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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
JULY 6, 2010**

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

Present: Brian T. McMahan, Chairman	Ken Westmoreland, County Manager
Tom Massie, Vice Chair	Evelyn B. Baker, Clerk to Board
William Shelton, Commissioner	W. Paul Holt, Jr., County Attorney
Joe Cowan, Commissioner	
Mark Jones, Commissioner	

Chairman McMahan called the meeting to order.

AGENDA: Commissioner Jones moved to approve the Agenda. Commissioner Massie seconded the Motion. Motion carried.

MINUTES: Commissioner Shelton moved to approve the Minutes of the Recessed Regular Meeting of June 21 and Reconvened Regular Meeting of June 29, 2010. Commissioner Cowan seconded the Motion. Motion carried.

INFORMAL COMMENTS BY THE PUBLIC:

(a) Irene Hooper of Cullowhee expressed her appreciation to the Board for its selection of John Faulk to provide food services at the senior center. She stated he prepared a wonderful July 4th cookout for the seniors.

(b) Carl Iobst of Cullowhee stated the county should be thriftier.

(c) Marie Leatherwood of Sylva stated she still has issues concerning the EDC/JDC.

(d) Eric Moore of Sylva and a member of the news media invited Ms. Leatherwood to provide her "paper trail".

(e) Mark Gates of Cullowhee stated he is an employee at the facility "Ms. Leatherwood keeps trashing" and cannot afford to lose his job and neither can the other employees.

(1) COMMISSIONERS REPORTS:

Commissioner Jones reported that he and Commissioner Shelton met with school board representatives concerning a performing arts facility/gym.

Commissioner Shelton reported the architect has been invited to present three proposals to the Board at a later date.

Commissioner Massie suggested that a ten minute time slot be set aside, prior to closed sessions, as a "question and answer period" for the press so the public can be made more aware of what county government is doing.

(2) COUNTY MANAGER'S REPORT: Mr. Westmoreland reported:

(a) Andrews Park Trailers: Last fall the county purchased two surplus FEMA travel trailers and placed them as rentals at Andrews Park. FEMA has now notified the county that rents cannot be charged for use of those trailers even though FEMA was informed in the purchase application the intended purpose for the trailers. He will continue researching this issue and make a report at the next meeting.

(b) Transfer Station: A certificate of occupancy for the building was issued today. Construction has not been completed because the entrance road is not finished and the contractor is aware of the July 2 deadline and liquidated damages will be applied for failure to complete the contract.

(c) Tuckaseegee Mills Bldg.: A final report was accepted by OSHA. The only repairs remaining are the roof and boiler which are not code violations.

(3) VEHICLE & DRIVING POLICIES: Commissioner Shelton requested the Driving Policy be amended. Some of his recommendations include adding "texting while driving" to the list of violations and restricting the number of employees who are authorized to drive a vehicle to and from their homes.

It was recommended the "violations" paragraph be added to "MVR Standards" and that paragraph 2 be entitled "Serious Traffic Convictions". Further, the following be added to the first paragraph of the Driving Policy and the Vehicle Usage Policy:

6. Employees must sign appropriate waivers/releases so the county can obtain a copy of their driving record.

Change #4 of the vehicle Usage Policy to read as follows:

4. The employee is not to give permission for the vehicle to be driven by any other person, including family members, except for other authorized county employees.

Other recommendations included adding additional employees to the exception list and requiring that all vehicle usage be documented.

This issue will be carried over to a work session.

(4) AGING FACILITY – POLICIES & PROCEDURES: Mr. Westmoreland submitted revised policies and procedures for use of the dining room and boardroom at the Dept. on Aging Facility. It was recommended that page 1, paragraph 2 "Kitchen" be changed to read: "For exclusive use by county". The public may bring in food or use outside caterers, but are not allowed to use the kitchen. The use rates have been reduced to one-half the amounts stated in the first draft proposal.

***Motion:** Commissioner Jones moved to approve the submitted policies and procedures concerning the use of the Aging Facility contingent upon revision of the "Kitchen" paragraph on page 1. Commissioner Cowan seconded the Motion. Motion carried by unanimous vote.*

(5) WATER/SEWER PROJECTS - POLICY & PROCEDURES: Mr. Westmoreland presented draft policies and procedures for contingency water/sewer projects. Carry over to a work session.

(6) ANDREWS PARK ROAD RESOLUTION (R10-19): Property owners adjoining Andrews Park Road presented petitions requesting that Andrews Park Road be added to NCDOT's maintenance system.

Motion: *Chairman McMahan moved to adopt the resolution. Commissioner Jones seconded the motion. Motion carried by unanimous vote.*

(7) NCACC VOTING DELEGATE APPOINTMENT: The 103rd Annual NCACC Conference is scheduled on August 26-29 in Pitt County.

Motion: *Commissioner Cowan moved to appoint Tom Massie to serve as Jackson County's voting delegate at the 103rd annual conference. Commissioner Jones seconded the motion. Motion carried by a vote of 4-1 with Commissioner Massie voting "no".*

(8) SOLID WASTE ADVISORY BOARD: Carry over.

(9) TRANSPORTATION ADVISORY BOARD:

Motion: *Commissioner Shelton moved to reappoint Eddie Maney to a 4-year term and appoint Ryan Sherby and Annette Shook to the Transportation Advisory Board. Commissioner Cowan seconded the Motion. Motion carried by unanimous vote.*

(10) REGION A AGING ADVISORY COUNCIL:

Motion: *Commissioner Cowan moved to reappoint Irene Hooper as a member and Nancy Bumgarner as an alternate, and Valerie Harrison as a new alternate, all for 3-year terms, on the Region A Aging Advisory Council. Commissioner Jones seconded the Motion. Motion carried by unanimous vote.*

CLOSED SESSION:

Motion: *Chairman McMahan moved that the board go into closed session pursuant to G. S. 143-318.11(a)(4) Business Expansion (Tuckasee Mills Bldg). Commissioner Shelton seconded the Motion. Motion carried.*

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

There being no further business, Commissioner Massie moved to adjourn the meeting. Commissioner Shelton seconded the Motion. Motion carried and the meeting adjourned at 8:30 p.m.

Attest:

Approved:

Evelyn B. Baker, Clerk to Board

Brian Thomas McMahan, Chairman

