

HAYWOOD COUNTY COMMISSIONERS

REGULAR MEETING – February 2, 2015

CALL TO ORDER

Chairman Mark S. Swanger convened the regular meeting of the Haywood County Board of Commissioners at 9:05 a.m. in the Historic Courtroom at the Haywood County Historic Courthouse, Waynesville, North Carolina, with Chairman Mark S. Swanger, Commissioners L. Kevin Ensley, Michael T. Sorrells and Bill L. Upton present. Staff members present were Interim County Manager Ira Dove, County Attorney Leon M. “Chip” Killian III, Finance Director Julie Davis, Public Information Officer David Teague, and Executive Assistant/Deputy Clerk Candace Way.

It was noted that Vice-Chairman Kirkpatrick had been detained and will be late.

Vice-Chairman Kirkpatrick entered the meeting at 9:16 a.m.

PLEDGE OF ALLEGIANCE

Chairman Swanger led the Pledge of Allegiance.

INVOCATION

Commissioner Ensley offered the invocation.

CALL FOR PUBLIC HEARING

Chairman Swanger recognized County Manager, Ira Dove. Mr. Dove explained that there is a proposed ordinance for tobacco use and products on County grounds to be considered. He commented that he has also received written support from the Health and Human Services Agency Board Chairman, and verbal support from Clerk of Court, June Ray, and Superior Court Judge Letts.

Chairman Swanger stated that this public hearing will be time for the public to voice their opinion. He said that the proposed ordinance will be posted online to give time for review before the hearing. He announced that a public hearing will be held on the Tobacco Use Restrictions Ordinance for Buildings, Vehicles, and Grounds on Monday, February 16, 2015 at 5:30 p.m. in the Historic Courthouse Courtroom.

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.

No one addressed the Board.

CONSTITUENT CONCERNS

There were no concerns.

ADMINISTRATIVE/AGENCY REPORTS

There were no administrative/agency reports

DISCUSSION / ADJUSTMENT TO AGENDA

There were no adjustments to the agenda

CONSENT AGENDA

Commissioner Sorrells made a motion to approve the consent agenda as presented.
 Commissioner Ensley seconded, the motion carried unanimously.

- o Approval of January 20, 2015 regular meeting minutes.
- o Budget Amendments – Julie Davis, Finance Director
 General Fund - \$312,500 – allocation of excess funds and Federal Payment in Lieu of Tax -

Ms. Davis explained that this budget amendment covers capital outlays and other budget issues that were discussed at an earlier Board work session. She noted that some of the PILT funding was recently approved by the federal government to be allocated to counties. In addition to the standard ten day ADM account adjustment, an additional adjustment to the allocation was discussed to include the 24 charter students which are also part of the school system. This charter student adjustment is a one-time adjustment that is a variance from the funding formula.

HAYWOOD COUNTY
 BUDGET ORDINANCE AMENDMENT
 FISCAL YEAR 2014-2015

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, 2015.

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

Department line item	Account Number	Current Budget	Increase (Decrease)	Amended Budget
Central Services:				
Facilities & Maintenance				
Repaint/maintenance - HESA	114260-535100-42604	20,854	7,430	28,284
Repaint/maint - Justice Ctr - security devices	114260-535100-42632	49,000	31,000	80,000
Repaint/maint - Justice Ctr - paint & trim work	114260-535100-42633	189,000	81,000	270,000
Repaint/maint - LEC - refurbish shower stalls	114260-535100-42633	49,000	70,000	119,000
C/O - LEC/Just Ctr - video arrangement	114260-535000-42632	-	6,000	6,000
C/O - Hist. Courthouse dominant access locks	114260-538000-42601	-	28,000	28,000
C/O - Hist. Courthouse upgrade sound system	114260-53600-42601	17,800	15,000	32,800
Public Safety				
Sheriff's Office - Disability Insurance	114310-518904	-	14,500	14,500
Sheriff's Office - storage fees	114310-541201	-	2,500	2,500
Law Enforcement Center (detention) security cameras	114320-555000	7,000	4,000	11,000
Emergency Mgt. - C/O - Search & Rescue fees	114325-555000	-	18,000	18,000
Veterans Administration - temporary wages	115820-512600	-	1,500	1,500
General Government				
Wellness Clinic				
Disposable medical supplies	114137-522901	-	3,000	3,000
Public Schools - operating	115911-563000	14,645,064	(217,655)	14,427,409
Transfer to CP fund-County projects-Pigeon CC ps	115840-598048	-	45,879	45,879
Contingency	119910-599100	222,500	189,248	411,748
which will result in a net increase (decrease) of \$		312,500		340,809
General Fund:				340,809

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 revenue - PILT	110040-431210	-	310,000	310,000
Sales & Services- storage fee rents	110070-443411	125,000	2,500	127,500

The effect on the Capital Project Fund is as follows:

Expenditures and Transfers:	Acct. No.	Current Budget	Increase (Decrease)	Amended Budget
Pigeon Community Center project (see attached)	48****	-	45,879	45,879
Revenues & Other Sources:				
Transfer from General Fund	480110-498111	-	45,879	45,879
			312,500	

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

Adopted this the 2nd of February 2015.


 Chairman
 Haywood County Board of Commissioners

ATTEST: 
 Clerk to the Board

Explanation:
 To agree with the amounts that were removed from the current year budget when the PILT funding was not available. The funding was recently approved by the federal government to be allocated to counties.
 See attached list of BOCC work session priorities.
 And to adjust the school appropriation according to the funding formula and the revised AGM numbers this FY.

- Public Safety – EMS - \$100,000 – capital outlay appropriations - Ms. Davis explained that this is to allocate ambulance fees collected to cover equipment need for ambulances. Because of the opportunity to increase the contingency, the County is able to cover this request.

HAYWOOD COUNTY
BUDGET ORDINANCE AMENDMENT
FISCAL YEAR 2014-2015

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, 2015.

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

Department line item	Account Number	Current Budget	Increase (Decrease)	Amended Budget
Public Safety - EMS:				
C/O - equipment (see attached)	114370-555000	6,600	168,691	175,291
Contingency	119910-599100	411,846	(68,691)	343,155

which will result in a net increase (decrease) of \$ 100,000 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-ambulance fees collected	110070-443415-OTHAM	1,500,000	100,000	1,600,000

Section 2. Copies of this budget amendment shall be delivered to the Budget Officer and the Finance Officer for their direction. 100,000

Adopted this the 2nd of February 2015.



Chairman
Haywood County Board of Commissioners

ATTEST:



Clerk to the Board

Explanation:
To allocate an amount of the ambulance fees collected to cover equipment needed for ambulance trips.
The difference is budgeted to come from contingency in the general fund.

NEW BUSINESS

Request Approval of advertising date for 2014 delinquent real estate taxes

Chairman Swanger recognized Tax Collector, Michael Matthews. Mr. Matthews provided an update of the transition period. He stated that his office is now fully staffed, up until this time they have had to focus on taking care of the customer and now with Mr. Francis's help they can start focusing on delinquencies. They are working with VanWinkle and the paralegal is back. Currently, collections are \$120,000 down from last year. He commented that the total levy is up from 2013 - \$35,986,742.73 to 2014 - \$36,183,731.39. He noted that there have been several bankruptcy accounts that have been paid in the past couple of weeks. Since tax and tag moved, they are up \$363,000.

Commissioner Sorrells noted that in spite of transition issues, it has gone pretty well and appreciates his and Mr. Francis's hard work. Mr. Matthews agreed, commenting that Mr. Francis has been a huge help and without him they would have had some difficulties and would love to have him around as long as he is willing.

Commissioner Upton complimented Mr. Matthews' positive attitude.

Mr. Matthews advised the Board that per NCGS 105-369, he is required to advertise the tax liens on real property. He advised the Board that the date he is requesting is March 18, 2015.

Commissioner Ensley motioned to approve the advertising date of March 18, 2015 for the 2014 delinquent real estate taxes and Commissioner Upton seconded. Motion passed unanimously.

STATE OF NORTH CAROLINA

COUNTY OF HAYWOOD

To the Tax Collector of the County of Haywood:

You are hereby authorized and ordered to advertise the tax liens on real property as per NCGS 105-369 on the 18th day of March 2015.

Witness my hand and official seal, this 2nd day of February 2015.

 (Seal)
Chairman, Board of Commissioners of Haywood County

Attest:


Clerk of Board of Commissioners of Haywood County

Request approval of appointment of Chairman and Vice Chairman of the Haywood County Board of Equalization and Review and to adopt the 2015 Board of Equalization and Review Resolution

Chairman Swanger recognized Interim Tax Administrator David Francis. Mr. Francis explained that the current BOER members have expressed the desire to serve another term, including the current Chairman, Evelyn Cooper and Vice-Chairman Cliff Stovall. He stated that he had recently learned that the Department of Revenue advises that the term can run from date of approval to the same time the following year, this being February 2, 2015 through February 2, 2016. Also going forward, the Board can appoint up to a two year term. He advised the Board that beginning April 13, 2015 at 1:00 p.m. the BOER shall begin hearing appeals. Applications will be taken beginning April 6, 2015 through April 17, 2015 at 5:00 p.m. These are based on the tax value of 2011.

Chairman Swanger commented that sometimes going into the Tax Office and talking about the issue can be resolved without the formal hearing.

Commissioner Upton made a motion to approve the resolution to adopt the 2015 Board of Equalization and Review reflecting the appointment of Evelyn Cooper as Chairman and Rayburn "Cliff" Stovall as Vice-Chairman and Commissioner Ensley seconded. The motion passed unanimously.

<p style="text-align: center;">HAYWOOD COUNTY BOARD OF COMMISSIONERS RESOLUTION APPOINTING BOARD OF EQUALIZATION AND REVIEW Regular Meeting February 2, 2015</p> <p>WHEREAS, pursuant to G.S. 105-322, a county board of commissioners is authorized, upon adoption of a resolution, to appoint a special board of equalization and review to carry out the duties imposed under that section; and</p> <p>WHEREAS, such action is required to be adopted not later than the first Monday in March of the year for which it is to be effective; and</p> <p>WHEREAS, the aforesaid statute also provides for the fixing of compensation and allowances to be paid members for their services and expenses; and</p> <p>WHEREAS, the aforesaid statute also provides for the setting of the date and time to start hearing appeals, and the beginning and ending date for the taking of applications.</p> <p>NOW, THEREFORE, BE IT RESOLVED:</p> <p>(1) That the seven (7) members of this Board of Equalization and Review shall be: Evelyn Cooper, Mary Ann Enloe, James Harley Francis, Wade Francis, Jimmy Flynn, Jan Pressley and Rayburn "Cliff" Stovall. At all meetings of the special Board of Equalization and Review, a quorum of four (4) of the seven (7) members shall be required. The terms of office shall be one (1) year from the date of the approved resolution.</p> <p>(2) That Evelyn Cooper, is hereby appointed to serve as Chairman of the Haywood County Board of Equalization and Review and Rayburn "Cliff" Stovall is hereby appointed to serve as Vice-Chairman of the Haywood County Board of Equalization and Review.</p> <p>(3) That the qualifications shall be citizens and residents of Haywood County who are either members of the Haywood County Board of Commissioners, or are persons experienced in public affairs and knowledgeable of land values and the geography of Haywood County.</p> <p>(4) That the terms of office shall be from the date of appointment until the adjournment and completion of hearing 2015 timely filed appeals to the Board of Equalization and Review, but no later February 2, 2016.</p>	<p>(5) That the vacancies shall be filled by action of the Haywood County Board of Commissioners sitting at an official meeting.</p> <p>(6) That compensation shall be \$100 per day per board member, with the chairman receiving compensation of \$130 per day, plus mileage for the use of personal automobiles at the rate currently in effect for the reimbursement of county employees.</p> <p>(7) That the Board of Equalization and Review shall begin hearing appeals on April 13, 2015 at 1:00 pm.</p> <p>(8) That the Assessor shall take applications beginning April 6, 2015 thru April 17, 2015.</p> <p>(9) That the Board of Equalization and Review shall begin meeting on April 13, 2015 at 1:00 p.m. and continue meeting April 17, 21, 22 and 23, 2015 beginning at 8 am.</p> <p>Adopted by the Haywood County Board of County Commissioners this the 2nd day of February 2015.</p> <p style="text-align: right;"> (SEAL) Chairman, Haywood County Board of Commissioners</p> <p>Attest:  Clerk of Haywood County Board of Commissioners</p>
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Mr. Francis also informed the Board that later this month, weather permitting, the 2015 fly overs will begin for mapping. The hopes are to have the orthos completed in late fall and be online this time next year.

Chairman Swanger commented that he understands that it is hard to hear well in the courtroom, probably due to the architecture. Although it comes across well on TV, the County Manager is taking steps to improve on the audio over the next several weeks.

Update on personnel aspects of privatization of Solid Waste and request approval for Wellness Clinic benefits for employees separated from services

Chairman Swanger recognized Human Resources Director Kathi McClure. Ms. McClure stated that the ten employees involved in the reduction in force process had been delivered their letters on January 28th. She noted that they have individual appointments scheduled to discuss the severance agreement and explore their options. She has projected their vacation and severance pay. She noted that the severance agreement has been sent to the County Attorney and Mr. Dove and Ms. Davis. She will begin meeting with employees on Thursday of this week. She asked the Board to consider allowing these employees to be able to use the Wellness Clinic for a period of 90 days from April 1 ending June 30. This will allow the employees to have time to enroll in the CWS insurance or explore other options. She noted that each of these employees have an opportunity to work with CWS if they so desire. CWS does supply an insurance package.

Commissioner Sorrells commented that this is a tough situation for the affected employees to go through. He noted that they do have employment opportunities with CWS, and allowing them to use the Wellness Clinic is an effort from us to smooth this transition.

Chairman Swanger commented that there is one employee left in Solid Waste who is the monitoring technician at Francis Farm landfill.

Commissioner Sorrells motioned to approve the Reduction in Force candidates to use the Wellness Clinic until June 30th as part of the transition process and Commissioner Ensley seconded. Motion passed unanimously.

Request approval of roof replacement contract at the Pigeon Community Center

Chairman Swanger recognized Facilities and Maintenance Director Dale Burris. Mr. Burris explained to the Board that approximately two years ago, he had been working with the center to replace the roof using funding that the County had provided. During that time, they were not able to secure an architect. The County started this year to have a roof designed and put out to bid with energy standards, which does drive up the cost. Two contractors bid on the project, however it was 53 percent over budget. Since then, the roof has been redesigned without the energy standards and two proposals have been received for the project. Bonitz is the lowest bid. He noted that as recently as last week, repairs have been made to get by until this contract is awarded. This will be a full roof replacement based on the bid with alternate one to take care of the gutters and downspouts.

Commissioner Ensley made a motion to approve the roof replacement contract with Bonitz Company of Carolina-Tennessee Inc. in the amount of \$72,105 which includes alternate #1 for the Pigeon Community Center and seconded by Commissioner Upton. Motion passed unanimously.

Budget Amendment - \$46, 616 – Pigeon Community Center roofing project and removal of underground storage tank

Chairman Swanger recognized Finance Director Julie Davis. Ms. Davis explained that this budget amendment is related to the first budget amendment this morning. After several projects have been completed, there is \$11,621 left over in the capital project fund. After transferring that money into this project the net effect on the general fund is \$46,616. This amendment will include the removal of an underground storage tank on site.

Chairman Swanger asked about the function of the tank, and Mr. Burris responded that there is some sludge in the bottom. He noted that it is easier for the Center to use smaller tanks for their boilers.

Commissioner Upton made a motion to approve the budget amendment as presented and Vice-Chairman Kirkpatrick seconded. The motion passed unanimously.

HAYWOOD COUNTY
CAPITAL PROJECT ORDINANCE AMENDMENT
FISCAL YEAR 2014-2015

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, 2015.

Section 1. To amend the Capital Project Fund - County building/repairs/construction projects, the expenditures are to be charge as follows:

Line Item	Account Number	Current Budget	Increase (Decrease)	Amended Budget
<i>County projects:</i>				
<i>Pigeon Community Center roofing proj:</i>				
Prof. srvs - architecleng	484261-519906-14PCC	5,000	-	5,000
C/O - other building costs	484261-558002-14PCC	35,000	45,000	80,000
C/O - other building costs	484261-559000-14PCC	7,500	12,500	20,000
Irrigation project - contingency	484261-599100-14IRR	4,812	(4,812)	-
<i>Auxiliary Facilities bldg:</i>				
Misc. charges	484260-548900-13ASF	2,060	(525)	1,535
C/O - other equipment	484260-555000-13ASF	7,340	(2,338)	5,002
contingency	484260-599100-13ASF	3,209	(3,209)	-
<i>DOT - HHSA building project:</i>				
Misc. charges	485310-549900-13DOT	567	(567)	-
C/O - other equipment	485310-555000-13DOT	8,223	(1,700)	6,523
Transfer to capital proj-13DOT	489820-598048-13DOT	-	737	737

which will result in a net increase of \$ 46,616 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
Transfer from General Fund-pcc	480110-488111-14PCC	47,500	45,879	93,379
Transfer from General Fund-pcc	480110-488111-14PCC	93,379	11,621	105,000
Transfer from General Fund-14IRR	480110-488111-14IRR	28,917	(4,812)	24,105
Transfer from General Fund-13ASF	480110-488111-13ASF	524,920	(6,072)	518,848

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

Adopted this the 2nd of Feb, 2015.

ATTEST: 
Clerk to the Board


Chairman
Haywood County Board of Commissioners

Explanation
To adjust the budget to cover the increased cost estimates for the Pigeon Community Center roofing project.
This will also allow closeout of the completed projects.

Request approval of resolution in opposition to Pisgah National Forest Land Management Plan Revision

Chairman Swanger recognized County Manager Ira Dove. Mr. Dove explained that as discussed in May 2014, the U.S. Forest Service issued a proposal for land management in the Pisgah and Nantahala Forests and asked for public comment. This land management will turn some areas back into wilderness areas, which will in turn reduce access due to a reduction in road and trail maintenance. He read the resolution to the Board.

Chairman Swanger commented that there have been two federal comments already and there will be two more. He noted that the resolution is not binding, it is just putting into writing the opinion of this Board if approved. He stated that this reflected in the minutes of May 5th during constituent concerns, and since that time he has had no comments made to him in objection to the Board's opinion. He noted that he has received some comments in support of their opinion. He further noted that in order to perform best practice for rescue and wildfire management, he feels it is best to stay the way it is.

Commissioner Sorrells clarified with Mr. Dove that the minutes of May 5th had been sent as our response.

Commissioner Ensley stated that he has heard from conservationists that they would like to see the current practices continue. He noted that at one time, some national forest funds received were given to the school system.

Commissioner Upton noted that we will manage less area which is not fair to our citizens.

Vice-Chairman Kirkpatrick commented that if we want the land to continue to be managed, there may a possibility that the Forest Service will expect the local governments to fund.

Mr. Killian stated that some discussion will fall to fire rescue but there is a possibility that it could come back to the County.

Chairman Swanger noted that the federal government has reduced it's appropriations for upkeep for several years.

Commissioner Ensley made a motion to approve the resolution in opposition to Pisgah National Forest Land Management Plan Revision and Commissioner Upton seconded. The motion passed unanimously.

<small>BOARD OF COMMISSIONERS MARK S. SWANGER, CHAIRMAN J. W. "JOE" KIRKPATRICK, III, VICE CHAIRMAN L. KEVIN ENSLEY BILL L. UPTON MICHAEL T. SORRELLS</small>		<small>COUNTY MANAGER IRA DOVE LEON M. KILLIAN, III COUNTY ATTORNEY</small>
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**RESOLUTION IN OPPOSITION TO
PISGAH NATIONAL FOREST LAND MANAGEMENT PLAN REVISION**

WHEREAS, the United States Forest Service proposes to revise its Land Management Plan and reduce the total number of management areas from 21 to 16, rather than manage the lands for sustainability; and

WHEREAS, the proposed revisions would include the Pisgah National Forest and affect areas of Haywood County; and

WHEREAS, the County of Haywood is concerned that less forest management will negatively impact future search and rescue efforts, and increase their frequency, difficulty and cost, by limiting necessary maintenance to roadways and trails, and reducing necessary signage; and

WHEREAS, the County is concerned that less forest management will negatively impact recreational uses, therefore impacting tourism and the local economy; and

WHEREAS, the County believes that sufficient forest management practices are critical to maintaining a healthy forest ecosystem for native wildlife, which in turn sustains the economic value to the areas as a recreation site.

NOW, THEREFORE, BE IT RESOLVED that the Haywood County Board of Commissioners do hereby stand in opposition to any additional wilderness/designated areas where land management practices are reduced within Haywood County.

Adopted this 2 day of February, 2015.


Chairman, Haywood County Board of County Commissioners


Clerk to the Board

Request approval of fire districts and fire district modifications

Chairman Swanger recognized County Manager Ira Dove for Fire Marshal Johnny Glance. Mr. Dove stated that there were four fire districts presented at the Public Hearing on January 20th, however due to public concerns for the Waterville district, a survey will be conducted with the residents in that area. In front of the Board tonight is the establishment of districts for Ivy Hill and East Canton and the extension of Fines Creek district. One positive comment was received from the public hearing for the East Canton district and one gentlemen from an earlier meeting.

Commissioner Ensley made a motion to approve the resolutions for the establishments of the Ivy Hill Fire Service District and the East Canton Fire Service District and the extension of the Fines Creek Fire Service District. Commissioner Upton seconded and the motion passed unanimously.

HAYWOOD COUNTY BOARD OF COMMISSIONERS RESOLUTION APPROVING
IVY HILL FIRE SERVICE DISTRICT
February 2, 2014

WHEREAS, fire district boundaries are established by Boards of County Commissioners pursuant to N.C.G.S. 153A-233; and

WHEREAS, the Town of Waynesville requests the establishment of the Ivy Hill Fire Service District; and

WHEREAS, written notices were sent to each property owner in the area proposed for the establishment of the Ivy Hill Fire Service District; and

WHEREAS, a public hearing was held after due legal notice all as required by G.S. 153A-300; and

WHEREAS, the Haywood County Fire Marshal has caused to be created new fire insurance district map using the GIS system for the fire district which are incorporated by reference into Exhibit A to this resolution; now therefore be it RESOLVED that the Haywood County Board of Commissioners approves the boundary lines of the Ivy Hill Fire Service District, exclusive of current or future municipal town limits, and as represented in the GIS produced map certified by the Haywood County Fire Marshal referenced in Exhibit A.

NOW THEREFORE, upon motion of Kevin Ensley and second of Bill Upton, the following action was taken by the Haywood County Board of Commissioners:
Adopted this 2nd day of February, 2015

Mark Swanger
Chairman, Haywood County Board of Commissioners

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Clerk to the Board

HAYWOOD COUNTY BOARD OF COMMISSIONERS RESOLUTION APPROVING
EAST CANTON FIRE SERVICE DISTRICT
February 2, 2014

WHEREAS, fire district boundaries are established by Boards of County Commissioners pursuant to N.C.G.S. 153A-233; and

WHEREAS, the Town of Canton requests the establishment of the East Canton Fire Service District; and

WHEREAS, written notices were sent to each property owner in the area proposed for the establishment of the East Canton Fire Service District; and

WHEREAS, a public hearing was held after due legal notice all as required by G.S. 153A-300; and

WHEREAS, the Haywood County Fire Marshal has caused to be created new fire insurance district map using the GIS system for the fire district which are incorporated by reference into Exhibit A to this resolution; now therefore be it RESOLVED that the Haywood County Board of Commissioners approves the boundary lines of the East Canton Fire Service District, exclusive of current or future municipal town limits, and as represented in the GIS produced map certified by the Haywood County Fire Marshal referenced in Exhibit A.

NOW THEREFORE, upon motion of Kevin Ensley and second of Bill Upton, the following action was taken by the Haywood County Board of Commissioners:
Adopted this 2nd day of February, 2015

Mark Swanger
Chairman, Haywood County Board of Commissioners

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Clerk to the Board

HAYWOOD COUNTY BOARD OF COMMISSIONERS RESOLUTION APPROVING
EXPANSION OF FINES CREEK FIRE SERVICE DISTRICT BOUNDARY
February 2, 2015

WHEREAS, fire district boundaries are established by Boards of County Commissioners pursuant to N.C.G.S. 153A-233; and

WHEREAS, the following agency requests the extension of their current fire service district: Fines Creek Volunteer Fire Department; and

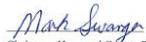
WHEREAS, written notices were sent to each property owner in the area proposed for annexation in the Fines Creek Fire Service District; and

WHEREAS, a public hearing was held after due legal notice all as required by G.S.153A-300; and

WHEREAS, the territory sought to be annexed into the fire service district is adjoining to the current insurance district; and

WHEREAS, the Haywood County Fire Marshal has caused to be created new fire service district map using the GIS system for the fire district which are incorporated by reference into Exhibit A to this resolution; now therefore be it RESOLVED that the Haywood County Board of Commissioners approves the boundary lines of the Fines Creek Fire Service District, exclusive of current or future municipal town limits, and as represented in the GIS produced map certified by the Haywood County Fire Marshal referenced in Exhibit A.

NOW THEREFORE, upon motion of Kevin Ensley and second of Bill Upton, the following action was taken by the Haywood County Board of Commissioners:
Adopted this 2nd day of February, 2015


Chairman, Haywood County Board of Commissioners


Clerk to the Board

Request approval of resolution authorizing the County Manager to approve annual buyout leases

Chairman Swanger recognized County Manager Ira Dove. Mr. Dove read the resolution to the Board. He stated that the Recreation Advisory Board had approved these leases this year and recommended to bring to the Board for approval. Vice-Chairman Kirkpatrick, who is the commissioner representative on the advisory board, advised the Board that these come before them each year, some are a dollar a year, and some are more if there are agricultural gains. By having the leases go to the County Manager for approval, it will make this process easier.

Commissioner Sorrells noted that these properties are part of the Flood Agreement, and all we can do is manage them by federal statute through the Flood Recovery Act.

Mr. Killian stated that the County can look into the possibility of selling the properties.

Commissioner Sorrells made a motion to approve the resolution authorizing the County Manager to approve the annual buyout leases and Commissioner Upton seconded. The motion passed unanimously.

BOARD OF COMMISSIONERS
MARK S. SWANGER, CHAIRMAN
J.W. "KIRK" KIRKPATRICK, III, VICE CHAIRMAN
L. KEVIN ENSLEY
BILL L. UPTON
MICHAEL T. SORRELLS



COUNTY MANAGER
IRA DOVE
LEON M. KILLIAN, III
COUNTY ATTORNEY

**RESOLUTION AUTHORIZING THE COUNTY MANAGER
TO NEGOTIATE ANNUAL LEASES
ON COUNTY-OWNED FLOOD RECOVERY PROPERTIES**

WHEREAS, the County of Haywood owns 118 parcels of land obtained in the aftermath of Hurricanes Frances and Ivan in September 2004; and

WHEREAS, the Flood Recovery Act of 2005 adopted by the NC General Assembly limits the use of flood recovery properties to recreational use and other limited purposes; and

WHEREAS, the Haywood County Recreation and Parks Department has coordinated a program to lease these properties to the public on an annual basis for purposes allowed in the Recovery Act; and

WHEREAS, the Haywood County Board of Commissioners has historically approved the annual leases though there is no legal requirement to do so.

NOW, THEREFORE, BE IT RESOLVED THAT, for the purpose of efficiency, the Board of Commissioners does hereby transfer authority to negotiate these annual leases to the Haywood County Manager, following the review and approval of the Recreation Advisory Board.

Adopted this 2 day of February, 2015.


Mark Swanger, Chairman, Haywood County Board of Commissioners

ATTEST: 
Ira Dove, Clerk to the Board

Announcement of Work Session

Chairman Swanger stated that there will be a commissioner's work session on Monday, February 23rd from 1:00 p.m. to 4:30 p.m. in the training room at the Health & Human Services Agency.

Commissioner Upton made a motion to enter into Closed Session for: Attorney/Client Privilege G.S. §143-318.11(a)(3).
Commissioner Sorrells seconded, the motion carried unanimously.

The Board returned from Closed Session.

ADJOURNMENT

Commissioner Upton made a motion to adjourn the regular Board meeting.
Commissioner Sorrells seconded; the motion carried unanimously.

The time of adjournment was 11:06 a.m. The DVD is attached by reference to the minutes.

CLERK

CHAIRMAN

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