

**MINUTES**  
**LINCOLN COUNTY BOARD OF COMMISSIONERS**  
**MONDAY, FEBRUARY 17, 2020**

The Lincoln County Board of County Commissioners met on February 17, 2020, at the Commissioners Room, Administration Building, 353 N. Generals Blvd, Lincolnton, the regular place of meeting at 6:30 PM.

**Commissioners Present:**

Carrol Mitchem, Chair  
Richard Permenter, Vice Chair  
Milton Sigmon  
Bud Cesena  
Anita McCall

**Others Present:**

Kelly G. Atkins, County Manager  
Wesley Deaton, County Attorney  
Josh Grant, Programs Manager  
Amy Atkins, Clerk to the Board

**Call to Order:** Chairman Mitchem called the February 17, 2020 meeting of the Lincoln County Board of Commissioners to order. He called for a moment of silence and led in the Pledge of Allegiance.

**Adoption of Agenda:** Chairman Mitchem presented the agenda for the Board's approval.

**AGENDA**  
**Lincoln County Board of Commissioners Meeting**  
**Monday, February 17, 2020**  
**6:30 PM**

**Lincoln County Administration Office**  
**353 N. Generals Blvd**  
**Lincolnton, NC 28092**

Call to Order - Chairman Carrol Mitchem

Moment of Silence

Pledge of Allegiance

1. Adoption of Agenda

2. Consent Agenda
  1. Tax Requests for Releases - More than \$100
  2. Approval of Minutes
  3. VTS Refunds
3. Planning Board Recommendations - Randy Hawkins
4. Resolution #2020-03: Resolution by Governing Body of Applicant - Preferred Equipment - Don Chamblee
5. 2019 Annual Report from the Lincoln County Community Child Protection Team/Lincoln County Child Fatality Prevention Team - Sherry Reinhardt, Chair
6. Partners Update - Andrew Schrag
7. Update on Design of Westwinds Park (Adjacent to new West Lincoln Library) - John Davis, Gary Wirth
8. Public Comments
9. Purchase Agreement with Larry Clark - Don Chamblee
10. Approval of Auditor and Audit Contract for FY 21 - Deanna Rios
11. Approval and Award of Design Contract to Moseley Architects in the amount of \$875,400 for the new Emergency Services Facility - John Henry
12. Finance Officers Report
13. County Manager's Report
14. County Commissioners' Report
15. County Attorney's Report
16. Vacancies/Appointments
17. Calendar
18. Other Business

Information Only - No Action Needed  
- Register of Deeds Report  
- Property Tax Collection Report

Adjourn

**UPON MOTION** by Commissioner Cesena, the Board voted unanimously to add item 2a – Update on flooding and road damage and remove Item 4 until the March meeting.

**UPON MOTION** by Commissioner Sigmon, the Board voted unanimously to adopt the agenda as amended.

**Consent Agenda:** **UPON MOTION** by Commissioner Cesena, the Board voted unanimously to approve the Consent Agenda.

Consent Agenda

1. Tax Requests for Releases - More than \$100
2. Approval of Minutes – February 3, 2020
3. VTS Refunds

**Update on Flooding and Roads:** Bill Summers and Tim Tench gave an update on the flooding and the washed out road situation. There are 11 families that are behind the washout. Mr. Summers said they have done daily checks on the families. He said they have achieved emergency access to allow an easement and are working on an agreement. He said a walking bridge has been placed for access across the creek.

**Planning Board Recommendations:** Randy Hawkins presented the following:

**PA #49 – Brent Long, applicant** (Parcel ID# 26930) A request for sketch plan/preliminary plat approval for a 14-lot residential subdivision with new public roads. The 23.5-acre tract is located at 2399 NC 73 Highway in Ironton Township.

**The Planning Board voted 6-0 to recommend approval.**

**UPON MOTION** by Commissioner Permenter, the Board voted unanimously to approve the findings of fact as submitted by the Planning Board.

**UPON MOTION** by Commissioner Permenter, the Board voted unanimously to approve PA #49 – Brent Long, applicant based on the findings of fact approved by the Planning Board.

**CUP #415 – Frank Smith, applicant** (Parcel ID# 02701) A request for a conditional use permit to build a detached garage that would extend past the front building line of a house on a lot adjacent to Lake Norman. The 0.67-acre parcel is located at 7503 Pine Ridge Road in Catawba Springs Township.

**The Planning Board voted 6-0 to recommend approval.**

**UPON MOTION** by Commissioner Sigmon, the Board voted unanimously to approve the findings of fact as submitted by the Planning Board.

**UPON MOTION** by Commissioner Sigmon, the Board voted unanimously to approve CUP #415 – Frank Smith, applicant based on the findings of fact approved by the Planning Board.

**CUP #416 – Eric McComb, applicant** (Parcel ID# 51983, 56446, 56447, 56448, 56449, 56450, 56451, 56452, 56453, 56454, 56455 and 56456) A request for a conditional use

permit to operate a ready-mix concrete plant in the I-G (General Industrial) district. The proposed 14.4-acre site is located on Sugar Wood Lane about 1,400 feet west of N.C. 16 Business and 1,000 feet north of Mundy Road in Catawba Springs Township.

**The Planning Board voted 6-0 to recommend approval with the condition that any required sediment basin remain in place as a permanent detention pond and that it be maintained.**

**UPON MOTION** by Commissioner Cesena, the Board voted unanimously to approve the findings of fact as submitted by the Planning Board.

**UPON MOTION** by Commissioner Cesena, the Board voted unanimously to approve CUP #416 – Eric McComb, applicant based on the findings of fact approved by the Planning Board with the conditions that any required sediment basin remain in place as a permanent detention pond and that it be maintained and that this use will be subject to the terms and conditions of the Noise Ordinance now and as may be amended.

**ZMA #671 – M.C. Schroeder Company, Inc., applicant** (Parcel ID# 70347) A request to rezone a 2.2-acre lot from B-N (Neighborhood Business) to B-G (General Business). The property is located at 405 N. Pilot Knob Road, on the west side of Pilot Knob Road about 1,500 feet south of its intersection with Hagers Ferry Road, in Catawba Springs Township. **The Planning Board voted 6-0 to recommend approval.**

**UPON MOTION** by Commissioner Permenter, the Board voted unanimously approve the statement of consistency and reasonableness as submitted by the Planning Board.

**UPON MOTION** by Commissioner Permenter, the Board voted unanimously to approve ZMA #671 – M.C. Schroeder Company, Inc., applicant, based on the recommendation of the Planning Board and the statement of consistency and reasonableness.

**CZ #2020-2 – Lyfe Marine, Inc., applicant** (Parcel ID# 53779) A request to rezone a 0.49-acre lot from B-N (Neighborhood Business) to CZ B-G (Conditional Zoning General Business to permit retail sales (including sales of boat lifts and other marine products with outside display and storage), contractor's office, and other uses permitted in the B-G district. The property is located at 1873 N. NC 16 Business Highway, on the west side of N.C. 16 Business about 350 feet south of its intersection with Lake Shore Road South in Catawba Springs Township.

**The Planning Board voted 6-0 to recommend approval.**

**UPON MOTION** by Commissioner Sigmon, the Board voted unanimously approve the statement of consistency and reasonableness as submitted by the Planning Board.

**UPON MOTION** by Commissioner Sigmon, the Board voted unanimously to approve CZ #2020-2 – Lyfe Marine, Inc., applicant based on the recommendation of the Planning Board and the statement of consistency and reasonableness.

**2019 Annual Report from the Lincoln County Community Child Protection Team/Lincoln County Child Fatality Prevention Team:** Sherry Reinhardt, Chair, gave the annual report from the Lincoln County Community Child Protection Team/Lincoln County Child Fatality Prevention Team.

**Partners Update:** Andrew Schrag presented an update from Partners. For the past 5+ years, Partners has operated as a Local Management Entity-Managed Care Organization managing Medicaid, state and local dollars for Behavioral Health Services only. Under NC's Medicaid Transformation, Partners will soon operate as a Tailored Plan managing behavioral health, physical health, and pharmacy benefits for select high-need populations.

**Update on Design of Westwinds Park (adjacent to new West Lincoln Library):** John Davis introduced Gary Wirth, who updated the Board on the design of Westwinds Park.

Lincoln County has contracted Wirth and Associates to prepare master plan designs for Westwinds Park located at Shoal Road and Westwinds Road. This passive park plans include picnic/program shelter, restrooms, walking trails, multi-generational playground, reading nooks, and an open recreation green space. The purpose of this presentation is to inform the Board of Commissioners on the progress of these plans.

These are concept designs as we continue to develop final design plans along with project phasing over the coming years to fit within budget constraints.



Jennifer Sackett said they are finishing up details on the West Lincoln Library. They are looking at opening mid-March.

**Public Comments:** Chairman Mitchem opened Public Comments.

Robert Avery, 4466 Hwy. 182, spoke about districting for the County Commissioner race.

Rebecca Powell, 1130 Salem Church Road, begged the Board to find the money to do the basics of this park.

Being no additional speakers, Chairman Mitchem closed Public Comments.

**Purchase Agreement with Larry Clark:** Don Chamblee presented an agreement to purchase property for a pump station for the Reepsville Waterline project.

**UPON MOTION** by Commissioner Permenter, the Board voted 4 – 1 (Cesena against) to approve the Purchase Agreement with Larry Clark as presented.

**Approval of Auditor and Audit Contract for FY 21:** Deanna Rios presented annual contract with Martin Starnes & Associates for the annual County Financial Audit. She asked the Board's approval of the audit contract from Martin Starnes for FY 21 for \$76,725. This is for the financial audit for 6/30/20.

**UPON MOTION** by Commissioner Sigmon, the Board voted unanimously to approve the annual contract with Martin Starnes & Associates for the annual County Financial Audit.

**Approval and Award of Design Contract to Moseley Architects in the amount of \$875,400 for the new Emergency Services Facility:** John Henry presented the following information:

Purchasing issued RFQ 2019-1031 for the design of the new Emergency Services Facility. ADW, Moseley and RdM were the three shortlisted firms and each firm was interviewed on December 9, 2019. Moseley scored the highest of the three firms. Mr. Henry asked the Board to award the design contract to Moseley Architects in the amount of \$875,400.00.

**UPON MOTION** by Commissioner Cesena, the Board voted unanimously to approve and award the design contract to Moseley Architects in the amount of \$875,400 for the new Emergency Services Facility.

**Finance Officer's Report** - Deanna Rios presented the Finance Officer's Report.

**County Manager's Report:** Kelly Atkins informed the Board of a meeting with the Board of Education on February 27, 2020 at 6:30 PM.

**County Commissioners' Report:** Commissioner McCall said she was pleased to represent the Board at the Opportunity Now Summit on stage with President Trump representing the Lincoln County Board of Commissioners.

Commissioner Sigmon thanked EMS, Emergency Management and Fire Marshal for meeting with him and Commissioner Cesena about the new Emergency Services Facility. He said he appreciates county staff and their diligent work.

Commissioner Cesena said he met with Kim Phillips at HATS and unfortunately the County cannot help with them for space for the spay/neuter clinic. He asked if anyone had space they could use, please get in touch with Kim Phillips.

**Vacancies/Appointments:** **UPON MOTION** by Commissioner Cesena, the Board voted unanimously to make the following appointments:

- Community Child Protection Team
  - 1. Commissioner Cesena
- Recreation Commission
  - 1. Appoint Cody Smith (Ironton Township)

**Adjourn:** **UPON MOTION** by Commissioner McCall, the Board voted unanimously to adjourn the meeting.