

**MINUTES
LINCOLN COUNTY BOARD OF COMMISSIONERS
MONDAY, JULY 20, 2020**

The Lincoln County Board of County Commissioners met on July 20, 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
Anita McCall
Milton Sigmon
Bud Cesena

Others Present:

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

Call to Order: Chairman Mitchem called the July 20, 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, July 20, 2020
6:30 PM**

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

Call to Order - Chairman Mitchem

Moment of Silence

Pledge of Allegiance

1. Adoption of Agenda

2. Consent Agenda

1. Approval of Minutes - June 15, 2020
2. VTS Refunds
3. Tax Requests for Releases - May 16 - June 15, 2020
4. Designation of Commissioner McCall as NCACC Voting Delegate (Virtual)
5. BOA #9
6. Agreement with City of Lincolnton for Code Enforcement Services
7. Release of Performance Guarantee - Rock Creek Subdivision
8. Performance Guarantee Extension - Carolina Ridge (Trilogy at Lake Norman) Exploration Blvd - Phase 2
9. Approval of Bid Award to Shaw Industries, Inc. for Carpet Installation for Jonas Library, with a bid total of \$82,377.38
10. Road Abandonment Request from NCDOT for Clarence Beam Road
11. Approval and Acceptance of LSTA EZ Grant Funds in the amount of \$50,000
3. Public Hearing - Industrial Incentive Grant for Existing Industry - John Dancoff
4. Catawba Valley Pottery Proclamation - Fred Jarrett
5. Resolution Accepting the Tax Settlement with the Lincoln County Tax Administrator - Susan Sain
6. Bid Award for West Lincoln Library Sidewalk to Quinn Sales in the amount of \$338,731.50 - John Henry
7. Public Comments
8. Order Authorizing the Issuance and Sale by the County, not to exceed \$42,000,000 Enterprise System Revenue Bonds, Series 2020 - Deanna Rios
9. Finance Officer's Report
10. County Manager's Report
11. County Commissioners' Report
12. County Attorney's Report
13. Vacancies/Appointments
14. Other Business

Information only - No action needed

- Register of Deeds Report
- Property Tax Collection Report

~~15. Closed Session Pursuant to NCGS § 143-318.11. Closed sessions.~~

Adjourn

UPON MOTION by Commissioner Cesena, the Board voted unanimously to adopt the agenda adding 2a – Covid Update and removing Closed Session.

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

The following links can be clicked on to view the supporting documents

1. Approval of Minutes - June 15, 2020
2. [VTS Refunds](#)
3. [Tax Requests for Releases - May 16 - June 15, 2020](#)
4. [Designation of Commissioner McCall as NCACC Voting Delegate \(Virtual\)](#)
5. [BOA #9](#)
6. [Agreement with City of Lincolnton for Code Enforcement Services](#)
7. [Release of Performance Guarantee - Rock Creek Subdivision](#)
8. [Performance Guarantee Extension - Carolina Ridge \(Trilogy at Lake Norman\) Exploration Blvd - Phase 2](#)
9. [Approval of Bid Award to Shaw Industries, Inc. for Carpet Installation for Jonas Library](#), with
a bid total of \$82,377.38
10. [Road Abandonment Request from NCDOT for Clarence Beam Road](#)
11. [Approval and Acceptance of LSTA EZ Grant Funds in the amount of \\$50,000](#)

Item 2a – Update on Covid-19 from Davin Madden: Davin Madden gave a brief overview on Covid-19, thanking the County Manager, Commissioners and the team at the Health Department for their hard work.

Public Hearing - Industrial Incentive Grant for Cataler: - John Dancoff presented the Industrial Incentive Grant for Cataler.

Chairman Mitchem opened the public hearing concerning the Industrial Incentive Grant for Cataler. Being no speakers, Chairman Mitchem closed the public hearing.

UPON MOTION by Commissioner McCall, the Board voted unanimously to approve the Industrial Incentive Grant for Cataler.

**RESOLUTION TO ADOPT ECONOMIC
INCENTIVE GRANT AGREEMENT WITH Cataler
North America.**

WHEREAS, the Lincoln County Board of Commissioners verily believes that it is in the best interests of the citizens of Lincoln County to encourage and support economic development within Lincoln County through the recruitment of new industries to the County and the expansion of existing industries in the County; and

WHEREAS, (Cataler), have developed plans for expansion of their manufacturing equipment in Lincoln County; and

WHEREAS, the Board of Commissioners wishes to encourage such development by means of offering incentives to aid in such efforts;

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED AS FOLLOWS:

1. The Lincoln County Board of Commissioners hereby approves the Lincoln County Incentive Grant Agreement (attached hereto as Exhibit A and incorporated herein by reference) among Lincoln County, (Cataler).

2. The Chairman of the Board of Commissioners and the Clerk to the Board are hereby authorized to sign all necessary documents on behalf of Lincoln County in order to effectuate this transaction.

3. This resolution shall become effective upon
adoption. This 20th day of July, 2020.

Carrol Mitchem, Chairman

Lincoln County Board of Commissioners

ATTEST:

Amy Atkins, Clerk to the Board

LINCOLN COUNTY INCENTIVE GRANT AGREEMENT

NORTH CAROLINA

LINCOLN COUNTY

THIS AGREEMENT is made and entered into as of the 20th day of July, 2020 by and between LINCOLN COUNTY, a body corporate and politic (hereinafter referred to as "the County"), and Cataler North America, a North Carolina corporation (hereinafter referred to as "Cataler").

WITNESSETH:

WHEREAS, Cataler has developed plans for the installation of manufacturing equipment in Lincoln County, North Carolina;

WHEREAS, the Board of Commissioners of Lincoln County verily believes that the location of new industries and the expansion of existing industries is vital to the economic health of Lincoln County and to the welfare of its citizens; and

WHEREAS, the Board of Commissioners wishes to encourage such development by means of offering incentives to recruit new industries and to aid in expansion of existing industries; and

WHEREAS, such incentives are predicated on the notion of expanding Lincoln County's tax base and providing additional jobs for Lincoln County's citizens that pay wages higher than the current prevailing average hourly wage in the particular industry; and

WHEREAS, the Board of Commissioners has determined that it is appropriate and in the best interests of Lincoln County and its citizens to offer incentives in the form of both cash grants and assistance with making public services available; and

WHEREAS, the Board of Commissioners believes that it is appropriate and reasonable to expect Cataler to bind itself to the County to produce certain results in conjunction with the project described herein as conditions of the incentives being offered by the County;

NOW, THEREFORE, for and in consideration of the mutual promises and covenants herein set forth, the parties hereby agree as follows:

1. On or before July 20, 2020, Cataler shall begin installation of an equipment and machinery expansion in Lincoln County, North Carolina.

2. Within two years of the effective date of this agreement (said effective date being referred in item 1.), Cataler shall make an investment upon such site in building/land and/or machinery and equipment of \$12,651,430 (the expected capital investment) of which \$9,218,221 will qualify for incentives under the Lincoln County Industrial Incentive Grant Policy.

3. Within two years of the effective date of this agreement, Cataler shall provide at such site at least 4 new jobs paying average hourly wages of \$25.50 including benefits.

4. In consideration of the performance of the aforesaid obligations by Cataler, the County will provide cash grants to Cataler of \$41,412.86 per year for a five-year period. Lincoln County will pay such grants beginning in the tax year after the project's completion. Grants will be paid to Cataler within 30 days after Cataler has made its tax payment for the then-current year and has notified Lincoln Economic Development Association of the payment. This amount represents a Level II grant under the Lincoln County Industrial Development Incentive Grant Policy for New and Existing Industries.

5. Cataler shall on a no less than annual basis provide evidence satisfactory to the County of how many jobs (as provided in Paragraph 3 herein) it has maintained.

6. a. In the event that the value of the investment actually made by Cataler pursuant to this agreement is greater or less than the Expected Capital Investment then the grant will be equitably adjusted upward or downward on a pro-rata basis.

b. In the event that the number of people in qualifying jobs actually employed by Cataler pursuant to this Agreement in any year during the term of the Agreement is fewer than the Expected Number of Jobs, then the County may, in its discretion, reduce the amount of the Grant to be paid for the year (or seek reimbursement for the Grant already paid for said year) in the amount of \$1,000.00 per job shortfall.

7. Cataler specifically agrees that in the event that all or any portion of this agreement or any incentive grant or payment to be made hereunder is declared to be unconstitutional, illegal, or otherwise enjoined by a court of competent jurisdiction, Cataler shall indemnify and hold harmless Lincoln County and its Board of Commissioners, individually and collectively, from any loss or liability and shall reimburse Lincoln County by the amount of any such grant or payment.

IN WITNESS WHEREOF, the parties have hereunto set their hands and seals as of the day and year first above written.

Cataler North America

By: _____

President

LINCOLN COUNTY

By: _____

Carrol Mitchem, Chairman
Board of Commissioners

ATTEST:

Amy S. Atkins
Clerk to the Board of Commissioners

Catawba Valley Pottery Proclamation - Fred Jarrett presented background information on the Steering Committee and how they arrived at claiming the Catawba Valley Pottery tradition. He asked for the Board's approval of the Proclamation, which was read by Commissioner McCall.

Proclamation
"Home of Catawba Valley Pottery"

WHEREAS, the rich tradition of Catawba Valley Pottery is defined by its unique and exclusive presence in the Catawba Valley, now known as Lincolnton and Lincoln County; and

WHEREAS, the hand dug clay from local sources, the wood fired "groundhog" kiln, and the "wood ash" alkaline glaze used to create Catawba Valley Pottery makes it one of only three distinct and continuously surviving pottery traditions in the United States and the only one that traces its origins to China more than 2,000 years ago; and

WHEREAS, our heritage and current culture is shaped by the 18th century piedmont settlers and their need for everyday essentials which the Catawba Valley potters produced as sturdy, utilitarian stoneware vessels of clay; jugs for whiskey and syrup, churns, milk crocks, pitchers, and storage jars for meat, fruit and vegetables; and

WHEREAS, the Catawba Valley was once dotted with potting sheds and kilns as craftsman turned out vast quantities of quality wares needed by the burgeoning population in the region and the Catawba Valley potters were craftsmen in the tradition of the blacksmith and basket maker meeting the needs of farm families in this isolated area of 18th century America and includes recognizable family and place names like Seagle, Hartzog, Ritchie, Hilton, Reinhardt and Propst from its most productive 19th century time period; and

WHEREAS, Catawba Valley Pottery production almost disappeared after World War II when its utilitarian need was replaced, and the tradition was kept alive by area potters, notably 20th century potter and Lincoln County native Burlon B. Craig who worked in the Catawba Valley Pottery tradition after purchasing the Reinhardt property and kiln where he developed a talent for "face jugs" in the African-American slave folk art tradition; and

WHEREAS, Burlon Craig and his pottery achieved national and international attention, was featured in publications, added to the Smithsonian Institution collection, received the National Endowment for the Arts' National Heritage Fellowship in 1981 and helped teach, train and promote the Catawba Valley Pottery tradition; and

WHEREAS, our rich and diverse heritage is contained in the native pottery and utilitarian arts created by and for its people, through the tradition of Catawba Valley Pottery we celebrate the history of Lincoln County to help future generations understand their community's pride of place, honor their arts and acknowledge their roots; and

WHEREAS, the Catawba Valley Pottery tradition is renowned nationally and internationally and is unique in its ability to drive tourism and attract visitors to the city and county;

NOW, THEREFORE WE, the Board of Commissioners of Lincoln County, hereby proclaim Lincoln County as the "Home of Catawba Valley Pottery" and we are committed to supporting activities, events and projects that showcase the Catawba Valley Pottery tradition.

This the 20th day of July, 2020.

Lincoln County Board of Commissioners

Carrol Mitchem, Chairman

UPON MOTION by Commissioner McCall, the Board voted unanimously to approve the Catawba Valley Pottery Proclamation.

Resolution Accepting the Tax Settlement with the Lincoln County Tax Administrator -
Susan Sain presented the following:

General Statute 105-373 requires the Tax Administrator to request approval of Tax Settlement for 2019 and approval to collect taxes for 2020-2021.

She said this is the first time they have reached 99.02% collection rate and gave credit to her employees for working as a team. She said the Collections Department has gone above and beyond and recognized them by name: Amy Queen, Joyce Houser, Angela Lakey, Kelly McSwain, and Joy Whitesides. She also thanked Chris Nelson and the other employees in the Tax Department.

**RESOLUTION # 2020 : A RESOLUTION ACCEPTING THE TAX
SETTLEMENT WITH THE LINCOLN COUNTY TAX ADMINISTRATOR**

THAT WHEREAS, the Lincoln County Tax Administrator is charged with the collection of all real and personal property taxes for Lincoln County, the Fire Districts, and the City of Lincolnton.

WHEREAS, NCGS 105-373 sets out a process whereby the Tax Administrator is to settle with the Board of Commissioners on an annual basis for all taxes charged for collection and those collected and remaining uncollected at year-end; and

WHEREAS, such settlement is to take place before the Tax Administrator can be charged with the collection of the next year's tax collections; and

WHEREAS, the Tax Administrator has prepared the required Settlement and submitted it to the Finance officer for review; and

WHEREAS, the Tax Administrator has forwarded the required Settlement for approval by the Board of Commissioners;

NOW THEREFORE BE IT RESOLVED, and it is hereby RESOLVED that the Lincoln County Board of Commissioners hereby accepts and approves the Settlement of Taxes prepared by the Tax Administrator's Office, which is attached hereto and incorporated by reference into this Resolution.

Adopted this _____ day of July 2020.

Carrol Mitchem, Chair
Lincoln County Board of Commissioners

ATTEST:

Amy S. Atkins
Clerk to the Board

**Order Directing the Tax Collector
To Collect the Taxes Charged in the Tax Records and Receipts**

State of North Carolina

County of Lincoln

To the Tax Collector of the County of Lincoln:

You are hereby authorized, empowered, and commanded to collect the taxes set forth in the tax records filed in the office of the Tax Administrator and in the tax receipts herewith delivered to you, in the amounts and from the taxpayers likewise therein set forth. Such taxes are hereby declared to be a first lien upon all real property of the respective taxpayers in the County of Lincoln, and this order shall be a full and sufficient authority to direct, require, and enable you to levy on and sell any real or personal property of such taxpayers, for and on account thereof, in accordance with law.

Witness my hand and official seal, this _____ day of July 2020.

Carrol Mitchem, Chair

ATTEST:

Amy S. Atkins, Clerk to the Board

UPON MOTION by Commissioner Sigmon, the Board voted unanimously to approve the Resolution Accepting the Tax Settlement with the Lincoln County Tax Administrator and Order Directing the Tax Collector to Collect the Taxes Charged in the Tax Records and Receipts.

Bid Award for West Lincoln Library Sidewalk to Quinn Sales in the amount of \$338,731.50
John Henry presented the following:

At the May 4, 2020 meeting, Commissioners approved staff to receive bids for the sidewalk. At this meeting the base construction estimate was presented at \$340,820.00. On July 9, 2020, three bids were received. Quinn Sales was the low bidder.

Mr. Henry requested that the Board award the bid to Quinn Sales in the amount of \$338,731.50. This includes the base bid of \$300,442.17, Alternate 1 Carmanah RRFB's at Westwind Crossing \$16,848.33, Alternate 2 Middle School Connection \$5,262.00 and Alternate 3 Haul excess material \$16,179.00.

UPON MOTION by Commissioner Cesena, the Board voted unanimously to award the bid to Quinn Sales in the amount of \$338,731.50. This includes the base bid of \$300,442.17, Alternate 1 Carmanah RRFB's at Westwind Crossing \$16,848.33, Alternate 2 Middle School Connection \$5,262.00 and Alternate 3 Haul excess material \$16,179.00.

Public Comments: Chairman Mitchem opened Public Comments.

Brad Willard, said he recently1 moved to Lincoln County from across the country. He thanked the Board for approving the Second Amendment at the January meeting. He spoke about tyranny against the Constitution and respect and defending the Constitution.

Being no additional speakers, Chairman Mitchem closed Public Comments

Order Authorizing the Issuance and Sale by the County, not to exceed \$42,000,000

Enterprise System Revenue Bonds, Series 2020: Deanna Rios presented the following:

Chairman Mitchem introduced the following order, a copy of which had been made available to each Commissioner and which was read by its title:

ORDER AUTHORIZING THE ISSUANCE AND SALE BY THE COUNTY OF
LINCOLN, NORTH CAROLINA OF NOT TO EXCEED \$42,000,000
ENTERPRISE SYSTEM REVENUE BONDS, SERIES 2020 AND
AUTHORIZING THE EXECUTION AND DELIVERY OF CERTAIN
DOCUMENTS IN CONNECTION THEREWITH

BE IT ORDERED by the Board of Commissioners for the County of Lincoln, North Carolina (the “County”), as follows:

Section 1. The Board of Commissioners for the County (the “Board of Commissioners”) does hereby find and determine as follows:

(a) Pursuant to a resolution passed by the Board of Commissioners on June 15, 2020, the Finance Director of the County filed an application with the North Carolina Local Government Commission (the “Commission”) requesting, among other things, its approval of the issuance of not to exceed \$42,000,000 revenue bonds of the County (the “Bonds”) for the purpose of providing funds, with any other available funds, to (i) finance the cost of improvements to the County’s existing wastewater system, including the upgrading of the County’s wastewater treatment plant, (ii) prepay all or a portion of the County’s payment obligations with respect to its Enterprise System Revenue Bond, Series 2019, its Installment Financing Contract dated July 21, 2016 with Carolina Bank and its Promissory Note to the State of North Carolina dated December 29, 2010, and (iii) pay the other costs incurred in connection with the issuance of the Bonds.

(b) The County has also requested the Commission to sell the Bonds at private sale without advertisement.

(c) The County wants to issue not to exceed \$42,000,000 of the Bonds for the purposes described above.

(d) The County proposes to sell the Bonds to Wells Fargo Bank, National Association (the “Underwriter”) pursuant to the provisions of a Bond Purchase Agreement (hereinafter mentioned), at such prices as are determined by the Commission, subject to the approval of the County.

(e) There have been presented to the Board of Commissioners at this meeting drafts of the following documents relating to the issuance and sale of the Bonds:

(1) Third Supplemental Trust Agreement, to be dated as of August 1, 2020 (the “Supplemental Agreement”), between the County and U.S. Bank National Association as trustee (the “Trustee”), supplementing the Trust Agreement, dated as of October 1, 2018 (the “Trust Agreement”), between the County and the Trustee;

(2) Bond Purchase Agreement, to be dated as of the date of delivery thereof (the “Purchase Agreement”), among the Underwriter, the Commission and the County;

(3) Preliminary Official Statement, to be dated as of the date of delivery thereof (the “Preliminary Official Statement”), relating to the offering and sale of the Bonds.

(f) The issuance and sale of the Bonds in the manner provided in this order is in the best interest of the County.

Section 2. Capitalized words and terms used in this order and not defined herein shall have the same meanings given such words and terms in the Trust Agreement and the Supplemental Agreement.

Section 3. The actions of the Finance Director in applying to the Commission for the approval of the issuance of the Bonds in a principal amount not to exceed \$42,000,000 for the purposes described in Section 1(a) hereof are hereby ratified, confirmed and approved.

Section 4. Pursuant to the provisions of The State and Local Government Revenue Bond Act, as amended (the “Act”), including particularly Section 159-88, the Board of Commissioners hereby authorizes the issuance of the Bonds in an aggregate principal amount not to exceed \$42,000,000 for the purposes described in Section 1(a) hereof. The Bonds shall mature at such times and in such amounts as shall be set forth in the Supplemental Agreement, subject to the provisions of this order.

The Bonds shall be issued as fully registered bonds in denominations of \$5,000 or any whole multiple thereof and shall be subject to provisions of the book-entry only system for registration of the Bonds as set forth in the Supplemental Agreement. Interest on the Bonds shall be payable semiannually until the payment in full of the principal thereof. The principal of the Bonds shall be payable on August 1 of each year as described in the Supplemental Agreement with a final maturity of the Bonds not to exceed August 1, 2043.

Section 5. The Bonds shall be subject to redemption prior to maturity at the times, upon the terms and conditions, and at the prices as shall be set forth in the Supplemental Agreement.

Section 6. The proceeds of the Bonds shall be applied as provided in Section 204 of the Supplemental Agreement.

Section 7. The Bonds, together with any Parity Indebtedness issued and outstanding pursuant to the provisions of the Trust Agreement, shall be secured on a parity basis by a pledge, charge and lien upon the Net Receipts and the money and Investment Obligations held in the accounts and subaccounts of the Bond Fund and otherwise in the manner and to the extent provided in the Trust Agreement and the Supplemental Agreement.

Section 8. The proposal of the Underwriter set forth in the Purchase Agreement offering to purchase the Bonds at the aggregate purchase price and bearing interest at the rates determined by the Commission and approved by the County as hereinafter provided is hereby approved. The Commission is hereby directed to sell and award the Bonds to the Underwriter on behalf of the County, subject to the approval of the County, in accordance with the terms and provisions set forth in the Purchase Agreement. The County Manager or the Finance Director is hereby designated to approve on behalf of the County the sale of the Bonds to the Underwriter at such interest rates, for such purchase price and upon such other terms and conditions (including the presence or absence of credit enhancement and the terms thereof) as the County Manager or the Finance Director shall determine, subject to the provisions of this order. The County Manager or the Finance Director is hereby authorized and directed in the name and on behalf of the County to execute and deliver the Purchase Agreement in substantially the form presented, together with such changes, additions and deletions as the County Manager or the Finance Director, with the advice of counsel, may deem necessary or appropriate, such execution and delivery to be conclusive evidence of the approval and authorization in all respects of the form and content thereof.

Section 9. The form, terms and provisions of the Supplemental Agreement are hereby approved, and the Chair of the Board of Commissioners, the County Manager and the Clerk to the Board of Commissioners or any Deputy Clerk to the Board of Commissioners are hereby authorized to execute and deliver the Supplemental Agreement in substantially the forms presented, together with such changes, additions and deletions as the Chair of the Board of Commissioners, the County Manager and the Clerk to the Board of Commissioners or any Deputy Clerk to the Board of Commissioners, with the advice of counsel, may deem necessary or appropriate, including, without limitation, changes, additions and deletions necessary to incorporate the final terms of the Bonds as set forth in the Purchase Agreement and to incorporate certain terms and provisions required by any rating agency, bond insurer or provider of debt service reserve insurance, such execution and delivery to be conclusive evidence of the approval and authorization in all respects of the form and content thereof.

Section 10. The Preliminary Official Statement relating to the offering for sale of the Bonds is hereby approved. The County hereby authorizes the use and distribution of the Preliminary Official Statement in substantially the form presented, together with such changes, additions and deletions as the Chair of the Board of Commissioners, the County Manager or the

Finance Director, with advice of counsel, may deem necessary or appropriate. The County authorizes and consents to the preparation and distribution of a final Official Statement, in substantially the form of the Preliminary Official Statement, together with such changes as are necessary to reflect the final terms of the Bonds. The Chair of the Board of Commissioners, the County Manager or the Finance Director is hereby authorized and directed to execute, if applicable, and deliver the final Official Statement, in substantially the form of the Preliminary Official Statement, together with such changes, additions and deletions as the Chair of the Board of Commissioners, the County Manager or the Finance Director, with the advice of counsel, may deem necessary or appropriate, such execution, if applicable, and delivery to be conclusive evidence of the approval and authorization in all respects of the form and content thereof.

Section 11. The Chair of the Board of Commissioners, the County Manager, the Finance Director, the Clerk to the Board of Commissioners and the County Attorney, or any of them or their deputies, are authorized and directed (without limitation except as may be expressly set forth in this order) to take such other actions and to execute and deliver such certificates, agreements, instruments, opinions or other documents as they, with the advice of counsel, may deem necessary or appropriate to effect the transactions contemplated by this order, the Trust Agreement, the Supplemental Agreement or the Purchase Agreement.

The officers of the County and the agents and employees of the County are hereby authorized and directed to do all acts and things required of them by the provisions of this order, the Bonds, the Trust Agreement, the Supplemental Agreement or the Purchase Agreement for the full, punctual and complete performance of the terms, covenants, provisions and agreements of the same.

Section 12. The issuance and sale of the Bonds is hereby approved subject to the terms and conditions set forth in this order.

Section 13. This order shall take effect immediately upon its passage.

Upon motion of Commissioner Sigmon, seconded by Commissioner Cesena, the foregoing order was adopted by the following vote:

Ayes: Commissioners Carrol Mitchem, Richard Permenter, Anita McCall, Milton Sigmon, Bud Cesena

Noes: N/A

Finance Officers Report: Deanna Rios presented the Finance Officer's Report.

County Manager's Report: Kelly Atkins said staff met with Rafetelis and Davenport, for a Ratings call. He announced the official hiring of Ben Cohen, the new IT Director. Mr. Atkins said he is currently working on Emergency Management Director and should make an announcement soon.

Mr. Atkins said the August 3 meeting will be held at Citizens Center will begin at 3:30 PM and will be primarily zoning cases.

County Commissioners Report: Commissioner Cesena said he was contacted by Kim Phillips with HATS who needs a building to transport dogs and cats for spay/neuter use. Fire Station #2 abandoned by the City and was part of it was given to the Fire Marshal for their use. Commissioner Cesena thanked Mr. Zickefoose for allowing use of this facility by HATS 2 days per month.

County Attorney's Report: Wesley Deaton gave an update on the Opioid Litigation.

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

1. Planning Board

- Move Bob Shugarman from At Large to Catawba Springs Township
- Move Doug Tallent from At Large to Lincolnton Township
- Appoint Jenni Boyles to Planning Board – At Large
- Appoint Jeff Pariano to Planning Board – At Large
- Reappoint Keith Gaskill to Ironton Township

2. Gaston College Board of Trustees

- Reappoint Tim Smith

3. Recreation Commission

- 1. Appoint Dr. Lory Morrow

4. Airport Authority

- 1. Appoint Jennifer Hames (County rep that lives in City)

5. Library Board of Trustees – At Large

- 1. Kelly Withrow

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

Amy S. Atkins, Clerk
Board of Commissioners

Carrol Mitchem, Chairman
Board of Commissioners