

MINUTE

STATE OF NORTH CAROLINA
COUNTY OF HENDERSON

BOARD OF COUNTY COMMISSIONERS
SEPTEMBER 20, 1989

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

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

Vice-Chairman Baker called the meeting to order.

MINUTES

The minutes of the September 5 meeting were presented for review. The minutes were approved as presented.

DISCUSSION/ADJUSTMENT OF AGENDA

Mr. Baker announced that there is one item that needs to be moved to the beginning of the meeting, item D under Unfinished Business. Mr. Thornbike is requesting city sewer hook-up. We must catch a plane today so needs to be on the agenda early. Mr. Baker told Mr. Thornbike he would be the first item on the agenda.

The other changes to the agenda were: Delete item A under New Business- Housing Assistance Corporation/Sharon Busch and in its place insert item A Brenda King-Schedule of Land Values. Add item F to New Business- Tax Releases (2).

REQUEST FOR CITY SEWER HOOK-UP/JAY THORNDIKE

Mr. Thornbike was recognized and was asked how many people he was asking to be added onto the sewer system. He stated that he was requesting for himself only. Mr. Thornbike stated that he had asked the city for permission and had received a letter from them that it was agreeable with them. He is now requesting permission from the County Commissioners.

Mr. Baker commented on a letter which contained a statement from the water and sewer dept. of the city of Hendersonville where they would be agreeable to allowing Mr. Thornbike to hook-up to that system. It states that easements would have to be obtained from the property owners whose property would be crossed by the extension. Mr. Baker stated that in view of the fact that he had just received this information, this is something that cannot be decided immediately, time is needed to review and discuss. No action was taken today.

NOMINATIONS

Mr. Baker announced that there are four vacancies on the Henderson County Board of Adjustment. There were no nominations at this time so the item was rolled to the next Commissioners' Meeting.

Mr. Baker announced that there are three vacancies on the Henderson County Council on the Status of Women. Mr. Baker nominated Frances Sherman to serve on this committee. Commissioner Maybin asked that these vacancies be held open until the next meeting.

Mr. Baker announced that there is a vacancy on the Mountain Valleys Resource and Development Committee. Andrew Brannon

who has served on this committee stated that he would be willing to serve again if nominated. Commissioner Maybin nominated Mr. Brannon. Commissioner Edney made a motion to suspend the rules and reappoint Mr. Brannon. A vote was taken and the motion carried.

Mr. Baker asked if the members of the first two committees had been contacted to see if they are willing to serve again. They have not, so letters will be sent to the four on the Henderson County Board of Adjustment and the three on the Henderson County Council on the Status of Women.

APPOINTMENTS

Mr. Baker informed the Board that there are still two vacancies on the Retired Senior Volunteer Program (RSVP). There are no nominations so the item is rolled to the next Commissioners' Meeting.

Mr. Baker informed the Board that there is still 1 vacancy on the Private Industry Council that must be filled with a person representing a minority owned or managed small business. There are no nominations so the item is rolled to the next Commissioners' Meeting.

Mr. Baker stated that the Commissioners could use some help if anyone in the audience knew of someone who qualified for these positions.

OFFER TO PURCHASE

Michael Martin has offered \$50.00 to purchase #27 Block C, Laurel Park. This has been advertised and no upset bids were received.

Commissioner Edney made a motion to reject the offer in light of the fact that over \$2,000.00 is owed in back taxes. All voted in favor and the motion carried unanimously.

TAX STAMP RESOLUTION DECISION

Mr. Baker recognized Susan Barbour, Recording Attorney, representing Dr. Kuntz Farm, Inc. Ms. Barbour answered questions from the Board and diagramed for them how the Corporation was liquidated.

Commissioner Edney made a motion to deny the refund request. All voted in favor and the motion carried.

TAX RELEASES (4) Clarification

Four tax releases from a previous meeting needed some clarification before a decision could be reached. Brenda King, County Tax Assessor offered more information on two of those today:

Ralph Peck	#05-01563	\$769.13
Edwin Fiesler	#09-26373	22.89
She is asking for a delay in action on the other two releases:		
Katie Harter	#01-00288	22.10
Ronald Lee Brocklesby	#09-00363	53.03

Ms. King stated that more problems like this will probably be identified as we finish our mapping process.

Commissioner Randall made a motion to grant the two tax release requests on Ralph Peck and Edwin Fiesler. All voted in favor and the motion carried.

BRENDA KING - SCHEDULE OF LAND VALUES

Brenda King, County Tax Assessor, presented the Land Use Manuals and stated that one will remain in her office for public inspection. There must be a 21 day waiting period for the public review. We would need a public hearing set for the October 10 meeting and hopefully adoption at the Nov. 6 meeting.

Commissioner Maybin made a motion to set the waiting period and set public hearing for October 18 and November 5 as date for adoption of the manual. All voted in favor and the motion carried.

ROAD PETITIONS

Mr. Baker informed the Board that a road petition had been received to add Shadow Valley Drive to the state maintenance system. Commissioner Maybin made a motion to forward this petition on to W.C. Department of Transportation for processing. All voted in favor and the motion carried.

Mr. Baker informed the Board that a road petition had been received for maintenance improvement on Finlay Lane, it was not wished to be added to the state system. Commissioner Maybin made a motion that the application be passed on to D.C.T. with concerns that the road has a problem and further stated that it is not a practice of this Board to interfere with maintenance. A vote was taken and the motion carried unanimously.

REVALUATION REPORT

Mr. Baker recognized Brenda King who stated that field review for residential will be completed on Friday of this week and will be read, to add on. She said they had lost about a week because of major computer problems but have made up this loss in overtime, etc. Notices are scheduled to be mailed out on time - October 13.

Commissioner Ebery questioned if notices would go out on time and Mr. King said they would unless something major happened between now and then to prevent the mailing.

COUNTY OFFICE BUILDING-Change Order #12

Mr. Baker informed the Board that a change order had been received, #12 for the County Office Building. This represents a reduction by \$766.00. In the contract there was a \$2,000.00 allowance for site work testing and only \$1,234.00 was actually used for site work.

Commissioner Rowfall made a motion to accept change order #12 in the amount of -\$766.00. All voted in favor and the motion carried.

ALTERNATIVE FINANCING FOR COURTHOUSE-David Nicholson Richard Marvin-Wachovia Bank

David addressed the Board and said that they should be aware of the options available for financing the new Courthouse/Jail/Law Enforcement Center. He introduced Mr. Marvin, Vice-President and Manager of Public Finance Group at Wachovia Bank.

Mr. Marvin discussed Bank Qualified Financing. In this option we would be limited to \$10,000,000.00 debt in a CALENDAR YEAR. He discussed long term financing options:

1. General Obligation Bonds
2. Revenue Bonds
3. Leasing
4. Installment Purchase Contract

Mr. Marvin gave advantages and disadvantages of the different ways to finance and said that installment purchase contract is the most straightforward way to finance.

TAX REFUNDS

Mr. Baker informed the Board of two tax refund requests from Brenda King, County Tax Assessor. The first one is for \$486.52 to be sent to First Southern Savings Bank, taxes paid on property belonging to Mr. & Mrs. H.F. Tombs for the years 1986, 1987, and 1988. County Attorney, Don Elkins requested more information and more time on this one before it is

granted. The second one is for \$106.44 to be sent to Beverly W. Smith for duplicate listing of a leased car. Commissioner Maybin made a motion to grant this release for \$106.44. All voted in favor and the motion carried.

The Board adjourned as County Commissioners and went into a Mud Creek Water & Sewer District Meeting.

The Board adjourned as Mud Creek Water and Sewer District and resumed as Henderson County Board of Commissioners.

EXECUTIVE SESSION

Commissioner Edney made a motion for the Board to go into Executive Session to discuss legal and personnel matters. All voted in favor and the motion carried.

Commissioner Maybin made a motion for the Board to go back to regular session. The motion carried unanimously.

SHERIFF'S DEPARTMENT REQUEST

The Board discussed a letter from Sheriff Jackson requesting that they be allowed to purchase trucking units with inter-connect capabilities. Sheriff Jackson is requesting that this item be funded from drug donations. This item had not been funded this year during the budget process but was rejected because of lack of funds.

Commissioner Maybin made a motion to deny the request. A vote was taken: Mr. Randall - aye Mr. Edney - nay
Mr. Maybin - aye Mr. Baker - nay
Therefore the motion failed because of a split vote.

Commissioner Edney made a motion to grant the request. A vote was taken: Mr. Edney - aye Mr. Maybin - nay
Mr. Baker - aye Mr. Randall - nay
Therefore the motion failed because of a split vote.

CHALLENGE 1990

Commissioner Maybin made a motion to send a maximum of 7 persons plus any commissioners who want to attend to Challenge 1990 and pay their travel expenses. All voted in favor and the motions carried.

Being there was no further business, Commissioner Maybin made a motion to adjourn the meeting. All voted in favor and the motion carried.

ATTEST:

Elizabeth W. Corn
Elizabeth W. Corn, Clerk

William T. Drake
William T. Drake, Chairman