

MINUTES

**STATE OF NORTH CAROLINA
COUNTY OF HENDERSON**

**BOARD OF COMMISSIONERS
SEPTEMBER 8, 1998**

The Henderson County Board of Commissioners met for a regularly scheduled meeting at 5:30 p.m. in the Commissioners' Conference Room of the Henderson County Office Building, 100 North King Street.

Those present were: Chairman Robert D. Eklund, Vice-Chair Grady Hawkins, Commissioner Renee Kumor, Commissioner Don Ward, Commissioner Vollie G. Good, County Manager David E. Nicholson, Assistant County Manager Angela M. Skerrett, County Attorney Don H. Elkins and Acting Clerk to the Board Avalina Merrill.

Also present were: Planning Director Matt Matteson, Staff Attorney Jennifer O. Jackson, Finance Director J. Carey McLelland, Budget Analyst Selena Coffey, Property Addressing Coordinator Stuart Rohrbaugh, DSS Director Liston B. Smith, Library Director William Snyder, Information Technology Director Kelly Pounder, and County Engineer Gary Tweed.

Absent was: Clerk to the Board Elizabeth W. Corn.

CALL TO ORDER/WELCOME

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

PLEDGE OF ALLEGIANCE

Commissioner Hawkins led the Pledge of Allegiance to the American Flag.

INVOCATION

County Manager David Nicholson gave the invocation.

DISCUSSION/ADJUSTMENT OF AGENDA

Commissioner Ward added: under Staff Reports, requesting an update from staff on the readdressing project; added to Pending Issues, number 4, review of request from the Board of Education for a revision to the ADM; Update on School Facilities Committee activities; update on revised Manufacturing Home Park Ordinance with which he and Commissioner Kumor had assisted. He requested Item C, Tax Collector's Report, be pulled from the Consent Agenda and placed under Discussion Items, Item D.

County Manager Nicholson added to Notification of Vacancies, Consent Agenda, one vacancy to the County Board of Adjustment for the Flat Rock district.

APPROVED 9.16.98

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INFORMAL PUBLIC COMMENTS

No one had signed up to speak.

CONSENT AGENDA

Commissioner Hawkins made the motion to approve the consent agenda with the adjustments as noted. All voted in favor and the motion carried.

CONSENT AGENDA included the following:

Review/approval of minutes

Minutes were presented for the Board's review and approval of the following meetings:

July 15, 1998; July 30, 1998 (special called); August 4, 1998 (special called); August 19, 1998.

Notification of Vacancies:

1. Hendersonville City Planning Board - 1 vacancy
2. Henderson County Community Child Protection Team - 6 vacancies
3. Nursing/Adult Care Home Community Advisory Committee-4 vac.
4. Jail Planning Advisory Committee - 1 vacancy

Capital Improvement Project Reports**Proclamation - Henderson County Hunting and Fishing Day****Request for Improvement Guarantee for High Vista Falls Subdivision, Phase II.**

Under Notification of Vacancies was listed one vacancy for the Jail Planning Advisory Committee due to the resignation of Rev. Ron Pollard, the only African-American member. Commissioner Kumor requested that the Board appoint another African-American to fill the existing vacancy to promote fair representation.

NOMINATIONS

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

1. Nursing/Adult Care Home Community Advisory Committee - 2 vac.

Chairman Eklund informed the Commissioners that Jack Reed, Chairman of this Committee, had requested permission to meet with the applicants prior to their appointment. Mr. Reed felt it would be prudent to apprise applicants of the volume of hours required for attending to the matters of this Committee. It was the consensus of the Board to grant this permission. For future vacancies for this Committee, the Clerk to the Board will forward to the Chairman of this Committee applications and await recommendation from this Committee before submitting the application for consideration to the Commissioners for appointment.

APPROVED

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2. Hendersonville City Zoning Board of Adjustment - 1 vacancy

Chairman Eklund had issued a letter to Mayor Neihoff on July 29, 1998 requesting justification for reducing the County's representation on this Board from five members to three members. County Manager Nicholson distributed a copy of the letter dated 9/1/98 from Mayor Neihoff in response to Chairman Eklund's letter. The Commissioners did not have sufficient time to review this letter prior to considering appointments. Commissioner Hawkins opposed relinquishing County representation on this Board from five to three. He recommended that Chairman Eklund discuss this matter further with the Mayor and roll these appointments to a future meeting. Commissioner Good requested direction from County Attorney Don Elkins. Mr. Elkins suggested the Commissioners should seek an opinion from the State Attorney General on this matter. It was the consensus of the Board to roll these appointments until a future meeting to allow time to accommodate a response from the City and the State Attorney General.

3. Youth Advisory Board - 1 vacancy

No applications had been received. At a previous Commissioners' meeting, Commissioner Ward suggested Recreation staff be appointed to this Board. No response had been received from the Recreation Advisory Board on that recommendation. This vacancy was rolled to the next meeting.

4. Solid Waste Advisory Committee (SWAC) - 2 vacancies

Commissioner Kumor nominated James Hutcherson and Commissioner Ward nominated William Ramsey to fill the two unexpired terms of 04/01/2000. There were no further nominations. Commissioner Kumor made a motion to suspend the rules and make these appointments. All voted in favor and the motion carried.

STAFF REPORTS**Economic Development Presentation-Proposed Guidelines**

Assistant County Manager Angela Skerrett did a presentation using visual aids illustrating the County's process for economic development. This presentation was designed as an aid to educate the public on the Board's policy for economic development incentives and establish guidelines for the Board's future needs. Ms. Skerrett's presentation detailed what the Board can legally do for economic development and how their goals for it tie in with their Mission Statement and the Comprehensive Land Use Plan.

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A chart illustrated the impact to date of the Board's economic development incentives:

- the County had invested a total of \$3,235,626.90 in economic development incentives;
- 629 jobs were created or retained; and,
- \$785,655 annual tax dollars were generated.

The general guidelines used by the Board for economic development incentives have evolved into a self-funded program. Taxes paid by the industry are used to fund the incentives paid. The presentation illustrated the current process used by the Board in granting economic incentives.

County Manager David Nicholson presented to the Board for their consideration twelve proposed guidelines developed for granting future economic development incentives.

Commissioner Hawkins requested that the Chamber of Commerce and Committee of 100 provide for the Commissioners' information a list of other agencies who offer economic development incentives. Commissioner Kumor requested the Board consider conducting workshops in the future on the process of economic development.

It was the consensus of the Board to send to the Chamber and Committee of 100 the twelve proposed guidelines to be used in granting economic development incentives.

Year 2000

The County Manager discussed with the Board a number of issues and opportunities facing Henderson County with the approach of the year 2000. He explained that the symbol Y2K had been adopted worldwide. To assure that the County's computers and other technology based equipment could accommodate the Y2K and meet its compliance, an inventory of both office and facility equipment for all County agencies had begun.

Mr. Nicholson recommended the Board consider appointing a Y2K Complete Count Committee to assist in the Y2K census. Many of the County's state-shared revenues are based on the County's population and thus it is essential that the residents of the County complete and return their census questionnaire.

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Commissioner Hawkins suggested that Chairman Eklund solicit assistance from the Mayors of the County's municipalities for the Y2K Census Complete Count project. Commissioner Kumor suggested the Board consider soliciting assistance on this project from the religious community.

Mr. Nicholson reminded the Board the new millennium begins on January 1, 2001 and many community activities are planned for the celebration. He suggested the Board consider establishing a Millennium Committee to assist with this event.

Branch Library Hours

Library Director Bill Snyder informed the Board of a request from the Library Board of Trustees to establish standard hours of operation for the Library's branches. Currently, the branches hours of operation vary which generates confusion for the public. The Library Board of Trustees suggested the following schedule for all of the branches:

Monday through Thursday	9:00 am until 5:30 pm
Friday through Saturday	9:00 am until 1:00 pm

These hours would allow for each branch to be opened for 42 hours per week and provide a lunch break for library staff.

Commissioner Kumor expressed concern that eliminating night time operation hours at the branches would create an inconvenience for the public. Mr. Snyder explained that based upon the history of use at the branches, no need had been demonstrated for late hours after 5:30 pm.

Commissioner Kumor made a motion to adopt the suggested hours of operation for the branches as requested by the Library Board of Trustees. All voted in favor and the motion carried.

It was the consensus of the Board that a 30-day notice be posted at the main Library and its branches prior to beginning the new hours and media be notified. Commissioner Kumor suggested that the Henderson Highlights ad be used to inform the public of the newly created hours.

Update on Pending Issues

Commissioner Don Ward and Commissioner Renee Kumor had incorporated their ideas into one Budget Development Resolution and asked for the Board's adoption of it. Discussion ensued

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regarding language pertaining to revenue neutral. Commissioner Hawkins suggested language on revenue neutral similar to Buncombe County's budget resolution. Commissioner Kumor expressed opposition to including revenue neutral language. Commissioner Good questioned the County Manager as to if the budget resolution would bring the fund balance up to 8%. Mr. Nicholson stated the fund balance would be up to 8% by the end of FY-98-99. Commissioner Ward expressed he was comfortable with the language of the budget resolution as presented. Commissioner Kumor urged the Board to adopt the proposed time line with the resolution. Commissioner Hawkins agreed a time line was essential but expressed opposition to adopting it with the resolution. Commissioner Hawkins made a motion to adopt the budget development resolution as presented, without the time line. The motion carried four ayes to one nay cast by Commissioner Kumor.

School Facility Committee

Commissioner Don Ward updated the Board on the status of the School Facility Committee. He expressed commendation for volunteer Bill Blalock for his help to this committee. Commissioner Hawkins requested staff work with the Board of Education to develop a financial graph illustrating all funding options. Commissioner Ward stated the next meeting of the School Facilities Committee was Tuesday, September 15, 1998.

Hospital Corporation

Staff Attorney Jennifer Jackson reminded the Board of recent and upcoming actions required from them concerning the Hospital Reorganization. She explained that staff will bring back to the Board at their meeting on 9/16/98 the Transfer agreement and the its Exhibits for their consideration and execution.

To address questions raised by Commissioner Hawkins about some aspects of the Transfer Agreement and to guide the Board in executing the Transfer Agreement, the Board directed the County Manager to get a formal legal opinion from Wally McBride before their Board meeting of October 3, 1998.

Chairman Eklund called a 15-minute break at 7:15 pm.

Chairman Eklund reconvened the meeting at 7:30 pm.

Commissioner Good did not return to the meeting at 7:30 pm.

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Commissioner Ward requested Stuart Rohrbaugh, Property Addressing Coordinator, update the Board on the status of the Readdressing Project. An article in the Times-News indicating that the City of Hendersonville may not adopt the County's readdressing plan, prompted questions as to what impact that decision may have on the progress of the Plan. Mr. Rohrbaugh stated none of the municipalities had issued formal resolutions to the Property Addressing office proclaiming their refusal of the Plan. He further stated that although the Plan used the City addresses as the beginning hub for issuing property addresses, the Plan could proceed without them. If the Town of Laurel Park and the Village of Flat Rock refused to adopt the Plan, some rural residents in those areas could not be linked to the system. Mr. Rohrbaugh stated that over 900 duplicated road names are inside the municipalities posing a threat to the effectiveness of the Plan. The Board directed Mr. Rohrbaugh to give them another progress update at their mid-September meeting.

Manufacturing Home Park Ordinance

Commissioner Ward informed the Board that he and Commissioner Kumor had assisted in revising the Manufacturing Home Park Ordinance. He asked permission from the Board to send the revised version to the Planning Board for their consideration. It was the consensus of the Board to send the revised Manufacturing Home Park Ordinance to the Planning Board.

Request from the Board of Education to amend the ADM

Commissioner Ward reminded the Board of a letter dated 09/04/98 from Dr. Dan Lunsford, Superintendent, to Chairman Eklund requesting funds to re-engage architects for the design of Fletcher Elementary School and roofing projects for Fletcher and Etowah Schools. The letter had been faxed to the County Manager in the afternoon of 9/4/98 but due to his absence from his office, Mr. Nicholson had not copied it to the Commissioners. He presented a copy to each Commissioner during this discussion. Commissioner Hawkins requested the Board direct the County Manager to advise Dr. Lunsford the proper protocol for these requests must come from Chairman Linda Hawk to Chairman Eklund. He further expressed reluctance to cast a vote for approval of the \$100,000 to re-engage the architect because the project was not far enough along to merit this expenditure. Commissioner Hawkins expressed no opposition to granting the funding for the roofing projects at Fletcher and Etowah schools but reiterated the request must come from Chairman Hawk. The Board directed the

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County Manager to contact State officials as to how to properly make the amendment to the ADM. No action was taken by the Board.

Tax Collector's Report

Commissioner Ward expressed some concerns he had regarding current policy in collecting property taxes and the foreclosure policy. Commissioner Ward had written a list of questions addressing his concerns. He requested the Board issue a letter to Mr. Lyda under Chairman Eklund's signature requesting his response to those questions. It was the consensus of the Board to have that letter issued to Mr. Lyda. Commissioner Hawkins expressed dismay that the Tax Collector's monthly report was not distributed to the Board members prior to this meeting for their review and requested it be put on the agenda for the mid-September meeting. Mr. Nicholson informed the Board at their request he would ask Mr. Lyda to appear at their mid-September meeting.

IMPORTANT DATES

Chairman Eklund reminded the Board of the Grand Opening ceremonies for the Western North Carolina Justice Academy scheduled for the morning of their mid-September meeting, 9/16/98. He advised the Board the agenda for their mid-September meeting would be adjusted to accommodate their attendance at these ceremonies.

Chairman Eklund informed the Board that he will not be available to do the opening ceremonies for the Farm City Day on October 3, 1998 and requested the Board appoint someone else to do the honors. It was the consensus of the Board that Commissioner Hawkins as Vice-Chair should do so.

County Manager Nicholson advised the Board of several dates to consider for the annual Volunteer Appreciation Banquet. It was the consensus of the Board to hold it on Tuesday, November 17, 1998. The County Manager directed the Acting Clerk to advise Mr. Tommy Shipman, caterer for the event, of the chosen date.

DISCUSSION ITEMS

Request for Rezoning on Greenville Highway, Application # R-03-98 by Linda Ann Moxley & Helen Moxley Pace

At the Commissioners' meeting of 8/3/98, a rezoning request was made on behalf of the Moxley's to rezone approximately 14.5 acres

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of property on Greenville Highway from R-20 (Low Density Residential) and R-T (Transient Residential) districts to R-10 (High Density Residential) and C-1 (Residential Commercial) districts. At that meeting, Commissioner Hawkins had requested letters soliciting comments from the mayors of the City of Hendersonville and the Village of Flat Rock on the proposed rezoning request from the Moxley's. Those letters were presented in the agenda packet. Mr. Nicholson also distributed a letter from Linda Moxley, the petitioner and Joe Crowell, the developer of the proposed PUD, requesting to amend the rezoning request to rezone the entire property to R-10. The Board directed County Attorney Elkins to give them his legal opinion on the rezoning request at their mid-September meeting. No action was taken by the Board but this item will be placed on the agenda for their mid-September meeting.

NC Choice

DSS Director Liston Smith discussed with the Board the newly mandated federal program NC Choice. Effective 10/1/98, this program provides health care for uninsured children up to 200% of the poverty level through the current Medicaid Program. It is projected to serve 1,565 children in Henderson County. This is 100% funded by the Federal/State agencies and is at no cost to the County. Dr. James Volk, chair of the local advocacy group for this program, explained to the Board the importance of this program to our community. Paul Horn, Chief Executive Officer of Blue Ridge Community Health Services, Inc., gave the Board an overview of the Program.

Mr. Smith explained the role of DSS in this program is to build on its outreach model to establish multiple access points for the users of the program. To achieve this goal, additional DSS staff are needed: one contracted outreach Medicaid/NC Choice case manager for Pardee Hospital; one in-house NC Choice Case manager for Social Services; one in-house NC Choice program assistant.

Commissioner Kumor made a motion to approve the request for additional DSS staff as outlined by Mr. Smith. All voted in favor and the motion carried.

Materials Recovery Facility Agreement

Staff Attorney Jennifer Jackson reminded the Board at their meeting on 8/19/98 they awarded a bid on the operation of the MRF and the lease of related equipment to Garbage Disposal Services, Inc. In addition, the Board authorized Staff to negotiate an agreement consistent with the request for Pricing and the bid.

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The draft agreement authorized GDS to continue operation of the MRF for three years and permitted early termination of the contract by either the County or the contractor. County Engineer Gary Tweed answered questions raised by Commissioner Hawkins as to particulars of the agreement. Commissioner Kumor made a motion to adopt the MRF agreement as drafted by staff and approve the contract with GDS. All voted in favor and the motion carried.

CLOSED SESSION

Commissioner Kumor made a motion to go into Closed Session as allowed pursuant to NCGS 143-318.11 for the following reasons:

1. (a) (3) To consult with an attorney employed or retained by the public body in order to preserve the attorney-client privilege between the attorney and the public body, which privilege is hereby acknowledged.
2. (a) (5) To establish, or to instruct the public body's staff or negotiating agents concerning the position to be taken by or on behalf of the public body in negotiating (1) the price and other material terms of a contract or proposed contract for the acquisition of real property by purchase option, exchange, or lease. (11) the amount of compensation and other material terms of an employment contract or proposed employment contract.

All voted in favor and the motion carried.

Chairman Eklund adjourned the meeting at 8:50 pm.

No action was taken in Closed Session.

These minutes were approved on the 16TH day of SEPTEMBER, 1998.

APPROVED BY:

ROBERT D. EKLUND, CHAIRMAN
HENDERSON COUNTY BOARD OF COMMISSIONERS

ATTEST:

Elizabeth W. Corn,
Clerk to the Board

HENDERSON COUNTY BOARD OF COMMISSIONERS

3746

100 North King Street
Hendersonville, North Carolina 28792-5097
Phone 828-697-4808 • Fax: 828-698-6183
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BOB EKLUND
Chairman
GRADY HAWKINS
Vice-Chairman

VOLLIE G. GOOD
RENEE KUMOR
DON WARD

PROCLAMATION

HENDERSON COUNTY HUNTING AND FISHING DAY
SATURDAY, SEPTEMBER 26, 1998

HUNTING AND FISHING HAVE ALWAYS BEEN AN IMPORTANT PART OF THE NORTH CAROLINA TRADITION. AND MOST AMERICANS BELIEVE THAT SUCH ACTIVITIES CONTINUE TO BE POPULAR. THEIR PERCEPTIONS ARE RIGHT ON TARGET. FOR EXAMPLE, THE NUMBER OF WOMEN INVOLVED IN THE SHOOTING SPORTS HAS INCREASED BY MORE THAN 80% IN THE PAST TEN YEARS.

BUT HUNTING AND FISHING ARE SO MUCH MORE THAN RECREATIONAL PURSUITS. FOR OVER 100 YEARS, HUNTERS AND ANGLERS HAVE BEEN AT THE FOREFRONT OF THE CONSERVATION MOVEMENT GIVING OF THEIR TIME AND FINANCES. IN FACT, THEY HAVE PROVIDED OVER \$20 BILLION TO WILDLIFE MANAGEMENT PROGRAMS, CONTRIBUTING \$3.5 MILLION PER DAY NATIONALLY. IN 1996, NORTH CAROLINIANS CONTRIBUTED NEARLY \$30 MILLION FOR LICENSES AND WILDLIFE STAMP AND EXCISE TAXES ON SPORTING EQUIPMENT.

THIS FINANCIAL SUPPORT HAS PROVIDED THE BASIS FOR SCIENTIFIC RESEARCH, HABITAT RESTORATION, AND EDUCATION WHICH HAVE LED TO THE DRAMATIC COME BACK OF WILDLIFE IN NORTH CAROLINA SUCH AS WILD-TURKEY, RIVER OTTERS, TUNDRA SWANS, AND OTHER WATERFOWL, ALLIGATORS, SHORE BIRDS, BALD EAGLES, AND OTHER RAPTURES AND FUR BEARERS.

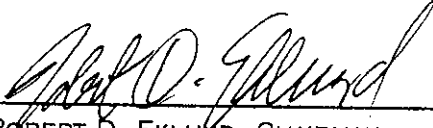
HUNTERS AND ANGLERS ARE ALSO IMPORTANT TO THE ECONOMY. WITH THE AVERAGE SPORTSMAN SPENDING \$1,024 ON FOOD, LODGING, EQUIPMENT, REAL ESTATE LEASES, AND CONSERVATION FEES, IT IS HARDLY A SURPRISE THAT ONE MILLION JOBS ARE DIRECTLY OR INDIRECTLY SUPPORTED BY HUNTING AND FISHING.

OF COURSE DOLLARS AND CENTS ALONE DO NOT REPRESENT THE TRUE WORTH OF OUR OUTDOOR TRADITIONS. WEALTHIER THAN ANY MILLIONAIRE IS ONE WITH GREATER AWARENESS, UNDERSTANDING, AND RESPECT OF THE NATURAL ENVIRONMENT AND ITS WILDLIFE. WEALTHIER STILL ARE THE ETHICAL HUNTERS AND ANGLERS WHO SHARE THIS TREASURE WITH A YOUNGSTER, FRIEND OR RELATIVE.

IN RECOGNITION OF PAST AND CURRENT CONSERVATION ACHIEVEMENTS OF ETHICAL HUNTERS AND ANGLERS IN HENDERSON COUNTY, WE THE COMMISSION OF HENDERSON COUNTY DO HEREBY PROCLAIM SATURDAY, SEPTEMBER 26, 1998 AS:

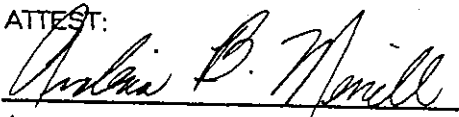
HUNTING AND FISHING DAY IN HENDERSON COUNTY.

THIS THE 8TH DAY OF SEPTEMBER, 1998.



ROBERT D. EKLUND, CHAIRMAN
HENDERSON COUNTY BOARD OF COMMISSIONERS

ATTEST:



AVALINA B. MERRILL, ACTING CLERK

HENDERSON COUNTY BOARD OF COMMISSIONERS

100 North King Street
Hendersonville, North Carolina 28792-5097
Phone 828-697-4808 • Fax: 828-698-6183
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BOB EKLUND
Chairman
GRADY HAWKINS
Vice-Chairman

VOLLIE G. GOOD
RENEE KUMOR
DON WARD

RESOLUTION

WHEREAS, on September 17, 1997, pursuant to NCGS 47-30.2, the Henderson County Board of Commissioners adopted a Resolution appointing one or more named persons experienced in mapping or land records management as Review Officers, with the same being recorded in the Office of the Register of Deeds for Henderson County;

WHEREAS, the Henderson County Board of Commissioners desires to appoint Chris Timberlake as Review Officer.

WHEREAS, PURSUANT TO NCGS 47-30.2, said appointment must be made by resolution with said resolution being recorded in the Office of the Register of Deeds for Henderson County;

NOW THEREFORE, BE IT RESOLVED BY THE Henderson County Board of Commissioners as follows:

1. That Chris Timberlake is experienced in mapping and/or land records management; and, pursuant to NCGS 47-30.2, is hereby appointed as Review Officer in Henderson County;
2. That Chris Timberlake, as a Review Officer, shall comply with all statutory requirements and shall follow all procedures, statutorily prescribed and as prescribed in that Resolution adopted September 17, 1997;
3. That the Resolution adopted September 17, 1997 will continue in effect except as modified by this Resolution;
4. That this Resolution shall be recorded in the Office of the Register of Deeds for Henderson County as soon as practicable after its adoption.

THIS the 19th day of August 1998.

HENDERSON COUNTY BOARD OF COMMISSIONERS

By: _____

Robert D. Eklund
Robert D. Eklund, Chairman

ATTEST:

Elizabeth W. Corn
Elizabeth W. Corn, Clerk to the Board

(COUNTY SEAL)

STATE OF NORTH CAROLINA

HENDERSON COUNTY

TO THE TAX COLLECTOR OF HENDERSON COUNTY:

You are hereby authorized, empowered, and commanded to collect the taxes set forth in the tax records filed in the Henderson County Tax Collector's Office and in the tax receipts herewith delivered to you, in the amounts and from the taxpayers likewise therein set forth. Such taxes are hereby declared to be a first lien upon all real property of the respective taxpayers in the County of Henderson, and this order shall be a full and sufficient authority to direct, require, and enable you to levy on and sell any real or personal property of such taxpayers, for and on account thereof, in accordance with law.

WITNESS my hand and official seal, this 25th day of August, 1998.

HENDERSON COUNTY BOARD OF COMMISSIONERS

BY:

Robert D. Eklund
Robert D. Eklund, Chairman

ATTEST:

Elizabeth W. Corn
Elizabeth W. Corn, Clerk to the Board

[OFFICIAL SEAL]

MARGARET R. PARDEE MEMORIAL HOSPITAL
FY 1998 - 1999 BUDGET PROPOSAL
Presentation to Henderson County Board of Commissioners
August 19, 1998

BUDGET TIMETABLE FY 1998 - 1999

- April 7 - Distribute to Department Managers:
"Budget Timetable"
"Capital Equipment Request Forms"
"New Program Forms"
- April 7 - Distribute **"Capital Equipment Request Forms"** to Medical Staff.
- April 20 - Verify key historical statistics with department managers and distribute **"Volume History"** through March, 1998.
- April 24 - Physicians turn in copies of **"Capital Equipment Requests"** to Hospital Administration. Department Managers follow up with applicable physicians.
- May 4 - FY 1999 **"New Program and Volume Statistics"** due from department managers.
- May 4 - Medical staff departments review capital equipment requests and establish priorities.
- May 14 - Key Statistic Reports presented at Executive Group meeting.
- May 15 - All **"Capital Equipment Requests"** due, other than Physician Request forms.
- May 20 - Distribute **"Budget Workpapers"** that will assist Department Managers in reviewing:
 1. **"Personnel Budget"**
 2. **"Other Expense Budget"**
- May 25 - Review of Medical Staff capital equipment requests with Medical Executive Committee.
- May 28 - Review **"Requests for Capital Equipment"** with Executive Group.
- May 28,29 - Budget Meetings, upon request, with individual Hospital Department Managers and Anna Hanrahan.
- June 4 - ALL **"BUDGET WORKPAPERS"** DUE, return with Administrative approval to Anna Hanrahan.
- June 11 - Summary of Budget due to CFO.
- June 16 - Review and approve of department budgets by CFO.
- June 18 - Preliminary review of **"Department Budgets"** by Executive Group.
- June 19 - Finance Committee preliminary review.
- June 22 - Final approval of Medical Staff **"Capital Equipment Requests"** by Medical Executive Committee (if needed).
- June 25 - Final review of **"Department Budgets"** by Executive Group (if needed).
- July 17 - Final Budget Presentation to Finance Committee.
- Aug 3, 4 - Budget workshops for Board Members.
- Date TBA - Budget presentation to County Commissioners.
- Aug 28 - Final approval of Budget by Board Members.
- Aug 31 - Send **"Approved Budget"** package to BC/BS for their review (if needed).
- Sept 15 - Distribute **"Approved 1999 Budgets"** to departments.
- Sept 30 - Final approval due for rates for FY 1999 from BC/BS.
- Oct 1 - Implement new approved hospital rates.

**MARGARET R. PARDEE MEMORIAL HOSPITAL
CAPITAL BUDGET SUMMARY**

DESCRIPTION	Proposed 1999
NURSING	1,106,650
NON-NURSING DEPARTMENTS	1,359,386
MEDICAL STAFF	253,113
RADIOLOGY MEDICAL STAFF	463,500
SUB-TOTAL :	3,182,649
 CAPITAL PROJECTS:	
HOSPITAL UPFIT	300,000
MEDICAL OFFICE BLDG/OUTPT REHAB/TX POOL	1,500,000 (1)
COST ACCTG SYST.(PHYS PRACTICES)	10,000
MANAGED CARE DEVELOPMENT	30,000
MASTER FACILITIES PLANNING	40,000
NETWORK DEVELOPMENT	30,000
NURSING HOME PROJECT	2,000,000
O/P WELLNESS CTR (PT)	500,000 (1)
PHYSICIAN ACCESS SYSTEM	10,000
PHYSICIAN OFFICE-OCC. MEDICINE - FLETCHER	150,000
ROMEO BLDG RENOVATION	50,000
RENOVATION OF OFFICE -RAD ONCOLOGY	6,500
OVERHEAD LIGHTING-CARDIOPULMONARY	3,000
O2/CYLINDER RM EXPANSION-CARDIOPULM.	20,000
CARDIOLOGY SCHEDULING PROJECT	9,000
REMODEL BUSINESS OFFICE	13,000
RENOVATIONS FOR CARDIOLOGY,SLEEP RT	26,000
SIGNAGE PROJECT	40,000
CLINICAL INFO SYSTEMS	1,000,000 (1)
ACCOUNTING OFFICE RENOVATION	30,000
EDUCATION CLASSROOM UPFIT	40,000
BLUE RIDGE HEALTH CENTER	283,000
CONSULTANT FOR P.A.C.S. PROGRAM	60,000
SUB-TOTAL (Projects)	6,150,500
 CONTINGENCY & UNBUDGETED	 300,000
 YR 2000 COMPLIANCE	 499,356
 TOTAL CAPITAL BUDGET :	 10,132,505

	Total Project Cost
(1) MEDICAL OFFICE BUILDING/REHAB	4,100,000
O/P WELLNESS CENTER	2,900,000
CLINICAL INFORMATION SYSTEM	3,651,382
FINANCIAL INFORMATION SYSTEM	2,091,823
(Contingent on purchasing the Clinical and Financial in one package)	

MARGARET PARDEE MEMORIAL HOSPITAL				
HENDERSONVILLE, NC				
PROJECTED CURRENT YEAR		ACTUAL vs. FISCAL YEAR 1999 BUDGET		
08/05/98				
		PROJECTED	BUDGET W/NEW	
		ACTUAL	FACILITY	DOLLAR
		F.Y. 1998	F.Y. 1999	VARIANCE
INCOME:				
INPATIENT ROUTINE MED/SURG		\$8,903,981	\$8,968,924	\$64,943
INPATIENT ROUTINE ICU		1,512,464	1,512,464	\$0
ROUTINE MENTAL HEALTH		2,606,988	2,729,516	122,528
INPATIENT ROUTINE S.N.F.		1,753,145	3,720,687	1,967,542
ANCILLARY - ACUTE I/P		44,943,723	47,260,243	2,316,520
ANCILLARY - O/P		37,807,572	39,755,708	1,948,136
ANCILLARY - C.L.S.		1,233,126	1,246,896	13,770
ANCILLARY - M.H.U.		1,167,179	1,263,528	96,349
ANCILLARY - S.N.F.		3,346,170	2,717,314	(628,856)
EMERGENCY DEPT REVENUE		6,505,896	6,567,468	61,572
HOME HEALTH, CAP & OTHER		6,613,422	6,960,155	346,733
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GROSS PATIENT SVC REVENUE		\$116,393,666	\$122,702,903	\$6,309,237
GROSS PATIENT REVENUE WITH RATE INC.		\$116,393,666	\$125,108,529	\$8,714,863
LESS: REVENUE DEDUCTIONS				
BAD DEBT (NET OF RECOVERIES)		\$6,052,471	\$6,134,346	\$81,875
CONTRACTUAL ADJ. - CURR. YEAR		40,155,815	* 45,175,160	5,019,345
ESTIMATED PRIOR YR. SETTL'MNT.		0	(1,200,000)	(1,200,000)
MANAGED CARE ALLOWANCES		2,909,842	3,925,982	1,016,140
CHARITY & OTHER DEDUCTIONS		1,280,330	1,594,930	314,600
		-----	-----	-----
TOTAL DEDUCTIONS.....		\$50,398,457	\$55,630,417	\$5,231,960
		-----	-----	-----
NET PATIENT SERVICE REVENUE ↑ 5%		\$65,995,209	\$69,478,112	\$3,482,903
OTHER OPERATING INCOME ↑		805,008	845,258	40,250
		-----	-----	-----
NET INCOME.....		\$66,800,217	\$70,323,370	\$3,523,153

* = They write off \$45 million
of the \$125 million charged.
(for Medicaid & Medicare)

MARGARET R. PARDEE MEMORIAL HOSPITAL
FISCAL YEAR ENDING 9/30/99

FUTURE CAPITAL RESERVE REQUIREMENTS

NURSING HOME PROJECT	\$	2,000,000
MEDICAL OFFICE BUILDING/OUTPATIENT REHAB.	\$	4,100,000
CLINICAL INFORMATION SYSTEM	\$	3,651,382
FINANCIAL INFORMATION SYSTEM	\$	2,091,823
WELLNESS CENTER	\$	2,900,000
MASTER SITE PLAN	\$	15,000,000
90 DAY OPERATING EXPENSES	\$	15,277,369
TOTAL CAPITAL RESERVE REQUIREMENTS	\$	45,020,574

next
3-4 yrs.

CURRENT CAPITAL REQUIREMENTS

MEDICAL OFFICE BUILDING/REHAB CENTER	\$	4,100,000
NURSING HOME PROJECT	\$	2,000,000
ETOWAH CLINIC	\$	545,000
MASTER SITE PLAN	\$	5,741,896
STRATEGIC PLAN - OTHER	\$	500,000
90.9 DAYS OPERATING EXPENSE RESERVES	\$	14,031,656
TOTAL CURRENT CAPITAL RESERVES	\$	26,918,552

3754 - out

Margaret R. Pardee Memorial Hospital
"Adjusted Value" Calculation (1) (2)
September 30, 1997

"Property, Plant & Equipment:" (1)

Property and equipment, net	\$	41,122,707
Cash & cash equivalents		3,474,353
Accounts receivable, net		11,023,724
Investments designated as funded depreciation		20,756,697
Restricted funds		<u>114,940</u>

Total "Property, Plant & Equipment" (2) \$ 76,492,421

Intangible Assets 0

Total Intangible Assets 0

Total Eligible Assets (2) \$ 76,492,421

Applicable Percentage - 50% 38,246,211

Total "Adjusted Value" (1) \$ 38,246,211

(1) As defined on page 7 in lease agreement as "Property Plant & Equipment"

(2) As per F.Y. 1997 financial statements audited by Coopers & Lybrand, L.L.P. CPA's

REQUEST FOR BOARD ACTION

**HENDERSON COUNTY
BOARD OF COMMISSIONERS**

MEETING DATE: August 3, 1998

SUBJECT: Tax Refunds

ATTACHMENTS: Refund Report

The enclosed refund requests (15) have been reviewed by the County Assessor and as a result of that review, it is the opinion of the Assessor that these findings are in order. The supporting documentation is on file in the County Assessor's Office.

These refund requests are submitted for the approval by the Henderson County Board of Commissioners.

COMMITTEE REPORT 08/03/98
REFUNDS

RELEASE
07/28/96

P

CP	Taxpayer Name	Taxbill	Total	Reason
	BARNETT, B A	95A0100646	\$44.34	ACREAGE RECONCILIATION
	BARNETT, B A	96A0100646	\$46.65	ACREAGE RECONCILIATION
	BARNETT, B A	94A0100646	\$40.11	ACREAGE RECONCILIATION
	BARNETT, B A	97A0100646	\$48.96	ACREAGE RECONCILIATION
	FOWLER, FREDDY & BOBBIE JEAN	97A8804510	\$103.20	1989 MH WAS SOLD IN 1995 TO M. HEFLIN (BUNCOMBE CTY)
	HOOTS, ROY TIMOTHY & ANITA	97A0601056	\$8.61	ACREAGE RECONCILIATION ASSESS BY DEED ACRES 2.55 MAPPED AT 3.03, WAS CORR BY MAP IN 92 NOT IN APPRAISAL
	HOOTS, ROY TIMOTHY & ANITA	96A0601056	\$8.19	ACREAGE RECONCILIATION ASSESS BY DEED ACRES 2.55 MAPPED AT 3.03, WAS CORR BY MAP IN 92 NOT IN APPRAISAL
	HOOTS, ROY TIMOTHY & ANITA	93A0601056	\$6.76	ACREAGE RECONCILIATION. ASSESS BY DEED ACRES 2.55. PROPERTY MAPPED AS BEST AS POSSIBLE AT 3.03
	HOOTS, ROY TIMOTHY & ANITA	94A0601056	\$6.76	ACREAGE RECONCILIATION. ASSESS BY DEED ACRES 2.55 REMAPPED AT 3.03, WAS CORRECTED BY MAP IN 92 NOT APPR
	HOOTS, ROY TIMOTHY & ANITA	95A0601056	\$7.91	ACREAGE RECONCILIATION ASSESS BY DEED ACRES 2.55 MAPPED AT 3.03, WAS CORR BY MAP IN 92 NOT IN APPRAISAL
	KIDD, RICHARD L	95A9934746	\$49.49	VALUE REDUCED PER APPEAL TO PTC
	KIDD, RICHARD L	96A9934746	\$50.47	VALUE REDUCED PER APPEAL TO PTC
	KIDD, RICHARD L/TR KIDD, RICHARD L/TRUST	97A9934746	\$53.41	VALUE REDUCED PER APPEAL TO PTC

3756

3757 P

RELEASE, MNT
07/28/98
COMMISSIONER'S REPORT 08/03/98
REFUNDS

Taxpayer Name	Taxbill	Total	Reason
MESSER, KENNETH MESSER, TRACY	97A8804008	\$104.05	SOLD TO L. HORNSEY IN 1996 DISCOVERY DONE #201682
WHITE, EUGENE	97A89941697	\$163.07	SOLD IN 1996, BILL SHOULD HAVE WENT TO WILLIAM HUNTER, DISCOVERY MADE TO MR HUNTER

TOTAL REFUNDS >>> \$741.98

REQUEST FOR BOARD ACTION**HENDERSON COUNTY
BOARD OF COMMISSIONERS**

MEETING DATE: August 3, 1998
SUBJECT: Tax Releases
ATTACHMENTS: Releases Report

The enclosed release requests (31) have been reviewed by the County Assessor and as a result of that review, it is the opinion of the Assessor that these findings are in order. The supporting documentation is on file in the County Assessor's Office.

These release requests are submitted for the approval by the Henderson County Board of Commissioners.

Taxpayer Name	Taxbill	Total	Reason
ACCOUNT, TEST BAIRD, ROBERT D	95A8802361	\$33.11	BILL ON TEST ACCOUNT

BRYSON, CHRISTOPHER C BRYSON, PATIENCE L	97A8804078	\$79.65	SOLD TO J. REESE #38697
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BRYSON, CHRISTOPHER C BRYSON, PATIENCE L	96A8804078	\$76.99	SOLD TO J REESE #38697
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BUCKNER, WAYNE	96A7745.02	\$3.47	PROPERTY OWNER DID NOT OWN 1/1/78
----------------	------------	--------	-----------------------------------

CASE, CHERYL CASE, JOSEPH	97A8807687	\$51.05	VALUE TOO HIGH
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FERGUSON, HARRY	97A8801914	\$87.06	SOLD TO C MILLER #87625
-----------------	------------	---------	-------------------------

HICKS, LILLIE P.	97A8804791	\$100.66	OWNED BY J. HENDERSON DISCOVERY BILL
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KIDS CLUB	97A87198.01	\$106.66	FILED AN AMENDED RETURN TO NEGATE THE ARBITRARY ASSESSMENT
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MCCANN, JOSEPH PATRICK	97A9959096.1	\$218.96	THIS PROPERTY WAS ORIGINALLY BILLED AS 2 PARCELS FOR 1977. PAYMENT HAS BEEN APPLIED TO ORIG. BILL OK
------------------------	--------------	----------	--

MCLEAN, LARRY M MCLEAN, GLORIA	96A8803894	\$43.70	MH WAS LISTED AS A 1985 SHOULD HAVE BEEN A 1974
-----------------------------------	------------	---------	--

PAGE, SABRA A	97A8805392	\$18.34	VALUE TOO HIGH FOR 1986 DAKDOVE
---------------	------------	---------	---------------------------------

PAUMELS, JOHN ROBERT	97A8803071	\$98.58	DOES NOT OWN THIS MH
----------------------	------------	---------	----------------------

PAUMELS, JOHN ROBERT	97A8803063	\$72.82	DOES NOT OWN MH
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3760

Employer Name

Tax Bill

Total

Reason

PAUMELS, JOHN ROBERT

95A8803071

\$109.77

DOES NOT OWN MH

PAUMELS, JOHN ROBERT

96A8803071

\$113.65

DOES NOT OWN MH

PAUMELS, JOHN ROBERT

96A8803063

\$89.27

DOES NOT OWN MH

PAUMELS, JOHN ROBERT

95A8803063

\$86.21

DOES NOT OWN MH

PILAND, HORACE

97A8807822

\$46.54

DOES OWN MH, BUT IN CONWAY, NC

PILAND, HORACE

94A124361.01

\$49.52

DOES NOT MH, BUT LIVES IN CONWAY, NC

PILAND, HORACE

96A124361.01

\$58.23

OWNS, BUT RESIDES IN CONWAY, NC

PILAND, HORACE

95A124361.01

\$51.91

DOES NOT MH, BUT IN CONWAY, NC

RHODES, ERMA H

95A8808770

\$147.11

MH WAS LISTE & PAID ON #91854

SCHRIEBER, BEATRICE ANN
SCHRIEBER, JOHN RAYMOND

97A8806396

\$12.40

CLERICAL ERROR.
TOTAL ASSESSED VALUE IS \$36840.
INCORRECTLY ENTERED AS \$38940.00

SCHULZE, BERTHA L
SCHULZE, CONLEY

97A8803621

\$10.36

NEVER OWNED A TT IN HENDERSON COUNTY

SCHULZE, BERTHA L
SCHULZE, CONLEY

96A8803621

\$9.79

NEVER OWNED A TT IN HENDERSON COUNTY

SCOTT, EDWARD L

97A8804713

\$42.04

INCORRECTLY LISTED AS A 1993, SHOULD BE A 1983

RELEASE
07/28/98

COMMITTEE'S REPORT 08/03/98
RELEASES

Taxpayer Name

Taxbill

Total

Reason

WALDEN, BRENDA

94A91484.02

\$13.46

DBL BILLED ON 60 CATA MH
ON #94954

WALDEN, BRENDA

95A91484.02

\$13.58

DID NOT OWN 60 CATA MH
IN 1995

WALDEN, BRENDA S

95A8805439

\$19.73

DID NOT OWN A 60 CATA MH
IN 1995

WALDEN, BRENDA S

97A94954.01.1

\$89.00

DBL BILLED ON 89 OAKWOOD
#97A8805438

WYATT, MIKE

97A880664Z

\$187.75

1996 MH BOUGHT & REPOED
IN 1996

TOTAL RELEASES >>>

\$2140.5

HENDERSON COUNTY TAX COLLECTOR
200 NORTH GROVE STREET, SUITE 66
HENDERSONVILLE, NORTH CAROLINA 28792
PH (704) 697-5595
FAX (704) 698-6153

3762
as of yesterday

TERRY F. LYDA
TAX COLLECTOR

August 19, 1998

Henderson County Board of
Commissioners
100 King Street
Hendersonville, NC 28792

RE: Tax Collector's Report to Commissioners: August 19, 1998

Dear Henderson County Commissioners:

In accordance with your request, this letter is to communicate to you the status of our collection efforts as of this date. Following is a breakdown of the progress we have made since our last report and the steps we have taken to collect all unpaid property taxes:

1998 Real and Personal Property Taxes: We have been working for some time now with the County Assessor's Office to implement a more efficient system for our yearly real and personal property tax billings. Starting this year, we will be switching to a post card format. Attached please find a photocopy of the new bill for your review. One of our main concerns in this area was being able to retain a paper copy of the bill for reference purposes. While this new format provides all the identification information needed by the taxpayer, it will qualify for a reduced postage rate, and we will still be able to retain paper copies of the bills. We are currently having the bills printed and hope to receive them shortly. We will keep you informed as to the success of this new endeavor and also as to the estimated amount we are saving Henderson County in postage fees by going to the post card format.

1997 Unpaid Real and Personal Property Taxes: We are continuing to personally contact those persons who owe \$300.00 or more in 1997 taxes. In addition, we are scheduled to rebill the 1997 unpaid taxes in October of this year.

1996 Unpaid Real Property Taxes: We are in the process of conducting a title examination on each of these properties to determine all record owners. We plan to file Judgments with the Clerk of Superior Court on or about December 1, 1998. At this point, we have 351 parcels on which we intend to commence foreclosure. This number is down from 428 parcels at this time last year.

Henderson County Board of Commissioners
 August 18, 1998
 Page Two

1995 Unpaid Real Property Taxes: We had a Sheriff's auction on the 1995 unpaid parcels on August 10, 1998 at 12:00 Noon. We sold six parcels at this year's sale, those parcels being identified as follows:

<u>PIN No.</u>	<u>Listing Owner</u>	<u>Property Description</u>	<u>Tax Due</u>	<u>High Bidder</u>	<u>Bid Amount</u>
01-06237	Michael Horne	Whitted Street	316.38	Daniel Pridmore	575.00
01-06235	Michael Horne	1 ac., Mine Gap Rd.	233.31	Daniel Pridmore	450.00
99-37932	A.H. Miller	L. 175, Highland Lake	493.99	Kerry Lindsey	8,000.00
01-13350	Y.D. Rey, etal	L. 107, .91 ac., Mtn. Home	242.27	Ted Barnett	9,100.00
99-42769	Willow Ridge Partnership	L. 26, PH II, Willow Ridge	270.13	Robert Johnston	6,000.00
99-42768	Willow Ridge Partnership	L. 27, PH II, Willow Ridge	297.31	Thomas G. Stewart	8,000.00

The Reports of Sale were filed by the Sheriff on August 10, 1998, so the ten-day upset period will expire at 5:00 p.m. on August 20, 1998. Within this period, the taxes may be paid, thereby voiding the sale; or the bid can be upset, in which case a resale of the property is conducted in essentially the same manner as the original sale.

In an attempt to answer any questions you may have, we are also attaching two Amendments to the Ord. for Procedural Details, all of which have been signed by the Clerk of Court. The first Amendment concerns the manner in which an upset bid may be filed. It provides that at any resale of the property, anyone wishing to upset a bid must either deposit with the Clerk *the entire amount of the amount of their bid* or a bond in that amount. This was done several years ago to prevent the abuse of the resale process. The Second Amendment outlines the Clerk's policy with respect to any surplus amounts resulting from the sales.

Delinquent Personal Property (consisting primarily of mobile homes): We have made progress in our endeavor to establish a connection to the North Carolina Department of Motor Vehicles newly implemented "STARS" computer system, which should allow us to log directly into the DMV computer in order to obtain updated title information. We are hopeful that this information will allow us to correct any erroneous mobile home billings and allow us to obtain lienholder information on mobile homes which will aid in the collection of delinquent taxes. We will keep you informed as our progress continues. The Henderson County Assessor's Office is currently in the process of reattaching the mobile homes to the real estate so that the mobile homes will become part of the real property tax bill, thereby allowing us to institute foreclosure proceedings on any that remain unpaid.

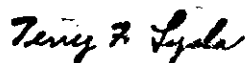
Henderson County Board of Commissioners
August 18, 1998
Page Three

Unpaid Motor Vehicle Tax: All motor vehicle tags (that have delinquent tax due) that are to be renewed up to October 1, 1998 have been blocked so as to prevent the vehicle owner from renewing his or her tag until such tax has been paid. We understand that when we establish our connection to the STARS computer system, we will be able to remove tax blocks and change addresses on vehicle registrations directly from our office, thereby making it much easier for taxpayers to renew their vehicle registrations and pay their taxes.

As a matter of record, on our 1998 tax levy, which bills are not technically due until September 1, 1998, we have already collected \$392,982.04 as of the date of this writing.

We are hopeful that this information will be of assistance to you. Please be assured that we will continue to maintain our outstanding collection record as evidenced by our past performance.

Respectfully submitted,



Terry F. Lyda
Tax Collector

P_7778, g black

REORDER FROM: **B** BROOKS FORMS & SYSTEMS, INC.

828-687-7131

FORM NO. 98-24253 7778/98

PLEASE
REMIT TO:
TERRY F. LYDA, TAX COLLECTOR
200 N. GROVE ST., SUITE 66
HENDERSONVILLE, N.C. 28792-5027

FIRST CLASS MAIL
U.S. POSTAGE PAID
HENDERSONVILLE, NC
PERMIT NO. 132

BILL NUMBER	PARCEL NUMBER
ACCOUNT NO.	DEFERRED AMOUNT
	EXEMPTION
	DESCRIPTION OF PROPERTY
REAL ESTATE VALUE	PERSONAL PROPERTY VALUE
	TOTAL VALUATION
	TAXES LEVIED

TOTAL AMOUNT DUE

1998 TAX STATEMENT

THIS IS THE ONLY NOTICE YOU WILL RECEIVE

SEE REVERSE SIDE

(1)

KA

STATE OF NORTH CAROLINA

COUNTY OF HENDERSON

1995 JUL 27 AM 10:26

IN THE GENERAL COURT OF JUSTICE
SUPERIOR COURT DIVISION
BEFORE THE CLERK

AMENDMENT TO ORDER FOR PROCEDURAL DETAILS

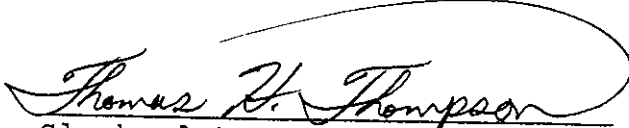
In an effort to speed up the process of the IN REM foreclosure proceedings as used by the County of Henderson and likewise to secure the sale of said properties which are being sold, the Court, on its own Motion, makes the following Amendment to the Order for Procedural Details, which Order was entered on November 13, 1989.

1. Prospective purchasers at any foreclosure resale will be required to deposit the full amount of the bid as a cash bond or in lieu thereof, at the option of the bidder, a surety bond approved by the Clerk of Superior Court for Henderson County equal to the amount of the bid.

2. All bids will remain open for upset bids for ten (10) days following the filing of the Report of Resale of said properties. Anyone desiring to make an upset bid on said properties will likewise be required to deposit the whole amount of the bid as a cash bond or in lieu thereof, a surety bond approved by the Clerk of Superior Court for Henderson County equal to the amount of the bid.

This Order shall become effective immediately upon the date of signing and shall likewise remain in full force and effect for all foreclosure proceedings held by Henderson County for taxes from this date forward.

This, the 27th day of July, 1995.


Clerk of Superior Court
Henderson County, North Carolina

STATE OF NORTH CAROLINA
COUNTY OF HENDERSON

IN THE GENERAL COURT OF JUSTICE
SUPERIOR COURT DIVISION
BEFORE THE CLERK

SECOND AMENDMENT TO ORDER FOR PROCEDURAL DETAILS


In an effort to clarify certain post-sale aspects of the processing of the *In Rem* foreclosure proceedings as used by the County of Henderson, the Court, on its own Motion, makes the following Second Amendment to the Order for Procedural Details, which Order was entered on November 13, 1989 and amended on July 27, 1995.

1. Any surplus of the bid amount resulting from a tax foreclosure after Court costs shall be used to pay any remaining taxes for subsequent years due Henderson County. After that, any surplus shall be used to pay any taxes due to any taxing unit other than Henderson County, should it desire to make application under N.C.G.S. 1-339-71.
2. The remaining balance of the bid amount on said property shall then remain on deposit in the Office of the Clerk of Superior Court for Henderson County, North Carolina for a period of one year from the date of the Confirmation of said sale, during which time any person claiming to have a record interest in said property may make application to the Clerk of Superior Court for disbursement of the surplus as outlined in N.C.G.S. 1-339-71.
3. At the expiration of the one-year period as set forth in Paragraph 2 above, the Clerk of Superior Court shall disburse any surplus funds resulting from a tax foreclosure sale to the former owner(s) of said foreclosed parcel. If the owner(s) of said property cannot be determined or if the location of said owner(s) cannot be ascertained, the Clerk of Superior Court will escheat the surplus funds to the State of North Carolina at such time as he is empowered to do so.

This Second Amendment to Order for Procedural Details is intended to supplement all prior Orders of this Court regarding processing of the *In Rem* foreclosure proceedings. All other Orders and Amendments shall remain in full force and effect.

This Order shall become effective immediately upon the date of signing and shall likewise remain in full force and effect for all foreclosure proceedings held by Henderson County for taxes from this date forward.

This, the 30th day of March, 1998.


Clerk of Superior Court
Henderson County, North Carolina

HENDERSON COUNTY BOARD OF COMMISSIONERS

100 North King Street
 Hendersonville, North Carolina 28792-5097
 Phone: 704-697-4808 • Fax: 704-698-6183
 TDD: 704-697-4580

BOB EKLUND
 CHAIRMAN
 GRADY HAWKINS

VOLLIE G. GOOD
 RENEE KUMOR
 DON WARD

**JOINT RESOLUTION OF HENDERSON COUNTY AND
 THE VILLAGE OF FLAT ROCK
 TO PROVIDE FOR ZONING REGULATION WITHIN THE MUNICIPAL LIMITS OF
 THE VILLAGE OF FLAT ROCK**

WHEREAS, the Village of Flat Rock was incorporated on June 29, 1995; and

WHEREAS, in accordance with the Village Charter and North Carolina General Statutes Section 160A-360, the Village of Flat Rock elected, under G.S. 160A-360(f), to have Henderson County administer zoning regulations within the Village municipal limits until such future time that the Village was prepared to administer its own zoning regulations; and

WHEREAS, the Village of Flat Rock Planning Board, with professional assistance from the North Carolina Department of Commerce, Division of Community Assistance, has prepared a Zoning Ordinance and Map for the Village involving extensive local input; and

WHEREAS, on July 22, 1998 the Village Council held a public meeting on the proposed Zoning Ordinance and Map, and following the public meeting, made final adjustments to the text of the document; and

WHEREAS, on August 13, 1998, the Village of Flat Rock will hold a formal public hearing, pursuant to G.S. 160A-364, on the new Zoning Ordinance and Map; and

WHEREAS, on August 13, 1998, following the public hearing, the Village of Flat Rock Council intends to adopt the new Zoning Ordinance and Map; and

WHEREAS, in anticipation of the adoption of this new Zoning Ordinance and Map, the Flat Rock Council did, on June 11, 1998, adopt Resolution Number 34, requesting the Henderson County Board of Commissioners, as provided for in G.S. 160A-360(g), to relinquish its governing powers concerning zoning within the municipal limits of the Village of Flat Rock; and

WHEREAS, the Village of Flat Rock intends to fully comply with all legal requirements outlined in G.S. 160A-360(i) and G.S. 153A-344.1, upon the effective date of the new Flat Rock Zoning Ordinance or the adoption of this Joint Resolution, whichever comes later; now

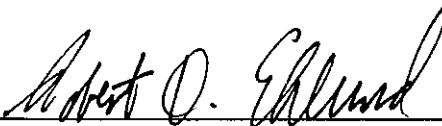
THEREFORE BE IT RESOLVED by the Flat Rock Village Council and the Henderson County Board of Commissioners as follows:

1. All land lying within the corporate limits of the Village of Flat Rock, North Carolina, shall be regulated by the Village of Flat Rock in accordance with the Flat Rock Zoning Ordinance effective upon either (1) the adoption of said ordinance by the Flat Rock Village Council or (2) the adoption of this joint resolution by both the Village of Flat Rock and Henderson County, whichever occurs later.

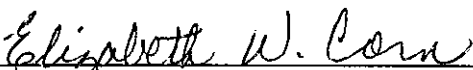
2. The Henderson County Board of Commissioners hereby relinquishes its zoning authority within the corporate limits of the Village of Flat Rock immediately upon either (1) the adoption of the Flat Rock Zoning Ordinance by the Flat Rock Village Council where the effective date of such ordinance shall also be effective immediately upon adoption or upon (2) the adoption of this joint resolution by both the Village of Flat Rock and Henderson County, whichever occurs later.
3. The Village of Flat Rock will comply with North Carolina General Statutes G.S. 160A-360(i) and G.S. 153A-344.1 regarding any vested rights accruing to individuals, organizations or corporations.
4. Upon adoption of the Flat Rock Zoning Ordinance, Henderson County will honor the standards and review procedures of said zoning ordinance, as well as provisions of the Henderson County Land Development Ordinance, as amended or superseded, when reviewing development applications that are submitted to Henderson County. Where there is a conflict in interpreting a particular application, the County and Village agree to cooperatively resolve the conflict.
5. Henderson County shall make available to the Village of Flat Rock any pertinent documents or maps associated with the prior administration of the Henderson County Zoning Ordinance within the corporate limits of the Village of Flat Rock.

THIS 19th day of August, 1998.

HENDERSON COUNTY BOARD OF COMMISSIONERS

BY: 
Robert D. Eklund, Chairman

ATTEST:

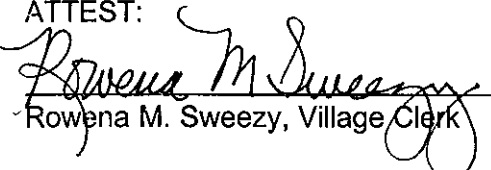

Elizabeth W. Corn, Clerk to the Board

THIS 24th day of August, 1998.

VILLAGE OF FLAT ROCK COUNCIL

BY: 
Cyrus C. Highlander, Mayor

ATTEST:


Rowena M. Sweezy, Village Clerk

HENDERSON COUNTY BOARD OF COMMISSIONERS

100 North King Street
 Hendersonville, North Carolina 28792-5097
 Phone 828-697-4808 • Fax: 828-698-6183
 TDD: 828-697-4580

BOB EKLUND
 Chairman
 GRADY HAWKINS
 Vice-Chairman

VOLLIE G. GOOD
 RENEE KUMOR
 DON WARD

BUDGET DEVELOPMENT RESOLUTION

In an effort to make the budget process more open and understandable and to make our intentions for fiscal action clear to the community, the Henderson County Board of Commissioners hereby adopts the following resolution:

RESOLVED, that the Henderson County Board of Commissioners, acknowledging that budgeting is not an end in itself, but an integral part of our governing responsibility and that budget development is a year-round process, adopts a budgeting process and reflects our overall governing philosophy and requests this process be reviewed and followed by future Boards:

1. The Board shall develop a budget each year, using the previous year ad valorem dollar value, not the previous year tax rate, as our base to measure an increase or decrease, and to explain clearly any increase or decrease from the prior year;

2. In a year that also includes property reassessment, the Board will communicate effectively to the community the change in property value as a result of reassessment, the relationship of the new ad valorem dollar value less any additions or deletions, to current ad valorem dollar value and the relationship of the current and future tax rates with the objective of demonstrating to the community that growth in the ad valorem dollar amount budgeted of the reassessment year is revenue neutral. Any increase or decrease in overall spending relative to the established base budget will be clearly explained to the community. The Board acknowledges that the term revenue neutral is only valid for the gross base budget, individual tax bills under the published revenue neutral rate may reflect an increase or a decrease over the previous year's tax bill;

3. The Board shall evaluate every department on a two year cycle based on Board and County Manager responsibilities as outlined in G.S. 159-10.13. This budget development shall be conducted in workshop settings beginning in 1999;

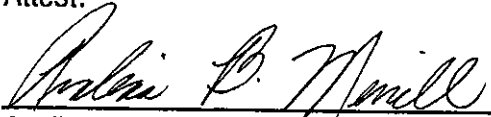
4. The Board shall do a semi-annual review of the current budget in December of each year as the introduction to the budget development process for the upcoming year, and provide for questions from the public;

5. The Board shall develop and communicate to the County residents and staff our philosophical goals, our specific plans and our spending priorities so that these can be used to prepare the proposed annual budget.

Adopted this 8th day of ^{sept.}~~August~~, 1998.


 Robert D. Eklund, Chairman
 Henderson County Board of Commissioners

Attest:


 Avalina B. Merrill, Acting Clerk

