

DRAFT

1/9/12

MINUTES

**STATE OF NORTH CAROLINA
COUNTY OF HENDERSON**

**BOARD OF COMMISSIONERS
TUESDAY, JANUARY 3, 2012**

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 Tommy Thompson, Vice-Chairman Bill O'Connor, Commissioner Larry Young, Commissioner Charlie Messer, Commissioner Michael Edney, County Manager Steve Wyatt, Interim Assistant County Manager David Whitson, Attorney Russ Burrell and Clerk to the Board Teresa Wilson.

Also present were: Public Information Officer Christy DeStefano, Finance Director J. Carey McLelland, Planning Director Anthony Starr, Engineer Marcus Jones, Environmental Programs Coordinator Megan Piner, Research/Budget Analyst Amy Brantley, Human Resources Director Jan Prichard, Chief Deputy Greg Cochran and officer David Pierce as security.

CALL TO ORDER/WELCOME

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

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance to the American Flag was led by Alex Williford, son of Bob Williford, President of the Chamber of Commerce.

INVOCATION

Sam Gibbs of Mud Creek Baptist Church gave the invocation.

INFORMAL PUBLIC COMMENT

- 1) Thomas Hill – Mr. Hill shared a letter he was submitting to the Attorney General Roy Cooper requesting an investigation of the Sheriff's Department for various allegations.
- 2) Katie Breckheimer – Ms. Breckheimer was concerned with the suggested merger of the Solid Waste Advisory Committee and the Environmental Advisory Committee by removing the longest serving members. She recommended a joint meeting of both committees to identify which parties were interested in continuing to serve on the combined committee.

DISCUSSION/ADJUSTMENT OF AGENDA

Commissioner Young made the motion to adopt the Agenda with the addition of three (3) closed sessions. All voted in favor and the motion carried.

CONSENT AGENDA

Commissioner O'Connor made the motion to adopt the Consent Agenda as presented. 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 5, 2011 – regularly scheduled meeting

December 12, 2011 – regularly scheduled meeting

Tax Collector's Report

DATE APPROVED:

Deputy Tax Collector Carol McCraw had presented the Tax Collector's Report to the Commissioners dated December 21, 2011 for information only. No action was required.

Financial Report/Cash Balance Report – November 2011

The November 2011 County Financial Report/Cash Balance Report was 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 November:

- Dues/Non-profit Contributions – 2nd quarter non-profit contribution payment to outside agencies
- Administrative Services – payout of former employee's final pay during the 1st quarter
- Rescue Squad – 2nd quarter non-profit contribution payment
- Mental Health – Maintenance of Effort (MOE) funding payment made to Western Highlands in during the first quarter
- Debt Service – payment of County, Public Schools and Community College debt service payments due in November

The YTD deficit in the Capital Reserve Fund is the balance remaining from the original \$750,000 approved and allocated by the Board for Recreation Park Projects from fund balance in this Fund.

The YTD deficit in the Emergency Telephone System (911) Fund is due to the payment of annual debt service (\$106,235.53) on financing for the 911 system upgrade during the 1st quarter.

The YTD deficit in the Immigration and Customs Enforcement (ICE) Fund is due to project expenditures for the new ICE vehicle storage building, new vehicles and the purchase of equipment. Most of these expenditures have been covered through the appropriation of fund balance available in the ICE Fund. Also, Federal ICE revenues for November will not be received and posted until January 2012.

The YTD deficit in the CDBG – Warm Company Project Fund, the CDBG – Talley Drive Project Fund, the Mud Creek Grant Project Fund and the Facilities Lighting Retrofit Grant Project is due to the timing difference between the expenditure of grant funds and subsequent reimbursement from the state.

The YTD deficit in the Solid Waste Landfill Fund is due to expenditures made for the Solid Waste Capital Improvement Projects that are being financed from the appropriation of \$1,950,000 in fund balance and a \$2 million bank loan financing that was closed on December 9, 2011.

Motion:

I move that the Board of Commissioners approves the November 2011 County Financial Report and Cash Balance Report as presented.

Henderson County Public Schools Financial Reports – November 2011

The Henderson County Public Schools November 2011 Financial Reports were provided for the Board's information.

Motion:

I move that the Board of Commissioners approves the Henderson County Public Schools November 2011 Financial Reports as presented.

Sidearm Request – Michael Duane Cannon

The Henderson County Sheriff's Office requests that the service sidearm of Michael Duane Cannon be given to him in recognition of his retirement from the Henderson County Sheriff's Office.

Michael Duane Cannon began employment with the Sheriff's Department on July 26, 1983. Throughout his career he has worked in the Patrol Division, and been instrumental in supervising and training many of the current deputies. Sergeant Cannon has most recently served as a Sergeant for walk-ins from the public, as well as training officers, county employees and citizens in the area of identity theft. Most of his career with our agenda has been in the field as a Patrol Officer on the streets fighting crime.

Sergeant Michael Duane Cannon has been a true asset to the Sheriff's Office, and his service to the people of Henderson County is greatly appreciated and will be remembered.

Sheriff Davis makes this request on behalf of the Henderson County Sheriff's Office pursuant to North Carolina General Statute 20-187.2(a).

Motion:

I move the Board allows Sheriff Rick Davis to present this service sidearm as a token of appreciation to Sergeant Michael Duane Cannon.

Modification Agreements on CDBG Scattered Site Grant

Community Development Block Grant (CDBG) Scattered Site Housing (SSH) program funds primary residence rehabilitation or emergency repairs for qualified for low-income homeowners. The CDBG SSH Grant comes from the federal government and is used to pay for these repairs. The program is solely funded by grant money and does not cost the County any money from the general fund. The cost of repairs or rehabilitation is secured by a forgivable loan in a promissory note or deed of trust.

The County contracts with Benchmark, Inc. who administers the program with assistance and supervision by the Planning Department. Benchmark advertises the program, collects applications from interested parties, and selects the property owners who are eligible to receive the grant funding. Once the owners are selected, the County signs a loan agreement with the individuals which is secured with a Deed of Trust for the amount of the repairs or rehabilitation.

Sometimes, these original agreements have to be modified because the amount of the repairs is greater or less than initially anticipated. Today we have two such modification agreements, one modification for a sum of approximately \$2,500 more and the other for approximately \$1,000 less.

Motion:

I move that the Board directs staff to sign the Modification Agreements.

Animal Services Advisory Committee Bylaw Amendments

At the December meeting of the Animal Services Advisory Committee, the Committee unanimously recommended changing their meetings from monthly to quarterly, if approved by this Board. The bylaws will not take effect until approved by the Board of Commissioners.

Motion:

I move the approval of the changes to the Henderson County Animal Services Advisory Committee Bylaws.

Budget Amendment for Property Addressing Division of the Planning Department

Planning Staff presents a budget amendment for FY12 for the Property Addressing Division for consideration. Because the budget amendment transfers monies from one fund to another, State Law and the Budget Ordinance requires Board approval. The proposed amendment transfers \$49,674.00 from the E-911 Fund (Emergency Communications Fund) to the General Fund to reimburse eligible expenses for the Property Addressing Division. State law permits the use of E911 funds for eligible activities including some Property Addressing functions.

It is expected that this budget amendment will save the General Fund about \$50,000 annually. The proposed amendment reduces the appropriated fund balance of the General Fund during the current fiscal year budget (FY12). Staff estimates that about 80% of the Property Addressing Coordinator's activities are eligible for E911 Fund reimbursement.

The State distributes the E911 funds to primarily counties for specific E911 related activities. The State collects the E911 funds by levying a \$0.60 service charge per voice phone line in North Carolina aimed at maintaining and enhancing Enhanced 911 Service. The Property Addressing Division of the Planning Department provides mission critical data that supports the 911 Center's mapping programs.

The Sheriff's Department and the Emergency Services Department support this request.

Motion:

I move that the Board approves the requested budget amendment as presented.

Surplus Vehicles

A resolution was provided for the Board's consideration declaring a list of vehicles no longer used by the County as surplus property. The resolution authorizes staff to advertise the surplus vehicles for sale by electronic public auction at www.govdeals.com after the required advertisement of the sale.

List of Surplus Vehicles

Year / Make / Model	HC#	VIN #	HC Asset #	Mileage
2006 CHEVROLET IMPALA	SH203	2G1WS551969302025	12076	88,841
2006 CHEVROLET IMPALA	SH220	2G1WS551769301939	12073	66,127
2006 CHEVROLET IMPALA	SH227	2G1WS551269302402	12077	78,102
2007 DODGE CHARGER K-9 UNIT	SH270	2B3KA43G37H709163	12471	100,127

Motion:

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

Notification of Vacancies

Chairman Thompson reminded the Board of the following vacancies and opened the floor to nominations:

- 1) Western Carolina Community Action (WCCA) Board of Directors Committee – 1 vac.

Nominations

1. Animal Services Committee – 1 vac.
Commissioner O'Connor nominated Patricia MacDuff for position #3.

Chairman Thompson made the motion to accept the appointment of Patricia MacDuff to position #3 by acclamation. All voted in favor and the motion carried.

2. EMS Quality Management Committee – 2 vac.
There were no nominations at this time so this item was rolled to the next meeting.

3. Henderson County Zoning Board of Adjustment – 5 vac.
Commissioner O'Connor made the motion that a realignment of positions be made moving Jim Clayton from an alternate member #6 to a full-time position #1, he further motioned that Ann Pouch be reappointed to position #5, and the four alternate positions be filled by appointment of Morton Lazarus to position #6, Hilliard Staton to position #7, David Sandler to position #8, and Roberts Field, Jr. to

position #9. All voted in favor and the motion carried.

4. Hendersonville City Zoning Board of Adjustment – 1 vac.
There were no nominations at this time so this item was rolled to the next meeting.
5. Historic Resources Commission – 2 vac.
There were no nominations at this time so this item was rolled to the next meeting.
6. Home and Community Care Block Grant Advisory Committee – 2 vac.
Commissioner O'Connor nominated for reappointment Wanda Moore for position #3 and Dauna Donato for position #5.

Chairman Thompson made the motion to accept the reappointment of Wanda Moore to position #3 and Dauna Donato to position #5 by acclamation. All voted in favor and the motion carried.

7. Juvenile Crime Prevention Council – 10 vac.
There were no nominations at this time so this item was rolled to the next meeting.
8. Laurel Park Zoning Board of Adjustment – 1 vac.
Commissioner Young nominated Steve Braznell for reappointment to position #1.

Chairman Thompson made the motion to accept the reappointment of Steve Braznell to position #1 by acclamation. All voted in favor and the motion carried.

9. 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.
10. Nursing/Adult Care Home Community Advisory Committee – 2 vac.
There were no nominations at this time so this item was rolled to the next meeting.
11. Senior Volunteer Services Advisory Council – 2 vac.
There were no nominations at this time so this item was rolled to the next meeting.
12. Western Highlands Local Management Entity – 1 vac.
There were no nominations at this time so this item was rolled to the next meeting.

Board and Committee Discussion

Appointment of Travel & Tourism Chair

At their December 5, 2011 meeting, the Board voted unanimously to appoint Phyllis Rogers as the Chair of the Travel & Tourism Committee. Mrs. Rogers is willing to serve as Vice-Chairperson but asks that another committee member be appointed as the Chair.

Commissioner Messer nominated Commissioner Young for Chair of the Travel & Tourism Committee.

Chairman Thompson made the motion to accept the appointment of Commissioner Larry Young as Chair of the Travel & Tourism Committee by acclamation. All voted in favor

Merger of the Environmental Advisory Committee and the Solid Waste Advisory Committee

At their October 19, 2011 meeting, the Board voted unanimously to combine the Environmental Advisory committee and the Solid Waste Advisory Committee. County Engineer Marcus Jones is involved with both committees and suggests merger by removing the longest serving members as shown on the list provided. He further suggests that the committee retain the title of Environmental Advisory Committee.

Commissioner O'Connor made the motion that Engineer Marcus Jones set up a meeting of both committee moderating the input from members on how to make a new membership of nine (9) members, and bring the recommendation back to the Board. All voted in favor and the motion carried.

Reconsideration of the Henderson County Transportation Advisory Committee

At their October 19, 2011 meeting, the Board voted unanimously to dissolve the Henderson County Transportation Advisory Committee. Commissioner O'Connor, through discussion with several TAC members, suggests that this be readdressed as the committee feels there is a vital need for their function.

It was the consensus of the Board that the Transportation Advisory Committee is one of the better performing committees and should remain active, meeting quarterly or at the call of the chair.

Commissioner O'Connor made the motion that the Transportation Advisory Committee remain active and direct the committee to meet quarterly or at the call of the chair. All voted in favor and the motion carried.

AGRI-BUSINESS DEVELOPMENT UPDATE

Mark Williams, Agri-Business Development Director, presented an update to the Board on Agri-Business Development's activities to date.

Estimated Number of Farms	557 (Contribute \$1.03 in taxes for every \$1 of county services required)
Total Acres in Farmland	37,947 (16% of total county acres)
Farmland lost between 2002 to 2007	10,672 acres
Full-time Employees	1,645 + est. 3, 500 additional seasonal (Studies show 2.8 higher paying jobs are created per every farm worker)
Annual Payroll	\$18.5 Million
Average Annual Cash Receipts	\$141,579,982 (16.7% of county GDP)
Largest Commodities	Nursery, Greenhouse, Sod (2 nd in NC) \$45,538,000 in 2010 Apples, Vegetables, Berries \$38,529,000 in 2010 (NC Rank: apples 1 st ; tomatoes 2 nd ; all crops combined cash receipts 6 th)

Challenges:

1. Profitability Pressures (increased fuel and other input costs; foreign markets; adverse weather; reduced government support; crop insurance changes; construction slowdown reducing green industry sales; etc.)
2. Limited Infrastructure (few CA storage units; specialized machinery & equipment; local processor(s) etc.)
3. Farm Labor Availability (high dependency on immigrants)
4. Aging Farmers (estimated average age is 58)
5. Buyer demands (tougher specifications and standards; new food safety regulations)
6. Outside Competition (other domestic and foreign suppliers; Tier III economic counties with better incentive packages for new agribusiness)
7. Residential Growth (loss of farmland; higher land costs; pressure on demands for water)

Strengths and Opportunities

1. Local Grown (high demand for fresh, healthy, nutritious & safe food from a known source)
2. Location (close proximity to large markets; attracts tourism; excellent growing conditions)
3. Strong Agricultural Base (well-established in farming & several significant agri-business operations)
4. Experienced Farmers (able to grow a wide range of high demand products; desire to assist young farmers)
5. Excellent Research and Extension Services

6. Economic downturn affects agriculture less than most businesses (everyone has to eat)
7. Attractive to industry (low tax rates, non-unionized labor, supportive local government)

Key Partners

- Agri-Business Development Board Members
- Local Government & Municipalities
- Farmers & Farm Community
- Cooperative Extension/Research
- NC Department of Agriculture
- USDA-NRCS & FSA
- Farm Bureau (Local & State)
- Soil & Water Conservation
- Trade and Commodity Organizations
- Partnership for Economic Development
- Packing and Storage Facilities
- Processing Companies
- Farm/Chemical Supply Businesses
- Grocery Stores & Restaurants
- Financial Institutions
- Health Institutions
- Public Schools & Blue Ridge Community College
- Other

The Mission of Henderson County Agri-Business Development is to Grow Agri-Business within the County.

Primary Goals

1. Support and Partner with new and existing agri-business in Henderson County.
2. Enhance production opportunities for agri-business.
3. Improve the marketing of agri-business.
4. Recruit younger farmers in Henderson County.
5. Identify, assist and obtain agri-business grants.
6. Provide legislative advocacy and input on policy and regulatory issues.
7. Educate the public and provide information about agri-business.

Actions to Date – Support and Partner with new and existing agri-business in Henderson County

- Worked with several new buyers for apples and other crops to improve sales returns (Example: Appeeling Fruit Company)
- Soliciting new processing companies (apples, berries, tomatoes). These companies already plan to purchase significant volumes of Henderson County commodities. The location of future facilities or supporting facilities here is relatively good.
- Ag Waste Recycling Opportunities being evaluated jointly with private enterprise and the County
- Ag Jobs Fair held at Van Wingerden International open house in November
- Coordinated meeting of area apple packers and shippers to discuss marketing strategies
- Assisting in conversion of a commercial business to agricultural operation (non-farm acreage to farm)

Actions to Date – Enhance production opportunities for agri-business

- Working with a major grower/distributor who is currently expanding west coast operations to Henderson County (Beginning year 2 of a 5 year plan)
- Biotechnology – Participated in a regional forum to discuss ideas and have two follow-up meetings schedules
- Working with new winemaking ventures on marketing ideas and agri-tourism

- Tree Project between Nursery Operators and Apple Growers
- Regularly attend workshops and demonstrations for new commodity opportunities through the Research Station and other organizations

Actions to Date – Improve the marketing of agri-business

- Logo development and Henderson County branding – Planning stages of “Henderson County Farm Fresh” program to promote locally grown products
- Website development (part of promotional plan)
- Developing an inventory/data base of farmland in the county; farmers; commodity types and volumes; and storage capacity
- Supported, w/NCDA, the hosting of a Chinese group interested in buying NC plants (export opportunities)
- Attended Produce Marketing Association annual Fresh Summit Expo (met with chain store buyers, small processors, suppliers, other growers/packers/shippers)
- Meet with economic development representatives routinely

Actions to Date – Recruit young farmers in Henderson County

1. Support 4-H/Barnyard Bandits program
2. Support of Farm Bureau Young and Beginning Farmer Program
3. Have given consideration to mentoring/incubator programs

Actions to Date – Identify, assist and obtain agri-business grants

- Applied for Agricultural Development and Farmland Preservation (ADFP) grant through NCDA to assist in funding of “Henderson County Farm Fresh” promotional project
- Continuously take note of grant announcements and look for appropriate matches
- Share information with growers when producer grants come available

Actions to Date – Provide legislative advocacy and input on policy and regulatory issues

- Agricultural Labor – Working with elected officials, farmers and farm organizations to assure a legal, capable, stable and reliable farm labor workforce
- Washing, DC trip with NC Farm Bureau group to advocate
- Routinely meet with elected officials (state and federal) and their representatives to discuss matters relevant to agriculture (approximately 20 separate visits made)
- Meet or talk by phone with Agricultural Commissioner Steve Troxler and/or his staff at least monthly
- Attended 5 ag leader meetings regionally and in Raleigh
- Participate in Mills River Partnership as a representative of the agricultural community and their interests in water resources

Actions to Date – Educate the public and provide information about agri-business

- Appeared and made formal presentations (WHKP Open-Line, Extension Advisory committee, Edneyville Grange, Blue Ridge Apple Growers Association, LGCCA, Mills River Ag Committee)
- Scheduled to speak to Hendersonville Rotary Club and to two conference groups over the next month
- Assisted in the displaying of Henderson County produced items at the NC State Fair
- Have been interviewed for several newspaper or magazine articles

Going Forward

Producing a crop takes time and so will accomplishing many of the Agri-Business Development goals, however, economic development opportunities for Henderson County agriculture are very favorable and worth pursuing because it benefits families and the local economy, through creation of jobs, increase of commerce and the tax base, preservation of our heritage and green space, and added tourism.

STAFF REPORTS

County Manager Steve Wyatt reminded the Board of the upcoming budget retreat on Wednesday, January 18, 2012 at 9:00 a.m., which would include presentations by the School Board and Blue Ridge Community College.

BREAK

A brief break was taken.

ADDITIONAL COMMENTS

Commissioner Edney informed the Board of the passing of Vernon Israel and Mary Laney (Melissa Maurer's Mother).

Commissioner Edney responded to comments made by Thomas Hill. He felt that Mr. Hill had taken advantage of this Board's open policy in desire to receive public input at all of the meetings. This is a time and opportunity to offer positive influence to the county. "Tonight however, in my mind, Mr. Hill has crossed the line between using this forum for a public good and in a positive manner to unfairly and improperly cast an ugly shadow and indictment upon the entire Henderson County Sheriff's Department. The issues we are facing with Sheriff Davis are extremely serious, and in my mind, the most serious thing any board, ours or past boards have had to face in my lifetime. I don't think that Mr. Hill should be using this to get his fifteen (15) minutes of glory to honest with you. This stuff is too serious. He comes in here and makes these extremely serious allegations without any proof. I think it is incumbent upon us and upon the news media not to publicize and foster these allegations without real and absolute evidence. He says in his letter that he's spoken to a number of people and that folks are willing to come forward and sign sworn affidavits. If that's a fact and that's true, then I would call upon the news media not to report this stuff until he comes forward with proof, with sworn statements from people confirming these allegations. As serious as these times are, I don't think that statements made from the podium here need to be the news. The news needs to be the facts and not allegations."

IMPORTANT DATES

Set the Public Hearing for the Closeout of the Warm Company-CDBG Project (Grant No. 08-C-1848)

Before the final paperwork can be submitted on behalf of the Warm Company grant funds awarded by the N.C. Department of Commerce, Division of Community Investment & Assistance, Henderson County is required to hold a closeout public hearing to receive public comments concerning the grant. No County matching funds were required for this project.

Commissioner Edney made the motion that the Board schedules the closeout public hearing for the Warm Company - CDBG Project for Monday, February 6, 2012 at 5:30 p.m. All voted in favor and the motion carried.

Set the Public Hearing to receive citizen input on the 2011 and 2012 Community Development Block Grant Application(s)

The Division of Community Investment and Assistance (CI) is opening the 2011 and 2012 grant cycles for Community Development Block Grant Programs (CDBG). Two hearings are required prior to submitting an application to CI. The first hearing is generic and covers all of the categories of CDBG grants offered by CI. The second hearing to be held will be for the specific purpose of taking public comments on the planned use of a selected grant. The public will be notified of the qualifications for assistance and will be invited to apply. These funds are provided by the U.S. Department of Housing and Urban Development (HUD) through its Community Development Block Grant program to each state. Five different grant programs are available for consideration.

Scatter Site Housing: Grants are available to address the housing needs of very low income families throughout the County. Subject to funding availability, the County can receive between \$250,000 to \$400,000 for the purposes of rehabilitation, relocation, or reconstruction of qualified homeowner occupied housing units.

Infrastructure Program: This program aims to improve neighborhood infrastructure with the installation of new public sewer or water lines, repairing existing lines, or improvements to water or sewer treatment plants. Location of project must benefit low and moderate income persons. Maximum grant amount is \$750,000 and there is a required 5% local match.

Small Business and Entrepreneurial Assistance: This program is selected on a competitive basis to assist the small business community. \$150,000 to \$250,000 is awarded to support eligible job creation activities such as the purchase of land, infrastructure improvements, or construction improvements. Eligible activities must be tied to the creation of at least six jobs.

Infrastructure Hook-Up Program: This program aims to assist low income families with connection of water or sewer infrastructure. Possible assistance also includes waterline repair, and removal of septic tanks or cap wells. Maximum possible grant award is \$75,000.

NC Catalyst Program: This is a new program that consolidates several activities such as housing development and community revitalization. Activities include construction of public facilities, investment in multi-family rental developments, single family housing development, and slum and blight removal. Minimum grant amounts depend on desired activity with a maximum grant of \$500,000.

Commission Edney made the motion that the Board schedules a public hearing to receive citizen input on the 2011 and 2012 CDBG grant programs for Monday, February 6, 2012 at 5:30 p.m. All voted in favor and the motion carried.

CLOSED SESSION

Commissioner Edney made the motion for the Board to go into closed session as allowed pursuant to NCGS 143-318.11 for the following reasons:

1. Pursuant to N.C. Gen. Stat. § 143-318.11(a)(3), to consult with an attorney employed or retained by the Board to preserve attorney-client privilege. This consultation is with regard to a specific case, namely Henderson County v. Quillen (file 11 CVS 1848), currently pending in the Henderson county Superior Court.
2. Pursuant to N.C. Gen. Stat. § 143-318.11(a)(4), to discuss matters relating to the location or expansion of industries or other businesses in Henderson County, including agreement on a tentative list of economic development incentives that may be offered by the Board in negotiations.
3. Pursuant to N.C. Gen. Stat. § 143-318.11(a)(5), to establish, or to instruct the public body's staff or negotiating agents concerning the position to be taken by or on behalf of the public body in negotiating (I) the price and other material terms of a contract or proposed contract for the acquisition of real property by purchase, option, exchange or lease

All voted in favor and the motion carried.

ADJOURN

Commissioner O'Connor made the motion to go out of closed session and adjourn at 8:25 p.m. All voted in favor and the motion carried.

Attest:

Teresa L. Wilson, Clerk to the Board

Thomas H. Thompson, Chairman

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

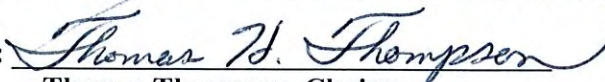
WHEREAS, it is the intent of the County to sell said surplus vehicles by electronic public auction at www.govdeals.com.

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 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 at least ten (10) days prior to the public auction.

THIS the 3rd day January, 2012.

HENDERSON COUNTY BOARD OF COMMISSIONERS

BY: 
Thomas Thompson, Chairman

ATTEST:


Teresa L. Wilson, Clerk to the Board

[OFFICIAL SEAL]

Exhibit B

List of Surplus Vehicles

Year / Make / Model	HC#	VIN #	HC Asset #	Mileage
2006 CHEVROLET IMPALA	SH203	2G1WS551969302025	12076	88,841
2006 CHEVROLET IMPALA	SH220	2G1WS551769301939	12073	66,127
2006 CHEVROLET IMPALA	SH227	2G1WS551269302402	12077	78,102
2007 DODGE CHARGER K-9 UNIT	SH270	2B3KA43G37H709163	12471	100,127

**LINE-ITEM TRANSFER REQUEST
HENDERSON COUNTY**



Department: Planning - Property Addressing

Please make the following line-item transfers:

What expense line-item is to be increased?

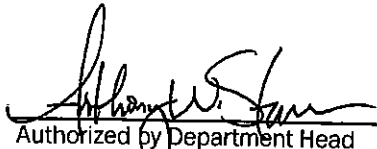
Account	Line-Item Description	Amount
<u>115443-512100</u>	<u>Salaries & Wages</u>	<u>\$ 9,871</u>
<u>115443-512100</u>	<u>FICA</u>	<u>\$ 714</u>
<u>115443-518100</u>	<u>Retirement - LGERS</u>	<u>\$ 641</u>
<u>115443-552000</u>	<u>Capital Outlay - Tech</u>	<u>\$ 15,000</u>
<u>285411-598011</u>	<u>Transfer from E911 Fund to GF</u>	<u>\$ 49,674</u>
<u>114990-401000</u>	<u>GF Balance Approp (decreased)</u>	<u>\$ 23,448</u>

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

Account	Line-Item Description	Amount
<u>114980-402800</u>	<u>Transfer from Emerg Comm Fund</u>	<u>\$ 49,674</u>
<u>284411-401000</u>	<u>E911 Fund Balance Approp Increase</u>	<u>\$ 49,674</u>

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

Staff verified that E911 Funds can be used to reimburse some Property Addressing functions. It is estimated that 80% of the Property Addressing Coordinator position costs can be reimbursed. This amendment transfers \$49,674 from the Emergency Communications Fund (E911 Fund) to the General Fund (Property Addressing budget). This amendment also provides for replacement of mission critical equipment for Property Addressing data collection (GPS equipment & software) that is outdated and requires replacement. This amendment reduces the General Fund financial burden for Property Addressing by \$23,448 for FY12.


Authorized by Department Head

12.5.2011
Date

Authorized by Budget Office

Date

Authorized by County Manager

Date

For Budget Use Only

Batch # _____

Batch Date _____

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/

Stan C. Duncan
County Assessor & Tax Collector

Sandy Allison
Administrative Assistant II

December 21, 2011

Re: Tax Collector's Report to Commissioners – 01/03/12 Meeting

Please find outlined below collections information through December 20th for the 2011 bills, which were mailed out on August 19th, 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:

2011 Total Charge \$57,532,457.57
Payments & Releases: 35,631,072.12
Unpaid Taxes: 21,901,385.45
Percentage Collected: 61.93%
(through 12/20/11)

2010 Total Charge: \$57,430,343.30
Payments & Releases: 36,379,173.42
Unpaid Taxes: 21,051,169.88
Percentage Collected: 63.34%
(through 12/20/10)

Motor Vehicle Bills G01 Only:

2011 Total Charge: \$2,464,575.86
Payments & Releases: 1,764,941.84
Unpaid Taxes: 699,634.02
Percentage Collected: 71.61%
(through 12/20/11)

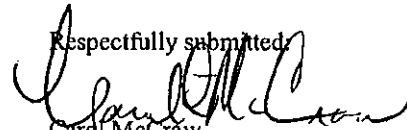
2010 Total Charge: \$2,276,593.57
Payments & Releases: 1,721,629.74
Unpaid Taxes: 554,963.83
Percentage Collected: 75.62%
(through 12/20/10)

Fire Districts All Bills:

2011 Total Charge: \$6,630,232.03
Payments & Releases: 4,233,306.43
Unpaid Taxes: 2,396,925.60
Percentage Collected: 63.85%
(through 12/20/11)

2010 Total Charge: \$6,503,028.71
Payments & Releases: 4,250,134.79
Unpaid Taxes: 2,252,893.92
Percentage Collected: 65.36%
(through 12/20/10)

Respectfully submitted,



Carol McCraw,
Deputy Tax Collector

Stan C. Duncan,
Tax Collector