

MINUTES
LINCOLN COUNTY BOARD OF COMMISSIONERS
MONDAY, SEPTEMBER 10, 2007

The Lincoln County Board of County Commissioners and the Planning Board met in a joint session on September 10, 2007, at the Citizens Center, Commissioners Room, 115 West Main Street, Lincolnton, North Carolina, the regular place of meeting, at 6:30 PM.

Commissioners Present:

Thomas R. Anderson, PE, Chairman
Alex E. Patton, Vice Chairman
Bruce Carlton
James A. Klein
Marie Moore

Planning Board Members Present:

Jerry Geymont, Chairman
John Pagel, Vice Chairman
Terry Whitener, Secretary
George Arena
Clyde Brown
Larry Craig
Darrell Harkey
Harold Howard Jr.
Louis McConnell

Others Present:

Michael Talbert, Interim County Manager
Jeffrey A. Taylor, County Attorney
Amy S. Atkins, Clerk to the Board
Kelly Atkins, Director of Building and Land Development
Randy Hawkins, Zoning Administrator
Candi Cornwell, Associate Zoning Administrator
Andrew Bryant, Associate Planner
Stacy Yates, Associate Planner
Amy Brown, Clerk to the Planning Board
Mike Futrell, Fire Marshall
Connie Hall, Nursing Director
Steve Gilbert, Director of Public Works
Barry McKinnon, Utility Engineer
Leon Harmon, Director of Finance
Charity Pittman, LEDA
Barry Matherly, Executive Director/LEDA

Call to Order: Chairman Anderson called the September 10, 2007 meeting of the Lincoln County Board of Commissioners to order.

Invocation: Commissioner Patton gave the Invocation, and led in the Pledge of Allegiance.

Adoption of Agenda: Chairman Anderson presented the agenda for the Board's approval.

UPON MOTION by Commissioner Carlton, the Board voted unanimously to adopt the agenda adding discussion of Audit Committee under Other Business.

AGENDA

LINCOLN COUNTY BOARD OF COMMISSIONERS

SEPTEMBER 10, 2007

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|----|---------|---|
| | 6:30 PM | Call to Order |
| | 6:31 PM | Invocation – Commissioner Patton |
| | 6:32 PM | Pledge of Allegiance |
| 1. | 6:33 PM | Adoption of Agenda |
| 2. | 6:34 PM | Consent Agenda |
| | | - Approval of Minutes |
| | | - August 6, 2007 |
| | | - August 20, 2007 |
| | | - Tax Requests for Refunds – More than \$100 |
| | | - August 6 – 12, 2007 |
| | | - Tax Requests for Releases – More than \$100 |
| | | - July 16 – August 15, 2007 |
| | | - Budget Adjustment No. 25 - 27 |
| | | - Sponsored Group Status |
| | | - YMCA Prayer Breakfast |
| | | - Fall Litter Sweep 2007 Proclamation |
| | | - 2007 Lincoln Economic Development Association |
| | | Industry Appreciation Week Proclamation |
| 3. | 6:36 PM | Report from the Planning Board – Jerry Geymont |
| 4. | 6:40 PM | Zoning Public Hearings – Randy Hawkins |

PCUR #155 Patricia Fea, applicant (Parcel ID# 24095, 24094 and 24092) A request to rezone 1.7 acres from R-S (Residential

Suburban) to CU B-N (Conditional Use Neighborhood Business) to permit a catering hall and formal garden for hosting weddings, receptions, reunions, business meetings, Christmas parties and other events. The property is located on the north side of Hwy. 150 about 600 feet east of Ivey Church Road in Ironton Township.

ZTA #555 Lincoln County, applicant. A proposal to amend the Lincoln County Zoning Ordinance, creating Chapter 4B to allow the establishment of conditional zoning districts through a legislative process requiring a community involvement meeting prior to a public hearing; amending Sections 10.1, 10.2, 10.3, 10.4, 10.5, 10.6, 10.7, 10.8 and 10.9 to state that major subdivisions of over 50 lots may be created only as a conditional Planned District; amending Sections 10.1 and 10.2 to state that mobile home parks with over 50 spaces may be created only as a conditional R-R district or a conditional R-T district; and amending Sections 10.1.2, 10.2.2, 10.3.2, 10.4.2, 10.5.2, 10.6.2, 10.10.2, 10.11.2 and 10.12.2 to state that the uses listed therein are permitted subject to the issuance of a conditional use permit or through a rezoning to the corresponding conditional district.

5. 7:15 PM Public Comments
6. 7:30 PM Approval of Fire District Maps – Mike Futrell
7. 7:40 PM NC School Health Nurse Funding Initiative – Maggie Dollar
8. 7:50 PM Allocation of Sewer Capacity – Steve Gilbert
9. 8:00 PM Construction Observation Position - Steve Gilbert
10. 8:10 PM Comparison of New Revenue Options – Leon Harmon
11. 8:25 PM Resolution Supporting the Widening of Hatchett Road – Charity Pittman
12. 8:35 PM Public Hearing – Industrial Development Incentive Grant
- Consideration of Resolution and Agreement
13. 8:45 PM County Manager’s Report
- Service Weapon Request
14. 8:55 PM Other Business
15. 9:00 PM Closed Session

Adjourn

*The next meeting of the Board of Commissioners will be held on
Monday, September 17, 2007 at 6:30 p.m.*

Consent Agenda: UPON MOTION by Commissioner Patton, the Board voted unanimously to approve the Consent Agenda removing the Minutes and adding the Airport Resolution.

Consent Agenda

- Tax Requests for Refunds – More than \$100
- August 6 – 12, 2007

LINCOLN COUNTY TAX DEPARTMENT
ANNUALS

REQUEST FOR REFUNDS

PERIOD COVERED (AUGUST 6, 2007-AUGUST 12, 2007)

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

NAME	YEAR	DIST	A/C#	AMOUNT
Kirkland, Emmanuel F.	2007	CITY	0119353	452.69
TOTAL				\$ 452.69

LINCOLN COUNTY TAX DEPARTMENT
MOTOR VEHICLES

REQUEST FOR REFUNDS

PERIOD COVERED (AUGUST 6, 2007-AUGUST 12, 2007)

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

NAME	YEAR	DIST	A/C#	AMOUNT
Medford, James S.	2007	DFD/ELSD	0186906	114.83
TOTAL				\$114.83

- Tax Requests for Releases – More than \$100
- July 16 – August 15, 2007

NAME	YEAR	A/C NO	AMOUNT
Berg, Kenneth W.	2006	0063954	\$ 108.21
Boggs, Marshall Guy	2007	0118049	\$ 118.76
Bost, Ann Litten	2007	0203761	\$ 217.27
Cantrell, Kimberly Susan	2007	0189214	\$ 141.37
Deal, Gale Leonhardt Hovis	2007	0064619	\$ 135.47
Draper, Paul Colin	2006	0151918	\$ 133.13
Echohawk, Edward Stanley	2006	0197054	\$ 177.49

Franklin, Samuel K.	2007	0189925	\$ 126.81
Gaddy, David Wesley	2006	0065743	\$ 192.40
Garrison, Charles Matthew	2007	0203175	\$ 131.04
Hansil, Michael	2007	0169391	\$ 214.57
Heath, Charles James	2007	0204576	\$ 353.69
Lingerfelt, Krystil Hope	2005/06	0192482	\$ 106.93
Lingerfelt, Mitchell Lyndon	2007	0204336	\$ 209.88
MKC Enterprises Inc.	2007	0183741	\$ 138.30
Muckinoupt, Dale	2007	0197843	\$ 176.67
Reynolds, Stephen Craig	2006	0201481	\$ 137.38
Rosebora, Jerome	2007	0188026	\$ 133.72
Rudisill, Charles Edward	2006	0098747	\$ 169.46
Sefchik, Joel B.	2007	0204538	\$ 157.72
Sharma, Lalit	2007	0203684	\$ 170.83
Shepard, Libby Smith	2006	0196953	\$ 126.22
Stock, Travis M.	2007	0200515	\$ 145.44
Travis, Kevin Lee	2007	0203788	\$ 274.37
Walker, William Trent	2004	0103118	\$ 212.99
Werner, Mary Grace	2006	0200734	\$ 104.36
Williams, Michael Edward	2006/07	0077549	\$ 126.94
Wilson, Connel Lee	2007	0204629	\$ 176.32
TOTAL			\$ 4,617.74

NAME	YEAR	A/C NO	AMOUNT
AVE Motorsports	2007	0193702	\$ 236.85
Ayers, Joel Shannon	2007	0177639	\$ 836.08
Beal, Betty Ann Bentley	2006/07	0077475	\$ 138.00
Cashion, Nelda Lane	2007	0198436	\$ 251.57
CMH Homes Inc.	2007	0195313	\$ 972.90
Ervin Leasing	2007	0064150	\$ 102.33
Goodson, Howard Franklin Jr.	2007	0164969	\$ 169.99
Helton, Katherine D.	2007	0175978	\$ 418.43
Johnson, Jimmie A.	2007	0203582	\$ 359.78
Johnston, Clayton	2007	0146743	\$ 146.59
Knowles Security DBA	2007	0183477	\$ 103.31
Macevoy, Paul	2007	0196072	\$ 235.13
McCarthy, Michael B.	2007	10045	\$ 165.91
McConnell, David C.	2007	0123156	\$ 239.41
Morris, Richard Gerald	2007	0163803	\$ 183.15
Mundy, Bryan J.	2007	0156757	\$ 102.26
Muniot, Beatrice Jane	2006/07	0151484	\$ 217.10
Potters Hand Landscaping	2007	0197642	\$ 374.00
Powell, Kerri L.	2007	0182652	\$ 140.01

Rader, Lee Edward	2007	0186039	\$	376.14
Soprano, John	2006/07	0177711	\$	276.91
Sumner, Noel B.	2007	0193574	\$	244.80
Veitch, Gina H.	2006/07	0168886	\$	481.40
TOTAL			\$	6,772.05

- Budget Adjustment No. 25 – 27

No. 25: Increase in Duke discretionary funds

No. 26: To recognize revenue and related expenses for BFI Grants received for North Brook Community Center and Beattys Ford Park

No. 27: FM Global Grant 2 cameras & smoke detector

- Sponsored Group Status
 - YMCA Prayer Breakfast
- Fall Litter Sweep 2007 Proclamation
- 2007 Lincoln Economic Development Association Industry Appreciation Week Proclamation

RESOLUTION ENDORSING
NEW AIRPORT TERMINAL BUILDING

WHEREAS, the Lincolnton/Lincoln County Regional Airport Authority has tentative plans to begin construction of a new terminal building in the spring of 2008; and

WHEREAS, this is one of the most ambitious projects undertaken by the Airport Authority since construction of the Airport in 1986; and

WHEREAS, the completion of the new terminal buildings signals the start of aggressive economic growth of Lincolnton and Lincoln County through the development of one of the communities' most valuable assets, the Lincolnton/Lincoln County Regional Airport; and

WHEREAS, The Airport Authority has \$640,000 in secured funds in place to begin construction; and

WHEREAS, the building cost is estimated to approach 1.4 million dollars; and

WHEREAS, for the first time ever, the Authority is venturing into the outside business, industrial and private sector to secure funding for this most important project.

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED that the Lincoln County Board of Commissioners endorse this project.

This the 10th day of September, 2007.

Thomas R. Anderson, PE
Chairman

ATTEST:

Amy S. Atkins, Clerk to the Board

Report from the Planning Board – Jerry Geymont: Jerry Geymont, Chairman of the Planning Board, gave a monthly report from the Planning Board, spoke concerning UDO, traffic and transportation policy

Zoning Public Hearings – Randy Hawkins:

Chairman Anderson announced that this was the date, Monday, September 10, 2007 and the time, 6:30 PM, which was advertised in the *Lincoln Times-News* on August 31, 2007 and September 7, 2007.

NOTICE OF PUBLIC HEARINGS

The Lincoln County Board of Commissioners and Planning Board will hold a joint meeting and public hearings on Monday, September 10, 2007, at 6:30 p.m. to consider the following matters:

PCUR #155 Patricia Fea, applicant (Parcel ID# 24095, 24094 and 24092) A request to rezone 1.7 acres from R-S (Residential Suburban) to CU B-N (Conditional Use Neighborhood Business) to permit a catering hall and formal garden for hosting weddings, receptions, reunions, business meetings, Christmas parties and other events. The property is located on the north side of Hwy. 150 about 600 feet east of Ivey Church Road in Ironton Township.

ZTA #555 Lincoln County, applicant. A proposal to amend the Lincoln County Zoning Ordinance, creating Chapter 4B to allow the establishment of conditional zoning districts through a legislative process requiring a community involvement meeting prior to a public hearing; amending Sections 10.1, 10.2, 10.3, 10.4, 10.5, 10.6, 10.7, 10.8 and 10.9 to state that major subdivisions of over 50 lots may be created only as a conditional Planned District; amending Sections 10.1 and 10.2 to state that mobile home parks with over 50 spaces may be created only as a conditional R-R district or a conditional R-T district; and amending Sections 10.1.2, 10.2.2, 10.3.2, 10.4.2, 10.5.2, 10.6.2, 10.10.2, 10.11.2 and 10.12.2 to state that the uses listed therein are permitted subject to the issuance of a conditional use permit or through a rezoning to the corresponding conditional district.

The public is invited to attend this meeting, which will be held in the Commissioners Room on the third floor of the James W. Warren Citizens Center, 115 W. Main Street, Lincoln, N.C. For more information, contact the Department of Building and Land Development at (704) 736-8440.

2T: Aug. 31, Sept. 7, 2007

Chairman Anderson asked that ex parte discussions be revealed at the time cases are discussed, and none were given.

Parallel Conditional Use Request No. 155 – Patricia Fea, applicant: Randy Hawkins presented the following:

The applicant is requesting the rezoning of 1.7 acres from R-S (Residential Suburban) to CU B-N (Conditional Use Neighborhood Business) to permit a catering hall and formal garden for hosting weddings, receptions, reunions, business meetings, Christmas parties and other events.

The property is located on the north side of Hwy. 150 about 600 feet east of Ivey Church Road in Ironton Township. It is surrounded by property zoned R-S. Property zoned B-G (General Business) is located about 150 feet to the west. County water is available at this location. The new Land Use Plan classifies the area at the intersection of Hwy. 150 and Ivey Church Road as Neighborhood Business, an area appropriate for small-scale retail and service establishments. Such areas have a radius of approximately 300 feet from the intersection. At its closest point, this property is located more than 500 feet from the intersection, in an area classified as Suburban Residential.

Mr. Hawkins presented letters in support from Kenneth Chapman and Wayne and Janet Inman.

Staff does not recommend this request due to the fact that this goes against the Land Use Plan.

Chairman Anderson opened the public hearing.

Patricia Fea stated that she owns a Bed and Breakfast, The Whitehouse Inn. She stated that since she opened, people have wanted to use the Bed and Breakfast for weddings. She said that off to the side will be a great place for this building.

Michael Caris stated that he is Patty's boyfriend and her partner in this venture. He stated that there have been a lot of requests for a facility of this type. He stated that there will be no late night events, everything will close at 9:00 p.m. so as to not disturb the neighborhood.

Rose Cramer stated that she is a local real estate broker and has known Patricia Fea for several years. She stated that anything Ms. Fea does will be successful and will be good for the community.

Being no additional speakers, Chairman Anderson declared the public hearing closed.

Zoning Text Amendment No. 555– Lincoln County, applicant: Randy Hawkins presented the following:

This is a proposal to amend the Lincoln County Zoning Ordinance, creating Chapter 4B to allow the establishment of conditional zoning districts through a legislative process requiring a community involvement meeting prior to a public hearing; amending Sections 10.1, 10.2, 10.3, 10.4, 10.5, 10.6, 10.7, 10.8 and 10.9 to state that major subdivisions of over 50 lots may be created only as a conditional Planned District; amending Sections 10.1 and 10.2 to state that mobile home parks with over 50 spaces may be created only as a conditional R-R district or a conditional R-T district; and amending Sections 10.1.2, 10.2.2, 10.3.2, 10.4.2, 10.5.2, 10.6.2, 10.10.2, 10.11.2 and 10.12.2 to state that the uses listed therein are permitted subject to the issuance of a conditional use permit or through a rezoning to the corresponding conditional district.

A rezoning to a conditional district is similar to a parallel conditional use rezoning (PCUR). In both types of cases, an applicant specifies a proposed use and submits a site plan as part of the application. If the rezoning is approved, conditions may be placed on the development of this property. The approved site plan and any conditions become part of the regulations for that property.

The difference is that a conditional use rezoning is a quasi-judicial process and conditional zoning is not. Conditional zoning is a legislative decisions the same as a regular rezoning.

In a Parallel Conditional Use Permit case, Planning Board members and commissioners are barred from receiving information about the case outside of the public hearing. Sworn testimony is required at the hearing. Commissioners must make findings of fact in deciding a case, and the findings must be based on competent, material and substantial evidence.

With conditional zoning, Planning Board members and Commissioner can discuss the case with citizens or with the applicant before the hearing. Additional comments can be received after the hearing and can be considered by Commissioners in their deliberations. The decision is left to the judgment and discretion of Commissioner, provided it is supported by a reasonable basis.

The proposed text amendment would require the applicant to hold a community involvement meeting prior to the public hearing to provide information about his plans and receive comments. The applicant could make changes to the plans before the case goes to a public hearing.

Conditional zoning districts would correspond to the general zoning districts and planned districts in terms of permitted uses and regulations. Fore example, any of the uses permitted in the B-G (General Business) district, either as a use by right or conditional use, could be the specified use in an application for a rezoning to a conditional B-G district.

Conditional zoning evolved in Charlotte and spread to other jurisdictions in the 1990s. Court decisions validated the process. In 2005, the General Assembly approved new planning legislation that explicitly allows conditional zoning.

Being no speakers, Chairman Anderson declared the public hearing closed.

Chairman Anderson called for a 5 minute recess and called the meeting back to order. The Planning Board recessed their meeting to the 2nd floor balcony.

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

Carmen Bicknase, 6696 Wehunt Brown Road in western Lincoln County, spoke concerning hunters shooting into their back yard and pellets coming into their house. She stated that they are prisoners in their own home. Ms. Bicknase stated that she doesn't understand why there aren't any ordinances that protect children and property values

Chairman Anderson asked the County Manager to contact the Sheriff concerning this and see what can be done about it.

Being no additional speakers, Chairman Anderson declared the public comments section closed.

Approval of Fire District Maps – Mike Futrell: Mike Futrell discussed information regarding approval of fire district maps, and asked that the Board approve them as submitted. He presented the proposed changes on maps for the Board.

UPON MOTION by Commissioner Patton, the Board voted unanimously to approve the fire district maps as submitted.

NC School Health Nurse Funding Initiative – Maggie Dollar: Connie Hall, Nursing Director, presented the NC School Health Nurse Funding Initiative.

She stated that they have been told they are going to receive \$50,000 for the purpose of receiving a school nurse position. This will require no county dollars and is a full time position.

UPON MOTION by Commissioner Moore, the Board voted unanimously to approve the request to receive the money from the state to fund an additional school nurse position.

Allocation of Sewer Capacity – Steve Gilbert: Steve Gilbert presented the Policy Statement on Allocation of Sewer Flow Acceptance Letters and Sewer Capacity.

Policy Statement on Allocation of Sewer Flow Acceptance Letters and Sewer Capacity

Since January 17, 2007, Lincoln County has been unable to grant Sewer Flow Acceptance Letters for extension of new sewer lines. At that time, the total of current daily flows at the Middle Forney Creek Wastewater Treatment Plant plus the allocated flows reached 90% of the treatment capacity at the plant. Design and permitting of the new facility are in process, and it is expected that will receive a permit to begin construction in the first part of 2008. At that time, the County will be able to begin issuing flow letters again. The total of daily flows at the plant plus allocation letters will be limited to 100% of the plant capacity. The actual amount of flow that can be allocated at that time will be dependent upon the actual plant flows, which have continued to increase above last year's flows. Once the 100% plateau is reached, flow letters will again be stopped.

In order to allocate these flows in a fair and equitable manner, the following priorities are being established to determine how flow letters will be granted:

First Priority – Projects that are essential to preserving and protecting the health and well-being of the citizens of Lincoln County. Examples of these type projects are medical facilities, hospitals, and emergency services facilities that deal with life safety issues.

Second Priority – Several projects received only a portion of the amount of flow they requested. These projects are listed in a chart on the next page which shows when the projects were received in Public Works, when the flow letters were issued and in what amount. Flows will be allocated to these projects bases on their submittal dates and the amount of flow which they did not get.

Third Priority – A few projects were held up because they were not submitted to Public Works until after the flow letter stoppage on January 17. These projects are listed on a separate chart which shows the date submitted and the flow requested. Flow requests for these projects will receive consideration after the first two priority groups are satisfied.

It should be pointed out that the maximum additional capacity to be granted when flow letters are resumed is 97,500 Gallons per Day, and it is likely that much less than this amount will be actually available at that time. This figure is directly dependent upon the level of flows at the plant, thee is no guarantee at this time that any additional flow will be available for allocation until the new sewer plant begins operation.

Chairman Anderson suggested adding schools to the first priority.

It was the consensus of the Board to approve the policy statement.

Construction Observation Position: Steve Gilbert presented the following information concerning the appropriate costs for establishing a Construction Observer position in the Public Works Department.

Job Title:	Construction Observer
Qualifications:	Two-year Technical degree plus 3 – 5 years field experience
Pay Grade:	23
Pay Range:	\$35,414 - \$51,290 (Starting pay would depend on qualifications)

Start-up costs (approximate):

Salary	\$40,000
Benefits (30%)	12,000
Vehicle	20,000
Office set-up:	<u>6,000</u>
TOTAL	\$78,000

With a technical degree, this person could also be utilized in the office when needs in the field allow.

UPON MOTION by Commissioner Carlton, the Board voted 4 – 1 (Klein against) to approve the request for the position in the Public Works Department.

Commissioner Klein asked why this position is needed now and why it was not in the budget.

Commissioner Moore stated that she would like to see different job title for this position so the person would be responsible for other work.

Mr. Gilbert reported on the drought and the water conservation measures in place.

Resolution Supporting the Widening of Hatchett Road – Charity Pittman: Charity Pittman presented a resolution supporting the widening of Hatchett Road.

**RESOLUTION SUPPORTING THE WIDENING OF STATE ROAD 1227
HATCHETT ROAD NEXT TO THE LINCOLN COUNTY INDUSTRIAL PARK**

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

WHEREAS, the Lincoln County Industrial Park plays a critical role in recruiting new industry and expanding existing industry in Lincoln County; and

WHEREAS, the RSI Home Products plans to expand their facility in the Lincoln County Industrial Park; and

WHEREAS, State Road 1227 – Hatchett Road in the northern section of Lincoln County is just 18” in width at this time and now has become a vital part of this progressive development in this region; and

WHEREAS, Improvements to Hatchett Road would aid in these endeavors, and help with ingress and egress for Lincoln County residents and businesses along this route; and

WHEREAS, the Lincoln County Commissioners support the widening of Hatchett Road to serve the RSI facility.

NOW THEREFORE BE IT RESOLVED that the Lincoln County Board of Commissioners fully support and request the expenditure of North Carolina Department of Transportation funds to make the necessary improvements to State Road 1227 – Hatchett Road.

Approved this 10th day of September, 2007.

Thomas R. Anderson, PE
Chairman

ATTEST:

Amy S. Atkins
Clerk to the Board

UPON MOTION by Commissioner Moore, the Board voted unanimously to approve the resolution supporting the widening of Hatchett Road.

Public Hearing – Industrial Development Incentive Grant – Consideration of Resolution and Agreement: Charity Pittman presented an industrial incentive grant for The Timken Company. Under this grant, Timken would make an investment of \$7,100,000, of which \$4,970,000 will qualify for incentives under the Lincoln County Industrial Incentive Grant Policy. Lincoln County will provide cash grants to Timken of \$19,706.05 per year for a five-year period. Timken is competing with other locations for this project.

Chairman Anderson opened the public hearing.
Being no one wishing to speak, declared the public hearing closed.

UPON MOTION by Commissioner Carlton, the Board voted unanimously to approve the resolution and agreement for The Timken Company.

Comparison of New Revenue Options – Leon Harmon, Finance Director, gave a presentation on the transfer tax and the sales tax that the Board can put for a referendum.

Commissioner Carlton suggested putting both options on the ballot in May.

Commissioner Patton stated that sales tax captures everybody, including illegal immigrants. He stated that the burden should not constantly be placed on the homeowners.

Commissioner Moore stated that she feels the people should be given a choice between the two.

Chairman Anderson suggested setting a meeting up with the School Board and inviting the Board of Realtors and Homebuilders to this meeting. He asked for dates in October when the School Board could meet.

County Manager's Report – Service Weapon Request: Michael Talbert presented information to the Board in regards to a service weapon request from the Martin family. He suggested a compromise, which would be the Board declaring the weapon surplus and selling it to the family at fair market value (\$325). The Martin family would have to get all the proper permits to be able to obtain the weapon.

UPON MOTION by Commissioner Patton, the Board voted unanimously to declare the weapon surplus and sell it to the family at fair market value with the proper permits issued.

Other Business: Commissioner Moore stated that she would like to for an Audit Committee and will come before Board at the first meeting in October with this information.

Mr. Talbert stated that he has received a request to move the Bell that was formerly in the Courthouse, back out of storage into the lobby of the Citizens Center.

Closed Session: **UPON MOTION** by Commissioner Klein, the Board voted unanimously to enter closed session pursuant to NCGS 143-318.11 (6) to consider the qualifications, competence, performance, character, fitness, conditions of appointment, or conditions of initial employment of an individual public officer or employee or prospective public officer or employee.

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

Amy S. Atkins, Clerk
Board of Commissioners

Thomas R. Anderson, PE, Chairman
Board of Commissioners