

MACON COUNTY BOARD OF COMMISSIONERS  
AUGUST 5, 2002  
MINUTES

Chairman Corbin convened the meeting at 9 a.m. and explained a public hearing was scheduled for 9:30 a.m. and the meeting would be recessed at that time for the hearing. All Board Members, the County Manager, County Attorney, Deputy Clerk, Finance Officer, members of the news media and interested citizens were present. Rev. Jeff King from Iotla Baptist Church gave the invocation.

MINUTES: Upon a motion by Commissioner Greene and seconded by Commissioner Leatherman the Board unanimously voted to approve the minutes from the July 1st meeting as submitted.

PUBLIC SESSION

Donna Linsin stated many people are unable to attend meetings because meetings are held in the daytime when citizens have work obligations. Ms. Linsin quoted population statistics from the 2000 census stating, based on her computations, about thirty-five percent of the county population is employed and unable to attend meetings.

Sandra Hann presented an article "Bulldozed Into Bankruptcy" dealing with a conservation easement which forced a family to demolish their home. Ms. Hann stated these restrictions were developed by well meaning people and requested the Board to think carefully before making decisions that deal with private property rights.

Jimmy Goodman stated he wanted to commend and thank the county for the web site which contains a lot of good information.

TRANSIT SERVICES: Funding resolution - Upon a motion by Commissioner Greene and seconded by Commissioner West the Board unanimously voted to adopt a resolution authorizing the County Manager to enter into a contract with the DOT for transit development funding of \$156,295 for FY 02/03 and execute all agreements and contracts per attachment #1. Transportation Advisory Council - Upon a motion by Commissioner Bryson and seconded by Commissioner Leatherman the Board unanimously voted to allocate a position on the Transportation Advisory Board to the Highlands Recreation Park. Commissioner Greene made a motion to appoint Jennie Neal as the Nantahala representative on the Transportation Advisory Council replacing Cookie Goodsey who has served the maximum number of terms.

RECESS: The meeting was recessed at 9:30 a.m. to convene the public hearing on the proposed watershed amendments. (See separate minutes) Upon completion of the public hearing the meeting reconvened in regular session.

WATERSHED ORDINANCE AMENDMENTS: Upon a motion by Commissioner Greene and seconded by Commissioner West the Board unanimously approved the first reading of the amendments to the Watershed Protection Ordinance as presented at the public hearing.

PUBLIC SESSION (Continued)

Narelle Kirkland stated in response to repercussions of the state withholding county funds she would ask the Board to consider when state income taxes are due, have county citizens complete forms but pay to Macon County, put the money in escrow and send to the state in December. She asked that the County Attorney be allowed to review the legalities of such an action.

DSS WORK FIRST: A recommendation from the Welfare Reform Planning Committee that Macon County request to continue the Electing County Status for administering the Work First Program was unanimously approved upon a motion by Commissioner Leatherman and seconded by Commissioner Bryson. DSS Director Jane Kimsey and staff were commended for their achievements with the Work First Program which is being used as a model around the state. The proposed Electing County Plan will be presented at the September meeting.

EMERGENCY MANAGEMENT: Mutual Aid/Clay County - Upon a motion by Commissioner Bryson and seconded by Commissioner West the Board unanimously adopted a resolution authorizing an interlocal mutual aid emergency management and

assistance agreement between Macon and Clay Counties per attachment #2. Nantahala EMS Building - EM Director Warren Cabe gave an update on construction of the Nantahala EMS Building stating work on the interior and landscaping with begin soon and he hopes for an occupancy date of around November 1st.

**BID AWARDS:** Scrap Tire Recycling - It was reported three bids were received for tire recycling at the landfill per attachment #3 and a recommendation to accept the low bid from Carolina Tire was unanimously approved upon a motion by Commissioner Greene and seconded by Commissioner Leatherman. Included in the motion was authorization for execution of the necessary contract documents. Transit Facility Paving, striping and signage - Bid tabulations for Transit Services and Garage/Maintenance Facilities paving, striping and signage were presented per attachment #4 with a recommendation to accept the low bid from APAC. Upon a motion by Commissioner West and seconded by Commissioner Greene the Board unanimously voted to award the base bid of \$13,473 to APAC and authorize the execution of related documents. The County Manager and County Attorney were authorized to negotiate with APAC on the additive bid for the Garage/Maintenance Facility paving. Transit Facility sitework - Bid tabulations for the Transit Services Facility sitework were presented per attachment #5. The County attorney reported the low bidder, Desoto Trail Construction, had used the license of another contractor to bid the job, there is a contract in place between the individual and Desoto Trail that allows Desoto Trail to utilize the license and, in his opinion, it would be appropriate to award the contract to Desoto Trail. Based on the opinion of the County Attorney, Commissioner West made a motion to award the base bid of \$38,974.500 for sitework to Desoto Trail Construction and authorize execution of the necessary documents. The motion was seconded by Commissioner Greene and all favored. No action was taken on the additive bid for the Garage/Maintenance Facility.

**APPOINTMENTS:** Housing Finance Corporation - Upon motion by Commissioner West and seconded by Commissioner Leatherman the Board unanimously voted to appoint Glenda Bell to the Housing Finance Corporation to fill the unexpired term of Rev. Carl Lindquest who has relocated and submitted his resignation. The term will expire May, 2004. Nursing/Rest Home Advisory Committee - Upon a motion by Commissioner Greene and seconded by Commissioner Bryson the Board unanimously voted to reappoint Jane Kimsey and Margaret Ramsey to the Nursing/Rest Home Advisory Committee with terms to expire September 1, 2005.

**TAX RELEASES:** Tax releases in the amount of \$21,722.63 were submitted for consideration. Upon a motion by Commissioner Greene and seconded by Commissioner Leatherman releases were unanimously approved as submitted with the exception of releases #117 through #128 (\$324.20) for The Shawnee Mica Company. Total amount of releases was \$21,398.43 and a computer printout is on file in the Tax Department and the County Manager's Office.

**FINANCE DEPARTMENT:** Investment Trade Agreement - Upon a motion by Commissioner Greene and seconded by Commissioner West an investment trade agreement with BB&T per attachment #6 was approved. Budget Revisions - The following budget revisions were unanimously approved: revision #7, upon a motion by Commissioner West and seconded by Commissioner Leatherman, appropriating \$2,700 funds from NC Urban and Community Forestry Grant; revision #8, upon a motion by Commissioner Greene and seconded by Commissioner West, appropriating \$22,525 DOT funding for transit vehicles; revision #9, upon a motion by Commissioner Greene and seconded by Commissioner Leatherman, increasing DSS funding by \$20,150; revision #10, upon a motion by Commissioner Leatherman and seconded by Commissioner Greene, appropriating state substance tax distribution of \$649; revision #11, upon a motion by Commissioner Greene and seconded by Commissioner Bryson appropriating Greenway PARTF Grant Capital Project of \$384,909 for project closeout; revision #12, upon a motion by Commissioner West and seconded by Commissioner Greene, appropriating NCDOT funding for security and phone systems at the new Transit Facility; and revision #13, upon a motion by Commissioner Greene and seconded by Commissioner Leatherman, aligning JCPC budgets to state amounts. (Note: revisions with corresponding numbers are attached.)

**TAX DEPARTMENT:** Collection of delinquent tax - Upon a motion by Commissioner Greene and seconded by Commissioner Leatherman the Board unanimously voted to adopt a resolution to use in-rem foreclosures and mortgage style foreclosures for the collection of delinquent per attachment #7. Schedule of Values - Upon a motion by Commissioner West and seconded by Commissioner Greene receipt of the 2003 Schedule of Values - Standards and Rules was acknowledged. Public

Hearing- Commissioner Greene made a motion to schedule a public hearing on the Schedule of Values for Monday, August 19, 2002, at 9:30 a.m. in the Commissioners' Board Room. The motion was seconded by Commissioner Bryson and all favored. Tax settlement report - The settlement report for 2001 taxes per attachment #8 was distributed and acknowledged.

SALES TAX: The County Manager updated the Board on the one-half cent optional sales tax and the general consensus of the Board was they still do not wish to take any action concerning the matter.

NCACC VOTING DELEGATE: The County Manager reported the annual North Carolina Association of County Commissioners conference is August 22nd through 25th in Winston-Salem. Commissioner Greene made a motion to designate the County Manager as the voting delegate if no board member attends. The motion was seconded by Commissioner West and all favored.

CLOSED SESSION: Upon a motion by Commissioner Leatherman and seconded by Commissioner Bryson the Board unanimously voted to go into closed session to discuss property acquisition and personnel. During closed session the attorney updated the Board on reacquisition of certain property and a personnel matter were discussed with no action being taken. Commissioner Leatherman made a motion to go back into regular session. The motion was seconded by Commissioner Greene and all favored.

JUVENILE SERVICES PROPERTY: The County Attorney presented a letter from the Department of Juvenile Justice and Delinquency Prevention in response to his letter stating the county intends to exercise reversion rights contained in the deed. The State is requesting additional time in order to evaluate the Department's budget. Upon a motion by Commissioner Greene and seconded by Commissioner Bryson the County Attorney was authorized to write a letter granting thirty days extension prior to exercising the reversion rights.

RECESS: Upon a motion by Commissioner Greene and seconded by Commissioner West the Board unanimously voted to recess until August 19th at 9 a.m. noting the public hearing on the schedule of values will be at 9:30 a.m.

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Sam K. Greenwood, County Manager  
Ex Officio Clerk to the Board

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Harold P. Corbin  
Board Chairman