

**DRAFT**

1/6/11

MINUTES

cc: BOC  
Steve  
Selena  
Russ  
Christy

**STATE OF NORTH CAROLINA  
COUNTY OF HENDERSON**

**BOARD OF COMMISSIONERS  
MONDAY, JANUARY 3, 2011**

The Henderson County Board of Commissioners met for a regularly scheduled meeting at 5:30 p.m. in the Commissioners' Meeting Room of the Historic Courthouse on Main Street, Hendersonville.

Those present were: Chairman Michael Edney, Vice-Chairman Tommy Thompson, Commissioner Bill O'Connor, Commissioner Larry Young, Commissioner Charlie Messer, County Manager Steve Wyatt, Assistant County Manager Selena Coffey, Attorney Russ Burrell and Clerk to the Board Teresa L. Wilson.

Also present were: Public Information Officer Christy DeStefano, Finance Director J. Carey McLelland, Planning Director Anthony Starr, Construction Manager David Berry, Assessor Stan Duncan, Delinquent Tax Collector Lee King, Engineer Marcus Jones, 911 Communications Director Lisha Corn, Fire Marshal Rocky Hyder, Research/Budget Analyst Amy Brantley, Sheriff Rick Davis, and Officer David Pearce (as security).

CALL TO ORDER/WELCOME

Chairman Edney called the meeting to order and welcomed all in attendance.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance to the American Flag was led by Commissioner O'Connor.

INVOCATION

Dr. Sandy Beck of the Carolina Baptist Association gave the invocation.

INFORMAL PUBLIC COMMENT

1) Kenny Barnwell – Mr. Barnwell spoke in regards to the proposed changes in MOU for the Cooperative Extension. The Henderson County Agriculture Advisory Board generated an Agriculture Preservation Plan in the past and one of the primary points was hiring an Agri-Business Economic Development Director. By combining some positions and not filling a couple of others, it would free up just short of \$80,000. This along with the other money designated for agriculture would allow someone to be hired into the position at an executive level.

DISCUSSION/ADJUSTMENT OF AGENDA

Chairman Edney requested the Tax Collector's Report be pulled for discussion. Commissioner Messer requested the Cane Creek Water and Sewer District business be moved to the beginning of the meeting. *Commissioner Young made the motion to adopt the Agenda with the changes as noted. All voted in favor and the motion carried.*

CANE CREEK WATER & SEWER DISTRICT

*Commissioner Messer made the motion that the Board recess as the Henderson County Board of Commissioners and convene as the Cane Creek Water & Sewer District. All voted in favor and the motion carried.*

Please see separate Cane Creek minutes for action.

APPROVED: \_\_\_\_\_

*Commissioner Young made the motion that the Board adjourn as Cane Creek Water & Sewer District and reconvene as the Henderson County Board of Commissioners. All voted in favor and the motion carried.*

**CONSENT AGENDA**

*Commissioner Young made the motion to adopt the Consent Agenda minus the Tax Collector's Report. All voted in favor and the motion carried.*

CONSENT AGENDA consisted of the following:

**Minutes**

Draft minutes were presented for board review and approval of the following meeting(s):

December 3, 2010 – Special Called Meeting

December 6, 2010 – Regularly Schedule Meeting

**Financial Report/Cash Balance Report – November 2010**

The November 2010, County Financial Report and Cash Balance Report were provided for the Board's review and approval.

The following are explanations for departments/programs with higher budget to actual percentages for the month of October:

- Non-Profit Contributions – 2<sup>nd</sup> quarter non-profit contributions paid in advance to outside agencies
- Fire Services – Annual emergency services equipment maintenance contract payment in November
- Rescue Squad – 2<sup>nd</sup> quarter non-profit contribution paid in advance
- HOME Program – payment to Housing Assistance Corp. for Oak Haven Project
- Mental Health – Board approved 50% payment to LME for distribution to mental health agencies in September
- Tuberculosis, Risk Reduction Health Programs and DSS SmartStart – 100 percent grant funded programs

The YTD deficit in the Capital Reserve Fund is due to the transfer of fund balance to the Capital Projects Fund to be used for the Tuxedo Mill Demolition and the Recreation Parks Repair/Renovation Projects.

The YTD deficit in the CDBG – 2008 Scattered Site Housing Project Grant Fund, the CDBG – Warm Company Grant Fund, the CDBG – Water/Sewer Hookup Fund and the Facilities Lighting Retrofit Grant (ARRA) Project is due to the timing difference between the expenditure of grant funds and subsequent reimbursement from the state.

The YTD deficit in the Public Transit Fund is due to the timing difference between the expenditure of ARRA grant funds for the CNG Station Project and subsequent reimbursement from the N.C. Department of Transportation.

Motion:

*I move that the Board of Commissioners approve the November 2010 County Financial Report and Cash Balance Report as presented.*

**Henderson County Public Schools Financial Reports –November 2010**

The Henderson County Public Schools November 2010 Financial Reports were provided for the Board's information.

Motion:

*I move that the Board of Commissioners approves the Henderson County Public Schools November 2010 Financial Reports as presented.*

#### **Equipment Purchase for Retired Employee Policy**

Staff drafted a policy to allow retiring employees to purchase certain County equipment that the employees used during the course of their employment. The purchase price for the items under this draft policy will be based on the fair market value of the item, reduced 25% for each 5 full years of service. This purchase will not be permitted for those whose position is terminated or who are not in good standing at the time of their departure.

Motion:

*I move that the Board approves the draft Equipment Purchase by Retired Employee Policy.*

#### **Unsealing of closed session general accounts – November 17, 2010 Session III**

The above listed general account from closed session of the Board of Commissioners was approved by the Board at their December 3, 2010 meeting. Pursuant to Board policy, the Board at the same meeting determined that the purpose of the closed session involved in these matters would not be frustrated by the release of these general accounts, or that the general account should no longer be kept sealed.

Motion:

*I move the Board unseals Session III of the general account of closed session of the November 17, 2010 meeting.*

#### **Budget Amendment for Compressed Natural Gas (CNG) Station**

Henderson County received two American Recovery and Reinvestment Act (ARRA) grants, in the amounts of \$610,500 and \$30,847 for the CNG station construction, for a total authorization of \$641,347. In FY10 a total of \$610,500 was appropriated to the FY10 budget and only \$141,178 of that amount was expended. A total of \$424,573 was authorized within the FY11 budget. Staff requests that the Board appropriate the final balance of all awarded grant funding in the amount of \$75,596, in order to close out the project.

The project is completed with the exception of additional paving of the Central Services yard and the purchase of a canopy. NCDOT is currently in the process of approving a change order for a canopy to protect the equipment. All expenses on this project were paid by NCDOT Surface Transportation Funds. No County dollars were used for construction.

Motion:

*I move the Board approves the budget amendment, authorizing additional appropriation of unspent grant funds in the amount of \$75,596 for the CNG project for a total project cost of \$500,169 for FY11.*

#### **Surplus Vehicles**

A resolution was provided declaring a list of vehicles no longer being used by the County as surplus property. The resolution also authorizes staff to advertise the surplus vehicles for sale by electronic public auction at [www.govdeals.com](http://www.govdeals.com) after the required advertisement of the sale.

Motion:

*I move that the Board approves the resolution declaring the list of vehicles as surplus and authorize staff to sell the surplus vehicles by electronic public auction utilizing GovDeals auction services after the required advertisement.*

**Nominations**

1. Apple County Greenway Commission – 4 vac.

There were no nominations at this time so this item was rolled to the next meeting.

2. Child Fatality Prevention Team – 1 vac.

There were no nominations at this time so this item was rolled to the next meeting.

3. CJPP (Criminal Justice Partnership Program) – 4 vac.

There were no nominations at this time so this item was rolled to the next meeting.

4. Downtown Hendersonville, Inc. – 1 vac.

There were no nominations at this time so this item was rolled to the next meeting.

5. Henderson County Historic Courthouse Corp. dba/ Heritage Museum – 2 vac.

*Commissioner Young made the motion to appoint John Boyd to position #9. All voted in favor and the motion carried.*

6. Henderson County Transportation Advisory Committee – 2 vac.

*Commissioner Young made the motion to appoint David Jones to position #2. All voted in favor and the motion carried.*

Commissioner Young nominated Robert Payne for position #1. Commissioner Messer nominated Renee Kumor for position #1. This item was rolled to the next meeting.

7. Henderson County Zoning Board of Adjustment – 1 vac.

*Commissioner Young made the motion to appoint Jim Clayton to position #6 as an alternate. All voted in favor and the motion carried.*

8. Home and Community Care Block Grant Advisory Committee – 1 vac.

There were no nominations at this time so this item was rolled to the next meeting.

9. Juvenile Crime Prevention Council – 9 vac.

There were no nominations at this time so this item was rolled to the next meeting.

10. Library Board of Trustees – 1 vac.

There were no nominations at this time so this item was rolled to the next meeting.

11. Mountain Area Workforce Development Board – 1 vac.

There were no nominations at this time so this item was rolled to the next meeting.

12. Mountain Valleys Resource Conservation and Development Program – 1 vac.

There were no nominations at this time so this item was rolled to the next meeting.

13. Nursing/Adult Care Home Community Advisory Committee – 1 vac.

*Chairman Edney made the motion to reappoint Linda Mohring to position #15, to appoint Karoline Rice to position #21, and to appoint Cynthia Daye to position #10. All voted in favor and the motion carried.*

14. Senior Volunteer Services Advisory Council – 3 vac.

There were no nominations at this time so this item was rolled to the next meeting.

15. Travel & Tourism Committee – 1 vac.

There were no nominations at this time so this item was rolled to the next meeting.

**Tax Collector’s Report**

Deputy Tax Collector Carol McCraw had presented the Tax Collector’s Report to the Commissioners dated January 3, 2011 for information only. Assessor Stan Duncan provided the Tax Collector’s Mid-Year Report including the following information:

Budget Ordinance FY2010-2011

BE IT ORDAINED by the Henderson County Board of Commissioners, meeting on the 7<sup>th</sup> day of June 2010:

Ad Valorem Taxes:

- Current Year Taxes \$58,549,491.00
- Prior Year Taxes, Interest, and Penalties \$ 1,640,000.00

Total Cash Collected - As of 31 December 2010, our department had collected the following toward the original charge as stated in the FY2010-2011 Budget Ordinance:

- **\$47,997,527.38** for current year (2010) taxes which is 81.98% of the charge as stated in the Budget Ordinance.
- **\$1,205,380.15** for prior year’s taxes that have become delinquent which is 73.50% of the delinquent charge as stated in the Budget Ordinance.

Delinquent Tax Collector Lee King shared the following information:

FY2010-2011 Year to Date Enforced Collection Actions

- **324 Bank Attachments** resulting in potential revenue collection of **\$571,438.66**.
- **234 Wage Garnishments** resulting in potential revenue collection of **\$59,860.14**.
- **2 Rent Attachments** resulting in potential revenue collection of **\$6,461.37**.
- **67 Debts** owed to Henderson County have been collected using the Debt Set-off Program resulting in **\$6,910.50**.

Enforced Collection Actions by Fiscal Year

| Fiscal Year       | Enforced Collection Action | Resulting Potential Revenue |
|-------------------|----------------------------|-----------------------------|
| FY2007-2008       | 205 Bank Attachments       | \$ 288,638.80               |
| FY2008-2009       | 653 Bank Attachments       | \$ 1,037,718.22             |
|                   | 30 Wage Attachments        | \$ 11,473.78                |
| Total FY2008-2009 | 683 Enforcement Actions    | \$ 1,049,192.00             |

|                   |                         |    |            |
|-------------------|-------------------------|----|------------|
| FY2009-2010       | 458 Bank Attachments    | \$ | 729,271.51 |
|                   | 333 Wage Attachments    | \$ | 69,794.80  |
|                   | 11 Rent Attachments     | \$ | 75,241.28  |
| Total FY2009-2010 | 802 Enforcement Actions | \$ | 874,307.59 |
| FY2010-2011       | 324 Bank Attachments    | \$ | 571,438.66 |
|                   | 234 Wage Attachments    | \$ | 59,860.14  |
|                   | 2 Rent Attachments      | \$ | 6,461.37   |
| Total FY2009-2010 | 560 Enforcement Actions | \$ | 637,760.17 |

#### **AGRI-BUSINESS ECONOMIC DEVELOPMENT: ORGANIZATIONAL STRUCTURE**

Selena Coffey stated at the last regular meeting, the Board of Commissioners heard an update from staff with regard to the Agri-Business Economic Development implementation schedule. After the meeting, staff distributed copies of previous agenda items on this topic in order to better inform the Board of its options with regard to how the function may be structured. Two options previously proposed by staff are to include the function under the Partnership for Economic Development or a separate non-profit entity.

With the existing Partnership for Economic Development a positive working relationship has already been established. They have proven successful in Henderson County in retaining jobs for our citizens bringing in new industry. Putting the Agri-Business function under the Partnership for Economic Development could possibly eliminate some duplication of start up expenses for incorporation and shared operational expenses, as well as helping to speed up the implementation. There is potential for collaborative grant application efforts working with the Partnership for Economic Development. The Board of Commissioners will need to take a look and work with the Board of Directors for the Partnership for Economic Development and verify that agri-business is included in their scope and business plans for upcoming years.

If the Board decides to take the route of a 501(c) 6, they would then need to establish an advisory board and appoint members which in turn would work on a strategic plan.

Staff recommends that the Board of Commissioners discuss the organizational structure options as distributed electronically and presented during previous Board meetings and direct staff as to how to proceed in developing the Agri-Business Economic Development function.

*Commissioner Thompson made the motion that the Board move forward with the establishment of a 501(c) 6 and the appointment of the Board of Directors. All voted in favor and the motion carried.*

### **UPDATE – COOPERATIVE EXTENSION MOU REVISIONS**

At the November 17, 2010 meeting, the Board of Commissioners directed staff to communicate the following revisions to the 2006 Memorandum of Understanding (MOU) to North Carolina State University Cooperative Extension and ask that the revisions be incorporated into a final MOU to be returned to the County for immediate implementation. The Board further approved the budget amendment with said revisions and directed that the expenses be reallocated to the agri-business economic development budget.

Staff received a response from Dan Smith, NCSU District Extension Director on December 15, 2010. The following reflects the County MOU revisions and NCSU responses to each.

#### **Background – November, 2010**

Former Board of Commissioners approved revisions to Cooperative Extension MOU for the following:

- Eliminate following positions:
  - Ag Extension Agent position
  - Nutrition Program Asst. (EFNEP) position
  - Secretary position
- Revise MOU to reflect 10% County funding for the Livestock Ag Agent position
- Reduce County share for 4-H Asst. position from 66% to 49%
- Cuts to operational expenses totaling \$5,300 (10% for half of fiscal year)
- Total savings approx. \$85,000 reallocated to Agricultural Incentives Fund

#### **Background – December, 2010**

- NCSU responded with the following:
  - Maintain Ag Extension Agent position
  - Maintain Nutrition Program Assistant position
  - Eliminate Secretary position (due to State hiring freeze)
  - Agreed to revise MOU to reflect 10% County funding for the Livestock Ag Agent position
  - Maintain County share for 4-H Asst. position at 66%
  - Agreed to operational expense reductions

#### **Staff recommendations - January 3, 2011**

Staff recommends Board approval of the following:

- Eliminate following positions:
  - Ag Extension Agent position
  - Nutrition Program Asst. (EFNEP) position
  - Secretary position
- Revise MOU to reflect 10% County funding for the Livestock Ag Agent position
- Maintain County share for 4-H Asst. position at 66%
- Total savings of approximately \$79,000 reallocated to Agricultural Incentives Fund current fiscal year.

*Commissioner Young made the motion that the Board approves Staff's recommendation and directs staff to communicate these final MOU revisions to NCSU Cooperative Extension with the County share for 4-H Assistant position being maintained at 66%. All voted in favor and the motion carried.*

### **EMERGENCY COMMUNICATIONS FUND EXPENDITURES**

Sheriff Davis stated the Board is requested to approve the use of available monies from the Emergency

Communications Fund, pursuant to the resolution that was passed by the Henderson County Board of Commissioners on August 2, 2010 in reference to House Bill 1691 and the 911 Fund. The 911 Center is requesting that they be allowed to fund a Smart 911 project with a portion of these funds. The funds set aside in Section 9 of House Bill 1691 must be used in the next two years.

911 Communications Director Lisha Corn stated the request is that the 911 Center be allowed to fund the implementation of Rave Mobile Safety’s Smart 911 with available monies from the Emergency Communications Fund. Smart 911 will provide Tele-communicators and first responders with additional critical caller data about subscribed callers in order to speed response times and improve response effectiveness. The requested amount will not exceed \$21,000. Citizens will be able to log in a website and register for the product allowing them to enter critical information about their families or their homes into the system.

*Commissioner Thompson made the motion that the Board authorizes the use of available funds in the Emergency Communications Fund, not to exceed \$21,000 for the implementation of Rave Mobile Safety’s Smart 911. All voted in favor and the motion carried.*

**BREAK**

A break was taken.

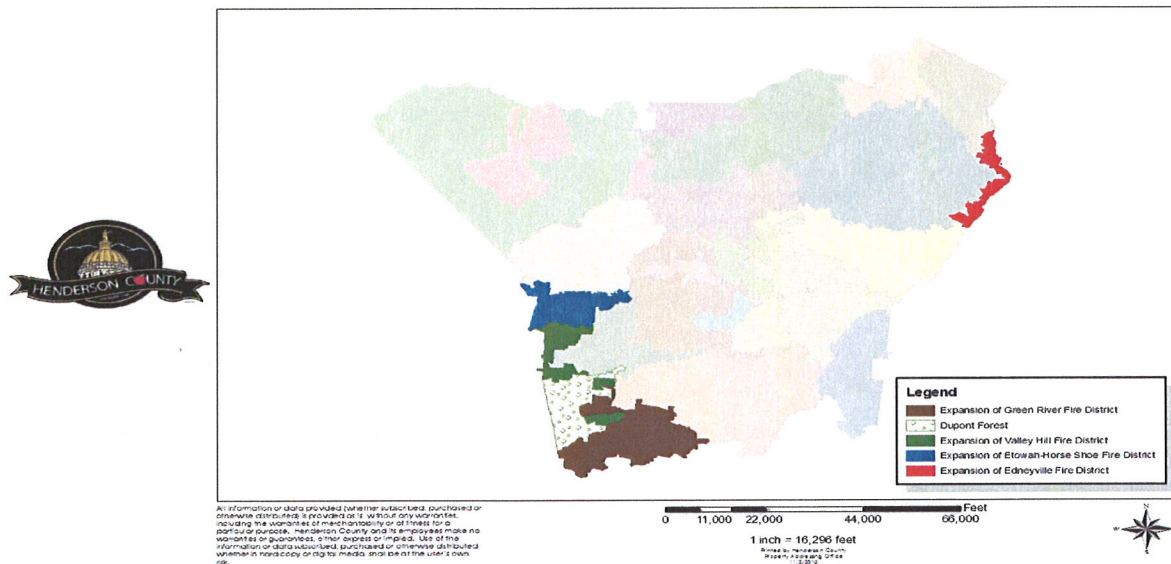
**PUBLIC HEARING – EXPANSION OF HENDERSON COUNTY FIRE TAX DISTRICTS**

*Commissioner Messer made the motion that the Board go into public hearing in regards to an expansion of Henderson County Fire Tax Districts. All voted in favor and the motion carried.*

Fire Marshall Rocky Hyder stated on December 6, 2010, the Board of Commissioners designated January 3, 2011 at 7:00 p.m. as a Public Hearing for the purpose of receiving public comment on the proposed expansion of Henderson County fire districts. Notice was provided in the legal section of the Times News on December 20 and 27, 2010 and signs were placed at major intersections within the proposed areas.

A presentation was provided on the proposed expansion areas, statistical data for each area and a study of average insurance savings associated with fire protection coverage.

**Expansion of Current Fire Tax Districts**





Fire Tax District Expansion Statistical Data – The proposed expansion represents:

- 3% of total parcels
- 2% of assessed real property value
- 7% of total area
- 2.8% of total fire protection budget

Fire Tax District Expansion Parcels Affected:

| Tax District      | # of Parcels | Assessed Value       |
|-------------------|--------------|----------------------|
| Edneyville        | 485          | \$28,384,098         |
| Etowah-Horse Shoe | 858          | \$96,152,133         |
| Green River       | 288          | \$60,160,515         |
| Valley Hill       | 393          | \$43,001,413         |
| <b>TOTAL</b>      | <b>2024</b>  | <b>\$227,698,159</b> |

Fire Tax District Expansion Revenue Impact

| Tax District      | Added Value          | Current Tax Rate | Additional Revenue |
|-------------------|----------------------|------------------|--------------------|
| Edneyville        | \$28,384,098         | .00085           | \$24,126           |
| Etowah-Horse Shoe | \$96,152,133         | .00085           | \$81,729           |
| Green River       | \$60,160,515         | .0006            | \$36,096           |
| Valley Hill       | \$43,001,413         | .0007            | \$30,101           |
| <b>TOTAL</b>      | <b>\$227,698,159</b> |                  | <b>\$172,052</b>   |

Average Insurance Savings

- Average Homeowners Insurance Premium based on a \$200,000 frame home = \$2100
- Average insurance savings from Class 10 no protection to Class 9 (11%) = \$230
- Average insurance savings from Class 9 to Class 6 (25%) = \$460
- Average fire district tax bill = \$150
- Net Savings (Class 9) = \$80
- Net Savings (Class 6) = \$310

The rating itself, for those people outside of 6 miles from a current fire station, would be contingent on the purchase of land, the building of the station, and the purchase of equipment that goes in that building.

PUBLIC INPUT

- 1) Eddie Ward – Mr. Ward has been in volunteer fire service in Henderson County for thirty-four years. He does not live in a fire district at this time. A service district was discussed many years ago outside of the county fire district in which you would pay a certain fee. He feels that the fee should not be the same for someone living outside of the 6 mile radius as it is for someone who is in the Green River (class 6) fire rating. This is not fair as these individuals will not receive an insurance savings on their homes until a department is established.
- 2) Michael Carver – Mr. Carver lives on Pleasant Grove Church Road in Etowah. His insurance company confirmed that anyone outside of 5 miles from the fire station will not receive any savings. He would like to see plans for a substation before the taxes are raised. He does not feel that a fire truck would be able to get into his road.
- 3) Bruce Gosnell – Mr. Gosnell lives on Pleasant Grove Church Road in Etowah. He does not feel that the substations are manned and does not feel there would be any gain for him for the cost.
- 4) Sherry Price – Ms. Price lives on Little Creek Road off Sugarloaf Mountain. She questioned the voting delegation. Rocky Hyder informed her that voting districts and fire districts were separate issues.

- 5) Roger Freeman – Mr. Freeman is the Chief of Etowah Fire Department. He made clarification on previous comments. There are 2 substations recently built in Etowah and the other was built approximately 8 years prior. The Department of Insurance does an evaluation based on the distribution and population of your community and determines where the need is. Land must be found as close as possible to that location. The doors are open on these substations and many volunteers respond from them. This process will ensure that everyone is inside an assignable district.
- 6) Rick Alexander – Mr. Alexander moved to Henderson County 2 weeks prior. He thinks the closest fire department is on Sugarloaf Mountain. He questioned if anything would change in terms of the fire department and where the station is located. He also questioned how he and others would benefit as far as a savings.

Mr. Edney responded that Mr. Alexander is currently in a class 10 area, not in a fire district. With the implementation of this project he will be in a class 5 district. Legally the fire department is not under a contract to come save his house if it catches on fire. Mr. Alexander's insurance will recognize the legal contract obligation and basically cuts the insurance cost by one-third. In exchange he will pay a fire district tax which will be less than his insurance savings.

*Commissioner Young made the motion that the Board go out of public hearing. All voted in favor and the motion carried.*

*Commissioner O'Connor made the motion that the Board supports the expansion of fire districts and forward a request to the North Carolina General Assembly for introduction as a local bill. All voted in favor and the motion carried.*

#### **DESIGNATION OF VOTING DELEGATE TO THE NCACC LEGISLATIVE GOALS CONFERENCE**

The Board of Commissioners is requested to designate a Voting Delegate to the NCACC Legislative Goals Conference being held in Durham, NC on January 20-21, 2011.

*Commissioner Thompson made the motion that the Board designates Charlie Messer as the Designated Voting Delegate to the NCACC Legislative Goals Conference. All voted in favor and the motion carried.*

#### **STAFF REPORTS**

Steve Wyatt reminded staff and the Board of Commissioners of the Budget Workshop to be held on January 25, 2011 at 10:00 a.m.

#### **ADJOURN**

*There being no further business Vice Chairman Thompson adjourned the meeting at 7:45 p.m.*

Attest:

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Teresa L. Wilson, Clerk to the Board

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J. Michael Edney, Chairman

# HENDERSON COUNTY TAX DEPARTMENT

## Collector's Office

200 North Grove Street

Suite 66

Hendersonville, NC 28792

Phone: 828/697-5595

Fax: 828/698-6153

[www.hendersoncountync.org/tc/](http://www.hendersoncountync.org/tc/)

Stan C. Duncan  
County Assessor & Tax Collector

Sandy Allison  
Administrative Assistant II

January 3, 2011

### Re: Tax Collector's Report to Commissioners

Please find outlined below collections information through January 2nd for the 2010 bills, which were mailed out on August 13<sup>th</sup>, as well as registered motor vehicle bills. As a point of reference, we also have included collections information as of the same date last year.

#### Annual Bills G01 Only:

2010 Total Charge \$57,524,414.37  
Payments & Releases: 46,262,450.24  
Unpaid Taxes: 11,261,964.13  
**Percentage Collected: 80.42%**  
(through 01/02/11)

2009 Total Charge: \$57,024,352.18  
Payments & Releases: 44,624,737.78  
Unpaid Taxes: 12,399,614.40  
**Percentage Collected: 78.26%**  
(through 01/02/10)

#### Motor Vehicle Bills G01 Only:

2010 Total Charge: \$2,608,610.17  
Payments & Releases: 1,869,441.19  
Unpaid Taxes: 739,168.98  
**Percentage Collected: 71.66%**  
(through 01/02/11)

2009 Total Charge: \$2,741,559.53  
Payments & Releases: 2,001,908.71  
Unpaid Taxes: 739,650.82  
**Percentage Collected: 73.02%**  
(through 01/02/10)

#### Fire Districts All Bills

2010 Total Charge: \$6,561,547.23  
Payments & Releases: 5,237,463.71  
Unpaid Taxes: 1,324,083.52  
**Percentage Collected: 80.55%**  
(through 01/02/11)

2009 Total Charge: \$6,452,229.77  
Payments & Releases: 5,036,936.48  
Unpaid Taxes: 1,415,293.29  
**Percentage Collected: 78.87%**  
(through 01/02/10)

Respectfully submitted,

Carol McCraw,  
Deputy Tax Collector

Stan C. Duncan,  
Tax Collector

## HENDERSON COUNTY EQUIPMENT PURCHASE BY RETIRED EMPLOYEE POLICY

Through the authority of N.C.G.S. 153-176, 160A-265, and 160A-266, the Henderson County Board of Commissioners may use or dispose property within certain guidelines. The Board of County Commissioners hereby enacts the following Policy, directing the County Manager, or his designee, to permit County employees leaving in good standing or retiring to purchase for the price determined below certain items of County property the employee used during their employment.

### DEFINITIONS:

Employee in good standing- an employee who will no longer be employed by the County because of retirement, relocation, school, or other such reasons not related to their employment with the County, but may include employees at will and term-limited employees at the end of such term(s). "Employee in good standing" shall not include employees who are fired for any cause, terminated, or whose position was eliminated due to a reduction in force.

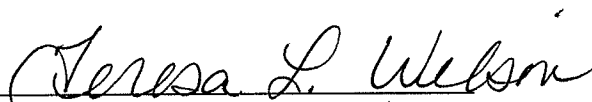
County property- shall include property and equipment largely utilized solely by the employee including but not limited to computers, framed pictures, etc.. It shall not include basic office furniture, weapons, medical or veterinary equipment, or equipment whose fair market price exceeds \$1,000.00 except with specific authorization by the Board of Commissioners.

Price- the purchase price will be the fair market value as determined by the Manager, discounted by 25% for every 5 full years served as an employee of the County.

This policy has been adopted this the 3rd day of January, 2011.

  
J. Michael Edney, Chairman  
Henderson County Board of Commissioners

ATTEST:

  
Teresa L. Wilson, Clerk to the Board

**Exhibit A**

**RESOLUTION DECLARING PERSONAL PROPERTY AS SURPLUS  
AND AUTHORIZING THE SALE OF SURPLUS PROPERTY  
BY ELECTRONIC PUBLIC AUCTION**

**WHEREAS**, Henderson County owns vehicles itemized on the attached Exhibit B, hereinafter referred to as “surplus property”, that is either obsolete or no longer needed for any governmental use by the County; and

**WHEREAS**, the Henderson County Board of Commissioners is desirous of declaring the vehicles as surplus and selling at a public auction as authorized by NCGS 160A-270; and

**WHEREAS**, it is the intent of the County to sell said surplus vehicles by electronic public auction at [www.govdeals.com](http://www.govdeals.com).

**NOW THEREFORE BE IT RESOLVED**, by the Henderson County Board of Commissioners as follows:

1. The vehicles itemized on the attached Exhibit B is hereby declared to be surplus property.
2. The Finance Director is hereby authorized to sell by electronic auction at [www.govdeals.com](http://www.govdeals.com) the surplus property described above to the highest bidder.
3. All surplus property will be sold “as is”, all sales final, cash, certified check or money order only. Henderson County makes no express or implied warranties of merchantability of any surplus property, or part thereof, or its fitness for any particular purpose regardless of any oral statements that may be made concerning the surplus property or any part thereof.
4. A notice summarizing this Resolution and the sale of the surplus property by electronic public auction shall be advertised by the Finance Director on the County’s website at [www.hendersoncountync.org](http://www.hendersoncountync.org) at least ten (10) days prior to the public auction.

**THIS** the 3<sup>rd</sup> day January, 2011.

**HENDERSON COUNTY BOARD OF COMMISSIONERS**

**BY:**

  
\_\_\_\_\_  
**J. Michael Edney, Chairman**

**ATTEST:**

  
\_\_\_\_\_  
**Teresa L. Wilson, Clerk to the Board**

[OFFICIAL SEAL]

## List of Surplus Vehicles

| Year / Make / Model        | VIN #              | County Asset # | Mileage |
|----------------------------|--------------------|----------------|---------|
| 1998 FORD F-150            | 1FTZF18W8WNB97290  | 7029           | 140,148 |
| 2005 DODGE DURANGO         | 1D4HB38N95F578944  | 11712          | 69,249  |
| 1997 FORD TAURUS           | 1FALP52UOVA230635  | 10536          | 63,151  |
| 2005 DODGE DURANGO         | 1D4HB38N55F578939  | 11708          | 92,556  |
| 2006 CHEVROLET TRAILBLAZER | 1GNNDT13S862177668 | 11849          | 97,983  |
| 1992 FORD F150 CUSTOM      | 1FTDF15Y1NLA97428  | 4194           | 109,414 |
| 1997 FORD CROWN VICTORIA   | 2FALP71W7VX196957  | 10539          | 58,835  |
| 1998 FORD WINDSTAR         | 2FMDA51U4WBA79964  | 13857          | 162,041 |
| 2006 CHEVROLET IMPALA      | 2G1WS551769300113  | 12085          | 87,209  |
| 5 TON HYDRO SEEDER TRUCK   | 5C2489             |                | 48,469  |
| 1998 FORD ECONOLINE 150    | 1FTRE1460WHB35129  | 10632          | 45,180  |

## List of Surplus Equipment

|                               |           |      |
|-------------------------------|-----------|------|
| CATERPILLAR 827 SCRAPER (PAN) | 07CG00819 | 3614 |
| HYDRO SEEDER                  | N/A       | N/A  |
| TRAILER (HOME MADE)           | NCX531195 | 1062 |
| MASHIO TYPE A TILLER          | 820898    | N/A  |
| CANINE CAGE FOR DODGE DURANGO | N/A       | N/A  |
| SHEEPS FOOT ROLLER/ PACKER    | N/A       | N/A  |



**LINE-ITEM TRANSFER REQUEST  
HENDERSON COUNTY**

**Department:** Planning Department-Public Transit Fund

*Please make the following line-item transfers:*

**What expense line-item is to be increased?**

| Account              | Line-Item Description            | Amount           |
|----------------------|----------------------------------|------------------|
| <u>335497-555000</u> | <u>Capital Outlay- Buildings</u> | <u>\$ 75,596</u> |
| _____                | _____                            | _____            |
| _____                | _____                            | _____            |
| _____                | _____                            | _____            |

**What expense line-item is to be decreased? Or what additional revenue is now expected?**

| Account              | Line-Item Description     | Amount           |
|----------------------|---------------------------|------------------|
| <u>334497-455000</u> | <u>State STP-DA funds</u> | <u>\$ 75,596</u> |
| _____                | _____                     | _____            |
| _____                | _____                     | _____            |
| _____                | _____                     | _____            |

**Justification:** *Please provide a brief justification for this line-item transfer request.*

This amendment increases to FY11 budget expenditure line item for Capital Outlay-Buildings by \$75,596, which increases the expense line item to \$500,169 for the current budget FY11 year. A total of \$641,347 has been authorized for the project. FY 10 expenses totaled \$141,178. and the requested appropriation includes the balance of available revenues in FY11.

|  |               |
|--|---------------|
| _____<br>Authorized by Department Head | _____<br>Date |
| _____<br>Authorized by Budget Office   | _____<br>Date |
| _____<br>Authorized by County Manager  | _____<br>Date |

*For Budget Use Only*

Batch # \_\_\_\_\_

Batch Date \_\_\_\_\_

**LINE-ITEM TRANSFER REQUEST  
HENDERSON COUNTY**



Department: Sheriff's Office 115431

Please make the following line-item transfers:

What expense line-item is to be increased?

| Account                   | Line-Item Description         | Amount             |
|---------------------------|-------------------------------|--------------------|
| <u>285411-526201-0911</u> | <u>Non-Capital Technology</u> | <u>\$21,000.00</u> |
| _____                     | _____                         | _____              |
| _____                     | _____                         | _____              |
| _____                     | _____                         | _____              |
| _____                     | _____                         | _____              |
| _____                     | _____                         | _____              |
| _____                     | _____                         | _____              |

What expense line-item is to be decreased? Or what additional revenue is now expected?  
REVENUE

| Account              | Line-Item Description | Amount             |
|----------------------|-----------------------|--------------------|
| <u>284411-401000</u> | <u>E911 Revenues</u>  | <u>\$21,000.00</u> |
| _____                | _____                 | _____              |
| _____                | _____                 | _____              |
| _____                | _____                 | _____              |
| _____                | _____                 | _____              |

**Justification:** Please provide a brief justification for this line-item transfer request.  
To provide funding for the Smart911 project, to include software and maintenance.

J. Westerhoff  
J. Westerhoff, Business Manager  
Sheriff Rick Davis G.K. Cochran  
Authorized by Department Head

12/28/2010  
Date

\_\_\_\_\_  
Authorized by Budget Office

\_\_\_\_\_  
Date

\_\_\_\_\_  
Authorized by County Manager

\_\_\_\_\_  
Date

*For Budget Use Only*

Batch # \_\_\_\_\_

BA # \_\_\_\_\_

Batch Date \_\_\_\_\_