

MINUTES

STATE OF NORTH CAROLINA
COUNTY OF HENDERSON

BOARD OF COMMISSIONERS
MONDAY, DECEMBER 7, 2015

The Henderson County Board of Commissioners met for a regularly scheduled organizational meeting at 5:30 p.m. in the Commissioners' Meeting Room of the Historic Courthouse on Main Street, Hendersonville.

Those present were: Commissioner Tommy Thompson, Commissioner Charlie Messer, Commissioner Grady Hawkins, Commissioner Mike Edney, Commissioner William Lapsley, County Manager Steve Wyatt, Assistant County Manager Amy Brantley, Attorney Russ Burrell and Clerk to the Board Teresa Wilson.

Also present were: Management Assistant Megan Powell, Director of Business and County Development John Mitchell, Finance Director Carey McLelland, Senior Planner Autumn Radcliff, Fire Marshal Rocky Hyder, Assessor/Tax Collector Stan Duncan, Planner Kyle Guie, Planner Matt Champion, Lieutenant Bengy Bryant, Captain Steve Carter, Library Director Trina Rushing, Elections Director Beverly Cunningham, Engineer Marcus Jones, Deputy Candy Carland and Deputy Jeff Banks as security, Environmental Programs Coordinator Rachel Kipar and PIO Kathy Finotti- videotaping.

CALL TO ORDER/WELCOME/INVOCATION

Attorney Russ Burrell called the meeting to order, welcomed all in attendance, and provided the invocation.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance to the American Flag was led by Reagan Gage, and members of the Horticulture 4-H Club.

ELECTION OF CHAIR

County Attorney Russ Burrell stated according to Section 153A-39 of the North Carolina General Statutes, on the first regular meeting of this Board during December of odd-numbered years, this Board must select a chairman. The chairman will serve until a successor is elected on the first Monday evening of December in 2016. After the chairman is selected, he will preside over the meeting.

Mr. Burrell opened the floor for nominations.

Commissioner Lapsley nominated Tommy Thompson.

Hearing no further nominations, *Commissioner Edney made the motion to close nominations and accept the appointment of Tommy Thompson as Chairman by acclamation. All voted in favor and the motion carried.*

ELECTION OF VICE-CHAIR

Chairman Thompson nominated Commissioner Messer for vice-chairman.

Hearing no further nominations, *Commissioner Hawkins made the motion to close nominations and accept the appointment of Charlie Messer as vice-chairman. All voted in favor and the motion carried.*

74TH ANNIVERSARY OF THE ATTACK ON PEARL HARBOR

Chairman Thompson introduced Commissioner "Colonel" Hawkins. Colonel Hawkins explained the video played prior to the start of the meeting was a tribute as today marks the 74th Anniversary of the attack on Pearl Harbor. A moment of silence was observed.

DATE APPROVED: January 4, 2016

PUBLIC HEARINGS**Public Hearing for consideration to abandon state maintenance and permanently close a portion of Middleton Road (SR 1136)**

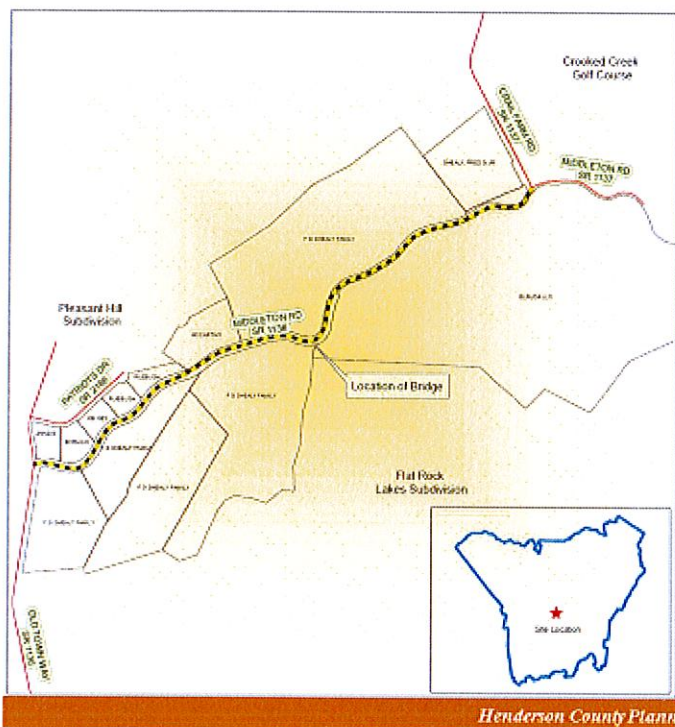
Commissioner Messer made the motion to go into Public Hearing for consideration to abandon state maintenance and permanently close a portion of Middleton Road (SR 1136). All voted in favor the motion carried.

Senior Planner Autumn Radcliff stated the Henderson County Board of Commissioners passed a resolution at the November 2, 2015 board meeting stating their intent to hold a public hearing for the purpose of permanently closing a portion of Middleton Road (SR 1136).

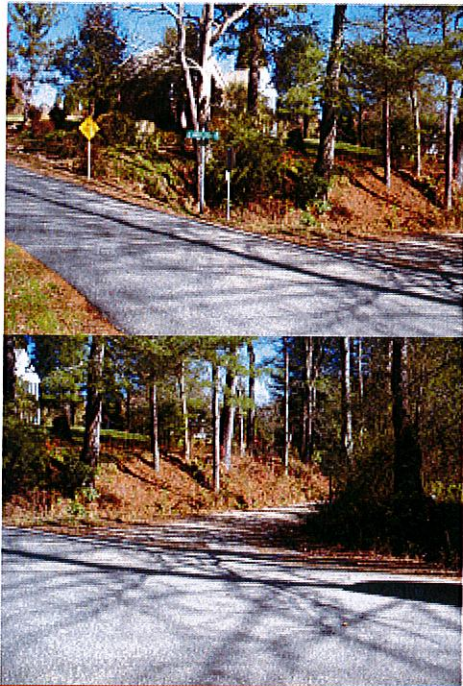
The Village of Flat Rock adopted a resolution in support on October 8, 2015.

North Carolina General Statute 153A-241 requires that a public hearing be held for the permanent closing of a public road or easement and that the board must adopt an order closing the right-of-way if it deems no individual owning property would be deprived of a reasonable means of ingress and egress.

North Carolina General Statute 136-63 provides that any group of petitioners may request for the abandonment of any road in the secondary system when in the best interest of the people of the county will be best served thereby.

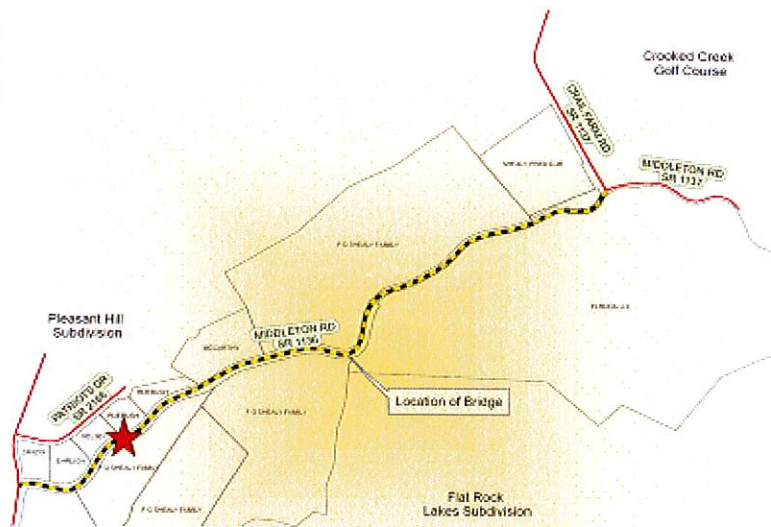


Steve Cannon of the NCDOT was available to answer questions.



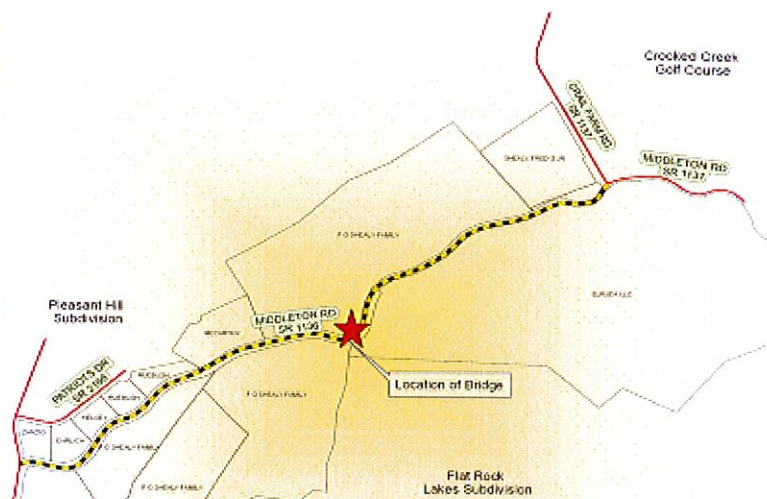
Pictures taken from the Intersection of Middleton Road and Old Town Way at the Entrance of Pleasant Hill Subdivision

Henderson County Planning Department



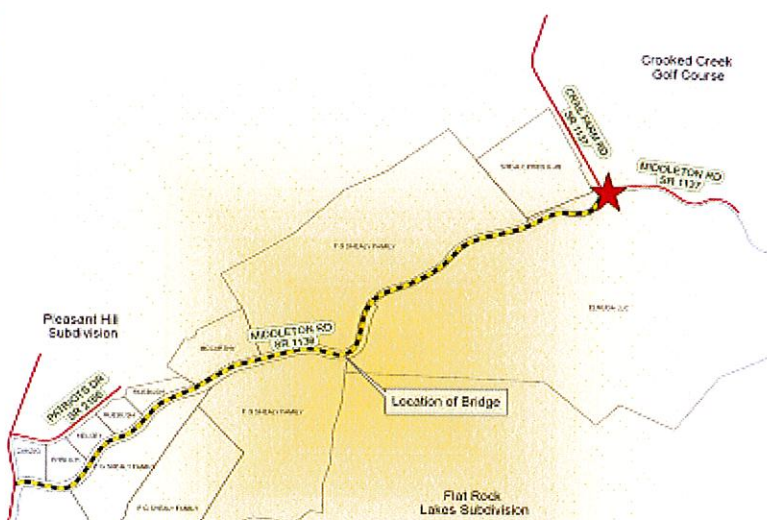
Pictures taken on Middleton Road Looking at Adjoining Lots in Pleasant Hill Subdivision

Henderson County Planning Department



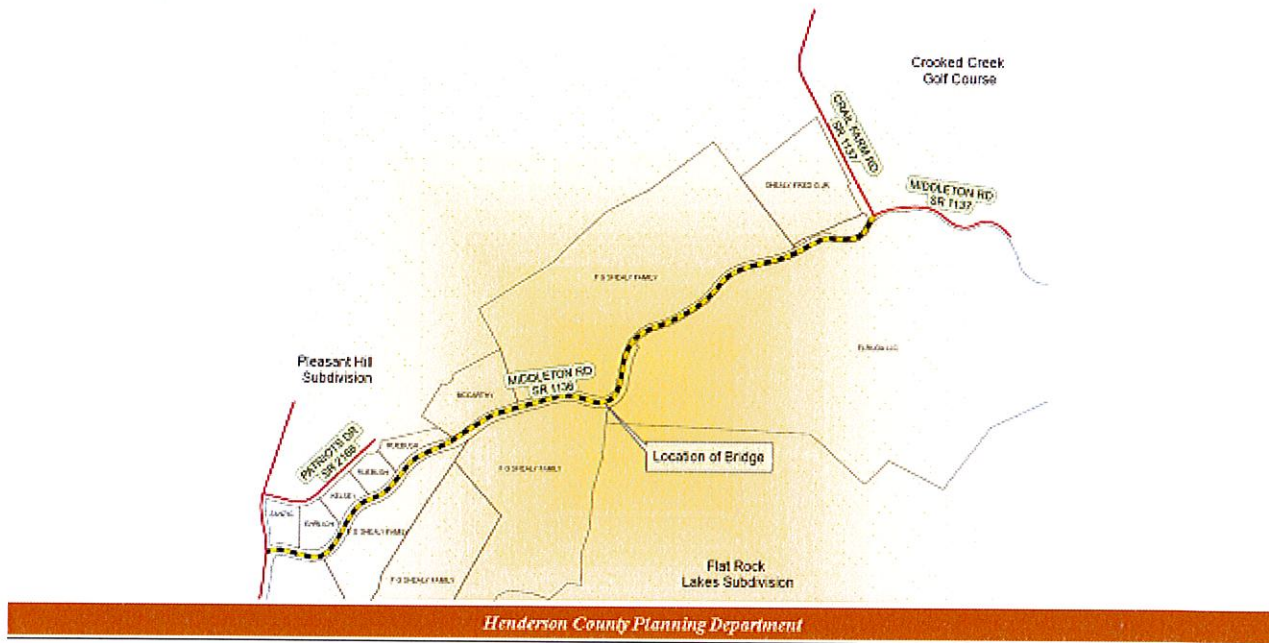
**Pictures taken on Middleton Road
Looking at DOT Bridge Scheduled for
Replacement**

Henderson County Planning Department



**Pictures taken at the Intersection of
Middleton Road and Crail Farm Road**

Henderson County Planning Department



Public Comment

- 1) Wells Shealy – Mr. Shealy began the process of closing the state maintenance of a portion of Middleton Road because the state was looking to build a new bridge. The new bridge would block access to 40 acres of his land which would put his family out of business.
- 2) Dan Ravenel – Mr. Ravenel owns the land deeded to Elruda, LLC, named for his children. He would like to keep the little traveled road, named after his uncle, just as it is. He noted Mr. Wells Shealy has agreed to maintain the road.
- 3) Mark Stierwalt – Mr. Stierwalt stated Mr. Shealy will turn the road into a greenway for walkers, hikers, etc. The area is surrounded by developments. The walking path will be greatly used and will be much safer.
- 4) Barbara Ehrlich – Mrs. Ehrlich and her husband live on Patriot Drive. They walk on this road and want to make sure they will still have access.

Commissioner Lapsley explained with the abandonment of state maintenance, the land owners will then have control of the property. There is a public easement at this time, but if the property was sold, this could change. He suggested that all property owners sign an agreement of unrestricted access to the property. The Board of Commissioners has no authority for the access.

Commissioner Hawkins clarified that the Board of Commissioners does not approve the closure, only a recommendation is sent to Raleigh.

Commissioner Hawkins made the motion to go out of public hearing. All voted in favor and the motion carried.

Commissioner Edney made the motion that the Board approves recommending abandonment of state maintenance and closure of the right-of-way and certify the Order of Closure. All voted in favor and the motion carried.

Public Hearing for Rezoning Application #R-2015-04-C Jeff Lemmons

Commissioner Hawkins made the motion to go into public hearing for Rezoning Application #R-2015-04-C. All voted in favor and the motion carried.

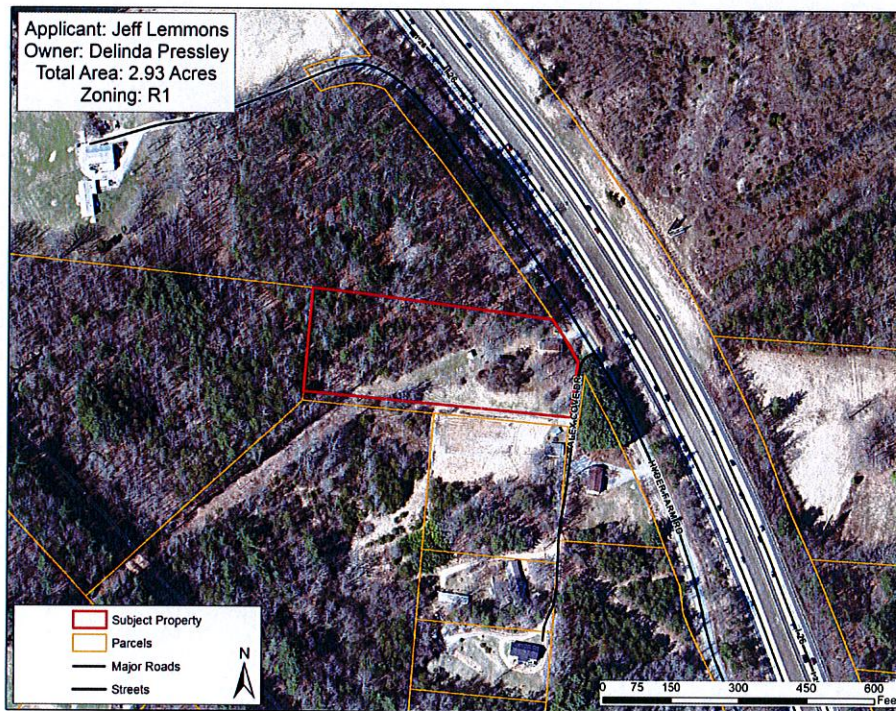
Planner Kyle Guie stated Rezoning Application #R-2015-04-C which was initiated on September 1, 2015 at the request of applicant, Jeffrey Lemmons, who requests the County rezone approximately 2.93 acres of land (thereafter the "Subject Area") from Residential One (R1) to Industrial Conditional District (I-CD) zoning district.

The Henderson County Planning Board considered rezoning application #R-2015-04-C at its regularly scheduled meeting on November 19, 2015. During that meeting, the Planning Board voted unanimously to send forward a favorable recommendation to rezone the Subject Area to an Industrial-Conditional District (I-CD) zoning district.

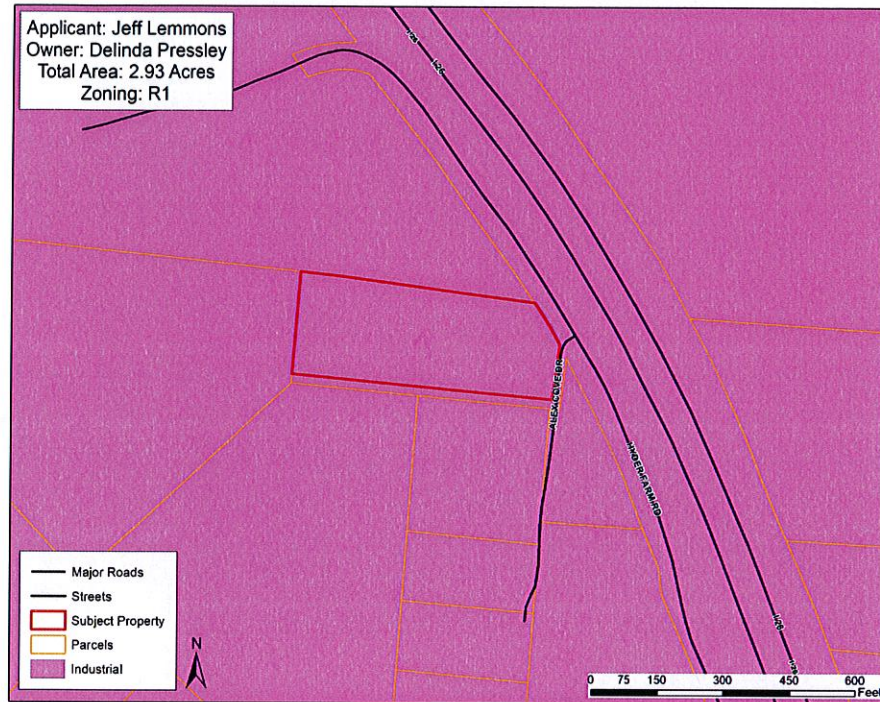
PUBLIC NOTICE:

Before taking action on the application, the Board of Commissioners must hold a public hearing. In accordance with §42A-314(C) and §42A-337(B) of the Henderson County Land Development Code and State Law, notices of the December 7, 2015, public hearing regarding rezoning application #R-2015-04-C were published in the Hendersonville Tribune on November 26, 2015 and December 3, 2015. The Planning Department sent notices of the hearing via first class mail to the owners of properties adjacent to the Subject Area and the Subject Area property owner on November 20, 2015 and posted signs advertising the hearing on the Subject Area on November 20, 2015.

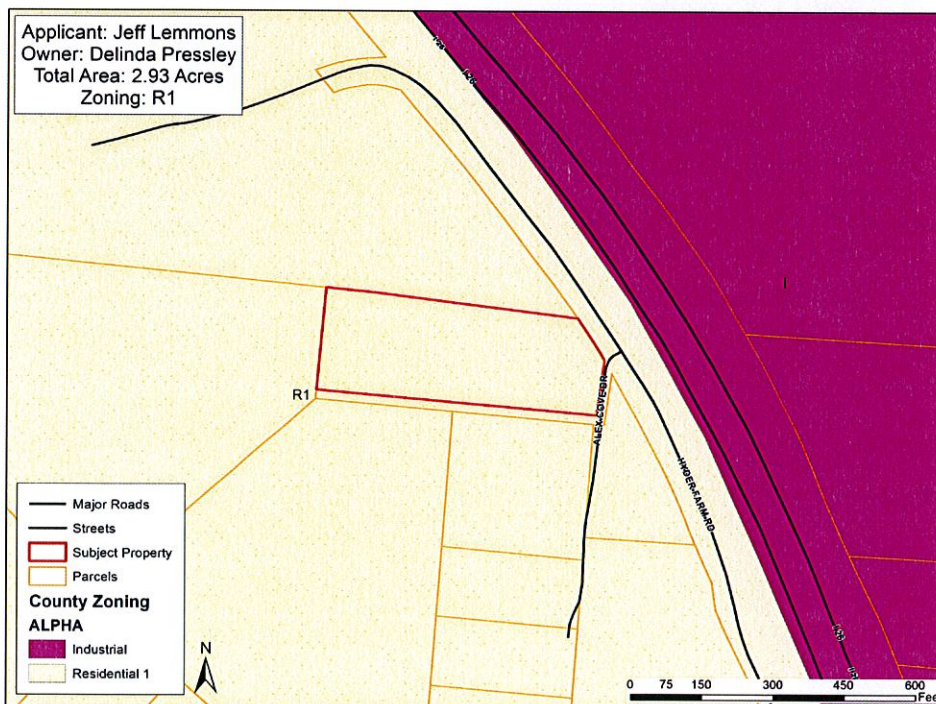
Aerial photo map



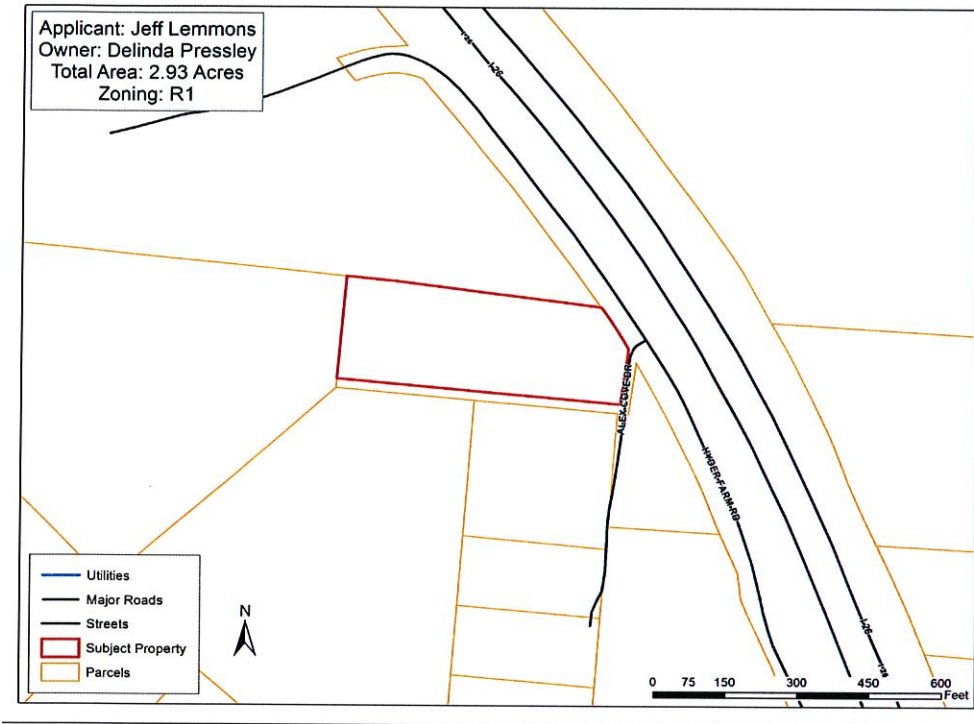
2020 CCP Future Land Use Map



Current zoning map



Public Utilities



Pictometry



serving our community and agency. To honor him and show their gratitude, the Sheriff's Department intends to present his service badge and service sidearm to him.

Sheriff McDonald makes this request on behalf of the Henderson County Sheriff's Office pursuant to North Carolina General Statute 20-187.2(a).

Sheriff McDonald was in Raleigh and unable to attend the meeting. Chairman Thompson shared a letter from Sheriff McDonald as follows:

"It is a great honor for me to request that the service weapon of Chief Deputy Jerry Rice be presented to him upon his retirement from the Henderson County Sheriff's Office as a small token of deep appreciation for 28 years of selfless service and sacrifice he has given to Henderson County. Not only has Jerry served me well in his last assignment, as Chief Deputy, but he and I have enjoyed a deep friendship that began shortly after he came to work at the Sheriff's Office. Jerry and I worked together in the Drug Enforcement Unit on various undercover operations, SWAT operations and served together as detectives in Criminal Investigations and firearms instructors. It was during that time that I learned to trust his instincts, skills and integrity. Jerry possesses a strong legal mind and has always stayed abreast of current laws on search and seizure as well as any other legislation that effects law enforcement. It was those qualities coupled with the strong leadership skills I have observed him demonstrate over the years that led me to appoint me as my Chief Deputy. Jerry has always had my total confidence and while I support his decision to retire after serving so honorably for so many years, he will be greatly missed not only by me but by all of the men and women of Henderson County Sheriff's Office. Jerry is retiring from the Sheriff's Office, but he will always have a place in my heart as one of my most loyal and trusted friends. It is my hope that he will continue to be involved with this agency to whatever degree he chooses.

Although I had to be in Raleigh this evening so am unable to appear personally before the Board, I respectfully request that the Board of Commissioners approve my request to have his assigned service weapon presented to him. I further respectfully request that all present rise and give him a big round of applause for his long and honorable career as a Deputy Sheriff of Henderson County and wish him and his wife Debbie, the best of all things in the years ahead."

Commissioner Edney shared a picture of Jerry Rice from the past.



Chairman Thompson read the resolution aloud and presented it to Chief Deputy Jerry Rice. Everyone rose and a tremendous round of applause was given in his honor.

Chairman Thompson made the motion that the Board allows Sheriff Charles McDonald to present the service badge and sidearm as a token of appreciation to Chief Deputy Jerry Rice. All voted in favor and the motion carried.

SERVICE BADGE AND SIDEARM REQUEST – MASTER DEPUTY SCOTT JUSTUS

Chairman Thompson pulled the service badge and sidearm request for Master Deputy Scott Justus from consent.

The Henderson County Sheriff's Office requests that the service badge and sidearm of Scott Justus be given to him in recognition of his retirement from the Henderson County Sheriff's Office.

Master Deputy Scott Justus began employment with the Henderson County Sheriff's Office on October 5th, 1993. Throughout his career he has worked as a Deputy, Detention Officer, Master Detention Deputy, Corporal, and Sergeant. Master Deputy Justus has served for a total of 22 years in the Sheriff's Office. He has spent his adult life serving our community and agency. To honor him and show my gratitude, the Sheriff's Department intends to present his service badge and service sidearm to him.

Sheriff McDonald makes this request on behalf of the Henderson County Sheriff's Office pursuant to North Carolina General Statute 20-187.2(a).

Chairman Thompson recognized the tributes of Scott Justus and read the resolution aloud. Mr. Justus will be presented with the resolution.

Commissioner Hawkins made the motion that the Board allows Sheriff Charles McDonald to present the service badge and sidearm as a token of appreciation to Master Deputy Scott Justus. All voted in favor and the motion carried.

INFORMAL PUBLIC COMMENTS

1. Thomas Hill – Mr. Hill is in favor of school improvements and requested the Board set aside 10% for teacher pay increases. He suggested using a supplement increase to retain teachers.
2. Amanda Fairley – Ms. Fairley works for Waste Management Industries. They have been looking for a way to help the budget deficit for the Henderson County Waste Enterprise. Henderson County staff will receive a proposal soon.

DISCUSSION/ADJUSTMENT OF CONSENT AGENDA

Commissioner Messer made the motion to adopt the Consent Agenda with the updated MOU for Balfour. All voted in favor and the motion carried.

CONSENT AGENDA consisted of the following:

Minutes

Draft minutes were presented for board review and approval of the following meeting(s):
November 18, 2015 - regularly scheduled meeting

Tax Collector's Report

Collections Specialist Luke Small had presented the Tax Collector's Report to the Commissioners dated November 30, 2015 for information only. No action was required.

Pending Releases & Refunds

The pending releases and refunds have been reviewed by the County Assessor and as a result of that review, it is the opinion of the Assessor that these findings are in order. Supporting documentation is on file in the County Assessor's Office.

These pending release and refund requests are submitted for the approval by the Henderson County Board of Commissioners.

<u>Type</u>	<u>Amount</u>
Total Taxes Released from the Charge	\$ 18,309.21
Total Refunds as a Result of the Above Releases	\$ 20.04

Motion:

I move the Board approves the Combined Release/Refund Report as presented.

Financial Reports – October 2015

The October 2015 County Financial Report and Cash Balance Report were provided for the Board's review and approval. The following are explanations for departments/programs with higher budget to actual percentages for the month of October:

- Dues/Non-profits – 2nd quarter approved non-profit contribution payments
- Information Technology – encumbrance of approved technology purchases for the fiscal year
- Fire Services – payment of annual worker's compensation coverage premium for the fire departments
- EMS – purchase order encumbered for the purchase of three new ambulance units approved in the budget
- Rescue Squad – 2nd quarter approved non-profit contribution payment
- Soil & Water Conservation – contracted services payment (\$125,000) on a grant-funded streambank restoration project
- Agri-Business – operational expenditures to be covered by Agri-Business program fees to be transferred in
- Mental Health – 2nd quarter maintenance of effort (MOE) funding payment to Smoky Mountain Center

The YTD deficit in the CDBG – Dodd Meadows Project Fund is temporary and due to a timing delay between the expenditure of grant funds on the project and the subsequent reimbursement of expended funds from the Division of Community Assistance.

The YTD deficit in the Immigration and Customs Enforcement (ICE) Fund is from the transfer of the remaining funds available to the County's General Fund due to completion of participation in this federal program by the Sheriff's Department. Final ICE Program funding ceased as of December 31, 2014.

The YTD deficit in the Westfeldt Park Project is due to the payment of project expenditures and the subsequent reimbursement of grant funds from the NCDENR – Recreational Trails Grant Program.

The YTD deficit in the Cane Creek Water & Sewer District Fund is due to ongoing sewer capital project expenditures. A total of \$2.478 million in fund balance, primarily for these capital projects, was budgeted to balance this Fund and cover these expenditures in the current fiscal year.

Motion:

I move that the Board of Commissioners approves the October 2015 County Financial Report and Cash Balance Report as presented.

Henderson County Public Schools Financial Report – October 2015

The Henderson County Public Schools October 2015 Local Current Expense Fund / Other Restricted Funds Financial Report was provided for the Board's information.

Motion:

I move that the Board of Commissioners approves the Henderson County Public Schools October 2015 Financial Report as presented.

Review of Public Officials' Bond

Pursuant to N.C. Gen. Stat. §58-72-20 (and the Board's Rules of Procedure), the next order of business at the Board's annual organizational meeting is the annual review and approval of the size and issuer of the bonds for county public officials.

Under §58-72-20:

The bonds of the officers named in G.S. 58-72-10 shall be carefully examined on the first Monday in December of every year, and if it appears that the security has been impaired, or for any cause become insufficient to cover the amount of money or property or to secure the faithful performance of the duties of the office, then the bond shall be renewed or strengthened, the insufficient security increased within the limits prescribed by law, and the impaired security shall be made good; but no renewal, or strengthening, or additional security shall increase the penalty of said bond beyond the limits prescribed for the term of office.

The following are the current bond amounts, all of which meet the requirements of the General Statutes:

PUBLIC OFFICIAL	BOND AMOUNT	BOND COMPANY
Charles McDonald, Sheriff	\$25,000.00	Fidelity and Deposit Co.
Lee King, Register of Deeds	\$50,000.00	Fidelity and Deposit Co.
Stan Duncan, Tax Collector	\$1,000,000.00	Fidelity and Deposit Co.
Deputy Tax Collectors	\$250,000.00	Fidelity and Deposit Co.
J. Carey McLelland, Finance Director	\$200,000.00	Fidelity and Deposit Co.

Motion:

I move that the Board approve the public officials' bonds as proposed.

Letter of Support – 7th Avenue Health Center

Blue Ridge Community Health Services and the Hendersonville Rescue Mission have created a unique partnership, focused on creating a more appropriate setting for healthcare in the 7th Avenue Community. The 7th Avenue Health Center will be located at the Hendersonville Rescue Mission Day Center, and is opening to patients in December, 2015. Initial hours will be Thursdays from 1:30 – 4:30, and will expand based on need.

Blue Ridge Community Health Services requests the Board approve the letter provided, endorsing this step toward improving access to health care in Henderson County.

Motion:

I move that the Board approves the letter, endorsing this step toward improving access to health care in Henderson County.

Memorandum of Understanding and Agreement – Balfour (A new MOU was provided at the meeting)

At the Board's October 21, 2015 meeting, the Board voted to proceed with planning documents for construction of a new facility on the campus of Blue Ridge Community College, to be known as the Career Academy. A portion of this facility will house the functions, classes and offices currently operated by the School Board on the campus of the former "Balfour Elementary" school site, located at 2529 Asheville Highway, Hendersonville, North Carolina

In consideration, the School Board is requested to execute a Memorandum of Understanding and Agreement, which will immediately upon execution of the construction contract by the County convey to the County the Balfour site, without further consideration required.

Motion:

I move the Board approves the Memorandum of Understanding and Agreement as presented at the meeting.

Approval and/or unsealing of closed session general accounts

This Board reviewed general accounts of the closed sessions listed below, and took the following action:

- 1) All the following general accounts of the following closed sessions, which are all the closed sessions held by the Board, were approved as accurate:

November 19, 2014	Session I, II, III, IV, V, VI
December 1, 2014	Session I, II
January 21, 2015	Session I, II, III
February 2, 2015	Session I, II
March 2, 2015	Session I, II, III, IV, V
March 18, 2015	Session I, II
March 30, 2015	Session I
April 15, 2015	Session I, II, III
May 4, 2015	Session I, II, III
June 1, 2015	Session I, II
June 24, 2015	Session I
July 15, 2015	Session I
August 3, 2015	Session I
October 5, 2015	Session I, II, III
October 21, 2015	Session I

- 2) The following closed session general accounts were ordered unsealed, as the release of their contents would not frustrate the purpose of the closed session:

November 19, 2014	Session I, II, III, IV, V, VI
December 1, 2014	Session I
January 21, 2015	Session I, II, III
February 2, 2015	Session I
March 2, 2015	Session I, II, III
April 15, 2015	Session I, II
May 4, 2015	Session II, III
June 24, 2015	Session I
July 15, 2015	Session I

- 3) The following closed session general accounts previously approved were ordered unsealed, as the release of their contents would not frustrate the purpose of the closed session:

October 15, 2014	Session I
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Motions:

- I motion the Board approve closed session general accounts as listed to remain sealed.*
- I motion the Board approve closed session general accounts as listed to be unsealed.*
- I motion the Board unseal previously approved closed session general accounts as listed.*

Bid award for Purchase of Sheriff Patrol Vehicles

The Board is requested to approve the low bid and authorize the Sheriff to proceed with purchasing eleven (11) 2016 Dodge Vehicles to include; three (3) Chargers, six (6) Durangos and two (2) RAM trucks. Bidding was conducted between November 2 and November 9, 2015. The low bidder was Hendersonville Chrysler Dodge Jeep RAM for a total price of \$294,374.

All eleven (11) vehicles were approved as part of the Sheriff's Fiscal Year 2016 budget and meet the Henderson County Vehicle Replacement Plan criteria.

Motion:

I move the Henderson County Board of Commissioners accept the low bid from Hendersonville Chrysler Jeep Dodge RAM for eleven 2016 Dodge Vehicles and authorize the purchase.

Henderson County Title VI Program

The Federal Transit Administration (FTA), under the US Department of Transportation, requires all transit recipients of financial assistance from FTA to adopt a Title VI Plan. Under Title VI, Federal funding agencies require compliance in order to receive FTA financial assistance.

Henderson County's Title VI plan is a Federal statute that states no person shall be discriminated against, excluded from participation, denied the benefits of, or be subjected to discrimination due to race, color, or national origin. Title VI falls under the Civil Rights Act of 1964 and covers all of the operations of entities without regard to whether specific portions of the activities are federally funded.

Henderson County is a sub-recipient of FTA funds and reports to the primary recipient, the City of Asheville. Under Title VI sub-recipients shall submit Title VI plans to the primary recipient in order to assist the primary recipient with compliance. The City of Asheville requires Henderson County for Apple Country Transit to update and adopt a new Title VI plan every three (3) years. The Title VI plan must be approved by the direct or primary recipient's governing officials prior to submission to FTA.

An updated plan is needed for the County and its designated recipient, City of Asheville, to be able to continue to receive these public transportation funds. The Title VI plan is dated May 2014 and has been adopted by the City of Asheville. At that time, the City of Asheville did not require the Board of Commissioners to adopt the Title VI plan. In order to meet all of FTA's requirements and the upcoming Triennial Review, the City of Asheville has requested the Board of Commissioners adopt the current Title VI policy.

Motion:

I move the Board adopts the Henderson County Title VI draft plan as presented.

DISCUSSION/ADJUSTMENT OF DISCUSSION AGENDA

Chairman Thompson made the motion to approve discussion agenda as presented. All voted in favor and the motion carried.

Nominations

Chairman Thompson noted the vacancies and opened the floor for nominations.

Notification of Vacancy

1. Henderson County Board of Health – 1 vac.

Nominations

1. EMS Peer Review Committee – 1 vac.

There were no nominations at this time and this item was rolled to the next meeting.

2. Equalization and Review, Henderson County Board of – 1 vac.

There were no nominations at this time and this item was rolled to the next meeting.

3. Henderson County Historic Courthouse Corporation /dba Heritage Museum – 3 vac. & chair appointment

Commissioner Edney nominated Carolyn Justus for position #4 and her reappointment as chair, Robert Justus for position #5, and Nancy Edwards for position #6. *Chairman Thompson made the motion to accept the reappointment of Carolyn Justus to position #4 and her reappointment as chair, the appointment of Robert Justus to position #5, and Nancy Edwards to position #6. All voted in favor and the motion carried.*

4. Historic Resources Commission – 1 vac.

There were no nominations at this time and this item was rolled to the next meeting.

5. Juvenile Crime Prevention Council – 6 vac.

There were no nominations at this time and this item was rolled to the next meeting.

6. Mountain Valleys Resource Conservation and Development Program – 1 vac.

There were no nominations at this time and this item was rolled to the next meeting.

7. Nursing/Adult Care Home Community Advisory Committee – 4 vac.

There were no nominations at this time and this item was rolled to the next meeting.

8. Senior Volunteer Services Advisory Council – 4 vac.

There were no nominations at this time and this item was rolled to the next meeting.

SALES TAX REFERENDUM

Commissioner Edney stated Legislation passed by the N.C. General Assembly has given counties the option of a local-option, quarter-cent sales tax. The sales tax (G.S. 105-535) must be approved by voters in a referendum before it can be adopted by a county. This referendum, if approved, would bring in approximately \$2.5m per year for capital improvements.

The North Carolina Board of Elections has informed local election boards of its preference for local referendum to be finalized by not later than December 14, 2015. In order to meet this deadline, the Board of Commissioners is requested to discuss whether it wishes to include a quarter-cent local sales tax referendum on the March 15, 2016 State-wide primary ballot. Should the Board determine that it does wish to include that referendum, the Board of Commissioners will make that official request to the local Board of Elections.

If was the consensus of the Board to wait until the November 8, 2016 election for the sales tax referendum. This would allow time to make the citizens aware of capital projects and the intention of the sales tax referendum.

Commissioner Edney made the motion that the Board officially requests the inclusion of a quarter cent local sales tax referendum on the November 8, 2016 State-wide primary ballot. All voted in favor and the motion carried.

COUNTY MANAGER'S REPORT

Steve Wyatt noted for a point of clarification, the County anticipates a substantial amount of money to fund the academy and other priorities. It is illegal to borrow money for operational cost such as teacher supplements, as discussed during public comments. A teacher supplement increase as requested would require an approximate 15% tax increase.

CLOSED SESSION

The Board is requested to go into closed session pursuant to N.C. Gen. Stat. §143-318.11(a)(3), (5) & (6) to consult with an attorney employed or retained by the Board to preserve attorney-client privilege. This consultation is with regard to a specific case, namely *Shelley v. County of Henderson et al.*, currently pending in the Henderson County Superior Court.

To establish, or to instruct the staff or agendas, concerning the position to be taken by or on behalf of the County in negotiating the price and other material terms of a contract or proposed contract for the acquisition of real property by purchase, option, exchange or lease.

To consider the qualifications, competence, performance, character, fitness, conditions of appointment, or conditions of initial employment of an individual public officer or employee or prospective public officer or

employee, or to hear or investigate a complaint, charge or grievance against an individual public officer or employee.

Commissioner Edney made the motion that the Board go into closed session pursuant to N.C. Gen. Stat. §143-318.11(a)(3), (5) & (6) for the reasons set out in the Request for Board Action in the Board's agenda packet. All voted in favor and the motion carried.

ADJOURN

Commissioner Messer made the motion to go out of closed session and adjourn at 8:15 p.m. All voted in favor and the motion carried.

Attest: Teresa L. Wilson, Clerk to the Board

Thomas H. Thompson, Chairman

Henderson County North Carolina

Before the Board of Commissioners

ORDER CLOSING A PORTION OF RIGHT-OF-WAY FOR MIDDLETON ROAD

THIS MATTER came on for hearing before the Henderson County Board of Commissioners at its regular December 7, 2015, meeting, pursuant to N.C. Gen. Stat. §153A-241, on the issue of closing a portion of right-of-way for Middleton Road, and was heard by the Board after public hearing. The Board of Commissioners makes the following findings:

1. This matter first came before the Board of Commissioners on at the Board's regular meeting on November 2, 2015, on the petition of R. Wells Shealy to close a portion of Middleton Road in the Flat Rock area of Henderson County.
2. At the Board's November 2, 2015, the Board adopted a resolution "declaring its intent to close" the said portion of Middleton Road.
3. A map showing the area under consideration is shown on the attachment hereto, Exhibit A, (indicated by a broken yellow line).
4. A notice of this Board's December 7 hearing was published once a week for three successive weeks before the hearing in the *Hendersonville Tribune*, a copy of the resolution was sent by registered or certified mail to each owner as shown on the county tax records of property adjoining the public road or easement who did not join in the request to have the road or easement closed, and a notice of the closing and public hearing to be prominently posted in at least two places along the road or easement.
5. Before the Board on December 7, the Board heard "all interested persons who appear with respect to whether the closing would be detrimental to the public interest or to any individual property rights" are required by N.C. Gen. Stat. §153A-241.
6. After such hearing, the Board is satisfied and finds:
 - A. That closing the public road or easement is not contrary to the public interest; and,
 - B. That no individual owning property in the vicinity of the road or in the subdivision in which it is located would thereby be deprived of reasonable means of ingress and egress to his property.

WHEREFORE IT IS ORDERED that a portion of Middleton Road in the Flat Rock area of Henderson County as shown on the attached map is hereby closed. It is further ordered that a private driveway easement be provided to the home on the property owned by Elruda LLC (Henderson County Parcel ID Number 9567228402) and that a certified copy of this Order shall be filed in the office of the register of deeds of the county.

Adopted by the Board by motion duly made, this the 7th day of December, 2015.

BOARD OF COMMISSIONERS
OF HENDERSON COUNTY

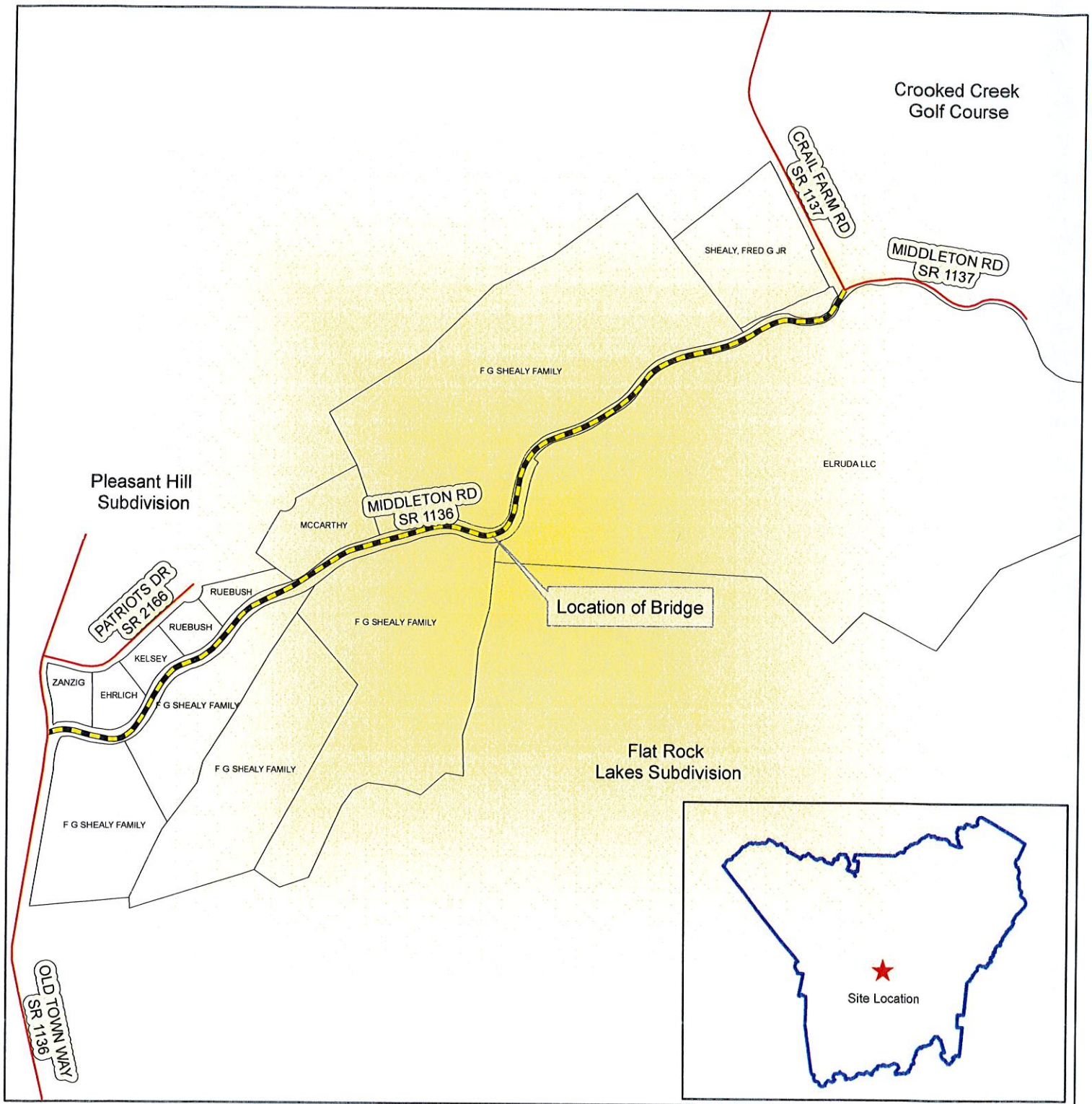
By

Chairman

Attest:

Clerk to the Board

Request to Abandon State Maintenance and Close Road



Legend

Middleton Road Area

- Section Requesting to be Abandoned and Closed
- Street

0 170 340 680 1,020 1,360
Feet

1 inch = 550 feet



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Map created by Curtis Griffin
Henderson County Planning Department
Property Addressing Division
11/24/2015





Resolution Honoring Chief Deputy Jerry Rice



For 28 Years of Law Enforcement Service and Awarding Him His Badge and Sidearm

WHEREAS, Chief Deputy Rice joined the Henderson County Sheriff's Office as a Deputy on July 30, 1987 and held the ranks of Deputy, Corporal, Sergeant, Lieutenant, Captain, Major, and Chief Deputy; and

WHEREAS, Chief Deputy Rice's service and dedication to the Henderson County Sheriff's Office and service, dedication and accomplishments in the field of law enforcement during his 28 years of service are hereby recognized and commended; and

WHEREAS, N.C.G.S. 20-187.2 provides that retiring officers of the Henderson County Sheriff's Office may receive, at the time of their retirement, the badge worn or carried by them during their service with Henderson County; and

WHEREAS, N.C.G.S. 20-187.2 further provides that the Henderson County Board of Commissioners may, in its discretion, award to a retiring officer the service sidearm of such retiring officer at a price determined by the Board of Commissioners, upon securing a permit as required by N.C.G.S. 14-402 et seq; and

WHEREAS, Chief Deputy Rice has served as a member of the Henderson County Sheriff's Office for a period of more than 28 years and will retire from the Henderson County Sheriff's Office on December 11, 2015; and

NOW, THEREFORE, BE IT RESOLVED by the Henderson County Board of Commissioners as follows:

1. Sheriff Charles McDonald is hereby authorized in accordance with the provisions of N.C.G.S. 20-187.2 to transfer to Chief Deputy Rice the badge worn by him during his service with the Henderson County Sheriff's Office; and
2. Sheriff McDonald is hereby authorized in accordance with the provisions of N.C.G.S. 20-187.2 to transfer to Chief Deputy Rice his service sidearm at no cost to the officer and upon his securing a permit required by N.C.G.S. 14-402.

BE IT FURTHER RESOLVED, that the Henderson County Board of Commissioners recognizes and thanks Chief Deputy Rice for his dedicated service to Henderson County and its citizens.

Adopted this the 7th day of December, 2015.


CHAIRMAN
HENDERSON COUNTY BOARD OF COMMISSIONERS

ATTEST:


CLERK TO THE BOARD



Resolution Honoring Master Detention Deputy Thomas Scott Justus



For 22 Years of Law Enforcement Service and Awarding Him His Badge and Sidearm

WHEREAS, Master Detention Deputy Justus joined the Henderson County Sheriff's Office as a Deputy on October 5, 1993 and held the ranks of Deputy, Detention Officer, Master Detention Deputy, Corporal, and Sergeant; and

WHEREAS, Master Detention Deputy Justus' service and dedication to the Henderson County Sheriff's Office and service, dedication and accomplishments in the field of law enforcement during his 22 years of service are hereby recognized and commended; and

WHEREAS, N.C.G.S. 20-187.2 provides that retiring officers of the Henderson County Sheriff's Office may receive, at the time of their retirement, the badge worn or carried by them during their service with Henderson County; and

WHEREAS, N.C.G.S. 20-187.2 further provides that the Henderson County Board of Commissioners may, in its discretion, award to a retiring officer the service sidearm of such retiring officer at a price determined by the Board of Commissioners, upon securing a permit as required by N.C.G.S. 14-402 et seq; and

WHEREAS, Master Detention Deputy Justus has served as a member of the Henderson County Sheriff's Office for a period of more than 22 years and retired from the Henderson County Sheriff's Office on November 30, 2015; and

NOW, THEREFORE, BE IT RESOLVED by the Henderson County Board of Commissioners as follows:

1. Sheriff Charles McDonald is hereby authorized in accordance with the provisions of N.C.G.S. 20-187.2 to transfer to Master Detention Deputy Justus the badge worn by him during his service with the Henderson County Sheriff's Office; and
2. Sheriff McDonald is hereby authorized in accordance with the provisions of N.C.G.S. 20-187.2 to transfer to Master Detention Deputy Justus his service sidearm at no cost to the officer and upon his securing a permit required by N.C.G.S. 14-402.

BE IT FURTHER RESOLVED, that the Henderson County Board of Commissioners recognizes and thanks Master Detention Deputy Justus for his dedicated service to Henderson County and its citizens.

Adopted this the 7th day of December, 2015.

A handwritten signature in cursive script that reads "Thomas H. Thompson".

CHAIRMAN THOMAS THOMPSON
HENDERSON COUNTY BOARD OF COMMISSIONERS

ATTEST:

A handwritten signature in blue ink that reads "Teresa L. Wilson".

CLERK TO THE BOARD
TERESA WILSON

Office of the Henderson County Tax Collector
200 North Grove Street, Suite 66 • Hendersonville, NC 28792-5027
Phone: (828)697-5595 | Fax: (828)698-6153 | www.hendersoncountync.org/ca

Henderson County Board of Commissioners
 1 Historic Courthouse Square
 Hendersonville, NC 28792

30 November 2015

RE: Tax Collector's Report to Commissioners: 07 December 2015 Meeting

Please find outlined below collections information though 29 November 2015 for the 2015 real and personal property bills mailed out on 31 July 2015. As a point of reference, we also have included collections information as of the same date last year. Registered Motor Vehicles reported as billed and collected by the Department of Motor Vehicles through 29 November 2015.

Henderson County Annual Bills G01 Only:

2015 Beginning Charge:	\$62,786,973.05	2014 Beginning Charge:	\$59,726,264.95
Discoveries & Imm. Irreg.:	\$189,519.83	Discoveries & Imm. Irreg.:	\$97,397.12
Releases & Refunds:	(\$332,147.53)	Releases & Refunds:	(\$27,024.11)
Net Charge:	\$62,644,345.35	Net Charge:	\$59,796,637.96
Unpaid Taxes:	\$30,945,145.47	Unpaid Taxes:	\$31,218,501.40
Amount Collected:	\$31,699,199.88	Amount Collected:	\$28,578,136.56
Percentage Collected:	50.60%	Percentage Collected:	47.79%
Through: 29-Nov-2015		Through: 29-Nov-2014	

Henderson County Only Registered Motor Vehicles

Regstr. Month	# Veh. Regstrd.	Gross Value Upon Reg.	Regstr. Month	# Veh. Regstrd.	Gross Value	Gross Levy	Net Levy Collection	Percent Collected
July '15	9888	\$ 86,255,648	July '15	10352	\$ 88,716,937	\$ 457,199.72	\$ 455,383.93	99.60%
Aug '15	9784	\$ 82,397,348	Aug '15	10139	\$ 91,267,213	\$ 469,609.15	\$ 468,629.50	99.79%
Sept '15	9559	\$ 81,357,984	Sept '15	9404	\$ 79,969,285	\$ 412,338.61	\$ 410,717.92	99.61%
Oct '15	9312	\$ 77,527,270	Oct '15	10478	\$ 91,789,725	\$ 472,752.69	\$ 469,859.53	99.39%
Nov '15	7855	\$ 68,074,597	Nov '15	6296	\$ 55,651,492	\$ 287,199.59	\$ 285,585.01	99.44%
Dec '15	8169	\$ 71,274,565	Dec '15					
Jan '16	7843	\$ 71,771,241	Jan '16					
Feb '16	7118	\$ 61,857,243	Feb '16					
Mar '16	10852	\$ 89,862,021	Mar '16					
Apr '16	10182	\$ 84,564,218	Apr '16					
May '16	10377	\$ 85,526,118	May '16					
June '16	9599	\$ 81,998,908	June '16					
TOTALS:	110538	\$ 942,467,161	TOTALS:	46669	\$ 407,394,652	\$ 2,099,099.76	\$ 2,090,175.89	99.57%

Note: Final results for the 2015-16FY will not be confirmed until mid-July 2016.

Note: Projections rendered for budgetary purposes prior to adoption of the 2015-16FY Budget.

Fire Districts' Annual Bills Only:

2015 Beginning Charge:	\$8,047,459.95	2014 Beginning Charge:	\$6,646,612.02
Discoveries & Imm. Irreg.:	\$14,716.42	Discoveries & Imm. Irreg.:	\$7,197.95
Releases & Refunds:	(\$64,310.20)	Releases & Refunds:	(\$3,116.99)
Net Charge:	\$7,997,866.17	Net Charge:	\$6,650,692.98
Unpaid Taxes:	\$3,862,119.39	Unpaid Taxes:	\$3,299,582.94
Amount Collected:	\$4,135,746.78	Amount Collected:	\$3,351,110.04
Percentage Collected:	51.71%	Percentage Collected:	50.39%
Through: 29-Nov-2015		Through: 29-Nov-2014	

Respectfully Submitted,



Luke Small
 Collections Specialist

Stan C. Duncan
 Tax Collector

Office of the Henderson County Tax Collector
200 North Grove Street, Suite 66 • Hendersonville, NC 28792-5027
Phone: (828)697-5595 | Fax: (828)698-6153 | www.hendersoncountync.org/ca

Henderson County Board of Commissioners
 1 Historic Courthouse Square
 Hendersonville, NC 28792

07 December 2015

RE: Tax Collector's Report to Commissioners: 07 December 2015 Meeting

Please find outlined below collections information though 06 December 2015 for the 2015 real and personal property bills mailed out on 31 July 2015. As a point of reference, we also have included collections information as of the same date last year. Registered Motor Vehicles reported as billed and collected by the Department of Motor Vehicles through 29 November 2015.

Henderson County Annual Bills G01 Only:

2015 Beginning Charge: \$62,788,414.61
Discoveries & Imm. Irreg.: \$189,519.83
Releases & Refunds: (\$334,055.78)
Net Charge: \$62,643,878.66
Unpaid Taxes: \$27,677,813.54
Amount Collected: \$34,966,065.12
Percentage Collected: 55.82%
 Through: 6-Dec-2015

2014 Beginning Charge: \$59,726,414.80
Discoveries & Imm. Irreg.: \$125,654.44
Releases & Refunds: (\$268,974.53)
Net Charge: \$59,583,094.71
Unpaid Taxes: \$28,940,678.77
Amount Collected: \$30,642,415.94
Percentage Collected: 51.43%
 Through: 6-Dec-2014

Henderson County Only Registered Motor Vehicles

Regstr. Month	# Veh. Regstrd.	Gross Value Upon Reg.	Regstr. Month	# Veh. Regstrd.	Gross Value	Gross Levy	Net Levy Collection	Percent Collected
July '15	9888	\$ 86,255,648	July '15	10352	\$ 88,716,937	\$ 457,199.72	\$ 455,383.93	99.60%
Aug '15	9784	\$ 82,397,348	Aug '15	10139	\$ 91,267,213	\$ 469,609.15	\$ 468,629.50	99.79%
Sept '15	9559	\$ 81,357,984	Sept '15	9404	\$ 79,969,285	\$ 412,338.61	\$ 410,717.92	99.61%
Oct '15	9312	\$ 77,527,270	Oct '15	10478	\$ 91,789,725	\$ 472,752.69	\$ 469,859.53	99.39%
Nov '15	7855	\$ 68,074,597	Nov '15	6934	\$ 61,125,388	\$ 315,688.16	\$ 314,019.44	99.47%
Dec '15	8169	\$ 71,274,565	Dec '15	1590	\$ 14,504,701	\$ 74,838.78	\$ 74,173.19	99.11%
Jan '16	7843	\$ 71,771,241	Jan '16					
Feb '16	7118	\$ 61,857,243	Feb '16					
Mar '16	10852	\$ 89,862,021	Mar '16					
Apr '16	10182	\$ 84,564,218	Apr '16					
May '16	10377	\$ 85,526,118	May '16					
June '16	9599	\$ 81,998,908	June '16					
TOTALS:	110538	\$ 942,467,161	TOTALS:	48897	\$ 427,373,249	\$ 2,202,427.11	\$ 2,192,783.51	99.56%

Note: Final results for the 2015-16FY will not be confirmed until mid-July 2016.

Note: Projections rendered for budgetary purposes prior to adoption of the 2015-16FY Budget.

Fire Districts' Annual Bills Only:

2015 Beginning Charge: \$580.68
Discoveries & Imm. Irreg.: \$0.00
Releases & Refunds: (\$42.49)
Net Charge: \$538.19
Unpaid Taxes: \$208.05
Amount Collected: \$330.14
Percentage Collected: 61.34%
 Through: 6-Dec-2015

2014 Beginning Charge: \$6,646,639.74
Discoveries & Imm. Irreg.: \$8,551.64
Releases & Refunds: (\$40,955.21)
Net Charge: \$6,614,236.17
Unpaid Taxes: \$3,041,104.77
Amount Collected: \$3,573,131.40
Percentage Collected: 54.02%
 Through: 6-Dec-2014

Respectfully Submitted,



Luke Small
 Collections Specialist

Stan C. Duncan
 Tax Collector

HENDERSON COUNTY BOARD OF COMMISSIONERS

1 Historic Courthouse Square, Suite 1
Hendersonville, North Carolina 28792
Phone: 828-697-4808 • Fax: 828-692-9855
www.hendersoncountync.org

THOMAS H. THOMPSON
Chairman
CHARLES D. MESSER
Vice-Chairman

J. MICHAEL EDNEY
GRADY H. HAWKINS
WILLIAM G. LAPSLEY

December 7, 2015

Mr. Stan Duncan, Tax Assessor
HENDERSON COUNTY ASSESSOR'S OFFICE
200 N. Grove Street, Suite 102
Hendersonville, N. C. 28792

Dear Mr. Duncan:

Attached please find tax release requests in the amount of \$18,309.21, and tax refund requests in the amount of \$20.04 reviewed at the Henderson County Board of Commissioners' Meeting on Monday, December 7, 2015. All refunds and releases were approved.

Sincerely,

A handwritten signature in cursive script that reads "Thomas H. Thompson". The signature is written in black ink and is positioned above the printed name and title.

Thomas H. Thompson, Chairman
Henderson County Board of Commissioners

THT/tlw

Enclosures (1)

REQUEST FOR BOARD ACTION

HENDERSON COUNTY BOARD OF COMMISSIONERS

MEETING DATE: December 7, 2015
SUBJECT: Pending Releases & Refunds
PRESENTER: Assessor
ATTACHMENT: Pending Release/Refund Combined Report

SUMMARY OF REQUEST:

The attached pending releases and refunds have been reviewed by the County Assessor and as a result of that review, it is the opinion of the Assessor that these findings are in order. Supporting documentation is on file in the County Assessor's Office.

These pending release and refund requests are submitted for the approval by the Henderson County Board of Commissioners.

Type:	Amount:
Total Taxes Released from the Charge	\$ 18, 309.21
Total Refunds as a Result of the Above Releases	\$ 20.04

Faithfully Submitted,



Stan C. Duncan
County Assessor and Collector

BOARD ACTION REQUEST: Consent Approval Requested

Suggested Motion: "I move the Board approve the Combined Release/Refund Report as presented."

NCPTS Pending Release/Refund Report: Wednesday, November 25, 2015*

OWNER	ABSTRACT	NOTE	VALUE CHANGE	ADJ. NUMBER	TAX DISTRICT	LEVY TYPE	BILLED	PAID	RELEASE	REFUND	
ALL STATES MEDICAL SUPPLY INC	0002992264-2014-2014-0000	EXCLUSION FOR SOLAR VOLTAIC EQUIPMENT WAS APPLIED INCORRECTLY. CORRECTED PERSONAL PROPERTY TO ALLOW FOR 80% EXCLUSION FROM THE DEPRECIATED PROPERTY VALUE. RESULTS IN A REFUND TO THE TAXPAYER.	(\$199,212)	3185	COUNTY	TAX	\$4,083.60	\$3,060.45	\$1,023.15	\$0.00	
						LATE LIST FEE	\$0.00	\$0.00	\$0.00	\$0.00	
						TOTAL:			\$1,023.15	\$0.00	
							ABSTRACT TOTAL:		\$1,023.15	\$0.00	
	0002992264-2015-2015-0000	EXCLUSION FOR SOLAR VOLTAIC EQUIPMENT WAS APPLIED INCORRECTLY. CORRECTED PERSONAL PROPERTY TO ALLOW FOR 80% EXCLUSION FROM THE DEPRECIATED PROPERTY VALUE. RESULTS IN A REFUND TO THE TAXPAYER.	(\$202,467)	3184	COUNTY	TAX	\$4,027.93	\$2,988.06	\$1,039.87	\$0.00	
						LATE LIST FEE	\$0.00	\$0.00	\$0.00	\$0.00	
						TOTAL:			\$1,039.87	\$0.00	
							ABSTRACT TOTAL:		\$1,039.87	\$0.00	
	CHALFANT, DONALD M	OWNER TOTAL: 0003078828-2015-2015-0000	ASSESSED ACREAGE CHANGED DUE TO UPDATED DEEDED ACREAGE RECORDED IN 2013. PARCEL IS LAND LOCKED WITH NO RIGHT OF WAY TAKEN OUT, FULL DEEDED ACREAGE IS ASSESSED.	(\$401,679) (\$3,800)	3186	COUNTY	TAX	\$1,451.43	\$0.00	\$19.52	\$0.00
							LATE LIST FEE	\$0.00	\$0.00	\$0.00	\$0.00
						TOTAL:			\$19.52	\$0.00	
GREEN RIVER FIRE						TAX	\$226.08	\$0.00	\$3.04	\$0.00	
			LATE LIST FEE	\$0.00	\$0.00	\$0.00	\$0.00				
		TOTAL:			\$3.04	\$0.00					
			ABSTRACT TOTAL:		\$22.56	\$0.00					
EDWARDS, ROCK		OWNER TOTAL: 0000536643-2004-2004-0000	COLLECTION RESEARCH. RELEASE BILLS 2002 - 2012 ON PERSONAL PROPERTY MANUFACTURED HOME. MANUFACTURED HOME REPOSSESSED IN 2001 TO CONSECO FINANCE. DOCUMENTATION ON FILE	(\$3,800) (\$25,800)	3196	COUNTY	TAX	\$122.55	\$0.00	\$22.56	\$0.00
							LATE LIST FEE	\$0.00	\$0.00	\$0.00	\$0.00
							TOTAL:			\$122.55	\$0.00
	MOUNTAIN HOME FIRE					TAX	\$27.09	\$0.00	\$27.09	\$0.00	
			LATE LIST FEE	\$0.00	\$0.00	\$0.00	\$0.00				
		TOTAL:			\$27.09	\$0.00					
			ABSTRACT TOTAL:		\$27.09	\$0.00					
			ABSTRACT TOTAL:		\$149.64	\$0.00					
	0000536643-2007-2007-0000	COLLECTION RESEARCH. RELEASE BILLS 2002 - 2012 ON PERSONAL PROPERTY MANUFACTURED HOME. MANUFACTURED HOME REPOSSESSED IN 2001 TO CONSECO FINANCE. DOCUMENTATION ON FILE.	(\$24,500)	3193	COUNTY	TAX	\$113.19	\$0.00	\$113.19	\$0.00	
						LATE LIST FEE	\$11.32	\$0.00	\$11.32	\$0.00	
					TOTAL:			\$124.51	\$0.00		
MOUNTAIN HOME FIRE					TAX	\$23.28	\$0.00	\$23.28	\$0.00		
		LATE LIST FEE	\$2.33	\$0.00	\$2.33	\$0.00					
	TOTAL:			\$25.61	\$0.00						
		ABSTRACT TOTAL:		\$150.12	\$0.00						
		ABSTRACT TOTAL:		\$25.61	\$0.00						

NCPTS Pending Release/Refund Report. Wednesday, November 25, 2015*

OWNER	ABSTRACT	NOTE	VALUE CHANGE	ADJ. NUMBER	TAX DISTRICT	LEVY TYPE	BILLED	PAID	RELEASE	REFUND
EDWARDS, ROCK STEVEN	0000536644-2003-2003-0000	COLLECTION RESEARCH. RELEASE BILLS 2002 - 2012 ON PERSONAL PROPERTY MANUFACTURED HOME. MANUFACTURED HOME REPOSSESSED IN 2001 TO CONSECO FINANCE. DOCUMENTATION ON FILE.	(\$26,639)	3197	COUNTY	TAX	\$126.54	\$0.00	\$126.54	\$0.00
						LATE LIST FEE	\$0.00	\$0.00	\$0.00	\$0.00
						TOTAL:				
					MOUNTAIN HOME FIRE	TAX	\$25.31	\$0.00	\$126.54	\$0.00
	0000536645-2002-2002-0000	COLLECTION RESEARCH. RELEASE BILLS 2002 - 2012 ON PERSONAL PROPERTY MANUFACTURED HOME. MANUFACTURED HOME REPOSSESSED IN 2001 TO CONSECO FINANCE. DOCUMENTATION ON FILE.	(\$28,094)	3198		LATE LIST FEE	\$0.00	\$0.00	\$25.31	\$0.00
						TOTAL:			\$0.00	\$0.00
					COUNTY	TAX	\$140.47	\$0.00	\$151.85	\$0.00
						LATE LIST FEE	\$0.00	\$0.00	\$140.47	\$0.00
	OWNER TOTAL:	COLLECTION RESEARCH. RELEASE BILLS 2002 - 2012 ON PERSONAL PROPERTY MANUFACTURED HOME. MANUFACTURED HOME REPOSSESSED IN 2001 TO CONSECO FINANCE. DOCUMENTATION ON FILE.	(\$105,033)	3195	MOUNTAIN HOME FIRE	TAX	\$26.69	\$0.00	\$0.00	\$0.00
						TOTAL:			\$26.69	\$0.00
						ABSTRACT TOTAL:			\$0.00	\$0.00
									\$618.77	\$0.00
EDWARDS, ROCK STEVEN	0000536643-2005-2005-0000	COLLECTION RESEARCH. RELEASE BILLS 2002 - 2012 ON PERSONAL PROPERTY MANUFACTURED HOME. MANUFACTURED HOME REPOSSESSED IN 2001 TO CONSECO FINANCE. DOCUMENTATION ON FILE.	(\$25,800)	3195	COUNTY	TAX	\$132.87	\$0.00	\$132.87	\$0.00
						LATE LIST FEE	\$13.29	\$0.00	\$13.29	\$0.00
						TOTAL:			\$146.16	\$0.00
					MOUNTAIN HOME FIRE	TAX	\$27.09	\$0.00	\$27.09	\$0.00
	0000536643-2006-2006-0000	COLLECTION RESEARCH. RELEASE BILLS 2002 - 2012 ON PERSONAL PROPERTY MANUFACTURED HOME. MANUFACTURED HOME REPOSSESSED IN 2001 TO CONSECO FINANCE. DOCUMENTATION ON FILE.	(\$25,800)	3194		LATE LIST FEE	\$2.71	\$0.00	\$2.71	\$0.00
						TOTAL:			\$29.80	\$0.00
					COUNTY	TAX	\$145.77	\$0.00	\$175.96	\$0.00
						LATE LIST FEE	\$14.58	\$0.00	\$145.77	\$0.00
	0000536643-2008-2008-0000	COLLECTION RESEARCH. RELEASE BILLS 2002 - 2012 ON PERSONAL PROPERTY MANUFACTURED HOME. MANUFACTURED HOME REPOSSESSED IN 2001 TO CONSECO FINANCE. DOCUMENTATION ON FILE.	(\$24,500)	3192	MOUNTAIN HOME FIRE	TAX	\$27.09	\$0.00	\$160.35	\$0.00
						LATE LIST FEE	\$2.71	\$0.00	\$27.09	\$0.00
						TOTAL:			\$2.71	\$0.00
						ABSTRACT TOTAL:			\$190.15	\$0.00
EDWARDS, ROCK STEVEN	0000536643-2008-2008-0000	COLLECTION RESEARCH. RELEASE BILLS 2002 - 2012 ON PERSONAL PROPERTY MANUFACTURED HOME. MANUFACTURED HOME REPOSSESSED IN 2001 TO CONSECO FINANCE. DOCUMENTATION ON FILE.	(\$24,500)	3192	COUNTY	TAX	\$113.19	\$0.00	\$113.19	\$0.00
						LATE LIST FEE	\$11.32	\$0.00	\$11.32	\$0.00
						TOTAL:			\$124.51	\$0.00
					MOUNTAIN HOME FIRE	TAX	\$23.28	\$0.00	\$23.28	\$0.00
	OWNER TOTAL:	COLLECTION RESEARCH. RELEASE BILLS 2002 - 2012 ON PERSONAL PROPERTY MANUFACTURED HOME. MANUFACTURED HOME REPOSSESSED IN 2001 TO CONSECO FINANCE. DOCUMENTATION ON FILE.	(\$24,500)	3192		LATE LIST FEE	\$2.33	\$0.00	\$2.33	\$0.00
						TOTAL:			\$25.61	\$0.00
						ABSTRACT TOTAL:			\$150.12	\$0.00
									\$150.12	\$0.00

NCPTS Pending Release/Refund Report: Wednesday, November 25, 2015*

OWNER	ABSTRACT	NOTE	VALUE CHANGE	ADJ. NUMBER	TAX DISTRICT	LEVY TYPE	BILLED	PAID	RELEASE	REFUND				
	0000536643-2009-2009-0000	COLLECTION RESEARCH. RELEASE BILLS 2002 - 2012 ON PERSONAL PROPERTY MANUFACTURED HOME. MANUFACTURED HOME REPOSSESSED IN 2001 TO CONSECO FINANCE. DOCUMENTATION ON FILE.	(\$24,500)	3191	COUNTY	TAX	\$113.19	\$0.00	\$113.19	\$0.00				
						LATE LIST FEE	\$11.32	\$0.00	\$11.32	\$0.00				
					MOUNTAIN HOME FIRE	TOTAL:			\$124.51	\$0.00				
						TAX	\$23.28	\$0.00	\$23.28	\$0.00				
						LATE LIST FEE	\$2.33	\$0.00	\$2.33	\$0.00				
						TOTAL:			\$25.61	\$0.00				
					COUNTY	TAX	ABSTRACT TOTAL:	\$150.12	\$0.00	\$150.12	\$0.00			
						LATE LIST FEE	\$10.76	\$0.00	\$10.76	\$0.00				
					MOUNTAIN HOME FIRE	TOTAL:			\$118.41	\$0.00				
						TAX	\$22.14	\$0.00	\$22.14	\$0.00				
						LATE LIST FEE	\$2.21	\$0.00	\$2.21	\$0.00				
						TOTAL:			\$24.35	\$0.00				
	0000536643-2011-2011-0000	COLLECTION RESEARCH. RELEASE BILLS 2002 - 2012 ON PERSONAL PROPERTY MANUFACTURED HOME. MANUFACTURED HOME REPOSSESSED IN 2001 TO CONSECO FINANCE. DOCUMENTATION ON FILE.	(\$22,600)	3189	COUNTY	TAX	\$116.07	\$0.00	\$142.76	\$0.00				
						LATE LIST FEE	\$11.61	\$0.00	\$11.61	\$0.00				
					MOUNTAIN HOME FIRE	TOTAL:			\$127.68	\$0.00				
						TAX	\$23.73	\$0.00	\$23.73	\$0.00				
						LATE LIST FEE	\$2.37	\$0.00	\$2.37	\$0.00				
						TOTAL:			\$26.10	\$0.00				
					COUNTY	TAX	ABSTRACT TOTAL:	\$153.78	\$0.00	\$153.78	\$0.00			
						LATE LIST FEE	\$11.61	\$0.00	\$11.61	\$0.00				
					MOUNTAIN HOME FIRE	TOTAL:			\$127.68	\$0.00				
						TAX	\$23.73	\$0.00	\$23.73	\$0.00				
						LATE LIST FEE	\$2.37	\$0.00	\$2.37	\$0.00				
						TOTAL:			\$26.10	\$0.00				
JACKSON, CHARLIE	OWNER TOTAL: 0002696200-2015-2015-0000	LETTER RECEIVED FROM ROSS JACKSON, VICE PRESIDENT OF COMPANY, STATING ON 12/19/2014 THE BUSINESS MOVED TO BUNCOMBE COUNTY, ADDRESS: 6 BAGWELL MILL ROAD, ARDEN, NC. VERIFIED 2015 BUNCOMBE COUNTY DISCOVERY NOTICE FOR BUSINESS DATED 10/8/2015, DOCUMENT ON FILE. 2015 HENDERSON COUNTY BILL RELEASED.	(\$169,100) (\$9,600)	3125	COUNTY	TAX	\$49.31	\$0.00	\$1,116.67	\$0.00				
						LATE LIST FEE	\$4.93	\$0.00	\$4.93	\$0.00				
						TOTAL:			\$54.24	\$0.00				
								ABSTRACT TOTAL:		\$54.24	\$0.00			
					OWNER TOTAL:									

NCPTS Pending Release/Refund Report. Wednesday, November 25, 2015*

OWNER	ABSTRACT	NOTE	VALUE CHANGE	ADJ. NUMBER	TAX DISTRICT	LEWY TYPE	BILLED	PAID	RELEASE	REFUND
MACQUARIE EQUIPMENT FINANCE LLC	0003086280-2015-2015-0000	CLERICAL ERROR. DUPLICATE BILL; CORRECTLY BILLED UNDER ABSTRACT #: 3026740	(\$5,492)	3138	COUNTY	TAX	\$28.21	\$0.00	\$28.21	\$0.00
						LATE LIST FEE	\$0.00	\$0.00	\$0.00	\$0.00
						TOTAL:			\$28.21	\$0.00
						ABSTRACT TOTAL:			\$28.21	\$0.00
0003086281-2015-2015-0000	CLERICAL ERROR. DUPLICATE BILL; CORRECTLY BILLED UNDER ABSTRACT #: 3085931	(\$5,492)	3139	COUNTY	TAX	\$28.21	\$0.00	\$28.21	\$0.00	
					LATE LIST FEE	\$0.00	\$0.00	\$0.00	\$0.00	
					TOTAL:			\$28.21	\$0.00	
					ABSTRACT TOTAL:			\$28.21	\$0.00	
MAULDIN, FREIDA ELAINE	0003086506-2015-2015-0000	OWNER TOTAL: RELEASE 2015 BILL ON PERSONAL PROPERTY MOTOR HOME THAT IS LOCATED IN HENDERSONVILLE MOBILE HOME PARK. MOTOR HOME HAS CURRENT NORTH CAROLINA TAG # CMB6969 AND PAID PROPERTY TAXES THE LAST TWO YEARS THROUGH THE NORTH CAROLINA DMV SYSTEM. THE TAG WAS NOT PHYSICALLY ON THE MOTOR HOME BECAUSE THE OWNER WAS AFRAID SOMEONE WOULD STEAL IT. RECEIPT ON FILE ATTACHED TO ABSTRACT.	(\$10,984) (\$10,300)	3134	COUNTY	TAX	\$52.90	\$0.00	\$56.42	\$0.00
						LATE LIST FEE	\$5.29	\$0.00	\$5.29	\$0.00
						TOTAL:			\$58.19	\$0.00
						ABSTRACT TOTAL:			\$58.19	\$0.00
MCNC	0003086581-2015-2015-0000	OWNER TOTAL: ORIGINALLY ASSESSED AND BILLED IN ERROR. 2015 BILL ACCURATELY ASSESSED AND BILLED UNDER 3087544.	(\$10,300) (\$42,285)	3146	COUNTY	TAX		\$0.00	\$58.19	\$0.00
						LATE LIST FEE	\$0.00	\$0.00	\$0.00	\$0.00
						TOTAL:			\$217.18	\$0.00
						ABSTRACT TOTAL:			\$217.18	\$0.00
MOUNTAIN HOME INDEPENDENT BAPTIST CHURCH	0002850246-2015-2015-0000	OWNER TOTAL: THIS RELEASE IS SUBMITTED BASED ON ACTIONS APPROVED BY THE HENDERSON COUNTY BOARD OF COMMISSIONERS ON OCTOBER 5, 2015. SEE SCAN DOCUMENTATION #2398833 AND #2398832.	(\$42,285) (\$556,900)	3143	COUNTY	TAX	\$2,860.24	\$0.00	\$217.18	\$0.00
						LATE LIST FEE	\$0.00	\$0.00	\$2,860.24	\$0.00
						TOTAL:			\$2,860.24	\$0.00
						MOUNTAIN HOME FIRE	TAX	\$668.28	\$0.00	\$668.28
						LATE LIST FEE	\$0.00	\$0.00	\$0.00	\$0.00
						TOTAL:			\$668.28	\$0.00
						ABSTRACT TOTAL:			\$668.28	\$0.00
						ABSTRACT TOTAL:			\$3,528.52	\$0.00
		OWNER TOTAL:	(\$556,900)			TAX			\$3,528.52	\$0.00
						LATE LIST FEE			\$3,528.52	\$0.00
						TOTAL:			\$3,528.52	\$0.00
						ABSTRACT TOTAL:			\$3,528.52	\$0.00

NCPTS Pending Release/Refund Report. Wednesday, November 25, 2015*

OWNER	ABSTRACT	NOTE	VALUE CHANGE	ADJ. NUMBER	TAX DISTRICT	LEVY TYPE	BILLED	PAID	RELEASE	REFUND
OLIVEIRA, GARY A	0002859529-2015-2015-0000	***2015 ACRESAGE FOR TAX BILL WAS INCORRECT DUE TO A CLERICAL ERROR. ACRESAGE HAS BEEN UPDATED TO THE CORRECT AMOUNT IN BOTH CAMA AND BILLING FOR THE 2015 TAX YEAR. PREVIOUS INCORRECT ACRESAGE WAS 3.21 AND CORRECT ACRESAGE NOW REFLECTED ON BILL IS 2.25.***	(\$9,600)	3177	COUNTY	TAX	\$216.23	\$0.00	\$49.31	\$0.00
						LATE LIST FEE	\$0.00	\$0.00	\$0.00	\$0.00
						TOTAL:			\$49.31	\$0.00
					FLETCHER FIRE	TAX	\$48.42	\$0.00	\$11.04	\$0.00
						LATE LIST FEE	\$0.00	\$0.00	\$0.00	\$0.00
						TOTAL:			\$11.04	\$0.00
						ABSTRACT TOTAL:			\$60.35	\$0.00
ROBINSON SPRY MOUNTAIN HOME	0002793376-2015-2015-0000	BUSINESS CLOSED IN 2011. INCOME TAX RETURNS PROVE NO BUSINESS WAS CONDUCTED IN 2014. DRIVE-BY OF WHERE BUSINESS USED TO BE TO CONFIRM. OTHER BUSINESS (APPALACHIAN COFFEE COMPANY) RESIDES AT PHYSICAL ADDRESS NOW- BEING BILLED UNDER ABSTRACT #: 3087616. BILL RELEASED.	(\$9,600)	3224	COUNTY	TAX	\$66.77	\$0.00	\$66.77	\$0.00
						LATE LIST FEE	\$6.68	\$0.00	\$6.68	\$0.00
						TOTAL:			\$73.45	\$0.00
					JURSD13	TAX	\$36.40	\$0.00	\$36.40	\$0.00
						LATE LIST FEE	\$0.00	\$0.00	\$3.64	\$0.00
						TOTAL:			\$40.04	\$0.00
						ABSTRACT TOTAL:			\$113.49	\$0.00
ROLLINS PROPERTIES LLC	0003085299-2015-2015-0000	ALL PROPERTY (INCLUDING BUSINESS PERSONAL PROPERTY) INSIDE BUSINESS IS BEING BILLED UNDER STEPPING STONE (ABSTRACT #182671). BILL RELEASED.	(\$13,000)	2794	COUNTY	TAX		\$0.00	\$113.49	\$0.00
						LATE LIST FEE	\$0.00	\$0.00	\$83.54	\$0.00
						TOTAL:			\$83.54	\$0.00
						ABSTRACT TOTAL:			\$91.89	\$0.00
SCHERMERHORN, SCOTT ANKER	0000615412-2011-2011-0000	CLERICAL ERROR: 2011 LISTING FORM STATED \$41,400 UNDER "PRIOR YEAR COSTS". \$41,400 WAS ADDED UNDER "ADDITIONS" AND SHOULD NOT HAVE BEEN.	(\$16,265)	3187	COUNTY	TAX	\$318.43	\$0.00	\$91.89	\$0.00
						LATE LIST FEE	\$0.00	\$0.00	\$191.37	\$0.00
						TOTAL:			\$0.00	\$0.00
					MILLS RIVER FIRE	TAX	\$46.50	\$0.00	\$191.37	\$0.00
						LATE LIST FEE	\$0.00	\$0.00	\$27.95	\$0.00
						TOTAL:			\$27.95	\$0.00
						ABSTRACT TOTAL:			\$219.32	\$0.00
STATE OF NORTH CAROLINA	0003085062-2015-2015-0000	PARCEL #1016868- PROPERTY IS LOCATED ON FANNING BRIDGE ROAD - TOWN OF MILLS RIVER TOWNSHIP. THIS PROPERTY WAS PURCHASED JULY 3, 2014 AS RECORDED IN DEED BOOK 1588 AT PAGE 327. BY STATUTE, AS A SUBDIVISION OF THE STATE, ALL PROPERTY OWNED BY THE STATE IS EXEMPT. THIS RELEASE IS BEING SUBMITTED TO RELEASE IN FULL THE 2015 TAX BILL THAT WAS MISTAKENLY BILLED.	(\$37,260)	3144	COUNTY	TAX	\$5,330.14	\$0.00	\$219.32	\$0.00
						LATE LIST FEE	\$0.00	\$0.00	\$5,330.14	\$0.00
						TOTAL:			\$0.00	\$0.00
						ABSTRACT TOTAL:			\$5,330.14	\$0.00

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OWNER	ABSTRACT	NOTE	VALUE CHANGE	ADJ. NUMBER	TAX DISTRICT	LEVY TYPE	BILLED	PAID	RELEASE	REFUND
	0003085512-2015-2015-0000	PARCEL #1016870- PROPERTY IS LOCATED ON FANNING BRIDGE ROAD - TOWN OF MILLS RIVER TOWNSHIP. THIS PROPERTY WAS PURCHASED JULY 3, 2014 AS RECORDED IN DEED BOOK 1588 AT PAGE 327. BY STATUTE, AS A SUBDIVISION OF THE STATE, ALL PROPERTY OWNED BY THE STATE IS EXEMPT. THIS RELEASE IS BEING SUBMITTED TO RELEASE IN FULL THE 2015 TAX BILL THAT WAS MISTAKENLY BILLED.	(\$888,000)	3145	COUNTY	TAX	\$4,560.77	\$0.00	\$4,560.77	\$0.00
						LATE LIST FEE	\$0.00	\$0.00	\$0.00	\$0.00
						TOTAL:			\$4,560.77	\$0.00
								ABSTRACT TOTAL:	\$4,560.77	\$0.00
THOMASON, CURTESSA LEIGH ANN	OWNER TOTAL: 0003057684-2014-2014-0000	1997 YAMAHA JET SKI OWNERSHIP TRANSFERRED 9/5/2013 TO BRIAN ALLEN AKERSON WHO LIVES IN BUNCOMBE COUNTY. VOIDED FOR 2014 AND 2015. DOCUMENTATION ON FILE.	(\$1,925,800) (\$1,824)	3147	COUNTY	TAX	\$9.37	\$0.00	\$9,890.91	\$0.00
						LATE LIST FEE	\$0.94	\$0.00	\$0.94	\$0.00
						TOTAL:			\$10.31	\$0.00
								ABSTRACT TOTAL:	\$10.31	\$0.00
	0003057684-2015-2015-0000	1997 YAMAHA JET SKI OWNERSHIP TRANSFERRED 9/5/2013 TO BRIAN ALLEN AKERSON WHO LIVES IN BUNCOMBE COUNTY. VOIDED FOR 2014 AND 2015. DOCUMENTATION ON FILE.	(\$1,733)	3148	COUNTY	TAX	\$8.90	\$0.00	\$8.90	\$0.00
						LATE LIST FEE	\$0.89	\$0.00	\$0.89	\$0.00
						TOTAL:			\$9.79	\$0.00
								ABSTRACT TOTAL:	\$9.79	\$0.00
W E C ENTERPRISES INC	OWNER TOTAL: 0000103309-2014-2014-0000	RELEASE 2014 AND 2015 BILLS ON PERSONAL PROPERTY 1964 10X50 MANUFACTURED HOME THAT WAS TORN DOWN IN 2013 AND REPLACED BY A NEWER MODEL AT ABOUT THE SAME TIME. 2014 AND 2015 DISCOVERY BILLS ARE ON FILE FOR THE NEWER 1990 MANUFACTURED HOME. NEW MANUFACTURED HOME WAS TITLED MARCH 18, 2013. COPY OF STARS IS ATTACHED TO HENDERSON COUNTY RECORD. BUNCOMBE COUNTY CALLED RESEARCHING A COLLECTION ISSUE WHICH RESULTED IN THESE BILL CORRECTIONS.	(\$3,557) (\$1,500)	3136	COUNTY	TAX	\$8.22	\$8.22	\$20.10	\$0.00
						LATE LIST FEE	\$0.00	\$0.00	\$0.00	\$0.00
						TOTAL:			\$8.22	\$8.22
					MOUNTAIN HOME FIRE	TAX	\$1.68	\$1.68	\$1.68	\$1.68
						LATE LIST FEE	\$0.00	\$0.00	\$0.00	\$0.00
						TOTAL:			\$1.68	\$1.68
								ABSTRACT TOTAL:	\$9.90	\$9.90

NCPTS Pending Release/Refund Report. Wednesday, November 25, 2015*

OWNER	ABSTRACT	NOTE	VALUE CHANGE	ADJ. NUMBER	TAX DISTRICT	LEVY TYPE	BILLED	PAID	RELEASE	REFUND
	0000103309-2015-2015-0000	RELEASE 2014 AND 2015 BILLS ON PERSONAL PROPERTY 1964 10X50 MANUFACTURED HOME THAT WAS TORN DOWN IN 2013 AND REPLACED BY A NEWER MODEL AT ABOUT THE SAME TIME. 2014 AND 2015 DISCOVERY BILLS ARE ON FILE FOR THE NEWER 1990 MANUFACTURED HOME. NEW MANUFACTURED HOME WAS TITLED MARCH 18, 2013. COPY OF STARS IS ATTACHED TO HENDERSON COUNTY RECORD. BUNCOMBE COUNTY CALLED RESEARCHING A COLLECTION ISSUE WHICH RESULTED IN THESE BILL CORRECTIONS.	(\$1,600)	3135	COUNTY	TAX	\$8.22	\$8.22	\$8.22	\$8.22
						LATE LIST FEE	\$0.00	\$0.00	\$0.00	\$0.00
						TOTAL:	\$8.22		\$8.22	\$8.22
					MOUNTAIN HOME FIRE	TAX	\$1.92	\$1.92	\$1.92	\$1.92
						LATE LIST FEE	\$0.00	\$0.00	\$0.00	\$0.00
						TOTAL:	\$0.00		\$1.92	\$1.92
						ABSTRACT TOTAL:		\$10.14		\$10.14
WILLIAMS, J HOOPER	OWNER TOTAL: 0002169256-2010-2010-0001	RELEASED 2010 TAX BILL. THE FOCUS GROUP OPTOMETRIC ASSOCIATES, P.A. CEASED BUSINESS IN HENDERSON COUNTY MAY 31, 2009 - LETTER FROM OWNER J. HOOPER WILLIAMS ATTACHED. SECRETARY OF STATE DISSOLUTION ALSO ATTACHED.	(\$3,200) (\$30,999)	3103	COUNTY	TAX	\$143.22	\$0.00	\$20.04	\$20.04
						LATE LIST FEE	\$14.32	\$0.00	\$14.32	\$0.00
						TOTAL:	\$157.54		\$157.54	\$0.00
						ABSTRACT TOTAL:		\$157.54		\$0.00
GRAND TOTALS:	OWNER TOTAL:		(\$3,349,362)					\$157.54	\$18,309.21	\$20.04

HENDERSON COUNTY BOARD OF COMMISSIONERS

1 Historic Courthouse Square, Suite 1
Hendersonville, North Carolina 28792
Phone: 828-697-4808 • Fax: 828-692-9855
www.hendersoncountync.org

THOMAS H. THOMPSON
Chairman
CHARLES D. MESSER
Vice-Chairman

J. MICHAEL EDNEY
GRADY H. HAWKINS
WILLIAM G. LAPSLEY

RESOLUTION

RESOLUTION APPROVING HENDERSON COUNTY'S 2014 TITLE VI PROGRAM AS REQUIRED BY THE CITY OF ASHEVILLE FOR THE FEDERAL TRANSIT ADMINISTRATION

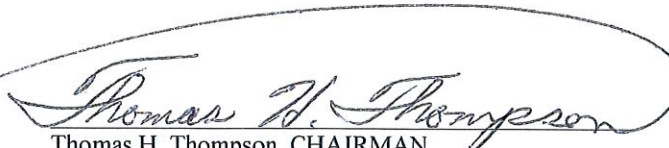
- WHEREAS,** Section 601 of the Title VI of the Civil Rights Act of 1964 states "no person in the United States shall, on the ground of race, color, or national origin, be excluded from participation in, be denied the benefits of, or be subjected to discrimination under any program or activity receiving Federal financial assistance"; and
- WHEREAS,** Henderson County receives Federal financial assistance directly from the Federal Transit Administration and is required to have a Title VI program in place; and
- WHEREAS,** Henderson County Board of Commissioners is the elected body responsible for approving Henderson County's Title VI program;

NOW, THEREFORE BE IT RESOLVED, by the Henderson County Board of Commissioners that:

The Henderson County Board of Commissioners has reviewed and approved Henderson County's 2014 Title VI Program. The resolution shall become effective upon its adoption and approval.
Adopted this 7th day of December, 2015.

Attest:


TERESA L. WILSON, CLERK TO THE BOARD


Thomas H. Thompson, CHAIRMAN
HENDERSON COUNTY BOARD OF COMMISSIONERS