The Cleveland County Board of Commissioners met in a regular session on this date, at the hour of 6:00 p.m. in the Commission Chamber of the Cleveland County Administrative Offices.

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
Chris Green, Tax Administrator
Elliot Engstrom, Senior Staff Attorney
Allison Mauney, Human Resources Director
Perry Davis, Emergency Management Director/Fire Marshal
Lorie Poston, E-911 Communications Director
Daryl Sando, Electronic Maintenance Director
Dorothea Wyant, Health Department Director
Katie Swanson, Social Services Director
Scott Bowman, Maintenance Director
Sandra Orvig, Range Director
Clifton Philbeck, Elections Director
Betsy Harnage, Register of Deeds

CALL TO ORDER

Chairman Allen called the meeting to order and Tax administrator Chris Green provided the invocation and led the audience in the Pledge of Allegiance.

AGENDA ADOPTION

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

CITIZEN RECOGNITION

Larry Beam, 106 Lariat Lane, Lawndale – advised there is a shooting range located close to his house. (Mr. Beam presented a map to the Commissioners showing the proximity he is referring to). Mr. Beam voiced his concerns regarding the amount of ammunition that is being used and the nuisance of the loud noise the range produces. He thanked the Board for their time and consideration in this matter.

Chairman Allen thanked Mr. Beam for his comments and advised the Planning Board has done their due diligence in regards to Sportsman’s Dream Shooting Range. The business has been in operation for the last thirteen years and are properly zoned to operate.

Emanuel Hunt, Jr., 810 Pleasant Drive, Shelby – lives in the extraterritorial jurisdiction (ETJ) of Shelby and has great concerns about the lack of code enforcement and inspections in the ETJs. Mr. Hunt stated he lives in a hazardous condition and contacted the County and the City of Shelby asking for someone to come out and do an inspection. He was advised by both agencies they do not enforce any codes due to his residence being in the ETJ. Mr. Hunt asked the Board to look into this matter and resolve the issues in the county’s ETJs.
CONSENT AGENDA

TAX COLLECTOR’S MONTHLY REPORT

The Tax Collector provided Commissioners with the following detailed written report regarding taxes collected during May 2019.

### TAX ABATEMENTS AND SUPPLEMENTS

The Tax Assessor provided Commissioners with a detailed written report regarding tax abatements and supplements during May 2019. The monthly grand total of tax abatements was listed as ($1,100.31) and monthly grand total for tax supplements was listed as $4,063.64.

#### Foothills Shooting Complex: Budget Amendment (BNA #046)

**ACTION:** Commissioner Whetstine made a motion, seconded by Commissioner Bridges, 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>010.470.4.410.00</td>
<td>010.470.5.210.00</td>
<td>Shooting Range/Local &amp; Other Grants</td>
<td>$768.00</td>
<td></td>
</tr>
<tr>
<td>010.470.4.410.00</td>
<td>010.470.5.210.00</td>
<td>Shooting Range/Departmental Supplies</td>
<td>$768.00</td>
<td></td>
</tr>
</tbody>
</table>

**Explanation of Revisions:** Budget allocation for $768.00 in grant award from the NRA Foundation for clay targets. The grant is also awarding the following merchandise: Winchester Light 12 gauge Shot Shells, Winchester 20 Gauge Shotgun Shells, Winchester 22LR High Velocity 36 grain copper plated Hp, Savage Stevens 555 O/U 20GA 26", Savage Stevens 55 O/U 12GA 28", Ruger 10/22 Carbine Autoloading Rifle 22LR, Echo-Sigma Trauma Kit and a thank you banner.
The Energy Outreach Plan is an Annual Plan the Department of Social Services sends to the state for a federally funded block grant for Energy Programs Outreach regarding Crisis and Low-Income Home Energy Assistance Program (LIHEAP).

**ACTION:** Commissioner Whetstone made a motion, seconded by Commissioner Bridges, and unanimously adopted by the Board, to approve the Energy Outreach Plan.
PUBLIC HEARING

PLANNING DEPARTMENT: CASE 19-07; CODE TEXT AMENDMENT

Chairman Allen recognized Chris Martin, Senior Planner, to present case 19-07; code text amendment. Jay and Deborah Carpenter have filed a petition to amend Section 12-138 and 12-21 of the Cleveland County Unified Development Ordinance to allow accessory structures on lots without a residence. Currently, accessory structures such as private garages and storage buildings are only allowed on lots with a primary structure such as a house or commercial office. Section 12-21 of the Code states that an accessory building is “a minor building that is located on the same lot as a principal building and that it is used incidentally to a principal building…… Garages, carports and storage sheds are common urban accessory structures.” Mr. and Mrs. Carpenter have requested to add language that will allow accessory structures on lots without a primary structure if they meet the following criteria:

- Residential zoning districts only
- Accessory building lot is no more than 660 feet (1/8 mile) from landowner’s house lot
- Accessory building lot must be on the same road as the house lot
- Both accessory building lot and the house lot must have the same owner

The Planning Board voted unanimously to recommend denying the code amendment request 19-07 as written. The Board expressed concern about allowing an amendment that lessened the established Residential zoning restrictions across the entirety of Cleveland County. There was also concern about the potential creation of nonconforming lots and of businesses being established in accessory buildings placed on vacant residential lots.

Planning Staff sent this case to Isothermal Planning and Development Commission (IPDC) for a recommendation. IPDC’s determination was the Planning Board was correct to recommend denying the proposed text amendment. They believe the cons of approving the text amendment greatly outweigh the pros. The primary reason they recommended denying this text amendment is, by allowing it may create non-conforming structures when one of the associated lots is sold individually. Additionally, allowing accessory structures to occupy lots without primary structures may pose a great risk to surrounding residential property values and may encourage unpermitted non-residential uses in residential districts. Staff also reached out to counties in the region to inquire if they allow accessory type buildings on vacant lots. Below are the responses received:

<table>
<thead>
<tr>
<th>County/Municipality</th>
<th>Allows Accessory Structures on Vacant Residential Lots</th>
</tr>
</thead>
<tbody>
<tr>
<td>Person County</td>
<td>None</td>
</tr>
<tr>
<td>Charlotte</td>
<td>None</td>
</tr>
<tr>
<td>Eden</td>
<td>None</td>
</tr>
<tr>
<td>Forest City</td>
<td>Yes, less than 1000 square feet and more than 1,000</td>
</tr>
<tr>
<td>Chapel Hill</td>
<td>None</td>
</tr>
<tr>
<td>Summerfield</td>
<td>None</td>
</tr>
<tr>
<td>Vass</td>
<td>None</td>
</tr>
<tr>
<td>Gaston County</td>
<td>None</td>
</tr>
<tr>
<td>Polk County</td>
<td>None</td>
</tr>
<tr>
<td>McDowell County</td>
<td>None</td>
</tr>
<tr>
<td>Rutherford County</td>
<td>No County-wise zoning</td>
</tr>
<tr>
<td>Whispearing Pines</td>
<td>Allowed in RA, less than 1008 square feet, maximum</td>
</tr>
<tr>
<td></td>
<td>height of 20 feet, must be enclosed</td>
</tr>
<tr>
<td>Rockingham County</td>
<td>None</td>
</tr>
<tr>
<td>Gaston</td>
<td>No</td>
</tr>
<tr>
<td>Alleghany</td>
<td>Yes on adjacent parcel</td>
</tr>
<tr>
<td>Camden County</td>
<td>No</td>
</tr>
<tr>
<td>Unionville</td>
<td>No</td>
</tr>
<tr>
<td>Hickory</td>
<td>No</td>
</tr>
<tr>
<td>Granville</td>
<td>Yes with power</td>
</tr>
<tr>
<td>Catawba County</td>
<td>No</td>
</tr>
<tr>
<td>Black Mountain</td>
<td>No</td>
</tr>
<tr>
<td>Belmont</td>
<td>No</td>
</tr>
<tr>
<td>Eden</td>
<td>No</td>
</tr>
<tr>
<td>Limestone</td>
<td>No</td>
</tr>
<tr>
<td>Gusem</td>
<td>No</td>
</tr>
</tbody>
</table>
Chairman Allen opened the floor to the Board for discussion. Commissioners took turns commenting and questioning regarding the presented map and placement of accessory buildings on vacant property that does not adjoin primary residences. Commissioner Whetstine inquired if this case could be presented to the Board of Adjustment. Mr. Martin advised there is a process for variances. The Board of Adjustment has items they need to consider as defined by case law such as showing there is a hardship on the property. Mr. Martin also reminded the Board, if this text amendment were to pass, it would affect the entire county, not just the petitioner’s property.

Chairman Allen opened the Public Hearing at 6:22 pm for anyone wanting to speak for or against case 19-07; code text amendment. (Legal Notice was published in the Shelby Star on Friday, June 7, 2019 and Friday, June 14, 2019).

Deborah Carpenter, 740 Winn Road, Mooresboro – is the land owner of 740 Winn Road and spoke in favor of the approving the code amendment. She advised, the property in question was purchased six months ago and stated it is very close to the primary residence. They do not need another dwelling nor the money to build one but they do need a storage building. Mrs. Carpenter detailed the conditions of the other residences in her neighborhood and stated she knows the amendment would affect the whole county. She thanked the Board for their consideration in the matter.

Jay Carpenter, 740 Winn Road, Mooresboro – is the other land owner of 740 Winn Road and spoke in favor of the approving the code amendment. Mr. Carpenter stated he and his wife purchased the property with the intent to build a building on it. He continued, there is no room in his back yard to build the structure due to the location of the septic system. He went to the Planning Department for a permit and was advised a “dwelling” would be required on the property in order to build an accessory building. Mr. Carpenter explained his frustration with the current code amendment and asked for the Commissioners assistance in resolving their dilemma.
Beth Triplett, 106 Robert’s Court, Boiling Springs – spoke in favor of approving the code amendment and read the following letter to the Board:

6/18/219
To: Cleveland County Commissioners
From: Billy Mosely
1438 Mt. Sinai Church Road
Shelby, NC 28152
RE: Case #19-07 Zoning Code Amendment Section 12-138

This letter is in support of Jay and Deborah Carpenter’s effort to ask the County Commissioners to consider the Zoning Code Amendment. The definition of an “Accessory Building” that was given to Mr. and Mrs. Carpenter is vague at best. It differentiates between urban accessory structures and farm accessory structures; however can the average person differentiate a storage shed that is considered an “urban accessory” and one used for “farm use”?

Furthermore, in Section 12-138, it is not directly stated that a residential dwelling must be present first, it gives size restrictions and location restrictions, but does not state a residential dwelling must be present first. Section 12-174 gives set back requirements, but again does not state a residential dwelling is required.

Mr. and Mrs. Carpenter simply want to build a storage building that meets building code requirements, on property that they own within a reasonable distance on their primary dwelling, but have been told they cannot do so for reasons that are not directly stated in the Zoning Code.

I personally find it difficult to understand that in a rural part of a mostly rural county that someone would be denied access to build a structure for equipment storage on their own property in which they pay county property taxes.

Driving through Cleveland County you can find countless areas zoned residential with accessory building falling in and in every state of disrepair yet the county has no issue with these structures and the dangers and unsightliness they provide. Yet, a resident looking to build a new structure is denied access due to a vaguely written code and the interpretation of this code.

Mr. and Mrs. Carpenter’s primary residential address is 740 Winn Rd. Mooresboro, NC 28114, this is not a residential neighborhood or subdivision, this is a rural area, and within rural areas people own equipment such as tractors, large mowers, tractor implements, etc. This equipment involves large monetary investments. Many people would like to have a safe, weatherproof location to store this equipment and it is quite concerning that the county wants to step in and deny an individual the opportunity to do this, again, based on a vaguely written code.

Mr. and Mrs. Carpenter were told that by granting a building permit for them to build a storage shed on a lot across from their residence sits precedent for people living in neighborhoods and subdivisions wanting to do the same. This would be addressed in any Home Owner’s Association Covenant so they were denied a permit for a hypothetical that would already be addressed. Once again, this is a rural area not a residential subdivision.

Furthermore, if one decided to take the counties’ interpretation that a dwelling must be present on the property before an “accessory building” is permitted to be built, then in theory Mr. and Mrs. Carpenter simply need to purchase an unobstructed mobile home in disrepair and park it on the property. At that point, they would be granted a permit, because once more, the code as written does not state the residential dwelling must be in livable condition. Having a zoning code that is left to interpretation can be a slippery slope depending on which side of the interpretation an individual is on.

As a resident of Cleveland County for more than 20 years, a small business owner, and a resident who owns and lives on property in a rural area of this county I would ask that the County Commissioners give consideration to this amendment and pass this amendment. By passing this amendment it will instantly help clarify and take the interpretation out of the current code.

Thank you for your time in addressing this issue.

Scott Skinner, 163 Guffey Drive, Shelby – spoke in favor of approving the code amendment. Mr. Skinner stated he understands the importance of checks and balances however, since the Carpenters live in a rural area of the county, they should be allowed to build their storage building.

Frank Houser, 1228 Lake Allen Road, Mooresboro – spoke in favor of approving the code amendment. Mr. Houser advised he also lives in a rural area of the county and doesn’t understand why an accessory building can’t be built on property he owns and pays taxes on.

Jeff Fitzgerald, 1209 W. Zion Church Road, Shelby – spoke in favor of approving the code amendment. He also detailed his frustration with the lack of clarity in the current ordinance code and how it affects the entire county. He thanked the Board for their time and attention in the matter.

Hearing no further comments, Chairman Allen closed the Public Hearing at 6:36 pm.

Chairman Allen opened the floor to the Board for questions and discussion. Commissioner Hutchins stated the Planning Board does an excellent job however he would like more clarification regarding Section 12-138 and 12-21 of the Cleveland County Unified Development Ordinance. Commissioner Hardin agreed with Commissioner Hutchins and asked for further explanation on certain definitions that are laid out in the ordinance. Chairman Allen asked Mr. Martin to further explain county zoning. Mr. Martin advised the county has several types of residential zoning. The most common is plain residential and it is applied to the majority of the rural areas in the county.

There is not necessarily a difference between the rural areas and the developed neighborhoods, they are all zoned
residential. Within the residential zoning district there are development standards that have to be met. Examples of these include set backs from property lines and where accessory buildings can be located. The definition of an accessory building in the county’s ordinance states it is a building that is on the same lot as a principal building. It further goes on to explain accessory buildings include garages, carports and sheds.

Commissioner Hutchins inquired, when this particular type of zoning was implemented. Mr. Martin stated the residential zoning district was set when the County adopted zoning. Commissioner Whetstine asked about agricultural zoning and its restrictions. Mr. Martin explained buildings zoned as agricultural are primarily used for that purpose and it would not apply in this situation.

**ACTION:** Commissioner Hutchins made the motion, seconded by Commissioner Hardin and passed 4-1 by the Board (Commissioner Whetstine opposed) to, *postpone the decision until the August 6, 2019 regular Commissioners meeting to allow the Board time to gather further information.*

**REGULAR AGENDA**

**ACCELERATE CLEVELAND**

Chairman Allen called Hugh Sandoe, Analytics and Optimization Coordinator, to the podium to present Accelerate Cleveland. Accelerate Cleveland is a 501(c)3 nonprofit, and is a public-private partnership between Cleveland County, Cleveland Community College, and private industries. The program receives funding from the county, as well as the partnering industries in order to pay tuition fees, and an hourly stipend to program participants. Accelerate Cleveland also solicits contributions from foundations and other community agencies.

Upon completion of the program, participants are not guaranteed a job, but are given an opportunity to interview with each of the industry partners. This program is to give motivated, underemployed individuals a pathway to an entry level career in the manufacturing field. With over 9,000 individuals in Cleveland County employed full time but making less than a living wage, the goal of the program is to identify individuals who are trapped in their current economic situation, and provide a pathway to opportunity. As they do not have the supports needed to quit their job and receive training, participants receive an hourly wage of $10 during the course of the program. This allows them to quit their job to return to school for a short period of time, bettering their opportunities while meeting the urgent need for a skilled workforce in Cleveland County.

The curriculum combines three core components: soft skills training, Certified Production Technician (CPT), and the Career Readiness Certificate (CRC). The core curriculum, the CPT, consists of four modules:

- Safety
- Quality practices and measurement
- Manufacturing processes
- Maintenance awareness

The 10-15 student initial class size will be hands on, and will also include tours of the partnering industries. This will allow candidates to understand job roles and expectations with each firm, and help them to make informed decisions regarding their employment at the end of the program. Mr. Sandoe presented the following PowerPoint.
Accelerate Cleveland
Work Forces & Up-Skilling

Past timeline
- Spring 2018: Project initiated
- November 2018: Industry project pitch
- Dec 2018-Feb 2019: Community informational meetings
- January 2019: Industry consensus, meeting structure and curriculum
- February 2019: Stage recruitment process
- February-May: Applicant screening, on-site interviews
- June 2019: Class launch

Individual Incomes

Current Labor Market

Advantageous Market Sector Compensation

Who’s In.....

Recruitment process
- Application screening: over 60 applicants
- 4 member panel interview
  - Community member, Community College Representative, County staff
  - Career Readiness Certificate: silver level

Course Breakdown
- Certified Production Worker: 160 hours
- Soft skills: 54 hours
- Industry tours: 8 hours
  Total: 7 weeks

Certified Production Technician

Safety
- Work in a Safe and Productive Manufacturing Workplace

Manufacturing processes
- Set up equipment for the production process

Quality Practices and Measurement
- Use common measurement, systems and precision measurement, tools

Maintenance Awareness
- Workshop preventive maintenance and routine repair
Chairman Allen opened the floor to the Board for questions and discussion. Each Commissioner commented on the positive affects this program will have on the citizens of the county.

**ANIMAL LICENSING ORDINANCE UPDATE**

Chairman Allen recognized Assistant County Manager Kerri Melton to present the Animal Licensing Ordinance Update. In 2013, the Cleveland County Board of Commissioners asked that an Animal Control Task Force be formed to address animal overpopulation in Cleveland County. The consensus of the task force members was to develop and implement Animal Registration Fees/Privilege License Fees for Cleveland County. An ordinance was developed in 2015 with recommended implementation in 2016. After concerns from the public, implementation of the ordinance has been delayed several times, most recently with the July, 2017 budget. The proposed license structure was developed to provide a financial incentive to owners of unaltered animals to opt for spaying/neutering. The proposed licensing/registration fee program allows the individual to make the decision to alter or not alter their animal, but fees are set at a higher rate for those who opt not to alter as the unaltered animals contribute to the overpopulation of animals. Over the last three years, Cleveland County has worked to look for alternative ways to reduce the overpopulation of animals. One of those strategies is development of a low cost spay/neuter program. All animals that become property of Cleveland County are spay/neutered prior to adoption. The county has also been very successful in creation of a Cat Diversion program which has significantly decreased the overpopulation of cats in the county. At their January work session, Commissioners directed staff to develop a committee to look at updating Chapter 3- Animals of the Cleveland County Code of Ordinances. This committee has met several times and will be making recommendations to the Board later this year. It is most appropriate to delay implementation of the Licensing/Registration program to ensure the program aligns with the revised ordinance. Mrs. Melton reviewed the following PowerPoint to the Board.
Chairman Allen opened the floor to the Board for questions and discussion. Commissioner Hutchins stated he was on the first animal control committee and the original ordinance was not given a unanimous vote. He agrees with having an animal licensing ordinance but disagrees with the method, fee amount and purpose of the ordinance. He continued by suggesting the purposed ordinance be sent to the Animal Services Steering Committee for review and a recommendation. Commissioner Bridges echoed Commissioner Hutchins thoughts and comments. Commissioner Hardin stated this ordinance is several years old and much has changed since then. She also suggested to send the purposed ordinance to the committee for evaluation and recommendation.

**ACTION:** Commissioner Hutchins made the motion, seconded by Commissioner Hardin and unanimously approved by the Board to, *delay implementation of the Animal Licensing Ordinance for further review by the Animal Services Steering Committee.*
BOARD APPOINTMENTS

BOILING SPRINGS PLANNING AND ADJUSTMENT BOARD

ACTION: Commissioner Hutchins made the motion, seconded by Commissioner Bridges, and unanimously adopted by the Board, to re-appoint Pat Hamrick to serve as a member of this board, for a period of three-years, scheduled to conclude June 30, 2022.

CLEVELAND COUNTY ADULT HOME CARE ADVISORY BOARD

ACTION: Commissioner Whetstine made the motion, seconded by Commissioner Hardin, and unanimously adopted by the Board, to appoint Tina McNeilly to serve as a member of this board, for a period of one-year, scheduled to conclude June 30, 2020.

CLEVELAND COUNTY CHILD FATALITY PREVENTION BOARD

ACTION: Commissioner Bridges made the motion, seconded by Commissioner Whetstine, and unanimously adopted by the Board, to appoint DSS Director Katie Swanson and EMS Director Ryan Wilmoth to serve as non-expiring members of this board, and appoint Katie Baker to serve as a member of this board for a period of two-years, scheduled to conclude June 30, 2021.

COMMUNITY CARE BLOCK

ACTION: Commissioner Whetstine made the motion, seconded by Commissioner Bridges, and unanimously adopted by the Board, to appoint Nancy Abaisekong to serve as a member of this board, for a period of two-years, scheduled to conclude June 30, 2021.

CLEVELAND COUNTY COMMISSION FOR WOMEN

ACTION: Commissioner Hutchins made the motion, seconded by Commissioner Hardin, and unanimously adopted by the Board, to move Alva Finney and Beverly Shuford to non-voting ex-officio status and appoint Betsy Harnage to serve the unexpired term of Alva Finney whose term is scheduled to conclude on June 30, 2020 and appoint Patti Alexander to serve the unexpired term of Beverly Shuford whose term is scheduled to conclude on December 31, 2020.

CLEVELAND COMMUNITY COLLEGE BOARD OF TRUSTEES

ACTION: Commissioner Bridges made the motion, seconded by Commissioner Hutchins, and unanimously adopted by the Board, to re-appoint Craig DeBrew and Larry Hamrick Jr. to serve as members of this board, for a period of four-years, scheduled to conclude June 30, 2023.

CLEVELAND COUNTY JURY COMMISSION BOARD

ACTION: Commissioner Hardin made the motion, seconded by Commissioner Bridges, and unanimously adopted by the Board, to appoint Melissa Curtis to serve as a member of this board, for a period of two-years, scheduled to conclude June 30, 2021.
CLEVELAND COUNTY JUVENILE CRIME PREVENTION COUNCIL

ACTION: Commissioner Whetstine made the motion, seconded by Commissioner Hutchins, and unanimously adopted by the Board, to re-appoint Dr. Gregory Grier, Phil Weathers and Cathy Robertson to serve as members of this board, for a period of two-years, scheduled to conclude June 30, 2021.

CLEVELAND COUNTY MEMORIAL LIBRARY BOARD OF TRUSTEES

ACTION: Commissioner Hardin made the motion, seconded by Commissioner Bridges, and unanimously adopted by the Board, to re-appoint Michelle Garey to serve as a member of this board, for a period of three-years, scheduled to conclude June 30, 2022.

CLEVELAND COUNTY NURSING HOME ADVISORY BOARD

ACTION: Commissioner Hardin made the motion, seconded by Commissioner Hutchins, and unanimously adopted by the Board, to appoint Wanda Robinson and re-appoint Karen Waldrop to serve as members of this board, for a period of three-years, scheduled to conclude June 30, 2022.

CLEVELAND COUNTY SOCIAL SERVICES ADVISORY BOARD

ACTION: Commissioner Whetstine made the motion, seconded by Commissioner Bridges, and unanimously adopted by the Board, to re-appoint Susan Allen and Mary Accor to serve as members of this board, for a period of four-years, scheduled to conclude June 30, 2023.

CLEVELAND COUNTY VETERAN’S ADVISORY BOARD

ACTION: Commissioner Hardin made the motion, seconded by Commissioner Hutchins, and unanimously adopted by the Board, to re-appoint Marty Pendergraft to serve as a member of this board, for a period of three-years, scheduled to conclude June 30, 2022.

REGION C WORKFORCE DEVELOPMENT BOARD

ACTION: Commissioner Whetstine made the motion, seconded by Commissioner Bridges, and unanimously adopted by the Board, to re-appoint David Pharr and Vince Reese to serve as a member of this board, for a period of three-years, scheduled to conclude June 30, 2022.

CLOSED SESSION

ACTION: Commissioner Whetstine made the motion, seconded by Commissioner Hardin, and unanimously adopted by the Board, to go into closed session per N.C.G.S. 143-318.11(a)(3) to consult with an attorney in order to preserve the attorney-client privilege regarding Wal-Mart’s tax appeal. (Copy of closed session minutes are sealed and found in Closed Session Minute Book).

RECONVENE IN REGULAR SESSION

ACTION: Commissioner Hutchins made the motion, seconded by Commissioner Bridges, and unanimously adopted by the Board to, reconvene in open session.
Chairman Allen announced “while in closed session, the Board gave direction to the attorney regarding the pending tax appeal by Wal-Mart, Inc.”

**ADJOURN**

There being no further business to come before the Board at this time, Commissioner Hutchins made a motion, seconded by Commissioner Hardin, and unanimously adopted by the Board, to adjourn the meeting. The next meeting of the Commission is scheduled for **Tuesday, July 2, 2019 at 6:00 p.m. in the Commissioners Chambers located at 311 E. Marion St., Shelby.**

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_Susan Allen, Chairman_  
_Cleveland County Board of Commissioners_

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_Phyllis Nowlen, Clerk to the Board_  
_Cleveland County Board of Commissioners_