

MINUTES

STATE OF NORTH CAROLINA BOARD OF COUNTY COMMISSIONERS
COUNTY OF HENDERSON FEBRUARY 6, 1989

The Henderson County Board of Commissioners met for a regularly scheduled meeting at 7:30 p.m. at the Henderson County Courthouse Annex.

Those present were: Chairman William T. Drake, Commissioner Troy L. Maybin, Commissioner Hugh D. Randall, Commissioner F. Richard Baker, Commissioner J. Michael Edney, County Administrator Jerry D. Myers, County Attorney Don H. Elkins, Finance Director David E. Nicholson, Administrative Secretary Mona Quinn, and the news media.

Chairman Drake called the meeting to order, and Reverend Walter Treadway of East Flat Rock First Baptist Church gave the invocation.

MINUTES

The Minutes of the January 18, 1989 Commissioners Meeting were reviewed. The Minutes were approved as presented.

PUBLIC INPUT

James Volk, M.D., addressed the Board of Commissioners regarding the possible merger of the school system. Dr. Volk felt a merger would be healthy for Henderson County and its future, and would assist Henderson County in meeting the educational needs of each individual student. Dr. Volk encouraged the County Commissioners to do all in their power to aid the school system and to enlist the support of the community in this effort. Dr. Volk encouraged the Commissioners to appoint a task force to study the possibility of a merger and to take advantage of the resources available in the community to enhance the school system.

Ann Lippencott, speaking on behalf of the League of Women Voters, addressed the Board of Commissioners with several questions regarding the proposed Courthouse/Law Enforcement Complex, and stated that they felt information regarding the Complex should be available to the public for review and comment. Ms. Lippencott stated that the League's role was not intended to be adversarial, but to be cooperative and helpful. Chairman Drake informed Ms. Lippencott that the architect has not been selected for the design phase of the project, that County offices that have direct dealings with the Courthouse will be housed in the new facility, funding for the new facility is still being determined, that at the December 21, 1988 mid-month Commissioners meeting the statement was made that a Feasibility Study would be available at the County Commissioner's Office for public review and that the Commissioners welcomed comments in writing, and that the County Commissioners would be following the same procedure as in the past by making as much information on the new facility available to the public as soon as it is available to the Commissioners.

UNFINISHED BUSINESS:

NOMINATIONS

Chairman Drake informed the Board that there are five vacancies on the Board of Equalization and Review. The five Board Members, R. E. Harmon, Eleanor Cosgrove, Marlene Conner, Blanche Mann, and Glenn Mullinax, have been contacted regarding serving another term, and all have indicated their willingness to serve another year on this Board. R. E. Harmon and Eleanor Cosgrove will only be able to serve one more year, and it was suggested that two alternates be appointed to sit in on the Board of Equalization and Review meetings to become familiar with the Board's actions. Troy Maybin nominated the five former members. Richard Baker made the motion to suspend the rules and appoint the five former members and create two alternate positions. All voted in favor, and the motion carried.

No nomination was made for the Nursing Home/Domiciliary Home Advisory Committee. Nominations will be taken at the next County Commissioners meeting.

Chairman Drake informed the Board that he had received a recommendation that Mary Mims be nominated for the Land-Of-Sky Council on Aging.

Richard Baker made the motion that the rules be suspended and nominated Mary Mims on the Land-Of-Sky Council on Aging. All voted in favor, and the motion carried.

No nomination was made for the vacancy on the Zoning Board of Adjustment. Nominations will be taken at the next County Commissioners meeting.

NEW BUSINESS:

TAX COLLECTOR'S REPORT :

Terry Lyda, Henderson County Tax Collector, presented the Tax Collector's Report to the Board. 1988 Total Tax Collector's Charge was \$13,341,521.56; Releases were \$313,452.57; 1988 Collections were \$11,751,964.33; and Unpaid Taxes were \$1,276,104.66. Percentage collected through January 1989 is 90.204 percent. In comparison Percentage of 1987 Taxes collected through 1/31/88 was 89.291 percent and Percentage of 1986 Taxes collected through 1/31/87 was 89.094 percent. Mr. Lyda recommended to the Board that unpaid tax liens be advertised twice on May 8, 1989 and May 22, 1989 due to the fact that tax statements sent to customers inform the customer that as long as taxes are paid by April 30th, they will not be advertised; the Times-News requires one week for preparation of the ads; and as May has five Mondays the Tax Office would have one full week following the second ad for May collections. This advertising schedule was used last year. Hugh Randall made the motion that Mr. Lyda's recommendations be accepted for advertising unpaid tax liens. All voted in favor, and the motion carried.

FIRE TRAINING GROUND REQUEST :

Stewart Stepp of Emory Jackson Architects addressed the Board stating that they had been requested by the Fireman's Committee to take formal bids on the construction of a Burnhouse for a Fire Training Center for Henderson County. The structure is designed to allow firemen to train in a high-heat, smoke-filled environment. The Burnhouse would be of great assistance to Henderson County Fire Departments as a training resource, and would most likely be used by surrounding counties as a training resource bringing revenues into Henderson County. Funds are already available in the budget to provide for this expenditure. Hugh Randall made the motion that the plans be submitted for bid. All voted in favor, and the motion carried.

EDNEYVILLE FIRE DISTRICT EXPANSION :

Chairman Drake informed the Board that Edneyville Fire Department had been working for the past year to expand their fire district. All requirements have been met, and a Public Hearing must be set allowing for a two-week publication of the Public Hearing. Troy Maybin made a motion that the Public Hearing be held at the Edneyville Fire Department on March 13, 1989 at 7:00 p.m. All voted in favor, and the motion carried.

KENMURE, PHASE III, PART II (MAJOR SUBDIVISION/1 LOT)--IMPROVEMENT GUARANTEES :

Matt Matteson, County Planner, reported to the Board that the Planning Board at its January 31, 1989 Meeting, requested that the Board of Commissioners approve financial guarantees for an unfinished improvement to a small portion of a road leading to one lot in the Kenmure Subdivision, Phase III, Part II. Bill Robinson, one of the Developers of the Kenmure Project, stated that a bond has already been secured for the \$800 necessary to complete the improvement to the road, which is 100 percent of the estimated cost of the completion of the improvement. The Board of Commissioners in the past has required 125 percent to be posted as a guarantee for improvements. Richard Baker made the motion to accept the financial guarantee at 125 percent of the estimated cost of the improvement. All voted in favor, and the motion carried.

HEALTH DEPARTMENT REQUEST FOR NURSING POSITION :

Tom Johnson, Director of the Henderson County Health Department, and Barbara Stanley, Nursing Supervisor, addressed the Board with a request for a Public Health Nurse II position for the Health Department. Increase in demand for this service and workload make an additional Public Health Nurse II necessary to meet the need for this service and the increase in workload. No additional funds will be necessary as the position will be funded by revenues generated through Medicaid. Troy Maybin made the motion that the Board grant the request provided no additional funds are necessary. All voted in favor, and the motion carried.

COUNTY GOVERNMENT WEEK :

Jerry Myers, County Administrator, addressed the Board concerning the County's participation in County Government Week scheduled for February 20 through 24. Doug Moon of the County Government Week Committee submitted to the Board three proposed activities for that week: (1) Mall Display; (2) Radio Public Service Announcements; and (3) High School Student Leader for a Day. The estimated cost of County Government Week is \$300. The County participated in County Government Week in 1987 with positive results, especially for the students who participated in High School Student Leader for a Day. Richard Baker made the motion that the Board endorse County Government Week, February 20 through 24, and provide the funding of \$300 from the County Commissioner's Miscellaneous Expense fund, and adopt the County Government Week Proclamation. All voted in favor, and the motion carried.

COMMODITIES DISTRIBUTION :

Liston Smith, Director of Social Services, and Peggy Rutledge, Administrative Assistant, addressed the Board regarding the distribution of Commodities by that Department. Mr. Smith stated the program is unpredictable in that the State is usually unsure as to whether the products will be available at the scheduled distribution. Cheese, which is the most popular item, will no longer be available. Flour, Cornmeal, and Butter are the only products available at this time. Mr. Smith felt the program is not cost effective as it only benefits each person at \$1.25 per person per month. The County is partially reimbursed by the State for time involved, but the County's expenditure is always greater than the reimbursement. The Fraud Worker at the Department of Social Services has been administering the program; however, at this time the Fraud Worker is spending 100 percent of her time on Fraud and is no longer available to administer the Commodities Program. The County Commissioners can designate another agency to distribute the Commodities. Henderson County would still be responsible for the program. Toby Ives from Manna Food Bank addressed the Board stating that he would be willing to participate in the March distribution of Commodities to observe the process, and if his agency is interested in distributing the program, possibly a contract for a year with the County to distribute the Commodities to determine its cost effectiveness and benefit to the community. The Board agreed to wait on a decision regarding the Commodities Program until the Manna Food Bank and other interested agencies had the opportunity to review and observe the distribution process and indicate their willingness to take over the distribution of the product.

REQUEST FOR CLERICAL POSITION--DEPARTMENT OF SOCIAL SERVICES

Liston Smith, Director of Social Services, and Peggy Rutledge, Administrative Assistant, addressed the Board concerning a Data Entry position that has been temporary since October 1987. The temporary was hired during a time of crisis in the workload and has been necessary since that time to keep up with the workload. Jerry Myers, County Administrator, stated to the Board that the position is necessary to meet the increased demands in the Data Entry Department to enable that Department to meet deadlines in keying forms necessary for the operation of the programs administered by the Department of Social Services. Mr. Smith stated the full-time position can be funded through lapsed salaries through the end of this budget year and would need to be included in the next budget year. Troy Maybin made the motion to roll this request over to the mid-month meeting. All voted in favor, and the motion carried.

Mainstay Representative Charlotte Buller requested that the Board approve Mainstay's application for the second year of the federal grant for the Children of Violent Homes Project. Ms. Buller reviewed the various programs of Mainstay and statistical data regarding their activities. Ms. Buller stated this application will be for the year starting in June 1989 and will end in June of 1990. After that Mainstay will pursue other funding sources, and with community support, the program will be self-supporting. Ms. Buller stated that Mainstay will not be coming back to the Board of Commissioners for additional funding for this program. Richard Baker made a motion that the grant request be authorized. All voted in favor, and the motion carried.

REQUEST FOR COPIER FOR REGISTER OF DEEDS OFFICE :

Chairman Drake informed the Board that Ruby Maxwell, Register of Deeds, has requested a copier for the Register of Deeds Office at the cost of \$2,077.77. Mrs. Maxwell was contacted to determine if the request included any accessories for the copier, and she responded in writing that the request was for the copier only, without any accessories or additional equipment. Funds for the copier are available in the Register of Deeds budget. Troy Maybin made a motion for the County to purchase the copier for the Register of Deeds Office using the funds available in the Register of Deeds budget. All voted in favor, and the motion carried.

ROAD PETITIONS TO ADD TO NORTH CAROLINA SECONDARY ROAD SYSTEM TAYLOR ROAD AND CHASTAIN ROAD :

Chairman Drake stated that two Road Petitions had been received, one for Taylor Road and another for Chastain Road, to add these roads to the State System. Hugh Randall made a motion that the Road Petition be forwarded on to the Department of Transportation to be added to the State System. All voted in favor, and the motion carried.

TAX RELEASES :

Eighty-One (81) Tax Release Requests from the County Tax Assessor's Office were reviewed as follows:

Luz Yomary Acosta	\$ 14.03	Double Listed
Ella Mae Anders	66.40	Other
Gloria Y. Anderson	19.36	Clerical Error
Leonard V. & Joan Austin	164.30	Error in Assessed Value
June Austin	48.48	Other
Kevin P. Baluha	1.59	Other
Hubert Barnwell	23.86	Clerical Error
William Dean Barnwell	33.15	Other
Robert Kent Beal	84.11	Double Listed
Carroll E. Beddingfield	25.80	Other
Zeb M. Beddingfield & Wife	51.59	Other
Paul & Mary Begin	15.13	Double Listed
C. E. Bellinger	60.61	Error in Assessment
Francis Bingher	72.09	Double Listed
Dorothy J. Bonnett	34.82	Other
Addie L. Bowen	17.43	Double Listed
Billy Brackett, Sr.	14.88	Clerical Error
Keith P. Bradley	28.44	Clerical Error
Charles A. Budd & Wife	88.52	Double Listed
David Keith Capps	31.44	Double Listed
Edwin G. Cathey	44.60	Clerical Error
Robert B. Childs Builders	47.61	Other
Chiuvaras Hair Design	20.59	Double Listed
Clean Sweep Services	36.37	Double Listed
Albert E. Cleveland, Jr.	28.62	Clerical Error
John Coates, III	887.95	Other
Charles Collins	20.20	Error in Value
George A. Condeelis & Wife	71.45	Other
William K. Creason	9.49	Property Not in County
D & E	26.77	Other
Clyde R. Dalton	138.29	Double Listed
Karen Justus Dalton	124.26	Clerical Error
Donna Dangelo	15.72	Double Listed

Richard W. Deneke	10.07	Clerical Error
Shirley Denny	4.66	Other
Linda J. Derrick	37.17	Property Not in County
Trucy Dills - Linda Dills	53.13	Other
Harry G. Dotson	41.75	Clerical Error
Harry & Esther Dubsky	19.12	Double Listed
Lola C. Duncan & Wife	56.09	Other
Echo Mountain Inn, Inc.	24.06	Other
Lyle Roddy Edwards, III	50.40	Other
Marlene Einwag	24.28	Clerical Error
B. C. Ellenberg	59.78	Clerical Error
Enterprise Leasing Company	21.66	Double Listed
James Featherstone, Jr.	89.97	Double Listed
Sharon C. Ferandini	14.85	Property Not in County
Paul Perry Fisher	10.86	Other
G. W. Freeman	74.40	Other
Gordon Michael Freeman	9.74	Clerical Error
Wilfred A. Gosselin	18.73	Double Listed
James & Hazel Ginter	30.04	Other
Virginia K. Gillespie	1.94	Property Not in County
Stephen & Joan Gilboy	421.17	Other
Red & Goldie B. Gainer	48.31	Double Listed
Gene Gaylord	60.01	Double Listed
Harold S. Glazner	11.24	Error in Value
Thomas & Janis Hutson	3.50	Clerical Error
William & Evelyn Harris	41.91	Property Not in County
Agnes Harris	2.02	Property Not in County
Gertrude Hamilton	20.24	Double Listed
Elizabeth Henderson	83.03	Double Listed
Emily H. Hayes	24.08	Clerical Error
Paul B. Hoxit	3.50	Other
Edward W. Jowett & Wife	1.76	Other
George McKinley Jarvis	71.09	Double Listed
Bernadette L. King	32.13	Double Listed
R. Paul Konzen	59.87	Property Not in County
Jack J. Klar	30.75	Error in Value
Dennis E. Kerr & Wife	110.22	Property Not in County
Roy Land	32.88	Double Listed
Manfred Land	361.08	Clerical Error
Debbie D. McDaniel	7.00	Other
Ada McBee	42.33	Double Listed
Charles H. McCoy	2.55	Property Not in County
William McGraw & Wife	11.89	Property Not in County
Corliss L. McKinney	81.44	Double Listed
Rose Mary Magness	3.50	Other
Katherine C. Mayo	105.99	Other
Leola C. Marlowe	79.51	Double Listed
Browlow V. Merrell	1,077.31	Other

Troy Maybin made the motion to grant these 81 Tax Releases from the Tax Office, all the paperwork being in order. All voted in favor, and the motion carried.

TAX RESOLUTION :

Chairman Drake stated that a Tax Resolution had been prepared in regards to taxes owed by James B., Jr. and Laurie Sanders, who have submitted payment for back taxes and a request for a Tax Deed. Commissioner Baker made a motion that the Resolution be accepted and request for a Tax Deed be granted. All voted in favor, and the motion carried.

NOTIFICATION OF VACANCIES :

Chairman Drake informed the Board that there is one vacancy on the Council on the Status of Women.

Chairman Drake informed the Board that there is one vacancy on the Nursing Home/Domiciliary Home Advisory Committee.

Chairman Drake informed the Board that there is one vacancy on Main Street Incorporated.

Chairman Drake informed the Board that there are three vacancies on the Recreation Board, and letters have been sent to those persons to

determine if they are interested in serving another term. Chairman Drake informed the Board that there is one vacancy on the Land-Of-Sky Private Industry Council.

The Board recessed to go into a Cane Creek Water and Sewer District Meeting.

The Board returned to its regular meeting, and Richard Baker made the motion that the Board go into Executive Session to discuss contractual, legal, and personnel issues, and all voted in favor.

Troy Maybin made a motion to return to regular session, and all voted in favor.

TRAVEL AND TOURISM PAYROLL STATUS:

Mike Edney made a motion that Henderson County provide payroll services for employees of the Travel and Tourism Committee and that Travel and Tourism Committee positions be exempt positions. All voted in favor, and the motion carried.

WATER LINE EXTENSION :

Chairman Drake informed the Board that bids have been received for the construction of the Water Line Extension to Blue Ridge Metals. Stepper Construction Company is the low bidder with a bid of \$23,699.00 to complete the project. Troy Maybin made a motion that the contract be awarded to Stepper Construction as the low bidder. All voted in favor, and the motion carried.

PINE STREET :

During Executive Session the Board discussed legal issues concerning Pine Street. The Board agreed that the proposed new Thoroughfare should be located as close to the railroad as possible.

There being no further business, the meeting was adjourned.

William T. Drake
WILLIAM T. DRAKE
CHAIRMAN

Jerry N. Myers
JERRY N. MYERS
COUNTY ADMINISTRATOR