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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  
MARCH 16, 2009**

The Jackson County Board of Commissioners met in a Regular Meeting on March 16, 2009 at 6:30 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

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

Absent: Ken Westmoreland, County Manager

Chairman McMahan called the meeting to order.

**AGENDA:** Commissioner McMahan amended the Agenda by adding Transportation Grant Application. Commissioner Massie 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 March 2, 2009. Commissioner Jones seconded the Motion. Motion carried.

**INFORMAL COMMENTS BY THE PUBLIC:**

(a) Marie Leatherwood of Sylva inquired if the board investigated JDC/EDC to determine if any public monies were mishandled.

(b) Karl Nicholas reported that Friends of the Library has been awarded a \$50,000 grant from the Cannon Foundation.

**(1) CHAIRMAN'S REPORT:** Chairman McMahan reported he attended the NaCO Conference in Washington, D.C. He also attended Governor Perdue's economic development roundtable at UNCA on March 12.

**(2) COMMISSIONERS REPORTS:** Commissioner Jones commended the Water Study Task Force's recommendations presented at the joint meeting with municipalities on March 10.

**(3) FINANCE & TAX COLLECTOR REPORTS FOR FEBRUARY 2009 and BUDGET AMENDMENTS:** Darlene Fox, Finance Director, presented financial reports for the month of February and budget amendments.

**Motion:** Commissioner Jones moved to approve the Finance & Tax Collector's Reports for February 2009 and Budget Amendments. Commissioner Cowan seconded the Motion. Motion carried by unanimous vote.

(4) **AMERICAN RECYCLING**: Chad Parker, Solid Waste Director, stated the company is requesting permission to continue paying \$15/ton until June 2009 and that all arrearages will be paid in full no later than September 1, 2009.

**Motion:** *Commissioner Massie moved to approve the contract modification and reevaluate the contract at the end of this fiscal year. Commissioner Shelton seconded the Motion. Motion carried by unanimous vote.*

(5) **JOHN BURTNER - GREEN ENERGY PARK LEASE**: Carry over.

(6) **TRANSIT PROGRAM**: Chuck Norris, Transit Director, requested that the proposed Section 5310 Elderly Individuals and Individuals with Disabilities Program grant application be approved and submitted to NCDOT. If the grant is approved, the funds would be used to purchase a lift equipped conversion van, maintenance/repairs, pay drivers and operating expenses for a period of two years. The total cost is \$84,056 of which the local share is \$24,255. A public hearing was held at 6:15 p.m. on March 16 and no public comments or objections were made.

**Motion:** *Commissioner Cowan moved to approve the request. Commissioner Jones seconded the Motion. Motion carried by unanimous vote.*

(7) **FIRE PREVENTION & PROTECTION ORDINANCE (04-02)**: The Fire Marshal requested that Sections 105 and 107 of the ordinance be updated to read “current edition” rather than “2002 edition”.

**Motion:** *Commissioner Massie moved to update the ordinance as requested. Chairman McMahan seconded the Motion. Motion carried by unanimous vote.*

(8) **COUNCIL ON AGING APPOINTMENT**: The Council on Aging recommended that Thomas Dill be appointed.

**Motion:** *Commissioner Jones moved to appoint Thomas Dill to a 3-year term on the Council on Aging Board. Commissioner Cowan seconded the Motion. Motion carried by unanimous vote.*

(9) **AIRPORT AUTHORITY APPOINTMENT**: Carry over.

**CLOSED SESSION:**

**Motion:** *Chairman McMahan moved that the Board go into closed session pursuant to G. S. 143-318.11(a)(4) Business Expansion. Commissioner Jones 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 minutes.

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

Attest:

\_\_\_\_\_  
Evelyn B. Baker, Clerk to Board

Approved:

\_\_\_\_\_  
Brian Thomas McMahan, Chairman