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

PRESENT: Doug Bridges, Chairman
Deb Hardin, Vice-Chair
Johnny Hutchins, Commissioner
Kevin Gordon, Commissioner
Tim Moore, County Attorney
Brian Epley, County Manager
Phyllis Nowlen, Clerk to the Board
Kerri Melton, Assistant County Manager
Martha Thompson, Deputy County Attorney
Chris Martin, Planning Director
Sherry Lavender, Tax Assessor
Tiffany Hansen, Health Department Director
Allison Mauney, Human Resources Director
Tommy McNeilly, Emergency Medical Services Director

ABSENT: Ronnie Whetstine, Commissioner

CALL TO ORDER
Chairman Bridges called the meeting to order and invited anyone from the audience to lead the Pledge of Allegiance and provide the invocation.

Steve Padgett, Small Business Center Director, provided the invocation and led the audience in the Pledge of Allegiance.

Chairman Bridges announced the following, “Notice is hereby given of the postponement of the public hearing originally scheduled for the September 7, 2021 Commissioners Meeting regarding the composition and terms of the County’s Planning Board and Board of Adjustment this evening. The public hearing is reset for Tuesday, September 21, 2021 at 6:00pm in the Commissioners Chambers.”

AGENDA ADOPTION
ACTION: Commissioner Hardin made the motion, seconded by Commissioner Gordon and unanimously adopted by the Board to, approve the agenda as presented.

SPECIAL RECOGNITION

LOCAL ELECTED LEADERS ACADEMY

The Local Elected Leaders Academy (LELA) is a partnership between the University of North Carolina School of Government and the North Carolina Association of County Commissioners (NCACC) that offers local elected officials the knowledge and skills needed to lead and govern their communities. LELA helps the NCACC achieve its strategic goals, including enhance county leadership capabilities to address challenges, provide efficient and effective governance, and develop future leaders, and facilitate and enhance relationships, collaboration, and strategic partnerships.
Commissioner Johnny Hutchins was recognized for his continued service, participation and growth in the North Carolina Association of County Commissioners as well as his contributions serving as a County Commissioner. Board members each gave congratulations to Commissioner Hutchins for this distinguished honor.

**CONSENT AGENDA**

**TAX COLLECTOR’S MONTHLY REPORT**

The Tax Collector provided Commissioners with the following detailed written report regarding taxes collected during **July 2021**.

### TOTAL TAXES COLLECTED JULY 2021

<table>
<thead>
<tr>
<th>YEAR</th>
<th>AMOUNT-REAL</th>
<th>AMOUNT-VTH</th>
<th>AMOUNT-DAP</th>
<th>COMBINED AMT</th>
</tr>
</thead>
<tbody>
<tr>
<td>2021</td>
<td>$230,161.76</td>
<td>$0.00</td>
<td>$1,795.64</td>
<td>$231,957.39</td>
</tr>
<tr>
<td>2020</td>
<td>$229,267.65</td>
<td>$0.00</td>
<td>$2,067.85</td>
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<td>$224,276.03</td>
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<td>$3,084.57</td>
<td>$227,360.60</td>
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<td>2018</td>
<td>$220,207.82</td>
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<td>$4,098.78</td>
<td>$224,306.60</td>
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<tr>
<td>2017</td>
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<td>$0.00</td>
<td>$5,034.70</td>
<td>$206,997.48</td>
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<tr>
<td>2016</td>
<td>$180,232.47</td>
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<td>$6,018.61</td>
<td>$186,251.08</td>
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<tr>
<td>2015</td>
<td>$150,716.78</td>
<td>$0.00</td>
<td>$8,031.92</td>
<td>$158,748.70</td>
</tr>
<tr>
<td>2014</td>
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<td>$10,254.76</td>
<td>$125,507.23</td>
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<tr>
<td>2013</td>
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<td>$12,000.00</td>
<td>$82,000.00</td>
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<tr>
<td>2012</td>
<td>$54,682.13</td>
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<td>$14,000.00</td>
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<tr>
<td>2011</td>
<td>$47,832.02</td>
<td>$0.00</td>
<td>$16,000.00</td>
<td>$63,832.02</td>
</tr>
</tbody>
</table>

**TAX ABATEMENTS AND SUPPLEMENTS/PENDING REFUNDS AND RELEASES/LATE APPLICATIONS FOR EXEMPTION EXCLUSION DEFERAL**

The Tax Assessor provided Commissioners with a detailed written report regarding tax abatements and supplements during **July 2021**. The monthly grand total of tax abatements was listed as ($13,178.35) and monthly grand total for tax supplements was listed as $116,692.40.

The list for late applications for exemption, exclusion, or deferment for 2021 pursuant to NCGS 105-282.1(a1) are included below. Applicants would have qualified and been approved had they been timely filed with the tax office for the 2021 tax year.
SHERIFF’S OFFICE: BUDGET AMENDMENT (BNA #004)

ACTION: Commissioner Hutchins made a motion, seconded by Commissioner Hardin, 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>010.442.4.991.00</td>
<td>USICE-P442</td>
<td>Federal Forf Prop/FD Balance Approp</td>
<td>$11,000.00</td>
<td>0.00</td>
</tr>
<tr>
<td>010.442.5.210.00</td>
<td>USICE-P442</td>
<td>Federal Forf Prop/Departmental Supply</td>
<td>$11,000.00</td>
<td>0.00</td>
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</tbody>
</table>

Explanation of Revisions: Budget allocation for $11,000 to budget funds for the purchase of printers for patrol vehicles for the new E-Citation Program.

PLANNING DEPARTMENT: SET PUBLIC HEARING FOR TUESDAY, OCTOBER 5, 2021 FOR CASE 21-18; REQUEST TO REZONE PARCEL 65111 FROM RESIDENTIAL (R) TO GENERAL BUSINESS-CONDITIONAL USE (GB-CU)

Parcel 65111 is a 2.23-acre tract located at 112 Mullinax Drive in Grover. Michael Mull, applicant, has requested to rezone this parcel from Residential (R) to General Business-Conditional Use (GB-CU). Mr. Mull is requesting to rezone the property to use an existing structure on the property for automobile towing. Surrounding
zoning is mostly Residential (R) and large vacant tracts of land. The existing structure on the property has been used previously for automobile storage and as an automobile scrap yard.

**ACTION:** Commissioner Hutchins made the motion, seconded by Commissioner Hardin, and unanimously adopted by the Board, to approve scheduling the public hearing as requested.

**PLANNING DEPARTMENT: SET PUBLIC HEARING FOR TUESDAY, OCTOBER 5, 2021 FOR CASE 21-19: REQUEST TO REZONE PROPERTY AT 241 BATTLEGROUND ROAD FROM LIGHT INDUSTRIAL (LI) TO GENERAL BUSINESS – CONDITIONAL USE (GB-CU)**

Parcel 10528 is a 47.74-acre tract located at 241 Battleground Road between Kings Mountain and Grover. The Moser Group has requested to rezone this parcel from Light Industrial (LI) to General Business-Conditional Use (GB-CU) to create a Recreational Vehicle Park. Surrounding zoning is a mix of Restricted Residential (RR), Residential (R), Light and Heavy Industrial (L&HI), General Business (GB) and Manufactured Home Parks. The applicant has submitted a site plan that conforms to the RV Park ordinance found in Cleveland County’s Unified Development Ordinance 12-161.

**ACTION:** Commissioner Hutchins made the motion, seconded by Commissioner Hardin, and unanimously adopted by the Board, to approve scheduling the public hearing as requested.

**PLANNING DEPARTMENT: SET PUBLIC HEARING FOR TUESDAY, OCTOBER 5, 2021 FOR CASE 21-20: REQUEST TO REZONE PROPERTY AT 4214 FALLSTON ROAD FROM RURAL AGRICULTURAL (RA) TO RESIDENTIAL (R)**

Parcel 65343 is a 3.158 parcel tract, belonging to Earl Brice Fox. This tract is located at 4214 Fallston Road. Parcel 65344 is a 3.146-acre tract belonging to Adriana Moreno Lemus, and it is directly north of Parcel 65343. Both Mr. Fox and Ms. Lemus are asking to rezone their respective parcels from Rural Agriculture (RA) to Residential (R). Surrounding zoning is Rural Agriculture (RA) and Residential (R) on the east side of Fallston Road and Residential (R) on the west side of Fallston Road. The Land Use Plan calls this area future rural residential so a rezoning to Residential (R) would be in conformity.

**ACTION:** Commissioner Hutchins made the motion, seconded by Commissioner Hardin, and unanimously adopted by the Board, to approve scheduling the public hearing as requested.

**COMMISSIONERS: CITIZEN ADVISORY BOARD**

A clerical error was found in the June 15, 2021 Cleveland Community College Board of Trustees appointment. Allen Langley should have been appointed for a four-year term instead of a two-year term. Mr. Langley’s corrected appointment will be June 30, 2021 to June 30, 2025.

**ACTION:** Commissioner Hutchins made the motion, seconded by Commissioner Hardin, and unanimously adopted by the Board, to authorize the Clerk to amend Mr. Langley’s board appointment and the June 15, 2021 Minutes.
CLEVELAND COUNTY LIBRARY SYSTEM ADVISORY BOARD

The Library System Advisory Board reviewed and made modifications to their bylaws which were approved by their board on August 16, 2021. Some of those changes include the following:

- Article 2. Further clarified unexpired terms
- Article 3. Defining Calendar Year and Quarterly Meetings
- Article 4. Terms of the Secretary’s role
- Article 7. added space for an authorized signature and/or seal if appropriate for the county official in charge of bylaws or person so named by the County.

ACTION: Commissioner Hutchins made the motion, seconded by Commissioner Hardin, and unanimously adopted by the Board, to approve the bylaw changes to the Cleveland County Library System Advisory Board.
Chairman Bridges recognized Planning Director Chris Martin to present Planning Department Case 21-17: request to rezone parcel 14500 from General Business (GB) to Restricted Residential (RR). Parcel 14500 is a 0.43-acre tract located at 1113 Stony Point Road and Tim Fleming of HTZ Holdings, LLC is requesting to rezone the half-acre from General Business (GB) to Restricted Residential (RR). Surrounding zoning is mostly Restricted Residential (RR), with a General Business (GB) node at the intersection of Stony Point Road and New Camp Creek Church Road. Surrounding uses are mostly single-family dwellings with some commercial uses near that intersection. The Land Use Plan calls this area Future Residential; rezoning would conform to the Land Use Plan. The Planning Board voted unanimously to recommend approving the rezoning request from General Business (GB) to Restricted Residential (RR). The Board felt the proposal would be considered an extension of an already existing zone and is consistent with the Land Use Plan’s designation of Future Residential.

Chairman Bridges opened the floor to the Board for questions and discussion. Commissioner Hutchins inquired, “If the rezoning is approved, would the owner be able to build a home on the 0.43-acre tract?” Mr. Martin advised the owner would have to apply for several permits before any construction could begin to ensure the home would meet the requirements to build. Mr. Martin stated there is currently no sewer system on the property and no permits for home building have been applied for.

Chairman Bridges opened the Public Hearing at 6:16 pm for anyone wanting to speak for or against case 21-17 request to rezone parcel 14500 from General Business (GB) to Restricted Residential (RR). (Legal Notice was published in the Shelby Star on Friday, August 28, 2021 and Friday, September 3, 2021).

Hearing no comments, Chairman Bridges closed the Public Hearing at 6:17 pm.

ACTION: Commissioner Gordon made the motion, seconded by Commissioner Hardin, and unanimously adopted by the Board, to approve the request to rezone parcel 14500 from General Business (GB) to Restricted Residential (RR). The rezoning request is an extension of an already existing zone and is consistent with the Land Use Plan.
REGULAR AGENDA

COVID-19 MEDICAL UPDATE

Chairman Bridges called Health Department Director Tiffany Hansen to the podium to present the COVID-19 Medical Update. Cleveland County has a low vaccination rate based on the county’s total population. Although the vaccination rate is low, Health Department staff and the Incident Management Team are seeing a steady increase in the amount of people getting vaccinated. The county’s COVID Incident Management Team include personnel from the Health Department, County Administration, Emergency Management and Emergency Medical
Services. Mrs. Hansen detailed information regarding COVID-19 variants, testing resources and prevention strategies. The following information and PowerPoint were presented to Board members.

**Total Cases in Cleveland County**
- One out of 7 people have had COVID-19
- Estimated Active Cases: 671 (4.6%) 95 cases/day average
- Last 14 days: 1307 93 cases/day average
- Deaths: 253 (1.7%) (1 out of 60 infected)
- CC Hospitalized: 52
- Percent Positive Labs: • NC: 11.7% • CC: 17.7%

**COVID19 Variants**
- More transmissible
- More severe symptoms

**Testing**

**Layered Prevention Strategies**
- Vaccinations
- Wearing Mask
- Washing Hands
- Waiting 6 feet Apart
- Disinfecting/Sanitizing

**Additional Testing Resources**
- At-Home Test Kits for Screening
- StarMed Contract Testing
- Kintegra Health Partnership
- Increasing Internal Capacity Assessments

**Vaccination Rates**
- 12+: One Dose: 42,937 (51%)
- 12+: Fully Vaccinated: 36,330 (44%)
- 10+: One Dose: 40,796 (54%)
- 10+: Fully Vaccinated: 36,810 (49%)
Chairman Bridges opened the floor to the Board for questions and discussion. Commissioner Hardin asked how many students are currently home due to COVID-19. Mrs. Hansen advised, “Staff does track information regarding the virus in school age children. The latest information indicates there are between 1,000 to 1,400 students who are out of school. These numbers include both positive test results and contact tracing.” Commissioner Hutchins inquired, “Are there rapid test result kits available at the schools for children who may have been in contact with someone who tested COVID positive, so they do not have to go to other testing sites?” Mrs. Hansen answered, “The schools are currently working with contract vendors to be able to test children in schools. If children are vaccinated, they can remain in school. If a child is unvaccinated, they would still need to be sent home and follow the CDC guidelines for quarantine and isolation guidance.”

Chairman Bridges stated several of the Board members have received numerous phone calls from concerned parents, “the decision to send a child home is between the school nurse, the principal and the school’s guidance set by the School Board, not the County Commissioners.” Mrs. Hansen responded, “The school system has elected to align with the North Carolina Department of Health and Human Services Strong Schools tool kit. The procedures in the tool kit are what the Administrators, Principals and School Nurse use to provide guidance on quarantine and isolation protocols.”
Chairman Bridges recognized Emergency Medical Services Director Tommy McNeilly to give an update on the Emergency Medical Services (EMS) department. Mr. McNeilly reported, “there are still struggles to maintain community operations within the county. The biggest challenge is, at any given time, hospitals are on diversion. This requires EMS to go outside of the county which leads to an increase in response times.” Commissioner Hutchins asked, if staff has been in contact with the rescue squads to see if they can assist EMS. Mr. McNeilly replied over the last month or so, the rescue squads have been contacted numerous times and have been able to help in a few instances.

Commissioners thanked Mrs. Hansen and Mr. McNeilly for the information and for the ongoing hard work their staff continues to do.

BOARD APPOINTMENTS

**BOILING SPRINGS PLANNING AND ADJUSTMENT BOARD (ETJ)**

**ACTION:** Commissioner Hardin made the motion, seconded by Commissioner Hutchins, and unanimously adopted by the Board, to appoint David Wacaster to serve as a member of this board, for a period of three-years, scheduled to conclude June 30, 2024.

**CLEVELAND COUNTY LIBRARY BOARD SYSTEM ADVISORY BOARD**

**ACTION:** Commissioner Hardin made the motion, seconded by Commissioner Gordon, and unanimously adopted by the Board, to re-appoint Robin Brackett and appoint Nicole Neales and Niya Pitts to serve as members of this board for a period of three-years, scheduled to conclude June 30, 2024.

**SHOOTING RANGE ADVISORY BOARD**

**ACTION:** Commissioner Hardin made the motion, seconded by Commissioner Gordon, and unanimously adopted by the Board, to appoint Andrew Hopper Jr. to serve as a member of this board for a period of three-years, scheduled to conclude June 30, 2024.

**ADJOURN**

There being no further business to come before the Board at this time, Commissioner Gordon made a motion, seconded by Commissioner Hardin and unanimously adopted by the Board, to adjourn the meeting. The next meeting of the Commission will be **Tuesday, September 21, 2021 at 6:00pm** in the Commissioners Chambers.

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Doug Bridges, Chairman
Cleveland County Board of Commissioners

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