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Time Posted: _____
Posted By: Evelyn Baker
Witnessed By: _____

**MINUTES OF A REGULAR MEETING
OF THE JACKSON COUNTY
BOARD OF COMMISSIONERS
HELD ON
JANUARY 4, 2010**

The Jackson County Board of Commissioners met in a Regular Meeting on January 4, 2010 at 6:30 p.m., 401 Grindstaff Cove Road, Room A201, Sylva, North Carolina.

Present: Brian T. McMahan, Chairman
Tom Massie, Vice Chair
Mark Jones, Commissioner
William Shelton, Commissioner

Ken Westmoreland, County Manager
Evelyn B. Baker, Clerk to Board
W. Paul Holt, Jr., County Attorney

Absent: Joe Cowan, Commissioner

Chairman McMahan called the meeting to order.

AGENDA: Chairman McMahan amended the agenda by adding Glenville SRC Lease, a Resolution Establishing Filing Fee Salary Bases for the Offices of Sheriff and Register of Deeds, Airport Manager and Airport Authority Board Terms. Commissioner Jones moved to approve the amended Agenda. Commissioner Shelton seconded the Motion. Motion carried.

MINUTES: Commissioner Massie moved to approve the Minutes of the Regular Meeting of December 21, 2009. Commissioner Shelton seconded the Motion. Motion carried.

INFORMAL COMMENTS BY THE PUBLIC:

- (a) Carl Iobst of Cullowhee and member of JAG suggested the county advertise for volunteers to serve on various boards. JAG was formed as a coalition of neighbors helping neighbors.
- (b) Jim McCarthy of Greens Creek and JAG Executive Director stated the county needs the airport. The EDC/JDC issue will be a priority for JAG since it has not been resolved.

(1) COMMISSIONERS REPORTS: Commissioner Massie stated records cannot be produced for the EDC/JDC because they do not exist.

(2) SMOKEY MOUNTAIN ELEMENTARY SCHOOL: Mr. Westmoreland reported several bids were received for the school sewer project. T & K Utilities, Inc. of Asheville was the low bidder. He recommended that the contract be awarded to the lowest responsible bidder, T & K Utilities, Inc. in the bid amount of \$85,717.00 using ductile iron pipe as recommended by the engineer. He recommended that funding for the project be appropriated from the residual funds from the Fairview Elementary School loan. The local government commission permits the county to use the residual funds for other school projects.

Motion: Commissioner Jones moved to award the bid to T & K Utilities, Inc. in the bid amount of \$85,717.00 using ductile iron pipe and funding for the project be appropriated from the balance of the Fairview Elementary School loan funds. Commissioner Shelton seconded the Motion. Motion carried by unanimous vote.

(3) GLENVILLE SRC LEASE: A 5-year \$1,000/month lease for the Glenville SRC site was submitted.

Motion: Commissioner Shelton moved to approve the lease. Commissioner Jones seconded the Motion. Motion carried by unanimous vote.

(4) MARCELLUS ‘BUCK’ BUCHANAN III RESOLUTION (R10-01):

Motion: Commissioner Massie moved to adopt a resolution naming a segment, Exit 81 to Exit 85 of US 23/74 , in honor of Marcellus “Buck” Buchanan III. Commissioner Jones seconded the Motion. Motion carried by unanimous vote.

(5) T. WALTER MIDDLETON RESOLUTION (R10-02):

Motion: Commissioner Shelton moved to adopt a resolution naming the bridge across the Tuckaseige River in the Tuckaseige Community in honor of T. Walter Middleton. Commissioner Jones seconded the Motion. Motion carried by unanimous vote.

(6) SHERIFF AND REGISTER OF DEEDS - ESTABLISHING 2010 FILING FEES (R10-03): The 2010 filing fees for the offices of Register of Deeds and Sheriff shall be based on current entry-level salaries, i.e., \$43,956 and \$61,850 respectively.

Motion: Commissioner Massie moved to adopt a resolution establishing the basis for 2010 filing fees for the offices of the Register of Deeds and Sheriff. Commissioner Shelton seconded the Motion. Motion carried by unanimous vote.

(7) CEMETERY BOARD: Carry over.

(8) CASHIERS PLANNING COUNCIL: Carry over.

(9) BOARD OF ADJUSTMENT APPOINTMENTS: Carry over.

(10) WATER RESOURCES BOARD APPOINTMENTS: Carry over.

(11) HISTORIC PRESERVATION COMMISSION: Carry over.

(12) PLANNING BOARD:

Motion: *Commissioner Massie moved to appoint Edd Weatherby to fill the unexpired term of Mr. Carpenter on the Planning Board. Commissioner Jones seconded the Motion. Motion carried by unanimous vote.*

(13) GREENWAYS ADVISORY COMMITTEE:

Motion: *Commissioner Jones moved to re appoint Linda Dickert, Debbie Cowan, Billie Bryson and James Wallace to 3-year terms on the Greenways Advisory Committee. Commissioner Shelton seconded the Motion. Motion carried by unanimous vote.*

(14) AIRPORT: Chairman McMahan stated that the Airport Authority met at 5:30 p.m. on January 4. Brian McMahan was selected as Chair, Joe Cowan as Vice-Chair and Mark Jones as Secretary-Treasurer.

(a) Airport Authority Board Terms: There are three unexpired terms on the Airport Authority Board.

Motion: *Chairman McMahan moved to appoint Tom Massie to fill the unexpired term of John Glenn, Brian McMahan to fill the unexpired term of Greg Hall, William Shelton to fill the unexpired term of Ken Westmoreland, and Mark Jones and Joe Cowan to six-year terms on the Airport Authority Board. Commissioner Massie seconded the Motion. Mr. Holt will attempt to clarify if the board will consist of five or six members since Senate Bill 1877 is ambiguous. In the event only five members are authorized, William Shelton stated he would resign and Mark Jones would fill Ken Westmoreland's unexpired term. Motion carried by unanimous vote.*

(b) Airport Manager:

Motion: *Commissioner Shelton moved to appoint Ken Westmoreland as interim Airport Manager. Commissioner Jones seconded the Motion. Motion carried by unanimous vote.*

(c) Airport Funding:

Motion: *Chairman McMahan moved to appropriate \$16,750.00 from the contingency fund as a match for the \$150,000 state grant which will be used for the runway lighting system project. Commissioner Shelton seconded the Motion. Motion carried by unanimous vote.*

CLOSED SESSION:

Chairman McMahan stated there was a need for a closed session pursuant to G. S. 143-318.11(a)(3) Legal (Transfer Station) and G. S. 143-318.11(a)(4) Business Expansion.

Motion: *Commissioner Shelton moved that the Board go into closed session. Commissioner Massie seconded the Motion. Motion carried.*

Chairman McMahan called the regular meeting back to order and stated no action was taken in closed session except approval of closed session minutes.

There being no further business, Commissioner Jones moved to adjourn the meeting. Commissioner Shelton seconded the Motion. Motion carried and the meeting adjourned at 8:00 p.m.

Attest:

Approved:

Evelyn B. Baker, Clerk to Board

Brian Thomas McMahan, Chairman