

HAYWOOD COUNTY COMMISSIONERS

REGULAR MEETING – June 6, 2016

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 L. Kevin Ensley, Michael T. Sorrells and Bill L. Upton present. Staff members present were County Manager Ira Dove, Asst. County Manager, Stoney Blevins, County Attorney Leon M. “Chip” Killian, III, Finance Director Julie Davis and Deputy Clerk Candace Way.

PLEDGE OF ALLEGIANCE

Chairman Swanger led the Pledge of Allegiance.

INVOCATION

Commissioner Ensley offered the invocation.

CALL OF SPECIAL INFORMATION MEETING OF MEMBERS OF THE PUBLIC

Chairman Swanger recognized Finance Director, Julie Davis.

Ms. Davis explained that this meeting concerns financing of the Animal Services facility project. It is required by the USDA to present the information to the public, and give the public a chance to ask questions.

CALL FOR A PUBLIC HEARING

Chairman Swanger recognized Finance Director, Julie Davis.

Ms. Davis explained that the public hearing is to ask citizens to come forward and make comments regarding the financing relevant to the second loan. The USDA will not cover the construction, so the county has to obtain an interim construction loan with a bank and be approved by the Local Government Commission (LGC). She read both notices to the Board.

Mr. Killian confirmed that it is appropriate to notice both for 5:30 p.m. as long as one session was adjourned and moved to the next session.

With no objection, Chairman Swanger set the special information meeting of members of the public and the public hearing for 5:30 p.m. on June 20th in the Historic Courtroom of the Historic Courthouse.

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.

Bruce Kellum addressed the Board. He spoke of carrying of weapons on county property. He said that the proposed ordinance is against the second amendment. He said that he feels that it is too expensive here to get a permit, therefore limiting the rights of a citizen.

Samuel Edwards addressed the Board. He spoke against the County Grounds Use Ordinance in the current form. He feels that it will not be a deterrent, and that no ordinance would have any effect on a criminal.

Chairman Swanger reminded the citizens that the carry of concealed weapons on this ordinance will be allowed on county property, but not in county buildings.

Kris Estep addressed the Board. He said that he feels the Ground Use Ordinance contains a lot of vagueness. He asked who makes the decision if the use benefits the county. He objects to the requirement of cleaning up, as someone may throw a handout on the ground that he gives them, and he doesn't feel responsible to clean it up. He said that there is too much subjectiveness in the ordinance.

Chairman Swanger remarked that any activity on Main Street or the sidewalks does not pertain to the ordinance. He said that stakes cannot be driven into the county grounds.

Ruth Kellum addressed the Board. She said that it is her right under the second amendment to carry guns. She said that she feels safe seeing a gun on someone.

Richard West addressed the Board. He referenced the constitution and said that the first ten amendments are not part of it, the bill of rights was added to address concerns. He said that the ordinance indicates that it is intended to allow political powers here to enforce the ordinance which prohibits free speech. He also asked that no taxpayer money be spent on the proposed animal services project.

Connie Hewitt addressed the Board. She stated that she feels that the shelter needs to proceed before money has to be spent on a nonviable shelter. She feels the design is basic and non-frivolous. She said that intake is down because the rescue groups are overextended. The best place for the public to visit is in a clean shelter.

Kathryn Trull addressed the Board. She stated that she opposes any further restrictions on concealed carry in the county and on county property. She encouraged the Board to restrict citizens as little as possible in their decisions and vote against any further restrictions. She feels the second amendment rights are overreaching.

Chairman Swanger reiterated that if someone has a concealed carry permit, they may carry on any county grounds located in Haywood County. He said that the sidewalks are not under jurisdiction of the County, they are under the Town of Waynesville. He said that any carry was prohibited in 1995, and he encouraged everyone to read the revised proposed ordinance.

Alan Davis addressed the Board. He said that he is the pastor of the Woodlands Baptist Church. He said that he interpreted the Grounds Use Ordinance to say that if you are participating in anything on county grounds, you are not supposed to have a concealed weapon. He said that North Carolina state law allows open carry. He said that the Grounds Use Ordinance is going to make an otherwise law abiding citizen unlawful. He said that he will continue to preach from the sidewalks, and if it breaks the ordinance, he will be arrested and come back and do it again. He also questioned the reason that the Sheriff has to ask permission to work with other counties, as he is an elected official.

Debbie King addressed the Board. She stated that according to the Grounds Use ordinance, there is to be no amplification of voice or music without permission of Facilities and Maintenance Director. She asked about the types allowed or not allowed. She asked about prohibited activities such as a car in the garage being in violation if there was a sign on it. She encouraged the Board to vote against both ordinances proposed tonight.

Kevin Massey addressed the Board. He said that he felt that any modifications of open carry to conceal carry would be at anyone's discretion on when it goes from conceal to open. He believes the second amendment right is being taken away.

Bruce Kellum addressed the Board again saying that he wanted the Board to know that he understood that it is concerning the open carry but he cannot afford to get a permit for concealed. He is against limiting rights to carry.

Chairman Swanger noted that one phrase when talking about the second amendment that is not included is the term "well regulated" which speaks for itself.

Vice-Chairman Kirkpatrick said that he knows that the federal and state government have passed laws prohibiting bringing weapons into buildings. He noted that he has been approached many times by citizens that are concerned about it. Most are satisfied by the fact that they can't have one in the building. He said that anyone can have as many guns as they want and can carry them out in the streets, just don't bring them into the county buildings. He said that he knows that people that take permit classes are notified that they cannot take guns in certain buildings. One place not allowed by state law is a building where there is a courtroom. When looking at other county buildings, DSS is a place where kids are being exchanged and sometimes a parent is not happy, so no type of weapon should be allowed. He said that same pertains to sporting events on school grounds. He said that the commissioners felt that if they started to say guns are allowed in one county building but not another, it would lead to confusion. He spoke of the Grounds Use Ordinance. He said that it allows preaching all day if someone wants that. If a person hands out pamphlets, he does not think it's unreasonable to ask to them to pick up trash if

someone throws it down. He said that he understands the point of view concerning limiting rights and the concern for that. He said that the commissioners have tried to listen in the previous meetings where it has been discussed, and has tried to change the ordinance to make it less restrictive, and also to protect people. He said that he feels comfortable with the changes made and feels they are not in violation of constitutional rights. He said that he supports the ordinance with the changes.

Chairman Swanger spoke of the comment made about amplification, reminding everyone that public business is conducted in this building and things can be amplified to point where business cannot be conducted.

Commissioner Ensley reminded the citizens that as the ordinance is now, no one can carry at all. This ordinance allows concealed carry, and he feels that it is consistent with state laws. He said that if he was to vote against the revised ordinance, there will be no carry at all. He said that he would support open carry. He noted that he would like to allow carry in buildings where available, but he doesn't have the support from the other commissioners. He asked why there is a four hour limit on the Grounds Use Ordinance. Mr. Dove responded that this pertains to normal operating hours, and is to allow the accommodation of multiple requests during a working day which can be extended upon request. Commissioner Ensley asked about the required clean up and Mr. Dove responded that this would pertain to all types of littering.

Commissioner Sorrells agreed with the comments by the other commissioners. He said it has never been the intent to do anything other than protect the integrity of County grounds, and allow its continued use. He said that after listening to citizen input during open meetings, the majority of the language has been taken out. He noted that some private places do not allow any guns, and the County is following state and federal law.

Mr. Killian noted that the County Grounds Use ordinance presented is the fifteenth version that he has, and the Concealed Carry is the sixth version. This does not include the changes that have been made by the County administration.

CONSTITUENT CONCERNS

Commissioner Upton commented on the animal shelter, stating that what he has noticed is if someone is in favor of it, they call it the animal shelter, if they are against, they call it the dog pound. He said that it all will depend on the price, and he hopes as the County moves through the process, an acceptable price can be found. He said that he has received a lot of the same comments. He said that the meetings are open and transparent, which he feels makes the Board susceptible to more criticism.

Vice-Chairman Kirkpatrick said he has been approached concerning the animal shelter more than any other subject. He said that his main concern is the cost, and a lot of the same concerns cannot be ignored. He said that as this moves forward it will need to be scrutinized. He said that as he has expressed in earlier meetings, he believes the County needs one but maybe not to the extent as what is being put forward. He said that he would like to know plans, costs cuts, and donations. For projects such as this that are not necessarily mandated, he doesn't mind money from philanthropic groups but would like to know what they are contributing.

Commissioner Ensley congratulated Don Smart and John Queen, two Haywood County farmers, for being inducted in to the Western North Carolina Hall of Fame. He said that Mr. Queen runs the stockyard in Canton. He said that Saturday, he and Mr. Dove were at the Pathways Center dedication, he thanked the rest of the Board for allowing the lease of the space. He said that the Sheriff was there and talked about the recidivism rate, noting that when he took the office in 2013, their rate was high and the jail was full. He said that today, because of Pathways and people in the community, they are able to change people's hearts which changes their actions. He said that the annex is not being used which is saving about one million dollars per year. He noted that it cost \$55 dollars per day to house an inmate.

Commissioner Sorrells said that he has received a lot of comments from citizens concerned about the cost of the proposed animal shelter. He said that he has assured them that the County is being diligent in tracking and will continue to do so. He reiterated that the Board has not decided on anything even though it is looking at financing. He said that more information has to be gathered before a decision is made.

b. General Fund – Human Services – JCPC - \$37,511

Ms. Davis explained that this budget amendment is allotted additional money for different youth programs across the county. She said that the Aspire program match is included. Commissioner Upton stated that he is on that committee and it is needed.

HAYWOOD COUNTY
BUDGET ORDINANCE AMENDMENT
FISCAL YEAR 2015-2016

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, 2016:

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

Department & Account	Account Number	Current Budget	Increase (Decrease)	Amended Budget
Health & Human Services				
Youth Services - JCPC-Balloon Savings	11202-00002	48,100	1,200	49,300
Youth Services - JCPC-Compassionlight	11202-00004	34,800	1,800	36,600
Youth Services - JCPC-Flow for Life	11202-00004	3,950	1,500	5,450
Youth Services - JCPC-Project Challenge	11202-00004	47,000	(2,000)	45,000
Youth Services - JCPC-Operation Aspire	11202-00007	38,300	27,674	65,974
Youth Services - Other programs	11202-00008	4,884	(2,500)	2,384
which will result in a net increase (decrease) of \$		37,511		

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				
JCPC-Excess Earnings	11000-43820-0002	37,400	1,400	38,800
JCPC-Compassionlight	11000-43820-0012	28,000	3,817	31,817
JCPC-Flow for Life	11000-43820-0030	3,819	1,400	5,219
JCPC-Project Challenge	11000-43820-0030	38,800	(1,817)	36,983
JCPC-Operation Aspire	11000-43820-0043	28,300	32,000	60,300
				37,511

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

Adopted this 6 day of JUNE, 2016.

ATTEST: [Signature]
Clerk to the Board

[Signature]
Chairman
Haywood County Board of Commissioners

Explanation:
To cover the additional amount assigned for the JCPC-Excess Earnings, Project Challenge and Operation Aspire throughout the year.

c. Special Revenue Fund – Fire Districts - \$129,310

Ms. Davis explained that the amendment is additional tax revenue coming in across all fire departments, and is to make sure that money is in the budget to give to the fire departments.

HAYWOOD COUNTY
BUDGET ORDINANCE AMENDMENT
FISCAL YEAR 2015-2016

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, 2016:

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
SRR Fire Service Dist	20434-5000** see attached	4,058,500	129,310	4,187,810
which will result in a net increase of \$		129,310		

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
SRR Fire Service Dist. Tax	28201313-4**** see attached	4,058,500	129,310	4,187,810

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

Adopted this 6 day of JUNE, 2016.

ATTEST: [Signature]
Clerk to the Board

[Signature]
Chairman
Haywood County Board of Commissioners

Explanation:
To increase the budget to reflect the additional amount of taxes anticipated to be collected through June 30. These funds to pass to the relevant Service Districts.

3. Request approval of an authorizing resolution for Animal Services project – Finance Director, Julie Davis.

Chairman Swanger recognized Ms. Davis. Ms. Davis read part of the resolution to the Board. She said that this is for the Animal Services building project, and is for the construction contract before the completion of the building. It is also for the USDA financing which will span 40 years. She said that it will authorize the negotiations for the County manager and her to talk to the banks. The amount is not to exceed \$3.35 million dollars, and is not expected to come in that high. She said that it also authorizes the public hearing.

Chairman Swanger said that this does not commit the County to anything.

Commissioner Sorrells asked if there is a cost in doing this and Ms. Davis responded that the County will have to engage special counsel, although the County has not had to use them in the past. He asked if there is a cost if for some reason it is later moving forward, as he feels that there is still a lot of work to do. Ms. Davis said that there is an application fee of about \$250. (This was amended to \$1,250 later). This is for mostly for the time involved in putting it together and having someone look into it.

Vice-Chairman Kirkpatrick asked if the cost for the project is known yet. He said that he does not like that the resolution stated the \$3.35 million. He said that in the previous meeting, he was fine with getting the specifications and seeing what the cost will be before moving forward. He asked why this couldn't wait now. Ms. Davis responded that the time frame for August will have to be met. The public hearing will have the cost estimate from the architects and will have the plans.

Mr. Dove stated that on June 20th, the architects will be here with more information. He said that the County will get final numbers after the advertisement for bids. He said that estimates can be obtained through different software. He stated that the more accurate prices will come once there are bids.

Commissioner Sorrells said that he is feeling that this is moving forward very quickly and he is not okay with it before he has the actual numbers. He noted that he is receiving a large amount of calls about the project. He asked if this can be held until the 20th. Ms. Davis said that this also authorizes the public hearing and if it is put off until the 20th, it will have to be in July.

Chairman Swanger remarked that this requires the vote of three commissioners. He said that taking the steps to move forward does not bear any harm. He said that for the \$250 application fee, he cannot see the harm. He said that there are about 20,000 people associated with animal groups in Haywood County. He said that he is not hearing that they are not supporting the shelter, and that not everybody he has talked to has these concerns. He said that this same thing was done with the old Walmart building and other county projects. He said that he recommends to provide the staff with the tools they need to be able to move forward.

Commissioner Ensley said he too is concerned about costs, however his research shows that nationwide they are expensive. The air systems and plumbing have to be there to run efficiently. He agreed that this is going to be an expensive building compared to others. He said that when people call him concerned about the costs, he tells them to go visit the shelter. With our debt service on the building, it will cost two dollars a year per Haywood County resident. He said that historically he is not for expensive buildings and he voted against the Haywood Community College Arts and Crafts building. He said that they are working carefully through this, this facility will need to last for 60 to 80 years and be something our county can be proud of. He said that there will be money in the budget for this since the Justice Center will be paid off, which costs residents \$25 a year.

Commissioner Upton said that he is concerned about the amount of debt service. He said there are other needs out there also. He noted that the money comes out of the total pot of money which reduces the fund balance. He said that the County needs to keep up what the Sheriff's Office and the schools needs are for example, and the extra concerns him. He voiced concern over being able to function long term and do everything that needs to be done with the two obligations.

Chairman Swanger stated that the justice center will be paid off soon, and the Sheriff's Office will be paid for by 2023. He said that any building we do, we have to look at that. He said that Mr. Burris and the architects are looking at alternates. He said that he wishes the \$3 million dollar figure wasn't there but understands why it has to be.

Commissioner Ensley said that interest rates won't go any lower. He said that if it is put off too long, more interest will have to be paid. He commented that the Jackson County proposed animal shelter has come in higher than this one, and their commissioners are having the same conversations as this Board.

Chairman Swanger noted that a few years after the current shelter was built, there were issues with ventilation. He said that we don't want to go through anything similar.

Vice-Chairman Kirkpatrick asked when the specifications will come from the architect and stated that he would like to see them before the hearing on the 20th. Mr. Dove said we can have them within ten days.

Mr. Burris addressed the Board and said that the plans were issued for review on Tuesday. He said as of last week, they are trying to look at alternates and parts of the facility have to be changed, such as the plumbing and electrical. He said he hopes to have it back next week.

Vice-Chairman Kirkpatrick asked what will happen if this is put off, and Ms. Davis responded that it will push the Local Government Commission (LGC) into September rather than August. Mr. Burris said that bids can be held up to 90 days. Ms. Davis said that the bank quotes can be held up to 45 days to get the best interest rates. Vice-Chairman Kirkpatrick reiterated that the only expense by approving this today, is the applicable fee, and no other expense will incur. Ms. Davis asked Mr. Killian about the special counsel fee and Mr. Killian said that they have not had to pay special counsel before, but cannot speak for them. Ms. Davis said that they have been paying the architect all along. Mr. Burris noted that the project advertisement for bids was set for June 15th. Ms. Davis said that the USDA has a process also saying that we have to have the authorization to put the project out for bids.

Vice-Chairman Kirkpatrick asked if it can put it out to bid on the 15th and Mr. Burris said that we can advertise that the plans are available for pick up. Mr. Burris said that by advertising on the 15th, the Board will have input on the 20th. He said that it is a 30 day process, which is usually the same across the state. He noted that all groups will be present on the June 20th meeting to provide information.

Vice-Chairman Kirkpatrick outlined the process by stating during the public hearing, the plan will be presented, then the notification of the bid process and start receiving bids. He asked when the County will be committed to proceeding with the project. Mr. Dove responded that by the July 18th meeting, the plan is to have true numbers and full packets.

Mr. Burris said that the bid opening is a week prior to the July meeting. Ms. Davis noted that the LGC meets the second of August and has to approve it before it goes to the contractor.

Vice-Chairman Kirkpatrick noted that he wants to make sure that it is clear that he is concerned about it, as are many others. He said that he doesn't want anyone to think otherwise. He asked if there any other costs other than the application. He said that he thinks about the other needs of the County.

Commissioner Sorrells said that if the only cost is the application fee to get it out there for the real numbers, then he is okay with it. Ms. Davis said that she will not be sending out the application until the first week of July.

Commissioner Upton said that he doesn't want to appear to be hurrying the process and if we need to move slow that is the way we need to proceed. He noted that other things change. He said that when the Board started talking about the shelter, they did not know about the school system in dire needs. He said the demands on the County money is great.

Chairman Swanger noted that school's fund balance will be discussed in the work session. He noted that with the funding formula and appropriations, we are one of best in the state.

The Board took a recess at 10:42 a.m. for a tape change and reconvened at 10:47 a.m.

Ms. Davis informed the Board that during the break, she checked the price of the loan application fee, and it is \$1,250 rather than \$250.

Chairman Swanger asked if anyone wanted to reconsider the vote, no one did.

OLD BUSINESS

Request approval of the Carrying of Concealed Weapons and Displaying of Firearms

Chairman Swanger recognized County Manager, Ira Dove.

Mr. Dove stated that the present ordinance is over 20 years old and is a complete ban. This revision loosens the old ordinance. The primary purpose is to allow more rights for conceal carry on county grounds. He said that the legalities of the revisions were reviewed. He stated under the proposed ordinance, it will be unlawful to carry in county buildings. He said that there are open carry exceptions, for example, the county fairgrounds during certain times and events. He commented that the proposed ordinance has significant changes.

Commissioner Ensley commented that based on his research, maybe ten counties allow carrying of concealed weapons on county grounds, the rest do not. He said that he is not aware of any counties that allow open carry on county grounds

Vice-Chairman Kirkpatrick made a motion to approve the Carrying of Concealed Weapons and Displaying of Firearms Ordinance. Commissioner Upton seconded and the motion passed unanimously.

Request approval of the County Grounds Use Ordinance

Chairman Swanger recognized County Manager, Ira Dove.

Mr. Dove reviewed the proposed Grounds Use Ordinance with the Board. He explained that there is a broader exception unique to certain county owned property such as the use of the fairgrounds. Also there are exceptions for Allen's Creek Park, which the Recreation Advisory Board can make. He noted that there was a big change made with the addition of Unmanned Aircraft Systems, which was added after discussions with a local expert consultant. FAA rules are in a state of fluctuation, and the County is required to follow. People who were also operating these systems must file a Notice to Airmen document which is a regulation of the FAA if they are going to be in certain spaces.

Chairman Swanger questioned one comment made about being able to display a sign, and Mr. Dove responded that holding or carrying would not be problem.

Chairman Swanger suggested adding a part that nothing prohibits the holding of a sign.

Commissioner Ensley suggested that if the word "display" in section 100.03 is removed that should take care of the issue.

Mr. Killian advised to add the sentence, "Nothing herein shall prohibit the holding of a sign by an individual." in section 100.3.

Vice-Chairman Kirkpatrick suggested deleting the word "private" in section 100.04.

Vice-Chairman Kirkpatrick made a motion to approve the County Grounds Use Ordinance with the revisions as described by deleting the word "display" from the fourth paragraph from the bottom of Section 100.03 and in addition of the following language, "Nothing herein shall prohibit the holding of sign by an individual." The deletion of the word "private" from the second line of paragraph 5 in section 100.04 Commissioner Upton seconded and the motion passed unanimously.

NEW BUSINESS

Request approval of Blue Ridge National Heritage contract with JB Media Group, LLC

Chairman Swanger recognized BRNHA Executive Director Angie Chandler.

Commissioner Ensley left the meeting.

Ms. Chandler explained that this is the final contract of this project in the amount of \$15,000. This gives short term marketing through the grant, develops a social media campaign, and provides enhancement to the website. The project should be done by the end of September.

Commissioner Sorrells made a motion to approve the JB Media Group contract in the amount of \$15,000 as described. The motion was seconded by Vice-Chairman Kirkpatrick and passed by quorum. Commissioner Ensley was not present for the vote.

Request approval of the Town of Maggie Valley, Town of Canton and Lake Junaluska Assembly's annual fireworks displays

Chairman Swanger recognized Fire Marshal, Johnny Glance.

Mr. Glance stated that all required licenses and permits have been obtained by the towns and Lake Junaluska. Maggie Valley and Lake Junaluska's fireworks will be on July 4th, and the Town of Canton will be on July 5th.

Commissioner Upton made a motion to approve the annual fireworks display of the Town of Maggie Valley, Town of Canton and Lake Junaluska. The motion was seconded by Commissioner Sorrells and passed by quorum. Commissioner Ensley was not present for the vote.

Commissioner Ensley re-entered the meeting.

Request approval of Resolution Declaring Surplus And Authorizing For Disposal Using Private Sale

Chairman Swanger recognized County Manager, Ira Dove. Mr. Dove explained that Emergency Management has requested the transaction with Haywood Community College by private sale. They have three trailers that are older and not the right size for their needs. They are trying to raise the funds to buy one that they can outfit.

Commissioner Upton made a motion to approve the resolution declaring surplus and authorize for disposal using private sale as described, a trailer belonging to Emergency Management for sale to Haywood Community College in the amount of \$3,000. The motion was seconded by Commissioner Ensley and passed unanimously.



Request approval of the Winthrop operating lease renewal

Chairman Swanger recognized IT Director, Lori Tomlin. Ms. Tomlin explained that this is a renewal of the 2013 operating lease to upgrade outdated server equipment. This will install newer updated equipment, which is primarily the disc storage.

Commissioner Sorrells made a motion to approve the Winthrop operating lease renewal as presented and was seconded by Commissioner Ensley. The motion passed unanimously.

Vice-Chairman Kirkpatrick requested it be noted for the public that IT expenses are expensive, however the County cannot function if it is are not working properly.

Commissioners Sorrells and Ensley concurred, stating that it is the same with their businesses.

Chief Haynes said that mutual aid has been done with Hendersonville in the past with the safety grant on I40 and I26. He said that we have worked with them to provide assistance during the floods. He noted also when police chiefs change, so do the agreements.

Request approval of Mutual Assistance Agreement with Asheville Police Department
 Chairman Swanger recognized Chief Deputy Jeff Haynes. Chief Haynes explained that this agreement is the same as the others, and is appropriate to have with each jurisdiction the Sheriff's Office works with.

Commissioner Ensley made a motion to approve The Mutual Assistance Agreement with Asheville Police Department and Vice-Chairman Kirkpatrick seconded. The motion passed unanimously.

Request approval of Resolution Adopting A Policy For Mutual Assistance With Other Law Enforcement Agencies
 Chairman Swanger recognized Chief Deputy Jeff Haynes. Chief Haynes read the resolution to the Board.

Vice-Chairman Kirkpatrick made a motion to approve the Mutual Assistance Agreement with Other Law Enforcement Agencies as presented and was seconded by Commissioner Ensley. The motion passed unanimously.



Request approval to change the Health and Human Service Agency Dental Clinic schedule

Chairman Swanger recognized HHSA Director, Stoney Blevins. Mr. Blevins stated that it is hard to keep Friday hours. He said that the Health Department has been through three dentists in the 18 months he has been with the County. He said that a 4 day, ten hour work week will be better for taxpayers, it will cut costs with not having to have second dentist. He said that the Health & Human Services Agency Board unanimously recommends this change.

Chairman Swanger said that while he has been sitting on that board, it has been a constant problem. He feels this will serve better.

Commissioner Upton made a motion to approve the Health and Human Services Agency Dental Clinic schedule from a five day-eight hour work week to a four day-ten hour work week and Vice-Chairman Kirkpatrick seconded. The motion passed unanimously.

Request approval of Philanthropic Naming Rights Policy

Chairman Swanger recognized County Manager, Ira Dove. Mr. Dove said that two organizations, one by the Library and one by Animal Services, have requested naming rights. They are friend groups they want to raise money and have recognition put up in the buildings. This policy will allow that. He reviewed the parameters for people to work within, noting that it still would be a county controlled building. There is a fund raiser for the animal services building on June 16th where the group would like to have donor naming rights.

Commissioner Sorrells said that he recognizes the need for this and welcomes input and monetary investments for this project.

Chairman Swanger noted that there is more than one agency that receives donations and it will be good to have a policy on this.

Vice-Chairman Kirkpatrick made a motion to approve the Philanthropic Naming Rights Policy as presented. Commisisoner Upton seconded and the motion passed unanimously.

Request approval of the naming rights capital campaign for the Animal Services building and approval of the proposed naming rights plan

Chairman Swanger recognized Animal Services Director, Doyle Teague. Mr. Teague introduced Sara Jane League from the Friends of the Animal Shelter. He stated that under the policy, they have put together a paper outlining the prices for sponsoring certain rooms.

Ms. League said that she appreciates the consideration of the Board as it moves forward with a shelter. She noted that her group is working to educate the public on the need for a new shelter and raising capital campaign

Vice Chairman Kirkpatrick commented on the proposed list of items with the plaque size, noting the \$250,000 donation for the adoption lobby.

Mr. Teague explained that this would mean the meet and greet rooms would be \$50,000 each.

Ms. League said that donations would be for over and above needs such as furniture and not construction itself. It will go toward the outfitting of that area.

Commissioner Sorrells asked if the donations go towards the actual construction and getting ready to open or is it just after the building is ready to go.

Mr. Teague explained that the Friends of the Shelter will outfit beyond that with their fund raising. For example, they have already received a \$100,000 pledge to be used for the medical facility.

Mr. Dove said that people know that if they donate they will receive the plaque.

Vice-Chairman Kirkpatrick confirmed that the money will be returned to the donor if building is not constructed.

Ms. League said that there will be a reception for fund raising services on June 16th at the Wells Center from 5:30 p.m. to 7:30 p.m.

Commissioner Ensley made a motion to approve the naming right capital campaign for the Animal Services building and approve the proposed naming rights plan. Vice-Chairman Kirkpatrick seconded and the motion passed unanimously.

Commissioner Upton made a motion to enter into Closed Session for:

Attorney/Client Privilege – G.S. §143-318.11(a)(3)
Closed Session Minutes - G.S. §143-318.11(a)(1)
Personnel - G.S. §143-318.11(a)(6)

He noted that there will be a Work Session immediately after the regular meeting adjournment.

Vice-Chairman Kirkpatrick seconded and the motion carried unanimously.

The Board returned from Closed Session.

Chairman Swanger noted that the following Closed Session Minutes were recommended for approval and release by consensus:

- November 16, 2015 - Economic Development §143-318.11(a)(4)
- March 7, 2016 – Closed Session Minutes §143-318.11(a)(1)
- March 7, 2016 - Attorney/Client Privilege §143-318.11(a)(3)

Commissioner Upton motioned to approve and release the Closed Session minutes as presented. Vice-Chairman Kirkpatrick seconded and the motion passed unanimously.

Chairman Swanger noted that the following Closed Session Minutes were approved but not yet release subject to review at a later date by consensus.

- March 7, 2016 - Attorney/Client Privilege §143-318.11(a)(3)
- March 7, 2016 – Economic Development §143-318.11(a)(4)
- March 7, 2016 – Economic Development §143-318.11(a)(4)
- March 7, 2016 – Economic Development §143-318.11(a)(4)/ Attorney/Client Privilege §143-318.11(a)(3)
- March 7, 2016 - Attorney/Client Privilege §143-318.11(a)(3)
- March 21, 2016 - Attorney/Client Privilege §143-318.11(a)(3)
- March 21, 2016 - Attorney/Client Privilege §143-318.11(a)(3)
- March 21, 2016 - Attorney/Client Privilege §143-318.11(a)(3)

Commissioner Ensley motioned to approve but not yet release the Closed Session Minutes as presented. Vice-Chairman Kirkpatrick seconded, the motion carried unanimously.

Chairman Swanger noted that the following Closed Session Minutes were approved but do not release by consensus.

- March 7, 2016 - Attorney/Client Privilege §143-318.11(a)(3)
- March 21, 2016 - Attorney/Client Privilege §143-318.11(a)(3)

Commissioner Upton motioned to approve but do not release the Closed Session Minutes as presented. Commissioner Ensley seconded; the motion carried unanimously

ADJOURNMENT

Chairman Swanger asked if there was any further business.

With no further business, Vice-Chairman Kirkpatrick made a motion to adjourn the regular Board meeting. Commissioner Upton seconded; the motion carried unanimously.

The time of adjournment was 12:43 p.m. The DVD is attached by reference to the minutes.

CLERK

CHAIRMAN

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