

**MINUTES
LINCOLN COUNTY BOARD OF COMMISSIONERS
MONDAY, DECEMBER 13, 1999**

The Lincoln County Board of County Commissioners met in regular session on December 13, 1999 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: Rev. Ron Haithcock of Long Shoals Wesleyan Church gave the Invocation.

Pledge of Allegiance

Adoption of Agenda: UPON MOTION by Commissioner Brotherton, the Board voted unanimously to adopt the agenda as follows, with the additions in bold.

AGENDA

LINCOLN COUNTY BOARD OF COMMISSIONERS

DECEMBER 13, 1999

6:00 PM	Call to Order
6:00 PM	Invocation – Rev. Ron Haithcock Long Shoals Wesleyan Church
6:00 PM	Pledge of Allegiance

1. 6:00 PM Adoption of Agenda
2. 6:00 PM Approval of Minutes
 - December 6, 1999
3. 6:10 PM Consent Agenda
 - Tax Requests for Releases
 - Less than \$100 – October 16 – November 15, 1999
 - More than \$100 – October 16 – November 15, 1999
 - Tax Requests for Refunds
 - Less than \$100 – October 16 – November 15, 1999
 - More than \$100 – October 16 – November 15, 1999
 - Sponsored Group Status
 - Community Chapel Baptist Church
 - Long Shoals Wesleyan Church
 - Sons of Confederate Veterans**
 - Requests for Water Adjustments – October 8 – December 1, 1999
4. 6:15 PM Public Comments
5. 6:30 PM Report from Board of Elections – Judy Caudill
6. 6:45 PM U. S. Department of Commerce Bureau of the Census – Laura McClellie
7. 7:00 PM Exotic Animal Ordinance
8. 7:15 PM Resolution to Apply for Transportation Grant for NCDOT
9. 7:25 PM Presentation of Water Availability Fee – Jack Chandler
10. 7:35 PM Grant Application Additional Information
 - 1 – Capital Improvement Plan
 - 2 – Water Conservation Incentive
11. 7:45 PM Vacancies
12. 7:50 PM Appointments
13. 7:55 PM Calendar
14. 8:00 PM County Commissioner's Report

15. 8:15 PM County Manager's Report

16. 8:25 PM Other Business

17. 8:40 PM Closed Session – Contractual and Personnel

Adjourn

Approval of Minutes: UPON MOTION by Commissioner Gamble, the Board voted unanimously to approve the minutes of the December 6, 1999 public hearing meeting.

Consent Agenda: UPON MOTION by Commissioner Waters, the Board approved the Consent Agenda as follows.

**RELEASES FOR OCTOBER 16TH THRU NOVEMBER 15TH, 1999
LESS THAN \$100**

Ayers, Ronald Noah	1996-99	00233	\$15.80
Baerman, Bland G.	1999	0115103	\$69.00
Beach, Bryant D.	1999	18243	\$69.00
Chronister, Gary	1999	0115744	\$32.26
Crawford, Samuel	1991-94	35558	\$93.63
Cronland, Myna H.	1998/99	0114945	\$71.30
Hawkins, Reed G. & Lisa A.	1999	49341	\$84.13
Hawkins, Reed Gregory	1999	0090813	\$73.15
Hendricks, Michael A.	1999	43557	\$30.66
Hoover, Jon	1999	0139853	\$82.72
House, Emma Ratliff	1999	0120774	\$82.43
Huffman, Anthony Blane	1999	0115056	\$21.62
Jarrett, Kyle Brian	1999	00123	\$13.39
McAlister, Nellie W.	1999	0064843	\$23.41
MJT National Tools Inc.	1999	0104802	\$3.55
Ross, Jerry Jr.	1999	21372	\$69.00

MORE THAN \$100

Barrett, Joseph James Sr.	1999	0122483	\$175.11
Cronland, Rickard B & Myna	1998/99	12432	\$1,322.22
Cronland, Roderick L.	1998/99	12440	\$394.08
Eller, Brian	1999	0139861	\$144.19
Gwynn-Peoples, Betty C.	1999	0130910	\$118.33
Harrell, Robert J.	1999	0110371	\$101.75
Katzman, Craig B.	1999	0139301	\$151.61
Lutz, Donald R.	1999	03909	\$100.50

Miller, Gary Dean	1998/99	00454	\$666.18
Smith, Samuel M.	1999	0119179	\$183.15
Specialty Packaging Ltd.	1999	0133324	\$154.28
Thompson, Denver Carson II	1999	0121256	\$145.51

**LESS THAN \$100 –
MOTOR VEHICLES**

Abernathy, Harold Clinton	1999	0078237	\$35.46
Aguirre, Cesar	1998	0108708	\$50.91
Allen, Dianne Eaker	1998	0132180	\$6.28
Allen, Michael E.	1999	30825	\$26.45
Anthony, Linden Ralph	1998	30838	\$16.19
Armstrong, Frank Douglas	1999	0081807	\$25.31
Armstrong, Georgia Bray	1999	0073242	\$9.79
Armstrong, Martha Ann	1999	0102891	\$29.20
Arrowood, Willard Lee	1998	0114560	\$0.85
Baker, Ivy Novella	1999	0087794	\$51.70
Baker, Lewis	1999	0069432	\$20.08
Baker, Samuel Lyn	1998	0130054	\$92.64
Ballard, Lanny J.	1998	05681	\$32.20
Barker, Dorothy Bines	1998	0122250	\$19.27
Beach, Cynthia Dawn	1999	0097731	\$34.95
Bennett, Beverly Price	1999	0077894	\$90.45
Benton, William Gray	1999	0138981	\$95.50
Blalock, Johnny Kale	1998	0083940	\$15.49
Blalock, Sue Osborne	1994	0069313	\$8.22
Bollinger, Billy Ray	1999	0073209	\$9.68
Bonilla, Mata Rodolfo	1999	0132602	\$41.88
Bost, David Preston	1998	0129247	\$60.75
Branning, Carole Cloninger	1999	0139151	\$10.40
Broadwell, William Cultum	1999	0068120	\$19.35
Brown, Brenda Armstrong	1997	0082251	\$97.69
Burris, Mary Jo	1998	0079513	\$22.67
Byers, Jimmy Ray	1998	0135555	\$45.02
Camp, Camellia Weaver	1998	0137551	\$31.35
Campbell, David Wayne	1999	0082167	\$26.59
Cape, Kathryn Hall	1999	0066088	\$11.57
Carrillo-Solano, Maria	1999	0139486	\$23.09
Collins, Cindy Richard	1998	0073900	\$61.98
Collins, Mary Ann	1999	0139499	\$13.37
Collins, Mary Broome	1999	0093182	\$6.42
Connor, Kenneth Wells	1998	0132303	\$33.67
Cook, Mitchell Gregory	1998	0100293	\$55.96
Davis, Angela Clark	1999	0091782	\$12.38
Davis, Richard Lee	1999	12662	\$4.94
Deiber, Richard David	1999	0131748	\$74.83
Dellinger, William Joseph Jr.	1999	0065262	\$1.65
Drinkwater, Kenneth Scott	1998	0081503	\$2.14
Ellis, Betty Jean	1998	0136867	\$7.93
Farmer, Eddie Dean	1998	0101354	\$10.94
Finger, Herbert Hoover Jr.	1999	0100024	\$16.91

Fletcher, John Albert	1999	0139692	\$17.79
Free, Frank Elton	1999	0130520	\$18.50
Gabbard, Julia A.	1999	0108860	\$9.67
Gantt, Sammy Ted	1997	0069569	\$17.39
Godwin, Roger Dale	1998	0137413	\$13.12
Goins, William Lester	1999	0096749	\$7.16
Hacking, Jay	1999	0100704	\$35.88
Hartman, James. J.	1999	0133829	\$16.97
Hartzler, Rhonda Sue	1999	0139764	\$26.37
Heavner, Brenda Sain	1999	0076083	\$39.08
Hefner, Barbara Ramey	1999	0088884	\$20.94
Hegler, Julian Eugene	1999	0139420	\$21.54
Helms, Jimmy A.	1998	14936	\$15.02
Helms, Sherman Dean	1998	0090402	\$11.06
Helms, Tracy John	1998/99	0129793	\$26.24
Henry, Bertha Faye	1998	0121347	\$15.52
Hinson, Alvin Mark	1998	0121220	\$37.71
Hoagland, Robert Joel	1998	0135713	\$48.12
Holbrooks, Charles B.	1998/99	0132618	\$94.59
Hoyle, Donald U.	1999	0131298	\$28.22
Huffman, Kelly Ray	1999	0100985	\$17.50
Hullett, Donald Ray	1999	0139149	\$85.20
Ingle, Kimberly Edwina	1999	12179	\$44.60
Jarrell, Cassie Diane	1999	0086281	\$16.92
Jarrett, Kyle Brian	1999	0102085	\$7.10
Jaynes, Roy Stuart	1999	0094675	\$31.48
Jenkins, Rickey Dale	1999	0073623	\$11.57
Jenkins, Roger Dale	1999	0090419	\$49.83
Kale, Hodie Duncan	1999	0064927	\$16.38
Katz, Mark Steven	1999	0089697	\$90.65
Keener, Phyllis Coulter	1999	0120876	\$1.63
Kelly, Edward McAlister	1999	0097826	\$14.16
Kelsey, Donna Lambert	1999	0072595	\$10.62
Kocsis, Russell J.	1999	0126714	\$92.99
Kurkowski, John Michael	1999	0087491	\$15.95
Lanning, Jay Edward	1999	19023	\$1.78
Lawrence, Alfred Lee	1998	0100032	\$6.34
Lenox, Sarah Abernathy	1999	0101297	\$75.31
Little, William Roger	1998	01322265	\$91.66
Loftis, Bradley Preston	1999	0067706	\$11.33
Long, Terry Lee	1999	0070377	\$58.40
Lowery, Mabel Cornwell	1999	0096546	\$6.67
Mackey, Darryl Brian	1999	0078793	\$12.60
Mahan, James Edward	1999	0066228	\$18.24
Martin, Lucinda Dawson	1999	0118716	\$7.37
Martin, Scott A.	1998	0127773	\$26.21
Mashburn, Dennis Wade	1999	0106255	\$1.16
May, Sue Diane	1999	16253	\$21.93
McClain, Terry Horger	1998	0137581	\$12.55
McGinnis, Mary Little	1999	0076689	\$7.29
Menominee, Dennis Robert	1999	0114817	\$66.50
Messer, Garry Wayne	1998	0128103	\$32.68
Miller, Leonard Herbert Jr.	1999	40046	\$80.43

Morrison, Richard Dean	1999	0139655	\$3.46
Morton, Clifton Lee	1999	0118733	\$44.22
Morton, Martha Goodson	1999	0111400	\$85.05
Mosteller, Tommy	1998/99	0121682	\$39.90
Newton, Robin Darlene	1998	0107759	\$26.53
Obrien, John Thomas	1999	0090222	\$51.70
Parker, Dale Wesley	1998	0098675	\$81.60
Payseur, Beauford Leonard	1999	0139753	\$35.24
Penley, Gilbert Allen	1999	0139054	\$80.63
Perryman, Michael Shane	1999	0123534	\$7.21
Petterson, Kurt	1998	0133248	\$95.73
Potter, Cynthia Kelly	1999	0130574	\$20.53
Price, James Wilbourn	1999	0125205	\$8.93
Putnam, Jennifer Lynn	1998	0128995	\$11.14
Reavis, William E.	1999	0097980	\$29.73
Reep, J. Rhyne & Margaret	1999	02551	\$15.81
Reep, Kenneth M. & Nancy	1999	14439	\$24.83
Reeves, Adams Ernest	1998	0135106	\$6.65
Richard, Gregory Lee	1999	0139612	\$66.83
Robinson, Theodore Jr.	1999	0116763	\$18.59
Rosenberg, Marc David	1998	0137600	\$35.36
Rudisill, Mamie Thomas	1999	0131120	\$19.34
Sain, David Craig	1999	0076101	\$3.85
Saunders, Michael Andrew	1999	0093496	\$22.64
Sexton, Rose Reid	1999	0074351	\$35.24
Sigmon, Calvin Eugene Jr.	1999	0108288	\$19.58
Sigmon, Robert Todd	1999	46698	\$60.08
Sigmon, Tammy (Parker)	1999	0126985	\$16.83
Silva, Ana Paula	1999	0138922	\$30.22
Skipper, Charles N.	1998	0132419	\$61.57
Smith, Myra Henley	1998	0068595	\$4.33
Speece, William F.	1999	48359	\$18.12
Starnes, Roger Glenn	1999	0112311	\$68.51
Stephens, Richard B.	1998	0133380	\$59.67
Stiles, William HC	1998	0129418	\$36.84
Suttle, Edward E. III & Jill	1999	11239	\$18.15
Suttle, Stephanie Thornburg	1999	0131463	\$57.61
Taylor, Douglas L.	1999	30673	\$5.99
Thompson, Phillip Alan	1999	0074986	\$30.07
Travis, Stephen Eugene	1999	0107432	\$5.14
Trejos-Morera Jose	1999	0139110	\$15.40
Turner, Larry Carl Jr.	1999	0093905	\$37.47
Vang, Moua	1999	0139083	\$73.75
Vierra, Timothy W.	1998	21682	\$19.94
Wadsworth, William	1999	41140	\$99.75
Walters, William Pate	1999	09117	\$20.43
Watkins, Richard Russell	1999	0139075	\$24.06
Whisnant, Terri Sinclair	1998	0087717	\$36.62
Williams, Leonard D. II	1999	0130982	\$97.82
Wise, Daniel Michael	1999	0123431	\$6.88
Woodside, William Harold	1999	0081324	\$63.90
Workman, Joseph Franklin	1999	0116154	\$4.55
Wright, Jerry Edward Sr.	1999	0089489	\$10.02

Wright, Sandra Holden	1998	0132800	\$5.37
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**MORE THAN \$100 –
MOTOR VEHICLES**

Anthony, John Max	1999	0129803	\$289.87
Avery, John William III	1999	0098150	\$136.87
Barrett, Stanton Thomas	1998/99	0136840	\$853.30
Bolick, Brouxie Allen	1999	0139157	\$124.51
Brumbalow, Willie Cecil	1998	0136155	\$179.12
City of Lincolnton	1999	33757	\$317.12
Conner, Lou Ann Goodson	1998	0137527	\$122.70
Cox, Robert Murray	1999	0123399	\$145.44
Davies, Michael Edward	1999	0139118	\$129.52
Dellinger Septic Tank Co.	1999	0088251	\$355.46
Edwards, Brigitte Blythe	1998	0137562	\$101.33
Estes, Glenn Edward	1998/99	0137626	\$160.50
Farmer, Cathi Elaine	1998/99	0137595	\$253.81
GMAC	1998	0074103	\$124.69
Helms, Howard Wendell Jr.	1998	0133698	\$109.73
Jackson, Randall Bruce	1999	0131078	\$169.86
Jaguar Credit Corp.	1999	0134438	\$371.71
Lynch, Jerry Lane	1998	35982	\$235.22
Martin, David H.	1998	0126285	\$106.43
Material Sales Co.	1998	0130043	\$535.80
McAllister, Robert Dwayne	1996-98	0118325	\$360.19
Newcomb, Richard Donald	1999	0137870	\$204.00
Palmetto Trucking Co. Inc.	1999	0117068	\$1,533.72
Pettus, Kristi Michele	1998	0137630	\$202.05
Pope, Timothy Dean	1998	0092161	\$150.93
Redmond, Berniece E.	1998	0132785	\$208.37
Riddle, Michael H.	1999	0127851	\$430.63
Rogers, Jamie Kevin	1998	0134654	\$115.15
Serving Construction Sites	1999	0139708	\$496.95
Silver, Jeffrey P.	1999	0117733	\$182.66
Smith, Morris Spencer	1999	0137609	\$136.93
Spatz, Martin W.	1999	0119822	\$186.58
Starnes, Dale Franklin	1999	0070426	\$108.41
Travis, Doyle E.	1999	0097262	\$100.48
Walker, David Staats Jr.	1998	0137437	\$110.39
Walker, Jessica Linda	1998	0137494	\$147.97
Whitten, Richard John Jr.	1998/99	0130400	\$423.27
Wright, Carl David	1998/99	0070072	\$375.32

Refunds October 16 – November 15, 1999

Motor Vehicles

Greater than \$100

First Union National Bank	1998	0074526	\$265.60
Williams, Leonard & Mary	1999	0092665	159.56

Annuals

Greater than \$100

Adams, Carol C.	1999	0130833	\$704.97
Cronland, Minnie C.	1998	33726	271.93
Cronland, Minnie C.	1999	33726	271.93
F & H Properties LLC	1999	0123774	927.13
Homes, Torrey	1999	0132289	666.00
Old Republic National Title Ins.	1992	12498	509.01

Annuals

Less than \$100

Baucom, Walter David Jr.	1999	0117725	\$ 14.36
Biggerstaff, Jon & Dena	1999	0101455	45.11
Brock & Scott	1999	36026	59.76
Clark, Kevin Louis	1999	15406	10.00
Fair, Patrenia	1999	0122599	40.00
Garlow, Gary & Edna	1999	31439	30.85
Grinavic, Michael E.	1999	20408	10.00
Hicks, Robert	1999	45566	12.11
Hopper, Jessie A.	1999	0060746	33.99
Marlow, Jerry & Bobbie	1999	07365	59.77
Reiser & Sons Investors	1999	0109614	47.52
Sipe, Bill David	1999	03289	3.32
Tate, Steven G.	1998	19736	31.37
Wilkinson, Pamelia N.	1996	18690	26.07

Motor Vehicles

Less than \$100

Abernathy, Elizabeth	1999	0102778	\$ 45.99
American Honda Finance Corp	1997	0069218	91.72
Bennett, John McCluer	1999	0086560	1.65
Boyles, Phillip M.	1999	0130126	4.63
Boyles, Phillip M.	1998	0130126	2.64
Broadwell, William C.	1999	0068120	20.27
Campbell, Johnathan Max	1999	0075187	6.28
Clark, Tonya J.	1999	0138489	38.18
Dunlap, Marcus James	1999	0060496	2.60
Dunlap, Marcus James	1999	0060496	3.14
Eaker, Larry D.	1998	17984	13.48

Foss, Kimberly A.	1998	0132247	11.30
Funderburk, Christy	1999	0100484	8.34
Graham, Michael L.	1998	0090244	61.99
Hartsoe, Terry Dwayne	1999	0068611	4.68
Johansen, Michael	1998	0135186	12.92
Kinsey, Ronald George	1998	0126966	14.29
Kniceley, Anthony S.	1999	0107047	1.29
Lawrence, Alfred Lee	1998	0100032	6.21
Lawrence, Paul Woodworth	1999	0067736	2.26
Little, William & Abbie	1999	0132265	7.70
Malcolm, Mark David	1999	0109065	1.76
Martin, Scott & Heidi	1999	0127773	8.93
Mashburn, Terry Lynn	1999	0107928	5.47
Massey, William & Mary	1999	0060943	69.32
Material Sales Co.	1999	0130043	18.53
McAllister, Brenda E.	1999	0082238	3.57
Mele, Anthony & Helene	1999	0125545	1.22
Melton, Tammy Lynette	1998	0120015	7.44
Mintz, William Leroy	1999	0082122	15.37
Nissan Motor Acceptance Corp.	1999	0090271	93.33
Noles, Sherry Lynn	1998	0137549	41.54
Pope, David & Gena	1999	36542	2.27
Pulley, Nyoka King	1999	20522	1.23
Reiser Enterprises Inc.	1998	0087561	30.71
Rosenburg, Marc David	1999	0130838	7.94
Ross Builders & Supply, Inc.	1999	0064967	5.42
Saunders, Michael A.	1999	0093496	1.00
Short, Harold Dean	1999	01139	2.00
Short, LeAnna Hester	1999	0124585	15.53
Spring Hill Corp.	1999	0102506	7.18
Stanley, Priscilla J.	1999	0097985	9.90
Stiles, William & Jean	1999	0129418	12.24
Tate, Jerry K & Amy	1999	34863	22.80
Tate, Steven G.	1993	0077075	6.29
Wagner, Gary G. Jr.	1998	0088912	5.96
Walker, David Staats, Jr.	1999	0137437	8.05
Walker, Delbert Lee	1999	36143	2.17
Walker, Jessica L.	1999	0137494	6.46
Weaver, Noel & Louise	1999	0076515	1.80
Whitman, Terry Dale	1998	0095219	4.73

Sponsored Group Status

- Community Chapel Baptist Church
- Long Shoals Wesleyan Church
- Sons of Confederate Veterans

Requests for Water Adjustments for Period of October 8 – December 1, 1999

<u>Name</u>	<u>Account #</u>	<u>Adjustment</u>	<u>New Total</u>
Mary Aderholt	4048441-01	\$594.63	\$295.70
Wayne Brown	6173391-01	\$30.26	\$55.24

Vida Foster	3021181-00	\$25.01	\$31.09
Mary Gallman	5076001-01	\$26.85	\$50.82
Sandra Gordan	6124193-02	\$54.58	\$84.90
Jim F. Houser	11201571-00	\$97.81	\$82.22
Mark D. Ludwig	8167342-01	\$148.07	\$106.74
Jim Mahan	6152433-00	\$58.88	\$63.76
Joseph & Teresa Neel	6155162-00	\$55.39	\$56.70
Susan Seay	6162031-00	\$17.26	\$43.93
Harley Stanley	6162151-03	\$102.61	\$121.74
Louis Voit	10227871-01	\$46.88	\$67.94
Shannon Whitesides	3025461-06	\$207.79	\$161.55
Steven Wilson	5085231-02	\$62.26	\$77.62

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

Yates Gilbert stated that he wrote a letter to the County Manager about three weeks ago, and has not received a response. He stated that when zoning was first implemented, his property was zoned business instead of residential, and he paid the money and got it changed to residential. He stated that after all his trouble, he got no screening at all. He stated that he has been trying for some time to get this corrected. Mr. Gilbert stated that there are serious problems in the zoning department.

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

Report from Board of Elections --- Judy Caudill

Judy Caudill stated that the State Board of Elections has suggested that the County Commissioners and the County Board of Elections have a memorandum of understanding. The Board of Elections basically has a personnel policy that the County Attorney helped them with, and it is filed in the Personnel Office.

Ms. Caudill also discussed one stop no-excuse absentee voting. She stated that the Board of Elections may have to ask for a temporary full time employee near the end of the year.

U. S. Department of Commerce Bureau of the Census – Laura McClellie

Laura McClellie stated that her job is to work with the cities and counties to promote census 2000. She stated that this is the only way America knows what America needs.

Ms. McClellie asked that the Board give them a Resolution saying that they are supporting and will support the census count, a complete count committee, and use of facilities for testing. She asked the Board to take a role in just making sure the community is aware of the importance of the count.

Exotic Animal Ordinance:

Chairman Hallman stated that this Ordinance was adopted the 17th day of May, 1999, and has been deferred a couple of times.

Commissioner Waters stated that there is only a copy of the old Ordinance in the packets. He stated that this is not the document the Board was working with at the last meeting on it.

Commissioner Brotherton stated that he remembers a man telling about his monkey that could mow the grass and liked to go fishing, and described the monkey almost like a child. Commissioner Brotherton stated that he is also aware of a situation in Denver where a guy had a monkey that got loose. They guy caught the monkey and the monkey bit him. Commissioner Brotherton stated that this guy had to go to the Emergency Room because of the bite.

The Board had a discussion concerning enforcement by USDA and Lincoln County Animal Control.

UPON MOTION by Commissioner Gamble, the Board voted unanimously to defer this until the January 10, 2000 meeting, with the Inherently Dangerous Animal Ordinance not being implemented until February 1, 2000.

Resolution to Apply for Transportation Grant for NCDOT:

Erma Deen Hoyle requested approval of the following resolution, which needs to be approved as part of the application packet to NCDOT for the monies for the vans for the Human Service Agencies and also for the position of Transportation Coordinator.

UPON MOTION by Commissioner Gamble, the Board voted unanimously to approve the following Resolution:

RESOLUTION

Applicant Seeking Permission to Apply for CTP Funding, Enter Into Agreement With
The North Carolina Department of Transportation And to Provide the Necessary
Assurances.

WHEREAS, Article 2B of Chapter 136 of the North Carolina General Statutes and the Governor of North Carolina have designated the North Carolina Department of Transportation (NCDOT) as the agency responsible for administering federal and state public transportation funds; and

WHEREAS, The North Carolina Department of Transportation will apply for a grant from the US Department of Transportation, Federal Transit Administration and receives funds from the North Carolina General Assembly to provide assistance for rural public transportation projects; and

WHEREAS, the purpose of these transportation funds is to provide grant monies to local agencies for the provision of rural public transportation services consistent with the policy requirements for planning, community and agency involvement, service design, service alternatives, training and conference participation, reporting and other requirements (drug and alcohol testing policy and program, disadvantaged business enterprise program, and fully allocated costs analysis);

WHEREAS, Lincoln County hereby assures and certifies that it will comply with the federal and state Statutes, regulations, executive orders, Section 5333 (b) Warranty, and all administrative requirements which relates to the applications made to and grants received from the Federal Transit Administration, as well as the provisions of Section 1001 of Title 18, U.S. C.

NOW, THEREFORE, be it resolved that the Chairman of the Lincoln County Board of Commissioners is hereby authorized to submit a grant application for federal and state funding, make the necessary assurances and certifications and be empowered to enter into an agreement with the NCDOT to provide rural public transportation services.

James A. Hallman, Chairman

Presentation of Water Availability Fee

Stan Kiser, County Manager, stated that in the past, there has been some criticism about the deficit the county has incurred in the water fund. This presentation is an alternative method of funding.

Jack Chandler, Director of Public Services, stated that they are attempting to provide an option of generating additional revenue inside the water fund itself, which will reduce the amount of the loan that the water fund has to get from the general fund each year. Mr. Chandler presented the proposal to the Board.

Commissioner Brotherton stated that he would like to get some public input on this before voting on it.

UPON MOTION by Commissioner Gamble, the Board voted unanimously to receive this as information and put it back on the agenda for January 10, 2000.

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

Grant Application Additional Information:

Capital Improvement Plan

Jack Chandler, Director of Public Service stated that in order to receive additional priority points for our “High User Cost Grant” applications, Lincoln County needs to adopt a 20 Year Capital Improvement Plan. This CIP is not something that must be followed each year but can be used as a guide to assist in developing the budget each year. Obviously needs change and cannot be accurately projected over a 20-year period, which makes it impractical for this CIP to be “written in stone”.

UPON MOTION by Commissioner Waters, the Board voted unanimously to approve the 20 year Water Capital Improvement Plan.

Proposed Water Conservation Incentives

Jack Chandler, Director of Public Service, stated that in order to receive additional priority points for our “High User Cost Grant” applications the following water conservation incentives are proposed.

“Beginning January 1, 2000, Lincoln County will give a \$5.00 rebate for any replacement installation of low-flow faucets, showerheads, and toilets. The rebate will be given one time per water and/or sewer customer and is limited to replacements in existing residences. Proof of the installation will be required in the form of a receipt or billing invoice showing the actual work done. The rebate will be included in the customers’ next billing statement following approval of the County.”

UPON MOTION by Commissioner Saine, the Board voted unanimously to approve the Water Conservation Incentives.

Vacancies: Commissioner Saine presented the following Vacancies.

Lincoln County Child Protection Team 1

Calendar: Chairman Hallman presented the Board calendar for January, 2000.

County Commissioners' Report:

Chairman Hallman presented the Resolutions for Nationally Certified Teachers for the Board's approval.

UPON MOTION by Commissioner Brotherton, the Board voted unanimously to approve the Resolutions of Appreciation for the Teachers Receiving National Certification.

County Manager's Report:

Stan Kiser, County Manager, stated that within the next year or so, the County will have to start considering expansion of the Water Plant. To do so will cost an estimated four to five million. That will give us an additional three million gallons per day. He intends to meet with CMUD sometime in January to discuss the possibility of running the lines from Highway 73 to McGuire Nuclear station. At that point, it may be possible to hook on to CMUC and purchase water from CMUD. The estimated cost of the line would be less than a million dollars.

Mr. Kiser stated that we have yet to hire a County Engineer. He stated that he has talked with Jack Chandler about contracting out the engineering work. He stated that when a developer submits a plan, they will be responsible for the cost of the subdivision review. He stated that if these costs are passed along, then the county can absorb the rest of the cost of the Engineer. He stated that he is considering hiring someone with some technical knowledge to assist the work with the Engineers.

Mr. Kiser stated that he has been approached by Gary Bell of Health Management Associates. He handed out information packets from Mr. Bell. Health Management Associates is the organization that runs the Lake Norman Regional Medical Center.

Chairman Hallman stated that he would like to go on record saying that he did not solicit this proposal.

Closed Session: **UPON MOTION** by Commissioner Brotherton, the Board voted unanimously to go into Closed Session for the following purposes pursuant to G.S. 143-318.11:

1. 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, which privilege is hereby acknowledged.

2. To discuss matters relating to the location or expansion of industries or other businesses in the area served by the public body.

UPON MOTION by Commissioner Brotherton, the Board voted unanimously to authorize the Chairman to sign the listing agreement with the Keith Corporation for the Industrial Park property, subject to the basic terms of the 10 percent commission, 2 year term, running from January 1, 2000 to January 1, 2002, with a marketing budget of \$17,500, subject to vouchers and receipts being submitted, and approval subject to the concurrence of the LEDA Executive Board at their meeting on Thursday, December 16, 1999.

UPON MOTION by Commissioner Brotherton, the Board voted unanimously to authorize the Chairman to sign a consent to the listing agreement between the Finger family and the Keith Corporation, with similar terms to just covered.

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