

MINUTES
LINCOLN COUNTY BOARD OF COMMISSIONERS
MONDAY, FEBRUARY 14, 2000

The Lincoln County Board of County Commissioners and the Planning Board met in a joint session on February 14, 2000 at the Citizens Center, Commissioners Room, 115 West Main Street, Lincolnton, North Carolina, the regular place of meeting at 5:30 PM.

Commissioners Present:

James A. Hallman, Chairman
Terry L. Brotherton, Vice-Chairman
Beth H. Saine
W. J. Waters, Jr.

Commissioners Absent:

John R. Gamble, Jr.

Planning Board Members Present:

James Funderburk
Dean Lutz
Stanley Roseboro
Ron Smith
Gary Garlow

Others Present:

Jeffrey A. Taylor, County Attorney
Amy S. Long, Clerk to the Board
Kelly Atkins, Director of Building and Land Development
Lee Lawson, Land Use Coordinator
Sherry Mobley, Administrative Secretary
Barbara Carpenter, Code Enforcement Officer
Leon Harmon, Finance Director

Call to Order: Chairman Hallman called the February 14, 2000 meeting to order.

Adoption of Agenda: UPON MOTION by Commissioner Saine, the Board voted unanimously to adopt the agenda as follows.

AGENDA

LINCOLN COUNTY BOARD OF COMMISSIONERS

PUBLIC HEARINGS

FEBRUARY 14, 2000

- | | | |
|----|---------|--------------------|
| | 5:30 PM | Call to Order |
| 1. | 5:30 PM | Adoption of Agenda |

2. 5:30 PM Approval of Minutes
 - January 17, 2000
 - January 24, 2000
3. 5:30 PM School Bonds Public Hearing
4. 6:00 PM Lincoln County Public Education Foundation – Commissioner Terry Brotherton
5. 6:10 PM **At this time, the Board of Commissioners will recess the February 14, 2000 meeting and open the February 14, 2000 Board of Variance and Appeals Meeting.**
6. 6:55 PM New Business / Advertised Public Hearing

Zoning Map Amendment No. 325 – Beth Craig, applicant. Request to rezone 3.7 acres owned by Arnold Craig and 3.9 acres owned by Winfred Green from Residential Single-Family (R-SF) to Residential Suburban (R-S) in order to place a Class A mobile home on the lot owned by Mr. Craig. These properties are located on Lackey Road in Vale, NC.

Zoning Text Amendment No. 326 – Zoning Ordinance Text Change: Amend the Zoning Ordinance in Section 11.10.2, Planned Mixed Use (P-MU) District, to state that any nonresidential use located in a P-MU District shall meet all setback regulations as provided in the General Business (B-G) districts.

Zoning Map Amendment No. 327 – Crystal Hope, applicant. Request to rezone 3.024 acres owned by Lovenia Finger from Residential Suburban (R-S) to Residential Transitional (R-T) in order to place a single wide mobile home on the said lot. The property is located at 571 Car Farm Road in Lincolnton, NC.
7. 8:00 PM Children’s Safety – Jonathan Hovis
8. 8:10 PM Personnel Policy and Procedures
9. 8:20 PM East Lincoln Facility Draft Lease with East Lincoln Optimist Club – Terry Brotherton and WJ Waters
10. 8:30 PM Cultural Center Dome Roof – Beth Saine
11. 8:40 PM Other Business
12. 8:50 PM Recommendations from the Planning Board – February 14,

2000

- Conditional Use Permit No. 164 – SBA Towers, applicant.
- Zoning Map Amendment No. 325 – Beth Craig, applicant.
- Zoning Text Amendment No. 326.
- Zoning Map Amendment No. 327 – Crystal Hope, applicant.

Adjourn

Approval of Minutes: Chairman Hallman presented the minutes of January 17, 2000 and January 24, 2000 meetings for approval.

Chairman Hallman noted the following mistake in the January 24, 2000 minutes on page 3 as follows: **UPON MOTION** by Commissioner Gamble, seconded by Commissioner Gamble, the Board voted unanimously to approve the Order Authorizing \$36,000,000 School Bonds.

Amy Long, Clerk to the Board, stated that she would bring these back to the Board at a later time, with corrections, for approval.

UPON MOTION by Commissioner Brotherton, the Board unanimously approved the January 17, 2000 minutes.

School Bonds Public Hearing:

Chairman Hallman advised that the purpose of the School Bonds Public Hearing is not on the eventual use of the bond money, only comments for or against issuing the \$36 million school bonds.

Chairman Hallman opened the Public Hearing for School Bonds, calling on Carl Beam, who was signed up to speak. Mr. Beam did not come forward.

Patrick Sutton stated that he disagrees with building an addition at East Lincoln High School, and sees no other way to accommodate the rising East Lincoln area population, other than building a new school.

Michael Bowen stated that he was speaking on behalf of the East Lincoln High School Family. He stated that he has personally polled the staff/administration/support personnel at East Lincoln High School and 100% support the School Board's plan for building a new high school, not an expansion of the current facility.

Betty Lawing stated that she was speaking for the entire School Board. She stated that they support a Bond Referendum for 36 million dollars. She respectfully requested that voters be allowed to vote on a Bond Referendum in the amount of 36 million dollars.

David Baxter stated that he has three children in the school system, and is in favor of the Bond Referendum.

Martin Eaddy stated that he would like to speak in support of the 36 million dollar School Bond Referendum. He asked the Board to resolve the disagreement about the construction projects before the Referendum is held.

Kathy McMurry stated that the Boards need to let the public know what the bond package is. She spoke in favor of the Referendum.

Being no one else wishing to speak, Chairman Hallman declared the Public Hearing on School Bonds closed.

Lincoln County Public Education Foundation – Commissioner Terry Brotherton:

Commissioner Brotherton stated that he has been approached by Betty Lawing, a trustee for the Lincoln County Public Education Foundation, seeking financial support for their endowment program. He stated that this endowment program is a very worthwhile investment, because any contribution that the County makes will never be spent. It will remain on deposit or invested with a percentage of the annual earnings being available for furthering technology for students or teachers in Lincoln County. Commissioner Brotherton stated that the Lincoln County Public Education Foundation is asking for a \$20,000 donation. They have received \$10,000 from the City of Lincolnton.

Betty Lawing and Louis Fletcher gave a presentation on the Lincoln County Public Education Foundation. Mr. Fletcher stated that the Lincoln County Public Education Foundation is a 501C3, is chartered by the State of North Carolina, and guided by a board of Directors in Lincoln County. One of the main purposes of the foundation is to build an endowment fund as a perpetual funding source for the implementation of technology in the classroom and for the funding of innovative teaching grants that are submitted to an independent judging body by teachers or teams of teachers from schools in Lincoln County.

Commissioner Saine stated that she appreciated Betty Lawing getting the information to the Board before the meeting, in the Board packets.

Commissioner Brotherton stated that he has discussed this with Mr. Kiser, and he is very comfortable with the Board making a commitment at this time

UPON MOTION by Commissioner Brotherton, the Board voted unanimously to provide the Lincoln County Public Education Foundation with a \$20,000 donation from the 2000 budget

Recess: **UPON MOTION** by Commissioner Waters, the Board voted unanimously to recess the February 14, 2000 Public Hearing and open the February 14, 2000 Board of Variance and Appeals meeting.

New Business: Advertised Public Hearings: Chairman Hallman announced that this was the date, Monday, February 14, 2000 and the time, 5:30 PM, which was advertised in the *Lincoln Times-News* on February 4 and 11, 2000.

NOTICE OF PUBLIC HEARING

The Lincoln County Board of Commissioners and Planning Board will hold a joint meeting and public hearing at 5:30 P.M. on Monday, February 14, 2000 (note time change) to consider the following zoning related matters:

CUP #164 SBA Towers, applicant: A request for a Conditional Use Permit for property owned by Thomas and Theodosia Moore located at 3510 Ironton Place in Iron Station, NC. The applicant is making this request in order to accommodate a telecommunication/transmission tower that will be 145 feet in height.

ZMA # 325 Beth Craig, applicant: A request to rezone 3.7 acres owned by Arnold Craig and 3.9 acres owned by Winfred Green from Residential Single-Family (R-SF) to Residential Suburban (R-S) in order to place a Class A mobile home on the lot owned by Mr. Craig. These properties are located on Lackey Road in Vale, NC.

ZTA #326 Zoning Ordinance Text Change: Amend the Zoning Ordinance in Section 11.10.2, Planned Mixed Use (P-MU) District, to state that any nonresidential use regulations as provided in the General Business (B-G) Districts.

ZMA #327 Crystal Hope, applicant: A request to rezone 3.024 acres owned by Lovenia Finger from Residential Suburban (R-S) to Residential Transitional (R-T) in order to place a single wide mobile home on the said lot. The property is located at 571 Car Farm Road in Lincolnton, NC.

Jeff Taylor, County Attorney, stated that on Conditional Use Permit No. 164 – SBA Towers, applicant, which is on the agenda for action from the Planning Board, there is a procedural problem with the Planning Board taking action on this. One member of the Planning Board has a conflict in that matter, and there will not be enough Planning Board members left to take action on this. The applicant has requested that this not be considered by the Planning Board tonight, and under the Zoning Ordinance, the applicant has the right to request that the Commissioners take action on it after it has been with the Planning Board 45 days. The applicant has consented to waive the 45 day consideration by the Commissioners, at least through the March Public Hearing meeting.

Zoning Map Amendment – Beth Craig, applicant: Lee Lawson, Land Use Coordinator, presented the following information concerning Zoning Map Amendment No. 325 – Beth Craig, applicant.

The applicant is requesting to rezone 3.7 acres owned by Arnold Craig and 3.9 acres owned by Winfred Green from Residential Single-Family (R-SF) to Residential Suburban (R-S). The applicant has applied to rezone these properties in order to place a Class A mobile home on the lot owned by Mr. Craig.

Both of these parcels are located on Lackey Road in the North Brook Township. The properties are joined on the north, east, south, and northwest by properties that are zoned Residential Single-Family (R-SF). The parcels are joined on the southwest by properties that are zoned Residential Suburban (R-S). The Lincoln County Land use Plan calls for medium density development in these areas.

Commissioner Waters asked if there was any road frontage on this parcel.

Lee Lawson stated that there was no road frontage on this parcel.

Chairman Hallman opened the Public Hearing for Zoning Map Amendment No. 325 – Beth Craig, applicant.

Arnold Craig stated that he has deeded off a portion of his lot for a mobile home for his daughter. He stated that this is why they are asking for the Zoning Map Amendment.

Being no additional speakers, Chairman Hallman declared the public hearing for Zoning Map Amendment No. 325 – Beth Craig, applicant, closed.

Zoning Text Amendment No. 326 : Lee Lawson, Land Use Coordinator, presented the following information concerning Zoning Text Amendment No. 326.

This is a staff recommendation. All other planned zoning districts (P-R, P-O, and P-I) have yard requirements and setback regulations for nonresidential uses.

Amend Section 11.10.2 of the Lincoln County Zoning Ordinance, P-MU Planned Mixed-Use District, to state: so that any nonresidential use located in a P-MU District shall meet all setback regulations as provided in the General Business (B-G) District.

Chairman Hallman opened the Public Hearing for Zoning Text Amendment No. 326.

Being no one wishing to speak, Chairman Hallman declared the public hearing for Zoning Text Amendment No.326 closed.

Zoning Text Amendment No. 327 – Crystal Hope, applicant: Lee Lawson, Land Use Coordinator stated that the applicant has resubmitted for a Conditional Use Permit, which will be heard next month.

Children's Safety – Jonathan Hovis:

Jonathan Hovis stated that the issue is children's safety on his property and responsibility of neighbors. He stated that his neighbors fire weapons across and through his property, not allowing his children to ride their ATV's on his property. Mr. Hovis stated that he has called out Law Enforcement, but they say there is nothing they can do. He asked what can be done about this.

Chairman Hallman advised the County Attorney to do a little investigating on what Statutes may be available, and how other counties are handling this.

Personnel Policy and Procedures: Stan Kiser, County Manager, stated that he has spoken to the Board about this before.

UPON MOTION by Commissioner Waters, the Board voted unanimously to approve the following change.

County of Lincoln

Personnel Policy and Procedures

Promotions, Transfers and Reclassifications

1.0 Purpose:

It is the policy of the County to maintain a consistent and systematic policy to promote, transfer and reclassify employees currently in service with the county. Decisions are made without regard to race, color, religion, sex, national origin, political affiliation, nondisqualifying handicap, or age.

2.0 Policy:

The County shall maintain a policy that is consistent and systematic when promotions, transfers and reclassifications occur. First consideration for filling vacant positions shall be given to eligible employees already in service with the County.

3.0 Departments Affected:

All departments.

4.0 Definitions/Procedures:

4.1 Promotions

4.1.1

Candidates for promotions will have already served and satisfactorily met all requirements of a 6 months probationary period with the County and be classified as a Regular Full-Time Employee. Consideration for promotions will be given to County employees first, based on their experience and qualifications. If a current employee is chosen for the promotion, the department head shall forward the request to the County Manager with recommendations for classification and salary. An employee approved for the promotion by the County Manager will be placed in that position at the beginning of a specified pay period. If an employee's current salary is already at or above the new minimum salary rate, his/her current salary shall be adjusted upward or left unchanged at the discretion of the County Manager. The employee will be eligible for a 1-step salary increase at the end of 6 months in the new classification.

4.2 Transfers

4.2.1

If a vacancy occurs and an eligible employee who has successfully completed a probationary period wishes consideration to transfer to another department or position he/she must complete an application during the recruitment period. If a current employee is chosen, the department head will again forward the recommendation and request to the County Manager.

4.2.2

An employee that is approved for a lateral transfer by the County Manager in the same salary grade shall be given his/her same current salary in that classification. Lateral transfers will not be eligible for a 1-step salary increase at the end of 6 months.

4.2.3

An employee that wishes to accept and transfer to a lower position and salary grade will be recommended and the request forwarded to the County Manager by the department head. The request shall be subject to approval from the County Manager. The employee's current salary shall be reviewed and adjusted at the discretion of the County Manager. Transfers to lower grades will not be eligible for a 1-step salary increase at the end of 6 months.

4.2.4

Any employee who has successfully completed a probationary period transferring to any other position will not serve another probationary period.

4.2.5

An employee who has successfully completed the 6 months probationary period, and is classified as a Regular Full-Time Employee may appeal an unrequested transfer in accordance with the grievance procedure in Article XI as stated in the County Ordinance.

4.3 Reclassifications

4.3.1

When a reclassification of a position occurs, the employee whose position is reclassified to a class having a higher salary range shall be increased to the minimum step on the new pay range. If the employee's current salary is already at or above the minimum salary rate, his/her current salary shall be adjusted upward or left unchanged at the discretion of the County Manager after

recommendation of the department head. If the reclassification is at a higher level of responsibility, the employee will be eligible for a 1-step increase at the end of 6 months.

East Lincoln Facility Draft Lease with East Lincoln Optimist Club – Terry Brotherton and W.J. Waters:

Commissioner Brotherton stated that in early December, representatives from East Lincoln Optimist Club met with he and Commissioner Waters concerning an agreement with the Optimist Club for usage of the Recreation Center. He stated that the Optimist Club gave a sizable contribution and this agreement will give them preferred user status.

NORTH CAROLINA,

LINCOLN COUNTY.

THIS CONTRACT, made and entered into this ____ day of February, 2000 by and between LINCOLN COUNTY through its duly authorized and elected Board of Commissioners (hereinafter referred to as “County”) and the EAST LINCOLN OPTIMIST CLUB, (hereinafter referred to as “Club”);

WITNESETH;

WHEREAS, the County has planned to construct a multi-purpose use recreational facility in the East Lincoln Community located on Optimist Club Road, Catawba Springs Township, Lincoln County, North Carolina; and

WHEREAS, the facility is being located next to and adjacent to the East Lincoln Optimist Park which is operated, maintained and funded by the East Lincoln Optimist Club;

WHEREAS, the County intends to provide this multi-purpose use recreational facility for the use of the general public in the East Lincoln County and more particularly to assist in providing adequate and convenient recreational facilities for the recreational needs of the East Lincoln Community;

WHEREAS, the Club has agreed to contribute the sum of ONE HUNDRED THOUSAND AND NO/100 DOLLARS (\$100,000.00) toward the estimated cost of construction of approximately SIX HUNDRED FIFTY THOUSAND AND NO/100 DOLLARS (\$650,000) for this facility in consideration for the County providing this facility for the specific programs and needs of the Club; and

WHEREAS, the parties hereto mutually agree that this arrangement is in the best interest and welfare of the East Lincoln County Community and the citizens of East Lincoln in providing this multi-purpose use recreational facility for East Lincoln County residents.

NOW, THEREFORE, the parties enter into this agreement, based upon the mutual promises and covenants set forth herein, and other good and valuable consideration, the receipt of which is acknowledged by each party, under the following terms, conditions and provisions:

1. That the County will cause to be constructed during calendar year 2000 a certain multi-purpose use recreational facility on County property located adjacent to the East Lincoln Optimist Club on Optimist Club Road in the Triangle Community of East Lincoln County, and will attempt to have the facility completed prior to the basketball and wrestling seasons for year 2000 that begins on or about December 1 of each year.

2. That the Club has agreed to contribute to the County the sum of ONE HUNDRED THOUSAND AND NO/100 DOLLARS (\$100,000.00), said sum to be held by _____ to be used toward the construction cost for this multi-purpose recreational facility shall be operated and managed by Lincoln County through the Lincolnton-Lincoln County Parks and Recreation Dept. However, in consideration and exchange as such time as the last payment for construction cost is due to be paid by the County.

3. In consideration and exchange for this generous donation and the use of the parties hereto, the County, in conjunction with the Lincolnton-Lincoln County Parks and Recreation Department has agreed to reserve the following times for the use of the multi-purpose recreational facility by the East Lincoln Optimist Club programs as follows:

- a. Monday, Tuesday, and Thursday afternoons and evenings (during youth basketball and wrestling seasons)
- b. Saturday mornings and afternoons (during youth basketball season)
- c. Gym time may also be reserved for practices and conditioning for other sports as needed during inclement weather.
- d. Other times as arranged on a seasonal basis between the East Lincoln Optimist Club and the Lincoln County Recreational Department.
- e. It is anticipated that the East Lincoln Optimist Club will be using the multi-purpose recreational facility for a period of time from approximately the first of December until mid March of each year to provide for the approximately eight hundred (800) children that participate in their youth basketball and/or wrestling programs. The parties hereto agree that it is recognized that other groups may have needs of this facility during this time period and that the Lincoln County Recreational Department and the East Lincoln Optimist Club will work with each other's schedule to try to accommodate other needs in the community. However, it is specifically understood and agreed between the parties that the recreational programs of the East Lincoln Optimist Club in providing these recreational

opportunities to the Community in East Lincoln County shall take priority in scheduling during this period of time.

- f. That the Club acknowledges that they shall be responsible for supervising the multi-purpose recreational facility during the time they are in use of the facility for operation of their programs, and will further provide proper supervision to insure the safe operation, maintenance, and security for both its participants and spectators at this facility while providing these recreational opportunities for the children in East Lincoln County.

5. That the Club shall be responsible for the general janitorial maintenance and upkeep of the facility while providing their programming, including the repair of any damage incurring during their use and control. This is limited to the general janitorial and cleaning services while using the multi-purpose recreational facility, dressing rooms, and concessional areas. The parties acknowledge that the East Lincoln Optimist Club will provide certain liability coverage for children participating in their youth and recreational programs. With the exception of this coverage, the County will be responsible for providing insurance for any operation of the building with that exception of the general hazard coverage for county facilities.

6. That it is understood and agreed that the East Lincoln Optimist Club will have the exclusive right to operate the concession stands in connection with offering their programs both within the multi-purpose recreational facility and in providing other services on adjoining property of the East Lincoln Park in Lincoln County.

7. This agreement shall continue in full force and operation for such time as the East Lincoln Optimist Club continues to provide recreational opportunities and programming for the children of East Lincoln County, particularly the youth basketball and wrestling programs that needs indoor facilities.

Both parties enter this agreement for the purpose of providing for the general health, welfare and needs of the citizens of East Lincoln County in providing quality recreational opportunities and programming for the youth in this community.

This agreement entered into this the day and year first above written, having been approved by the Lincoln County Board of Commissioners in their regular monthly meeting on the ___ day of February, 2000 and further approved by the Board of Directors on the East Lincoln Optimist Club on or about the ___ day of February, 2000, and that the signatures affixed hereto is by and with consent of the appropriate officials of each Board.

LINCOLN COUNTY

EAST LINCOLN OPTIMIST CLUB

By: _____
Chairman

By: _____
President

Attest: _____
Clerk

Attest: _____
Secretary

Chairman Hallman stated that in East Lincoln County, he does not think that east should be capitalized, since it is just a direction. He stated that the agreement states specifically how much money comes to the County, but he feels that it needs to be stated how the interest earned on the money once it is in trust, goes to the Optimist Club.

Jeff Taylor stated that it needs to be in there that The Optimist will use the building for things that qualify as a public purpose under the General Statutes.

UPON MOTION by Commissioner Waters, the Board voted unanimously to instruct the County Attorney to prepare a final document for the meeting on February 21, 2000.

Cultural Center Dome Roof – Commissioner Beth Saine: Commissioner Saine stated that it has been brought to her attention that the Cultural Center roof is in very desperate need of repairs. She presented two quotes with three systems for repairs. She stated that System 1 is for a shingle roof, System 2 is for a flat seam tin roof, and System 3 is for a flat seam 16 ounce copper roof.

Commissioner Brotherton stated that the copper adds a number of years, plus the appearance is nice.

Chairman Hallman stated that he believes that a copper roof will be more in tune with the architecture of the building.

UPON MOTION by Commissioner Saine, the Board voted unanimously to accept the Exterior Maintenance Contracting, Inc. proposal for System #3, which is the Flat Seam 16-Ounce Copper for \$30,300.00.

Other Business:

Chairman Hallman stated that South Fork Baptist Association is asking for Sponsored Group Status and LINC Home Meals program for Waived fees.

UPON MOTION by Commissioner Saine, the Board Voted unanimously to waive the fees for the LINC Home Meals program and give Sponsored Group Status to the South Fork Baptist Association.

Thereupon, upon motion of Commissioner Brotherton, seconded by Commissioner Waters, the order introduced and passed on first reading on January 24, 2000 entitled: "ORDER AUTHORIZING \$36,000,000 SCHOOL BONDS" was read a second time by title and placed upon its final passage. The vote upon the final passage of said order was:

Ayes: Commissioners Chairman James A. Hallman, Terry L. Brotherton, Beth H. Saine, W.J. Waters, Jr.

The Clerk to the Board of Commissioners was thereupon directed to publish said order, together with the appended statement as required by The Local Government Bond Act, as amended, once in The Lincoln Times-News.

Thereupon Commissioner Brotherton introduced the following resolution, a copy of which had been provided to each Commissioner and which was read by title:

RESOLUTION CALLING A SPECIAL BOND REFERENDUM

BE IT RESOLVED by the Board of Commissioners for the County of Lincoln:

Section 1. A special bond referendum is hereby called to be held between 6:30 A.M. and 7:30 P.M., on Tuesday, May 2, 2000, at which there shall be submitted to the qualified voters of the County of Lincoln the question contained in the notice of special bond referendum set forth in Section 3 of this resolution.

Section 2. For said referendum, (i) the regular registration books for elections in Lincoln County shall be used and the registration books, process or records shall be open for the registration of qualified persons and for public inspection in the manner, under the conditions and at the times and places as provided in said notice set forth in Section 3 of this resolution, (ii) the judges and other officers of election appointed by the Lincoln County Board of Elections for the several precincts and voting places in said County shall be the election officers for such precincts and voting places and (iii) the precincts and voting places shall be those fixed by the Lincoln County board of Elections as provided in said notice set forth in Section 3 of this resolution, subject to change as provided by law. The Lincoln County Board of Elections is hereby requested to conduct said referendum and to take all necessary steps to that end in accordance with the provisions of this section.

Section 3. The Clerk to the Board of Commissioners shall cause a notice to be published in The Lincoln Times-News once at least fourteen days before April 7, 2000 (being the last day on which persons may register for said referendum except as otherwise provided in said notice set forth in Section 3 of this resolution) and once again not less than seven days before said day, such notice to read substantially as follows:

NOTICE OF SPECIAL BOND REFERENDUM IN THE COUNTY OF LINCOLN, NORTH CAROLINA

A special bond referendum will be held throughout the County of Lincoln, North Carolina, between 6:30 A.M. and 7:30 P.M., on Tuesday, May 2, 2000, at which there will be submitted to the qualified voters of said County the following question:

Shall the order adopted on February 14, 2000, authorizing not exceeding \$36,000,000 School Bonds of the County of Lincoln, North Carolina, for the purpose of providing funds, together with any other available funds, for erecting additional school buildings and other school facilities, remodeling, enlarging and reconstructing existing school buildings and other school facilities and acquiring necessary land and equipment therefor in order to provide additional school facilities in the County of Lincoln, and authorizing the levy of taxes in an amount sufficient to pay the principal of and the interest on said bonds, be approved?

The question hereinabove set forth contains a statement of the purpose for which the bonds are authorized by the order referred to in such question.

If said bonds are issued, taxes in an amount sufficient to pay the principal and interest thereof will be levied upon all taxable property in the County of Lincoln.

For said referendum the regular registration books for elections in the County of Lincoln will be used and the registration books, process or records will continue to be open for the acceptance of registration applications and the registration of qualified persons from 8:00 A.M. until 5:00 P.M., Monday through Friday of each week at the office of the Lincoln County Board of Elections, 2nd Floor, Lincoln County Citizens Center, 115 West Main Street, Lincolnton, North Carolina, 28092, Telephone (704) 736-8480.

In addition, registration applications may be obtained and qualified persons may register (i) at any branch of the Lincoln County Library during regular library hours and (ii) with any high school registration commissioner at any public high school in Lincoln County during regular school hours. For information concerning the address of any of the above locations as well as information concerning any other locations at which registration applications may be obtained, please contact the Lincoln County Board of Elections at its address or telephone number set forth above.

Registration applications may also be obtained and qualified persons may also register at any Drivers License Examining Station located in the State of North Carolina (the "State") during normal business hours when applying for, renewing or correcting their drivers licenses.

Moreover, registration applicants will be accepted and qualified persons may register at every office in the State which accepts claims for benefits under the Employment Security Law or applications for a program of public assistance under Article 2 of Chapter 108A or Article 13 of Chapter 130A of the General Statutes of North Carolina and at every office in the State designated by the State Board of Elections which accepts applications for State-funded or local government programs primarily engaged in providing services to persons with disabilities. Such programs include Medical Assistance, Aid to Families with Dependent Children, Food Stamps, Women, Infants and Children and programs of the Division of Mental Health and the Division of Services for the Blind.

Qualified persons may also register by mail on forms to be available at the above-mentioned places and otherwise as provided in Article 7A of Chapter 163 of the General Statutes of North Carolina.

Furthermore, certain persons in the armed forces and their spouses, certain veterans, certain civilians working with the armed forces, and members of the Peace Corps may register by mail at any time prior to said referendum in the manner provided in Article 21 of Chapter 163 of the General Statutes of North Carolina and in person at any time, including the day of said referendum.

Except as otherwise provided in Article 7A of Chapter 163 of the General Statutes of North Carolina, the last day for new registration of those not now registered under Lincoln County's permanent registration system and who wish to register for said referendum is Friday, April 7, 2000.

Except as provided above, the last day on which registered voters who have changed residence from one precinct to another may transfer registration for such referendum is Friday, April 7, 2000.

Voter registration forms must either be delivered to the Lincoln County Board of Elections Office by 5:00 P.M., Friday, April 7, 2000, or be mailed in an envelope postmarked by Friday, April 7, 2000.

Any qualified voter of the County who is qualified to vote by absentee ballot in said special bond referendum may apply to the Lincoln County Board of Elections for an absentee ballot. Any qualified voter who is qualified to vote by military absentee ballot pursuant to Section 163-245 of the General Statutes of North Carolina may also apply for an absentee ballot as provided by Section 163-247 of the General Statutes of North Carolina.

Persons who are not certain whether they are registered to vote or qualified to vote by absentee ballot or who desire information concerning the registration process for said referendum should contact the Lincoln County Board of Elections at the office of said Board mentioned above.

The registration books for elections in Lincoln County will be open to inspection by any registered voter of the County during the normal business hours of the Lincoln County Board of Elections on the days when the office of said Board is open, and such days are challenge days.

The judges and other officers of elections appointed by the Lincoln County board of Elections will serve as election officers for said referendum

The Lincoln County Board of Elections will conduct said referendum.

The precincts and voting places for said referendum, subject to change as provided by law, are as follows:

PRECINCT:

VOTING PLACE:

NB02 North Brook I/II

North Brook Elementary School Gym
642 Highway 274

NB03 North Brook III

Davis & Sons Apple House
884 N. Highway 18 (Across from Half Way
Supply)

CR06 Crouse

Crouse Community Building
2322 Boy Scout Road

HV07 Heavners

Howard Creek Community Center
494 Howards Creek School Road

DV08 Daniels/Vale

Union School Building
5101 Hoover Elmore Road

LN11 Lincolnton/North

Charles R. Jonas Library
306 W. Main Street

LN12 Lincolnton/South

Lincoln County Citizens Center
115 W. Main Street

BC13 Boger City

Lincoln County School of Technology
1 Timken Drive

LI14 Lithia

Lincoln Medical Center
200 Gamble Drive

LS15 Long Shoals

South Fork Volunteer Fire Department
2736 Long Shoals Rd.

LM16 Love Memorial

Love Memorial School
1463 Love Memorial School Road

HG17 Hickory Grove

North 321 Volunteer Fire Department
3769 N. Highway 321

PC22 Pumpkin Center

Pumpkin Center Volunteer Fire Department
2911 Lee Lawing Road

IS23 Iron Station

Pearl Baptist Church
4657 E. Highway 27

SL24 Salem

Salem Baptist Church

	1982 Salem Church Road
AS25 Asbury	Holy Cross Lutheran Church 2639 E. Highway 150
BS26 Buffalo Shoals	Buffalo Shoals Community Building Buffalo Shoals Rd.
DN29 Denver	Denver United Methodist Church 3910 N. Highway 16
TR30 Triangle	East Lincoln Optimist Club 8086 Optimist Club Road
LW31 Lowesville	East Lincoln Volunteer Fire Department 7654 Highway 73
WP32 Westport	Fairfield United Methodist Church 7860 Fairfield Forest Road

Peri A. Moore
Chairman of the Lincoln County
Board of Elections

Amy S. Long
Clerk to the Board of Commissioners
For the County of Lincoln, North Carolina

Section 4. The form of the question to be used in the voting machines at said referendum and in the instructions to absentee voters shall be substantially as follows:

.....

YES	Shall the order adopted on February 14, 2000, authorizing not exceeding \$36,000,000 School Bonds of the County of Lincoln, North Carolina, for the purpose of providing funds, together with any other available funds, for erecting additional school buildings and other school facilities, remodeling, enlarging and reconstructing existing school buildings and other school facilities and acquiring necessary land and equipment therefor in order to provide additional school facilities in the County of Lincoln, and authorizing the levy of taxes in an amount sufficient to pay the principal of and the interest on said bonds, be approved.
NO	

.....

Section 5. The Clerk to the Board of Commissioners is hereby directed to mail or deliver a certified copy of this resolution to the Lincoln County Board of Elections within three days after the adoption hereof.

Section 6. This resolution shall take effect upon its passage.

Thereupon, upon motion of Commissioner Brotherton, seconded by Commissioner Waters, the foregoing resolution entitled: "RESOLUTION CALLING A SPECIAL BOND REFERENDUM" was passed by the following vote:

Ayes: Commissioners Chairman James A. Hallman, Terry L. Brotherton, Beth H. Saine, W.J. Water, Jr.

January 24, 2000 Minutes: UPON MOTION by Commissioner Waters, the Board unanimously approved the corrected copy of the January 24, 2000 minutes.

Commissioner Brotherton stated that an east Lincoln County plumber approached him concerning a conversation with Chris Henderson. He stated that they have reached a conclusion that the grinder pumps need to be serviced every six months to prolong their life. This servicing is no more than cleaning. He stated that he would like for Chris Henderson to come before the Board and see what he recommends on it.

Stan Kiser, County Manager, stated that he would like for the Board to call a special meeting of the East Lincoln Water and Sewer District for Monday, February 21, 2000 meeting to set a public hearing for the March 20, 2000 meeting. The public hearing is to set a public hearing to extend the life of the bonds, extending them to 10 years, instead of 7. He stated that Chris Henderson can come then.

Commissioner Brotherton stated he would like to see the East Lincoln Library moved into a larger County owned facility. The present Library is about 2,000 square feet, and they are paying \$1,000 per month in rent. A permanent facility between 4,000 to 5,000 square feet, with expansion in mind, will serve the eastern part of the County for years to come. The original site plan for the County Park on Optimist Club Road included a Library. He stated that he has doubts as to whether that is the ideal location for a permanent Library to serve east Lincoln County. He stated that he believes the ideal location is south of Denver to north of 73, which would require a land purchase.

Commissioner Brotherton made the proposal for the Board to approve funding, up to \$150,000 for purchasing land, one to three acres. He stated that he has talked to an individual, whose family may be interested in donating a choice piece of property.

Commissioner Brotherton recommended the following group of individuals to serve as a Site Selection Committee: Leslie Levine, Mary Lietch, Kathryn Price, Mary Brown, Harold Cadmus, Commissioner Waters, and himself.

Commissioner Brotherton stated that within the next three months he would like to see the Board establish a construction budget. After a site is selected, and funding approved, architects should be invited to submit sketches or proposals to the Site Selection Committee, who would make a recommendation.

Commissioner Brotherton stated that he would like to have the goal of breaking ground by the end of the year.

Commissioner Brotherton suggested possibly leasing a modular unit to start with, with the long-range plan of building a permanent facility for the West Lincoln area. He stated that he believes a study should be done to determine the needs for a Library in West Lincoln.

UPON MOTION by Commissioner Brotherton, the Board voted unanimously to secure a site for a permanent East Lincoln Library Building, with construction by the end of the end of the year, establish a construction budget within the next three months, appoint the Site Selection Committee for the East Lincoln Library, do a study to determine the needs of a West Lincoln Library facility and appoint a Site Selection Committee for the West Lincoln Library, identifying members by the next meeting.

Commissioner Brotherton recommended Harold Cadmus to head the Site Selection Committee for the East Lincoln Library.

Mr. Cadmus, who was present, stated that he would be more than happy to do this.

County Manager, Stan Kiser, stated that Robert Segal CPA Firm has asked the Board to look at property, automobile, liability, and workers comp insurance and also detention center meals. Mr. Kiser stated that we currently are with the County Commissioners Association for the insurance.

Leon Harmon, Finance Director, stated that his feeling is that it is best to stay with the Association of County Commissioners pool, rather than going out seeking proposals for insurance.

Mr. Kiser stated that there are certain nutritional requirements for the inmates, and Sheriff Pickens is concerned that these may not be met by this.

Chairman Hallman stated that he would like a representative from the County Commissioners Association to come speak to the Board about insurance and would like Sheriff Pickens to come speak to the Board about the detention center meals.

Mr. Kiser stated that since the Sheriff's Department has moved into the new facility, they have seen an increase in emergency calls. The Sheriff is asking to hire an additional Telecommunicator. Mr. Kiser stated that an additional Telecommunicator has not been hired since 1993, and staff is getting pretty short. The Sheriff will have enough money left over in her budget this year to fund this position.

Commissioner Waters asked when we plan to use the new jail facility.

Stan Kiser stated that he is hearing around mid March to the first of April for moving prisoners. He stated that they are training staff on the facility now.

UPON MOTION by Commissioner Saine, the Board voted 3 – 1 (AYES: Hallman, Brotherton, Saine; NOES: Waters) to add a Telecommunicator to the Sheriff's Department, with the money being in the Sheriff's budget.

Recommendations from the Planning Board -- February 14, 2000:

Lee Lawson, Land Use Coordinator, presented the following recommendations of the Planning Board.

Zoning Map Amendment No. 325 – Beth Craig, applicant: The Planning Board unanimously recommended approval of Zoning Map Amendment No. 325 – Beth Craig, applicant.

UPON MOTION by Commissioner Brotherton, the Board unanimously approved Zoning Map Amendment No. 325 – Beth Craig, applicant.

Zoning Text Amendment No. 326: The Planning Board unanimously recommended approval of Zoning Text Amendment No. 326.

UPON MOTION by Commissioner Brotherton, the Board unanimously approved Zoning Text Amendment No. 326.

Chairman Hallman called for a five-minute recess.
Chairman Hallman called the meeting back to order.

Closed Session: **UPON MOTION** by Commissioner Waters to go into Closed Session for the following purposes pursuant to N. C. G. S. 143-318.11:

To consult with an attorney employed or retained by the public body in order to preserve the attorney-client privilege between the attorney and the public body, on a legal matter concerning some real estate that hinges on a contractual matter.

No action was reported from Closed Session.

Adjournment: **UPON MOTION** by Commissioner Brotherton, the Board voted unanimously to adjourn.

Amy S. Long, Clerk
Board of Commissioners

James A. Hallman, Chairman
Board of Commissioners