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MINUTES

STATE OF NORTH CAROLINA  
COUNTY OF HENDERSON

BOARD OF COUNTY COMMISSIONERS  
MAY 16, 1990

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

Those present were: Chairman William T. Drake, Vice-Chairman F. Richard Baker, Commissioner Troy L. Maybin, Commissioner J. Michael Edney, County Administrator Jerry D. Myers, Finance Director David E. Nicholson, County Attorney Don H. Elkins, Clerk to the Board Elizabeth W. Corn, and the media. Absent was Commissioner Hugh D. Randall.

Chairman Drake called the meeting to order.

MINUTES

There were no minutes for review.

DISCUSSION/ADJUSTMENT OF AGENDA

Chairman Drake added under Unfinished Business, item "A", Mountain Home and Dana Fire District discussion. He added item "H" under New Business, Crimestoppers Resolution.

PUBLIC HEARING - N.C. D.O.T. Secondary Roads

Chairman Drake stated that we will be having our D.O.T. Secondary Roads Public Hearing at 10:00 a.m. The Department of Transportation published their notice of Public Hearing and set 10:00 a.m. as the hearing time.

COURTHOUSE DOME AND ROOF RESTORATION

Chairman Drake recognized Emory Jackson and Stuart Stepp. Mr. Jackson informed the Board that they have heard from the State Insurance Dept. about being able to proceed with this project, they have given their approval. They would like to have the Board's permission now to put the project out for bids.

Mr. Jackson stated that there are two main items of this project: 1. repair of the dome structure itself and coating it with fiberglass and sheet metal in some parts, 2. the roofing project that is going on at the same time. This includes putting a new single roof on all the sloping parts of the roof and a single ply membrane on all the rest of the roof. He further stated that these could be handled as two separate projects if desired or it could all be bid under the same general contract.

Mr. Jackson informed the Board that if, because of prices, they decide not to do the dome repairs at this time some emergency repairs need to be done consisting of some internal bracing or stabilization. The roofing project needs to be done either way. He suggested that the Board may want to stabilize the dome and do the roofing repairs and wait until the new Courthouse is built to finish the dome repairs.

There was discussion.

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Commissioner Baker made the motion to allow Emory Jackson & Associates to get separate bids on the Gome repair and the roof repair. All voted in favor and the motion carried.

#### MOUNTAIN HOME AND DANA FIRE DISTRICTS

Chairman Drake informed the Board that he has received two petitions for basically the same area, one from Mountain Home and the other from Dana. There are enough duplicated signatures on both petitions that would invalidate both petitions. The Board needs to decide what to do next. Chairman Drake stated that one solution might be to send a letter to the 219 property owners that were identified in the contested district, with information from both departments indicating what each department is planning on doing and letting the property owners sign whether they want Dana to provide their protection or they want Mountain Home to provide their protection.

There was much discussion on this item.

Commissioner Baker made the motion to disregard the two existing petitions at this time and initiate a letter under the Chairman's signature, to be mailed to the 219 property owners with both fire departments approving the letter before mailing. All voted in favor and the motion carried.

#### SCHOOL BOND ISSUE

Chairman Drake recognized David Nicholson to bring the Board up to date on the timetables.

David Nicholson stated that he has met with the Local Government Commission which is the first step in the bond process as set out by State Statutes. The Local Government Commission has a pre-application conference which is what David attended. He went through the projects one by one for City Schools, County Schools, and Blue Ridge Community College and laid out the funding.

One major question is whether there will be one issue for schools or two issues, one for the City and one for the County. The application can be filed with the Local Government Commission without that decision, the question is how the bond order is drawn up.

Mr. Nicholson stated that the Bond Order will probably need to be presented to the Board at its midmonth meeting in June (June 20). He stated that by the next meeting (June 4) he needs a decision by the Board on that question so that the Bond Order can be drawn. Then the Board will formally adopt the Bond Order which also sets in motion the legal requirements for the election and the notice of election. The Local Government Commission approved the date of August 28 for the Bond Referendum.

Mr. Nicholson stated that by the end of May he would have the application on file with the State Treasurers Office.

#### FAMILY SUBDIVISION DEFINITION/Mike Edney

Mr. Edney asked that this item be rolled till later in the meeting so that he could prepare copies for the Board of material he has just gotten.

#### LATE LIST PENALTY-Vernon Holbert

Chairman Drake informed the Board of a request from Vernon Holbert that late listing penalty be removed. After receiving information from the Interim Assessor that the penalty not be released. Chairman Drake stated that the State Statute says if there is a dispute over a late listing penalty the burden of proof is on the property owner.

Commissioner Edney made the motion to deny the request to remove the penalty. A vote was taken and the motion carried.

#### ROAD PETITIONS

Chairman Drake informed the Board of four road petitions received to add the roads to the State Maintenance System:

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1. Dawnwood Lane
2. end of Haywood Knolls Drive
3. Starmount Lane
4. Rainbow Lane

All of these roads are in Haywood Knolls Subdivision. We have the County Planner's recommendation on each petition, recommending acceptance of all the names.

Commissioner Maybin made the motion to approve the four road petitions and pass them on to the N.C. Department of Transportation for their consideration. All voted in favor and the motion carried.

PRESENTATION OF FY 90-91 BASE BUDGET/David Nicholson

David Nicholson presented each Board Member with a copy of the proposed base budget for 1990-1991 and then highlighted the budget message. Basically the budget message is the letter of transmittal for the budget.

The base budget for this year is \$40,460,576.00, which is a 3.66% increase over the current fiscal year's budget. To meet that percentage, approximately 3.1 million dollars requests are not included in the base budget; however, Mr. Nicholson urged the Board to give consideration to these items.

Mr. Nicholson stated that discussion is given in the budget message concerning the revenue outlook for the County. There has been an economic slow down, particularly in retail sales and the housing market. Both these items have an affect on the County's budget. Also the incorporation of the Town of Fletcher has affected the County's budget, a number of our large revenues are shared with the Town of Fletcher. He stated that he will request the Board, during the budget process, to look at a number of fees charged for services. The major source of revenue for the County is the ad valorem property tax and we are still in the process of deliberations of the Board of E & R. Mr. Nicholson stated that the preliminary number for property value for the County is \$3,438,414,019, and he stressed that this is a preliminary number for total taxable valuation of property in Henderson County and is a 57.6% increase over the current year. Based on that valuation a 46.5 tax rate is included in this budget.

Mr. Nicholson stated that included in this budget is a 10% increase in both capital and current expense funds for education, based on an ADM figure. School systems must be funded on a per capita basis. There is approximately \$2 billion put aside in the capital reserve fund for this coming year. He also stated that the Board will notice the addition of the Soil & Water Conservation District to the budget this year as a separate fund, fund #27.

Mr. Nicholson asked the Board to set the Public Hearing on the annual budget for June 4 at 7:00 p.m. in this room, that will be the regular first of the month meeting.

Mr. Nicholson suggested the following dates for budget workshops: June 11 Monday night  
June 18 Monday night  
June 20 Afternoon (regular meeting)  
June 25 formally adopt the budget ordinance, hopefully.

Commissioner Maybin made the motion to set the Budget Public Hearing for June 4 at 7:00 p.m. and June 11, 18, and 25 as Budget Workshops at 7:00 p.m., all here in the County Office Building. All voted in favor and the motion carried.

Chairman Drake emphasized that these figures in the budget message are preliminary and subject to change. He also stated that the tax rate will not be set until our budget ordinance is adopted after all the budget workshops.

10:00 a.m. PUBLIC HEARING-D.O.T. Secondary Roads

Commissioner Maybin made the motion to go into Public Hearing to hear comments concerning the secondary road program for Henderson County. All voted in favor and the motion carried.

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Chairman Drake recognized Mr. Jim Myers who is Board of Transportation member from our district.

Mr. Myers introduced members of the N.C. D.O.T.: Mr. Vernon Edwards, Division Engineer; Mr. Bill Smart, Division Maintenance Engineer; Mr. Bob Crisp, District Engineer. Mr. Myers stated that since they were here last they have formed an additional district in the 14th Division. Our district now is comprised of Henderson, Polk, and Transylvania counties. Haywood County is now in District 11. He also introduced Mr. Sam Brittain, Maintenance Engineer for Henderson County; Mr. Billy Corn, County Supervisor; and a trainee, Stan Aiken who is working in the district office.

Mr. Myers stated that there is a shortfall of money in the state of North Carolina in regard to the general funds and there is also a shortfall of money in the Department of Transportation. The sale of automobiles in the state of North Carolina is off considerably, not only in our state but all over the country and that has reduced the amount of the use tax. He also informed the Board that in the last term of the legislature, the use tax that was to have gone into the trust fund for the Department of Transportation was transferred to the general fund for the first two years. He said that there is a possibility that funds will be taken from the Department of Transportation for the gasoline tax to help balance the budget for this year.

Mr. Myers stated that they have delayed projects somewhere in the neighborhood of \$100 million to take care of that if the legislature should divert those funds from the highway funds. He stated that it has been a very trying year for them as far as secondary road construction. They did not have any money to spend on secondary road construction until October of last year.

Mr. Myers stated that they will be working on the 1989 road program through September 30 of 1990. The 1990-1991 road program will go through July 1, 1991. He stated that there will be no change in the priority list during this current administration. Those roads that are listed in the top ten in priority will remain in the top ten in consideration for paving. All of the roads in N.C. with an average daily traffic count of 50 cars per day should be paved within the next 10 years. He stated that during this current year they anticipate paving 13.19 miles of secondary roads in Henderson County, 9.63 miles of that will be in the residential list. They will pave 4.4 miles of rural roads in Henderson County. They plan to go down through #45 on the priority list for residential and subdivision for 1989-1990.

The proposed program for the coming year of 1990-1991 is that they will pave 13.22 miles, 10.22 miles of residential roads (through priority #80), and 3 miles of rural roads. Mr. Myers stated that this depends on whether they get the same allocation of money this coming year as they have had this current year.

Mr. Myers stated that they will answer questions but to please limit questions to the secondary road construction program. If anyone has maintenance questions they will be glad to talk with you after this meeting, on an individual basis. Mr. Myers stated that there were some roads that they did not acquire right-of-way on: Harper Road, Stanwood Lane, Cagle Street, Staton Orchard, Calhoun Street, Stone Ave., Freeman Road, and Old Homestead Road.

#### QUESTIONS

Fred Jones, Mills River. Mr. Jones feels that the program is heavily weighted toward the roads in developments. He questioned why, why the rural roads weren't more of a priority because it seems they would get more traffic.

Mr. Myers stated that the policy of the Transportation Board is that they will pave as many roads in front of homes as they can. There was a change in the formula for determining the number of points that a road gets, prior to this last rating. All roads less than a mile long were treated as a mile long, now they are treated based on their actual length which means that a road 1/2 mile long would get double the points of a road 1 mile in length or a road 1/10 mile would get ten times the points that it would have in the past. Therefore these short roads will come up higher on the priority list.

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Dollie Ward, Green River. She stated that they have had their right-of-ways signed since the 1930's and wonders if their road is in rural or residential.

It is about 25th on the rural list.

Mrs. Ward stated that there have been several houses built in the last few years that are back off the road, that you can't see from the road.

Mr. Myers stated that if there was a question in her mind as to whether they counted all the houses or not, when the rating was set up, they would be glad to go back and count those houses that were there at the time of the rating. They cannot count the houses that have been built since the last rating in February of 1989.

R.J. Perry, Ballenger Road. Mr. Perry asked where Ballenger Road is on the priority list and asked if the longevity of the road counted.

Mr. Myers stated that the age of the road did not count. Ballenger Road is #159 on the residential list

A gentleman from the audience, Academy Road in Dana. He said that their road has come up twice on the priority list in the top ten and wants to know where they stand on the priority list and why they have dropped back.

Mr. Myers stated that Academy Road is # 152 on the priority list.

Pat Bradshaw, Flanders Ave. Mr. Bradshaw stated that they are getting ready to pave Garden Lane, they are paving or hot mixing on Appledore and he lives in the middle of Flanders in the dip and wants to know where it is on the priority list and also the priority of Garden Lane that Flanders intersects.

Mr. Myers stated that Flanders Ave. is # 101 and Garden Lane is # 34.

Mr. Bradshaw stated that he carries the water from Greenville Hwy. to his property. He has a drain ditch through his land and carries water from Garden Lane through. He has to maintain the ditches below his property. He wonders if they could put a drain on both sides of Garden Lane so he doesn't have to carry all the subdivision of Brookdale.

Mr. Myers informed Mr. Bradshaw that he could not give him an answer but that they would be glad to have someone come out and look at the situation and tell him what is going to be done.

Mrs. Gilbert, Bald Rock Road, SR#1710. She and a group of people with her wish to know where their road is on the priority list.

Bald Rock Road is # 18 on the rural list.

Mrs. Gilbert stated that there are 21 orchards that use Bald Rock Road for their access. She also said that this road is a through road to Sugar Loaf Mountain. It is the best route to Sugar Loaf Mountain because Gilliam Mountain Road is a steep incline and loaded apple trucks use Bald Rock Road to come off the mountain.

Clifford Dalton, Bald Rock Road. Mr. Dalton has an apple packing business and ships over 100,000 bushels per year. In order to get a commercial semi to his packing house using Gilliam Mountain Road, he has to send an escort to Hwy. # 64, escort the truck to his packing house and load it and escort it back to Hwy. #64. If Bald Rock Road was paved it would eliminate alot of danger for the semis that travel to Sugar Loaf Mountain.

Grace Allred, Bald Rock Road. Mrs. Allred stated that she understands that the Board of Commissioners can help them out if they understand the need on Bald Rock Road. She stated that her Dad went to Raleigh back in the 50's to try to get this road paved. They widened the road then but it has never been paved.

Mr. Myers stated that property owners have the right to petition the Board of Commissioners asking them to take a road out of priority but for them to do that, they must hold a Public Hearing for that particular road and nothing else. Then if the Board of Commissioners

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approve it and ask D.O.T. to take it out of priority, then it will come before the Board of Transportation for the final decision.

Foy Coggins, Bell Mountain Road. Mr. Coggins asked where Bell Mountain Road is on the priority list.

Bell Mountain Road is # 7 on the rural list, S.R. #1850.

Dorothy Barham, Lakeside Drive. Mrs. Barham asked where Lakeside Drive is on the priority list.

Lakeside Drive is #29, and should be paved this year or next.

Randy Neill, Bald Rock Road. Mr. Neill wanted to know where Bald Rock Road is on the priority list and when can they expect it to be paved?

Bald Rock Road is # 18 on the rural list and should be paved in about 4 years.

Mr. Myers explained that there are members of the Board of Transportation who live in Charlotte, Raleigh, Winston-Salem, Greensboro, Albemore. They live in urban areas and don't realize the problems that we have in the mountains, the cost of building roads in the mountains. At one time, during the Holshouser administration, the mountains received more money because of the increased cost of building roads in the mountains.

Mr. Myers said that he spoke with former Speaker of the Houseiston Ramsey about this particular matter about 4 years ago. Mr. Ramsey said he was very much in sympathy with Mr. Myers but he could not get the votes of legislature to approve it.

Mr. Myers then was asked if this Board is appointed and he said it was. Then he was asked who appoints the Board. Mr. Myers stated that the Governor appoints all the members with the exception of one being appointed by the Lt. Governor and one appointed by the Senate. Each member serves a 2 year term. Mr. Myers stated that he is on his 6th year.

Mrs. Dollie Ward stated that the state tax on a gallon of gasoline is .2195, that is due for a review and probable change June 1. This tax is based on the cost of the raw product coming from the terminal. Is this increase being taken into consideration when you speak of a shortfall of funds? Mr. Myers did not know the answer. He did state that one of the reasons for the shortfall in the gasoline revenue is that the tractor trailers traveling through the state of N.C. on Interstate #95 are filling up their trucks prior to arriving in N.C. and then they have enough fuel to take them through the state of N.C. Mr. Myers further stated that there is a law that they must buy a certain amount of gasoline in each state that they travel. He said it is a matter of enforcing the law.

Commissioner Baker asked Mr. Edwards about the rating for homes and businesses. Mr. Edwards gave the following:

Homes get	6 points
Business	5 points
Church	10 points
parttime home	3 points

Mr. Edwards stated that on most dead-end roads they use a formula to get the traffic count. On a dead-end road they estimate that each house uses the road 6 trips a day. Mr. Myers stated that if a road generates more traffic than that they put a counter on it. This number would then be divided by the length of the road.

Commissioner Maybin stated that he is very disappointed in seeing that the rural sections have lost out to the residential. Rural went from 4.4 miles, now down to 3 miles. Residential mileage increased for paving. Mr. Maybin said that he feels Mr. Myers should carry a louder message back from Henderson County, Polk County, and Transylvania County that we are not satisfied with the way that this is established. Mr. Maybin thinks that rural roads need at least equal money instead of a decrease.

Commissioner Baker stated that he agrees with some of what Commissioner

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Maybin just said. He thinks it is most unfair to some of these folks in the rural areas who have been waiting 50 years to get their road paved. He feels that the age of the road should count.

Mr. Myers said that he has voiced his opinion in the Secondary Road Council meetings that the age of a road should benefit it in the number of points, but his opinion has gone unheeded.

Mr. Edwards stated that it is his and Mr. Myers policy to try to serve the most houses for the dollar. Approx. 30% of the money goes to rural and 70% to residential. Commissioner Maybin asked if that could be changed to 50% - 50%. Mr. Myers said this percentage was recommended by the Secondary Roads Officer of the State of N.C., Mr. Jack Murdock  
Highway Office Building  
Raleigh, N.C.

Anyone who would like to write to Mr. Murdock can and Mr. Myers feels that Mr. Murdock would respond.

Mr. Edwards stated that after the first three years, the percentage would become 50% - 50% or even more rural.

Chairman Drake stated that about three years ago, by action of the Board of County Commissioners, they adopted a resolution speaking to the percentage of money that was divided throughout the state based on the cost of road construction. That resolution went to the Association of County Commissioners and they adopted it. A Bill was introduced into the Senate that would require additional monies coming to the western part of the state because of the higher cost of road construction. It did not pass, it did not get out of committee. He stated that the legislature is heavily weighted from the central and eastern parts of the state. Our Board got a Bill introduced that would bring more money to the mountains but it did not get out of committee. Until the whole state realizes that there are problems in the mountains there is nothing we're going to get done.

A gentleman in the audience asked why Church Circle Drive Road in Tuxedo behind the post office got work and also little side roads off of Mountain Valley Road. He was asked what type of work and he stated that they were widened and about 6 inches of gravel put on them. Mr. Edwards said they were high on the priority list because of their length. When you have a 500 ft. road, that is 1/10 of a mile and when you divide points given the road by the 1/10 of a mile it multiplies the number of points by 10.

John Gilbert, Bald Rock Road. Mr. Gilbert wanted to know who to petition and how. Mr. Myers told him to petition the Board of Commissioners and if they publish in the paper two weeks in advance that they are going to hold a Public Hearing for a particular road, to take it out of priority, and if they decide they want to take it out of priority then they submit it to the Board of Transportation for their consideration. As to whether the Board of Transportation would approve it, he could not answer.

Mr. Myers asked if there were any other questions from the crowd, there were none. Mr. Myers then told the Board that he has a proposal to submit to them for the paving of secondary roads in Henderson County in the amount of \$1,998,532.00, from a total amount of \$2,103,718.00. They have reserved 5% of the total amount to take care of existing curves, property owner participation, etc. Existing roads, steep grade paving, etc. Mr. Myers is recommending the Board of Commissioners approve the proposal.

Chairman Drake asked Mr. Myers what would happen if the Board recommended the percentage be changed to 50%-50%. Mr. Myers didn't think anything would happen. Then Chairman Drake asked what would happen if the Board did not approve the proposal as is. Mr. Myers said he thought it would go on just as it is.

Someone then asked how much it costs to pave a mile? Mr. Myers stated that it varies from county to county but in this county it costs between \$110,000.00 - \$150,000.00 per mile.

Chairman Drake said that the average cost was \$135,000.00 per mile when the Board introduced the resolution and had the bill introduced. Some of the counties in the eastern part of the state have a figure as

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Little as \$60,000.00 per mile. That is why our Board thought that it was a good idea to get a resolution and a bill introduced to bring more money to the mountains but there was not enough support in the General Assembly to get it changed. Chairman Drake asked the pleasure of the Board concerning this and said that it appears that regardless of whether we approve it or disapprove it, it is a program that is going to be in effect for this year.

Chairman Drake told Mr. Myers that he wished he would carry a strong message back to the Board of Transportation that we need more money for the mountains.

Commissioner Baker told Mr. Myers that in addition to the request for additional money for Henderson County, he requested him also to let them know of our Board's strong opposition to the division between residential and rural of 75% -25% is inappropriate and should be more equal if not equal. Mr. Myers stated that he would be glad to carry the message back to the Board of Transportation.

Commissioner Baker made the motion to close the secondary road Public Hearing. All voted in favor and the motion carried.

Commissioner Maybin stated that even though he does not agree with the formulations of the program, he doesn't want Henderson County to lose any money, so he made the motion to adopt the report presented by the Department of Transportation for Henderson County for the funding of roads for 1990-1991. A vote was taken and the motion carried unanimously.

#### ASHEVILLE-BUNCOMBE WATER SUPPLY ALTERNATIVE STUDY

Chairman Drake recognized Mike Plemmons of the Asheville Water Task Force. Mr. Plemmons is Chairman of a 15 member Task Force looking at alternatives for the Asheville/Buncombe area. Mr. Plemmons introduced Ralph Morris, a member of the Task Force and Chairman of our Water Authority for Asheville/ Buncombe counties, Glen Dukes and David Crawford from CH 2 M Hill, they are our consultants for the study that we are undertaking. They have worked for several months and originally identified 30 alternative water supply sources to be looked at which they have narrowed down to 10 alternatives.

At this time Mr. Plemmons showed the Board a map and pointed out these 10 alternative water sources.

Commissioner Baker asked Mr. Plemmons what the goal was, in gallons, to take care of the Asheville/Buncombe area. Mr. Plemmons stated that the projected demand is 30,000,000 gallons per day by the year 2010. By the year 2040 the projected demand is 42,000,000 gallons per day.

Mr. Plemmons stated that by the year 2010 6,000,000 gallons per day in addition to the present supply is the projected demand or an additional 16,000,000 gallons per day by the year 2040.

Chairman Drake stated that being neighborly is one thing and Henderson County would like to be neighborly but if the project is going to infringe upon our ability to give clean water to the residents of Henderson County, then we're not interested in that.

Commissioner Edney asked Mr. Plemmons what affect the designation "Wild & Scenic" would have regarding use as a water source. Mr. Plemmons stated that in talking with the Forest Service it is his understanding that the "Wild & Scenic" designation would prohibit any reservoir development on the section designated "Wild & Scenic" nor can there be any impoundments on sections designated as "Recreational". During the next three months they will be looking at each alternative in depth.

Chairman Drake asked Mr. Plemmons to please keep the Board informed and stated that it might be a good idea to have a Henderson County member on the Task Force. If not, then Henderson County should at least be notified of the meetings and someone from our planning staff or administration can attend the meetings and keep the Board informed as to progress. Mr. Plemmons agreed that this was a good idea.

Family Subdivision Definition/Mike Edney



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Commissioner Edney stated that Matt Matteson, Don E'kins, and himself had met and looked at this in two ways: 1. Expanding the family definition to cover more people, or 2. Go with a commercial/non commercial definition. They felt that the simplest thing to do for now would be to expand the family definition. The new definition covers everyone up and down and then somewhat sideways. The new definition of family subdivision would read: The division of land into two or more parcels or lots for the purpose of conveying said resulting parcels or lots to a grantee or grantees who is in any degree of lineal kinship to the grantor. Degrees of kinship shall be computed as provided in G.S. 104 A-1.

Commissioner Edney suggested that the Board ask the General Assembly to adopt these two definitions, giving the Board enabling legislation to go back and change our Ordinance.

Chairman Drake stated that this must be in Raleigh no later than May 29 to have a local bill introduced this session. We would need to have this information to our representatives immediately so that a bill could be drafted and be introduced May 29.

Commissioner Maybin made the motion to request the General Assembly to pass local legislation which would allow the Board authority to use this new "Family Subdivision" definition to exempt family transactions from our Subdivision Ordinance.

Mr. Matteson stated for reference the Statutory reference is G.S. 153 A-335. This would be in addition to those four exemptions listed in that statute.

All voted in favor of Commissioner Maybin's motion.

#### CRIMESTOPPERS RESOLUTION

Chairman Drake informed the Board of a request from Crimestoppers to declare the month of June as Crimestoppers Month in Henderson County.

Commissioner Edney, being a member of the Crimestoppers Board, made the motion to declare the month of June as Crimestoppers Month in Henderson County. All voted in favor and the motion carried.

#### RECESS

Chairman Drake recessed the meeting for lunch and stated that the board would reconvene in Executive Session to discuss legal, personnel, and contractual matters. The Board will complete the rest of the agenda after Executive Session.

#### EXECUTIVE SESSION

Commissioner Baker made the motion for the Board to go out of Executive Session.

#### NOMINATIONS

Chairman Drake reminded the Board of a vacancy on the Nursing Home/Domiciliary Home Advisory Committee. There were no nominations at this time so the item was rolled to the next meeting.

Chairman Drake reminded the Board of 2 vacancies on the Hospital Board of Trustees. There were no nominations at this time so the item was rolled to the next meeting.

#### NOTIFICATION OF VACANCY

Chairman Drake informed the Board of 1 vacancy on the Council on the Status of Women. Nominations will be taken at the next meeting.

#### TAX REFUNDS

Chairman Drake informed the Board of 6 refund requests received from interim tax assessor Allie Stepp.

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Being there was no further business, Chairman Drake adjourned the meeting at 4:45 p.m.

ATTEST:

*Elizabeth W. Corn*  
Elizabeth W. Corn, Clerk

*William T. Drake*  
William T. Drake, Chairman

TAX REFUND LIST

John A. Baker	\$ 42.48
Builderway of Hendersonville	294.42
Harry F. Carey	520.56
Geraldine Haupt	122.69
Louis Rubenstein	6.52
Etta Vaughn	240.88
(6) Total	<u>\$1227.55</u>

42.48 +  
294.42 +  
520.56 +  
122.69 +  
6.52 +  
240.88 +  
1,227.55 +