

**MINUTES OF BUNCOMBE COUNTY BOARD OF COMMISSIONERS'  
REGULAR MEETING OF NOVEMBER 15, 2011 AT 4:30 P.M.**

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**BE IT REMEMBERED:** That the Board of Commissioners met in regular session on November 15, 2011, in the Commissioner Chambers, 30 Valley Street in downtown Asheville, North Carolina at 4:30 p.m. where and when the following business was transacted:

Chairman Gantt called the meeting to order with the following members present:

David Gantt, Chairman  
Bill Stanley, Vice Chairman  
Holly Jones, Commissioner  
Carol Peterson, Commissioner  
K Ray Bailey, Commissioner

Staff present were: Wanda Greene, County Manager; Mandy Stone, Assistant County Manager/DSS Director; Jon Creighton, Assistant County Manager/Planning Director; Donna Clark, Finance Director; Kathy Hughes, Clerk to the Board; Mike Frue, County Attorney.

### **CALL TO ORDER**

### **PLEDGE OF ALLEGIANCE**

### **INVOCATION**

Chairman Gantt gave the invocation.

### **DISCUSSION/ADJUSTMENT/APPROVAL TO FOLLOW AGENDA**

*The Chairman reminded the Board that in accordance with the Code of Ethics as adopted by this Board, it is the duty of every Board member to avoid both conflicts of interest and appearances of conflict. He asked if any Board member had any known conflict of interest or appearance of conflict with respect to any matter coming before the Board. None were stated.*

Commissioner Peterson moved to approve the consent agenda as presented:

- **Approval of Minutes of November 1, 2011 Meeting**
- **Resolution Authorizing Right of Way Agreement for Tower Site**
- **Resolution Closing an Easement Recorded in Plat Book 84 Page 131**
- **Resolution Approving Pyrotechnic Experts for Firework Displays**
- **Release Report**
- **Budget Amendment: Fund 10—Low Income Energy Assistance Funds; JCPC Program; Federal Funding for lab testing (\$821,160); Fund 30 – Rural Operating Assistance Program (\$138,755); Fund 78 – Tax Revenue from State to Sheriff (\$25,599); Fund 25 Register of Deeds Automation fund (\$110,000)**
- **Grant Projects Ordinance**
- **Capital Projects Ordinance**

Vice Chairman Stanley seconded the motion and it passed 5-0.

### **GOOD NEWS**

- **Local Food Update**

Cathy Howenstein and Melinda Roberts with Cooperative Extension Services gave an update on the 10% campaign which encourages everyone to buy at least 10 percent of their produce from local farmers. Ms. Roberts reviewed the ways that the County could commit to the campaign. She said that during the winter there were resources that can be accessed through

Blue Ridge Food Ventures. They encouraged everyone to call or visit Cooperative Extension offices in Asheville for more information.

## **NEW BUSINESS**

*Dr. Hank Dunn, President of AB Tech, thanked the Board for placing the sales tax referendum on the ballot.*

- **Resolution Requesting the Board of Transportation to Designate the I-26 Bridge over Long Shoals Road as the Justice Harry C. Martin Bridge**

Vice Chairman Stanley read the resolution and moved for its approval. Commissioner Peterson seconded and the motion passed 5-0.

- **Buncombe Green Review**

Greg Isreal, Physical Facilities Director, gave a report that is attached to the minutes. The report was an updated version of a report previously given in August of this year. Commissioner Jones asked about ways to lower the impact/costs at the animal shelter and options to reduce employee mileage. Mr. Isreal said that the County was working to address both these areas.

## **BOARD APPOINTMENTS**

Vice Chairman Stanley moved to **reappoint Don Diebert, Mary Adami, Marjorie Latta, Karen Oelschlaeger, Bob Phillips and Kathleen Tate to the Adult Care Home Community Advisory Committee.** The motion passed 5-0.

Commissioner Peterson moved to reappoint **Adam Banner, Ben Wax, Mary Isreal, Loraine Webster, Angelique Jones, Lisa Parr, Mary Euler, Andrea Block and Brendan Mullen to the Nursing Home Community Advisory Committee.** The motion passed 5-0.

Commissioner Bailey moved to appoint **Catherine Claussen and Jess Kryzenske to the Mountain Area Workforce Development Board.** The motion passed 5-0.

## **ANNOUNCEMENTS**

*The Chairman made the following announcements:*

- *The next meeting of the Board will be December 6, 2011 at 4:30 p.m.*
- *County Offices will be closed on November 24 and 25 for Thanksgiving.*
- *Commission meetings can be seen on BCTV Charter Cable Channel 2; AT&T U-Verse Channel 99; live during the meetings and online at [buncombecounty.org](http://buncombecounty.org)*

## **PUBLIC COMMENT**

*The Chairman reviewed the rules for public comment. The official business of the County has concluded and we will now hold public comment.*

- *The time limit for any comment to the Board is three minutes.*
  - *If your time expires then you may leave any questions along with your name, address and phone number with the County Manager.*
- *Board members are not expected to comment on matters during public comment.*
- *Comments should be limited to subjects that are within the jurisdiction of this Commission or pertain to matters upon which it may act.*
- *Any individual speaking during public comment shall address the entire Board. Any polling of Board members is inappropriate.*
- *Persons addressing the Board are expected to observe the decorum of the Chamber, and to be respectful of everyone in the room.*
- *Any person who willfully interrupts, disturbs, or disrupts the session will be asked to leave the meeting.*
- *The Board reserves the right to deny public addresses on a subject previously presented to the Board.*

Mike Fryar was given 10 minutes to speak (*8 people in the room gave up their time*). Mr. Fryer referred to the referendum on the sales tax pointing out that it had passed by less than 1 percent. He talked about the lack of early voting sites in the county for the referendum and questioned the legality of allowing an outside agency access to all AB Tech student email addresses. He requested that the implementation of the tax be put on hold until county residents were allowed to vote again.

Lisa Landis spoke about free speech. She referenced Occupy Asheville and the closing of URTV. She criticized the government, the animal shelter, greenways and lack of bathrooms downtown.

Milton Byrd spoke about freedom of speech, Occupy Asheville and the building of public trust.

Jerry Rice spoke about freedom of speech and politics. He requested answers to questions he had submitted to AB Tech.

Commissioner Bailey moved to adjourn the meeting. Commissioner Peterson seconded and the motion passed 5-0. The meeting was adjourned at 5:49 p.m.

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KATHY HUGHES, CLERK TO  
THE BOARD OF COMMISSIONERS

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DAVID GANTT, CHAIRMAN  
BOARD OF COMMISSIONERS