

**LINCOLN COUNTY  
BOARD OF COMMISSIONERS**

**MINUTES  
APRIL 20, 1998**

The Lincoln County Board of County Commissioners met in regular session on April 20, 1998 at the Citizens Center, Commissioners Room, 115 West Main Street, Lincolnton, North Carolina, the regular place of meeting at 7:00 PM. The following were present:

Louis E. McConnell, Chairman  
James A. Hallman, Vice Chairman  
Terry L. Brotherton  
Larry S. Craig  
Beth H. Saine

Jeffrey Taylor, Assistant County Attorney  
Richard French, County Manager  
Stan Kiser, Assistant County Manager

Also present were and Amy S. Long, Clerk to the Board of Commissioners.

**CALL TO ORDER**

Chairman McConnell called the April 20, 1998 meeting to order.

**INVOCATION**

Chairman McConnell gave the Invocation

**ADOPTION OF THE AGENDA**

Chairman McConnell presented the Agenda for the April 20, 1998 Board of Commissioners meeting.

**AGENDA**

**LINCOLN COUNTY BOARD OF COMMISSIONERS**

**APRIL 20, 1998**

- 7:00 PM Call to Order
- 7:00 PM Invocation
- 1. 7:00 PM Adoption of Agenda

2. 7:00 PM Approval of Minutes  
- December 30, 1998  
- April 6, 1998
3. 7:05 PM Consent Agenda
  - Tax Requests for Refunds
    - Less than \$100—March 1 – 13, 1998
    - More than \$100—March 1 – 13, 1998
  - Tax Requests for Releases
    - Less than \$100 - February 2 – 27, 1998
    - More than \$100 – February 2 – 27, 1998
    - Less than \$100 – March 1 – 15, 1998
    - More than \$100 – March 1 – 15, 1998
  - Budget Adjustments 49 - 50
  - Sponsored Group Status
    - Long Shoals Wesleyan Academy
  - Requests for Water Adjustments
4. 7:10 PM Public Comments
5. 7:25 PM Approval of Phase 1 of the Verdict
6. 7:30 PM Public Hearing – CDBG-ED
7. 7:40 PM Report on YMCA – Pete Acker
8. 7:55 PM North Carolina Department of Transportation Secondary Roads Construction – Tommy Richardson
9. 8:10 PM Auditorium Sound System Report – James Brawley
10. 8:25 PM Right of Way – Doyle Beam Memorial Road
11. 8:35 PM Resolution to Sell Surplus Personal Property
12. 8:40 PM Vacancies
13. 8:45 PM Appointments
14. 8:50 PM Calendar
15. 8:55 PM County Commissioners' Report
16. 9:05 PM County Manager's Report
17. 9:15 PM Other Business
18. 9:20 PM Closed Session – Contractual and Personnel

## Adjourn

Commissioner Larry Craig motioned to adopt the agenda for the April 20, 1998 meeting with the following changes: move Item 7—Report on YMCA to Item 3a, due to a scheduling conflict.

Seconded by Commissioner James Hallman.  
Unanimously approved.

## APPROVAL OF MINUTES

Chairman McConnell presented the minutes of the December 30, 1997 and April 6, 1998 Board of Commissioners meeting for approval.

Commissioner Larry Craig motioned that the minutes of the December 30, 1997 and April 6, 1998 meetings be approved as presented.

Seconded by Commissioner James Hallman.  
Unanimously approved.

## CONSENT AGENDA

Chairman McConnell presented the Consent Agenda April 20, 1999 for approval.

### REQUEST FOR REFUNDS

PERIOD COVERED March 1 - March 13, 1998

#### Annuals More Than \$100.00

Boggs, Wendell C. & Tana	1997	06540	\$243.79
Boggs, Wendell C. & Tana	1996	06540	241.78
Home Federal	1997	0097495	190.02
Pollock, Robert R & Joyce	1996	13907	141.79

#### MOTOR VEHICLES More Than \$100.00

Kentucky Fried Chicken	1997	25325	\$116.93
Locklin, Daniel & Flora	1997	19372	126.82

#### ANNUALS Less Than \$100.00

Baxter, Kenneth F. Jr.	1997	00353	\$6.54
Engbarth, Erick	1997	0088541	2.13
Gillenwater, Timothy	1997	0120395	42.63
Helton, Daniel E.	1997	0096387	25.85
Howard, David W.	1997	0097274	2.75
Johnson, Sarah C.	1997	30524	6.34

Kowalski, Keith	1997	0100782	1.07
Malcolm, Mark David	1997	0109065	2.22
Muratore, Paul James	1997	0079671	2.12
Nations Bank Mort.	1997	0113570	17.94
Perry, Georgiaetta K.	1997	10720	49.00
Pendleton, Ruby	1997	0061841	1.99
Pollock, Robert & Joyce	1997	13907	3.79
Tate, Steven G.	1997	14081	28.63
Towery, Brad Carroll	1997	0073185	2.00
Whitley, Charles L. W.	1998	0097452	1.22
Wylie, Gary L & Patricia	1997	15889	2.36

#### MOTOR VEHICLES Less Than \$100.00

Baxter, Kenneth F. Jr.	1996	32170	\$19.60
Beckett, Karen L.	1997	0119035	1.99
Brice, James Edward	1997	0101848	4.84
Carpenter, David W.	1997	11580	37.32
Clanton, Virginia D.	1997	0111107	16.19
Correll, Steve H. & Vickie B.	1997	21658	5.61
Gibson, Judy D.	1996	0105416	23.09
Harmon, James A.	1997	0084036	1.36
Helms, Brenda S.	1997	0067359	2.53
Huss, James S.	1997	44200	12.85
Jacobs, Katherine B.	1997	0101096	21.74
Keller, Jaime Price	1997	0125914	73.14
Lukowski, Joseph Jr. & Patsy	1997	16583	3.41
McClain, Clara Bostic	1996	0089351	29.24
McGinnis, Ralph	1997	0078588	2.29
Meadows, Roy & Patsy	1997	0108875	6.80
Potts, Karl & Geraldine	1997	28729	38.52
Quesado, Sandra C.	1997	0117859	5.30
Sisk, Katheryn A.	1997	15489	5.39
Trusler, Holly	1997	0114223	24.09
Wright, Marcie E.	1997	0108515	5.13

#### RELEASES FOR FEBRUARY, 1998

#### RELEASES MORE THAN \$100 -- MOTOR VEHICLES

Ashe, Raymond Myles	1997	0093322	105.46
Bare, Carrie Begue	1997	0127123	121.77
Biggerstaff, James Allen	1997	0119944	216.51
Bolt Express LTD	1997	0125285	181.04
Carpenter, Carol Flack	1997	0111787	117.49
Carpenter, Marcella Honor	1997	0077278	130.02
Clark, Susan	1997	41800	131.83
Cook, Chad Christopher	1997	0118687	121.50
Craig, Joel Edward	1997	0073286	112.39
Davis, Steve Arnold	1997	0126460	310.68
Denver Equipment Co. Inc.	1997	0088230	182.67
Fletcher, John A.	1997	0118172	103.29
Frye, Lisa Honeycutt	1997	0119930	188.57
H & W Outdoor Products Inc.	1997	0111961	186.00
Hall, John Milton	1997	0126666	147.74

Helms, Randal Edward	1997	0115290	250.80
Henderson, Edward Eugene	1997	0066472	125.87
Hoglund, Rita M.	1997	0104305	152.42
Hoyle, Henry Franklin Jr.	1997	0087861	100.24
Hudson, Jimmy Dean	1997	0124886	116.18
Hunter, Carl Michael	1995/96	0118203	309.45
Jarrett, George William	1997	0127154	222.83
Lewis, Dustin Brent	1997	0125033	116.52
Lynch, Jerry Lane	1997	35982	233.16
Moore, Jack Cathey II	1997	0125973	108.83
Pitman, Joyce Ann	1997	0121385	262.56
Scrhone, Teresa Buchanan	1997	0081283	153.58
Sloan, Charles Bryant	1997	0120891	304.48
Smith, Johnny Darrell & Joyce	1997	16749	113.16
Southtrust Bank of Alabama	1997	0121690	447.24
Stinnette, Donald Dwight	1997	0126944	101.45
Woodard, James Hayes Jr.	1996	0071264	112.65
World Omni Financial Corp.	1996	0066112	148.54
Yard-Art Inc.	1997	0126235	230.73

#### RELEASES LESS THAN \$100 -- MOTOR VEHICLES

Adams, Paul Douglas	1997	30810	41.61
Alliston, Julius B.	1996	05330	51.17
Armstrong, Lanny Lee	1997	0085848	14.61
Arrowood, Rosemary Rodriguez	1996	0105510	36.51
Ballard, Daniel Breck	1997	0125146	39.37
Ballard, Tammy Jacqueline	1997	0090451	56.21
Baxter, George E. Sr.	1997	12118	6.00
Beal, Myron James	1997	0067337	11.14
Bronowicz, Richard Norman Jr.	1997	0081442	35.52
Brooks, Timmy Dale	1997	0088060	32.31
Brown, Ronald A. & Pamela J.	1997	30343	26.45
Bullock, Eddie Ray	1997	0113195	21.36
Burgess, Michael Ray	1997	0125649	5.42
Burris, Riden Fuller	1997	0066457	45.43
Burt, Judith C.	1997	0108841	91.85
Butler, Wanda Newton	1997	0090470	13.89
Carpenter, James Christopher	1997	0102603	6.41
Chappell, Larry F.	1997	0117475	68.37
Comarzan, Florica	1997	0124791	30.84
Cooke, Richard Flay	1997	0125955	83.20
Crank, Bessie Ann	1997	0127017	64.72
Crosby, Howard Lee Jr.	1997	0109895	25.61
Crowe, Robert S. & Doris	1997	05130	41.63
Custovic, Hamdija Hamid	1997	0127237	43.11
Davis, Steve Arnold	1997	0126460	79.83
Deaux, Richard Robert-James	1997	0125019	5.08
Dellinger, Gary Gene	1997	0070739	28.88
Dellinger, Harvey Richard	1997	0125072	12.15
Derr, Ada Oliva	1997	0099412	15.09
Devine, Michael Edward	1997	0095503	88.01
Dunston, Thomas Edward	1997	0127135	62.10
Eades Wood Inc. DBA	1997	0065678	39.85
Eaker, Lester Franklin & Doris	1997	05964	60.59
Eggleston, Donald Wayne	1997	0084058	93.76
Emory, Betty Black	1997	0117783	50.54
Ewing, Marcene McDonnell	1997	0101422	41.86
Finger Brothers Inc.	1997	0065001	54.21
Forrester, Betty Dedmon	1997	43912	20.21

Franklin, David Solomon	1996	0091853	14.33
Frey, Joseph E.	1997	0082652	6.84
Gold Key Lease Inc.	1997	0110568	68.83
Grigg, Frank A.	1997	32283	8.98
Harris, Richard H. Jr.	1997	14193	43.37
Heavner, Arlene Zurcher	1997	0087696	3.41
Henderson, Angie Annette	1995	0114833	19.37
Henderson, James H.	1997	15109	61.23
Henderson, Lizzie Evans	1996	0072345	6.76
Hernandez, Rene Sanchez	1997	0124762	9.00
Herring, John Thomas jr.	1997	0111862	57.72
Hill, Debra Surratt	1997	0109921	35.03
Horne, Kenneth Wayne	1997	0096991	39.18
Howard, Randy Alexander	1997	0126413	11.94
Hoyle, Leonard Dale	1997	0089935	28.73
Hudson, Mary Shelton	1997	0121519	41.85
Huff, Thomas Edward	1997	0126382	95.86
Hull, Scott Tyrone	1997	0112124	14.80
Hunsberger, Mark David	1997	0112463	72.66
Jackson, Sally Louise	1997	0107930	19.55
Jenks, Chuck Arnold	1995	0072978	16.40
Jiminez, Marlon Fransisco	1997	0125162	6.19
Jones, Richard Lee	1997	0113151	95.62
Kennedy, James Deeter	1997	0075368	32.39
King, Joseph Michael	1997	0112581	32.97
Lail, D. H.	1997	0112300	6.33
Lane, Vicky Martin	1997	0120006	80.55
Lay, Thomas Edward	1997	0096230	14.82
Lee, Alan	1997	0126915	63.54
Leonhardt, Julie Shepherd	1997	0126533	23.31
Locklin, Daniel W. Jr.& Flora	1997	19372	99.93
Love, Jeffery Nathan	1997	0123065	9.60
McCombs, James Alan	1997	0127146	28.92
McCorkle, Edward Eugene	1997	0125092	25.76
McGinnis, Donald Ray & Betty	1997	10225	44.26
McKinney Radiator Service	1997	25572	4.29
McKissick, David Lee	1996	0071434	5.93
Mercer, Eric Blair	1997	0125054	11.18
Miller, John Edward	1997	0087656	20.61
Mirtsching, Richard Howard	1997	0119464	27.10
Mitchell, Charles Edward	1997	0081523	58.44
Mongold, Brenda Joyce	1997	0103351	16.84
Morrison Construction James T.	1997	0094291	10.44
Mosteller, Thurmond Jr.	1997	00538	3.32
Mueller, Steven Rainer	1997	0124545	72.54
Murray, David Lee	1997	0089938	88.48
Nicholson, Henry Harold	1997	0068389	14.13
Page, Rodney Keith	1996	0111871	22.87
Parker, Robert Dennis	1997	0067223	14.80
Paysour, Debra Silvers	1996	0122226	114.23
Peeler, Elizabeth Jane	1996	0104231	12.48
Pittman, Earl Jr.	1997	0069551	15.89
Pooler, Marjorie Darling	1997	0093865	3.09
Powell, Samuel Coy Jr.	1997	0080503	4.32
Purcell, William H.	1997	0120325	15.91
Purcell, William Harvey	1997	0126655	19.42
Randolph, Jerry Cecil	1997	0069743	6.08
Reynolds, Mike Lester	1997	0108717	11.18
Rickman, Betty Sproles	1997	0105810	21.75
Rikard, Jeffrey Curtis	1996	0116674	16.32
Robbins, John Lee	1997	0123588	78.45
Rollins, Dawn Michelle	1997	0125170	10.36
Rudisill, Kelly Cashion	1997	0073211	34.80
Sain, Jerry L.	1997	0097133	93.80
Sandi, Victor Julio	1997	0113947	8.45

Schronte, Teresa Buchanan	1996	0081283	88.93
Scronce, Ernest Hal	1997	0103134	11.80
Seagle, Christopher Burgin	1997	0127037	68.42
Self, Dwayne Alan	1997	0112427	15.65
Silber, Robert E.	1997	0115221	22.71
Smith, Cherry Regina	1997	0117695	2.87
Smith, Mary Roseboro	1996	0105516	37.48
Snipes, Kevin Jerome	1996	0121432	42.89
Steen, Michael Bradley	1997	0103400	6.10
Stroupe, Ivey Lee	1997	0127148	19.68
Strout, Jeremy Louis	1997	0111812	9.87
Sydnor, Miriam Thomas	1997	0109575	63.04
Tate, Angela Owens	1997	0097064	37.23
Taylor, Michael Donald	1997	0062287	28.16
Taylor, Ronald Benjamin	1997	0120562	6.20
Trent, Jimmy	1997	0115854	8.21
Trexler, Toni McLeish	1997	0118903	46.53
Van Dyke, Marjorie Jane Jezek	1997	0112852	81.12
Vaughn, Tina Reep	1997	0109892	11.82
Vickery, Curtis Dale	1997	0081369	54.14
Walker, Billy R. & Mickey	1997	14690	68.77
Warlick, Raeford Jones	1996	0091407	1.82
Webber, Eddie Jr.	1997	0126431	60.63
Wedlunds Trucking	1997	32176	5.81
Winchester, Deborah Marie	1997	0080518	58.65
Woods, Gwen Hope	1997	0082291	21.05
Woodward, Peter Andrew	1997	0127042	11.49
Wright, Carolyn Elizabeth	1997	0127420	29.37

#### RELEASES MORE THAN \$100

Black, John Marcus Heirs of	1997	0085983	106.80
Bridges, Kelly Marie	1996	0080220	101.67
Briggs, Earnest Henry Sr.	1998	0090322	159.45
Carlton Farms	1996	0110872	177.38
Cox, Daphne Denise	1996/97	0063037	283.88
Ellis, Shirley Maners	1996/97	0102188	258.24
Flores, Theodore	1996/97	0100706	247.62
Fokelman, Wanda	1988	35502	154.00
Goins Enterprises	1996	0115427	180.13
Johnson, Jake C. & Ruth	1998	07696	190.54
Land, Jimmy Ray	1995-97	0075115	301.08
Lowman, Robert E.	1995-97	0099946	521.67
Martins Truck Sales	1991-95	25596	761.12
McSwain, Ginbert	1991/92	39944	267.30
Morrow Properties LLC	1997	0113895	946.16
Simons, Richard	1996/97	0115876	206.79
Smith, Mary	1988	35584	138.15
Staton, Perry Randal	1997	16056	143.05
Whistlehunt, Odell	1995-97	0067934	310.77
Woodard, James Hayes Jr.	1997	0066638	124.80
Yarbrough, Ricky Jay	1988-91	29438	577.54

#### RELEASES LESS THAN \$100

Abbott, Jay Hardie	1997	29019	7.32
Alexander, Mark	1997	0114050	11.09
Astley, George & Jo Ann	1997	11787	19.31
Bailey, Holly Michele	1997	48108	55.98

Beegle, Robert Leroy Jr.	1991	31227	38.96
Bryant, Doyle	1995-97	41770	255.69
Bryson, Edward Lyle	1997	13011	4.40
Bumgardner, Richard Keith	1997	0123104	46.33
Campbell, Michael Anthony	1997	39471	30.03
Cannon, Terrell E.	1997	11551	2.17
Carpenter, Cynthia S.	1996/97	0099865	36.32
Chaney, Gail Abernethy	1997	0081389	30.09
Chaney, Judy Jane	1989	11776	22.94
Cothran, Barbara Wilson	1996	12330	10.22
Creech, Belva Aldridge	1988/89	35887	134.28
Cribb, Richard L. & Edith E.	1997	48972	17.39
Dean, Elgin Jr.	1998	17362	42.26
Deaton, William B.	1997	12712	8.65
Dillard, Jovena Lynn	1997	0079611	22.58
Ellenburg, Scott	1997	0115781	18.08
Fuller, Larry Dean	1995-97	0060572	21.96
Gantt, Larry Brently	1997	0060563	62.87
Gilchrist, Elzie M.	1997	35189	68.32
Hall, Laurette Beam	1991	37958	25.93
Harris, Michael D.	1997	38114	6.51
Helms, Randy	1996	42206	60.83
Henrick, Lee R. & Jessie	1997	06508	2.23
Hinnah, Christine	1997	0108844	32.52
Hobson, Kirk Brian	1995	06856	3.19
Land, Jimmy Ray	1994	0075115	90.41
Larson, Lori	1997	0061079	39.24
Lawrence, Tommy W.	1996/97	09957	28.46
Leonard, Burton Jr.	1997	45510	41.28
Lovelace, Sandy & Randy	1997	16423	57.20
Martin, Dennis	1985	29292	70.67
Mason, Leahbeth H. & Randy	1997	16168	2.20
McSwain, Ginger	1990	39944	29.39
Mundy, Janie L. & Mark F.	1997	48231	41.21
Noles, Timothy S.	1996	28286	48.83
Payne, Richard C.	1997	04296	2.20
Perkins, Danny Hadley	1996/97	0082881	8.52
Profit, Russell Robert	1996/97	0101843	34.30
Quinn, William E.	1997	41497	10.25
Reid, James S. & Constance C.	1997	30502	7.01
Robinson, Matthew	1997	0061230	2.96
Rose, Roy Lee Jr.	1991/92	42235	121.86
Sanford, Mark & Georgia	1992-94	01020	45.56
Sharar, Monty R.	1996/97	0115548	56.76
Sigmon, Kemp B. & Jennie	1997	01176	20.28
Siler, James R.	1998	0126290	14.19
Silvers, Stephen W.	1993-97	50230	433.34
Smith, Joe	1997	0115678	27.03
Smith, Lily Day	1989-97	36090	221.52
Smith, Mary	1989-96	35584	204.16
Sutton, Alan G. & Karen	1997	21048	55.63
Sutton, Everette Paul Heirs	1997	11255	11.94
Talley, David	1997	0088334	55.64
Thomas, Lisa	1992	46328	48.81

Tillman Properties Inc.	1996	0063788	98.60
Triangle Equipment Sales	1997	0090848	27.28
Turner, Martin & Phyllis	1997	21662	34.95
Tutherford, Sheri E.	1989-92	08887	243.86
Wheeler, David E. II	1995	33231	20.29
Wellman, Johnny Mark	1996	42559	2.20
Whistlehunt, Odell	1994	0067934	94.75
Workman, Kenneth	1997	0100247	30.45
Yarbrough, Ricky Jay	1992-97	29438	431.42

RELEASE FOR MARCH 1ST THRU MARCH 15TH, 1998

MORE THAN \$100

Cope, Susan	1998	0115887	110.59
Crum, Donald L.	1992	30503	161.59
First Wesleyan Church	1997	33577	623.37
Franklin, Kent	1998	0088579	104.82
Harrigan, James J.	1998	0097381	153.52
Pollock, Robert R. & Joyce	1997	13907	138.00

LESS THAN \$100

Abernethy, Ralph L. Jr.	1997	05242	19.87
Auton, James Reid	1988	11810	60.21
Barker, Ronald D.	1997	0063956	2.13
Crouse Fish Camp	1995/96	24695	138.00
Crum, Donald L.	1993-97	30503	398.31
Daves, Jack Alvin	1988	35878	37.03
Ebenezer United Methodist	1997	33563	75.36
Ewing, Ronnie Lee	1998	0068395	4.56
Ewing, Wanda Gilbert	1998	0121830	45.24
Harrison, Laura Ruth	1993	0063244	24.27
Hazelwood, Edward	1998	0125549	41.97
Howie, Eddie L.	1996/97	18278	88.40
Neal, Leslie M.	1996/97	42282	17.02
Price, Sidney Ray	1998	0076183	51.94
Sailers, Donald Dwight	1988/89	36069	74.06
Sharpe, David Scott	1997	38440	26.24
Smith, Randy	1991/92	39049	33.13
Smith, Ray	1998	0088577	64.42
Starnes, John C.	1988	28970	61.60
Stone, Anthony	1990	43150	77.00
Stroupe, Loyd Allen	1989	39797	26.79
Sullivan, Cicero Edgar	1988	36123	59.67
Summerville, Phillip D.	1998	16517	27.51
Taylor, Tracie Moore	1998	0066883	98.57
Wood, Roger	1998	0115877	55.77

MORE THAN \$100 -- MOTOR VEHICLES

Allen, Marsha Isenhour	1997	0084623	334.61
Burney, Herbert Jackie	1997	0121293	113.85
Childers, Quinton Lee	1997	0118459	178.70
Clark, Joyce Ann	1997	0125136	110.44
Faulkner, Joseph Dwain	1997	0111172	205.34
Ferguson, James Boyce	1997	0108449	264.26
Friday, Carlyle N. & Shirley	1997	17252	121.05
Geddes, Erlene Harris	1997	0077837	119.31
General Marble	1997	0104929	152.07
Hood, Ralph Thomas	1997	0109081	282.85

Hopkins, Ellis Edward	1996	0120647	184.85
Ledford, James Pinkney	1996	0118504	140.99
Medlin, Tina Saine	1997	0127398	123.32
New Vision University	1997	0127616	173.02
Powell, Billy Wayne	1997	0125303	105.22
Rogers, Stacey Kay	1997	0116517	165.00
Teryek, Alice Victoria	1997	0127601	155.03

#### LESS THAN \$100 -- MOTOR VEHICLES

Abernethy, David Andrew	1997	0084168	61.05
Abernethy, Frank Blair	1997	0101539	.70
Anthony, Joan Lee	1997	0110624	11.71
Barnes, Irving O. & Clara	1997	12057	11.34
Barrett, Maria Oviedo	1997	0113228	71.69
Beam, Angie & Todd S.	1997	30886	30.31
Black, John Henry Jr.	1997	0079730	63.33
Black, John Marcus	1996	0085983	1.85
Blalock, Brandon Laney	1995	0095513	24.89
Braddy, Kenneth Lee	1994	0082078	4.19
Brown, Phinecia E.	1997	0127117	75.90
Burnes, Georgia Guy	1997	0127405	66.46
Burnes, Mark Davidson	1997	0127474	77.52
Cagle, Thomas J. & Donna S.	1997	30684	9.61
Camp, Danny Richard	1996	0122629	6.03
Campbell, Alison Dawn	1994/95	0085811	80.85
Cantwell, Robert A.	1997	0085626	87.41
Cardwell, David Lee	1997	0094209	17.24
Carver, Marian Barker	1997	0122916	2.08
Clark, Debra Salisbury	1996/97	0101397	95.44
Cleveland, Raymond	1995	0110560	3.62
Cody, Bobby Gene	1997	0106643	18.49
Contreras, Louis Fernando	1997	0122885	1.33
Cooper, John Lineberger Jr.	1997	0070026	17.79
Crouse, Gary Joe	1997	0124156	1.24
Dahlen, Lee H.	1996	0097250	70.95
Davis, Deboyce Jr.	1996	0113521	67.12
Dellinger, Derrick Aaron	1997	0101316	69.95
Elmore, Guy Neel Mrs. & E. B.	1997	03571	76.97
Farmer, Edward Clarence	1997	0109169	13.37
Farmer, John Daniel Jr.	1996	0092768	6.86
Faulkner, Jeremy Arnold	1997	0082170	33.50
Frazier, Anthony Paul	1997	0101000	28.18
Furr, Mark Wilson & Beverly S.	1997	19122	27.24
Gantt, Walter & Nancy	1997	03794	8.84
Glenn, James Irvin	1997	0081280	14.32
Godwin, Sheila Williams	1997	0127563	43.13
Grass, Floyd L. Sr. Mrs.	1997	19942	12.69
Green, Johnnie V.	1997	31554	13.37
Greene, Jerry Don	1997	0085333	15.90
Grigg, Edmond Andrew Jr.	1997	0127480	7.02
Hall, Kelly J.	1997	0123323	4.14
Hancock, Elton & Billie	1997	17508	24.21
Hannah, Melinda Langley	1997	0127479	18.95
Hart, Kenneth E.	1997	0076775	37.07
Helms, Kermit Lester	1997	0092632	9.94
Henley, Dustin Shane	1997	0127511	41.92
Hice, Jessie Carswell	1997	0117688	27.53
Holt, Robert Lee	1996	0102380	35.31
Houser, James Dean	1997	07274	48.17
Hovis, Donald Lee Sr.	1997	0083843	79.48
Hoyle, Sylvanus Odell Jr.	1997	0105671	49.20
Hudson, Mary Shelton	1997	0121519	17.21
Huerta, Gerardo Ibarra	1996	0122626	.91

Hunter, Harold Robert Jr.	1997	0099527	62.32
Hurt, Evelyn Goins	1997	0092652	5.00
Huss, Mildred Hudson	1997	0121375	4.43
Irby, Don R. & Geraldine	1997	07258	12.64
Jarrett, Brian Frank	1996	0090041	16.63
Johnson, James Scott	1997	0126053	2.43
Johnson, John Daniel Jr.	1997	0066783	1.98
Jorge, Ibarra Huerta	1997	0113676	4.68
Laber, Carla Jo	1997	0125765	9.05
Lanier, Jennie Colene	1997	0084192	13.87
Lavander, Dennis D.	1997	27887	3.13
Leonard, Terri Magee	1996	0105511	30.08
Light, Danny Lou	1997	0099607	1.64
Lineberger, Ralph Pinkney III	1997	0122813	18.31
Lowe, Billy Joe	1997	0127009	15.67
McCorkle, Joe	1997	0067967	9.96
McKenzie, Richard William	1997	0112609	16.17
Mele, Anthony M.	1997	0125545	86.80
Mims, Terrance Marcellle	1996	0086834	16.15
Moore, William Stanley	1997	0108679	63.65
Morrison, Barbara Neal	1997	0116982	44.71
Moss, Miles Alton	1997	0079929	41.15
Munger, Ramona Holland	1997	0066394	7.09
Neilson, John Scott	1997	0113784	17.06
Nixon, Thomas Edison Jr.	1995	0097685	79.04
Passmore, Garnold Lee	1997	0124680	22.48
Pizzoli, Clara Lee	1997	00641	21.00
Powers, Cranford Howard	1997	0077762	3.78
Price, Hal Laney	1996	0117034	68.20
Reinhardt, Mary Beth	1997	0085723	54.56
Rich, Elizabeth Earlene	1997	0109530	40.61
Sain, Ted Patha	1995	0116493	49.65
Scher, Stephen B.	1997	0063948	30.89
Schooley, Jaretta McKinley	1997	0124128	14.51
Schroeder, Dale Keith	1997	0069491	45.67
Schronce, Billy Jr.	1997	32518	5.63
Scott, Andrew Charles	1997	0063159	25.52
Shipe, Melissa Ann	1997	0126395	4.70
Siler, James R. & Jackie	1997	20215	21.82
Silvers, Olen Jackson	1997	0127075	22.72
Smith, Edgar Allen	1996	0097879	1.51
Smith, Paul Gordon Jr.	1995	0113339	14.56
Spivey, Ruby Gilleland	1995	0090611	29.05
Stamey, Donald Walter	1997	0071303	9.21
Steele, Keith Andrew	1997	0089748	44.41
Stiles, Kenneth R.	1997	16114	15.62
Trusler, Holly	1997	0114223	65.13
Varnadore, Eddy Joseph	1997	0122977	3.76
VT Inc. Tstee World Omni LT	1997	0125122	39.93
Water Ink Technologies Inc.	1997	0092910	51.38
Whisnant, Richard Dean	1997	0125811	15.67
Wilkinson, David Kenneth	1997	0078598	75.07
Wise, Tammy Loretta	1996	0111148	3.94
Wright, Jeffrey Dean	1997	0126988	21.75
Wysocki, Richard Edward	1997	0076277	79.20

## Budget Adjustments 49 – 50

Budget Adjustment 49 is to budget \$5,000 Human Services Grant to purchase equipment for Aging. Budget Adjustment 50 is made by Social Services to increase expenditure and revenue line items for day care program.

Additional allocation received from state office for this program. This is all federal and state funds—no county money involved.

**Sponsored Group Status**

- Long Shoals Wesleyan Academy

**Requests for Water Adjustments – March 9, 1998 – April 13, 1998**

<u>NAME</u>	<u>ADJUSTED AMOUNT</u>	<u>NEW TOTAL</u>
Bailey, Mary L.	\$168.78	\$68.56
Cutshaw, Richard	\$224.90	\$80.24
Finger, Joan	\$99.34	\$43.74
Haskell, Lori	\$253.43	\$168.76
Isaac, Lloyd	\$98.21	\$129.14
Patterson, Charles	\$40.34	\$50.43
Shanklin, Walton	\$36.81	\$222.48
Sherrill, Larry	\$139.00	\$45.64
Sigmon, Do-Lier	\$19.44	\$40.50
Villabbos, Chris	\$37.87	\$57.99

Commissioner James Hallman motioned that the Consent Agenda for April 20, 1998 be approved.

Seconded by Commissioner Larry Craig.  
Unanimously approved.

**REPORT ON YMCA—JONATHAN RHYNE**

Jonathan Rhyne stated that he was a member of the Board of Directors for the Family YMCA of Lincoln County. He stated that there have been commitments from the private sector exceeding 2 million dollars towards the ultimate goal of \$3,250,000. He stated that the YMCA will be open to all citizens of the County. He asked the Board to contribute \$200,000, or whatever amount could be contributed to the Family YMCA of Lincoln County. He asked that the County consider appropriation of funds.

**PUBLIC COMMENTS**

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

Randall Stevens stated that he would like to express concerns about the County's Block Smith Gym. He stated that he would like to see a compromise worked out.

Wesley Gross stated that he lives on North Brook School Road. He stated that he and his wife were riding horses on the shoulder of the highway one evening. He stated that a pickup truck nearly hit both of them, so they followed it. He stated that the driver and passenger were drunk, and the driver resides at the North Brook Rest Home. He stated that this vehicle was unregistered, the driver did not have a license, and there was not insurance on the vehicle. He stated that residents from the facility come to their homes asking to use the telephone.

Cindy Crater stated that she has the same concerns as Mr. Gross about the North Brook Rest Home. She presented statements from individuals in the neighborhood about problems with the North Brook Rest Home.

Granville Angel stated that he lives  $\frac{1}{4}$  of a mile from the North Brook Rest Home. He stated that he is a licensed professional counselor in private practice, with twenty years in the Mental Health field. He stated that he has been involved with a number of group homes. He stated that there is a dangerous situation at the North Brook Rest Home Building and that this Rest Home needs to be properly supervised, licensed, or shut down.

Shirley Bristol stated that her daughter is a resident of North Brook. She stated that she was speaking on behalf of the people of North Brook. She stated that there are numerous violations and she does not understand why the North Brook Rest Home is able to stay open. She stated that they appreciated any help that the Commissioners could provide.

Jeff Meyers stated that he lives next to the Block Smith Gym and is opposed to expansion of hours of the gym and the number of people allowed in the gym. He stated that he would love to see the YMCA in Lincolnton. He stated that there are problems with parking at the gym and also with noise.

Zanna Meyers stated that she lives next door to the Block Smith Gym, and she is against expansion of hours. She stated that she welcomes the YMCA.

Sid Carpenter stated that he lives in the Long Shoals Community on J. E. Carpenter Road, SR 1240. He stated that his road is on the paving list and keeps getting moved around. He stated that he welcomes the YMCA.

Allison Bentley stated that she moved to North Brook because it was a safe location, but she has begun wondering if the neighborhood is really that safe. She stated that she would appreciate some assistance in making the community safe.

George Names stated that he lives on Lowesville Meadows Road and wants to find out how to get his private road paved.

Chairman McConnell stated that there is a policy in effect for paving substandard roads.

David Crater stated that the North Brook facility was shut down as a school, but there are still being people put in it. He stated that there are a lot of angry people in North Brook about this facility, and something needs to be done about it.

Being no one else wishing to speak, Chairman McConnell declared the Public Comments closed.

## **APPROVAL OF PHASE 1 OF THE VERDICT**

Judy Francis, Zoning Administrator, presented the following information on the Verdict Ridge Planned Residential District.

**The following is information concerning the first residential phase of the Verdict Ridge Planned Residential District. This report / summary includes a brief narrative provided by the developer and data compiled through the staff review process.**

### **I. General Information**

Initial Construction Date: Upon Approval

Phase Buildout Date: Approximately 2 years

Number of Lots: 178

Dwelling Unit Types: Single Family Detached Homes

Other Features: 9,000sf Maintenance Facility for Golf Course

Phase Area: 84.87 acres – Residential  
14.85 acres – Open Space  
2.20 acres – Maintenance Facility

Number of Builders: 3

State & Federal Mandates to Consider: Wetlands & Floodplains on Site

### **II. Development Pattern**

Residential lots abutting golf course and having pedestrian access to open space.

100' peripheral buffer primarily consisting of existing native vegetation.

Net Density: 1 Single Family Residence for every .56 acres. This constitutes low to moderate density levels and is in conformity with the area's Land Use Plan classification.

### **III. Location**

Jurisdiction: Entirely within Lincoln County on Kidville Road in the Catawba Springs Township

Nearest Major Transportation Routes: Highway 73 and will access the new Highway 16 from the St. James Church Road interchange.

Surrounding Land Uses: Low to moderate density homes and farm uses  
Zoning: This parcel was rezoned on 7/14/97 from Residential Transition to Planned District.

### **IV. Accessibility**

Primary School: Rock Springs Elementary & Catawba Springs Elementary

Middle School: East Lincoln Middle School

High School: East Lincoln High School

Shopping: Existing Highway 16

Park / Recreation: Optimist Club

### **V. Exactions**

On-Site: A 15" sewer trunk line will be serviced by the County and built by the developer with a connection to the existing water main by a 12" extension to Phase I.

Off-Site: Installation of a 12" water main on Kidville Road. 150' right turn lane off Kidville Road to Verdict Ridge Dr.

### **Housing / Lot Information**

Cost: 85' lots - \$175 – 220,000

90' lots - \$225 – 275,000

100' lots - \$275,000 +

Setbacks: Front: 25'

Back: 35'

Side 6', 12' to road

Design Standards: Yes

Lot Size Range: 12,750 sf to 15,000+ sf

Minimum House Size (Phase 1): 1,900 sf

## **VI. Recreation**

Facilities Provided: Golf Course with Clubhouse, Pool, Tennis Courts, Walking / Bicycle Trails

## **VII. Transportation**

Road Length: 11,336 linear ft. of roads. All built to NCDOT standards – maintenance to be taken over by NCDOT.

Connections to External Roads: 2 Non-signalized Entrances on to Kidville Road (residential portion and maintenance facility. Right turn land provided off of Kidville Road (150' in length).

Traffic signage: As directed by NCDOT.

Traffic Study: Exempt as per Board of Commissioners

Road Arrangement: Loop and Cul de Sac. 5 Hammerheads to be completed in a later phase.

Pedestrian: 4' wide sidewalk (3' off the curb) will be provided along one side of Verdict Ridge Drive, Withers Drive, & Valhalla Drive. Walking / Bicycle Trail to be provided in open space area.

Street Widths: 40 – 50' Right of Ways with 2' Valley Curb & Gutter and storm system.

## **VIII. Environmental Concerns**

Environmental Report: Yes, on file. No evidence found or threatened or endangered plants or animals.

Developer has design that avoids impacts to existing streams and wetlands to the fullest extent possible. Most disturbance is of temporary nature only.

Existing Streams: 29,783 lf

Documented Wetlands: 13.99 acres

Streambank Stabilization: Best Management Practices as per NC Division of Water Quality & U.S. Army Corp of Engineers. (401 and 404 permits on file.)

Native vegetation preserved where possible and protected through homeowner covenants.

# of Septic Systems: None.

## **IX. Community & Aesthetics**

Cultural Inventory: Yes, no significant historical / cultural sites found.

Architectural Standards: Yes, as approved by Development Design Committee

Landscape Standards: Yes

Maintenance: Homeowners Assoc.: Open Space & Common Areas  
Developer: Clubhouse & Golf Course

Judy Francis stated that after a phase review was held on April 6, 1998, the Planning Board unanimously voted to forward these plans with a favorable recommendation.

A motion by Commissioner Larry Craig to approve Phase 1 of the Verdict.

Seconded by Commissioner Beth Saine.  
Unanimously approved.

## **PUBLIC HEARING – CDBG-ED**

Rick French, County Manager, stated that this Public Hearing was for a Community Development Block Grant for Economic Development. He presented the following memorandum from Audrey Setzer, Special Projects Coordinator.

## **MEMORANDUM**

TO: Rick French, County Manager

FROM: Audrey Setzer, Special Projects Coordinator

SUBJECT: Public Hearing Request – CDBG-ED

DATE: April 6, 1998

A public hearing is requested for Monday, April 20 to receive public comments on a **possible** application for Economic Development Community Development Block Grant (CDBG-ED) funds. Grants are available from the NC Department Commerce, Commerce Finance Center, to make infrastructure improvements that produce or retain jobs for low-moderate income households. A twenty-five percent (25%) match would be required from the County.

Commerce Finance Center has an annual allotment of \$9 million that is awarded to local governments to promote economic development. Application for these CDBG-ED funds are received until all funds are competed.

The application process requires two public hearings prior to any application submission.

The County is completing a CDBG-ED project with Julius Blum on Old Plank Road that provided sewer.

Please find enclosed a summary of the CDBG-ED process.

Chairman McConnell opened the Public Hearing for CDBG-ED.

Being no one wishing to speak, Chairman McConnell declared the Public Closed.

#### **NORTH CAROLINA DEPARTMENT OF TRANSPORTATION SECONDARY ROADS CONSTRUCTION – TOMMY RICHARDSON**

Tommy Richardson presented the 1998-99 Lincoln County Secondary Roads Construction Program for the fiscal year beginning on July 1, 1998. He stated that the total amount set aside to be spent in Lincoln County is \$1,229,242. He stated that \$648,000 will be used to pave 4.32 miles of rural roads and \$247,500 will be used to pave 1.65 miles of subdivision roads, with a grand total of \$895,500. Mr. Richardson stated that they are required to keep 20% of the total amount, which is for spot stabilization and secondary maintenance, which is \$245,848. The total committed at this time is \$1,141,348 with \$87,894 reserved for contingencies, which is property owner participation programs and road additions that come up that small amounts of money are needed on. He stated that all of this totals \$1,229,242. Mr. Richardson stated that they will continue on

down the priority list until all funds are exhausted, if additional funds remain. He stated that the program is subject to right of ways, funding, and environmental review.

Tommy Richardson stated that roads are rated every 4 years. He stated that houses, school bus routes, and traffic generated characteristics are counted. He stated that these roads were rated in the winter of 1996-97. Mr. Richardson stated that they are not allowed to move these roads once they are in this priority number. He stated that these roads will be rated again four years later and the number outside the next ten to be paved will have some movement. He stated that the next ten to be paved become automatically frozen, they cannot be moved. He stated that movement can occur outside the next ten to be paved. He stated that there are around 135 unpaved roads in Lincoln County.

Chairman McConnell opened the Public Hearing on the North Carolina Department of Transportation Secondary Roads Construction.

Being no one wishing to speak, Chairman McConnell declared the Public Hearing on the North Carolina Department of Transportation Secondary Roads Construction, closed.

Commissioner Terry Brotherton asked which section of the County has more unpaved roads.

Tommy Richardson stated that the west end had the most.

A motion by Commissioner James Hallman to accept the North Carolina Department of Transportation Secondary Roads Construction Plan for the 1998-99 fiscal year.

Seconded by Commissioner Larry Craig.  
Unanimously approved.

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

## **AUDITORIUM SOUND SYSTEM REPORT – JAMES BRAWLEY**

Audrey Setzer, Special Projects Coordinator, stated that in 1989 Leon Harmon had worked with a Board appointed committee on the Auditorium Sound System. She stated that the committee had worked intensively with James Brawley. She stated that they worked 6 months to a year on looking at the auditorium, coming up with specifications, and cost figures at that time. Ms. Setzer stated that she and Leon Harmon agreed that they should contact Mr. Brawley, since he had the original specifications and was familiar with the sound system and since there

had been no changes in the system. She stated that she and Mr. Harmon met with Mr. Brawley and he has done a proposal, broken down into two phases.

James Brawley stated that this work proposed is to revise and complete the sound system renovation process started in October 1990. In October of 1991 the estimated installed cost to the county for that sound system design was estimated to be \$90,000.00 plus about \$15,000.00 of additional electrical work required to facilitate the sound system installation. The work was never initiated. Mr. Brawley presented the following updated proposal for the sound system.

Mr. Brawley stated that he has divided the system design into two parts: Block 1 and Block 2. He stated that Block #1 is for County Public Meetings. He stated that this would allow the entire auditorium to be seated and a table discussion. He stated that this would allow a public meeting for 1200 people and everyone would be able to hear clearly. He stated that the total amount for Block 1 would be around \$44,900.00.

Mr. Brawley stated that Block #2 is for Entertainment Production. He stated that Entertainment Production is more complex. He stated that there is greater control capability that has to take place. He stated that the total amount for Block 2 would be around \$52,400.00. He stated that the total projected project budget is \$93,099.00

Rick French, County Manager, stated that the fees for the use of the Citizens Center Auditorium could be increased to help pay for this system.

Mr. Brawley stated that Block 1 requires no operator, but Block 2 requires a knowledgeable operator.

#### **RIGHT OF WAY – DOYLE BEAM MEMORIAL ROAD**

Jeff Taylor, Assistant County Attorney stated that the county owns the property on the corner of Doyle Beam Memorial Road and Highway 274. He stated that part of this is already paved, but they are going to pave it back further. He stated that the NCDOT needs a Right of Way executed to give them a written and recorded 50 foot Right of Way.

A motion by Commissioner Larry Craig to authorize Chairman McConnell to execute this Right of Way Agreement for Doyle Beam Memorial Road on behalf of the County.

Seconded by Commissioner James Hallman.  
Unanimously approved.

#### **RESOLUTION TO SELL SURPLUS PERSONAL PROPERTY**

Chairman McConnell presented the following Resolution to Sell Surplus Personal Property.

**RESOLUTION**  
**TO SELL SURPLUS PERSONAL PROPERTY OF**  
**LINCOLN COUNTY, NORTH CAROLINA**

**WHEREAS**, Lincoln County government has numerous items of personal property that are no longer needed by Lincoln County offices, and

**WHEREAS**, North Carolina General Statute 160A-270 (b) provides an expeditious procedure for selling personal property;

**WHEREAS**, the surplus property consists of vehicles, trucks, desks, furniture, and other surplus items of personal property.

**THEREFORE BE IT RESOLVED**, that the County Manager and/or Finance Officer be authorized to sell, at public auction, surplus personal property of Lincoln County on Saturday, May 23, 1998 in the County parking lot (behind the Jail) on West Water Street in Lincolnton. The terms of the sale will be for cash to the highest bidder.

Adopted this 20<sup>th</sup> day of April, 1998.

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Louis E. McConnell, Chairman  
Board of Commissioners

ATTEST:

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Amy S. Long  
Clerk to the Board

Commissioner Larry Craig stated that he had been contacted by several employees at Social Services that would like to be donated a few of the extra vehicles that the County will be selling at the auction. He stated that there is a need for the vehicles in Social Services. Commissioner Craig asked if it was possible for the vehicles to be transferred to Social Services.

A motion by Commissioner Terry Brotherton to approve the Resolution to Sell Surplus Personal Property of Lincoln County, North Carolina on Saturday, May 23, 1998.

Seconded by Commissioner Larry Craig.  
Unanimously approved.

## **VACANCIES**

Dangerous Dog Appellate Board	5
Lincoln County Council on Aging	2
Alternate Board of Appeals	2
East Lincoln Water and Sewer Advisory Committee	4
(Ray Holmes, Joe Turbyfill, and Lee Killian have requested not to be reappointed)	
Lincoln County Child Protection Team	1
Planning Board – ETJ	1
Nursing and Adult Care Home Community Advisory Committee	4

## **APPOINTMENTS**

Commissioner Hallman presented the following appointments and reappointments:

### **Appointments**

Nursing and Adult Care Home Community Advisory Committee

- Swain Leonhardt

### **Reappointments**

Lincoln County Public Library Board of Trustees

- Katherine Price  
- Kathryn Shidal  
- Ms. Robbi Burgin

Regional Library Board

- Katherine Price

A motion by Commissioner James Hallman to appoint Swain Leonhardt to the Nursing and Adult Care Home Community Advisory Committee and to reappoint Katherine Price, Kathryn Shidal, and Robbi Burgin to the Lincoln County Library Board of Trustees and Katherine Price to the Regional Library Board.

Seconded by Commissioner Beth Saine.  
Unanimously approved.

## **CALENDAR**

Chairman McConnell presented the calendars for the month May.

Rick French, County Manager, stated that on May 12, 1998 there is a cookout scheduled with the Airport Authority and the City Council at 6:30 p.m. He stated that on the Public Hearing meeting on May 4, 1998 he would also like to have some department head presentations. He stated that the May 7, 1998 Work Session meeting would focus on the East Lincoln Water and Sewer District. He stated that the Regular Meeting will be on May 18, 1998.

## **COUNTY COMMISSIONERS' REPORT**

Commissioner James Hallman stated that he had received some Resolutions regarding an increase in facilities and officer fees from the State.

A motion by Commissioner James Hallman to prepare a Resolution Regarding and Increase in Facilities and Officer Fees from the State, to forward to Legislation.

Seconded by Commissioner Larry Craig.  
Unanimously approved.

## **COUNTY MANAGER'S REPORT**

Rick French, County Manager, presented the following County Manager's Report.

## **MEMORANDUM**

TO: Louis E. McConnell, Chairman  
Board of Commissioners

FROM: Rick French, County Manager

SUBJECT: County Manager's Report

DATE: April 15, 1998

1. Lincoln County has received notice from the North Carolina Department of Environment and Natural Resources that three water projects have made the priority rating relative to funding availability from the 1997 Drinking Water State Revolving Fund. North Carolina's share of the federal money for Fiscal Year 1997 is \$46.1 million (A 20% match is required.) Lincoln County has three projects on the Intended Use Plan which outlines the state's plans to make low interest loan funds available to improve public health and compliance of public water systems. The projects and the eligible loan amounts are as follows.

- West Lincoln Pump Station Relocation -- \$65,000  
Relocation will eliminate low pressure.
- Denver Pump Station Emergency Generator -- \$49,500  
Generator will provide reliable water service to customers during periods of no power.
- Water Treatment Plant Waste Disposal Equipment -- \$845,000  
Construction of Waste Disposal Equipment at Lincoln County Water Plant includes a sludge holding lagoon, sludge thickener with building, gravity supernatant discharge line, and cleaning existing tank.

One project did not rate high enough on the priority list – Water Service to East Lincoln Middle School. This project cost was \$1,980,000. Initial loan repayment date would start in November of 1999, so this would not be in the 1998-99 fiscal year. This is a 20 year loan at 4%.

2. The May 4, 1998 meeting appears to have a very light agenda. There are no Board of Variance and Appeals cases. Dr. Eaddy will be on the agenda to present the school budget. I would like to suggest we invite other groups like EDA, Cultural Center, Chamber, Communities in Schools, “non-essential” type groups to our meeting to present their budget request. We would need, in my opinion, to limit presentations to no more than 10 minutes each. What do you think?
3. The July 4<sup>th</sup> Committee continues to meet and now has adopted a tentative program of events for this special event. The event will start with a 7:30 p.m. downtown parade, next a brief program at Lincolnton High School, followed by fireworks. A tentative program is enclosed.
4. Enclosed is a memorandum from Director of Public Service, Jack Chandler, for reimbursement of a water tap fee due to low water pressure.
5. Jeff Vernon, Director of Building and Land Development, reported in March, more building permits were issued than in any previous month. Also, more

subdivision plats were reviewed than any previous month. 316 permits were issued in March. There were over 1,500 total inspections during the month also.

6. There are several meetings in April that I plan on attending.

April 23, 1998 – N.C. Transportation Future

April 30, 1998 – N.C. Association of County Commissioners Joint District Meeting – Statesville, N.C.

## **OTHER BUSINESS**

Rick French, County Manager, presented the following Resolution, Letter, and Memorandum concerning the North Brook Rest Home for the Board's approval.

### **MEMORANDUM**

**TO:** All North Carolina Counties, Boards of Commissioners

**FROM:** Chairman Louis McConnell  
Lincoln County Board of Commissioners

**SUBJECT:** Adult Care Homes Licensing Standards  
NCAC, Title 10; Chapter 42

**DATE:** April 21, 1998

Enclosed for your review is a copy of a Resolution adopted by the Lincoln County Board of Commissioners. This Resolution was drafted as a direct result of problems related to monitoring visits to an Adult Care Home located in Lincoln County by our Community Care Advisory Committee. After hearing the concerns addressed by this Advisory Committee as well as individual visits to this facility by several of our Commissioners, and documentation of monitoring visits conducted by our local Department of Social Services, it became apparent to this Board that there are serious questions concerning the "Rules for Licensing Adult Care Homes, NCAC, Title 10; Chapter 42. As we have seen, using a "minimum standard" for licensing when applied to a building that is substandard results in the residents of these facilities living a sub-standard lifestyle.

We are sure that this kind of situation is not limited to only Lincoln County. We ask for your support in letting the Division of Facility Services and the North Carolina Department of Human Resources as well as the Governor's Office know that it is time for the State of North Carolina to address this very serious issue before there is a catastrophe

resulting in serious injury or even death to a resident that is living in a less than adequate environment.

Thank you in advance for your support.

CC: Board of Commissioners  
Rick French, County Manager  
Stan Kiser, Assistant County Manager

**RESOLUTION**  
**MINIMUM STANDARDS FOR ADULT CARE HOMES**

**WHEREAS**, we the Board of County Commissioners of Lincoln County, North Carolina are elected officials by and for the people of Lincoln County North Carolina, and

**WHEREAS**, we the Board of County Commissioners of Lincoln County are charged with the health, safety, and welfare of each individual residing within our County, and

**WHEREAS**, we the Board of County Commissioners of Lincoln County are charged with the responsibility of appointment of a Community Advisory Board to visit and review conditions of Adult Care Homes licensed and operating within Lincoln County, and

**WHEREAS**, we the Board of County Commissioners review reports made by the Community Advisory Board of the conditions of Adult Care Homes operating within Lincoln County, and

**WHEREAS**, we the Board of County Commissioners have reviewed the minimum standards of Rules for the Licensing of Adult Care Homes, NCAC, Title 10: Chapter 42,

**NOW THEREFORE BE IT RESOLVED**, that the Board of County Commissioners of Lincoln County recommend that all facilities operating an Adult Care Home within this County, adhere to and maintain their facility at or above the minimum standards set forth and outlined in the NCAC, T10: Chapter 42, and

**BE IT FURTHER RESOLVED**, that the Board of County Commissioners of Lincoln County, after having heard reports filed to us by the Community Care Advisory Board on concerns with respect to an Adult Care Home's operation within Lincoln County, and after reviewing the DFS, Rules for Licensing of Adult Care Homes, NCAC,

T10; Chapter 42, as well as information provided to the Commissioners by the Lincoln County DSS, we have determined that the “minimum standards” are not adequate to protect our citizenry in placement against having to live and reside in a less than sub-standard lifestyle.

**BE IT FURTHER RESOLVED**, that the Board of County Commissioners of Lincoln County recommend that the Division of Facility Services, Group Care Licensure Section review and modify the Rules for Licensing of Adult Care Homes with the intent to upgrade the “minimum standards” that facilities currently operate under, and

**BE IT FURTHER RESOLVED**, that the Board of County Commissioners of Lincoln County recommend that no currently licensed facility be “grandfathered in” exempting them from complying with the new upgraded “minimum standards” recommended by the Board of County Commissioners, and

**BE IT FURTHER RESOLVED**, that the Board of County Commissioners of Lincoln County recommend that the Division of Facility Services support the Department of Social Services in retaining the monitoring responsibilities of all Adult Care Homes at the local level to assure a “quick response” to compliance problems and to assure the health, safety, and welfare of residents residing in Adult Care Homes within Lincoln County

Adopted this 20<sup>th</sup> day of April, 1998.

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Louis E. McConnell, Chairman  
Board of Commissioners

ATTEST:

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Amy S. Long  
Clerk to the Board

April 21, 1998

To:

RE: North Brook Rest Home  
1611 North Brook III School Road  
Vale, NC 28168

Dear

During the Lincoln County Board of Commissioners March 18, 1998 meeting, the Commissioners were informed of what we view as a very serious situation at one of our Adult Care Homes located in Western Lincoln County. The Adult Care Home Advisory Committee, which was appointed by the County Commissioners to visit and make comments on facilities located in our county gave their quarterly report to us on the North Brook facility, which is owned and operated by Mr. and Mrs. Roy Lee Dedmon. The advisory committees report to the commission was shocking, to say the least. The committees findings gained the attention of all of the County Commissioners as well as several local newspapers. Two of our Commissioners went out to the North Brook facility and verified many of the advisory committee's findings. The ceilings/roof in three of the resident's bedrooms were leaking water and ceiling tiles were missing. The same condition was observed in the residents day room with ceiling tiles missing and water dripping into a can on the floor right next to the television. There were no activities taking place, three relatively young men were in their beds sleeping with their shoes on in the middle of the afternoon. Other residents were wandering around with little or no supervision or direction. There was one staff present and she was in the dining room working with resident medicines. The advisory committee stated in their report to the Commission that "The food was not what it should be". Reportedly on almost every visit to North Brook by the committee, "hot-dogs" are being served. One of our Commissioners that visited the North Brook facility the day before our April 6, 1998 meeting stated to the Board that he went outside and walked around the front and back of the facility. He noted that on the backside of the facility that the roof appears as if it has dropped at least three feet and will probably cave in. He also noted other physical problems with the facility. However, when any of these issues are brought to the attention of Mr. Dedmon, he replies that "that problem is in the un-licensed section of North Brook and doesn't matter". We question this as the residents of North Brook have to traverse the hallways in the un-licensed section of North Brook to get to the front door as well as the side door where the wheelchair ramp is located. Commissioner Hallman made an interesting statement about the North Brook facility during the April 6 meeting. "I find it interesting that an old schoolhouse that was condemned and found not fit to house our children could be found fit to be licensed as an Adult Care Home for the elderly and disabled."

The Lincoln County Department of Social Services Director, the Adult Services Unit Supervisor, and the Adult Care Home Specialist were invited to attend our April 6 meeting by Commissioner Terry Brotherton who incidentally, was instrumental in bringing the whole problem surrounding the North Brook facility to the County Commission's attention. The Commissioners asked the representatives from the Lincoln County DSS about their knowledge of any problems at the North Brook facility. Again

the answers were redundant with respect to the physical condition of the North Brook facility. However, other issues were also brought to the Commissioner's attention, including a folder approximately 2.5 inches thick that contained monitoring visits made to North Brook and corrective action reports. This 2.5 inch file covered only the period from December 1996 to present. Areas cited were, Physical plant problems, "leaks in resident bedrooms and in the dayroom". Health and sanitation violations with a score of "37" demerits, with a score of 40 being disapproved. The November 13, 1997 inspection found 20 demerits which is a provisional status. DSS also pointed out very serious health and safety violations including medications not being purchased and administered to residents, water running down the walls into electric panel boxes and into ceiling light fixtures. Fire inspections found 14 violations which could have been disastrous had the North Brook facility not been made to make the needed corrections. Other issues presented to the commissioners included Mr. Dedmon operating a facility without a license as well as renting out the un-licensed section to "other people".

It is obvious to this Commission that the North Brook facility has many serious problems. Further, that Mr. Dedmon will make minimal corrections necessary to get back into compliance with DFS. The problem is that when DSS makes a return monitoring visit other areas are then out of compliance, and the whole process to get North Brook back into compliance starts all over again.

The Commissioners were informed that on several occasions the Lincoln County DSS requested that the Division of Facility Services place the North Brook facility on a Provisional license status until all corrections were made and that the facility stay in compliance for at least six to twelve months before a full license be re-issued. However, reportedly due to some changes in the standards, North Brook was re-licensed with full status.

Based on all the documentation provided to this Commission, as well as testimony provided and based on the observations made by two of our Commissioners, we the Lincoln County Board of Commissioners are hereby requesting that the North Brook facility be placed on a **Provisional License** with Suspension of Admissions until the administrators are able to show the County Commission, The Lincoln County DSS, the Division of Facility Services, and the community as a whole that the North Brook facility can be upgraded to and maintain the facility at or above the minimum standard outlined in NCAC, T10, Chapter 42.

This Commission further requests that the North Carolina Division of Human Resources take a serious look at the Rules for the Licensing of Adult Care Homes in the State. As was stated in our Commission meeting on April 6, 1998 "When you take minimal standards, and apply them to a sub-standard building, you force the residents to live in a sub-standard lifestyle, even though the facility receives the same reimbursement rate as a facility which is modern and adequately staffed to meet the resident's needs".

The Lincoln County Board of Commissioners takes this matter very seriously, and will expect to have a reply with respect to this issue in the very near future. We are sure that this issue is not unique to only Lincoln County, but the issue of substandard facilities should be a concern to us all. We believe that the licensing standards are too "minimal" to assure the quality of life issues that all persons have a right to expect and should be granted and receive.

Respectfully,

Louis E. McConnell, Chairman  
Lincoln County Board of Commissioners

A motion by Commissioner Terry Brotherton to accept the Resolution, letter, and memorandum to be forwarded to the correct individuals.

Seconded by Commissioner Beth Saine.  
Unanimously approved.

## **CLOSED SESSION**

Chairman McConnell advised that there was a need for a Closed Session for the purpose of discussing a Contractual and Personnel matter.

Commissioner Larry Craig motioned that the Board go in to Closed Session.

Seconded by Commissioner Beth Saine.  
Unanimously approved.

Commissioner James Hallman motioned for the Board to come out of Closed Session.

Seconded by Commissioner Larry Craig.  
Unanimously approved.

## **ADJOURNMENT**

Being no further business to come before the Board of Commissioners at this time, Chairman McConnell entertained a motion to adjourn the April 20, 1998 Board of Commissioners meeting.

Commissioner Larry Craig motioned that the Board adjourn the April 20, 1998 Board of Commissioners meeting.

Seconded by Commissioner Beth Saine.  
Unanimously approved.