

MITCHELL COUNTY BOARD OF COMMISSIONERS

MINUTES

REGULAR SESSION

JULY 10, 2006

NORTH CAROLINA

MITCHELL COUNTY

The Mitchell County Board of Commissioners met in regular session on July 10, 2006 at 6:00 p.m. on in the Commissioners' Conference Room, Administration Building, Bakersville, N.C. Those present for the session were Keith Masters, Chairman; Ken Hollifield, Vice-Chairman; Phil Byrd, Member; Mike Hensley, Member; Jim Saylor, Member; Ryan Whitson, County Manager and Kathy Young, Clerk to the Board. Also present were Lloyd Hise, County Attorney; Donny Wisor, Reporter with the Mitchell News-Journal; Steve Murphy, reporter with WKYK Radio Station; Elena Street, James Pittman, Bud McKinney, George Morgan, Roger Wilson, Nadine Whitson, Ed & Jana Reid, Mike Young, Hazel Yelton, Jean Saylor, Darlene Burleson, Brian Garland, Barbie Hollifield, Joyce Beauchamp, Paula Holtsclaw, Larry Deyton, Janice Hensley, Shirley Hise, Stephanie Wiseman and Dr. Bressert.

1. **CALL TO ORDER** – Chairman Masters called the meeting to order at 6:00 p.m.
2. **INVOCATION** – Commissioner Hollifield gave the invocation.
3. **ADDITIONS OR CHANGES TO THE AGENDA** – Commissioner Byrd moved to add the sale of property in Shoot Out Mountain to the agenda. Commissioner Saylor seconded the motion and it carried unanimously.
4. **APPROVAL OF MINUTES** – Commissioner Hensley moved to approve the Board of Equalization and Review Minutes for April 3, 2006, April 7, 2006, April 28, 2006 and May 8, 2006. Commissioner Byrd seconded the motion and it carried unanimously.

Commissioner Hollifield moved to approve the minutes for May 8, 2006. Commissioner Saylor seconded the motion and it carried unanimously.

5. **REPORTS/PRESENTATIONS**

A. **Roger Wilson** – Mr. Wilson presented the Board with a plaque from FreedomWorks in recognition of their commitment to the principles of lower taxes, less government and more freedom and tireless dedication in seek to inject such principles into the political process through voter education and lobbying activities. The Board was presented this special award for their role in cutting property taxes in Mitchell County.

6. **ITEMS FOR DISCUSSION**

A. **Historic Courthouse** – County Manager Whitson informed the Board that he had received a call from Patti Bowers, Director of the Regional Library stating that the Library was no longer interested in working with the Historic Courthouse Project. Commissioner Hensley and County Manager Whitson met with Dr. Owens of Mayland and they are still very interested in the project. County Manager Whitson stated that he

and Commissioner elect Phillips met with Penland concerning the Historic Courthouse project. Penland at this point cannot commit to this project. He asked that the old Historic Courthouse Committee reconvene or appoint a new committee to work on the Historic Courthouse Project.

- B. Region D Day Care Rental Agreement** – Commissioner Hollifield moved to approve the Region D Child Care Rental Agreement (a copy is hereby attached and becomes a part of the minutes). Commissioner Hensley seconded the motion and it carried unanimously.
- C. Service Contract with John Howell** – Commissioner Byrd moved to approve the Service Contract with John Howell (a copy is hereby attached and becomes a part of the minutes). Commissioner Hensley seconded the motion and it carried unanimously.
- D. DSS Contract with MCTA** – Commissioner Hollifield moved to approve the DSS Contract with Mitchell County Transportation Authority (a copy is hereby attached and becomes a part of the minutes). Commissioner Hensley seconded the motion and it carried unanimously.
- E. DSS Contract with MCTA** - Commissioner Saylor moved to approve the DSS Contract with Mitchell County Transportation Authority (a copy is hereby attached and becomes a part of the minutes). Commissioner Byrd seconded the motion and it carried unanimously.
- F. DSS Contract with MCTA** - Commissioner Hensley moved to approve the DSS Contract with Mitchell County Transportation Authority (a copy is hereby attached and becomes a part of the minutes). Commissioner Hollifield seconded the motion and it carried unanimously.
- G. DSS Contract with Hal Harrison** – Commissioner Byrd moved to approve the DSS Contract with Hal Harrison (a copy is hereby attached and becomes a part of the minutes). Commissioner Hensley seconded the motion and it carried unanimously.
- H. DSS Contract with Mitchell County Safe Place** - Commissioner Hollifield moved to approve the DSS Contract with Mitchell County Safe Place (a copy is hereby attached and becomes a part of the minutes). Commissioner Byrd seconded the motion and it carried unanimously.
- I. DSS Contract with Shirley Lovelace** – Commissioner Hollifield moved to approve the DSS Contract with Shirley Lovelace (a copy is hereby attached and becomes a part of the minutes). Commissioner Byrd seconded the motion and it carried unanimously.
- J. DSS Contract with Shirley Lovelace** - Commissioner Hollifield moved to approve the DSS Contract with Shirley Lovelace (a copy is hereby attached and becomes a part of the minutes). Commissioner Hensley seconded the motion and it carried unanimously.
- K. DSS Contract with Lisa Kneen** – Commissioner Byrd moved to approve the DSS Contract with Lisa Kneen (a copy is hereby attached and becomes a part of the minutes). Commissioner Hollifield seconded the motion and it carried unanimously.
- L. Revaluation Presentation** – Tax Assessor Burleson gave a PowerPoint presentation on the 2009 Revaluation (a copy is hereby attached and becomes a part of the minutes). Discussion was held concerning the Revaluation process.

M. Revaluation RFP – Commissioner Hensley moved to have County Attorney Hise to prepare an RFP for the 2009 Revaluation. Commissioner Saylor seconded the motion and it carried 4 to 1. Commissioner Byrd opposed the motion.

N. E-911 History – County Manager Whitson and Communications Director Wiseman gave an overview of E-911. Mr. James Pitman is to schedule a meeting with Finance Officer Parsley.

O. LTD, STD & Life Insurance Savings – Clerk to the Board Young informed the Board of savings on the Long-term disability, Short-Disability and Life Insurance for the upcoming year.

P. Shoot Out Mountain Property – Commissioner Hensley moved to sell parcel 0846-00-28-9374 in Shoot Out Mountain to Frank & Lori Gagliardi. Commissioner Saylor seconded the motion and it carried unanimously.

7. PUBLIC HEARINGS/MEETINGS

8. RESOLUTIONS/PROCLAMATIONS/ORDINANCES

A. Swiss Pine Lake Road Extension Resolution – Commissioner Hollifield moved to adopt the Swiss Pine Lake Road Extension Resolution (a copy is hereby attached and becomes a part of the minutes). Commissioner Hensley seconded the motion and it carried unanimously.

B. Sub-Division Ordinance – Discussion was held concerning the development of a Sub-Division Ordinance. Commissioner Hensley moved to have County Attorney Hise prepare a Sub-Division Ordinance where there are five or more homes that all roads and bridges meet standards and bring it back to the Board. Commissioner Saylor seconded the motion and it carried 4 to 1. Commissioner Byrd opposed the motion.

9. APPOINTMENTS

A. Mitchell County Long-Term Care Community Advisory Committee – Commissioner Byrd moved to reappoint Nora Nell Jarrett to the Mitchell County Long-Term Care Community Advisory Committee. Commissioner Saylor seconded the motion and it carried unanimously.

B. EDC Appointment – Commissioner Saylor moved to appoint Commissioner Hensley to the EDC. Commissioner Byrd seconded the motion and it carried unanimously.

C. Toe River Health District Board Appointment – Commissioner Hensley moved to appoint Commissioner Saylor to the Toe River Health District Board. Commissioner Byrd seconded the motion and it carried unanimously.

D. JCPC Appointment – Commissioner Byrd moved to appoint Commissioner elect Sparks to the JCPC. Commissioner Hollifield seconded the motion and it carried unanimously.

E. Tax Collector 4-Year Appointment – Oath of Office – Commissioner Hollifield moved to appoint Brian Garland as Tax Collector to a 4-year appointment. Commissioner Byrd seconded the motion and it carried unanimously. A copy of his Oath of Office is hereby attached and becomes a part of the minutes.

F. Deputy Tax Collector 4 -Year Appointment – Oath of Office -
Commissioner Hollifield moved to appoint Barbie Hollifield as Deputy Tax Collector to a 4-year appointment. Commissioner Byrd seconded the motion and it carried unanimously. A copy of her Oath of Office is hereby attached and becomes a part of the minutes

10. RELEASES/REFUNDS

A. Releases/Refunds for Board Approval – Commissioner Saylor moved to approve the Releases/Refunds for Board Approval (a copy is hereby attached and becomes a part of the minutes). Commissioner Hensley seconded the motion and it carried unanimously.

B. Releases/Refunds for County Manager Approval – A copy of the Releases/Refunds for County Manager approval is hereby attached and becomes a part of the minutes.

11. COUNTY MANAGER’S REPORT

12. BOARD COMMENTS

13. CLOSED SESSION – Commissioner Byrd moved to enter into Closed Session. Commissioner Hensley seconded the motion and it carried unanimously.

Commissioner Hensley moved to go out of Closed Session. Commissioner Hollifield seconded the motion and it carried unanimously.

Closed Session was held from 7:45 p.m. until 8:10.

14. ACTION FROM CLOSED SESSION

A. Human Resources Nomination – Commissioner Byrd moved to appoint Kathy Young as Human Resources Director. Commissioner Hensley seconded the motion and it carried unanimously.

B. Directive to Human Resources Director and EM Director on OSHA Requirements - Chairman Masters directed Human Resources Director Young and EM Director Wiseman to insure that OSHA training is done for the high-risk employees.

C. County Manager Contract – Commissioner Hensley moved to approve the County Manager Contract (a copy is hereby attached and becomes a part of the minutes). Commissioner Saylor seconded the motion and it carried 3 to 2. Commissioner’s Hollifield and Byrd opposed the motion.

15. CLOSED SESSION – Commissioner Hensley moved to enter into Closed Session. Commissioner Hollifield seconded the motion and it carried unanimously.

Commissioner Hollifield moved to go out of Closed Session. Commissioner Hensley seconded the motion and it carried unanimously.

Closed Session was held from 8:25 p.m. until 8:45 p.m.

16. ACTION FROM CLOSED SESSION

A. CAP Positions – Commissioner Byrd moved to have DSS Attorney Harrison get with County Attorney Hise on this issue. Commissioner Hollifield seconded the motion and it carried unanimously.

17. **CITIZEN & AUDIENCE COMMENTS**
A. Matters on the Printed Agenda
B. Matters not on the Printed Agenda

18. **ADJOURNMENT** – Commissioner Hollifield moved to adjourn the meeting. Commissioner Hensley seconded the motion and it carried unanimously.

The meeting adjourned at 8:47 p.m.

MITCHELL COUNTY BOARD OF COMMISSIONERS

Keith Masters, Chairman

Ken Hollifield, Vice-Chairman

Phil Byrd, Member

Mike Hensley, Member

Jim Saylor, Member

ATTEST:

Kathy Young, Clerk to the Board