

## MINUTES

**STATE OF NORTH CAROLINA  
COUNTY OF HENDERSON**

**BOARD OF COMMISSIONERS  
MONDAY, NOVEMBER 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, Budget Analyst Jennifer Miranda, NCACC Strategic Project Coordinator Erik Mendez, Engineer Marcus Jones, Purchasing Agent Doug Guffey, Tax Administrator Darlene Burgess, Deputy Tax Collector Luke Small, Assistant County Assessor Kevin Hensley, Emergency Management/Rescue Coordinator Jimmy Brissie, Assistant Engineer Deb Johnston, and PIO Kathy Finotti – videotaping. Deputies Travis Pierce and Matthew Covil provided security.

### **CALL TO ORDER/WELCOME**

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

### **INVOCATION**

Pastor David Dickerson, with Mountain Valley Baptist Church, provided the invocation.

### **PLEDGE OF ALLEGIANCE**

Chairman Lapsley led the Pledge of Allegiance to the American Flag.

### **RESOLUTIONS AND RECOGNITIONS**

#### **Henderson County Honor Guard – Presentation to Commissioner Edney**

The Henderson County Honor Guard presented Commissioner Edney with a canvas photo of the Henderson County Color Guard unit in appreciation for his continued support for active and retired military veterans in Henderson County.



Commissioner Edney said the honor was a reflection of the entire Board and their commitment to the military veterans of Henderson County.

**2022.137 Resolution - Operation Green Light**

The Henderson County Board of Commissioners was requested to adopt the below Resolution in Support of Operation Green Light for Veterans.

Vice-Chair McCall read the Resolution aloud.

**RESOLUTION IN SUPPORT  
OPERATION GREEN LIGHT FOR VETERANS**

- WHEREAS,** the residents of Henderson County have great respect, admiration, and the utmost gratitude for all the men and women who have selflessly served our country and this community in the Armed Forces; and
- WHEREAS,** the contributions and sacrifices of the men and women who served in the Armed Forces have been vital in maintaining the freedoms and way of life enjoyed by our citizens; and
- WHEREAS,** Henderson County seeks to honor these individuals who have paid the high price for freedom by placing themselves in harm’s way for the good of all; and
- WHEREAS,** Approximately 200,000 service members transition to civilian communities annually; and
- WHEREAS,** an estimated 20 percent increase of service members will transition to civilian life in the near future; and
- WHEREAS,** studies indicate that 44-72 percent of service members experience high levels of stress during transition from military to civilian life; and
- WHEREAS,** Henderson County appreciates the sacrifices of our United State Military Personnel and believes specific recognition should be granted;

**NOW, THEREFORE, BE IT RESOLVED** that the Henderson County Board of Commissioners and the citizens of Henderson County recognize the immeasurable value and valiant contributions made by our veterans during wartime and peacetime. The Henderson County Historic Courthouse will be illuminated in green light from November 7<sup>th</sup> through November 13<sup>th</sup> in support of all our veterans. We encourage the businesses and residents of Henderson County to join us by displaying their own green lights.

Adopted this the 7<sup>th</sup> day of November, 2022.

*Vice-Chair McCall made the motion to adopt the resolution as presented. All voted in favor, and the motion carried*

**INFORMAL PUBLIC COMMENT**

1. Gayle Kemp spoke in support of the resignation of Commissioner Andreotta about a social media post she had seen recently.
2. Jon Renegar spoke about the need for updated or new soccer fields in Henderson County.
3. Rachel Adams spoke about the need for updated or new soccer fields in Henderson County.
4. Todd Israel supported better accessibility to Henderson County’s athletic fields.
5. Dennis Justice spoke in support of Commissioner Andreotta and freedom of speech.

Approved:

**2045 COMPREHENSIVE PLAN PUBLIC INPUT**

1. Robyn Brooks spoke in support of the protection of open space and farmland preservation.
2. Brenda Sherrer supported the protection of open space and farmland preservation.
3. Katie Breckheimer spoke in opposition to urban sprawl and the importance of protecting open spaces.
4. Kevin Todd spoke about the importance of protecting the “edges” and the “plan.”
5. Terrill Brown spoke about the need for diversity in the input received regarding the 2045 Comprehensive Plan.

**DISCUSSION/ADJUSTMENT OF AGENDA**

*Chairman Lapsley added an item to the consent agenda, creating item P - Budget Amendment – Plan Design Change.*

*Chairman Lapsley made the motion to approve the consent agenda with the addition discussed. All voted in favor, and the motion carried.*

CONSENT AGENDA consisted of the following:

**Approval of Minutes**

Draft minutes were presented for Board review and approval for the following meeting:  
October 19, 2022 - Regularly Scheduled Meeting

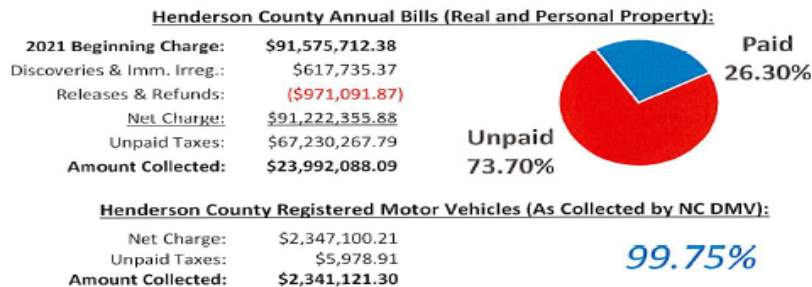
Motion:

*I move the Board approve the minutes of October 19, 2022.*

**Tax Collector’s Report**

The report from the office of the Tax Collector was provided for the Board’s information.

Please find outlined below collections information through October 5, 2022 for 2022 real and personal property bills mailed on August 5th. Vehicles taxes are billed monthly by NC DMV.



**2022.138 Pending Releases & Refunds**

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

Approved:

The pending release and refund requests were submitted for approval by the Henderson County Board of Commissioners.

<b>Type:</b>	<b>Amount:</b>
Total Taxes Released from the Charge	\$ 35,024.43
Total Refunds as a result of the Above Releases	\$ 2,720.77

Motion:

*I move the Board approve the Combined Release/Refund Report as presented.*

### **County Financial Report/Cash Balance Report – September 2022**

The September 2022 County Financial and Cash Balance Reports were provided for the Board's review and approval.

The following were the explanations for departments/programs with a higher budget to actual percentages for the month of September:

- Human Resources – the timing of payment of budgeted expenditures
- Finances – the timing of payment of budgeted expenditures
- Legal – the timing of payment of budgeted expenditures
- Register of Deeds – the timing of payment of budgeted expenditures
- Wellness – the timing of payment and encumbrance of budgeted expenditures
- Rescue Squad – payment of 1<sup>st</sup> quarter Board appropriation timing of reimbursable expenditures
- Code Enforcement – the timing of payment of budgeted expenditures
- Site Development – the timing of payment of budgeted expenditures
- Juvenile Justice – the timing of payment of budgeted expenditures
- Public Library – the timing of payment of budgeted expenditures
- Recreation – the timing of payment of budgeted expenditures
- Public Education – payment of 3 of 10 annual appropriations made to the public school system
- Non-Departmental – occupancy tax transmittal to be budgeted

Year to Date Net Revenues under Expenditures for the Revaluation Reserve Fund are due to the timing of transfers to fund current-year expenditures.

Year to Date Net Revenues under Expenditures for the Emergency Telephone System (911) Fund is due to the utilizing fund balance appropriations for FY23.

Year to Date Net Revenues under Expenditures for the Misc. Other Governmental Activities Fund is due to the expenditure of program funds held in fund balance received during the previous fiscal year.

Year to Date Net Revenues under Expenditures for the ARPA Fund are due to Board approved expenditures from restricted fund balance for ARPA funds received in a previous fiscal year.

Year to Date Net Revenues under Expenditures for the Opioid Fund are due to Board approved expenditures from restricted fund balance for Opioid funds received in a previous fiscal year.

Approved:

HENDERSON COUNTY  
FINANCIAL REPORT  
SEPTEMBER 2022

GENERAL FUND REVENUES						
	BUDGET	CURRENT MONTH	YEAR TO DATE	% USED	ENCUMBRANCES	TOTAL
General Fund	182,771,342.00	10,953,333.49	30,121,362.61	16.5%	-	30,121,362.61
GENERAL FUND EXPENDITURES						
	BUDGET	CURRENT MONTH	YEAR TO DATE	% USED	ENCUMBRANCES	TOTAL
Governing Body	574,991.00	62,695.63	120,342.09	20.9%	-	120,342.09
Dues/Non-Profit Contributions	1,008,401.00	4,857.69	164,177.11	16.3%	-	164,177.11
County Manager	392,022.00	27,710.51	69,089.80	17.6%	-	69,089.80
Administrative Services	756,312.00	62,372.81	150,589.21	19.9%	-	150,589.21
Human Resources	1,174,860.00	132,723.99	300,222.35	25.6%	-	300,222.35
Elections	994,733.00	61,010.78	154,378.23	15.5%	46,600.57	200,978.80
Finance	1,249,748.00	142,786.39	334,529.22	26.8%	-	334,529.22
County Assessor	1,996,430.00	173,031.91	446,299.08	22.4%	-	446,299.08
Tax Collector	543,131.00	54,247.24	138,047.97	25.4%	-	138,047.97
Legal	991,880.00	104,817.75	279,681.57	28.2%	-	279,681.57
Register of Deeds	703,434.00	63,860.41	194,657.18	27.7%	14,985.00	209,642.18
Facilities Services	5,662,060.00	379,812.83	977,609.12	17.3%	580,715.49	1,558,324.61
Garage	475,053.00	48,786.02	101,964.67	21.5%	-	101,964.67
Court Facilities	153,000.00	10,972.95	26,495.54	17.3%	1,209.93	27,705.47
Information Technology	5,734,498.00	374,380.42	1,217,908.38	21.2%	837,662.92	2,055,571.30
Sheriff	22,427,314.00	2,106,850.94	5,212,126.64	23.2%	351,642.93	5,563,769.57
Detention Center	6,280,838.00	580,251.63	1,434,178.40	22.8%	370,032.16	1,804,210.56
Emergency Management	957,760.00	67,843.77	194,412.99	20.3%	128,173.25	322,586.24
Fire Services	824,720.00	38,713.60	95,779.00	11.6%	180,420.00	276,199.00
Building Services	1,507,480.00	137,523.42	351,136.25	23.3%	-	351,136.25
Wellness Clinic	1,352,315.00	154,290.59	348,516.94	25.8%	106,607.20	455,124.14
Emergency Medical Services	9,462,971.00	863,499.62	2,114,769.57	22.3%	179,933.37	2,294,702.94
Animal Services	864,123.00	72,841.03	179,992.89	20.8%	110,046.94	290,039.83
Rescue Squad	557,750.00	[388.77]	148,049.70	26.5%	-	148,049.70
Forestry Services	91,484.00	6,511.29	6,511.29	7.1%	-	6,511.29
Soil & Water Conservation	794,678.00	52,638.00	126,163.88	15.9%	41,989.00	168,154.88
Planning	913,427.00	86,382.86	211,010.10	23.1%	14,125.26	225,135.36
Code Enforcement Services	325,195.00	35,538.73	82,464.24	25.4%	-	82,464.24
Site Development	247,941.00	27,962.14	66,742.71	26.9%	-	66,742.71
Heritage Museum	100,000.00	8,333.33	24,999.99	25.0%	-	24,999.99
Cooperative Extension	598,356.00	33,760.66	115,156.88	19.2%	-	115,156.88
Projects Management	286,800.00	12,466.37	68,985.39	24.1%	-	68,985.39
Economic Development	801,724.00	-	108,500.00	13.5%	-	108,500.00
Agri-Business	187,268.00	24,263.29	61,674.94	32.9%	-	61,674.94
Public Health	11,588,509.00	1,102,456.01	2,470,199.64	21.3%	638,538.67	3,108,738.31
Environmental Health	1,705,286.00	154,895.55	344,823.27	20.2%	13,692.29	358,515.56
H&CC Block Grant	820,541.00	67,951.00	131,432.00	16.0%	-	131,432.00
Medical Services - Autopsies	90,000.00	13,550.00	13,550.00	15.1%	-	13,550.00
Mental Health	528,612.00	-	132,153.00	25.0%	-	132,153.00
Rural Transportation Assist Program	201,384.00	-	-	0.0%	-	-
Social Services	20,688,003.00	1,912,681.78	4,742,168.81	22.9%	91,067.94	4,833,236.75
Juvenile Justice Programs	218,745.00	47,341.00	64,757.55	29.6%	-	64,757.55
Veteran Services	141,120.00	12,485.72	21,898.75	15.5%	-	21,898.75
Public Library	3,965,811.00	401,875.53	1,027,097.07	25.9%	277,650.52	1,304,747.59
Recreation	2,684,351.00	227,084.07	698,661.93	26.0%	82,734.44	781,396.37
Public Education	53,686,913.00	6,467,437.98	13,976,772.48	26.0%	-	13,976,772.48
Debt Service	4,344,932.00	1,044,765.11	1,046,765.11	24.1%	-	1,046,765.11
Non-Departmental	564,696.00	356,414.81	1,203,101.70	213.1%	-	1,203,101.70
Interfund Transfers	10,549,722.00	877,476.84	2,632,430.52	25.0%	-	2,632,430.52
<b>TOTAL</b>	<b>182,771,342</b>	<b>18,699,765.25</b>	<b>44,132,977.15</b>		<b>4,067,827.88</b>	<b>48,200,805.03</b>
<b>Net Revenues over (under) Exp.</b>	<b>-</b>	<b>(7,746,431.76)</b>	<b>(14,011,614.54)</b>		<b>(4,067,827.88)</b>	<b>(18,079,442.42)</b>

Approved:

HENDERSON COUNTY  
FINANCIAL REPORT  
SEPTEMBER 2022

APPROPRIATIONS DETAIL						
	BUDGET	CURRENT MONTH	YEAR TO DATE	% USED	ENCUMBRANCES	TOTAL
<b>SOCIAL SERVICES</b>						
Staff Operations	16,795,098	1,661,636.37	4,029,544.56	24.0%	91,067.94	4,120,612.50
Federal & State Programs	3,791,905	241,668.90	694,679.82	18.3%	-	694,679.82
General Assistance	101,000	9,376.51	17,944.43	17.8%	-	17,944.43
<b>TOTAL</b>	<b>20,688,003</b>	<b>1,912,681.78</b>	<b>4,742,168.81</b>		<b>91,067.94</b>	<b>4,833,236.75</b>
<b>EDUCATION</b>						
Schools Current/Capital Expense	33,112,938	3,229,065.50	9,863,400.00	29.8%	-	9,863,400.00
Blue Ridge Community College	5,250,000	437,500.00	1,312,500.00	25.0%	-	1,312,500.00
<b>TOTAL</b>	<b>38,362,938</b>	<b>3,666,565.50</b>	<b>11,175,900.00</b>		<b>-</b>	<b>11,175,900.00</b>
<b>DEBT SERVICE</b>						
Public Schools	11,951,709	2,282,040.71	2,282,040.71	19.1%	-	2,282,040.71
Blue Ridge Community College	3,372,266	518,831.77	518,831.77	15.4%	-	518,831.77
Henderson County	4,344,932	1,044,765.11	1,046,765.11	24.1%	-	1,046,765.11
<b>TOTAL</b>	<b>19,668,907</b>	<b>3,845,637.59</b>	<b>3,847,637.59</b>		<b>-</b>	<b>3,847,637.59</b>
<b>INTERFUND TRANSFERS</b>						
Public Transit Fund	14,874	1,239.50	3,718.50	25.0%	-	3,718.50
Capital Projects Fund	250,000	20,833.34	62,500.02	25.0%	-	62,500.02
Capital Reserve Fund	1,710,808	142,567.33	427,701.99	25.0%	-	427,701.99
HCPS MRTS	5,132,424	427,702.00	1,283,106.00	25.0%	-	1,283,106.00
BRCC MRTS	3,421,616	285,134.67	855,404.01	25.0%	-	855,404.01
<b>TOTAL</b>	<b>10,529,722</b>	<b>877,476.84</b>	<b>2,632,430.52</b>		<b>-</b>	<b>2,632,430.52</b>

SPECIAL REVENUE FUNDS						
	BUDGET	CURRENT MONTH	YEAR TO DATE	% USED	ENCUMBRANCES	TOTAL
<b>FIRE DISTRICTS FUND</b>						
Revenues:	12,264,624	1,049,750.37	2,775,320.46	22.6%	-	2,775,320.46
Expenditures:	12,264,624	1,670,664.74	1,729,237.48	14.1%	-	1,729,237.48
<b>Net Revenues over (under) Exp</b>	<b>-</b>	<b>(620,914.37)</b>	<b>1,046,082.98</b>		<b>-</b>	<b>1,046,082.98</b>
<b>REVALUATION RESERVE FUND</b>						
Revenues:	1,517,381	126,448.42	381,727.78	25.2%	-	381,727.78
Expenditures:	1,517,381	95,470.00	393,208.83	25.9%	44,943.07	436,151.90
<b>Net Revenues over (under) Exp</b>	<b>-</b>	<b>30,978.42</b>	<b>(11,481.05)</b>		<b>(44,943.07)</b>	<b>(56,424.12)</b>
<b>EMERGENCY TELEPHONE SYSTEM (811) FUND</b>						
Revenues:	452,332	-	7,935.18	1.8%	-	7,935.18
Expenditures:	452,332	10,105.61	46,744.31	10.3%	40,044.13	86,788.44
<b>Net Revenues over (under) Exp</b>	<b>-</b>	<b>(10,105.61)</b>	<b>(38,809.13)</b>		<b>(40,044.13)</b>	<b>(78,853.26)</b>
<b>PUBLIC TRANSIT FUND</b>						
Revenues:	1,083,609	277,776.25	456,842.55	42.2%	-	456,842.55
Expenditures:	1,083,609	122,107.35	132,807.71	12.3%	-	132,807.71
<b>Net Revenues over (under) Exp</b>	<b>-</b>	<b>155,668.90</b>	<b>324,034.84</b>		<b>-</b>	<b>324,034.84</b>
<b>MISC. OTHER GOVERNMENTAL ACTIVITIES</b>						
Revenues:	1,193,856	64,228.49	150,669.80	12.6%	-	150,669.80
Expenditures:	1,193,856	482,270.47	556,141.54	46.6%	-	556,141.54
<b>Net Revenues over (under) Exp</b>	<b>-</b>	<b>(418,041.98)</b>	<b>(405,471.74)</b>		<b>-</b>	<b>(405,471.74)</b>
<b>ARPA FUND</b>						
Revenues:	865,170	-	24,240.68	2.8%	-	24,240.68
Expenditures:	865,170	400,000.00	865,170.00	100.0%	466,608.83	1,331,778.83
<b>Net Revenues over (under) Exp</b>	<b>-</b>	<b>(400,000.00)</b>	<b>(840,929.32)</b>		<b>(466,608.83)</b>	<b>(1,307,538.15)</b>
<b>OPIOID FUND</b>						
Revenues:	-	-	423.07		-	423.07
Expenditures:	-	386,742.47	386,742.47		-	386,742.47
<b>Net Revenues over (under) Exp</b>	<b>-</b>	<b>(386,742.47)</b>	<b>(386,319.40)</b>		<b>-</b>	<b>(386,319.40)</b>

Approved:

CAPITAL PROJECTS						
	BUDGET	CURRENT MONTH	PROJECT TO DATE	% USED	ENCUMBRANCES	TOTAL
<b>EDNEYVILLE ELEMENTARY SCHOOL PROJECT (1702)</b>						
Revenues:	26,854,136	3,740.47	27,765,118.89	103.4%	-	27,765,118.89
Expenditures:	26,854,136	-	25,331,294.76	94.3%	-	25,331,294.76
Net Revenues over (under) Exp	-	3,740.47	2,433,824.13		-	2,433,824.13
<b>HENDERSONVILLE HIGH SCHOOL PROJECT - 2019 (1903)</b>						
Revenues:	60,442,694	10,047.59	61,159,090.33	101.2%	-	61,159,090.33
Expenditures:	60,442,694	1,164,789.55	60,323,069.41	99.8%	227,970.74	60,551,040.15
Net Revenues over (under) Exp	-	(1,154,741.96)	836,020.92		(227,970.74)	608,050.18
<b>BRCC PATTON BUILDING PROJECT (1904)</b>						
Revenues:	24,800,016	2,689.53	25,482,451.65	102.8%	-	25,482,451.65
Expenditures:	24,800,016	215,705.96	24,372,452.90	98.3%	333,869.88	24,706,322.78
Net Revenues over (under) Exp	-	(213,016.43)	1,109,998.75		(333,869.88)	776,128.87
ENTERPRISE FUNDS						
	BUDGET	CURRENT MONTH	YEAR TO DATE	% USED	ENCUMBRANCES	TOTAL
<b>SOLID WASTE LANDFILL FUND</b>						
Revenues:	8,739,933	807,239.67	2,324,162.68	26.6%	-	2,324,162.68
Expenditures:	8,739,933	803,548.31	1,693,662.51	19.4%	3,720,691.32	5,414,353.83
Net Revenues over (under) Exp	-	3,691.36	630,500.17		(3,720,691.32)	(3,090,191.15)
<b>JUSTICE ACADEMY SEWER FUND</b>						
Revenues:	65,781	3,750.00	12,147.60	18.5%	-	12,147.60
Expenditures:	65,781	3,282.06	8,084.32	12.3%	-	8,084.32
Net Revenues over (under) Exp	-	467.94	4,063.28		-	4,063.28

**HENDERSON COUNTY  
CASH BALANCE REPORT  
SEPTEMBER 2022**

Fund(s)	08/31/22	Debits	(Credits)	09/30/22
	Beg. Cash Balance			Revenues
General	\$ 81,863,721.64	\$ 16,880,003.16	\$ (19,548,244.97)	\$ 79,195,479.83
Special Revenue	37,680,927.52	2,031,796.39	(3,017,691.34)	\$ 36,695,032.57
Capital Projects	4,836,198.74	6,850,320.71	(2,454,422.73)	\$ 9,232,096.72
Enterprise	1,801,815.60	809,256.84	(810,195.98)	\$ 1,800,876.46
HCPS - Maint. and Repair	5,573,469.98	427,702.00	-	\$ 6,001,171.98
BRCC - Maint. and Repair	1,894,144.00	136,893.00	-	\$ 2,031,037.00
Custodial	2,206,958.13	1,074,141.62	(1,946,814.27)	\$ 1,334,285.48
<b>Total</b>	<b>\$ 135,857,235.61</b>	<b>\$ 28,210,113.72</b>	<b>\$ (27,777,369.29)</b>	
<b>Total cash available as of 9/30/2022</b>				<b>\$ 136,289,980.04</b>

Motion:

*I move that the Board of Commissioners approve the September 2022 County Financial Report and Cash Balance Report as presented.*

Approved:

**American Rescue Plan – Approved Projects Update**

The American Rescue Plan approved projects update as of September 30, 2022, was provided for the Board’s review and approval. The update included all approved projects to be funded by American Rescue Plan funds with the amount of funds currently encumbered and expended. Amounts expended and encumbered have been reported to the US Department of the Treasury via State and Local Government Fiscal Recovery Funds Compliance Reports for Quarter 3 2022.

**AMERICAN RESCUE PLAN**  
Funding Plan - Approved Projects  
**\$22,806,876**  
SEPTEMBER 30, 2022

ARP Project #	Project Description	ARP Eligibility (Expenditure Category)	State Eligibility	PLAN		Encumbered (Contract in Place)	ACTUAL	
				Standard Allowance	ARP Eligible		Expenses	Remaining Encumbrance
				\$ 10,000,000	\$ 12,806,876			22,806,876.00
9031	Influsion Therapy - Perdue (8.18.21)	1.6 - Medical Expenses	§ 153A-449		\$ 250,000	\$ 250,000.00	33,391.17	216,608.83
9032	Influsion Therapy - Advent Health (9.15.21)	1.6 - Medical Expenses	§ 153A-449		\$ 250,000	\$ 250,000.00	-	250,000.00
xx	Broadband GREAT Grant Funding (3.22.22)	5.17 - Broadband, Other Projects	§ 153A-459		\$ 1,000,000		-	-
2059	Edneyville Sewer - Collection System (5.2.2022)	5.2 - Clean Water: Centralized Wastewater Collection	§ 153A-274(2)		\$ 9,300,000			
XX	Self Insurance Reimbursement (5.2.2022)	1.6 - Medical Expenses	§ 153A-92(a)(d)		\$ 500,000			
9040	VFW Renovation and Repair (5.2.2022)	6.1 - Revenue Replacement	§ 153A-169	\$ 4,200,000		\$ 214,300.00	51,695.65	162,604.35
9027	Fletcher EMS (5.22.2022)	6.1 - Revenue Replacement	§143-514, §153A-149(c)(5)	\$ 3,100,000		\$ 16.64	16.64	-
xx	Mills River Tower Upgrade (5.2.2022)	6.1 - Revenue Replacement	§ 153A-149(c)(11)(17)	\$ 150,000				
9043	Stryker Power Load Systems (5.2.2022)	6.1 - Revenue Replacement	§143-514, §153A-149(c)(5)	\$ 117,170		\$ 115,693		
xx	Foster Care Services (7.20.2022)	3.8 - Healthy Childhood Environments: Services to Foster Youth	§ 108A-49		\$ 348,000			
2056	All Inclusive Playground (9.21.2022)	6.1 - Revenue Replacement	§ 160A-353(4)	\$ 400,000				
<b>TOTAL</b>				\$ 7,967,170	\$ 11,648,000	\$ 830,009.89	85,103.46	\$ 629,213
<b>REMAINING BALANCE</b>				\$ 2,032,830	\$ 1,158,876		Unspent/Unencumbered:	\$ 22,092,559.36

Total interest earned to date: \$ 78,034.30

Motion:

*I move that the Board of Commissioners approve the September 30, 2022, American Rescue Plan approved projects as presented.*

**Notification of Vacancies**

The Notification of Vacancies was provided for the Board’s information. They will appear on the next agenda under “Nominations.”

- Henderson County Zoning Board of Adjustment - 3 vacs.  
Positions #4, #5, #7
- Laurel Park Planning Board – 1 vac.  
Position #1
- Nursing/Adult Care Home Community Advisory Committee – 3 vacs.  
Position #1, #18, & #21

**Purchase and Installation of PowerPhone Total Response System**

The Board was requested to approve the proposal and authorize staff to proceed with the purchase of (1) PowerPhone Total Response Call Handling System via the sole source exception to bidding as allowed under N.C.G.S 143-129 (e)(6).

The sole quote was received from Powerphone for a total price of \$117,985. Total Response is the only  
Approved:



dispatch protocol system that focuses on the chief complaint of an emergency call rather than trying to compartmentalize each call into a category of police, fire, or medical. Because the system utilizes a centralized database for all disciplines, it allows the call taker to navigate through the questioning sequence more quickly without switching from module to module during an emergency call. For example, if a domestic incident turns into a gunshot wound, Total Response allows the call taker to quickly navigate through the appropriate questions in one sequence without switching from a police module to a medical module. This feature makes the call-handling process much more efficient and saves the call-taker valuable time. Total Response also includes a Script Manager module which is not offered by other vendors. This module allows users with the proper permissions the ability to create and amend call-handling sequences to customize the system and better meet agency needs. In addition, Total Response is the only vendor to offer Site Licensed Training with unlimited access to a library of exclusive, self-paced courses for 911 professionals.

The Total Response System will integrate with our current CAD system at no additional cost.

The purchase of the Total Response system was included in the FY2023 budget in the amount of \$132,080. An updated quote was provided in July in the amount of \$117,985.

Motion:

*I move the Henderson County Board of Commissioners to award the purchase contract for (1) Total Response Call Handling System to PowerPhone, for \$117,985 and authorize staff to proceed with the purchase using the sole source exception to bidding as allowed under N.C.G.S 143-129 (e)(6).*

#### **Public Records Disposal Request**

Staff requested approval from the Board of Commissioners to destroy the records listed on the Public Disposal Requests and Destruction Log in accordance with the County's Record Retention Policy and the provisions of the North Carolina Department of Natural and Cultural Resources Records Retention and Disposition Schedule, a copy of said pages attached hereto, as the period of these records has expired.

Motion:

*I move the Board approve the Public Records Disposal Request and Destruction Log as presented.*

#### **2022.139 Budget Amendment – American Rescue Plan**

At the Board's May 2, 2022 meeting, the Board voted to include reimbursement of COVID-related medical expenses for the County's self-insured medical plan. The expenses at that time were estimated at \$500,000. The County has since received a status report of actual claims incurred between March 3, 2020, and June 30, 2022, and paid through September 30, 2022. The total cost is reported as \$559,822.

The Board was requested to approve a budget amendment to transfer funding from the COVID-19 Fund into the General Fund for the provision of these services.

#### **Use of Courtroom – HCPS**

A request was submitted by the Henderson County Public Schools for the use of the Commissioner's Meeting Room (Courtroom) on Wednesday, December 7, at 10:00 am. Newly Elected School Board members will be sworn in at that time.

Motion:

*I move that the Board approve the use of the Commissioner's Meeting Room (Courtroom) as requested on Wednesday, December 7, 2022, at 10:00 am.*

Approved:

**2022.140 Set Public Hearing to close a portion of Rogers Avenue Right of Way**

Planning and Property Addressing staff received a petition to close an unopened portion of Rogers Avenue right-of-way. Under North Carolina General Statute (NCGS) 153A-241, counties have the power to close any public road or easement, not within a city, except public roads or easements for public roads under the control of the Department of Transportation. To close any road, the Board must:

- Vote to adopt a resolution declaring its intent to close the public road or easement.
- Call and notice a public hearing on closing the road or easement, with notice “reasonably calculated to give full and fair disclosure of the proposed closing to be published once a week for three successive weeks before the hearing, a copy of the resolution to be sent by registered or certified mail to each owner as shown on the county tax records of property adjoining the public road or easement who did not join in the request to have the road or easement closed, and a notice of the closing and public hearing to be prominently posted in at least two places along the road or easement.”
- Hold the public hearing, where the Board must “hear all interested persons who appear with respect to whether the closing would be detrimental to the public interest or to any individual property rights.”
- Then, if the Board “is satisfied that closing the public road or easement is not contrary to the public interest and (in the case of a road) that no individual owning property in the vicinity of the road or in the subdivision in which it is located would thereby be deprived of reasonable means of ingress and egress to his property, the Board may adopt an order closing the road or easement.”

Motion:

*I move that the Board approve the proposed resolution and set the public hearing for December 5, 2022, at 5:30 pm.*

**2022.141 Set Public Hearing to close a portion of Walton Drive Right of Way**

Planning and Property Addressing received the attached petition to close unopened portion of Walton Drive right-of-way. Under North Carolina General Statute (NCGS) 153A-241, counties have the power to close any public road or easement, not within a city, except public roads or easements for public roads under the control of the Department of Transportation. To close any road, the Board must:

- Vote to adopt a resolution declaring its intent to close the public road or easement.
- Call and notice a public hearing on closing the road or easement, with notice “reasonably calculated to give full and fair disclosure of the proposed closing to be published once a week for three successive weeks before the hearing, a copy of the resolution to be sent by registered or certified mail to each owner as shown on the county tax records of property adjoining the public road or easement who did not join in the request to have the road or easement closed, and a notice of the closing and public hearing to be prominently posted in at least two places along the road or easement.”
- Hold the public hearing, where the Board must “hear all interested persons who appear with respect to whether the closing would be detrimental to the public interest or to any individual property rights.”
- Then, if the Board “is satisfied that closing the public road or easement is not contrary to the public interest and (in the case of a road) that no individual owning property in the vicinity of the road or in the subdivision in which it is located would thereby be deprived of reasonable means of ingress and egress to his property, the Board may adopt an order closing the road or easement.”

Motion:

*I move that the Board approve the proposed resolution and set the public hearing for December 5, 2022, at 5:30 pm.*

Approved:

**ABC Permit Request -- Hunsader/Jeter Mountain Farms**

Jared Hunsader and Jeter Mountain Farm LLC applied for an on-premise mixed beverage permit in connection with a new distillery operation. A request for comment has been made to the Sheriff's Office. This matter was placed on the agenda pursuant to Board policy.

In the absence of objections meeting the statutory criteria, the County's standard response is to provide a notice that it does not object to the permit to the North Carolina Alcoholic Beverage Control Commission.

Motion:

*I move that the Board approve the standard County comment on the ABC permit application.*

**East Flat Rock Park Accessibility Grant Application**

For the last six months, staff has been working with Friends of East Flat Rock and the community at large to develop improvements to East Flat Rock Park. Through these meetings, two priorities were developed. The first is to create an accessible pathway from the upper parking lot to the bathrooms and playground. The second is to upgrade the playground equipment to be more accessible and inclusive, allowing children of all ages and abilities to play together.

Staff reviewed the current needs in all our parks and feel that the priorities that have been laid out for East Flat Rock Park would be a great fit for the Accessibility for Parks grant. Awards for the grant will be announced in the Spring of 2023. Once a contract is entered for an Accessibility Grant, the awardee has three years to complete the project and to fund the match. The Accessibility Grant is a one-to-five match, and it is one of the only grants available to fund recreational amenities at this level. The total project cost is budgeted at \$613,930 for both the pathways and playground improvements.

Motion:

*I move that the Henderson County Board of Commissioners authorize staff to submit the Accessibility Grant for improvements as detailed for East Flat Rock Park.*

**Use of Commissioners' Meeting Room for Special Meeting of Zoning Board of Adjustment**

The Zoning Board of Adjustment began a quasi-judicial hearing of a matter on October 26, 2022, but was unable to complete the hearing. Due to the number of parties to the hearing and the number of other spectators, the normal meeting room (100 North King Street ) was inconvenient for the matter, and it is requested that they be able to use your normal meeting room for the completion of the hearing.

Motion:

*I move that this Board permit the Board of Adjustment to use the Commissioners' meeting room for the special meeting of November 21, 2022, at 4:00 p.m.*

**2022.142 Budget Amendment – Plan Design Change (Add-on)**

The Board was requested to approve a Budget Amendment to fund required plan design amendments to the self-insurance fund.

Motion:

*I move Board approve the Budget Amendment as presented.*

*Chairman Lapsley made the motion to approve the consent agenda with the additional item, Budget Amendment – Plan Design Change added. All voted in favor, and the motion carried.*

Approved:

**PUBLIC HEARING**

**2022.143 Public Hearing to Consider the 2023 Schedules of Values**

Public Hearing to consider the 2023 Schedules of Values, Standards, and Rules for Market Value and Present-Use Value for Ad Valorem Tax.

*Chairman Lapsley made the motion to go into public hearing. All voted in favor, and the motion carried.*

Tax Assessor Darlene Burgess, Assistant Tax Collector Kevin Hensley, and Deputy Tax Collector Luke small were present to answer questions from the Board.

Chairman Lapsley stated for clarity that upon the proposed adoption of the 2023 Schedule of Values at the Board’s December meeting, the 2023 schedule of values, for the purposes of reevaluation, would become effective January 1, 2023.

Public Input: There was none.

Commissioner Edney asked at what point the Tax Assessor’s office recognizes the vast increase in a property’s value due to voluntary or involuntary annexation.

Kevin Hensley said the increase in value would be recognized on January 1 of the following year or at the point any physical changes to the property are identified, including annexation. The new value would be reflected on January 1 of the next year, even if identified.

*Chairman Lapsley made the motion to go out of public hearing. All voted in favor, and the motion carried.*

No action was necessary as this item will be on the agenda for adoption at the November 16, 2022, Board meeting.

**DISCUSSION**

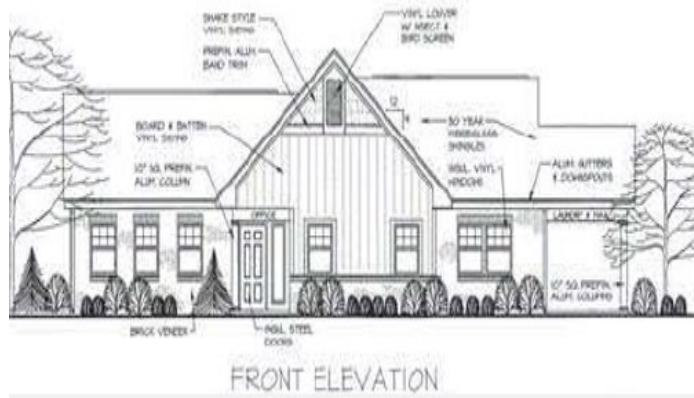
**Apple Ridge Development**

Ashlynn McCoy, Director of the Housing Assistance Corporation, and Interim Executive Director Sean Rose provided the Board with an update and additional information on the Apple Ridge Development project.



Approved:

### Proposed Apartments



### Proposed Single-Family Homes

**CHESTNUT 4 BR**  
4 BEDROOM 2 BATH - 1244 SF

**ASH**  
3 BEDROOM 2 BATH - 1176 SF

HOUSING ASSISTANCE CORPORATION



This project will serve low-moderate income individuals and families at 80% AMI and below. There are 60 units proposed in the Multifamily apartment Structure with an offered rent range of \$329- \$1,033 per month. There are 20 proposed Single-Family Dwellings with an average purchase price of \$229,000.

Commissioner Hill stated for clarity that any funds the City or County contributes to this project will directly benefit future buyers by lowering the purchase price of the homes.

Vice-Chair McCall stated that there are 1.5M unused restricted ARP-eligible funds that were initially allocated to Pardee Hospital and Advent Health for Infusion Programs that could be reallocated to use for this project. This project meets three requirements for using restricted funds: an affordable housing project, a water and sewer infrastructure project, and the property is located in a qualified census tract.

*Vice-Chair McCall made the motion to allocate up to 1.5M of restricted ARP-eligible funds to water and sewer improvements at the Apple Ridge Development Project. All voted in favor, and the motion carried.*

### Wall of Honor

Bob Johnsen presented the slides below to the Board for their consideration of the creation of a “Wall of Honor.” The Wall of Honor was described as “a program to honor all Henderson County veterans by having their military awards on permanent display in the VFW building at Five-Points.”

This idea was inspired by a wall of honor at the Virginia Military institute.

Approved:



**VFW's Vision**  
 Ensure that veterans are **respected** for their service, always receive their earned entitlements, and are **recognized** for the sacrifices they and their loved ones have made on behalf of this great country.

It was the consensus of the Board to support the creation of a Wall of Honor at the VFW Building.

**Opioid Settlement RFQ Responses**

Henderson County, in partnership with Hope Coalition, successfully received a grant for \$300,000 from the Dogwood Health Trust to assist in the establishment and planning of programs related to the opioid settlement funds. At the direction of the Board, Henderson County sought proposals from qualified individuals and organizations to facilitate a strategic planning process as it relates to community interventions for substance abuse. The Request for Proposals (RFP) was issued on October 12, 2022.

The selected firm will provide a strategic plan that presents a clear planning process and approach, relevant data and analysis of trends, identification of opportunities and strategies, a process to prioritize and focus County programs and services, and an implementation plan with performance measures that track progress on achieving the goals of the plan.

A staff committee evaluated the responses and recommended that the Board select REAL Academy as the firm to accomplish the strategic planning process related to community interventions.

Additionally, one of the top priorities identified by the Substance Use Task Force was the establishment of criminal justice diversion programs. Staff requested that the Board authorize the County to contract with the Hope Coalition to assist in the establishment of these programs.

**RFP Response to Create a Strategic Plan for the Utilization of Opioid Settlement Funds Summary**

Company Name	Average Score
Gibbous	393.33
REAL Academy	426.67
C4 Innovations	420

*Chairman Lapsley made the motion that REAL Academy be selected as the consultant for the strategic planning process and that the Board authorizes staff to contract with the Hope Coalition at a rate of \$150,000 to assist in the establishment of criminal justice diversion programs. All voted in favor, and the motion carried.*

**Henderson County Public Schools FY 22-23 MRTS**

The Joint School Facilities Committee met on October 25<sup>th</sup>, 2022, to discuss approving a reprioritized FY22-23 MRTS Project List. The amended project list and associated budget proposed were provided for the Board’s consideration.

Approved:

> APPROXIMATELY 33 MILLION DOLLARS IN ESTIMATED PROJECT COSTS  
 > APPROXIMATELY 8.2 MILLION DOLLARS IN FUNDING

Site	Project	Budget	Estimated Cost
Upward Elementary	Reno Cafeteria and Secure Entry	\$702,000.00	\$2,500,000.00
West Henderson	Renovation and Addition Phase 1 Phase 2 A&E included in cost	\$2,000,000.00	\$5,000,000.00
West Henderson	Renovation and Addition Phase 2	\$0.00	\$12,000,000.00
Central Office	Contingency/Strategic Capital	\$317,792.00	
Elementary	Schools	\$700,000.00	\$700,000.00
Technology	Chromebooks	\$300,000.00	\$300,000.00
Transportation	Bus Garage with preliminary A&E	\$3,325,000.00	\$12,000,000.00
Various	Paving	\$500,000.00	\$500,000.00
Central Office	Contingency/Strategic Capital	\$392,792.00	

Site	Project	Budget	Cost	Delta
Elementary Schools	Security Camera Systems	\$700,000.00	\$700,000.00	\$0.00
West Henderson	Renovation and Addition	\$5,000,000.00		
Technology	Chromebooks	\$300,000.00		
Various	Paving	\$165,000.00	\$5,400.00	\$159,600.00
Upward Elementary	Reno Cafeteria and Secure Entry	\$2,072,584.00		

## NEW HCPS MRTS FY 2022-2023

*Commissioner Edney made the motion to approve the FY 22-23 HCPS MRTS Outlay as presented for FY23 projects. All voted in favor, and the motion carried.*

Vice-Chair McCall shared two requests with Henderson County Public School Superintendent Mark Garrett. They were that the older County schools be pressure washed to spruce up their appearance and that HCPS work toward the removal of mobile classrooms.

### NOMINATIONS AND APPOINTMENTS

1. EMS Peer Review Committee – 1 vac.  
There were no nominations, and this item was rolled to the next meeting.
2. Henderson County Board of Equalization and Review – 1 vac.  
There were no nominations, and this item was rolled to the next meeting.

Approved:

3. Home and Community Care Block Grant Advisory Committee – 2 vacs.  
There were no nominations, and this item was rolled to the next meeting.
4. Juvenile Crime Prevention Council – 2 vacs.  
There were no nominations, and this item was rolled to the next meeting.
5. Nursing/Adult Care Home Community Advisory Committee – 11 vacs.  
There were no nominations, and this item was rolled to the next meeting.

### **COMMISSIONER UPDATES**

Commissioner Hill encouraged everyone to get out and vote on election day. He shared that there had been a Broadband Taskforce meeting last week. He said the CAB Grant was coming up, which is another opportunity for the County to bring in additional funds for our Broadband Initiative.

Commissioner Andreotta reminded everyone that Veteran's Day was coming up on Friday, November 11. He recognized his father, Edwin Andreotta, a Corporal in the US Marine Corps who served during WWII.

In honor of Veteran's Day, Vice-Chair McCall recognized her ninety-four-year-old father, Charles Jackson, who served in the US Navy at the end of WWII and during the Korean War. She then recognized her son Ernest McCall Jr. who also served in the US Navy and spent time in the Persian Gulf in the late nineties.

Vice-Chair McCall shared that she had recently participated in Speak Out for Children, a panel discussion regarding the childcare issue in Henderson County. The discussion resulted in the development of a task force in which she and Amy Lynn Holt will serve as Co-Chairs. The purpose of the task force will be to address the lack of childcare in the County.

Vice-Chair McCall stated that she would be voting on two of Henderson County's Legislative Goals that address childcare at the upcoming NCACC Legislative Goals Conference in Raleigh next week. One of which includes extending kindergarten to four-year-olds; there are currently 500 children in daycare in Henderson County that are four years old.

Commissioner Edney expressed his thanks to deputies Travis Pierce and Matthew Covil, who provided security for the meeting.

Chairman Lapsley stated that the consent agenda that was adopted earlier in the meeting included a motion to reschedule the mid-month meeting on November 16 from 9:30 am at the Historic Courthouse to 1:30 pm at the Larry Justus Justice Academy in Edneyville; that meeting will take place in the gymnasium.

### **COUNTY MANAGER'S REPORT**

County Manager John Mitchell thanked staff for their participation in Street Treat on October 31 for Halloween. County staff handed out approximately 5000 pieces of candy to Henderson County children. He expressed his gratitude to Parks and Recreation staff for helping to organize the event.

*Commissioner Edney made the Motion to go into closed session pursuant to N.C. Gen. Stat. §143-318.11(a)(3)(4)(5). All voted in favor, and the motion carried.*

*Commissioner Edney made the Motion to go out of closed session and adjourn the meeting at 8:41 pm. All voted in favor, and the motion carried.*

Approved:



**ADJOURN**

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Denisa A. Lauffer, Clerk to the Board

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William Lapsley, Chairman

Approved: