

**CLEVELAND COUNTY BOARD OF COMMISSIONERS**

**June 16, 2009**

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  
Johnny Hutchins, Vice-Chairman (*dismissed at 6:45*)  
Eddie Holbrook, Commissioner  
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  
Denese Stallings, Health Director  
Carol Wilson, Library Director  
David Allen, *The Star*  
Other individual names on file in the Clerk's Office

**CALL TO ORDER**

Chairwoman Boggs called the meeting to order and led the audience in the "Pledge of Allegiance" to the flag of the United States of America. Commissioner Ronnie Hawkins 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 corrections:*

*Add*

**CONSENT AGENDA**

(J) **Public School Fund: Budget Amendment (BNA #093)**

(K) **Emergency Medical Services: Budget Amendment (BNA #094)**

*Delete*

**SPECIAL RECOGNITION**

(5) **COLT MCGINNIS- 2009 Skills USA Competition**

**CONSENT AGENDA**

**APPROVAL OF MINUTES**

There being no corrections, additions, or deletions to the Minutes of *June 2, 2009*, motion was made by Johnny Hutchins, seconded by Ronnie Hawkins, and unanimously adopted by the Board, to *approve the minutes as written.*

**TAX COLLECTOR'S MONTHLY REPORT**

The Tax Collector provided Commissioners with a detailed written report regarding taxes collected during *May 2009* (copy found on Page \_\_\_\_\_ of Minute Book 31).

**TAX ABATEMENTS AND SUPPLEMENTS**

The Tax Assessor provided Commissioners with a detailed written report regarding tax abatements and supplements during *May 2009*. The monthly grand total of tax abatements was listed as (\$34,337.53); and, the monthly grand total for tax supplements was listed as \$43,195.34.

**SOCIAL SERVICES: BUDGET AMENDMENTS (BNA #088)**

**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>
011.508.4.310.00/10561-P089	Income Maintenance/Fed Gov Grants	\$54,107.	
011.508.5.422.00	Income Maintenance/Contracted Labor	54,107.	

*Explanation of Revisions: Budget Amendment necessary to accept federal stimulus money for the Food and Nutritional Services Program FY 2008/2009. One of the stipulations require the monies to be used to help with the increased demand in services due to the economy. Therefore the money will be used to cover a temp worker to help administer the program.*

**HEALTH DEPARTMENT: BUDGET AMENDMENTS (BNA #089)**

**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>
012.544.5.790.09	Dental/Donations-Equipment	\$5,499.	
012.544.4.810.09	Dental/Donations-Equipment	5,499.	

*Explanation of Revisions: To budget for donated capital equipment from vendor Henry Schein. The donated equipment is a Midmark MII Autoclave for the dental clinic.*

**PUBLIC SAFETY GRANTS: BUDGET AMENDMENTS (BNA #090)**

**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>
010.437.4.310.00/93889-5SMT	Public Safety Grants/Federal Grants	\$5,000.	
010.437.5.210.00/93889-5SMT	Public Safety Grants/Departmental Supply	1,925.	
010.437.5.211.00/93889-5SMT	Public Safety Grants/Controlled Equipment	1,000.	
010.437.5.910.01/93889-5SMT	Public Safety Grants/Capital Equip-Upgrade	2,075.	

*Explanation of Revisions: To budget federal funds awarded through the NC office of EMS to purchase supply to get 72 hour self sufficient staff and increase the readiness of Mass Casualty Trailer.*

**PLANNING DEPARTMENT: ZONING MAP AMENDMENT –CONDITIONAL USE DISTRICT (Case 09-05)(2718 Polkville Road) (Schedule a public hearing for August 4, 2009)**

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

**LIBRARY: BUDGET AMENDMENTS (BNA #091)**

**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>
010.611.4.810.01	Library/Donations-Gen	\$3,994.	
010.611.4.991.00	Library/Fund Bal Approp.	2,000.	
010.611.5.790.01	Library/Donations-Gen	5,994.	

Explanation of Revisions: *To budget funds received to cover purchases of books.*

**LIBRARY: BUDGET AMENDMENTS (BNA #092)**

**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>
010.611.4.991.00	Library/Donations-Fd. Bal Approp	\$2,500.	
010.611.5.790.06	Library/Donations-Donations-Snoddy	2,500.	

Explanation of Revisions: *Budget funds received for purchase of books for Snoddy/Young.*

**PUBLIC SCHOOL FUND: BUDGET AMENDMENTS (BNA #093)**

**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>
020.600.4.111.08	Cleveland County Sch/Ad Valorem Taxes	\$80,000.	
020.600.5.524.00	Cleveland County Sch/Supplemental Tax	80,000.	

Explanation of Revisions: *All collections of the 15-cent property tax are disbursed to the schools. Collection projected to be more than originally estimated. Must increase budget beyond original estimate to be disbursed to schools.*

**PUBLIC SAFETY GRANTS: BUDGET AMENDMENTS (BNA #094)**

**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>
010.437.4.310.00/93889-9437	Public Safety Grants/Federal Grants	\$24,366.	
010.437.5.211.00/93889-9437	Public Safety Grants/Controlled Equipment	24,366.	

Explanation of Revisions: *To budget grant funds awarded through the NC Office of EMS to purchase (8) eight portable viper radio equipment.*

**REGULAR AGENDA**

**FOREST RANGER REPORT**

Travis Shidal, Cleveland County Forest Ranger, presented Commissioners with a short video showing the different programs in which Mr. Shidal and his assistant Brian Rogers participate. He then presented Commissioners with a report of activities covering FY 2008-2009 (*copy found on Page \_\_\_\_\_ of Minute Book 31*).

**CLEVELAND COUNTY SOLID WASTE MANAGEMENT PLAN**

Health Director Denese Stallings introduced Sam Lockridge of the Health Department and Wayne Sullivan of Municipal Engineering. Ms. Stallings presented Commissioners with a framed aerial photograph of the new county landfill.

Ms. Stallings then presented an update to the 10-year Solid Waste Management Plan which was completed in 1977. The update has been approved by the Cleveland County Board of Health. Ms. Stallings explained that there are no major changes in the plan other than additions that have been required by the State to be added to the Update. The required additions are as follows:

- Disaster Response to do with mass mortalities of farm animals.
- Collection of discarded computer equipment and televisions effective January 1, 2010.
- Management of abandoned manufactured homes which County is going to participate in the reimbursement program.
- Handling of other banned wastes such as pallets and rigid plastic drink containers.

Ms. Stallings recommended that Commissioners adopt a resolution approving the Solid Waste Management Plan of 2009 (*copy of plan found in the County Managers Office*).

Commissioner Hawkins praised Sam Lockridge and Denese Stallings for “planning for the future.”

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

Number 19-2009

**ACCEPTING AND ENDORSING THE SOLID WASTE MANAGEMENT PLAN OF 2009 FOR CLEVELAND COUNTY**

**WHEREAS**, it is a priority of this community to protect human health and the environment through safe and effective management of municipal solid waste; and

**WHEREAS**, the reduction of the amount and toxicity of the local waste stream is a goal of this community; and

**WHEREAS**, equitable and efficient delivery of solid waste management services is an essential characteristic of the local solid waste management system; and

**WHEREAS**, Cleveland County recognizes its role in the encouragement of recycling markets by purchasing recycled products; and

**WHEREAS**, involvement and education of the citizenry is critical to the establishment of an effective local solid waste program; and

**WHEREAS**, the State of North Carolina has placed planning responsibility on local government for the management of solid waste; and

**WHEREAS**, NC General Statute 130A-309.9A(b) requires each unit of local government, either individually or in cooperation with other units of local government, to update the Ten Year Comprehensive Solid Waste Management Plan at least every three years; and

**WHEREAS**, Cleveland County Solid Waste Management Department and Citizens Solid Waste Advisory Council have undertaken and completed a long-rang planning effort to evaluate the appropriate technologies and strategies available to manage solid waste effectively;

**NOW, THEREFORE, BE IT RESOLVED** that the Cleveland County Board of Commissioners accept the Cleveland County Solid Waste Management Plan 2009 Update.

**Adopted**, this 16<sup>th</sup> day of June 2009.

### **CLEVELAND COUNTY LIBRARY LONG RANGE PLAN**

The FY 2010-2014 Long Range Plan for the Cleveland County Library System was 100% funded through a Federal Grant under the provisions of the Library Services and Technology Act. Carol Wilson Library Director presented the plan to Commissioners (*copy of presentation found on Pages \_\_\_\_\_ through \_\_\_\_\_ of Minute Book 31*).

Commissioners discussed the Boiling Springs Library located at the Ruby Hunt YCMA. Commissioner Hawkins suggested that Ms. Wilson gather information such as the number of visitors in order to justify possible expenditures in the future. Ms. Wilson explained that the library houses only donated books and there is no cataloging or staff. Checking out books is done on an honor system.

County Manager David Dear explained that the Town of Boiling Springs is working with the Town of Lattimore and the Town of Mooresboro in an effort to gain additional funding. The Town of Boiling Springs will report their progress to Mr. Dear. Mr. Dear will then bring a report of their progress to Commissioners.

**ACTION:** Ronnie Hawkins made the motion, seconded by Mary Accor, and unanimously adopted by the Board, *to approve the 2010-2014 Long Range Plan for the Cleveland County Library System* (*copy of plan found on Pages \_\_\_\_\_ through \_\_\_\_\_ of Minute Book 31*).

### **US MERCHANT MARINE SEAMEN OF WWII-DISCUSSION**

Commissioners received email correspondence from Don Horton regarding Assistance for US Merchant Marine Seaman of WWII. In his email, Mr. Horton explained that Merchant Marine Seamen from World War II are being denied eligibility as veterans. Commissioner Hawkins brought this agenda item before the board for discussion. Mr. Hawkins explained that Merchant Marines gave as much to the war as other veterans and they must be recognized. He made note that the Cleveland County Veteran's Officer was opposed to the request by Mr. Horton. He then asked the Board to review the proposal for possible discussion in the future.

### **BOARD APPOINTMENTS**

#### **ADULT CARE HOME ADVISORY COMMITTEE**

**ACTION:** Mary Accor made the motion, seconded by Eddie Holbrook, and unanimously adopted by the Board, *to appoint Gwen Falls, David Lockridge and Denise Smith to serve as members of the Adult Care Home Advisory Committee*. The term of this appointment is for a period of one-year, scheduled to conclude on June 30, 2010.

**CLEVELAND COUNTY AGRICULTURAL ADVISORY BOARD**

**ACTION:** Mary Accor made the motion, seconded by Eddie Holbrook, and unanimously adopted by the Board, *to re-appoint Jim Boggs and B. Floyd Warlick to serve as members of this board*, for a term of three-years, scheduled to conclude on June 30, 2012.

**CLEVELAND COUNTY CRIMINAL JUSTICE PARTNERSHIP ADVISORY BOARD**

**ACTION:** Mary Accor made the motion, seconded by Eddie Holbrook, and unanimously adopted by the Board, *to re-appoint Chris Crepps- County Manager Designee, David Schweppe- Defense Attorney, Raymond Hamrick- Sheriff, Tracy Royster- Probation Officer, Captain Mark Brooks- Chief of Police and to appoint Mot Davis, Business Community Member to serve as members of this board*. Each appointment is for a period of three-years, scheduled to conclude June 30, 2012.

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

**ACTION:** Mary Accor made the motion, seconded by Eddie Holbrook, and unanimously adopted by the Board, *to re-appoint Joe Lord- EMS Director and Selena Grier- Parent of a child who has died to serve as members of this board*. This appointment is for a period of three-years, scheduled to conclude on June 30, 2012.

**COMMUNITIES IN SCHOOLS BOARD OF DIRECTORS**

**ACTION:** Mary Accor made the motion, seconded by Eddie Holbrook, and unanimously adopted by the Board, *to appoint Darius Griffin, David Lockridge, Brayon Rhodes and Steve Roderick to serve as members of this Board*. This appointment is for a period of three-years, scheduled to conclude on June 30, 2012.

**CLEVELAND COMMUNITY COLLEGE BOARD OF TRUSTEES**

**ACTION:** Mary Accor made the motion, seconded by Ronnie Hawkins, and unanimously adopted by the Board, *to re-appoint Bobby Rauf to serve as a member of this board*. This reappointment is for a period of four-years, scheduled to conclude June 30, 2013.

**HISTORIC PRESERVATION COMMISSION**

**ACTION:** Mary Accor made the motion, seconded by Eddie Holbrook, and unanimously adopted by the Board, *to re-appoint Meloni Wray and to appoint Christy McCleary to serve as members of this commission* for a period of three-years, scheduled to conclude June 30, 2012 and *to appoint Robert Smith to fill the unexpired term of Milt Holloman as a member of this commission*. Mr. Smith will fill the unexpired term scheduled to expire June 30, 2011.

**JUVENILE CRIME PREVENTION COUNCIL**

**ACTION:** Mary Accor made the motion, seconded by Ronnie Hawkins, and unanimously adopted by the board, *to reappoint/appoint the following to serve on this council:*

*Jeff Ledford- Chief of Police*  
*Paul Ditz- District Attorney or Designee*  
*Nelson Connor- Mental Heath Director or Designee*  
*Titus Hopper- Member of Faith Community*  
*Charlie Holtzclaw- Parks & Recreation Representative*  
*Rodney Borders- County Commissioner Appointee*  
*Connie Farrington- County Commissioner Appointee*  
*Irene Camp- County Commissioner Appointee*

Each reappointment/appointment is for a period of two-years, scheduled to conclude on June 30, 2011.

**CLEVELAND MEMORIAL LIBRARY ADVISORY BOARD**

**ACTION:** Mary Accor made the motion, seconded by Ronnie Hawkins, and unanimously adopted by the Board, *to re-appoint Wendy Clary, Patsy Meade Pennington and Jean Francis to serve as members of this board.* This term is for a period of three-years, scheduled to conclude on June 30, 2012.

**REGION C WORKFORCE DEVELOPMENT BOARD**

**ACTION:** Mary Accor made the motion, seconded by Ronnie Hawkins, and unanimously adopted by the Board, *to re-appoint Dr. Steve Thornburg, Raymond Walker and Phillip Bunch and to appoint Tim Blackwell to serve as members of this board.* This term is for a period of three-years, scheduled to conclude June 30, 2012.

**RURAL FIRE COMMISSION**

**ACTION:** Ronnie Hawkins made the motion, seconded by Mary Accor, and unanimously adopted by the Board, *to re-appoint William Davis, Glenn Hartis, Marvin Hutchinson, Chris Poole and Floyd Queen to serve as members of this board.* This term is for a period of one-year, scheduled to conclude June 30, 2010.

**CITY OF SHELBY PLANNING AND ZONING ADVISORY BOARD**

**ACTION:** Eddie Holbrook made the motion, seconded by Mary Accor, and unanimously adopted by the Board, *to re-appoint Bob Cabiness and Roy Dedmon to serve as members of this board.* This term is for a period of three-years, scheduled to conclude June 30, 2012.

## **PATHWAYS**

**ACTION:** Mary Accor made the motion, seconded by Eddie Holbrook, and unanimously adopted by the Board, *to reappoint Jason Falls and to appoint Dr. Denise Smith to serve as members of this board.* Each reappointment is for a period of three-years, scheduled to conclude June 30, 2012.

*Note: Commissioner Hawkins noted that he would like the Board to consider Allen Langley for a position on the Pathways Board.*

## **CLEVELAND COUNTY PLANNING BOARD**

**ACTION:** Ronnie Hawkins made the motion, seconded by Eddie Holbrook, and unanimously adopted by the Board, *to appoint Larry Dooley to serve as a member of this board.* Mr. Hawkins will fill the unexpired term of Thomas Covington scheduled to expire December 31, 2010.

## **COMMISSIONER APPOINTMENTS**

**ACTION:** Mary Accor made the motion, seconded by Eddie Holbrook, and unanimously adopted by the Board, *to appoint Jo Boggs to serve as a member of the Isothermal Planning and Development Commission Board of Directors.* This appointment is for a period of three-years, scheduled to conclude June 30, 2012.

**ACTION:** Ronnie Hawkins made the motion, seconded by Jo Boggs, and unanimously adopted by the Board, *to appoint Mary Accor to serve as a member of the Juvenile Crime Prevention Council.* This appointment is for a period of three-years, scheduled to conclude June 30, 2012.

**ACTION:** Ronnie Hawkins made the motion, seconded by Eddie Holbrook, and unanimously adopted by the Board, *to appoint Johnny Hutchins to serve as a member of the Rural Fire Commission.* This appointment is for a period of one-year, scheduled to conclude June 30, 2010.

**ACTION:** Jo Boggs made the motion, seconded by Mary Accor, and unanimously adopted by the Board, *to appoint Johnny Hutchins to serve as a member of the Rural Planning Organization.* This appointment is for a period of three-years, scheduled to conclude June 30, 2012.

**ACTION:** Ronnie Hawkins made the motion, seconded by Mary Accor, and unanimously adopted by the Board, *to appoint Eddie Holbrook to serve as a member of the Criminal Justice Partnership Program.* This appointment is for a period of three-years, scheduled to conclude June 30, 2012.

## **COMMISSIONER REPORTS**

Commissioner Accor invited all Commissioners to attend the Distinguished Image Awards on Friday, June 26<sup>th</sup> at 6:30pm. At the end of the week, Commissioner Accor will be attending a NCACC meeting followed by a Government Advisory Committee with Governor Purdue on Monday.



Commissioner Hawkins sponsored a Life Enrichment Center Event where the new Shelby facility and possibly a Boiling Springs facility were discussed. He praised the staff at the Life Enrichment Center for their outstanding work.

**ADJOURN**

There being no further business to come before the Board at this time, Eddie Holbrook made the motion, seconded by Ronnie Hawkins, and unanimously adopted by the Board, to adjourn the meeting. The next regular meeting of the Commission is scheduled for ***Tuesday, July 21, 2009 at 6:00 p.m.*** in the Commission Chamber. (*Note: The regular meeting of July 7<sup>th</sup> was cancelled at an earlier meeting in observance of Independence Day.*)

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

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*Kerri Melton, Clerk  
Cleveland County Board of Commissioners*