

**Minutes of the 7 August 2012
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 August 2012 meeting of the Yancey County Board of Commissioners were Chairman Johnny Riddle, Commissioner Jill Austin, Commissioner Dale England, Commissioner Michele Presnell, Commissioner Marvin Holland, County Manager Nathan Bennett, Clerk to the Board Jason Robinson, County Attorney Donny Laws, Regional Planner Michelle Ball with High Country Council of Governments, members of the media, and members of the general public.

Call to Order and Approval of Agenda

Chairman Riddle called the meeting to order. He then delivered the invocation. Chairman Riddle then asked Commissioner Presnell to lead everyone in the Pledge of Allegiance. Chairman Riddle then asked for a motion to approve the agenda. Commissioner Presnell made a motion to approve the agenda and it was seconded by Commissioner Holland. The vote to approve was unanimous. (Attachment A)

Approval of the Minutes

The Board next considered the minutes from the July 3rd regular meeting. Commissioner England made a motion to approve those minutes and it was seconded by Commissioner Presnell. The vote to approve was unanimous, with Commissioner Austin abstaining due to the fact that she was not present at the July meeting.

Public Comment

The first person to speak before the Board was Bill Grover. He spoke about the education system and how it was different then when he grew up when we all lived under the constitution. According to him we now all live under the American Bar Association which is the most dangerous organization ever formed in the United States. The next person to speak before the Board was Ray Fox who spoke in favor of the Voter ID bill and explained why it is a good idea and that it would not disenfranchise voters. He also stated his belief of why unaffiliated voters will decide this year's election. The final person to speak before the Board was Anthony Robinson who talked about elitist creating a problem so that a reaction can be generated and then the elitists would have the solution. He stated his belief that Special Ops of the United States Military was behind the recent shootings in Colorado and Wisconsin in order to put more gun control regulations into effect. This is all covered up by the media because they are controlled by the government.

CDBG Documents

The Board next heard from Michelle Ball with High Country Council of Governments. Ms. Ball stated that she was coming before the Board to have several documents and an agreement approved by the Board so that the Community Development Block Grant Scattered Site Housing Program could move forward with the work of rehabilitating and replacing houses. Ms. Ball first presented the agreement between Yancey County and the High Country Council of Governments. Ms. Ball reviewed the requirements of the Council of Governments as well as the requirements of the County with regards to this agreement. Upon hearing from Ms. Ball, Commissioner England made a motion to approve the agreement with High Country Council of Governments. The motion was seconded by Commissioner Austin and the vote to approve was unanimous. (Attachment B) Ms. Ball also reviewed all of the required documents for the CDBG Scattered Site Grant. Ms. Ball informed the Board that all of this documentation had to be in place before the State would release the money. Ms. Ball reviewed each of the documents individually with the Board and asked if there were any questions. Commissioner Holland asked about where the statistics for the report came from and thought that he had seen figures for the poverty rate in Yancey County to be a little higher. Ms. Ball stated that she would look into the report and talk with Commissioner Holland individually about those statistics. Upon hearing from Ms. Ball, Commissioner England made a motion to approve all of the CDBG Scattered Site Housing documents. The motion was seconded by Commissioner Holland and the vote to approve was unanimous. (Attachment C)

County Manager Business

The Board next heard from County Manager Nathan Bennett. Mr. Bennett first brought before the Board the issue of Yancey County Schools requesting a waiver of tipping fees at the

Yancey/Mitchell County Transfer Station for debris generated from the demolition of the former school bus garage. (Attachment D) Mr. Bennett stated that he had no idea how much money this would mean for the county. He further stated that he had informed the superintendent that the county manager could waive up to \$1,000 in tipping fees for nonprofit agencies but any more than that would have to come before the Board to be approved. Discussion followed about how much lost revenue this could mean for the County. After discussion had concluded, Commissioner Holland made a motion to table this issue until further estimates could be obtained to determine the amount of lost revenue. County Manager Bennett next moved to the issue of property that is owned by the county that could be declared as surplus property. The first request came from Sheriff Gary Banks who submitted a list of items that the sheriff's department no longer needed the sheriff did ask that the proceeds from the sale of these items be returned to his budget. (Attachment E) The second request comes because of surplus real property that has gone through the foreclosure process because of delinquent taxes. This property is now owned by the County and because the County has no need for the property it needs to be declared surplus and sold. According to Mr. Bennett there are five properties that can be declared surplus. (Attachment F) Upon hearing from Mr. Bennett, Commissioner Austin made a motion to declare the items surplus. The motion was seconded by Commissioner Holland and the vote to approve was unanimous. Mr. Bennett next gave updates on the special projects that the County has underway. The first update given by Mr. Bennett was on the East Yancey Sewer Project. Mr. Bennett reported that there are two line crews installing the lines necessary for the sewer system and they are about 45% complete. In addition the sewer plant off of Wyatt Town Road has a floor and walls up in it. Mr. Bennett also reported that there has been a meeting with the Army Corp of Engineers and the US Fish and Wildlife agency concerning the suspension of the stream crossing permit. Mr. Bennett stated that the engineers have presented a resolution to the problem and we are all just waiting to hear back from them. The next project update given by Mr. Bennett was about the North Carolina License Plate Agency. Mr. Bennett informed the Board that the data circuit has been installed and our IT Department is working with the State to get ready to open. The job positions have been posted and hope to have folks in place by September the 1st to start training and hope to have the office open by October the 3rd. The next special project updated by Mr. Bennett was about the Comprehensive Recreation Grounds now called Cane River Park. Mr. Bennett stated that work is essentially completed for Phase 1 and are now working with Graham's Children to install the playground equipment. Mr. Bennett further stated that there was going to be some workdays at the park on August 23, 24, and 25th and that volunteers are needed. Mr. Bennett also notified the Board about the award being given to the steering committee of the Yancey County Library from Preservation NC for their restoration efforts on the former Yancey Collegiate Institute into the new Yancey County Library.

County Attorney Business

County Attorney Donny Laws informed the Board that he had participated in a mediated settlement conference between the County and Moore and Sons, the contractors doing the sewer line installation, about a disputed change order. Mr. Laws stated that a resolution had been reached and he should have that agreement to the Board for their approval soon.

Commissioner Business

Chairman Riddle then asked any of the Board if they had any announcements or business. Commissioner Holland wanted to see if there could be some recreation workers moved from Toe River Campground to help with getting the tennis court opened. Mr. Bennett stated that should not be a problem because the campground's season is winding down. Commissioner Holland also stated that he would like to see the possibilities of having more control over DSS because of House Bill 438 which was signed into law. This bill gave Counties more control over Health Departments and Departments of Social Service and Commissioner Holland stated he would like to hear what other counties are doing. Commissioner Presnell stated that she would like to have the Army Corp of Engineers and Soil and Water to go to Little Creek and see if there is anything they can do to keep a flood like the one that happened from happening again. Mr. Bennett stated that he has been working with Soil and Water and also with Blue Ridge RC&D to see if there is anything they can do to help with the problems that the flood caused. Commissioner England stated that he had found out that a Hickory Springs plant in Michigan is going to close and combining operations with the Hickory Springs plant here in Yancey County. To begin with it will mean about 25 jobs with more to come in the future. Chairman Riddle gave an update on the TRACTOR facility and stated that it was about ready to go. He also spoke about Stacy Allen who has received a North Carolina Governor's Award in Excellence in Workforce Development for going back to school to become a nurse after being laid off from her job.

Closed Session

Next the Board heard from Commissioner Holland who stated that he would like to go into closed session to discuss personnel. Commissioner Holland then made a motion to go into closed session to discuss personnel pursuant to N.C.G.S. 143-318.11(a)(6). The motion was seconded by Commissioner Presnell and the vote to go into closed session was unanimous.

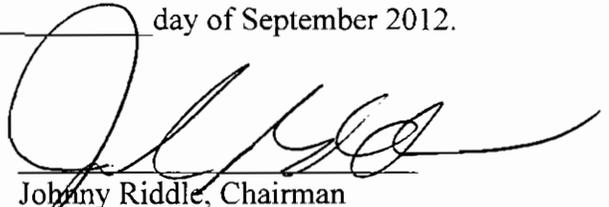
Upon coming out of closed session the Board took no action.

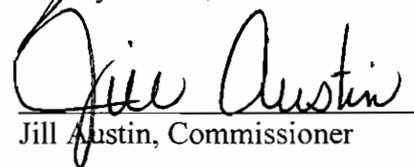
Adjournment

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

Approved and authenticated on this the _____ 4th _____ day of September 2012.

Attest:


Johnny Riddle, Chairman


Jill Austin, Commissioner


Dale England, Commissioner


Michele Presnell, Commissioner

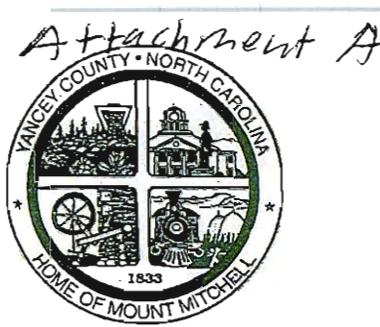

Marvin Holland, Commissioner


Jason Robinson
Clerk to the Board

(county seal)



COUNTYMANAGER
Nathan Bennett



COMMISSIONERS
Jill Austin
Dale England
Marvin Holland
Michele Presnell
Johnny Riddle

YANCEY COUNTY

110 Town Square, Room 11 • Burnsville, North Carolina 28714
PHONE: (828) 682-3971 • FAX: (828) 682-4301

AGENDA

YANCEY COUNTY BOARD OF COMMISSIONERS REGULAR BUSINESS MEETING

August 7, 2012

7:00 P.M.

- I. Call to Order – Chairman Johnny Riddle
- II. Invocation and Pledge of Allegiance to the Flag
- III. Approval of the Agenda
- IV. Approval of Minutes
- V. Public Comment
- VI. High Country Council of Governments – CDBG Documents – Michelle Ball, HCCOG Planner
- VII. County Manager Report
 - a. Yancey County Schools – Request for Waiver of Transfer Station Fees – Demolition of Old School Bus Garage
 - b. Disposal of Surplus Property
 - c. Special Projects Update
- VIII. County Attorney Report
- IX. Commissioner Reports
- X. Adjourn

Attachment D



Yancey County Schools

OUR VISION - EXCELLENCE 100 School Circle P.O. Box 190 Burnsville, NC 28714 Ph: (828)682-6101 Fax (828)682-7110

July 30, 2012

Yancey County Commissioners &
Nathan Bennett, Yancey County Manager
110 Town Square
Room 11, Yancey County Courthouse
Burnsville, NC 28714

Dear Yancey County Commissioners and Mr. Bennett:

Building Inspector Neil McCurry has condemned and we are in the process of making arrangements to tear down our old school bus garage building located on Green Mountain Drive.

We have had an inspection completed by an independent company to determine the content, if any, of asbestos in the shingles and are expecting these results on Thursday of this week. We have also hired a local contractor to provide demolition and removal of the building.

With the *estimated* cost of inspection, demolition and removal of this building at \$10,000, I very much appreciate the waiver of tipping fees of up to \$1,000 that you can provide for debris that will be taken to the Yancey County Landfill. However, as this is an unexpected and unbudgeted expense, I am also requesting that **all** tipping fees be waived.

As parking is a premium on Green Mountain Drive during the Parkway Playhouse season, (many cast and visitors alike use the area in front of this building for parking), we are trying to resolve this issue as quickly as possible as it has quickly escalated into a safety issue.

Thank you, again, for your continued support of Yancey County Schools and for your consideration of waiving the full amount of tipping fees for this project.

Sincerely,

A handwritten signature in cursive script that reads 'Tony Tipton'.

Dr. Tony Tipton
Superintendent

TT:rxr

Attachment E

YANCEY COUNTY SHERIFF'S OFFICE

D. GARY BANKS SHERIFF

4 EAST MAIN STREET
BURNSVILLE, NC 28714
TELEPHONE (828) 682-2124, FAX (828) 682-0150

07-31-2012

Mr. Nathan Bennett County Manager
Yancey County Government
Burnsville, NC 28714

County Manager Bennett,

The Sheriff's Office has identified a number of items in our inventory that we no longer have a use for. Some of these items are 30+ years old and need to be disposed of. I have included one vehicle in the list, a 1989 GMC Jimmy. I would like to request the proceeds from the sale of these items be placed in the Sheriff's Office budget to replace the well worn Jimmy.

Attached you will find a list of these items.

Respectfully,



Sheriff Gary Banks
Yancey County Sheriff's Office

Yancey County Sheriffs Office surplus items

items at Courthouse basement

2 green and one grey file cabinet-county id#143

4 black file cabinets county id#1437,1435,1346,1438

3 metal cabinets only one has county id#1141

Motorolla Modcom desktop radio no serial found

3 Motorola repeaters serial #388cuq0213,3888cuq0212,388cuqo211

Sirchie Labrotories microfish county id#1361

2 Federal Signal Corporation Traffic Hawk blue light bar no serial

1 Federal Signal Corporation Streethawk blue light bar no serial

~~2 Radiological defense systems~~ turned over to EM Bill Davis

Sirchie Labrotories fingerprint camera county #1454

Xtall radio county id#897293 serial#72443

Sirchie Labrotories fingerprint kit county id#1363

Motorolla Alert Monitor serial#h21147

Motorolla Desktop Radio county id#0563 serial#ha1047

Aerotron Radio serial#10103240 model#c133

Motorolla radio and pager encoder county id#1670 serial#a5148

3 Motorola car radio county id#0554,0556,0557

Motorolla power amp s#278aej2262

2 Motorola car radios kit#hcn1089a,hcn1052b serial#776atco242,776tan0703

items at Annex

2 Eyewitness II cameras s#k516919,es16918

K-9 car cage for Chevy Caprice

Fisher metal detector s#11250403

Panasonic vhs recorder serial #e4wa13016

3 Whelen blue light bars s#284555,284568,284565

IBM laptop computer with charger s#29r7977

4 Safairiland holsters fits Sig Sauer p226 with tactical light

2 Ford Crown Vic transport cages

2 Chevy Impala transprt cages

3 Motorola GP300 handheld radios and chage bases serial# 174fuw944,174fvee524,174fsa3169

2 Relm WHS150 handheld radios serial #736a-018304,736a-034015

*throw away only 1 Motorola computer chage base cannot be repaired serial#343ydq0079

Attachment F

PROPERTY RECORD CARD

YANCEY COUNTY, NORTH CAROLINA

EFFECTIVE DATE OF VALUE:

PARCEL ID: 080300381287.000 MAP/CODE/LOT # 04004 01371-9 CLASS: E STATE CLASS: 600 CARD #: 1 OF 1

3: NBHD ID: 402.00 LIVING UNITS: VALUE FLAG: COST
 LAND DATA: TYPE SIZE RATE INFLUENCE FACTORS % LAND VALUE - ASSESSMENT INFORMATION -
 SECONDARY 1.500 7000 10,500 LAND FARM USE BUILDING TOTAL 10,500 10,500
 - DATA COLLECTION INFORMATION -
 19980806 002 NO SIGNATURE
 19990922 009 UNOCCUPIED
 20070110 22
 TOTAL ACREAGE: 1.500 TOTAL LAND VALUE: 10,500

BOOK/PAGE
 657-305
 426-745
 289-726

ADDITION DATA:

	Lower Level	First Floor	Second Floor	Third Floor	Area	Value
A						00
B						00
C						00
D						00
E						00
F						00
G						00
H					0	00

COST APPROACH COMPUTATIONS

Base Price
 Plumbing Additions
 Unfin. Area
 Basement
 Attic
 Heat/AC Adj.
 FBLA
 Rec Rm
 Fireplace
 Bsmt. Gar.
 SUBTOTAL
 Grade Factor
 C & D factor
 TOTAL RCN
 % Good
 Market Adj.
 TOTAL RCNLD

Value

NOTES:

LOT 7 SUGAR LOAF MTN DEV
 FORCLOSURE FOR BACK TAXES

080300381287000
YANCEY COUNTY
B657/P305
1.5 acres

US HIGHWAY 19W

US HIGHWAY 19W



PROPERTY RECORD CARD

YANCEY COUNTY, NORTH CAROLINA

EFFECTIVE DATE OF VALUE:

PARCEL ID: 986202768140.000 MAP/CODE/LOT # 03013 01873-121 CLASS: E STATE CLASS: 600 CARD #: 1 OF 1

LAND DATA:	TYPE	SIZE	RATE	INFLUENCE FACTORS	%	LAND VALUE	VALUE FLAG: COST	
							PRIOR	CURRENT
	PRIMARY	1.000	25000	LOCATION	-50	25,000	25,000	25,000
						LAND FARM USE BUILDING TOTAL	25,000	25,000
							- DATA COLLECTION INFORMATION -	
							19981118 002	NO SIGNATURE
							19990720 001	UNOCCUPIED
							20060621 22	
TOTAL ACREAGE:		1.000	TOTAL LAND VALUE:			25,000		

BOOK/PAGE
646-134
212-132
211-18

ADDITION DATA:

	Lower Level	First Floor	Second Floor	Third Floor	Area	Value
A						00
B						00
C						00
D						00
E						00
F						00
G						00
H						00
					0	00

COST APPROACH COMPUTATIONS

Base Price
 Plumbing Additions
 Unfin. Area
 Basement
 Attic
 Heat/AC Adj.
 FBLA
 Rec Rm
 Fireplace
 Bsmt. Gar.
 SUBTOTAL
 Grade Factor
 C & D factor
 TOTAL RCN
 % Good
 Market Adj.
 TOTAL RCNLD

Value

NOTES:

TX FOPRECLUSER
LOT 183 WOLF LAUREL HEIGHTS

FO

986202768140000
YANCEY COUNTY
B646/P134
0.62 acres

TOWN MOUNTAIN RD

SILER LN

WEAVER LN

PUNCHEON LN

CHESTNUT LN

RIDGEWAY DR



TY RECORD CARD

YANCEY COUNTY, NORTH CAROLINA

EFFECTIVE DATE OF VALUE:

ID: 082200686221.000 MAP/CODE/LOT # 06011 02052-6 CLASS: R STATE CLASS: 501 CARD #: 1 OF 1

: LAND DATA:		NBHD ID: 605.00 LIVING UNITS:				VALUE FLAG: COST	
TYPE	SIZE	RATE	INFLUENCE FACTORS	%	LAND VALUE	- ASSESSMENT INFORMATION -	
						PRIOR	CURRENT
UNDEVELOPED	2.000	7500			15,000	15,000	15,000
						LAND FARM USE BUILDING TOTAL	
						15,000	15,000
						- DATA COLLECTION INFORMATION -	
						19990819	003
						20070103	22
							INFO AT DOOR UNOCCUPIED
BOOK/PAGE	TOTAL ACREAGE:	2.000	TOTAL LAND VALUE:		15,000		
172-459							
155-185							

ADDITION DATA:

	Lower Level	First Floor	Second Floor	Third Floor	Area	Value
A						00
B						00
C						00
D						00
E						00
F						00
G						00
H						00
					0	00

COST APPROACH COMPUTATIONS

Base Price
 Plumbing
 Additions
 Unfin. Area
 Basement
 Attic
 Heat/AC Adj.
 FBLA
 Rec Rm
 Fireplace
 Bsmt. Gar.
 SUBTOTAL
 Grade Factor
 C & D factor
 TOTAL RCN
 % Good
 Market Adj.
 TOTAL RCNLD

Value

NOTES:



082200686221000
YANCEY COUNTY
B665/P60
1.07 acres

SPARKLEBERRY LN



979900633039000
YANCEY COUNTY
B657/P299
1 acres

PROPERTY RECORD CARD

YANCEY COUNTY, NORTH CAROLINA

EFFECTIVE DATE OF VALUE:

PARCEL ID: 082200589486.000 MAP/CODE/LOT # 06011 02051-15 CLASS: E STATE CLASS: 600 CARD #: 1 OF 1

3: NBHD ID: 606.00 LIVING UNITS: VALUE FLAG: COST
 LAND DATA: TYPE SIZE RATE INFLUENCE FACTORS % LAND VALUE - ASSESSMENT INFORMATION -

						PRIOR	CURRENT
UNDEVELOPED	1.000	7500			7,500	7,500	7,500
					LAND FARM USE BUILDING TOTAL	7,500	7,500

- DATA COLLECTION INFORMATION -

19990819	003 009	INFO AT DOOR UNOCCUPIED
20070103	22	

BOOK/PAGE 657-302 149-179
 TOTAL ACREAGE: 1.000 TOTAL LAND VALUE: 7,500

ADDITION DATA:

	Lower Level	First Floor	Second Floor	Third Floor	Area	Value
A						00
B						00
C						00
D						00
E						00
F						00
G						00
H						00
					0	00

COST APPROACH COMPUTATIONS

Base Price
 Plumbing Additions
 Unfin. Area
 Basement
 Attic
 Heat/AC Adj.
 FBLA
 Rec Rm
 Fireplace
 Bsmt. Gar.
 SUBTOTAL
 Grade Factor
 C & D factor
 TOTAL RCN
 % Good
 Market Adj.
 TOTAL RCNLD

Value

NOTES:

LOT # 19 COUNTY FORCLOSURE FOR BACK TAXES

FO

082200589486000
YANCEY COUNTY
B657/P302
0.38 acres

SPARKLEBERRY LN

