

CLEVELAND COUNTY BOARD OF COMMISSIONERS

August 18, 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
Mary S. Accor, Commissioner
David C. Dear, County Manager
Robert Yelton, County Attorney
Kerri Melton, County Clerk
April Crotts, Deputy Clerk
Eddie Bailes, Assistant County Manager
Bill McCarter, Planning Director
Alexis Pearson, Human Resources Director
David Allen, *The Star*
Other individual names on file in the Clerk's Office

ABSENT: Ronald J. Hawkins, Commissioner
Eddie Holbrook, Commissioner

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 Mary Accor provided the invocation for the meeting.

AGENDA ADOPTION

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

5. ABANDONMENT OF PUBLIC RIGHT OF WAY- ROSE DRIVE

CONSENT AGENDA

APPROVAL OF MINUTES

There being no corrections, additions, or deletions to the Minutes of *July 21, 2009*, motion was made by Johnny Hutchins, 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 a detailed written report regarding taxes collected during *July 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 *July 2009*. The monthly grand total of tax abatements was listed as (\$56,076.27); and, the monthly grand total for tax supplements was listed as \$37,507.99.

REGULAR AGENDA

PLANNING DEPARTMENT: PETITION FOR ABANDONMENT- COLLEGE FARM ROAD

Planning Director, Bill McCarter explained that the Planning Department received a petition from Broad River Greenway to abandon a portion of the public right-of-way on College Farm Road. Cleveland County is the property owner on both sides of the road. Commissioner Hutchins asked that traffic count numbers be presented before the public hearing.

Mr. McCarter requested that Commissioners set a public hearing for September 15, 2009 to hear comments from citizens.

ACTION: Johnny Hutchins made the motion, seconded by Mary Accor, and unanimously adopted by the Board, *to adopt the following Resolution of Intent which sets the public hearing for September 15, 2009 at 6:00 p.m.*

Number 23-2009

Resolution

**Intent To Abandon Public Right-Of-Way
Portion of College Farm Road**

WHEREAS, the Cleveland County Board of Commissioners have received a petition from the Broad River Greenway requesting abandonment of a portion of *College Farm Road*, requesting that the public right-of-way be abandoned.

NOW THEREFORE BE IT RESOLVED THAT, in accordance with the mandates of NCGS 153A-241, the Cleveland County Board of Commissioners do hereby call for a public hearing regarding the proposed abandonment of a portion of *College Farm Road*, to hear all interested persons on **Tuesday, September 15, 2009 at 6:00 pm** in the Commissioners Chamber, Cleveland County Administrative Building, 311 E. Marion Street, Shelby, North Carolina.

ADOPTED THIS 18TH DAY OF AUGUST 2009.

PLANNING DEPARTMENT: PETITION FOR ABANDONMENT- ROSE DRIVE

Planning Director, Bill McCarter explained that the North Carolina Department of Transportation presented a petition on behalf of Anthony Eason to abandon a portion of the public right-of-way on Rose Drive. He is requesting the abandonment of approximately 240 feet of road which is located on Mr. Eason's property.

Mr. McCarter requested that Commissioners set a public hearing for September 15, 2009 to hear comments from citizens.

ACTION: Johnny Hutchins made the motion, seconded by Mary Accor, and unanimously adopted by the Board, *to adopt the following Resolution of Intent which sets the public hearing for September 15, 2009 at 6:00 p.m.*

Resolution

**Intent To Abandon Public Right-Of-Way
Portion of Rose Drive**

WHEREAS, the Cleveland County Board of Commissioners have received a petition from the NCDOT requesting abandonment of a portion of **Rose Drive**, requesting that the public right-of-way be abandoned.

NOW THEREFORE BE IT RESOLVED THAT, in accordance with the mandates of NCGS 153A-241, the Cleveland County Board of Commissioners do hereby call for a public hearing regarding the proposed abandonment of a portion of **Rose Drive**, to hear all interested persons on **Tuesday, September 15, 2009 at 6:00 pm** in the Commissioners Chamber, Cleveland County Administrative Building, 311 E. Marion Street, Shelby, North Carolina.

ADOPTED THIS 18TH DAY OF AUGUST 2009.

COMMISSIONER REPORTS

Chairwoman Boggs attended an Eat Smart Move More Coalition meeting and then visited areas throughout the county and took pictures of places which offer opportunities for Health Living. Karma Edwards will present a poster about this initiative at the NC Association of County Commissioners Conference next week.

ADJOURN

There being no further business to come before the Board at this time, Mary Accor made the motion, seconded by Johnny Hutchins, and unanimously adopted by the Board, to adjourn the meeting at 6:15 p.m. The next regular meeting of the Commission is scheduled for **Tuesday, September 1, 2009 at 6:00 p.m.** in the Commission Chamber.

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

*Kerri Melton, Clerk
Cleveland County Board of Commissioners*