



# **Gaston County**

## **Board of Commissioners**

COURTHOUSE  
325 Dr. Martin Luther King Jr. Way  
Gastonia, NC

**Chairman Tracy L. Philbeck**

**Vice-Chairman Chad Brown**

**Jack B. Brown**

**Allen R. Fraley**

**Bob Hovis**

**Tom Keigher**

**Ronnie Worley**

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Tuesday, May 28, 2019

Meeting Agenda

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### **REVISED - Regular Meeting**

**6:00 P.M.**

CALL TO ORDER

INVOCATION

PLEDGE OF ALLEGIANCE

*MOTION TO OPEN PUBLIC HEARINGS*

#### **I. ZONING PUBLIC HEARINGS (Held Jointly with Planning Board Members)**

- A.** Public Hearing - Zoning Map Change: (Z19-06) Locust Investments LLC (Applicant); Property Parcels: 165874 and 226902, Located at 1168 Miles Rd., Dallas, NC, Rezone from the (R-1) Single Family Limited Zoning District to the (C-1) Light Commercial Zoning District
  - 1. Receive Citizen Comment
  - 2. Resolution to be addressed under Non-Consent (Zoning Matters)
- B.** Public Hearing - Zoning Text Amendment: (ZTA19-01) Gaston County Planning Board (Applicant); To Consider Proposed Text Amendments to the Unified Development Ordinance (UDO): Chapter 2 (Definitions): Table 2.7-1; Chapter 13 (Subdivision Regulations): Section 13.2(C), Table 13.8-1; Chapter 5 (Permit and Modification Procedures): Section 5.16.1(A)(4), 5.16.1(B)(2), 5.16.1(C); Chapter 8 (Supplemental Regulations): Section 8.2.14.1(A)
  - 1. Receive Citizen Comment
  - 2. Resolution to be addressed under Non-consent (Zoning Matters)
- C.** Public Hearing - Zoning Text Amendment: (ZTA19-02) Gaston County Planning Board (Applicant); To Consider Proposed Text Amendments to the Unified Development Ordinance (UDO): Chapter 2 (Definitions): Table 2.7-1; Chapter 8 (Supplemental Use Regulations): Section 8.1.8(G)
  - 1. Receive Citizen Comment
  - 2. Resolution to be addressed under Non-consent (Zoning Matters)

(PLANNING BOARD IS EXCUSED TO FIRST APPEARANCE COURTROOM, ROOM 2029 FOR DELIBERATIONS)

**II. PUBLIC HEARINGS (Commissioners Only)**

- A. Public Hearing - RE: Commissioner Worley - Budget/Purchasing - To Receive Public Comments Concerning Potential Submittal of an Application to the NC Department of Commerce for a 2019 Community Development Block Grant under the NC Neighborhood Revitalization Program
  - 1. Receive Citizen Comment
- B. Public Hearing - RE: Commissioner Chad Brown - County Attorney - To Modify Chapter 4, Article VI of the Gaston County Code of Ordinances Concerning Minimum Housing Standards
  - 1. Receive Citizen Comment
  - 2. Accept Motion to Approve
- C. Public Hearing - RE: Commissioner Chad Brown - County Attorney - To Establish an Ordinance Regulating Nonresidential Buildings and Structures (Chapter 4, Article V)
  - 1. Receive Citizen Comment
  - 2. Accept Motion to Approve

*MOTION TO CLOSE PUBLIC HEARINGS*

**III. BUSINESS AGENDA****A. AGENDA REVISION/APPROVAL**

- 1. *ADDED: Section V., Item Y - Board Action/Resolution*

**B. APPROVAL OF MINUTES**

- 1. To Approve the Minutes of:
  - Regular Meeting of March 26, 2019
  - Closed Session of April 9, 2019 NCGS 143-318.11(a)(5)
  - Regular Meeting of April 23, 2019
  - Closed Session of May 14, 2019 NCGS 143-318.11(a)(3)

**IV. CITIZEN RECOGNITION (Sign up Prior to Meeting; Speakers Have Five Minutes to Speak on Issue of Choice.)****V. CONSENT AGENDA**

- A. Commissioner Chad Brown - BOC - Memorial Day Proclamation - To Recognize and Honor Those Who Gave All During Their Military Service to the United States of America, and to Express Our Gratitude to the Fallen Members of Our Armed Services
- B. Commissioner Keigher - BOC - Commendation - To Commemorate the Centennial Celebration of the Gaston Country Club Upon its 100th Anniversary

- C. Commissioner Worley - BOC - Proclamation - To Recognize the 20th Anniversary of the Daniel Stowe Botanical Garden and to Proclaim the Month of June 2019 as Daniel Stowe Botanical Garden Month
- D. Commissioner Philbeck - BOC - To Dissolve and Delete the Charlotte Regional Partnership from the Appointment Records
- E. Commissioner Jack Brown - BOC - To Approve an Increase to Family Advisory Board Annual Non-Profit Funding from \$60,000 to \$100,000 beginning in FY20
- F. Commissioner Philbeck - County Attorney - To Amend Chapter 11 - Offenses and Miscellaneous Provisions, Article I., of the Gaston County Code of Ordinances to Create Section 11.2 to Authorize Gaston County Police Department to Access SBI Databases; To Amend Section 11.1 to Clarify Prohibition of Alcohol on County Property Except as Designated in Chapter 12 of the Code of Ordinances
- G. Commissioner Chad Brown - County Attorney - To Dissolve the Current Housing Appeal Advisory Board and Create a New Gaston County Housing Board
- H. Commissioner Philbeck - County Manager - To Accept Departmental Budget Change Requests as Information
- I. Commissioner Chad Brown - DHHS (Health Division) - To Adopt an Ordinance Approving a Gaston County Health and Human Services Board of Health Rule Prohibiting the Use of Tobacco Products in Local Government Buildings, Local Government Grounds, Local Government Vehicles, Local Government Parks, and Indoor Public Places (Second Reading)
- J. Commissioner Chad Brown - DHHS (Health Division) - To Accept and Appropriate Additional Grant Funds Received from the NC Department of Public Safety for the Juvenile Community Program, Strengthening Families (100% Grant Funds - \$7,490)
- K. Commissioner Chad Brown - DHHS (Social Services Division) - Proclamation - To Proclaim the Month of May 2019 as Older Americans Month
- L. Commissioner Chad Brown - DHHS (Social Services Division) - Proclamation - To Proclaim the Month of May 2019 as Foster Care Awareness Month
- M. 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 Real Property Tax Refunds - \$6,451.99; Total HB20 Refunds - \$2,500.66; Total NCVTS Refunds - \$2,518.60; Total Vehicle Tax Refunds - \$5,019.26)
- N. Commissioner Chad Brown - Fire Marshal - To Appropriate Current Year Accumulated Revenues from the Fire Code Fees & Permits Revenue Account to the Fire Inspections Equipment Expense Account (\$4,999)
- O. Commissioner Fraley - Gaston Emergency Medical Services - Proclamation - To Proclaim the Week of May 19-25, 2019 as Emergency Medical Services Week in Gaston County
- P. Commissioner Worley - Library - To Appropriate State Aid to Libraries Grant and Approve Carry Forward of Remaining Funds to FY 2020 (Grant Funds - \$226,950)

- Q. Commissioner Worley - Police Department - Request to Surplus and Sale 2003 GMC Envoy
- R. Commissioner Worley - Police Department/Sheriff's Office - Proclamation - To Proclaim May 12 - 18, 2019 as Law Enforcement Week and May 16th as Peace Officer's Memorial Day in Gaston County
- S. Commissioner Worley - Police Department - To Accept and Appropriate Discretionary Funds from the Juvenile Community Programs Section for the JCPC Community Outreach, Juvenile Restitution, Teen Court and Strengthening Families (100% State Funds - \$14,218)
- T. Commissioner Keigher - Public Works - To Approve the Qualifications Based Selection of Ramey Kemp & Associates, Inc. and Authorize the County Manager to Execute a Professional Services Agreement to Provide Planning and Design Services for the Lowell Poston Park Sidewalk Connector Project (CMAQ Project C-5606J) Contingent Upon Receipt of NCDOT Approval of Contract Documents. (No Additional County Funds Required)
- U. Commissioner Philbeck - Public Works - To Authorize Nixon Power Services as a Sole Source Provider for a Jenbacher 420 Engine Block and Associated Parts and Service
- V. Commissioner Fraley - Tax Collections - Pursuant to G.S. 105-381, the Tax Collector Requests that the April Tax Refunds be Made. (Real Estate - \$21,379.41; Vehicles and ETC - \$970.36; VTS Refunds - \$5,501.60; Grand Total - \$27,851.37)
- W. Commissioner Worley - Sheriff's Office - To Accept Unified Technology Systems as a Sole Source Vendor for the Purchase of Two Smart Boards (\$24,958)
- X. Commissioner Keigher - Veterans Services - To Accept and Appropriate North Carolina Department of Military and Veterans Affairs Grant Funds to the Gaston County Department of Veterans Services (100% Grant Funds - \$2,217)
- Y. ADDED/ Commissioner Philbeck - BOC - To Revise the Gaston County Board of Commissioners' Regular Meeting Schedule for June, 2019

## **VI. ZONING MATTERS FROM PUBLIC HEARINGS (NON-CONSENT)**

- A. Commissioner Philbeck - Planning & Development Services - Zoning Map Change: Z19-06 Locust Investments LLC (Applicant); Property Parcels: 165874 and 226902, Located at 1168 Miles Rd., Dallas, NC, Rezone from the (R-1) Single Family Limited Zoning District to the (C-1) Light Commercial Zoning District
- B. Commissioner Chad Brown - Planning & Development Services - Zoning Text Amendments: ZTA19-01, Gaston County Planning Board (Applicant); To Consider Proposed Text Amendments to the Unified Development Ordinance (UDO): Chapter 2 (Definitions): Table 2.7-1; Chapter 13 (Subdivision Regulations): Section 13.2(C), Table 13.8-1; Chapter 5 (Permit and Modification Procedures): Section 5.16.1(A)(4), 5.16.1(B)(2), 5.16.1(C); Chapter 8 (Supplemental Regulations): Section 8.2.14.1(A)

- C. [Commissioner Philbeck - Planning & Development Services - Zoning Text Amendment: ZTA19-02 Gaston County Planning Board \(Applicant\); To Consider Proposed Text Amendments to the Unified Development Ordinance \(UDO\): Chapter 2 \(Definitions\): Table 2.7-1; Chapter 8 \(Supplemental Use Regulations\): Section 8.1.8\(G\)](#)

## **VII. NON-CONSENT AGENDA ITEMS**

- A. [Commissioner Worley - Sheriff's Office - Appropriation of Additional Funds to House Inmates Out of County for March & April 2019 \(\\$35,768\)](#)

## **VIII. ITEMS PULLED FROM CONSENT AGENDA**

## **IX. ITEMS ADDED BY MAJORITY VOTE FOR DISCUSSION ONLY**

## **X. APPOINTMENTS**

- A. [Appointment List - Current Expiring Terms/Vacant Positions](#)

## **XI. REPORTS**

### **A. Commissioners Committee Reports**

### **B. County Manager's Report**

- 1. PRESENTATION OF THE FY2019-2020 GASTON COUNTY BUDGET

### **C. County Attorney's Report**

## **XII. OTHER MATTERS**

## **XIII. ADJOURNMENT**