DRAFT MINUTES

STATE OF NORTH CAROLINA COUNTY OF HENDERSON

BOARD OF COMMISSIONERS WEDNESDAY, JUNE 16, 2021

The Henderson County Board of Commissioners met for a regularly scheduled meeting at 9:30 a.m. in the Commissioners' Meeting Room of the Historic Courthouse on Main Street, Hendersonville.

Those present were: Chairman William Lapsley, Vice-Chair Rebecca McCall, Commissioner Mike Edney, Commissioner Daniel Andreotta, Commissioner David Hill, County Manager Steve Wyatt, Assistant County Manager Amy Brantley, Attorney Russ Burrell, and Clerk to the Board Denisa Lauffer.

Also present were: Finance Director Samantha Reynolds, Director of Business and Community Development John Mitchell, Engineer Marcus Jones, Health Director Steve Smith, Planning Director Autumn Radcliff, Code Enforcement Director Matt Champion, Recreation Director Carleen Dixon, HR Director Karen Ensley, Sheriff Lowell Griffin, Chief Deputy Vanessa Gilbert, Emergency Management/Rescue Coordinator Jimmy Brissie, Budget Manager Megan Powell, DSS Director Jerrie McFalls, Budget Analyst Sonya Flynn, Tax Assessor Darlene Burgess, Environmental Health Supervisor Seth Swift, Building Services Director Crystal Lyda, PIO Kathy Finotti – videotaping, Deputy Mike Marsteller as security.

CALL TO ORDER/WELCOME

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

INVOCATION

The invocation was provided by Tyler Frank with Biltmore Church

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance to the American Flag was led by Chairman Lapsley

RESOLUTIONS AND RECOGNITIONS

2021.44 Resolution of Appreciation – County Manager Steve Wyatt

The Henderson County Board of Commissioners is requested to adopt the attached Resolution of Appreciation for Steve Wyatt. Steve Wyatt will retire on June 30, 2021, having been the Henderson County Manager since March 2006.

Chairman Lapsley read the resolution aloud.

STEVE WYATT HENDERSON COUNTY MANAGER

- WHEREAS, Steve Wyatt is a Western North Carolina native son. He graduated from McDowell High School and attended Appalachian State University receiving his Bachelor of Science in Public Administration. He followed that by receiving a Certificate of Municipal Administration from the Institute of Government at the University of North Carolina, and a Master of Public Affairs from Western Carolina University; and
- WHEREAS, prior to joining Henderson County, Steve was employed in Kingstree SC, Chadbourne, NC, Polk County, Catawba County and Moore County; and
- WHEREAS, in March 2006 Steve Wyatt accepted the position of County Manager of Henderson County; and

- **WHEREAS,** during his years of service to Henderson County, Steve Wyatt has managed the county budget and ended each year with a surplus, worked to increase cash reserves and implemented a performance based management program that resulted in a reduction of county operational expenses; and
- WHEREAS, throughout his tenure as County Manager, the County has received multiple upgrades in the Bond ratings, resulting in significant savings to our citizens; and
- WHEREAS, during his tenure the County has made substantial investments in the County's public infrastructure county facilities, schools, community college and hospital facilities, and coordinated numerous economic development projects; and
- **WHEREAS,** Steve Wyatt has represented Henderson County through his service on Boards and Committees for the North Carolina Association of County Commissioners, North Carolina City and County Manager's Association, and Western Highlands Mental Health Board of Directors; and
- WHEREAS, after 37 years of distinguished service to the citizens of North Carolina, with 15 of those years dedicated to the service of Henderson County, Steve Wyatt will retire from his position as County Manager of Henderson County on June 30, 2021;

NOW, THEREFORE, BE IT RESOLVED that the Henderson County Board of Commissioners expresses their deep admiration for the experience and wisdom that Steve Wyatt brought to Henderson County during his tenure as County Manager. On behalf of the citizens and staff of Henderson County, we appreciate and commend you on a job well done. In witness whereof I have hereunto set my hand and caused the seal of the County of Henderson to be affixed.

Adopted this the 16th day of June 2021.

WILLIAM LAPSLEY, CHAIRMAN HENDERSON COUNTY BOARD OF COMMISSIONERS

ATTEST:

DENISA A. LAUFFER, CLERK TO THE BOARD

INFORMAL PUBLIC COMMENT

- 1. City Manager, John Connet spoke in recognition of County Manager Steve Wyatt who will retire June 30, 2021.
- 2. David Noch spoke in opposition to the COVID-19 Vaccination Roll-out in Henderson County Schools.
- 3. Jay Pfeil spoke in opposition to the promotion of the COVID-19 Vaccination.
- 4. Janice Parker spoke in opposition of the promotion of the COVID-19 Vaccination.
- 5. Lee Emerson spoke in opposition of the COVID-19 Vaccination.
- 6. Carolyn Widener spoke in opposition of the COVID-19 Vaccination.
- 7. Laurie Timmerman Spoke in opposition of any promotion or mandates regarding the COVID-19 Vaccine.
- 8. Darcey Rose spoke in opposition to children receiving the COVID-19 Vaccine.
- 9. Susane Brown spoke in opposition to any campaign to encourage the COVID-19 vaccination.
- 10. Laurie Stewart spoke in opposition of the COVID-19 Vaccination.
- 11. Philip Ortiz spoke in opposition of the COVID-19 Vaccination.
- 12. Laurie Fisher spoke in opposition of the COVID-19 Vaccination.
- 13. Ann Marie McCall spoke in opposition of the COVID-19 Vaccination.

DISCUSSION/ADJUSTMENT OF AGENDA

CONSENT AGENDA

Tax Collector's Report

The June 7, 2021, report from the office of the Tax Collector is provided for the Board's information only. No action was required.

Henderso	on County Annual Bil	ls (Real and Persona	I Prope	erty):
2020 Beginning Charge:	\$86,176,867.10			Unpaid
Discoveries & Imm. Irreg.:	\$289,758.78			1.00%
Releases & Refunds:	(\$445,085.90)			
Net Charge:	\$86,021,539.98		-	
Unpaid Taxes:	\$859,565.47	Paid		
Amount Collected:	\$85,161,974.51	99.00%		
Henderson Cou	unty Registered Moto	or Vehicles (As Colle	cted by	NC DMV):
Net Charge:	\$7,038,072.66			
Unpaid Taxes:	\$44,679.76		99.	.37%
Amount Collected:	\$6,993,392.90			
	Henderson County I	FY21 Budget Analysi	s:	
	Budget Ordinance		R	evenue Collected
Ad Valorem:	\$87,594,211.00	Ad Val	orem:	\$92,155,367.41
Prior Years:	\$1,035,000.00	Prior	Years:	\$1,055,650.48
Budget Total:	\$88,629,211.00	YTD Rev	enue:	\$93,211,017.89
			1	
Budget Ordinand	ce		a factor line	
				Millions
Revenue Collecte	ed			
\$0 \$20	\$40	\$60	\$80	5 \$100

2021.45 MOBILE LIBRARY VEHICLE

The Board is requested to approve the low bid amount and authorize the Library staff to proceed with the purchase of a mobile library vehicle from Matthews Specialty Vehicles in the amount of \$237,228. Bidding was conducted between May 5, 2021 and May 17, 2021. Revenue sources for this project include grant funding and a County match. Per the grant awarded by the State Library of North Carolina, \$100,000 will be awarded.

The County will be responsible for the matching portion of \$102,127 as stated in the grant award, as well as additional funds of \$42,223.84 as contract amount of the vehicle exceeds the grant award. Costs for tag, tax and title are also included

Total cost to the County is \$144,351, to be funded by restricted library donations. The Board is requested to approve a Budget Amendment, transferring \$144,351 of restricted library donation funds from the General Fund to the Capital Project Fund for the County funded portion of the contract and other associated costs.

Bid Tabulation Formal Bid for Mobile Library Vehicle Opened Monday May 17, 2021 at 3:00PM EST						
Vendor Name	Description of Product Bid	Bid Price Unit Cost	Quantity	Extended Cost	Difference From Low Bid	Notes
MATTHEWS SPECIALTY VEHICLES	2021,FORD, F59 MSV SERIES 2000	\$ 237,228.00	1	\$ 237,228.00		
FARBER SPECIALTY VEHICLES INC.	FARBER 30EF	\$ 289,160.00	1	\$ 289,160.00	\$ 51,932.00	
SUMMIT BODYWORKS SPECIALTY VEHICLES	2021 F59 STEPVAN	\$ 298,982.00	1	\$ 298,982.00	\$ 61,754.00	
LDV CUSTOM SPECIALTY VEHICLES	LDV MODEL NO S30BOK-34929-20	\$ 299,990.00	1	\$ 299,990.00	\$ 62,762.00	

Motion:

I move the Board approve the grant award, accept the low bid, and approve the budget amendment as presented.

JUVENILE CRIME PREVENTION COUNCIL RECERTIFICATION AND CONTRACT FOR PROFESSIONAL SERVICES

The Henderson County Juvenile Crime Prevention Council (JCPC) is required by Statute to be recertified and sign a contract for Professional Services. (Included as an attachment to these minutes).

Motion:

I move that the Board approve the JCPC Recertification and renewal of Contract for Professional Services

VEHICLE PURCHASES FOR FY2022 BUDGET YEAR

The purchase of twenty-three Dodge Chargers is budgeted within the Sheriff's Office for FY2022 in the amount of \$650,624.00. Included in the budget amount is vehicle cost, tax, tag, and title for each vehicle, as well as a 5% contingency to account for any potential price fluctuations. Due to supply chain interruptions and purchasing constraints and because 2022-year model Dodge Chargers are expected to include an estimated 3-9% increase and will be significantly delayed, the staff is requesting to order 2021-year model Dodge Chargers by June 17, 2021. Doing so will save the County the potential price increase and will result in faster delivery of the vehicles.

Attached is a quote from Ilderton Dodge for the twenty-three Dodge Chargers in the amount of \$601,450.00 utilizing North Carolina Sheriff's Association pricing. Ilderton Dodge is part of a purchasing cooperative, which is an exception to competitive bidding requirements pursuant to NCGS 143-129(e)(3).

Bid Tabulation: State Contract & Sheriff Association Pricing Twenty-Three Dodge Chargers						
Vendor Name	Description of Product Bid	ion of Product Bid Cost		Extended Cost	Price Difference from Low Bidder	
Ilderton Dodge (Sheriffs Association)	2021 Dodge Charger Pursuit (Black)	\$ 26,150.00	23	\$ 601,450.00		
Ilderton Dodge (State Contract)	2021 Dodge Charger Pursuit (Black)	\$ 26,244.00	23	\$ 603,612.00	\$ 2,162.00	

Analysis of Price Increase if not Ordered by June 17, 2021 Twenty-Three Dodge Chargers							
	Percent Increase						
Ilderton Dodge Sheriff Association Pricing (FY2021 Model Year)	3% 4% 5% 6% 7% 8% 9%						
\$ 601,450.00	\$ 18,043.50	\$ 24,058.00	\$ 30,072.50	\$ 36,087.00	\$ 42,101.50	\$ 48,116.00	\$ 54,130.50

Motion:

I move the Board accept the North Carolina Sheriffs Association pricing from Ilderton Dodge in the amount of \$601,450.00 as specified and authorize the Sheriff to proceed with purchase.

PERMITTING AND INSPECTIONS SOFTWARE

At the Board's direction, community development staff including the Planning, Zoning, Permitting, Tax, Environmental Health, and Emergency Management Departments have completed the process of selecting a new permitting software system. After a multi-month review of various providers, the selection committee recommends contracting with Dude Solutions to provide the software.

This new software system will provide greater accessibility to the public, allow quicker review times, and provide the ability for online payments. Documents and permit information will be available online, and

the new system will interface with existing systems in the Finance and the Tax Departments. Additionally, the system will allow for greater data analysis to help small business owners, citizens, and the government direct resources.

The total initial investment of \$99,632 for the system will be funded through Restricted Fund Balance. A Budget Amendment to appropriate those funds, restricted for use by Building Inspections, is attached.

Implementation is expected to be complete within eight months.

Motion:

I move the Board approve the contract with Dude Solutions and authorize Staff to execute the necessary documents. I further move the Board approve the Budget Amendment as presented, appropriating Building Services Restricted Fund Balance.

RECEIPT OF SEIZED ASSETS

The Sheriff's office is requesting that the board approve the receipt of two vehicles from the United States Department of Justice Federal Asset Forfeiture to be utilized by the department as needed.

The department has evaluated the two vehicles and determined that they are serviceable and will enhance operations for the department. Both vehicles are in good aesthetic and mechanical condition.

Motion:

I move the Board approve the receipt of the vehicles from the United States Department of Justice Federal Asset Forfeiture and authorize the chairman to sign a letter on the Board's behalf for the vehicles' acceptance. The board authorizes the Sheriff's Office to put the vehicles in service as needed.

AWARD OF NEGOTIATED PRICE FOR ENGINEERING SERVICES FOR THE LEWIS CREEK RESTORATION PROJECT

On May 19, 2021, the Board of Commissioners authorized staff to enter into negotiations with Jennings Environmental PLLC. Jennings Environmental PLLC. will provide engineering services for Lewis Creek Stream Restoration Project at the Edneyville Community Park per the bid documents for the negotiated amount of \$79,840. This award is based upon a request for qualifications that was issued between March 10, 2021 and April 9, 2021.

Motion:

I move Board accept the negotiated price from Jennings Environmental, PLLC to provide engineering services for the Lewis Creek Stream Restoration Project at the Edneyville Community Park and to authorize staff to enter into a contract for the negotiated amount of \$79,840.

Commissioner Andreotta suggested and the Board by consensus agreed to move the COVID-19 update from Public Health Director Steve Smith up on the agenda to Item A.

Motion:

Commissioner Edney made the Motion to amend the agenda. All voted in favor and the motion carried.

The agenda was amended.

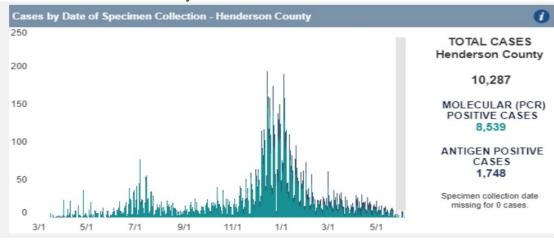
Motion:

Chairman Lapsley made a motion to approve the consent agenda as presented. All voted in favor and the motion carried.

DISCUSSION – OLD BUSINESS ITEMS

COVID-19 UPDATE

Public Health Director Steve Smith provided the Board with the most current information pertaining to COVID-19 in Henderson County.



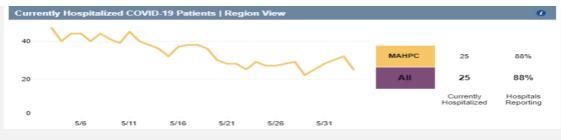


Daily New Cases Rate per 100,000

	February 9	March 9	<u>April 13</u>	<u>April 21</u>	<u>June 7</u>
 United States 	35	18	21	21	Error*
 North Carolina 	58.3	18.9	18.1	20.2	
 Henderson County 	58.3	24.7	14.5	20.7	

- Harvard Global Health Institute

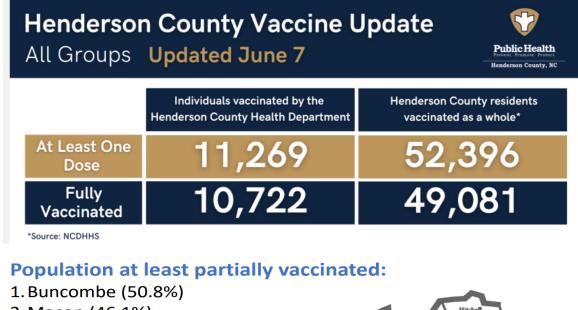
	Nov.10, 2020	Jan. 12, 2021	Feb. 8, 2021	March 9, 2021	April 21, 2021	June 7, 2021
CASES	2,655	6,413	8,178	9,027	9,853	10,287
DEATHS	68	91	127	150	157	160
TESTS	44,830	73,403	102,639	*	*	*

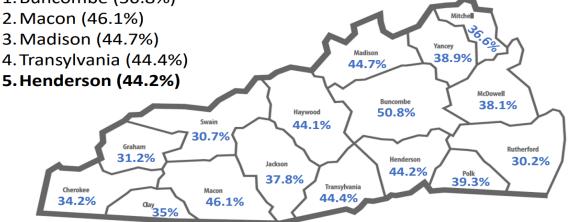


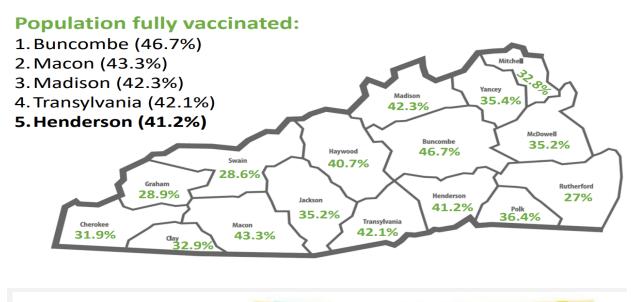
As of 6/6/21 there is one local hospitalizations for COVID (peak of 60 on January 4th)

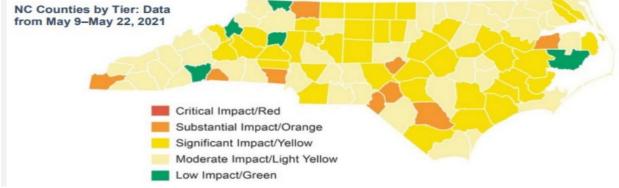
EMS is averaging one COVID transport daily (peak of 17 on January 13th)

The supply chain for more specialized respirators (N95s) is improving allowi staff to begin to replenish stocks and begin to compile a cache for future needs.









TRADITIONAL MEDIA CAMPAIGN

- Billboard Campaign
 - Working with Henderson County Public Schools to identify a rising senior leaders from each high school with a simple message to encourage their peers to get vaccinated.
 - Billboards will be placed near each high school. Materials will be reused for flyers and printed materials.
 - Another billboard is proposed featuring local pediatricians in Henderson County.
 - Pediatricians are in a "wait and see" approach before proceeding after rare reports of myocarditis in young people have been reported.

PEER – TO – PEER DIRECT MAIL PILOT

- Henderson County selected for NC DHHS pilot postcard program in partnership with local Latinx support nonprofit True Ridge
- Postcards will be mailed to Latinx residents in using zip codes identified with high SVI and low vaccination percentages.
- Residents receive a Spanish version with hyper-local, visibly Latinx messengers.

#MYREASONWNC CAMPAIGN

- Campaign funded through August and continues to see impressive engagement numbers.
- Ads feature videos from local messengers and infographics related to COVID-19 vaccines.
- Ads display on Facebook, Instagram, Mobile Apps and several websites used by targeted audiences.



- N.C. DHHS is offering \$25 Summer Cash Cards in 4 counties to offset the time and transportation costs of getting vaccinated.
- Anyone 18 and older who gets their first dose of a COVID-19 vaccination — or drives someone to their vaccination — receives a \$25 cash card after vaccination.
- Program has led to increased average daily vaccinations at sites. Surveys indicate low-income and Latinx are benefitting the most.
- N.C. DHHS plans to expand the program to other counties.
 - Current counties: Rowan, Guilford, Mecklenburg and Rockingham

County Manager Steve Wyatt stated for the record that only four counties (Rowan, Guilford, Mecklenburg, and Rockingham) participate in the NC DHHS Summer Gift Card Program. He went on to say the County does not participate in any gift card program. He expressed that using tax dollars to fund prizes for this purpose is one of the greater misuses of tax money he has seen in his career.

2021.46 RESOLUTION - HENDERSON COUNTY COVID-19 VACCINATION POLICY

Motion:

Vice Chair McCall made the motion to adopt a Resolution regarding Henderson County's COVID-19 Vaccination Policy. All voted in favor and the motion carries.

Copy of Resolution attached to these minutes.

AMERICAN RESCUE PLAN UPDATE AND ACCEPTANCE OF FUNDS

The Board requested to formally accept the receipt of the direct allocation of the American Rescue Plan Act of 2021 Funding from the Federal Government in the amount of \$11,403,438. These Fiscal Recovery Funds are to address the COVID-19 pandemic and related public health and economic impacts. The Funds were received by the County in a direct allocation on May 19, 2021 and will be held, bearing interest, in a Special Revenue Fund. Funds will be budgeted for and appropriately expended once a Board-approved plan is in place.

Motion:

I move the Board approve the receipt of the direct allocation of American Rescue Plan Act of 2021 Funding.

CONSTRUCTION PROJECTS UPDATE

David Berry provided the Board with an update on County construction projects. This monthly report is a review of the scope and statuses of assigned construction management responsibilities and includes specific updates in regard to County funded construction activities.

1. MEMORANDUM OF UNDERSTANDING ON PROPERTY SWAP

This item was tabled for discussion at a future meeting.

DISCUSSION – NEW BUSINESS ITEMS

SUMMER CAMP LOCATION REQUEST

El Centro is working in collaboration with Henderson County Cooperative Extension to offer a summer camp in Jackson Park on July 12-16, July 19-23, and July 26-30, 2021.

Terry Kelly with Henderson County Cooperative Extension requested that the rental fees be waived for these three weeks of camp for El Centro to use one of our 4 shelters.

MOTION:

Vice Chair McCall made the motion to approve the request as presented with the inclusion of the NC Cooperative Extension being part of the education process. All voted in favor and the motion carried.

NOMINATIONS

1. Fire and Rescue Advisory Committee – 1 vac.

Chairman Lapsley nominated Bret Shaffer for position #1.

Chairman Lapsley made the motion to accept the nomination of Bret Shaffer for position #1. All voted in favor and the motion carried.

2. Henderson County Board of Health – 1 vac.

Chairman Lapsley nominated Dr. Leslie Leidecker for position #4.

Chairman Lapsley made the motion to accept the nomination of Dr. Leslie Leidecker for position #4 by acclamation. All voted in favor and the motion carried.

3. Henderson County Historic Courthouse Corporation/dba/Heritage Museum – 1 vac. Chairman Lapsley nominated Nancy Edwards for position #6.

Vice-Chair McCall made the motion to accept the nomination of Nancy Edwards for position #6 by acclamation. All voted in favor and the motion carried.

4. Henderson Tourism Development Authority – 1 vac.

Vice-Chair McCall nominated William Richard Rhodes for position #2.

Vice-Chair McCall made the motion to nominate William Richard Rhodes for position #2. All voted in favor and the motion carried.

5. Mountain Area Workforce Development Board – 3 vac.

Vice-Chair McCall nominated Beth McCann for position #2, Graham Fields for position #5, and Lisa Richmond for position #6.

Chairman Lapsley made the motion to accept the nominations of Beth McCann for position #2, Graham Fields for position #5, and Lisa Richmond for position #6 by acclamation. All voted in favor and the motion carried.

COMMISSIONER UPDATES

Routine Updates from Commissioners

Commissioner updates included current and ongoing items of interest in the County and allow commissioners an opportunity to bring the full Board up to date on issues that occur between meetings. Commissioners may also use this opportunity to report on related committee work and assignments.

Topics for this meeting were as follows:

Environmental Health Fees...... Commissioner Lapsley

Chairman Lapsley provided an update on the Edneyville Sewer Project. The Board received a preliminary engineering report with a number of options. The Board had indicated that they wanted to get out into the community and get input from the citizens once the engineering report had been reviewed. Chairman Lapsley asked the Board to approve a Community Meeting at Edneyville Elementary School to allow the engineer to

explain the options available to the folks in the community that have an interest in the project. Meeting date and time to be determined at a later date.

Chairman Lapsley explained that when the Fiscal Year 2021-2022 budget was adopted at the June 7, 2021 Board of Commissioners Meeting the fee schedule for the Environmental Health Department was approved as part of that budget. Some of the fees that were approved were for Onsite Wastewater System (septic tank) Permits. The fees that were approved in the budget were as follows.

ENVIRONMENTAL HEALTH DEPARTMENT	
Item	FY22 Fee
Application for Septic Tank Permits	
0 - 1000 gallons	\$400.00
1000 - 3000 gallons	\$450.00
3000+ gallons	\$750.00

Chairman Lapsley asked the Board to consider an increase in fees for septic tank permits. The Board of Health has discussed this at length and has estimated the actual cost of providing the work required for septic tank permits to be approximately \$1,266.00.

Motion:

Chairman Lapsley made a motion for the Board to approve revising the permit fee for 0–3000 gallon systems to \$800.00 and greater than 3000 gallon systems to \$1000.00.

Commissioner Edney asked the Chairman if the Board would consider an amendment to increase the permit fees for septic tank permits for 0 - 3000 gallons to \$600.00 and for systems greater than 3000 gallons to \$1000.00.

Amended Motion:

Chairman Lapsley amended the motion to revise the fee schedule and increase the permit fee for 0-3000 gallon systems to \$600.00 and greater than 3000 gallon systems to \$1000.00. The revised permit fees to be effective July 1, 2021. The motion passed 4 - 1 with Commissioner Hill voting nay.

ENVIRONMENTAL HEALTH DEPARTMENT	<u> </u>
Item	FY22 Fee
Application for Septic Tank Permits	
0 - 3000 gallons	\$600.00
3000+ gallons	\$1,000.00

Commissioner Edney revisited the Employee Salary Minimum of \$15.00 an hour that was part of the budget discussion during the Board meeting on June 7, 2021. The Board discussed the findings of research conducted by staff regarding the positions with a starting wage of less than \$15.00 an hour. Assistant County Manager Amy Brantley explained that the Human Resources Department had helped to identify those positions and determine the average number of days that it takes to hire for any of those vacant positions.

Motion:

Commissioner Edney made the motion to establish a minimum \$15.00 an hour starting wage for permanent and auxiliary positions.

Chairman Lapsley stated for the record that Commissioner Hill stepped out of the room and would miss the vote.

The motion passed 4-0, Commissioner Hill was not present for the vote.

Commissioner Edney stated that during budget negotiations he requested \$30,000 for the Flat Rock Playhouse. He explained the \$30,000 was in the donation and dues portion of the budget and he had asked that the amount be moved to Economic Development portion of the budget.

Commissioner Edney remarked the Board had approved \$200,000 for First Contact Ministries. He stated that he had recently become aware of another group called Back on Track Addiction Ministries that is doing the same thing as First Contact Ministries. Back on Track is a much smaller and newer group. Commissioner Edney asked the Board to approve a budget amendment to donate \$20,000 for the group as they need to purchase a vehicle to transport people in recovery. County Manager Steve Wyatt recommended the group contact Amy Brantley to complete the qualifying paperwork so the County could check their 501C status and the item could be placed on the agenda for the upcoming Board of Commissioners Meeting July 21, 2021. Commissioner Edney agreed.

Commissioner Andreotta noted the announcement that the Downtown Merchants Association will have their July 4th parade. The parade will be Saturday morning July 3, 2021.

Steve Wyatt shared that the July 4, 2021 Fireworks will go on as normal to celebrate what this country is all about. In closing Mr. Wyatt added being here in Henderson County and serving in his position as County Manager has probably been the highest honor and privilege in his career.

CLOSED SESSION

The Board is requested to go into closed session pursuant to N.C. Gen. Stat. §143-318.11(a)(3), as allowed pursuant to NCGS 143-318.11 for the following reason:

To consult with an attorney employed or retained by the Board in order to preserve the attorney-client privilege between the attorney and the Board.

Commissioner Edney made the motion to go into closed session pursuant to N.C. Gen. Stat. \$143-318.11(a)(3). All voted in favor and the motion carried.

ADJOURN

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

Attest:

Denisa A. Lauffer, Clerk to the Board

William Lapsley, Chairman