

**MINUTES OF BUNCOMBE COUNTY BOARD OF COMMISSIONERS'
CONTINUED MEETING OF SEPTEMBER 16, 2008 AT 4:30 P.M.**

BE IT REMEMBERED: That the Board of Commissioners met in continued session on September 16, 2008, in the Commissioner Chambers, Room 204 of the Courthouse in downtown Asheville, North Carolina at 4:30 p.m. where and when the following business was transacted:

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

Nathan Ramsey, Chairman
David Gantt, Vice Chairman
Carol Peterson, Commissioner
David Young, Commissioner
Bill Stanley, Commissioner

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

CALL TO ORDER

PLEDGE OF ALEGIENCE

INVOCATION

Pastor Christopher Webb, St. Mark's Lutheran Church, gave the invocation.

DISCUSSION/ADJUSTMENT/APPROVAL TO FOLLOW AGENDA

Commissioner Peterson moved to approve the consent agenda as presented.

- Approval of Minutes of September 2, 2008 Regular Meeting
- School Capital Commission Fund Project Ordinance
- Grant Project Ordinance
- Approve an Amended County Employee Travel Policy
 - Details of Changes
- Approve an Amended County Purchase Card Policy
 - Details of Changes
- Budget Amendment: Fund 10 (Social Services; Youth Services; Register of Deeds) \$431,586
- Release Report
- Resolution of Support for Park and Ride Lots Provided by the State Department of Transportation

- Authority to Mediate
- Amendment to the minutes of December 5, 2006

Commissioner Stanley seconded and the motion passed 4-0.

PUBLIC HEARING

- **Beneficiary Substitution for CDBG Scattered Site Funding for 2008**

The Chairman opened the public hearing at 4:45 p.m. Cynthia Barcklow, County Planner, said that the County had received a Community Development Block Grant for families that need housing rehabilitation. This public hearing was required because some of the families that were scheduled to receive funds had changed. There is a change in the beneficiary since the initial grant. There were no comments made during the hearing. The hearing was closed at 4:45 p.m.

Commissioner Gantt moved to approve the beneficiary substitution as requested. Commissioner Peterson seconded and the motion passed 5-0.

- **Rezoning Requests**
 - **Equinox Environmental PIN 9721.02-97-4719 R-1 to R-3**

The Chairman opened the public hearing at 4:47 p.m. Jim Coman, Zoning Administrator, outlined this rezoning request from R-1 to R2 residential. He said that the request was approved by the Planning Board and is a clustered cottage subdivision.

There were no comments taken.

The hearing was closed at 4:48 p.m.

Commissioner Peterson moved to approve the rezoning as requested. Commissioner Young seconded and it passed 5-0.

COUNTY MANAGER'S REPORT

- **Christmas in September**

Kathy Hughes, Clerk to the Board, gave an update on the county's Christmas in September program to gather items for the troops in Iraq for Christmas. She urged citizens to join in and bring items to their local branch library to be sent to the troops.

Fuel Update

The County Manager said that due to the recent hurricanes causing a lose of fuel to our area, the County is in conservation mode and would be reducing consumption by going to a alternate works schedule. Eblen is working with the County to set aside fuel for the County's emergency responders. Friday, September 19, employees will flex and a skeleton crew will keep offices open. Services will be available with fewer employees until the fuel crisis is over.

NEW BUSINESS

- **Update on Work First Plan**

Angela Pittman, Work First Coordinator, said that “work first” included employment and emergency assistance, heating and cooling and child care assistance. She said that administrative costs have been reduced by streamlining the child care services. She reviewed the changes in the work first plan which are included with the minutes. She asked that the Board approve the updated work first plan.

Commissioner Stanley moved to approve the plan as presented. Commissioner Peterson seconded and the motion passed 5-0.

- **Inter-local Governmental Joint Use and Lease Agreement Between Asheville-Buncombe Technical Community College and Buncombe County Schools**

Dean Shatley, attorney representing the County schools and Asheville Buncombe Technical Community College, stated that this request will enable the early college program to have a science lab. The School Board is not requesting funding only approval for the lease of more than 3 years. There are 300 students in the early college that allows students to receive a diploma and associate degree in 5 years.

Commissioner Stanley moved to approve this lease as requested. Commissioner Young seconded and the motion passed 5-0.

- **Resolution Authorizing Negotiation of an Installment Financing contract Directing the Publication of Notice with Respect Thereto and Providing for Certain Other Related Matters thereto**

Donna Clark, Finance Director, said that begins the process to finance the parking deck and human services building and IT equipment. She said that the current financial environment is in disorder. She said that when the bids are awarded there is a point of no return but the County won't reach that point until early November. She said that the parking deck on Coxe Avenue is for economic development and for the County's human services facility. The human services facility will provide streamlined access by a combined Health and DSS. This will allow the current Health Center to house courthouse offices thereby addressing the Courthouse space needs.

She said that the County is not committed until the bids will be awarded. The financing will total up to \$37 million.

Commissioner Young moved to approve the resolution as presented. Commissioner Stanley seconded and the motion passed 5-0.

- **Western Highlands Fiscal Monitoring Report**

Donna Clark, Finance Director, said that this is the quarterly fiscal monitoring report for Western Highlands. Their revenues and expenditures were less than expected. They have \$17 million on hand and it is a healthy report.

Mandy Stone, Assistant County Manager, said that Western Highland is a higher performing LME. She said that the Board is active and it has addiinotla county resources to fill in gaps. Buncombe has taken the lead to make this work for surrounding counties. She said that we have the strongest provider network in the state. She said that adult care homes are wone of the facilities that are challenged by mental health reform and are piloting a quality assurance reform in our adult care home and are successful with a gereatic team to respond to those concerns. Are

also work on legislative changes in that matter.

BOARD APPOINTMENTS

Industrial Facilities and Pollution Control Financing Authority

Commissioner Peterson moved to appoint Jon Creighton, Barbara Whitaker, Vernon Dover and Erich Schmid to this Board.

ANNOUNCEMENTS

- *The next meeting of that Board of Commissioners will be October 7, 2008 beginning at 4:30 p.m.*

The County Attorney said that the Board would need a closed session pursuant to GS 143-318.11a(3) to consider two potential legal matters John Deese versus Buncombe county 765829 and the pack heirs lawsuit , . He said that no action would be taken after the closed session.

Commissioner Stanley moved to go into closed session for the reasons cited by the County Attorney immediately following public comment. Commissioner Peterson seconded and the motion passed 5-0.

PUBLIC COMMENT

Jerry Rice said that the pilot program for the adult care homes is a great idea; however the commissioners need to look at streamlining things to take the pressure off of DSS and Health to changes legislation. He said that the problem is huge and must be addressed on more levels.

CLOSED SESSION

Commissioner Young moved to return to open session. Commissioner Peterson seconded and the motion passed 5-0.

Commissioner Young moved to adjourn the meeting. Commissioner Stanley seconded and the motion passed 5-0. The meeting was adjourned at 6:40 p.m.

KATHY HUGHES, CLERK TO THE
BOARD OF COMMISSIONERS

NATHAN RAMSEY, CHAIRMAN
BOARD OF COMMISSIONERS