

GASTON COUNTY
NORTH CAROLINA

COMMISSIONER'S COURT
JUNE 24, 2010

The Gaston County Board of Commissioners (BOC) met in Regular Session on June 24, 2010 at 6:00 pm in the Commissioners Room, Gaston County Courthouse.

Chairman Mickey Price presided with Commissioners Tom Keigher, Donnie Loftis, Tracy L. Philbeck and John A. Torbett in attendance.

Commissioners Joe D. Carpenter and Allen R. Fraley were not in attendance.

Others present included Jan Winters, County Manager; Charles L. Moore, County Attorney; and Martha M. Jordan, Clerk to the Board.

Upon request of Chairman Price, Commissioner Loftis led those assembled in the Invocation and Commissioner Keigher led in the Pledge of Allegiance.

NC-DOT Secondary Roads Presentation - Mr. Gary Ray Spangler, District Engineer

Mr. Spangler presented the Secondary Roads Construction Program; explained the prioritization process; reviewed the allocation breakdown; indicated that NC-DOT would use the alternative listing if unable to obtain rights-of-way or if any permit issues arose; indicated that this program would completely pave subdivision roads; that sixteen (16) rural roads or 4.56 miles would remain unpaved; roads were rated in 2009; next rating would be 2013, if presented, and should complete paving of the County roads if based on the same allocations as this year; called for any questions.

Commissioner Loftis asked if road maintenance would continue upon completion of paving all roads; questioned whether NC-DOT and the County could form some type partnership to address paving dirt roads that are not up to state standards.

Commissioner Torbett asked how many secondary roads would be paved with tar and gravel vs. a skim coat of black top.

Chairman Price asked if left over gravel product could be diverted to nearby roads needing stabilization.

Mr. Spangler responded:

- Many counties have already completed paving of unpaved roads; a law change now allows those funds to be used to widen existing roads, make intersection improvements, or make safety improvements; a change in the current law would be needed to bring pre 1975 roads up to State paving standards for addition to the system
- A plant mix will be used to pave existing roads cited earlier; seal treatments would be used to preserve roads with a rating of 60+ out of 100; these ratings occur every two years
- NC-DOT would be willing to help out with applying leftover gravel if it was within NC-DOT laws and policies to do so; have used material in other areas to stabilize a project; not aware it could be taken to a non-state system road; the NCGS neighborhood policy allows NC-DOT

to occasionally help some neighborhoods; that requires approval of Division Engineer and Board of Transportation.

2010-183 Commissioner Price - North Carolina Department of Transportation - Approval of 2010-2011 Secondary Roads Improvement Program

On motion introduced by Commissioner Philbeck and seconded by Commissioner Keigher, the BOC unanimously approved the 2010-2011 Secondary Roads Improvement Program as presented by representatives of the North Carolina Board of Transportation and as follows:

North Carolina Department of Transportation
Secondary Roads Construction Program

Gaston County

FY 2010-2011 Anticipated Allocation

Highway Fund G.S. 136-44.5	\$634,484.14
Trust Fund G.S. 136-182	\$782,057.00
Total	\$ 1,396,541.14

Programmed Paving Goal: 3.80

I. Paving Unpaved Roads

A. Rural Paving Priority Highway Fund G.S. 136-44.5

Priority Number	SR No.	Length (Miles)	Road Name and Description	Est. Cost
3	2434	0.46	Glover Rd. From 2435 to DE.	\$175,000.00
4	2516	0.56	Hamrick Rd. From SR 2480 to DE	\$225,000.00
Total		1.02		Subtotal: \$400,000.00

A. Rural Paving Priority Trust Fund G.S. 136-182

2	1415	0.70	Cross Rd. From SR 1416 to NC 218 (Partial Funding)	\$ 122,057.00
Total		0.70		Subtotal: \$ 122,057.00

B. Subdivision Paving Priority Highway Fund G.S. 136-44.5

Priority	SR No.	Length	Road Name and Description	Est. Cost
4	1933	0.45	Ml. Island Rd. From EP to DE (Partial Funding)	\$ 134,484.14
Total		0.45		Subtotal: \$ 134,484.14

B. Subdivision Paving Priority Trust Fund G.S. 136-182

Priority	SR No.	Length	Road Name and Description	Est. Cost
3	2688	0.59	North Lake From SR 2629 to DE	\$ 250,000.00
1	1491	0.48	Loy Ave From SR 1471 to DE	\$ 75,000.00
5	1825	0.15	Alexis Ch. Rd. From SR 1820 to SR 1826	\$ 75,000.00
6	2131	0.30	Renkin Rd From SR 2092 to DE	\$ 125,000.00
7	4511	0.11	Hickland Valley Rd. From SR 1403 to DE	\$ 65,000.00
Total		1.63		Subtotal: \$ 590,000.00

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* Rural Paving Alternatives

Priority	SR No.	Length	Road Name and Description	Est. Cost
6	1106	0.64	Sam Ferguson Rd, From Sr 1103 to DC	\$ 225,000.00
6	1415	0.40	Cross Rd From SR 1417 to SR 1416	\$ 175,000.00

II. General Secondary Road Improvements
A. Unpaved Road Spot Improvements

Highway Fund G.S. 136-44.5	\$50,000.00
Trust Fund G.S. 136-182	\$50,000.00
Subtotal:	\$100,000.00

B. Paved Road Spot Improvements: Highway Fund G.S. 136-44.5b

Priority	SR No.	Length	Road Name and Description	Est. Cost
			Previous submitted projects not completed.	
Subtotal:				\$ -

Highway Fund G.S. 136-44.5	\$50,000.00
Trust Fund G.S. 136-182	
Subtotal:	\$ 50,000.00

GRAND TOTAL: \$ 1,386,541.14

Public Hearings (Commissioners Only)

Chairman Price announced the Public Hearings as advertised; explained procedures to be used; called for the motion to enter into Public Hearings.

On motion introduced by Commissioner Torbett and seconded by Commissioner Loftis, the BOC unanimously entered into Public Hearings.

Chairman Price recognized Miss Sarah Carpenter, GIS Specialist, for comments.

Miss Carpenter advised as follows:

Re: To Name Jones Hill Drive - Private drive located in Riverbend Township; would benefit 911 access; petition contained 100% of property owners signatures; no existing duplications; notices were made per County policy; no letters or phone calls in opposition.

Rename Morningside Dr to Morningside Park Dr - Located in Gastonia Township; would benefit E-911 access; corrects duplicate road name and address range; notices per County policy sent in January with no response; second notice mailed in March; 6 of 25 property owners supported the recommended name change; two were opposed; Police Chief and Communications Director expressed reservations and opposition to proposed name change due to name similarities; received no calls or correspondence; Planning Board recommended approval of the name change at its May 27 meeting.

Rename Whitesides Road to Mark Whitesides Road - Located in Crowder's Mountain Township; would benefit E-911 access; would correct duplicate road name and address range; notices sent per County policy in January; two of three property owners returned forms supporting the name change;

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Police Chief and Communications Director expressed opposition to the name change due to name similarities; road serves sole property owner, Mark Whitesides; no calls or correspondence received; Planning Board voted to recommend approval at its May 27 meeting.

Commissioner Price called for citizen comments, questions from the BOC; with none being heard, called for a motion.

2010-184 On motion introduced by Commissioner Torbett and seconded by Commissioner Keigher, the BOC unanimously approved the road name changes of Morningside Dr (SR 2260) to Morningside Park Dr, Whitesides Rd (SR 1105) to Mark Whitesides Rd, and named Jones Hill Dr.

Public Hearing - City of Bessemer City - Bessemer City Planning Board ETJ

Chairman Price reported that one position was available on subject board; application was received from Mr. Mike Flanigan, as recommended by the City Council, to serve as an extraterritorial jurisdiction representative. The Chairman called for any additional applications or comments and with none being heard, called for a motion to approve.

On motion introduced by Commissioner Torbett and seconded by Commissioner Philbeck, the BOC unanimously reappointed Mr. Mike Flanigan to the **Bessemer City Planning Board** to a term ending June, 2013.

Public Hearing - City of Cherryville - Cherryville Planning Board ETJ; 2) Cherryville Board of Adjustments ETJ

Chairman Price reported that one position was available on the Cherryville Planning Board; an application was received from Mr. Patrick Kelly, as recommended by the City Council, to serve as an extraterritorial jurisdiction representative. The Chairman also reported that three positions were available on the Cherryville Board of Adjustments; applications were received from Mr. Steve K. Bowen, Mr. Mark Mauney, and Mr. W. Scott Beam, as recommended by the City Council, to serve as extraterritorial jurisdiction representatives. Chairman Price called for any additional applications or comments and with none being heard, called for a motion to approve.

On motion introduced by Commissioner Torbett and seconded by Commissioner Keigher, the BOC unanimously appointed/reappointed as follows:

- Mr. Patrick D. Kelly to the **Cherryville Planning Board** to a term ending July, 2013;
- Mr. Steve K. Bowen, Mr. Mark Mauney and Mr. W. Scott Beam to the **Cherryville Board of Adjustments** to terms ending July, 2013.

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Public Hearings - City of Mount Holly - 1) Mount Holly Planning Commission ETJ; 2) Mount Holly Board of Adjustments ETJ

Chairman Price reported that one position was available on each of the subject boards; applications were received from Mr. Thomas (Tom) W. Springs, III, as recommended by the City Council, to serve as extraterritorial jurisdiction representatives, to both boards. The Chairman called for any additional applications or comments and with none being heard, called for a motion to approve.

On motion introduced by Commissioner Torbett and seconded by Commissioner Philbeck, the BOC unanimously appointed Mr. Thomas (Tom) W. Springs, III, to the **Mount Holly Planning Commission** and to the **Mount Holly Board of Adjustments** to terms ending December, 2011.

Chairman Price called for a motion to close the Public Hearings.

On motion introduced by Commissioner Torbett and seconded by Commissioner Keigher, the BOC unanimously closed the Public Hearings.

Agenda Revision/Approval

- Moved to 9/9/2010 Work Session/ Soil Erosion and Sedimentation Program - IV., B.
- Added/ Commissioner Torbett - *Emergency Management - To Approve the Carry Forward of One Account in the Fire Marshal's Office Budget from FY 2009-2010 to FY2010-2011 (\$1,832) - V., T.*
- Added/ Commissioner Keigher - *DSS - To Accept End-of-the year Medicaid - Public Assistance Transfer within the DSS FY 09-10 Budget (\$41,406) - V., U.*

On motion introduced by Commissioner Torbett and seconded by Commissioner Philbeck, the BOC unanimously approved the Agenda of June 24, 2010 with changes as noted above.

Approval of Minutes

On motion introduced by Commissioner Torbett and seconded by Commissioner Loftis, the BOC unanimously approved the Minutes of the Recessed Meeting of April 22, 2010, the Regular Meeting of May 27, 2010 and the Special Meeting of June 10, 2010.

Citizen Recognition

No requests.

Consent Agenda

On motion introduced by Commissioner Loftis and seconded by Commissioner Philbeck, the BOC unanimously approved the Consent Agenda as follows:

2010-185 Commissioner Carpenter - Budget/Purchasing - Approved an Interlocal Agreement between Gaston County and the City of Gastonia Pertaining to the 2010 Edward Byrne Memorial Justice Assistance Grant (JAG) (\$111,416).

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2010-186 Commissioner Keigher - Proclaimed Elderly and Disabled Adult Abuse Awareness Day for June 15, 2010.

2010-187 Commissioner Keigher - Commended Mrs. Patricia Skinner, Gaston College President for her leadership in meeting the educational needs and business requirements for the people of the State of North Carolina, Gaston and Lincoln counties and surrounding communities.

2010-188 Commissioner Keigher - DSS - Accepted End-of-the-Year Budgetary Transfers within the DSS FY 09-10 Budget per Budget Change Request:

Motor Fuels & Lubricants	20-5300-5310-251-000		(500)
Vehicle Maint. - Parts	20-5300-5310-253-000		500
Medicaid Transportation	20-5400-5451-315-010		(1,000)
Public Assistance Administrative Expend.	20-5400-5383-498-000		1,000
Special Assistance to Adults	20-5400-5421-475-000		(6,000)
Aid to the Blind	20-5400-5840-475-000		6,000
Program Supplies	20-5582-237-000		(100)
Repairs & Maint. - Equipment	20-5582-352-000		100
Salaries	20-5600-5622-121-000		(2)
Salaries - Longevity Pay	20-5600-5622-127-000		2
Equipment/Furniture \$250-\$4,999	20-5520-4800-4827-530-000		(500)
Salaries - Longevity	20-5520-4800-4827-127-000		500
Salaries	20-5582-121-000		(3,115)
Salaries - Overtime	20-5582-122-000		(1,326)
FICA	20-5582-181-000		(1,439)
Retirement	20-5582-182-000		(1,470)
Special Programs/DV Grant	20-5582-298-000	10360-0001	7,350
Other Services	20-5600-5622-399-000		(16,000)
Equipment/Furniture \$250 - \$4,999	20-5600-5650-530-000		16,000
Heat/Lights/Water	20-5600-5650-331-000		(5,200)
Bldgs,Structures	20-5600-5650-580-000		5,200
Mileage Reimbursement	20-5600-5640-311-000		(275)
Employee Development/Training	20-5600-5640-395-000		(800)
Other Services	20-5600-5640-399-000		(625)
Equipment/Furniture \$250-\$4,999	20-5600-5640-530-000		1,700
Salaries - Overtime	10-5820-122-000		(510)
Salaries - Longevity	10-5820-127-000		10
Wellness Clinic	10-5820-183-003		500

2010-189 Commissioner Keigher - DSS - Accepted and Appropriated \$45,000 in Special Children Adoption Funds to Enhance Gaston County's Adoption Services Program (Specifically, for Children who have Special Needs that may Hinder Placement) per Budget Change Request:

Special Children Adoption Fund - State	20-5867-5471-321-515		45,000
Special Children Adoption Program	20-5867-5471-298-000	00324-0001	45,000

2010-190 Commissioner Keigher - Finance - Appropriated Accumulated Investment Earnings from April 1, 2010 through May 31, 2010 per Budget Change Request:

Interest : Installment Purchase - Arlington Elementary	40-8300-491-506		(34)
Arlington Replacement	40-5911-580-003	03239-0001	34
Investment Earnings - CDBG Income	40-8300-491-518		(2)
CDBG Program Income	40-4932-4932-590-000	08315-0001	2
Gaston College Bond Interest	40-8300-493-505		(2,173)
Gaston College 2007 Bonds	40-5921-580-001	08252-0001	2,173

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Interest: 3/08/06 GO Public Improvement Bonds	40-8300-491-516		(141)
Buildings, Structures, Improvement	40-4920-4922-580-000	01344-0001	42
EDC: Tech Park Road	40-4920-4923-580-000	06262-0001	99
Interest on Investments	10-8300-491-500		(39)
Special Grants	10-4310-4310-620-000	10303-0001	12
Special Grants	10-4310-4310-620-000	10327-0001	7
Special Grants	10-4315-4315-620-000	08250-0001	1
Special Grants	10-4315-4315-620-000	10308-0001	12
Special Grants	10-4315-4315-620-000	10308-0003	2
Special Grants	10-4315-4315-620-000	10328-0001	5
Interest: USUB Police	26-8300-491-513		(43)
Controlled Substance Abuse Tax	26-4310-4310-511-002	50112-0001	42
Investigative Computer Supplies	26-4310-4310-298-000	07300-0001	1
Interest: USUB Sheriff	26-8300-491-514		(6)
Controlled Substance Abuse Tax	26-4315-4315-511-002	02192-0001	6
Interest – Police Treasury / Justice	25-8300-491-502		(52)
Drug Forfeitures – US Treasury	25-4310-4310-511-000	10002-0001	50
Drug Forfeitures – Justice	25-4310-4310-511-001	50113-0001	2
Interest – Sheriff Treasury	25-8300-491-505		(19)
Drug Forfeitures – US Treasury	25-4315-4315-511-000	04243-0001	19
Interest: ROAP \$ (Access)	10-8300-491-510		(189)
Transportation of Clients	10-4520-4521-315-000		189
Interest: ROAP \$ (Work First)	20-8300-491-511		(41)
Work First Transportation	20-5521-5523-315-008		41
Interest: Tourism – Visitor Center	22-8300-491-504		(6)
Visitor Information Center – Construction	22-4921-580-000	02154-0001	6
Investment Earnings – School Bonds	40-8300-493-501		(17,419)
School Bonds – 06/01/01	40-5911-580-001	01452-0001	27
School Bonds – 06/01/02	40-5911-580-001	02205-0001	11
School Bonds – 03/01/04	40-5911-580-001	04277-0001	102
School Bonds – 10/01/06	40-5911-580-001	07269-0001	3,180
School Bonds – 08/18/09	40-5911-580-001	10294-0001	3,896
School Bonds – 08/08/09	40-5911-580-001	10296-0001	10,203

2010-191 Commissioner Loftis - Commended Gaston Christian School Girls "Eagles" Softball Team - 2010 Independent Schools Athletic Association 2A Softball Champions.

2010-192 Commissioner Philbeck - Elections - Approved Two HAVA (Help America Vote Act) Grants from the North Carolina State Board of Elections per Budget Change

Request:

HAVA Grant	10-4170-323-504	(18,861)
Elections	10-4170-697-000	\$18,861

2010-193 Commissioner Philbeck - Public Works - Appropriated Funds from the Solid Waste Fund Balance to Cover Unanticipated Costs with the Landfill Cell Expansion Totaling \$226,072 per Budget Change Request:

Solid Waste Fund Balance Appropriated	60-9900-991-500	(226072)
Professional Svcs: Other	60-4720-199-000	113000
Other Improv & Cap Outlay (Cell Expansion Construction)	60-4720-590-000	10329-0001 113072

2010-194 Commissioner Philbeck - County Attorney - Approved an Interlocal Agreement with the City of Lowell for the Distribution of Local Option Sales Taxes.

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- 2010-195 Commissioner Price - Pathways - Approved the Pathways Board By-laws** in accordance with Resolution 2009-313. (On file with the Clerk to the Board).
- 2010-196 Commissioner Price - Commended the Gaston County Planning Board, UDO Steering Committee and the Gaston County Planning & Development Services Department as Recipients of the Excellence in County Planning Award.**
- 2010-197 Commissioner Price - Parks & Recreation - Appropriated and Carried Forward Parks and Recreation Incentive Grant Matching Funds** per Budget Change Request:
- | | | | |
|--------------------------|-----------------|------------|-----------|
| Incentive Matching Funds | 10-6120-890-514 | | (\$1,345) |
| Incentive Matching Funds | 40-6120-890-514 | | (\$9,651) |
| Incentive Grant Program | 10-6120-298-000 | 09276-0001 | \$1,345 |
| Incentive Grants | 40-6120-599-000 | 01054-0001 | \$9,651 |
- 2010-198 Commissioner Price - Health - Accepted and Appropriated Participant Fees for the Girls on the Run Program** per Budget Change Request:
- | | | | |
|-----------------------|---------------------------|------------|-----------|
| Miscellaneous Revenue | 11-5100-5112-5132-890-501 | | (\$6,574) |
| Special Programs | 11-5100-5112-5132-298-000 | 10313-0001 | \$6,574 |
- 2010-199 Commissioner Torbett - Commended Ms. Marty Starnes - 2010 Gaston County Principal of the Year.**
- 2010-200 Commissioner Torbett - Commended Ms. Angela Ferguson - Social Worker of the Year.**
- 2010-201 Commissioner Torbett - Commended Ms. Cindy Cloninger - 2010 Gaston County School Counselor of the Year .**
- 2010-202 Commissioner Torbett - BOC - Legislative Request: To Support Arizona Senate Bill 1070.**
- 2010-203 Commissioner Torbett - Emergency Management - Approved the Financing Arrangement for South Point Volunteer Fire Department for the Lease-purchase of a Replacement Fire Pumper Apparatus.**
- 2010-204 Commissioner Torbett - Emergency Management - Approved the Carry Forward of One Account in the Fire Marshal's Office Budget from FY 2009-2010 to FY2010-2011 (\$1,832).**
- 2010-205 Commissioner Keigher - DSS - Accepted End-of-the year Medicaid - Public Assistance Transfer within the DSS FY 09-10 Budget** per Budget Change Request:
- | | | | |
|------------------------------|----------------------|--|----------|
| Medicaid – Public Assistance | 20-5400-5421-475-000 | | (41,406) |
| Special Assistance to Adults | 20-5400-5451-475-000 | | 41,406 |

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2010-206 Commissioner Torbett - Budget/Purchasing - Order to Levy and Collect Ad Valorem Tax for Alexis Fire Service District

Having removed said issue from the table, Commissioner Torbett introduced a motion to proceed with discussion. Commissioner Loftis provided the second.

The County Manager recalled forwarding the BOC the Alexis/Lincoln County BOC transcript containing the request to Alexis VFD to provide a substation in Lincoln County; cited a letter dated April 10 from the Gaston Assistant County Manager providing history; have two options at this point: 1) To increase the Alexis VFD fire tax rate by one cent or 2) To leave the rate as is; suggested Alexis VFD may be able to cut operational costs in order to manage the situation this budget year.

Chairman Price clarified that the request was to increase the rate from 8.5 to 9.5 cents in the fire district tax.

Commissioner Torbett advised that the Alexis VFD was asked by the Lincoln County BOC to build a substation in a high service area in order to reduce homeowners insurance due to the ISO ratings; Alexis presented details to Lincoln County BOC, tape recorded meeting reflected the exact cost of erecting, manning and servicing a substation; Lincoln BOC approved a tax rate to cover what Alexis advised it would cost; a year later, the Lincoln County BOC via its Manager indicated they would not hold up to the promise; Alexis acquired debt, purchased equipment and obtained a much lower tax rating for Lincoln County homeowners; Lincoln now wants the Alexis VFD to increase its tax rate in order to pay for the substation; Gaston VFDs have been directed to acquire signed contracts in the future; asked if meeting minutes had been requested from Lincoln County; stated that Lincoln BOC needed to honor its commitment.

The Assistant County Manager advised that the discussion between the two groups took place in a Work Session; there were no minutes; the Lincoln County BOC did take action two weeks later in a formal meeting to set their fire tax rate at 14.5% as Alexis had explained to cover the debt.

Commissioner Philbeck advised that without an Alexis tax rate increase that Lincoln County desires to acquire a large area of the tax base that supports the Alexis VFD; that would create a large debt that could not be paid; Lincoln BOC committed to pay for the substation via tax increases and then decided not to do it; would basically put Alexis VFD out of business; cannot support a tax increase via these types of methods.

Noting that the Lincoln County Manager was new to the position, Commissioner Keigher suggested having the Lincoln County BOC to appear with their minutes and justify their action prior to voting.

Commissioner Torbett related that after numerous contacts that Lincoln's position was that everyone in the district should have the same tax; that may work well after the debt had been covered.

Commissioner Loftis asked for the worse case scenario if the BOC did not approve the increase; asked if Alexis could sell its interest in apparatus to Lincoln County to reduce debt structure; asked

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if redistricting was plausible.

The Fire Marshal, Mr. Eric Hendrix, stated that Alexis would have to look at adjusting their next year's operating budget; may involve removing part-time personnel from Gaston and Lincoln stations, decreasing maintenance costs or anything to tighten and make up the difference; some interest has been expressed as to a purchase; Alexis district would see no change in service if that occurred; if Lincoln chooses to absorb the substation their options would be to maintain the substation for East Lincoln-Boger City-Pumpkin Center, etc.; there would be a small area, about six miles, that would not be covered within anyones six mile district; surrounding districts currently have a nine ISO rating until Alexis goes for an ISO reduction; if going to another department there may be an area that goes back to a 10 ISO rating and considered rural and no fire protection; not aware of the exact number of parcels; forest land would be in Lincoln County.

Commissioner Philbeck indicated that his "no" vote was in no way a reflection on Alexis VFD; they proceeded in good faith; Gaston staff has worked with Lincoln for over a year to try to resolve the issue.

The Assistant County Manager advised that he and Commissioner Torbett had visited Lincoln Chairman and Manager a little over a year ago; response was that they should not have done that (the 14.5 cent rate).

Commissioner Torbett assured citizens that there would be no service reduction.

Chairman Price indicated that it did not appear from statements that the increase would occur; encouraged Lincoln and Gaston counties to look at restructuring their debt with banking institutions since rates were low; not sure that anyone from Lincoln will come to speak or not.

Chairman Price called for the vote on a 0.095 Alexis Fire District Tax and the motion failed to carry as follows:

NAYS Commissioners Torbett, Loftis, Philbeck, Price, Keigher
ABSENT: Commissioners Carpenter, Fraley

Commissioner Torbett introduced the motion to approve the **Alexis Fire Tax Rate at \$0.085**, Commissioner Loftis provided the second, and Resolution 2010-206 carried unanimously as follows:

WHEREAS, the Gaston County Board of Commissioners created eighteen fire service districts Pursuant to citizen requests, under Part 1, Article 16 of Chapter 153A of the North Carolina General Statues; and,

WHEREAS, the Board of Commissioners is authorized by the same law to levy and collect a tax in said districts; and,

WHEREAS, based on the total valuation per district and the total budget submitted by this volunteer fire department contracting to provide fire protection district should be levied at the rate listed below per \$100.00 valuation of taxable property.

NOW, THEREFORE, BE IT RESOLVED by the Gaston County Board of Commissioners that the tax for the Alexis Fire Service District for FY 2010-2011 is levied at the following rate per \$100.00 of assessed and taxable property:

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<u>District</u>	Alexis	<u>Levy</u>	\$ 203,607	<u>Tax Rate</u>	\$ 0.085
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BE IT FURTHER RESOLVED that funds distributed to this District shall not exceed the actual tax receipts collected during the fiscal year.

2010-000 Soil Erosion and Sedimentation Program - Moved to September 9th Work Session.

Appointments

On motions introduced and seconded, the following individuals were unanimously appointed/reappointed to the ***Workforce Development Board***:

<u>Motion Introduced</u>	<u>Seconded</u>	<u>Appointee</u>	<u>Term Ending</u>
Commissioner Loftis	Commissioner Torbett	Dr. Linda Greer	June 2013
Commissioner Philbeck	Commissioner Price	Mr. Ricky McDowell	June 2013
Commissioner Philbeck	Commissioner Price	Ms. Kay Teixeira	June 2013
Commissioner Keigher	Commissioner Torbett	Ms. Janet Terry	June 2013
Commissioner Price on behalf of Commissioner Fraley	Commissioner Loftis	Ms. Karen Gilbert	June 2013
Commissioner Price	Commissioner Torbett	Mr. Eric Davis	June 2013

On motions introduced and seconded, the following individuals were unanimously reappointed to the ***Parks & Recreation Advisory Board***:

<u>Motion Introduced</u>	<u>Seconded</u>	<u>Appointee</u>	<u>Term Ending</u>
Commissioner Keigher	Commissioner Torbett	Mr. Ray Medford	June 2013
Commissioner Price on behalf of Commissioner Fraley	Commissioner Loftis	Dr. Gary Simpson	June 2013
Commissioner Price	Commissioner Torbett	Mr. Paul Outlaw	June 2013

On motion introduced by Commissioner Keigher and seconded by Commissioner Torbett, the BOC unanimously reappointed Ms. Teresa Rankin to the ***Travel and Tourism Advisory Board*** to a term ending May 2013.

On motion introduced by Commissioner Keigher and seconded by Commissioner Torbett, the BOC unanimously appointed Commissioner Allen Fraley to the ***Home and Community Care Block Grant Advisory Committee*** to a term ending June 2013.

On motion introduced by Commissioner Philbeck and seconded by Commissioner Loftis, the BOC unanimously appointed Mr. Charles Martin to the ***Social Services Board*** to a term ending June 2013.

Commissioners Committee Reports

Commissioner Loftis reported meeting attendance to Gastonia Downtown Development Corporation on 6/23; cited revitalization efforts; toured Mountain Island Lake (MIL) with Commissioners School of Excellence students on 6/23; announced MIL public meeting on 7/7 at Cowan's Ford Country Club, 6:30 pm, regarding the proposed new changes in boat lengths, motor sizes, etc.

Commissioner Keigher reported DSS meeting attendance on 6/24; related that Child Protective Services handles 320 cases/month; need sixteen employees to meet state standards; announced

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DSS Adoption Celebration on 8/6, 2:00, Commissioners Room; attended Star Teacher/Student Awards and GFHS grand opening in Cherryville

Commissioner Price announced the resignation of Health Director Colleen Bridger; a search committee is seeking her replacement; reported meeting attendance to GFHS on 6/23; announced Highland Health Center opening on 7/15, Pops in the Park with Charlotte Symphony at Biggerstaff Park, Amateur Radio Field Day, North Belmont Park on 6/26 - 6/27.

County Manager's Report

Re: Speculative Call Center Building at Tech Park - unable to present the proposal; did not receive a strong response from financial institutions; two outstanding; large banking firms want to remove speculative real estate from their portfolios; continuing to work on financial deal; possibility of 450+ jobs; need to get the plans approved by the City of Gastonia; site is available, would then take other steps to accelerate the timetable for building entry.

Re: Reduction in Lottery Funding - Received notice last night that the joint conferees for House and Senate agreed to remove a portion of lottery funding that counties had been receiving; Gaston's reduction would be \$2,194,787 which was budgeted for debt service; will start a hiring freeze to cope with State changes adopted after the County budget; important now to meet budgetary needs although calls may come from some departments.

Re: Volunteer Fire Districts (VFDs) - VFDs and County are viewed as independent agencies; County budgetary yardstick has been extended to the schools and college; it does not apply to the fire districts; may need to capture VFDs in same budgetary process used for all departments; County would need to review VFD budgets to a similar standard prior to entering into major contractual commitments that would bind them for debt service.

Commissioner Torbett cited the difference as VFDs being volunteers although some do have paid personnel; do not want to lose that feeling of volunteerism; the cost of fire coverage with paid firemen rather than volunteers would increase significantly. He advised of receiving numerous calls regarding the proposal being made by the Mountain Island Marine Commission; does not support the proposed changes; may be taking this a little farther than it needs to go.

Commissioner Philbeck advised that the BOC committed an additional \$2M to the school system for the Eighth Grade Science Initiative, Smart Boards, and K-3 reading program; education is a top priority; with the State taking the County's portion of the lottery funds those funds will have to be taken from some other area; that does not leave the County with the money they would like to fund the schools. *Re: VFDs*: He stated support for the VFDs but indicated that as the taxing authority, the BOC needs to be aware of what is going on; VFDs need to be held to some accountability that the County can control; does not want to continue having issues with purchased equipment, crossing County lines, and having to look at the rate increases after the fact; willing to look at additional information on how to proceed as proposed by the County Manager. *Re: Mountain Island Lake Marine Commission*: He stated that he did not support the proposed changes in the lake policy at all; that he and Commissioner Loftis would be attending the MIL July meeting.

COMMISSIONER'S COURT

JUNE 24, 2010

GASTON COUNTY, NORTH CAROLINA

Re: EMS Surplus Vehicles - the County Manager advised that County policy was to auction the vehicles; in the past, individual districts have requested that vehicles be given to other rescue units which has been done; there are more requests this year than actual surplus vehicles; want to establish a more formal procedure to evaluate mileage, age etc. and identify the most vehicle needy squads; would bring that policy back to BOC.

Chairman Price asked how it would benefit the County if a surplus vehicle was provided to another County funded user who would have to provide maintenance.

The County Manager responded that the surplus vehicle was in better condition than the vehicle that the County funded user was running.

Commissioner Torbett related that current policy stated that users could not sell the vehicle for two years with County having first right of refusal.

Commissioner Loftis asked that the award of a vehicle be placed on who was running the calls, the use, etc.

Re: Occupancy Taxes - The Manager advised that NACo had sent an e-mail today alerting that a vote may come as soon as tomorrow as a amendment to the small business bill that would preempt state and local government taxing authority over occupancy taxes; asked BOC to contact congressional representatives.

2010-207 Commissioner Carpenter - Tax Refunds Less Than \$100 accepted as information as follows:

Gaston County - Listing of Property Tax Refunds Less Than \$100.00 For Real Property			
Taxpayer Name	Amount	Taxpayer Name	Amount
Bark Avenue Dog Grooming	37.55	Lilley, Mary	6.33
Bellamy, Aubrey	93.39	Lockhart, Joy	8.32
Black, Loyde	18.48	Lowery, Donald	1.84
Black, Loyde	18.28	Lowery, Linda	90.48
Black, Loyde	17.02	Lutzel, Gandy and Broadway	74.84
Black, Loyde	18.73	Marotz, Walter	77.74
Black, Loyde	16.51	Martin, Teresa	49.49
Black, Loyde	14.19	Mule', Gaetano	1.48
Black, Loyde	11.79	Nguyen, Vu	63.12
Black, Loyde	11.07	Parker, Christine	98.45
Black, Loyde	8.68	Patterson, Mary	26.04
Brown, Jeffrey	73.12	Polson, Evelyn	2.33
Carolina Development Services	30.44	Robinson, Steven	20.24
Chambliss, Tanya	66.17	Rutledge, Susan	4.70
Cuthbertson, Dennis	63.18	Salley, Laura	95.90
Epps, Ross	4.14	Sams, Ernest	90.00
Fowler, Judy	2.20	Simmons, Donna	63.38
Fox, Jackie	9.03	Smart, Kimberly	55.92
Garcia, Jackie	2.42	Starnes, Carolyn	56.00
Green, Grace	18.70	Thomas, David	4.36
Hardin, Pandora	92.00	TrueHomes	4.03
Hensley, David	88.01	Walters, Jeanine	76.10
Honeycutt, Mark	76.04	Warren Tadlock Trustee For Ralph Woody	12.88
Honeycutt, Mark	12.96	Watts Earl	77.57
House, James	57.86	Weathers, Darrell	62.64
Howie, Martha	34.75	Webb, Aaron	2.04

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COMMISSIONER'S COURT

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GASTON COUNTY, NORTH CAROLINA

Hunter, William	50.83	Wells Fargo	29.01
Hutchens, Samuel	81.00	Weston, Edwina	24.52
Jones, Edward	5.25	Wright, Nancy	62.44
Knight, Herbert	5.72	Yates, Julie	3.57
Lanning, Amelia	61.45	Yates, Julie	28.68
			<u>\$2,375.40</u>

Gaston County - Listing of Property Tax Refunds Less Than \$100.00 for Vehicles

Taxpayer Name	Amount	Taxpayer Name	Amount
A+ Appliance Service	44.17	Kimel, Larry	10.08
Adams, Saralene	20.00	Koenders, Ryan	95.00
Allen, Robert	96.91	Koon, Steven	2.84
Babb, Jeffrey	9.45	Kovach, Julie	5.47
Baker, Wesley	68.97	Lake Wylie Exterminating	16.90
Barlowe, Robert	22.29	Lamacchia, Albert	14.16
Barnes, Jeff	56.29	Lane, Tracy	67.91
Barr, Kenneth	60.42	Lark, Thomas	9.19
Barr, Kenneth	25.18	Ledford, John	6.59
Baucom, Helen	79.60	Lineberger, Robert	48.30
Baxa, Mark	73.06	Logan, John	2.17
Beach, Barbara	1.88	Lovelace, Kelly	90.66
Bolin, Michael	1.09	Lucas, Sabrina	16.98
Bostic, Jerry	1.15	Maguire, Nancy	52.10
Boughman, James	32.07	Mantooth, Charles	32.74
Boughman, James	31.61	Mason, Gary	58.28
Braddy, James	3.78	Massagee, Buzzy	1.38
Bradley, Amber	39.40	Mayes, Johnny	1.51
Bridges, Dianne	1.07	McArver, James	4.65
Bridges, James	87.46	McCorkle, Roy	11.27
Brooks, Hoy	2.00	Mckinnish, William	72.52
Buff, William	42.04	Mills, Colleen	36.67
Bumgardner, Cecelia	88.04	Moore, Karen	3.12
Caldwell, Tracy	37.32	Nahler, Nathan	37.05
Cameron, Edgar	66.91	Nahler, Nathan	20.61
Carey, Christopher	59.15	Neal, Damaris	39.00
Carpenter, Steven	1.09	Nichols, Robert	72.79
Carter, Elizabeth	1.30	Oliver, Patricia	94.91
Carter, Linda	14.47	O'Reilly Automotive	6.00
Carter, Sylvia	80.90	Payne, Bobby	9.37
Christian, Joy	1.07	Pearson, Richard	53.62
Cisney, Jeffrey	1.28	Phillips, Dana	1.27
Clampett, William	32.07	Phillips, James	24.57
Clampett, William	3.95	Phillips, James	20.19
Cline, Rebecca	29.74	Phillips, Ronald	15.22
Cloninger, Paul	64.68	Potts, Beatrice	74.56
Coolley, Catherine	1.37	Propst, Ricky	49.59
Cornwell, Cynthia	36.25	Rice, Lindy	5.63
Cornwell, Cynthia	29.52	Richardson, Frances	77.96
Cory, Mary	32.40	Rickus, Derrick	85.35
Costner, Dorman	39.20	Rippy, Ernestine	20.00
Craig, Jason	3.33	Roberts, Shelby	65.00
Crisp, Joseph	3.86	Robinson, Sandra	85.76
Crosby, Kathy	1.63	Rodriguez, Manolo	75.76
Cross, James	14.52	Rodriguez, Wendy	15.47
Crotts, Jessie	50.20	Rogers, Gregory	66.62
D L Brown, Inc	8.28	Rudisill Enterprises	9.19
D L Brown, Inc	62.11	Rudisill Enterprises	21.61
Dang, Tham	1.40	Rudisill Enterprises	15.94
Dellinger, Donna	78.49	Rudisill Enterprises	29.85
Denton Lawn & Landscaping	66.25	Rudisill Enterprises	11.37
Dorton, Thomas	10.63	Rushing, Christopher	62.71
El, Teref	9.69	Rutherford, James	3.04
Elmore, Howard	2.04	Scott, Kathy	1.08

COMMISSIONER'S COURT

JUNE 24, 2010

GASTON COUNTY, NORTH CAROLINA

Emory, Patricia	39.20	Sessoms, McDouglas	6.65
Espinosa, Jaime	3.90	Shalom Properties	46.37
Falls, Silvo	27.18	Shehan, Letha	7.60
Falls, Stephanie	27.68	Shehan, Scott	46.53
Farrar, Charles	1.26	Sherrill, Boyce	41.50
Floyd, Perry	43.66	Sigmon, Margaret	19.59
Floyd, Perry	61.94	Skiles, Richard	30.09
Forney, Shelia	92.58	Sloan, Richard	2.49
Forney, Shelia	36.59	Smith, Candice	1.49
Forstchen, John	44.23	Sprinkle, William	1.19
Fraday, Allen	45.99	Stevenson, Gregory	20.30
Frazier, Joseph	54.98	Stewart, Dana	4.11
Gibbs, Kimberly	39.83	Stiwalt, John	35.19
Glenn, Gregory	56.04	Stoffel, Elisabeth	32.89
Green, Crystal	1.52	Stowe, Alyscia	49.30
Haithcock, Michael	30.49	Stowe, Harold	2.14
Hall, Donald	3.06	Stowe, Wilnella	15.32
Hamrick, Joseph	57.20	Stratman, Anna	3.83
Harper, Emily	69.25	Surratt, Javan	37.47
Harrell, Jeffery	2.63	Tamberelli, Frank	1.98
Harrington, James	82.61	Tar Heel Leasing	90.64
Harrington, James	58.47	Tar Heel Leasing	67.56
Harris, Michael	31.02	Towery, Fred	16.42
Heffner, Billy	80.34	Vanbeek, Ronald	81.40
Heffner, Cynthia	2.67	Vancour, Vincent	6.45
Hegedus, Elizabeth	49.93	Voncannon, Archie	17.67
Helms, Caroline	10.06	Warren L Tadlock Trustee For Michael Summer	79.49
Henley, Timothy	79.38	Warren L Tadlock Trustee For Roscoe Lowery	61.37
Hester, Doris	89.57	Warren, Karen	5.32
Hill, Barry	47.14	Waters, Waymon	1.06
Hill, Barry	90.88	Watson, Erika	60.42
Hill, Barry	71.01	Watson, Hermeta	15.20
Holland, Dalia	12.21	Weathers, Darrell	42.86
Holland, Kevin	90.57	Webb, Chuck	16.05
Honda Lease Trust	13.27	Webb, Jeffery	1.44
Horne, Edwin	2.58	Webber, Bobby	16.18
Hovis, Willaim	67.67	Webber, Bobby	64.19
Howe, Allison	7.33	Wheeler, Kevin	31.09
Hudson, Eugene	1.44	Whitlow, Kathryn	33.45
Human, David	59.27	Williams, Joey	8.00
Hunt, Myra	18.88	Williams, Rebecca	14.30
Hutchens, Samuel	47.31	Williams, Ruby	2.42
Jefferies, Kimberly	9.36	Wilson, Amanda	67.29
Jenkins, Cheryl	23.42	Wilson, David	23.10
Jenkins, Kendra	1.06	Wilson, Teresa	69.50
Jiggetts, Nehemiah	30.77	Wilson, Tony	67.94
Johnson, Christopher	25.04	Wise, Glenn	10.56
Johnson, Doris	52.71	Wood, Essie	23.19
Johnston, Nemelyn	44.13	Woodard, Lauren	1.12
Jonas, Angela	8.51	Woolard, Melvin	63.29
Jones, Carolyn	20.00	Wyatt, David	28.52
Jones, Clarence	1.82	Xtreme Services	67.57
Jones, Harry	98.04	Yeargin, Guy	1.13
JRM Enterprises	3.98	Young, Thurman	3.13
Kabasta Amanda	1.18	Zacharias, Zachary	3.64
			<hr/>
			\$7,206.44

2010-208 Commissioner Price - Budget Transfers accepted as information as follows:

<u>Department</u>	<u>Account Number</u>	<u>Project #</u>	<u>Amount</u>
#4124-4125 Public Information			
Other Services	10-4124-4125-399-000		(560)
Software Rental & Lic Fee	10-4124-4125-422-000		560
#4140 Tax			

COMMISSIONER'S COURT

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GASTON COUNTY, NORTH CAROLINA

Temporary Help Services	10-4140-393-000		(100)
Books	10-4140-293-000		100
<u>#4170 Elections</u>			
Employee Development/Training	10-4170-395-000		(144)
Mileage Reimbursement	10-4170-311-000		144
<u>#4170 Elections</u>			
Other Services	10-4170-399-000		(12700)
Elections	10-4170-697-000		12700
<u>#4170 Elections</u>			
Postage	10-4170-325-000		(12900)
Elections	10-4170-697-000		12900
<u>#4170 Elections</u>			
Other Services	10-4170-399-000		(12700)
Repairs & Maintenance: Equipment	10-4170-352-000		(1700)
Printing	10-4170-341-000		(1660)
Office Supplies/Materials	10-4170-260-000		(2500)
Equipment & Furniture	10-4170-530-000		(316)
Elections	10-4170-697-000		18876
<u>#4180 Register of Deeds</u>			
Office Supplies	10-4180-260-000		(100)
Books	10-4180-293-000		100
<u>#4310 County Police</u>			
Professional Services – Medical	10-4310-4310-193-000		(1500)
Special Programs	10-4310-4310-298-000	10105-0001	(2000)
Miscellaneous	10-4310-4310-299-000		(1500)
Other Services	10-4310-4310-399-000		5000
<u>#4311 911 Telecommunications</u>			
Telephone Service	24-4311-321-000		(6312)
Software Rental & License Fee	24-4311-422-000		6312
<u>#4311 911 Telecommunications</u>			
Repairs & Maintenance: Equipment	10-4311-352-000		(19784)
Equipment/Furniture	10-4311-530-000		19784
<u>#4315 Sheriff</u>			
Sheriff Drug Forfeitures – Treasury	25-4315-4315-511-000	08255-0001	(49)
Sheriff Drug Forfeitures – Treasury	25-4315-4315-511-000	04243-0001	49
<u>#4380 Animal Control</u>			
Employee Development/Training	10-4380-395-000		(2035)
Other Medical Supplies	10-4380-239-000		2035
<u>#4380 Animal Control</u>			
Law Enforcement Supplies	10-4380-235-000		(238)
Resource Materials	10-4380-292-000		(170)
Postage	10-4380-325-000		(2500)
Repairs & Maintenance: Equipment	10-4380-352-000		(949)
Professional Services: Banking	10-4380-194-000		1065
Other Services	10-4380-399-000		1420
Uniforms	10-4380-212-000		720
Professional Services: Other	10-4380-199-000		150
Printing	10-4380-341-000		241
Janitorial	10-4380-211-000		261
<u>#4380 Animal Control</u>			
Repairs & Maintenance: Equipment	10-4380-352-000		(6996)
Commun Equip Maintenance	10-4380-356-000		(9873)
Professional Services: Medical	10-4380-193-000		16869
<u>#4720 Solid Waste Department</u>			
Other Services	60-4720-399-000		(15000)
Repairs & Maintenance: Bldgs	60-4720-351-000		15000
<u>#4720 Solid Waste Department</u>			
Other Services	60-4720-399-000		(262)
Salaries – Longevity Pay	60-4720-127-000		262
<u>#4920 EDC</u>			
Other Services	10-4920-4920-399-000		(1104)
Photographic Supplies	10-4920-4920-294-000		1104
<u>#4921 Travel & Tourism</u>			
Other Services	22-4921-399-000		(96)

COMMISSIONER'S COURT

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GASTON COUNTY, NORTH CAROLINA

Photographic Supplies	22-4921-294-000		96
<u>#4921 Travel & Tourism</u>			
Advertising	22-4921-370-000		(17000)
Professional Services	22-4921-199-000		17000
Other Services	22-4921-399-000		(5000)
Professional Services	22-4921-199-000		5000
<u>#4950 Natural Resources</u>			
Employee Development/Training	10-4960-395-000		(260)
Mileage Reimbursement	10-4960-311-000		260
<u>#5100 Health Department</u>			
Salaries	11-5100-5113-5121-121-000		(3948)
FICA	11-5100-5113-5121-181-000		(303)
Retirement	11-5100-5113-5121-182-000		(194)
Temporary Staffing	11-5100-5113-5121-393-000		4445
<u>#5100 Health Department</u>			
Employee Development/Training	11-5100-5150-5153-395-000		(500)
Client Transportation	11-5100-5150-5153-315-000		500
<u>#5100 Health Department</u>			
Employee Development/Training	11-5100-5150-5153-395-000		(449)
Dues/Subscriptions	11-5100-5150-5153-491-000		449
<u>#5100 Health Department</u>			
Special Programs	11-5100-5112-5132-298-000	10313-0001	(9800)
Salary	11-5100-5112-5132-121-000		8710
FICA	11-5100-5112-5132-181-000		667
Retirement	11-5100-5112-5132-182-000		423
<u>#6110 Library</u>			
Resource Materials	10-6110-6112-292-000		(250)
Resource Materials	10-6110-6113-292-000		250
<u>#6110 Library</u>			
Resource Materials	10-6110-6112-292-000		(200)
Resource Materials	10-6110-6113-292-000		200

County Attorney's Report

Re: Sales Tax Agreements - The Attorney advised that sales tax agreements had been executed and approved for Gastonia, Bessemer City, Stanley, McAdenville, and Lowell; understand that Ranlo, High Shoals and Cherryville have approved although the County has not received them as yet; unsure about Dallas at this time; recommending that the Finance Director begin reimbursement distributions based on the agreements that the BOC approved.

Chairman Price concurred with the distribution.

Meeting Schedule Changes - With commissioners concurring, Chairman Price directed the Clerk to cancel the July 8 Work Session; directed the County Manager to extend an invitation to a Lincoln County representative to attend the July 22 Regular Meeting; directed the Clerk to schedule that item at the beginning of the Agenda if a positive response was received; directed the Clerk to combine the August 12 and 26 meetings to be held on August 12 due to the NCACC Conference.

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COMMISSIONER'S COURT

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GASTON COUNTY, NORTH CAROLINA

Adjournment

Chairman Price adjourned the Regular Meeting of June 24, 2010 at 7:26 pm.

(All aforementioned documents are on file with the Clerk to the Board.)

Mickey Price, Chairman
Gaston County Board of Commissioners

Martha M. Jordan
Clerk to the Board

SEAL