

**Minutes of the 7 September 2010
Regular Meeting of the Yancey County Board of Commissioners
Held at 7:00 o'clock p.m. in the Yancey County Courtroom
Yancey County Courthouse, Burnsville, North Carolina**

Present at the 7 September 2010 meeting of the Yancey County Board of County Commissioners were Chairman Walter Savage, Member Jerri Storie, Member Johnny Riddle, County Manager Nathan Bennett, Clerk to the Board Jason Robinson, County Attorney Donny Laws, Finance Director Lynne Hensley, Finance Officer Brandi Burleson, YCTA Director Lynn Austin, President of Mayland Community College Dr. Suzanne Owens, and the Director of the AMY Regional Library System Dr. Daniel Barron, Jody Higgins, and members of the general public.

Call to Order, Invocation and Approval of Agenda

Chairman Savage called the meeting to order and recognized Rev. Steve Grindstaff, Pastor of Pleasant Gap Baptist Church to deliver the invocation. Chairman Savage then asked for a motion to approve the agenda. Commissioner Storie made the motion to approve the agenda and the motion was seconded by Commissioner Riddle. The vote to approve was unanimous. (Attachment A)

Public Comment

Before the public comment period began Chairman Savage read a statement from the UNC School of Government concerning public comment periods. The first person to speak before the Board was Anthony Robinson who was speaking about buffers and how some of the buffer laws don't apply to rich, only the common man according to last week's paper. He also commented on a scenic byway being one way to control the common man. The next person to speak before the Board was Bill Grover who wished to speak about judges versus the first amendment. He was upset because judicial candidates will not state what they will do if elected. Once again he believes this is an attempt by the American Bar Association to steal our rights. The next person to speak before the Board was Benny Riddle who talked about National Forest timber sales. Mr. Riddle believes this could be a good source of income for the county and for the school systems in those counties that are affected. Mr. Riddle stated that this could be a huge opportunity for Western North Carolina and each of the individual counties.

Approval of Minutes

The Board then moved to the approval of previous minutes in August. Commissioner Riddle made a motion to approve the minutes of the August 3rd regular meeting. The motion was seconded by Commissioner Storie and the vote to approve was unanimous. Commissioner Storie then made a motion to approve the minutes of the August 4th special meeting. The motion was seconded by Commissioner Riddle and the vote to approve was unanimous.

Yancey County Library Annual Report

The next person to speak before the Board was the Director of the AMY Regional Library System Dr. Daniel Barron. Dr. Barron thanked the Board for their help in completing the Yancey Library project and for their continued support of the library. Dr. Barron also gave the annual report of circulation and use of the Yancey County Library (Attachment B). Dr. Barron further updated the Board on new programs offered by the library such as Mango, a program to help individuals learn a new language. Dr. Barron also talked about the need for a new bookmobile as the old one has almost used up its usefulness and needs to be repaired constantly. Dr. Barron stated that hopefully sometime next year that a new bookmobile can be purchased for the three counties and hopefully the library will not have to come to the Board to ask for any money.

Mayland Community College

Next to speak before the Board was the President of Mayland Community College, Dr. Suzanne Owens. Dr. Owens wanted to thank the Board for their support and to give an update on Mayland as well as to ask for the support of the Board on a resolution. Dr. Owens updated the Board on Mayland's 25% enrollment growth for this year. She also wanted to update the Board on some new programs that were coming to Mayland. She stated that Hotel and Restaurant Management was added to the list of offerings this year and study groups have been formed to add HVAC and Emergency Management Services in the future. Dr. Owens stated that

this was an exciting time for Mayland. Dr. Owens also wanted to inform the Board of that according to General Statutes that all three counties have to fund Mayland equally, and if there is a difference in funding then the three boards of commissioners have to pass a resolution in support of the funding. This year Mitchell County is increasing funding by 3%, Avery is increasing funding by 6% with an additional \$82,440 for the completion of the Avery Campus Vocational Building renovations and Yancey County funding is funding at 2009-10 levels. Dr. Owens asked for the Board to approve this resolution. Upon hearing from Dr. Owens Commissioner Storie made a motion to approve the resolution. The motion was seconded by Commissioner Riddle and the vote to approve was unanimous (Attachment C). Chairman Savage also wished to thank Dr. Owens for her leadership because she is going to be retiring at the end of September.

YCTA Policies

Next to speak before the Board was Mrs. Lynn Austin, Yancey County Transportation Authority Director. Mrs. Austin stated that she was coming before the Board to have more policies approved in order to come into compliance with state and federal regulations. The first policy that was presented was the Continuance of Operations Plan (COOP) this plan outlines what YCTA does if a major emergency occurs in Yancey County (Attachment D). The next policy that was presented was the Drug and Alcohol Policy. Mrs. Austin stated that this was a "zero tolerance" policy and adds new drugs into the policy (Attachment E). The next policy that Mrs. Austin presented was the grant management policy which outlines how YCTA will handle all grants (Attachment F). The final policy that was presented before the Board was the Procurement Policy which outlines how YCTA will buy many items. This is something that hasn't been done in the past but needs to be done now (Attachment G). Upon hearing from Mrs. Austin Commissioner Storie made a motion to approve all of the policies. The motion was seconded by Commissioner Riddle and the vote to approve was unanimous.

Finance Office Report

The next person to be heard by the Board was Mrs. Brandi Burleson, Finance Officer. Mrs. Burleson came before the Board to ask that they approve Budget Amendment #1 (Attachment H) which reduces the budget on the revenue and expenditure side to reflect actual tax numbers and not just projections that are used to determine the budget initially. Upon hearing from Mrs. Burleson Commissioner Riddle made a motion to approve Budget Amendment #1. The motion was seconded by Commissioner Storie and the vote to approve was unanimous. The Board next heard from Mrs. Lynne Hensley, Finance Director. She came before the Board to ask for the approval of the personnel policy revisions. Mrs. Hensley stated that this had taken many months and was the first revision of the county's personnel policy since 1998. Mrs. Hensley also stated that if the Board approved the personnel policy tonight then a handbook would be given out to all employees and department heads will be given personnel policy notebooks. Mrs. Hensley also stated that there were some suggestions offered by the county attorney and those are included in the personnel policy. Commissioner Storie stated that she appreciated all of the hard work that Mrs. Hensley and Mrs. Burleson had done on the personnel policy. Commissioner Riddle stated that this policy covered a lot of county business that had not been written down and that he too appreciated the work done to improve and update the personnel policy. Upon hearing from Mrs. Hensley Chairman Savage made a motion to approve the personnel policy. The motion was seconded by Commissioner Riddle and the vote to approve was unanimous.

Tax Office---Releases and Refunds

The Board next heard from Tax Administrator Jeff Boone. Mr. Boone stated that these releases and refunds that he is bringing before the Board is done as the process of cleaning things up in the tax office. Mr. Boone stated that he had four requests to bring before the Board. The first was for the Nu Wray Inn which for some reason had its historical designation dropped in 2009. They paid the taxes anyway and now need to be refunded because a historical structure is not suppose to lose its historical designation. Upon hearing from Mr. Boone Chairman Savage made a motion to approve this refund. The motion was seconded by Commissioner Riddle and the vote to approve was unanimous. The next request that Mr. Boone brought before the Board was for Mrs. Juanita Gillespie who had her senior citizen exemption dropped for no apparent reason in 2009. Upon hearing from Mr. Boone Commissioner Riddle made a motion to approve this release and the motion was seconded by Chairman Savage. The vote to approve was unanimous. Next Mr. Boone requested that Ms. Elaine Hall receive a release because she was double billed for a trailer. Commissioner Storie made a motion to approve the release and the motion was seconded by Commissioner Riddle. The vote to approve was unanimous. Finally,

Mr. Boone asked for a refund and release for Mr. Forrest Westall. Mr. Westall's home was improperly measured and he repeatedly asked for it to be measured again in 2008 and 2009. He was told to pay the 2008 taxes and it could be corrected the next year. This was never done. Chairman Savage made a motion to approve the release and refund for Mr. Forrest Westall and the motion was seconded by Commissioner Riddle. The vote to approve was unanimous. (All refunds and release are Attachment I)

North Carolina Forest Service

The Board next heard from County Manager Nathan Bennett about the need to ratify the North Carolina Forest Service contract. This contract provides fire protection and a forest ranger for Yancey County. This is an ongoing contract where the county pays 40% and the state pays 60%. Upon hearing from County Manager Bennett Commissioner Riddle made a motion to ratify the NC Forest Service contract and the motion was seconded by Chairman Savage. (Attachment J)

Probation and Parole Office Lease

The Board then heard from County Manager Bennett about the need to approve the North Carolina Adult Probation and Parole office lease. Mr. Bennett explained that this was necessary because of the change made by the General Assembly that makes counties 100% responsible for providing office space for probation and parole without any refund from the state. This lease agreement is for three years for \$1 per year. Upon hearing from County Manager Bennett Chairman Savage made a motion to authorize the county manager to execute this contract. The motion was seconded by Commissioner Storie and the vote to approve was unanimous. (Attachment K)

Commissioner Comments

Commissioner Storie wanted again to thank Dr. Owens for all the great work she has done at Mayland Community College and to also thank Mayland for the great new welding facility at the Mayland Yancey Campus. Commissioner Riddle wanted to comment on the new bailer that was bought with the recycling grant money. He stated he was very impressed with this bailer that made a two day labor intensive job of bailing cardboard into a three hour job. Commissioner Riddle also wanted to thank Mayland for the welding facility and stated that he believes this is great for Yancey County workers because Altec stands ready to hire welders. Chairman Savage wanted to remind everyone that Senator Kay Hagan will be in Yancey County on September 9th from 10am-12pm. He also read some of the accomplishments by the Yancey County Extension Service and thanked them for all that they do.

Closed Session

Commissioner Riddle then made a motion for the Board to go into closed session as per NCGS 143-318.11 (a)(3) for discussion of pending litigation with the county attorney.

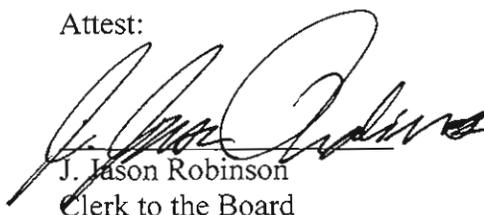
After coming back into open session the Board heard from Ms. Marina Grebenshikova about a problem with the Yancey County Humane Society.

Adjournment

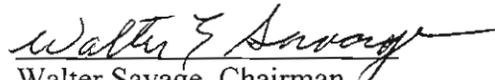
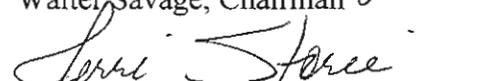
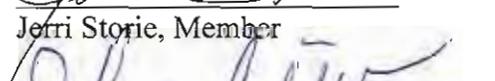
Having no further business Commissioner Storie made a motion to adjourn and it was seconded by Commissioner Riddle. The vote to adjourn was unanimous.

Approved and authenticated on this the _____ 5th _____ day of October 2010.

Attest:


J. Jason Robinson
Clerk to the Board




Walter Savage, Chairman

Jerri Storie, Member

Johnny Riddle, Member

(county seal)



Attachment A

YANCEY COUNTY

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Nathan Bennett, *County Manager*
Walter Savage, *Chairman*
Jerri Storie, *Commissioner*
Johnny Riddle, *Commissioner*

AGENDA
YANCEY COUNTY COMMISSIONERS
REGULAR BUSINESS MEETING
September 7, 2010

- I. Call to Order – Chairman Walter Savage
- II. Invocation
- III. Approval of the Agenda
- IV. Public Comment
- V. Approval of Minutes – August 3, 2010 Regular Meeting; August 4, 2010 Special Meeting
- VI. Yancey County Library Annual Report – Dr. Dan Barron, Director, AMY Regional Library
- VII. Mayland Community College – Dr. Suzanne Owens, President
- VIII. YCTA – Lynn Austin, YCTA Director
 - a. Continuity of Operations Plan (COOP)
 - b. Drug and Alcohol Use Policy
 - c. Other
- IX. Finance Office Report – Lynne Hensley, Finance Director and Brandi Burleson, Finance Officer
 - a. Budget Amendment 1
 - b. Personnel Policy
- X. Tax Office – Release and Refunds, Jeff Boone, Tax Administrator
- XI. North Carolina Forest Service – Fire Protection Agreement
- XII. NCDOC – Probation & Parole Office Lease
- XIII. Commissioner’s Comments
- XIV. Closed Session
- XV. Adjourn

Attachment B



Director's Goals
2010—2011

1. **To maintain regular and open communications with all governing bodies, boards, librarians and the general public regarding the operations of the AMY Regional Library System and its individual libraries.**
 - a. Attend Avery, Mitchell and Yancey Commissioner Board meetings at least quarterly.
 - b. Attend town meetings in Burnsville, Spruce Pine, Newland and Bakersville quarterly.
 - c. Submit at least one article, piece of information, etc. per month to each of the county's newspapers and the Blue Ridge Christian News.
 - d. Appear bi-monthly on WKYK/WTOE Murphy in the Morning. Increase the use of the WKYK website for library related information.
 - e. Maintain regular correspondence with Regional Board Members and copy to Local Board Chairs.
2. **To review and assess the Current Long-Range and Technology Plans and create two new ones for 2012--2017.**
3. **To Celebrate the 50th Anniversary of AMY Regional Library**
4. **To begin work toward getting a new Bookmobile**
5. **To provide professional development for and solicit management input by all librarians and staff on a regular basis throughout the year.**
 - a. Meet bi-monthly with Management Team
 - b. Conduct bi-monthly workshops on topics of interest and concern to Staff.
 - c. Conduct Staff Performance Assessments in the fall with follow up individual interviews in the spring.
6. **To make the libraries essential elements in the preservation of our cultural heritage.**
 - a. Work with Historical Societies and Cataloging Specialist to catalog document holdings into the AMY OPAC. Yancey accomplished and Mitchell begun with Mr. Byrd's help.
 - b. Implement the LSTA grant to upgrade microform readers with computer enabled service and implement program for genealogists/local historians and high school



students.

7. **To increase circulation of all materials and attendance by all segments of the population with an emphasis on children, teens, and families through advocacy and marketing.**
 - a. Work with 3 high schools on reading and information literacy projects with the Media Coordinators, teachers, and ASU student as appropriate. Include Carolina Mountains Literary Festival as a service and activity.
 - b. Provide NCLive Workshops/Demonstrations to as many education and community groups as possible.
8. **To work with specific groups in the community that have been identified as having special needs or requiring special attention such as Child Care Providers, Home Schoolers, Ethnic Communities, Historical Societies, Small Business Persons.**
 - a. Work with Yancey, Mitchell, and Avery 4-H after school programs with an emphasis on reading and information literacy.
 - b. Meet with Historical Societies in Avery and Mitchell County and hold positions with the Yancey Heritage Council, Cultural Resources Commission, and the Traditional Voices Group.
 - c. Continue work with Centro Latino to upgrade the “branch” of the Spruce Pine library in their new facility.
 - d. Work with Centro Enlace to continue to upgrade the computers and collections in their Yancey County “branch.”
9. **To work toward libraries being seen and treated as important resources for economic development by governing bodies and the general public.**
 - a. Continue to work with the Certified Entrepreneurial Community Committee for Mitchell County and expand that to Yancey and Avery.
 - b. Share information on libraries and economic development with each set of County Commissioners and Town Boards of Spruce Pine and Burnsville.
 - c. Work with Economic Security Commissions in all three counties to determine ways that the library can provide more services for job seekers and those out of work.
 - d. Conduct workshops especially for teachers, students, and individual artists on seeking funding and provide individual consultation related to the Foundation Center Online.
 - e. Continue to work with the Mitchell County Historic Courthouse Foundation to implement the BTOP digital information and economic development efforts in collaboration with the Mitchell County Public Library.
10. **To collaborate with related organizations that will expand service and funding for the Regional Library such as Mayland Community College, the Avery and Mitchell and Yancey Partnerships for Children, NC Agricultural Extension Service, TRAC, and the school systems with the school library media specialists.**
 - a. Serve on the following related boards and groups
 - i. Avery Smart Start Board
 - ii. Mitchell Yancey Partnership for Children, Childfest and Information Resources Committees
 - iii. Yancey 4-H Board and work with the 4-H Directors in the other counties in their after school and summer programs

- b. Continue to work with Mayland on the Foundation Center Cooperative Collection and GED Program in Mitchell.
 - c. Maintain membership on the Toe River Watch
- 11. To complete renovations that have been started in Avery, Mitchell, and Spruce Pine and participate in the Yancey Expansion Project in any way that I can.**
- a. Work with Mitchell County Friends to complete Reading Room and Circulation Desk renovations.
 - b.
 - c. Complete Avery renovations
 - i. Complete Teen Space
- 12. To implement as many “green” procedures and modifications to facilities and operations as possible.**
- a. Develop green guidelines for Regional Libraries
 - b. All renovations and updates using LEED certification guidelines
 - c. Will use only compostable or reusable serving supplies for library related events and for all staff.
 - d. Purchase only green cleaning and maintenance supplies
- 13. To create and/or nurture Friends of the Library groups and Teen Advisory Boards for each library.**
- 14. To be active in the professional organizations, especially at the regional and state levels.**
- a. Appointed to the North Carolina Library Commission (four-year term beginning 2009)
 - b. Member North Carolina Public Library Director’s Association
 - i. Chair, NC Green Public Libraries Task Force
 - ii. Participate in Library Legislative Day 2011
 - c. Member of the North Carolina Library Association
 - d. Member of the UNC Chapel Hill Digital Heritage Project Advisory Council
 - e. Serve on the Appalachian State University Library Science Advisory Board
 - f. Teach one class at ASU during spring 2011.
 - g. Member of the Together We Read Board of Western North Carolina
- 15. To be an active member in each community served by the AMY Regional Library System.**
- a. Mitchell
 - i. Member of the Bakersville Improvement Group
 - ii. Chair of the Mitchell County Historic Courthouse Foundation
 - iii. Member of the Mitchell County Historical Society
 - iv. Member of the Orchard at Altapass Board
 - v. Mitchell County Entrepreneurial Community Project
 - vi. Education and Government Channel Planning and Implementation Committee
 - b. Avery
 - i. Member of the Avery Historical Society
 - ii. Smart Start Board Member
 - 1. Raising a Reader Team

- iii. Avery Local Interagency Coordinating Council
- c. Yancey
 - i. Steering Committee for Carolina Mountains Literary Festival and Chair of the Libraries and Schools Liaison Committee
 - ii. Member Graham Children's Center Board
 - iii. Financial Secretary of the Yancey County Literacy Council Board
 - iv. Member of the Quilt Trails of Western North Carolina Management Team
 - v. Member of the Yancey Cultural Resources Council
 - vi. Member of the Traditional Voices Group
 - vii. Mayland Community College Yancey Campus Advisory Board
 - viii. Member of the Yancey 4-H Board
- d. Joint County Groups
 - i. Mitchell Yancey Partnership for Children
 - 1. Childfest Committee
 - ii. Member of the Mitchell Yancey School Based Telemedicine Network
 - iii. Chair of the Toe River Arts Council Board
 - iv. Avery, Mitchell, Yancey, Business Resource Alliance and affiliate of the Appalachian Regional Development Institute at ASU
 - v. Mitchell-Yancey Local Interagency Coordinating Council

16. Grant Efforts:

- a. Pursue grants for the following:
 - i. LSTA Collection Development Grant for Hispanic/Latino Resources
 - ii. Continue to work with nonprofits in the area related to grant writing.
 - iii. Continue to assist in Telemedicine Proposal by Dr. Steve North to support the project in Mitchell and Yancey counties.

17. Other Meetings, Professional Development and Contributions

- a. Attend Fall, Spring and Summer NCPLDA meetings using personal funds.
- b. Meet with Arts Matters Group on a regular basis
- c. Attend Foundation Center Network Days meeting in NYC in October.

Avery-Mitchell-Yancey Regional Library
Statistical Comparisons
2004-2010



Fiscal Year/%Change	2004-05	2005-06	change	2006-07	change	2007-08	change	2008-09	change	2009-10	change
Print Circulation											
Adult Fiction	81,879	79,097	-3%	75,546	-4%	90,019	19%	101,722	13%	101,846	0%
Adult Non Fiction	20,276	19,233	-5%	17,161	-11%	19,663	15%	22,088	12%	20,599	-7%
Juvenile Fiction	28,522	29,720	4%	28,095	-5%	34,148	22%	36,897	8%	29,890	-19%
Juvenile Non Fiction	2,425	2,751	13%	2,571	-7%	3,537	38%	4,576	29%	3,767	-18%
Periodicals	2,899	1,951	-33%	1,425	-27%	1,665	17%	2,263	36%	2,076	-8%
In-House Periodical Use								306,289		340,487	11%
Total (with Large Print)	136,001	132,752	-2%	124,798	-6%	149,032	19%	167,546	12%	158,178	-6%
E Media Circulation											
Videos	10,510	7,156	-32%	4,943	-31%	6,080	23%	6,497	7%	6,349	-2%
Audiobooks	6,245	5,386	-14%	4,174	-23%	3,244	-22%	2,390	-26%	2,111	-12%
Compact Discs	930	2,232	140%	3,020	35%	3,592	19%	3,991	11%	4,279	7%
Music Compact Discs	720	893	24%	1,035	16%	839	-19%	746	-11%	848	14%
DVDs	0	2,774		5,778	108%	8,023	39%	9,638	20%	10,825	12%
Playaways								30		181	503%
Total	18,405	18,441	0%	18,950	3%	21,778	15%	23,292	7%	24,593	6%
Bookmobile Circulation											
Adult Fiction	27,157	27,617	2%	24,187	-12%	18,787	-22%	16,491	-12%	12,517	-24%
Adult Nonfiction	4,331	3,679	-15%	3,132	-15%	4,053	29%	4,437	9%	3,074	-31%
Juvenile Fiction	11,850	10,402	-12%	8,051	-23%	20,169	151%	36,673	82%	34,956	-5%
Juvenile Non Fiction	1,510	1,272	-16%	1,171	-8%	1,933	65%	2,668	38%	2,535	-5%
Periodicals	1,014	982	-3%	1,197	22%	1,123	-6%	4,293	282%	2,021	-53%
Total	45,862	43,952	-4%	37,738	-14%	46,065	22%	64,562	40%	55,103	-15%
Outreach Circulation	36,066	37,426	4%	39,320	5%	39,699	1%	40,096	1%	40,042	0%
TOTAL CIRCULATION	236,334	232,571	-2%	220,806	-5%	256,574	16%	295,496	15%	277,916	-6%
Bookmobile Trips	223	219	-2%	196	-11%	186	-5%	132	-29%	78	-41%
People Served	3,479	3,167	-9%	2,792	-12%	3,750	34%	3905	4%	2491	-36%
Services											
Internet Users	45,698	45,000	-2%	52,778	17%	81,461	54%	126,911	56%	124,039	-2%
Wireless Users								7,976		17,122	115%
Reference Questions	25,268	24,670	-2%	23,633	-4%	28,952	23%	32,597	13%	32,020	-2%
Directional Questions	15,902	15,006	-6%	16,767	12%	23,704	41%	28,505	20%	33,273	17%
Children Attending Storyhour	4,655	4,595	-1%	4,396	-4%	4,367	-1%	5,182	19%	4,613	-11%
Holds	3,925	4,086	4%	4,459	9%	5,757	29%	5,901	3%	6,070	3%
Interlibrary Loans Submitted	300	349	16%	352	1%	313	-11%	314	0%	242	-23%
Interlibrary Loans Unfilled	25	14	-44%	24	71%	19	-21%	11	-42%	11	0%
People Visiting the Library	107,166	98,868	-8%	98,508	0%	117,402	19%	137,830	17%	153,219	11%
Video Request Filled	63	32	-49%	0	-100%	32					
Collections											
Books	154,079	152,697	-1%	156,753	3%	160,786	3%	166,876	4%	163,823	-2%
Videos	3,692	3,720	1%	3,701	-1%	3,667	-1%	3,610	-2%	3,557	-1%
Audiobooks	2,059	1,947	-5%	1,914	-2%	1,899	-1%	1,842	-3%	1,777	-4%
Compact Discs	283	365	29%	423	16%	515	22%	678	32%	770	14%
Music Compact Discs	382	475	24%	482	1%	559	16%	676	21%	701	4%
DVDs	0	391		634	62%	821	29%	997	21%	1,245	25%
Playaways								24		35	46%
Magazines						12,426		9,627	-23%	7,628	-21%

Registered Users Adult

20,065

22,163

Registered Users Juv

4,545

4,936



YANCEY COUNTY PUBLIC LIBRARY
Statistical Comparisons
2004-2010



Fiscal Year/% Change	2004-05	2005-06	change	2005-07	change	2007-08	change	2008-09	change	2009-10	change
Print Circulation											
Adult Fiction	22,754	22,976	1%	21,325	-7%	23,691	11%	25,759	9%	27,076	5%
Adult Non Fiction	7,224	6,199	-14%	5,484	-12%	6,322	16%	7,106	12%	7,213	2%
Juvenile Fiction	10,470	9,996	-5%	8,841	-12%	10,125	15%	11,173	10%	10,744	-4%
Juvenile Non Fiction	1,012	969	-4%	1,003	4%	1,150	15%	1,109	-4%	1,151	4%
Periodicals	544	325	-40%	245	-25%	233	-5%	508	118%	372	-27%
In-House Periodical Use								12,242		11,695	-4%
Total (with Large Print)	42,004	40,465	-4%	36,878	-9%	41,521	13%	45,655	10%	46,556	2%
E Media Circulation											
Videos	4,246	2,669	-37%	1,835	-31%	2,259	23%	2,736	21%	3,222	18%
Audiobooks	2,793	2,372	-15%	1,591	-33%	1,289	-19%	971	-25%	998	3%
Compact Discs	555	695	25%	1,036	49%	1,175	13%	1,412	20%	1,708	21%
Music Compact Discs	196	211	8%	258	22%	136	-47%	178	31%	316	78%
DVDs	0	698		1,272	82%	1,889	49%	2,523	34%	3,218	28%
Playaways								0		102	
Total	7,790	6,645	-15%	5,992	-10%	6,748	13%	7,820	16%	9,564	22%
Bookmobile Circulation											
Adult Fiction	11,617	11,569	0%	10,135	-12%	7,863	-22%	7,180	-9%	5,304	-26%
Adult Nonfiction	1,380	1,293	-6%	1,340	4%	1,819	36%	2,139	18%	1,414	-34%
Juvenile Fiction	6,711	5,712	-15%	4,431	-22%	5,472	23%	6,026	10%	8,888	47%
Juvenile Non Fiction	757	564	-25%	501	-11%	1,151	130%	654	-43%	1,125	72%
Periodicals	505	601	19%	643	7%	853	33%	2,364	177%	881	-63%
Total	20,970	19,739	-6%	17,050	-14%	17,158	1%	18,363	7%	17,612	-4%
Outreach Circulation	12,070	12,079	0%	12,473	3%	12,520	0%	12,645	1%	12,006	-5%
TOTAL CIRCULATION	82,834	78,928	-5%	72,393	-8%	77,947	8%	84,483	8%	85,738	1%
Bookmobile Trips	83	81	-2%	77	-5%	75	-3%	67	-11%	43	-36%
People Served	1,420	1,243	-12%	1,047	-16%	1,475	41%	1,326	-10%	1,047	-21%
Services											
Internet Users	8,778	10,994	25%	13,374	22%	19,028	42%	25,151	32%	27,691	10%
Wireless Users								1,065		2,957	178%
Reference Questions	8,214	7,165	-13%	6,279	-12%	6,580	5%	6,873	4%	6,378	-7%
Directional Questions	3,108	3,110	0%	2,988	-4%	3,405	14%	3,764	11%	3,677	-2%
Children Attending Storyhour	949	1,036	9%	938	-9%	703	-25%	1,295	84%	1,374	6%
Holds	1,505	1,560	4%	1,769	13%	2,192	24%	2,287	4%	2,757	21%
Interlibrary Loans Submitted	200	161	-20%	169	5%	151	-11%	215	42%	162	-25%
Interlibrary Loans Unfilled	17	4	-76%	5	25%	11	120%	2	-82%	2	0%
People Visiting the Library	26,870	26,586	-1%	25,879	-3%	27,138	5%	30,605	13%	29,237	-4%
Video Request Filled	25	17	-32%	0	-100%	25					
Collections											
Books	31,510	29,728	-6%	30,721	3%	30,917	1%	32,657	6%	31,461	-4%
Videos	952	952	0%	927	-3%	903	-3%	876	-3%	873	0%
Audiobooks	485	457	-6%	444	-3%	443	0%	394	-11%	377	-4%
Compact Discs	93	111	19%	122	10%	153	25%	201	31%	235	17%
Music Compact Discs	86	86	0%	87	1%	135	55%	224	66%	224	0%
DVDs	0	67		111	66%	160	44%	203	27%	255	26%
Playaways								0		12	
Magazines				2,472		2,472		2,199	-11%	1,691	-23%

¡Qué sombrero tan enorme!



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Attachment C

2010 Joint Resolution Among the Boards of Commissioners Of Mitchell, Avery and Yancey Counties

Whereas, a new ratified and amended contract was established for Mayland Community College on July 1, 1994, by the North Carolina General Assembly, through Chapter 575, House Bill 2048, under provisions of Chapter 115D-59; and

Whereas, the purpose of the contract among the County Commissioners of Mitchell, Avery and Yancey was to hereby bargain, agree, contract, and resolve to be bound to each other to jointly maintain and operate Mayland Community College; and

Whereas, the Boards of County Commissioners for Mitchell, Avery and Yancey Counties shall each appropriate an amount equal to 33 1/3 percent of the funds required for Operating Costs and for Capital Outlay; and

Whereas, if this amount shall become inadequate to provide the local support required, a Joint Resolution may authorize unequal appropriations which may be used by Mayland Community College according to the provisions of North Carolina G.S. 115D; and

Therefore, **Be It Resolved**, to jointly authorize and cheerfully accept the following appropriations:

- A continuation of the 2009-2010 funding level from the Yancey County Commission,
- A 3% increase in funding from the Mitchell County Commission,
- A 6% increase in funding from the Avery County Commission, with an additional \$82,440.00 for the completion of the Avery Vocational Building renovation.

Therefore, **Be It Further Resolved**, that each County Commission authorize the transfer of \$40,000.00 or less from capital allocation to the operating allocation as needed to cover all operational expenses, and

Therefore, **Be It Also Resolved**, that this Joint Resolution be spread upon the minutes of the September 20, 2010 Trustees' meeting and thereby become a part of the permanent records of the Board.

This Resolution is respectfully authorized by each County Commission on the date signed in September, Two Thousand and Ten.

Avery County Commission Chair _____

Mitchell County Commission Chair _____

Yancey County Commission Chair _____

Walter E. Smay 9/7/10

Attachment

YANCEY COUNTY FINANCE OFFICE



110 TOWN SQUARE, ROOM 11, BURNSVILLE, NC 28714

PHONE (828)682-3819 · FAX (828)682-4301

FINANCE DIRECTOR, LYNNE E. HENSLEY · lhensley@yanceycountync.gov

FINANCE OFFICER, BRANDI BURLESON · bburleson@yanceycountync.gov

ASST. FINANCE OFFICER, LISA MILLER · lmiller@yanceycountync.gov

September 7, 2010

NOTES TO BUDGET AMENDMENT #1

Budget Amendment #1 is presented to update the anticipated revenue from current year Ad Valorem Tax receipts. The amount included in the proposed budget which was adopted June 24, 2010 was based on best available information. The amount included at this time has been re-calculated using the actual tax billings total and applying the last calculated tax collection rate of 93.03%. This calculation has required a reduction to the anticipated tax revenue of \$369,342.

The necessary reduction to Ad Valorem Tax revenue and a small increase to Tax Administration Training have been covered by an increase to the budgeted sales tax amount, \$50,000 each to Articles 39 and 42 (with the corresponding increase to the amount due to Yancey County Schools); a reduction of \$50,000 to the current year allocation for the East Yancey sewer project; removal of the entire amount currently budgeted for Contingency; and a sizable reduction of the contribution to Fund Balance. These changes reduce the General Fund Budget by \$269,342 for a new total of \$19,121,324.

Any additional revenue sources later identified should first be used to restore the Contribution to Fund Balance to the target amount previously reported to the Local Government Commission. Replenishing a portion of the Contingency line item should also be given priority.

YANCEY COUNTY COMMISSIONERS

BUDGET AMENDMENT # 1

FUND: GENERAL

As entered in the minutes of the Yancey County Board of Commissioners at a meeting on Tuesday, September 7, 2010 the following budget amendments are to be recorded:

	EXPEND. CODE	ACCOUNT	INCREASE	DECREASE
1	105910-5912	SCHOOL CAPITAL	30,000.00	
2	104200-5991	CONTINGENCY		99,499.00
3	104140-5395	TRAINING	2,000.00	
4	107000-600005	CONT TO COMMUNITY PROJECTS		50,000.00
5	107000-600009	CONT TO FUND BALANCE		151,843.00
6				
7				
8				

TOTALS	32,000.00		301,342.00
NET CHANGE		-269,342.00	
CURRENT APPROP		19,390,666.00	
TOTAL APPROP AMENDED		19,121,324.00	

	REVENUE SECTION	INCREASE	DECREASE
9	104041-4110	CURRENT YR AD VALOREM	369,342.00
10	104042-4310	ARTICLE 39 SALES TAX	50,000.00
11	104042-5312	ARTICLE 42 SALES TAX	50,000.00
12			
13			
14			
15			
16			

TOTALS	100,000.00		369,342.00
NET CHANGE		-269,342.00	
CURRENT APPROP		19,390,666.00	
TOTAL APPROP AMENDED		19,121,324.00	

0.00

Attachment I

**THE NU WRAY INN
102 TOWN SQUARE
BURNSVILLE, NC 28714
(828) 682-2329 • FAX (775) 993-6441
www.TheNuWrayInn.com**

August 20, 2010

Yancey County Commissioners

**RE: Overpayment of 2009 Taxes
Property ID: 120020800011**

Dear Sirs,

My wife and I purchased The Nu Wray Inn in April of this year and paid back-taxes per the following schedule:

<u>Year</u>	<u>Amount Owed</u>	<u>Total Paid</u>
2006	\$1,493.10	\$5,187.00 (Total for yrs. 06,07,08)
2007	\$1,374.04	\$2,700.00
2008 P	\$ 115.39	\$1,066.10
2008	\$ 2,053.49	
2009	<u>\$3,766.10</u>	<u>\$3,766.10</u>
TOTAL	\$8,802.12	\$8,953.10 (Total Paid)

As you may know, The Nu Wray Inn is listed on the "National Historical Registry" as a historical property and has been entitled to a 50% reduction in taxes. For some reason in the year 2009, this reduction was not applied.

Thank you for considering applying the reduction for Tax Year 2009 in the amount of \$1,803.05 (\$3,766.10 divided by 2) and refunding it back to us.

Sincerely,

**Bob Cohen
PO Box 1332
Burnsville, NC 28714
828-682-2329**

December 22, 2009



The NuWray Inn
102 Town Square
Burnsville NC 28714
828-682-2329

Yancey County Tax Collector
110 Town Square – Room 1
Burnsville NC 28714

Ref: Bill Number N2009001159
Bart's Inns LLC
Parcel 120020800011

During 2008 the assessed value of the property 'The Nu Wray Inn' located at 102 Town Square, Burnsville was adjusted from \$462,490 to \$820,500. Because the property is a National Historic Registered building, taxes are only paid at a rate of 50% of property value.

During 2008 it appears an error was made at the time of re-assessment, in that the 50% deduction was not applied. The County tax rate is 0.450. It appears that for part of 2008 and all of 2009, a tax rate was levied at 0.450 on the entire \$820,500 resulting in significantly increased tax amounts due. The tax rate should have been based on a taxable value of \$410,250.

Please would you review the tax assessments for 2008 and 2009 and re-issue the tax bills.

Please would you also forward a copy of any revision in assessment amount to the Burnsville Town Tax Collector's office in regard to Town taxes.

Sincerely,

Martin Bartlett.
Bart's Inns LLC
Proprietor.

§ 105-278. Historic properties.

(a) Real property designated as a historic property by a local ordinance adopted pursuant to former G.S. 160A-399.4 or designated as a historic landmark by a local ordinance adopted pursuant to G.S. 160A-400.5 is designated a special class of property under authority of Article V, Sec. 2(2) of the North Carolina Constitution. Property so classified shall be taxed uniformly as a class in each local taxing unit on the basis of fifty percent (50%) of the true value of the property as determined pursuant to G.S. 105-285 and 105-286, or 105-287.

(b) **(Effective for taxes imposed for taxable years beginning before July 1, 2008)** The difference between the taxes due on the basis of fifty percent (50%) of the true value of the property and the taxes that would have been payable in the absence of the classification provided for in subsection (a) shall be a lien on the property of the taxpayer as provided in G.S. 105-355(a) and shall be carried forward in the records of the taxing unit or units as deferred taxes, but shall not be payable until the property loses its eligibility for the benefit of this classification because of a change in an ordinance designating a historic property or a change in the property, except by fire or other natural disaster, which causes its historical significance to be lost or substantially impaired. The tax for the fiscal year that opens in the calendar year in which a disqualification occurs shall be computed as if the property had not been classified for that year, and taxes for the preceding three fiscal years that have been deferred as provided herein shall be payable immediately, together with interest thereon as provided in G.S. 105-360 for unpaid taxes, which shall accrue on the deferred taxes as if they had been payable on the dates on which they originally became due. If only a part of the historic property loses its eligibility for the classification, a determination shall be made of the amount of deferred taxes applicable to that part, and the amount shall be payable with interest as provided above.

(b) **(Effective for taxes imposed for taxable years beginning on or after July 1, 2008)** The difference between the taxes due on the basis of fifty percent (50%) of the true value of the property and the taxes that would have been payable in the absence of the classification provided for in subsection (a) shall be a lien on the property of the taxpayer as provided in G.S. 105-355(a). The taxes shall be carried forward in the records of the taxing unit or units as deferred taxes. The deferred taxes for the preceding three fiscal years are due and payable in accordance with G.S. 105-277.1F when the property loses the benefit of this classification as a result of a disqualifying event. A disqualifying event occurs when there is a change in an ordinance designating a historic property or a change in the property, other than by fire or other natural disaster, that causes the property's historical significance to be lost or substantially impaired. (1977, c. 869, s. 2; 1981, c. 501; 1989, c. 706, s. 3.1; 2005-435, s. 38; 2006-162, s. 28; 2008-35, s. 2.5.)

BART'S INNS LLC (BURNSVILLE HOSPITALTY
P O BOX1332

% ROBERT CHEN

BURNSVILLE NC 28714-1332

PIN History for 120020800011
YANCEY COUNTY TAX ADMINISTRATION
110 TOWN SQUARE, ROOM 1
BURNSVILLE, NC 28714
828.682.2197

BILLINGS

Bill Number:	N1994002806	Size:	0.630 A	Exclusion:	\$0	Taxable Personal:	\$0
Building Value:	\$0	Land Value:	\$307,300	Use Value:	\$0	Taxable Real:	\$307,300
County Tax:	\$1,536.50					Total Billed:	\$1,536.50
Bill Number:	N1995002853	Size:	0.630 A	Exclusion:	\$0	Taxable Personal:	\$0
Building Value:	\$0	Land Value:	\$307,300	Use Value:	\$0	Taxable Real:	\$307,300
County Tax:	\$1,536.50					Total Billed:	\$1,536.50
Bill Number:	N1996002879	Size:	0.630 A	Exclusion:	\$0	Taxable Personal:	\$0
Building Value:	\$0	Land Value:	\$307,300	Use Value:	\$0	Taxable Real:	\$307,300
County Tax:	\$1,536.50					Total Billed:	\$1,536.50
Bill Number:	N1997011861	Size:	0.630 A	Exclusion:	\$0	Taxable Personal:	\$0
Building Value:	\$0	Land Value:	\$153,650	Use Value:	\$0	Taxable Real:	\$153,650
County Tax:	\$768.25					Total Billed:	\$768.25
Bill Number:	N1998001919	Size:	0.630 A	Exclusion:	\$0	Taxable Personal:	\$0
Building Value:	\$0	Land Value:	\$153,650	Use Value:	\$0	Taxable Real:	\$153,650
County Tax:	\$768.25					Total Billed:	\$768.25
Bill Number:	N1999001950	Size:	0.630 A	Exclusion:	\$0	Taxable Personal:	\$0
Building Value:	\$0	Land Value:	\$153,650	Use Value:	\$0	Taxable Real:	\$153,650
County Tax:	\$768.25					Total Billed:	\$768.25
Bill Number:	N2000001972	Size:	0.630 A	Exclusion:	\$0	Taxable Personal:	\$0
Building Value:	\$0	Land Value:	\$231,245	Use Value:	\$0	Taxable Real:	\$231,245
County Tax:	\$1,156.23					Total Billed:	\$1,156.23
Bill Number:	N2001001993	Size:	0.630 A	Exclusion:	\$0	Taxable Personal:	\$0
Building Value:	\$0	Land Value:	\$231,245	Use Value:	\$0	Taxable Real:	\$231,245
County Tax:	\$1,156.23					Total Billed:	\$1,156.23
Bill Number:	N2002002838	Size:	0.630 A	Exclusion:	\$0	Taxable Personal:	\$0
Building Value:	\$0	Land Value:	\$231,245	Use Value:	\$0	Taxable Real:	\$231,245
County Tax:	\$1,156.23					Total Billed:	\$1,156.23
Bill Number:	N2003002889	Size:	0.630 A	Exclusion:	\$0	Taxable Personal:	\$0
Building Value:	\$0	Land Value:	\$231,245	Use Value:	\$0	Taxable Real:	\$231,245
County Tax:	\$1,156.23					Total Billed:	\$1,156.23

07/23/2010

BART'S INNS LLC (BURNSVILLE HOSPITALTY
P O BOX1332

% ROBERT CHEN

BURNSVILLE

NC 28714-1332

PIN History for 120020800011
YANCEY COUNTY TAX ADMINISTRATION
110 TOWN SQUARE, ROOM 1
BURNSVILLE, NC 28714
828.682.2197

BILLINGS

Bill Number:	N2004002920	Size:	0.630 A	Exclusion:	\$0	Taxable Personal:	\$0
Building Value:	\$0	Land Value:	\$231,245	Use Value:	\$0	Taxable Real:	\$231,245
County Tax:	\$1,156.23					Total Billed:	\$1,156.23
Bill Number:	N2005002982	Size:	0.630 A	Exclusion:	\$0	Taxable Personal:	\$0
Building Value:	\$0	Land Value:	\$231,245	Use Value:	\$0	Taxable Real:	\$231,245
County Tax:	\$1,156.23					Total Billed:	\$1,156.23
Bill Number:	N2006002981	Size:	0.630	Exclusion:	\$0	Taxable Personal:	\$0
Building Value:	\$0	Land Value:	\$231,245	Use Value:	\$0	Taxable Real:	\$231,245
County Tax:	\$1,156.23					Total Billed:	\$1,156.23
Bill Number:	N2007001155	Size:	0.630	Exclusion:	\$0	Taxable Personal:	\$0
Building Value:	\$0	Land Value:	\$231,245	Use Value:	\$0	Taxable Real:	\$231,245
County Tax:	\$1,156.23					Total Billed:	\$1,156.23
Bill Number:	N2008001141	Size:	0.630	Exclusion:	\$0	Taxable Personal:	\$0
Building Value:	\$549,600	Land Value:	\$270,900	Use Value:	\$0	Taxable Real:	\$820,500
County Tax:	\$1,846.13					Total Billed:	\$1,846.13
Bill Number:	N2009001159	Size:	0.630 A	Exclusion:	\$0	Taxable Personal:	\$0
Building Value:	\$549,600	Land Value:	\$270,900	Use Value:	\$0	Taxable Real:	\$820,500
County Tax:	\$3,692.25					Total Billed:	\$3,692.25
Bill Number:	N2010001156	Size:	0.630 A	Exclusion:	\$0	Taxable Personal:	\$0
Building Value:	\$274,800	Land Value:	\$135,450	Use Value:	\$0	Taxable Real:	\$410,250
County Tax:	\$1,846.13					Total Billed:	\$1,846.13

07/23/2010

August 31, 2010

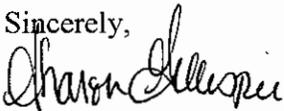
Yancey County Commissioners
110 Courthouse Square, Room 2
Burnsville, NC 28714

Ladies and Gentlemen:

I have attached a copy of a letter written earlier this year in regard to a refund for Juanita Gillespie. There was an error in the prior year tax billing which caused Mrs. Gillespie to fail to receive her senior citizen homestead exemption. The details are explained in the attached letter. Our current year billing has been corrected and the unresolved issue is the prior year bill.

I also would like to take a moment to thank Nathan Bennett and Jeff Boone for their assistance and attention to this matter (as well as Mr. Bennett's patience in dealing with Juanita on this issue). I realize both of these gentlemen are very busy, but have taken extra time to help us try to resolve this issue and I am most appreciative.

Sincerely,



Sharon Gillespie

YMG *Young, Miller & Gillespie, P.A.*
CERTIFIED PUBLIC ACCOUNTANTS

June 10, 2010

Susie McEntyre
Yancey County Tax Assessor
110 Town Square, Room 2
Burnsville, NC 28714

RE: Bill No. 2009005825, Parcel 01010 0267 Timothy Edward Gillespie

Dear Ms. McEntyre,

I am writing to request correction of an error on our tax bill. I have spoken to Ms. Fox a few times and I am not sure she understands the problem or can help.

Last summer, we received the above bill for \$346.10 in my husband's name. A different bill was received by Juanita Gillespie for \$207.50 for a parcel of land on George's Fork Road. Juanita had transferred the land (with the bill of \$207.50) to our name and the billing for \$346.10 was for her home, which is still in her name. In short, the wrong parcel was switched to the name of Timothy Edward Gillespie.

I called Ms. Fox in August 2009 when I discovered this error. She saw the problem and said the names on the bills had been switched incorrectly by the tax office. She advised me to go ahead and pay the bills as they were and she would straighten it out before this year's billing. She said it was too difficult to change the bills once they had been printed.

I asked about Juanita's senior homestead exemption, and she said to go ahead and pay the original bill in full, then we could get a refund of the overpayment (due to the homestead exemption) when the bill referenced above had been paid.

I called three to four weeks ago and was told by Ms. Fox that the Commissioners wouldn't approve a refund due to these factors but she did say she would check into it and let me know.

I have heard nothing to date. Based on the fact that this isn't a customary refund, it is correction of an error caused by the tax office, can you please:

- Refund the additional taxes paid on the above parcel that would not have been due had it been titled to the correct name and received the homestead exemption?
- Make sure that the names are corrected for the upcoming tax billing cycle and that Juanita Gillespie does receive the senior exemption for 2010?

Juanita is on a fixed income so every dollar makes a difference!

Thank you in advance for your assistance in resolving this matter. Since this is a bit confusing, I can be reached at the above number or at 828-766-5643 if you have any questions.

Sincerely,

Sharon Gillespie

Timothy E. Gillespie

Property Location: 1143
Lower Georges Fork Rd

Residential Property Record Card - Client's Name

Account: 083004516700.000

Map Block No: 01010 0267

Class: R

State Class: 511 Card 1 of 1

Current Owner
Gillespie, Juantia 360 Lower Georges Forl Rd Burnsville Nc 28714

Previous Owner History		
Name	Deed	Date

Miscellaneous	
Deed Info:	102/77-01/01/1949-
Zoning:	
Routing No:	1-10-267
Neighborhood:	101
Living Units:	1
Census Trct:	
District:	0
Estimates	
MRA:	
Weighted:	
Market:	

Assessment Information		
Appraised Value:	*	Prior
Land:	33,200	31,200
Building:	36,020	36,020
Total:	69,220	67,220
Assessed Information:		
Code:	2007	Value: 55,000
	2006	29,100
Effective DOV: 1/1/1900		
Value Flag: COST		
Manual Override Reason: NO OVERRIDE		

Notes

Entrance Information					
Date	Time	ID	Activ	Entrance Code	Source
09/23/1998		00		Not At Home	Other
07/21/1999		00		Not At Home	Other
03/20/2007		22			

Sales History				
Book/Page	Date	Price	Type	Validity
102-77	01/02/1949		2	A

Permit Information				
Date	Permit #	Price	Purpose	% Comp.
				0
				0

Land Information				
Type	Size	Grade	Influence Factor 1, 2 and %	Value
Primary	A	0.25 0	-25	33,150
Total Acres for this Parcel				0.25
Total Land Value				33,200

Out Building Information								
Type	Qty	Year	Size1	Size2	Grade	Cond	%Good	Value
Shed, Utility - Frame	1	1940	20	12	C	P	10%	350
Garage, Detached - Frame	1	1940	20	12	C	P	0%	740
	0	0	0	0			0%	0
	0	0	0	0			0%	0
	0	0	0	0			0%	0
	0	0	0	0			0%	0
	0	0	0	0			0%	0
Total OBY for this card								1,090



YANCEY COUNTY TAX ADMINISTRATION

Real/Personal Property Bill-Reprint

Bill: N2009005825

Original Billing Date: 07/28/2009

P I N: 01010 0267

Name 1: GILLESPIE, TIMOTHY EDWARD

Name 2:

Name 3:

Usage:

Size: 0.250 A

Address Line 1: 102 PHILLIPS ROAD

Address Line 2:

City-State-Zip: SPRUCE PINE NC 28777

NonTaxing Districts

Twp: BURNSVILLE

Town:

Taxing Districts

YANCEY COUNTY

BURNSVILLE FIRE DISTRICT

Building Value: \$36,020

Land Value: \$33,200

Use Value: \$0

Taxable Real: \$69,220

Exclusion: \$0

Net Real: \$69,220

E911 Address: LOWER GEORGES FORK RD

Deed Book/Page/Date: 579 683 20080228

Amounts Billed:

Personal: \$0

County Tax \$311.49

Mobile Homes: \$0

Vehicles: \$0

Fire District Tax \$34.61

Machinery: \$0

Supplies: \$0

Total Billed \$346.10

Total Personal: \$0

Exclusion: \$0

Net Personal \$0

Total Taxable: \$69,220

YANCEY COUNTY TAX ADMINISTRATION

Real/Personal Property Bill-Reprint

Bill: N2008005586

Original Billing Date: 08/05/2008

P I N: 01010 0267

Name 1: GILLESPIE, JUANITA

Name 2:

Name 3:

Usage:

Size: 1.000

Address Line 1: 360 LOWER GEORGES FORK RD

Address Line 2:

NonTaxing Districts

City-State-Zip: BURNSVILLE

NC 28714

Twp:

Town:

Taxing Districts

YANCEY COUNTY

BURNSVILLE FIRE DISTRICT

Building Value: \$36,020

Land Value: \$31,200

Use Value: \$0

Taxable Real: \$67,220

Exclusion: \$33,060

Net Real: \$34,160

E911 Address:

Deed Book/Page/Date: 000 0000 0000

Amounts Billed:

County Tax \$153.72

Fire District Tax \$17.08

Total Billed \$170.80

Personal: \$0

Mobile Homes: \$0

Vehicles: \$0

Machinery: \$0

Supplies: \$0

Total Personal: \$0

Exclusion: \$0

Net Personal: \$0

Total Taxable: \$34,160

GILLESPIE, JUANITA
360 LOWER GEORGES FORL RD

BURNSVILLE NC 28714

PIN History for 01010 0267
YANCEY COUNTY TAX ADMINISTRATION
110 TOWN SQUARE, ROOM 1
BURNSVILLE, NC 28714
828.682.2197

BILLINGS

Bill Number:	N2004005314	Size:	1.000 A	Exclusion:	\$28,835	Taxable Personal:	\$0
Building Value:	\$0	Land Value:	\$59,070	Use Value:	\$0	Taxable Real:	\$59,070
County Tax:	\$151.18		\$15.12			Total Billed:	\$166.30
Bill Number:	N2005005434	Size:	1.000 A	Exclusion:	\$28,835	Taxable Personal:	\$0
Building Value:	\$0	Land Value:	\$59,070	Use Value:	\$0	Taxable Real:	\$59,070
County Tax:	\$151.18		\$15.12			Total Billed:	\$166.30
Bill Number:	N2006005544	Size:	1.000 A	Exclusion:	\$28,835	Taxable Personal:	\$0
Building Value:	\$0	Land Value:	\$59,070	Use Value:	\$0	Taxable Real:	\$59,070
County Tax:	\$151.18		\$15.12			Total Billed:	\$166.30
Bill Number:	N2007005614	Size:	1.000 A	Exclusion:	\$28,835	Taxable Personal:	\$0
Building Value:	\$0	Land Value:	\$59,070	Use Value:	\$0	Taxable Real:	\$59,070
County Tax:	\$151.18		\$15.12			Total Billed:	\$166.30
Bill Number:	N2008005586	Size:	1.000	Exclusion:	\$33,060	Taxable Personal:	\$0
Building Value:	\$36,020	Land Value:	\$31,200	Use Value:	\$0	Taxable Real:	\$67,220
County Tax:	\$153.72		\$17.08			Total Billed:	\$170.80
Bill Number:	N2009005825	Size:	0.250 A	Exclusion:	\$0	Taxable Personal:	\$0
Building Value:	\$36,020	Land Value:	\$33,200	Use Value:	\$0	Taxable Real:	\$69,220
County Tax:	\$311.49		\$34.61			Total Billed:	\$346.10
Bill Number:	N2010005917	Size:	0.250 A	Exclusion:	\$34,610	Taxable Personal:	\$0
Building Value:	\$36,020	Land Value:	\$33,200	Use Value:	\$0	Taxable Real:	\$69,220
County Tax:	\$155.75		\$20.77			Total Billed:	\$176.52

09/02/2010

Date 08-26--10

To Jeff Boone:

In the year of 2009 on parcel of land # 09026- 0353 I had paid \$ 201.39 tax on my land. I am requesting a refund of \$65.32 due to a error found on the parcel of land. I had spoke to Debbie at the tax office about this and was told to send in a letter to request the refund.

Thank you,
Elaine Hall
205 Mountain View Road
Burnsville, NC 28714
Phone 828-628-4956
Work 828-766-1707

HALL, ELAINE SHUFORD
205 MTN VIEW RD

BURNSVILLE

NC 28714

Value Released \$12,940
Release Date: 08/26/2010

Official Tax Receipt-Reprint-Administrative Release
YANCEY COUNTY TAX ADMINISTRATION
110 TOWN SQUARE, ROOM 1
BURNSVILLE, NC 28714
828.682.2197

Real Value	\$39,900	Taxable	\$39,900
Personal Value Exemption		Size:	0.500 A

Bill Number	PIN	Amount Due	Total Release	Balance
N2010006406	09026 0353	\$205.49	\$66.64	\$138.85

Release Distributed:

YANCEY COUNTY	\$58.23
SOUTH TOE FIRE DISTF	\$8.41

Tax Collector: 

MOBILE HOME DOUBLE BILLED. MOBILE ON PARCEL #09024 03439

HALL, ELAINE SHUFORD
205 MTN VIEW RD

BURNSVILLE

NC 28714

Balance as of: 08/27/2010

Official Tax Balance-History File
YANCEY COUNTY TAX ADMINISTRATION
110 TOWN SQUARE, ROOM 1
BURNSVILLE, NC 28714
828.682.2197

Real Value	\$39,900	Taxable	\$39,900
Personal Value Exemption		Size:	0.500 A

Bill Number	PIN	Balance
N2010006406	09026 0353	\$138.85

Amounts Due:

YANCEY COUNTY \$121.32

SOUTH TOE FIRE DISTR \$17.53

Tax Collector: _____

HALL, ELAINE SHUFORD
205 MTN VIEW RD

BURNSVILLE NC 28714

Official Tax Receipt History-Archive Credits
YANCEY COUNTY TAX ADMINISTRATION
110 TOWN SQUARE, ROOM 1
BURNSVILLE, NC 28714
828.682.2197

Real Value \$39,900 Taxable \$39,900.00
Personal Value Exemption Size: 0.500 A

Bill Number PIN Current Balance \$0.00
N2009006306 09026 0353

Posted Credits						
Date	Batch	Type	Check	Cash	Discount	Total Credit
08/14/2009	CW 090814N	P	\$201.39		\$4.10	\$205.49

Credit Amount	Discount Amount	Total Credit
\$201.39	\$4.10	\$205.49

HALL, ELAINE SHUFORD
205 MTN VIEW RD

BURNSVILLE NC 28714

Official Tax Receipt History-Archive Credits
YANCEY COUNTY TAX ADMINISTRATION
110 TOWN SQUARE, ROOM 1
BURNSVILLE, NC 28714
828.682.2197

Real Value \$39,900 Taxable \$39,900.00
Personal Value Exemption Size: 0.500

Bill Number PIN Current Balance \$0.00
N2008006057 09026 0353

Date	Batch	Type	Posted Credits			Total Credit
			Check	Cash	Discount	
08/19/2008	C/080819N	P	\$201.38		\$3.59	\$204.97

Credit Amount Discount Amount Total Credit
\$201.38 \$3.59 \$204.97

Forrest and Sabra Westall
396 Locust Creek Road
Burnsville, NC 28714

Mr. Jeff Boone
Yancey County Tax Office
Yancey County Court House
Burnsville, NC 28714

R.E. Tax Evaluation/Billing
Property at 396 Locust Creek Rd.
Parcel ID 0927 0384

Dear Mr. Boone,

As we recently discussed, this correspondence is submitted in response to your guidance on what I needed to do to contest my previous tax billing for 2009.

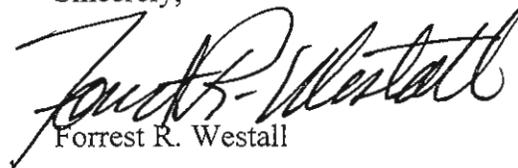
As related to you, I was presented with an evaluation of the property where my residence exists in the spring of 2009. The measurements and determination of heated space in my home taken by a County contractor were in error. I immediately contacted the Tax Office and met with Ms Suzy McIntire. I explained to her the situation and she assured me she would re-measure my residence and would adjust the evaluation. I was not informed of any other process I needed to follow to contest the evaluation. This did not occur and when my tax bill arrived I went to Ms McIntire again just before the bill was due to ask why the evaluation wasn't adjusted. Frankly, I assumed that the reevaluation was done and that the bill would reflect this. It did not. In order to receive my 2 % discount Ms McIntire informed me that I would need to pay my bill on or before August 31, 2009, prior to an adjustment in my property value. She assured me that if I paid my current bill that she would adjust the amount based on a re-measurement of my home that she would refund me the difference. I specifically asked if this was the procedure that she would follow and if there were any other procedures I needed to follow. She assured me it would work this way and that there were no other process I would need to follow to secure a review of my property's valuation and the issuance of a refund.

As you know, my property was not reevaluated and when I contacted you about the situation earlier this year, you committed to re-measure my residence and adjust based on an accurate evaluation. That re-evaluation was done. I appreciate the professional and responsive action taken by you and the Tax Office to correct this situation. I related to you the facts surrounding this situation as described above and again asked for a refund of taxes overpaid in 2009. You indicated that I should submit my request in written form and that you would present it to the Commission. This letter is that submission.

I have consistently paid my taxes in the County and consider this my civic and moral responsibility to do so. I do not contest a fair and consistent evaluation of my property, which you have now provided. I paid taxes in 2009 that were significantly inflated. Based on a correct evaluation of my property I did not owe the amount charged me in 2009. The tax bill for this property in 2010 (\$2,259.51) is almost \$ 1,000 less than the bill in 2009 (\$ 3,248.21). This is a very significant error. I should not have had to pay this amount in 2009 and the County received funds it was not due for taxes that were in error. This error was entirely the fault of the County Tax Office in 2009 and I followed all the guidance provided me by the then County Tax Collector to correct this situation. I hereby request that I receive a refund of the difference between what I was erroneously charged in 2009 and what I should have been charged. I have attached copies of the 2009 billing along with the bill for 2010. You have on record the previous measurements of my property and the corrected measurements that were take by your office.

Providing a refund is simply what is fair and represents the correction of an error previously made by the County. I paid my taxes under protest in 2009 and was told that the situation would be corrected. I can appreciate the difficulty that you and the County have had resolving many issues related to the Tax Office, but an injustice has been done to me as a tax payer. I applaud your efforts to correct the situation with my property valuation and all the work you are doing in the Tax Office. Thank you for your help and consideration. I would be happy to answer any questions you or the commissioners may have about this situation.

Sincerely,



Forrest R. Westall

DETACH AND
RETAIN THIS
PORTION FOR
YOUR RECORDS

PLEASE SEND
PAYMENT TO

TAXPAYER'S STATEMENT
YANCEY COUNTY TAX COLLECTOR
110 TOWN SQUARE - ROOM 1
BURNSVILLE, N.C. 28714
(828) 682-2197

PRESORTED
FIRST CLASS MAIL
U.S. POSTAGE PAID
BURNSVILLE, NC
PERMIT NO. 12

TAX YEAR	BILL NUMBER	PIN NUMBER	DESCRIPTION OF TAXES	TAX RATE	TAX LEVIED
2010	2010015907	075600062526.000	County Tax	0.450	\$1,974.50
	LOTS/ACRES	REAL VALUE	PERSONAL VALUE		
	4.200	438740		0.065	\$285.00
	USE VALUE	EXEMPTION	TOTAL TAXABLE		
			438740		
TAX DUE SEPTEMBER 1					
PENALTY AND INTEREST - JANUARY 2% PLUS 3/4% EACH MONTH THEREAFTER UNTIL PAID.					
AMOUNT DUE				2010 Total	\$2,259.50

PLEASE RETURN THIS STUB WITH PAYMENT

075600062526.000

SEE REVERSE SIDE

2% Discount on
2010 Amount if
Paid by 08/31/10

10443



T14 P55 **AUTO 5-DIGIT 28714 PLT2
WESTALL, FORREST REID
396 LOCUST CR RD
BURNSVILLE NC 28714-8878

WESTALL, T. L. HEIRS
396 LOCUST CREEK ROAD
BURNSVILLE

FORREST WESTALL

Book: 07 091901N
Credit Data: 08/11/2010

Official Tax Receipt - Original Copy - Payment
YANCEY COUNTY TAX ADMINISTRATION
110 TOWN SQUARE, ROOM 1
BURNSVILLE, NC 28714
(828) 682-2197

Real Value	Taxable	Personal Value	Exemption	Bill Number	PIN	Amount Due	Payment	Discount	Balance
\$47,880	\$47,880			N2009015807	09038 0888	\$242.75	\$242.87	\$0.88	\$0.00

Payment Distributed:

DETACH AND
RETAIN THIS
PORTION FOR
OUR RECORDS

PLEASE
SUBMIT NEW
MAILING
ADDRESS

TAXPAYER'S STATEMENT
PLEASE SEND PAYMENT TO:
YANCEY COUNTY TAX COLLECTOR
110 TOWN SQUARE - ROOM 1
BURNSVILLE, N.C. 28714
(828) 682-2197

PRESORTED
FIRST CLASS MAIL
U.S. POSTAGE PAID
BURNSVILLE NC
PERMIT NO. 8

YEAR	BILL NUMBER	PARCEL IDENTIFIER	DESCRIPTION OF TAXES	TAX RATE	TAX LEVIED
2010	2010015907	075600062526.000	COUNTY TAX	0.450	\$1,974.50
	LOTS/ACRES	REAL VALUE	PERSONAL VALUE		
	4.200	438740		0.065	\$285.00
	USE VALUE	EXEMPTION	TOTAL TAXABLE		
			438740		
TAX DUE SEPTEMBER 1					
PENALTY AND INTEREST - JANUARY 2% PLUS 3/4% EACH MONTH THEREAFTER UNTIL PAID.					
AMOUNT DUE				2010 Total	\$2,259.50

Attachment 5

STATE OF NORTH CAROLINA

Department of

Environment & Natural Resources

\$144,689	
Total Cooperative	
Appropriation	
\$86,813	60%
State	
\$57,876	40%
County	

AGREEMENT FOR THE PROTECTION, DEVELOPMENT AND IMPROVEMENT OF FOREST LAND IN YANCEY COUNTY, NORTH CAROLINA

THIS AGREEMENT, made under authority of "An act to authorize Counties to cooperate with State in Forest Protection, Reforestation and promotion of Forest Management," (Section 113-59 of the general Statutes of North Carolina - 1943), and also under authority of another Section of the General Statutes, namely Section 113-54, by the North Carolina Department of Environment & Natural Resources (hereinafter called the Department), party of the first part, and the Board of Commissioners of YANCEY COUNTY in the State of North Carolina (hereinafter called the Board), party of the second part, witnesseth:

That WHEREAS the said Board, recognizing the need for active forest protection, development, reforestation, management and improvement in YANCEY COUNTY, has accepted the offer of the Department for cooperation in accomplishing this object:

Now THEREFORE, in consideration of the mutual covenants hereinafter set forth, the said parties contract and agree to maintain a legally appointed and equipped Forest Ranger organization in said county at the joint cost of the State and County, insofar as the joint funds will permit, as follows:

Part I. THE DEPARTMENT AGREES:

1. To select, employ and appoint, after consultation with the Board, a County Forester or County Forest Ranger for the purposes of controlling forest fires in said County; for detecting and extinguishing fires that break out; for investigating the origin of forest, woodland and field fires; for enforcing State forest fire laws; for taking such preventative measures, educational and otherwise, as shall seem necessary to prevent forest fires; for developing and improving the forests through reforestation promotion and practice of Forest Management practices; and for protection from insects and diseases.

2. To furnish to each Forester or Forest Ranger so employed a badge of office, stationery and report forms, instructional posters for use in the County, leaflets for distributing to landowners and others; to purchase necessary equipment, communication systems, and other Forestry improvements deemed necessary insofar as the joint funds will permit.

3. To pay the Forester or Forest Ranger for all official services rendered, at a fair rate of pay. Rates of pay are to be established by the Department in accord with existing State salary schedules.

4. To direct supervise, instruct, and inspect, through its agents, the work and conduct of the Forester or Forest Ranger, to discipline and, when necessary, discharge such Forester or Forest Ranger.

5. To submit to the Board of Commissioners monthly (or at other mutually satisfactory intervals) an itemized statement of all monies to be paid by the County and those paid by the Department for proper conduct of the work within said County.

6. To make available annually from State, Federal, and other funds allotted to it, the sum of Eighty-six Thousand, Eight Hundred and Thirteen Dollars (**\$86,813**) as its share of an annual budget of **\$144,689** for carrying the work in said County.

Part II. THE BOARD AGREES:

1. To pay to the Department 40 % of the total cost of the Forester or Forest Ranger salaries and expenses and of other proper expenditures made in connection with the over-all Forestry program in said County, upon receipt and consequent approval of the periodic statements submitted by the Department.

2. To appropriate annually the sum of Fifty-seven Thousand, Eight Hundred and Seventy-six Dollars (**\$57,876**) which sum shall be available for expenditure under the terms of this Agreement, and shall represent the County's share of the annual budget.

Part III. IT IS EXPRESSLY AGREED AND UNDERSTOOD BY BOTH PARTIES:

1. That this Agreement becomes effective **July 1, 2010**.

2. That the annual appropriations as set forth above may be revised by mutual agreement between the Department and the Board, based on the amount of annual appropriation desirable for the proper conduct of the Forestry work, such revision to become effective at the beginning of a given Fiscal Year. Any unused balance of County funds remaining at the end of a Fiscal Year shall revert to said County unless otherwise mutually agreed upon by both parties.

3. That the Board reimburse the Department as provided in Part II, Item 1, by forwarding a county voucher drawn in favor of the Department for the amount of the County's share of expenditures as set forth in the Department's periodic statement to the Board. That such payments be made by the Board within thirty days following receipt of the Department's billing.

4. That title to all improvements and equipment purchased and/or constructed in connection with this agreement will rest with the Department; such materials or their equivalent will remain in the County as long as this agreement is in effect, or as long as they are needed by the Department for the proper conduct of the work therein.

5. That the Forester or Forest Ranger periodically or at the request of the Board, shall present to the Board statements of the work being done within the County, so that said Board may be fully informed at the times regarding the Forestry finances and activities within the County.

IN WITNESS WHEREOF, the said parties do hereunto affix their names and seals upon the date herein below specified.

For the Board of County Commissioners of YANCEY COUNTY.

Date 8/19/10 Walter E. ... Chairman

Provisions for the payment of the monies to fall due under this Agreement have been made by appropriation duly made or by bonds or notes duly authorized, as required by the "County Fiscal Control Act."

Date 8/19/10 Brandi ... County Finance Officer

For the North Carolina Department of Environment & Natural Resources

Date _____ Signature

Director, Division of Forest Resources Title

Attachment K

**THIS LEASE DOES NOT BECOME EFFECTIVE UNTIL EXECUTED
BY THE NORTH CAROLINA DEPARTMENT OF CORRECTION**

STATE OF NORTH CAROLINA

LEASE AGREEMENT

THIS LEASE AGREEMENT, made and entered into this the 16th day of September, 2010, by and between **COUNTY of YANCEY**, hereinafter designated as Lessor, and the **STATE OF NORTH CAROLINA**, hereinafter designated as Lessee;

WITNESSETH:

WHEREAS, authority to approve and execute this lease agreement was delegated to the Department of Administration by resolution adopted by the Governor and Council of State on the 1st day of September, 1981; and

WHEREAS, the Department of Administration has delegated to this State agency the authority to execute this lease agreement by a memorandum dated the 17th day of April, 1985; and

NOW THEREFORE, in consideration of the rental hereinafter agreed to be paid and the terms and conditions hereinafter set forth, Lessor does hereby let and lease unto Lessee and Lessee hereby takes and leases from Lessor for and during the period of time and subject to the terms and conditions hereinafter set out certain space in **(See Below) County of Yancey**, North Carolina, more particularly described as follows:

Being +/- 628 net square feet of office space located at 110 Town Square, Rooms 10 and 14, Burnsville, Yancey County, North Carolina.

(DEPARTMENT OF CORRECTION)

THE TERMS AND CONDITIONS OF THIS LEASE AGREEMENT ARE AS FOLLOWS:

1. The term of this lease shall be for a period of three **(3) Years** commencing on the **1st day of October, 2010** or as soon thereafter as the leased premises are ceded to the Lessee and terminating on the **30th day of September 2013**.

2. The Lessee shall pay to the Lessor as rental for said premises the sum of **\$1.00** Dollars per term to be payable within fifteen (15) days from receipt of invoice in triplicate.

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, adequate electrical facilities, adequate lighting fixtures and sockets, hot and cold water facilities, and adequate toilet facilities.
- B. Janitorial services and supplies including maintenance of lawns, parking areas, common areas and disposal of trash.
- C. All utilities except telephone.
- D. Parking as available.
- E. The lessor covenants that the leased premises are generally accessible to persons with disabilities. This shall include access into the premises from the parking areas (where applicable), into the premises via any common areas of the building and access to an accessible restroom.

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 is not 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 Lessee may have to make such repair at its own cost and to invoice the amount thereof to the Lessor. 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 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 purposes for which the leased premises will be used by Lessee.

6. The Lessee shall have the right during the existence of this lease, with the Lessor's prior consent, to make alterations, attach fixtures and equipment, and erect additions, structures or signs in or upon the leased premises. Such fixtures, additions, structures or signs so placed in or upon or attached to the leased premises under this lease or any prior lease of which this lease is an extension or renewal shall be and remain the property of the Lessee and may be removed therefrom by the Lessee prior to the termination of this lease or any renewal or extension thereof, or within a reasonable time thereafter. The Lessee shall have no duty to remove any improvement or fixture placed by it on the premises or to restore any portion of the premises altered by it. In the event Lessee elects to remove his improvements or fixtures and such removal causes damage or injury to the demised premises, Lessee will repair only to the extent of any such damage or injury.

7. If the said premises be destroyed by fire or other casualty without fault of the Lessee, this lease shall immediately terminate. 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, and during such period of repair, and if the Lessor can not provide suitable office space, the Lessee shall have the right to obtain similar office space at the expense of Lessee with reimbursement from the County or the Lessee may terminate the lease by giving fifteen (15) days written notice to the Lessor.

8. 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.

9. 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, 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.

10. The Lessor agrees that the Lessee, upon keeping and performing the covenants and agreements 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.

11. 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 thereof shall be valid unless in writing and signed and agreed to by both parties.

12. Any hold over after the expiration of the said term or any extension thereof, 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.

13. 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 offices on the premise 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.

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 and addressed as follows: To the Lessor at **110 Town Square Rm 11, Yancey County Courthouse, Burnsville, North Carolina 28714** and the Lessee at **2020 Yonkers Road, 4227 Mail Service Center, Raleigh, North Carolina 27699-4227**. 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.

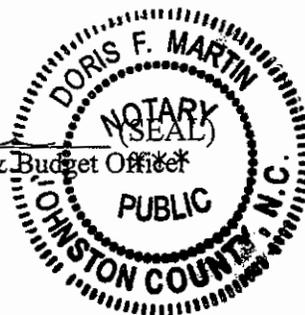
“N.C.G.S. § 133-32 and Executive Order 24 prohibit the offer to, or acceptance by, any State Employee of any gift from anyone with a contract with the State, or from any person seeking to do business with the State. By execution of any response in this procurement, you attest, for your entire organization and its employees or agents, that you are not aware that any such gift has been offered, accepted, or promised by any employees of your organization.”

[Remainder of page intentionally left blank; signatures on following pages]

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

STATE OF NORTH CAROLINA

By: Barbara Baker
TITLE: Chief Procurement & Budget Officer
Barbara Baker



LESSOR: Nathan Bennett (SEAL)
The County of Yancey
Nathan Bennett, County Manager

ATTEST:

Brandi Burleson
~~Secretary~~ Finance Officer
(CORPORATE SEAL)

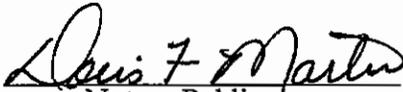


STATE OF NORTH CAROLINA

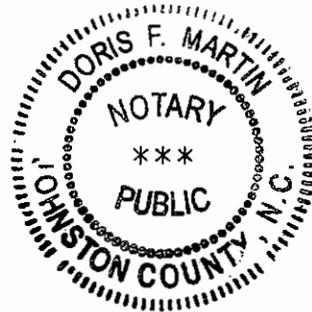
COUNTY OF WAKE

I, Doris Martin, a Notary Public in and for the County of Johnston and State aforesaid, do hereby certify that **BARBARA BAKER**, personally appeared before me this date and acknowledged the due execution by him of the foregoing instrument as Budget Officer/Chief Procurement Officer of the Department of Correction of the State of North Carolina, for the purposes therein expressed.

WITNESS my hand and Notarial Seal, this the 16th day of September, 2010.


Notary Public

My commission expires February 02, 2012



STATE OF NORTH CAROLINA

COUNTY OF YANCEY

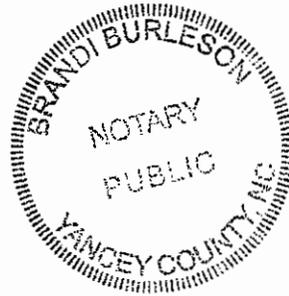
I, Brandi Burleson, a Notary Public in and for the County and State aforesaid, do hereby certify that **Nathan Bennett**, personally came before me this day and acknowledged that he is the **County Manager**, and that by authority and given as an act of **Yancey County** and acknowledged the due execution of the foregoing instrument in its name.

WITNESS my hand and Notarial Seal, this the 9th day of September, 2010.

Brandi Burleson
Notary Public

My Commission Expires:

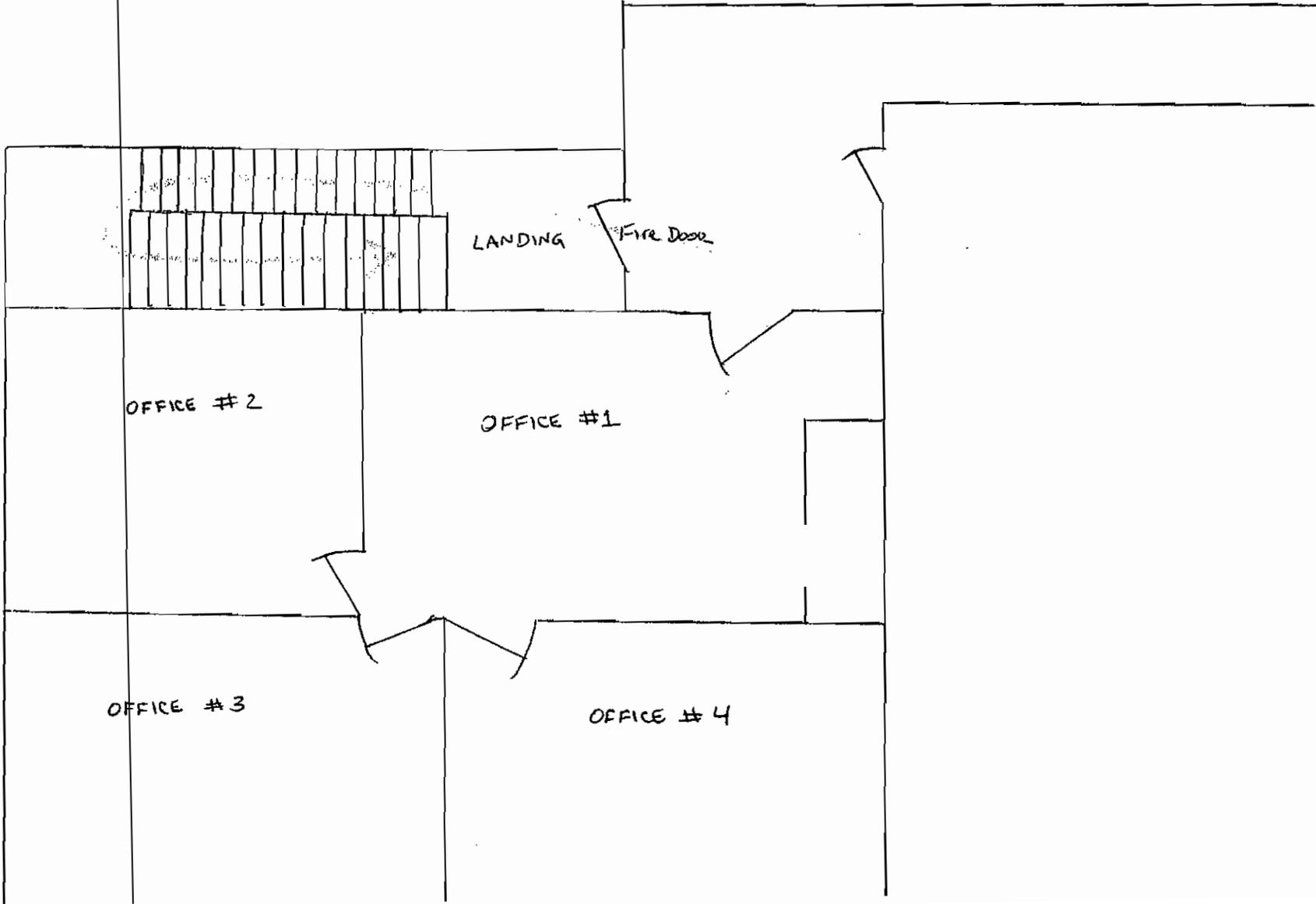
10/13/13



Primary Escape Route
Secondary Escape Route

Police: 602-2124
Fire/Rescue: 678-9463

Yancey Co. PROBATION OFFICE



Police 682-2124
Fire 678-9463

