

**CLEVELAND COUNTY BOARD OF COMMISSIONERS**

**December 18, 2007**

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:** Jo Boggs, Chairwoman  
Eddie Holbrook, Vice-Chairman  
Mary Accor, Commissioner  
Ronald J. Hawkins, Commissioner  
Johnny Hutchins, Commissioner  
David C. Dear, County Manager  
Bob Yelton, County Attorney  
Kerri Melton, County Clerk  
April Crotts, Deputy Clerk  
Chris Green, Tax Administrator  
Bill McCarter, Planning Director  
Joe Cherry, Electronic Equipment Services Manager  
Chris Crepps, Finance Director  
Denese Stallings, Health Director  
Greg Traywick, Cooperative Extension Director  
Cherish Wilson, *The Star*  
Marti Glaser, *Cleveland Headline News*  
Other individual names on file in the Clerk's Office

**CALL TO ORDER**

Chairwoman Jo Boggs called the meeting to order and led the audience in the "Pledge of Allegiance" to the flag of the United States of America. John Boggs, Pastor of Central United Methodist Church, provided the invocation for the meeting.

**AGENDA ADOPTION**

**ACTION:** Johnny Hutchins made the motion, seconded by Eddie Holbrook, and unanimously adopted by the Board, to *adopt the agenda as presented by the County Clerk, with the following additions/deletions:*

- (1) *Add Item 29- Landfill Deed Consolidation (Attorney Bob Yelton)*
- (2) *Delete item 6 – Recognition of Mary Sue Thompson (Chairwoman Jo Boggs)*

**CONSENT AGENDA**

**APPROVAL OF MINUTES**

There being no corrections, additions, or deletions to the Minutes of *November 20, 2007*, motion was made by Ronnie Hawkins, seconded by Mary Accor, and unanimously adopted by the Board, to *approve the minutes as written.*

**TAX COLLECTOR'S MONTHLY REPORT**

The Tax Collector provided Commissioners with the following detailed written report regarding taxes collected during *November 2007 (copy found on Page \_\_\_\_\_ of Minute Book 30).*

**TAX ABATEMENTS AND SUPPLEMENTS**

The Tax Assessor provided Commissioners with a detailed written report regarding tax abatements and supplements during *November 2007*. The monthly grand total of tax abatements was listed as (\$17,503.26); and, the monthly grand total for tax supplements was listed as \$30,670.98.

**HEALTH DEPARTMENT: BUDGET AMENDMENTS (BNA #029)**

**ACTION:** Ronnie Hawkins 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>
012.534.4.350.00/01120-5803	SCHOOL HEALTH/State Govt. Grants	\$40,909.	
012.534.5.121.00/NA	SCHOOL HEALTH/Salary-Regular	26,527.	
012.534.5.131.00/NA	SCHOOL HEALTH/Social Security	1,645.	
012.534.5.132.00/NA	SCHOOL HEALTH/Retirement	1,297.	
012.534.5.133.00/NA	SCHOOL HEALTH/Hosp. Ins.	1,800.	
012.534.5.134.00/NA	SCHOOL HEALTH/Dental Ins.	65.	
012.534.5.135.00/NA	SCHOOL HEALTH/401K	1,326.	
012.534.5.136.00/NA	SCHOOL HEALTH/Medicare Ins.	385.	
012.534.5.310.00/NA	SCHOOL HEALTH/Travel/Training	750.	
012.534.5.893.00/NA	SCHOOL HEALTH/Budgetary Acct. Only	7,114.	

*Explanation of Revisions:* Budget school health initiative funds from DHHS for PHN II position effective 12/15/07. Also budget funds for School Health training. The \$40,909 is additional funding.

**HEALTH DEPARTMENT: BUDGET AMENDMENTS (BNA #030)**

**ACTION:** Ronnie Hawkins 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>
012.541.4.350.00/01210-2873	ENV. HEALTH/State Govt Grants	\$ 678.	
012.541.5.241.00/NA	ENV. HEALTH/Motor Fuels	179.	
012.541.5.310.00/NA	ENV. HEALTH/Travel/Training	499.	
012.541.4.800.00/NA	ENV. HEALTH/Misc. Revenue	549.	
012.541.5.310.00/NA	ENV. HEALTH/Travel/Training	549.	

*Explanation of Revisions:* 1) Budget funds from DENR for training of Env. Health Specialist on On-Site Wastewater Inspections. 2) Budget stipend received from NC Alliance of Public Health Agencies for participation in a Quality Improvement in Environmental Health Program.

**HEALTH DEPARTMENT: BUDGET AMENDMENTS (BNA #031)**

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

<u>Account Number</u>	<u>Department/Account Name</u>	<u>Increase</u>	<u>Decrease</u>
012.542.4.991.00	Rabies Control/Donations/Contributions	\$ 66.	
012.542.5.790.00	Rabies Control/Donations/Contributions	66.	

*Explanation of Revisions:* To budget donations received in previous FY for operating expenses of Cleveland County Animal Shelter.

**PLANNING DEVELOPMENT: ZONING MAP AMENDMENT – FLOOD HAZARD MAPS (FIRM) (Case 08-01) (Schedule a public hearing for January 15, 2008)**

**ACTION:** Ronnie Hawkins made the motion, seconded by Mary Accor and unanimously adopted by the board to *approve scheduling the public hearing as requested.*

**BROAD RIVER GREENWAY ORDINANCE CHANGES**

A request was made by Kim Duren, Executive Director of Broad River Greenway to change the existing ordinance to reflect their desire to continue to improve the visitor's experience at the Greenway. The change in the dog ordinance reflects their efforts to keep visitors from leaving their pets confined with their belongings while they are elsewhere at the Greenway. The change to the grilling ordinance is a result of their desire to prevent accidental fires and reduce litter along the trails. Both changes have been approved by the Greenway Council and will be presented to Boiling Springs Town Council.

**ACTION:** Ronnie Hawkins made the motion, seconded by Mary Accor and unanimously adopted by the board to *approve the ordinance changes as follows (parts in italics added to the ordinance):*

93.04 DOGS AND OTHER PETS

*(D) It shall be unlawful to tie out or otherwise leave or confine unsupervised dogs and/or other pets.*

93.07 RECREATIONAL VEHICLES AND CAMPING

*(F) It shall be unlawful for any person to grill anywhere on the Greenway property except in designated areas and in permanently placed grill equipment. It shall be unlawful to use portable and/or personal grills anywhere on Greenway property, except in designated areas as authorized by Broad River Greenway Council.*

**CITIZEN RECOGNITION**

**PASTOR JOHN BOGGS- CENTRAL UNITED METHODIST CHURCH**

Commissioners presented Pastor John Boggs of Central United Methodist Church with a certificate of recognition for his commitment to the citizens of Cleveland County. The certificate read as follows:

***CERTIFICATE OF RECOGNITION  
FROM THE  
CLEVELAND COUNTY BOARD OF COMMISSIONERS***

***PRESENTED TO***

***PASTOR JOHN BOGGS***

***For his commitment to making a difference in the lives of the citizens of Cleveland County by bringing the community together ~ For making Cleveland County a better place to live by giving so freely his time, energy and talents ~ For visiting hospitals and nursing homes, participating in Weed and Seed activities and volunteering in schools~ For being chosen as the Spirit of Freedom Award winner~ We Commend You!***

***Presented this the 18<sup>th</sup> day of December 2007.***

**JILL WESTMORELAND ROSE- ASSISTANT US ATTORNEY FOR THE WESTERN DISTRICT OF NORTH CAROLINA**

Commissioners, with the help of Lieutenant Joel Shores, presented Jill Westmoreland Rose with a joint resolution by Commissioners and the Cleveland County Sheriff's office in appreciation of her efforts to stop methamphetamine trafficking in Cleveland County. The resolution read as follows:

**A RESOLUTION RECOGNIZING JILL WESTMORELAND ROSE,  
ASSISTANT UNITED STATES ATTORNEY FOR THE WESTERN DISTRICT OF NORTH CAROLINA**

**WHEREAS**, the operation code name "Caribe" was initiated in February 2004 to address those trafficking methamphetamine; and

**WHEREAS**, the operation consisted of indictments handed down by a federal grand jury; and

**WHEREAS**, these indictments resulted in the arrest of twelve individuals who were convicted and sentenced for a combined total of 900 months to be served in a federal prison; and

**WHEREAS**, the United States Department of Justice through the North Carolina Western District Office have developed close professional ties with the County of Cleveland and the Cleveland County Sheriff's Office to reduce mid-level drug distribution; and

**WHEREAS**, the County of Cleveland and the Cleveland County Sheriff's Office desire to recognize the significant contributions made by the North Carolina Western District United States Attorney's Office to the community in general through Mrs. Rose leadership as federal prosecutor; and

**WHEREAS**, through the conscientious effort of Assistant United States Attorney Jill Rose, the Cleveland County Sheriff's Office was able to reach it's goal of extracting career felons from crime-stressed neighborhoods of the County and returning these neighborhoods back to the law abiding citizens; and

**WHEREAS**, Assistant United States Attorney Jill Rose was the driving force who went to court day after day to get the maximum sentence applied to these suspects, working countless hours on these drug conspiracy cases to make Cleveland County a better place.

**NOW, THEREFORE BE IT RESOLVED**, that the Cleveland County Commissioners and the Cleveland County Sheriff's Office publicly express their sincere appreciation to Jill Rose and her significant contributions to the Cleveland County Law Enforcement Community, and the citizens of Cleveland County.

**BE IT FURTHER RESOLVED** that this Resolution be entered upon the permanent Minutes of the Cleveland County Board of Commissioners.

**IN WITNESS WHEREOF**, We have hereunto set our hands and caused the Seal of the County of Cleveland to be affixed this the 4th day of September A.D. 2007.

Mary S. Accor  
Chairwoman

Eddie Holbrook  
Vice-Chairman

Ronnie Hawkins  
Commissioner

Johnny Hutchins  
Commissioner

Jo Boggs  
Commissioner

Raymond Hamrick  
Sheriff

Joel Shores  
Lieutenant

Chris Hutchins  
Sergeant

**EXTENSION & COMMUNITY ASSOCIATION**

Commissioners, presented Cleveland County Extension & Community Association with a resolution in recognition of their outstanding work throughout Cleveland County. The resolution read as follows:

**NUMBER 30a-2007**

**In Recognition of  
Cleveland County Extension & Community Association (ECA)**

**WHEREAS**, Extension and Community Association (ECA) is a statewide volunteer organization, supported by North Carolina Cooperative Extension; and

**WHEREAS**, for more than 90 years, through hundreds of projects and thousands of volunteer hours, ECA has worked to strengthen families and improve the quality of life in Cleveland County ; and

**WHEREAS**, Cleveland County ECA has participated in projects including: volunteering in schools, canned food collection at the Neal Senior Center, making turbans for Blumenthal Cancer Center, bringing educational dolls to Brenner Children's Hospital in Winston Salem and has hosted various educational programs throughout the community; and

**WHEREAS**, Cleveland County ECA has participated in Southwest District Day, County Cultural Arts Contest, NCECA State Council Meetings and the Cleveland County Fair where members have won numerous awards; and

**WHEREAS**, the 2006 Standard of Excellence Report indicated 6,911 Total Volunteer Hours for ECA & Cooperative Extension;

**NOW, THEREFORE, BE IT RESOLVED**, that the Cleveland County Board of Commissioners extend their greatest appreciation to Cleveland County Extension & Community Association for their contributions to the betterment of life in our community.

**ADOPTED THIS THE 18<sup>TH</sup> DAY OF DECEMBER 2007.**

**PUBLIC HEARINGS**

**COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG)- HALLELUJAH ACRES**

Teresa Spires, Isothermal Planning and Development Commission asked Commissioners to approve the submittal of a grant application to the North Carolina Department of Commerce. This grant would be submitted under the Community Development Block Grant Program (CDBG). Cleveland County will request \$200,000 in CDBG funding to provide a force main and pump station to serve Hallelujah Acres. Hallelujah Acres is a company based in Shelby. They are developing a new development to hold their world headquarters, a call-center and distribution operation, a restaurant and hotel/conference center. Also included in their plan is retail space, a community garden and residential housing. Within the first two years, it is expected that Hallelujah Acres will employ at least twenty additional people. The total project cost is \$995,000. The City of Shelby has agreed to pay \$575,000. Cleveland County has also applied for a \$200,000 grant from the NC Rural Center and will contribute \$20,000 in matching funds. The CDBG grant program requires two public hearings to be held before an application can be submitted. The first public hearing was held August 21, 2007. Included in the grant application is the Local Government Assessment Policy (*copy found on Page \_\_\_\_\_ of Minute Book 30.*) Chairwoman Boggs opened the public hearing at 6:35 pm (*public notice was accomplished, with an advertisement published in The Star on August 2, 2008.*)

**Paul Malkmus**, owner of Hallelujah Acres, said he was excited about the project and the development. He believes that this is very exciting for the community. He also expressed his appreciation for all the support from the Commissioners and County Manager David Dear.

**Stuart Gilbert**, President of the Cleveland County Chamber expressed his appreciation of the Board of Commissioners, County Manager David Dear and Isothermal Planning and Development Commission. "This is a great project for Cleveland County and the City of Shelby."

Hearing no other comments, Chairwoman Jo Boggs closed the public hearing at 6:40pm.

**ACTION:** Ronnie Hawkins made the motion, seconded by Mary Accor, and unanimously adopted by the Board, ***to adopt the resolution below and submit a \$200,000 grant application to provide a force main and pump station to serve Hallelujah Acres to the Department of Commerce Community Development Block Grant Program.***

**NUMBER 30-2007**

RESOLUTION FOR THE COUNTY OF CLEVELAND APPLICATION FOR COMMUNITY DEVELOPMENT  
BLOCK GRANT FUNDING FOR THE HALLELUJAH ACRES SEWER PROJECT

**WHEREAS**, Cleveland County's Board of Commissioners has previously indicated its desire to assist in economic development efforts within the County; and,

**WHEREAS**, the Board of Commissioners has held two public hearings concerning the proposed application for Community Development Block Grant funding to benefit **HALLELUJAH ACRES**; and,

**WHEREAS**, the Board of Commissioners wishes for Cleveland County to pursue a formal application for Community Development Block Grant funding to benefit Hallelujah Acres; and will invest monies in the amount of \$20,000 into the project as committed to in the application.

**WHEREAS**, the Board of Commissioners certifies it will meet all federal regulatory and statutory requirements of the Small Cities Community Development Block Grant Program,

**NOW, THEREFORE BE IT RESOLVED**, by the Cleveland County Board of Commissioners that the County of Cleveland is authorized to submit a formal application to the North Carolina Department of Commerce for approval of a Community Development Block Grant for Economic Development to benefit Hallelujah Acres.

Adopted this the 18<sup>th</sup> day of December, 2007.

**REGULAR AGENDA**

**HEALTH DEPARTMENT; CLEVELAND COUNTY LANDFILL CONSTRUCTION CONTRACT**

Denese Stallings, Health Director introduced Wayne Sullivan, Engineer for the Cleveland County Landfill and Sam Lockridge, Health Services Coordinator. Ms. Stallings thanked the previous leadership of Cleveland County for their foresight. Due to proper planning, the Health Department does not have to secure land for the new landfill. The permitting of the new landfill began approximately three years ago. A permit to construct was issued on December 5, 2007 which allowed the Health Department to secure bids for the project. Bids were received from the following contractors:

<b>Name</b>	<b>Alternate No. 1 &amp; Base Bid</b>	<b>Alternate 2 &amp; Base Bid</b>
Baker's Construction Services, Inc.		\$7,349,300.50
Blythe Construction, Inc.		\$7,276,500.00
Clary Hood, Inc.	\$4,769,834.00	\$4,769,834.00
Cooper, Barnette & Page		\$8,639,446.97
Davis Grading, Inc.	\$6,664,075.61	\$6,688,849.99
McMillian-Carter, Inc.	\$5,974,172.00	\$6,311,644.00
Morgan Corp.		\$6,658,004.00
Scurry Construction, Inc.		\$6,622,625.00
T&K Construction, LLC	\$5,188,551.00	\$5,557,661.00
Taylor & Murphey Construction Co, Inc.	\$7,922,344.30	\$7,785,246.30
Thalle Construction Company, Inc.	\$6,178,031.00	\$5,777,283.00
Wright Brothers Construction Co.		\$5,923,908.00

The low bid was received from Clary Hood, Inc. in the amount of \$4,769,834.00.

References have been checked. Ms. Stallings recommended that Commissioners award the contract to Clary Hood in the amount of \$4,769,834.

**ACTION**: Mary Accor made the motion, seconded by Eddie Holbrook, and unanimously adopted by the Board, *to award the landfill construction contract to Clary Hood, Inc. in the amount of \$4,769,834.00.*

**800 MHZ COMMUNICATION SYSTEM; MOTOROLA CONTRACT**

Joe Cherry, Equipment Services Manager, began by saying that he was happy to present this proposal to Commissioners. This project began seven or eight years ago. "The approval of this contract brings it all to fruition." Mr. Cherry presented a proposal for \$6,438,645 from Motorola to include all remaining equipment and installation for the 800 MHZ Communication system. Commissioner Hawkins asked Mr. Cherry to share the original budget numbers with the public. Mr. Cherry explained that the

original project was budgeted at \$12-\$13 million dollars. Through partnerships with other agencies and grants received, this project has been able to be cut almost in half. Commissioner Hutchins commended Mr. Cherry on a job well done by saying, "Without his aggressiveness, we could not be where we are at today." Commissioner Accor also shared her comments, "Mr. Cherry never said it could not be done. Because of his leadership, this project will be completed."

**ACTION:** Mary Accor made the motion, seconded by Johnny Hutchins, and unanimously adopted by the Board, *to approve the contract with Motorola for \$6,438,645 (copy of Pricing section found on pages \_\_\_\_\_ of Minute Book 30.)*

**800 MHZ COMMUNICATION SYSTEM; BB&T FINANCING AGREEMENT**

Chris Crepps, Cleveland County Finance Director presented a project fund financing agreement to Commissioners for the purchase of the 800 MHZ Communications System equipment (*see agenda item above*). Mr. Crepps recommended that Commissioners finance \$6 million dollars at an interest rate of 3.93% per year for fifteen years. Debt service for this financing will come from the Debt Service Fund. In FY 2009/2010 the remaining approximately \$1 million dollars of equipment will be purchased from the Capital Reserve Fund. Commissioner Holbrook asked Mr. Crepps to clarify that payments will not begin until December, 2008 which will save the county taxpayer dollars. Mr. Crepps confirmed Commissioner Holbrook's statement.

**ACTION:** Johnny Hutchins made the motion, seconded by Mary Accor, and unanimously adopted by the Board, *to approve the contract financing agreement with BB&T for \$6 million dollars (copy of amortization schedule found on pages \_\_\_\_\_ of Minute Book 30.)*

**TAX DEPARTMENT: UNTIMELY APPLICATIONS FOR EXEMPTION**

Chris Green, Tax Administrator, reviewed that, per NCGS 105-282.1, property owners claiming exemption or exclusion have the burden of establishing that the property is entitled thereto. Application is to be filed during the listing period that runs from January 1 to January 31 each year. He said, "Upon showing of good cause by the applicant for failure to comply, the application may be approved by the Board of Commissioners." Applications approved under this provision are effective for the current tax year and are not retroactive. Mr. Green said the property owners making requests tonight do meet the criteria for exemption.

**New Bethel Baptist Church: Property used for religious purposes  
Parcel numbers: 18240, 22339, 18239, 22333, 44666**

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

**Gloryland Missionary Baptist Church: Property used for religious purposes  
Parcel number: 9175, 12520**

**ACTION:** Mary Accor made the motion, seconded by Eddie Holbrook, and unanimously adopted by the Board, *to approve and accept the application.*

**Boiling Springs Rural Fire Dept: Property used for charitable purposes**  
**Parcel number: 72847**

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

**Bertie Lee Cabiness: Present Use Value late application**  
**Parcel number: 28113**

**ACTION:** Mary Accor made the motion, seconded by Ronnie Hawkins, and unanimously adopted by the Board, *to approve and accept the application.*

**Walter Jack Howard: Present Use Value late application**  
**Parcel number: 10088**

**ACTION:** Mary Accor made the motion, seconded by Eddie Holbrook, and unanimously adopted by the Board, *to approve and accept the application.*

**TAX DEPARTMENT: LATE APPLICATIONS FOR HOMESTEAD EXCLUSION (ELDERLY OR DISABLED)**

Mr. Green handed Commissioners a list of late Homestead Exclusions. The Homestead Exclusion includes tax relief on homes owned by people over 65 years of age or totally and permanently disabled within a certain income limit. By statute these applications are to be submitted by June 1<sup>st</sup>. However, they have the same protection under the late application provision. Mr. Green asked Commissioners to approve and accept the application. He informed Commissioners that all of the following names do meet the requirements for this exclusion.

<b>2007 HOMESTEAD EXCLUSION APPLICATIONS (LATE)</b>			
<b>PARCEL#</b>	<b>OWNER</b>		
<b>M103261</b>	Candy Gaye Adams	<b>29796</b>	John W. Dillingham
<b>7066</b>	Donald G. Arnold, Sr.	<b>40855</b>	Annie Mae Dorsey
<b>57583</b>	Rubby Curry Barrett	<b>42345</b>	Jack H. Fox
<b>29279</b>	Linda Beason	<b>23828</b>	Harry d. Galloway
<b>57749</b>	Rosa Patterson Bell	<b>4040</b>	George W. Gooch
<b>30920</b>	Mary J. Boyce	<b>52256</b>	James William Hoey
<b>8284</b>	Bobby Dean Bridges	<b>23514</b>	William E. Hopper
<b>32338</b>	Cleve Brintley	<b>71310</b>	Jewell S. Hyman
<b>6471</b>	Paul Allen	<b>47081</b>	Vernie Church Jones
<b>12669</b>	Emma J Burris	<b>31845</b>	William John Kite
<b>10835</b>	Danny Keith Camp	<b>23626</b>	Junius Laughlin
<b>51211</b>	Paul Junior Carroll	<b>10491</b>	Zettie McClain
<b>19735</b>	Billy Joe Church	<b>31393</b>	Lester Murray
<b>21004</b>	Geraldine D. Davis	<b>26596</b>	Jennie M. Phillips
<b>36034</b>	Mildred A. Deal	<b>37630</b>	Gene Harold Seagle
<b>27509</b>	John D. Dedmon	<b>3771</b>	Jonah Sanders
<b>45284</b>	Billy D. Smith	<b>57172</b>	Loretta Sanders Sipe

**ACTION:** Eddie Holbrook made the motion, seconded by Mary Accor, and unanimously adopted by the Board, *to approve and accept the late applications.*



**PRESENT USE VALUE ELIGIBILITY APPEAL**

Billy and Shirley Bingham have appealed the Tax Department's decision to deny present use eligibility on parcel #35487. Because the Bingham's live out of town, they were not present. Chris Green, Tax Administrator gave Commissioners a letter written by Mr. Bingham explaining his appeal. Mr. & Mrs. Bingham purchased this 21.98 acre property in April, 2007. This was a portion of a larger tract that had been enrolled in the present use value. Since this tract was purchased from a relative, the Bingham's had the opportunity to apply for continued eligibility for 2007. This application was timely but was denied based on the information given. Mr. Bingham's application and letter indicated that the land had not been in production since 2005. Mr. Green stated that since the land has not been in production since 2005, it does not meet the production/management guidelines. He stressed to Mr. Bingham that this tract could qualify in the future.

**ACTION:** Mary Accor made the motion, seconded by Ronnie Hawkins, and unanimously adopted by the Board, *to deny the Present Use Value eligibility appeal.*

**RESOLUTION: CHANGE IN REGULAR MEETING SCHEDULE OF THE CLEVELAND COUNTY BOARD OF COMMISSIONERS**

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

**NUMBER 31-2007**

**CHANGE IN REGULAR MEETING SCHEDULE OF THE CLEVELAND COUNTY BOARD OF COMMISSIONERS**

**WHEREAS,** the Cleveland County Board of Commissioners have determined that it is necessary to cancel their regular meeting of **Tuesday, January 1, 2008** in order that Commissioners may observe the New Years Day holiday.

**NOW, THEREFORE, BE IT RESOLVED, THAT,** public notification of this change will be conducted in accordance with the mandates of North Carolina General Statute 153A-40 and 143-318.12. The regular meeting schedule, as adopted by the Board, will remain in place for all other regular meetings of the Commission.

**ADOPTED THIS 18th DAY OF DECEMBER 2007.**

**ADULT CARE HOME ADVISORY COMMITTEE**

**ACTION:** Mary Accor made the motion, seconded by Ronnie Hawkins, and unanimously adopted by the Board, *to re-appoint Kris Thompson* to serve as a member of this committee, for a term of three-years, scheduled to conclude December 31, 2010.

**CLEVELAND COUNTY AGRICULTURAL ADVISORY BOARD**

**ACTION:** Mary Accor made the motion, seconded by Ronnie Hawkins, *to re-appoint Randy McDaniel and to appoint Myron Edwards and Roy Dedmon* to serve as members of this committee, for a term of three-years, scheduled to conclude on December 31, 2010.

**CLEVELAND COUNTY BOARD OF HEALTH**

**ACTION:** Ronnie Hawkins made the motion, seconded by Mary Accor, and unanimously adopted by the Board, to *re-appoint Jack Hunt (Public Citizen) and to appoint Dr. Michael Alexander (Optometrist) and Dr. Kendalyn Lutz-Craver (Dentist) and Melvin Proctor* to serve as members of the board. Each appointment is for a term of three-years, scheduled to conclude December 31, 2010.

**CLEVELAND COUNTY CHILD FATALITY PREVENTION TEAM- CHILD PROTECTION TEAM**

**ACTION:** Mary Accor made the motion, seconded by Johnny Hutchins, and unanimously adopted by the Board, to *appoint Gregory Martin* to serve as a member of this team. This appointment is for a period of three-years, scheduled to conclude December 31, 2010.

**COMMISSION FOR WOMEN**

**ACTION:** Ronnie Hawkins made the motion, seconded by Mary Accor, and unanimously adopted by the Board, to *reappoint Linda Martin and Rosaline Hunt* to serve as members of the Commission, for a period of three-years, scheduled to conclude December 31, 2010.

**INDUSTRIAL FACILITIES AND POLLUTION CONTROL FINANCING AUTHORITY**

**ACTION:** Mary Accor made the motion, seconded by Eddie Holbrook, and unanimously adopted by the Board, to *appoint Mike Putnam* to serve as a member of this Board, for a term of six-years, scheduled to conclude December 31, 2013.

**CLEVELAND COUNTY NURSING HOME ADVISORY COMMITTEE**

**ACTION:** Mary Accor made the motion, seconded by Ronnie Hawkins, and unanimously adopted by the Board, to *re-appoint Jason Falls*, to serve as a member of this committee, for a period of three-years, scheduled to conclude December 31, 2010.

**CLEVELAND COUNTY PLANNING BOARD**

Commissioner Hawkins asked that attendance be looked at before a recommendation for appointment to the Planning Board is made. Several Planning Board members have fallen below 60% attendance. Commissioner Hutchins asked Mr. McCarter to research jurisdiction rules. The Board agreed to save the jurisdiction issue to a future meeting.

**ACTION:** Johnny Hutchins made the motion, seconded by Mary Accor, and unanimously adopted by the Board, to *table the appointments to the Cleveland County Planning Board and the Board of Adjustment and have the County Manager and the Planning Board come back to Commissioners with a recommendation to either keep those members below 60% attendance on the board or recommend a replacement at the January 15<sup>th</sup> regular meeting.*

**REGION C WORKFORCE DEVELOPMENT BOARD**

**ACTION:** Ronnie Hawkins made the motion, seconded by Mary Accor, and unanimously adopted by the Board, to ***re-appoint Suzi Kennedy and Beverly Shuford*** to serve as members of Region C Workforce Development Board. The term of this appointment is for a period of three-years, scheduled to conclude on December 31, 2010.

**UPTOWN SHELBY ASSOCIATION**

**ACTION:** Johnny Hutchins made the motion, seconded by Mary Accor, and unanimously adopted by the Board, to ***appoint Eddie Bailes to serve as the County Manager designee and Denise McKinney to serve as the Commissioner Representative designee.*** The term is scheduled to conclude on December 31, 2008.

**CLEVELAND COUNTY BOARD OF ADJUSTMENT**

Commissioners, in the action above (*see Cleveland County Planning Board*) tabled the appointment of the Board of Adjustment members until the January 15<sup>th</sup> Commission meeting.

**PATHWAYS**

**ACTION:** Jo Boggs made the motion, seconded by Mary Accor, and unanimously adopted by the Board, to ***appoint Kris Thompson*** to fill the unexpired term of Willie McIntosh, scheduled to conclude on December 31, 2010.

**CITY OF SHELBY ZONING BOARD OF ADJUSTMENT**

**ACTION:** Mary Accor made the motion, seconded by Ronnie Hawkins, and unanimously adopted by the Board, to ***appoint Roger Holland*** to serve as a member of this board, for a term of three-years, scheduled to conclude on December 31, 2010.

**PERSONNEL ADVISORY COMMITTEE**

**ACTION:** Mary Accor made the motion, seconded by Eddie Holbrook, and unanimously adopted by the Board, to ***re-appoint Jan Deviney*** to serve as a member of this board, for a term of two-years, scheduled to conclude on December 31, 2009; to ***appoint Joe Wybiral*** to serve as a member of this board, for a term of one-year, scheduled to conclude on December 31, 2008 and to ***re-appoint Joyce King*** to serve as an alternate member of this board, for a term of one-year, scheduled to conclude December 31, 2008.

**EMPLOYEE PRODUCTIVITY AWARD REVIEW COMMITTEE**

**ACTION:** Mary Accor made the motion, seconded by Ronnie Hawkins, and unanimously adopted by the Board, to ***appoint Jo Boggs as Commissioner Representative and Chris Green as Citizen Representative*** to serve on this committee. The term of this appointment is for a period of one-year, scheduled to conclude December 31, 2008.

### LANDFILL DEED CONSOLIDATION

County Attorney Bob Yelton told Commissioners that over the years, the Cleveland County Landfill has been purchased in different tracts causing confusion. The State of North Carolina has asked that Cleveland County consolidate all Landfill parcels into one tract and hire a surveyor to perform a complete outer bound survey of this tract. This survey has been completed. Mr. Yelton presented Commissioners with the deed consolidating Landfill parcels and requested it be signed by the Commission Chair and the County Clerk.

**ACTION:** Johnny Hutchins made the motion, seconded by Eddie Holbrook, and unanimously adopted by the Board, to *authorize the Commission Chair and County Clerk to sign the consolidated landfill deed.*

### COMMISSIONER REPORTS

- Commissioner Hutchins announced that John Young, President of Cleveland Regional Medical Center was named Chairman of the 20/20 Economic Development Partnership and Lloyd Williams was named Vice-Chair.
- Commissioner Accor shared that this is the 100<sup>th</sup> year anniversary of NCACC. Commissioners from across the state will celebrate at the Annual Conference in New Bern.
- Commissioner Holbrook thanked Commissioner Accor for serving as Chairman this past year and shared the fact that Commissioner Accor will be elected to serve as the NCACC 1<sup>st</sup> Vice Chair this year.
- Chairwoman Boggs presented Kerri Melton, County Clerk with a plaque from CAGO in recognition of her work for the organization.
- Chairwoman Boggs also presented Commissioner Accor with a “Queen of the Parades” certificate for attending every Christmas parade in Cleveland County.
- Chairwoman Boggs also requested that Commissioner Hutchins continue serving as the Commission representative on the 20/20 Economic Development Partnership Board.
- Commissioners were reminded of the work session scheduled for January 22<sup>nd</sup> at 3:00pm.

### ADJOURN

There being no further business to come before the Board at this time, Ronnie Hawkins made the motion, seconded by Mary Accor, and unanimously adopted by the Board, *to adjourn the meeting.* The next regular meeting of the Commission is scheduled for *Tuesday, January 15, 2008 at 6:00 p.m.* in this Commission Chamber.

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*Jo Boggs, Chairwoman  
Cleveland County Board of Commissioners*

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*Kerri Melton, Clerk  
Cleveland County Board of Commissioners*