



# **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, October 22, 2019

Meeting Agenda

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### **REVISED - Regular Meeting**

**6:00 P.M.**

CALL TO ORDER

INVOCATION

PLEDGE OF ALLEGIANCE

#### **I. JUDGE WILLIAM GASTON AWARD PRESENTATION**

- A.** Commissioner Jack Brown - Presenting to Mr. Joel Long

*MOTION TO OPEN PUBLIC HEARINGS*

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

- A.** Public Hearing - Zoning Map Change: Z19-13 Samuel F. Berry (Applicant); Property Parcels: 193033 and 193039, Located at Crawford Rd., Gastonia, NC, Rezone from the (R-1) Single Family Limited Zoning District with (CH) Corridor Highway and (US) Urban Standards Overlays to the (R-2) Single Family Moderate Zoning District with (CH) Corridor Highway and (US) Urban Standards Overlays
1. Receive Citizen Comment
  2. Resolution to be addressed under Non-consent (Zoning Matters)
- B.** Public Hearing - Zoning Map Change: Z19-14 Tammy S. Schronce (Applicant); Property Parcel: 135133, Located at 1425 Lowell Spencer Mountain Rd., Gastonia, NC, Rezone from the (R-1) Single Family Limited Zoning District with (US) Urban Standards Overlay to the (C-1) Light Commercial Zoning District with (US) Urban Standards Overlay
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)

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

- A. Public Hearing - RE: Commissioner Chad Brown - DHHS (ACCESS) - To Request Permission to Apply for NCDOT/PTD FY21 Community Transportation Program (5311) Grant to Provide Rural Public Transportation Services; Enter into an Agreement with the NC Department of Transportation (NCDOT) and Provide the Necessary Assurances and Required Local Match
  - 1. Receive Citizen Comment
  - 2. Accept Motion to Approve Board Action
- B. Public Hearing - RE: Commissioner Chad Brown - EDC - To Authorize a Resolution Providing Eligibility for Project RODEO to Participate in the Local Investment Grant Program Over the Course of Their Multi-phased Investment for a Standard Level One Grant
  - 1. Receive Citizen Comment
  - 2. Accept Motion to Approve Resolution

*MOTION TO CLOSE PUBLIC HEARINGS*

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

- 1. *ADDED: Section VIII., Item C.*

**B. APPROVAL OF MINUTES**

- 1. To Approve the Minutes of:
  - Regular Meeting of September 24, 2019
  - Closed Session of October 8, 2019 NCGS 143-318.11(a)(6)

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

- A. Commissioner Philbeck - BOC - To Approve the Amended Partners Behavioral Health Management Board By-laws and Approve the Realignment of the Gaston County Partners Behavioral Health Management Appointee Terms of Office and Reduce the Number of Appointee Positions From Five (5) to Four (4)
- B. Commissioner Chad Brown - BOC - Proclamation - To Proclaim October 23-31, 2019 as "Red Ribbon Week" in Gaston County
- C. Commissioner Worley - Budget/Purchasing - To Accept and Appropriate an Additional \$7,000 Grant Award to the Gaston/Lincoln/District 27/Division of Adult Corrections and Juvenile Justice from the NC Department of Health and Human Services for the 2019 Gambling Stacked Deck Program (100% Grant Funds)

- D. Commissioner Worley - Budget/Purchasing - To Appropriate Funds for Continuation of the 21st Community Learning Centers at H.H. Beam (\$400,000/Year 2) and Pleasant Ridge (\$392,199/Year 3) Elementary Schools (No County Funds)
- E. Commissioner Keigher - County Attorney - To Amend Chapter 11 - Offenses and Miscellaneous Provisions, Article I., Section 11-1 of the Gaston County Code of Ordinances to Permit the Consumption of Alcohol at Certain County or Certain Not-For-Profit Corporation Sponsored Events at County Facilities (Second Reading)
- F. Commissioner Philbeck - County Attorney - To Approve an Amendment to the Interlocal Agreement for Telecommunications Dispatch and Public Safety Systems Computer Support with the City of Gastonia
- G. Commissioner Philbeck - County Manager - To Accept Departmental Budget Change Requests as Information
- H. Commissioner Chad Brown - DHHS (Social Services Division) - To Request Permission to Enter into an MOU for the NCWorks Career Center of Gaston County (No County Funds Required)
- I. Commissioner Chad Brown - DHHS (Social Services Division) - To Accept and Appropriate Fund Balance for the Carry Forward of the June 2019 Donations for the Domestic Violence Shelter, Adult Services Program, Nutrition Program, Child Advocacy Center in the Amount of \$22,246 (100% Donations)
- J. Commissioner Chad Brown - DHHS (Social Services Division) - To Accept and Appropriate First Quarter Donations for Various Programs within Social Services in the Amount of \$10,769 (100% Donations)
- K. 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. (Real Property Tax Refunds - None to report; NCVTS Refunds - \$4,894.22; Total Vehicle Refunds - \$4,894.22)
- L. Commissioner Worley - 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 2018/2019 (\$38)
- M. Commissioner Chad Brown - Fire Marshal - Proclamation - To Proclaim the Week of October 6-12, 2019 as Fire Prevention Week and Adopt the Theme: Not Every Hero Wears a Cape. Plan and Practice Your Escape!
- N. Commissioner Chad Brown - Fire Marshal - To Approve a Certificate of Need for Hugh's Pond Volunteer Fire Department to Obtain Financing (\$390,000) to Purchase a 2019 Ferrara Pumper Rescue Truck
- O. Commissioner Chad Brown - Fire Marshal - To Approve a Certificate of Need for Spencer Mountain Road VFD to Obtain Financing (\$3 Million) to Build a New Fire Station Including All Furnishings and Landscaping

- P. Commissioner Chad Brown - Fire Marshal - To Approve the Transfer of Accumulated Funds Realized from Past Tax Collections, Revaluation, Interest Earned, Etc. to South Point Volunteer Fire Department, Inc. (\$100,000)
- Q. Commissioner Chad Brown - Parks & Recreation - To Accept and Appropriate Donations and Sponsorships in the Amount of \$1,634 from the Dog Days of Dallas Bike Ride
- R. Commissioner Chad Brown - Parks & Recreation - To Accept and Appropriate a NC Arts Council Grassroots Grant for the Purpose of Providing Entertainment for the Cotton Ginning Days Festival (\$1,900; No County Funds)
- S. Commissioner Worley - Public Works - To Award a Construction Contract for Pavement Repairs at Lucille Tatum, Belmont Library, and South Point GEMS Facilities to Granite Contracting at a Cost Not to Exceed \$389,521.92 and Authorize the County Manager to Execute Any Necessary Contract Documents (FY20 Budgeted Funds)
- T. Commissioner Worley - Sheriff's Office - To Accept AXON Enterprise, Inc. as a Sole Source Vendor for the Budgeted Purchase of Tasers (\$17,460)
- U. Commissioner Fraley - Tax Collections - Pursuant to G.S. 105-381, the Tax Collector Requests that the Listed Tax Refunds be Made. (Real Estate - \$9,788.52; VTS Refunds - \$8,769.77; Grand Total - \$18,558.29)

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

- A. Commissioner Worley - Planning & Development Services - Zoning Map Change: Z19-13 Samuel F. Berry (Applicant); Property Parcels: 193033 and 193039, Located at Crawford Rd., Gastonia, NC, Rezone from the (R-1) Single Family Limited Zoning District with (CH) Corridor Highway and (US) Urban Standards Overlays to the (R-2) Single Family Moderate Zoning District with (CH) Corridor Highway and (US) Urban Standards Overlays
- B. Commissioner Keigher - Planning & Development Services - Zoning Map Change: Z19-14 Tammy S. Schronce (Applicant); Property Parcel: 135133, Located at 1425 Lowell Spencer Mountain Rd., Gastonia, NC, Rezone from the (R-1) Single Family Limited Zoning District with (US) Urban Standards Overlay to the (C-1) Light Commercial Zoning District with (US) Urban Standards Overlay

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

- A. Commissioner Philbeck - BOC - Legislative Request: To Approve a Resolution Supporting the North Carolina Department of Transportation Projects in Gaston County and to Request the North Carolina General Assembly to Restore Funding
- B. Commissioner Worley - Sheriff's Office - Appropriation of Additional Funds to House Inmates Out of County for July, August, September (Partial) 2019 (\$151,123)
- C. ADDED/ Commissioner Worley - Finance - To Approve the Declaration of Official Intent to Reimburse Certain Expenditures Related to the Purchase of Law Enforcement Vehicles with the Proceeds of Debt from the FY20 Vehicles Purchase and to Approve the Appropriation of Fund Balance in the Amount of \$530,840

**IX. ITEMS PULLED FROM CONSENT AGENDA**

**X. ITEMS ADDED BY MAJORITY VOTE FOR DISCUSSION ONLY**

**XI. APPOINTMENTS**

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

**XII. REPORTS**

- A. Commissioners Committee Reports
- B. County Manager's Report
- C. County Attorney's Report

**XIII. OTHER MATTERS**

**XIV. ADJOURNMENT**