

**MACON COUNTY BOARD OF COMMISSIONERS**  
**JUNE 28, 2010 – 2 P.M.**  
**MINUTES**

**CALL TO ORDER:** Chairman Beale convened the meeting at 2 p.m. and welcomed everyone present. All Board Members, the County Manager, Deputy Clerk, Finance Director, Interim County Attorney, members of the news media and interested citizens were present.

**ANNOUNCEMENTS:** (A) The County Manager reminded the Board there is a joint meeting with the Towns of Franklin and Highlands on July 15<sup>th</sup> at Mill Creek County Club. (B) Chairman Beale recognized Alan Durden who was recently named the new Cooperative Extension Director for Macon County. The Chairman offered congratulations and appreciation on behalf of the Board noting Mr. Durden has over twenty years service with the Extension Office. Mr. Durden expressed appreciation for the Board's support of cooperative extension efforts and noted some of the activities of the department stating their purpose was to improve the quality of life for county citizens.

**INVOCATION:** Commissioner Kupperts gave the invocation.

**PLEDGE OF ALLEGIANCE:** The pledge to the flag was recited.

**PUBLIC COMMENT:** No one wished to speak during public session.

**TRANSIT SERVICES: Hearing -** Chairman Beale convened the public hearing on a Federal Transportation Administration Section 5310 Grant Application to be submitted to NCDOT as posted. Darlene Asher from transit service explained the application is for \$41,650 and would be used to purchase a new van which would be stationed in the Nantahala Community. She noted a 10% local match would be required if approved. No one from the public wished to speak and the hearing was adjourned. **Resolution** – Upon motion by Commissioner Davis, seconded by Commissioner Kupperts, the Board unanimously voted to approve the attached resolution authorizing submission of the grant application as stated. (Attachment #1)

**ADDITIONS/ADJUSTMENTS TO THE AGENDA:** Upon motion by Commissioner McClellan, seconded by Commissioner Simpson, the Board unanimously approved the agenda with the following changes: add closed session for attorney/client privilege; delete item 10A(2) Duke Energy easement; delete item 11B(2) K-4 School resolution and add Holly Springs Community Building as item 10B.

**K-4 SCHOOL UPDATE:** County Manager Jack Horton reported bids had been received for the new K-4 school construction and the on-site waste-water system. He stated the apparent low bidder on the construction project is Monteith Construction at a base bid of \$11,243,000 and on the waste-water system, WNC Paving at \$1,300,000. He explained that bids are being reviewed to make sure they meet specifications and no action was required at this time.

**SEWER EASEMENT/TOWN OF FRANKLIN:** A request from the Town of Franklin for a sewer easement across the old drive-in property located on Phillips Street in “Frog Town” was presented and discussed. Commissioner Simpson made a motion to grant the easement as requested. The motion was seconded by Commissioner Koppers; however, after discussion Commissioner Simpson rescinded his motion with Commissioner Koppers agreement. Commissioner Simpson then made a motion to grant a permanent sewer easement and a temporary construction easement to the Town of Franklin as requested, in the attached format, with the caveat that the County be granted a sewer tap every 200 linear feet with a minimum of two taps and that all availability fees be waived. The motion was seconded by Commissioner Koppers and all favored. (Attachment #2)

**HOLLY SPRINGS COMMUNITY BUILDING:** Commissioner Simpson stated he had been contacted by residents of Holly Springs Community who want to remodel the Holly Springs Community building and want to make sure the county is not planning to sell or tear down the building. They also questioned if any county funds would be available to assist with the renovation. The general consensus of the Board was to check on the plans, get a scope of the work, etc. before making any decisions.

**CONSENT AGENDA:** Upon motion by Commissioner McClellan, seconded by Commissioner Davis the following items on the consent agenda were unanimously approved: **Minutes** – Approved the minutes of the June 11<sup>th</sup> and 14<sup>th</sup> meetings with the following correction: under announcements changed the date from June 28<sup>th</sup> to June 22<sup>nd</sup>. **Budget revisions** – Approved the following budget revisions: revision #203, reducing the Nantahala School Capital Project by \$100,000, the amount of General Fund up front monies and revision #204, carrying forward the balances of escrowed funds as of June 30, 2009 into FY 2009/2010 in Solid Waste. (Note: releases with corresponding numbers attached.) **Tax releases** - Approved tax releases in the amount of \$1,101.65 as submitted. (A computer print-out of releases is on file in the Tax Office and the County Manager’s Office.) **Tax refund** – Accepted the recommendation to approve a refund of \$792 for George S. Schmitt, account #36088, for the years 2005, 2006, and 2007. **Resolution** – Adopted the attached resolution affirming the water and sewer rate structure is in place as required by the North Carolina Rural Center in order to receive grant funds for the Little Tennessee River/Cartoogechaye Sewer Line per attachment #3. **Animal Control** – Approved requests from the Towns of Franklin and Highlands to enforce the Macon County Animal Control Ordinances within the corporate limits of the Towns.

**APPOINTMENTS:** **Recreation Commission** – Upon motion by Commissioner Simpson, seconded by Commissioner Koppers, the Board unanimously voted to reappoint Matt Bullis and Gloria Thun to the Recreation Commission. Terms will expire July 15, 2013. **Macon Program for Progress (MPP)** – Appointment to a new nonprofit corporation being formed to receive ownership of the Orchard View Housing complex on which Macon County has been allocated a position was delayed until the next meeting.

**CLOSED SESSION:** Upon motion by Commissioner Koppers, seconded by Commissioner McClellan, the Board unanimously voted to go into closed session for attorney/client privilege. During closed session the Board was briefed by the County Attorney on possible litigation and two other legal matters. No action was taken and the Board returned to regular session.

**ADJOURNMENT:** Upon motion by Commissioner Davis, seconded by Commissioner McClellan, the meeting was adjourned.

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Jack Horton, County Manager  
Clerk to the Board

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Ronnie Beale  
Board Chairman