The Cleveland County Board of Commissioners met in a regular session on this date, at the hour of 6:00 p.m. at the LeGrand Center located at 1800 E. Marion Street, Shelby.

**PRESENT:**  
Susan Allen, Chairman  
Ronnie Whetstine, Vice-Chair  
Johnny Hutchins, Commissioner  
Doug Bridges, Commissioner  
Deb Hardin, Commissioner  
Brian Epley, County Manager  
Tim Moore, County Attorney  
Phyllis Nowlen, Clerk to the Board  
Kerri Melton, Assistant County Manager  
Elliot Engstrom, Deputy County Attorney  
Betsy Harnage, Register of Deeds

**CALL TO ORDER**  
Chairman Allen called the meeting to order and Betsy Harnage, Register of Deeds, provided the invocation and led the audience in the Pledge of Allegiance.

**AGENDA ADOPTION**  
**ACTION:** Commissioner Bridges made the motion, seconded by Commissioner Hutchins and unanimously approved by the Board to, approve the agenda as presented.

**CONSENT AGENDA**

**APPROVAL OF MINUTES**  
The Clerk to the Board included the Minutes from the April 7, 2020 regular meeting, in board members packets.

**ACTION:** Commissioner Hardin made a motion, seconded by Commissioner Whetstine, and passed unanimously by the Board to, approve the minutes as written.

**MONTHLY MANAGER’S REPORT**

- The 2020-2021 budget preparation is underway. Finance has conducted meetings with departments across the organization to review departmental requests and develop budget recommendations for consideration.

- Due to the COVID-19 pandemic and associated revenue shortfalls, the County has delayed all major capital purchases, projects that are not currently underway or grant funded, and personnel hiring. The months of May and June have also been designated as a non-spending period, aimed to reduce costs outside of essential operations.

- The bid package for the Foothills Public Shooting Complex expansion have been posted. Responses will we due back on June 1st for the selection process.

- The notice to proceed for Shell Building III has been finalized. Construction of this joint project site location will begin in May.

- The County’s Wellness fund is trending favorable through the month of April. Health claims through April are approximately $360,000 less when compared to this point in prior year.

- General Fund operating expenditures are on track with anticipated budgeted amounts through the month of April. Actual expenditures are currently trending around 2% below budgeted figures.
The County has collected $735,000 in investment income through the month of April. Through strategic cash flow planning and forecasting the County has recognized increase of approx. $190k in investment income when compared to prior year.

**TAX COLLECTOR’S MONTHLY REPORT**

The Tax Collector provided Commissioners with the following detailed written report regarding taxes collected during March 2020.
**COOPERATIVE EXTENSION: BUDGET AMENDMENT (BNA #052)**

**ACTION:** Commissioner Hardin made a motion, seconded by Commissioner Whetstine, and unanimously adopted by the Board to, **approve the following budget amendment:**

<table>
<thead>
<tr>
<th>Account Number</th>
<th>Project Code</th>
<th>Department/Account Name</th>
<th>Increase</th>
<th>Decrease</th>
</tr>
</thead>
<tbody>
<tr>
<td>010.495.4.800.00</td>
<td></td>
<td>Cooperative Extension/Miscellaneous Revenue</td>
<td>$3,882.00</td>
<td></td>
</tr>
<tr>
<td>010.495.5.211.00</td>
<td></td>
<td>Cooperative Extension/Controlled Property Exp</td>
<td>$3,882.00</td>
<td></td>
</tr>
</tbody>
</table>

**Explanation of Revisions:** Budget allocation for $3,882.00 in funds received from the sale of an old mulch layer. New funds will be used to purchase new mulch and trailer.

**COOPERATIVE EXTENSION: BUDGET AMENDMENT (BNA #053)**

**ACTION:** Commissioner Hardin made a motion, seconded by Commissioner Whetstine, and unanimously adopted by the Board to, **approve the following budget amendment:**

<table>
<thead>
<tr>
<th>Account Number</th>
<th>Project Code</th>
<th>Department/Account Name</th>
<th>Increase</th>
<th>Decrease</th>
</tr>
</thead>
<tbody>
<tr>
<td>010.495.4.410.00</td>
<td></td>
<td>Cooperative Extension/Local &amp; Other Grants</td>
<td>$1,431.00</td>
<td></td>
</tr>
<tr>
<td>010.495.5.700.00</td>
<td></td>
<td>Cooperative Extension/Grants</td>
<td>$1,431.00</td>
<td></td>
</tr>
<tr>
<td>010.495.4.810.00</td>
<td></td>
<td>Cooperative Extension/Contributions-Donations</td>
<td>$1,307.00</td>
<td></td>
</tr>
<tr>
<td>010.495.5.790.00</td>
<td></td>
<td>Cooperative Extension/Contributions-Donations</td>
<td>$1,307.00</td>
<td></td>
</tr>
</tbody>
</table>

**Explanation of Revisions:** Budget allocation for $1,431 in additional grant funds received from Isothermal Planning & Development for the Grandparents Raising Grandchildren (GRG) Program. Also budget additional $1,307 in donation monies received for agriculture programs to cover expenses.

**HEALTH DEPARTMENT: BUDGET AMENDMENT (BNA #054)**

**ACTION:** Commissioner Hardin made a motion, seconded by Commissioner Whetstine, and unanimously adopted by the Board to, **approve the following budget amendment:**

<table>
<thead>
<tr>
<th>Account Number</th>
<th>Project Code</th>
<th>Department/Account Name</th>
<th>Increase</th>
<th>Decrease</th>
</tr>
</thead>
<tbody>
<tr>
<td>012.540.4.310.40</td>
<td></td>
<td>WIC/Federal Grants WIC-CS</td>
<td>$17,289.00</td>
<td></td>
</tr>
<tr>
<td>012.540.5.210.40</td>
<td></td>
<td>WIC/Departmental Supply WIC-CS</td>
<td>$2,470.00</td>
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</tr>
<tr>
<td>012.540.5.910.40</td>
<td></td>
<td>WIC/Capital Equipment WIC-CS</td>
<td>$14,819.00</td>
<td></td>
</tr>
</tbody>
</table>

**Explanation of Revisions:** Budget allocation for $17,289 for additional WIC Special Funding to assist with COVID-19 barriers. Funds are to be used for the purchase of laptops and additional equipment to assist with Telehealth and Remote Access for staff.

**FINANCE DEPARTMENT: BUDGET AMENDMENT (BNA #055)**

**ACTION:** Commissioner Hardin made a motion, seconded by Commissioner Whetstine, and unanimously adopted by the Board to, **approve the following budget amendment:**

<table>
<thead>
<tr>
<th>Account Number</th>
<th>Project Code</th>
<th>Department/Account Name</th>
<th>Increase</th>
<th>Decrease</th>
</tr>
</thead>
<tbody>
<tr>
<td>489.225.4.400.00</td>
<td></td>
<td>Cap Proj-FCC Shell Bldg 3/Loan Proceeds</td>
<td>$5,950,000.00</td>
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</tr>
<tr>
<td>489.225.5.490.00</td>
<td></td>
<td>Cap Proj- FCC Shell Bldg 3/Professional Serv</td>
<td>$100,000.00</td>
<td></td>
</tr>
<tr>
<td>489.225.5.992.00</td>
<td></td>
<td>Cap Proj- FCC Shell Bldg 3/Joint Venture Construct</td>
<td>$5,850,000.00</td>
<td></td>
</tr>
</tbody>
</table>

**Explanation of Revisions:** Budget allocation of $5,950,000 for loan proceeds for the funding of the joint project with the City of Shelby for the Job Ready Shell Building 3 at the Foothills Commerce Center.

**HEALTH DEPARTMENT: BUDGET AMENDMENT (BNA #056)**

**ACTION:** Commissioner Hardin made a motion, seconded by Commissioner Whetstine, and unanimously adopted by the Board to, **approve the following budget amendment:**

<table>
<thead>
<tr>
<th>Account Number</th>
<th>Project Code</th>
<th>Department/Account Name</th>
<th>Increase</th>
<th>Decrease</th>
</tr>
</thead>
<tbody>
<tr>
<td>012.541.4.350.00</td>
<td></td>
<td>Env. Health/State Gov’t Grants</td>
<td>$25,690.00</td>
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<tr>
<td>012.541.5.121.00</td>
<td></td>
<td>Env. Health/Salary-Reg</td>
<td>$23,568.00</td>
<td></td>
</tr>
<tr>
<td>012.541.5.210.00</td>
<td></td>
<td>Env. Health/Departmental Supplies</td>
<td>$2,122.00</td>
<td></td>
</tr>
</tbody>
</table>

**Explanation of Revisions:** Budget allocation for $25,690 in funds received from the Department of Health and Human Services to cover existing salaries and departmental supplies in Environmental Health.
FINANCE DEPARTMENT: AUDIT CONTRACT

North Carolina General Statute 159-34 requires each unit of local government in North Carolina to have its accounts audited at the close of each fiscal year by a certified public accounting firm. The audit evaluates the performance of a unit of local government with regard to compliance with applicable federal and state laws as well as the accuracy and reliance of the financial statement disclosures. Each year Cleveland County’s audit contract must be approved first by the County Board of Commissioners and then the North Carolina Local Government Commission. The Finance Department is recommending renewal of the contract with Thompson, Price, Scott, Adams & Co, P.A. for the 2019-2020 fiscal year audit. (a full copy of the audit contract is filed in the Clerk’s Office).

ACTION: Commissioner Hardin made a motion, seconded by Commissioner Whetstine, and unanimously adopted by the Board to, to approve the renewal of the Audit Contract with Thompson, Price, Scott, Adams & Co, P.A. for the 2019-2020 fiscal year audit.

MOTORCYCLE AWARENESS MONTH

Commissioners were asked by the members of the Concerned Biker’s Association of Cleveland County to proclaim May as Motorcycle Awareness Month. The Proclamation urges all citizens to be observant and share the road with all motorists as the warmer season approaches.

ACTION: Commissioner Hardin made a motion, seconded by Commissioner Whetstine, and unanimously adopted by the Board to, approve the Motorcycle Awareness Month Proclamation.
REGULAR AGENDA

SHELBY HIGH SCHOOL BASEBALL FIELD IMPROVEMENTS

Chairman Allen recognized County Manager Brian Epley to present information regarding improvements to the Shelby High School Baseball Field. The American Legion World Series is an event that draws visitors from across the country to Shelby, North Carolina. In 2008, Cleveland County hosted the first American Legion World Series on the Shelby High School Baseball field. In 2011, Shelby won the bid to be the permanent home of the American Legion World Series and the games have been played in Shelby, North Carolina since that time. The baseball field at Shelby High School is in need of improvements to better secure the American Legion World Series long term. Due to COVID-19, the Shelby High School baseball season, the Post 82 baseball season and the American Legion World Series have been cancelled. Now is the opportune time to complete these improvements. Proposed improvements will include laser grading of the field, turf enhancements and replacement of existing perimeter fencing with an estimated project cost is $350,000. The county has been asked to allocate $75,000 in FY 19/20 towards these public asset improvements with the remaining funds being raised privately. The funds will be allocated from Travel and Tourism. The money will be paid directly to the contractor hired to complete field improvements. There will be no funding allocated to the American Legion World Series in the FY 20/21 budget.

Chairman Allen opened the floor to the Board for questions and discussion. Commissioner Hutchins asked about the contract with the American Legion World Series that was approved in 2019. The existing contract with
American Legion World Series is a performance contract of $425,000 annually. Of that $425,000 allocated for the American Legion World Series, $150,000 is used for national guarantee and $75,000 for national level marketing. The remaining funds are used for local community projects such as the 7th inning stretch festival, minor field improvements and baseball administration costs. This allocation continues, pending the Board’s approval year to year. The contract term is 5 years. Commissioner Whetstine asked if the terms of the contract would be automatically extended due to the cancellation of the games this year? Mr. Epley stated the cancellation of this year’s games would have no impact on the term length of the contract. He further explained, this fiscal year, the County will be hiring a consultant to complete an Economic Impact Study for the American Legion World Series as well as other community partners Cleveland County provides funding for. Chairman Allen stated she is pleased an Economic Impact Study will be done.

**ACTION:** Commissioner Hutchins made the motion, seconded by Commissioner Whetstine, and adopted by the Board 4-1 (Commissioner Hardin opposed) to approve $75,000 in funding for improvements to the Shelby High School baseball field.

**COVID-19 PERSONNEL UPDATE**

Chairman Allen called Elliot Engstrom, Deputy County Attorney, to the podium to present the COVID-19 Personnel update. He began by giving the board an update on data including total case count and location and demographics of cases. In response to the COVID-19 pandemic, County government ceased certain operations and conducted others with reduced staffing, resulting in some employees being unable to work for a period of time. During a time of such uncertainty, it has been important for the County to support its employees, including those employees who have been on the front lines. It is further important for County government to learn from any changes and innovations that have been put in place that might be beneficial even after the pandemic subsides. By adopting the proposed resolution, the Board of Commissioners would take the following actions:

- Ratify the County Manager’s grant of 160 hours of sick time to all full-time employee;
- Ratify the County Manager’s authorization for employees to take leave from whatever source they choose (vacation, sick, comp, etc.), until the Board retracts its declaration of a State of Emergency, declared on March 17;
- Postpone biometrics and direct the County Manager and Human Resources Director to take appropriate action to pay employees their annual HSA dollars on a fair and consistent basis; and
- Require the County Manager to take several actions aimed at protecting employees, promoting remote work, and capturing any innovations that may be useful in the future.

Because some of these are personnel actions and the County keeps its personnel policies in an ordinance, this resolution would need to be approved as provided for in North Carolina General Statute § 153A-45. Mr. Engstrom reviewed the following PowerPoint to the Board.
Chairman Allen opened the floor to the Board for questions and discussion. Commissioner Hutchins asked if there was a possibility to track the origins of the cases in Cleveland such as did a citizen go to work in a highly impacted county contracting the virus there, thus bringing it into Cleveland County. County Manager Brian Epley stated the very first isolation order due to COVID-19 in Cleveland County was from a person who traveled abroad.
and then returned to the county. By the fourth of fifth confirmed case, the Board declared a State of Emergency for Cleveland County and a trace of the cases had begun. Administration staff is in constant contact with the health care providers and have been keeping track of the data collected from the confirmed cases.

**ACTION:** Commissioner Hardin made the motion, seconded by Commissioner Whetstine, and unanimously adopted by the Board, to approve the COVID-19 Personnel Resolution.

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**Resolution Approving and Requiring Certain Personnel Actions in Response to the COVID-19 Pandemic**

Whereas, in response to the COVID-19 pandemic, County government ceased certain operations and conducted others with reduced staffing, resulting in some employees being unable to work for a period of time; and
Whereas, it is important for County government to support its employees, including those employees who have been on the front lines of the County’s response to the COVID-19 pandemic; and
Whereas, it is important for County government to maintain, loan from, and further develop any operational innovations that have been developed in response to the COVID-19 pandemic; and
Whereas, it is important for County government to continue to encourage and enable social distancing and virtual work where possible during the COVID-19 pandemic; and
Whereas, under authority of Section 155A-94, N.C. Gen. Stat., the Board of Commissioners resolves that:

1. The County Manager’s request of eighty (80) hours of sick time to all full-time employees on March 27, 2020 is hereby ratified and approved;
2. The County Manager’s request of eighty (80) hours of sick time to all full-time employees on April 8, 2020 is hereby ratified and approved;
3. The County Manager’s authorization for employees to take leave from whatever source they may choose in whatever order they choose, whether it be vacation, sick, or compensatory time, is hereby ratified and approved and shall remain in effect until this Board removes the State of Emergency that is declared on March 17, 2020;
4. Biosurveillance shall be performed until October 2020, and the County Manager and Human Resources shall take appropriate action to pay employees their Health Insurance Award (HIA) dollars in a fair and consistent basis;
5. The County Manager shall further:
   a. Ensure that employees who physically report to work have personal protective equipment (PPE) to the extent that such PPE is available;
   b. Promote and allow virtual and remote work to the extent that such virtual and remote work is, in the discretion of the County Manager, safe and practicable;
   c. Conduct a review of innovations throughout County government in response to the COVID-19 pandemic and ensure that any useful innovations are adopted, kept in practice, and further developed after the pandemic has subsided; and
   d. Encourage each County Department Head to develop work plans customized for their department that maximize operational efficiency while also maintaining social distancing where possible so long as the County’s State of Emergency remains in effect;
6. This resolution has the effect of an ordinance and must be approved as provided for in North Carolina General Statute § 155A-45.

Adopted this the 5th day of May, 2020.

By

Chairman of the County Board of Commissioners

ATTEST:

Cleveland County Board of Commissioners

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**2020 CENSUS TIMELINE**

Chairman Allen recognized Assistant County Manager Kerri Melton to present an updated timeline for the 2020 Census. The 2020 Census is currently under way but due the COVID-19 pandemic, the timeline for the census has been modified by the US Census Bureau.

- Reactivation of the activities - June 1st
- Field activities - June 13th
- Respond on line - Until October 31st
- Group quarters - September 30th
- Update leave - June 13th until July 9th
- Update enumerators - June 14th until July 29th
- Prisons, hospitals, etc - July 9th until September 30th
- Non respond follow up - August 11th until October 30th
- President - April 30th 2021
- Governors - July 2021

It is the goal to inform the Mayors in the County’s municipalities of the low response data that has been collected.

The following PowerPoint was presented to the Board.
Chairman Allen opened the floor to the Board for questions and comments. Commissioner Whetstine asked how close is Cleveland County to the anticipated projections numbers. Mrs. Melton advised currently the county is at eighty percent and that was the target number the county wanted to reach. Commissioners had an open discussion regarding the different avenues that are available to the citizens of Cleveland County to complete the Census and stressing the importance of having a complete count. The Board thanked Mrs. Melton for the information and the hard work that has gone into this project during these unprecedented times.

COMMISSIONER REPORTS

Commissioner Hardin – thanked the staff in the County Manager’s Office for keeping Board members up to date with COVID-19 cases in Cleveland County.

Commissioner Bridges – commended staff for their hard work during the pandemic.
Commissioner Hutchins – echoed the Commissioner’s gratitude for staff’s efforts and spoke about his frustrations about reopening the state.

Commissioner Whetstine – spoke about the importance of re-opening the county and state to get people back to work.

Chairman Allen – reiterated the Commissioner’s comments regarding staff and their work during the COVID-19 pandemic.

Steve Padgett, Small Business Entrepreneurship Director – updated the Board on the status of small businesses in Cleveland County. He stressed the importance of shopping the local business during these times.

Betsy Harnage, Register of Deeds – thanked the Board for the sick hours that were given to full time county employees. She also reviewed the changes that have taken place in the Register of Deeds office due to COVID-19.

ADJOURN

There being no further business to come before the Board at this time, Commissioner Hutchins made a motion, seconded by Commissioner Whetstine, and unanimously adopted by the Board, to adjourn the meeting.

The next meeting of the Commission is scheduled for Tuesday, May 19, 2020 at 6:00 p.m. in the Commissioners Chamber.

________________________________________
Susan Allen, Chairman
Cleveland County Board of Commissioners

___________________________
Phyllis Nowlen, Clerk to the Board
Cleveland County Board of Commissioners