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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
OCTOBER 6, 2008**

The Jackson County Board of Commissioners met in a regular meeting on October 6, 2008 at 6:00 p.m., 401 Grindstaff Cove Road, Room A201, Sylva, North Carolina.

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

Chairman McMahan called the meeting to order.

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

MINUTES: Commissioner Massie moved to approve the Minutes of the Work Session of September 23, 2008 and Minutes of the Regular Meeting of September 23, 2008. Commissioner Shelton seconded the Motion. Motion carried.

INFORMAL COMMENTS BY THE PUBLIC:

- (a) Marie Leatherwood of Sylva stated her contentions about the misuse of tax money by the EDC/JDC and inadequate county representation on the EDC Board.
- (b) David Galloway of Cullowhee stated that an audit in 2006 revealed that documentation for financial transactions conducted by the EDC was inadequate and that members of the EDC have committed a number of statutory violations which have not been addressed.

CHAIRMAN'S REPORT: Chairman McMahan reported residents of Dillard Road and Hazel Hollow have requested assistance with their water problems. He has been informed that TWSA engineering reports for both communities should be finalized later in the week.

(2) COMMISSIONER REPORTS: Commissioner Shelton reported that while he was in Raleigh recently he accepted, on behalf of the county, the "2008 Marvin Collins Outstanding Planning Award" from the NC Chapter of the American Planning Association in recognition of the 441 Corridor Small Area Plan.

(3) COUNTY MANAGER'S REPORT: Mr. Westmoreland reported that information from Emergency Management and TWSA reflects that the drought conditions are expected to continue for the foreseeable future. He suggested that the

county recommend, at the joint meeting with the municipalities on October 7, that a task force be appointed to study the problem.

He reported that a "Certificate of Satisfaction and Affidavit of Lost Note and Deed of Trust" which cancels the \$568,000 JDC to EDC Deed of Trust (Book 1281 page 729) on the Tuckaseige Mills property was recorded on October 6, 2008.

(4) FINANCE & TAX COLLECTOR REPORTS FOR SEPTEMBER 2008:

Carry over.

(5) CASHIERS REC CENTER: Carry over.

(6) SMOKY MOUNTAIN CENTER: Shelly Lackey, Community Relations Coordinator, reported that SMC is opening an inpatient unit at Haywood Regional Medical Center. Doug Trantham, Services Director, stated that the project is a 16-bed inpatient unit; however, it will open with six beds and then increase as staffing is recruited. This unit would be for short-term care and will also support indigent care. Ms. Lackey reported that Tom McDevitt, CEO, is leaving his position December 31st.

(7) WORK FIRST PLAN: Jennifer Abshire, Assistant DSS Director, stated the Work First Plan must be updated every two years and submitted the 2010-11 Plan. Commissioner Cowan moved to approve the Plan. Commissioner Massie seconded the Motion. Motion carried by unanimous vote.

(8) CONSTRUCTION CONTROL CORP.: A project manager contract was submitted. The cost is \$1,783 per trip. Funding for this contract has been budgeted in the project's "soft cost" allocation. The contractor's estimated construction time is 240 days. Commissioner Massie moved to approve the contract with the stipulation that the total cost not exceed \$61,336. Commissioner Shelton seconded the Motion. Motion carried by unanimous vote.

(9) GOVERNOR'S HWY. SAFETY PROGRAM RESOLUTIONS:

Lt. Shannon Queen stated: (a) Resolution R08-16 is a \$10,000 non-matching grant for a local law enforcement liaison, and (b) Resolution R08-17 is a \$54,201 matching grant for personnel and is for the third year of a four-year grant. Commissioner Shelton moved to adopt the resolutions. Commissioner Jones seconded the Motion. Motion carried by unanimous vote.

(10) AIRPORT AUTHORITY BOARD: Carry over.

(11) ECONOMIC DEVELOPMENT COMMISSION BOARD: Carry over.

(12) CJPP ADVISORY BOARD: Traci Rowland, CJPP Director, submitted a list of Jackson County residents, with initial staggered terms, for appointment to the newly formed Jackson/Swain CJPP Advisory Board. The recommendations are: William Shelton, Commissioner (3 yr. term), Allen Painter, School Psychologist (3 yr. term), Graham Duls, Criminal Defense Attorney (2 yr. term), Connie Brooks, Sheriff's Designee (2 yr. term), Kim Poteet, Community Service (1 yr. term), and Nathan Yearwood, Attorney (1 yr. term). Commissioner Cowan moved to appoint the individuals as recommended. Commissioner Jones seconded the Motion. Motion carried by unanimous vote.

(13) SOLID WASTE BOARD: Commissioner Jones moved to reappoint Benjamin Woods to a 4-year term on the Solid Waste Board. Commissioner Cowan seconded the Motion. Motion carried by unanimous vote.

(14) CASHIERS AREA PLANNING COUNCIL: Commissioner Shelton moved to reappoint Ed Henson and Jeff Zahner to 3-year terms on the Cashiers Area Planning Council. Commissioner Jones seconded the Motion. Motion carried by unanimous vote.

(15) CASHIERS DESIGN REVIEW BOARD: Carry over.

Chairman McMahan moved that the Board go into closed session pursuant to G. S. 143-318.11(a)(6) Personnel. 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 the approval of minutes.

(16) SALARY MODIFICATIONS: Chairman McMahan amended the agenda by adding salary modifications for 34 county employees. Commissioner Massie moved to adopt the salary modifications for 34 positions principally in the Social Services Dept., Health Dept., 911/Emergency Services, and Sheriff's Office, to correct mistakes made in the adopted budget. Commissioner Shelton seconded the Motion. Motion carried by unanimous vote.

There being no further business, Commissioner Massie moved to adjourn the meeting. Commissioner Cowan seconded the Motion. Motion carried and the meeting adjourned at 7:15 p.m.

Attest:

Approved:

Evelyn B. Baker, Clerk to Board

Brian Thomas McMahan, Chairman

