

ADOPTED

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**Gaston County Board
of Commissioners**

GASTON COUNTY

COMMISSIONER'S COURT

NORTH CAROLINA

NOVEMBER 28, 2023

The Gaston County Board of Commissioners (BOC) met in Rescheduled Regular Session at 6:41 pm on November 28, 2023, immediately following its Rescheduled Work Session, in The Harley B. Gaston, Jr. Public Forum, Gaston County Courthouse.

Chairman Chad Brown presided with Commissioners Bob Hovis, Vice-Chairman; Cathy Cloninger, Allen R. Fraley, Kim Johnson (via telephone) and Ronnie Worley in attendance.

Commissioner Tom Keigher was not in attendance.

Others present included Dr. Kim S. Eagle, County Manager; William T. Stetzer, County Attorney; and Donna S. Buff, Clerk to the Board.

Upon request of Chairman Brown, Commissioner Hovis led those assembled in the Invocation and Commissioner Worley led in the Pledge of Allegiance during the preceding Work Session.

Public Hearing - RE: Commissioner Fraley - Building & Development Services - Zoning Map Change: REZ-23-09-05-00162, Linda D. Pennington-Hardin (Applicant); Property Parcel: 310659, Located off Tot Dellinger Rd., Cherryville, NC, Rezone 2 Acres from the (R-1) Single Family Limited Zoning District to the (R-2) Single Family Moderate Zoning District

Chairman Brown announced the Public Hearings as advertised, outlined the Rules of Procedures for the hearings and called for a motion to enter into Public Hearing.

Commissioner Hovis introduced the motion and Commissioner Worley provided the second. Chairman Brown called for Commissioner Johnson's voice vote and called for the vote from the remaining members (via show of hands) and the BOC unanimously entered into Public Hearing.

Chairman Brown introduced Ms. Peyton Ratchford, Building and Development Services Planner II, for comments.

Ms. Ratchford advised the zoning request is from Linda D. Pennington-Hardin (Applicant) for parcel 310659 located off Tot Dellinger Rd., Cherryville, NC; Applicant is requesting to rezone the two (2) acres parcel from the (R-1) Single Family Limited Zoning District to the (R-2) Single Family Moderate Zoning District; the property is located in the northwest corner of County (north of Cherryville city limits).

She reviewed orthophoto and zoning maps and advised the parcel is currently vacant with a wooded area on the southeastern side of the property; surrounding zoning districts include R-1 and C-1; if the request is approved, any uses in the R-2 zoning district would be permitted per standards and regulations adopted in the Unified Development Ordinance (UDO).

The site will be served via a private well/septic system and is accessed off a privately maintained access easement off Tot Dellinger Rd., an NCDOT (NC Department of Transportation) maintained road.

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She reviewed the adjacent property owners' map depicting those notified of the public hearing; advised public notices were mailed and the sign was posted on the site on November 8th per NCGS; she reviewed the property owners' information table depicting those who received a mailing notice.

She further advised that the subject parcel is located in Area 1: Rural Gaston/Northwest Gaston of the Comprehensive Land Use Plan (CLUP); key issues for area citizens include preservation of open space, road improvements, preservation of agriculture, and maintaining rural "feel" of community.

The future land use designation is Rural (characterized as having plenty of open space along with farmstead-style housing and opportunities for agribusiness. Residential homes are located on large lots and are set back on the roads they front upon).

The Gaston County Technical Review Committee (TRC) reviewed the project and had no comments at this time; in addition, there are no planned transportation projects in the vicinity.

The Planning Board heard the request at its November 6th meeting and recommended approval by a unanimous vote (6-0); this concludes the presentation.

Chairman Brown called for comments from the Applicant, for citizen comment and for questions from the BOC; hearing none, declared the Public Hearing closed.

Chairman Brown recapped the Planning Board unanimously recommended approval and called for a motion to approve.

Commissioner Fraley introduced the motion and Commissioner Hovis provided the second. Chairman Brown called for Commissioner Johnson's voice vote and called for the vote from the remaining members (via show of hands) and the BOC unanimously approved **2023-374**, upon consideration of the map change application, public hearing comment and recommendation from the Planning Board and Planning staff finds:

- 1) The map change request is consistent with the County's approved Comprehensive Land Use Plan. It is consistent with the goals of the Comprehensive Land Use Plan as it will maintain the rural "feel" of the community by keeping plenty of open space along with farmstead style housing, as envisioned by the rural future land use designation.

The Commission considers this action to be reasonable and in the public interest, based on: Planning Board recommendation and compatibility with existing land uses in the immediate area. Therefore, the map change request for Property parcel: 310659, is hereby approved, effective with the passage of this Resolution.

- 2) The County Manager is authorized to make necessary notifications in this matter to appropriate parties.

Chairman Brown asked the County Attorney to provide the Consistency Statement.

The County Attorney responded that with the Board's permission, he will submit a written Consistency Statement to the Clerk.

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Public Hearing - RE: Commissioner Cloninger - Building & Development Services - Zoning Map Change: REZ-23-09-05-00163, Derrick Kent Hunter (Applicant); Property Parcel: 167857, Located on 532 Upper Spencer Mountain Rd., Stanley, NC, Rezone 4.76 Acres from the (R-1) Single Family Limited Zoning District to the (R-3) Single Family General Zoning District

Chairman Brown introduced Mrs. Jamie Kanburoglu, Director of Planning and Zoning - Building and Development Services, for comments.

Mrs. Kanburoglu advised the zoning request from Mr. Derrick Kent Hunter (Applicant) is for parcel 167857 located on 532 Upper Spencer Mountain Rd., Stanley, NC; the request is to rezone 4.76 acres from the (R-1) Single Family Limited Zoning District to the (R-3) Single Family General Zoning District.

She reviewed an orthophoto map and advised the property is west of Stanley's municipal limits and north of Spencer Mountain; the parcel is heavily wooded and surrounded by residential uses (mixture of traditional/site-built homes and manufactured housing).

The lot is listed as vacant (per tax records); there is an existing single-wide manufactured home on the southeast portion of the lot (per survey completed 9/2023) that is being used as a storage unit; no one lives in it.

The Applicant went through the subdivision process for the parcel; staff approved the subdivision into two lots (3.48 acres for lot with the existing home; 1.51 acres for the second lot); it is staff's understanding the property owner subdivided the lot with intentions of giving it to his daughter; the subdivision was recorded on 10/31/2023 but has not been mapped on GIS yet; per the Unified Development Ordinance (UDO), only one primary dwelling unit is allowed on a lot that is less than 10 acres; a resident in area asked if the rezoning would approve multiple housing units on one lot and was advised by staff that only one residential principal dwelling would be allowed per each lot.

She reviewed the zoning map and advised the Applicant is requesting to rezone the parcel from R-1 to R-3; a large majority of the surrounding area is zoned R-1; there is an R-2 neighborhood east of the subject property with all manufactured homes.

She reviewed the adjacent property owners' map depicting those notified about the public hearing and advised that staff received two calls for general information about the request.

The lot will be serviced by a private well/septic system; access to the lot is off of an NCDOT (NC Department of Transportation) maintained road.

The GCLMPO (Gaston Cleveland Lincoln Metropolitan Planning Organization) showed there are no planned transportation improvement projects in the area and said the property owner would need to coordinate with DOT (Department of Transportation) for a driveway permit; staff did not receive any comments from the Technical Review Committee (TRC).

The property is in Area 3: Riverfront Gaston small area plan of the Comprehensive Land Use Plan (CLUP); key issues for citizens in area include preservation of open space, road improvements and better connectivity to other areas of the County and throughout the region, increased job opportunities and maintaining rural "feel" of the area.

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The future land use designation is Rural Community. Rural communities are areas in largely Rural areas where there is a number of residential buildings on smaller lots built closer to the roadway. These areas have a neighborhood look and feel.

Per NCGS and the UDO, staff is asking BOC to receive the staff's report and presentation, Applicant's presentation and testimony, and any public comment. Per the UDO, the BOC can grant the request as presented, grant with a reduction of the area requested, grant to a more restrictive general zoning district, grant with a combination of subsections B & C (shown on slide) or deny the request.

The Planning Board did not recommend approval of the R-3 zoning district request; the motion was unanimously supported; however, the Planning Board did agree, and included in the record of their Minutes, that had the request been to rezone to the R-2 zoning district they would have supported the request.

Chairman Brown called for comments from the Applicant.

Mr. Derrick Kent Hunter, Applicant/property owner of parcel 167857, advised he wanted to rezone the 4.7 acres to provide affordable housing for their daughter, future son-in-law and soon-to-be first child; had many questions and Mrs. Kanburoglu answered a lot of them via a short email:

("This is a common zoning district throughout the County; when they adopted the current Development Ordinance they purposely did not allow manufactured homes in the R-1 zoning district and then the R-1 zoning district was made to default zoning district for the County which created a lot of non-conforming situations for the existing manufactured homes. At the time, I think the goal was to reduce mobile home parks and manufactured housing in general and I don't think they accounted for the type of manufactured homes products being created today. There is a lot of new studies and blogs being written by the School of Government and even the new state statutes are clear about promoting the use of manufactured housing as it is meant to be an affordable housing type. Our staff plans to address this in rewrites of our Ordinance in the next few years".);

Mr. Hunter thanked BOC for hearing the request.

Chairman Brown called for citizen comment; hearing none, called for questions from the BOC.

Commissioner Worley noted that the Applicant stated he would be okay with a more restrictive rezoning of R-2; the BOC can do that if it will allow Applicant to do what he wants to do; sounds like it would, is that correct?

Mrs. Kanburoglu responded the R-2 zoning would allow the placement of a doublewide manufactured home; the R-3 is what allows for a single-wide manufactured home; per code, the zoning could be restricted to R-2, but his request is for the R-3 zoning district.

Chairman Brown asked if Applicant was sufficient with changing the rezoning to R-2.

The Applicant responded "yes, sir".

Chairman Brown asked if Commissioner Worley wanted to introduce a motion for the R-2 zoning district.

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Commissioner Worley responded that is fine; want to work with Applicant within the code and the Ordinance; willing to make that motion if the R-2 allows the Applicant to provide affordable housing for his family member.

Chairman Brown declared the Public Hearing closed.

Chairman Brown recapped that the Planning Board unanimously recommended disapproval from the R-1 to the R-3; the BOC can accept the Planning Board's recommendation to disapprove; or the approval can go from a R-1 to a R-2.

Chairman Brown called for a motion to approve.

Commissioner Worley introduced the motion ***to change the zoning district from R-1 to R-2*** and Commissioner Hovis provided the second. Chairman Brown called for Commissioner Johnson's voice vote and called for the vote from the remaining members (via show of hands) and the BOC unanimously approved **2023-375**, upon consideration of the map change application, public hearing comment and recommendation from the Planning Board and Planning staff finds:

- 1) The map change request is consistent with the County's approved Comprehensive Land Use Plan. It is consistent with the goals of the Comprehensive Land Use Plan as it will keep the parcel residential in nature as envisioned by the rural community future land use designation. Rural community areas are largely in rural areas where there is a number of residential buildings on smaller lots, built closer to the roadway. The proposed use and district would also allow for the preservation of existing conditions in the area while allowing low to moderate growth in the Riverfront Gaston area of the Comprehensive Land Use Plan.

The Commission considers this action to be reasonable and in the public interest, based on: Planning Board recommendation and compatibility with existing land uses in the immediate area. Therefore, the map change request for Property parcel: 167857 is hereby approved, effective with the passage of this Resolution, to be rezoned to the more restrictive (R-2) Single Family Moderate Zoning District.

- 2) The County Manager is authorized to make necessary notifications in this matter to appropriate parties.

Chairman Brown asked the County Attorney to provide the Consistency Statement.

The County Attorney responded with the permission of the BOC that he would provide a written Statement of Consistency to the Clerk.

Public Hearing - RE: Commissioner Keigher - EDC - To Authorize a Gaston County Level One or Level Two Incentive Grant and Approve the Conveyance of Approximately 5.2 Acres of Land in the Gastonia Technology Park (GTP) Pursuant to N.C.Gen.Stat. 158-7.1; Authorize Gaston County to Enter Into an Economic Development Agreement (EDA) with Project Manitoba

Chairman Brown introduced Mr. Donny Hicks, Economic Development Director, for comments.

Mr. Hicks advised that staff is requesting the BOC to offer Project Manitoba a Level One or Level Two (Incentive) Grant and to convey 5.2 acres in the Gastonia Technology Park (GTP) for an expansion; the company plans to invest about \$7M and create 31 new jobs at an average salary of about \$56k/year; staff will go before City of Gastonia to ask them to match the same grant level.

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He reviewed a drawing of the site to convey and advised it is a remnant piece that they knew had to be bought by someone for an expansion; the average value should be \$40k/acre; they made a cash offer of \$35k/acre; 1.2 acres of land is in the floodplain; within the floodplain is a wetland; so it is basically unusable; if you take out the unusable land and go back to the 4 acres that are net usable they are paying \$45.5k/acre for it; we think the cash offer is a fair offer for both parties; it gives the company what they need to expand and allows the County to sell it at a reasonable price.

Chairman Brown called for citizen comment and for questions from the BOC; hearing none, declared the Public Hearing closed.

Chairman Brown called for a motion to approve.

Commissioner Hovis introduced the motion and Commissioner Fraley provided the second. Chairman Brown called for Commissioner Johnson's voice vote and called for the vote from the remaining members (via show of hands) and the BOC unanimously approved **2023-376** as follows:

- WHEREAS, North Carolina General Statute 158-7.1 authorizes a county to undertake an economic development project by conveying property to a company in order to induce the company to locate or expand its operations within the county; and,
- WHEREAS, Gaston County and Project Manitoba have engaged in private negotiations for the conveyance of a 5.2 acre tract in the Gastonia Technology Park, to the end that Project Manitoba may expand their manufacturing facility on the tract, and they have reached tentative agreement on the terms for conveyance of the property, and for a Level One or Level Two Incentive Grant; and,
- WHEREAS, the Board of Commissioners of Gaston County has held a public hearing to consider whether to approve conveyance of the tract and the Level One or Level Two Incentive Grant to Project Manitoba; and,
- WHEREAS, Project Manitoba is considering a total investment of \$7,000,000 to design and expand and anticipates creating 31 additional job opportunities with an average annual salary of \$56,129; and,
- WHEREAS, North Carolina General Statute §158-7.1 authorizes a County to undertake an economic development project by providing grants for the location of industry; and,
- WHEREAS, Gaston County developed an economic grant policy to provide global advanced manufacturing companies and distribution facilities with incentives to develop high quality industries within the County; and,
- WHEREAS, it is anticipated that the Company's capital investment in and at the Property and its operations thereat will generate significant ad valorem tax, sales tax and other revenues to the County and will qualify for a Level One or Level Two Incentive Grant; and,
- WHEREAS, the County will prepare a detailed Economic Development Agreement (EDA), between Project Manitoba and the County, to provide a Level One or Level Two Incentive Grant, so as to induce the company to provide good job opportunities and capital investment which will enhance the County's ability to attract additional business and industry.

NOW, THEREFORE, BE IT RESOLVED that the Gaston County Board of Commissioners:

1. Authorizes the Chairman and Vice-Chairman of the Board of Commissioners to execute the necessary documents to convey to Project Manitoba the real property more particularly described below:

See Attached Map

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2. The conveyance of a 5.2 acre tract to Project Manitoba will stimulate the local economy, promote business, and result in the creation of a substantial number of jobs in Gaston County. The probable average annual wage at the facility to be constructed by Project Manitoba is \$56,129. The determination of the probable average annual wage at the facility is based upon materials provided to the County by Project Manitoba.
3. The fair market value of the property, subject to the covenants and conditions associated with the Gastonia Technology Park, is \$40,000.00 per acre. This determination of fair market value is based upon the sales prices of comparable tracts of land, as reported to the Board of Commissioners.
4. The Board of Commissioners has determined that the approximate value of the interest to be conveyed is Forty Thousand Dollars (\$40,000.00) per acre, for a total value of \$208,000.00, subject to survey. In consideration for the site PROJECT MANITOBA will pay \$182,000.00, in cash. This facility will generate property tax revenues over the next ten years in an amount at least to sufficiently return to the County the total fair market value of the property.
5. As further consideration for the conveyance of the property, Project Manitoba has agreed to expand the advanced manufacturing facility at a cost of at least \$7,000,000.
6. The Level One or Level Two Incentive Grant to Project Manitoba is approved and the Chairman, Vice-Chairman or the County Manager is authorized to execute any documents necessary to complete an Economic Development Agreement for Project Manitoba.



Public Hearing - RE: Commissioner Keigher - EDC - To Approve a Gaston County Level One Incentive Grant Pursuant to N.C.Gen.Stat. 158-7.1; To Authorize Gaston County to Enter Into an Economic Development Agreement (EDA) with Project Server

Chairman Brown introduced Ms. Alisha Summey, Economic Development Commission Assistant Director, for comments.

Ms. Summey advised staff is requesting a Level One (Incentive) Grant (five-year grant) for Project Server, a Danish company, that is looking to invest \$7M and to create 85 new jobs at an average annual wage of \$61k/year instead of investing \$5M and creating 50 new jobs as noted in Resolution; Project Server is a plastics pipe and pipe fitting manufacturer for the telecom industry;

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they are looking at a vacant 50,000SF building in Belmont (former Marvalatex textile building); the state is supporting a Building Reuse Grant and a One NC Grant as well to upfit the building; the County is competing with three other states.

Chairman Brown called for citizen comment and for questions from the BOC; hearing none, declared the Public Hearing closed.

Chairman Brown called for a motion to approve.

Commissioner Worley introduced the motion and Commissioner Fraley provided the second. Chairman Brown called for Commissioner Johnson's voice vote and called for the vote from the remaining members (via show of hands) and the BOC unanimously approved **2023-377** as follows:

WHEREAS, Project Server is considering a total investment of \$7,000,000 to establish a manufacturing operation in Gaston County, to include the purchase and installation of machinery & equipment; and,

WHEREAS, the firm intends to create at least 85 new jobs over five years in Gaston County; and,

WHEREAS, North Carolina General Statute §158-7.1 authorizes a County to undertake an economic development project by providing grants for the location of industry; and,

WHEREAS, Gaston County developed an economic grant policy to provide global advanced manufacturing companies and distribution facilities with incentives to develop high quality industries within the County; and,

WHEREAS, it is anticipated that the Company's capital investment in and at the Property and its operations thereat will generate significant ad valorem tax, sales tax and other revenues to the County and will qualify for a Level One Incentive Grant; and,

WHEREAS, the County will prepare a detailed Economic Development Agreement (EDA), between Project Server and the County, to provide a Level One Incentive Grant, so as to induce the company to provide good job opportunities and capital investment which will enhance the County's ability to attract additional business and industry.

NOW, THEREFORE, BE IT RESOLVED that the Gaston County Board of Commissioners approves a Level One Incentive Grant, as determined by County policy, and authorizes the Chairman, Vice-Chairman or the County Manager to execute any documents necessary to complete an Economic Development Agreement for Project Server.

Agenda Revision/Approval

Chairman Brown called for a motion to approve.

Commissioner Hovis introduced the motion and Commissioner Worley provided the second. Chairman Brown called for Commissioner Johnson's voice vote and called for the vote from the remaining members (via show of hands) and the BOC unanimously approved the Agenda of November 28, 2023.

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Citizen Recognition

Mrs. Jennifer Frye, (1004) Long Shoals Rd., (Lincolnton, NC), spoke in opposition of the proposed Piedmont Lithium mining operation and its effects on the water supply in the area; she presented her comments for the record, which included statements from Piedmont Lithium regarding well water concerns, information from hydrologists regarding the topic, and a quote from an article in *North Carolina Policy Watch*.

Commissioner Hovis introduced the motion and Commissioner Fraley provided the second. Chairman Brown called for Commissioner Johnson's voice vote and called for the vote from the remaining members (via show of hands) and the BOC unanimously accepted Mrs. Frye's comments as information.

Mr. Jim McMahan, 9091 One Loafer's Glory Trail, Lincolnton, NC, spoke in opposition of the proposed Piedmont Lithium mining operation; attended Piedmont Lithium's Town Hall event at Cherryville Country Club; commented that an archeological map provided at the meeting showed the deposits of arsenic in the area, with the largest and deepest concentration located where the mine is going to be.

Consent Agenda

Chairman Brown called for a motion to approve.

Commissioner Worley introduced the motion and Commissioner Hovis provided the second. Chairman Brown called for Commissioner Johnson's voice vote and called for the vote from the remaining members (via show of hands) and the BOC unanimously approved the Consent Agenda as follows:

2023-378 Commissioner Brown - BOC - To Revise the Gaston County Board of Commissioners' (BOC) 2023 Regular Meeting Schedule to Reschedule the Time of the December 12th Combined Work Session, Regular Meeting and Organizational Meeting from 6:00 PM to 3:00 PM as follows:

NOW, THEREFORE, BE IT RESOLVED that the Gaston County Board of Commissioners, in accordance with N.C.G.S §143-318.12(a), hereby revises the 2023 BOC Meeting Schedule to reschedule the time of the December 12, 2023 Combined Work Session, Regular Meeting and Organizational Meeting from 6:00 PM to 3:00 PM.

2023-379 Commissioners Brown & Worley - BOC - Proclamation - To Commemorate the 250th Anniversary of The Boston Tea Party

2023-380 Commissioner Worley - Budget & Strategy - To Accept and Appropriate State Grant Funds from the NC Council for Women for the Cathy Mabry Cloninger Center's Domestic Violence Program (*Domestic Violence Funds - \$60,972; Divorce Filing Fees - \$19,000; Marriage License Fees - \$17,500*) (20% Match - Existing Funds) per Budget Change Request:

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Account Description	Account Number	Amount
State Grant Rev-FY24 NCCFW DV	1000-CSS-291-29102-000000-0000000-0000-05-410001-G0084	(\$60,972.19)
Salaries-FY24 NCCFW DV	1000-CSS-291-29102-000000-0000000-0000-05-510001-G0084	\$60,972.19
Health (Match)	1000-CSS-291-29102-000000-0000000-0000-05-510103-	(\$9,000)
Retirement (Match)	1000-CSS-291-29102-000000-0000000-0000-05-510101-	(\$3,194.44)
Health	1000-CSS-291-29102-000000-0000000-0000-05-510103-G0084	\$9,000
Retirement	1000-CSS-291-29102-000000-0000000-0000-05-510101-G0084	\$3,194.44
State Grant Rev-FY24 NCCFW DFF	1000-CSS-291-29102-000000-0000000-0000-05-410001-G0086	(\$19,000)
Program Supplies-FY24 NCCFW DFF	1000-CSS-291-29102-000000-0000000-0000-05-520002-G0086	\$5,000
Food&Provisions-FY24 NCCFW DFF	1000-CSS-291-29102-000000-0000000-0000-05-520005-G0086	\$7,000
Misc Exp-FY24 NCCFW DFF	1000-CSS-291-29102-000000-0000000-0000-05-520007-G0086	\$1,000
Transitnl Hous-FY24 NCCFW DFF	1000-CSS-291-29102-000000-0000000-0000-05-530053-G0086	\$5,000
Drugs-FY24 NCCFW DFF	1000-CSS-291-29102-000000-0000000-0000-05-520003-G0086	\$1,000
State Grant Rev-FY24 NCCFW MLF	1000-CSS-291-29102-000000-0000000-0000-05-410001-G0087	(\$17,500)
PT>1000 hrs-FY24 NCCFW MLF	1000-CSS-291-29102-000000-0000000-0000-05-510006-G0087	\$17,500

2023-381 Commissioner Worley - Budget & Strategy (Hope United Survivor Network) - To Accept and Appropriate State Grant Funds for the Hope United Survivor Network's Sexual Assault Program (\$32,704 with a 20% Match of \$6,541) per Budget Change Request:

Account Description	Account Number	Amount
State Grant Rev-FY24 NCCFW SA	1000-CSS-291-29101-000000-0000000-0000-05-410001-G0085	(\$32,704.03)
Printing-FY24 NCCFW SA	1000-CSS-291-29101-000000-0000000-0000-05-520013-G0085	\$2,000
Misc Exp-FY24 NCCFW SA	1000-CSS-291-29101-000000-0000000-0000-05-520007-G0085	\$2,000
Furn/Equip<\$5K-FY24 NCCFW SA	1000-CSS-291-29101-000000-0000000-0000-05-520020-G0085	\$2,500
Prof Services-FY24 NCCFW SA	1000-CSS-291-29101-000000-0000000-0000-05-530010-G0085	\$26,204.03
Salaries-FY24 NCCFW SA	1000-CSS-291-29101-000000-0000000-0000-05-510001-G0085	\$6,540.81
Salaries	1000-CSS-291-29101-000000-0000000-0000-05-510001-	(\$6,540.81)

2023-382 Commissioner Worley - Budget & Strategy (Veterans Services) - To Accept and Appropriate Additional Federal Grant Funds for a Veterans' Treatment Court in Judicial District 27-A (Year 1: \$237,458 / Total Grant: \$949,844) per Budget Change Request:

Account Description	Account Number	Amount
JudCrt-VetTrmt	1000-NDP-000-00000-JudCrt-VetTrmt-0000-02-410000-G0083	\$(237,458)
JudCrt-VetTrmt	1000-NDP-000-00000-JudCrt-VetTrmt-0000-02-570002-G0083	\$219,458
JudCrt-VetTrmt Professional Services	1000-NDP-000-00000-JudCrt-VetTrmt-0000-02-530010-G0083	\$18,000

2023-383 Commissioner Brown - Building and Development Services - To Amend the Current Gaston County Fee Schedule to Rename the "Temporary Electric Fee" to the "Temporary Utility Fee" to Encompass other Utilities such as Electricity and Gas

2023-384 Commissioner Hovis - BOC - Resolution to Honor the Memory of Former Gaston County Board of Commissioners Chairman and Vice-Chairman Joseph Philip "Phil" Coyle

2023-385 Commissioner Brown - Communications (Human Resources) - To Approve Revisions to the Gaston County Personnel Policy Manual Related to the Social Media Policy as follows:

NOW, THEREFORE, BE IT RESOLVED that the Gaston County Board of Commissioners adopts revisions to the Gaston County Personnel Policy to be effective November 28, 2023, replacing the existing Social Media Policy adopted on June 26, 2012 with the updated version contained within "Social Media Policy" Exhibit A.

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2023-386 Commissioner Hovis - County Manager - To Accept Departmental Budget Change Requests as Information as follows:

ENTRY DATE	DEPT NAME	ACCOUNT	DR/CR	AMOUNT
10/02/2023	Comm Svcs	2055-CSS-000-00000-CSPIngr-Stratg1-0000-05-520017-	C	500
10/02/2023		2055-CSS-000-00000-CSPIngr-Stratg1-0000-05-520007-	D	500
10/02/2023	EM Mgmt	4005-EMG-000-00000-Annual-PayAsGo-0000-02-540002-	C	16,500
10/02/2023		4005-EMG-000-00000-Annual-PayAsGo-0000-02-540003-	D	16,500
10/02/2023	Comm Svcs	1000-CSS-292-00000-SrGame-0000000-0000-04-520002-	C	335
10/02/2023		1000-CSS-292-00000-0000000-0000000-0000-04-520011-	D	335
10/02/2023		1000-CSS-292-00000-SrGame-0000000-0000-04-520002-	C	405
10/02/2023		1000-CSS-292-00000-0000000-0000000-0000-04-520011-	D	405
10/03/2023	IT	1000-ITS-000-00000-0000000-0000000-0000-01-530030-RICOV	C	46,000
10/03/2023		1000-ITS-000-00000-0000000-0000000-0000-01-530023-RICOV	D	46,000
10/03/2023	Parks & Rec	1000-PWK-191-00000-0000000-0000000-0000-01-540003-	C	65,000
10/03/2023		1000-PWK-191-00000-0000000-0000000-0000-01-540002-	D	65,000
10/04/2023	Comm Svcs	1000-CSS-293-00000-0000000-0000000-0000-05-520020-G0018	C	150
10/04/2023		1000-CSS-293-00000-0000000-0000000-0000-05-520007-	D	150
10/04/2023		1000-CSS-291-29103-Donatn-0000000-0000-05-520019-	C	5,000
10/04/2023		1000-CSS-291-29103-Donatn-0000000-0000-05-530010-	D	5,000
10/04/2023	Parks & Rec	1000-PWK-191-00000-0000000-0000000-0000-01-540003-	D	65,000
10/04/2023		1000-PWK-191-00000-0000000-0000000-0000-01-540002-	C	65,000
10/05/2023	Health	1000-HLT-253-00000-Matern-0000000-0000-05-520003-	C	1,000
10/05/2023		1000-HLT-253-00000-Matern-0000000-0000-05-530020-	D	1,000
10/05/2023	Health	1000-HLT-250-00000-TeenPg-0000000-0000-05-520005-225DL	D	10
10/05/2023		1000-HLT-250-00000-TeenPg-0000000-0000-05-520002-225DL	C	10
10/10/2023	Comm Svcs	1000-CSS-000-00000-0000000-0000000-0000-05-530027-	C	3,880
10/10/2023		1000-CSS-000-00000-0000000-0000000-0000-05-530005-	D	3,880
10/10/2023	Landfill	6000-SWS-380-00000-0000000-0000000-0000-08-540006-18097	C	67,500
10/10/2023		6000-SWS-380-00000-0000000-0000000-0000-08-540016-18097	D	67,500
10/10/2023	Comm Svcs	1000-CSS-000-00000-0000000-0000000-0000-05-530027-	C	555
10/10/2023		1000-CSS-000-00000-0000000-0000000-0000-05-530005-	D	555
10/11/2023	Health	1000-HLT-250-00000-TeenPg-0000000-0000-05-520005-225DL	D	5,000
10/11/2023		1000-HLT-250-00000-TeenPg-0000000-0000-05-520002-225DL	C	5,000
10/11/2023		1000-HLT-250-00000-TeenPg-0000000-0000-05-520005-225PG	D	1,500
10/11/2023		1000-HLT-250-00000-TeenPg-0000000-0000-05-520002-225PG	C	1,500
10/11/2023	Sheriff	1000-SHF-000-00000-0000000-0000000-0000-02-520007-	C	4,740
10/11/2023		1000-SHF-000-00000-0000000-0000000-0000-02-520020-	D	4,740
10/12/2023	Health	1000-HLT-250-00000-0000000-0000000-0000-05-520013-	D	2,000
10/12/2023		1000-HLT-250-00000-0000000-0000000-0000-05-520005-	C	2,000
10/12/2023	Comm Svcs	1000-CSS-293-00000-0000000-0000000-0000-05-530029-	C	2,300
10/12/2023		1000-CSS-293-00000-0000000-0000000-0000-05-560001-	C	5,190
10/12/2023		1000-CSS-293-00000-0000000-0000000-0000-05-520020-	D	6,050
10/12/2023		1000-CSS-293-00000-0000000-0000000-0000-05-530002-	D	1,440
10/13/2023	HR	1000-HRM-000-00000-EmpRec-0000000-0000-01-520002-	C	1,200
10/13/2023		1000-HRM-000-00000-EmpRec-0000000-0000-01-530027-	D	700
10/13/2023		1000-HRM-000-00000-EmpRec-0000000-0000-01-530030-	D	500
10/13/2023	Natural Resource	1000-NAT-000-00000-0000000-0000000-0000-07-520020-	C	3,275
10/13/2023		1000-NAT-000-00000-0000000-0000000-0000-07-520007-	D	3,275
10/13/2023	Comm Svcs	1000-CSS-292-00000-SrPrgrm-0000000-0000-04-520002-	C	250
10/13/2023		1000-CSS-292-00000-0000000-0000000-0000-04-520011-	D	250
10/16/2023	Health	1000-HLT-000-00000-0000000-0000000-0000-05-520014-	C	16,000
10/16/2023		1000-HLT-000-00000-0000000-0000000-0000-05-530010-	D	16,000
10/16/2023		1000-HLT-000-00000-0000000-0000000-0000-05-520014-	C	1,200
10/16/2023		1000-HLT-000-00000-0000000-0000000-0000-05-530010-	D	1,200
10/17/2023	PIO	1000-MGR-100-00000-0000000-0000000-0000-01-530010-	C	1,500
10/17/2023		1000-MGR-100-00000-0000000-0000000-0000-01-520010-	D	1,500
10/19/2023	EM Mgmt	1000-EMG-000-00000-0000000-0000000-0000-02-520015-	D	2,000

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10/19/2023		1000-EMG-000-00000-000000-000000-0000-02-560000-EMPGO	C	2,000
10/19/2023	Sheriff	1000-SHF-000-00000-000000-000000-0000-02-530029-	C	30,000
10/19/2023		1000-SHF-210-00000-000000-000000-0000-02-530029-	D	30,000
10/19/2023	Elections	1000-BOE-000-00000-000000-000000-0000-01-530023-	D	1,200
10/19/2023		1000-BOE-000-00000-000000-000000-0000-01-520014-	C	1,200
10/24/2023	Landfill	6000-SWS-380-00000-000000-000000-0000-08-530015-	C	20,000
10/24/2023		6000-SWS-380-00000-000000-000000-0000-08-530013-	D	20,000
10/25/2023	HR	1000-HRM-000-00000-EmpRec-0000000-0000-01-560000-	C	20,000
10/25/2023		1000-HRM-000-00000-EmpRec-0000000-0000-01-520002-	C	10,000
10/25/2023		1000-HRM-000-00000-EmpRec-DeptRec-0000-01-520002-	D	10,000
10/25/2023		1000-HRM-000-00000-EmpRec-DeptRec-0000-01-520005-	D	10,000
10/25/2023		1000-HRM-000-00000-EmpRec-DeptRec-0000-01-530027-	D	10,000
10/25/2023		1000-HRM-000-00000-EmpRec-0000000-0000-01-530027-	C	700
10/25/2023		1000-HRM-000-00000-000000-000000-0000-01-530027-	D	700
10/26/2023	Comm Svcs	1000-CSS-291-29102-Donatn-0000000-0000-05-520019-	C	20,000
10/26/2023		1000-CSS-291-29102-Donatn-0000000-0000-05-530010-	D	20,000
10/26/2023	Tax	2010-TAX-000-00000-000000-000000-0000-01-530013-	D	34,000
10/26/2023		2010-TAX-000-00000-000000-000000-0000-01-530010-	C	34,000
10/27/2023	Comm Svcs	1000-CSS-293-00000-000000-000000-0000-05-520020-G0018	C	254
10/27/2023		1000-CSS-293-00000-000000-000000-0000-05-520018-G0018	D	254
10/30/2023	Comm Svcs	1000-CSS-292-00000-SrPrgm-0000000-0000-04-520002-	C	3,000
10/30/2023		1000-CSS-292-00000-SrPrgm-0000000-0000-04-530015-	D	3,000
10/30/2023	Social Services	1000-DSS-000-00000-000000-000000-0000-05-520015-	C	300
10/30/2023		1000-DSS-000-00000-000000-000000-0000-05-530027-	D	300
10/30/2023		1000-DSS-000-00000-000000-000000-0000-05-530022-	C	582
10/30/2023		1000-DSS-000-00000-000000-000000-0000-05-530021-	D	582
10/30/2023	Parks & Rec	1000-PWK-191-00000-000000-000000-0000-01-540003-	C	18,000
10/30/2023		1000-PWK-191-00000-000000-000000-0000-01-520020-	D	18,000
10/30/2023	Library	1000-LIB-000-00000-000000-000000-0000-04-520020-AG014	C	4,000
10/30/2023		1000-LIB-000-00000-000000-000000-0000-04-520002-AG014	D	4,000
10/31/2023	Comm Svcs	1000-CSS-291-29103-Donatn-0000000-0000-05-520019-	C	7,500
10/31/2023		1000-CSS-291-00000-Hope4H-0000000-0000-05-520007-	D	7,500
10/31/2023	HR	1000-HRM-000-00000-000000-000000-0000-01-520020-	C	1,250
10/31/2023		1000-HRM-000-00000-000000-000000-0000-01-530013-	D	1,250

2023-387 Commissioner Brown - DHHS - Community Support Services - To Appropriate and Approve a Resolution to Direct the Expenditure of Opioid Settlement Funds for the Gaston County Medication Assisted Treatment (MAT) Scholarship Fund (GCMATS) to be Developed and Implemented by McLeod Centers for Wellbeing (Year 1: \$122,800 / Total Project: \$368,400) as follows:

WHEREAS, Gaston County has joined national settlement agreements with companies engaged in the manufacturing, distribution, and dispensing of opioids, including settlements with drug distributors Cardinal, McKesson, and AmerisourceBergen, and the drug maker Johnson & Johnson and its subsidiary Janssen Pharmaceuticals; and,

WHEREAS, the allocation, use, and reporting of funds stemming from these national settlement agreements and certain bankruptcy resolutions ("Opioid Settlement Funds") are governed by the Memorandum of Agreement Between the State of North Carolina and Local Governments on Proceeds Relating to the Settlement of Opioid Litigation ("MOA"); and,

WHEREAS, Gaston County has received Opioid Settlement Funds pursuant to these national settlement agreements and deposited the Opioid Settlement Funds in a separate special revenue fund as required by section D of the MOA; and,

WHEREAS, section E.6 of the MOA states:

E.6. Process for drawing from special revenue funds.

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- a. Budget item or resolution required. Opioid Settlement Funds can be used for a purpose when the Governing Body includes in its budget or passes a separate resolution authorizing the expenditure of a stated amount of Opioid Settlement Funds for that purpose or those purposes during a specified period of time.
- b. Budget item or resolution details. The budget or resolution should (i) indicate that it is an authorization for expenditure of opioid settlement funds; (ii) state the specific strategy or strategies the county or municipality intends to fund pursuant to Option A or Option B, using the item letter and/or number in Exhibit A or Exhibit B to identify each funded strategy, and (iii) state the amount dedicated to each strategy for a stated period of time.

NOW, THEREFORE, BE IT RESOLVED, in alignment with the NC MOA, Gaston County authorizes the expenditure of opioid settlement funds as follows:

1. First strategy authorized
 - a. Name of strategy: Evidence-Based Addiction Treatment
 - b. Strategy is included in Exhibit A
 - c. Item letter and/or number in Exhibit A or Exhibit B to the MOA: Exhibit A, Strategy 2
 - d. Amount authorized for this strategy: \$368,400.00
 - e. Period of time during which expenditure may take place:
Start date January 1, 2024 through End date June 30, 2025
 - f. Description of the program, project, or activity: Gaston County Medication Assisted Treatment (MAT) Scholarship fund (GCMATS)
The GCMATS program will be developed and implemented by McLeod Centers for Wellbeing and will provide Gaston County's uninsured/underinsured residents the opportunity to receive Evidence-Based Medication Assisted Treatment for Opioid Use Disorder along with care navigation to address social determinants of health that may impact a patient's recovery, the most important among these being financial insecurity. The program will also partner with Gaston County Police Department's Law Enforcement Assisted Diversion (LEAD) program to provide MAT to uninsured LEAD participants.
 - g. Provider: McLeod Centers for Wellbeing

The total dollar amount of Opioid Settlement Funds appropriated across the above named and authorized strategies is \$ 368,400.00.

and per Budget Change Request:

Account Description	Account Number	Amount
Fund Balance Appropriated	2055-NDP-000-00000-FBApro-0000000-0000-99-490000-	\$(122,800.00)
Professional Services	2055-CSS-000-00000-MATSch-Stratg2-0000-05-530010-	\$122,800.00

2023-388 Commissioner Brown - DHHS - Community Support Services - To Appropriate and Approve a Resolution to Direct the Expenditure of Opioid Settlement Funds and Appropriate to Expanded Medication Assisted Treatment Services (MAT) (Year 1: \$125,533.42/Total Project: \$376,600.26) as follows:

WHEREAS, Gaston County has joined national settlement agreements with companies engaged in the manufacturing, distribution, and dispensing of opioids, including settlements with drug distributors Cardinal, McKesson, and AmerisourceBergen, and the drug maker Johnson & Johnson and its subsidiary Janssen Pharmaceuticals; and,

WHEREAS, the allocation, use, and reporting of funds stemming from these national settlement agreements and certain bankruptcy resolutions ("Opioid Settlement Funds") are governed by the Memorandum of Agreement Between the State of North Carolina and Local Governments on Proceeds Relating to the Settlement of Opioid Litigation ("MOA"); and,

WHEREAS, Gaston County has received Opioid Settlement Funds pursuant to these national settlement agreements and deposited the Opioid Settlement Funds in a separate special revenue fund as required by section D of the MOA; and,

WHEREAS, section E.6 of the MOA states:

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E.6. Process for drawing from special revenue funds.

- a. Budget item or resolution required. Opioid Settlement Funds can be used for a purpose when the Governing Body includes in its budget or passes a separate resolution authorizing the expenditure of a stated amount of Opioid Settlement Funds for that purpose or those purposes during a specified period of time.
- b. Budget item or resolution details. The budget or resolution should (i) indicate that it is an authorization for expenditure of opioid settlement funds; (ii) state the specific strategy or strategies the county or municipality intends to fund pursuant to Option A or Option B, using the item letter and/or number in Exhibit A or Exhibit B to identify each funded strategy, and (iii) state the amount dedicated to each strategy for a stated period of time.

NOW, THEREFORE, BE IT RESOLVED, in alignment with the NC MOA, Gaston County authorizes the expenditure of opioid settlement funds as follows:

1. First strategy authorized
 - a. Name of strategy: Evidence-Based Addiction Treatment
 - b. Strategy is included in Exhibit A
 - c. Item letter and/or number in Exhibit A or Exhibit B to the MOA: Exhibit A, Strategy 2
 - d. Amount authorized for this strategy: \$376,600.26
 - e. Period of time during which expenditure may take place:
Start date January 1, 2024 through End date June 30, 2025
 - f. Description of the program, project, or activity: Expanded MAT for uninsured and underinsured Gaston County residents.
Funds will enable Kintegra Health to hire staff members and cover the cost of medications and required labs to support the growth of their existing Medication Assisted Treatment (MAT) program. Staff hired will include a part-time nurse practitioner, a full-time behavioral health provider, and a part-time MAT medical assistant. The nurse practitioner will provide ongoing medical care and medication services to individuals receiving MAT. The hire of this medical provider will support expanding MAT to 50 new uninsured and underinsured Gaston County residents. The behavioral health provider will provide substance use counseling services and expansion of telehealth services; along with Kintegra Health's existing workforce in the county, this provider will ensure individuals needing mental health or substance use treatment can have same-day, convenient, and affordable access (either virtually or face to face) to behavioral health consultation and intervention services. These added behavioral health services would allow for 50 new uninsured patients to receive MAT services through Kintegra Health over the next 18 months.
 - g. Provider: Kintegra Health

The total dollar amount of Opioid Settlement Funds appropriated across the above named and authorized strategies is \$ 376,600.26.

and per Budget Change Request:

Account Description	Account Number	Amount
Fund Balance Appropriated	2055-NDP-000-00000-FBApro-0000000-0000-99-490000-	(125,533.42)
Professional Services	2055-CSS-000-00000-ExpMAT-Stratg2-0000-05-530010-	125,533.42

2023-389 Commissioner Brown - DHHS - Community Support Services - To Appropriate and Approve a Resolution to Direct the Expenditure of Opioid Settlement Funds for the Gaston County Partners for Positive Change Program to be Implemented by Olive Branch Ministries (Year 1: \$78,257.68/Total Project: \$234,773) as follows:

WHEREAS, Gaston County has joined national settlement agreements with companies engaged in the manufacturing, distribution, and dispensing of opioids, including settlements with drug distributors Cardinal, McKesson, and AmerisourceBergen, and the drug maker Johnson & Johnson and its subsidiary Janssen Pharmaceuticals; and,

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WHEREAS, the allocation, use, and reporting of funds stemming from these national settlement agreements and certain bankruptcy resolutions ("Opioid Settlement Funds") are governed by the Memorandum of Agreement Between the State of North Carolina and Local Governments on Proceeds Relating to the Settlement of Opioid Litigation ("MOA"); and,

WHEREAS, Gaston County has received Opioid Settlement Funds pursuant to these national settlement agreements and deposited the Opioid Settlement Funds in a separate special revenue fund as required by section D of the MOA; and,

WHEREAS, section E.6 of the MOA states:

E.6. Process for drawing from special revenue funds.

- a. Budget item or resolution required. Opioid Settlement Funds can be used for a purpose when the Governing Body includes in its budget or passes a separate resolution authorizing the expenditure of a stated amount of Opioid Settlement Funds for that purpose or those purposes during a specified period of time.
- b. Budget item or resolution details. The budget or resolution should (i) indicate that it is an authorization for expenditure of opioid settlement funds; (ii) state the specific strategy or strategies the county or municipality intends to fund pursuant to Option A or Option B, using the item letter and/or number in Exhibit A or Exhibit B to identify each funded strategy, and (iii) state the amount dedicated to each strategy for a stated period of time.

NOW, THEREFORE, BE IT RESOLVED, in alignment with the NC MOA, Gaston County authorizes the expenditure of opioid settlement funds as follows:

1. First strategy authorized

- a. Name of strategy: Recovery Support Services
- b. Strategy is included in Exhibit A
- c. Item letter and/or number in Exhibit A or Exhibit B to the MOA: Exhibit A, Strategy 3
- d. Amount authorized for this strategy: \$ 234,773.00
- e. Period of time during which expenditure may take place:
Start date January 1, 2024 through End date June 30, 2025
- f. Description of the program, project, or activity: Gaston County Parent Partners for Positive Change (PPPC).
Using a harm reduction approach, peer support specialists will be embedded in Children & Family Services and will work with families who are involved with child protective services and permanency planning/ foster care due to a parent's opioid use disorder. The peer support specialists will work with child welfare to address the needs of parents with opioid use disorder and will partner directly with parents to support their recovery. Expected outcomes are improved treatment completion and recovery rates for parents, decreased time in out of home placement for children, and increased reunification rates for children whose parents have an opioid use disorder.

- g. Provider: Olive Branch Ministries

The total dollar amount of Opioid Settlement Funds appropriated across the above named and authorized strategies is \$ 234,773.00.

and per Budget Change Request:

Account Description	Account Number	Amount
Fund Balance Appropriated	2055-NDP-000-00000-FBApro-0000000-0000-99-490000-	\$(78,257.68)
Other Services	2055-CSS-000-00000-OBPPPC-Stratg3-0000-05-530015-	\$78,257.68

2023-390 Commissioner Brown - DHHS - Social Services Division - To Accept and Appropriate Donated Funds Received During the Month of October for Various Social Services Programs in the Amount of \$15,480.02 per Budget Change Request:

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Account Description	Account Number	Amount
Donations:PSNC Energy	1000-DSS-270-00000-PSNCEF-0000000-0000-05-445004-20036	(\$14,019.36)
PSNC Energy Funds	1000-DSS-270-00000-PSNCEF-0000000-0000-05-560008-20036	\$14,019.36
Adult Services donations	1000-DSS-272-00000-AdtSvc-0000000-0000-05-445004-	(\$1,387.60)
Adult Services donations	1000-DSS-272-00000-Adtsvc-0000000-0000-05-520019-	\$1,387.60
Adult Nutrition donations	1000-CSS-272-00000-AdtNut-HmDelMI-0000-05-445004-	(\$73.06)
Adult Nutrition donations	1000-CSS-272-00000-AdtNut-0000000-0000-05-520019-15259	\$73.06

2023-391 Commissioner Keigher - EDC - To Authorize an Application to the NC Department of Commerce Rural Economic Development Division Building Reuse Grant Program and One NC Grant Application on Behalf of Project Server as follows:

WHEREAS, Project Server is considering a total investment of \$7,000,000 to design and upfit a manufacturing and distribution facility in Gaston County; and,

WHEREAS, the firm intends to create at least 85 new jobs over five years in Gaston County; and,

WHEREAS, North Carolina General Statute §158-7.1 authorizes a County to undertake an economic development project by providing grants for the location of industry; and,

WHEREAS, the Gaston County Board of Commissioners finds that it is in the best interests of the County to assist Project Server in completing a NCDOD Rural Economic Development Division Building Reuse Grant Application and a ONE NC Grant Application. The required local match will be the Local Investment Grant; and,

WHEREAS, this will potentially increase property and sales tax revenue based upon Project Server choosing to locate its manufacturing plant in Gaston County; and,

WHEREAS, the Gaston County Board of Commissioners desires to support this manufacturing operations so as to induce the company to provide good job opportunities and capital investment which will enhance the County's ability to attract additional business and industry.

NOW, THEREFORE, BE IT RESOLVED that the Gaston County Board of Commissioners authorizes the Economic Development Commission to execute any documents necessary to complete this NCDOD Rural Economic Development Division Building Reuse Grant Application and ONE NC Grant Application on behalf of Project Server.

2023-392 Commissioner Hovis - Emergency Management and Fire Services - To Approve a Certificate of Need for Community Volunteer Fire Department to Obtain Financing, in the Amount of \$916,637.00, for the Purchase of a 2024 SMEAL Custom Fire Apparatus

2023-393 Commissioner Hovis - Emergency Management and Fire Services - To Approve a Certificate of Need for Crowders Mountain Fire & Rescue to Obtain Financing, in the Amount of \$28,000.00, for the Installation of Sprinkler System

2023-394 Commissioner Hovis - Emergency Management and Fire Services - To Approve a Certificate of Need for Agriculture Center Volunteer Fire Department to Obtain Financing, in the Amount of \$1,050,000.00, for the Purchase of a Smeal Custom Class A Pumper

2023-395 Commissioner Hovis - Finance - To Appropriate Juvenile Justice and Delinquency Prevention Grant Funds Out of Fund Balance in Order to Refund the State for Unspent Funds in Fiscal Year 2022/2023 (\$3,564.00) per Budget Change Request:

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Account Description	Account Number	Amount
Psychological Testing	1000-GPD-000-00000-JCPCBd-PsyTest-0000-05-570012-	\$2,500
Triple P Program	1000-GPD-000-00000-JCPCBd-PositPP-0000-05-570012-	\$1,064
Fund Balance Appropriated	1000-NDP-000-00000-FBApro-0000000-0000-99-490000-	(\$3,564)

2023-396 Commissioner Hovis - Finance - To Approve Budget Transfer for Allowance of Administrative Costs on Collection of Real Estate Conveyance Taxes from Deeds of Trust Fund to General Fund (\$150,000) per Budget Change Request:

Account Description	Account Number	Amount
Transfer to General Fund	2040-NDP-000-00000-TrfxTo-0000000-0000-98-581000-	\$150,000.00
Conveyance Tax: Administration	2040-ROD-000-00000-0000000-0000-01-430022-	(\$150,000.00)
Transfer from Deeds of Trust	1000-NDP-000-00000-TrfxFr-0000000-0000-98-482040-	(\$150,000.00)
Fund Balance Appropriated	1000-NDP-000-00000-FBApro-0000000-0000-99-490000-	\$150,000.00

2023-397 Commissioner Worley - Finance - To Accept as Information the Attached Property Tax Refunds Less than \$100. These Tax Refunds Should Be Recorded in the Board's Minutes. (Total NCVTS Refunds - \$2,189.73) as follows:

TAXPAYER NAME	AMOUNT	TAXPAYER NAME	AMOUNT
SEPTEMBER 2023 REFUNDS			
ABSHER, RODNEY JOSEPH	\$ 55.07	MESSER, CARRIE LEIGH	\$ 79.02
AREVALO, MARIA CRISTINA	\$ 35.20	MESSER, CARRIE LEIGH	\$ 28.07
BADILLO, ANTHONY NELSON	\$ 47.90	MESSER, JAMES PATRICK	\$ 36.33
BANKSTON, MICHAEL JAMES	\$ 82.33	MORRIS, GAIL BOLLINGER	\$ 9.80
BARCLIFF, RONIEL ALPHONSO	\$ 55.07	ORIEL PROPERTIES & INVESTMENTS INC	\$ 93.84
BOSTICK, WILLIAM STEDMAN	\$ 51.52	PACE, JULIE STEPP	\$ 68.71
BOTKIN, COBY DYLAN	\$ 51.92	PARISEAU, KATHY JO	\$ 9.24
BUCK, MICHAEL DENNIS	\$ 55.87	PHILLIPS, AMIE SUE	\$ 11.27
DAVIS, LESLIE GENE	\$ 51.67	PIERCY, PHILLIP RAY	\$ 8.22
DENTON, DANNY LYNN	\$ 60.54	PIERCY, REBECCA LANKFORD	\$ 79.22
DITLOVE, MATTHEW ALEXANDER	\$ 13.17	PRESLEY, DOROTHY YOUNG	\$ 32.20
EWART, RICHARD MONROE	\$ 31.54	QUELER, ADAM ELIOT	\$ 56.19
FRANCUM, DENNIS REED	\$ 83.64	RUDISILL, MATTHEW DAYTON	\$ 61.33
GREEN, AMANDA MAY	\$ 74.04	SMITH, HUBERT JR	\$ 49.71
HAAS, MARK DOUGLAS	\$ 99.70	STEPHENS, ALBERT MELTON III	\$ 54.18
HALL, JOHN GRADY	\$ 68.18	STOWE, CHRISTINE RUTH	\$ 14.12
HARRIS, TERESA GREENE	\$ 21.42	STROUPE, WILLIAM MICHAEL	\$ 22.31
HARTZIG, EDWARD GEORGE III	\$ 54.02	TAYLOR, RICHARD RAYMOND	\$ 95.58
HAYES, UNIQUA TABRYAH	\$ 73.62	WHITE, HOWARD WILLIAM JR	\$ 31.86
LABELL, MICHAEL JOSEPH	\$ 87.68	WILSON, JEWELL MARIE	\$ 61.45
MAYHEW, KENNETH EDWIN JR	\$ 20.06	WONG, VINCENT CHARLES	\$ 95.27
MCSWAIN, MARK LEWIS	\$ 17.65	TOTAL	\$ 2,189.73

2023-398 Commissioner Hovis - Finance - To Appropriate Accumulated Investment Earnings from May 1, 2023, through September 30, 2023 (\$275,681.20) per Budget Change Request:

Account Description	Account Number	Amount
Fund Balance Appropriated	4096-NDP-000-00000-FBApro-0000000-0000-99-490000-	(12,700.99)
Interest Earnings	4096-NDP-000-00000-School-BondInt-0000-03-444001-	(7,917.92)
2016 GO School Bonds	4096-000-000-00000-GOBond-Sch2016-0000-03-540100-16283	1,887.97
2018 GO School Bonds	4096-000-000-00000-GOBond-Sch2018-0000-03-540100-19040	18,730.94
Fund Balance Appropriated	2020-NDP-000-00000-FBApro-0000000-0000-99-490000-	(3,240.04)
Interest Earnings Treasury	2020-GPD-000-00000-0000000-0000-02-444001-	(5,874.46)
Asset Forfeitures Treasury	2020-GPD-000-00000-0000000-0000-02-530043-AFTPD	9,114.50

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Fund Balance Appropriated	2020-NDP-000-00000-FBApro-0000000-0000-99-490000-	(2,070.51)
Interest Earnings - Justice	2020-GPD-000-00000-0000000-0000000-0000-02-444001-	(3,618.32)
Asset Forfeitures - Justice	2020-GPD-000-00000-0000000-0000000-0000-02-530043-AFJPD	5,688.83
Fund Balance Appropriated	2020-NDP-000-00000-FBApro-0000000-0000-99-490000-	(16.60)
Interest Earnings - Drug Supplies	2020-GPD-000-00000-0000000-0000000-0000-02-444001-	(26.44)
Asset Forfeitures - Drug Supplies	2020-GPD-000-00000-0000000-0000000-0000-02-530048-	43.04
Fund Balance Appropriated	2020-NDP-000-00000-FBApro-0000000-0000-99-490000-	(463.80)
Interest Earnings - Treasury	2020-SHF-000-00000-0000000-0000000-0000-02-444001-	(735.38)
Asset Forfeitures - Treasury	2020-SHF-000-00000-0000000-0000000-0000-02-530043-AFTSH	1,199.18
Fund Balance Appropriated	2020-NDP-000-00000-FBApro-0000000-0000-99-490000-	(20.11)
Interest Earnings - Justice	2020-SHF-000-00000-0000000-0000000-0000-02-444001-	(31.89)
Asset Forfeitures - Justice	2020-SHF-000-00000-0000000-0000000-0000-02-530043-AFJSH	52.00
Fund Balance Appropriated	2025-NDP-000-00000-FBApro-0000000-0000-99-490000-	(2,748.01)
Interest Earnings	2025-GPD-000-00000-0000000-0000000-0000-02-444001-	(4,259.91)
Controlled Substance Tax	2025-GPD-000-00000-0000000-0000000-0000-02-530045-CSTPD	7,007.92
Fund Balance Appropriated	2025-NDP-000-00000-FBApro-0000000-0000-99-490000-	(365.06)
Interest Earnings	2025-SHF-000-00000-0000000-0000000-0000-02-444001-	(591.37)
Controlled Substance Tax	2025-SHF-000-00000-0000000-0000000-0000-02-530045-CSTSH	956.43
Fund Balance Appropriated	1000-NDP-000-00000-FBApro-0000000-0000-99-490000-	(402.58)
Interest Earnings	1000-NDP-000-00000-UrgRpr-0000000-0000-07-444001-	-
Other Svcs: 2022 Urgent Rpr Prog	1000-BDS-233-00000-0000000-0000000-0000-07-530015-G0042	402.58
Fund Balance Appropriated	4005-NDP-000-00000-FBApro-0000000-0000-99-490000-	(3,885.13)
Interest: Police Command Unit	4005-NDP-000-00000-NCOSBM-0000000-0000-02-444001-G0071	(6,149.81)
F/E>5: NC OSBM PS Equip GCPD	4005-GPD-000-00000-0000000-0000000-0000-02-540003-G0071	10,034.94
Fund Balance Appropriated	1000-NDP-000-00000-FBApro-0000000-0000-99-490000-	(77.09)
Interest Earnings	1000-NDP-000-00000-HumTrf-0000000-0000-05-444001-G0046	(223.06)
F/E<\$5K:NC Human Trfc Facil	1000-CSS-291-29101-000000-0000000-0000-05-520020-G0046	250.89
Rpr & Maint: NC Human Trfc Fac	1000-CSS-291-29101-000000-0000000-0000-05-530023-G0046	49.26
Fund Balance Appropriated	4005-NDP-000-00000-FBApro-0000000-0000-99-490000-	(76.39)
Interest Earnings	4005-NDP-000-00000-HumTrf-0000000-0000-05-444001-G0046	(74.68)
F/E>\$5k:NC Human Trfc Facil	4005-CSS-291-29101-000000-0000000-0000-05-540002-G0046	151.07
Fund Balance Appropriated	1000-NDP-000-00000-FBApro-0000000-0000-99-490000-	(143.81)
Interest Earn Human Traffickin	1000-NDP-000-00000-HumTrf-0000000-0000-05-444001-AG021	(372.23)
Salaries: HT SA funds	1000-CSS-291-29101-000000-0000000-0000-05-510001-AG021	322.67
ProgSupp: HT SA funds	1000-CSS-291-29101-000000-0000000-0000-05-520002-AG021	71.10
F/E<\$5K: HT SA funds	1000-CSS-291-29101-000000-0000000-0000-05-520020-AG021	122.27
Fund Balance Appropriated	4005-NDP-000-00000-FBApro-0000000-0000-99-490000-	(153,460.42)
Interest Earning - Crthouse Reno	4005-NDP-000-00000-0000000-0000000-0000-01-444001-	(65,397.19)
Bldg&Imp: NC OSBM County Crths	4005-PWK-192-00000-CourtF-0000000-0000-01-540005-G0054	218,729.46
ProfSvcsCapProj: NCOSBM CntyCH	4005-PWK-192-00000-CourtF-0000000-0000-01-540016-G0054	128.15
Fund Balance Appropriated	1000-NDP-000-00000-FBApro-0000000-0000-99-490000-	(173.02)
Interest Earnings	1000-NDP-000-00000-HumTrf-0000000-0000-05-444001-AG020	(462.48)
Salaries: HT DV funds	1000-CSS-291-29102-000000-0000000-0000-05-510001-AG020	339.64
ProfSvcs: HT DV funds	1000-CSS-291-29102-000000-0000000-0000-05-530010-AG020	48.52
Software Rental: HT DV funds	1000-CSS-291-29102-000000-0000000-0000-05-530029-AG020	247.34

2023-399 Commissioner Johnson - Human Resources - To Approve Revisions to the Gaston County Personnel Policy Manual Related to the Educational Reimbursement Policy and Donation of Leave Policy as follows:

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NOW, THEREFORE, BE IT RESOLVED that the Gaston County Board of Commissioners adopts revisions to the Gaston County Personnel Policy to be effective December 1, 2023, as outlined in Exhibit A.

2023-400 Commissioner Hovis - Information Technology - To Approve the Transfer of \$152,117 from General Fund to the General Government Capital Fund, via the Community Investment Fund (CIF) per Budget Change Request:

Account Description	Account Number	Amount
Othr Svcs: Infrastructure Rfrs	1000-ITS-000-00000-000000-000000-0000-01-530015-InfRe	(152,117)
Transfer to CIF	1000-NDP-000-00000-TrfxTo-0000000-0000-98-584000-	152,117
Transfer from General Fund	4000-NDP-000-00000-TrfxFr-0000000-0000-98-481000-	(152,117)
Transfer to CIF	4000-NDP-000-00000-TrfxTo-0000000-0000-98-584005-	152,117
Transfer from CIF	4005-NDP-000-00000-TrfxFr-0000000-0000-98-484000-	(152,117)
Other Improv & Cap Outlay	4005-ITS-000-00000-Annual-PayAsGo-0000-01-540006-	152,117

2023-401 Commissioner Cloninger - Museum of Art & History - Commendation - To Commend the Family of John T. Biggers and Hazel Hales Biggers, Including Ina O. Biggers, James Converse Biggers III, John Robert Biggers Sr., and David Hales for the Donation of Original Works of Art by John T. Biggers to the Gaston County Museum of Art & History

2023-402 Commissioner Hovis - Police Department (Animal Care and Enforcement) - To Accept and Appropriate Donation Received from Bissell Pet Foundation for the "Empty the Shelters" Event Held July 6 - 31, 2023 in the Amount of \$3,250 per Budget Change Request:

Account Description	Account Number	Amount
Donations and Gifts	1000-GPD-200-00000-000000-0000000-0000-02-445004	(3,250.00)
Professional Services	1000-GPD-200-00000-000000-0000000-0000-02-530010	3,250.00

2023-403 Commissioner Keigher - Police Department - Retirement Commendation - To Award the Service Side Arm and Badge to Retired Assistant Chief Stephen V. Jentsch

2023-404 Commissioner Keigher - Public Works - To Authorize the County Manager, or Her Designee, to Execute a Professional Services Contract with AME Consulting Engineers, PC for the Gaston College ARPA Project

2023-405 Commissioner Brown - Public Works - To Authorize the Purchase of Buffer Property Adjacent to the Gaston County Landfill for \$850,000 as well as Associated Closing Costs, Direct the County Attorney to Draft Any Necessary Documents, and Authorizes the County Manager, or Designee, to Execute Said Documents for Closing Purposes

2023-406 Commissioner Johnson - Public Works - To Authorize the County Manager, or Her Designee, to Execute a Construction Contract with JM Cope Construction for the Fleet Services Expansion & Renovation Totaling \$7,344,308.30 and Appropriate \$2,477,622.00 to Fund this Contract per Budget Change Request:

Account Description	Account Number	Amount
Fund Balance Appropriated	4000-NDP-000-00000-FBApro-0000000-0000-99-490000-	(2,477,622)
Transfer to Gen Govt Capital	4000-NDP-000-00000-TrfxTo-0000000-0000-98-584005-	2,477,622
Transfer from CIF	4005-NDP-000-00000-TrfxFr-0000000-0000-98-484000-	(2,477,622)
Gas House Bldg & Renovation	4005-PWK-191-00000-GasHsB-0000000-0000-01-540005-P2206	2,477,622

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2023-407 Commissioner Fraley - Tax Collections - Pursuant to G.S. 105-381, the Tax Collector Requests that the Listed Tax Refunds be Made. (Releases and Refunds - \$494.18; Overpayments - \$10,237.38; VTS Refunds - \$9,671.60; Grand Total - \$20,403.16) as follows:

TAXPAYER NAME	AMOUNT
OCTOBER 2023 RELEASES AND REFUNDS	
Coleman, Caryn	\$494.18
TOTAL	\$494.18

TAXPAYER NAME	AMOUNT
OCTOBER 2023 OVERPAYMENTS	
Adams, Susan R	\$409.22
Albertelli Law Partners North Carolina, P.A.	\$350.92
Andrade, Selena	\$192.31
Beatty, Wayne T	\$410.00
Bumgardner, Eugene	\$196.67
Corelogic	\$744.32
Crumel, Darline McCoy	\$129.57
Delvalle, Fernand	\$148.77
Dietrich, Robert	\$150.00
Dietrich, Robert	\$100.00
Dietrich, Robert E	\$100.00
Dietrich, Robert E	\$150.00
Gaston County Finance	\$250.00
Griffin, Brunson & Wood, LLP	\$1,096.88
Hall, Leon	\$350.00
Hall, Leon Roosevelt	\$350.00
Hosch, Bernice R	\$200.00
Jones, Tracy Briggs	\$105.76
Keaton, Gregory	\$644.17
Kennedy, Deborah	\$591.15
Kinley, Theresa M	\$100.00
Martin, Joy Wilkes	\$321.40
Orr, Rodric Kevin	\$152.54
P A Incorporated	\$168.39
Portal, Jonathan Michael	\$119.19
Priority Title & Escrow, LLC	\$146.71
Richard McIntyre & Associates PLLC	\$270.65
Stott, Hollowell, Windham & Stancil, PLLC	\$112.00
Stowe, Grier	\$200.00
Sutton, Harold	\$132.92
The Cramer Mountain Club, Inc.	\$788.72
Thompson, Josetha Jr	\$124.80
Thompson, Josetha Jr	\$110.72
Thompson, Josetha Jr	\$106.42
Thompson, Josetha Jr	\$124.83
Timios, Inc.	\$276.35
Valerie Holmes Waddell DDS PA	\$200.00
Wheeler, James Earl	\$112.00
TOTAL	\$10,237.38

TAXPAYER NAME	AMOUNT
OCTOBER 2023 VTS REFUNDS	
Badillo, Anthony Nelson	\$365.79
Barber, Kimberly Greene	\$108.16

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Black, Jason Robert	\$234.92
Bush, Joshua Matthew	\$180.66
Carlisle, Jeffery Clayton	\$115.27
Caswell, Richard Sheldon	\$103.13
Cobb, Tyler Clarke	\$602.88
Efird, Hoyle Timothy II	\$125.91
Final Homes Inc	\$152.09
Final Homes Inc	\$118.95
Franklin, Tonya Michelle	\$312.48
Freestone, Donna Thompson	\$163.32
Humphries, Gary Layne	\$100.95
Johnson, John Henry Jr	\$606.06
Kaveny, Robert Gannon III	\$1,344.20
Lashgari, Golnar	\$140.72
Leonhardt, Timothy Dale	\$178.15
Mata-Buxade, Gonzalo Javier	\$447.63
McCarn, Brian Eric	\$343.20
McCaslin, Stephanie Gardner	\$246.54
McEntire, James Odell	\$111.09
Norket, Seth Forest	\$329.84
Oliver, Brandi Shea	\$214.00
Oloo, Metternich Odhiambo	\$286.06
Peters, Joshua Cole	\$415.86
Pressley Plumbing Inc	\$110.96
Rodden, Anne Thompson	\$111.86
Shirey, Casey Marie	\$384.22
Sigmon, Douglas Pinkney	\$132.52
Steagall, Gregory Blake	\$163.89
Stone, Jasmine Sicilia	\$219.40
Styers, Pauline McMeekin	\$215.56
Tim Conner Enterprises Inc	\$249.08
Tyson, Joanna Louise	\$122.79
Wanner, Tracy J	\$147.14
Waters, Brady Reed	\$131.28
Williams, Alfonzo	\$229.96
Winham, Arthur Jerome	\$105.08
TOTAL	\$9,671.60
GRAND TOTAL	\$20,403.16

(Chairman Brown announced the BOC voted to change the time of its December 12th Combined Work Session, Regular Meeting and Organizational Meeting from 6 pm to 3 pm.)

Appointments

On motion introduced by Commissioner Fraley and seconded by Commissioner Worley, the BOC unanimously appointed Mr. Robert Lancaster to the ***Gaston County Board of Adjustment*** to a term ending December 31, 2026.

On motion introduced by Commissioner Fraley and seconded by Commissioner Worley, the BOC unanimously appointed Mr. Barry Rivers to the ***Transportation Advisory Board (TAB)*** to a term ending October 31, 2026.

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On motions introduced and seconded, the following individuals were unanimously appointed to the **SARA Local Planning Committee (LEPC)**:

<u>Motion Introduced</u>	<u>Seconded</u>	<u>Appointee</u>	<u>Term Ending</u>
Commissioner Cloninger on behalf of Commissioner Johnson	Commissioner Hovis	Ms. Tara Lane	December 31, 2025 (Unexpired Term)
Commissioner Cloninger on behalf of Commissioner Johnson	Commissioner Hovis	Ms. Lara Worden	December 31, 2026

On motions introduced and seconded, the following individuals were unanimously reappointed to the **Nursing Home Community Advisory Committee**:

<u>Motion Introduced</u>	<u>Seconded</u>	<u>Appointee</u>	<u>Term Ending</u>
Commissioner Hovis	Commissioner Worley	Mr. Robert Lancaster	March 31, 2026
Commissioner Hovis	Commissioner Worley	Ms. Clara Lowery	March 31, 2026

On motion introduced by Commissioner Hovis and seconded by Commissioner Worley, the BOC unanimously appointed Mr. Barry Rivers to the **Industrial Facilities and Pollution Control Financing Authority** to an unexpired term ending October 31, 2024.

On motion introduced by Commissioner Brown and seconded by Commissioner Hovis, the BOC unanimously reappointed Mr. David Freeman to the **Environment Review Advisory Board** to a term ending November 30, 2026.

On motion introduced by Commissioner Brown and seconded by Commissioner Hovis, the following individuals were unanimously reappointed to the **Fireman's Relief Fund Trustees** to terms ending November 30, 2025:

Ms. Amber Beatty	Mr. Chad Belcher	Mr. Robert Foy	Mr. Jeffery Hovis
Mr. Steven Johnson	Mr. Pete Martin	Mr. Jeffrey Peterson	Mr. Deany Phillips
Mr. Ron Sadler	Mr. Gordon Walker		

On motion introduced by Commissioner Brown and seconded by Commissioner Hovis, the BOC unanimously reappointed Ms. Michelle Ellis to the **Quality of Natural Resources Committee (QNRC)** to a term ending October 31, 2026.

On motion introduced by Commissioner Brown and seconded by Commissioner Fraley, the BOC unanimously reappointed Commissioner Bob Hovis to the **Centralina Council of Governments** to a term ending November 30, 2024.

Commissioners Committee Reports

Commissioner Worley reported along with Commissioners Brown and Hovis that he attended the Belmont Christmas Parade today.

Commissioner Cloninger reported attendance on 11/27 to the **Lake Wylie Marine Commission Meeting** in York County, SC with Mr. Brian Sciba.

Commissioner Brown thanked everyone for **being with their families during the Thanksgiving Holidays** and its employees for being the backbone of what the BOC does.

COMMISSIONER'S COURT

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County Manager's Report

No report.

County Attorney's Report

The County Attorney advised he will submit a formal letter of resignation to the Clerk on Thursday with an effective date of December 31st; his last day in the office will be December 15th; he will be sworn in as a Superior Court Judge on January 1st and would be honored if the BOC can attend his ceremonial swearing-in on January 5th at 2 pm.

Chairman Brown advised the County Attorney came to the County from the Attorney General's Office in Charlotte, NC and stepped into a job he thought would be difficult at best; he took it with stride and made it a passion to become the Attorney that he became for the County; he was appointed by the Legislature (General Assembly) to serve as a Superior Court Judge and will serve a full eight years; he noted that he did a great job for the County and the BOC wishes him the best.

Other Matters

None.

Closed Session Pursuant to NCGC 143-318.11(a)(3), (5) and (6) Re: Personnel

Chairman Brown called for a motion to enter into Closed Session pursuant to NCGC 143-318.11(a)(3), (5) and (6) to consult with the Attorney and to instruct staff regarding an employment contract.

On motion introduced by Commissioner Hovis and seconded by Commissioner Worley, the BOC entered into Closed Session at 7:15 pm.

On motion introduced by Commissioner Hovis and seconded by Commissioner Brown, the BOC unanimously reentered into Open Session at 7:30 pm.

Chairman Brown announced that no action was taken in Closed Session.

Adjournment

Chairman Brown called for a motion to adjourn.

On motion introduced by Commissioner Worley and seconded by Commissioner Hovis, the BOC unanimously adjourned the Rescheduled Regular Meeting of November 28, 2023 at 7:30 pm.

(All aforementioned documents are on file with the Clerk to the Board.)

Chad Brown, Chairman
Gaston County Board of Commissioners

Donna S. Buff
Clerk to the Board

SEAL