

FEB 26 2019

Gaston County Board
of Commissioners

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GASTON COUNTY

COMMISSIONER'S COURT

NORTH CAROLINA

FEBRUARY 12, 2019

The Gaston County Board of Commissioners (BOC) met in Recessed Session on February 12, 2019, at 6:00 p.m., preceding its Work Session, in The Harley B. Gaston, Jr. Public Forum, Gaston County Courthouse.

Chairman Tracy L. Philbeck presided with Commissioners Chad Brown, Vice-Chairman; Jack B. Brown, Allen R. Fraley, Bob Hovis and Tom Keigher in attendance.

Commissioner Ronnie Worley was not in attendance.

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

Chairman Philbeck called the Recessed Meeting to order.

2019-031 Commissioner Philbeck - County Attorney - To Approve an Installment Financing Agreement to Finance a Portion of the Cost of Various Projects Related to the Gaston County Sheriff's Office and Jail Facility, Acquiring Public Safety Radio Communications Equipment and Infrastructure, and the Apple Creek Corporate Center Business Park

Chairman Philbeck advised the Public Hearing on this issue was held on January 22 and called for a motion to approve the proposed Resolution.

On motion introduced by Commissioner Hovis and seconded by Commissioner Chad Brown, the BOC unanimously approved Resolution **2019-031** and action was taken as set forth herewith and therein as follows:

A regular meeting of the Board of Commissioners for the County of Gaston, North Carolina, was held in the Harley B. Gaston, Jr. Public Forum on the second floor of the Gaston County Courthouse located at 325 Dr. Martin Luther King, Jr. Way, in Gastonia, North Carolina, the regular place of meeting, at 6:00 P.M., on February 12, 2019.

Present: Chairman Tracy L. Philbeck, Commissioners Chad Brown, Vice-Chairman; Jack B. Brown, Allen R. Fraley, Bob Hovis and Tom Keigher

Absent: Commissioner Ronnie Worley

* * * * *

Commissioner Philbeck introduced the following resolution, a copy of which had been made available to each Commissioner:

RESOLUTION MAKING CERTAIN DETERMINATIONS CONCERNING A PROPOSED INSTALLMENT FINANCING AGREEMENT TO FINANCE AND REFINANCE A PORTION OF THE COST OF VARIOUS PROJECTS AND PROVIDING FOR CERTAIN RELATED MATTERS.

WHEREAS, the County of Gaston, North Carolina (the "County") has determined to finance and refinance a portion of the cost of (a) renovating, expanding, equipping and improving an existing Gaston County Sheriff's Office and jail facility, (b) acquiring certain radio communication equipment and infrastructure and (c) acquiring and improving a planned business park to be known as the Apple Creek Corporate Center (collectively, the "Project"); and

WHEREAS, the County is considering entering into an installment financing agreement and certain related documents pursuant to G.S. §160A-20, as amended, for the purpose of providing funds, with other available funds, for the financing and refinancing of the Project, and it is necessary to provide for certain related matters at this time;

NOW, THEREFORE, BE IT DETERMINED AND RESOLVED by the Board of Commissioners for the County, as follows:

Section 1. The Board of Commissioners for the County (the "Board") hereby finds and determines in connection with such proposed agreement that (a) such proposed agreement is necessary or expedient for the County, (b) such proposed agreement, under current circumstances, is preferable to a bond issue of the County for the same purpose, (c) the sums to fall due under such proposed agreement are adequate and not excessive for its proposed purpose, (d) the County's debt

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management procedures and policies are good and its debt will continue to be managed in strict compliance with the law, (e) any increase in taxes necessary to meet the sums estimated to fall due under such proposed agreement will not be excessive and (f) the County is not in default regarding any of its debt service obligations.

Section 2. The County Manager, the Finance Director, the Budget Director and the County Attorney of the County are each hereby designated as a representative of the County to file an application for approval of such proposed agreement with the Local Government Commission of North Carolina and are authorized to take such other actions as may be advisable in connection with the negotiation of such proposed agreement and the development of the related financing; and all other actions heretofore taken by any of such officers or any other officer of the County relating to such matter on behalf of the County are hereby approved, ratified and confirmed.

Section 3. The Board hereby requests the Local Government Commission of North Carolina to approve such proposed agreement under Article 8 of Chapter 159 of the General Statutes of North Carolina, as amended.

Section 4. This resolution shall take effect immediately upon its passage.

Upon consideration of the foregoing resolution and motion duly made and seconded, the foregoing resolution was passed by the following vote:

Ayes: Commissioners Philbeck, Chad Brown, Jack Brown, Fraley, Hovis and Keigher

Noes: None.

* * * * *

I, Donna S. Buff, Clerk to the Board of Commissioners for the County of Gaston, North Carolina, DO HEREBY CERTIFY that the foregoing is a true copy of so much of the proceedings of said Board at a regular meeting held on February 12, 2019 as relates in any way to the matters described therein and that said proceedings are recorded in Minute Book ____ of the minutes of said Board, beginning on page ____ and ending on page ____.

I HEREBY FURTHER CERTIFY that notice of said meeting was duly given in accordance with G.S. §143-318.12.

WITNESS my hand and the corporate seal of said County, this 12th day of February 2019.

Clerk to the Board of Commissioners

2019-032 Commissioner Philbeck - BOC - To Revise the Gaston County Board of Commissioners' Regular Meeting Schedule for March, 2019

On motion introduced by Commissioner Philbeck and seconded by Commissioner Jack Brown, the BOC unanimously approved Resolution **2019-032** to reschedule the March 12th Board of Commissioners Work Session to Monday, March 11th, 2019 at 6:00 pm to be held at the Dallas Historic Courthouse located at 131 North Gaston Street, Dallas, North Carolina

Adjournment

Chairman Philbeck called for a motion to adjourn the Recessed Meeting of February 12, 2019.

On motion introduced by Commissioner Chad Brown and seconded by Commissioner Keigher, the BOC unanimously adjourned the Recessed Meeting of February 12, 2019 at 6:02 pm.

The Board convened the February 12, 2019 Work Session immediately following the adjournment of this meeting.

(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