

CLEVELAND COUNTY BOARD OF COMMISSIONERS

May 15, 2012

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: Johnny Hutchins, Chairman
Ronnie Hawkins, Vice-Chairman
Mary Accor, Commissioner
Jason Falls, Commissioner
Eddie Holbrook, Commissioner
Eddie Bailes, County Manager
Andrea Leslie-Fite, Attorney
Kerri Melton, County Clerk
April Crotts, Deputy Clerk
Chris Green, Tax Administrator
Chris Crepps, Finance Director
Dorothea Wyant, Health Director
Barry Ditz, *Cleveland Headline News*
Rebecca Clark, *The Star*
Other individual names on file in the Clerk's Office

CALL TO ORDER

Chairman Johnny Hutchins called the meeting to order. County Manager Eddie Bailes led the audience in the "Pledge of Allegiance" to the flag of the United States of America. Vice Chairman 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.*

CONSENT AGENDA

TAX COLLECTOR'S MONTHLY REPORT

The Tax Collector provided Commissioners with the following detailed written report regarding taxes collected during *April 2012* (copy found on Page _____ of Minute Book _____).

TAX ABATEMENTS AND SUPPLEMENTS

The Tax Assessor provided Commissioners with a detailed written report regarding tax abatements and supplements during *April 2012*. The monthly grand total of tax abatements was listed as (\$9,376.21); and, the monthly grand total for tax supplements was listed as \$2,412.68.

PUBLIC SAFETY: BUDGET AMENDMENT (BNA #075)

ACTION: Jason Falls made the motion, seconded by Eddie Holbrook, and unanimously adopted by the Board, *to approve the following budget amendment:*

<u>Account Number</u>	<u>Department/Account Name</u>	<u>Increase</u>	<u>Decrease</u>
010.437.4.310.00/97067-1446	Public Safety Grants/Federal Grants	\$6,000.	
010.437.5.910.00/97067-1446	Public Safety Grants/Capital Equipment	6,000.	

Explanation of Revisions: To budget grant award from NC Crime Control and Public Safety to purchase and install a GTS Switch at the City of Shelby Parks facility. Cleveland County is the sub-grantee with Catawba County as the grantee.

TAX ADMINISTRATION: BUDGET AMENDMENT (BNA #076)

ACTION: Jason Falls made the motion, seconded by Eddie Holbrook, and unanimously adopted by the

Board, *to approve the following budget amendment:*

<u>Account Number</u>	<u>Department/Account Name</u>	<u>Increase</u>	<u>Decrease</u>
010.410.4.111.11	General Revenues/2011 Property Taxes	\$ 2,212.	
010.415.5.491.00	Tax Administration/Professional Services	2,212.	

Explanation of Revisions: To cover cost of property tax listing audits on Fifth Third Bank and Harris Teeter.

JUVENILE CRIME PREVENTION COUNCIL: BUDGET AMENDMENT (BNA #077)

ACTION: Jason Falls made the motion, seconded by Eddie Holbrook, and unanimously adopted by the

Board, *to approve the following budget amendment:*

<u>Account Number</u>	<u>Department/Account Name</u>	<u>Increase</u>	<u>Decrease</u>
010.432.4.350.00/03700-2MED	Third Party Pass Thru/State Govt Grants	\$ 1,400.	
010.432.5.700.00/03700-2MED	Third Party Pass Thru/ Grants	1,400.	
010.432.4.350.00/03700-2AYN	Third Party Pass Thru/State Govt Grants	2,000.	
010.432.5.700.00/03700-2AYN	Third Party Pass Thru/ Grants	2,000.	
010.432.4.350.00/03700-2RES	Third Party Pass Thru/State Govt Grants	5,662.	
010.432.5.700.00/03700-2RES	Third Party Pass Thru/ Grants	5,662.	
010.432.4.350.00/03700-2PHE	Third Party Pass Thru/State Govt Grants	2,500.	
010.432.5.700.00/03700-2PHE	Third Party Pass Thru/ Grants	2,500.	
010.432.4.350.00/03700-P432	JCPC Admin/State Govt Grants	328.	
010.432.5.700.00/03700-P432	JCPC Admin/ Grants	328.	

Explanation of Revisions: To accept additional funds of \$11,890 from the NC Department of Public Safety Division of Juvenile Justice.

EMERGENCY MEDICAL SERVICES: BUDGET AMENDMENT (BNA #078)

ACTION: Jason Falls made the motion, seconded by Eddie Holbrook, and unanimously adopted by the

Board, *to approve the following budget amendment:*

<u>Account Number</u>	<u>Department/Account Name</u>	<u>Increase</u>	<u>Decrease</u>
010.446.4.409.00	Emergency Medical Serv/Local Revenues	\$47,200.	
010.446.5.211.00	Emergency Medical Serv/Controlled Prop	12,000.	
010.446.5.420.00	Emergency Medical Serv/Contracted Serv	12,500.	
010.446.5.421.00	Emergency Medical Serv/Maint Contracts	1,500.	
010.446.5.460.00	Emergency Medical Serv/Subscriptions	6,000.	
010.446.5.910.00	Emergency Medical Serv/Capital Equip	15,200.	

Explanation of Revisions: Budget for QMC hardware/software support per contract; plus SQL Servers.

HEALTH DEPARTMENT: BUDGET AMENDMENT (BNA #079)

ACTION: Jason Falls made the motion, seconded by Eddie Holbrook, and unanimously adopted by the

Board, *to approve the following budget amendment:*

<u>Account Number</u>	<u>Department/Account Name</u>	<u>Increase</u>	<u>Decrease</u>
012.537.4.310.00/93994-5021	Child Health/Federal Grants	\$12,857.	
012.537.4.350.00/93994-5021	Child Health/State Grants	9,343.	
012.537.5.310.00	Child Health/Travel/Training	22,500.	

Explanation of Revisions: Budget funds from DHHS for year-long motivational interviewing training for Health Department staff. Funds must be spent by 5/31/2012.

NUMBER 7 VFD 2011/2012 BUDGET

ACTION: Jason Falls made the motion, seconded by Eddie Holbrook, and unanimously adopted by the Board, *to approve the following Number 7 Volunteer Fire Department 2012/2013 budget as presented (copy found on Page _____ of Minute Book _____).*

APPROVAL OF COUNTY MANAGERS CONTRACT

ACTION: Jason Falls made the motion, seconded by Eddie Holbrook, and unanimously adopted by the Board, *to approve the employment contract for County Manager Eddie Bailes (copy found on Page _____ of Minute Book _____). (Clerks Note: Reference Minutes of May 1, 2012 for appointment of County Manager Eddie Bailes)*

ORDINANCE FOR THE GRANTING OF A SOLID WASTE FRANCHISE AGREEMENT (SECOND READING)

ACTION: Jason Falls made the motion, seconded by Eddie Holbrook, and unanimously adopted by the Board, *to award the franchise via ordinance as recommended by the Board of Health (per NCGS 153A-46, franchise cannot be finally adopted until it has been passed at two regular meeting of the Board of Commissioners. First reading held on May 1, 2012).*

ORDINANCE FOR THE GRANTING OF A FRANCHISE (REFERRED TO AS LICENSE IN THE CLEVELAND COUNTY CODE OF ORDINANCES) FOR THE COMMERCIAL COLLECTION AND DISPOSITION OF SOLID WASTE IN CLEVELAND COUNTY, NORTH CAROLINA

Pursuant to North Carolina General Statute 153A-46, North Carolina General Statute 153A-136 and the Cleveland County Code of Ordinances, and for the purpose of providing for the proper collection, transportation, recycling and disposal of solid waste within the County, a franchise is hereby granted, subject to the terms and conditions set forth herein:

1. The term "license", "licenses" and "licensees" mean "franchise", "franchises" or "franchisees".
2. An exclusive franchise is hereby granted to Republic Services of North Carolina, LLC, d/b/a GDS, a North Carolina limited liability company, for the right, subject to the terms of this Franchise Ordinance and the Cleveland County Code of Ordinances, to collect, transport, recycle and dispose of residential solid waste in Cleveland County. The franchisee shall be required to provide service to residential units in areas with rights to service by Cleveland County.
3. An exclusive franchise is hereby granted to Republic Services of North Carolina, LLC, d/b/a GDS, a North Carolina limited liability company, to collect, transport, recycle and dispose of commercial, industrial, construction and demolition waste in Cleveland County in the areas which the County has a right to grant such franchise.
4. The franchise shall be subject to the Cleveland County Solid Waste Ordinances and any amendments duly adopted by the Cleveland County Board of Commissioners during the term of the franchise. The word "license" or "licenses" or "licensee" shall apply to the "franchise" or franchises" or "franchisee" as provided in this Ordinance and Chapter 11 of the Cleveland County Code of Ordinances shall be applicable to this Franchise Ordinance.
5. The term of the franchise herein granted shall be from July 1, 2012, to June 30, 2017, unless terminated or revoked as provided by the Cleveland County Code of Ordinances; provided, the Board of Commissioners of Cleveland County, with or without cause, may terminate the franchise at the end of the second, third or fourth years hereunder.
6. Cleveland County reserves, notwithstanding any other provision of this Franchise Ordinance and Agreement, the right to haul, collect, recycle, dispose or transport any solid waste and operate manned and unmanned collection sites for solid waste within the entire County which is subject to the solid waste regulations of the County by North Carolina Statutes or interlocal governmental agreement.

ADOPTED THIS THE 1st DAY OF MAY 2012.

REGISTER OF DEEDS: REPAIR OF BOOKS

ACTION: Jason Falls made the motion, seconded by Eddie Holbrook, and unanimously adopted by the Board, *to adopt the following resolution:*

Whereas, GS 132-7 warrants removal of Deed Book C, P, O, K and A for repair, rebinding and

reworking the damages to the pages, we will be removing these temporarily so the work can be completed in this fiscal year.

SPECIAL RECOGNITION

ACHIEVEMENTS OF DAWN LOGGINS

Commissioners recognized the accomplishment of Burns High School Senior Dawn Loggins by presenting her with a resolution. The resolution read as follows:

Number 08-2012

IN RECOGNITION OF THE ACHIEVEMENTS OF DAWN LOGGINS

WHEREAS, in the spring of 2012, the *Shelby Star* ran a four part series titled **The Incredible Story of Dawn Loggins**, and

WHEREAS, Ms. Loggins, a straight A student at Burns High School, spent much of her life transferring schools, and,

WHEREAS, overcoming considerable challenges including homelessness, Ms. Loggins will graduate in June from Burns High School, and

WHEREAS, while working as a janitor at Burns High School in the mornings and the evenings, being a straight A student and achieving an SAT score of 2210; Ms. Loggins still found time to join the National Honors Society, National Spanish Honors Society, the Beta Club and she currently serves as president of the photo club, and

WHEREAS, without help from her family; her love of learning, work ethic, determination, independence and desire to succeed in life has earned her acceptance to Harvard University in Cambridge, Mass, and,

WHEREAS, Cleveland County Commissioners would also like to thank many Cleveland County Schools employees for going above and beyond their job duties to help Ms. Loggins achieve success;

NOW, THEREFORE, WE, THE CLEVELAND COUNTY BOARD OF COMMISSIONERS, are proud to recognize Ms. Dawn Loggins for her achievements.

BE IT FURTHER RESOLVED, that Cleveland County Commissioners have complete confidence that she will succeed in whichever path she chooses.

ADOPTED THIS THE 15th DAY OF MAY 2012.

RECOGNITION OF NATIONAL SCHOOL NURSES DAY

In honor of National School Nurses Day, Commissioners presented a proclamation to Linda Kiser of the Cleveland County Health Department. The proclamation honored the work of school nurses across Cleveland County. The proclamation read as follows:

National School Nurses Day

Whereas, children are the future and, by investing in them today, we are ensuring our world for tomorrow; and

Whereas, all students have a right to have their health needs safely met while in the school setting; and

Whereas, children today face more complex and life-threatening health problems requiring care in school; and

Whereas, school nurses are professional nurses that advance the well-being, academic success, and life-long achievements of all students by providing a critical safety net for our nation's most fragile children; and

Whereas, school nurses act as a liaison to the school community, parents, and health care providers on

behalf of children's health; and

Whereas, school nurses support the health and educational success of children and youth by developing and providing programs and leadership; and

Whereas, school nurses understand the link between health and learning and are in a position to make a positive difference for children every day,

NOW THEREFORE, THE CLEVELAND COUNTY BOARD OF COMMISSIONERS, celebrates and acknowledges the accomplishments of school nurses in Cleveland County and their efforts of meeting the needs of today's student by improving the effective delivery of health care in our schools.

SIGNED THIS THE 15th DAY OF MAY, 2012.

RECOGNITION OF NATIONAL HOSPITAL WEEK

In honor of National Hospital Week, Commissioners presented a proclamation to Brian Gwyn and Dottie Leatherwood of Cleveland County Healthcare System. The proclamation read as follows:

Number 04-2012

National Hospital Week

Whereas, National Hospital Week was celebrated May 6-12, 2012; and

Whereas, individuals all across the country including Cleveland County Healthcare System celebrated this time-honored event; and

Whereas, from providing treatment and comfort to the sick, to welcoming new life into the world, hospitals are central to a healthy and optimistic community; and

Whereas, the hard working people that compose our local hospital deserve regard and appreciation for keeping our community healthy; and

Whereas, hospital staff are instrumental in promoting and safeguarding the physical, mental, emotional and spiritual well-being of the patients and their families; and

Whereas, hospitals are striving to meet the challenges of an ever evolving healthcare system while continuing to provide safe, dependable, conscientious care for each of us at affordable rates;

NOW THEREFORE, THE CLEVELAND COUNTY BOARD OF COMMISSIONERS, acknowledges National Hospital Week and urge residents in Cleveland County to express their appreciation for the people, facilities and technologies that make trustworthy, reliable healthcare possible in our community.

SIGNED THIS THE 15th DAY OF MAY, 2012.

REGULAR AGENDA

COMMUNITIES IN SCHOOLS PROGRAM PRESENTATION

Vice-Chairman Ronnie Hawkins invited Communities in Schools Director Phillis White to share information regarding several programs being offered to the children of Cleveland County.

The first program is called *Backpack Pals*. Communities in Schools partners with Cleveland County Schools to identify students who they feel may be without food on the weekends. Community partners (including many churches) gather food and fill the backpacks for the students to take home on the weekends.

The second program involves students from Burns Middle School. Victoria Sarratt, Program Coordinator, introduced several Burns Middle School students. In December, the students wrote a grant to provide personal hygiene products to 10 students in each of the schools which feed into Burns Middle School. They also have received several donations from community partners.

COMMISSIONER REPORTS

Commissioner Falls- Only two more meetings of the Pathways Board will be held. The new board will be established as of July 1, 2012.

Commissioner Holbrook went to Indianapolis to finish up final details for the American Legion World Series event. He has been working hard raising funds for the LeGrand Center.

Commissioner Accor- the Youth Commission presented the results of their survey to the Cleveland County Board of Health. Next year, the Cleveland County Memorial Library will be celebrating their fifty year anniversary. Ms. Accor would like Commissioners to remember the family of Rosaline Hunt, a member of the Commission for Women, who passed away recently.

Chairman Hutchins is working on scheduling a meeting in Raleigh with Lt. Governor Walter Dalton to discuss the 74 Bypass project.

ADJOURN

There being no further business 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 5, 2012 at 6:00 p.m.*** in the Commission Chamber.

*Johnny Hutchins, Chairman
Cleveland County Board of Commissioners*

*Kerri Melton, CMC
Cleveland County Board of Commissioners*