

**MINUTES  
LINCOLN COUNTY BOARD OF COMMISSIONERS  
MONDAY, JUNE 7, 2021**

The Lincoln County Board of County Commissioners met on June 7, 2021, in the Commissioners Room, Lincoln County Administration Office, 353 N. Generals Blvd., Lincolnton, at 6:30 PM.

Commissioners Present:

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

Others Present:

Kelly G. Atkins, County Manager  
Wesley Deaton, County Attorney  
Amy S. Atkins, Clerk to the Board

Planning Board Members Present:

Jamie Houser, Chairman  
Doug Tallent, Vice-Chair  
Jenni Boyles  
Keith Gaskill  
Tracy Ledford  
George Mull  
Jeff Pariano

Staff Present:

Andrew Bryant, Director  
Randy Hawkins, Zoning Administrator  
Jeremiah Combs, Planner  
Jordan Tubbs, Planner  
Amy Brown, Clerk to Planning Board

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

**AGENDA  
Lincoln County Board of Commissioners Meeting  
Monday, June 7, 2021  
6:30 PM**

**Lincoln County Administration Building  
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
  - Approval of Minutes – May 17, 2021
  - BOA #8
  - GPO #5
  - Performance Guarantee Extension - Wildbrook Phase 1A
  - Performance Guarantee Extension - The Farm at Ingleside Phase 1
  - Designation of Voting Delegate to NCACC's 114<sup>th</sup> Annual Conference
3. Memorandum of Understanding Regarding Funding for Lincoln County Schools – Dr. Aaron Allen
4. Zoning Public Hearings – Randy Hawkins

**Joint Public Hearings with Planning Board - Legislative Cases:**

ZMA #680 Scott Gizowski (Parcel ID# 103467) A request to rezone 1.0 acre from R-R (Rural Residential) to I-L (Light Industrial). The property is located on the east side of Sam Houser Road, about 250 feet south of its intersection with Henry Road in North Brook Township.

ZMA #681 Scott Gizowski, applicant (Parcel ID# 11529) A request to rezone 5.7 acres from I-L (Light Industrial) to R-R (Rural Residential). The property, part of an 18.3-acre tract, is located on the west side of Sam Houser Road south of its intersection with Henry Road in North Brook Township.

ZMA #682 Sarah Chambers, applicant (Parcel ID# 11972) A request to rezone a 2.8-acre tract from R-SF (Residential-Single Family) to R-R (Rural Residential). The property is located on the south side of Flay Road about 2,100 feet west of its intersection with Bess Chapel Church Road in North Brook Township.

PD #2021-2 PSA Denver, LLC, applicant (Parcel ID# 02300) A request to rezone a 4.8-acre tract from CZ B-G (Conditional Zoning General Business) to PD-I (Planned Development Industrial) to permit a 12,000-square-foot facility for a metal forging operation and a 5,200-square-foot expansion of an existing facility that includes a retail operation and shooting range. The property is located at 1417 N. NC 16 Business Hwy in Catawba Springs Township.

CZ #2021-4 Teramore Development, LLC, applicant (Parcel ID# 00103) A request to rezone 1.9 acres from B-N (Neighborhood Business) and R-S (Residential Suburban) to CZ B-G (Conditional Zoning General Business) to permit a 10,640-square-foot retail store. The property is located on the southeast corner of the intersection of N.C. 27 and Hallman Mill Road in North Brook Township.

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

SUP #440 Gregory Dellinger, applicant (Parcel ID# 30916) A request for a special use permit to build a residential accessory structure, a 400-square-foot garage, in front of the front building line of a house on a lot adjacent to Lake Norman. The 3.6-acre parcel is located at 1273 Nixon Heights Lane in Catawba Springs Township.

SUP #441 Lisa Abernethy, applicant (Parcel ID# 26612) A request for a special use permit to place a singlewide manufactured home in the R-S (Residential Suburban) district. The proposed 0.75-acre site, part of a 13.3-acre tract, is located about 750 feet east of Mack Ballard Road and 150 feet south of Botany Trail in Ironton Township.

WSSUP #26 Teramore Development, LLC, applicant (Parcel ID# 00103) A request for a special use permit to exceed 12% impervious surface area in the Indian Creek WS-II Protected Area as a special nonresidential intensity allocation under the 10/70 option. The applicant is proposing to develop a 1.9-acre site for a retail store, with an impervious surface area of approximately 47%. The property is located on the southeast corner of the intersection of N.C. 27 and Hallman Mill Road in North Brook Township.

5. Budget Public Hearing
6. Sewer Jetter Trailer award and authorization to purchase – John Henry
7. Westwinds Park Bid Review and Award – John Henry
8. Public Comments
9. Other Business
9. Closed Session pursuant to NCGS § 143-318.11(a) (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

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

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

- Approval of Minutes – May 17, 2021
- BOA #8
- GPO #5
- Performance Guarantee Extension - Wildbrook Phase 1A
- Performance Guarantee Extension - The Farm at Ingleside Phase 1
- Designation of Voting Delegate to NCACC's 114<sup>th</sup> Annual Conference

**Memorandum of Understanding Regarding Funding for Lincoln County Schools:**

Dr. Aaron Allen, Superintendent of Lincoln County Schools, requested the Board's approval of the MOU, which was drafted by the Attorney for Lincoln County Schools and Wesley Deaton, County Attorney. This Memorandum of Understanding is the result of the discussion held in April between the two Boards and was approved by the Board of Education by a 6 – 1 vote.

Commissioner Sigmon said this is a Memorandum of Understanding between the Board of Commissioners and the Board of Education for a three year period. It is understood that there could be emergency situations that arise that neither Board could foresee, which would have to be dealt with at that time.

Dr. Allen said this does not include any money that comes to them from the Article 46 – ¼ cent sales tax. The previous MOU for the 1 to 1 (chromebooks) is separate from this, except for the personnel piece, which is listed.

Commissioner Cesena said if either Board chooses to not do this next year, they can. Mr. Deaton said it is a Statement of Intent, but is non-binding.

Commissioner Cesena said he is not opposed to the additional funding, but he will vote no on the MOU because he does not know what will happen in the next 3 years and thinks this is a bad idea.

Chairman Mitchem said it is always a difficult task to come up with a budget that both boards are in agreement with. He said the Boards do their best to come up with something they can all live with. He said this gives both groups the opportunity to set goals with knowledge of future funding.

**UPON MOTION** by Commissioner Davis, the Board voted 4 – 1 (Cesena against) to approve the Memorandum of Understanding as presented.

**MEMORANDUM OF UNDERSTANDING  
REGARDING FUNDING FOR  
LINCOLN COUNTY SCHOOLS**

THIS MEMORANDUM OF UNDERSTANDING (the "MOU") is entered into by and between the Lincoln County Board of Commissioners (hereafter "the County") and the Lincoln County Board of Education (hereafter "LCBOE", and hereafter collectively referred to with the County as the "Parties").

**WHEREAS**, the Parties desire to create an orderly process to allow the County and LCBOE to each more efficiently plan their respective budgets;

**WHEREAS**, the Parties further desire to commit themselves to certain capital outlay expenditures using the procedure provided in N.C.G.S. §115C-441(c1) for a three-year period;

**WHEREAS**, the Parties further desire, to the extent allowed by law, to provide for local current expense appropriations for a three-year period that will not increase or decrease;

**WHEREAS**, the Parties desire to execute this MOU to memorialize their agreement pursuant to the terms and conditions contained herein.

**NOW, THEREFORE**, the Parties agree as follows:

1. Beginning on July 1, 2021 (for fiscal year 2022), and for two successive fiscal years thereafter, the LCBOE shall request no more than, and the County shall appropriate the sum of, \$19,387,257.00 to the LCBOE local current expense fund.
2. Beginning on July 1, 2021 (for fiscal year 2022), and for two successive fiscal years thereafter, the LCBOE shall request no more than, and the County shall appropriate the sum of, \$1,729,091.00 to the LCBOE capital outlay fund.
3. Notwithstanding the provisions of Section 1 of this MOU, the LCBOE may request that the County increase the local current expense fund appropriation, but only in the event of an Emergency. As defined herein, "Emergency" shall mean a catastrophic event that neither the LCBOE nor the County could have foreseen using reasonable judgment, the severity of which is so large that the failure to provide an appropriation therefor would cause the LCBOE, its employees or its students to be placed at a substantial risk of harm or school shutdown, or would cause the LCBOE to be placed at a substantial risk of noncompliance with applicable federal, state or local laws.

4. Both Parties understand and agree that neither can legally bind their respective future boards, however, the intent of this MOU is to set out funding requests and appropriations for the next three years to responsibly plan and prepare for the expenditure of local tax revenue. Therefore, notwithstanding the provisions of Section 1 and 2 of this MOU and except for continuing contracts for capital outlay expenditures as set forth below in Section 6, the County's obligations contained in Section 1 or 2 may be terminated by the failure of the County's Board of Commissioners to appropriate the funds sufficient to comply with the obligations of Section 1 or 2 contained therein.
5. The amounts set forth in Sections 1 and 2 do not include any of the following:
  - a. The amount of sales tax revenue appropriated by the County to LCBOE pursuant to Article 46 of Chapter 105 of the North Carolina General Statutes, as agreed to by the parties in an Agreement dated October 15, 2018;
  - b. The amount of appropriation by the County to LCBOE for the one-to-one computer initiative, as agreed to by the parties in a Memorandum of Understanding dated October 20, 2020; or
  - c. Any amount of funds received by the County under the American Rescue Plan, the CARES Act, the Coronavirus Relief Fund, or other similar legislation.
6. In order to comply with the provisions of Section 2 of this Agreement and with N.C.G.S. §115C-441(c1):
  - a. The LCBOE shall take all actions required by N.C.G.S. §115C-441(c1) to enter into one or more contracts for capital outlay expenditures, including, but not limited to, timely passing a budget resolution meeting the requirements of N.C.G.S. §115C-441(c1)(a);
  - b. The LCBOE shall ensure that an unencumbered balance remains in the capital outlay appropriation sufficient to pay in the current fiscal year the sums obligated for said contract or contracts; and
  - c. The County shall timely pass a resolution approving such contract or contracts pursuant to N.C.G.S. §115C-441(c1)(c).

**NOW WHEREFORE**, the Parties hereto have caused this MOU to be executed by their duly authorized representatives.

**THE LINCOLN COUNTY BOARD OF EDUCATION**

\_\_\_\_\_, Chairperson

**THE LINCOLN COUNTY BOARD OF COMMISSIONERS**

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Mr. Carrol Mitchem, Chairperson

**Zoning Public Hearings:** Wesley Deaton, County Attorney, presented information concerning legislative and quasi-judicial hearings. He asked if any Board member has a conflict regarding any of the quasi-judicial cases. None were disclosed.

Chairman Mitchem recognized Jamie Houser and Tracy Ledford for their service to the Planning Board, saying this would be their last meeting.

Randy Hawkins presented the following cases:

**ZMA #680 Scott Gizowski (Parcel ID# 103467)**

The applicant is requesting the rezoning of 1.0 acre from R-R (Rural Residential) to I-L (Light Industrial). In a separate application, the applicant is requesting the rezoning of 5.7 acres on the opposite side of the road from I-L back to R-R.

**Site Area & Description**

The subject property is located on the east side of Sam Houser Road about 250 feet south of its intersection with Henry Road in North Brook Township. It is adjoined by property zoned R-R and I-L. Land uses in this area include residential, agricultural and industrial (trucking company). The subject property is part of an area designated by the Lincoln County Land Use Plan as Rural Living, suitable for singlefamily homes and small nodes of commercial activity concentrated at crossroads.

**Background**

The applicant owns a company, Insight Archery, that manufactures and sells inserts for arrows. In 2016, the applicant successfully applied to have 5.7 acres located on the west side of Sam Houser Road rezoned from R-R to I-L for a future manufacturing facility. Now he's decided to build the facility on the east side of the road.

Additional Information

**Permitted uses**

Under current R.R zoning: manufactured home, modular home, site-built house.

Under proposed I-L zoning: machine shop, hardware manufacturing, vehicle service, contractor's office, contractor's yard, offices, etc.

**Adjoining zoning and uses**

East: zoned R-R, undeveloped property owned by applicant's wife.

South: zoned R-R, house owned by applicant's wife.

West (opposite side of Sam Houser Road): zoned I-L, agricultural use, property owned by applicant's wife.

North: zoned R-R, undeveloped property owned by applicant's wife.

Staff's Recommendation

Staff recommends approval of the rezoning request.

Chairman Mitchem opened the Public Hearing concerning ZMA #680 – Scott Gizowski, applicant.

Scott Gizowski, applicant, said that he owns an archery company there now, which he would like to expand. He said he had this rezoned before, but decided he wants to put the business where he will not have to look at it, so he wants to put the business on the other side of the road, in the woods. He said he has another business, which is a bullet company, where they will make the projectile, not the ammunition.

Charles Ferreira, 301 Roy Eaker Road, Cherryville, spoke against the request, saying that he owns property across from where the applicant wants to build this business. He said this will affect the value of their property and according to a real estate agent, it would be difficult to sell his property with this business located there.

Scott Gizowski said there is an issue with the Ferreira property being landlocked.

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

**ZMA #681 Scott Gizowski, applicant**

The applicant is requesting the rezoning of 5.7 acres from I-L (Light Industrial) to R-R (Rural Residential). This subject property was rezoned from R-R to I-L in 2016, but has not been developed.

Site Area & Description

The subject property, part of 18.3-acre tract, is located on the west side of Sam Houser Road south of its intersection with Henry Road in North Brook Township. It is surrounded by property zoned R-R. Land uses in this area include residential, agricultural and industrial (trucking company). The subject property is part of an



area designated by the Lincoln County Land Use Plan as Rural Living, suitable for single-family homes and small nodes of commercial activity concentrated at crossroads.

Additional Information

**Permitted uses**

Under current I-L zoning: machine shop, hardware manufacturing, vehicle service, contractor's office, contractor's yard, offices, etc.

Under proposed R-R zoning: manufactured home, modular home, site-built house, church.

**Adjoining zoning and uses**

East (opposite side of Sam Houser Road): zoned R-R, residences.

South: zoned R-R, agricultural use

West: zoned R-R, undeveloped property.

North: zoned R-R, residence and agricultural use.

Staff's Recommendation

Staff recommends approval of the rezoning request.

Chairman Mitchem opened the Public Hearing concerning ZMA #681 – Scott Gizowski, applicant.

Scott Gizowski, applicant, said that he wants to zone this property back to put the business on the other property so it is not an eyesore.

Commissioner McCall asked for clarification on why he wants put the business on the other property.

Mr. Gizowski explained that the five acres is farmland with no trees. On the other side of the road, there are trees and it will not be easily seen from the road.

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

**ZMA #682 Sarah Chambers, applicant**

The applicant is requesting the rezoning of a 2.8-acre tract from R-SF (Residential-Single Family) to R-R (Transitional Residential). The stated purpose of the request is to place a doublewide manufactured home on the property.

Site Area & Description

The subject property is located on the south side of Flay Road about 2,100 feet west of its intersection with Bess Chapel Road in North Brook Township. It is surrounded by property zoned R-SF. An R-R district is located about 500 feet to the east. Land uses in this area are primarily residential and agricultural and include manufactured

homes. The subject property is located in an area designated by the Lincoln County Land Use Plan as Rural Living, suitable for single-family homes, including manufactured homes.

#### Additional Information

##### **Permitted uses**

Under current R-SF zoning: modular home, site-built house.

Under proposed R-R zoning: manufactured home (singlewide or doublewide), modular home, site-built house.

##### **Minimum lot size**

Under current R-SF zoning: 32,500 square feet (0.746 acre).

Under proposed R-R zoning: 43,560 square feet (1.0 acre).

##### **Adjoining zoning and uses**

East: zoned R-SF, undeveloped lot

South and West: zoned R-SF, singlewide manufactured home.

North (opposite side of Flay Road): zoned R-SF, site-built house, doublewide manufactured home and agricultural use.

#### Staff's Recommendation

Staff recommends approval of the rezoning request.

Chairman Mitchem opened the Public Hearing concerning ZMA #682 – Sarah Chambers, applicant.

Sarah Chambers, applicant, said that that she and her husband purchased this property a little over a year ago. They would like to put a 2,000 square foot fabricated Clayton home on this property for their family to live in. The home will have modifications, including an extended back porch and a front porch with a 6:12 roof pitch.

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

#### [PD #2021-2 PSA Denver, LLC, applicant](#)

The applicant is requesting the rezoning of 4.8-acre tract from CZ B-G (Conditional Zoning General Business) to PD-I (Planned Development-Industrial) to permit a 12,000- square-foot facility for a metal forging operation and a 5,200-square-foot expansion of an existing facility that includes a retail operation and shooting range. A site plan has been submitted as part of the rezoning application. Also included are minutes from an April 28 community involvement meeting. Because this is a proposed rezoning to a Planned Development zoning district, if the request is approved, the property could only be used for the specified uses in accordance with the approved site plan.

#### Site Area & Description

The subject property is located at 1417 N. NC 16 Business Hwy., on the west side of N.C. 16 Business about 400 feet south of Natalie Commons Drive. It is adjoined by property zoned I-G (General Industrial), R-SF (Residential-Single Family), B-G (General Business) and B-N (Neighborhood Business). Land uses in this area include business, religious, residential and industrial. The subject property is part of an area designated by the Lincoln County Land Use Plan as Suburban Commercial, suitable for general commercial services.

#### Additional Information

Adjoining zoning and uses

East: zoned B-G and B-N, commercial uses.

South: zoned I-G, audio-video systems designer and installer.

West: zoned I-G and PD-R (Planned Development-Residential), undeveloped portion of tract that includes brewery and cell tower, residential subdivision.

North: zoned R-SF, church.

#### Staff's Recommendation

Staff recommends approval of the rezoning request.

Chairman Mitchem opened the Public Hearing concerning PD #2021-2 – PSA Denver, LLC, applicant.

Ben Wilson and Pete Wright, applicants, explained the process of forging saying there are no emissions of any kind. As a part of the application, they plan to limit the hours of operation on Sunday and will be closed from 6 AM to 12:30 PM. The forge is currently being operated in Lincolnton and has had no EPA, Noise, or Zoning violations at the forge. The site will be lit for safety reasons, but the light pollution will be kept off other property as much as possible. There will be landscaping buffers and setback requirements, which they are fully willing to do. The stormwater for the site will be developed by a Civil Engineer and will be to NC Code.

Margaret Colichio, 4388 Latham Way, said she lives in the neighborhood behind this site and her concerns are the noise, lighting, trucks and theft that comes with a business.

Mark Kiser, Stewardship Chair for Lake Norman Lutheran, said he was speaking for the group. He voiced concerns from the church about the proposed request. He said they are thankful for the fact that they will remain closed during church hours on Sunday. He spoke concerning landscape buffers and lighting. He spoke about concerns with stormwater and the existing pond. He asked the Board to reject the request.

Jeff Marquaret, 3812 Tipperary Drive, Pastor at Lake Norman Lutheran Church, said he appreciates the applicant's agreement to not operate on Sunday. He expressed concerns about the delivery schedule and traffic.

James Williamson, 4668 Eagle Pointe Court, expressed concerns about the criminal element with a business that builds guns. He said this is not the right place to have this type of business.

Paul Murray said the retail is fine, but there are a lot of homes going up in the area. He said this type of business should be in an industrial area.

Richard Burk, 6645 Goose Point Drive, asked about the security, especially after hours.

Jeanne Burk, 6645 Goose Point Drive, expressed concerns about the sounds coming from the business and the decibel level of the manufacturing process.

Ben Wilson, applicant, said they will only be adding the forge to the existing structure. He said they are not manufacturing firearms at this facility, only a component of them. There will be no emissions from the building. He said he cannot say the decibel level without measuring it, but they will design the building to be good neighbors. They have had no complaints at their current location.

Pete Wright, applicant, said they have never had any issues at their current location as far as theft.

Barron Thiessen, 7545 Windy Pine Circle, asked about the new owners refurbishing the building to control sound for the range. He said he does not think this use is appropriate for the neighborhood.

Richard Permenter, 4509 Rustling Woods Drive, said the use is not consistent with the Land Use Plan. He voiced concerns about the forge being at this location.

Daniel Jones, 7383 Sahalee Dr., spoke in favor of the request due to the jobs created, the tax base increase and the convenience of having a range in Denver again.

Linda Ostergaard, 8514 Pine Lake Rd, said Airlie Business Park is down the street and the Board is looking at rezoning a Residential area to Industrial.

Tom Hodge, 7888 Hager's Ferry Road, said there is new construction everywhere in Denver. He said he has never heard of any problems from Point Blank Range in Mooresville. He said there should be no noise from the manufacturing and he thinks they will be good neighbors.

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

**CZ #2021-4 - Teramore Development, LLC, applicant:**

The applicant is requesting the rezoning of a 1.9-acre lot from B-N (Neighborhood Business) and R-S (Residential Suburban) to CZ B-G (Conditional Zoning General Business) to permit a 10,640-square-foot retail store.

Currently, 1.1 acres of the site is zoned B-N, and 0.8 acre is zoned R-S. The maximum floor area in the B-N district is 10,000 square foot, so the property needs to be rezoned to B-G to permit a larger store. The applicant has opted to apply for a rezoning to a conditional B-G district instead of a simple rezoning to B-G.

A site plan has been submitted as part of the rezoning application. Also included in this info packet are minutes from a virtual community involvement meeting that was held on May 5. In lieu of participating in the meeting, citizens were informed that they could provide comments by phone or email. Those comments are included with the minutes. 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.

#### Site Area & Description

The subject property is located on the southeast corner of the intersection N.C. 27 and Hallman Mill Road in North Brook Township. It is adjoined by property zoned B-N, R-S and R-R. Land uses in this area include business and residential. 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.) This property is part of an area designated by the Lincoln County Land Use Plan as Rural Crossroads, suitable for small-scale businesses that serve some of the daily needs of the surrounding population.

#### Additional Information

##### **Permitted uses**

Under current B-N zoning: retail sales, offices, personal services, etc., with a maximum floor area of 10,000 square feet.

Under proposed CZ B-G zoning: 10,640-square-foot retail store.

##### **Adjoining zoning and uses**

East: zoned B-N and R-S, commercial building and residence.

South: zoned R-S, undeveloped property.

West (opposite side of Hallman Mill Road): zoned B-N, duplex.

North (opposite side of N.C. 27: zoned R-R (Rural Residential) and B-N, residences and undeveloped lot.

#### Staff's Recommendation

Staff recommends approval of the rezoning request.

Mr. Hawkins commented that over the weekend he received an email from Sheena Willis, who had originally objected but is now in favor of the request.

Chairman Mitchem opened the Public Hearing concerning CZ #2021-4 – Teramore Development, LLC, applicant.

Michael Fox, Attorney, introduced the team for Teramore Development that will make the presentation.

Daniel Alamazon spoke concerning the site acquisition for this request. This site is proposed to be about a \$1.3 million tax value and will generate about \$1.2 million in taxable sales. There will be 7 to 9 full and part time employees. This store is larger than the stores currently in Lincoln County and will have fresh fruit and vegetables as well as expanded coolers and offerings.

Commissioner Davis said she has an issue with Dollar General sales plan, not with the site. She said she has never seen a Dollar General look as neat as the one shown in the presentation.

Justin Church, Civil Engineer, said they have design documents and NCDOT permits. He said he will answer any questions concerning the site.

Doug Guenther, 6766 W. NC 27, spoke against the request due to the fact that it will damage the local businesses and the increase traffic. He said this Dollar General is not a good fit for the area.

Jim Hallman, 435 Olde Kings Trail, said Lincoln County needs the tax base and it will be a convenience for people in the area. He said this will improve the appearance of the corner lot.

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

The Planning Board recessed their meeting to Room 301 and Chairman Mitchem called for a 5 minute recess. Chairman Mitchem called the meeting back to order.

**SUP #440 -Gregory Dellinger, applicant:**

The applicant is requesting a special use permit to allow a residential accessory structure, a 400-square-foot garage, to be located in front of the front building line of a house on a lot adjacent to Lake Norman. Under Section 4.6.2.C.2(a) of the Unified Development Ordinance, an accessory structure cannot extend in front of the front line of the principal structure unless it is set back a minimum of 100 feet from the edge of the road right-of-way; or, in the case of a lot adjacent to Lake Norman, the Board of Commissioners may approve a special use permit to allow an accessory structure to be located in the road yard, a minimum of 30 feet from the edge of the road right-of-way. A site plan submitted as part of the application shows the proposed garage would be located approximately 32 feet from the edge of the road right-of-way at the closest point.

**SITE AREA AND DESCRIPTION**

The 3.6-acre lot is located at 1273 Nixon Heights Lane. A 320-foot-wide Duke Energy right-of-way crosses the left side of the lot (as viewed from the road). The subject

property is zoned R-SF (Residential Single-Family) and is adjoined by property zoned RSF and by Lake Norman. Land uses in this area are primarily residential. This property is part of an area designated by the Lincoln County Land Use Plan as Single-Family Neighborhood.

Chairman Mitchem opened the Public Hearing concerning SUP #440 – Gregory Dellinger, applicant.

Gregory Dellinger, applicant, said they have engineered drawings for the garage. He said they were not aware they would need a SUP. He said he prepared the Findings of Fact and incorporated them into his testimony.

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

**UPON MOTION** by Commissioner Cesena, the Board voted unanimously to accept and approve the Findings of Fact for SUP #440 – Gregory Dellinger, applicant.

**UPON MOTION** by Commissioner Cesena, the Board voted unanimously to approve SUP #440 – Gregory Dellinger, applicant, as presented.

**SUP #441 –Lisa Abernethy, applicant:**

The applicant is requesting a special use permit to place a singlewide manufactured home in the R-S (Residential Suburban) district. A singlewide or doublewide manufactured home is a special use in the R-S district. A site plan has been submitted as part of the application.

**SITE AREA AND DESCRIPTION**

The proposed 0.75-acre site is located about 750 feet east of Mack Ballard Road and 150 feet south of Botany Trail in Ironton Township. It would be subdivided from a 13.3-acre parcel. Land uses in this area include residential and agricultural. Singlewide manufactured homes are located on parcels that adjoin the 13.3-acre parcel. The proposed 0.75-acre site is located close to one of those singlewides. The subject property is part of an area designated by the Lincoln County Land Use Plan as Large Lot Residential, suitable for single-family dwellings.

Chairman Mitchem opened the Public Hearing concerning SUP #44 –Lisa Abernethy, applicant.

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

**A MOTION** by Commissioner Cesena to table the request until the next zoning meeting.

There was discussion concerning the fact that there was no testimony for or against this request.

VOTE: 1 – 4            AYES: Cesena  
                             NOES: Mitchem, Sigmon, Davis, McCall

**UPON MOTION** by Commissioner Sigmon, the Board voted unanimously to reopen the public hearing.

Randy Hawkins testified on behalf of Lisa Abernethy, applicant, saying he helped draft the Findings of Fact, which were reviewed and approved by the applicant. He incorporated the proposed Findings of Fact into his testimony.

Chairman Mitchem closed the public hearing.

**UPON MOTION** by Commissioner Sigmon, the Board voted unanimously to accept and approve the Findings of Fact for SUP #441 – Lisa Abernethy, applicant.

**UPON MOTION** by Commissioner Sigmon, the Board voted unanimously to approve SUP #441 – Lisa Abernethy, applicant, as presented.

**WSSUP #26 – Teramore Development, LLC, applicant:**

The applicant is requesting a special use permit to exceed 12% impervious surface area in the Indian Creek WS-II Protected Area as a special nonresidential intensity allocation under the 10/70 option. The applicant is proposing to develop a 1.9-acre site for a retail store with 44% 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 11.4 acres has been allocated under the 10/70 option. If this request is approved, 2,359.9 acres would be available for future allocation.

**SITE AREA AND DESCRIPTION**

The subject property is located on the southeast corner of the intersection N.C. 27 and Hallman Mill Road in North Brook Township. It is adjoined by property zoned B-N, R-S and R-R. Land uses in this area include business and residential. This property is part of an area designated by the Lincoln County Land Use Plan as Rural Crossroads, suitable for



small-scale businesses that serve some of the daily needs of the surrounding population.

Chairman Mitchem opened the Public Hearing concerning WSSCUP #26 –Teramore Development, LLC, applicant.

Michael Fox, Attorney, spoke representing the applicant.

Justin Church, Civil Engineer, said they feel they have developed a plan that is compliant with the Ordinance. There are no public safety concerns and they are installing a stormwater measure.

Daniel Alamazon said the site is proposed to be a \$1.3 million tax value and will generate about \$1.2 million in taxable sales. There will be 7 to 9 full and part time employees.

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

**UPON MOTION** by Commissioner McCall, the Board voted unanimously to accept and approve the Findings of Fact for WSSUP #26 – Teramore Development, LLC, applicant.

**UPON MOTION** by Commissioner McCall, the Board voted unanimously to approve WSSUP #26 – Teramore Development, LLC, applicant, as presented.

**Budget Public Hearing:** Chairman Mitchem opened the public hearing concerning the Budget.

George Barr, 7837 Live Oaks Drive, spoke against the tax increase.

Linda Ostergaard, 8514 Pine Lake Rd, spoke against the tax increase.

Martin Oakes, 8053 Lucky Creek Lane, spoke against the tax increase.

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

Commissioner Sigmon spoke concerning the need for more industry in Lincoln County. He compared Lincoln County with surrounding counties with the tax rate and industrial base.

Commissioner Cesena thanked Mr. Atkins and his staff for their work on the budget. He said Mr. Atkins cut \$7 million from the budget without cutting services. He said the schools got an additional \$669,000, which he did not agree with. He said the East Lincoln Fire tax rate is increasing due to the need for a new Fire Station near Trilogy, which is needed. He said he is in favor of the Solid Waste budget, but not the General Fund Budget, because he thinks the \$2 million should come from the Fund Balance.

Commissioner McCall the Commissioners have worked on this budget for a year and had numerous budget work sessions. She said she lives in the City and pays city and county taxes.

She said she appreciates all the calls and emails, but thinks this budget is going to have to have a 2 cents increase.

Chairman Mitchem said he was in favor of taking the money from the Fund Balance. He said he is not against what the money is being spent on, but is opposed to the tax increase.

**A MOTION** by Commissioner Sigmon, the Board voted to approve the Lincoln County Budget Ordinance, FY 2021-22, as presented.

**VOTE: 3 – 2**

**AYES: Sigmon, Davis, McCall**

**NOES: Mitchem, Cesena**

**LINCOLN COUNTY  
BUDGET ORDINANCE  
FY 2021-22**

**BE IT ORDAINED** by the Board of County Commissioners of Lincoln County, North Carolina:

**Section 1.** The following amounts are hereby appropriated in the General Fund for the operation of the County government and its activities for the fiscal year beginning July 1, 2021 and ending June 30, 2022, in accordance with the chart of accounts heretofore established for Lincoln County.

<b>GENERAL GOVERNMENT</b>	<b>\$ 16,530,140</b>
Central Services	
Governing Body	
County Manager	
Human Resources	
Finance	
Information Technology	
Safety & Training	
Tax Department	
Legal	
Elections	
Register of Deeds	
Facilities Maintenance	
Special Appropriations	
<b>PUBLIC SAFETY</b>	<b>35,499,558</b>
Sheriff	
Communications	
Jail	
Jail Commissary	

Emergency Management	
Fire Marshal	
Volunteer Fire Department	
Inspections Division	
Medical Examiner	
Emergency Medical	
Animal Services	
Special Appropriations	
<b>TRANSPORTATION</b>	<b>1,687,657</b>
Transportation TLC	
Special Appropriations	
<b>ECONOMIC AND PHYSICAL DEVELOPMENT</b>	<b>3,492,092</b>
Planning	
Soil Conservation	
Cooperative Extension	
Special Appropriations	
<b>HUMAN SERVICES</b>	<b>21,206,528</b>
Health Department	
Mental Health	
Social Services	
Veterans Services	
Senior Services	
Special Appropriations	
<b>CULTURAL AND RECREATION</b>	<b>3,773,372</b>
Library	
Recreation	
Special Appropriations	
<b>EDUCATION</b>	<b>23,215,847</b>
Lincoln Center Gaston College	
Schools Current Expense	
Schools Capital Outlay	
<b>DEBT SERVICE</b>	<b>14,922,987</b>
General County Debt	
School System Debt	
<b>OTHER FINANCING USES</b>	<b>3,039,276</b>
Transfers to Other Funds	

**TOTAL GENERAL FUND**

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**\$ 123,367,457**

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**Section 2.** It is estimated that the following revenues will be available in the General Fund for the fiscal year beginning July 1, 2021 and ending June 30, 2022:

**AD VALOREM TAXES**

Current Year's Property Taxes	\$ 71,332,428
Prior Year's Property Taxes	600,000
Tax Interest/Penalty/Misc.	200,000
	<hr/>
	<b>72,132,428</b>

**STATE SHARED TAXES**

Medicaid Hold Harmless	500,000
Local Option 1 cent Sales Tax	10,100,000
Local Option 1st 1/2 cent Sales Tax	5,035,153
Local Option 2nd 1/2 cent Sales Tax	5,000,000
524 Redistribution Sales Tax	1,550,000
Article 46 1/4 cent Sales Tax	2,000,000
Utilities Franchise Tax	200,000
Real Property Transfer Tax	1,550,000
Local Occupancy Tax	140,000
Vehicle Rental Tax	35,000
Beer & Wine Tax	310,000
	<hr/>
	<b>26,420,153</b>

**FEDERAL REVENUES** 8,833,389

**STATE REVENUES** 2,239,634

**INTERGOVERNMENTAL REVENUES** 1,005,000

**OTHER TAXES AND LICENSES** 304,741

**SALES AND SERVICES** 8,288,977

**INVESTMENT EARNINGS** 100,000

**MISCELLANEOUS** 872,270

**OTHER FINANCING SOURCES** 800,000

**FUND BALANCE APPROPRIATED**

2,370,865

**TOTAL REVENUES**

\$ 123,367,457

Thirty percent (30%) of the proceeds of the first local half-cent sales and use tax (article 40) and sixty percent (60%) of the proceeds of the second local half-cent sales and use tax (article 42) are hereby declared to be included in the appropriation for school capital projects and/or debt service. Any receipts in excess of capital projects and debt service shall be accumulated in the Capital Reserve Fund for Schools until such time as the funds are appropriated for specific projects or debt service.

The remaining proceeds from the two half cent sales and use taxes are hereby appropriated for other general county needs which may include, but not be limited to, debt service, capital projects, capital outlay and operating expenses.

**Section 3.** The following amounts are hereby appropriated or reserved in the School Capital Reserve Fund for the fiscal year beginning July 1, 2021 and ending June 30, 2022:

Transfer to General Fund (Debt Service) 800,000

**Total School Capital Reserve Fund Appropriations** \$ 800,000

It is estimated that the following revenues will be available in the Capital Reserve Fund for the fiscal year beginning July 1, 2021 and ending June 30, 2022:

Lottery Proceeds 800,000

**Total School Capital Reserve Fund Revenues** \$ 800,000

**Section 4.** The following amounts are hereby appropriated in the Emergency Telephone Fund for the fiscal year beginning July 1, 2021 and ending June 30, 2022:

Operating Expenses 193,300

**Total Emergency Telephone Fund** \$ 193,300

It is estimated that the following revenues will be available in the Emergency Telephone Fund for the fiscal year beginning July 1, 2021 and ending June 30, 2022:

State Revenues 193,300

**Total Emergency Telephone Fund** \$ 193,300

**Section 5.** The following amounts are hereby appropriated in the Capital Reserve Fund for the fiscal year beginning July 1, 2021 and ending June 30, 2022:

Other Financing Sources	1,984,852
<b>Total Capital Reserve Fund</b>	<b>\$ 1,984,852</b>

It is estimated that the following revenues will be available in the Capital Reserve Fund for the fiscal year beginning July 1, 2021 and ending June 30, 2022:

Other Financing Uses	1,984,852
<b>Total Capital Reserve</b>	<b>\$ 1,984,852</b>

**Section 6.** The following amounts are hereby appropriated in the Water and Sewer Enterprise Fund for the fiscal year beginning July 1, 2021 and ending June 30, 2022:

Environmental Protection	9,213,273
Other Financing Sources	3,604,261
<b>Total Water and Sewer Enterprise Fund Appropriation</b>	<b>\$ 12,817,534</b>

It is estimated that the following revenues will be available in the Water and Sewer Enterprise Fund for the fiscal year beginning July 1, 2021 and ending June 30, 2022:

Sales & Services	12,731,845
Interest Revenue	75,000
Miscellaneous Revenue	10,689
<b>Total Water and Sewer Enterprise Fund Revenues</b>	<b>\$ 12,817,534</b>

**Section 7.** The following amounts are hereby appropriated in the Health Insurance Fund for the fiscal year beginning July 1, 2021 and ending June 30, 2022:

Health and Consultant Fees	1,409,603
Health Insurance Claims	8,378,019
<b>Total Health Insurance Fund Appropriations</b>	<b>\$ 9,787,622</b>

It is estimated that the following revenues will be available in the Health Insurance Fund for the fiscal

year beginning July 1, 2021 and ending June 30, 2022:

Health Premiums Employer	8,150,941
Health Premiums Employee	1,250,000
Investment Income	30,000
Fund Balance Appropriated	356,681
<b>Total Health Insurance Fund Revenues</b>	<b>\$ 9,787,622</b>

**Section 8.** The following amounts are hereby appropriated in the Workers' Compensation Fund for the fiscal year beginning July 1, 2021 and ending June 30, 2022:

Professional Fees	150,000
Workers' Compensation Claims	748,237
<b>Total Workers' Compensation Fund Appropriations</b>	<b>\$ 898,237</b>

It is estimated that the following revenues will be available in the Workers' Compensation Fund for the fiscal year beginning July 1, 2021 and ending June 30, 2022:

Workers' Compensation Premiums	897,237
Interest Income	1,000
<b>Total Workers' Compensation Fund Revenues</b>	<b>\$ 898,237</b>

**Section 9.** There is hereby levied a tax at the rate shown below, per one hundred dollars (\$100) valuation of property listed for taxes as of January 1, 2021; located within the eleven (11) special fire districts for raising of revenue for said special fire districts. Estimated totals of valuation of property for the eleven special fire districts for the purpose of taxation are as follows:

<b>Fire District</b>	<b>Assessed Value</b>	<b>Rate</b>	<b>2021-22 Tax Revenue</b>	<b>2021-22 Tax Appropriations</b>
Alexis	386,800,000	0.1165	470,406	470,406
Boger City	785,700,000	0.1250	981,000	981,000
Crouse	200,500,000	0.0860	173,923	173,923
Denver	2,573,300,000	0.1150	3,050,674	3,050,674
East Lincoln	3,187,000,000	0.1250	4,071,745	4,071,745

Howard's Creek	299,300,000	0.1355	415,659	415,659
North 321	900,800,000	0.0700	646,890	646,890
North Brook	396,500,000	0.1000	397,268	397,268
Pumpkin Center South Fork	618,600,000	0.1200	767,373	767,373
	344,500,000	0.1250	448,625	448,625
Union	311,500,000	0.1250	402,449	402,449

There is appropriated to the special fire districts from the proceeds of this tax the amounts shown under the appropriation column, for use by the special fire districts in such manner and such expenditures as is permitted by law from the proceeds of this tax. In the event the actual net proceeds from the tax levies exceed or fall short of the appropriated amounts, the actual net proceeds from the tax shall constitute the appropriation from the tax levy.

**Section**

**10.** There is hereby levied a unified tax at the rate of 61.9 cents per one hundred dollars (\$100) valuation of property listed for taxes as of January 1, 2021, for the purpose of raising the revenue listed as "Current Year's Property Taxes" in the General Fund in Section 2 of this Ordinance.

This rate of tax is based on an estimated total valuation of property for the purpose of taxation of \$11,675,600,000 and an estimated collection rate of 98.7 percent. The estimated rate of collection is based on the fiscal 2019-20 collection rate of 98.7 percent.

**Section**

**11.** Lincoln County will continue to serve as collection agent for the City of Lincolnton for the collection of property taxes, as long as this is mutually agreeable between Lincolnton and Lincoln County. Lincoln County shall receive a three percent (3%) collection fee (1-1/2% fee for motor vehicles) for this service, plus unusual expenses as agreed by both parties.

**Section**

**12.** On June 29, 2002, the Board of County Commissioners adopted "Ordinance for Availability and Use Fees for Solid Waste Disposal Facilities Lincoln County, North Carolina." As stated in the ordinance the fees for availability shall remain in effect until amended. The Solid Waste Availability Fee for fiscal year 2021 - 2022 is \$115 per unit rate.

**Section**  
**13.**

On August 23, 1993, the Board of County Commissioners adopted "Resolution Concerning Use of Room Occupancy and Tourism Tax" which became effective October 1, 1993. This resolution levies a 3% room occupancy tax on the rental of a room, lodging, or accommodation furnished by a hotel, motel, tourist camp, or similar place within the County. The purpose of this tax is to provide a source of revenue to promote travel and tourism within Lincoln County. Included in this budget is



estimated revenue of \$140,000 to be derived from this tax. Also included in this budget are allowable expenditures which may be funded from this revenue source: Chamber of Commerce \$17,500 to advertise, print and distribute information on Lincoln County; Downtown Development Association \$7,500; Historical Properties \$8,210; Historical Association \$25,000; Cultural Development Center \$102,340; Arts Council \$12,000; Lake Norman Marine Commission \$35,000; for a total of \$207,550.

**Section**

**14.** This Budget Ordinance, effective July 1, 2021 authorizes the mileage reimbursement rate as the standard mileage rate set by the Internal Revenue Service, which may be revised during the fiscal year. Per Diem without receipts will be \$11.00 for breakfast; \$15.00 for lunch; and \$24.00 for dinner for In State Travel, for out of State travel, GSA rates shall be used.

**Section**

**15.** The funds that are used in this Budget Ordinance to fund certain elements in the Solid Waste and Public Works operations are non-property tax funds.

**Section**

**16.** The County Manager, or designee, is hereby authorized to transfer appropriations within a fund as contained herein under the following conditions:

- a. He may transfer amounts among objects of expenditure within a department.
- b. He may transfer amounts up to \$50,000 between departments of the same fund.
- c. He may not transfer any amounts between funds nor from the contingency or from any capital reserve appropriations.

**Section**

**17.** The County Manager, or designee, is hereby authorized to execute contractual documents under the following conditions:

- a. He may execute contracts for construction, repair projects or design services requiring the estimated expenditure of less than \$50,000.
- b. He may execute contracts for: (1) purchases of apparatus, supplies and materials, or equipment which are within budgeted appropriations, (2) leases of personal property for a duration of one year or less and within budgeted appropriations, and (3) services which are within budgeted appropriations.
- c. He may execute grant agreements to or from public and non-profit organizations, which are within budgeted appropriations, unless a grantor organization requires execution by the Board of Commissioners.
- d. He may execute contracts, as the lessor or lessee of real property, which are of one-year duration or less, if funds therefore are within budgeted appropriations.

**Section**

**18.** It is the intent of the Board of Commissioners that all departments and divisions, including those under the control of the Sheriff, are limited to the specific number of each position classification

agreed upon in the budgeting process, and that no changes in those numbers can be made without the express approval of the Board of Commissioners after a recommendation from the County Manager. The list of the specific numbers of each position classification for the Sheriff's Office is approved hereby as set out below:

<b><u>Position Title</u></b>	<b><u>Number of Full Time Positions</u></b>
Sheriff	1
Major	2
Captain	2
1st Sergeant	6
Sergeant	15
Evidence Technician	1
Sr. Deputy Sheriff	3
Deputy Sheriff	60
Detectives	18
Lieutenant	5
Financial Manager	1
DCI Specialist	5
Records/Permit Specialist	0
Firearms Permit Specialist	1
Senior Deputy SRO	7
Administrative Assistant	2
Systems Analyst Programmer 1	1
Systems Analyst Programmer 2	1
Logistics Specialist	1
Senior Deputy FTO	5
Admin Support Supervisor	1
<b>TOTAL FOR SHERIFF</b>	<b>138</b>
<b><u>Position Title</u></b>	<b><u>Number of Full Time Positions</u></b>
Admin. Det. Lieutenant	1
Asst. Det. Admin.	1
Administrative Support Assistant	1
Classification Officer	1
Corporal Detention	4
Deputy Sheriff - Transport	4

Detention Officer	29
Sergeant - Detention	4
Intake Officer	5
Pre-Trial Release	0
<b>Total for DETENTION</b>	<b>50</b>

**Section**

**19.** The annual appropriations for all divisions of the Sheriff's Office shall be allocated by the Finance Department on a quarterly basis, with each quarterly allocation being equal to twenty-five (25%)

percent of the annual appropriation in each line item. The County Manager is hereby authorized to exceed such a quarterly appropriation in the event an annual contract requires a pre-payment or earlier payment schedule than quarterly. The intent of this section is to authorize expenditures equal to no more than 25% of the annual appropriations during each quarter of the fiscal year.

**Section**

**20.** It is the intent of the Board of Commissioners that Lincoln County Schools have adequate funding to operate for Fiscal Year 2022. The Board of Commissioners has divided the Current Expense

amount that the County will remit to the Schools as follows:

Purpose Code		\$
5000	Instructional Services	6,120,690
6000	System-Wide Services	6,950,501
7000	Ancillary Services	6,316,066
8000	Capital Outlay	3,529,091
		<hr/>
		\$
	Total	22,916,348

It is the intent of the Board of Commissioners of Lincoln County that Lincoln County Schools be able to transfer between purpose codes an amount not to exceed 10% of that purpose code. Any amount in excess of 10% must be brought before the Board of Commissioners prior to the transfer for approval. In addition, the Lincoln County Board of Commissioners will fund the following number of positions for Local Paid Employees:

Teachers (Cert 10 & Cert 11)	15
Administrators	11.05
IT (per MOU for Chromebooks)	2
Office and Clerical	78.42

**Section**

**21.** Copies of this Budget Ordinance shall be furnished to the County Manager, Clerk to the Board of Commissioners, Finance Director and the Tax Administrator for direction in carrying out their duties.

Adopted this 7th day of June, 2021.

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Carrol Mitchem, Chair  
Lincoln County  
Board of Commissioners

**ATTEST**

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Amy S. Atkins  
Clerk to the Board

**UPON MOTION** by Commissioner Cesena, the Board voted unanimously to approve the Lincoln County Solid Waste Budget Ordinance, FY 2021-22.

**LINCOLN COUNTY  
SOLID WASTE BUDGET ORDINANCE  
FY 2021-22**

**BE IT ORDAINED** by the Board of County Commissioners of Lincoln County, North Carolina:

The following amounts are hereby appropriated in the Solid Waste Enterprise Fund for  
**Section 1.** the  
fiscal year beginning July 1, 2021 and ending June 30, 2022:

Environmental Protection	\$ 4,960,040
Debt Service	862,534
<b>Total Solid Waste Enterprise Fund Appropriation</b>	<b>\$ 5,822,574</b>

It is estimated that the following revenues will be available in the Solid Waste Enterprise Fund for the fiscal year beginning July 1, 2021 and ending June 30, 2022:

Other Taxes	\$ 37,000
State Revenues	268,500
Sales & Services	5,377,074
Interest Revenue	140,000
<b>Total Solid Waste Enterprise Fund Revenues</b>	<b><u><u>\$ 5,822,574</u></u></b>

**Section 2.** Copies of this Budget Ordinance shall be furnished to the County Manager, Clerk to the Board of Commissioners, Finance Director and the Tax Administrator for direction in carrying out their duties.

Adopted this 7th day of June, 2021.

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Carrol Mitchem, Chair  
 Lincoln County  
 Board of Commissioners

**ATTEST:**

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Amy S. Atkins  
 Clerk to the Board

**Sewer Jetter Trailer award and authorization to purchase:** – John Henry presented the following:

Purchasing issued RFB 2021-0518 at the request of Public Works in June. Purchasing received 3 bids on May 18. The low bidder is from Southern Vac at \$67,615.00. This bid is under the budgeted amount. Mr. Henry recommended approving the award to Southern Vac.

**UPON MOTION** by Commissioner Sigmon, the Board voted unanimously to approve the low bid from Southern Vac at \$67,615.00.

**Westwinds Park Bid Review and Award:** John Henry presented the following:

Purchasing issued RFB 2021-0513. Bids were received and opened publicly on May 13th @ 1400 hrs. Moss-Marlow was confirmed the low bidder at \$805,400.00. This amount is \$205,400.00 above the budgeted amount in FY21. Staff met with Wirth and Moss-Marlow to discuss value engineering options to bring project closer to or within the budgeted amount.

- 1) Select some or all of the value engineering options as presented and approve award to Moss-Marlow
- 2) Approve an additional \$205,400.00 to the budget and award to Moss-Marlow as bid
- 3) Delay the project until additional funds are available

**UPON MOTION** by Commissioner Cesena, the Board voted unanimously to accept the low bid of Moss-Marlow at \$805,400.00.

**Public Comments:** Chairman Mitchem opened Public Comments. Being no speakers, Chairman Mitchem closed Public Comments

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

1. **Board of Adjustment**
  - Move James Martin to Regular member
  - Appoint Raye Watson-Smyth to Alternate
2. **Planning Board – effective July 1, 2021**
  - Move George Mull to Northbrook Township seat
  - Appoint Jim Konieczny to At Large Seat
  - Appoint Keith Poston to At Large Seat
3. **Partners**
  - Reappoint Anita McCall

**Closed Session:** **UPON MOTION** by Commissioner McCall, the Board voted unanimously to enter Closed Session pursuant to NCGS § 143-318.11. (a) (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.

**UPON MOTION** by Commissioner McCall, the Board voted unanimously to approve a pay study increase for Susan Sain, Tax Administrator to \$104,374.40.

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

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Amy S. Atkins, Clerk  
Board of Commissioners

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Carrol Mitchem, Chairman  
Board of Commissioners