

**MINUTES**  
**LINCOLN COUNTY BOARD OF COMMISSIONERS**  
**MONDAY, SEPTEMBER 9, 2002**

The Lincoln County Board of County Commissioners and the Planning Board met in a joint session with the Planning Board on September 9, 2002 at the Citizens Center, Commissioner's Room, Third Floor, 115 West Main Street, Lincolnton, North Carolina, the regular place of meeting at 6:30 PM.

**Commissioners Present:**

Jerry W. Cochrane, Chairman  
Beth Saine, Vice Chair  
Thomas R. Anderson, PE  
Larry S. Craig  
David P. Choate

**Planning Board Members Present:**

Mike Baker, Vice Chairman  
Dean Lutz  
Stanley Roseboro  
John Pagel  
Terry Whitener

**Others Present:**

Stan B. Kiser, County Manager  
Jeffrey A. Taylor, County Attorney  
Amy S. Long, Clerk to the Board  
Kelly Atkins, Director of BALD  
Randy Hawkins, Zoning Administrator  
Leon Harmon, Finance Director

**Call to Order:** Chairman Cochrane called the September 9, 2002 meeting of the Lincoln County Board of Commissioners to order and welcomed everyone present.

Chairman Cochrane gave the invocation and led in the Pledge of Allegiance.

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

**UPON MOTION** by Commissioner Craig, the Board voted unanimously to adopt the agenda moving the Litter Sweep to Item 13a.

**AGENDA**

**LINCOLN COUNTY BOARD OF COMMISSIONERS**

**PUBLIC HEARINGS**

**SEPTEMBER 9, 2002**

|    |         |   |
|----|---------|---|
|    | 6:30 PM | Call to Order                           |
|    | 6:31 PM | Invocation                              |
|    | 6:34 PM | Pledge of Allegiance                    |
| 1. | 6:35 PM | Adoption of Agenda                      |
| 2. | 6:36 PM | Approval of Minutes                     |
|    |         | - August 19, 2002                       |
|    |         | - August 28, 2002                       |
| 3. | 6:40 PM | New Business/Advertised Public Hearings |

ZMA #424 Paul Sisk, applicant (Parcel ID# 52888) The applicant is requesting to rezone one acre from Neighborhood Business (B-N) to Residential Suburban (R-S). The property is located at 2259 Gastonia Hwy., Lincolnton. It is part of a 12.9-acre parcel, the remainder of which is zoned Residential Suburban.

CUP #207 Crystal Smith, applicant (Parcel ID# 18169) The applicant is requesting a conditional use permit in order to construct a private residential quarters, an accessory dwelling not rented or occupied for gain, in the Residential Suburban (R-S) district. The 1.44-acre parcel, owned by Roger Glance, is located at 2954 Laboratory Road, Lincolnton.

ZMA #425 John Rollins, applicant (Parcel ID# 18601) The applicant is requesting to rezone a 1.24-acre parcel from Residential Suburban (R-S) to General Business (B-G). The property is located at 3203 Gastonia Hwy., Lincolnton.

ZMA #426 Reginald Robinson, applicant (Parcel ID# 50840 and 50862) The applicant is requesting to rezone 0.47 acres from Residential Suburban (R-S) to Neighborhood Business (B-N). The property is located at 1139 Buffalo Shoals Road, Lincolnton.

CUP #208 John Vanderbilt, applicant (Parcel ID# 70421) The applicant is requesting a conditional use permit for a private residential quarters, a detached garage with a guest room, in the Residential Suburban (R-S) district. The 0.73-acre parcel is located at 130 Fox Crossing Court, Denver, in the Hunters Bluff subdivision.

ZMA #427 Brocato LLC (Parcel ID# 74804) The applicant is requesting to rezone a 2.5-acre parcel from Planned Mixed Use (P-MU) to General Business (B-G). The property is located on the south side of Highway 73, a quarter mile east of Highway 16, in Catawba Springs Township.

CUP #209 AT&T Wireless, applicant (Parcel ID# 26381) The applicant is requesting a conditional use permit in order to erect a 200-foot telecommunication tower in the Transitional Residential (R-T) district on a 69-acre tract of land located on Vesuvius Furnace Road in Ironton Township and owned by Raymond and Valerie Wilkinson.

ZMA #428 Norman Plantation Inc., applicant (Parcel ID# 34517) The applicant is requesting to rezone a 8.19-acre parcel from NeighborhoodBusiness (B-N) to General Business (B-G). The property is located on the west side of Highway 16, three-tenths of a mile north of Highway 73, in Catawba Springs Township.

4. 7:55 PM Highway 16 Recommendations
5. 8:05 PM Public Hearing on a Proposed Ordinance to Allow Lincoln County to Regulate and Enforce Restrictions on Water Usage in the County During Times of Shortage
6. 8:15 PM Public Hearing on a Proposed Ordinance and Agreement to Award a Franchise for the Operation of a Construction and Demolition Debris Landfill to BFI
7. 8:25 PM Fall Litter Sweep 2002 – Erma Deen Hoyle
8. 8:30 PM Bids for Roll-off Truck – John Avery
9. 8:40 PM Request for Vehicle – Stan Kiser
10. 8:50 PM Resource Conservation and Development Presentation – Sylvia Wallace
11. 9:00 PM Voluntary Agricultural District Ordinance – Ron Bost
12. 9:10 PM LEPC Bylaws – Susan Spake
13. 9:20 PM Courthouse Antennae Discussion – Susan Spake
14. 9:30 PM West Nile Update – Maggie Dollar
15. 9:40 PM Pathways Resolutions

|         |          |  |
|---------|----------|--|
| 16.     | 9:50 PM  | Centralina Council of Government Proposal Concerning Regional Water Plan |
| 17.     | 10:00 PM | Contract Amendment – Water Plant Expansion                               |
| 18.     | 10:10 PM | Other Business   |
| Adjourn |          |  |

**Approval of Minutes – August 19, 2002 and August 28, 2002:** Chairman Cochrane presented the minutes of the August 19, 2002 and August 28, 2002 meetings for the Board's approval.

**UPON MOTION** by Commissioner Anderson, the Board voted unanimously to approve the August 19, 2002 and August 28, 2002 minutes with the following change to the August 28, 2002 minutes:

Pg. 4:  
Steve Gilbert is ~~authorized~~ **directed** to contact Cherryville....

**New Business: Advertised Public Hearings:** Chairman Cochrane announced that this was the date, Monday, September 9, 2002 and the time, which was advertised in the *Lincoln Times-News* on Friday, August 30, 2002, and Friday, September 6, 2002.

The Lincoln County Board of Commissioners and Planning Board will hold a joint meeting and public hearing on Monday, September 9, 2002, at 6:30 p.m. to consider the following zoning-related matters:

ZMA #424 Paul Sisk, applicant (Parcel ID# 52888) The applicant is requesting to rezone one acre from Neighborhood Business (B-N) to Residential Suburban (R-S). The property is located at 2259 Gastonia Hwy., Lincolnton. It is part of a 12.9-acre parcel, the remainder of which is zoned Residential Suburban.

CUP #207 Crystal Smith, applicant (Parcel ID# 18169) The applicant is requesting a conditional use permit in order to construct a private residential quarters, an accessory dwelling not rented or occupied for gain, in the Residential Suburban (R-S) district. The 1.44-acre parcel, owned by Roger Glance, is located at 2954 Laboratory Road, Lincolnton.

ZMA #425 John Rollins, applicant (Parcel ID# 18601) The applicant is requesting to rezone a 1.24-acre parcel from Residential Suburban (R-S) to General Business (B-G). The property is located at 3203 Gastonia Hwy., Lincolnton.

ZMA #426 Reginald Robinson, applicant (Parcel ID# 50840 and 50862) The applicant is requesting to rezone 0.47 acres from Residential Suburban (R-S) to Neighborhood Business (B-N). The property is located at 1139 Buffalo Shoals Road, Lincolnton.

CUP #208 John Vanderbilt, applicant (Parcel ID# 70421) The applicant is requesting a conditional use permit for a private residential quarters, a detached garage with a guest room, in

the Residential Suburban (R-S) district. The 0.73-acre parcel is located at 130 Fox Crossing Court, Denver, in the Hunters Bluff subdivision.

ZMA #427 Brocato LLC (Parcel ID# 74804) The applicant is requesting to rezone a 2.5-acre parcel from Planned Mixed Use (P-MU) to General Business (B-G). The property is located on the south side of Highway 73, a quarter mile east of Highway 16, in Catawba Springs Township.

CUP #209 AT&T Wireless, applicant (Parcel ID# 26381) The applicant is requesting a conditional use permit in order to erect a 200-foot telecommunication tower in the Transitional Residential (R-T) district on a 69-acre tract of land located on Vesuvius Furnace Road in Ironton Township and owned by Raymond and Valerie Wilkinson.

ZMA #428 Norman Plantation Inc., applicant (Parcel ID# 34517) The applicant is requesting to rezone a 8.19-acre parcel from Neighborhood Business (B-N) to General Business (B-G). The property is located on the west side of Highway 16, three-tenths of a mile north of Highway 73, in Catawba Springs Township.

The public is invited to attend this meeting, which will be held in the Commissioners Room on the third floor of the Citizens Center, 115 W. Main Street, Lincolnton, N.C. For more information, contact the Department of Building and Land Development at (704) 736-8440.

**Zoning Map Amendment No. 424 – Paul Sisk, applicant:** Randy Hawkins, Zoning Administrator, presented the following information concerning Zoning Map Amendment No. 424 – Paul Sisk, applicant.

The applicant is requesting to rezone one acre from Neighborhood Business (B-N) to Residential Suburban (R-S). This property, which includes a house, was rezoned from Residential Suburban to Neighborhood Business in January 1998 to accommodate an exterminating business. Bugg Busters has since moved to another location, and the property owners want to return the house to residential use.

The property is located at 2259 Gastonia Hwy., Lincolnton. It is part of a 12.9-acre parcel, the remainder of which is zoned Residential Suburban. The larger parcel is surrounded by property zoned Residential Suburban.

Mr. Hawkins stated that he had one call from a property owner in the area who was in favor of this request.

Chairman Cochrane opened the public hearing concerning Zoning Map Amendment No. 424 – Paul Sisk, applicant.

Being no one wishing to speak, Chairman Cochrane declared the public hearing closed.

**Conditional Use Permit No. 207 – Crystal Smith, applicant:** Having been sworn by the Clerk, Randy Hawkins, Zoning Administrator, presented the following information concerning Conditional Use Permit No. 207 – Crystal Smith, applicant.

The applicant is requesting a Conditional Use Permit in order to construct a private residential quarters, an accessory dwelling not rented or occupied for gain, in the

Residential Suburban (R-S) district. The accessory unit would be occupied by her parents.

The 1.44-acre parcel is located at 2954 Laboratory Road, Lincolnton, and is owned by the applicant's father. It is surrounded by Residential Suburban.

Chairman Cochrane opened the public hearing concerning Conditional Use Permit No. 207 – Crystal Smith, applicant.

**Crystal Smith** stated that she is just wanting this as a house for her parents to live in since they are getting older.

Being no additional speakers, Chairman Cochrane declared the public hearing closed.

**Zoning Map Amendment No. 425 – John Rollins, applicant:** Randy Hawkins, Zoning Administrator, presented the following information concerning Zoning Map Amendment No. 425 – John Rollins, applicant.

The applicant is requesting to rezone a 1.24-acre parcel from Residential Suburban (R-S) to General Business (B-G).

The property is located at 3203 Gastonia Hwy., Lincolnton. It is adjoined on the east by property zoned General Business and on the south, west, and north by property zoned Residential Suburban.

Chairman Cochrane opened the public hearing concerning Zoning Map Amendment No. 425 – John Rollins, applicant.

**John Rollins** stated that he will be running a garage at this facility Monday through Saturday, closed Sundays. He stated that he currently rents a facility in High Shoals and would like to move to this location. Mr. Rollins presented pictures of what the facility will look like.

Being no additional speakers, Chairman Cochrane declared the public hearing closed.

**Zoning Map Amendment No. 426 – Reginald Robinson, applicant:** Randy Hawkins, Zoning Administrator, presented the following information concerning Zoning Map Amendment No. 426 – Reginald Robinson, applicant.

The applicant is requesting to rezone 0.47 acres from Residential Suburban (R-S) to Neighborhood Business (B-N).

The property is located at 1139 Buffalo Shoals Road, Lincolnton. It is surrounded by property zoned Residential Suburban.

Mr. Hawkins stated that there is an existing building on the property that the applicant has renovated. Years ago, this building was a business.

Commissioner Craig stated that the applicant applied for and received two major variances for this property.

Commissioner Anderson stated that this is a fairly small parcel. He asked how far it is to other business-zoned land.

Mr. Hawkins stated that it is around ½ mile to the next business.

Chairman Cochrane opened the public hearing concerning Zoning Map Amendment No. 426 – Reginald Robinson, applicant.

**Herbert Forney**, 1158 Buffalo Shoals Road, stated that he is here on behalf of Reggie Robinson. He stated that Mr. Robinson is a real nice guy and has done a tremendous job. He doesn't think anyone in the community objects to this.

**Emma Nixon** stated that she lives of McLean Trail. She stated that she knows Reggie and he has improved the property. Everyone wants the store to be opened. She stated that Mr. Robinson has spent time, effort and money. She asked the Board to rule on behalf of Reggie Robinson.

**Aaron Franks**, 1442 Buffalo Shoals Road, stated that when he moved there, there was a business there. He stated that they need places like this in their community. He stated that he takes his hat off to Reggie and gives his full support. Mr. Franks asked for a little encouragement and support.

**Reggie Robinson** stated that he lives at 1139 Buffalo Shoals Road. He presented pictures of the building to the Board. He stated that he and his wife saved money for 3 years to do this project. He stated that he has been with Mohican for 23 years and it is not looking good. He and his wife came up with this idea.

Being no additional speakers, Chairman Cochrane declared the public hearing closed.

**Conditional Use Permit No. 208 – John Vanderbilt, applicant:** Having been sworn by the Clerk, Randy Hawkins, Zoning Administrator, presented the following information concerning Conditional Use Permit No. 208 – John Vanderbilt, applicant.

The applicant is requesting a Conditional Use Permit for a private residential quarters, a detached garage with a guest room. A private residential quarters requires a conditional use permit in the Residential Suburban (R-S) district.

The 0.73-acre parcel is located at 130 Fox Crossing Court, Denver, in the Hunters Bluff subdivision. It is adjoined on the north and east by property zoned Residential Single-Family (R-SF) and on the south and west by property zoned Residential Suburban.

Mr. Hawkins stated that this structure has already been built. He stated that there was a misunderstanding or miscommunication when permits were issued. At final inspection,

the inspector saw that this contained a living quarters and would need a Conditional Use Permit.

Chairman Cochrane opened the public hearing concerning Conditional Use Permit No. 208 – John Vanderbilt, applicant.

**John Vanderbilt** stated that he did some legwork to make sure he could put this building there. The contractor got the permits on this and thought they did everything they had to do. They had no clue until final inspection that there was a problem. Mr. Vanderbilt stated that there is a significant sum of money tied up in this structure. He stated that his neighbors did not have any problems with this. He presented pictures of the building. Mr. Vanderbilt stated that there will be an extreme financial hardship if this is not approved at this point.

Being no additional speakers, Chairman Cochrane declared the public hearing closed.

**Zoning Map Amendment No. 427 – Brocato, LLC, applicant:** Randy Hawkins, Zoning Administrator, presented the following information concerning Zoning Map Amendment No. 427 – Brocato, LLC, applicant.

The applicant is requesting to rezone a 2.5-acre parcel from Planned Mixed Use (P-MU) to General Business (B-G). This parcel was rezoned from Transitional Residential (R-T) to Planned Mixed Use in 1997 as part of the Waterside Crossing rezoning, but it wasn't included in the development.

The property is located on the south side of Highway 73, a quarter mile east of Highway 16. It is adjoined on the north by property zoned General Business and on the east and south by property zoned Transitional Residential (R-T).

Chairman Cochrane opened the public hearing concerning Zoning Map Amendment No. 427 – Brocato, applicant.

**David Tench** stated that he is concerned that the property was not in the original scope of the Waterside Crossing. Somehow the property was changed and he did not get the letter. He stated that he took 2 years off of work to build his son's house and he has a really nice house. He pointed out how the property goes out in a V and how he thinks the setback should be from the offset. He stated that they are lifelong residents of Lincoln County, have nice homes, and would like to keep it that way.

Being no additional speakers, Chairman Cochrane declared the public hearing closed.

**Zoning Map Amendment No. 428 – Norman Plantation, applicant:** Randy Hawkins, Zoning Administrator, presented the following information concerning Zoning Map Amendment No. 428 – Norman Plantation, applicant.

The applicant is requesting to rezone a 8.19-acre parcel from Neighborhood Business (B-N) to General Business (B-G). This would allow a medical office park with a gross floor area of up to 150,000 square feet as a permitted use by right.

The property is located on the west side of Highway 16, three-tenths of a mile north of Highway 73. It is joined on the east by property zoned Neighborhood Business, on the south by property zoned Transitional Residential (R-T), on the west by property zoned Residential Suburban (R-S), and on the north by property zoned Residential Single-Family (R-SF) and Neighborhood Business.

Chairman Cochrane opened the public hearing concerning Zoning Map Amendment No. 428 – Norman Plantation, applicant.

**Doug Core** stated that he is with Norman Plantation and is here to answer any questions. He stated that their plan is to do three 25,000 square foot buildings there.

**Orville Whitcamp** stated that he would like to know the impact of paving that much property, how the buildings will be laid out, and if there are any restrictions.

Being no additional speakers, Chairman Cochrane declared the public hearing closed.

**Highway 16 Recommendations:** Randy Hawkins stated that the Highway 16 Committee held a number of meetings last year to consider a future use and appearance of existing Highway 16. The committee approved a report on Dec. 11, 2001, that included a set of recommendations. Some of the recommendations involved possible zoning regulations. After examining similar regulations adopted by other local governments, staff drafted a proposal to implement the committee's recommendations.

The proposal was reviewed by the Lincoln County Planning Board, which suggested some minor changes and additions. The proposal was submitted to committee members on July 30, 2002. The committee members who were present voted to remove the landscaping requirement and the prohibition of chain link fences, but to leave in the portions dealing with driveways, parking areas and building facades.

The proposal closely followed the originally approved recommendations of the committee. Each item was voted on individually. The minutes from the Dec. 11 meeting show that all four of the zoning items (landscaping, fences, driveways, facades) were approved unanimously (10-1).

At the July 30 meeting, the committee members present voted 3-1 to delete the landscaping requirement and 3-2 to delete the fence prohibition. (Several members who participated in the Dec. 11 meeting weren't present at the July 30 meeting.) Committee members also voted to endorse two suggestions for providing incentives for businesses to provide landscaping-reducing setbacks and reducing parking requirements.

Chairman Cochrane recommended having the Planning Board consider this and come back with recommendations.

Commissioner Craig asked the Planning Board to take into consideration the plan that the Highway 16 Committee came up with and not re-write the plan.

The Planning Board reconvened to the 2<sup>nd</sup> floor balcony.

Chairman Cochrane called for a short recess.

Chairman Cochrane called the meeting back to order.

**Public Hearing on a Proposed Ordinance to Allow Lincoln County to Regulate and Enforce Restrictions on Water Usage in the County During Times of Shortage:** Jeff Taylor reviewed the proposed Ordinance with the Board.

**UPON MOTION** by Commissioner Choate, the Board voted unanimously to delay the Public Hearing until October 7, 2002 at 7 PM.

**Public Hearing on a Proposed Ordinance and Agreement to Award a Franchise for the Operation of a Construction and Demolition Debris Landfill to BFI:** Jeff Taylor stated that this Ordinance is not ready yet. He asked for it to be deferred.

**UPON MOTION** by Commissioner Craig, the Board voted unanimously to defer the Public Hearing until October 7, 2002 at 7:15 PM.

**Bids for Roll-off Truck:** John Avery, Director of Solid Waste, stated that a bid opening was held August 29, 2002 at 2pm for a roll-off truck. He recommended the low bid of \$91,942.62 from Cavalier Equipment Corp. for the purchase of a 2003 Volvo Roll-Off Truck.

**UPON MOTION** by Commissioner Saine, the Board voted unanimously to approve the low bid of \$91,942.62 from Cavalier Equipment Corp. for the purchase of a 2003 Volvo Roll-Off Truck.

**Request for Vehicle – Stan Kiser:** Stan Kiser, County Manager, presented requests for vehicles from Soil and Water Conservation and the Fire Marshal. He recommended replacing the emergency vehicle for the Fire Marshal and transferring the Fire Marshal's current vehicle to Soil and Water. A new vehicle could be purchased by Soil and Water during the budget process if problems persist with this vehicle.

Stan Kiser reviewed the off-budget expenditures so far this year. There is close to \$1.7 million in budgeted funds that we probably will not get from the State.

Chairman Cochrane suggested deferring any off budget expenses until October 7 or later.

It was the consensus of the Board to defer action on this.

**Resource Conservation and Development Presentation:** Sylvia Wallace, Chair of the LNRC, gave a presentation on the Resource Conservation and Development Program Assistance. The Resource Conservation and Development Program (RC&D) is a natural resource and community development assistance program of the United States Department of Agriculture. The Natural Resources Conservation Service administers it. It is only available to counties who are active members of a regional RC&D Area and the

Area's governing Council. Regional RC&D Councils are supported by local sponsors and are authorized by the USDA. Lincoln County, as well as six other counties in the region, Gaston, Mecklenburg, Union, Stanly, Cabarrus and Rowan, are currently not eligible for RC&D Program Assistance.

To receive authorization for RC&D program assistance, an application must be filed by local sponsoring organizations with the US Secretary of Agriculture requesting the approval of a new RC&D Area. For Lincolnton and Lincoln County to be eligible for program assistance, Lincoln County would join other interested regional counties (Gaston, Mecklenburg, Union, Stanly, Cabarrus, and Rowan) in submitting an application for approval for the formation of a new RC&D Area, to be named the South Central Piedmont Resource Conservation and Development Area.

Upon approval of the application, Federal funding will be provided to: (1) hire a full-time RC&D Coordinator for the area; (2) hire a half-time administrative assistant; (3) provide an office, equipment and support services. (A provision for payment of 25% on a cost share basis for technical assistance for projects has been theoretically agreed to but is not funded at the present time.)

The governing Council of the South Central Piedmont RC&D Area would consist of three persons from each county in the Area, preferably two members from the county and city commissioners, planning boards or other governing body, and one interested citizen.

Dues set by Councils in North Carolina range from \$500.00 to \$3000.00 per year, with \$750.00 being the norm. Dues cover the Council's operating expenses. One North Carolina RC&D Council has decided to assess no dues until money is actually received for a project in their area.

Examples of projects that could be proposed for Lincolnton and Lincoln County are: 1) Funding for Rails-to-Trails and Greenway projects; 2) Funding for Development of Ramsuer's Battle as a historic park and tourist site; 3) Development of a Pottery and Arts and Craft Center featuring Lincoln County pottery; 4) Funding for Parks and Recreation areas; 5) Funding for Sidewalk and non-vehicle transportation projects; 6) Funding for a YMCA Tennis and Bike Trail Center.

Ms. Wallace recommended that the Board along, with the other regional county commissioners and municipal boards, sign on as local sponsors for this project. She stated that the county could drop out at any time, so this could be reconsidered later on.

**UPON MOTION** by Commissioner Saine, the Board voted unanimously to become a sponsor of the Resource Conservation and Development Program.

**Voluntary Agricultural District Ordinance:** Ron Bost, member of the LNRC, presented the Voluntary Agricultural District Ordinance to the Board. He stated that a forum was held to gauge the community interest on August 22 and they invited the farming community. Based on the show of interest, the farmers will support this Ordinance.

By consensus, the Board set a public hearing on this Ordinance for October 7, 2002 at 7:30 PM.

**LEPC Bylaws:** Susan Spake presented the Bylaws of Lincoln County Emergency Services Advisory and Planning Council, reviewing the changes. She stated that we are required by law to have a LEPC.

**UPON MOTION** by Commissioner Craig, the Board voted unanimously to approve the LEPC Bylaws.

**Courthouse Antennae Discussion:** Susan Spake presented a quote to the Board to move the towers from the Courthouse to the Citizens Center. Only a small satellite would need to remain on the Courthouse.

Leroy Buff stated that there is no generator back-up on the Citizens Center and that would be needed.

There was a discussion about using the money from Verizon to pay for moving these towers and checking to see if they will have a generator. It was also discussed that we need to contact Verizon to see if our antennae would interfere with their equipment.

**Fall Litter Sweep:** Erma Deen Hoyle presented the following Resolution for Big Sweep and a Proclamation for Litter Sweep.

**RESOLUTION OF BOARD OF COMMISSIONERS  
OF LINCOLN COUNTY  
DECLARING SEPTEMBER 28, 2002 AS  
LINCOLN COUNTY BIG SWEEP DAY**

**WHEREAS**, Lincoln County is rich in natural resources and beauty; and

**WHEREAS**, water is a basic and essential need for all life; and,

**WHEREAS**, trash fouls our waterways as well as our landscapes; and,

**WHEREAS**, every citizen should contribute to keeping our environment clean and healthy by working together to preserve clean water and the natural beauty of our surroundings; and

**WHEREAS**, North Carolina's Big Sweep is a statewide community effort to retrieve trash from North Carolina's waterways and landscapes;

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Commissioners of Lincoln County, North Carolina, meeting on September 9, 2002, does hereby declare September 28, 2002 as LINCOLN COUNTY BIG SWEEP DAY in Lincoln County, and does further hereby urge every citizen to do his or her part to restore the beauty and does further hereby urge every citizen to do his or her part to restore the beauty and function of our lakes and streams by volunteering to participate in the Big Sweep event.

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Jerry W. Cochrane, Chairman

ATTEST:

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Amy S. Long, Clerk to the Board

**LITTER SWEEP  
2002**

**PROCLAMATION**

WHEREAS, the North Carolina Department of Transportation's Office of Beautification annually organizes a fall roadside cleanup campaign to ensure clean roadsides throughout our State; and

WHEREAS, a fall LITTER SWEEP campaign has been planned for September 16-29, 2002, to clean our roadsides, help educate the public about the harmful effects of litter on the environment, and give every organization, business, government agency and individual the opportunity to take responsibility for cleaner roads in Lincolnton and North Carolina; and

WHEREAS, Adopt-A-Highway volunteers, community and civic organizations, inmates, community service workers, local governments, and many concerned citizens participate in these cleanups and may receive a Certificate of Appreciation for their hard work; and

WHEREAS, the natural beauty and a clean environment are a source of great pride for Lincolnton and North Carolina, attracting tourists and aiding in recruiting new industries; and

WHEREAS, the 2002 fall cleanup will improve the quality of life for all of Lincolnton and North Carolina and will celebrate the 14<sup>th</sup> anniversary of the North Carolina Adopt-A-Highway program and the 11<sup>th</sup> Anniversary of the Adopt-A-Street Program for the City of Lincolnton.

NOW, THEREFORE, the Lincoln County Board of Commissioners, does hereby proclaim September 16-29, 2002, as "**FALL LITTER SWEEP**" for Lincoln County, and urge all citizens to participate in keeping our roadsides clean and to reduce solid wastes.

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Jerry W. Cochrane, Chairman

ATTEST:

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Amy S. Long, Clerk to the Board

**UPON MOTION** by Commissioner Saine, the Board voted unanimously to approve the Resolution and Proclamation.

**West Nile Virus Update:** Maggie Dollar gave an update on the West Nile Virus.

**Pathways Resolutions:**

**RESOLUTION**, Consolidated Business Plan

**WHEREAS**, the Mental Health Systems Reform Act has been ratified; and

**WHEREAS**, the law requires that each county develop and approve a local business plan; and

**WHEREAS**, Gaston-Lincoln-Cleveland Area Authority, doing business as Pathways, has the information and resources necessary to write the local business plan; and

**WHEREAS**, Pathways desires to assist the counties of Gaston, Lincoln and Cleveland in this requirement,

**THEREFORE LET IT BE RESOLVED**, that the Pathways Area Board and the Area Director shall proceed with developing a consolidated business plan. This consolidated business plan shall include Gaston, Lincoln, and Cleveland Counties.

**RESOLUTION**, Continuation of Multi-County Area Authority

**WHEREAS**, Gaston-Lincoln-Cleveland Area Authority, known as Pathways, has served citizens in need of mental health, substance abuse and developmental disabilities for more than 35 years;

**WHEREAS**, the mission of Pathways is to promote, celebrate and inspire ability, dignity and self-respect for individuals, families and groups with a community-owned system of resources; and

**WHEREAS**, Pathways is nationally accredited by the Council on Accreditation, and

**WHEREAS**, Pathways provides quality, cost effective services; and

**WHEREAS**, collaboration and community partnership are essential to the mission of Pathways

**THEREFORE LET IT BE RESOLVED** that the Lincoln County Board of Commissioners hereby endorses the Gaston-Lincoln-Cleveland Area Authority, known as Pathways, to continue to manage public mental health services as a multi-county area authority.

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Jerry W. Cochrane, Chairman

ATTEST:

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Amy S. Long, Clerk to the Board

**UPON MOTION** by Commissioner Saine, the Board voted unanimously to approve the Resolutions.

**Centralina Council of Government Proposal Concerning Regional Water Plan:**

Chairman Cochrane stated that this proposal from Centralina came from a conversation he had with Al Sharp. He stated that everybody seem to be in favor of proceeding with this. One block of membership hours is what the planning for this will cost.

**UPON MOTION** by Commissioner Choate, the Board voted unanimously to approve allocating 1 membership block for the planning of this.

**Contract Amendment – Water Plant Expansion:** Steve Gilbert stated that on August 5, 2002, the Board approved a professional services contract with WK Dickson & Co., Inc., to prepare construction plans and contract documents for a third filter at the water treatment plant. At the water workshop on August 28, the recommendation was made to proceed with the remainder of the design necessary to expand the water plant to a capacity of 6.0 million gallons per day, which is twice the current capacity.

Mike Wolfe stated that the total estimated construction cost is \$2,286,300.

Commissioner Anderson stated that in the October 2001 report, the price estimated at \$1,081,300. He asked where the additional \$900,000 construction cost is coming from.

Mr. Wolfe reviewed items that have been included in the \$2.2 million price.

Mr. Wolfe stated that it will take from 4 – 6 months to have the constructions plans and specifications drawn up. It will take 45 – 60 days for review at the state level and around 1 year for construction. It will be 1 ½ to 2 years.

**UPON MOTION** by Commissioner Anderson, the Board voted unanimously to approve the modified contract for WK Dickson.

Steve Gilbert reported on a request for a sewer line extension for Osprey Trail, which is already in the sewer district. Low bid from Trans-State Construction came in at \$30,456. The contractor is ready to start work. He asked for the Board's permission to start working on this and get the contract signed.

It was the consensus to allow them to go ahead with this and formally approve it at the next meeting.

**Other Business:** Chairman Cochrane presented the Always Remember 9-11 Day Proclamation for the Board's approval.

**ALWAYS REMEMBER 9-11 DAY  
PROCLAMATION**

**WHEREAS**, in an unprovoked and senseless act of terrorism, four civilian aircraft were hijacked on September 11, 2001, and crashed in New York City, Pennsylvania and the Pentagon; and

**WHEREAS**, innocent U.S. citizens of all heritages as well as visiting citizens of foreign nations were killed and injured as a result of these horrific acts; and

**WHEREAS**, while we as a Union still continue to recover from the unspeakable loss of so many innocent lives, the indomitable spirit of the United States has been revitalized and given way to numerous expressions of heroism and patriotism; and

**WHEREAS**, the threat of terrorism, destruction and senseless violence must be banished for any free society to exist; and

**WHEREAS**, Lincoln County shares in the grief and will commemorate the one-year anniversary of the September 11 tragedies;

**NOW, THEREFORE, BE IT PROCLAIMED**, by the Lincoln County Board of Commissioners, that we extend our deepest condolences to the innocent victims of these unprovoked actions by terrorists, as well as to their families and their friends; and be it further

**PROCLAIMED** that we salute the heroism of public safety and rescue workers, volunteers, local officials, and those who responded to these tragic events with courage, selfless compassion, determination, and skill; and be it further

**PROCLAIMED** that we dedicate September 11, 2002, **ALWAYS REMEMBER 9-11 DAY**, a day to mourn, reflect and rededicate ourselves to ending terrorism in commemoration of the anniversary of the terrorist attacks; and be it further

**PROCLAIMED** that we encourage all our citizens to honor the victims of September 11 by reaffirming their commitment to sustaining our newfound patriotism through volunteerism, community involvement, and service; and be it further

**PROCLAIMED** that we as citizens dedicate our time, talents, and energy to lift one another up and foster a new level of understanding and awareness. Let us honor the memory of all those who died by being of service to one another and by building the “stronger, more perfect union” our founding fathers called for.

Adopted this the 9<sup>th</sup> day of September, 2002.

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Jerry W. Cochrane, Chairman  
Lincoln County Board of Commissioners

ATTEST:

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Amy S. Long, Clerk to the Board

**UPON MOTION** by Commissioner Craig, the Board voted unanimously to adopt the Proclamation.

Stan Kiser reminded the Board of the Centralina meeting on September 18 at 6:15 PM.

Commissioner Craig mentioned the fact that his cable bill keeps rising and asked if there is anything that can be done about this.

Commissioner Craig also asked about a uniform standard policy for vehicles. He asked for an inventory of all vehicles, including how many suv's and four wheel drives there. He questioned the need for suv's in all departments that are requesting them, due to the higher cost and the higher cost of insuring them.

Commissioner Craig asked the Water Department to look at the water lines and see what kind of numbers are out there that could hook onto the line. He asked if we could get letters out to people letting them know that water runs by their house and they can hook on.

There was a discussion about letting people who are out of water get it from the fire departments.

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

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Amy S. Long, Clerk  
Board of Commissioners

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Jerry W. Cochrane, Chairman  
Board of Commissioners