



**ROWAN COUNTY COMMISSION AGENDA**  
**January 6, 2020 - 3:00 PM**  
**J. Newton Cohen, Sr. Room**  
**J. Newton Cohen, Sr. Rowan County Administration Building**  
**130 West Innes Street, Salisbury, NC 28144**

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Call to Order

Invocation

Provided By: Chaplain Michael Taylor

Pledge of Allegiance

Consider Additions to the Agenda

Consider Deletions From the Agenda

Consider Approval of the Agenda

*Board members are asked to voluntarily inform the Board if any matter on the agenda might present a conflict of interest or might require the member to be excused from voting.*

- Consider Approval of the December 16, 2019 Minutes

1 Consider Approval of Consent Agenda

- A. FY20 ROAP Grant Application
- B. Purchase of Tables and Chairs From Classroom Essentials

2 Public Comment Period

3 Public Hearing for Z 09-19

4 Public Hearing for Z 10-19

5 Consider Request From Emerald Bay Home Owners Association for No Wake Zone

6 Consider Approval of Board Appointments

7 Closed Session

- Closed Session for Attorney-Client Privileged Communication Regarding a Personnel Matter

## 8 Adjournment

*Citizens with disabilities requiring special needs to access the services or public meetings of Rowan County Government should contact the County Manager's Office three days prior to the meeting by calling (704) 216-8180.*

**ROWAN COUNTY**  
**A COUNTY COMMITTED TO EXCELLENCE**



**130 West Innes Street - Salisbury, NC 28144**  
**TELEPHONE: 704-216-8180 \* FAX: 704-216-8195**

**MEMO TO COMMISSIONERS:**

**FROM:**

**DATE:**

**SUBJECT:** Provided By: Chaplain Michael Taylor

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**ATTACHMENTS:**

**Description**

**Upload Date**

**Type**

No Attachments Available

**ROWAN COUNTY**  
**A COUNTY COMMITTED TO EXCELLENCE**



**130 West Innes Street - Salisbury, NC 28144**  
**TELEPHONE: 704-216-8180 \* FAX: 704-216-8195**

**MEMO TO COMMISSIONERS:**

**FROM:** Carolyn Barger, Clerk to the Board  
**DATE:** December 19, 2019  
**SUBJECT:** Consider Approval of the December 16, 2019 Minutes

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**ATTACHMENTS:**

**Description**

December 16, 2019 Minutes

**Upload Date**

12/23/2019

**Type**

Cover Memo



Greg Edds, Chairman  
Jim Greene, Vice- Chairman  
Mike Caskey  
Judy Klusman  
Craig Pierce



Aaron Church, County Manager  
Carolyn Barger, Clerk to the Board  
John W. Dees, II, County Attorney

## **Rowan County Board of Commissioners**

130 West Innes Street • Salisbury, NC 28144  
Telephone 704-216-8180 • Fax 704-216-8195

### **MINUTES OF THE MEETING OF THE ROWAN COUNTY BOARD OF COMMISSIONERS**

**December 16, 2019 – 5:00 PM**

**J. NEWTON COHEN, SR. ROOM**

**J. NEWTON COHEN, SR. ROWAN COUNTY ADMINISTRATION BUILDING**

Present: Greg Edds, Chairman  
Jim Greene, Vice-Chairman  
Mike Caskey, Member  
Judy Klusman, Member  
Craig Pierce, Member

County Manager Aaron Church, Clerk to the Board Carolyn Barger, County Attorney Jay Dees and Assistant County Manager/Finance Director Leslie Heidrick were present.

Chairman Edds convened the meeting at 6:00 p.m.

Chaplain Michael Taylor provided the Invocation.

Chairman Edds led the Pledge of Allegiance.

#### **CONSIDER ADDITIONS TO THE AGENDA**

There were no additions to the agenda.

#### **CONSIDER DELETIONS FROM THE AGENDA**

Chairman Edds deleted Item J from the Consent Agenda (Agreement for Services for Sheriff's Department Chaplain).

#### **CONSIDER APPROVAL OF THE AGENDA**

Commissioner Klusman moved, Commissioner Greene seconded and the vote to approve the agenda passed unanimously.

#### **CONSIDER APPROVAL OF THE MINUTES**

Commissioner Klusman moved, Commissioner Greene seconded and the vote to approve the minutes of the December 2, 2019 Commission Meeting passed unanimously.

## **1. CONSIDER APPROVAL OF CONSENT AGENDA**

Commissioner Greene moved approval of the Consent Agenda (as amended). The motion was seconded by Commissioner Klusman and passed unanimously.

The Consent Agenda consisted of the following:

- A. Permission for RCSO to Apply for NC Transportation Bicycle Helmet Initiative Grant
- B. Technical Change to Policy 5.8 Guidelines for Pay Adjustments
- C. Schedule Public Hearing for Z 10-19 for January 6, 2020
- D. Schedule Public Hearing for Z 09-19 for January 6, 2020
- E. 2019 Salisbury-Rowan Community Foundation Grant Acceptance
- F. Tax Refunds for Approval
- G. Rowan Public Library West Branch Change Order
- H. HDR Engineering Task Order – Landfill Gas Monitoring and Reporting
- I. Purchase of Vehicle Equipment and Body Armor for Sheriff's Office
- J. Agreement for Services for Sheriff's Department Chaplain (deleted from the Consent Agenda)
- K. Juvenile Crime Prevention Council Funding Plan 2019-20

## **2. PUBLIC COMMENT PERIOD**

Chairman Edds opened the Public Comment Period to entertain comments from any citizens wishing to address the Board. The following individuals came forward:

- Connie Byrne of Kannapolis said she had been attending the Commission Meetings for approximately six (6) years and she expressed appreciation for the dedication of the Board.

With no one else coming forward, Chairman Edds closed the Public Comment Period.

## **3. PUBLIC HEARING – BOND ORDER AND RESOLUTION FOR THE ADOPTION OF GENERAL OBLIGATION BONDS**

Chairman Edds said before the Board opened the public hearing for the Bond Order he would like to restate the rules the Commissioners had previously adopted. Chairman Edds said during the public hearing, the length of comment for each speaker would be limited to three (3) minutes to address the Board and comments would be restricted to the subject of the hearing as advertised.

Chairman Edds then opened the floor to conduct a public hearing concerning the Bond Order and Referendum on \$45,000,000 General Obligation Community College Bonds. The following individuals came forward to address the Board:

- Dr. Carol Spalding, President of Rowan-Cabarrus Community College (RCCC), spoke in support of the Bond Order.
- Carl Short, Chair of the RCCC Board of Trustees, spoke in support of the Bond Order.

- Fire Chief Robert Parnell spoke in support of the Bond Order.
- Grace Peters, a resident of China Grove and student at RCCC spoke in support of the Bond Order.
- Jeanne Dixon, a Rowan resident from Kannapolis and a member of the RCCC Board of Trustees, spoke in support of the Bond Order.
- Isaac Mayle, a student of RCCC, spoke in support of the Bond Order. Mr. Mayle asked other students in the audience who were in support of the Bond Order to please stand and approximately twelve (12) students responded.
- Elaine Spalding, President of the Rowan County Chamber of Commerce, provided the Board with a handout, which was a Resolution from the Chamber's Board of Directors in support of the Bond Order.
- Denise Hallet, who works for Vulcan Materials and also serves on the RCCC Foundation Board, spoke in support of the Bond Order.
- Mark Hill spoke in support of the Bond Order.
- Brad Bost, a resident of Rowan County and also a business owner, spoke in support of the Bond Order.
- Craig Lamb, Vice President for Corporate and Continuing Education at RCCC, spoke in support of the Bond Order.

With no one else wishing to speak on the matter, Chairman Edds closed the public hearing.

Chairman Edds opened the floor for comments from the Commissioners.

Commissioner Klusman referenced the comments in support of the Bond Order from RCCC student speaker Grace Peters. Commissioner Klusman expressed hope Ms. Peters would consider speaking to middle and high school students regarding her choice of a non-traditional career (welding) for women and the fact that it was a well-paying career choice.

Commissioner Greene noted the County had not built any new buildings at RCCC's north campus for 42 years, yet RCCC was one of the largest community colleges in the State. Commissioner Greene discussed the importance of having a qualified workforce for businesses who considered locating in Rowan County. Commissioner Greene also mentioned the importance of funding for the Early College Program that was included in the proposed bond. Commissioner Greene felt the matter before the Board would be one of the most important votes he would make in his six (6) years as a County Commissioner.

Commissioner Caskey said he had been a student at RCCC for various courses and he felt that community colleges were very important. Commissioner Caskey mentioned the national student debt from other colleges and universities and said he thought future generations would look at more economical ways to continue their education. Commissioner Caskey talked about the importance of the course offerings that would

become available at RCCC if the bond were approved. Commissioner Caskey supported putting the bond referendum on the ballot for the citizens to consider.

Chairman Edds discussed the education collaborative that had occurred over the past eight (8) months, which had also included the Rowan County Economic Development Commission. Chairman Edds reiterated the significance of the proposed complex at RCCC and the aspirations of everyone involved to raise the ceiling for education in Rowan County. Chairman Edds said companies would not consider locating in Rowan County if there were no workers to fill the jobs. Chairman Edds stressed the importance to provide educational opportunities for much-needed trade jobs to keep students in Rowan County.

Chairman Edds introduced the following Resolution, the title and full Resolution of which he read in its entirety as follows:

**RESOLUTION ADOPTING BOND ORDER AND CALLING  
FOR REFERENDUM ON \$45,000,000 GENERAL  
OBLIGATION COMMUNITY COLLEGE BONDS,  
PROVIDING FOR NOTICE OF SUCH REFERENDUM,  
FORM OF BALLOT AND PUBLICATION OF BOND ORDER  
AS ADOPTED**

WHEREAS, on December 2, 2019, the Board of Commissioners (the "Board") of the County of Rowan, North Carolina (the "County") introduced a bond order entitled "BOND ORDER AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS OF THE COUNTY OF ROWAN IN THE MAXIMUM AGGREGATE PRINCIPAL AMOUNT OF \$45,000,000 FOR THE PURPOSE OF FINANCING, IN PART, THE ACQUISITION, CONSTRUCTION, INSTALLATION, RENOVATION AND EQUIPPING OF EDUCATIONAL FACILITIES OF ROWAN-CABARRUS COMMUNITY COLLEGE" (the "Bond Order"), and called for a public hearing with respect to the Bond Order; and

WHEREAS, the Bond Order as introduced and notice of such public hearing was published in the *Salisbury Post* on December 6, 2019, as required by N.C.G.S. §§ 159-56 and 159-57; and

WHEREAS, the Board on December 16, 2019 held a public hearing with respect to the Bond Order and now desires to adopt the Bond Order; and

WHEREAS, N.C.G.S. § 159-58 provides for publication of the Bond Order as adopted;

NOW, THEREFORE, the Board of the County, meeting in regular session on December 16, 2019, does the following:

BE IT RESOLVED BY THE BOARD OF COMMISSIONERS FOR THE COUNTY OF ROWAN, NORTH CAROLINA:

1. The Bond Order entitled "BOND ORDER AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS OF THE COUNTY OF ROWAN IN THE MAXIMUM AGGREGATE PRINCIPAL AMOUNT OF \$45,000,000 FOR THE PURPOSE OF FINANCING, IN PART, THE ACQUISITION, CONSTRUCTION, INSTALLATION, RENOVATION AND EQUIPPING OF EDUCATIONAL FACILITIES OF ROWAN-CABARRUS COMMUNITY COLLEGE" is hereby adopted.

2. The Clerk to the County shall cause the Bond Order, with a statement appended in form described by N.C.G.S. § 159-58, to be published in the *Salisbury Post*.

3. The Board hereby calls for a referendum with respect to the Bond Order and fixes the date thereof as March 3, 2020.

4. The form of the question on the ballot shall be as follows:

Shall the order of the County of Rowan authorizing \$45,000,000 general obligation bonds plus interest, for the purpose of financing, in part, the acquisition, construction, installation, renovation and equipping of educational facilities of Rowan-Cabarrus Community College, and providing that additional taxes may be levied in an amount sufficient to pay the principal of and interest on such bonds be approved?

[        ] Yes

[        ] No

5. The Clerk to the County shall deliver a copy of this resolution to the Rowan County Board of Elections no later than December 19, 2019.

6. The Clerk to the County and bond counsel shall provide for publication of notice of the referendum as required by N.C.G.S. § 159-61(c) in the *Salisbury Post*.

7. This resolution shall take effect immediately.

Commissioner Pierce moved the passage of the foregoing resolution and Commissioner Klusman seconded the motion, and the Resolution was passed unanimously (5-0).

(For the record, let it be noted that Commissioner Caskey, who is a Charlotte-Mecklenburg Police Officer, had to leave the meeting to go to work following the vote on the Bond Order and Resolution).

#### **4. PRESENTATION OF FISCAL YEAR 2019 COMPREHENSIVE ANNUAL FINANCIAL REPORT**

Assistant County Manager/Finance Director Leslie Heidrick distributed a handout from Martin Starnes & Associates, CPAs, P.A (Martin Starnes).

Kari Dunlap with Martin, Starnes provided a power point presentation as she discussed the County's Comprehensive Annual Financial Report (CAFR) for the fiscal year ending June 30, 2019.

Ms. Dunlap said Martin Starnes & Associates had rendered an unmodified opinion and expressed appreciation for the cooperation the firm received from staff during the audit. Ms. Dunlap said the audit had been submitted on time to the Local Government Commission (LGC) this year and had already been approved.

Using the power point, Ms. Dunlap discussed the financial position of the County, as well as changes that were relative to information contained in the CAFR.

A question and answer period followed the presentation. In closing, Ms. Dunlap encouraged the Board to respond to future audit inquiries with any concerns or suggestions for next year.

## **5. ELLIS PARK KITCHEN RENOVATIONS**

Don Bringle, Director of Facilities Management and Parks and Recreation said Ellis Park was a community park that was booked every night of each weekend out of the year. Mr. Bringle said Therapeutic Recreation also utilized the Park's kitchen for its teaching groups.

Mr. Bringle sought the Commissioners approval to award the Ellis Park kitchen renovations contract to AGS Contracting, LLC. The original bid opening was November 20, 2019 with one (1) bid received. The project was re-advertised with two (2) bids submitted and opened on December 4, 2019. Mr. Bringle requested that the base amount, plus alternates #1 and #2 be completed. The budgeted amount was \$65,000; however, the total needed was \$100,471 (shortfall of \$35,471). Mr. Bringle said there would be architectural fees added, as well.

The bid tabulation was submitted as follows:

	<b><u>Base Bid</u></b>	<b><u>Alt #1</u></b>	<b><u>Alt #2</u></b>	<b><u>Alt #3</u></b>
AGS Contracting LLC	\$85,000	\$11,854 (add)	\$3,617 (add)	\$1,400 (add)
B.A.M. Construction, Inc.	\$89,765	\$ 8,522	\$4,980	\$1,980

In response to an inquiry from Commissioner Pierce, Architect Natalie Morgan said the proposed flooring was a Shaw product that would withstand the movement of tables and "character of the floor".

Ms. Morgan confirmed to Chairman Edds the price was deemed as fair for the project and that she was glad to have seen the two (2) bids come in close to one another.

Commissioner Pierce moved to award the contract including alternates #1 and #2 to AGS Contracting LLC in the amount of \$100,471 to AGS Contracting LLC. The motion was seconded by Commissioner Greene and passed unanimously (4-0).

## **6. CONSIDER APPROVAL OF BUDGET AMENDMENTS**

Finance Director Leslie Heidrick presented the following budget amendments for the Board's consideration:

- Finance – To budget FY 2019 Homeland Security Grant, EMW-2019-SS-00057, awarded to Rowan County by the North Carolina Department of Public Safety. The Grant was accepted by the Commissioners on October 21, 2019. \$29,217
- Finance – To de-obligate Emergency Services grant number EMW-2017-SS-00065-S01-1743. \$9,000

- Finance – To budget Carolina Farm Credit Grant awarded to the Cooperative Extension and accepted by the Commissioners on December 2, 2019. \$5,000

Commissioner Pierce moved approval of the budget amendments as presented. The motion was seconded by Commissioner Greene and passed unanimously (4-0).

## **7. CLOSED SESSION**

Chairman Edds moved at 7:33 p.m. for the Board to enter Closed Session pursuant to North Carolina General Statute § 143-318.11(a)(1) to consider approval of the Closed Session Minutes for September 3, 2019; September 16, 2019; October 21, 2019; October 25, 2019; November 4, 2019; and § 143-318.11(a)(3) for attorney-client privileged communication regarding personnel matters. The motion was seconded by Commissioner Pierce and passed unanimously (4-0).

The Board returned to Open Session at 9:00 p.m.

## **ADJOURNMENT**

There being no further business to come before the Board, Commissioner Pierce moved to adjourn at 9:01 p.m. The motion was seconded by Commissioner Greene and passed unanimously (4-0).

Respectfully Submitted,

Carolyn Barger, MMC, NCMCC  
Clerk to the Board

**ROWAN COUNTY**  
**A COUNTY COMMITTED TO EXCELLENCE**



**130 West Innes Street - Salisbury, NC 28144**  
**TELEPHONE: 704-216-8180 \* FAX: 704-216-8195**

**MEMO TO COMMISSIONERS:**

**FROM:** Franklin D. Barnes, Director, Rowan Transit System  
**DATE:** December 11, 2019  
**SUBJECT:** FY20 ROAP Grant Application

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FY20 ROAP Grant Application

**ATTACHMENTS:**

<b>Description</b>	<b>Upload Date</b>	<b>Type</b>
FY20 ROAP Grant Application	12/11/2019	Cover Memo





# **ROWAN TRANSIT SYSTEM**

2726 Old Concord Road, Salisbury North Carolina 28146

## **MEMORANDUM**

**To:** Rowan County Board of Commissioners  
**CC:** Aaron Church, County Manager  
**From:** Franklin Barnes, RTS Director  
**Date:** December 11, 2019  
**Re:** FY'20 ROAP Grant

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The NC Department of Transportation has released the application for the FY'20 Rural Operating Assistance Program [ROAP], which is funded by the NC General Assembly. This program consolidates three different state transportation programs into a single application making Rowan County eligible to apply for **\$259,495.78** in transit operating funds. The Board of Commissioners is the only eligible applicant with the decision-making authority on how ROAP funding will be used in Rowan County.

The RTS Advisory Committee is making the following recommendations:

- 1. To apply for \$121,324.45 in Elderly & Disabled Transportation Program [EDTAP; no match]**  
*The purpose of EDTAP funding is to provide additional transportation for Elderly & Disabled.  
The funds cannot replace existing funding for transportation.  
The RTS Advisory Committee recommends the following sub-allocations:*

*Rowan Transit - \$78,724.45 Trinity Living Center - \$26,600 Therapeutic Recreation - \$16,000*

- 2. To apply for \$100,246.78 [90%] in Rural General Public [RGP] [\$11,138.53 match 10%; total \$111,385.31]**  
*These funds must be used to provide general public transportation for rural county residents who travel to any public destination. RGP is used for our RITA service. Passengers are picked up at their home for trips to doctors, pharmacies, grocery shopping, bill paying, post offices, public agency appointments, dialysis, and some recreational locations. Public passengers under 60 years of age pay a \$2.00 fare that helps pay the program match. The balance of matching funds from the county is in the approved RTS Operating Budget.*
- 3. To apply for \$37,924.55 in Employment Transportation. [100% grant funding]**  
*These funds are used for the general public to travel to work and/or other employment related destinations. Under new program guidelines only trip based services are considered an eligible expense.*

### **Board Action**

- ☐ Authorize the County Manager to execute the NCDOT Grant Certification Statement containing the standard assurances that Rowan County will use the ROAP funding in a manner consistent with the State Management Plan for the ROAP funding.

**ROWAN COUNTY**  
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**130 West Innes Street - Salisbury, NC 28144**  
**TELEPHONE: 704-216-8180 \* FAX: 704-216-8195**

**MEMO TO COMMISSIONERS:**

**FROM:** Don Bringle, Director of Facilities Management and Parks and Recreation  
**DATE:** December 23, 2019  
**SUBJECT:** Purchase of Tables and Chairs From Classroom Essentials

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West End Plaza is requesting to purchase 36 round tables and 360 chairs to add to our current inventory.

This purchase, if approved, will allow us to have 720 chairs and 72 round tables. This should satisfy most of our needs.

Classroom Essentials was the low bid at \$16,585.16.

**ATTACHMENTS:**

**Description**

Bids

**Upload Date**

12/23/2019

**Type**

Cover Memo



SOQ-376232

<https://classroomessentialsonline.com/>  
(866) 404-7671

**ALL MAILED CHECK PAYMENTS**

Belnick Retail LLC  
4350 Ball Ground Highway  
Canton GA 30114  
Make Check Payable To Belnick Retail LLC

**Quote Information**




<b>Quote Number</b>	SOQ-376232	<b>Created Date</b>	12/23/2019
<b>Sales Rep</b>	Sarah Bentley	<b>Sales Rep Email</b>	sarahbentley@belnickinc.com




**Customer Contact Information**

<b>Account Name</b>	Rowan County Government	<b>Phone</b>	(704) 216-8108
<b>Contact Name</b>	Don Bringle	<b>Email</b>	don.bringle@rowancountync.gov

**Customer Address Information**

<b>Bill To</b>	Rowan County Government 425 Airport Road SALISBURY, NC 28147	<b>Ship To</b>	Rowan County Government 425 AIRPORT ROAD SALISBURY, NC 28147
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Quantity	Item Description	\$ Unit Price	\$ Extended Price
36*	 <b>RB-72R-GG</b> <b>6-Foot Round Granite White Plastic Folding Table [RB-72R-GG]</b>	\$ 165.99	\$ 5975.64
* Quantity currently unavailable. Next arrival date is 2/20/2020			
360	 <b>FD-C01-S-11-GG</b> <b>HERCULES Series Crown Back Stacking Banquet Chair in Black Fabric - Silver Frame [FD-C01-S-11-GG]</b>	\$ 24.99	\$ 8996.40
2	 <b>FD-STK-DOLLY-GG</b> <b>Banquet Chair / Stack Chair Dolly [FD-STK-DOLLY-GG]</b>	\$ 0.00	\$ 0.00

4		<b>FD-BAN-CH-DOLLY-GG</b> <b>HERCULES Series Steel Stack Chair and Church</b> <b>Chair Dolly [FD-BAN-CH-DOLLY-GG]</b>	<b>\$ 0.00</b>	<b>\$ 0.00</b>
6		<b>RTC-810RND</b> <b>Advantage Folding Table Cart for Round</b> <b>Folding Tables [RTC-810RND]</b>	<b>\$ 139.95</b>	<b>\$ 839.70</b>
2		<b>XA-77-36-DOLLY-GG</b> <b>Folding Table Dolly with</b> <b>Carpeted Platform for</b> <b>Rectangular Tables</b> <b>[XA-77-36-DOLLY-GG]</b>	<b>\$ 229.99</b>	<b>\$ 459.98</b>
			<b>Sub Total</b>	<b>\$ 16271.72</b>
			<b>Discount</b>	<b>5 % ( -\$813.59)</b>
			<b>Shipping &amp; Handling</b>	<b>\$ 46.36</b>
			<b>Tax</b>	<b>\$ 1080.67</b>
			<b>TOTAL DUE</b>	<b>\$ 16585.16</b>

**Liftgate CallBeforeDelivery**

Please review your quote thoroughly and verify that all shipping and product information is correct. By approving this quote, you are *acknowledging* that all information is accurate, including your shipping address and products requested.

Please note the following:

- Many of our products are packaged ready to assemble allowing smaller orders to ship via FedEx or UPS
- Large orders will ship via freight carrier and will not include inside delivery services (pallets will be unloaded curbside)
- If inside delivery service is required, please communicate this requirement with your sale representative at the time of purchase as additional charges will apply
- Any changes requested (address, items, or quantity discrepancies, etc.) will require a new quote
- The quoted shipping charges are guaranteed for 30 days though product pricing is subject to change at any time
- All purchase orders are subject to Net 30 terms

To place an order, please contact your sales representative. If submitting a PO, please submit this form with your purchase order and fax it to (770) 721-8381 or email [info@Belnickinc.com](mailto:info@Belnickinc.com).





SOQ-376295

www.bizchair.com

1-800-924-2472



ALL MAILED CHECK PAYMENTS

Belnick Retail LLC

4350 Ball Ground Highway

Canton GA 30114

Make Check Payable To Belnick Retail LLC

## Quote Information




Quote Number	SOQ-376295	Created Date	12/23/2019
Sales Rep	Patti Forbes	Sales Rep Email	pattiforbes@belnickinc.com

## Customer Contact Information

Account Name	Rowan County Government	Phone	(704) 216-8108
Contact Name	Don Bringle	Email	don.bringle@rowancountync.gov

## Customer Address Information

Bill To	Rowan County Government 425 Airport Road SALISBURY, NC 28147	Ship To	Rowan County Government 425 AIRPORT ROAD SALISBURY, NC 28147
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Quantity	Item Description	\$ Unit Price	\$ Extended Price
36*	 <b>DAD-YCZ-180R-GW-GG</b> <b>6-Foot Round Granite White Plastic Folding Table</b> <b>[DAD-YCZ-180R-GW-GG]</b>	\$ 168.99	\$ 6083.64
* Quantity currently unavailable. Next arrival date is 2/06/2020			
360	 <b>FD-C01-S-11-GG</b> <b>HERCULES Series Crown Back Stacking Banquet Chair in Black Fabric - Silver Frame</b> <b>[FD-C01-S-11-GG]</b>	\$ 24.99	\$ 8996.40
4	 <b>FD-BAN-CH-DOLLY-GG</b> <b>HERCULES Series Steel Stack Chair and Church Chair Dolly [FD-BAN-CH-DOLLY-GG]</b>	\$ 0.00	\$ 0.00

2		<b>FD-STK-DOLLY-GG</b> <b>Banquet Chair / Stack Chair Dolly</b> <b>[FD-STK-DOLLY-GG]</b>	<b>\$ 0.00</b>	<b>\$ 0.00</b>
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2*		<b>TC8-AMTB</b> <b>Table and Stage Truck with Four Heavy Duty</b> <b>Casters and Welded Steel Iron Construction -</b> <b>31"W x 96"D x 36"H</b>	<b>\$ 298.99</b>	<b>\$ 597.98</b>
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\* Quantity currently unavailable.

6		<b>NG-DY60-GG</b> <b>Black Folding Table Dolly for Round Folding</b> <b>Tables [NG-DY60-GG]</b>	<b>\$ 198.24</b>	<b>\$ 1189.44</b>
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**Sub Total**      **\$ 16867.46**

**Discount**    5 % ( **-\$843.37**)

**Shipping & Handling**      **\$ 1088.07**

**Liftgate**

**Tax**      **\$ 1192.72**

**TOTAL DUE**      **\$ 18304.88**

Please review your quote thoroughly and verify that all shipping and product information is correct. By approving this quote, you are *acknowledging* that all information is accurate, including your shipping address and products requested.

Please note the following:

- Many of our products are packaged ready to assemble allowing smaller orders to ship via FedEx or UPS
- Large orders will ship via freight carrier and will not include inside delivery services (pallets will be unloaded curbside)
- If inside delivery service is required, please communicate this requirement with your sale representative at the time of purchase as additional charges will apply
- Any changes requested (address, items, or quantity discrepancies, etc.) will require a new quote
- The quoted shipping charges are guaranteed for 30 days though product pricing is subject to change at any time
- All purchase orders are subject to Net 30 terms

To place an order, please contact your sales representative. If submitting a PO, please submit this form with your purchase order and fax it to (770) 721-8381 or email [info@Belnickinc.com](mailto:info@Belnickinc.com).



SOQ-376346

<http://www.restaurantfurniture4less.com/>  
(855) 307-3863



**Restaurant Furniture 4 Less**

ALL MAILED CHECK PAYMENTS

Belnick Retail LLC

4350 Ball Ground Highway

Canton GA 30114

Make Check Payable To Belnick Retail LLC

#### Quote Information




<b>Quote Number</b>	SOQ-376346	<b>Created Date</b>	12/23/2019
<b>Sales Rep</b>	Patti Forbes	<b>Sales Rep Email</b>	pattiforbes@belnickinc.com

#### Customer Contact Information




<b>Account Name</b>	Rowan County Government	<b>Phone</b>	(704) 216-8108
<b>Contact Name</b>	Don Bringle	<b>Email</b>	don.bringle@rowancountync.gov

#### Customer Address Information

<b>Bill To</b>	Rowan County Government 425 Airport Road SALISBURY, NC 28147	<b>Ship To</b>	Rowan County Government 425 AIRPORT ROAD SALISBURY, NC 28147
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Quantity	Item Description	\$ Unit Price	\$ Extended Price
36*	 <b>DAD-YCZ-180R-GW-GG</b> <b>6-Foot Round Granite White Plastic Folding Table</b> <b>[DAD-YCZ-180R-GW-GG]</b>	\$ 139.99	\$ 5039.64
* Quantity currently unavailable. Next arrival date is 1/26/2020			
360	 <b>FD-C01-S-11-GG</b> <b>HERCULES Series Crown Back Stacking Banquet Chair in Black Fabric - Silver Frame</b> <b>[FD-C01-S-11-GG]</b>	\$ 24.99	\$ 8996.40
4	 <b>FD-BAN-CH-DOLLY-GG</b> <b>HERCULES Series Steel Stack Chair and Church Chair Dolly [FD-BAN-CH-DOLLY-GG]</b>	\$ 0.00	\$ 0.00



2		<b>FD-STK-DOLLY-GG</b> <b>Banquet Chair / Stack Chair Dolly</b> <b>[FD-STK-DOLLY-GG]</b>	<b>\$ 0.00</b>	<b>\$ 0.00</b>
2*		<b>TC8-AMTB</b> <b>Table and Stage Truck with Four Heavy Duty</b> <b>Casters and Welded Steel Iron Construction -</b> <b>31"W x 96"D x 36"H</b>	<b>\$ 298.99</b>	<b>\$ 597.98</b>
* Quantity currently unavailable.				
6		<b>NG-DY60-GG</b> <b>Black Folding Table Dolly for Round Folding</b> <b>Tables [NG-DY60-GG]</b>	<b>\$ 188.74</b>	<b>\$ 1132.44</b>
			<b>Sub Total</b>	<b>\$ 15766.46</b>
			<b>Discount</b>	<b>5 % ( -\$788.32)</b>
			<b>Shipping &amp; Handling</b>	<b>\$ 1513.14</b>
<b>Liftgate</b>			<b>Tax</b>	<b>\$ 1149.45</b>
			<b>TOTAL DUE</b>	<b>\$ 17640.73</b>

Please review your quote thoroughly and verify that all shipping and product information is correct. By approving this quote, you are *acknowledging* that all information is accurate, including your shipping address and products requested.

Please note the following:

- Many of our products are packaged ready to assemble allowing smaller orders to ship via FedEx or UPS
- Large orders will ship via freight carrier and will not include inside delivery services (pallets will be unloaded curbside)
- If inside delivery service is required, please communicate this requirement with your sale representative at the time of purchase as additional charges will apply
- Any changes requested (address, items, or quantity discrepancies, etc.) will require a new quote
- The quoted shipping charges are guaranteed for 30 days though product pricing is subject to change at any time
- All purchase orders are subject to Net 30 terms

To place an order, please contact your sales representative. If submitting a PO, please submit this form with your purchase order and fax it to (770) 721-8381 or email [info@Belnickinc.com](mailto:info@Belnickinc.com).



**ROWAN COUNTY**  
**A COUNTY COMMITTED TO EXCELLENCE**



**130 West Innes Street - Salisbury, NC 28144**  
**TELEPHONE: 704-216-8180 \* FAX: 704-216-8195**

**MEMO TO COMMISSIONERS:**

**FROM:** Aaron Poplin, Planner  
**DATE:** 12/19/2019  
**SUBJECT:** Public Hearing for Z 09-19

---

Daniel Gomez and Karen Mendieta are requesting a rezoning of their properties off of US 52 HWY to expand their business operations to include Auto Repair and Used Tire Sales. The properties are located at 15185 US 52 HWY further identified as tax parcels 542- 030, 044, 045.

Conduct public hearing, motion to adopt statements, and motion to approve / deny / table Z 09-19

**ATTACHMENTS:**

<b>Description</b>	<b>Upload Date</b>	<b>Type</b>
Staff Report	12/19/2019	Cover Memo
Site Plan	12/19/2019	Cover Memo
GIS Map	12/19/2019	Cover Memo
Application	12/19/2019	Cover Memo



## REZONING PETITION: Z 09-19

**REQUEST:** CBI-CUD and RA to CBI-CD for auto sales, auto repair and used tire sales.

**PARCEL ID:** 542- 030, 044, 045

**LOCATION:** 15185 US 52 HWY Gold Hill NC 28071

**ACERAGE:** 2.29

**CURRENT LAND USE:** Used Car Dealership

**OWNER:** Daniel Gomez and Karen Mendieta

**APPLICANT:** Daniel Gomez and Karen Mendieta

### Background

Daniel Gomez and Karen Mendieta are requesting a rezoning of their properties off of US 52 HWY to expand their business operations to include Auto Repair and Used Tire Sales. Currently, they operate a used car dealership off of parcel 542 045.

Back in 2013 parcels 542 045 and 542 044 were rezoned from RA to a CBI-CUD with the only allowed use being auto sales. There were no extra conditions attached to the zoning district, and the parcels still have this zoning classification. Parcel 542 030 is zoned RA and has been vacant since approximately 2013; the last use of the property was for a mobile home, which was removed around 2013.

### Relationship with any plans and policies

These properties are located in the off US 52 HWY in the COM/IND area of the Eastern Area Land Use Plan, and within the US 52 Corridor. The Plan encourages commercial and industrial uses that have a need for rail and US Highway access in this area.

### Consistency with the requested zoning district's purpose and intent

**Commercial, Business, Industrial, CBI.** This zone allows for a wide range of commercial, business and light to medium industrial activities which support both the local and / or regional economies. The CBI district is generally appropriate in areas identified by an adopted land use plan that recommend "highway business" along identified NC and US highways; community / regional / potential development nodes -

commercial corridors; and existing commercial areas. Areas served by public water / sewer represent significant public investment to foster tax base growth and employment opportunities for the citizens, which could be served through CBI designation. The CBI district may also exist or be created in an area other than listed in this subsection if the existing or proposed development is compatible with the surrounding area and the overall public good is served.

While US 52 is not identified as an area that recommends “highway business”, the CBI district may be appropriate if the proposed development is compatible with the surrounding area.

#### Compatibility of all uses within the proposed district classification with other properties

Compatibility of uses: All three proposed uses (Auto Sales, Auto Repair, Used Tire Sales) are uses that would be allowed in the RA as a Rural Home occupation. However, the uses can not be permitted on the RA zoned property now because the owners do not live on the property. The existing auto sales business is over 300’ from the nearest residence which exceeds the need for screening. The proposed use will come within 200’ of a residence, which will require Type A Screening.

Conditions within the vicinity (see enclosed map): The general area around the properties is mostly forested. There are two homes adjacent to the property. The next closest structures are a house approximately 1000’ further south on US 52 and the Carolina Perlite company approximately 2000’ north on US 52.

#### Potential impact on facilities such as roads, utilities and schools

Roads: US 52 HWY has a design capacity of 15,100 vehicles per and as of 2018 the average daily traffic was at 7,300 cars per day. Using Trip estimates found in the Institute of Transportation Engineers manual (7<sup>th</sup> edition) both new uses together will approximately produce around 64 trips a day.

Utilities: The properties would use private well and septic.

Schools: N/A

#### Planning Board Meeting November 25, 2019

The Rowan County Planning Board held a curtesy hearing for the request at their November meeting. The Planning Board had no concerns with the site as proposed. The Planning Board approved the requested and adopted the following statements.

**Statement of Consistency:** Z-09-19 is consistent with the Eastern land use plan based upon the identified use and attached site plan; furthermore the adoption of Z 09-19 is reasonable and in the public interest based upon the same.

**Statement of Reasonableness:** In accordance with section 21-362J of the Rowan County Zoning Ordinance and after due consideration, the Planning Board advises that Z-09-19 request is reasonable and in the public interest based upon the identified usage and compatibility with the Eastern Land use plan and the requested zoning.

### Decision making and procedures

**Decision Making:** In addition to the above criteria, sec. 21-362 (c) of the Zoning Ordinance indicates the primary question before the Planning Board / Board of Commissioners in a rezoning decision is “whether the proposed change advances the public health, safety, or welfare as well as the intent and spirit of the ordinance.” Additionally, the boards “shall not regard as controlling any advantages or disadvantages to the individual requesting the change but shall consider the impact of the proposed zoning change on the public at large.”

**Procedures:** The Planning Board must develop a statement of consistency describing whether its action is consistent with any adopted comprehensive plans and indicate why their action is reasonable and in the public interest [sec. 21-362 (j)]. A statement analyzing the reasonableness of the decision is also necessary. See enclosed checklist as a guide in developing these statements.

A statement of reasonableness is necessary to substantiate a small-scale zoning decision and ensure the decision is “reasonable”. While spot zoning in North Carolina is considered legal, it must be determined as reasonable based on a number of factors including the following established by the courts:

- Size and nature of the tract;
- Compatibility with existing plans;
- The impact of the zoning decision on the landowner, the immediate neighbors, and the surrounding community; and
- The relationship between the newly allowed uses in a spot rezoning and the previously allowed uses.

### Staff Comments

- Since this request is a conditional district, the Board may want to suggest mutually agreed upon conditions to the request.

- With a conditional district rezoning only the uses and buildings shown on the site plan will be allowed. Changes to the buildings or uses will require another rezoning process.

### Attachments

- GIS Map
- Z 09-19 Site Plan





1.- Carport for Auto Detailing  
770 SqFeet

2.- Used Tire shop & Automobile  
Repair, 3 Base, 1250 SqFeet

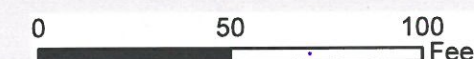
3.- 6 Foot Tall Fence

Number of Employee - 1

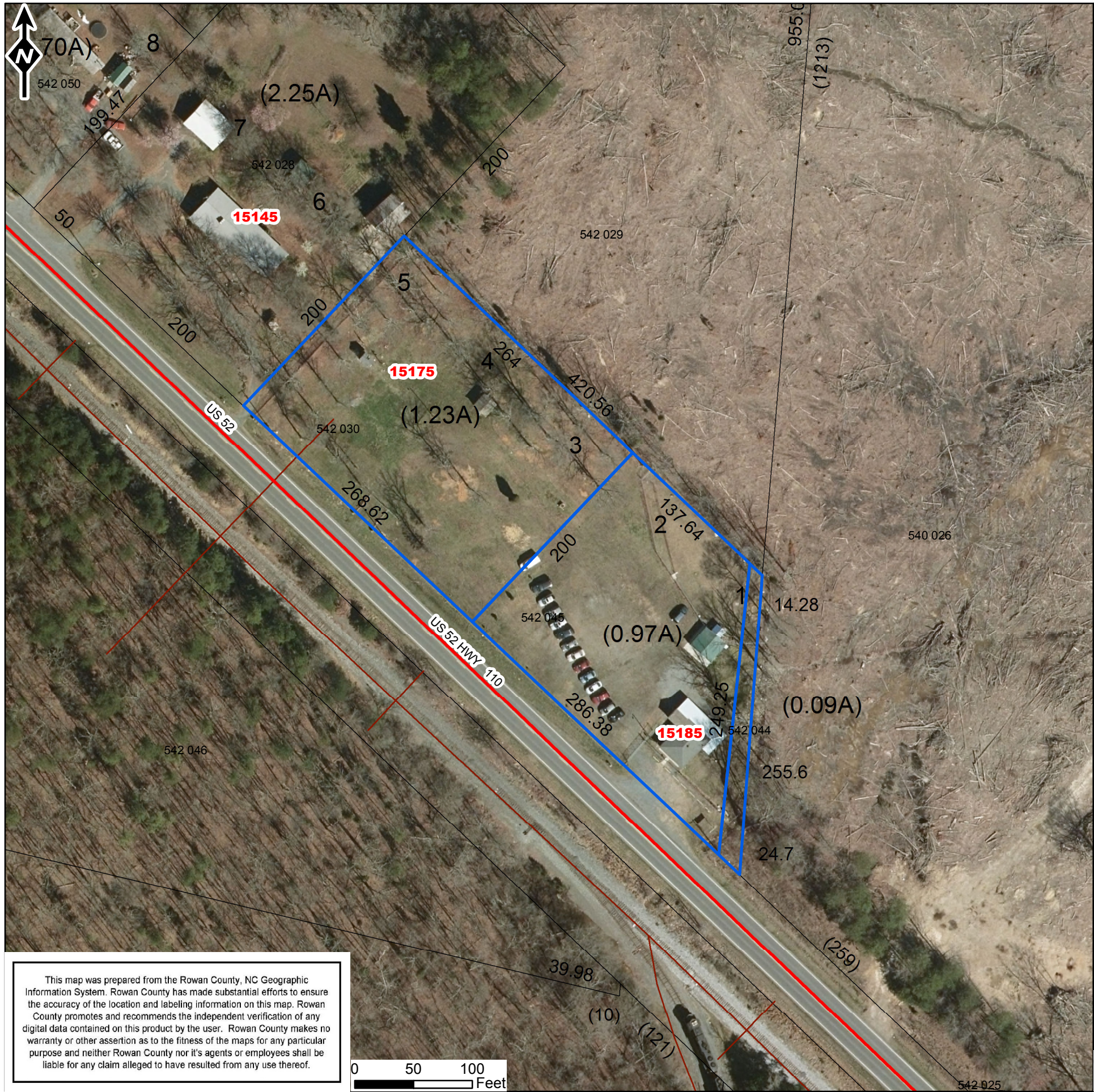
Monday - Saturday 10:00 AM  
to 05:00 PM

4.- New Mark Spaces For Parking

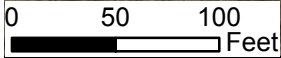
1 inch = 50 feet







This map was prepared from the Rowan County, NC Geographic Information System. Rowan County has made substantial efforts to ensure the accuracy of the location and labeling information on this map. Rowan County promotes and recommends the independent verification of any digital data contained on this product by the user. Rowan County makes no warranty or other assertion as to the fitness of the maps for any particular purpose and neither Rowan County nor its agents or employees shall be liable for any claim alleged to have resulted from any use thereof.



# Z 09-19 Site Map



RA

CBI

CBI CUD

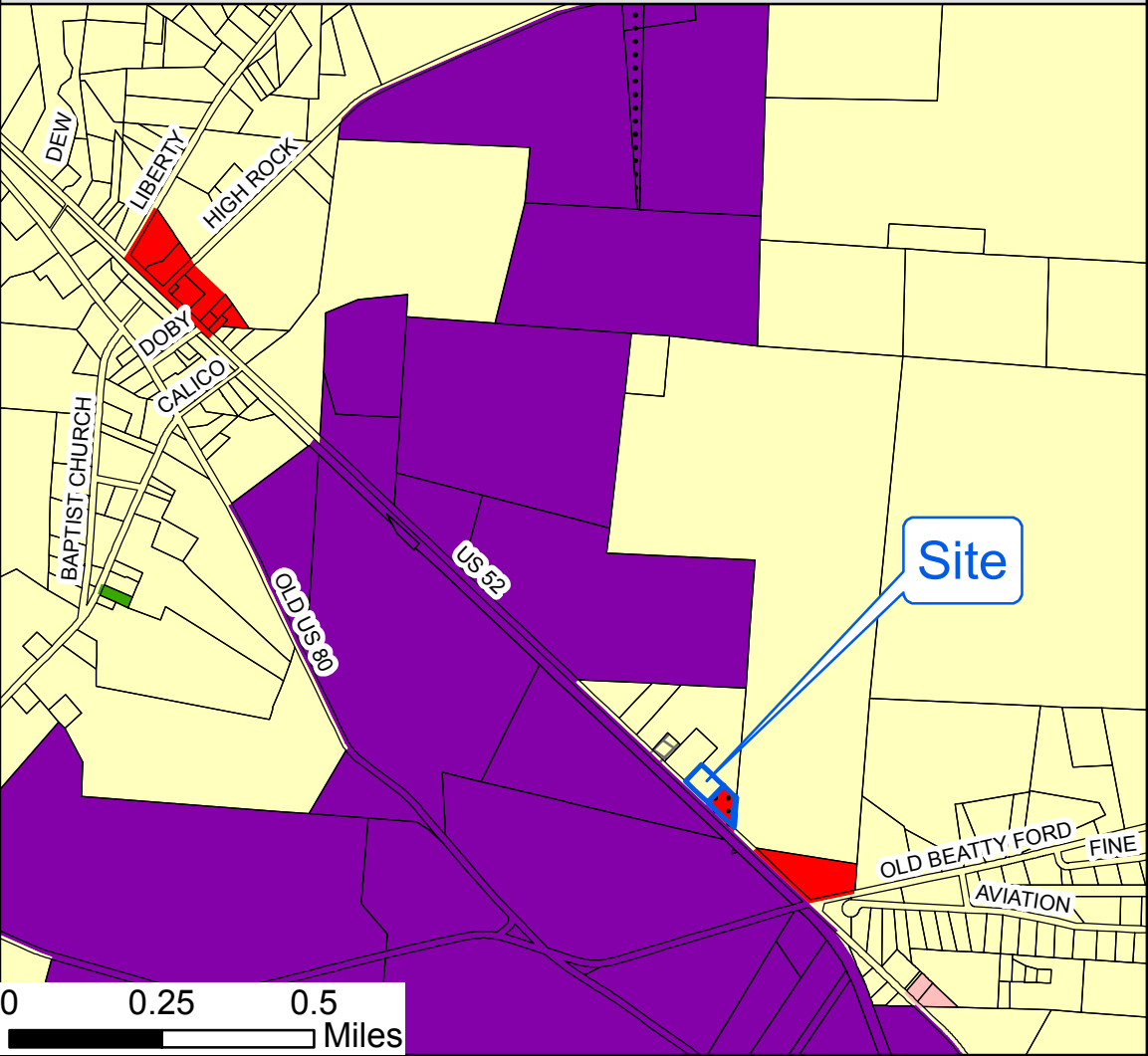
IND

NB

MHP

Site

Parcels







Rowan County Department of  
Planning & Development  
402 N. Main Street Suite 204  
Salisbury, NC 28144  
Phone (704) 216-8588  
Fax (704) 638-3130  
www.rowancountync.gov

Case # Z  
Date Filed \_\_\_\_\_  
Received By \_\_\_\_\_  
Amount Paid \_\_\_\_\_

Office Use Only

## REZONING APPLICATION

### OWNERSHIP INFORMATION:

Name: Daniel David Moreno Gomez - Karen paola Espitia Mendieta  
Signature: Karen Paola Espitia Mendieta  
Phone: 803 3229966 Email: 704NCLLC@gmail.com  
Address: 15185 Hwy 52 Gold Hill NC 28071

### APPLICANT / AGENT INFORMATION: Complete affidavit on back if non-owner

Name: Daniel David Moreno Gomez - Karen paola Espitia Mendieta  
Signature: Karen Paola Espitia Mendieta  
Phone: 803 3229966 Email: 704NCLLC@gmail.com  
Address: 15185 Hwy 52 Gold Hill NC 28071

### PROPERTY DETAILS:

542044  
Tax Parcel(s): 542045 - 542030 Size (sq.ft. or acres): 2.29  
Property Location: 15185 Hwy 52 Gold Hill NC 28071  
Current Land Use: Dealership use  
Date Acquired: 12-7-18 Deed Reference: Book 1319 Page 952

### REQUEST DETAILS:

Existing Zoning District BA CBI-CUD Requested Zoning District CBI

If requesting a conditional zoning district, list proposed use or uses:

Additional information enclosed restricting the conditional use district? Yes ☐ No ☒

Site plan containing information from sec. 21-52 enclosed? Yes ☐ No ☒



**ROWAN COUNTY**  
**A COUNTY COMMITTED TO EXCELLENCE**



**130 West Innes Street - Salisbury, NC 28144**  
**TELEPHONE: 704-216-8180 \* FAX: 704-216-8195**

**MEMO TO COMMISSIONERS:**

**FROM:** Shane Stewart, Assistant Planning Director  
**DATE:** December 20, 2019  
**SUBJECT:** Public Hearing for Z 10-19

---

Planning Staff met with Bobby Harrison, representative with the museum, in the summer of 2018 regarding the museum's desire to add a 4,800 sq.ft. building to store additional memorabilia. Staff indicated the property would need to be rezoned to INST since the RA district does not permit the current use. Since this meeting, the museum purchased the property from RSSS.

The Price of Freedom Museum Inc. and Kenneth Seagle are requesting a rezoning for the following 6.39 acres associated with their tax parcels: 207-007 (Museum) – 5.81 AC from Rural Agricultural (RA) to Institutional (INST) and .29 AC from RA to Rural Residential (RR); 207-052 (Seagle) – .29 AC from RR to INST. The museum is located at 2420 Weaver Road China Grove.

Conduct public hearing, adopt statements of reasonableness / consistency, and approve / deny / table Z 10-19.

**ATTACHMENTS:**

<b>Description</b>	<b>Upload Date</b>	<b>Type</b>
Staff Report	12/20/2019	Exhibit
GIS Map	12/20/2019	Exhibit
Applications	12/20/2019	Exhibit



## REZONING PETITION: Z 10-19

**REQUEST:** Rezone 6.1 AC from RA & RR to INST and .29 AC from RA to RR (see enclosed map).

**Parcel IDs:** 207-007 & 052

**Location:** 2420 Weaver Rd.

**Acreage:** 6.39 AC.

**Watershed:** WSII BW Back Creek / Sloans Creek

**Property Owners /**

**Applicants:** Price of Freedom Museum Inc. & Kenneth Seagle

**Existing Improvements:**

Former Patterson School currently used as American war memorial & museum.

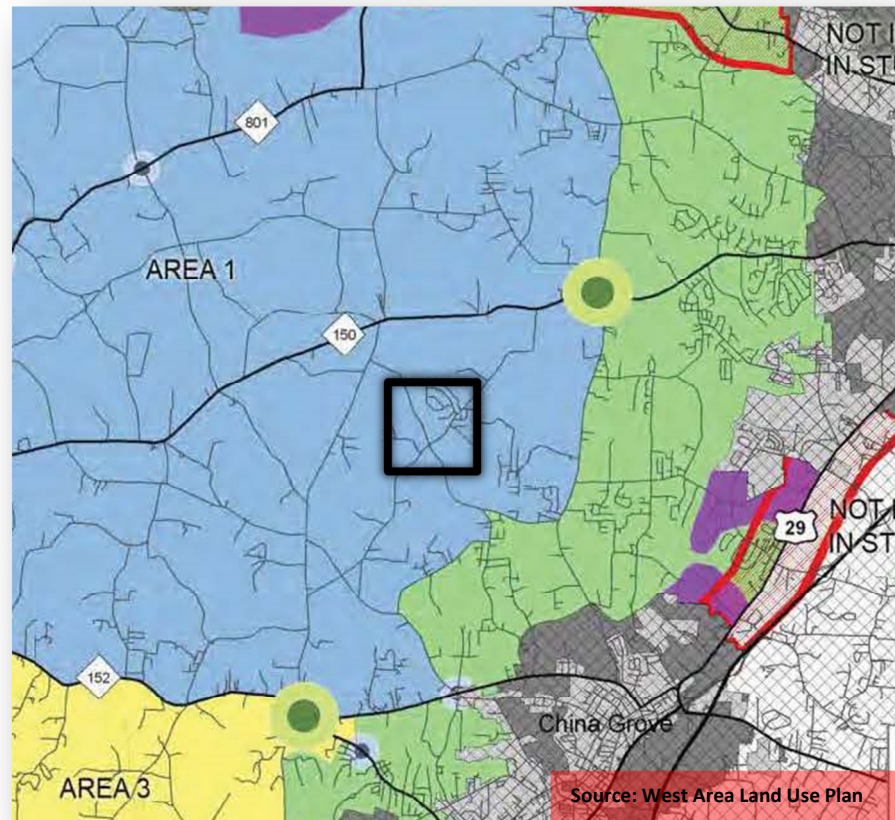
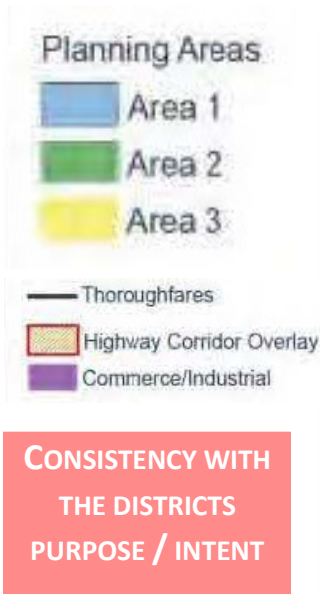
**BACKGROUND**

According to a February 22, 2015 article in the *Salisbury Post*, Price of Freedom founder Bobby Mault secured use of the former Patterson School building located at 2420 Weaver Road in 2004 through a lease agreement with the Rowan Salisbury School System (RSSS) to house a significant collection of military memorabilia from World War I through the War in Afghanistan. The Price of Freedom Museum Inc.'s website references the facility as an "American war memorial dedicated to the men and women of the United States armed services who paid the ultimate Price of Freedom with their lives and service to our great country. Our goal is to teach all generations the true price of freedom."

Planning Staff met with Bobby Harrison, representative with the museum, in the summer of 2018 regarding the museum's desire to add a 4,800 sq.ft. building to store additional memorabilia. Staff indicated the property would need to be rezoned to INST since the RA district does not permit the current use. Since this meeting, the museum purchased the property from RSSS.

**CONFORMITY WITH  
ADOPTED PLANS /  
POLICIES**

- Located in Area 1 – no specific plan recommendations.
- Most rural part of the study area.
- Predominantly zoned RA.



**INST** – The purpose of the Institutional district is to recognize and permit the creation of defined areas for the unified and orderly development of major cultural, educational, medical, governmental, religious and other institutions in order to support and enhance their benefits to the community in a manner which protects adjacent residential uses. Trade school facilities teaching a trade, for example truck driving or welding, which have that activity on site, shall meet zoning requirements for that use.

#### COMPATIBILITY OF USES

MAJOR GROUP	INDUSTRY GROUP	RA	INST
Residential		Permitted	Not Permitted
Construction		Permitted with SR	Not Permitted
Manufacturing		Permitted with SR	Not Permitted
	"Heavy Impact Uses"	Not Permitted	Not Permitted
Transp., Com., Elec. / Gas, & Sanitary Svc.		Some Permitted with SR	Not Permitted
Wholesale Trade		Most Permitted with SR	Not Permitted
Retail Trade		Permitted with SR	Not Permitted
Finance, Ins., & Real Est.		Permitted with SR	Not Permitted
Services		Most Permitted with SR	Some Permitted
	Misc. Amusement & Rec.	Not Permitted	Not Permitted
Public Admin.		Permitted	Permitted

Generalized Groupings:  
Permitted: 100-75% Most: 75-50% Some: 50-25% Not Permitted: 25-

Source: Section 21-113 Table of Uses

## POTENTIAL IMPACT ON ROADS Weaver Rd

- Classified as a minor thoroughfare.
- No Annual Average Daily Traffic (AADT) count collected.
- Comprehensive Transportation Plan (CTP) estimates capacity at 11,400 AADT.
- Request should result in minimal impact on Weaver Rd.

**CONDITIONS IN THE VICINITY** See enclosed map for surrounding land use. Nearby properties contain a mixture of residential and agricultural uses including the subdivisions of Davis Farms, Carriage Court, and Country Manor located north and east of the site.

**POTENTIAL IMPACT ON UTILITIES** The property is served by an on-site well and septic system.

**POTENTIAL IMPACT ON SCHOOLS** N/A. INST does not permit residential uses.

**DECISION MAKING** In addition to the above criteria, sec. 21-362 (c) of the Zoning Ordinance indicates the primary question before the Planning Board / Board of Commissioners in a rezoning decision is “whether the proposed change advances the public health, safety, or welfare as well as the intent and spirit of the ordinance.” Additionally, the boards “shall not regard as controlling any advantages or disadvantages to the individual requesting the change but shall consider the impact of the proposed zoning change on the public at large.”

**PROCEDURES** The Board of Commissioners must develop a statement of consistency describing whether its action is consistent with any adopted comprehensive plans and indicate why their action is reasonable and in the public interest. A statement analyzing the reasonableness of the decision is also necessary. **See below statements adopted by the Planning Board.**

**PUBLIC NOTICE** December 18, 2019 – Letters sent to seven (7) adjacent property owners (within 100 feet of subject property).

December 19, 2019 – Sign posted on property.

**STAFF COMMENTS** As evidenced in the table of use comparison, the Institutional zoning district is narrowly tailored to include almost exclusively service sector uses. Since its creation in 2003, only two (2) INST districts have been created:

1. Z 12-03 – Day care use at 1905 Emanuel Church Rd. totaling 1 AC
2. Z 04-18 – Assisted living facility at 234 Northdale Ave. totaling 3.76 AC.



**NOVEMBER 25, 2019 PLANNING BOARD MEETING**

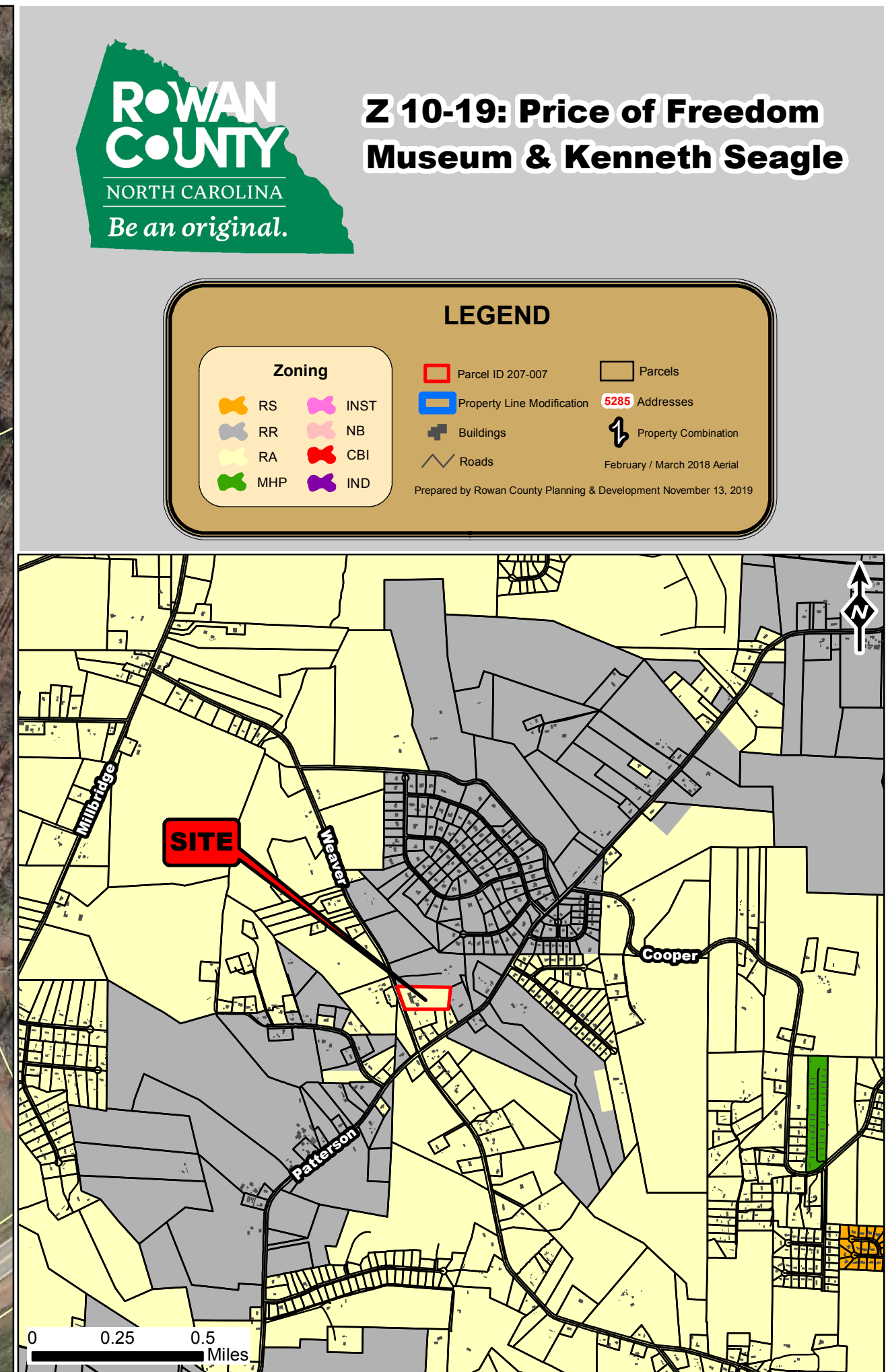
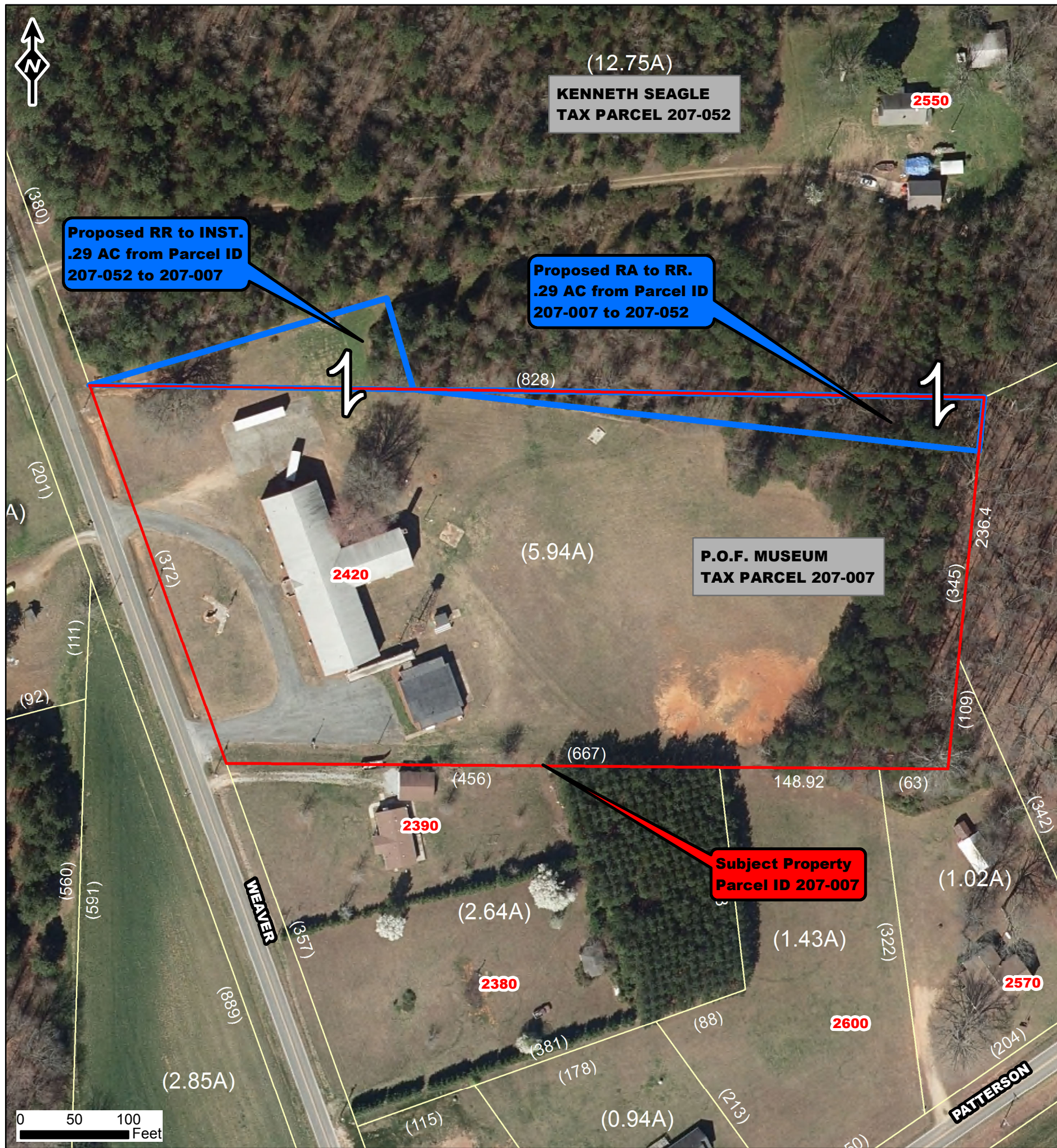
No one spoke at the Planning Board meeting concerning this request. The

Planning Board voted unanimously (8-0) to recommend approval based on the following statements:

**Statement of Consistency:** “Z-10-19 is consistent with the Western Land Use plan based on the following: institutional district is a very exclusive zoning district set aside for public use and therefore matches the former use that was a school and the current use for a museum. Institutional will also create a conforming use, taking away the non conforming use and allow for expansion of the museum to the greater good of the public.”

**Statement of Reasonableness:** “In accordance with section 21-361(J) of the Rowan County Zoning Ordinance and after due consideration, the Planning Board advises that Z-10-19 request is reasonable and in the public interest based on the following: a good reuse of an existing, abandoned public school building as a public museum well fitting to the institutional zoning district. It is reasonable in that it creates a conforming zoning for the existing non-conforming use.”









Rowan County Department of  
Planning & Development  
402 N. Main Street Suite 204  
Salisbury, NC 28144  
Phone (704) 216-8588  
Fax (704) 638-3130  
www.rowancountync.gov

Case # Z 10-19  
Date Filed 11-1-19  
Received By Rebecca Lott  
Amount Paid \$ 300.00 CR# 1421  
Office Use Only

## REZONING APPLICATION

### OWNERSHIP INFORMATION:

Name: PRICE OF FREEDOM MUSEUM  
Signature: Robert Harrison, TRUSTEE  
Phone: 704-857-7474 Email: \_\_\_\_\_  
Address: 2420 WEAVER RD., CHINA GROVE, NC

### APPLICANT / AGENT INFORMATION: Complete affidavit on back if non-owner

Name: ROBERT HARRISON  
Signature: Robert Harrison  
Phone: 704-202-3301 Email: bharr45@gmail.com  
Address: 445 White Rd., Mt. Ulla, NC 28125

### PROPERTY DETAILS:

Tax Parcel(s): 207.007 Size (sq.ft. or acres): 6.1 ac  
Property Location: 2420 Weaver Rd., China Grove, NC  
Current Land Use: MUSEUM  
Date Acquired: \_\_\_\_\_ Deed Reference: Book \_\_\_\_\_ Page \_\_\_\_\_

### REQUEST DETAILS:

Existing Zoning District RA Requested Zoning District INST

If requesting a conditional zoning district, list proposed use or uses:

Additional information enclosed restricting the conditional use district? Yes ☐ No ☒

Site plan containing information from sec. 21-52 enclosed? Yes ☐ No ☒

# AFFADAVIT OF OWNER

To be completed if applicant is not the property owner

I (We), \_\_\_\_\_, owner(s) of the within described property do hereby request the proposed rezoning and hereby authorize the person listed below to act as my (our) duly authorized agent in this matter.

Signature(s): \_\_\_\_\_

Date: \_\_\_\_\_

Name of Applicant / Agent: \_\_\_\_\_

Address: \_\_\_\_\_

Phone Number: \_\_\_\_\_

**IT IS UNDERSTOOD BY ALL PARTIES HERETO INCLUDING OWNER(S) & APPLICANT(S) / AGENT(S) THAT WHILE THIS APPLICATION WILL BE CAREFULLY CONSIDERED AND REVIEWED, THE BURDEN OF PROVIDING ITS NEED RESTS WITH THE ABOVE NAMED APPLICANT WHETHER OWNER, NON-OWNERS, OR OWNER'S AGENT.**

STATE OF \_\_\_\_\_ COUNTY OF \_\_\_\_\_

I, \_\_\_\_\_, a Notary Public for said County and State, do hereby certify that \_\_\_\_\_ personally appeared before me this day and acknowledged the due execution of the foregoing instrument.

My commission expires \_\_\_\_\_, 20 \_\_\_\_\_.

SEAL

## OFFICIAL USE ONLY

1. Signature of Rezoning Coordinator: \_\_\_\_\_ 2. Planning Board

Courtesy Hearing: 11/25/19 3. Notifications Mailed: 11/12/19 4. Property Posted:

11/14/19 5. Planning Board Action: Approved 8 Denied 0 6. Board of Commissioners

Public Hearing: 1/6/20 7. Notifications Mailed: 12/18/19 8. Property Posted:

12/19/19 9. Dates Advertised: 1<sup>st</sup> 12/21/19 2<sup>nd</sup> 12/31/19 10. BOC Action: Approved

\_\_\_\_\_ Denied \_\_\_\_\_ 11. Date Applicant Notified: \_\_\_\_\_ / \_\_\_\_\_ / \_\_\_\_\_





Rowan County Department of  
Planning & Development  
402 N. Main Street Suite 204  
Salisbury, NC 28144  
Phone (704) 216-8588  
Fax (704) 638-3130  
www.rowancountync.gov

Case # Z 10-19  
Date Filed 11/1/19  
Received By RB  
Amount Paid \$ 300.00 #1421  
Office Use Only

## REZONING APPLICATION

### OWNERSHIP INFORMATION:

Name: Kenneth R Seagle  
Signature: K Seagle  
Phone: 704-467-7386 Email: Kenneth.seagle.ncfbins.com  
Address: 304 Birdie Dr Salisbury NC 28147

### APPLICANT / AGENT INFORMATION: Complete affidavit on back if non-owner

Name: \_\_\_\_\_  
Signature: \_\_\_\_\_  
Phone: \_\_\_\_\_ Email: \_\_\_\_\_  
Address: \_\_\_\_\_

### PROPERTY DETAILS:

Tax Parcel(s): 207 052 Size (sq.ft. or acres): 12.89 .29 AC  
Property Location: 2440 Weaver Rd Salisbury NC 28147  
Current Land Use: RR  
Date Acquired: 8/2015 Deed Reference: Book 1238 Page 582

### REQUEST DETAILS:

Existing Zoning District RR Requested Zoning District INST

If requesting a conditional zoning district, list proposed use or uses:

Additional information enclosed restricting the conditional use district? Yes ☐ No ☒

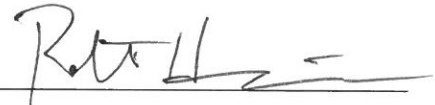
Site plan containing information from sec. 21-52 enclosed? Yes ☐ No ☒

## Letter of Intent

This letter is to confirm my intent to exchange a tract of land (approximately .29 acres) with a similar size tract (.29 acres) owned by me, Kenneth Ray Seagle with the adjoining tract owned by the Price of Freedom Museum located at 2420 Weaver road, China Grove. The tracts are highlighted in bold ink on the attached sheet. This the 31<sup>st</sup> of October, 2019.

A handwritten signature in cursive script, appearing to read "Kenneth R Seagle", written over a horizontal line.

Kenneth Ray Seagle

A handwritten signature in cursive script, appearing to read "Robert Harrison", written over a horizontal line.

Robert Harrison, Trustee

Price of Freedom Museum

BURLESON MESA R  
Parcel 207 027  
Taxed 26.71Ac.  
Deedbook DC97  
Page 100  
207 027

207 025  
MCCORKLE GENE EDWARD  
Parcel 207 025  
Taxed 11.23Ac.  
Deedbook 1376  
Page 30  
2565

(167)  
(152)  
(0.98A)  
2545  
6775  
125 001  
207 088  
(197)  
(31)  
(60)  
(92)  
(111)  
(560)  
(591)  
(201)  
(372)  
(380)

MARTIN AMBER NICOLE & SPOUSE  
Parcel 207 088  
Taxed 3.98Ac.  
Deedbook 1336  
Page 308  
(372)

PATTERSON SCHOOL

(5.94A)  
2713  
128

2420  
207 007

GREGOIRE TERRY L  
Parcel 207 006  
Taxed 3.66Ac.  
Deedbook 1285  
Page 140  
207 006

(3.4  
76  
1

MCCORKLE GENE EDWARD  
Parcel 207 025  
Taxed 11.23Ac.  
Deedbook 1311  
Page 30  
207 025

207 090  
RIVERS MARGARET L &  
Parcel 207 090  
Taxed 2.25Ac.  
Deedbook 1148  
Page 657  
(560)  
(591)

(2.85A)  
8274

SEAGLE KENNETH RAY  
Parcel 207 052  
Taxed 12.89Ac.  
Deedbook 1238  
Page 582

207 052

88' ±  
286' ±  
300' ±  
0.29 Ac ±

0.29 Ac ±  
525' ±  
525' ±

(828)

236.4

50.5

(167)

(201)

(31)

(60)

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(560)

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207 088

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**ROWAN COUNTY**  
**A COUNTY COMMITTED TO EXCELLENCE**



**130 West Innes Street - Salisbury, NC 28144**  
**TELEPHONE: 704-216-8180 \* FAX: 704-216-8195**

**MEMO TO COMMISSIONERS:**

**FROM:** Mark Scott, President, Emerald Bay Homeowners Association  
**DATE:** December 23, 2019  
**SUBJECT:** Consider Request From Emerald Bay Home Owners Association for No Wake Zone

---

**ATTACHMENTS:**

<b>Description</b>	<b>Upload Date</b>	<b>Type</b>
Request from HOA	12/23/2019	Cover Memo
Map	12/23/2019	Cover Memo
No Wake Zone Procedures	12/23/2019	Cover Memo

Rowan County Board of Commissioners Meeting

January 6, 2020

Subject: Request from Emerald Bay Home Owners Association (EBHOA)

Body of water: High Rock Lake, Panther Creek

Name of area: Emerald Bay subdivision located off Black Road next to Eagle Point Nature Preserve (Southeast end of Rowan County).

Issue: Safety hazard. High speed boats, jet skis and water skiers creating a hazard to themselves, swimmers, docks and watercraft in the vicinity of the EBHOA Community piers.

Recommendation: Emerald Bay Home Owners Association requests a No Wake Zone in the vicinity of the EBHOA Community Piers or at a location recommended by the North Carolina Wildlife Resources Commission (NCWRC). See attached Map.

Location: Panther Creek shore to shore vicinity, 35.59556 N, 80.26695 W. Approximately 50 yards downstream of the Emerald Bay Community piers.

.



# 1 Co Panther Creek Proposed NWZ near Community Piers

Description for your map.

Channel Points  
oints  
ay  
s  
reas  
Channels

Aug 2011

## Legend

- 15A NCAC
- 50 yards east of community
- line shore to shore where n
- WH\_OD\_00002



Earth

400 ft



## PROCEDURE FOR ESTABLISHING LOCAL WATER SAFETY REGULATIONS\*

**The following items are required in an application for a "no-wake zone":**

1. A written request from the local governmental unit with territorial jurisdiction requesting a local water safety regulation.
2. A certified copy of a resolution adopted by the local governmental unit. **A local public hearing called by the local government is required prior to adoption of the resolution.**
3. **A copy of the public notice that was published to advertise the public hearing.**
4. A completed Form D-1.
5. Two copies of a map of the waters concerned showing the location and type of markers that are necessary for enforcement of the proposed rule.

Upon receipt of the request, the Wildlife Commission [WRC] will file the 60 day Notice of Rule-Making Proceedings with the Office of Administrative Hearing [OAH] for publication in the North Carolina Register [Register] as required by the Administrative Procedures Act [APA].

An investigation will be conducted by WRC's Enforcement Division to determine the basis of need for the requested rule. The statute that provides authority for the WRC to adopt rules creating "no-wake zones" specifies that a **clear danger to public safety** must be present.

If the investigating officer makes a recommendation in favor of the no-wake zone, staff prepares text and sets a public hearing date. The 30 day Notice of Text and Hearing will be filed with OAH for publication sixty days after publication of Rule Making Proceedings.

After public hearing and the expiration of the time for public comment, the proposed rule is presented at the next meeting of the WRC for adoption.

After adoption, the rule is submitted as a "temporary rule" to OAH for immediate effect, and is filed with the Rules Review Commission [RRC] to gain approval for permanent status. RRC reviews the rule to ensure that its language conforms to legal, regulatory standards, and that its provisions fall within the adopting commission's scope of authority. If the RRC objects to the rule, the rule must be adjusted to satisfy RRC, or the rule will be considered dead.

Upon approval by the RRC, the rule is sent to the Joint Legislative Administrative Oversight Committee [JLAOC]. The purpose of JLAOC is to ensure that members of the General Assembly are aware of what rules the agencies are promulgating as the legislators convene for the next legislative session. The rule must be received by JLAOC before the beginning of the session in order to be considered by that session. If a member of the General Assembly introduces a bill rule before the thirty-first legislative day of that session for the purpose of disapproving the rule, the rule will die unless the bill is killed or the session adjourns without ratifying the bill. Otherwise, the rule becomes effective on the earlier of either the day an unfavorable final action is taken on the bill or the day that the session adjourns without ratifying the bill. The temporary rule remains in effect until the permanent rule becomes effective. However, in the even that a disapproving bill is ratified, the temporary rule will die the day that bill becomes an effective law.

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\* The NC Wildlife Resources Commission will not undertake rulemaking for a no wake zone in the Intra-Coastal Waterway without prior approval by the U. S. Army Corps of Engineers.

**(EXAMPLE OF A TYPICAL RESOLUTION)**

NORTH CAROLINA  
COUNTY OF \_\_\_\_\_

**RESOLUTION  
OF  
THE BOARD OF COMMISSIONERS OF \_\_\_\_\_ COUNTY  
(or city, as case may be)**

WHEREAS under authority of North Carolina General Statutes Section 75A-15(a) any subdivision of the State of North Carolina may at any time, after public notice, make formal application to the Wildlife Resources Commission for special rules and regulations with reference to the safe and reasonable operation of vessels on any water within its territorial limits.

AND WHEREAS \_\_\_\_\_ County has given public notice of its intention to make formal application to the Wildlife Resources Commission for special rules and regulations with reference to the safe and reasonable operation of vessels on the \_\_\_\_\_ within the territorial limits of \_\_\_\_\_ County, and for the implementation of the Uniform Waterway Marker System in all the waters of the County.

BE IT RESOLVED that in accordance with G.S. 75A-15, the Board of Commissioners of \_\_\_\_\_ County requests the North Carolina Wildlife Resources Commission to promulgate special rules and regulations with reference to safe and reasonable operation of vessels on the waters of \_\_\_\_\_ located in said County, the pertinent substance of which proposed regulations is as follows:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

BE IT FURTHER RESOLVED that the said Board of Commissioners requests the said Commission to promulgate regulations fully implementing the Uniform Waterway Marker System in all of the waters of the said County.

**CERTIFICATION**

This is to certify that the above is a true and exact copy of a resolution adopted by the \_\_\_\_\_ County Board of Commissioners at the regular meeting held in the \_\_\_\_\_ County Courthouse on \_\_\_\_\_. The same appears in Minute Book No. \_\_\_\_\_ at page \_\_\_\_\_.

\_\_\_\_\_  
Clerk to the Board of Commissioners of  
\_\_\_\_\_ County



## North Carolina Wildlife Resources Commission

### Recommendation for Local Boating Regulations and Application for Placement of Markers Under the Uniform Waterway Marker System on Navigable Waters of the United States.

1. Governmental Unit \_\_\_\_\_ Date \_\_\_\_\_  
Mailing Address \_\_\_\_\_ Phone # \_\_\_\_\_
  
2. In accordance with G.S. 75A-15, the above-named local governing unit hereby recommends to the North Carolina Wildlife Resources Commission the promulgation of special rules and regulations with reference to the safe and reasonable operation of vessels applicable to the waters of \_\_\_\_\_ located in \_\_\_\_\_ County, the pertinent substance of which regulation is as follows: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_
  
3. Enclosed herewith are the following:
  - a. A certified copy of the resolution of the above-named governmental unit:
    - (1) requesting the special rules and regulations for the waters named in Item 2 and
    - (2) requesting full implementation of the Uniform Waterway Marker System in all waters within the governmental unit (if this has not previously been done)
    - (3) stating that public notice was given of the intention to make application to the Wildlife Resources Commission for the regulations which are being proposed.
  - b. A draft of the proposed regulations.
  - c. Two copies of a map of the waters concerned showing the exact location and type of each waterway marker which will be necessary to the enforcement of the proposed regulations.
  - d. Two copies of a scale drawing of each type of waterway marker so necessitated.
  
4. Each waterway marker required will comply in color, size, shape, and structural design with the Uniform Waterway Marker System and the supplementary standards for such markers adopted by the North Carolina Wildlife Resources Commission pursuant thereto. No other waterway marker will be placed or allowed to remain in waters in which the Uniform Waterway Marker System has been fully implemented without approval of the Wildlife Resources Commission.
  
5. It is understood that if the regulations hereby recommended are promulgated by the North Carolina Wildlife Resources Commission, placement of the waterway markers necessary to enforcement thereof must be approved by the United States Coast Guard and the United States Army Corps of Engineers. The recommending governmental unit agrees to submit applications for such approval, together with necessary additional copies of maps and specification drawings, through the Wildlife Resources Commission.
  
6. If the special rules and regulations for the federal waters named in Item 2 above are promulgated by the North Carolina Wildlife Resources Commission and placement of the necessary regulatory waterway markers is approved by the federal agencies, such markers will be erected or installed within \_\_\_\_ days after receipt of notification of the last such official action, and thereafter maintained in good condition. (If erection or maintenance of the markers is to be by someone other than the governmental unit, two copies of a memorandum giving full particulars as to the person to whom this duty will be delegated is attached.)

\_\_\_\_\_  
Governmental Unit

By: \_\_\_\_\_

**ROWAN COUNTY**  
**A COUNTY COMMITTED TO EXCELLENCE**



**130 West Innes Street - Salisbury, NC 28144**  
**TELEPHONE: 704-216-8180 \* FAX: 704-216-8195**

**MEMO TO COMMISSIONERS:**

**FROM:** Carolyn Barger, Clerk to the Board  
**DATE:** December 23, 2019  
**SUBJECT:** Consider Approval of Board Appointments

---

**ATTACHMENTS:**

<b>Description</b>	<b>Upload Date</b>	<b>Type</b>
January Board Appointments	12/23/2019	Cover Memo

## **MONTHLY BOARD APPOINTMENTS**

**January 6, 2020**

### **COMMISSION MEETING**

---

#### **AGRICULTURAL ADVISORY BOARD**

Michael Shepherd applied to fill a seat currently occupied by Darrell Nichols and that will become vacant on January 31, 2020. Mr. Nichols is not eligible for reappointment. The term will be for three (3) years and expire on January 31, 2023.

#### **HISTORIC LANDMARKS COMMISSION**

Jonathan Barbee applied to fill a vacancy that will expire on April 30, 2020. At the conclusion of the term, Mr. Barbee would be eligible for reappointment for a three-year.

#### **PARKS AND RECREATION**

Both Alex Bruce and Dennis Rogers have applied to fill one (1) at-large seat. The term will be for three (3) years and expire December 31, 2022.

*Please note there are approximately 48 vacancies on various County boards.*

Home / Manage Applications / Mr Michael Shepherd

# View Application

Application

 Edit

 Delete

## Status

**Name**  
Mr Michael Shepherd

**Application Date**  
12/12/2019

**Board Member**  
Michael Shepherd

**Status**  
Validated

Board	Vacancies	Status
Agricultural Advisory Board	1	BoC Meeting

## Basic Information

**Name**  
Mr Michael Shepherd

**Business/Civic Experience and why you feel you are qualified for this appointment:**  
I work for the NC Department of Agriculture & Consumer Services Division of Soil and Water Conservation as well as farm beef cattle, produce, and honey bees in Rowan County. I am highly active in the agricultural community both professionally and personally and feel I could add great benefit to the Board. I hold 2 BS degrees and an MS and worked in the environmental and agricultural field for over eleven years. I currently serve as the president of the board of directors for the NC Irrigation Society.

**Have you ever been convicted of a felony?**  
No

**County of Residence**  
Rowan

## Contact Information

**Address**

1645 Wyatt Grove Church Road  
Richfield, NC 28137

**Phone**

7047982383

**Email**

MDSHEP2000@YAHOO.COM

## Occupation

**Employer**

NC Department of Agriculture & Consumer Services, Division of Soil and Water Conservation

**Occupation**

Environmental Senior Specialist

---

**OnBoard2** - Powered by ClerkBase

Home / Manage Applications / Jonathan Barbee

# View Application

Application

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## Status

**Name**

Jonathan Barbee

**Application Date**

12/16/2019

**Board Member**

Jonathan Barbee

**Status**

Validated

Board	Vacancies	Status
Historic Landmarks Commission	1	<div>BoC Meeting</div>

## Basic Information

**Name**

Jonathan Barbee

**Resume File**

View / Download

**Business/Civic Experience and why you feel you are qualified for this appointment:**

High interest in volunteering for civic duty; planned to graduate from Catawba College in May.

**Have you ever been convicted of a felony?**

No

**County of Residence**

NC

## Contact Information

**Address**

101 Polo Drive  
Salisbury, NC 28144



**Phone**

9802343088

**Email**

jonathanbarbeehome@gmail.com

## Occupation

**Occupation**

Student

---

**OnBoard2** - Powered by ClerkBase

Rowan County  
North Carolina  
2024



Home / Manage Applications / Alex Bruce

# View Application

Application

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## Status

**Name**

Alex Bruce

**Application Date**

12/17/2019

**Board Member**

Alex Bruce

**Status**

Validated

Board	Vacancies	Status
Parks and Recreation	1	BoC Meeting

## Basic Information

**Name**

Alex Bruce

**Business/Civic Experience and why you feel you are qualified for this appointment:**

I am a young active citizen in Rowan County and would like to become more active. I am already a member of the Region F Aging Advisory Board which I have enjoyed. The parks in Rowan County are very important to me and Dunn's Mt has my heart. I have a lot enthusiasm for Rowan County and would like to share it where ever I can. I can thank Leadership Rowan and the Chamber for opening my eyes to the opportunities.

**County of Residence**

NC

## Contact Information

**Address**

420 yates rd  
Salisbury, NC 28144

**Resident**

Yes

**Phone**

7046331002

**Email**

abruce2@trinityoaks.net

## Occupation

**Employer**

Trinity Oaks

**Occupation**

Assistant Administrator

---

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**ROWAN COUNTY**  
**A COUNTY COMMITTED TO EXCELLENCE**



**130 West Innes Street - Salisbury, NC 28144**  
**TELEPHONE: 704-216-8180 \* FAX: 704-216-8195**

**MEMO TO COMMISSIONERS:**

**FROM:** County Attorney Jay Dees  
**DATE:** December 23, 2019  
**SUBJECT:** Closed Session for Attorney-Client Privileged Communication Regarding a Personnel Matter

---

The Board is asked to enter into Closed Session in accordance with North Carolina General Statute 143-318.11(a)(3) for attorney-client privileged communication regarding a personnel matter.

**ATTACHMENTS:**

**Description**

**Upload Date**

**Type**

No Attachments Available