

**HAYWOOD COUNTY COMMISSIONERS****REGULAR MEETING – AUGUST 1, 2011****CALL TO ORDER**

Chairman Mark S. Swanger convened the regular meeting of the Haywood County Board of Commissioners at 9:00 a.m. in the Historic Courtroom at the Haywood County Historic Courthouse, Waynesville, North Carolina, with Chairman Mark S. Swanger, Vice-Chairman J.W. "Kirk" Kirkpatrick III, Commissioners Bill Upton, L. Kevin Ensley, and Michael T. Sorrells present. Staff members present were County Manager Marty Stamey, County Attorney Leon M. "Chip" Killian, III, Finance Director Julie Davis, Public Information Officer David Teague and Administrative Assistant Rebecca Morgan.

**PLEDGE OF ALLEGIANCE**

Chairman Swanger led the pledge of allegiance.

**INVOCATION**

Vice-Chairman Kirkpatrick offered the invocation.

**CALL TO PUBLIC HEARING****Rural Operating Assistance Program (ROAP) Application for fiscal year 2012**

Susan Anderson, Haywood Public Transit Director, requested a public hearing for the next regular Board meeting, August 15, 2011 at 5:30 p.m. The public hearing would be for the purpose to apply for the ROAP grant through the Department of Transportation. The Board scheduled the public hearing for the ROAP grant.

**Haywood County Scattered Site Rehabilitation Project**

David Teague, Grants Coordinator, requested a public hearing for the next regular Board meeting, August 15, 2011 at 5:30 p.m. The public hearing would close out the scattered rehabilitation grant. The Board scheduled the public hearing for the Haywood County Scattered Site Rehabilitation Project.

**PUBLIC COMMENT SESSION**

Chairman Swanger opened the public comment session. Comments are generally limited to three minutes per individual, unless the speaker is representing a group for which the comment period may be extended to five minutes.

There being no public comment, Chairman Swanger closed the public comment session.

**CONSTITUENT CONCERNS**

Commissioner Sorrells shared that he and Chairman Swanger attended the ribbon cutting ceremony for the Maggie Valley Nursing and Rehabilitation Center that was held July 29, 2011. Commissioner Sorrells stated that the facility would be an asset to Haywood County.

Commissioner Ensley presented photos of the Evergreen landfill site in Clyde. Commissioner Ensley explained that the Environmental Protection Agency (EPA) is removing soil from Barber's Orchard and taking it to the Evergreen landfill, causing dust in the air. Some of the residents in the area have expressed their concern with the dust. After discussion, the Board requested Marty Stamey, County Manager, write a letter to the Evergreen, advising the Millard EPA of the concerns with the dust.

**DISCUSSION / ADJUSTMENT / APPROVAL OF CONSENT AGENDA**

There were no adjustments to the agenda.

**CONSENT AGENDA**

Commissioner Upton made a motion to approve the consent agenda as presented and the amendment to the 4-H program budget amendment. Commissioner Sorrells seconded and the motion carried unanimously.

- Approve July 18, 2011 regular meeting minutes.
- 2010 – 2011 Budget Amendments – Julie Davis, Finance Director
  - Public Safety Grant - \$4,789 balance of the grant to be carried over into FY10-11
- 2011 - 2012 Budget Amendments – Julie Davis, Finance Director
  - Library - \$18,500 grant for strengthening public & academic library collections
  - Emergency Management - \$106,000 – balance of prior year hazardous event drill grant to be carried over to FY11-12
  - Community Development - \$54,945 – balance of prior year grant from the Rural Center for the new Hospice & Palliative Care project at HRMC to be carried over to FY11-12
  - Community Development - \$422,992 – balance of prior year Blue Ridge National Heritage Area trails program grant from the NC Department of Transportation
  - Recreation - \$34,350 – balance of prior year bicycle grant project from the French Broad River MPO to be carried over to FY11-12
  - Lake Junaluska Sediment Removal - \$249,733 – balance of prior year grant to be carried over to FY11-12
  - Extension – 4-H programs balances to be carried over into FY 11-12. Ms. Davis advised that United Way programs expect to receive \$5,000 versus \$10,000 this year. Therefore, \$5,000 could be placed in the line item, bringing the total increase to \$10,000 versus a \$20,000 increase.

HAYWOOD COUNTY  
BUDGET ORDINANCE AMENDMENT  
FISCAL YEAR 2010 - 2011

PER: \_\_\_\_\_  
JNL: \_\_\_\_\_

BE IT ORDAINED by the Board of Commissioners of Haywood County that the following amendment be made to the budget ordinance for the fiscal year ending June 30, 2011.

Section 1. To amend the General Fund, the expenditures are to be charged as follows:

Department	Account Number	Current Budget	Increase (Decrease)	Amended Budget
Public Safety Grants				
Professional Services-Personnel	11 4316 519900 10KID	61,991	(882)	61,109
Office Supplies	11 4316 526000 10KID	14,907	3,825	18,732
Travel	11 4316 531100 10KID	3,187	231	3,418
Equipment	11 4316 555000 10KID	349	1,615	1,964

which will result in a net increase of \$ 4,789 in the expenditures of the General Fund.

To provide the additional revenue for the above, the following revenues will be increased as the money has been received:

Revenue	Acct. No.	Current Budget	Increase (Decrease)	Amended Budget
Restricted Intergovernmental				
Public Safety	11 0050 443132 10KID	-	4,789	4,789

Section 2. Copies of this budget amendment shall be delivered to the Budget Officer and the Finance Officer for their direction.

Adopted this the 1<sup>st</sup> day of August, 2011.

  
Chairman  
Haywood County Board of Commissioners

ATTEST:   
Clerk to the Board

Explanation: To appropriate in FY 2011 the amount of the grant that was not utilized in the prior year 2010.
Per grantor, money can be used for FY 2011 expenses.
For grant 044-1-09-009-AJ-309 Kids at Work.

HAYWOOD COUNTY  
BUDGET ORDINANCE AMENDMENT  
FISCAL YEAR 2011-2012

PER: \_\_\_\_\_  
JNL: \_\_\_\_\_

BE IT ORDAINED by the Board of Commissioners of Haywood County that the following amendment be made to the budget ordinance for the fiscal year ending June 30, 2012.

Section 1. To amend the General Fund, the expenditures are to be charged as follows:

Department	Account Number	Current Budget	Increase (Decrease)	Amended Budget
Library:				
Special program materials	116110-523100-12LB1	-	18,500	18,500

which will result in a net increase (decrease) of \$ 18,500 in the expenditures of the General Fund.

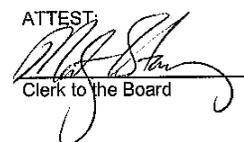
To provide the additional revenue for the above, the following revenues will be increased as the money has been received:

Revenue	Acct. No.	Current Budget	Increase (Decrease)	Amended Budget
Intergovernmental:				
NC Cultural Resources	110050-461260-12LB1	-	18,500	18,500
			18,500	

Section 2. Copies of this budget amendment shall be delivered to the Budget Officer and the Finance Officer for their direction.

Adopted this the 1<sup>st</sup> of August 2011.

  
Chairman  
Haywood County Board of Commissioners

ATTEST:   
Clerk to the Board

Explanation:
To appropriate the grant received from the NC Dept. of Cultural Resources -
Strengthening Public & Academic Library Collections Grant
Funding will be used for developing a collection for the home schooled segment of the population, however, this collection can be accessed by the general population.

HAYWOOD COUNTY  
BUDGET ORDINANCE AMENDMENT  
FISCAL YEAR 2011-2012

PER: \_\_\_\_\_  
JNL: \_\_\_\_\_

BE IT ORDAINED by the Board of Commissioners of Haywood County that the following amendment be made to the budget ordinance for the fiscal year ending June 30, 2012.

Section 1. To amend the General Fund, the expenditures are to be charged as follows:

Department	Account Number	Current Budget	Increase (Decrease)	Amended Budget
Emergency Management				
Professional Services-Other	11 4375 519900 11EXE		106,000	106,000

which will result in a net increase of \$ 106,000 in the expenditures of the General Fund.

To provide the additional revenue for the above, the following revenues will be increased as the money has been received:

Revenue	Acct. No.	Current Budget	Increase (Decrease)	Amended Budget
Restricted Intergovernmental				
Intg Revenue NC DCCP	11 0050 443750 11EXE	-	106,000	106,000

Section 2. Copies of this budget amendment shall be delivered to the Budget Officer and the Finance Officer for their direction.

Adopted this the 1<sup>st</sup> day of August, 2011.

Mark Swartz  
Chairman  
Haywood County Board of Commissioners

ATTEST: Mark Swartz  
Clerk to the Board

Explanation: To reappropriate in FY 2012 the amount of the grant that was not utilized in the prior year 2011.

HAYWOOD COUNTY  
BUDGET ORDINANCE AMENDMENT  
FISCAL YEAR 2011-2012

PER: \_\_\_\_\_  
JNL: \_\_\_\_\_

BE IT ORDAINED by the Board of Commissioners of Haywood County that the following amendment be made to the budget ordinance for the fiscal year ending June 30, 2012.

Section 1. To amend the General Fund, the expenditures are to be charged as follows:

Department	Account Number	Current Budget	Increase (Decrease)	Amended Budget
Community Development				
Aid to Other Gov't	11 4930 563000 11RCG		54,945	54,945

which will result in a net increase of \$ 54,945 in the expenditures of the General Fund.

To provide the additional revenue for the above, the following revenues will be increased as the money has been received:

Revenue	Acct. No.	Current Budget	Increase (Decrease)	Amended Budget
Restricted Intergovernmental				
Int Revenue-Non Federal	11 0050 449380 11RCG	-	54,945	54,945

Section 2. Copies of this budget amendment shall be delivered to the Budget Officer and the Finance Officer for their direction.

Adopted this the 1<sup>st</sup> day of August, 2011.

Mark Swartz  
Chairman  
Haywood County Board of Commissioners

ATTEST: Mark Swartz  
Clerk to the Board

Explanation: To reappropriate in FY 2012 the amount of the grant that was not utilized in the prior year 2011.

HAYWOOD COUNTY  
BUDGET ORDINANCE AMENDMENT  
FISCAL YEAR 2011-2012

PER: \_\_\_\_\_  
JNL: \_\_\_\_\_

BE IT ORDAINED by the Board of Commissioners of Haywood County that the following amendment be made to the budget ordinance for the fiscal year ending June 30, 2012.

Section 1. To amend the General Fund, the expenditures are to be charged as follows:

Department	Account Number	Current Budget	Increase (Decrease)	Amended Budget
Community Development:				
Other contracts/BRNH	114930-569970-11BRN	-	422,992	422,992

which will result in a net increase (decrease) of \$ 422,992 in the expenditures of the General Fund.

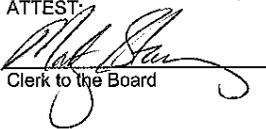
To provide the additional revenue for the above, the following revenues will be increased as the money has been received:

Revenue	Acct. No.	Current Budget	Increase (Decrease)	Amended Budget
Restricted Intergovernmental				
Non-federal grant- NC DOT	110050-449360-11BRN	-	422,992	422,992
			422,992	

Section 2. Copies of this budget amendment shall be delivered to the Budget Officer and the Finance Officer for their direction.

Adopted this the 1st of August 2011.

  
Chairman  
Haywood County Board of Commissioners

ATTEST:  
  
Clerk to the Board

Explanation:
To appropriate the balance of the grant that was awarded in the prior year.

HAYWOOD COUNTY  
BUDGET ORDINANCE AMENDMENT  
FISCAL YEAR 2011-2012

PER: \_\_\_\_\_  
JNL: \_\_\_\_\_

BE IT ORDAINED by the Board of Commissioners of Haywood County that the following amendment be made to the budget ordinance for the fiscal year ending June 30, 2012.

Section 1. To amend the General Fund, the expenditures are to be charged as follows:

Department	Account Number	Current Budget	Increase (Decrease)	Amended Budget
Recreation				
Professional Services	116120-519900-11BIC	-	33,859	33,859
Miscellaneous Charges	116120-549900-11BIC	-	491	491
			34,350	

which will result in a net increase (decrease) of \$ 34,350 in the expenditures of the General Fund.

To provide the additional revenue for the above, the following revenues will be increased as the money has been received:

Revenue	Acct. No.	Current Budget	Increase (Decrease)	Amended Budget
Restricted Intergovernmental				
Recreation grant	110050-461210-11BIC	-	26,292	26,292
Miscellaneous				
Recreation Contributions	110100-461843-11BIC	-	8,058	8,058
			34,350	

Section 2. Copies of this budget amendment shall be delivered to the Budget Officer and the Finance Officer for their direction.

Adopted this the 1st of August, 2011.

  
Chairman  
Haywood County Board of Commissioners

ATTEST:  
  
Clerk to the Board

Explanation:
To appropriate the balance of the grant that was awarded in the prior year.

HAYWOOD COUNTY  
BUDGET ORDINANCE AMENDMENT  
FISCAL YEAR 2011-12

PER: \_\_\_\_\_  
JNL: \_\_\_\_\_

BE IT ORDAINED by the Board of Commissioners of Haywood County that the following amendment be made to the budget ordinance for the fiscal year ending June 30, 2012

Section 1. To amend the Special Revenue Fund, the expenditures are to be charged as follows:

Department	Account Number	Current Budget	Increase (Decrease)	Amended Budget
Lake Junaluska Sediment Removal Fund				
Repairs & Maintenance-Lake Junaluska	357200-535500-11LJA	-	249,733	249,733

which will result in a net increase of \$ 249,733 in the expenditures of the Special Revenue Fund.

To provide the additional revenue for the above, the following revenues will be increased as the money has been received:

Revenue	Acct. No.	Current Budget	Increase (Decrease)	Amended Budget
Restricted Intergovernmental:				
Non-federal grants	350050-449360-11LJA	-	249,733	249,733

Section 2. Copies of this budget amendment shall be delivered to the Budget Officer and the Finance Officer for their direction.

Adopted this 1<sup>st</sup> day of August, 2011.

Mark Swanga  
Chairman  
Haywood County Board of Commissioners

ATTEST:  
Mark Swanga  
Clerk to the Board

<b>Explanation:</b>
To appropriate the balance of the project for the grant that was awarded in the prior year

HAYWOOD COUNTY  
BUDGET ORDINANCE AMENDMENT  
FISCAL YEAR 2011-2012

PER: \_\_\_\_\_  
JNL: \_\_\_\_\_

BE IT ORDAINED by the Board of Commissioners of Haywood County that the following amendment be made to the budget ordinance for the fiscal year ending June 30, 2012.

Section 1. To amend the General Fund, the expenditures are to be charged as follows:

Department	Account Number	Current Budget	Increase (Decrease)	Amended Budget
Extension:				
4-H Program fee activities	114950-523104-4HPGM	4,000	5,000	9,000
4-H General activities	114950-523104-4HGEN	-	-	-
4-H United Way programs	114950-523104-4H-UW	-	5,000	5,000

which will result in a net increase (decrease) of \$ 10,000 in the expenditures of the General Fund.

To provide the additional revenue for the above, the following revenues will be increased as the money has been received:

Revenue	Acct. No.	Current Budget	Increase (Decrease)	Amended Budget
Sales & Services:				
4-H Program fees	110070-449501-4HPGM	4,000	5,000	9,000
Miscellaneous Donations:				
4-H General contributions	110100-449502-4HGEN	-	-	-
4-H United Way contributions	110100-449503-4H-UW	-	5,000	5,000
			10,000	

Section 2. Copies of this budget amendment shall be delivered to the Budget Officer and the Finance Officer for their direction.

Adopted this the 1<sup>st</sup> of August 2011.

Mark Swanga  
Chairman  
Haywood County Board of Commissioners

ATTEST:  
Mark Swanga  
Clerk to the Board

<b>Explanation:</b>
To appropriate the program fees and donations for the county 4-H programs for the current fiscal year.

**OLD BUSINESS**

**Change Order for the Administrative Building at Haywood Community College**

Steve Painter, Project Manager for the Administrative Services building at Haywood Community College (HCC), requested use of contingency funds for engineering services. Chairman Swanger explained that the Board of County Commissioners reviewed this item at the regular meeting June 20, 2011. At that time, the HCC Board of Trustees had approved the change order, but not the additional amount for the engineering services and testing. Mr. Painter confirmed that since the June 20 meeting, the HCC Board of Trustees approved the additional amount for engineering services and testing.

Vice-Chairman Kirkpatrick moved to use contingency funds as presented for this purpose. Commissioner Ensley seconded and the motion carried unanimously.

Julie Davis, Finance Director, presented a budget amendment to take funds from contingency and place them in professional services.

Vice-Chairman Kirkpatrick made a motion to approve the budget amendment. Commissioner Ensley seconded and the motion carried unanimously.

HAYWOOD COUNTY  
CAPITAL PROJECT ORDINANCE  
FISCAL YEAR 2011-2012

PER: \_\_\_\_\_  
JNL: \_\_\_\_\_

BE IT ORDAINED by the Board of Commissioners of Haywood County that the following amendment be made to the capital project ordinance for the fiscal year ending June 30, 2011.

Section 1. To amend the Capital Project Fund - Community College construction projects, the expenditures are to be charge as follows:

Line Item	Account Number	Current Budget	Increase (Decrease)	Amended Budget
COMMUNITY COLLEGE PRJS:				
Prof. Services - other	405922-519900-11HCC	20,399	6,942	27,341
Contingency	405922-599100-11HCC	21,028	(6,942)	14,086

which will result in a net increase of \$ \_\_\_\_\_ in the expenditures of the Capital Project Fund.

To provide the additional revenue for the above, the following revenues will be increased as the money has been received:

Revenue	Acct. No.	Current Budget	Increase (Decrease)	Amended Budget
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____

Section 2. Copies of this amendment shall be delivered to the Budget Officer and the Finance Officer for their direction.

Adopted this the 13<sup>th</sup> of August 2011.

  
Chairman  
Haywood County Board of Commissioners

ATTEST:   
Clerk to the Board

Explanation:
To appropriate the amount to cover the additional testing work by MacTec for the HCC administrative building project per attached.

**NEW BUSINESS**

**AccessCare Contract Amendment #1**

Carmine Rocco, Health Director, presented an amendment to the contract with AccessCare to provide regional health check coordination services. Mr. Rocco stated that the County would receive \$40,856 for the salary and fringe benefits, related and program expenses. Chip Killian, County Attorney, confirmed that he reviewed the contract.

Commissioner Sorrells made a motion that the AccessCare contract amendment number one be approved. Commissioner Ensley seconded and the motion carried unanimously.

**NC Forest Service contract – FY 2011-12**

Dwayne Vigil, Haywood County Ranger, presented a North Carolina Forest Service contract. Mr. Virgil explained that there are three Forester or Forest Ranger personnel in Haywood County. The contract requires that Haywood County pay the Department forty percent of the total cost of the personnel salaries and expenses and of other proper expenditures made in connection with the over-all Forestry program. Chip Killian, County Attorney, confirmed that he reviewed the contract.

Vice-Chairman Kirkpatrick made a motion that the North Carolina Forest service contract between the County and the Forest Service be approved. Commissioner Upton seconded and the motion carried unanimously.

**Key Risk workers compensation contract**

Julie Davis, Finance Director, explained that Haywood County went to a self-insured workers compensation contract. In an effort to save money on claims, the County administrator for the contract has changed to Key Risk. Ms. Davis requested approval of the contract with Key Risk. This contract would be for one year. Chip Killian, County Attorney, confirmed that he reviewed the contract.

Vice-Chairman Kirkpatrick made a motion that the Key Risk compensation contract be approved as presented. Commissioner Upton seconded and the motion carried unanimously.

**Home and Community Care Block Grant contract – FY 2011-12**

Julie Davis, Finance Director, presented the Home and Community Care Block grant, which is a contract with Southwestern Commission AAA. Chip Killian, County Attorney, confirmed that he reviewed the contract.

Commissioner Sorrells made a motion that the Home and Community Care Block grant contract be approved. Commissioner Ensley seconded and the motion carried unanimously.

**ADJOURNMENT**

Vice-Chairman Kirkpatrick made a motion to adjourn the regular Board meeting. Commissioner Ensley seconded and the motion carried unanimously.

The time of adjournment was 9:24 a.m. The DVD is attached by reference to the minutes.

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CLERK

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CHAIRMAN