

Bill Lawhon
Chairman

Mike Barbee
Commissioner

Tommy Jordan
Vice Chairman

Lane Furr
Commissioner



Peter Asciutto
Commissioner

Scott Efird
Commissioner

Zach Almond
Commissioner

**STANLY COUNTY
BOARD OF COMMISSIONERS
REGULAR MEETING MINUTES
MONDAY, APRIL 19, 2021 – 6:00 PM**

CALL TO ORDER & WELCOME

The Stanly County Board of Commissioners (the "Board") met in regular session on Monday, April 19, 2021 in the Gene McIntyre Meeting Room, Stanly Commons. Chair Lawhon called the meeting to order at 6:00 p.m. with Commissioner Efird giving the invocation and leading the pledge of allegiance.

Attendee Name	Title	Status	Arrived
Bill Lawhon	Chairman	Present	
Mike Barbee	Commissioner	Present	
Tommy Jordan	Vice Chairman	Present	
Lane Furr	Commissioner	Present	
Peter Asciutto	Commissioner	Present	
Scott Efird	Commissioner	Present	
Zach Almond	Commissioner	Present	
Andy Lucas	County Manager	Present	
Tyler Brummitt	Clerk	Present	
Jenny Furr	Attorney	Present	

APPROVAL / ADJUSTMENTS TO THE AGENDA

Vice Chair Jordan moved to approve the agenda as amended to include the addition of the Apraxia Awareness Day proclamation as item # 11, seconded by Commissioner Efird and passed by unanimous vote.

SCHEDULED AGENDA ITEMS

1. PUBLIC COMMENT

None.

2. Reappointments to Centralina COG Region F Aging Advisory Committee

Presenter: Becky Weemhoff, Senior Services Director

Two (2) of the appointments to the Centralina Region F Aging Advisory Committee (RFAAC) will expire June 30, 2021. They are Nicole Ashton, who serves as a Delegate, and Roger Eudy, who serves as Alternate. Both have indicated their willingness to serve another term if reappointed. It was requested that Nicole Ashton be reappointed as a Delegate for two (2) years ending June 30, 2022, and Roger Eudy as Alternate for a one (1) year term expiring June 30, 2022.

Vice Chair Jordan moved to reappoint Nicole Ashton and Roger Eudy as requested, seconded by Commissioner Almond and carried by a 7 - 0 vote.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Tommy Jordan, Vice Chairman
SECONDER:	Zach Almond, Commissioner
AYES:	Lawhon, Barbee, Jordan, Furr, Ascitutto, Efird, Almond

3. Uncollectible Utilities Debts

Presenter: Carol Almond, Central Permitting/Customer Service Supervisor

At the recommendation of the Finance Department and as requested by Utilities, OBoard approval was needed to write off the below accounts. All are more than 3+ years old and considered uncollectible. Once removed from the active list, they are no longer assets for accounting purposes.

Stanly County Utilities (deceased)	\$33,819.42
Piney Point Water District (deceased)	\$ 1,394.69
Greater Badin Water & Sewer District (deceased)	<u>\$ 6,771.25</u>
Total =	\$41,985.36

Stanly County Utilities	\$78,816.15
Piney Point Water District	\$ 923.41
Greater Badin Water & Sewer District	<u>\$98,621.14</u>
Total =	\$178,360.70

Total to be written off	=	\$220,346.06
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Following a brief period of questions, Vice Chair Jordan moved to write off the above amounts as uncollectible, seconded by Commissioner Almond and passed by a 7 - 0 vote.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Tommy Jordan, Vice Chairman
SECONDER:	Zach Almond, Commissioner
AYES:	Lawhon, Barbee, Jordan, Furr, Ascitutto, Efird, Almond

4. Approval to Acquire New Voting System, EVS 5.2.4.0.

Presenter: Kim Blackwelder, Elections Director

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In follow-up to the presentation on March 15, 2021, the Elections Office recommended the purchase of the new voting system, EVS 5.2.4.0. On April 6, 2021, Elections staff participated in a simulated election using this system and found it to be satisfactory. Elections has since received approval from the State Board of Elections to replace the current voting system. State grant funds of \$3,694 will cover the cost with no county funds needed. The Board previously approved the acceptance and appropriation of the required grant funds in March 2021. Board approval to purchase and acquire the new system was requested.

With no questions from the Board, Commissioner Almond moved to approve the purchase as presented, seconded by Vice Chair Jordan and passed by unanimous vote.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Zach Almond, Commissioner
SECONDER:	Tommy Jordan, Vice Chairman
AYES:	Lawhon, Barbee, Jordan, Furr, Ascitutto, Efird, Almond

5. New Lake Patrol Boat Purchase

Presenter: Chief Deputy Ashley Thompson

Chief Deputy Thompson requested Board approval of budget amendment # 2021-87 in the amount for \$71,339 to purchase a new patrol boat for Badin Lake. Drug seizure funds of \$41,339 and a \$30,000 donation from Cube Hydro (formerly Alcoa) will cover the purchase price with no county funds used. Chief Deputy Thompson noted the boat currently in use on Badin Lake will be relocated to Lake Tillery once the new boat arrives.

By motion Vice Chair Jordan moved to approve budget amendment # 2021-87 as presented, seconded by Commissioner Efird and passed by a 7 - 0.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Tommy Jordan, Vice Chairman
SECONDER:	Scott Efird, Commissioner
AYES:	Lawhon, Barbee, Jordan, Furr, Ascitutto, Efird, Almond

RECUSAL OF COMMISSIONER ALMOND

As advised by his attorney, Commissioner Almond asked to be recused from voting on item # 6 - ZA 21-05 - Cellco Partnership with Verizon Wireless Request for a Telecommunications Town Overlay District. Commissioner Furr moved to do so, seconded by Vice Chair Jordan. The motion passed by a 5 -1 vote (Commissioner Ascitutto voting against.)

6. ZA 21-05 Cellco Partnership with Verizon Wireless request Telecommunications Tower Overlay District

Presenter: Bob Remsburg, Planning Director

Cellco Partnership with Verizon Wireless requested a Telecommunications Tower Overlay District to construct a 195' monopole cell tower on a 10,000 square foot portion of a 20.96 acre parcel located south of 16271 McLester Road in Oakboro, NC and owned by Charlie Hinson, Jr.

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(Tax Record # 11449). It was requested the Board conduct the required public hearing for ZA 21-05, then either approve or deny the request. The Planning Board recommended denial of the request at their March 9, 2021 meeting by a 4 - 3 vote due to the lack of evidence demonstrating a need for service in the area. Since that time Cellco has submitted additional information not provided to the Planning Board previously to address this. Based on the proposed area of the tower and submitted information, staff recommends approval of the request.

With no questions from the Board, Chair Lawhon declared the public hearing open. The following individuals addressed the Board in favor of the rezoning:

- Charlie Hinson, Jr., property owner
- Victoria Farmer, representative for Verizon Wireless

Following are those who spoke against the rezoning:

- Attorney Chris Duggan, representing residents in the area opposed to the cell tower
- Mason Hinson, resident of Liberty Hill Church Road
- David Wallace, resident of McLester Road
- Buddy Feis, resident of Liberty Hill Church Road
- Andy Hinson, resident of Liberty Hill Church Road

Following discussion, Commissioner Asciutto stated that due to the fact new and more detailed information has come from both Cellco Partnership with Verizon Wireless and those in opposition to the requested telecommunications Tower Overlay District, he moved that the application be remanded to the Planning Board for further review, consideration and recommendation. Additionally, he moved that the public hearing remain open and continued at the Board's next regular meeting on Monday, May 17, 2021 at 6:00 p.m. in the Gene McIntyre Meeting Room. The motion was seconded by Commissioner Furr and passed by a 4 - 2 vote. (Chair Lawhon and Commissioner Barbee voting against; Commissioner Almond recused from the vote.)

RESULT:	TABLED [UNANIMOUS]	Next: 5/17/2021 6:00 PM
MOVER:	Peter Asciutto, Commissioner	
SECONDER:	Lane Furr, Commissioner	
AYES:	Lawhon, Barbee, Jordan, Furr, Asciutto, Efird, Almond	

7. ZA21-02 Amendments to Land-Use Ordinances based on NCGS160D

Presenter: Bob Remsburg, Planning Director

Mr. Remsburg stated that with the public hearing held and any action tabled at the April 5, 2021 meeting, staff was present to discuss, answer questions or clarify the proposed amendments to the County's zoning, subdivision, minimum housing and flood damage ordinances. Mr. Remsburg responded to several questions including any specific concerns he himself may have regarding the proposed changes and what the repercussions would be if the County did not adopt them.

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With no further discussion, Vice Chair Jordan moved to approve the amendments as submitted to the Zoning Ordinance, the Subdivision Ordinance, the Minimum Housing Ordinance and High Grass Standards Ordinance and the Flood Damage Control Ordinance as presented in order to meet the requirements created by the new 160D statutes and make technical corrections and updates to the ordinances. Commissioner Efird seconded the motion which passed by unanimous vote.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Tommy Jordan, Vice Chairman
SECONDER:	Scott Efird, Commissioner
AYES:	Lawhon, Barbee, Jordan, Furr, Ascitutto, Efird, Almond

8. National Day of Prayer 2021

Presenter: Chair Bill Lawhon

For Board consideration and approval, Chair Lawhon presented the proclamation declaring Thursday, May 6, 2021 as a National Day of Prayer.

By motion, Commissioner Barbee moved to adopt the proclamation as presented, seconded by Commissioner Almond and carried by a 7 - 0 vote.

See Exhibit A
National Day of Prayer 2021
by the Stanly County Board of Commissioners
in the State of North Carolina
a Proclamation

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Mike Barbee, Commissioner
SECONDER:	Zach Almond, Commissioner
AYES:	Lawhon, Barbee, Jordan, Furr, Ascitutto, Efird, Almond

9. Gaston Community Action Board of Directors Appointment

Presenter: Andy Lucas, County Manager

Stanly County has a vacancy for the Public Official representative on the Gaston Community Action Board. Deloris Chambers, who previously served in this position, is ineligible due to having served multiple terms. It was requested the Board appoint a replacement to serve a three (3) year term expiring April 18, 2024.

Vice Chair Jordan moved to appoint MaChelle Parker as Stanly County's Public Official for a three (3) year term as requested, Commissioner Furr seconded the motion which passed by a 7 - 0 vote.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Tommy Jordan, Vice Chairman
SECONDER:	Lane Furr, Commissioner
AYES:	Lawhon, Barbee, Jordan, Furr, Ascitutto, Efird, Almond

10. FY 22 Congressional Community Project Funding Support Resolutions

Presenter: Andy Lucas, County Manager

Congressman Hudson's Office recently contacted staff and the Chamber of Commerce regarding a federal grant opportunity known as the FY 2022 Member Directed Community Project Funding. Staff was instructed to submit our community prioritized grant requests and supplemental support information by Friday, April 16th.

In response, the County submitted a \$1.5 million grant request for the West Stanly Wastewater Treatment plant expansion and a \$1.9 million request for the construction of a new airport taxilane to serve the proposed new corporate hangar. If funding is appropriated by Congress, the grant funds must be spent in the 2021-2022 federal fiscal year beginning October 1, 2021-September 30, 2022. Board approval of the associated resolutions of support for the County's federal community project funding was requested.

By motion, Commissioner Furr moved to approve the resolutions as presented, seconded by Vice Chair Jordan and carried by 7-0 vote.

See Exhibit B
FY 2022 Federal Community Project Funding Request
West Stanly Wastewater Treatment Plant Expansion
&
Exhibit C
FY 2022 Federal Community Project Funding Request
Stanly County Airport - North Hangar Development Taxilane Project

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Lane Furr, Commissioner
SECONDER:	Tommy Jordan, Vice Chairman
AYES:	Lawhon, Barbee, Jordan, Furr, Ascitutto, Efird, Almond

11. PROCLAMATION FOR APRAXIA AWARENESS DAY

For Board consideration, Chair Lawhon presented the proclamation declaring May 14th as Apraxia Awareness Day with Vice Chair Jordan reading it aloud.

Commissioner Almond moved to adopt the proclamation as presented, seconded by Commissioner Ascitutto and passed by unanimous vote.

See Exhibit D

Proclamation for Apraxia Awareness Day

12. CONSENT AGENDA

Commissioner Asciutto moved to approve the consent agenda items as presented, seconded by Commissioner Barbee and carried by a 7-0 vote.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Peter Asciutto, Commissioner
SECONDER:	Mike Barbee, Commissioner
AYES:	Lawhon, Barbee, Jordan, Furr, Asciutto, Efird, Almond

A. Minutes- Regular meeting of April 5, 2021

B. Piedmont Natural Gas Easement

C. Finance - Vehicle tax refunds

D. Sheriff's Office - Insurance Settlement

F. Library - Surplus of Library Materials

G. Juvenile Crime Prevention Council Annual Certification

Presenter: Tyler Brummitt

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Peter Asciutto, Commissioner
SECONDER:	Mike Barbee, Commissioner
AYES:	Lawhon, Barbee, Jordan, Furr, Asciutto, Efird, Almond

BOARD COMMENTS, ANNOUNCEMENTS & COMMITTEE REPORTS

To clarify the reason for his motion regarding ZA 21-05, Commissioner Asciutto stated that he normally supports the county advisory boards' recommendations, but felt it was only right that the case go back to the Planning Board due to the new information submitted by Verizon. He also encouraged everyone that can to participate in the last litter sweep scheduled for Saturday, April 24th.

Commissioner Efird noted the National Day of Prayer observance on Thursday, May 6th and on Friday, May 7th the Ride of Pride trucks will be at the Locust Town Center from 11:30 a.m.-1:00 p.m.

Commissioner Barbee stated that he voted against ZA 21-05 since he feels Verizon should have provided all necessary information to the Planning Board during the first review. He also feels that returning the case to the Planning Board only prolongs the matter, but will wait to hear what the board's new recommendation will be.

Vice Chair Jordan noted his participation in the Keep Stanly Beautiful Litter Sweep event the first Saturday in April and expressed his appreciation to Lee Snuggs, the Keep Stanly Beautiful

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members and all the volunteers who have helped. He also noted that today in history is the 117th anniversary of the first airplane flight as well as NASA's first unmanned helicopter flight on Mars.

Commissioner Almond noted his plans to participate in the litter sweep on Saturday as well. He also thanked those who helped with the Household Hazardous Waste event at the Agri-Civic Center the previous Saturday.

Chair Lawhon reminded everyone of the Kerri D. Efird Memorial Scholarship Bike Run on Saturday, April 24th with funds raised in support of scholarships for West Stanly High School seniors.

RECESS

Commissioner Ascitutto moved to recess into closed session to discuss economic development in accordance with G. S. 143-318.11(a)(4), seconded by Commissioner Barbee and passed by unanimous vote at 7:26 p.m.

COMMISSIONER BARBEE

Commissioner Barbee left the meeting prior to the Board reconvening in closed session.

RECESS

At 8:06 p.m., Chair Lawhon recessed the meeting until Tuesday, April 20th at 5:30 p.m. in the Gene McIntyre Meeting Room for a joint meeting with the Stanly County Board of Education.

W. D. Lawhon., Jr., Chair

Tyler Brummitt, Clerk