

MINUTES
TRANSYLVANIA COUNTY BOARD OF COMMISSIONERS
REGULAR MEETING – September 11, 2006

The Board of Commissioners of Transylvania County met in regular session on Monday, September 11, 2006, at 7:00 p.m., in the large courtroom of the county courthouse. Chairman David Guice, presiding, called the meeting to order at 7:00 p.m. There were approximately 40 people in the audience.

Commissioners present were Chairman David Guice, Commissioners Jason Chappell, Jeff Duvall, Ray Miller and Kelvin Phillips.

Staff members present were Manager Artie Wilson, County Attorney Jeanne Hall, Finance Director Gay Poor, Human Resources Director, Sheila Cozart, Tax Assessor David Reid, Parks & Recreation Director Rick Pangle, Project Manager Larry Reece, and Recording Secretary Sherry Simpson.

Media: *Transylvania Times* – Donald Reeves

Following an introduction of the members of the board Chairman Guice asked for all to observe a moment of silence in remembrance of September 11, 2001. Commissioner Chappell then offered the invocation and Commissioner Phillips led the Pledge of Allegiance.

PUBLIC COMMENT (sign-in required)

Chairman Guice asked if there was anyone who wished to speak to the commissioners.

There was no public comment.

AGENDA MODIFICATIONS

There were no Agenda modifications.

Commissioner Miller moved to approve the agenda, seconded by Commissioner Chappell, and unanimously approved.

CONSENT AGENDA

The following items were approved:

MINUTES:

The minutes of the August 28, 2006 regular meeting were approved as submitted.

FACILITIES USE REQUEST: Commissioners approved the following facilities use requests:

- Use of the Large Courtroom for Candidate's Forum on October 10, 2006;
- Use of the Large Courtroom for Candidate's Forum on October 12, 2006;
- Use of Child Development Lobby & Restrooms on October 27, 2006 from 10:00pm-2:00am for Flight of the Vampire 5K Run.

Commissioner Duvall moved to approve the consent agenda as submitted, seconded by Commissioner Phillips and approved unanimously.

PRESENTATIONS/RECOGNITIONS

RECOGNITION OF LORRAINE BRYSON

Chairman Guice read Resolution 22-06 recognizing Lorraine Bryson.

Commissioner Duvall moved to approve Resolution 22-06, seconded by Commissioner Phillips and approved unanimously.

All commissioners thanked Lorrain for her many years of public service.

APPOINTMENTS

BOARD OF HEALTH

Commissioner Chappell moved to nominate Dr. Ora John Wells to fill the unexpired term of Dr. Barry Bodie, seconded by Commissioner Phillips and approved unanimously.

PARKS COMMISSION

Commissioner Duvall moved to re-appoint Michael Millsap, seconded by Commissioner Miller and approved unanimously.

OLD BUSINESS

REQUEST TO PARTICIPATE IN COMPREHENSIVE SYSTEM WIDE PARKS & GREENWAY PLAN FOR TRANSYLVANIA COUNTY, BREVARD AND ROSMAN

Mayor Pro Tem, Rodney Locks and Sara Champion attended the meeting to address questions about the Greenway Plan that the commissioners expressed at the August 28th meeting. The purpose of the plan is to examine all the current parks and recreation facilities and to make recommendations for upgrading, expansion and addition of new facilities and programs. The plan would also suggest priorities and identify unused or underused properties owned by the three governments. With a Comprehensive Plan we would also strengthen our chances of obtaining grant funds to finance many of the projects that would be identified. Ms. Champion noted that we all (schools, hospital, college and state) need to work together for the betterment of the community. There are a lot of needs and limited funds so we need to be smart in our planning.

Commissioner Chappell stated that he would like to see us try to accomplish this plan in-house. Parks and Recreation Director, Rick Pangle said that he does not have the staff or the time to put together a comprehensive plan. He noted that someone from the outside could give us the guidance needed much more effectively and that he feels it is the right thing to do.

Commissioner Miller made a Motion to participate with the City up to a maximum of \$20,000 to develop a Comprehensive Plan, seconded by Commissioner Duvall. After further discussion Commissioner Miller called the question. The Motion passed with a 3-2 vote. Commissioners Chappell and Phillips voting no.

Commissioner Duvall did request that the RFP go to the Retiree Resource Network before we send it outside.

RESOLUTION THANKING CHRISTIAN ACTION LEAGUS OF NC

Manager Wilson noted that in June the Board of Commissioners was notified by the Christian Action League about a pending bill in the North Carolina General Assembly that would allow the ABC Commission to issue beer, wine and mixed beverage permits to a restaurant that is located on property that is contiguous to a Special ABC area established before January 1, 1993 that meets the following conditions: 1) the Special ABC Area is located in a county that has a population of less than 35,000 based on the 2000 Federal Census and 2) at least one city within the county with a population in excess of 6,500 has approved ABC stores. Thanks to the Christian Actions League's alert the Board of Commissioners notified its local legislators and the above two sections pertaining to just Transylvania County was dropped. Commissioner Chappell requested that we prepare a resolution thanking them for their help.

Chairman Guice thanked Commissioner Chappell for his leadership in regards to this issue and then asked him to please read Resolution 21-06.

Commissioner Miller asked for discussion on the Resolution and asked that the last sentence be revised to read "*could have had a negative impact on our community*".

Commissioner Miller made a motion to approve Resolution 21-06 as revised, seconded by Commissioner Duvall and passed unanimously.

NEW BUSINESS

REQUEST TO NCDOT TO ADD SKYE DRIVE AND ABERDEEN LANE TO STATE MAINTAINED SECONDARY ROAD SYSTEM

Manager Wilson reported to the commissioners that the homeowners along Skye Drive and Aberdeen Lane in Glen Cannon have signed petitions requesting that the NC Department of Transportation add both roads to the State Secondary Road System. Resolution 24-06 has been prepared to send to the NC DOT asking them to look at adding these roads to the state maintained road system. Over 70 homeowners have signed the petitions requesting such.

Commissioner Miller moved to approve Resolution 24-06, seconded by Commissioner Phillips and passed unanimously.

RESOLUTION IN SUPPORT OF DUKE ENERGY'S POTENTIAL MODERNIZATION OF CLIFFSIDE STEAM STATION

Manager Wilson explained that Duke Energy is proposing to modernize its power plants over time to improve cost efficiency and reduce environmental emissions. The Cliffside Steam Station is proposed to be modernized by adding scrubbing capability and add two new state of the art coal units that will be cleanest and most efficient plants in the Carolinas. These units will add approximately 1600 megawatts of generation to meet the growing demand for electricity and allow Duke to reduce reliance on older, less efficient coal units. Duke Energy has asked for support of the renovation and construction of the two new units at the Cliffside Steam Station in Rutherford. He also noted that he has talked with the County Manager in Rutherford County to assure that his board is in support of this project and his response was that they are very supportive of the project. Resolution 23-06 has been prepared and he asked that the commissioner consider supporting this resolution.

Commissioner Phillips made a Motion to approve Resolution 23-06, seconded by Commissioner Miller and approved unanimously.

MANAGER'S REPORT

Manager Wilson reported on several items upcoming in the near future:

- Interviews for the Veteran's Services position were held today and a decision should be made this week
- ICS In-service programs need to be completed by the end of the month
- Business Appreciation Luncheon on Wednesday, September 13th at Brevard College Porter Center
- All Commissioners have been invited to attend the Economic Development Advisory Board meeting on Thursday, September 14th at 8:00am
- We have received 3 proposals for qualification (RFP) on the flood plain study. The range was from \$183,000 to \$40,000. We are asking the firm with the lower bid to come in and make a presentation to us to make sure he understands the scope of the project.

PUBLIC PARTICIPATION

Chairman Guice called for any public comment.

James Keenan asked if the responses to the RFP were available for public review. Manager Wilson stated that we could make that available to him if he wishes.

COMMISSIONERS' COMMENTS

Chairman Guice called for any comments from the commissioners. There were no further comments from the commissioners.

There being no further business to come before the board, **Commissioner Chappell moved to adjourn the meeting, seconded by Commissioner Duvall and unanimously carried.** The meeting adjourned at 8:30p.m.

ATTEST:

W. David Guice, Chairman

Interim Clerk to the Board