

CLEVELAND COUNTY BOARD OF COMMISSIONERS

June 3, 2008

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 S. Accor, Commissioner
Ronald J. Hawkins, Commissioner
Johnny Hutchins, Commissioner
David C. Dear, County Manager
Robert Yelton, County Attorney
Kerri Melton, County Clerk
April Crotts, Deputy Clerk
Eddie Bailes, Assistant County Manager
Chris Green, Tax Administrator
Bill McCarter, Planning Director
Chris Crepps, Finance Director
Marni Glaser, *Cleveland Headline News*
David Allen, *The Star*
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. Pastor Chip Sloan of First Baptist Church in Kings Mountain provided the invocation for the meeting.

AGENDA ADOPTION

ACTION: Mary Accor made the motion, seconded by Ronnie Hawkins, and unanimously adopted by the Board, to *adopt the agenda as presented by the County Clerk with the following addition to the consent agenda:*

F. NCDOT Resolution of Support

CITIZEN RECOGNITION

Brendan LeGrand, 1205 Bob Falls Dr., read a prepared statement to the Board of Commissioners (*copy found on Page _____ of Minute Book 30*).

In regards to amendment of the minutes, County Attorney Bob Yelton explained that, per NC General Statutes, minutes of the Board do not have to be verbatim. According to Roberts Rule of Order, the minutes should contain only what was done at the meeting, not a transcript of what individuals say.

Chairwoman Boggs spoke, "I, as chair, request that the County Manager and the County Attorney continue to monitor the progress of the renovations of the courthouse and see that Destination Cleveland County is in compliance with the terms of lease agreement." County Manager David Dear informed Commissioners that he and the attorney will review Item #16 of the lease agreement.

CONSENT AGENDA

APPROVAL OF MINUTES

There being no corrections, additions, or deletions to the Minutes of **May 6, 2008**, motion was made by Mary Accor, seconded by Ronnie Hawkins, and unanimously adopted by the Board, to **approve the minutes as written.**

FINANCE DEPARTMENT: BUDGET AMENDMENTS (BNA #067)

ACTION: Mary Accor made the motion, seconded by Ronnie Hawkins, 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>
010.418.5.790.09	Board of Elections/Donations-Equip Gnrl	\$ 9,900.	
010.418.4.810.09	Board of Elections/Donations-Equip Gnrl	9,900.	
010.441.5.790.09	Sheriff/Donations-Equip Gnrl	7,330.	
010.441.4.810.09	Sheriff/Donations-Equip Gnrl	7,330.	
010.442.5.790.09	Fed. Forfeited Prop/Donations-Equip Gnrl	14,140.	
010.442.4.810.09	Fed. Forfeited Prop/Donations-Equip Gnrl	14,140.	
010.444.5.790.09	Jail/ Donations-Equip Gnrl	30,251.88	
010.444.4.810.09	Jail/ Donations-Equip Gnrl	30,251.88	
014.417.5.790.09	Court Facilities/ Donations-Equip Gnrl	399.	
014.417.4.810.09	Court Facilities/ Donations-Equip Gnrl	399.	

Explanation of Revisions: To budget for donated equipment received from various sources. These accounts need to have budget in them in order to post Capital Asset donated entries for Audit Work.

SHERIFF'S DEPARTMENT: REQUEST TO REMOVE CANINE FROM COUNTY INVENTORY (ATOS)

Atos was purchased August 23, 2000 for \$1,900. Atos is now nine-years-old and showing severe signs of aging. Dr. Joseph Wright, Cottonwood Veterinary Hospital, recently examined Atos and recommends this canine be retired from duty, based on his age and the age-related problems he is experiencing, due to the work related tasks required of him. Atos has had a very productive career, with some of his successes including 762 public demonstrations, being instrumental in the seizure of 37 lbs of marijuana and one ounce of cocaine, the seizure of \$1,079 in cash, 86 building searches and 116 warrant assists. Atos was responsible for locating one lost individual.

ACTION: Mary Accor made the motion, seconded by Ronnie Hawkins, and unanimously adopted by the Board, **to transfer ownership of Atos to his handler, Deputy Kevin Pruitt.**

LEGAL DEPARTMENT: DESTINATION CLEVELAND COUNTY AGREEMENT

County Manager David Dear explained that this agreement sets forth the allowable uses of the grant funds received for renovations of the courthouse, and sets forth the necessary reporting of these funds.

ACTION: Mary Accor made the motion, seconded by Ronnie Hawkins, and unanimously adopted by the Board, **to approve the agreement between Destination Cleveland County and Cleveland County (copy of documents found on Pages _____ of Minute Book 30).**

PATHWAYS PROPERTY PURCHASE RESOLUTION

County Manager, David Dear explained that Pathways is requesting authorization to purchase property in the City of Shelby to serve the mental health and substance abuse needs of persons in crisis or in need of detoxification. The purpose of this resolution is to provide for the disposition of the proceeds in the event of a conveyance of the property by Pathways or disposition of the property or proceeds in the event of dissolution of Pathways.

ACTION: Mary Accor made the motion, seconded by Ronnie Hawkins, and unanimously adopted by the Board, to *adopt the resolution authorizing Pathways to purchase said property (copy of document found on Pages _____ of Minute Book 30).*

NCDOT RESOLUTION OF SUPPORT FOR RE-ALIGNMENT OF COMMERCE BOULEVARD

ACTION: Mary Accor made the motion, seconded by Ronnie Hawkins, and unanimously adopted by the Board, *to adopt the following resolution.*

Number 19-2008

Resolution of Support

WHEREAS, the Cleveland County Board of Commissioners meet in regular session on June 3, 2008 to discuss improvements to Shelby Road (US 74 Business); and

WHEREAS, NCDOT Division 12 Engineers have recommended the re-alignment of Commerce Boulevard in the Cleveland County Business Park to align with Countryside Drive (SR-2036) at Shelby Road (US 74 Business); and

WHEREAS, a new Ingles Market is currently under construction on US 74, which will be of great economic benefit to the citizens of Kings Mountain; and

WHEREAS, Ingles Markets Inc. is providing the right-of-way for the proposed re-alignment of Commerce Boulevard; and

WHEREAS, NCDOT Division 12 Engineers have also recommended the installation of a traffic signal at this intersection to provide a safe and efficient means of access into Ingles and the Cleveland County Business Park;

NOW THEREFORE BE IT RESOLVED, that the Cleveland County Board of Commissioners hereby support the re-alignment of Commerce Boulevard and the installation of a traffic signal at the intersection of Shelby Road (US74 Business) and Countryside Drive (SR 2036).

Adopted this 3rd day of June 2008 at 6:00 p.m.

SPECIAL RECOGNITION

TEACHING AMERICAN HISTORY GRANT: TODD PEELER AND ROBBY BROWN

Commissioners presented both Todd Peeler and Robby Brown of Crest High School with a certificate of recognition.

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

PRESENTED TO

TODD PEELER

ROBBY BROWN

FOR YOUR HARD WORK IN SECURING A FIVE-YEAR \$1.66 MILLION GRANT FROM THE U.S. DEPARTMENT OF EDUCATION ~ FOR ELEMENTARY AND MIDDLE SCHOOL STUDENTS, THIS GRANT WILL INCREASE STUDENT ACHIEVEMENT AND APPRECIATION FOR AMERICAN HISTORY ~ FOR GIVING TEACHERS THE OPPORTUNITY FOR NEW KNOWLEDGE AND TECHNIQUES TO BE USED TO ADVANCE HISTORY EDUCATION ~ WE COMMEND YOU FOR YOUR DISTINGUISHED SERVICE TO THE STUDENTS OF CLEVELAND AND RUTHERFORD COUNTIES!

Presented this the 3rd day of June 2008

CERTIFIED NURSING ASSISTANT OF THE YEAR 2008

This award is sponsored by the Cleveland County Nursing Home Advisory Committee, through the vision of committee member Ginger Poteat, who developed the CNA of the Year award to recognize the front line personnel who have demonstrated outstanding achievements in this long-term health care profession. Lori Simpson, Aging Ombudsman for Isothermal Planning and Development Commission, shared a few words about how thankful she was for the work of CNA's in Cleveland County. Four nursing homes from Cleveland County were represented: Century Care, Cleveland Pines, White Oak of Kings Mountain and White Oak of Shelby.

Commissioners presented certificates of appreciation to the following:

Amy Ledford- Cleveland Pines
Doug Guffey- White Oak Manor (Kings Mountain)
Ronisha Black- White Oak Manor (Shelby)
Kathleen Banks- Century Care

Amy Ledford of Cleveland Pines was chosen as winner of the CNA Award for 2008 and was presented a plaque with the following inscribed:

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

PRESENTED TO

AMY LEDFORD

CERTIFIED NURSING ASSISTANT OF THE YEAR 2008

IN RECOGNITION AND APPRECIATION OF HER FAITHFUL AND DEDICATED SERVICE TO THE RESIDENTS OF CLEVELAND PINES NURSING CENTER, THEIR FAMILIES, THE STAFF AND HER COMMUNITY - SERVING AS A CERTIFIED NURSING ASSISTANT, MS. LEDFORD HAS DEMONSTRATED OUTSTANDING ACHIEVEMENTS IN THIS LONG-TERM HEALTH CARE PROFESSION

Presented this the 3rd day of June, 2008.

A reception to honor the nominees was hosted by Commissioners prior to the presentation.

BUDGET: FISCAL YEAR 2007-2008

David Dear County Manager, reviewed the budget process, the budget ordinance, and the budget message by delivering a PowerPoint presentation regarding the proposed budget (*copy found on Page _____ of Minute Book 30*). Chairwoman Boggs opened the public hearing (*notice of this*

hearing was accomplished in accordance with the mandates of NCGS 159-11 and 159-12 with a legal advertisement published in The Shelby Star on May 19 and May 26, 2008).

Brendan LeGrand, 1205 Bob Falls Dr., said, “As a citizen, we all should give David Dear a round of applause.”

Hearing no other comments, the Chairwoman declared the public hearing closed.

COUNTY MANAGER’S BUDGET MESSAGE

FY 2008-09

May 20, 2008

To the Cleveland County Board of Commissioners:

This proposed fiscal year 2008-09 budget for Cleveland County has been prepared in accordance with the North Carolina Local Government Budget and Fiscal Control Act and General Statute 153A-82. The fiscal year 2008-09 budgeted revenues and expenditures are balanced with a proposed one cent reduction in the property tax rate to 57 cents per \$100 of property valuation. This reduction is based upon the calculation of a revenue neutral tax rate as a result of our recent property revaluation. The budget will be open for public inspection on May 21, 2008 and a public hearing will be held on June 3, 2008.

The Board of Commissioners met on January 22, 2008 to discuss and evaluate capital project priorities for fiscal year 2008-09. You provided direction to prepare a budget if possible with a 3% COLA for employees, full step increases for employees in the first two steps of the pay range, and authorized the implementation of a new health and wellness initiative. This budget attempts to address your primary budget priorities while maintaining sound fiscal practices.

General Fund Budget

The projected tax base for fiscal year 2008-09 is \$6,335,000,000. This is a projected increase of \$252,456,924 in value over the previous year, which translates into \$1,395,834 in new revenue at a 57 cents tax rate and a 97% collection rate. Sales tax revenues are projected to remain flat as spending decreases due to a lack of consumer confidence associated with increasing gas prices, credit concerns, etc. Overall service fees are expected to also remain flat primarily due to a reduction in construction related activities. Emergency Medical Services fees on the other hand are projected to increase by \$200,000. With the property tax base increasing at only 1.68% each year over the past four years, our current allocated funding levels will be difficult to sustain unless growth in the tax base increases to match our mandated spending requirements.

Human Services

The overall appropriation of county funding for the *Department of Social Services* is \$3,792,236 for an increase in funding of 6.40% over the previous year. Four new positions are added in the budget to the Department of Social Services: Two Processing Assistants will be employed to digitize departmental records and case files, which are 38% county funded; an Income Maintenance Caseworker, which will be funded at 100% by the State; and a Social Worker III, which is funded 36% by county funds.

The *Health Department* budget reflects an overall increase of 7.69% for a total county appropriation of \$3,767,015. The new landfill is scheduled to begin operation in the fall of 2008. The budget also includes the addition of two scale house operators and two heavy equipment operators during the time that both landfills are in operation in order to maintain services for both locations. To combat the county rabies problem and the unvaccinated animal population, a new Animal Control Officer is included in the budget as agreed upon by the board in the fall of last year.

Public Safety

The Emergency Medical Services department budget is allocated a total of \$5,075,877. Although this department budget reflects an increase of 5.97%, most of the funds are comprised of salaries, billing company fees, and minor equipment purchases. A new ambulance is also included in the budget.

One additional Telecommunicator position is included in the 911 Communications department due to increased call volume. We are also anticipating that we will be investigating the consolidation of 911 public service answering points within the county this fiscal year.

The Sheriff’s Office and the Detention Center appropriation totals \$7,915,150 for an increase of 6.08%. This budget includes the addition of 10 new Sheriff’s vehicles to replace current high mileage vehicles. We are continuing our discussions with consultants on planning for the expansion of our jail annex and will submit a report and recommendation to you as soon as it is available.

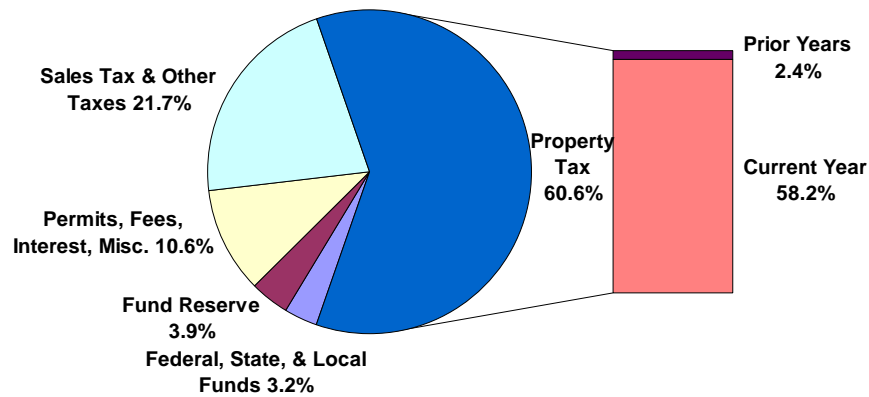
Tax Administration

This budget proposes a one cent reduction in the property tax rate to 57 cents per \$100 of valuation. The tax rates for the county-wide school district and the county fire district will also remain at 15 cents and 3 cents respectively. The early payment discount for taxpayers who pay during the month of August is recommended to change from the current discount rate of three-quarter of 1% to the new discount rate of one-half of 1%.

A new Paralegal position has been added to the tax department to expedite the collection of delinquent property taxes. The addition of this position is the primary reason for increasing the overall projected collection rate from 96% to 97%.

Cleveland County Revenues

FY 2008-2009 Primary Fund By Source



Revenue-Neutral Tax Rate – County

The revenue-neutral tax rate for Cleveland County is calculated at .5663 cents. The recommendation is to round the county property tax rate to 57 cents per \$100 of property valuation.

CLEVELAND COUNTY REVENUE-NEUTRAL TAX RATE FOR FISCAL YEAR ENDING JUNE 30, 2009							
Calculating Growth Factor							
Year	Total Valuation	Growth					
2004-2005	5,785,238,049						
2005-2006	5,906,607,912	2.0979%					
2006-2007	6,020,734,781	1.9322%					
2007-2008	6,082,543,076	1.0266%					
Growth Factor:		1.6856%					
Calculating Revenue-Neutral Tax Rate							
Year	Valuation	Tax Rate/\$100	Levy	Base Tax Rate	Growth Factor	RN Tax Rate	New Levy
2005-2006	5,906,607,912	0.5800	34,258,326				
2006-2007	6,020,734,781	0.5800	34,920,262				
2007-2008	6,082,543,076	0.5800	35,278,750				
2008-2009	6,335,000,000		35,278,750	0.5569	1.6856%	0.5663	35,875,105

Revenue-Neutral Tax Rate – Public Schools

The revenue neutral rate for the Cleveland County Schools is calculated at .1464 cents. The recommended public schools tax rate would remain unchanged at the current rate of 15 cents per \$100 of property valuation.

CLEVELAND COUNTY REVENUE-NEUTRAL TAX RATE FOR FISCAL YEAR ENDING JUNE 30, 2009 PUBLIC SCHOOL COUNTY-WIDE DISTRICT							
Calculating Growth Factor							
Year	Total Valuation	Growth					
2004-2005	5,785,238,049						
2005-2006	5,906,607,912	2.0979%					
2006-2007	6,020,734,781	1.9322%					
2007-2008	6,082,543,076	1.0266%					
Growth Factor:		1.6856%					

Calculating Revenue-Neutral Tax Rate							
Year	Valuation	Tax Rate / \$100	Levy	Base Tax Rate	Growth Factor	RN Tax Rate	New Levy
2005-2006	5,906,607,912	0.1500	8,859,912				
2006-2007	6,020,734,781	0.1500	9,031,102				
2007-2008	6,082,543,076	0.1500	9,123,815				
2008-2009	6,335,000,000		9,123,815	0.1440	1.6856%	0.1464	9,274,440

Fees

A new State law requires that the tipping fee for municipal solid waste be increased by \$2.00 per ton. This increase will be remitted directly to the State, but the county's portion of the tipping fee will remain unchanged.

The State has also mandated that local health departments charge a \$50 fee for the inspection of temporary food establishments effective July 1, 2008.

The calculation of building permit fees for new construction of residential property will be changing effective July 1, 2008. Fees will be based on total square footage times the square foot multiplier (.87) times the regional costs multiplier (.548). Unfinished areas and garages will be calculated at 25% of this fee.

Human Resources

In order to stay competitive in the region, this budget includes a 3% cost of living increase for county employees. The merit pay system will be distributed at a rate of 25% full merits for eligible employees or up to 50% if distributed as half merits. The distribution of merits to employees will be determined at the discretion of the department heads. Employees who are eligible for merits will be provided justification for why they received or did not receive a merit. For those employees listed in the first two steps of the pay range, they will be given a full step increase on or near their anniversary date.

Last year, in order to stabilize our rising health care costs, we implemented an option for our employees to select a Health Savings Account (HSA) or a traditional PPO. Employees who chose the HSA played an integral role in helping to keep our health insurance costs down this year. For next year, the premiums paid by the county on behalf of the employees will rise by 5.5%. With the implementation of a new wellness program, our upcoming emphasis will be to promote a lifestyle of healthy eating and exercise. Employees will be encouraged to make healthy choices which will have a more positive effect on their individual health as well as the overall stability of our health plan. In conjunction with our health plan, we have continued to promote our employee wellness clinic and pharmacy program as affordable options. Our direct reimbursement dental plan has been operating effectively for many years; therefore there are no planned changes in our dental program.

Public Schools

Cleveland County is providing an increase in the current expenditures for the Cleveland County School System of \$500,000 over the previous year. The total appropriation of \$27,738,213 equates to almost \$1,658 per pupil funding, which is an increase of 3.60% over the previous year. Restricted capital projects funding will remain the same at a total of \$1.4 million.

CLEVELAND COUNTY SCHOOL FUNDING WORKSHEET (ACCRUAL BASIS) April 23, 2008						
FISCAL YEAR	2009 <i>projected</i>	2008 <i>estimate</i>	2007	2006	2005	2004
Current Expense	10,408,213	9,908,213	9,808,213	9,808,213	9,808,213	9,599,895
Capital Outlay	2,000,000	2,000,000	2,000,000	2,000,000	2,000,000	2,000,000
Special Capital Projects	1,400,000	1,400,000	1,300,000	1,100,000	866,000	866,000
Supplemental Tax	9,655,000	9,215,000	9,091,504	8,972,776	8,743,152	8,229,246
Fines & Forfeitures	500,000	500,000	561,027	488,464	498,141	513,868
Sales Tax	3,775,000	4,115,000	4,014,005	3,828,164	3,634,624	3,561,726
Total Funding	27,738,213	27,138,213	26,774,749	26,197,617	25,550,130	24,770,735
Student Population	16,730	16,957	17,089	17,217	17,609	17,235
Per Pupil Funding	1,657.99	1,600.41	1,566.78	1,521.61	1,450.97	1,437.23
Amount Change	57.58	33.63	45.17	70.64	13.74	89.09
Percentage Change	3.60%	2.15%	2.97%	4.87%	0.96%	6.61%

Community College

The budget includes an increase of \$150,000 in current expenditures for the Cleveland Community College. This appropriation equates to a 13.16% increase over the previous year and will be helpful in our ongoing efforts to move the Community College up in the statewide comparison of county funding per budgeted FTE. The capital reserve allocation for the Community College is funded in the budget at \$60,000.

Volunteer Fire Service Districts

The Number Seven Fire Service District is requesting to increase their tax rate from two cents to three cents. The Number Three Fire Service District is also asking to increase their tax rate from three cents to five cents. The Fallston Fire Service District tax rate will remain unchanged at five cents. The County Fire Service District tax rate will also remain unchanged at three cents. The new four year funding plan for the County Fire Service District will allow the fire district rate to remain unchanged for the next four years. Based upon current trends, we anticipate that in the future we may have to allocate some funding for paid fire personnel during the day time hours. We will continue to explore ways to encourage more new volunteers as well as maintain our current base of volunteers. These efforts will include lobbying for state incentives and exploring ways to help at the county level.

Capital Projects

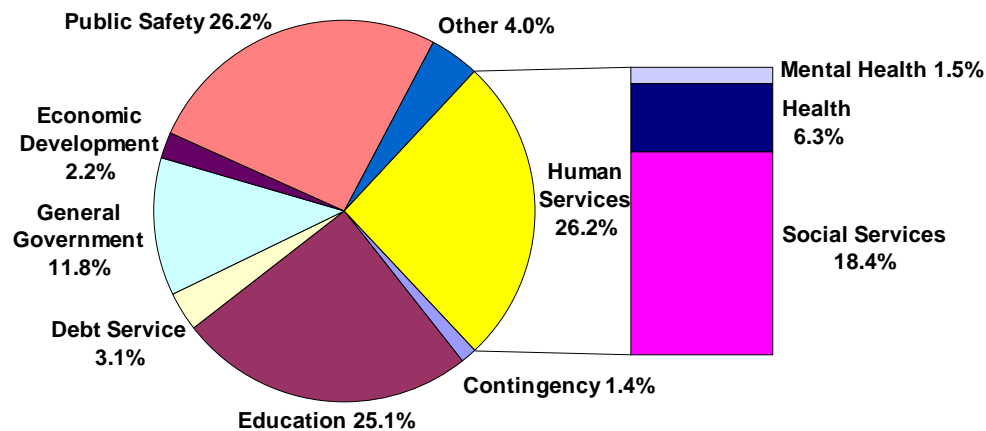
This budget addresses several capital projects. These projects are summarized as follows:

- Historic Courthouse Renovation – Allocating approximately \$1.5 million over a 6 year period to renovate the interior of the old courthouse.
- Early College High School – Collaborating with the Cleveland County Schools and the Cleveland Community College to fund a temporary facility for this program. The county contribution would total \$416,000 over 5 years.

- Gateway Trails – In conjunction with the City of Kings Mountain, the county agreed to provide \$180,000 over the next three years to this project.
- Public Safety Communication System – In December 2007, the county approved \$6 million to fund this system over a 15 year period. This project is scheduled to begin operation in June 2009.
- Jail Annex Expansion – While a cost estimate has not been completed, this project is anticipated to cost approximately \$6 million.
- EMS Base – South Cleveland – In November 2007, the county agreed to purchase the existing Number Three Fire Station for \$275,000 to be converted into an EMS base station. Renovations should begin some time in March 2009.

Cleveland County Expenditures

FY 2008-2009 Primary Fund By Function



Medicaid

On Oct. 1, 2007, the state legislature approved a reduction in the county Medicaid share by 25 percent, from 15 percent of the nonfederal share to 11.25 percent. The State will assume 50 percent of the county Medicaid costs beginning July 1, 2008. Counties and cities will also forgo ¼ cent per capita of Article 44 (½ cent sales tax) beginning October 1, 2008, but counties will be required to replace sales tax losses for cities, including growth.

Projecting forward in fiscal year 2009-2010, the State will assume 100% of county Medicaid costs beginning July 1, 2009. Counties and cities will forgo all of Article 44 (½ cent sales tax) beginning October 1, 2009, but counties must continue the requirement of replacing municipal sales tax losses, including growth.

Economic Development/Tourism

The budget appropriates \$242,000 to the Cleveland 20/20 Economic Development Partnership to be used in the recruitment of new businesses, as well as existing corporate expansions. We continue to receive calls and visits from potential businesses considering locating to our area. We will also explore new and innovative ways to be more marketable to current and future businesses.

We have continued our efforts emphasizing local travel and tourism within our community. This budget is allocating \$100,000 for travel and tourism with a majority of funding coming from the local occupancy tax. Last year \$50,000 was earmarked out of the economic development budget for travel and tourism. This year the earmark for travel and tourism is \$40,000 but with a greater share of the occupancy tax going to this effort the overall budget is increasing by \$20,000. As a result, the economic development partnership will experience an increase in funding of \$20,000 also.

Conclusion

The county property tax base has increased an average of only 1.68% per year over the past four years. With the challenges of our economy and inflation over 4%, we are faced with the difficult task of meeting the demands for public services with limited resources.

We look forward to continuing our focus on the recruitment of new businesses and the retention of our current businesses. Creating and retaining jobs for our citizens will help stabilize our local economy as well as assist with maintaining a stable tax rate. As always, our county departments and staff do an outstanding job containing costs while providing exceptional public services. We assure you that we will continue to be good stewards of our allocated resources.

BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF CLEVELAND COUNTY:

SECTION I. ESTIMATED REVENUES. It is estimated that the revenue and fund balance of the funds and departments as listed below will be available during the fiscal year beginning July 1, 2008 and ending June 30, 2009 to meet the functional appropriations as set forth in Section II. All fees, commissions, and other sums paid to or collected by any County Officer, or agent in their capacity, shall accrue to the benefit of the County and become County funds.

A. GENERAL FUND ESTIMATED REVENUES

	\$101,031,799	
	<i>Less Interfund Transfers</i>	(\$17,510,210) \$83,521,589
<u>Primary</u>	\$60,169,389	
	<i>Less Interfund Transfers</i>	(\$1,466,144) \$58,703,245
<u>Ad Valorem Tax:</u>		
Current Year	\$35,026,215	
(57.0 Cents per \$100 value) X (\$6,335,000,000 total value) X (97% collection)		

	Prior Years	\$1,188,130	
	Advertising/Penalties	\$260,000	
	Sales		
<u>Other Taxes:</u>	Tax		
	1 Cent (Article 39)	\$5,175,000	
	Two 1/2 Cents (Art 40 & 42)	\$3,900,000	
	Third 1/2 Cent (Art 44)	\$1,750,000	
	State Telecommunications Tax	\$305,000	
	Occupancy Tax	\$216,000	
	Gross Receipts Tax	\$23,000	
	Excise Stamps Tax	\$260,000	
<u>Intergovernmental:</u>	Revenues from Federal Government:		
	Forfeited Property--Federal	\$142,400	
	Grant-Emergency		
	Management	\$14,400	
	Grant-Elections Technology	\$27,119	
	Revenues from State Government:		
	Grants-Third Party (Pass-		
	Thru)	\$834,075	
	Grant--J.C.P.C. Admin.	\$100	
	Grant--Crim. Just. Part. Prog.	\$103,518	
	Forfeited Property--State	\$81,840	
	Grant-Soil Conservation Match	\$28,363	
	Grant-Veterans' Services		
	Match	\$2,000	
	Grant-State Aid to Libraries	\$169,020	
	Revenues from Local Agencies:		
	School Resource Officers	\$229,261	
	County Library System	\$10,000	
	Payment in Lieu of Taxes	\$12,000	
	Sheriff: Court Arrest Fees	\$50,000	
	Detention/Jail: Housing of State Prisoners	\$120,000	
	Detention/Jail: Court Fees	\$35,000	
	Detention/Jail: License Revocation	\$10,000	
	Register of		
<u>Permits/Fees:</u>	Deeds	\$450,000	
	Sheriff	\$135,000	
	Inspections	\$225,000	
	Planning &		
	Zoning	\$45,000	
	County Library System	\$35,000	
	Old Courthouse		
	(Museum)	\$30,000	
<u>Interest:</u>	Interest on Investments	\$1,100,000	
<u>Sales/Services:</u>	Rents	\$1,474,000	
	Contracted Revenues		
	Municipal Tax Collection	\$220,000	
	Local Fees & Medicaid		
	Emergency Med Serv	\$2,350,000	
	Volunteer Rescue	\$15,000	
	Electronic Maintenance	\$15,000	
	Cooperative Extension	\$20,000	
<u>Miscellaneous:</u>	ABC Per Bottle & Profit Distribution	\$75,000	
	Sale of Used Assets	\$25,000	
	Vending/Payphone Commissions	\$44,000	
	Contributions & Donations	\$70,900	
	Other Miscellaneous	\$20,000	
<u>Other Sources:</u>	School Capital Reserve Fund (Transfer)	\$1,400,000	
	Emergency Telephone Fund (Transfer)	\$66,144	
	ROD Automation E & P	\$56,763	
	Fund Balance Appropriated	\$2,325,141	
	<u>Social Services & Public Assistance</u>		\$27,065,666
		<i>Less Interfund</i>	
		<i>Transfers</i>	<i>(\$11,062,089)</i>
			\$16,003,577
	Grants-Federal and State Govts	\$15,947,743	
	Local Fees	\$55,834	
	Primary Fund (Transfer)	\$11,062,089	

<u>Public Health</u>		\$11,587,299	
	<i>Less Interfund Transfers</i>	(\$3,865,034)	\$7,722,265
Grants-Federal and State Govts	\$1,624,979		
Local Fees & Medicaid	\$6,097,286		
Primary Fund (Transfer)	\$3,767,015		
Other Funds (Transfer)	\$98,019		
<u>Employee Wellness</u>		\$797,574	
	<i>Less Interfund Transfers</i>	(\$641,943)	\$155,631
Local Fees	\$155,631		
Health Insurance Fund (Transfer)	\$641,943		
<u>Court Facilities</u>		\$351,928	
	<i>Less Interfund Transfers</i>	(\$100,000)	\$251,928
Departmental Fees	\$251,928		
Primary Fund (Transfer)	\$100,000		
<u>Workers' Compensation</u>		\$380,000	
	<i>Less Interfund Transfers</i>	(\$375,000)	\$5,000
Interest on Investments	\$5,000		
Primary Fund (Transfer)	\$100,000		
Other Funds (Transfer)	\$275,000		
<u>Health Insurance</u>		\$679,943	\$679,943
Fund Balance Appropriated	\$679,943		
<u>B. SPECIAL REVENUE FUND ESTIMATED REVENUES</u>		\$13,774,398	
	<i>Less Interfund Transfers</i>	(\$11,000)	\$13,763,398
<u>School Property Taxes</u>		\$9,217,425	\$9,217,425
Ad Valorem Tax: Current Year	\$9,217,425		
(15.0 Cents per \$100 value) X (\$6,335,000,000 total value) X (97% collection)			
<u>School Capital Reserve</u>		\$2,947,585	\$2,947,585
Sales Tax: Two 1/2 Cents (Art. 40 & 42)	\$2,347,585		
Grants-Public School Bldg. Cap. Fds.	\$600,000		
<u>Revaluation</u>		\$11,000	
	<i>Less Interfund Transfers</i>	(\$11,000)	\$0
Primary Fund (Transfer)	\$11,000		
<u>Emergency Telephone</u>		\$306,510	\$306,510
E911 Subscriber Fees	\$306,510		
<u>County Fire Service District</u>		\$1,291,878	\$1,291,878
Ad Valorem Tax: Current Year	\$765,330		
(3.0 Cents per \$100 value) X (\$2,630,000,000 total value) X (97% collection)			
District Revenues	\$526,548		
<u>C. DEBT SERVICE FUND ESTIMATED REVENUES</u>		\$3,334,178	
	<i>Less Interfund Transfers</i>	(\$3,334,178)	\$0
<u>Debt Service</u>		\$3,334,178	
	<i>Less Interfund Transfers</i>	(\$3,334,178)	\$0
Primary Fund (Transfer)	\$1,786,593		
School Capital Reserve Fund (Transfer)	\$1,547,585		

<u>D. CAPITAL PROJECT FUND ESTIMATED REVENUES</u>		\$3,132,000	
	<i>Less Interfund Transfers</i>	(\$2,710,000)	\$422,000
<u>Capital Projects</u>		\$1,566,000	
	<i>Less Interfund Transfers</i>	(\$1,566,000)	\$0
Capital Reserve Fund (Transfer)	\$1,566,000		
<u>Capital Reserve</u>		\$1,566,000	
	<i>Less Interfund Transfers</i>	(\$1,144,000)	\$422,000
County Funds	\$1,144,000		
Fund Balance Appropriated	\$422,000		

<u>E. ENTERPRISE FUND ESTIMATED REVENUES</u>			\$5,954,901
<u>Solid Waste Landfill</u>			\$5,954,901
Grants-Federal and State Govts	\$205,000		
Local Fees and User Fees	\$5,524,928		
Sale of Recyclables/Other	\$224,973		

<u>F. TOTAL FUND ESTIMATED REVENUES</u>		\$127,227,276	
	<i>Less Interfund Transfers</i>	(\$23,565,388)	\$103,661,888

SECTION II. APPROPRIATIONS (OR ESTIMATED EXPENDITURES)

<u>A. GENERAL FUND APPROPRIATIONS</u>		\$101,031,799	
	<i>Less Interfund Transfers</i>	(\$18,750,600)	\$82,281,199
<u>General Government</u>		\$27,932,171	
	<i>Less Interfund Transfers</i>	(\$18,650,640)	\$9,281,531
10.411	Commissioners (Governing Body)	\$445,454	
10.412	County Manager's Office	\$439,164	
10.413	Finance/Purchasing	\$598,918	
	Property Tax		
10.415	Administration	\$1,325,939	
10.416	Legal	\$64,200	
10.418	Elections	\$338,703	
	Register of		
10.419	Deeds	\$356,206	
10.421	Information Technology	\$463,770	
	Human		
10.423	Resources	\$347,865	
10.426	Building Maintenance	\$1,420,023	
10.430	Municipal Grants	\$147,048	
10.432	Grants--Third Party (Pass Thru)	\$834,075	
10.433	Grant--J.C.P.C. Administration	\$300	
10.497	Transportation Admin. of Clev. Cty.	\$39,464	
10.613	Communities in Schools	\$58,500	
10.619	ROD Automation E & P	\$22,400	
10.981	Transfers Out To:	\$17,970,697	
	Social Services	\$3,792,236	
	Public Assistance	\$7,269,853	
	Public Health	\$3,767,015	
	Courts	\$100,000	
	Workers' Comp.	\$100,000	
	Revaluation	\$11,000	
	Debt Service	\$1,786,593	
	Capital Reserve	\$1,144,000	
	Emergency &		
10.998	Contingency	\$850,000	
13.660	Employee Wellness	\$797,574	
14.417	Court Facilities	\$351,928	

60.650	Workers' Compensation		\$380,000		
65.981	Employee Wellness (Transfer)		\$679,943		
Public Safety				\$15,737,528	\$15,737,528
10.439	Grant--Criminal Justice Partnership		\$103,518		
10.440	School Resource Officers		\$272,706		
10.441	Sheriff		\$5,571,124		
	Forfeited Property--				
10.442	Federal		\$142,400		
10.443	Forfeited Property--State		\$81,840		
10.444	Detention/Jail		\$2,344,026		
10.445	Emergency Management		\$271,461		
10.446	Emergency Medical Services Volunteer		\$5,075,877		
10.447	Rescue		\$78,900		
10.448	Communications		\$883,291		
10.449	Electronic Maintenance		\$394,381		
10.450	Building Inspections		\$407,542		
	Coroner / Medical				
10.451	Examiner		\$89,597		
10.453	Hazardous Materials		\$20,865		
Human Services				\$39,752,160	
				<i>Less Interfund Transfers</i>	
				(\$99,960)	\$39,652,200
10.560	Mental Health (Pathways)		\$891,758		
10.591	Veterans' Service Officer		\$67,402		
10.617	Council on Aging (Senior Center)		\$140,035		
	Social Svcs. & Public				
11.000	Asst.		\$26,965,706		
11.000	Transfers Out To Other Funds		\$99,960		
12.000	Public Health		\$11,587,299		
Education				\$15,098,342	\$15,098,342
	Cleveland County				
10.600	Schools		\$13,808,213		
	Current				
	Expense	\$10,408,213			
	Capital Outlay	\$3,400,000			
10.604	Cleveland Community College		\$1,290,129		
	Current				
	Expense	\$1,290,129			
Economic & Physical Development				\$1,341,880	\$1,341,880
	Planning &				
10.491	Zoning		\$314,365		
10.492	Economic Development/Tourism		\$576,398		
10.495	Cooperative Extension		\$302,841		
10.496	Forestry Management		\$57,636		
10.498	Soil Conservation		\$90,640		
Debt Service				\$87,765	\$87,765
10.800	Debt Service		\$87,765		
Cultural				\$1,081,953	\$1,169,718
10.611	Libraries	\$995,143			
	County Library System		\$935,123		
	Kings Mtn City Library		\$60,020		
10.612	Broad River Greenway		\$56,810		
	Old Courthouse				
10.614	(Museum)		\$30,000		
B. SPECIAL REVENUE FUND APPROPRIATIONS				\$13,774,398	
				<i>Less Interfund Transfers</i>	
				(\$3,013,729)	\$10,760,669
Education				\$12,165,010	

		<i>Less Interfund Transfers</i>	(\$2,947,585)	\$9,217,425
20.600	School Property Taxes	\$9,217,425		
21.105	Local Option Sales Taxes (Transfer)	\$2,347,585		
21.106	State Corporate Income Taxes (Transfer)	\$600,000		
<u>General Government</u>			\$11,000	\$11,000
25.431	Revaluation	\$11,000		
<u>Public Safety</u>			\$1,598,388	
		<i>Less Interfund Transfers</i>	(\$66,144)	\$1,532,244
26.454	Emergency Telephone	\$240,366		
26.454	Transfer Out To Other Funds	\$66,144		
28.452	Volunteer Fire Departments	\$1,291,878		
<u>C. DEBT SERVICE FUND APPROPRIATIONS</u>			\$3,334,178	\$3,334,178
<u>Debt Service</u>			\$3,334,178	\$3,334,178
30.800	Debt Service	\$3,334,178		
<u>D. CAPITAL PROJECT FUND APPROPRIATIONS</u>			\$3,132,000	
		<i>Less Interfund Transfers</i>	(\$1,566,000)	\$1,566,000
<u>Capital Projects</u>			\$3,132,000	
		<i>Less Interfund Transfers</i>	(\$1,566,000)	\$1,566,000
40.210	General Projects	\$1,566,000		
	Capital Projects			
41.209	(Transfer)	\$1,566,000		
<u>E. ENTERPRISE FUND APPROPRIATIONS</u>			\$5,954,901	
		<i>Less Interfund Transfers</i>	(\$235,059)	\$5,719,842
<u>Environmental</u>			\$5,954,901	
		<i>Less Interfund Transfers</i>	(\$235,059)	\$5,719,842
54.472	Solid Waste Capital Projects	\$588,000		
54.473	Solid Waste Disposal	\$3,246,834		
54.473	Transfer Out To Other Funds	\$180,139		
54.474	Solid Waste Collections	\$1,885,008		
54.474	Transfer Out To Other Funds	\$54,920		
<u>F. TOTAL FUND APPROPRIATIONS</u>			\$127,227,276	
		<i>Less Interfund Transfers</i>	(\$23,565,388)	\$103,661,888

SECTION III. BUDGET CARRY FORWARDS. The County Manager shall have authorization to include in this Budget Ordinance the prior year budget amounts remaining for purchase order encumbrances, grants, donations, and ongoing projects as determined by the County Finance Director.

SECTION IV. BUDGET CHANGES. The County Manager shall have authorization to make budget changes between any and all operating funds and departments as long as the Total Fund Estimated Revenues and Total Fund Appropriations remain at the level approved and adopted by the County Board of Commissioners.

SECTION V. PROPERTY TAX RATES. The County-wide property tax rate shall be 57 cents per \$100 valuation for purposes of the General Fund and 15 cents per \$100 valuation for purposes of the School Property Taxes Fund; thus, the combined County-wide property tax rate shall be 72 cents per \$100 valuation. Further, the property tax rate for the County Fire Service District shall be 3 cents per \$100 valuation and derived revenues shall be used to benefit volunteer fire departments in the district.

ACTION: Johnny Hutchins made the motion, seconded by Mary Accor and unanimously adopted by the board to, *to adopt the budget as presented by the County Manager.*

**PLANNING DEPARTMENT: ZONING MAP AMENDMENT – GENE FORTENBERRY,
(1609 N. POST ROAD) (CASE #08-08)**

Bill McCarter, Planning Director, advised that Gene Fortenberry, owner of Concrete Specialty Contractors, has presented a petition to rezone 1609 North Post Road from Restricted Residential (RR) to General Business (GB). Concrete Specialty Contractors is currently located on this property.

He reviewed background information on this case as follows:

- Existing Land Use: Concrete Specialty Contractors is classified as a construction trade (NAICS 23500) and permitted in the RA, GB, and LI zoning districts
- Future Land Use: Commercial
- Utilities: Public water provided by CCWD
- Transportation: NC180-N. Post Road considered major thoroughfare.

Mr. McCarter also reviewed the recommendations of the Planning Board and Chuck Nance, Isothermal Planning Consultant:

Chuck Nance, Isothermal Planning Consultant: Approve

Since the future Land Use Plan is shown as Commercial, and the request is to extend the commercial zoning from an already existing commercial district onto the requested property, it is our opinion that Cleveland County could legally rezone this property.

Cleveland County Planning Board: Approve

The Planning Board voted unanimously to recommend this rezoning. This decision was based on the following facts:

Statement of Consistency

Recent changes in NCGS 153A-341 now require that the governing board adopt a statement of consistency with the Land Use Plan. These facts may be used to develop a statement, explaining why the board believes the action taken was reasonable and in the public interest.

Conforms with the 2015 Land Use Plan

This property is located within a large commercial area extending from New Prospect Church Road to NC 18.

Spot Zoning

This request is an expansion of an existing General Business zoning district, and therefore would not be considered spot zoning.

Adequate Utilities & Roads

NC 180 (Post Road) is classified by NCDOT as a major thoroughfare. Public water is provided by CCSD, no public sewer limited.

Adjoining Properties

The petitioner has demonstrated that property owners in the area also support this change.

Chairwoman Boggs opened the public hearing. (*Notice of this hearing was accomplished in accordance with NCGS 153A-343, with legal advertisements published in The Star on May 16 and May 23, 2008.*)

Hearing no comments, Chairwoman Boggs declared the public hearing closed.

ACTION: Ronnie Hawkins made the motion, seconded by Eddie Holbrook, and unanimously adopted by the Board, *to accept the recommendation of the Planning Board and approve the rezoning petition.*

**ORDINANCE AMENDING THE OFFICIAL ZONING MAP
CLEVELAND COUNTY
Approximately 2.5 Acres at 1609 N. Post Road
Restricted Residential (RR) to General Business (GB)**

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 parcel totaling 2.5 acres on May 27, 2008; and

WHEREAS, this parcel is classified as "Commercial" on the 2015 Future Land Use Plan, and the amendment would therefore be consistent with the comprehensive plan for this area; and

WHEREAS, said amendment will promote the health, safety, and welfare of the citizens of Cleveland County, the public interest would be furthered, and said amendment would be reasonable and beneficial to the orderly growth of Cleveland County.

WHEREAS, notice of the Public Hearing was published in the Shelby Star on May 16, 2008 and May 23, 2008, notices were mailed to adjoining property owners on May 16, 2008 and a sign posted at the property on May 16, 2008; 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 June 3, 2008; 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 parcel 51748, from Restricted Residential (RR) to General Business (GB) as identified on the attached map designated "Case 08-08", being incorporated herein by reference and made part of this ordinance.

BEGINNING on a pipe, southwest corner of Bivens Diesel Services, Inc. in the East line of Sperling property; and runs thence with the South line of Bivens Diesel Service, Inc. North 57-25-58 East 480.28 feet (passing over a pipe in the right of way at 540.29 feet) to an unmarked point 2.5 feet East of the center line of Post Road; thence with said right of way, South 30-26-23 East 235.03 feet to an unmarked point located 2.5 feet East of the center line (also being located North 30-27-25 West 535.12 feet from a nail in the center of the intersection of New Prospect Church Road and Post Road); thence in a new line through the McNeilly property, South 59-47-20 West 480.12 feet (passing over a new iron pin at 32.68 feet) to a new iron in the East line of Charles Sperling (located North 25-00 West 137.15 feet from a pipe); thence with the East line of Sperling North 28-00 West 215.44 feet to the place of BEGINNING, containing 2.503 acres, according to a plat and survey by T. Scott Bankhead, RLS, dated April 3, 1998.

TITLE REFERENCE: Deed Book 1354, Page 1604 of the Cleveland County Registry.

This Ordinance shall become effective upon adoption and approval.

Adopted this 3rd day of June 2008 at 6:00 p.m.

**PLANNING DEPARTMENT: INTER-LOCAL AGREEMENT WITH THE TOWN OF EARL
FOR ENFORCEMENT OF ZONING ORDINANCE**

Planning Director Bill McCarter explained that he has been working on zoning with the Town of Earl since 1996. Since 1996, the Planning Department has been reviewing subdivision plats.

In 2007, the Town of Earl adopted the Cleveland County Land Use Plan and on April 28, 2008, they adopted an official zoning map. The Town of Earl has made a request that the Cleveland County Planning Department administer and enforce the County Zoning Code (Chapter 12) within the town limits of Earl. The Town of Earl will retain the authority to hold public hearings to amend the zoning map and appoint a Board of Adjustment to hear appeals, variances and conditional use permits.

ACTION: Mary Accor made the motion, seconded by Ronnie Hawkins, and unanimously adopted by the Board, *to adopt the resolution to administer and enforce Chapter 12 of the Cleveland County code within the Town of Earl* (copy found on Page _____ of Minute Book 30).

ADJOURN

There being no further business to come before the Board at this time, Mary Accor made the motion, seconded by Eddie Holbrook, and unanimously adopted by the Board, *to adjourn the meeting*. The next regular meeting of the Commission is scheduled for *Tuesday, June 17, 2008 at 6:00 p.m.* in this Commission Chamber.

*Rebecca Jo Powell Boggs, Chairwoman
Cleveland County Board of Commissioners*

*Kerri Melton, Clerk
Cleveland County Board of Commissioners*