

Cleveland County Board of Commissioners
February 4, 2020

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:

Ronnie Whetstine, Vice-Chair
Johnny Hutchins, Commissioner
Doug Bridges, Commissioner
Deb Hardin, Commissioner
Brian Epley, County Manager
Tim Moore, County Attorney
April Crotts, Deputy County Clerk
Kerri Melton, Assistant County Manager
Chris Green, Tax Administrator
Allison Mauney, Human Resources Director
Clifton Philbeck, Board of Elections Director
Lorie Poston, E-911 Communications Director
Perry Davis, Emergency Management Director/Fire Marshall
Ryan Wilmoth, Emergency Medical Services Director
Lucas Jackson, Finance Director
Scott Bowman, Maintenance Director
Marty Gold, IT Director
DeShay Oliver, Interim Health Director
Betsy Harnage, Register of Deeds

ABSENT: Susan Allen, Chairman

CALL TO ORDER

Vice-Chairman Whetstine called the meeting to order and Commissioner Hutchins, provided the invocation and led the audience in the Pledge of Allegiance.

AGENDA ADOPTION

ACTION: Commissioner Hutchins made the motion, seconded by Commissioner Hardin and unanimously approved by the Board to, *approve the agenda as presented.*

CITIZEN RECOGNITION

No citizens signed up to speak.

CONSENT AGENDA

APPROVAL OF MINUTES

The Clerk to the Board included the Minutes from the *January 21, 2020 regular meeting*, in board members packets.

ACTION: Commissioner Bridges made a motion, seconded by Commissioner Hardin, and passed unanimously by the Board to, *approve the minutes as written.*

SOCIAL SERVICES: BUDGET AMENDMENT (BNA #033)

ACTION: Commissioner Bridges made a motion, seconded by Commissioner Hardin, and unanimously adopted by the Board to, *approve the following budget amendment:*

<u>Account Number</u>	<u>Project Code</u>	<u>Department/Account Name</u>	<u>Increase</u>	<u>Decrease</u>
011.507.4.410.00		Outside Poor/ Local & Other Grants	\$4,600.00	

011.507.5.700.00 Outside Poor/Grants \$4,600.00
Explanation of Revisions: Budget Amendment necessary to accept a United Way grant in the amount of \$4,600.00 FY 2019-2020. This grant will assist with emergency shelter for adults.

TRAVEL AND TOURISM: BUDGET AMENDMENT (BNA #034)

ACTION: Commissioner Bridges made a motion, seconded by Commissioner Hardin, and unanimously adopted by the Board to, ***approve the following budget amendment:***

<u>Account Number</u>	<u>Project Code</u>	<u>Department/Account Name</u>	<u>Increase</u>	<u>Decrease</u>
010.422.4.409.00		Travel and Tourism/Local Revenues	\$6,250.00	
010.422.5.370.00		Travel and Tourism/ Advertising / Promotions	\$6,250.00	

Explanation of Revisions: Budget funds rec'd from outside tourism partners to cover cost of advertising in NC Tourism Guide. Funding of \$1250 will come from each partner: Town of Boiling Springs, ALWS, Kings Mountain TDA, Earl Scruggs Center and Don Gibson Theatre.

EMERGENCY MANAGEMENT: BUDGET AMENDMENT (BNA #035)

ACTION: Commissioner Bridges made a motion, seconded by Commissioner Hardin, and unanimously adopted by the Board to, ***approve the following budget amendment:***

<u>Account Number</u>	<u>Project Code</u>	<u>Department/Account Name</u>	<u>Increase</u>	<u>Decrease</u>
010.445.4.409.00		Emergency Management/Local Revenues	\$49,200.00	
010.445.5.210.00		Emergency Management/Department Supply	\$7,200.00	
010.445.5.910.00		Emergency Management/Capital Equipment	\$42,000.00	

Explanation of Revisions: Budget grant funding from Duke Energy to be used for Emergency Management Departmental needs.

PUBLIC HEALTH: BUDGET AMENDMENT (BNA #036)

ACTION: Commissioner Bridges made a motion, seconded by Commissioner Hardin, and unanimously adopted by the Board to, ***approve the following budget amendment:***

<u>Account Number</u>	<u>Project Code</u>	<u>Department/Account Name</u>	<u>Increase</u>	<u>Decrease</u>
010.441.4.800.00		Sheriff's Dept/ Miscellaneous Revenue	\$22,770.00	
010.441.5.490.00		Sheriff's Dept/ Professional Services	\$22,770.00	

Explanation of Revisions: Budget funds rec'd from poker machine bust. Funds to be used to cover cost associated with clean up- recycling of poker machines.

SHERIFF'S OFFICE: K9 RETIREMENT

K-9 Pepper has been with the Cleveland County Sheriff's Office since 2012. Pepper is currently 10 years old. He has had a successful career at the Sheriff's Office. He has started suffering from seizures and Gastro issues. Due to these health issues the Sheriff believes it best to retire K9 Pepper, county asset number 200960, from service and give ownership to his handler Deputy Lawrence. Deputy Lawrence will give Pepper a good home, will assume custody, control and liability and will provide medical care for him for the remainder of his life.

ACTION: Commissioner Bridges made a motion, seconded by Commissioner Hardin, and unanimously adopted by the Board to, ***remove K9 Pepper from County insurance and transfer ownership to Deputy Lawrence.***

ECONOMIC DEVELOPMENT: BUILDING REUSE GRANT RESOLUTION

Cleveland County Board of Commissioners shall authorize via resolution, the County Manager to submit a grant application and provide a 5% grant match to qualify Project Fix for the North Carolina Department of Commerce, Rural Economic Development Division, Building Reuse Grant Program.

ACTION: Commissioner Bridges made a motion, seconded by Commissioner Hardin, and unanimously adopted by the Board to, ***approve Resolution 02-2020; Resolution in Support of the Project Fix Building Reuse Grant.***



LEGAL: PARCEL 25684 CONSOLIDATION DEED

The County anticipates the sale of a portion of a parcel of land owned by the County (parcel number 25684) and located on Spake Circle. The sale will require approval by the City of Shelby as a minor subdivision and the parcel to be subdivided. Before approval of the minor subdivision, the City requires that the remainder of the original parcel have access to a public road. To effect this requirement, the remaining land needs to be combined with another parcel owned by the County (parcel number 60406).

ACTION: Commissioner Bridges made a motion, seconded by Commissioner Hardin, and unanimously adopted by the Board to, ***authorize the Chairman of the Board to sign a Combination Deed.***

RECORDING FEE \$26 REVENUES
Welda Curator

Doc No: 200035822
Recorded: 02/12/2020 02:40:44 PM
Fee Amt: \$26.00 Page 1 of 2
Transfer Tax: \$0.00
Cleveland County North Carolina
Betsy S. Hamago, Register of Deeds
BK 1807 PG 927 - 928 (2)

NORTH CAROLINA GENERAL WARRANTY DEED

Excise Tax: \$ 0

Parcel Identifier No. Verified by _____ County on the _____ day of _____, 20____

By: _____

Mail/Box to: _____

This instrument was prepared by: Elliot M. Engstrom Senior Staff Attorney, PO Box 1210, Shelby, NC 28151-1210

Brief description for the Index: **Combination of a portion of parcel 25684 and all of parcel 60406**

THIS DEED made this 10th day of February, 2020, by and between

GRANTOR	GRANTEE
CLEVELAND COUNTY, NORTH CAROLINA PO Box 1210 Shelby, NC 28151-1210	CLEVELAND COUNTY, NORTH CAROLINA PO Box 1210 Shelby, NC 28151-1210

Enter in appropriate block for each Grantor and Grantee: name, mailing address, and, if appropriate, character of entity, e.g. corporation or partnership.

The designation Grantor and Grantee as used herein shall include said parties, their heirs, successors, and assigns, and shall include singular, plural, masculine, feminine or neuter as required by context.

WITNESSETH, that Grantor, for a valuable consideration paid by the Grantee, the receipt of which is hereby acknowledged, has and by these presents does grant, bargain, sell and convey unto the Grantee in fee simple, all that certain lot, parcel of land or condominium unit situated in the City of _____, Cleveland County, North Carolina and more particularly described as follows:

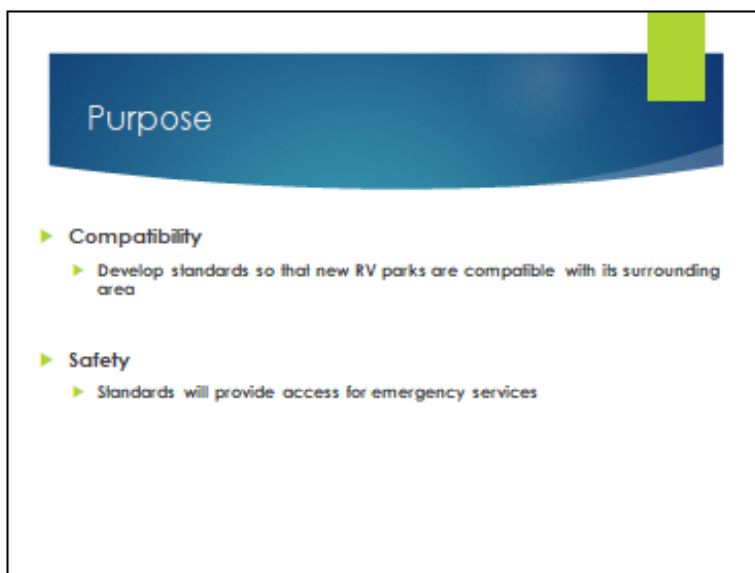
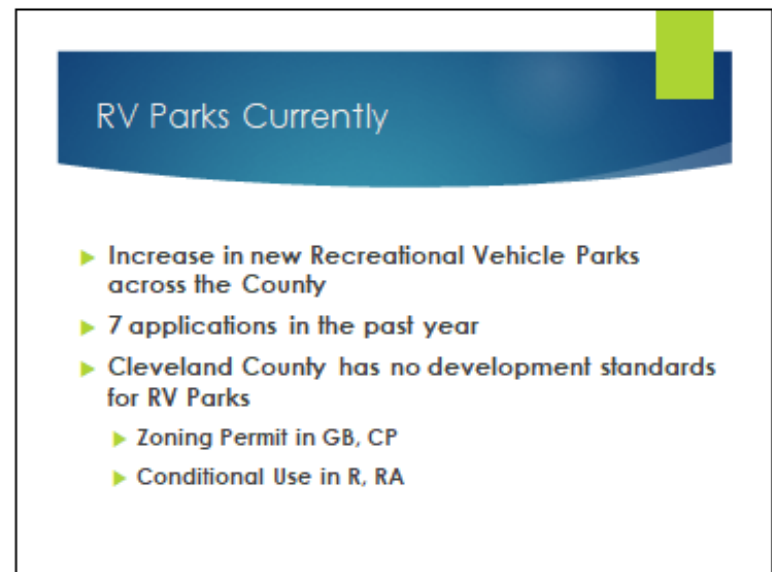
BEGINNING at a point in the centerline of N. C. Highway 180, said point being located 2,341 feet, more or less, from the intersection of Highway 180 and Fairview Road and runs thence with the centerline of Highway 180 the following five calls: S. 09-18-54 E. 67.25 feet; S. 08-34-17 E. 61.6 feet; S. 08-1-49 E. 106.00 feet; S. 09-01-54 E. 213.41 feet; and S. 08-37-05 E. 231.48 feet to a point in said center line, a common corner with Lelia B. Yarborough; thence N. 86-32-37 W. 1,022.95 feet to an iron pin, the northwest corner of the Landmark Baptist Church property and the northeast corner of the Claudia S. Borders property (Deed Book 1636, Page 220); thence with the southern line of property owned by Cleveland County (Deed Book 1714, Page 1699) N. 57-19-23 W. 385.57 feet to a set rebar; thence a new line N. 27-52-17 E. 227.44 feet to a set rebar; thence a new line N. 12-53-20 W. 171.81 feet to a set rebar; thence a

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REGULAR AGENDA

RV PARKS ORDINANCE

Vice Chairman Whetstine asked Senior Planner Chris Martin to come to the podium to speak on the proposed RV Park Ordinance. Mr. Martin presented the following PowerPoint.



Planning Board

- ▶ Reviewed in December and January
- ▶ Provides development standards so that compatibility is achieved while providing safety measures for occupants within the RV Park.
- ▶ Recommend Approval

Action

- ▶ Planning Staff recommends setting a Public Hearing at the February 18, 2020 meeting.

Vice-Chairman Whetstine asked the Board if they had any questions for Mr. Martin. Commissioner Hutchins asked “if the limit was six per acre and if you have ten acres you could have a maximum of sixty RVs?” Mr. Martin stated “yes, if you received all other permits, for example septic tank or sewer.” Commissioner Bridges asked if there was a maximum RV Park size? Mr. Martin explained “there is no maximum size, site would be based on the number of acres.” He also stated they can be clustered together per acre and the other acreage could be for green space. Commissioner Hutchins asked “if a citizen already applied for a permit, would it be grandfathered in?” Mr. Martin responded “yes it would be permitted within the current ordinance.”

ACTION: Commissioner Hutchins made a motion, seconded by Commissioner Whetstine, and unanimously adopted by the Board to, *set a public hearing for the proposed RV Park Ordinance at the February 18, 2020 Regular Commissioners Meeting.*

SOCIAL MEDIA POLICY

Vice-Chairman Whetstine called on Deputy County Attorney Elliot Engstrom to present on the Social Media Policy. Mr. Engstrom reviewed the following PowerPoint.

The Legal Department, Human Resources Department, and County Manager's office have worked together to create the proposed social media policy. The proposed policy creates clear guidelines regarding both use of county-owned social media and use of personal social media. The proposed policy does not apply to the Sheriff, Register of Deeds, or Board of Elections. Any of those departments that do not already have a social media policy in place will have the option of adopting all or portions of the County's policy.

The purpose of the proposed policy is to encourage and require employees to exercise sound judgment in using both County-owned and personal social media. While the policy does set forth a number of rules regarding the use of personal media, it also states that it may not be construed in a manner that prohibits constitutionally protected speech.

Regarding County-owned social media, the proposed policy provides for how County social media pages are to be managed and controlled. This includes content standards for social media pages, rules about personal social media accounts being linked to official County accounts, and rules concerning political activity.

The proposed policy also sets standards for the use of personal social media. These include prohibitions on using personal social media to make statements on behalf of the County, sharing confidential information on social media, and making statements on social media that create a hostile work environment for another employee.

Vice-Chairman Whetstine asked if Commissioners had questions on the Social Media Policy. Commissioner Hutchins stated some citizens had concerns about the policy and he would like further research.

ACTION: Commissioner Hutchins made a motion, seconded by Commissioner Hardin, and unanimously adopted by the Board to, *direct staff to perform further research on the Social Media Policy.*

COMMISSIONER REPORTS

Commissioner Hardin – spoke positively about the Legislative Gathering at Tyron Equestrian Center and the Chamber Banquet.

Commissioner Bridges – also spoke about the Legislative Gathering and noticed a lot of officials spoke in favor of county wide broadband.

Commissioner Hutchins- thanked the staff for their hard work on the Commissioners Work Session last week. He attended the Earl Scruggs Center concert and made a presentation to Boiling Springs Rotary about the Foothills Shooting Complex. He announced that 90+ shooters were at the Foothills Shooting Complex on Saturday for a match, which was the largest one the range has ever had. He commended Sandra Orvig for her hard work.

Vice-Chairman Whetstine- Thanked staff for the Commissioners Work session last week and looks forward to the direction in which the County is going.

Tim Moore- announced February 18th he will be leading a public meeting in the Commissioners Chamber from 3pm-4:30pm to address concerns with the 74 bypass at North Post Road and Airport Road.

ADJOURN

There being no further business to come before the Board at this time, Commissioner Hutchins made a motion, seconded by Commissioner Hardin, and unanimously adopted by the Board, *to adjourn the meeting*. The next meeting of the Commission is scheduled for *Tuesday, February 18, 2020 at 6 p.m. at the Commissioners Chambers*.

*Susan Allen, Chairman
Cleveland County Board of Commissioners*

*April Crotts, Deputy Clerk to the Board
Cleveland County Board of Commissioners*