

HAYWOOD COUNTY COMMISSIONERS

REGULAR MEETING – August 15, 2016

CALL TO ORDER

Chairman Mark S. Swanger convened the regular meeting of the Haywood County Board of Commissioners at 5:30 p.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.

PUBLIC HEARINGS**Public Hearing for the no match grant application from the Edward Byrne Memorial Justice Assistance Grant Program**

Chairman Swanger recognized Chief Deputy Haynes.

Chief Deputy Haynes explained that the public hearing is regarding the no match grant application for the Edward Byrne Memorial Justice Assistance Grant Program for body armor and ballistic vests for the Sheriff’s Office. He explained that it is based on three year cumulative violent crime statistics. Based on those statistics, Haywood County is eligible for the no match grant.

Chairman Swanger commented that the public hearing is required according to the grant approval process, noting that there would be action at the next board meeting.

Chairman Swanger opened the public hearing for comment.

Receiving no comments, Chairman Swanger closed the public hearing at 5:34 p.m.

Public Hearing for the consideration of the High Impact Development Ordinance

Chairman Swanger stated that the next public hearing is for the consideration of the High Impact Development Ordinance, noting that any action by the Board will be at the next meeting at the earliest, and recognized County Manager, Ira Dove.

Mr. Dove presented a power point to the Board, explaining that the purpose of the ordinance is for the protection of vulnerable populations. He noted that populations within certain facilities have limited mobility, or complicated or difficult evacuation options such as: public and private schools, child care institutions, daycare centers, hospitals, nursing care homes, retirement and assisted living facilities and correctional institutions.

He described regulated entities as chemical facilities, asphalt plants, explosives, mining/extraction operations/quarries, hazardous waste, landfills and combustible and flammable bulk fuel storage. He explained that the type of entity would determine the required separation, setbacks, buffers and screening requirements.

He reviewed some questions that have been brought to him:

How is a service station that sells propane covered by the Ordinance, and if the owner wants to expand, what does he need to do? He responded that non-conforming uses will be allowed to continue. However, if the owner wants to expand the type of usage, or wants to change what they have by more than 50%, this could change that.

Some options that the Board could look at to change would be:

- Look at quantity of the threshold, which could be set to 1000 pounds.
- Include only above certain bulk storage.
- Look at separation distances.

On an existing business such as a rock quarry, if the property owner wants to expand the facility, how does it affect that, and what does he need to do? Mr. Dove said under the nonconforming use, they can look at what is on the property. Permitting or variance type issues would be case by case.

Some options that the Board could look at:

- Adjusting the percentage of what an owner could change.
- Allow preexisting businesses to expand without any further requirement.
- In industries that are regulated by other entities, have the requirements included.

What if a party wants to move a daycare or nursing home next to one of these businesses, how does it work to protect the children and elderly, and do measures need to be put into place to do so? Mr. Dove stated that the ordinance has been drafted on a business perspective.

Some Board options:

- It can be stipulated in the ordinance that those businesses cannot be put next to a business that is not safe.

Planning Director, Kris Boyd addressed the Board. He explained that the proposed ordinance is a draft, and can be changed any way the Board or public would like. He noted that some changes take a little time, as it could be a substantial change to the document. He explained that this is the document that the planning committee has approved and will not have to go back to the committee to finalize.

Chairman Swanger opened the public hearing for comments.

There were no public comments.

Commissioner Upton remarked that the ordinance seemed straight forward and made sense. He noted that it is something that is needed in the County.

Commissioner Ensley questioned if churches need to be listed as a vulnerable entity. Mr. Boyd responded that they are not there based on the general thought process on the draft. He explained that listed are populations that typically cannot help themselves.

Commissioner Ensley noted that a lot of the business community likes to have ordinances so when they are going into a community that has structure like this, they will not go into a site that they cannot build on. It gives guidance on where they are allowed to build. He asked if a variance can be given to an institution that wants to build near one of the entities listed. Mr. Boyd answered that there is not a process in the draft ordinance, but there are variance procedures that have been used in the past.

Chairman Swanger asked if daycares will include adult day cares. Mr. Boyd answered that in order to stay standard with state guidelines, the County will need to use the list of licensed daycare facilities offered by the state. It does not have to be children only.

Commissioner Sorrells stated that in the list of regulated entities, flammable liquids does not have class I or class II, and those are common throughout communities in service stations. He said that he feels that needs to be looked at more closely and not be so stringent with them. Some established businesses may be close by and under particular regulations. Often they have to do upgrades to be conforming. He noted that the 1000 gallon propane tanks discussed are as big as some pumping stations. He said that a service station could have bulk storage of 30,000 to 40,000 gallons being used and going offsite; some below and some above ground storage. He urges the Board to look at existing situations around the county and be friendly to them if they want to expand. He said that he has no problem with the general concept, but feels little pieces need to be tweaked.

Chairman Swanger commented that it needs to be protective for people, but not overboard for what is going on typically in the community. He asked how much separation is too much. Mr. Boyd answered that he can get some options to address this and will get them back to Mr. Dove.

Commissioner Ensley remarked that it is common sense because it is trying to protect vulnerable population. He noted that he had to keep bringing himself back to the certain types of facilities when reviewing the ordinance.

Chairman Swanger noted that a lot of businesses don't mind ordinances because they provide clarity for them.

With no further comments, Chairman Swanger closed the public hearing at 5:54 p.m.

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 were no public comments.

CONSTITUENT CONCERNS

Commissioner Ensley remarked that he had attended the groundbreaking for the Chick Fil A, and is looking forward to them being in the county.

ADMINISTRATIVE/AGENCY REPORTS**Smoky Mountain Center Fiscal Monitoring Report**

Chairman Swanger recognized Finance Director, Julie Davis.

Ms. Davis explained that this is the quarterly report that the Smoky Mountain Center sends to her to report to the Board. She said that revenues through June 30, the final fiscal year end is \$386,384,662. Expenditures were \$383,822,045, with a net increase of \$2,562,617.

DISCUSSION / ADJUSTMENT TO AGENDA

There were no discussions/adjustments to the agenda.

CONSENT AGENDA

Commissioner Upton made a motion to approve the consent agenda as presented. Vice-Chairman Kirkpatrick seconded, the motion carried unanimously.

1. Approval of August 1, 2016 regular meeting minutes.
2. Request approval of July 2016 Refunds, Releases, Amendments and Discoveries – Judy Hickman, Asst. Tax Assessor
Ms. Hickman stated that there was nothing out of the ordinary this month.
3. Request approval of the Settlement of Taxes for 2015-2016 – Mike Matthews, Tax Collector. Mr. Matthews explained that the net levy was \$42,128,606. Current taxes collected were \$40,980,469. Net levy minus the motor vehicles was \$39,104,845 with a total collection of \$37,956,815.

Commissioner Ensley asked what write off was and Mr. Matthews stated that was when it goes back to 2006 for old motor vehicles and older items like that, stating that his department goes back six years. He said that those taxes will not be collected.

Chairman Swanger asked that Mr. Matthews bring to the next meeting how many delinquent garnishments, attachments, levies completed with the Sheriff's Office, foreclosures in house and with Mark Pinkston and delinquent occupancy taxes have been collected so the Board will know what has been done and how they are being collected.

Commissioner Ensley asked what "levy added" means. Mr. Matthews responded that he would have to bring the explanation back to the Board.

4. Request approval of Health & Human Services Agency Contracts over \$50,000 – Stoney Blevins, HHSA Director/Asst. County Manager -
 - a. Mountain Projects, Medicaid Medical Transportation - \$100,000 –
 - b. Elite Transportation Services, Medicaid Medical Transportation - \$50,000 –
 - c. Champion Cab, Medicaid Medical Transportation - \$60,000
 - d. Premier Cab, Medicaid Medical Transportation - \$70,000
 - e. Haywood Vocational Opportunities, Inc., - \$72,800

Mr. Blevins explained that the first four are for Medicaid transportation for non-emergency medical visits. He stated that the funds are paid through Medicaid. The fifth request is for vocational job readiness through the Work First program.

Commissioner Ensley confirmed that the reimbursement is a Medicaid pass through.

Commissioner Sorrells reiterated that the funding and process to meet the criteria is in place and these are annual contracts here for final approval.

- 5. Request approval of Dr. Lisa Flora to serve as a contract service provider at the Haywood County Wellness Center –
 Mr. Blevins explained that at the Wellness Center, Dr. Bunio is contracted for medical planning and he works at the clinic when the Physicians Assistant is not available. He is recommending to contract with a second physician when he is not able to work. Dr. Flora is currently on the Health & Human Services Board in an advisory capacity per NCGS §14-234, and in order for her to receive funds under the contract and serve on the advisory board, it will need to be Board approved.

Mr. Killian agreed, noting that it requires Board approval.

- 6. Budget Amendment – Julie Davis, Finance Director
 - a. General Fund – Public Safety - \$155,377 & Community Development - \$100,732.
 Ms. Davis explained that these are pass through grants that weren't all spent in Fiscal Year 2016 for the Arrest Grant and for Blue Ridge Heritage Grant.

HAYWOOD COUNTY
BUDGET ORDINANCE AMENDMENT
FISCAL YEAR 2016-2017

PER:
JWL _____

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, 2017.

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	11 4310 510003 15ARR	-	151,691	151,691
Office Supplies	11 4310 520003 15ARR	-	3,686	3,686
Community Development				
Other Contract	11 4800 050873 110RN	-	100,732	100,732
which will result in a net increase of \$		256,109		
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				
Intergov't Revenue CJP- 15ARR	11 0050 443133 15ARR	-	155,378	155,378
Restricted Intergovernmental				
Intergov't Revenue Non-Federal	11 0050 446363 110RN	-	100,732	100,732

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

Adopted this the 15th day of Aug, 2016

ATTEST: Julie Davis
Clerk to the Board

Mark Sawyer
Chairman
Haywood County Board of Commissioners

Explanation: To appropriate budget to FY 2017
from revenue not spent in FY 2016 for the
Arrest Grant Prosecution Unit & Sent Training Team
To appropriate budget in FY 2017 from revenue not spent
in FY 2016 for Blue Ridge Heritage Grant

- b. General Fund – from fund balance - \$42,480
 Ms. Davis explained that this is for Central services commitments from the IT department for contract work that was not completed by the end of June. It is mostly work for the time clock system.

HAYWOOD COUNTY
BUDGET ORDINANCE AMENDMENT
FISCAL YEAR 2016-2017

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, 2017.

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

Department / Item	Account Number	Current Budget	Increase (Decrease)	Amended Budget
General Services				
Information & communications				
Professional services	114200-0000	16,312	27,600	43,912
State processing software	114200-0000	35,271	890	36,161
State processing software	114200-0000	18,231	4,225	22,456
which will result in a net increase (decrease) of \$		42,480		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
Other financing sources				
Fund balance appropriation	11010-40000	40,000	2,480	42,480
			42,480	

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

Adopted this 15th day of August, 2016.

ATTEST: *[Signature]*
Clerk to the Board

[Signature]
Chairman
Haywood County Board of Commissioners

Resolution:
To re-allocate the amounts encumbered in the prior year budget to the IT projects not yet completed as of June 30, 2016.

- c. Solid Waste Management Fund – Solid Waste fund balance – \$70,170
 Ms. Davis explained this is from the Solid Waste Management Special Revenue Fund and is for multiple contracts that were not completed by the end of June.

Vice-Chairman Kirkpatrick asked what the contracts were and Ms. Davis responded that they were for a capacity study at White Oak landfill, engineering work, paving, cap maintenance, and a metal building at Francis Farm Landfill, work at the Mauney Cove Convenience Center and a blower repair. She confirmed that this is all work that had been approved and has carried over into this fiscal year.

HAYWOOD COUNTY
BUDGET ORDINANCE AMENDMENT
FISCAL YEAR 2016-2017

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, 2017.

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

Department	Account Number	Current Budget	Increase (Decrease)	Amended Budget
Solid Waste Management				
Prof. Services - Engineers - WELF	244713-019800-47180		2,800	2,800
Prof. Services - Engineers - PHLP	244713-019800-47180	83,000	25,475	108,475
Repair & Maint - equip & genials	244713-026100-47180	55,000	15,728	70,728
Repair & Maint - equipment	244713-026100-47180	20,000	6,606	26,606
OS - NEW CONSTRUCTION	244713-026700-47180		2,500	2,500
EO - other structures	244713-026800-47180	885,190	13,426	898,616
EO - other structures PHLP	244713-026800-47180		6,200	6,200
which will result in a net increase of \$		70,170		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
Fund balance appropriation	240110-40000		70,170	70,170

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

Adopted this 15th day of August, 2016.

ATTEST: *[Signature]*
Clerk to the Board

[Signature]
Chairman
Haywood County Board of Commissioners

Resolution:
To re-allocate the projects from the prior year that were not yet completed into the current year.

- d. Internal Service Fund – 2016-2016 Insurance - \$100,000
 Ms. Davis explained that this budget amendment is to increase appropriations for health insurance claims. She stated that this will come from the workers compensation fund but will not affect the general fund expenses.

HAYWOOD COUNTY
BUDGET ORDINANCE AMENDMENT
FISCAL YEAR 2015-2016

FOR: _____
BY: _____

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 Internal Service Fund - Health Insurance, the expenditures are to be changed as follows:

Department	Account Number	Current Budget	Increase (Decrease)	Amended Budget
Insurance	0000014800	4,448,876	100,000	4,548,876
Administration expense	0000010800	78,282		78,282

which will result in a net increase of \$100,000 in the expenditures of the Internal Service 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
Other Transfers				
Transfer from Internal Sv. Fund	0011040800		100,000	100,000

The effect on the Internal Service Fund - Workers Comp Fund is as follows:

Expense	Account Number	Current Budget	Increase (Decrease)	Amended Budget
Transfer to Internal Sv. Fund - Health Ins.	0011040800	200,000	100,000	300,000
Appropriation of Fund Balance	0011040001	200,000	100,000	300,000

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

Adopted this the 15th day of Aug, 2016.

ATTEST: [Signature]
Clerk to the Board

[Signature]
Chairman
Haywood County Board of Commissioners

RECEIVED The amount appropriated is used for health insurance through June 30.

OLD BUSINESS

There was no old business.

NEW BUSINESS

Request approval of Order of Collections for 2016

Chairman Swanger recognized Tax Collector, Mike Matthews. Mr. Matthews explained that this authorizes him to collect the taxes for 2016 and read the Order to the Board. He also explained that levy added was the breakdown of different districts that are added in. He said that is how the total levy is broken down and is from the different areas. He said it is where they start at and what will be collected from that area with the assessments.

He noted the tax bills will go out in September.

Commissioner Sorrells made a motion to approve the Order of Collections for 2016 as read. Vice-Chairman Kirkpatrick seconded and the motion passed unanimously.

Board of Commissioners
 Mike S. Swanger, Chairman
 J. W. "Kirk" Kirkpatrick, Vice Chairman
 L. Alan Epler
 Shu L. Davis
 Kenneth T. Sorrells



County Manager
 Bill Davis
 County Attorney
 LARRY W. KACAN, II

STATE OF NORTH CAROLINA
 COUNTY OF HAYWOOD

To the Tax Collector of the County of Haywood:

You are hereby authorized, empowered, and commanded to collect the taxes set forth in the tax records filed in the office of the Haywood County Tax Assessor and in the tax receipts lawfully delivered to you in the amounts and from the taxpayers therein therein set forth. Such taxes are hereby declared to be a first lien upon real property of the respective taxpayers in the County of Haywood, and this order shall be a full and sufficient authority to list, register, and enable you in the tax judgments, levy on and sell any real or personal property of such taxpayers, for and on account thereof, in accordance with law.

Witness my hand and official seal, this 15th day of August 2016.

[Signature]
 Chairman, Board of Commissioners of Haywood County

Attest:
[Signature]
 Clerk of Board of Commissioners of Haywood County

Request approval of annual contract between Sheriff's Office and Haywood Community College (HCC) for school resource officers

Chairman Swanger recognized Chief Deputy, Jeff Haynes. He explained that this is the HCC renewal of the contract to provide the campus with school resource officers. He noted that it is fully reimbursed from HCC.

Vice-Chairman Kirkpatrick made a motion to approve the annual contract between the Sheriff's Office and Haywood Community College to provide school resource officers on the campus of Haywood Community College in the amount of \$105,280. The motion was seconded by Commissioner Upton and passed unanimously.

Request approval of the annual maintenance agreement for Southern Software for 911

Chairman Swanger recognized Chief Deputy, Jeff Haynes. He explained that this will support the process with the 911 center and takes care of the computer aided dispatch center, mobile data in car call taking, map center addressing and paging.

Chairman Swanger confirmed that Mr. Killian had reviewed and approved the contract.

Commissioner Upton made a motion to approve the annual maintenance agreement for Southern Software for 911 in the amount of \$45,646, with a total amount paid to Southern Software of \$56,388. Vice-Chairman Kirkpatrick seconded and the motion passed unanimously.

Request approval of the upgrade to the Haywood County Government owned fiber connections and network switches

Chairman Swanger recognized IT Director, Lori Tomlin.

Ms. Tomlin explained that the requested funds are in the budget to hire a vendor to revise and reconfigure fiber connections and network switches through the nine mile run of fiber for the County facilities.

Commissioner Ensley made a motion to approve the upgrade in the County owned fiber connections and network switches in seven facilities. The motion was seconded by Vice-Chairman Kirkpatrick and passed unanimously.

Request approval of Resolution for USDA loan requirements for the Haywood County Animal Services Facility

Chairman Swanger recognized Finance Director, Julie Davis.

She explained that the County is doing a construction loan for the Animal Services facility however, there needs to be a loan obligation in place before that takes place. She introduced Pam Hysong, Area Director for the USDA to discuss this loan obligation. Ms. Hysong explained that the forms, resolution and letter of conditions are basically very similar to the ones provided for the building for Health & Human Services. She said in accepting the letter of conditions, and under these conditions, the USDA can approve the obligation of funds that are set aside for this project. She said that it will need to be obligated by the end of their fiscal year before the funds are gone. It would be a 40 year fixed loan at a 2 ¾ percent interest rate. The loan would be for \$3,350,000. She noted that they can do a lower interest rate if it goes down. She said the County will be notified of the actual approval. She said that if there were any major changes in the scope of the project, it would have to be approved first. Interim financing would be done during phases and once it is done there will be the permanent financing. Payments will begin one year after closing. She said that their security is the property being improved. The loan will require a pre-authorized debit. Every year for the first 10 years, the County will need to put one tenth of the annual payment into a reserve account. At the end of the ten years, there will be an equivalent of one year's payment. Public bidding is required for the loan. There are accounting measures, audits and reports that have to be done. The property has to be insured, and there has to be a debarment certification. During construction, some financial information showing what has been spent is required. A graduation clause is included stating that if the balance gets low enough, the County may be asked to refinance with a conventional lender, which would be towards the end of the loan, however this is not common.

Chairman Swanger confirmed that approval does not obligate the County to anything. He confirmed that this will reserve the funding in the name of Haywood County. He asked what procedure would be required if an active animal rights group is raising money for the facility. Ms. Hysong replied that they can give it towards the loan either before or after the closing.

Commissioner Ensley verified that the rate was fixed, and Ms. Hysong agreed, stating that it will be a 2 ¾ rate once it is obligated. She said that they will provide a statement authorizing to close at a lower rate if it is dropped before closing.

Chairman Sorrells confirmed that this approval will make sure the funds will be there if the Board decides to build the facility and will be available up to three years. Ms. Hysong replied that by statute, it would be available for up to five years, but stated that they would prefer it not take that long. Commissioner Sorrells confirmed that this process would be at no cost to the County.

Commissioner Upton asked if the County would have until December to borrow this money, when would their funding start over? Ms. Hysong replied that they would need to know by the end of their fiscal year which is September 30th. She noted after that, the County would have to start over and take a chance. She stated that there are big projects coming in requesting funding around the country and the funding is getting depleted more quickly than originally thought.

Vice-Chairman Kirkpatrick inquired if the County would have 3 to 5 years to utilize these funds and if once this is accepted, the funds will be set aside for Haywood County. Ms. Hysong replied that it will have to close by the end of five years.

Mr. Killian asked if the loan commitment was for five years, and Ms. Hysong stated that the funding can sit for five years. She noted that construction costs will more than likely go up during that period. Mr. Killian confirmed that any money put toward the loan will shorten the term of the loan. He noted that the refinance provision is in all contracts and Ms. Hysong replied that it is correct, explaining that would apply when an entity can afford rates and terms offered by a conventional lender. Mr. Killian noted that "can afford" is a subjective standard, and asked for confirmation of the explanation of "the cost in conventional market becomes equal to or less, they can call upon the County to refinance". Ms. Hysong explained that it means if the County got to a point that they found a similar payment, it may be requested. There are appeal rights for that.

Vice-Chairman Kirkpatrick asked about other requirements there may be if it is signed today. Ms. Hysong answered that there are plans and specifications, and they have been reviewed and approved by their engineer. She said the next step once the project is bid, and if the County is ready, is to get a contractor who can get bonds. She said that the engineer looks at the plans and specifications as far as ADA compliance, making sure they are modest plans, and good solid construction. She said that he is not trying to be a technical expert and revising what is there. He provides comments to the County.

Commissioner Ensley made a motion to approve the resolution for the USDA loan requirements and authorize the Board Chairman and Clerk to the Board to execute all forms necessary for the Haywood County Animal Services Facility. Commissioner Upton seconded and the motion passed unanimously.

Request approval of three contracts for McGill for ongoing services at Francis Fram Landfill and Convenience Centers

Chairman Swanger recognized Tax/Solid Waste Administrator, David Francis.

Mr. Francis explained the three contracts –

Technical Guidance and/or Operational in the amount of \$20,000 which is for ongoing services at the Francis Farm Landfill. The remaining two are for plans for the possible relocation of the 209 Convenience Center, plans for Fines Creek and Mauney Cove Convenience Centers and upgrades to Bethel, 110 and Beaverdam. He noted that the proposals for Mauney Cove and Fines Creek, and possibly the 209 relocation will be presented at the next Board meeting.

Commissioner Sorrells noted that engineers are necessary to make sure they are doing the work that is necessary. Mr. Francis agreed, stating that they are necessary to meet the rules and regulations in working with various towns and agencies during the upgrades. The Fines Creek work will begin sometime this fall. Mauney Cove will shut down for two months during their work. Alternative sites will be designated during these times.

Commissioner Upton made a motion to approve the three contracts with McGill & Associates for ongoing work at Francis Farm Landfill and convenience centers at Fines Creek and Mauney Cove. Commissioner Ensley seconded and the motion passed unanimously.

Mr. Killian has reviewed all of the contracts.

Request approval for two Deputy Finance Officers.

Chairman Swanger recognized Finance Director, Julie Davis. Ms. Davis explained that Local Government Fiscal Control Act requires appropriations within the budget, and before any obligation can be incurred, and if the obligation is evidenced by a contract, a certification that expenditures in a contract have been pre audited must be on the face of that contract. One requirement is that it must be the Finance Officer or any Deputy Finance Officer and must be approved by the Board. She explained that she is trying to help her staff move work along when she is not here. She is requesting that Kim Crawford and Vickie Cagle be approved as Deputy Finance Officers to complete this function.

Vice-Chairman Kirkpatrick made a motion to approve two Deputy Finance Officers for the purpose of the pre-audit function signatures in the Finance Office. Commissioner Upton seconded and the motion passed unanimously.

Request approval of resolution updating the designated official depositories

Chairman Swanger recognized Finance Director, Julie Davis. She explained that it has been some time since she provided the board with an updated list of designated official depositories that are used for county funds. The list is required to be approved by the Board. She noted that there are different banks that have come into the area and some have changed names. This list is approved by the Local Government Commission. These banks are used for financing as well as regular deposits.

Commissioner Upton made a motion to approve the resolution updating the designated official depositories for the County of Haywood. Commissioner Ensley seconded and the motion passed unanimously.

RESOLUTION
 RESOLUTION OF THE BOARD OF COMMISSIONERS
 OF THE COUNTY OF HAYWOOD, NORTH CAROLINA
 DESIGNATING OFFICIAL DEPOSITORIES

WHEREAS, the Board of Commissioners of the County of Haywood, North Carolina is the governing body of the County of Haywood, and, therefore, shall designate as its official depositories, one or more banks, or trust companies, under article three of the Local Government Budget and Fiscal Control Act, paragraph 159-11 (a);

AND WHEREAS, it is desirable for the Finance Office to deposit and invest all funds at competitive interest rates, with the necessary flexibility to achieve the best rates on county funds;

AND WHEREAS, designating the depositories will allow that flexibility;

AND WHEREAS, the amount of the funds on deposit shall be invested in deposit accounts, money bonds, or investment securities of such nature, in a sufficient amount to protect the county an account of deposits of such funds therein, and in such manner, as may be prescribed by rule or regulation of the Local Government Commission;

AND WHEREAS, the depositories are listed by the State of North Carolina Department of State Treasurer, State and Local Finance Division and the Local Government Commission as those authorized for compliance with collateralization requirements each year;

AND WHEREAS, the county is not obligated to invest county funds with any bank included on this list;

NOW, THEREFORE, BE IT RESOLVED by the Board that the following banks or trust companies, as listed on the State of North Carolina Department of State Treasurer, State and Local Finance Division and the Local Government Commission, as of April 1, 2016, be designated Official Depositories for the County of Haywood:

Ashville Savings Bank
 Bank of America, N.A.
 Bank of Tennessee
 Branch Banking & Trust
 First Citizens Bank & Trust Company
 First Tennessee Bank
 DukeTrust Bank
 FSC Bank
 Regions Bank
 SunTrust Bank
 TD Bank, N.A.
 Wells Fargo Bank

READ, APPROVED AND ADOPTED this 13th day of August, 2016.

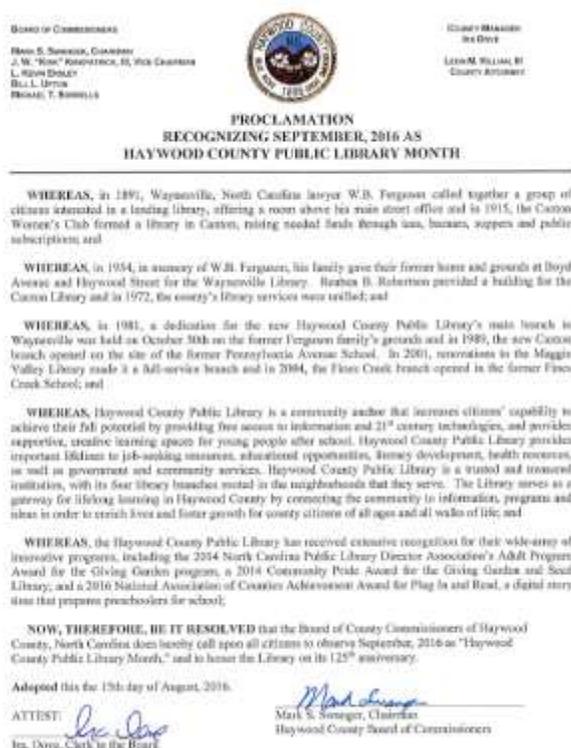
 Clerk to the Board of Commissioners

 Chairman of the Board of Commissioners

Request approval of Proclamation Declaring September 2016 as Haywood County Public Library Month

Chairman Swanger recognized Assistant Library Director, Mannie Dalton Crone. Ms. Crone stated that September is Public Library Month and also the 125th anniversary of the Library. It is also Library card sign up month.

Commissioner Ensley made a motion to approve the proclamation declaring September 2016 as Haywood County Public Library Month. Vice-Chairman Kirkpatrick seconded and the motion passed unanimously.



Request approval of reappointment and appointments to the Adult Care Home Community Advisory Committee for Long Term Care

Chairman Swanger recognized County Manager, Ira Dove. He stated that Louise Haney has been serving on the Adult Care Home Advisory Committee and is eligible for another 3 year term. Christinea Haywood and Marcia Goldstein have had extensive experience dealing with seniors and are eligible for an initial one year term.

Vice-Chairman Kirkpatrick made a motion to approve the reappointment of Louise Haney for a three year term, and Christinea Haywood and Marcia Goldstein for an initial one year term to the Adult Care Home Community Advisory Committee for Long Term Care. Commissioner Upton seconded and the motion passed unanimously.

Request approval of appointment to the Nursing Home Community Advisory Committee for Long Term Care

Chairman Swanger recognized County Manager, Ira Dove. He stated that Marjorie Bogart is eligible for an initial one year and has worked with families, elderly, and has worked with KARE.

Commissioner Upton motioned to approve the appointment of Marjorie Bogart to the Nursing Home Community Advisory Committee for Long Term Care. Vice-Chairman Kirkpatrick seconded and the motion passed unanimously.

Request approval of Tourism Development Authority (TDA) Municipal seat for the Town of Waynesville

Chairman Swanger recognized County Manager, Ira Dove. He said that this is a request from the Town of Waynesville, who has approved Ragan McBride to be the Town's municipal representative to the TDA.

Commissioner Sorrells motioned to approve the appointment of Ragan McBride to the Tourism Development Authority Municipal seat for the Town of Waynesville. Commissioner Ensley seconded and the motion passed unanimously.

CLOSED SESSION

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

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

Vice-Chairman Kirkpatrick seconded and the motion carried unanimously.

The Board returned from Closed Session

ADJOURNMENT

Chairman Swanger asked if there was any further business.

Mr. Dove stated that Lindsay Hatherlee has gone through the screening and interview process for the position of Deputy Tax Collector. He said that it was unanimous with the committee to recommend her for the position.

Mr. Matthews agreed, stating that she is a great fit to the office and he is excited to have her there.

Vice-Chairman Kirkpatrick motioned to appoint Lindsay Hatherlee for the Deputy Tax Collector position to be sworn in August 16th, 2016. Commissioner Upton seconded and the motion passed unanimously.

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

The time of adjournment was 7:28 p.m. The DVD is attached by reference to the minutes.

CLERK

CHAIRMAN

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