

ADOPTED

APR 28 2020

Gaston County Board
of Commissioners

576

GASTON COUNTY

COMMISSIONER'S COURT

NORTH CAROLINA

JANUARY 28, 2020

The Gaston County Board of Commissioners (BOC) met in Regular Session on January 28, 2020 at 6:00 pm, in The Harley B. Gaston, Jr. Public Forum, Gaston County Courthouse.

Chairman Tracy L. Philbeck presided with Commissioners Jack B. Brown, Vice-Chairman; Chad Brown, Allen R. Fraley, Bob Hovis, Tom Keigher and Ronnie Worley (*via telephone*) in attendance.

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

Upon request of Chairman Philbeck, Commissioner Keigher led those assembled in the Invocation and Commissioner Jack Brown led in the Pledge of Allegiance.

Announcements

Chairman Philbeck welcomed Mrs. Elizabeth Robinson, new Deputy Clerk, to the Clerk to the Board of Commissioners Office. He also added that Z20-01 Zoning Map Change request, Union Road, Mr. Shawn Reed/Applicant, had been withdrawn.

Proclamations, Commendations, Awards, Certificates

Commissioner Chad Brown invited DHHS (Social Services Division) Staff to the podium and read the Proclamation – ***To Proclaim the Month of January 2020 as Human Trafficking Awareness Month*** (*adopted under Consent Agenda*).

Commissioner Keigher presented a Commendation to ***Ms. Tiffany R. Murray & Finance Staff - GFOA Certificate of Achievement for Excellence in Financial Reporting Award FY18-19 Gaston County Audit Presentation*** (*adopted under Consent Agenda*).

FY18–19 Gaston County Audit Presentation

Ms. Kari Dunlap, Martin Starnes & Associates, CPAs, PA, presented:

The County was issued an unmodified audit opinion (clean opinion) for FY19 which is the goal of the audit; General Fund and Public Assistance Fund Revenues were 1.7% over budget and were under budget 5% for expenditures; the combined revenues were over budget roughly \$3.9M and expenditures were under budget roughly by \$11.8M.

The available Fund Balance (total Fund Balance less any non-spendables, which is the calculation the Local Government Commission (LGC) uses for comparison to other counties) was \$72.6M; minus non-spendables and stabilization - \$52.5M (a decrease over last year of about \$2.5M). Compared to NC counties in the same population group, the County increased its average last year by about 3.59% but is still under the State average for counties (which is about 28%); the County is a little over 22%.

COMMISSIONER'S COURT

JANUARY 28, 2020

GASTON COUNTY, NORTH CAROLINA

There are five Fund Balance classifications (Non-spendable, Restricted, Committed, Assigned (internal constraints) and Unassigned); Unassigned fund balance was \$4.9M this year, \$2.3M last year and increased by almost \$2.6M; total fund balance (as a percentage of the Unassigned fund balance) was 49% in 2008 and 7% this year; Unassigned fund balance decreased \$4.7M over 2017 and \$36.8M over 2008 (pre-recession); the Unassigned is needed for unplanned expenditures and needs to grow.

The County's top three revenues are Property Taxes (61%), Other Taxes & Licenses (13%) and Restricted Intergovernmental (12%); total revenues were almost \$209M; Property Taxes were about \$148M (it increased from prior year by \$3.8M or 2.7%); Other Taxes & Licenses were \$32M (it increased from prior year by \$235k or 1%); the Restricted Intergovernmental increased from prior year about \$2.4M or 8.8%.

The County's top three expenditures are Public Safety (33%), Human Services (25%) and Education (24%); total expenditures are almost \$192M or 82%; Public Safety was \$78.7M (increase over last year due to capital lease for radio project); Human Services increased over last year by \$1.3M or 2.4%; Education increased over last year by \$1.4M or 2.6%.

The Enterprise Fund Revenues and Net Income were \$12M for revenues and \$3M for operating; revenues increased about \$895k or 8% last year; operating income decreased about \$316k (due to an increase in depreciation).

Mrs. Dunlap advised she was available for questions.

Chairman Philbeck called for questions from the BOC; hearing none, moved to the next item of business.

Public Hearing - Zoning Map Change: (Z20-02) Oakwood Homes of Shelby, Chris Blanding (Applicant); Property Parcel: 206220, Located at 264 Upper Stanley Rd., Stanley, NC, Rezone from the (R-1) Single Family Limited Zoning District with (US) Urban Standards Overlay to the (R-2) Single Family Moderate Zoning District with (US) Urban Standards Overlay

Chairman Philbeck 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 Chad Brown and seconded by Commissioner Hovis, the BOC unanimously entered into Public Hearings.

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

Mrs. Penley advised subject request is to rezone parcel 206220 located at 264 Upper Stanley Rd., Stanley, NC from the (R-1) Single Family Limited Zoning District with (US) Urban Standards Overlay to the (R-2) Single Family Moderate Zoning District with (US) Urban Standards Overlay; identified the property owner (CMH Homes, Inc.) and Applicant (Oakwood Homes of Shelby represented by Mr. Chris Blanding); total acreage proposed for rezoning - 4.93 acres; current use

COMMISSIONER'S COURT

JANUARY 28, 2020

GASTON COUNTY, NORTH CAROLINA

of property – vacant; property's location - northeast section of County (north and east of Stanley city limits; north and west of City of Mount Holly).

She reviewed aerial, zoning and adjoining property owners maps and advised the property is vacant, undeveloped and surrounded by residential structures; the parcel is zoned R-1 with surrounding single family limited, some adjoining R-2 and single family moderate zoning to east of property; adjoining property owners were notified of Public Hearing and referenced listing of property owners of record.

She advised the property is located within the Rural Community area designation of *Planning Area 3: Riverfront Gaston/Northeast Gaston*; based on the goals and objectives of the zoning district pattern in the overall vicinity, it was staff's opinion that the request is consistent with the Comprehensive Land Use Plan (Comp Plan); the request was advertised and notices were mailed out per County policy; staff received one call for information.

Chairman Philbeck called for citizen comment.

Mr. Timothy J. "Tim" Williams, 530 Shady Oaks Dr., Stanley, NC, advised that his property borders the property in question; the proposed R-2 rezoning will impact the value of existing homes; the homeowners contest the rezoning request.

Ms. Nicole Herring, 438 Rhyne Rd., Charlotte, NC, advised that Oakwood Homes purchased the land for her family; she has a contract to buy and locate a home there: wants to raise her 13-year-old daughter in a countryside setting; she was not aware you could not have a mobile home there and this is the only way she can afford to own a home.

Chairman Philbeck called for questions from the Planning Board.

Mr. Randy Vinson, Planning Board member, stated the land appears to be landlocked; asked if there was public access to the property.

Mrs. Penley responded a recorded private easement allows access to the property.

Chairman Philbeck called for questions from the BOC; hearing none, moved to the next item of business.

Public Hearing - Zoning Map Change: (Z20-03) Deana Ann West (Applicant); Property Parcel: 145718, Located at Boyd Rd., Gastonia, NC, Rezone from the (R-1) Single Family Limited Zoning District with (US) Urban Standards Overlay to the (R-2) Single Family Moderate Zoning District with (US) Urban Standards Overlay

Chairman Philbeck introduced Mrs. Penley for comments.

Mrs. Penley advised subject request is to rezone parcel 145718 located at Boyd Rd., Gastonia, NC from (R-1) Single Family Limited Zoning District with (US) Urban Standards Overlay to (R-2) Single Family Moderate Zoning District with (US) Urban Standards Overlay; property owner is Judith L. Edmonson & Others; applicant is Deana Ann West; 8.14 acres is under consideration for rezoning and the current use is vacant and undeveloped.

COMMISSIONER'S COURT

JANUARY 28, 2020

GASTON COUNTY, NORTH CAROLINA

She advised the property is located in the southwest quadrant of County (south and west of City of Gastonia; south and east of Kings Mountain corporate limits; west of Hwy. 321).

She reviewed aerial, zoning, adjoining property owners maps and advised the surrounding structures and some undeveloped property are residential in nature; area zoning is predominately R-1 within the US overlay; She referenced the list of adjoining property owners and advised they were notified of the public hearing.

The property is located within the Rural Community Area Designation of Planning Area 5: Scenic Gaston/Southwest Gaston; based on the goals and objectives and zoning district pattern in overall vicinity it is staff's opinion the request is consistent with the Comp Plan based on existing houses in area; the request was advertised and notices were mailed out per County policy; a few calls were received for general information.

Chairman Philbeck called for citizen comment.

Mr. James Sparrow, 1308 Boyd Rd., Gastonia, NC, advised he owns properties on either side; spoke in opposition of the proposed rezoning due to the potential of devaluing surrounding properties.

Mr. Joseph "Joe" Austin, 3512 Greg Dr., Gastonia, NC, advised he moved to area because of the R-1 zoning; spoke in opposition of the proposed rezoning; concerned about devaluation of property as a result of the rezoning.

Mrs. Laura Torres, 3524 Greg Dr., Gastonia, NC, advised she is concerned about what will go behind her home; concerned about a whole trailer park going in behind her house.

Mr. Charles Wright, 3521 Greg Dr., Gastonia, NC, advised he lives across the street from area in question; currently having problems with about 18 to 19 mobile homes within 1.5 to 2 miles of Chapel Grove School; that school is currently overcrowded; opposed the rezoning request.

Mr. Richard Rogers, 3510 Greg Dr., Gastonia, NC, spoke in opposition of the proposed rezoning; prefers that neighborhood remains as it is now.

Ms. Deana West (Applicant), 5076 Lewis Rd., Gastonia, NC, advised her dad wants to purchase the land to leave as legacy; plans are to construct doublewide homes for her and two brothers; there is a single wide trailer park across the street and on the left side of the property; they have no plans to create a mobile home park.

Chairman Philbeck called for questions from the Planning Board and BOC; hearing none, moved to the next item of business.

Public Hearing - Zoning Map Change: (Z20-05) NC Department of Transportation (C. Blake Guffey, District Supervisor) (Applicant); Property Parcel: 170401 (part of), Located at Dallas Cherryville Hwy., Dallas, NC, Rezone from the (R-1) Single Family Limited Zoning District with (CH) Corridor Highway and (US) Urban Standards Overlays to the (I-2) General Industrial Zoning District with (CH) Corridor Highway and (US) Urban Standards Overlays

COMMISSIONER'S COURT

JANUARY 28, 2020

GASTON COUNTY, NORTH CAROLINA

Chairman Philbeck introduced Mrs. Penley for comments.

Mrs. Penley advised subject request is to rezone a portion of parcel 170401 located on Dallas Cherryville Hwy., Dallas, NC, from the (R-1) Single Family Limited Zoning District with (CH) Corridor Highway and (US) Urban Standards Overlays to the (I-2) General Industrial Zoning District with (CH) Corridor Highway and (US) Urban Standards Overlays; the property owner and Applicant is the NC Department of Transportation (NCDOT); the County is under contract to purchase the portion of property requested for rezoning; total acreage of the property is 1.16 acres; only .12 acres is being considered for rezoning; current use of the property is vacant and undeveloped.

She advised the property is located on the Dallas Cherryville Hwy. (midway between Town of Dallas and City of Cherryville; south and west of City of High Shoals; north of Bessemer City).

She reviewed aerial, zoning and adjoining property owners maps and advised the parcel is split across the highway; the portion considered for rezoning is on the south side of Dallas Cherryville Hwy. with the portion on the north side remaining in the R-1 zoning district; majority of zoning on south side of Dallas Cherryville Hwy. is I-2 (or general industrial) while zoning across the street is R-1; the zoning district remains consistent with some C-3 (general commercial) to the north and some C-1 limited commercial to the south of the property; adjoining property owners and the list of property owners of record were notified of public hearing.

The property is located within the Rural Designation Area of Planning Area 2: North 321 Gaston/North Central Gaston; based on the goals and objectives and zoning district pattern in the overall district it is staff's opinion the request is consistent with the Comp Plan; the request was advertised and notices were mailed out per County policy; staff received a few calls for general information.

Chairman Philbeck introduced the County Attorney for comments.

The County Attorney advised that currently the County is under contract with the State to purchase this piece of property; the small triangular south of the highway is within the footprint of the Apple Creek Industrial Park the County is developing; the County must match the current industrial zoning before it can begin work on the site.

Chairman Philbeck called for citizen comment and for questions from the Planning Board and BOC; hearing none, moved to the next item of business.

Public Hearing - Zoning Text Amendment: (ZTA20-01) Gaston County Planning Board (Applicant); To Consider Proposed Text Amendments to the Unified Development Ordinance (UDO): Chapter 5 (Permit and Modification Procedures): Section 5.16.6(B); Chapter 13 (Subdivision Regulations): Sections 13.2(A)(5), 13.15.3(D)

Chairman Philbeck introduced Mr. David Williams, Planning and Development Services Director, for comments.

COMMISSIONER'S COURT

JANUARY 28, 2020

GASTON COUNTY, NORTH CAROLINA

Mr. Williams advised that subject text amendments reflect minor modifications to the Conditional District submittal process and Subdivision Regulations to include family exemptions; Planning Board reviewed amendments at its December 10th meeting and unanimously recommended moving them to the public hearing process; the text amendments were advertised per County policy; staff received no phone calls on the amendments; the proposed changes (highlighted and italicized) have been provided in the Boards packets.

He advised the proposed changes involves Chapters 5 (Permit and Modification Procedures), Section 5.16.6 (to clarify the Conditional District process and make it consistent with the Ordinance); Chapter 13 (Subdivision Regulations), Section 13.2.5. (added back the family exemption regarding the division of land solely among same family members); Chapter 13.15.3, D. (five provisions pertaining to family subdivisions).

Chairman Philbeck called for citizen comment and for questions from the Planning Board; hearing none, called for questions from the BOC.

Commissioner Hovis cited Section 13.15.3 (*Lots to Abut a Public Street*), D., 3 (*A road maintenance agreement must be recorded with the deed or plat; and*); asked at the time of any subdivision of property if this would create a financial responsibility (percentage of road maintenance) for those receiving subdivided property.

Mr. Williams responded "yes, sir".

Commissioner Hovis asked about the enforcement criteria if someone defaults on the agreement.

Mr. Williams advised staff would work with legal department to determine some standard enforcement policies for any defaults; those individuals would have some responsibility; having it in the deed and recorded will give more strength to these text amendments.

Commissioner Hovis concluded that we have quite a few of those that we inherited over the course of time before we had a subdivision ordinance; it is very important in terms of holding individuals accountable.

Chairman Philbeck excused the Planning Board to Room 2029 for deliberations.

Public Hearing - RE: Commissioner Jack Brown - EDC - To Authorize a Resolution to Provide a Standard Level Two Local Incentive Grant and Enter Into an Economic Development Agreement (EDA) - Project Riverwest

Chairman Philbeck introduced Mr. Donny Hicks, Economic Development Commission (EDC) Director, for comments.

Mr. Hicks advised staff has been working on redeveloping a site on Woodlawn Rd. in north Belmont that formally housed Lineberger Mills and most recently Parkdale Mills 12 and 14; this is a good industrial site but is contaminated; some Charlotte developers want to purchase the site for a brownfield project and build two spec buildings on it; City of Belmont rezoned it (it was already in use by right) to grant some leeway in setbacks and approved an incentive program that

COMMISSIONER'S COURT

JANUARY 28, 2020

GASTON COUNTY, NORTH CAROLINA

matches the County's program; they are eligible for a Level 2 Grant; because the site will be in a brownfields program, they will receive tax benefits the first four years from the State; have asked the County to defer its grant until those tax credits expire and pick that up the year after the project is built (roughly year five); upside is the County will get two spec buildings (at 400,000SF and 180,000SF) that will help demonstrate that the County has a market for those type facilities; this request is to offer them the Level 2 Grant and defer it by potentially five years.

Chairman Philbeck called for citizen comment and for questions from the BOC; none were heard.

Chairman Philbeck called for a motion to approve.

On motion introduced by Commissioner Hovis and seconded by Commissioner Jack Brown, the BOC unanimously approved Resolution **2020-001** as follows:

2020-001 Commissioner Jack Brown - EDC - To Authorize a Resolution to Provide a Standard Level Two Local Incentive Grant and Enter Into an Economic Development Agreement (EDA) - Project Riverwest

WHEREAS, Project Riverwest is considering a total investment of \$29 million in new construction to establish a speculative multi-tenant industrial facility with the expectation to complete the initial portion of this investment on or before December 31, 2020; and,

WHEREAS, the location of Project Riverwest, 182 Woodlawn Avenue in Belmont, is classified as a brownfield project which will necessitate that the County's local incentive grant begin immediately following the five year term of their Brownfields Agreement with the State; and,

WHEREAS, this investment consists of approximately nine million dollars (\$9.0 Million) in real property investment for the construction of a speculative multi-tenant industrial facility of 180,000 square feet and another twenty million (\$20.0 million) in real property investment for the construction of a speculative multi-tenant industrial facility of 400,000 square feet; and,

WHEREAS, North Carolina General Statute §158-7.1 authorizes a County to undertake an economic development project by providing grants for the location of industry; and,

WHEREAS, Gaston County Commissioners intend to offer a Standard Level Two Local Investment Grant, based upon current adopted policy, for the Riverwest Project which has a nine year term; and,

WHEREAS, this standard grant provides the following:

Year 1 - 90% property tax grant
 Year 2 - 80% property tax grant
 Year 3 - 70% property tax grant
 Year 4 - 60% property tax grant
 Year 5 - 50% property tax grant
 Year 6 - 40% property tax grant
 Year 7 - 30% property tax grant
 Year 8 - 20% property tax grant
 Year 9 - 10% property tax grant; and,

WHEREAS, the City of Belmont has already approved its own local incentive proposal consisting of a Standard Level Two Local Investment Grant and improvements of its public infrastructure for the Riverwest Project; and,

WHEREAS, it is anticipated that the Company's capital investment in and at the Property and its operations thereat will generate significant ad valorem tax, sales tax and other revenues to the County; and,

WHEREAS, the Standard Level Two Grant will be incorporated into a detailed Economic Development Agreement (EDA), between Project Riverwest and the County which will detail the timing of this

COMMISSIONER'S COURT

JANUARY 28, 2020

GASTON COUNTY, NORTH CAROLINA

proposed grant, so as to induce the Company to provide a capital investment which will enhance the County's ability to attract additional business and industry.

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

Authorizes the Chairman of the Gaston County Board of Commissioners to execute any documents necessary to provide a Standard Level Two Local Incentive Grant and to complete an Economic Development Agreement for Project Riverwest.

Public Hearing - RE: Commissioner Fraley - EDC - To Accept Proposal for Due Diligence for Cherryville Business Park (Beam Property) to Include But Not Limited To: Survey, Wetlands Delineation/Mitigation Plan, Traffic Impact Study, Subdivision and Rezoning Plans and Exhibits, and Management of Sub-Consultant Contracts

Chairman Philbeck introduced Mr. Hicks for comments.

Mr. Hicks advised the BOC authorized staff in December to proceed with purchasing 90 acres in Cherryville for a project it has been working on since 2014; County now has a contract for the property and has done some due diligence (geotechnical work and several land plans) on the site; it is now at the phase of doing some additional due diligence (to ensure site will work for proposed development) and will start the scope of work once BOC approves it in different phases (environmental audit, wetlands piece, design phases); two projects looking at the site currently have separate issues with the site and staff may hold the environmental piece awhile until it is cleared up; then the County will be responsible for surveying property and creating boundaries for any outparcels.

Chairman Philbeck called for citizen comment; hearing none, called for questions from the BOC.

Commissioner Hovis asked if County had to provide data proving the wetlands will work to the Corp of Engineers (Corp) for final approval.

Mr. Hicks responded "that is correct" and that will involve five or six different phases (depends on how far County will go); the County has outlined two areas with isolated wetlands with no outlet structures (possibly four jurisdictional streams) and will send that information to the Corp and ask them to approve our delineation (if that is what it is); the Corp can agree or ask County to modify it; once County has the agreement and advise the Corp that the properties are federally protected and the County has to work now, then County will move to the design phase and advise what will impact the streams/wetlands; then work with Corp directly for mitigation or some kind of replacement.

Commissioner Hovis asked if the Corp approval occurs early in the schedule.

Mr. Hicks responded "it is"; County will go through first phase of delineation and then hold it for a project the Chairman met with the other day.

Hearing no further questions, Chairman Philbeck called for a motion to approve.

On motion introduced by Commissioner Fraley and seconded by Commissioner Chad Brown, the BOC unanimously approved Resolution **2020-002** as follows:

COMMISSIONER'S COURT

JANUARY 28, 2020

GASTON COUNTY, NORTH CAROLINA

2020-002 Commissioner Fraley - EDC - To Accept Proposal for Due Diligence for Cherryville Business Park (Beam Property) to Include But Not Limited To: Survey, Wetlands Delineation/Mitigation Plan, Traffic Impact Study, Subdivision and Rezoning Plans and Exhibits, and Management of Sub-Consultant Contracts per Budget Change Request:

Account Description	Account Number	Amount
Fund Balance Appropriated	010-99-9900-0000-490000	(\$335,729)
Transfer to Capital Improvements Fund	010-98-9800-0000-580040	\$335,729
Transfer from General Fund	040-98-9800-0000-480010	(\$335,729)
Cherryville Business Park	040-07-4920-4920-540006-20047	\$335,729

Public Hearing - RE: Commissioner Jack Brown - EDC - To Authorize a Resolution to Provide an Economic Development Agreement for Project SIBO and to Provide a Standard Level One Local Incentive Grant for Investments in Years 2021 Through 2025

Chairman Philbeck introduced Mr. Hicks for comments.

Mr. Hicks advised this project will be located in the Gastonia Technology Park (GTA) on County owned property; BOC was asked to grant staff the ability to transact and sell the property in December; County will also offer them the normal Standard Level 1 Grant which will be part of the Economic Development Agreement (EDA) on the land sale.

On motion introduced by Commissioner Hovis and seconded by Commissioner Fraley, the BOC unanimously approved Resolution **2020-003** as follows:

2020-003 Commissioner Jack Brown - EDC - To Authorize a Resolution to Provide an Economic Development Agreement for Project SIBO and to Provide a Standard Level One Local Incentive Grant for Investments in Years 2021 Through 2025 as follows:

WHEREAS, Project SIBO is considering a total investment of \$10,000,000 to establish a North American Headquartered Manufacturing Facility in the City of Gastonia, including the installation of machinery and equipment; and,

WHEREAS, the firm intends to create at least fifty (50) new jobs, and expects to pay an average annual wage of \$40,000; and,

WHEREAS, North Carolina General Statute §158-7.1 authorizes a County to undertake an economic development project by providing grants for the location of industry; and,

WHEREAS, the Company's net new taxable investment would qualify for a Standard Level One Grant, based upon the Company's intention to invest \$5 million for purchase of land and construction of a new building, and installation of \$5 million in machinery and equipment for a total investment of \$10 million; and,

WHEREAS, the Gaston County Board of Commissioners finds that it is in the best interests of the County to provide a Standard Level One Grant for Project SIBO for all those net new taxable investments, and the opportunity to gain high wage skilled manufacturing jobs occurring in calendar years 2021, 2022, 2023, 2024 and 2025; and,

WHEREAS, this proposed local incentive offering will be incorporated into a detailed Economic Development agreement, between Project SIBO, the County and the City of Gastonia, so as to induce the Company to provide good job opportunities and capital investment in Gaston County which will enhance the County's ability to attract additional business and industry.

COMMISSIONER'S COURT

JANUARY 28, 2020

GASTON COUNTY, NORTH CAROLINA

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

Authorizes the Chairman of the Gaston County Board of Commissioners to execute any documents necessary to complete this Economic Development Agreement for a Standard Level One Local Incentive Grant for Project SIBO.

Chairman Philbeck called for a motion to close the Public Hearings.

On motion introduced by Commissioner Chad Brown and seconded by Commissioner Jack Brown the BOC unanimously closed the Public Hearings.

Agenda Revision/Approval

- REVISED/Commissioner Worley - Budget/Purchasing - To Accept and Appropriate a Two-Year Governor's Crime Commission Grant Awarded for the Gaston County Family Justice Center (FJC) (\$1,128,495), VII., F.

On motion introduced by Commissioner Chad Brown and seconded by Commissioner Keigher, the BOC unanimously approved the Agenda of January 28, 2020 with changes as noted above.

Approval of Minutes

On motion introduced by Commissioner Chad Brown and seconded by Commissioner Jack Brown, the BOC unanimously approved the Minutes of the Rescheduled Regular Meeting of November 12, 2019, Special Meeting of November 26, 2019, Rescheduled Regular Meeting of December 10, 2019 and the Organizational Meeting of December 10, 2019.

Citizen Recognition

Sheriff Alan Cloninger advised he represents all citizens of this County regardless of race, party and religion; asked forthcoming speakers to be respectful of others opinions; advised Law Enforcement Officers are sworn to enforce the United States Constitution and North Carolina laws; assured everyone NC gun laws are some of the best and protect law abiding citizens to possess firearms in a lawful and safe manner. He stated that he fought for the Second Amendment and worked with NC Sheriff's Association to change the law so he would not be required to provide personal information under the Freedom of Information Act; BOC believes in the Second Amendment; a majority of our citizens support the Second Amendment and that law abiding citizens should have the right to possess firearms.

Mr. David Hall, 133 Deerfield Dr., Mount Holly, NC, spoke in support of the Second Amendment; urged County to 1) implement sentences at the highest extent of the law for those that unlawfully possess and use firearms for criminal acts; 2) to consider advocacy, safety and marksmanship programs in the community and the use of County land for hunting that would set apart the criminal misuse of firearms; 3) to vote "yes" for the Resolution.

Mr. Daniel Caudill, 5715 Erin Dr., Dallas, NC, and Chairman of the Gaston County Democratic Party, advised he is a lawful gun owner; referenced the discussion at the Congressman McHenry

COMMISSIONER'S COURT

JANUARY 28, 2020

GASTON COUNTY, NORTH CAROLINA

Town Hall surrounding the El Paso shooting as a mental health issue and not a gun issue; urged County to work on Mental Health and Medicaid expansion issues to make sure citizens are mentally healthy before purchasing a gun.

Mr. David Elliott, 1226 White Ln., Gastonia, NC, spoke in support of the Second Amendment; urged BOC to adopt the Resolution.

Mr. Neemiah Papalii, 328 Rosemary Ln., Gastonia, NC, expressed concern over the erosion of rights; cited social/political issues in Venezuela; spoke in support of the Second Amendment.

Mr. Ira Roberts, 611 E. Boston Ave., Bessemer City, NC, spoke in support of the Second Amendment; urged the BOC to 1) support Resolution, 2) consider and continue lowering property taxes, 4) conduct a full audit and put tighter restrictions on recipients of County funded programs; announced he would be running for County Commission in the Crowders Mountain Township seat on March 3rd to make sure these measures are considered.

Mr. Bobby Crank, 121 Wynchester Rd., Gastonia, NC, appealed to the BOC to create harmony and not to create frenzy; noted there has been no history of removal of weapons from citizens in the County; cautioned against creating the perception that someone is trying to take rights away.

Consent Agenda

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

2020-004 Commissioner Philbeck - BOC - Revision of the Gaston County Board of Commissioners' Regular Meeting Schedule - To Relocate the February 11, 2020 Work Session to the Allan Farris Community Center, 220 S. 14th St., Bessemer City, NC as follows:

NOW, THEREFORE, BE IT RESOLVED that the Gaston County Board of Commissioners hereby relocates the February 11th BOC Work Session to the Allan Farris Community Center located at 220 S. 14th St., Bessemer City, NC at 6:00 pm.

2020-005 Commissioners Jack Brown & Philbeck - BOC - To Amend Article 2 of the By-laws of the Economic Development Commission to Add a Second Vice-Chair to the List of Officers of the EDC, and Article 3 to Revise the Reporting of Attendance at Board Meetings

2020-006 Commissioner Philbeck - BOC - Appointment of Elizabeth H. Robinson as Deputy Clerk to the Board of Commissioners as follows:

NOW, THEREFORE, BE IT RESOLVED that the Board of County Commissioners of Gaston County, North Carolina, appoints Elizabeth H. Robinson as Deputy Clerk to the Board of Commissioners, and authorizes her to serve in the absence of the Clerk to the Board, assuming all official duties and responsibilities.

2020-007 Commissioner Worley - Budget/Purchasing - To Accept and Appropriate Additional Funds for a Governor's Crime Commission Grant for Court Advocacy Services in Criminal Court (\$241,338) per Budget Change Request:

COMMISSIONER'S COURT

JANUARY 28, 2020

GASTON COUNTY, NORTH CAROLINA

Account Description	Account Number	Amount
2019 GCC Court Advocacy Services	010-02-4315-4315-420000-20557	(\$241,338)
Salary: 2019 GCC Court Advocacy Svc	010-02-4315-4315-510001-20556	\$168,734
FICA: 2019 GCC Court Advocacy Svc	010-02-4315-4315-510100-20557	\$17,524
Retirement: 2019 Court Advocacy Svc	010-02-4315-4315-510101-20557	\$14,280
Hospitalization: 2019 GCC Court Adv	010-02-4315-4315-510103-20557	\$40,800

2020-008 Commissioner Worley - Budget/Purchasing - To Accept and Appropriate a Governor's Crime Commission Grant Award for the Sheriff's Office Domestic Violence (DV) Unit Deputies (\$145,287) per Budget Change Request:

Account Description	Account Number	Amount
2019 GCC DV LE Unit Grant	010-02-4315-4315-425022-20556	(\$145,287)
Salary: 2019 DV LE Unit Grant	010-02-4315-4315-510001-20556	\$88,410
FICA: 2019 DV LE Unit Grant	010-02-4315-4315-510100-20556	\$7,254
Retirement: 2019 DV LE Unit Grant	010-02-4315-4315-510101-20556	\$12,323
401K: 2019 DV LE Unit Grant	010-02-4315-4315-510102-20556	\$475
HlthIns: 2019 DV LE Unit Grant	010-02-4315-4315-510103-20556	\$20,400
OT: 2019 DV LE Unit Grant	010-02-4315-4315-510002-20556	\$6,400
Training: 2019 DV LE Unit Grant	010-02-4315-4315-520011-20556	\$10,025

2020-009 Commissioner Worley - Budget/Purchasing - To Accept and Appropriate a Two-Year Governor's Crime Commission Grant Awarded for the Gaston County Family Justice Center (FJC) (\$1,128,495) per Budget Change Request:

Account Description	Account Number	Amount
2019 GCC Family Justice Center	010-05-4121-0000-420000-20561	(623,023)
Salaries	010-05-4121-0000-510001-	274,807
Overtime	010-05-4121-0000-510002-	5,000
FICA	010-05-4121-0000-510100-	22,547
Retirement	010-05-4121-0000-510101-	23,683
401K Contribution (LEO)	010-05-4121-0000-510102-	3,000
Health Insurance	010-05-4121-0000-510103-	55,922
Office Supplies	010-05-4121-0000-520001-	850
Program Supplies	010-05-4121-0000-520002-	5,045
Other Medical Supplies	010-05-4121-0000-520004-	1,850
Miscellaneous Expense	010-05-4121-0000-520017-	1,500
Employee Training	010-05-4121-0000-520011-	13,040
Phone Service	010-05-4121-0000-530002-	720
Other Communications	010-05-4121-0000-530003-	2,400
Professional Services	010-05-4121-0000-530010-	5,360
Legal Services	010-05-4121-0000-530011-	40,000
Building Rent	010-05-4121-0000-530027-	36,000
Equipment Rental: Ricoh	010-05-4121-0000-530030-RICOH	3,000
Equip/Furniture: < \$5,000	010-05-4121-0000-540001-	112,334
Equip/Furniture: >\$5,000	010-05-4121-0000-540002-	15,965
Shelter Donations	020-05-5582-0000-560000-08162	8,000
2019 GCC Family Justice Center	010-01-4131-0000-560000-20536	(\$8,000)

2020-010 Commissioner Worley - Budget/Purchasing - To Accept and Appropriate a Governor's Crime Commission Grant Award for Therapeutic Services to Children Who Have Witnessed Domestic and/or Family Violence (\$50,286) per Budget Change Request:

Account Description	Account Number	Amount
2019 GCC Therapeutic Svcs for Children	010-01-4131-0000-420000-20559	(\$50,286)
2019 GCC Therapeutic Svcs for Children	010-01-4131-0000-560000-20559	\$50,286

COMMISSIONER'S COURT

JANUARY 28, 2020

GASTON COUNTY, NORTH CAROLINA

2020-011 Accept and Appropriate a Governor's Crime Commission Grant for Enhanced Services for Victims of Crime (\$270,234) per Budget Change Request:

Account Description	Account Number	Amount
2019 GCC Enhanced Svcs for VOC	010-01-4131-0000-420000-20558	(\$270,234)
2019 GCC Enhanced Svcs for VOC	010-01-4131-0000-560000-20558	\$270,234

2020-012 Commissioner Philbeck - County Manager - To Accept Departmental Budget Change Requests as Information as follows:

ENTRY DATE	DEPT	ACCOUNT	DR/CR	AMOUNT
12/09/2019	Parks	010-04-6120-0000-520001-	C	\$99
12/09/2019		010-04-6120-0000-520017-	D	\$99
12/09/2019	Budget	010-01-4131-0000-520011-	D	\$2,050
12/09/2019		010-01-4132-0000-520011-	C	\$2,050
12/10/2019	Public Works	010-01-4265-4250-530022-	C	\$388
12/10/2019		010-01-4265-4250-540001-	D	\$388
12/11/2019	GEMS	010-02-4370-0000-520001-	C	\$2,200
12/11/2019		010-02-4370-0000-560000-EmpEv	D	\$2,200
12/12/2019	DSS	020-05-5491-0000-520002-	C	\$500
12/12/2019		020-05-5491-0000-520001-	D	\$500
12/12/2019	Parks	010-01-4261-0000-520002-	C	\$5,000
12/12/2019		010-01-4261-0000-520007-	D	\$5,000
12/16/2019	GEMS	010-02-4370-0000-520001-	C	\$555
12/16/2019		010-02-4370-0000-560000-CmOut	D	\$555
12/17/2019	Finance	010-01-4130-0000-530012-	C	\$3,500
12/17/2019		010-01-4130-0000-540001-	D	\$3,000
12/17/2019		010-01-4130-0000-520010-	D	\$500
12/17/2019	Health	011-05-5110-0000-520014-	C	\$6,000
12/17/2019		011-05-5110-0000-520012-	D	\$6,000
12/19/2019	GEMS	010-02-4370-0000-510001-	C	\$50,586
12/19/2019		010-02-4370-0000-540002-	D	\$50,586
12/19/2019	Police	010-02-4310-4310-520007-	C	\$20,000
12/19/2019		010-02-4310-4310-540001-	D	\$20,000
12/20/2019	Finance	010-01-4130-0000-530012-	C	\$30
12/20/2019		010-01-4130-0000-520005-	D	\$30
12/31/2019	Public Works	010-01-4265-4260-530013-	C	\$905
12/31/2019		010-01-4265-4265-520012-	D	\$905

2020-013 Commissioner Chad Brown - DHHS (Social Services Division) - To Accept and Appropriate Second Quarter Donations for Various Programs within Social Services in the Amount of \$74,020 per Budget Change Request:

Account Description	Account Number	Amount
CAC: Donations	020-05-5585-0000-415001-	(75)
Shelter Donations	020-05-5582-0000-415001-	(43,505)
Adult Services: Donations	020-05-5600-0000-415001-	(1,550)
Nutrition: Donations	020-05-5622-0000-415003-	(1,277)
Employee Activities: Donations	020-05-4790-0000-415001-18142	(3,418)
Special Programs: Donations CAC	020-05-5585-0000-560000-16282	75
Shelter Donations	020-05-5582-0000-560000-08162	43,505
Special Programs: Donations- Adult Serv	020-05-5600-0000-560000-08159	1,550
Special Programs: Donations- Nutrition	020-05-5600-0000-560000-15259	1,277
Employee Activities Donations	020-05-4790-0000-560000-18142	3,418
PSNC Energy Donations	020-05-5490-0000-415001-20036	(24,195)
PSNC Energy Donations	020-05-5490-0000-560000-20036	24,195

COMMISSIONER'S COURT

JANUARY 28, 2020

GASTON COUNTY, NORTH CAROLINA

2020-014 Commissioner Chad Brown - DHHS (Social Services Division) - Proclamation - To Proclaim the Month of January 2020 as Human Trafficking Awareness Month

2020-015 Commissioner Philbeck - Finance - To Transfer Debt Proceeds for Radio Equipment and Infrastructure from the Capital Fund to the General Fund (\$10,963,328) per Budget Change Request:

Account Description	Account Number	Amount
Fund Balance Appropriated	040-99-9900-0000-490000-	(\$10,963,328.00)
Transfer to Gen'l Fund	040-98-9800-0000-580010-	\$10,963,328.00
Transfers from CIP	010-98-9800-0000-480040-	(\$10,963,328.00)
Equip Principal: Viper System	010-02-4311-0000-550003-20044	\$10,451,319.45
Equip Interest: Viper System	010-02-4311-0000-550004-20044	\$333,244.55
Misc Exp: Viper System	010-02-4311-0000-520017-20044	\$178,764.00

2020-016 Commissioner Philbeck - Finance - To Accept the Fiscal Year Ending June 30, 2019 Gaston County Audit as Information

2020-017 Commissioner Keigher - Finance - Appropriation of Accumulated Investment Earnings from May 1, 2019 Through November 30, 2019 (\$765,646) per Budget Change Request:

Account Description	Account Number	Amount
Fund Balance Appropriated	040-99-9900-0000-4900000-	(251,232)
Investment Earnings – School Bonds	040-03-8300-0000-412011-	(483,065)
School Bonds – 10/01/06	040-03-5911-0000-540100-07269	886
School Bonds – 5/24/16	040-03-5911-0000-540100-16283	23,742
School Bonds – 9/22/17	040-03-5911-0000-540100-18137	11,987
School Bonds – 11/15/18	040-03-5911-0000-540100-19040	697,682
Fund Balance Appropriated	040-99-9900-0000-490000	(5,719)
Investment Earnings – School Build America Bonds	040-03-8300-0000-412013-	(6,970)
School Bonds – 08/08/09	040-03-5911-0000-540100-10296	12,689
Fund Balance Appropriated	040-99-9900-0000-490000-	(869)
Gaston College Bond Interest	040-03-8300-0000-412012-	(1,859)
Gaston College 2007 Bonds	040-03-5921-0000-540100-08252	2,728
Fund Balance Appropriated	025-99-9900-0000-490000-	(4,027)
Interest – Police Treasury / Justice	025-02-8300-0000-412002-	(8,307)
Drug Forfeitures – US Treasury	025-02-4310-4310-530043-10002	10,692
Drug Forfeitures – Justice	025-02-4310-4310-530044-50113	1,619
Drug Lab Supplies	025-02-4310-4310-530048-	23
Fund Balance Appropriated	025-99-9900-0000-4490000-	(289)
Interest – Sheriff Treasury / Justice	025-02-8300-0000-412004-	(448)
Drug Forfeitures – US Treasury	025-02-431504315-530043-04243	629
Drug Forfeitures – Justice	025-02-4315-4315-435002-	108
Fund Balance Appropriated	026-99-9900-0000-490000-	(706)
Interest – USUB Police	026-02-8300-0000-412006-	(1,762)
Controlled Substance Abuse Tax	026-02-4310-4310-530045-50112	2,468
Fund Balance Appropriated	026-99-9900-0000-490000-	(85)
Interest – USUB Sheriff	026-02-8300-0000-412007-	(189)
Controlled Substance Abuse Tax	026-02-4315-4315-530045-02192	274
Interest – Urgent Repair Program	010-07-8300-0000-412010-	(119)
2017 Urgent Repair Program	010-07-4935-0000-560000-18555	119

COMMISSIONER'S COURT

JANUARY 28, 2020

GASTON COUNTY, NORTH CAROLINA

2020-018 Commissioner Worley - Finance - To Approve Giving Authorization to Brandy Decker, Financial & Business Services Administrator, to Pre-Audit Gaston County Contracts

2020-019 Commissioner Keigher - Finance - Commendation - Ms. Tiffany R. Murray & Finance Staff - GFOA Certificate of Achievement for Excellence in Financial Reporting Award

2020-020 Commissioner Fraley - 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 - No Data Available; Total NCVTS Refunds - \$6,246.84) as follows:

Gaston County, North Carolina - Listing of Property Tax Refunds Less Than \$100.00 for Vehicles
To be Reported at the January 28, 2020 Board Meeting

TAXPAYER NAME	AMOUNT	TAXPAYER NAME	AMOUNT
NCVTS Refunds			
Aguilar, Rosalba Cordero	41.76	Humphries, Gary Layne	23.19
Andrews, Brian Thomas	32.34	Jessen, Stephen Charles	39.01
Andrews, Brian Thomas	10.51	Jones, Andrew Wayne	42.75
Andrews, Brian Thomas	59.62	Keovongsa, Vila A	13.72
Ashe, Dennis	63.35	Keuthan, Michael Craig	61.26
Balko, Alexander Paul	12.81	Lamacchia, Anthony Nicholas	16.50
Beer, Vernon Edward Jr.	99.61	Lanham, Betty Vause	62.37
Belt, Richard Dewayne	15.45	Lawless, Edward James	35.96
Best, Jessica Meghan	7.53	Lopez, Sherry Elizabeth	91.64
Black, Sandra Ward	42.53	McCausland, Craig Neil	1.07
Black, Troy Melvin	5.69	McSwain, Christopher Gary	58.27
Boisselle, Armand Joseph II	79.81	McVoy, Jeremiah David	66.66
Bolano, Johnny Cesar	61.94	McVoy, Jeremiah David	20.70
Bone, Jesse Virgil Jr.	59.68	Messer, Diana Lynn	7.41
Boyd, Jessica Lyn	51.07	Mitchem, Tammie Hendrix	19.20
Burns, Frank, Ambrose III	27.82	Morrow, Ruth Anna Lee	59.78
Bush, Rickie Allen	67.37	Philemon, Sherron Wesley	31.72
Byrd, Alyssa Schronce	51.83	Pruett, Brian Lee	6.02
Canady, Beverly Fax	64.29	Prunty, Marty Allen	11.74
Castro, Mainor Aguilar	41.75	Qasim, Mohammed	87.39
Chambers, Mary Thompson	23.33	RamseyPenny Huffstetler	93.10
Cherry, Betty Hager	12.88	Roberts, David Albert Jr.	26.36
Cloninger, Raymond Scott	86.11	Robinson, Bobby Jerry	56.92
Cox, Leigh Soleil Moore	30.65	Rogers, Todd Christian	31.36
Crump, Felicia Jenine	33.09	Rose, Amity Renee	29.89
Curneen, Bryan Daniel	5.31	Sanders, Melvin Douglas	0.42
Davis, Kristi Huggins	81.31	Sanders, Melvin Douglas	34.39
Davis, Shirley Crostic	10.25	Saunders, Iris Lutz	9.38
Dennis, Joseph Darrell	33.15	Self, Jerry Randall	38.96
Dobbins, Charles Jay	30.30	Simpson, Tammy Adams	43.65
Dyer, James Edward	41.95	Stevenson, Gregory Nathaniel	17.84
East, Timothy Alexander	46.44	Stiles, William Calvin Jr.	12.72
Edwards, Matthew Parkis	29.64	Stroupe, William Michael	10.68
El, Teref Nayya	50.81	Summey, William Craig	7.10
Elrod, Karen Hoosier	3.16	Teague, James Joseph	9.01
Frain, Vickie Jean	65.04	Thompson, Lee Maurice	18.76

COMMISSIONER'S COURT

JANUARY 28, 2020

GASTON COUNTY, NORTH CAROLINA

Fredette, Diane Eve	54.68	Todd, Heather Hale	52.60
Fredette, Diane Eve	19.89	Tucker, Mark Anthony	8.26
Garcia, Karen Jean	64.28	Valencia Tapia, Diana Patricia	35.93
Garvin, Ridge Devon	97.99	Vandyke, Brianna Elizabeth Marie	40.79
Grant, Jennifer Gibby	61.20	Ward, Earl Lonnie	19.97
Hawkins, Donna Long	84.26	Warden, Barbara Ann	57.33
Heavner, Sharon Helms	70.58	Weaver, Samuel Evans	21.84
Hennessee, Forrest Carroll	34.75	Weikel, Emily Rogers	65.09
Houston, Calandra Alice	37.52	Wilson, Robert Michael	39.59
Howard, Charles Joseph Jr.	93.55	TOTAL VTS REFUNDS FOR NOV 2019	<u>\$3,637.18</u>
Barrett, Michael Orlander	7.67	Marin, Marco Antonio	2.05
Basham, Richard Arlen Jr.	25.04	McElhaney, Veronica Holmes	53.20
Beheler, Timothy Duane	53.50	Meakin, Charles James	17.49
Black, Troy Melvin	10.03	Miller, Barbara Banks	71.04
Brown, Wynemah Woody	5.66	Miller, Terece Anthony	12.94
Burton, Kenneth Todd	5.52	Mitchem, John Daniel Jr.	30.61
Carpenter, Donald Lee	36.79	Nagle, Bernadine Valerie	70.48
Chaudhary, Waseem Ul-Haq	24.90	Neill, Sarah Millwood	70.29
Colligan, Casandra Jayne	71.51	Norris, Steve Henry	61.68
Cornett, Wendy Michelle	13.17	Novotny, Kimberly Anne	14.80
Dambakelis, Catherine Grace	15.41	Pariseau, Kathy Jo	47.59
Dambakelis, Catherine Grace	15.34	Payne, Debra Smith	58.69
Day, Michael Lee	25.62	Perry, Clifford James	13.97
Deely, Meredith Penegar	48.85	Placzek, Ronn William	52.22
Dennis, Joseph Darrell	31.73	Polk, Ann Letha	74.30
Dewalt, Kenneth William Jr.	72.34	Porcelli, Robert Joseph	6.60
Dewalt, Kenneth William Jr.	53.44	Putnam, Lorrie Hambrick	38.80
Duffy, Mary	18.70	Putnam, Lorrie Hambrick	41.69
Duncan, Betty Sue	24.45	Ramsey, Robert Fredrick	53.03
Dyer, James Edward	62.02	Reid, Tina Goble	5.83
Ellis, Debra Tanner	70.22	Reyes, Mary Ann	60.71
Frachey, Robin Sue	90.63	Roman, Hector	77.12
Freeman, Glenn Reid	10.57	Sherrill, Randall Lee	57.30
Friday, Barry Lynn	90.85	Southside Baptist Church	10.07
Gardin, Eva Reid	5.60	Stiwalt, Scott Daniel	49.03
Graham, Jason Alan	60.58	Tellez Corona, Telesforo Bonifacio	49.56
Green, Larry Boone	25.56	Tetmeyer, Creighton Charles	22.47
Gunter, Sabrina Marie	73.92	Tetmeyer, Creighton Charles	64.77
Hart, Shanell Sparks	24.09	Thorne, Jerry Christopher	21.72
Heisman, Nancy Rose	33.78	Walker, Harvey Samuel	35.82
Holland, Marion Louise	15.16	Zampotna, Heather Marie	11.13
Hollis, Nesbit Odell	26.37		
Hunsinger, Margaret Eskridge	35.64	TOTAL VTS REFUNDS FOR DEC 2019	<u>\$2,609.66</u>
Jenkins, Sherry Murray	42.95		
Kouris, Ty Remington	71.45	TOTAL VTS REFUNDS	<u>\$6,246.84</u>
Maddox, Anna Nicole	53.60		

2020-021 Commissioner Worley - Finance - To Correct Budget Change Request for Board Action 2019-332 Adopted at 12/10/2019 BOC Meeting (Administrative Correction) per Budget Change Request:

COMMISSIONER'S COURT

JANUARY 28, 2020

GASTON COUNTY, NORTH CAROLINA

Account Description	Account Number	Amount
Transfers to Building Services Fund	010-98-9800-0000-580012-	81,366
Transfers from General Fund	012-98-9800-0000-480010-	(81,366)
Transfers to Social Services Fund	010-98-9800-0000-580020-	95,186
Transfers from General Fund	020-98-9800-0000-480010	(95,186)

2020-022 Commissioner Chad Brown - Fire Marshal - To Approve a Certificate of Need for Union Road VFD, Inc. to Obtain Financing (\$735,000) to Purchase a 2020 Spartan/Marion Rescue Pumper Truck

2020-023 Commissioner Chad Brown - Fire Marshal - To Approve the Transfer of Accumulated Funds Realized from Past Tax Collections, Revaluation, Interest Earned, Etc. to Union Road VFD, Inc. (\$35,883.00) per Budget Change Request:

Account Description	Account Number	Amount
Fund Balance Appropriated		
*Additional Subsidies (A/S)	028-99-9900-0000-490000	(35,883.00)
Union Road VFD, Inc.	028-02-4418-0000-570007	35,883.00

2020-024 Commissioner Philbeck - Gaston Community Action - To Accept as Information the FY2020-21 Community Services Block Grant Application as filed with the Clerk to the BOC

2020-025 Commissioner Chad Brown - Human Resources - To Approve the Addition of Maternity/Paternity and Domestic Violence Policies to the Gaston County Personnel Policy Manual as follows:

WHEREAS, Gaston County believes it is important to have a Personnel Policy Manual for employees and supervisors to follow; and,

WHEREAS, it is prudent to review and revise the policy manual periodically to make sure it is understandable, consistent, and up-to-date with current law, regulations and philosophy; and,

WHEREAS, the current policy was approved effective July 1, 2010; and,

WHEREAS, new policies addressing maternity/paternity leave and domestic violence have been written; and,

WHEREAS, the Gaston County Board of Commissioners must adopt all changes to the Gaston County Personnel Policy Manual.

NOW, THEREFORE, BE IT RESOLVED that the Gaston County Board of Commissioners adopts revisions to the Gaston County Personnel Policy to be effective January 28, 2020.

2020-026 Commissioner Worley - Library - To Accept and Appropriate Additional LSTA Scholarship State Grant Funds (\$1,187) per Budget Change Request:

Account Description	Account Number	Amount
LSTA: CE Scholarship Grant	010-04-6110-6112-425119-20560	(1,187)
LSTA: CE Scholarship Grant	010-04-6110-6112-560000-20560	1,187

2020-027 Commissioner Philbeck - Planning & Development Services - Historic Preservation Commission - To Accept and Appropriate an Historic Preservation Grant Awarded by the NC Office of Archives and History and Matching Donation Funds from the Town of Dallas for the Eli Hoyle House

COMMISSIONER'S COURT

JANUARY 28, 2020

GASTON COUNTY, NORTH CAROLINA

Paint and Window Repairs Project (State Grant Funds - \$9,900; Matching Donation Funds Town of Dallas - \$4,400) as follows:

WHEREAS, the County of Gaston has been designated a Certified Local Government (CLG) by the North Carolina Department of Archives and History because of its progress in the historic preservation field; and,

WHEREAS, the Gaston County Historic Preservation Commission applied for and received an Historic Preservation Grant from the NC Office of Archives and History for the Eli Hoyle House Paint and Window Repairs project in the amount of \$9,900; and,

WHEREAS, the CLG received a matching donation in the amount of \$4,400 from the Town of Dallas; and,

WHEREAS, the total cost of the project will be \$14,300.

NOW, THEREFORE, BE IT RESOLVED that the Gaston County Board of Commissioners accepts and appropriates the grant from the North Carolina Department of Archives and the matching donation from the Town of Dallas for the Eli Hoyle House Paint and Window Repairs project.

and per Budget Change Request:

Account Description	Account Number	Amount
2019 CLG Grant: Eli Hoyle House	010-04-4910-6140-425121-20563	(\$9,900)
Donations: Town of Dallas	010-04-4910-6140-415001-20563	(\$4,400)
2019 CLG Grant: Eli Hoyle House	010-04-4910-6140-560000-20563	\$14,300

2020-028 Commissioner Worley - Sheriff's Office - To Accept and Appropriate Revenues Billed and Received from Federal Emergency Management Agency (FEMA) for Reimbursement of Policing Services Provided in September 2018 (\$33,168) per Budget Change Request:

Account Description	Account Number	Amount
Emergency Assistance:FEMA	010-02-4315-4315-425135	{33,168}
Fund Balance	010-99-9900-0000-490000	33,168

2020-029 Commissioner Worley - Sheriff's Office - Retirement Commendation - To Award the Service Side Arm and Badge to Retired Captain Joseph Clemmer

2020-030 Commissioner Fraley - Tax Collections - Pursuant to G.S. 105-381, the Tax Collector Requests that the Listed Tax Refunds be Made. (Real Estate - \$50,148.39; VTS Refunds - \$8,477.41; Grand Total - \$58,625.80) as follows:

TAXPAYER NAME	OWNER NAME	AMOUNT
DECEMBER 2019 REAL ESTATE		
Claude Luvis		\$7,500.67
Lereta		\$1,602.02
Sloan, Chris M		\$602.75
Corelogic		\$166.87
Corelogic		\$896.78
Corelogic		\$217.60
Corelogic		\$757.21
Corelogic		\$438.60
Lima One Capital		\$886.45
Lereta		\$522.00
Tiago Title		\$125.00
Servisolutions		\$2,177.61
American Homes 4 Rent		\$1,020.00
American Homes 4 Rent		\$1,020.00
American Homes 4 Rent		\$1,020.00
American Homes 4 Rent		\$1,020.00

COMMISSIONER'S COURT

JANUARY 28, 2020

GASTON COUNTY, NORTH CAROLINA

American Homes 4 Rent	\$1,020.00
American Homes 4 Rent	\$1,020.00
American Homes 4 Rent	\$1,020.00
American Homes 4 Rent	\$1,020.00
American Homes 4 Rent	\$1,020.00
American Homes 4 Rent	\$1,020.00
American Homes 4 Rent	\$1,020.00
American Homes 4 Rent	\$1,020.00
American Homes 4 Rent	\$1,020.00
American Homes 4 Rent	\$1,020.00
American Homes 4 Rent	\$1,020.00
American Homes 4 Rent	\$1,020.00
American Homes 4 Rent	\$1,020.00
American Homes 4 Rent	\$1,020.00
American Homes 4 Rent	\$1,020.00
Dr. Patricia C Dunn	\$181.00
Dr. Patricia C Dunn	\$213.94
Mable Darlene Sisk	\$274.24
Haemonetics Corp	\$540.00
Hand, Deborah L	\$196.80
Alsop, Thomas A	\$166.87
Lereta	\$2,530.14
Lereta	\$2,248.76
Lereta	\$1,618.11
Wells Fargo Bank	\$211.71
Averest Central	\$178.88
Brown, J K Jr	\$3,260.74
Norris, Trilvia	\$1,030.03
Tong, Dien H	\$1,000.00
Watkins, Eddie	\$200.00
Corelogic	\$232.69
Gaston County Tax	\$181.10
Gaston County Tax	\$206.00
Pruitt, Terry	\$240.65
Pruitt, Terry	\$163.17
TOTAL	\$50,148.39
DECEMBER 2019 VEHICLES & ETC	
TOTAL	\$0.00
DECEMBER VTS REFUNDS	
Belt, Lauren Elizabeth	\$111.88
Berggrun, Stephanie Marie	\$119.17
Bowker, Candy Janell	\$358.26
Bridges, Debra Lee	\$104.29
Church, Matthew Vaughn	\$384.33
Church, Matthew Vaughn	\$402.50
Cisneros, Genaro Adame	\$533.40
Clark, Ashley Wood	\$317.32
Clemmer, Vernon Augustus III	\$135.55
Cleveland County Tax Department	\$410.09
Ellis, Debra Tanner	\$191.25
Finger, Marjorie Russell	\$105.94
Jaffe, Stephen Glenn	\$142.24
Jenkins, Richard Scott	\$197.84
Johnson, Debra Hunn	\$228.76
Johnson, Douglas Dee	\$187.66
Keever, Molly Leonard	\$138.97
Lincoln County Tax Dept	\$279.56
Logan, Tenesia Monque	\$217.37
McSpadden , Helen Luker	\$170.11
Neill, Bryan McKinley	\$503.27
Norris, James Michael	\$123.84
Omerovic, Sulejman	\$258.72

COMMISSIONER'S COURT

JANUARY 28, 2020

GASTON COUNTY, NORTH CAROLINA

Pomeroy, Julie Elisabeth	\$114.72
Quinn, Keith Edward	\$130.86
Roupe, Carnellia June	\$231.28
Russo, Patrick Joseph	\$102.10
Sanderson, Roland Lee	\$225.56
Seeley, Shawn Clair	\$270.96
Smith, Lorenzo Andre	\$198.53
Starnes, John Patrick	\$229.66
Stilwell, Phyllis Renee	\$157.64
Usery Pettis, Kimberly Renee	\$103.39
Vandermeid, Stephen Todd	\$173.10
Wiggins, Kim Pearson	\$154.12
Wiggins, Lester Roy Jr	\$445.74
Wilson, Danny Lee	\$162.91
Young, Matthew Lee	\$154.52
TOTAL	\$8,477.41
GRAND TOTAL	\$58,625.80

Zoning Matters Non-Consent

2020-031 Commissioner Chad Brown - Planning & Development Services - Zoning Map Change: Z20-02 Oakwood Homes of Shelby, Chris Blanding (Applicant); Property Parcel: 206220, Located at 264 Upper Stanley Rd., Stanley, NC, Rezone from the (R-1) Single Family Limited Zoning District with (US) Urban Standards Overlay to the (R-2) Single Family Moderate Zoning District with (US) Urban Standards Overlay

The County Attorney read the Consistency Statement as follows: *The proposed rezoning is in the Rural Community future land plan. A Rural Community area consists primarily of residential buildings built close together near the roadway. These areas have a neighborhood look and feel. The proposed rezoning from (R-1) to (R-2) with the (US) overlay will not change the character of the community in part because it is a rezoning to another residential zone, and there is abutting (R-2) zoned property. Therefore, the proposed rezoning is consistent with the future land use plan.* The Planning Board recommended approval by a 7 to 1 vote.

Chairman Philbeck called for a motion to approve.

On motion introduced by Commissioner Keigher and seconded by Commissioner Chad Brown, the BOC unanimously approved **2020-031** after consideration of the map change application, public hearing comment and Planning Board recommendation:

- 1) The map change request is consistent with the County's approved Comprehensive Land Use Plan. The proposed rezoning is in the Rural Community future land plan. A Rural Community area consists primarily of residential buildings built close together near the roadway. These areas have a neighborhood look and feel. The proposed rezoning from (R-1) to (R-2) with the (US) overlay will not change the character of the community in part because it is a rezoning to another residential zone, and there is abutting (R-2) zoned property. Therefore, the proposed rezoning is consistent with the future land use plan.

The Commission considers this action to be reasonable and in the public interest, based on: Planning Board recommendation and compatibility with existing land uses in the immediate area. Property parcel: 206220, is hereby approved, effective with the passage of this Resolution.

COMMISSIONER'S COURT

JANUARY 28, 2020

GASTON COUNTY, NORTH CAROLINA

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

2020-032 Commissioner Jack Brown - Planning & Development Services - Zoning Map Change: Z20-03, Deana Ann West (Applicant); Property Parcel: 145718, Located at Boyd Rd., Gastonia, NC, Rezone from the (R-1) Single Family Limited Zoning District with (US) Urban Standards Overlay to the (R-2) Single Family Moderate Zoning District with (US) Urban Standards Overlay

The County Attorney read the Consistency Statement as follows: *The proposed rezoning is in the Rural Community future land plan. A Rural Community area consists primarily of residential buildings built close together near the roadway. These areas have a neighborhood look and feel. The proposed rezoning from (R-1) to (R-2) with the (US) overlay will not change the character of the community in part because it is a rezoning to another residential zone. Therefore, the proposed rezoning is consistent with the future land use plan.* The Planning Board recommended approval by a 6 to 2 vote.

Chairman Philbeck called for a motion to approve.

On motion introduced by Commissioner Chad Brown and seconded by Commissioner Jack Brown, the BOC unanimously approved **2020-032** after consideration of the map change application, public hearing comment and Planning Board recommendation:

- 1) The map change request is consistent with the County's approved Comprehensive Land Use Plan. The proposed rezoning is in the Rural Community future land plan. A Rural Community area consists primarily of residential buildings built closer together near the roadway. These areas have a neighborhood look and feel. The proposed rezoning from (R-1) to (R-2) with the (US) overlay will not change the character of the community in part because it is a rezoning to another residential zone. Therefore, the proposed rezoning is consistent with the future land use plan.

The Commission considers this action to be reasonable and in the public interest, based on: Planning Board recommendation and compatibility with existing land uses in the immediate area. Property parcel: 145718, is hereby approved, effective with the passage of this Resolution.

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

2020-033 Commissioner Philbeck - Planning & Development Services - Zoning Map Change: Z20-05 NC Department of Transportation (C. Blake Guffey, District Supervisor) (Applicant); Property Parcel: 170401 (part of), Located at Dallas Cherryville Hwy., Dallas, NC, Rezone from the (R-1) Single Family Limited Zoning District with (CH) Corridor Highway and (US) Urban Standards Overlays to the (I-2) General Industrial Zoning District with (CH) Corridor Highway and (US) Urban Standards Overlays

The County Attorney read the Consistency Statement as follows: *The proposed rezoning is in the Rural future land plan with a (US) and (CH) overlay. Rural uses are generally residential or agricultural in nature. This particular proposed rezoning is consistent with the comprehensive plan because the subject area is only approximately one-tenth of an acre in size and abuts a*

COMMISSIONER'S COURT

JANUARY 28, 2020

GASTON COUNTY, NORTH CAROLINA

much larger (1-2) parcel already in existence. No improvements can be built on the subject parcel, so such rezoning will not negatively impact the surrounding community. The Planning Board recommended approval by a unanimous vote.

Chairman Philbeck called for a motion to approve.

On motion introduced by Commissioner Keigher and seconded by Commissioner Hovis, the BOC unanimously approved **2020-033** after consideration of the map change application, public hearing comment and Planning Board recommendation:

- 1) The map change request is consistent with the County's approved Comprehensive Land Use Plan. The proposed rezoning is in the Rural future land plan with a (US) and (CH) overlay. Rural uses are generally residential or agricultural in nature. This particular proposed rezoning is consistent with the comprehensive plan because the subject area is only approximately one-tenth of an acre in size and abuts a much larger (1-2) parcel already in existence. No improvements can be built on the subject parcel, so such rezoning will not negatively impact the surrounding community.

The Commission considers this action to be reasonable and in the public interest, based on: Planning Board recommendation and compatibility with existing land uses in the immediate area. Property parcel: 170401 (part of), is hereby approved, effective with the passage of this Resolution.

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

2020-034 Commissioner Philbeck - Planning & Development Services - Zoning Text Amendment: ZTA20-01, Gaston County Planning Board (Applicant); To Consider Proposed Text Amendments to the Unified Development Ordinance (UDO): Chapter 5 (Permit and Modification Procedures): Section 5.16.6(B); Chapter 13 (Subdivision Regulations): Sections 13.2(A)(5), 13.15.3(D)

The County Attorney read the Consistency Statement as follows: *The proposed text amendment is intended to create the family exemption provision of the subdivision regulations of the UDO. These amendments will help ensure that a road maintenance agreement is in place for such subdivided property and will enable each lot to be served by an all-weather road. The family exemption provision will enable some property to be subdivided that ordinarily could not be subdivided.* The Planning Board recommended approval by a unanimous vote.

Chairman Philbeck called for a motion to approve.

On motion introduced by Commissioner Keigher and seconded by Commissioner Hovis, the BOC unanimously approved **2020-034** after consideration of the proposed amendments, public hearing comment and Planning Board recommendation. The Commission considers this action to be reasonable and in the public interest and finds the proposed amendment to be consistent with the Comprehensive Land Use Plan. The proposed text amendment is intended to create the family exemption provision of the subdivision regulations of the UDO. These amendments will help ensure that a road maintenance agreement is in place for such subdivided property and will enable each lot to be served by an all-weather road. The family exemption

COMMISSIONER'S COURT

JANUARY 28, 2020

GASTON COUNTY, NORTH CAROLINA

provision will enable some property to be subdivided that ordinarily could not be subdivided.

The Commission hereby approves the amendments to UDO Chapter 5 (Permit and Modification Procedures): Section 5.16.6(B); Chapter 13 (Subdivision Regulations): Sections 13.2(A)(5), 13.15.3(D), as filed with the Clerk to the Board to be set forth in the Gaston County Code of Ordinances and as follows:

(Chapter 5 – Permit and Modification Procedures)

SECTION 5.16.6 PROCEDURES

Procedures for application submittal are as follows:

- B. The application shall be accompanied by a plan, drawn to scale, that includes or is accompanied by the following:
 - 11. A list, if any, of all additional development conditions or standards that differs from those that would normally apply to that use. ~~Only conditions that exceed the UDO minimum standards can be considered and listed by the applicant, except those minor modifications listed in Table 5.15.1(B).~~

(Chapter 13 – Subdivision Regulations)

SECTION 13.2 ACTIVITIES THAT CONSTITUTE A SUBDIVISION

- A. For purposes of this Ordinance, "subdivision" means all division of a tract or parcel of land into two (2) or more lots, building sites, or the divisions when those divisions are created for the purpose of sale or building development (whether immediate or future) and shall include all divisions of land involving the dedication of a new street or a change in existing streets; but the following activities do not constitute a subdivision and are expressly exempt from the design and improvement standards of this Chapter:
 - 1. The combination or recombination of portions of previously subdivided and recorded lots where the total number of lots is not increased and the resultant lots are equal to or exceed the standards of the County as shown in this Ordinance;
 - 2. The division of land into parcels greater than ten (10) acres where no street right-of-way dedication is involved;
 - 3. The public acquisition by purchase of strips of land for the express purpose of widening or opening of streets;
 - 4. The division of a tract in single ownership whose entire area is no greater than two (2) acres into not more than three (3) lots, where no street right-of-way dedication is involved and where the resultant lots are equal to or exceed the standards of the County as required by this ordinance.
 - 5. *The division of land solely among members of the same family, as defined in Chapter 2 of this Ordinance under the term family member, by any method of transfer. Lots subdivided under this family exemption shall comply with Section 13.15.3(D).*

13.15.3 LOTS TO ABUT A PUBLIC STREET

Each lot shall have frontage on a public street and meet the requirements of Section 9.5, with the following exceptions:

COMMISSIONER'S COURT

JANUARY 28, 2020

GASTON COUNTY, NORTH CAROLINA

- A. Existing lots meeting the requirements set forth in Section 3.5.7; or
- B. Lots fronting on a private road meeting the requirements set forth in 13.15.2; or
- C. Proposed lots for use by single-family dwellings and individual manufactured homes that do not have frontage on a public street may be approved by the Administrator after determining the following:
 - 1. Each such resultant lot is a minimum of three (3) acres in size, outside all easements and / or right-of-ways; and
 - 2. Not more than three (3) lots served by an easement have been created out of said parent tract.
 - 3. Each such lot is provided with access to a public street by means of a recorded twenty (20) foot wide access easement; and
 - 4. Each such resultant lot is served, at a minimum, by an all weather road; defined as: a well drained travel surface composed of gravel, crusher run, or other similar material, having a center crown to prevent ponding of water on the travel surface, and have a minimum twelve (12) foot travel surface and shall be built in accordance with the Figure 13.15.3-1.
- D. ***Lots created as the result of a family exemption and which meet the following criteria:***
 - 1. ***Each resultant lot must be a minimum of one (1) acre in size; and,***
 - 2. ***Not more than five (5) lots may be created out of parent tract and served by an easement, with any subsequent lots to be approved by the Planning Board as a special exception; and,***
 - 3. ***A road maintenance agreement must be recorded with the deed or plat; and***
 - 4. ***Each resultant lot is served, at a minimum, by an all weather road; defined as: a well drained travel surface composed of gravel, crusher run, or other similar material, having a center crown to prevent ponding of water on the travel surface, and have a minimum twelve (12) foot travel surface and shall be built in accordance with the Figure 13.15.3-1.***
 - 5. ***Yearly inspections shall be made by Planning staff to ensure regulations have been met.***

Non-Consent**2020-035 Commissioners Chad Brown, Jack Brown, Fraley, Philbeck & Worley - BOC - Resolution Declaring Gaston County A Second Amendment Sanctuary**

Commissioner Philbeck introduced the motion to approve and Commissioner Keigher provided the second.

Chairman Philbeck called for discussion.

Commissioner Hovis advised he did not co-sponsor the Resolution since the BOC had already established their position and sworn an oath to uphold the US Constitution; it is great to re-emphasize the Second Amendment; it would be great to re-emphasize the entire US Constitution since constitutional rights across the board seem to be eroding; he has not met anyone that has taken the US Constitution lightly and will support the Resolution; would like for the BOC to make it a Constitutional Sanctuary.

COMMISSIONER'S COURT

JANUARY 28, 2020

GASTON COUNTY, NORTH CAROLINA

Commissioner Chad Brown advised he holds his Constitutional oath seriously; the Second Amendment is close to his heart and thanked responsible gun owners and law abiding citizens; bad guys will find ways to circumvent the law; took oath to protect the Constitution and the citizens and will vote "yes" for the Resolution.

Commissioner Fraley noted that he received a comment that he was grandstanding on this issue; he advised that support of this Resolution is taking a stand and not grandstanding; although this action does not change any laws or the enforcement thereof, it lets the citizens, that elected BOC, know where this Board stands on the rights afforded to us all by the US Constitution; the Second Amendment is under attack; BOC cannot be complacent and must take a stand at some point; the Constitution doesn't let us pick or choose whatever suits us – you either believe in the Constitution or you don't.

Chairman Philbeck advised that people in the community, via a grassroots effort, requested the Second Amendment Sanctuary Resolution by emails, phone calls, texts, etc.; the BOC received a call today from a citizen born in Cuba who fled a country that took the guns and killed their people; she urged the BOC to support the Resolution; the Resolution was not Commission-led but was requested by hundreds of citizens throughout the County and State; the Sanctuary movement started in Chicago, IL, which has one of the most strictest gun laws in the country and one of the highest murder and crime rates; when the Virginia State Legislature flipped from Republican to Democrat, one of the first things the Legislature did was introduce major gun control legislation; we can all agree there is a mental health issue but some of their red flag laws did not have any due process measures; there were laws to take citizens' guns without any due process and that is when this movement gained momentum, and is why the County is standing today on this issue. This resolution is not just symbolic; two things this Resolution establishes: 1) BOC states in this Resolution that it supports the oaths to the US Constitution and NC Constitution and 2) *"the Gaston County Board of Commissioners hereby expresses its intent to uphold the Second Amendment rights of the citizens of Gaston County and that public funds, resources, employees, buildings or offices not be used to restrict Second Amendment rights or to aid or assist in the enforcement of the unnecessary and unconstitutional restriction of the rights under the Second Amendment of the citizens of Gaston County to keep and bear arms."* He concluded that if you lose the Second Amendment you can't protect any part of the Bill of Rights.

Chairman Philbeck called for the vote, and the BOC unanimously approved **2020-035** as follows:

- WHEREAS, the Constitution of the United States is the Supreme Law of our nation; and,
- WHEREAS, the Second Amendment to the Constitution of the United States of America states: "A well-regulated Militia being necessary to the security of a free State, the right of the people to keep and bear arms shall not be infringed"; and,
- WHEREAS, the North Carolina Constitution, Article I, Section 30, states: "A well-regulated militia being necessary to the security of a free State, the right of the people to keep and bear arms shall not be infringed; and, as standing armies in time of peace are dangerous to liberty, they shall not be maintained, and the military shall be kept under strict subordination to, and governed by, the civil power. Nothing herein shall justify the practice of carrying concealed weapons, or prevent the General Assembly from enacting penal statutes against that practice; and,

COMMISSIONER'S COURT

JANUARY 28, 2020

GASTON COUNTY, NORTH CAROLINA

- WHEREAS, the Gaston County Board of Commissioners is concerned about the passage of any bill or legislation which could be interpreted as infringing the rights of the citizens of Gaston County to keep and bear arms or which may unduly restrict their right to the same; and,
- WHEREAS, the criminal misuse of firearms is not a reason to infringe the rights of law abiding citizens of Gaston County; and,
- WHEREAS, the Gaston County Board of Commissioners wishes to express its deep commitment to the rights of all citizens of Gaston County to keep and bear arms; and,
- WHEREAS, the Gaston County Board of Commissioners wishes to express opposition to any law that would unconstitutionally restrict the rights under the Second Amendment of the U.S. Constitution and under the North Carolina Constitution of the citizens of Gaston County to keep and bear arms; and,
- WHEREAS, the Gaston County Board of Commissioners wishes to express its intent to stand as a Sanctuary County for Second Amendment rights and to oppose, within the limits of the Constitutions of the United States and the State of North Carolina, any efforts to unconstitutionally restrict such rights, and to use such legal means at its disposal to protect the rights of the citizens to keep and bear arms.

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

- 1) That the Gaston County Board of Commissioners hereby expresses its intent to uphold the Second Amendment rights of the citizens of Gaston County and that public funds, resources, employees, buildings or offices not be used to restrict Second Amendment rights or to aid or assist in the enforcement of the unnecessary and unconstitutional restriction of the rights under the Second Amendment of the citizens of Gaston County to keep and bear arms.
- 2) That the Board of Commissioners hereby declares Gaston County, North Carolina, as a "Second Amendment Sanctuary."

Adopted this the 28th day of January, 2020.

2020-036 Commissioner Worley - Sheriff's Office - Appropriation of Additional Funds to House Inmates Out of County for November & December 2019 (\$31,360)

On motion introduced by Commissioner Chad Brown and seconded by Commissioner Keigher, the BOC unanimously approved **2020-036** per Budget Change Request:

Account Description	Account Number	Amount
FUND BALANCE APPROPRIATED	010-99-9900-0000-490000	{31,360}
INMATES HOUSED OUT OF COUNTY	010-02-4315-4323-530015-18126	31,360

Sheriff Alan Cloninger advised the inmate population has climbed back to 581 since his report in December; construction on the jail addition (Infill) is moving along well and hopefully the County can have some relief in March.

COMMISSIONER'S COURT

JANUARY 28, 2020

GASTON COUNTY, NORTH CAROLINA

Appointments

On motions introduced and seconded, the following individuals were unanimously reappointed to the ***Environmental Review Advisory Board***:

<u>Motion Introduced</u>	<u>Seconded</u>	<u>Appointee</u>	<u>Term Ending</u>
Commissioner Fraley	Commissioner Keigher	Mr. Jeff Howe Jr.	January 31, 2023
Commissioner Hovis	Commissioner Worley	Mr. Jason Cloninger	January 31, 2023

On motion introduced by Commissioner Fraley and seconded by Commissioner Keigher, the BOC unanimously appointed Mr. Rashuan Newton to the ***Family Advisory Board*** to an unexpired term ending September 30, 2021.

On motion introduced by Commissioner Chad Brown and seconded by Commissioner Fraley, the BOC unanimously appointed Ms. Daughtry Hopper to the ***Transportation Advisory Board*** to an unexpired term ending October 31, 2022.

On motion introduced by Commissioner Hovis and seconded by Commissioner Worley, the BOC unanimously appointed Mr. Ronald Grenier to the ***Workforce Development Board*** to an unexpired term ending May 31, 2020.

On motion introduced by Commissioner Hovis and seconded by Commissioner Worley, the BOC unanimously appointed Ms. Judy Caldwell to the ***Travel & Tourism Advisory Board*** to an unexpired term ending April 30, 2021.

On motions introduced and seconded, the following individuals were unanimously reappointed to the ***Community Child Protection Team (CCPT)***:

<u>Motion Introduced</u>	<u>Seconded</u>	<u>Appointee</u>	<u>Term Ending</u>
Commissioner Hovis	Commissioner Chad Brown	Mr. Darrell Griffin	January 31, 2024
Commissioner Hovis	Commissioner Worley	Dr. Gina Ramsey	January 31, 2024

On motions introduced and seconded, the following individuals were unanimously reappointed to the ***Child Fatality Prevention Team (CFPT)***:

<u>Motion Introduced</u>	<u>Seconded</u>	<u>Appointee</u>	<u>Term Ending</u>
Commissioner Hovis	Commissioner Chad Brown	Mr. Darrell Griffin	January 31, 2024
Commissioner Hovis	Commissioner Worley	Ms. Adrienne Hall	January 31, 2024

On motions introduced and seconded, the following individuals were unanimously appointed to the ***Juvenile Crime Prevention Council (JCPC)***:

<u>Motion Introduced</u>	<u>Seconded</u>	<u>Appointee</u>	<u>Term Ending</u>
Commissioner Hovis	Commissioner Worley	Ms. Josie Braddy	June 30, 2021 (Unexpired Term)
Commissioner Philbeck	Commissioner Fraley	Ms. Vanessa Lane	June 30, 2021 (Unexpired Term)
Commissioner Philbeck	Commissioner Fraley	Ms. Samantha Dye	June 30, 2021 (Unexpired Term)

On motions introduced and seconded, the following individuals were unanimously reappointed to the ***Planning Board***:

<u>Motion Introduced</u>	<u>Seconded</u>	<u>Appointee</u>	<u>Term Ending</u>
Commissioner Chad Brown	Commissioner Fraley	Mr. Mark Hollar	January 31, 2023
Commissioner Keigher	Commissioner Chad Brown	Mr. Randy Vinson	January 31, 2023

COMMISSIONER'S COURT

JANUARY 28, 2020

GASTON COUNTY, NORTH CAROLINA

On motions introduced and seconded, the following individuals were unanimously appointed/ reappointed to the ***SARA Local Planning Committee (LEPC)***:

<u>Motion Introduced</u>	<u>Seconded</u>	<u>Appointee</u>	<u>Term Ending</u>
Commissioner Fraley	Commissioner Chad Brown	Mr. Kevin Gordon	No Term
Commissioner Fraley	Commissioner Keigher	Mr. Jeff Cash	January 31, 2023
Commissioner Chad Brown	Commissioner Fraley	Ms. Christina Rodite	December 31, 2022 (Unexpired Term)

Commissioners Committee Reports

No reports.

County Manager's Report

The County Manager reported staff is finalizing plans for the Annual Planning Session with a target date of February 21 and several items will be on the Agenda including: a follow-up from BOC's Retreat regarding the Community Investment Fund approach; mid-year status report on budget performance for current year; high level budget priorities; and preparation of a Joint Meeting with BOC and Mecklenburg County Board of Commissioners.

County Attorney's Report

No report.

Other Matters

None.

Adjournment

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

On motion introduced by Commissioner Chad Brown and seconded by Commissioner Philbeck, the BOC unanimously adjourned the Regular Meeting of January 28, 2020 at 7:39 pm.

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

Tracy L. Philbeck, Chairman
Gaston County Board of Commissioners

Donna S. Buff
Clerk to the Board

SEAL