

MINUTES
TRANSYLVANIA COUNTY BOARD OF COMMISSIONERS
August 22, 2011 – REGULAR MEETING

The Board of Commissioners of Transylvania County met in regular session on Monday, August 22, 2011 at 7:00 p.m. in the large courtroom of the Transylvania County Courthouse.

Commissioners present were Larry Chapman, Jason Chappell, Chairman Mike Hawkins, Daryle Hogsed and Vice-Chairman Kelvin Phillips. Also present were County Manager Artie Wilson, County Attorney David Neumann, and Clerk to the Board Trisha Hogan.

Media: *The Transylvania Times* – Mark Todd

There were approximately 20 people in the audience.

CALL TO ORDER

Chairman Mike Hawkins presiding called the meeting to order at 7:07 p.m.

WELCOME

Chairman Hawkins welcomed everyone to the meeting and thanked the members of the audience for participating in their County government. Chairman Hawkins introduced the members of the Board of Commissioners and staff.

PUBLIC COMMENT

Virginia “Jinks” Ramsey: Ms. Ramsey spoke on behalf of the Board of Directors of the Brevard Philharmonic and thanked the Commissioners for the grant they received as part of the 150th celebration. The Brevard Philharmonic is planning a wonderful celebration and Ms. Ramsey invited Commissioners to attend. It happens to be the Brevard Philharmonic’s 35th anniversary. A reception will follow the celebration at the home of Charles and Betty Taylor. Ms. Ramsey thanked those who have worked on the County’s 150th Anniversary celebration this year.

Gerry Hunsicker: Mr. Hunsicker expressed disappointment that the Board of Commissioners has not moved forward with drafting a resolution in opposition to the reclassification of all streams and waterways in Transylvania County because all residents have the potential for their property rights for be violated by the State. He noted there are some suspicious bills being discussed in the NC Legislature that could affect Transylvania County and he is afraid a bill may be submitted to backdoor the reclassification of Boylston Creek. Again, Mr. Hunsicker urged the Board to move forward with a resolution and he asked the Board to respond to his request.

Chairman Hawkins assured Mr. Hunsicker that discussion has occurred among individual Commissioners and staff, yet no decision has made on the wording to use for a resolution. He pointed out that Commissioners are not yet aware of other bills being considered at this time. He said Commissioners would be agreeable to speaking with him to get more information.

John Dillon: Mr. Dillon spoke in reference to an item on the agenda under New Business in reference to filling vacant positions. He said he thought the County had enacted a hiring freeze because of the state of the economy. Mr. Dillon said he recently read that the County hired seven new positions in various departments. He asked for clarification on this matter and wondered if the County could delay hiring new positions in order to protect the County’s budget.

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AGENDA MODIFICATIONS

The Manager requested to remove the minutes from the Consent Agenda. He also requested to amend Item VI.E Community Child Protection and Child Fatality Prevention Team under Appointments. At the time staff prepared the agenda packets, Transylvania Regional Hospital had not yet made a recommendation for an appointment. Staff received the recommendation on Friday and wishes to add the appointment.

Commissioner Chappell moved to approve the agenda as modified, seconded by Commissioner Phillips and unanimously approved.

CONSENT AGENDA

Commissioner Chappell moved to approve the Consent Agenda as submitted, seconded by Commissioner Hogsed and unanimously approved.

FACILITIES USE REQUESTS

The use of the Courthouse Gazebo by Blue Ridge Adventures on Tuesday, September 27, 2011 through October 1, 2011 from 5:00 p.m. to 6:30 p.m. for the purposes of holding awards ceremonies for the Pisgah Mountain Bike Stage Race was approved.

DISCOVERY AND RELEASE REPORT

The Discovery and Release Report for July 2011 was approved.

PRESENTATIONS/RECOGNITIONS

RESOLUTION IN RECOGNITION OF ELIZABETH "TISSIE" STROUP

Elizabeth "Tissie" Stroup will retire from Transylvania County effective September 1, 2011. She has worked in the Parks and Recreation Department for over 19 years. Commissioners thanked Ms. Stroup for her service to the citizens of Transylvania County and wished her the best upon her retirement. Ms. Stroup was unable to attend the meeting so Parks and Recreation Director Rick Pangle accepted the resolution on her behalf. The Manager and Mr. Pangle will present it to Ms. Stroup at a reception in her honor on Thursday from 2:00 p.m. to 4:00 p.m. at the Recreation Department. Mr. Pangle and Human Resources Director Sheila Cozart spoke briefly and said that Ms. Stroup will be hard to replace because she has been a vital asset to the County in many ways.

Commissioner Chapman moved to approve Resolution 32-11 In Recognition of Elizabeth "Tissie" Stroup, seconded by Commissioner Phillips and unanimously approved.

(Resolution 32-11 In Recognition of Elizabeth "Tissie" Stroup is hereby incorporated by reference and made a part of these minutes.)

RESOLUTION IN REMEMBRANCE OF SEPTEMBER 11, 2001

September 11, 2011 will be the 10th Anniversary of the terrorist attack on US soil that took the lives of so many innocent people. The Board of Commissioners wishes to honor the victims and salute those that responded to these tragic events.

Commissioner Phillips moved to approve Resolution 33-11 In Remembrance of September 11, 2001. The motion was seconded by Commissioner Chapman. It was announced that the Brevard Fire Department will be holding a special event on September 11th. It will be advertised to the public. There will be other local and regional events going on as well. **The motion was unanimously approved.**

(Resolution 33-11 In Remembrance of September 11, 2001 is hereby incorporated by reference and made a part of these minute.)

PLANNING BOARD ACTIVITIES FY 2011

Each year the Planning Board submits a report to the Board of Commissioners listing its major accomplishments and activities from the previous fiscal year as required by the ordinance that created the Planning Board. Planning Director Mark Burrows provided a summary of the report to the Board.

In terms of new development activity, there has been very little activity with subdivisions or manufactured home parks. During the year, the Planning Board and staff began putting a process in place to handle requests related to the Pisgah Forest Community Zoning Ordinance. There was a lot of time and effort put into finishing this work. Mr. Burrows believes this project has been one of the Planning Board's most significant accomplishments. The Planning Board also suggested changes to the Sign Control Ordinance which the Board of Commissioners denied.

The Planning Board along with the Economic Development Advisory Board has been holding a series of public meetings throughout the County that involves the Sesquicentennial Steering Committee's goal of leaving a lasting legacy. During the meetings, they are showing the video what was unveiled at the Sesquicentennial Opening Event followed by a Power Point presentation. They have also prepared a community survey for citizens to complete and as of this date over 1,020 people have done so. The goal is to have 3,300 surveys completed.

In response to a question from Commissioner Chapman, one item of concern that may arise in the near future is the foreclosure of the Branches at East Fork subdivision. Staff is working with BB&T who is the current property owner and the County Attorney to ensure that the roads are complete according to the specifications listed in the County's Subdivision Ordinance. Staff is monitoring a couple of other subdivisions that may be in the same situation.

Mr. Burrows does not foresee any significant increase in subdivision activity coming in the near future. However he said there will be a fair amount of activity and effort by both the Planning Board and Economic Development Advisory Board to compile the comments from the surveys and format them in a meaningful way in order to share with the public and the Board of Commissioners.

Commissioners thanked Mr. Burrows and the Planning Board members for the time and effort they put forth into various projects over the past year.

Commissioner Hogsed made a motion to accept the Planning Board's Report, seconded by Commissioner Phillips and unanimously approved.

APPOINTMENTS

TRANSYLVANIA COUNTY COUNCIL ON AGING

The terms of James Walters, Linda Fluck, Sheryl Fortune, Eric Caldwell, Emily Stewart, and Molly Wilmot expire at the end of August. James Walters, Sheryl Fortune, and Eric Caldwell are eligible to serve another term. Molly Wilmot is not eligible to serve another term. The Council has formed a committee to recruit for this vacancy as well as the other Senior Citizen vacancy. The current applicants on file are not qualified to fill this role except one and the applicant has failed to respond to phone calls by both the Clerk and Council on Aging Chair Louise Koontz. There is also another vacancy due to the recent death of Ruth Jones in the Health Department. Health Director Steve Smith will be making the recommendation for her replacement in the near future. It is also the responsibility of the Board of Commissioners to appoint the chair each year.

Commissioner Hogsed moved to reappoint James Walters, Sheryl Fortune, and Eric Caldwell to serve another term, to waive the term limits and reappoint Linda Fluck and Emily Stewart because their expertise and contributions to the Council On Aging are much needed, and to reappoint Louise Koontz as chair for 2011-2012. The motion was seconded by Commissioner Chappell and unanimously approved.

PERSONNEL BOARD

The terms of Mark Emory, Jason Chappell and David Mahoney have expired. Mark Emory is not eligible for reappointment. Staff has been working on recruiting members. There is also one vacancy. Staff will bring back a recommendation in the very near future to fill the expired term of Mark Emory and the vacancy. It is also the responsibility of the Board of Commissioners to appoint the chair each year.

Commissioner Chapman moved to reappoint Jason Chappell and David Mahoney to another term and reappoint Anna Yount as chair, seconded by Commissioner Phillips and unanimously approved.

PARKS COMMISSION

The terms of Roger Eades and Maryann Mickewicz expired at the end of June and they are eligible to serve another term. There is one previous vacancy as well as a recent death, resulting in two vacancies. Also there are two members who have missed the past several meetings. Staff recently sent each of them a letter inquiring about their intentions.

There are four applications on file. Two of the applicants do not wish to serve on the Parks Commission. Of the two remaining, one applicant is interested in serving, and as of this date the other applicant has not returned phone calls from staff. Staff will continue to attempt to make contact with the members who are not attending and will continue to recruit members. It is also the responsibility of the Board of Commissioners to appoint the chair each year.

Commissioner Chappell moved to reappoint Edward Marchini as chair for 2011-2012, to appoint Sammy Kicklighter to fill a vacancy, and to reappoint Maryann Mickewicz to serve another term, seconded by Chairman Hawkins and unanimously approved.

RECREATION ADVISORY BOARD

The terms of Gordon Murray, Michael Hosey, Bill Sack, and Sara Champion have expired. Gordon Murray and Sara Champion are eligible for reappointment. There are five applications on file. So far one applicant has contacted staff and expressed an interest in serving. It is also the responsibility of the Board of Commissioners to appoint the chair annually.

Commissioner Chappell moved to reappoint Gordon Murray and Sara Champion to another term, to appoint Leon "Skip" Hirsch to fill the expired term of Michael Hosey, to waive the term limits and reappoint Bill Sack, and to reappoint Sandra Hosey as chair for 2011-2012. The motion was seconded by Commissioner Chapman and passed by a vote of 4 to 1, with Commissioner Hogsed voting against.

COMMUNITY CHILD PROTECTION & CHILD FATALITY PREVENTION TEAM

The following terms have expired:

1. Gerald Grose (Commissioner Appointee)
2. Sharon Edwards (Parent of deceased child)
3. Heather Quinn (Health Department)
4. Kathie Williams (Children's Center)
5. Rebecca Carter (Transylvania Regional Hospital)
6. Mae Clayton (Family Place)

7. Linda Schieve (CDSA)
8. Teesie Townsend (SAFE)
9. Alice Wellborn (Transylvania County Schools)
10. Kevin Creasman (Transylvania County Sheriff's Office)

North Carolina General Statutes does not prescribe the length of terms for team members. Health Director Steve Smith indicated that his State consultant has stipulated that three-year terms are typical. Mr. Smith has randomly recommended for some terms to be two years in length and others to be three years in length in order to create staggered terms that will facilitate continuity for team obligations.

Commissioner Chappell made a motion for the following:

1. **Appoint Kim Bailey to replace Gerald Grose; term to expire June 2013**
2. **Appoint Amanda Lambert to replace Heather Quinn; term to expire June 2013**
3. **Reappoint Kathie Williams; term to expire June 2012**
4. **Appoint Vivienne Lendway to replace Rebecca Carter; term to expire June 2013**
5. **Reappoint Mae Clayton; term to expire June 2012**
6. **Reappoint Linda Schieve; term to expire June 2013**
7. **Reappoint Teesie Townsend; term to expire June 2012**
8. **Reappoint Alice Wellborn; term to expire June 2013**
9. **Reappoint Kevin Creasman; term to expire June 2012**

The motion was seconded by Commissioner Hogsed and unanimously approved.

Chairman Hawkins noted there is a vacancy on the Transylvania Community Arts Council Board of Directors and he asked Commissioners to consider serving on that board. This vacancy resulted from the wishes of Planning and Economic Development Director Mark Burrows who has served on this board since the early 1990's. The Transylvania Community Arts Council Board of Directors meets the second Wednesday of each month at noon. This appointment will be placed on the September 12, 2011 agenda.

OLD BUSINESS

FALSE ALARM ORDINANCE

Commissioners held a public hearing on the proposed false alarm ordinance on July 25, 2011 at which there were no comments made by the public; however staff did receive comments from six of the volunteer fire departments. At the previous meeting Commissioners expressed concern about imposing an application fee. The Manager asked Commissioners to discuss the elements of the ordinance and direct staff on how to proceed.

Commissioners discussed the proposed ordinance at length and expressed the following:

1. Disagreed with including an annual permitting process and fee if the goal is to encourage people to register their contact information; suggested staff contact alarm owners on an annual basis to obtain updated contact information; another suggested the ordinance indicate that information must be updated on an annual basis if the information has changed or be subject to fine or penalty
2. Expressed concern about requiring contact information from citizens whose alarm systems are not monitored by monitoring stations; stated that participation should be voluntary
3. Discussed the process for notifying citizens of the new ordinance should it pass; suggested adding statement to tax bill
4. Expressed concern about the confidentiality of homeowners' contact information
5. Discussed process for informing monitoring stations of the County's ordinance requirements in order to ensure they have the correct information before contacting 911

Commissioners agreed that intent of the ordinance is to be an incentive for people to repair their faulty alarm systems because false alarm calls put emergency services staff and volunteers at risk and are a direct cost to the County. It is also the intent of the ordinance to ensure that the correct key holder contact information is on file in case an emergency call is dispatched to the respective location.

Emergency Management Director David McNeill and Communications Director Kevin Shook responded to Commissioners' comments:

1. Not opposed to removing the permit fee from the draft ordinance; the purpose of the annual permitting process is to ensure that staff has updated contact information; suggested an initial permitting process and work through education with law enforcement and other responding agencies to communicate to the public the importance of having updated information on file; with the current call volume coming into the E911 center, calling people annually to update their key holder information would not be feasible; okay with changing ordinance to require annual updates only if contact information has changed or be subject to fine or penalty which puts the responsibility on the owner
2. The end result of audible alarms going off (those not tied into a monitoring station) is more than likely a call to 911 whereby law enforcement would be dispatched to investigate the alarm and respond accordingly
3. Only emergency staff would have access to contact information; all Communications staff are bound by confidentiality and have undergone criminal background checks
4. Communication is made with monitoring stations currently to make sure they have the correct contact information on file; however the monitoring stations are not obligated to change information provided to them by 911 staff, only by the homeowner

Commissioners instructed staff to offer additional options at the next meeting for the Board's consideration and discussion. Chairman Hawkins asked Commissioners to forward any additional concerns or questions to the Manager.

INTER-LOCAL AGREEMENT CONSTRUCTION OF THE SEPTAGE RECEIVING STATION

On June 27, 2011 the Board of Commissioners approved moving forward with the construction of a septage receiving station at the City of Brevard's waste water treatment facility. The cost of the facility is not to exceed \$160,000. The Manager provided a copy of the proposed inter-local agreement with the City for the construction of the facility.

The Manager noted there will be a temporary facility used during the construction of the new facility so there will be no interruption in service. This agreement only refers to the construction of the project. Another agreement will be drafted at a future date regarding management of the enterprise fund.

Any change orders would have to be approved by the Board of Commissioners. The Manager suggested changing the words "shall not exceed \$160,000" to "which is estimated to not exceed \$160,000. Any amount above that would have to be approved by the Board of Commissioners such that...". The reason for the change is in case something happens where the cost does exceed \$160,000.

County staff will assist in monitoring the construction of the project. The project is slated to begin soon.

Commissioner Chappell moved to authorize the County Manager to sign the Inter-Local Agreement for the construction of the septage receiving station with the changes noted by the Manager. The motion was seconded by Commissioner Hogsed. Commissioner Phillips said based on conversations with some members of the Rosman Aldermen, the County did not give the Town of Rosman an equal opportunity to make a proposal to the County about constructing a receiving station at its wastewater treatment facility. Their proposal would have been approximately \$40,000 less. The

Manager responded and said he met with Rosman Mayor Brian Shelton who indicated that the Town had no interest. He said Alderman Roger Petit had expressed interest during a public comment period of a Board of Commissioners meeting but the County never received a proposal from the Town of Rosman. He said there were a lot of factors that the Town had to consider that did not pan out. Furthermore, the Manager pointed out that the City was in a position where they had to make a decision within a certain time frame. The Manager believes the Town was given ample opportunity; unfortunately they did not respond in a timely manner and he has yet to receive a response or a proposal from the Town. Commissioner Chapman said he attended some of the same meetings with the Manager as well as the Town meetings and he concurred with the Manager's statements. **The motion passed by a vote of 4 to 1, with Commissioner Phillips voting against.**

NEW BUSINESS

REQUEST TO FILL VACANT POSITIONS

The Manager reported three vacant positions and requested permission to advertise and fill them accordingly. Those positions are:

1. Emergency Medical Services: A Paramedic position became vacant when the employees accepted a position as lead instructor for the Blue Ridge Community College Emergency Medical Science curriculum program. The Paramedic position is critical to providing continuous emergency medical coverage to citizens.
2. Recreation: Tissie Stroup is retiring effective September 1, 2011. Director Rick Pangle is reorganizing the duties of the Recreation Program Supervisor and the part-time 20 hour/week Recreation Assistant position. The hours would be changed from Monday - Friday from 8:30 a.m. to 5 p.m. to Monday - Friday 1:30 p.m. to 10 p.m. This would allow for direct supervision of the programs coordinated by this position. The hours of the part-time Recreation Assistant position would be changed from Monday - Friday 6:00 p.m. to 10 p.m. to Monday - Friday 8:30 a.m. to 12:30 p.m. If this position is not filled some programs will have to be eliminated.
3. Solid Waste: The Landfill Supervisor recently retired leaving this position vacant. The supervisor is responsible for erosion control measures at the landfill, hauling leachate, landfill operations, coordinating equipment maintenance schedules with the mechanic and supervising some landfill staff. This is a critical position for the landfill.

Commissioner Chapman inquired about whether there were trained personnel available to fill the Paramedic position. Emergency Management Director David McNeill explained that typically part time staff moves into the full time permanent positions. Part time staff is used to cover when full time employees are on vacation, sick, etc. and they are properly trained in this profession.

Commissioner Chapman responded to Mr. Dillon who inquired about this agenda item during the public comment period. He explained that the positions being considered are not new and are currently included in the budget. Commissioner Chappell noted that the resolution enacting the hiring freeze states that vacancies shall come before the Board for prior approval.

Commissioner Chapman moved to approve the paramedic position, seconded by Commissioner Hogsed and unanimously approved.

For Commissioners' benefit, Parks and Recreation Director Rick Pangle clarified the plan for the recreation position.

Chairman Hawkins moved to accept the recommendation of the reorganization of the Recreation Program Supervisor position and change the hours to Monday – Friday from 1:30 p.m. to 10:00 p.m. and changing the part time Recreation Assistant from evenings to mornings. The motion was

seconded by Commissioner Hogsed. Commissioner Chappell thanked Mr. Pangle for his work restructuring the programs to accommodate the needs of the citizens who use these programs. In response to a question by Commissioner Phillips, the Manager noted there could be a possible decrease in the budget depending on who is hired to fill the position because of longevity. **The motion was approved unanimously.**

Solid Waste Director Jeff Brookshire clarified the duties of the Landfill Supervisor.

Commissioner Hogsed moved to approve filling the Solid Waste Landfill Supervisor position, seconded by Commissioner Chapman and unanimously approved.

POTENTIAL LOCATIONS FOR SESQUICENTENNIAL LEGACY SCULPTURE

One of the goals of the Sesquicentennial Steering Committee is to leave a lasting legacy for others to remember and enjoy. The legacy subcommittee has proposed choosing an artist to develop a sculpture using the theme of the Sesquicentennial Celebration, "Weaving a Tapestry of Community". The committee would like the sculpture to be located on either the Courthouse lawn or in front of the old Library. In order to move forward with the project the committee needs approval from the Board of Commissioners to allow the sculpture to be located at either location which will be chosen at a later date.

Commissioner Chapman expressed opposition to placing the sculpture on the Courthouse lawn as to not detract from the veterans memorials and clutter the lawn. He also suggested that the sculpture should be designed in a manner that it can be relocated in case Commissioners decide to do something with the old Library other than use it for County offices.

Commissioner Chapman moved to eliminate the Courthouse as an option and locate the sculpture at the old Library with the understanding that it could be moved if Commissioners decide to do something different with the old Library. The motion was seconded by Commissioner Phillips. Chairman Hawkins reported that the Legacy Committee looked at a few locations that were public spaces that had high visibility and were appropriate for this type of project. They also expressed concern about detracting from the veterans memorial; however if the sculpture were to be placed on the Courthouse lawn it would not be bigger than the veterans memorial and it would be placed on the east side of the property so that it would actually provide symmetry to the Courthouse lawn. The design will be done within the context of the location. Commissioner Hogsed felt that the new Library would be a better location than the old Library. Chairman Hawkins said although there is lots of space at the new Library, the question is where to put it on the site where it can be seen by others. Chairman Hawkins said the final decision will be made by the Board. **Commissioner Hogsed suggested an amendment to the motion that stipulated that the Board could move forward with either location and have the final say of where the sculpture is to be located once the design is known. Commissioner Chapman did not wish to amend the motion.** Commissioner Phillips agreed with Commissioner Chapman that the Courthouse lawn should be kept neat and clean, and should remain home for items that are significant like the veterans memorial. **The motion passed by a vote of 4 to 1, with Commissioner Hogsed voting against.**

BUDGET TRANSFERS AND AMENDMENTS

Staff requested approval of the following budget transfers and amendments:

Items carried forward from FY 2011 totaling \$238,732

- #6 - Completion of Phase 1 of the community park: \$104,006
- #7 - 150th Celebration: \$18,824
- #8 - Equipment for EMS vehicle: \$4,480
- #10 - TRAIN Grant funds: \$62,776

- #11 - Health Department Special Project Funds: \$36,416
- #12 - Healthy Smiles Grant Cost Settlement Funds: \$3,927
- #13 - Grant Funds for Sheriff's Department: \$8,303

These funds were either received in FY 2011 for a particular purpose and were not fully spent in FY 2011 or were budgeted for in FY 2011 and will not be completed until FY 2012.

New Items

- #5 - Soil and Water Conservation allocated monies from the Designated Soil and Water Reserve to repair damage to stream bank: \$8,406
- #9 - Provide additional funds for Veterans Service Officer to work 1,000 hours to comply with accreditation requirements of the Federal Certified Registry. These funds will come from the Contingency line item and will not increase the budget.

With approval of these budget transfers and amendments, the FY 2012 General Fund Budget will be increased by \$247,138 (carryover items plus amendment #5) and increases the General Fund Budget to \$39,753,834.

Commissioner Chappell moved to approve the budget transfers and amendments as presented, seconded by Commissioner Hogsed and unanimously approved.

SCHEDULE OF PUBLIC HEARING ON TRANSYLVANIA COUNTY MULTI-JURISDICTIONAL HAZARD MITIGATION PLAN

Transylvania County and its municipalities are required by the "Disaster Mitigation Act of 2000" and "44 CFR Parts 201 and 206" to review, update, and submit for approval their Multi-Jurisdictional Hazard Mitigation Plan every five years in order to remain eligible for federal disaster assistance funding. Over the last year through a series of 10 meetings, Transylvania County Emergency Management staff has coordinated the federally required five-year update of the Transylvania County Multi-Jurisdictional Hazard Mitigation Plan. This plan includes the jurisdictions of Transylvania County, the City of Brevard, and the Town of Rosman.

Agencies participating in this process included Emergency Management, Planning and Economic Development, Building Permitting and Enforcement, Soil and Water Conservation District, City of Brevard Planning Department, City of Brevard Public Services, Brevard Police Department, Brevard Fire Department, Town of Rosman, NC Division of Forest Resources, Gorges State Park, and USDA Natural Resources Conservation Service.

A public meeting was held June 21, 2011 at 7:00 p.m. at the Public Safety Facility with no public participation. On June 23, 2011 the proposed plan update was submitted to North Carolina Emergency Management for their review and approval. Approval was received the same day at which time the plan was forwarded to FEMA for their review and approval. A letter of approval from FEMA subject to formal local adoption was received on July 19, 2011 with no required revisions other than inclusion of adoption resolutions from the respective jurisdictions.

In order to finalize this process a public hearing is required followed by resolutions adopting the plan from the three political jurisdictions participating in the plan. A copy of the plan is located at County Administration, the Library and online.

Commissioner Chappell moved to schedule a public hearing for September 12, 2011 on the Transylvania County Multi-Jurisdictional Hazard Mitigation Plan and direct staff to advertise for

the public hearing. The motion was seconded by Commissioner Phillips and unanimously approved.

SCHEDULE NCDOT SECONDARY ROADS MEETING

Each year the North Carolina Department of Transportation (NCDOT) recommends a list of secondary road improvements for each county. NCDOT officials have requested to hold the Transylvania County Secondary Roads meeting on Tuesday, September 27, 2011 at 3:00 p.m.

Commissioner Chapman indicated he would be out of town and would not be available for the meeting. Commissioners preferred to schedule the meeting after 5:00 p.m. to allow the public an opportunity to attend and instructed staff to contact NCDOT officials and request to change the time to 5:30 p.m.

MANAGER'S REPORT

The Manager reported the following:

- The bids for the old Sheriff's building will be advertised this week
- Staff continues to work on options for the animal shelter; Friends of the Animal Shelter has begun its fundraising activities
- The roof on the old Sheriff's building is complete and the project came in under budget
- Staff received a letter today from the NC Department of Transportation on the Rock Creek Bridge; officials met with representatives from Burlingame and there was an issue with constructing a detour road around the golf course; officials are considering closing the road and planning another detour and they requested a response to their proposal by September 8; however they allowed an extension for the Board's response since the next meeting is not until September 13; the Manager plans to meet with stakeholders as well; there are other options officials can consider and the project is expected to take 2-4 months
- Staff has submitted the close out for the Connestee Falls project and is now waiting for reimbursement
- PARTF grant funding will be available in FY 2012. January 31, 2012 is the application deadline. Parks and Recreation Director Rick Pangle is working on a cost analysis of the different phases for the completion of the Community Park near Rosman
- Staff reviewed the sealed closed session minutes as required per policy and there are none to unseal at this time
- Reminded everyone that the 150th Birthday Party is coming up on September 3, 2011; activities begin at 10:00 a.m. downtown and end at 5:00 p.m.; activities continue at Brevard College at 6:00 p.m. followed by a concert and choreographed fireworks extravaganza; the celebration will be amazing and there will be lots of activities for both children and adults; encouraged everyone to attend the community events because they have really pulled communities together

Commissioner Phillips inquired about the status of the East Fork Bridge project since the public meeting occurred. The Manager reported that the NC Department of Transportation officials are developing alternative plans and they intend to hold another public meeting in Rosman once those plans are complete. One of the alternatives is to reconstruct the bridge in its place rather than building a temporary bridge, which is the least cost alternative and can be completed in 120 days. This would require that the road be shut down. If this is the option, it is hoped that officials will coordinate the project with the school system with the least possible impact. Officials at the time of the public meeting did not have information about how the project will affect the adjacent property owners. The Manager requested officials to determine the amount of property that would be impacted in each one of the scenarios and provide an estimate as to the impact to property owners. Once officials have developed the plans and the public meeting is held, the choice could either be made by them or Commissioners by way of a public hearing. The Manager noted there are some residents that prefer the original design and others that want to see it constructed in place.

PUBLIC COMMENT

There were no comments by the public.

COMMISSIONERS' COMMENTS

Commissioner Chapman recently attended the NC Association of County Commissioners Annual Conference in Concord. He said it was a great event and a real learning experience. He provided information to Commissioners that gave an update on the Association's legislative goals and which ones had been accomplished thus far. Commissioner Chapman also met with the youth representative at the Conference who was from Rosman. He asked her to make a presentation to the Board in the near future regarding what youths find important in their communities. Lastly, he said he learned during the conference that Transylvania County is in a lot better financial condition than many other counties and he said everyone should be proud of the job they are doing.

Chairman Hawkins moved to enter into closed session per NCGS 143-318.11 (a) (4) to discuss matters relating to the location or expansion of business in the area served by this body, after a 5 minute recess. The motion was seconded by Commissioner Phillips and unanimously carried.

CLOSED SESSION

Per NCGS 143-318.11 (a) (4) to discuss matters relating to the location or expansion of business in the area served by this body, closed session was entered into at 9:55 p.m. Present were Chairman Hawkins, Commissioners Chapman, Chappell, Hogsed, and Phillips, County Manager Artie Wilson, County Attorney David Neumann, Planning and Economic Development Director Mark Burrows, and Clerk to the Board Trisha Hogan.

Mark Burrows updated Commissioners on some potential economic development opportunities.

Chairman Hawkins moved to leave closed session, seconded by Commissioner Phillips and unanimously carried.

OPEN SESSION

Chairman Hawkins moved to seal the minutes of the closed session until such time that opening the minutes does not frustrate the purpose of the closed session, seconded by Commissioner Chappell and unanimously approved.

ADJOURNMENT

There being no further business to come before the Board, **Commissioner Chapman moved to adjourn, seconded by Commissioner Phillips and unanimously carried.**

ATTEST:

Mike Hawkins, Chair
Transylvania County Board of Commissioners

Trisha Hogan
Clerk to the Board

08/22/2011