

**MINUTES**  
**LINCOLN COUNTY BOARD OF COMMISSIONERS**  
**MONDAY, APRIL 21, 2003**

The Lincoln County Board of County Commissioners met in regular session on April 21, 2003 at the Citizens Center, Commissioners Room, 115 West Main Street, Lincolnton, North Carolina, the regular place of meeting at 6:30 PM.

Commissioners Present:

Jerry W. Cochrane, Chairman  
Larry S. Craig, Vice-Chairman  
Thomas R. Anderson, PE  
Carrol D. Mitchem  
Buddy Funderburk

Others Present:

Stan B. Kiser, County Manager  
Jeffrey A. Taylor, County Attorney  
Cheryl A. Baxter, Acting Clerk to the Board

**Call to Order:** Chairman Cochrane called the April 21, 2003 meeting of the Lincoln County Board of Commissioners to order and welcomed everyone present.

**Invocation:** Franklin Jones of First Presbyterian Church gave the Invocation.

**Pledge of Allegiance**

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

**UPON MOTION** by Commissioner Mitchem, the Board voted unanimously to adopt the agenda adding Discussion Concerning West Lincoln Community Building under Other Business.

**AGENDA**  
**LINCOLN COUNTY BOARD OF COMMISSIONERS**  
**APRIL 21, 2003**

- |            |                                                        |
|------------|--------------------------------------------------------|
| 6:30 PM    | Call to Order                                          |
| 6:31 PM    | Invocation – Franklin Jones, First Presbyterian Church |
| 6:35 PM    | Pledge of Allegiance                                   |
| 1. 6:36 PM | Adoption of Agenda                                     |

2. 6:40 PM Approval of Minutes
  - April 7, 2003
3. 6:45 PM Consent Agenda
  - Tax Requests for Releases
    - Less than \$100 – February 16 – March 15, 2003
    - More than \$100 – February 16 – March 15, 2002
  - Tax Requests for Refunds
    - Less than \$100 – February 14 – March 14, 2003
    - More than \$100 – February 14 – March 14, 2003
  - Budget Adjustments 68 - 76
  - Sponsored Group Status for Auditorium
    - National Wild Turkey Federation
  - Letter of Credit No. 26 for Hunter Fields Subdivision
4. 6:50 PM Public Comments
5. 7:05 PM Resolution of Support for Education – Billye Roland, Chair, Chamber Board of Directors
6. 7:10 PM Recommendations from Planning Board – Randy Hawkins
  - ZMA #450 Troy Motz, applicant
  - ZMA #451 Bobby Smith, applicant
  - ZMA #452 Kenneth Carpenter, applicant
  - PCUR #93 Becky Kowaleski, applicant
  - CUP #215 Gary Allen, applicant
  - SOA #17 Lincoln County, applicant.
7. 7:40 PM Burlon Craig Proclamation
8. 7:50 PM Convenience Site Options – John Avery
9. 8:00 PM UDC Funding – Hazel Andrews
10. 8:10 PM Consumer and Family Advisory Committee – Nancy Roberson
11. 8:25 PM Lincoln County Landfill Franchise Ordinance
12. 8:35 PM Resolution to Set Penalty for Worthless Checks
13. 8:20 PM Bond Refunding – Leon Harmon
14. 8:30 PM Capital Funding Plan for EDA
15. 8:40 PM Finance Officer's Report – Leon Harmon

16. 8:50 PM Public Works Capital Improvement Report – Steve Gilbert
17. 9:00 PM Vacancies
18. 9:05 PM Appointments
19. 9:10 PM Calendar
20. 9:15 PM County Commissioners' Report
21. 9:20 PM County Manager's Report
22. 9:25 PM County Attorney's Report
23. 9:30 PM Other Business

Adjourn

**Approval of Minutes – April 7, 2003:** Chairman Cochrane presented the minutes of the April 7, 2003 meeting.

**UPON MOTION** by Commissioner Mitchem, the Board voted unanimously to approve the minutes with the following corrections:

On page 4 – remove the paragraph that reads: The Lincoln County Board of Commissioners and Planning Board will hold a joint meeting and public hearing on Monday, April 7, 2003, at 6:30 p.m. to consider the following zoning related matters:

On page 7 – Becky Kowaleski stated that ~~she~~ her .....

**Consent Agenda:** **UPON MOTION** by Commissioner Craig, the Board voted unanimously to approve the Consent Agenda as presented.

NAME	YEAR	A/C NO	AMOUNT
Abee, James	2002	02099	\$ 109.82
Adams, Roy R.	2002	0142539	\$ 115.97
Cook, Larry Gene	2000	0060475	\$ 133.86
Delgado, Freddy	2000/02	0145863	\$ 120.55
French, Monique Marie	2002	0164432	\$ 112.10
General Motors Accept Corp.	2002	0130426	\$ 104.67
Greenberg, Neville Geoffrey	2002	0126305	\$ 152.65
Hall, William Carleton	2002	0072704	\$ 308.41
Hamby, Robin Causby	2001/02	0116537	\$ 112.79
Hilton, Tina Rena	2002	0163441	\$ 154.11
Honeys Supermarket Inc.	2002	0156899	\$ 299.60
Hull, Anthony Chad	2002	02877	\$ 127.14

Integrated Vehicle Leasing	2002	0150824	\$ 318.28
Johnston, Donna Marie	2002	0151712	\$ 121.84
Jones, James Bryson	2001	0079824	\$ 102.48
Lee, B. R.	2002	46427	\$ 170.30
Leonard Automatics	2002	25409	\$ 240.75
Leonhardt, Wanda Stallings	2002	0164081	\$ 115.52
Miller, John R.	2002	0159041	\$ 157.79
Nixon, Thelma C.	2002	38201	\$ 149.35
Redman, Michael Eugene	2002	0164089	\$ 124.40
Silman, Brian Keith	2002	28894	\$ 103.79
Travis, Robin Tindall	2002	0102776	\$ 211.55
Viscardis, Theresa Lynn	2002	0164301	\$ 130.68
Williams, Leonard Dolan	2002	0092665	\$ 104.56
Wise, Melissa Sailors	2002	0164507	\$ 167.68
		<b>TOTAL</b>	<b>\$ 4,070.64</b>

<b>NAME</b>	<b>YEAR</b>	<b>A/C NO</b>	<b>AMOUNT</b>
Anthony, Howard Jr.	2002	00178	\$ 1,894.67
Cagle, Larry Gene Jr.	2002	0077746	\$ 422.20
Davis, Christine L.	2002	0098493	\$ 177.25
Deaton, Debra J.	2000/01	0069844	\$ 274.00
General Electric Capital	2002	0136012	\$ 499.36
Gilbert, Steve A.	2002	07012	\$ 102.45
Ingle, Dormie Brown	2003	0144829	\$ 464.36
Key, Deborah	2002	0106475	\$ 161.48
Nationwide Marketing Assoc.	2000-02	0133156	\$ 104.50
Odom, Walter Carroll Jr.	2003	0095948	\$ 116.28
Robinson, Jonathan M.	2002	0118072	\$ 966.91
Rudisill, John Assoc.	2002	09804	\$ 1,304.30
Seagle, Steve	1999-02	0140027	\$ 121.72
Smith, Barbara Ann	2001/02	0121579	\$ 542.82
Stamey, Bill Steele Sr.	2002	0061807	\$ 113.78
Thompson, Jack Dewayne	2002	0144739	\$ 147.40
Wehunt, John Calvin II	2001/02	0122514	\$ 509.16
Wooten, Kevin D.	2002	0125553	\$ 237.14
		<b>TOTAL</b>	<b>\$ 8,159.78</b>

<b>NAME</b>	<b>YEAR</b>	<b>A/C NO</b>	<b>AMOUNT</b>
Allen, Teresa Crowder	2002	0146546	\$ 2.91
Alvarado, Fernando Chaves	2001	0148821	\$ 8.74
Alvarez, Jorge L.	2001	0137656	\$ 21.43
Avery, Jayne Kiser	2002	0072369	\$ 44.12
Baker, Samuel Lyn	2002	0130054	\$ 10.48
Baker, Vickie Martin	2002	0156938	\$ 12.12

Ballenger, Margaret Black	2002	0077886	\$ 3.49
Beal, Floyd Augustus Jr.	2002	0092861	\$ 4.43
Beard, Crystal Gail	2002	0147708	\$ 4.12
Beaver, Eric Jerome	2002	43598	\$ 43.15
Beaver, Stanley Kamaili	2002	0072094	\$ 7.27
Benfield, Mark Revere	2002	0160572	\$ 39.00
Best, Giles Lester Jr.	2001	0065234	\$ 36.98
Bishop, Dennis W.	2002	0149722	\$ 17.64
Black, David Melton	2002	06371	\$ 28.34
Bleigh, Lila	2002	0157287	\$ 76.99
Bleigh, Lila Rollins	2001	0148416	\$ 9.95
Blevins, Mark Anthony	2002	0097248	\$ 8.37
Bolanos, Luis	2002	0113026	\$ 27.52
Bowles, Michael Lee	2001	0065895	\$ 21.67
Brown, Kenneth Eugene	1999	0132020	\$ 10.00
Brown, Steven Dennis	2002	0163506	\$ 99.94
Bullock, Travis Ray	2002	0159463	\$ 58.41
Burgess, Elaine Hester	2002	0132101	\$ 23.58
Butler, John Samuel Jr.	2002	0149806	\$ 3.82
Caldwell, Lois Worley	2002	0079050	\$ 50.02
Callahan, Sherry (Sigmon)	2002	0118161	\$ 12.33
Campo, Calvin Wayne	2002	0117498	\$ 4.88
Cannon, David R. Jr.	2002	0139547	\$ 13.99
Carpenter, Donnie Eugene	1999	0137889	\$ 47.25
Carpenter, Gerald Wayne	2002	0099484	\$ 29.27
Carpenter, Kenneth Carroll	2001	0152047	\$ 4.61
Carrillo-Solano, Luis Alonso	2002	0156383	\$ 20.15
Central Carolina Sprinkler Co.	2002	0066832	\$ 6.13
Chapman, Claude Eugene	2002	0103272	\$ 79.94
Chase, Timothy Emmett Jr.	2001	0153323	\$ 4.82
Childers, Robert Junior	2001	0088974	\$ 2.69
Christopher, Ashley Bryant	2002	0096290	\$ 2.20
Clark, Linda Arguerita	2002	0069986	\$ 10.07
Clark, Valerie McMurry	2001	0145695	\$ 4.30
Cline, Erick Darin	2002	0098018	\$ 1.22
Cloninger, Ray Eugene	2002	0077248	\$ 61.79
Cook, Bobby Ray Jr.	2002	27983	\$ 1.37
Cooper, Johnny Ray	2000	0148499	\$ 6.28
Deal, William Davis	2002	17354	\$ 7.50
Dealer Auctions Inc.	2002	0163577	\$ 52.88
Debenitez, Eulogia Beiza	2002	0131635	\$ 4.88
Dolinar, Gernoth	2002	0111800	\$ 34.38

Dompier, Richard J.	2001	0136379	\$ 2.62
Doran, David Edward	2001	0067734	\$ 80.22
Duan, Kenneth W.	2002	0130917	\$ 97.06
Dubetsky, Lester Eugene	2002	0081602	\$ 5.48
Economy Sales	2002	0119491	\$ 7.08
England, Olanda Shartae	2002	0159507	\$ 12.30
Falls, Henry Sylvester	2002	0132723	\$ 44.24
Farrow, David Michael	2002	0161743	\$ 88.17
Faulkner, Joseph Dwain	2001	0111172	\$ 61.13
Finger, Ronnie Lewis	2002	0081597	\$ 20.96
Ford, Steven J.	2002	06562	\$ 34.24
Franklin, Cynthia Stamey	2002	0111371	\$ 15.45
Gallinelli, Linda Kay	2002	0163585	\$ 19.11
Gantt, Kenneth David	2002	0145766	\$ 40.46
Gosnell, Robin Lail	2001	0149352	\$ 31.71
H H E Church of Salvation	1997/01	0128354	\$ 25.23
Hall, Scott Dewayne	2002	0155083	\$ 12.86
Hamby, Luke Daniel	2002	0163975	\$ 5.90
Harris, Donna Bailes	2002	0159414	\$ 7.23
Havlick, Michael Garth	2002	0163511	\$ 7.46
Heavner, William Howard	2002	0156873	\$ 16.52
Hoard, Leonard Paul	2001	0122619	\$ 4.74
Hopper, Jennie Mae	2002	0151692	\$ 29.09
Hovis, Namon Eugena	2002	07410	\$ 63.36
Howard, Randy Alexander	2002	0126413	\$ 54.81
Hubbard, Vickie Melinda Self	2002	0164155	\$ 12.00
Jenkins, Eric Steven	2002	0122372	\$ 1.93
Johnson, Joella Williams	2001	0132666	\$ 35.69
King, Dale Eugene	2001	0102583	\$ 5.70
Krelie, Jennifer Teresa	2002	0160102	\$ 1.94
Lail, Kenneth Gerrard	2002	0164352	\$ 7.07
Law, Mary Beth	2002	0161468	\$ 97.82
Leach, Clarice	1999	0140404	\$ 1.73
Leatherman, Vernon Dewayne	2002	0084720	\$ 59.93
Lenox, Robert Stephen	2002	0145976	\$ 3.64
Lineberger, Jackie	2002	19222	\$ 22.35
Lovelace, Bobby C.	2002	10877	\$ 11.92
Lunsford, Ronald Earl Jr.	1993	008615	\$ 5.13
Lynn, Charles Junior	2002	0092179	\$ 3.64
Lytton, Charles Eugene	2002	0154395	\$ 72.02
Maddox, Debra Camp	2002	0078718	\$ 24.39
Maxon, Warren H. II	2002	0154438	\$ 65.89

McAlpine, Randy Lee	2002	0138682	\$ 50.46
McClain, James Alexander	2002	0164601	\$ 31.08
McCullen, Teresa White	2002	0071602	\$ 8.95
McGee, Kristin Ann	2002	0151996	\$ 3.47
McLean, Kimberly Junee	2001	0145309	\$ 26.45
McSwain, Margaret Harrelson	2002	0164588	\$ 77.83
Michell, Stephen Edward	2001	0157987	\$ 5.90
Minton, Hilda Adams	2000	0140263	\$ 4.94
Moretz, Chad A.	2002	0142740	\$ 15.21
Moss, Burl Lee	1998	0107923	\$ 27.46
Motz, Earnest David	2002	0155464	\$ 9.92
Nationsbanc Leasing Corp.	2002	0148392	\$ 91.92
Newton, Louise Richard	1998	0130435	\$ 2.86
Newton, Rickey Allen	2001	0142754	\$ 4.78
Outlaw, Terry Jean	1999	0142354	\$ 7.89
Palmer, Larry D.	2002	0145436	\$ 99.07
Parker, Robert Dennis	2002	0067223	\$ 11.79
Pearson, Ruth Davis	2001	0150740	\$ 8.20
Perez, Rivera Alejandro	2001	0154375	\$ 40.19
Phillips, Michael Lee	2001	33003	\$ 5.82
Pope, Mylon David	2002	0127084	\$ 20.13
Propst, John-Wesley Poole	2002	0148864	\$ 17.17
Proulx, John Dennis	2001	0145837	\$ 29.46
Randall, Michael	2002	14230	\$ 2.35
Reeves, Clayton Eugene	2002	0097649	\$ 12.75
Rhinehart, Clayton	2002	0065131	\$ 2.35
Roberts, Mitzi Earney	2002	0157426	\$ 92.04
Rojas, Juan Francisco R.	2002	0145253	\$ 24.02
Rojas, Lucrecia Moya	2001	0147546	\$ 20.99
Roseman, Yolanda Lindsey	2001	0154029	\$ 2.33
Rudisill, Zettie Grant	2002	0102850	\$ 39.61
Sain, David Nicholas	2002	0146205	\$ 2.77
Sargnet, Brenda Rikard	2002	0100893	\$ 3.58
Scott, Benjamin Amos	2000	0119016	\$ 84.89
Scoville, Ross Wayne	2002	0083750	\$ 32.51
Scronce, Eddie Gaston	2002	0079538	\$ 25.78
Seagle, Benjamin Gary	1996	0078832	\$ 8.22
Seagle, Peggy Kiser	2002	0092608	\$ 36.97
Sherrill, James Ray Jr.	2002	0098113	\$ 8.59
Shrader, Jeremy Glenn	2001	0148418	\$ 5.36
Small, Joseph Reid	2001	0128580	\$ 10.78
Smith, Keri Combes	2001/02	0149600	\$ 77.57

Smith, Lori A.	2002	0158749	\$ 38.57
Smith, Vernon Leroy	2002	0065365	\$ 49.91
Snuffer, Michael Scott	2001	0092764	\$ 26.58
Spencer, Robert E.	2002	15858	\$ 61.93
Stamey, Bill Steel	2002	0107678	\$ 6.03
Stansford, Rufus	2001	0147763	\$ 3.68
Stein, John Christopher	2002	0139497	\$ 46.50
Stephens, Ronald Jennings Jr.	2002	38501	\$ 25.30
Stewart, James Courtney Jr.	2002	0071668	\$ 27.18
Stewart, Joe Dennis	2002	0078818	\$ 14.27
Stidham, Tiffany J.	2001	0150280	\$ 11.84
Szyslowski, Patrick	2002	0152894	\$ 57.78
Tate, Judy Dellinger	2002	43209	\$ 33.72
Taylor, Vera Sain	2002	0072576	\$ 13.52
Thackston, James Nathaniel	2002	0112797	\$ 21.72
Truesdale, Kenneth Shane	2002	0110557	\$ 27.89
Varnadore, Sonya Lee	2002	0164398	\$ 38.71
Vash, Linda Elaien	2002	0103584	\$ 26.53
Vieau, Jody Lee	2002	0163520	\$ 53.16
Vowell, Clyde Wesley Jr.	1999	0137434	\$ 6.15
Wade, Kimberly	1998	0136320	\$ 24.06
Wall, Jason Brandon	2002	0164552	\$ 84.71
Walters, Jamie Lynne	2001	0156269	\$ 41.66
Wesolek, Michael D.	2002	0154447	\$ 28.10
White, Joan London	2002	0085103	\$ 1.01
Williams, Sheila Cherry	2002	0136521	\$ 19.47
Williams, Steven Bradley	2002	0073749	\$ 66.83
Willis, Thomas E.	2002	01861	\$ 4.52
Withers, Darlene Whisnant	2002	0163570	\$ 57.00
Wooten, Kevin D.	2002	0125553	\$ 20.91
Wright, Donald Thelbert	2002	0086438	\$ 4.55
Young, Connie Self	2002	0164469	\$ 39.84

**TOTAL \$4,385.68**

NAME	YEAR	A/C NO	AMOUNT
Anthony, Sonny	1997	0119119	\$ 73.15
Beaver, Timothy Scott	2000-02	47309	\$ 22.91
Berthelsen, Gary Michael	2002	0108119	\$ 3.51
Boone, Billy Odell	2002	0094854	\$ 5.23
Brides, Ronnie David	2001/02	12876	\$ 22.12
Dolinar, Gernoth	2002	0111800	\$ 40.17
Furr, William P.	2002	19126	\$ 80.42



Grigg, Earl Lee	2002	00990	\$ 3.69
Herron, Terry	2002	0088422	\$ 81.30
Jarvis, Evelyn F.	2002	0150413	\$ 32.05
Kee, Deborah Denise	2001	0091395	\$ 32.17
Lloyd, John A.	2002	0105163	\$ 63.32
Lovell, George Ronald	2002	0083444	\$ 16.95
Martin Marietta Aggr. Se.	2000/02	25594	\$ 80.72
Morris, William L.	2002	08807	\$ 47.10
Odom, Tina	2002	0130795	\$ 45.32
Owen, Jeff	2002	0115581	\$ 30.66
Parker, D. W. (Mrs. Vernalee)	2002	04248	\$ 69.00
Parker, Timothy Lee	2000	0128326	\$ 53.66
Solano, Rigoberto	2002	0107192	\$ 97.14
Spencer, Eric	2001	0154792	\$ 40.54
Stover, Judy B.	2002	0127483	\$ 13.05
Tallent, S. Gene	2002	29922	\$ 14.17
Whiting, Terry L.	2001	0061711	\$ 14.22
<b>TOTAL</b>			<b>\$ 982.57</b>

LINCOLN COUNTY TAX DEPARTMENT  
ANNUALS

**REQUEST FOR REFUNDS**

PERIOD COVERED (February 14 – March 14, 2003)

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

NAME	YEAR	DIST	A/C#	AMOUNT
Avery, Walter Douglas	2002	SFFD	0069833	\$44.22
Deer, Mary E.	1998-2002	DFD-ELSD	17616	49.17
Hager, Elmer Joe	1998-1999	ELFD	0061776	19.60
Hager, Elmer Joe	2000-2002	ELFD/ELSD	0061776	34.74
Whitesides, Robert Elliott Jr.	2002	SFFD	10138	76.97
Williams, Howard H.	2002	NBFD	01721	69.00
<b>TOTAL</b>				<b>\$293.70</b>

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

NAME	YEAR	DIST	A/C#	AMOUNT
Shook, Debra	2001	N321FD	0149651	\$136.56
Price, Charles L.	2001-2002	NBFD	0126286	524.39
Dunbar, James C.	2000-2002	ALFD	0138209	133.83
Beam, Nelson Bradford Jr.	2000-2002	PCFD	0140721	410.05
<b>TOTAL</b>				<b>\$1204.83</b>

LINCOLN COUNTY TAX DEPARTMENT  
MOTOR VEHICLES

**REQUEST FOR REFUNDS**

PERIOD COVER (February 14 – March 14, 2003)

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

NAME	YEAR	DIST	A/C#	AMOUNT
Armstrong, Jerry D.	2002	CITY	11740	\$12.33
Armstrong, Jerry D.	2002	CITY	11740	4.83
Auton, Lester Dean	2002	BCFD	0095725	6.80
Beaver, Max E.	2002	N321	06167	4.26
Brooks, Tony Dale	2002	HCDF	0151728	11.10
Brown, Kelly Charles	2002	UNFD	0142865	67.93
Camp, Monty Kevin	2002	DFD/ELSD	0160513	4.26
Cashion, Sue Buff	2002	BCFD	0149239	10.83
Dellinger, Jan Laney	2002	BCFD	0076197	6.15
First Union National Bank	2002	NBFD	0132242	56.25
Gilmer, Joyce Small	2002	CRFD	0106000	9.06
Hamrick, Gladys Rae	2002	CITY	0144437	14.66
Huff, Sarah Brown	2001	SFFD	07698	3.07
Ivey, Richard Thomas	2002	CRFD	0102313	9.18
Johnson, William Johnny	2002	BCFD	0080948	26.01
Kinsler, Robert E.	2002	ALFD	0060885	2.79
Laurenson, Jay Craig	2002	ELFD/ELSD	0108271	13.34
Long, Denise Toney	2002	BCFD	0101930	88.22
Melton, Jack	2002	SFFD	16286	2.46
Meroney, Kenneth Allen	2002	ALFD	0125531	63.12
Michael, Randall Warren	2002	PCFD	0080280	7.45
Miskelly, Jeffrey Brian	2002	BCFD	0115465	12.03
Morgado, Torres Miguel Angel	2002	CITY	0149005	10.93
McCrary, Jacklen A.	2002	BCFD	0069365	1.33
Newton, Louise Richard	1998	ALFD	0130435	3.92
Pressley, Rodney Harold	2002	ELF	0119425	47.30
Ritchie, John Dale	2002	ALFD	0108408	16.37
Roberts, William Stanley	2002	ELFD/ELSD	0133702	2.33
Sain, Jerry Steele	2002	UNFD	02895	4.11
Shoemake, Timothy Wayne	2001	NBFD	0106034	2.89
ULTEA Inc.	2002	ELF/ELSD	0152713	44.04
Valenciana, Manuel Rios	2002	CITY	0086585	23.87
Womble, Jerry L.	2002	SFFD	0072838	22.47
Workman, Patricia L.	2002	ALFD	0108337	3.21

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

NAME	YEAR	DIST	A/C#	AMOUNT
Dawkins, Joe Louis	2000-2001	PDFD	0142035	\$109.48
Parlier, Robert L. and Nancy Wellborn	2002	N321FD	0086137	231.06
TOTAL				\$340.54

**Budget Adjustment No. 68 to budget \$400,000 for Community Development Block Grant Scattered Site Housing Grant.**

**Budget Adjustment No. 69 for Economic Development to budget funds for water line in Finger Mill Industrial Park approved March 3, 2003. This is using \$14,026 from land purchase and balance from contingency.**

**Budget Adjustment No. 70 to increase budget \$17,000 for auditing fees to cover additional services related to GASB 34 compliance.**

**Budget Adjustment No. 71 by Social Services to increase expenditure and revenue line items for funds received for Special Children's Adoption Fund (no county funds involved).**

**Budget Adjustment No. 72 by the Health Department for a Healthy Carolinians grant from State to be used in health promotion activities.**

**Budget Adjustment No. 73 by the Health Department for state monies to use for bioterrorism preparedness, no county monies involved.**

**Budget Adjustment No. 74 by the Health Department for state monies to be used toward the purchase of field equipment for Environmental Health Specialist.**

**Budget Adjustment No. 75 by the Health Department for a grant from Carolina Community Health Institute for Healthy Carolinians to coordinate Task Force.**

**Budget Adjustment No. 76 by the Health Department to increase WIC allocation to be used to make part-time position WIC Nutritionist Full Time and buy breast pumps.**

**Letter of Credit No. 26 – Hunter Fields Subdivision**

**Sponsored Group Status – National Wild Turkey Federation (Lincoln County Longbeards)**

**PUBLIC COMMENTS:** Chairman Cochrane advised that this was the time the Board of Commissioners would receive comments from the citizens regarding any matter they desired to address.

*Mike Futrell* stated that several representatives of the volunteer fire department's are here tonight to address the Board. He spoke concerning the volunteer fire departments and the recent publicity.

*David Tench* stated he is on the Board of Directors at the East Lincoln Fire Department and the father of Tim Tench, Chief of the department. He stated that the audit will be ready sometime in May and the Board of Commissioners will see it when it's ready. He explained the makeup of the Board of Directors and spoke on items recently in the papers. Mr. Tench reviewed the training that the volunteer firefighters have to go through.

*James Flynn*, Chief of the Denver Fire Department left a written statement with the Board. He spoke concerning the Denver Fire Department.

Commissioner Craig stated that he apologized to the fire departments for his statement in the paper. He stated that he now realizes that the departments try to get people to their meetings when officers are elected, but cannot get people there. He thanked them for what they do.

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

**Chamber Resolution:** Billye Roland, Chair of the Chamber of Commerce Board of Directors, read the following resolution adopted by the Chamber Board of Directors.

### **CHAMBER RESOLUTION**

Whereas education is a cornerstone of county economic development and,

Whereas a strong education system assures a positive future for a county and,

Whereas students in Lincoln County should receive educational opportunities similar to those provided to students in neighboring counties as well as counties across N.C. and,

Whereas students in Lincoln County should have a school experience that allows them to be competitive in college admissions, scholarships, and employment opportunities and,

Whereas a well educated population will attract high paying industry to Lincoln County and keep future tax rates low and,

Whereas all County Commissioners expressed to the citizens their support for education during the election process

Therefore be it resolved that the Lincolnton/Lincoln County Chamber of Commerce believes that education should be the top funding priority for Lincoln County Commissioners and that the Commissioners should take action on the School Board's budget request before any other departmental requests are considered and,

Be it further resolved that the Board of Commissioners should direct the county manager and staff to draft a budget proposal that clearly reflects education as the county's top funding priority.

Signed by

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Billye Roland  
Chair, Chamber of Commerce  
Board of Directors

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Ken Kindley  
President  
Chamber of Commerce

**Recommendations from the Planning Board:** Randy Hawkins presented the following Planning Board recommendations.

**Zoning Text Amendment No. 449 – Lincoln County, applicant:** Randy Hawkins, Zoning Administrator, stated that the Planning Board voted 5 – 2 to recommend approval with the exclusion of mini-warehouses from the prohibited uses. The proposal is to amend Section 12.1.2 of the Lincoln County Zoning Ordinance to include the following among the uses not allowed in a Designated Highway overlay district along a limited-access Designated Special Highway: sanitary landfills; ~~mini-warehouses~~; manufacture of primary metal products and secondary smelting processes; lumber/timber storage yards associated with lumber mills and sawmills, livestock feed lot and sales facilities; unenclosed scrap and salvage metal storage and recycling facilities; quarries; coal storage facilities; truck terminals; radio, television, microwave or telecommunications towers exceeding 300 feet; roofing repair and installation facilities, and adult establishments.

**UPON MOTION** by Commissioner Anderson, the Board voted unanimously to approve Zoning Text Amendment No. 449 excluding mini warehouses and adult establishments (which was approved on 3/17/03), as recommended by the Planning Board.

**Zoning Map Amendment No. 450 – Troy Motz, applicant:** Randy Hawkins, Zoning Administrator, stated that the Planning Board voted 8 – 0 to recommend approval.

**UPON MOTION** by Commissioner Anderson, the Board voted unanimously to concur with the recommendation of the Planning Board and approve Zoning Map Amendment No. 450 – Troy Motz, applicant.

**Zoning Map Amendment No. 451 – Bobby Smith, applicant:** Randy Hawkins, Zoning Administrator, stated that the Planning Board voted 8 – 0 to recommend approval.

**UPON MOTION** by Commissioner Funderburk, the Board voted unanimously to accept the Planning Board's recommendation and approve Zoning Map Amendment No. 451 – Bobby Smith, applicant.

**Zoning Map Amendment No. 452 – Kenneth Carpenter, applicant:** Randy Hawkins, Zoning Administrator, stated that the Planning Board voted 8 – 0 to recommend approval.

There was a discussion about the fact that a grill could be put on the property with alcoholic beverage sales if this rezoning was approved. Chairman Cochrane stated that the 2 items that were mentioned in the public hearing were traffic and alcoholic beverage sales. He stated that he doesn't think the Board can do anything about either of these.

*Jessie Ruff* spoke against the rezoning.

**A MOTION** by Commissioner Craig to deny Zoning Map Amendment No. 452 – Kenneth Carpenter. **VOTE: 4 – 1 AYES: Craig, Anderson, Mitchem, Funderburk NOES: Cochrane**

**Conditional Use Permit No. 215 – Gary Allen, applicant:** Randy Hawkins, Zoning Administrator, stated that the Planning Board voted 8 – 0 to recommend approval with no conditions.

Application # CUP #215 Date 04/21/03

Applicant's Name Gary Allen  
7734 Hwy. 73  
Stanley, NC 28164

Property location: off Schronce Road

Existing Zoning: R-T

Proposed Conditional Use      land-clearing and inert debris landfill

1. The use will not materially endanger the public health or safety if located where proposed and developed according to plan. YES ☒ NO  
Factual Reasons Cited: County's monitoring plan, applicant's monitoring plan
2. The use meets all required conditions and specifications. YES ☒ NO  
Factual Reasons Cited: applicant has posted required bond, landfill approved by Soil and Water Conservation
3. The use will not substantially injure the value of adjoining or abutting property unless the use is a public necessity. YES ☒ NO  
Factual Reasons Cited: Will probably help value of property
4. The location and character of use, if developed according to the plan as submitted and approved, will be in harmony with the area in which it is to be located and will be in general conformity with the Land Use Plan for the area in question. YES ☒ NO  
Factual Reasons Cited: Property owner won't let 200 feet hurt 80 acres, adjoining land already filled in.

Commissioner Craig mentioned monitoring the site. Randy Hawkins stated that they will monitor the site. He stated that the applicant has said that 1 year will be long enough to fill in the hole.

**UPON MOTION** by Commissioner Craig, the Board voted unanimously to approve the conditional use permit and findings of fact as presented by the Planning Board with the following conditions: 1 – operation hours 6 a.m. to 7 p.m. and 2 – one year time limit for operation.

**Subdivision Ordinance Amendment:** Barry McKinnon stated that the Planning Board voted 8 – 0 to recommend approval.

**UPON MOTION** by Commissioner Craig, the Board voted unanimously to approve SOA # 17.

**Burlon Craig Proclamation:** Larry Craig presented the following Proclamation for the Board's approval.

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

## **BURLON CRAIG PROCLAMATION**

**WHEREAS,** Burlon Craig was born in 1914 in Hickory, North Carolina and first learned how to turn pots at 14 by watching a western North Carolina potter; and

**WHEREAS,** In 1942 he joined the Navy and when he returned, he bought a farm near Vale, North Carolina, where he continued to produce traditional pottery using 19<sup>th</sup> century methods; and

**WHEREAS,** in 1983, Mr. Craig received the National Heritage Fellowship Award, an honor bestowed by the National Endowment for the Arts; and

**WHEREAS,** Craig's work is displayed at the Smithsonian Institute; and

**WHEREAS,** Burlon Craig passed away on July 7, 2002 at the age of 88; and

**WHEREAS,** because of Burlon Craig's constant dedication to the Catawba Valley style of pottery this tradition has been preserved and shall remain a part of Lincoln County heritage; and

**WHEREAS,** on Saturday, May 17, members of the Catawba Valley Potters and the pottery community will converge on the grounds of West Lincoln High School for a day festival celebrating the life and memory of Burlon Craig; and

**WHEREAS,** this festival shall be called the *Burlon Craig Pottery Festival* and proceeds from this festival shall benefit the WL Branch Library.

**NOW, THEREFORE, the LINCOLN COUNTY BOARD OF COMMISSIONERS,** do hereby proclaim May 17, 2003, as ***Burlon Craig Day*** in Lincoln County and the third Saturday in May as Burlon Craig Festival Day.

Proclaimed this the 21<sup>st</sup> day of April, 2003.

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Jerry W. Cochrane, Chairman

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Larry S. Craig, Vice-Chair

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Commissioner Tom Anderson

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Commissioner Buddy Funderburk

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Commissioner Carrol Mitchem

**Convenience Site Options – John Avery:** John Avery, Solid Waste Director, presented the following list of committee members:

Stan Kiser, County Manager                      Barry McKinnon, Land Use Coordinator  
Ray Chilcote, GIS                                  John Avery, Solid Waste Director  
Nancy Rickard, Asst. Deputy Director.

Below is a list of procedures the committee will follow:

1. Review studies on population density in and around Car Farm area.
2. Committee will review sites and check on zoning and parcel information for availability for this use.
3. Physically look at property to see if they are useable for a convenience site.
4. On possible sites run titles to determine ownership and availability.
5. Report findings to the Lincoln County Board of Commissioners.

**UDC Funding:** Hazel Andrews stated that since the County renewed the 99 year lease in 1997, they have raised \$145,450 and used \$126,423 to restore this 185 year old building. The restoration is beautiful. The downstairs is completed and work has begun on the second level. The project manager has told them that they will need approximately \$30,000 to finish the renovation. The City of Lincoln has donated \$51,500 of this amount and Lincoln County has donated \$42,500. Ms. Andrews asked the Board to donate \$9000 toward the completion of the renovation.

**UPON MOTION** by Commissioner Craig, the Board voted unanimously to grant \$9000 to the renovation of the UDC Memorial Hall.

Chairman Cochrane called for a brief recess.  
Chairman Cochrane called the meeting back to order.

**Consumer and Family Advisory Committee:** Nancy Roberson gave a report on the Consumer and Family Advisory Committee. She spoke concerning who the CFAC is, what they do, what Pathways has done, current CFAC concerns, and future direction.

**Lincoln County Landfill Franchise Ordinance:** Jeff Taylor presented the following Ordinance to the Board.

The Board discussed fees that can be put into this ordinance.



## **LINCOLN COUNTY LANDFILL FRANCHISE ORDINANCE**

WHEREAS, pursuant to Sections 130A-294, 153A-46, 153A-121, 153A-134, and 153A-136 of the North Carolina General Statutes, Lincoln County has the authority to regulate the disposal of solid wastes, including the franchising of sanitary landfills; and

WHEREAS, in order to protect the public health and safety and to comply with N.C.G.S. 130A-294, the Lincoln County Board of Commissioners has found it necessary and convenient to establish requirements for the disposal of wastes in sanitary landfills and for the granting of franchises for such sanitary landfills;

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

**Section 1. Franchise Requirements.** No person, party, firm, corporation, or other entity shall engage in the business of operating a sanitary landfill in Lincoln County unless such person, party, firm, corporation, or other entity currently holds a franchise issued by the Lincoln County Board of Commissioners authorizing the operation and maintenance of such landfill.

An application for a franchise for a sanitary landfill shall be filed with the County Manager and shall include, but not be limited to, the following information: (1) name and address of the applicant, description of the legal entity involved (partnership, corporation, etc.), and disclosure of ownership interests in the entity; (2) the application fee as set by the Board of Commissioners and adjusted from time to time; (3) the number of employees that the applicant expects to hire to work at the proposed landfill; (4) designation of the population to be served, including a description of geographic area; (5) traffic study demonstrating the adequacy of the existing road structure to accommodate the anticipated increase in traffic to, from, and around the landfill site; or, if the existing road structure is inadequate, plans for road improvements; (6) a description of the anticipated volume and characteristics of the waste stream; (7) a projection of the useful life of the landfill; (8) the initial proposed fee schedule for fees to be charged at the landfill; and (9) such other information as the Board of Commissioners reasonably request in connection with the consideration of the pending application.

**Section 2. Compliance with other laws.** Any franchisee granted a franchise under the provisions of this Ordinance shall comply with all laws, ordinances, regulations, and administrative rules of Lincoln County, the State of North Carolina, the United States of America, and any other applicable jurisdiction.

**Section 3. Fees.** Applicants for franchises hereunder shall submit a schedule of proposed fees to the Board of Commissioners, which shall have the right to approve such fee schedule before the landfill begins to operate. Thereafter, franchisees shall submit any proposed fee increases to the Board for approval at least 60 days prior to the effective date of the proposed increase. Board approval shall not be required in the event of a fee reduction.

**Section 4. Term.** A franchise issued pursuant to this Ordinance shall be valid for a period of five years.

**Section 5. Termination or Suspension of Franchise.** The Board of Commissioners, after giving notice and an opportunity to be heard, may suspend or terminate all or any portion of a franchise for any of the following reasons: (1) failure of the franchisee to comply with any provision of this Ordinance or any other applicable law, ordinance, regulation, or rule as provided in Section 2 of this Ordinance; (2) falsification of any information in the application for a franchise; or (3) failure of the franchisee to comply with authorized fee schedule.

**Section 6. Assignability.** No franchise issued hereunder shall be assignable or transferable without the prior consent of the Lincoln County Board of Commissioners.

**Section 7. Severability.** If any sentence, clause, paragraph, subsection, or section of this Ordinance is judged invalid and of no effect, the remainder hereof shall remain in full force and effect.

**Section 8. Effective Date.** This Ordinance shall become effective on \_\_\_\_\_, 2003.

Adopted this 21<sup>st</sup> day of April, 2003.

\_\_\_\_\_  
Jerry W. Cochrane  
Chairman  
Lincoln County Board of Commissioners

ATTEST:

\_\_\_\_\_  
Amy S. Long  
Clerk to the Board

**UPON MOTION** by Commissioner Craig, the Board voted unanimously to defer the Landfill Franchise Ordinance to find out what other counties are charging in their ordinances.

**Resolution to Set Penalty for Worthless Checks:** **UPON MOTION** by Commissioner Craig, the Board voted unanimously to approve the Resolution with a \$50 cap.

RESOLUTION TO SET PENALTY  
FOR WORTHLESS CHECKS ON PROPERTY TAX PAYMENTS

WHEREAS, Section 105-357(b)(2) of the North Carolina General Statutes provides for a penalty to be imposed by the tax collector upon taxpayers who give worthless checks or checks on nonexistent accounts in payment of their tax bills; and

WHEREAS, the said statute provides that the penalty will be twenty-five dollars (\$25.00) or ten percent (10%) of the amount of the check, whichever is greater, subject to a maximum of one thousand dollars (\$1,000.00); and

WHEREAS, the purpose of the penalty is in part to compensate the County for the trouble and expense of processing worthless checks and the additional recordkeeping and notifications to the taxpayers on the tax bills for which they are given;

WHEREAS, Section 105-358 of the North Carolina General Statutes gives the tax collector the authority to reduce or waive the penalty provided under N.C.G.S. 105-357(b)(2) upon making a record of the reasons therefor; and

WHEREAS, the Lincoln County Board of Commissioners believes that the full ten percent penalty would be excessive and unduly burdensome on checks for larger amounts and should be capped at a reasonable dollar figure; and

WHEREAS, the Board believes that the maximum penalty should be set at \$50.00 and that such amount is reasonable and not unduly burdensome;

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED as follows:

1. That the Lincoln County Board of Commissioners finds that the amount of \$50.00 is a reasonable dollar figure at which to cap the worthless check penalty.
2. That the Board hereby directs the Tax Administrator, in exercising her authority under N.C.G.S. 105-357 and 105-358, to set the penalty at twenty-five dollars (\$25.00) or ten percent (10%) of the amount of the check, whichever is greater, subject to a maximum of \$50.00.
3. That the Tax Administrator is hereby authorized, upon request, to make adjustments in penalties collected on or after January 1, 2003, to conform to the amounts stated in this resolution.
4. That this resolution shall be effective immediately upon adoption.

This 21st day of April, 2003.

LINCOLN COUNTY

By: \_\_\_\_\_  
Jerry W. Cochrane  
Chairman, Board of Commissioners

ATTEST:

\_\_\_\_\_  
Amy S. Long, Clerk to the  
Board of Commissioners

Jeff Taylor stated that Madge Huffman said that \$50 was enough to cover worthless checks.

**Bond Refunding – Leon Harmon:** Commissioner Cochrane introduced the following resolution, which was read by title and summarized by the Finance Director:

RESOLUTION MAKING CERTAIN FINDINGS RELATING TO THE  
AUTHORIZATION AND ISSUANCE OF GENERAL OBLIGATION  
REFUNDING BONDS OF THE COUNTY OF LINCOLN, NORTH  
CAROLINA, AND AUTHORIZING FINANCE DIRECTOR TO FILE  
APPLICATION FOR APPROVAL THEREOF WITH LOCAL  
GOVERNMENT COMMISSION

WHEREAS, the Board of Commissioners for the County of Lincoln, North Carolina (the “County”) is considering the authorization of not exceeding \$1,800,000 Refunding Bonds of the County (the “Bonds”) for the purpose of refunding all of the County’s outstanding Water Bonds, Series 1992A, Water Bonds, Series 1992B and County Facilities Bonds, Series 1992, each dated December 1, 1992, that mature on or after June 1, 2004;

NOW, THEREFORE, BE IT DETERMINED AND RESOLVED by the Board of Commissioners for the County:

Section 1. The Board of Commissioners hereby finds and determines in connection with authorizing the issuance of the Bonds that (a) the proposed issuance of the Bonds is necessary or expedient for the County, (b) the proposed principal amount of the Bonds is adequate and not excessive for the proposed purpose of such issue, (c) the County’s debt management procedures and policies are good and are managed in strict compliance with law, (d) no increase in taxes will be necessary to service the Bonds and (e) under current economic conditions the Bonds can be marketed at reasonable rates of interest.

Section 2. The Finance Director is hereby designated as the representative of the County to file an application for approval of the Bonds with the Local Government Commission of North Carolina, and all actions heretofore taken by the Finance Director and any other officers of the County relating to such matter are hereby approved, ratified and confirmed.

Section 3. This resolution shall take effect immediately upon its passage.

Upon motion of Commissioner Craig, seconded by Commissioner Funderburk, the foregoing resolution entitled:

“RESOLUTION MAKING CERTAIN FINDINGS RELATING TO THE  
AUTHORIZATION AND ISSUANCE OF GENERAL OBLIGATION  
REFUNDING BONDS OF THE COUNTY OF LINCOLN, NORTH  
CAROLINA, AND AUTHORIZING FINANCE DIRECTOR TO FILE  
APPLICATION FOR APPROVAL THEREOF WITH LOCAL  
GOVERNMENT COMMISSION”

was passed by the following vote:

Ayes: Commissioners Cochrane, Craig, Anderson, Funderburk and Mitchem.

Noes: none.

Thereupon Commissioner Cochrane introduced the following order authorizing bonds, which was read by title and summarized by the Finance Director:

**ORDER AUTHORIZING  
\$1,800,000 REFUNDING BONDS**

BE IT ORDERED by the Board of Commissioners for the County of Lincoln:

1. That, pursuant to The Local Government Bond Act, as amended, the County of Lincoln, North Carolina, is hereby authorized to contract a debt, in addition to any and all other debt which said County may now or hereafter have power or authority to contract, and in evidence thereof to issue Refunding Bonds in an aggregate principal amount not exceeding \$1,800,000, for the purpose of providing funds, together with any other available funds, for refunding all of said County's outstanding Water Bonds, Series 1992A, Water Bonds, Series 1992B and County Facilities Bonds, Series 1992, each dated December 1, 1992, that mature on or after June 1, 2004.

2. That taxes shall be levied in an amount sufficient to pay the principal of and the interest on said bonds.

3. That a sworn statement of the debt of said County has been filed with the Clerk to the Board of Commissioners and is open to public inspection.

4. That this order shall take effect upon its adoption.

The Board of Commissioners thereupon designated the Finance Director as the officer whose duty it shall be to make and file with the Clerk to the Board of Commissioners the sworn statement of debt of the County which is required by The Local Government Bond Act, as amended, to be filed after a bond order has been introduced and before the public hearing thereon.

Thereupon the Finance Director filed with the Clerk to the Board of Commissioners, in the presence of the Board, the sworn statement of debt as so required.

On motion duly made by Commissioner Funderburk, seconded by Commissioner Anderson and unanimously carried, the Board of Commissioners fixed 6:30 P.M., on May 5, 2003, in the Commissioners' Meeting Room at the Lincoln County Citizens Center, North Carolina, as the hour, day and place for the public hearing upon the foregoing order and directed the Clerk to the Board of Commissioners to publish said order, together with the appended statement as required by The Local Government Bond Act, as amended, once in The Lincoln Times-News not later than the sixth day before said date.

\* \* \* \* \*

I, Amy S. Long, Clerk to the Board of Commissioners for the County of Lincoln, North Carolina, DO HEREBY CERTIFY that the foregoing is a true copy of so much of the proceedings of said Board at a regular meeting held on April 21, 2003 as relates in any way to the introduction of an order authorizing \$1,800,000 Refunding Bonds of said County and the calling of a public hearing upon said order and that said proceedings are recorded in Minute Book No. \_\_\_\_ of the minutes of said Board, beginning on page \_\_\_\_ and ending on page \_\_\_\_.

I HEREBY FURTHER CERTIFY that a schedule of regular meetings of said Board, stating that regular meetings of said Board are held in the Lincoln County Citizens

Center, 115 West Main Street, Lincolnton, North Carolina, on the first and third Mondays of each month at 6:30 P.M., has been on file in my office as of a date not less than seven days before the date of said meeting in accordance with G.S. §143-318.12.

WITNESS my hand and the official seal of said County, this \_\_\_\_\_ day of April, 2003.

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Clerk to the Board of Commissioners

[SEAL]

**Capital Funding Plan for EDA:** Darrell Gettys and Barry Matherly presented information concerning the Capital Improvement Plan. They presented the funding benefits from this plan. They are asking for money for capital funds, not operational funds. This plan would not be any out-of-pocket expenses by the county, the fund would be capitalized from new revenue generated. This requires LEDA to earn funds.

Chairman Cochrane stated that a resolution needs to be drawn up and approved at the next meeting.

**UPON MOTION** by Commissioner Craig, the Board voted unanimously to draw up a resolution to be approved at the next meeting according to the plan as submitted with a 6 year plan, the final year having full funding.

**Finance Officer's Report:** Leon Harmon presented the Finance Officer's report for March 2003.

**Public Works Capital Improvement Report:** Steve Gilbert presented the Public Works Capital Project Reports.

Mr. Gilbert presented a revision to the Adjustment Policy. The current Adjustment Policy for water and sewer customer accounts allows adjustments to be made under certain circumstances. The Public Works Department is allowed to make adjustments for documented leaks. The adjustments may be made for a two-month period, with no more than one adjustment allowed within a 12-month period. However, if a customer asking for an adjustment has an unusually high consumption for one month, and if they have not had a leak or other explanation for the high usage, the policy requires that customer to take their request to the Board of Commissioners for their review.

The revised policy would allow the County Manager to make adjustments of up to \$1,000.00 to customer's accounts with the concurrence of the Chairman of the Board of Commissioners. Adjustment requests involving more than \$1,000.00 would still be sent

to the entire Board for review. This is expected to significantly reduce the number of adjustment requests being referred to the Board of Commissioners for review. Chairman Cochrane suggested the following change to the revision:

Unexplained increases in consumption that are not attributable to a leak or other reasonable explanation may be adjusted by the County Manager, with the concurrence of the Chairman of the Board of Commissioners, if the amount billed for such an increase does not exceed \$1,000.00. Unexplained increases in consumption that result in an amount billed of over \$1,000.00 ~~may~~**must** be taken before the Board of Commissioners for review.

Chairman Cochrane asked for a report to go to the Commissioners for the adjustments made.

**UPON MOTION** by Commissioner Craig, the Board voted unanimously to approve the revision to the Adjustment Policy.

**Vacancies:** Commissioner Craig presented the following vacancies.

## **VACANCIES**

Nursing and Adult Care Home Community Advisory Committee 4  
Personnel Board 1  
Recreation Commission – Union North 1  
Solid Waste Advisory Board 5  
(3 year terms, only meet about 2 times per year)

The following are Commissioner Craig's recommendations:

## **APPOINTMENTS**

Lincoln Natural Resources Committee  
Tommy Houser  
Chip Collins

Local Emergency Planning Committee  
Dean Abernathy

Solid Waste Advisory Board  
Betty Lawing

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

**County Commissioners' Report:** Chairman Cochrane mentioned that the Board will be visiting different schools on April 23, taking tours and talking to teachers. The schools will be East Lincoln Middle, Lincolnton High, and Union Elementary. Commissioner Mitchem has set up a visit at North Brook Elementary at 3:15 on the 23<sup>rd</sup> as well.

Tom Anderson presented a letter that will be sent to the editors of the local newspapers. This letter was signed by Commissioners Anderson and Mitchem.

**County Manager's Report:** Stan Kiser, County Manager, presented the County Managers Report.

**County Attorney's Report:** Jeff Taylor, County Attorney, reported on HIPAA compliance and the ABC Board. The ABC Board has an option on some land at Hwy 16 and 73. This has gone to the State ABC Commission for approval. They have drawn up preliminary plans for a building.

He mentioned the Sherrill property on Hwy. 16 and the fact that no bids were received. Commissioner Craig asked if this could be sold at auction. Jeff Taylor stated that it could be sold at auction.

**Other Business:** Commissioner Craig stated that a few months back, he met with people from the West Lincoln Community Center. They are proposing remodeling the building and possibly using it as a shelter for emergency situations. The community will provide the labor if the county will buy the materials.

**UPON MOTION** by Commissioner Craig, the Board voted unanimously to grant the West Lincoln Community Center \$20,000 to renovate the facility, which would help the community and be a shelter in the event of emergency situations.

**Recess:** Chairman Cochrane recessed the meeting until Wednesday, April 23 at 9:00 a.m. at East Lincoln Middle School.

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Amy S. Long, Clerk to the Board

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Jerry W. Cochrane, Chairman