

Macon County



MACON COUNTY BOARD OF COMMISSIONERS NOVEMBER 10, 2020 AGENDA

1. Call to order and welcome by Chairman Tate
2. Announcements and introduction of interim county attorney Kim Carpenter
3. Moment of Silence
4. Pledge of Allegiance
5. Public Hearing(s) – **6:00 p.m.** – Macon County Transit/Section 5311 (ADTAP), 5310, 5339, 5307 and applicable state funding, or combination thereof.

NOTE: Immediately following the close of the public hearing, the board may take action on the Public Transportation Program Resolution.

6. Public Comment Period
7. Additions to agenda
8. Adjustments to and approval of the agenda
9. Reports/Presentations
 - A. Update on request to use the Robert C. Carpenter Community Building to host a gun show – Emergency Services Director Warren Cabe and Public Health Director Kathy McGaha
 - B. Update on the Nikwasi Initiative – Executive Director Elaine Eisenbraun
 - C. Formation of a county natural resources committee – Jim Gray
 - D. Women’s History Trail Sculpture Project update – Mary Polanski

10. Old Business

11. New Business

- (A) Discussion/approval of a “3-1” form regarding the burn building at Southwestern Community College – Dr. Don Tomas, Curtis Dowdle and William Brothers
- (B) Lease agreement with AG1, LLC – Economic Development Director Tommy Jenkins
- (C) Lease agreement with TECO SSL, Inc. – Mr. Jenkins
- (D) Resolution authorizing upset bid process for panoramic X-ray machine – County Manager Derek Roland
- (E) Hazard Pay – Mr. Roland

12. Consent Agenda – Attachment #12

All items below are considered routine and will be enacted by one motion. No separate discussion will be held except on request of a member of the Board of Commissioners.

- (A) Minutes of the September 8, 2020 regular meeting and the September 29, 2020 special meeting.
- (B) Budget Amendments #103-104
- (C) Tax Releases in the amount of \$4,314.59 for July 2020
- (D) Monthly ad valorem tax collection report – no action necessary

13. Appointments

- (A) Economic Development Commission (four seats)
- (B) Community Funding Pool Task Force (all seats)

14. Closed session as allowed under North Carolina General Statute regarding property acquisition and to preserve the attorney/client privilege

15. Adjourn/Recess

MACON COUNTY BOARD OF COMMISSIONERS

AGENDA ITEM

CATEGORY – PUBLIC HEARINGS

MEETING DATE: November 10, 2020

We have a public hearing on the agenda in connection with the Macon County Community Transportation Program Application.

A copy of the notice of public hearing is attached, and the notice appeared in the November 4, 2020 edition of The Franklin Press.

Per Transit Director Kim Angel, the hearing is being held to allow members of the community the opportunity to comment on transportation needs and the grant application.

There are several grant requests included in this hearing, and each one must be addressed individually, with the portion of the hearing focused on that particular item to be formally opened, closed and reflected in the board's minutes.

This hearing will cover the following: Section 5311 (including ADTAP), 5310, 5339, 5307 and applicable state funding, or a combination thereof. During the hearing, the public should explicitly be asked if they wish to comment on each individual program.

Immediately following the close of the public hearing, the board may act on the Public Transportation Program Resolution, a copy of which is included in the packet.

Also included in the packet is a copy of the FY 2022 Local Share Certification for Funding, which outlines the total local share needed to fund the requested amount as well as the source of those funds. The total local share is \$233,092.

PUBLIC HEARING NOTICE

Section 5311 (ADTAP), 5310, 5339, 5307 and applicable State funding, or combination thereof.

This is to inform the public that a public hearing will be held on the proposed Macon County Community Transportation Program Application to be submitted to the North Carolina Department of Transportation no later than December 1, 2020. The public hearing will be held on November 10th, 2020 at 6:00 p.m. before the Macon County Board of Commissioners.

Those interested in attending the public hearing and needing either auxiliary aids and services under the Americans with Disabilities Act (ADA) or a language translator should contact Kim Angel, Transit Director on or before November 5th, 2020, at telephone number 828-349-2222 or via email at kangel@maconnc.org.

The Community Transportation Program provides assistance to coordinate existing transportation programs operating in Macon County, NC as well as provides transportation options and services for the communities within this service area. These services are currently provided using fleet vehicles consisting of lift-equipped Light Transit Vehicles, lift-equipped vans, and Minivans. Services are rendered by Macon County Transit.

The total estimated amount requested for the period July 1, 2021 through June 30, 2022

<u>Project</u>	<u>Total Amount</u>	<u>Local Share</u>
Administrative	\$ 203,584	\$ 40,717 (20%)
Capital (Vehicles & Other)	\$ 549,375	\$109,875 (20%)
5310 Operating	\$165,000	\$82,500 (50%)
Other _____	\$	\$ (%)
TOTAL PROJECT	\$ 917,959	\$ 233,092

Total Funding Request

Total Local Share

This application may be inspected at Macon County Transit, 36 Pannell Ln, Franklin, NC 28734 from 8:00 a.m.-5:00 p.m.. Written comments should be directed to Kim Angel, Transit Director before November 10th, 2020.

End of Notice

Note: AN ORIGINAL COPY of the published Public Hearing Notice must be attached to a signed Affidavit of Publication. **Both the Public Hearing Notice and the Affidavit of Publication** must be submitted with the grant application.

PUBLIC TRANSPORTATION PROGRAM RESOLUTION

FY 2022 RESOLUTION

Section 5311 (including ADTAP), 5310, 5339, 5307 and applicable State funding, or combination thereof.

Applicant seeking permission to apply for Public Transportation Program funding, enter into agreement with the North Carolina Department of Transportation, provide the necessary assurances and the required local match.

A motion was made by (*Board Member's Name*) _____ and seconded by (*Board Member's Name or N/A, if not required*) _____ for the adoption of the following resolution, and upon being put to a vote was duly adopted.

WHEREAS, Article 2B of Chapter 136 of the North Carolina General Statutes and the Governor of North Carolina have designated the North Carolina Department of Transportation (NCDOT) as the agency responsible for administering federal and state public transportation funds; and

WHEREAS, the North Carolina Department of Transportation will apply for a grant from the US Department of Transportation, Federal Transit Administration and receives funds from the North Carolina General Assembly to provide assistance for rural public transportation projects; and

WHEREAS, the purpose of these transportation funds is to provide grant monies to local agencies for the provision of rural, small urban, and urban public transportation services consistent with the policy requirements of each funding source for planning, community and agency involvement, service design, service alternatives, training and conference participation, reporting and other requirements (drug and alcohol testing policy and program, disadvantaged business enterprise program, and fully allocated costs analysis); and

WHEREAS, the funds applied for may be Administrative, Operating, Planning, or Capital funds and will have different percentages of federal, state, and local funds.

WHEREAS, non-Community Transportation applicants may apply for funding for "purchase-of-service" projects under the Capital budget Section 5310 program.

WHEREAS, Macon County hereby assures and certifies that it will provide the required local matching funds; that its staff has the technical capacity to implement and manage the project(s), prepare required reports, obtain required training, attend meetings and conferences; and agrees to comply with the federal and state statutes, regulations, executive orders, Section 5333 (b) Warranty, and all administrative requirements related to the applications made to and grants received from the Federal Transit Administration, as well as the provisions of Section 1001 of Title 18, U. S. C.

WHEREAS, the applicant has or will provide all annual certifications and assurances to the State of North Carolina required for the project;

NOW, THEREFORE, be it resolved that the County Manager of Macon County, NC is hereby authorized to submit grant application (s) for federal and state funding in response to NCDOT's calls for projects, make the necessary assurances and certifications and be empowered to enter into an agreement with the NCDOT to provide rural, small urban, and urban public transportation services.

I Michael a. Decker, HR Director/Deputy Clerk to the Board do hereby certify that the above is a true and correct copy of an excerpt from the minutes of a meeting of the (Name of Applicant's Governing Board) Macon County Board of Commissioners duly held on the 10th day of November, 2020.

Signature of Certifying Official

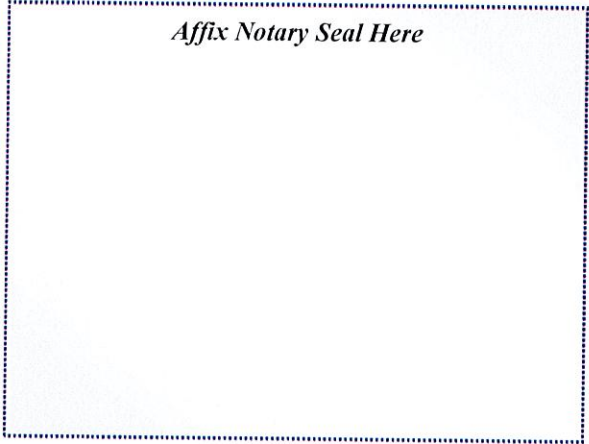
**Note that the authorized official, certifying official, and notary public should be three separate individuals.*

Seal Subscribed and sworn to me
(date) _____

*Notary Public **

Printed Name and Address

My commission expires
(date) _____



FY 2022 LOCAL SHARE CERTIFICATION FOR FUNDING

MACON COUNTY

Requested Funding Amounts

<u>Project</u>	<u>Total Amount</u>	<u>Local Share**</u>
Administrative	\$ <u>203,584</u>	\$ <u>40,717</u> (20%)
5310 Operating (No State Match)	\$ <u>165,000</u>	\$ <u>82,500</u> (50%)
Combined Capital	\$ <u>549,375</u>	\$ <u>109,875</u> (20%)
<hr/>		
TOTAL	\$ <u>917,959</u>	\$ <u>233,092</u>
	Total Funding Requests	Total Local Share

****NOTE: Applicants should be prepared for the entire Local Share amount in the event State funding is not available.**

The Local Share is available from the following sources:

<u>Source of Funds</u>	<u>Apply to Grant</u>	<u>Amount</u>
<u>County General Funds</u>	<u>Administrative (5311)</u>	\$ <u>40,717</u>
<u>County General Funds</u>	<u>Capital</u>	\$ <u>109,875</u>
<u>County General Funds</u>	<u>5310</u>	\$ <u>19,500</u>
<u>Contract Revenue</u>	<u>5310</u>	\$ <u>63,000</u>
<hr/>		
TOTAL		\$ <u>233,092</u>

FY 2022 Local Share Certificate (page 2)

**** Fare box revenue is not an applicable source for local share funding**

I, the undersigned representing Macon County, do hereby certify to the North Carolina Department of Transportation, that the required local funds for the FY2022 Community Transportation Program and 5307 Governors Apportionment will be available as of July 1, 2021, which has a period of performance of July 1, 2021 – June 30, 2022.

Signature of Authorized Official

Derek C. Roland, County Manager

Type Name and Title of Authorized Official

Date

MACON COUNTY BOARD OF COMMISSIONERS

AGENDA ITEM

CATEGORY – REPORTS/PRESENTATIONS

MEETING DATE: NOVEMBER 10, 2020

9A. As a follow-up to a request from Mr. Ron Haven at the board's October 13, 2020 regular meeting, Emergency Services Director Warren Cabe and Public Health Director Kathy McGaha will offer information regarding Mr. Haven's desire to utilize the Robert C. Carpenter Community Building to host a gun show in early 2021.

9B. Elaine Eisenbraun, the executive director of the Nikwasi Initiative, has requested time on the agenda to present a report to the board on the current work of the initiative.

9C. Jim Gray will present his recommendation to have the county commission consider creating a permanent committee to advise the board on issues dealing with the county's natural environment, such as the Natural Resources Committee in Transylvania County.

9D. Mary Polanski has asked for time on the agenda to update the board on the Women's History Trail sculpture project entitled *Sowing the Seeds of the Future*. Ms. Polanski has provided a copy of her PowerPoint presentation on this topic, which is included in the packet. Also included in the packet are three other documents, including (1) an explanation of the sculpture by sculptor Wesley Wofford, (2) a letter of support for the project from Ms. Eisenbraun of the Nikwasi Initiative, and (3) a letter of support from the Macon County Economic Development Commission.

Update

Women's History Trail – Macon County
and
WHT Public Art Project – *Sowing the Seeds of the Future*



Greetings and welcome to an update about the Women's History Trail and our public art sculpture project. The Women's History Trail is part of the Folk Heritage Association of Macon County.

WOMEN'S HISTORY TRAIL-FRANKLIN, NC
"SOWING THE SEEDS OF THE FUTURE"



© 2018 WESLEY WOFFORD SCULPTURE STUDIO

Because of local generosity and support, we have been able to commission the nationally renowned figurative sculptor Wesley Wofford to produce a 7-foot high bronze sculpture of three women whose lives and culture intersected in the early days of Macon County



All WHT leaders, team members, the FHAMC Board and community supporters are deeply appreciative of your support.



WHT Project Leaders
Marty Greeble, Barbara McRae, and Mary Polanski

Folk Heritage Association of Macon County
Board Chairwoman Anne Hyder, Vice Chairwoman Marty Greeble, Treasurer Theresa Ramsey



The Women's History Trail of Macon County opened 10/2018 with local, state, and national attention. Foundry bronze markers are viewed by participants following a guiding map. We started with 9 plaques honoring local women and now have 15 plaques. We have plans for expansion to Highlands and other areas of our county.



Laura M. Jones 1877 – 1972
Teacher, Developer, Beloved Aunt



Wesley Wofford
Wofford Sculpture Studio – Cashiers, NC
www.woffordsculpturestudio.com

Updates regarding the WHT public art project Sowing the Seeds of the Future

Initially, WHT used earned project funds, donations and small endowment gifts to fund the design maquette.

In May 2019, we started a campaign to fund the next phase of the project. Mainly local donations formed the foundation for the project at this point.

By August 2019, we raised enough money to put our project on the artist’s calendar schedule – January or February 2020. We negotiated a contract with Wofford Studio for the entire project.

By February 2020, we completed the funding goal to proceed with the next phase of the project – creation of the 1/3 scale model.

The design maquette is now being transformed into the 1/3 scale model.

Many activities have set the stage for this to happen.

Models were discovered and recruited - all of them local women.

A local expert seamstress, Kathryn Sellers (who is also a WHT team leader) came on board for important costuming work. The Browns, a Cherokee family with much experience with historical Cherokee life, joined the team.

What follows in photos will help you see busy days of spring 2020, before the pandemic.

WOMEN'S HISTORY TRAIL-FRANKLIN, NC
"SOWING THE SEEDS OF THE FUTURE"

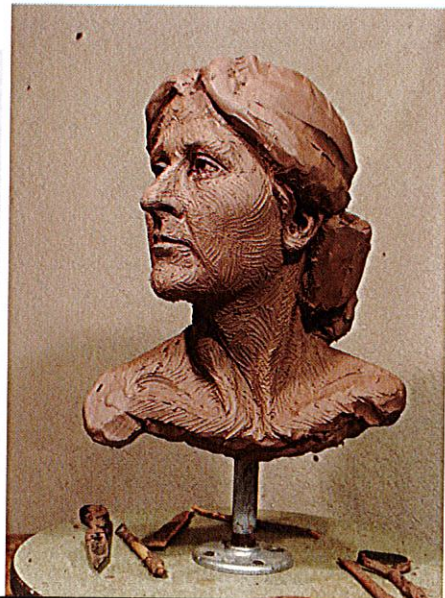
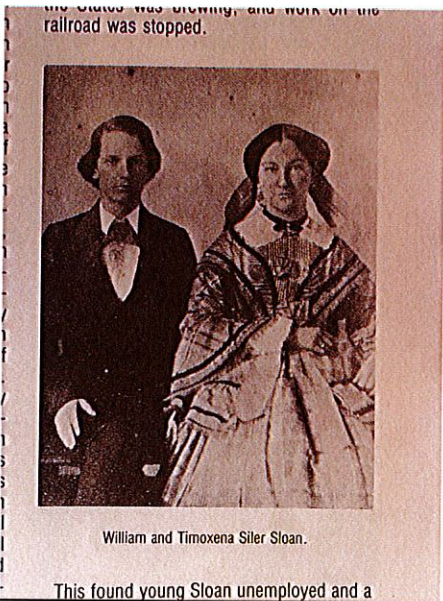


© 2018 WESLEY WOFFORD SCULPTURE STUDIO

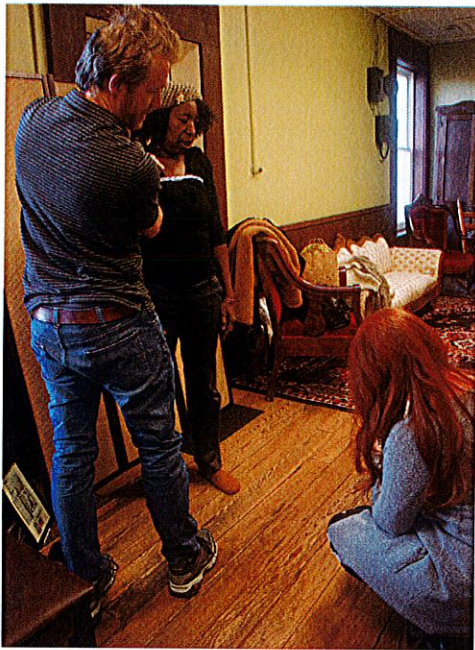
Kathryn Sellers (center) measuring model Angela Cunningham (left) and Timoxena's namesake Timoxena Siler Sloan (right), who is a WHT team member.



Wesley started focused work on the head studies. This study of Timoxena is a revised version from his initial work.



Angela Cunningham, on the left, is the model for Timoxena and Delphine Kirkland, on the right, is the model for Salley.



WOMEN'S HISTORY TRAIL-FRANKLIN, NC
"SOWING THE SEEDS OF THE FUTURE"
SALLEY



Delphine is measured by Wesley Wofford, as his wife Odyssey documents the figures. This meeting was at the WHT home on the 3rd floor of the Macon County Historical Museum.



This meeting in Spring 2020 was at the Cherokee Museum. Dakota Brown works at the museum. Her mother Sandra, was present as well as Wahlalah – our model for Na-Ha Rebecca. Odyssey Wofford is taking notes while Wesley Wofford and Marty Greeble listen intently. One outcome of the creative process was this impressive and authentic outfit for Wahlalah to wear while being Na-Ha Rebecca.



WOMEN'S HISTORY TRAIL-FRANKLIN, NC
"SOWING THE SEEDS OF THE FUTURE"
REBECCA-NA-HA



© 2018 WESLEY WOFFORD SCULPTURE STUDIO

WOMEN'S HISTORY TRAIL-FRANKLIN, NC
"SOWING THE SEEDS OF THE FUTURE"
TIMOXENA

Fast forward to April/May
after the onset of the
COVID 19 pandemic.

Wesley, Angela
Cunningham as Timoxena,
and Kathryn Sellers –
working outside.



© 2018 WESLEY WOFFORD SCULPTURE STUDIO



Salley

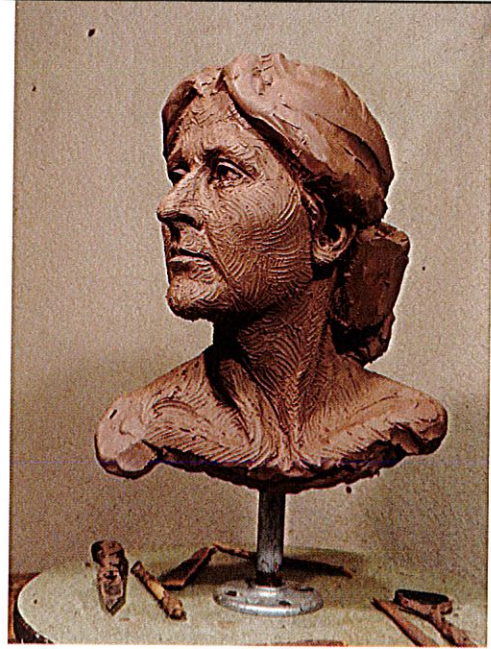
Na-ha Rebecca Morris

First Timoxena Siler Sloan

Wesley created the head studies, April and May 2020.



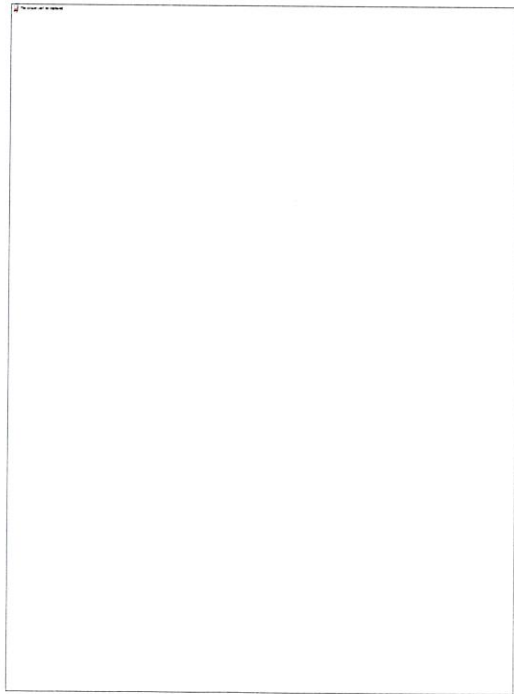
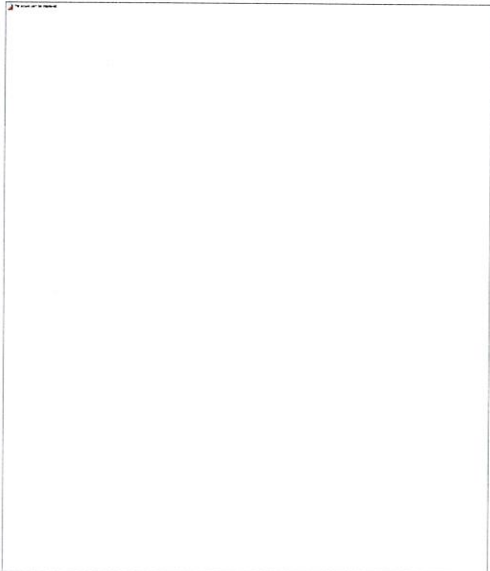
Angela, as Timoxena, in costume created by Kathryn.



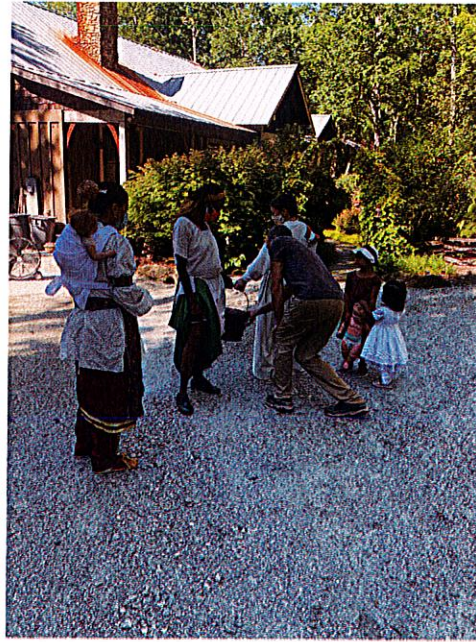
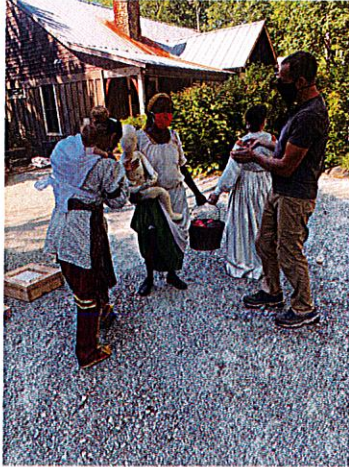
Wesley's revised head study of Timoxena, August 2020.

Outdoors at Wofford Studio August 2020

Wahlalah and daughter



Wesley Wofford, sculptor, at work
with our models.
August 2020



TIMELINE – Funding our project

- January 2018 - \$3000 Design maquette; PAID
- July 2018 - \$1000 Design revisions; PAID
- August 2019 - \$31,283 To secure place on sculptor's schedule; PAID
- February 2020 - \$70,567 To undertake and complete one-third size sculpture figures; PAID

The pandemic impacted fund raising plans and the work schedule of the sculptor. Potential funding from the state of North Carolina (\$50,000) was put on hold, as well as a private donor fundraising gala to generate \$25,000. We await a pledged business donation of \$25,000. We have submitted one grant (Ferebee Foundation) in August and one grant (BRNHA) in October.

- **End of November 2020 - \$70,567 Payment to begin full-size model; DUE**

We need financial support now to help us move forward toward making the full size model a reality!

Future contract payment dates, to be adjusted based on delays associated with pandemic restrictions

- June 2021 - \$70,567
 - September 2021 - \$70,567
 - December 2021 - \$35,285
- Estimated installation cost - \$47,164

WHT's *Sowing the Seeds of the Future* Grant Submissions

Mary Polanski and Theresa Ramsey

Percy B. Ferebee Endowment – July 2020

Awards pending; applied for \$10,000.

Blue Ridge National Heritage Area 2020 Heritage Grant – September 2020

Awards pending; applied for \$16,000.



Green space in Franklin's River Gateway District



The yellow star marks the proposed sculpture site.

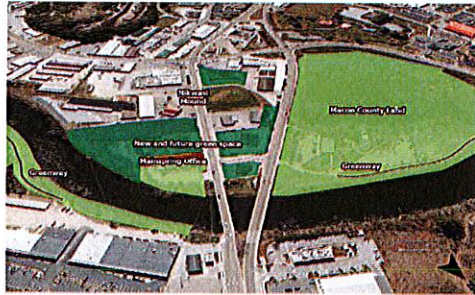
"Sowing the Seeds of the Future"

A confluence of projects in the Franklin River District is transforming what had been a blighted section of town.

Partners in these efforts are Mainspring Conservation Trust, The Town of Franklin, Eastern Band of Cherokee Indians, Macon County, and Nikwasi Initiative (a community development organization formed by those other partners), as well as the Women’s History Trail/Folk Heritage Association of Macon County.

The Nikwasi Initiative has recently installed a beautifully designed kiosk at the Nikwasi Mound, sparking new energy and excitement about the transformation of this area. And for “Sowing the Seeds of the Future.”

Green space in Franklin’s River Gateway District



WOMEN'S HISTORY TRAIL-FRANKLIN, NC
"SOWING THE SEEDS OF THE FUTURE"



© 2018 WESLEY WOFFORD SCULPTURE STUDIO

Your support of *Sowing the Seeds of the Future* will make this vision a reality. We deeply appreciate your consideration of financial support. The Women’s History Trail team continues to work hard so Macon County residents, Western North Carolina, and all visitors can enjoy this remarkable story conveyed through outstanding public art. This timely and monumental work will have positive impacts on our community.

The Sculpture - "Sowing the Seeds of the Future"

The initial design developed by sculptor Wesley Wofford shows three women and two children as they might have interacted in life. The youngest of the three, Timoxena, appears both as a toddler (held by her nurse, the African-American woman Salley) and as a pregnant young woman, still connected to the other two but moving toward the future. Listed below is Mr. Wofford's Sculpture Explanation for the piece:

"The inspiration for this sculpture is the connection to the specific piece of property that was occupied by all three women. It represents these very specific women in Franklin's history but also transcends their stories and becomes a symbol for each group of women and the cultures that make modern-day America possible. The Cherokee for generations used Nikwasi Mound and the surrounding land to celebrate annually at the Green Corn Festival. The women carried the corn they grew to the festival to be shared with the rest of the Cherokee. The seeds within the sculpture represent the transference of knowledge from culture to culture. The Cherokee laid the foundation, the Slaves' labor built the framework, and the Pioneers inherited and further advanced these foundations to shape the future of Franklin."

"The hands of the women are touching, illustrating the sisterhood of women that transcends cultural divides. The details of each figure reflect specific historical elements of each woman's culture and the place in society each woman held. The sculpture is a metaphor for the evolution of modern society, a narrative about three very specific local women, as well as a history lesson with embedded historically accurate details including basketweaving and clothing."

"In the sculpture, Rebecca (Na-ha) is seen passing corn seeds to a young girl. Na-ha is standing on a mound, which honors the Nikwasi site and represents the foundation on which the entire town of Franklin was built, as well as speaking of the elevated role of landowners that women held in Cherokee society. A burden basket full of corn is at her feet, depicting the agricultural responsibilities of women. Her attire represents hundreds of years of cultural history and her expression is kind and giving, sharing her cultural knowledge with her new neighbors. Rebecca's own child is on her back, looking through the women to the future, illustrating the long and harrowing journey for her descendants to continue her lineage for generations and re-establish the Cherokee Nation."

"Salley is the bridge between the two women and the two cultures and stands at the center of the composition with a young Timoxena in one arm, a basket of crops in her other. Her hands are full, she has worked hard her entire life as a slave and did not have the right to focus on her own family. Her attire is that of a slave, modest clothing with an apron and head wrap. She stands proud and resolute, lost in thought about the freedom that she may never attain, unaware that in the future all Slaves will reach freedom. She is strong and sturdy, and although her mark in history is tragic, Franklin would not be what it is today if not for her toils and contributions. She was the conduit through which the knowledge developed by the Cherokee was adapted and passed on to Timoxena."

"The adult Timoxena is seen taking a basket filled with apples and corn from Salley. She is not afraid to get her hands dirty, obliged as she is to take on all the responsibilities of the family and farm after her husband's death. Her attire is more formal, representing the European and colonial influences that shaped modern America, with her work boots not quite matching her dress, speaking of the duality of her roles. She is a leader, carrying forth the inherited skills passed on to her by generations of strong women to form an optimistic tomorrow.



Blue Ridge Heritage Natural Area
195 Hemphill Knob Rd
Asheville, NC 28803

September 13, 2020

Dear Heritage Directors,

The statue proposed by the Women's History Trail is more than just art. This statue displays intercultural harmony in an enduring message of trust, caring, and peace embraced between different racial and socio-economic groups. It will stand as a testament to the women and children who built our frontier and found ways to reach across boundaries, to work together and overcome challenges. In a time when people are focused on statutory representation of emotion, this piece speaks to that sensation in a positive, productive manner. It is just what our region needs in order to send a nationwide message of goodwill that can emerge from the Appalachians where people have worked for centuries to understand and span differences.

Nikwasi Initiative has worked very closely with the Women's History Trail. In fact, the spiritual site of the Nikwasi Mound will display one of the Women's History Trail bronze placards. This statue, too, will be placed in a prominent place on the Nikwasi Gateway to Franklin - a greenspace around the Mound focused on interpreting the lifeways of people much like the ones in this statue.

Nikwasi Initiative recognizes the Women's History Trail as a gem that promotes the oft-overlooked, resilient culture of transitional Appalachia. By focusing on women and on a period of time when tumult abounded, there is an intrinsic message of hope, a message that, while written through the lens of history, is really forward looking. It lays out a path of opportunity for each and every person that views it. Its name, "Sowing the Seeds of the Future," is much more revealing than first glance might reveal. The people who lead the Women's History Trail are visionary. They are dedicated to telling a story that will lead to a more kind and considerate future, by celebrating the past. They are excited, eager, and scrupulous in their efforts. This is a project that will bring international acclaim to our heritage area.

Please give full consideration to funding this Stage II project. It is far more than a statue, it is a sacred message, a treasure for the Appalachian Region. While funding an intermediary phase may feel like it is without tangible outcome, that is the farthest thing from reality. This is the process that will lead to enormous accomplishment in the near future. Your support will be leveraged to build the final life size bronze.

Please contact me with any questions that may arise. I am delighted to share the value in this work.

Sincerely,

Elaine Eisenbraun, Executive Director



MACON COUNTY
Economic Development Commission
opportunity adventure success

September 22, 2020

Blue Ridge National Heritage Area
Grants Committee
195 Hemphill Knob Road
Asheville, North Carolina 28803

Dear Committee Members,

The Macon County Economic Development Commission strongly supports the Women’s History Trail project, *Sowing the Seeds of the Future*. This fine and impressive sculpture, as public art, will tell a memorable story to residents of our region and heritage tourists.

The story of the three women in the sculpture – Cherokee, Black, and White – relates how women of our Appalachian region worked tirelessly to sustain life, through farming the land, nurturing children, accepting shared culture, skills and knowledge, and conflict resolution. From the turbulent time of our county’s founding these women send a timely message to us all.

Of course, heritage tourism is vitally important to Western North Carolina. The Women’s History Trail (WHT), a project of the Folk Heritage Association of Macon, is the first of its kind in the state of North Carolina. WHT’s goal is to bring to life the untold stories of local women from the past. These efforts have garnered local, statewide and national attention and support. WHT’s efforts to install the monumental *Sowing the Seeds of the Future* in the River District of Franklin will support and enhance the efforts of many local organizations working toward the revitalization of the area around the Nikwasi Mound. The potential for combined efforts in drawing heritage tourists is huge. The Blue Ridge National Heritage Area Partnership’s 2014 study heritage revealed that tourism contributes \$2.39 billion annually to the economy of Western North Carolina, supporting more than 30,000 jobs and generating \$176.5 million in state and local tax revenue. The study noted that heritage tourism also supports the conservation and sustainability of the region’s parks, forests, waterways, historic sites, and cultural traditions.

It is with gratitude that we note the potential for Blue Ridge National Heritage Area’s grant support for this important project.

With Best Regards,



Tommy Jenkins
Director
Macon County Economic Development Commission

MACON COUNTY BOARD OF COMMISSIONERS

AGENDA ITEM

CATEGORY – NEW BUSINESS

MEETING DATE: November 10, 2020

11A. Representatives of Southwestern Community College (SCC), including President Dr. Don Tomas, Curtis Dowdle, Dean of Public Safety Training, and William Brothers, Vice President for Financial and Administrative Services, will be at the meeting to discuss a revised “3-1” form regarding the proposed new burn building. Copies of the original form as well as a proposed amended version are included in the packet.

11B. Economic Development Director Tommy Jenkins will present a proposed lease between the county and AG1, LLC, for Unit A of the Business Development Center. The new lease would commence on December 1, 2020 and expire on November 30, 2021, with a monthly rent of \$1,840. Copies of a resolution declaring the property (Unit A) as surplus along with a lease agreement are included in the packet.

11C. Mr. Jenkins will also present a proposed lease agreement between the county and TECO SSL, Inc., for Unit B of the Business Development Center. The new lease would commence on November 14, 2020 and expire on November 13, 2021, with a monthly rent of \$1,218. Copies of a resolution declaring the property (Unit B) as surplus along with a lease agreement are included in the package.

11D. Included in the packet is a “Resolution of the Macon County Board of Commissioners Authorizing Upset Bid Process” in connection with a panoramic x-ray machine. Mr. Roland can provide additional details at the meeting.

11E. Mr. Roland will also provide the board with a proposal for hazard pay for county employees.



NORTH CAROLINA COMMUNITY COLLEGE SYSTEM

Jennifer Haygood
Acting President

March 16, 2018

President Don Tomas
Southwestern Community College
447 College Drive
Sylva, NC 28779

Subject: Construction Project No. 2402
Fire Rescue Training Center

Dear President Tomas:

I am pleased to inform you that your request for a new construction project, as indicated on the enclosed 3-1 form, was approved by the State Board of Community Colleges in its meeting on March 16, 2018.

Sincerely,

Brandy Andrews
Associate Vice President for College
Finance and Operations

BA/io

Enclosure

c: Mrs. Dorrine Fokes

NORTH CAROLINA COMMUNITY COLLEGE SYSTEM

CAPITAL IMPROVEMENT PROJECT APPROVAL

New Project Amended Project Final – Project Close Out
Select appropriate submission

College Southwestern Community College

Project Name Fire Rescue Training Center NCCCS Project No. 2104

Campus Public Safety Training Center County Macon

I. TYPE OF PROJECT:

- New Facility Roof Replacement Infrastructure Repairs
 Renovation of Existing Facility HVAC Addition to Existing Facility
 Life Safety ADA Compliance

II. DESCRIPTION OF PROJECT: Description must include all pertinent information regarding the project as addressed in the instructions on Page 1.

Develop a Fire - Rescue Training Center consisting of a Class A/B pre-fabricated training / burn building and rescue tower and a 2500 SF 2 bay fire station with classroom space to be located adjacent to the Macon County Campus, Cecil Groves Center. The fire-rescue facilities will allow live burn training, rappelling, and rescue training. The fire station / classroom should replicate a local fire station including providing storage for a fire truck and ambulance.

In the above description, provide specific details and describe all aspects to be included in the project.

Project to be constructed/renovated on college owned property

Project to be constructed/renovated on leased property

Provide the System Office a copy of lease that meets criteria as addressed in CI Guide.

CONNECT NC BOND FUNDED PROJECTS ONLY:

If equipment is included as part of the project, please certify that the equipment has a useful life of 10+ years

Please acknowledge that furniture is not allowed as part of a Connect NC Bond (Bond Funds) projects and the college will not be reimbursed from Bond Funds.

III. ESTIMATED COST OF PROJECT

A PRE-CONSTRUCTION COSTS

- 1. Site Grading and Improvements (not in III B)
- Subtotal "A".....

B CONSTRUCTION

- 1. General Contract 2,486,555
- 2. Other Contracts
- Subtotal Contracts..... 2,486,555
- 3. Designer's Fees..... 113,025
- 4. Contingency..... 113,025
- 5. Other Fees
- Subtotal Fees 226,050
- Subtotal "B" 2,712,605

C OTHER COST

- 1. Initial Equipment (not in III B).
- 2. Miscellaneous(specify)
- Worked Performed by Owner
- 3. (material only, not staff salary)
- Subtotal "C".....

TOTAL ESTIMATED COST OF PROJECT (Sum of III A, B, C) 2,712,605

IV. SOURCES OF FUNDS IDENTIFIED FOR THIS PROJECT:

A. NON-STATE FUNDS

- 1. County Appropriation..... 1,312,605
- 2. Duty Authorized Bonds - County
- 3. Donations
- 4. Federal Funds (USDA EDA ETC)
- 5. Other (parking fees vending, rental bookstore.)
- Subtotal "A" 1,312,605

B. UNDETERMINED (DO NOT INCLUDE UNDETERMINED FUNDS ON THE 2-16 FORM)

C. STATE EQUIPMENT FUNDS (112 Report -Memo)

D. STATE FUNDS (i.e. DOT, Golden Leaf, Not Allocated through the System Office)

E. STATE FUND ALLOCATION

- 1. Budget Code 46620 (NC Connect Bond) 1,400,000
- 2. Budget Code
- 3. Budget Code
- Subtotal "E" 1,400,000

TOTAL SOURCES OF FUNDS (Sum of Section IV A, B, C, D, E) 2,712,605

PLEASE NOTE: Total SOURCES OF FUNDS in Section IV must equal TOTAL ESTIMATED COST OF PROJECT in Section III.

V. CERTIFICATION BY THE COLLEGE BOARD OF TRUSTEES

To the State Board of Community Colleges:

We, the Board of Trustees of Southwestern Community College
(College), do hereby certify:

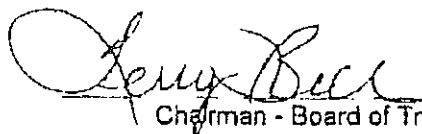
1. That the information contained in this application is true and correct to the best of our knowledge and belief, and do hereby request approval from the State Board of Community Colleges for this application and for the utilization of \$1,400,000 State funds reflected on Page 3, which are appropriated and have been allocated for the use of our college. These funds, along with the non-state funds shown, will be used exclusively for facilities, equipment for those facilities, land, or other permanent improvements described herein and in accordance with the minutes and resolution of the Board of Trustees dated 27 May 2016.

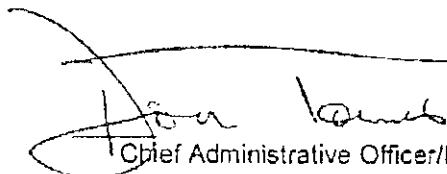
- As part of this certification, the Board of Trustees certify that any equipment purchased with the Connect NC Bond Funds must have a useful life of 10+ years.
- As part of this certification, the Board of Trustees acknowledge that furniture is not an allowable expense as part of a capital project funded by Connect NC Bond Funds, therefore will not be reimbursed.

2. That the described permanent improvements are necessary for meeting the educational needs of the area served and that this proposed project is in accordance with the rules and regulations adopted by the State Board of Community Colleges.

3. That a fee simple title is held by the Board of Trustees to the property upon which the said facilities or improvements are to be made, or that a long term lease, as described in the North Carolina Community College System Capital Improvement Guide, is held by the Board of Trustees.

4. That in formal session with a quorum present, the Board of Trustees authorized this application and further authorized the Chairman and the Chief Administrative Officer of this Board to execute all papers required by the rules and regulations of the State Board of Community Colleges.


Chairman - Board of Trustees


Chief Administrative Officer/President

VI. CERTIFICATION AS TO AVAILABILITY OF LOCAL SUPPORT AND FUNDS

County Manager/Financial Officer:

Certification 1.

I certify that I have examined this application (Project No. _____)
from Southwestern Community College (college) and
if shown, county funds in the amount of \$1,312,605 are available for
the planning and construction of this project.

Signature

Title Macon County Manager

(The following certification must be completed for New Facility Projects Only)

Certification 2.

Based on an analysis of the colleges annual operating and utility costs, (as per the
NCCCS 3-1 Attachment, Page 6) it is estimated that the college will expend an additional
\$69,991 per year in support of this new construction. I certify that this document has
been reviewed, and that the information stated herein will be shared with the proper
county officials to seek an appropriate adjustment to the college's budget as the new
facility is brought online.

Signature

Title Macon County Manager

VII. CERTIFICATION OF ATTORNEY AS TO FEE SIMPLE TITLE TO THE PROPERTY

(Note: Required only for construction on a new site or where federal funds are involved.
Not required for long term lease.)

I, _____
duly licensed attorney of the State of
North Carolina, do hereby certify that I have examined the public records of

_____ County, North Carolina, from January 1, 1925, to this date
concerning title to the property upon which the improvements set out in the foregoing
application are proposed to be made, and I find from said examination that a fee simple title
free from all claims or encumbrances, is vested in

by deed recorded in (specify book and page)

_____ , in the Office of the Register of Deeds except
as noted below (Attach copy of deed)

This, the

day of

20

Signature

**CERTIFICATION OF LOCAL BUDGET SUPPORT
ESTIMATED OPERATING/UTILITY ANNUAL COST
FOR CAPITAL IMPROVEMENT PROJECTS**

Date: 13 FEB 2018

College: Southwestern Community Coll

Contact Name: Marc Boberg

Project Name: Fire Rescue Training Center

Project Completion Date: 2019

State Funds Authorized: \$1,400,000

Local Funds Authorized: \$1,312,605

Additional Cost Identification	1st Year of Operation FY 18-19	2nd Year of Operation FY 19-20	3rd Year of Operation FY 20-21	4th Year of Operation FY 21-22	5th Year of Operation FY 22-23	Average Additional Annual Cost
Staffing (Housekeeping & Facility Operator) additional annual cost	\$36,000	\$36,720	\$37,454	\$38,203	\$38,958	\$37,469
Plant Maintenance additional annual cost	\$32,000	\$16,000	\$16,000	\$16,000	\$16,000	\$19,200
Other Operating Cost additional annual cost						
Electric	\$2,400	\$2,448	\$2,497	\$2,547	\$2,598	\$2,498
Fuel (Gas, Oil)	\$2,500	\$2,550	\$2,601	\$2,653	\$2,706	\$2,602
Water	\$7,800	\$7,956	\$8,115	\$8,277	\$8,443	\$8,118
Telecommunications	\$100	\$102	\$104	\$106	\$108	\$104
Total Average Annual Cost (used in Section IX of the 3-1)						\$69,991

I certify that the county has reviewed this information as a part of the approval process.

[Signature]
County Manager/Finance Officer

STATE BOARD OF COMMUNITY COLLEGES
Construction and Property
March 16, 2018
FY 2017-18

A. Project Approval - New (Non-State and Other State Funds)								
Item	College#	Campus or County	Project Number	Project Name	Description	New Construction (Other State)	Repair and Renovation (Other State)	Other Funds (Non-State or Other State Funds)
1								

STATE BOARD OF COMMUNITY COLLEGES
Construction and Property
March 16, 2018
FY 2017-18

B. Project Approval - Amended (Non-State and Other State Funds)								
Item	College	Campus or County	Project Number	Project Name	Description	New Construction	Repair and Renovation	Other Funds (Non-State or Other State Funds)
1	N/A							

STATE BOARD OF COMMUNITY COLLEGES
Construction and Property
March 16, 2018
FY 2017-18

C. Project Approval - New (Connect NC Bond Funds)								
Item	College	Campus or County	Project Number	Project Name	Description	New Construction Connect NC	Repair and Renovation Connect NC	Other Funds (Non-State or Other State Funds)
1	Alamance	Main Campus	2400	A. Building: Culinary Renovation	Renovation of the combined classroom space in the A. building approximately 2,300 square feet that will be converted into a dedicated dining lab space for the Culinary program. Renovations will include flooring/Carpet replacement, lighting upgrades/improvements, possible duct work modifications, mechanical, plumbing and electrical improvements (painting and trimming). Estimated cost is \$1,100,000, composed of all state funds (Connect NC Bonds/46620/Repair & Renovation).		1,100,000	
2	Catawba	Main Campus	2403	Mechanical Unit, Chiller and Cooling Tower Replacements	Replacement of approximately 30 chillers/cooling tower units and energy management systems in the Main & East Campus, Engineering, Student Services, Tutoring, Prep and Dental buildings. Estimated cost is \$1,480,268, composed of all state funds (Connect NC Bonds/46620/Repair & Renovation).		1,480,268	
3	Wash	Main Campus	2401	Science & Technology and Business and Industry Buildings: Roof Replacements	Roof replacement on the Science and Technology (44,393 square feet) and Business and Industry (\$7,120 square feet) buildings. Repairs will include tearing off the old (flat) roofs to be replaced with thermoplastic polyolefin surfaces and replacement of the existing membrane fabric. Estimated cost is \$215,422, composed of all state funds (Connect NC Bonds/46620/Repair & Renovation).		215,422	
4	Southwestern	Weldon County Campus	2402	Fire Rescue Training Center	Construction of a new Fire Rescue Training Center approximately 2,500 square feet that will replicate a local fire station and provide storage for a fire truck and ambulance. It will serve as space for both Class A and Class B training including gas fire props. Estimated cost is \$2,712,605, composed of \$1,312,605 non-state funds and \$1,400,000 state funds (Connect NC Bonds/46620/New Construction).	1,400,000		1,312,605

STATE BOARD OF COMMUNITY COLLEGES
Construction and Property
March 16, 2018
FY 2017-18

D. Project Approval-Amended (Connect NC Bond Funds)									
Item	College	Campus or County	Project Number	Project Name	Description	New Construction Connect NC	Repair and Renovation Connect NC	Other Funds (Non-State or Other State Funds)	
1	Asheville	Main Campus	2143	Poplar Building Repurposing	Project is amended to revise the amount of funds that were increased on agenda FC 14-February 16, 2018. Total cost is \$800,000, composed of all state funds (Connect NC Bonds/46620/Repair & Renovation). Project was amended to increase \$150,000 state funds (46620) and not \$300,000 as previously recorded.		150,000		
	James Sprunt	Main Campus	2366	Herring Building Welding Shop/Fabrication Renovation	Project is amended to revise the total cost of the project that was approved on agenda FC 9-October 20, 2017. Total cost is \$481,862, composed of all state funds (Connect NC Bonds/46620/Repair & Renovation). Project was approved for a total cost of \$481,682 and not \$481,862.		182		
3	Montgomery	Main Campus	2242	Building 200- HVAC Replacement	Project is amended due to an escalation in bid costs. Total cost is \$1,075,000, composed of all state funds (Connect NC Bonds/46620/Repair & Renovation). Project is amended to increase \$75,000 state funds (46620). (Note: Jennifer Haygood (Acting President), under the authority granted to her by the State Board, approved this project on February 23, 2018).		15,000		
4	Nash	Main Campus	2233	ADA Compliance- Continuing Education and Public Services Facility	Project is amended due to a change in scope related to life safety needs. Total cost is \$62,175, composed of all state funds (Connect NC Bonds/46620/Repair and Renovation). Project is amended to increase \$33,775 state funds (46620). (Note: Jennifer Haygood (Acting President), under the authority granted to her by the State Board, approved this project on 2/14/18).		14,775		
5	Hash	Main Campus	2379	Veterinary/Medical Technology Renovation	Project is amended due to an increasing scope of renovation to include additional plumbing and HVAC upgrades. Total cost is \$450,000, composed of all state funds (Connect NC Bonds/46620/Repair & Renovation). Project is amended to increase \$250,000 state funds (46620)		150,000		
6	Surry	Main Campus	2129	Yadkin Industrial Training Center & Truck Driving Track	Project is amended due to an increasing scope of renovation for outdoor lighting and HVAC controls. Total cost is \$3,793,500, composed of \$200,000 state funds (Goldenleaf) and \$3,593,500 state funds (Connect NC Bonds/46620/New Construction). Project funding is amended to increase \$300,000 state funds (46620).	300,000			

STATE BOARD OF COMMUNITY COLLEGES
Construction and Property
March 16, 2018
FY 2017-18

D. Project Approval-Amended (Connect NC Bond Funds) continued									
Item	College	Campus or County	Project Number	Project Name	Description	New Construction Connect NC	Repair and Renovation Connect NC	Other Funds (Non-State or Other State Funds)	
	Wake Tech	Main Campus	2178	Reedy Hall Addition (formally Reedy Hall Renovations)	Project is amended due to an escalation in bid costs. Total cost is \$12,530,827, composed of \$561,380 non-state funds, \$2,245,520 undetermined funds and \$9,723,927 state funds (Connect NC Bonds/46620/New Construction). Project funding is amended to increase \$600,000 state funds (46620) and funds are being transferred from project 2179.	600,000			
8	Wake Tech	Main Campus	2179	Health Sciences Building Renovation	Project is amended for a decrease in project costs due to a decrease in bid costs. Total cost is \$2,871,200, composed of all state funds (Connect NC Bonds/46620/Repair & Renovation). Project funding is amended to decrease \$600,000 state funds (46620) and is being transferred to project 2178.				1,000,000

STATE BOARD OF COMMUNITY COLLEGES
Construction and Property
March 16, 2018
FY 2017-18

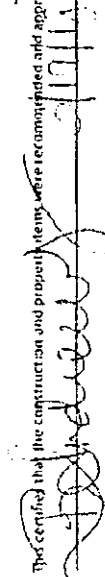
E. Project Approval-Final-Closeout (Connect NC Bonds Funds)									
Item	College	Campus or County	Project Number	Project Name	Description	New Construction Connect NC	Repair and Renovation Connect NC	Other Funds (Non-State or Other State Funds)	
1	Mayland	Yancey Campus	2221	Yancey Learning Center Roof Replacement Yancey County	Project is complete and closed out. Total cost is \$83,850, composed of \$6,850 non-state funds and \$75,000 state funds (Connect NC Bonds/46620/Repair & Renovation).		0		
2	Montgomery	Main Campus	2243	Center for Workplace Development Renovation	Project is amended for a decrease in project costs due to closeout. Total cost is \$111,409, composed of all state funds (Connect NC Bonds/46620/Repair & Renovation). Project funding is amended to decrease \$98,551 state funds (46620).		0		
3	North	Main Campus	2337	Vehicle Shelter for Life/EMS Program	Project is amended for an increase in project costs due to closeout. Total cost is \$43,626, composed of \$186 non-state funds and \$43,440 state funds (Connect NC Bonds/46620/New Construction). Project funding is amended to add \$186 non state funds.		0	186	
4	Surry	Main Campus	2209	F. Building: Electrical Upgrades	Project is complete and closed out. Total cost is \$16,000, composed of all state funds (Connect NC Bonds/46620/Repair & Renovation).		0		
5	Surry	Main Campus	2310	C. Building: Renovations	Project is amended for a decrease in project costs due to closeout. Total cost is \$279,886, composed of all state funds (Connect NC Bonds/46620/Repair & Renovation). Project funding is amended to decrease \$114 state funds (46620).		114		

STATE BOARD OF COMMUNITY COLLEGES
Construction and Property
March 16, 2018
FY 2017-18

F. Acquisition and Disposal of Real Property					
Item	College	Campus or County	Project Number	Acquisition and/or Disposal	Action Requested
1	Brunswick	Main Campus	N/A	Disposal of Real Property	The Board of Trustees of Brunswick Community College requests permission as per G.S. 115D-15 to dispose of, by demolition, a structure approximately 6,364 square feet known as the Assembly Hall/Church building, located at 1277 5th Ocean Hwy, Bolivia, NC 28422. The Board of Trustees have determined that the property is unnecessary for college purposes.
2	Brunswick	Main Campus	N/A	Disposal of Real Property	The Board of Trustees of Brunswick Community College requests permission as per G.S. 115D-15 to dispose of, by sell, approximately 10 acres of property, located at 241 Thimblewood Road, Sunset Beach, NC 28468. The Board of Trustees have determined that the property is unnecessary for college purposes.
3	Lenoir	Greene County Workforce Development Center	N/A	Disposal of Real Property	The Board of Trustees of Lenoir Community College requests permission as per G.S. 115D-15 to dispose of, by sell: 1) Approximately 5 acres of property (Snow Hill Ball Field) and 2) Approximately 1 acre of property with a structure approximately 12,783 square feet. Property is located at 501 W. Harper Street, Snow Hill, NC. The Board of Trustees have determined that the property is unnecessary for college purposes.

State Board of Community Colleges:

This certifies that the construction and property items were recommended and approved by the State Board of Community Colleges on March 16, 2018.



NORTH CAROLINA COMMUNITY COLLEGE SYSTEM

CAPITAL IMPROVEMENT PROJECT APPROVAL

AMENDED #1

Is this the Final 3-1 Project Closeout?

No

College Southwestern Community College

Project Name Fire Rescue Training Center NCCCS Project No. 2402

Campus 2032 Southwestern CC - Macon Cty. Campus County Macon

I. TYPE OF PROJECT:

New Facility

II. REASON FOR AMENDMENT:

Please detail the reason for this amendment. If scope change, description must include all pertinent information regarding the project (scope of work, square footage, etc.). Include any variances from the original project description. If budget change, describe the need for change (bids came in higher, identifying undetermined funds, increase due to increase scope of work, etc.).

Insert project and amendment description here.

The previously planned fire rescue training center consisting of a Class A/B pre-fabricated training/burn building and rescue tower and 2500 sqft two bay fire station with classroom space to be located adjacent to the Macon County Campus (Cecil Groves Center) is to be relocated to a property adjacent to the College's Public Safety and Training Center. The College owns this property, therefore the amendment for this 3-1 is solely based on location.

Project to be constructed/renovated on college owned property

Project to be constructed/renovated on leased property

Provide the System Office a copy of lease that meets criteria as addressed in CI Guide.

This form was prepared by:

Name: William Brothers

Signature: 

Contact Number: 828.339.4366

Date: 10/30/2020

CPC Signature: 

III. ESTIMATED COST OF PROJECT:

A. PRE-CONSTRUCTION COSTS

- 1. Site Grading and Improvements (not in III B)
- 2. Demolition (not in III B)
- Subtotal "A"**

B. CONSTRUCTION

- 1. Design Fee
- 2. Construction.....
- 3. Construction Contingency
- 4. Other Contracts
- 5. Other Fees
- Subtotal "B"**

C. Other Costs

- 1. Initial Equipment.....
- 2. Work Performed by Owner
- Subtotal "C"**

TOTAL ESTIMATED COST OF PROJECT (Sum of III A, B, C)

Prior Budget	Changes/ Amended	Current Budget
0.00	0.00	0.00
240,000.00		240,000.00
2,322,605.00		2,322,605.00
150,000.00		150,000.00
2,712,605.00	0.00	2,712,605.00
0.00	0.00	0.00
\$2,712,605.00	\$0.00	\$2,712,605.00

IV. SOURCES OF FUNDS IDENTIFIED FOR THIS PROJECT:

A. NON-STATE FUNDS

- 1. County Appropriated
- 2. County Bonds
- 3. ▼ 0
- 4. ▼
- 5. ▼
- Subtotal "A"**

B. STATE FUNDS (Handled locally by college - not reimbursed through System Office)

- 1. ▼
- 2. ▼
- 3. ▼
- Subtotal "B"**

C. STATE FUNDS (Reimbursed by the System Office)

- 1. Budget Code 46620 NEW Connect NC Bond ▼
- 2. Budget Code ▼
- 3. Budget Code ▼
- 4. Budget Code ▼
- Subtotal "C"**

Total Sources of Funds Available (IV A, B, C)

D. UNIDENTIFIED FUNDS

- 1. Unidentified Funds (Do not include on the NCCCS 2-16)
- Subtotal "D"**

Total Sources of Funds Including Unidentified

Prior Funds	Changes	Current Funds
1,312,605.00		1,312,605.00
1,312,605.00	0.00	1,312,605.00
0.00	0.00	0.00
1,400,000.00		1,400,000.00
1,400,000.00	0.00	1,400,000.00
2,712,605.00	0.00	2,712,605.00
0.00	0.00	0.00
\$2,712,605.00	\$0.00	\$2,712,605.00

V. CERTIFICATION BY THE COLLEGE BOARD OF TRUSTEES

To the State Board of Community Colleges:

We, the Board of Trustees of **Southwestern Community College**
do hereby certify:

1. That the information contained in this application is true and correct to the best of our knowledge and belief, and do hereby request approval from the State Board of Community Colleges for this application and for the utilization of \$1,400,000.00 State funds reflected on Page 3, which are appropriated and have been allocated for the use of our college. These funds, along with the non-state funds shown, will be used exclusively for facilities, equipment for those facilities, land, or other permanent improvements described herein and in accordance with the minutes and resolution of the Board of Trustees dated _____.

As part of this certification, the Board of Trustees certify that any equipment purchased with the Connect NC Bond Funds must have a useful life of 10+ years.

As part of this certification, the Board of Trustees acknowledge that furniture is not an allowable expense as part of a capital project funded by Connect NC Bond Funds, therefor will not be reimbursed.

2. That the described permanent improvements are necessary for meeting the educational needs of the area served and that this proposed project is in accordance with the rules and regulations adopted by the State Board of Community Colleges.

3. That a fee simple title held by the Board of Trustees to the property upon which the said facilities or improvements are to be made, or that a long-term lease, as described in the North Carolina Community College System Capital Improvement Guide, is held by the Board of Trustees.

4. That in formal sessions with a quorum present, the Board of Trustees authorized this application and further authorized the Chairman and the Chief Administrative Officer of this Board to execute all papers required by the rules and regulations of the State Board of Community Colleges.

Chairman - Board of Trustees

Chief Administrative Officer/President

VI. CERTIFICATION AS TO AVAILABILITY OF LOCAL SUPPORT AND FUNDS

Certification 1.

I certify that I have examined this application for the project no: 2402
from Southwestern Community College and if shown, county funds in the
amount of \$1,312,605 are available for the planning and construction of this project.

Signature _____
Title _____
Date _____

(The following certification must be completed for New Facility Projects Only)

Certification 2.

Based on an analysis of the colleges annual operating and utility costs, (as per the NCCCS 3-1, Section VIII, Page 5) it is estimated that the college will expend an additional \$69,991 per year in support of this new construction. I certify that this document has been reviewed, and that the information stated herein will be shared with the proper county officials to seek an appropriate adjustment to the college's budget as the new facility is brought online.

Signature _____
Title _____
Date _____



VII. CERTIFICATION OF ATTORNEY AS TO FEE SIMPLE TITLE TO THE PROPERTY

(Note: Required only for construction on a new site or where federal funds are involved. Not required for long term lease.)

I, _____, duly licensed attorney of the State of North Carolina, do hereby certify that I have examined the public records of _____ County, North Carolina, from January 1, 1925, to this date concerning title to the property upon which the improvements set out in the foregoing application are proposed to be made, and I find from said examination that a fee simple title free from all claims or encumbrances, is vested in _____ by deed recorded in (specify book & page) _____ in the Office of the Register of Deeds except as noted below: (Attach a copy of deed)

This, the _____ day of _____ 20____

Signature

**VIII. CERTIFICATION OF LOCAL BUDGET SUPPORT
ESTIMATED OPERATING/UTILITY ANNUAL COST
FOR CAPITAL IMPROVEMENT PROJECTS**

Date: _____ Project Name: Fire Rescue Training Center

College: Southwestern Community College Project Completion Date: _____

Contact Name: _____

Additional Cost Identification	1st Year of Operation	2nd Year of Operation	3rd Year of Operation	4th Year of Operation	5th Year of Operation	Average Additional Annual Cost
	FY	FY	FY	FY	FY	
Staffing (Housekeeping & Facility Operator)						
additional annual cost	\$36,000	\$36,720	\$37,454	\$38,203	\$38,968	\$37,469
Plant Maintenance						
additional annual cost	\$32,000	\$16,000	\$16,000	\$16,000	\$16,000	\$19,200
Other Operating Cost						
additional annual cost	\$0	\$0	\$0	\$0	\$0	\$0
Electric	\$2,400	\$2,448	\$2,497	\$2,547	\$2,598	\$2,498
Fuel (Gas, Oil)	\$2,500	\$2,550	\$2,601	\$2,653	\$2,706	\$2,602
Water	\$7,800	\$7,956	\$8,115	\$8,277	\$8,443	\$8,118
Telecommunications	\$100	\$102	\$104	\$106	\$108	\$104
	Total Average Annual Cost (used in Section VI of the 3-1)					\$69,991
I certify that the county has reviewed this information as a part of the approval process.						

County Manager/Finance Officer

STATE OF NORTH CAROLINA
COUNTY OF MACON

**RESOLUTION OF THE MACON COUNTY BOARD OF COUNTY COMMISSIONERS
DECLARING PROPERTY TO BE SURPLUS AND APPROVING A ONE YEAR LEASE
OF THE SAME BY MACON COUNTY TO AG1, LLC.**

THAT WHEREAS, Macon County owns certain real property being described in the Lease to AG1, LLC, a North Carolina Limited Liability Company, a copy of which is attached hereto; and

WHEREAS, Macon County does not presently have a use for the same; and

WHEREAS, Macon County desires to declare the same to be surplus and authorize the entry of the Lease to AG1, LLC, a North Carolina Limited Liability Company, a copy of which is attached hereto, for the period of one year from December 1, 2020; and

WHEREAS, pursuant to N.C. Gen. Stat. § 160A-272, Macon County is authorized to enter into the Lease to AG1, LLC, a North Carolina Limited Liability Company, a copy of which is attached hereto, upon the passing of a Resolution authorizing the same.

NOW THEREFORE, upon Motion of Commissioner _____, seconded by Commissioner _____, and duly approved, be it hereby resolved by the Macon County Board of County Commissioners as follows:

RESOLVED, that Macon County will not have a need for the real property described in the Lease to AG1, LLC, a North Carolina Limited Liability Company, a copy of which is attached hereto and incorporated herein by reference for and during the term of such lease and does hereby declare the same to be surplus property; and

RESOLVED, that Macon County does hereby authorize the entry into the Lease to AG1, LLC, a North Carolina Limited Liability Company, a copy of which is attached hereto and incorporated herein by reference, for the period of one year from December 1, 2020, through November 30, 2021; and

RESOLVED, that Derek Roland, Macon County Manager, is hereby authorized and directed to fill in any blanks upon the same and execute said Lease to AG1, LLC., a North Carolina Limited Liability Company, on behalf of Macon County.

Adopted at the November 10, 2020, Regular Meeting of the Macon County Board of Commissioners.

James Tate, Chairman, Macon County Board of
County Commissioners

ATTEST:

Derek Roland, Macon County Manager
and Clerk to the Board

(Official Seal)

**NORTH CAROLINA
MACON COUNTY**

**LEASE TO AG1, LLC,
A NORTH CAROLINA LIMITED LIABILITY COMPANY,
FROM MACON COUNTY**

This lease is made this 1st day of December, 2020, by and between MACON COUNTY, a body corporate and politic organized and existing under the laws of the State of North Carolina, hereinafter called the "Lessor," and AG1, LLC, a North Carolina Limited Liability Company, hereinafter called the "Tenant."

WITNESSETH:

That, subject to the terms and conditions hereinafter set forth, the Landlord does hereby demise and let and the Tenant does hereby rent and hire from the Landlord, those certain premises (hereinafter referred to as the "Premises") located at the Macon County Business Development Center and more particularly shown in yellow and blue on Exhibit A attached hereto and incorporated herein as limited hereinafter.

(1) Premises. Lessor leases unto the Tenant, and the Tenant accepts upon the full terms and conditions of this lease, that certain space located in the Macon County Business Development Center at the Macon County Industrial Park near Franklin, NC, as specifically shown in yellow and blue on the drawing of the floor plan of the Business Development Center which is attached hereto as Exhibit A and incorporated herein by reference as limited hereinafter. The space designated on the drawing attached hereto as Exhibit A in the color yellow is leased unto the Tenant for Tenant's exclusive use. The spaces outlined in blue and designated on the drawing as the Men's and Women's Restrooms, Lounge, Janitor's Closet, Corridors, Loading Dock, Halls and Waiting Room may be used by Tenant for Tenant's non-exclusive use in common with any other tenants in the Business Development Center and Lessor, together with such portion of the premises as is reasonably necessary for access, parking and use of the leased premises.

(2) Term. Subject to the terms below, this lease shall commence December 1, 2020, and shall continue for a term expiring November 30, 2020.

(3) Rent. The Macon County Business Development Center is owned by Macon County as a small business incubator to promote economic development and the growth of jobs in Macon County. The lease of the premises to Tenant is in furtherance of that policy. The monthly rent for the aforementioned space is \$1,840.00 per month. Rent is due and payable on the 1st day of each month in advance.

(4) Use of Premises. The leased premises shall only be used by Tenant for producing, packaging

and distributing lawful Industrial Hemp, lawful wholesale flower material and lawful CBD oil. No growing of plants shall occur upon the leased premises. Notwithstanding anything to the contrary contained herein, Tenant must at all times comply with all Federal, State and Local laws, statutes regulations and rules concerning the growth, manufacture, packaging and distribution of lawful Industrial Hemp and related products, including, but not limited to lawful CBD oil. Nothing contained in this Lease shall be construed to authorize Tenant to conduct any illegal activities whatsoever upon the leased premises and all illegal activities may not occur upon the leased premises and are hereby expressly prohibited by the terms of this Lease.

(5) *No Assignment.* This lease shall not be assigned by Tenant nor shall Tenant sublet the leased premises or any portion thereof.

(6) *Tenant's Responsibilities for Repairs.* Tenant agrees to accept the premises in their present condition and to maintain the interior components of the portion of the premises leased to Tenant in a good state of repair during the term of this lease. Interior components shall include the floors, walls, ceilings, electrical components, lighting fixtures, plumbing and plumbing fixtures. Tenant shall be responsible for interior repairs in the portions of the premises leased to it exclusively and in common with other tenants. If other space in the Center is leased to existing or additional tenants, the tenants shall establish a procedure by which all tenants using the common area shall share in the cost of such maintenance. At termination, Tenant shall surrender the premises to the Lessor in as good condition as they now are, except for ordinary wear and tear incident to the use of the premises.

(7) *Lessor's Responsibilities for Repairs.* Lessor shall make all necessary repairs to the exterior of the premises, including the parking and driveway areas, exterior walls, windows and roof. In the event the premises or any part thereof are substantially damaged by fire or other casualty to the extent that necessary repairs will exceed twenty percent of the value of the building, the parties agree that Lessor shall have no obligation to make the repairs and Lessor may elect to either make the necessary repairs or to terminate the lease.

(8) *Maintenance.* Tenant shall be solely responsible for all routine and recurring maintenance, including cleaning, trash removal and painting of the interior portion of the premises leased to it exclusively and the portion of the premises leased to is as common area with other tenants. If other space is leased to existing or additional tenants, the tenants shall establish a procedure by which all tenants using the common area shall share in the cost of such maintenance. Lessor shall continue to maintain the exterior premises including the parking areas, driveways and landscaping/mowing.

(9) *Abatement of Nuisances and Appearance.* Tenant shall comply with all laws, rules and regulations of any governmental jurisdiction applicable to the leased premises and shall take all measures necessary to prevent or abate nuisances or other grievances arising out of the manner of the occupancy of the premises for its business purposes. Tenant shall further maintain the appearance of the premises in manner that is aesthetically pleasing and consistent with other business users in the neighborhood and shall not accumulate trash or debris nor display merchandise on the premises.

(10)Utilities. Lessee shall be responsible for furnishing its utilities for Unit D shown on Exhibit A attached hereto. Lessor will provide utilities for the balance of the leased premises.

(11)Alterations. Tenant shall not make any alterations, additions or improvements to the premises without first obtaining written permission from the Lessor and any such alterations, additions or improvements which are permitted shall inure to the benefit of the Lessor upon expiration of the lease and surrender of the premises by the Tenant.

(12)Indemnification. Tenant shall indemnify Lessor and hold it harmless from and against any and all claims, actions, damages, liability and expense in connection with the loss of life, personal injury or damage to property occurring in or about, or arising out of, the leased premises, or occasioned wholly or in part by any act or omission of Tenant, its agents, licensees, concessionaires, customers or employees. In the event Lessor shall be made a party to any litigation, commenced by or against Tenant, its agents, licensees, concessionaires, customers or employees, then Tenant shall protect and hold Lessor harmless and shall pay all costs, expenses and reasonable attorneys' fees included or paid by Lessor in connection with such litigation.

(13)Environmental Matters. With respect to any pollutants, contaminants, chemicals, or industrial, toxic or hazardous substance or material defined as such in, or for purposes of, all applicable environmental laws, rules, regulations and ordinances now or hereafter in effect ("Environmental Laws"), including without limitation, any waste constituents coming within the definition or list of hazardous substances in 40 C.F.R. §§ 261.1 through 261.33 ("Hazardous Material"), the Tenant represents, warrants and covenants that it will indemnify and hold Lessor harmless from and against any and all losses, liabilities, damages, injuries, interest, deficiencies, fines, penalties, costs, expenses, attorneys' fees, disbursements, and costs of investigation and clean-up, including without limitation, claims, suits, and proceedings by federal, state, or local government authorities with respect to, or as a direct or indirect result of (i) the presence on or under, or the escape, seepage, leakage, spillage, discharge, emission, discharging or releasing from, the property of any Hazardous Material, if such occurs during the term of the lease, (ii) any other environmental pollution, including without limitation, any contaminant, waste, irritant or pollutant, discharged into or otherwise contained in the environment at or adjacent to the property if such occurs during the term of the lease, (iii) non-compliance relating to the Tenant's business or the property with any Environmental Law or any other federal, state or local statute, law, ordinance, rule, regulation, order or decree, or (iv) the inaccuracy, misrepresentation or violation or default of or under any matter set forth in this section unless any such loss, liability, damage, injury or the like is directly caused by negligent acts of the Lessor. In addition, the Tenant shall at all times keep on file with the Macon County Fire Marshall a list of any of the materials, substances, or chemicals described in this paragraph and stored or kept on the leased premises.

(14)Incidents of Default. Each and every term of this lease is a material part of this lease and continuation of the lease is conditioned on the parties' adherence to its terms. The breach or threatened breach of any of the lease terms by the Tenant shall be deemed an incident of default. A declaration of insolvency or the filing of a petition of bankruptcy by the Tenant shall also be

deemed an incident of default. In the event Tenant defaults as defined in this paragraph, Lessor may declare the lease terminated and retake possession of the premises upon allowing Tenant a reasonable time to vacate the premises and remove its personal property from the premises.

In testimony whereof, the parties have signed this lease on the date first written above in duplicate originals, one of which is retained by each of the parties.

COUNTY OF MACON

By: _____
Macon County Manager

AG1, LLC, a North Carolina
Limited Liability Company

By: _____
President

STATE OF NORTH CAROLINA
COUNTY OF MACON

**RESOLUTION OF THE MACON COUNTY BOARD OF COUNTY COMMISSIONERS
DECLARING PROPERTY TO BE SURPLUS AND APPROVING A ONE YEAR LEASE
OF THE SAME BY MACON COUNTY TO TECO SSL INC, A TENNESSEE BUSINESS
CORPORATION.**

THAT WHEREAS, Macon County owns certain real property being described in the Lease to TECO SSL INC., a Tennessee Business Corporation, a copy of which is attached hereto; and

WHEREAS, Macon County does not presently have a use for the same; and

WHEREAS, Macon County desires to declare the same to be surplus and authorize the entry of the Lease to TECO SSL INC., a Tennessee Business Corporation, a copy of which is attached hereto, for the period of one year from November 14, 2020; and

WHEREAS, pursuant to N.C. Gen. Stat. § 160A-272, Macon County is authorized to enter into the Lease to TECO SSL INC., a Tennessee Business Corporation, a copy of which is attached hereto, upon the passing of a Resolution authorizing the same.

NOW THEREFORE, upon Motion of Commissioner _____, seconded by Commissioner _____, and duly approved, be it hereby resolved by the Macon County Board of County Commissioners as follows:

RESOLVED, that Macon County will not have a need for the real property described in the Lease to TECO SSL INC., a Tennessee Business Corporation, a copy of which is attached hereto and incorporated herein by reference for and during the term of such lease and does hereby declare the same to be surplus property; and

RESOLVED, that Macon County does hereby authorize the entry into the Lease to TECO SSL INC., a Tennessee Business Corporation, a copy of which is attached hereto and incorporated herein by reference, for the period of one year from November 14, 2020, through the end of November 13, 2021; and

RESOLVED, that Derek Roland, Macon County Manager, is hereby authorized and directed to fill in any blanks upon the same and execute said Lease to TECO SSL INC., a Tennessee Business Corporation, on behalf of Macon County.

Adopted at the November 10, 2020, Regular Meeting of the Macon County Board of Commissioners.

James Tate, Chairman, Macon County Board of
County Commissioners

ATTEST:

Derek Roland, Macon County Manager
and Clerk to the Board

(Official Seal)

**NORTH CAROLINA
MACON COUNTY**

**LEASE TO TECO SSL INC.,
A TENNESSEE BUSINESS CORPORATION,
FROM MACON COUNTY**

This lease is made this 14th day of November, 2020, by and between MACON COUNTY, a body corporate and politic organized and existing under the laws of the State of North Carolina, hereinafter called the "Lessor," and TECO SSL INC., a Tennessee Business Corporation, hereinafter called the "Tenant."

WITNESSETH:

That, subject to the terms and conditions hereinafter set forth, the Landlord does hereby demise and let and the Tenant does hereby rent and hire from the Landlord, those certain premises (hereinafter referred to as the "Premises") located at the Macon County Business Development Center and more particularly shown in yellow and blue on Exhibit A attached hereto and incorporated herein as limited hereinafter.

(1) Premises. Lessor leases unto the Tenant, and the Tenant accepts upon the full terms and conditions of this lease, that certain space located in the Macon County Business Development Center at the Macon County Industrial Park near Franklin, NC, as specifically shown in yellow and blue on the drawing of the floor plan of the Business Development Center which is attached hereto as Exhibit A and incorporated herein by reference as limited hereinafter. The space designated on the drawing attached hereto as Exhibit A in the color yellow is leased unto the Tenant for Tenant's exclusive use. The spaces outlined in blue and designated on the drawing as the Men's and Women's Restrooms, Lounge, Janitor's Closet, Corridors, Loading Dock, Halls and Waiting Room may be used by Tenant for Tenant's non-exclusive use in common with any other tenants in the Business Development Center and Lessor, together with such portion of the premises as is reasonably necessary for access, parking and use of the leased premises.

(2) Term. Subject to the terms below, this lease shall commence November 14, 2020, and shall continue for a term expiring at the end of November 13, 2021. **THAT NOTWITHSTANDING ANYTHING TO THE CONTRARY CONTAINED HEREIN, LESSOR MAY END THIS LEASE UPON 30 DAYS NOTICE TO TENANT WITHOUT LEGAL CONSEQUENCE.**

(3) Rent. The Macon County Business Development Center is owned by Macon County as a small business incubator to promote economic development and the growth of jobs in Macon County. The lease of the premises to Tenant is in furtherance of that policy. The monthly rent for the aforementioned space is \$1,218.00 per month. Rent is due and payable on the 14th day of each month in advance.

(4) *Use of Premises.* The leased premises shall only be used by Tenant for a business that does Design & Manufacture LED Paint Inspection Lighting Systems for OEM Automotive Manufacturers such as TESLA, TOYOTA, FORD and Etc.

(5) *No Assignment.* This lease shall not be assigned by Tenant nor shall Tenant sublet the leased premises or any portion thereof.

(6) *Tenant's Responsibilities for Repairs.* Tenant agrees to accept the premises in their present condition and to maintain the interior components of the portion of the premises leased to Tenant in a good state of repair during the term of this lease. Interior components shall include the floors, walls, ceilings, electrical components, lighting fixtures, plumbing and plumbing fixtures. Tenant shall be responsible for interior repairs in the portions of the premises leased to it exclusively and in common with other tenants. If other space in the Center is leased to existing or additional tenants, the tenants shall establish a procedure by which all tenants using the common area shall share in the cost of such maintenance. At termination, Tenant shall surrender the premises to the Lessor in as good condition as they now are, except for ordinary wear and tear incident to the use of the premises.

(7) *Lessor's Responsibilities for Repairs.* Lessor shall make all necessary repairs to the exterior of the premises, including the parking and driveway areas, exterior walls, windows and roof. In the event the premises or any part thereof are substantially damaged by fire or other casualty to the extent that necessary repairs will exceed twenty percent of the value of the building, the parties agree that Lessor shall have no obligation to make the repairs and Lessor may elect to either make the necessary repairs or to terminate the lease.

(8) *Maintenance.* Tenant shall be solely responsible for all routine and recurring maintenance, including cleaning, trash removal and painting of the interior portion of the premises leased to it exclusively and the portion of the premises leased to is as common area with other tenants. If other space is leased to existing or additional tenants, the tenants shall establish a procedure by which all tenants using the common area shall share in the cost of such maintenance. Lessor shall continue to maintain the exterior premises including the parking areas, driveways and landscaping/mowing.

(9) *Abatement of Nuisances and Appearance.* Tenant shall comply with all laws, rules and regulations of any governmental jurisdiction applicable to the leased premises and shall take all measures necessary to prevent or abate nuisances or other grievances arising out of the manner of the occupancy of the premises for its business purposes. Tenant shall further maintain the appearance of the premises in manner that is aesthetically pleasing and consistent with other business users in the neighborhood and shall not accumulate trash or debris nor display merchandise on the premises.

(10) *Utilities.* Lessee shall be responsible for furnishing its utilities for Unit B shown on Exhibit A attached hereto. Lessor will provide utilities for the balance of the leased premises.

(11)Alterations. Tenant shall not make any alterations, additions or improvements to the premises without first obtaining written permission from the Lessor and any such alterations, additions or improvements which are permitted shall inure to the benefit of the Lessor upon expiration of the lease and surrender of the premises by the Tenant.

(12)Indemnification. Tenant shall indemnify Lessor and hold it harmless from and against any and all claims, actions, damages, liability and expense in connection with the loss of life, personal injury or damage to property occurring in or about, or arising out of, the leased premises, or occasioned wholly or in part by any act or omission of Tenant, its agents, licensees, concessionaires, customers or employees. In the event Lessor shall be made a party to any litigation, commenced by or against Tenant, its agents, licensees, concessionaires, customers or employees, then Tenant shall protect and hold Lessor harmless and shall pay all costs, expenses and reasonable attorneys' fees included or paid by Lessor in connection with such litigation.

(13)Environmental Matters. With respect to any pollutants, contaminants, chemicals, or industrial, toxic or hazardous substance or material defined as such in, or for purposes of, all applicable environmental laws, rules, regulations and ordinances now or hereafter in effect ("Environmental Laws"), including without limitation, any waste constituents coming within the definition or list of hazardous substances in 40 C.F.R. §§ 261.1 through 261.33 ("Hazardous Material"), the Tenant represents, warrants and covenants that it will indemnify and hold Lessor harmless from and against any and all losses, liabilities, damages, injuries, interest, deficiencies, fines, penalties, costs, expenses, attorneys' fees, disbursements, and costs of investigation and clean-up, including without limitation, claims, suits, and proceedings by federal, state, or local government authorities with respect to, or as a direct or indirect result of (i) the presence on or under, or the escape, seepage, leakage, spillage, discharge, emission, discharging or releasing from, the property of any Hazardous Material, if such occurs during the term of the lease, (ii) any other environmental pollution, including without limitation, any contaminant, waste, irritant or pollutant, discharged into or otherwise contained in the environment at or adjacent to the property if such occurs during the term of the lease, (iii) non-compliance relating to the Tenant's business or the property with any Environmental Law or any other federal, state or local statute, law, ordinance, rule, regulation, order or decree, or (iv) the inaccuracy, misrepresentation or violation or default of or under any matter set forth in this section unless any such loss, liability, damage, injury or the like is directly caused by negligent acts of the Lessor. In addition, the Tenant shall at all times keep on file with the Macon County Fire Marshall a list of any of the materials, substances, or chemicals described in this paragraph and stored or kept on the leased premises.

(14)Incidents of Default. Each and every term of this lease is a material part of this lease and continuation of the lease is conditioned on the parties' adherence to its terms. The breach or threatened breach of any of the lease terms by the Tenant shall be deemed an incident of default. A declaration of insolvency or the filing of a petition of bankruptcy by the Tenant shall also be deemed an incident of default. In the event Tenant defaults as defined in this paragraph, Lessor may declare the lease terminated and retake possession of the premises upon allowing Tenant a reasonable time to vacate the premises and remove its personal property from the premises.

(15) E-Verification. Tenant shall comply with the requirements of Article 2 of Chapter 64 of the North Carolina General Statutes. Further, if Tenant utilizes a subcontractor, Tenant shall require the subcontractor to comply with the requirements of Article 2 of Chapter 64 of the General Statutes.

In testimony whereof, the parties have signed this lease on the date first written above in duplicate originals, one of which is retained by each of the parties.

COUNTY OF MACON

By: _____
Macon County Manager

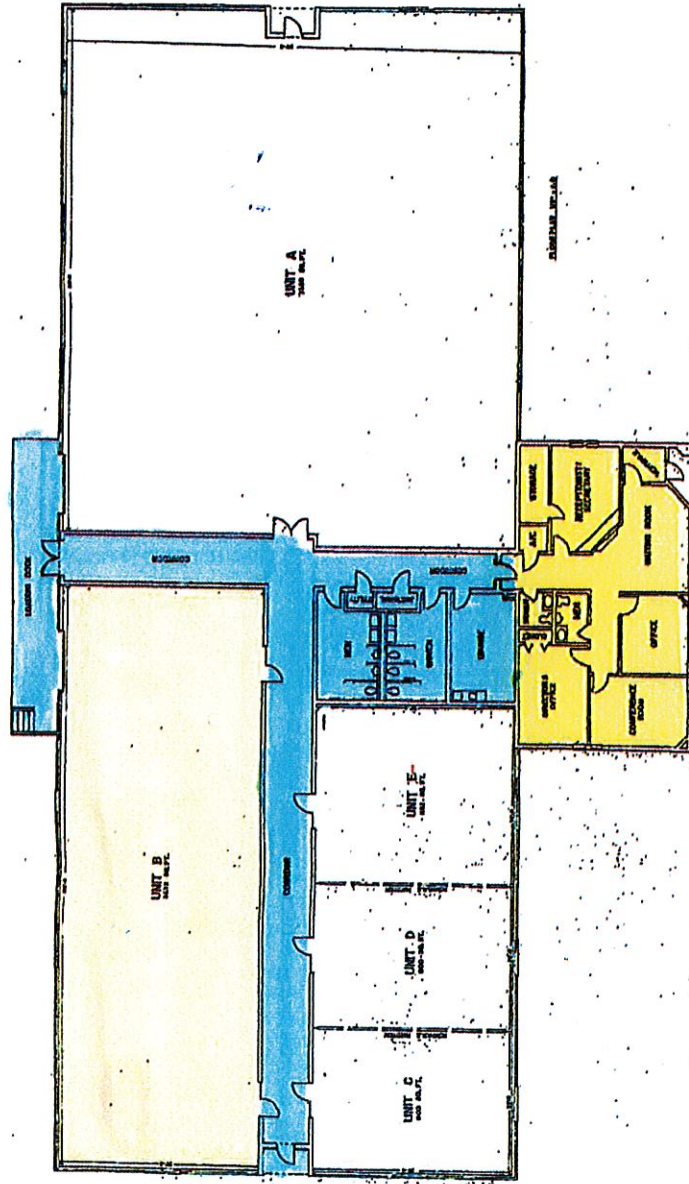
TECO SSL INC.
A Tennessee Business Corporation

By: _____
President

EXHIBIT A

CONTRACTOR: MCDONALD, MCDONALD & COMPANY, INC.
1000 W. BROAD STREET
Macon, GA 31201
(903) 234-1000

LOCATION: MACON COUNTY INDUSTRIAL PARK
1000 W. BROAD STREET, MACON, GA, 31201
MANUFACTURING PLANT AREA, BOPUS 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 231, 232, 233, 234, 235, 236, 237, 238, 239, 240, 241, 242, 243, 244, 245, 246, 247, 248, 249, 250, 251, 252, 253, 254, 255, 256, 257, 258, 259, 260, 261, 262, 263, 264, 265, 266, 267, 268, 269, 270, 271, 272, 273, 274, 275, 276, 277, 278, 279, 280, 281, 282, 283, 284, 285, 286, 287, 288, 289, 290, 291, 292, 293, 294, 295, 296, 297, 298, 299, 300, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 328, 329, 330, 331, 332, 333, 334, 335, 336, 337, 338, 339, 340, 341, 342, 343, 344, 345, 346, 347, 348, 349, 350, 351, 352, 353, 354, 355, 356, 357, 358, 359, 360, 361, 362, 363, 364, 365, 366, 367, 368, 369, 370, 371, 372, 373, 374, 375, 376, 377, 378, 379, 380, 381, 382, 383, 384, 385, 386, 387, 388, 389, 390, 391, 392, 393, 394, 395, 396, 397, 398, 399, 400, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 422, 423, 424, 425, 426, 427, 428, 429, 430, 431, 432, 433, 434, 435, 436, 437, 438, 439, 440, 441, 442, 443, 444, 445, 446, 447, 448, 449, 450, 451, 452, 453, 454, 455, 456, 457, 458, 459, 460, 461, 462, 463, 464, 465, 466, 467, 468, 469, 470, 471, 472, 473, 474, 475, 476, 477, 478, 479, 480, 481, 482, 483, 484, 485, 486, 487, 488, 489, 490, 491, 492, 493, 494, 495, 496, 497, 498, 499, 500, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, 521, 522, 523, 524, 525, 526, 527, 528, 529, 530, 531, 532, 533, 534, 535, 536, 537, 538, 539, 540, 541, 542, 543, 544, 545, 546, 547, 548, 549, 550, 551, 552, 553, 554, 555, 556, 557, 558, 559, 560, 561, 562, 563, 564, 565, 566, 567, 568, 569, 570, 571, 572, 573, 574, 575, 576, 577, 578, 579, 580, 581, 582, 583, 584, 585, 586, 587, 588, 589, 590, 591, 592, 593, 594, 595, 596, 597, 598, 599, 600, 601, 602, 603, 604, 605, 606, 607, 608, 609, 610, 611, 612, 613, 614, 615, 616, 617, 618, 619, 620, 621, 622, 623, 624, 625, 626, 627, 628, 629, 630, 631, 632, 633, 634, 635, 636, 637, 638, 639, 640, 641, 642, 643, 644, 645, 646, 647, 648, 649, 650, 651, 652, 653, 654, 655, 656, 657, 658, 659, 660, 661, 662, 663, 664, 665, 666, 667, 668, 669, 670, 671, 672, 673, 674, 675, 676, 677, 678, 679, 680, 681, 682, 683, 684, 685, 686, 687, 688, 689, 690, 691, 692, 693, 694, 695, 696, 697, 698, 699, 700, 701, 702, 703, 704, 705, 706, 707, 708, 709, 710, 711, 712, 713, 714, 715, 716, 717, 718, 719, 720, 721, 722, 723, 724, 725, 726, 727, 728, 729, 730, 731, 732, 733, 734, 735, 736, 737, 738, 739, 740, 741, 742, 743, 744, 745, 746, 747, 748, 749, 750, 751, 752, 753, 754, 755, 756, 757, 758, 759, 760, 761, 762, 763, 764, 765, 766, 767, 768, 769, 770, 771, 772, 773, 774, 775, 776, 777, 778, 779, 780, 781, 782, 783, 784, 785, 786, 787, 788, 789, 790, 791, 792, 793, 794, 795, 796, 797, 798, 799, 800, 801, 802, 803, 804, 805, 806, 807, 808, 809, 810, 811, 812, 813, 814, 815, 816, 817, 818, 819, 820, 821, 822, 823, 824, 825, 826, 827, 828, 829, 830, 831, 832, 833, 834, 835, 836, 837, 838, 839, 840, 841, 842, 843, 844, 845, 846, 847, 848, 849, 850, 851, 852, 853, 854, 855, 856, 857, 858, 859, 860, 861, 862, 863, 864, 865, 866, 867, 868, 869, 870, 871, 872, 873, 874, 875, 876, 877, 878, 879, 880, 881, 882, 883, 884, 885, 886, 887, 888, 889, 890, 891, 892, 893, 894, 895, 896, 897, 898, 899, 900, 901, 902, 903, 904, 905, 906, 907, 908, 909, 910, 911, 912, 913, 914, 915, 916, 917, 918, 919, 920, 921, 922, 923, 924, 925, 926, 927, 928, 929, 930, 931, 932, 933, 934, 935, 936, 937, 938, 939, 940, 941, 942, 943, 944, 945, 946, 947, 948, 949, 950, 951, 952, 953, 954, 955, 956, 957, 958, 959, 960, 961, 962, 963, 964, 965, 966, 967, 968, 969, 970, 971, 972, 973, 974, 975, 976, 977, 978, 979, 980, 981, 982, 983, 984, 985, 986, 987, 988, 989, 990, 991, 992, 993, 994, 995, 996, 997, 998, 999, 1000



MACON COUNTY BUSINESS DEVELOPMENT CENTER

**RESOLUTION OF THE MACON COUNTY BOARD OF COMMISSIONERS
AUTHORIZING UPSET BID PROCESS**

THAT WHEREAS, Macon County owns a panoramic x-ray machine; and

WHEREAS, North Carolina General Statute § 160A-269 permits the County to sell property by upset bid, after receipt of an offer for the property; and

WHEREAS, the County has received an offer to purchase the property described above, in the amount of \$4,000, submitted by Nathan Brenner, DMD; and

WHEREAS, Nathan Brenner, DMD has paid the required five percent (5%) deposit on his offer;

THEREFORE, THE MACON COUNTY BOARD OF COMMISSIONERS
RESOLVES THAT:

1. The Macon County Board of Commissioners authorizes sale of the property described above through the upset bid procedure of North Carolina General Statute § 160A-269.
2. The County Manager shall cause a notice of the proposed sale to be published. The notice shall describe the property and the amount of the offer, and shall state the terms under which the offer may be upset.
3. Persons wishing to upset the offer that has been received shall submit a sealed bid with their offer to the office of the County Manager within 10 days after the notice of sale is published. At the conclusion of the 10-day period, the County Manager shall open the bids, if any, and the highest such bid will become the new offer. If there is more than one bid in the highest amount, the first such bid received will become the new offer.
4. If a qualifying higher bid is received, the County Manager shall cause a new notice of upset bid to be published, and shall continue to do so until a 10-day period has passed without any qualifying upset bid having been received. At that time, the amount of the final high bid shall be reported to the Board of Commissioners.
5. A qualifying higher bid is one that raises the existing offer by not less than ten percent (10%) of the first \$1,000.00 of that offer and five percent (5%) of the remainder of that offer.
6. A qualifying higher bid must also be accompanied by a deposit in the amount of five percent (5%) of the bid; the deposit may be made in cash, cashier's check, or certified check. The county will return the deposit on any bid not accepted, and will return the deposit on an offer subject to upset if a qualifying higher bid is received. The county will return the deposit of the final high bidder at closing.

7. The terms of the final sale are that:
 - the Board of Commissioners must approve the final high offer before the sale is closed, which it will do within 30 days after the final upset bid period has passed, and
 - the buyer must pay in full at the time of closing.
8. The county reserves the right to withdraw the property from sale at any time before the final high bid is accepted and the right to reject at any time all bids.
9. If no qualifying upset bid is received after the initial public notice, the offer set forth above is hereby accepted. The County Manager is authorized to execute the instruments necessary to convey the property to Nathan Brenner, DMD.

NOW THEREFORE, upon Motion of Commissioner
_____, seconded by Commissioner
_____, and duly approved, be it hereby resolved the Macon
County Board of Commissioners authorizes the sale of a panoramic x-ray machine
through the upset bid procedure of North Carolina General Statute § 160A-269:

Adopted at the November 10, 2020, Regular Meeting of the Macon County Board
of Commissioners.

Jim Tate, Chairman of the Macon County Board of Commissioners

ATTEST:

Clerk to the Board
(Official Seal)

MACON COUNTY BOARD OF COMMISSIONERS

AGENDA ITEM

CATEGORY – CONSENT AGENDA

MEETING DATE: November 10, 2020

Item 12A. Minutes from the September 8, 2020 regular meeting and the September 29, 2020 special meeting are attached for your review and approval. (Mike Decker)

Item 12B. Budget Amendments #103-104 are attached for your review and approval. (Lori Carpenter)

Item 12C. Tax releases in the amount of \$4,314.59 for the month of October. A detail copy of those releases is attached for your review and approval. (Teresa McDowell)

Item 12D. A copy of the ad valorem tax collections report for the month of November. The report shows a collection rate of 48.49 percent as of October 31, 2020. No action is required on this item. (Teresa McDowell)

**MACON COUNTY BOARD OF COMMISSIONERS
SEPTEMBER 8, 2020
MINUTES**

Chairman Tate called the meeting to order at 6:00 p.m. and welcomed those in attendance. All Board Members, County Manager Derek Roland, Deputy Clerk Mike Decker, Finance Director Lori Carpenter, County Attorney Chester Jones, members of the news media and interested citizens were present.

ANNOUNCEMENTS: Commissioner Beale announced that the No Wrong Door program received a \$1,000 “Excellence in Innovation” award from the Local Government Federal Credit Union (LGFCU).

MOMENT OF SILENCE: Chairman Tate asked those in attendance to observe a moment of silence.

PLEDGE TO THE FLAG: Led by Sheriff Robert Holland, the pledge to the flag was recited.

PUBLIC COMMENT PERIOD: No one signed up to speak.

ADDITIONS, ADJUSTMENTS TO AND APPROVAL OF THE AGENDA: Upon a motion by Commissioner Beale, seconded by Commissioner Shields, the board voted unanimously to approve the agenda, as adjusted, as follows:

- To add an update on the Request For Proposal for the Macon County High-Speed Internet Access Service Expansion Project under Old Business as Item 10B, per Mr. Roland.
- To remove Item 11C – Discussion regarding National Guard Armory being used as a virtual learning site for Macon County Schools, from New Business, per Mr. Roland.
- To add discussion of Macon Program for Progress (MPP) child care help as the new Item 11C under New Business, per Commissioner Beale.

NC GREENPOWER GRANT: Jennifer Love, the STEM (Science, Technology, Engineering, and Mathematics) Coordinator for Macon County Schools, informed the board of a grant opportunity through NC GreenPower that would provide for a small solar power installation at Mountain View Intermediate (MVI) School. Ms. Love explained that the school system was one of 10 recipients of a partial grant to fund the project, but said that a fundraising effort was needed to come up with \$6,000 in matching funds before September 30th, and that the system was

still \$1,500 short of that goal. She said her presentation was part of an effort to let the community know about the project, which will not only help fifth and sixth graders learn more about alternative energy, but will generate about \$800 worth of electricity annually, which will be subtracted from the school system's power bill. The project is expected to have a 40-year life span, and will also contain a weather station. She said the solar array would be installed between October and December, and will generate five kilowatts of electricity. Commissioner Shields made a motion to fund the remaining \$1,500, noting that the system will "lose everything" if the \$6,000 is not raised. Commissioner Beale seconded the motion, but added his hope that "others come through" to help raise the remainder needed. Ms. Love said she has "verbal commitments" that could bring the needed amount down to \$500, but also noted that anything raised about the \$6,000 will allow for a larger solar array. In his second to the motion, Commissioner Beale suggested taking the \$1,500 from the contingency line item. Ms. Love said the county board of education is in full support of the project, but cannot contribute as a body, although the members have contributed individually. The board voted unanimously to approve the motion.

UPDATE ON SERVICES OFFERED THROUGH THE CRAWFORD SENIOR CENTER: Patrick Betancourt, the Director of the Department of Social Services, and Jennifer Hollifield, the Administrative Officer at the Crawford Senior Center, presented an update on the variety of services offered through the center during the COVID-19 pandemic, which forced the center to close. Mr. Betancourt explained that the center switched from serving congregate meals to offering them in a "drive thru" capacity, and said the department "didn't miss a beat." In fact, he pointed out that number of congregate/drive thru meals served grew from 7,317 through August of 2019 to 18,496 through August of 2020 – an increase of nearly 153 percent. During those same time periods, the number of home delivered meals went from 12,172 to 14,245, an increase of just more than 17 percent. He also expressed his appreciation to Macon County Transit, as that department had as many as four drivers per day helping deliver those meals. Ms. Hollifield then gave the board an overview of the programs, over and above the meals, that were being offered through the center. This includes "well check" calls on the center's participants, handling some COVID-19 related questions, calls to check on Adult Day Care participants, and "drive-by visits" to the homes of some attendees. She said the department is using Zoom to offer activity classes, and hands out books, puzzles and videos. Bingo is being offered as a drive thru activity, and there will be a drive thru flu shot clinic as well. She noted that plans call for some Halloween, Veterans Day, Thanksgiving and Christmas activities as well. Commissioner Beale said that there is "nothing to compare" to this effort in the seven-county Southwestern Commission region, and thanked the center's volunteers for their efforts. No action was necessary.

TEEM HOLLOW UPDATE: Mr. Jones provided the board with an update on the situation in Teem Hollow, which has been the focal point of comments during the board's public comment period at the July and August regular meetings. He said the board had requested that he and Mr. Roland look into the situation following comments made at those meetings, and that he, Mr. Roland and other county officials met with several of the neighboring property owners on August 20th. He said the group met for nearly two hours, and that he shared with the neighbors that they must have "admissible evidence" regarding activities that are believed to be taking place on the property in question. He said he told the group to "keep their eyes open," but that he also explained it was important for them to understand that there are things the county can do and things it cannot. He also advised them that they might need to retain an attorney to pursue these matters further. He said that a nuisance action might be brought under Chapter 19 of the state's general statutes, but said the group is lacking evidence for that. He also said that criminal records, calls to 911 and sheriff's department reports had been reviewed, but most of the criminal conduct has been at the misdemeanor level. In addition, he said the problem has been examined from a solid waste perspective, along with an environmental health perspective, and as to what other actions the county might take, ranging from social services to taxation of junk cars and junk campers stored on the property. Mr. Jones told the board he has personally driven to the property, adding, "It is a mess." In short, he said that the county's solid waste ordinance may apply to the situation, and asked that he and Solid Waste Director Chris Stahl be allowed to work on the matter further. He said it is important for the neighbors to consider forming a group and hiring an attorney, if they feel like there has been a crime. Per Chairman Tate, the consensus of the board was to allow Mr. Jones and Mr. Stahl to continue to address the situation. No action was taken.

OFFER TO PURCHASE PROPERTY: Mr. Jones explained that a new offer to purchase property located at 11099 Buck Creek Road in Highlands, NC had been prepared for the board's consideration. He said the revised offer represents the tax value of the land minus the value of an old mobile home on the property. The new offer is \$77,800, plus \$500 of earnest money, the latter of which the county has already paid and will be carried forward. Commissioner Beale noted this presents the county an opportunity to expand the Highlands recreation park, and made a motion to approve the offer as presented. Commissioner Shields seconded the motion. Mr. Roland noted that the motion would need to include an appropriation of \$77,800 from fund balance, along with the accompanying budget amendment. The board voted unanimously to approve the motion. An unexecuted copy of the "Agreement for Purchase and Sale of Real Property" is attached (Attachment 1) and is hereby made a part of these minutes.

REQUEST FOR PROPOSAL FOR HIGH-SPEED INTERNET ACCESS SERVICE EXPANSION PROJECT: Mr. Roland said that county officials had learned of an

opportunity with regard to the Request For Proposal (RFP) for the county's high-speed internet access service expansion project that would allow a company to leverage this proposal to go toward a larger state-run initiative. Tommy Jenkins, the county's Economic Development Director, told the board this is a "fast track program" and that with minor changes to the RFP, it could work in conjunction with the state program. Mr. Jones said that Keith Conover, a broadband consultant with the state who worked with the county on its RFP, recommended that the county "hold up" and revise the document to make it "friendly" to the GREAT grant program. The Growing Rural Economies with Access to Technology (GREAT) Program helps fund the development of broadband within unserved areas of economically distressed counties, generally defined as those with a Tier 1 or Tier 2 designation by the state. After further explanation, Mr. Jones asked that the board approve the RFP with blanks in the document regarding dates, and if those responding to the RFP can show a partnership with a local government, they can get grant points. Following questions from the board, Mr. Roland pointed out that the county can still make an award stemming from the RFP without the grant dollars being included. Following more discussion, Commissioner Shields made a motion to approve the RFP as presented and to authorize Mr. Roland to fill in blanks in the document as needed, and to fix a typographical error found in the RFP. Commissioner Beale seconded the motion. In the ensuing discussion, Commissioner Gillespie asked questions and offered suggestions on three particular sections of the RFP, namely Items 2.1, 4.3 and 4.10. The board agreed to incorporate those changes into the motion and second for the approval of the RFP. Commissioner Higdon asked if the format of this RFP would be used to solicit proposals for other parts of the county in the future, and Mr. Jones said there is no question that this will be used as the model. In closing, Mr. Jenkins reminded the board that "this is a marathon, not a sprint." The board voted unanimously to approve the RFP as amended, and the original, unexecuted version is attached **(Attachment 2)** and is hereby made a part of these minutes.

SOUTHWESTERN COMMISSION LOAN PROGRAM: Commissioner Beale made a brief announcement that the Southwestern Commission has up to \$2 million available for low interest loans for small businesses affected by COVID-19. The Southwestern Commission received CARES Act grants that will fund the loans, some of which could have interest rates as low as one percent.

PROPOSED REVISIONS TO TELECOMMUNICATION TOWER ORDINANCE: Mr. Jones outlined some of the proposed changes to the county's telecommunication tower ordinance, and shared that the members of the Macon County Planning Board are working to streamline the administrative approval process. He also pointed out a change that would allow for towers that are 50 to 125 feet in height to be erected if they are used exclusively for broadband purposes. Mr. Jones said he has taken the notes of County Planner Joe Allen

and has incorporated them into a revised draft ordinance, and that after speaking with Mr. Allen further, will send a copy to Mr. Allen for the planning board to consider, with a final version to be presented to the commissioners in the near future. Meanwhile, Mr. Jones said the board will need to schedule a public hearing on the revised ordinance at its next regular meeting. No action was taken.

ALTERNATIVE JURY SITE: Mr. Jones explained to the board that, due to COVID-19, the courtrooms in the Macon County Courthouse cannot be used for jury selection and jury trials due to the requisite social distancing requirements. Because the county is required to provide adequate court facilities, he said that court officials, including Resident Superior Court Judge William Coward, have been searching for alternative sites. One that will meet the requirements is the Smoky Mountain Center for the Performing Arts (SMCPA) in Franklin, as it was determined that the facility could be set up to meet the necessary requirements. Mr. Jones went on to explain that the owner of the facility was willing to work with the county and charge a rental of \$300 per day, which Mr. Jones described as a “gift.” Mr. Jones encouraged the board to have him finish the negotiations for the building and to come back at the next regular meeting with a finished product. Following brief discussion, no action was taken.

HEALTH CARE CONSULTANT AT MACON PROGRAM FOR PROGRESS: Commissioner Beale presented a request from Macon Program for Progress (MPP) for \$12,000 to help fund a child health care consultant. He explained the need for the position, and noted that it was initially funded under a grant secured by the Macon County Public Health Department that was later “picked up” by MPP. Commissioner Beale made a motion to approve the request and to take the \$12,000 from the contingency line item, noting that the position needs to be in place by the end of September. Mr. Jones said that a corresponding agreement would be needed, and asked Commissioner Beale to include that as part of his motion, which he did. Commissioner Shields seconded the motion, and all favored.

CONSENT AGENDA: Upon a motion by Commissioner Shields, seconded by Commissioner Beale, the board voted unanimously to approve the consent agenda as presented, which includes: (A) tabled approval of minutes; (B) budget amendment #56 to appropriate state, federal and treasury forfeiture funds into Fiscal Year 2020-21; #57 for the Department of Social Services (DSS) to allocate \$158,176 in additional Temporary Assistance for Needy Families (TANF) funds; #58 for DSS to carry forward grant funds from Fiscal Year 2019-20; #59 for the Health Department to decrease the budget for the Minority Diabetes Prevention Grant for Fiscal Year 2020-21 by \$6,274 that will cover expenses for June 2020; #60 for Emergency Services to allocate \$12,696 from an Emergency Management grant for fire task force salaries; #61 for the Health Department to

appropriate new funding in the amount of \$238,283 for COVID-19 response; #62 for the Sheriff's Department to appropriate a \$20,000 donation from the Town of Franklin for the No Wrong Door program; and #63 for the Transit Department to adjust revenues for potential shortfalls due to COVID-19 and to add CARES Act revenue; (copies of the amendments are attached); (C) approval of tax releases for the month of August in the amount of \$11,375.19; (D) approved a revised Non-Emergency Transportation Services Contract with Mountain Area Transport and Security to include a not-to-exceed amount of \$65,000; and (E) received the monthly ad valorem tax collections report for the month of August (no action necessary), which shows a collection rate of 30.82 percent collected on 2020 general taxes, late listing penalties, discoveries and deferred taxes as of 08.31.20.

APPOINTMENTS: (A) BOARD OF HEALTH (multiple seats): Upon a motion by Commissioner Higdon, seconded by Commissioner Shields, the board voted unanimously to make the following appointments to the Macon County Board of Health:

- The reappointment of Dr. Nathan Brenner, DMD, to the dentist slot on the board for a term of three years.
- The reappointment of Mitchell Bishop to the engineer slot on the board for a term of three years.
- The reappointment of Dr. Kevin Foley. However, this appointment moves Dr. Foley to the medical doctor position on the board, and will be his first three-year term in that slot.
- The appointment of Dr. Foley opens up a general public slot on the board, which will be advertised on the county's website.

CLOSED SESSION: At 7:27 p.m., upon a motion by Commissioner Beale, seconded by Commissioner Higdon, the board voted unanimously to go into closed session as allowed under NCGS 143-318.11(a)(3) in order to preserve the attorney-client privilege. Upon a motion by Commissioner Beale, seconded by Commissioner Higdon, the board voted to come out of closed session and return to open session at 8:34 p.m.

APPROVAL OF APPRAISAL: Upon a motion by Commissioner Beale, seconded by Commissioner Shields, the board voted unanimously to authorize Mr. Roland to obtain an appraisal of the old county garage property, with the cost not to exceed \$5,000, and the motion also approves the appropriate budget amendment to take the money for the appraisal from the contingency fund.

ADJOURN: With no other business, at 8:38 p.m., upon a motion by Commissioner Shields, seconded by Commissioner Higdon, the board voted unanimously to adjourn.

Derek Roland
Ex Officio Clerk to the Board

Jim Tate
Board Chairman

**MACON COUNTY BOARD OF COMMISSIONERS
SPECIAL MEETING
SEPTEMBER 29, 2020
MINUTES**

Chairman Tate called the meeting to order at 6:00 p.m. as provided for in the Notice of Special Meeting of the Macon County Board of Commissioners, a copy of which is attached (Attachment 1) and is hereby made a part of these minutes. All Board Members with the exception of Commissioner Gillespie, County Manager Derek Roland, Deputy Clerk Mike Decker, Finance Director Lori Carpenter and County Attorney Chester Jones were physically present, and Commissioner Gillespie joined the meeting via telephone. Also present were members of the news media.

Mr. Roland stated that the purpose of the meeting was for the board to go into closed session to discuss personnel and to consult with the attorney. He also noted that Commissioner Gillespie has a family member who is ill, and therefore he would not be attending in person but would join the meeting via telephone.

Upon a motion by Commissioner Beale, seconded by Commissioner Shields, the board voted unanimously to go into closed session at 6:01 p.m. as allowed under North Carolina General Statute 143-318.11.(a)(6) to consider the qualifications, competence, performance, character, conditions of appointment, or conditions of initial employment of a prospective officer or employee candidate, and under 143.318.11.(a)(3) in order to preserve the attorney-client privilege.

Upon a motion by Commissioner Higdon, seconded by Commissioner Shields, the board voted unanimously to come out of closed session at 7:23 p.m. and return to open session.

Commissioner Gillespie was again contacted via telephone, as he was during the closed session, and once the connection was complete, Chairman Tate called the meeting back to order at 7:24 p.m.

Mr. Jones explained the legal nature of Commissioner Gillespie's participation in the meeting, noting that due to the family emergency he could not be present. He asked that Commissioner Gillespie affirmatively identify himself, and Commissioner Gillespie did so.

Commissioner Beale made a motion to give Mr. Roland the authority to enter into negotiations with Franklin attorney Fred Jones to replace Chester Jones as county attorney, to request a roll call vote on the motion, and to request a report from Mr. Roland on the negotiations with Fred Jones at the board's October 13, 2020 regular meeting. Commissioner Shields seconded the motion. Commissioner Gillespie asked for the motion to be repeated, and the motion was repeated. Commissioner Higdon thanked Chester Jones for his years of service to the board and the county, and for his assistance in the search for his replacement. Chairman Tate conducted a roll call vote on the motion, as follows:

- Commissioner Shields – aye.
- Commissioner Beale – aye.
- Commissioner Higdon – nay.
- Commissioner Gillespie – nay.
- Chairman Tate – aye.

The motion was approved by a 3-2 vote.

With no other business, at 7:28 p.m., upon a motion by Commissioner Beale, seconded by Commissioner Shields, the board voted unanimously to adjourn.

Derek Roland
Ex Officio Clerk to the Board

Jim Tate
Board Chairman

Seq Nbr	Date	Account Number	Taxbill Number	Tax Code	Transaction Amount	Levy Amount	Penalty Amount	Addl Chgs	Interest Amount	Discnt Amount	Trn Check Cde	Trans Rev Descriptn
5	10/16/20	141257	20A6499100837	G01 F03	301.56- 55.05-	301.56- 55.05-	0.00 0.00		0.00 0.00			
***			BULLOCK, JOSHUA W.		356.61-	356.61-	0.00	0.00	0.00	0.00	R	CLERICA
6	10/16/20	141257	20A6499004400	G01 F03	168.05- 30.68-	168.05- 30.68-	0.00 0.00		0.00 0.00			
***			BULLOCK, JOSHUA W.		198.73-	198.73-	0.00	0.00	0.00	0.00	R	CLERICA
7	10/16/20	141257	20A6499001912	G01 F03	85.09- 15.53-	85.09- 15.53-	0.00 0.00		0.00 0.00			
***			BULLOCK, JOSHUA W.		100.62-	100.62-	0.00	0.00	0.00	0.00	R	CLERICA
8	10/16/20	141257	20A6499001711	G01 F03	74.45- 13.59-	74.45- 13.59-	0.00 0.00		0.00 0.00			
***			BULLOCK, JOSHUA W.		88.04-	88.04-	0.00	0.00	0.00	0.00	R	CLERICA
10	10/21/20	60618	20A60618.01	G01 F01 L01	18.51- 2.69- 108.00-	18.51- 2.69- 108.00-	0.00 0.00 0.00		0.00 0.00 0.00			
***			LUNA, DALIA		129.20-	129.20-	0.00	108.00-	0.00	0.00	R	CLERICA
2	10/02/20	119723	20A119723.01	G01 F01	168.62- 24.53-	168.62- 24.53-	0.00 0.00		0.00 0.00			
***			MNP CARE PLLC		193.15-	193.15-	0.00	0.00	0.00	0.00	R	CLERICA
4	10/16/20	128402	20A6518191110	G01 F09 L02	0.37- 0.07- 108.00-	0.37- 0.07- 108.00-	0.00 0.00 0.00		0.00 0.00 0.00			
***			MYSTIC LANDS PRTY OWNERS ASSOC.		108.44-	108.44-	0.00	108.00-	0.00	0.00	R	CLERICA
3	10/06/20	133193	20A7541943632	G01 F10 L01	1063.81- 85.17- 108.00-	1063.81- 85.17- 108.00-	0.00 0.00 0.00		0.00 0.00 0.00			
***			RLR 1, LLC		1256.98-	1256.98-	0.00	108.00-	0.00	0.00	R	CLERICA
1	10/02/20	10467	20A7438935426	G01 F10	156.70- 12.54-	156.70- 12.54-	0.00 0.00		0.00 0.00			
***			SALSBURY, CYNTHIA L		169.24-	169.24-	0.00	0.00	0.00	0.00	R	CLERICA
9	10/16/20	12717	20A7540073581	G01 F10	1586.55- 127.03-	1586.55- 127.03-	0.00 0.00		0.00 0.00			

Seq Nbr	Date	Account Number	Taxbill Number	Tax Code	Transaction Amount	Levy Amount	Penalty Amount	Addl Chgs	Interest Amount	Discnt Amount	Trn Cde	Check Number	Trans Rev
***		ZAHNER, ROBERT & GLENDA		1713.58-	1713.58-	1713.58-	0.00	0.00	0.00	0.00	R	CLERICA	
Abatement													
				27.22-	27.22-	27.22-	0.00	0.00	0.00	0.00			
				114.85-	114.85-	114.85-	0.00	0.00	0.00	0.00			
				0.07-	0.07-	0.07-	0.00	0.00	0.00	0.00			
				224.74-	224.74-	224.74-	0.00	0.00	0.00	0.00			
				3623.71-	3623.71-	3623.71-	0.00	0.00	0.00	0.00			
				216.00-	216.00-	216.00-	0.00	216.00-	0.00	0.00			
				108.00-	108.00-	108.00-	0.00	108.00-	0.00	0.00			
				Total for Group	4314.59-	3990.59-	0.00	324.00-	0.00	0.00			
				REL*20*10									

***** Totals By Tax Cycle *****
 Cycle Current Delinquent
 A 4314.59- 0.00

MACON COUNTY MONTHLY
AD VALOREM TAX COLLECTIONS REPORT

Oct-20

Month to Date	Beginning Balance	Levy Added	Less Releases	Less Write-Offs	Equals Adj Levy	Gross Payments	Less Refunds	Misc Dr/Cr	Net Payments	Outstanding Balance
General Tax	16638877.7	8777.84	-1655.69	-4.48	16645995.37	-1604571.87	13628.07	-2780.04	-1593723.84	15052271.53
Fire Districts	2394326.62	2346.81	-263.86	-0.82	2396408.75	-219809.32	0	-134.39	-219943.71	2176465.04
Landfill User Fe	1788491.93	0	-216	-0.05	1788275.88	-165423.44	0	177.64	-165245.8	1623030.08
Totals	20821696.25	11124.65	-2135.55	-5.35	20830680	-1989804.63	13628.07	-2736.79	-1978913.35	18851766.65

Year to Date	Beginning Balance	Levy Added	Less Releases	Less Write-Offs	Equals Adj Levy	Gross Payments	Less Refunds	Misc Dr/Cr	Net Payments	Outstanding Balance	Collection Percentage
General Tax	0	29230878.34	-9502.04	-1130.82	29220245.48	-14200458.92	27756.59	4728.38	-14167973.95	15052271.53	48.49
Fire Districts	0	4028950.44	-1328.47	-169.53	4027452.44	-1851983.94	0	996.54	-1850987.4	2176465.04	45.96
Landfill User Fe	0	2920104	-1728	-6.32	2918369.68	-1296597.24	0	1257.64	-1295339.6	1623030.08	44.39
Totals	0	36179932.78	-12558.51	-1306.67	36166067.6	-17349040.1	27756.59	6982.56	-17314300.95	18851766.65	47.87

The collection rate is 48.49% collected on 2020 general taxes, late listing penalties, discoveries and deferred taxes as of 10/31/20 as compared to 48.8% on 2019 taxes as of 10/31/2019

MACON COUNTY BOARD OF COMMISSIONERS

AGENDA ITEM

CATEGORY – APPOINTMENTS

MEETING DATE: November 10, 2020

13(A). **Economic Development Commission (4 seats)** – Per Macon County Economic Development Director Tommy Jenkins, the terms of Barbara McRae, Jim Breedlove, Brett Murphy and Bill Futral are set to expire. Mr. Jenkins reported that Ms. McRae and Mr. Breedlove have agreed to be reappointed, and he is awaiting confirmation from Mr. Murphy and Mr. Futral. An update will be provided at the meeting.

13(B). **Community Funding Pool (all seats)** – The terms of the following members of the Community Funding Pool task force are set to expire in November. Those appointments include: Tyler Shook, Emily Ritter, Robert Shook, Andrea Anderson, Robert Smith, Sheila Jenkins, Patrick Betancourt, Jennifer Jones, Karen Wallace, Bobbie Contino, Diane Cotton, Kyle Garner and Rick Westerman. The appointment of the remaining member of the task force, Karen Stiwinter, expires in December.

MACON COUNTY BOARD OF COMMISSIONERS

AGENDA ITEM

CATEGORY – CLOSED SESSION

MEETING DATE: November 10, 2020

14. The need for a closed session is warranted under NCGS 143.318.11(a)(3) in order to preserve the attorney/client privilege and under 143.318.11(a)(5) regarding the acquisition of real property.