

**MINUTES
LINCOLN COUNTY BOARD OF COMMISSIONERS
MONDAY, MARCH 7, 2022**

The Lincoln County Board of County Commissioners met on March 7, 2022, in the Commissioners Room, 353 N. Generals Blvd., Lincolnton, at 6:30 PM.

Commissioners Present:

Carrol Mitchem, Chairman
Milton Sigmon, Vice-Chairman
Anita McCall
Bud Cesena
Cathy Davis

Others Present:

Kelly Atkins, County Manager
Davin Madden, Assistant County Manager
Megan Gilbert, County Attorney
Deanna Rios, Finance Director
Amy S. Atkins, Clerk to the Board

Planning Board Members:

Robert Shugarman, Chair
Doug Tallent, Vice-Chair
Jeff Pariano, Secretary
Jenni Boyles
Keith Gaskill
Jim Konieczny
Kyle Land
George Mull

Planning Staff:

Andrew Bryant, Director of Development Services
Jeremiah Combs, Planner
Jordan Tubbs, Planner
Julie Mosteller, Planner
Amy Brown, Clerk to Planning Board

Chairman Mitchem called for a Moment of Silence and led in the Pledge of Allegiance. Commissioner Cesena asked for prayers for someone, seated with the Board, who is having surgery tomorrow and Chairman Mitchem asked everyone to keep the United States of America and the people of Ukraine in their prayers

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

UPON MOTION by Commissioner Davis, the Board voted unanimously to adopt the agenda as presented.

**AGENDA
Lincoln County Board of Commissioners Meeting
Monday, March 7, 2022
6:30 PM**

**Lincoln County Administration Office
353 N. Generals Blvd
Lincolnton, NC 28092**

Call to Order – Chairman Mitchem

Moment of Silence

Pledge of Allegiance

1. Adoption of the Agenda
2. Consent Agenda
 - a. Approval of Minutes – [February 21, 2022](#)
 - b. [Performance Guarantee \(IG #119\) - Bella Vista Phase 1](#)
 - c. [Waived fees - Lincoln County Homeschool Prom](#)
3. [Requests from Lincoln County Schools – Dr. Aaron Allen and Beth McCraw](#)
 - a. [Budget Amendment for FY 22 to cover the State, Federal and Local Shortfall from the State giving salary increases with the new budget passed in December after FY was already in progress.](#)
 - b. [Request for Support for the Public School Capital Fund Grant Application](#)
4. [Zoning Public Hearings](#) – Jeremiah Combs

Joint Public Hearings with Planning Board - Legislative Cases:

[CZ #2022-1 Shannon C. Bingham, applicant](#) (Parcel ID# 57055) A request to rezone a 13.1-acre tract from R-R (Rural Residential) to CZ B-G (Conditional Zoning General Business) to permit a self-storage facility. The property is located about 400 feet west of the intersection of N.C. 18 and N.C. 10 in Northbrook Township.

[CZ #2022-2 Stronach Properties, Inc., applicant](#) (Parcel ID# 11999 and 74248) A request to rezone a 2.1-acre tract from R-R (Rural Residential) to CZ B-G (Conditional Zoning General Business) to permit a 10,500-square foot retail store. The property is located on the north side of Smokey Dan Kennel Road at the intersection with N.C. 10 in Northbrook Township.

[ZMA #687 Scott Holliday, applicant](#) (Parcel ID# 71285) A request to rezone a 2.36-acre tract from R-SF (Residential Single-Family) to R-S (Suburban Residential). The property is located on the east side of Salem Church Road about 1000 feet south of the intersection with Hill Road in Ironton Township.

[ZMA #688 Lincoln County Planning and Inspections Department, applicant](#) (Parcel ID# 32044 and 79143) A request to rezone a 11.1-acre tract from PD-R (Planned Development-

Residential) to R-SF (Residential Single-Family). The property is located on the north side of Graham Road at Captains Way in Catawba Springs Township.

[UDO Proposed Amendment #2022-1 Lincoln County Planning and Inspections Department, applicant](#) A proposal to amend Section 9.8.7 to apply Level of Service standards where new public streets intersect an existing street and to amend Section 9.8.8 to eliminate the Application Modification Method of participating in the funding of a future intersection improvement to minimize the traffic-related effects identified in a traffic impact analysis.

Following the joint meeting, the Lincoln County Board of Commissioners will hold public hearings to consider the following *QUASI JUDICIAL* matters:

[PA #53 John Wilson, applicant](#) (Parcel ID# 76901) A request for preliminary plat approval for a 9-lot residential subdivision served by a new road. The 10.5-acre site is located on the south side of Grigg Road about 600 feet east of the intersection with Cat Square Road in Howards Creek Township.

[WSSUP #29 Stronach Properties, Inc., applicant](#) (Parcel ID# 11999 and 74248) A request for a special use permit to exceed 12% impervious surface area in the Indian Creek WS-II Protected Area watershed district as a special nonresidential intensity allocation under the 10/70 option. The applicant is proposing to develop a 2.1-acre site for a retail store, with 42% impervious surface area. The property is located on the north side of Smokey Dan Kennel Road at the intersection with N.C. 10 in Northbrook Township.

5. [Updated Bylaws for the Council on Aging – Kathryn Saine](#)
6. [Audit Contract – Deanna Rios](#)
7. [Approval and Acceptance of \\$40,000 SLNC Adapting Technology Grant Funds – Jennifer Sackett](#)
8. [Public Comments](#)
9. [Finance Officer’s Report – Deanna Rios](#)
10. [Other Business](#)
11. Closed Session Pursuant to NCGS 143.318.11(a)

(3) To consult with an attorney employed or retained by the public body in order to preserve the attorney-client privilege between the attorney and the public body, which privilege is hereby acknowledged.

(5) To establish, or to instruct the public body's staff or negotiating agents

concerning the position to be taken by or on behalf of the public body in negotiating (i) the price and other material terms of a contract or proposed contract for the acquisition of real property by purchase, option, exchange, or lease; or (ii) the amount of compensation and other material terms of an employment contract or proposed employment contract.

(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; or to hear or investigate a complaint, charge, or grievance by or against an individual public officer or employee

Adjourn

*** To watch the livestream feed of the meeting, please see Council (viebit.com). Please note this link will only be active at during the meeting time ***

Consent Agenda: Commissioner Sigmon pointed out that on the Performance Guarantee document from Liberty Mutual it only says Lincoln County and not North Carolina.

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

Consent Agenda

- a. Approval of Minutes – February 21, 2022
- b. Performance Guarantee (IG #119) - Bella Vista Phase 1
- c. Waived fees - Lincoln County Homeschool Prom

Requests from Lincoln County Schools – Dr. Aaron Allen and Beth McCraw:

Budget Amendment for FY 22 to cover the State, Federal and Local Shortfall from the State giving salary increases with the new budget passed in December after FY was already in progress: Dr. Aaron Allen, Superintendent for Lincoln County Schools, asked the Board for a budget amendment for FY 22 to cover the state, federal, and local shortfall from the State giving salary increases with the new budget passed in December after their FY was already in progress. The request is for \$1.6 million, which will cover the shortfall.

UPON MOTION by Commissioner Cesena, the Board voted unanimously to approve the budget amendment as presented.

Request for Support for the Public School Capital Fund Grant Application: Dr. Aaron Allen asked for the Commissioners support for the Public School Capital Fund Grant application that is to be submitted by March 15, 2022. This grant would be for a capital project for a potential joint venture between Gaston College Industrial Group and Lincoln County Schools.

The grant is a \$40 million grant and there would be a 5% match if the grant is awarded. He asked for the support of the Commissioners.

UPON MOTION by Commissioner Davis, the Board voted unanimously to approve the request for support for the Public School Capital Fund Grant Application as presented.

Zoning Public Hearings: Megan Gilbert, County Attorney, presented information concerning legislative and quasi-judicial hearings. She asked if any Board member has a conflict regarding any of the quasi-judicial cases. Nothing was disclosed.

Jeremiah Combs presented the following cases:

CZ #2022-1 Shannon Bingham, applicant:

Request

The applicant is requesting the rezoning of a 13.1-acre tract from R-R (Rural Residential) to CZ B-G (Conditional Zoning General Business) to permit a self-storage facility. Under the Unified Development Ordinance, self-storage facilities with less than 50,000 square feet of gross floor area are classified as a special use in the B-G (General Business) district. The minutes from a January 25, 2022 community involvement meeting are included with the rezoning application. The proposed site plan indicates the initial phase would be a single building, measuring 30 feet by 80 feet; future phases are labeled on the site plan. Gated access and vegetative buffers are also labeled on the site plan.

Site Area and Description

The subject property is located about 400 feet west of the intersection of N.C. 18 and N.C. 10 in Northbrook Township. The property is surrounded by property zoned R-R. Land uses in this area are primarily residential and agricultural with a few nearby business uses. This property is designated by the Lincoln County Land Use Plan as Rural Living, suitable for large lots, abundant open space and a high degree of separation between buildings with small nodes of commercial development serving the daily needs of surrounding residents. Additional Information Permitted uses Under current R-R zoning: Single Family Dwellings, Agricultural uses, Daycare Facility, Place of Worship, and Recreation Facilities. Under proposed CZ B-G zoning: Self Storage up to 50,000 sq. ft. Adjoining zoning and uses North: Rural Residential (R-R) - Undeveloped Lot South: Rural Residential (R-R) – Undeveloped Lot East: Rural Residential (R-R) – Undeveloped Lot West: Rural Residential (R-R) – Single Family Residence Staff’s Recommendation Staff recommends approval of the rezoning request.

Chairman Mitchem opened the Public Hearing concerning CZ #2022-1 – Shannon Bingham, applicant.

David Ledford, spoke on behalf of the applicant and said he is here to answer any questions. He said there is a 45' Right of Way Easement.

Being no additional speakers, Chairman Mitchem closed the public hearing.

CZ #2022-2 – Stronach Properties, Inc., applicant:

Request

The applicant is requesting the rezoning of a 2.1-acre tract from R-R (Rural Residential) to CZ B-G (Conditional Zoning General Business) to permit a 10,500-square foot retail store. A site plan has been submitted as part of the rezoning application. Because this is a proposed rezoning to a conditional zoning district, if the request is approved, the property could only be used for the specified use in accordance with the approved site plan. Also included in this packet is a summary of the virtual community involvement meeting that was held on January 27, 2022.

Site Area and Description

The subject property is located on the north side of Smokey Dan Kennel Road at the intersection with N.C. 10 in Northbrook Township. The property is adjoined by property zoned R-R, B-N (Neighborhood Business), and I-G (General Industrial). Land uses in this area include residential, agricultural, and commercial. This property is designated by the Lincoln County Land Use Plan as Rural Living, suitable for residential uses typically characterized by large lots, abundant open space and a high degree of separation between buildings, with small nodes of commercial activity such as gas stations, convenience stores or restaurants concentrated at rural crossroads, serving some daily needs of the surrounding rural population. The subject property is located in the Indian Creek WS-II Protected Area watershed district. In a separate application, the applicant is requesting a special use permit to exceed 12% impervious surface area as a special nonresidential intensity allocation.

Staff's Recommendation

Staff recommends approval of the rezoning request.

Chairman Mitchem opened the Public Hearing concerning CZ #2022-2 – Stronach Properties, Inc, applicant.

Will Stronach, applicant, said he is here to answer any questions. He said their septic field will be 100' from any well. He said he is the developer and the store will be a Dollar Tree/Family Dollar store.

Cameron Todd Ware, Attorney for the applicant, said he is here to answer any questions.

Fred Nance, 2547 Smokey Dan Kennel Road, said he doesn't like this being considered a crossroads since it is a dead end road with no turn around. The adjoining building across from the lot is a junk yard and is not a pretty picture. He said he has nothing against this business, but

they would like to see the residential area stay as it is. He said they are happy with the Dollar General and Honey's Supermarket. He said traffic is already bad there. Mr. Nance said they do not want this store there.

Winona Houser, 2568 Smokey Dan Kennel Road, said she lives 650 feet from the site. She asked what this will do to their property value and taxes.

Beverly Ellis, 2489 Smokey Dan Kennel Road, spoke on the traffic and accidents at the intersection.

Emma Price, 2602 Smokey Dan Kennel Road, said she is opposed to rezoning. She said she rents the house that is on the property currently and they were planning to buy it. She said the traffic is bad there and there are always accidents. She said this is not a good site for a Dollar Tree store.

Janice Westmoreland, 2586 Smokey Dan Kennel Road, said she moved there in December and would have not have moved there had she known a business was coming there. She said there is already a Dollar General, a grocery store and drug store, which is all they need.

Cassie Tuckey, 2346 Smokey Dan Kennel Road, said she lives at the end of Smokey Dan Kennel Road. She said full access will be on Smokey Dan Kennel Road, which is not a crossroads, but a rural dead end road. She said the arena has a sale every other weekend, but there are not people coming and going from the site every day. She said not one person has expressed any excitement for the project and their needs are already met. Ms. Tuckey said when they purchased their property, they looked at how it was zoned. She asked the Board to decline the request.

Keith Leonhardt, 2406 Smokey Dan Kennel Road, said his neighbors have hit nail on head. He said he has lived there all his life and they like it rural. He said the traffic is bad there and will be a real problem. He said Smokey Dan Kennel Road is a dead end road with no turnaround. He said it will not be a benefit to the community with the low paying jobs.

Being no additional speakers, Chairman Mitchem closed the public hearing.

Julie Mosteller presented the following:

ZMA #687 – Scott Holliday, applicant:

Request

The applicant is requesting the rezoning a .628 acre portion of a 2.36-acre lot from R-SF (Residential-Single Family) to R-S (Residential Suburban).

Site Area & Description

The subject property is located on the east side of Salem Church Road about 1000 feet south of its intersection with Hill Road in Ironton Township. It is adjoined by property zoned R-S and R-

SF. Land uses in this area are primarily residential. The subject property is located in an area designated by the Lincoln County Land Use Plan as Large Lot Residential.

Additional Information

Permitted uses

Under current R-SF zoning: site-built houses, modular homes. Under proposed R-S zoning: two-family houses, site built and modular houses are permitted by right. Townhomes and multi-family are allowed with a special use permit.

Adjoining zoning and uses East: zoned R-SF, site-built houses. South: zoned R-SF, site-built houses and 1 vacant lot. West (opposite side of Salem Church Road): zoned R-S, Site built houses. North: zoned R-S, duplexes.

Staff's Recommendation Staff recommends approval of the rezoning request.

Chairman Mitchem opened the Public Hearing concerning ZMA #687 – Scott Holliday, applicant.

Scott Holliday, applicant, said the duplex will have county water and a septic tank. He said he is only buying the portion of the lot to be rezoned to put one duplex on. The remainder of the 2.36 acre lot will remain R-SF.

Carlos Docouto, 2557 Devine Road, said he recently purchased the property. He said Scott will build a duplex on a portion and he will build a house on the remaining portion.

Bob Huss, 1475 Salem Church Road, said he came to speak against the request, but has since learned the request is not the whole 2.36 acres. He said he does not want to see his property devalued.

Rick Dabney, 1774 Whispering Pines Road, said he is one of the properties that backs up to this property. He said before he bought his home, he checked the zoning before purchasing his home. He said he would like to see it stay as is.

Sharon Dabney, 1774 Whispering Pines Road, said they moved there wanting to be in a neighborhood. She said the duplexes are not appealing

Beth Saine, 1750 Whispering Pines Road, said 6 properties will be affected by this rezoning. She asked the Board to leave the property R-SF.

John Beaver, 1410 Salem Church Road, said traffic is already bad there and more duplexes will be more families pulling out onto the road. He said he is opposed to the request.

Richard Blakely, 1935 Hidden Valley, said his concern is how much buffer will be there. He said he does not want anything that will decrease his property

Jeff Powell, 1424 Salem Church Road, confused with what will happen to the buffer after this is built. He said the portion left will be small.

Carlos Docouto said the lot will be 1.6 acres after the portion is taken away. He said it is 100' wide at the street.

Being no additional speakers, Chairman Mitchem closed the public hearing.

Jeremiah Combs presented the following:

ZMA #688 – Lincoln County Planning and Inspections Department, applicants:

Request

The applicant is requesting the rezoning of a 11.1-acre tract from PD-R (Planned Development-Residential) to R-SF (Residential Single-Family).

Site Area & Description The subject property is located on the north side of Graham Road at Captains Way in Catawba Springs Township. It is adjoined by property zoned R-SF and R-S (Suburban Residential). Land uses in this area are primarily residential. The subject property is located in an area designated by the Lincoln County Land Use Plan as Single-Family Neighborhood, suitable for a variety of single-family detached housing types with a density of 1.0 to 2.0 units per acre.

Additional Information

The Lincoln County Board of Commissioners voted on September 12, 2011 to approve the rezoning of this property from R-SF (Residential Single-Family) to PD-R (Planned Development Residential) to permit the property to be developed in accordance with an approved master plan that calls for 12 “twin home” condominium units and seven lots for single-family houses. Section 9.20.8.A of the Unified Development Ordinance states that a vested right for a site specific vesting plan remains vested for a period of two years. The development of this property has not been initiated, and the 2011 plan is no longer vested.

Staff’s Recommendation

Staff recommends approval of the rezoning request.

Chairman Mitchem opened the Public Hearing concerning ZMA #688 – Lincoln County Planning and Inspections Department, applicant.

Don Almond, 8216 Mallard Road, said that he likes that it will go back to residential and would like to see this remain quality and not tiny sized lots.

Bruce Putnam, 8230 Mallard Road, said he likes that it is going back to R-SF, but asked if there is a planned development or if it is just moving it back to the original zoning. Jeremiah Combs stated that this is a staff initiated rezoning, there have been no inquiries on the property.

Being no additional speakers, Chairman Mitchem closed the public hearing.

Kelly Atkins recognized Davin Madden, the Assistant County Manager and welcomed him to his new position.

UDO Proposed Amendment #2022-1 – Lincoln County Planning and Inspections

Department, applicant:

Proposal

The planning staff is proposing the following amendment to the Lincoln County Unified Development Ordinance: 1) Amend Article 9.8.7 to apply Level of Service Standards where new public streets intersect an existing street. 2) Amend Article 9.8.8 to eliminate the Application Modification Method of participating in the funding of a future intersection improvement to minimize the traffic-related effects identified in a traffic impact analysis.

Background

The purpose of Amendment 1 is to apply the same standard of maintaining Level of Service C to newly created intersection as is applied to existing intersection. This proposal ensures that citizens utilizing newly created roads will not experience undue delay in exiting a newly created street.

The purpose of Amendment 2 is to eliminate the option of participation in the funding of a future intersection improvement by a developer in order to mitigate the traffic related effects identified in a Traffic Impact Analysis. The current option of participating in funding transportation improvements has yielded few positive results in the decade of existence of the mitigation option. This proposal would ensure that intersections are not further degraded by future development.

Chairman Mitchem opened the Public Hearing concerning UDO Proposed Amendment #2022-1 – Lincoln County Planning and Inspections Department, applicant.

Being no additional speakers, Chairman Mitchem closed the public hearing.

The Planning Board recessed their meeting to room 310 and Chairman Mitchem called for a brief recess. Chairman Mitchem called the meeting back to order.

Jordan Tubbs presented the following:

Plat Approval #53 – John Wilson, applicant:

Request

The applicant is requesting approval of a preliminary plat review/ sketch plan for a 9 lot residential subdivision with a new public road. Article 9.6 of the Lincoln County Unified Development Ordinance states that all preliminary plats meeting the definition of a major subdivision shall be submitted to the Board of Commissioners, in the form of a quasi-judicial public hearing, for approval, disapproval, or approval with conditions.

Site Area & Description

The 10.5-acre site is located on the south side of Grigg Road about 600 feet east of the intersection with Cat Square Road in Howards Creek Township. The subject property is zoned R-S (Suburban Residential). The adjoining properties are zoned R-S (Residential Suburban) and R-SF (Residential Single-Family). Land uses in this area include residential and agricultural uses.

Land Use Plan

The Lincoln County Land Use plan designates this area as Large Lot Residential, suitable for single-family homes with densities of 0.20 – 1.35 units per acre.

Commissioner Sigmon asked if a sidewalk will be required. Andrew Bryant clarified that sidewalks are not required for any subdivision with lots greater than one acre.

Chairman Mitchem opened the Public Hearing concerning Plat Approval #53 – John Wilson, applicant.

John Wilson, applicant, asked the Board to consider striking the sidewalks from the Findings of Fact, so that sidewalks are not required. He said he prepared the Findings of Fact and would like to incorporate them into his testimony striking the requirement for sidewalks.

Being no additional speakers, Chairman Mitchem closed the public hearing.

UPON MOTION by Commissioner McCall, the Board voted unanimously to approve the Findings of Fact, striking the wording concerning sidewalks being required.

UPON MOTION by Commissioner McCall, the Board voted unanimously to approve Plat Approval #53 – John Wilson, applicant, based on the Findings of Fact with the wording concerning sidewalks removed.

Jeremiah Combs presented the following:

WSSUP #29 – Stronach Properties, Inc., applicant:

Request

The applicant is requesting a special use permit to exceed 12% impervious surface area in the Indian Creek WS-II Protected Area watershed district as a special nonresidential intensity allocation under the 10/70 option. The applicant is proposing to develop a 2.1-acre site for a retail store, with 42% impervious surface area.

Under the 10/70 option, 10 percent of the acreage in a watershed district may be developed with new nonresidential projects having up to 70% impervious surface area. Approval is on a project-by-project basis, subject to the issuance of a special use permit by the Board of Commissioners. One of the findings of fact that must be made in approving a permit for a special nonresidential intensity allocation is that the project will substantially increase the county's tax base or otherwise significantly promote or expand economic development and/or job opportunities, or serve a community purpose such as a place of worship, school, or other community facility.

The Indian Creek watershed covers 23,732 acres. To date, a total of 13.3 acres has been allocated under the 10/70 option. If this request is approved, 2,357.8 acres would be available for future allocation.

Site Area and Description

The subject property is located on the north side of Smokey Dan Kennel Road at the intersection with N.C. 10 in Northbrook Township. It is adjoined by property zoned R-R, B-N (Neighborhood Business), and I-G (General Industrial). Land uses in this area include residential, agricultural, and commercial. This property is designated by the Lincoln County Land Use Plan as Rural Living, suitable for residential uses typically characterized by large lots, abundant open space and a high degree of separation between buildings, with small nodes of commercial activity such as gas stations, convenience stores or restaurants concentrated at rural crossroads, serving some daily needs of the surrounding rural population.

Chairman Mitchem opened the Public Hearing concerning WSSUP #29 – Stronach Properties, Inc., applicant.

Will Stronach, applicant, said he prepared the proposed Findings of Fact and would like to include them in his testimony.

Commissioner Sigmon asked if there will be 2 driveways – one on Highway 10 and one on Smokey Dan Kennel Road. Mr. Stronach said this is correct.

Being no additional speakers, Chairman Mitchem closed the public hearing.

UPON MOTION by Commissioner Cesena, the Board voted unanimously to table a vote until the next meeting.

Updated Bylaws for the Council on Aging: Kathryn Saine presented the following:

Bylaws have not been updated since 2019. The Bylaws Committee wanted to make changes to membership requirements to ensure agencies receiving HCCBG funds are permanently

represented. They also made changes regarding the removal of inactive members, included provisions for in-person or virtual attendance to meetings and voting rules.

Commissioner Cesena asked if there are any requirements for townships and also if the terms could be 3 years instead of 2. She said she could take these items back to the Bylaw Committee for their recommendation.

UPON MOTION by Commissioner Cesena, the Board voted unanimously to approve the Bylaws as written.

Commissioner Davis thanked Kathryn Saine for what she does for the seniors of Lincoln County.

Audit Contract: Deanna Rios presented the annual contract with Martin Starnes & Associates for the annual County Financial Audit. The amount will be \$80,560 for the financial audit for 6/30/22.

UPON MOTION by Commissioner Sigmon, the Board voted unanimously to approve the Audit Contract as presented.

Approval and Acceptance of \$40,000 SLNC Adapting Technology Grant Funds: Jennifer Sackett presented the following:

The library has been awarded a SLNC Adapting Technology Grant in the amount of \$40,000. The Lincoln County Public Library will use the grant funding for the “Tech-spanion” project to enhance existing library digital services as well as services provided through the library’s makerspaces. Both of these programs have been important in how the library addresses community needs that arose from the onset and continuation of the Covid-19 pandemic. No matching funds are required.

UPON MOTION by Commissioner McCall, the Board voted unanimously to approve and accept the \$40,000 SLNC Adapting Technology Grant funds as presented.

Public Comments: Chairman Mitchem opened Public Comments.

Steve and Jan Walton, 1739 North Ingleside Farm Road, spoke concerning the discharge of firearms near their home. They asked the Board to look into this issue and give them some relief.

Commissioner Cesena said he has looked into this matter and the Board will have to enact an Ordinance to address the issue. The Board will continue to research this issue to come up with a solution.

Being no additional speakers, Chairman Mitchem closed Public Comments

Finance Officer's Report: Deanna Rios presented the Finance Officer's Report.

Other Business: **UPON MOTION** by Commissioner Cesena, the Board voted unanimously to make the following appointments:

- **Board of Equalization and Review**
 - Appoint Martin Oakes

- **Recreation Commission**
 - Adam Turbyfill

Closed Session: **UPON MOTION** by Commissioner McCall, the Board voted unanimously to enter Closed Session pursuant to NCGS 143.318.11(a)

(3) To consult with an attorney employed or retained by the public body in order to preserve the attorney-client privilege between the attorney and the public body, which privilege is hereby acknowledged.

(5) To establish, or to instruct the public body's staff or negotiating agents concerning the position to be taken by or on behalf of the public body in negotiating (i) the price and other material terms of a contract or proposed contract for the acquisition of real property by purchase, option, exchange, or lease; or (ii) the amount of compensation and other material terms of an employment contract or proposed employment contract.

(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; or to hear or investigate a complaint, charge, or grievance by or against an individual public officer or employee.

The Board returned to open session and Chairman Mitchem announced that no action was taken in Closed Session.

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

Amy S. Atkins, Clerk
Board of Commissioners

Carrol Mitchem, Chairman
Board of Commissioners