

**MACON COUNTY BOARD OF COMMISSIONERS**  
**March 12, 2019**  
**AGENDA**

1. Call to order and welcome by Chairman Tate
2. Announcements
3. Moment of Silence
4. Pledge of Allegiance
5. Public Hearing(s) – **NONE**
6. Public Comment Period
7. Additions to agenda
8. Adjustments to and approval of the agenda
9. Reports/Presentations
  - A. Safe Routes to School Program. *Jackie Moore, Safe Routes to School Coordinator. Justin Setser, Town Planner*
  - B. Nikwasi Initiative Update. *Barbara McCrae, Town of Franklin Councilwoman*
  - C. Presentation of Program Impact Report for 2018. *Allen Durden, Cooperative Extension Director, and staff*
10. Old Business
  - A. Renewal of Lease Agreement between Macon County and NC Department of Commerce for NC Works Career Center. *Chester Jones, County Attorney*
  - B. Assumption of Lease Agreement between North Carolina Community Care Networks, Inc. and Macon County Public Health. *Chester Jones, County Attorney*
  - C. Resolution confirming and ratifying the existence of the Macon County Community Funding Pool. *Chester Jones, County Attorney*
  - D. Approval of By-Laws for Community Funding Pool. *Chester Jones, County Attorney*

E. Update on Courthouse Security Project. *Sheriff Robert Holland.*

11. New Business

- A. Occupancy Tax Penalty Waiver Request for Beth Strickland. *Chester Jones, County Attorney. Lori Hall, Finance Director*
- B. Letter in support of Smoky Mountain Relay. *Derek Roland, County Manager. Chester Jones, County Attorney*
- C. Acknowledgement letter request from Burningtown-Iotla Volunteer Fire Department concerning the purchase of 1998 Freightliner Pumper/Tanker. *Mike Yacks, Board Chairman-Burningtown-Iotla Volunteer Fire Department*

12. Consent Agenda – Attachment

All items below are considered routine and will be enacted by one motion. No separate discussion will be held except on request of a member of the Board of Commissioners.

- A. Minutes of the February 12, 2019 Regular Meeting
- B. Budget Amendment #157
- C. Tax Releases in the amount of \$1,637 for February 2019
- D. Tax Refund Request approval for Mike Davis per NCGS 105-381
- E. Tax Office Monthly Report
- F. Macon County Board of Public Health proposed fee changes/additions

13. Appointments

- A. Re-appointment of Bill Dyar to Macon County Library Board.

14. Closed session (if necessary)

15. Adjourn/Recess

# MACON COUNTY BOARD OF COMMISSIONERS

## AGENDA ITEM

**MEETING DATE:** March 12, 2019

**DEPARTMENT/AGENCY:** N/A

**SUBJECT MATTER:** Reports and Presentations

### COMMENTS/RECOMMENDATION:

- **9A.** Safe Routes to School Program. Jackie Moore, Safe Routes to School Coordinator along with Justin Setser, Town Planner with the Town of Franklin will provide a brief update on the Safe Routes to School Program. Part of the presentation will focus on their need to find alternate funding sources to support the program the moving forward.
- **9B.** Nikwasi Initiative Update. Barbara McCrae, Councilwoman for the Town of Franklin will provide an update on the Nikwasi Initiative Project.
- **9C.** Presentation of Program Impact report for 2018. Alan Durden, Cooperative Extension Director, along with staff will present the Cooperative Extension Program Report for 2018. Handouts will be distributed at the meeting.

Attachments \_\_\_\_\_ Yes  No

Agenda Item 9A-9C

# MACON COUNTY BOARD OF COMMISSIONERS

## AGENDA ITEM

**MEETING DATE:** March 12, 2019

**DEPARTMENT/AGENCY:** Legal

**SUBJECT MATTER:** Renewal of Lease Agreement between Macon County and NC Department of Commerce for NC Works Career Center.

### COMMENTS/RECOMMENDATION:

- County Attorney Chester Jones will present a proposed lease renewal agreement between Macon County and the North Carolina Department of Commerce for the 1800 SF of office space located at 23 Macon Avenue, Macon County Annex, Franklin, North Carolina. Copies of the agreement will be made available at the meeting.

Attachments \_\_\_\_\_ Yes  No

Agenda Item 10A



**MACON COUNTY BOARD OF COMMISSIONERS**

**AGENDA ITEM**

**MEETING DATE: March 12, 2019**

**DEPARTMENT/AGENCY: Legal**

**SUBJECT MATTER: Assumption of Lease Agreement between Macon County Public Health and North Carolina Community Care Networks Inc.**

**COMMENTS/RECOMMENDATION:**

- County Attorney Chester Jones will present a proposed lease assumption agreement between Macon County Public Health and North Carolina Community Care Networks Inc. The proposed lease assumption agreement comes as North Carolina Community Care Networks Inc. has taken over certain business operations of Community Care of Western North Carolina and wishes to assume the lease from Community Care of Western North Carolina in order to continue those operations.

Attachments   X   Yes        No

**Agenda Item 10B**

STATE OF NORTH CAROLINA  
COUNTY OF MACON

**RESOLUTION OF THE MACON COUNTY BOARD OF COUNTY COMMISSIONERS  
DECLARING PROPERTY TO BE SURPLUS AND APPROVING A THREE MONTH  
LEASE OF THE SAME BY NORTH CAROLINA COMMUNITY CARE NETWORKS,  
INC., a North Carolina non-profit corporation**

THAT WHEREAS, Macon County owns certain real property being described in the Lease to NORTH CAROLINA COMMUNITY CARE NETWORKS, INC., a North Carolina non-profit corporation, a copy of which is attached hereto; and

WHEREAS, Macon County does not presently have a use for the same and will not need the same during the term of such lease; and

WHEREAS, Macon County desires to declare the same to be surplus and authorize the entry of the Lease to NORTH CAROLINA COMMUNITY CARE NETWORKS, INC., a North Carolina non-profit corporation, a copy of which is attached hereto, for the period of three months effective from April 1, 2019; and

WHEREAS, pursuant to N.C. Gen. Stat. § 160A-272, Macon County is authorized to enter into the Lease to NORTH CAROLINA COMMUNITY CARE NETWORKS, INC., a North Carolina non-profit corporation, a copy of which is attached hereto, upon the passing of a Resolution authorizing the same.

NOW THEREFORE, upon Motion of Commissioner \_\_\_\_\_, seconded by Commissioner \_\_\_\_\_, and duly approved, be it hereby resolved by the Macon County Board of County Commissioners as follows:

RESOLVED, that Macon County does hereby declare the real property described in the Lease to NORTH CAROLINA COMMUNITY CARE NETWORKS, INC., a North Carolina non-profit corporation, a copy of which is attached hereto and incorporated herein by reference, to be surplus property and it has determined that it does not presently have a use for the same and will not need the same during the term of such lease; and

RESOLVED, that Macon County does hereby authorize the entry into the Lease to NORTH CAROLINA COMMUNITY CARE NETWORKS, INC., a North Carolina non-profit corporation, a copy of which is attached hereto and incorporated herein by reference, for the period of three months effective from April 1, 2019; and

RESOLVED, that James Tate, the Chairman of the Macon County Commissioners, is hereby authorized and directed to fill in any blanks upon the same and execute said Lease NORTH CAROLINA COMMUNITY CARE NETWORKS, INC., a North Carolina non-profit corporation, on behalf of Macon County; and

RESOLVED, that Derek Roland, Macon County Manger, is hereby authorized to execute an agreement with Community Care of Western North Carolina prepared by the Macon County Attorney whereby the existing lease between Macon County and Community Care of Western North Carolina is ended or canceled for the balance of the term

Adopted at the March 12 \_\_\_\_, 2019, Regular Meeting of the Macon County Board of Commissioners.

\_\_\_\_\_  
James Tate, Chairman of the Macon County Board  
County Commissioners

ATTEST:

\_\_\_\_\_  
Derek Roland, Clerk to the Board

( Official Seal )

**STATE OF NORTH CAROLINA  
COUNTY OF MACON**

**LEASE AGREEMENT**

**THIS LEASE AGREEMENT**, made and entered into effective this the 1<sup>st</sup> day of April, 2019, by and between MACON COUNTY PUBLIC HEALTH (hereinafter referred to as **LESSOR**), and NORTH CAROLINA COMMUNITY CARE NETWORKS, INC., a North Carolina Non-Profit Corporation (hereinafter referred to as **LESSEE**),

**WITNESSETH**

**THAT** subject to the terms and conditions set forth herein below, lessor does hereby let and lease unto the Lessee and the Lessee does hereby accept as a tenant of the Lessor certain premises lying and being in the Township of Franklin, Macon County, North Carolina, and being more particularly described as follows:

Work Space: Three (3) cubicles, approximately 48 square feet each (total space 144 square feet)

Space Includes access to: Telephone (Including fax), internet connection (including WIFI access), waste disposal, meeting rooms, and parking for staff.

Location of Work Space leased: Human Services Building, Macon County Public Health Center  
1830 Lakeside Drive, Franklin NC 28734.

1. The term of this lease shall be for a period of three months commencing on the 1st day of April, 2019, or as soon hereafter as the leased premises are ceded to the Lessee, and terminating on June 30, 2019.
2. The Lessee shall pay to the Lessor as rental for said premises the sum of oneThousand, Seventy-Six Dollars (\$1,269.00), which sum shall be paid in three (3) equal monthly installments of Four Hundred and Twenty-Three (\$423.00) with the first such monthly installment being due and payable on April 1, 2019, and a like monthly installment being due on the first day of each month thereafter during the term of this Lease Agreement.

The Lessee agrees to pay the aforesaid rental to Lessor at the address specified or to such other address as the Lessor may designate by a notice in writing at least fifteen (15) days prior to the due date.

3. Lessor agrees to furnish to the Lessee, as a part of the consideration for this lease, the following services and utilities to the satisfaction of the Lessee.
  - A. Heating facilities, air conditioning facilities, electrical facilities, adequate lighting fixtures and sockets, and hot and cold water facilities, and adequate toilet facilities with proper ventilation.
  - B. All utilities to include local telephone, and internet access.
  - C. This shall include maintenance and cleaning of lawns, shrubbery, sidewalks and parking



areas.

- D. Lessor to provide required fire extinguishers and servicing, pest control, and outside trash disposal including provision for the handling of recyclable items such as aluminum cans, cardboard and paper.
  - E. Parking
  - F. All fire and safety inspection fees and storm water fees to be the responsibility of the Lessor.
4. During the lease term, the Lessor shall keep the leased premises in good repair and tenantable condition, to the end that all facilities are kept in an operative condition. Maintenance shall include, but not be limited to furnishing and replacing electrical light fixture ballasts, air conditioning and ventilating equipment filter pads, if applicable, and broken glass. In case Lessor shall, after notice in writing from the Lessee in regard to a specified condition fail, refuse or neglect to correct said condition, or in the event of an emergency constituting a hazard to the health or safety of the Lessee's employees, property, or invitees, it shall then be lawful for the Lessee, in addition to any other remedy the Lessor may have, to make such repair at its own cost and to deduct the amount thereof from the rent that may then be or thereafter become due hereunder. The Lessor reserves the right to enter and inspect the leased premises, at reasonable times, and to make necessary repairs to the premises.
  5. It is understood and agreed that the Lessor shall, at the beginning of said lease term as hereinabove set forth have the leased premises in a condition satisfactory to Lessee, including repairs, painting, partitioning, remodeling, plumbing, and electrical wiring suitable for the purpose for which the leased premises will be used by Lessee. By executing this Lease Agreement, Lessee stipulates and agrees that it is satisfied with the leased premises "as is".
  6. If the said premises be destroyed by fire or other casualty, without fault of the Lessee, this lease shall immediately terminate and the rent shall be apportioned to the time of the damage. In case of partial destruction or damage by fire or other casualty without fault of the Lessee, so as to render the premises untenable in whole or in part, there shall be an apportionment of the rent until the damage has been repaired.
  7. Lessor shall be liable to Lessee for any loss or damages suffered by Lessee which are a direct result of the failure of Lessor to perform an act required by this lease, and provided that Lessor could reasonably have complied with said requirement.
  8. Upon termination of this lease, the Lessee will peaceably surrender the leased premises in as good order and condition as when received, reasonable use and wear and damage by fire, war, riots, insurrection, or public calamity, by the elements, by act of God or by circumstances over which Lessee had no control or for which Lessor is responsible pursuant to this lease, excepted.
  9. The Lessor agrees that the Lessee, upon keeping and performing the covenants and agreement herein contained, shall at all times during the existence of this lease peaceably and quietly have, hold, and enjoy the leased premises free from the adverse claims of any person.
  10. The failure of either party to insist in any instance upon strict performance of any of the terms and conditions herein set forth shall not be construed as a waiver of the same in any other instance.

No modification of any provision hereof and no cancellation or surrender hereof shall be valid unless in writing and signed and agreed to by both parties.

11. Any hold over after the expiration of the said term or any extension thereat shall be construed to be a tenancy from month to month, and shall otherwise be on the terms and conditions herein specified, so far as applicable; however, either party shall give not less than sixty (60) days written notice to terminate the tenancy.
12. The parties to this lease agree and understand that the continuation of this lease agreement for the term period set forth herein, or any extension or renewal thereof, is dependent upon and subject to the appropriation, allocation or availability of funds for this purpose to the agency of the Lessee responsible for payment of said rental. The parties to this lease also agree that in the event the agency of the Lessee or that body responsible for the appropriations of said funds, in its sole discretion, determines, in view of its total local office operations that available funding for the payment of rents are insufficient to continue the operation of its local office on the premises leased herein, it may choose to terminate the lease agreement set forth herein by giving Lessor written notice of said termination, and the lease agreement shall terminate immediately without any further liability to Lessee for lease payments hereunder.
13. The Lessee shall keep the premises in good repair and tenantable condition during and upon the termination of this Lease Agreement.
14. All notices herein provided to be given, or which may be given, by either party to the other, shall be deemed to have been fully given when made in writing and deposited in the United States mail, certified and postage prepaid addressed as follows: To the Lessor, MACON COUNTY, 5 West Main Street, Franklin, North Carolina 28734 and the Lessee, NORTH CAROLINA COMMUNITY CARE NETWORKS, INC., Attention: General Counsel, 2300 Rexwoods Drive, Raleigh, NC 27607. Nothing herein contained shall preclude the giving of such notice by personal service. The address to which notices shall be mailed as aforesaid to either party may be changed by written notice.
15. E-VERIFY. Each Party hereto shall comply with the requirements of Article 2 of Chapter 64 of the General Statutes. Further, if any party hereto utilizes a subcontractor, such party shall require the subcontractor to comply with the requirements of Article 2 of Chapter 64 of the General Statutes.

IN TESTIMONY WHEREOF, this lease has been executed by the parties hereto, in quadruplicate originals, effective as of the date first above written.



MACON COUNTY NORTH CAROLINA

NORTH CAROLINA COMMUNITY CARE  
NETWORKS, INC.

\_\_\_\_\_  
James Tate, Chairman, Board of Commissioners

\_\_\_\_\_  
Tom Wroth, MD, President

**ATTEST:**

\_\_\_\_\_  
Derek Roland, Clerk of the Board

# MACON COUNTY BOARD OF COMMISSIONERS

## AGENDA ITEM

**MEETING DATE:** March 12, 2019

**DEPARTMENT/AGENCY:** Legal

**SUBJECT MATTER:** Resolution confirming and ratifying the existence of the Macon County Community Funding Pool

**COMMENTS/RECOMMENDATION:**

- County Attorney Chester Jones will present a resolution which confirms and ratifies the existence of the Macon County Community Funding Pool.

Attachments  Yes  No

Agenda Item 10C

**RESOLUTION CONFIRMING AND RATIFYING THE EXISTENCE OF THE  
MACON COUNTY COMMUNITY FUNDING POOL COMMITTEE**

**WHEREAS**, some time back, a Macon County Board of Commissioners did form an advisory Board or Committee to receive and review applications for non-profit organizations which desired to receive financial funding from Macon County, North Carolina; and

**WHEREAS**, such Macon County Board of Commissioners did appoint individuals to serve upon such advisory Board of Committee; and

**WHEREAS**, such advisory Board or Committee has in fact served as an advisory Board of Committee to the Macon County Board of Commissioners for a number of years and has been referred to by a few names including but not limited to “Macon County Community Funding Pool” and/or “Macon County Community Fund Task Force”; and

**WHEREAS**, such advisory Board or Committee has and continues to provide valuable advisory service to the Macon County Board of County Commissioners; and

**WHEREAS**, the Macon County Board of Commissioners realized that a number of the appointments to such advisory Board of Committee needed to be made to such Board or Committee so that it could fully function in its advisory role and such appointments were made on November 14, 2017 or December 12, 2017, for three years each as follows:

1. Diane Cotton, appointed November 14, 2017;
2. Kyle Garner, appointed November 14, 2017;
3. Rick Westerman, appointed November 14, 2017;
4. Emily Quinn Ritter, appointed November 14, 2017;
5. Robert T. Shook, appointed November 14, 2017;
6. Andrea Anderson, appointed November 14, 2017;
7. Bobbie Contino, appointed November 14, 2017;
8. Robert E. Smith, appointed November 14, 2017;
9. R. Patrick Betancourt, appointed November 14, 2017;
10. Karen Wallace, appointed November 14, 2017;

11. Jennifer Jones, appointed November 14, 2017;
12. Sheila Jenkins, appointed November 14, 2017; and
13. Karen Stiwinter, appointed December 12, 2017.

**WHEREAS**, it was determined that there were never by-laws adopted by the Macon County Board of Commissioners under which such advisory Board or Committee was and is to operate; and

**WHEREAS**, it is determined that the clarity of purpose, the continuity, and the effectiveness of such advisory Board or Committee will be enhanced if its name is made official, the appointments as referenced hereinabove are ratified and confirmed and by-laws for such advisory Board or Committee are adopted by the Macon County Board of Commissioners; and

**WHEREAS**, the provisions of N.C. Gen. Stat. § 153A-77, specifically provides that a County Board of Commissioners is authorized to appoint advisory Boards or Committees; and

**WHEREAS**, in furtherance of the foregoing, the Macon County Board of Commissioners does desire to adopt the Resolution which follows.

**NOW, THEREFORE**, the Board of Commissioners of the County of Macon doth resolve as follows:

1. That the Macon County advisory Board or Committee referenced hereinabove which received and reviewed applications from non-profit organizations which desired to receive financial funding from Macon County, North Carolina, and which has been referred to by a few names including but not limited to “Macon County Community Funding Pool” and/or “Macon County Community Funding Task Force” is hereby officially named “Macon County Community Funding Pool Committee”; and
2. That the appointments for three year terms of the following individuals to make up the membership of the Macon County Community Funding Pool Committee on November 14, 2017, or December 12, 2017, are hereby ratified and confirmed:
  - A. Diane Cotton, appointed November 14, 2017;
  - B. Kyle Garner, appointed November 14, 2017;
  - C. Rick Westerman, appointed November 14, 2017;
  - D. Emily Quinn Ritter, appointed November 14, 2017;
  - E. Robert T. Shook, appointed November 14, 2017;

- F. Andrea Anderson, appointed November 14, 2017;
  - G. Bobbie Contino, appointed November 14, 2017;
  - H. Robert E. Smith, appointed November 14, 2017;
  - I. R. Patrick Betancourt, appointed November 14, 2017;
  - J. Karen Wallace, appointed November 14, 2017;
  - K. Jennifer Jones, appointed November 14, 2017;
  - J. Sheila Jenkins, appointed November 14, 2017; and
  - K. Karen Stiwinter, appointed December 12, 2017.
3. That the Macon County Community Funding Pool Committee By-Laws, a copy of which are attached hereto and incorporated herein by reference are hereby adopted as the By-Laws for the Macon County Community Funding Pool Committee and shall control and govern the Macon County Community Funding Committee.

**ADOPTED** this the 12<sup>th</sup> day of March, 2019.

**COUNTY OF MACON**

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James Tate, Chairman  
Board of Commissioners

**ATTEST:**

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Derek Roland, Clerk to the Board

( Official Seal )



**MACON COUNTY BOARD OF COMMISSIONERS**

**AGENDA ITEM**

**MEETING DATE:** March 12, 2019

**DEPARTMENT/AGENCY:** Legal

**SUBJECT MATTER:** Approval of By-Laws for Community Funding Pool

**COMMENTS/RECOMMENDATION:**

- County Attorney Chester Jones will present a proposed set of By-Laws intended to govern the actions taken by this advisory committee to the Macon County Board of Commissioners.

Attachments  Yes  No

**Agenda Item 10D**



# MACON COUNTY COMMUNITY FUNDING POOL COMMITTEE BY-LAWS

## ARTICLE I

### NAME

The name of this committee shall be the “Macon County Community Funding Pool Committee, hereinafter referred to as “Committee”.

## ARTICLE II

### ORGANIZATIONAL STATUS

The Committee shall be an advisory committee established by the Macon County Board of Commissioners ( hereinafter referred to as “Board of Commissioners” ) to serve at its pleasure pursuant to the provisions of N.C. Gen. Stat. §§ 153A-76 and 153A-77 .

## ARTICLE III

### PURPOSES AND BASIC POLICIES

The purpose of the Committee is to receive and review applications from non-profit organizations which desire to receive funding from Macon County under the provisions of N.C. Gen. Stat. §153A-449 in order to carry out any public purposes that Macon County is authorized by law to engage in and the Committee shall make recommendations unto the Board of Commissioners as to which such entities that apply, in its opinion, should be funded by the County from its budgeted funds for the Community Funding Pool and the amount, in its opinion, of appropriations to each. The Committee shall only serve as an advisory committee to the Board of Commissioners.

The following are basic policies of the Committee:

- A. The Committee shall be non-sectarian, non-partisan, and non-commercial.
- B. Neither the name of the Committee, nor the names of any of its officers or members, in their official capacities, shall be used in connection with commercial concerns nor with any partisan interest or for any purpose not appropriately related to the promotion of the objects of this Committee.
- C. It shall be the operational policy of this Committee not to discriminate against any person or persons on the basis of race, color, religion, creed, sex, or national origin.
- D. No portion of the activities of this Committee shall be the carrying-on of propaganda, or otherwise attempting to influence legislation, and this Committee shall not participate in or intervene in any political campaign ( including the publishing or distribution of statements) of any candidate for public office.

ARTICLE IV  
MEMBERSHIP

Section 1 - Appointment.

The Committee shall have 13 members appointed by the Board of Commissioners.

Section 2 - Compensation.

All members of the Committee shall serve without compensation as volunteers.

Section 3 - Vacancies.

Vacancies in the membership of this Committee shall be filled by the Board of Commissioners. Members appointed to serve vacancies shall serve for the remainder of the unexpired term of the member for whose term they are appointed to fill.

Section 4 - Term of Membership.

Members shall serve three (3) year terms.

Section 5 - Removal of Member, Resignation or Death.

The Board of Commissioners may remove any appointed member of the Committee for cause.

Any member of the Committee may resign from the Committee by giving thirty (30) days written notice to the Board of Commissioners.

Any vacancy which results from a member's removal for cause or who resigns or who has died in office shall be filled as provided for elsewhere in these By-Laws.

Section 6 - Responsibilities and Duties.

The Committee shall receive and review applications from non-profit organizations which desire to receive funding from Macon County under the provisions of N.C. Gen. Stat. §153A-449 in order to carry out any public purposes that Macon County is authorized by law to engage in and the Committee shall make recommendations unto the Board of Commissioners as to such entities that apply, in its opinion, should be funded by the County from its budgeted funds for the Community Funding Pool and the amount, in its opinion, of appropriations to each. The Committee shall take into consideration that there is a finite sum of money budgeted by the County for the Community Funding Pool and it shall therefore endeavor to recommend appropriations to those non-profit entities which seek to carry out public purposes that Macon County is authorized by law to

engage in and which will likely benefit Macon County and its Citizens the most and such recommendations shall not exceed Macon County's Community Funding Pool Budget.

The Committee shall prepare and utilize a standard application form to the Macon County Community Funding Pool and instruction sheet for its use in evaluating funding requests of non-profits from Macon County under the provisions of N.C. Gen. Stat. §153A-449 in order to carry out any public purposes that Macon County is authorized by law to engage in and otherwise fulfilling its responsibilities and duties.

The Committee shall prepare and utilize a standard evaluation form for the Macon County Community Funding Pool for its use in evaluating applications and requests by non-profits for funding from Macon County under the provisions of N.C. Gen. Stat. §153A-449 in order to carry out any public purposes that Macon County is authorized by law to engage in and otherwise fulfilling its responsibilities and duties.

The Committee shall prepare and utilize a standard press release form for the Macon County Community Funding Pool announcing the Community Funding Cycle for its use in evaluating in fulfilling its responsibilities.

The Committee shall prepare and utilize a standard Macon Community Funding Pool Background sheet and Frequently Asked Questions sheet for its use in fulfilling its responsibilities.

The Committee shall prepare and utilized a standard Final Report form to be completed by non-profits who receive appropriations from Macon County under the provisions of N.C. Gen. Stat. §153A-449 in order to carry out any public purposes that Macon County is authorized by law to engage in.

The Committee shall report unto the County Manager and County Finance Officer upon his or her request and unto the Board of Commissioners upon request of the Board of Commissioners regarding its recommendations unto the Board of Commissioners as to which such entities that apply, in its opinion, should be funded by the County from its budgeted funds for the Community Funding Pool and the amount, in its opinion, of appropriations to each.

The Committee shall not present unto the Board of Commissioners any recommendations to fund non-profits for to perform any public purposes that Macon County, itself, is not authorized by law to engage in.

The Committee shall only serve as an advisory committee to the Board of Commissioners and it shall have no authority to bind Macon County to its opinions and recommendations.

ARTICLE V  
MEETINGS

Section 1- Time and Notice.

The Committee shall meet as a Committee as often as is necessary for it to conduct its business and fulfill its duties and responsibilities set forth herein. The Committee is a “Public Body” within the meaning of Article 33C of Chapter 143 of the North Carolina General Statutes regarding “Meetings of Public Bodies”, and as such, it shall comply with the provisions of Article 33C of Chapter 143 of the North Carolina General Statutes regarding “Meetings of Public Bodies”. The Committee may establish a regular schedule of meetings in accordance with the provisions of N.C. Gen. Stat. § 143-318.12. The Committee may hold special meetings in accordance with the provisions of N.C. Gen. Stat. § 143-318.12.

ARTICLE VI  
QUORUM

A majority of the members of the Committee then in office shall constitute a quorum for the transaction of any authorized business of the Committee, and the act of the majority of the members of the Committee present at any meeting at which a quorum is present shall be considered a complete, full and proper act of the Committee.

ARTICLE VII  
OFFICERS

Officers of the Committee shall be a Chairperson, Vice Chairperson, and a Secretary. The Chairperson shall be elected by the members of the Committee. The Vice Chairperson shall be elected by the members of the Committee. The Secretary shall be elected by the members of the Committee. Each Officer of the Committee shall be elected and hold such office for one fiscal year to correspond with Macon County’s Fiscal Year.

Section 1 - Chairperson.

The Chairperson shall preside at all meetings of the Committee and shall sign such documents and present such reports, recommendations and opinions of the Committee to the Board of Commissioners and the County Manager and County Finance Officer as are authorized by the Committee, and perform such other duties as may be specified in these By-Laws as the Committee may assign to him or her.

Section 2 - Vice Chairperson.

The Vice Chairperson shall perform such duties as the Committee or the Chairperson may



assign to him or her. In the absence of a Chairperson, the Vice Chairperson shall preside at the meetings of the Committee and perform all other duties and responsibilities of the Chairperson.

### Section 3 - Secretary.

The Secretary shall serve in the absence of the Chairperson and the Vice Chairperson as the presiding officer at all meetings of the Committee. The Secretary shall also be the parliamentarian at all meeting of the Committee except those meetings at which the Secretary is acting as the presiding officer. In such cases, another member of the Committee shall be appointed parliamentarian for the purposes of that meeting. The Secretary shall keep accurate meetings of the action and proceedings of the meetings of the Committee and the same shall comply with the provisions of Article 33C of Chapter 143 of the North Carolina General Statutes regarding "Meetings of Public Bodies". The Secretary shall give all notices required by law and these By-Laws. The Secretary shall have general charge of the books and records of the Committee and shall make the same available for inspection and/or copying upon request of the Macon County Manager, the Macon County Finance Officer, and the Macon County Board of Commissioners or members thereof. The Secretary shall sign such documents as may require his or her signature, and in general perform all duties incident to the Office of Secretary and such other duties as may be assigned th him or her from time to time by the Chairperson or by the Committee.

### Section 4 - Vacancies.

In the event a vacancy occurs in any office, it shall be filled by a Committee member by majority vote of the Committee.

### Section 5 - Removal.

Any Officer of the Committee may be removed by the Committee for cause, by majority vote of its members.

## ARTICLE VIII CONFLICTS OF INTEREST

Should any member of the Committee have a conflict of interest regarding any matter which is being discussed by or voted upon by the Committee, then such member shall immediately disclose the same and in any event disclose the same prior to any votes being taken in connection with the same and such member shall recuse himself or herself from participating in any such discussion and/or vote regarding the matter.

ARTICLE IX  
MISCELLANEOUS

Section 1 - Fiscal Year.

The Fiscal Year for the Committee shall begin on July 1 and end at the end of June 30 on the subsequent calendar year.

Section 2 - Rules of Order.

All meetings of the Committee shall be governed by these By-Laws and where procedure is not provided for herein, then Robert's Rules of Order shall apply where they are applicable and otherwise consistent with these By-Laws.

Section 3 - Books and Records.

The Committee shall be responsible to make sure that the Committee, through its Secretary, keeps correct and complete minutes of the proceedings of meetings of the members of the Committee. Members of the Committee may inspect the same at any time. All minutes, books and/or records of the Committee which are public records within the meaning of Chapter 132 of the North Carolina General Statutes and which are not subject to the exceptions contained in such Chapter may be inspected by the public in accordance with the provisions of Chapter 132 of the North Carolina General Statutes.

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ARTICLE TEN  
AMENDMENTS

These By-Laws may be amended at any regular or special meeting of the Board of Commissioners by a majority vote of the members of the Board of Commissioners then in office, which amendment shall become effective when approved.

APPROVED this the 12<sup>th</sup> day of March, 2019.

Macon County

By: \_\_\_\_\_  
James Tate, Chairman  
Macon County Board of Commissioners

Attest:

\_\_\_\_\_  
Clerk to the Board  
( Seal )



# MACON COUNTY BOARD OF COMMISSIONERS

## AGENDA ITEM

**MEETING DATE:** March 12, 2019

**DEPARTMENT/AGENCY:** Sheriff

**SUBJECT MATTER:** Update on Courthouse Security Project

**COMMENTS/RECOMMENDATION:**

- Sheriff Robert Holland will provide an update on developments concerning the Courthouse Security Project which have occurred following discussions of the same on February 12, 2019. Attachments include the proposal as presented on February 12, 2019 as well as the revised proposal which will be discussed at this meeting.

Attachments  Yes  No

Agenda Item 10E

## Derek Roland

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**From:** Lindsay Leopard <lleopard@maconnc.org>  
**Sent:** Thursday, March 07, 2019 2:44 PM  
**To:** droland@maconnc.org  
**Cc:** amuncey@maconnc.org; rholland@maconnc.org; awishon@maconnc.org  
**Subject:** Courthouse Security Proposal - Agenda Item  
**Attachments:** Courthouse Security Proposal.pdf

Good afternoon Derek.

I have attached the updated Courthouse Security Proposal.

This past month, a lot of work has went into this project. Lt. Adam Wishon and I were able to work on getting quotes for the security equipment (x-ray equipment and metal detectors). I have attached the low bid from Point Security, Inc. in the amount of \$71,713. The company also offers an extended warranty on their equipment in the amount of \$23,520 which everyone involved feels is a smart choice. We can budget that in the normal FY 2019-2020 budget for Courthouse Security. All of this equipment was reviewed by the Sheriff and Lt. Wishon and they feel it will meet their needs.

Also, Andy Muncey was able to really help save some money on this project. He was able to apply an \$1,100 credit we had with Smoky Mountain Systems to get the DVR System down to \$451. He was able to contact one of his vendors and get the seven cameras that are needed down to \$5,103. It should be noted that IT and Maintenance will need to work together on wiring and placement of the cameras to tie into the DVR system. The Sheriff and Andy are both in agreement that the computers and monitors can be used from I.T. surplus and will suit the needs at the two locations, so there will be no cost.

The two phones that will be needed for the locations are not included in this cost breakdown. They will fall under our contract lease pricing and will be minimal.

Lori provided an updated cost for the personnel increase for FY '19, and I have shown that on this breakdown.

Andy also wanted to note that our capital improvements plan for the upcoming year includes a revamp of the enterprise access control and security systems, assuming that doesn't change.

If I can do anything else, or if you have any questions let me know.

Thank you,

**Lindsay L. Leopard**

Accountant / Purchasing Agent  
Macon County Finance Department  
EXT: 2621  
PH: (828) 524-1640  
FAX: (828) 349-2586

## Courthouse Security Proposal

### March 12, 2019

	FY '19	FY '20
Courthouse Security Personnel Increase	\$ 126,348	\$ 373,432
Courthouse Operating Supplies Increase	\$ 15,000	\$ 10,000
Two (2) X-Ray Machines and Two (2) Metal Detectors (installed)	\$ 71,713	
Extended Warranty on equipment		\$ 23,520
Computer / Security Equipment :		
DVR System	\$ 451	
Seven (7) Cameras	\$ 5,103	
Door Contacts and Alarms	\$ 3,666	
Computer Equipment (use IT surplus)	\$ -	
Five (5) Dual Panic Buttons	\$ 1,569	
	\$ 223,851	\$ 406,952
FY '19 Budget Increase (2 Positions .5 Year)	\$ (55,881)	
<b>Increase to Courthouse Security Budget</b>	<b>\$ 167,970</b>	<b>\$ 406,952</b>

6 new courthouse security deputies at beginning annual salary of \$32,268.08 with Enhanced Family Plan health insurance  
 6 new courthouse security deputies - 4 at beginning annual salary of \$32,268.08 with Enhanced Family Plan health insurance  
 & 2 current employees at their current salary/fringes

12-Feb-19

	FY 19'	FY 20'
CH Personnel Increase	\$136,446	\$373,432
CH Operating Supplies Increase	\$15,000	\$10,000
(2)X-Ray Inspection Systems installed	\$46,400	
(2)Walk Through Metal Detector installed	\$20,313	
5 Year Warranty on X-Ray and Metal Detector	\$23,520	
Furniture	\$5,000	
Computer Equipment	\$3,000	
(7) Surveillance Camera's and Storage	\$22,000	
(2) Door Alarms and Wiring Materials	\$4,700	
Labor	\$7,000	
(5) Dual Button Panic Buttons	\$1,569.23	
FY 19' Budget Increase 2 positions .5 yr.	(\$55,881.00)	
<b>Increase to Courthouse Security Budget</b>	<b>\$229,067</b>	<b>\$383,432</b>

**MACON COUNTY BOARD OF COMMISSIONERS**

**AGENDA ITEM**

**MEETING DATE:** March 12, 2019

**DEPARTMENT/AGENCY:** Finance/Legal

**SUBJECT MATTER:** Occupancy Tax Waiver Request

**COMMENTS/RECOMMENDATION:**

- County Attorney Chester Jones and Finance Director Lori Hall will present an occupancy tax penalty waiver request submitted by Beth Strickland for consideration by the Macon County Board of Commissioners. Details concerning this request will be provided at the meeting

Attachments \_\_\_\_\_ Yes  No

**Agenda Item 11A**

# MACON COUNTY BOARD OF COMMISSIONERS

## AGENDA ITEM

**MEETING DATE:** March 12, 2019

**DEPARTMENT/AGENCY:** Administration/Legal

**SUBJECT MATTER:** Letter in Support of Smoky Mountain Relay

**COMMENTS/RECOMMENDATION:**

- Sourwood Running, LLC., is requesting acknowledgement and approval for the portion of the Smoky Mountain relay which will be held in Macon County by the Macon County Board of Commissioners. This approval will be subject to Sourwood Running LLC., receiving all requisite approvals from the North Carolina Department of Transportation. The Smoky Mountain Relay will take place on April 26-27, 2019.

Attachments  Yes  No

Agenda Item 11B



March 13, 2019

Sourwood Running, LLC  
Attention: James C. Brendle, Registered Agent  
2812 Old Stage Road  
Central Point, OR 97502

Dear Jim:

It is Macon County's understanding that Sourwood Running, LLC, has made request of the North Carolina Department of Transportation for permission for it to run a portion of its "Smoky Mountain Relay" running event which is scheduled to occur on April 26 and 27, 2019, through Macon County, North Carolina. Macon County is pleased that Sourwood Running, LLC, has chosen to make this request and that it has included Macon County within the "Smoky Mountain Relay" running course which we understand will be the same course used as previous years. As you know, Macon County is a beautiful county and our County welcomes Sourwood Running, LLC, the "Smoky Mountain Relay", the runners and those associated with this great running event to come and enjoy Macon County during the "Smoky Mountain Relay" upon Sourwood Running, LLC, receiving all requisite approvals from the North Carolina Department of Transportation.

Thank you for heretofore providing the maps and description of the "Smoky Mountain Relay" course so that Macon County is able to see where the "Smoky Mountain Relay" course will be located in Macon County, NC, and assuring me that the course remains unchanged.

We understand that as part of the permission request process with the North Carolina Department of Transportation that you need certain acknowledgments and approvals from Macon County as follows:

- A. Written acknowledgment and approval of the "Smoky Mountain Relay" by Macon County given that a portion of this relay race will be situate in Macon County; and
- B. Written acknowledgment and approval that the "Smoky Mountain Relay" and in particular that portion of the same which is to be situate in Macon County is supported by the Macon County Board of Commissioners.

Please accept this letter as acknowledgment and approval by Macon County and the Macon County Board of Commissioners of Sourwood Runners, LLC, an Oregon, LLC, conducting on April 26 and 27, 2019, that portion of the "Smoky Mountain Relay" which is to be situate in Macon County, North Carolina, which is on the same course heretofore used, and subject to Sourwood Running, LLC receiving all requisite approvals from the North Carolina Department of Transportation.

Again, welcome to Macon County.

Sincerely,

Derek Roland  
Macon County Manager

**MACON COUNTY BOARD OF COMMISSIONERS**

**AGENDA ITEM**

**MEETING DATE:** March 12, 2019

**DEPARTMENT/AGENCY:**N/A

**SUBJECT MATTER:** Acknowledgement letter request from Burningtown-Iotla Volunteer Fire Department concerning the purchase of a 1998 Freightliner Pumper/Tanker.

**COMMENTS/RECOMMENDATION:**

- Mike Yacks, Board Chairman of the Burningtown-Iotla Volunteer Fire Department will be present the aforementioned subject matter.

Attachments  Yes  No

Agenda Item 11C

## Derek Roland

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**From:** Lori Hall <lhall@maconnc.org>  
**Sent:** Thursday, March 07, 2019 10:55 AM  
**To:** droland@maconnc.org  
**Subject:** FW: Additional Agenda item -Burningtown-Iotla Fire & Rescue - County Letter Request  
**Attachments:** BIFD Letter Samples.pdf  
  
**Importance:** High

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**From:** Lori Hall [<mailto:lhall@maconnc.org>]  
**Sent:** Wednesday, March 06, 2019 8:11 AM  
**To:** 'mdecker@maconnc.org'  
**Cc:** [wcabe@maconnc.org](mailto:wcabe@maconnc.org); 'droland@maconnc.org'  
**Subject:** Additional Agenda item -Burningtown-Iotla Fire & Rescue - County Letter Request  
**Importance:** High

Mike,

This email came in last night. Can you please add it to the March 12, 2019 agenda?

Thanks,

Lori

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**From:** Mike Yacks [<mailto:myacks@meijer-group.com>]  
**Sent:** Tuesday, March 05, 2019 8:06 PM  
**To:** [lhall@maconnc.org](mailto:lhall@maconnc.org)  
**Subject:** Burningtown-Iotla Fire & Rescue - County Letter Request

Good morning Lori,

I am writing on behalf of Burningtown-Iotla Fire & Rescue with a request for your assistance. We are in the process of acquiring a used apparatus, (1998 Freightliner Pumper/Tanker), from Clay County. We're working on funding through United Financial and they are requiring the following letters from the county which I am hoping you can please help us with.

- Letter from County stating our funding history (on country letterhead) and
- County acknowledgement letter

(Samples attached).

Please note, our Public Hearing Meeting was held on Thursday Feb. 14<sup>th</sup> and an announcement was previously placed in the Franklin Press 2 weeks prior. If you have any questions or require additional information, please let me know. Thank you very much for your assistance. We appreciate it!

Kind regards,

**Mike Yacks**  
Board Chairman – Burningtown-Iotla Fire & Rescue

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Office (828)349-9619 Internet [www.meijer-handling-solutions.com](http://www.meijer-handling-solutions.com)

Cell (757)478-7886 Email [myacks@meijer-group.com](mailto:myacks@meijer-group.com)

# MEIJER

## HANDLING SOLUTIONS



*(To Be Reproduced on County Letterhead)*

**DATE** (please date after the department has held their public meeting on \_\_\_\_\_)

HomeTrust Bank  
PO Box 10  
Asheville, NC 28802-0010

**Re: Municipal Lease and Option Agreement between HomeTrust Bank and Burningtown-lotla Volunteer Fire & Rescue, Inc.**

Dear Sirs,

I am Chairman of the County Commissioners of Macon County. This letter is to advise you that: Burningtown-lotla Volunteer Fire & Rescue, Inc. is a qualified Volunteer Fire Department, assigned to protect a specific Fire District within this County.

In addition, a special ad valorem (fire tax) is assessed on the real property owners of this district. Said tax is to be used exclusively to provide equipment, facilities, and training as is necessary to provide fire protection for said district. Said funds may also be used to upgrade equipment as the need arises. This tax is collected by the County and disbursed by the Finance Office to the Fire Department on a regular basis by the County Finance Officer. The Fire Department is operated and managed by the Board of Directors of the Fire Department and the Officers of said Department. The Department is currently meeting the requirements of their fire service contract.

The Fire Department has made us aware of their intention to acquire new capital assets through a Lease Purchase transaction with your firm. Please be advised that the County has no objection to this transaction.

Sincerely,

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Chairman  
Macon County Commission



TO BE PLACED ON COUNTY/TOWN LETTERHEAD

Date:

HomeTrust Bank  
PO Box 10  
Asheville, NC 28802-0010

Gentlemen:

The funding for Burningtown-Iotla Volunteer Fire & Rescue, Inc. has been progressive as per the following schedule:

<u>FISCAL YEAR</u>	<u>ACTUAL OR ANTICIPATED TAX REVENUE</u>	<u>ASSESSED VALUATION</u>	<u>RATE PER \$100 VALUE</u>
2019	\$	\$	\$
2018	\$	\$	\$
2017	\$	\$	\$

SIGNATURE BLOCK OF APPROPRIATE COUNTY OFFICER: \_\_\_\_\_

# MACON COUNTY BOARD OF COMMISSIONERS

## AGENDA ITEM

**MEETING DATE:** March 12, 2019

**DEPARTMENT/AGENCY:** N/A

**SUBJECT MATTER:** Consent Agenda

**COMMENTS/RECOMMENDATION:**

- **12A.** Minutes of the February 12, 2019 Regular Meeting
- **12B.** Budget Amendment #157
- **12C.** Tax Releases in the Amount of \$1,637 for February 2019
- **12D.** Tax Refund Request for Mike Davis per NCGS 105-381
- **12E.** Tax Office Monthly Report
- **12F.** Macon County Board of Public Health proposed fee changes/additions

Attachments  Yes  No

Agenda Item 12A-12F

**MACON COUNTY BOARD OF COMMISSIONERS**  
**FEBRUARY 12, 2019**  
**MINUTES**

Chairman Tate called the meeting to order at 6:00 p.m. and welcomed those in attendance. All Board Members, the County Manager, Finance Director, County Attorney, members of the news media and interested citizens were present.

**ANNOUNCEMENTS:** Chairman Tate read a letter on behalf of the Western North Carolina Veterans Council thanking the board for their donation and support of their "Welcome Home Dinner" for the 210<sup>th</sup> National Guard Unit. Commissioner Beale announced that on March 30, 2019 the County will be dedicating approximately 4.5 miles of Wayah Road to Tom McNish who was a prisoner of war (POW) during the Vietnam War.

**MOMENT OF SILENCE:** Chairman Tate asked those in attendance to all rise and observe a moment of silence.

**PLEDGE TO THE FLAG:** Led by Commissioner Shields, the pledge to the flag was recited.

**PUBLIC COMMENT PERIOD:** **Debbie Duke** addressed the board and provided stats from Harvard, Yale, and Berkeley on 5G electromagnetic radiation safety and left the board with a copy of a PowerPoint presentation and other links that show how this could affect people and the environment. **James Burch** with Waste Management Recycling addressed the board on the importance of recycling. Mr. Burch wanted the board to look at and discuss part-time wages that were being paid to the employees. He said that these are not seasonal jobs, but instead these are constant positions that need a better wage and maybe some more hours. Chairman Gillespie complimented Mr. Burch and other workers on the job they do. Commissioner Beale asked Mr. Burch if he had discussed this with Chris Stahl, Director of Solid Waste. Mr. Burch said he had, and Commissioner Higdon said that this something that the board really needs to look at. **Jacob Ainsworth** addressed the board on the Macon County Nuisance Ordinance and was asking the board for an exemption so that he could blow a steam whistle at 12:00 noon high every day, except for Good Friday, Easter Sunday and Christmas Day. Mr. Ainsworth said that he has had some community members that have shown interest in him blowing the whistle. Mr. Ainsworth said this would be something he would oversee. Commissioner Beale asked him where the steam whistle was located, and Mr. Ainsworth said it was located at his place of employment – Shaw Enterprises. Once the board realized that this was located in the City Limits, they informed Mr. Ainsworth that he would have to address the Franklin Town Board in order to get an exemption to their ordinance. **Narelle Kirkland** addressed the board and expressed her "severe unhappiness about the loss of David Watters." She made a suggestion for the dog park to be relocated to an area around the Grove Center in hopes to help with the runoff situation. She also stated that there may be some dissatisfaction with families who own a dog and have small children in moving the dog park away from the playground, so she thinks it should be kept in the same area but moved some in order to prevent runoff.



Chairman Tate informed Ms. Kirkland that the Recreation Committee has been studying this issue and that the dog park is going to have to be moved for several reasons, and the board will be receiving the committee's recommendation for the new location later on during the meeting.

**ADDITIONS, ADJUSTMENTS TO AND APPROVAL OF THE AGENDA:** Upon a motion by Commissioner Shields and seconded by Commissioner Beale, the board voted unanimously to approve the agenda as adjusted, as follows:

- To add the discussion of Highway 64 between Highlands and Franklin led by Mayor Patrick Taylor as new Item 9B, per Chairman Tate.
- To add a report on Blue Zones as the new Item 9C, per the County Manager.
- To add a TDC update as the new Item 9D, per Commissioner Beale.
- To add an update to the Courthouse Security Project as the new Item 10C, per the County Manager.
- To add Macon Middle School renovations resolution exempting architectural services and the discussion of a contract with Novus Architects as the new Item 10D, per the County Manager.
- To add discussion of the county contribution to the Nikwasi Initiative led by Tommy Jenkins, EDC Director as the new Item 11C(1), per the County Manager.
- To add the recommendation regarding the request for proposals for audit services and the discussion to approve the audit contract as new Item 11H, per the County Manager.
- To add to the consent agenda, new Item 12G, the minutes of the February 7, 2019 meeting.
- To add new Item 13C, appointments for the Board of Equalization and Review.
- To add new Item 13D, the ETJ appointment for the Town of Franklin.

**ALZHEIMER'S AWARENESS DAY COMMUNITY SERVICE PROJECT:** Michelle Brooks and the Future Business Leaders of America (FBLA) from Franklin High School (FHS) presented the board with their community service project. Maggie Baldwin, the President of the local chapter of FBLA talked to the board about the project, which is an Alzheimer's Awareness Concert by country music artist Jay Allen. The concert will be held at the Smoky Mountain Center of the Performing Arts on February 22, 2019 at 7:30 p.m. Mary Harper, the secretary for FBLA, asked the board to issue a proclamation declaring February 22, 2019 as Alzheimer's Awareness Day for Macon County. Miss Harper said "by taking this action you will help the Future Business Leaders of America bring greater awareness to Alzheimer's the sixth leading cause of death in the United States." Evan Klatt read the proclamation for Alzheimer's Awareness Day to the board. A copy of the proclamation is attached (Attachment 1) and is hereby made a part of these minutes. Commissioner Shields made the motion to approve the proclamation as read, Commissioner Beale seconded the motion. The board voted unanimously to approve the proclamation.

**DISCUSSION OF HIGHWAY 64 BETWEEN FRANKLIN AND HIGHLANDS:** Highlands Mayor, Patrick Taylor, addressed the board with a current update on the issue that they are

having with the tractor trailer traffic traveling through the gorge. Commissioner Beale and Mayor Taylor serve on the Transportation Advisory Committee of the Southwestern Commission and they have realized there has been a problem for quite some time. Mayor Taylor has taken on the project as Highlands Mayor and wanted to brief the board with what they have done. Mayor Taylor has met with N.C. State Trooper Sgt. Greg Dills and he recommends simplifying the law on the gorge road. Mayor Taylor said that they are being encouraged to change the ordinance and the laws to say "No Tractor Trailers." Mayor Taylor informed the board that he has also spoken with Division 14 engineer Brian Burch, and his staff, and they agree that the signs do need to be simplified. Mayor Taylor said the changes will be taking place over the next few months. He also informed the board that those signs will be illuminated and radar activated to help direct any tractor trailer that may approach with directions of how to turn around. Mayor Taylor also said that they will be doing this on the Highlands side as well. Chairman Tate thanked Mayor Taylor for all his work on this and also informed the board that this initiative has the support of Senator Davis and Representative Corbin. No action was necessary.

**REPORT ON BLUE ZONES:** Sally Taylor addressed the board and gave her thanks for the opportunity to speak. Ms. Taylor said that it was her husband, Mayor Patrick Taylor, who first saw the Blue Zones presentation at the League of Municipalities meeting a few years ago and shared it with her. They both became very enthusiastic about the possibilities that it would have for this area. Ms. Taylor said that "Blue Zones, traditionally, are five areas in the world where people live measurably, longer, healthier lives with less chronic disease such as diabetes, Alzheimer's, and drug addiction." Scientists have studied the area and have discovered nine common practices that create these areas. Ms. Taylor said that she has forwarded the information to the County Manager and some of those common practices include healthy plant-based diets, moderate exercise, and various levels of social connectivity. There are now at least 42 communities in nine states that are moving towards Blue Zone communities. Ms. Taylor said that they use the Gallup Healthways Well-being Index to measure improvement; however they need a population of at least 25,000 people. Ms. Taylor said they are targeting all of Jackson County and Macon County which gives them about 78,000 people. She said that communities can see changes such as decreased healthcare costs, increased productivity, a boost of economic vitality and ability to attract grants. Ms. Taylor has already approached the Highlands Town Board, Cashiers Leadership Team, Sylva Town Board, and the Franklin Town Board and all of the groups have given an "enthusiastic yes" that they are definitely interested. Ms. Taylor said they have phase one of Blue Zones presentation that will be held June 10, 2019 at 6:00 p.m. at the Pack. Commissioner Beale asked Ms. Taylor if she had her committee already put together. Ms. Taylor said her committee has five people already and looking for one more from Sylva. Commissioner Beale then asked Ms. Taylor if they would eventually become a 501(c)(3) and she said they will have to move funds through a 501(c)(3) and they are hoping to run them through Highlands Cashiers Health Foundation because they are showing great interest in the Blue Zones. Chairman Tate asked the County Manger to be sure to forward on the information he received to all the board members. No action was necessary.



**TDC UPDATE:** Commissioner Beale updated the board that the intersection from McDonald's on the Georgia Road to the Fair Grounds and the one-lane bridge behind Ingles on the Georgia Road has been funded and construction is scheduled to start as soon as possible. From Wide Horizon Road to Prentiss Bridge Road has been approved for improvement but from there to the Georgia line did not get approved. However, this should come back up in 2025. What did get funded was the construction sidewalk from East Main Street at Old Cat Creek Road and entire First Street in Highlands and this is scheduled to be completed in 2022 but could be moved up. Commissioner Beale said they are continuing to ask for more maintenance money to put toward the secondary roads. No action was necessary.

**LEASE AGREEMENT BETWEEN MACON COUNTY AND SOUTHWESTERN COMMUNITY COLLEGE:** County Attorney, Chester Jones, presented the board with a proposed lease to Macon County from the Trustees of Southwestern Community College for the land that is behind the Southwestern Community College at the Industrial Park. This land has been utilized by Macon County Recreation for several years. The Trustees for Southwestern Community College approached the County and asked that that land be leased and the County maintain and be responsible for that property. The County Attorney went over the 20 year lease that will cost the County \$200 (\$10/year) and maintenance obligations. A copy of the lease is attached (Attachment 2) and is hereby made a part of these minutes. The lease will have to go before the State for Community Colleges for approval before the lease is signed. Southwestern Community College legal counsel or President will be securing that approval and no problems are anticipated. The parcel of land puts in possession and control of the County all of the lands from the access road behind the SCC building to Cartoogechaye Creek. Upon a motion by Commissioner Beale, seconded by Commissioner Gillespie, the board voted unanimously to approve the lease agreement between Macon County and Southwestern Community College.

**CONTRACT AMENDMENT BETWEEN MACON COUNTY AND THE NORTH CAROLINA OFFICE OF STATE BUDGET AND MANAGEMENT:** The County Manager informed the board that Representative Corbin was able to secure funding for in-car cameras and body cameras for the Macon County Sheriff's Office in the amount \$65,000 that will be available to the County on a reimbursement basis. He presented the board with the amended version of the original contract from FY 16-17 where Senator Davis was able to secure \$100,000 for the Robert C. Carpenter Building project. A copy of the amended contract is attached (Attachment 3) and is hereby made a part of these minutes. This amended contract will be for the State to reimburse the County for the purchases of equipment made by the Macon County Sheriff's Office. Commissioner Shields made the motion for the County Manager to execute the contract amendment between Macon County and the North Carolina Office of State Budget and Management. Commissioner Beale seconded the motion, and the board voted unanimously to approve the contract.



**COURTHOUSE SECURITY UPDATE:** Sheriff Robert Holland updated the board on some items that they had asked him at the February 7, 2019 meeting. The Sheriff said that after meeting with the fire inspector and building inspections that the requirement for the metal detector had changed. The County Manager provided the board members a breakdown of the operating and capital costs for FY 2018-2019 and FY 2019-2020 that related to the Courthouse Security Project. The FY 2018-2019 increase amounted to \$229,067 excluding the \$55,881 that had already been approved during the fiscal year for adding two personnel to Courthouse Security. In FY 2019-2020 the capital costs will no longer be there, but there will be operating costs of \$373,432 for the six personnel and a \$10,000 increase to operating supplies expense. Sheriff Holland said his committee had three priorities: the safety of anyone that enters the courthouse, to make sure the employees that are housed in the courthouse are safe, and that the general public is safe. Commissioner Beale said that this is top priority and made a motion for the County to formally advertise and bid the Courthouse Security Project as authorized by the Sheriff and Judge Cowart for the March 2019 meeting. Commissioner Shields seconded the motion, and the board voted unanimously to approve.

**RESOLUTION EXEMPTING ARCHITECTURAL SERVICES FOR MACON MIDDLE SCHOOL:**

The County Manager informed the board that he reached out to Mosley Architects as discussed at the February 7, 2019 meeting, however their proposal was \$750 higher and the turnaround time was 4-5 weeks longer than the proposal received from Novus Architects. Commissioner Beale asked the County Manger if this included all the items that were discussed at the liaison meeting, and the County Manger said that it did, but that he will confirm before proceeding. The County Attorney presented the board with a resolution exempting architectural services project for existing building conditions assessment for the Macon Middle School from the provisions of Article 3D of Chapter 143 of the North Carolina General Statutes. A copy of the resolution is attached (Attachment 4) and is hereby made a part of these minutes. Commissioner Beale made the motion for the board to pass the resolution exempting architectural services, Commissioner Shields seconded the motion. The board voted unanimously to pass the resolution. After the resolution was passed Commissioner Beale made the motion for the County to enter into a contract with Novus BEW Asheville, PLLC for the Existing Building Conditions Assessment for Macon Middle School and giving the County Manager and the County Attorney the ability to negotiate anything new that should need to be added at a reasonable cost and included in the motion was the \$22,000 budget amendment to come out of fund balance for this contract. Commissioner Shields seconded the motion, and the board voted unanimously to approve the contract. A copy of the contract is attached (Attachment 5) and is hereby made a part of these minutes.

**STATE FUNDING FOR THE COMMUNITY PARAMEDIC PROGRAM:** Warren Cabe, Emergency Management Director, informed the board that the Department of Health and Human Services (DHHS) Office of EMS contacted his agency and notified them of a funding opportunity for existing community paramedic programs that had a post-overdose response program. He said that his agency does have this program. Basically, in a nutshell,

this program is for any patient that his agency contacts in the back of the ambulance who has to have NARCAN administered for an overdose. After NARCAN is administered, within 24-48 hours of that patient exposure, they are referred to the Community Paramedic Program. Those paramedics will reach out to the patient in addition to a peer support specialist or a behavioral health specialist to follow up with them to make sure the care that they have is okay and attempt to keep them well and try to avoid a relapse. Mr. Cabe submitted some information about this program to DHHS and they offered \$20,000 in funding over a period of six months. Mr. Cabe said this program currently is operating five days a week and that this funding would basically cover the costs of two days a week. This funding would cover vehicle expenses, mileage expenses, and printing expenses for literature. Commissioner Beale said that this program is groundbreaking for this area and even our state. Commissioner Beale made the motion to accept the state funding for the Community Paramedic Program. Commissioner Shields seconded the motion. Chairman Tate told Mr. Cabe that he can't say enough about the success of this program. The board voted unanimously to approve the funding.

**RESOLUTION DECLARING SURPLUS PROPERTY AND APPROVAL OF LEASE TO TECO SSL INC., A TENNESSEE BUSINESS CORPORATION:** Tommy Jenkins, EDC Director, informed the board that TECO SSL Inc., would like to move their design and manufacturing of LED lights to Macon County from Paris, Kentucky. A copy of the resolution is attached (Attachment 6) and a copy of the lease is attached (Attachment 7) and both are hereby made a part of these minutes. Commissioner Shields made a motion to pass the resolution declaring surplus property and approval of the lease to TECO SSL Inc.. Commissioner Beale seconded the motion, and the board voted unanimously to approve as presented.

**COUNTY CONTRIBUTION TO THE NIKWASI INITIATIVE:** Commissioner Beale told the board that the Nikwasi Initiative was an ongoing awareness for the Cherokee Cultural Corridor project between Macon and Swain Counties. One of the plans for the current year is for the Eastern Band of Cherokee to make the old Dan's Auto Parts at the bottom of town hill a museum. Tommy Jenkins, EDC Director, said that the Nikwasi Initiative began in 2016 to build relationships between the Eastern Band of Cherokee Indians and surrounding communities, particularly Macon and Swain Counties. Mr. Jenkins said that since the beginning there has been over \$300,000 leveraged in capital and other improvement funds along the corridor. This however, does not include the purchase of Dan's Auto by the Eastern Band of Cherokee Indians. Mr. Jenkins said that they are now moving along with their business plan and asked the board to appropriate \$12,500 from economic development reserves to go towards continuing this mission and administrative costs for the coming year. Commissioner Beale told Chairman Tate that this would be our portion and that it would be very lucrative for many reasons and that the County's relationship with the Eastern Band is very important. Commissioner Beale made the motion to take \$12,500 from the economic reserve fund to support the Nikwasi Initiative. Commissioner Shields seconded the motion. The board voted unanimously to approve the appropriation.



**ADDITION OF TWO CHILD WELFARE POSITIONS DURING FY 2018-2019:** Patrick Betancourt, Director of Social Services, recognized his DSS board chair Lisa Leatherman who was attending the meeting to support the request of two child welfare positions. Mr. Betancourt said this request was based on three significant issues that his department is facing: significant workload demands for child welfare staff, increasing case complexity, and overcoming the inefficiencies of the current case management system. He said that it has been about six years since his department has had to request child welfare positions on the child protective services side of welfare. Current CPS workers are carrying a caseload of about 20 cases each, which is well over the 15 caseload that is recommended by the state. In FY 2011-2012 his department was taking 459 reports a year, compared to 630 reports currently, a 37% increase. In FY 2011-2012 they were doing 220 investigations, and currently are up to 331 investigations. In FY 2011-2012 they took 11 in custody, compared to the 32 so far this fiscal year. Mr. Betancourt said that he does have money in his current budget and with a start date of April 1, 2019 the two positions would cost \$28,765 and the County could expect approximately \$4,000 in reimbursement from the State this fiscal year. Mr. Betancourt informed the board how the case complexity (substance abuse, mental health needs, and family violence) is causing staff burnout and hopefully with these new positions and reducing caseloads back to the state recommended levels this will offer some relief. Commissioner Beale told the board, as liaison to DSS, this is so important because these are the most at risk children. Commissioner Beale made the motion to approve the addition of two child welfare positions to be added to the Department of Social Services. Commissioner Shields seconded the motion. Chairman Tate asked the County Manager how this would affect the County moving forward. The County Manager said he would just plan for it in the budgeting process and fit it as best as he could. The County Manager pointed out the significant increases that were coming to the FY 2019-2020 budget, but that this had to be done. Commissioner Beale also pointed out that they do not know what will happen with this at the state level yet. Mr. Betancourt said there will be some significant review of this program at the state level. After discussion, Chairman Tate said "it is imperative, but it is a shame," and the board approved unanimously to add the two child welfare positions.

**LATE ADDITIONS TO THE AGENDA:** After a brief five minute recess, the County Manager asked Chairman Tate if two items could be added to the agenda. Item 11E(1) Convenience Center Improvements: Transport Equipment and Item 11E(2) Recycling Processing Center (RPC) Repair and Improvements. The board had no issues with the additions.

**SOLID WASTE INTERLOCAL AGREEMENT WITH CLAY COUNTY:** Chris Stahl, Director of Solid Waste presented the board with a resolution and an interlocal agreement between Macon County and Clay County for Macon County to provide some landfill gas monitoring services to Clay County. A copy of the resolution is attached (Attachment 8) and a copy of the interlocal agreement is attached (Attachment 9) and both are hereby made a part of these minutes. Mr. Stahl was approached several months ago by Clay County about how Macon County's process of monitoring worked. Mr. Stahl ended up offering for Macon County to do Clay County's sampling for them. The benefit to Clay County is they would not

have to purchase the equipment needed, and the benefit for Macon County is the \$1,000 revenue that would be brought in annually to help maintain compliance of the equipment they currently have and use. Chairman Tate asked Mr. Stahl how many hours this would take, and Mr. Stahl said three hours max. The County Attorney pointed out this would be approximately \$80/hour revenue for the County. The County Attorney passed out a revised interlocal agreement. Commissioner Higdon made a motion to approve the revised interlocal agreement. Commissioner Shields seconded the motion. Chairman Beale asked how long this agreement was good for. The County Attorney said this was a three year agreement that was automatically renewable; however, either party with notice to the other can terminate the contract. Commissioner Beale asked Mr. Stahl that if he saw this was actually costing the County money that he would terminate, and he said he would. The board then voted unanimously to approve the agreement.

**TRANSPORT EQUIPMENT FOR CONVENIENCE CENTER IMPROVEMENTS:** Chris Stahl, Director of Solid Waste, informed the board that the County was in year one of a multiyear process to renovate/update the convenience centers. Two convenience centers were slated for this year, and the funds are in the existing budget. Step one is to bring in the equipment before the County goes out to contract for the renovations on the convenience centers. Mr. Stahl then went over the equipment that he was looking to purchase, including recycling containers and compactors. A copy of the bid tabulation for bid number 604712-02, Solid Waste Collections Equipment for Macon County's Convenience Centers is attached (Attachment 10) and is hereby made a part of these minutes. He said the different bid items were for stationary waste compactors for Carson Center and eight recycling containers for Carson Center. The Junaluska Center compactors will actually serve a dual purpose. They will be utilized at a temporary site while Carson is closed and once Carson is reopened construction will begin at Junaluska and the containers will be moved there. There will also be a recycling container at Junaluska that will be a huge benefit. Junaluska Center currently accepts scrap tires and white goods that are not contained properly, and this new container will help this situation. Commissioner Higdon made a motion to approve awarding the bid of the purchase of four (4) compactors to Bakers Waste Equipment and nine (9) recycling containers to Wastequip in accordance to the specifications in Bid Number 604712-02 Solid Waste Collections Equipment for Macon County's Convenience Centers. Commissioner Shields seconded the motion. Commissioner Higdon asked Mr. Stahl what the timeline was for the projects. Mr. Stahl said that the Carson Center is first and the Junaluska will follow. He also informed the board that the containers will be built to his specifications so that will take approximately three months but the compactors should not take that long. Mr. Stahl said he is hoping to complete the bidding and awarding process for the construction at these centers by April 2019. He then anticipates completing Carson in April-May and then completing Junaluska by the end of the fiscal year. Commissioner Beale informed Mr. Stahl that Jackson County just passed a \$500 fee if you are caught using their centers. Commissioner Beale wants to know why Macon County does not use the type of containers Jackson County uses. Mr. Stahl said that adding compactor units to the centers is a huge win for the County because they hold three times the waste of an open top. Mr. Stahl said that the dual chamber compactors that will



be placed at Junaluska and the other remote centers will have one side for waste, and one side for comingling recycling. He said the reason we do not do this everywhere is simply cost versus reward. He said if Macon County goes to single stream like Jackson County there would be some savings, but would forfeit all revenue. After a lengthy discussion, the board voted unanimously to award the bid to Bakers Waste Equipment and Wasetequip.

**CONVENIENCE CENTER EMPLOYEES PAY:** After the previous vote, Commissioner Higdon asked to address some issues he saw with Convenience Center employees pay. He told Mr. Stahl he understands that these positions were originally set up as temporary positions approximately 20 years ago. Commissioner Higdon said he was shocked that there were employees that make \$7.50 per hour. He said that he has never been a strong advocate for spending government money, but he feels this was a disgrace. Commissioner Higdon said these employees were the face of Macon County who meet 1,000 to 1,500 people and that the County can do better. Mr. Stahl said he completely agrees. Commissioner Higdon said he understands we are in the middle of the budget but wants some recommendation to address this issue. Commissioner Beale pointed out that this would come out of the enterprise fund, not the general fund. The Finance Director brought to the board's attention that this would need revenue to support it, and that you would not want to use fund balance to support ongoing expenses. Mr. Stahl and the Finance Director agreed that this fund does not necessarily have excess revenues, and that fund balance had already been appropriated to achieve some projects. Mr. Stahl said there are some proposals and ideas with what can be done to address this issue, and he will come back to the board at the next meeting to present them. Mr. Stahl said that there are some "holes" in the enterprise fund, one of which is the ad valorem compliance rate that is about 97%, but the collection of the solid waste fees is lower. This basically means that there are taxpayers who are paying everything on their tax bill, except the \$95.00 solid waste fee. Chairman Tate said he wants Mr. Stahl to talk to them about this at the next meeting.

**RECYCLING PROCESSING CENTER REPAIR AND IMPROVEMENTS:** Chris Stahl, Director of Solid Waste, told the board that several months ago a structural column at the Recycling Processing Center (RPC) was struck. Mr. Stahl said that it took a lot of time to find a contractor that was willing to give an estimate for repairs because there are no records regarding the original engineering design specifications of the building. He said they finally did get a proposal where he asked for three different proposals, two of which are included for the board to review. A copy of the proposals are attached (Attachment 11) and is hereby made a part of these minutes. The first one is to repair the building and the second one was to demolish the building and replace it with a new structure that would be an extension of the newer section of the RPC. Commissioner Beale asked Mr. Stahl who hit the post of the RPC, and Mr. Stahl said it was a driver for the contracting hauler. Mr. Stahl said that the Finance Director has a budget amendment for the \$42,466 for the insurance proceeds, and Mr. Stahl is also asking for \$125,000 from the enterprise fund balance to cover the costs. The County Attorney asked Mr. Stahl if the County has passed on the settlement, Mr. Stahl said no that he was not aware that they needed too. Mr. Stahl said that the insurance settlement was based on the proposals, and the repair proposal was

\$49,341. However, Mr. Stahl does not want to just repair the building. Commissioner Gillespie asked Mr. Stahl if he had received multiple bids on this, Mr. Stahl said no. Mr. Stahl said that what he was asking for the board to do is basically an “approval of concept” where he can have the funds appropriated into his budget. Chairman Tate wanted to know why he is asking for funds to be appropriated before the bids have been received since that is not the normal course of action. After a lengthy discussion, the board agreed that the building needs to be replaced and asked Mr. Stahl to come back to them after he has received bids on the project. Commissioner Higdon made the motion to approve the budget amendment for the insurance proceeds in the amount of \$42,466. Commissioner Shields seconded the motion, and the board voted unanimously to approve.

**PLANNING BOARD PRIORITIES FOR FY 2019-2020:** Commissioner Gillespie, as the liaison to the Macon County Planning Board, asked the board to discuss their priorities they saw for the Planning Board. Chairman Tate said one of his tasks was to address the homeless/no income situation in the County. Lowell Monteith, spoke to the board about how he houses some homeless/low income people. He said that there are so many problems including a large drug addiction problem and he has 31 in his house, 17 of which are children. He stated to the board that he does not run a homeless shelter; he runs a life recovery program. His goal is to try and take people that may be homeless, drug addicts, alcoholics, or those that have very serious problems dealing with their finances and try and help them eliminate their bad habits that got them into the situation they are in. Chairman Tate said he does not even know if this is a task that the Planning Board would be up for, but that he thinks it is important for someone to take a look at it. Commissioner Beale said that at one point in time the Healthy Carolinians did look at this. The County Manager said that the comprehensive plan did have that information, where the homeless were identified through the community health assessment. Commissioner Gillespie said he wanted to remind the board that the Planning Board meets one a month for a couple hours so to keep that in mind when assigning tasks. Commissioner Gillespie said the subdivision ordinance review could be marked completed after Jack Morgan, Director of Planning Permitting and Development, said there were no issues. Commissioner Beale said that he would like to see the Planning Board to do some real planning and tie that in with the space needs study and the comprehensive plan. He thinks this would give the Planning Board an opportunity to have some real input on what the County will look like in five years. Chairman Tate said he thought that was an excellent idea, especially after the County receives the results from the space needs study. Chairman Tate said he would like to see the Planning Board review those results. Commissioner Higdon wants the Planning Board to address the Nantahala community needs. Chairman Tate said to let the Planning Board see what the County is providing to the community and what is not being provided. Commissioner Beale asked if there were any other communities that need to be looked at. Chairman Tate asked Commissioner Gillespie to have the Planning Board broaden it and look at all communities and see what the County is offering and what their needs may be. No action was necessary.



**ROOM RATES FOR THE ROBERT C. CARPENTER BUILDING:** Seth Adams, Recreation Director, presented the board with the existing room rates for room rentals at the Robert C. Carpenter Building. Mr. Adams said that he has been the director for 16 years and the rates have never changed. He said that after the renovations that were just performed on that building, the Recreation Commission said this would be a good opportunity to review and change the rates. Mr. Adams said these changes are not going to impact the average citizen. The fee changes are actually directed to those that use the building to make a profit. Chairman Tate said that the Recreation Commission has been reviewing this for a year and fully support these changes. A copy of the existing and proposed rates are attached (Attachment 12) and are hereby made a part of these minutes. Mr. Adams said that they would want these changes to go into place on July 1, 2019. Commissioner Beale made the motion to approve the proposed rates as recommended by the Recreation Commission. Commissioner Shields seconded the motion, and the board voted unanimously to approve the proposed rates.

**PARKER MEADOWS TOURNAMENTS:** Commissioner Gillespie asked Mr. Adams if he could take the opportunity to talk to him about the Parker Meadows facility. Commissioner Gillespie said that he emailed the County Manager in regards to the number of tournaments held at Parker Meadows. Mr. Gillespie said that it appeared there was limited use at that facility and he received a response where Mr. Adams said that there were cancelled tournaments because of the lack of hotel rooms. Commissioner Gillespie said he would like to speak to the tournament director about that and asked if Mr. Adams would like to share anything with the whole board. Mr. Adams said he does not have a tournament director over a sanctioned organization that will come to Parker Meadows. Right now, Mr. Adams, said there is only six tournaments scheduled for this coming season. After a lengthy discussion, Mr. Adams made the board aware of the issues with lodging and tournament scheduling. No action was necessary.

**POTENTIAL GREENWAY CONNECTION UNDER TOWN BRIDGE:** Seth Adams, Recreation Director, told the board that a couple of months ago David Culpepper of the Town of Franklin Council approached him and said he would like to see the County and Town join efforts and build a trail under the town bridge that would connect the greenway from side to side. Mr. Adams said the paths that are currently under the bridge are not safe. He said that the Town of Franklin is willing to construct a trail (including the grading). He said that the County's responsibility would be either to gravel or asphalt the trail. Chairman Tate said he is suggesting graveling the trail and it would be \$5,000. Mr. Adams said he got one quote for paving and it was \$16,881 (not including any gravel). Commissioner Beale asked Mr. Adams if he had been in touch with DOT about paving the trail. Mr. Adams said no. Commissioner Beale said that he would like Mr. Adams to reach out to them and see if they would pave the trail. Chairman Tate said he would like the Town of Franklin to know that they are willing to partner with them on this project. Commissioner Shields asked Mr. Adams to come to the next FROGS meeting and give them an update. No action was necessary.

**POTENTIAL LOCATIONS FOR DOG PARK:** Seth Adams, Recreation Director, addressed the board about the issues with the current location of the dog park. The site is next to the wetlands which has caused problems with the Clearwater Trust Fund. The site also is under a Duke Energy transmission line. Both organizations have asked the County to look for an alternate location for the dog park. Mr. Adams said he looked at County parcels first. Chairman Tate had mentioned to Mr. Adams the location on Frogtown. Mr. Adams provided the board with a drawing of what the potential dog park would look like on the property. A copy of the drawing is attached (Attachment 13) and is hereby made a part of these minutes. He said there would need to be water/sewer, a restroom, and some fencing. Chairman Tate said that he feels like this would be a great place for the dog park, the property lays flat and there are some great trees. Commissioner Beale asked how many cars could be parked, and Mr. Adams said that the parking lot could be made as large as they wanted. Mr. Adams said the proposed drawing triples the large dog area and more than doubles the small dog area. Commissioner Higdon asked if there was a projected cost for this project yet. Mr. Adams said no, but the largest cost would be constructing a restroom and for the fencing and that he estimated fencing costs to be \$15,000. Chairman Tate said that he would discuss the cost sharing (water and sewer) with the Town of Franklin. Chairman Tate said he would like to see the County be responsible for the infrastructure costs. The board agreed to proceed with taking the next steps in moving the dog park to this location. No action was necessary.

**REQUEST FOR PROPOSALS FOR AUDIT SERVICES AND CONTRACT:** Lori Hall, Finance Director, informed the board that she issued an RFP for audit services for Macon County on December 19, 2018. The RFP was advertised on the County website and on in the Franklin Press. Ms. Hall also directly solicited six firms based on their experiences. The proposals were due by January 28, 2019 where three proposals were received. A copy of the Audit Proposals - Summary of Costs is attached (Attachment 14) and is hereby made a part of these minutes. Ms. Hall said after evaluating the total costs (including the cost to provide the audit and financial statements, the cost to do the Medicaid and TANF agreed upon procedures, and the Airport Authority) she recommends staying with Martin Starnes and Associates at the cost of \$78,800 and the Airport Authority would have to award their own contract. Ms. Hall told the board that included in their budget packet was the Martin Starnes engagement letter that goes along with the contract to audit and that she is asking the board to approve the audit contract in the amount of \$65,800 and the agreed upon procedures would be a separate engagement letter. A copy of the engagement letter is attached (Attachment 15) and a copy of the audit contract is attached (Attachment 16) and both are hereby made a part of these minutes. Commissioner Beale made the motion to approve the Finance Director's recommendation of staying with Martin Starnes and entering into an audit contract in the amount of \$65,800. Commissioner Shields seconded the motion. Chairman Tate said he respects Ms. Hall's professional opinion but wanted to ask her if it was wise to switch the audit firm to have a different set of eyes looking at the financials. Ms. Hall said that every few years the audit partner and audit manager rotate and that gives you the independence needed. She also said that the GFOA has articles



supporting that you do not have to change auditors to have independence because of things such as staff rotation. The board approved unanimously to approve the contract.

**CONSENT AGENDA:** Chairman Tate asked the board if there were items that needed to be removed or discussed and reminded the board of the addition of the minutes from the February 7, 2019 meeting. Commissioner Beale made a motion to approve the consent agenda. Commissioner Shields seconded the motion, and the board voted unanimously to approve the items on the consent agenda as follows: the minutes of the January 8, 2019 regular meeting; the following budget amendments: #128 for the Health Department to appropriate funds in the amount of \$5,000 for Zonta – Maternal Health, #129 for Solid Waste to appropriate \$1,278 received from an insurance settlement, #130 for EMS to appropriate \$2,720 from an insurance settlement, #131 for the Sheriff’s Office to appropriate \$2,999 from an insurance settlement, #132 for the Health Department to reduce their budget by \$335 because of a reduction of federal funds for Title X, #133 for Transit to appropriate \$25,700 in additional revenue from a new contract with Macon Valley and allocating that to cover costs of coordination along with appropriating \$8,500 in additional revenue from sale of advertisements on vehicles to advertising expense and vehicle repair and maintenance, #134 for EMS to appropriate \$20,000 post-overdose response team grant funds, #135 for the Health Department to appropriate grant funding for Activity 167 Maternal and Child Health Mini Grant in the amount of \$20,757, #136 for the Sheriff’s Office to appropriate \$90,087 in drug forfeiture funds, #137 for Housing to appropriate additional funding received in the amount of \$38,445, and #138 for Housing to appropriate additional funding received in the amount of \$35,971; (copies of amendments are attached – Attachment 17); the monthly ad valorem tax collections report; authorization of Tax Office to collect any unpaid taxes for current fiscal year per NCGS 105-369; Macon County Board of Public Health proposed changes/additions; and the minutes from the February 7, 2019 meeting.

**AIRPORT AUTHORITY REAPPOINTMENT:** Commissioner Gillespie made the motion to approve the reappointment of Gary Schmidt to Macon County Airport Authority. Commissioner Beale seconded the motion, and the board voted unanimously to approve the reappointment. A copy of the reappointment request is attached (Attachment 18) and is hereby made a part of these minutes.

**TDC REAPPOINTMENTS:** Commissioner Shields made the motion to approve the reappointment of Connie Grubermann, Patrick Graham, and Katie LaFlamm to another three year term to Tourism Development Commission. Commissioner Beale seconded the motion, and the board voted unanimously to approve the reappointments. A copy of the reappointments request is attached (Attachment 19) and is hereby made a part of these minutes.

**BOARD OF EQUALIZATION AND REVIEW APPOINTMENTS:** Commissioner Shields the made to motion to approve the appointment Dwight Vinson, Bill Martin, Donald Holland, Gary Drake, and Kristine Flaig to the Macon County Board of Equalization and Review.



Commissioner Higdon seconded the motion, and the board voted unanimously to approve the appointments. A copy of the appointments request is attached (Attachment 20) and is hereby made a part of these minutes.

**TOWN OF FRANKLIN PLANNING BOARD REAPPOINTMENT:** Commissioner Shields made the motion to approve the reappointment of Janet Greene to serve as and ETJ representative on the Town of Franklin Planning Board and Board of Adjustment for Macon County. Commissioner Beale seconded the motion, and the board approved unanimously to approve the reappointment. A copy of the reappointment request is attached (Attachment 21) and is hereby made a part of these minutes.

**CLOSED SESSION:** Upon a motion by Commissioner Beale, seconded by Commissioner Shields, the board voted unanimously to go into closed session at 9:06 p.m. for the purpose of preserving the attorney/client privilege under NCGS 143-318.11(a)(3). At 9:23 p.m., upon a motion by Commissioner Beale, seconded by Commissioner Shields, the board voted unanimously to come out of closed session and return to open session.

**PERSONNEL MATTER/SETTLEMENT:** The County Attorney outlined the discussion that took place in closed session regarding the settlement of a Fair Labor Standards Act claim for three Canine Handler Deputies. The County attorney stated

As you recall, you settled a Fair Labor Standards Act claim made last year by a Canine Handler Deputy. As you recall it was learned that Canine Handler Deputies have their dogs with them 24 hours a day, 7 days a week, and were to be paid for the time that they care for and feed their dogs outside of their normal work week. That Canine Handler Deputy had not been paid for the time that he had cared for and fed his dog outside the normal work week as required by the Fair Labor Standards Act. The County was able to amicably settle that claim. At and after the time that Fair Labor Standards claim was resolved by the County, it was recognized by both the Sheriff and the Board of Commissioners that in fairness, the Sheriff had three other Canine Handler deputies who were similarly situated to the Deputy who made and settled the Fair Labor Standards Claim. The Sheriff and the Board of Commissioners desired to do the right thing for these other three Canine Handler Deputies and make appropriate pay adjustments for them as well. The Sheriff and the County have worked with these three other Canine Handler Deputies who were similarly situated and have worked out General Release Claims with each of them, Clay Bryson, David Blanton, and Steve Stewart. I have advised you regarding the terms of each of those General Release of Claims Agreements and it is my understanding that you desire to approve the same for execution. Lori Hall has calculated the costs for each of these employees. The total cost to the County for each Canine Deputy to be paid if you decide to approve these General Releases of Claims Agreement for execution are as follows: David Blanton \$32,377.13, Clay Bryson \$37,359.15, and Steve Stewart \$38,753.21, then you will need a budget amendment for \$108,490 to pay for the monies specified by these General Release of Claims Agreements.

Commissioner Beale, as the liaison to the Sheriff's Office, made the motion to approve the budget amendment in the amount of \$108,490 to come out of general fund balance appropriated and wanted to thank the three Canine Deputies for how they have conducted themselves in this oversight and to approve the execution of the General Releases. Commissioner Shields seconded the motion. Chairman Tate said "what's right is right," and the board voted unanimously to approve.

**ADJOURN:** With no other business, at 9:31 p.m., upon a motion by Commissioner Beale, seconded by Commissioner Shields, the board voted unanimously to adjourn.

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Derek Roland  
Ex Officio Clerk to the Board

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Jim Tate  
Board Chairman

MACON COUNTY BUDGET AMENDMENT  
 AMENDMENT # 157

FROM: Robert L Holland

DEPARTMENT: Sheriff  
 EXPLANATION: Insurance Settlement  
 ACCOUNT DESCRIPTION

		INCREASE	DECREASE
11-4310-5565-03	Vehicle Repairs	\$1296.00	
11-3839-4850-00	Insurance Settlement	\$1296.00	

REQUESTED BY DEPARTMENT HEAD *D. Sca...*  
 RECOMMENDED BY FINANCE OFFICER *R. L. Holland*  
 APPROVED BY COUNTY MANAGER \_\_\_\_\_  
 ACTION BY BOARD OF COMMISSIONERS \_\_\_\_\_  
 APPROVED AND ENTERED ON MINUTES DATED \_\_\_\_\_  
 CLERK \_\_\_\_\_

Macon County Tax Office  
5 West Main Street  
Franklin, NC 28734



Phone: (828) 349-2149  
Fax: (828) 349-2564  
[tmcdowell@maconnc.org](mailto:tmcdowell@maconnc.org)

TO: MACON COUNTY COMMISSIONERS

FROM: Macon County Tax Office  
Teresa McDowell, Tax Collections Supervisor

DATE: March 7, 2019

RE: Releases

Attached please find the report of releases for real estate for February, 2019. Please feel free to contact me if you should have any questions.

AMOUNT OF RELEASES: \$1,637.50



Seq Nbr	Date	Account Number	Taxbill Number	Tax Code	Transaction Amount	Levy Amount	Penalty Amount	Addl Chgs	Interest Amount	Discont Amount	Trn Cde	Check Number	Trans Rev Descriptn
19	02/22/19	127711	18A127711.03	G01 F04	17.01- 2.62-	17.01- 2.62-	0.00 0.00		0.00 0.00				
***		BARZEE, ROGER			19.63-	19.63-	0.00	0.00	0.00	0.00	R		CLERICA
20	02/22/19	127711	17A127711.03	G01 F04	17.01- 2.62-	17.01- 2.62-	0.00 0.00		0.00 0.00				
***		BARZEE, ROGER			19.63-	19.63-	0.00	0.00	0.00	0.00	R		CLERICA
21	02/22/19	127711	16A127711.03	G01 F04	7.85- 1.21-	7.85- 1.21-	0.00 0.00		0.00 0.00				
***		BARZEE, ROGER			9.06-	9.06-	0.00	0.00	0.00	0.00	R		CLERICA
22	02/22/19	127711	15A127711.03	G01 F04	20.56- 3.16-	20.56- 3.16-	0.00 0.00		0.00 0.00				
***		BARZEE, ROGER			23.72-	23.72-	0.00	0.00	0.00	0.00	R		CLERICA
11	02/14/19	60554	18A60554.12	G01 F01 L01	16.65- 2.60- 95.00-	16.65- 2.60- 95.00-	0.00 0.00 0.00		0.00 0.00 0.00				
***		CHAVIS, WILLIS			114.25-	19.25-	0.00	95.00-	0.00	0.00	R		CLERICA
12	02/14/19	60554	17A60554.12	G01 F01 L01	16.02- 2.50- 95.00-	16.02- 2.50- 95.00-	0.00 0.00 0.00		0.00 0.00 0.00				
***		CHAVIS, WILLIS			113.52-	18.52-	0.00	95.00-	0.00	0.00	R		CLERICA
13	02/14/19	60554	16A60554.12	G01 F01 L01	19.02- 2.43- 95.00-	19.02- 2.43- 95.00-	0.00 0.00 0.00		0.00 0.00 0.00				
***		CHAVIS, WILLIS			116.45-	21.45-	0.00	95.00-	0.00	0.00	R		CLERICA
14	02/14/19	60554	14A60554.12	G01 F01 L01	17.02- 1.83- 72.00-	17.02- 1.83- 72.00-	0.00 0.00 0.00		0.00 0.00 0.00				
***		CHAVIS, WILLIS			90.85-	18.85-	0.00	72.00-	0.00	0.00	R		CLERICA
15	02/14/19	60554	13A60554.12	G01 F01 L01	16.38- 1.76- 72.00-	16.38- 1.76- 72.00-	0.00 0.00 0.00		0.00 0.00 0.00				
***		CHAVIS, WILLIS			90.14-	18.14-	0.00	72.00-	0.00	0.00	R		CLERICA

Seq Nbr	Date	Account Number	Taxbill Number	Tax Code	Transaction Amount	Levy Amount	Penalty Amount	Addl Chgs	Interest Amount	Discont Amount	Trn Cde	Check Number	Trans Rev Descriptn
***		CHAVIS, WILLIS		F01	2.06-	2.06-	0.00		0.00				
				L01	72.00-		0.00	72.00-	0.00				
17	02/14/19	60554	11A60554.12	G01	20.51-	20.51-	0.00		0.00				
				F01	2.21-	2.21-	0.00		0.00				
				L01	72.00-		0.00	72.00-	0.00		R		CLERICA
***		CHAVIS, WILLIS			94.72-	22.72-	0.00	72.00-	0.00	0.00	R		CLERICA
18	02/14/19	60554	10A60554.12	G01	23.52-	23.52-	0.00		0.00				
				F01	2.53-	2.53-	0.00		0.00				
				L01	72.00-		0.00	72.00-	0.00				
***		CHAVIS, WILLIS			98.05-	26.05-	0.00	72.00-	0.00	0.00	R		CLERICA
10	02/14/19	97887	18A97887.12	G01	45.47-	45.47-	0.00		0.00				
				F01	7.10-	7.10-	0.00		0.00				
***		GONDOLA'S			52.57-	52.57-	0.00	0.00	0.00	0.00	R		CLERICA
2	02/12/19	15275	18A0001101864	G01	5.24-	5.24-	0.00		0.00				
				F08	1.65-	1.65-	0.00		0.00				
***		MUNDAY, S A ESTATE			6.89-	6.89-	0.00	0.00	0.00	0.00	R		CLERICA
1	02/08/19	126607	18A126607.01	L01	95.00-		0.00	95.00-	0.00				
***		OSBORNE, JOHN			95.00-	0.00	0.00	95.00-	0.00	0.00	R		CLERICA
3	02/12/19	43356	18A43356.11	G01	15.60-	15.60-	0.00		0.00				
				L01	95.00-		0.00	95.00-	0.00				
***		SIMONS, BOBBY J			110.60-	15.60-	0.00	95.00-	0.00	0.00	R		CLERICA
4	02/12/19	43356	17A43356.11	G01	14.97-	14.97-	0.00		0.00				
				L01	95.00-		0.00	95.00-	0.00				
***		SIMONS, BOBBY J			109.97-	14.97-	0.00	95.00-	0.00	0.00	R		CLERICA
5	02/12/19	43356	16A43356.11	G01	17.83-	17.83-	0.00		0.00				
				L01	95.00-		0.00	95.00-	0.00				
***		SIMONS, BOBBY J			112.83-	17.83-	0.00	95.00-	0.00	0.00	R		CLERICA
6	02/12/19	43356	15A43356.11	G01	19.09-	19.09-	0.00		0.00				
				L01	72.00-		0.00	72.00-	0.00				
***		SIMONS, BOBBY J			91.09-	19.09-	0.00	72.00-	0.00	0.00	R		CLERICA

7 02/12/19 43356 14A43356.11 G01 15.96- 15.96- 0.00 0.00

Group Number REL\*19\*02  
 =====  
 Abatement  
 =====  
 Effective Date 02/08/19  
 =====

Seq Nbr	Date	Account Number	Taxbill Number	Tax Code	Transaction Amount	Levy Amount	Penalty Amount	Addl Chgs	Interest Amount	Discont Amount	Trn Cde	Check Number	Trans Rev Descriptn
***		SIMONS, BOBBY J		L01	72.00-	15.96-	0.00	72.00-	0.00	0.00	R	CLERICA	
8	02/12/19	43356	13A43356.11	G01 L01	0.00 0.00			0.00					MISTAKE
***		SIMONS, BOBBY J			0.00	0.00	0.00	0.00	0.00	0.00	R		
9	02/12/19	43356	13A43356.11	G01 L01	15.40- 72.00-	15.40-	0.00	72.00-	0.00	0.00			
***		SIMONS, BOBBY J			87.40-	15.40-	0.00	72.00-	0.00	0.00	R	CLERICA	



Seq Nbr	Date	Account Number	Taxbill Number	Tax Code	Transaction Amount	Levy Amount	Penalty Amount	Chgs	Interest Amount	Discnt Amount	Trn Cde	Check Number	Trans Descriptn
Tax Code Totals													
				F01*10- FR FIRE	2.53-	2.53-	0.00	0.00	0.00	0.00			
				F01*11- FR FIRE	2.21-	2.21-	0.00	0.00	0.00	0.00			
				F01*12- FR FIRE	2.06-	2.06-	0.00	0.00	0.00	0.00			
				F01*13- FR FIRE	1.76-	1.76-	0.00	0.00	0.00	0.00			
				F01*14- FR FIRE	1.83-	1.83-	0.00	0.00	0.00	0.00			
				F01*16- FR FIRE	2.43-	2.43-	0.00	0.00	0.00	0.00			
				F01*17- FR FIRE	2.50-	2.50-	0.00	0.00	0.00	0.00			
				F01*18- FR FIRE	9.70-	9.70-	0.00	0.00	0.00	0.00			
				F04*15- CULL FR	3.16-	3.16-	0.00	0.00	0.00	0.00			
				F04*16- CULL FR	1.21-	1.21-	0.00	0.00	0.00	0.00			
				F04*17- CULL FR	2.62-	2.62-	0.00	0.00	0.00	0.00			
				F04*18- CULL FR	2.62-	2.62-	0.00	0.00	0.00	0.00			
				F08*18- COWEE FR	1.65-	1.65-	0.00	0.00	0.00	0.00			
				G01*10- GEN TAX	23.52-	23.52-	0.00	0.00	0.00	0.00			
				G01*11- GEN TAX	20.51-	20.51-	0.00	0.00	0.00	0.00			
				G01*12- GEN TAX	19.11-	19.11-	0.00	0.00	0.00	0.00			
				G01*13- GEN TAX	31.78-	31.78-	0.00	0.00	0.00	0.00			
				G01*14- GEN TAX	32.98-	32.98-	0.00	0.00	0.00	0.00			
				G01*15- GEN TAX	39.65-	39.65-	0.00	0.00	0.00	0.00			
				G01*16- GEN TAX	44.70-	44.70-	0.00	0.00	0.00	0.00			
				G01*17- GEN TAX	48.00-	48.00-	0.00	0.00	0.00	0.00			
				G01*18- GEN TAX	99.97-	99.97-	0.00	0.00	0.00	0.00			
				L01*10- RES FEE	72.00-	0.00	0.00	72.00-	0.00	0.00			
				L01*11- RES FEE	72.00-	0.00	0.00	72.00-	0.00	0.00			
				L01*12- RES FEE	72.00-	0.00	0.00	72.00-	0.00	0.00			
				L01*13- RES FEE	144.00-	0.00	0.00	144.00-	0.00	0.00			
				L01*14- RES FEE	144.00-	0.00	0.00	144.00-	0.00	0.00			
				L01*15- RES FEE	72.00-	0.00	0.00	72.00-	0.00	0.00			
				L01*16- RES FEE	190.00-	0.00	0.00	190.00-	0.00	0.00			
				L01*17- RES FEE	190.00-	0.00	0.00	190.00-	0.00	0.00			
				L01*18- RES FEE	285.00-	0.00	0.00	285.00-	0.00	0.00			
Total for Group					1637.50-	396.50-	0.00	241.00-	0.00	0.00			
REL*19*02													

\*\*\*\*\* Totals By Tax Cycle \*\*\*\*\*  
 Cycle Current Delinquent  
 A 0.00 1637.50-

Macon County Tax Office  
5 West Main Street  
Franklin, NC 28734



Phone: (828) 349-2149  
Fax: (828) 349-2564  
[tmcdowell@maconnc.org](mailto:tmcdowell@maconnc.org)

**DATE:** February 13, 2019  
**TO:** Macon County Commissioners  
**FROM:** Macon County Tax Office

Per N.C.G.S. §105-381, approval is recommended for the refund requested by Mr. Mike Davis. I have attached the information submitted by him, which supports the refund request.

Please contact me if you should have any questions.

Richard Lightner

## Teresa McDowell

---

**From:** Richard Lightner <rlightner@maconnc.org>  
**Sent:** Monday, February 11, 2019 1:08 PM  
**To:** abraswell@maconnc.org; tmcowell@maconnc.org  
**Subject:** Fwd: Tax Bill  
**Attachments:** Macon County02112019.pdf; Untitled attachment 00455.htm

Sent from my iPhone

Begin forwarded message:

**From:** Mike Davis <M.Davis@kramtire.com>  
**Date:** February 11, 2019 at 12:43:03 PM EST  
**To:** "rlightner@maconnc.org" <rlightner@maconnc.org>  
**Cc:** "jim.tate@maconnc.org" <jim.tate@maconnc.org>, "ronnie.beate@maconnc.org" <ronnie.beate@maconnc.org>, "karl.gillespie@maconnc.org" <karl.gillespie@maconnc.org>, "paul.higdon@maconnc.org" <paul.higdon@maconnc.org>, "gshields@maconnc.org" <gshields@maconnc.org>  
**Subject:** Tax Bill

Dear Richard Lightner,

CC:  
Macon County Commissioners

My name is Mike Davis and I'm writing you and the Macon County Commissioners to request a refund on my 2018 property tax, account # 139243. I received 2 different bills in the mail, please attached documents.

Exhibit #1 is a bill we received back in late summer addressed to Hopper Homes & Renovations, LLC account # 135383. This is the bill and amount I'm requesting a refund on. I purchased my property from Hopper Homes back in Jan, 2017. Upon receiving this bill, by mistake, my wife paid it in full on 8/31/2018. Confirmation number 15222.

Exhibit #2 is the transaction being paid from our bank.

Exhibit #3 is a copy of our correct tax bill. The only bill I received directly related to my property was last week in the delinquent form. I called Lori and explained our situation and she told me I needed to write a letter for my request.

Exhibit #4 is the confirmation of paying our actual bill, account # 139243.

Exhibit #5 is the transaction on our actual bill from Macon County.

My mailing address is 140 miles from Otto, NC where my property is located. I don't know how we got our hands on a tax bill addressed to Hopper Homes & Renovations other than through the mail box.

Since we purchased our property from Hopper Homes my wife assumed it was something we owed during the transaction period of our purchase. As you can see we clearly paid property taxes on someone else's property. With that being said, I'm requesting a refund in the amount of \$164.40. Thank you for taking the time to read this and looking into our situation. I look forward to hearing from you very soon.

Thanks,

Mike Davis  
General Manager  
Kram Tire  
[www.kramtire.com](http://www.kramtire.com)  
(404) 366-2247 Office  
(678) 618-1921 Cell  
(404) 366-5034 Fax



Exh. 5.1 # 1

MACON COUNTY TAX COLLECTOR  
 5 WEST MAIN STREET  
 FRANKLIN NC 28734-3005  
 www.maconnctax.com



**PROPERTY TAX NOTICE**

**DUE DATE:** Property taxes are due and payable September 1, 2018 and delinquent if not paid in full by January 5, 2019. Payment offered by 2:59 PM local time will be accepted.

**FAILURE TO PAY DELINQUENT TAXES WILL IMMEDIATELY RESULT IN FORCED COLLECTIONS INCLUDING FORECLOSURE, GARNISHMENT OF WAGES, INCOME TAX RETURNS AND BANK ACCOUNTS AFTER JANUARY 5, 2019.**

**INTEREST:** 2% interest assessed after January 5 plus additional interest of 15% on the first of each month thereafter until paid.

**RETURNED CHECK PENALTIES/FEE:** A 10% penalty of the amount of the check as provided by N.C.G.S. 105-357(a)(2) or \$25.00 fee per N.C.G.S. 253-539.

**ESCROW/MORTGAGE ACCOUNTS:** The Property owner is responsible for ensuring full payment of this obligation. **If funds are held in escrow for payment of taxes, forward to the appropriate mortgage holder. If this property or a portion of this property has sold this year, contact your closing attorney.**

**PAYMENT:** May be made in person Monday-Friday, 9:00 am - 5:00 pm at the Annex Bldg. A Drive-Up Drop Off Box will be available 24 hours a day at the Annex Bldg.

Personal Property Tax Appeal must be made within 30 days of notice. NC GS 105-317.1(c).

28417



HOPPER HOMES & RENOVATIONS, LLC  
 2021 LEGENDS WAY  
 BRASELTON GA 30517-4071

PARCEL NO.	ACCOUNT NO.	BILL NO.	BILL DATE	TAX YEAR	DUE DATE	DELINQUENT AFTER
6488434581	135383	18A6488434581	07-12-18	2018	09-01-18	01-05-19
REAL ESTATE DESCRIPTION: COMMISSIONERS CREEK RD ACREAGE: 4.91				BUILDING VALUE: 0 LAND VALUE: 39590 REAL ESTATE TOTAL VALUE: 39590  LESS AGE/DISABILITY VALUE: 0 LESS DEFERRED VALUE: 0 PERSONAL PROP VALUE: 0 TOTAL TAXABLE VALUE: 39590		
TAXING DISTRICT		RATE PER \$100 VALUE	AMOUNT DUE	PAY BY PHONE 1-888-551-5956 PAY ONLINE www.maconnctax.com		
GENERAL COUNTY TAX		0.3490	138.17	<b>2.57% fee based on Total Amount Due</b>  No Payments + No Interest if paid in full in 6 months on purchases of \$99+ Check out with PayPal and choose Bill Me Later™ Subject to credit approval See terms <b>PayPal</b> www.maconnctax.com		
OTTO FIRE DISTRICT		0.0850	25.73			
LATE LISTING PENALTY:		10%	0.00			
PRIOR YEAR TAXES			0.00			
TOTAL TAX AND FEES DUE			163.90			
DUE DATE SEPTEMBER 1, 2018						
QUESTIONS CONCERNING PAYMENT, CALL COLLECTIONS AT 828-349-2142. ALL OTHER QUESTIONS, CALL ASSESSOR AT 828-349-2143						

KEEP THIS COPY FOR YOUR RECORDS

**PLEASE RETURN THIS PORTION WITH YOUR PAYMENT**

PARCEL NO.	ACCOUNT NO.	BILL NO.	BILL DATE	DUE DATE	TOTAL AMOUNT DUE
6488434581	135383	18A6488434581	07-12-18	09-01-18	163.90
TO CHANGE YOUR MAILING ADDRESS, PLEASE FILL IN NEW ADDRESS BELOW					TOTAL AMOUNT PAID
NAME _____					
ADDRESS _____					
CITY _____ STATE: _____ ZIP: _____					

**MAKE CHECK PAYABLE & REMIT TO:**

MACON COUNTY TAX COLLECTOR  
 P.O. BOX 71059  
 CHARLOTTE NC 28272-1059



**To Make Credit Card Payment:**  
 Phone payment: 1-888-551-5956  
 Internet www.maconnctax.com

**MONTHLY PAYMENTS ARE ONLY ACCEPTED PRIOR TO DELINQUENCY DATE OF JANUARY 05, 2019**

1810064884345810000163908





# Transaction Details

*Exhibit # 2*

ELECTRONIC/ACH DEBIT  
MACON COUNTY 8283492000  
N0242544883 1770406822

Posted Date 08/31/18

Transaction Date 08/31/18

Amount -\$164.40

Transaction Type Other

MACON COUNTY TAX COLLECTOR  
 5 WEST MAIN STREET  
 FRANKLIN NC 28734-3005  
 www.maconctax.com



**PROPERTY TAX NOTICE**

**DUE DATE:** Property taxes are due and payable September 1, 2018 and delinquent if not paid in full by January 5, 2019. Postmark affixed by U.S. Postal Service will be accepted.

**FAILURE TO PAY:** DELINQUENT TAXES WILL IMMEDIATELY RESULT IN FORCED COLLECTIONS, INCLUDING FORECLOSURE, GARNISHMENT OF WAGES, INCOME TAX RETURNS AND BANK ACCOUNTS AFTER JANUARY 5, 2019.

**INTEREST:** 2% Interest assessed after January 5 plus additional interest of .75% on the first of each month thereafter until paid.

**RETURNED CHECK PENALTIES/FEES:** A 10% penalty of the amount of the check as provided by N.C.G.S. 105-367(b)(2) or \$25.00 fee per N.C.G.S. 253-506.

**ESCROW/MORTGAGE ACCOUNTS:** The Property owner is responsible for ensuring full payment of this obligation. **If funds are held in escrow for payment of taxes, forward to the appropriate mortgage holder. If this property or a portion of this property has sold this year, contact your closing attorney.**

**PAYMENT:** May be made in person Monday-Friday 8:00 a.m. - 5:00 p.m. at the Annex Bldg. A Drive-Up Drop Off Box will be available 24 hours a day at the Annex Bldg.

**Personal Property Tax Appeal must be made within 30 days of notice. NC GS 105-317.1(c).**

Exhibit #3

6239



DAVIS, MICHAEL C. III DAVIS,  
 VICTORIA E  
 2025 MONTVIEW CIR  
 MCDONOUGH GA 30253-8500

PARCEL NO.	ACCOUNT NO.	BILL NO.	BILL DATE	TAX YEAR	DUE DATE	DELINQUENT AFTER
6488535303	139243	18A6488535303	07-12-18	2018	09-01-18	01-05-19
REAL ESTATE DESCRIPTION: COMMISSIONERS CREEK RD ACREAGE: 4.50				BUILDING VALUE: 10200 LAND VALUE: 37580 REAL ESTATE TOTAL VALUE: 47780  LESS AGE/DISABILITY VALUE: 0 LESS DEFERRED VALUE: 0 PERSONAL PROP VALUE: 0 TOTAL TAXABLE VALUE: 47780		
TAXING DISTRICT	RATE PER \$100 VALUE	AMOUNT DUE	PAY BY PHONE 1-888-551-5956 PAY ONLINE www.maconctax.com			
GENERAL COUNTY TAX	0.3490	166.75	<b>2.57% fee based on Total Amount Due</b>  <b>PayPal</b> No Payments + No Interest if paid in full in 6 months on purchases of \$99+ Check out with PayPal and choose Bill Me Later... subject to credit approval See Terms <a href="http://www.maconctax.com">www.maconctax.com</a>			
OTTO FIRE DISTRICT	0.0650	31.06				
LATE LISTING PENALTY:	10%	0.00				
PRIOR YEAR TAXES		0.00				
<b>TOTAL TAX AND FEES DUE</b>		<b>197.81</b>				
<b>DUE DATE SEPTEMBER 1, 2018</b>						
QUESTIONS CONCERNING PAYMENT, CALL COLLECTIONS AT 828-349-2142. ALL OTHER QUESTIONS, CALL ASSESSOR AT 828-349-2143						

KEEP THIS COPY FOR YOUR RECORDS

**PLEASE RETURN THIS PORTION WITH YOUR PAYMENT**

PARCEL NO.	ACCOUNT NO.	BILL NO.	BILL DATE	DUE DATE	TOTAL AMOUNT DUE
6488535303	139243	18A6488535303	07-12-18	09-01-18	197.81
TO CHANGE YOUR MAILING ADDRESS, PLEASE FILL IN NEW ADDRESS BELOW					TOTAL AMOUNT PAID
NAME: _____					
ADDRESS: _____					
CITY: _____ STATE: _____ ZIP: _____					

**MAKE CHECK PAYABLE & REMIT TO:**

MACON COUNTY TAX COLLECTOR  
 P.O. BOX 71059  
 CHARLOTTE NC 28272-1059



**To Make Credit Card Payment:**  
 Phone payment: 1-888-551-5956  
 Internet www.maconctax.com

**MONTHLY PAYMENTS ARE ONLY ACCEPTED  
 PRIOR TO DELINQUENCY  
 DATE OF JANUARY 06, 2019**



Macon County Tax Office  
 5 West Main Street  
 Franklin NC 28734-3005



Exhibit #4

DAVIS, MICHAEL C. III  
 DAVIS, VICTORIA E  
 2025 MONTVIEW CIRCLE  
 MCDONOUGH, GA 30523

**TAX NOTICE**

**Failure to Pay Motor Vehicle Tax Bill:**

will result in DMV's refusal to allow renewal of the registration.

**Failure to Pay Annual Property Taxes:**

Delinquent taxes are subject to garnishment of wages, levy on personal property and foreclosure proceedings after January 5 of the year following the due date.

Interest on motor vehicle bills begins one month after the due date. The first month's interest is 5%, subsequent months accumulate at the rate of 0.75% per month until the balance is paid.

Annual property tax bills are due and payable on Sept. 1. Interest begins the following January 6. The first month's interest is 2%, subsequent months accumulate at the rate of 0.75% per month until the balance is paid.

Tax Year	Property	Bill Number	Account Number	Bill Date	Due Date
2018	6488-53-5303				9/1/2018

Real Property Value : 47,780  
 Personal Property Value : 0  
 Exempt Value : 0  
 Deferred Value : 0  
 Net Taxable Value : 47,780  
 Property Description : TR 3 COMMISSIONERS CREEK PC 8935  
 Acreage : 4.50

Taxing District	Rate Per \$100 Value	Amount
GENERAL COUNTY TAX	0.349	166.75
OTTO FIRE DISTRICT	0.065	31.06
	0	0
	0	0
	0	0
	0	0
	0	0
<b>Total Amount:</b>		<b>197.81</b>

This document is a web-generated replica of the original tax bill.  
 Amount: 203.25



Owner Information

Exhibit #4

DAVIS, MICHAEL C. III  
DAVIS, VICTORIA E  
2025 MONTVIEW CIRCLE  
MCDONOUGH, GA 30523

Tax Information

Total Original Levy	
Total Original Penalty	\$197.81
Additional Charges	\$0.00
Debits	\$0.00
Credits	\$0.00
Interest Due	\$5.44
Total Due	<b>\$203.25</b>

Bill Information

Account Number	139243
Bill Number	18A6488535303
Bill Type	Real Property
Bill Class	Annual
Tax Year	2018

Property Information

Parcel Number	6488535303
Acres	4.5
Description	COMMISSIONERS CREEK RD

Payment Information

Due Date	09/01/2018
Payment Status	Pending
Last Payment Date	
Last Payment Amount	\$0.00
Total Due	<b>\$203.25</b>

Paid 2/8/19 \$208.77

Transaction ID - 9NW48309M94848606

Exhibit #5

**Macon County - NC  
Payment Submitted**

-----

**Total: \$208.77**

**Transaction ID:**

**9NW48309M9484860  
G**

**Reply R for bill  
reminders.**

**Reply H for payment  
history.**

**Reply STOP to stop all  
future texts.**

**Reply ? for help.**

MACON COUNTY MONTHLY  
AD VALOREM TAX COLLECTIONS REPORT

Feb-19

Month to Date	Beginning Balance	Levy Added	Less Releases	Less Write-Offs	Equals Adj Levy	Gross Payments	Less Refunds	Misc Dr/Cr	Net Paymer Balance	Outstanding
General Tax	1558410.6	0	0	0	1558365.38	-533309.97	6122.47	16227.62	-510959.9	1047405.5
Fire Districts	224073.74	0	0	0	224065.17	-70425.64	0	2754.11	-67671.53	156393.64
Landfill User Fe	226719.26	0	0	0	226707.39	-63339.47	8.97	2.16	-63328.34	163379.05
Totals	2009203.6	0	0	0	2009137.94	-667075.08	6131.44	18983.89	-641959.8	1367178.2

  

Year to Date	Beginning Balance	Levy Added	Less Releases	Less Write-Offs	Equals Adj Levy	Gross Payments	Less Refunds	Misc Dr/Cr	Net Paymer Balance	Outstanding Collection Percentage
General Tax	0	27128797.25	-28090.34	-1285.03	27099421.88	-26197951.74	113856	32079.53	-26052016	96.13
Fire Districts	0	3261222.47	-3902.21	-197.62	3257122.64	-3105717.79	0	4988.79	-3100729	95.2
Landfill User Fe	0	2554219	-1705	-22.58	2552491.42	-2390641.2	8.97	1519.86	-2389112	93.6
Totals	0	32944238.72	-33697.55	-1505.23	32909035.94	-31694310.73	113865	38588.18	-31541858	95.85

The collection rate is 96.13% collected on 2018 County general taxes, late listing penalties, discoveries and deferred taxes as of 2/28/2019 as compared to 96.56% on 2017 taxes as of 2/28/2018

CPT	Description	Current Fee	New Fees
87807	Infectious agent antigen detection by immunoassay with direct optical observation; respiratory syncytial virus (RSV)		\$45
84100	Phosphorus inorganic (phosphate)		\$24.00
87086	Culture, bacterial; quantitative colony count, urine		\$26.00
82652	Calcitriol		\$38.00
87496	Infectious agent detection by nucleic acid (DNA or RNA); cytomegalovirus, amplified probe technique		\$144.00
87799	Infectious agent detection by nucleic acid (DNA or RNA), not otherwise specified; quantification, each organism		\$320.00
99451	Consultant – 5 minutes or more medical consultative time internet, or electronic health record consultations without the patient being present		\$36.00
99452	Consultant - Treating Provider – 16-30 minutes in a service day preparing for the referral and/or communicating with the consultant		\$36.00
82951	Glucose Tolerance Test (GTT) 2hr	\$31.50	\$54.00



**MACON COUNTY BOARD OF COMMISSIONERS**

**AGENDA ITEM**

**MEETING DATE:** March 12, 2019

**DEPARTMENT/AGENCY:** N/A

**SUBJECT MATTER:** Appointments

**COMMENTS/RECOMMENDATION:**

- The Macon County Library Board wishes to re-appoint Bill Dyar

Attachments  Yes  No

Agenda Item 13A

# Application for Appointment to Macon County Authorities, Boards, Commissions and Committees

The Macon County Board of Commissioners believes all citizens should have the opportunity to Participate in governmental decisions. The Board wants to appoint qualified, knowledgeable and dedicated people to serve on authorities, boards and committees. If you have an interest in being considered for an appointment to any advertised vacancy, please thoroughly complete the form below before the advertised deadline and choose from the following options.

Mail to: County Manager's Office  
5 West Main Street or FAX to: 828-349-2400  
Franklin, North Carolina 28734

Any Questions, please call the County Manager's Office at (828) 349-2025

Name of Authority, Board or Committee applying for: MACON COUNTY LIBRARY BOARD

Name WILLIAM LEE DYAR

Address 104 CAMP ROAD City FRANKLIN NC Zip 28734

Telephone: Home 828-524-8129 Work NONE

Occupation RETIRED EDUCATOR

Business Address \_\_\_\_\_

Email Address billdyar@frontier.com

Briefly explain any anticipated conflict of interest you may have if appointed:  
I KNOW OF NONE (WIFE IS CURRENT PRESIDENT OF THE FRIENDS OF THE LIBRARY BOARD.)

Educational Background  
BS MARS HILL UNIV. MA: WESTERN CAROLINA UNIV.

Business and Civic Experiences/Skills:  
TEACHER / COACH SEVERAL COMMUNITY BOARDS  
PRINCIPAL

Areas of Expertise and Interest/Skills:  
TEAM BUILDING NATIVE AMERICAN CULTURE  
INDUCTIVE BIBLE STUDY AMERICAN HISTORY

List any Authorities, Boards, Commissions or Committees presently serving on:  
GRACE CHURCH SESSION (BOARD OF ELDERS)  
ADVISOR TO A NUMBER OF SCOUT GROUPS

SIGNATURE: William Lee Dyar

DATE: OCT. 1, 2018