

MINUTES

STATE OF NORTH CAROLINA
COUNTY OF HENDERSON

BOARD OF COMMISSIONERS
DECEMBER 21, 1994

The Henderson County Board of Commissioners met for a regularly scheduled meeting at 9:00 a.m. in the Commissioners' Conference Room of the Henderson County Office Building.

Those present were: Chairman Renee Kumor, Vice-Chair Vollie G. Good, Commissioner Bob Eklund, Commissioner Don Ward, County Manager David F. Thompson, Assistant County Manager David E. Nicholson, County Attorney Don H. Elkins, Staff Attorney Angela M. Skerrett, and Clerk to the Board Elizabeth W. Corn.

Also present were: Finance Director Carey McLelland, Planning Director Matt Matteson, Planner Stuart Rohrbaugh, Planner Karen Collins, and Personnel Officer Mona Quinn.

Absent was: Commissioner J. Michael Edney.

CALL TO ORDER/WELCOME

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

PLEDGE OF ALLEGIANCE

Commissioner Ward led the Pledge to the American Flag.

INVOCATION

David Nicholson gave the invocation.

DISCUSSION/ADJUSTMENT OF AGENDA

David Thompson requested that item "C" be moved to item "J", Champion Hills Section Three - PUD. By consensus the Board approved this change.

Chairman's Statement

Chairman Kumor announced that Commissioner Edney was in Court and would be joining the meeting as soon as possible.

CONSENT AGENDA

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Commissioner Good made the motion to approve the consent agenda as presented. All voted in favor and the motion carried.

Consent Agenda included:

Review of Minutes: Minutes were presented for review and approval of the following meetings: November 14, November 16, and November 21.

Henderson County Financial Report: This was presented for information only. No action was required.

Tax Release Requests (40): A list of 40 tax release requests was submitted for approval. Supporting documentation was on file in the County Assessor's Office.

Tax Refund Requests (18): A list of 18 tax refund requests was submitted for approval. Supporting documentation was on file in the County Assessor's Office.

Resolutions for Something Special: Noel Watts, Executive Director of Something Special, submitted a request that the Board of Commissioners adopt two resolutions which would assist Something Special financially. The first resolution encourages the state to increase funding for the Adult Development Activities Program (ADAP). The second resolution supports legislation to allow workshops which serve persons with disabilities to sell commodities to the state through a special selling/purchasing arrangement.

INFORMAL PUBLIC COMMENTS

Larry Schaefer - Mr. Schaefer protested against a contractor in Carriage Park being allowed to use explosives for blasting. He spoke of pictures on the wall becoming tilted, dishes and windows were rattled. Mr. Schaefer is a resident of Long John Mountain, adjacent to Carriage Park. Mr. Schaefer lived through World War II and an invasion and stated that he knows the damage that blasting can do. He spoke of noise pollution and disturbing the peace. He expressed the need for a bond against damages. In summary, he was protesting against allowing them to have a permit to blast.

Response to Public Input

David Thompson spoke regarding State regulations. He stated that Harry's Ditching is bonded in the amount of \$1,000,000 (required by

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State Law) which includes blasting coverage in the amount of \$100,000 for Carriage Park (construction work bond).

Rocky Hyder, County Fire Marshal, spoke regarding the amount of dynamite used. This is a common occurrence used to create a ditch line. Harry's Ditching used 1/2 stick dynamite accelerated with ammonium nitrate fertilizer to create a hole the pump station well house and ditch for the line to the well house. The explosive was put in a 17 foot deep hole in granite rock. They weren't using much dirt to cover the explosives and Mr. Hyder suggested that the County work with them and ask them to use more dirt to help muffle the sound. Mr. Hyder stated that they will be doing more blasting in the same hole.

Mr. Hyder stated that if any resident in the area encounters damage they should call Carriage Park. If they cannot get a response from Carriage Park, call the Fire Marshal's Office and they will respond. They will bring with them a representative from Harry's Ditching. If they find damage, they will photograph it, document it and it will be taken care of by the \$1,000,000 insurance policy.

REVISION/ADDITION TO HENDERSON COUNTY PERSONNEL RESOLUTION

Mona Quinn, Personnel Officer, presented a proposed addition to the Henderson County Personnel Resolution entitled Section 6.24, Child School Leave, and a revision to Section 6.8, Vacation Leave -- Maximum Accumulation/Annual Leave Conversion. Both the addition and the revision require Board approval before enactment. These Sections on Child School Leave and Vacation Leave--Maximum Accumulation/Annual Leave Conversion have been presented to the Department Heads and the Manager's Advisory Council (MAC) for review and revision. The proposed documents with the incorporated revisions were reviewed. The draft proposals have been approved by both the Department Heads and the MAC.

Mrs. Quinn stated that NC GS 95-28.3 requires employers to provide four hours of either paid or unpaid leave to employees to use on behalf of their children, to attend school functions. Henderson County has had a history of allowing employees to use annual leave for this purpose for many years. With this in mind, a Child School Leave Policy was drafted.

A Resolution was presented to approve this Policy.

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Mrs. Quinn explained the Annual Leave Conversion. Currently employees can accrue up to a maximum of six weeks annual leave. An Annual Leave Conversion Policy allows employees to accrue over and above the six week maximum. They can use the annual leave for leisure purposes or at the end of the year (on December 31) excess annual leave automatically converts to sick leave for that employee. Sick leave may be used as retirement credit upon retirement and this policy benefits those employees who are looking toward retirement and wish to accrue additional sick leave to be used for the calculation of benefits at retirement.

Commissioner Good made the motion to approve both additions to the Henderson County Personnel Resolution as presented By Mrs. Quinn concerning the NCGS 95-28.3 and the Annual Leave Conversion Policy. All voted in favor and the motion carried.

RELEASE OF CECIL HOTEL GROUP

Angela Skerrett reminded the Board that in February 1994, the County contracted with the Cecil Hotel Group of Asheville, NC, for the sale of Lot 4-A, of Appleland Business Park, said lot being 0.3 acres, at the price of \$57,000.00. At the time, Cecil Hotel Group was negotiating with Henderson Oil Company for the purpose of Lot 4, and felt that they may need additional acreage to combine with Lot 4. The original closing date was September 1, 1994. Ms. Skerrett showed Lot 4 and Lot 4-A on a map of the Appleland Industrial Park.

Staff contacted Cecil Hotel Group in September, 1994, to determine if in fact Cecil was planning to purchase Lot 4-A. Mr. Jack Cecil notified the County informally that he did not wish to purchase Lot 4-A. Staff received a letter dated December 7, 1994, formally requesting that Cecil Hotel Group be released from the sales contract and that their \$5,000.00 deposit be returned. The sales contract was contingent upon the purchase of Lot 4 from Henderson Oil Company. Per the December 7 letter, Cecil Hotel Group does not intend to purchase Lot 4.

Staff recommended approval of the request of Cecil Hotel Group to be released from the purchase of Lot 4-A, and for the return of the \$5,000.00 escrowed with Mr. Don Elkins. It was Staff's understanding that Henderson Oil Company has contracted with another group for the sale of Lot 4. It would therefore not be

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advantageous to the County to sell Lot 4-A as a separate, stand-alone parcel as it is too small for a commercial or industrial use.

Commissioner Eklund made the motion to approve Staff's recommendation, releasing the Cecil Hotel Group. All voted in favor and the motion carried.

**NEW CHILD PROTECTION SERVICES REVENUE AND NEW SOCIAL WORK
EMERGENCY ASSISTANCE PROGRAM**

Liston Smith, Director of Department of Social Services, informed the Board that during the General Assembly's last session they passed a new mandate. The new mandate will free up \$197,000 in currently allocated County money over the next twelve months regardless.

Effective January 1, 1995, DSS is required to provide a social work assessment and provide or arrange services to anyone who comes through the door and says they have an "emergency".

Before, they had a program that provided vendor payments for oil, food, and related basic needs. The new program will provide assessment for substance abuse counseling, foster care placement, and related services to help in an "emergency" as well as vendor payments for oil, food, etc.

A 50% match is available for the assessment/referral as well as a lot of actual services that are provided or arranged. Mr. Smith was unable to estimate the positive savings but anticipated the "ripple effect" would touch a lot of current services and staff.

Positions Request

The new Social Work Emergency Assistance Program is different from our current cash program that only provides vendor payments for heat, food, etc. A thorough social work assessment is required as well as providing or arranging other "emergency services". The State requires that a social worker do this function.

Mr. Smith stated that he has worked hard over the last few years to get Foster Care and Child Protective Services up to an adequate level of service and they are still working on this. They are the only social work staff available.

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He could not recommend, in any way, as a responsible Director, pulling Foster care or Protective Services workers to do the new social work emergency assistance requirements.

Mr. Smith recommended that he be allowed to establish a new unit that will combine all emergency programs (from child abuse intake to oil vendor requests) into one central emergency intake and response area.

Two social workers, a supervisor and a processing assistant are requested. This unit would include another four social workers from another current unit.

The question was raised regarding state funds to cover this mandate. Following much discussion, it was the consensus of the Board to roll this item to the January 3 agenda, to see what the State will do regarding funding of the mandate. Regardless of the decision the Board may make, Liston Smith must begin offering this new program January 1, 1995.

SCHEDULE OF VALUES

Robert Baird, Henderson County Tax Assessor, discussed the proposed schedule of values with the Board of County Commissioners. Mr. Baird presented numerous examples of property in different categories to give the Commissioners better insight into the schedules.

Mr. Baird explained that the Schedules present a stable base from which to begin the appraisal process. The Schedules are a detailed guide for his appraisers to use when appraising property. It must be flexible enough to provide for any adjustments deemed necessary after the formal adoption of the proposed Schedule, Standards, and Rules. Flexibility is very important because up until the Board of Equalization and Review convenes, the Assessor and staff have a responsibility to adjust appraised values within the guidelines set forth in these schedules. The Board of Equalization and Review have the authority to adjust appraised values on any individual basis or also more on a global scale.

Standards provide a professional Code of Ethics that Mr. Baird and his staff adhere to in making property appraisals. There are two types of standards. The uniform appraisal standard insures an attempt to apply a uniform practical approach establishing a market

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appraised value of property at its true value and money. Furthermore, the County Assessor is required to meet the uniform assessment standards of 100% fair market value.

Mr. Baird proposed that the Schedules, Standards and Rules are complete with up to date cost information, current real estate market data, and sensible present use values.

Mr. Baird stated that the appraised values will be mailed out in January 1995.

Following much discussion, Commissioner Good made the motion to adopt the Schedule of Values as proposed by Robert Baird, Henderson County Tax Assessor. All voted in favor and the motion carried.

Recess - Chairman Kumor called a 10 minute recess.

PROPOSED MANUFACTURED HOME PARK ORDINANCE REVIEW

Matt Matteson submitted the proposed Manufactured Home Park Ordinance with commentary by the Planning Staff for review and consideration by the Board of Commissioners. The text was in the form approved by the Planning Board and has not had a formal public hearing.

David Thompson stated that the draft has been revised in an attempt to comply with Commissioners comments that the Board would like to see a minimum ordinance that addresses health, safety and welfare issues. He suggested that the Board schedule a work session.

For over two years the Commissioners, Planning Staff, and the Planning Board have been working on a draft ordinance. In May of this year the Board of County Commissioners held a lengthy workshop on the proposed ordinance. At the end of the workshop the Board of Commissioners directed staff to go through and eliminate any items that were not associated with public health, safety, and welfare.

There was discussion that a Public Hearing would be needed as well as one or more Work Sessions. It was the consensus of the Board to set those dates when they reach item "I" on the agenda, Important Dates.

JAIL CONTRACT FOR MEDICAL CARE

David Nicholson submitted a proposed contract between Henderson County and St. Joseph's Urgent Care Center to provide medical care services at the Jail. This contract will replace the employment of a Physician's Assistant by Henderson County and a contract with Doctor James Iron of the Blue Ridge Health Center. This contract is proposed because our Physician's Assistant has moved from the community and neither the Sheriff's Department staff or Blue Ridge Health Center has been able to locate a replacement.

Henderson County's current costs to provide medical coverage at the jail is \$29,390.00. This amount covers both the Physician's Assistant's salary and the contract with Doctor Iron. The contract with St. Joseph's Urgent Care Center is \$27,768.00 per year.

Buncombe County utilizes St. Joseph's Urgent Care Center to provide medical assistance at their jail.

The Staff Attorney has reviewed the proposed contract. Based on the recommendation from the Sheriff's Department and our Staff Attorney's review, the contract was recommended to the Board of Commissioners for approval.

Following discussion, Commissioner Good made the motion to approve the Jail Contract for Medical Care with St. Joseph's Urgent Care Center. All voted in favor and the motion carried.

NOMINATIONS

Chairman Kumor reminded the Board of the following vacancies and opened the floor for nominations:

1. Henderson County Travel & Tourism - 4 vacancies. Henderson County must also appoint the Chairman of this Committee.

Commissioner Good made the motion to appoint Laura Huskey as Chairman and to reappoint Frank Todd, Jr. and John Shiery. This would leave two vacancies on the Board. Chairman Kumor made the motion to suspend the rules and vote on these appointments. All voted in favor and a vote was taken on the original motion by Commissioner Good. All voted in favor and the motion carried.

2. Henderson County Zoning Board of Adjustment - 2 vacancies. Chairman Kumor informed the Board that they may reappoint Ms. Thornburg, whose term is expiring and add an additional person to

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accommodate the by-laws for the Zoning Board of Adjustment because we have an additional zoning area and must have a person from that area represented on this Board.

Commissioner Good made the motion to roll this item to the next meeting. All voted in favor and the motion carried.

3. Henderson County Community Child Protection Team - 5 vacancies. Commissioner Good made the motion to roll this item to the next meeting.

4. Library Board of Trustees - 1 vacancy. The one vacancy is a Commissioner Seat.

Chairman Kumor nominated Bob Eklund to take the seat of the County Commissioner on the Library Board. Commissioner Good made the motion to suspend the rules and appoint Commissioner Eklund. All voted in favor and the motion carried.

5. Nursing Home/Domiciliary Home Advisory Board - 3 vacancies. There were no nominations at this time. Commissioner Good made the motion to roll this item to the next meeting. All voted in favor and the motion carried.

6. Henderson County Regional Water Forum - 1 vacancy. This vacancy is a Commissioner seat.

Commissioner Good nominated Don Ward. Commissioner Good made the motion to suspend the rules and appoint Commissioner Ward. All voted in favor and the motion carried.

7. Western Carolina Community Action (WCCA) - 1 vacancy. This vacancy is a Commissioner seat. Chairman Kumor nominated Don Ward. Commissioner Good made the motion to suspend the rules and appoint Commissioner Ward. All voted in favor and the motion carried.

8. Private Industry Council (PIC) - 2 vacancies. There were no nominations at this time so the item was rolled to the next meeting.

9. Hendersonville Zoning Board of Adjustment - 1 vacancy. There was a question of whether Mr. Morgan lives in the ETJ or not. The Clerk was directed to contact Susan Cox, Hendersonville Planner, to

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document where Mr. Malcolm Morgan lives. This item was rolled to the next meeting.

10. Asheville/Buncombe Water Authority - 1 vacancy. Chairman Kumor requested that this item be rolled until a full Board is present to vote. We had one Commissioner absent. This item was rolled to the next meeting.

CHAMPION HILLS SECTION THREE - PUD

Angela Skerrett reminded the Board that at the December 5 meeting, the Commissioners held a quasi-judicial public hearing to consider the application of the Branigar Organization for a special use permit to develop a Planned Unit Development (PUD) in Section 3 of Champion Hills Subdivision. At the close of the public hearing, the Board directed staff to prepare a draft decision, including draft findings of fact, draft conclusions and draft conditions. The draft decision presented has been reviewed by the Staff Attorney and the Planning Department. The draft decision has also been sent to the only other party to the proceeding: Patrick S. O'Brien, project manager of Champion Hills for the Branigar Organization.

Written comments were submitted by Mr. O'Brien for the Board's consideration.

Ms. Skerrett reminded the board that under the Rules of Procedure for Quasi-Judicial Proceedings, the Board has until January 19, 1995 to issue a written decision. The Board may wish to consider the draft decision and give staff further direction concerning its contents.

Ms. Skerrett reviewed each Finding of Fact in detail with the Board. She also reviewed in detail the Conclusions and the Conditions.

Following much discussion, Commissioner Good made the motion to delete the last sentence, #9 on page 3 of the Findings of Fact. All voted in favor and the motion carried.

Commissioner Eklund made the motion to eliminate #4 from the Conditions. All voted in favor and the motion carried.

Following much discussion, Commissioner Ward made the motion to accept the Findings of Fact, Exhibit A, Conditions and Conclusions

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with the proposed amendments. All voted in favor and the motion carried.

Commissioner Eklund made the motion to grant the Special Use Permit. All voted in favor and the motion carried.

IMPORTANT DATES

There was discussion regarding a workshop and a public hearing for the Manufactured Home Park Ordinance. There was also discussion regarding a Board Retreat.

Following discussion, A Work Session was set on the Manufactured Home Park Ordinance for January 3, 1995 at 7:00 p.m. An EMS Work Session was set for January 12 at 7:00 p.m.

Recess - Chairman Kumor called a recess for lunch. It was the consensus of the Board to have Closed Session during lunch break.

CLOSED SESSION

Chairman Kumor made the motion for the Board to go into Closed Session as allowed under N.C.G.S. 143-318.11:

1. (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 discuss Sisk and Rhodes v. Henderson County, 94 CVS1360, and other matters.
2. (a) (6) To consider the qualifications, competence, performance, character, fitness, conditions of appointment, or conditions of initial employment or an individual public officer or employee or prospective public officer or employee.

All voted in favor and the motion carried.

Late Arrival

Commissioner Edney arrived during lunch and Closed Session.

Commissioner Edney made the motion to go out of Closed Session. All voted in favor and the motion carried.

WORK SESSION - Green River Basin High Quality Water Study

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Matt Matteson introduced Suzanne Hoover, from the Raleigh Office of the North Carolina Division of Environmental Management, Classification and Standard Branch. Ms. Hoover made a slide presentation and answered questions regarding the State's High Quality Water (HQW) Classification program and the study for classifying portions of the Green River Basin. This presentation was made at the request of the County Commissioners and was not to signify that this designation is controlled locally. This is a State classification program. No formal action was required.

Also present were: Roy Davis, DEM, Asheville Office
Bill Eaker, Land Of Sky
Forest Westall, Division of Environmental Management.

Ms. Hoover has requested use of the Commissioners Board Room for a public hearing on this issue which will be scheduled Thursday, April 6, 1995.

Susanne Hoover stated that this project is part of the bigger picture which is the Clean Water Act and their policy of protecting water quality across the nation. Each state has a specific program, similar to this, that works to protect water quality. All of the waters across North Carolina are designed to protect for their best use. There are several uses in the State that waters are protected for: aquatic life, primary recreation, water supply, trout waters, outstanding resource waters, and high quality waters.

A 1989 study of the Green River above Lake Summit indicated several areas that were borderline between a Good and an Excellent bioclassification. These areas were resurveyed in 1993, including a more detailed analysis of pollution tolerance (a biotic index) and careful evaluation of seasonal changes in the invertebrate community. Two sites on the upper Green River and Rock Creek were assigned an Excellent bioclassification in 1993. Based on this information, the area eligible for HQW classification includes:

1. Rock Creek and tributaries.
2. Green River to the confluence of Rock Creek.

Ms. Hoover said the purpose of the HQW designation is to keep clean streams from becoming polluted.

Commissioner Good made the motion to approve Thursday, April 6 at 7:00 p.m., for the State's Public Hearing. The County Manager will

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select the location and assist the State in notifications of the Hearing. All voted in favor and the motion carried.

CLOSED SESSION

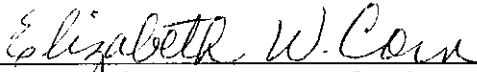
Chairman Kumor made the motion to reconvene in Closed Session as allowed by NCGS 143-318.11, to continue business from the earlier Closed Session. All voted in favor and the motion carried.

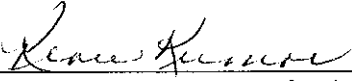
*** amend orig. Closed Session motion to name Karen Siske litigation ***

Commissioner Edney made the motion to go out of Closed Session. All voted in favor and the motion carried.

There being no further business, the meeting was adjourned.

ATTEST:


Elizabeth W. Corn, Clerk


Renee Kumor, Chairman

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COMMISSIONER'S REPORT 12/21/94
REFUNDS

RELEASE. MNT
12/13/94

Taxpayer Name	Taxbill	Total	Reason
MARTIN, L Y	94A9907162	\$93.00	ABSTRACT NOT RETURNED IN JANUARY
QUALITY SEN SPECIAL INC	89A86273.01	\$14.37	BPP-AUDIT M-L-OVERSTATED
SHULER, MARTHA R	94A84314.01	\$20.09	MH NOT IN CITY IN FOX RIDGE ON OWNER'S PROPERTY
SPROUSE, ROSA L SPROUSE, JAMES E JR	94A8802761	\$90.00	DID NOT RECEIVE EXEMPTION DUE TO NOT RECEIVING APPLICATION
WHITTED, CYNTHIA	94A8302248	\$211.04	PORTION OF PROPERTY SOLD TO HENDERSON COUNTY IN FEB. 94

TOTAL REFUNDS \$\$\$ \$946.04

94A7296.01 \$8.24 BPP AUDIT - OVERASSESSED AMOUNTS

BLACK, GARY L
D/B/A G & C COATING

93A7296.01 \$7.98 BPP AUDIT - OVER ASSESSED AMOUNT

BLACK, GARY L
D/B/A G & C COATING

90A7296.01 \$12.09 BPP AUDIT - OVER ASSESSED AMOUNTS

BLACK, GARY L
D/B/A G & C COATING

92A7296.01 \$10.89 BPP AUDIT - OVER ASSESSED AMOUNT

BLACK, GARY L
D/B/A G & C COATING

91A84110.01 \$25.04 OVERLISTING OF EQUIPMENT DISCOVERED DURING AUDIT

BROWN, DAN D/B/A
D/B/A D.P.B. DEVELOPMENT CO

93A84110.01 \$24.08 OVERLISTING OF EQUIPMENT DISCOVERED DURING AUDIT

BROWN, DAN D/B/A
D/B/A D.P.B. DEVELOPMENT CO

92A84110.01 \$23.92 OVERLISTING OF EQUIPMENT DISCOVERED DURING AUDIT

BROWN, DAN D/B/A
D/B/A D.P.B. DEVELOPMENT CO

90A9903699 \$43.04 PROPERTY NO IN A FIRE DISTRICT

BROWN, LEONARD R
BROWN, GERALDINE M

91A9903699 \$54.80 PROPERTY NOT IN A FIRE DISTRICT

BROWN, LEONARD R
BROWN, GERALDINE M

93A9903699 \$76.72 PROPERTY NOT IN A FIRE DISTRICT

BROWN, LEONARD R
BROWN, GERALDINE M

92A9903699 \$76.72 PROPERTY NO IN A FIRE DISTRICT

BROWN, LEONARD R
BROWN, GERALDINE M

93A85178.01 \$134.99 OVER ASSESSMENT OF LEASEHOLD IMPROV DISC DURING 94 AUDIT PROCESS

BYERS PRECISION FABRICATORS

93A35018.01 \$18.23 BUS ANNEXED INSIDE CITY LIMITS

JACKSON WELDING & SUPPLY

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Taxpayer Name	Taxbill	Total	Reason
ALEXANDER, LLOYD WAYNE	94A7926.09	\$241.56	'75 SFRI TRADED FOR DBLE WIDE DBLE WIDE DBL LISTED AS REAL ON 105709
ALLTYPES LIFE & HEALTH AGENCY SENIOR INSURANCE CONSULTANTS	94B84661.01	\$41.60	SUBMITTED AMENDED LISTING
ANDERSON, JUDY WYATT	94A6353.01	\$55.25	MH WAS REPOSSESSED IN 1993
BAYLESS, DAVID L BAYLESS, NANCY W	94A9902797	\$430.66	DEED 907/302 PAUL BAYLESS TRUSTEE

BROWN, LEONARD R BROWN, GERALDINE M	94A9903699	\$90.64	PROPERTY NOT IN FIRE DISTRICT
BYERS PRECISION FABRICATORS	94A05170.01	\$325.19	OVER ASSESSMENT OF LEASEHOLD IMPROVEMENTS DISC DURING 94 AUDIT
CAPPS, CHARLES J DUCKER, STANLEY S	94A91432.01	\$15.25	DBL LISTED TO SAME ACCT
DRAKE, W O & WIFE	94A9900277	\$91.50	UNTIMELY APPLICATION FOR OLD AGE EXEMPTION
DUKE POWER COMPANY	94A9945555	\$250.90	PROPERTY IS PART OF SYSTEM VALUE REPORTED BY DOR
DUKE POWER COMPANY	94A0400850	\$94.70	PROPERTY IS PART OF SYSTEM VALUE REPORTED BY DOR
DUKE POWER COMPANY	94A9901217	\$185.39	PROPERTY IS PART OF SYSTEM VALUE REPORTED BY DOR
DUKE POWER COMPANY	94A9945554	\$6776.00	PROPERTY IS PART OF SYSTEM VALUE REPORTED BY DOR
DUKE POWER COMPANY	94A9945556	\$398.33	PROPERTY IS PART OF SYSTEM VALUE REPORTED BY DOR

RELEASE, MNT
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COMMISSIONER'S REPORT 12/21/94
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Taxpayer Name Taxbill Total Reason
EPISCOPAL CHURCH OF THE HOLY F 94A9945939 \$84.60 USED FOR CHURCH SERVICES

FOSTER, NICKY RAY 94A69839.06 \$14.46 TRADED 68 12X45 MH FOR DBL WIDE
FOSTER, ABIGAIL A LISTED ON 100729

\$14.26 TR#2 DB 829 PG 622 NOT TRANSFERRED

94A9900578

HAMMOND, EDNA M

\$62.82 '93 BILL S/B IN CAROLINA VILLAGE
NAME. DISC SENT FOR BILL NAME
CORRECTION

93A0300976

HAYNES, EVELYN

\$23.76 SHOULD HAVE BEEN LISTED AS EXEMPT

94A0107462

HENDERSON COUNTY HABITAT FOR H

\$43.44 VALUE TOO HIGH

94A99657.04

HOLLIFIELD, L JAN

\$239.76 LATE LISTED IN LIEU OF ARBITRARY
ASSESSMENT

94A93994.01

JEWELL, STEVE & ANN D/B/A
STEVE & ANN'S LAUNDROMAT

\$448.31 ARBITRARY ASSESSMENT OF \$40,000
DISCOVER AMENDED DEPRECIATED VALUE
156,980

94A90095.01

JOHNSON FARMS

\$75.66 MH IS LOCATED IN HAYWOOD COUNTY

94A124654.05

KUYKENDALL, JOSEPH CHARLES III

\$414.86 PARCEL SPLIT IN '93 S/N HAVE
RECEIVED '94 BILL FOR ALL
ACREAGE

94A9928115

LAUGHTER, JAMES C

\$59.23 MH DBL LISTED ON #19147

94A124459.01

LAVAREY, WILLIAM EDWARD JR

\$20.53 PROPERTY WAS FORECLOSED FOR 90-93
IS AN UNKNOWN OWNER FOR 94
ACCOUNT IS EXEMPT

92A9904225

LUCAS, JOHN ESTATE

\$32.94 BILL WILL BE DISCOVERED ON PI#

94A0702605

MARGOSIAN, EDWARD R
MARGOSIAN, MARGARET A

RELEASE. MNT
12/13/94

COMMISSIONER'S REPORT 12/21/94
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PAGE 3

Taxpayer Name	Taxbill	Total	Reason
MARGOSIAN, EDWARD R MARGOSIAN, MARGARET A	94A9943492	\$5.49	TO BE DISCOVERED ON PI#

MCARTHUR, BETTY	94A0600896	\$91.50	ABSTRACT NOT RETURNED IN JANUARY
MCCRARY, A L	94A0801819	\$90.00	FAILED TO SUBMIT APPLICATION FOR EXEMPTION DUE TO ILLNESS
MERLE NORMAN COS STUDIO	94A35120.01	\$583.01	FILED LISTING AFTER ARBITRARY ASSESSMENT HAD BEEN BILLED AMMENDED LISTING FOR 1994
MORSE, EDWARD & SHARON	94A38683.01	\$58.26	MH SOLD IN 1992. THERE WAS NOT A '93 DILL
PLEMMONS, EDITH KEITH	94A0110602	\$90.00	UNTIMELY APPLICATION FOR EXEMPTION
QUALITY FLOOR SERV INC	94A35217.01	\$34.93	BPP AUDIT - OVER ASSESSMENT
RICHARD, ROBERT L RICHARD, MARYBELLE R	94A9942402.2	\$138.88	2 BILLS WERE GENERATED DURING THE DISCOVERY PROCESS
S D L AIR CORP	94A83834.01	\$30.50	REDUCE VALUE ON AIRPLANE
SHERMAN, KATHY HUTCHINSON	92A96068.04	\$15.31	DBL LISTED UNDER JOHN GIBBS IN 1992
STEPP, JOSEPH HAMILTON & WIFE	94A2795.02	\$3.10	DBL ASSESSED ON #100019
WHITTED, CYNTHIA H	94A9948536	\$1683.28	HENDERSON COUNTY PURCHASED A PORTION OF THIS PARCEL FEB. 94
WILSON, WILLIAM R	94A37024.01	\$10.80	VALUE 51 FORD WAS LOWERED

Taxpayer Name

Taxbill

Total Reason

WINDSOR/AUGHTRY COMPANY, INC 94A9949061 \$1622.16 SPLIT OUT IN ERROR

TOTAL RELEASES))) \$14986.09

**HENDERSON COUNTY
BOARD OF COMMISSIONERS**

100 NORTH KING STREET
HENDERSONVILLE, N.C. 28792-5097
PHONE 704/697-4808
FAX 704/692-9855

VOLLIE G. GOOD
CHAIRMAN
J. MICHAEL EDNEY
HUGH D. RANDALL
WILLIAM MCKAY
RENEE KUMOR

DAVID F. THOMPSON
COUNTY MANAGER

**RESOLUTION TO AMEND
THE PERSONNEL RESOLUTION**

WHEREAS, there currently exists a Personnel Resolution for Henderson County, originally adopted on September 21, 1988 and amended on August 2, 1993, which governs all personnel policies and procedures for the employees of Henderson County; and

WHEREAS, the current Personnel Resolution allows Employees a maximum accumulation of Annual Leave of 225/240 hours; and

WHEREAS, an Annual Leave Conversion provision is proposed for inclusion in the Personnel Resolution allowing Employees to accumulate Annual Leave in excess of the current 225/240 hour maximum to be either used as Annual Leave during the year or converted to Sick Leave as of December 31 each year; and

WHEREAS, Employees may receive credit from the North Carolina Local Government Employees Retirement System for 12 days accumulated Sick Leave per year of membership service in order to increase the Employee's amount of retirement benefits; and

NOW, THEREFORE BE IT RESOLVED that the Henderson County Board of Commissioners adopts the following revision of Section 6.8 Vacation Leave--Maximum Accumulation/Annual Leave Conversion to the Personnel Resolution:

Section 6.8 Vacation Leave--Maximum Accumulation/Annual Leave Conversion

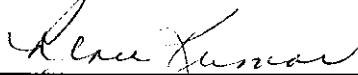
Vacation (Annual) Leave may accumulate to an amount over and above 225/240 hours (Six Weeks) during the calendar year. The amount of Vacation/Annual Leave accumulated above 225/240 hours may be used by the Employee during the calendar year as appropriate according to this Resolution. As of December 31 each year, the

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Employee must convert any excess Vacation/Annual Leave over and above 225/240 hours to Sick Leave. The North Carolina Local Government Employees Retirement System will grant credit for accumulated Sick Leave up to a maximum of twelve (12) days' Sick Leave per membership year at retirement. Employees convert excess Vacation/Annual Leave to Sick Leave in order to work toward this twelve (12) day per membership year maximum or utilize accumulated Sick Leave, including converted Vacation/Annual Leave, as appropriate according to this Resolution. Upon termination of employment with Henderson County, payment for accumulated Vacation/Annual Leave shall not exceed the 225/240-hour (Six Week) maximum.

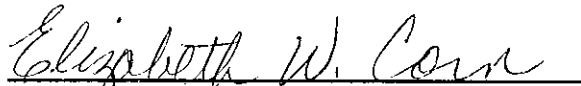
Adopted on this the 21st day of December, 1994

THE HENDERSON COUNTY BOARD OF COMMISSIONERS



Renee Kumor, Chairman

Attest:



Elizabeth W. Corn, Clerk to the Board

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**HENDERSON COUNTY
BOARD OF COMMISSIONERS**

100 NORTH KING STREET
HENDERSONVILLE, N.C. 28792-5097
PHONE 704/697-4808
FAX 704/697-4536

RENEE KUMOR
CHAIRMAN
VOLLIE G. GOOD
J. MICHAEL EDNEY
BOB EKLUND
DON WARD

DAVID F. THOMPSON
COUNTY MANAGER

HENDERSON COUNTY BOARD OF COMMISSIONERS

RESOLUTION

WHEREAS, community rehabilitation programs provide vocational education, training and job placement to persons with disabilities; and

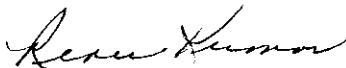
WHEREAS, a State Use Law would allow community rehabilitation programs to sell goods and services produced by persons with disabilities to the State through a special selling/purchasing arrangement; and

WHEREAS, forty-one States currently have State Use Laws; and

NOW, THEREFORE BE IT RESOLVED that the Henderson County Board of Commissioners supports the legislative actions to adopt a State Use Law in North Carolina.

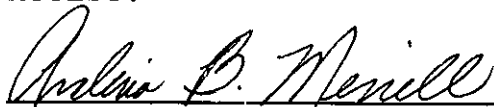
Adopted this 21st day of December, 1994.

THE HENDERSON COUNTY BOARD OF COMMISSIONERS



Renee Kumor, Chairman

ATTEST:



Avalina B. Merrill, Acting Clerk to the Board

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BOARD OF COMMISSIONERS**

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HUGH D. RANDALL
WILLIAM MCKAY
RENEE KUMOR

DAVID F. THOMPSON
COUNTY MANAGER

**RESOLUTION TO AMEND
THE PERSONNEL RESOLUTION**

WHEREAS, there currently exists a Personnel Resolution for Henderson County, originally adopted on September 21, 1988 and amended on August 2, 1993, which governs all personnel policies and procedures for the employees of Henderson County; and

WHEREAS, General Statute 95-28.3 provides four (4) hours of paid and/or unpaid Child School Leave per year for Employees to attend school-related functions on behalf of their children; and

WHEREAS, Henderson County for many years has provided Annual Leave, which may be used by Employees to attend school-related functions on behalf of their children; and

NOW, THEREFORE BE IT RESOLVED that the Henderson County Board of Commissioners adopts the following addition, Section 6.24 Child School Leave, to the Personnel Resolution:

Section 6.24 Child School Leave

In accordance with General Statute 95-28.3, Henderson County Employees are entitled to a minimum of four (4) hours of Child School Leave per calendar year. Child School Leave must be taken at a time mutually agreed upon by the Employee and the Employee's Department Head. Employees must request Child School Leave 48 hours in advance of leave commencement. Such request is subject to the Department Head's approval. It is within the Department Head's discretion to waive the 48-hour notice requirement in emergency situations.

When taking Child School Leave, Non-Exempt Employees must exhaust all accumulated Compensatory Time before taking Annual Leave. In the absence of Compensatory Time, a Non-Exempt Employee must exhaust Annual Leave. If Annual Leave has been exhausted, a Non-Exempt

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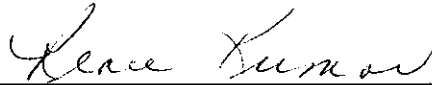
Employee may go on a leave-without-pay status up to the four (4) hour maximum allowance. Use of Compensatory Time, Annual Leave, and/or Leave Without Pay for Child School Leave purposes must be documented on the Non-Exempt Employee's Time Record/Sheet by making a "Child School Leave" notation.

Exempt Employees are required to use Annual Leave while taking Child School Leave. If Annual Leave has been exhausted, Exempt Employees may not be subject to a loss of pay for absences of less than one (1) day. Exempt Employees must document the use of Child School Leave on the Leave Notification Form.

No adverse action may be taken against an Employee who requests to use accrued Compensatory Time, Annual Leave, or Leave Without Pay for purposes of Child School Leave in accordance with this Section.

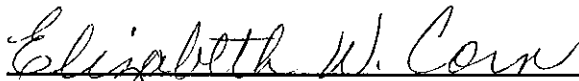
Adopted on this the 21st day of December, 1994.

THE HENDERSON COUNTY BOARD OF COMMISSIONERS



Renee Kumor, Chairman

Attest:



Elizabeth W. Corn, Clerk to the Board

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