

Welcome and Call to Order by Mayor O. Stanhope Anthony III

Invocation

Pledge of Allegiance

A. Approval of Agenda

Discussion and revision of the proposed agenda, including consent agenda; adoption of an agenda.

- 1) Motion to adopt the agenda as proposed or amended

B. Consent Agenda:

Prior to approval and adoption of the agenda, a Council Member may move an item from the Consent Agenda to the regular agenda. Items remaining on the Consent Agenda will be considered collectively through a single motion and vote.

- 1) Approval of the Minutes of the Regular Meeting of July 20, 2020 1

C. Unfinished Business:

- 1) Consideration of a resolution and order permanently closing an unopened right of way for Chesterfield Drive: Resolution No. 31-2020 11
- 2) Consideration of a resolution and order permanently closing the north end of Pere Street from West Dale Street to West Marion Street: Resolution No. 32-2020 19
- 3) Consideration of a resolution and order permanently closing West Stadium Street: Resolution No. 33-2020 29
- 4) Consideration of appointments to City advisory boards and commissions: 37
 - a. Shelby Housing and Redevelopment Advisory Board
 - b. Alcoholic Beverage Control Board

Shelby City Council Agenda
August 3, 2020
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D. New Business: None **55**

E. City Manager's Report **55**

F. Council Announcements and Remarks **55**

G. Adjournment:

To adjourn a meeting of City Council, a majority of the Council Members must vote for a motion to adjourn.

1) Motion to adjourn **55**

City of Shelby
Agenda Item Summary
August 3, 2020
via electronic meeting

B. Consent Agenda:

Prior to approval and adoption of the agenda, a Council Member may move an item from the Consent Agenda to the regular agenda. Items remaining on the Consent Agenda will be considered collectively through a single motion, second, and vote.

Agenda Item: B-1

- 1) Approval of the Minutes of the Regular Meeting of July 20, 2020

Consent Agenda Item: (Bernadette Parduski, City Clerk)

Summary of Available Information:

Please read and offer changes as you deem necessary.

- Minutes of the Regular Meeting of July 20, 2020

City Manager's Recommendation / Comments

Approve the minutes as presented or as amended by the Mayor and City Council via the Consent Agenda.

MINUTES

Regular Meeting – Electronic Meeting
City Hall and Don Gibson Theatre

July 20, 2020
Monday, 6:00 p.m.

Present: Mayor O. Stanhope Anthony III, presiding; Council Members Eric B. Hendrick, David W. White, David Causby, Violet Arth Dukes, Charles Webber, and Andrew Hopper, Sr.; City Manager Rick Howell, MPA, ICMA-CM, Assistant City Manager Justin S. Merritt, MPA, Interim City Attorney Martha R. Thompson, City Clerk Bernadette A. Parduski, Director of Finance Elizabeth B. (Beth) Beam, Director of Energy Services Julie R. McMurry, Director of Water Resources David W. Hux, Police Chief Jeffrey H. (Jeff) Ledford, Fire Chief William P. Hunt, MPA, EFO, Director of Planning and Development Services Walter (Walt) Scharer, AICP, Public Information and Communications Officer Chip Nuhrah, Lead for North Carolina (LFNC) Fellow Shelby Holmes, Jennipher H. Harrill, Social Media Manager, Blue Eyes Social Media Connections, and Stan Lowery, Executive Director, Don Gibson Theatre

Mayor Anthony called the meeting to order at 6:00 p.m. and certified a quorum was present. It was noted a location for public access to the meeting was established at the Don Gibson Theatre and monitored by Mr. Nuhrah. A maximum of ten (10) persons would be allowed to attend.

The Mayor called for a moment of silence and reflection. Afterwards, he delivered an invocation.

A. Approval of agenda:

1) Motion to adopt the proposed agenda

ACTION TAKEN: Upon a motion made by Mr. White, City Council voted unanimously to approve the agenda as presented.

B. Public Comment:

1) Benjamin (Ben) Schaeffer who resides at 1403 Lackey Street in Shelby, North Carolina addressed Council with the following recommendations:

- Develop a framework that obliges City employees or representatives to acknowledge emails from members of the public.
- Provide clear and updated information on how the public can attend any boards, committees and commissions that are meeting on video conferencing services.

- Create a publicly available repository for all meeting minutes, agendas or items created by boards and committees.
- Ensure all policies and procedures that pertain to the public are listed on the website for the City of Shelby or made otherwise accessible for viewing with coordination by the City Clerk or the Clerk's designee.
- Create a section on the City of Shelby website for all resolutions passed by the City Council. Currently, an individual must navigate individual meeting minutes or agendas to see proposed or adopted and approved resolutions.
- Immediately reevaluate the current public comment policy.
- Consider the public records policy as considered in resolution No. 36-2020 as an interim policy only until the following revisions are completed: Clarify if the Citizens Request/311 link exists? I could not find a request link in a prominent place on the website. Codify an expected timeframe for typical requests and oblige the Clerk or custodian of records to inform the requesting party of anticipated delays or adjustments. Ensure a reason is required if a request is denied.
- Invest in underrepresented and purposefully under-resourced communities in Shelby.
- Issue a proclamation standing in solidarity with the protestors in Portland who have been protesting racism and injustice in their own community.

Mr. Schaeffer provided his statement, which has been incorporated by reference and made a part of these Minutes.

C. Public Hearings:

- 1) Consideration of a resolution and order permanently closing an opened right of way for Chesterfield Drive: Resolution No. 31-2020

Mr. Scharer introduced Resolution No. 31-2020. Previously, Council approved a resolution declaring the intent to close this unopened right-of-way for Chesterfield Drive and establish a public hearing for the right-of-way closing. This public hearing is being conducted in accordance with North Carolina General Statutes and is a required step prior to Council taking formal action on the petition.

Mr. Scharer explained a portion of the Chesterfield Drive right-of-way was never completed as a street. The property owner adjacent to this unopened right-of-way for Chesterfield Drive, Dale Short, has petitioned the City to close this section of right-of-way.

Mayor Anthony opened the public hearing at 6:10 p.m. and invited comments from the public. The public offered no comments.

Mayor Anthony closed the public hearing at 6:11 p.m.

Mr. Scharer stated under a recently adopted provision of the North Carolina General Statutes, Council may not act on the matter following the close of the public hearing. It must receive public comment on the matter for at least 24 hours following the close of the hearing. The proposed resolution and order will be available to act upon by Council at their meeting of August 3, 2020.

Council took no action.

2) Consideration of a resolution and order permanently closing the north end of Pere Street from West Dale Street to West Marion Street: Resolution No. 32-2020

Mr. Scharer introduced Resolution No. 32-2020. Previously, Council approved a resolution declaring the intent to close a section of Pere Street and establish a public hearing for this closing. This public hearing is being conducted in accordance with North Carolina General Statutes and is a required step prior to Council taking formal action on the petition.

Mr. Scharer explained a portion of Pere Street between West Marion Street and West Dale Street has been requested to be closed. The property owner of both sides of the street, Thompson-Gordon-Shook (TGS) Engineers, is redeveloping the property at 201 West Marion Street and intends to create a safer parking facility for the redeveloped property.

Mayor Anthony opened the public hearing at 6:12 p.m. and invited comments from the public. The public offered no comments.

Mayor Anthony closed the public hearing at 6:13 p.m.

Mr. Scharer stated under a recently adopted provision of the North Carolina General Statutes, Council may not act on the matter following the close of the public hearing. It must receive public comment on the matter for at least 24 hours following the close of the hearing. The proposed resolution and order will be available to act upon by Council at their meeting of August 3, 2020.

Council took no action.

3) Consideration of a resolution and order permanently closing West Stadium Street: Resolution No. 33-2020

Mr. Scharer introduced Resolution No. 33-2020. Previously, Council approved a resolution declaring the intent to close West Stadium Street and establish a public hearing for this closing. This public hearing is being conducted in accordance with North Carolina General Statutes and is a required step prior to Council taking formal action on the petition.

Mr. Scharer explained the Cleveland County School District requested that West Stadium Street at Shelby High School be closed as a City street. The School District intends to close the street to regular through traffic for the safety of students and the public who attend events at the football stadium. The School District also intends to fence in the area between the stadium and a school building and provide an easement and coordinate permanent access for City-owned utilities.

Mayor Anthony opened the public hearing at 6:14 p.m. and invited comments from the public. The public offered no comments.

Mayor Anthony closed the public hearing at 6:15 p.m.

Mr. Scharer stated under a recently adopted provision of the North Carolina General Statutes, Council may not act on the matter following the close of the public hearing. It must receive public comment on the matter for at least 24 hours following the close of the hearing. The proposed resolution and order will be available to act upon by Council at their meeting of August 3, 2020.

Council took no action.

D. Consent Agenda:

Mayor Anthony presented the consent agenda. Mr. Webber moved to approve the consent agenda and following items were unanimously adopted:

- 1) Approval of the Minutes of the Regular Meeting of June 15, 2020
- 2) Approval of a Special Event Permit Application:
 - a. Here's the Scoop, requested date: July 23, 2020
- 3) Approval of a resolution naming a certain City of Shelby facility in honor of Bobby Bell: Resolution No. 34-2020

E. Unfinished Business:

1) Consideration of a proposed ordinance to amend the Unified Development Ordinance (UDO) of the City of Shelby: Ordinance No. 24-2020

Mr. Scharer introduced Ordinance No. 24-2020 for Council's consideration. Council previously held the required legislative hearing on June 1, 2020. No comments were received on this matter at that time. It was noted if the proposed ordinance is approved, it would eliminate private recreational clubs as a permitted use in the Residential 10 (R10), Residential 8 (R8), and Residential 6 (R6) zoning districts.

As related information, he stated staff reviewed the current code and found that private recreational clubs were a permitted use but there was no detail definition or development standards within the UDO. After a careful evaluation, staff believed that allowing the continuation of this situation was not in keeping with maintaining the residential character within R10, R8, and R6 zoning districts throughout the City's jurisdiction.

ACTION TAKEN: Upon a motion made by Mr. Hendrick, City Council voted unanimously to approve and adopt Ordinance No. 24-2020 entitled, "A PROPOSED ORDINANCE TO AMEND THE UNIFIED DEVELOPMENT ORDINANCE (UDO) OF THE CITY OF SHELBY".

F. New Business:

1) Consideration of a resolution adopting the Cleveland Gaston Lincoln Regional Hazard Mitigation Plan: Resolution No. 35-2020

Mr. Howell introduced Resolution No. 35-2020 for Council's consideration. If approved, this resolution would adopt the "Cleveland, Gaston, Lincoln Regional Hazard Mitigation Plan." Mr. Howell stated this plan was prepared in conjunction with all the emergency management agencies for all three counties and several municipalities at no cost to any of the agencies involved. The plan seeks to set forth a framework to plan, prepare, react, and recover from both natural and manmade hazards. These hazards threaten the life and safety of residents in the Cleveland Gaston Lincoln area and have the potential to damage or destroy both public and private property, disrupt the local economy, and impact the overall quality of life of individuals who live, work, and visit the region. Mr. Howell explained both State and Federal law require local governments to have a plan meeting specific criterion for the covered local government entities to qualify for Federal Emergency Management Agency (FEMA) reimbursement in the event of a disaster. Mr. Howell added the plan more importantly raises awareness of local government authorities for the need to plan, prepare, react, and recover in the event of a disaster.

ACTION TAKEN: Upon a motion made by Mrs. Arth Dukes, City Council voted unanimously to approve and adopt Resolution No. 35-2020 entitled, “A RESOLUTION ADOPTING THE CLEVELAND GASTON LINCOLN REGIONAL HAZARD MITIGATION PLAN”.

- 2) Consideration of a resolution adopting the City of Shelby Public Records Request Policy and Procedure: Resolution No. 36-2020

Mr. Howell introduced Resolution No. 36-2020 for Council’s consideration. If approved, this resolution would put into place a specific policy for access to public records and addresses procedures, authorized statutory charges, and exemptions permitted under the law. Mr. Howell stated the City currently works to follow the appropriate state and federal statutes. However, these are often broad and do not necessarily give guidance on procedures to be followed, appropriate fees to be charged, or which documents are not subject to the law.

Mr. Howell further stated the policy was developed by the City Attorney and Mrs. Thompson recommended that Council give it their attention and thought. Mrs. Thompson reiterated the policy and procedure meet the statutory requirements and provide guidance to both the public and the custodian of the City’s records, namely the Office of the City Clerk, as to charges and the options to inspect or to copy public records. Requests for public records may be submitted via a link on the City’s website, to be established soon, or in writing to the City Clerk.

ACTION TAKEN: Upon a motion made by Mr. White, City Council voted unanimously to approve and adopt Resolution No. 36-2020 entitled, “A RESOLUTION ADOPTING THE CITY OF SHELBY PUBLIC RECORDS REQUEST POLICY AND PROCEDURE”.

- 3) Consideration of a proposed ordinance amending the Minimum Housing Ordinance of the City of Shelby, North Carolina: Ordinance No. 25-2020

Mr. Scharer introduced Ordinance No. 25-2020 for Council’s consideration. If approved, this ordinance would amend the existing City Code to bring it into full conformance with the applicable North Carolina General Statute addressing minimum housing standards. After conducting a review, the City Attorney prepared the necessary changes in cooperation with the Planning and Development Services staff. The detailed changes are included as part of the ordinance and will be codified.

ACTION TAKEN: Upon a motion made by Mr. Hendrick, City Council voted unanimously to approve and adopt Ordinance No. 25-2020 entitled, “A PROPOSED ORDINANCE AMENDING THE MINIMUM HOUSING ORDINANCE OF THE CITY OF SHELBY, NORTH CAROLINA”.

F. City Manager's Report:

- 1) Mr. Howell announced the City received notification it was awarded a Carolina Thread Trail grant of \$75,000 which will help with the cost of replacing the suspension bridge over the First Broad River. The bridge was swept away in February 2020 when storms brought catastrophic flooding to Cleveland County, closing the First Broad River Trail off West Grover Street. The next step in getting the trail reopened is to send out requests for proposals and that process is expected to take approximately 30 days. The matter will eventually be brought to Council for discussion and action.**
- 2) Mr. Howell stated under executive orders from Governor Roy Cooper, utility service providers have been prohibited since March 31, 2020 from charging late fees or cutting service to customers who have not paid their utility bills. Those consumer protections are likely expiring on July 29, 2020. He further stated the City has announced plans to reopen City Hall on Monday, August 3, 2020, for utility payments and payment arrangement requests with the typical payment plan for customers with outstanding balances being six months.**
- 3) Regarding the Job Ready Industrial Shell Building No. 3 Project, Mr. Howell reported the construction is moving along well, weather permitting.**
- 4) Regarding the Uptown Shelby Streetscaping Project, Mr. Howell reported Sealand Contractors will continue with asphalt milling of the Uptown streets in advance of the street resurfacing and other construction activities, weather permitting.**
- 5) Mr. Howell informed Council a certificate of occupancy has been issued to Greenheck Fan Company for its new facility housing the architectural products business at the Foothills Commerce Center.**
- 6) Regarding the Brookwood Drive Water and Sewer Project, Mr. Howell reported the work in that neighborhood is in progress and currently a water line is being replaced.**
- 7) Mr. Howell introduced Shelby Holmes as the City's Lead for North Carolina (LFNC) Fellow. Miss Holmes is a native of Weaverville, North Carolina and a graduate of Davidson College. The goal of LFNC is to implement a fellowship program for recent college graduates and is the pilot state affiliate program of Lead for America. It is being run by the UNC Chapel Hill School of Government (SOG), in partnership with the NC City and County Managers Association (NCCCMA), NC League of**

Municipalities (NCLM), and NC Association of County Commissioners (NCACC). Mr. Howell stated Miss Holmes will work on various projects:

- A housing policy and a program to implement the encouragement and development of all types of residential housing
- Development of a process for a public art plan
- An employee recruitment policy and a workforce diversity plan

G. Council Announcements and Remarks:

- 1) Mayor Anthony initiated a discussion about Governor Roy Cooper's Executive Order No. 147 as it relates to the requirements to wear face coverings. First, Mr. Howell referred to the Governor's Order, the Frequently Asked Questions for Executive Order No. 147, and the NC Department of Health and Human Services Requirements for the Use of Face Coverings and Masks, all posted on the State's website for review by the public. It is his understanding that face coverings/masks are required in retail businesses, restaurants, personal care, grooming, and tattoo businesses, child care facilities, day camps, and overnight camps, state government, transportation, high-density occupational settings, meat or poultry processing plants, long-term care facilities, and health care settings, etc. Regarding exceptions, anyone who declines to wear a face covering/mask is not required to produce documentation or any other proof of a condition. Under this Executive Order, all North Carolinians will be on the honor system about whether there is a reason why they cannot wear a face covering/mask. It is also his understanding that law enforcement personnel are not authorized to criminally enforce the face covering/mask requirements of this Executive Order against individuals. However, if a business or organization does not allow entry to a worker, customer, or patron because that person refuses to wear a face covering/mask, and if that worker, customer, or patron enters the premises or refuses to leave the premises, law enforcement personnel may enforce the trespassing laws and any other laws that may be violated. Next, Chief Ledford agreed with and reiterated Mr. Howell's synopsis of the Executive Order, adding it has been both confusing and crippling for law enforcement, which only has the authority to enforce the trespassing laws. To conclude, Mrs. Thompson stated there is an exception for children under eleven (11) years of age, private offices, and local government facilities. However, local government agencies are encouraged to adopt similar policies and/or ordinances that require face coverings/masks with an educational component but with no enforcement provision. Mrs. Thompson added that face coverings/masks are to be worn in addition to social distancing. Mr. Howell added the City regularly posts educational information about the requirements for the use of face coverings/masks on social media. Mayor Anthony encouraged elected

officials and citizens to use their power of persuasion about the importance of wearing face coverings/masks for the sake of the community.

- 2) Mayor Anthony mentioned he signed a letter prepared by the North Carolina League of Municipalities to North Carolina's 10th Congressional District legislators regarding municipal revenue shortfalls due to the COVID-19 pandemic.
- 3) Mayor Anthony said he and Andrew Hopper recently spoke to Bobby Bell regarding his recognition event scheduled for September 2020 in Shelby and it was decided to postpone the festivities to a date to be determined.

H. Adjournment:

- 1) Motion to adjourn

ACTION TAKEN: Upon a motion made by Mr. Hendrick, City Council voted unanimously to adjourn the meeting at 6:59 p.m.

Respectfully submitted,

Bernadette A. Parduski, NCCMC, MMC
City Clerk

O. Stanhope Anthony III
Mayor

Minutes of July 20, 2020

City of Shelby
Agenda Item Summary
August 3, 2020
via electronic meeting

C. Unfinished Business

Agenda Item: C-1

- 1) Consideration of a resolution and order permanently closing an unopened right of way for Chesterfield Drive: Resolution No. 31-2020

Unfinished Business Item: (Walt Scharer, Planning Director)

Summary of Available Information:

- Memorandum dated July 27, 2020 from Walter Scharer, Planning Director to Rick Howell, City Manager
- Letter from Dale Short, property owner
- Copy of Resolution No. 24-2020
- Preliminary Plat of property
- Location Map
- Notice of Public Hearing
- Resolution No. 31-2020

City Manager's Recommendation / Comments

City Council conducted a public hearing on this matter on July 20, 2020 in accordance with NCGS 160A-299 prior to Council taking formal action on the petition. The purpose was to allow any member of the public to offer comment either for or against the proposed closure. Resolution No. 31-2020 is presented for your consideration and if approved would permanently close this unopened and unimproved right of way returning ownership to the abutting property owners. In this case it is a single property owner Mr. Dale Short. No public comment was received.

Under a recently adopted provision (S.L. 2020-3, SB 704) of the NC General Statutes the City Council could not act on the matter following the close of the public hearing. It was required to receive public comment on the matter for at least 24 hours following the close of the hearing. Consideration of the adoption of Resolution 31-2020 may take place at this time.

It is my recommendation that Resolution No. 31-2020 be adopted and approved by City Council at this time.



Memorandum

To: Rick Howell - City Manager
From: Walter Scharer – Planning Director
Date: July 7, 2020
Subject: Request to close an unopened right-of-way for Chesterfield Drive

Executive Summary of issue – Background

A portion of the Chesterfield Drive right-of-way was never completed as a street. The property owners adjacent to this unopened right-of-way for Chesterfield Drive have petitioned the City to close this section of Right-of-Way. A location map showing this site is attached.

Review and Comments

On June 15, 2020 City Council approved Resolution No. 24-2020, declaring the intent to close this unopened right-of-way of Chesterfield Drive and establish a public hearing for this right of way closing on July 20, 2020. The resolution of intent was published once a week for 4 weeks in the Shelby Star and the abutting property owners were notified of this right-of-way closing by certified mail and the notice of public hearing was posted in the affected area.

Recommendation

Please schedule a public hearing for this right of way and road closing on the July 20, 2020 City Council agenda. The Resolution may be considered at the August 3, 2020 City Council meeting.

Attachments: Application, Petition, Resolution of Intent to Close the unopened right-of-way for Chesterfield Drive, Public Hearing Notice, Location Map, Resolution Order to Close the unopened right-of-way for Chesterfield Drive, and Plat.

November 5, 2019

To: Mayor Stan Anthony

SUBJECT: Closing Part of Chesterfield Drive



Dear Mayor:

Enclosed are Tax Parcel Numbers of Cleveland County and maps that show the land that me and my wife own. The land has been this way since the mid 1960's when my father purchased most of these properties.

I recently contacted Surveyor Dobbin Lattimore about surveying these properties in accordance with how they have been used for decades. He notified me that he could not do what I wanted unless the City of Shelby agreed to close the part of Chesterfield Drive that is recorded on the tax maps and has been fenced in and used by Shoco, Inc since the 1980's.

I believe the enclosed information will show you what it looks like on the tax maps and how I want to have it re-deeded to make it be structured for how it actually is used by three business's that are currently using these properties.

I am formally requesting that the City of Shelby close the part of Chesterfield Drive that is located between Parcels 23861 and 23858.

Please let me know what else you may need from me for this to happen.

My cell phone number is 704-472-2310; and, my email address is dales@shocomarine.com.

Respectfully,

A handwritten signature in cursive script, appearing to read "Dale Short". The signature is written in black ink and is positioned above the printed name.

Dale Short



Grid North
NAD 83(2011)

State of North Carolina
County of Cleveland

Review
Officer of Cleveland County certify that the map or
plot to which this certification is affixed meets all
statutory requirements for recording.

Review Officer _____ Date _____

REQUESTING CLOSURE/ABANDONMENT OF STREET RIGHT OF
WAY AND PROPOSED PROPERTY ALLOCATION.

DALE A. SHORT

SIGNATURE _____ DATE _____

PREPARED IN ACCORDANCE WITH:
160A-299. PROCEDURE FOR PERMANENTLY CLOSING STREETS AND
ALLEYS

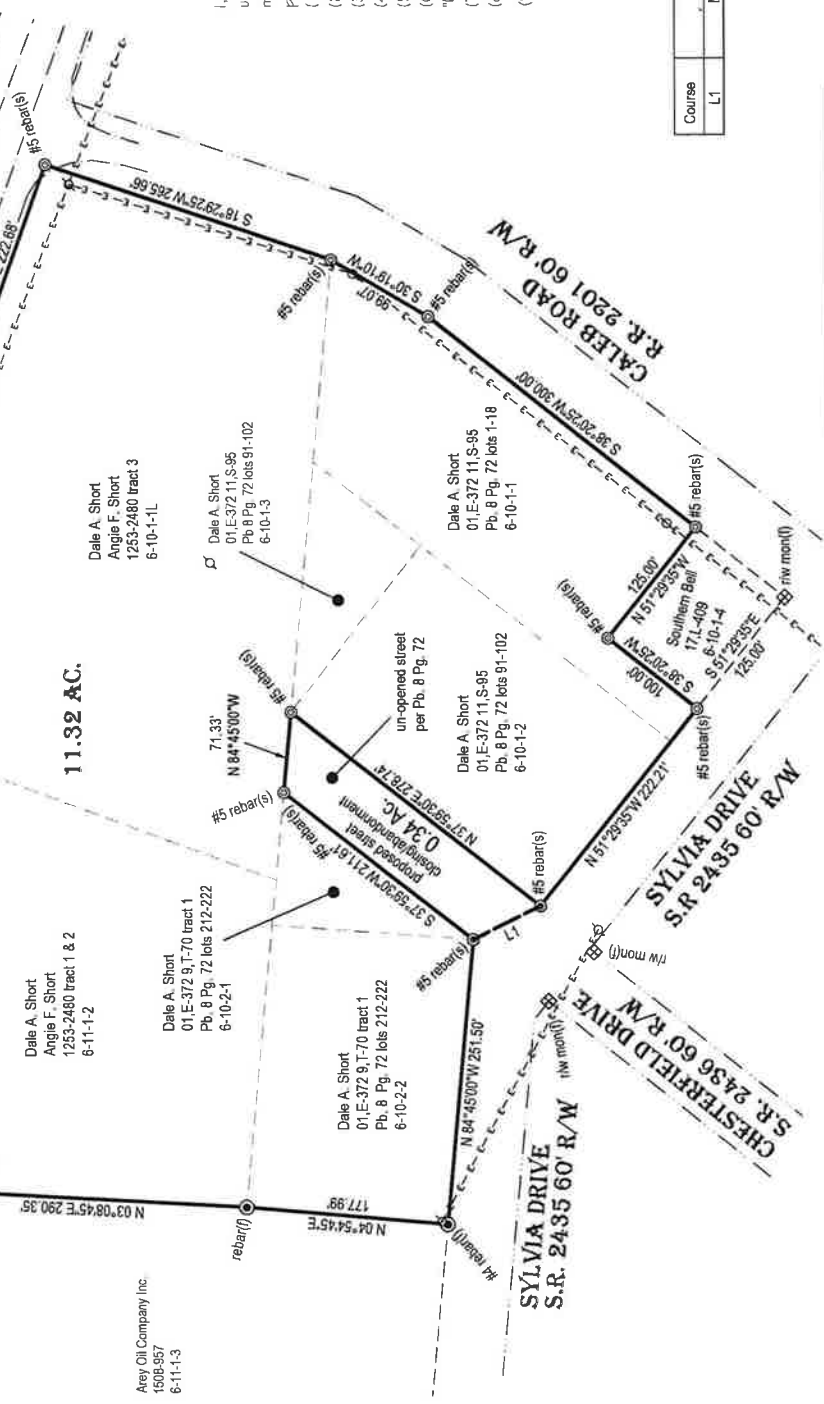
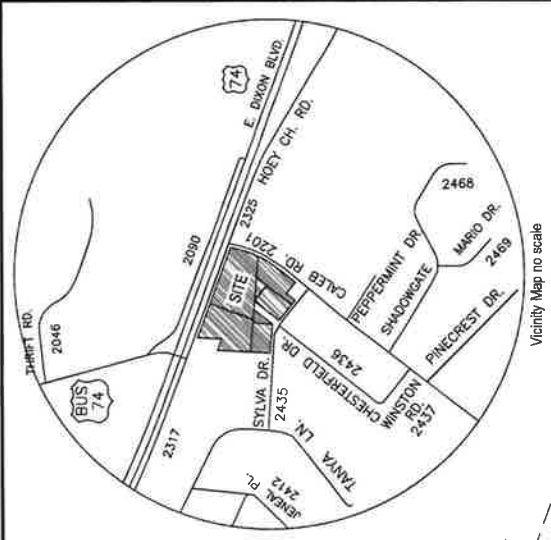
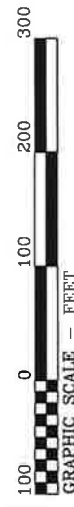
Subsection(c) upon the closing of a street or alley in
accordance with this section, all rights, title and interest in the
right-of-way shall be conclusively presumed to be vested in
those persons owning lots or parcels of land adjacent to the
street or alley, and the title of such adjoining landowners, for
the width of the abutting land owned by them, shall extend to
the centerline of the street or alley.

The provisions of this subsection regarding division of
right-of-way in street or alley closings may be altered as to a
particular street or alley closing by the assent of all property
owners taking title to a closed street or alley by filing of a plat
which shows the street or alley closing and the portion of the
closed street or alley to be taken by each such owner. The plat
shall be signed by each property owner who, under this section,
has an ownership right in the closed street or alley.

Owner	Deed Book/Page	Tax Map No.
Dale A. Short	1253-2480	6-10-1-1L
Angle F. Short	1253-2480	6-11-1-2
Dale Short	01,E-372 9,T-70	6-10-2-1
Dale Short	01,E-372 9,T-70	6-10-2-2
Dale Short	07,E-372 11,S-95	6-10-1-1
Dale Short	01,E-372 11,S-95	6-10-1-2
Dale Short	01,E-372 11,S-95	6-10-1-3

**PROPOSED STREET CLOSING/ABANDONMENT
FOR
DALE A. SHORT**

Owner: Dale A. Short
Address: 2056 E. Dixon Blvd.
Shelby, NC 28152
Deed Ref: See Deed Table
Tax Map Ref: See Deed Table
County: Cleveland
State: North Carolina
Plat Prepared: Feb. 25, 2020
Scale: 1" = 100'



I, D. Dobbins Lattimore, certify that this map was drawn under my supervision from an actual GFS survey made under my supervision and the following information was used to perform the survey:
(1) Class of survey: A
(2) Positional accuracy of Control Corners: 95% = 0.10'
(3) Type of GPS field procedure: Static
(4) Dates of survey: March 8, 2011
(5) Datum/Epoch: NAD2007 NAVD 88
(6) Published/Unpublished control use:
*NC51' N = 566730.47' E = 1256636.83'
(7) Geoid model: 2003
(8) Combined grid factor(s): 0.999831225
(9) Units: U. S. Survey Foot

Course	Bearing	Distance
L1	N 28°33'40" W	68.45'



I, D. Dobbins Lattimore, certify that this plat was drawn under my supervision from an actual survey made under my supervision with deed description recorded in Deed Book see Deed Table. Broken lines shown hereon, if not actually surveyed were plotted from information found in Deed Book see Deed Table. The ratio of precision as calculated is 1 : 10,000; that this plat was prepared in accordance with G.S. 47-30 as amended. Witness my original signature, license number and seal this 25th Day of February, A.D., 2020

D. Dobbins Lattimore, PLS L-3336

LATTIMORE & PEELER SURVEYING
105 LONDON ROAD (704) 538-3443
LAWDALE, NORTH CAROLINA 28090 DRAWING #20-021B
D.F. #6112B
C.F. #6112

**PRELIMINARY PLAT
NOT FOR SALES OR CONVEYANCES**

GENERAL NOTES
1. NO TITLE SEARCH BY LATTIMORE AND PEELER SURVEYING.
2. PROPERTY SHOWN SUBJECT TO EASEMENTS OF RECORD.
3. UNDERGROUND UTILITIES HAVE NOT BEEN LOCATED.
4. NO FEATURES LOCATED OTHER THAN THOSE SHOWN.
5. NO DOT R/W'S ARE APPROXIMATE UNLESS OTHERWISE NOTED.
6. ALL DISTANCES ARE HORIZONTAL GROUND DISTANCES UNLESS OTHERWISE NOTED.
7. THIS MAP DOES NOT HAVE AN ORIGINAL SIGNATURE & NOT VALID.
8. THIS MAP IS FOR THE EXCLUSIVE USE OF THE ORIGINAL PURCHASER OF THIS SURVEY AND IS NOT TRANSFERABLE TO SUBSEQUENT OWNERS OR ADDITIONAL INSTITUTIONS.

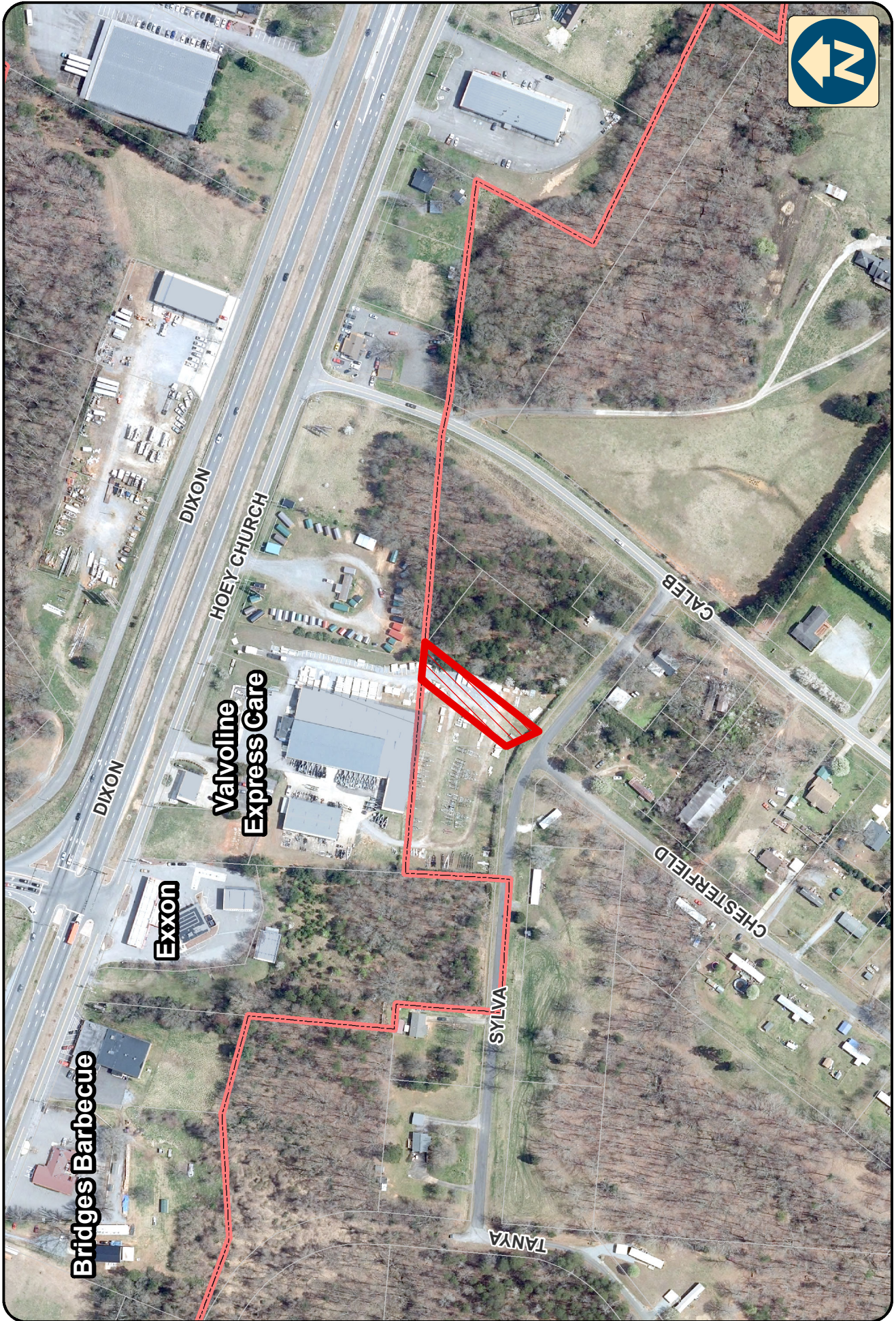
LEGEND

SURVEYED BOUNDARY LINES	
---	UNITS NOT SURVEYED
---	RIGHT OF WAY LINE
---	FENCE LINE
---	ELECTRIC LINE
---	BURIED ELECTRIC LINE
---	WATER LINE
---	GAS LINE
---	SEWER LINE
---	TELEPHONE LINE
---	HYDRANT
---	WATER METER
---	POWER POLE
---	TELEPHONE BOX
---	WELL



Location Map Proposed ROW Closure

Map Information:
Datum: NAD 1983
Coordinate: State Plane
North Carolina (Meter)
Projection: Lambert Conformal Conic
US National Grid
Grid Zone Designation (GZD): 17S
100,000m Square ID: MV/MU



Scale 1:3,000 1 inch = 250 feet



Date: 2/28/2020

NOTICE OF PUBLIC HEARING TO CLOSE THE UNOPENED RIGHT-OF-WAY FOR CHESTERFIELD DRIVE

The City Council of Shelby, North Carolina will conduct a via Zoom at 6:00 p.m., Monday, July 20th, 2020 to discuss an order closing an unopened right-of-way for Chesterfield Drive

Additional information regarding this proposed right-of-way closure is on file and available for inspection at the City of Shelby Planning & Development Services office, 315 South Lafayette Street, Shelby, North Carolina.

Persons interested in being heard on this matter are invited to comment on the proposed right-of-way closure in writing prior to the hearing or no later than July 21, 2020. Comments should be sent to the City Clerk via email at bernie.parduski@cityofshelby.com or by mail at PO BOX 207, Shelby, NC 28151

North Carolina General Statute 160A-299 requires that a copy of the City’s resolution of intent to permanently close a street or alley be published once a week for four (4) successive weeks prior to the hearing. A copy of Resolution No. 24-2020 adopted by City Council on June 15th, 2020 follows:

RESOLUTION NO. 24 – 2020

A RESOLUTION DECLARING THE INTENT OF THE CITY COUNCIL OF THE CITY OF SHELBY TO CONSIDER THE PERMANENT CLOSURE OF AN UNOPENED RIGHT OF WAY FOR SHANNONHOUSE STREET

WHEREAS, North Carolina General Statute 160A-299 authorizes the City Council of the City of Shelby to permanently close public streets and alleys within its jurisdiction; and,

WHEREAS, the City has received a request and petition from abutting property owners to permanently close an unopened right of way for Chesterfield Drive; and,

WHEREAS, the City Council considers it advisable to conduct a public hearing for the purpose of giving consideration to this proposal;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SHELBY, NORTH CAROLINA:

Section 1. That a public hearing on the matter will be held at 6:00 PM, on the 20th day of July 2020 in the Council Chamber at the City Hall in Shelby, North Carolina to consider an order closing an unopened right of way for Chesterfield Drive

Section 2. The City Clerk is hereby directed to publish this Resolution of Intent once a week for four (4) successive weeks prior to the public hearing in *The Shelby Star*.

Section 3. The City Clerk is further directed to transmit by certified mail, return receipt requested, to each owner of property abutting on said street a copy of this Resolution of Intent and shall cause a notice of the Public Hearing to be prominently posted in at least two places along the subject street.

Section 4. This Resolution of Intent shall become effective upon its adoption and approval.

Adopted and Approved this the 15th day of June 2020.

The Shelby Star:

Please publish this notice as a legal line ad on WEDNESDAY, July 1, 2020; WEDNESDAY, July 8, 2020; and Wednesday, July 15, 2020.

Mail invoices with affidavits to Walt Scharer, City of Shelby, PO Box 207, Shelby, NC 28151. Thank you.

RESOLUTION NO. 31-2020

**A RESOLUTION AND ORDER PERMANENTLY CLOSING
AN UNOPENED RIGHT OF WAY FOR CHESTERFIELD DRIVE**

WHEREAS, on June 15, 2020 the City Council of the City of Shelby directed the City Clerk to publish a Resolution of Intent of the City Council to consider closing an unopened right of way for Chesterfield Drive; and,

WHEREAS, said publication was to be accomplished in The Shelby Star once a week for four (4) successive weeks advising the public that a public hearing would be conducted via Zoom on July 20, 2020; and,

WHEREAS, the City Clerk was further instructed to notify all persons owning property abutting the affected portion of said street if the scheduled public hearing by copy of the Resolution of Intent, and that said notice of public hearing be posted in two places on the affected portion of Chesterfield Drive; and,

WHEREAS, the City Clerk has advised the City Council that on the date directed, she sent notice to each of said abutting property owners advising them of the date, time, and place of the public hearing by copy of the City Council's Resolution of Intent and advising said abutting property owners that the question as to the closing of said street would be acted upon, said notice having been mailed by certified mail with return receipt requester; and,

WHEREAS, after full and complete consideration of the matter and after having granted full and complete opportunity for all interested persons to appear and register any objections that they might have with respect to the closing of said street; and,

WHEREAS, it now appears to the satisfaction of the City Council the closing of said right of way is not contrary to the public interest and that no individual owning property abutting the street, will as a result of said closing, be thereby deprived of a reasonable means of ingress and egress to their property; and,

WHEREAS, it appears to the satisfaction of the City Council that the closing of said right of way will not be in conflict with the public interest.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SHELBY, NORTH CAROLINA:

Section 1. The unopened right of way for Chesterfield Drive as displayed on the plat titled proposed street/closing abandonment for City of Shelby, as situated within the City of Shelby is hereby permanently closed and all rights, title, and interest that may be vested in the public to said area for street purposes is hereby released to the abutting property owners in accordance with Chapter 160A-299, as amended, of the North Carolina General Statutes.

Section 2. The City Clerk is hereby authorized and directed to file in the Office of the Register of Deeds in Cleveland County a certified copy of this resolution ordering a closure of an unopened right of way for Chesterfield Drive.

Section 3. This Resolution shall become effective upon its adoption and approval.

Adopted and approved this the 3rd day of August 2020.

O. Stanhope Anthony III
Mayor

ATTEST:

Bernadette A. Parduski, NC-CMC, IIMC-MMC
City Clerk

APPROVED AS TO FORM:

Martha R. Thompson
Interim City Attorney

City of Shelby
Agenda Item Summary
August 3, 2020
via electronic meeting

Agenda Item: C-2

- 2) Consideration of a resolution and order permanently closing the north end of Pere Street from West Dale Street to West Marion Street: Resolution No. 32-2020

Unfinished Business Item: (Walt Scharer, Planning Director)

Summary of Available Information:

- Memorandum dated July 27, 2020 from Walter Scharer, Planning Director to Rick Howell, City Manager
- General Application
- Proposed ROW Closure map
- Survey of property
- Copy of Resolution No. 26-2020
- Notice of Public Hearing
- Resolution No. 32-2020

City Manager's Recommendation / Comments

City Council conducted a public hearing on this matter on July 20, 2020 in accordance with NCGS 160A-299 prior to Council taking formal action on the petition. The purpose was to allow any member of the public to offer comment either for or against the proposed closure. Resolution No. 32-2020 is presented for your consideration and if approved would permanently close this short street segment right of way returning ownership to the abutting property owner. In this case it is a single property owner Thompson, Gordon, and Shook Engineers. No public comment was received.

Under a recently adopted provision (S.L. 2020-3, SB 704) of the NC General Statutes the City Council could not act on the matter following the close of the public hearing. It was required to receive public comment on the matter for at least 24 hours following the close of the hearing. Consideration of the adoption of Resolution 32-2020 may take place at this time.

It is my recommendation that Resolution No. 32-2020 be adopted and approved by City Council at this time.



Memorandum

To: Rick Howell - City Manager
From: Walter Scharer – Planning Director
Date: July 13, 2020
Subject: Request to close a Section of Pere Street between W Marion Street and W Dale Street

Executive Summary of issue – Background

A portion of Pere Street has been requested to be closed. The owner of both sides of this Street is redeveloping the property and intends to create a safer parking facility for the redeveloped property. A location map showing this site is attached.

Review and Comments

On June 15, 2020 City Council approved Resolution No. 26-2020, declaring the intent to close a section of Pere Street and establish a public hearing for this right of way closing on July 20, 2020. The resolution of intent was published once a week for 4 weeks in the Shelby Star and the abutting property owners were notified of this right-of-way closing by certified mail and the notice of public hearing was posted in the affected area.

Recommendation

Please schedule a public hearing for this right of way and road closing on the July 20, 2020 City Council agenda. The Resolution may be considered at the August 3, 2020 City Council meeting.

Attachments: Application, Petition, Resolution of Intent to Close a section of Pere Street, Public Hearing Notice, Location Map, Resolution Order to Close a section of Pere Street, and Plat.



City of Shelby
Planning and Development Services Department

General Application

Address of Subject Property:

201 W. MARION ST.

Applicant(s) Name: THOMPSON - GORDON - SHOOK ENGINEERS

Address: 201 W. MARION ST.

SHELBY, NC 28150

Email: lfletcher@tgsengineers.com

Phone: 704.519.9540

Owner(s) Name: LEONARD G. FLETCHER

Email: 704.650.9963

Phone: lfletcher@tgsengineers.com

Relationship to Property: Owner Developer, Contractor, etc. Other: _____

Request for (Check all that apply):

- Annexation (Contiguous & Satellite)
- Change in Tenant/Building Use
- Site Plan Review & Zoning Permit
- Street Name Change
- Street/ROW Closing
- Conditional Use Permit or Special Use Permit
- UDO Text Amendment
- Zoning Map Amendment
- Conditional Use Map Amendment
- Zoning Permit or Home Occupation Permit

Project Information (Fill in applicable information):

Parcel Number: _____

Proposed Zoning: _____

Proposed Land Use: _____

Previous Use: _____

Approx. Building Sq. Ft.: _____

Approx. Project Acreage: _____

Business Name: _____

Construction Sq. Ft.: _____

Valuation: _____

Provide a detailed description of the proposed project. Attach additional pages or documentation if necessary.

Oath: By signing, I hereby certify that all information that I have provided in this application is correct and complete to the best of my knowledge. I understand that providing false or incomplete information may be grounds for denial of my request or may result in future action by the City Council to revoke the permit.

Signature of Applicant

9/25/2019
Date

Received by: _____

Date _____

Petition to Close Street or Alley

Pursuant to North Carolina General Statute 160A-299, we the owners of property adjacent to the street/alley described below do hereby petition the City of Shelby to permanently close the said street/alley.

Name of Street/Alley: PERE ST.

From: W. MARION ST. To: W. DALE STREET

Further description if needed: _____

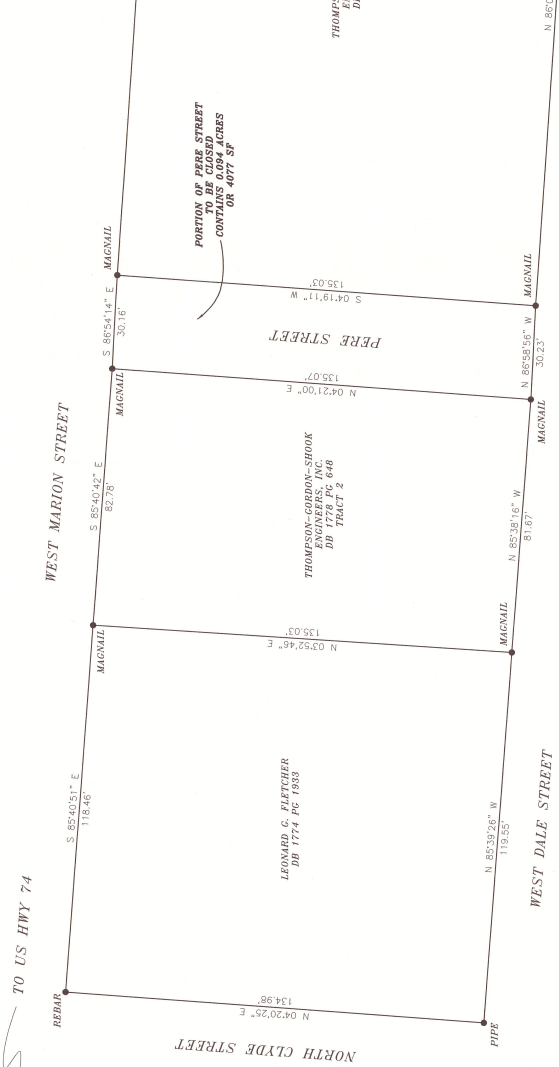
- NOTES:**
- Areas shown on horizontal ground, but unless otherwise noted, are determined by coordinate computations.
 - The boundaries shown on this plan are as shown on the ground.
 - No title search was provided for this survey.
 - The information of record as noted herein.
 - Property is subject to any and all easements, rights of way, and survey other than those shown.
 - No location of underground utilities was performed during this survey.
 - City of Shelby Zoning District: OB Commercial.
 - Road Zone Category: Zone X (outside 100' yr. flood plain)
 - Community Parcel Numbers: 25421
 - FPM Panels Effective Date: February 20, 2008.

PREPARED IN ACCORDANCE WITH:
SECTION 259. - PROCEDURE FOR PERMANENTLY CLOSING STREETS AND ALLEYS
 SECTION (3) UPON THE CLOSING OF A STREET OR ALLEY IN ACCORDANCE WITH THIS SECTION INTEREST IN THE RIGHT-OF-WAY SHALL BE CONSIDERED PRESUMED TO BE VESTED IN THOSE PERSONS WHOSE INTERESTS ARE SHOWN ON THE RECORD MAPS OF THE ADJUTING LAND OWNED BY THEM, SHALL EXTEND TO THE CENTERLINE OF THE STREET OR ALLEY.
 THE PROVISIONS OF THIS SUBSECTION REGARDING DIVISION OF RIGHT-OF-WAY IN STREET OR ALLEY CLOSINGS MAY BE APPLIED AS TO A PARTICULAR STREET OR ALLEY CLOSING BY THE CITY OF SHELBY, IN A PLAN WHICH SHOWS THE STREET OR ALLEY CLOSING AND THE PORTION OF THE CLOSED STREET OR ALLEY TO BE OPEN TO TRAFFIC. THE PLAN SHALL BE SIGNED BY EACH OWNER WHO, UNDER THIS SECTION, HAS AN UNDISBURSED RIGHT IN THE CLOSED STREET OR ALLEY.

PROGRESSIVE CLOSING (ASBESTOS) OF STREET AND ALLEY RIGHT-OF-WAY AND PROPOSED PROPERTY ALLOCATION
 THOMPSON-CORDON-SHOOK ENGINEERS, INC.
 DATE: 10/4/2019

STATE OF NORTH CAROLINA, COUNTY OF CLEVELAND
 I, Matthew J. Conwell, Surveyor, do hereby certify that the map or plat to which this certification is affixed meets all statutory requirements for recording.

NAD83/2011
 CF=0.99983532
 OCT. 4, 2019
 NC/S PUBLISHED



MACMIL (GRID COORDINATES)
 E: 1242123.134 USFT
 N: 80344.7 W: 8034.47

MACMIL (GRID COORDINATES)
 E: 1242123.134 USFT
 N: 80344.7 W: 8034.47

SURVEYOR'S CERTIFICATION
 I, Matthew J. Conwell, certify that this plat was drawn under my supervision from an actual survey performed under my supervision (DB 1728 PG 648); that the boundaries not surveyed are of precision as indicated exceeds 1:10,000; that this plat was prepared in accordance with G.S. 42-30 as amended. That this plat meets the requirement of G.S. 42-30 section 1-1-4. Witness my original signature and seal this 4th day of October, A.D., 2019.



Matthew J. Conwell
 SURVEYOR
 L-4775
 N.C. P.L.S. LICENSE NUMBER

SHEET 1 OF 1

TGS ENGINEERS
The City of Shelby
 Parcel Address: 201 West Marion Street
 Parcel No. 17894 & 17895
 Map/Block/Lot: S1/R2/3&4
 Located in Shelby, NC in Number 6 Township

TGS Engineers
 600 S. Salisbury Street
 Salisbury, NC 28156
 PH: (704) 979-0003

Drawn By: M. T. Corwell, P.L.S. PE SURVEYED BY: MTC & MTW
 Date of Survey: 10/4/2019 CHECKED BY: L. G. Fletcher, P.L.S., PE

C-0275

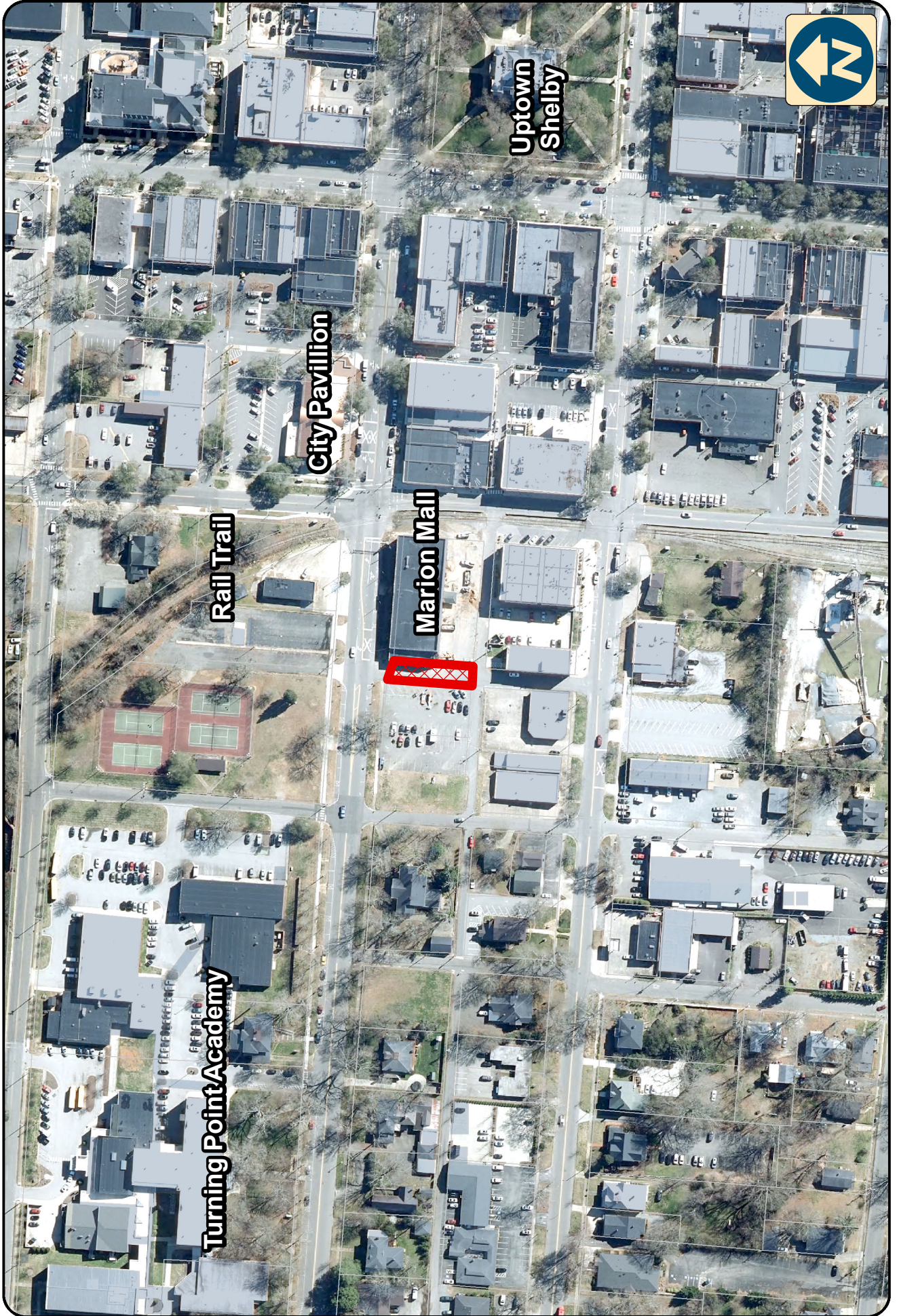


- LEGEND**
- 5/8" REBAR IN CAP SET (RCS)
 - IRON FOUND AS INDICATED
 - UNMARKED POINT
 - POWER POLE
 - BOUNDARY LINE (SURVEYED)
 - ADJ. PROP. LINE (NOT SURVEYED)
 - RIGHT OF WAY LINE (SURVEYED)
 - - - OVERHEAD POWER LINE (SURVEYED)
 - - - FENCE LINE (SURVEYED)
 - - - FLOOD HAZARD LINE (SEE NOTES)
 - - - OLD TRACT LINE (NOT SURVEYED)
 - - - C/L OF EASEMENT (SURVEYED)



Proposed ROW Closure Pere Street

Map Information:
Datum: NAD 1983
Coordinate: State Plane
North Carolina (Meter)
Projection: Lambert Conformal Conic
US National Grid
Grid Zone Designation (GZD): 17S
100,000m Square ID: MWNU



Scale 1:2,500 1 inch = 208 feet

0 105 210

420

Feet

Date: 6/5/2020

NOTICE OF PUBLIC HEARING TO CLOSE THE NORTH END OF PERE STREET FROM W DALE STREET TO W MARION STREET

The City Council of Shelby, North Carolina will conduct a public hearing via Zoom at 6:00 p.m., Monday, July 20th, 2020 to discuss an order closing The North End of Pere Street From W Dale Street To W Marion Street

Additional information regarding this proposed right-of-way closure is on file and available for inspection at the City of Shelby Planning & Development Services office, 315 South Lafayette Street, Shelby, North Carolina.

Persons interested in being heard on this matter are invited to comment on the proposed street closure in writing prior to the hearing or no later than July 21, 2020. Comments should be sent to the City Clerk via email at bernie.parduski@cityofshelby.com or by mail at PO BOX 207, Shelby, NC 28151

North Carolina General Statute 160A-299 requires that a copy of the City’s resolution of intent to permanently close a street or alley be published once a week for four (4) successive weeks prior to the hearing. A copy of Resolution No. 26-2020 adopted by City Council on June 15th, 2020 follows:

RESOLUTION NO. 26 – 2020

A RESOLUTION DECLARING THE INTENT OF THE CITY COUNCIL OF THE CITY OF SHELBY TO CONSIDER THE PERMANENT CLOSURE OF THE NORTH END OF PERE STREET FROM W DALE STREET TO W MARION STREET

WHEREAS, North Carolina General Statute 160A-299 authorizes the City Council of the City of Shelby to permanently close public streets and alleys within its jurisdiction; and,

WHEREAS, the City has received a request and petition from abutting property owners to permanently close The North End of Pere Street From W Dale Street To W Marion Street; and,

WHEREAS, the City Council considers it advisable to conduct a public hearing for the purpose of giving consideration to this proposal;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SHELBY, NORTH CAROLINA:

Section 1. That a public hearing on the matter will be held at 6:00 PM, on the 20th day of July 2020 in the Council Chamber at the City Hall in Shelby, North Carolina to consider an order closing The North End of Pere Street From W Dale Street To W Marion

Section 2. The City Clerk is hereby directed to publish this Resolution of Intent once a week for four (4) successive weeks prior to the public hearing in *The Shelby Star*.

Section 3. The City Clerk is further directed to transmit by certified mail, return receipt requested, to each owner of property abutting on said street a copy of this Resolution of Intent and shall cause a notice of the Public Hearing to be prominently posted in at least two places along the subject street.

Section 4. This Resolution of Intent shall become effective upon its adoption and approval.

Adopted and Approved this the 15th day of June 2020.

The Shelby Star:

Please publish this notice as a legal line ad on WEDNESDAY, July 1, 2020; WEDNESDAY, July 8, 2020; and Wednesday, July 15, 2020.

Mail invoices with affidavits to Walt Scharer, City of Shelby, PO Box 207, Shelby, NC 28151. Thank you.

RESOLUTION NO. 32-2020

**A RESOLUTION AND ORDER PERMANENTLY CLOSING
THE NORTH END OF PERE STREET FROM WEST DALE STREET TO
WEST MARION STREET**

WHEREAS, on June 15, 2020 the City Council of the City of Shelby directed the City Clerk to publish a Resolution of Intent of the City Council to consider closing The North End of Pere Street from W Dale Street to W Marion Street; and,

WHEREAS, said publication was to be accomplished in The Shelby Star once a week for four (4) successive weeks advising the public that a public hearing would be conducted via Zoom on July 20, 2020; and,

WHEREAS, the City Clerk was further instructed to notify all persons owning property abutting the affected portion of said street if the scheduled public hearing by copy of the Resolution of Intent, and that said notice of public hearing be posted in two places on the affected portion of Pere Street; and,

WHEREAS, the City Clerk has advised the City Council that on the date directed, she sent notice to each of said abutting property owners advising them of the date, time, and place of the public hearing by copy of the City Council's Resolution of Intent and advising said abutting property owners that the question as to the closing of said street would be acted upon, said notice having been mailed by certified mail with return receipt requester; and,

WHEREAS, after full and complete consideration of the matter and after having granted full and complete opportunity for all interested persons to appear and register any objections that they might have with respect to the closing of said street; and,

WHEREAS, it now appears to the satisfaction of the City Council the closing of said right of way is not contrary to the public interest and that no individual owning property abutting the street, will as a result of said closing, be thereby deprived of a reasonable means of ingress and egress to their property; and,

WHEREAS, it appears to the satisfaction of the City Council that the closing of said right of way will not be in conflict with the public interest.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SHELBY, NORTH CAROLINA:

Section 1. The North End of Pere Street From W Dale Street To W Marion Street as displayed on the plat titled proposed street/closing abandonment for City of Shelby, as situated within the City of Shelby is hereby permanently closed and all rights, title, and interest that may be vested in the public to said area for street purposes is hereby released to the abutting property owners in accordance with Chapter 160A-299, as amended, of the North Carolina General Statutes.

Section 2. The City Clerk is hereby authorized and directed to file in the Office of the Register of Deeds in Cleveland County a certified copy of this resolution ordering the closing of the North End of Pere Street from W Dale Street to W Marion Street.

Section 3. This Resolution shall become effective upon its adoption and approval.

Adopted and approved this the 3rd day of August 2020.

O. Stanhope Anthony III
Mayor

ATTEST:

Bernadette A. Parduski, NC-CMC, IIMC-MMC
City Clerk

APPROVED AS TO FORM:

Martha R. Thompson
Interim City Attorney

City of Shelby
Agenda Item Summary
August 3, 2020
via electronic meeting

Agenda Item: C-3

- 3) Consideration of a resolution and order permanently closing West Stadium Street:
Resolution No. 33-2020

Unfinished Business Item: (Walt Scharer, Planning Director)

Summary of Available Information:

- Memorandum dated July 27, 2020 from Walter Scharer, Planning Director to Rick Howell, City Manager
- Letter from Cleveland County Schools
- Survey of property
- Proposed ROW Closure map
- Copy of Resolution No. 25-2020
- Resolution No. 33-2020

City Manager's Recommendation / Comments

City Council conducted a public hearing on this matter on July 20, 2020 in accordance with NCGS 160A-299 prior to Council taking formal action on the petition. The purpose was to allow any member of the public to offer comment either for or against the proposed closure. Resolution No. 33-2020 is presented for your consideration and if approved would permanently close this short street segment right of way returning ownership to the abutting property owner. In this case it is a single property owner Cleveland County Schools. No public comment was received.

Under a recently adopted provision (S.L. 2020-3, SB 704) of the NC General Statutes the City Council could not act on the matter following the close of the public hearing. It was required to receive public comment on the matter for at least 24 hours following the close of the hearing. Consideration of the adoption of Resolution 33-2020 may take place at this time.

It is my recommendation that Resolution No. 33-2020 be adopted and approved by City Council at this time.



Memorandum

To: Rick Howell - City Manager
From: Walter Scharer – Planning Director
Date: June 8, 2020
Subject: Request to close West Stadium Drive

Executive Summary of issue – Background

The Cleveland County School District has requested that West Stadium Drive, at Shelby High School, be closed as a City Street. The School District intends to close the Street to regular through traffic for the safety of students and the public that attends events at the football stadium. A location map showing this site is attached.

Review and Comments

Pursuant to North Carolina General Statute 160A-299, the City may close a street or alley after passing a resolution of intent that establishes a public hearing for said closing. The public hearing for this street closing, as established by the resolution of intent, is scheduled for July 20, 2020.

Staff has reviewed this request and will be requesting easements for all the City Utilities along West Stadium Drive.

Recommendation

Please place this item on the consent agenda for the June 15, 2020 City Council meeting.

Attachments: Right of Way Closure Request, Location Map, Plat, and Resolution of Intent



400 W. Marion St.
Shelby, NC 28150
704-476-8000

February 7, 2020

Alan Toney
City of Shelby
City Hall Annex
315 South Lafayette St.
Shelby, NC 28086

Gentlemen,

We respectfully request that Stadium Drive behind Shelby High School be permanently closed. This is an area where students frequently walk and the traffic presents safety issues during school and during football games.

We plan to fence in the area between the stadium and the building. We will provide an easement and coordinate permanent access for city owned utilities.

Please contact Steve Boheler, Director of Maintenance, if you need any additional information.

Cleveland County Schools

A handwritten signature in black ink, appearing to read "S. Fisher", is written over the printed name of Dr. Stephen Fisher.

Dr. Stephen Fisher
Superintendent

STATE OF NORTH CAROLINA
COUNTY OF CLEVELAND

_____, REVIEW OFFICER OF
CLEVELAND COUNTY CERTIFY THAT THIS MAP OR
PLAT TO WHICH THIS CERTIFICATION IS AFFIXED
MEETS ALL STATUTORY REQUIREMENTS FOR RECORDING.

DATE _____ REVIEW OFFICER _____

**PREPARED IN ACCORDANCE WITH:
160A-299, PROCEDURE FOR PERMANENTLY CLOSING STREETS AND ALLEYS**

SUBSECTION (C) UPON THE CLOSING OF A STREET OR ALLEY IN ACCORDANCE WITH THIS SECTION SUBJECT TO THE PROVISIONS OF SUBSECTION (F) OF THIS SECTION, ALL RIGHTS, TITLE AND INTEREST IN THE RIGHT-OF-WAY SHALL BE CONCLUSIVELY PRESUMED TO BE VESTED IN THOSE PERSONS OWNING LOTS OR PARCELS OF LAND ADJACENT TO THE STREET OR ALLEY, AND THE TITLE OF SUCH ADJOINING LANDOWNERS, FOR THE WIDTH OF THE ABUTTING LAND OWNED BY THEM, SHALL EXTEND TO THE CENTERLINE OF THE STREET OR ALLEY.

THE PROVISIONS OF THIS SUBSECTION REGARDING DIVISION OF RIGHT-OF-WAY IN STREET OR ALLEY CLOSINGS, WHETHER AS TO PARTICULAR ALLEYS OR AS TO THE ENTIRE STREET OR ALLEY, WHICH SHOWS THE STREET OR ALLEY CLOSING AND THE PORTION OF THE CLOSED STREET OR ALLEY TO BE TAKEN BY EACH SUCH OWNER, THE PLAT SHALL BE SIGNED BY EACH OWNER WHO, UNDER THIS SECTION, HAS AN OWNERSHIP RIGHT IN THE STREET OR ALLEY.

**REQUESTING CLOSURE/ABANDONMENT OF STREET AND ALLEY
RIGHT-OF-WAY AND PROPOSED PROPERTY ALLOCATION**

CLEVELAND COUNTY SCHOOLS

SIGNATURE _____

DATE _____

REFERENCE

- SURVEY OF STREET RIGHT-OF-WAYS BY CLYDE FESPERMAN AT SHELBY HIGH SCHOOL DATED 11/10/65 AND REVISED ON 03/01/74.
- PLAT IS ON FILE IN THE OFFICE OF BEN YARBORO AT THE CITY OF SHELBY

GENERAL NOTES

- AREA CALCULATED BY COORDINATE COMPUTATION
- THE PROPERTY SHOWN HEREON MAY BE SUBJECT TO EASEMENTS OF RECORD OR UNRECORDED EASEMENTS
- BANKHEAD SURVEYING WAS NOT PROVIDED WITH ANY TITLE EXCEPTIONS
- ROAD RIGHT-OF-WAY AND UTILITY RIGHT-OF-WAY, WHERE SHOWN, ARE NOT BEING LOCATED
- ROAD FEATURES (BUILDINGS, UTILITIES, ETC) LOCATED EXCEPT THOSE SHOWN HEREON
- ALL DISTANCES SHOWN HEREON ARE HORIZONTAL GROUND DISTANCES

LEGEND

- ⊗ MAG NAIL
- IRON PIN SET
- SUBJECT PROPERTY LINE
- ROAD RIGHT OF WAY LINE
- - - - - TIE LINE

EASEMENT NOTE

- THE CITY OF SHELBY RETAINS A UTILITY EASEMENT FOR ANY UTILITIES (OVERHEAD AND/OR BURIED) THAT MAY LIE ON OR CROSS THE ROAD RIGHT OF WAY BEING CLOSED SHOWN HEREON
- THE EASEMENT WIDTH IS TO BE AS REQUIRED FOR THE MAINTENANCE OR REPLACEMENT OF THE EXISTING UTILITIES

THIS IS TO CERTIFY THAT THIS SURVEY IS OF ANOTHER CATEGORY AND IS AN EXCEPTION TO THE DEFINITION OF SUBDIVISION.

T. Scott Bankhead
T. SCOTT BANKHEAD (PLS)

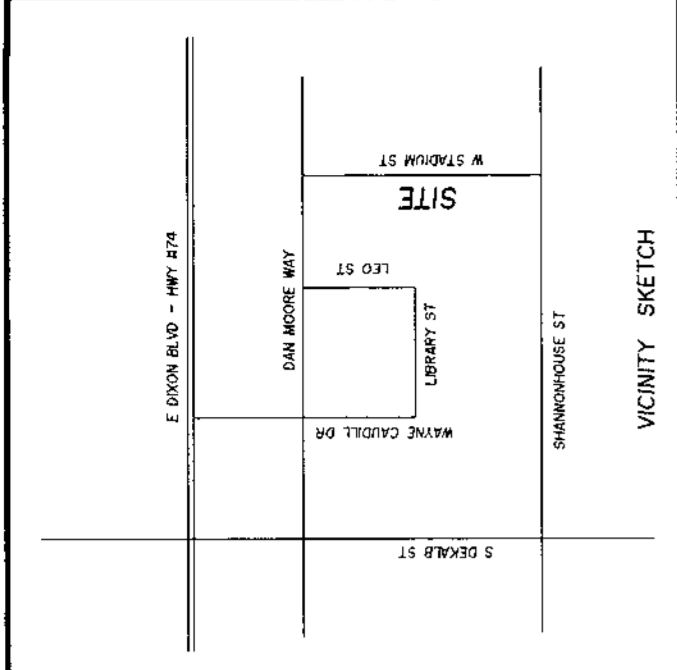
I, T. SCOTT BANKHEAD, PROFESSIONAL LAND SURVEYOR CERTIFY THAT THIS PLAT WAS DRAWN FROM AN ACTUAL FIELD SURVEY PERFORMED UNDER MY DIRECTION AND SUPERVISION (DEED REFERENCE: DEED N.A. PAGE N.A.); THAT THE BOUNDARIES NOT SURVEYED ARE INDICATED BY DASHED LINES DRAWN FROM THE DEED INFORMATION SHOWN HEREON; THAT THE RATIO OF PRECISION IS 1:10,000; AND THAT THIS PLAT WAS PREPARED IN ACCORDANCE WITH GS 47-30 AS AMENDED. WITNESS MY ORIGINAL SIGNATURE, LICENSE NUMBER AND SEAL THIS

2020

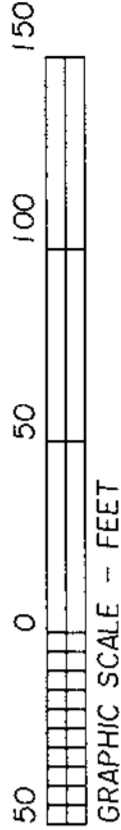
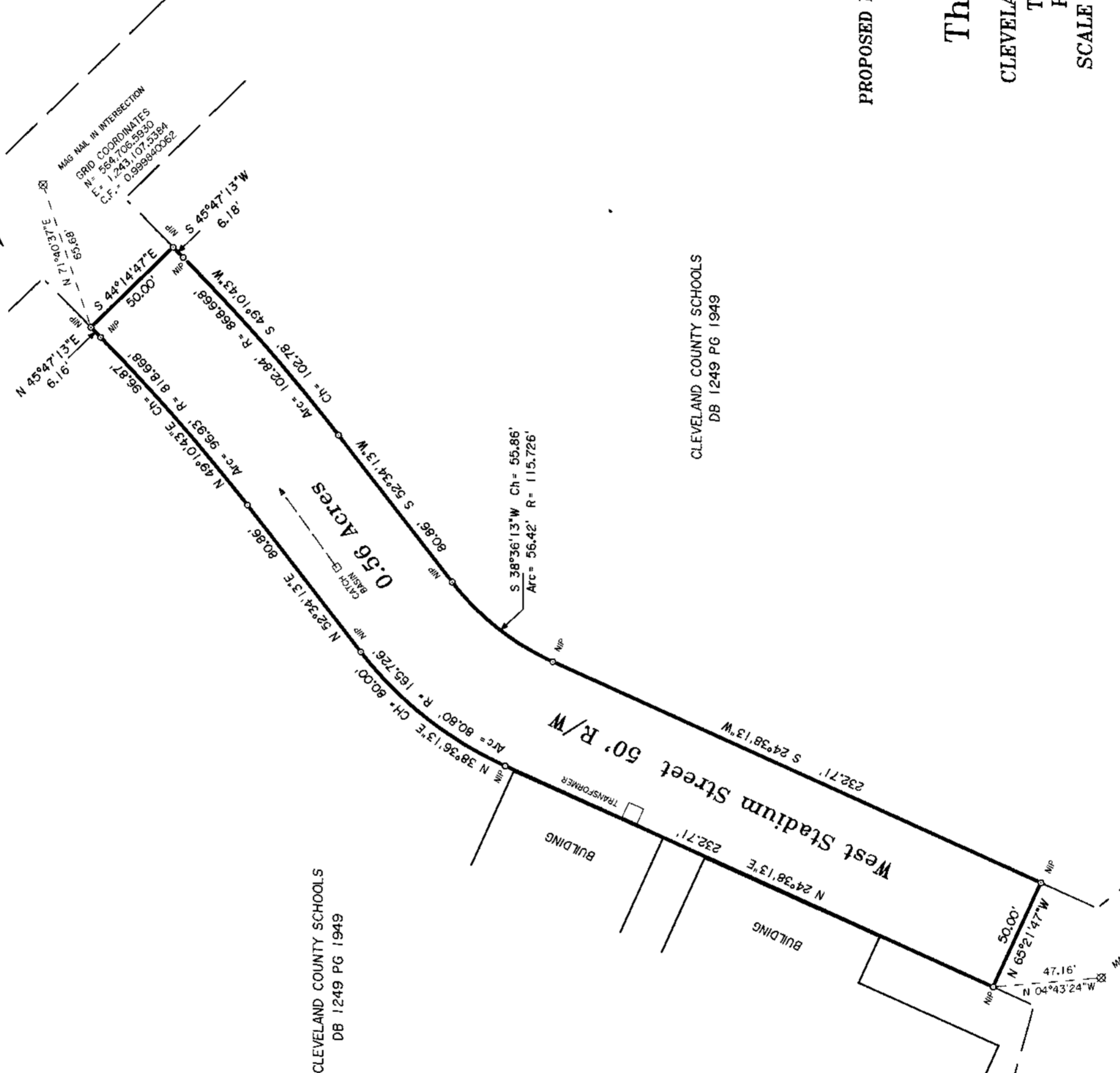
Day of July
T. Scott Bankhead
Professional Land Surveyor - License No. L-5001



SURVEY BY
BANKHEAD SURVEYING, PA
407 EAST MARION STREET
SHELBY, N.C. 28150
(704) 481-1040
FIRM LICENSE NUMBER = C-0872



Dan Moore Way 50' R/W



PROPOSED RIGHT OF WAY CLOSING/ABANDONMENT

SURVEY FOR

The City of Shelby

CLEVELAND COUNTY, NORTH CAROLINA
TAX MAP REF: S50-1-17
PARCEL NUMBER: 51566
SCALE 1" = 50' DATE 07/08/2020

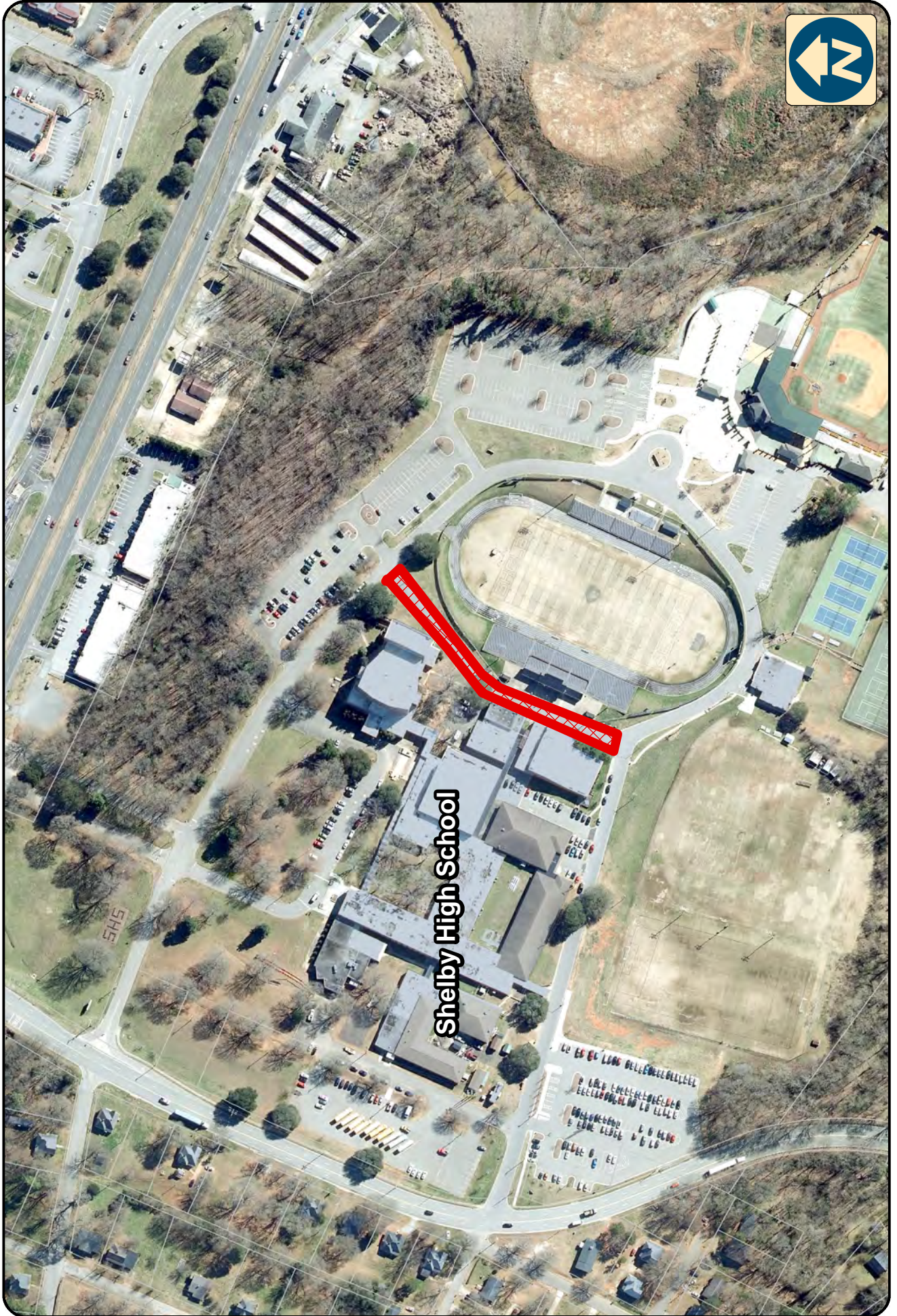
CLEVELAND COUNTY SCHOOLS
DB 1249 PG 1949

CLEVELAND COUNTY SCHOOLS
DB 1249 PG 1949



Proposed ROW Closure West Stadium Street

Map Information:
Datum: NAD 1983
Coordinate: State Plane
North Carolina (Meter)
Projection: Lambert Conformal Conic
US National Grid
Grid Zone Designation (GZD): 17S
100,000m Square ID: MWNU



Scale 1:3,000 1 inch = 250 feet



Date: 6/8/2020

NOTICE OF PUBLIC HEARING TO CLOSE WEST STADIUM STREET

The City Council of Shelby, North Carolina will conduct a public hearing via Zoom at 6:00 p.m., Monday, July 20th, 2020 to discuss an order closing West Stadium Street

Additional information regarding this proposed right-of-way closure is on file and available for inspection at the City of Shelby Planning & Development Services office, 315 South Lafayette Street, Shelby, North Carolina.

Persons interested in being heard on this matter are invited to comment on the proposed street closure in writing prior to the hearing or no later than July 21, 2020. Comments should be sent to the City Clerk via email at bernie.parduski@cityofshelby.com or by mail at PO BOX 207, Shelby, NC 28151

North Carolina General Statute 160A-299 requires that a copy of the City's resolution of intent to permanently close a street or alley be published once a week for four (4) successive weeks prior to the hearing. A copy of Resolution No. 25-2020 adopted by City Council on June 15th, 2020 follows:

RESOLUTION NO. 25 – 2020

A RESOLUTION DECLARING THE INTENT OF THE CITY COUNCIL OF THE CITY OF SHELBY TO CONSIDER THE PERMANENT CLOSURE OF WEST STADIUM STREET

WHEREAS, North Carolina General Statute 160A-299 authorizes the City Council of the City of Shelby to permanently close public streets and alleys within its jurisdiction; and,

WHEREAS, the City has received a request and petition from abutting property owners to permanently close West Stadium Street; and,

WHEREAS, the City Council considers it advisable to conduct a public hearing for the purpose of giving consideration to this proposal;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SHELBY, NORTH CAROLINA:

Section 1. That a public hearing on the matter will be held at 6:00 PM, on the 20th day of July 2020 in the Council Chamber at the City Hall in Shelby, North Carolina to consider an order closing an unopened right of way for Chesterfield Drive

Section 2. The City Clerk is hereby directed to publish this Resolution of Intent once a week for four (4) successive weeks prior to the public hearing in *The Shelby Star*.

Section 3. The City Clerk is further directed to transmit by certified mail, return receipt requested, to each owner of property abutting on said street a copy of this Resolution of Intent and shall cause a notice of the Public Hearing to be prominently posted in at least two places along the subject street.

Section 4. This Resolution of Intent shall become effective upon its adoption and approval.

Adopted and Approved this the 15th day of June 2020.

The Shelby Star:

Please publish this notice as a legal line ad on WEDNESDAY, July 1, 2020; WEDNESDAY, July 8, 2020; and Wednesday, July 15, 2020.

Mail invoices with affidavits to Walt Scharer, City of Shelby, PO Box 207, Shelby, NC 28151. Thank you.

RESOLUTION NO. 33-2020

**A RESOLUTION AND ORDER PERMANENTLY CLOSING
WEST STADIUM STREET**

WHEREAS, on June 15, 2020 the City Council of the City of Shelby directed the City Clerk to publish a Resolution of Intent of the City Council to consider closing West Stadium Street; and,

WHEREAS, said publication was to be accomplished in The Shelby Star once a week for four (4) successive weeks advising the public that a public hearing would be conducted via Zoom on July 20, 2020; and,

WHEREAS, the City Clerk was further instructed to notify all persons owning property abutting the affected portion of said street if the scheduled public hearing by copy of the Resolution of Intent, and that said notice of public hearing be posted in two places on the affected portion of West Stadium Street; and,

WHEREAS, the City Clerk has advised the City Council that on the date directed, she sent notice to each of said abutting property owners advising them of the date, time, and place of the public hearing by copy of the City Council's Resolution of Intent and advising said abutting property owners that the question as to the closing of said street would be acted upon, said notice having been mailed by certified mail with return receipt requester; and,

WHEREAS, after full and complete consideration of the matter and after having granted full and complete opportunity for all interested persons to appear and register any objections that they might have with respect to the closing of said street; and,

WHEREAS, it now appears to the satisfaction of the City Council the closing of said right of way is not contrary to the public interest and that no individual owning property abutting the street, will as a result of said closing, be thereby deprived of a reasonable means of ingress and egress to their property; and,

WHEREAS, it appears to the satisfaction of the City Council that the closing of said right of way will not be in conflict with the public interest.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SHELBY, NORTH CAROLINA:

Section 1. West Stadium Street as displayed on the plat titled proposed street/closing abandonment for City of Shelby, as situated within the City of Shelby is hereby permanently closed and all rights, title, and interest that may be vested in the public to said area for street purposes is hereby released to the abutting property owners in accordance with Chapter 160A-299, as amended, of the North Carolina General Statutes.

Section 2. Maintenance easements for all utilities within the West Stadium Street Right-of-Way shall be granted to the City of Shelby within thirty days.

Section 3. The City Clerk is hereby authorized and directed to file in the Office of the Register of Deeds in Cleveland County a certified copy of this resolution ordering a closure of West Stadium Street.

Section 4. This Resolution shall become effective upon its adoption and approval.

Adopted and approved this the 3rd day of August 2020.

O. Stanhope Anthony III
Mayor

ATTEST:

Bernadette A. Parduski, NC-CMC, IIMC-MMC
City Clerk

APPROVED AS TO FORM:

Martha R. Thompson
Interim City Attorney

City of Shelby
Agenda Item Summary
August 3, 2020
via electronic meeting

Agenda Item: C-4

- 4) Consideration of appointments to City advisory boards and commissions:
- a. Shelby Housing and Redevelopment Advisory Board
 - b. Alcoholic Beverage Control Board

Unfinished Business Item: (Bernadette A. Parduski, City Clerk)

Summary of Available Information:

- Memorandum dated July 27, 2020 from Bernadette A. Parduski, City Clerk to Rick Howell, City Manager
- Shelby Housing and Redevelopment Advisory Board 2020 roster
- Applications from Juan Cherry, Peter Potemkin, and Tanzy Wallace
- Alcoholic Beverage Control Board 2020 roster
- Applications from Darrell Gerald, Jim Martin, Peter Potemkin, Phil Reid, and Jeffrey Yates

City Manager's Recommendation / Comments

Volunteers are an essential part of the work the City performs each year. As always this is just a reminder that we all should work to recruit qualified and quality people to serve whenever possible. Solicitation of both qualified and interested citizens to serve on these important advisory boards remains a priority for 2020. I would challenge each of you to recruit viable candidates that possess the knowledge and willingness to serve during the coming months.

I cannot emphasize enough the importance of appointing quality people to these very important citizen boards and commissions. It is incumbent upon Council as the appointing authority to ensure members are responsible members of the community who will make decisions that reflect the established and recognized values of the City. These appointees after all reflect upon Council as the appointing authority as well as the City as they conduct business month to month.



Memo

To: Rick Howell, City Manager
From: Bernadette A. Parduski, City Clerk
Date: July 27, 2020
Re: Appointments to City Advisory Boards

BOARD REVIEW:

SHELBY HOUSING AND REDEVELOPMENT ADVISORY BOARD –

The terms of two incumbents, Keith Hawkins and Sharon Leigh, concluded March 2020. Both incumbents wish to continue their service.

There is also a vacancy for a new term concluding March 2023. The applications on file in the Clerk's Office include:

1. Juan Cherry – currently serving on Parks and Recreation Advisory Board
2. Peter Potemkin
3. Tanzy Wallace

POSSIBLE ACTION:

SHELBY HOUSING AND REDEVELOPMENT ADVISORY BOARD –

Council can begin the nominating process or take appointive action for three new terms concluding March 2023.

BOARD REVIEW:

ALCOHOLIC BEVERAGE CONTROL BOARD –

The terms of two incumbents, Gerald Weathers and Sallie Craig, concluded April 2020. Both incumbents wish to continue their service.

The applications on file in the Clerk's Office include:

1. Darrell Gerald – currently serving on Housing and Redevelopment Advisory Board
2. James Martin – currently serving on Planning and Zoning Board
3. Peter Potemkin
4. James Phillip Reid
5. Jeffrey Yates

POSSIBLE ACTION:

ALCOHOLIC BEVERAGE CONTROL BOARD –

Council can begin the nominating process or take appointive action for two new terms concluding April 2023.

Attachments:

- A. Shelby Housing and Redevelopment Advisory Board Roster
- B. Application of Juan Cherry
- C. Application of Peter Potemkin
- D. Application of Tanzy Wallace
- E. Alcoholic Beverage Control Board Roster
- F. Application of Darrell Gerald
- G. Application of James Martin
- H. Application of Peter Potemkin
- I. Application of James Phillip Reid
- J. Application of Jeffrey Yates

SHELBY HOUSING AND REDEVELOPMENT ADVISORY BOARD 2020

MEMBERS	ADDRESS	TERM	PHONE
Keith Hawkins Chair khawkins15@carolina.rr.com	1307 Wesson Road Shelby, NC 28152	March 2020	H: 704 406-9279 C: 704 472-8048
Sharon Leigh sleigh@peoplesbanknc.com	1031 Hunter Valley Rd Shelby, NC 28150	March 2020	H: 704 484-8663 W: 704 484-6200
VACANT		March 2023	
Darrell Gerald gerald78@carolina.rr.com	124 Brookhill Road Shelby, NC 28150	March 2021	H: 704 406-9650 W: 704 477-0482
Brenda Marable bmarable@bellsouth.net	1804 Troy Road Shelby, NC 28150	March 2021	H: 704 487-7057 C: 704 473-6722
Michael Shawn Collins shawn.collins@ncdps.gov	113 Hillside Drive Shelby, NC 28150	March 2021	H: 704 472-2694 W: 704 480-5698 Ext. 201
Talmadge C. Strickland IV tcstrickland4@carolina.rr.com	1803 Arbor Way Drive Shelby, NC 28150	March 2022	H: 704 473-9170 W: 704 482-3031
Dr. Kevin Prime kevinprime@yahoo.com	812 McGowan Road Shelby, NC 28150	March 2022	C: 704 473-4653
Derrick L. Haynes Dhay1257@yahoo.com	300 Atlantic Avenue Shelby, NC 28150	March 2022	C: 704 974-8195

Meetings are held February, May, August, and November on the second Tuesday of the month at noon, or as necessary, at the Housing Department Center, 801 Logan Street, Shelby, NC.

Board is comprised of nine members as of September 15, 1991, each serving three (3) year terms.

City Council Liaison: Charles Webber – Ward 5
1018 Mark Drive
Shelby, NC 28152
704 466-4708; 704 473-8070
charles.webber@cityofshelby.com

Staffed by:

Bryan Howell, Director of Housing
P O Box 1192
Shelby, NC 28151-1192
Office: 704 669-6590
Cell: 704 473-6490
bryan.howell@cityofshelby.com

Michelle Hudson, Secretary to the Board
P O Box 1192
Shelby, NC 28151-1192
Office: 704 669-6592
Cell: 704 477-2156
michelle.hudson@cityofshelby.com



APPLICATION FOR APPOINTMENT TO
BOARDS AND COMMISSIONS

The Shelby City Council believes that all citizens should have the opportunity to actively participate in governmental decisions. One way of participating is by serving as a voluntary member of one of the City's boards, commissions, or committees as outlined below. If you have an interest in being considered for appointment, please complete the form below and mail it to the City Clerk, City of Shelby, P O Box 207, Shelby, NC 28151-0207 or email it to bernie.parduski@cityofshelby.com. If you have questions or need assistance, please call 704 669-6588. Thank you!

- Keep Shelby Beautiful Commission
- Shelby-Cleveland County Regional Airport Advisory Commission
- Shelby Alcoholic Beverage Control Board
- Shelby Zoning Board of Adjustment
- Shelby Firefighters Relief Fund Board of Trustees
- Shelby Housing & Redevelopment Advisory Board
- Shelby Parks & Recreation Advisory Commission
- Shelby Planning & Zoning Advisory Board



DATE 5-14-18

NAME Juan L. Cherry

ADDRESS (No P O Boxes please) 307 Goldfinch Court

⁰
CITY / STATE / ZIP Shelby/NC/28150

DO YOU RESIDE WITHIN THE CITY OF SHELBY'S CORPORATE LIMITS?
Yes

DO YOU RESIDE WITHIN THE CITY OF SHELBY'S EXTRATERRITORIAL JURISDICTION (ETJ)?
No

WARD 6 4

PHONE NUMBERS: Home 704-300-8617 Work 704-476-8386

EMAIL ADDRESS juancherry07@gmail.com

OCCUPATION Educator/Clergy

EDUCATIONAL BACKGROUND BA - Journalism / MA -School Counseling

BOARD OR COMMISSION INTERESTED IN:

1. Housing & Redevelopment Advisory Board
2. Parks & Recreation Advisory Commission *Serving*
3. Shelby Planning & Zoning Board

OTHER COMMENTS:

SIGNATURE Juan L. Cherry DATE 5-14-18



APPLICATION FOR APPOINTMENT TO BOARDS AND COMMISSIONS

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- Shelby-Cleveland County Regional Airport Advisory Commission
- Shelby Alcoholic Beverage Control Board
- Shelby Appearance Advisory Commission
- Shelby Zoning Board of Adjustment
- Shelby Community Relations Council
- Shelby Fireman's Relief Fund Board of Trustees
- Shelby Housing & Redevelopment Advisory Board
- Shelby Parks & Recreation Advisory Commission
- Shelby Planning & Zoning Advisory Board
- *Other committees that may be formed by the Mayor and City Council

DATE March 4 2019

NAME Peter Potemkin

ADDRESS (No PO Boxes, please) 711 Ridgeview Drive *2hard1*

CITY / STATE / ZIP Shelby NC 28150

TELEPHONE (Home) 704 600 5990 (Work) _____

EMAIL ADDRESS ppotemkin@gmail.com

OCCUPATION Real Estate Broker

EDUCATIONAL BACKGROUND Queens College

BOARD OR COMMISSION INTERESTED IN:

1. Shelby Alcoholic Beverage Control Board

2. Shelby Housing and Redevelopment

3. _____

OTHER COMMENTS:

SIGNATURE Peter Potemkin

DATE 03/04.2019



APPLICATION FOR APPOINTMENT TO BOARDS AND COMMISSIONS

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- Shelby Community Relations Council ✓
- Shelby Fireman's Relief Fund Board of Trustees
- Shelby Housing & Redevelopment Advisory Board
- Shelby Parks & Recreation Advisory Commission
- Shelby Planning & Zoning Advisory Board
- *Other committees that may be formed by the Mayor and City Council

DATE 11/13/19

NAME Janzy B. Wallace

ADDRESS (No PO Boxes, please) 1104 S. Lafayette St.

CITY / STATE / ZIP Shelby NC

TELEPHONE (Home) _____ (Work) cell # 704-300-5739

EMAIL ADDRESS janzybw@gmail.com

OCCUPATION Consultant, Cert. SA. Prev. Consultant

EDUCATIONAL BACKGROUND Public Health Education (BS), UNCG, Grad. Studies Counseling (Group) USAF/R

BOARD OR COMMISSION INTERESTED IN:

Exp
11/15/19

1. ~~Community Relations Council~~
2. Housing & Redevelopment Advisory Board
3. Shelby Parks & Rec. Advisory Commission

OTHER COMMENTS:

SIGNATURE

Jangy Bralace

DATE

11/13/19

ALCOHOLIC BEVERAGE CONTROL BOARD 2020

MEMBERS	ADDRESS	TERM	PHONE
David M. Schweppe david@lawshelby.com	104 Lynhurst Lane Shelby, NC 28150	April 2021	H: 704 472-9826 W: 704 487-7204
Gerald L. Weathers weathersgerald@yahoo.com	326 Woodside Drive Shelby, NC 28150	April 2020	704 487-8008
Sallie M. Craig scraig@nextlevelcpa.com	910 Meadowbrook Lane Shelby, NC 28150	April 2020	H: 704 484-2014 W: 704 487-5111
Carl Dockery, Jr.	1310 Dockery Drive	April 2022	704 419-2395 C: 704 477-8035
Page D. Morgan	1225 Brookwood Drive Shelby, NC 28150	April 2022	H: 704 482-1027 W: 704 864-3482

Meetings are held on the fourth Monday of the month at 9:00 a.m., ABC Store, 824 West Warren Street, Shelby, NC

Three-year (3) appointments

City Council Liaison: Violet Arth Dukes – Ward 4
922 West Sumter Street
Shelby, NC 28150
C: 704 477-9577

E-mail: violet@cityofshelby.com

This Board was appointed by action taken by the City Council at a Special Meeting held on March 29, 1975. General Assembly of NC House Bill 1841 increased members on the Shelby ABC Board from three to five members beginning July 1, 2006.

Staffed by: Roland Webber, General Manager; Kelly Carpenter, Financial Officer, ABC Store, 824 West Warren Street, Shelby, NC 28150; 704 482-7921; dshelbyabcboar@carolina.rr.com

ABC Officer Detective Scott Hamrick, Shelby Police Department, 130 West Warren Street, Shelby, NC 28150, Office: 704 484-7166 or scott.hamrick@cityofshelby.com



APPLICATION FOR APPOINTMENT TO
BOARDS AND COMMISSIONS

RECEIVED

NOV 6 2017

CITY OF SHELBY NC
OFFICE OF THE CITY CLERK

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*Serving
Shelby Housing*

- Keep Shelby Beautiful Commission
- Shelby-Cleveland County Regional Airport Advisory Commission
- Shelby Alcoholic Beverage Control Board
- Shelby Zoning Board of Adjustment
- Shelby Firefighters Relief Fund Board of Trustees
- Shelby Housing & Redevelopment Advisory Board
- Shelby Parks & Recreation Advisory Commission
- Shelby Planning & Zoning Advisory Board

DATE 11/6/17

NAME Darrell Gerald

ADDRESS (No P O Boxes please) 124 Brookhill Rd

CITY / STATE / ZIP Shelby, NC 28150

DO YOU RESIDE WITHIN THE CITY OF SHELBY'S CORPORATE LIMITS?
yes

DO YOU RESIDE WITHIN THE CITY OF SHELBY'S EXTRATERRITORIAL JURISDICTION (ETJ)?
NO

WARD 1

PHONE NUMBERS: Home 704-406-9650 Work 704-4770482

EMAIL ADDRESS gerald78@Carolina.rr.com

OCCUPATION store operations management - Lidl

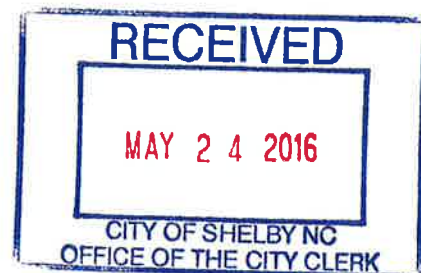
EDUCATIONAL BACKGROUND BS, MBA, MISM

BOARD OR COMMISSION INTERESTED IN:

- 1. Shelby Alcoholic Beverage Control Board
- 2. Shelby Parks and Recreation Advisory Commission
- 3. Shelby Housing and Redevelopment Advisory Board

OTHER COMMENTS:

SIGNATURE *Darrell Gerald* DATE 11/6/17



✓
Serving
P+Z

APPLICATION FOR APPOINTMENT TO BOARDS AND COMMISSIONS

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- Shelby Housing & Redevelopment Advisory Board
- Shelby Parks & Recreation Advisory Commission
- Shelby Planning & Zoning Advisory Board
- *Other committees that may be formed by the Mayor and City Council

DATE May 21, 2016

NAME JAMES (JIM) I. MARTIN

ADDRESS (No PO Boxes, please) 162 COLUMNS CIRCLE

CITY / STATE / ZIP SHELBY, N.C., 28150

TELEPHONE (Home) (704) 482-5265 ^{CELL} (704) 473-7391 ~~(WORK)~~

EMAIL ADDRESS 150jmartin@gmail.com

OCCUPATION ARCHITECT (RETIRED)

EDUCATIONAL BACKGROUND APPALACHIAN (2 YEARS)
CLEMSON (B. ARCHITECTURE)

BOARD OR COMMISSION INTERESTED IN:

- ① ABC BOARD
- ✓ PLANNING AND ZONING BOARD
- ~~X~~ ZONING BOARD OF ADJUSTMENT

OTHER COMMENTS:

PRACTICED ARCHITECTURE IN SHELBY FOR 40 YEARS.

SIGNATURE James I. Martin DATE May 21, 2016



APPLICATION FOR APPOINTMENT TO BOARDS AND COMMISSIONS

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- *Other committees that may be formed by the Mayor and City Council

DATE March 4 2019

NAME Peter Potemkin

ADDRESS (No PO Boxes, please) 711 Ridgeview Drive *2/ard 1*

CITY / STATE / ZIP Shelby NC 28150

TELEPHONE (Home) 704 600 5990 (Work) _____

EMAIL ADDRESS ppotemkin@gmail.com

OCCUPATION Real Estate Broker

EDUCATIONAL BACKGROUND Queens College

BOARD OR COMMISSION INTERESTED IN:

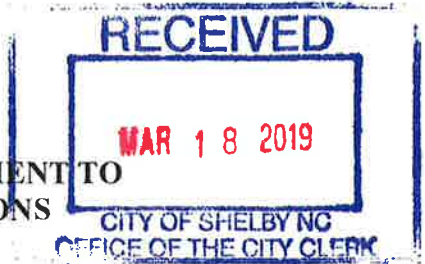
1. Shelby Alcoholic Beverage Control Board
2. Shelby Housing and Redevelopment
3. _____

OTHER COMMENTS:

SIGNATURE Peter Potemkin DATE 03/04.2019



APPLICATION FOR APPOINTMENT TO
BOARDS AND COMMISSIONS



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- Shelby Housing & Redevelopment Advisory Board
- Shelby Parks & Recreation Advisory Commission
- Shelby Planning & Zoning Advisory Board
- *Other committees that may be formed by the Mayor and City Council

DATE 2/17/19

NAME James Phillip Reid (Phil)

ADDRESS (No P O Boxes please) 1010 Kelly Circle

CITY / STATE / ZIP Shelby NC 28150

DO YOU RESIDE WITHIN THE CITY OF SHELBY'S CORPORATE LIMITS?
yes

DO YOU RESIDE WITHIN THE CITY OF SHELBY'S EXTRATERRITORIAL JURISDICTION (ETJ)?
yes

WARD 1 / Mobile # 704-692-4994

PHONE NUMBERS: Home 704-481-1213 Work 704-487-4677

EMAIL ADDRESS philreid@bellsouth.net

OCCUPATION Dir of IT - Hospice Cleveland County

EDUCATIONAL BACKGROUND Masters

BOARD OR COMMISSION INTERESTED IN:

1. ABC Board
2. Any
3. _____

OTHER COMMENTS:

SIGNATURE DATE 2/17/19



APPLICATION FOR APPOINTMENT TO BOARDS AND COMMISSIONS

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- Shelby Housing & Redevelopment Advisory Board
- Shelby Parks & Recreation Advisory Commission
- Shelby Planning & Zoning Advisory Board
- *Other committees that may be formed by the Mayor and City Council

DATE April 27, 2018

NAME Jeffrey N Yates

ADDRESS (No PO Boxes, please) 405 Edgewood Rd.

CITY / STATE / ZIP Shelby, NC 28150

TELEPHONE (Home) ⁷⁰⁴ 418-5432 (Work) N/A

EMAIL ADDRESS ihgtw@yahoo.com

OCCUPATION Retired police officer

EDUCATIONAL BACKGROUND High School and occupational classes

BOARD OR COMMISSION INTERESTED IN:

1. Shelby Alcoholic Beverage Control Board
2. _____
3. _____

OTHER COMMENTS:

I enjoy being active in the community and feel with my background I can be an asset to this board.

SIGNATURE



DATE

4/27/18

City of Shelby
Agenda Item Summary
August 3, 2020
via electronic meeting

D. New Business

None

Agenda Item: E

City Manager's Report

I will report to Mayor and Council on a number of ongoing projects and issues. The projects and issues reported upon are intended to be for your information and do not require action by Council.

Agenda Item: F

Council Announcements and Remarks

G. Adjournment:

To adjourn a meeting of City Council, a majority of the Council members must vote for a motion to adjourn.

- 1) Motion to adjourn