

Cleveland County Board of Commissioners
December 16th, 2014:

The Cleveland County Board of Commissioners met in a regular session on Tuesday, December 16th, 2014 at 6:00 p.m. in the Commission Chamber of the Cleveland County Administrative Office.

PRESENT: Jason Falls, Chairman
Eddie Holbrook, Vice-Chairman
Johnny Hutchins, Commissioner
Susan Allen, Commissioner
Jeff Richardson, County Manager
Bob Yelton, County Attorney
April Crotts, Deputy Clerk
Chris Greene, Tax Administrator
Brian Epley, Finance Director
Allison Mauney, Human Resources
Bill McCarter, Planning Director
Kerri Melton, Community Services Director
Paul Ezell, Building Inspections Director
Sam Lockridge, Health Services Director

ABSENT: Ronnie Hawkins, Commissioner
Henry Earle, County Clerk

CALL TO ORDER:

Chairman Falls called the meeting to order. Community Services Director Kerri Melton then led the audience in the Pledge of Allegiance and provided the invocation for the meeting.

AGENDA ADOPTION

ACTION: Chairman Falls opened the meeting requesting that item 18, a closed session to discuss attorney-client privilege. Commissioner Hutchins made

the motion, seconded by Commissioner Allen, and unanimously adopted by the Board, to adopt the agenda with the addition of item 18.

CITIZEN RECOGNITION

Robert Williams: 814 E. Stagecoach Trail, Fallston, NC. Mr. Williams wanted to discuss the cost of the shooting range. He said he looked through the agenda packet and saw the low bid for the range was \$2,206,425 and \$425,613 for the restrooms/concessions and it all adds up to \$2,631,638. He read that there was going to be a \$500,000 county contribution plus the fact that the county probably paid over \$1,000,000 for the land originally so to add that up puts the total over \$3,000,000. Do we need a \$3.6 million shooting range?

The Wildlife and Land Commission is giving 1 million so that means the county is going to have to come up with \$1.6 million. This is a lot more than was originally thought. Maybe the county needs to reconsider the project.

CONSENT AGENDA

ACTION: Commissioner Hutchins made the motion, seconded by Commissioner Holbrook, and unanimously adopted by the Board, to approve the following items:

MINUTES: There being no corrections, additions or deletions, the Minutes of the November 18th, 2014 regular meeting and December 1st organizational meeting were presented and approved as written.

TAX ASSESSOR: During the month of November Abatements were in the amount of \$34,842.75 and Supplements were in the amount of \$8,420.02

TAX ADMINISTRATION: As of November 30th, 2014, the county has collected 57.45% of property taxes.

HEALTH DEPARTMENT: The Health Department's Animal Control unit requested that new fees be adopted with the "Ride the Bus with Us" initiative, creating fees for crate rentals for animals to be transported to Charlotte and/or vaccinations to be given to animals while under sedation for surgery.

SHERIFF'S OFFICE: BNA #028:

<u>Account Number</u>	<u>Department/Account Name</u>	<u>Increase</u>	<u>Decrease</u>
010.441.4.810.16	Sheriff Canine Fundraiser	\$ 12,000.00	
011.504.5.899.16	Sheriff Canine Fundraiser	\$ 12,000.00	

Explanation of Revisions: Request to budget funds raised from the Sheriff's booth at the 2014 Cleveland County Fair.

SHERIFF'S OFFICE: BNA #029:

<u>Account Number</u>	<u>Department/Account Name</u>	<u>Increase</u>	<u>Decrease</u>
010.441.4.810.00	Sheriff's Office	\$ 300.00	
010.441.5.790.00	Sheriff's Office	\$ 300.00	

Explanation of Revisions: Request to budget donation from Walmart for the purchase of door prizes to be given during employee appreciation banquet.

SOCIAL SERVICES: BNA #030:

<u>Account Number</u>	<u>Department/Account Name</u>	<u>Increase</u>	<u>Decrease</u>
011.504.4.350.00	Title XX Services	\$ 56,305.00	
011.504.4.350.00	Title XX Services	\$ 46,060.00	
011.504.5.121.00	Title XX Services	\$102,365.00	

Explanation of Revisions: Request to budget Child Welfare State In Home Expansion Funds for fiscal year 2014/2015 to offset the previous loss of Temporary Assistance for Needy Families (TANF) funds used for salaries.

SHERIFF'S OFFICE: BNA #031:

<u>Account Number</u>	<u>Department/Account Name</u>	<u>Increase</u>	<u>Decrease</u>
010.441.4.810.00	Health Department	\$ 1,862.00	
010.441.5.790.05	Health Department	\$ 1,862.00	

Explanation of Revisions: Request to budget donation from the Walmart Community Grant Program to buy clothing, toys, food, etc. for needy families for Christmas.

PUBLIC SHOOTING RANGE: County Manager Richardson outlined an

addendum to the Memorandum of Agreement with the NC Wildlife Commission. The MOA outlines that the Wildlife Commission will outline all costs for the base bid for the shooting range (\$1,668,663.00). They are asking Cleveland County to cover the costs of the public buildings (2nd construction bid, Item J) in the amount of \$424,613.00. The county is also responsible for alternates 2-6 (\$536,000.00) and the county will be responsible for day to day operations and to appoint an advisory board. Later in this meeting the Commissioners will appoint a board member to that shooting range.

PUBLIC SHOOTING RANGE: Bid construction for phase 1 and the recommendation is to accept Eaglewood's base bid for \$2,206,425.

PUBLIC SHOOTING RANGE: Bid construction for public buildings, recommendation is TK Strickland's construction bid is \$424,613.00. As a reminder, Commissioners were reminded that this sits on 82 acres of buffer area of landfill space and the site has been explored by engineers and is ready for construction.

PUBLIC HEARING

CLOSEOUT OF THE 2012 COMMUNITY DEVELOPMENT BLOCK

GRANT-FOOTHILLS COMMERCE CENTER SHELL 2 BUILDING:

Chairman Falls called up Paula Kempton, Isothermal Planning and Development Commission. Ms. Kempton said the county, in 2012, received \$1,000,000 from the NC Commerce Department for the construction of the shell building. The county invested \$25,000.00, as was required by the grant agreement. The building has 100,000 square feet with the ability to expand to 200,000 square feet and is now complete. Commissioners were given the details of the agreement in their packets.

Chairman Falls opened up the public comment at 6:38 p.m. and, hearing no comment, closed at 6:39 p.m. Chairman Falls stated that this was a win/win for the county. Without this building it is a handicap to getting businesses

interested in Cleveland County. This building puts us ahead. Chairman Falls then asked for a motion and the motion was made by Commissioner Hutchins and was seconded by Commissioner Holbrook to close out the Community Development Block Grant. The motion passed unanimously.

REGULAR AGENDA

LATE APPLICATIONS FOR EXEMPTION: Chairman Falls called Chris Green, Tax Administrator, to the podium. Mr. Green said being at the end of 2014, here is a list of applicants (DAV, Elderly and Disabled), Religions and Present Use Value. Mr. Green said all have been reviewed and meet the criteria with the exception of being untimely. It is up to the board's discretion to approve them or not. Fiscal impact will be under \$5,000.00. Chairman Falls asked for discussion and seeing none, Commissioner Hutchins made a motion to approve the exemptions, seconded by Commissioner Allen and unanimously approved.

RESOLUTION BETWEEN CLEVELAND COUNTY AND THE CITY

OF SHELBY FOR BUILDING INSPECTIONS: County Manager Richardson said the county had the unique opportunity to help the City of Shelby by providing Building Inspections Services on a temporary basis. There has been a loss of personnel in that department and the city cannot continue to do building inspections within the city's jurisdiction. The

county did the same thing for Kings Mountain for one month during the summer. County Manager Richardson said he spoke with Paul Ezell, Cleveland County Building Inspections Director, and that Mr. Ezell believed they had the capability to expand the workload through the winter months. The contract will be in effect through June 30th but Mr. Richardson believes that it will not take that long for the city to be able to take back over the building inspections. The city of Shelby will assume all costs associated with this move. Mr. Richardson asked the board that they allow him to work out the operational details with Rick Howell, City of Shelby Manager.

The clerk read the resolution listed below:

CITY RESOLUTION NO. 63-2014

COUNTY RESOLUTION NO. 10-2014

A JOINT RESOLUTION BETWEEN THE CITY OF SHELBY AND
CLEVELAND COUNTY CONCERNING BUILDING INSPECTORS

WHEREAS, the City of Shelby and Cleveland County Government have maintained a cooperative relationships in a number of a areas over the past several years; and,

WHEREAS, the City Manager has made the Mayor and City Council aware of some unanticipated staffing shortages in the Building Inspector Level III position within the Planning and Development Services Department that may result in delays in service delivery specific to building plan review and inspections; and,

WHEREAS, due to the unanticipated staffing shortage in the Building Inspector Level III and the temporary nature of the vacancies in this position the City Manager is requesting authorization to enter into an agreement with Cleveland County Government; and

WHEREAS, in order to address the staffing issue and provide timely plan review and building inspections to development community the City of Shelby may need to obtain the services of one or more building inspectors employed by Cleveland County; and,

WHEREAS, North Carolina General Statute 160A-413 states in part as follows: “A City Council may designate an inspector from any other city or county to serve as a member of its Inspection Department with the approval of the governing body of the other city or county.”; and,

WHEREAS, North Carolina General Statute 160A-360(g) provides that the agreement set forth in North Carolina General Statute 160A-413 “be evidenced by a formally adopted resolution”; and,

WHEREAS, the City Council of The City of Shelby desires to authorize the City Manager to designate one or more inspectors from Cleveland County to serve as a member of its Inspection Department for a period beginning on Monday, December 22, 2014, and ending on Tuesday, June 30, 2015; and,

WHEREAS, the Board of Commissioners of Cleveland County desires to approve said designation for the time stated.

NOW, THEREFORE, be it resolved as follows:

1. The City Council of the City of Shelby hereby authorizes the City Manager to designate one or more inspectors from Cleveland County to serve as a member of the

City's Inspection Department for the stated period beginning on Monday, December 22, 2014, and ending on Tuesday, June 30, 2015.

2. The Board of Commissioners of Cleveland County hereby approves said designation of one or more of the County's inspectors to serve as a member of the City's Inspection Department for the time indicated above.

3. That Cleveland County shall not incur any additional costs and shall be compensated accordingly for the services rendered to the City during this period of time. This Resolution shall become effective upon its adoption and approval by both the City Council of the City of Shelby and the Board of Commissioners of Cleveland County.

Adopted and approved by the City Council of the City of Shelby on this the 17th day of December 2014.

BOARD APPOINTMENTS

Mrs. Kerri Melton, Community Services Director, presented all Board and Commission Lists to the Commissioners for their approval. Below is a list of each board and who was appointed to that board.

Agricultural Advisory Board

Applicant	Currently Serving On
Randy McDaniel	Agriculture Advisory Board

Terms:

Appoint One
Three Year Term
Term Expires 12/2017

Randy McDaniel was recommended by Mrs. Melton to the Agricultural Board. The motion was made by Commissioner Hutchins and seconded by Commissioner Holbrook and unanimously approved to reappoint **Randy McDaniel**.

Board of Health

Applicant	Currently Serving On
Tom Spurling*	Board of Health
Randy Sweeting*	Board of Health
Claytenna Camp	Adult Care Home Advisory
DaNita A. Chaplin	
Kelly P. Morris	
Kenneth A. Ledford	Veteran's Advisory Council
Oren Wyatt	
Peter Potemkin	
Priscilla Mellon	
Robert Lee (Bob) Smith, III	Historic Preservation

*Board of Health Recommendation

Terms:

Appoint Two Public Citizens

Three Year Term

Term Expires 12/2017

*Recommendations from Board of Health

Tom Spurling and Randy Sweeting were both recommended by the Board of Health for reappointment and they were presented alongside the other eight candidates. Commissioner Hutchins made the motion, seconded by Commissioner Holbrook, and unanimously approved to reappoint **Tom Spurling and Randy Sweeting** to the Board of Health.

Communities in Schools

Applicant	Currently Serving On
Lori Wilson	
Sara Brunner	JCPC
William Dixon	

Terms:
Appoint Three
Three Year Term
Term Expires 12/2017

The three individuals listed above were put before the Board. Commissioner Holbrook made the motion, seconded by Commissioner Allen, and unanimously approved by the Board to appoint **Lori Wilson, Sara Brunner and William Dixon** to the Communities in Schools Board.

Kings Mountain Planning and Zoning

Applicant	Currently Serving On
Wayne Paul	KM Planning and Zoning
Donald Keller	

Terms:
Appoint Two
Three Year Term
Term Expires 12/2017

Wayne Paul and Donald Keller were presented to the Board as candidates for the Kings Mountain Planning and Zoning Board. Commissioner Hutchins made the motion, seconded by Commissioner Holbrook, and unanimously approved to reappoint **Wayne Paul and to appoint Donald Keller** to the Kings Mountain Planning and Zoning Board.

Nursing Home Advisory Board

Applicant	Currently Serving On	Appointment
Brenda Lipscomb	Nursing Home Advisory	Three-year term
Mary Carroll		Initial one-year term
Christina Hutchins		Initial one-year term

The three candidates above were presented to the Board. Commissioner Allen made the motion, seconded by Commissioner Holbrook and unanimously adopted by the Board to appoint Brenda Lipscomb to a three year term and **Mary Carroll and Christina Hutchins** to initial one-year terms.

Planning Board

Applicant	Currently Serving On
Bill Chambless	Planning Board
Claytenna Camp	Adult Care Home
David Titus	
Ronnie Whetstine	Board of Adjustment- Alternate
Susan Scruggs	
Tommy Brooks	
Tom Spurling	Board of Health

Term: Appoint Five Members
 Three Year Term
 Term Expires 12/2017

The above names were presented to the Board for the Planning Board. Commissioner Hutchins made the motion and Commissioner Holbrook seconded, and was unanimously approved to reappoint **Bill Chambless**.

Commissioner Hutchins made the motion and Commissioner Allen seconded, unanimously approved to appoint **Tommy Brooks**.

Commissioner Allen made the motion, seconded by Commissioner Holbrook and unanimously adopted by the Board to appoint **Ronnie**

Whetstine. Commissioner Holbrook made the motion, seconded by

Commissioner Hutchins and unanimously approved to appoint **Susan**

Scruggs. Commissioner Falls made the motion, seconded by Commissioner

Hutchins, and unanimously approved to appoint **Tom Spurling** to the

Board.

Region C Workforce Development

Applicant	Currently Serving On
Karen Ellis	Region C, Child Fatality

Terms:

Appoint One- DSS Director

Three Year Term

Term Expires 12/2017

Karen Ellis was presented to the Board for the Region C Workforce

Development Team. Commissioner Hutchins made the motion, seconded by

Commissioner Holbrook and unanimously approved to appoint **Karen Ellis**

to the Region C Workforce Development Team.

Veteran's Advisory Council

Applicant	Currently Serving On
Debra Conn	

Terms: Appoint One (fill Carol McCraw)
 One Year Term
 Term Expires 12/2015

Debra Conn was recommended to fill former Veteran's Affairs Officer Carol McCraw's vacancy. Commissioner Hutchins made the recommendation, seconded by Commissioner Allen and unanimously approved by the board to appoint **Debra Conn**.

Commissioner Board Appointments

Board	Commissioner	Expiration
Airport Commission Liaison	Ronnie Hawkins	No expiration
CARE Block Grant Advisory Committee	Eddie Holbrook	12/31/2015
CCEDP	Eddie Holbrook	Appointed by Chair
Commission for Women	Jason Falls	12/31/2015
Community Channel	Ronnie Hawkins	No expiration
Employee Productivity	Jason Falls	12/31/2014
Cleveland County Fair Association	Johnny Hutchins	12/31/2014
Board of Health	Johnny Hutchins	No expiration
Isothermal Board of Directors	Susan Allen	6/30/2015
Juvenile Crime Prevention Council	Jason Falls	6/30/2016
Cleveland Memorial Library	Jason Falls	Terms track Commissioners term
Metropolitan Planning Organization	Johnny Hutchins	6/30/2015
Partners Behavioral Health	Susan Allen	Terms track Commissioners term
Public Shooting Range		
Rural Fire Commission	Susan Allen	12/31/2016
Social Services	Susan Allen	
Veteran's Council	Jason Falls	12/31/2015
Uptown Shelby Association	Eddie Holbrook	12/31/2014

The commissioners were presented the above list with 3 appointments that needed updating. Commissioner Allen made the motion, and Commissioner

Holbrook seconded and the board unanimously approved **Commissioner Hutchins to be on the Employee Productivity Board**. Commissioner Holbrook made the motion, Commissioner Allen seconded, and the Board unanimously approved **Chairman Falls to the Cleveland County Fair Association**. Chairman Falls made the motion, seconded by Commissioner Holbrook and unanimously approved to appoint **Commissioner Allen to the Juvenile Crime Prevention Council**. Commissioner Holbrook made the motion, seconded by Commissioner Allen and approved by the Board to appoint **Commissioner Hutchins to the Public Shooting Range**. Commissioner Hutchins made the motion, seconded by Commissioner Allen and unanimously adopted by the Board to **reappoint Commissioner Holbrook to the Uptown Shelby Association**.

CLOSED SESSION

Chairman Falls stated that the Board, per North Carolina General Statute 143-318.11 (a)(1), was going into closed session to consult with the county attorney to preserve attorney-client privilege. Chairman Falls entertained a motion that they go into closed session, inviting Kerri Melton, Community Services Director, and Brian Epley, Finance Director back with them. Commissioner Holbrook made the motion and Commissioner Hutchins seconded the motion. It

was unanimous and the Commissioners, along with the above mentioned staff, went into closed session.

After the closed session the Commissioners reconvened. Chairman Falls entertained a motion to reconvene and Commissioner Hutchins made the motion to reconvene. Commissioner Holbrook seconded the motion to reconvene and it was approved unanimously. Chairman Falls added that no action was taken during the closed session, it was convened to receive guidance and instruction from the county attorney.

ADJOURN

Chairman Falls asked the Commissioners if they wanted to do Commissioner Reports but they declined and Chairman Falls entertained a motion to adjourn the meeting. Commissioner Hutchins made the motion to adjourn the meeting, it was seconded by Commissioner Holbrook and unanimously approved. The next regularly scheduled meeting will be Tuesday, January 6th at 6:00 p.m. in the Commissioner's Chambers.