

DRAFT

11/7/2012

MINUTES

CC: Boc
Steve
David
Russ
Christy

STATE OF NORTH CAROLINA
COUNTY OF HENDERSON

BOARD OF COMMISSIONERS
MONDAY, NOVEMBER 5, 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 Michael Edney, Commissioner Charlie Messer, County Manager Steve Wyatt, Interim Assistant County Manager David Whitson, County 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, Research/Budget Analyst Amy Brantley, Planner Parker Sloan, IT Director Becky Snyder, Sheriff Charles McDonald, Chief Deputy Rodney Raines, Registrar of Deeds Nedra Moles, Environmental Programs Coordinator Megan Piner, Assessor/Tax Collector Stan Duncan, Senior Planner Autumn Radcliff, and officer David Pearce 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 Dana & Jesse Jakubielski of the Leaders in Training 4-H Club.

PUBLIC HEARINGS

Public Hearing for Rezoning Application #R-2012-02

Commissioner O'Connor made the motion that the Board go into public hearing in regard to Rezoning Application #R-2012-02. All voted in favor and the motion carried.

Planner Parker Sloan stated Rezoning Application #R-2012-02, which was submitted on July 3, 2012, requests the County rezone two parcels (herein after the subject area). The subject area contains one 11.6 acre tract (PIN: 9680-89-7263) and one 16.9 acre tract (PIN: 9680-99-2699). The applicant requests a rezoning from a Local Commercial (LC) zoning district to a Residential Two Rural (R2R) district. The subject area is owned by Jarrett Mitchem.

The Henderson County Planning Board considered rezoning application #R-2012-02 at its regularly scheduled meeting on September 20, 2012. During that meeting, the Planning Board voted unanimously to send forward a favorable recommendation on rezoning application #R-2012-02 to rezone the Subject Area to Residential Two Rural (R2R).

Before taking action on the application, the Board of Commissioners must hold a public hearing. In accordance with §200A-314(C) and §200A-337(B) of the Henderson County Land Development Code and State Law, notices of the November 5, 2012, public hearing regarding rezoning application #R-2012-02 were published in the Hendersonville Tribune on October 11, 2012 and October 18, 2012. The Planning Department sent notices of the hearing via first class mail to the owners of properties adjacent to the Subject Area and the subject area property owner on October 11, 2012 and posted signs advertising the hearing on the Subject Area on October 19, 2012.

APPROVED: _____

Rezoning #R-2012-02 Jarrett Mitchem, Owner



Henderson County Board of Commissioners Meeting
November 5, 2012

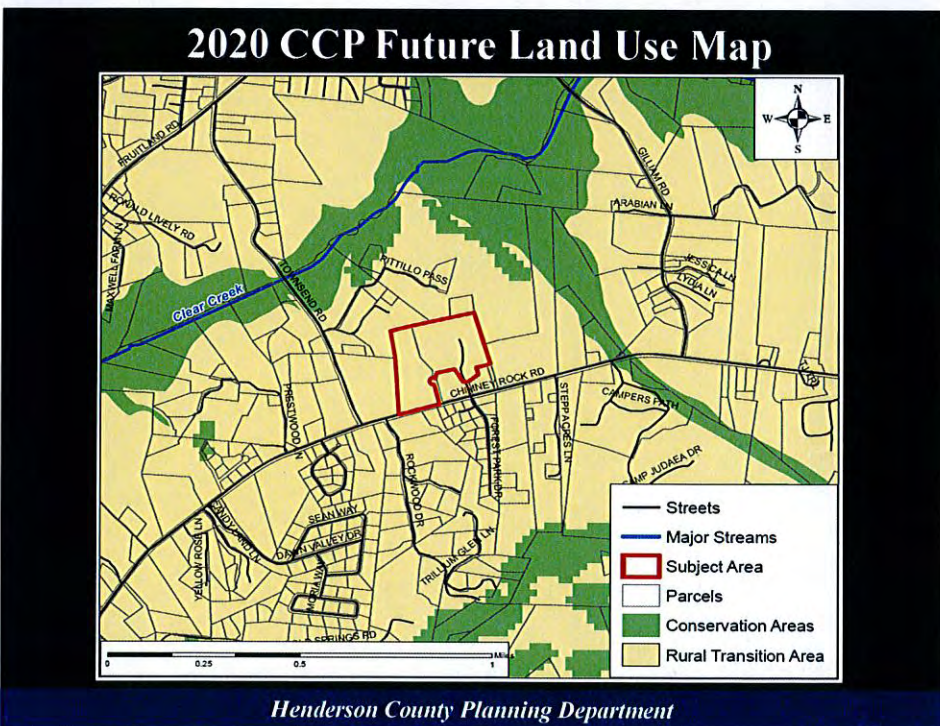
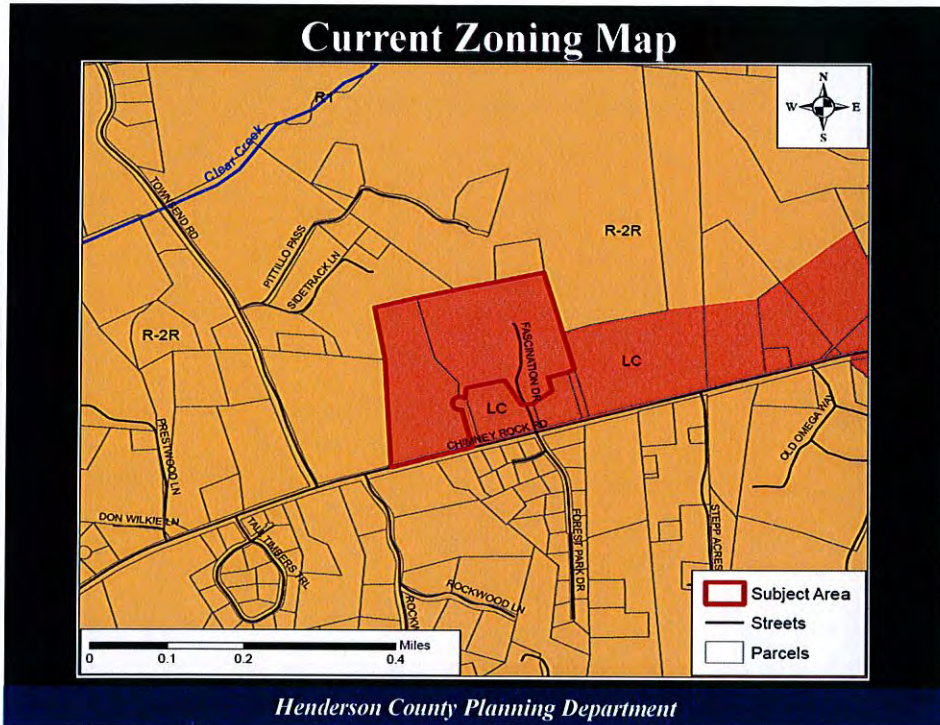
Presented by: Parker Sloan, Planner

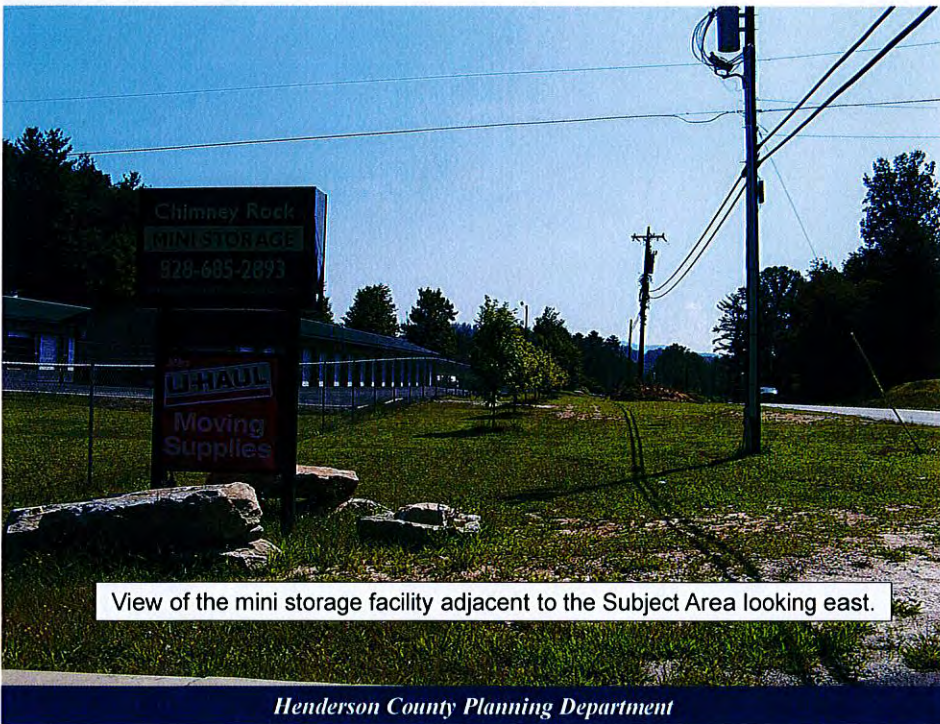
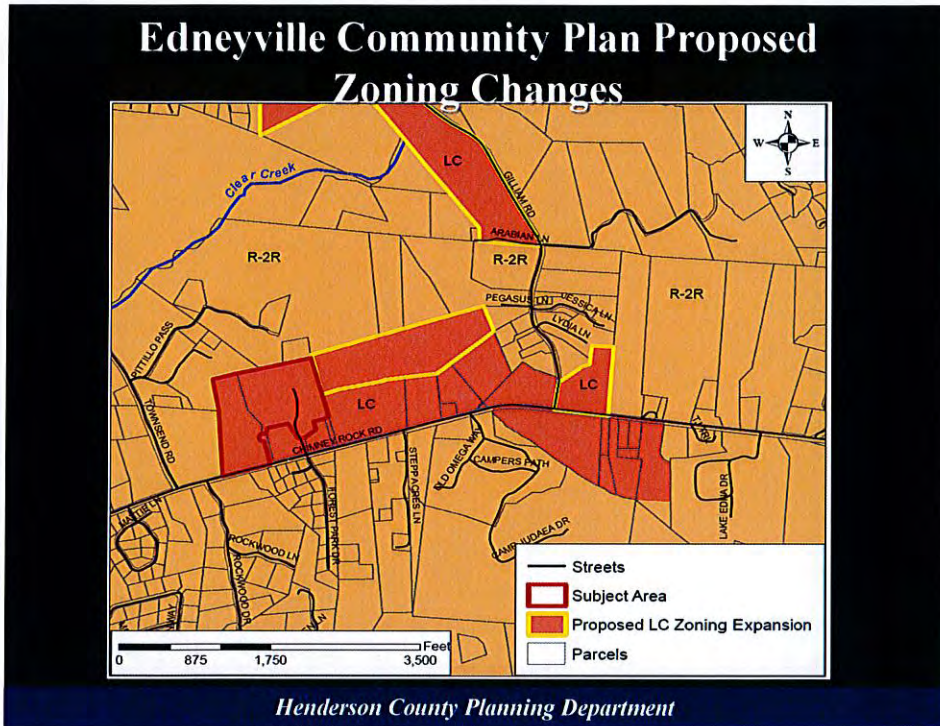
Henderson County Planning Department

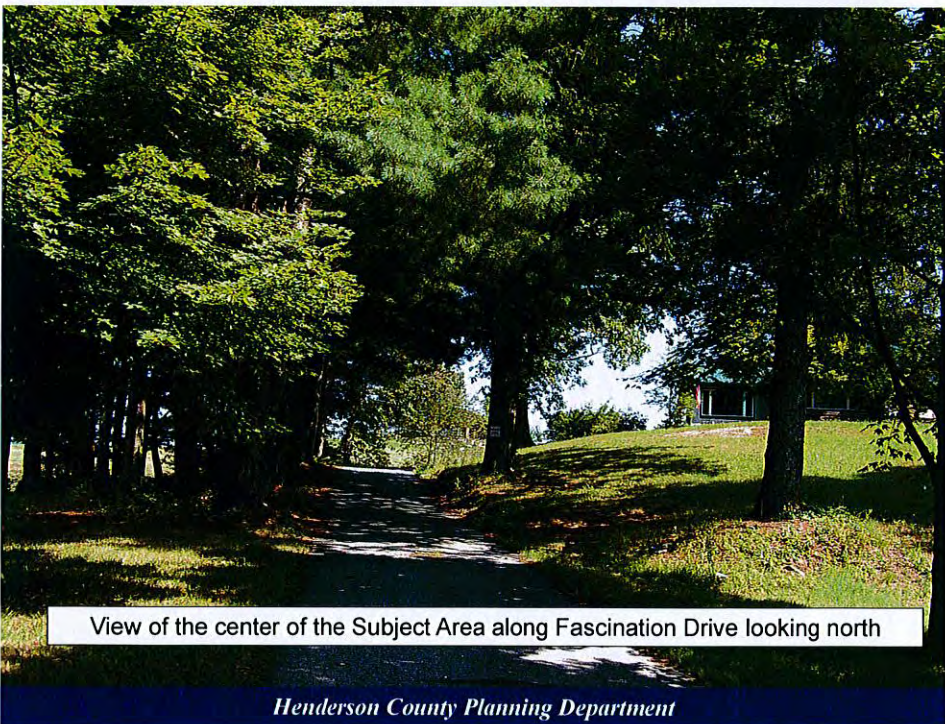
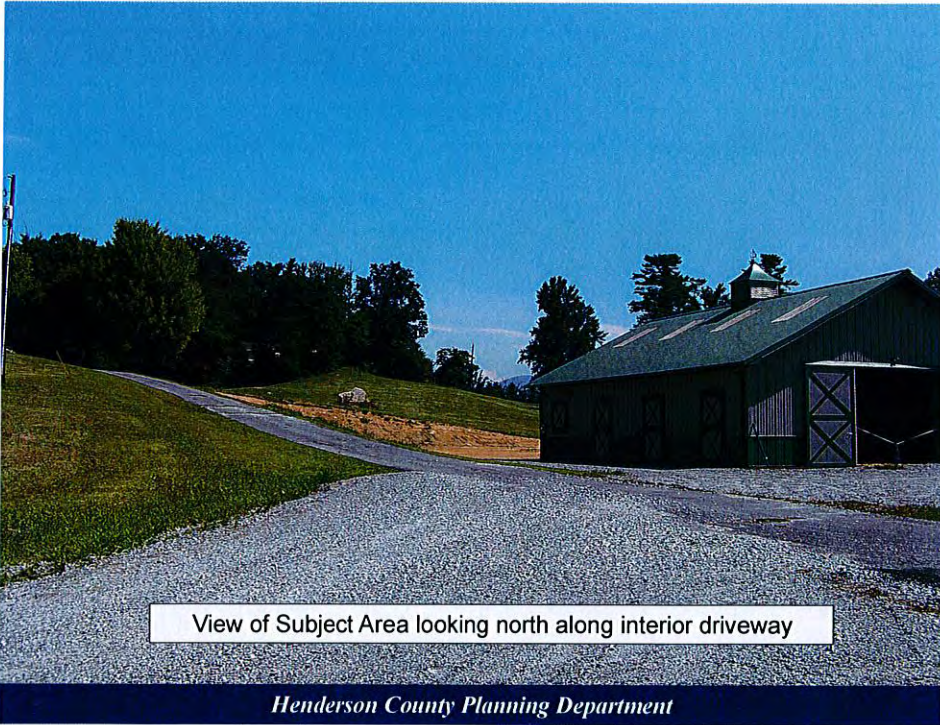
Aerial Photo Map

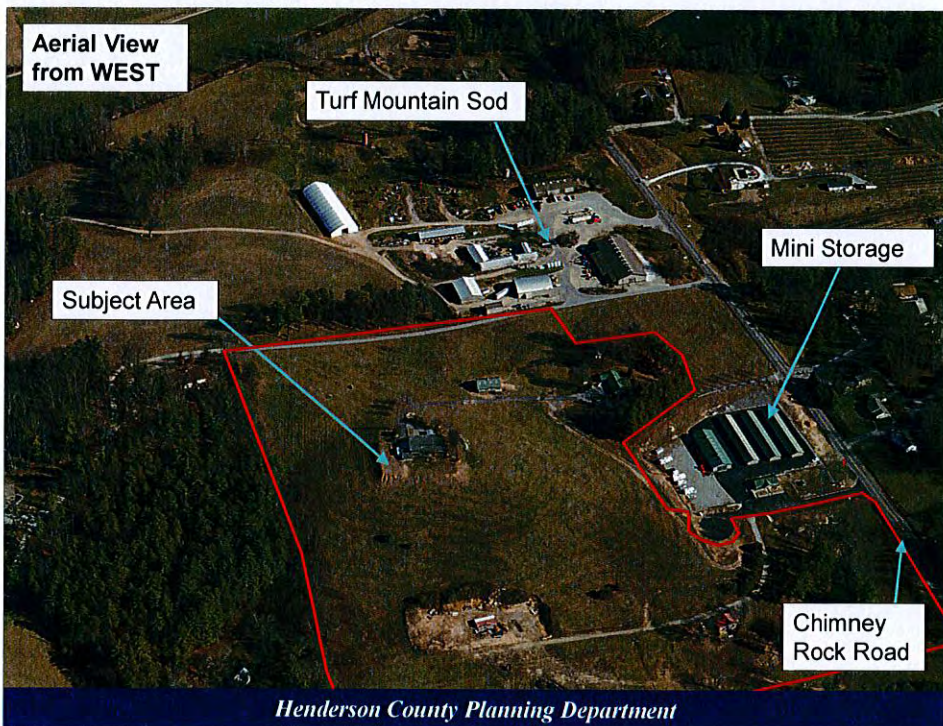
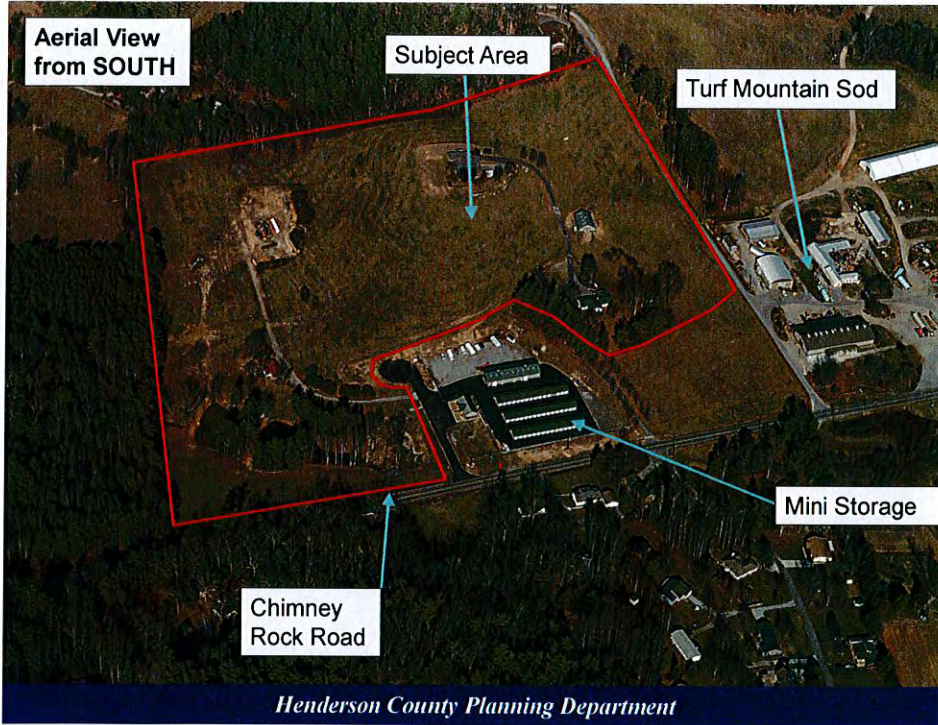


Henderson County Planning Department









Public Input

1. Barbara Hora – Mrs. Hora owns a neighboring parcel and questioned the uses permitted for residential zoning.
Parker Sloan responded R-2R allows one (1) unit per acre and manufactured homes.

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

Commissioner Young made the motion that the Board adopts the resolution regarding the consistency with the CCP. All voted in favor and the motion carried.

Commissioner Young made the motion that the Board adopts the proposed map amendment. All voted in favor and the motion carried.

Public Hearing for Rezoning Application #R-2012-03

Commissioner Young made the motion that the Board go into public hearing in regard to Rezoning Application #R-2012-03. All voted in favor and the motion carried.

Parker Sloan stated Rezoning Application #R-2012-03, which was submitted on August 8, 2012, requests the County rezone a 0.77 acre tract. The applicant requests a rezoning from a Residential Two (R2) zoning district to an Office and Institutional (O & I) zoning district. The subject area is owned by Eva Ritchey (PIN: 9559-60-2698).

The Henderson County Planning Board considered rezoning application #R-2012-03 at its regularly scheduled meeting on September 20, 2012. During that meeting, the Planning Board voted unanimously to send forward a favorable recommendation on rezoning application #R-2012-03 to rezone the Subject Area to an Office and Institutional (O & I) zoning district.

Before taking action on the application, the Board of Commissioners must hold a public hearing. In accordance with §200A-314(C) and §200A-337(B) of the Henderson County Land Development Code and State Law, notices of the November 5, 2012, public hearing regarding rezoning application #R-2012-03 were published in the Hendersonville Tribune on October 11, 2012 and October 18, 2012. The Planning Department sent notices of the hearing via first class mail to the owners of properties adjacent to the Subject Area and the subject area property owner on October 11, 2012 and posted signs advertising the hearing on the Subject Area on October 19, 2012.

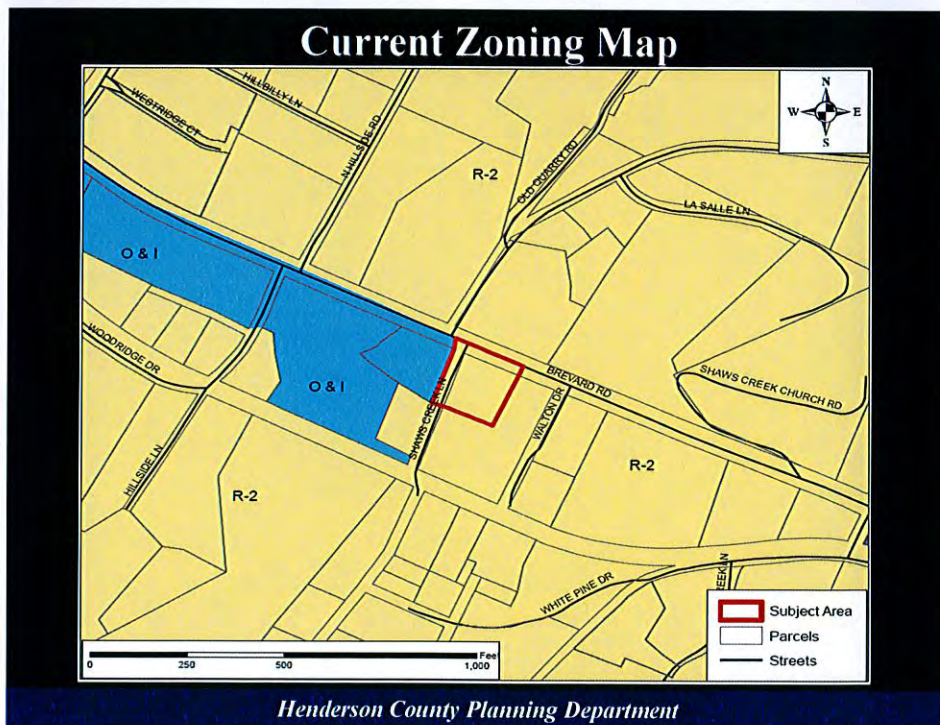
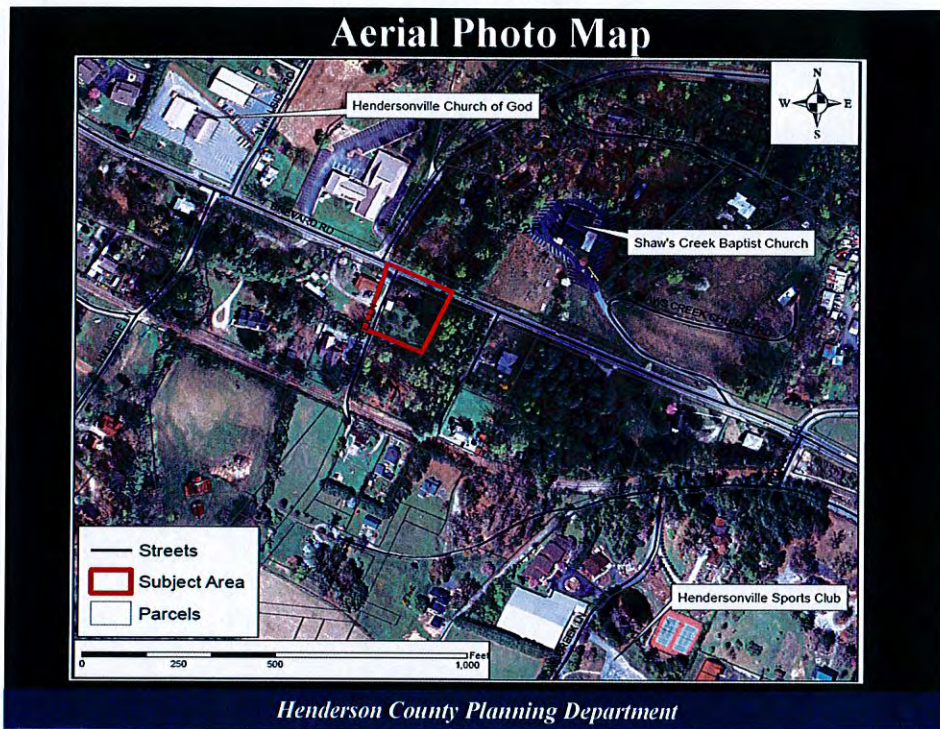
**Rezoning #R-2012-03
Eva Ritchey, Owner**

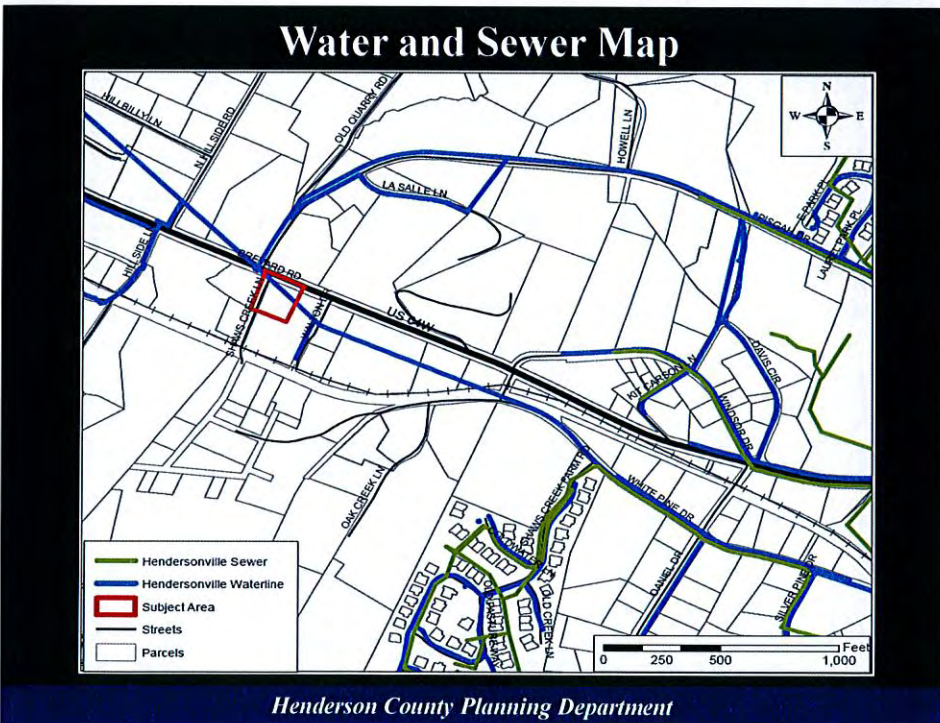
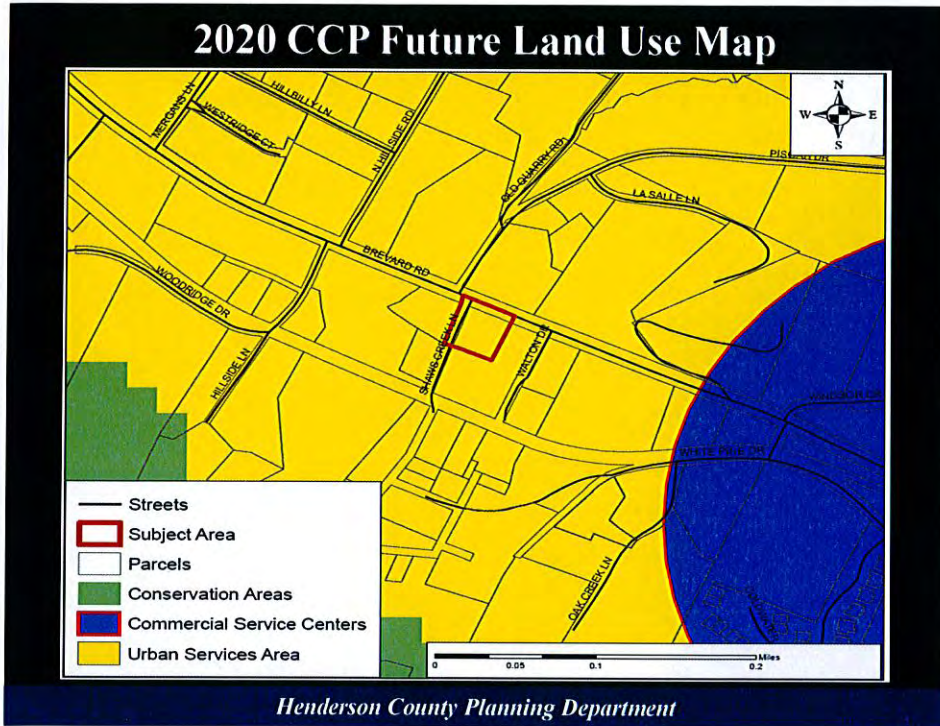


Henderson County Board of Commissioner Meeting
November 5, 2012

Presented by: Parker Sloan, Planner

Henderson County Planning Department

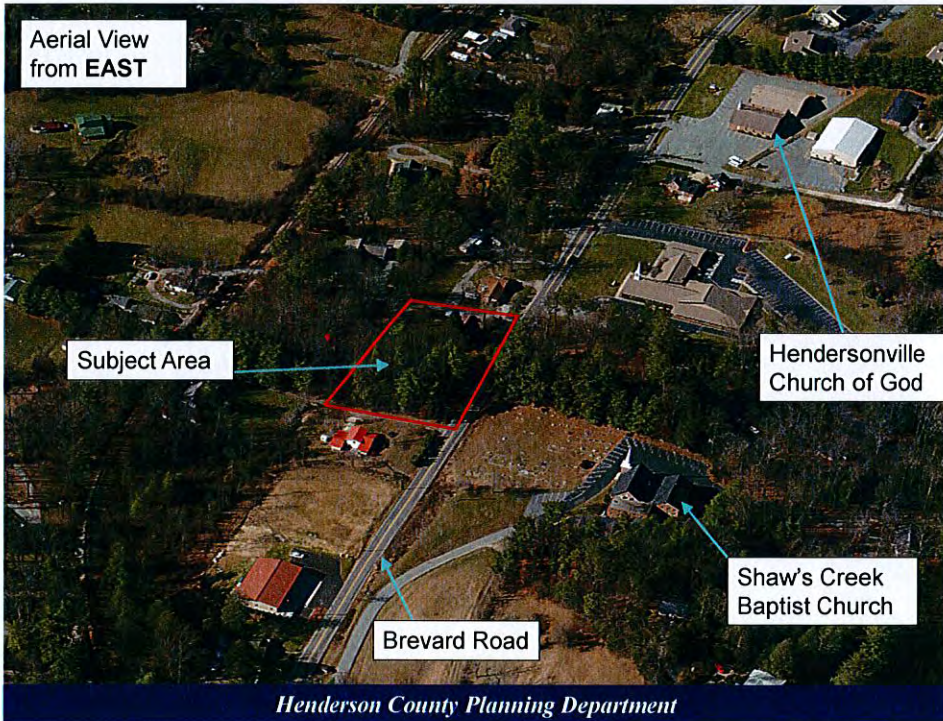






View of existing residence within the subject area looking west

Henderson County Planning Department



Aerial View from EAST

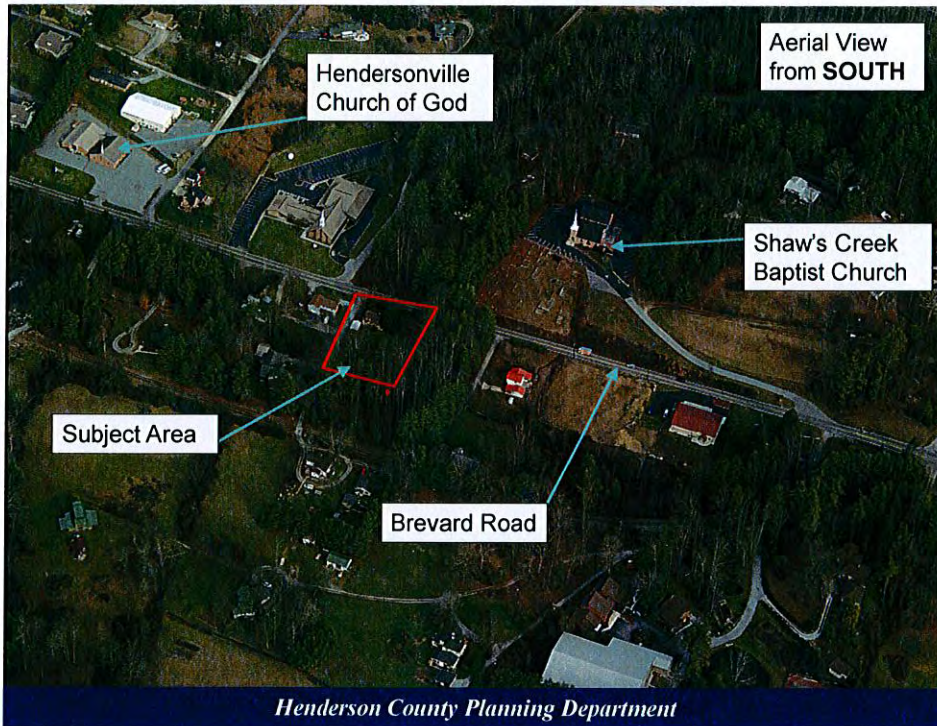
Subject Area

Hendersonville Church of God

Shaw's Creek Baptist Church

Brevard Road

Henderson County Planning Department



Public Input

There was none.

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

Commissioner Young made the motion that the Board adopts the resolution regarding the consistency with the CCP. All voted in favor and the motion carried.

Commissioner Messer made the motion that the Board adopts the proposed map amendment. All voted in favor and the motion carried.

INFORMAL PUBLIC COMMENT

1. Thomas Eisenhauer – Mr. Eisenhauer is the Chairman of the Pardee Hospital Comprehensive Cancer Program. They recently completed their 3 year voluntary accreditation for cancer care with accommodations. Seventy-two percent of the United State’s cancer patients are treated at Pardee Hospital.
2. David Nicholson – Mr. Nicholson is an Outreach Associate for the North Carolina Association of County Commissioners (NCACC). He presented an award to Commissioner Messer for service on the NCACC Board of Directors during 2011-2012. He noted that Commissioner Messer has served on the NCACC Board for 8-9 years and currently serves as the Chairman of the Agriculture Board.
3. Dennis Justice – Mr. Justice continues to oppose the purchase of the Hendersonville Christian School property. He feels a better option is to spend the money putting artificial turf on the fields of Henderson County schools.
4. Eva Ritchey – Mrs. Ritchey thanked the Board for rezoning her property and explained that she had spoken with neighbors prior to making the request with no opposition.

DISCUSSION/ADJUSTMENT OF AGENDA

Commissioner O’Connor made the motion to adopt the Agenda with the addition of a closed session. All voted in favor and the motion carried.

CONSENT AGENDA

Commissioner Messer 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):

October 17, 2012 – Regularly Scheduled Meeting

October 24, 2012 – Special Called Meeting

Tax Collector's Report

Tax Collector Clerk Kathy Johnson had presented the Tax Collector's Report to the Commissioners dated October 25, 2012 for information only. No action was required.

County Financial Report/Case Balance Report – September 2012

The September 2012 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 September:

- Finance -- operating expenditures through September running slightly ahead of budget
- Register of Deeds – printing and binding costs covered by a budget amendment from the ROD's restricted fund balance for automation and enhancements
- Emergency Management – one time purchase of capital outlay equipment (mobile light towers) approved in the current fiscal year budget
- Fire Services - capital outlay purchase of mobile light towers approved in the current year budget
- Rescue Squad – 2nd quarter non-profit contribution payment paid in advance
- Mental Health – payment of mental health maintenance of effort funds appropriated for the fiscal year to Western Highlands Area Mental Health Authority
- Public Library – blanket purchase order encumbrance for the purchase of publications throughout the fiscal year
- Non-Departmental – 2nd quarter property and liability insurance premium paid in September and to be allocated out to all departments

The YTD deficit in the Revaluation Reserve Fund is due to a July payment of \$23k for N.C Property Tax System version updates/enhancements being implemented.

The YTD deficit in the Emergency Telephone System (911) Fund is due to an annual debt service payment in August on financing for the 911 Center Renovation Project that began in August 2008. Fund balance of \$271,713 was appropriated to cover expenditures in this Fund for FY2013.

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

The YTD deficit in the Immigration and Customs Enforcement (ICE) Fund is due to a timing delay in receiving payments – federal ICE revenues for September will not be received and posted until November 2012.

Motion:

I move that the Board of Commissioners approves the September 2012 County Financial Report and Cash Balance Report as presented.

Public Schools Financial Reports – September 2012

The Henderson County Public Schools provided the September 2012 Local Current Expense Fund and Other Restricted Funds Financial Reports for the Board's information.

Motion:

I move that the Board of Commissioners approves the Henderson County Public Schools September 2012 Financial Reports as presented.

Water Line Extension – Water's Edge

The City of Hendersonville has requested that the County comment on the proposed water line extension to the Water's Edge subdivision off Eade Road. The proposed water line is 1750 linear feet. The project's location within the Rural Transition area is consistent with the Henderson County 2020 Comprehensive Plan. A City of Hendersonville Project Summary Sheet and County Review Sheet with Staff comments are attached for Board review and action.

Motion:

I move that the Board approves the Water's Edge water line extension and direct Staff to convey the County's comments to the City of Hendersonville.

Approval of the Low Bid and Purchase of Dodge Chargers for the Sheriff's Office

The Board is requested to approve the low bid and authorize the Sheriff to proceed with purchasing eight (8) Dodge Chargers, model year 2013. Bidding was conducted between October 8 and October 15, 2012. The low bidder is Egolf of Hendersonville for a total of \$179,242.00.

All vehicles were approved in the Sheriff's Office FY 2013 budget, and all vehicles meet the County Vehicle Replacement Plan (and energy conservation) criteria.

Bid Received October 8-15, 2012 - 8 Dodge Chargers, Model Year 2013

Vehicles	Egolf Hendersonville	Egolf Brevard	Ilderton High Point, NC
8 Chargers, Black, w/police package	\$22,428.00 each	\$22,429.00 each	\$23,034.00 each
Total	\$179,424.00	\$179,432.00	\$184,272.00

Notes:

- A public notice seeking bids appeared in the Hendersonville Times-News on Monday, October 8, 2012
- In addition, the bid package (vehicle specifications) was hand delivered to several Dodge dealers
- Three dealers, Egolf of Hendersonville, Egolf of Brevard, and Ilderton in Highpoint, NC, submitted bids.
- The amount budgeted in the FY2013 budget for the purchase of 8 patrol vehicles was \$23,110.00
- The bid includes delivery of the vehicles to the Henderson County Sheriff's Impound Lot

Motion:

I move the Henderson County Board of Commissioners accepts the bid from Egolf of Hendersonville for eight (8) 2013 Dodge Chargers, and authorizes the Sheriff to proceed with the purchase.

Surplus Equipment (Building)

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

The equipment for surplus is the Scale House building for the Transfer Station. The renovations of the Henderson County Transfer Station have left this building vacant. Solid Waste no longer has a use for this building.

Motion:

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

Proclamation – GIS Day in Henderson County

The Henderson County Information Technology Department has requested that the Board adopt the Proclamation designating November 14, 2012 as GIS Day in Henderson County.

Motion:

I move that the Board adopts the Proclamation designating November 14, 2012 as GIS Day in Henderson County.

NOMINATIONS

Notification of Vacancies

1. Hendersonville Planning Board – 1 vac.

Nominations

1. Historic Resources Commission – 1 vac.

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

2. Juvenile Crime Prevention Council – 6 vac.

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

3. 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.

4. Nursing/Adult Care Home Community Advisory Committee – 4 vac.

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

5. Senior Volunteer Services Advisory Council – 2 vac.

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

6. Smartstart – 1 vac.

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

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

Commissioner Messer nominated Linda Weldon for position #1. *Chairman Thompson made the motion to accept the appointment of Linda Weldon to position #1 by acclamation. All voted in favor and the motion carried.*

UPDATE: COMMUNITY PLAN FOR GREEN RIVER, TUXEDO & ZIRCONIA

Senior Planner Autumn Radcliff provided the Board with an update on the progress of drafting the County's 4th community plan which includes the Green River, Tuxedo and Zirconia (GRTZ) communities. On April 2, 2012, the Board of Commissioners adopted the GRTZ Community Plan Advisory Committee Charter and on May 7, 2012 appointed the Advisory Committee. The Committee met for the first time on July 10, 2012 and has met monthly thereafter.

The Committee received and approved a community survey at its first meeting. On July 13, 2012, the mailed survey went to every listed property owner in the planning area. The County mailed 2,850 surveys and a total

of 1,020 surveys were collected and analyzed (36% response rate). On September 11, 2012 the first public input session was held at the Tuxedo Baptist Church. Approximately 80 community residents participated in the meeting by discussing the strengths of, concerns for, and 15-year vision for the community.

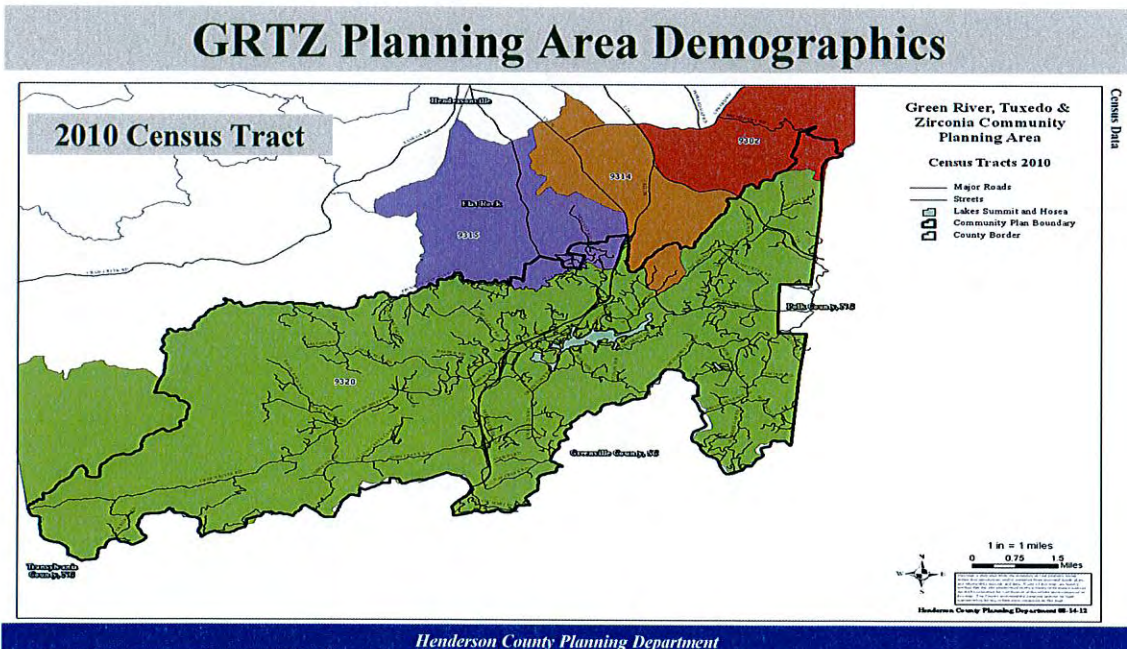
The Committee has been reviewing the demographics, history and background of the planning area. At its meeting on October, 9th the committee reviewed the results of the public input and will use this information to draft the plan and make recommendations for the GRTZ community. The Committee is currently working on drafting the recommendations for the natural and cultural resources section of the plan.

GRTZ Update

- Charter adopted on April 2, 2012
- Committee appointed on May 7, 2012
- Committee first met on July 10, 2012 (meets monthly)
- Committee has been reviewing:
 - Demographics
 - History and Background
 - Public input results
- Working on recommendations for the natural & cultural resources section

GRTZ Planning Area History/Background

- Traditionally habited by Native Americans
- Early settlers were drawn to the natural resources of the area
- According to legend, John and Elizabeth Corn gave the Green River its name
- Post Offices helped shape the different communities found throughout Henderson County
 - 1853 the Green River Post Office opened
 - 1908 the Tuxedo Post Office opened
 - Traditionally under the name of Lakewoods
- Industries: Mining, Green River Mills, Agriculture
- Landmarks and Unique Places: Camps, Green River, Kingdom of Happy Land, etc.



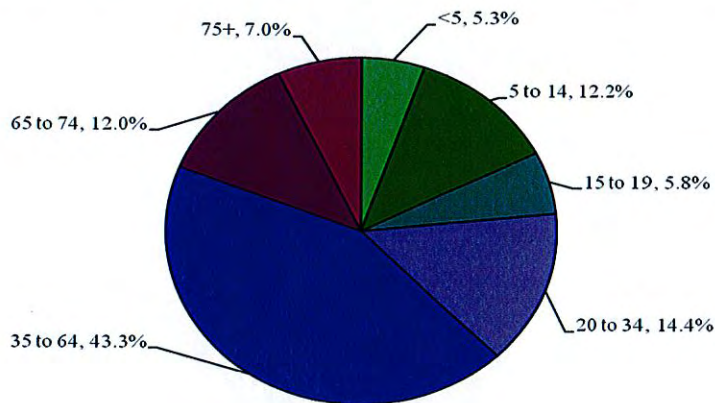
GRTZ Planning Area Demographics

- Population:
 - GRTZ = 4,730 persons (Henderson County=106,740 persons)

GRTZ contains 4.4% of the County's population

- Population Change 2000-2010
- Planning Area
- Population Growth = 17.2%
- Household Increase = 21.5%
- Persons per Household (2010) = 2.4
- Henderson County
- Population Growth = 19.7%
- Household Increase = 21.5%
- Persons per Household (2010) = 2.3

2010 GRTZ Population by Age



Henderson County Planning Department

- Race & Ethnicity 2010: 96.5%=White, 3.3% Hispanic/Latino
- Income: Median Household Income \$44,445 (40.1% of the area had a household earning <\$35,000 per year (2010))
- Poverty Rate (2009): 15.2% is at or below the poverty rate
- Projected Population: GRTZ (2025)=6,168 persons

GRTZ Planning Area Public Input

Mailed Survey:

- Mailed to all GRTZ property owners
 - Approximately 4, 900 parcels
 - Approximately 2,850 surveys mailed
 - 1,020 responses collected
- Represents over a 36% return rate

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GRTZ Mailed Survey Results

Mailed Survey Responses Regarding Community Understanding of GRTZ					
Growth, Preservation, and Transportation	Not at All	Not Much	Some	A Lot	No Response
How should your area of Henderson County grow in the Future?	11%	34%	47%	5%	3%
	Not Enough	About Right	Too Much	No Response	
How would you describe the population growth in your area in recent decades?	7%	66%	23%	14%	
	Yes	No	Don't Know	No Response	
Are there any important structures or historic sites in the GRTZ area that you think need to be preserved?	23%	14%	57%	6%	
Are there any important water or land features in the GRTZ area that you think need to be preserved?	51%	6%	35%	8%	

- 51% have lived in the area 20+ years
- 91% plan to stay in this area of Henderson County for the next 10 years.
- 47% feel this area should grow some in the future.
- 66% feel the population growth in this area has been about right in recent decades.

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GRTZ Mailed Survey Responses

- County Polices and Regulations should:
 - Encourage preservation of agriculture (66%)
 - Work to preserve the County’s rural character (68%)
 - Work to preserve/protect mountain views/ridge tops (80%)
 - Not Allow more industrial centers (53%)
 - Not Allow more manufactured home parks (67%)
 - Require developers to provide open space (58%)
- The County should provide funds to:
 - Build more walking trails (38%)
 - Protect farmland in the GRTZ area (62%)
 - Protect open space in the GRTZ area (63%)

GRTZ Mailed Survey Responses

What makes Green River-Tuxedo-Zirconia unique?

Remote
Open & Rural
Plants/Wildlife

Generational Property Owners
No Traffic
Private

Low Crime Rate
Stream/Rivers/Lakes

Beautiful/Scenic
Close to Cities/Shopping/etc.
Friendly

Camps
Minimum Development
Peaceful/Quiet

Henderson County Planning Department

GRTZ 1st Public Input Session

- Held Tuesday, September 11, 2012
- 6:30 PM, Tuxedo First Baptist Church
- Around 80 participants attended
 - Focused on Strengths, Concerns, and 15 Year Vision
 - Citizens voted for the 3 issues of highest importance

GRTZ 1st Public Input Session Votes

Strengths that received the most support

- | | |
|---|--|
| <ul style="list-style-type: none"> • Natural & Cultural Resources <ul style="list-style-type: none"> – Natural Beauty/Forested • Agriculture <ul style="list-style-type: none"> – Farm Land/Agriculture • Community Facilities & Public Services <ul style="list-style-type: none"> – Public Volunteer Services • Transportation <ul style="list-style-type: none"> – Great Accessibility | <ul style="list-style-type: none"> • Economic Development <ul style="list-style-type: none"> – Camp Industry • Land Use & Development <ul style="list-style-type: none"> – Open Space/Low Density • Community Character & Design <ul style="list-style-type: none"> – Rural/Peaceful • The Community <ul style="list-style-type: none"> – Independent People/Honest People |
|---|--|

Henderson County Planning Department

GRTZ 1st Public Input Session Votes

Concerns that received the most support

- **Natural & Cultural Resources**
 - Loss of Forests
- **Agriculture**
 - Loss of Farms
- **Housing**
 - No Large Residential Developments
- **Community Facilities & Public Services**
 - Community Park/Library
- **Transportation**
 - Pedestrian Safety/Cyclist
- **Economic Development**
 - Lack of Central/Primary Commercial Area
- **Land Use & Development**
 - Too Many Regulations
- **Community Character & Design**
 - Danger/Noise
- **The Community**
 - Lack of Community Involvement of Young People

Henderson County Planning Department

GRTZ 1st Public Input Session Votes

15 Year Vision that received the most support

- **Natural & Cultural Resources**
 - Tuxedo Elementary Put to Use
- **Agriculture**
 - Farms/Agriculture Still Present
- **Community Facilities & Public Services**
 - New Park
- **Transportation**
 - Bicycle Lane on 225
- **Economic Development**
 - Medical Facility
- **Land Use & Development**
 - Planned and Controlled Growth
- **Community Character & Design**
 - Attractive Tuxedo Gateway/Architecture that Maintains Character
- **The Community**
 - Programs to Encourage Health

Henderson County Planning Department

REGISTER OF DEEDS – BUDGET AMENDMENT

Nedra Moles, Registrar of Deeds, stated the Register of Deeds (ROD) has been presented with two pending retirements, effective December 31, 2012. These positions are the Assistant ROD, and a Deputy ROD II. In order to keep the office functioning at the current level of public service, the Register of Deeds plans to promote one current staff member to Assistant ROD, and fill the two remaining positions as ROD I's.

To allow adequate training time, the Register of Deeds is requesting that one replacement be hired immediately. The second position would be filled after the beginning of the year.

To cover the costs associated with the retirements and hiring one of the replacements immediately, the Register of Deeds is requesting the Board approve the attached budget amendment, appropriating \$30,175 in fund balance to cover these unexpected costs.

Commissioner Messer made the motion that the Board of Commissioners approves the budget amendment, appropriating \$30,175 from Fund Balance. All voted in favor and the motion carried.

PERFORMANCE CONTRACTING

Megan Piner stated with the rising cost of energy, and utility companies increasing rates the Engineering department would like to explore the option of performance contracting. Engineering would hire a company, after issuing an RFQ to perform energy efficiency updates. The company hired would guarantee a certain percentage cost savings (percentage to be further determined) and improvements would be paid for by money borrowed by Henderson County. If the projected percentage of savings is not met the chosen company will reimburse Henderson County for the deficient. If a higher percentage of cost savings is met Henderson County will be able to keep the difference. This potential partnership is a win, win situation for Henderson County; we would become more energy efficient while paying for the upgrades with our cost savings.

The Engineering department is only requesting to move forward with exploring performance contracting as an option for energy efficiency. Engineering would come back before the board before any agreements are reached.

Commissioner Edney made the motion that the Board directs the County Engineer to move forward with exploring performance contracting to save on energy costs. All voted in favor and the motion carried.

HENDERSONVILLE CHRISTIAN SCHOOL PROPERTY – UPDATE

At the Board's October 24, 2012 meeting, the Board voted to enter into a contract to purchase the Hendersonville Christian School property, subject to a short sale agreement by the mortgage holder. Staff provided the Board with an update on the current status of the project.

Steve Wyatt informed the Board that a letter had been submitted requesting a waiver from the Parks and Recreation Trust Fund (PARTF) to request permission to use the purchase price as the county "match" of a possible PARTF grant. Approval of this waiver was received today (11/5/2012). The County is expected to close on the property within the next 45 days.

Russ Burrell noted that the seller is a not-profit entity, and that all assets must be approved by the Attorney General prior to the closing.

COUNTY MANAGER'S REPORT

There was nothing further.

IMPORTANT DATES

Set Public Hearing for Rezoning application #R-2012-04

Chairman Thompson made the motion that the Board sets a public hearing for Rezoning Application #R-2012-04 for Monday, January 7, 2013 at 5:30 p.m. All voted in favor and the motion carried.

Set a Public Hearing for a CDBG Application Regarding the Habitat for Humanity Dodd Meadows Project
Commissioner Messer made the motion that the Board schedules a public hearing for the 2011 Habitat for Humanity Dodd Meadows CDBG Catalyst application for Wednesday, November 21, 2012 at 9:00 a.m. All voted in favor and the motion carried.

CANE CREEK WATER AND SEWER DISTRICT

Commissioner O'Connor made the motion for the Board to convene as Cane Creek Water & Sewer District Board. All voted in favor and the motion carried.

Please see separate Cane Creek minutes for action.

Commissioner Messer made the motion to go out of session as the Cane Creek Water & Sewer District Board. All voted in favor and the motion carried.

CLOSED SESSION

The Board is requested to go into closed session pursuant to N.C. Gen. Stat. §143-318.11(a), for the following reason(s):

1. (a)(4) to discuss matters relating to the location or expansion of industries or other businesses in the area served by the public body.

Commissioner Edney made the motion that the Board go into closed session pursuant to N.C. Gen. Stat. §143-318.11(a)(4). All voted in favor and the motion carried.

ADJOURN

Commissioner Young made the motion that the Board go out of closed session and adjourn at 8:00 p.m. All voted in favor and the motion carried.

Attest:

Teresa L. Wilson, Clerk to the Board

Thomas H. Thompson, Chairman



RESOLUTION OF CONSISTENCY WITH THE COUNTY COMPREHENSIVE PLAN

WHEREAS, pursuant to N.C. General Statute §153, Article 18, the Henderson County Board of Commissioners exercises regulations relating to development within the County's jurisdiction; and

WHEREAS, the Henderson County Board of Commissioners (Board) adopted the Land Development Code (LDC) on September 19, 2007 and has amended the LDC to address new and changing issues;

WHEREAS, the Board desires to update and revise the regulations of the LDC; and

WHEREAS, the Planning Director and Planning Board provided recommendations regarding the proposed zoning map amendment with case #R -2012-03; and

WHEREAS, pursuant to N.C. General Statute §153-323, the Planning Director provided the prescribed public notice and the Board held the required public hearing on November 5, 2012; and

WHEREAS, N.C. General Statute §153-341 requires the Board to adopt a statement of consistency with the County Comprehensive Plan (CCP); and

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


1. That the Board reviewed the proposed map amendment (#R -2012-03 – Eva Ritchey Rezoning) and finds that it reasonable, in the public interest and it is consistent with the CCP and the Growth Management Strategy located therein; and
2. That the Board determines that the proposed map amendment provides for the sound administration of the LDC while balancing property rights and promoting reasonable growth within the County; and
3. That this Resolution shall be retained in the Office of the Clerk to the Board of Commissioners.

THIS the 5th day of November, 2012.

HENDERSON COUNTY BOARD OF COMMISSIONERS

By: 
THOMAS H. THOMPSON, CHAIRMAN

ATTEST:


Teresa L. Wilson, Clerk to the Board

[COUNTY SEAL]



RESOLUTION OF CONSISTENCY WITH THE COUNTY COMPREHENSIVE PLAN

WHEREAS, pursuant to N.C. General Statute §153, Article 18, the Henderson County Board of Commissioners exercises regulations relating to development within the County's jurisdiction; and

WHEREAS, the Henderson County Board of Commissioners (Board) adopted the Land Development Code (LDC) on September 19, 2007 and has amended the LDC to address new and changing issues;

WHEREAS, the Board desires to update and revise the regulations of the LDC; and

WHEREAS, the Planning Director and Planning Board provided recommendations regarding the proposed zoning map amendment with case #R -2012-02; and

WHEREAS, pursuant to N.C. General Statute §153-323, the Planning Director provided the prescribed public notice and the Board held the required public hearing on November 5, 2012; and

WHEREAS, N.C. General Statute §153-341 requires the Board to adopt a statement of consistency with the County Comprehensive Plan (CCP); and

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

1. That the Board reviewed the proposed map amendment (#R -2012-02 – Jarrett Mitchem Rezoning) and finds that it reasonable, in the public interest and it is consistent with the CCP and the Growth Management Strategy located therein; and
2. That the Board determines that the proposed map amendment provides for the sound administration of the LDC while balancing property rights and promoting reasonable growth within the County; and
3. That this Resolution shall be retained in the Office of the Clerk to the Board of Commissioners.

THIS the 5th day of November, 2012.

HENDERSON COUNTY BOARD OF COMMISSIONERS

By: 
THOMAS H. THOMPSON, CHAIRMAN

ATTEST:


Teresa L. Wilson, Clerk to the Board

[COUNTY SEAL]

HENDERSON COUNTY TAX COLLECTOR

200 NORTH GROVE STREET, SUITE 66

HENDERSONVILLE, NC 28792

PH: (828) 697-5595

FAX: (828) 698-6153

25 October 2012

Henderson County Board of Commissioners
1 Historic Courthouse Square, Suite 1
Hendersonville, NC 28792

Re: Tax Collector's Report to Commissioners – 5 November 2012 Meeting

Please find outlined below collections information through October 24th for the 2012 bills mailed out on 14 August 2012, 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:

2012 Total Charge: \$58,088,837.88
Payments & Releases: 12,517,257.40
Unpaid Taxes: 45,571,580.48
Percentage collected: 21.49%
(through 10/24/2012.)

2011 Total Charge: \$57,581,016.65
Payments & Releases: 11,335,556.21
Unpaid Taxes: 46,245,460.44
Percentage collected: 19.59%
(through 10/24/2011)

Motor Vehicle Bills G01 Only:

2012 Total Charge: \$1,966,865.28
Payments & Releases: 1,378,202.21
Unpaid Taxes: 588,663.07
Percentage collected: 69.50%
(through 10/24/2012)

2011 Total Charge: \$1,758,146.55
Payments & Releases: 1,255,296.14
Unpaid Taxes: 502,850.41
Percentage collected: 70.79%
(through 10/24/2011)

Fire Districts All Bills

2012 Total Charge: \$6,651,773.07
Payments & Releases: 1,557,672.57
Unpaid Taxes: 5,094,100.50
Percentage Collected: 23.30%
(through 10/24/2012)

2011 Total Charge: \$6,547,511.08
Payments & Releases: 1,465,344.09
Unpaid Taxes: 5,082,166.99
Percentage Collected: 22.25%
(through 10/24/2011)

Respectfully submitted,



Kathy Johnson
Tax Collections Clerk

Stan C. Duncan
Tax Collector

Exhibit A

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

WHEREAS, Henderson County owns equipment 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 equipment as surplus and selling at a public auction as authorized by NCGS 160A-270; and

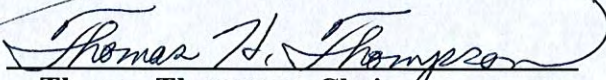
WHEREAS, it is the intent of the County to sell said surplus equipment by electronic public auction at www.govdeals.com.

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

1. The equipment 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 5th day November, 2012.

HENDERSON COUNTY BOARD OF COMMISSIONERS

BY: 
Thomas Thompson, Chairman

ATTEST:


Teresa L. Wilson, Clerk to the Board

[OFFICIAL SEAL]

HENDERSON COUNTY BOARD OF COMMISSIONERS

1 Historic Courthouse Square, Suite #1
Hendersonville, NC 28792
Phone (828) 697-4808 • Fax (828) 698-4443
www.hendersoncountync.org

THOMAS THOMPSON
Chairman
BILL O'CONNOR
Vice-Chairman

CHARLIE MESSER
LARRY YOUNG
J. MICHAEL EDNEY

PROCLAMATION

WHEREAS, Henderson County is located in the Blue Ridge Mountains, in a broad basin formed by the French Broad River and its tributaries. Its diverse geography of gentle mountains, fertile valleys and rich forests has played a pivotal role in its unique history; and

WHEREAS, Geography Awareness Week is November 11-17, 2012; and

WHEREAS, National Geographic Information Systems (GIS) Day is November 14, 2012; and

WHEREAS, GIS is an important part of geography awareness, providing not only the study of maps, but also relationships among people, places and environments that are continuously being examined on local, national and global levels; and

WHEREAS, Henderson County has GIS personnel in various departments that manage the complex systems providing GIS data that is critical to health, public safety, emergency management, disaster preparedness, economic development, and quality of life of our citizens;

NOW, THEREFORE, BE IT RESOLVED, that we, the Henderson County Board of Commissioners, do hereby proclaim November 14, 2012 as "**GIS Day**" in Henderson County.

FURTHERMORE, we commend the individuals and organizations that are involved in the field of geographic information systems, and extend our gratitude to all Henderson County GIS personnel for their commitment to providing GIS resources to meet the needs of the citizens of Henderson County.

Adopted this 5th day of November, 2012.


THOMAS H. THOMPSON, CHAIRMAN

HENDERSON COUNTY BOARD OF COMMISSIONERS

ATTEST:


TERESA L. WILSON, CLERK TO THE BOARD

**LINE-ITEM TRANSFER REQUEST
HENDERSON COUNTY**



Department: Register of Deeds

Please make the following line-item transfers:

What expense line-item is to be increased?

Account	Line-Item Description	Amount
<u>115418 - 512100</u>	<u>Salaries & Wages - Regular</u>	<u>\$ 15,100</u>
<u>115418 - 518000</u>	<u>FICA</u>	<u>\$ 1,155</u>
<u>115418 - 518100</u>	<u>LGERS</u>	<u>\$ 1,020</u>
<u>115418 - 518300</u>	<u>Medical Insurance</u>	<u>\$ 12,250</u>
<u>115418 - 518400</u>	<u>Dental Insurance</u>	<u>\$ 650</u>

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

Account	Line-Item Description	Amount
<u>114990 - 401000</u>	<u>Fund Balance Appropriated</u>	<u>\$ 30,175</u>
<u> </u>	<u> </u>	<u> </u>
<u> </u>	<u> </u>	<u> </u>
<u> </u>	<u> </u>	<u> </u>

Justification: *Please provide a brief justification for this line-item transfer request.*
 To cover the costs associated with two retirements, and the hiring of one replacement immediately.
 Approved by the BOC 11/5/12

Register of Deeds 11/5/12
 Authorized by Department Head Date

 Authorized by Budget Office Date

 Authorized by County Manager Date

