

Cleveland County Board of Commissioners
September 2, 2014:

The Cleveland County Board of Commissioners met in a regular session on Tuesday, September 2nd, 2014, at 6:00 p.m. in the Commission Chamber of the Cleveland County Administrative Office.

PRESENT: Jason Falls, Chairman
Eddie Holbrook, Vice-Chairman
Ronnie Hawkins, Commissioner
Johnny Hutchins, Commissioner
Jeff Richardson, County Manager
Bob Yelton, County Attorney
Henry Earle, County Clerk
April Crotts, Deputy Clerk
Kerri Melton, Community Services Director
Chris Green, Tax Administrator
Bill McCarter, Planning Director
Carol Wilson, Library Director
Brian Epley, Finance Director
Alison Mauney, Human Resources Director
Jessica Pickens, *The Shelby Star*
*Names of others present on file in Clerk's office

ABSENT: Susan Allen, Commissioner

CALL TO ORDER

Chairman Falls called the meeting to order. Commissioner Eddie Holbrook led the audience in the "Pledge of Allegiance" to the flag of the United States of America and provided the invocation for the meeting. Chairman Falls recognized Kerri Melton, Community Services Director and Henry Earle, newly appointed Board Clerk in their respective new roles.

AGENDA ADOPTION

ACTION: Commissioner Hawkins made the motion, seconded by Commissioner Hutchins, and unanimously adopted by the Board, to adopt the agenda as presented by the County Clerk.

CITIZEN RECOGNITION

The following residents spoke in opposition to the proposed casino project:

Tim Stalcup: 145-1 Hicks Road, Grover:

Adam Forcade: 1005 Serenity Woods, Bessemer City:
Beuford Burton: 322 Margrace Road Kings Mountain:
Vik Kapoor: 50 Open Lane-Kings Mountain:
Gloria Clarke: 532 Forest Ridge Drive:
Josh Clarke: 52 Dreary Lane

There were no other citizens recognized.

CONSENT AGENDA

ACTION: Ronnie Hawkins made the motion, seconded by Johnny Hutchins and unanimously adopted by the Board, to approve the following items:

MINUTES There being no corrections, additions, or deletions, the Minutes of July 1st, 2014 were presented and approved as written.

TAX ADMINISTRATION-JULY COLLECTION REPORTS The Tax Collector provided Commissioners with the following detailed written report regarding taxes collected during July 2014. By the end of July the county had collected 2.44% of annual taxes to be collected.

TAX ASSESSOR-ABATEMENTS AND SUPPLEMENTS The Tax Assessor provided Commissioners with a detailed written report regarding tax abatements and supplements for the month of July 2014. The monthly grand total of tax abatements was listed as \$16498.38; and, the monthly grand total for tax supplements was listed as \$15,354.30.

SOIL CONSERVATION: BUDGET AMENDMENT #005

<u>Account Number</u>	<u>Department/Account Name</u>	<u>Increase</u>	<u>Decrease</u>
010.498.4.510.85	Soil Conservation	\$ 4,000.00	
010.498.5.530.85	Soil Conservation	\$ 4,000.00	

Explanation of Revisions: Account for money anticipated to receive from sponsors of the SWCD Farm Tour in October 2014.

SHERIFF'S OFFICE: BUDGET AMENDMENT #006

<u>Account Number</u>	<u>Department/Account Name</u>	<u>Increase</u>	<u>Decrease</u>
010.438.4.310.00	Sheriff's Office	\$ 7,154.00	
010.438.5.211.00	Sheriff's Office	\$ 7,154.00	

Explanation of Revisions: Request to budget award funds granted through the Bureau of Justice Assistance (BJA) for fiscal year 2014 Bulletproof Vest Partnership grant. This grant reimburses the county for up to 50% of the cost spent for the vests. The county's portion is

already in the budget for fiscal year 2014-2015 so no match is needed to be budgeted. Vests must be purchased and receipt of payment sent to BJA to receive funds.

SOIL CONSERVATION: BUDGET AMENDMENT #007

<u>Account Number</u>	<u>Department/Account Name</u>	<u>Increase</u>	<u>Decrease</u>
010.498.4.350.00	Soil Conservation	\$ 14,000.00	
010.498.5.700.00	Soil Conservation	\$ 14,000.00	

Explanation of Revisions: Budgeting of NC Agriculture Development and Farmland Preservation Trust Fund Grant awarded to Soil Conservation for fiscal year 2014/2015.

REGULAR AGENDA

CLEVELAND MEMORIAL LIBRARY MASTER PLAN Carol Wilson,

Cleveland County Library Director introduced herself and Dr. Anthony Chow, professor at the University of North Carolina at Greensboro, who was contracted by the library to aid in strategic plan development. Carol presented commissioners with a finalized strategic plan, reflecting minor changes in the copy they had received prior to the Commissioners meeting. Dr. Chow presented the strategic plan to the commissioners.

The library conducted a community needs assessment over a five month period from January to June 2014, using 300 individuals in the assessment as well as a randomly sampled survey of 1000 people, 2 community forums and 2 focus groups. There is a small decrease in tangible book circulation but a large increase in digital circulation.

Because of the internet libraries are utilized more than ever as a nexus point for community/government and its citizenry. Communities do love libraries and core services for libraries need to be emphasized and need to be continued. Boiling Springs is a place where there needs to be more emphasis for the library. Resources in Cleveland County are quite good but access to those services is an issue here. Dr. Chow went over the core competencies of the plan and the goals of the library moving

forward. Goal 1 is high quality books and other information services and goal 2 is high quality access and technology. Goal 3 is organizational excellence and goal 4 is marketing outreach and programming.

Carol then spoke and gave the commissioners a fact sheet about libraries. She then thanked the commissioners for their help and asked for questions:

Commissioner Hawkins asked about the use of the term illiteracy in Cleveland County. He said he thought we were getting better and Carol said illiteracy is still an issue in this county and they want to foster a literacy culture. Commissioner Hutchins said that in Rutherford County the school system is putting iPads in kid's hands. Is this going to have an effect on Cleveland County if we do the same? Carol said it's not always having the right equipment but knowing how to use it which is what the library does.

Commissioner Hawkins asked if our spending on technology is pushing the library out. Dr. Chow mentioned that the library serves a need of community space and a haven of quality knowledge for people. Commissioner Hawkins asked is Mauney Memorial was doing a strategic plan with Dr. Chow and he said no because they were on a different schedule. Commissioner Holbrook spoke about poverty but emphasized the desire to continue partnering with the county and to provide services. Commissioners then recognized the friends of the library and those that partnered with them.

COUNTY CAPITAL ASSET CAPITALIZATION THRESHOLD Brian

Epley, Finance Director, brought to the Commissioners a capitalization

threshold budget adjustment in an to get in line with the state numbers as follows:

Minimum capitalization costs will be as follows:

<u>Asset Category</u>	<u>Threshold Amount</u>
Land	\$10,000.00
Infrastructure and Building Improvements	\$15,000.00
New Building Construction	\$15,000.00
Equipment	\$5,000.00
Vehicles and Motorized Equipment	\$10,000.00
Software	\$5,000.00
Computer Equipment	\$500.00

After hearing Mr. Epley's request, Commissioner Hutchins made the motion to approve the budget adjustment. It was seconded by Commissioner Holbrook and approved unanimously.

PUBLIC HEARING

ZONING MAP AMENDMENT 14-11 JD Lookadoo-2537 and 2543 Oak Grove Road: Chris Martin, Zoning Administrator brought forth a request from JD Lookadoo that two adjoining properties, 2537 & 2543 Oak Grove Road in Kings Mountain from Manufactured Home Parks (RM) and General Business (GB) to Restricted Residential (RR) properties. The request would expand an existing Restricted Residential district to the south. The proposed zoning would be in character with other water front properties along Moss Lake. This recommendation was approved by both the Isothermal Planning and Development Board as well as the Cleveland County Planning Board.

ISOTHERMAL PLANNING AND DEVELOPMENT COMMISSION:

APPROVE

I have reviewed the zoning map amendment application for the subject case and visited the site. The applicant requests the rezoning of two adjoining parcels at 2537 and 2543 Oak Grove Road on the west side of Moss Lake to Restricted Residential. Parcel number 21931 is 4.6 acres in

size and is presently zoned General Business (GB). Parcel number 21922 is 2 acres in size and is presently zoned Manufactured Home Parks (MHP). Surrounding land uses include a mix of manufactured homes, low density site-built residential and vacant land. Property to the north of the subject parcels is zoned GB and MHP. Property to the south is zoned Restricted Residential (RR), and to the west across Oak Grove Road property is zoned MHP and Residential. Existing structures on the subject properties are being demolished.

The 2015 Land Use Plan indicates Residential use of the property. The requested map amendment would extend the current RR district north to include the subject parcels. This request is consistent with the Land Use Plan and residential development of the property would be both appropriate and compatible with the surrounding properties. I recommend approval of the requested map amendment.

Jim Edwards

CLEVELAND COUNTY PLANNING BOARD: APPROVE

The Planning Board voted unanimously to recommend that the rezoning be approved.

NCGS 153A-341 Requirements:

Is the amendment consistent with the 2015 Land Use Plan? This area is designated “Residential”, and Restricted Residential zoning would be consistent with the plan. Is the amendment reasonable and in the best interest of the public? Restricted Residential would fit the character of development typically found along the shore of Moss Lake.

Jeff Ward, Chairman

In accordance with NCGS 153A-343, notice of the public hearing will be mailed to the property owner(s) and adjoining owners, and a sign posted on

the property by August 22, 2014. Legal ads were published in the newspaper on August 22, 2014 and August 29, 2014.

**ORDINANCE AMENDING THE OFFICIAL ZONING MAP
CLEVELAND COUNTY
2537 and 2543 Oak Grove Road
6.78 Acres
Restricted Residential (RR)**

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 the amendment of the zoning map on August 26, 2014; and

WHEREAS, these parcels are classified as "Residential" on our 2015 Future Land Use Plan, and Restricted Residential (RR) would 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; and

WHEREAS, notice of the Public Hearing was published in the Shelby Star on August 22, 2014, and August 29, 2014, notices were mailed to adjoining property owners on August 15, 2014, and a sign posted at the property on August 22, 2014; 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 September 2, 2014; 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 change the classification from General Business (GB) / Residential Manufactured Homes & Parks (RM) to Restricted Residential (RR) for the property identified on the attached map designated "Rezoning Case 14-11", being incorporated herein by reference and made part of this ordinance.

BEGINNING at a point in the center of the road, common corner of J D Lookadoo Sr. Declaration of Trust and Donnis L Moose Heirs Etal (Deed Book 1616 Page 980) and J D Lookadoo Sr. Declaration of Trust (Deed Book 1589 Page 230), thence running North 09-06-00 West 307.95 feet to a point in the center of the road; thence with the South line of the Steven Jegier and Michelle Jegier property, South 88-59-00 East 400 feet to an existing iron pin, old corner; thence with the old line, South 71-47-23 East 92.35 feet to an iron; thence North 51-10-12 East 240.35 feet to the Kings Mountain property line; thence running along the Kings Mountain property line approximately South Southeast 200.48 feet to a point, thence continuing along the Kings Mountain property line approximately South Southwest 358 feet to a common corner of the Connie Greene property (Deed Book 1070 Page 431), thence running South 68-42-44 West approximately 505 feet to a point in the center of the road, thence running North 18-15 West 290 feet to the place of BEGINNING, containing approximately 6.78 acres.

This Ordinance shall become effective upon adoption and approval.
Adopted this 2nd day of September 2014 at 6:00 p.m.

ATTEST:

Jason Falls, Chairman
Cleveland County Board of Commissioners

Henry Earle, Clerk
Cleveland County Board of Commissioners

Chairman Falls opened the floor for the public hearing and no citizens came forth to speak for or against the zoning amendment.

ACTION: Commissioner Hawkins made a motion to approve the amendment, Commissioner Holbrook seconded and the board unanimously approved.

COMMISSIONER REPORTS

Ronnie Hawkins: College Trustee Board-Recognized Horton Bailey as

Chairman Emeritus for 15 years. Mr. Bailey has failing health but they believe he will be a valuable part of the college.

Johnny Hutchins: Had a meeting with the wildlife commission on the public gun range. Basic plans are agreed upon and now it's back to Raleigh to look at bidding and getting it to the working phase.

Eddie Holbrook: Thanked everyone for their support of the World Series.

Shelby was honored by the Legion for all their work.

Jason Falls: Tomorrow a Veteran's group is going to work on their strategic plans with Jason and Kerri Melton.

ADJOURN

Commissioner Hawkins made the motion, Commissioner Holbrook seconded, and the board unanimously approved the adjournment of the meeting.