

## AGENDA

Henderson County Board of Commissioners  
1 Historic Courthouse Square, Hendersonville, NC  
**Monday, February 5, 2024**  
5:30 p.m.

### CALL TO ORDER/WELCOME

INVOCATION - Julie Gordon, Christian Science Church

PLEDGE OF ALLEGIANCE – Elize Mohammed, IGNITE 4-H Club

### RESOLUTIONS AND RECOGNITIONS

- A. **Resolution in Memoriam – James Eugene “Jimmy” Stepp**  
*Request the Board adopt the Resolution as presented.*
- B. **Hendersonville High School Ladies’ Tennis Team**  
*Recognition of the tennis team on their 5<sup>th</sup> Consecutive State Championship*
- C. **Service Badge and Sidearm Request – Lieutenant Jason Garren**  
*Requests the Board allow Sheriff Lowell Griffin to present the service badge and sidearm as a token of appreciation to Lieutenant Jason Garren*

### INFORMAL PUBLIC COMMENT

### DISCUSSION/ADJUSTMENT OF AGENDA

### CONSENT AGENDA

- A. **Approval of Minutes** – January 17, 2024  
*Approval of minutes from previous meeting(s)*
- B. **Tax Collector’s Report**  
*Routine monthly report on current tax collections*
- C. **Pending Releases and Refunds**  
*Routine monthly request for approval of tax releases and tax refunds*
- D. **County Financial Report/Cash Balance Report – December 2023**  
*Routine monthly financial report for the county*
- E. **Henderson County Public Schools Financial Reports – December 2023**  
*Routine monthly financial report for the Henderson County Public Schools*
- F. **Notification of Vacancies**  
*Routine monthly notification of vacancies on Boards and Committees*
- G. **Park Property Ordinance Exemption**  
*Requests the Board grant an exemption to Article 1, Chapter 19-4 of the Henderson County Code, allowing for the use of Jackson Park overnight by the Blue Ridge Amateur Radio Club June 21-23, 2024*
- H. **Nuisance Enforcement**  
*Requests the Board give notice that the owner of the property located at 635 McMinn Rd. is a chronic nuisance violator as that term is defined in §153A-140.2, and, if necessary, proceed enforcement action*
- I. **Agreement with WGLA Engineering – Clear Creek Sewer Agreement Correction**  
*Requests the Board approve the agreement with WGLA, correcting the amount to \$1,430,000*
- J. **Nomination – Zoning Board of Adjustment**  
*Requests the Board replace position #6 on the Zoning Board of Adjustment with Kenneth Gordon*

**K. Baker -Barber Digitization Grant**

*Request the Board approve submission of a Baker-Barber Digitization Grant in the amount of \$29,428 to the Community Foundation*

**L. Purchase and Installation of Video Management System S2 Net VR (Security Cameras)**

*Requests the Board move the BRCC MRTS unassigned line item of \$89,424 to TEDC Building Furniture Package for Lobbies and Conference Hall and direct staff to move forward with the project*

**M. Modification of Agreement**

*Requests the Board approve the proposed Modification and authorize the Chair to execute the same on behalf of the Board*

**N. Public Records Disposal Request**

*Requests the Board approve the Public Records Disposal Request and Destruction Log as presented by the Tax Administrator in accordance with the disposition schedule*

**O. Purchase of Dodge Chargers – Office of the Sheriff**

*Requests the Board approve the attached Budget Amendment and authorize Staff to proceed with the purchase of ten (10) Dodge Chargers, including the base bid as well as the alternate to hold the vehicles until July 30, 2024*

**PUBLIC HEARINGS**

**A. Rezoning Application #R-2023-10, Michael Hanson, Residential Two Rural (R2R) to Community Commercial (CC)**

*Required Public Hearing on the rezoning application*

**B. Proposed Right-of-Way Closure (Portion of 4<sup>th</sup> Ave in Mountain Home)**

*Required Public on the proposed closure*

**C. Proposed Right-of-Way Closure (20-foot right-of-way area from road centerline of Slick Rock Road to the Eastern line of the Heritage Farms & Orchards, LLC)**

*Required Public on the proposed closure*

**DISCUSSION**

**A. Guaranteed Maximum Price #1 (GMP1) – Third Transfer Station Bay Project**

*Requests the Board approve Vannoy's Guaranteed Maximum Price number one for \$4,024,536, SCS Engineers proposal for \$204,100, and for staff to secure a loan for the total estimated project cost of \$10,000,000*

**B. Tax Collector's Report – Order Advertising Taxes**

*Requests the Board enter the Order directing the Tax Collector to advertise delinquent real property liens for 2023 and direct the Tax Collector to publish such advertisement pursuant to the General Statutes*

**C. East Flat Rock Amenities Addition**

*Discussion of potential amenities at the East Flat Rock Park*

**NOMINATIONS AND APPOINTMENTS**

*Nominations of citizens to County Boards and Committees*

1. Animal Services Committee – 4 vacs.
2. Henderson County Rail Trail Advisory Committee – Appointment of Chair
3. Henderson County Transportation Advisory Committee – 1 vac.
4. Hendersonville City Zoning Board of Adjustment – 1 vac.
5. Home and Community Care Block Grant Advisory Committee – 3 vacs.
6. Industrial Facilities and Pollution Control Financing Authority – 1 vac.
7. Laurel Park Planning Board – 1 vac.
8. Laurel Park Zoning Board of Adjustment – 1 vac.

9. [Nursing/Adult Care Home Community Advisory Committee – 11 vacs](#)
10. [Recreation Advisory Board – 2 vacs.](#)

### **COMMISSIONER UPDATES**

*Routine Updates from Commissioners*

### **COUNTY MANAGERS REPORT**

*Report from the County Manager*

### **IMPORTANT DATES**

*Upcoming Schedule of meetings and events*

### **CLOSED SESSION** - Personnel, Attorney-Client Privilege, Property Acquisition,

1. N.C. Gen. Stat. §143-318.11(a)(3) to consult with an attorney employed or retained by the public body in order to preserve the attorney-client privilege between the attorney and the public body.
2. N.C. Gen. Stat. §143-318.11(a)(5) to establish or to instruct staff or negotiating agents concerning the position to be taken in negotiating (i) the price and other material terms of a contract or proposed contract for the acquisition of real property by purchase, option, exchange or lease; or (ii) the amount of compensation and other material terms of an employment contract;
3. N.C. Gen. Stat. §143-318.11(a)(6) to consider the qualifications, competence, performance, character, fitness, conditions of appointment, or conditions of initial employment of an individual public officer or employee or prospective public officer or employee, or to hear or investigate a complaint, charge or grievance against an individual public officer or employee.

**ADJOURN**