

Proposed Rules of Procedure NC 73 Council of Planning September 28, 2006

ARTICLE I-NAME

The name of this body shall be the NC 73 Council of Planning, hereinafter referred to as the COP.

ARTICLE II-PURPOSE

The purpose and goals of the COP shall be to:

1. To meet on a regular basis to discuss land use and transportation issues along that portion of the NC 73 Corridor that lies between I-85 in Cabarrus County, through northern Mecklenburg County, to US 321 in Lincoln County.
2. To monitor development along the NC 73 Corridor.
3. To provide an opportunity to comment and give feedback on development projects taking place along the Corridor.
4. To make recommendations to local governments, the Cabarrus-Rowan MPO, Mecklenburg-Union, MPO, the Lake Norman RPO and NCDOT on issues of concern along the NC 73 Corridor.
5. To gauge progress on the implementation of the 2004 NC 73 Corridor Study.
6. To undertake other mutually agreed upon tasks to enhance transportation system development and land use coordination along the Corridor.

ARTICLE III-MEMBERS

Section 1-Membership:

The COP shall consist of one or more officials from local governments along the Corridor, and invited persons from chambers of commerce and economic development agencies, and NCDOT. The initial membership shall include representatives from the following agencies

REGULAR MEMBERS

- Cabarrus County
- Lincoln County
- Mecklenburg County
- City of Concord
- Town of Cornelius
- Town of Davidson
- Town of Huntersville
- City of Kannapolis

INVITED AGENCIES

- CATS
- Cabarrus County Chamber of Commerce
- Cabarrus County Economic Development Commission
- Cabarrus-Rowan MPO
- Lake Norman RPO

- Lincoln County Chamber of Commerce
- Lake Norman Chamber of Commerce
- Lake Norman Economic Development Commission
- Lincoln County Economic Development Commission
- Mecklenburg-Union MPO
- NCDOT Transportation Planning Branch
- NCDOT- Division 10 Office
- NCDOT- Division 12 Office

Each member present shall have been appointed by his/her respective local government, agency, or organization to sit on the COP. Voting privileges shall be extended to regular member agencies only. Each regular member agency shall be able to cast one (1) vote on all matters for which voting is called for, irrespective of the number of persons present at that meeting representing that agency.

Section 3-Term of Membership:

Term of office for all seats on the COP shall be for two years. Re-appointments to the same position shall be allowed.

Section 4- Administration

The Centralina Council of Governments (CCOG) shall serve as the administrative staff to the COP. The CCOG shall appoint a Secretary for the COP.

ARTICLE IV-OFFICERS

Section 1-Officers Defined:

The officers of the COP will consist of a Chairman and a Vice-Chairman serving annual terms, but shall be limited to two consecutive terms. The Chair and Vice-Chair shall each be a representative from one of the "regular member" communities on the COP.

Section 2-Duties of Officers:

Duties of the Chairman include, but shall not be limited, to:

- Preside at all meetings of the COP.
- Decide all points of order or procedure.
- Work with CCOG to draft meeting agendas.
- Call special meetings of the COP, as needed.

The Vice-Chairman shall conduct the duties of the Chairman in the event of the Chairman's absence.

Should neither the Chairman nor Vice-Chairman be able to preside at a meeting, regular members present shall elect a person to serve as a Chairman for that meeting. Such person elected shall have all the powers, duties and responsibilities of the Chairman for that meeting.

A representative from CCOG shall serve as the Secretary.

ARTICLE V-MEETINGS

Section 1-Regular Meetings:

Meetings will be held on a quarterly basis on dates, times and locations to be determined by the COP membership and the Chairman. Meeting notices and agendas are to be mailed in sufficient time for them to have been received by each COP member, but not later than seven (7) days prior to the meeting date. Notice of the meeting shall be posted on the COP web site and notices submitted to local newspapers at least seven (7) days prior to the meeting date.

Section 2-Special Meetings:

Special meetings may be called by the Chairman, or at the request of any regular member petitioning the Chairman. Whenever possible, at least seven (7) days notice shall be given. In no event shall a special meeting be called with less than forty-eight (48) hours notice.

Section 3-Workshops:

The COP may choose to hold workshops from time to time. Notice for all workshops shall be provided in the manner as regular meetings of the COP.

Section 4-Attendance:

Each member shall be expected to attend each regular meeting and each special meeting provided at least seven (7) days notice is given of the latter.

Section 5-Agenda:

The agenda is a list of considerations for discussion at a meeting. Any member of the COP can place items on the agenda prior to its distribution, so long as they are presented to the Secretary prior to distribution of the agenda to the COP membership. Additional items may be placed on the regular agenda following discussion of the last item on the regular agenda, as long as a majority concurrence of the present and eligible regular voting membership is received.

Section 6- Quorum:

A quorum of the COP shall be required to hold a meeting. Any regular or special meeting will be cancelled without a quorum present. A quorum shall consist of one (1) or more members being present from a majority of the regular membership agencies, as depicted in Article III, Section 1 herein.

Section 7-Voting Procedures:

Each regular member agency shall be given one (1) vote on all matters for which a vote is called for. The Chair may vote on any matter as the representative from his/her community.

The Chairman may call for a vote on any issue, provided that a motion has been made and seconded and such motion is generally within the purposes of the COP as set forth in Article II herein and provided the issue is on the agenda as outlined in Article V, Section 5. A majority

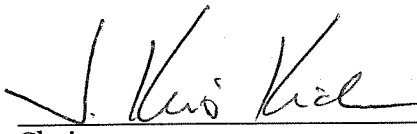
vote of the regular membership communities present at the meeting vote shall be sufficient for approval of matters coming before the COP. By approval of a majority of the remaining regular membership communities present, one or more voting members may withdraw from voting on an issue due to a conflict of interest. If all members present representing a regular committee abstain from voting, such community shall be considered to have voted in the affirmative on the matter at hand, unless such community shall have been previously excused from voting on said matter. In the absence of any direction from these rules or other duly adopted voting procedures pursuant to certain approval actions, Robert's Rules of Order will designate procedures governing voting. Any vote or resolution will be non-binding for any affected agency, and a statement indicating such will be included on any resolution. One function of the COP is to provide a forum for peer review of proposed actions in the corridor. Those reviews will generally be agency-to-agency and not subject to votes of the whole.

The COP will generally not vote on matters of local or NCDOT land use or transportation decisions in the corridor. However, the COP reserves the right to make a communal recommendation when those decisions have the potential to significantly affect (positively or negatively) either the NC 73 Plan or the corridor operations.

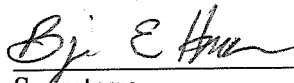
ARTICLE VI- APPROVAL/AMENDMENTS TO RULES OF PROCEDURE

Initial adoption and any subsequent amendment to these rules of procedure shall require the affirmative vote of at least a majority of the COP's regular members, at a regular COP meeting, provided that written notice of the proposed amendment has been received by each member at least thirty (30) days prior to the meeting at which the amendment is to be considered and provided that such amendment does not conflict with the NC 73 Memorandum of Understanding adopted by each regular member, any locally adopted regulation, or any State statute.

The NC 73 Council of Planning approved these rules of procedure on September 28, 2006



Chairman
NC 73 Council of Planning



Secretary
NC 73 Council of Planning