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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
NOVEMBER 2, 2009**

The Jackson County Board of Commissioners met in a Regular Meeting on November 2, 2009 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
Mark Jones, Commissioner	W. Paul Holt, Jr., County Attorney
William Shelton, Commissioner	
Joe Cowan, Commissioner	

Chairman McMahan called the meeting to order.

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

MINUTES: Commissioner Cowan moved to approve the Minutes of the Public Hearing and Regular Meeting of October 19, 2009. Commissioner Jones seconded the Motion. Motion carried.

INFORMAL COMMENTS BY THE PUBLIC:

(a) Marie Leatherwood of Sylva stated she understands there are ongoing negotiations concerning the sale of the Tuckaseegee Mills building to QC Apparel/Clemmy Queen and a partner from Tennessee even though, as of June 25, 2009, Mr. Queen owes the county an unpaid revolving loan in the amount of \$389,366, includes interest, and unpaid rent in the amount \$59,700 for a total of \$449,066, and apparently EDC/JDC used tax monies over the years to keep QC Apparel afloat.

(b) Carl Iobst of Cullowhee stated that since 2001, TWSA has spilled approximately 2.5 million gallons of untreated sewage and stormwater into rivers and streams. He stated it is time to dissolve the EDC.

(c) Jim McCarthy of Greens Creek stated the EDC audits were supposed to have been completed by October and now the EDC Chairman and Director have resigned. He stated the county did not follow the Mercer report in giving raises.

(1) COMMISSIONER REPORTS: Commissioner Jones reported that the Aging Center Grand Opening is scheduled on November 20 at 1:00 p.m.

(2) VIETNAM MEMORIAL MOVING WALL: Co-Chairs Allen Field and Dee Estes thanked the Board for helping sponsor the event. Mr. Field stated that more than 12,000 people visited the Wall. The Board was presented an appreciation plaque and a Directory of Names which lists all names on the Wall. Warren Dupree stated he has served in the Marines for over 35 years which included service in Vietnam. He thanked the Board for its assistance in making the event a reality and it was so meaningful to so many people. Jeff Carpenter, Parks & Rec Director, thanked the many businesses and

individuals for their assistance. He presented plaques to Allen Field and Dee Estes in appreciation for their outstanding efforts.

(3) SMOKY MOUNTAIN CENTER: Shelly Foreman introduced the new Area Director, Brian Ingraham. Mr. Ingraham stated that service reductions are about \$6 million; however, SMC reduced that amount by using \$3.2 million from its fund balance. The total reduction for two years is approximately \$10 million. The funding shortfall affects indigent care, but SMC is attempting to coordinate service that will meet both adult's and children's needs.

(3) COMPREHENSIVE TRANSPORTATION PLAN: Jeanette Evans, Chair of Smart Roads Alliance and member of the Transportation Task Force, gave a power point presentation. The Smart Roads Alliance is of the opinion that most of the recommendations in the CTP are adequate with the exception of the 107 connector. It is the only brand new facility in the CTP and has the capacity to drastically alter the traffic patterns and landscape of the community. The task force was not given adequate time to examine the potential impact for a 107 connector.

The factors considered by the task force were population growth, projected traffic counts and congestion, projected growth of WCU, and large developments registered at the planning office. Factors not considered were the economic impact which would be a loss in property taxes, sales tax revenue, effects of growth along the 107 connector, loss of farmland/open space, transit or rail options, decrease in tourism, and human and environmental impact. NCDOT is reluctant to state the interchange necessary for a 107 connector which could consist of a grade change with a cloverleaf and/or ramps, i.e., an overpass. The Town of Sylva is developing a land use plan and the need for a connector will be reduced. Discussions regarding the 107 connector should be broadened to include economic, community and cultural impacts. The county needs to control its future.

(4) LIBRARY BOARD APPOINTMENT:

***Motion:** Commissioner Massie moved to reappoint Sandra Burbank to a 4-year term on the Library Board. Commissioner Cowan seconded the Motion. Motion carried by unanimous vote.*

(5) CASHIERS PLANNING COUNCIL APPOINTMENTS: Carry over.

(6) BOARD OF ADJUSTMENT APPOINTMENTS: Carry over.

(7) WATER RESOURCES BOARD APPOINTMENTS: Carry over.

(8) AIRPORT AUTHORITY APPOINTMENTS: Carry over.

CLOSED SESSION:

Chairman McMahan stated there was a need for a closed session pursuant to G. S. 143-318.11(a)(5) Real Property.

Motion: *Commissioner Cowan moved that the Board go into closed session. 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 except approval of minutes.

There being no further business, Commissioner Cowan moved to adjourn the meeting. Commissioner Jones 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