

**MINUTES**  
**LINCOLN COUNTY BOARD OF COMMISSIONERS**  
**MONDAY, MARCH 19, 2001**

The Lincoln County Board of County Commissioners met in regular session on March 19, 2001 at the Citizens Center, Commissioners Room, 115 West Main Street, Lincolnton, North Carolina, the regular place of meeting at 6:30 PM.

Commissioners Present:

Jerry W. Cochrane, Chairman  
Beth H. Saine, Vice-Chairman  
Thomas R. Anderson  
Larry S. Craig  
John R. Gamble, Jr.

Others Present:

Stan B. Kiser, County Manager  
Jeffrey A. Taylor, County Attorney  
Amy S. Long, Clerk to the Board

**Call to Order:** Chairman Cochrane called the meeting to order.

**Invocation:** The Invocation was given by Dr. Linda Stack Morgan of Laboratory United Methodist Church at the East Lincoln County Water and Sewer District meeting.

**Pledge of Allegiance**

**Adoption of Agenda:** **UPON MOTION** by Commissioner Craig, the Board voted unanimously to adopt the agenda adding 3a – Thank you from Union Elementary School.

**AGENDA**

**LINCOLN COUNTY BOARD OF COMMISSIONERS**

**MARCH 19, 2001**

6:45 PM	Call to Order
1. 6:46 PM	Adoption of Agenda
2. 6:50 PM	Approval of Minutes
	- March 5, 2001
	- March 8, 2001
3. 6:55 PM	Consent Agenda

- Tax Requests for Releases
  - Less than \$100 – January 16 – February 15, 2001
  - More than \$100 – January 16 – February 15, 2001
- Tax Requests for Refunds
  - Less than \$100 – January 16 – February 15, 2001
  - More than \$100 – January 16 – February 15, 2001
- Budget Adjustments 72, 73, 74, 76
- Requests for Water Adjustments

4. 7:00 PM Public Comments

5. 7:15 PM Challenges Presented to the Lincoln County Tax Department
 

- 1 - Implementation of an Audit Plan for Business Personal Property Located in Lincoln County
- 2 - Verification of Continued Qualification for all Participants in the Land Use Assessment Value Program in Lincoln County.
- 3 – Foreclosure on Real Estate Properties for Delinquent Taxes

6. 8:00 PM UDC Request for Funding

7. 8:10 PM Recommendations from the Planning Board from March 5, 2001
 

- Parallel Conditional Use Rezoning No. 76 – Michael Fox & Associates, applicant.
- Parallel Conditional Use Rezoning No. 77 – Michael Baker, applicant.
- Parallel Conditional Use Rezoning No. 78 – Vastis Development, applicant.
- Watershed Conditional Use Permit No. 7 – Gary Miller, applicant.
- Conditional Use Permit No. 185 – SBA Towers, applicant.
- Conditional Use Permit No. 186 – Wade Workman, applicant.
- Zoning Map Amendment No. 362 – Lincoln County, applicant.
- Zoning Text Amendment No. 363 – Lincoln County, applicant.
- Zoning Map Amendment No. 364 – Bryan McClure, applicant.

8. 8:55 PM Address Awareness Campaign – Madge Huffman

9. 9:05 PM Recommendation for GPS System – Madge Huffman

**10. 9:15 PM Set Public Hearing for Addressing Ordinance**

**11. 9:20 PM Work First Report – Susan McCracken**

12. 9:30 PM Environmental Health Fee Proposal – Maggie Dollar
13. 9:45 PM Proposed East Lincoln Library Design Contract and Discussion of Request for Proposed West Lincoln Branch Library
14. 10:00 PM Resolution Authorizing the Filing of an Application for Approval of a Financing Agreement Authorized by North Carolina General Statute 160A-20
15. 10:10 PM Vacancies
16. 10:15 PM Appointments
17. 10:20 PM Calendar
18. 10:25 PM County Commissioners' Report
19. 10:35 PM County Manager's Report
20. 10:45 PM County Finance Officer's Report
21. 10:55 PM Hospital Report
22. 11:05 PM Other Business

Adjourn

**Approval of Minutes – March 5, 2001 and March 8, 2001:** Chairman Cochrane presented the minutes of the March 5, 2001 and March 8, 2001 Board of Commissioners meetings for the Board's approval.

**UPON MOTION** by Commissioner Craig, the Board voted unanimously to adopt the March 5, 2001 minutes as presented.

**UPON MOTION** by Commissioner Craig, the Board voted unanimously to adopt the March 8, 2001 minutes with the minor correction of reflecting that Commissioner Gamble was not present.

**Thank You From Union Elementary School:** Commissioner Saine read a thank you note from Union Elementary School.

**Consent Agenda:** Chairman Cochrane presented the consent agenda for the Board's approval.

**UPON MOTION** by Commissioner Craig, the Board voted unanimously to approve the Tax Requests for Releases, Less than \$100.

**UPON MOTION** by Commissioner Saine, the Board voted unanimously to approve the Tax Requests for Releases, More than \$100.

RELEASES FOR JANUARY 16, 2001 THRU FEBURARY 15, 2001

MORE THAN \$100 – VEHICLES

NAME	YEAR	A/Commiss ioner NO	AMOUNT
Black, Michael Lynn	2000	0132553	\$130.73
Brewington, Joe M.	2000	32843	\$133.75
Brewington, Ronald Keith	2000	0081621	\$109.85
Donlen Corporation	2000	0060366	\$764.69
Duran, Raudel	2000	0143022	\$121.87
Ford Motor Credit Co.	2000	0097129	\$894.01
Hamrick, Timothy	2000	0134237	\$120.94
Hill, Sarah Lucynda	2000	0147939	\$131.40
Hornick, Dorsey Eugene	2000	0146941	\$157.08
Hoyle, Hal Jr.	2000	18326	\$116.32
Huffman, James Douglas	2000	0148890	\$203.19
Jara, Henry Gerardo	2000	0145881	\$121.18
Jones Lake & Fish Camp Inc.	2000	0112658	\$171.09
Kinsler, Robert Eugene	1993-96	0065282	\$209.09
Lael, Everette Carroll	2000	0149035	\$206.83
Lawing, Donald Ray	2000	0065559	\$102.46
Lawing, Travis Donald	2000	0137182	\$221.70
McMillan, Dean Taylor	1999-00	0119518	\$158.93
Monaco, John E.	2000	0135392	\$103.07
Moretz, Donald Wilson	2000	0073735	\$120.84
Nationsbanc Leasing Corp.	2000	37136	\$106.79
Park N Shop Inc.	2000	0095224	\$114.54
Powers, Mary Walls	2000	0145685	\$178.36
Routhier, Paul Alan	2000	0120525	\$237.54
Sigmon, Thomas (RA)	2000	16043	\$111.46
Spade, Julie Marie Newton	2000	0084234	\$139.73
UB Vehicle Leasing	2000	0109536	\$105.91
Wagar, Ronald Guy	2000	0132099	\$147.87
Weaver, Rebecca J.	2000	0130318	\$201.16
		<b>TOTAL</b>	<b>\$5,642.38</b>

LESS THAN \$100 - VEHICLES

NAME	YEAR	A/C NO	AMOUNT
Abernathy, Andrea Oates	2000	0148766	\$5.35
Anthony, Helen Schronce	2000	0078062	\$3.88
Anthony, John Max Jr.	2000	0086449	\$82.60
Avery, David Wilson	2000	11832	\$24.27
Baker, Deborah Ann	1999	0147968	\$5.04
Baker, Marcus Franklin	2000	02211	\$9.10
Barker, Toni Crouch	2000	0078577	\$39.52
Bell, Rainie Locke	2000	0137446	\$51.25
Bennett, Billy Joe	2000	0099154	\$34.25
Benton, Charles Edward Jr.	2000	0072443	\$37.67

Bishop, Angela Sabrina	2000	0090313	\$9.19
Boyles, Michael Leroy	2000	0084280	\$38.32
Bracey, Suprina Denise	2000	0096262	\$30.82
Briggs, Earnest H. Sr.	2000	0125599	\$3.42
Brown, Evelyn Teresa	2000	0147052	\$97.37
Cagle, Charles Donald	2000	0080100	\$29.15
Camacho, Evelyn Camacho	2000	0120174	\$49.86
Campo, Calvin Wayne	2000	0117498	\$20.40
Cash, Vickie Ledbetter	2000	0081778	\$22.82
Caskey, Glenn Austin	2000	0108623	\$3.03
Caskey, Jacob Nolan	2000	0148986	\$5.83
Caskey, Wade Lee	2000	0090257	\$67.10
Cates, Wanda Ramseur	2000	0087187	\$70.73
Cody, Lucinda S.	2000	0099892	\$7.84
Cook, Richard	2000	0097508	\$59.53
Cooper, J. D.	2000	0138186	\$14.00
Cunningham, Sandra Johnson	2000	0102998	\$85.92
Devine, Dawn M.	2000	0139770	\$60.28
Dewitt, Megan Rae	2000	0149265	\$4.17
Dunbar, James C.	2000	0138209	\$14.32
Dunn, Jane Lois	2000	0148873	\$25.95
Duran, Timothy Hosea	2000	0110043	\$94.81
Easter, Boyce Edward	2000	0090348	\$65.64
Ebenezer United Methodist	2000	33563	\$67.20
Ellis, Mark D.	2000	0141670	\$7.47
Elmore, Tracy Annette	2000	0118683	\$30.34
Farris, Arnold Dean	1999	0078029	\$34.48
Fatyol, Marguerite Cloud	2000	0095520	\$29.39
Feldman, Mitchell Steven	2000	0124091	\$22.74
Ferrell, Jane Hill	1999	0081722	\$9.34
Finger Brothers Inc.	2000	0065001	\$26.83
Fowler, Telly Shane	2000	0087109	\$55.74
Garris, Jery Rich	2000	0092069	\$9.38
Goins, Johnny Edward	2000	0060621	\$21.86
Gonzalez, Mariano	2000	0148486	\$15.26
Griebel, Andrew Benedict	1999/00	0116245	\$11.13
Grigg, Bessie Newman	2000	0107097	\$15.21
Hall, Gladys Haynie	2000	0137216	\$51.17
Hall, Vivian Gregory	2000	05196	\$23.80
Hampton, Doris Webb	1998	0118925	\$22.62
Harkey, Brody Lee	2000	0072022	\$79.88
Harris, Lena Hamilton	2000	0081982	\$9.44
Hay, Steven James	2000	0149025	\$29.21
Hester, Bobby Eugene	1998	0079213	\$14.05
Hines, Earl R.	2000	0148055	\$58.53
Houk, Richard Joe	2000	0087446	\$8.62
Houser, Barbara Sain Mrs.	2000	07171	\$41.11
Huffman, Adair Pope	2000	0130485	\$30.06
Huskins, Emily Danielle	2000	0144449	\$79.19
Ingle, Charles Herman	2000	0088963	\$11.72
Ingle, Larry Gene	2000	0134168	\$14.08
Jarrett, Jo Joyce	2000	0103006	\$84.53
Jones, Jay Andrew	2000	0141218	\$12.36
Josey, Don Carlton	2000	0104922	\$27.34
Kiser, Judy Sharon	2000	0126964	\$35.16
Kurtzner, Jessica Dolores	2000	0148835	\$42.02
Land, Julia Hester	2000	0147834	\$33.31

Lawson, Paul Daniel	1997	0082483	\$50.01
Lay, Thomas Edward	2000	0096230	\$21.77
Leasure, Gerald Kent	2000	0068046	\$18.77
Leonhardt, Ronald Jeffrey	2000	0066037	\$66.24
Lincolnton Band Boosters	2000	0079634	\$2.14
Lingerfelt, Nona Stamey	2000	0148882	\$10.70
Loftin, Lanny Roy	2000	01707351	\$2.06
Loftin, Rodney Neil	2000	0069016	\$16.43
Lovelace, Charles Ray	2000	10883	\$11.18
Lunceford, Stephanie Jon	2000	0075687	\$56.90
Matney, Patricia Harry	1999	0104398	\$31.08
McGregor, Lorin Spence	1998-00	0131665	\$29.05
McIntosh, Bonnie Jennings	2000	0080677	\$14.01
McKoy, Sidney Lawrence	2000	0110270	\$11.04
Miller, Gary Dean	2000	0104906	\$32.99
Moeller, Jeffrey P.	2000	0130847	\$15.74
Morrison, Pamela Densie	1999	0109251	\$24.02
Mosteller, Shawn Lee	1999	0142855	\$18.77
New Vision Ministries of Linc.	2000	0126890	\$40.17
Nicholson, J. C. Sr.	2000	0071402	\$22.16
Noblitt, William A.	2000	0100808	\$45.59
Owens, Dana Cook	2000	0107445	\$54.78
Phelps, Brenda Dorothea	2000	0148944	\$41.58
Poindexter, Clarence Wiley	2000	28717	\$48.52
Prather, Charles Melvin	2000	0112208	\$92.70
Price, James Wilbourn	2000	0125205	\$9.28
Price, Johnnie Alex	2000	0074457	\$13.84
Proctor, Timothy Lee	2000	0066115	\$1.80
Propst, John-Wesley Poole	2000	0148864	\$17.56
Putnam, Nagail Hall	2000	0147118	\$67.20
Raby, Monte Ervin	2000	0092150	\$2.69
Ray, Jason Stuart	2000	0132695	\$25.58
Reel, Leroy Neal	2000	0068323	\$4.52
Richard, Crystal Bittle	2000	0070599	\$6.20
Saine, David A.	2000	0061275	\$66.55
Shacklette, Peter Paul	2000	0119345	\$61.21
Sherrill, Ronnie G.	2000	28863	\$94.92
Sigmon, David Lee	1999/00	38494	\$22.62
Sigmon, Steven R.	2000	09520	\$73.69
Smith, Richard Bryan	2000	0105325	\$60.97
Spivey Construction Co. Inc.	2000	0137713	\$19.31
Stone, Matthew Neil	2000	0123971	\$93.95
Talovic, Adis	2000	0132234	\$6.06
Tarleton, Andrea Barnes	1999	0141772	\$15.02
Thompson, Tony Wayne	1999	0126603	\$13.35
Tinsley, Thomas Jr.	2000	0073028	\$19.00
Trumbower, Dwight	2000	0123230	\$68.23
Tucker, Justin L.	2000	48820	\$64.33
Uebele, Lowell R. II	2000	0145511	\$12.38
Uriarte-Arauz, Jacinto Ramon	2000	0143948	\$8.16
Wagar, Ronald Guy	2000	0132099	\$69.87
Warden, Phillip Scott	2000	0087907	\$3.36
Whitener, Adam Jacob	2000	0127185	\$46.16
Williams, Thelma Terry	2000	0144795	\$7.52
Wilson, Gerald Thomas	2000	0120548	\$12.21
Woody, Sandra Sisk	2000	0137762	\$4.26
Wright, L. J. & Bernice	2000	01950	\$21.28

Wright, Robert William	2000	0087754	\$1.10
Young, James Robby	1998	0137611	\$87.72
		<b>TOTAL</b>	<b>\$4,118.30</b>

MORE THAN \$100

NAME	YEAR	A/C NO	AMOUNT
Abernathy, Morris John	2000	00120	\$123.20
Alfaro, Allen	2000	0109776	\$121.00
Armstrong, Alene H.	2000	02155	\$123.20
Armstrong, Mark W.	2000	0131948	\$366.52
Banks, Rebecca Odum	2000	0089066	\$119.90
Brooks, Bobby	1996-00	0115582	\$343.20
Burton, Robert Michael	2000	37521	\$119.90
Calloway, Harvey J.	1991/92	43740	\$132.60
Carolina Performance	2000	0140097	\$1,050.00
Carpenter, Omelia B.	2000	0147965	\$151.80
Childers, Lela C.	2000	0114645	\$123.20
Cooper, James Riley Jr.	2000	0127651	\$122.41
Cooper, Tommy Franklin	2000	31007	\$123.20
Crouse, Gary Lee	2000	0111760	\$119.90
Deaton, Raymond M. & Kay	2000	12708	\$119.90
Dellinger, Gary	2000	17438	\$221.20
Garrison, Lee Richard	2000	13320	\$123.20
Gilbert, David Clyde	2000	39464	\$118.80
Gladden, Herman	2000	42061	\$239.80
Hall, Loretta L.	2000	0135808	\$123.20
Hester, Richard B.	2000	0127329	\$123.20
Hilliard, Betty Hedgecoe	2000	0122051	\$121.00
Hoffman, Tammy L.	2000	06938	\$369.60
Jenkins, Todd Matthew	2000	03175	\$121.00
Johnson, Carolyn	1998	0110980	\$122.91
Lane, Ricky Wendel Jr.	2001	0140782	\$123.20
Meadowlands, Inc.	2000	36837	\$123.20
Meadowlands, Inc.	2000	36837	\$123.20
Mitchell, Walter R. & Estell	2000	16541	\$123.20
Owens, Walter W.	2000	04239	\$123.20
Parker, Gary	1995-97	43155	\$186.03
Parker, John	2000	0148230	\$132.74
Penland, Walter Carl Jr.	2000	0147674	\$151.80
Popple, Erika Dale	2000	0120106	\$303.60
Pruitt, Paul Allen Sr.	2000	0079232	\$123.20
Rhyne, Johnny F.	2000	0129498	\$121.00
Sherrill, Ralph D.	2000	19630	\$154.00
Simon, Scott	2000	0147375	\$119.90
Sisk, Phillip D.	2000	0085634	\$119.90
Taylor, Diane E.	2000	0135386	\$118.80
Taylor, Tracie Moore (Verbos)	2000	0066883	\$108.42
Tillman, Joe N.	2000	21470	\$118.80
Tillman, Joe N.	2000	21470	\$237.60
Turner, Mary Katherine	2000	0134846	\$112.22
Turner, Scott	2000	0088423	\$130.45
Ward, Ray J.	2000	01566	\$123.20
Washington, Leevannah J.	2000	0064669	\$123.20
Younts, Mary Lee	1997-00	0062240	\$301.34

**TOTAL**      **\$8,346.04**

LESS THAN \$100

<b>NAME</b>	<b>YEAR</b>	<b>A/C NO</b>	<b>AMOUNT</b>
Avery, Steven Robert	2000	02204	\$45.15
Ballard, Bub	2000	05634	\$20.65
Barker, Micky	2000	0148205	\$59.28
Blakeslee, Jerry Robert Sr.	2000	0090258	\$5.71
Bosch, Edward A.	2000	0130721	\$60.72
Brock, Jeffrey A.	2000	0110398	\$91.55
Carter, Rick	2000	0144127	\$68.11
Clanton, Mary E.	2000	42947	\$6.53
DAG Properties	2000	0135271	\$30.25
Dellinger, Patricia A.	2000	0105859	\$93.69
Devenny, Wayne	2000	0126873	\$7.71
Freeman, Robert Lee	2000	0071437	\$99.60
Gant, Carolyn Beam	2000	0094658	\$1.85
Gates, Craig P.	2000	03834	\$25.20
GFS Development Inc.	1995-97	49804	\$5.48
Hansen, Lee Robert	2000	0113758	\$10.59
Hardin, Joe Dean	2000	0115213	\$6.16
Hull, Nena Derr	2000	0121371	\$22.42
Jarnagin, Merle Joy (Riddle)	2000	18702	\$53.06
Johnson, B. G.	2000	18775	\$58.08
Lail, Charles H.	1996-00	03546	\$63.92
Leatherman, Tina M.	2000	0105272	\$77.91
Littlejohn, William R.	1998-00	10664	\$60.46
Milburn, Samuel S.	2000	08109	\$27.46
Moody, Billy D.	2000	0098381	\$17.09
Payne, Virginia Ann	2000	0064230	\$69.00
Riddle, Merle Joy	2000	48333	\$30.76
Robinson, Glen M.	2000	0127803	\$24.63
Rodriquez, Rafael E.	2000	0113504	\$67.26
Shook, Evelyn S.	2000	0139334	\$69.00
Short, John W. Jr.	2000	0133370	\$80.10
Skidmore, Terry Gene Jr.	2000	0062820	\$83.27
Walker, Ralph Todd	2000	0065729	\$67.58

**TOTAL**      **\$1,510.23**

**UPON MOTION** by Commissioner Anderson, the Board voted unanimously to approve the Tax Requests for Refunds, Less than \$100.

**UPON MOTION** by Commissioner Craig, the Board voted unanimously to approve the Tax Requests for Refunds, More than \$100.

LINCOLN COUNTY TAX DEPARTMENT  
**REQUEST FOR REFUNDS**  
ANNUALS  
PERIOD COVERED (January 16 – February 15, 2001)

G.S.#105-381(B)    ALL REFUNDS LESS THAN \$100.00  
(and) #105-325 including (A) (6)

<b>NAME</b>	<b>YEAR</b>	<b>DIST</b>	<b>A/C#</b>	<b>AMOUNT</b>
Auten, James H.	2000	DFD/ELSD	0141122	\$83.93

Binsted, Kimberlee M.	2000	ELFD	0110140	63.77
Brewer, James T.	2000	ELFD/ELSD	0062323	8.61
Elliott, J. Bryan	2000	ALFD	0137379	5.07
Ferrell, Danny & Jane	2000	ELFD	18762	1.96
Finger, Jason & Sharon	2000	SFFD	13679	10.00
Flynn, Norman	2000	HCFD	0126110	9.15
Forquer & Green	2000	ALFD	0060885	24.35
Fussell, R. Dale	2000	UNFD	43808	15.09
Helms, Glenn Wayne	2000	BCFD	0062461	21.66
Helms, William Charles	2000	BCFD	44585	55.05
Foodman, Surane, Hunter	2000	ELF/ELSD	0136776	1.30
Kirksey, Michael & Deanna	2000	CITY	38456	2.94
Lewis, Ronald Earl	2000	ELFD	19209	22.76
Luckey, Marcus L.	2000	ELFD	0115154	2.41
Marsh, Richard & Lenora	2000	DFD	46395	3.56
Matney, Patrick Harry	1999	NBFD	0088382	76.51
Milburn, Mary B.	2000	BCFD	0096821	3.00
Millon, Edith	2000	CRFD	0147978	1.58
Nesbitt, Joseph Jr. & Margaret	2000	ELFD	0062756	9.74
Patterson, Gayle Stokley	2000	ELFD	0080715	43.13
Peacock, Danny L.	2000	N321	13657	12.66
US Bankruptcy Court	2000	CITY	06592	17.33
Waite, Thomas M.	2000	CITY	0123201	4.27
Wellbridge Orthopaedics PA	2000	DFD/ELSD	0144360	4.87
			TOTAL	\$504.70

G.S.#105-381(B) ALL REFUNDS ANNUAL MORE THAN \$100.00  
(and) #105-325 including (A) (6)

NAME	YEAR	DIST	A/C#	AMOUNT
C & M Land Company	2000	SFFD	0127737	\$134.23
Gates, Craig P	2000	NBFD	0108166	283.11
Horac, Talley, Rharr	2000	DFD/ELSD	0133849	917.62
			TOTAL	\$1,334.96

G.S.#105-381(B) ALL REFUNDS LESS THAN \$100.00  
(and) #105-325 including (A) (6)

NAME	YEAR	DIST	A/C#	AMOUNT
Alvarez, Jorge L	1999	CITY	0113397	\$15.01
Anderson, Petronia N.	1999	CITY	0093970	1.38
Barker, William R.	2000	CITY	26507	1.49
Barefoot, Kristie D.	2000	CITY	0147047	1.52
Bates, Brian Edward	2000	ALFD	0122766	1.27
Beal, Ann smith	2000	BCFD	0102661	37.44
Bishop, Angela S.	2000	CRFD	0090313	6.73
Black, Milton Lawrence	2000	ALFD	0142976	7.15
Bowen, Karen J.	2000	BCFD	0111091	5.18
Boyles, George David	2000	NBFD	0060398	18.77
Brown, Evelyn & Richard	2000	CITY	0147052	97.37
Bumgarner, Ronald & Cathy	2000	BCFD	13066	4.77
Bundy, Michael D. & Mystica N.	2000	ELFD/ELSD	0137240	7.63
Butler, Duncan Eric	2000	BCFD	0076660	9.60
Caldwell, J B	2000	BCFD	11452	2.59
Cash, Joey M.	2000	PCFD	0135786	2.02
Cash, Vickie L.	2000	PCFD	0081778	22.82
Clayton, Howell P.	2000	ELFD	0141518	3.02
Conner, Robert G. Jr.	2000	ELFD/ELSD	0121126	1.27
Crawley, Chad Andrew	2000	CITY	0146550	10.00
Dellinger, Thomas Stowe	2000	NBFD	01900	8.01

Dick, Robert J.	2000	PCFD	0075432	5.69
Dittman, Gary & Karen	2000	CITY	0080099	1.12
First Union Nat'l Bank of NC	1999	SFFD	0111881	50.03
Ford Motor Credit Company	2000	DFD	0121032	3.80
Friday, Jeffrey L.	2000	BCFD	0091993	4.79
Garris, Jerry R.	2000	UNFD	0092069	26.93
Hamilton, Danny & Pamela	2000	ALFD	14040	5.05
Hatley, Cynthia S.	2000	CITY	0137062	5.30
Hedrick, Robert Allen Jr.	1999	ELF/ELSD	0135747	2.08
Henley, Lawrence David	2000	CITY	0074330	3.21
Hinson, James & Linda	2000	ELFD	31379	4.48
Hovis, Charles Robert	2000	SFFD	0127079	1.68
Hovis, Michael Lee	2000	NBFD	01349	13.32

G.S.#105-381(B) ALL REFUNDS LESS THAN \$100.00  
(and) #105-325 including (A) (6)

NAME	YEAR	DIST	A/C#	AMOUNT
Howie, Eddie L.	2000	DFD	18278	1.13
Hullett, Evan W. Jr.	2000	PCFD	0094833	1.52
Izard, Franklin E.	2000	N321	0070461	51.14
Johnson, Sheila Louise	1999	NBFD	0089450	6.92
Jordan, Max D.	2000	BCFD	0095347	17.00
Kellett, Jeffrey C.	2000	CITY	0109570	2.00
Lackey, Gary S.	2000	ELF/ELSD	0078328	13.62
Leonard, Joseph C. II	2000	CITY	0076208	28.53
Lewis, Skye Jordan	2000	NBFD	0113003	71.23
Lincolnton Bank Booster Assoc.	2000	CITY	0079634	2.14
Lynn, William C.	2000	PCFD	0068788	7.67
Martin, Cecil A., Jr.	1999	ELFD	0127462	5.00
Matney, Janet L.	2000	NBFD	0091568	41.36
Moreau, James E.	1999	HPFD	0140785	39.66
Mungall, Robert G. & Sharon II	2000	PCFD	0117594	1.68
Murphy, Christine	2000	ELF/ELSD	0108064	11.57
Murphy, James P. & Anne S.	2000	ELF/ELSD	0140888	3.88
Mushill, Patrick A.	1999	DFD	0126836	52.02
New Vision Ministries Of Linc.	2000	N321	0126890	40.17
Newton, Steve & Rita	2000	ALFD	13305	1.12
Nixon, Scott A.	2000	DFD	0105425	12.65
Paulino, Gilsia L.	1999	CITY	0142411	20.00
Phillips, Charles S. Jr.	2000	SFFD	0087507	23.88
Powell, Muriel	2000	UNFD	00645	4.11
Proctor, Ronald E.	2000	CITY	29613	59.02
Saunders, Sherry McCall	2000	ELFD	0134651	3.26
Sharpe, Randy E. & Earlene	2000	ELFD	19481	1.02
Simons, William Le	2000	CRFD	0145199	3.87
Sisk, Jimmy L.	2000	BCFD	0064193	38.05
Smith, Timothy D.	2000	PCFD	0065659	1.64
Solano, Julio A.	1999	CITY	0136070	37.34
Stanley, Larry & Ann	2000	HCFD	03425	10.00
Steele, Shane H.	2000	NBFD	0109101	1.28
Talbot, Jerry W. II	1999	BCFD	0092885	2.33
Thore, William E.	2000	CITY	0096113	9.72
Tipton, Daniel C.	2000	SFFD	0109785	3.49
Trout, Terrence J.	2000	DFD	0073199	2.71
Tucker, David Lee	1998	NBFD	0125850	48.26
Turner, Roy C.	2000	CITY	0083187	1.69
US Bankruptcy Court	1999	ALFD	0142976	6.85
Valley National Fin. Service Co.	2000	UNFD	0124817	53.88
Wallace, Donna & Jimmy W. Jr.	2000	ALFD	0139577	1.19
Walsh, David & Deborah	2000	CITY	09092	10.00
Ward, Thurman R. & Jane Sr.	2000	CITY	09159	4.25
Wildoner, J. Richard & Gloria	1999	DFD	35767	55.41
Wright, William J. & Patsy	2000	NBFD	01958	10.00
			TOTAL	\$1,217.78

G.S.#105-381(B) ALL REFUNDS MORE THAN \$100.00

(and) #105-325 including (A) (6)

NAME	YEAR	DIST	A/C#	AMOUNT
Beam, Guy R. III	2000	HPFD	0086637	\$100.00
Bond, Jeffery & Diana	2000	DFD/ELSD	18976	286.44
Ford Motor Credit Company	2000	PCFD	0121032	121.92
Garris, Jerry R.	1999	UNFD	0090693,0092069,0102667	193.25
Jarvis, Ronnie	1999	CITY	0062177	137.87
Jordan, Jeff & Teresa	2000	PCFD	18948	117.47
Laney, Sherri L.	2000	PCFD	15121	307.90
Seal, Laura Ann	2000	PCFD	0147807	160.61
			TOTAL	\$1,425.46

**WATER ACCOUNTS REQUESTING ADJUSTMENT**  
**February 12, 2001 – March 9, 2001**

NAME	ACCOUNT #	ADJUSTMENT	NEW TOTAL	REASON
AN Investment	6100681-01	\$536.85	\$236.48	Leak
Robert Carter	6146081-00	\$641.05	\$278.48	Leak
Vickie Cash	5073781-01	\$43.43	\$42.99	Leak
Nell Conner	6109441-00	\$50.10	\$40.20	Leak
Denver UMC	6101511-00	\$86..83	\$64..32	Leak
Dr. Richard Harris	10226101-00	\$161.13	\$97.86	Leak
Georgia Helms	4051741-00	\$36.33	\$58.23	Leak
Larry Jones	6137201-00	\$114.61	\$66..21	Leak
Todd Jones	6138131-04	\$792.16	\$366.36	Leak
William N. Leitch	10221071-00	\$55.54	\$78.24	Leak
Maurice Leonard	6144901-00	\$113.39	\$65.73	Leak
Ronald Moore	6093161-01	\$29.85	\$43.00	Leak
Diane Queen	5084341-0	\$25.88	\$37.84	Water Heater Broken
Mark Robinson	6113781-00	\$116.88	\$87.12	Leak
Terry Wilson	6114181-00	\$108.34	\$63.69	Leak
		\$2,912.37	\$1,626.76	

**UPON MOTION** by Commissioner Saine, the Board voted unanimously to approve the water accounts requesting late pay penalty removal.

**Budget Adjustment No. 72 to progress billing from Robert Segal for sales tax reallocation services. Requested by the Finance Department.**

**Budget Adjustment No. 73 to increase expenditure and revenue line items for additional allocation of funds for Child Day Care Program through State funds and Smart Start (no county funds involved) for Social Services.**

**Budget Adjustment No. 74 to increase expenditure and revenue line items for additional allocation of funds for Adoption Assistance am through State funds and Smart Start (no county funds involved) for Social Services.**

**Budget Adjustment No. 76 to reflect reversions from original budget which have been made back to Smart Start Partnership and to move funds to a needed line item for Cooperative Extension.**

**UPON MOTION** by Commissioner Saine, the Board voted unanimously to approve budget adjustments 72, 73, 74, and 76.

Commissioner Craig suggested that the Board take the Consent Agenda and vote on it as one item, asking any questions then.

**Public Comments:** Chairman Cochrane advised that this was the time the Board of Commissioners would receive comments from the citizens regarding any matter they desired to address.

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

**Challenges to the Lincoln County Tax Department:** Madge Huffman presented the following information concerning the challenges to the Tax Department.

- (1) **IMPLEMENTATION OF AN AUDIT PLAN FOR BUSINESS PERSONAL PROPERTY LOCATED IN LINCOLN COUNTY.**
  - (A) The audit of businesses in Lincoln County will require the services of an outside auditing firm. Due to the unavailability of in-house staff to conduct audits, many counties in North Carolina are currently using outside audit firms.
  - (B) These outside audit firms have two plans available for counties requiring their service: (1) Flat Fee Contact Plan – Fees charged are based on the historical cost of the company's personal property after discoveries. (2) Contingent Fee Plan – Charges for services are based on a percentage of all taxes discovered – including interest and penalties.
  - (C) We would like to present our recommendation of audit firms at a later meeting. We are waiting for portfolios from three firms suggested to us by the Department of Revenue.
- (2) **VERIFICATION OF CONTINUED QUALIFICATION FOR ALL PARTICIPANTS IN THE LAND USE ASSESSMENT VALUE PROGRAM IN LINCOLN COUNTY.**
  - (A) We are taking the first step in this review process by editing our files to verify that current applications are on file for all property owners receiving this deferment.
  - (B) When our records are updated, we will mail qualification questionnaires to all property owners currently under this program.
  - (C) Appraisal Staff will conduct an on-site review of all properties to verify the accuracy of information given on the returned qualification questionnaires.
  - (D) In the event that properties no longer qualify for this program, the amount of deferment will be recaptured for the current year plus three years prior – including all interest and penalties as if due and payable on January 1<sup>st</sup> for the year of deferment.
- (3) **FORECLOSURE ON REAL ESTATE PROPERTIES FOR DELINQUENT TAXES**
  - (A) We are currently working with the County Attorney to implement Mortgage Style Foreclosure on properties for which the Lincoln County Tax Collection Department has exhausted all other collection remedies.

Stan Duncan, a representative from the N. C. Department of Revenue, shared information concerning the required Business Personal Property Audits as well as the process for verification of qualification for properties in the Land Use Assessment Programs.

**UDC Request for Funding:** Hazel Andrews stated that they are anticipating the reopening of Memorial Hall in June of this year. Their organization will be 100 years old on June 13, 2001. Ms. Andrews stated that they applied for a state grant of \$24,000, and are requesting \$20,000 of matching funds, \$10,000 from the City and \$10,000 from the County. This money will be used for renovations to the Memorial Hall Building.

**UPON MOTION** by Commissioner Craig, the Board voted unanimously to put this request in the budget process for consideration.

**Recommendations from the Planning Board from March 5, 2001:**

**Parallel Conditional Use Rezoning No. 76 – Michael Fox & Associates, applicant:**  
Shane Stewart, Zoning Administrator, stated that the Planning Board unanimously recommended tabling pending a revision to the traffic impact study.

**Parallel Conditional Use Rezoning No. 77 – Michael Baker, applicant:** Shane Stewart, Zoning Administrator, stated that the Planning Board unanimously recommended approval.

**UPON MOTION** by Commissioner Craig, the Board voted unanimously to accept the rezoning request PCUR to rezone 1.8 acres from General Industrial (I-G) to Conditional Use Residential Suburban (CU-R-S) to accommodate four (4) duplex units and one (1) triplex for a total of (11) eleven apartment units.

Chairman Cochrane presented the findings of fact, as approved by the Planning Board for Parallel Conditional Use Rezoning No. 77 – Michael Baker, applicant.

**RECOMMENDATION ON FINDINGS OF FACT  
FOR A CONDITIONAL USE PERMIT**

**LINCOLN COUNTY, NORTH CAROLINA**

Application Number: PCUR#77      Date: March 19, 2001

Applicant's Name: Michael Baker, Floyd Dean  
Address: 1896 Gastonia Hwy.  
Lincolnton, NC 28092

Property Owner's Name: same as above  
Address:

Property Location: Riverview Road

Existing Zoning: IG

Proposed Conditional Use: Four duplexes and one triples for a total of eleven rental apartment units

#### FINDINGS OF FACT

1. The use will not materially endanger the public health or safety if located where proposed and developed according to plan. Yes X No\_\_\_\_\_
2. The use meets all required conditions and specifications. Yes X No\_\_\_\_\_  
Factual Reason Cited: It does meet conditions and specifications.
3. The use will not substantially injure the value of adjoining or abutting property unless the use is a public necessity. Yes X No\_\_\_\_\_  
Factual Reasons Cited: It is an upgrade.
4. The location and character of use, if developed according to the plan as submitted and approved, will be in harmony with the area in which it is to be located and will be in general conformity with the Land Use Plan for the area in question.  
Yes X No\_\_\_\_\_

After having held a public hearing on March 5, 2001, and in light of the finding of facts listed herein, the following action was taken by the Lincoln County Board of Commissioners:

**UPON MOTION** by Commissioner Craig, the Board voted unanimously to accept the Findings of Fact on Parallel Conditional Use Rezoning No. 77, based on the fact of the recommendation from the Planning Board, with no conditions required.

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Chairman  
Lincoln County Board of Commissioners

Date

**Parallel Conditional Use Rezoning No. 78 – Vastis Development, applicant:**

Shane Stewart, Zoning Administrator, stated that the Planning Board unanimously recommended approval with the following two conditions: 1) Study of driveway cuts from NCDOT on area with applicant adhering to recommendation of NCDOT and 2) Storm water runoff plans to be approved by staff and various departments.

**UPON MOTION** by Commissioner Craig, the Board voted to accept the Planning Board's on PCUR #78, rezoning 27.3 acres to Conditional Use General Business (CU-B-G) to accommodate approximately a 108,000 square foot multi-tenant development.

Chairman Cochrane presented the findings of fact for Parallel Conditional Use Rezoning No. 78 – Vastis Development, applicant, as approved by the Planning Board.

RECOMMENDATION ON FINDINGS OF FACT  
FOR A CONDITIONAL USE PERMIT

LINCOLN COUNTY, NORTH CAROLINA

Application Number: PCUR# 78      Date: March 5, 2001

Applicant's Name: John Vastis Vastis Development  
Address: 19519 Crosstree Lane  
Cornelius, NC 28031

Property Owner's Name: Webb's Road Investors  
Address: PO Box 958  
Denver, NC 28037

Property Location: NC 16 at Webb's Chapel Road

Existing Zoning: Mixed

Proposed Conditional Use: Commercial/retail center with a 50,000 square foot food store and three free standing out parcels.

FINDINGS OF FACT

1. The use will not materially endanger the public health or safety if located where proposed and developed according to plan. Yes X No \_\_\_\_  
Factual Reason Cited: 1. Approved DOT study 2. Approved storm water specifications.
2. The use meets all required conditions and specifications. Yes X No \_\_\_\_  
Factual Reason Cited: Conditions stated above.
3. The use will not substantially injure the value of adjoining or abutting property unless the use is a public necessity. Yes X No \_\_\_\_  
Factual Reasons Cited: With above conditions.
4. The location and character of use, if developed according to the plan as submitted and approved, will be in harmony with the area in which it is to be located and will be in general conformity with the Land Use Plan for the area in question.  
Yes X No \_\_\_\_  
Factual Reasons Cited: Commercial property in an already commercialized area.

After having held a public hearing on March 5, 2001, and in light of the finding of facts listed herein, the following action was taken by the Lincoln County Board of Commissioners:

**UPON MOTION** by Commissioner Anderson, the Board voted unanimously to approve Parallel Conditional Use Rezoning No. 78 with the following three conditions: 1) Study of driveway cuts from NCDOT on area with applicant adhering to recommendation of NCDOT, 2) Storm water runoff plans to be approved by staff and various departments, and 3) The current turn lane on Webbs Road be extended such that it will reach the eastern most **driveway** of this property where it abuts Webbs Road.

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Chairman  
Lincoln County Board of Commissioners

Date

**Watershed Conditional Use Permit No. 7 – Gary Miller, applicant:**

Shane Stewart, Zoning Administrator, stated that the Planning Board's recommendation was unanimous to approve the request with no conditions.

RECOMMENDATION ON FINDINGS OF FACT  
FOR A CONDITIONAL USE PERMIT

LINCOLN COUNTY, NORTH CAROLINA

Application Number: WSCUP# 7    Date: March 5, 2001

Applicant's Name: Gary Miller  
Address: 680 NB 3 School Road  
Vale, NC 28168

Property Owner's Name: same as above  
Address:

Property Location: 27 West

Existing Zoning: B-N DH

Proposed Conditional Use: Need additional parking for the customers 42 total parking spaces.

FINDINGS OF FACT

1. The use will not materially endanger the public health or safety if located where proposed and developed according to plan. Yes X No\_\_\_\_\_
2. The use meets all required conditions and specifications. Yes X No\_\_\_\_\_
3. The use will not substantially injure the value of adjoining or abutting property

unless the use is a public necessity. Yes X No \_\_\_\_\_  
Factual Reasons Cited: Improve the value

4. The location and character of use, if developed according to the plan as submitted and approved, will be in harmony with the area in which it is to be located and will be in general conformity with the Land Use Plan for the area in question.  
Yes X No \_\_\_\_\_  
Factual Reasons Cited: Predominately a business area.

After having held a public hearing on March 5, 2001, and in light of the finding of facts listed herein, the following action was taken by the Lincoln County Board of Commissioners:

**UPON MOTION** by Commissioner Craig, the Board voted unanimously to find this in the affirmative based on the recommendation from the Planning Board and that there be no conditions placed on this.

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Chairman Date  
Lincoln County Board of Commissioners

**Conditional Use Permit No. 185 – SBA Towers, applicant:** Shane Stewart, Zoning Administrator, stated that the Planning Board's recommendation was unanimous approval of the request with the condition that the tower be lighted.

Commissioner Craig asked the type of light that would be required.

Jonathan Yates with SBA Towers stated that the lighting would conform to federal standards. They would offer a flashing white light during the day and it would switch to a red constant. He stated that this has the most appeal to the applicants.

**RECOMMENDATION ON FINDINGS OF FACT  
FOR A CONDITIONAL USE PERMIT**

**LINCOLN COUNTY, NORTH CAROLINA**

Application Number: CUP# 185 Date: March 5, 2001

Applicant's Name: SBA Towers, Inc.  
Address: 4400-B Stuart Andrew Blvd.  
Charlotte, NC 28217

Property Owner's Name: Donnie Ray Harris  
Address: 3286 Donnie Harris Lane  
Maiden, NC 28650

Property Location: 3287 National Way, Maiden, NC

Existing Zoning: RT

Proposed Conditional Use: To locate a 125' monopole communications tower and associated facilities.

#### FINDINGS OF FACT

1. The use will not materially endanger the public health or safety if located where proposed and developed according to plan. Yes X No\_\_\_\_\_
2. The use meets all required conditions and specifications. Yes X No\_\_\_\_\_  
Factual Reason Cited: Based on the study as presented.
3. The use will not substantially injure the value of adjoining or abutting property unless the use is a public necessity. Yes X No\_\_\_\_\_  
Factual Reasons Cited: Study and size of property.
4. The location and character of use, if developed according to the plan as submitted and approved, will be in harmony with the area in which it is to be located and will be in general conformity with the Land Use Plan for the area in question.  
Yes X No\_\_\_\_\_  
Factual Reasons Cited: The land is vacant.

After having held a public hearing on March 5, 2001, and in light of the finding of facts listed herein, the following action was taken by the Lincoln County Board of Commissioners:

**UPON MOTION** by Commissioner Gamble, the Board voted unanimously to accept the recommendation of the Planning Board with the one condition that the tower be lighted.

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Chairman Date  
Lincoln County Board of Commissioners

**Conditional Use Permit No. 186 – Wade Workman, applicant:** Shane Stewart, Zoning Administrator, stated that the Planning Board's recommendation was to approve unanimously.

#### RECOMMENDATION ON FINDINGS OF FACT FOR A CONDITIONAL USE PERMIT

#### LINCOLN COUNTY, NORTH CAROLINA

Application Number: CUP# 186 Date: March 5, 2001

Applicant's Name: Wade Workman  
Address: 1191 Hulls Grove Church Road

Vale, NC

Property Owner's Name: Same as above

Property Location: 1191 Hulls Grove Church Road, Vale

Existing Zoning: R-S

Proposed Conditional Use: Single Family Residence of a single wide trailer

#### FINDINGS OF FACT

1. The use will not materially endanger the public health or safety if located where proposed and developed according to plan. Yes X No\_\_\_\_\_
2. The use meets all required conditions and specifications. Yes X No\_\_\_\_\_
3. The use will not substantially injure the value of adjoining or abutting property unless the use is a public necessity. Yes X No\_\_\_\_\_  
Factual Reasons Cited: Similar all around.
4. The location and character of use, if developed according to the plan as submitted and approved, will be in harmony with the area in which it is to be located and will be in general conformity with the Land Use Plan for the area in question.  
Yes X No\_\_\_\_\_  
Factual Reasons Cited: Other mobile homes in area.

After having held a public hearing on March 5, 2001, and in light of the finding of facts listed herein, the following action was taken by the Lincoln County Board of Commissioners:

**UPON MOTION** by Commissioner Gamble, the Board voted unanimously to approve Conditional Use Permit No. 186 – Wade Workman, applicant.

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Chairman  
Lincoln County Board of Commissioners

Date

**Zoning Text Amendment No. 358 – Lincoln County, applicant:** Shane Stewart, Zoning Administrator, stated that the Planning Board's recommendation was to table this request until the Land Use Plan is adopted.

**Zoning Map Amendment No. 362 – Lincoln County, applicant:** Shane Stewart, Zoning Administrator, stated that the Planning Board's recommendation was to approve the request unanimously.

**UPON MOTION** by Commissioner Craig, the Board voted unanimously to rezone the 2.5 acres from Conditional Use General Industrial (CU I-G) with a Designated Highway overlay district (D-H) to General Business (B-G) D-H.

**Zoning Text Amendment No. 363 – Lincoln County, applicant:** Shane Stewart, Zoning Administrator, stated that the Planning Board's recommendation was to table the request to readvertise the case with changes, which are as follows:

Amend Section 2.4 in the Lincoln County Zoning Ordinance to state:

If a private residential quarters is issued as an agriculture exemption, it shall adhere to the following regulations:

- 1) Must have one (1) parcel containing at least ten (10) acres in actual production.
- 2) The application must be renewed every two (2) years with the supporting documentation that a farm worker resides in home.
- 3) Exemptions are for farm employees only and may not extend to a non-farm employee.
- 4) If farm subsides, the structure must be removed or come into compliance within one hundred and eighty (180) days.
- 5) Mobile homes may only be in the form of Class A, B, or C.
- 6) The number of homes for farm exemption status are limited to:

<u>Acreage</u>	<u>Units</u>
10	1
11-100	2
101 +	3

\*\*Add one unit per additional 50 acres

**UPON MOTION** by Commissioner Gamble, the Board voted unanimously to approve the new language to be readvertised for a public hearing on April 2, 2001.

**Zoning Map Amendment 364 – Bryan McClure, applicant:** Shane Stewart, Zoning Administrator, stated that the Planning Board unanimously recommended approval.

**UPON MOTION** by Commissioner Gamble, the Board voted unanimously to approve Zoning Map Amendment No. 364 – Bryan McClure, applicant.

**Address Awareness Campaign – Madge Huffman:** Madge Huffman reviewed the Address Awareness Campaign with the Board. She stated that brochures and other literature will be produced and distributed at the elementary and possibly middle schools. She stated that they plan to purchase numbers for those who cannot afford them, and for elderly couples and those who cannot post them, there will be volunteers who post them. She asked the Board to designate the month of May as Address Awareness Month in Lincoln County. Ms. Huffman stated that there is a requirement in the Ordinance for posting house numbers and fees can be charged if they are not.

**UPON MOTION** by Commissioner Craig, the Board voted unanimously to accept the campaign and designate May as Address Awareness Month.

**Recommendation for GPS System – Madge Huffman:** Madge Huffman stated that she would like to recommend to the Board of Commissioners the purchase of a GPS Pathfinder Pro XRS with the Advantage Laser Rangefinder GIS Kit. The features of this system will meet the Addressing Department's need for locating roads. It will also allow us to identify structures without address numbers in order to follow up with property owners not complying with the Addressing and Road Naming Ordinance. The total cost of the equipment including training and support will be approximately \$20,000 and would come from 911 funds.

Commissioner Gamble asked if this can be bought on state contract.

**UPON MOTION** by Commissioner Craig, the Board voted unanimously to purchase the product, after looking at the state contract to make sure a cheaper price cannot be found.

**Set Public Hearing for Addressing Ordinance:** Madge Huffman presented the Board with the Addressing and Road Naming Ordinance and asked them to set a public hearing for April 16, 2001 at 8:00 PM.

**UPON MOTION** by Commissioner Saine, the Board voted unanimously to set the public hearing for April 16, 2001 at 8:00 PM.

**UPON MOTION** by Commissioner Gamble, the Board voted unanimously to change the fee to \$20 per day.

**Work First Report – Susan McCracken:** Susan McCracken suggested that if the Board chooses to remain in the Electing County Status that a letter be sent to the state office saying that this is the request as long as they do not cut the budget any further, where the program would not be successful. She reviewed the benefits and possible disadvantages of remaining an Electing County.

**UPON MOTION** by Commissioner Gamble, the Board voted unanimously to remain in Electing County Status.

**Environmental Health Fee Proposal – Maggie Dollar:** Maggie Dollar, Health Director and Scott Sneed, Environment Health Supervisor presented the Board with a new fee schedule, which will be posted to the public, encouraging written comments back. These comments would come to the Health Department and would be brought back before the Commissioners and to the Board of Health. The Board of Commissioners would have to approve the fee changes for them to become effective.

**UPON MOTION** by Commissioner Gamble, the Board voted unanimously to accept Ms. Dollar's recommendation.

**Proposed East Lincoln Library Design Contract and Discussion of Request for**

**Proposed West Lincoln Branch Library:** Commissioner Anderson requested that the Board approve a contract with the Architect selected to design the new library facility to be located in East Lincoln County and establish a Branch Library in West Lincoln County.

**UPON MOTION** by Commissioner Gamble, the Board voted unanimously to approve the Architectural contract for the East Lincoln Library as presented and approve West Lincoln's request to establish a branch library.

Commissioner Craig stated that he is extremely proud that ELBA is going to be undertaking a fundraising drive for this library and given the fact that they are willing to do this, that the Board go ahead and appropriate the \$600,000 plus the remaining balance of the \$150,000 that Commissioner Anderson is going to draw the \$59,000 down from, for the construction of this library and try to get it in this upcoming budget year.

**A MOTION** by Commissioner Craig to commit \$600,000 plus the remainder of \$150,000 minus the Architectural fees, working out a financial program that will work within the budget.

Commissioner Craig stated that on the West Lincoln Library there is a gentleman who has offered a fair and reasonable rate on a building that is under construction.

Lesley Levine gave estimates to the Board concerning the West Lincoln Library.

Commissioner Gamble voiced objections and said that he felt the West Lincoln Library should be postponed for a year.

**UPON MOTION** by Commissioner Craig, the Board voted unanimously to go forward with the West Lincoln Library, putting the \$146,800 into the 2001-2002 budget, borrowing whatever possible, and proceed to establish a lease with the Millers to try and secure the building.

**Resolution Authorizing the Filing of an Application for Approval of a Financing**

**Agreement Authorized by North Carolina General Statute 160A-20:** Leon Harmon presented the Board with the following resolution

**RESOLUTION AUTHORIZING THE FILING OF AN APPLICATION FOR  
APPROVAL OF A FINANCING AGREEMENT AUTHORIZED BY NORTH  
CAROLINA GENERAL STATUTE 160A-20**

WHEREAS, the County of Lincoln, North Carolina desires to construct a wastewater pump station and force main to connect the Timken roller bearing facility to the City of Lincolnton wastewater collection system, thereby allowing Lincoln County to close a small package sewer plant that is currently serving the facility; and

WHEREAS, The County of Lincoln desires to finance the Project by the use of an installment contract authorized under North Carolina General Statute 160A, Article 3, Section 20; and

WHEREAS, findings of fact by this governing body must be presented to enable the North Carolina Local Government Commission to make its finding of fact set forth in North Carolina General Statute 159, Article 8, Section 151 prior to approval of the proposed contract;

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of Lincoln County, North Carolina, meeting in regular session on the 19<sup>th</sup> day of March 2001, make the following findings of fact:

1. The proposed contract for \$600,000 dollars is necessary and expedient to allow for the expansion of industrial development, the creation of additional jobs, and to allow for the closing of an aging wastewater treatment package plant owned by Lincoln County.
2. The proposed contract is preferable to a bond issue for the same purpose because there are not adequate funds in the current budget to finance the total cost of this project. Lincoln County has endeavored to improve its fund balance to an amount acceptable to the LCLGC and consistent with sound financial management. The current fund balance is not adequate to pay for this project without spreading the payments over several years. This financing is preferred over general obligation bonds because of the comparable interest rate and lower issuance cost associated with private placement. This is also preferable to two-thirds debt issuance because currently there is no two-thirds debt authorization available. Furthermore, this form of financing is faster than general obligation bonds and needs to be completed within the next few months since reasonable bids have been received.
3. The sums to fall due under the contract are adequate and not excessive for the proposed purpose because they are reasonable for the proposed project.
4. The County of Lincoln's debt management procedures and policies are good because such practices have been carried out in strict compliance with the law as evidenced by the additional general obligation debt that has been issued over the past several years for school projects.
5. The County of Lincoln has identified sufficient new revenues from growth and savings through the closing of the existing package plant, and therefore no increase in property taxes will be necessary for that purpose.
6. The County of Lincoln is not in default in any of its debt service obligations.

7. The attorney for the County of Lincoln has rendered an opinion that the proposed Project is authorized by law and is a purpose for which public funds may be expended pursuant to the Constitution and laws of North Carolina.

NOW, THEREFORE, BE IT FURTHER RESOLVED that the Chairman of the Board of Commissioners and/or the County Manager is hereby authorized to act on behalf of the County of Lincoln in filing an application with the North Carolina Local Government Commission for approval of the Project and the proposed financing contract and other actions not inconsistent with this resolution.

This resolution is effective upon its adoption this 19th day of March, 2001.

The motion to adopt this resolution was made by Commissioner \_\_\_\_\_, seconded by Commissioner \_\_\_\_\_, and passed by a vote of \_\_\_\_\_ to \_\_\_\_\_.

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Jerry W. Cochrane, Chairman  
Board of Commissioners

ATTEST:

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Amy S. Long, Clerk to the  
Board of Commissioners

This is to certify that this is a true and accurate copy of Resolution No. \_\_\_\_\_ Adopted by the Lincoln County Board of Commissioners on the 19<sup>th</sup> day of March, 2001.

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Amy S. Long, Clerk to the  
Board of Commissioners

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Date

**UPON MOTION** by Commissioner Anderson, the Board voted unanimously to approve the Resolution.

**Vacancies:** Commissioner Craig presented the following vacancies.

Lincoln County Child Protection Team	1
Nursing and Adult Care Home Community Advisory Committee	8
Region F Aging Advisory Committee	

Alternate	1
Delegate	1
Council on Aging	1

### **Appointments:**

Commissioner Craig presented the following recommendations for appointments.

#### East Lincoln Library Committee

Cynthia L. Jarvis

#### Highway 16 Corridor Study Committee

Boyce Lynch

Gary Dellinger

Commissioner Craig stated that on the Highway 16 Corridor Study Committee, the number of appointees was changed from 15 to 20 to accommodate one. After this there was a flush of new applicants for the remaining 4 seats. He recommended that the Board change the number back to 18, close it at 18, and elect Mr. Boyce Lynch and Mr. Gary Dellinger to the Committee.

Commissioner Gamble voiced opposition to the recommended appointments to the Highway 16 Corridor Study Committee due to conflict of interest.

**A MOTION** by Commissioner Craig to establish 18 as the number of people on the Highway 16 Corridor Study Committee.

**Vote: 4 – 1**   AYES: Cochrane, Anderson, Craig, Gamble  
NOES: Saine

**UPON MOTION** by Commissioner Craig, the Board voted unanimously to appoint Cynthia Jarvis to the East Lincoln Library Committee.

**A MOTION** by Commissioner Craig to appoint Boyce Lynch and Gary Dellinger to the Highway 16 Corridor Study Committee.

**Vote: 4 – 1**   AYES: Cochrane, Craig, Anderson, Saine  
NOES: Gamble

**Calendar:** Chairman Cochrane presented the Board's calendar for April 2001.

Stan Kiser, County Manager, stated that Centralina traditional rotates its meeting location among the member Counties. Since they last met in Lincoln County in January, 2000, they have met in all other Counties. Centralina has requested that the City of Lincolnton and Lincoln County jointly host their meeting on Wednesday, May 16, 2001.

**UPON MOTION** by Commissioner Saine, the Board voted unanimously to join with the City of Lincolnton in hosting the COG meeting on May 16, 2001.

**County Commissioners' Report:** Commissioner Saine presented a letter from Dr. Eaddy requesting that the Commissioners approve a resolution endorsing the completion of Highway 16 in eastern Lincoln County.

**UPON MOTION** by Commissioner Saine, the Board requested that Amy Long and Stan Kiser draw up a Resolution for the April 2, 2001 meeting.

Commissioner Gamble announced to the Board that he plans to resign within the next few weeks and will be sending a letter to the Chairman.

Commissioner Craig stated that he felt the Board should have a reception honoring Dr. Gamble.

**County Manager's Report:** Stan Kiser, County Manager, presented the County Manager's Report.

**County Finance Officer's Report:** Leon Harmon presented the Finance Officer's Report.

**Closed Session:** **A MOTION** by Commissioner Craig to go into closed session to discuss a real estate matter that is confidential pursuant to N.C.G.S. 143-318.11.

**Vote:** Unanimously approved.

**The Board returned to Open Session and the Chairman advised that no action was taken in Closed Session.**

**A MOTION** by Commissioner Craig to enter into the option agreement with the Town Square Group at \$5,000 per month for a 90 day period commencing March 15, 2001 and extending 90 days thereafter, with the option money to be payable monthly on the 15<sup>th</sup> of each month, and within the option period, the County will have the right to buy the property at the purchase price of \$700,000 or enter into a long-term lease for up to a three year period at \$5,000 per month, a triple net lease, with the option to purchase at \$700,000 continuing during the lease period.

**VOTE:** Unanimously approved.

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

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Amy S. Long, Clerk to the Board

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Jerry W. Cochrane, Chairman