

GASTON COUNTY
NORTH CAROLINA

COMMISSIONER'S COURT
JULY 22, 2010

The Gaston County Board of Commissioners (BOC) met in Regular Session on July 22, 2010 at 6:00 pm in the Commissioners Room, Gaston County Courthouse.

Chairman Mickey Price presided with Commissioners Allen R. Fraley, Vice-Chair; Joe D. Carpenter, Tom Keigher, Donnie Loftis, Tracy L. Philbeck and John A. Torbett 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.

Public Hearing - Zoning Map Change - Application #Z10-02: Teresa Greemon (Applicant); Timothy D. Conner (Property Owner); Property Parcel 219021 (portion) Located on Ramseur Road (Secondary Road 1405) from the I-2 (General Industrial) Zoning District to the R-1 (Single Family Limited) Zoning District

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.

Having been recognized by Chairman Price, Commissioner Loftis announced having a long-time friendship with the Applicant and the Property Owner although he had no financial or interest in the rezoning.

Chairman Price asked the Applicant and Property owner to so note if either had a problem with Commissioner Loftis listening to the rezoning information.

Ms. Greemon stated that she had no objections.

With a quorum of the Planning Board being in attendance, Chairman Price recognized Mr. Willie King, Senior Planner III for explanation.

Mr. King reviewed information set forth in the title above; pointed out the property via aerial maps as located on Ramseur Road near the intersection of Tryon Courthouse Road and near the Bessemer City jurisdiction; property location is in the northwest corridor of the Comprehensive Plan; is consistent with the Plan; key issues included availability of water/sewer, adequate road systems, and attracting new businesses; staff contacted the City of Bessemer City and no comments were provided; Economic Development staff indicated there was no problem with the proposed rezoning; BOC received transportation information separately; notices were provided per County policy; staff

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received no calls regarding the application; applicant was in attendance for response to questions.

Chairman Price called for any citizen or Planning Board comments and with none being heard, called for any BOC comments.

Commissioner Torbett received assurance from Mr. King that surrounding and adjacent property owners were notified per County policy and given adequate time to reply; added that the rezoning had been advertised in the newspaper as well.

Commissioner Carpenter questioned if the rezoning was for a portion of the property since it appeared that lots ran all the way back to the creek.

Mr. King responded that the applicant requested a partial zoning due to the property being split zoned; portion is in R-1 and the other portion toward Ramseur was in R-2; approval of the rezoning request brings would bring both parcels under the same zoning designation.

Public Hearing - Zoning Map Change - Application #Z10-03: Charles A. Cloninger (Applicant); Charles A. Cloninger and Donna G. Cloninger; Cloninger and Cloninger LLC (Property Owners); Property Parcels: 169323 (portion) and 169322 (portion) Located at the Intersection of Willis Road (Secondary Road 1800) and Ratchford Drive (Secondary Road 1804) from the R-1 (Single Family Limited) Zoning District within the Urban Standards Overlay (USO) to the C-1 (Light Commercial) Zoning District within the USO

As identified in the title above, Mr. King explained that regardless of any action taken that the USO would remain in place; pointed out the property location via aerial maps at the intersection of Ratchford Road and Willis Drive in the northern part of the County between Dallas and High Shoals; two property parcels under consideration; current use is owned and operated by the applicant and property owners; located within the north central area of the Comprehensive Plan; key issues included water quality, attracting new and retaining old businesses as well as forest and farmland; no municipal coordination was required; transportation comments were provided to BOC; the request is consistent with the Comprehensive Plan; notices were provided in accordance with County policy; received four calls for information; received one call opposing the rezoning.

Mr. Roger Williams, 134 Fox Glove Road, Dallas, advised of having the longest linear footage relative to subject property; high and junior high schools are within eyesight of proposed rezoning; Ratchford is the main ingress/egress for the schools; C-1 is a broad zoning category with lots of conditions; need to consider those conditions; would like to see a vegetative/tree barrier to protect the property owners from the new rezoning; would like to see regulations for previous development enforced since it never was.

Mrs. Dorothy Williams, 134 Fox Gove Road, Dallas, advised that an existing development was to have a 25' barrier which was never done; sad to see how this area is turning out.

Mrs. Brenda Houck, 1246 Ratchford Drive, Dallas, agreed with the two previous speakers; recalled

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that Mr. Cloninger had opened a store 25 years ago; would like to have some idea of his intended use of subject property; preferred that it remain farmland; opposed to a strip mall or anything that would create crime.

Referring to the setbacks mentioned by Mr. Williams, Chairman Price asked if setbacks would depend on the use of the property.

Mr. King indicated that it would noting that a general rezoning requires submission of plans which would then go through the zoning/building code process; setbacks would be addressed at that time.

Chairman Price called for questions from the Planning Board and hearing none, called for BOC questions.

Responding to the previous comments about buffers not meeting standards, Commissioner Keigher asked staff to check into that issue and advise the BOC.

Mr. Williams responded in the affirmative, but stated that 25 years ago the County did not have zoning.

Commissioner Philbeck asked if there were any other parcels of land in the area zoned C-1.

Mr. King replied that adjacent property fronting Willis Road was C-1; advised that the applicant was in attendance to answer any questions.

Mr. Cloninger stated that one half of his property was in C-1 and the remainder was R-1; planning to construct a building of similar size to an existing building; have to rezone to have enough square footage to build it on; building the facility on the road would not look good; building it behind house would look better.

Commissioner Torbett asked the applicant how the facility would be utilized.

Mr. Cloninger responded that it would be a 50' x 70' building to house rental storage; do not want to build it on the road; have enough there already; would just as soon remain R-1; have no industrial intentions.

Mr. King reiterated that the area is located under the USO which involves complying with another level of regulations.

With all being heard, Chairman Price excused the Planning Board to Room 2029 for deliberations.

Public Hearing - Town of Stanley - Stanley Board of Adjustments ETJ

Chairman Price reported that one position was available on subject board; application was received from Ms. Carol B. Floyd, as recommended by the Town Council, to serve as an extraterritorial

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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 appointed Ms. Carole Floyd to the **Stanley Board of Adjustments** to a term ending July, 2013.

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

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

Business Agenda

- Added/ Mr. Jim Palenick, City of Gastonia Manager - Re: Commitment to Economic Development via City of Gastonia Investment Grant Program - V., A.
- Revised Budget Change Request Only/ Commissioner Philbeck - Animal Control - Acceptance and Appropriation of Reimbursed Monies from the State of North Carolina to Animal Control as of 07/12/10 to be Used for the Funding of the Low Cost Spay/Neuter Program for Gaston County (\$5,332) - VI., P.
- Moved VI., Q./ Commissioner Philbeck - Board of Education -To Approve Land Purchases PID #128922 and #128942 for Construction of a Parking Lot (\$32,000; 2001 Bond Monies) - to VII., B.
- Added/ Commissioner Torbett - Budget-Purchasing - To Amend the FY2011 Budget to Include Funding for Alexis Volunteer Fire District (\$203,607) - VI., W.
- Added/ Commissioner Loftis - BOC - To Oppose Federally Mandated Collective Bargaining - VI., X.

On motion introduced by Commissioner Keigher and seconded by Commissioner Fraley, the BOC unanimously approved the Agenda of July 22, 2010 with changes as noted above.

Approval of Minutes

On motion introduced by Commissioner Torbett and seconded by Commissioner Keigher, the BOC unanimously approved the Minutes of the Regular Meeting of June 24, 2010.

Citizen Recognition

Mr. Donny Hicks , EDC Director, advised that for more than a decade the County has had investment grant programs designed to encourage existing companies to reinvest and to attract new companies to invest in the County to expand the tax base; most municipalities have adopted similar programs; introduced Ms. Michelle Nance, Director of Planning/Development Services, for the City of Gastonia.

Ms. Nance offered thanks and congratulated the companies that had benefitted from the city/county economic development programs since 1998; Gastonia's 2010 grant recipients - Daimler Trucks North America, LLC, Hapco Steel Pole Products, Inc., Beverly Knits, Inc., Roechling Sustaplast LP - were all existing local businesses that made investments totaling \$1M+ to improve their respective businesses during difficult economic times. Ms. Nance recognized these companies for their vision and community commitment and advised that checks totaling \$60k+ were submitted to the Economic Development Commission on 7/21/2010 to be distributed to the grant recipients.

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Consent Agenda

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

- 2010-209 Commissioner Carpenter - Awarded the Service Side Arm and Badge to Retired Deputy Jeff Barlowe.**
- 2010-210 Commissioner Fraley - County Attorney - Approved an Interlocal Agreement with the City of Cherryville for the Distribution of Local Option Sales Taxes.**
- 2010-211 Commissioner Fraley - Commended Mr. Ed Yount for 24 years of service on the Gaston County Parks & Recreation Advisory Board.**
- 2010-212 Commissioner Fraley - Proclaimed Parks & Recreation Month for July 2010.**
- 2010-213 Commissioner Fraley - Tax Collections - Tax Refunds** authorized to said persons and/or firms in the amounts stated with such funds coming from Account 10- - - 2301- 01 pursuant to GS 105-381 (b) as follows:

TAXPAYER NAME	OWNER NAME	AMOUNT
July 12, 2010 (Real Estate)		
American Home Mortgage		\$130.93
American Home Mortgage		\$500.00
BAC Countrywide Tax Service	Turney, Eugene Edward	\$883.56
BAC Countrywide Tax Service	Wilson, Bobby & Cynthia	\$120.00
BAC Countrywide Tax Service	Reeves, Willena	\$100.00
Barker, Charles Kenneth		\$687.42
Bellamy, Aubrey G.		\$280.72
Brymer, Gary Ryan		\$112.60
Capps, John L.		\$978.49
Carolinas Healthcare System		\$110.86
Carolinas Home & Land Devel.		\$127.64
Chapman, Frances Huitt		\$374.73
Cobb, Robert Lee		\$383.54
Cox, Catherine Delores		\$105.00
Crawford, Rose M.		\$145.00
Dade, Herman Phillip		\$109.00
Davis, Wayne Ellis		\$203.41
Dealmeida, Luzimar S.		\$115.09
Dugan, Robin Renee		\$397.78
Dugan, Robin Renee		\$371.15
Falls, Judy F.		\$162.83
Falls, Judy F.		\$160.63
Falls, Judy F.		\$146.91
Falls, Judy F.		\$146.11
Fast Lane Motorsports		\$219.91
First American R/E Tax Service	Richardson, Frances Faye	\$195.00
First American R/E Tax Service	Brown, Harlan Dexter	\$357.80
First American R/E Tax Service	Stephens, Charles & Sharon	\$776.18
First American R/E Tax Service	Stewart, Richard & Betty	\$302.17
First American R/E Tax Service	Barnes, Shirley B.	\$330.00
First American R/E Tax Service	Cole, Richard L.	\$100.00
First American R/E Tax Service	Ledford, Kimberly	\$250.01
First American R/E Tax Service	Ramkissoon, Oral Elijah	\$139.60
First American R/E Tax Service	Love, Angela C.	\$220.08

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First American R/E Tax Service	Duesler, David & Jamie	206.96
First American R/E Tax Service		\$124.67
First American Tax Real Estate	Bees, Cynthia & Thomas	\$362.51
First American Tax Real Estate		\$2,975.24
Green Tree Servicing		\$340.85
Harlow, Michael A.		\$150.00
Hazelhurst, John L. IV		\$686.84
Heffner, Daniel Randy Sr.		\$368.81
Heffner, Daniel Randy Sr.		\$351.10
Heffner, Daniel Randy Sr.		\$349.02
Heffner, Daniel Randy Sr.		\$349.02
Hutchens, Samuel Scott		\$137.25
Law Offices of W. Daniel Grist		\$793.59
Lockhart, Joy Lorentz		\$176.16
Long, Michael A.		\$220.30
Lowder, Francis R.		\$1,544.80
LPS Property Tax Solution		\$300.00
LPS Property Tax Solution		\$105.74
LSI Title Agency		\$105.34
Marathon Land Developers		\$1,671.36
Marzagao, Marwan		\$801.80
Monteith, Howard S. J.		\$4,701.60
Moore, Delores H.		\$133.60
Neal, Jeffrey A.		\$432.83
Neely, Sherman		\$135.02
Nixon, Lynette D.		\$149.02
Owens, Clarice S.		\$103.43
Patterson, Mary		\$122.83
Pratt, Evelyn H.		\$129.50
Queen, Shawn S.		\$350.00
Robert, Donald L.		\$145.28
Rogers, Sandra		\$108.83
Salley, Laura S.		\$236.92
Scism, William M.		\$122.95
Sellers, Deborah Moore		\$329.65
Shields, Luther A. III		\$218.31
Simmons, Donna Lay		\$145.70
Smith, Daniel J.		\$277.31
Smith, Scott L.		\$302.03
Tench, Pamela Renee Terry		\$261.66
Vernon, Lisa M.		\$273.00
V-Tech USA LLC		\$475.00
Walker, Maude		\$178.94
Walls, Joann Wilson		\$281.40
Weir, Janet R.		\$485.34
Whittle, Patsy		\$235.80
Woods, Daniel R.		\$313.71
		\$32,515.17
July 12, 2010 (Vehicles)		
Adams, Jereme		\$164.80
Atherton, Michael Allan Sr.		\$197.69
Belcher, Charles Linwood		\$267.59
Biggs, Donna Greeson		\$175.54
BMW Financial Services		\$504.09
Bridges, David Lee		\$169.40
Brooks, Antoinette Theresa		\$170.89
Brown, Debra Panella		\$277.12
Brown, Edward Heath		\$175.47
Chapman, Michael Ray		\$243.52
Chrysler Financial Services		\$333.05
Cooke, Demetrius Lashawn		\$304.43
Cooke, Demetrius Lashawn		\$195.63
Day, Everette Joseph		\$156.50

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Duckworth, Michael Anthony	\$136.79
Ennis, Russell Dean	\$148.27
Forensic Examiner Inc.	\$269.58
Givens, Trunona Damal	\$112.16
GMAC	\$238.79
GMAC	\$131.85
GMAC	\$142.06
GMAC	\$103.28
GMAC	\$157.30
GMAC	\$272.20
GMAC	\$175.47
GMAC	\$168.79
GMAC	\$288.91
GMAC	\$112.57
GMAC Automotive Bank	\$115.15
GMAC Automotive Bank	\$139.30
GMAC Automotive Bank	\$166.94
Harlow, Elizabeth Hayes	\$150.00
Harvey, David W. Jr.	\$279.03
Honda Lease Trust	\$110.65
J.L. Reid Co., Inc.	\$138.83
Jackson, David Philip	\$124.26
Johnson, Steve Arozell	\$231.05
Lanford, Robert Allen Jr.	\$102.00
Lanier, Janice Drennan	\$226.11
Lawrence, Curtis Allen	\$225.32
Lomick, Roseboro Jr.	\$100.56
Long, Michael Anthony	\$110.98
Martin, Richard Arthur	\$287.42
Masonry Unlimited of Cherryville	\$102.50
Missan Infiniti LT	\$217.84
NC Dept. of Revenue	\$2,328.50
Nguyen, Phuc Hong	\$237.56
Payseur, James Lee Jr.	\$157.93
Phillips, Andrea D.	\$420.12
Pinon, Melendez Francisco	\$104.98
Rich, Erica Lynn	\$263.50
Rochel JJ Estate Admin	\$119.57
Rogers, Pamela Fuller	\$137.32
Rushing, Christopher Mark	\$180.69
Sauder, Patricia Bailey	\$259.99
Seagle, James Michael	\$593.51
Sherrill, Matthew Rhyne	\$123.87
Sigmon, Charles Wayne Jr.	\$323.51
Signature Electric Inc.	\$136.64
Simonds, Jason B.	\$457.00
Smart, Kimberly A.	\$233.90
Smith, William Barry	\$150.12
Stokes, John Edward	\$141.73
Styers, Daniel F. Jr.	\$131.31
Sycamore Cabinetry, Inc.	\$136.46
Szymanski, Christopher Allen	\$131.68
Tar Heel Leasing Co.	\$115.56
Teague, Henry Palmer	\$173.73
The Brightstar Drive-In	\$100.78
Thompson, Timothy L.	\$294.15
Thurber, Angelia Perrone	\$188.08
Up to Par Landscaping Service	\$166.62
Waste Management	\$187.41
Waste Management	\$356.31
Watts, Jerry	\$134.83
Webber, Bobby James	\$121.78
Willis, Cynthia Denise	\$184.61

Diveglio, Frank

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Wray, John Henry Jr.	\$162.04
Xtreme Services Inc.	\$103.93
Zeccola, Joseph John	\$122.84
Zeccola, Joseph John	\$252.51
	\$18,056.75

2010-214 Commissioner Keigher - Commended Miss Emily Brannon - 2010 Gaston Gazette Spelling Bee Champion.

2010-215 Commissioner Keigher - Proclaimed the 20th Anniversary of the Americans with Disabilities Act for Monday, July 26, 2010.

2010-216 Commissioner Keigher - Commended Ms. Susan Diane Feagan for 25 years of service upon her retirement from the Gaston County Social Services Department.

2010-217 Commissioner Keigher - DSS - Accepted and Appropriated a \$26,119 Funding Award to Gaston County Workforce Development from the NC Department of Commerce for Incumbent Worker Training per Budget Change Request:

WIA Incentive	20-5520-4800-230-523	(26,119)
Other Contracts & Subsid.	20-5520-4800-4841-699-000	26,119

2010-218 Commissioner Loftis - Commended City of Gastonia as a 2010 All-America City.

2010-219 Commissioner Loftis - Commended Mrs. Patricia "Dale" Cordell for 46 years of service and upon her retirement from the Gaston County Budget/Purchasing Department.

2010-220 Commissioner Philbeck - County Police - Appropriated Funds from the State's Controlled Substance Tax Remittance Program to be Used for the Purchase of a Niscayah Interview IP Video System per Budget Change Request:

Fund Balance Appropriated				
Reserved Police Asset Forfeiture	26 - 9900	991 - 500		[15,000.00]
Controlled Substance Abuse Tax Program	26 - 4310 - 4310	511 - 002	50112 - 0001	15,000.00

2010-221 Commissioner Philbeck - County Attorney - Approved an Interlocal Agreement with the Town of Dallas for the Distribution of Local Option Sales Taxes.

2010-222 Commissioner Philbeck - County Attorney - Approved an Interlocal Agreement with the Town of High Shoals for the Distribution of Local Option Sales Taxes.

2010-223 Commissioner Philbeck - Proclaimed July 11, 2010 as First Baptist Church, Dallas, NC - Day of Celebration in recognition of its 142 Anniversary.

2010-224 Commissioner Philbeck - Animal Control - Accepted and Appropriated Reimbursed Monies from the State of North Carolina to Animal Control as of 07/12/10 to be Used for the Funding of the Low Cost Spay/Neuter Program for Gaston County per Budget Change Request:

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Fund Balance Appropriated	10-9900-991-500			[\$5,332]
Special Programs	10-4380-298-000	04291-0001		\$5,332

2010-225 Commissioner Philbeck - Board of Education - Approved the Use of Accumulated "Sales Taxes Withheld through June 30, 2010" of \$870,307.50 for Various Capital Roof Maintenance, Repair and Replacement Projects (Grier Media Center Wall Flashing, Ashbrook HS Wall Flashing, Highland School of Technology Gym (C1), Group 2 Roof Repairs & Capital Maintenance, Robinson Elementary (A-D, SB1 & Canopy 1), Rhyne Elementary, Rankin Elementary).

2010-226 Commissioner Price - Health - Accepted and Appropriated Funds Received from the Annual Medicaid Cost Settlement for FY 2009 per Budget Change Request:

Fund Balance Appropriated	11-9900-991-500			(\$1,413,324)
Special Programs	11-5100-5111-298-000	10363-0001		\$1,413,324
Fund Balance Appropriated	10-9900-991-500			(\$141,656)
Professional Services - Medical	10-5100-5170-5172-193-000			\$141,656

2010-227 Commissioner Price - Commended Mrs. Joyce G. Hawkins for thirty-one years of service upon her retirement from the Gaston County Health Department.

2010-228 Commissioner Price - Health - Accepted and Appropriated Grant Funds from the Kate B. Reynolds Charitable Trust for Substance Abuse Services per Budget Change Request:

Other Grants	11-5100-5112-5119-890-512			(\$137,500)
Special Programs	11-5100-5112-5119-298-000	11218-0001		\$137,500

2010-229 Commissioner Torbett - Budget-Purchasing - Amended the FY 2011 Budget to Include Funding for Alexis Volunteer Fire District per Budget Change Request:

2010 Ad Valorem Taxes – Alexis	28-3110-3110-4402-110-510			\$(203,607)
Other Contracts & Subsidies – Alexis	28-4402-699-000			\$203,607

2010-230 Commissioner Philbeck - Board of Education - To Approve Land Purchases PID #128922 and #128942 for Construction of a Parking Lot (\$32,000; 2001 Bond Monies).

Commissioner Fraley advised the Board that his firm was brokering the sale of the property and indicated that he would abstain from voting.

On motion introduced by Commissioner Keigher and seconded by Commissioner Philbeck, the BOC unanimously adopted 2010-230 approving the land purchase of parcels 128922 and 128942 for construction of a parking lot. The motion carried as follows:

AYES: Commissioners Carpenter, Keigher, Loftis, Price, Philbeck, Torbett
 ABSTAIN: Commissioner Fraley

2010-231 Commissioner Philbeck - BOC - Requested House Speaker Joe Hackney to Reverse the Ban on Sectarian Prayers

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Commissioner Keigher introduced the motion for purposes of discussion and Commissioner Torbett provided the second.

Commissioner Philbeck stated that the Constitution provided "freedom of religion"; "not freedom from religion"; stated his displeasure that the House Speaker took action to ban without notice; the ban was not evident until after the close of session; belief is that the Constitution allows those praying in public places to pray their conscience; resolution is asking the Speaker to reverse the ban.

The other commissioners joined Commissioner Philbeck and expressed their discontent with the ban and how it was handled; cited that America's foundation was built on prayer with prayer being the first utterance at the founding meetings of America; conveyed their concern as to what would fill the void left by lack of prayer; denoted that the removal of prayer would be unjust to all those who served before; Commissioners Fraley and Price heralded a strong "Amen" to all the thoughts voiced.

2010-232 Commissioner Loftis - BOC - To Oppose Federally Mandated Collective Bargaining

Commissioner Loftis introduced the motion for purposes of discussion and Commissioner Philbeck provided the second.

Commissioner Loftis emphatically opposed the federal mandate citing that counties should have organized labor unions; have good working relationships here; this type atmosphere does not exist; opposed to negotiating contracts for public safety and fire; this bill was slid into a bill seeking funding for troops; it was not a stand alone bill.

Commissioner Carpenter stated that counties across the country are opposed to this mandate; North Carolina has good labor laws; employees have a voice; cited a city in California that had to raise its tax rate due to demands of collective bargaining employees.

Commissioner Torbett stated if the mandate passed that collective bargaining would have a direct impact on local budgets that commissioners are duly elected to uphold.

The County Manager advised that if the economy took a downturn in the first year of a three year collective bargaining contract that an entity could find themselves in trouble; County wants to be at market and regularly reviews salaries.

Chairman Price called for the vote, and the BOC unanimously approved 2010-232 opposing Federally Mandated Collective Bargaining and urged members of the N.C. delegation in the U. S. House of Representatives and the U. S. Senate to oppose any bill that contains these provisions, and to do nothing on any procedural vote to increase the likelihood of passage. Further, that copies of this resolution be forwarded to members of the N. C. delegation in the U. S. House of Representatives and the U. S. Senate as well as the N.C. Association of County Commissioners.

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2010-233 Commissioner Fraley - Planning/Zoning - Zoning Map Change: Z10-02: Teresa Greemon (Applicant); Property Parcel(s): 219021(portion) Zoned (I-2) General Industrial Zoning District to the (R-1) Single Family Limited Zoning District

The County Attorney advised that the Planning Board had unanimously recommended approval.

On motion introduced by Commissioner and seconded by Commissioner, the BOC unanimously approved 2010-233 after consideration of the map change application, public hearing comment and Planning Board recommendation:

- 1) the map change request is consistent with the County's approved Comprehensive Plan and the Commission considers this action to be reasonable and in the public interest, based on: Planning Board recommendation and compatibility with existing land used in the immediate area.
- 2) the map change request for property parcel 219021 (portion) be approved effective with the passage of this resolution.
- 3) The County Manager is authorized to make necessary modifications in this matter to appropriate parties.

2010-234 Commissioner Philbeck - Planning/Zoning - Zoning Map Change: Z10-03: Charles A. Cloninger (Applicant); Property Parcel(s): 169322 (portion) and 169323 Zoned (R-1) Single Family Limited Zoning District within the Urban Standards Overlay (USO) to the (C-1) Light Commercial Zoning District within the USO

The County Attorney advised that the Planning Board had unanimously recommended approval.

On motion introduced by Commissioner and seconded by Commissioner, the BOC unanimously approved 2010-234 after consideration of the map change application, public hearing comment and Planning Board recommendation:

- 1) the map change request is consistent with the County's approved Comprehensive Plan and the Commission considers this action to be reasonable and in the public interest, based on: Planning Board recommendation and compatibility with existing land used in the immediate area.
- 2) the map change request for property parcels 169322 (portion) and 169323 (portion) be approved, effective with the passage of this resolution.
- 3) the County Manager is authorized to make necessary modifications in this matter to appropriate parties.

Appointments

On motions introduced and seconded, the following individuals were unanimously reappointed to the **Juvenile Crime Prevention Council (JCPC)**:

<u>Motion Introduced</u>	<u>Seconded</u>	<u>Appointee</u>	<u>Term Ending</u>
Commissioner Fraley	Commissioner Keigher	Miss Kamryn Loftis	July 2012
Commissioner Loftis	Commissioner Price	Mr. Chris Pridnia	July 2012
Commissioner Loftis	Commissioner Price	Reverend Chris Howell	July 2012
Commissioner Loftis	Commissioner Price	Ms. Anna Furr	July 2012
Commissioner Carpenter	Commissioner Torbett	Ms. Cathy Hart	July 2012

On motion introduced by Commissioner Philbeck and seconded by Commissioner Loftis, the BOC unanimously reappointed Mr. Steven Amos to the **Family Advisory Board** to a term ending May 2013.

On motion introduced by Commissioner Carpenter and seconded by Commissioner Torbett, the BOC

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unanimously reappointed Ms. Ann Shropshier to the **Adult Care Home Community Advisory Committee** to a term ending May 2013.

On motion introduced by Commissioner Carpenter and seconded by Commissioner Torbett, the BOC unanimously reappointed Mr. Steven Amos to the **Parks & Recreation Advisory Board** to a term ending June 2013.

On motion introduced by Commissioner Carpenter and seconded by Commissioner Torbett, the BOC unanimously reappointed Mr. Steve Nye to the **Workforce Development Board** to a term ending June 2013.

On motion introduced by Commissioner Carpenter and seconded by Commissioner Torbett, the BOC unanimously appointed Ms. Margaret Pannell to the **Nursing Home Community Advisory Committee** to a term ending July 2011.

On motions introduced and seconded, the following individuals were unanimously appointed/reappointed to the **Mental Health/DD/SA Gaston-Lincoln-Cleveland Area Authority "Pathways"**:

<u>Motion Introduced</u>	<u>Seconded</u>	<u>Appointee</u>	<u>Term Ending</u>
Commissioner Torbett	Commissioner Philbeck	Ms. Pam Poteat	July 2013
Commissioner Torbett	Commissioner Philbeck	Commissioner Donnie Loftis	End of Term
Commissioner Loftis	Commissioner Keigher	Ms. Kathleen Harwell	July 2013

Commissioner Loftis suggested that representatives from CaroMont and the Sheriff's Department be placed on the Pathways Board; reminded that existing policy does not allow County employees to serve in voting capacities on BOC appointed bodies; asked if a policy change could be implemented.

Relating information about the Sheriff's Department proposed appointee, the County Manager stated that inmates having alcohol or drug abuse problems were served by Pathways before, during, and after incarceration; that the State was cost shifting more of this to the counties; that a representative from the Sheriff's Department could provide pertinent information if seated on the Pathway's Board.

Commissioner Torbett suggested recruiting an appointee from Mr. Doug Lance's office; questioned work loss impact if placing County employees on BOC appointed bodies; if an exemption was made for one committee that other requests would likely follow; when this issue was addressed by the former Appointment Policy Committee it was seen as being all or none.

Chairman Price directed the County Manager to check into availability of appointees and if recruiting efforts for volunteers did not surface that the BOC may choose to revisit the existing Appointment Policy.

Commissioner Fraley stated that he preferred not to provide voting privileges to County employees; that the former Appointment Policy Committee had corrected those issues.

Commissioner Keigher suggested that the BOC become more dedicated in seeking appointees; asked for a list of Boards containing County employees.

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On motion introduced by Commissioner Torbett and seconded by Commissioner Philbeck, the BOC unanimously designated Commissioner Carpenter as the **2010 NCACC Annual Conference Voting Delegate**, August 26 - 29, 2010.

On motion introduced by Commissioner Torbett and seconded by Commissioner Keigher, the BOC unanimously designated Commissioner Philbeck as the **Alternate Delegate to 2010 NCACC Annual Conference**.

On motion introduced by Commissioner Torbett and seconded by Commissioner Keigher, Commissioner Carpenter was reappointed to the **Charlotte Regional Partnership** to a term ending July 2011.

On motion introduced by Commissioner Torbett and seconded by Commissioner Keigher, Commissioner Philbeck was appointed to the **Charlotte Regional Partnership** to an unexpired term ending January 2011.

Commissioners Committee Reports

Commissioner Philbeck invited attendance to the Gaston Grizzlies last home game on 7/31; fireworks and \$5/each employee tickets; the Gastonia All America City designation would also be celebrated that evening; Grizzlies currently hold the best record in the league.

Commissioner Price reported meeting attendance to the Gaston Adult Day Care Opening on 7/20 in Mount Holly; provided a letter of thanks from those using the new facility; also attended GFHS on 7/21.

Noting that certificates of completion had been presented to students attending the 2010 Commissioners School of Excellence Graduation on July 1, 2010, Chairman Price directed that their names be set forth in the Minutes as follows:

Malyk Adams	Bailey Bumgarner	Sadler Gensch	Harnoor Kaur	Hayden Ray
Taylor Adams	Caleb Bynum	Addy Goff	Aliyah Lynch	Monica Rice
Kristin Agee	Emily Campbell	Abigail Hardee	Victoria Lynn	Jacob Richard
Madison Alexander	Elizabeth Carter	Sydney Harris	Megan Mallonee	John Rosemond
Anna Alf	Martha Carter	Will Harris	Wyatt Martinez	Alex Stewart
Madison Alman	Natalee Clayton	Garrett Heath	Victoria McClure	Ross Taylor
Sam Amarasinghe	Addison Collins	Hunter Helms	Hope McIntosh	Olivia Walker
Luke Beach	Esmeralda Cruz	Matthew Herman	Kendall Medford	Michael Wallace
Melissa Billings	Olivia Denton	Quantasia Herndon	Daniel Nelli	Dakota Whisnant
Grayson Bodenheimer	Page East	Christina Holt	Sullivan Owens	Paige Wyont
Madeline Bone	Robert McMillion-EL II	Emily Howe	Kathryn Painter	Mary Yavelak
Cameron Boyd	Nikia Kain-Fleshman	Cameron Johnson	Neil Raval	

County Manager's Report

Re: Fire Districts Audit - Presented financial reports prepared by the County Auditors at a cost of \$2k/district; invoice samples and matching documentation were examined; Ranlo, Waco and Crouse had 100% documented matches; Tryon had 99%; New Hope Road had 99%; South Point had 98%; Spencer Mountain had 97%; fared well overall; auditors found no unusual expenditures; County will

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work with the districts to assist with accounting and documentation.

2010-235 Commissioner Price - Budget Transfers accepted as information as follows:

<u>Department</u>	<u>Account Number</u>	<u>Project #</u>	<u>Amount</u>
#4130 Finance			
Office Supplies/Materials	10-4130-260-000		(38)
Wellness Clinic	10-4130-183-003		38
#4131 Budget & Purchasing			
Commun Equip Maintenance	10-4372-356-000		(26783)
Commun Equip Maintenance	10-4360-356-000		170
Commun Equip Maintenance	10-4370-356-000		24722
Commun Equip Maintenance	10-4520-4520-356-000		1891
#4131 Budget & Purchasing			
Heat/Lights/Water/Nat Gas	10-4265-4160-331-000		(\$14498)
Vehicle Maint-Parts	10-4330-253-000		\$4029
Vehicle Maint-Parts	10-4340-253-000		\$2805
Telephone Service	10-4210-321-000		\$1304
Mobile Telephone Usage	10-4330-321-010		\$4
Mobile Telephone Usage	10-4340-321-010		\$1705
Repairs & Maint: Vehicles	10-4261-353-000		\$228
Motor Fuels & Lubricants	10-4265-4230-251-000		\$36
Repairs & Maint: Vehicles	10-4265-4260-353-000		\$165
Lawn Maintenance	10-4265-4260-354-000		\$4122
Repairs & Maint: Vehicles	10-4330-353-000		\$95
Lease-Purc Vehicles-Princ	10-4380-433-000		\$1
Lease-Purc Vehicles-Inter	10-4380-433-001		\$1
Lease-Purc Equip-Princip	10-6110-6110-434-000		\$1
Lease-Purc Equip-Interest	10-6110-6110-434-001		\$2
#4131 Budget & Purchasing			
Commun Equip Maintenance	10-4380-356-000		(\$20386)
Longevity	10-4110-127-000		\$230
Longevity	10-4120-127-000		\$7
Longevity	10-4122-127-000		\$401
Longevity	10-4124-4124-127-000		\$11
Longevity	10-4124-4125-127-000		\$12
Longevity	10-4131-4132-127-000		\$63
Longevity	10-4140-127-000		\$1519
Longevity	10-4150-127-000		\$1
Longevity	10-4180-127-000		\$253
Longevity	10-4210-127-000		\$1140
Longevity	10-4261-127-000		\$278
Longevity	10-4310-4310-127-000		\$7773
Longevity	10-4310-4328-127-000		\$1206
Longevity	10-4311-127-000		\$337
Longevity	10-4315-4315-127-000		\$5443
Longevity	10-4330-127-000		\$66
Longevity	10-4340-127-000		\$18
Longevity	10-4380-127-000		\$845
Longevity	10-4910-4910-127-000		\$308
Longevity	10-4910-4911-127-000		\$177
Longevity	10-4920-4920-127-000		\$288
Longevity	10-4950-4950-127-000		\$10
#4131 Budget & Purchasing			
Commun Equip Maintenance	10-4380-356-000		(\$5050)
Longevity	10-4960-127-000		\$263
Longevity	10-5820-127-000		\$10
Longevity	10-6110-6110-127-000		\$494
Longevity	10-6110-6112-127-000		\$532
Longevity	10-6110-6113-127-000		\$642
Longevity	10-6120-127-000		\$226
FICA	10-4110-181-000		\$505
Wellness Clinic	10-4131-4131-183-003		\$379

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Wellness Clinic	10-4520-4520-183-003	\$115
Wellness Clinic	10-4520-4521-183-003	\$543
Wellness Clinic	10-4950-4950-183-003	\$57
Wellness Clinic	10-5820-183-003	\$893
Wellness Clinic	10-6110-6110-183-003	\$154
Wellness Clinic	10-6141-183-003	\$237
#4140 Tax		
Temporary Help Services	10-4140-393-000	(500)
Employee Development/Training	10-4140-395-000	370
Equip/Furn: \$250 – \$4,999	10-4140-530-000	130
#4140 Tax		
Temporary Help Services	10-4140-393-000	(4000)
Office Supplies/Materials	10-4140-260-000	4000
#4265 Public Works - Facilities		
Overtime	10-4265-4260-122-000	(7459)
Longevity	10-4265-4260-127-000	400
Wellness Clinic	10-4265-4260-183-000	226
Books	10-4265-4260-293-000	85
Repairs & Maintenance	10-4265-4260-353-000	140
Lawn Maintenance	10-4265-4260-354-000	5120
Advertising	10-4265-4260-370-000	500
Software Rental	10-4265-4260-422-000	988
#4265 Public Works – Print Division		
Overtime	10-4265-4230-122-000	(500)
Motor Fuels	10-4265-4230-251-000	500
#4265 Public Works - Administration		
Other Services	10-4265-4265-399-000	(1711)
Overtime	10-4265-4265-122-000	1300
Longevity	10-4265-4265-127-000	223
Professional Services	10-4265-4265-192-000	42
Equip Maintenance	10-4265-4265-356-000	91
Dues & Subscriptions	10-4265-4265-491-000	55
#4265 Public Works - Fleet		
Overtime	10-4265-4250-122-000	(455)
Longevity	10-4265-4250-127-000	455
#4310 County Police		
Education Materials/Supplies	10-4310-4310-231-000	(254)
Books	10-4310-4310-293-000	254
Miscellaneous Supplies	10-4310-4310-299-000	(20)
Photographic Supplies	10-4310-4310-294-000	20
Repairs & Maintenance - Vehicles	10-4310-4328-353-000	(203)
Vehicle Maintenance - Parts	10-4310-4328-253-000	203
#4315 Sheriff		
Education Materials	10-4315-4315-231-000	(1200)
Printing	10-4315-4315-341-000	1200
#4315 Sheriff		
Education Materials	10-4315-4315-231-000	(2000)
Equipment/Furniture	10-4315-4315-530-000	2000
#4330 Emergency Management		
Professional Services	10-4330-199-000	(823)
Program Supplies	10-4330-237-000	(500)
Miscellaneous Supplies	10-4330-299-000	(295)
Repairs & Maint: Equipment	10-4330-352-000	(600)
Software Rental & Lic Fee	10-4330-422-000	(1734)
Dues & Subscriptions	10-4330-491-000	(155)
Vehicle Maint – Repairs	10-4330-253-000	4029
Repairs & Maint: Vehicles	10-4330-353-000	78
#4340 Fire Marshal		
Education Materials/Supplies	10-4340-231-000	(1090)
Employee Development/Training	10-4340-395-000	(1645)
Mobile Telephone Usage	10-4340-321-000	2200
Program Supplies	10-4340-237-000	535
#4350 Building Inspections		
Salaries and wages – regular	10-4350-121-000	(250)

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Professional Services - Banking	10-4350-194-000		250
#4350 Building Inspections			
Salaries and wages - regular	10-4350-121-000		(1300)
Salaries and wages - Longevity	10-4350-127-000		1300
#4350 Building Inspections			
Salaries and wages - regular	10-4350-121-000		(300)
Clothing allowance	10-4350-185-000		300
#4370 Emergency Medical Services			
Uniforms	10-4372-212-000		(117)
Food and Provisions	10-4372-220-000		(10)
Printing	10-4372-341-000		(1181)
Laundry and Dry cleaning	10-4372-392-000		(819)
Office supplies	10-4370-260-000		2126
Lease - Purchase vehicles	10-4372-433-000		1
#4370 Emergency Medical Services			
Food and Provisions	10-4370-220-000		(133)
Special Programs	10-4370-298-000	10085-0001	(2343)
Printing	10-4370-341-000		(5712)
Laundry and Dry Cleaning	10-4370-392-000		(286)
Dues & Subscriptions	10-4370-491-000		(43)
Professional Services: Banking	10-4370-194-000		410
Uniforms	10-4370-212-000		551
Education Materials	10-4370-231-000		163
Vehicle Supplies: Other	10-4370-259-000		161
Office Supplies	10-4370-260-000		4369
Postage	10-4370-325-000		1549
Equipment Maintenance	10-4370-352-000		979
Employee Development	10-4370-395-000		335
#4380 Animal Control			
Commun Equip Maintenance	10-4380-356-000		(455)
Other Medical Supplies	10-4380-239-000		455
#4520 ACCESS			
Professional Svcs: Other	10-4520-4520-199-000		(311)
Wellness Clinic	10-4520-4521-183-003		300
Other Vehicle Supplies	10-4520-4521-259-000		11
#4720 Solid Waste Dept			
Office Supplies	60-4720-260-000		(72)
Repairs & Maint: Equipment	60-4720-352-000		72
#4720 Solid Waste Dept			
Salaries	60-4720-121-000		(20000)
Salaries - Overtime	60-4720-122-000		20000
#4920 EDC			
Office Supplies/Materials	10-4920-4920-260-000		(50)
Software Rental & License Fee	10-4920-4920-422-000		50
#4920 EDC			
Office Supplies/Materials	10-4920-4920-260-000		(575)
Equip/Furn: \$250-\$4,999	10-4920-4920-530-000		575
#4921 Travel & Tourism			
Office Supplies	22-4921-260-000		(17)
Mobile Telephone	22-4921-321-000		17
#4921 Travel & Tourism			
Printing	22-4921-341-000		(500)
Food/Provisions	22-4921-220-000		500
#4921 Travel & Tourism			
Printing	22-4921-341-000		(1500)
Temporary Help	22-4921-393-000		1500
#4921 Travel & Tourism			
Printing	22-4921-341-000		(2000)
Advertising	22-4921-370-000		2000
#4950 NC Cooperative Extension			
Printing	10-4950-4950-260-000		(647)
Office Supplies	10-4950-4950-260-000		500
Other Communication	10-4950-4950-329-000		40
Repair & Maintenance	10-4950-4950-352-000		107

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#5100 Health Dept			
Salaries	11-5100-5113-5120-121-000		(131)
Salaries – Overtime	11-5100-5113-5120-122-000		131
Salaries	11-5100-5113-5121-121-000		(497)
Salaries – Overtime	11-5100-5113-5121-122-000		497
Salaries	11-5100-5113-5123-121-000		(527)
Salaries – Overtime	11-5100-5113-5123-122-000		527
Salaries	11-5100-5114-5128-121-000		(543)
Salaries – Overtime	11-5100-5114-5128-122-000		543
Salaries	11-5100-5150-5151-121-000		(403)
Salaries – Overtime	11-5100-5150-5151-122-000		403
Salaries	11-5100-5150-5153-121-000		(180)
Salaries – Overtime	11-5100-5150-5153-122-000		180
Salaries	11-5100-5150-5156-121-000		(125)
Salaries – Overtime	11-5100-5150-5156-122-000		125
#5100 Health Dept			
Professional Services – Medical	11-5100-5113-5123-193-000		(1770)
Professional Services – Other	11-5100-5113-5123-199-000		(1500)
Drugs	11-5100-5113-5123-238-000		3270
#5100 Health Dept			
Professional Services – Medical	11-5100-5150-5151-193-000		(1000)
Dues/Subscriptions	11-5100-5150-5151-491-000		1000
#5100 Health Dept			
Special Programs	11-5100-5140-5141-298-000	10205-0001	(221)
Salaries – Overtime	11-5100-5140-5141-122-000		221
#5100 Health Dept			
Lab Supplies	11-5100-5113-5120-234-000		(2845)
Other Services	11-5100-5113-5120-399-000		345
Miscellaneous Expenses	11-5100-5113-5120-499-000		2500
#5100 Health Dept			
Office Supplies	11-5100-5114-5125-260-000		(632)
Salaries – Longevity	11-5100-5114-5125-127-000		297
Salaries – Longevity	11-5100-5114-5126-127-000		335
Program Supplies	11-5100-5114-5128-237-000		(236)
Salaries – Longevity	11-5100-5114-5128-127-000		236
#5100 Health Dept			
Training/Employee Development	11-5100-5150-5156-395-000		(1200)
Professional Services – Other	11-5100-5150-5156-199-000		1200
#5100 Health Dept			
Mileage Reimbursement	11-5100-5113-5121-311-000		(95)
Program Supplies	11-5100-5113-5122-237-000		(125)
Mileage Reimbursement	11-5100-5113-5122-311-000		(35)
Program Supplies	11-5100-5113-5123-237-000		(177)
Mileage Reimbursement	11-5100-5150-5153-311-000		(160)
Salaries – Longevity	11-5100-5113-5121-127-000		95
Salaries – Longevity	11-5100-5113-5122-127-000		160
Salaries – Longevity	11-5100-5113-5123-127-000		177
Salaries – Longevity	11-5100-5150-5153-127-000		160
#5300 Social Services			
Title IV-E Foster Care	20-5867-5441-475-000		(8000)
PA/CPS Drug Screenings	20-5300-5581-475-000	10191-0001	8000
#5300/5520/5600/5820 Social Services			
Printing	20-5300-5310-341-000		(3994)
Vehicle Maint. – Parts	20-5300-5310-253-000		1700
Comm. Equip Maint.	20-5300-5310-356-000		2294
FICA	20-5520-4800-4842-181-000		(400)
Wellness Clinic	20-5520-4800-4842-183-003		400
Other Services	20-5600-5622-399-000		(300)
Wellness Clinic	20-5600-5622-183-003		300
Special Programs/Caregiver Support Prg	20-5600-5624-298-000	10203-0001	(100)
Wellness Clinic	20-5600-5624-183-000		100
Other Medical Supplies	20-5600-5660-239-000		(100)
Wellness Clinic	20-5600-5660-183-003		100
Veteran Services FICA	10-5820-181-000		(1200)

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Veteran Services Wellness Clinic	10-5820-183-003		1200
#5830 JCPC			
PORT	10-5830-699-028	10111-0001	(6000)
Gaston Schools Transition Program	10-5830-699-028	10107-0001	(15129)
Family Centered Treatment	10-5830-699-028	10114-0001	21129

County Attorney's Report

No Report.

Other Matters

Chairman Price advised that the Salute to Business and Manufacturing would be held on November 11 and ordered that the joint Work Session/BOC meeting be scheduled for November 18 at 6:00 pm.

Adjournment

Chairman Price adjourned the Regular Meeting of July 22, 2010 at 7:45 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