

## MINUTES

**STATE OF NORTH CAROLINA  
COUNTY OF HENDERSON**

**BOARD OF COMMISSIONERS  
WEDNESDAY, MARCH 21, 2012**

The Henderson County Board of Commissioners met for a regularly scheduled meeting at 9:00 a.m. in the King Street Meeting Room due to emergent circumstances, Hendersonville.

Those present were: Chairman Tommy Thompson, Vice-Chairman Bill O'Connor, Commissioner Michael Edney, Commissioner Larry Young, Commissioner Charlie Messer, County Manager Steve Wyatt, Interim Assistant County Manager David Whitson, County Attorney Russ Burrell and Clerk to the Board Teresa L. Wilson.

Also present were: Public Information Officer Christy DeStefano, Finance Director J. Carey McLelland, Planning Director Anthony Starr, Associate County Attorney Sarah Zambon, Engineer Marcus Jones, Research/Budget Analyst Amy Brantley, Fire Marshal Rocky Hyder, Social Services Director Liston Smith, and Assessor/Tax Collector Stan Duncan.

### CALL TO ORDER/WELCOME

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

### PLEDGE OF ALLEGIANCE

The Pledge of Allegiance to the American Flag was led by Graham Fields, Assistant to the President for External Relations at Park Ridge Health.

### PUBLIC HEARING - GRANT OF ECONOMIC DEVELOPMENT INCENTIVES TO "PROJECT PMA"

A public hearing has been scheduled on 21 March 2012 in the above matter. This hearing was properly advertised in The Hendersonville Tribune.

CEO and President of the Henderson County Partnership for Economic Development Andrew Tate stated "Project PMA" involves a manufacturing concern currently operating outside Henderson County contemplating a new operation in Henderson County. This would be a joint venture along with Elkamet.

Under the project as proposed, the public benefit to be derived from the capital project is a total taxable capital investment by Project PMA Company of at least \$300,000.00 in business personal property (equipment). The project would result in the creation of three (3) new jobs, at an average wage in excess of the average wage in Henderson County for full-time employment, plus other benefits.

Attorney Russ Burrell stated the contemplated incentives would last for a period of five years. The first year's contemplated incentive, if granted, would be not more than \$1,078.60, based on the new investment, the number of new employees, and the Board's incentives guidelines. The maximum amount of incentives to be considered in this grant over the five years would be \$4,237.00

At the conclusion of the public hearing, the Board may choose to take action, delay action to a subsequent meeting, or take no action.

### Public Input

There was none.

*Commissioner O'Connor made the motion that the Board grant economic development incentives to the Project PMA company, in an amount, as set by this Board's guidelines, to be paid over five years, with*

DATE APPROVED: April 2, 2012

*the first year not to exceed \$1,078.60, and the five year total not to exceed \$4,237.00. All voted in favor and the motion carried.*

Ms. Becky Levi spoke highly of Elkamet as she was the first employee at Elkamet. She thanked the Board of Commissioners for their support.

**INFORMAL PUBLIC COMMENT**

1. David Weintraub – Mr. Weintraub is the Executive Director of ECO. His proposal added to the consent agenda requested county involvement in “Strive Not to Drive”. Many others are participating such as the City of Hendersonville and Blue Ridge Community College. ECO will be promoting public transportation, carpooling, and walking on April 20, 2012. He recommended a free fare day.
2. Rick Burt – Mr. Burt encouraged other transportation on April 20, 2012.

**DISCUSSION/ADJUSTMENT OF AGENDA**

Chairman Thompson requested the addition of a resolution for “Strive no to Drive” under consent agenda. Commissioner Edney requested the addition of a discussion item “Bent Creek Property Use”. Commissioner Young requested the addition of a discussion item “Pardee/Mission Joint Venture”.

*Commissioner Messer made the motion to adopt the Agenda with the additions as noted. All voted in favor and the motion carried.*

**CONSENT AGENDA**

*Commissioner Young made the motion to adopt the Consent Agenda with the addition of the Strive Not to Drive Resolution. 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):  
March 5, 2012 – Regularly Scheduled Meeting

**Tax Collector’s Report**

Deputy Tax Collector Carol McCraw had presented the Tax Collector’s Report to the Commissioners dated March 9, 2012 for information only. No action was required

**Western Highlands Area Authority – Quarterly Fiscal Monitoring Report (FMR) for the quarter Ended December 31, 2011**

N.C.G.S. 122C-117(c) requires the staff of the local area mental health authority to provide the County Finance Officer with the quarterly Fiscal Monitoring Report (FMR) within 30 days of the end of the quarter. The County Finance Officer is then required to provide the FMR to the Board of Commissioners at the next regularly scheduled meeting of the board. The attached FMR for Western Highlands Area Authority was received by the County Finance Officer on March 12, 2012.

Motion:

*I move that the Board of Commissioners approve the Western Highlands Area Authority Fiscal Monitoring Report for the quarter ended December 31, 2011.*

**Quarterly Schools Maintenance Report**

Included in the agenda packet were several pages of the Schools Quarterly Maintenance Report. The expenditures are summarized in the report received.

Staff presented this material for the Board’s information only. No specific Board action is requested.

**Surplus Equipment**

A resolution was provided for the Board’s consideration declaring the list of copiers provided by the IT Department and no longer used by the County as surplus property. The resolution also authorizes the Finance Director to advertise the surplus equipment for sale by electronic public auction at [www.govdeals.com](http://www.govdeals.com) after the required advertisement of the sale.

Toshiba ES3510c	Toshiba E200L
Sharp MX-4101N	Sharp MX-2600N
Canon iR3100	Canon IR3570

**Motion:**

*I move that the Board approves the resolution declaring the list of copiers presented as surplus and authorizes the Finance Director to sell the surplus equipment via electronic public auction using GovDeals auction services.*

**Surplus Vehicles**

A resolution was provided for the Board’s consideration declaring the list of vehicles no longer used by the County as surplus property. The resolution also authorizes staff to advertise the surplus vehicles for sale by electronic public auction at [www.govdeals.com](http://www.govdeals.com) after the required advertisement of the sale.

<b>Year</b>	<b>Make</b>	<b>Model</b>	<b>HC#</b>	<b>VIN #</b>	<b>HC ASSET #</b>	<b>MILEAGE</b>	<b>SURPLUS INFO</b>
2007	Dodge	Charger	SH-263	2B3KA43G97H736707	12489	104,947	High Mileage
2007	Dodge	Charger	SH-290	2B3KA43G87H709160	12482	108,804	Trans. Issues
1997	Ford	F150	PB-025	1FTDF18W3VNC81364	6435	158,055	High mileage/Eng.
1997	Ford	Crown Vic	DSS-004	2FALP71W9VX196961	10541	78,729	Age

**Motion:**

*I move that the Board approves the resolution declaring the list of vehicles as surplus and authorize staff to sell the surplus vehicles by electronic public auction utilizing GovDeals auction services after the required advertisement.*

**Ambulance Procurement**

Henderson County EMS would like to purchase two ambulances to replace two units under a three year lease agreement expiring in May 2012. During research of ambulance purchases over the past year, EMS staff discovered the State of Florida conducted a public bid on a substantially similar ambulance in October 2011. The Florida bids resulted in purchase prices which are as good or better than staff anticipates would be received were a bid for two ambulances alone let. Staff requests the Board consider utilizing the Florida bid to procure two ambulances.

Under NCGS 143-129(g)(3), out-of-state public bids less than one year old may be used in such circumstances,

... if the person or entity is willing to furnish the items at the same or more favorable prices, terms, and conditions as those provided under the contract with the other unit or agency. Notwithstanding any other provision of this section, any purchase made under this subsection shall be approved by the governing body of the purchasing political subdivision of the State at a regularly scheduled meeting of the governing body no fewer than 10 days after publication of notice that a waiver of the bid procedure will be considered in order to contract with a qualified supplier pursuant to this section. Notice may be published in a newspaper having general circulation in the political subdivision or by electronic means, or both.

Public notice for waiver of bidding for previously bid contracts was provided in the Hendersonville Tribune on March 1, 2012. The annual debt service payment for the purchase of these two ambulances will be included in the FY2013 budget when the first payment is scheduled to be made.

Motion:

*I move the Board waives the bid requirements pursuant to NCGS 143-129 and approve the purchase of two ambulances from Precision Rescue Vehicles (Road Rescue).*

**Proclamation – Sexual Assault Awareness Month**

The Healing Place has requested the Henderson County Board of Commissioners adopt a Proclamation, proclaiming the month of April as Sexual Assault Awareness Month.

Motion:

*I move that the Board adopts the Proclamation, proclaiming the month of April as Sexual Assault Awareness Month.*

**Modification of Facilities Use Policy**

The current Facilities Use Policy (page 1 of 5, revised most recently August 15, 2011) contains the following “Rules Governing Use of all Facilities and Grounds” concerning the Historic Courthouse:

3. The County facilities may not be reserved by commercial or partisan political groups. The only exception is for political meetings in accordance with N.C.G.S. 163-99 which allows political meeting for the purpose of biennial precinct meetings, county conventions and district conventions.

The recent situation involving the vacancy in the office of Sheriff was treated as an exception to this policy. To formalize this exception, the following is proposed in lieu of the foregoing:

3. The County facilities may not be reserved by commercial or partisan political groups. The only exception is for meetings of political organizations in accordance with N.C.G.S. 163-99, or such meetings which are held to perform a statutorily-imposed obligation (such as recommendation of a person to fill the unexpired term of a vacant office).

Motion:

*I move that the Facility Use Policy be modified as stated in the Request for Board Action accompanying this agenda item.*

**Resolution of Memoriam – James Breckenridge Blackburn**

The Board of Commissioners is requested to adopt a resolution of Memoriam for James Breckenridge Blackburn.

Motion:

*I move that the Board adopts the Resolution of Memoriam for James Breckenridge Blackburn.*

**Clarification of retention program**

Clarification that the County’s employee retention program applies to all otherwise benefit-eligible employees who work at least 1,000 hours per year.

Motion:

*I move that to the extent any question exists that the County’s employee retention program*

*applies to all otherwise benefit-eligible employees who work at least 1,000 hours per year.*

**Agri-Business Development**

The Board of Commissioners is requested to consider the use of unoccupied space in the County's facility located at 100 North King Street, for the Agri-Business Development function. Allowing the use of this space would provide for the future growth needs of the organization in a contiguous space.

Agri-Business Development is currently housed in the same building as the Partnership for Economic Development, within the 300 block of King Street. Not only would this move provide more space for Agri-Business Development, it would also open up much needed space for the Partnership.

**Motion:**

*I move the Board approves the use of unoccupied space at 100 North King Street for Agri-Business Development.*

**Resolution -Strive Not to Drive (Add-on)**

David Weintraub of ECO has requested the Henderson County Board of Commissioners adopt a Resolution, declaring Friday, April 20, 2012 as Strive Not to Drive Day.

**Motion:**

*I move that the Board adopts the Resolution as presented, declaring Friday, April 20, 2012 as Strive Not to Drive Day.*

**Notification of Vacancies**

Chairman Thompson reminded the Board of the following vacancies and opened the floor to nominations:

1. Home and Community Care Block Grant Advisory Committee – 1 vac.

**Nominations**

1. Animal Services Committee – 1 vac.

Commissioner Messer nominated Sarah Brown for reappointment to position #8. *Chairman Thompson made the motion to accept the reappointment of Sarah Brown to position #8 by acclamation. All voted in favor and the motion carried.*

2. EMS Peer Review Committee – 2 vac.

Commissioner Messer nominated Robert Griffin for appointment to position #18. *Chairman Thompson made the motion to accept the appointment of Robert Griffin to position #18 by acclamation. All voted in favor and the motion carried.*

3. Environmental Advisory Committee – 2 vac.

Commissioner Young nominated Robert Delwiche for reappointment to position #1. *Chairman Thompson made the motion to accept the reappointment of Robert Delwiche to position #1 by acclamation. All voted in favor and the motion carried.*

4. Equalization and Review, Henderson County Board of – 5 vac.

Commissioner Young nominated for reappointment, Jon Laughter for position #1, Steve Dozier for position #2, and John Porter for position #4. Commissioner Edney nominated Bessie Bright for position #6. *Chairman Thompson made the motion to accept the reappointments of Jon Laughter to position #1, Steve Dozier to position #2, John Porter to position #4, and the appointment of Bessie Bright to position #6 by acclamation. All voted in favor and the motion carried.*

5. Historic Resources Commission – 1 vac.

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

6. Juvenile Crime Prevention Council – 10 vac.

Commissioner Messer nominated Judith Wilkes for position #19 and Richard Raube for position #24. *Chairman Thompson made the motion to accept the appointments of Judith Wilkes to position #19 and Richard Raube to position #24 by acclamation. All voted in favor and the motion carried.*

7. Land-of-Sky Regional Council Advisory Council on Aging – 1 vac.

Commissioner Young nominated Fred Noble for appointment to position #3. *Chairman Thompson made the motion to accept the appointment of Fred Noble to position #3 by acclamation. All voted in favor and the motion carried.*

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

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

9. Nursing/Adult Care Home Community Advisory Committee – 2 vac.

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

10. Senior Volunteer Services Advisory Council – 2 vac.

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

11. Travel & Tourism Committee – 1 vac.

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

12. Western Highlands Local Management Entity – 1 vac.

Commissioner Young nominated Maggie Faulkner for appointment to position #2. *Chairman Thompson made the motion to accept the appointment of Maggie Faulkner to position #2 by acclamation. All voted in favor and the motion carried.*

#### **SOCIAL SERVICES' INFORMATIONAL UPDATE**

At the suggestion of Commissioner Edney, the DSS Board is providing monthly three-minute informational updates to the Board of Commissioners regarding various Social Services issues. The March 2012 update, provided by DSS Board member Don Cooper, pertains to the issue of Child Care Subsidy services in Henderson County.

Mr. Don Cooper, member of the Social Services Board of Henderson County, presented the third in a series of topics on the role of DSS in our community.

Child Care Subsidy services to Henderson County children.

- In FY 2010-11, 1379 children were served with \$3,570,985 (100% federal/state funding). Child Care Subsidy can best be viewed by dividing into two parts: preschool age children and school age children.
- FY 2010-11, 70% of the children served were preschool age; though the county pays the provider, parents can choose between 71 licensed sites.
- Only Child Care Subsidy can pay for the care of a school-age child, up to age 12 (Head Start, Smart Start and More-At-Four are limited to preschool age children). In FY 2010-11, 30% of the children served were school age children in thirteen public school PSAM, PSPM and summer

programs; Child Care Subsidy children accounted for over \$610,000 of the school's afterschool program budget.

- The best way to improve schools is to improve the children we send to school. Early childhood education, supported by Child Care Subsidy, can lead to: (a) success in school; and, (b) less costs to the community and schools in remedial services. The building blocks for success in school are built by a child's experience in the first years of his or her life. In addition to improving developmental outcomes for children, Child Care Subsidy supports parents with affordable child care so they can succeed at work.
- In addition to paying for school age children, the Child Care Subsidy Program is unique in that parents help with costs. Parents contributed \$609,000 to the cost for their child care in FY 2010-11; 77% of parents work and put their money back into the local economy and pay taxes.
- The Community Foundation of Henderson County and the Board of Social Services established a one-stop shop collaborative in the mid-1990's. DSS funded the Child Care Resource and Referral program with an Appalachian Regional Council (ARC) grant. The collaboration co-locates several programs at one site for parents, such as Child Care Resource & Referral, DSS Child Care Subsidy Program and Smart Start. When the Children & Family Resource Center of Henderson County opened its doors, the collaboration was significantly strengthened.
- The Board of Social Services is greatly concerned about recent funding cuts: the state cut \$350,000 in FY 11-12 and \$620,000 in FY 12-13 for a total of \$970,000. Beginning June 2012, 145 less children can be served with Child Care Subsidy assistance.
- As a proactive measure, the Board of Social Services is strategically working with our community partners to advocate for and support increased access to quality child care in Henderson County.

#### **2012 COMMUNITY WASTE REDUCTION AND RECYCLING GRANT**

Marcus Jones stated a draft grant application was submitted to the North Carolina Division of Environmental Assistance and Outreach on the March 9, 2012 deadline. This grant application requests \$3,314.95 for an education program for Henderson County 4<sup>th</sup> Graders. The grant application proposes that each 4<sup>th</sup> grade class visit the Convenience Center to learn about recycling after a presentation in school about recycling. The matching funds for this grant will come from the Henderson County Solid Waste Division.

No money will be used as a monetary match from the general fund. In order for the grant application to be successful, approval from the Board is necessary

*Commissioner Messer made the motion that the Board supports the 2012 Community Reduction and Recycling Grant to the Division of Environmental Assistance and Outreach. The motion passed 4-1 with Commissioner O'Connor voting nay.*

#### **PATROLMEN LIVING AT FIRE STATIONS**

Commissioner Young had requested time on the agenda to address the issue of patrolmen living at fire stations. Mr. Young feels the firehouses are built for firemen and not the highway patrol.

Chairman Thompson stated when Highway Patrolmen (State Troopers) are relocated here, occasionally they will stay in the fire department until they find permanent housing. He explained that each fire



department is its own entity with its own Board of Directors. The Board of Commissioners has no authority and cannot control this situation.

#### **WINGATE UNIVERSITY PROGRAMS**

Mark Bryant, Director of the Wingate University MBA Program, updated the Board on Wingate's programs at the Hendersonville Campus. Mr. Bryant stated that eighteen months ago things accelerated at the Henderson Campus of Wingate University. They have been widely accepted with much support.

The Henderson County Campus has a Doctor of Pharmacy Program which is a 4 year program. The first class began in fall 2011 with 18 students. The plan is to add 18 students each year, eventually reaching maximum capacity of 72 students by fall 2014. In 2011 over 1200 applications were received for the Doctor of Pharmacy Program for with 18 spots available.

The Master of Business Administration (MBA) program is a part-time program, held in the evening, and geared toward working professionals. The degree takes approximately two years to complete. The program took in its first students in Summer/Fall of 2011. They are hoping to accept 15-20 additional students beginning in the Summer/Fall of 2012

#### **BENT CREEK PROPERTY USE (Add-on)**

Commissioner Edney stated that Henderson County owns approximately 140 acres in Bent Creek. He has been approached by law enforcement requesting hunting rights on the property. Security can be offered by law enforcement while using the property. Law requires written permission from the owner of the property for rights to hunt. The liability will be covered by law enforcement.

Staff will be working to put necessary documentation together to cover the requirements of written permission. Russ Burrell will be preparing releases or waivers.

*Commissioner Edney made the motion that the Board of Commissioners allows hunting by Law Enforcement personnel including State Highway Patrol officers, Henderson County Sheriff Deputies, and other law enforcement personnel located inside Henderson County on the county's Bent Creek Property during this coming hunting season in return for protection of this property. All voted in favor and the motion carried.*

#### **PARDEE/MISSION JOINT VENTURE (Add-on)**

Commissioner Young again requested a copy of the letter of understanding between the Henderson County Hospital Corporation and Mission Hospital for the joint venture. This document was promised to the County when the County voted to approve moving forward with the planning of the joint venture. The letter of understanding is not a legal binding contract.

#### **COUNTY MANAGER'S REPORT**

County Manager Steve Wyatt provided the Board with an update on the repairs at the Historic Courthouse. RFP's were sent out and the damage to the AV Equipment will be approximately \$140,000. After speaking with the North Carolina Association of County Commissioners, in regard to the insurance, and an agreement has been made to provide new equipment with a warranty. The sound system is being tested next week. The goal is to be back in the courtroom for meetings by the April 18<sup>th</sup> meeting.

#### **CANE CREEK WATER AND SEWER DISTRICT**

*Commissioner Edney made the motion for the Board to convene as Cane Creek Water & Sewer District Board. All voted in favor and the motion carried.*

Please see separate Cane Creek minutes for action.



*Commissioner Edney made the motion to adjourn as the Cane Creek Water & Sewer District Board and reconvene as the Henderson County Board of Commissioners. All voted in favor and the motion carried.*

**CLOSED SESSION**

*Commissioner O'Connor made the motion for the Board to go into closed session as allowed pursuant to NCGS 143-318.11 for the following reasons:*

1. Pursuant to N.C. Gen. Stat. §143-318.11(a)(3), To consult with an attorney employed or retained by the public body in order to preserve the attorney-client privilege between the attorney and the public body, which privilege is hereby acknowledged. To consult with an attorney employed or retained by the public body in order to consider and give instructions to the attorney with respect to a claim.
2. Pursuant to N.C. Gen. Stat. §143-318.11(a)(4), to discuss matters relating to the location or expansion of industries or other businesses in Henderson County, including agreement on a tentative list of economic development incentives that may be offered by the Board in negotiations.
3. 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 by or against an individual public officer or employee.

*All voted in favor and the motion carried.*

**ADJOURN**

*Commissioner O'Connor made the motion to go out of closed session and adjourn at 2:00 p.m. All voted in favor and the motion carried.*

Attest:

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Teresa L. Wilson, Clerk to the Board

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Thomas H. Thompson, Chairman

# HENDERSON COUNTY TAX DEPARTMENT

## Collector's Office

200 North Grove Street

Suite 66

Hendersonville, NC 28792

Phone: 828/697-5595

Fax: 828/698-6153

[www.hendersoncountync.org/tc/](http://www.hendersoncountync.org/tc/)

Stan C. Duncan  
County Assessor & Tax Collector

Sandy Allison  
Administrative Assistant II

March 9, 2012

### Re: Tax Collector's Report to Commissioners – 03/21/12 Meeting

Please find outlined below collections information through March 8th for the 2011 bills, which were mailed out on August 19<sup>th</sup>, as well as registered motor vehicle bills. As a point of reference, we also have included collections information as of the same date last year.

#### Annual Bills G01 Only:

2011 Total Charge: \$57,551,541.56  
Payments & Releases: 55,482,530.18  
Unpaid Taxes: 2,069,011.38  
**Percentage Collected:** 96.40%  
(through 03/08/12)

2010 Total Charge: \$57,524,414.37  
Payments & Releases: 54,903,263.16  
Unpaid Taxes: 2,621,151.21  
**Percentage Collected:** 95.44%  
(through 03/08/11)

#### Motor Vehicle Bills G01 Only:

2011 Total Charge: \$3,376,225.43  
Payments & Releases: 2,632,176.38  
Unpaid Taxes: 744,049.05  
**Percentage Collected:** 77.96%  
(through 03/08/12)

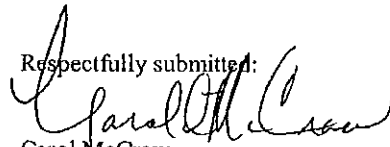
2010 Total Charge: \$3,127,932.64  
Payments & Releases: 2,471,841.44  
Unpaid Taxes: 656,091.20  
**Percentage Collected:** 79.02%  
(through 03/08/11)

#### Fire Districts All Bills:

2011 Total Charge: \$6,743,227.39  
Payments & Releases: 6,411,547.19  
Unpaid Taxes: 331,680.20  
**Percentage Collected:** 95.08%  
(through 03/08/12)

2010 Total Charge: \$6,624,536.76  
Payments & Releases: 6,260,190.77  
Unpaid Taxes: 364,345.99  
**Percentage Collected:** 94.70%  
(through 03/08/11)

Respectfully submitted:



Carol McCraw,  
Deputy Tax Collector

Stan C. Duncan,  
Tax Collector

**Exhibit A**

**RESOLUTION DECLARING PERSONAL PROPERTY AS SURPLUS  
AND AUTHORIZING THE SALE OF SURPLUS PROPERTY  
BY ELECTRONIC PUBLIC AUCTION**

**WHEREAS**, Henderson County owns vehicles itemized on the attached Exhibit B, hereinafter referred to as "surplus property", that is either obsolete or no longer needed for any governmental use by the County; and

**WHEREAS**, the Henderson County Board of Commissioners is desirous of declaring the equipment as surplus and selling at a public auction as authorized by NCGS 160A-270; and

**WHEREAS**, it is the intent of the County to sell said surplus equipment by electronic public auction at [www.govdeals.com](http://www.govdeals.com).

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

1. The equipment itemized on the attached Exhibit B is hereby declared to be surplus property.
2. The Finance Director is hereby authorized to sell by electronic auction at [www.govdeals.com](http://www.govdeals.com) the surplus property described above to the highest bidder.
3. All surplus property will be sold "as is", all sales final, cash, certified check or money order only. Henderson County makes no express or implied warranties of merchantability of any surplus property, or part thereof, or its fitness for any particular purpose regardless of any oral statements that may be made concerning the surplus property or any part thereof.
4. A notice summarizing this Resolution and the sale of the surplus property by electronic public auction shall be advertised by the Finance Director on the County's website at [www.hendersoncountync.org](http://www.hendersoncountync.org) at least ten (10) days prior to the public auction.

**THIS** the 5<sup>th</sup> day March, 2012.

**HENDERSON COUNTY BOARD OF COMMISSIONERS**

BY:   
**Thomas Thompson, Chairman**

**ATTEST:**

  
**Teresa L. Wilson, Clerk to the Board**

**[OFFICIAL SEAL]**

## Exhibit B

### List of Surplus Vehicles

Year	Description	Model	Serial #	HC ASSET #
1997	Hydromatic Pump	S4HX300JC	S39802	6621
1997	Hydromatic Pump	S4HX300JC	S32284	6622
1997	Hydromatic Pump	S4HX300JC	4-4104	6623
1999	Hydromatic Pump	S4HX300JC	4-4103	7231

**RESOLUTION DECLARING PERSONAL PROPERTY AS SURPLUS  
AND AUTHORIZING THE SALE OF SURPLUS PROPERTY  
BY ELECTRONIC PUBLIC AUCTION**

**WHEREAS**, Henderson County owns equipment itemized on the attached Exhibit B, hereinafter referred to as "surplus property", that is either obsolete or no longer needed for any governmental use by the County; and

**WHEREAS**, the Henderson County Board of Commissioners is desirous of declaring the equipment as surplus and selling at a public auction as authorized by NCGS 160A-270; and

**WHEREAS**, it is the intent of the County to sell said surplus equipment by electronic public auction at [www.govdeals.com](http://www.govdeals.com).

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

1. The equipment (copiers) itemized on the attached Exhibit B is hereby declared to be surplus property.
2. The Finance Director is hereby authorized to sell by electronic auction at [www.govdeals.com](http://www.govdeals.com) the surplus property described above to the highest bidder.
3. All surplus property will be sold "as is", all sales final, cash, certified check or money order only. Henderson County makes no express or implied warranties of merchantability of any surplus property, or part thereof, or its fitness for any particular purpose regardless of any oral statements that may be made concerning the surplus property or any part thereof.
4. A notice summarizing this Resolution and the sale of the surplus property by electronic public auction shall be advertised by the Finance Director on the County's website at [www.hendersoncountync.org](http://www.hendersoncountync.org) at least ten (10) days prior to the public auction.


**THIS** the 21<sup>st</sup> day March, 2012.

**HENDERSON COUNTY BOARD OF COMMISSIONERS**

BY: 

Thomas H. Thompson, Chairman

**ATTEST:**

  
Teresa L. Wilson, Clerk to the Board

[OFFICIAL SEAL]

**Exhibit B**

**List of Surplus Copiers/Model**

**Toshiba ES3510c**

**Toshiba E200L**

**Sharp MX-4101N**

**Sharp MX-2600N**

**Canon iR3100**

**Canon iR3570**



# HENDERSON COUNTY BOARD OF COMMISSIONERS

1 Historic Courthouse Square, Suite #1  
Hendersonville, NC 28792  
Phone (828) 697-4808 • Fax (828) 698-4443  
[www.hendersoncountync.org](http://www.hendersoncountync.org)

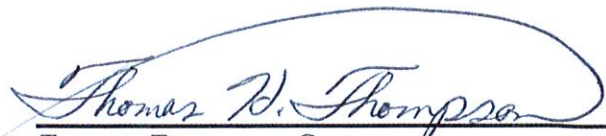
THOMAS THOMPSON  
Chairman  
BILL O'CONNOR  
Vice-Chairman

CHARLIE MESSER  
LARRY YOUNG  
J. MICHAEL EDNEY

## PROCLAMATION

- WHEREAS,** Sexual Assault Awareness Month is intended to draw attention to the fact that sexual violence is widespread and has public health implications for every community member of Henderson County; and
- WHEREAS,** rape and sexual assault impact 1 in 3 women and 1 in 6 men
- WHEREAS,** child sexual abuse will impact 1 in 4 girls and 1 in 7 boys by their 18<sup>th</sup> birthday; and
- WHEREAS,** sexual violence has changed with the use of cell phones, the world-wide web, and social media; and
- WHEREAS,** sexual violence is a crime and its victims have the right to fairness, dignity and respect; and
- WHEREAS,** The Healing Place continues to see increases in the number of men, women, and children seeking services following sexual violence; and
- WHEREAS,** there is compelling evidence that now is the time to talk about sexual violence including conversations about what sexual violence is, how to prevent it, how to help survivors and how to hold perpetrators who commit acts of violence responsible for their actions; and
- WHEREAS,** effective sexual violence prevention programs succeed when partnerships are created among schools, faith communities, civic organizations, local government, law enforcement agencies and the business community; and
- WHEREAS,** we hold forth a vision of a community free from sexual violence;
- NOW, THEREFORE,** be it resolved that the Henderson County Board of Commissioners does hereby proclaim the month of April as **Sexual Assault Awareness Month**, and encourages all citizens to support local efforts to provide services to victims.

Adopted this 21<sup>st</sup> day of March, 2012.

  
THOMAS THOMPSON, CHAIRMAN  
HENDERSON COUNTY BOARD OF COMMISSIONERS

ATTEST:

  
PERESA L. WILSON, CLERK TO THE BOARD



# HENDERSON COUNTY BOARD OF COMMISSIONERS

1 Historic Courthouse Square, Suite 1  
Hendersonville, North Carolina 28792  
Phone 828-697-4808 • Fax: 828-692-9855  
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THOMAS H. THOMPSON  
Chairman  
WILLIAM O'CONNOR  
Vice-Chairman

CHARLIE MESSER  
LARRY YOUNG  
J. MICHAEL EDNEY

## RESOLUTION

### IN MEMORY OF JAMES BRECKENRIDGE BLACKBURN

WHEREAS, James Breckenridge Blackburn died March 5, 2012; and,

WHEREAS, for over twenty-five years Jim Blackburn was General Counsel for the North Carolina Association of County Commissioners, and a chief spokesman to North Carolina's legislature for the hundred counties; and,

WHEREAS, Blackburn merited and was awarded many honors for his work with the NCACC: he was frequently rated among the most effective lobbyists by the North Carolina Center for Public Policy Research; he received the Grainger Barrett Award for Excellence, given by the Government and Public Sector Section of the N.C. Bar Association; and was awarded the Order of the Long Leaf Pine for his long career in public service; and,

WHEREAS, Blackburn was also a colleague and friend to many, including those in Henderson County, working with our Commissioners, County Managers and County Attorneys to insure that Henderson County's needs and wishes were well-heard in the General Assembly; and,

WHEREAS, the Board of Commissioners of Henderson County wish to remember and recognize Jim Blackburn's outstanding commitment and contribution to the counties of North Carolina, and to Henderson County.

NOW, THEREFORE, BE IT RESOLVED that the Henderson County Board of Commissioners hereby remembers and honors the life of James Breckenridge Blackburn for his contributions to Henderson County and its people.

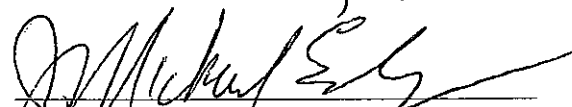
Adopted this 21<sup>st</sup> day of March, 2012.

  
THOMAS H. THOMPSON, Chairman

  
WILLIAM P. O'CONNOR, Vice Chairman

  
CHARLIE MESSER, Commissioner

  
LARRY YOUNG, Commissioner

  
J. MICHAEL EDNEY, Commissioner

# PROCLAMATION

DECLARING FRIDAY APRIL 20, 2012 AS STRIVE NOT TO DRIVE DAY

**WHEREAS,** Henderson County is an exceptional place to live and work; and

**WHEREAS,** reducing transportation fuel consumption can better sustain the quality of life for present and future generations; and

**WHEREAS,** reducing fuel consumption reduces the amount of money exported out of the region; and


**WHEREAS,** reducing fuel consumption reduces expenses for Henderson County residents; and

**WHEREAS,** alternatives to vehicle use can promote a healthier and more enjoyable lifestyle; and

**WHEREAS,** the Environmental and Conservation Organization is promoting these practices for the benefit of Henderson County residents together with local businesses, Blue Ridge Community College and the City of Hendersonville;

**NOW, THEREFORE, BE IT RESOLVED,** that we, the Henderson County Board of Commissioners, do hereby proclaim April 20, 2012 as "**Strive Not to Drive**" in Henderson County, and do further hereby urge every citizen to do his or her part to reduce their transportation fuel consumption by consolidating trips, carpooling, walking, biking, or telecommuting on April 20 and throughout the year.

Adopted this 21<sup>st</sup> day of March, 2012.

  
THOMAS THOMPSON, CHAIRMAN  
HENDERSON COUNTY BOARD OF COMMISSIONERS

ATTEST:

  
TERESA L. WILSON, CLERK TO THE BOARD