

MINUTES
LINCOLN COUNTY BOARD OF COMMISSIONERS
MONDAY, JUNE 19, 2000

The Lincoln County Board of County Commissioners met in regular session on June 19, 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.
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 Hallman called the meeting to order.

Invocation: Commissioner W. J. Waters gave the Invocation.

Pledge of Allegiance

Adoption of Agenda: UPON MOTION by Commissioner Waters, the Board voted unanimously to approve the agenda with Items 13 and 14 removed.

AGENDA

LINCOLN COUNTY BOARD OF COMMISSIONERS

JUNE 19, 2000

6:00 PM	Call to Order
6:00 PM	Invocation
6:00 PM	Pledge of Allegiance
1. 6:00 PM	Adoption of Agenda
2. 6:00 PM	Approval of Minutes

- May 23, 2000
- May 24, 2000

3. 6:05 PM Consent Agenda

- Tax Requests for Releases
 - Less than \$100 – April 16, 2000 – May 15, 2000
 - More than \$100 – April 16, 2000 – May 15, 2000
- Tax Requests for Refunds
 - Less than \$100 – April 16, 2000 – May 15, 2000
 - More than \$100 – April 16, 2000 – May 15, 2000
- Budget Adjustments 109 – 120, 134
- Water Adjustments – May 5 – June 12, 2000
- Sponsored Group Status
 - Chamber of Commerce
 - Lincolnton Theatre Guild
- Amendment of LEDA Incentive Program for 2000 – 01 Budget Year
- Annexation Resolutions for East Lincoln County Water & Sewer District
 - Hills Chapel United Methodist Church annexation by petition
 - Salem United Methodist Church annexation by petition
 - Redlands Limited Partnership (Lineberger property) annexation by petition
 - Orion Builders, Inc./Steven A. Lappin annexation by petition
 - Triangle Industrial Park annexation by petition
 - Lowesville Development Company (East Lincoln Industrial Park) annexation by Petition
 - Prospect Hill Development annexation by petition
 - Involuntary annexations of Denver Business Park/Gold Medal Homes/Loy Cannon/Lakehaven Estates properties.

4. 6:10 PM 2000 – 2001 Budget

5. 6:20 PM Closed Session – Discussion with Hospital Officials

6. 6:50 PM Public Comments

7. 7:05 PM Refund of Exise Tax – Elaine Harmon

8. 7:15 PM East Lincoln Library Report – Harold Cadmus

9. 7:30 PM Position Change in Tax Department – Madge Huffman

10. 7:40 PM East Lincoln Community Center Bids

11. 7:50 PM Option on Recreation Property

12. 8:00 PM Letter of Credit – Edward Knox

13. 8:10 PM New Business/Advertised Public Hearing:
 Parallel Conditional Use Rezoning No. 15 – Morrow Properties, Request for a Parallel Conditional Use Rezoning (PCUR) to rezone 31.19 acres to Conditional Use Residential Suburban (CU-RS) to accommodate Multi-Family Dwelling Units. The request was approved by the Planning Board and the Board of Commissioners on December 2, 1996 with a condition that the Board of Commissioners would need to approve the final plat. The applicant has not applied for a building permit for this parcel. The Lincoln County Zoning Ordinance requires a building permit to be issued one (1) year after approval or the Planning Board shall make a recommendation to the County Commissioners to rescind the application and rezone the said parcel to a general zoning district. This parcel is located at the intersection of N.C. Highway 16 and N.C. Highway 73 in the Catawba Springs Township.

14. 8:25 PM **At this time, the Board will recess the June 19, 2000 meeting and open the June 19, 2000 Board of Variance and Appeals meeting.**

15. 8:45 PM Vacancies

16. 8:50 PM Appointments

17. 8:55 PM Calendar

18. 9:00 PM Finance Officer's Report

19. 9:10 PM County Commissioners' Report

20. 9:20 PM County Manager's Report

21. 9:30 PM Other Business

Adjourn

Approval of Minutes: UPON MOTION by Commissioner Brotherton, the Board voted unanimously to approve the minutes of the May 23 and May 24, 2000 meetings.

Consent Agenda: UPON MOTION by Commissioner Gamble, the Board voted unanimously to approve the Consent Agenda as follows with the addition of the Lincoln

County Historical Association, the Museum of History, and the Lincoln County Democratic Party under Sponsored Group Status.

RELEASES FOR APRIL 16TH THRU MAY 15TH, 2000

MORE THAN \$100 – MOTOR VEHICLES

NAME	YEAR	A/C NO	AMOUNT
Allendale Farms	1999	0070320	\$129.60
Arrowood, Buford Radford	2000	0143065	\$254.91
Auten, William Lamar	1999	0141952	\$329.87
Cansler, Lester James	1999	0142965	\$227.45
Cochran, Eveart R. (Ed)	1999	0063811	\$726.67
Davis, Robert James	1999	0076284	\$301.93
Donlen Corporation	1999	0060366	\$906.39
Freeman, Kendrick B.	1999	19027	\$166.13
Hancock, Stanley Stinson II	1998/99	0121537	\$116.88
Harvell, Larry Wayne	1999	0142318	\$186.50
Hull, Vickie Clippard	1999	0071910	\$113.45
Johnson, Jay Dee	1999	0142452	\$206.79
Jones, John Fletcher	1999	0127702	\$118.83
Lake Norman Propane	2000	0130626	\$160.95
Mahoney, Bernard J.	1999	38284	\$120.23
Morris, Joel Robert	1999	0142898	\$231.58
Murdock, Clifford Lee	1999	0135687	\$104.37
Pettus, Kristi Michele	1999	0137630	\$194.04
Price, Johnsie Harbin	1999	0118341	\$210.92
Robinson, Theodore Jr.	1999	0116763	\$114.82
Schwans Sales Enterprises	2000	0114481	\$361.95
Sterne, Michael Lee	1999	0142317	\$186.50
Viles, Eric Andrew	1999	0140142	\$471.06
		TOTAL	\$5,941.82

LESS THAN \$100 – MOTOR VEHICLES

NAME	YEAR	A/C NO	AMOUNT
Albright, Tony William	1999	0078345	\$21.54
Allied Battery Co. Inc.	2000	0121787	\$20.27
Anderson, Thomas Rhodes	1999	0076693	\$64.21
Armstrong, Danny Lee	1999	0133456	\$1.00
Avery, Hattie Marcella	1999	0064943	\$1.95
Barnette, Wayne D.	1999	30879	\$76.30
Barton, Thomas D. Sr.	1999	18211	\$19.95
Beal, Rosanna Raby	1999	0109897	\$8.75
Black, Robert Kirk Jr.	1999	0107364	\$10.31
Boston, Carolyn Cloer	1999	0131202	\$42.98
Brock, Nancy Kay	1999	0096490	\$72.88
Brown, Michael Stephenson	1997	0087455	\$90.96
Bryant, Lisa Poteat	1999	0116585	\$5.71
Buff, Terence Scott	1999	0092159	\$10.51
Campbell, Michael Rodney	1999	0102162	\$24.17
Carter, David Wayne	1999	0142324	\$48.71
Caudle, Raymond Perry	1999	0078346	\$3.32
Cespedes, Keylor	1999	0133646	\$36.86
Chapman, Claude Eugene	1999	0103272	\$2.71
Clark, Steven F.	1999	0114622	\$3.78
Cody, Jerry Avery	1999	0066279	\$9.62

Cooper, Cary C.	1999	0140696	\$42.57
Csora, Janet M.	1999	0135772	\$67.13
Davidson, Nancy Allen	1999	0120629	\$20.58
Davis, Johnny Edward	1999	0081263	\$31.76
Dodd, Jessica Lea	1999	0132016	\$23.09
Dodgens, Robert Francis	1999	0137211	\$22.19
Edwards, Margaret M.	1999	0138703	\$16.99
Ellington, Thom Mark	1999	0087480	\$32.53
Erwin, Stephen Philip Sr.	1999	0119257	\$30.44
Featherstone, Grace Correll	1999	0082363	\$19.64
Finger, Kenneth Blair Sr.	1999	0121155	\$7.48
Ford, Joshua A.	1999	0140407	\$83.18
Forte, Johnnie Farnum	1999	29721	\$15.00
Friday, Melody Denise	1999	0095916	\$22.35
Friday, Renee Finger	1998	0080491	\$30.63
Gant, Regan Warren	1999	0125623	\$37.12
Gay, Johnny Randall	1998	0137469	\$14.25
Grant, Teddy Lee	1998	0104312	\$15.23
Greene, David Martin	1998	0132184	\$24.73
Greene, Jerry Lee	1997	0116469	\$31.97
Hamrick, Fred Riley	1999	0078811	\$2.88
Hamrick, Helen Renee	1999	0123552	\$14.68
Harbin, Robert Wayne	2000	0071349	\$95.28
Harstin, Ronnie	1999	0062066	\$18.29
Helms, Ronnie Fred	1999	0086830	\$6.81
Helton, Harold Dean	1999	0091085	\$19.67
Hollis, Osiar Ladon	1999	0142389	\$26.10
Hudson, Cheralee Beverly	1998	0122329	\$0.83
Ingle, Glenn Toliver	1997	07204	\$10.83
J. F. White Electric Inc.	1999	0065485	\$29.57
Jelley, Lyle Paul Sr.	1999	0123449	\$78.24
Keller, Ruth Lail	1999	0122741	\$2.75
Kiser, Robyn Alan	2000	0107864	\$14.21
Kuletz, William J.	1999	18684	\$3.11
Legault, Spencer Stephen	1999	0087170	\$25.41
Leonard Automatics Inc.	1999	0101333	\$85.59
Lewis, James N.	1999	10345	\$21.29
Lingerfelt, Sharon Geneva	1998	0066440	\$56.46
List, Jennie Willis	1999	0110771	\$14.12
Louttit, Joan Simmons	1999	0142796	\$26.20
Luna, Gustavo Adolfo	1998/99	0122280	\$76.35
Lynn, Vickie Bollinger	1999	0105665	\$8.07
Marchand, James Weldon Jr.	1998	0136203	\$88.90
Matchen, Robert Michael	1999	0128524	\$64.56
McKenzie, Arthur Vernon	1999	0140281	\$42.53
Mertz, Melissa Laura	1999	0136305	\$17.28
Monge, Mauricio	1999	0131453	\$64.95
Monge-Benavides, Carlos R.	1999	0140810	\$21.64
Montero, Randy Gerardo	1999	0091155	\$80.29
Moya, Mario Rodriguez	1999	0142892	\$30.54
Nielsen, Joelene Ann	1999	0123699	\$28.92
Peele, Charles Andrew	1999	0106544	\$39.20
Phillips, Stuart A. & Janice H.	1999	20096	\$8.94
Poinsette, Joel J.	1999	0138135	\$33.48
Potter, James Melvin	1999	0068835	\$19.06
R & K Trucking Inc.	2000	25847	\$62.99
Rathemacher, John William	1999	35691	\$86.22
Reel Trucking	1999	0120441	\$48.01
Rodriquez, Ligia Maria	1998	0119623	\$12.39
Russell, Martha Loraine	1999	0086811	\$20.45
Sawyer, Keith Max	1999	0078020	\$34.41

Schrone, Jacqueline Ingle	2000	0143058	\$68.99
Seagle, Jeffrey David	1999	0141829	\$62.22
Seagraves, Ila Dean (Watts)	1995	0081709	\$13.45
Shogran, William Lawrence	1999	0134150	\$4.72
Smith, Dustin Dale	1999	0137113	\$19.21
Smith, Jackie Eugene	1999	0121426	\$13.49
Stone, Brian Keith Jr.	1999	0124646	\$24.08
Sylvester, Laura Elaine	1999	0135156	\$36.26
Tallent, James Ricky Jr.	1999	0142487	\$3.32
Vanbuskirk, William J.	1999	0141706	\$44.82
Vance, Michael Earl	1998	0129065	\$33.58
Waldrop, Mary McGinnis	1999	0123467	\$16.82
Walker, Harold Archie	1999	0075425	\$51.75
Walters, Jason Carl	1999	0127997	\$16.95
Warlick, Joe Harvey	1999	0105194	\$34.71
Williamson, Andy R.	1999	10445	\$24.67
Wise, Gordon Russell	1999	0075239	\$32.95
Woodward, Pleas C.	1999	15830	\$21.96
Zeledon, Geovanni Carillo	1999	0109979	\$31.76
		TOTAL	\$3,162.56

NAME	YEAR	A/C NO	AMOUNT
Bradshaw, Larry E.	1999	0106541	\$119.48
Crouse, Jack Steven	1994-99	12537	\$1,208.41
Heavner, Wayne & Linda Ann	1998/99	39423	\$276.00
Hunt, Timothy Aaron	1998/99	0060730	\$113.24
Kress, Carl Joseph	1999	0106931	\$283.37
Reep, Danny R. Jr.	1998/99	0125745	\$141.27
Rhoten, Carl Edward	1995-97	20958	\$152.04
Sneeds Tree Service	1994-99	39721	\$156.00
Sub Station III	1999	0126183	\$258.55
		TOTAL	\$2,708.36

NAME	YEAR	A/C NO	AMOUNT
Auton, Cheryl	1999	30851	\$30.05
Bergren, Paul L.	1999	0088721	\$64.03
Boston, Annette Bridges	1999	0100776	\$54.43
Brooks, Kenneth	1997-99	0079035	\$28.50
Carpenter, Lisa Carswell	1999	0067707	\$68.96
Clary, Truman	1999	38585	\$69.19
Coley, Larry Richard	1998/99	0114721	\$60.61
Cook, Earl Lee	1999	0088447	\$7.15
Davis, Kenneth E.	1999	0117532	\$44.50
Devenny, Wayne	1999	0126873	\$16.47
Edwards, Linda Gail Tipton	1999	0078617	\$23.88
Ellis, Paul H. (Heirs of)	1991	06068	\$33.07
Forney, Roxie Ann	1999	0099483	\$67.07
Griffin, Neil D.	1999	0123462	\$14.41
Helms, Thomas E.	1998/99	17814	\$16.00

Houser, Jeffrey S.	1999	07279	\$2.17
Hughes, Arthur	1999	0115500	\$50.88
Hurley, Gary M.	1997	43852	\$70.31
Johnson, Donna Marie	1999	0114716	\$11.44
Kiser, Billy	1999	0125495	\$55.77
Optimist Club of Lincolnton	1999	0104462	\$84.18
Pope, Robert Mace	1999	35690	\$13.70
Rathemacher, John William	1999	35691	\$57.50
Richards, Marvin Larry	1999	41141	\$22.90
		TOTAL	\$967.17

LINCOLN COUNTY TAX DEPARTMENT
 REQUEST FOR REFUNDS
 ANNUALS
 PERIOD COVERED (April 16 – May 15, 2000)

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

NAME	YEAR	DIST	A/C#	AMOUNT
Beam, Wesley	1999	HPFD	00481	\$41.64
Booher, David A.	1999	NBFD	0097591	5.11
Brooks, William J. Jr.	1999	N321	0085859	36.32
Dillard, Richard & Monica	1999	BCFD	0064734	5.16
Hill, Fred	1999	UNFD	0125596	85.86
Hopkins, Robert & Andrea	1999	PCFD	43549	15.70
Kercher, Paul	1999	UNFD	0106541	3.45
Mid-State Homes Inc.	1999	NBFD	0103803	70.00
Stephenson, Mark	1999	ELFD	0127267	1.98
Wilson, Donald G.	1999	BCFD	15422	9.31

LINCOLN COUNTY TAX DEPARTMENT
 REQUEST FOR REFUNDS
 ANNUALS

PERIOD COVERED (April 16 – May 15, 2000)

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

NAME	YEAR	DIST	A/C#	AMOUNT
Heavner, Wayne & Linda Ann	2000	BCFD	39423	\$277.31
Plumley, Urcilla M.	1998	ELFD/ELSD	20167	69.00
Plumley, Urcilla M.	1999	ELFD/ELSD	20167	69.00

LINCOLN COUNTY TAX DEPARTMENT
 REQUEST FOR REFUNDS
 MOTOR VEHICLES

PERIOD COVER (April 16 – May 15, 2000)

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

NAME	YEAR	DIST	A/C#	AMOUNT
Abernathy, Barbara	1999	ELFD/ELSD	0142691	\$2.73
Allied Battery Co., Inc.	2000	ELFD	0121787	20.27
Avery, Melissa B.	1999	NBFD	0140416	63.44

Baker Trucking Inc.	1999	DFD	0127663	47.31
Baker, William N.	1999	ELFD/ELSD	17757	1.04
Ballentine, Eva G.	1999	BCFD	0109120	10.36
Booher, David A.	1999	NBFD	0097591	12.41
Boyles, Phillip M.	1999	ELFD/ELSD	0130126	14.04
Bradshaw, Dana L.	1999	HCFD	0142635	53.07
Bridges, Brenda	1999	SFFD	0088979	1.01
Bridges, Mary R.	1999	HSFD	0124594	100.00
Cavazos, Eleazar	1999	DFD/ELSD	0119694	3.83
Chrisley, Orville W.	1999	CRFD	0101202	1.75
Cooke Rentals	1999	CITY	0130409	22.68
Cooper, Bertie	1999	ALFD	0098095	6.73
Dellinger Plumbing Inc.	2000	BCFD	0111678	9.81
Dixon, Ronald C.	1999	PCFD	0135138	2.28
Drinkwater, Leroy E. Jr.	1999	CITY	05852	37.14
Gallagher, Thomas J.	1999	DFD/ELSD	0074846	10.00
Garrison, Barbara B.	1999	HSFD	0102996	8.93
Gettys, Richard D.	1999	CITY	0114217	2.32
Green, Marc R.	1999	DFD	0123875	6.57
Green, Marc R.	1999	DFD	0123875	2.60
Green, Sherri C.	1999	BCFD	0126425	1.07
Hankins, O. H.	1999	CITY	05386	33.17
Harkey, Roy Lee	1999	CITY	0086472	35.00
Honeycutt, Dianne B.	1999	CITY	0086283	68.04
Hooper, Carol B.	1999	DFD	0084086	38.97
Hooper, Carol B.	1999	DFD	0084086	25.34
Howie, Johnny Lee	1999	DFD	0091676	7.53
Huss, Brian C.	1999	BCFD	0112317	10.00
JNH Construction Co.	1999	PCFD	0090781	8.17
Jackson, James E.	1999	ALFD	0099523	55.45
Jones, John F.	1999	CITY	0127702	28.08
Macleod Construction	1999	DFD	0098225	17.09
Massey, William W.	1999	PCFD	0060943	8.74
Maxwell, Larry & Joyce	1999	DFD	20269	23.45
Peeler, Stephen H.	1999	CITY	11383	88.57
Poovey, Keith D.	1999	SFFD	0073197	44.83
Poovey, Keith D.	1999	SFFD	0073197	44.83
Rohr, Bruce A.	1999	ELFD/ELSD	0114079	66.60
Sain, David C.	1999	HSFD	0065742	4.39
Soto, Edward Alberto	1999	BCFD	0132572	3.16
Spain, Charles	1999	ALFD	0135955	92.22
Stamey, Kimberly	1999	CITY	0093353	2.98
Stanley, Richard H.	1999	SFFD	0102683	14.09
Teague, Paula S.	1999	ALFD	0124353	5.11
Terry Smith Enterprises	2000	SFFD	44478	5.00
Toomey, Stephen R.	1999	SFFD	0142749	15.45
VT World Omni	1999	ELFD/ELSD	0126435	69.92
Vance, Michael Earl	1999	ALFD	0129065	24.36
Waters, Jason C.	1999	ELFD/ELSD	0127997	16.95
Ward, Linda P.	1999	CRFD	0074570	3.68
Willis, Teresa H.	1999	NBFD	0100376	1.65
Woodard, Kent P.	1999	N321	0127018	16.81
Woodward, Pleas C.	1999	BCFD	15830	21.96
Young, Susan W.	1999	NBFD	0142478	14.40
			TOTAL	\$1,357.38

LINCOLN COUNTY TAX DEPARTMENT
 REQUEST FOR REFUNDS
 MOTOR VEHICLES

PERIOD COVER (April 16 – May 15, 2000)

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

NAME	YEAR	DIST	A/C#	AMOUNT
Abernathy, Barbara	1999	ELFD/ELSD	0142691	\$2.73
Allied Battery Co., Inc.	2000	ELFD	0121787	20.27
Avery, Melissa B.	1999	NBFD	0140416	63.44
Baker Trucking Inc.	1999	DFD	0127663	47.31
Baker, William N.	1999	ELFD/ELSD	17757	1.04
Ballentine, Eva G.	1999	BCFD	0109120	10.36
Booher, David A.	1999	NBFD	0097591	12.41
Boyles, Phillip M.	1999	ELFD/ELSD	0130126	14.04
Bradshaw, Dana L.	1999	HCFD	0142635	53.07
Bridges, Brenda	1999	SFFD	0088979	1.01
Bridges, Mary R.	1999	HSFD	0124594	100.00
Cavazos, Eleazar	1999	DFD/ELSD	0119694	3.83
Chrisley, Orville W.	1999	CRFD	0101202	1.75
Cooke Rentals	1999	CITY	0130409	22.68
Cooper, Bertie	1999	ALFD	0098095	6.73
Dellinger Plumbing Inc.	2000	BCFD	0111678	9.81
Dixon, Ronald C.	1999	PCFD	0135138	2.28
Drinkwater, Leroy E. Jr.	1999	CITY	05852	37.14
Gallagher, Thomas J.	1999	DFD/ELSD	0074846	10.00
Garrison, Barbara B.	1999	HSFD	0102996	8.93
Gettys, Richard D.	1999	CITY	0114217	2.32
Green, Marc R.	1999	DFD	0123875	6.57
Green, Marc R.	1999	DFD	0123875	2.60
Green, Sherri C.	1999	BCFD	0126425	1.07
Hankins, O. H.	1999	CITY	05386	33.17
Harkey, Roy Lee	1999	CITY	0086472	35.00
Honeycutt, Dianne B.	1999	CITY	0086283	68.04
Hooper, Carol B.	1999	DFD	0084086	38.97
Hooper, Carol B.	1999	DFD	0084086	25.34
Howie, Johnny Lee	1999	DFD	0091676	7.53
Huss, Brian C.	1999	BCFD	0112317	10.00
JNH Construction Co.	1999	PCFD	0090781	8.17
Jackson, James E.	1999	ALFD	0099523	55.45
Jones, John F.	1999	CITY	0127702	28.08
Macleod Construction	1999	DFD	0098225	17.09
Massey, William W.	1999	PCFD	0060943	8.74
Maxwell, Larry & Joyce	1999	DFD	20269	23.45
Peeler, Stephen H.	1999	CITY	11383	88.57
Poovey, Keith D.	1999	SFFD	0073197	44.83
Poovey, Keith D.	1999	SFFD	0073197	44.83
Rohr, Bruce A.	1999	ELFD/ELSD	0114079	66.60
Sain, David C.	1999	HSFD	0065742	4.39
Soto, Edwardo Alberto	1999	BCFD	0132572	3.16
Spain, Charles	1999	ALFD	0135955	92.22
Stamey, Kimberly	1999	CITY	0093353	2.98
Stanley, Richard H.	1999	SFFD	0102683	14.09
Teague, Paula S.	1999	ALFD	0124353	5.11
Terry Smith Enterprises	2000	SFFD	44478	5.00
Toomey, Stephen R.	1999	SFFD	0142749	15.45
VT World Omni	1999	ELFD/ELSD	0126435	69.92
Vance, Michael Earl	1999	ALFD	0129065	24.36
Waters, Jason C.	1999	ELFD/ELSD	0127997	16.95
Ward, Linda P.	1999	CRFD	0074570	3.68
Willis, Teresa H.	1999	NBFD	0100376	1.65
Woodard, Kent P.	1999	N321	0127018	16.81
Woodward, Pleas C.	1999	BCFD	15830	21.96
Young, Susan W.	1999	NBFD	0142478	14.40

TOTAL	\$1,357.38
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LINCOLN COUNTY TAX DEPARTMENT
REQUEST FOR REFUNDS
MOTOR VEHICLES

PERIOD COVERED (April 16 – May 15, 2000)

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

NAME	YEAR	DIST	A/C#	AMOUNT
Chase Manhattan Auto Finan. Corp.	1999	CITY	0112422	\$209.47
Chrysler Financial Co.	1999	NBFD	0096216	103.81
Chrysler Financial Co.	1999	BCFD	0096216	116.21
Chrysler Financial Co.	1999	BCFD	0096216	113.65
Huff, Thomas C.	1999	CITY	0126382	151.27
			TOTAL	694.41

Budget Adjustments

Budget Adjustment No. 109 – Budget increase to cover legal expenses estimated for year.
 Budget Adjustment No. 110 – Budget additional for juvenile housing expenses.
 Budget Adjustment No. 111 – Increase misc. grant for \$500 contribution to NACO for annual conference to be held in Charlotte.
 Budget Adjustment No. 113 – Reallocate school bond funds to cost of projects.
 Budget Adjustment No. 114 – Transfer to CIP to cover amount paid for tax mapping project.
 Budget Adjustment No. 115 – Increase CIP budget for jail construction to cover cost of jail with revenue from loan proceeds.
 Budget Adjustment No. 116 – Establish capital improvement budget for water plant sludge de-watering project.
 Budget Adjustment No. 117 – Increase transfer of restricted sales tax to Capital Reserve for \$20,958 & \$29,386 for amount collected above budget, in addition increased each an additional \$50,000 to cover estimate of year end receivable.
 Budget Adjustment No. 119 – Cover startup expenses for Ambulance Service from fund balance.
 Budget Adjustment No. 120 – Reverse budget adjustment #134 from previous year.
 Budget Adjustment No. 134 – Allocate sales tax received from school construction projects for purchase of Drum property.

WATER ADJUSTMENTS – MAY 5 – JUNE 12, 2000

<u>NAME</u>	<u>ACCOUNT #</u>	<u>ADJUSTMENT</u>	<u>NEW TOTAL</u>
Tim Diehl	8167031-01	\$ 43.86	\$ 48.65
Morgan & Parker Builders	60993101-00	\$172.50	\$ 78.08
Morgan & Parker Builders	6093121-00	\$ 83.11	\$ 52.39
Richard Mosteller	9185371-00	\$ 50.62	\$ 28.80
M. C. Shroeder	613221-00	\$431.06	\$278.68
Larry Sherrill	10222401-00	\$ 95.98	\$ 58.70
Tonda & William Slaughter	6109581-06	\$ 41.45	\$ 55.72
Lisa Stowe	6140301-00	\$ 68.82	\$ 89.94

Sponsored Group Status

- Chamber of Commerce
- Lincolnton Theatre Guild

- Lincoln County Historical Association
- The Museum of History
- The Lincoln County Democratic Party

**RESOLUTION TO AMEND POLICY
FOR INDUSTRIAL DEVELOPMENT INCENTIVE GRANTS
FOR NEW AND EXISTING INDUSTRIES IN LINCOLN COUNTY**

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

WHEREAS, Lincoln County has worked with the City of Lincolnton and the Lincoln Economic Development Association (hereinafter "LEDA") to develop a consistent program to provide incentive grants for industrial development for new and existing industries; and

WHEREAS, the Board of Commissioners believes that in order to be fair and consistent, any grants made under such a program should take into account the scale and scope of the proposed new industry or expansion; and

WHEREAS, The Board recognizes that adjustments need to be made in the policy from time to time to account for changing conditions;

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

1. The Lincoln County Board of Commissioners hereby adopts the Lincoln County Industrial development Incentive Grant Program for New and Existing Industries attached hereto as Exhibit A and incorporated herein by reference.

2. This incentive grant program supersedes and replaces any and all previously adopted policies or programs of Lincoln County for economic incentive grants.

3. The Lincoln County Board of Commissioners hereby authorizes Lincoln County staff and LEDA and its representatives to advertise, distribute, or otherwise disseminate information concerning this incentive grant program as they see fit to promote economic development in Lincoln County.

4. This incentive grant program provides guidelines which may be used by staff and LEDA and made known to prospective grant recipients, but the Board of Commissioners reserves the right to consider each proposal on its own merits and make appropriate adjustments to the terms or amounts of particular grants accordingly before awarding such grants.

5. Incentive grants made under this program will be identified by the particular project for which they are made and will be secured by a contract between the grant recipient and Lincoln County. Such contract must identify the start date and completion date of the proposed project, which project shall not exceed two years in duration. The time period for a contract shall not be required to coincide with the County's fiscal year. Changes or additions to a project after a contract's completion date will require a separate contract.

6. This incentive grant program shall be reviewed annually during the budget process, and appropriate adjustments may be made to conform to changing budgetary conditions.

7. This resolution shall become effective on July 1, 2000

This 19th of June, 2000.

James A. Hallman, Chairman
Lincoln County Board of Commissioners

ATTEST:

Amy S. Long
Clerk to the Board

**RESOLUTION ANNEXING CERTAIN NONCONTIGUOUS REAL PROPERTY TO THE EAST
LINCOLN COUNTY WATER AND SEWER DISTRICT
LINCOLN COUNTY, NORTH CAROLINA**

WHEREAS, the owners of certain real property (described on Exhibit A attached hereto and incorporated herein by reference) that is noncontiguous to the East Lincoln County Water and Sewer District have petitioned the Lincoln County Board of Commissioners, pursuant to North Carolina General Statute 162A-87.1, for annexation of said real property into the District; and

WHEREAS, the following owners constitute 100 percent of the owners of the real property to be annexed: Lowesville Development Company, Inc.; Curtis C. and Pamela W. Phillips; and Harvey F. and Jessie B. Phillips; and

WHEREAS, after notice was duly given in accordance with the pertinent sections of Article 6 of Chapter 162A of the North Carolina General Statutes, the Lincoln County Board of Commissioners held a public hearing on May 30, 2000, to consider the annexation of said real property; and

WHEREAS, at said public hearing all persons who wished to speak were given an opportunity to be heard; and

WHEREAS, prior to the public hearing the professional staff of Lincoln County prepared the report on the proposed annexation required by North Carolina General Statute 162A-87.1; and

WHEREAS, the Lincoln County Board of Commissioners finds that the proposed annexation meets the requirements of N. C. G. S. 162A-87.1; and

WHEREAS, the Lincoln County Board of Commissioners further finds that the proposed annexation would be in the best interests of the citizens of Lincoln County and particularly of the East Lincoln County Water and Sewer District;

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED by the Lincoln County Board of Commissioners that the real property described on Exhibit A (attached hereto and incorporated herein by reference) be and the same is hereby annexed into the East Lincoln County Water and Sewer District, effective at the beginning of the next fiscal year on July 1, 2000.

Adopted this 19th day of June, 2000.

James A. Hallman, Chairman
Lincoln County Board of Commissioners

ATTEST:

Amy S. Long
Clerk to the Board

**RESOLUTION ANNEXING CERTAIN CONTIGUOUS REAL PROPERTY TO THE EAST
LINCOLN COUNTY WATER AND SEWER DISTRICT
LINCOLN COUNTY, NORTH CAROLINA**

WHEREAS, Prospect Hill Development, Inc., is the owner of certain real property (described on Exhibit A attached hereto and incorporated herein by reference) that is contiguous to the East Lincoln County Water and Sewer District and has petitioned the Lincoln County Board of Commissioners, pursuant to North Carolina General Statute 162A-87.1, for annexation of said real property into the District; and

WHEREAS, Prospect Hill Development, Inc., is the owner of 100 percent of the real property to be annexed; and

WHEREAS, after notice was duly given in accordance with the pertinent sections of Article 6 of Chapter 162A of the North Carolina General Statutes, the Lincoln County Board of Commissioners held a public hearing on May 30, 2000, to consider the annexation of said real property; and

WHEREAS, at said public hearing all persons who wished to speak were given an opportunity to be heard; and

WHEREAS, prior to the public hearing the professional staff of Lincoln County prepared the report on the proposed annexation required by North Carolina General Statute 162A.87.a; and

WHEREAS, the Lincoln County Board of Commissioners finds that the proposed annexation meets the requirements of N. C. G. S. 162A-87.1; and

WHEREAS, the Lincoln County Board of Commissioners further finds that the proposed annexation would be in the best interests of the citizens of Lincoln County and particularly of the East Lincoln County Water and Sewer District;

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED by the Lincoln County Board of Commissioners that the real property described on Exhibit A (attached hereto and incorporated herein by reference) be and the same is hereby annexed into the East Lincoln County Water and Sewer District, effective at the beginning of the next fiscal year on July 1, 2000.

Adopted this 19th day of June, 2000.

James A. Hallman, Chairman
Lincoln County Board of Commissioners

ATTEST:

Amy S. Long
Clerk to the Board

**RESOLUTION ANNEXING CERTAIN NONCONTIGUOUS REAL PROPERTY TO THE EAST
LINCOLN COUNTY WATER AND SEWER DISTRICT
LINCOLN COUNTY, NORTH CAROLINA**

WHEREAS, Salem United Methodist Church is the owner of certain real property (described on Exhibit A attached hereto and incorporated herein by reference) that is noncontiguous to the East Lincoln County Water and Sewer District and has petitioned the Lincoln County Board of Commissioners, pursuant to North Carolina General Statute 162A-87.1, for annexation of said real property into the District; and

WHEREAS, Salem United Methodist Church is the owner of 100 percent of the real property to be annexed; and

WHEREAS, after notice was duly given in accordance with the pertinent sections of Article 6 of Chapter 162A of the North Carolina General Statutes, the Lincoln County Board of Commissioners held a public hearing on May 30, 2000, to consider the annexation of said real property; and

WHEREAS, at said public hearing all persons who wished to speak were given an opportunity to be heard; and

WHEREAS, prior to the public hearing the professional staff of Lincoln County prepared the report on the proposed annexation required by North Carolina General Statute 162A.87.1; and

WHEREAS, the Lincoln County Board of Commissioners finds that the proposed annexation meets the requirements of N. C. G. S. 162A-87.1; and

WHEREAS, the Lincoln County Board of Commissioners further finds that the proposed annexation would be in the best interests of the citizens of Lincoln County and particularly of the East Lincoln County Water and Sewer District;

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED by the Lincoln County Board of Commissioners that the real property described on Exhibit A (attached hereto and incorporated herein by reference) be and the same is hereby annexed into the East Lincoln County Water and Sewer District, effective at the beginning of the next fiscal year on July 1, 2000.

Adopted this 19th day of June, 2000.

James A. Hallman, Chairman
Lincoln County Board of Commissioners

ATTEST:

Amy S. Long
Clerk to the Board

**RESOLUTION ANNEXING CERTAIN NONCONTIGUOUS REAL PROPERTY TO THE EAST
LINCOLN COUNTY WATER AND SEWER DISTRICT
LINCOLN COUNTY, NORTH CAROLINA**

WHEREAS, Hills Chapel United Methodist Church is the owner of certain real property (described on Exhibit A attached hereto and incorporated herein by reference) that is noncontiguous to the East Lincoln County Water and Sewer District and has petitioned the Lincoln County Board of Commissioners, pursuant to North Carolina General Statute 162A-87.1, for annexation of said real property into the District; and

WHEREAS, Hills Chapel United Methodist Church is the owner of 100 percent of the real property to be annexed; and

WHEREAS, after notice was duly given in accordance with the pertinent sections of Article 6 of Chapter 162A of the North Carolina General Statutes, the Lincoln County Board of Commissioners held a public hearing on May 30, 2000, to consider the annexation of said real property; and

WHEREAS, at said public hearing all persons who wished to speak were given an opportunity to be heard; and

WHEREAS, prior to the public hearing the professional staff of Lincoln County prepared the report on the proposed annexation required by North Carolina General Statute 162A.87.1; and

WHEREAS, the Lincoln County Board of Commissioners finds that the proposed annexation meets the requirements of N. C. G. S. 162A-87.1; and

WHEREAS, the Lincoln County Board of Commissioners further finds that the proposed annexation would be in the best interests of the citizens of Lincoln County and particularly of the East Lincoln County Water and Sewer District;

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED by the Lincoln County Board of Commissioners that the real property described on Exhibit A (attached hereto and incorporated herein by reference) be and the same is hereby annexed into the East Lincoln County Water and Sewer District, effective at the beginning of the next fiscal year on July 1, 2000.

Adopted this 19th day of June, 2000.

James A. Hallman, Chairman
Lincoln County Board of Commissioners

ATTEST:

Amy S. Long
Clerk to the Board

**RESOLUTION ANNEXING CERTAIN NONCONTIGUOUS REAL PROPERTY TO THE EAST
LINCOLN COUNTY WATER AND SEWER DISTRICT
LINCOLN COUNTY, NORTH CAROLINA**

WHEREAS, East Lincoln Development, LLC, is the owner of certain real property (described on Exhibit A attached hereto and incorporated herein by reference) that is noncontiguous to the East Lincoln County Water and Sewer District and has petitioned the Lincoln County Board of Commissioners, pursuant to North Carolina General Statute 162A-87.1, for annexation of said real property into the District; and

WHEREAS, East Lincoln Development, LLC is the owner of 100 percent of the real property to be annexed; and

WHEREAS, after notice was duly given in accordance with the pertinent sections of Article 6 of Chapter 162A of the North Carolina General Statutes, the Lincoln County Board of Commissioners held a public hearing on May 30, 2000, to consider the annexation of said real property; and

WHEREAS, at said public hearing all persons who wished to speak were given an opportunity to be heard; and

WHEREAS, prior to the public hearing the professional staff of Lincoln County prepared the report on the proposed annexation required by North Carolina General Statute 162A.87.1; and

WHEREAS, the Lincoln County Board of Commissioners finds that the proposed annexation meets the requirements of N. C. G. S. 162A-87.1; and

WHEREAS, the Lincoln County Board of Commissioners further finds that the proposed annexation would be in the best interests of the citizens of Lincoln County and particularly of the East Lincoln County Water and Sewer District;

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED by the Lincoln County Board of Commissioners that the real property described on Exhibit A (attached hereto and incorporated herein by reference) be and the same is hereby annexed into the East Lincoln County Water and Sewer District, effective at the beginning of the next fiscal year on July 1, 2000.

Adopted this 19th day of June, 2000.

James A. Hallman, Chairman
Lincoln County Board of Commissioners

ATTEST:

Amy S. Long
Clerk to the Board

**RESOLUTION ANNEXING CERTAIN NONCONTIGUOUS REAL PROPERTY TO THE EAST
LINCOLN COUNTY WATER AND SEWER DISTRICT
LINCOLN COUNTY, NORTH CAROLINA**

WHEREAS, Orion Builders, Inc., and Steven A. Lappin are the owners of certain real property (described on Exhibit A attached hereto and incorporated herein by reference) that is noncontiguous to the East Lincoln County Water and Sewer District and has petitioned the Lincoln County Board of Commissioners, pursuant to North Carolina General Statute 162A-87.1, for annexation of said real property into the District; and

WHEREAS, Orion Builders, Inc. and Steven A. Lappin are the owners of 100 percent of the real property to be annexed; and

WHEREAS, after notice was duly given in accordance with the pertinent sections of Article 6 of Chapter 162A of the North Carolina General Statutes, the Lincoln County Board of Commissioners held a public hearing on May 30, 2000, to consider the annexation of said real property; and

WHEREAS, at said public hearing all persons who wished to speak were given an opportunity to be heard; and

WHEREAS, prior to the public hearing the professional staff of Lincoln County prepared the report on the proposed annexation required by North Carolina General Statute 162A.87.1; and

WHEREAS, the Lincoln County Board of Commissioners finds that the proposed annexation meets the requirements of N. C. G. S. 162A-87.1; and

WHEREAS, the Lincoln County Board of Commissioners further finds that the proposed annexation would be in the best interests of the citizens of Lincoln County and particularly of the East Lincoln County Water and Sewer District;

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED by the Lincoln County Board of Commissioners that the real property described on Exhibit A (attached hereto and incorporated herein by reference) be and the same is hereby annexed into the East Lincoln County Water and Sewer District, effective at the beginning of the next fiscal year on July 1, 2000.

Adopted this 19th day of June, 2000.

James A. Hallman, Chairman
Lincoln County Board of Commissioners

ATTEST:

Amy S. Long
Clerk to the Board

**RESOLUTION ANNEXING CERTAIN NONCONTIGUOUS REAL PROPERTY TO THE EAST
LINCOLN COUNTY WATER AND SEWER DISTRICT
LINCOLN COUNTY, NORTH CAROLINA**

WHEREAS, Redlands Limited Partnership is the owner of certain real property (described on Exhibit A attached hereto and incorporated herein by reference) that is noncontiguous to the East Lincoln County Water and Sewer District and has petitioned the Lincoln County Board of Commissioners, pursuant to North Carolina General Statute 162A-87.1, for annexation of said real property into the District; and

WHEREAS, Redlands Limited Partnership is the owner of 100 percent of the real property to be annexed; and

WHEREAS, after notice was duly given in accordance with the pertinent sections of Article 6 of Chapter 162A of the North Carolina General Statutes, the Lincoln County Board of Commissioners held a public hearing on May 30, 2000, to consider the annexation of said real property; and

WHEREAS, at said public hearing all persons who wished to speak were given an opportunity to be heard; and

WHEREAS, prior to the public hearing the professional staff of Lincoln County prepared the report on the proposed annexation required by North Carolina General Statute 162A.87.1; and

WHEREAS, the Lincoln County Board of Commissioners finds that the proposed annexation meets the requirements of N. C. G. S. 162A-87.1; and

WHEREAS, the Lincoln County Board of Commissioners further finds that the proposed annexation would be in the best interests of the citizens of Lincoln County and particularly of the East Lincoln County Water and Sewer District;

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED by the Lincoln County Board of Commissioners that the real property described on Exhibit A (attached hereto and incorporated herein by reference) be and the same is hereby annexed into the East Lincoln County Water and Sewer District, effective at the beginning of the next fiscal year on July 1, 2000.

Adopted this 19th day of June, 2000.

James A. Hallman, Chairman
Lincoln County Board of Commissioners

ATTEST:

Amy S. Long
Clerk to the Board

**RESOLUTION ANNEXING CERTAIN CONTIGUOUS REAL PROPERTY TO THE EAST
LINCOLN COUNTY WATER AND SEWER DISTRICT
LINCOLN COUNTY, NORTH CAROLINA**

WHEREAS, after notice was duly given in accordance with the pertinent sections of Article 6 of Chapter 162A of the North Carolina General Statutes, the Lincoln County Board of Commissioners held a public hearing on May 30, 2000, to consider the annexation of certain tracts of real property (described on the maps labeled as Maps 1, 2, 3, and 4 attached hereto and incorporated herein by reference) that are contiguous to the East Lincoln County Water and Sewer District; and

WHEREAS, at said public hearing all persons who wished to speak were given an opportunity to be heard; and

WHEREAS, prior to the public hearing the professional staff of Lincoln County prepared the report on the proposed annexation required by North Carolina General Statute 162A-87.1; and

WHEREAS, the Lincoln County Board of Commissioners finds that the tract of real property described are contiguous to the District, with at least one-eighth of the aggregate external boundary of each area coincident with the existing boundary of the District; and

WHEREAS, the Board of Commissioners further finds that the residents of the territories to be annexed will benefit from the annexation; and

WHEREAS, the Board of Commissioners further finds that that the proposed annexation would be in the best interests of the citizens of Lincoln County and particularly of the East Lincoln County Water and Sewer District;

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED by the Lincoln County Board of Commissioners that the tracts of real property described on the maps attached hereto (labeled Maps 1, 2, 3, and 4) and incorporated herein by reference be and the same are hereby annexed into the East Lincoln County Water and Sewer District, effective at the beginning of the next fiscal year on July 1, 2000.

Adopted this 19th day of June, 2000.

James A. Hallman, Chairman
Lincoln County Board of Commissioners

ATTEST:

Amy S. Long
Clerk to the Board

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

2000 – 2001 Budget:

Commissioner Waters stated that one of the most important figures on there has to do with how much money we are taking from the general fund to support this, and it's \$3,446,953. He stated that this is a lot of money to take out of the general fund. He stated that his figures say that this would run the fund balance calculation down to under 10%. Commissioner Waters stated that we would be going from 16 ½ to approximately 10% if this budget is approved.

Commissioner Brotherton stated that he saw in the Charlotte Observer that Gaston County has taken their fund balance down to about 6%. He stated that his theory is that he prefers this money to be in the citizen's pockets instead of in the County's bank account.

A MOTION by Commissioner Brotherton to approve the 2000 – 2001 Budget.

Commissioner Waters stated that this money will not stay in their pocket very long. He stated that this cannot be done again next year.

Commissioner Gamble stated that he hopes they are not being set up to run out of money next year. He stated that counties of our population have an average of 20% fund balance across the board. He stated that little counties have a larger fund balance than larger counties. Commissioner Gamble stated that he thinks its wrong to take this money out of the fund balance and transfer it to make the figures look good.

Vote: 4 – 1 AYES: Hallman, Brotherton, Saine, Waters
NOES: Gamble

Closed Session – Discussion with Hospital Officials: Chairman Hallman stated that there was need for a closed session to have a discussion with hospital officials, and in order to do that a Confidentiality Agreement must be signed.

Commissioner Gamble asked to be excused, because he sees a big conflict of interest in this by the members of this board.

UPON MOTION by Commissioner Waters, the Board voted unanimously to allow Commissioner Gamble to be excused from the Closed Session on the basis of his interpretation of a conflict of interest.

Jeff Taylor presented a Confidentiality Agreement and reviewed it with the Board.

Commissioner Waters stated that he is not inclined to sign this. He asked why the confidential information couldn't be left out.

Commissioner Waters stated that the Board has had Closed Sessions ever since he has been here, and he has never had to sign one of these before.

Chairman Hallman stated that this is a recommendation from the Hospital's council, and has to do with the fact that they have entered into Confidentiality Agreements with other entities.

Commissioner Waters stated that he is not signing the Confidentiality Agreement.

Chairman Hallman recommended the Hospital Administration meet with Commissioners Brotherton and Saine if they are inclined to sign the agreement.

Jim Perry stated he would like to say something in regards to the Confidentiality Agreement. He stated that there is a reverter clause in the 501-3(c) transfer document and the Commissioners will eventually have to sign off on the affiliation. The reason for the Confidentiality Agreement is that they have a number of bidders that would love to know the information that is being passed onto the hospital, and they have signed a Confidentiality Agreement to each of those to keep that confidential, particularly their financial data, their in-patient service, etc., that is critical to the bid. He stated that Jeff Taylor advised him over the weekend that the Closed Session meeting does not fall into criteria of a confidentiality area.

Jeff Taylor stated that the existence of a Closed Session in itself is not binding on anybody. In the Reference Book on the Open Meetings Law there is a discussion on whether a Commissioner is bound not to discuss what happens in a Closed Session and the answer is no, there is no legal protection for anything that goes on in a Closed Session.

Commissioner Waters stated that asked why he needs these numbers. He stated that he doesn't want to know them, because when they do get out he's one of the ones that could have been leaking the information.

Mr. Perry stated that he would think the Commissioners would want to know the facts before making a decision.

Commissioner Waters stated that he won't have any say-so in who Lincoln Health Systems Board chooses to affiliate with, he will have the choice of saying yes or no to that. He stated that he does know any input he is going to have in the selection, so he doesn't know why he needs these numbers.

Mr. Perry stated that they were here tonight for the purpose of briefing the Commissioners to let them know where they are in the affiliation process so if the Board had any comments they could address those. He stated that they wanted to make the Board part of the process.

Commissioner Waters stated that they have excluded the Board always before, and he objects to being included now and having to sign something he does not want to sign.

Refund of Excise Tax – Elaine Harmon: Chairman Hallman stated that the Board has to approve the amount to be refunded, which is \$150.00. This request is for a refund of excess excise tax paid on the deed from Elaine Yoder Beal and Terry Allen Yoder and wife, Marie Yoder, to Shear Options, Inc., recorded in Book 1135, Page 680.

UPON MOTION by Commissioner Gamble, the Board voted unanimously to approve the refund as requested by Ms. Harmon.

East Lincoln Library Report – Harold Cadmus:

Harold Cadmus stated that he is here this evening to give a brief update on the status of the program to build a new Library in east Lincoln County. Mr. Cadmus stated that there was a five week period, which closed on May 31, 2000, in which people could send in submissions. At the end of that time, there were four sites which were warranted as being considered. The four locations being considered are the Optimist Park Area, Highway 73 & Little Egypt Road, Fairfield Forest Road, and Highway 16 in the Triangle Area. He stated that these property owners have been guaranteed a high level of confidentiality. Mr. Cadmus stated that there will be a public meeting on Tuesday, July 11, 2000 at 7:00 PM at Unity Presbyterian Church.

Mr. Cadmus stated that they would prefer not to see something like an industrial park building. He stated that they would like a permanent facility, of which the residents can be proud. He stated that would like to have a decent facility, that is practical, compatible with the area of development, and certainly sensitive to certain aesthetic standards. He stated that with two of the sites, the owners are very concerned about what goes on the property. He stated that these are very generous proposals. They are in upscale residential, business park areas, single family residences around the area. He stated that the property owners would like to look at the architect renderings of the facility before making a firm commitment.

Mr. Cadmus stated that he has recently visited 9 libraries, two new libraries. He stated that the Board has never talked about what this Library is going to cost. He asked the Board to think about this. He stated that he believes the cost will be between \$650,000 to \$700,000.

Chairman Hallman stated that from the information provided, Mr. Cadmus has been very diligent in his effort, carrying them out very methodically, and he feels the Board can rely on information given by him.

Commissioner Gamble stated that he would completely rely on Mr. Cadmus' aesthetic choices. He stated that he has utmost confidences in Mr. Cadmus' group.

Mr. Cadmus stated that the Library is going to have to be furnished also. He stated that additional personnel will also be needed.

Mr. Cadmus suggested having a feasibility study done especially for the West Lincoln area.

Commissioner Brotherton stated that when he made this motion, he felt the actual construction would be from $\frac{1}{2}$ to $\frac{3}{4}$ million dollars and felt that around \$5,000 square feet would meet the needs. He stated that he had no knowledge on furnishings. He stated that the amount of money for the land purchase, he was overboard on this.

Public Comments:

Chairman Hallman stated that at this time, the Board will receive public comments.

Tom Burgin stated that every time he comes to a Commissioners meeting, he hears about the Hospital. He stated that frankly he is getting sick and tired of hearing the Commissioners talk about how they signed an agreement with these people. He asked if the Hospital has complied with the contract they signed. He stated that this Hospital was built with bi-partisan support. Mr. Burgin stated that people paid money, out of their pockets, to furnish rooms in order to put a plaque in memory or honor of their loved ones. All these plaques have been removed within the last five years. He asked again if they have fulfilled their contract with Lincoln County and the people who own this Hospital. Mr. Burgin stated he came before the Board about 2 years ago, concerned about our Hospital. He stated that he told the Board about the rumors going around, about an FBI investigation that had taken their place, about vendors that could not get their money, there were lawsuits pending, and questions about employees money in their 403(b) program. He stated that he has personally looked into this. He stated that it is time for Lincoln County to demand an independent audit and get this thing behind us. Mr. Burgin stated that you read in the paper one issue and it says we're just having a small cash flow problem, and we've got \$900,000 here and \$900,000 there. Then you turn around a month later and say we just realized we just lost \$6 million. He stated that this Hospital made money from 1969 to 1995. He said that we need to cut out all the secrets and level with the citizens. Mr. Burgin stated that he knows enough about open meetings laws, you can go into a closed meeting, but there is nothing that says the Board can sign a Confidentiality Agreement.

Roger Herndon stated that he is here tonight to complain about an illegal junkyard in his neighborhood. He stated that this has been there over seven years and that there are car parts everywhere and there is a huge pile of wood. They are illegally burning. The Fire Marshal has been out and said it is illegal dumpsite and illegal burn, but there are no laws in Lincoln County against it. He stated that he would like to see a law passed for illegal burning in Lincoln County.

Commissioner Brotherton commented that the Fire Marshal told Mr. Herndon that it was illegal, but there was no law against it.

Ron Leonhardt stated that he is too busy to really get involved with the hospital situation. He stated that his wife got sick a few months ago and had to be put in that hospital. He stated that after spending ten days and ten nights there, he doesn't know who's running it, but not only is it in financial ruin, but it's dirty and most of the stuff doesn't work in the rooms. Mr. Leonhardt stated that he would like to commend the Commissioners that are looking into this.

Roby Jetton stated that he would like to know after hearing Mr. Burgin if the Board is going to consider what they are going to do or if they will hear an answer on this audit.

Chairman Hallman stated that Cherry, Bekhart, and Holland is currently working on a proposal for doing the audit.

Billy Lentz stated that he is the President of the Lincoln County Historical Association. He stated that several months ago, they were contacted by State Treasurer Harlan Boyles, who of course was born here in Lincoln County. Mr. Boyles is retiring at the end of the year, after 49 ½ years of public service, 24 years as the State Treasurer. Mr. Lentz stated that after several months of negotiations, Mr. Boyles has decided to donate the body of work, all of his papers for the last 24 years as State Treasurer, to the Lincoln County Museum of History. In appreciation of Mr. Boyles gift to the Lincoln County Museum, the Lincoln County Historical Association would like to ask that the Board of Commissioners proclaim the week of the 4th of July as Harlan Boyles Week in Lincoln County. He presented the following proclamation for the Board's approval.

**PROCLAMATION
HARLAN BOYLES WEEK
WEEK OF JULY 4, 2000
LINCOLN COUNTY, NORTH CAROLINA**

WHEREAS, Harlan Boyles, born in Lincoln County, has served the citizens of Lincoln County and the citizens of North Carolina for forty-nine and one-half years of public service, and the past 24 years as North Carolina State Treasurer.

We, the Board of County Commissioners of Lincoln County, North Carolina, do proclaim the week of July 4, 2000 as **Harlan Boyles Week**.

This the 19th day of June, 2000.

James A. Hallman
Chairman

Terry L. Brotherton
Vice-Chairman

Beth H. Saine

John R. Gamble, Jr.

Commissioner

Commissioner

W. J. Waters, Jr.
Commissioner

Commissioner Gamble stated that he talked to Harlan the other day and he was very upbeat about his being able to leave his personal governmental papers to Lincoln County and to the Historical Society. He stated that he thinks the Chairman should get a letter off to him telling him how we are looking forward to his being here for this recognition. He stated that Mr. Boyles needs to be told how proud we are of him.

Chairman Hallman stated that Mr. Boyles was born and raised in the West Lincoln area and has been a very good representative from Lincoln County.

Commissioner Brotherton stated that you have to have a lot of respect that Mr. Boyles managed to overcome his physical handicap and reach the height that he did.

Chairman Hallman stated that Mr. Boyles' door is always open to anybody from Lincoln County.

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

Mr. Lentz stated that on the evening of July 3, 2000, there is going to be a dinner honoring Mr. Boyles at the Citizens Center, at which time the Proclamation will be presented to him.

Commissioner Waters stated that he thinks Commissioner Gamble ought to read the Proclamation to him.

Mr. Lentz stated that this would be ok. He stated that Dan Barefoot and Joe Kiser are planning to attend if they are not in Session.

Commissioner Gamble stated that Mr. Lentz, as Chairman of the Historical Society should read any document of recognition.

Chairman Hallman stated that the Board has a meeting on July 3, 2000.

Being no additional speakers, Chairman Hallman declared the Public Comments section closed.

Position Change in Tax Department – Madge Huffman: Madge Huffman presented the following information concerning the job position change.

During the reorganization of the Lincoln County Tax Department Staff, we postponed changing this position until the new aerial photography could be reconciled. The position was approved as a full-time, part-time position with an annual salary of 20,980. We would like to revise this position to a part-time regular position of 30 hours per week with an annual salary of \$16,531. The full-time temp position will become vacant as of June 16, 2000.

Part-time Position Regular

Annual Salary	\$16,531
Retirement Cont.	610
Hospitalization	2,400
Total	\$19,541
Budgeted Amount	\$20,980

All benefits are calculated at (75%) and the other contributions were included in the annual budget for this position.

UPON MOTION by Commissioner Saine, the Board voted unanimously to change this position to a part-time regular position of 30 hours per week with an annual salary of \$16,531.

Chairman Hallman called for a five minute recess.

Chairman Hallman called the meeting back to order.

East Lincoln Community Center Bids: Erma Deen Hoyle stated that the contractor that was the low bidder has begun negotiations with the architect and they have identified three or four ways to reduce cost, with the goal being reducing it by 10%. She stated that changing from a wall-mounted fixture to a floor-mounted will save money, and the interior finish on walls itself will save money. She stated that by not doing the stairwell mezzanine area that was identified as storage and increasing storage on the main floor additional money may be saved. Ms. Hoyle stated that the bid total will be right at \$780,000, which is about \$90,000 above the estimate from the architect. Ms. Hoyle stated that she will be bringing this back as soon as possible.

Commissioner Brotherton stated that the low bidder also offered to complete the project in the least amount of time, around 110 days. He stated that it may be completed by basketball season.

Option on West Lincoln Recreation Project: Chairman Hallman stated that there is an option on 50 acres in West Lincoln that has to be exercised by July 17.

Jeff Taylor, County Attorney, suggested that if it is the will of the Board to exercise the option, it can vote to do that and leave it to himself and the County Manager to work out the details. He stated that in the original option, there was a five year payout. He stated we've paid them \$3000 for the option, toward the purchase price, and the price is \$4,000 per acre at approximately 56 acres. The total purchase price would be around \$221,000.

Commissioner Gamble asked if this money is in the budget.

Mr. Kiser stated that the first payment is in the budget, which is \$45,000.

Commissioner Gamble stated that if we buy that in sequence if it will be any cheaper.

Chairman Hallman stated that it will actually cost more to buy it in sequence.

Jeff Taylor stated that the interest rate is prime plus one percent, which will be Bank of America's prime rate plus one percent.

A MOTION by Commissioner Gamble to exercise the option on the Shidal property, paying for all on closing.

Commissioner Waters asked where this money will come from.

Chairman Hallman stated that it will be appropriated from the fund balance, all except for the first payment, which is already in the budget.

Vote: 4 – 1 AYES: Hallman, Brotherton, Saine, Gamble
NOES: Waters

Letter of Credit – Eddie Knox: Jeff Taylor stated that there is a procedure in the Subdivision Ordinance for a developer to post a bond or letter of credit in order to get approval of their plat, so they can proceed to set the project up and start selling lots. This procedure includes in it a procedure that allows them to ask for a reduction from time to time based on the work that has already been done. He stated that staff has not yet verified the numbers, but some work has been done and they are requesting a reduction of \$114,300 in their letter of credit. Mr. Taylor recommended approval subject to verification from staff that these numbers are accurate and appropriate based on the work that has been done. He stated that the amount left in the Letter of Credit will be \$404,948 if the reduction is approved.

A MOTION by Commissioner Gamble to reduce the Letter of Credit requirement to \$404,948.

AN AMENDMENT TO THE MOTION by Commissioner Saine to make this subject to verification of staff.

Vote: Unanimously approved.

Vacancies:

Commissioner Saine presented the following list of Vacancies:

VACANCIES

Lincoln County Child Protection Team	1
Nursing and Adult Care Home Community Advisory Committee	5
Gaston Community Action	1
Library Board – Ironton Township	1

Appointments:

Social Services Board

- Jim Hallman

Workforce Development Board

- Cornelius Willingham

Workforce Development Board – Organized Labor Representative

- Dan Martin

Appoint voting delegate to NCACC Convention 8/10 – 8/13

- W. J. Waters, Jr.

UPON MOTION by Commissioner Gamble, the Board voted unanimously to make the above appointments.

Calendar:

Chairman Hallman presented the Board's calendar for the month of July, 2000.

Commissioner Gamble asked about the 4th of July Parade. He asked how you get to be chairman of that parade.

Chairman Hallman stated that this is under the City, and there are other members from the American Legion, DAV, all the military organizations, Mr. Huss, and he is on it as the Chairman of the County Commission.

Commissioner Gamble asked Chairman Hallman if he had ever known of an active candidate being the shining star of that celebration.

Chairman Hallman stated that he has had a concern, and he has never known of this. He stated that a few years ago, previous Chairman McConnell was reprimanded for acknowledging a Governor candidate for being in the audience.

Commissioner Brotherton stated that the last couple days he has been thinking about this. He stated that early last week he received a call from Mr. Huss informing him that Mr. Hallman was going to be out of town and could not attend the parade. He stated that it is always tradition for someone from the County to welcome those in attendance, and it got passed down to him as Vice-Chairman. He stated that he responded that it would be quite an honor to do that. He stated that he has had a lot of second thoughts about this

thing. Commissioner Brotherton stated that in 1996 Mr. Huss gave Mr. McConnell an awful tongue-lashing for nothing more than recognizing Governoral Candidate that was seated in the audience. This year a candidate is a Grand Marshal, leading the parade in the front vehicle. He stated that Mr. Huss apparently has double standards.

Commissioner Gamble stated that he was out at Cronland Hardware about a month ago, and ran into Mr. Huss, who was pushing the candidacy of a certain person.

Commissioner Brotherton stated that he considered this an honor, but finds this inappropriate. He stated that this is an event to express appreciation for our freedom, and there is no place for politics in it, as expressed to Mr. McConnell by Mr. Huss. He asked if Commissioner Gamble would fill in if he decides to back out.

Commissioner Brotherton stated that this is taking advantage of a captive audience, they do not have an option.

Finance Officer's Report: Leon Harmon stated presented an updated bank account summary. He stated that the property taxes are coming in over budget.

County Commissioners' Report:

Commissioner Brotherton stated that he has a copy of the News @ Norman, June 7 – 20 edition, Ken Fortenberry, Editor and Publisher. He read the following quote "Chairman Hallman then pushed for the County to hire a Zoning Administrator, a position that has been vacant for some time, Brotherton and Saine agreed and the \$38,000 position was funded by a 3-2 vote. The position is needed, there's no question about that, we wonder though why the sudden rush to fill it. Could it be that Hallman, Saine, and Brotherton want to fill the position with a political appointment, rather than let the new Commissioners hire the slot?" Commissioner Brotherton stated that he does not mind being criticized if he does something, doesn't have a problem whatsoever on it. He stated that he goes back to when they hired the Tax Administrator, which was a purely political job, but they put 3 Republicans and 3 Democrats together and everyone was satisfied with the end result.

A MOTION by Commissioner Brotherton concerning the Zoning Administrator that Mr. Fortenberry be allowed to pick two people of his choice and sit in at the interviews when perspective candidates for this job are interviewed, and then instead of speculating, he can write accurate news as to whether it ends up being a political appointment or whether the best qualified person gets the job.

AN AMENDMENT TO THE MOTION by Commissioner Gamble to not fill the Zoning Administrator job until January 2, 2001.

Commissioner Waters stated that he would like to commend Dr. Gamble on his motion at least sounding like sensible business, and he can't really agree that the first one did. He stated that it sounds to him that Mr. Brotherton is getting awful personal about what he

reads in the newspaper. Commissioner Waters stated that he does not think government should be run this way.

Commissioner Saine stated that the reason the Board voted for this position was because it is needed now.

Commissioner Waters stated that the Director of the department did not ask for that position.

**Vote on Amendment: 2 – 3 AYES: Gamble, Waters
NOES: Hallman, Brotherton, Saine**

Chairman Hallman stated that although he sympathizes with Mr. Brotherton's concern over Mr. Fortenberry, he feels like the best way to handle this thing is for Kelly and the Personnel Director to handle the interviews and choose the person best suited to fit the job.

Commissioner Brotherton withdrew his motion.

Commissioner Brotherton stated that he has one more thing he needs clarification on concerning Mr. Fortenberry. He stated that it is his understanding that at the Board's previous meeting that Erma Deen Hoyle requested \$75,000 for the Beatties Ford Park and Mr. Kiser recommended in his budget \$25,000. When the Board got into some discussion, there was a possibility of some grant funds up to \$75,000 and the Board voted to leave the \$25,000 in the budget, and if any grant money is available the Board at that time would address providing the matching funds. He stated that he believes there is only \$25,000 in the budget.

Commissioner Waters stated that he thinks Commissioner Brotherton is wrong. He stated that the Board passed a motion to increase it to \$75,000, and that is what should be in the budget.

Commissioner Brotherton stated that he thought that Commissioner Waters motion was to leave the \$25,000 and dependent on securing grant money to come back and readdress it.

Commissioner Waters stated that this was not the motion he made, the motion he made was to increase it to \$75,000 and it passed.

Commissioner Brotherton requested that the Clerk go back and listen to the tape to get the proper wording for this motion.

Chairman Hallman stated that he attended the Social Services meeting and it was basically just a routine meeting with nothing noteworthy out of it.

Commissioner Waters stated that the Board tried to set some guidelines for the Recreation Department having to do with the money given to schools.

Chairman Hallman stated that Erma Deen has prepared something for the Board to be presented at the next meeting.

County Manager's Report: Stan Kiser, County Manager, stated construction has started on the Sludge Facility at the Water Plant, concrete work has already begun. He stated that they hope to have the facility on-line sometime this fall.

Mr. Kiser stated that on June 29 County staff will be meeting with representatives of the City of Lincolnton about the water connection.

Mr. Kiser stated that the design work is underway for the sewer line to the East Lincoln Recreation Building. W.K. Dickson is ready to review the design of the pump station and force main for the Hoyle's Creek/Timken project, and from there it will go to the State for approval. He stated that then they can move onto the bid process.

Mr. Kiser stated that copies of the new Personnel Policy should be in the Board's hands sometime next month for the Board's consideration.

Mr. Kiser stated that he had provided copies of the budget to the Commissioner candidates.

Adjourn: **UPON MOTION** by Commissioner Gamble, the Board adjourned the meeting.