

**CLEVELAND COUNTY BOARD OF COMMISSIONERS**

**June 21, 2011**

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  
Eddie Holbrook, Commissioner  
Mary S. Accor, Commissioner  
Jason Falls, Commissioner  
David C. Dear, County Manager  
Andrea Leslie-Fite, Attorney  
Kerri Melton, County Clerk  
Eddie Bailes, Assistant County Manager  
Greg Traywick, Co-operative Extension Director  
Chris Crepps, Finance Director  
Rebecca Clark, *The Star*  
Barry Ditz, *Cleveland Headline News*  
Other individual names on file in the Clerk's Office

**CALL TO ORDER**

Chairman Hutchins called the meeting to order and led the audience in the "Pledge of Allegiance" to the flag of the United States of America. Pastor Steve Taylor of Bethlehem Baptist Church provided the invocation for the meeting.

Commissioner Jason Falls took a moment to recognize Wayne King who was recently elected as Vice President of the North Carolina Republican Party.

**AGENDA ADOPTION**

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

- C. **Planning Department:** *Zoning Map Amendment for Alvin Yarbrow (Case 11-05) (Schedule Public Hearing for July 12, 2011)*

**CONSENT AGENDA**

**TAX COLLECTOR'S MONTHLY REPORT**

The Tax Collector provided Commissioners with a detailed written report regarding taxes collected during **May 2011** (*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 **May 2011**. The monthly grand total of tax abatements was listed as (\$6,624.81); and, the monthly grand total for tax supplements was listed as \$132,257.35.

**PLANNING DEPARTMENT: ZONING MAP AMENDMENT FOR ALVIN YARBROW (CASE 11-05) (SCHEDULE PUBLIC HEARING FOR JULY 12, 2011)**

**ACTION:** Ronnie Hawkins made the motion, seconded by Eddie Holbrook, and unanimously adopted by the Board, to *schedule the public hearing.*

**SPECIAL RECOGNITION**

**MCNEILLY FURNITURE, BUILD IT IN AMERICA AWARD**

Commissioners recognized McNeilly Furniture with the following Certificate of Recognition:

**CERTIFICATE OF RECOGNITION  
FROM THE  
CLEVELAND COUNTY BOARD OF COMMISSIONERS**

**PRESENTED TO**

**McNEILLY FURNITURE**

**FOR BEING SELECTED AS A WINNER OF THE 2011 BUILD IT IN AMERICA  
AWARD ~ FOR BEING EXEMPLARY IN YOUR FIELD AND BEING  
COMMITTED TO MAKING, IN AMERICA, THE FINEST IN HAND-CRAFTED  
FURNITURE ~  
WE COMMEND YOU**

***Presented this the 21<sup>st</sup> day of June 2011.***

**FAMILY AND CONSUMER SCIENCES 100<sup>TH</sup> ANNIVERSARY**

Greg Traywick, Cooperative Extension Director thanked Commissioners for allowing them to share the celebration of Family and Consumer Sciences. He then introduced Nancy Abasiokong who thanked Extension and Community Association (ECA) members for their participation and for volunteering their time throughout the community. Cleveland County has been part of home demonstration for 96 years. As a state, Family & Consumer Sciences was established 100 years ago. Ms. Abasiokong gave a presentation titled 100 YEARS of FAMILY AND CONSUMER SCIENCES (FCS) –Helping Cleveland County Families Improve Their Lives (copy found on Page \_\_\_\_ of Minute Book \_\_\_\_).

The President of Cleveland County ECA, Sonja Jones, described the clubs as “service oriented clubs.” These volunteers do things for people who cannot do for themselves. This year they have worked on a project which provided cooling cloths for troops in the Middle East. She thanked Commissioners for their continued support.

ECA officers presented each Commissioner and the County Manager with a copy of a book titled Ordinary Women, Extraordinary Service. Commissioners presented the group with a proclamation congratulating Family and Consumer Sciences on their 100<sup>th</sup> anniversary.

**ACTION:** Mary Accor made the motion, seconded by Ronnie Hawkins, and unanimously adopted by the Board, to *approve the following proclamation:*

Number 03-2011

**CELEBRATING THE 100<sup>TH</sup> ANNIVERSARY OF  
NORTH CAROLINA COOPERATIVE EXTENSION**

## **FAMILY AND CONSUMER SCIENCES**

**WHEREAS**, from its beginning in 1911 with "Tomato Clubs" under the leadership of Jane S. McKimmon, the first home demonstration agent in North Carolina, Family & Consumer Sciences has provided educational programs that improve the lives of North Carolina families; and

**WHEREAS**, originally a part of the Extension Department of the North Carolina College of Agriculture and Mechanic at North Carolina State College, Family & Consumer Sciences was established in 1920 as the Home Demonstration Program; and

**WHEREAS**, while the name has changed over the years, the mission of the organization has remained the same; to improve the well-being of the family through programs that educate, influence policy, and help families put researched-based knowledge from the land-grant university, North Carolina State University, to work in their lives; and

**WHEREAS**, for 100 years, FCS agents have helped NC families connect with and apply research from the university system to their lives. FCS has also helped families develop leadership and technical skills as they improved the lives of their families and communities; and

**WHEREAS**, in 1915, four years after FCS was developed in NC, our Cleveland County Home Demonstration was established and continues today as the Extension & Community Association. Since their beginning, members have partnered with the FCS agents to apply the knowledge they gained to improve the quality of life for their families and others in Cleveland County; and

**WHEREAS**, historically the group has met many prestigious goals; however, several of the most notable include: raising \$100,000 in seed money to launch the construction of the state-of-the-art Jane S. McKimmon Center in Raleigh, the establishment of the Home Economics Family Living Seminar in 1976 and the establishment of a joint Masters of Science in Human Development and Family Studies with the University of North Carolina at Greensboro; and

**WHEREAS**, Cleveland County Commissioners are thankful for the dedication of Family & Consumer Sciences to continue the legacy of delivering relevant and responsive educational programs to North Carolina families.

**NOW, THEREFORE, ON BEHALF OF THE CLEVELAND COUNTY BOARD OF COMMISSIONERS**, I hereby congratulate **FAMILY AND CONSUMER SCIENCES** on their 100<sup>th</sup> Anniversary.

**SIGNED THIS THE 21<sup>st</sup> DAY OF JUNE 2011.**

### **PUBLIC HEARINGS**

#### **ECONOMIC DEVELOPMENT: INCENTIVE AGREEMENT ~ DAVIS GRADING**

Ken Mooney, Manager, Existing Industry Relations Director, presented an incentive grant for Davis Grading, Inc. for expansion of their existing facility. Davis Grading is a local small business located at 3404 West Zion Church Road. This business started in Cleveland County over 20 years ago. They have survived the recent economic downturn and are now expanding their current business. Within twenty-four months, Davis Grading will create a new taxable investment of One Million Three Hundred Thousand Dollars (\$1,300,000) and fifteen new full-time jobs. Currently, Davis Grading has fifty employees.

Chairman Hutchins opened the public hearing and asked anyone speaking for or against the proposed incentive agreement to come forward.

Michael Chrisawn, President of Cleveland County Chamber, asked that Commissioners consider the project. "Davis Grading is a small business who has weathered several recessions and has come out on top. I believe that the small businesses will pull us out of the recession overall. I ask Cleveland County Commissioners to look favorably on this project."

Hearing no other comments, Chairman Hutchins closed the public hearing.

**ACTION:** Ronnie Hawkins made the motion, seconded by Mary Accor and unanimously adopted by the board, *to approve the incentive agreement for Davis Grading Inc. as presented (copy found on Page \_\_\_\_ of Minute Book \_\_\_\_).*

**REGULAR AGENDA**

**FOREST RANGER REPORT**

Travis Shidal, Cleveland County Forest Ranger, presented Commissioners with a short video showing the different programs in which Mr. Shidal participates in. He then presented Commissioners with a report of activities covering FY 2010-2011 (*copy found on Page \_\_\_\_ of Minute Book \_\_\_\_*).

**NCDOT: PROPOSED SECONDARY ROAD IMPROVEMENT PLAN**

Gary Spangler, NCDOT District I Engineer, began by introducing Caroline Dedmon, the NCDOT Engineer who serves Cleveland County.

Last year, Cleveland County received approximately \$1.8 Million in funding. This year, Cleveland County will receive approximately \$1.5 Million. The decrease in funding is due mainly to the fact that there are less and less roads to be paved in Cleveland County. There are approximately 27.35 miles of unpaved roads in Cleveland County (63 roads). Several of these roads cannot be paved as the NCDOT has been unable to obtain right-of-way.

The Secondary Road Improvement Program offers two types of funding- the Highway Fund (car sales tax, tags etc.) and the Trust Fund (gas tax). Per General Statutes, the Highway Fund requires a portion of the money be spent on paved road improvements. To date, all subdivision roads have been paved, leaving only rural paving.

Mr. Spangler presented the Secondary Road Improvement Program to Commissioners.

Commissioner Hawkins thanked Mr. Spangler for his help with the many other road projects going on throughout Cleveland County.

**ACTION:** Mary Accor made the motion, seconded by Jason Falls, and unanimously adopted by the board, *to adopt the following resolution.*

***NUMBER 13-2011***

**NORTH CAROLINA DEPARTMENT OF TRANSPORTATION APPROVAL OF 2011-2012 SECONDARY ROADS IMPROVEMENT PROGRAM**

**WHEREAS**, representatives from the North Carolina Department of Transportation appeared before the Board of Commissioners on June 21, 2011 and presented the Secondary Roads Improvement Program for 2011-2012 for Cleveland County.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF CLEVELAND COUNTY, NORTH CAROLINA that the Cleveland County Board of Commissioners has reviewed said program and concurs with the Secondary Roads Improvement Program for 2011-2012 as presented by the representatives of the North Carolina Board of Transportation as attached:

**North Carolina Department of Transportation  
Secondary Roads Construction Program  
Cleveland County**

**FY 2011-2012 Anticipated Allocation**

Highway Fund G.S. 136-44.5	\$861,966.04
Trust Fund G.S. 136-182	\$702,582.52
<b>Total</b>	<b>\$ 1,564,548.56</b>

**Programmed Paving Goal: 4.19**

**I. Paving Unpaved Roads**

A. Rural Paving Priority Highway Fund G.S. 136-44.5

Priority Number	SR No.	Length (Miles)	Road Name and Description	Est. Cost
11	1347	0.60	Derby Drive From SR 1337 to DE.	\$ 207,433.58
12	1198	0.39	Mort Rd. from EP to SC Line	\$ 150,000.00
13	1109	0.50	Sweezy Rd from SR 1128 to DE.	\$ 190,000.00
<b>Total 1.49</b>			<b>Subtotal:</b>	<b>\$ 547,433.58</b>

A. Rural Paving Priority Trust Fund G.S. 136-182

Priority Number	SR No.	Length (Miles)	Road Name and Description	Est. Cost
14	1648	0.50	John Hoyle Rd from SR 1637 to DE.	\$ 190,000.00
15	1208	0.70	Ruppe Rd. from SR 1207 to SC Line.	\$ 266,000.00
16	1579	1.50	Joe Hoyle Rd. from EP to NC 10 ( Partial Funding )	\$ 223,996.75
<b>Total 2.70</b>			<b>Subtotal:</b>	<b>\$ 679,996.75</b>

B. Subdivision Paving Priority: There are no subdivision road remaining in the priority

\* Rural Paving Alternatives

Priority Number	SR No.	Length (Miles)	Road Name and Description	Est. Cost
17	1376	0.44	Brooks Chapel Rd from SR 1378 to SR 1379	\$ 167,200.00
18	1644	0.60	Willis Rd from SR 1643 to DE	\$ 225,000.00
19	1522	0.85	Palmer Rd from NC 226 to SR 1521	\$ 323,000.00
20	1818	0.80	North Royster Rd. from SR 1819 to DE	\$ 304,000.00

\* In the event that any roads in priority have to be placed on the "Hold List" due to unavailable right of way or environmental review, or if additional funding becomes available, funds will be applied to the roads listed in priority order in the paving list alternate list.

**II. General Secondary Road Improvements**

A. Unpaved Road Spot Improvements

Highway Fund G.S. 136-44.5	
<b>Subtotal:</b>	<b>\$0.00</b>

B. Paved Road Spot Improvements: Highway Fund G.S. 136-44.5

Priority Number	SR No.	Length (Miles)	Road Name and Description	Est. Cost
	1105	0.35	Melrose Rd. from NC 18 to NC 150. Widen and Resurface	\$ 100,000.00
	1161		Improve Intersection at NC 150	\$ 175,000.00
			<b>Subtotal:</b>	<b>\$ 275,000.00</b>

Paved Road Spot Improvements Alternatives

Priority Number	SR No.	Length (Miles)	Road Name and Description	Est. Cost

**III. Funds reserved for surveying, right of way acquisition, right of way acquisition, road additions, contingencies, overdrafts, and paving entrances to certified fire departments, rescue squads, etc.**

Highway Fund G.S. 136-44.5	\$39,532.46
Trust Fund G.S. 136-182	\$22,585.77
<b>Subtotal:</b>	<b>\$ 62,118.23</b>

**GRAND TOTAL: \$1,564,548.56**

Adopted and approved this the 21st day of June 2011.

**PROPERTY PURCHASE ~ WESTERN CLEVELAND COUNTY**

Cleveland County has been working towards the creation of a rail-served industrial park in Western Cleveland County. Rail-served properties are very important in recruiting economic development clients, as evidenced from the locating of Clearwater Paper onto a rail-served property. Clearwater Paper will create approximately 250 jobs. The property which currently houses Clearwater Paper was the last rail-served property owned by Cleveland County. County Manager David Dear and the Economic Development Team have worked with many projects over the last few months. Several of these projects did not locate in Cleveland County due to the unavailability of rail-served property.

Mr. Dear recommended Commissioners approve the purchase of 420 acres of rail-served property located in western Cleveland County. The approximate per acre price is \$7,500 for a total of approximately \$3,150,000. Mr. Dear made note that the county should be able to receive approximately \$150,000 for right-of-way from the NCDOT and selling of timber on the property.

Funding for purchase of this property will be borrowed from an internal department and will be paid back in the amount of \$250,000 per year for twelve years.

**ACTION:** Ronnie Hawkins made the motion, seconded by Mary Accor, and unanimously adopted by the board, *to give the County Manager and the County Attorney authorization to purchase the land as recommended by County Manager David Dear.*

Chairman Hutchins stated, "There are very few rail properties in the State of North Carolina. Purchase of this property will benefit Cleveland County. Had the county not had property for some of the other projects that have already located here, those companies would not be here today."

#### **RURAL FIRE COMMISSION TERM LIMIT**

County Clerk Kerri Melton recommended that the term limit for members serving appointed to the Rural Fire Commission be changed from one-year to three-years.

**ACTION:** Jason Falls made the motion, seconded by Eddie Holbrook, and unanimously adopted by the board, *to change the term limit on the Rural Fire Commission from one-year to three-years.*

#### **BOARD APPOINTMENTS**

##### **ADULT CARE HOME ADVISORY COMMITTEE**

**ACTION:** Ronnie Hawkins made the motion, seconded by Mary Accor, and unanimously adopted by the Board, *to re-appoint David Titus, DaNita Chaplin, Maggie White, Annie Browner, Kris Thompson, Johnny White, Irvin Chadwick, Curtis Pressley and Meranda Hendrick as members of the Adult Care Home Advisory committee to serve a three year term to conclude June 30, 2014.*

##### **CLEVELAND COUNTY CHILD FATALITY PREVENTION & PROTECTION TEAM**

**ACTION:** Mary Accor made the motion, seconded by Jason Falls, and unanimously adopted by the Board, *to appoint Dr. Leslie Richardson to serve as a member of this team.* This appointment is for a period of three-years, scheduled to conclude on June 30, 2014.

##### **COMMISSION FOR WOMEN**

**ACTION:** Mary Accor made the motion, seconded by Ronnie Hawkins, and unanimously adopted by the Board, *to re-appoint/appoint Alva Finney, Betsy Wells, Kay Kiser Wallace, Robert Miller, Debra Blanton, Mary Accor, Esther Plummer and Joyce Morrow Coleman to serve as members of this commission.* Each appointment is for a period of three-years, scheduled to conclude June 30, 2014.

##### **JURY COMMISSION**

**ACTION:** Mary Accor made the motion, seconded by Eddie Holbrook, and unanimously adopted by the Board, *to appoint Jeff Ames to serve as a member of this commission.* This appointment is for a period of two-years, scheduled to conclude on June 30, 2013.

**SOCIAL SERVICES BOARD**

**ACTION:** Ronnie Hawkins made the motion, seconded by Mary Accor, and unanimously adopted by the Board, *to appoint Betsy Wells to serve as a member of this board.* This appointment is for a period of three-years, scheduled to conclude on June 30, 2014.

**CLEVELAND COUNTY MEMORIAL LIBRARY ADVISORY BOARD**

**ACTION:** Ronnie Hawkins made the motion, seconded by Jason Falls, and unanimously adopted by the board, *to appoint/re-appoint Zach Trogdon, Mary Accor, Betsy Wells and Priscilla Mellon to serve as members of this board for a period of three-years, and to appoint Alva Finney to fill a term scheduled to expire on June 30, 2012.*

**MUSEUM ARCHIVAL COMMITTEE**

**ACTION:** Mary Accor made the motion, seconded by Eddie Holbrook, and unanimously adopted by the board, *to re-appoint Wanda Crotts, Libby Sarazan and Meloni Wray to serve as members of this committee.* These appointments are for a period of three-years, scheduled to conclude on June 30, 2014.

**HISTORIC PRESERVATION COMMISSION**

**ACTION:** Mary Accor made the motion, seconded by Ronnie Hawkins, and unanimously adopted by the board, *to appoint/re-appoint Max Hopper, Bob Smith, Vickie Rudasill and Nathan Mellon to serve as members of this board for a period of four-years and to appoint Mot Davis to fill a term scheduled to expire on June 30, 2013.*

**JUVENILE CRIME PREVENTION COUNCIL**

**ACTION:** Ronnie Hawkins made the motion, seconded by Jason Falls, and unanimously adopted by the board, *to reappoint/appoint the following to serve on this council:*

*Jeff Ledford- Chief of Police*  
*Paul Ditz- District Attorney or designee*  
*Nelson Connor- Director, AMH/DD/SA, or designee*  
*Titus Hopper, Member of Faith Community*  
*John Michael Twiggs- Person under 18*  
*Ray Hurley- Representative/Parks and Rec.*  
*Rodney Borders- County Commissioner Appointee*  
*Melissa Spearman- County Commissioner Appointee*  
*Irene Camp- County Commissioner Appointee*  
*Connie Farrington- County Commissioner Appointee*

Each reappointment/appointment above is for a period of two-years, scheduled to conclude on June 30, 2013.

*Kathy Ledbetter- Local Health Director or designee*  
*Omar Porter- County Commissioner Appointee*

***Mike Mittleman- County Commissioner Appointee  
Jason Falls- County Commissioner Representative***

Each appointment above is to fill an unexpired term or vacancy which will expire on June 30, 2012.

**PATHWAYS**

**ACTION:** Ronnie Hawkins made the motion, seconded by Jason Falls, and unanimously adopted by the Board, ***to appoint Ali Paksoy to serve as a member of this board.*** This appointment is for a period of three-years, scheduled to conclude on June 30, 2014.

**RURAL FIRE COMMISSION**

**ACTION:** Mary Accor made the motion, seconded by Jason Falls, and unanimously adopted by the Board, ***to re-appoint William Davis, Thomas Glenn Hartis, Marvin Hutchinson, Chris Poole, Floyd Queen and Johnny Hutchins to serve as members of this board,*** for a period of three-years, scheduled to conclude June 30, 2014 .

**ISOTHERMAL PLANNING AND DEVELOPMENT COMMISSION BOARD OF DIRECTORS**

**ACTION:** Ronnie Hawkins made the motion, seconded by Mary Accor, and unanimously adopted by the Board, ***to appoint Jason Falls to fill an unexpired term on this board.*** This term will expire on June 30, 2012.

**CITY OF SHELBY PLANNING AND ZONING BOARD**

**ACTION:** Mary Accor made the motion, seconded by Eddie Holbrook, and unanimously adopted by the Board, ***to re-appoint Will Rucker to serve as a member of this board.*** This term is scheduled to conclude June 30, 2014.

**TOWN OF BOILING SPRINGS PLANNING AND ZONING BOARD/BOARD OF ADJUSTMENT**

**ACTION:** Jason Falls made the motion, seconded by Mary Accor, and unanimously adopted by the Board, ***to re-appoint Charles Brown to serve as a member of this board.*** This term is scheduled to conclude June 30, 2014.

**COMMISSIONER REPORTS**

A rabies clinic which was held in Kings Mountain. Approximately 500 animals were vaccinated. At the event, nurses from the Health Department administered whooping cough vaccines to humans. These rabies clinics are not only a benefit to the animals in Cleveland County, but they also serve as an attempt for the Health Department to train employees in case of an incident where a mass inoculation would have to occur. Commissioner Hawkins said, "Animal Control folks sometimes get a bad wrap but they are some of the most caring people I know. Special thanks to Sam Lockridge and his team."



Commissioner Accor attended a NCACC Board meeting in Asheville where it was noted that, out of 52 goals submitted to Legislators from the NCACC, 40 of those goals received attention and many were enacted into law. “This was a good year for the counties”, said Commissioner Accor.

**ADJOURN**

There being no further business to come 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, July 12, 2011 at 6:00 p.m.*** in the Commission Chamber. (*Note: The regular meeting of July 5<sup>th</sup> was cancelled in observance of Independence Day.*)

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*Johnny Hutchins, Chairman  
Cleveland County Board of Commissioners*

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*Kerri Melton, Clerk  
Cleveland County Board of Commissioners*