

**DRAFT**

10/9/2014

MINUTES

cc: BOC  
Steve  
Amy  
Russ

**STATE OF NORTH CAROLINA  
COUNTY OF HENDERSON**

**BOARD OF COMMISSIONERS  
MONDAY, OCTOBER 6, 2014**

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 Charlie Messer, Vice-Chairman Tommy Thompson, Commissioner Grady Hawkins, Commissioner Mike Edney, Commissioner Larry Young, County Manager Steve Wyatt, Assistant County Manager Amy Brantley, Attorney Russ Burrell and Clerk to the Board Teresa Wilson.

Also present were: PIO Kathryn Finotti, Assistant Engineer Natalie Berry, and Environmental Programs Coordinator Rachel Hodge (video-taping), Engineer Marcus Jones, Director of Business and County Development John Mitchell, Finance Director J. Carey McLelland, Senior Planner Autumn Radcliff, Transportation Planner Matt Cable, Planner Matt Champion, Budget Analyst Megan Powell and Assessor/Tax Collector Stan Duncan.

**CALL TO ORDER/WELCOME**

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

**INVOCATION**

Father Martin Schratz of the Immaculate Conception Church provided the invocation.

**PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance to the American Flag was led by Hadley Melton of the Heritage Front Porch Pickers 4-H Club.

**PUBLIC HEARINGS**

**Public Hearing for Rezoning Application #R-2014-06**

*Commissioner Hawkins made the motion to go into public hearing for rezoning application #R-2014-06. All voted in favor and the motion carried.*

Planner Matt Champion stated Rezoning Application #R-2014-06, which was submitted on August 8, 2014 requests the County rezone approximately 2.15 acres. The applicant requests a rezoning from a Residential Two Rural (R2R) to an Industrial (I) zoning district. The subject area is owned by Chumbley Family LLC and the applicant is the Warm Company.

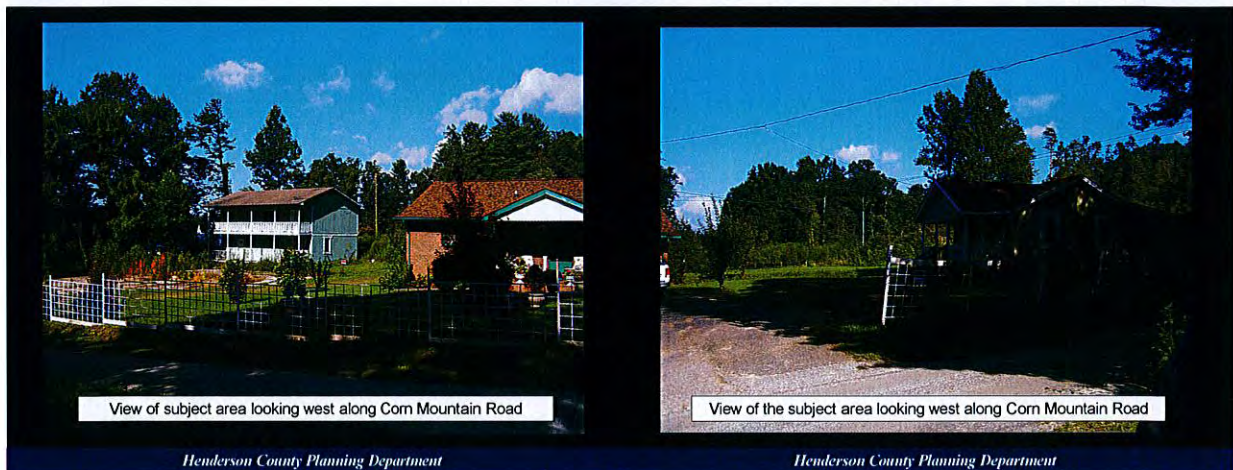
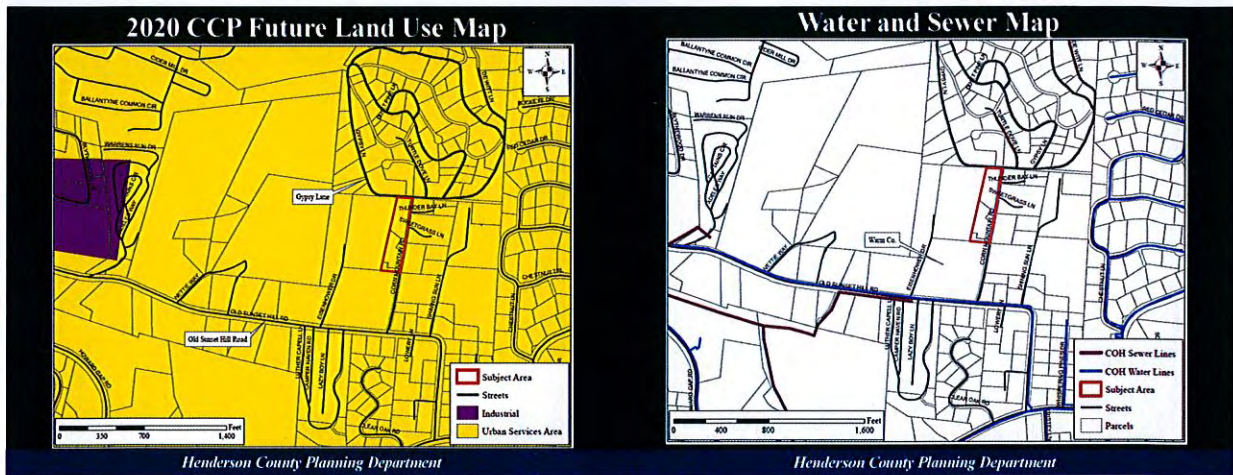
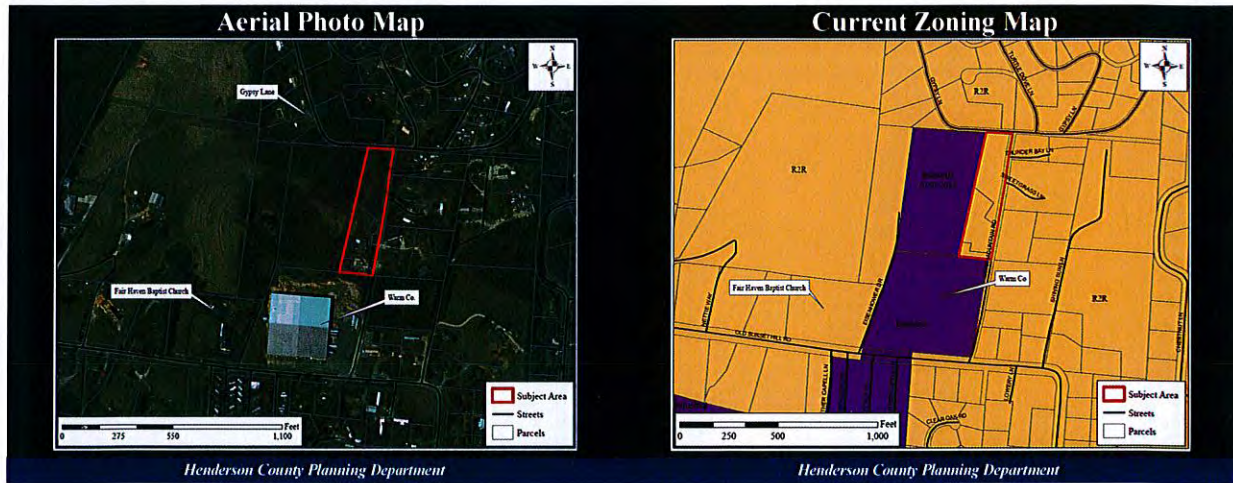
The Henderson County Planning Board considered rezoning application #R-2014-06 at its regularly scheduled meeting on August 21, 2014. During that meeting, the Planning Board voted unanimously to send forward a favorable recommendation on rezoning application #R-2014-06 to rezone the Subject Area to an Industrial (I) zoning district.

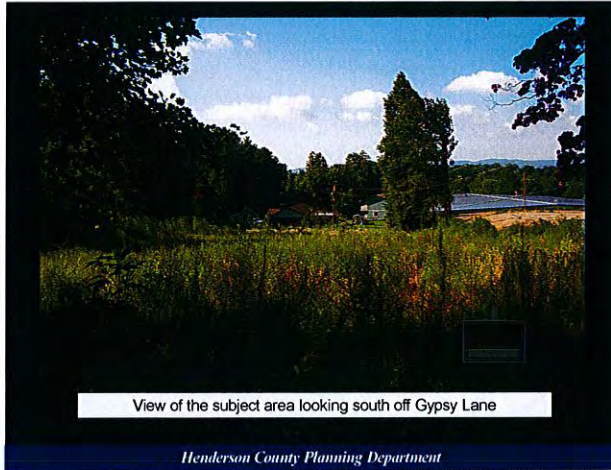
Before taking action on the application, the Board of Commissioners must hold a public hearing. In accordance with §42A-314(C) and §42A-337(B) of the Henderson County Land Development Code and State Law, notices of the October 6, 2014, public hearing regarding rezoning application #R-2014-06 were published in the Hendersonville Tribune on September 11, 2014 and September 18, 2014. 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 September 26, 2014 and posted signs advertising the hearing on the Subject Area on September 26, 2014.

After holding the required hearing, Planning Staff recommends that the Board of Commissioners approve the application to rezone the Subject Area to a Industrial (I) zoning district. State law requires that the Board

DATE APPROVED:

adopt a written statement of consistency with the County Comprehensive Plan (CCP). A draft resolution was provided.





### Public Input

There was none.

*Commissioner Hawkins made the motion to go out of public hearing. All voted in favor and the motion carried.*

*Commissioner Hawkins made the motion that the Board adopts the resolution regarding the consistency with the CCP, and further moved that the Board adopts the proposed map amendment. All voted in favor and the motion carried.*

### **Public Hearing to consider economic incentives, Warm Products, Inc.**

*Commissioner Hawkins made the motion to go into public hearing to consider economic incentives for Warm Products, Inc. All voted in favor and the motion carried.*

President and CEO of the Henderson County Partnership for Economic Development Andrew Tate stated Warm Products, Inc. is a manufacturing concern located inside the United States contemplating expansion at its site in Henderson County. It seeks development assistance in the form of an incentive grant.

Under the project as proposed, the public benefit to be derived from the capital project is a total taxable capital investment by Warm Products, Inc. of at least \$2,400,000.00 in real property (not including any land acquisition costs), and \$2,500,000.00 in business personal property (equipment). The real property investment of \$2,400,000.00 would be defined as the construction of an 80,000 to 100,000 square foot building on the property which was rezoned earlier this year. Portions of the property were rezoned earlier at this meeting. Inside that building would be housed 4 new production lines that would create non-woven products similar to the ones that they create now in their existing facility. The project would result in the creation of at least five (5) new permanent jobs (in addition to at least five (5) temporary jobs), at an average wage in excess of the average wage in Henderson County for full-time employment, plus other benefits. A unique benefit is full benefits with medical and dental insurance for their employees and their dependents. The contemplated incentives would last for a period of four (4) years. The first year's contemplated incentive, if granted, would be not more than \$17,616.50, based on the new investment, the number of new employees, and the Board's incentives guidelines. The maximum amount of incentives to be considered in this grant over the four (4) years would be \$64,688.00. This incentive is based on a 70% contribution from the County, based on the anticipated tax revenue associated with the project.

At the conclusion of the public hearing, the Board may choose to take action, delay action to a subsequent meeting, or take no action.

Public Input

There was none.

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

*Commissioner Young made the motion that the Board accepts the Economic Incentives package for the Warm Products Company as presented. All voted in favor and the motion carried.*

**Public Hearing to consider the Young Men’s Christian Association of Western North Carolina financing**

*Chairman Messer made the motion to go into public hearing to consider the Young Men’s Christian Association of Western North Carolina financing. All voted in favor and the motion carried.*

Attorney Brandon Loftin, with Robinson, Bradshaw and Henson, serving as bond counsel to the YMCA of Western North Carolina, stated the YMCA is seeking to finance certain improvements and refinance certain improvements to certain existing properties. One of those properties is located within Henderson County. Because they are financing the improvements through tax exempt bonds, one of the requirements under the Internal Revenue Code is that a public hearing being held in a jurisdiction where the property is located.

This is purely a ministerial function just to satisfy the requirements of the Internal Revenue Code. It does not in any way obligate the County. It is not a County debt. It will be issued by the Public Finance Authority of Wisconsin and the borrower will be YMCA of Western North Carolina.

Public Input

There was none.

*Commissioner Thompson made the motion to go out of public hearing. All voted in favor and the motion carried.*

*Commissioner Edney made the motion that the Board adopts the resolution approving the issuance of not to exceed \$10.3 million of Public Finance Authority Recreational Facility Revenue Bonds to finance certain costs to various projects on behalf of Young Men’s Christian Association of Western North Carolina, Inc. All voted in favor and the motion carried.*

The Board of Commissioners for the County of Henderson, North Carolina (the “County”) held a regular meeting at 1 Historic Courthouse Square, Hendersonville, North Carolina 28792, at 5:30 P.M. on October 6, 2014. The following Commissioners were:

Present: Chairman Charlie Messer, Vice Chairman Tommy Thompson, and Commissioners Grady Hawkins, Michael Edney and Larry Young

Absent: None

The Chairman held the public hearing described below and introduced the following resolution, a copy of which had been provided to each Commissioner and which was read by its title:

RESOLUTION APPROVING THE ISSUANCE OF NOT TO EXCEED \$10,300,000 OF PUBLIC FINANCE AUTHORITY RECREATIONAL FACILITIES REVENUE BONDS TO FINANCE CERTAIN COSTS OF VARIOUS PROJECTS ON BEHALF OF THE

YOUNG MEN'S CHRISTIAN ASSOCIATION OF WESTERN NORTH CAROLINA,  
INC.

**WHEREAS**, at 5:30 P.M., the Chairman announced that the Board of Commissioners (the "Board") would proceed to hold a public hearing and would hear anyone who wished to be heard on the proposed issuance by the Public Finance Authority (the "Authority"), a unit of government and a body corporate and politic of the State of Wisconsin, of not exceeding \$10,300,000 of its revenue bonds in one or more issuances and/or one or more series (the "Bonds");

**WHEREAS**, the Authority will loan the proceeds of the Bonds to The Young Men's Christian Association of Western North Carolina, Inc. (the "Corporation"), a North Carolina nonprofit corporation and an exempt organization under Section 501(c)(3) of the Internal Revenue Code, for the purpose of, among other things, (1) financing and refinancing the costs of constructing, equipping and improving recreational facilities located at 810 West 6<sup>th</sup> Avenue, in Hendersonville, North Carolina (the "Project"), (2) refunding the outstanding principal amount of The Buncombe County Industrial Facilities and Pollution Control Financing Authority Tax-Exempt Adjustable Mode Recreational Facilities Revenue Bonds (YMCA of Western North Carolina Project), Series 2001 (the "2001 Bonds"), (3) refinancing certain existing indebtedness of the YMCA (the "Prior Indebtedness"), (4) financing a portion of the cost of interest for the Bonds and (5) paying certain expenses in connection with the issuance of the Bonds by the Authority;

**WHEREAS**, pursuant to Section 66.0304(11)(a) of the Wisconsin Statutes, prior to their issuance, bonds issued by the Authority must be approved by the governing body or highest ranking executive or administrator of the political jurisdiction within whose boundaries a project is located, which with respect to the Project is Henderson County, North Carolina;

**WHEREAS**, the Corporation has requested that the Board approve the financing of the Project, and the issuance of the Bonds, in an amount not to exceed \$10,300,000, in order to satisfy the public approval requirement of Section 147(f) of the Code and the requirements of Section 4 of the Amended and Restated Joint Exercise of Powers Agreement Relating to the Public Finance Authority, dated as of September 28, 2010, and Section 66.0304(11)(a) of the Wisconsin Statutes;

**WHEREAS**, on September 19, 2014, a notice of public hearing was published in The Times-News, setting forth a general, functional description of the type and use of the facilities to be financed, the maximum principal amount of the Bonds, the initial owner, operator or manager of the facilities and the location of the facilities, among other things;

**WHEREAS**, the names, address and testimony of the persons who were present and who offered comments on the proposed issuance of the Bonds or who responded in writing to the notice of public hearing are as follows: [**None**]

**WHEREAS**, the Chairman of the Board inquired elsewhere in and around the meeting room to determine whether there were any other persons who wished to speak at the public hearing and the Chairman of the Board determined that no other persons who wished to speak at the public hearing were found; and

**WHEREAS**, the purpose of the above-described public hearing and this resolution is to satisfy the public approval requirement of Section 147(f) of the Internal Revenue Code of 1986, as amended (the "Code"), in order to qualify the interest on the Bonds for exclusion from the gross income of the owners thereof for federal income tax purposes pursuant to the applicable provisions of the Code;

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS FOR THE COUNTY OF HENDERSON, NORTH CAROLINA:**

Section 1. For the sole purpose of qualifying the interest on the tax-exempt portion of the Bonds for exclusion from the gross income of the owners thereof for federal income tax purposes pursuant to the applicable provisions of the Code, the Board hereby approves the issuance of the Bonds by the Authority for the purposes described above, including financing the Project, *provided that* in no event shall Henderson County, the State of North Carolina or any political subdivision thereof be liable for such Bonds nor shall the Bonds constitute a debt of Henderson County, the State of North Carolina or any political subdivision thereof. It is the purpose and intent of the Board that this resolution constitute approval of the issuance of the Bonds by the applicable elected representative of the Project Jurisdiction for the Project, which is the governmental unit having jurisdiction over the area in which the Project is located, in accordance with Section 147(f) of the Code and Section 66.0304(11)(a) of the Wisconsin Statutes and Section 4 of the Joint Exercise Agreement.

Section 2. This resolution shall take effect immediately upon its passage.

Commissioner Edney moved the adoption of the foregoing resolution, the motion was unanimously adopted.

**Public Hearing for the FY 2015 Rural Operating Assistance Program (ROAP)**

*Chairman Messer made the motion to go into Public Hearing for the FY 2015 Rural Operating Assistance Program (ROAP). All voted in favor and the motion carried.*

Planner Matt Cable stated the Henderson County Board of Commissioners scheduled this public hearing regarding the FY 2015 North Carolina Department of Transportation (NCDOT) Rural Operating Assistance Program (ROAP) grant application in the amount of \$196,095. Henderson County's FY 2015 allocation is decreased by \$34,924 from FY 2014.

The County receives these grant funds annually and passes them through to Western Carolina Community Action (WCCA), the NCDOT designated Henderson County transit provider. WCCA provides transit services according to specified performance standards and supplies the required matching funds for the grant. The grant funds provide for senior and disabled transportation programs, transportation for a WorkFirst education program, continuation of public transit service to Edneyville, and demand response transit for citizens who live in other rural areas of Henderson County.

Notices of the public hearing were published (in English) in The Hendersonville Tribune on Thursday, September 25, 2014 and in the Times News on Friday, September 26, 2014 and (in Spanish) in La Voz Independiente on Wednesday, September 24, 2014 (with a correction Wednesday, October 1, 2014) and in the Times News on Friday, September 26, 2014. These notices fulfill NCDOT requirements for this grant application.

The Board of Commissioners must hold a public hearing on the application. Staff requests the Board approves the Certified Statement and authorizes staff to file the application with the NCDOT subject to any comments at the hearing. No County funds are required for this program.

Public Input

There was none.

*Chairman Messer made the motion to go out of public hearing. All voted in favor and the motion carried.*

*Commissioner Thompson made the motion that the Board approves the Certified Statement and authorizes*

staff to execute all required documents for the FY 2015 ROAP grant application. All voted in favor and the motion carried.

**DISCUSSION/ADJUSTMENT OF AGENDA**

Commissioner Thompson made the motion to adopt the agenda as presented. All voted in favor and the motion carried.

**CONSENT AGENDA**

Commissioner Hawkins requested that the Architect Fee Modification be pulled from the consent agenda for brief discussion.

**Architect Fee Modification – pulled for discussion**

The Joint Medical Education Facility architectural fees have changed as a result of the final scope of the building. Architectural fees are generally calculated as a percentage of the total construction cost of a project. This modification will address the change in cost, and the resulting architectural fees.

Referring to a letter from Clark Nexsen of 9/24/14, John Mitchell explained that originally the County signed a contract with the Architect for a fee of \$1.215 million for the design of a 60,000 square foot medical office building, with no change in the parking. This new fee is in addition to the \$1.215 million adding \$1.280 million for a total of \$2.495 million. The change is due to a change of square feet from 60,000 to approximately 95,000 square feet. It has also changed from a medical office building use in total to a medical office building plus a cancer center on the first floor. Additionally there is site prep that needs to be done to accommodate the new size and the new parking lot.

Approximately nine percent (9% - \$2,495,000.00) of the total cost of the building (\$32,198,211.77) is an appropriate fee for a building of this size. This does not tie either side's hands as far as what the Pardee Hospital's share of the cost will be. Negotiations will be made with Pardee Hospital at some point to determine their portion in the near future.

Motion:

*I move to accept the modification to Henderson County's contract with Clark, Nexsen, Inc.*

Commissioner Thompson made the motion to adopt the Consent Agenda as presented, including the Architect Fee Modification. 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):

September 17, 2014 – regularly scheduled meeting

**Tax Collector's Report**

Tax Collections Specialist Luke Small had presented the Tax Collector's Report to the Commissioners dated September 25, 2014 for information only. No action was required.

**Financial Report/Cash Balance Report – August 2014**

The August 2014 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 August:

The following are explanations for departments/programs with higher budget to actual percentages for the

month of August:

- Non-Profit Contributions – 1<sup>st</sup> quarter approved non-profit contribution payments made in July
- Fire Services – payment of volunteer fire department's annual worker's compensation premium
- EMS – purchase order/encumbrance of a new ambulance approved in the FY2015 budget
- Rescue Squad – 1<sup>st</sup> quarter approved funding payment made in July
- Agri-Business – (3) pay periods were processed in August when normally there are only (2) per month
- Mental Health – 1<sup>st</sup> quarter MOE funding payment made to the Smoky Mountain Center in July

The YTD deficit in the Fire Districts Fund is temporary and due to several fire districts needing to draw down funds to cover loan payments on vehicles and/or equipment financed.

The YTD deficit in the Revaluation Reserve Fund is from expenditures running slightly ahead of budget through August primarily due to having three payroll periods in August instead of the normal two pay periods per month.

The YTD deficit in the Emergency Telephone System (911) Fund is due to the timing delay/lag in receiving 911 PSAP surcharge payments. The August 911 PSAP surcharge payment from the state will not be received and posted until September 2014.

The YTD deficit in the CDBG – Scattered Site Housing Project Fund and the CDBG - Dodd Meadows Project Fund is due to the timing difference between the payment of project expenditures and subsequent reimbursement of grant funds from the state. A requisition was made to the state for reimbursement in September.

The YTD deficit in the Immigration and Customs Enforcement (ICE) Fund is due to the timing delay/lag in receiving monthly payments. Federal ICE revenues for August will not be received and posted until October 2014.

The YTD deficit in the 911 Emergency Communications Relocation Project is due to the payment of project expenditures and the subsequent reimbursement of grant funds from the NC 911 Board.

The YTD deficit in the Allied Health Education Facility Project budget is due to the payment of architectural fees on the project that will be reimbursed from the proceeds of a future financing for the project in FY2015.

Motion:

*I move that the Board of Commissioners approves the August 2014 County Financial Report and Cash Balance Report as presented.*

#### **Henderson County Public Schools Financial Reports – August 2014**

The Henderson County Public Schools August 2014 Financial Reports were provided for the Board's information.

Motion:

*I move that the Board of Commissioners approves the Henderson County Public Schools August 2014 Financial Reports as presented.*

#### **New Vehicles Financing**

The Board approved in the FY2015 budget the purchase of a new ambulance for the County's Emergency Medical Services Department and a new inmate transport van for the Henderson County Detention Center. The purchase of these two new vehicles is proposed to be financed through a bank installment financing contract at a fixed interest rate with annual payments over a 4-year term.



Staff requested proposals from financial institutions to finance the purchase of the two (2) new vehicles at a total cost not to exceed \$163,978. The results of the financing proposals received from two (2) financial institutions were provided for the Board’s review.

<u>Financial Institution</u>	<u>Tax-Exempt Fixed Interest Rate</u>
BB&T	1.66%
First Citizens	1.74%

Branch Banking & Trust Company (BB&T) has been certified as the lowest responsive proposal for financing the new vehicles over a 4-year term at a tax-exempt interest rate of 1.66 percent. The first annual debt service payment of \$43,717.00 will not be due until October 2015 and will be included in the proposed FY2016 budget.

Motion:

*I move that the Board of Commissioners approves the resolution accepting the proposal from BB&T to finance the new vehicles and authorizing the Chairman and Staff to execute and deliver the financing documents to close this transaction.*

**Sixth Avenue Psychiatric Rehabilitation Partners Lease**

At the October 3, 2011 Board of Commissioners meeting, the Board entered into a lease with Sixth Avenue Psychiatric Rehabilitation Partners Inc. for use of a structure located at 2110 Woodridge Drive. The Lease Agreement called for an annual lease payment of \$35,166 per year, but states that the amount may be modified during any renewal of the lease by the agreement of the parties.

The County has been notified that Sixth Avenue did not receive any Maintenance of Effort (MOE) funding for FY15. Based on the loss of that funding stream, and given that the property is utilized for the provision of mental health services for the community, Staff requests that the Board waive the FY2015 lease payment for Sixth Avenue Psychiatric Rehabilitation Partners Inc., as well as any future annual lease payments to the extent that MOE funding sufficient to cover the rent is not received by the organization.

The Board is requested to waive the FY2015 lease payment for Sixth Avenue Psychiatric Rehabilitation Partners Inc., as well as any future annual lease payments when MOE funding is not received by the organization.

Motion:

*I move the Board waives the FY2015 lease payment for Sixth Avenue Psychiatric Rehabilitation Partners Inc., as well as any future annual lease payments when sufficient MOE funding is not received by the organization.*

**Petition for addition to State Road system**

Staff received a petition to add Reeds Way in Blue Rock Commerce Centre to the state road system. It has been the practice of this Board to accept road petitions and forward them to NC Department of Transportation for their review. It has also been the practice of the Board not to ask NCDOT to change the priority for roads on the paving priority list.

Staff reviewed the petition and it appears that all affected property owners or developers have signed the required petitions.

Motion:

*I move that the Board approves the petition and direct staff to forward it to NCDOT.*

**Construction Contract Award – Dana Park Project**

As directed by the Board with the approval of \$200,000 for Dana Park in the current budget, the subject project was bid on September 2, 2014. Bids were opened on September 23, 2014 with the results detailed on the attached recommendation letter and bid tabulation from Will Buie, PE (WGLA Engineering, LLC). The recommended contract includes the base bid and alternate bid item which with the addition of paving as included in the proposed project budget will complete the first phase of the Dana Park Master Plan. The proposed project budget is included in WGLA’s recommendation letter.

The Dana Park Community Committee has been active in developing the phasing plan for the Board’s allocation of \$200,000 and recommends the contract as presented. With the completion of this phase, staff will consult with the committee to determine the next phase based on the approved master plan for the park.

Staff presents for Board approval the low bidder as recommended by WGLA. The proposed contract is for \$94,833.00 with Allison Contractors, LLC. Funding for the project was allocated in this year’s approved budget.

Motion:

*I move that the Board of Commissioners awards the construction contract for the Dana Park project with the low bidder Allison Contractors, LLC for \$94,833.00, approves the recommended project budget and authorizes the County Engineer to execute the required documents.*

**Donation of old cell phones**

The Board is requested to approve the donation of certain types of old County cell phones to domestic violence shelters. The phones to be donated would be plain cell phones which are several years old, but which could still be utilized to dial 911 in emergency situations. These phones would be wiped clean of any information prior to donation. In addition, Smart phones would not be considered for donation

Motion:

*I move the Board approves the donation of specific types of old County cell phones to domestic violence shelters.*

**Nominations**

1. EMS Peer Review Committee – 2 vac.

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

2. Henderson County Historic Courthouse Corporation dba/Heritage Museum – 1 vac.

Commissioner Hawkins nominated Tom Orr for position #9. Commissioner Young nominated James Toms for position #9. The Board was polled with the following results:

Mike Edney	Tommy Thompson	Charlie Messer	Grady Hawkins	Larry Young
1.Orr	1.Toms	1.Toms	1.Orr	1.Toms

*James Toms was appointed to position #9 with the majority of the votes.*

3. Hendersonville City Zoning Board of Adjustment – 1 vac.

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

4. Hospital Corporation Board of Directors/UNCH – 1 vac.

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

## 5. Juvenile Crime Prevention Council – 7 vac.

Commissioner Thompson nominated Marilyn Kaylor for position #9 and Richard Arell for position #21. *Chairman Messer made the motion to accept the appointments of Marilyn Kaylor to position #9 and Richard Arell to position #21 by acclamation. All voted in favor and the motion carried.*

## 6. Mills River Partnership 1 vac.

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

## 7. Mountain Area Workforce Development Board – 3 vac.

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

## 8. Mountain Valleys Resource Conservation and Development Program – 1 vac.

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

## 9. Nursing/Adult Care Home Community Advisory Committee – 3 vac.

Commissioner Thompson nominated Ernest Hollingsworth for position #13. *Chairman Messer made the motion to accept the appointment of Ernest Hollingsworth to position #13 by acclamation. All voted in favor and the motion carried.*

## 10. Senior Volunteer Services Advisory Council – 2 vac.

There were nominations at this time and this item was rolled to the next meeting.

## 11. Social Services Board – 1 vac.

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

### **PRESENTATION ON THE 2015 GENERAL REAPPRAISAL**

Assessor Stan Duncan presented the Important Dates regarding the 2015 General Reappraisal of Real Property in Henderson County, and the Timeline for Presentation and adoption of the 2015 Schedules of Values, Standards, and Rules for Market Value, and Present-Use Value.

- 6 October 2014

The county assessor presented the general timeline for completion of the 2015 reappraisal, and be prepared to answer any questions from the board.

- 15 October 2014

The county assessor will present the proposed Schedules of Values, Standards, and Rules to the board of county commissioners. On the same day, the assessor will file a copy of the proposed Schedules, Standards, and Rules in the assessor's office where they shall remain available for public inspection. In the past, a copy has also been placed at the county library. This presentation shall occur not less than 21 days before the meeting at which they will be considered by the board. G.S. 105-317(c)(1)

At the time of the above presentation, a statement will be published in a local newspaper having general circulation in the county declaring:

a. That the proposed schedules, standards, and rules to be used in appraising real property in the county have been submitted to the board of county commissioners and are available for public inspection in the assessor's office; and,

b. The time and place of a public hearing on the proposed schedules, standards, and rules that shall be held by the board of county commissioners at least seven days before adopting the final schedules, standards, and rules. G.S. 105-317(c)(2)

- 3 November 2014

Date of the scheduled public hearing by the board of county commissioners on the proposed Schedule of Values, Standards, and Rules.

- 19 November 2014

Adoption by the board of county commissioners of the final Schedules of Values, Standards, and Rules Notice of the Order of Adoption shall be published once a week for four successive weeks in a newspaper having general circulation in the county, the last publication being not less than seven days before the last day for challenging the validity of the schedules, standards, and rules by appeal to the Property Tax Commission. The notice shall state:

- That the schedules, standards, and rules to be used in the next scheduled reappraisal of real property in the county have been adopted and are open to examination in the office of the assessor; and,
- That a property owner who asserts that the schedules, standards, and rules are invalid may except to the order and appeal therefrom to the Property Tax Commission within 30 days of the date when the notice of the order adopting the schedules, standards, and rules was first published. G.S. 105-317(c)(3)

10.06.14	Presentation of Schedules of Values, Standards, and Rules
10.15.14	Post a copy of the proposed Schedules in the assessor's office (also at the county library and other sites as directed by the board of county commissioners)
10.19.14	Notice of proposed Schedules advertised in Times News (and H'ville Lightning on 23 October)
11.03.14	Hold Public Hearing at first regular meeting in November
11.19.14	Adopt Schedules of Values, Standards, and Rules for 2015 Reappraisal
11.24.14	Advertise Order of Adoption for four consecutive weeks in Times News and H'ville Lightning
01.01.15	Effective date of the 2015 general reappraisal
02.2015	Reappraisal Notices mailed to all owners of real property

**COUNTY MANAGER'S REPORT**

County Manager Steve Wyatt offered his condolences on the recent passing of Commissioner Thompson's mother, Gertrude Annie Marie Thompson, who was a longtime, dedicated member of Ebenezer Baptist Church. Mrs. Thompson was loved by all who knew her, and will be dearly missed.

**IMPORTANT DATES**

The Chairman reminded the Board of an upcoming LGCCA meeting to be held on Tuesday, October 21, 2014 at 3:00 P.M., and the Annual Appreciation Dinner to be held Tuesday, October 21, 2014 at 6:30 P.M.

**Schedule a Public Hearing on the proposed Schedule of Values, Standards, and Rules**

*Commissioner Thompson made the motion that the Board schedules a public hearing on the proposed Schedule of Values, Standards, and Rules for Monday, November 3, 2014 at 5:30 P.M. 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)(4)&(6), for the following reason(s):

1. 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 the area served by the public body.
2. Pursuant to N.C. Gen. Stat. §143-318.11(a)(6) to consider the qualifications, competence, performance, character, fitness, conditions of appointment, or conditions of initial employment of an individual public officer or employee or prospective public officer or employee; or to hear or investigate a complaint, charge, or grievance by or against an individual public officer or employee.

*Commissioner Hawkins made the motion that the Board to into closed session pursuant to N.C. Gen. Stat. §143-318.11(a)(4)&(6). All voted in favor and the motion carried.*

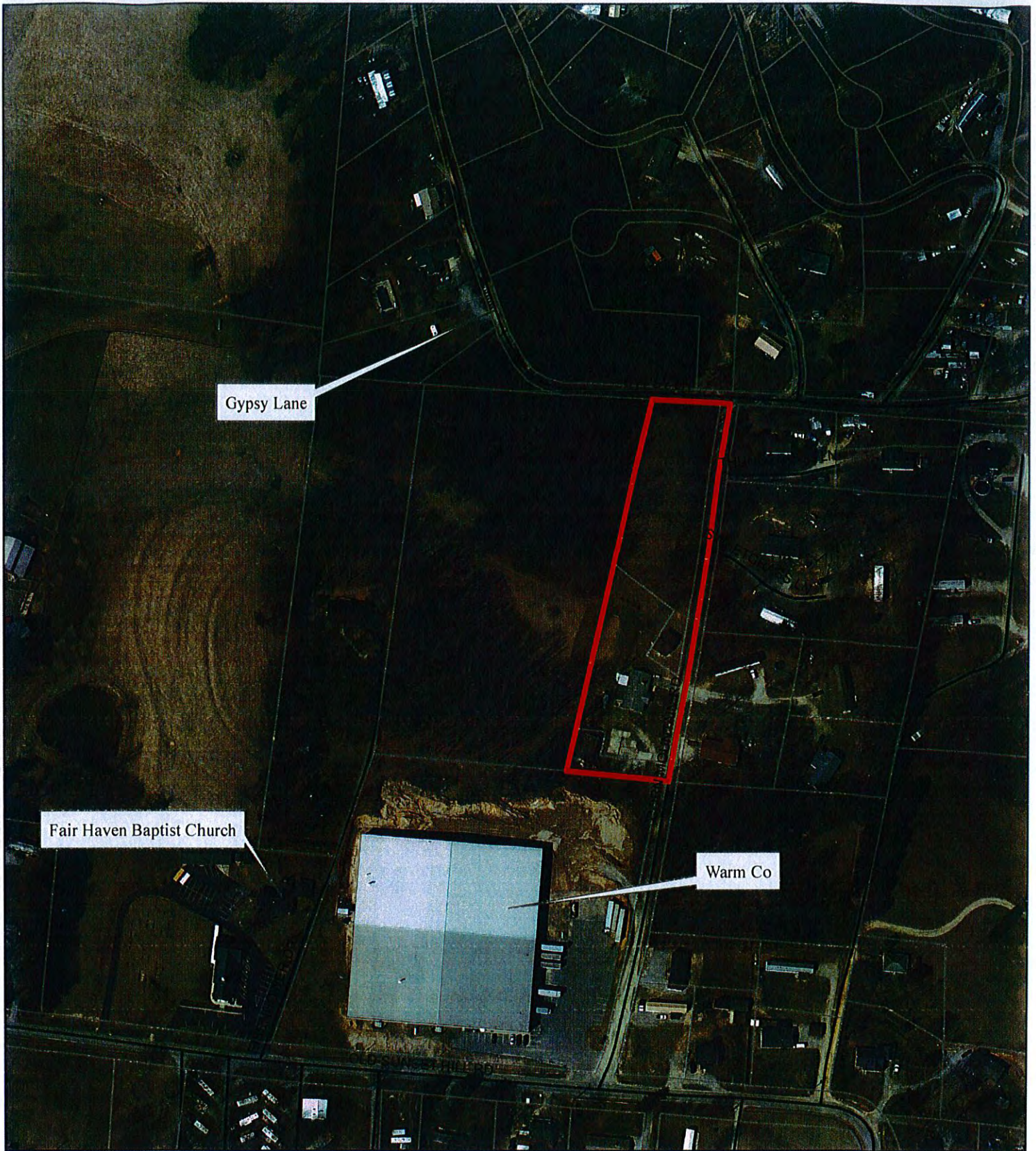
**ADJOURN**

*Commissioner Thompson made the motion to go out of closed session and adjourn at 7:20 p.m. All voted in favor and the motion carried.*

Attest:

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

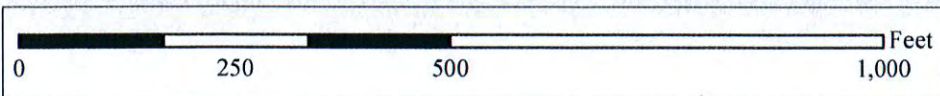
\_\_\_\_\_  
Charles D. Messer, Chairman






Gypsy Lane

Fair Haven Baptist Church

Warm Co



-  Subject Area
-  Parcels
-  Streets

Rezoning Application  
 R-2014-06  
 Chumbley Family LLC, applicant





## **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 -2014-06; 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 October 6, 2014; 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 -2014-06 Chumbley Family LLC 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 6<sup>th</sup> day of October, 2014.

**HENDERSON COUNTY BOARD OF COMMISSIONERS**

BY: *Charlie Messer*  
**CHARLIE MESSER, Chairman**

ATTEST:

*Terry Wilson*  
**Terry Wilson, Clerk to the Board**

[COUNTY SEAL]





**EXTRACTS FROM MINUTES OF BOARD OF COMMISSIONERS**

The Board of Commissioners for the County of Henderson, North Carolina (the “County”) held a regular meeting at 1 Historic Courthouse Square, Hendersonville, North Carolina 28792, at 5:30 P.M. on October 6, 2014. The following Commissioners were:

Present: Chairman Charlie Messer, Vice Chairman Tommy Thompson, and Commissioners Grady Hawkins, Michael Edney and Larry Young

Absent: None

\* \* \* \* \*

The Chairman held the public hearing described below and introduced the following resolution, a copy of which had been provided to each Commissioner and which was read by its title:

RESOLUTION APPROVING THE ISSUANCE OF NOT TO EXCEED \$10,300,000 OF PUBLIC FINANCE AUTHORITY RECREATIONAL FACILITIES REVENUE BONDS TO FINANCE CERTAIN COSTS OF VARIOUS PROJECTS ON BEHALF OF THE YOUNG MEN’S CHRISTIAN ASSOCIATION OF WESTERN NORTH CAROLINA, INC.

**WHEREAS**, at 5:30 P.M., the Chairman announced that the Board of Commissioners (the “Board”) would proceed to hold a public hearing and would hear anyone who wished to be heard on the proposed issuance by the Public Finance Authority (the “Authority”), a unit of government and a body corporate and politic of the State of Wisconsin, of not exceeding \$10,300,000 of its revenue bonds in one or more issuances and/or one or more series (the “Bonds”);

**WHEREAS**, the Authority will loan the proceeds of the Bonds to The Young Men’s Christian Association of Western North Carolina, Inc. (the “Corporation”), a North Carolina nonprofit corporation and an exempt organization under Section 501(c)(3) of the Internal Revenue Code, for the purpose of, among other things, (1) financing and refinancing the costs of constructing, equipping and improving recreational facilities located at 810 West 6<sup>th</sup> Avenue, in Hendersonville, North Carolina (the “Project”), (2) refunding the outstanding principal amount of The Buncombe County Industrial Facilities and Pollution Control Financing Authority Tax-Exempt Adjustable Mode Recreational Facilities Revenue Bonds (YMCA of Western North Carolina Project), Series 2001 (the “2001 Bonds”), (3) refinancing certain existing indebtedness of the YMCA (the “Prior Indebtedness”), (4) financing a portion of the cost of interest for the Bonds and (5) paying certain expenses in connection with the issuance of the Bonds by the Authority;

**WHEREAS**, pursuant to Section 66.0304(11)(a) of the Wisconsin Statutes, prior to their issuance, bonds issued by the Authority must be approved by the governing body or highest ranking executive or administrator of the political jurisdiction within whose boundaries a project is located, which with respect to the Project is Henderson County, North Carolina;

**WHEREAS**, the Corporation has requested that the Board approve the financing of the Project, and the issuance of the Bonds, in an amount not to exceed \$10,300,000, in order to satisfy the public approval requirement of Section 147(f) of the Code and the requirements of Section 4 of the Amended and Restated Joint Exercise of Powers Agreement Relating to the Public Finance Authority, dated as of September 28, 2010, and Section 66.0304(11)(a) of the Wisconsin Statutes;

**WHEREAS**, on September 19, 2014, a notice of public hearing was published in The Times-News, setting forth a general, functional description of the type and use of the facilities to be financed, the maximum principal amount of the Bonds, the initial owner, operator or manager of the facilities and the location of the facilities, among other things;

**WHEREAS**, the names, address and testimony of the persons who were present and who offered comments on the proposed issuance of the Bonds or who responded in writing to the notice of public hearing are as follows: [None]

**WHEREAS**, the Chairman of the Board inquired elsewhere in and around the meeting room to determine whether there were any other persons who wished to speak at the public hearing and the Chairman of the Board determined that no other persons who wished to speak at the public hearing were found; and

**WHEREAS**, the purpose of the above-described public hearing and this resolution is to satisfy the public approval requirement of Section 147(f) of the Internal Revenue Code of 1986, as amended (the "Code"), in order to qualify the interest on the Bonds for exclusion from the gross income of the owners thereof for federal income tax purposes pursuant to the applicable provisions of the Code;

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS FOR THE COUNTY OF HENDERSON, NORTH CAROLINA:**

Section 1. For the sole purpose of qualifying the interest on the tax-exempt portion of the Bonds for exclusion from the gross income of the owners thereof for federal income tax purposes pursuant to the applicable provisions of the Code, the Board hereby approves the issuance of the Bonds by the Authority for the purposes described above, including financing the Project, *provided that* in no event shall Henderson County, the State of North Carolina or any political subdivision thereof be liable for such Bonds nor shall the Bonds constitute a debt of Henderson County, the State of North Carolina or any political subdivision thereof. It is the purpose and intent of the Board that this resolution constitute approval of the issuance of the Bonds by the applicable elected representative of the Project Jurisdiction for the Project, which is the governmental unit having jurisdiction over the area in which the Project is located, in accordance with Section 147(f) of the Code and Section 66.0304(11)(a) of the Wisconsin Statutes and Section 4 of the Joint Exercise Agreement.

Section 2. This resolution shall take effect immediately upon its passage.

Commissioner Edney moved the adoption of the foregoing resolution, the motion was unanimously adopted.

\* \* \* \* \*

STATE OF NORTH CAROLINA )

COUNTY OF HENDERSON )

I, Teresa Wilson, Clerk to the Board of Commissioners for the County of Henderson, **DO HEREBY CERTIFY** as follows:

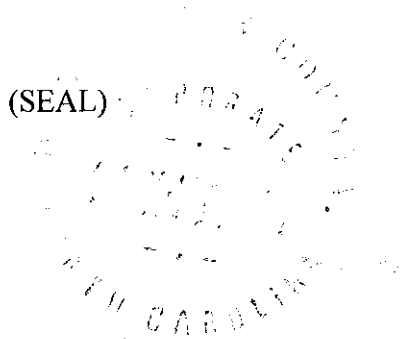
1. A meeting of the Board of Commissioners for the County of Henderson, located in the State of North Carolina, was duly held October 6, 2014, such meeting having been noticed, held and conducted in accordance with all requirements of law (including open meetings requirements), and minutes of that meeting have been or will be duly recorded in the Minute Book kept by me in accordance with law for the purpose of recording the minutes of the Board.

2. The attached extract accurately reflects the actions taken by the Board of Commissioners with respect to the matters therein.

3. The attached extract correctly states the time when the meeting was convened and the place where the meeting was held and the members of the Board who attended the meeting.

**IN WITNESS WHEREOF**, I have hereunto set my hand and have hereunto affixed the seal of the County as of October 6, 2014.

(SEAL)



*Teresa L. Wilson*  
\_\_\_\_\_  
Clerk to the Board of Commissioners

**CERTIFIED STATEMENT**  
**FY2015**  
**RURAL OPERATING ASSISTANCE PROGRAM**  
County of Henderson

**WHEREAS**, the state-funded, formula-based Rural Operating Assistance Program (ROAP) administered by the North Carolina Department of Transportation, Public Transportation Division provides funding for the operating cost of passenger trips for counties within the state;

**WHEREAS**, the county uses the most recent transportation plans (i.e. CTSP, CTIP, LCP) available and other public involvement strategies to learn about the transportation needs of agencies and individuals in the county before determining the sub-allocation of these ROAP funds;

**WHEREAS**, the county government or regional public transportation authorities created pursuant to Article 25 or Article 26 of Chapter 160A of the General Statutes (upon written agreement with the municipalities or counties served) are the only eligible recipients of Rural Operating Assistance Program funds which are allocated to the counties based on a formula as described in the Program Guidelines included in the ROAP State Management Plan. NCDOT will disburse the ROAP funds only to counties and eligible transportation authorities and not to any sub-recipients selected by the county;

**WHEREAS**, the county finance officer will be considered the county official accountable for the administration of the Rural Operating Assistance Program in the county, unless otherwise designated by the Board of County Commissioners;

**WHEREAS**, the passenger trips provided with ROAP funds must be accessible to individuals with disabilities and be provided without discrimination on the basis of national origin, creed, age, race or gender (FTA C 4702.1A, FTA C 4704.1, Americans with Disabilities Act 1990); and

**WHEREAS**, the period of performance for these funds will be July 1, 2014 to June 30, 2015 regardless of the date on which ROAP funds are disbursed to the county.

**NOW, THEREFORE, by signing below, the duly authorized representatives of the County of Henderson North Carolina certify that the following statements are true and accurate:**

- The county employed a documented methodology for sub-allocating ROAP funds that involved the participation of eligible agencies and citizens. Outreach efforts to include the participation of the elderly and individuals with disabilities, persons with limited English proficiency, minorities and low income persons in the county's sub-allocation decision have been documented.
- The county will advise any sub-recipients about the source of the ROAP funds, specific program requirements and restrictions, eligible program expenses and reporting requirements. The county will be responsible for invoicing any sub-recipients for unexpended ROAP funds as needed.
- The county will monitor ROAP funded services routinely to verify that ROAP funds are being spent on allowable activities and that the eligibility of service recipients is being properly documented. The county will maintain records of trips and services for five years that prove that an eligible citizen was provided an eligible transportation service on the billed date, by whatever conveyance at the specified cost.
- The county will be responsible for monitoring the safety, quality and cost of ROAP funded services and assures that any procurements by subrecipients for contracted services will follow state guidelines.
- The county will conduct regular evaluations of ROAP funded passenger trips provided throughout the period of performance.

- The county will only use the ROAP funds to provide trips when other funding sources are not available for the same purpose or the other funding sources for the same purpose have been completely exhausted.
- The county assures that the required matching funds for the FY2015 ROAP can be generated from fares and/or provided from local funds.
- The county will notify the Mobility Development Specialist assigned to the county if any ROAP funded services are discontinued before the end of the period of performance due to the lack of funding. No additional ROAP funds will be available.
- The county will provide an accounting of trips and expenditures in a semi-annual report and a final year-end report to NCDOT – Public Transportation Division or its designee.
- Any interest earned on the ROAP funds will be expended for eligible program uses as specified in the ROAP application. The County will include ROAP funds received and expended in its annual independent audit on the schedule of federal and state financial assistance. Funds passed through to other agencies will be identified as such.
- The county is applying for the following amounts of FY2015 Rural Operating Assistance Program funds:

State-Funded Rural Operating Assistance Program	Allocated	Requested
Elderly & Disabled Transportation Assistance Program (EDTAP)	\$85,032	\$85,032
Employment Transportation Assistance Program (EMPL)	\$22,851	\$22,851
Rural General Public Program (RGP)	\$88,212	\$88,212
<b>TOTAL</b>	<b>\$196,095</b>	<b>\$196,095</b>

WITNESS my hand and county seal, this 6<sup>th</sup> day of October, 2014.



Signature of County Manager/Administrator

Steve Wyatt

Printed Name of County Manager/Administrator

State of North Carolina County of





Signature of Board of County Commissioners Chairperson

Charles Messer

Printed Name of Chairperson



Signature of County Finance Officer

Carey McLelland

Printed Name of County Finance Officer

# Application for Transportation Operating Assistance

## *FY2015 Rural Operating Assistance Program Funds*

<b>Name of Applicant (County)</b>	Henderson County
<b>County Manager</b>	Steve Wyatt
County Manager's Email Address	swyatt@hendersoncountync.org
<b>County Finance Officer</b>	J. Carey McLelland
CFO's Email Address	carey@hendersoncountync.org
CFO's Phone Number	828.697.4821
<b>Person Completing this Application</b>	Matthew Cable
Person's Job Title	Transportation Planner
Person's Email Address	mcable@hendersoncountync.org
Person's Phone Number	828.694.6557
<b>Community Transportation System</b>	WCCA/Apple Country Transportation
Name of Transit Contact Person	Bill Crisp
Transit Contact Person's Email Address	bcrisp@wcca.net

Application Completed by: Matthew Cable Date: 10/6/14  
Signature

I certify that the content of this application is complete and accurately describes the county's administration of the ROAP Program, and the use of the ROAP funds in accordance with applicable state guidelines.

County Manager: [Signature] Date: 10/7/14  
Signature

County Finance Officer: [Signature] Date: 10/7/14  
Signature

### Application Instructions

County officials should read the ROAP Program State Management Plan which contains guidance on the administration of the ROAP Program and information about the preparation of grant applications.

- The application must be completed by an official of the county or his/her designee.
- Click on the **gray rectangle** and type each answer. If needed, the text will automatically wrap to the next row. The answer may wrap to the next page if necessary.
- If the county wishes to explain their response to any questions or provide more information, the county may include additional pages with this application form. All the pages of the application and any pages added by the applicant should be scanned into the same file.
- If there are questions regarding this application, contact the NCDOT-PTD Mobility Development Specialist assigned to the area served by the transit system.

## FY2015 ROAP Program Schedule

Pre-Deadline Disbursement (25%)	September 26, 2014
Application Deadline	October 24, 2014
Final Disbursement (75%)	November 14, 2014

*The 25% disbursement must be returned to the state if a ROAP application is not received by the application deadline. The Final Disbursement will occur only after review and approval of this ROAP application.*

### County's Management of ROAP Funds

All counties are eligible to receive Rural Operating Assistance Program (ROAP) funding from the State of North Carolina. As a recipient of ROAP funds, the county must implement administrative processes that will ensure the following:

- ROAP funds are expended on needs identified through a public involvement and/or planning process.
- ROAP funds are expended on eligible activities only.
- Supporting documentation of expenditures is maintained.
- Service recipients meet eligibility requirements and their eligibility is documented.
- Trips funded with ROAP funding are monitored and evaluated throughout the period of performance.
- An accounting of trips and expenditures is provided in a semi-annual report to NCDOT.
- ROAP funds received and expended are included in the local annual audit.

Transportation Needs and Public Involvement in Funding Decisions	Yes or No
A. Did the county ask the Community Transportation Advisory Board (TAB), which is affiliated with the community transit system, to recommend how the ROAP funds should be sub-allocated?	YES
B. In addition to the public hearing notice and the public hearing, were other outreach efforts conducted to inform the public about the availability of ROAP funds and to discuss transportation needs BEFORE the county decided to sub-allocate the ROAP funds?	YES
C. Does the federally funded Community Transportation System operating in the county have a Community Transportation Service Plan (CTSP) or Community Transportation Improvement Plan (CTIP) that was developed in the last five years or being completed at this time? <i>Date of the plan: 02/24/1999</i>	NO
D. Does your county have a Coordinated Public Transit-Human Services Transportation Plan (LCP) that provides a list of unmet transportation needs and/or gaps in transportation services? <i>Date of the plan: 03/29/2012</i>	YES
E. Does the county have other transportation plans that address public transportation needs?	YES
If yes, list and describe these plans. <b>Henderson County Transit Operations Analysis, completed by URS in 2009.</b>	
F. How did the county decide who would receive the ROAP funds? List the names of anyone who participated in the decision to suballocate the ROAP funds and their role in the community. <b>Western Carolina Community Action (WCCA) and the County entered into a renewing contract in 2008 allowing WCCA, operator of Apple Country Transportation, to be the recipient of the ROAP funds.</b>	
G. How did the county decide on the amount of ROAP funds to sub-allocate to a subrecipient? <b>Western Carolina Community Action (WCCA), operator of Apple Country Transportation, is Henderson County's designated transportation provider. We participated in the process and accepted their recommendations as to how to program the funds.</b>	



Financial Management of ROAP Funds	Yes or No
H. Does the county disburse/allocate ROAP funds to any county governmental departments?	NO
I. If yes, how does the county account for these funds within the county's accounting system? N/A	
J. Does the county pass through any ROAP funds to agencies or organizations that are not county governmental departments or agencies?	YES
K. If yes, does the county have a written agreement with these agencies that addresses the proper use and accountability of these funds? <i>(Include a sample agreement with application)</i>	YES
L. ROAP funds cannot be used instead of using the existing transportation funding an agency or organization receives from any other funding source. If any of the departments, agencies or organizations receiving ROAP funding from the county get transportation funding from other Federal, State or Local funding sources, list those funding programs: <b>Western Carolina Community Action (WCCA) receives funding through an NCDOT Community Transportation Program grant, Title III , Sheltered Workshop, and Medicaid reimbursements. WCCA also receives pass through FTA (5307) funding under contract with Henderson County to provide transportation services throughout the metro area of Hendersonville and Fletcher.</b>	
M. Do any subrecipients receive ROAP funds before any trips are provided, and refund the unused portion at the end of the period of performance?	NO
N. Are ROAP funds being deposited in an interest bearing account?	NO
If no, then why aren't ROAP funds deposited in an interest bearing account? <b>The administrative costs would exceed the interest earned</b>	
O. What does the county do with the interest from the ROAP funds? N/A	
P. Does the county provide any local funds for transportation operating assistance to any of the ROAP sub-recipients in addition to the state ROAP funds?	YES
Q. Is supporting documentation maintained for all ROAP grant financial transactions for five years? <b>IMPORTANT: Yes is the only correct answer.</b>	YES
Monitoring and Oversight Responsibilities	Yes or No
R. The Finance Officer OR the Executive Director of an eligible transportation authority will be responsible for the oversight and evaluation of the transportation services provided with the ROAP funding? <b>IMPORTANT: Yes is the only correct answer.</b>	YES
S. Does the county require the subrecipients of ROAP funds to provide progress reports and statistical data about the trips provided with ROAP funds?	YES
T. If progress reports and/or operating statistical reports are required by the county, how frequently are these provided to the county for evaluation? <b>Monthly</b>	
U. Does the county require the subrecipients of ROAP funds to use the transportation services of the federally funded Community Transit System operating in the county?	N/A
V. Are subrecipients of ROAP funds coordinating transportation services with other subrecipients in the county therefore reducing any duplication of effort?	YES

Accountability to North Carolina Taxpayers	Yes or No
W. Is the method used to sub-allocate the ROAP funds fair and equitable? Open and transparent?	YES
X. Is the county prepared to provide documentation that an eligible citizen was provided an eligible service or trip on the billed date, by whatever conveyance, at the specified cost?	YES
Y. A <b>semi-annual</b> ROAP Report must be completed and sent to NCDOT. Who will be designated to complete these reports in FY2015? ( <i>name, title, employer</i> ) <b>Bill Crisp, Transportation Director, Apple Country Transportation/WCCA</b>	

## Elderly and Disabled Transportation Assistance Program

The Elderly and Disabled Transportation Assistance Program (EDTAP), originally enacted by legislation in the 1989 Session of the North Carolina General Assembly (Article 2B, 136-44.27), provides operating assistance funds for the transportation of the state's elderly and disabled citizens. This transportation assistance allows the elderly and disabled to reside for a longer period in their homes, thereby enhancing their quality of life.

Elderly and Disabled Transportation Assistance Program Questions	Yes or No
A. What will be the purposes of the trips provided with EDTAP funds? ( <i>Check all that apply</i> ) <input checked="" type="checkbox"/> Personal care activities, medical appointments, pharmacy pick-up, shopping, bill paying, meetings, classes, banking <input checked="" type="checkbox"/> Job interviews, job fair attendance, job readiness activities or training, GED classes <input checked="" type="checkbox"/> Transportation to workplace <input type="checkbox"/> Group field trips/tours to community special events (Federal charter regulations apply to transit.) <input type="checkbox"/> Overnight trips to out-of-county destinations (Federal charter regulations apply to transit) <input checked="" type="checkbox"/> Human service agency appointments	
B. How will the transportation service be provided? ( <i>Check all that apply</i> ) <input checked="" type="checkbox"/> Public Transportation System <input type="checkbox"/> Private Provider <input type="checkbox"/> Taxi Service <input type="checkbox"/> Agency Staff Driver <input type="checkbox"/> Volunteer Driver Program	
C. Are any of the EDTAP services you are funding, listed as an unmet need or gap in service in the Public Transit-Human Service Coordination Plan or any other transportation plan for your county? <i>See these page numbers in the plan:</i> <b>Plan Title:</b>	NO
D. Does the federally funded Community Transit System operating in your county receive a sub-allocation of EDTAP funds?	NO
If yes, does the county dictate which agencies and organizations will receive transportation services with any of the EDTAP funds the transit system receives?	N/A
Can the Community Transit System use any of the EDTAP funds it receives to provide transportation for elderly and disabled citizens of the county who do not have a human service agency or organization to pay for the service?	YES

Elderly and Disabled Transportation Assistance Program Questions (con't)	Yes or No
<p>If the transit system's Community Transportation Service Plan (CTSP) is less than six years old, does it describe and evaluate the services the transit system is providing for the elderly and disabled? <i>See these page numbers in the plan:</i> <i>Plan Title: CTSP 1999</i></p>	N/A
<p>Does the CTSP recommend any new EDTAP funded services for FY2015? <i>See these page numbers in the plan:</i> <i>Plan Title:</i></p>	NO
<p>E. Will any of the subrecipients use their EDTAP sub-allocation as matching funds for any of the following programs? <i>(Matching funds for operating assistance only.)</i></p> <p>5310 – Elderly Individuals and Individuals with Disabilities Program 5311 - Non-urbanized Area Formula Program 5316 – Job Access and Reverse Commute Program (JARC) 5317 – New Freedom Program</p>	NO
<p>F. Will any of the subrecipients of EDTAP funds charge a fare for an EDTAP funded trip?</p>	NO
<p>If yes, how much will the fare be? <b>A fare is not required but donations are accepted.</b></p>	
<p>If yes, how will the fare revenue be used? <b>Funds are credited back to the EDTAP program revenue budget and are expended only for EDTAP purposes.</b></p>	
<p>G. Do any of the subrecipients of EDTAP funds restrict EDTAP funded trips based on the origin, timing or destination of the trip?</p>	NO
<p>H. Is there a process or policy for determining when it is appropriate to transfer EDTAP funds from one sub-recipient to another to prevent there being unspent funds at the end of the period of performance?</p>	N/A
<p>I. EDTAP funded trips are expected to be provided throughout the entire year. If the EDTAP funds are expended in less than a year, will the county provide county funds to prevent the discontinuation of transportation trips?</p>	NO, WCCA pays in the event of a shortfall.

### Employment Transportation Assistance Program

The Employment Transportation Assistance Program (EMPL) is intended to help DSS clients that transitioned off Work First or TANF in the last 12 months, Workforce Development Program participants and/or the general public to travel to work, employment training and/or other employment related destinations.

Employment Transportation Program Questions	Yes or No
<p>A. What will be the purposes of the transportation services provided with EMPL funds? <i>(Check all that apply)</i></p> <p><input checked="" type="checkbox"/> Job interviews, job fair attendance, job readiness activities or training  <input checked="" type="checkbox"/> Transportation to workplace (Scheduled by the individual only. No agency scheduled trips.)  <input type="checkbox"/> Child(ren) of working parent transported to Child Care</p>	
<p>B. How will the transportation service be provided? <i>(Check all that apply)</i></p> <p><input checked="" type="checkbox"/> Public Transportation System  <input type="checkbox"/> Private Provider  <input type="checkbox"/> Taxi Service  <input type="checkbox"/> Agency Staff Driver  <input type="checkbox"/> Volunteer Driver Program</p>	

Employment Transportation Program Questions (con't)	Yes or No
C. Describe the eligibility criteria to be used in this county to determine who will be provided EMPL funded trips. <b>EMPL clients are defined as persons without transportation alternatives, public or private. Most of them are unable to obtain a driver's license and do not have access to any other form of transportation. They utilize the service in order to maintain or to locate employment.</b>	
D. Are any of the EMPL services you are funding, listed as an unmet need or gap in service in the Public Transit-Human Service Coordination Plan or any other transportation plan for your county? <i>See these page numbers in the plan:</i> <i>Plan title:</i>	NO
E. Does the federally funded Community Transit System operating in your county receive a sub-allocation of EMPL funds?	NO
If yes, does the county dictate which agencies and organizations will receive transportation services with any of the EMPL funds the transit system receives?	N/A
Can the Community Transit System use any of the EMPL funds it receives to provide transportation for citizens in the county who need transportation to a job or employment related destination and who do not have a human service agency or organization to pay for the service?	YES
If the transit system's Community Transportation Service Plan (CTSP) is less than six years old, does it describe and evaluate the services the transit system is providing for the employed or unemployed? <i>See these page numbers in the plan:</i> <i>Plan title: CTSP 1999</i>	N/A
Does the CTSP recommend any new EMPL funded services for FY2015? <i>See these page numbers in the plan:</i> <i>Plan title:</i>	NO
F. Will any of the subrecipients of EMPL funds charge a fare for an EMPL funded trip?	NO
If yes, how much will the fare be? <b>A fare is not required but donations are accepted.</b>	
If yes, how will the fare revenue be used? <b>Funds are credited back to the EMPL program revenue budget and are expended only for EMPL purposes.</b>	
G. Do any of the subrecipients of EMPL funds restrict EMPL funded trips based on the origin, timing or destination of the trip?	NO
H. Is there a process or policy for determining when it is appropriate to transfer funds from one sub-recipient to another to prevent there being unspent funds at the end of the period of performance?	N/A
I. Has the county transferred any EMPL funds to EDTAP or RGP in the last two years?	NO
J. Will any of the subrecipients use their EMPL sub-allocation as matching funds for any of the following programs? ( <i>Matching funds for operating assistance only.</i> ) 5310 – Elderly Individuals and Individuals with Disabilities Program 5311 - Non-urbanized Area Formula Program 5316 – Job Access and Reverse Commute Program (JARC) 5317 – New Freedom Program	NO
K. EMPL funded trips are expected to be provided throughout the entire year. If the EMPL funds are expended in less than a year, will the county provide county funds to prevent the discontinuation of transportation services?	NO, WCCA pays in the event of a shortfall.

## Rural General Public Program

The Rural General Public Program assistance funds are intended to provide transportation services for individuals from the county who do not have a human service agency or organization to pay for the trip. The county, in consultation with the Community Transportation System, must determine the RGP services to be provided with the RGP funds.

Rural General Public Transportation Program Questions	Yes or No
<p>A. What will be the trip purposes of the transportation services provided with RGP funds? <i>(Check all that apply)</i></p> <ul style="list-style-type: none"> <li><input checked="" type="checkbox"/> Personal care activities, medical appointments, pharmacy pick-up, shopping, bill paying, meetings, classes, banking</li> <li><input checked="" type="checkbox"/> Job interviews, job fair attendance, job readiness activities or training, GED classes</li> <li><input checked="" type="checkbox"/> Transportation to workplace (Scheduled by the individual only. No agency scheduled trips.)</li> <li><input checked="" type="checkbox"/> Child(ren) of working parent transported to child care</li> <li><input type="checkbox"/> Group field trips/tours to community special events (Federal charter regulations apply to transit.)</li> <li><input type="checkbox"/> Overnight trips to out-of-county destinations (Federal charter regulations apply to transit.)</li> <li><input checked="" type="checkbox"/> Human service agency appointments</li> </ul>	
<p>B. How will the transportation service be provided? <i>(Check all that apply)</i></p> <ul style="list-style-type: none"> <li><input checked="" type="checkbox"/> Public Transportation System</li> <li><input type="checkbox"/> Private Provider</li> <li><input type="checkbox"/> Taxi Service</li> <li><input type="checkbox"/> Volunteer Driver Program</li> </ul>	
<p>C. Are any of the RGP funded services the transit system will provide listed as an unmet need or gap in service in the Public Transit-Human Service Coordination Plan or any other transportation plan for your county? <i>See these page numbers in the plan:</i> <i>Plan title:</i></p>	<b>NO</b>
<p>D. If the transit system's Community Transportation Service Plan (CTSP) is less than six years old, does it describe and evaluate the general public services the transit system does in the county for citizens who need transportation but don't have a human service agency or organization to pay for the service? <i>See these page numbers in the plan:</i> <i>Plan title: CTSP 1999</i></p>	<b>N/A</b>
<p>E. Does the CTSP recommend any new RGP funded services for FY2013? <i>See these page numbers in the plan:</i> <i>Plan title:</i></p>	<b>NO</b>
<p>F. Will RGP trips be provided to citizens who need transportation but don't have a human service agency or organization to pay for the trip?</p>	<b>YES</b>
<p>G. Will any of the RGP funded trips be restricted based on origin, timing or destination of the trip to control the expenditure of funds overtime?</p>	<b>YES</b>
<p>H. Since the subrecipient can only use RGP funds to pay for 90% of the cost of a trip, will the Community Transit System use fare revenue to generate the local 10% match requirement for RGP funds?</p>	<b>YES</b>
<p>If yes, how much will the fare be? <b>The fare is \$1.50 per trip. Donations are accepted.</b></p>	

<p>If yes, how will the fare revenue be used? <b>Fare revenue is credited to the RGP program, is used as the match, and the remaining balance is expended on the program.</b></p>	
<p><b>Rural General Public Transportation Program Questions (con't)</b></p>	<p><b>Yes or No</b></p>
<p>If no, describe the source of the required matching funds? <b>N/A</b></p>	
<p>I. Will RGP funded trips be coordinated with human service agency trips?</p>	<p><b>YES</b></p>
<p>J. How will the Community Transit System market the proposed RGP funded services?  <b>Print advertisement, radio advertisement, and electronic messaging signage.</b></p>	
<p>K. Will the Community Transit System use any of their RGP sub-allocation as matching funds for any of the following programs? <i>(Matching funds for operating assistance only)</i></p> <p>5310 – Elderly Individuals and Individuals with Disabilities Program  5311 - Non-urbanized Area Formula Program  5316 – Job Access and Reverse Commute Program (JARC)  5317 – New Freedom Program</p>	<p><b>N/A</b></p>
<p>L. Is any part of the county in an urbanized area according to the 2010 census?</p>	<p><b>YES</b></p>
<p>M. RGP funded trips are expected to be provided throughout the entire year. If the RGP funds are expended in less than a year, will the county provide county funds to prevent the discontinuation of transportation services?</p>	<p><b>NO, WCCA pays in the event of a shortfall.</b></p>

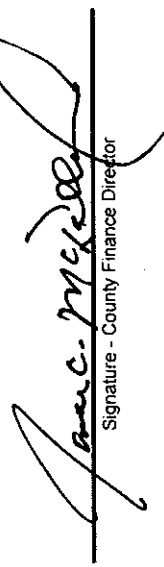
**FY2015 ROAP Sub-Allocation Worksheet**

Agencies Receiving Sub-Allocations	Elderly and Disabled Transportation Assistance Program		Employment Transportation Assistance Program		Rural General Public Transportation	
	Proposed Amount of request to be suballocated	Proposed Number of One Way Passenger Trips	Proposed Amount of request to be suballocated	Proposed Number of One Way Passenger Trips	Proposed Amount of request to be suballocated	Proposed Number of One Way Passenger Trips
Western Carolina Community Action	\$85,032	5067	\$22,851	1846	\$63,212	2292
	\$0		\$0		\$25,000	1026
	\$0		\$0		\$0	
	\$0		\$0		\$0	
	\$0		\$0		\$0	
	\$0		\$0		\$0	
	\$0		\$0		\$0	
	\$0		\$0		\$0	
	\$0		\$0		\$0	
	\$0		\$0		\$0	
	\$0		\$0		\$0	
	\$0		\$0		\$0	
<b>TOTAL AMOUNT</b>	<b>\$85,032</b>	<b>5067</b>	<b>\$22,851</b>	<b>1846</b>	<b>\$88,212</b>	<b>3318</b>

Agencies Receiving Sub-Allocations	EDTAP		EMPL		RGP	
	Avg Cost of Trip	Avg Cost of Trip	Avg Cost of Trip	Avg Cost of Serv	Avg Cost of Trip	Avg Cost of Serv
Western Carolina Community Action	\$16.78	\$12.38	\$26.59			
	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00

Initials - MDS Reviewer

Name of Applicant (County)

  
 Signature - County Finance Director

## Public Hearing Notice

This is to inform the public of the opportunity to attend a public hearing on the proposed Rural Operating Assistance Program (ROAP) application to be submitted to the North Carolina Department of Transportation no later than October 24, 2014 by the County of Henderson. The public hearing will be held on October 6, 2014 at 5:30 p.m. at the Henderson County commissioners meeting in the Board of Commissioners Meeting Room located at the Henderson County Historic Courthouse, at 1 Historic Courthouse Square, Hendersonville, NC. Henderson County will provide auxiliary aids and services under the ADA for disabled persons who wish to participate in the hearing. Anyone requiring special services should contact Terry Wilson, Clerk to the Board, as soon as possible so that arrangements can be made.

The programs included in the Rural Operating Assistance Program application are:

1. Elderly & Disabled Transportation Assistance (EDTAP) Program provides operating assistance for the public transportation of elderly and disabled citizens.
2. Employment Transportation Assistance Program provides operating assistance for the public transportation of persons with employment related transportation needs.
3. Rural General Public (RGP) Program provides operating assistance for the public transportation of persons living in non-urban areas of the county.

The period of performance for Rural Operating Assistance Program funds is July 1, 2014 through June 30, 2015. The FY2015 individual program totals are:

<b>PROGRAM</b>	<b>TOTAL</b>
EDTAP	\$85,032
EMPL	\$22,851
RGP	\$88,212
<b>TOTAL</b>	<b>\$196,095</b>

This application may be inspected at the offices of the Henderson County Planning Department, located at 100 North King Street, Hendersonville, NC 28792 from 8:00 a.m. to 4:30 p.m. Monday-Friday. Written comments should be directed to Matthew Cable, Transportation Planner, Henderson County Planning Department, at the above address, before October 6, 2013.

*The public hearing notice ran Thursday, September 25, 2014 in the Hendersonville Tribune and Friday, September 26, 2014 in the Hendersonville Times-News.*



## Aviso de Audiencia Pública

La Presente es para informar al público de la oportunidad de asistir a una audiencia pública sobre el proyecto de Programa de Asistencia Rural de funcionamiento (ROAP) solicitud que deberá presentarse al Departamento de Transporte de Carolina del Norte, no más tarde del 24 de octubre de 2014, por el Condado de Henderson. La audiencia pública se llevará a cabo el 06 de octubre de 2014 a las 5:30 pm en la Junta de Comisionados del Condado de Henderson reunión en el 1 Historic Courthouse Square, Hendersonville, NC. El condado de Henderson proporcionará ayudas y servicios auxiliares conforme a la ADA para personas con discapacidad que deseen participar en la audiencia. Cualquier persona que requiera de servicios especiales debe contactar a Terry Wilson, Secretario de la Junta, tan pronto como sea posible, de manera que se puedan hacer arreglos.

Los programas incluidos en la solicitud de ROAP son los siguientes:

1. Asistencia de Ancianos y Discapacitados de Transporte (EDTAP) proporciona ayuda para el transporte de los ciudadanos ancianos y discapacitados.
2. Transporte de empleo Programa de Asistencia proporciona ayuda para el transporte de personas con necesidades de empleo relacionados con el transporte.
3. Rural Pública General (RGP) proporciona ayuda para el transporte de personas que viven en zonas no urbanizadas de condado de Henderson.

El plazo de ejecución de los fondos de ROAP es 01 de julio 2014 al 30 de junio de 2015. El año fiscal 2015 asciende a ROAP cada programa son:

<b>PROGRAMMA</b>	<b>TOTAL</b>
EDTAP	\$85,032.00
EMPL	\$22,851.00
RGP	\$88,212.00
<b>TOTAL</b>	<b>\$196,095.00</b>

Esta aplicación puede ser inspeccionada en las oficinas del condado de Henderson Planificación, 100 North King Street, Hendersonville, NC, 28792, 8:00 am-4:30 pm de lunes a viernes. Los comentarios escritos deben ser dirigidos a Matthew Cable, Transportation Planner, el condado de Henderson Planificación en la dirección indicada antes del 6 de octubre.

*The public hearing notice ran Friday, September 26, 2014 in the Hendersonville Times-News and Wednesday, September 24, 2014 in La Voz Independiente (with a notice of correction to ensure accuracy on Wednesday October 1, 2014).*

Important – A public hearing MUST be conducted whether or not requested by the Public.

## ROAP PUBLIC HEARING RECORD

Date Public Notice was published: September 24, 25, 26 and October 1, 2014

APPLICANT: Henderson County

DATE: October 6, 2014

PLACE: Henderson County

TIME: 5:30 p.m.

How many COMMISSIONERS attended the public hearing? 5

How many members of the PUBLIC attended the public hearing? 17

### Public Attendance Surveys

(Attached)

(Offered at Public Hearing but none completed)

I, the undersigned, representing (Legal Name of Applicant) Henderson County do hereby certify to the North Carolina Department of Transportation, that a Public Hearing was held as indicated above and

### During the Public Hearing

(NO public comments)

(Public Comments were made and meeting minutes will be submitted after board approval)

The estimated date for board approval of meeting minutes is: November 3, 2013

Teresa L. Wilson  
Signature of Clerk to the Board

Teresa L. Wilson, Clerk  
Printed Name and Title

10/7/14  
Date

Affix County Seal Here

 **AIA** Document G802™ – 2007

**Amendment to the Professional Services Agreement**

Amendment Number: 002

TO: Mr. John Mitchell  
(Owner or Owner's Representative)

In accordance with the Agreement dated: January 6, 2014

**BETWEEN** the Owner:  
(Name and address)

Henderson County  
1 Historic Courthouse Square  
Suite 5  
Hendersonville, NC 28792

and the Architect:  
(Name and address)

Clark, Nexsen, Inc.  
1 West Pack Square Suite 1501  
Asheville, NC 28801

for the Project:

(Name and address)  
6<sup>th</sup> Avenue Interdisciplinary Facility  
747 6<sup>th</sup> Avenue West  
Hendersonville, NC

Authorization is requested

- to proceed with Additional Services.  
 to incur additional Reimbursable Expenses.

As follows:

Scope as described in attached letter dated September 24, 2014

The following adjustments shall be made to compensation and time.

(Insert provisions in accordance with the Agreement, or as otherwise agreed by the parties.)

Compensation:

One Million Two Hundred Eighty Thousand (\$1,280,000) dollars

Time:

Delivery dates as indicated on the primary project schedule or as mutually agreed upon by the Owner and the Architect.

SUBMITTED BY:

AGREED TO:

*(Signature)*

Chadwick S. Roberson, AIA, LEED AP BD+C

Principal

*(Printed name and title)*

9-24-14

*(Date)*

*(Signature)*

Steve Wyatt, County Manager

*(Printed name and title)*

*(Date)*

10/7/14

Conceptual Budgeting-Interdisciplinary Educational Building serving BRCC, Wingate, and HCHC

Program containing Nursing, Physical Therapy, Allied Health, support space	60,000 sf	@	\$	190.00		\$	11,400,000.00
Site Work	1 acres	@	\$	250,000.00		\$	250,000.00
Demolition/abatement of Existing Building	5,000 sf	@	\$	8.00		\$	40,000.00
Evaluation-Assumed construction complete by 2016	16 months	@	\$	336 per month	5.283%	\$	601,920.00
Sub total					6.0%	\$	12,291,920.00
Overhead and Profit						\$	737,515.20
Sub total					1.5%	\$	195,441.53
Bonds and Insurance						\$	13,224,876.73
Grand Total Construction costs							
Owner Contingency					5.0%	\$	661,243.84
Soil Cost/AFE, fees, OVI pre-con fee, survey, permitting, geotech, special inspector, material testing agent, Air Monitoring, etc.					12.0%	\$	1,386,585.21
Commissioning agent					1.0%	\$	132,248.77
Furniture, fixture, equipment	60,000 sf	@	\$	8.00		\$	480,000.00
Technology/ Equipment						\$	150,000.00
Total/Project costs:						\$	15,225,454.54

Assumptions for conceptual budget

1. Steel Framed building
2. Design duration of 9 months, Construction duration of 14 months
3. Construction site would be located on an existing Urban site
4. Escalation is assumed to the mid point of construction
5. Construction Manager at Risk Delivery method
6. Existing buildings would be demolished and removed
7. Current construction market trends maintain current growth patterns
8. Multistory construction
9. Shallow foundation systems
10. No excessive amounts of unsuitable soils, rock, wetlands, or storm water detention beyond typical NCDENR requirements
11. No finance charges, bond procurement fees, legal fees, etc. are included
12. No purchase cost for land
13. Shared surface parking with Parade
14. Onsite parking is very limited/no parking deck structure is included
15. Moderate level of sustainability-LEED certified/NC 2012 Energy code compliant
16. Zero to very limited wet lab spaces to be included in the building
17. No extended stay or overnight patients
18. Assumed business occupancy not institutional occupancy
19. Assumed casework, lab spaces for registered nursing, Physical therapy, and medical office space
20. All classrooms to be flat floor, i.e., no tiered classrooms
21. Assumed the current land configuration will yield a building footprint of at least 20,000
22. Assumed lay down space for construction would be allowed in the parking lot of Parade

Annual operating cost

Cost to operate on an annual basis- Assumed gas fired boiler/chiller meeting current energy code  
 \*assumed building operating 7 am-10 pm Monday-Friday, setback mode on weekends.

60000 sf	\$	2.50 cost/sf	Low	\$	150,000.00
60000 sf	\$	3.00 cost/sf	High	\$	180,000.00

60000 sf	\$	0.25 cost/sf		\$	15,000.00
Year 10-Regeneral repairs, paint, polish floors	60000 sf	\$	0.50 cost/sf	\$	30,000.00
Year 15-Interior, replacing some carpeting, flooring	60000 sf	\$	1.00 cost/sf	\$	60,000.00
Year 20-Replace roof, painting, remainder of flooring, HVAC maintenance	60000 sf	\$	14.00 cost/sf	\$	840,000.00
Year 25-(HVAC overhaul, electrical upgrades, general repairs)	60000 sf	\$	18.00 cost/sf	\$	1,080,000.00

Maintenance cost-Assumed a "25 Year building"

\*This information shall be deemed preliminary and conceptual. Estimates of probable cost are based on the current data available as of 3/23/14

9/11/2014

Hard Costs + Construction Contingency						
	Construction Costs	Contingency	FFE budget	Technology		
Core and Shell base building	\$ 12,374,743.58	\$ 618,737.18	\$ 380,000.00	\$ 150,000.00		
Tenant Improvements	\$ 14,045,573.25	\$ 702,278.66	\$ 432,000.00	\$ 150,000.00		
Total Hard Costs	\$ 26,420,316.83	\$ 1,321,015.84	\$ 812,000.00	\$ 300,000.00		
<b>Soft Costs</b>						
A/E fees	\$ 2,496,719.94					
Commissioning	\$ 264,203.17					
CM pre-con	\$ 138,706.66					
Geo Tech	\$ 30,000.00					
Survey	\$ 13,000.00					
Special Inspections	\$ 138,706.66					
Material testing	\$ 138,706.66					
Permitting	\$ 124,836.00					
Total soft costs	\$ 3,344,879.10					
<b>Grand Total Project Cost</b>						<b>\$ 32,198,211.77</b>

# Office of the Henderson County Tax Collector

200 NORTH GROVE STREET, SUITE 66

HENDERSONVILLE, NC 28792

PH: (828) 697-5595 | FAX: (828) 698-6153

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

Thursday, September 25, 2014

## Re: Tax Collector's Report to Commissioners - Meeting Date 06 October 2014

Please find outlined below collections information through 24 September 2014 for the 2014 real and personal property bills mailed out on 28 August 2014, as well as registered motor vehicles billed and collected by our office. As a point of reference, we also have included collections information as of the same date last year.

### Annual Bills G01 Only:

**2014 Beginning Charge:** \$59,718,801.16  
Discoveries & Imm. Irreg.: \$72,076.10  
Releases & Refunds: (\$22,893.62)  
**Net Charge:** \$59,767,983.64  
Unpaid Taxes: \$52,119,613.89  
Amount Collected: \$7,648,369.75  
**Percentage Collected:** 12.80%  
Through: 24-Sep-2014

**2013 Beginning Charge:** \$57,421,277.01  
Discoveries & Imm. Irreg.: \$227,089.12  
Releases & Refunds: (\$186,329.70)  
**Net Charge:** \$57,462,036.43  
Unpaid Taxes: \$47,226,431.41  
Amount Collected: \$10,235,605.02  
**Percentage Collected:** 17.81%  
Through: 24-Sep-2013

### Motor Vehicle Bills G01 Only:

**2014 Beginning Charge:** \$11,922.52  
Discoveries & Imm. Irreg.: \$0.00  
Releases & Refunds: (\$1,099.90)  
**Net Charge:** \$10,822.62  
Unpaid Taxes: \$3,418.64  
Amount Collected: \$7,403.98  
**Percentage Collected:** 68.41%  
Through: 24-Sep-2014

**2013 Beginning Charge:** \$1,641,467.00  
Discoveries & Imm. Irreg.: \$1,182.03  
Releases & Refunds: (\$28,907.65)  
**Net Charge:** \$1,613,741.38  
Unpaid Taxes: \$573,772.16  
Amount Collected: \$1,039,969.22  
**Percentage Collected:** 64.44%  
Through: 24-Sep-2013

### Fire Districts All Bills:

**2014 Beginning Charge:** \$6,647,686.34  
Discoveries & Imm. Irreg.: \$5,984.97  
Releases & Refunds: (\$2,592.88)  
**Net Charge:** \$6,651,078.43  
Unpaid Taxes: \$5,797,896.38  
Amount Collected: \$853,182.05  
**Percentage Collected:** 12.83%  
Through: 24-Sep-2014

**2013 Beginning Charge:** \$6,578,923.73  
Discoveries & Imm. Irreg.: \$37,105.00  
Releases & Refunds: (\$27,250.67)  
**Net Charge:** \$6,588,778.06  
Unpaid Taxes: \$5,325,131.17  
Amount Collected: \$1,263,646.89  
**Percentage Collected:** 19.18%  
Through: 24-Sep-2013

Respectfully submitted,



Luke Small

Collections Specialist

Stan C. Duncan

Tax Collector

## **RESOLUTION APPROVING FINANCING TERMS**

**WHEREAS**, the County of Henderson, North Carolina (the "*County*") has previously determined to undertake a project for the Henderson County 2014 Vehicle Financing to include one (1) 2014 Chevrolet G4500 Ambulance and one (1) Dodge RAM 3500 Cargo Van (the "*Project*"), and the Finance Director has now presented a proposal for the financing of such Project.

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE COUNTY OF HENDERSON, NORTH CAROLINA, AS FOLLOWS:**

1. The County hereby determines to finance the Project through Branch Banking and Trust Company ("BB&T"), in accordance with the proposal dated September 19, 2014. The amount financed shall not exceed \$163,978.00, the annual interest rate (in the absence of default or change in tax status) shall not exceed 1.66%, and the financing term shall not exceed four (4) years from closing.

2. All financing contracts and all related documents for the closing for the financing ("the Financing Documents") shall be consistent with the foregoing terms. The Chairman and Staff of the County are hereby authorized and directed to execute and deliver any Financing Documents, and take all such further action as they may consider necessary or desirable, to carry out the financing of the Project as contemplated by the proposal and this resolution.

3. The Finance Director is hereby authorized and directed to hold executed copies of the Financing Documents until the conditions for the delivery of the Financing Documents have been completed to such officer's satisfaction. The Finance Director is authorized to approve changes to any Financing Documents previously signed by the Chairman or Staff, provided that such changes shall not substantially alter the intent of such documents or certificates from the intent expressed in the forms executed by such officers. The Financing Documents shall be in such final forms as the Finance Director shall approve, with the Finance Director's release of any Financing Document for delivery constituting conclusive evidence of such officer's final approval of the Document's final form.

4. The County shall not take or omit to take any action the taking or omission of which shall cause its interest payments on this financing to be includable in the gross income for federal income tax purposes of the registered owners of the interest payment obligations. The County hereby designates its obligations to make principal and interest payments under the Financing Documents as "qualified tax-exempt obligations" for the purpose of Internal Revenue Code Section 265(b)(3).

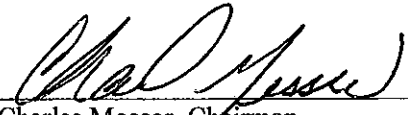
5. The County intends that the adoption of this resolution will be a declaration of the County's official intent to reimburse expenditures for the project that is to be financed from the proceeds of the BB&T financing described above. The County intends that funds that have been advanced, or that may be advanced, from the County's General Fund, or any other County Fund related to the project, for project costs may be reimbursed from the financing proceeds.

6. All prior actions of County officers in furtherance of the purposes of this resolution are hereby ratified, approved and confirmed. All other resolutions (or parts thereof) in conflict with this resolution are hereby repealed, to the extent of the conflict. This resolution shall take effect immediately.

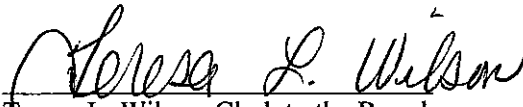


Approved this 6<sup>th</sup> day of October, 2014.

**HENDERSON COUNTY BOARD OF COMMISSIONERS**

  
\_\_\_\_\_  
Charles Messer, Chairman

Attest:

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

[Official Seal]

