

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

**MINUTES OF A REGULAR MEETING
OF THE JACKSON COUNTY
BOARD OF COMMISSIONERS
HELD ON
FEBRUARY 16, 2009**

The Jackson County Board of Commissioners met in a Regular Meeting on February 16, 2009 at 6:00 p.m., 401 Grindstaff Cove Road, Room A201, Sylva, North Carolina.

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

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

Chairman McMahan called the meeting to order.

AGENDA: Commissioner Cowan amended the Agenda by adding WCU Land Swap. Commissioner Shelton moved to approve the amended Agenda. Commissioner Jones seconded the Motion. Motion carried.

MINUTES: Commissioner Massie moved to approve the Minutes of the Regular Meeting of February 2, 2009, Budget Work Session of February 5, 2009 and Budget Work Session of February 12, 2009. Commissioner Shelton seconded the Motion. Motion carried.

INFORMAL COMMENTS BY THE PUBLIC:

- (a) Marie Leatherwood of Sylva stated her continued concerns about missing EDC/JDC records.
- (b) T. J. Walker, owner of Dillsboro Inn, requested that the county assist in establishing a flood baseline so town residents could possibly have relief with insurance costs.
- (c) John Swartzfager of Cashiers stated a recreation center would be a valuable asset to the community.
- (d) Sandra Swartzfager of Cashiers thanked the Board of its contribution to the day care center and continued work to construct a community building in Cashiers.

(1) COMMISSIONERS REPORTS: Commissioner Massie reported that the next Water Study Task Force meeting is February 19 at 6:00 p.m.

Commissioner Shelton reported that an oversight in the Farmland Preservation Ordinance, Article 10; "*Jackson County does not provide water and sewer or other utilities. Accordingly, the provisions of this Article 10 shall not apply unless the Tuckaseegee Water and Sewer Authority gives its consent.*" He stated the Planning Board recommended that the county negotiate potential options with TWSA as added incentives to preserve farmland. Chairman McMahan, county representative on the TWSA Board, will place this issue before the TWSA Board for discussion.

(2) FINANCE & TAX COLLECTOR REPORTS FOR JANUARY 2009 and BUDGET AMENDMENTS: Darlene Fox, Finance Director, presented financial reports for the month of January and a budget amendment. Revenues in the Register of Deeds, Building Inspections and Environmental Health continue to decline.

Motion: Commissioner Shelton moved to approve the Finance & Tax Collector's Reports for January 2009 and Budget Amendment. Commissioner Massie seconded the Motion. Motion carried by unanimous vote.

(3) PLANNING DEPT. REPORT: Linda Cable, Director, reported the steering committee is continuing work on a 441 Corridor District Development Ordinance. A proposed Historic Preservation Ordinance is being reviewed by the State Historic Preservation Office. The 2008 preliminary floodplain maps have been received. A status report for last year was presented which reflects 4,471 site visits for all areas of planning enforcement and 240 vested rights applications were received.

(4) INTERLOCAL AGREEMENT - TOWN OF SYLVA: The Town of Sylva requested the county enter into an Interlocal Agreement guaranteeing payment for expansion of the Sylva Fire Station. Mr. Holt has reviewed the agreement.

Motion: Commissioner Massie moved that the county enter into the Interlocal Agreement with the Town of Sylva. Commissioner Jones seconded the Motion. Motion carried by unanimous vote.

(5) TOWN OF DILLSBORO – FLOODPLAIN ORDINANCE: The Town of Dillsboro has requested that the county administer the Floodplain Ordinance within town limits.

Motion: Commissioner Massie moved to authorize the county to administer the Floodplain Ordinance within the Town of Dillsboro. Commissioner Cowan seconded the Motion. Motion carried by unanimous vote.

(6) LAND SWAP WITH WCU - CULLOWHEE FIRE STATION: Mr. Westmoreland presented a proposed letter to WCU concerning a land swap. The letter identifies the two parcels and specifies that the county will engage in the process of relocating, at the sole expense of the county, the Cullowhee SRC. The purpose of the land swap and moving the SRC is because Cullowhee Fire Dept. plans to build a new station. This process can be terminated by either entity at any point up to the actual transfer (which could take as long as a year to finalize).

Motion: Commissioner Cowan moved to authorize the County Manager to forward a letter to WCU requesting a land swap. Commissioner Jones seconded the Motion. Motion carried by unanimous vote.

(7) RESOLUTION – COMMUNITY TRANSPORTATION PROGRAM GRANT (R09-06): A public hearing was held at 5:45 p.m. on February 16 and no objections were raised. The resolution is authorization for a Community Transportation Grant Application to be submitted to the N. C. Dept. of Transportation.

Motion: Commissioner Massie moved to adopt the resolution. Commissioner Shelton seconded the Motion. Motion carried by unanimous vote.

(8) CASHIERS TRAVEL & TOURISM BOARD: The Cashiers Chamber of Commerce recommended that Linda Rogers be reappointed and Mike Henry be appointed.

Motion: *Commissioner Jones moved to reappoint Linda Rogers and appoint Mike Henry to 3-year terms on the Cashiers TTA Board. Commissioner Cowan seconded the Motion. Motion carried by unanimous vote.*

(9) JACKSON TRAVEL & TOURISM BOARD: The Jackson Chamber of Commerce recommended that Heather Menacof, Robert Jumper and Shane Williams be reappointed and Gene Early be appointed.

Motion: *Commissioner Shelton moved to reappoint Heather Menacof, Robert Jumper, and Shane Williams and appoint Gene Early to 3-year terms on the Jackson TTA Board. Commissioner Cowan seconded the Motion. Motion carried by unanimous vote.*

(10) BOARD OF HEALTH: Kim Cowan has agreed to continue to serve if reappointed.

Motion: *Commissioner Massie moved to reappoint Kim Cowan to a 3-year term on the Board of Health. Commissioner Jones seconded the Motion. Motion carried by unanimous vote.*

(11) AIRPORT AUTHORITY BOARD: Carry over.

(12) GREENWAYS ADVISORY COMMITTEE:

Motion: *Commissioner Shelton moved to appoint Debbie Cowan to a one-year term on the Greenways Advisory Committee. Commissioner Massie seconded the Motion. Motion carried by unanimous vote.*

There being no further business, Commissioner Shelton moved to adjourn the meeting. Commissioner Jones seconded the Motion. Motion carried and the meeting adjourned at 7:00 p.m.

Attest:

Approved:

Evelyn B. Baker, Clerk to Board

Brian Thomas McMahan, Chairman