

Greg Edds, Chairman  
Jim Greene, Vice- Chairman  
Mike Caskey  
Judy Klusman  
Craig Pierce



Manager  
the Board  
County Attorney

Aaron Church, County  
Carolyn Barger, Clerk to  
John W. Dees, II,

## Rowan County Board of Commissioners

130 West Innes Street • Salisbury, NC 28144  
Telephone 704-216-8181 • Fax 704-216-8195

### MINUTES OF THE MEETING OF THE ROWAN COUNTY BOARD OF COMMISSIONERS July 18, 2022 – 6:00 PM

J. NEWTON COHEN, SR. ROOM  
J. NEWTON COHEN, SR. ROWAN COUNTY ADMINISTRATION BUILDING

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Present: Jim Greene, Vice-Chairman  
Mike Caskey, Member  
Craig Pierce, Member  
Judy Klusman, Member

Absent: Greg Edds, Chairman

County Manager Aaron Church, Clerk to the Board Carolyn Barger, County Attorney Jay Dees, and Finance Director James Howden were also present.

Chairman Edds convened the meeting at 6:00 p.m.

Chaplain Michael Taylor provided the Invocation.

Chairman Edds led the Pledge of Allegiance.

#### CONSIDER ADDITIONS TO THE AGENDA

- Vice-Chairman Greene added one (1) addition to the Consent Agenda for approval of the Finance Director's Bond. Vice-Chairman Greene added the issue as Consent Agenda item AK.
- Vice-Chairman Greene added a Closed Session regarding existing litigation. The issue was added to the agenda as item #9a.

#### CONSIDER DELETIONS FROM THE AGENDA

There were no deletions from the agenda.

#### CONSIDER APPROVAL OF THE AGENDA

Commissioner Klusman moved approval of the amended agenda, Commissioner Caskey seconded and the vote to approve the agenda as amended passed unanimously (4-0).

## **CONSIDER APPROVAL OF THE MINUTES**

Commissioner Pierce moved, Commissioner Klusman seconded and the vote to approve the minutes of the June 20, 2022 Commission Meeting passed unanimously (4-0).

## **1. CONSIDER APPROVAL OF CONSENT AGENDA**

Commissioner Pierce moved approval of the Consent Agenda as amended. The motion was seconded by Commissioner Klusman and passed unanimously (4-0).

The Consent Agenda consisted of the following:

- A. Ratify and Approve Proclamation Honoring Dr. Jimmy R. Jenkins
- B. Spectrum Right of Entry - Install Hangar T20
- C. Grant Agreement with City of Concord
- D. Grant Agreement: 5310 Rural State Enhanced Mobility of Seniors & Individuals with Disabilities Program
- E. QBS Exemption for Golder Associates NC
- F. Request for Public Hearing for 'Project Finishing'
- G. Rowan County ADA Contracts
- H. ATT Access Agreement - 3830 Airport Loop
- I. Tax Refunds for Approval
- J. Contract with Carolina Women's Health
- K. Authorize County Manager to Sign 022 Principal Expense Report Form – Zero Expense Short Form
- L. Endangered Species COVID-19 Relief Reimbursement
- M. Sole-Source Tyler Technologies EnerGov
- N. FY23-5311 Community Transportation Rural Formula Grant
- O. NCDOT: 5310 ARPA Transportation Grant Agreement
- P. Renewal Services for Zoom Phone
- Q. Emergency Services Fee Schedule Update
- R. Purchase of 2 Vans for Inmate Transportation
- S. Northwoods Consulting Partners, Inc. for DSS
- T. Sole-Source Purchases
- U. Rowan Transit Grant Agreement: 5311 ARP Operating Funds
- V. Blue Cross Blue Shield of NC Amendment and Contract
- W. Purchase of Caterpillar 826 Articulated Trash Compactor
- X. Contract with Genesis – A New Beginning for DSS
- Y. Contract with Children's Homes of Iredell County, Inc. for DSS
- Z. Contract with Florence Crittenton Services, Inc. for DSS
- AA. Contract with Church of God Children's Home of NC, Inc. for DSS
- AB. Contract with Rae's Playze Adult Day Care Center for DSS
- AC. Contract with Primary Care Solutions for DSS
- AD. Contract with Youth Focus for DSS
- AE. Contract with Lutheran Family Services for DSS
- AF. Veterans Pay Benefit for Employees

- AG. Revised Policy 9.21 Drug and Alcohol Testing of DOT-Regulated Employees
- AH. Environmental Management A/R Write Off
- AI. Reclassification of Peer Support Specialist Position
- AJ. Approve 4.2% Increase in Water Fees for the Northeast Water System
- AK. Finance Director's Bond (addition to the Consent Agenda as listed below)

PENN NATIONAL  
 @ INSURANCE  
 P.O. Box2243 ♦ Harrisburg, PA 17105-2243  
 Phone: 800.388.4764 ♦ Fax: 866.784.9256

Bond No. SB 0384463

PUBLIC OFFICIAL BOND

KNOW ALL MEN BY THESE PRESENTS, that  
 Anna R. Bumgarner  
 122 Polaris Drive  
 Mocksville, NC 27028

as Principal,

and the PENNSYLVANIA NATIONAL MUTUAL CASUALTY INSURANCE COMPANY, a Pennsylvania Corporation of Harrisburg, Pennsylvania, as Surety, are held and firmly bound unto

Rowan County  
 130 West Innes Street  
 Salisbury, NC 28144,

as Obligee,

in the aggregate penalty amount of Two Hundred Thousand Dollars and 00/100 ( \$200,000.00 )  
 for the payment of which well and truly to be made, we bind ourselves, our heirs, executors, administrators, successors and assigns,  
 firmly by these presents.

WHEREAS, the Principal has been appointed or elected to the office of Finance Director

WHEREAS, the bond is to be effective on July 13, 2022.

NOW, THEREFORE, The condition of the foregoing obligation is such, that if the Principal shall during the said term faithfully  
 perform such duties as may be imposed on him by law and shall honestly account for all money that  
 may come into his own hands in his official capacity, then this obligation shall be void; otherwise, it shall remain in  
 force.

THIS BOND IS FURTHER CONDITIONED that the liability of the Surety shall be fully terminated as to future acts of the principal  
 thirty (30) days after the receipt by the Obligee, of the surety's written notice of cancellation.  
 Cancellation or non-renewal of this bond does not constitute a loss or otherwise allow for a claim on the bond even if the bond is not  
 replaced.

FURTHER, that by acceptance of this bond, the Obligee acknowledges and agrees as follows: if the bond penalty amount stated  
 above is greater than \$300,000, the bond is valid for one year from the effective date of the bond but may be renewed with a  
 continuation certificate after annual review and re-qualification of the Principal; otherwise, the bond will continue in force until  
 canceled as stated herein. Further, the Surety's liability shall be on a claims-made basis, meaning the Obligee must make a claim  
 during the term of the bond. Claims received after the expiration of the bond are not valid. In the event that this bond shall be  
 renewed, continued or otherwise kept in force beyond one year, it is agreed that the liability of the surety shall not be cumulative in  
 nature. In no event shall the surety be liable for a sum greater than the face amount of this bond.

IN WITNESS WHEREOF, the above bounden parties have executed this instrument this 7/13/2022.

PENNSYLVANIA NATIONAL MUTUAL CASUALTY INSURANCE COMPANY  
 Harrisburg, Pennsylvania  
 POWER OF ATTORNEY

Know All Men By these Presents, That PENNSYLVANIA NATIONAL MUTUAL CASUALTY INSURANCE COMPANY, a corporation  
 of the Commonwealth of Pennsylvania, does hereby make, constitute and appoint G. TIMOTHY WILKERSON, DONNA K. ASHLEY,  
 JENNIFER C. HOEHN, ANGELA D. RAMSEY, J. DAVID POLLACK JR., JACQUEUNE HAMPTON, AND ELLEN S. WOMBLE, ALL  
 OF CHARLOTTE, NORTH CAROLINA (EACH) its' true and lawful Attorney(s)-in-Fact to make, execute, seal and deliver for and on  
 its behalf, as surety, as its act and deed:

ANY AND ALL BONDS AND UNDERTAKINGS PROVIDED THE AMOUNT OF NO ONE BOND OR UNDERTAKING EXCEEDS  
 THE SUM OF TWO MILLION DOLLARS ----- (\$2,000,000.00) ALL POWER AND AUTHORITY HEREBY

CONFERRED SHALL HEREBY EXPIRE AND TERMINATE WITHOUT NOTICE AT MIDNIGHT ON APRIL 30, 2032, AS RESPECTS EXECUTION SUBSEQUENT THERETO.

And the execution of such bonds in pursuance of these presents shall be as binding upon said Company as fully and amply, to all intents and purposes, as if they had been duly executed and acknowledged by the regularly elected officers of the Company at its office in Harrisburg, Pennsylvania, in their own proper persons.

This appointment is made by and under the authorization of a resolution adopted by the Board of Directors of the Company on October 24, 1973 at Harrisburg, Pennsylvania which is shown below and is now in full force and effect.

RESOLVED, that (1) the President, any Vice President, the Secretary, or any Department Secretary shall have power to appoint, and to revoke the appointments of, Attorneys-in-Fact or agents with power and authority as defined or limited in their respective powers of attorney, and to execute on behalf of the Company, and affix the Company's seal thereto, bonds, undertakings, recognizance's, contracts of indemnity and other written obligations in the nature thereof or related thereto; and (2) any of such Officers of the Company may appoint and revoke the appointments of joint-control custodians, agents for acceptance of process, and Attorneys-in-Fact with authority to execute waivers and consents on behalf of the Company; and (3) the signature of any such Officer or of any Assistant Secretary or Department Assistant Secretary and the Company seal may be affixed by facsimile to any power of attorney or certification given for the execution of any bond, undertaking, recognizance, contract of indemnity or other written obligation in the nature thereof or related thereto, such signature and seal when so used whether heretofore or hereafter, being hereby adopted by the Company as the original signature of such Officer and the original seal of the Company, to be valid and binding upon the Company with the same force and effect as though manually affixed.

In Witness Whereof: PENNSYLVANIA NATIONAL MUTUAL CASUALTY INSURANCE COMPANY has caused these presents to be signed and its corporate seal to be hereto affixed on April 26, 2022.

PENNSYLVANIA NATIONAL MUTUAL CASUALTY INSURANCE COMPANY  
Commonwealth of Pennsylvania, County of Dauphin - ss:

On April 26, 2022, before me appeared Mark Fitzgerald to me personally known, who being by me duly sworn, did say that he resides in the New Jersey, that he is the Vice President- Surety of PENNSYLVANIA NATIONAL MUTUAL CASUALTY INSURANCE COMPANY, that he is the individual described in and who executed the preceding instrument, and that the seal affixed to said instrument is the corporate seal of said Company, and that said instrument was signed and sealed on behalf of said Company by authority and direction of said Company, and the said office acknowledged said instrument to be the free act and deed of said Company.

COMMONWEALTH OF PENNSYLVANIA  
Notarial Seal

Traci A Kimmlch, Notary Public  
City Of Harrisburg, Dauphin County  
My Commission Expires Oct 31, 2024  
Member, Pennsylvania Association of Notaries  
Notary Public

I, Mark Fitzgerald, Vice President - Surety of the PENNSYLVANIA NATIONAL MUTUAL CASUALTY INSURANCE COMPANY, a corporation of the Commonwealth of Pennsylvania, do hereby certify that the above and foregoing is a true and correct copy of a Power of Attorney, executed by the said Company, which is still in full force and effect. 07/13/2022

In Witness Whereof, I have hereunto set my hand and affixed the corporate seal of said Company on 07/13/2022  
Vice President-Surety

**2. PUBLIC COMMENT PERIOD**

Vice-Chairman Greene opened the Public Comment Period and with no one wishing to address the Board, Vice-Chairman Greene closed the Public Comment Period.

**3. ROAD NAME CHANGE-PUBLIC HEARING**

Planning Technician Pamela Ealey provided the staff report regarding the road name changes in the agenda packet.

The first road was unnamed and located west off of Performance Road, which was off Wilkinson Road. The reason for the proposed change was due to the developer planning a third building on Tax Parcel 239 086. Per the County's ordinance, the road

must be named because more than two (2) structures would be using the same drive. The property owners (Matt Erich-Performance Park Holdings LLC) submitted the petition with the name choice.

The second road was unnamed and located south off Poole Road in the 100 block. There were two (2) structures sharing a driveway with more structures to come. Per the ordinance, the road was mandated by the Ordinance to be named. The property owners were Harold and Morgan Johnson, Ethel Johnson. The owners submitted a unanimous petition for the selected name of Ancestry Trail.

The third road name to be considered was a continuation from the June 6, 2022 Commission Meeting. During the June 6, 2022 meeting, one of the property owners requested the name of Jones Farm Road be used as opposed to the previously recommended road name of Sills Creek Trail. The request was tabled in order to give staff time to research the name suggested by property owners – Brian Bradshaw, James and Heather Smith, Daryl Hartsell and Alan Lipscomb.

Vice-Chairman Greene opened the public hearing to receive comments for all three (3) proposed roads. The following individual came forward:

- Guanah Davis of 961 Confederate Avenue expressed hope the Board would consider approval of the road name of Ancestry Trail.

With no one else wishing to address the Board, Vice-Chairman Greene closed the public hearing.

Commissioner Pierce moved to approve the three road names as presented -Packard Drive, Ancestry Trail, and Jones Farm Road. The motion was seconded by Commissioner Klusman and passed unanimously (4-0).

#### **4. PE 02-22: RICHARD JACKSON**

Assistant Planning Director Shane Stewart presented a power point as he discussed the request from Richard Jackson for a permit to exceed (PE) the Noise Ordinance standards for a public event for the public to enjoy free entertainment, music and food for the surrounding areas at 3811 Old Mocksville Road, Salisbury, NC. The property was further referenced as Tax Parcel 308-198. The event was to be held Saturday, September 3, 2022, from 5:00 pm to 10:00 pm. Based on the site plan, a stage would be placed north of a new home under construction with speakers directed south towards the two (2) tents as shown in the site plan. Three (3) portable toilets and sink was stations were proposed to serve the anticipated 150 to 200 guests. According to information provided by Mr. Jackson, father of property owner Darrius Massey, the event would be the third annual Labor Day event, which would feature two (2) musical artists from the region.

Using the power point, Mr. Stewart showed the parking area and reported

that Mr. Jackson said he would have approximately four (4) people to assist with parking. Mr. Stewart also showed slides of the surrounding properties.

Mr. Stewart discussed the Noise Ordinance and the criteria to be considered in issuing or denying an application for PE. Mr. Stewart also highlighted the 911 call data pertaining to the past Labor Day events at the subject property.

In conversations with Mr. Jackson, Mr. Stewart said Planning Staff reiterated the need to ensure all guests are accommodated on site; have a plan to address potential capacity issues; and ensure adherence to the requested 10:00 pm amplified sound cutoff. Since yearly Labor Day event requests were anticipated, Mr. Stewart noted the list of violations for the area. Mr. Stewart stated the primary concerns from the community were noise and parking along the road. Mr. Stewart also noted two (2) public comment forms that had been submitted to the Clerk and were included in the agenda packet.

Commissioner Klusman referred to the complaints and questioned the reference to explosions and whether the explosions were caused by Tannerite. Mr. Stewart said he could not confirm the explosions were caused by Tannerite.

Vice-Chairman Greene opened the floor to receive citizen input regarding the request. The following individual came forward:

- Reggie Jackson said he was speaking on behalf of his son, Darius Massey. Mr. Jackson said he was an active member of the Salisbury Lions Club and that he hoped to provide a wholesome family event and bring more events to the community in the future. Mr. Jackson discussed past experiences with the event and said he had been cited for not having a PE, and there had also been parking and noise complaints. Mr. Jackson said he had hired Chad Dillard who specialized in grading to help increase parking availability. Mr. Jackson said attendees would be reminded 30 minutes in advance of the closing time and that the music would stop at 9:45 p.m. Mr. Jackson said he would turn people away if the event ran out of parking spaces and that 911 would be called if people did not park where they were supposed to.

Commissioner Klusman asked if the explosions listed in the call log were caused by the use of Tannerite. Mr. Jackson said he had heard explosions in the far distance and near the pipeline but no one on his property or at the event had been responsible.

Commissioner Klusman asked if firearms could be at the property. Mr. Jackson said there had never been an argument, fight or shooting at his event.

Commissioner Klusman said she personally preferred there be no Tannerite explosions. Commissioner Klusman said based on the number of people there should be an off-duty officer working to ensure the event was okay.

Mr. Jackson said he had no problem in having an off-duty officer to help.

Commissioner Greene said he did not believe the off-duty officer was required for this event.

Commissioner Pierce asked if Mr. Jackson would be agreeable to stopping the music at 9:00 pm. Mr. Jackson said he had no problem with the requirement.

Commissioner Pierce moved to approve PE 03-22, with the music to be terminated at 9:00 pm. The motion was seconded by Commissioner Caskey.

Commissioner Klusman asked to amend the motion to include prohibiting explosions and Commissioner Pierce was agreeable.

Upon being put to a vote the amended motion passed unanimous (4-0).

##### **5. CONSIDER PE 03-22**

Planner Aaron Poplin provided a power point as he presented the request for a Permit to Exceed (PE) the County's Noise Ordinance. The PE was for a concert on July 23, 2022 at 261 Lakeshore Drive in Fisherman's Cove. The applicant, Cynthia Anderson, expected the concert to attract around 50 people. The applicant indicated it was a common occurrence to have events at the Fisherman's Cove picnic shelter. No other activities were proposed to go along with the free concert. The applicant anticipated most attendees would be from Fisherman's Cove. Staff was notified by the applicant the homeowners association had already approved using the shelter for the event. Mr. Poplin said there were no previous violations resulting from the event.

Mr. Poplin highlighted the criteria as listed in the Staff Report. According to Mr. Poplin, the questionable issue with the application was how open to the public the event truly was. Mr. Poplin pointed out the event seemed more of a neighborhood event than a public event; however, he stated the applicant had indicated the event was open to people from outside the neighborhood and staff was not given any reason to believe this would not be the case.

Vice-Chairman Greene opened the floor to receive citizen input regarding the request. The following individuals came forward:

Vernon Patrick and Keith Anderson said the concert was held because of their love of Christ and the Worship Band did not make any money off the concert.

Commissioner Pierce moved, Commissioner Klusman seconded and the vote to approve PE 03-22 (4-0).

## **6. SELECTION OF NCACC VOTING DELEGATE**

The 115th Annual Conference Business Session of the North Carolina Association of County Commissioners (NCACC) was scheduled for Saturday, August 13, 2022 at 2:00 p.m. Each county would be entitled to one (1) vote on items that come before the membership.

Commissioner Caskey nominated Commissioner Klusman.  
Commissioner Klusman nominated Commissioner Caskey.

With no additional nominations, Commissioner Klusman agreed to serve as the County's voting delegate.

## **7. FINANCIAL REPORTS**

Finance Director Anna Bumgarner highlighted the financial graphs in the agenda packet, which depicted the following information:

- Annual Cumulative Expenditure Comparisons as of June 2022 - \$152,668,933
- Annual Cumulative Revenue Comparisons as of June 2022 - \$159,235,925
- Annual Cumulative Current Year Property Tax Comparisons as of May 2022 – \$90,017,048
- Annual Cumulative Sales Tax Comparisons as of March in FY 2022 - \$26,948,035
- Monthly Sales Tax Comparisons as of March in FY 2022 - \$3,489,240

Commissioner Pierce moved, Commissioner Klusman seconded and the vote to accept the financial reports passed unanimously.

## **8. BUDGET AMENDMENTS**

Finance Director Anna Bumgarner presented the following budget amendments for the Board's consideration:

- Finance – Recognize reserved funds from FY 2022 for Cooperative Extension. Reserved funds represent money received by a Department for restricted purpose. The funds that have not been spent by year-end are budgeted for expenditure in the new fiscal year. \$7,662
- Finance – Recognize reserved funds from FY 2022 for the NC Science Museums Grant. Reserved funds represent money received by a Department for a restricted purpose. The funds that have not been spent by year-end are budgeted for expenditure in the new fiscal year. \$70,396
- Social Services – Amendment to budget Low Income Water Assistance direct payments. No county funds are required. \$212,118
- Social Services – Budget APS Essential Services funds allocated from the American Rescue Plan Act. No county funds are required. \$11,231
- Rowan Transit – Increase to budget for the newly awarded 5310-Rural Elderly and Disabled Transportation Program Grant. \$218,551



- Rowan Transit – Correct original FY23 budget grant allocation errors reducing and reallocating grant funding. \$35,019
- Finance – Appropriate fund balance and vehicle expenditures for FY 2022 General Fund encumbrances. \$70,089
- Finance – Appropriate fund balance and vehicle expenditures for FY 2022 General Fund encumbrances. \$1,686,704
- Finance – To revenue and vehicle expenditures for FY 2022 Carryover. \$91,600

Commissioner Caskey moved approval of the budget amendments as presented. The motion was seconded by Commissioner Klusman and passed unanimously.

**9. CONSIDER APPROVAL OF BOARD APPOINTMENTS**

**AIRPORT ADVISORY BOARD**

There is one (1) seat open for a member of the Business Community. Applications were received from Anjeana Thurston and Jeffrey Alan Matthews. The selected applicant will serve a three-year term that will expire on June 30, 2025.

Commissioner Pierce moved, Commissioner Klusman seconded and the vote to appoint Anjeana Thurston carried unanimously (4-0).

**TOWN OF CLEVELAND ZONING AND PLANNING BOARD – ETJ**

Mark Allen Benton applied for appointment as an ETJ alternate representative. If approved, the term will expire October 31, 2025.

Commissioner Pierce moved to appoint Mark Benton followed by a second from Commissioner Klusman. The motion carried unanimously (4-0).

**EAST GOLD HILL VOLUNTEER FIRE DEPARTMENT FIRE COMMISSIONERS**

Sue Choat and Ralph Earnhardt applied for reappointment and if approved, their terms will expire on July 31, 2024.

Commissioner Pierce moved to appoint Sue Choat and Ralph Earnhardt. The motion was seconded by Commissioner Caskey and passed unanimously (4-0).

**TOWN OF GRANITE QUARRY PLANNING BOARD – ETJ**

Jared Mathis and Delores Shannon applied for reappointment (Ms. Shannon would serve as an alternate member). If approved, their terms will expire July 31, 2025.

Commissioner Pierce moved, Commissioner Caskey seconded and the vote to appoint Jared Mathis and Delores Shannon carried unanimously (4-0).

**BOARD OF HEALTH**

There is one (1) vacant seat for a member of the General Public.

Dr. Anthony Jerome Davis and Bliss McIntosh Green both applied. The selected applicant’s term will expire on December 31, 2023.

Commissioner Klusman moved the appointment of Dr. Anthony Davis. The motion was seconded by Commissioner Pierce and passed unanimously (4-0).

**HOME AND COMMUNITY CARE BLOCK GRANT COMMITTEE (HCCBG)**

The Board is asked to renew the appointments for the following individuals who represent the HCCBG funded agencies for FY 2022-23. All terms will expire June 30, 2023.

- 1. Nan Buehrer, Executive Director, Ruffy-Holmes Senior Center
- 2. Micah Ennis, Director, Rowan County Department of Social Services
- 3. Cindy Fink, Executive Director, Meals on Wheels Rowan
- 4. Valerie Steele, Rowan Transit System
- 5. Beth Huber, Executive Director, Trinity Living Center

Commissioner Pierce moved to renew the appointments as outlined above. The motion was seconded by Commissioner Klusman and passed unanimously (4-0).

**REGION F AGING ADVISORY COMMITTEE**

Eileen Solomon applied for reappointment for a one-year term that will expire June 30, 2023.

Commissioner Pierce moved the reappointment of Eileen Solomon. Commissioner Klusman seconded, and the vote passed unanimously (4-0).

**JUVENILE CRIME PREVENTION COUNCIL**

Henry Ricardo Smith, Alisa Russell, John Basinger and Don Bringle applied for reappointment.

In order for John Basinger, Alisa Russell and Don Bringle to be reappointed, the Commissioners would need to waive the term limits established in the Resolution that governs the advisory board appointment process.

If approved, the term for the four (4) applicants listed above would expire on June 30, 2024.

Commissioner Pierce moved to extend the terms as requested for Henry Ricardo Smith, Alisa Russell, John Basinger and Don Bringle. The motion was seconded by Commissioner Klusman and passed unanimously.

Commissioner Pierce moved, Commissioner Caskey seconded and the vote to appoint Jason Hinson to fill a vacancy as a member of a non-profit agency passed unanimously (4-0). The term would expire June 30, 2024.

## **LOCAL EMERGENCY PLANNING COMMITTEE**

Division Chief Bryan Keith Edwards applied to fill a vacant public safety seat. There are no terms for this Committee.

Commissioner Pierce moved to appoint Bryan Keith Edwards. The motion was seconded by Commissioner Klusman and carried unanimously (4-0).

## **ADDITION**

### **#9a. CLOSED SESSION**

Commissioner Pierce move at 6:50 p.m. for the Board to enter Closed Session in accordance with North Carolina General Statute § 143-318.11(a)(3) for attorney-client privileged communication regarding an existing litigation settlement discussion. The motion was seconded by Commissioner Caskey and passed unanimously (4-0).

Commissioner Pierce moved at 7:08 p.m. for the Board to return to Open Session. The motion was seconded by Commissioner Klusman and passed unanimously (4-0). No action was taken.

## **10. ADJOURNMENT**

There being no further business to come before the Board, Commissioner Pierce moved to adjourn at 7:09 p.m. The motion was seconded by Commissioner Klusman and passed unanimously (4-0).

Respectfully Submitted,



Carolyn Barger, MMC, NCMCC  
Clerk to the Board