

MINUTES

**STATE OF NORTH CAROLINA
COUNTY OF HENDERSON**

**BOARD OF COMMISSIONERS
WEDNESDAY, AUGUST 21, 2019**

The Henderson County Board of Commissioners met for a regularly scheduled meeting at 9:00 a.m. in the Commissioners' Meeting Room of the Historic Courthouse on Main Street, Hendersonville.

Those present were: Chairman Grady Hawkins, Vice-Chairman William Lapsley, Commissioner Mike Edney, Commissioner Rebecca McCall, Commissioner Charlie Messer, County Manager Steve Wyatt, Assistant County Manager Amy Brantley, Attorney Russ Burrell and Clerk to the Board Teresa Wilson.

Also present were: Finance Director Samantha Reynolds, Director of Business and Community Development John Mitchell, Engineer Marcus Jones, Planning Director Autumn Radcliff, Budget Manager Megan Powell, Capital Projects Manager Thad Ninnemann, Social Services Director Jerrie McFalls, Program Administrator Social Work Kevin Marino, Sheriff's Department Account Technician Lisa Ward, Fire Marshall Kevin Waldrop, HR Director Jan Prichard, Tax Administrator Darlene Burgess, Parks and Recreation Director Carleen Dixon, Park Supervisor Jason Kilgore, Recycling Coordinator Christina Brown, Budget Analyst Sonya Flynn, Project Engineer Natalie Berry & PIO Kathy Finotti – videotaping, Deputy Carl Greco as security.

CALL TO ORDER/WELCOME

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

INVOCATION

The invocation was provided by John Mason of Main Street Baptist Church.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance to the American Flag was led by Chairman Hawkins.

PUBLIC HEARING

Public Hearing for Notice of Intent to Exchange Public Property

Chairman Hawkins made the motion to go into public hearing. All voted in favor and the motion carried.

Pursuant to N.C.G.S. §160A-271, Henderson County proposes to exchange the following described 0.19-acre portion of the Hendersonville Elementary School property for the consideration described below, said portion being described as follows:

Being a portion of those lands, easements, privileges, and appurtenances as described in and conveyed by that deed dated the 28th day of December, 2009, from the Henderson County Board of Public Education to the County of Henderson, as recorded in the Office of the Register of Deeds for Henderson County, North Carolina, in Deed Book 1417 at page 233. The said property is depicted on a survey plat to be recorded upon completion of the exchange, and is more particularly described on the said plat as follows:

Being the "Recombination Parcel 0.19 Acre" as shown on that preliminary plat by survey dated April, 2019 by Hill and Associates Surveyors, PA, drawing #2019019, and being described thereon as follows: BEGINNING at an existing u-post, the same being a point located in the northern boundary of the property described in the deed referenced above and being the southwestern corner of the property of Thomas F. Ramer, as described in Deed Book 742, page 041 in the Office of the Register of Deeds for Henderson County; thence a new divisional line, South 03°46'14" West, 40.78 feet to a #4 rebar set; thence a divisional line North 82°26'54" East 232.81 feet to a #4 rebar set; thence a divisional line North 11°49'37" East, passing an existing u-post at 2.06 feet, whole distance 14.42 feet to an existing bent axle, the same being the southeastern corner of the Ramer tract as described above; thence with the southern boundary of the Ramer tract, North 83°59'52"

Approved:

West 133.64 feet to a point; thence South 79°36'47" West, passing a point in the center line of a proposed 20-foot wide easement for a sewer line at 56.07 feet, whole distance 99.79 feet the point of BEGINNING. Being and containing 0.19 acres, more or less.

In consideration whereof, the County shall receive the proposed 20-foot wide easement for a sewer line as shown on the plat referenced above, more particularly described as follows:

Being an easement for the construction, maintenance, and replacement of a sanitary sewer line, and for ingress, egress, and regress across the property of Thomas F. Ramer, described Deed Book 742, page 041 in the Office of the Register of Deeds for Henderson County, being 20 feet in width and centered on a line described as follows:

Beginning at a point in the second divisional line described above, and runs thence North 38°39'44" West 49.23 feet to a point, said point being located North 79°36'47" East 43.72 feet from an existing u-post, formerly the southwestern corner of the Ramer tract; runs thence on the same bearing North 38°38'44" West, 10.19 feet to a point; thence North 09°41'11" West 136.01 feet to a point at the intersection of the southern margin of Forest Hill Drive, a public street, and an existing asphalt driveway, said point further being the location of a sanitary sewer manhole.

The estimated value of the parcel of property that the County is to receive as above described is at least \$22,800.00. The estimated value of the parcel of property that Thomas F. Ramer and wife Brenda J. Ramer are to receive as above described is \$22,800.00.

Public Input

There was none.

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

INFORMAL PUBLIC COMMENT

1. Gayle Kemp spoke regarding the rights of individuals. She is against House Bill 370.

DISCUSSION/ADJUSTMENT OF CONSENT AGENDA

Commissioner Lapsley made the motion to approve Consent Agenda as presented. All voted in favor and the motion carried.

CONSENT AGENDA consisted of the following:

Minutes

Draft minutes were presented for board review and approval of the following meeting(s):

August 5, 2019 - Regularly Scheduled Meeting

Motion:

I move the Board approves the minutes of August 5, 2019.

Tax Collector's Report

Deputy Tax Collector Luke Small had presented the Tax Collector's Report to the commissioners dated August 12, 2019 for information only. No action was necessary.

Vaya Health – Quarterly Fiscal Monitoring Report (FMR) for the quarter ended June 30, 2019

N.C.G.S. 122C-117(c) requires the staff of the local area mental health authority to provide the County Finance Officer with the quarterly Fiscal Monitoring Report (FMR) within 30 days of the end of the quarter. The County Finance Officer is then required to provide the FMR to the Board of Commissioners at the next regularly scheduled meeting of the board. The attached FMR for Vaya Health was received by the County Finance Officer on July 31, 2019.

Motion:

I move that the Board of Commissioners approves the Vaya Health Fiscal Monitoring Report for the quarter ended June 30, 2019.

583 Piney Ridge Drive chronic public nuisance cleanup

At this Board’s meeting on August 5, the Board found this property – located at 583 Piney Ridge Drive – to be a chronic public nuisance within the meaning of your ordinance and of N.C. Gen. Stat. §153A-140.2.

Staff requests the Board determine whether it wishes County funded cleanup to proceed under §153A-140.2, which allows the “expense of the action to become a lien upon the property . . . collected as unpaid taxes.” Note that the quote does not include any incidental costs of “site preparation” as noted in the bid.

Quote for Demo and some site Cleanup

14x80 Mobile Home w contents & large deck, 12x20 shed full of garbage, site cleanup.

Recyclables & Salvage:

- All Salvage, metal and otherwise becomes property of GQC Demolition & Debris unless otherwise excluded by owner.

Items excluded in cleanup prices:

- All Hazardous Materials, some fluids (oil tanks) and cinder block Permits:
- Permits not included in above pricing.

Site Preparation:

- Septic tanks and fields must be marked with orange flagging/paint to avoid damage to working systems. Damage will be avoided with best efforts but is not guaranteed.
- All utilities must be disconnected before demolition begins. These include electricity, gas lines, oil lines, water & sewer.
- Natural gas lines must be disconnected at the street.

Quote for Demolition & Removal: \$4500.00





Motion:

I move that staff be directed to take action to clean up the chronic public nuisance property at 583 Piney Ridge Drive, have a lien on the property, and collect the same as allowed by law.

2020 Holiday Schedule

The proposed 2020 Holiday Schedule for Henderson County Local Government agencies is provided below. The schedule was developed in accordance with prior year schedules.

HOLIDAY	DATE(S)	WEEKDAY(S)
New Year's Day	January 1, 2020	Wednesday
ML King, Jr.'s Birthday	January 20, 2020	Monday
Good Friday	April 10, 2020	Friday
Memorial Day	May 25, 2020	Monday
Independence Day	July 3, 2020	Friday
Labor Day	September 7, 2020	Monday
Veterans' Day	November 11, 2020	Wednesday
Thanksgiving	November 26 & 27, 2020	Thursday & Friday
Christmas	December 23, 24 & 25, 2020	Wednesday, Thursday & Friday

Motion:

I move that the Board approves the 2020 Holiday Schedule as presented.

2020 Animal Services Center (Shelter) Closing Schedule

The proposed 2020 Animal Services Center (Shelter) Closing Schedule is presented for Board approval.

HOLIDAY	DATE(s)	WEEKDAY(s)
New Year's Day	January 1, 2020	Wednesday
ML King Jr's Birthday	January 20, 2020	Monday
Good Friday	April 10 & 11, 2020	Friday & Saturday
Memorial Day	May 25, 2020	Monday
Independence Day	July 3 & 4, 2020	Friday & Saturday
Labor Day	September 7, 2020	Monday
Veteran's Day	November 11, 2020	Wednesday
Thanksgiving	November 26, 27, & 28, 2020	Thursday, Friday & Saturday
Christmas	December 24, 25 & 26, 2020	Thursday, Friday & Saturday

Note: The shelter is open six days a week. The above schedule is for shelter hours of operation; Animal Services staff will receive the same number of approved paid Holidays as other County employees.

Motion:

I move the Board approves the 2020 Animal Services Center (Shelter) Closing Schedule as proposed by staff.

2020 Solid Waste Closing Schedule

The proposed 2020 Solid Waste Closing Schedule is presented for Board approval:

HOLIDAY	DATE(S)	WEEKDAY(S)
New Year's Day	January 1, 2020	Wednesday
ML King's Birthday	January 20, 2020	Monday
Good Friday	April 10, 2020	Friday
Memorial Day	May 25, 2020	Monday
Independence Day	July 4, 2020	Saturday
Labor Day	September 7, 2020	Monday
Veteran's Day	November 11, 2020	Wednesday
Thanksgiving Day	November 26, 2020	Thursday
Christmas	December 24 & 25, 2020	Thursday and Friday

Motion:

I move the Board approve the 2020 Solid Waste Closing Schedule as proposed by staff.

2020 Library Closing Schedule

The proposed 2020 Library Closing Schedule is presented for Board approval.

PROPOSED LIBRARY SCHEDULE 2020		
Holiday	Date(s)	
New Year	Tuesday December 31, 2019	All Branches close @ 5:00 PM
	Wednesday January 1, 2020	Closed
ML King, Jr.'s Birthday	Monday, January 20, 2020	Closed
Good Friday	Thursday, April 9, 2020	All Branches close @ 5:00 PM
	Friday, April 10, 2020	Closed
Memorial Day	Monday, May 25, 2020	Closed
Independence Day	Friday, July 3, 2020	Closed
	Saturday July 4, 2020	Closed
Labor Day	Monday, September 7, 2020	Closed
Veterans Day	Wednesday, November 11, 2020	Closed
Thanksgiving	Wednesday, November 25, 2020	All Branches close @ 5:00 PM
	Thursday, November 26, 2020	Closed
	Friday, November 27, 2020	Closed
Christmas	Tuesday, December 22, 2020	All Branches close @ 5:00 PM
	Wednesday, December 23, 2020	Closed
	Thursday, December 24, 2020	Closed
	Friday, December 25, 2020	Closed

The above schedule is for Library and branch hours of operation; Library staff will receive the same number of approved paid Holidays as other County employees.

Motion:

I move the Board approves the 2020 Library Closing Schedule as proposed by staff.

Approval of Exchange of Public Property

The Board has held the necessary public hearing and is requested to approve the exchange as noticed.

Motion:

I move that the Board approves the exchange of public property as set out in the published notice of this matter.

Budget Amendment – Restricted Fund Balance Sheriff’s Department

Staff is requesting the Board approve the budget amendment which appropriates fund balance for unused restricted donations for Sheriff’s Office special funds. These funds are derived from restricted donations, to be used for specific programs, including Pawnbroker, K-9, VIP, STAR and Victim’s Assistance. The amounts reflected in the budget amendment are the unspent portion of restricted donations from FY2019, to be carried over and spent in FY2020.

Motion:

I move the Board approves the budget amendment to appropriate restricted fund balance for the special Sheriff’s Office accounts as presented.

DISCUSSION/ADJUSTMENT OF DISCUSSION AGENDA

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

NOMINATIONS

Nominations

1. Asheville Regional Housing Consortium – 1 vac.

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

2. Cane Creek Water and Sewer District Advisory Committee – 1 vac.

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

3. Fire and Rescue Advisory Committee – 1 vac.

Commissioner Messer nominated Michael Miller for position #7. *Chairman Hawkins made the motion to accept the reappointment of Michael Miller to position #7 by acclamation. All voted in favor and the motion carried.*

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

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

5. Home and Community Care Block Grant Advisory Committee – 1 vac.

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

6. Juvenile Crime Prevention Council – 2 vac.

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

7. Library Board of Trustees – 1 vac.

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

8. Mountain Area Workforce Development Board – 2 vac.

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

9. 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.

10. Nursing/Adult Care Home Community Advisory Committee – 11 vac.

Commissioner McCall nominated Charlotte McCurdy for position #9, Jacky Pompanio for position #11. *Chairman Hawkins made the motion to accept the reappointments of Charlotte McCurdy to position #9 and Jacky Pompanio to position #11 by acclamation. All voted in favor and the motion carried.*

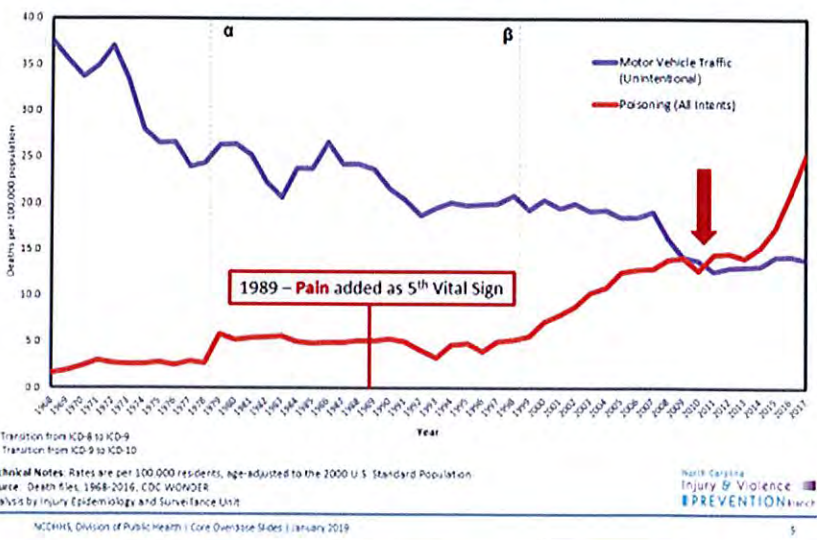
11. Senior Volunteer Services Advisory Council – 3 vac.

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

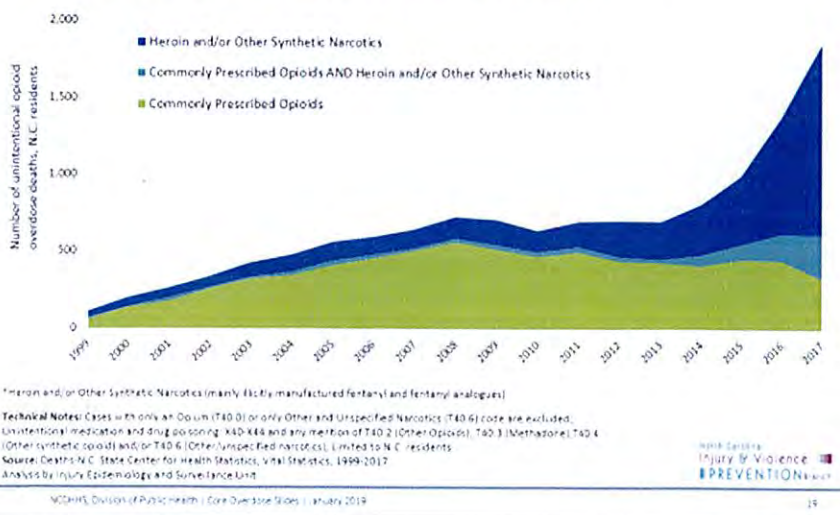
MORE POWERFUL NC

Holly Jones, Community Partnership & Outreach Coordinator with the North Carolina Department of Justice, presented information to the Board on *More Powerful NC*. *More Powerful NC* is a collaborative, public awareness campaign about the Opioid Crisis in North Carolina. The Board is requested to discuss information presented during the discussion, and direct staff accordingly.

Poisoning death rates are higher than traffic crash death rates in N.C.



Illicit opioids* were involved in approximately 80% of unintentional opioid overdose deaths in 2017



Prevention, Treatment and Enforcement

- ◆ Legislation to Reduce Over-Prescribing of Opioids
 - STOP Act
- ◆ Law Enforcement Task Force
 - Synthetic Control Act
 - Hope Act
- ◆ Raise Public Awareness and Encourage Action
 - More Powerful NC Campaign

More Powerful NC:

The Need

- Wide variation in awareness & understanding
- Little guidance on how to take action to address the challenge



More Powerful NC:

Coalition Partners

- DOJ, DHHS, DPI, DOI
- Atrium Health, BCBS-NC
- UNC Health Care Labcorp, Carolina Hurricanes and others



More Powerful NC:

Anthem Video

<https://player.vimeo.com/video/327302640>

Ms. Jones approved the County showing the video on Channel 11.


More Powerful NC:

Website Content

- Get Help
- Get Involved
- Get the Facts

MORE POWERFUL GET HELP GET INVOLVED GET THE FACTS ABOUT

OVERPOWERING NC'S OPIOID EPIDEMIC




Missus Addictus. Double the overdose in the past ten years alone. Oxycodone – including prescription pain medication, heroin, and fentanyl – are devastating lives in North Carolina. It's time for all of us to take the first step in solving the problem, because together, we are more powerful than opioids – and together, we can take back our communities.

More Powerful NC:

Key messages

- Take back unneeded drugs
- Talk to your health care provider
- Talk to your family

NC IS BATTLING AN OPIOID EPIDEMIC. YOU CAN HELP END IT.



MORE POWERFUL MorePowerfulNC.org

More Powerful NC:

Take Action Now

- Take the pledge
- Become a partner
- Pass a resolution
- Link to site

MORE POWERFUL GET HELP GET INVOLVED GET THE FACTS

TAKE ACTION NOW

There are so many things we can all do to take action on the opioid crisis. Right now, you can take a pledge to take action, become a partner, and pass a resolution in your community.

Other County Partnerships

- Pretrial release
- WNC Regional Summit
 - December 6, 2019
 - Southwestern Community College, Sylva

RENAMING OF THE ASHEVILLE METROPOLITAN STATISTICAL AREA

Brittany Brady of the Partnership for Economic Development, stated Henderson County Partnership for Economic Development, the City of Hendersonville and Henderson County would like to establish itself as a “principal city” in the Asheville MSA. Doing so would substantially increase the visibility of both the City of Hendersonville and Henderson County, and enhance the competitiveness for future economic development and further promote tourism activity in Henderson County.

Criteria for identifying principal cities is established by the US Office of Management and Budget. The most recent criteria, established in the Federal Register, Standards for Delineating Metropolitan and Micropolitan Statistical Areas Vol. 75 No. 123; June 28, 2010 in Section 5. Identification of Principal Cities Criteria, provides scenarios in which a city or place can qualify.

The 2010 Standards for Delineating Metropolitan and Micropolitan Statistical Areas, note that that the time is appropriate to petition the US Office of Management & Budget (OMB) to consider Hendersonville’s request to attain principal city designation, as the US Census Bureau prepares to conduct the 2020 Census.

The Purpose



Establish Hendersonville as a principal city within the Asheville MSA



Henderson County is 2nd most populous county in MSA, Hendersonville is 2nd most populous city



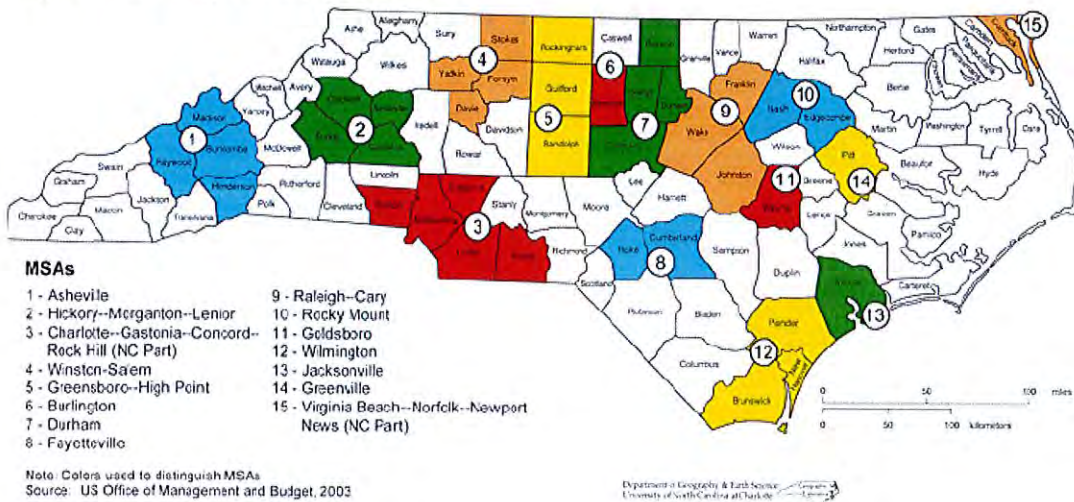
Strong contributor to region’s GDP



Improve marketing and recruitment efforts

Increase competitiveness
Encouraging companies to rely on strength of Henderson County and City of Hendersonville
Promote overall economy and all primary sectors

Figure 6b. Metropolitan Statistical Areas



The Problem

- Principal cities are established by US Office of Management and Budget
 - City must have population of at least 10,000 and less than 50,000, and at least one-third the population size of the largest place, and in which the number of workers working in the place meets or exceeds the workers living in the place
- The County seat, Hendersonville, is geographically small, though densely populated

Municipality	2018 Census Population Estimate	Square Miles
City of Asheville	92,452	45.25
Town of Mills River	7,359	22.5
Town of Woodfin	6,582	9.2
Town of Waynesville	10,112	8.9
Village of Flat Rock	3,362	8.2
City of Hendersonville	14,107	6.97

Utilize County population to help bolster our County Seat to be principal City

	2018-19 Census Population Estimates	Land Area (sq. mi.)
City of Hendersonville	14,107	6.97
Town of Laurel Park	2,321	2.82
Village of Flat Rock	3,362	8.2
Balfour CDP	2,366	1.8
Valley Hill CDP	4,133	2.38
Barker Heights CDP	2,484	1.0
East Flat Rock CDP	9,986	4.3
Total	38,759	27.47



The Path Forward



AS 2020 CENSUS IS APPROACHING, THE 2010 STANDARDS FOR DELINEATING METROPOLITAN AND MICROPOLITAN STATISTICAL AREAS SUGGESTS THE TIME IS NOW TO REQUEST PRINCIPAL CITY DESIGNATION

USE 2020 CENSUS NUMBERS AND GREATER HENDERSONVILLE POPULATION TO BUILD THE CASE THE CENSUS DESIGNATED PLACE OF GREATER HENDERSONVILLE QUALIFY HENDERSONVILLE TO BE A PRINCIPAL CITY

THE CITY OF HENDERSONVILLE WILL BE DISCUSSING THIS MATTER IN SEPTEMBER

The Plan

- In December, the OMB will release the Federal Register call with which have the updated guidelines for MSA naming standards.
- These will be followed by a questionnaire for community feedback. The OMB is aware that there are issues with MSA naming standards.
- There is a 3-year window during which the OMB will rework the changes. That window begins January 1, 2020 when all community feedback must be on the President's desk.
- The OMB reworked the naming standards in the last 2 Federal Register updates (2000 and 2010) to provide

- for multiple layers and sizes, this opened up the possibility for changes.
- Our contact with OMB is going to make note of our petition with the NC Planners and NC Data Listserve groups, and speak with Census officials at a meeting in September to get additional feedback. A resolution may be advantageous to go along with this petition.
- We have already informed Representative Chuck McGrady and Senator Chuck Edwards of our efforts. Will be meeting with Rep. Johnson in September.
- Additional outreach to Congressman Meadows, Senator Burr and Senator Tillis is forthcoming.

BLUE RIDGE COMMUNITY COLLEGE PROPOSAL

John Mitchell stated Blue Ridge Community College is proceeding with plans to add additional classroom space on its campus. The Board of Commissioners approved a conceptual plan in the FY 19/20 budget planning process and directed that planning for the project continue.

Currently, the construction budget for the proposed project is \$20,110,400. The total project budget for the new facility and the renovation to the Patton Building is \$23,000,000. Additionally, the POPAT (Police Officers Physical Abilities Test) building is proposed to be constructed concurrently with the new facility and renovations to Patton. The construction budget for the POPAT project is \$867,000 and the total project costs is \$1,000,000.

The proposed fees are 6% of the construction budgets: New Facility + Patton Building renovations \$1,206,000 and POPAT \$52,000.

The work is proposed to be completed in the spring of 2022.

Commissioner Messer made the motion that the Board accept the contract with Clark Nexsen for Blue Ridge Community College. All voted in favor and the motion carried.

JOINT SCHOOL FACILITIES COMMITTEE UPDATE

The Joint School Facilities Committee met Friday, August 9, 2019 and reviewed Henderson County Public Schools Facilities Maintenance and Repair, Technology and Security Initiative Projects for FY19/20 and FY 20/21. Vice-Chairman Lapsley and Commissioner Edney provided an update from that meeting.

The School Board asked that projects be shifted in order to utilize funding appropriately.

Commissioner Lapsley made the motion that the Board approves the changes to the school facilities planned projects as outlined. All voted in favor and the motion carried.

**HENDERSON COUNTY PUBLIC SCHOOLS
FACILITIES MAINTENANCE AND REPAIR, TECHNOLOGY AND SECURITY INITIATIVE PROJECTS
PLANNED PROJECTS**

	FY 19-20	FY 20-21
ELEMENTARY SCHOOLS		
Dana		
Gym Roof	\$ 140,000	
Etowah		
Gym Roof	\$ 110,000	
Glen Marlow		
Paving		\$ 50,000
Hendersonville		
iWorks (Control System)	\$ 40,000	
Upward		
Main Entrance/Cafeteria	\$ 702,000	
MIDDLE SCHOOLS		
Flat Rock		
HVAC - Phase I	\$ 1,000,000	
Paving	\$ 50,000	
HVAC - Phase II		\$ 1,632,000
Gym Roof		\$ 124,000
Rugby		
HVAC - Phase I	\$ 1,000,000	
Paving	\$ 100,000	
Secure Main Entrance	\$ 500,000	
HVAC - Phase II		\$ 1,687,000
Gym Roof		\$ 124,000
HIGH SCHOOLS		
East		
Paving	\$ 100,000	
North		
Paving		\$ 300,000
West		
iWorkx and fan coil replacement	\$ 70,000	\$ 80,000
Paving	\$ 100,000	
Y-Hall Classroom Roofs		\$ 114,000
OTHER		
ADA Study - Stadiums	\$ 25,000	
Demolition of former Hillandale	\$ 197,000	
Contingency	\$ 200,000	
Project Empower Chromebooks	\$ 300,000	\$ 300,000
Central Office - Building Roof		\$ 110,000
Johnson Farm - Sewer Improvement		\$ 102,000
TOTAL	\$ 4,634,000	\$ 4,623,000

ANNUAL MRTS FUNDING	\$ 4,670,760	\$ 4,670,760
3 cent TRE = \$4,670,760		
LESS EXPENDITURES	\$ 4,634,000	\$ 4,623,000
TOTAL	\$ 36,760	\$ 47,760

JOINT COLLEGE FACILITY COMMITTEE UPDATE

The Joint College Facility Committee met Friday, August 9, 2019 and reviewed Blue Ridge Community College's Facilities Maintenance and Repair, Technology and Security Initiative Planned Projects. Commissioner Edney and Commissioner McCall provided an update from that meeting.

Commissioner Edney made the motion that the Board approves the plan as presented. All voted in favor and the motion carried.

**BLUE RIDGE COMMUNITY COLLEGE
FACILITIES MAINTENANCE AND REPAIR, TECHNOLOGY AND SECURITY INITIATIVE
PLANNED PROJECTS**

	FY 19-20	FY 20-21
CONTINUING EDUCATION		
Renovation for BLET	\$ 363,124	
Replace Chiller	\$ 121,400	
New Furniture		\$ 338,576
GROUNDS/MAINTENANCE		
Replace heaters and circular fans	\$ 15,000	
Re-coat Roof	\$ 17,500	
INDUSTRIAL SKILLS CENTER		
Replace Chiller/Air Handler		\$ 210,000
Install Ventilation System	\$ 22,500	
Install Welding Booth	\$ 35,000	
HVAC Controls		\$ 25,000
Re-coat Roof		\$ 134,400
KILLIAN		
Replace Chiller		\$ 125,000
Install Sprinkler System		\$ 250,000
Upgrade Student Center		\$ 430,000
New Furniture		\$ 310,000
SINK		
Replace Chiller	\$ 225,000	
Replace Air Handlers		\$ 30,000
New Furniture	\$ 262,500	
SPEARMAN		
Replace Boiler	\$ 80,000	
Install Generator	\$ 21,000	
Renovation for Trades Programs	\$ 50,000	
New Furniture	\$ 168,356	\$ 6,644
Upgrade Power		\$ 200,000
TEDC		
Replace Compressors	\$ 35,000	
Replace Conference Hall Tables & Chairs	\$ 151,500	
CAMPUS-WIDE IMPROVEMENTS		
Outdoor Lighting Improvements	\$ 134,250	\$ 14,210
Pavement & Parking Lot Repair		\$ 463,790
Sidewalk Installation	\$ 83,710	
Update Wayfinding & Monument Signs	\$ 300,000	
ADDITIONAL CLASSROOM SPACE		
Surveyor Fee	\$ 28,500	
Architect Fee	\$ 1,000,000	
TOTAL	\$ 3,114,340	\$ 2,537,620

ANNUAL MRTS FUNDING	\$ 3,113,840	\$ 3,113,840
2 cent TRE = \$3,113,840		
LESS EXPENDITURES		
	\$ 3,114,340	\$ 2,537,620
	TOTAL \$ (500)	\$ 576,220
CUMULATIVE VARIANCE \$	(500)	\$ 575,720

UPDATE ON PENDING ISSUES

Items listed for discussion include current and ongoing items of interest in the County, and allow commissioners and staff an opportunity to bring the full Board up to date on issues that occur between meetings. Commissioners may also use this opportunity to report on related committee work and assignments.

Topics for this meeting are as follows:

Construction Projects Update

John Mitchell provided an update to the Board of Commissioners on the status of current construction projects.

Hendersonville High School

Early summer work on GMP #1 is on schedule and on budget (\$1,351,490). Vannoy, PFA Architects and Henderson County Public Schools continue to work together. The Vocational building renovations into a temporary cafeteria is complete, and Henderson County Health Department has signed off. All sewer and storm water work in Oakland Street and Bearcat Boulevard are complete. All asphalt patching and the resurfacing of Bearcat Boulevard was completed yesterday. The final grading and sodding of the students common area around the Stillwell Building was also completed yesterday. Street line stripping is being completed today. The new generator and transformer pad, retaining wall surround between the gym and the track is complete. Staff will begin working on the punch list the remainder of the week. We will make scheduled completion by Friday, August 23, 2019. The scoreboard and lights at the football field have been checked and are ready for a football game. NCDOT requested a meeting that is scheduled for this afternoon at 2:00 p.m. to further discuss the planned parking lot driveway entrance and possible other work at the Five Points intersection.

Edneyville Elementary

The project is on schedule and on budget, with permanent power planned for September 5, 2019. The exterior walls are closed in including brick, decorative panels, and glass. September 18th is the anticipated date for start-up of the HVAC system for operational checks and to condition the building space for flooring installs. Substantial completion is still projected by November 13. Furniture has been ordered and personnel will begin move in on November 14. The Septic tank modifications are a part of Beverly Grant/Barnhill's site contractor, Tennoca, scope. That work was bid and awarded to local company, Allison Contractors, and they have ordered the required tanks and should start work in a couple of weeks (\$135,000).

Flat Rock/Rugby HVAC

Joe Capitan of Delta Engineering is continuing the design work for the system repairs and replacements (\$250,850). Staff plans to bid the work around October 15 – November 1.

DSS Renovation of future space

Cooper Construction was chosen as the Design/Build contractor and we expect to receive a proposal in the next week.

Blue Ridge Community College – new building construction

We have received the contract proposal from Clark Nexsen. Staff has contracted with Holmes Surveying to provide the necessary survey with expected completion by 120 days, between June 27 and October 20. Project completion by September 27 to the BRCC Board, which is well before the October 20 deadline.

1995 Courthouse Skylights

The Kowlwall system was previously reported at a cost of \$65,000 - \$70,000, the same system as now in the Main Library. With this system, the demolition requires extensive scaffolding which could add an additional \$30,000 to the overall cost. However, an advantage is that the work can be done relatively quickly over several weeks. Compared to the removal and replacement of the existing skylights to replace all gaskets at an estimated cost of \$93,000 plus flashings, gutters, contingency at an estimated cost of \$60,000. The project totaling \$150,000 and requiring much more time to perform than the Kowlwall system.

A turnkey all-in proposal has been requested from the Kowlwall system folks, and will be shared with the commissioners for direction once received.

Commissioner Edney reminded staff that the Kowlwall system does not allow as much light into the 1995 Courthouse. Additional lighting will be necessary.

Etowah Park Restrooms

Dunlap Construction is proceeding (\$87,850) with work. The demolition is complete with a new slab in place and masonry walls completed.

The Henderson County Health Department has approved the Brooks Engineering design (\$7,280) for the upgrades required to the septic system. Dunlap Construction will price this work as a change order to his contract. Originally the cost was estimated at \$27,500. If the estimate falls in line, the total cost for the project will be \$122,630.

JACKSON PARK SOCCER FIELDS

Carleen Dixon stated at the June 3, 2019 meeting the Board directed staff to provide a cost to rehabilitate the Jackson Park Recreational Soccer Fields.

Jackson Park Soccer Fields Update

Step 1: Install irrigation and controllers for entire soccer area	\$ 59,895.00
Step 2: Turfplane 4.5 acres at 4" depth for (2) passes creating a smooth playing surface	\$ 39,704.00
Step 3: Springs to renovate the field	<u>\$ 16,250.00</u>
Total Cost	\$115,849.00



Carleen Dixon stated there is no way to do the Jackson Park project until next May since soccer officially begins in 2 weeks. Flooding will continue in the area, but the surface will be better. Artificial turf could be installed but will not fix the flooding problem and could not be ready in two weeks either.

Commissioner Messer suggested utilizing the turf fields for the younger kids and let the older kids use Jackson Park. We need to look for better land for the fields.

AAC Turf Field Changes

Step 1: Extend existing masonry wall	\$127,085.00
Step 2: Install perimeter 4x4 treated timber to attach to turf	
Step 3: Install approximately 400 ft. of 4 inch perforated field drainage pipe in trenches	
Step 4: Install approximately 10,000 sq. ft. of artificial turf and fill	

Commissioner McCall made the motion that the Board approves moving forward with the turf field changes at the AAC turf field, and further approve a budget amendment to appropriate the necessary funds from the Capital Reserve Fund. The motion passed 4-1 with Commissioner Messer voting nay.

PROPOSED RENTAL AGREEMENT - JACKSON PARK HOUSE

Carlene Dixon stated Hola Community Arts approached the Parks and Recreation Department with an interest in sharing space at the Jackson Park House for their base operation and to host cultural arts events. They have since this time been working on the proposal.

Adriana Chavela and Ron Stamey are the co-founders of Hola Community Arts where they created an innovative social enterprise that gives critical voice to the diversity of our community. Through strategic programs that celebrate cultural diversity with related educational and outreach activities, they bring people together to build stronger and more economically vibrant communities.

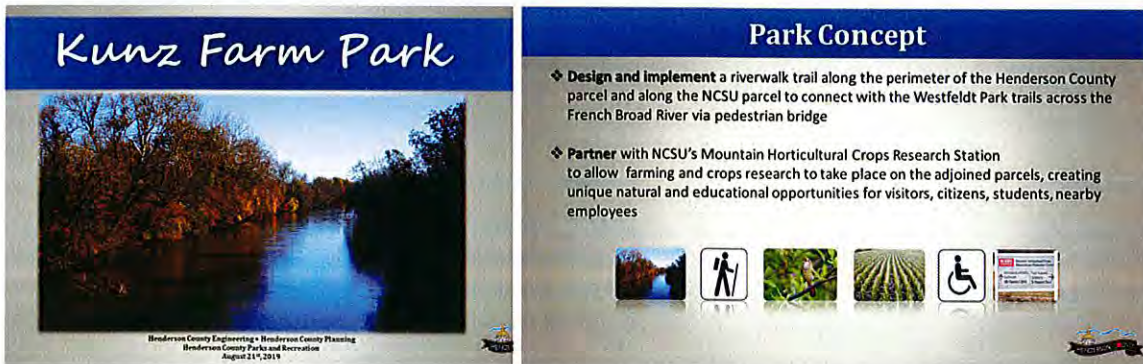
Hola Community Arts received a grant from the Community Foundation of Henderson County with the plan to work towards establishing a Cultural Arts Center to be professionally managed by the Community Foundation.

Parks and Recreation has worked with Hola Community Arts for many years and they have always been great partners.

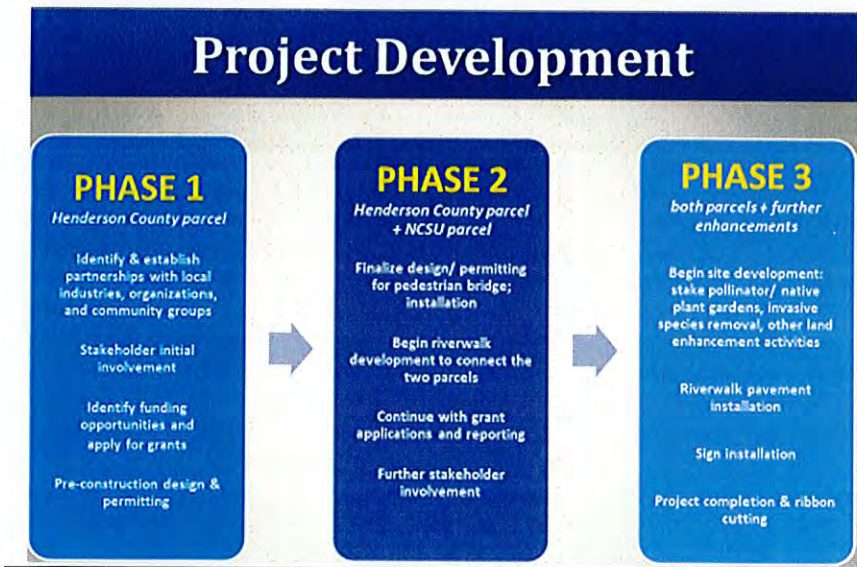
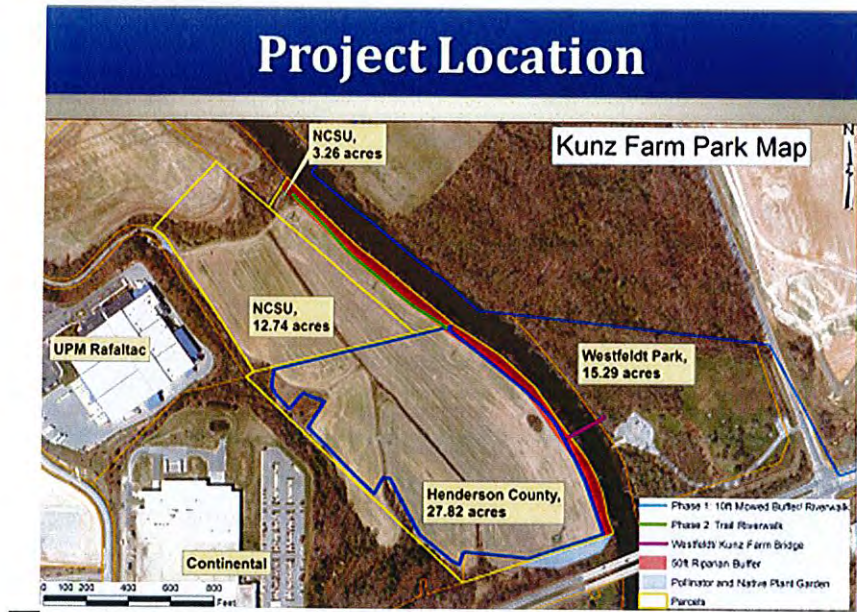
Chairman Hawkins made the motion that the Board authorizes staff to develop a one year lease agreement with details of the lease, and the option to renew at the end of the year for a determined timeframe, after a published notice and a resolution adopted, on 30 days' notice, by the Board of commissioners under GS 160A-272. All voted in favor and the motion carried.

KUNZ FARM PARK

Christine Brown stated in 1996, 27.82 acres of land was donated to the Community Foundation of Henderson County by the Cadgene family and subsequently deeded to Henderson County. As stipulated in the donation, the property, adjacent to Broadpointe Industrial Park and the French Broad River, was to be developed into a community park or designated for outdoor recreation.



On July 20, 2016, the concept of the Kunz Farm Project was introduced to the Board, and during the October 1, 2018 meeting, an agreement with McGill and Associates was approved to analyze the construction and cost of the first two phases. Phase 1 has been defined as the planning and engineering phase for the second phase which consists of additional parking at Westfeldt Park and a pedestrian bridge from Westfeldt to Kunz Farm Park over the French Board River. The third phase of the park includes construction of a Riverwalk along the property.



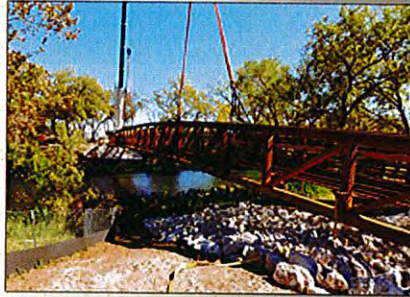
McGill’s analysis, completed in May 2019, provided staff with the two most feasible options: bridge location from Westfeldt Park (Option 1) and an alternate access from Old Fanning Bridge Road (Option 2).

Option 1: Westfeldt Pedestrian Bridge:

Proceed with the construction of the Pedestrian Bridge from Westfeldt Park to Kunz Farm Park. The total cost of Phase 1 and Phase 2 is \$1,155,000 with secured funding of \$550,000, including the county’s match toward the DEQ Water Resources Development (WRD) grant and local sponsorship. The bridge would be an architectural feature that highlights our parks and county. It also provides a grand bike and ADA accessible pedestrian entrance to Henderson County and supports recreational fishing off the bridge. The project would have plenty of parking and connects to multiple proposed greenways on the desired side of the river. Additional funding sources include pursuing sponsorships and applying for a one-year extension to the WRD grant so the county can apply for a PARTF grant next spring.

Option 1 - Westfeldt Pedestrian Bridge

- Construction of the Pedestrian Bridge
- Phase 1 & 2 estimated cost: \$1,155,000
- Secured funding: \$550,000
- ADA accessible
- Supports recreational fishing off bridge
- Connects to multiple proposed greenways
- Additional funding sources:
 - Sponsorships
 - Option to apply for a one-year extension for the DWR grant so the county can apply for a PARTF grant Spring 2020.



Conceptual bridge design over the French Broad River, connecting Westfeldt Park to Kunz Farm Park



Option 1 – Current Funding Sources

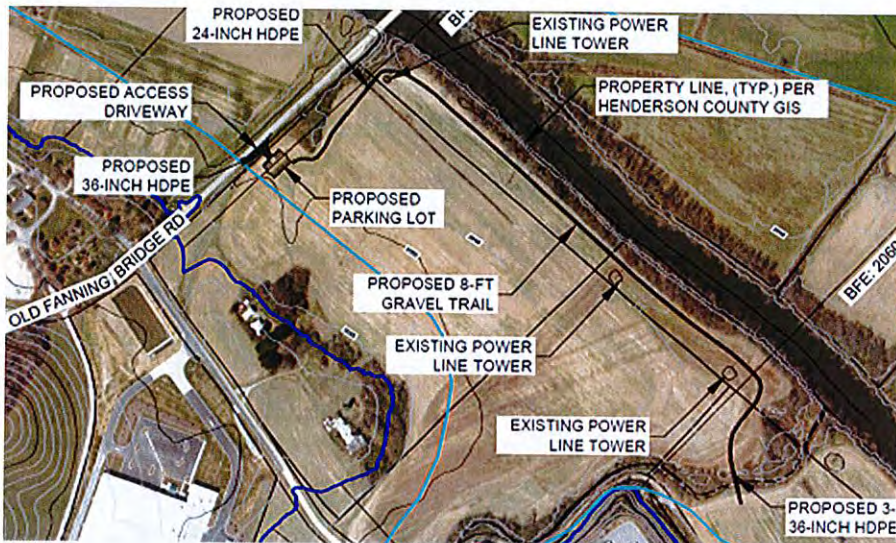
Source	Amount
Lease proceeds <ul style="list-style-type: none"> • property was granted to the County • \$33,000 used for McGill study 	\$0
Continental Partnership	\$25,000
GF Linamar Partnership	\$25,000
DEQ Water Resources Development Grant <ul style="list-style-type: none"> • requires \$250,000 match • Project must have a water-based recreational element 	250,000 + match = \$500,000
TOTAL	\$550,000
Remaining County Funds	\$605,000

Option 2: Old Fanning Bridge Road Access:

Proceed with alternative access off Old Fanning Bridge Rd to Kunz Farm Park property. The alternate access includes a parking lot with a stone trail and a culvert crossing over McDowell Creek. The total cost for Phase 1 and 2 is \$340,300.00 with secured funding of \$50,000 in local sponsorship. Unfortunately, this option significantly deviates from the project DEQ originally reviewed and is ineligible for the Water Resources Development grant, requiring staff to terminate the grant contract. This option would also require a formal agreement from NCSU from their main office. NCSU is aware of this potential project and has given staff verbal approval.

Option 2 - Old Fanning Bridge Road

- Construction of a parking lot and trail off Old Fanning Bridge Road to Kunz Farm Park
- Phase 1 & 2 estimated cost: \$340,300
- Secured funding: \$50,000
- Ineligible for the current DEQ Water Resources Development grant



Option 2 Funding Sources	
Source	Amount
Lease proceeds	
<ul style="list-style-type: none"> • property was granted to the County • \$33,000 used for McGill study 	\$0
Continental Partnership	\$25,000
GF Linamar Partnership	\$25,000
DEQ Water Resources Development Grant	
<ul style="list-style-type: none"> • requires \$250,000 match • Project must have a water-based recreational element 	N/A
TOTAL	\$50,000
Remaining County Funds	\$290,300

Chairman Hawkins made the motion that the Board ask staff to continue to look for support for the project and revisit at a later date. All voted in favor and the motion carried.

COUNTY MANAGER'S REPORT

County Manager Steve Wyatt stated this Friday, at the NCACC Conference, he and Commissioner Edney will do a presentation on the Behavior Health Initiative of Henderson County. Saturday Henderson County will be recognized with an award for the program.

Suicide is high amongst EMS responders, and by investing in this program, the Board has imbedded counselors in our team as a resource. Recognition of the issue, incredible work by staff, and investing has made a difference. This information will be shared with other counties.

CLOSED SESSION

The Board is requested to go into closed session pursuant to N.C. Gen. Stat. §143-318.11(a)(3), to consult with an attorney employed or retained by the Board to preserve attorney-client privilege. This consultation is with regard to a specific case, namely Carolina Preservation Partners, Inc., v. Henderson County; Henderson County Clerk of Court file 18-CVS-968, currently pending in the Henderson County Superior Court.

Commissioner Edney made the motion that the Board go into closed session pursuant to N.C. Gen. Stat. §143-318.11(a)(3).

ADJOURN

Chairman Hawkins made the motion to go out of closed session and adjourn at 11:55 a.m. All voted in favor and the motion carried.

Attest:

Teresa L. Wilson, Clerk to the Board

Grady Hawkins, Chairman

NORTH CAROLINA GENERAL WARRANTY DEED

Revenue: Exempt (G.S. §105-228.28); Exchange
Henderson County REID#: 1012650

Prepared by and return to:
John F. Henning, Jr.
A Licensed NC Attorney
Campbell Shatley, PLLC
674 Merrimon Avenue, Suite 210
Asheville, NC 28804

No title examination was performed by the preparer of this instrument.

THIS DEED, made and entered into this the _____ day of August, 2019, by the COUNTY OF HENDERSON, a political subdivision and body corporate of the State of North Carolina, Grantor; and THOMAS F. RAMER and wife, BRENDA J. RAMER, whose address is 1217 Forest Hill Drive, Hendersonville, NC, Grantee;

WITNESSETH:

WHEREAS, the Grantor is the owner of that property commonly known as Hendersonville Elementary School;

WHEREAS, the Henderson County Board of Public Education, as the lessee of the said property and operator of Hendersonville Elementary School, resolved at its meeting of May 13, 2019 to request that the Grantor effect the exchange of property described herein;

WHEREAS, pursuant to G.S. §160A-271, the Grantor resolved at its regular meeting of August 5, 2019 to consider the exchange of the portion of the Hendersonville Elementary School property described below for real property owned by the Grantee, and thereafter did duly advertise notice of its intent to consider the exchange at its regular meeting of August 21, 2019; and

WHEREAS, at its regular meeting of August 21, 2019, the Board of County Commissioners found the value of the property to be received from the Grantee to be a full and fair consideration for the property conveyed herein, and therefore approved and authorized the execution of this instrument;

WITNESSETH that the Grantor, in consideration of the property received of the Grantee by deed recorded of even date herewith and other valuable consideration, the receipt and sufficiency is acknowledged, hereby grants, bargains, sells, transfers and conveys and by these presents does transfer and convey to the Grantee, its successors and assigns, in fee simple, all of that tract or parcel of land located in the city of Hendersonville, Hendersonville Township, Henderson County, North Carolina, being more particularly described as follows:

BEING a portion of those lands, easements, privileges, and appurtenances as described in and conveyed by that deed dated the 28th day of December, 2009, from the Henderson County Board of Public Education to the County of Henderson, as recorded in the Office of the Register of Deeds for Henderson County, North Carolina, in Deed Book 1417 at page 233. The said property is depicted on a survey plat entitled "Recombination Parcel 0.19 Acre" dated _____ 2019 by Hill and Associates Surveyors, PA, drawing # 2019019 and recorded in Plat Book _____, page _____, and is more particularly described on the said plat as follows:

BEGINNING at an existing u-post, the same being a point located in the northern boundary of the property described in the deed referenced above and being the southwestern corner of the property of Thomas F. Ramer, as described in Deed Book 742, page 041 in the Office of the Register of Deeds for Henderson County; thence a new divisional line, South 03°46'14" West, 40.78 feet to a #4 rebar set; thence a divisional line North 82°26'54" East 232.81 feet to a #4 rebar set; thence a divisional line North 11°49'37" East, passing an existing u-post at 2.06 feet, whole distance 14.42 feet to an existing bent axle, the same being the southeastern corner of the Ramer tract as described above; thence with the southern boundary of the Ramer tract, North 83°59'52" West 133.64 feet to a point; thence South 79°36'47" West, passing a point in the center line of a proposed 20-foot wide easement for a sewer line at 56.07 feet, whole distance 99.79 feet the point of BEGINNING. Being and containing 0.19 acres, more or less.

This conveyance is made subject to easements of record for existing roadways and public utilities.

The Henderson County Board of Public Education joins in this conveyance for the sole purpose of conveying to the Grantee its leasehold interest in the property conveyed.

TO HAVE AND TO HOLD the parcel of property described herein and all privileges and appurtenances thereto belonging to the Grantee in fee simple.

And the Grantor covenants with the Grantee that the Grantor is seized of the premises in fee simple, has the right to convey the same in fee simple, that title is free and clear of encumbrances, and that the Grantor will warrant and defend the title against all lawful claims by all persons whomsoever.

IN WITNESS WHEREOF, the Grantor has caused these presents to be signed in its name by its Board Chair, and attested to by its Clerk, and its official seal to be affixed, the day and year first above written.

[The remainder of this page intentionally left blank.]

COUNTY OF HENDERSON

By: _____ (SEAL)
Grady Hawkins, Chairman

Attest

Teresa Wilson, Clerk to the Board (OFFICIAL SEAL)

STATE OF NORTH CAROLINA
COUNTY OF HENDERSON

I, _____, a Notary Public, of the aforesaid County and State, hereby certify that Grady Hawkins, with whom I am personally acquainted, first being duly sworn by me, says that he is the duly elected Chairman of the Board of County Commissioners and Teresa Wilson is the duly appointed Clerk to the Board, the Grantor described in and which executed the foregoing instrument, and that he knows the official seal of said County; that the seal affixed to the foregoing instrument is the official seal and the name of the County was subscribed thereto by its duly authorized Chairman and that Chairman and Clerk subscribed their names thereto and said common seal was affixed, all by authorization of the County Commission, and that instrument is the act and deed of the County of Henderson, acting by and through its duly elected and empowered County Commission.

Witness my hand and NOTARIAL SEAL, this the _____ day of August, 2019.

Notary Public
(NOTARIAL SEAL)

My Commission Expires:

HENDERSON COUNTY BOARD OF PUBLIC EDUCATION

By: _____ (SEAL)
Amy Lynn Holt, Chairperson

Attest

Bo Caldwell, Ex Officio Secretary to the Board

STATE OF NORTH CAROLINA
COUNTY OF HENDERSON

I, _____, a Notary Public, of the aforesaid County and State, hereby certify that Amy Lynn Holt, with whom I am personally acquainted, first being duly sworn by me, says that she is the duly elected Chairperson of the Henderson County Board of Public Education and Bo Caldwell is the duly appointed Ex Officio Clerk to the Board, and that the forgoing instrument was subscribed thereto by its duly authorized Chairperson and Ex Officio Clerk for the purposes described therein.

Witness my hand and NOTARIAL SEAL, this the _____ day of August, 2019.

Notary Public
(NOTARIAL SEAL)

My Commission Expires:

Henderson County Tax Collector

200 NORTH GROVE STREET, SUITE 66

HENDERSONVILLE, NC 28792

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

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

Monday, August 12, 2019

Re: Tax Collector's Report to Commissioners - Meeting Date August 21, 2019

Please find outlined below collections information through August 11, 2019 for 2019 real and personal property bills mailed on August 1, 2019. Vehicles taxes are billed monthly by NC DMV.

Henderson County Annual Bills (Real and Personal Property):

2019 Beginning Charge:	\$82,316,064.67
Discoveries & Imm. Irreg.:	\$919,308.59
Releases & Refunds:	(\$599,460.59)
<u>Net Charge:</u>	<u>\$82,635,912.67</u>
Unpaid Taxes:	\$79,180,392.13
Amount Collected:	\$3,455,520.54



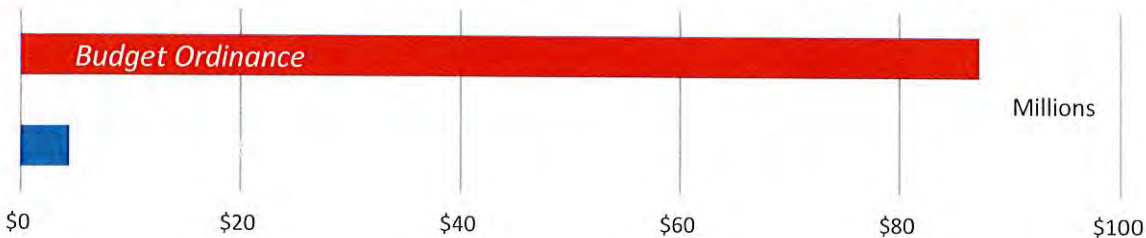
Henderson County Registered Motor Vehicles (As Collected by NC DMV):

Net Charge:	\$786,129.05
Unpaid Taxes:	\$1,590.57
Amount Collected:	\$784,538.48

99.80%

Henderson County FY20 Budget Analysis:

	<u>Budget Ordinance</u>		<u>Revenue Collected</u>
Ad Valorem:	\$86,093,532.00	Ad Valorem:	\$4,240,059.02
Prior Years:	\$1,035,000.00	Prior Years:	\$197,084.54
Budget Total:	\$87,128,532.00	YTD Revenue:	\$4,437,143.56



Respectfully Submitted,

Luke Small
 Deputy Tax Collector

Darlene Burgess
 Tax Administrator

**LINE-ITEM TRANSFER REQUEST
HENDERSON COUNTY**



Department: Sheriff/Detention

Please make the following line-item transfers:

What expense line-item is to be increased?

Account	Line-Item Description	Amount
<u>115431-537110</u>	<u>Pawn Broker Fund - R</u>	<u>\$504.00</u>
<u>115431-537111</u>	<u>K-9 - R</u>	<u>\$2,495.00</u>
<u>115431-537112</u>	<u>VIP - R</u>	<u>\$16,056.00</u>
<u>115431-537113</u>	<u>STAR - R</u>	<u>\$26,235.00</u>
<u>115431-537114</u>	<u>Victims Assistance - R</u>	<u>\$9,290.00</u>
<u>Total</u>		<u>\$54,580.00</u>

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

Account	Line-Item Description	Amount
<u>114990-401000</u>	<u>Fund Balance Appropriated</u>	<u>\$54,580.00</u>
<u>Total</u>		<u>\$54,580.00</u>

Justification:

To appropriate fund balance for special funds set up within the sheriff's office budget. Unused funds in these accounts roll forward as they are contributions/revenues designated for these particular activities. Approved by BOC 8/21/19.

Lt. Anderson

Authorized by Department Head

8/7/2019

Date

Authorized by Budget Office

Date

Authorized by County Manager

Date

For Budget Use Only	
Batch #	_____
BA #	_____
Batch Date	_____