

ADOPTED

FEB 26 2019

Gaston County Board
of Commissioners

132

GASTON COUNTY

COMMISSIONER'S COURT

NORTH CAROLINA

DECEMBER 3, 2018

The Gaston County Board of Commissioners (BOC) met on December 3, 2018 at 10:19 am following the Swearing In Ceremony in The Harley B. Gaston, Jr. Public Forum, Gaston County Courthouse, for the purpose of reorganization of the County Commission.

Commissioners Chad Brown, Jack B. Brown, Allen R. Fraley, Bob Hovis, Tom Keigher, Tracy L. Philbeck and Ronnie Worley were in attendance.

Others present included Earl Mathers, County Manager; Charles L. Moore, County Attorney; and Donna S. Buff, Clerk to the Board.

Election of the Chairman

The County Attorney entertained nominations for the Chairman of the Board as follows:

Commissioner Jack Brown nominated Commissioner Tracy L. Philbeck to serve as Chair of the Gaston County Board of Commissioners and Commissioner Worley provided the second.

Commissioner Hovis introduced the motion to close the nomination and Commissioner Jack Brown provided the second.

The County Attorney declared the nominations closed and called for the vote to elect Commissioner Tracy L. Philbeck as Chairman of the County Commission and the motion carried as follows:

2018-279 Commissioner Tracy L. Philbeck is hereby elected to serve as **Chairman of the Gaston County Board of Commissioners.**

The motion carried 6-0 as follows:

Ayes: Commissioners Jack Brown, Chad Brown, Bob Hovis, Allen Fraley, Tracy Philbeck, Ronnie Worley

Nays: None

Absent: None

Non-Vote: Commissioner Tom Keigher

** The procedure for handling the non-vote of a Commissioner (not excused from voting) is to cast his/her vote with the majority. However, Commissioner Keigher objected to having his non-vote recorded in the minutes in this manner citing that the presiding officer did not call for the "Nay" vote. He did not raise a point of order during the meeting.*

Election of the Vice-Chairman

Chairman Philbeck entertained nominations for the Vice-Chairman of the County Commission.

Commissioner Fraley nominated Commissioner Chad Brown to serve as Vice-Chairman of the County Commission and Commissioner Hovis provided the second.

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Commissioner Worley introduced the motion to close nominations and Commissioner Chad Brown provided the second.

Chairman Philbeck declared the nominations closed and called for the vote to elect Commissioner Chad Brown as Vice-Chairman of the County Commission and the motion carried as follows:

2018-280 Commissioner Chad R. Brown is hereby elected to serve as **Vice-Chairman of the Gaston County Board of Commissioners.**

The motion carried 6-0 as follows:

Ayes: Commissioners Jack Brown, Chad Brown, Bob Hovis, Allen Fraley, Tracy Philbeck, Ronnie Worley

Nays: None

Absent: None

Non-Vote: Commissioner Tom Keigher

** The procedure for handling the non-vote of a Commissioner (not excused from voting) is to cast his/her vote with the majority. However, Commissioner Keigher objected to having his non-vote recorded in the minutes in this manner citing that the presiding officer did not call for the "Nay" vote. He did not raise a point of order during the meeting.*

Appointment of County Manager

On motion introduced by Commissioner Chad Brown and seconded by Commissioner Fraley, the BOC unanimously approved Resolution **2018-281** as follows:

NOW, THEREFORE, BE IT RESOLVED that the Board of County Commissioners of Gaston County, North Carolina, appoints Earl Mathers to the position of County Manager.

Appointment of County Attorney

On motion introduced by Commissioner Hovis and seconded by Commissioner Jack Brown, the BOC unanimously approved Resolution **2018-282** as follows:

NOW, THEREFORE, BE IT RESOLVED that the Board of County Commissioners of Gaston County, North Carolina, appoints Charles L. Moore to the position of County Attorney.

BE IT FURTHER RESOLVED that the law firm of Stott, Hollowell, Palmer and Windham is to serve in the capacity of Associate County Attorney.

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Appointment of County Clerk

On motion introduced by Commissioner Worley and seconded by Commissioner Hovis, the BOC unanimously approved Resolution **2018-283** as follows:

NOW, THEREFORE, BE IT RESOLVED that the Board of County Commissioners of Gaston County, North Carolina, appoints Donna S. Buff as Clerk to the Board of Commissioners.

Resolution of Meetings

On motion introduced by Commissioner Chad Brown and seconded by Commissioner Fraley, the BOC unanimously approved Resolution **2018-284** as follows:

NOW, THEREFORE, BE IT RESOLVED that the Board of County Commissioners of Gaston County, North Carolina sets forth the time and place of its required meetings at 6:00 pm, The Harley B. Gaston, Jr. Public Forum, Gaston County Courthouse, 325 Dr. Martin Luther King Jr. Way, Gastonia, North Carolina as follows:

- ***Work Sessions to be held on the 2nd Tuesday each month***
- ***Regular Meetings to be held on the 4th Tuesday each month,***

with exception of the following meetings:

- **November 26 BOC Meeting to be Combined with November 12 Work Session**
- **December 24 BOC Meeting to be Combined with December 10 Work Session**

BE IT FURTHER RESOLVED that when the Board of Commissioners sets a location with date and time of a meeting away from the Courthouse, the location for the meeting will be designated by the Commissioner representing the township where such meeting is to be held. The Clerk shall cause the place of the meeting to be published as required by law.

Resolution of Approval of Bonds

On motion introduced by Commissioner Jack Brown and seconded by Commissioner Chad Brown, the BOC unanimously approved Resolution **2018-285** as follows:

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Gaston County, that in accordance with North Carolina General Statutes, bonds are hereby set and approved as follows:

Sheriff, Alan Cloninger \$25,000

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Register of Deeds, Susan S. Lockridge \$10,000
Interim Finance Director, Linda Grimsley \$50,000
Tax Collector, James D. Tanner \$100,000
Faithful Performance Blanket Bond \$500,000

Resolution of Meeting with Legislative Delegation

On motion introduced by Commissioner Hovis and seconded by Commissioner Chad Brown, the BOC unanimously approved Resolution **2018-286** as follows:

NOW, THEREFORE, BE IT RESOLVED that the Board of County Commissioners of Gaston County will meet with the aforementioned legislative delegation as required during this year.

BE IT FURTHER RESOLVED that the time and place of the aforementioned meetings are to be scheduled by the Chair after consultation with the members of the legislative delegation.

Resolution for Annual Planning Session

On motion introduced by Commissioner Fraley and seconded by Commissioner Chad Brown, the BOC unanimously approved Resolution **2018-287** as follows:

NOW, THEREFORE, BE IT RESOLVED by the Gaston County Board of Commissioners that the policy of the Board of Commissioners shall be to have one major annual Planning Session with said date being determined at a later time.

Other Matters

Chairman Philbeck thanked the BOC for the opportunity and honor to serve as Chairman; this position requires you to be fair and speak for the majority of the BOC; he noted he only plans to serve as Chair for one year.

Vice-Chairman Brown thanked the BOC for the opportunity and honor of serving as Chairman for the past two years.

Commissioner Fraley advised he look forward to working with BOC and taking care of the business of the County.

Commissioner Jack Brown thanked the BOC for their help when he came back on the Board; looking forward to working with the Board in the coming year.

Commissioner Hovis stated that voters instilled in the BOC a confidence that is humbling to all; 2019 will be a banner year for achieving some milestones; BOC has some challenges ahead but

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the Board and staff have the strength and resiliency to move the County forward; appreciates the citizens consideration and seeks their consult in the guidance of the County.

Commissioner Keigher stated that voters displayed their preference in overwhelming numbers this year for more conservative guidance of this Board; BOC has a tough year regarding the budget and it must be cognizant of the fund balance in regards to current and future school funding; congratulated the newly elected and re-elected Commissioners.

Commissioner Worley congratulated all newly-elected and re-elected officials; advised he looks forward to working with them in their respective positions; 2019 will be an exciting year with many challenges; confident with current leadership in moving forward.

Adjournment

Chairman Philbeck called for a motion to adjourn the Organizational Meeting.

On motion introduced by Commissioner Chad Brown and seconded by Commissioner Hovis, the BOC unanimously adjourned the Organizational Meeting of December 3, 2018 at 10:27 am.

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

Tracy L. Philbeck, Chairman
Gaston County Board of Commissioners

Donna S. Buff
Clerk to the Board

SEAL