

MINUTES

STATE OF NORTH CAROLINA
COUNTY OF HENDERSON

BOARD OF COMMISSIONERS
MONDAY, FEBRUARY 7, 2022

The Henderson County Board of Commissioners met for a regularly scheduled meeting at 5:30 p.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 John Mitchell, Assistant County Manager Amy Brantley, Attorney Russ Burrell, and Clerk to the Board Denisa Lauffer.

Also present were: Director of Business and Community Development Christopher Todd, Finance Director Samantha Reynolds, Budget Manager/Internal Auditor Sonya Flynn, Engineer Marcus Jones, Tax Director Darlene Burgess, Sheriff Lowell Griffin, Planning Director Autumn Radcliff, Emergency Management/Rescue Coordinator Jimmy Brissie, Budget Analyst Jennifer Miranda, Assistant Engineer Deb Johnston, and PIO Kathy Finotti – videotaping, Deputies Robert Mertz and Michelle Hensley provided security.

CALL TO ORDER/WELCOME

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

INVOCATION

The invocation was provided by Commissioner Andreotta.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance to the American Flag was led by Emma Barber, Leaders in Training 4-H Club.

RESOLUTIONS AND RECOGNITIONS

Recognition of Dr. Laura Leatherwood, Community College president of the year.

Chairman Lapsley read the recognition of Dr. Leatherwood aloud.

The Henderson County Board of Commissioners was requested to recognize Dr. Laura Leatherwood upon being named 2022 President of the Year by the State Board of Community Colleges for North Carolina. The award, established in 2001, recognizes outstanding leadership and commitment to the community college mission from the presidents of the 58 institutions of the North Carolina Community College System.

In her nearly five years at Blue Ridge Community College, Dr. Leatherwood has forged strong partnerships within the community to assist with integrating the education and workforce sectors in Henderson and Transylvania counties. With Dr. Leatherwood diligently working to bring new technology, buildings, and associate degrees to Blue Ridge, the college has increased its enrollment each year during her tenure. Blue Ridge Community College experienced the highest student count in its history in fall 2021.

Congratulations to Dr. Laura Leatherwood, but the real winners are the current and prospective students of Blue Ridge Community College, the businesses in Henderson and Transylvania counties, and the

citizens of our communities.

INFORMAL PUBLIC COMMENTS

- 1. Pat Malinak committed the allocation of American Rescue Plan Funds.**

DISCUSSION/ADJUSTMENT OF AGENDA

Chairman Lapsley made the motion to adopt the consent agenda as presented. All voted in favor and the motion carried 5-0.

CONSENT AGENDA consisted of the following:

Minutes

Draft minutes were presented for board review and approval of the following meeting(s):

January 19, 2022 - Regularly Scheduled Meeting

Motion:

I move the Board approve the minutes of January 19, 2022.

2022.12 Pending Releases and Refunds

The attached pending releases and refunds were reviewed by the Assessor. As a result of that review, it was the Assessor’s opinion that these findings are in order. Supporting documentation is on file in the County Assessor’s Office.

Type:	Amount:
Total Taxes Released from the Charge	\$ 2,513.24
Total Refunds as a Result of the Above Releases	\$ 1,626.99

Motion:

I move the Board approve the combined release/refund report as presented.

County Financial Report/Cash Balance Report – December 2021

The December 2021 County Financial and Cash Balance Reports were presented for the Board’s review and approval .

The following are explanations for departments/programs with higher budget to actual percentages for the month of December:

- Administrative Services – timing of approved employee payroll
- Emergency Management –timing of Board approved purchases
- Wellness – timing of payment for board approved contracted services and medical supplies and equipment
- Site Development – timing of Board approved purchases
- Agri-business – excess operating expenditures to be covered by membership fees
- Juvenile Justice – timing of provider appropriations
- Public Education – payment of 6th of 10 annual appropriations made to the public school system
- Non-Departmental – Occupancy tax transmittal trending above budgeted amounts

Year to Date Net Revenues under Expenditures for the Justice Academy Sewer Fund is due to the timing of budgeted minor equipment for the sewer fund.

Approved: February 16, 2022

Henderson County Public Schools Financial Reports – December 2021

The Henderson County Public Schools December 2021 Local Current Expense Fund / Other Restricted Funds Report was provided for the Board's information.

Notification of Vacancies

1. The Notification of Vacancies was provided for the Board's information. They will appear on the next agenda under "Nominations." **Agriculture Advisory Board – 1 vac.**
Position #1 (Active Farmer)
2. **Animal Services Committee – 2 vac.**
Position #2 (At Large Position)
Position #5 (At Large Position)
3. **Henderson County Board of Equalization and Review – 4 vac.**
Position #3 (Reside in Henderson County)
Position #4 (Reside in Henderson County)
Position #5 (Reside in Henderson County)
Position #8 (Reside in Henderson County)
4. **Henderson County Substance Abuse Task Force – 16 vac.**
Position #1 (Sheriff Personnel)
Position #2 (DSS Director)
Position #3 (Physician)
Position #4 (Health Director)
Position #5 (Hospital Administration)
Position #6 (Hospital Administration)
Position #7 (Substance Abuse Professional)
Position #8 (At Large)
Position #9 (At Large)
Position #10 (Commissioner Representative)
Position #11 (Commissioner Representative)
Position #12 (Substance Abuse Professional)
Position #13 (Substance Abuse Professional)
Position #14 (Medical Facility Personnel)
Position #15 (Medical Facility Personnel)
Position #16 (Medical Facility Personnel)
5. **Henderson County Transportation Advisory Committee – 2 vac.**
Position #3 (At Large Position)
Position #4 (At Large Position)
6. **Recreation Advisory Board – 3 vac.**
Position #1 (At Large Position)
Position #6 (At Large Position)
Position #7 (At Large Position)

Substance Abuse Task Force Reappointments

The Board is requested to approve the following appointments to the Substance Abuse Task Force.

Position #1 Lowell Griffin

Position #2 Jerrie McFalls

Approved: February 16, 2022

Position #3 Dr. William Medina
Position #5 Dr. Greg McCarty
Position #7 Craig Halford
Position #9 Jason Harris
Position#11 William Lapsley
Position#13 Julie Honeycutt
Position#15 Linda Davidson

Position #4 Steve Smith
Position #6 Dimitvova Gervana
Position #8 Stephen Mace
Position#10 J. Michael Edney
Position#12 Judy Long
Position#14 Elizabeth Fleming
Position#16 Angela Garner

Motion:

I move the Henderson County Board of Commissioners suspend the rules and appoint the above-named members to the Substance Abuse Task Force as presented.

Fundraiser for Camp G.L.O.W.

The Board received a request from Camp G.L.O.W. regarding the use of a ball field rental on Saturday, June 11, 2022, for a tournament. The Board was requested to waive the rental fee for the field and allow for food sales as a fundraiser for Camp G.L.O.W.

Motion:

I move that the Henderson County Board of Commissioners approve the fee waiver and the allowance for food sales during the tournament on June 11, 2022.

2022.13 Reimbursement Resolution - Courthouse portion of Henderson County Judicial Center

The proposed reimbursement resolution from bond counsel was presented for consideration. The purpose of a reimbursement resolution was to allow construction project and planning costs incurred prior to the closing of the (tax-free) financing to be reimbursed from the financing proceeds.

NOTE: The “not to exceed” figures in the resolution are *not* intended to accurately state the project costs, but rather to act as a safe harbor number for the purpose of these resolutions only.

Motion:

I move that the Board approve the reimbursement resolution attached to this agenda item for the Courthouse portion of Henderson County Judicial Center.

2022.14 Reimbursement Resolution - Detention Center portion of Henderson County Judicial Center

The proposed reimbursement resolution from bond counsel was presented for consideration. The purpose of a reimbursement resolution was to allow construction project and planning costs incurred prior to the closing of the (tax-free) financing to be reimbursed from the financing proceeds.

NOTE: The “not to exceed” figures in the resolution are *not* intended to accurately state the project costs, but rather to act as a safe harbor number for the purpose of these resolutions only.

Motion:

I move that the Board approve the reimbursement resolution attached to this agenda item for the Detention Center portion of Henderson County Judicial Center.

2022.15 Reimbursement Resolution - VFW Building Project

The proposed reimbursement resolution from bond counsel was presented for consideration. The purpose

Approved: February 16, 2022

of a reimbursement resolution was to allow construction project and planning costs incurred prior to the closing of the (tax-free) financing to be reimbursed from the financing proceeds.

NOTE: The “not to exceed” figures in the resolution is *not* intended to accurately state the project costs, but rather to act as a safe harbor number for the purpose of these resolutions only.

Motion:

I move that the Board approve the reimbursement resolution attached to this agenda item for the VFW Building Project.

Temporary Project Position – Human Resources

The Board was requested to approve the addition of a temporary project position in the Human Resources Department, effective February 14, 2022, through not later than May 6, 2022. The addition of the position will allow the Department to hire the replacement for a position that will be retiring in May 2022 and provide a period of training for the new employee. The project position will be temporary and eliminated upon the current employee’s retirement.

Motion:

I move the Board approve the temporary project position, effective February 14, 2022 through the current employee’s retirement date, but not later than May 6, 2022.

Temporary Project Position – Social Services

The Board was requested to approve the addition of a temporary project position in the Department of Social Services, effective February 14, 2022, through no later than May 31, 2022. The addition of the position will allow the Department to hire the replacement for a position that will be retiring in June 2022 and provide a period of training for the new employee. The project position will be temporary and eliminated upon the current employee’s retirement.

Motion:

I move the Board approve the temporary project position, effective February 14, 2022, through the current employee’s retirement date, but no later than May 31, 2022.

Home & Community Care Block Grant Funds

In mid-January, the Home & Community Care Block Grant Committee was notified by Land of Sky that the biennial state budget has been increased this year, and as a result, our region received additional block grant funds for the current fiscal year (FY22). For Henderson County, this means there is additional funding available to be allocated in the amount of \$54,552.

On January 20, 2022, area providers were notified of the additional funds and invited to apply for needed funding if it could be utilized by the end of the fiscal year. The HCCBG Committee held a special called meeting on Tuesday, February 1, 2022, to discuss submitted requests. The Committee would like to recommend that the following providers receive additional funding for FY22 as follows:

Pisgah Legal Services	-	\$15,000
Council on Aging	-	\$33,152
Mountain Care, Inc. -		<u>\$ 6,400</u>
		\$54,552

Approved: February 16, 2022

In addition, Mountain Care, Inc. has requested permission to move \$6,000 formally designated for Transportation in their budget to Adult Day Care in order to cover additional participants and utilize the funds where they are most needed.

Motion:

I move the Board approve the allocation of \$15,000 to Pisgah Legal Services, \$33,152 to Council on Aging, and \$6,400 to Mountain Care, Inc. and to allow Mountain Care, Inc. to revise their original budget to reflect an increased demand for Adult Day Care services

Requests for Qualifications

At the Board's January 17, 2022, Budget Retreat, the Board was presented with information on a number of potential capital projects. The information concerning the scope of work for each project will be incorporated into Requests for Qualifications. All projects will be brought back to the Board for final selection of the firms to conduct the services requested.

2022.16 Set Public Hearing for Rezoning Application #R-2021-03 Laughter, Industrial (I) to Residential District One (R1)

Rezoning Application #R-2021-03, initiated on December 6, 2021, requests that the County rezone approximately 5.21 acres of a 21.83 acre parcel from Industrial (I) to Residential District One (R1) zoning district. The subject parcel (PIN: 9651-79-4087) is located west and adjacent to Twin Springs Road (SR 1353), specifically 161 Twin Springs Road.

The Technical Review Committee reviewed the application at its January 4, 2022, meeting, and saw no administrative issues with the request and voted unanimously to forward the application to the Planning Board.

The Planning Board reviewed this request at its January 20th meeting and voted 6-2 to send forth a favorable recommendation for approval.

Motion:

I move that a public hearing for rezoning application #R-2021-03 be set for Monday, March 7, 2022, at 5:30 PM.

2022.17 Town of Fletcher Revised Resolutions - Erosion Control and Stormwater

On January 11, 2022, the Town of Fletcher Planning Director requested amendments to the Resolutions for County Administration and Enforcement of Soil Erosion and Stormwater. The amendments are highlighted in dark orange font. The Resolutions are required to have certain language to meet Fletcher's Stormwater Phase 2 MS4 permit.

The revised Resolutions effectively put into writing the practices that are already being followed by both Fletcher and Henderson County.

Motion:

I move the Henderson County Board of Commissioners adopt the amended Resolutions as presented.

Used 4-Wheel Drive Ambulance Purchase

Approved: February 16, 2022

Each year during the budget process Henderson County budgets the purchase of three replacement ambulances for the County fleet. For FY23 the anticipated cost of an ambulance (with stretcher, if needed) is \$193,000. Typically, these are 2WD ambulances for everyday use. Recent events have further established the need to increase the fleet of 4WD ambulances for the County. Currently HCEMS operates two 4WD ambulances, which are supplemented by three 4WD Ambulances from the Rescue Squad. The Henderson County EMS system operates 10 ambulances daily from EMS and the Rescue Squad. A new 4WD ambulance (with stretcher) would cost \$255,713.

In June 2021 the Skyland Fire & Rescue placed into service a new 4WD Ambulance. After several months of operation, the Fire Department Board of Directors voted to stop operating an ambulance service. As a result, they are receiving bids on the surplus ambulance. The truck has 6,000 miles and is covered by the manufacturer’s warranty.

Staff have evaluated the ambulance and are confident it would make a good addition to our fleet. Truck manufacturers continue to anticipate delays in 4WD chassis deliveries for the next 18 – 24 months creating challenges for timely delivery of new truck order. Staff recommended the Board approve the purchase of the F-550 Wheeled Coach 4WD Ambulance from Skyland Fire & Rescue. If approved, EMS would request the additional replacement of two ambulances in FY23 instead of three.

Motion:

I move the Board authorize the negotiation for the purchase of an F-550 4WD Wheeled Coach Ambulance from Skyland Fire and Rescue. With final approval by the Board of Commissioners at a future meeting.

2022.18 Resolution of Appreciation – Larry Rogers

The Henderson County Board of Commissioners is requested to adopt the attached Resolution of Appreciation for Larry Rogers. Larry is retiring as Chairman of the Partners for Economic Progress, a professional membership association in Hendersonville. Larry has been a regular presence at the Henderson County Board of Commissioner’s meetings, as well as other boards and committees of the county since the year 2000.

Resolution of Appreciation

- WHEREAS,** Larry L. Rogers, a graduate of Furman University and NC State University, a United States Army Veteran, a businessman and citizen of Henderson County has retired; and
- WHEREAS,** upon his retirement as Chairman of the Partners for Economic Progress (PEP), the Henderson County Board of Commissioners wish to recognize and commend Larry Rogers on his years of excellent service to his community; and
- WHEREAS,** Larry Rogers was instrumental in building PEP’s membership to include approximately 70 business and property owners in Henderson County; and
- WHEREAS,** Larry Rogers served the business community and the citizens of Henderson County for 21 years by attending countless city and county government meetings; and
- WHEREAS,** he worked tirelessly lobbying the local governments to become and remain business-friendly; and
- WHEREAS,** he proved himself to be a valuable asset and liaison between the local governments, PEP’s Board of Directors and the local business community;

NOW, THEREFORE, BE IT RESOLVED that the Henderson County Board of Commissioners express their deep admiration for the experience, wisdom and dedication that Larry L. Rogers brought to Henderson County. On behalf of the citizens and staff of Henderson County, we appreciate and commend you on a job well done, Larry Rogers.

In witness whereof, I have hereunto set my hand and caused the seal of the County of Henderson to be affixed.

Approved: February 16, 2022

Adopted this the 7th day of February 2022.

Motion:

I move that the Board adopt the attached Resolution of Appreciation for Larry Rogers, Chairman, Partners for Economic Progress.

Vaya Health – Quarterly Fiscal Monitoring Report (FMR) for the quarter ended December 31,2021
N.C.G.S. 122C-117(c) requires the staff of the local area mental health authority to provide the County Finance Officer with the quarterly Fiscal Monitoring Report (FMR) within 30 days of the end of the quarter. The County Finance Officer is then required to provide the FMR to the Board of Commissioners at the next regularly scheduled meeting of the board. The attached FMR for Vaya Health was received by the County Finance Officer on January 31, 2022.

Motion:

I move that the Board of Commissioners approve the Vaya Health Fiscal Monitoring Report for the quarter ended December 31, 2021.

Reallocation of Asset Forfeiture Funds

The Sheriff's Office requested the Board give approval for the Sheriff to reallocate a portion of unused asset forfeiture funds to upgrade equipment in the training and conference rooms. At the Board's October 4, 2021 meeting, the Board authorized the use of up to \$71,000 for a number of projects. The Sheriff's Office was able to make all planned purchases, and with some reconfiguration saved \$22,550. The Sheriff's office requested approval to use \$10,000 of this for the training and conference room upgrades. The current projection equipment and television in the training room are broken, and working through the IT Department, the best options for replacements have been identified. The funding would allow for both the purchase and installation of the equipment. In-Service Training and the Citizens Academy, which begin in February/March, both utilize the equipment in the training room.

Motion:

I move the Board authorize the Sheriff to move forward with the purchase and installation of equipment to upgrade the training and conference rooms.

Acceptance of FY 2023 Community Services Block Grant (CSBG) Application

Community Action Opportunities (CAO) has requested that the Henderson County Board of Commissioners accept the attached proposal for Review. Pursuant to the North Carolina Administrative Code [10A NCAC 97C.0111 (b)(1)(A)], each CSBG grant recipient must submit its Community Anti-Poverty Plan grant application to each County Commissioner Board that it serves. The proposal is attached to these minutes.

Motion:

I move the Board accept the proposal for review as presented and authorize the Clerk to the Board to execute the documentation necessary to certify the Documentation of Submission to County Commissioners.

Chairman Lapsley made the motion to adopt the consent agenda as presented. All voted in favor and the motion carried 5-0.

Vice-Chair McCall commented on the Resolution of Appreciation for Larry Rogers. She stated that Larry Rogers had attended countless Henderson County government meetings and the Board wanted to recognize him and express their gratitude for the contributions he had made to this county for the past many years.

DISCUSSION

2022.19 Tax Collector's Report – Order Advertising Taxes

The February 2022 Tax Collector's report (required by N.C. Gen. Stat. §105-369(a)) was presented for the Board's information. Among the data presented is the amount of delinquencies for the 2021 tax year.

N.C. Gen. Stat. §105-369(a) requires the Board to order each February the publication of the tax lien notification to delinquent taxpayers for the previous tax year.

In February of each year, the tax collector must report to the governing body the total amount of unpaid taxes for the current fiscal year that are liens on real property. A county tax collector's report is due the first Monday in February, and a municipal tax collector's report is due the second Monday in February. Upon receipt of the report, the governing body must order the tax collector to advertise the tax liens.

Chairman Lapsley made the motion that the Board enter the proposed Order directing the Tax Collector to advertise the delinquent real property tax liens for 2021. I further direct the Tax Collector to publish such advertisement pursuant to the General Statutes.

2022.20 American Rescue Plan - Adoption of Policies and Procedures

The Final Rule for the American Rescue Plan was issued on January 6, 2022. That final rule contains a number of regulations that local governments must follow when expending Federal Funds, including a variety of policies and procedures. Staff is in the process of developing those policies and procedures, and will bring those to the Board for adoption once finalized.

At this point, three of the required policies have been drafted, and reviewed by Finance and the County Attorney. Those three policies were: Allowable Cost/Cost Principles, Nondiscrimination, and Conflict of Interest. The Board was requested to review the policies drafted by Staff, and adopt them as presented.

Commissioner Edney made the motion that the Board adopt the Federal Award Policies on Allowable Costs/Cost Principles, Nondiscrimination, and Conflict of Interest as presented as Henderson County's Interim Final Policy. All voted in favor and the motion carried 5-0.

Broadband Infrastructure

On January 31, 2022, the State announced an application window for \$350 million in grants to expand broadband infrastructure in rural areas of the state. The application is for qualified internet service providers and electric membership cooperatives providing internet service.

Chairman Lapsley believes the Board should give some direction to the private sector that may be providing service as to what the focus should be. Such as which areas of the county to focus on and priorities based on what they hear from the citizens. To encourage the private sector to apply for the available grants. He would not like Henderson County to miss this opportunity to get funding for Broadband expansion when it may be available.

Chairman Lapsley suggested forming a Task Force that would get the parties that have the most interest in seeing the expansion together. Representatives from the school system, community college, the

planning department, and others who have a keen interest in this topic to get their input so Henderson County may reap the benefits as much we can.

Vice-Chair McCall said the Board does have a good understanding of where the needs are through the school system due to their experience with “virtual learning” when the pandemic began and school buses had to be sent out in the community to serve as Wi-Fi for those children who could not access the internet otherwise. Her concern is that some of the private sector companies want to make internet access available in areas that already have broadband and not the remote areas of the county where coverage is unavailable. She would like to introduce installing additional cell towers and working with companies who are willing to install additional towers. She agrees that forming a Task Force would help in supporting that effort.

Commissioner Edney, Hill, and Andreotta echoed the comments of Chairman Lapsley and Vice-Chair McCall and agree that forming a Task Force is a good idea.

It was the consensus of the Board that Chairman Lapsley put together a list of suggested participants for the proposed Task Force that will be presented at the next Board meeting.

Commissioner Edney added that Henderson County has a wealth of individuals with experience in technology. Chairman Lapsley encouraged any of those citizens to contact the County to offer their assistance.

NOMINATIONS AND APPOINTMENTS

1. Agriculture Advisory Board – 1 vac.
Vice-Chair McCall nominated Kenneth Allison for reappointment position #1 by acclamation. All voted in favor and the motion carried.
2. EMS Peer Review Committee – 2 vac.
There were no nominations and this item was rolled to the next meeting.
3. Henderson County Board of Equalization and Review – 5 vac.
Commissioner Edney nominated Joseph Sherman for reappointment to position #3, William Fishburne for reappointment to position #5, and Ron Kauffman for reappointment to position # 8 by acclamation. All voted in favor and the motion carried.
4. Henderson County Transportation Advisory Committee – 2 vac.
Vice-Chair McCall nominated Joe Sanders for reappointment to position #3, and Beau Waddell for reappointment to position #4 by acclamation. All voted in favor and the motion carried.
5. Hendersonville Planning Board – 1 vac.
There were no nominations, and this item was rolled to the next meeting.
6. Hendersonville City Zoning Board of Adjustment – 2 vac.
There were no nominations, and this item was rolled to the next meeting.
7. Home and Community care Block Grant Committee – 2 vac.
There were no nominations, and this item was rolled to the next meeting.
8. Juvenile Crime Prevention Council – 3 vac.
There were no nominations, and this item was rolled to the next meeting.
9. Laurel Park Planning Board – 1 vac.
There were no nominations, and this item was rolled to the next meeting.
10. Laurel Park Zoning Board of Adjustment – 1 vac.
There were no nominations, and this item was rolled to the next meeting.

COMMISSIONER UPDATES

Vice-Chair McCall shared that she had recently attended the NCACC Board Meeting as Director of District 16. One of the highlights of that meeting was the guest speaker, the new secretary for Health and Human Services, Kody Kinsley. She was impressed with what he had to say, and he was open and transparent with answers to questions from the audience. She anticipates positive changes with his appointment.

Vice-Chair McCall added at the recent American Rescue Plan (ARP) Committee meeting the group agreed that Broadband expansion is a priority and that funds to cover the costs may be covered with the other resources that are being provided by the state.

Commissioner Edney informed the Board that longtime Hendersonville attorney, W.Harley Stepp, had recently passed away. He was a mentor and friend of Commissioner Edney and will be greatly missed.

Chairman Lapsley stated that he and County Manager, John Mitchell, attend a Zoom meeting with the Vaya Regional Health Board. He noted that the County had contributed \$528,612 to this Board. Chairman Lapsley was selected as Chairman of this Regional Board. This Regional Board represents Henderson, Buncombe, Madison, Mitchell, Polk, Transylvania, and Yancey Counties. The Chairman expressed that he was honored to serve in this position. The Vice-Chair selected is a commissioner from Mitchell County. Chairman Lapsley said by serving as Chairman of the Vaya Regional Board he will also sit on the full Board as well. This will allow him to keep a close eye on how the money from Henderson County is spent.

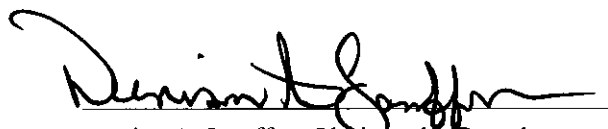
COUNTY MANAGER'S REPORT

County Manager John Mitchell said the keyword for tonight's meeting was "RFQ". He thanked the Board for their approval of the VFW and 95 Courthouse Reimbursement Resolutions as part of the meeting's consent agenda. Those RFQ's will now be posted, and, as a result, he expects to be back before the Board with qualified candidates. He also acknowledged the hard work of County Engineer Marcus Jones, Business and Community Development Director Chris Todd, and Construction Projects Manager David Berry.

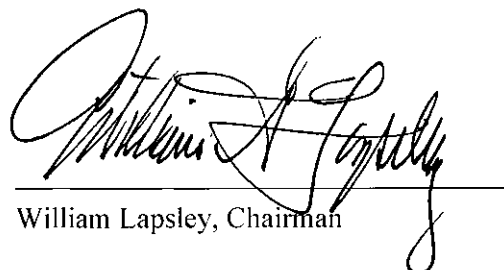
Commissioner Edney made the motion that the Board go into closed session pursuant to N.C. Gen. Stat. §143-318.11(a)(4).

1. Pursuant to N.C. Gen. Stat. § 143-318.11(a)(4) to discuss matters relating to the location or expansion of industries or other businesses in the area served by the public body.

Commissioner Edney made to motion to go out of closed session and adjourn at 6:53 p.m. All voted in favor and the motion carried 5-0.

ADJOURN


Denisa A. Lauffer, Clerk to the Board



William Lapsley, Chairman

Approved: February 16, 2022

During the February 7, 2022, regular meeting, the Board enacted the following:

- 2022.12 Pending Releases and Refunds**
- 2022.13 Reimbursement Resolution-Courthouse Portion of Henderson County Judicial Center**
- 2022.14 Reimbursement Resolution-Detention Portion of Henderson County Judicial Center**
- 2022.15 Reimbursement Resolution-VFW Building Project**
- 2022.16 Set Public Hearing for Rezoning Application #R-2021-03 Laughter, Industrial (I) to Residential District one (R1)**
- 2022.17 Town of Fletcher Revised Resolutions – Erosion Control and Stormwater**
- 2022.18 Resolution of Appreciation – Larry Rogers**
- 2022.19 Tax Collector’s Report – Order Advertising Taxes**
- 2022.20 American Rescue Plan – Adoption of Policies and Procedures**

Henderson County Board of Commissioners

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Phone (828) 697-4808 • Fax (828) 692-9855 • www.hendersoncountync.gov

William G. Lapsley
Chairman
Rebecca K. McCall
Vice-Chairman



J. Michael Edney
Daniel J. Andreotta
David H. Hill

February 7, 2022

Darlene Burgess, Assessor
Henderson County Assessor's Office
200 N. Grove Street, Suite 102
Hendersonville, NC 28792

Dear Mrs. Burgess:

Attached please find tax release requests in the amount of \$2,513.24 and tax refund requests in the amount of \$1,626.99, reviewed at the Henderson County Board of Commissioners' Meeting on Monday, February 7, 2022. All Releases and refunds were approved.

Sincerely,

A handwritten signature in black ink, appearing to read 'William Lapsley', is written over a faint, larger version of the same signature.

William Lapsley, Chairman
Henderson County Board of Commissioners

WGL/dal

enclosures

NCPITS Pending Release/Refund Report. Tuesday, January 25, 2022*

OWNER	ABSTRACT	NOTE	VALUE CHANGE	ADJ NUMBER	USER ID	SITUS ADDRESS	TAX DISTRICT	LEVY TYPE	STILED	PAID	RELEASE	REFUND
ARNOLD, JOHN P	0002126478-2021-2021-0000	VOID ABSTRACT DUE TO WATERCRAFT BEING LOCATED IN SALEM, SC SINCE 2016 PER TELEPHONE CALL FROM JOCSSEE OUTDOOR CENTER. INVOICE RECEIVED SHOWS YEARLY RENEWAL. TAXPAYER COMPLETED RELEASE FOR REFUND	(\$1,422)	8094	SMORROW	100 LICKLOG LN HENDERSONVILLE NC 28739	COUNTY	LATE LIST FEE	\$7.98	\$0.00	\$7.98	\$0.00
								TOTAL	\$0.80	\$0.00	\$0.80	\$0.00
								FIRE	\$1.42	\$0.00	\$1.42	\$0.00
								TOTAL	\$0.14	\$0.00	\$0.14	\$0.00
								ABSTRACT	\$10.34	\$0.00	\$10.34	\$0.00
								TOTAL:			\$10.34	\$0.00
BERNUDEZ MAURICIO DELGADO	0000470910-2020-2020-0000	VOID ABSTRACT. MOBILE HOME LISTED ON ABSTRACT 3094652	(\$1,422)	8086	SMORROW	255 E CHESTNUT GAP RD HENDERSONVILLE NC 28792	COUNTY	LATE LIST FEE	\$81.35	\$0.00	\$81.35	\$0.00
								TOTAL	\$8.13	\$0.00	\$8.13	\$0.00
								DANA FIRE TAX	\$20.30	\$0.00	\$20.30	\$0.00
								LATE LIST FEE	\$2.03	\$0.00	\$2.03	\$0.00
								TOTAL	\$22.33	\$0.00	\$22.33	\$0.00
								ABSTRACT	\$111.81	\$0.00	\$111.81	\$0.00
								TOTAL:			\$111.81	\$0.00
CELANI, NICOLE LYNN	0000725720-2021-2021-0000	VOID ABSTRACT DUE TO THE PROPERTY LOCATED AT THIS ADDRESS IS BEING TAXED AS REAL PROPERTY ABSTRACT 0000725718	(\$8,705)	8104	SMORROW	102 FORTSON ST EAST FLAT ROCK NC 28726	COUNTY	LATE LIST FEE	\$48.84	\$0.00	\$48.84	\$0.00
								TOTAL	\$4.88	\$0.00	\$4.88	\$0.00
								BLUE RIDGE TAX	\$11.32	\$0.00	\$11.32	\$0.00
								FIRE	\$1.13	\$0.00	\$1.13	\$0.00
								TOTAL	\$12.45	\$0.00	\$12.45	\$0.00
								ABSTRACT	\$66.17	\$0.00	\$66.17	\$0.00
								TOTAL:			\$66.17	\$0.00
CREEKSIDE CAMPING AND DEVELOPMENT LLC A.L.L COMPANY	0002835380-2021-2021-0000	MANUFACTURED HOME REMOVED AND LISTED AS PERSONAL PROPERTY	(\$97,500)	8084	KHENSLEY	28 CHIMNEY VIEW RD HENDERSONVILLE NC 28792	COUNTY	LATE LIST FEE	\$3,993.76	\$0.00	\$3,993.76	\$0.00
								TOTAL	\$0.00	\$0.00	\$0.00	\$0.00
								BAT CAVE TAX	\$54.28	\$0.00	\$54.28	\$0.00
								LATE LIST FEE	\$0.00	\$0.00	\$0.00	\$0.00
								TOTAL	\$54.28	\$0.00	\$54.28	\$0.00
								ABSTRACT	\$63.98	\$0.00	\$63.98	\$0.00
								TOTAL:			\$63.98	\$0.00
DAVIES, JEFFREY LEE	0003086631-2021-2021-0000	VOID ABSTRACT DUE TO MOBILE HOME LOCATED IN SUMCOMBE CO.; TAXPAYER HAS PAID TO DUNCOMBE COUNTY PROPERTY TAXES FOR THE MOBILE HOME FOR TAX YEAR 2020 AND 2021	(\$97,500)	8091	SMORROW	27 JIM COLLINS DR HENDERSONVILLE NC 28792	COUNTY	LATE LIST FEE	\$0.00	\$0.00	\$0.00	\$0.00
								TOTAL	\$38.55	\$0.00	\$38.55	\$0.00
								MOUNTAIN TAX	\$0.00	\$0.00	\$0.00	\$0.00
								HOME FIRE	\$0.00	\$0.00	\$0.00	\$0.00
								LATE LIST FEE	\$0.00	\$0.00	\$0.00	\$0.00
								TOTAL	\$38.55	\$0.00	\$38.55	\$0.00
								ABSTRACT	\$218.75	\$0.00	\$218.75	\$0.00
								TOTAL:			\$218.75	\$0.00
OWNER TOTAL:			(\$32,121)								\$32,121	

*Adjustments submitted for approval on or before

NCPIS Pending Release/Refund Report. Tuesday, January 25, 2022*

GE HFS LLC ABSTRACT 0002446202-2021-0000 8072 8078 HSAALTER 212 WINDY GAP LN HENDERSONVILLE NC 28792 EDNEVILLE TAX LATE LIST FEE \$5,339.10 \$0.00 \$5,339.10 \$0.00 \$551.95 \$0.00 \$551.95

NOTE: CREATED ADJUSTMENT DUE TO THE 2020 VALUE FOR GROUP G1. SCHEDULE C10-8 NOT CARRYING FORWARD TO 2021. TAXPAYER COMPLETED 2020 BRP LISTING INFORMING OUR OFFICE THAT \$46852 ASSETS WERE DELETED DURING THE 2020 TAX YEAR FROM GROUP G1, SCHEDULE C10-8. OUR OFFICE COMPLETED SAID DELETION FOR 2020. THE CURRENT YEAR COST OF \$991707 DID NOT CARRY FORWARD ONTO THE 2021 ABSTRACT. \$1465559 CARRIED OVER ONTO THE 2021 ABSTRACT WHICH IS INCORRECT. TAXPAYER CONTACTED OUR OFFICE FOR REVIEW OF THE 2021 ABSTRACT. OUR OFFICE CONCLUDED THE ERROR ON THE 2021 ABSTRACT ADJUSTMENT TO ABSTRACT PER PROGRAM/CLERICAL ERROR

OWNER TOTAL: (\$116,213) \$651.95 \$651.95

HARRIS CORP GCSB 0002669694-2021-0000 8072 YONZALAZ 5080 SUGARLOAF MOUNTAIN RD HENDERSONVILLE NC 28792 EDNEVILLE TAX LATE LIST FEE \$7.96 \$0.00 \$7.96 \$0.00 \$7.96 \$0.00 \$7.96

VOIDED ABSTRACT EFFECTIVE 12/31/2020. BRP WAS DOUBLE LISTED. ALL BUSINESS PERSONAL PROPERTY IS LISTED ON ABSTRACT #3099804.

OWNER TOTAL: (\$1,401) \$0.00 \$0.00

KING, DONALD F 0002446202-2019-0000 8076 HSAALTER 212 WINDY GAP LN EDNEVILLE NC 28792 EDNEVILLE TAX LATE LIST FEE \$3.34 \$0.33 \$3.34 \$0.33 \$3.67 \$0.33 \$3.67

ABSTRACT VOIDED. PROPERTY LISTED ON ABSTRACT #2428537

OWNER TOTAL: (\$2,900) \$0.33 \$0.33

0002446202-2020-0000 8077 HSAALTER 212 WINDY GAP LN HENDERSONVILLE NC 28792 EDNEVILLE TAX LATE LIST FEE \$16.27 \$1.63 \$16.27 \$1.63 \$17.90 \$1.63 \$17.90

PROPERTY LISTED ON ABSTRACT # 2428537

OWNER TOTAL: (\$2,900) \$1.63 \$1.63

0002446202-2021-0000 8078 HSAALTER 212 WINDY GAP LN HENDERSONVILLE NC 28792 EDNEVILLE TAX LATE LIST FEE \$11.22 \$0.00 \$11.22 \$0.00 \$11.22 \$0.00 \$11.22

ABSTRACT VOIDED. PROPERTY LISTED ON ABSTRACT # 2128537

OWNER TOTAL: (\$21,062) \$0.00 \$0.00

ADJUSTMENTS SUBMITTED FOR APPROVAL ON OR BEFORE

TOTAL: (\$21,062) \$154.32 \$139.45

NCPDS Pending Release/Refund Report. Tuesday, January 25, 2022*

OWNER	ABSTRACT	NOTE	VALUE CHANGE	ADJ NUMBER	USER ID	SITUS ADDRESS	TAX DISTRICT	LEVY TYPE	BILLED	PAYD	RELEASE	REFUND
MCLENNAN, GORDON	0003100705-2021-0000	VEHICLE TAGGED WITH DMV PER STARS. PROPERTY VOIDED	(\$1,050)	8087	HSALTER	610 TURNPIKE RD MILLS RIVER NC 28759	COUNTY	TAX LATE LIST FEE TOTAL:	\$17.96 \$0.00 \$17.96	\$17.86 \$0.00 \$17.86	\$5.89 \$0.00 \$5.89	\$5.89 \$0.00 \$5.89
SCOTT												
OWNER TOTAL:												
			(\$1,050)	8090	HEALTER	124 ALPINE DR HENDERSONVILLE NC 28791	COUNTY	TAX LATE LIST FEE TOTAL:	\$121.25 \$12.12 \$133.37	\$0.00 \$0.00 \$0.00	\$5.89 \$121.25 \$127.14	\$5.89 \$0.00 \$0.00
NORTON, SCOTTY LEE	0003094383-2021-0000	PER CHRISTY LYDAY AT TRANSPORTATION, MR NORTON HAS BEEN LISTING HIS PROPERTY IN TRANSPORTATION COUNTY SINCE 2019. 2013 JEEP WRANGLER TAGGED WITH THE DMV	(\$21,613)	8089	SMORROW	19 CHELSEA NIX LN UNINCORPORATED	COUNTY	TAX LATE LIST FEE TOTAL:	\$6.23 \$0.62 \$6.85	\$0.00 \$0.00 \$0.00	\$161.90 \$6.23 \$168.13	\$0.00 \$0.00 \$0.00
PARSON, MICHAEL	0002905872-2021-0000	TAXPAYER'S WIFE CALLED TO INFORM OUR OFFICE THAT THE TAXPAYER PASSED AWAY 07/31/2020. PER STARS, THE TRAILER'S TAG WAS TURNED IN 09/08/2020. PER TAXPAYER'S WIFE TRAILER WAS IN THE POSSESSION OF THE TAXPAYER'S BROTHER. TAXPAYER'S WIFE IS A RESIDENT OF	(\$1,110)	8079	HSALTER	32 W BROADLEAF DR HENDERSONVILLE NC 28739	COUNTY	TAX LATE LIST FEE TOTAL:	\$8.62 \$0.86 \$9.48	\$8.62 \$0.86 \$9.48	\$8.26 \$8.62 \$16.88	\$0.00 \$0.00 \$0.00
BRADLEY												
OWNER TOTAL:												
			(\$1,110)	8079	HSALTER	32 W BROADLEAF DR HENDERSONVILLE NC 28739	COUNTY	TAX LATE LIST FEE TOTAL:	\$8.62 \$0.86 \$9.48	\$8.62 \$0.86 \$9.48	\$8.26 \$8.62 \$16.88	\$0.00 \$0.00 \$0.00
RECTOR, TRAVIS LEE	0003026739-2018-0000	ABSTRACT VOIDED. PER NC WILDLIFE. TITLE TO WATERCRAFT CHANGED OWNERS 7/17/2015. DOCUMENTATION ON FILE	(\$1,525)	8080	HSALTER	32 W BROADLEAF DR HENDERSONVILLE NC 28739	COUNTY	TAX LATE LIST FEE TOTAL:	\$8.99 \$0.90 \$9.89	\$8.99 \$0.90 \$9.89	\$8.99 \$0.90 \$9.89	\$8.99 \$0.90 \$9.89
OWNER TOTAL:												
			(\$1,525)	8080	HSALTER	32 W BROADLEAF DR HENDERSONVILLE NC 28739	COUNTY	TAX LATE LIST FEE TOTAL:	\$8.99 \$0.90 \$9.89	\$8.99 \$0.90 \$9.89	\$8.99 \$0.90 \$9.89	\$8.99 \$0.90 \$9.89
SOARES, MANUEL	0003096741-2021-0000	VOID PER CLERICAL ERROR. WATERCRAFT SOLD IN 1/1/2020	(\$3,127)	8093	SMORROW	3115 HICKORY HILL RD HENDERSONVILLE NC 28792	COUNTY	TAX LATE LIST FEE TOTAL:	\$4.42 \$0.00 \$4.42	\$0.00 \$0.00 \$0.00	\$23.15 \$4.42 \$27.57	\$23.15 \$4.42 \$27.57
ALEXANDRO												
OWNER TOTAL:												
			(\$3,127)	8093	SMORROW	3115 HICKORY HILL RD HENDERSONVILLE NC 28792	COUNTY	TAX LATE LIST FEE TOTAL:	\$4.42 \$0.00 \$4.42	\$0.00 \$0.00 \$0.00	\$23.15 \$4.42 \$27.57	\$23.15 \$4.42 \$27.57
OWNER TOTAL:												
			(\$788)									
OWNER TOTAL: (\$788)												

*Adjustments submitted for approval on or before

NCPIS Pending Release/Refund Report. Tuesday, January 25, 2022*

OWNER	ABSTRACT	NOTE	VALUE CHANGE	ADJ NUMBER	USER ID	SITUS ADDRESS	TAX DISTRICT	LEVY TYPE	BILLED	PAID	RELEASE	REFUND
TEW, JOE	0003102953-2021-2021-0000	VOID ABSTRACT DUE TO ERROR LISTED ON PARK REPORT; SPOKE WITH MIKE TUMA, MANAGER OF LAKEWOOD RY RESORT TO CONFRIM THAT TAXPAYER DID NOT OWN THE RY THAT WAS REPORTED; CLERICAL ERROR DUE TO ERROR ON PARK REPORT	(\$23,450)	8095	SMORROW	15 TIMMIE LN FLAT ROCK NC 28731	COUNTY	LATE LIST FEE	\$131.55	\$0.00	\$131.55	\$0.00
								LATE LIST FEE	\$13.16	\$0.00	\$13.16	\$0.00
								TOTAL:	\$30.49	\$0.00	\$30.49	\$0.00
								BLUE RIDGE TAX	\$3.05	\$0.00	\$3.05	\$0.00
								TOTAL:	\$33.54	\$0.00	\$33.54	\$0.00
								ABSTRACT	\$178.25	\$0.00	\$178.25	\$0.00
								TOTAL:	\$178.25	\$0.00	\$178.25	\$0.00
WILSON, TOMMY LEE & WIFE	000250953-2021-2021-0000	ABSTRACT VOIDED PER CLERICAL ERROR. 2021 LISTING FORM REFLECTED CLOSE OF BUSINESS.	(\$21,569)	8088	HSALTER	479 RANDALL FARM RD HENDERSONVILLE NC 28739	COUNTY	LATE LIST FEE	\$121.00	\$0.00	\$121.00	\$0.00
								LATE LIST FEE	\$0.00	\$0.00	\$0.00	\$0.00
								TOTAL:	\$21.57	\$0.00	\$21.57	\$0.00
								VALLEY HILL TAX	\$21.57	\$0.00	\$21.57	\$0.00
								TOTAL:	\$0.00	\$0.00	\$0.00	\$0.00
								ABSTRACT	\$142.57	\$0.00	\$142.57	\$0.00
								TOTAL:	\$142.57	\$0.00	\$142.57	\$0.00
WOODS, ROBERT B.	0003097498-2021-2021-0000	PER DOCUMENTATION MR WOODS MOVED TO INDIANA IN MAY 2020. THE 2021 BILL HAS BEEN VOIDED	(\$5800)	8105	HSALTER	668 WASH FREEMAN RD HENDERSONVILLE NC 28792	COUNTY	LATE LIST FEE	\$4.49	\$0.00	\$4.49	\$0.00
								LATE LIST FEE	\$0.45	\$0.00	\$0.45	\$0.00
								TOTAL:	\$4.94	\$0.00	\$4.94	\$0.00
								EDENVILE TAX	\$0.92	\$0.00	\$0.92	\$0.00
								TOTAL:	\$0.09	\$0.00	\$0.09	\$0.00
								ABSTRACT	\$1.01	\$0.00	\$1.01	\$0.00
								TOTAL:	\$5.95	\$0.00	\$5.95	\$0.00
GRAND TOTALS:			(\$378,642)						\$2513.24	\$5.95	\$2513.24	\$1,626.99

**HENDERSON COUNTY PUBLIC SCHOOLS
LOCAL CURRENT EXPENSE/OTHER RESTRICTED FUNDS
as of December 31, 2021**

	LOCAL CURRENT EXPENSE FUND	OTHER RESTRICTED FUND		
REVENUES:				
	YTD Activity	YTD Activity	Combined Total	Prior YTD
3200 State Sources	\$ -	\$ 4,000	\$ 4,000	\$ 9,000
3700 Federal Sources-Restricted	-	174,653	174,653	158,349
3800 Other Federal-ROTC	-	57,772	57,772	48,882
4100 County Appropriation	17,956,800	-	17,956,800	17,356,800
4200 Local -Tuition/Fees	-	22,865	22,865	5,000
4400 Local-Unrestricted	255,486	54,843	310,329	167,893
4800 Local-Restricted	-	319,462	319,462	129,001
4900 Fund Balance Appropriated/Transfer From school	-	-	-	-
TOTAL FUND REVENUES	\$ 18,212,286	\$ 633,595	\$ 18,845,881	\$ 17,874,925
EXPENDITURES:				
Instructional Services:	YTD Activity	YTD Activity	Combined Total	Prior YTD
5100 Regular Instructional Services	\$ 3,774,393	\$ 200,087	\$ 3,974,480	\$ 3,915,515
5200 Special Populations Services	580,514	193,712	774,226	715,851
5300 Alternative Programs and Services	117,924	107,490	225,414	172,019
5400 School Leadership Services	1,277,845	14,486	1,292,330	1,338,671
5500 Co-Curricular Services	386,353	2,847	389,200	97,062
5800 School-Based Support Services	749,176	15,334	764,510	640,268
Total Instructional Services	\$ 6,886,206	\$ 533,955	\$ 7,420,161	\$ 6,879,385
System-Wide Support Services:				
6100 Support and Development Services	\$ 133,630	\$ 5,652	\$ 139,282	\$ 130,067
6200 Special Population Support	108,812	1,096	109,908	99,774
6300 Alternative Programs	37,722	431	38,153	44,096
6400 Technology Support Services	809,846	67,032	876,877	670,458
6500 Operational Support Services	3,270,084	120,955	3,391,038	3,156,138
6600 Financial and Human Resource Services	1,409,552	36,477	1,446,030	1,270,431
6700 Accountability Services	98,493	28,800	127,293	31,272
6800 System-Wide Pupil Support Services	159,608	538	160,147	111,585
6900 Policy, Leadership and Public Relations	349,036	13,220	362,255	354,818
Total System-Wide Support Services	\$ 6,376,783	\$ 274,200	\$ 6,650,983	\$ 5,868,638
Ancillary Services:				
7100 Community Services	\$ 388	\$ 75,495	\$ 75,883	\$ 74,424
7200 Nutrition Services	67,895	-	67,895	66,872
Total Ancillary Services	\$ 68,282	\$ 75,495	\$ 143,777	\$ 141,296
Non-Programmed Charges:				
8100 Payments to Other Governments	\$ 752,446	-	\$ 752,446	\$ 836,663
8400 Interfund Transfers	-	7,593	\$ 7,593	3,420
8600 Educational Foundations	-	38,668	38,668	37,682
Total Non-Programmed Charges	\$ 752,446	\$ 46,261	\$ 798,708	\$ 877,765
TOTAL FUND EXPENDITURES	\$ 14,083,718	\$ 929,911	\$ 15,013,629	\$ 13,767,084

**HENDERSON COUNTY
CASH BALANCE REPORT
DECEMBER 2021**

<u>Fund(s)</u>	<u>11/30/21 Beg. Cash Balance</u>	<u>Debits Revenues</u>	<u>(Credits) Expenditures</u>	<u>12/31/21 Ending Cash Balance</u>
General	\$ 90,305,626.39	\$ 38,583,670.28	\$ (19,952,575.84)	\$ 108,936,720.83
Special Revenue	29,860,113.12	3,262,957.38	(3,714,045.75)	\$ 29,409,024.75
Capital Projects	2,089,148.87	2,376,396.86	(4,148,403.68)	\$ 317,142.05
Enterprise	2,064,519.06	673,276.42	(765,484.81)	\$ 1,972,310.67
HCPS - Maint. and Repair	3,625,679.91	411,202.00	-	\$ 4,036,881.91
BRCC - Maint. and Repair	2,120,838.18	123,193.00	-	\$ 2,244,031.18
Custodial	<u>3,340,651.92</u>	<u>4,825,884.36</u>	<u>(3,082,474.70)</u>	\$ 5,084,061.58
Total	<u>\$ 133,406,577.45</u>	<u>\$ 50,256,580.30</u>	<u>\$ (31,662,984.78)</u>	
Total cash available as of 12/31/2021				<u>\$ 152,000,172.97</u>

HENDERSON COUNTY
FINANCIAL REPORT
DECEMBER 2021

GENERAL FUND REVENUES

	BUDGET	CURRENT MONTH	YEAR TO DATE	% USED	ENCUMBRANCES	TOTAL
General Fund	173,265,956.00	31,395,069.59	105,722,779.51	61.0%	-	105,722,779.51

GENERAL FUND EXPENDITURES

	BUDGET	CURRENT MONTH	YEAR TO DATE	% USED	ENCUMBRANCES	TOTAL
Governing Body	706,021.00	80,435.49	280,615.55	39.7%	94,678.20	375,293.75
Dues/Non-Profit Contributions	466,765.00	937.52	232,458.50	49.8%	-	232,458.50
County Manager	494,048.00	19,604.96	214,729.77	43.5%	-	214,729.77
Administrative Services	632,372.00	111,686.45	349,892.18	55.3%	-	349,892.18
Human Resources	1,159,084.00	97,915.48	546,862.13	47.2%	1,580.08	548,442.21
Elections	1,038,319.00	41,578.74	373,258.53	35.9%	18,870.25	392,128.78
Finance	1,083,229.00	103,720.03	532,536.08	49.2%	-	532,536.08
County Assessor	1,961,785.00	136,416.42	790,318.77	40.3%	-	790,318.77
Tax Collector	534,375.00	40,406.46	235,835.68	44.1%	-	235,835.68
Legal	910,391.00	70,559.45	406,796.96	44.7%	-	406,796.96
Register of Deeds	783,211.00	43,695.40	320,434.24	40.9%	-	320,434.24
Facilities Services	5,170,409.00	256,158.81	1,871,123.13	36.2%	362,280.88	2,233,404.01
Garage	415,889.00	5,024.12	178,431.18	42.9%	21,673.50	200,104.68
Court Facilities	153,000.00	4,785.51	65,844.48	43.0%	-	65,844.48
Information Technology	4,169,494.00	156,560.83	2,014,743.73	48.3%	653,223.95	2,667,967.68
Sheriff	20,843,157.00	1,667,626.03	9,340,201.33	44.8%	1,411,035.52	10,751,236.85
Detention Center	5,740,924.00	468,581.34	2,667,747.06	46.5%	209,254.11	2,877,001.17
Emergency Management	752,098.00	45,114.16	472,652.75	62.8%	29,487.59	502,140.34
Fire Services	777,147.00	45,814.96	155,508.42	20.0%	113,820.00	269,328.42
Building Services	1,225,606.00	98,516.10	549,009.50	44.8%	23,668.97	572,678.47
Wellness Clinic	1,104,829.00	111,591.11	593,679.46	53.7%	61,658.36	655,337.82
Emergency Medical Services	7,568,687.00	591,146.00	3,426,932.81	45.3%	501,661.87	3,928,594.68
Animal Services	745,105.00	68,328.63	354,629.30	47.6%	7,788.68	362,417.98
Rescue Squad	381,360.00	2,551.61	190,811.96	50.0%	-	190,811.96
Forestry Services	61,251.00	2,559.30	16,697.76	27.3%	-	16,697.76
Soil & Water Conservation	467,983.00	40,814.94	204,414.78	43.7%	70,351.00	274,765.78
Planning	882,162.00	67,866.55	342,429.03	38.8%	71,270.51	413,699.54
Code Enforcement Services	307,380.00	22,588.73	130,520.24	42.5%	25,848.82	156,369.06
Site Development	257,459.00	19,127.73	139,159.18	54.1%	-	139,159.18
Heritage Museum	100,000.00	8,333.33	49,999.98	50.0%	-	49,999.98
Cooperative Extension	467,726.00	35,962.80	215,534.73	46.1%	-	215,534.73
Projects Management	263,376.00	23,681.95	127,613.19	48.5%	-	127,613.19
Economic Development	730,825.00	-	203,375.00	27.8%	-	203,375.00
Agri-Business	170,120.00	14,970.32	98,568.06	57.9%	-	98,568.06
Public Health	10,748,510.00	738,701.65	4,424,854.52	41.2%	277,029.68	4,701,884.20
Environmental Health	1,461,425.00	122,882.51	667,474.31	45.7%	29,543.97	697,018.28
H&CC Block Grant	765,989.00	61,306.50	310,720.75	40.6%	-	310,720.75
Medical Services - Autopsies	90,000.00	7,050.00	41,550.00	46.2%	-	41,550.00
Mental Health	528,612.00	-	264,306.00	50.0%	-	264,306.00
Rural Transportation Assist Program	201,384.00	11,061.46	22,542.53	11.2%	-	22,542.53
Social Services	19,997,256.00	1,703,933.75	8,643,942.21	43.2%	36,225.55	8,680,167.76
Juvenile Justice Programs	218,745.00	22,920.00	135,365.00	61.9%	-	135,365.00
Veteran Services	79,978.00	5,269.54	28,800.16	36.0%	-	28,800.16
Public Library	3,590,434.00	326,694.98	1,794,993.44	50.0%	205,339.98	2,000,333.42
Recreation	2,393,552.00	185,951.84	1,078,138.04	45.0%	63,849.28	1,141,987.32
Public Education	36,381,641.00	3,538,481.75	21,230,890.50	58.4%	-	21,230,890.50
Debt Service	20,381,954	-	9,033,968.72	44.3%	-	9,033,968.72
Non-Departmental	3,289,696.00	296,620.24	1,865,622.53	56.7%	-	1,865,622.53
Interfund Transfers	10,611,193.00	924,946.92	5,359,681.52	50.5%	-	5,359,681.52
TOTAL	173,265,956	12,450,482.40	82,596,215.68		4,290,140.75	86,886,356.43
Net Revenues over (under) Exp.	-	18,944,587.19	23,126,563.83		(4,290,140.75)	18,836,423.08

HENDERSON COUNTY
FINANCIAL REPORT
DECEMBER 2021

APPROPRIATIONS DETAIL

	BUDGET	CURRENT MONTH	YEAR TO DATE	% USED	ENCUMBRANCES	TOTAL
SOCIAL SERVICES						
Staff Operations	15,657,150	1,189,862.84	6,816,298.59	43.5%	30,977.47	6,847,276.06
Federal & State Programs	4,239,106	511,302.19	1,800,821.17	42.5%	-	1,800,821.17
General Assistance	101,000	2,768.72	26,822.45	26.6%	-	26,822.45
TOTAL	19,997,256	1,703,933.75	8,643,942.21		30,977.47	8,674,919.68
EDUCATION						
Schools Current/Capital Expense	31,633,460	3,142,800.00	18,856,800.00	59.6%	-	18,856,800.00
Blue Ridge Community College	4,748,181	395,681.75	2,374,090.50	50.0%	-	2,374,090.50
TOTAL	36,381,641	3,538,481.75	21,230,890.50		-	21,230,890.50
DEBT SERVICE						
Public Schools	11,275,450	2,434,445.70	3,792,990.80	33.6%	-	3,792,990.80
Blue Ridge Community College	3,440,461	1,294,768.03	1,803,974.81	52.4%	-	1,803,974.81
Henderson County	5,666,043	1,435,718.12	3,437,003.11	60.7%	-	3,437,003.11
TOTAL	20,381,954	5,164,931.85	9,033,968.72		-	9,033,968.72
INTERFUND TRANSFERS						
Public Transit Fund	280,515	23,376.25	140,257.50	50.0%	-	140,257.50
Capital Projects Fund	440,000	79,166.67	265,000.02	60.2%	-	265,000.02
Capital Reserve Fund	1,644,808	137,067.33	822,403.98	50.0%	-	822,403.98
E911 Fund	1,830	-	-	0.0%	-	-
Fire District Funds	20,000	-	20,000.00	100.0%	-	20,000.00
HCPS MRTS	4,934,424	411,202.00	2,467,212.00	50.0%	-	2,467,212.00
BRCC MRTS	3,289,616	274,134.67	1,644,808.02	50.0%	-	1,644,808.02
TOTAL	10,611,193	924,946.92	5,359,681.52		-	5,359,681.52

SPECIAL REVENUE FUNDS

	BUDGET	CURRENT MONTH	YEAR TO DATE	% USED	ENCUMBRANCES	TOTAL
FIRE DISTRICTS FUND						
Revenues:	11,783,241	2,742,219.43	9,624,727.31	81.7%	-	9,624,727.31
Expenditures:	11,783,241	3,452,440.15	6,857,406.55	58.2%	-	6,857,406.55
Net Revenues over (under) Exp	-	(710,220.72)	2,767,320.76		-	2,767,320.76
REVALUATION RESERVE FUND						
Revenues:	1,145,980	96,243.55	577,103.15	50.4%	-	577,103.15
Expenditures:	1,145,980	66,141.09	437,520.11	38.2%	107,500.00	545,020.11
Net Revenues over (under) Exp	-	30,102.46	139,583.04		(107,500.00)	32,083.04
EMERGENCY TELEPHONE SYSTEM (911) FUND						
Revenues:	722,256	60,328.34	301,587.49	41.8%	-	301,587.49
Expenditures:	722,256	5,708.85	111,001.14	15.4%	33,320.29	144,321.43
Net Revenues over (under) Exp	-	54,619.49	190,586.35		(33,320.29)	157,266.06
PUBLIC TRANSIT FUND						
Revenues:	1,442,929	182,630.26	1,095,179.53	75.9%	-	1,095,179.53
Expenditures:	1,442,929	64,242.38	344,118.60	23.8%	26,756.98	370,875.58
Net Revenues over (under) Exp	-	118,387.88	751,060.93		(26,756.98)	724,303.95
MISC. OTHER GOVERNMENTAL ACTIVITIES						
Revenues:	1,193,856	50,865.15	825,374.11	69.1%	-	825,374.11
Expenditures:	1,193,856	52,820.71	307,088.67	25.7%	-	307,088.67
Net Revenues over (under) Exp	-	(1,955.56)	518,285.44		-	518,285.44

HENDERSON COUNTY
FINANCIAL REPORT
DECEMBER 2021

CAPITAL PROJECTS

	BUDGET	CURRENT MONTH	PROJECT TO DATE	% USED	ENCUMBRANCES	TOTAL
EDNEYVILLE ELEMENTARY SCHOOL PROJECT (1702)						
Revenues:	26,854,136	16.90	27,755,515.00	103.4%	-	27,755,515.00
Expenditures:	26,854,136	-	25,331,294.76	94.3%	-	25,331,294.76
Net Revenues over (under) Exp	-	16.90	2,424,220.24		-	2,424,220.24
HENDERSONVILLE HIGH SCHOOL PROJECT - 2019 (1903)						
Revenues:	60,442,694	140.86	60,914,466.12	100.8%	-	60,914,466.12
Expenditures:	60,442,694	1,806,849.20	46,961,392.61	77.7%	10,931,905.13	57,893,297.74
Net Revenues over (under) Exp	-	(1,806,708.34)	13,953,073.51		(10,931,905.13)	3,021,168.38
BRCC PATTON BUILDING PROJECT (1904)						
Revenues:	25,000,016	112.34	24,855,468.65	99.4%	-	24,855,468.65
Expenditures:	25,000,016	2,118,785.82	14,221,181.37	56.9%	9,309,361.93	23,530,543.30
Net Revenues over (under) Exp	-	(2,118,673.48)	10,634,287.28		(9,309,361.93)	1,324,925.35

ENTERPRISE FUNDS

	BUDGET	CURRENT MONTH	YEAR TO DATE	% USED	ENCUMBRANCES	TOTAL
SOLID WASTE LANDFILL FUND						
Revenues:	7,991,850	669,318.55	4,372,681.48	54.7%	-	4,372,681.48
Expenditures:	7,991,850	592,071.28	3,463,145.47	43.3%	2,953,729.16	6,416,874.63
Net Revenues over (under) Exp	-	77,247.27	909,536.01		(2,953,729.16)	(2,044,193.15)
JUSTICE ACADEMY SEWER FUND						
Revenues:	70,881	4,045.80	24,179.98	34.1%	-	24,179.98
Expenditures:	70,881	3,108.27	32,549.00	45.9%	-	32,549.00
Net Revenues over (under) Exp	-	937.53	(8,369.02)		-	(8,369.02)

Extract of Minutes of a regular meeting of the Board of Commissioners of the County of Henderson, North Carolina, was duly held on February 7, 2022 at 5.30pm in the Commissioners' Meeting Room, Henderson County Historic Courthouse, 1 Historic Courthouse Square, Hendersonville, North Carolina. Chairman William Lapsley presiding.

* * *

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

The following members were absent: None

Also present: Director of Business and Community Development Christopher Todd, Finance Director Samantha Reynolds, Budget Manager/Internal Auditor Sonya Flynn, Engineer Marcus Jones, Recreation Director Carleen Dixon, Planning Director Autumn Radcliff, Emergency Management/Rescue Coordinator Jimmy Brissie, Budget Analyst Jennifer Miranda, Assistant Engineer Deb Johnston, and PIO Kathy Finotti – videotaping. Deputies John Ashe and Michelle Hensley provided security.

* * *

Chairman Lapsley moved that the following resolution (the "*Resolution*"), a copy of which was available with the Board and which was read by title:

RESOLUTION OF THE COUNTY OF HENDERSON, NORTH CAROLINA DECLARING THE INTENT OF THE COUNTY OF HENDERSON, NORTH CAROLINA TO REIMBURSE ITSELF FOR CAPITAL EXPENDITURES INCURRED IN CONNECTION WITH THE CONSTRUCTION AND EQUIPPING OF AN ADDITION TO THE HENDERSON COUNTY COURTHOUSE AS PART OF A HENDERSON COUNTY JUDICIAL CENTER FROM THE PROCEEDS OF CERTAIN TAX-EXEMPT OBLIGATIONS.

WHEREAS, the Board of Commissioners of the County of Henderson, North Carolina ("*County*") has determined that it is in the best interests of County to finance the construction and equipping of an addition to the Henderson County Courthouse as part of a Henderson County Judicial Center (the "*Project*");

WHEREAS, the County presently intends, at one time or from time to time, to finance all or a portion of the costs of the Project with proceeds of tax-exempt obligations and reasonably expects to execute and deliver its tax-exempt obligations (the "*Obligations*") to finance, or to reimburse itself for, all or a portion of the costs of the Project; and

WHEREAS, the County desires to proceed with the Project and will incur and pay certain expenditures in connection with the Project prior to the date of execution and delivery of the Obligations (the "*Original Expenditures*"), such Original Expenditures to be paid for originally from a source other than the proceeds of the Obligations, and the County intends, and reasonably expects, to be reimbursed for such Original Expenditures from a portion of the proceeds of the Obligations to be executed and delivered at a date occurring after the dates of such Original Expenditures;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the County of Henderson, North Carolina as follows:

Section 1. ***Official Declaration of Intent.*** The County presently intends, and reasonably expects, to reimburse itself for the Original Expenditures incurred and paid by the County on or after the date

occurring 60 days prior to the date of adoption of this Resolution from a portion of the proceeds of the Obligations. The County reasonably expects to execute and deliver the Obligations to finance all or a portion of the costs of the Project and the principal amount of Obligations currently expected to be executed and delivered by County to pay for the costs of the Project is approximately \$83,500,000.

Section 2. *Compliance with Regulations.* The County adopts this Resolution as a declaration of official intent under Section 1.150-2 of the Treasury Regulations promulgated under Section 103 of the Internal Revenue Code of 1986, as amended, to evidence the County's intent to reimburse itself for the Original Expenditures from proceeds of the Obligations.

Section 3. *Itemization of Capital Expenditures.* The Finance Officer of the County, with advice from special counsel, is hereby authorized, directed and designated to act on behalf of the County in determining and itemizing all of the Original Expenditures incurred and paid by the County in connection with the Project during the period commencing on the date occurring 60 days prior to the date of adoption of this Resolution and ending on the date of execution and delivery of the Obligations.

Section 4. *Effective Date.* This Resolution is effective immediately on the date of its adoption.

On the motion of Chairman Lapsley the foregoing resolution entitled "**RESOLUTION OF THE COUNTY OF HENDERSON, NORTH CAROLINA DECLARING THE INTENT OF THE COUNTY OF HENDERSON, NORTH CAROLINA TO REIMBURSE ITSELF FOR CAPITAL EXPENDITURES INCURRED IN CONNECTION WITH THE CONSTRUCTION AND EQUIPPING OF AN ADDITION TO THE HENDERSON COUNTY COURTHOUSE COURTHOUSE AS PART OF A HENDERSON COUNTY JUDICIAL CENTER FROM THE PROCEEDS OF CERTAIN TAX-EXEMPT OBLIGATIONS.**" was duly adopted by the following vote:

AYES: All

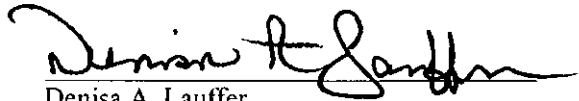
NAYS: None

STATE OF NORTH CAROLINA)
) ss:
COUNTY OF HENDERSON)

I, *Denisa A. Lauffer*, Clerk to the Board of Commissioners of the County of Henderson, North Carolina, ***DO HEREBY CERTIFY*** that the foregoing is a true and exact copy of a resolution entitled “**RESOLUTION OF THE COUNTY OF HENDERSON, NORTH CAROLINA DECLARING THE INTENT OF THE COUNTY OF HENDERSON, NORTH CAROLINA TO REIMBURSE ITSELF FOR CAPITAL EXPENDITURES INCURRED IN CONNECTION WITH THE CONSTRUCTION AND EQUIPPING OF A COURTHOUSE AS A PART OF A HENDERSON COUNTY JUDICIAL CENTER FROM THE PROCEEDS OF CERTAIN TAX-EXEMPT OBLIGATIONS**” adopted by the Board of Commissioners of the County of Henderson, North Carolina, at a meeting held on the 7th day of February, 2022.

WITNESS my hand and the corporate seal of the County of Henderson, North Carolina, this the 7th day of February 2022




Denisa A. Lauffer
Clerk to the Board
County of Henderson, North Carolina

Extract of Minutes of a regular meeting of the Board of Commissioners of the County of Henderson, North Carolina, was duly held on February 7, 2022 at 5.30pm in the Commissioners' Meeting Room, Henderson County Historic Courthouse, 1 Historic Courthouse Square, Hendersonville, North Carolina. Chairman William Lapsley presiding.

* * *

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

The following members were absent: None

Also present: Director of Business and Community Development Christopher Todd, Finance Director Samantha Reynolds, Budget Manager/Internal Auditor Sonya Flynn, Engineer Marcus Jones, Recreation Director Carleen Dixon, Planning Director Autumn Radcliff, Emergency Management/Rescue Coordinator Jimmy Brissie, Budget Analyst Jennifer Miranda, Assistant Engineer Deb Johnston, and PIO Kathy Finotti – videotaping, Deputies John Ashe and Michelle Hensley provided security.

* * *

Chairman Lapsley moved that the following resolution (the "*Resolution*"), a copy of which was available with the Board and which was read by title:

RESOLUTION OF THE COUNTY OF HENDERSON, NORTH CAROLINA DECLARING THE INTENT OF THE COUNTY OF HENDERSON, NORTH CAROLINA TO REIMBURSE ITSELF FOR CAPITAL EXPENDITURES INCURRED IN CONNECTION WITH THE CONSTRUCTION AND EQUIPPING OF AN ADDITION TO AND MODIFICATIONS OF THE HENDERSON COUNTY DETENTION FACILITY AS PART OF A HENDERSON COUNTY JUDICIAL CENTER FROM THE PROCEEDS OF CERTAIN TAX-EXEMPT OBLIGATIONS.

WHEREAS, the Board of Commissioners of the County of Henderson, North Carolina ("*County*") has determined that it is in the best interests of County to finance the construction and equipping of an addition to and modification of the Henderson County Detention Center as part of a Henderson County Judicial Center (the "*Project*");

WHEREAS, the County presently intends, at one time or from time to time, to finance all or a portion of the costs of the Project with proceeds of tax-exempt obligations and reasonably expects to execute and deliver its tax-exempt obligations (the "*Obligations*") to finance, or to reimburse itself for, all or a portion of the costs of the Project; and

WHEREAS, the County desires to proceed with the Project and will incur and pay certain expenditures in connection with the Project prior to the date of execution and delivery of the Obligations (the "*Original Expenditures*"), such Original Expenditures to be paid for originally from a source other than the proceeds of the Obligations, and the County intends, and reasonably expects, to be reimbursed for such Original Expenditures from a portion of the proceeds of the Obligations to be executed and delivered at a date occurring after the dates of such Original Expenditures;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the County of

Henderson, North Carolina as follows:

Section 1. *Official Declaration of Intent.* The County presently intends, and reasonably expects, to reimburse itself for the Original Expenditures incurred and paid by the County on or after the date

occurring 60 days prior to the date of adoption of this Resolution from a portion of the proceeds of the Obligations. The County reasonably expects to execute and deliver the Obligations to finance all or a portion of the costs of the Project and the principal amount of Obligations currently expected to be executed and delivered by County to pay for the costs of the Project is approximately \$45,000,000.

Section 2. *Compliance with Regulations.* The County adopts this Resolution as a declaration of official intent under Section 1.150-2 of the Treasury Regulations promulgated under Section 103 of the Internal Revenue Code of 1986, as amended, to evidence the County's intent to reimburse itself for the Original Expenditures from proceeds of the Obligations.

Section 3. *Itemization of Capital Expenditures.* The Finance Officer of the County, with advice from special counsel, is hereby authorized, directed and designated to act on behalf of the County in determining and itemizing all of the Original Expenditures incurred and paid by the County in connection with the Project during the period commencing on the date occurring 60 days prior to the date of adoption of this Resolution and ending on the date of execution and delivery of the Obligations.

Section 4. *Effective Date.* This Resolution is effective immediately on the date of its adoption.

On motion of Chairman Lapsley, the foregoing resolution entitled **"RESOLUTION OF THE COUNTY OF HENDERSON, NORTH CAROLINA DECLARING THE INTENT OF THE COUNTY OF HENDERSON, NORTH CAROLINA TO REIMBURSE ITSELF FOR CAPITAL EXPENDITURES INCURRED IN CONNECTION WITH THE CONSTRUCTION AND EQUIPPING OF AN ADDITION TO AND MODIFICATION OF THE HENDERSON COUNTY DETENTION FACILITY AS PART OF A HENDERSON COUNTY JUDICIAL CENTER FROM THE PROCEEDS OF CERTAIN TAX-EXEMPT OBLIGATIONS."** was duly adopted by the following vote:

AYES: All

NAYS: None

STATE OF NORTH CAROLINA)
)
COUNTY OF HENDERSON) ss:

I, *Denisa A. Lauffer*, Clerk to the Board of Commissioners of the County of Henderson, North Carolina, ***DO HEREBY CERTIFY*** that the foregoing is a true and exact copy of a resolution entitled **“RESOLUTION OF THE COUNTY OF HENDERSON, NORTH CAROLINA DECLARING THE INTENT OF THE COUNTY OF HENDERSON, NORTH CAROLINA TO REIMBURSE ITSELF FOR CAPITAL EXPENDITURES INCURRED IN CONNECTION WITH THE CONSTRUCTION AND EQUIPPING OF A DETENTION CENTER AS A PART OF A HENDERSON COUNTY JUDICIAL CENTER FROM THE PROCEEDS OF CERTAIN TAX-EXEMPT OBLIGATIONS”** adopted by the Board of Commissioners of the County of Henderson, North Carolina, at a meeting held on the 7th day of February, 2022.

WITNESS my hand and the corporate seal of the County of Henderson, North Carolina, this the 7th day of February 2022



Denisa A. Lauffer
Denisa A. Lauffer
Clerk to the Board
County of Henderson, North Carolina

Extract of Minutes of a regular meeting of the Board of Commissioners of the County of Henderson, North Carolina, was duly held on February 7, 2022, at 5.30 pm in the Commissioners' Meeting Room, Henderson County Historic Courthouse, 1 Historic Courthouse Square, Hendersonville, North Carolina. Chairman William Lapsley presiding.

* * *

The following members were present: Chairman William Lapsley, Vice-Chair Rebecca McCall, Commissioner Mike Edney, Commissioner Daniel Andrcotta, Commissioner David Hill, County Manager John Mitchell, Assistant County Manager Amy Brantley, Attorney Russ Burrell, and Clerk to the Board Denisa Lauffer.

The following members were absent: None

Also present: : Director of Business and Community Development Christopher Todd, Finance Director Samantha Reynolds, Budget Manager/Internal Auditor Sonya Flynn, Engineer Marcus Jones, Recreation Director Carleen Dixon, Planning Director Autumn Radcliff, Emergency Management/Rescue Coordinator Jimmy Brissie, Budget Analyst Jennifer Miranda, Assistant Engineer Deb Johnston, and PIO Kathy Finotti . videotaping, Deputies John Ashe and Michelle Hensley provided security.

* * *

Commissioner Lapsley moved that the following resolution (the "*Resolution*"), a copy of which was available with the Board and which was read by title:

RESOLUTION OF THE COUNTY OF HENDERSON, NORTH CAROLINA DECLARING THE INTENT OF THE COUNTY OF HENDERSON, NORTH CAROLINA TO REIMBURSE ITSELF FOR CAPITAL EXPENDITURES INCURRED IN CONNECTION WITH THE RECONSTRUCTION, RENOVATION, REFURBISHMENT AND EQUIPPING OF A COUNTY BUILDING (FORMER VFW POST BUILDING) FROM THE PROCEEDS OF CERTAIN TAX-EXEMPT OBLIGATIONS

WHEREAS, the Board of Commissioners of the County of Henderson, North Carolina ("*County*") has determined that it is in the best interests of County to finance the reconstruction, renovation, refurbishment and equipping of a County building on the site of the former VFW post facility (the "*Project*");

WHEREAS, the County presently intends, at one time or from time to time, to finance all or a portion of the costs of the Project with proceeds of tax-exempt obligations and reasonably expects to execute and deliver its tax-exempt obligations (the "*Obligations*") to finance, or to reimburse itself for, all or a portion of the costs of the Project; and

WHEREAS, the County desires to proceed with the Project and will incur and pay certain expenditures in connection with the Project prior to the date of execution and delivery of the Obligations (the "*Original Expenditures*"), such Original Expenditures to be paid for originally from a source other than the proceeds of the Obligations, and the County intends, and reasonably expects, to be reimbursed for such Original Expenditures from a portion of the proceeds of the Obligations to be executed and delivered at a date occurring after the dates of such Original Expenditures;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the County of Henderson, North Carolina as follows:

Section 1. *Official Declaration of Intent.* The County presently intends, and reasonably expects, to reimburse itself for the Original Expenditures incurred and paid on or after the date occurring 60 days prior to the date of adoption of this Resolution from a portion of the proceeds of the Obligations. The County reasonably expects to execute and deliver the Obligations to finance all or a portion of the costs of the Project and the principal amount of Obligations currently expected to be executed and delivered by County to pay for the costs of the Project is approximately \$5,000,000.

Section 2. *Compliance with Regulations.* The County adopts this Resolution as a declaration of official intent under Section 1.150-2 of the Treasury Regulations promulgated under Section 103 of the Internal Revenue Code of 1986, as amended, to evidence the County's intent to reimburse itself for the Original Expenditures from proceeds of the Obligations.

Section 3. *Itemization of Capital Expenditures.* The Finance Officer of the County, with advice from special counsel, is hereby authorized, directed and designated to act on behalf of the County in determining and itemizing all of the Original Expenditures incurred and paid by the County in connection with the Project during the period commencing on the date occurring 60 days prior to the date of adoption of this Resolution and ending on the date of execution and delivery of the Obligations.

Section 4. *Effective Date.* This Resolution is effective immediately on the date of its adoption.

On the motion of Chairman Lapsley, the foregoing resolution entitled "RESOLUTION OF THE COUNTY OF HENDERSON, NORTH CAROLINA DECLARING THE INTENT OF THE COUNTY OF HENDERSON, NORTH CAROLINA TO REIMBURSE ITSELF FOR CAPITAL EXPENDITURES INCURRED IN CONNECTION WITH THE RECONSTRUCTION, RENOVATION, REFURBISHMENT AND EQUIPPING OF A COUNTY BUILDING (FORMER VFW POST BUILDING) FROM THE PROCEEDS OF CERTAIN TAX-EXEMPT OBLIGATIONS." was duly adopted by the following vote:

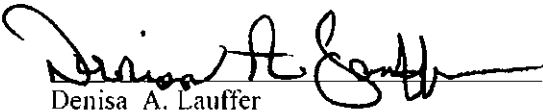
AYES: All

NAYS: None

STATE OF NORTH CAROLINA)
)
COUNTY OF HENDERSON) ss:

I, *Denisa A. Lauffer*, Clerk to the Board of Commissioners of the County of Henderson, North Carolina, ***DO HEREBY CERTIFY*** that the foregoing is a true and exact copy of a resolution entitled **“RESOLUTION OF THE COUNTY OF HENDERSON, NORTH CAROLINA DECLARING THE INTENT OF THE COUNTY OF HENDERSON, NORTH CAROLINA TO REIMBURSE ITSELF FOR CAPITAL EXPENDITURES INCURRED IN CONNECTION WITH THE CONSTRUCTION AND EQUIPPING OF A COUNTY VFW FACILITY FROM THE PROCEEDS OF CERTAIN TAX-EXEMPT OBLIGATIONS”** adopted by the Board of Commissioners of the County of Henderson, North Carolina, at a meeting held on the 7th day of February, 2022.

WITNESS my hand and the corporate seal of the County of Henderson, North Carolina, this the 7th day of February 2022


Denisa A. Lauffer
Clerk to the Board
County of Henderson, North Carolina



TOWN OF FLETCHER, NORTH CAROLINA

RESOLUTION

SOIL EROSION AND SEDIMENTARY CONTROL ORDINANCE ENFORCEMENT

WHEREAS the Town of Fletcher seeks to cooperate with other governing bodies to provide for the efficient enforcement of law.

WHEREAS the Town of Fletcher is subject to the state and federal environmental laws;

WHEREAS Henderson County adopted the Soil Erosion and Sedimentation Control Ordinance, hereinafter "the Ordinance";

WHEREAS preventing accelerated erosion and sedimentation is important to protect our water sources and public and private property;

WHEREAS environmental stability is crucial to ensure the economic and ecological strength of the County;

WHEREAS a uniformed enforcement in Henderson County and municipalities will provide for consistent procedures throughout the County;

NOW, THEREFORE, BE IT RESOLVED by the Town of Fletcher as follows:

1. the Town of Fletcher will permit Henderson County to enforce the Ordinance within municipal boundaries.
2. Henderson County will be responsible for the implementation of their State delegated Erosion Control Local Program within the Town of Fletcher municipal and ETJ limits. This shall include review and approval of development plans, inspection of projects under construction, investigation of complaints and required actions regarding current land-disturbing activities. When public funds are associated with development projects, the Erosion and Sediment Control review will be implemented by the State of North Carolina's appropriate Regional Office.
3. In order to meet the requirements of the Town of Fletcher's NPDES MS4 permit, the Town of Fletcher is responsible for oversight and tracking of approved projects within their jurisdiction. Henderson County shall assist the Town of Fletcher with project tracking and inspection results by providing the current data to the Town of Fletcher.
4. the Town of Fletcher will provide assistance to the County's primary enforcement officer in this area, the Ordinance Administrator, whenever necessary.

5. Henderson County, through its Ordinance Administrator, will provide the Town of Fletcher with investigation, enforcement, and inspection services under the Ordinance.
6. ~~Henderson County will review permits and plans under the Ordinance throughout the County including within the Town of Fletcher.~~ The Henderson County Board of Adjustment will hear all appeals under the Ordinance.
7. Any civil or criminal penalties or injunctive relief under the Ordinance will be requested by Henderson County on the behalf of the Town of Fletcher. These enforcement measures will be initiated by the Ordinance Administrator in conjunction with the Henderson County Attorney's Office. Any funds recovered from the enforcement of the Ordinance are retained by the County to offset enforcement costs.
8. This resolution will be effective for the Town of Fletcher upon the date of adoption.
9. Enforcement under the Ordinance will commence October 1, 2007.

Adopted this the 8th day of February, 2022

[Name], Mayor of the Town of Fletcher

ATTEST:

[Name],

**STATE OF NORTH CAROLINA
COUNTY OF HENDERSON**

AGREEMENT FOR STORMWATER ENFORCEMENT & ADMINISTRATION ASSISTANCE

THIS AGREEMENT, made and entered into this the 7th day of February, 2022, by and between, the Henderson County, herein and after referred to as the Henderson County and the Town of Fletcher, a duly incorporated North Carolina municipality within Henderson County, hereinafter "Municipality".

WITNESSETH:

WHEREAS, Henderson County is a body politic protecting the water resources of Henderson County and promoting uniform enforcement of related regulations;

WHEREAS, Henderson County administers a stormwater program as codified under 15A NCAC 02H .1003 Requirements that apply to all projects.

WHEREAS, management of stormwater is important to protect our water resources and public and private property;

WHEREAS, environmental stability is crucial to ensure the economic and ecological strength of the County;

WHEREAS, uniformed & centralized enforcement efforts in the County and its municipalities will provide for consistent procedures throughout the County;

WHEREAS Henderson County has the expertise and ability to enforce the regulations within the Municipality;

WHEREAS the Municipality is desirous of County enforcement of these regulations within the municipal jurisdiction.

NOW THEREFORE, for mutual consideration and promises, the Henderson County and the Municipality agree as follows:

1. Henderson County will enforce and administer the Municipality's stormwater regulations, which address post-construction runoff, within Municipality's boundaries including but not limited to:
 - a. Enforcement of the Ordinance.
 - b. Administration duties related to the permitting process and any enforcement activities.
 - c. Investigation and actions for complaints and violations.
 - d. Review of applicable plans, reports, calculations, operation and maintenance agreements, engineer's certifications, and all required permit application materials.
 - e. Issuance of the stormwater permit.
 - f. Collection of all pertinent fees related to the permitting process.
 - g. Manage the pertinent information needed on the County's website, to inform the public of the Municipality's Stormwater Ordinance by providing links and the Municipality's hotline number.
2. Henderson County shall enforce the Municipality's ordinances regarding stormwater that address post-construction runoff, hereinafter "stormwater regulations". Where there is a conflict between municipal law and state or federal law, the County shall follow the stricter of the regulations

where legally possible. The Municipality shall not determine which law to follow where there is conflict with other law and any questions shall be directed to the Henderson County Office of the County Attorney.

3. The delegated county administrator, as designated by the County Manager, shall be responsible for administration and enforcement of the stormwater regulations within the Municipality. S/He and related staff shall have the authority to make decisions on the stormwater regulations within the Municipality. Appeals under the Municipal ordinance shall be heard by the appropriate Municipal appellate board. ~~Other than in the instance of appeal the Municipal government shall not have the authority to mandate enforcement, administration or other duties described under Section 1.~~
4. ~~The Municipality shall remain responsible for IDDE discharges within their jurisdiction and any inspection requirements per their MS4 permit. All findings to be shared with the County if related to the stormwater permitting.~~
5. The Municipality must notify the County of any amendments to its ordinance.
6. The Henderson County Manager, or their designee, is authorized to sign the contracts necessary for enforcement of the specified stormwater regulations, or portions thereof, within the municipal jurisdiction.
7. Enforcement and administration of the stormwater regulations will commence on the later date of either September 1, 2010 or upon approval by the County and applicable municipality.
8. In lieu of direct payment by the municipality, Henderson County shall retain all fees and fines collected to offset program costs. Additional and future costs of the program may be reimbursed by the Municipality upon later written consent of both parties. It is intended that the permit fees retained by the County will cover the cost of administration and enforcement.
9. Any criminal or civil penalties or injunctive relief under the specified stormwater regulations will be requested by Henderson County on behalf of the municipality.
 - a. These enforcement measures will be initiated by the applicable administrator in conjunction with the Henderson County Attorney's Office.
 - b. Any funds received from the enforcement and administration of the stormwater regulations are retained by the County to offset enforcement costs.
 - c. The County has full discretion in determining any litigation, whether criminal, administrative, or civil, initiated by the County under the Municipal stormwater regulations. The Municipality shall not make decisions regarding the litigation including but not limited to: initiation, type of case, penalties assessed, settlement, or litigation strategy.
10. Amendments, changes, deletions may be made to the Agreement upon the written consent of both parties.
11. This is the entire agreement between the parties and there are no terms, conditions, representations or warranties relating to the work to be performed hereunder which are not specifically set forth herein.

12. This Agreement shall run indefinitely unless terminated in writing by either party. The Agreement may be terminated with or without cause by either party with 120 days written notice to the other party.
13. This Agreement is expressly non-assignable without prior written consent and approval by the non-assigning parties. This Agreement may not be continued by a successor to either party without the prior written consent of the non-moving parties.
14. The singular of any term used in this Agreement shall include the plural, and the masculine shall include the feminine and vice versa.
15. The laws of the State of North Carolina shall govern the validity of this Agreement, its interpretation and performance, and any other claims related to it.
16. If any of the provision contained in this Agreement are held for any reason to be invalid, illegal, or unenforceable in any respect, such as invalidity, illegality or unenforceability will not affect any other provision, and this Agreement shall be construed as if such invalid, illegal, or unenforceable provision had never been contained herein.
17. This Agreement gives no rights or benefits to anyone other than the County and the Municipality.
18. The County shall share program data with the Municipality as set forth and agreed upon by both parties. The information shall include but not be limited to tracking of plan reviews (high density and low density), number of approvals, permit violations, enforcement actions, O&M Agreements, and number of recorded deeds and protective covenants. The required annual inspection reports submitted by the project owners shall be made available to the Municipality. The County shall make available the number and type of SCMs added to the Municipality's inventory; and the number and acreage of low-density projects constructed.

IN WITNESS WHEREOF, the Municipality and Henderson County have duly executed this agreement as of this the 8th day of February, 2022.

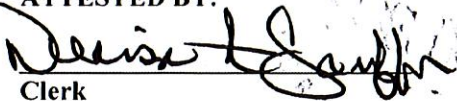
HENDERSON COUNTY

BY: _____



John Mitchell, County Manager

ATTESTED BY:



Clerk

[CORPORATE SEAL]

Municipality

BY: _____

Mark Biberdorf, Town Manager

ATTESTED BY:

[CORPORATE SEAL]

Christine Thompson, Town Clerk

STATE OF NORTH CAROLINA
COUNTY OF HENDERSON

I, JoAnne Martin Hinson Notary Public for said County and State, certify that John Mitchell personally came before me this day and acknowledged that he is the County Manager for Henderson County, a body politic and that by authority duly given and as the act of the corporation, the foregoing instrument was signed in its name by himself as County Manager.

THIS the 8th day of February, 2022

JoAnne Martin Hinson
Notary Public

My Commission Expires: May 23, 2023

[NOTARIAL SEAL]
JOANNE MARTIN HINSON
NOTARY PUBLIC
Henderson County
North Carolina
My Commission Expires May 23, 2023

STATE OF NORTH CAROLINA
COUNTY OF HENDERSON

MUNICIPALITY

I, _____, Notary Public for said State and County certify that Mark Biberdorf, Fletcher Town Manager, came before me this day and acknowledged that he/she is the Town Manager of the Town of Fletcher, a municipal corporation and that by authority duly given and as the act of the corporation, the foregoing instrument was signed in its name by her/himself as Town Manager.

THIS the _____ day of _____, 2022

Notary Public

My Commission Expires: _____

[NOTARIAL SEAL]

Henderson County Board of Commissioners

1 Historic Courthouse Square • Suite 1 • Hendersonville, NC 28792
Phone (828) 697-4808 • Fax (828) 692-9855 • www.hendersoncountync.gov

William G. Lapsley
Chairman
Rebecca K. McCall
Vice-Chairman



J. Michael Edney
Daniel J. Andreotta
David H. Hill

RESOLUTION OF APPRECIATION

***LARRY L. ROGERS
CHAIRMAN
PARTNERS FOR ECONOMIC PROGRESS***

WHEREAS, Larry L. Rogers, a graduate of Furman University and NC State University, a United States Army Veteran, a business man and citizen of Henderson County has retired; and

WHEREAS, upon his retirement as Chairman of the Partners for Economic Progress (PEP), the Henderson County Board of Commissioners wish to recognize and commend Larry Rogers on his years of excellent service to his community; and

WHEREAS, Larry Rogers was instrumental in building PEP's membership to include approximately 70 business and property owners in Henderson County; and

WHEREAS, Larry Rogers served the business community and the citizens of Henderson County for 21 years by attending countless city and county government meetings; and


WHEREAS, he worked tirelessly lobbying the local governments to become and remain business-friendly; and

WHEREAS, he proved himself to be a valuable asset and liaison between the local governments, PEP's Board of Directors and the local business community;

NOW, THEREFORE, BE IT RESOLVED that the Henderson County Board of Commissioners express their deep admiration for the experience, wisdom and dedication that Larry L. Rogers brought to Henderson County. On behalf of the citizens and staff of Henderson County, we appreciate and commend you on a job well done, Larry Rogers.

In witness whereof I have hereunto set my hand and caused the seal of the County of Henderson to be affixed.

Adopted this the 7th day of February, 2022.



WILLIAM LAPSLEY, CHAIRMAN
HENDERSON COUNTY BOARD OF COMMISSIONERS

ATTEST:



DENISA A. LAUFFER, CLERK TO THE BOARD

**Community Services Block Grant [CSBG]
Documentation of Submission to County Commissioners**

Background: The North Carolina Administrative Code [10A NCAC 97C.0111 (b)(1)(A)] requires that each CSBG grant recipient submit its Community Anti-Poverty Plan [grant application] to each County Commissioner Board that it serves.

Instructions: This form is to be completed and notarized by the Clerk to the Board.

Agency Name: Community Action Opportunities

County: Henderson

Date of Application Submission: 1/13/2022

[Note: This application should be submitted to the County Commissioners at least thirty [30] days prior to application submission to the Office of Economic Opportunity [OEO]. The grant application is due to OEO **January 14, 2022**.

Clerk to the Board should initial all items below.

[Signature]
[Signature]

The agency submitted a complete grant application for Commissioner review.

The Clerk to the Board will be responsible for assuring that the application is distributed to the Commissioners.

 Commissioners' comments provided those to the agency. (If applicable)

[Signature]
Clerk to the Board

2-7-2022
Date

[Signature]
Notary

2-7-2022
Date

JOANNE MARTIN HINSON
NOTARY PUBLIC
Henderson County
North Carolina
My Commission Expires May 23, 2023

STATE OF NORTH CAROLINA
COUNTY OF HENDERSON COUNTY

BEFORE THE HENDERSON COUNTY
BOARD OF COMMISSIONERS

IN THE MATTER OF THE ADVERTISEMENT OF TAX LIENS

ORDER

Having received the report of the Henderson County Tax Collector dated February 7, 2022, which report indicates that there exist unpaid taxes for Tax Year 2021 of \$3,461,841.03, it appears to the Board of Commissioners of Henderson County and the Board so finds that it is appropriate and necessary to advertise, pursuant to N.C. Gen. Stat. §105-369, the Tax Liens on Real Property for Failure to Pay Taxes.

WHEREFORE, IT IS ORDERED that the Henderson County Tax Collector proceed to advertise the tax liens pursuant to N.C. Gen. Stat. §105-369.

Unanimously adopted, this 7th day of February 2022.

HENDERSON COUNTY BOARD OF COMMISSIONERS

By: _____

WILLIAM LAPSLEY, Chairman

Attest:

DENISA LAUFFER, Secretary to the Board

