

MITCHELL COUNTY BOARD OF COMMISSIONERS

MINUTES

REGULAR SESSION

JUNE 6, 2011

NORTH CAROLINA

MITCHELL COUNTY

The Mitchell County Board of Commissioners met in Regular Session on June 6, 2011 at 6:00 p.m. in the Commissioner's Conference Room, Administration Building, Bakersville, NC. Those present for the meeting were: Marvin Miller, Chairman; Lee Roy Ledford, Vice-Chairman; Ken Hollifield, Bill Slagle, Member; Joe Street, Member; Charles Vines, County Manager and Kathy Young, Clerk to the Board. Also present were Mavis Parsley, Finance Officer, Mitzi Moody from the Avery Post and Corey Hoilman, Reporter with the Mitchell-News Journal.

1. **CALL TO ORDER** – Chairman Miller called the meeting to order at 6:00 p.m.
2. **INVOCATION** – Commissioner Slagle gave the invocation.
3. **ADDITIONS OR CHANGES TO THE AGENDA** – Chairman Miller requested that Items 8. B through 8. I to be moved to the Consent Agenda as Items 9. A through 9. H.
4. **ADOPTION OF AGENDA** – Commissioner Slagle to adopt the agenda. Commissioner Street seconded the motion and it carried unanimously.
5. **APPROVAL OF MINUTES** – Commissioner Hollifield moved to approve the the Minutes for April 4, 2011, April 12, 2011, May 2, 2011, May 9, 2011 and May 18, 2011. Commissioner Ledford seconded the motion and it carried unanimously.
6. **PUBLIC HEARING**
 - A. **Public Hearing on the Proposed Budget for FY 2011-2012** – Commissioner Ledford moved to open the Public Hearing at 6:05 p.m. No written or public comments were received. Commissioner Ledford moved to close the Public Hearing at 6:07 p.m.
7. **PUBLIC COMMENTS** - None
8. **ITEMS FOR DISCUSSION**
 - A. **Fiscal Year 2011-2012 Budget Ordinance** – Commissioner Ledford stated he had given much thought on this and he felt he would be amiss not to suggest setting the tax rate at one (1) cent higher. Further discussion was held on this issue. Commissioner's Slagle and Hollifield were opposed to raising the tax rate. Chairman Miller stated he felt that if there was going to be a tax increase, it should be done by a unanimous vote. He said since it would not be a unanimous vote, he asked Commissioner Ledford not to put his request in a form of a motion. Commissioner Ledford agreed with Chairman Miller. Commissioner Slagle moved to adopt the Fiscal Year 201-2012 Budget Ordinance (a copy is hereby attached and becomes a part of the minutes). Commissioner Hollifield seconded the motion and it carried unanimously.
 - B. **B & M Cleaning Contract for the Courthouse** – Commissioner Slagle stated he felt this service should be put out to bid. Chairman Miller stated that in the future it could be, but it was too close to bid it for this year. County Manager Vines stated this was another example why the Board needed to develop a

policy for bidding. Commissioner Slagle asked County Attorney Harrison if they were in the guidelines for the bidding process. County Attorney Harrison stated they were. Commissioner Street moved to approve the B & M Cleaning Contract for the Courthouse (a copy is hereby attached and becomes a part of the minutes). Commissioner Ledford seconded the motion and it carried unanimously.

- C. **B & M Cleaning Contract for the Annex Building** – Commissioner Ledford moved to approve the B & M Cleaning Contract for the Annex Building (a copy is hereby attached and becomes a part of the minutes). Commissioner Street seconded the motion and it carried unanimously.
- D. **B & M Cleaning Contract for the Administration Building, Sheriff's Office, Tax Office and Communications** - Commissioner Slagle moved to approve the B & M Cleaning Contract for the Courthouse (a copy is hereby attached and becomes a part of the minutes). Commissioner Hollifield seconded the motion and it carried unanimously.
- E. **AMY Regional Library Contract** – Commissioner Slagle moved to approve the AMY Regional Library Contract (a copy is hereby attached and becomes a part of the minutes). Commissioner Ledford seconded the motion and it carried unanimously.
- F. **MorphoTrak Maintenance & Support Agreement** - Commissioner Slagle moved to approve the MorphoTrak Maintenance & Support Agreement (a copy is hereby attached and becomes a part of the minutes). Commissioner Street seconded the motion and it carried unanimously.
- G. **Western Highlands Fiscal Monitoring Report** – Commissioner Ledford moved to accept the Western Highlands Fiscal Monitoring Report for the third quarter ending March 31, 2011 (a copy is hereby attached and becomes a part of the minutes). Commissioner Street seconded the motion and it carried unanimously.
- H. **Mitchell County Local Economic Benefit for Low and Very Low Income Persons Plan** – Commissioner Slagle moved to approve the Mitchell County Local Economic Benefit for Low and Very Low Income Persons Plan (a copy is hereby attached and becomes a part of the minutes). Commissioner Hollifield seconded the motion and it carried unanimously.
- I. **Fair Housing Compliant Procedure** – Commissioner Ledford moved to approve the Fair Housing Complaint Procedure (a copy is hereby attached and becomes a part of the minutes). Commissioner Street seconded the motion and it carried unanimously.
- J. **Fair Housing Resolution** – Commissioner Street moved to approve the Fair Housing Resolution (a copy is hereby attached and becomes a part of the minutes). Commissioner Ledford seconded the motion and it carried unanimously.
- K. **Recipient's Plan to Further Fair Housing** – Commissioner Slagle moved to approve the Recipient's Plan to Further Fair Housing (a copy is hereby attached and becomes a part of the minutes). Commissioner Hollifield seconded the motion and it carried unanimously.
- L. **Equal Employment and Procurement Plan** – Commissioner Slagle moved to approve the Equal Employment and Procurement Plan (a copy is hereby attached and becomes a part of the minutes). Commissioner Ledford seconded the motion and it carried unanimously.
- M. **Mitchell County Anti-Displacement Policy and Relocation Plan** – Commissioner Ledford moved to approve the Mitchell County Anti-Displacement Policy and Relocation Plan (a copy is hereby attached and becomes a part of the minutes). Commissioner Slagle seconded the motion and it carried.
- N. **Mitchell County Section 504 Compliance Officer/Grievance Procedure** – Commissioner Slagle moved to approve the Mitchell County Section 504 Compliance Officer/Grievance Procedure (a copy is hereby attached and becomes a part of the minutes). Commissioner Street seconded the motion and it carried unanimously.
- O. **Mitchell County Code of Conduct & Purchasing Resolution** – Commissioner Street moved to adopt the Mitchell County Code of Conduct & Purchasing Resolution (a copy is hereby attached and becomes a part of the

- minutes). Commissioner Slagle seconded the motion and it carried unanimously.
- P. Mitchell County Procurement Policy** – Commissioner Ledford moved to approve the Mitchell County Procurement Policy (a copy is hereby attached and becomes a part of the minutes). Commissioner Slagle seconded the motion and it carried unanimously.
- Q. Mitchell County Optional Coverage Relocation Plan** – Commissioner Slagle moved to adopt the Mitchell County Optional Coverage Relocation Plan (a copy is hereby attached and becomes a part of the minutes). Commissioner Hollifield seconded the motion and it carried unanimously.
- R. Citizen Participation Plan** – Commissioner Street moved to approve the Citizen Participation Plan (a copy is hereby attached and becomes a part of the minutes). Commissioner Ledford seconded the motion and it carried unanimously.
- S. Mitchell County Language Access Plan** – Commissioner Slagle moved to adopt the Mitchell County Language Access Plan (a copy is hereby attached and becomes a part of the minutes). Commissioner Ledford seconded the motion and it carried unanimously.
- T. Bakersville and Spruce Pine Post Offices** – Commissioner Slagle suggested the Board request a new Post Office for both the Town of Bakersville and Town of Spruce Pine for better access. Further discussion was held. Commissioner Slagle moved to send a letter to Congressman McHenry and Senator Burr requesting the new post offices. Commissioner Hollifield seconded the motion and it failed by a vote of two to three. Chairman Miller, Commissioner Street and Commissioner Ledford opposed the motion.
- U. Wastewater Infrastructure Capital Project Ordinance** – Commissioner Ledford moved to adopt the Wastewater Infrastructure Capital Project Ordinance (a copy is hereby attached and becomes a part of the minutes). Commissioner Street seconded the motion and it carried unanimously.
- V. Budget Amendment #3 for FY 2010-2011** – Commissioner Ledford moved to adopt Budget Amendment #3 for FY 2010-2011 (a copy is hereby attached and becomes a part of the minutes). Commissioner Slagle seconded the motion and it carried unanimously.
- W. Releases/Refunds/Discoveries** – Commissioner Slagle moved to approve the Releases/Refunds/Discoveries (a copy is hereby attached and becomes a part of the minutes). Commissioner Ledford seconded the motion and it carried unanimously.
- X. Heaven Bound Church Lease Agreement** – Commissioner Hollifield moved to approve the Heaven Church Lease Agreement (a copy is hereby attached and becomes a part of the minutes). Commissioner Ledford seconded the motion and it carried unanimously.
- Y. Juvenile Crime Prevention Council Certification** – Commissioner Slagle moved to approve the Juvenile Crime Prevention Council Certification (a copy is hereby attached and becomes a part of the minutes). Commissioner Street seconded the motion and it carried unanimously.
- Z. 2011-2012 Juvenile Crime Prevention County Funding Allocation** – Commissioner Ledford moved to approve the 2011-2012 Juvenile Crime Prevention County Funding Allocation (a copy is hereby attached and becomes a part of the minutes). Commissioner Street seconded the motion and it carried unanimously.
- AA. DSS Contract Amendment to Contract K61223 with Mitchell County Transportation** – Commissioner Slagle moved to approve the DSS Contract Amendment to Contract K61223 with Mitchell County Transportation (a copy is hereby attached and becomes a part of the minutes). Commissioner Hollifield seconded the motion and it carried unanimously.
- BB. DSS Contract Amendment to Contract K61224 with Harrison & Poore** - Commissioner Hollifield moved to approve the DSS Contract Amendment to the DSS Contract Amendment to Contract K61224 with Harrison & Poore (a copy is hereby attached and becomes a part of the minutes). Commissioner Street seconded the motion and it carried unanimously.

9. CONSENT AGENDA

- A. DSS Contract K61234 with Mitchell County Transportation**
- B. DSS Contract K61235 with Harrison & Poore**
- C. DSS Contract K61236 with Mitchell County Safe Place**
- D. DSS Contract K61237 with Gabriel Yoder**
- E. DSS Contract K61238 with Service Center for Latinos, Inc.**
- F. DSS Contract K61239 with Lucinette F. Hoffman**
- G. DSS Contract K61240 with Shirley Lovelace**
- H. DSS Contract K61241 with Shirley Lovelace**

Commissioner Ledford moved to approve the Consent Agenda Items (a copy is hereby attached and become a part of the minutes). Commissioner Street seconded the motion and it carried unanimously.

- 10. COUNTY MANAGER'S REPORT** – County Manager Vines reviewed the tax collection rate. He reminded the Board there were still some items that were not included in the budget such as the Courthouse Security, Meth Lab Clean-up and the misdemeanors.

- 11. BOARD COMMENTS** – Commissioner Street asked about the status of the building at Ledger being cleaned up. County Manager Vines suggested giving a specific date for the clean up to be completed.

Commissioner Ledford stated he appreciated the Board and their ability to discuss issues.

Chairman Miller asked to Board to consider going back to having a consent agenda. By consensus the Board agreed to have a consent agenda on the next agenda.

Commissioner Slagle informed the Board that the Fire Association would like to have the opportunity to meet with Dr. Boyd to express some of the their concerns. He requested County Manager Vines to arrange this meeting. Commissioner Slagle requested when time on the agenda would allow to have department heads attend the meeting to discuss long range planning and provide the Board with an update on their departments.

- 12. ADJOURNMENT** - Commissioner Ledford moved to adjourn the meeting. The motion was seconded by Commissioner Hollifield and it carried unanimously.

The meeting adjourned at 7:00 p.m.

MITCHELL COUNTY BOARD OF COMMISSIONERS

Marvin Miller, Chairman

Lee Roy Ledford, Vice-Chairman

Ken Hollifield, Member

Bill Slagle, Member

Joe Street, Member

ATTEST:

Kathy Young, NCCCC Clerk