

REQUEST FOR BOARD ACTION

HENDERSON COUNTY BOARD OF COMMISSIONERS

MEETING DATE: May 6, 2013

SUBJECT: Metropolitan Sewerage District - Board Appointments

PRESENTER: Board of Commissioners

ATTACHMENTS: No

SUMMARY OF REQUEST:

The latest edition of House Bill 488, an act to promote the provision of regional water and sewer services, specifies in §162A-85.3(a) the members to be appointed to the district board. This bill is not yet law, but every indication is that it very soon will be. By its terms, it becomes effective May 15, 2013, and would take the Cane Creek Water and Sewer District into the existing metropolitan water and sewerage district.

In the bill, within newly added §162A-85.3(a)(1), there is required the appointment of “[t]wo individuals by the governing body of each county served, wholly or in part, by the district”. Further, the newly added §162A-85.3(a)(5) requires the appointment of “[o]ne individual by the governing body of a county in which a watershed serving the district board is located in a municipality not served by the district, upon recommendation of that municipality. The municipality shall provide to the governing body of the county a list of three names within 30 days of written request by the county, from which the county must select an appointee if the names are provided within 30 days of written request”.

BOARD ACTION REQUESTED:

The following actions are requested to be performed by this Board, in the event that H488 becomes law in substantially its current form. (If H488 does not become law, or if its provisions are substantially amended before final passage, this action would be reexamined by this Board and modified as the Board finds necessary.) Needed, under the terms of H488, are:

- 1) Appointment of two individuals to serve on the district board.
- 2) Direction to the Clerk to the Board to request from Mills River’s Town Council a list of three nominees for the other required by §162A-85.3(a)(5).

Suggested Motion:

I move the Board appoint _____ and _____ to serve on the District Board.

I further move the Board direct the Clerk to the Board to request from Mills River’s Town Council a list of three nominees for the other required by §162A-85.3(a)(5).