

**MINUTES**  
**LINCOLN COUNTY BOARD OF COMMISSIONERS**  
**MONDAY, AUGUST 18, 2014**

The Lincoln County Board of County Commissioners met August 18, 2014 at the Citizens Center, Commissioners Room, 115 West Main Street, Lincolnton, North Carolina, at 6:30 P.M.

**Commissioners Present:**

Carl E. Robinson, Jr., Vice Chair  
James A. Klein  
Carrol D. Mitchem  
Cecelia A. Martin

**Commissioner Absent:**

Alex E. Patton, Chairman

**Others Present:**

W. Tracy Jackson, County Manager  
Martha W. Lide, Assistant County Manager  
Wesley L. Deaton, County Attorney  
Amy S. Atkins, Clerk to the Board

**Call to Order:** Vice-Chairman Robinson called the August 18, 2014 meeting of the Lincoln County Board of Commissioners to order. He gave the Invocation and led in the Pledge of Allegiance.

**Adoption of Agenda:** Vice-Chairman Robinson presented the agenda for the Board's approval.

**AGENDA**  
Lincoln County Board of Commissioners Meeting  
Monday, August 18, 2014  
6:30 PM

James W. Warren Citizens Center  
115 West Main Street  
Lincolnton, North Carolina

Call to Order

Invocation – Commissioner Robinson

Pledge of Allegiance

1. Adoption of Agenda
2. Consent Agenda  
- Approval of Minutes

- Extension of Agreement with Villages of Denver
- Surplus Property
- DMV Refunds
- Special Events Fee Waiver - East Lincoln Optimist
- Sponsored Group Status - Leonard's Fork Baptist

3. Public Comments (15 minutes allowed per Rules of Procedure - 3 minutes per person)
4. Noise Ordinance Discussion
5. Motion to Approve Engineering Study for Water Treatment Plant Expansion - Don Chamblee
6. Motion to Approve Design Contract of Forney Hill Pump Station Upgrade - Don Chamblee
7. Motion to Approve Design Contract of Killian Creek Waste Water Treatment Plan Expansion - Don Chamblee
8. Finance Officer's Report
9. County Manager's Report
10. County Commissioners' Report
11. County Attorney's Report
12. Vacancies/Appointments
13. Calendar
14. Other Business
  - Register of Deeds Report
  - Property Tax Collection Report

Adjourn

**UPON MOTION** by Commissioner Klein, the Board voted unanimously to adopt the agenda.

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

- Approval of Minutes
- Extension of Agreement with Villages of Denver
- Surplus Property
- DMV Refunds
- Special Events Fee Waiver - East Lincoln Optimist
- Sponsored Group Status - Leonard's Fork Baptist

**Public Comments:** Vice Chairman Robinson opened Public Comments.

Andrew Ross, 210 Caroline Court, Denver, spoke on the proposed Gun Ordinance. He said after talking with several gun clubs, hunting clubs, and grassroots organizations in the area, he has been asked to come and share their concerns. He said making rules to target guns can have ramifications.

Robert Avery, 4466 Hwy 182 W, spoke concerning the Schedule of Values and property cards. He said Gaston County has put a range in one of their parks and made a place for people to shoot.

Rudy Bauer, 8252 Blades Trail, Denver, asked what happened with the C&D waste. He spoke concerning wheelbarrow loads that can be dumped.

Being no additional speakers, Vice Chairman Robinson closed public comments.

**Noise Ordinance Discussion:** Sheriff David Carpenter spoke with the Board concerning recent amendments to the Noise Ordinance and the difficulties in enforcing proposed amendments regarding rounds per hour and decibel levels.

The Board discussed and agreed to move forward without taking additional action.

**Motion to Approve Engineering Study for Water Treatment Plan Expansion:** Don Chamblee presented the following:

The Capital Improvement Project for a Study of the Water Treatment Plant was approved in the current 2015 budget. Staff has requested a proposal to study the needs of the Water Plant and Distribution system based on future growth and make recommendations of priorities for future projects. The consultant will review the existing plant, permits, distribution, geographic usage, purchase & sell agreements, Raftelis reports and water rights.

They will evaluate current technologies, perform capacity analysis and provide scheduling, permitting/regulatory requirements and opinions of probable costs. This will assist in determining optimal plant size and needed improvements in the system for distribution

Kimley-Horn and Associates, Inc. was selected in an engineering RFQ process. Kimley-Horn provided a study proposal for \$45,425.

Commissioner Mitchem asked if Kimley-Horn will be able to bid on the project. Mr. Chamblee stated that he will reaffirm with them that they will not be able to bid on the final project.

**UPON MOTION** by Commissioner Klein, the Board voted unanimously to approve the Engineering Study for the possible expansion of the Water Treatment Plant.

**Motion to Approve Design Contract of Forney Hill Pump Station Upgrade:** Don Chamblee presented the following:

The Capital Improvement Project for improvements at the Forney Creek Pump Stations with the combined reversal of the Lowesville Force Main was approved for design in the current 2015 budget. Pump Station improvements were also outlined in the Killian Creek WWTP design and Forney Creek closure report.

WSP Group was selected through an engineering RFQ process. WSP Group provided a phased design proposal for \$106,055. An update was presented and approved the Commission on April 7, 2014 to explain the need for the addition capacity at Pump Station.

**UPON MOTION** by Commissioner Martin, the Board voted unanimously to approve the design contract for Forney Hill Pump Station Upgrade.

**Motion to Approve Design Contract of Killian Creek Waste Water Treatment Plant Expansion:** Don Chamblee presented the following:

The Capital Improvement Project for Killian Creek Waste Water Treatment Plant Upgrade from 1.69 to 3.35 MGPD was approved for design in the current 2015 budget. The upgrades were also outlined in the Killian Creek WWTP design and Forney Creek closure report. WK Dickson was the Engineering firm for the original plant construction. The plant was built for this expansion by essentially adding additional equipment for an estimated \$2,000,000. We have also requested design proposal for additional improvements to increase the plant efficiency. These include a sludge thickener and reclaim water system.

WK Dickson was selected in an engineering RFQ process. WK Dickson provided a phased design proposal for \$200,000. They also provided an alternate proposal for \$244,000 to include additional upgrades improve the operation and reliability of the plant.

**UPON MOTION** by Commissioner Martin, the Board voted unanimously to approve the Design Contract of Killian Creek Waste Water Treatment Plant Expansion with the alternate proposal for \$244,000.

**County Manager's Report:** Tracy Jackson, County Manager, reported that according to City Manager Jeff Emory, the City Council will consider the Water Agreement at a special meeting on August 24.

Mr. Jackson stated that staff has negotiated a deal with Republic Services C&D Landfill and will offer competitive rates for residents of Lincoln County. Starting September 1, 2014, the rate will be \$30 per load for a pickup truck or single axle trailer. Contractors will be charged \$38.75 (one ton minimum) plus a fuel fee and an environmental recovery fee.

Commissioner Mitchem expressed concerns about the \$30 per load price and asked if it could be done by ton instead.

Mr. Jackson said he will verify this with Republic and see if any other options are available.

**County Attorney's Report:** Nothing reported.

**County Commissioners' Report:** Commissioner Mitchem said the West Lincoln Splash Pad is up and going. He said that there were some problems that came up and delayed the project, but

County employees did work to speed up the opening and he appreciates what these employees did to ensure it opened.

**Vacancies/Appointments:**

Commissioner Robinson presented the following vacancies:

- Nursing and Adult Home Community Advisory Committee
- Lincoln Natural Resources
- Industrial Revenues Bond Board
- Centralina Economic Development Commission (CEDC)
- Local Fireman's Relief Fund:
  - o Boger City
  - o South Fork
  - o North 321
  - o North Brook
  - o Ore Bank Pumpkin Center
- Board of Equalization and Review Alternate
- Planning Board – Howard's Creek

**UPON MOTION** by Commissioner Robinson, the Board voted unanimously to appoint Cliff Brumfield to the Centralina Economic Development Commission

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

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Amy S. Atkins, Clerk  
Board of Commissioners

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Alex E. Patton, Chairman  
Board of Commissioners