

CLEVELAND COUNTY BOARD OF COMMISSIONERS

September 5, 2006

The Cleveland County Board of Commissioners met in a regular session on this date, at the hour of 6:00 p.m., in the Commission Chamber of the Cleveland County Administrative Offices.

PRESENT: Ronald J. Hawkins, Chairman
Jerry L. Self, Vice-Chairman
Mary S. Accor, Commissioner
Johnny Hutchins, Commissioner
Willie B. McIntosh, Commissioner
David C. Dear, County Manager
Robert Yelton, County Attorney
Wanda Crotts, County Clerk
Kerri Melton, Deputy Clerk
Eddie Bailes, Assistant County Manager
Chris Crepps, Finance Director
Chris Green, Tax Administrator
Bill McCarter, Planning Director
Greg Traywick, Cooperative Extension
Lindsey Allen, Cleveland Headline News
Other individual names on file in the Clerk's Office

CALL TO ORDER

Chairman Ronald J. Hawkins called the meeting to order and led the audience in the "Pledge of Allegiance" to the flag of the United States of America. Miss Emily Wilson, fifth-grader at West Elementary School, sang the National Anthem. County Attorney Bob Yelton provided the invocation for the meeting.

AGENDA ADOPTION

ACTION: Willie McIntosh made the motion, seconded by Jerry Self, and unanimously adopted by the Board, to *adopt the agenda as presented by the County Clerk, with the following additions:*

- (1) **Pathways: Board appointment discussion** (Commissioner McIntosh)
- (2) **Chamber 20/20: Board appointment discussion** (Commissioner McIntosh)

CONSENT AGENDA

APPROVAL OF MINUTES

There being no corrections, additions or deletions to the minutes of **August 10, 2006** and **August 16, 2006**, motion was made by Johnny Hutchins, seconded by Mary Accor, and unanimously adopted by the Board, to *approve the minutes as written.*

SOCIAL SERVICES: BUDGET AMENDMENTS (BNA #006)

ACTION: Johnny Hutchins made the motion, seconded by Mary Accor, and unanimously adopted by the Board, to *approve the following budget amendments:*

<u>Account Number/Project Code</u>	<u>Department/Account Name</u>	<u>Increase</u>	<u>Decrease</u>
011.504.4.310.00/93558-P278	Title XX/Federal Government Grants	\$14,023.	
011.504.5.500.01	Title XX/Miscellaneous Grant Expense	\$14,023.	

Explanation of Revisions: Necessary to accept additional TANF/DV funds for FY 06/07. The current state approved allocated was more than the State Estimate for TANF/DV funding for FY 06/07.

CRIMINAL JUSTICE PARTNERSHIP: BUDGET AMENDMENTS (BNA #007)

ACTION: Johnny Hutchins made the motion, seconded by Mary Accor, and unanimously adopted by the Board, *to approve the following budget amendments:*

<u>Account Number/Project Code</u>	<u>Department/Account Name</u>	<u>Increase</u>	<u>Decrease</u>
010.439.4.350.00/0CJPP-P439	CJP/State Grants	\$ 4,370.	
010.439.5.210.00/0CJPP-P439	CJP/Departmental Supply	2,370.	
010.439.5.420.00/0CJPP-P439	CJP/Contracted Services	2,000.	

Explanation of Revisions: *To budget additional funds awarded to the Criminal Justice Partnership Program for FY 2006-2007. Additional funds needed for curriculum materials and to cover any additional transportation expense.*

RESOLUTION: SUPPORT OF BUFFALO CHURCH ROAD REALIGNMENT

ACTION: Johnny Hutchins made the motion, seconded by Mary Accor, and unanimously adopted by the Board, *to approve the following resolution.*

NUMBER 18-2006

**Resolution In Support of
Buffalo Baptist Church Road Realignment**

WHEREAS, the Buffalo Baptist Church Board of Deacons has informed the Board of Commissioners of their efforts to improve the access to Highway 150 from Buffalo Church Road;

WHEREAS, members of the Church have long expressed concerns for the safety of vehicles entering Highway 150 from Buffalo Church Road, as well as those turning onto Buffalo Church Road from Highway 150;

WHEREAS, Buffalo Baptist Church is expanding and want to relocate Buffalo Church Road in order to better access their property currently separated by the road;

WHEREAS, NCDOT officials have assured church administration that this project will be supported by NCDOT due to the safety factor - however, they do anticipate a shortage of funding in the amount of \$150,000;

NOW, THEREFORE, BE IT RESOLVED, that the Cleveland County Board of Commissioners encourages the North Carolina House and Senate to appropriate the essential funding to support the estimated \$150,000.00 needed for the restructuring to be expedited to allow for the completion of this important Cleveland County project, providing a safe means of ingress and egress to Buffalo Baptist Church.

ADOPTED THIS THE 5TH DAY OF SEPTEMBER 2006.

SOCIAL SERVICES: WORK FIRST DESIGNATION FOR 2006-2008

ACTION: Johnny Hutchins made the motion, seconded by Mary Accor, and unanimously adopted by the Board, *to approve the recommendation from the Social Services Board that Cleveland County remain a Standard Work First county.*

B. E. S. T. PROGRAM STUDENTS

Commissioners presented a Certificate of Recognition to the following students representing the approximately 100 students who participated in the B.E.S.T. program recently conducted at Gardner-Webb University: Azura Ader, Kevonna Baptiste, Courtney Smith, Willie Twiggs, Keinan McIntosh, Vestavian Mitchell, and Nathan Craig.

PROCLAMATION: EDUCATION SUMMIT WEEK – SEPTEMBER 11-16, 2006

ACTION: Johnny Hutchins made the motion, seconded by Mary Accor, and unanimously adopted by the Board, *to approve the following proclamation.*

NUMBER 04-2006

EDUCATION SUMMIT WEEK
SEPTEMBER 11-16, 2006

WHEREAS, the goal to close the gap and raise achievement for all students has been embraced as a top priority in Cleveland County and the State of North Carolina;

WHEREAS, the Close the Gap Initiative in Cleveland County began in 1999 by concerned citizens to raise awareness, mobilize community support, and establish strategic goals and benchmarks to eliminate educational disparities through the use of disaggregated data and research to help raise achievement and close gaps for all students;

WHEREAS, the Education Summit Week is a designated week of collaborative events and activities focusing on eleven specific recommendations endorsed by community partners to reinforce a call to action, commitment to excellence and high expectations to the extent all students achieve and perform to their full potential;

WHEREAS, this year's theme, "***Empowering Our Youth for the 21st Century***," reflects the realities of a global economy and the necessity to fully educate all children to ensure students have the critical knowledge, opportunities and skills needed to compete successfully in the workforce of the 21st century;

WHEREAS, the 2006 Education Summit Week will bring community agencies, business and educational leaders, faith-based community, parents and students together to study, measure, evaluate and intensify efforts to improve the educational outcomes for students at risk of academic failure and to maximize the success of all students;

WHEREAS, the documented successes to date in closing the achievement gaps in Cleveland County have been achieved by focusing on three areas of success: being results oriented, holding high expectations for all students, and having clearly defined goals and vision for schools and community.

NOW THEREFORE, the Cleveland County Board of Commissioners, do hereby proclaim September 11-16, 2006 as "Education Summit Week" in Cleveland County in recognition of the community's collective efforts to raise the educational achievements and outcome for all students in Cleveland County.

ADOPTED THIS THE 5TH DAY OF SEPTEMBER 2006.

JUVENILE CRIME PREVENTION COUNCIL MEMBERSHIP (JCPC)

Greg Traywick, JCPC Chair, and Krista Hiatt, Department of Juvenile Justice Western Area Consultant, explained that on June 21, 2006, the Executive Committee of the Cleveland County JCPC "received four appointments to fill slots designated for Board of County Commission appointments." They advised that NC General Statute 143-544(a) states the Council should include no more than 26-members and lists specifically 18 disciplines that must be represented, plus "up to seven members of the public appointed by the Board of County Commissioners."

Mr. Traywick explained that on June 20, 2006, Commissioners appointed the membership roster, including seven members of the public which represent the county commission slots, plus and additional

four public representatives. He said the “dilemma is that we currently have too many county commission appointees approved to serve on the JCPC. He recommended the four extra member appointments be rescinded, but allow them to serve as “advisory” members.

ACTION: Willie McIntosh made the motion, seconded by Jerry Self, and unanimously adopted by the Board, *to rescind the appointment of Irene Camp, Sherry Leslie, Hugh A. Logan, and Bradley Peterson, allowing them to serve as advisory members to the JCPC.*

ACTION: Mary Accor made the motion, seconded by Johnny Hutchins, and unanimously adopted by the Board, *to reappoint Andrew Hopper to serve as DSS Director designee (slot #9), scheduled to conclude on June 30, 2008.*

PLANNING DEPARTMENT: LYNN CIRCLE (SR 2430) – PETITION TO ABANDON PORTION OF PUBLIC RIGHT-OF-WAY

Mr. McCarter advised that property owners in the Sharon Terrace Subdivision have presented a petition requesting to abandon a portion of the public right-of-way at the dead-end part of Lynn Circle. This abandonment will prevent future access to a large tract at the intersection of NC-180 and Joe’s Lake Road that was recently purchased by Hallelujah Acres. Future access to this tract was provided in the early 1970’s when the subdivision plat was recorded in PB 12-91.

Chairman Hawkins opened the public hearing (*notice of this hearing was accomplished in accordance with the mandates of NCGS 153A-241, with legal advertisements published in The Star on August 11, 18, and 25, 2006*).

The following people spoke during the public hearing:

Paul Maikmus, Hallelujah Acres, advised he is currently “working with architects to develop a site plan” and feels “blocking that road out would be detrimental to the master plan.” He said he would rather the traffic on the road be restricted to “non-commercial or residential traffic only.”

Richard Bivins said he has been a resident of Lynn Circle for 34-years. He spoke in favor of the abandonment.

Will Lawson spoke in support of the abandonment.

Clyde Willis, of Lynn Circle, spoke in support of the abandonment.

Jacqueline Lawson, Lynn Circle, spoke in support of the abandonment.

Stuart Gilbert, Chamber President, spoke in opposition to the petition, suggesting a decision be delayed until the master plan has been completed.

Hearing no further comments, Chairman Hawkins declared the public hearing closed.

There was discussion regarding “dead-end requirements”; the fact that this area is zoned by the City of Shelby and is now general business; Mr. McCarter said the citizens “concern is of the unknown at this point”; concern expressed by Commissioner Hutchins regarding “land-locking” the property; Vice-Chairman Self noted a “master plan” is not binding.

ACTION: Mary Accor made the motion, seconded by Willie McIntosh, and *adopted by a majority vote (Commissioner Hutchins voted no; all others voted yes) of the Board, to adopt the resolution of abandonment.*

NUMBER 19-2006

RESOLUTION
FINAL RESOLUTION TO ABANDON PUBLIC RIGHT-OF-WAY
LYNN CIRCLE (SR 2430)

WHEREAS, the Board of County Commissioners of Cleveland County, North Carolina, have received a petition from property owners adjoining a portion of **LYNN CIRCLE (SR 2430)**, requesting that a portion of the public right-of-way (*approximately 25 feet*) be abandoned; and,

WHEREAS, the Cleveland County Board of Commissioners held a public hearing on September 5, 2006;

WHEREAS, the NCDOT has concurred with the abandonment, removing this portion of Lynn Circle from their Maintenance System.

THEREFORE, BE IT RESOLVED, THAT THE CLEVELAND COUNTY BOARD OF COMMISSIONERS, in accordance with the mandates of NCGS 153A-241, do hereby order the abandonment of the approximate 25 feet of **LYNN CIRCLE (SR 2430)**, and that a copy of this order be filed in the Office of the Register of Deeds.

ADOPTED THIS THE 5TH DAY OF SEPTEMBER 2006.

PLANNING DEPARTMENT: PROPOSED CODE TEXT AMENDMENT (Case #06-14) AUTO RETAIL & LEASING – CORRIDOR PROTECTION DISTRICT

Mr. McCarter advised that Steven P. Cook has presented a petition to amend the Table of Permitted Uses to add “Auto Rental & Leasing” as a permitted use in the Corridor Protection District. Currently the CP district allows the sale of new and used autos, but not auto rental.

He reviewed the recommendation from Chuck Nance, Isothermal Planning and Development Commission consultant, who recommended approval, stating, “We agree with the applicant and do not see any difference between sales or rentals. It is our opinion that Cleveland County should consider amending the ordinance to permit this request.” He also advised the Planning Board voted unanimously to recommend approval, stating, “The Board agreed with the petitioner, and found no reasonable basis to exclude auto leasing from the Corridor Protection District.”

Chairman Hawkins opened the public hearing. (*Notice of the public hearing was accomplished in accordance with the mandates of NCGS 153A-343, with legal advertisements published in the Star on August 24 and 31, 2006.*)

Steve Cook, petitioner, said he currently operates three businesses located in Cherryville, which he “wants to move to Shelby and this amendment would allow that to happen.”

Hearing no further comments, Chairman Hawkins declared the public hearing closed.

ACTION: Willie McIntosh made the motion, seconded by Johnny Hutchins, and unanimously adopted by the Board, *to approve the amendment as presented.*

PLANNING DEPARTMENT: ZONING MAP AMENDMENT – PLATO LEE ROAD (Case #06-15)

Mr. McCarter reviewed that the Cleveland County Planning Department has presented a petition to rezone three tracts totaling approximately 58-acres located along Plato Lee Road, from Residential to Heavy Industrial. This property was recently purchased by the County for a future industrial site.

He reviewed the background on the property as follows:

Existing Land Use: Vacant

Future Land Use: Industrial

Utilities: Public water provided by Cleveland County Sanitary District.

Transportation: Plato Lee Road is considered a minor collector.

He also reviewed the following recommendations from the Planning Board and the Isothermal Planning & Development consultant:

Chuck Nance: Planning Consultant – Approve

“This proposal consists of three-tracts of land totaling 58-acres and is adjoined on two sides by property that is currently zoned Heavy Industrial. Current land use is vacant, and future land use is industrial. Based upon the information and examination of the site, and also the future land use designation, it is our recommendation that the County consider amending the zoning map to allow this request.”

Planning Board – Approve

“The Planning Board voted unanimously to recommend approving this rezoning. The Board also agreed with IPDC recommendation. 2015 Land Use Plan has this area classified as “light/heavy industrial” on the future land use map. Surrounding properties are rural low-density residential, some active agricultural to the south. Industrial uses to the north along the railroad and east along Plato Lee Road. Cleveland County has recently purchased these properties for a future industrial site.”

Chairman Hawkins opened the public hearing. (*Notice of the public hearing was accomplished in accordance with the mandates of NCGS 153A-343, with legal advertisements published in the Star on August 24 and 31, 2006.*) Hearing no comments, Chairman Hawkins declared the public hearing closed.

ACTION: Willie McIntosh made the motion, seconded by Johnny Hutchins, and unanimously adopted by the Board, ***to approve the rezoning as presented.***

ORDINANCE AMENDING THE CLEVELAND COUNTY ZONING MAP
Three Tracts Totaling Approximately 58 Acres Along Plato Lee Road
Residential (R) to Heavy Industrial (HI)

WHEREAS, Article 18 of Chapter 153A of the North Carolina General Statutes provides for the planning and regulation of development within the territorial jurisdiction of the county; and

WHEREAS, the Cleveland County Planning Board recommended to approve the rezoning of this parcels on August 22, 2006, stating that this area is a reasonable location for a future industrial site; and

WHEREAS, this property is classified as “Light/Heavy Industrial” on the 2015+ Future Land Use Plan, and the Heavy Industrial zoning district is consistent with the comprehensive plan in this area; and

WHEREAS, said amendment will promote the health, safety, and welfare of the citizens of Cleveland County and said amendment is beneficial to the orderly growth of Cleveland County.

WHEREAS, notice of the Public Hearing was published in the Shelby Star on August 24, 2006, and August 31, 2006, notices were mailed to adjoining property owners on August 24, 2006 and a sign posted in the area on August 24, 2006; and

WHEREAS, all requirements of the North Carolina General Statutes have been met prior to any action by the Cleveland County Board of Commissioners to amend the Official Zoning Map following a Public Hearing on September 5, 2006; and

NOW THEREFORE BE IT ORDAINED by the Cleveland County Board of Commissioners that the Cleveland County Zoning Map, as described in Section 12-147 of the Code, be amended to rezone parcels 32564, 32573, and a five-acre portion of parcel 32576, from Residential (R) to Heavy Industrial (HI) as identified on the attached map designated “Rezoning Case 06-15”, being incorporated herein by reference and made part of this ordinance.

BEGINNING at a point in the intersection of CSX Railroad and Plato Lee Road, thence south with the centerline of the road, South 06-43-41 West 117.60 feet, South 00-06-57 East 98.49 feet, South 03-02-22 East 98.67 feet, South 03-49-41 East 193.13 feet, South 03-53-56 East 377.86 feet, thence with property lines, North 86-04-43 West 200.00 feet, North 86-21-11 West 773.50 feet, South 37-13-39 West 379.50 feet, North 83-19-11 West 255.41 feet, South 16-54-21 West 99.81 feet, North 83-19-15 West 224.47 feet, North 84-01-04 West 482.27 feet, North 05-07-26 East 1,407.69 feet, North 05-07-26 East 23.55 feet, thence with the centerline of the Railroad, North 76-30-24 East 92.66 feet, North 76-31-17 East 93.88 feet, North 76-56-37 East 98.68 feet, North 78-22-07 East 96.57 feet, North 79-54-30 East 47.19 feet, North 81-14-32 East 46.63 feet, North 82-43-36 East 45.40 feet, North 84-11-02 East 47.01 feet, North 85-31-55 East 48.30 feet, North 86-57-57 East 45.52 feet, North 88-52-18 East 44.49 feet, North 89-39-48 East 50.50 feet, South 88-50-19 East 49.29 feet, South 87-26-50 East 45.85 feet, South 85-57-28 East 46.37 feet, South 84-37-06 East 46.45 feet, South 83-09-43 East 45.88 feet, South 81-49-44 East 48.34 feet, South 80-22-14 East 34.72 feet, South 79-18-09 East 58.98 feet, South 77-42-35 East 42.67 feet, South 76-01-59 East 70.07 feet, South 74-02-20 East 49.28 feet, South 72-15-56 East 48.68 feet, South 70-50-25 East 49.62 feet, South 68-34-33 East 101.01 feet, South 66-29-46 East 97.80 feet, South 65-18-06 East 98.51 feet, South 65-02-39 East 103.24 feet, South 65-03-37 East 102.19 feet, South 65-00-03 East 103.12 feet, South 65-03-28 East 120.11 feet, to the point of BEGINNING.

PLANNING DEPARTMENT: ZONING MAP AMENDMENT – CHAD WATTS (Case #06-16)

Mr. McCarter reviewed that Chad Watts, of Watts Perfections, Inc., has presented a petition to rezone a 13-acre tract along Royster Road, from Residential to Rural Agricultural-Conditional Use. He said Mr. Watts has been advised by his insurance company to separate his business from his home. This business was originally permitted as a “rural home occupation” but since it will no longer be located on the same property with the home, this parcel will need to be rezoned to a commercial district.

Mr. McCarter explained, “The least intensive commercial district that will permit the rebuilding of motorcycle engines is RA district.” However, Mr. Watts submitted a request to rezone this property to RA earlier this year, but was denied. He has decided to reapply for a Conditional Use District to avoid the perception of spot zoning.

Background information was provided as:

Existing Land Use: Commercial

Future Land Use: Residential

Utilities: Public water provided by CCSD

Transportation: Royster Road is considered a minor collector.

Mr. McCarter reviewed the following recommendation from the Planning Board:

“The Planning Board voted 7-1 to deny this rezoning. Although this business has been in existence for over one-year, the Board felt the application was incomplete because no site plan was included. Without a site plan, the Board did not know if the petitioner had plans to expand the facility in the future.” Board concerns were listed as: future expansion, hours of operation, noise, and retail sales. This area is classified as “residential” on the Future Land Use map – 2015 Land Use Plan. Surrounding properties are “rural low-density residential, with active agricultural.” The Board stated they also reviewed the background information on this case.

John McCulloch, Planning Board Chairman, advised “this is the first RACU permit requested” and he feels the Planning Board “did not make clear the importance of interaction between the Planning

Board, County Commission and the petitioner.” He said it is “not that the Planning Board does not support the rezoning petition” and anticipates no problems with the neighbors, the Board wants to establish a procedure with these cases that is correct and proper and that the “process is consistent.” Mr. Watts was not at the Planning Board meeting, therefore members were unable to obtain answers to some of their questions regarding “hours of operation” and “future expansion.” He emphasized the importance of being able to tell the petitioner directly and be sure it is clearly understood that RACU has “no flexibility” and the “site plan must be drawn to scale but not necessary drawn by an architect.” Commissioner Hutchins suggested that a “full explanation of RACU” be given to property owner at the time the petition is submitted. Mr. McCulloch requested Commissioners delay a decision on this case until the Planning Board has had an opportunity to discuss this case further with Mr. Watts.

David Morrow, Planning Board member, said he felt this was a “failure to communicate.”

ACTION: Johnny Hutchins made the motion, seconded by Mary Accor, and unanimously adopted by the Board, *to follow the recommendation of the County Attorney and “continue the public hearing” (notice of the public hearing was accomplished in accordance with the mandates of NCGS 153A-343, with legal advertisements published in the Star on August 24 and 31, 2006) until the October 3, 2006 regular meeting of the Commission, at which time the Planning Board will “bring back clarification” regarding this case.*

PLANNING DEPARTMENT: MINIMUM HOUSING CODE – 332 GORRELL STREET (Tabled from June 20, 2006 meeting)

Mr. McCarter advised that “while some of the debris had been cleared” no other repairs were evident. There was discussion regarding the number of extensions which have been granted to the owners.

Chairman Hawkins opened the floor for public comments.

Denise and Charles Allen, property owners, advised they have “not done anything” because they are “self-employed and business has not been going well” and they “don’t have the money at this time” to make the necessary repairs, but requested another extension.

Hearing no further comments, Chairman Hawkins declared the floor closed to public comments.

ACTION: Willie McIntosh made the motion, seconded by Jerry Self, and unanimously adopted by the Board, *to deny the extension request and adopt the ordinance to demolish.*

CLEVELAND COUNTY
NORTH CAROLINA

AN ORDINANCE AUTHORIZING THE CODE ENFORCEMENT OFFICER TO DEMOLISH
DWELLING AT 332 GORRELL STREET

WHEREAS, pursuant to the provisions of Chapter 160A, Article 19, Part 6 of the North Carolina General Statutes, the dwelling located at 332 Gorrell Street, Cleveland County, North Carolina has been

inspected and found to be unfit for human habitation and to otherwise constitute a danger to persons and a threat to the health and welfare of the citizens within County; and

WHEREAS, according to the procedures provided by law, the owner(s) of said property have been given notice of the aforesaid inspection, defective conditions, determination and order to bring said property into compliance with the minimum housing code of Cleveland County and the State of North Carolina by appropriate repair and/or demolition of said dilapidated dwelling(s); and

WHEREAS, the owner(s) have not complied with the Findings and Order by the Code Enforcement Officer within the period allowed by law; and

WHEREAS, the said dilapidated dwelling(s) remain at this time unfit for human habitation, dilapidated, and a danger to the health and safety of the citizens of Cleveland County and should be demolished in order to prevent and alleviate such danger and dilapidated conditions;

NOW, THEREFORE, BE IT ORDAINED BY THE CLEVELAND COUNTY BOARD OF COMMISSIONERS that the dilapidated dwelling located at 332 Gorrell Street now or formerly owned by Centaur Concrete Placing/Finishing and Etc. Inc., shall be demolished, and a lien placed against the property for the costs incurred by the county as provided by GS160A-446(6).

Adopted and approved this the 5th day of September, 2006 by the Cleveland County Board of Commissioners in open session.

COMMISSIONER REPORTS

PATHWAYS BOARD OF DIRECTORS

Commissioner McIntosh advised he has been contacted by the Pathways Board of Directors Chair and their attorney regarding the recent appointment of Suzi Kennedy, by Cleveland County Commissioners, to the Pathways Board. Their concern centers on the fact that Ms. Kennedy is employed by a “provider” who works with Pathways clients and they fear this may be perceived as a “conflict of interest.”

There was discussion regarding the fact that Ms. Kennedy is not the owner of the business but serves as “executive director.” County Attorney, Bob Yelton, agreed this appointment may indeed cause concerns for other providers.

ACTION: Mary Accor made the motion, seconded by Johnny Hutchins, and unanimously adopted by the Board, *that the appointment of Suzi Kennedy be rescinded.*

CHAMBER 20/20 BOARD

Commissioner McIntosh reviewed that 20/20 membership has a slot whereby one member is a “citizen” representative and shall not be an elected official or the spouse of an elected official. Stuart Gilbert, Chamber President, clarified this is referred to as a “non-investor private citizen” member and serves a two-year term. Commissioner McIntosh said there is a “question of eligibility” concerning the person currently serving in that slot. Commissioners noted “perception” is the question and if the person is now an “elected official” that gives that municipality an “extra person” on the board.

CONSENSUS: It was the unanimous consensus of the Board, *to direct Commissioner McIntosh to voice the concerns of the Commission and “rectify” the situation.*

COMMISSIONER ACCOR

Commissioner Accor reminded Commissioners that the election of 3rd Vice-President of the North Carolina Association of County Commissioners, for which she is a candidate, will be held during the upcoming annual conference and requested their support.

COMMISSIONER HUTCHINS

Advised he had attended the Kings Mountain City Council meeting. He also commended Stuart Gilbert and David Dear for their “double duty” during the recent period when the Chamber was without an economic development director. He stated he felt the recent selection of Dave Hart to fill that position was an excellent decision.

CHAIRMAN HAWKINS

Reported that Kings Mountain Hospital administration anticipates the new MRI equipment will be in place within the next few months. He also reported on the outstanding approval rating recently received by Kings Mountain Hospital.

ADJOURN

There being no further business to come before the Board at this time, Mary Accor made the motion, seconded by Willie McIntosh, and unanimously adopted by the Board, to adjourn the meeting (at 8:10 p.m.). The next regular meeting of the Commissioners is scheduled for ***Tuesday, September 19, 2006*** in this Commission Chamber.

*Ronald J. Hawkins, Chairman
Cleveland County Board of Commissioners*

*Wanda Crotts, CMC, Clerk
Cleveland County Board of Commissioners*