

**EAST LINCOLN COUNTY  
WATER & SEWER DISTRICT**

**MINUTES  
MARCH 20, 2006**

The Lincoln County Board of County Commissioners met as the governing body of the  
East Lincoln County Water and Sewer District  
at the Citizens Center, Third Floor,  
115 West Main Street, Lincolnton, North Carolina,  
the regular place of meeting at 6:30 p.m. on March 20, 2006.

**Commissioners Present:**

Thomas R. Anderson, Chairman  
James "Buddy" Funderburk, Vice Chairman  
Carrol Mitchem  
Marie Moore  
Alex Patton

**Others Present:**

Stan Kiser, County Manager  
Jeff Taylor, County Attorney  
Steve Gilbert, Director of Public Utilities  
Leon Harmon, Director of Finance  
Delores Alfaro, Assistant Clerk to the Board

**CALL TO ORDER:** *Chairman Anderson* called the March 20, 2006, meeting of the East Lincoln County Water and Sewer District Board to order.

**INVOCATION:** *Reverend Jane Kempster* gave the Invocation.

**PLEDGE OF ALLEGIANCE:** *Commissioner Funderburk* led in the Pledge of Allegiance.

**ADOPTION OF AGENDA:** **UPON MOTION** by *Commissioner Moore*, the Board voted unanimously to adopt the agenda as presented.

**Agenda**

**EAST LINCOLN COUNTY WATER AND SEWER DISTRICT  
BOARD OF COUNTY COMMISSIONERS  
GOVERNING BODY  
LINCOLN COUNTY, NORTH CAROLINA**

**MARCH 20, 2006**

6:30 PM      Call to Order

6:31 PM      Invocation – Reverend Jane Kempster

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|     | 6:33 PM | Pledge of Allegiance  |
|     | 6:34 PM | Adoption of Agenda  |
| 1.  | 6:35 PM | Public Hearing – Sylvia N. Camp Limited Partnership Property  |
| 2.  | 6:37 PM | Public Hearing – Melvin Core & Robert Hecht Property  |
| 3.  | 6:39 PM | Public Hearing – Heirs of Curlean Link Property   |
| 4.  | 6:41 PM | Annexation Resolutions – Steve Gilbert  |
| 5.  | 6:43 PM | Schedule for Public Hearings – Steve Gilbert<br>Denver Land Management, LLC<br>Dennis Fischer<br>Hecht Properties |
| 6.  | 6:45 PM | New WWTP, Contract Amendment No. 6 – Steve Gilbert  |
| 7.  | 6:55 PM | Capital Project Reports – Steve Gilbert   |
| 8.  | 7:05 PM | Financial Report – Leon Harmon  |
| 9.  | 7:10 PM | Other Business  |
| 10. | 7:15 PM | Adjourn   |

**Public Hearing – Sylvia N. Camp Limited Partnership Property:** *Steve Gilbert* stated that they have requested annexation so that the entire property is in the East Lincoln Sewer District. Mr. Gilbert stated that it is a part of the property that is to be developed as a Wal-Mart site on Hwy. 73.

*Chairman Anderson* opened the public hearing on the Annexation of the Sylvia N. Camp Limited Partnership Property.

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

**Public Hearing – Melvin Core & Robert Hecht Property:** *Steve Gilbert* stated that this property, adjacent to the Camp property, is also part of the proposed Wal-Mart site, and requires annexation for the same reason as the above noted. Mr. Gilbert stated that they have requested a voluntary annexation on this.

*Chairman Anderson* opened the public hearing on the Annexation of the Melvin Core & Robert Hecht Property.

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

**Public Hearing – Heirs of Curlean Link Property:** *Steve Gilbert* stated that this property is also part of the proposed Wal-Mart site, and needs annexation for the same reason as the above noted.

*Chairman Anderson* opened the public hearing on the voluntary Annexation of the Heirs of Curlean Link Property.

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

**Annexation Resolutions – Steve Gilbert:**

*Steve Gilbert* stated that these are the three resolutions annexing this real property into the East Lincoln County Water and Sewer District based on the fact that the public hearings have now been held, and there were no adverse comments. Mr. Gilbert recommended that these resolutions be approved that will make the annexation for this property effective July 1, 2006.

**UPON MOTION** by Commissioner Patton, the Board voted unanimously to adopt all three Annexation Resolutions, effective July 1, 2006.

**Schedule for Public Hearings – Steve Gilbert:**

**Denver Land Management LLC**

**Dennis Fischer**

**Hecht Properties**

Steve Gilbert stated that the owners of these properties have requested annexation: Denver Land Management LLC, which is located on NC 16 near Denver Industrial Park Drive; Dennis Fischer property, which is located on Denver Drive in Denver Industrial Park and Hecht Properties, which is located just off NC 16. Mr. Gilbert requested that the public hearings for these three annexations be scheduled June 19, 2006, the next regularly scheduled Sewer District meeting.

**UPON MOTION** by *Commissioner Moore*, the Board voted unanimously to schedule the public hearings for these three properties on June 19, 2006.

**New WWTP, Contract Amendment No. 6 – Steve Gilbert:** *Steve Gilbert* stated that, in the review comments received from the state on the environmental report for the new wastewater treatment plant, the reviewers are now requiring a supplement to the report to address “environmental justice,” which is required to identify and address disproportionately high and adverse human health and environmental effects of programs, policies or activities on minority and low income communities. Mr. Gilbert stated that the attached contract amendment submitted by our engineer provides for the additional time and effort necessary to meet the state’s requirements. He stated that this work would require and include an additional public hearing to address the matter of “environmental justice.” Mr. Gilbert stated that this contract amendment increases the sub-consultant’s services by \$6,550, and that he was recommending approval of the amendment

Mike Wolfe, W. K. Dickson, referring to the supplement, stated that it is now required and will probably be required on all environmental reports. Mr. Wolfe stated that, in the review

process, there is a step where the report goes through a clearinghouse and is distributed to various agencies throughout the state, and that there will likely be additional comments.

**UPON MOTION** by *Commissioner Patton*, the Board voted unanimously to approve Amendment No. 6 to the contract for design of the WWTP (wastewater treatment plant).

**Capital Project Reports – Steve Gilbert:** *Steve Gilbert* presented the Capital Project Reports.

**Financial Report – Leon Harmon:** *Leon Harmon* presented the Financial Report.

*Chairman Anderson* requested that Mr. Harmon review the capacity fee as it relates to the debt for the new sewer plant and update the Board at the next sewer district meeting, June 19, 2006.

**Other Business:** There was no other business.

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

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Delores Alfaro,  
Assistant Clerk to the Board  
Board of Commissioners

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Thomas R. Anderson, PE, Chairman  
Board of Commissioners