

MINUTES

**STATE OF NORTH CAROLINA
COUNTY OF HENDERSON**

**BOARD OF COMMISSIONERS
MONDAY, NOVEMBER 3, 2014**

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

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

Also present were: PIO Kathryn Finotti, Assistant Engineer Natalie Berry & Environmental Programs Coordinator Rachel Hodge (video-taping), Engineer Marcus Jones, Director of Business and County Development John Mitchell, Finance Director J. Carey McLelland, Planning Director Autumn Radcliff, Fire Marshal Rocky Hyder, Budget Analyst Megan Powell, Assistant County Assessor Ed Parker, Property Appraiser Dee Hill, Real Property Supervisor Nick Mazarella, Environmental Health Supervisor Seth Swift, Commercial Appraiser Hank Outlaw, Health Director Steve Smith, and Deputies Daniel Matz and Mitch Jacobsen as security.

CALL TO ORDER/WELCOME

Chairman Messer called the meeting to order and welcomed all in attendance.

INVOCATION

County Manager Steve Wyatt provided the invocation.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance to the American Flag was led by Jesse Jakubielski of the Leaders in Training 4-H Club.

PROCLAMATION – HOMELESS YOUTH AWARENESS DAY

November 7, 2014 has been designated as Homeless Youth Awareness Day in Henderson County. The proclamation provided sets aside this day as Homeless Youth Awareness Day in Henderson County, as requested by Michael Absher.

Chairman Messer made the motion that the Board adopts the Proclamation proclaiming November 7, 2014 as Homeless Youth Awareness Day in Henderson County. All voted in favor and the motion carried.

PUBLIC HEARING

Public Hearing – 2015 Reappraisal / Schedules of Values, Standards, and Rules for Market Value and Present-Use Value

Commissioner Hawkins made the motion to go into public hearing in regard to the 2015 Reappraisal / Schedules of Values, Standards, and Rules for Market Value and Present-Use Value. All voted in favor and the motion carried.

Public Input

There was none.

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

Commissioner Edney questioned the increase in value of raw land, and requested an explanation.

DATE APPROVED: November 19, 2014

Assessor Stan Duncan noted that sales for raw land are showing values are up. He asked Commissioner Edney to stop by his office to see the documentation.

INFORMAL PUBLIC COMMENTS

1. Lauren Maybin – Miss Maybin informed the Board that on October 4, 2014 at Farm City Day, an event sponsored by the local 4-H Clubs, her sister Elizabeth Winn was injured. Miss Winn was near a privately owned stock trailer, and as a cow was being unloaded from the trailer, the trailer tail gate fell open and knocked her down, pinning her leg underneath. Miss Winn was transported to Mission Hospital where she was diagnosed with and treated for a broken leg. Miss Maybin requested that the Board look at a future policy change to cover medical cost to volunteers.
2. Theron Maybin – Mr. Maybin thanked the Board for the park in Tuxedo. Finding the Old Mill site and moving to get it was a tremendous factor. Things are getting done and the park is a great asset to the community.

DISCUSSION/ADJUSTMENT OF AGENDA

Commissioner Hawkins made the motion to adopt the agenda minus Consent Agenda Item “Donation of Right of Way for Paving SR1853” (Huggins Road), pulled for discussion. All voted in favor and the motion carried.

Donation of Right of Way for Paving SR1853 (Huggins Road) – pulled for discussion

Staff received a letter from Steve Cannon, District Engineer for NCDOT, informing Henderson County that SR1853 has been moved up on the priority list for the paving. Henderson County owns the property at Parcel Identification Number 9575642488 (Tuxedo Park). DOT is requesting a 50 foot ROW from all property owners before this project can move forward. Henderson County will have to donate some property to meet the 50 foot ROW requirement. This donation does not come into effect unless 100% of those who previously refused to donate agree to a donation this go around. If 100% do not agree, the project will be re-prioritized to the bottom of the paving list.

Autumn Radcliff stated the right of way will more than likely take an additional 5-10 feet, and does not affect the Tuxedo Park plans. If 100% of property owners agree to donate the right of way, NCDOT will come back before the Board with a formal request.

County Manager Steve Wyatt requested the Planning Department bring the item back before the Board at the November 19th meeting, providing an overlay to see the difference with the right of way request, and assuring the Board that there is no conflict with the park plans.

CONSENT AGENDA

Commissioner Hawkins made the motion to adopt the Consent Agenda minus “Donation of Right of Way for Paving SR1853” (Huggins Road). 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):

October 15, 2014 – regularly scheduled meeting

Tax Collector’s Report

Tax Collections Specialist Luke Small had presented the Tax Collector’s Report to the Commissioners dated October 23, 2014 for information only. No action was required.

Financial Report/Cash Balance Report – September 2014

The September 2014 County Financial Report/Cash Balance Report was 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 September:

- Non-Profit Contributions – 2nd quarter approved non-profit contribution payments made in September
- Information Technology – payment of contracted services for technology support/maintenance
- Fire Services – payment of volunteer fire department’s annual worker’s compensation premium
- EMS – purchase order/encumbrance of a new ambulance approved in the FY2015 budget
- Code Enforcement – professional services for demolition of abandoned manufactured homes to be reimbursed from state AMH grant funds
- Agri-Business – operational costs to be covered/reimbursed from Agri-business membership fees

The YTD deficit in the CDBG – Scattered Site Housing Project Fund and the CDBG - Dodd Meadows Project Fund is due to the timing difference between the payment of project expenditures and subsequent reimbursement of grant funds from the state.

The YTD deficit in the Immigration and Customs Enforcement (ICE) Fund is due to the timing delay/lag in receiving monthly payments. Federal ICE revenues for September will not be received and posted until November 2014.

The YTD deficit in the 911 Emergency Communications Relocation Project and the Westfeldt Park Project is due to the payment of project expenditures and the subsequent reimbursement of grant funds from the NC 911 Board and the NCDENR – Recreational Trails Grant Program respectively.

The YTD deficit in the Allied Health Education Facility Project budget is due to the payment of architectural fees on the project that will be reimbursed from the proceeds of a future financing for the project in FY2015.

Motion:

I move that the Board of Commissioners approves the September 2014 County Financial Report and Cash Balance Report as presented.

Henderson County Public Schools Financial Reports – September 2014

The Henderson County Public Schools September 2014 Financial Reports were provided for the Board’s information.

Motion:

I move that the Board of Commissioners approves the Henderson County Public Schools September 2014 Financial Reports as presented.

Proclamation – GIS Day in Henderson County

The Henderson County Information Technology Department has requested that the Board adopt a Proclamation designating November 19, 2014 as GIS Day in Henderson County.

In recognition of GIS Day, Henderson County GIS staff plans to work on a geography project with a middle school class in the Kaplan Auditorium at the Henderson County Public Library on Wednesday, November 19.

Motion:

I move that the Board adopts the Proclamation, as presented, designating November 19, 2014 as GIS Day in Henderson County.

Petition for addition to State Road system

Staff received petitions to add Whirlaway Court, N Meadow View Drive and streets in the Hollabrook Farms subdivision to the state road system. It has been the practice of this Board to accept road petitions and forward them to NC Department of Transportation for their review. It has also been the practice of the Board not to ask NCDOT to change the priority for roads on the paving priority list.

Rockbridge Road, Lakeaway Drive, Barnrock Drive, Branchwater Drive, Hollabrook Parkway, Birchbark Drive	Hollabrook Farms Sub
North Meadowview Drive	Meadowview Acres Sub
Whirlaway Court	Belmont Heights Sub

Staff reviewed the petitions and it appears that all affected property owners or developers have signed the required petitions.

Motion:

I move that the Board approves the petitions and directs staff to forward it to NCDOT.

Notification of Vacancies

1. Animal Services Advisory Committee – 1 vac.
2. Library Board of Trustees – 1 vac.
3. Nursing/Adult Care Home Community Advisory Committee – 2 vac.

Nominations

1. EMS Peer Review Committee – 2 vac.

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

2. Hendersonville Planning Board – 1 vac.

Commissioner Hawkins nominated Steven Orr for position #3. *Chairman Messer made the motion to accept the reappointment of Steven Orr to position #3 by acclamation. All voted in favor and the motion carried.*

3. Hospital Corporation Board of Directors/UNCH – 1 vac.

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

4. Juvenile Crime Prevention Council – 5 vac.

Commissioner Thompson nominated Lucy Underwood for position #24. *Chairman Messer made the motion to accept the appointment of Lucy Underwood to position #24 by acclamation. All voted in favor and the motion carried.*

5. Mountain Area Workforce Development Board – 3 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 – 2 vac.

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

8. Senior Volunteer Services Advisory Council – 1 vac.

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

EBOLA PREPARATION UPDATE

Rocky Hyder, Henderson County's Emergency Management Coordinator, and Steve Smith, Health Director, provided an update on the County's preparations in response to Ebola concerns across the nation.

Health Director Steve Smith shared the following:

- Preparations have been ongoing for several months – initial CDC health advisory was in July 2014
- Many of the activities were initially centered through our Epi Team structure and included stakeholders from the medical community and emergency services
- Serve as a conduit for information and guidance to the medical community, Medical Director available for consultation and guidance to local physicians
- Promoted coordination with public information campaign and formation of joint information command – health educator serving as point person for Ebola
- Participated with numerous federal and state conference calls, included in first responder meeting and meeting with municipalities
- Internal education, review and training for public health staff – readiness for suspect case/patient, revised screening and protocols, isolation room preparation, contact tracing process and isolation/quarantine authority updates
- Ongoing coordination with Incident Command Structure, refining Incident Action Plan and addressing remaining questions or concerns
- NC State Laboratory of Public Health can now accomplish testing for Ebola, NC Department of Health and Human Services is maintaining Ebola Planning and Response Dashboard
- Case could happen here...hope for the best, plan for the worst
- Contact tracing and monitoring would be the biggest demand on public health
- Challenging demands for public health with Enterovirus D-68 and flu vaccination campaign ongoing, efforts are impacting traditional service levels with other programs and expenditures

Note: Ebola outbreak monitoring closely...September 44%, October 70%
 Concerned about large outbreak.....September 32%, October 54%
 Source: NC Political News October 29, 2014

Fire Marshall Rocky Hyder stated the overall affect on emergency response and the community is that it can deplete resources quickly. Control will be maintained by limited exposure. Emergency teams are using the best possible gear, higher than what is required.

REQUESTED APPROVAL OF REVISED FEES AND BILLING CODES FOR CLINICAL SERVICES AND ENVIRONMENTAL HEALTH

Information was provided and reviewed with the Henderson County Board of Health at their October 14, 2014 meeting. Board members endorsed the proposed fees and requested that they be forwarded to the Henderson County Board of Commissioners for their consideration.

Note:

First 3 references do not represent a change in fees, just a change with the procedural code to reflect the transition to quadrivalent flu vaccine. Remainder represents cost based fee adjustments.

Clinical Services Fees

CPT Code	Description	Previous Cost	Current Fee	Present Cost	Proposed Fee
90672	Influenza virus vaccine, quadrivalent, live for intranasal use	90660 Trivalent \$20.00	\$23.00	90672 Quadrivalent \$18.09	\$23.00
90686	Influenza virus vaccine, quadrivalent, split virus, preservative free 3+ yrs	90656 Trivalent \$15.00	\$15.00	90686 Quadrivalent \$16.63	\$15.00
90685	Influenza virus vaccine, quadrivalent, split virus preservative free, children 6 – 36 months	90655 Trivalent \$17.00	\$20.00	90685 Quadrivalent \$ 19.66	\$20.00
86900	Blood Typing: ABO	\$0 *	\$0 **	\$3.50	\$10.00
86901	Rd (D)	\$0 *	\$0 **	\$3.50	\$10.00
86850	Antibody Screen, RBC, each serum technique	\$0 *	\$0	\$5.25	\$10.00
J7307	Nexplanon – new device	N/A	\$0	\$325.00	\$600.00
11983	Implant, Removal with reinsertion, drug delivery	N/A	\$0	\$200.00	\$200.00
11981	Implant, Insertion, drug delivery	N/A	\$0	\$130.00	\$130.00
11982	Implant, Removal of drug delivery	N/A	\$0	\$165.00	\$165.00
90717	Yellow Fever Vaccine	\$98.52	\$105.00	\$103.45	\$115.00
90732	Pneumovax 23	\$62.31	\$70.00	\$66.99	\$75.00
90670	Prevnar13	\$128.16	\$135.00	\$135.80	\$150.00

*State Lab Provided

**No longer offered by State Lab

Environmental Health: Drinking water (wells) testing fees

Category	Old Fee Charged by the State Lab	Old Fee Charged by Health Department	New Fee Charged by State Lab	Proposed Fee to Be Charged by Health Department	Percent Increase to Customer
New Well Test Panel	\$74.00	\$130.00	\$74.00	\$130.00	0%
Total Coliform	\$3.09	\$30.00	\$26.00	\$50.00	66%
Full Inorganic Panel	\$3.15	\$50.00	\$74.00	\$100.00	100%
Pesticides	\$23.99	\$50.00	\$74.00	\$100.00	100%
Petroleum	\$28.26	\$50.00	\$74.00	\$100.00	100%
Nitrate/Nitrite	\$7.55	\$50.00	\$25.00	\$50.00	0%
Higher fees were charged for shared or commercial wells - Propose one fee for all testing					

Requested revision of fees is prompted by significant increases with testing fees being charged by the NC State Laboratory of Public Health. Proposed fees include the cost of an Environmental Health Specialist collecting the sample at the well site (chain of custody). Individuals inquiring about this service are also provided information regarding options for water testing provided by private sector laboratories.

Commissioner Young made the motion to approve the requested fee changes for clinical services and environmental health as recommended by the Henderson County Board of Health. All voted in favor and the motion carried.

COUNTY MANAGER'S REPORT

Steve Wyatt noted the next meeting is November 19th which will include the annual audit. The Board should be pleased with the numbers showing a net improvement in the County's cash position. December 1st a new Board member will be sworn in. A budget workshop will be held in January with detailed financials, and the Schedules of Values will be on a January agenda for vote.

CLOSED SESSION

The Board is requested to go into closed session pursuant to N.C. Gen. Stat. §143-318.11(a)(3), (a)(5), and (a)(6) for the following reason(s):

Pursuant to N.C. Gen. Stat. §143-318.11(a)(3), 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 *In re the Appeal of Property Valuation by AT&T*, currently pending in the NC Property Tax Commission.

Pursuant to N.C. Gen. Stat. §143-318.11(a)(5), to establish, or to instruct the staff or agents, 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.

Pursuant to N.C. Gen. Stat. §143-318.11(a)(6), 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), 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

Chairman Messer made the motion to go out of closed session and adjourn at 7:00 p .m. All voted in favor and the motion carried.

Attest:

Teresa L. Wilson, Clerk to the Board

Charles D. Messer, Chairman

HENDERSON COUNTY BOARD OF COMMISSIONERS

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CHARLIE MESSER
Chairman
THOMAS THOMPSON
Vice-Chairman

LARRY YOUNG
J. MICHAEL EDNEY
GRADY HAWKINS

PROCLAMATION

WHEREAS, Only Hope WNC, Inc. is a local non-profit whose mission is to promote the value of education, honor individuality and diversity, nurture respect for self and others, and provide hope for young people in need in the community; and

WHEREAS, Only Hope WNC, Inc. will be hosting a sleep out on November 7 – November 8 at the Historic Courthouse on Main Street in Downtown Hendersonville in an effort to draw attention and support for youth homelessness; and

WHEREAS, this will lead into an annual collection drive from November 7 – November 21 to support both Only Hope and the HELP Program through Henderson County Public Schools; and

WHEREAS, an effort is being made by the board members of Only Hope WNC, Inc. to raise community wide awareness of homeless youth in Henderson County;

NOW, THEREFORE, BE IT PROCLAIMED, that we, the Henderson County Board of Commissioners, do hereby proclaim November 7, 2014 as “**Homeless Youth Awareness Day**” in Henderson County, and applaud the efforts of those who serve and help fight youth homelessness in Henderson County.

Adopted this 3rd day of November, 2014.



CHARLIE MESSER, CHAIRMAN
HENDERSON COUNTY BOARD OF COMMISSIONERS

ATTEST:



TERESA L. WILSON, CLERK TO THE BOARD

Office of the Henderson County Tax Collector

200 NORTH GROVE STREET, SUITE 66

HENDERSONVILLE, NC 28792

PH: (828) 697-5595 | FAX: (828) 698-6153

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

Thursday, October 23, 2014

Re: Tax Collector's Report to Commissioners - Meeting Date 03 November 2014

Please find outlined below collections information through 22 October 2014 for the 2014 real and personal property bills mailed out on 28 August 2014, as well as registered motor vehicles billed and collected by our office. As a point of reference, we also have included collections information as of the same date last year.

Annual Bills G01 Only:

2014 Beginning Charge: \$59,723,397.59
Discoveries & Imm. Irreg.: \$93,964.96
Releases & Refunds: (\$26,768.16)
Net Charge: \$59,790,594.39
Unpaid Taxes: \$44,826,904.53
Amount Collected: \$14,963,689.86
Percentage Collected: 25.03%
Through: 14-Oct-2014

2013 Beginning Charge: \$58,570,340.76
Discoveries & Imm. Irreg.: \$249,120.40
Releases & Refunds: (\$188,398.47)
Net Charge: \$58,631,062.69
Unpaid Taxes: \$44,531,700.50
Amount Collected: \$14,099,362.19
Percentage Collected: 24.05%
Through: 14-Oct-2013

Motor Vehicle Bills G01 Only:

2014 Beginning Charge: \$11,922.52
Discoveries & Imm. Irreg.: \$0.00
Releases & Refunds: (\$1,099.92)
Net Charge: \$10,822.60
Unpaid Taxes: \$3,201.58
Amount Collected: \$7,621.02
Percentage Collected: 70.42%
Through: 14-Oct-2014

2013 Beginning Charge: \$2,074,906.06
Discoveries & Imm. Irreg.: \$1,634.52
Releases & Refunds: (\$37,835.28)
Net Charge: \$2,038,705.30
Unpaid Taxes: \$672,983.44
Amount Collected: \$1,365,721.86
Percentage Collected: 66.99%
Through: 14-Oct-2013

Fire Districts All Bills:

2014 Beginning Charge: \$6,647,782.64
Discoveries & Imm. Irreg.: \$6,660.78
Releases & Refunds: (\$3,290.19)
Net Charge: \$6,651,153.23
Unpaid Taxes: \$4,920,330.95
Amount Collected: \$1,730,822.28
Percentage Collected: 26.02%
Through: 14-Oct-2014

2013 Beginning Charge: \$6,799,967.33
Discoveries & Imm. Irreg.: \$40,113.68
Releases & Refunds: (\$28,730.41)
Net Charge: \$6,811,350.60
Unpaid Taxes: \$5,067,814.50
Amount Collected: \$1,743,536.10
Percentage Collected: 25.60%
Through: 14-Oct-2013

Respectfully submitted,



Luke Small
Collections Specialist

Stan C. Duncan
Tax Collector

HENDERSON COUNTY BOARD OF COMMISSIONERS

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Chairman
THOMAS THOMPSON
Vice-Chairman

LARRY YOUNG
J. MICHAEL EDNEY
GRADY HAWKINS

PROCLAMATION

WHEREAS, Henderson County is located in the Blue Ridge Mountains, in a broad basin formed by the French Broad River and its tributaries. Its diverse geography of gentle mountains, fertile valleys and rich forests has played a pivotal role in its unique history; and

WHEREAS, Geography Awareness Week is November 16 – 22, 2014; and

WHEREAS, National Geographic Information Systems (GIS) Day is November 19, 2014; and

WHEREAS, GIS is an important part of geography awareness, providing not only the study of maps, but also relationships among people, places and environments that are continuously being examined on local, national and global levels; and

WHEREAS, Henderson County has GIS personnel in various departments that manage the complex systems providing GIS data that is critical to health, public safety, emergency management, disaster preparedness, economic development, and quality of life of our citizens;

NOW, THEREFORE, BE IT RESOLVED, that we, the Henderson County Board of Commissioners, do hereby proclaim November 19, 2014 as “**GIS Day**” in Henderson County.

FURTHERMORE, we commend the individuals and organizations that are involved in the field of geographic information systems, and extend our gratitude to all Henderson County GIS personnel for their commitment to providing GIS resources to meet the needs of the citizens of Henderson County.

Adopted this 3rd day of November, 2014.

ATTEST:



TERESA L. WILSON, CLERK TO THE BOARD



CHARLIE MESSER, CHAIRMAN
HENDERSON COUNTY BOARD OF COMMISSIONERS