

# ADOPTED

MAY 28 2019

260

Gaston County Board  
of Commissioners

GASTON COUNTY

COMMISSIONER'S COURT

NORTH CAROLINA

APRIL 23, 2019

The Gaston County Board of Commissioners (BOC) met in Regular Session on April 23, 2019 at 6:00 p.m. in The Harley B. Gaston, Jr. Public Forum, Gaston County Courthouse.

Vice-Chairman Chad Brown presided with Commissioners Jack B. Brown, Allen R. Fraley, Bob Hovis and Ronnie Worley. *\*Commissioner Tom Keigher joined the meeting via telephone at 7:23 p.m.*

Chairman Tracy L. Philbeck was not in attendance.

Others present included Earl Mathers, County Manager; Samuel J. Shames, Assistant County Attorney; and Donna S. Buff, Clerk to the Board.

Upon request of Vice-Chairman Brown, Royal Ranger Ryker Hobbs, First Assembly of God, Gastonia, led those assembled in the Invocation and Royal Ranger Jake Denton, First Assembly of God, Gastonia, led in the Pledge of Allegiance.

Public Hearing - Parallel Conditional Use Permit (PCUP): (PCUP19-03) John & Jennifer Ratchford (Applicants); Property Parcel: 194195, Located at 5515 Sparrow Dairy Rd., Gastonia, NC, Request for a PCUP Zoning District from the (R-1) Single Family Limited Zoning District with (US) Urban Standards Overlay to the (CU/R-2) Conditional Use / Single Family Moderate Zoning District with (US) Urban Standards Overlay (PCUP), in Order to Allow Animal Grooming Service/Animal Kennel

Vice-Chairman Brown announced the Public Hearings as advertised; explained procedures to be used; called for the motion to enter into Public Hearings.

On motion introduced by Commissioner Worley and seconded by Commissioner Jack Brown, the BOC unanimously entered into Public Hearings.

Vice-Chairman Brown advised that a PCUP is a quasi-judicial process requiring sworn testimony of any speakers; asked if any Planning Board members or Commissioners had any reason not to rule in the case; with none being heard, the Vice-Chairman then impaneled the Planning Board and Commissioners to hear the request; called for any attendees wishing to give testimony on both of the Parallel Conditional Use Permit (PCUP) cases to stand; he then administered the oath to those standing and provided additional directions for the procedure.

With a quorum of the Planning Board in attendance, Vice-Chairman Brown recognized Mrs. Sarah Penley, Planning Development Services Planner, for comments.

Mrs. Penley advised subject request is to rezone a portion of parcel 194195; the property owner is George Ratchford, Jr.; the Applicant is John and Jennifer Ratchford; 3 of the 86.49 acres parcel are requested for rezoning; the parcel is currently occupied with residential structures and agricultural farm use; the property is located in the southern southeast portion of County (north of York and Gaston County line and east of Hwy. 321).

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She reviewed aerial, zoning and adjoining property owners maps depicting the 3 acres requested for rezoning with its adjoining vacant properties and abutting residential structures; total acreage of parcel surrounded by R-1 in the US overlay zoning; industrial, R-2 and CU/R-2 zoning districts; map and listing of adjoining property owners notified of public hearing; reviewed the applicant's site map depicting location of the structure in the crook of the two intersections of Thompson Rd. and Sparrow Dairy Rd. with the property facing Sparrow Dairy Rd.; advised in addition to the standard conditions that staff added conditions #5 (Applicant to provide a commercial grade dumpster on site per guidelines in the Ordinance), #6 (to allow Applicant some flexibility if NCDOT, through the driveway permitting process, changed or altered the site) and #7 (to allow Applicant some flexibility to make changes to the site plan if required by the NC Department State 2018 Commercial Building Code).

She advised the property is located within the Gateway Center with a future land use designation of planning Area 4: The Garden Gaston/Southeast Gaston (Belmont, Cramerton and surrounding area) and a small portion of planning Area 5: Scenic Gaston/Southwest Gaston (Crowders Mountain State Park, Gastonia and surrounding area)(small portion of parcel); based on the goals and objectives and zoning district pattern in overall vicinity it is staff's opinion the request is consistent with the Comprehensive Land Use Plan; the request was advertised and notices were mailed out per County policy; staff received some calls for general information and clarification.

Vice-Chairman Brown asked the Applicant or Representative to present the request.

Mrs. Jennifer Ratchford, 5515 Sparrow Dairy Rd., Gastonia (Applicant) advised the rezoning was requested to open up a luxury dog boarding and grooming facility with eight boarding kennels (six 8'x8's; two 6'x8's) and 20 kennels for daily grooming; the use will not endanger the public health or safety; the facility will be self-contained with high fences; all animals will be required to have up-to-date shots; all animal waste will be disposed of per local/state regulations; will use natural based chemicals that can be safely ingested by all animals and people; all requirements are being met; have worked closely with County staff to make sure all regulations are followed; the facility will be licensed through the USDA; it will not affect the value of surrounding properties sitting in the middle of 87 acres; the new building structure will match the existing buildings on the property currently; it will have rock halfway up and will look rustic and country; there is a need in the County since there are not many places to board animals; the surrounding area will match the scenery; the goal is to attract business from Clover and Lake Wylie to the County.

Vice-Chairman Brown asked if there were any additional testimony or information to be given on the PCUP.

Mr. Justin Thomas Sparrow, 5525 Sparrow Dairy Rd., Gastonia advised his family is happy about having the dogs there and asked if an addendum could be added to board only eight dogs per night.

Vice-Chairman Brown concluded the comment period for the case and moved to the next item of business.

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Public Hearing - Parallel Conditional Use Permit (PCUP): (PCUP19-04) Ecoplexus Inc. (Applicant); Property Parcel: 164778, Located at 601 High Shoals Rd., Lincolnton, NC. Request for a PCUP Zoning District from the (R-1) Single Family Limited Zoning District to the (CU/R-2) Conditional Use / Single Family Moderate Zoning District (PCUP), in Order to Allow Essential Services Class 3 (Solar Generation Facility/Solar Farm)

Vice-Chairman Brown recognized Mrs. Penley for comments.

Mrs. Penley advised subject request is to rezone parcel 164778 located at 601 High Shoals Rd., Lincolnton; the property owner, BCGC Associates Inc., and Applicant, Ecoplexus Inc., are in attendance; the total acreage requested for rezoning is 131.97 acres; it was formerly an active golf course that has been abandoned and vacant the past several years; she reviewed vicinity, aerial, zoning and property owners maps as follows: location of the property is outside the city limits of the Town of High Shoals, south of the Lincoln and Gaston County border and west of Highway 321; vacant property with adjoining residential homes to the north and east; adjoining vacant property to the west and south; surrounding R-1, RS-20, corporate limits of the Town of High Shoals, R-3 and commercial zoning districts; adjoining property owners notified of public hearing and listing of property owners; advised that due to the interest in the previous public hearing that staff extended the notification area beyond the adjoining property owners to a 500-foot radius of subject site.

She advised staff received a revised site plan that was uploaded with BOC's background information and distributed to the Planning Board; the Applicant conducted a community meeting, which was not a requirement of the application process, and discussed and worked out the actual placement for the buffer which is reflected in the revised plan. She pointed out that staff added a fifth condition to incorporate a bond in the event the site is decommissioned; thought it was on the application – oversight on staff's part; Applicant exceeded the standards of the Unified Development Ordinance (UDO) with the application and no additional conditions were recommended.

She further advised the property is located within the Rural area, Planning Area 2: North 321 Gaston/North Central Gaston (High Shoals, Dallas and surrounding area); based on the goals and objectives in the zoning district pattern in the overall vicinity it is staff's opinion the request is consistent with the Comprehensive Land Use Plan; the request was advertised and notices were mailed out per County policy; staff received several calls for general information and email correspondence.

Vice-Chairman Brown asked the Applicant or Representative to present the request and administered the oath to an additional person that had not been sworn in initially.

Attorney Mike Foxx, 100 N. Green St., Greensboro, NC and Applicant's representative, offered up two additional conditions: (1) to set a minimum height of 8' for the overstory trees and 4' for the understory trees for the landscape buffering trees at time of planting and (2) a 125' setback; advised that the Applicant is willing to enter into easements with those that would like to use that land for anything that is not a permanent building (i.e., for a swing set, use it recreationally or mow it); their team wants to provide enough information to meet the permit requirements and want to provide some additional information for anyone present or television audience that may have questions. He introduced Mr. Pete Parkinson and Mr. Mike Wallace with Ecoplexus, Mr.

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Tommy Cleveland, a NC Licensed Engineer and solar energy expert, and Mr. Rich Kirkland, MAI Appraiser; he distributed copies of a report prepared by Mr. Kirkland to the BOC.

On motion introduced by Commissioner Hovis and seconded by Commissioner Worley, the BOC unanimously accepted Mr. Kirkland's report as information.

Attorney Foxx advised that the evidence presented tonight (site plan setbacks, other information required by Ordinance and expert testimonies of Mr. Cleveland and Mr. Kirkland) will show that the solar farm, as designed, will not harm the public, neighbors, animals, environment or diminish any adjoining property values, that the solar project will meet all County requirements for the CUP and the plan as modified will be in harmony with the area in which it is located. He introduced Mr. Parkinson.

Mr. Pete Parkinson, Director of Permitting, 600 Park Offices Dr., Research Triangle (Park), presented a slide presentation and advised the request involves 131.97 acres (81.84 acres in the fence); setbacks in last year's original application were changed from 50' to 150' based on the comments received (it is the same site plan that BOC has already seen); in response to Mr. Foxx's statement, clarified that it would be 125' to the fence and 150' to the panels; the existing full-grown foliage along the west and east sides will remain and type D-3 8' canopy trees will be planted which is the type of evergreen trees the neighbors preferred; a native pollinator mix will be used on the ground and under the panels where there are not trees; regarding the plan's view and elevation of the landscaping some neighbors asked us to step back from their property lines and some wanted it to be a little bit closer; Ecoplexus wants the ability to meander the buffer in the final landscape design to meet each individual neighbors' wants. He displayed slides of their recent project in Elon with the red clover pollinator mix and property values. He advised that every project Ecoplexus has located in NC, the County and surrounding counties shows there is no impact. He deferred the presentation to Mr. Tommy Cleveland.

Mr. Tommy Cleveland, 4141 Laurel Hills Rd., Raleigh, NC and a NC Licensed Professional Engineer, advised he has worked in solar for 15 years at NC State University's (NCSU) Clean Energy Technology Center (formerly The Solar Center); he received numerous questions statewide about the health or safety impacts to the community and neighbors with this new technology, and became an expert via national research, interviews and writing publications for NCSU on the health and safety impacts of solar; from his research and experience he concluded that there are no negative health, safety risks or health impacts to the community; the solar technology that will be used for this project has been studied and has been around for decades; it is understood what is in the panels, and how they operate, that they do not emit anything into the soil, air or water; he is confident and it is his professional opinion that there would not be any negative health or safety impacts from this project.

Mr. Rich Kirkland, Kirkland Appraisals, 9408 Northfield Ct., Raleigh, NC advised he was asked to consider whether or not the proposed project impacted adjoining property values; over last twelve years, has looked at over 550 solar farms and has been quantifying the uses around them; there are about 300 to 400 solar farms in NC; typically the adjoining uses of those are 90% agricultural residential or predominately agricultural residential; in looking at areas in the County and adjoining counties he found 30 solar farms with adjoining uses of agricultural residential being the predominate use; concluded that this is a harmonious and typical location for a solar farm with open space to install the panels and infrastructure to pull out and have users of that electricity

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nearby; the best way to measure the impact on property values is to compare the sale of a property next to a solar farm to one that is not next to a solar farm that is reasonably the same or identical; he identified 13 different solar farms in NC and pulled 28 matched pairs which includes six matched pairs in the County; there is a lot of data that shows there is no impact on adjoining residential values or adjoining agricultural values; it is his professional opinion that this project as proposed will have no impact on adjoining property values.

Mr. Michael Wallace, Vice-President of Development with Ecoplexus in the Southeast and a NC Licensed Professional Engineer, advised Ecoplexus held a community meeting and spent a lot of time addressing residents' concerns; visual impact was a big concern and is the reason the set back is now 125' with a fence, 8' overstory and 4' understory; Ecoplexus asked if neighbors preferred the buffer in front of the fence line or on their property line; most neighbors said 15' to 20' from the fence line was best for them; Ecoplexus stormwater design plan will be done by professional engineers and the site will be surveyed by professional surveyors; Ecoplexus will go through design parameters with the Departments of Environmental Protection (DEP) and the environmental agencies; the Phase I Environmental Impact Study and Wetlands Delineation have been completed and those maps can be provided to BOC upon request; Ecoplexus operates in the US and the southeast is one of its largest sectors; NC is the largest behind California; Ecoplexus has 20 to 25 operating facilities in NC and are well received by both utilities (Duke Energy and Dominion) and from a community standpoint; Ecoplexus does not start a business and leave but originate, design, construct and stay in the community and looks forward to being a part of the community should that opportunity arise.

Mr. Parkinson advised the neighbors want this project due to what has been happening in the area; per a 911 coordinator in the last 12 months there has been 12 calls about this property and 34 calls along High Shoals Rd. on the width of the property involving car break-ins and a shooting; the residents are looking forward to having a good neighbor that will secure the property.

For the record, Mrs. Penley clarified that staff added condition #8 *to allow flexibility to work with individual owners regarding specific setback placement of the vegetative buffer on a case-by-case basis. Otherwise, it will be placed as stated on the site plan.*

Responding to Vice-Chairman Brown, Mrs. Penley responded "yes, sir" within that setback.

Attorney Foxx advised they can work that out individually with each homeowner.

Mr. Randall Bozard, 3017 Golden Dale Ln., Charlotte, NC and Commercial Real Estate Broker, advised when the golf course closed down the property was put up for sale; several buyers came forth with ideas for the property (chicken/cattle farm, low-income housing, industrial site); Ecoplexus came forth with the idea of clean energy; after the owners due diligence they concluded - it was the best option for the property; it was great for the environment and community (no odor or noise); there were no negative impacts on values, current road infrastructure, school system, water and sewer infrastructure; it would solve the current crime problems. He encouraged the BOC to approve the conditional rezoning request because it is the best option for the property in the future.

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Mr. John Miller, 1090 El Remarko Dr., Stanley, NC and Town of Stanley Planning Board/ Stanley Board of Adjustments Member, advised he represented BCGC; his family has owned this property for over 30 years; operated Briar Creek Golf Club for a majority of that time; his family has worked hard bringing jobs and important projects to County; upon entering into a purchase agreement with Ecoplexus careful consideration was given to the impact this project would have; they concluded that this would be good for the County and surrounding community for a couple of reasons – clean and quiet energy, level of security and aesthetics; two years ago the Stanley Planning Board/Board of Adjustments approved an 80-acre solar farm on Mariposa Rd. (10 miles from the proposed solar farm site) and those adjacent property values increased during this last tax reassessment; there is minimal impact to the environment; the project is regulated by County and State agencies during its construction and operation; asked Ecoplexus to meet with the adjacent property owners about their concerns; from their feedback positive changes have been made to this project; the economic impact from this multimillion dollar project will increase the County's tax base and revenue stream; this non-income producing property will be sold whether the permit is granted or not and the County may lose control of what will go on the property. He asked the BOC to approve the conditional use permit.

Attorney Foxx advised that this was the end of their presentation.

Vice-Chairman Brown asked if there was any additional testimony or information to be given on the PCUP; he then administered the oath to those who had not been sworn in at the beginning of the public hearings.

Mr. Charles Brian Pasour, 119 Strawberry Ct., Lincolnton, NC advised his property connects directly to the proposed solar farm land; asked BOC to vote "yes" in support of the project because of what goes on there (loud four-wheelers, drug deals, shootings, trespassing and backyard trash issues); stated that County staff did a great job with this plan; Ecoplexus reached out more than once to find out what he wanted as a property owner; said they would make it happen and modified their original plan and that he would appreciate the BOC's support for the plan.

Mr. Gary Addington, 611 High Shoals Rd., Lincolnton, NC advised he purchased the first house built on the newly subdivided frontage due to a redesign of the golf course and use to enjoy clear views, evening walks, bike rides on cart paths and catching fish from the ponds with family; when it closed it brought about a change (tall weeds, wild trees, other growth, trespassers with four-wheelers, motor cross bikes and four-wheel drive vehicles, target practice, drug deals, illegal dumping and weed fires); he and his neighbor mows a large portion of the field behind their houses to prevent fires and ward off trespassers; Ecoplexus met with adjacent homeowners and hopefully the plan they presented will stop a lot of this activity (fencing the property; no trespassing signage); Ecoplexus listened to our concerns, modified their plan and promised to install visual buffers to shield the view of the panels; he is still apprehensive about the project but hopes to return to a time of peaceful living; urged BOC to approve the rezoning; hope the project will be monitored and that all of Ecoplexus' promises will be upheld.

Ms. Iris Rowe, 603 High Shoals Rd., Lincolnton, NC advised her land is attached to the old golf course and is now a free landfill where people dump furniture, trash, etc.; it is no longer safe to walk or ride a golf cart to the area due to people that do not live in the neighborhood; she has made numerous calls to police and they no longer respond to her calls; she supports the



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proposed solar farm and wants a fence and gate installed around the property to live in a safe area as it was 31 years ago; urged BOC to approve the rezoning.

Ms. Patti White, 545 High Shoals Rd., Lincolnton, NC advised she lives on the adjacent corner entering the golf course; distributed pictures of trash piles at the golf course; voiced concerns about property maintenance, traffic issues, trespassers and lack of response from calls to police and landowners; she spoke in favor of the rezoning (proposed solar farm and fencing); urged BOC to vote in favor of it to secure the property and make it a beautiful area again.

On motion introduced by Commissioner Hovis and seconded by Commissioner Brown, the BOC unanimously accepted the pictures as information.

Mr. Robert Shulla, 623 High Shoals Rd., Lincolnton, NC advised his property is on the golf course; he distributed informational packet folders; advised he has been cutting grass behind the fairway for hole #1 and loves the views; this was the lowest crime area in Gaston and Lincoln counties; he cited the proposed 125' buffer and pointed out a survey team's red tag markings on the photographs; noted the drainage (water/rain) behind his house that drains onto the golf course in the lowest area and back to the creek; the stake in the ground may be the marking for the wetlands; does not know if Ecoplexus can build back there nor all the laws for wetlands; supports what Ecoplexus is doing currently although it is a unique situation for him as a property owner.

On motion introduced by Commissioner Fraley and seconded by Commissioner Worley, the BOC unanimously accepted informational packet folder as information.

Mr. Chris Greason, 605 Georgia Trail, Lincolnton, NC advised he lives within 1,000' of the golf course; spoke in favor of the solar farm and its approval by the Planning Board and BOC; requested the barbed wire on the chain link fence be eliminated so it would not resemble a prison property; advised an investigation is warranted on why the red stakes are there and cited a report from the Army Corp of Engineers regarding drainage issue some years ago; there are a lot of positives and negatives as far as property values are concerned; North Carolina State published findings in September of 2018 that quantified some negative impact to property values within 1,000' and 500'; past a 1,000' it seems to be neutral on it; appealed my appraisal and used the solar farm as one of my points because there is not a lot of clear definition at this point in time dollar-wise; concerned about High Shoals Road which is narrow and not in good condition currently; construction could be a detriment but the landscaping proposed is great; concerned that they contract the proper landscaper and perform ongoing care.

Mr. Bob Lancaster, 614 Georgia Trail, Lincolnton, NC, advised his property does not back up to the proposed solar farm and that he objected previously because of the buffer; the process works and due to the comments and objections made the last time Ecoplexus made some adjustments that were more favorable of what neighborhood wanted; understand the barbed wire is a County requirement but Ecoplexus prefer not to put a barbed wire fence there due to aesthetics; supports the proposed rezoning based upon the changes made and the direct and open-minded communications.

Mr. Scott Fortenberry, 527 High Shoals Rd., Lincolnton, NC advised he lives right before the entrance to the golf course; the barbed wire fence does not bother him; people dump various

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items there; he may have made 11 of the 12 calls to 911 because of the noise from trucks, jeeps, motorcycles, etc. on the property; he spoke in support of the proposed rezoning and urged the BOC to support it too.

Vice-Chairman Brown asked if there was any additional testimony to come before Board; none was heard. He called on Mr. Wallace to present Ecoplexus' rebuttal.

Mr. Wallace advised the swell that comes through beside Mr. Shulla and his neighbor's properties runs down through the back; walked the property today and saw one of the flags; as a developer, Ecoplexus must hire an environmental firm (qualified individuals) to review the property and do a wetland delineation report; then provide their opinion on where the wetlands are located; Ecoplexus then has the Army Corps of Engineers to review the property and agree or disagree with the findings, which usually takes six months to a year in North Carolina; then a licensed surveyor will come in and pick up those points; the site plan for BOC's approval tonight is based off of that report; Ecoplexus will be happy to provide the Army Corps of Engineers report for the record.

He further advised regarding the lowest part of the golf course a stream runs in the back and the entire site runs down and it is not just that one area; Ecoplexus must provide its stormwater design plans to the County and State and is willing to discuss that with Mr. Shulla; the 6' barbed wire requirement is a NC State NEC Code; a 7' fence does not require barbed wire. He proposed using a 6' barbed wire fence on the sides and back of the property and a 7' fence on the front if that is what the community would like.

Mr. Shulla asked if Ecoplexus was going to cover the fence with Leyland spruce trees as the community had decided.

Vice-Chairman Brown asked if that was something the developer or County would have to put in.

The Assistant County Attorney's response was inaudible

Mrs. Penley clarified that condition #9 will allow a 7' fence in the front of the property adjoining the residential neighbors and barbed wire fencing can be on the sides and back perimeter of the property.

Vice-Chairman Brown responded he was checking to see if that was the County's code requirement.

Mrs. Penley advised that it is a NC State code.

Vice-Chairman Brown asked if there was any other testimony to be given; none was heard.

Vice-Chairman Brown called for questions from the Planning Board; hearing none, called for questions from the BOC.

Commissioner Jack Brown asked if there should be better police protection in the area due to everything that is going on there.



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Vice-Chairman Brown advised he spoke to the Police Chief and Assistant Chief Jentsch about it, and was advised the Police is working on plans to reroute that area through their drive-by system; were not getting into a plan until after tonight; they needed the BOC's approval before they could look at some things.

Vice-Chairman Brown asked if the road entrance to the golf course was maintained by the State or the city.

Mrs. Penley responded it is a state-maintained road; the entire cul-de-sac in the stub out road is state maintained; if they were to gate that they would probably do a road abandonment with the State.

Vice-Chairman Brown asked how Mr. Paysour felt about the barb-wired fence being across the front and sides of his corner property.

Vice-Chairman Brown advised that the Planning Board can consider that and the changes during its deliberations.

Mrs. Penley responded that staff can adjust the language to include all adjoining residential properties.

Vice-Chairman Brown asked if there were any additional testimony or information to be given on the PCUP and none was heard.

Vice-Chairman Brown excused the Planning Board to Room 2029 for deliberations.

Vice-Chairman Brown called for a motion to close the Public Hearings.

On motion introduced by Commissioner Hovis and seconded by Commissioner Worley, the BOC unanimously closed the Public Hearings.

Commissioner Hovis requested a complete report from the Planning Board when they return before the BOC considered it for adoption.

### **Agenda Revision/Approval**

- **PULLED TO NON-CONSENT/** *Commissioner Chad Brown - Fire Marshal - To Approve an Interlocal Agreement to Provide Fire Inspection/Enforcement Services for City of Bessemer City, Town of Cramerton, Town of Dallas, City of High Shoals, City of Lowell, Town of McAdenville, Town of Ranlo and Town of Stanley – VI., Item AA*

On motion introduced by Commissioner Hovis and seconded by Commissioner Fraley, the BOC unanimously approved the Agenda of April 23, 2019 with changes as noted above.

### **Approval of Minutes**

On motion introduced by Commissioner Hovis and seconded by Commissioner Worley, the BOC unanimously approved the Minutes of the Regular Meeting of February 26, 2019.

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**Citizen Recognition**

No requests.

\*Commissioner Keigher joined the meeting via telephone at 7:23 p.m.

**Consent Agenda**

On motion introduced by Commissioner Hovis and seconded by Commissioner Jack Brown, the BOC unanimously approved the Consent Agenda as follows:

**2019-088 Commissioner Hovis - Animal Care and Enforcement - To Accept and Appropriate Donation Funds to Assist in the Medical Care of Shelter Pets (\$2,576) per Budget Change Request:**

Account Description	Account Number	Amount
Donations (revenue)	010-02-4380-0000-415001	[2,576.00]
Medical Care (expenditure)	010-02-4380-0000-530015-Medcl	2,576.00

**2019-089 Commissioner Hovis - Animal Care and Enforcement - To Accept and Appropriate Donation Funds to Assist in the Medical Care of Shelter Pets (\$4,467) per Budget Change Request:**

Account Description	Account Number	Amount
Donations-medical care (revenue)	010-02-4380-0000-415001-Medcl	[4,467.00]
Medical Care (expenditure)	010-02-4380-0000-530015-Medcl	4,467.00

**2019-090 Commissioner Keigher - BOC - Commendation - To Recognize Mr. Thomas P. Hauer for His Thirty Years of Dedicated Service to the Citizens of Gaston County**

**2019-091 Commissioner Philbeck - BOC - Proclamation - To Proclaim the Week of April 7-13, 2019 as Volunteer Week in Gaston County**

**2019-092 Commissioner Chad Brown - BOC - Proclamation - To Proclaim Thursday, May 2, 2019 as A Day of Prayer in Gaston County**

**2019-093 Commissioner Worley - BOC - To Approve the Requested Change of Scope for the Cramerton Township Grant Funding to repurpose Township Grant funding that was awarded on 1/26/2016 for the Cramer Mountain Road Sidewalk project via resolution 2016-037, to the current Goat Island Greenway Extension Project**

**2019-094 Commissioner Philbeck - Budget/Purchasing - To Approve the Carry Forward of \$5,929,080 (\$5,232,063 in Outside Funding and \$697,017 in County Funds) from FY 2018-19 Funds into FY 2019-20 as follows:**

Department Name	Account	Project	Description/Project Name	County Funds	Outside Funds	Source of Funds
Sheriff's Office	010-02-4315-4315-560000	15088	DV Deputies		\$ 368,957	Civil Process Revenues
Sheriff's Office	010-02-4315-4315-560000	15286	Half Court Advocate		\$ 21,264	Civil Process Revenues
Sheriff's Office	010-02-4315-4315-560000	15285	Court Advocate		\$ 48,191	Civil Process Revenues
Sheriff's Office	010-02-4315-4315-560000	17192	DV Deputies		\$ 18,539	Civil Process Revenues
Sheriff's Office	010-02-4315-4315-560000	14229	2013 SCAAP Grant		\$ 498	2013 SCAAP Grant

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Sheriff's Office	010-02-4315-4315-510001	18599	2017 GCC DV LE Unit Grant: Salaries	\$ 14,049	GCC Grant
Sheriff's Office	010-02-4315-4315-510100	18599	2017 GCC DV LE Unit Grant: FICA	\$ 1,337	GCC Grant
Sheriff's Office	010-02-4315-4315-510101	18599	2017 GCC DV LE Unit Grant: Retirement	\$ -	GCC Grant
Sheriff's Office	010-02-4315-4315-510102	18599	2017 GCC DV LE Unit Grant: 401-K	\$ 954	GCC Grant
Sheriff's Office	010-02-4315-4315-510103	18599	2017 GCC DV LE Unit Grant: Grp Insur	\$ 149	GCC Grant
Sheriff's Office	010-02-4315-4315-510001	18606	GCC Safe Exchange Grant: Salaries	\$ 17,934	GCC Grant
Sheriff's Office	010-02-4315-4315-510100	18606	GCC Safe Exchange Grant: FICA	\$ 2,148	GCC Grant
Sheriff's Office	010-02-4315-4315-520013	18606	GCC Safe Exchange Grant: Printing	\$ 2,172	GCC Grant
Sheriff's Office	010-02-4315-4315-520007	18606	GCC Safe Exchange Grant: Misc	\$ 500	GCC Grant
Sheriff's Office	010-02-4315-4315-540001	18606	GCC Safe Exchange Grant: Equip \$250-\$4999	\$ 3,778	GCC Grant
Sheriff's Office	010-02-4315-4315-540002	18606	GCC Safe Exchange Grant: Equip >\$5,000	\$ 3,394	GCC Grant
Sheriff's Office	010-02-4315-4315-560000	19545	2017 JAG Grant	\$ 905	2017 JAG Grant
Sheriff's Office	010-02-4315-4315-560000	19550	2018 JAG Grant	\$ 5,609	2018 JAG Grant
Sheriff's Office	010-02-4315-4315-560000	19571	FY 2017 SCAAP Grant	\$ 23,455	2017 SCAAP Grant
Sheriff's Office	010-02-4315-4315-510001	19556	2018 GCC DV LE Unit Grant: Salaries	\$ 90,125	GCC Grant
Sheriff's Office	010-02-4315-4315-510002	19556	2018 GCC DV LE Unit Grant: Overtime	\$ 6,400	GCC Grant
Sheriff's Office	010-02-4315-4315-510100	19556	2018 GCC DV LE Unit Grant: FICA	\$ 7,363	GCC Grant
Sheriff's Office	010-02-4315-4315-510101	19556	2018 GCC DV LE Unit Grant: Retirement	\$ 7,722	GCC Grant
Sheriff's Office	010-02-4315-4315-510102	19556	2018 GCC DV LE Unit Grant: 401-K	\$ 4,826	GCC Grant
Sheriff's Office	010-02-4315-4315-510103	19556	2018 GCC DV LE Unit Grant: Grp Insur	\$ 20,400	GCC Grant
Sheriff's Office	010-02-4315-4315-510001	19557	2018 GCC Safe Exchange Grant: Salaries	\$ 62,244	GCC Grant
Sheriff's Office	010-02-4315-4315-510100	19557	2018 GCC Safe Exchange Grant: FICA	\$ 4,764	GCC Grant
Sheriff's Office	010-02-4315-4315-520013	19557	2018 GCC Safe Exchange Grant: Printing	\$ 2,400	GCC Grant
Sheriff's Office	010-02-4315-4315-560000	19554	GCC Enhanced ID System	\$ 270	GCC Grant
County Police	010-02-4310-4310-560000	13272	Marine Unit	\$ 963	Duke Energy
County Police	010-02-4310-4310-560000	14206	Purchase K9	\$ 37	Gaston County Humane Society
County Police	010-02-4310-4310-560000	15221	JAG 2014: County Police	\$ 6	U.S. Justice Department
County Police	010-02-4310-4310-560000	17225	JAG 2016: County Police	\$ 97	U.S. Justice Department
County Police	010-02-4310-4310-560000	19548	JAG 2018: County Police	\$ 491	U.S. Justice Department
County Police	010-02-4310-4310-560000	17214	Body Armor Systems-Vests	\$ 5,150	A.D. Warlick/Parkdale Mills Family
County Police	010-02-4310-4310-560000	18597	DDATT Program	\$ 672,800	Grant/Local Funds
County Police	025-02-4310-4310-530044	50113	Drug Forfeiture-Justice	\$ 4,091	Federal Drug Forfeitures
County Police	025-02-4310-4310-530043	10002	Drug Forfeiture-Treasury	\$ 65,350	Federal Drug Forfeitures
County Police	026-02-4310-4310-530045	50112	Control Substance Abuse Tax	\$ 3,020	State of North Carolina
County Police	010-02-4310-4310-560000	12282	OBI/Smart Talk	\$ 2,500	State of North Carolina
County Police	010-02-4310-4310-560000	13253	Prescription Drug Abuse Enf.	\$ 908	Grant/National Assoc. of Drug Diversion
Animal Care & Enforcement	010-02-4380-0000-410098		Microchipping Fees	\$ 1,340	payment from rescue groups
Animal Care & Enforcement	010-02-4380-0000-415001		Donations	\$ 3,000	donations to shelter
Animal Care & Enforcement	010-02-4380-0000-415001	Medcl	Donations: Medical Care	\$ 5,000	donations to shelter animals
Animal Care & Enforcement	010-02-4380-0000-415001	SpyNu	Donations: spay/neuter voucher	\$ 100	donations for s/n
Animal Care & Enforcement	010-02-4380-0000-530015	Medcl	Medical Care	\$ 5,000	donated medical care funds expense
Animal Care & Enforcement	010-02-4380-0000-560000	19569	Petco Grant: full Hearts Prog	\$ 10,000	petco grant 2019 cycle
Animal Care & Enforcement	010-02-4380-0000-560000	SpyNu	Spay/Neuter Voucher	\$ 9,400	Spay/neuter voucher expense
Emergency Management	010-02-4330-0000-560000	17217	FY17 Duke Power Funds	\$ 408	Duke Energy
Emergency Management	010-02-4330-0000-560000	18124	FY18 Duke Energy Funds	\$ 24,361	Duke Energy
Emergency Management	010-02-4330-0000-560000	19059	FY19 Duke Energy Funds	\$ 60,000	Duke Energy
Emergency Management	010-02-4330-0000-560000	18EMP	Emerg. Mgmt Performance Grant	\$ 59,637	State of NC
Social Services	020-05-4790-0000-520011	19562	Emp Training:GCC Translation Grant	\$ 5,000	GCC Grant
Social Services	020-05-4790-0000-530010	19562	Professional Services:GCC Translation Grant	\$ 22,500	GCC Grant
Social Services	020-05-4790-0000-560000	18142	Employee Activity Donations	\$ 2,500	Donations
Social Services	020-05-5582-0000-560000	08162	Shelter Donations	\$ 220,000	Donations
Social Services	020-05-5582-0000-540005	08321	Shelter Building Fund	\$ 517	Donations
Social Services	020-05-5582-0000-560000	09253	Child Care Program	\$ 25,000	Donations
Social Services	020-05-5582-0000-560000	10321	Unmet Client Needs/Community Foundation	\$ 200	Donations
Social Services	020-05-5582-0000-530013		Shelter Temporary Services	\$ 2,718	Donations
Social Services	020-05-5585-0000-560000	16282	CAC Donations	\$ 5,000	Donations
Social Services	020-05-5600-0000-560000	08159	Adult and Aging Donations	\$ 95,000	Donations
Social Services	020-05-5600-0000-560000	14234	Home Community Care Block Grant Funds	\$ 82,375	Donations
Social Services	020-05-5600-0000-560000	15259	Adult Nutrition Donations	\$ 20,000	Donations
Social Services	020-05-5600-0000-560000	15260	EGADC Donations	\$ 1,550	Donations
Social Services	020-05-5600-0000-560000	15261	GADC Donations	\$ 172	Donations
Social Services	020-05-5471-0000-560000	19072	Adoption Donations	\$ 200	Donations
Social Services	020-05-5867-0000-560000	16194	Foster Care Donations	\$ 5,725	Donations
Social Services	020-05-5867-0000-560000	16210	General Purpose Fund	\$ 271	Donations
Social Services	020-05-5867-0000-560000	16211	Emergency Asst Fund	\$ 600	Donations
Social Services	020-05-5867-0000-560000	16212	Resource Closet	\$ 50	Donations
Social Services	020-05-5867-0000-560000	16213	Education	\$ 1,200	Donations

COMMISSIONER'S COURT

APRIL 23, 2019

## GASTON COUNTY, NORTH CAROLINA

Social Services	020-05-5867-0000-560000	17228	Glenn Foundation	\$ 4,640	Foundation Grant
Social Services	020-05-5868-0000-560000	13263	LINKS Program Donations	\$ 4,915	Donations
Social Services	020-05-5471-0000-560000	00324	Special Adoption Program	\$ 57,136	Federal/State
Social Services	020-05-5491-0000-540001		Visitation Center Furniture/Equipment	\$ 32,410	OJP Grant
Social Services	020-05-5867-0000-510001	19572	Salaries: Human Trafficking Grant	\$ 55,783	State HT Grant
Social Services	020-05-5867-0000-510100	19572	FICA: Human Trafficking Grant	\$ 4,267	State HT Grant
Social Services	020-05-5867-0000-510101	19572	Retire: Human Trafficking Grant	\$ 4,712	State HT Grant
Social Services	020-05-5867-0000-510103	19572	Grp Ins: Human Trafficking Grant	\$ 11,500	State HT Grant
Social Services	020-05-5867-0000-560000	19572	Human Trafficking Grant	\$ 27,290	State HT Grant
Health - Administration	011-05-5110-0000-560000	12293	EMR Incentives - Year 1	\$ 2,987	Medicaid
Health - Administration	011-05-5110-0000-560000	14221	Medicaid Incentives	\$ 4,164	Medicaid
Health - Administration	011-05-5110-0000-560000	14247	SPP - Incubator Project	\$ 22,941	Cabarrus Health Alliance
Health - Administration	011-05-5110-0000-560000	15202	EHR Incentives - #3	\$ 63,856	Medicaid
Health - Administration	011-05-5110-0000-560000	15228	CHA - United Way	\$ 352	United Way
Health - Administration	011-05-5110-0000-560000	15229	CHA - CaroMont	\$ 589	CaroMont
Health - Administration	011-05-5110-0000-560000	15252	FY14 Excess Fee-CA Fee Rev.	\$ 2,593	Fees
Health - Administration	011-05-5110-0000-560000	15277	EHR Incentives - #4	\$ 136,000	Medicaid
Health - Administration	011-05-5110-0000-560000	16216	EHR Incentives - #5	\$ 63,750	Medicaid
Health - Administration	011-05-5110-0000-560000	18130	FY18 CaroMont CHA	\$ 7,928	CaroMont
Health - Administration	011-05-5110-0000-560000	19565	NCPHA Health Dept. Award	\$ 1,000	Grant
Health - MCS	011-05-5111-0000-560000	08320	HHC Contingency Fund	\$ 71,125	Medicaid Cost Settlement
Health - MCS	011-05-5111-0000-560000	17269	MCS - #3 Appropriated	\$ 64,526	Medicaid Cost Settlement
Health - MCS	011-05-5111-0000-560000	18034	MCS # 4 Appropriated	\$ 31,458	Medicaid Cost Settlement
Health - MCS	011-05-5111-0000-560000	19008	MCS # 5 Appropriated	\$1,303,686	Medicaid Cost Settlement
Health - CHE	011-05-5112-5115-560000	13283	CDC - YRB Survey	\$ 3,493	APPCNC - CDC Grant
Health - CHE	011-05-5112-5115-560000	16242	LMR FY16 CF Garrison Fund	\$ 5,000	Community Foundation
Health - CHE	011-05-5112-5115-560000	16253	Healthy Corner Store Initiative	\$ 33	UNC Chapel Hill
Health - CHE	011-05-5112-5115-560000	16265	FY16 NFP - RISE	\$ 172	SRI International - RISE Eval.
Health - CHE	011-05-5112-5115-560000	17010	FY17 LMR Participant Fees	\$ 3,680	Participant Fees
Health - CHE	011-05-5112-5115-560000	17208	CF Run for the Money - LMR	\$ 704	Community Foundation
Health - CHE	011-05-5112-5115-560000	17262	LMR - FY17 CF Sims Fund	\$ 3,815	Community Foundation
Health - CHE	011-05-5112-5115-560000	17265	NFP Donations	\$ 275	Donations
Health - CHE	011-05-5112-5115-560000	17268	YES Grant - TAC	\$ 1,301	Youth Empowered Solutions
Health - CHE	011-05-5112-5115-560000	19012	FY19 LMR Participation Fees	\$ 8,000	Participant Fees
Health - CHE	011-05-5112-5116-560000	15010	FY 15 Top Teens - GYC Grant	\$ 180	APPCNC - CDC Grant
Health - CHE	011-05-5112-5116-560000	16241	SHIFT NC Funds	\$ 2,694	SHIFT Grant
Health - CHE	011-05-5112-5118-560000	15253	FY14 Excess Nutr. Fee Revenue	\$ 2,519	Fees
Health - CHE	011-05-5112-5118-560000	16271	FY15 Excess Nutr. Fee Revenue	\$ 4,060	Fees
Health - CHE	011-05-5112-5118-560000	17252	FY16 Excess Nutr. Fee Revenue	\$ 191	Fees
Health - CHE	011-05-5112-5118-560000	18144	FY17 Excess Nutr. Fee Revenue	\$ 142	Fees
Health - CHE	011-05-5112-5118-560000	19074	FY18 Excess Nutr. Fee Revenue	\$ 1,509	Fees
Health - Environmental Hth	011-05-5114-5125-560000	18147	FY17 Env. Hlth Excess Fees	\$ 23,217	Fees
Health - Environmental Hth	011-05-5114-5125-560000	18520	FY18 Healthy Wells Grant	\$ 5,445	CDC Grant
Health - Environmental Hth	011-05-5114-5125-560000	19075	FY18 Env. Hlth Excess Fees	\$ 41,815	Fees
Health - Environmental Hth	011-05-5114-5125-560000	19511	FY19 Healthy Wells Grant Yr. 4	\$ 79,129	CDC Grant
Health- Personal Health Svcs	011-05-5115-0000-560000	11241	Quality Improvement Course	\$ 4,172	Quality Improvement Grant
Health- Personal Health Svcs	011-05-5115-0000-560000	11273	APPCNC Initiative	\$ 1,125	APPCNC - CDC Grant
Health- Personal Health Svcs	011-05-5115-0000-560000	12255	Guttmacher - Training	\$ 97	Guttmacher Company
Health- Personal Health Svcs	011-05-5115-0000-560000	12292	Teen Wellness Clinic Services	\$ 42	APPCNC - CDC Grant
Health- Personal Health Svcs	011-05-5115-0000-560000	13065	Teen Wellness Clinic - Year 3	\$ 5,049	APPCNC - CDC Grant
Health- Personal Health Svcs	011-05-5115-0000-560000	14016	APPCNC Grant - Year 4	\$ 55,439	APPCNC - CDC Grant
Health- Personal Health Svcs	011-05-5115-0000-560000	15017	APPCNC Grant - Year 5	\$ 59,199	APPCNC - CDC Grant
Health- Personal Health Svcs	011-05-5115-0000-560000	15203	HPV Project	\$ 129	University of Kentucky
Health- Personal Health Svcs	011-05-5115-0000-560000	15214	Duke Preceptor	\$ 959	Duke University
Health- Personal Health Svcs	011-05-5115-0000-560000	15233	GlaxoSmithKline Recognition	\$ 224	Glaxo Smith Kline
Health- Personal Health Svcs	011-05-5115-0000-560000	15239	CHS Preceptor Program	\$ 1,537	Carolinas Healthcare System
Health- Personal Health Svcs	011-05-5115-0000-560000	16202	Duke Nursing Preceptor Project	\$ 11,227	Duke University
Health- Personal Health Svcs	011-05-5115-0000-560000	16266	FY16 CHS Preceptor Program	\$ 5,530	Carolinas Healthcare System
Health- Personal Health Svcs	011-05-5115-0000-560000	18129	GSK Star Project	\$ 5,000	Glaxo Smith Kline
Health - STD	011-05-5116-5131-560000	14236	FY13 Excess Fees - STD/TB/CD	\$ 217	Fees
Health - STD	011-05-5116-5131-560000	16272	FY15 Excess ICS Fee Revenue	\$ 14,760	Fees
Health - STD	011-05-5116-5131-560000	17253	FY 16 Excess ICS Fee Revenue	\$ 17,737	Fees
Health - STD	011-05-5116-5131-560000	18145	FY17 Excess ICS Fee Revenue	\$ 29,427	Fees
Health - STD	011-05-5116-5131-560000	19076	FY18 Excess ICS Fee Revenue	\$ 5,909	Fees
Health - TB	011-05-5116-5132-560000	15254	FY14 Excess Fees - TB	\$ 7,725	Fees
Health - Family Planning	011-05-5117-0000-560000	15256	FY14 Excess Fee Revenue	\$ 269	Fees
Health - Family Planning	011-05-5117-0000-560000	16274	FY15 Excess FP Revenue	\$ 12,632	Fees
Health - Family Planning	011-05-5117-0000-560000	17255	FY16 Excess GY/FP Fee Rev.	\$ 1,852	Fees
Health - Maternity	011-05-5119-0000-560000	14237	FY13 WCH Program Excess Fees	\$ 38,630	Fees
Health - Maternity	011-05-5119-0000-560000	15257	FY14 WCH Maternity Fees	\$ 102,022	Fees
Health - Maternity	011-05-5119-0000-560000	16275	FY 15 Excess Mat. Fee Revenue	\$ 5,922	Fees

## COMMISSIONER'S COURT

APRIL 23, 2019

## GASTON COUNTY, NORTH CAROLINA

Health - Maternity	011-05-5119-0000-560000	18146	FY 17 Excess Maternity Fees	\$ 17,480	Fees
Health - Child Health	011-05-5120-0000-560000	14227	Reach Out and Read	\$ 750	Wal-Mart Foundation
Health - Highland	011-05-5121-0000-560000	15255	FY14 Excess Fees - Highland	\$ 2,582	Fees
Health - Highland	011-05-5121-0000-560000	16273	FY15 Excess Highland Fee Rev.	\$ 81,209	Fees
Health - Highland	011-05-5121-0000-560000	17254	FY16 Excess Highland Fee Rev.	\$ 13,592	Fees
Human Resources	010-01-4122-0000-560000	ERecg	Employee Recognition	\$ 12,000	Vending Commish
Library	010-04-6110-6110-560000	09255	James Ferguson Memorial Fund	\$ 290	
Library	010-04-6110-6110-560000	12234	Pearl Dixon Balthis Foundation	\$ 1,212	
Library	010-04-6110-6110-560000	18554	State Aid to Public libraries	\$ 40,117	
Library	010-04-6110-6110-560000	18609	Charlton Torrence Grant	\$ 2,500	
Library	010-04-6110-6110-560000	50339	David Rhyne Trust Donation	\$ 3,471	
Library	010-04-6110-6110-560000	20502	State Aid to Public libraries	\$ 215,000	
Planning	010-04-6140-0000-560000	19552	HPC Dallas	\$ 4,000	Match from Dallas
Planning	010-04-6140-0000-560001	19553	HPC Cherryville	\$ 8,000	Match from Cherryville
Veterans Services	010-05-5820-0000-560000	16280	Veterans State Matching Funds	\$ 5,463	NC Dept of Military & Veterans Affairs
Senior Center	010-04-6130-0000-560000		Senior Games	\$ 6,000	Event Fees/Sponsorships
EDC	010-07-4920-4920-530010		Preliminary Diligence-Site Fit Study	\$ 5,000	
EDC	010-07-4920-4920-520013		Advertising Contract w/Charlotte Business Journal	\$ 24,000	
EDC	010-07-4920-4920-530015		Accrisoft Website Contract	\$ 12,875	
EDC	040-07-4920-4920-540004	18120	Amendment to Contract# 2018-57 AppleCreek	\$ 524,716	
Vehicles - County Police	010-02-4310-4310-540003	19070	Vehicle decals and TTT	\$ 17,370	Finance Package for All
Vehicles - Sheriff	010-02-4315-4315-540003	19070	Vehicle decals and TTT	\$ 6,491	Finance Package for All
Vehicles - ACE	010-02-4380-0000-540003	19070	Vehicle decals, TTT and Equip	\$ 63,775	Finance Package for All
Vehicles - Building Inspections	012-02-4350-0000-540003	19070	Vehicle decals and TTT	\$ 1,678	Finance Package for All
Vehicles - Fire Marshal	010-02-4340-0000-540003	19070	Vehicle decals, TTT and Equip	\$ 2,638	Finance Package for All
Vehicles - Museum	010-04-6141-0000-540003	19070	Vehicle decals and TTT	\$ 769	Finance Package for All
Vehicles - Health-Environ	011-05-5114-5125-540003	19070	Vehicle decals and TTT	\$ 839	Finance Package for All
Vehicles - DSS	020-05-4790-0000-540003	19070	Vehicle decals and TTT	\$ 814	Finance Package for All
Vehicles - GEMS	010-02-4370-0000-540003	19070	TTT	\$ 24,966	Finance Package for All
Vehicles - Rescue Squads	010-02-4372-0000-540003	19070	TTT	\$ 11,085	Finance Package for All
				<b>Total County Funds</b>	<b>Total Outside Funds</b>
				<b>\$697,017</b>	<b>\$5,232,063</b>
					<b>Grand Total</b>
					<b>\$5,929,080</b>

**2019-095 Commissioner Philbeck - Budget/Purchasing - To Adopt a Fee Schedule Effective July 1, 2019 through June 30, 2020**

**2019-096 Commissioner Chad Brown - Building Inspections - To Approve Plat Review Officer Changes as follows:**

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners that:

- 1) Madeline Lee and Brian Sciba are to be designated as new Plat Review Officers in accordance with NC General Statute 47-30.2
- 2) Dan Ashworth and Karen Hurst will be deactivated as Plat Review Officers in accordance with NC General Statute 47-30.2
- 3) Laura Hamilton, Sarah Penley, Jena Goodman, and Juan G. Garcia, will continue to be designated as Plat Review Officers in accordance with NC General Statute 47-30.2
- 4) The County Manager is authorized to make necessary notifications, with the names of the Plat Review Officer(s) being recorded in the Office of the Register of Deeds and indexed on the grantor's index in the name of the Plat Review Officer(s).

COMMISSIONER'S COURT

APRIL 23, 2019

GASTON COUNTY, NORTH CAROLINA

**2019-097 Commissioner Fraley - County Attorney - Approve Option to Purchase Property from Beam Trust and M'Shel Bowen - the tracts of land containing approximately 93 acres, in Gaston County, North Carolina, being a portion of the following tax parcels: 159046; 159098; 159044; 159103; 210299; 226913**

**2019-098 Commissioner Philbeck - County Manager - To Accept Departmental Budget Change Requests as Information as follows:**

EFF DATE	DEPT	ACCOUNT	DR/CR	AMOUNT
03/01/2019	GEMS	010-02-4370-0000-520001-	C	\$500
03/01/2019		010-02-4370-0000-520005-	D	\$500
03/04/2019	Budget	010-02-4360-0000-530010-	C	\$3,619
03/04/2019		010-02-4360-0000-520004-	D	\$3,619
03/05/2019	T&T	022-07-4921-0000-530020-	D	\$300
03/05/2019		022-07-4921-0000-520015-	C	\$300
03/06/2019	Public Works	027-01-4265-4260-540002-18086	C	\$5,000
03/06/2019		027-01-4265-4260-530012-	D	\$5,000
03/06/2019	Tax	023-01-4142-0000-560000-18114	C	\$17,374
03/06/2019		023-01-4142-0000-560000-17169	C	\$45,396
03/06/2019		023-01-4142-0000-560000-Reval	D	\$62,770
03/06/2019		010-01-4140-0000-530010-	C	\$5,000
03/06/2019		010-01-4140-0000-530013-	D	\$5,000
03/07/2019	ACE	010-02-4380-0000-510001-	C	\$10,000
03/07/2019		010-02-4380-0000-510002-	D	\$10,000
03/13/2019	Health	011-05-5113-5120-510001-	C	\$17,284
03/13/2019		011-05-5113-5120-510100-	C	\$1,322
03/13/2019		011-05-5113-5120-510101-	C	\$1,394
03/13/2019		011-05-5113-5121-560000-19510	D	\$20,000
03/12/2019	Sheriff	010-02-4315-4315-530002-	D	\$6,500
03/12/2019		010-02-4315-4315-530010-	C	\$6,500
03/12/2019		010-02-4315-4315-510002-	D	\$25,000
03/12/2019		010-02-4315-4315-510001-	C	\$25,000
03/12/2019		010-02-4315-4323-510002-	D	\$25,000
03/12/2019		010-02-4315-4315-510001-	C	\$25,000
03/12/2019		010-02-4315-4315-540001-	D	\$9,500
03/12/2019		010-02-4315-4315-540002-	C	\$7,500
03/12/2019		010-02-4315-4315-520007-	C	\$2,000
03/12/2019		010-02-4315-4315-520005-	D	\$1,600
03/12/2019		010-02-4315-4315-530010-	C	\$1,600
03/12/2019		010-02-4315-4315-530015-	D	\$600
03/12/2019		010-02-4315-4315-520007-	C	\$600
03/12/2019		010-02-4315-4315-530020-	D	\$5,000
03/12/2019		010-02-4315-4315-530030-	C	\$5,000
03/13/2019	Planning	010-02-4910-4911-540001-	D	\$1,477
03/13/2019		010-02-4910-4911-520011-	C	\$1,477
03/14/2019	GEMS	010-02-4370-0000-520010-	C	\$125
03/14/2019		010-02-4370-0000-520012-	D	\$125
03/15/2019	Library	010-04-6110-6112-520005-	C	\$68
03/15/2019		010-04-6110-6112-520017-	D	\$40
03/15/2019		010-04-6110-6112-530015-	D	\$28
03/15/2019		010-04-6110-6112-520001-	C	\$3,153
03/15/2019		010-04-6110-6112-540001-	D	\$154
03/15/2019		010-04-6110-6113-540001-	D	\$2,999
03/15/2019	GEMS	010-02-4370-0000-530015-	C	\$11,103
03/15/2019		010-02-4370-0000-520011-	D	\$11,103
03/19/2019	Bldg Insp	012-02-4350-0000-520013-	C	\$816
03/19/2019		012-02-4350-0000-530029-	D	\$816
03/20/2019	Finance	010-01-4130-0000-510001-	C	\$12,000
03/20/2019		010-01-4130-0000-510002-	D	\$12,000
03/21/2019	DSS	020-05-4790-0000-510002-	C	\$35,000
03/21/2019		020-05-4790-0000-530013-	D	\$35,000



## COMMISSIONER'S COURT

APRIL 23, 2019

## GASTON COUNTY, NORTH CAROLINA

03/22/2019	Communications	010-02-4311-0000-510002-	D	\$100,000
03/22/2019		010-02-4311-0000-510001-	C	\$100,000
03/22/2019	Emerg Mgmt	010-02-4330-0000-520002-	C	\$700
03/22/2019		010-02-4330-0000-510104-	D	\$700
03/22/2019	Health	011-05-5117-0000-520002-	C	\$3,000
03/22/2019		011-05-5117-0000-520013-	D	\$3,000
03/22/2019	County PD	010-02-4310-4310-510001-	C	\$100,000
03/22/2019		010-02-4310-4310-510002-	D	\$100,000
03/22/2019		010-02-4310-4310-510001-	C	\$11,737
03/22/2019		010-02-4310-4310-510003-	D	\$11,737
03/22/2019	Library	010-04-6110-6112-530029-	D	\$25,106
03/22/2019		010-04-6110-6112-520002-	C	\$5,106
03/22/2019		010-04-6110-6112-520007-	C	\$10,000
03/22/2019		010-04-6110-6113-520007-	C	\$10,000
03/22/2019	Sheriff	010-02-4315-4315-510102-	C	\$55,000
03/22/2019		010-02-4315-4323-510102-	D	\$55,000
03/22/2019		010-02-4315-4315-510001-	C	\$40,000
03/22/2019		010-02-4315-4323-510002-	D	\$40,000
03/25/2019	HR	010-01-4122-0000-560000-FmFun	C	\$2,000
03/25/2019		010-01-4122-0000-530015-	D	\$2,000
03/26/2019	DSS	020-05-4790-0000-510001-	C	\$18,000
03/26/2019		020-05-5585-0000-510001-	D	\$18,000
03/26/2019		020-05-4790-0000-510100-	C	\$825
03/26/2019		020-05-5585-0000-510100-	D	\$825
03/26/2019		020-05-4790-0000-510101-	C	\$975
03/26/2019		020-05-5585-0000-510101-	D	\$975
03/26/2019	ACE	010-02-4380-0000-530023-	C	\$10,000
03/26/2019		010-02-4380-0000-520004-	D	\$10,000
03/26/2019	T&T	022-07-4921-0000-520013-	C	\$13,500
03/26/2019		022-07-4921-0000-530010-	D	\$13,500
03/27/2019	County PD	010-02-4310-4310-520001-	C	\$5,000
03/27/2019		010-02-4310-4310-520011-	D	\$5,000
03/27/2019		010-02-4310-4310-520007-	C	\$10,000
03/27/2019		010-02-4310-4310-530015-	D	\$10,000
03/28/2019	Health	011-05-5110-0000-510101-	C	\$81
03/28/2019		011-05-5110-0000-510002-	D	\$81
03/28/2019		011-05-5112-5116-510001-	C	\$8,640
03/28/2019		011-05-5112-5116-510100-	C	\$661
03/28/2019		011-05-5112-5116-510101-	C	\$697
03/28/2019		011-05-5112-5116-560000-19506	D	\$9,998
03/28/2019	Museum	010-04-6141-0000-530021-	C	\$250
03/28/2019		010-04-6141-0000-520012-	D	\$250
03/28/2019	Health	011-05-5111-0000-560000-08319	C	\$621
03/28/2019		011-05-5111-0000-560000-08320	D	\$621
03/28/2019		011-05-5111-0000-560000-10363	C	\$1,387
03/28/2019		011-05-5111-0000-560000-11280	C	\$9
03/28/2019		011-05-5111-0000-560000-14203	C	\$2,675
03/28/2019		011-05-5111-0000-560000-15218	C	\$22,063
03/28/2019		011-05-5111-0000-560000-15219	C	\$34,273
03/28/2019		011-05-5111-0000-560000-16163	C	\$54
03/28/2019		011-05-5111-0000-560000-16279	C	\$2,601
03/28/2019		011-05-5111-0000-560000-19008	D	\$63,063
03/29/2019	Communications	010-02-4311-0000-530023-	C	\$400
03/29/2019		010-02-4311-0000-530015-	D	\$400

**2019-099 Commissioner Philbeck - County Manager - Commendation - To Commend the 2018 Gaston County Employees of the Year** namely: Joy Armstrong, Rachel Beaudin, Sandra Love Corum, Brittany Froning, Deputy Mike McGinnis, Chrissie McGovern, Gary Nickens, Officer Rodney Smith, Chelsea Tarbush, Jocelyn Williams, Bettina Bissell, Rene Crump, and Andrea Wyant.

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**2019-100 Commissioner Fraley - County Manager - Commendation - To Commend Outstanding Departments and Recognize Their Coordinators and Advocates from the 2018 United Way Campaign to Support the United Way of Gaston County**

**2019-101 Commissioner Chad Brown - DHHS (Health Division) - To Approve the Gaston County Public Health Department Patient Fee Schedule** incorporated herein by reference as filed with the Clerk to the Board

**2019-102 Commissioner Chad Brown - DHHS (Health Division) - To Appropriate Excess Fee Revenue Earned During Fiscal Year 2018 from Health Fund Balance for the Public Health Clinics and Environmental Health Program (\$49,233) per Budget Change Request:**

Account Description	Account Number	Amount
Fund Balance Appropriated	011-99-9900-0000-490000-	(\$49,233)
FY18 Excess Nutr. Fee Revenue	011-05-5112-5118-560000-19074	\$1,509
FY18 Env. Health Excess Fees	011-05-5114-5125-560000-19075	\$41,815
FY18 Excess ICS Fee Revenue	011-05-5116-5131-560000-19076	\$5,909

**2019-103 Commissioner Chad Brown - DHHS (Health Division) – FIRST READING - 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 - *Required Second Reading May 28, 2019***

**2019-104 Commissioner Chad Brown - DHHS (Health Division) - Proclamation - To Proclaim April 2019 as Public Health Month in Gaston County**

**2019-105 Commissioner Chad Brown - DHHS (Social Services Division) - To Accept and Appropriate Second Quarter Donations for Various Programs within Social Services in the Amount of \$29,874) per Budget Change Request:**

Account Description	Account Number	Amount
CAC: Donations	020-05-5585-0000-415001-	(635)
Employee Activity Donations	020-05-4790-0000-415001-18142	(1,899)
Adult Services: Donations	020-05-5600-0000-415001-	(1,374)
Nutrition: Donations	020-05-5622-0000-415003-	(1,072)
Residential Child Care: Donations	020-05-5867-0000-415001-	(1,400)
Special Programs:Donations CAC	020-05-5585-0000-560000-16282	635
Employee Activity Donations	020-05-4790-0000-560000-18142	1,899
Special Programs:Donations- Adult Serv	020-05-5600-0000-560000-08159	1,374
Special Programs:Donations- Nutrition	020-05-5600-0000-560000-15259	1,072
Special Programs:Residential Child Care	020-05-5867-0000-560000-16194	1,400
Shelter Donations	020-05-5582-0000-415001-	(8,494)
Shelter Private Grants	020-05-5582-0000-430008-	(15,000)
Shelter Donations	020-05-5582-0000-560000-08162	23,494

**2019-106 Commissioner Chad Brown - DHHS (Social Services Division) - To Accept and Appropriate the Human Trafficking Grant in the Amount of \$103,552 to Enhance**

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**the Awareness and Services for Child At-Risk of Human Trafficking per Budget Change Request:**

Account Description	Account Number	Amount
Human Trafficking Grant	020-05-5867-0000-420001-19572	(103,552)
Salaries: Human Trafficking Grant	020-05-5867-0000-510001-19572	55,783
FICA: Human Trafficking Grant	020-05-5867-0000-510100-19572	4,267
Retire: Human Trafficking Grant	020-05-5867-0000-510101-19572	4,712
Grp Ins: Human Trafficking Grant	020-05-5867-0000-510103-19572	11,500
Human Trafficking Grant	020-05-5867-0000-560000-19572	27,290

**2019-107 Commissioner Chad Brown - DHHS (Social Services Division) - Proclamation - To Proclaim the Month of April 2019 as Child Abuse Prevention Month in Gaston County****2019-108 Commissioner Chad Brown - Emergency Management - To Accept and Appropriate Emergency Management Performance Grant and Approve Carry Forward of Remaining Funds to FY20 (\$62,500) per Budget Change Request:**

Account Description	Account Number	Amount
Emergency Mgmt. Performance Grant	010-02-4330-0000-425077	(62,500)
Salaries	010-02-4330-0000-510001	19,302
FICA	010-02-4330-0000-510100	1,278
Clothing Allowance	010-02-4330-0000-510105	1,000
2018 Emergency Mgmt Performance Grant	010-02-4330-0000-560000-18 EMP	40,920

**2019-109 Commissioner Philbeck - Finance - To Appropriate Proceeds from Sale of \$30,168,328 Limited Obligation Bonds per Budget Change Request:**

Account Description	Account Number	Amount
LOB Proceeds: Public Safety Radio Sys/ Equipment	040-02-4311-0000-416006-19041	(3,959,220)
LOB Proceeds: Public Safety Radio Sys/ Infrastructure	040-02-4311-0000-416006-19073	(6,884,108)
LOB Proceeds: Jail Infill/Expansion	040-02-4315-4323-416006-19038	(10,770,000)
Bond Premium	040-02-4311-0000-416003-19041	(2,905,968)
Bond Interest	040-02-8300-0000-412017-	(436,755)
Professional Services (Issuance Cost)	040-02-4311-0000-530010-19041	170,152
Public Safety Radio Sys.: Equipment	040-02-4311-0000-540002-19041	5,131,791
Public Safety Radio Sys.: Infrastructure	040-02-4311-0000-540006-19073	8,884,108
Jail Infill/Expansion	040-02-4315-4323-540005-19038	10,770,000
LOB Proceeds: Apple Creek Corporate Ctr.	040-07-4920-4920-416007-19039	(8,555,000)
Professional Services (Issuance Cost)	040-07-4920-4920-530010-19039	125,749
Apple Creek Corporate Center	040-07-4920-4920-540006-19039	8,429,251

**2019-110 Commissioner Keigher - 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 - \$2,043.46; Total HB20 Refunds - \$1,260.66; Total NCVTS Refunds - \$3,068.17; Total Vehicle Tax Refunds - \$4,328.83) as follows:**

Gaston County, North Carolina – Listing of Property Tax Refunds Less than \$100.00 for Real Property  
To be Reported at the April 23, 2019 Board Meeting

TAXPAYER NAME	AMOUNT	TAXPAYER NAME	AMOUNT
Abernathy, Danny	6.05	Melton, Billie W	30.00
Adams, Harold Lane	74.73	Merritt Law, PLLC	34.93
Adams, Harold Lane	99.70	Messer, Delbery	32.93
Adams, Robert Lee III	99.60	Morrow, William G	46.23

## COMMISSIONER'S COURT

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## GASTON COUNTY, NORTH CAROLINA

Adkins, Cynthia C	25.68	Paine, Charles N II	1.18
Adventure in Faith Church	61.30	Polymer Processing Machine Sales	2.00
B & M Refrigeration LLC	3.11	Priest, Edward C Jr	29.86
Bartlett, Matthew Lyle	11.21	Rankin, Arthur W	7.19
Blattau, Patricia J	63.27	Ratchford Tire Service	3.50
Brinson, Jennifer Lynn	52.91	Reaves, Susan A	4.24
Burgess, Mae Marlene Life Estate	2.77	Rise & Shine Enterprises Inc.	2.02
Crisp, William F	15.42	Schronce, Betty Jane	68.24
Crouse, Kevin	42.68	Sherrill, Robert & Jessica	47.76
Crouse, Kevin	43.71	Sherrin, Linda J	52.01
Crouse, Kevin	44.31	Shuford, Donald Ray	7.99
Crumbly, Patricia	62.22	Siarris, Bonnie H	27.90
Cunningham, Cora	2.67	Sigmon, Mary Kathleen	7.12
D D Fusion Machinery LLC	16.01	Simmons, Larry W	11.83
Dabbs, Larry Eugene	9.21	Southern Law Group	20.77
Dial, Melvina	13.44	Spargo, Donna Kitchen	1.08
Felder Properties, LLC	54.79	Specialty Machine Co	7.91
Floyd, Michelle	67.83	Stone, John Fitzgerald	1.32
Gaddis, Johnnie L	20.00	Stott, Mays Beal	96.39
Gelason, Carolyn A	23.72	Unnasch, Matthew N	9.27
Grant, Jenny S	14.96	Valerie Pressley Interiors LLC	18.12
Hamilton, Cheryl D	47.31	Warren L. Tadlock Chapter 13 Trustee	1.35
Harry Marsh Law	32.59	Warren L. Tadlock Chapter 13 Trustee	44.40
Hawkins, Edwina	1.90	Watson, Toni	5.31
Hibberts, Mary	21.16	Weighert, Marla J	9.90
Holt, Tony Roger	1.29	Williams, Dianna B	4.41
Hood, Marlin Wilson	4.10	Wilson Family Rentals	55.19
Jay Ambey LLC	29.23	Wilson, Lillie Mae	1.95
King, Caleb Britt	35.02	Wilson, Teresa	8.33
Lacount, James Daniel	51.34	Wilson, Teresa	8.93
Lamberth, Curtis Jr	5.74	Wilson, Teresa	9.67
Lee, Jodie Winn	19.43	Wilson, Teresa	13.24
Lutz, Eric C	1.40	Wright, Tonya	39.70
McSwain, Roy Delbert Jr	87.48	<b>TOTAL (FEB 2019) REAL PROPERTY REFUNDS</b>	<b><u>\$2,043.46</u></b>

Gaston County, North Carolina – Listing of Property Tax Refunds Less than \$100.00 for Vehicles  
To be Reported at the April 23, 2019 Board Meeting

TAXPAYER NAME	AMOUNT	TAXPAYER NAME	AMOUNT
<b>HB20 Refunds</b>			
Bardsdale, William Andrew Jr	30.22	Logan, Kahtandra Monique	42.69
Camp, Billy Joe Jr	94.64	Pasour, Tyler Clinton	81.00
Camp, Billy Joe Jr	98.80	Pasour, Tyler Clinton	95.72
Gaston County Tax Department	47.70	Pitts, Tamika Michelle	36.55
Hoke, Shameka Franta Nicole	61.96	Pitts, Tamika Michelle	41.01
Hoyle, Stacey Dean	4.80	Pitts, Tamika Michelle	42.04
Hoyle, Stacey Dean	67.07	Pitts, Tamika Michelle	46.21
Hudson, Stephanie Michelle	35.88	Roberts, Kendall Ricardo	65.83
Jackson, Natash Davon	39.93	Robinson, Amanda Elizabeth	1.41
Jackson, Natash Davon	44.77	Robledo, Daniel Arauz	24.15
Jackson, Natash Davon	50.66	Simms, Jennifer Marie	34.37
Jeffries, Donna Marie	1.07	Simms, Jennifer Marie	65.36
Jeffries, Donna Marie	4.69	Sutton, Sandra Wilson	66.13
Logan, Kahtandra Monique	36.00	<b>TOTAL HB20 REFUNDS FOR JAN 2019</b>	<b><u>\$ 1,260.66</u></b>
<b>NC VTS Refunds</b>			
Abernathy, Larry Dean	14.22	McCraney, Roger Keith	7.02
Altman, Roberta Neely	9.84	McFee, Elizabeth Mitchum	75.22
Alran, Derek Lee	2.60	McHugh, Erin Grace	42.68
Armstrong, Mary Staley	21.21	McIlwain, Sharon Janelle	61.84
Atchison, Keven Edward	55.29	McIlwain, Sharon Janelle	97.34
Baker, Debra McCandless	53.69	McLeymore, Wendy Morris	59.94
Balko, Dalma	23.80	Milner, Chadwick Wright	24.03
Barker, Barry Gregg	76.88	Morrow, John Benjamin	12.48

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## GASTON COUNTY, NORTH CAROLINA

Black, Frances Wiggins	11.34	Owenby, Donald Ray	11.70
Bradley, Cathleen Sue	13.72	Perez, Santiago Alvarado	65.59
Brenes, Carlos Alberto	37.94	Polhemus, Josephine Lovelace	60.13
Burr, Mary Ann	79.93	Ramos, Rolando	48.98
Bush, Nicholas Shane	44.63	Ramsey, Grady Clarence	3.21
Butler, Fank Graham	4.49	Ramsey, Grady Clarence	24.96
Cape, Kayla Neal	81.06	Roof, Carl Al	33.82
Cogdill, Brenda Sessoms	8.05	Scarboro, Georgia Mae	39.04
Craig, Tony Andrew	11.31	Self, Laura Nichole	72.58
D L Brown Company Inc	68.52	Sica, Vincent Peter	61.28
Dellinger, John Lloyd David	98.79	Smith, Kelleigh Tucker	5.02
Diamond Construction Inc	39.91	Smith, Kelleigh Tucker	4.85
Eaves, Erica Nicole	51.81	Smith, Michael Ray	41.99
Gandhi, Milton Rajesh	70.19	Smith, Michael Ray	85.49
Green, Steven Jason	40.52	Smith, Michael Ray	85.13
Griffin, Amanda Renee	26.80	Smith, Rodney Wilson	31.40
Griggs, Walter Harold	31.04	Smith, Timothy Morrison	58.38
Hawkins-Fuller, Rikki T	10.49	Stroupe, Chad Larrington	5.45
Hovis, Thomas Edward	59.82	Sullivan, Lauren Ashley	39.51
Howard, Angela Bell	17.43	Tarte, Felicia Lee	26.90
Hunt, Jeffrey Glenn	51.37	Taylor, Ronnie Carroll	14.17
Hurst, Roger Dale	22.21	Turner, Margaret Thompson	8.48
Hutchison, Randolph Buren	14.48	Varner, Regina Greene	8.53
Hutson, Charles Lee	72.67	Visage, William Paul	60.58
Inman, Michael David	7.84	Whitaker, John Wesley	12.67
Jarnigan, Daniel Lamar	9.41	White, Hannah Louise	15.35
Jarrett, Joshua Brian	25.38	White, Russell Ray	45.03
Johnson, Phillip Todd	72.34	Wilox, Sam II	93.11
Jordan, Marilyn Rebecca Devon	95.62	Wilson, Keith Alan	48.42
Judge, James Lovell	13.37	Winchester, Deandrea Leteshia	6.77
Lincolnton County Tax Dept	70.18	<b>TOTAL NCVTS REFUNDS FOR JAN 2019</b>	<b>\$ 3,068.17</b>
Lowery, Dedric Weszlee	40.44		
Lunsford, Patsy Hamrick	8.47	<b>TOTAL VEHICLE TAX REFUNDS</b>	<b>\$ 4,328.83</b>

**2019-111 Commissioner Chad Brown - Fire Marshal - To Approve the Transfer of Accumulated Funds Realized from Past Tax Collections, Revaluation, Interest Earned, Etc. to Community Volunteer Fire Department (\$46,000) per Budget Change Request:**

Account Description	Account Number	Amount
Fund Balance Appropriated	028-99-9900-0000-490000	(46,000)
*Additional Subsidies (A/S)		
Community Volunteer Fire Dept.	028-02-4405-0000-570007	46,000

**2019-112 Commissioner Chad Brown - Fire Marshal - To Approve the Transfer of Accumulated Funds Realized from Past Tax Collections, Revaluation, Interest Earned, Etc. to New Hope Fire Department (\$14,035) per Budget Change Request:**

Account Description	Account Number	Amount
Fund Balance Appropriated	028-99-9900-0000-490000	(14,035)
*Additional Subsidies (A/S)		
New Hope Fire Department	028-02-4411-0000-570007	14,035

**2019-113 Commissioner Chad Brown - Fire Marshal - To Approve the Transfer of Accumulated Funds Realized from Past Tax Collections, Revaluation, Interest Earned, Etc. to North Gaston Volunteer Fire and Rescue (\$15,000) per Budget Change Request:**

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## GASTON COUNTY, NORTH CAROLINA

Account Description	Account Number	Amount
Fund Balance Appropriated	028-99-9900-0000-490000	(15,000)
*Additional Subsidies (A/S)		
North Gaston (High Shoals Volunteer Fire & Rescue)	028-02-4408-0000-570007	15,000

**2019-114 Commissioner Chad Brown - Parks and Recreation - To Accept and Appropriate \$9,784 in Sponsorships and Event Fees for the 2019 Senior Games per Budget Change Request:**

Account Description	Account Number	Amount
Donations - Senior Center	010-04-6130-0000-415001	(\$3,506)
Senior Center Event Fees	010-04-6130-0000-410050	(\$6,278)
Senior Games	010-04-6130-0000-560000 - SRGMS	\$9,784

**2019-115 Commissioner Worley - Planning & Development Services - To Adopt an Interlocal Agreement with the City of Belmont for County Administration of Belmont Flood Damage Prevention Ordinance of 2015**

**2019-116 Commissioner Philbeck - Planning & Development Services - Resolution: 2020 Census Proclamation and Establishment of 2020 Census Complete Count Committee as follows:**

NOW, THEREFORE, BE IT RESOLVED that the Gaston County Board of Commissioners proclaims that Gaston County, North Carolina is committed to partnering with the U.S. Census Bureau to help ensure a full and accurate count in 2020.

As a 2020 Census partner, we will:

1. Support the goals and ideals for the 2020 Census and will disseminate 2020 Census information to encourage those in our community to participate.
2. Encourage people in Gaston County, North Carolina to place an emphasis on the 2020 Census and participate in events and initiatives that will raise overall awareness of the 2020 Census and ensure a full and accurate census.
3. Support census takers as they help our community complete an accurate count.
4. Create or seek opportunities to collaborate with other like-minded groups in our community such as Complete Count Committees, to utilize high-profile, trusted voices to advocate on behalf of the 2020 Census.

**2019-117 Commissioner Chad Brown - Police Department - Interlocal Agreement Providing For Communications Shared Facilities**

**2019-118 Commissioner Worley - Police Department - Proclamation - To Proclaim April 14-20, 2019 as Public Safety Telecommunicators Week in Gaston County**

**2019-119 Commissioner Chad Brown - Public Works - To Award a Construction Contract and Authorize the County Manager to Execute Said Contract with Patterson Electric, Inc. of Blacksburg, South Carolina for the Replacement of the Emergency Backup Generator at the Gaston County Public Health Building (Hudson Boulevard), and Approve Funding at a Cost Not to Exceed \$402,583.00 per the following bids:**



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<u>CONTRACTOR</u>	<u>TOTAL BID</u>
Patterson Electric, Inc.	\$ 402,582.00
Premium Power Systems	\$ 566,520.15
Smart Electric Company	\$ 599,445.00
Emergency Power Solutions, Inc.	\$ 681,450.00
Southern Switchgear Services	\$ 689,283.00
Catalyst Construction Company	\$ 1,512,620.00

- 2019-120 Commissioner Chad Brown - Public Works - To Award a Construction Contract for Pavement Repairs at the Courthouse/Jail, Social Services, GEMS and ACCESS Facilities to Blythe Brothers Asphalt Company, LLC at a Cost Not to Exceed \$1,937,095.60, and Authorize the County Manager to Execute Any Necessary Contract Documents per the following bids:**

<u>CONTRACTOR</u>	<u>TOTAL BID</u>
Blythe Brothers Asphalt Company, LLC, Charlotte, NC	\$1,937,095.60
T.C. Strickland Construction, Inc., Shelby, NC	\$2,200,266.75

- 2019-121 Commissioner Worley - Sheriff's Office - To Appropriate \$23,455 for the Gaston County Sheriff's Office from the State Criminal Alien Assistance Program (SCAAP) Funds for FY 2018-2019 per Budget Change Request:**

Account Description	Account Number	Amount
State Criminal Alien Assistance Program	010-02-4315-0000-425080	(23,455)
FY 2017 SCAAP Grant	010-02-4315-4315-560000-19571	23,455

- 2019-122 Commissioner Fraley - Tax Collections - Pursuant to G.S. 105-381, the Tax Collector Requests that the March Tax Refunds be Made. (Real Estate - \$16,778.75; Vehicles and ETC - \$2,396.35; VTS Refunds - \$7,907.91; Grand Total - \$27,083.01) as follows:**

TAXPAYER NAME	OWNER NAME	AMOUNT
<b>MARCH 2019 REAL ESTATE</b>		
Falls, Thomas D		\$122.74
Bailey, Leo R		\$124.72
Mehta, Niravkumar		\$103.81
Ferguson, Sherry Ann		\$319.39
Hoefner, Richard T S		\$118.00
Lacount, James D		\$108.66
Bailey, James W		\$471.44
Bailey, James W		\$382.53
Cotter, Daniel		\$234.41
Fender, Betty P		\$325.00
Fuse Storage LLC		\$540.00
Little, William J		\$420.18
Martinez-Castro, Fanny		\$100.00
Washington Alloy Company		\$518.26
Gunn, Garner L		\$226.88
Crawford, Freddie D		\$124.90
Pryor, Paul S II		\$266.00
McKinstry, Albert J		\$442.31
Phillips, Allison D		\$149.38
Falls, Thomas D		\$121.12
Randall, Don R Jr		\$303.06
Stivala, Edward G Jr		\$159.17
Ratchford, Tresa S		\$210.21
Adams, Harold Lane		\$107.63

## COMMISSIONER'S COURT

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## GASTON COUNTY, NORTH CAROLINA

Lindner, Linda	\$100.00
Biggerstaff, Erik A	\$341.98
Elrod, Stephanie J	\$248.30
Kelly, Rocky	\$106.37
Lacount, James D	\$117.08
Miller, Christopher	\$146.81
Myers, Christopher G	\$373.51
Adams, Robert Lee II	\$102.71
Davis, Perry Andre	\$120.09
Leeper, Debra D	\$175.33
Malotte, Rhonda	\$114.37
Adams, Robert Lee II	\$135.90
Critchley, James H	\$141.03
Morrow, William G	\$210.47
Warren L Tadlock	\$1,501.63
Jordan, Ray B	\$324.24
Lacount, James D	\$117.30
Pierre, Matthew M	\$214.39
Pendleton, John L	\$135.50
Rollins, Von A	\$148.40
J Charles Saunders Co Inc	\$125.00
Pierre, Matthew M	\$113.83
Fletcher, Russell	\$146.17
Adams, Robert Lee II	\$136.39
Huckaby, Edith H	\$100.00
Evans, Kevin C	\$139.73
Conley, Stacy E	\$112.33
IGT Global Solutions	\$144.84
Henderson, Michael D	\$119.71
Hester, Gary W	\$907.40
Pendleton, John L	\$129.27
Roberts, Troy D	\$136.62
Bryant, Anthony Glenn	\$187.36
Myers, Christopher G	\$308.87
Malotte, Rhonda	\$311.64
Martin, Kenneth B	\$378.87
McKinstry, Albert J	\$442.32
Lynch, William I	\$441.67
Benson, Ashley A	\$195.02
Ellington, Frank W	\$135.81
Pendleton, John L	\$120.83
Rice, Tony B	\$246.48
Malotte, Winston J	\$100.00
Fletcher, Joel S	\$330.00
Rollins, Von A	\$157.37
Harris, Debra Jones	\$115.92
Davis, Perry Andre	\$120.09
<b>TOTAL</b>	<b>\$16,778.75</b>
<b>MARCH 2019 VEHICLES &amp; ETC</b>	
Littlejohn, David L	\$100.47
Bingham, Timothy F	\$161.44
Bingham, Timothy F	\$146.41
Warren L Tadlock	\$255.04
Blackledge, Rose M	\$357.62
Jordan, Stacy Tillman	\$131.00
Gouacide, Kai Jason	\$102.02
Sawyer, Robert Chris	\$384.00
Camp, Billy Joe Jr	\$105.44
Bingham, Timothy F	\$188.68
Moss, William Michael	\$111.15
Sox, Katelin Nicole	\$112.32
Kitchen, Maria N	\$135.65
Camp, Billy Joe Jr	\$105.11
<b>TOTAL</b>	<b>\$2,396.35</b>

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**MARCH VTS REFUNDS**

Aurco Management Inc	\$216.72
Bradley, Pamela Kzzinsky	\$173.32
Burrell, Jeffrey Glenn	\$137.67
Carstarphen, Joseph Martin IV	\$132.91
Cornelison, Jason Everett	\$2,284.08
Dehaney Wilson, Verna Ivette	\$132.52
Duran Quintero, Dany Enrique	\$107.84
Foster, Frances Sullivan	\$361.95
Foster, Maurice Jan II	\$269.32
Griggs, Donnie Ledford	\$210.42
Helms, Laura Lawing	\$116.20
Huber, Brett Lewis	\$238.09
Kirlin, David Russell	\$110.32
Kokalis, Paul Jerry	\$123.45
Lasalle, Jason David	\$135.02
Leonard, Phillip Terry	\$199.88
Leviner, Clinton Neil	\$162.16
Lincoln County Tax Department	\$371.00
Lloyd, James Arthur Jr	\$104.70
Martin, Dan Curtis	\$132.29
McNure, Sarah Nicole	\$117.44
Nash, Charles Lindberg Jr	\$229.95
Palmer, William Sila Jr	\$163.58
Pettus, Betty Ann	\$142.89
Rendleman, Roy Rogers	\$220.94
Salcedo, Winston Fernando	\$177.03
Sanders, Jacob Adam	\$102.53
Santos, Sergio Armando Dos	\$117.18
Sharpe, Clarence Gladen	\$107.27
Thompson, Daniel Brett	\$221.44
Thompson, William J	\$458.76
Williams, Monteir Damone	\$129.04
<b>TOTAL</b>	<b>\$7,907.91</b>

<b>GRAND TOTAL</b>	<b>\$27,083.01</b>
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**2019-123 Commissioner Jack Brown - Travel & Tourism - To Amend the By-Laws of the Gaston County Travel & Tourism Advisory Board**

*(Note: The Planning Board had not concluded its deliberations and the BOC moved to the next item of business.)*

**Non-Consent**

**2019-124 Commissioner Philbeck - Parks and Recreation - To Amend Chapter 12 - Parks and Recreation, Article I., Subsection 12-4(2) of the Gaston County Code of Ordinances to Allow Alcoholic Beverages by Permit in Gaston County Parks (Second Reading)**

Commissioner Hovis introduced the motion to approve and Commissioner Worley provided the second.

Vice-Chairman Brown called for discussion.

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Commissioner Jack Brown stated he does not think it is a good idea to have alcohol in the parks and recreation facilities and that he would vote against it.

Vice-Chairman Brown asked the Parks & Recreation Director to provide the parameters for selling alcohol.

Mrs. Cathy Hart, Parks & Recreation Director, advised the sale of alcohol would be by permit; once the County reviews and pre-approves the application the applicant must obtain a state permit and lots of parameters are required to do that; the vendor must have insurance, background checks, etc.; once the state approves it the County would issue its permit.

Vice-Chairman Brown asked if they have to provide security.

Mrs. Hart responded "yes"; that is a stipulation the County will make.

Vice-Chairman Brown summarized the alcohol sales will be by permit and approved by NC ABC Board; involves several approval processes.

Mrs. Hart responded that is correct.

Commissioner Worley advised that most municipalities hold events using contracted alcohol vendors that had sufficient security; do not believe the County will have any concerns; it will be for special events and that is the reason he plans to support the ordinance.

Vice-Chairman Brown called for the vote, and the BOC approved **2019-124** amending Chapter 12 - Parks and Recreation, Article I., Subsection 12-4(2) of the Gaston County Code of Ordinances to Allow Alcoholic Beverages by Permit in Gaston County Parks Board as filed with the Clerk to the Board and to be set forth in the Gaston County Code of Ordinances. The vote carried as follows:

Ayes: Commissioners Chad Brown, Fraley, Hovis, Keigher, Worley  
 Nay: Commissioner Jack Brown  
 Absent: Commissioner Philbeck

WHEREAS, Gaston County has the authority, pursuant to N.C.G.S. § 153A-444 and Article 18 of G.S. Chapter 160A to establish and regulate parks and recreation facilities; and,

WHEREAS, pursuant to G.S. 153A-169, the County may regulate the care and usage of its property; and,

WHEREAS, to allow alcohol at permitted special events in Dallas and Poston Parks, Gaston County is adopting this ordinance change.

NOW, THEREFORE, BE IT RESOLVED that the Gaston County Board of Commissioners hereby modifies Chapter 12, Article I., Section 12-4(2) of the Gaston County Code of Ordinances as follows:

**Sec. 12-4. - Weapons; explosives; alcoholic beverages; drugs, dangerous substances.**

It shall be unlawful for any person to bring into or have in his possession any weapon (or any device that, in the reasonable opinion of county law enforcement authorities or park officials, can be used as a weapon) or substance, including without limitation:

(2) Any mind-altering substances, whether manmade or found in nature, including without limitation, narcotic drug, hallucinogen, or any controlled substance, without a valid physician's prescription. Alcoholic beverages are

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prohibited, except as permitted, as described below. While in the park, persons should conduct themselves in a proper and orderly manner and shall not display, consume, or be under the influence of alcoholic beverages or any such mind-altering substance without a valid physician's prescription, used as directed by the physician.

Possession and consumption of malt beverages and unfortified wine, as defined by Chapter 18B of the North Carolina General Statutes, shall be permitted pursuant to a Special Parks and Recreation Event Permit issued by the Parks and Recreation Director for events hosted or sponsored by Gaston County or a Not-For-Profit Corporation at Dallas Park or Poston Park. Applicants must demonstrate proof of proper insurance for the planned event and make adequate provisions for public safety, as required by the Parks and Recreation Director. All required ABC permits must be obtained, and all other policies as indicated on the Special Event Application Form must be compiled with. The Parks and Recreation Director may place such additional restriction on the event as deemed reasonably necessary to insure public safety and convenience.

This Ordinance amendment shall be effective July 1, 2019.

Adopted the 23<sup>rd</sup> day of April, 2019.

Vice-Chairman Brown stated this has passed the final (second) reading.

**2019-125 Commissioner Keigher - Public Works - To Accept a Federal Congestion Mitigation and Air Quality (CMAQ) Grant for Sidewalk Infrastructure along Neal Hawkins Road and Appropriate the Required Local Match Necessary to Complete the Project (Federal - \$1,488,462; Local - \$372,116)**

On motion introduced by Commissioner Worley and seconded by Commissioner Hovis, the BOC unanimously approved **2019-125** per Budget Change Request:

Account Description	Account Number	Amount
Fund Balance Appropriated	040-99-9900-0000-490000	(372,116)
CMAQ: Neal Hawkins Match	040-01-4265-4260-540006-19536	372,116
CMAQ: Neal Hawkins Sidewalk - Revenue	040-01-4265-4260-425127-19536	(1,488,462)
CMAQ: Neal Hawkins Sidewalk	040-01-4265-4260-560000-19536	1,488,462

**Items Pulled from Consent Agenda**

**2019-126 Commissioner Chad Brown - Fire Marshal - To Approve an Interlocal Agreement to Provide Fire Inspection/Enforcement Services for City of Bessemer City, Town of Cramerton, Town of Dallas, City of High Shoals, City of Lowell, Town of McAdenville, Town of Ranlo and Town of Stanley**

Commissioner Keigher introduced the motion to approve and Commissioner Hovis, provided the second.

Vice-Chairman Brown called for discussion.

Commissioner Worley advised he was contacted by municipalities concerning the proposed interlocal agreement which has impacted the City of Lowell significantly; last year Lowell contracted amount for inspections was less than \$8,000; the estimate for the coming year is \$19,000; he is trying to understand why there has been an fee increase and what is significant that caused the fee to increase over 50% to impact the municipalities during their budget process.

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Mr. Keith Rapp, Director of Emergency Management and Fire Marshal's Office, advised over the years the County has provided this additional service to help facilitate the municipalities; currently the County is charging \$31.69 for inspections on average that is costing the County \$73.85 to conduct; looking at charging a flat fee of \$75/inspection to continue providing the service.

Commissioner Worley asked how it would impact Cramerton, Bessemer City, Dallas, High Shoals, McAdenville, Ranlo and Stanley.

Mr. Rapp responded based on current numbers, the 2019 change shows what the actual change will be.

Vice-Chairman Brown asked if there were hard copies available.

Mr. Rapp advised that he only had one hard copy.

Commissioner Hovis advised that Exhibit A notes that Bessemer City's cost for next year will be \$10,425 annually; there are no other exhibits for other municipalities.

Mr. Eric Hendrix, Fire Marshal, advised that staff used Bessemer City agreement as an example; following BOC approval, staff will contact each municipality that requested County to conduct their fire inspections per the agreed upon cost; the municipalities will still have the option to conduct their own inspections.

Mr. Rapp advised that many of the municipalities have reviewed the numbers and are expecting the increase.

Commissioner Worley suggested tabling the item until BOC can get clearer information on the impact to the municipalities.

Commissioner Fraley advised he was okay with tabling the issue but the County should cover its costs; some municipalities are doing their own inspections; the cost needs to be fair as possible countywide.

Mr. Rapp advised he is trying to get the program to pay for itself.

Vice-Chairman Brown asked if tabling the issue for one month would impact it.

Mr. Rapp responded "it will"; currently the municipalities are preparing their budgets; trying to provide this information to include in their budgets before the budgetary approval process timeframe in June.

Commissioner Hovis asked if the County has been underwriting these costs by 50% for the last several years.

Mr. Rapp responded "yes, sir".



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Regarding his suggestion to table, Commissioner Worley advised he was okay with approving it tonight since the municipalities will still have the option to hire or train their own inspectors or contract with someone else to conduct their inspections if it is cost prohibitive for them.

Mr. Rapp advised the County can help the municipalities go another direction if they choose to do that.

Vice-Chairman Brown asked Commissioner Keigher if he had an opinion on the matter.

Commissioner Keigher advised he understood and was fine approving so everyone will have a chance to work through their budgets.

Vice-Chairman Brown directed Mr. Rapp to provide the BOC an update on the issue in two or three weeks and called for further discussion.

Commissioner Worley asked if any of the other municipalities had any concerns.

Mr. Rapp advised he had some discussion with some of them but did not want to have that discussion until the meeting was over.

Commissioner Hovis advised that he did not see any specific charge amount per inspection in the document.

Mr. Rapp explained that currently the total amount is based on the number of inspections a municipality needs; that inspection fee is paid up front when the County conducts those inspections; it is primarily a budgetary issue and the actual numbers can be forwarded to BOC immediately.

Commissioner Fraley asked if the BOC needed to approve the \$75 fee.

Mr. Rapp responded "yes, sir".

Commissioner Hovis advised the \$75 fee needed to be part of the approval.

Vice-Chairman Brown called for the vote, and the BOC unanimously approved **2019-126** approving an Interlocal Agreement to provide Fire Inspection/Enforcement Services for City of Bessemer City, Town of Cramerton, Town of Dallas, City of High Shoals, City of Lowell, Town of McAdenville, Town of Ranlo and Town of Stanley **at the rate of \$75/inspection.**

### **Appointments**

On motions introduced and seconded, the following individuals were unanimously reappointed to the **Adult Care Home Community Advisory Committee**:

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<u>Motion Introduced</u>	<u>Seconded</u>	<u>Appointee</u>	<u>Term Ending</u>
Commissioner Chad Brown on behalf of Commissioner Keigher	Commissioner Jack Brown	Dr. Edward Smith	April 30, 2022
Commissioner Jack Brown on behalf of Commissioner Philbeck	Commissioner Hovis	Ms. Shirley Brannon	April 30, 2022
Commissioner Hovis	Commissioner Jack Brown	Ms. Bonnie C. Singer	April 30, 2022

On motion introduced by Commissioner Jack Brown and seconded by Commissioner Keigher, the BOC unanimously reappointed Mr. Richard Trado to the ***Nursing Home Community Advisory Committee*** to a term ending April 30, 2022.

On motion introduced by Commissioner Jack Brown and seconded by Commissioner Hovis, the BOC unanimously reappointed Mr. Brian DiYorio to the ***Family Advisory Board*** to a term ending April 30, 2022.

On motion introduced by Commissioner Hovis and seconded by Commissioner Fraley, the BOC unanimously appointed Ms. Laura Biggerstaff to the ***Animal Care and Enforcement Advisory Board*** to a term ending February 28, 2023.

**Commissioners Committee Reports**

Commissioner Brown reported attendance to the ***Jaycee's 71<sup>st</sup> Annual Distinguished Service Awards Ceremony*** that recognized community leaders.

Commissioner Hovis reported attendance to ***CaroMont Health Board of Directors, Board Advance Meeting*** and that CaroMont has a lot of great, new and innovative things occurring and the County has a renowned medical facility that continues to lead the region.

Vice-Chairman Brown reported attendance to ***Merita Bakes Grand Opening*** and that small businesses are starting to thrive again. He commended EDC for helping to fill some empty vacant buildings throughout the County.

**County Manager's Report**

The County Manager presented:

- Staff held its ***Annual Budget Planning Retreat*** last month and had great discussion
- ***Preparation for Credit Presentations*** involves hundreds of hours of time for staff and County's consultants; this culminated in a highly successful bond sale recently and a AA+ upgrade; pleased to see this trend going in the right direction
- He has been involved in discussions at meetings ***with different faith community members***; DHHS (Social Services Division) representatives are trying to identify means to mitigate poverty and other social problems in the County and is beginning to see a higher level of synergy and collaboration in these efforts and that is very encouraging; think we are moving in the right direction there as well.

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**County Attorney's Report**

No report.

Vice-Chairman Brown recessed the meeting at 7:47 pm to allow the Planning Board to conclude its deliberations.

*\*Commissioner Keigher left the meeting at 7:47 p.m.*

Vice-Chairman Brown reconvened the meeting at 8:05 pm.

**Zoning Matters from Public Hearings**

**2019-127 Commissioner Worley - Planning & Development Services – Parallel Conditional Use Permit (PCUP): PCUP19-03, John & Jennifer Ratchford (Applicants); Property Parcel: 194195, Located at 5515 Sparrow Dairy Rd., Gastonia, NC, Request for a PCUP Zoning District from the (R-1) Single Family Limited Zoning District with (US) Urban Standards Overlay to the (CU/R-2) Conditional Use / Single Family Moderate Zoning District with (US) Urban Standards Overlay (PCUP), in Order to Allow Animal Grooming Service/Animal Kennel**

Vice-Chairman Brown explained the procedures to be used for PCUP applications and called for the Planning Board's decision on the matter.

The Assistant County Attorney advised the Planning Board unanimously approved the zoning map change request and read into the record the following statement of consistency: *The property in question is in a future land use designation of Gateway Center. Gateway Centers are areas that attract special attention, as they are the entryways into the County. The proposed use, with the associated conditions, will maintain the residential-like feel of the general community and should not detrimentally impact traffic or undermine the nature of the area. A rezoning from R-1 to CU/R-2 with the Urban Standards Overlay is consistent with the future land use plan.*

Vice-Chairman Brown called for a motion to approve the zoning map change, which passed unanimously as set forth in the Resolution below.

The Assistant County Attorney presented the Planning Board's affirmative recommendations on each of the four findings of fact.

The BOC found each finding in the affirmative as set forth in the Resolution below.

The Assistant County Attorney advised the Planning Board recommended approval of the CUP with the recommended conditions as presented to the BOC.

Vice-Chairman Brown called for a motion to approve the CUP.

Commissioner Worley introduced the motion to approve and Commissioner Hovis provided the second.

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Vice-Chairman Brown called for discussion.

Commissioner Fraley asked the BOC to address Mr. Justin Thomas Sparrow's question about adding an addendum to board only eight dogs per night.

Vice-Chairman Brown asked if the State had a different parameter.

The Assistant County Attorney advised that the State's law regarding the number of kennels would supersede the County's number; there is no reason to do less than what the State mandates but is not sure if eight is the State's maximum number.

Vice-Chairman Brown clarified with the Applicant that only eight kennels were involved and advised the State stipulates four per kennel; asked if there were any objections from the BOC since the State will mandate it anyway.

Commissioner Fraley advised he was good with the State's requirement.

Commissioner Worley recalled the Applicant stated during her presentation it would be eight kennels; advised there is nothing in the conditions to prevent expanding it as long as Applicant is in concurrence with state law; it would prevent Applicant from expanding if that was a condition at a later time.

With discussion coming to an end, Vice-Chairman Brown called for the vote and the BOC unanimously approved **2019-127** after consideration of the Parallel Conditional Use Application, sworn testimony provided at the Public Hearing and the Planning Board recommendation as set forth herewith and therein as follows:

- 1) Find the proposed map change for parcel 194195 from the (R-1) Single Family Limited Zoning District with (US) Urban Standards Overlay to the (CU/R-2) Conditional Use / Single Family Moderate Zoning District with (US) Urban Standards Overlay (PCUP), in order to allow Animal Grooming Service / Animal Kennel, is consistent with the County's Comprehensive Plan. The property in question is in a future land use designation of Gateway Center. Gateway Centers are areas that attract special attention, as they are the entryways into the County. The proposed use, with the associated conditions, will maintain the residential-like feel of the general community and should not detrimentally impact traffic or undermine the nature of the area. A rezoning from (R-1) to (CU/R-2) with the Urban Standards Overlay is consistent with the future land use plan. The map change is approved as follows:

Motion: J.Brown                      Second: Worley                      Vote: Unanimous  
 Aye: C.Brown, J.Brown, Fraley, Hovis, Worley  
 Nay: None  
 Absent: Keigher, Philbeck  
 Abstain: None

- 2) Based on evidence provided in sworn testimony at the public hearing, the Board of Commissioners made the following findings of fact:

- a) The proposed development will not materially endanger the public health or safety if located where proposed and developed according to plan, based on: Public Hearing testimony and applicant evidence presented in Exhibit I.

Motion: Worley                      Second: J.Brown                      Vote: Unanimous  
 Aye: C.Brown, J.Brown, Fraley, Hovis, Worley  
 Nay: None  
 Absent: Keigher, Philbeck  
 Abstain: None

- b) The use meets all required conditions and specifications, based on: Public Hearing testimony and applicant evidence presented in Exhibit II.

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Motion: Hovis                      Second: J.Brown                      Vote: Unanimous  
 Aye: C.Brown, J.Brown, Fraley, Hovis, Worley  
 Nay: None  
 Absent: Keigher, Philbeck  
 Abstain: None

- c) The proposed development will not substantially injure the value of adjoining or abutting property unless it is a public necessity, based on: Public Hearing testimony and applicant evidence presented in Exhibit III.

Motion: Worley                      Second: Fraley                      Vote: Unanimous  
 Aye: C.Brown, J.Brown, Fraley, Hovis, Worley  
 Nay: None  
 Absent: Keigher, Philbeck  
 Abstain: None

- d) The location and character of use, if developed according to the plan as submitted and approved, will be in harmony with the area in which it is to be located and will be in general conformity with the adopted Land Use Plan and other plans for the physical development of the County as adopted by the Board of Commissioners, based on: Public Hearing testimony and applicant evidence presented in Exhibit IV.

Motion: Hovis                      Second: J.Brown                      Vote: Unanimous  
 Aye: C.Brown, J.Brown, Fraley, Hovis, Worley  
 Nay: None  
 Absent: Keigher, Philbeck  
 Abstain: None

- 3) Making all findings of fact in the affirmative, the Board of Commissioners approves the Parallel Conditional Use Permit (PCUP) with the following recommended conditions:

## Parallel Conditional Use Application (PCUP19-03) Conditions

1. The applicant shall complete the development strictly in accordance with the plans submitted to and approved (and/or modified) by the Board of Commissioners.
2. If any of the conditions affixed hereto of any part thereof is held invalid or void, then this permit shall be void and no effect.
3. Unless the Board of Commissioners issues a Conditional Use Permit which either is specifically exempt from any time constraints or has some other specified time period for implementation, the applicant must secure a valid building permit within a twenty-four (24) month period from the date of issuance of the Conditional Use Permit.
4. Development shall meet all local, state and federal requirements.
5. Provide a commercial grade dumpster on site per guidelines as outlined in Section 9.25 (Solid Waste Dumpster Requirements).
6. Any alterations required by North Carolina Department of Transportation, through the driveway permitting process, causing the proposed drawing to change orientation or any portion of the design, shall be allowed.
7. Any alterations required by North Carolina State 2018 Commercial Building Code, causing the proposed drawing to change orientation or any portion of the design, shall be allowed.

Motion: Worley                      Second: Hovis                      Vote: Unanimous  
 Aye: C.Brown, J.Brown, Fraley, Hovis, Worley  
 Nay: None  
 Absent: Keigher, Philbeck  
 Abstain: None

- 4) The County Manager is authorized to make necessary notifications in this matter to appropriate parties.

**2019-128 Commissioner Chad Brown - Planning & Development Services - Parallel Conditional Use Permit (PCUP): PCUP19-04, Ecoplexus Inc. (Applicant); Property Parcel: 164778, Located at 601 High Shoals Rd., Lincolnton, NC, Request for a PCUP Zoning District from the (R-1) Single Family Limited Zoning District to the (CU/R-2) Conditional Use / Single Family Moderate Zoning District (PCUP), in Order to Allow Essential Services Class 3 (Solar Generation Facility/Solar Farm)**

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Vice-Chairman Brown called for the Planning Board's decision in the matter.

The Assistant County Attorney advised that the Planning Board recommended approval of the zoning map change by a unanimous vote and read into the record the following statement of consistency: *The property is in a future land use designation of Rural. Rural land use designations generally consist of large parcels with either residential or agrarian uses. The proposed rezoning and CUP is from R-1 to CU/R-2, another residential use category. R-2 allows for Essential Services such as a Solar Farm as a use, and the CUP will require that the property be developed as a Solar Farm with various conditions. The conditions, designed to protect the community from the proposed development, will enable the community to retain its current character, and is therefore consistent with the future land use plan.*

Vice-Chairman Brown called for a motion to approve the zoning map change, which passed unanimously as set forth in the Resolution below.

The Assistant County Attorney presented the Planning Board's affirmative recommendations on each of the four findings of fact.

The BOC found each finding in the affirmative as set forth in the Resolution below.

The Assistant County Attorney advised the Planning Board recommended approval of the CUP with the recommended conditions presented by staff and the Applicant including the additional five conditions (5-9).

Vice-Chairman Brown asked if the BOC wished to add or delete any conditions.

Commissioner Hovis advised that the conversation in the Public Hearing was to go with the 7' fence which would not require barbed wire.

Mrs. Penley clarified the 7' fence would not require barbed wire; fencing for remainder of property will be a different height with barbed wire for safety.

Vice-Chairman Brown asked how often someone would come to the facility once it is operational.

Mr. Wallace advised once it is up and running, there will typically be a maintenance truck onsite once or twice a month; they are only on site if there is a problem with an inverter or transformer; the landscapers will not be there weekly during summer months and will be there as needed in the spring and fall.

Vice-Chairman Brown requested the addition of a tenth condition - *to make sure that someone visits the facility once a month to see if there is unsightly vegetation.*

Commissioner Hovis introduced a motion to add condition #10 that monthly visits are required. Commissioner Worley provided the seconded.

Vice-Chairman Brown called for further discussion.

Commissioner Worley asked what special provisions are made when emergency response personnel are called to the site for any type of emergency.



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Mrs. Penley advised that the gate code access is provided to emergency services personnel ahead of time.

The Fire Marshal advised there are some new 2018 codes and in spacing requirement that their office should be familiar with that should not be an issue.

Commissioner Worley asked if firefighters received specific training to respond to an event at the site.

The Fire Marshal advised once its goes in, the County generally will ask the builder or that local department to provide some training; there is not a lot to do but there are some key things for safety situations.

Vice-Chairman Brown called for the vote to add condition #10 to require monthly visits which carried unanimously.

Vice-Chairman Brown called for the vote to issue the CUP with the stated conditions.

On motion introduced by Commissioner Worley and seconded by Commissioner Hovis, the BOC unanimously approved **2019-128** after consideration of the Parallel Conditional Use Permit application, sworn testimony provided at the public hearing and Planning Board recommendation as set forth herewith and therein as follows:

- (1) Find the proposed map change for parcel 164778, from the (R-1) Single Family Limited Zoning District to the (CU/R-2) Conditional Use / Single Family Moderate Zoning District (PCUP), in order to allow Essential Services Class 3 (Solar Generation Facility/Solar Farm), is consistent with the County's Comprehensive Plan. The property is in a future land use designation of Rural. Rural land use designations generally consist of large parcels with either residential or agrarian uses. The proposed rezoning and CUP is from (R-1) to (CU/R-2), another residential use category. (R-2) allows for Essential Services such as a Solar Farm as a use, and the CUP will require that the property be developed as a Solar Farm with various conditions. The conditions, designed to protect the community from the proposed development, will enable the community to retain its current character, and is therefore consistent with the future land use plan. The map change is approved as follows:

Motion: Fraley      Second: Hovis      Vote: Unanimous  
 Aye: C.Brown, J.Brown, Fraley, Hovis, Worley  
 Nay: None  
 Absent: Keigher, Philbeck  
 Abstain: None

- 2) Based on evidence provided in sworn testimony at the public hearing, the Board of Commissioners made the following findings of fact:

- a) The proposed development will not materially endanger the public health or safety if located where proposed and developed according to plan, based on: Public Hearing testimony and applicant evidence presented in Exhibit A.

Motion: Hovis      Second: J.Brown      Vote: Unanimous  
 Aye: C.Brown, J.Brown, Fraley, Hovis, Worley  
 Nay: None  
 Absent: Keigher, Philbeck  
 Abstain: None

- b) The use meets all required conditions and specifications, based on: Public Hearing testimony and applicant evidence presented in Exhibit B.

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Motion: Worley      Second: J.Brown      Vote: Unanimous  
 Aye: C.Brown, J.Brown, Fraley, Hovis, Worley  
 Nay: None  
 Absent: Keigher, Philbeck  
 Abstain: None

- c) The proposed development will not substantially injure the value of adjoining or abutting property unless it is a public necessity, based on: Public Hearing testimony and applicant evidence presented in Exhibit C.

Motion: Hovis      Second: Fraley      Vote: Unanimous  
 Aye: C.Brown, J.Brown, Fraley, Hovis, Worley  
 Nay: None  
 Absent: Keigher, Philbeck  
 Abstain: None

- d) The location and character of use, if developed according to the plan as submitted and approved, will be in harmony with the area in which it is to be located and will be in general conformity with the adopted Land Use Plan and other plans for the physical development of the County as adopted by the Board of Commissioners, based on: Public Hearing testimony and applicant evidence presented in Exhibit D.

Motion: Hovis      Second: Worley      Vote: Unanimous  
 Aye: C.Brown, J.Brown, Fraley, Hovis, Worley  
 Nay: None  
 Absent: Keigher, Philbeck  
 Abstain: None

- 3) Making all findings of fact in the affirmative, the Board of Commissioners approves the Parallel Conditional Use Permit (PCUP) with the following recommended conditions:

## Parallel Conditional Use Application (PCUP19-04) Conditions

1. The applicant shall complete the development strictly in accordance with the plans submitted to and approved (and/or modified) by the Board of Commissioners.
2. If any of the conditions affixed hereto of any part thereof is held invalid or void, then this permit shall be void and no effect.
3. Unless the Board of Commissioners issues a Conditional Use Permit which either is specifically exempt from any time constraints or has some other specified time period for implementation, the applicant must secure a valid building permit within a twenty-four (24) month period from the date of issuance of the Conditional Use Permit.
4. Development shall meet all local, state and federal requirements.
5. A copy of the removal bond in the amount agreed upon by the property owner which is commercially reasonable for the removal of the equipment should the site be abandoned.
6. Canopy trees placed in the designated buffer shall be eight (8) feet at time of planting. Understory trees placed in the designated buffer shall be four (4) feet at time of planting.
7. An easement allowing access to the buffer shall be established for adjoining residential parcels. The easement shall be for the recreational enjoyment and use of leisure and exercise. Recreation equipment such as swing-sets, play-sets, et cetera, are permissible, however, permanent structures or fixtures of any kind are not allowed and will be removed.
8. The applicant is allowed flexibility to work with individual adjoining property owners regarding specific setback placement of the vegetative buffer on a case-by-case basis; otherwise, the buffer will be placed as stated on the site plan.
9. The perimeter fencing shall be seven (7) feet in height, when adjoining residential properties, in order to eliminate the barbwire requirement as mandated by State regulations.
10. **Owner to conduct site visits a minimum of once a month.**

Motion: Worley      Second: Hovis      Vote: Unanimous  
 Aye: C.Brown, J.Brown, Fraley, Hovis, Worley  
 Nay: None  
 Absent: Keigher, Philbeck  
 Abstain: None

- 4) The County Manager is authorized to make necessary notifications in this matter to appropriate parties.

**Other Matters**

None.

COMMISSIONER'S COURT

APRIL 23, 2019

GASTON COUNTY, NORTH CAROLINA

**Adjournment**

Vice-Chairman Brown called for a motion to adjourn the meeting.

On motion introduced by Commissioner Hovis and seconded by Commissioner Jack Brown, the BOC unanimously adjourned the Regular Meeting of April 23, 2019 at 8:25 p.m.

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

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Chad Brown, Vice-Chairman  
Gaston County Board of Commissioners

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Donna S. Buff  
Clerk to the Board

SEAL