



# Gaston County

## Board of Commissioners

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

*Chairman Tracy L. Philbeck*  
*Vice-Chairman Jack B. Brown*  
*Chad Brown*  
*Allen R. Fraley*  
*Bob Hovis*  
*Tom Keigher*  
*Ronnie Worley*

Tuesday, October 27, 2020

Meeting Agenda

### Regular Meeting

6:00 P.M.

CALL TO ORDER  
INVOCATION  
PLEDGE OF ALLEGIANCE

***Seating will be limited to allow for social distancing and attendees will be asked to wear face coverings.***

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

- A.** Commissioner Keigher - Presenting to Ms. Clare Charzewski

*MOTION TO OPEN PUBLIC HEARINGS*

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

- A.** Public Hearing - Zoning Map Change: Z20-16 Kent Wilson Harmon (Applicant); Property Parcel: 157573, Located at Long Shoals Rd., Lincolnton, NC, Rezone from the (R-1) Single Family Limited Zoning District to the (R-3) Single Family General Zoning District
1. Receive Citizen Comment
  2. Resolution to be addressed under Non-Consent (Zoning Matters)

(PLANNING BOARD IS EXCUSED TO THE JURY ASSEMBLY ROOM 4129 FOR DELIBERATIONS)

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

- A.** Public Hearing - RE: Commissioner Fraley - Building & Development Services - Road Renaming of Hood Road to Eaves Farm Road
1. Receive Citizen Comment
  2. Accept Motion to Approve
- B.** Public Hearing - RE: Commissioner Chad Brown - DHHS (ACCESS) - To Request Permission to Apply for NCDOT/PTD FY22 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

*MOTION TO CLOSE PUBLIC HEARINGS*

**IV. BUSINESS AGENDA****A. AGENDA REVISION/APPROVAL****B. APPROVAL OF MINUTES**

1. To Approve the Minutes of:
  - Closed Session of June 4, 2020 NCGS 143-318.11(a)(6)
  - Closed Session of June 23, 2020 NCGS143-318.11(a)(3)
  - Closed Session of July 28, 2020 NCGS143-318.11(a)(3)
  - Special Meeting of August 3, 2020
  - Regular Meeting of August 25, 2020
  - Closed Session of August 25, 2020 NCGS 143-318.11(a)(6)
  - Regular Meeting of September 22, 2020

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

- A. Board of Commissioners - Retirement Commendation - Charles L. Moore
- B. Commissioner Worley - Proclamation - To Proclaim October 24, 2020 as World Polio Day in Gaston County
- C. Commissioner Worley - Budget & Management Services - To Accept and Appropriate Additional Federal FVPSA (Family Violence Prevention Services Act) Grant Funds for the Cathy Mabry Cloninger Center (\$30,000 - 20% Match of \$6,000)
- D. Commissioner Worley - Budget & Management Services - To Accept and Appropriate Additional Department of Justice (DOJ) Federal Funds for a 2020 Byrne Justice Assistance Grant (JAG) in the Amount of \$62,439 and to Approve the Required Interlocal Agreement Between the City of Gastonia and Gaston County (No County Funds)
- E. Commissioner Philbeck - Budget & Management Services - To Amend the FY 2021 Fee Schedule for the Public Information Office and Adult Services
- F. Commissioner Worley - Budget & Management Services - To Accept and Appropriate Additional State Grant Funds from the NC Council for Women and Youth Involvement for the Cathy Mabry Cloninger Center (DV Funds - \$45,856; Marriage License Fees - \$17,500; Divorce Filing Fees - \$19,000)
- G. Commissioner Worley - Budget & Management Services - To Accept and Appropriate Additional State Grant Funds from the Child Advocacy Centers of NC (CACNC) for The Lighthouse (\$42,930)

- H. Commissioner Worley - Budget & Management Services - To Accept and Appropriate Additional State Grant Funds from Child Advocacy Centers of NC for The Lighthouse (\$7,000)
- I. Commissioner Worley - Budget & Management Services - To Accept and Appropriate Additional State Grant COVID Funds Awarded to The Cathy Mabry Cloninger Center by the NC Council for Women and Youth Involvement (\$56,603)
- J. Commissioner Philbeck - County Attorney - To Confirm N.C. Industrial Commission Settlement in File No. I.C. 18-740479 - Kennerly v. Gaston County in the Amount of \$35,000
- K. Commissioner Philbeck - County Attorney - To Confirm N.C. Industrial Commission Settlement in File No. I.C. 13-739686 - Lattimore v. Gaston County in the Amount of \$115,000
- L. Commissioner Philbeck - County Attorney - To Confirm N.C. Industrial Commission Settlement in File No. I.C. 17-787662 Cloninger v. Gaston County in the Amount of \$75,000
- M. Commissioner Jack Brown - County Attorney - To Confirm N.C. Industrial Commission Settlement in File No. I.C. 19-022546 - May v. Gaston County in the Amount of \$170,000
- N. Commissioner Philbeck - County Manager - To Accept Departmental Budget Change Requests as Information
- O. Commissioner Chad Brown - DHHS (ACCESS Division) - To Accept and Appropriate Federal CARES Act Funds for Transportation Services in the Amount of \$270,406 (100% Federal Funds)
- P. Commissioner Chad Brown - DHHS (Health Division) - To Accept and Appropriate State Grant Funds Received from the NC Division of Public Health for the Immunization Program (100% Grant Funds - \$42,705)
- Q. Commissioner Chad Brown - DHHS (Health Division) - To Accept and Appropriate Additional Federal/State Grant Funds Received from the NC Division of Public Health for the COVID-19 Response (100% Grant Funds - \$261,191)
- R. Commissioner Chad Brown - DHHS (Social Services Division) - To Accept and Appropriate Donations for the First Quarter of FY21 for Various Programs within Social Services in the Amount of \$3,586
- S. Commissioner Chad Brown - DHHS (Social Services Division) - To Accept and Appropriate Federal CARES Act Funds for Supplemental Payments to Foster Care Placements in the Amount of \$89,900 (100% Federal Funds)
- T. Commissioner Chad Brown - DHHS (Social Services Division) - To Accept and Appropriate Blue Cross Blue Shield of North Carolina Foundation Funds to Assist with COVID Related Supplies for the Meals on Wheels Program in the Amount of \$4,950
- U. Commissioner Chad Brown - DHHS (Social Services Division) - To Accept and Appropriate Federal CARES Act Funds for the LINKS Program to Assist Young Adults with COVID-19 Related Issues in the Amount of \$10,000 (100% Federal Funds)

- V. Commissioner Chad Brown - Family Justice Center - Proclamation - To Proclaim October as Domestic Violence Awareness Month
- W. Commissioner Chad Brown - Emergency Management/Fire Services - Proclamation - To Proclaim the Week of October 4-10, 2020 as Fire Prevention Week and Adopt the Theme: Serve Up Fire Safety in the Kitchen!
- X. Commissioner Chad Brown - Emergency Management/Fire Services - To Approve the Transfer of Accumulated Funds Realized from Past Tax Collections, Revaluation, Interest Earned, Etc. to Lowell Volunteer Fire Department (\$5,328)
- Y. Commissioner Chad Brown - Emergency Management/Fire Services - To Approve the Transfer of Accumulated Funds Realized from Past Tax Collections, Revaluation, Interest Earned, Etc. to Tryonota Volunteer Fire Department (\$48,017)
- Z. Commissioner Chad Brown - Emergency Management/Fire Services - To Approve the Transfer of Accumulated Funds Realized from Past Tax Collections, Revaluation, Interest Earned, Etc. to South Point Volunteer Fire Department (\$71,068)
- AA. Commissioner Chad Brown - Emergency Management/Fire Services - To Approve the Transfer of Accumulated Funds Realized from Past Tax Collections, Revaluation, Interest Earned, Etc. to Community Volunteer Fire Department (\$22,053)
- AB. Commissioner Worley - Finance - To Correct Budget Change Request for Board Action 2020-079 Adopted at 3/24/2020 BOC Meeting (Administrative Correction)
- AC. 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 2019/2020 (\$1,744)
- AD. Commissioner Worley - Finance - Administrative Change to Resolution 2020-168 to Reflect Actual Budget Deficits (Administrative Correction)
- AE. Commissioner Worley - Finance - To Accept as Information the Attached Vehicle Tax Refunds Less than \$100. These Tax Refunds Should Be Recorded in the Board's Minutes. (Total Vehicle Tax Refunds - \$4,753.90)
- AF. Commissioner Chad Brown - Parks and Recreation - To Accept and Appropriate the Senior Center General Purpose Grant from Centralina Council of Governments Area Agency on Aging (Grant Funds - \$10,515; Required County Match - \$3,505 - Budgeted)
- AG. Commissioner Hovis - Public Works - To Declare One Non-essential, County Owned Property Surplus and Authorize Staff to Initiate Sale Procedures Pursuant to Applicable North Carolina General Statutes (PID#155370 - 813 Freedom Mill Rd., Gastonia)
- AH. Commissioner Fraley - Tax Collections - Pursuant to G.S. 105-381, the Tax Collector Requests that the Listed Tax Refunds be Made. (Releases and Refunds - \$3,673.41; Overpayments - \$42,291.82; VTS Refunds - \$6,617.89; Grand Total - \$53,213.12)
- AI. Commissioner Jack Brown - Travel & Tourism - To Accept and Appropriate \$10,000 from the North Carolina Tourism Promotion Grant as a Part of the House Bill 1023 (Coronavirus Relief Fund/Additions & Revisions) from NCTIA (NC Travel Industry Association) and the EDPNC (Economic Development Partnership of NC)

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

- A. Commissioner Fraley - Building & Development Services - Zoning Map Change: Z20-16 Kent Wilson Harmon (Applicant); Property Parcel: 157573, Located at Long Shoals Rd., Lincolnton, NC, Rezone from the (R-1) Single Family Limited Zoning District to the (R-3) Single Family General Zoning District

**VIII. NON-CONSENT AGENDA ITEMS**

- A. Commissioner Hovis - County Attorney - To Amend the Gaston County Code of Ordinances, Chapter 3 - Animals, Article I, Section 3-8 - Responsibility to Control Animal - to Create Subsection (C) - Guidelines for Animal Tethering

**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**