



Rutherford County

Office Building
289 N. Main Street
Rutherfordton, NC 28139

Meeting Agenda Board of Commissioners

Monday, July 7, 2014

6:00 PM

Commission Chambers

I. Call to Order

A. Pledge of Allegiance

B. Agenda Approval

II. Public Comments

Citizens who wish to speak must register with the Human Resources Director who will be located in the Board Meeting Room. Comments should be limited to five (5) minutes. Written comments submitted prior to the Board meeting will be copied and distributed to the County Commissioners.

III. Consent Agenda

- | | |
|----------------------------------------------------------|---------|
| A. Minutes of Special Meeting of May 22, 2014 | Page 1 |
| <u>Attachments:</u> 20140522Minutes.doc | |
| B. Minutes of Special Meeting of May 27, 2014 | Page 4 |
| <u>Attachments:</u> 20140527minutes.doc | |
| C. Minutes of Special Meeting of May 29, 2014 | Page 9 |
| <u>Attachments:</u> 20140529Minutes.doc | |
| D. Minutes of Special Meeting of June 2, 2014 | Page 12 |
| <u>Attachments:</u> 20140602 Special Meeting Minutes.doc | |
| E. Minutes of June 2, 2014 | Page 15 |
| <u>Attachments:</u> 20140602Minutes.doc | |
| F. Tax Refunds and Releases - July, 2017 | Page 26 |
| <u>Attachments:</u> Tax Refunds Releases July 2014.pdf | |

IV. Commissioners/Appointments

- | | |
|--------------------------------------------------------------------------------------|---------|
| A. Recognition of 2014 NACO Achievement Award Winners - Transit Department and EMS | Page 38 |
| B. Chairman Eckler - Proclamation in Honor of the Military Order of the Purple Heart | Page 39 |

Attachments: Purple Heart County Proclamation.doc

- C. Voting Delegate to NCACC Annual Conference Page 41

Attachments: Voting Delegate Form.pdf

- D. Appointments to Transit Advisory Board Page 43

- E. County Commissioner Appointment to Smoky Mountain LME/MCO County
Commissioner Advisory Council Page 44

Attachments: Smoky Mountain County Commissioner Advisory Council Appointments.pdf
Smoky Mountain Commissioner Advisory Council Structure.pdf

V. Commissioner Reports

- A. Commissioner Richard - Solar Farm Ordinance Page 50

Attachments: GS153A-45.pdf

- B. Commissioner Richard - Garnishment Fee for Cuthbertson Tax Appeal Page 52

Attachments: 105-381a3.pdf

VI. Old Business

- A. Budget for Fiscal Year 2014-2015 Page 54

- B. 2014 Goals Update/Review Page 55

Attachments: 2014 Goals Priorities.pdf

- C. Resolution: North Carolina Transportation Network (NCTN) and Draft Recommended
Strategic Transportation Corridors (STC) Page 59

Attachments: Resolution Strategic Transportation Corridors 2.doc
Strategic Transportation Corridors Comments.pdf

VII. New Business

- A. Application for Disabled Veteran Exclusion for Qualifying Surviving Spouse for
Amanda H Young Page 64

- B. Charge to Collect and Tax Settlement Page 66

Attachments: ChargetoCollect.doc

- C. Relief from Collecting Taxes on the Insolvent List Page 68

Attachments: 2014 Insolvent Resolution.doc
VI list 2014.xls
NCGS 105-373.doc

- D. Closeout Budget Amendments Page 73

- E. Declaration of Surplus Property** Page 74
Attachments: Surplus - Equipment and Vehicles to sell 060214.doc
- F. Tobacco Use Policy and Correction to A Resolution of the Rutherford County Board of Commissioners Relating to the Implementation of FY 2014-2015 Budget** Page 76
Attachments: Tobacco Use Policy.doc
- G. Mutual Aid Agreement with Polk County** Page 78
Attachments: Mutual Aid Agreement with Polk County.pdf
- H. Community Project Grants** Page 81
Attachments: Grant Conclusion Summary.doc
FY14-15 Grant Timeline.doc
- I. Update on Board of Elections/Development Services Relocations** Page 84
Attachments: Lease bid tab.xls
Development Services _ Board of Elections relocation project.pdf

VIII. Information

IX. Adjournment

RUTHERFORD COUNTY IS COMMITTED TO FULL COMPLIANCE WITH THE AMERICANS WITH DISABILITIES ACT STANDARDS. TRANSLATION SERVICES, ASSISTANCE OR ACCOMMODATION REQUESTS FROM PERSONS WITH DISABILITIES ARE TO BE REQUESTED NOT LESS THAN 3 WORKING DAYS BEFORE THE DAY OF THE EVENT. PLEASE CALL (828) 287-6045.



Rutherford County

Office Building
289 N. Main Street
Rutherfordton, NC 28139

Legislation Text

File #: ID 14-333, **Version:** 1

Meeting Date: July 7, 2014

Minutes of Special Meeting of May 22, 2014

Summary:

Minutes of the special meeting of May 22, 2014 are included for the Board's consideration.

Budget:

N/A

Contact Information:

Hazel Haynes, Clerk to the Board
287-6045
hazel.haynes@rutherfordcountync.gov

Recommended Motion:

Approve minutes of special meeting of May 22, 2014.

**MINUTES OF THE MEETING OF THE BOARD OF RUTHERFORD COUNTY COMMISSIONERS
HELD IN THE BLUE ROOM AT ISOTHERMAL COMMUNITY COLLEGE ON MAY 22, 2014 AT
12:00 NOON.**

**PRESENT: CHAIRMAN WILLIAM ECKLER
VICE CHAIRMAN EDDIE HOLLAND
GREG LOVELACE
JULIUS OWENS
ROGER RICHARD**

**ALSO PRESENT: ISOTHERMAL COMMUNITY COLLEGE PRESIDENT, MEMBERS OF
BOARD OF TRUSTEES, AND STAFF**

*** * * * ***

CALL TO ORDER

Chairman Eckler called the special meeting of the Rutherford County Board of Commissioners to order.

BUDGET/ISOTHERMAL COMMUNITY COLLEGE

Isothermal Community College President Walter Dalton welcomed the Commissioners and announced that the college is celebrating its 50th anniversary in 2014.

President Dalton provided a copy of the college's budget request for Fiscal Year 2014-2015 to the Commissioners and stated that operating budget requests for the past four to five years had only been for maintenance issues. Because full funding of requests had not been approved, the college had used fund balance to cover needed requests. The fund balance has been depleted. The request for Fiscal Year 2014-2015 is an increase of \$227,136 or 11.60% over the previous year. This covers increases in utilities, health insurance, retirement, a salary increase for maintenance staff, and the cost for a deputy. Mr. Dalton said a deputy is critical for the safety at the college.

A video of the facility needs was shown. Building Contractor Chester Melton had examined the buildings on the campus and had provided an evaluation of the needs. Some buildings which were built as temporary structures when the college was built need to be destroyed according to Mr. Melton. A structural engineer is needed to review at least one of the buildings.

President Dalton said an Appalachian Regional Commission grant will address some of the problems; however, the needs are significant. Approximately \$2,500,000 will be necessary to address these needs which are mostly roofs and heating and air conditioning.

ADJOURNMENT

Commissioner Richard made a motion to adjourn. Vice Chairman Holland seconded the motion.

Ayes: 5 Commissioner Eckler, Commissioner Holland, Commissioner Lovelace, Commissioner Owens and Commissioner Richard.

Noes: 0

1:23 P.M. - Adjourned.

Chairman, Board of Commissioners

Vice Chairman, Board of Commissioners

Attest:

Clerk, Board of Commissioners



Rutherford County

Office Building
289 N. Main Street
Rutherfordton, NC 28139

Legislation Text

File #: ID 14-334, **Version:** 1

Meeting Date: July 7, 2014

Minutes of Special Meeting of May 27, 2014

Summary:

Minutes of the special meeting of May 27, 2014 are presented for the Board's consideration.

Budget:

N/A

Contact Information:

Hazel Haynes, Clerk to the Board
287-6045
hazel.haynes@rutherfordcountync.gov

Recommended Motion:

Approve minutes of special meeting of May 27, 2014.

MINUTES OF THE SPECIAL MEETING OF THE RUTHERFORD COUNTY BOARD OF COMMISSIONERS HELD AT THE RUTHERFORD COUNTY OFFICE BUILDING IN THE COUNTY COMMISSIONERS' MEETING ROOM ON MAY 27, 2014 AT 4:30 P.M.

**PRESENT: CHAIRMAN WILLIAM ECKLER
VICE CHAIRMAN EDDIE HOLLAND
GREG LOVELACE
JULIUS OWENS
ROGER RICHARD**

CALL TO ORDER

Chairman Eckler called the Special Meeting of the Rutherford County Board of Commissioners to order.

AGENDA APPROVAL

Commissioner Owens moved to delete the Closed Session (ATTORNEY CLIENT NCGS 143-318.11(a)(3)) from the agenda and approve the agenda as amended. Commissioner Lovelace seconded the motion.

Ayes: 5 Commissioner Eckler, Commissioner Holland, Commissioner Lovelace, Commissioner Owens and Commissioner Richard.

Noes: 0

BUDGET 2014-2015

County Manager Carl Classen asked that the Board consider adding discussion regarding the recommended budget for 2014-2015 to the agenda of the May 29 Special Meeting.

Commissioner Owens moved to add discussion regarding the proposed 2014-2015 budget to the agenda of the May 29 Special Meeting. Commissioner Lovelace seconded the motion.

Ayes: 4 Commissioner Eckler, Commissioner Holland, Commissioner Lovelace, and Commissioner Owens.

Noes: 1 Commissioner Richard.

County Manager Carl Classen advised that budgets for the Board of Education and Isothermal Community College had been received following the presentation of the recommended budget for 2014-2015. The requests had been considerably greater than funding that was proposed in the recommended budget. He presented recommendations for funding the requests for the Board's consideration.

Recommendation 1. The County General Fund increase is 0.30% after \$1.88 million for incentives is removed. If economic incentives are not included along with the one-time school

capital improvements, the overall increase would be 2.06%. Applying this to the FY2013-14 Schools allocation of \$12,499,713, staff is tentatively* proposing an increase of \$257,494 based upon the request from the schools.

**The known unfunded Federal and State mandates in the Schools budget request total \$772,322. This is equal to a 1.31-cent property tax increase (1-cent = \$590,080). If the Governor's proposal to cost shift workers compensation is added (est. >\$400,000), the total unfunded mandates and cost shifts onto the Schools are approximately \$1,172,322, or a 1.99-cent property tax increase.*

The \$257,494 County funding increase would cover locally-funded position salary adjustments* (\$40,000) most of the utility increases (\$125,000 of \$175,000), computer repairs (\$50,000), and normal insurance rate increases (\$40,000). The salary increases originally proposed by the Board of Education applied, essentially, to all school employees, including those funded by the State. Also, the County has been advised that no FY2014-15 rate increase is expected in the State Health Plan or State retirement.

**General Assembly action pending.*

Due to the high impact of unfunded mandates and cost shifts on the schools, the County should delay adopting its budget as long as possible to see if the General Assembly pulls back on these additional costs to Schools. If not, the Commissioners will be asked to include up to an additional \$0.02 property tax increase.

Recommendation 2. Of the \$1,261,907 capital request, the County Manager recommends that it be funded as follows:

- \$564,734 - Existing Schools reserved fund balance
- \$127,628 - Sales Tax Allocation to School Capital Outlay Already in FY2014-15 Budget
- \$569,545 – County General Fund Balance
-

The problem with this recommendation is that it is essentially funded with non-recurring revenues. I am loathed to make this recommendation for that reason but I see no alternative until a joint facilities review is completed. Additionally, the Board of Commissioners and Board of Education must come together on near-term and long-term capital facilities requirements, which may require a combination of increased, ongoing revenues and capital borrowing.

Recommendation 3. Propose to Rutherford County Schools that the boards jointly organize a facility review team of elected leaders, community leaders, and management staff. These Boards will provide funding for the necessary engineers and other technicians to complete this task. Recommendations will be made in the following areas:

- Critical needs (immediate) assessment and funding recommendations
- Short term needs assessment (1-5 years) based upon current facility utilization
- Long term facility needs assessment (over five years but less than 15 years) based upon student population trends and education needs.

Estimated cost for FY2014-15: \$75,000 from fund balance

Recommendation 4. Direct the County Manager to work with the School Superintendent to develop a joint team of County and Schools' maintenance management and agency finance staff to develop replacement plans in the following areas and identify funding allocation (State, County, shared, other):

- HVAC
- Roofs
- Vehicles

Recommendation 5. Upon completion of Recommendation 4, direct the County manager to work with Rutherford County Schools to investigate a joint County, Schools, ICC performance contract request for proposal (RFP). A performance contract is a financing method using current utility allocations to pay for energy saving capital improvements.

ICC Recommendations:

Recommendation 1. Demonstrated through presentations by the ICC Board of Trustees, the College clearly faces problems with its existing structures. This issue needs to be addressed so a foundation for moving towards building improvements can be developed. Improved maintenance is essential before a firm plan can be jointly accepted by the College Board of Trustees and the Board of Commissioners along with a joint understanding of ongoing revenue needs and possible bonds for capital improvements.

At this time, the County Manager recommends a budget of \$1,997,914 which is an increase of \$40,326 and is equal to a 2.06% increase (same as the Schools). However, the County Manager is also recommending that only one-fourth of this amount be released to the College while joint discussions continue on the most effective way to provide maintenance for College buildings and facilities.

Recommendation 2. Direct the County Manager to retain a structural engineer in regards to the Student Center building and have a report submitted to the County Manager and the College President. The cost of the report is to be funded from fund balance after the College President and County Manager jointly recommend a firm's proposal.

Recommendation 3. Develop a joint team of County and ICC maintenance management and finance staff to develop replacement plans in the following areas and identify funding allocation (State, County, shared, other):

- HVAC
- Roofs
- Vehicles
-

Recommendation 4. Upon completion of Recommendation 2, develop a joint County, Schools, ICC performance contract request for proposal (RFP).

Recommendation 5. Investigate consolidation of County and ICC maintenance services under the County. The goal would be to provide higher accountability that maintenance functions are performed adequately on existing structures and the cost of such functions can be budgeted accordingly.

County Manager Carl Classen noted that over 50% of the request from the schools was due to unfunded mandates. He suggested that the Board delay the budget adoption meeting until June 23 in hopes that the amount of state funding for county programs will be known.

ADJOURNMENT

Commissioner Lovelace made a motion to adjourn. Commissioner Owens seconded the motion.

Ayes: 5 Commissioner Eckler, Commissioner Holland, Commissioner Lovelace, Commissioner Owens and Commissioner Richard.

Noes: 0

5:10 P.M. - Adjourned.

Chairman, Board of Commissioners

Vice Chairman, Board of Commissioners

Attest:

Clerk, Board of Commissioners



Rutherford County

Office Building
289 N. Main Street
Rutherfordton, NC 28139

Legislation Text

File #: ID 14-335, **Version:** 1

Meeting Date: July 7, 2014

Minutes of Special Meeting of May 29, 2014

Summary:

Minutes of the special meeting of May 29, 2014 are presented for the Board's consideration.

Budget:

N/A

Contact Information:

Hazel Haynes, Clerk to the Board
287-6045
hazel.haynes@rutherfordcountync.gov

Recommended Motion:

Approve minutes of special meeting of May 29, 2014.



Rutherford County

Board of Commissioners

Minutes of Special Meeting of May 29, 2014

I. Call to Order

Chairman Eckler called the May 29, 2014 special meeting of the Rutherford County Board of Commissioners to order.

Commissioner Lovelace made a motion to excuse Commissioner Owens who was attending a meeting of the NCACC Agriculture Steering Committee in Raleigh. Chairman Eckler seconded the motion.

Ayes: Commissioner Eckler and Commissioner Lovelace.
Noes: Commissioner Richard.
Absent: Vice Chairman Holland and Commissioner Owens.

A. Agenda Approval

Commissioner Richard made a motion to approve the agenda of the meeting. Commissioner Lovelace seconded the motion.

Ayes: Commissioner Eckler, Commissioner Lovelace, and Commissioner Richard.
Noes: None
Absent: Vice Chairman Holland
Excused: Commissioner Owens

5:10 P.M. Vice Chairman Holland came into the meeting.

II. New Business

A. Review of Agenda for June 2, 2014

County Manager Carl Classen recommended that the Board hold a special meeting for a closed session on June 2, 2014 at 5:00 PM prior to the regular County Commissioners' meeting at 6:00 P.M.

Chairman Eckler asked about the time limit for speakers at the public hearing on the recommended budget for 2014-2015. County Manager Carl Classen provided options for the Board to consider.

County Manager Carl Classen reviewed items that were included on the agenda for the June 2, 2014 regular meeting.

B. Budget Workshop

County Manager Carl Classen provided a copy of the proposed North Carolina budget presented by the Senate and reviewed items of interest to Rutherford County.

III. Adjournment

Commissioner Richard made a motion to adjourn. Vice Chairman Holland seconded the motion.

Ayes: Commissioner Eckler, Commissioner Holland, Commissioner Lovelace, and Commissioner Richard.

Noes: None

Excused: Commissioner Owens

5:22 P.M. - Adjourned.

Chairman, Board of Commissioners

Vice Chairman, Board of Commissioners

ATTEST:

Clerk, Board of Commissioners



Rutherford County

Office Building
289 N. Main Street
Rutherfordton, NC 28139

Legislation Text

File #: ID 14-336, **Version:** 1

Meeting Date: July 7, 2014

Minutes of Special Meeting of June 2, 2014

Summary:

Minutes of the special meeting of June 2, 2014 are presented for the Board's consideration.

Budget:

N/A

Contact Information:

Hazel Haynes, Clerk to the Board
287-6045
hazel.haynes@rutherfordcountync.gov

Recommended Motion:

Approve minutes of special meeting of June 2, 2014.



Rutherford County Board of Commissioners

Minutes of Special Meeting of June 2, 2014 at 5:00 P.M.

I. Call to Order

Chairman Eckler called the special meeting of the Rutherford County Board of Commissioners to order.

A. Approval of Agenda

Commissioner Lovelace made a motion to approve the agenda with discussion of personnel added to the Closed Session. Commissioner Owens seconded the motion.

Ayes: Commissioner Eckler, Commissioner Holland, Commissioner Lovelace, Commissioner Owens and Commissioner Richard.

Noes: None

II. Closed Session

Commissioner Lovelace moved that the Board go into Closed Session for Attorney Client N.C.G.S. 143-318.11(a)(3) and Personnel/N.C.G.S. 143-318.11(a)(6). Vice Chairman Holland seconded the motion.

Ayes: Commissioner Eckler, Commissioner Holland, Commissioner Lovelace, Commissioner Owens and Commissioner Richard.

Noes: None

5:05 P.M. - The Board went into Closed Session.

5:28 P.M. - The Board returned to regular session.

Commissioner Owens made a motion to move forward on the STX settlement for \$31,000. Vice Chairman Holland seconded the motion.

Ayes: Commissioner Eckler, Commissioner Holland, Commissioner Lovelace, Commissioner Owens and Commissioner Richard.

Noes: None.

X. Adjournment

Commissioner Lovelace made a motion to adjourn. Vice Chairman Holland seconded the motion.

Ayes: Commissioner Eckler, Commissioner Holland, Commissioner Lovelace, Commissioner Owens and Commissioner Richard.

Noes: None.

5:30 P.M. - Adjourned.

Chairman, Board of Commissioners

Vice Chairman, Board of Commissioners

ATTEST:

Clerk, Board of Commissioners



Rutherford County

Office Building
289 N. Main Street
Rutherfordton, NC 28139

Legislation Text

File #: ID 14-306, **Version:** 1

Meeting Date: July 7, 2014

Minutes of June 2, 2014

Summary:

Minutes of regular meeting of June 2, 2014 are presented for the Board's consideration.

Budget:

N/A

Contact Information:

Hazel Haynes, Clerk to the Board
287-6045
Hazel.haynes@rutherfordcountync.gov

Recommended Motion:

Approve minutes.



Rutherford County

Board of Commissioners

Minutes of Regular Meeting of June 2, 2014

I. Call to Order

Chairman Eckler called the June 2 regular meeting of the Rutherford County Board of Commissioners to order.

A. Pledge of Allegiance

Vice Chairman Holland led in the Pledge of Allegiance.

B. Agenda Approval

A motion was made by Commissioner Lovelace to approve the agenda as presented. Commissioner Owens seconded the motion. The motion passed by the following vote:

Ayes: Commissioner Eckler, Commissioner Holland, Commissioner Lovelace, Commissioner Owens and Commissioner Richard.

Noes: None

II. Public Hearing

A. Budget for Fiscal Year 2014-2015

Chairman Eckler announced that speakers would be able to speak for five minutes on the recommended budget for Fiscal Year 2014-2015.

6:04 P.M. - Chairman Eckler opened the Public Hearing.

Chairman of the Isothermal Community College Board of Trustees Grady Franklin spoke to those present about the critical capital needs of Isothermal Community College which are the responsibility of Rutherford County. In 2006, the needs were listed at \$8,000,000. These needs have now increased to over \$10,000,000. At least \$2,500,000 is needed now to address HVAC and roofs. Staff at Isothermal Community College is working on ways to reduce costs of the needs and ways to finance.

Mr. Leonard Hollifield, who is a member of the Buildings and Grounds Committee at Isothermal Community College, said the college's reserve funds have been used to make repairs to this point, but these funds are now depleted. The college is also serving a building which is not on the campus and this has required additional funding. He asked that the college and the county work together to meet these needs.

Isothermal Community College President Walter Dalton reiterated that the college serves businesses in the county and has saved these businesses thousands of dollars in training costs. He believes there are innovative ways to save money on the needs demonstrated. It is also critical that the operating budget be approved.

Board of Education Finance Office Heidi Kerns representing the Board of Education and the Superintendent said the increased cost of doing business and unfunded mandates are cause for real concern. She listed additional expenses that equate to approximately \$1,700,000 that must be covered in their budget this year. The potential cost impact of the proposed Senate budget could be devastating.

Mr. Steven Winn who is a former member of Rutherford County Rescue stated that cutting funds to the Rutherford County Rescue would also mean the loss of jobs.

Ms. Amy Dalton of Hickory Nut Gorge EMS and Rescue said this unit has signed a contract with the County as requested and looks forward to serving the citizens of the County.

Mr. Alan Emory, Chief of Rutherford County Rescue, told those present that this unit had been a viable part of Rutherford County for 56 years transporting patients who do not require paramedic care. Last year they received a request to step up their services and did so by adding paid employees. However, their call volume has decreased dramatically. The County had requested that this unit sign a contract with the County, but they believe this would be used to reduce their call volume more. He asked that the Board approve the continuation of funding for this unit so they can continue to provide the service they have provided for so many years.

No one else wished to speak.

6:25 P.M. - Chairman Eckler declared that the Public Hearing was closed.

III. Public Comments

Ms. Brooke Breedlove, who is a member of the Rutherford County 4H, gave information to the Board regarding 4-H and its many services for youth.

Mr. Boyce Abernathy presented information included in the 2007 Long Range Building Plan of Rutherford County. This plan showed that 20% of one cent of sales tax was used to fund the county building fund; however, it is his understanding that this is no longer the case. He asked for information regarding how the capital building fund for county buildings is funded and the amount of funds available presently. He suggested a monthly report by the County Manager on this issue.

Ms. Kelly Carpenter who is a volunteer with and a board member of the Community Pet Center spoke about the services of the this organization which include fostering, low cost spaying and neutering, and a pet food pantry.

Excuse Commissioner Lovelace

Commissioner Owens made a motion to excuse Commissioner Lovelace. Vice Chairman Holland seconded the motion. The motion passed by the following vote:

Ayes: Commissioner Eckler, Commissioner Holland, Commissioner Lovelace, and Commissioner Owens.

Noes: Commissioner Richard.

Commissioner Lovelace left the meeting.

IV. Consent Agenda

Vice Chairman Holland made a motion to approve the Consent Agenda. Commissioner Owens seconded the motion. The motion passed by the following vote:

Ayes: Commissioner Eckler, Commissioner Holland, Commissioner Owens and Commissioner Richard.

Noes: None

Absent: Commissioner Lovelace

Consent Agenda items approved were:

- A. Minutes of Special Meeting of May 1, 2014**
- B. Minutes of May 5, 2014**
- C. Minutes of Special Meeting of May 12, 2014**
- D. Minutes of Special Meeting of May 13, 2014**
- E. Tax Refunds and Releases – June 2, 2014**
 - Refund amount totaling \$\$1,488.42
 - Releases greater than \$100 totaling \$1,553.04
 - Releases less than \$100 totaling \$1,456.85
 - (A copy of these tax refunds and releases is typed in the Minute Book.)

V. Commissioners/Appointments

A. Appointments to Rutherford County Boards/Commissions

An updated list was presented to the Board of appointments that would expire in June 30, 2014 and those who would be willing to serve an additional term.

Commissioner Richard said he wished to nominate Tom Helton to the Planning Commission from District 4. Chairman Eckler nominated Ronnie Harrill for the Planning Commission from District 4.

Commissioner Richard made a motion to delay the nomination of Ronnie Harrill until next month but approve the other appointees on the list including the appointments of Howard Doyle Hollifield and Tom Helton to the Planning Commission from District 4. There was no second on the motion.

Commissioner Owens made a motion to delay all the appointments to the Planning Commission until the June 23 meeting so the aforementioned issue could be resolved. Vice Chairman Holland seconded the motion. The motion passed by the following vote:

- Ayes:** Commissioner Eckler, Commissioner Holland, and Commissioner Owens.
- Noes:** Commissioner Richard.
- Absent:** Commissioner Lovelace

Commissioner Richard asked that the County Attorney provide information regarding whether district appointments are made by a nomination and a vote of the Board or whether an appointment can be made by an individual Commissioner. He also asked for information about whether a Commissioner can make an appointment for another Commissioner's district. County Manager Carl Classen clarified that this was for only the Planning Commission.

Vice Chairman Holland made a motion to approve the other nominees on the list that had indicated they were willing to serve an additional term excluding the Planning Commission. Commissioner Owens seconded the motion. The motion passed by the following vote:

- Ayes:** Commissioner Eckler, Commissioner Holland, Commissioner Owens and Commissioner Richard.
- Noes:** None
- Absent:** Commissioner Lovelace

Board/Commission	Name	District Appointing	Willing to Serve
Economic Development Commission	Omer Causey	District 2 – At Large	Yes
	Terry Hines	District 3 – At Large	Yes
	Thomas Helton	District 4 – At Large	Yes
	Bob Keith	District 5 – District	Yes
Social Services Board	Julius Owens		Yes
Isothermal Community Board of Trustees	Leonard Hollifield		Yes
Juvenile Crime Prevention Committee	Amanda McGee		Yes
	John Crotts		Yes
	Rodney Wesson		Yes
	Mark Snyder		Yes

Board/Commission	Name	District Appointing	Willing to Serve
	Leon Godlock		Yes
Library Board of Trustees	Renee Putnam	District 4	Yes
Tourism Development Authority	Dwayne Harris		Yes
	Dan Hegeman		Yes
	Lisa Sullivan		Yes

VI. Old Business

VII. New Business

A. Information on Project of US 221 From North of SR 1366 to US 221-NC226 and B. State Transportation Initiative

Ms. Karyl Fuller, RPO Director of the Isothermal Planning and Development Commission, told the Board that House Bill 817 was signed into law on June 26, 2013 which changed drastically how transportation is funded in North Carolina. There is now one fund which is the Strategic Transportation Investment (STI) for all transportation projects, and it is divided into three categories -- . -- Statewide Mobility, Regional Impact, and Division Needs. The estimated funds for State Fiscal Year 2016-2025 for these categories is \$15 billion. All funds for Statewide Mobility went to urban counties. Only one project was in a Tier One County. She described the method of selection of projects throughout the state. There is an ability for revisions based by public input and RPO input.

Ms. Fuller said Highway 221 projects are on hold pending prioritization which will not happen until the summer of 2015.

A resolution of the Isothermal Planning Organization was presented for the Board to consider which requests that the NCDOT review its draft North Carolina Transportation Network.

Vice Chairman Holland moved to include a resolution similar to the one provided to the Board on the agenda for the July meeting. Commissioner Owens seconded the motion. The motion passed by the following vote:

- Ayes:** Commissioner Eckler, Commissioner Holland, and Commissioner Owens.
- Noes:** Commissioner Richard.
- Absent:** Commissioner Lovelace

County Manager Carl Classen said the Board of Commissioners approved goals earlier in the year that would fall in the Division Category of the Strategic Transportation Investment. He asked that the Chairman and staff be authorized to provide public comments in support of the Commissioners' goals approved in February.

Vice Chairman Holland moved to authorize the Chairman and staff to send out letters of support for goals as requested. Commissioner Owens seconded the motion. The motion passed by the following vote:

Ayes: Commissioner Eckler, Commissioner Holland, and Commissioner Owens.
Noes: Commissioner Richard.
Absent: Commissioner Lovelace

B. Accept and Appropriate a Building Reuse Grant in Support of Project Cowbell (Ameridial, Inc.)

On February 11, 2014 the Rutherford County Board of Commissioners approved a resolution authorizing the County Manager to complete and submit a Building Reuse Grant application in the amount of \$290,000 with a required local 5% cash match in support of Project Cowbell, an existing industry expansion project. On May 16, 2014 the NC Department of Commerce announced that Rutherford County has been awarded a Building Reuse Grant in the amount of \$290,000 to support Project Cowbell and the reuse of a 31,000 square foot building located at 515 Oakland Road in Spindale. Project Cowbell, an existing call center operation providing inbound and outbound services, will locate in the building to expand its existing operations. This project represents the retention of 160 jobs in Rutherford County, as well as, the commitment to create 100 additional positions within the call center. It is anticipated that as a part of this expansion, Project Cowbell will invest approximately \$1.2 million including the acquisition of a new building to house the call center operation.

Commissioner Owens moved to accept the Building Reuse Grant in the amount of \$290,000 and appropriate the required local 5% cash match in the amount of \$14,500 and authorize the Chairman and/or the County Manager to execute all supporting documents. Vice Chairman Holland seconded the motion. The motion passed by the following vote:

Ayes: Commissioner Eckler, Commissioner Holland, Commissioner Owens and Commissioner Richard.
Noes: None
Absent: Commissioner Lovelace

C. Naming of Daniel Road Property

The Economic Development Commission approved and recommended consideration by the Rutherford County Board of Commissioners to adopt "Gateway West Commerce Park - A business and technology center" as the official name of the county-owned property at Daniel Road for purposes of industrial marketing, recruitment, and development.

Chairman Eckler moved to adopt "Gateway West Commerce Park – A business and technology center" as the official name of the county-owned property at Daniel Road. Vice Chairman Holland seconded the motion.

In answer to Commissioner Richard's question, Economic Development Director Matt Blackwell explained that this would only be the industrial portion and will not impact the commercial portion.

The motion passed by the following vote:

Ayes: Commissioner Eckler, Commissioner Holland, and Commissioner Owens.
Noes: Commissioner Richard.
Absent: Commissioner Lovelace.

D. Economic Development Commission Structure

Economic Development Director Matt Blackwell told the Board that The Economic Development Commission Structure Subcommittee has reviewed and evaluated three options for structural changes to create a Commission that provides greater value to Rutherford County and the efforts of Economic Development staff. The options considered: 1) Retain current structure of Economic Development Commission Advisory Board but emphasize the use of subcommittees which may include non EDC Advisory Board members to meet specific needs on an "as needed basis" as determined by EDC Director or Advisory Board; 2) Retain current base of EDC Advisory Board membership of 10 members as appointed by County Commissioners then add strategic partners in areas of need i.e. education, workforce development, business development, etc.; 3) Create a public/private EDC which would encourage participation from all interested parties and could provide flexibility to EDC Director with private funding to use in business recruitment. After many months of review, the Structure Subcommittee presented their recommendation for consideration by the Economic Development Commission at the regular monthly meeting held on Wednesday, May 21, 2014. The EDC Board has approved the following recommendation for consideration by the Rutherford County Board of Commissioners at the June 2, 2014 meeting:

The EDC Advisory Board has approved and recommends consideration by the Rutherford County Board of Commissioners to accept and approve option 1) retain current structure of the Economic Development Commission Advisory Board but emphasize the use of subcommittees which may include non EDC Advisory Board members to meet project specific needs on an "as-needed" basis as determined by EDC Director or Advisory Board

Chairman Eckler asked that this be placed on either the July or August agenda for the Board's consideration.

Commissioner Owens moved to accept the report. Chairman Eckler seconded the motion. The motion passed by the following vote:

Ayes: Commissioner Eckler, Commissioner Holland, Commissioner Owens and Commissioner Richard.
Noes: None
Absent: Commissioner Lovelace.

E. Budget Amendments – June, 2014

County Manager Carl Classen presented budget amendments for the Board's consideration.

Commissioner Owens moved to approve the budget amendments. Vice Chairman Holland seconded the motion. The motion passed by the following vote:

Ayes: Commissioner Eckler, Commissioner Holland, and Commissioner Owens.
Noes: Commissioner Richard.
Absent: Commissioner Lovelace

	Expense	Revenue
GENERAL FUND		
Sheriff - Equipment purchased with seizure funds	\$ 10,694	
Sheriff - Drug Seizure Funds		\$ 10,694
*unauthorized substance tax distribution		
Sheriff - Wrecker Fees	\$ 650	
Sheriff - Miscellaneous Revenues		\$ 650
*storage/wrecker fees received		
Sheriff - Supplies/Equipment CCW/SOR Officer	\$ 320	
US Department of Justice - US Marshal Reimbursement		\$ 320
*reimbursement received for printer for detective officer		
Sheriff - Detective Supplies	\$ 175	
Sheriff - Miscellaneous Revenues		\$ 175
*restitution funds received		
Sheriff - Employee Physicals/Testing	\$ 25	
Sheriff - Miscellaneous Revenues		\$ 25
*reimbursement received for reserve officer testing		
Sheriff - Vehicle Maintenance	\$ 25,000	
Insurance Claims and Dividends		\$ 25,000
*insurance proceeds received		
Detention Center - Food and Supplies	\$ 30,000	
Detention Center - Medical Aid and Supplies	\$ 20,000	
Detention - Other County Inmates		\$ 50,000
*appropriate additional revenues/expenses due to increased population		
NC Medical Examiners	\$ 22,000	
Fund Balance Appropriated		\$ 22,000
*additional funding based upon prior year trends		
Economic Development - Client Development	\$ 2,500	
Duke Energy Enhancement Fund		\$ 2,500
*contribution received from Duke Energy for economic development		
Economic Development - Transfer to Capital Projects Fund	\$ 25,000	
Fund Balance Appropriated		\$ 25,000
*transfer funds to capital project fund for infrastructure services - water/sewer/fiber		
Economic Development - Marketing	\$ 15,000	

Minutes of Rutherford County Commissioners' Meeting on June 2, 2014
Page 9 of 10

	Expense	Revenue
Fund Balance Appropriated		\$ 15,000
*advertising and marketing for product development sites		
Economic Development - Facebook Solid Waste Tipping Fees	\$ 38,500	
Economic Development - Incentives	\$ (38,500)	
*funds for construction/demolition fees related to Facebook		
Library - Office Supplies	\$ 1,089	
Library Book Sale Revenues		\$ 1,089
*proceeds from book sale		
Health Dept - Substance Abuse Treatment Program	\$ 24,044	
Fund Balance Appropriated		\$ 24,044
*carryforward bottle tax proceeds previously used for Drug Court		
Transfer to Grant Fund - local match Ameridial	\$ 14,500	
Fund Balance Appropriated		\$ 14,500
*cash match required for NC Commerce Building Reuse Grant - Project Cowbell/Ameridial		
GRANT FUND		
NC Commerce Building Reuse Grant Expenditures - Project Cowbell/Ameridial	\$ 304,500	
NC Commerce Building Reuse Grant		\$ 290,000
Transfer from General Fund - Project Cowbell/Ameridial		\$ 14,500
*grant received for Ameridial Building Reuse - 5% local match required		
NC Finance - Urgent Repairs Expenditures	\$ 75,000	
NC Finance - Urgent Repairs Program Grant		\$ 75,000
*grant managed by Rutherford Housing Partnership for home renovations		
COUNTY CAPITAL PROJECTS FUND		
Reserved for Future Projects - economic development infrastructure services	\$ 25,000	
Contribution from General Fund		\$ 25,000
*funds allocated to capital project fund for economic development infrastructure services - water/sewer/fiber		
SOLID WASTE FUND		
Convenience Center - Repairs and Maintenance	\$ 1,944	
Solid Waste Miscellaneous Revenues		\$ 1,944
*received from adjoining neighbor to attach to fencing when replaced due to tree damage		
Solid Waste Revenues - Facebook Tipping Fees		\$ 38,500
Fund Balance Appropriated		\$ (38,500)
*funds for construction/demolition fees related to Facebook		

X. Adjournment

Commissioner Richard made a motion to adjourn. Vice Chairman Holland seconded the motion.

Ayes: Commissioner Eckler, Commissioner Holland, Commissioner Owens and Commissioner Richard.

Noes: None

Absent: Commissioner Lovelace.

7:20 P.M. - Adjourned.

Chairman, Board of Commissioners

Vice Chairman, Board of Commissioners

ATTEST:

Clerk, Board of Commissioners



Rutherford County

Office Building
289 N. Main Street
Rutherfordton, NC 28139

Legislation Text

File #: ID 14-341, **Version:** 1

Meeting Date: July 7, 2014

Tax Refunds and Releases - July, 2017

Summary:

Tax refunds and releases are presented for the Board's consideration.

Budget:

N/A

Contact Information:

Sherry Lavender, Revenue Director
287-6183
Sherry.lavender@rutherfordcountync.gov

Recommended Motion:

Approve tax refunds and releases.

RUTHERFORD COUNTY
 COMMISSIONER'S REPORT
 RELEASES AND REFUNDS
 06/20/2014

FINANCE OFFICER'S RELEASES LESS THAN \$100

REAL	-240.00
PERSONAL	0.00
MOTOR VEHICLE	-271.03
SUBTOTAL	<u>-511.03</u>

COMMISSIONER'S RELEASES GREATER THAN \$100

REAL	0.00
PERSONAL	0.00
MOTOR VEHICLE	-635.14
SUBTOTAL	<u>-635.14</u>
TOTAL RELEASES	<u>-1146.17</u>

COMMISSIONERS REFUNDS

REAL	-145.56
PERSONAL	-135.07
MOTOR VEHICLE(County system - renewals prior 09/01/13)	-169.00
MOTOR VEHICLE(NCVTS system - renewals after 09/01/13)	-1475.27
PENALTIES	0.00
DISCOUNTS	0.00
INTEREST	0.00
TOTAL REFUNDS	<u>-1924.90</u>


 PAULA ROACH
 FINANCE DIRECTOR


 SHERRY LAVENDER
 REVENUE DIRECTOR

MOTOR VEHICLE RELEASES

06/20/2014

Tax Year	Account Number	Taxbill Number	Tax Code	Transaction Amount	Levy Amount	Penalty Amount	Addl Chgs	Interest Amount	Discont Amount	Reason	
											Amount
COMMISSIONER'S MOTOR VEHICLE RELEASES GREATER THAN \$100											
2012	15200928	12V	GV1	-133.90	-133.90	0.00				DOUBLE LISTED DUE INS PROBLEM	
			CV6	-61.77	-61.77	0.00					
	FREEMAN, BRANNON MITCHELL										
				-195.67	-195.67	0.00	0.00	0.00	0.00		
2012	15200928	12V	GV1	-169.29	-169.29	0.00				DOUBLE LISTED DUE INS PROBLEM	
			CV6	-78.09	-78.09	0.00					
	FREEMAN, BRANNON MITCHELL										
				-247.38	-247.38	0.00	0.00	0.00	0.00		
2013	15188167	13V	GV1	-167.29	-167.29	0.00				VEHICLE REPOED & TAG TURNED IN	
			V7	-24.80	-24.80	0.00					
	RAY, WILLIAM RUSSELL										
				-192.09	-192.09	0.00	0.00	0.00	0.00		
	SUBTOTAL										
				-635.14	-635.14	0.00	0.00	0.00	0.00	0.00	
FINANCE OFFICER'S MOTOR VEHICLE RELEASES LESS THAN \$100											
2013	15052204	13V	GV1	-7.38	-7.38	0.00				VEHICLE TOTALED & TAG TURNED IN	
			V12	-0.60	-0.60	0.00					
	AYERS, BILLY MAC										
				-7.98	-7.98	0.00	0.00	0.00	0.00		
2013	15263049	13V	GV1	-5.49	-5.49	0.00				DOUBLE LISTED INSURANCE PROBLEM	
			V6	-0.45	-0.45	0.00					
	BAILEY, JAMES GREGORY										
				-5.94	-5.94	0.00	0.00	0.00	0.00		
2013	15264289	13V	GV1	-4.62	-4.62	0.00				VEHICLE SOLD & TAG TURNED IN	
			CV8	-4.80	-4.80	0.00					
			LV8	-0.36	-0.36	0.00					
	BROWN, BERNICE JENKINS										
				-9.78	-9.78	0.00	0.00	0.00	0.00		

MOTOR VEHICLE RELEASES

06/20/2014

Tax Year	Account Number	Taxbill Number	Tax Code	Transaction Amount	Levy Amount	Penalty Amount	Addl Chgs	Interest Amount	Discont Amount	Reason
2013	15248629	13V	GV1	-16.15	-16.15	0.00				VEHICLE SOLD & TAG TURNED IN
			V11	-1.85	-1.85	0.00				
	CRISP, JAMES RONALD II			-18.00	-18.00	0.00	0.00	0.00	0.00	
2012	15116408	12V	GV1	-7.42	-7.42	0.00				VEHICLE SOLD & TAG TURNED IN
			V11	-0.84	-0.84	0.00				
	ENGLAND, JIMMY DEE			-8.26	-8.26	0.00	0.00	0.00	0.00	
2013	15264394	13V	GV1	-9.24	-9.24	0.00				VEHICLE SOLD & TAG TURNED IN
			V7	-1.38	-1.38	0.00				
	GULLET, KARETHA LOUISE			-10.62	-10.62	0.00	0.00	0.00	0.00	
2013	15047282	13V	GV1	-9.63	-9.63	0.00				VEHICLE SOLD, TAG TURNED IN
			V2	-0.81	-0.81	0.00				
	HAMRICK, AILEEN AILSTOCK			-10.44	-10.44	0.00	0.00	0.00	0.00	
2013	15226888	13V	GV1	-10.13	-10.13	0.00				DOUBLE LISTED
			V9	-1.34	-1.34	0.00				
	HARRIS, WANDA GRIFFIN			-11.47	-11.47	0.00	0.00	0.00	0.00	
2013	15201364	13V	GV1	-8.28	-8.28	0.00				VEHICLE SOLD & TAG TURNED IN
			V10	-1.08	-1.08	0.00				
	HARRISON, RODNEY D			-9.36	-9.36	0.00	0.00	0.00	0.00	
2013	15264432	13V	GV1	-39.50	-39.50	0.00				VEHICLE SOLD & TAG TURNED IN
			V6	-3.30	-3.30	0.00				
	HUNTLEY, JESSE EUGENE			-42.80	-42.80	0.00	0.00	0.00	0.00	
2013	15228092	13V	GV1	-51.72	-51.72	0.00				DOUBLE LISTED DUE INS PROBLEM
			V8	-6.82	-6.82	0.00				
	KNOTTS, PAMELA L			-58.54	-58.54	0.00	0.00	0.00	0.00	

MOTOR VEHICLE RELEASES
06/20/2014

Tax Year	Account Number	Taxbill Number	Tax Code	Transaction Levy		Penalty		Addl Chgs	Interest		Discont	Reason
				Amount	Amount	Amount	Amount		Amount	Amount		
2013	15123590	13V	GV1	-1.74	-1.74	0.00	0.00					VEHICLE TOTALED & TAG TURNED IN
			V8	-0.24	-0.24	0.00	0.00					
		LONG, CYNTHIA GAIL		-1.98	-1.98	0.00	0.00	0.00	0.00	0.00	0.00	
2013	15249961	13V	GV1	-6.80	-6.80	0.00	0.00					VEHICLE SOLD & TAG TURNED IN
			V7	-1.04	-1.04	0.00	0.00					
		NEWBURY, JOSHUA PAUL		-7.84	-7.84	0.00	0.00	0.00	0.00	0.00	0.00	
2013	15188167	13V	GV1	-17.04	-17.04	0.00	0.00					DOUBLE LISTED INS PROBLEM
			V7	-2.52	-2.52	0.00	0.00					
		RAY, WILLIAM RUSSELL		-19.56	-19.56	0.00	0.00	0.00	0.00	0.00	0.00	
2013	15263438	13V	GV1	-2.28	-2.28	0.00	0.00					VEHICLE REPOED & TAG TURNED IN
			CV4	-1.08	-1.08	0.00	0.00					
		TAYLOR, CINDY LOU		-3.36	-3.36	0.00	0.00	0.00	0.00	0.00	0.00	
2012	15233229	12V	GV1	-3.92	-3.92	0.00	0.00					VEHICLE SOLD & TAG TURNED IN
			V6	-0.32	-0.32	0.00	0.00					
		TELFOR, JORDAN JAMES HAMPTON		-4.24	-4.24	0.00	0.00	0.00	0.00	0.00	0.00	
2013	15251199	13V	GV1	-6.96	-6.96	0.00	0.00					VEHICLE TOTALED & TAG TURNED IN
			V6	-0.60	-0.60	0.00	0.00					
		TERRY, REBECCA KEETER		-7.56	-7.56	0.00	0.00	0.00	0.00	0.00	0.00	
2013	15265270	13V	GV1	-29.43	-29.43	0.00	0.00					VEHICLE SOLD & TAG TURNED IN
			V10	-3.87	-3.87	0.00	0.00	0.00	0.00	0.00	0.00	
		WHISNANT, MARK WAYNE		-33.30	-33.30	0.00	0.00	0.00	0.00	0.00	0.00	
		SUBTOTAL		-271.03	-271.03	0.00	0.00	0.00	0.00	0.00	0.00	
		GRAND TOTAL MOTOR VEHICLE RELEASES		-906.17	-906.17	0.00	0.00	0.00	0.00	0.00	0.00	

PERSONAL PROPERTY RELEASES
06/20/2014

Account Number	Tax Code	Transactio Amount	Levy Amount	Penalty Amount	Addl Chgs	Interest Amount	Discnt Amount	Reason
COMMISSIONER'S PERSONAL PROPERTY RELEASES GREATER THAN \$100								
		0.00	0.00	0.00	0.00	0.00	0.00	
SUBTOTAL								
FINANCE OFFICER'S PERSONAL PROPERTY RELEASES LESS THAN \$100								
		0.00	0.00	0.00	0.00	0.00	0.00	
SUBTOTAL								
GRAND TOTAL PERSONAL PROPERTY RELEASES		0.00	0.00	0.00	0.00	0.00	0.00	

REAL PROPERTY RELEASES

06/20/2014

Tax Year	Account Taxbill Number Number	Tax Code	Transaction Amount	Levy Amount	Penalty Amount	Addl Chgs	Interest Amount	Discnt Amount	Reason
COMMISSIONER'S REAL PROPERTY RELEASES GREATER THAN \$100									
2013	15217758 13A0425125	G01	0.00	0.00	0.00				HOUSE VACANT-CHECKED & VERIFIED BY APPRAISAL FOR 2012 THRU 2013.
		F06	0.00	0.00	0.00				
		SWW	-120.00	-120.00	0.00				
	ADORANTE, JEFFREY K		-120.00	-120.00	0.00	0.00	0.00	0.00	
2012	15217758 12A0425125	G01	0.00	0.00	0.00				HOUSE VACANT-CHECKED & VERIFIED BY APPRAISAL FOR 2012 THRU 2013.
		F06	0.00	0.00	0.00				
		SWW	-120.00	-120.00	0.00				
	ADORANTE, JEFFREY K		-120.00	-120.00	0.00	0.00	0.00	0.00	
SUBTOTAL			-240.00	-240.00	0.00	0.00	0.00	0.00	
FINANCE OFFICER'S REAL PROPERTY RELEASES LESS THAN \$100									
SUBTOTAL			0.00	0.00	0.00	0.00	0.00	0.00	
GRAND TOTAL REAL PROPERTY RELEASES			-240.00	-240.00	0.00	0.00	0.00	0.00	

REFUND REPORT
06/20/2014

Tax Year	Account Taxbill Number Number	Tax Code	Transaction Amount	Levy Amount	Penalty Amount	Addl Chgs	Interest Amount	Discnt Amount	Reason
COMMISSIONER'S MOTOR VEHICLE REFUNDS									
2013	15220535 13V	GV1 V7	-1.10 -0.16 -1.26	-1.10 -0.16 -1.26	0.00 0.00 0.00				VEHICLE SOLD, TAG TURNED IN
	EDGERTON, DUSTIN LERON						0.00	0.00	
2013	15248057 13V	GV1 CV8 LV8	0.00 -77.99 -6.16 -84.15	0.00 -77.99 -6.16 -84.15	0.00 0.00 0.00 0.00				CORRECT JURISDICTION
	HENSLEY, JENNIFER GRIFFIN						0.00	0.00	
2013	15235364 13V	GV1 V13	-50.10 -4.10 -54.20	-50.10 -4.10 -54.20	0.00 0.00 0.00				VEHICLE SOLD, TAG TURNED IN
	MAPLE LEAF DESIGN & BUILD INC						0.00	0.00	
2013	15228678 13V	GV1 V16	-18.70 -1.25 -19.95	-18.70 -1.25 -19.95	0.00 0.00 0.00				VEHICLE TRANSFERRED TO KENTUCKY NC TAG TURNED IN
	MARTELL, CHARLES A						0.00	0.00	
2013	15198903 13V	GV1 V2	-8.10 -1.34 -9.44	-8.10 -1.34 -9.44	0.00 0.00 0.00				VEHICLE SOLD, TAG TURNED IN
	OVERMOE, CHRISTOPHER JAMES						0.00	0.00	
SUBTOTAL			-169.00	-169.00	0.00	0.00	0.00	0.00	
COMMISSIONER'S REAL PROPERTY REFUNDS									
2013	15256634 13A1618824	G01 F11	-130.51 -15.05 -145.56	-130.51 -15.05 -145.56	0.00 0.00 0.00				CORRECT SQUARE FOOTAGE ON HOUSE FROM HEATED LIVING TO GARAGE
	BYERS, SARA DANIELLE						0.00	0.00	
SUBTOTAL			-145.56	-145.56	0.00	0.00	0.00	0.00	

REFUND REPORT
06/20/2014

Tax Year	Account Taxbill Number Number	Tax Code	Transaction Amount	Levy Amount	Penalty Amount	Addl Chgs	Interest Amount	Discnt Amount	Reason
COMMISSIONER'S PERSONAL PROPERTY REFUNDS									
2013	15227138 13A15227138.12	G01	-45.77	-45.77	0.00				MANUFACTURED HOME AND BOAT
	VIBBERT, TIFFANY SHEA	F09	-6.03	-6.03	0.00				DOUBLE LISTED; SEE ALSO 15246903
			-51.80	-51.80	0.00	0.00	0.00	0.00	
2012	15227138 12A15227138.12	G01	-49.05	-49.05	0.00				MANUFACTURED HOME AND BOAT
	VIBBERT, TIFFANY SHEA	F09	-6.46	-6.46	0.00				DOUBLE LISTED; SEE ALSO 15246903
			-55.51	-55.51	0.00	0.00	0.00	0.00	
2011	15227138 11A15227138.12	G01	-24.12	-24.12	0.00				ONLY MANUFACTURED HOME
	VIBBERT, TIFFANY SHEA	F09	-3.64	-3.64	0.00				DOUBLE LISTED; SEE ALSO 15246903
			-27.76	-27.76	0.00	0.00	0.00	0.00	
SUBTOTAL			-135.07	-135.07	0.00	0.00	0.00	0.00	
GRAND TOTAL REFUNDS			-449.63	-449.63	0.00	0.00	0.00	0.00	



North Carolina Vehicle Tax System NCVTS Pending Refund report

Report Date 6/20/2014 10:20:45 AM

Name	Address 1	Address 2	Address 3	Refund Type	Bill #	Plate Number	Status	Transaction #	Refund Description	Refund Reason	Create Date	Tax Jurisdiction	Levy Type	Change	Interest/Change	Total Change
ANDREW LEE HILL	162 HINES LOOP RD		MOORESBORO, NC 28114	Adjustment < \$100	0021290014	CE36989	PENDING	1255246	Refund Generated due to adjustment on Bill #0021290014-2013-	Adjustment	06/19/2014	GV1 V16	Tax Tax	(\$21.12) (\$1.39)	\$0.00 \$0.00	(\$21.12) (\$1.39)
ANGELA DAWN PHILLIPS	488 ELLIOTT RD		RUTHERFORDT ON, NC 28139	Adjustment < \$100	0020676795	CE36933	PENDING	11238810	Refund Generated due to adjustment on Bill #0020676795-2013-	SLVG or RBLT TTL	05/27/2014	GV1 V16	Tax Tax	(\$6.06) (\$0.40)	\$0.00 \$0.00	(\$6.06) (\$0.40)
BENJAMIN HOYTE BAILEY	754 SPINDALE ST		SPINDALE, NC 28160	Proration	0016427261	BHS2692	PENDING	16550733	Refund Generated due to proration on Bill #0016427261-2013-2013-0000-00	Vehicle Sold	05/21/2014	GV1 CV8 LV8	Tax Tax Tax	(\$5.69) (\$5.93) (\$0.47)	\$0.00 \$0.00 \$0.00	(\$5.69) (\$5.93) (\$0.47)
BLAKE MILLER UPTON	146 CANDLEWOOD DR		RUTHERFORDT ON, NC 28139	Adjustment < \$100	0021194275	BKJ3877	PENDING	17930565	Refund Generated due to adjustment on Bill #0021194275-2013-2013-0000	Situs error	06/09/2014	GV1 CV7 V9	Tax Tax Tax	\$0.00 (\$59.86) \$8.45	\$0.00 \$0.00 \$0.00	\$0.00 (\$59.86) \$8.45
CARMEN LAUDA FADEM	150 FAIRWAY DR		RUTHERFORDT ON, NC 28139	Proration	0006667234	B8871C	PENDING	11033782	Refund Generated due to proration on Bill #0006667234-2013-	Vehicle Sold	05/21/2014	GV1 CV7	Tax Tax	(\$16.81) (\$15.70)	\$0.00 \$0.00	(\$16.81) (\$15.70)
CARMEN RITA LOPEZ	226 SEITZ DR		FOREST CITY, NC 28043	Adjustment < \$100	0016442550	BAE7888	PENDING	17577699	Refund Generated due to adjustment on Bill #0016442550-2013-2013-0000	Situs error	06/04/2014	GV1 CV7 V22	Tax Tax Tax	\$0.00 (\$65.21) \$9.20	\$0.00 \$0.00 \$0.00	\$0.00 (\$65.21) \$9.20
CHRISTIAN DOUGLAS HARMON	181 SUNSET DR		RUTHERFORDT ON, NC 28139	Proration	0016444436	TWB8556	PENDING	11562360	Refund Generated due to proration on Bill #0016444436-2013-	Vehicle Sold	06/02/2014	GV1 V6	Tax Tax	(\$16.80) (\$1.39)	\$0.00 \$0.00	(\$16.80) (\$1.39)
CHRISTOPHER JAMES OVERMOE	3497 OLD HAML LN		THE VILLAGES, FL 32163	Proration	0008678152	ZY63557	PENDING	11309250	Refund Generated due to proration on Bill #0008678152-2013-	Vehicle Sold	05/28/2014	GV1 V5	Tax Tax	(\$63.80) (\$10.51)	\$0.00 \$0.00	(\$63.80) (\$10.51)
CLARENCE OATES TURNER, JR	144 CALLAHAN ST		RUTHERFORDT ON, NC 28139	Adjustment < \$100	0020827492	CE36913	PENDING	10975456	Refund Generated due to adjustment on Bill #0020827492-2013-	Over Assessment	05/20/2014	GV1 CV7	Tax Tax	(\$49.35) (\$46.10)	\$0.00 \$0.00	(\$49.35) (\$46.10)
CLAYTON DEWAYNE SMITH	434 PINEY MTN RD LOT 4		ELENBORO, NC 28040	Proration	0019727585	CHR5535	PENDING	11376940	Refund Generated due to proration on Bill #0019727585-2013-	Vehicle Sold	05/29/2014	GV1 CV7	Tax Tax	(\$10.07) (\$9.40)	\$0.00 \$0.00	(\$10.07) (\$9.40)
GAIL PRICE DIXON	725 HAMES RIDGE RD		MOORESBORO, NC 28114	Proration	0006627274	XTB4650	PENDING	11718846	Refund Generated due to proration on Bill #0006627274-2013-	Vehicle Sold	06/04/2014	GV1 V10	Tax Tax	(\$32.53) (\$4.29)	(\$1.63) (\$0.21)	(\$34.16) (\$4.50)
GARREN TIMOTHY HUNTER	PO BOX 143		RUTHERFORDT ON, NC 28139	Proration	0020630417	BHS4059	PENDING	12249908	Refund Generated due to proration on Bill #0020630417-2013-	Vehicle Sold	06/13/2014	GV1 V8	Tax Tax	(\$27.55) (\$3.63)	\$0.00 \$0.00	(\$27.55) (\$3.63)
GERALD DOMINIC DEFALCO	400 KELLY RD		FOREST CITY, NC 28043	Proration	0016433873	TWC5061	PENDING	11376706	Refund Generated due to proration on Bill #0016433873-2013-	Vehicle Sold	05/29/2014	GV1 V2	Tax Tax	(\$93.76) (\$7.73)	\$0.00 \$0.00	(\$93.76) (\$7.73)
HUBERT DEAN BURGESS	164 FRANCIS ST		FOREST CITY, NC 28043	Proration	0020195709	XPX4606	PENDING	11238738	Refund Generated due to proration on Bill #0020195709-2013-	Vehicle Sold	05/27/2014	GV1 V2	Tax Tax	(\$20.79) (\$1.72)	(\$1.04) (\$0.08)	(\$21.83) (\$1.80)
JEFFERY WAYNE DOTSON	213 HONEYSUCKLE CT		RUTHERFORDT ON, NC 28139	Adjustment < \$100	0020673420	CHR6677	PENDING	16858212	Refund Generated due to adjustment on Bill #0020673420-2013-2013-0000	Situs error	05/27/2014	GV1 CV7 V6	Tax Tax Tax	\$0.00 (\$19.85) \$1.75	\$0.00 \$0.00 \$0.00	\$0.00 (\$19.85) \$1.75
JESSIE MORGAN GOSSETT	160 GOSSETT TRL		MOORESBORO, NC 28114	Proration	0006657517	XYE3718	PENDING	12369234	Refund Generated due to proration on Bill #0006657517-2013-	Vehicle Sold	06/16/2014	GV1 V16	Tax Tax	(\$3.06) (\$0.20)	\$0.00 \$0.00	(\$3.06) (\$0.20)
JOHN GILBERT BECK	220 SCRUGGS RD		FOREST CITY, NC 28043	Adjustment < \$100	0021185598	5381DV	PENDING	17786145	Refund Generated due to adjustment on Bill #0021185598-2013-2013-0000	Situs error	06/06/2014	GV1 CV7 V2	Tax Tax Tax	(\$9.12) (\$34.08) \$2.25	\$0.00 \$0.00 \$0.00	(\$9.12) (\$34.08) \$2.25

JONATHAN DANIEL CRAWFORD, II	266 FLORIDA AVE	SPINDALE, NC 28160	Proration	00164438093	BHG3683	PENDING	18374979	Refund Generated due to proration on Bill #00164438093-2013-0000-00	Vehicle Sold	06/13/2014	GV1 CV8 LV8	Tax Tax Tax	(\$6.47) (\$6.75) (\$0.53)	\$0.00 \$0.00 \$0.00	Refund Refund Refund	(\$6.47) (\$6.75) (\$0.53)
KARETHA LOUISE GULLET	1821 GOLDEN VALLEY CHURCH	BOSTIC, NC 28018	Adjustment < \$100	0018778737	XTY9788	PENDING	17786853	Refund Generated due to adjustment on Bill #0018778737-2013-2013-0000	Situs error	06/06/2014	GV1 V16 V7	Tax Tax Tax	\$0.00 \$5.66 (\$12.74)	\$0.00 \$0.00 \$0.00	Refund Refund Refund	\$0.00 \$5.66 (\$12.74)
KATIE LOUISE BUCHANAN	154 HONEYCUTT DR	MOORESBORO, NC 28114	Proration	0006632295	AAJ3772	PENDING	11788592	Refund Generated due to proration on Bill #0006632295-2013-0000-00	Vehicle Sold	06/05/2014	GV1 V10	Tax Tax	(\$54.53) (\$7.19)	\$0.00 \$0.00	Refund Refund	(\$54.53) (\$7.19)
KENNETH BRANDON NELSON	1090 ROCK SPRINGS CHURCH	RUTHERFORDT ON, NC 28139	Adjustment < \$100	0021169049	ZXT2444	PENDING	17682276	Refund Generated due to adjustment on Bill #0021169049-2013-2013-0000	Situs error	06/05/2014	GV1 CV7 V16	Tax Tax Tax	\$0.00 (\$103.82) \$7.32	\$0.00 \$0.00 \$0.00	Refund Refund Refund	\$0.00 (\$103.82) \$7.32
MARGIE ELLIOTT DAVIS	4200 MAPLE CREEK RD	RUTHERFORDT ON, NC 28139	Proration	0016445613	XTA9357	PENDING	12249866	Refund Generated due to proration on Bill #0016445613-2013-0000-00	Vehicle Sold	06/13/2014	GV1 V14	Tax Tax	(\$69.40) (\$8.01)	\$0.00 \$0.00	Refund Refund	(\$69.40) (\$8.01)
MICHAEL DEAN CARVER	573 CHILLY BOWL RD	RUTHERFORDT ON, NC 28139	Adjustment < \$100	0020519924	CE36889	PENDING	11147768	Refund Generated due to adjustment on Bill #0020519924-2013-0000-00	Over Assessment	05/23/2014	GV1 V13	Tax Tax	(\$38.25) (\$3.15)	\$0.00 \$0.00	Refund Refund	(\$38.25) (\$3.15)
NICHOLAS THERON JOLLEY	PO BOX 187	HENRIETTA, NC 28076	Adjustment < \$100	0021251474	SVZ4213	PENDING	18262428	Refund Generated due to adjustment on Bill #0021251474-2013-2013-0000	Situs error	06/12/2014	GV1 CV7 V11	Tax Tax Tax	\$0.00 (\$26.03) \$3.21	\$0.00 \$0.00 \$0.00	Refund Refund Refund	\$0.00 (\$26.03) \$3.21
PAMELA JANE LOOKADOO	141 MISSED OAK DR	FOREST CITY, NC 28043	Adjustment < \$100	0008944866	BEB2677	PENDING	16634889	Refund Generated due to adjustment on Bill #0008944866-2012-2012-0000	Situs error	05/22/2014	GV1 CV7 V2	Tax Tax Tax	\$0.00 (\$13.59) \$1.27	\$0.00 \$0.00 \$0.00	Refund Refund Refund	\$0.00 (\$13.59) \$1.27
PAMELA VAN CROCKER	351 SHORT RD	ELLENBORO, NC 28040	Proration	0016434493	5B1110	PENDING	11148030	Refund Generated due to proration on Bill #0016434493-2013-0000-00	Vehicle Sold	05/23/2014	GV1 V11	Tax Tax	(\$17.42) (\$2.01)	\$0.00 \$0.00	Refund Refund	(\$17.42) (\$2.01)
PATRICIA MARIE MARTIN	122 FLORIDA AVE	SPINDALE, NC 28160	Adjustment < \$100	0021149357	CHR8227	PENDING	18153966	Refund Generated due to adjustment on Bill #0021149357-2013-2013-0000-00	Assessed in Err	06/11/2014	GV1 CV8 LV8	Tax Tax Tax	(\$19.42) (\$20.26) (\$1.60)	\$0.00 \$0.00 \$0.00	Refund Refund Refund	(\$19.42) (\$20.26) (\$1.60)
RANDY LEE ROPER	590 ROPER LOOP RD	RUTHERFORDT ON, NC 28139	Proration	0010771875	CEE2640	PENDING	11309256	Refund Generated due to proration on Bill #0010771875-2013-0000-00	Vehicle Sold	05/28/2014	GV1 V9	Tax Tax	(\$3.41) (\$0.45)	\$0.00 \$0.00	Refund Refund	(\$3.41) (\$0.45)
ROBERT EARL OROURKE	760 DOGGETT RD	FOREST CITY, NC 28043	Adjustment < \$100	0020459259	CS2589	PENDING	11238812	Refund Generated due to adjustment on Bill #0020459259-2013-0000-00	SLVG or RBLT TTL	05/27/2014	GV1 V2	Tax Tax	(\$8.57) (\$0.71)	\$0.00 \$0.00	Refund Refund	(\$8.57) (\$0.71)
ROBERT LEE HARRIS	PO BOX 507	HENRIETTA, NC 28076	Adjustment < \$100	0021237061	SVZ4921	PENDING	18152997	Refund Generated due to adjustment on Bill #0021237061-2013-2013-0000	Situs error	06/11/2014	GV1 CV7 V10	Tax Tax Tax	\$0.00 (\$65.21) \$9.20	\$0.00 \$0.00 \$0.00	Refund Refund Refund	\$0.00 (\$65.21) \$9.20
ROGER ALLEN HODGEL JR	1965 COOPERS GAP RD	RUTHERFORDT ON, NC 28139	Adjustment < \$100	0020675493	CE61973	PENDING	12102550	Refund Generated due to adjustment on Bill #0020675493-2013-0000-00	Adjustment	06/11/2014	GV1 V14	Tax Tax	(\$30.28) (\$3.49)	\$0.00 \$0.00	Refund Refund	(\$30.28) (\$3.49)
ROGER LEE TESSENER, JR	239 SMITH ST	FOREST CITY, NC 28043	Proration	0020500654	CHR6183	PENDING	12175108	Refund Generated due to proration on Bill #0020500654-2013-0000-00	Vehicle Sold	06/12/2014	GV1 V16	Tax Tax	(\$29.05) (\$1.92)	\$0.00 \$0.00	Refund Refund	(\$29.05) (\$1.92)
SONDRA DILLS MARTINEZ	148 FAIRWAY DR	FOREST CITY, NC 28043	Proration	0016445614	AEL4986	PENDING	10975476	Refund Generated due to proration on Bill #0016445614-2013-0000-00	Vehicle Sold	05/20/2014	GV1 V2	Tax Tax	(\$86.75) (\$7.15)	\$0.00 \$0.00	Refund Refund	(\$86.75) (\$7.15)
STEVE WILLIAM MATHENY	460 ELLENBORO HENRIETTA, R	ELLENBORO, NC 28040	Adjustment < \$100	0021267153	ZTW7221	PENDING	18553905	Refund Generated due to adjustment on Bill #0021267153-2013-2013-0000	Situs error	06/16/2014	GV1 CV7 V11	Tax Tax Tax	\$0.00 (\$28.41) \$3.51	\$0.00 \$0.00 \$0.00	Refund Refund Refund	\$0.00 (\$28.41) \$3.51
TANYA MARIE HENDERSON	204 STONECUTTER ST	SPINDALE, NC 28160	Proration	0019712633	BHS7331	PENDING	11034196	Refund Generated due to proration on Bill #0019712633-2013-0000-00	Vehicle Sold	05/21/2014	GV1 CV7	Tax Tax	(\$45.02) (\$42.06)	\$0.00 \$0.00	Refund Refund	(\$45.02) (\$42.06)
TRACY MANFORD SHORT	180 MANFORD DR	BOSTIC, NC 28018	Adjustment < \$100	0021146969	AX1596	PENDING	17577893	Refund Generated due to adjustment on Bill #0021146969-2013-0000-00	Situs error	06/04/2014	GV1 CV7 V7	Tax Tax Tax	\$0.00 (\$64.07) \$10.17	\$0.00 \$0.00 \$0.00	Refund Refund Refund	\$0.00 (\$64.07) \$10.17



Rutherford County

Office Building
289 N. Main Street
Rutherfordton, NC 28139

Legislation Text

File #: ID 14-339, **Version:** 1

Meeting Date: July 7, 2014

Recognition of 2014 NACO Achievement Award Winners - Transit Department and EMS

Summary:

The Rutherford County Transit Department and EMS recently received 2014 NACO Achievement Awards.

- Transit Food Pantry Shuttle Service
- 911 Public Awareness Campaign
- EMS Stuff the Ambulance

Budget:

N/A

Contact Information:

Kerry Giles, Transportation Services Director
288-4505
kerry.giles@rutherfordcountync.gov

Recommended Motion:

Recognize and thank Transportation Services Director Kerry Giles, 9-1-1 Central Communications Director Tammy Aldridge, EMS Operations' Manager Terry Baynard, Transit Operations' Manager Jeff Hill, and the employees of 9-1-1 Central Communications, EMS, and Transit for their work serving the citizens, businesses, and guests of Rutherford County.



Rutherford County

Office Building
289 N. Main Street
Rutherfordton, NC 28139

Legislation Text

File #: ID 14-331, **Version:** 1

Meeting Date: July 7, 2014

Chairman Eckler - Proclamation in Honor of the Military Order of the Purple Heart

Summary:

Chairman Eckler has requested that the Board consider proclaiming Rutherford County as a Purple Heart County in the State of North Carolina. A copy of a proclamation for the Board's consideration is on the following page.

Budget:

N/A

Contact Information:

Hazel Haynes, Clerk to the Board
287-6045
hazel.haynes@rutherfordcountync.gov

Recommended Motion:

Approve proclamation.

Proclamation

WHEREAS, the Purple Heart is the oldest military decoration in present use and was initially created as the Badge of Military Merit by General George Washington in 1782; and

WHEREAS, the Purple Heart was the first American service award or decoration made available to the common soldier and is specifically awarded to those who have been wounded or killed while serving the United States against opposing armed forces; and

WHEREAS, the Military Order of the Purple Heart was chartered by an Act of Congress. Its mission is to foster an environment of good will among the combat wounded veterans and their families, to promote patriotism, to support legislative initiatives and, most importantly, to make sure we never forget the sacrifices our veterans have made; and

WHEREAS, Rutherford County has been engaged in every war against a declared enemy fought by the United States, including the war for the nation's independence;

WHEREAS, Rutherford County has a large population of highly decorated military members, active duty and retired, as well as Purple Heart recipients, living in its communities.

WHEREAS, Rutherford County recognizes the commitment and increasing sacrifices required of military families; and

WHEREAS, Rutherford County pledges its ongoing commitment to and support for the men and women who so honorably serve our nation.

NOW, THEREFORE, BE IT RESOLVED that the Rutherford Board of County Commissioners does hereby proclaim Rutherford County as a

“PURPLE HEART COUNTY IN THE STATE OF NORTH CAROLINA”

Adopted this the 7th day of July, 2014.

Chairman, Board of Commissioners

ATTEST:

Clerk, Board of Commissioners



Rutherford County

Office Building
289 N. Main Street
Rutherfordton, NC 28139

Legislation Text

File #: ID 14-315, **Version:** 1

Meeting Date: July 7, 2014

Voting Delegate to NCACC Annual Conference

Summary:

It is requested that the Board appoint a Voting Delegate to the NCACC Annual Conference to be held in Asheville on August 14 - 17.

Budget:

N/A

Contact Information:

Hazel Haynes, Clerk to the Board
287-6045
hazel.haynes@rutherfordcountync.gov

Recommended Motion:

Appoint Voting Delegate.

Designation of Voting Delegate to NCACC Annual Conference

I, _____, hereby certify that I am the duly designated voting delegate for _____ County at the 107th Annual Conference of the North Carolina Association of County Commissioners to be held in Buncombe County, N.C., on August 14-17, 2014.

Signed: _____

Title: _____

Article VI, Section 2 of our Constitution provides:

“On all questions, including the election of officers, each county represented shall be entitled to one vote, which shall be the majority expression of the delegates of that county. The vote of any county in good standing may be cast by any one of its county commissioners who is present at the time the vote is taken; provided, if no commissioner be present, such vote may be cast by another county official, elected or appointed, who holds elective office or an appointed position in the county whose vote is being cast and who is formally designated by the board of county commissioners. These provisions shall likewise govern district meetings of the Association. A county in good standing is defined as one which has paid the current year's dues.”

Please return this form to Sheila Sammons by: **Friday, August 1, 2014:**

NCACC
215 N. Dawson St.
Raleigh, NC 27603
Fax: (919) 719-1172
sheila.sammons@ncacc.org
(p) (919) 715-4365



Rutherford County

Office Building
289 N. Main Street
Rutherfordton, NC 28139

Legislation Text

File #: ID 14-323, **Version:** 1

Meeting Date: July 7, 2014

Appointments to Transit Advisory Board

Summary:

It is requested that the Board make the following re-appointments.

Transit Advisory Board - Phillip Melton and Sandra Miller

Budget:

N/A

Contact Information:

Hazel Haynes, Clerk to the Board
287-6045
hazel.haynes@rutherfordcountync.gov

Recommended Motion:

Approve appointments.



Rutherford County

Office Building
289 N. Main Street
Rutherfordton, NC 28139

Legislation Text

File #: ID 14-324, **Version:** 1

Meeting Date: July 7, 2014

County Commissioner Appointment to Smoky Mountain LME/MCO County Commissioner Advisory Council

Summary:

Smoky Mountain LME/MCO is working to establish a County Commissioner Advisory Council representing each county in the 23 county catchment area. This County Commissioner Advisory Council was established in GS 122-C when changes were made to the Board structure of LME/MCOs. It is requested that the Board appoint a County Commissioner to the Smoky Mountain LME/MCO County Commissioner Advisory Council.

Budget:

N/A

Contact Information:

Carl Classen, County Manager
287-6060
carl.classen@rutherfordcountync.gov

Recommended Motion:

Appoint a County Commissioner to the Smoky Mountain LME/MCO County Commissioner Advisory Council.

From: [Carl Classen](#)
To: [Hazel Haynes](#)
Cc: [Adrienne Wallace](#); [Shelly Foreman](#); [Bill Eckler](#); [Bo Richard](#); [Eddie Holland](#); [Greg Lovelace](#); [Julius Owens](#)
Subject: FW: Smoky Mountain LME/MCO County Commissioner Advisory Council Appointments and Kick-Off Luncheon
Date: Wednesday, June 18, 2014 2:10:41 PM

Hazel – For July 7 Agenda: Appointment of a Commissioner to the Smoky Mountain LME/MCO County Commissioner Advisory Council

Commissioners – This is not an appointment to the Smoky Board. Rather, it is to a statutorily-created committee of county commissioners (one from each county) to meet periodically. The county managers have suggested that chairmen be considered as a way to regionally discuss mental health and other issues important to western North Carolina counties. However, the commissioner selected is entirely up to each board. I regret that I will be unable to attend the County Commissioners Association meeting this year but look forward to attending future Commissioner Advisory Council meetings with whoever is selected from the Rutherford County Board.

Please contact me with any questions.

Carl

Carl Classen
County Manager
Rutherford County, NC
(828) 287-6060

Pursuant to North Carolina General Statutes, Chapter 132, et. seq., this electronic mail message and any attachment hereto, as well as any electronic mail message(s) that may be sent in response to it may be considered public record and as such are subject to requests for review.

From: Shelly Foreman [mailto:Shelly.Foreman@smokymountaincenter.com]
Sent: Wednesday, June 18, 2014 12:36 PM
To: 'Chuck Wooten'; 'Derek Rowland'; 'Greg Cable'; 'Ira Dove'; 'Kevin King'; 'Paul Leek'; 'Randy Wiggins'; 'Chuck Abernathy'; 'Rick French'; 'Stan Kiser'; 'Deron Geouque'; 'Don Adams'; 'John Yates'; 'Robert Wiseman'; 'Sam Yearick'; 'Alan Lamberson'; 'Artie Wilson'; Carl Classen; 'Charles Vines'; 'Marche Pittman'; 'Nathan Bennett'; 'Steve Wyatt'; 'Wanda Greene'
Cc: 'Mandy Stone'; 'Amy Brantley'; Brian Ingraham; 'Michael Lavender'
Subject: RE: Smoky Mountain LME/MCO County Commissioner Advisory Council Appointments and Kick-Off Luncheon

Hello All:

Just a reminder that we will be hosting our Smoky Mountain LME/MCO County Commissioner Advisory Council Kick off as part of the NC Association of County Commissioners (NCACC) to plan a kick-off meeting **on Saturday, August 16th, from 11:30-2:00 -at the Renaissance Hotel in Asheville, as part of the NCACC annual conference.** I know many of your Board's are taking action to designate the county commissioner appointee to this Advisory Council.

AS I e-mailed to all of you earlier, we are also inviting each county manager to attend, as a way of promoting ongoing collaboration with each county, and to support the commissioner designee. **As soon as you have identified your commissioner appointee, I would ask that you send me their name and contact information.** Smoky is in the process of planning for this event, so want to make sure all commissioners get the luncheon information.

Thanks in advance for your help!

Shelly Foreman, Sr. Director
Planning & Public Affairs
Smoky Mountain LME/MCO
828-586-5501 x 1219
828-508-9672-cell

From: Shelly Foreman
Sent: Monday, June 02, 2014 1:09 PM
To: Chuck Wooten; Derek Rowland; Greg Cable; Ira Dove; 'Kevin King'; 'Paul Leek'; 'Randy Wiggins'; 'Chuck Abernathy'; 'Rick French'; 'Stan Kiser'; 'Deron Geouque'; 'Don Adams'; 'John Yates '; 'Robert Wiseman'; Sam Yearick; 'Alan Lamberson'; 'Artie Wilson'; 'Carl Classen'; 'Charles Vines'; 'Marche Pittman'; 'Nathan Bennett'; 'Steve Wyatt'; 'Wanda Greene'
Cc: 'Mandy Stone'; 'Amy Brantley'; Brian Ingraham; 'Michael Lavender'; 'patrice.roessler@ncacc.org'
Subject: Smoky Mountain LME/MCO County Commissioner Advisory Council Appointments and Kick-Off Luncheon

Hello All:

As you know Smoky Mountain LME/MCO is working to establish a County Commissioner Advisory Council representing each county in the 23 county catchment area. This County Commissioner Advisory Council was established in statute- GS 122-C, when changes were made to the Board structure of LME/MCOs.

This Council will be comprised of one appointed Commissioner from each county Board of Commissioners. In reviewing this legislation, the Smoky Board of Directors also recognized the need to invite and engage county managers in this Council to aid and support the appointed Commissioner member in their work to understand and articulate community-based mental health, developmental disability and substance abuse service needs.

To facilitate the greatest participation, Smoky is working with the NC Association of County Commissioners (NCACC) to plan a kick-off meeting **on Saturday, August 16th, from 12:00-2:30 at the Renaissance Hotel in Asheville, as part of the NCACC annual conference.**

I am asking that you let me know the name of the appointed Commissioner from your county, as well as your willingness to participate, in a supporting role to your Commissioner member. I am attaching you a general proposal for the ongoing structure of the County Commissioner Advisory Council, the specific language of the legislation that defines the membership of the Advisory Council, and ideas about possible agenda items of interest...this proposed structure will be reviewed and adapted at the kick-off meeting for ongoing meeting scheduling. As you will note, this proposed structure gives flexibility for some smaller regional quarterly meetings if so desired by the Advisory

Council, but the Council will be able to determine if this meeting structure meets their needs or if they propose a different manner of meeting.

I look forward to hearing from you regarding your appointed member, your participation, and if you will be able to attend the kick-off meeting on **Saturday, August 16th**, in conjunction with the NCACC annual conference. I will be following up with you to provide you additional information.

A special thanks to Patrice Roessler with the NCACC for help in coordinating this initial meeting of the Smoky Mountain LME/MCO County Commissioner Advisory Council.

Shelly Foreman, Sr. Director
Planning & Public Affairs
Smoky Mountain LME/MCO
828-586-5501 x 1219
828-508-9672-cell

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Pursuant to North Carolina General Statutes, Chapter 132, et seq., this electronic mail message and any attachment hereto, as well as any electronic mail message(s) that may be sent in response to it may be considered public record and as such are subject to requests for review.

Draft of County Commissioner Advisory Council Structure

Because of the expansive geography of the catchment area, we would propose dividing Smoky into three or four regions that share similar traffic patterns, providers, and/or historical/geographical relationships. This may or may not be consistent with our previous organization of “regions.” This would also facilitate greater participation among county commissioners, who would have shorter drive times to attend meetings and could become more familiar with their counterparts on the Advisory Council.

To accomplish this, we would propose:

- Identify 3-4 regional groupings. Could be contiguous with Council of Government Offices.
- Establish a point person in each regional advisory group who will be the contact person for that area and meet with the county commissioner representative from the Smoky BOD and the point persons from the other regional advisory groups, once per quarter.
- The point person may be a county commissioner who serves on the Board of Directors, a previous member of the Board of Directors, or another commissioner, as agreed upon by the advisory group from which he or she hails.
- Regional advisory groups will meet quarterly during the first or second month of the quarter as agreed upon by members of the group. Smoky will need to provide support staff to facilitate sending meeting notices, taking minutes, coordinating meeting space, and other necessary functions. Smoky Mountain will assign a staff liaison, and the county commissioner representative of the Smoky Mountain Board of Directors will have a standing invitation to meet with these groups. Meetings w/ be posted as public meeting.
- Regional advisory group meeting locations will rotate through each county in that region, so that each county will have an opportunity to host, and so that no commissioner will consistently have to travel further than other commissioners to attend a meeting. This rotation may be adapted by each regional group, and could be in conjunction with Council of Government meeting schedule.
- Membership will be limited to county commissioner appointees to meet requirements of G.S. 122C-118.2. Commissioners may invite their county manager to attend with them to provide input on agenda items.

§ 122C-118.2. Establishment of county commissioner advisory board.

(a) There is established a county commissioner advisory board for each catchment area, consisting of one county commissioner from each county in the catchment area, designated by the board of commissioners of each county. The county commissioner advisory board shall meet on a regular basis, and its duties shall include serving as the chief advisory board to the area authority and to the director of the area authority on matters pertaining to the delivery of services for individuals with mental illness, intellectual or other developmental disabilities, and substance abuse disorders in the catchment area. The county commissioner advisory board serves in an advisory capacity only to the area authority, and its duties do not include authority over budgeting, personnel matters, governance, or policymaking of the area authority.

(b) Each board of commissioners within the catchment area shall designate from its members the commissioner to serve on the county commissioner advisory board. Each board of commissioners may determine the manner

of designation, the term of service, and the conditions under which its designee will serve on the county commissioner advisory board. (2013-85, s. 8.)

- The point persons from each regional advisory group and the county commissioner representative to the Smoky BOD will meet during the third quarter of the month prior to the regular board meeting. During any other month, point persons may contact the county commissioner representative with particular concerns that need to be addressed prior to this meeting in the third month of the quarter.
- Smoky staff liaison will meet with Advisory Council during that third month of the quarter, and other staff as needed or requested. Smoky Mountain CEO would have a standing invitation to attend, as well as other staff or providers as deemed necessary.
- It is suggested that a standing report of the County Commissioner Advisory Council be established as a Smoky BOD's agenda item. The county commissioner representative on the Smoky BOD, will report on meeting outcomes and issues of concern. Other members of the Advisory Council will always be welcome at the board meetings. On occasion, other members of the Advisory Council may be asked to assist the county commissioner representative to the Smoky Board of Directors in his or her presentation.
- County Commissioner appointees will be reimbursed for travel expenses based on the Smoky Mountain Travel and Reimbursement Policy.
- A time at Smoky's annual Board of Directors retreat will be established to meet with Advisory Council members for planning purposes.
- Meetings of the Advisory Council and regional advisory groups will have a standing agenda, with the ability to add items as needed.
- Agenda could include:
 - Update on Smoky and State-level mh/dd/sa activities.
 - Discussion regarding access to care or services issues, as well as concerns regarding access to particular providers that counties may be experiencing. (For example, lack of access to a particular type of service, on the one hand, versus access to a particular provider or particular clinician at a particular provider office, on the other hand.)
 - Provider Network Update and identification of any concerns by counties, including performance issues.
 - County questions or concerns regarding MCO performance (Billing, finance, service allocation, etc.)
 - Service delivery funded by Medicaid, state and local funds.
 - Smoky Special Initiatives
 - Service profile at each meeting as time will allow.



Rutherford County

Office Building
289 N. Main Street
Rutherfordton, NC 28139

Legislation Text

File #: ID 14-318, **Version:** 1

Meeting Date: July 7, 2014

Commissioner Richard - Solar Farm Ordinance

Summary:

Commissioner Richard has questions about the Solar Farm Ordinance that he would like to address. His reference is 153A-45.

Budget:

N/A

Contact Information:

Roger Richard, Commissioner
287-6045
roger.richard@rutherfordcountync.gov

Recommended Motion:

Discussion.

§ 153A-45. Adoption of ordinances.

To be adopted at the meeting at which it is first introduced, an ordinance or any action having the effect of an ordinance (except the budget ordinance, any bond order, or any other ordinance on which a public hearing must be held before the ordinance may be adopted) must receive the approval of all the members of the board of commissioners. If the ordinance is approved by a majority of those voting but not by all the members of the board, or if the ordinance is not voted on at that meeting, it shall be considered at the next regular meeting of the board. If it then or at any time thereafter within 100 days of its introduction receives a majority of the votes cast, a quorum being present, the ordinance is adopted. (1963, c. 1060, ss. 1, 1 1/2; 1965, cc. 388, 567, 1083, 1158; 1967, c. 495, s. 2; 1969, c. 36, s. 1; 1971, c. 702, ss. 1-3; 1973, c. 822, s. 1.)



Rutherford County

Office Building
289 N. Main Street
Rutherfordton, NC 28139

Legislation Text

File #: ID 14-319, **Version:** 1

Meeting Date: July 7, 2014

Commissioner Richard - Garnishment Fee for Cuthbertson Tax Appeal

Summary:

Commissioner Richard wishes to discuss the garnishment fee for the Dwayne Cuthbertson tax appeal that was on the May 5, 2014 meeting agenda. NCGS 105-381(a)(3) is included on the following page.

Budget:

N/A

Contact Information:

Roger Richard, Commissioner
287-6045
bo.richard@rutherfordcountync.gov

Recommended Motion:

Discussion.

§ 105-381. Taxpayer's remedies.

(a) Statement of Defense. - Any taxpayer asserting a valid defense to the enforcement of the collection of a tax assessed upon his property shall proceed as hereinafter provided.

- (1) For the purpose of this subsection, a valid defense shall include the following:
 - a. A tax imposed through clerical error;
 - b. An illegal tax;
 - c. A tax levied for an illegal purpose.
- (2) If a tax has not been paid, the taxpayer may make a demand for the release of the tax claim by submitting to the governing body of the taxing unit a written statement of his defense to payment or enforcement of the tax and a request for release of the tax at any time prior to payment of the tax.
- (3) If a tax has been paid, the taxpayer, at any time within five years after said tax first became due or within six months from the date of payment of such tax, whichever is the later date, may make a demand for a refund of the tax paid by submitting to the governing body of the taxing unit a written statement of his defense and a request for refund thereof.



Rutherford County

Office Building
289 N. Main Street
Rutherfordton, NC 28139

Legislation Text

File #: ID 14-342, **Version:** 1

Meeting Date: July 7, 2014

Budget for Fiscal Year 2014-2015

Summary:

The Board may wish to discuss and take action on the budget for Fiscal Year 2014-2015 depending on action/inaction by the General Assembly.

Budget:

N/A

Contact Information:

Carl Classen, County Manager
287-6060
carl.classen@rutherfordcountync.gov

Recommended Motion:

Possible discussion and action.



Rutherford County

Office Building
289 N. Main Street
Rutherfordton, NC 28139

Legislation Text

File #: ID 14-326, **Version:** 1

Meeting Date: July 7, 2014

2014 Goals Update/Review

Summary:

An update will be provided on the 2014 goals set by the Board of Commissioners at their goals' setting meetings earlier in the year. A copy of these goals is on the following pages.

Budget:

N/A

Contact Information:

Carl Classen, County Manager
287-6060
carl.classen@rutherfordcountync.gov

Recommended Motion:

Discussion.

2014 GOALS

CRITICAL PRIORITIES

Overarching priority: Good Jobs



- ☼ Economic Development Product
 - Site Ready
 - Market Daniel Road
 - Create public/private economic development organization

- ☼ Southern EMS Station
 - Library Cost Estimate

- ☼ Vocational/Technical Training Center (VOCAT) to keep Rutherford County attractive to new industries

- ☼ County-Schools-College Facilities Plan

- ☼ Water and Sewer Infrastructure
 - Sewer Systems Study Review

- ☼ Transportation Advocacy
 - Hwy. 221 Four-laning
 - Hwy. 74 Interstate
 - Hwy. 221 Chesnee
 - Hwy. 221-A Straightening
 - Hwy. 221 Charlotte Road off ramp
 - Hwy. 221 Laurel Hill bi-section

2014 GOALS

GENERAL PRIORITIES

Overarching priority: Good Jobs



- ☼ Work with schools and TDA on joint soccer/softball/baseball athletic
- ☼ 911 backup center
- ☼ Farmers' Market to be advanced as far as possible this year
- ☼ VIPER Tower in Chimney Rock
- ☼ Public Records Terminal
- ☼ 50% Share on Water & Sewer Pilot Project
- ☼ HVAC and Roof Plan for Schools and College
- ☼ Increase internet/cell services to unserved or underserved areas of County
- ☼ Investigate regional MSW or incinerator

2014 GOALS

OTHER PRIORITIES

Overarching priority: Good Jobs



- ☼ Continue and expand community based grants

- ☼ School bus garage

- ☼ Agriculture/Economic Development Director



Rutherford County

Office Building
289 N. Main Street
Rutherfordton, NC 28139

Legislation Text

File #: ID 14-332, **Version:** 1

Meeting Date: July 7, 2014

Resolution: North Carolina Transportation Network (NCTN) and Draft Recommended Strategic Transportation Corridors (STC)

Summary:

The Board heard a report at the June meeting regarding the transportation recommendations by the state. As a result of the report, the Board asked that a resolution be provided at the July meeting for their consideration. A copy of that resolution is on the following page.

Budget:

N/A

Contact Information:

Hazel Haynes, Clerk to the Board
287-6045
hazel.haynes@rutherfordcountync.gov

Recommended Motion:

Approve resolution.

Rutherford County Board of Commissioners

RESOLUTION TO OFFER COMMENTS ON THE NORTH CAROLINA TRANSPORTATION NETWORK (NCTN) AND DRAFT RECOMMENDED STRATEGIC TRANSPORTATION CORRIDORS (STC)

WHEREAS, Rutherford County is a part of the Isothermal Rural Planning Organization (IRPO) that provides transportation planning services for McDowell County, Polk County and Rutherford County; and

WHEREAS, IRPO represents counties in Western North Carolina in close proximity to three neighboring states -- South Carolina, Georgia and Tennessee; and

WHEREAS, the draft North Carolina Transportation Network model under represents existing transportation connections to nearby, out-of-state metropolitan areas and economic centers, such as the Inland Port in Greer, SC, and rail connections; and

WHEREAS, the draft North Carolina Transportation Network model relies on Total Tourism Receipts, not Visitors, which overemphasizes urban areas due to higher business-related lodging and food costs, and private attractions, which typically charge higher admission fees than the predominant public parks and forests which account for much of the tourism market in Western North Carolina, instead of actual use of the transportation system; and

WHEREAS, as a result, Western North Carolina has fewer North-South STC corridors, such as US-221 than would be expected.

NOW THEREFORE, be it resolved by the Rutherford County Board of Commissioners that the NCDOT is requested to review its draft North Carolina Transportation Network in consideration of these comments.

Clerk,
Board of Commissioners

William Eckler,
Chairman
Rutherford County Board of Commissioners

From: [Carl Classen](#)
To: [Bill Eckler](#); [Bo Richard](#); [Eddie Holland](#); [Greg Lovelace](#); [Julius Owens](#)
Cc: [Hazel Haynes](#); [Danny Searcy](#); [Blake Bostic](#); [Matt Blackwell](#); [Karyl Fuller](#); [Jim Edwards](#)
Subject: FW: Strategic Transportation Corridors Comments
Date: Tuesday, June 17, 2014 2:59:27 PM
Attachments: [RPO Resolution for STC2014.pdf](#)

Dear Commissioners –

A well-done review of the problem. Please note that the Strategic Transportation Corridor (STC) plan is the long-term plan for future major highways. The Strategic Transportation Initiative (STI), which Commissioners discussed at their last meeting, is the funding guideline. Rutherford County/western rural counties were hurt in that effort, too.

Rutherford County has written counties along the Hwy 74 Economic Development Corridor from Asheville to Charlotte to Wilmington asking that this corridor be made part of the Strategic Transportation Corridor plan plus include the segment from I-26 to I-85 be made a future interstate.

The resolution regarding the Strategic Transportation Initiative (funding plan) discussed at the June meeting will be on the Commissioners July 7 agenda.

Please contact me with any questions.

Carl

Carl Classen
County Manager
Rutherford County, NC
(828) 287-6060

Pursuant to North Carolina General Statutes, Chapter 132, et seq., this electronic mail message and any attachment hereto, as well as any electronic mail message(s) that may be sent in response to it may be considered public record and as such are subject to requests for review.

From: Karyl Fuller [mailto:kfuller@regionc.org]
Sent: Tuesday, June 17, 2014 11:08 AM
To: B ; Bill Eckler; Blake Bostic; Bob Boyette; Bob Keith; Bob shepard; Cameron McHargue (rcmchargue@bellsouth.net); Carl Classen; Cathy Ruth (planning@polknc.org); Chris Braund (TownMgr@TownofLakeLure.com); Chuck Abernathy; Danielle (daniellewithrow@townofforestcity.com); Danny Searcy; David Brown; David Eaker (deaker@bellsouth.net); Dianne Timberlake; Doug Arbogast; Ed Green; Erny Williams (ew@cityofsaludanc.com); heather Cotton; Jay Swain; Jim Edwards; Jessica Trotman; Joel Burrell (joelburrell@hotmail.com); Joel Setzer; Joey Davis; John Condrey (johncondrey@townofforestcity.com); Johnathan Kanipe (manager@columbusnc.com); karylmf@gmail.com; Kerry Giles; Kristina Solberg (KIsolberg@ncdot.gov); Larry Kernea; Lloyd Cuthbertson; Marche Pittman (mpittman@polknc.org); mark teague; Monica Pace; Pam Cook; Quesenberry, Matthew N (mnquesenberry@ncdot.gov); Ralph Cannady (rcannady@ncdot.gov); Ray4polk@yahoo.com; Rick McAllister (Rick1stmarines@yahoo.com); Ronald Harmon; Russ Scherer; Shannon Baldwin; Tom Pack (tpack@polknc.org)
Subject: Strategic Transportation Corridors Comments

All:

I plan to send the comments below and the resolution attached to Kerry Morrow by 5:00today. If you have comments, please let me know. Thanks.

To whom it may concern:

IRPO did an analysis of the Strategic Transportation Corridors, specifically how many STCs touch the boundary of each county. The statewide average was 2.8 connections. If we looked at just the top 15 urban counties, they had on average 4.4 connections. However, the most interesting statistic was that Western North Carolina had 1.77 connections, significantly lower than the statewide average, or even the average of Tier 1 and 2 (NC Commerce ranking) at 2.58. Also, noticeable visually was that most of the counties with 0 connections were border communities. This has reinforced the visual observation that Western North Carolina has significantly fewer Strategic Transportation Corridors than other parts of the state.

IRPO also looked at the Activity Center Access map and believe that it under-represents tourist travel by using gross receipts instead of visitor numbers. Visitors would seem to be a better indicator for STC because it represents actual usage of the transportation system. In the Triangle Business Journal article from February 27, 2014, titled "North Carolina's top 30 tourist destinations of 2013", there were several top tourist destinations that were not present on the map including Chimney Rock State Park, Grandfather Mountain and Linville Caverns, highlighting those that were in Western North Carolina.

Finally, IRPO would like to ask that analysis of neighboring states' extend more than 50 miles from their border with North Carolina. A hundred miles seems more reasonable. If this is not possible, IRPO would like to make sure that the Inland Port in Greer, SC, is included as it is only 37 miles from Columbus, NC.

Please find attached a resolution from Isothermal Rural Planning Organization formalizing these comments on the North Carolina Transportation Network and Draft Recommended Strategic Transportation Corridors

Sincerely,

Karyl Fuller, GISP
Isothermal RPO Director
Isothermal Planning & Development Commission
111 W. Court St.
Rutherfordton, NC 28139
(828) 287-2281 ext. 1226
(828) 351-2331
f (828) 351-2423
kfuller@regionc.org
www.regionc.org

Pursuant to North Carolina General Statutes, Chapter 132,et.seq., this electronic mail message and any attachment hereto, as well as any electronic mail message(s) that may be sent in response to it may be considered public record and as such are subject to requests for review.



Legislation Text

File #: ID 14-321, **Version:** 1

Meeting Date: July 7, 2014

**Application for Disabled Veteran Exclusion for Qualifying Surviving Spouse for
Amanda H Young**

Summary:

Facts:

Ms. Young visited the Revenue Department in January 2014 and received information regarding the Disabled Veteran's Exclusion for surviving spouses. She was given forms AV-9 Application for Property Tax Relief and NCDVA-9 NC Certification for Disabled Veteran's Exclusion. The NCDVA-9 needed to be completed and sent to Veterans Administration for approval. The AV-9 form was to be completed and returned to the Revenue Department by June 1 to be considered timely filed. The application deadline is printed at the top of the AV-9 under the instructions section. On June 11, 2014 Ms. Young returned the application and the approved NCDVA-9 form. At that time she was informed that the application was ten day late and could not be approved by the Revenue Department pursuant to NCGS 105-277.1C. She informed the Revenue staff that she had been told to return both forms at the same time. The NCDVA-9 form had been approved by the Veteran's Administration on March 14, 2014. She then requested that the Revenue staff submit it to the County Commissioners for approval as an untimely application with good cause.

Analysis:

The Revenue Director has spoken with Revenue Department front office staff and each member understands the procedure for receiving applications. The deadline is present for a reason and there is harm in accepting applications after the deadline set by the law. The deadline is set to protect county budgets from being undermined. There is always opportunity for her to file again properly next year. Even if she waited for the additional information, she still received that some months prior to the deadline.

Recommendation:

Staff recommendation is to deny the application for tax year 2014-15 and have Revenue Department hold application for timely submission for tax year 2015-16.

Law:

North Carolina General Statute 105-277.1C(f)

(f) Application. - An application for the exclusion allowed under this section should be filed during the regular listing period, but may be filed and must be accepted at any time up to and through June 1 preceding the tax year for which the exclusion is claimed. An applicant for an exclusion under this section must establish eligibility for the exclusion by providing a copy of the veteran's disability certification or evidence of benefits received under 38 U.S.C. § 2101. (2008-107, s. 28.11(b); 2009-445, s. 22(c); 2010-95, s. 16; 2010-96, s. 41.)

North Carolina General Statute 105-282.1(a1)

(a1) Late Application. - Upon a showing of good cause by the applicant for failure to make a timely application, an application for exemption or exclusion filed after the close of the listing period may be approved by the Department of Revenue, the board of equalization and review, the board of county commissioners, or the governing body of a municipality, as appropriate. An untimely application for exemption or exclusion approved under this subsection applies only to property taxes levied by the county or municipality in the calendar year in which the untimely application is filed.

Budget:

N/A

Contact Information:

Sherry Lavender, Revenue Director
287-6183
Sherry.lavender@rutherfordcountync.gov

Recommended Motion:

Discussion and possible action.



Rutherford County

Office Building
289 N. Main Street
Rutherfordton, NC 28139

Legislation Text

File #: ID 14-320, **Version:** 1

Meeting Date: July 7, 2014

Charge to Collect and Tax Settlement

Summary:

The Tax Settlement for FY 2013-2014 and the Charge to Collect are presented for the Board's consideration. A copy of the Charge to Collect is on the following page. The Tax Settlement Report for FY 2013-2014 will be presented by the Revenue Department prior to the meeting.

Budget:

N/A

Contact Information:

Sherry Lavender, Revenue Director
287-6183
Sherry.lavender@rutherfordcountync.gov

Recommended Motion:

Approve Tax Settlement and Charge to Collect.

State of North Carolina

County of Rutherford

TO: Sherry Lavender, Revenue Director of the County of Rutherford:

You are hereby authorized, empowered, and commanded to collect the taxes set forth in the tax records filed in the office of Rutherford County Revenue Department and in the tax receipts herewith delivered to you, in the amounts and from the taxpayers likewise therein set forth. Such taxes are hereby declared to be a first lien upon all real property of the respective taxpayers in the County of Rutherford, and this order shall be a full and sufficient authority to direct, require, and enable you to levy on and sell any real or personal property of such taxpayers, for and on account thereof, in accordance with law.

Witness my hand and official seal, this 7th day of July, 2014.

_____ (Seal)
Bill Eckler
Chairman, Board of Commissioners of
Rutherford County

Attest:

_____ (Seal)
Hazel Haynes
Clerk of Board of Commissioners of Rutherford County



Legislation Text

File #: ID 14-343, **Version:** 1

Meeting Date: July 7, 2014

Relief from Collecting Taxes on the Insolvent List

Summary:

Under authority N.C.G.S. 105-373(g) the Revenue Director is requesting the Board to grant the authority to release the debts listed as part of the Insolvent Resolution. These debts are considered uncollectable for one of the following reasons:

- **Death:** Taxpayer has died leaving uncollectable personal property tax debts.
- **Uncollectable:** Taxpayer has no found employment or bank account to enforce collections. Attempts have been made and failed.
- **Real Property:** Property was foreclosed upon and sold by town and for less money than taxes due to the town and county
- **Unlocatable:** Unable to levy on property as it has been removed from the jurisdiction of Rutherford County.

Insolvents are records that are determined to be uncollectable through the collection remedies allowed by statute.

FISCAL / BUDGETARY EFFECT:

CONCLUSION:

Releasing these uncollectable debts will help to clean up tax records.

RECOMMENDATION: The Revenue Director respectfully requests the Board to release the debts included as part of the Insolvent Resolution.

On the following pages are the 2014 Insolvent Resolution, a list of the insolvents, and NCGS 105-373 that addresses insolvents.

Budget:

N/A

Contact Information:

Sherry Lavender, Revenue Director
287-6183
Sherry.lavender@rutherfordcountync.gov

Recommended Motion:

Approve the Insolvent Resolution.

RESOLUTION ESTABLISHING INSOLVENT LIST

WHEREAS, the State of North Carolina, pursuant to North Carolina General Statute 105-373(a) (2), has authorized the County Commissioners of the respective counties within the State to establish an insolvent list

WHEREAS, it is the responsibility of the Board of Commissioners to approve all tax records meeting the criteria as insolvent, and

WHEREAS, all records in the attached list are deemed insolvent,

NOW, THEREFORE, BE IT RESOLVED, that the Rutherford County Board of Commissioners do hereby adopt the tax records listed as Insolvent.

The foregoing resolution having been submitted to a vote and received a vote of _____ to _____ and was duly adopted the _____ day of _____, 2014.

Bill Eckler, Chair
Rutherford County Board of Commissioners

Attest:

Hazel Haynes, Clerk to the Board

YEAR/TB#	ACCT #	Account Name.	Orig. Levy
05VVSX4214	15205689	ALVAREZ, MARCELA E. JIMENEZ	\$ 22.05
05VTWB5821	15198087	ANGELES, JUAN ALFONSO	\$ 7.29
05VTWB8177	15198087	ANGELES, JUAN ALFONSO	\$ 41.49
05VSVZ5220	15187781	ARTHUR, JAMES ELMER	\$ 34.05
05VSVZ6836	15194853	CAUSBY, THAD MARTIN JR	\$ 11.01
05VVNE8301	15248606	COGGINS, HEATHER RENAE	\$ 11.83
05VPRH1034	15163532	GUDINEZ, GUILLERMO PEDROZA	\$ 31.90
05VTWB5095	15198403	OSTEEN, ANGELA WALKER	\$ 46.01
05VRVV7376	15090569	POTEAT, MICHAEL BENNETT	\$ 85.60
05VSYT6257	15164530	RAMIREZ, JOSE ELIAS	\$ 25.62
05VVNE5800	15186540	RAMIREZ, JOSE ELIAS	\$ 51.73
05VJVB2429	15147282	ROME, TROY	\$ 13.26
05VTWB8469	15136591	TAYLOR, AUDRY GUFFEY	\$ 9.65
05VTWB8885	15156061	TRUEX, DAWN MARIE	\$ 22.17
05VVSX3118	15201252	VILLARREAL, MARIO CANTU	\$ 15.54
05VTWB4311	15191600	WALSH, DONNA FUENTES	\$ 55.08
05VVSX1657	15206230	WARD, SUSAN SHELTON	\$ 11.04
05VKRONIK	15123017	WASHINGTON, ANTHONY TYRONE	\$ 9.10
05VKYN6102	15123017	WASHINGTON, ANTHONY TYRONE	\$ 28.08
05VTRX5616	15177579	WATERS, L B	\$ 4.49
05VTWB8028	15177579	WATERS, L B	\$ 10.88
05VTRX5624	15048835	WATERS, LB	\$ 2.31
05VTWB7535	15138895	WILSON, WILLIAM ELLIS	\$ 31.30
05VNSL5186	15170603	YELTON, PATRICIA F	\$ 15.93
05VVNE8635	15016668	HOLBERT, JAMES PATRICK	\$ 8.12
05VTWB4916	15032079	CROTTS, GEORGE WILLIAM	\$ 36.99
05VTWB9936	15193137	KEETER, ALAN SCOTT	\$ 5.74
			\$ 648.26

27

NC General Statute concerning Insolvents

§ 105-373. Settlements.

(a) Annual Settlement of Tax Collector. –

(2) Insolvents. – Upon receiving the report required by subdivision (a)(1), above the governing body of the taxing unit shall enter upon its minutes the names of persons owing taxes (but who listed no real property) whom it finds to be insolvent, and it shall by resolution designate the list entered in its minutes as the insolvent list to be credited to the tax collector in his settlement.

(g) Relief from Collecting Insolvents. – The governing body of any taxing unit may, in its discretion, relieve the tax collector of the charge of taxes owed by persons on the insolvent list that are five or more years past due when it appears to the governing body that such taxes are uncollectible.



Rutherford County

Office Building
289 N. Main Street
Rutherfordton, NC 28139

Legislation Text

File #: ID 14-316, **Version:** 1

Meeting Date: July 7, 2014

Closeout Budget Amendments

Summary:

The County Manager and the Finance Director will present closeout budget amendments at the July 7 meeting.

Budget:

N/A

Contact Information:

Paula Roach, Finance Director
287-6348
paula.roach@rutherfordcountync.gov

Recommended Motion:

Approve closeout budget amendments.



Rutherford County

Office Building
289 N. Main Street
Rutherfordton, NC 28139

Legislation Text

File #: ID 14-330, **Version:** 1

Meeting Date: July 7, 2014

Declaration of Surplus Property

Summary:

It is proposed by staff that the real estate and other properties on the following page be declared surplus. If approved, the property will be advertised and the County will accept proposals in time for review at the August 4 County Commissioners' meeting.

The County property across from Facebook (Tax Parcel 1647934) has been removed from the review of surplus properties while the Economic Development Director investigates placement of one or more outdoor advertising signs on this property that would both promote Rutherford County and possibly bring in additional revenue.

Budget:

N/A

Contact Information:

Carl Classen, County Manager
287-6060
carl.classen@rutherfordcountync.gov

Recommended Motion:

Approve declaration of surplus property.

SURPLUS ITEMS FOR BOARD'S CONSIDERATION

It is recommended that the following vehicles be disposed and sold on GovDeals.

Vehicle # : 421

2001 Ford E350

VIN #: 1FTSS34L71HB08207

Vehicle #: 485

2004 Chevrolet 2500HD

VIN #: 1GCHK23U74F176330

It is recommended that the following equipment be declared surplus and sold on GovDeals.

Communications: Transmit Combiner, TXRX system Model # 74-34-96024-E

Senior Center: Exercise Equipment as listed below:
Stamina 4650 Dual Action Recumbent Bike
Schwinn Bike
Vitamaster Air Waves
Pedal bike
2 Toning Tables

It is recommended that the following County property be declared surplus and be sold through Upset Bid:

PIN # 1615368, 1616984, 1616985 - Ruth School Property

PIN # 1622856 - 475 Main Street, Forest City

PIN # 0910696-2153 US 221A HWY (Caroleen Bank)

PIN # 1616902 – 214 Henrietta St. (Old Caroleen Ball Field)



Rutherford County

Office Building
289 N. Main Street
Rutherfordton, NC 28139

Legislation Text

File #: ID 14-322, **Version:** 1

Meeting Date: July 7, 2014

Tobacco Use Policy and Correction to A Resolution of the Rutherford County Board of Commissioners Relating to the Implementation of FY 2014-2015 Budget

Summary:

A Tobacco Use Policy for the Board's consideration is on the following page.

It is requested that the Board consider a change to the Budget Resolution approved by the Board at the June 23 Special meeting. In *XI. Personnel-FMLA-Workers Compensation Leave*, the word, **consecutively**, should be changed to **concurrently** as listed below.

County Manager is authorized and directed to amend the Personnel Policy as follows: Family Medical Leave (FMLA) and Workers Compensation Leave will run **concurrently** for any leave that falls under the FMLA criteria.

Budget:

N/ A

Contact Information:

Debra Conner, Human Resources Director
287-6145
debra.conner@rutherfordcountync.gov

Recommended Motion:

Approve policy.

Personnel - Tobacco Use Policy

The County Manager is authorized and directed to amend the Personnel Policy to include and enforce a Tobacco Use Policy. Smoking and the use of tobacco products shall be unlawful in any county-owned or leased buildings or vehicles, including within fifty (50) feet of a public entrance, unless the variance from the no smoking policy is granted by the County Manager. Where a variance is granted, smoking and non-smoking areas shall be clearly designated.

The use of e-cigarettes is also prohibited under this policy where smoking and the use of tobacco products are prohibited. E-cigarettes means any electronic oral device, such as one composed of a heating elements, battery, and/or electronic circuit, which provides a vapor or nicotine or any other substances, and the use or inhalation of which simulates smoking. The term shall include any such device, whether manufactured, distributed, marketed, or sold as an e-cigarette, e-cigar, e-pipe, or under any other product name or descriptor.



Rutherford County

Office Building
289 N. Main Street
Rutherfordton, NC 28139

Legislation Text

File #: ID 14-329, **Version:** 1

Meeting Date: July 7, 2014

Mutual Aid Agreement with Polk County

Summary:

A mutual aid agreement with Polk County to provide or receive assistance during a major emergency or disaster is included on the following pages for the Board's consideration.

Budget:

N/A

Contact Information:

Roger Hollifield, Fire Marshal
287-6300
roger.hollifield@rutherfordcountync.gov

Recommended Motion:

Approve agreement.

STATE OF NORTH CAROLINA**COUNTIES OF RUTHERFORD AND POLK****MUTUAL AID AGREEMENT**

THIS AGREEMENT, made this 16th day of June, 2014 by and between the Counties of Rutherford and Polk, both of the State of North Carolina.

WITNESSETH

WHEREAS, a major emergency or disaster is in occurrence or imminent threat of widespread or severe damage, injury or loss of life or property resulting from any natural, or man-made accidental, military or paramilitary cause;

WHEREAS, each party desires to provide its residents all possible assistance in protection from a major emergency or disasters; and

WHEREAS, each party can provide the other mutual aid in time of disaster since they are geographically adjacent;

NOW THEREFORE, pursuant to N.C. General Statute 166A-19.72(c) and other applicable laws the parties agree as follows:

1. That should either party require the aid of the other, because of local state of emergency or disaster, the local Emergency Management Coordinator/Director of party requiring aid ("the requesting party") may make a request for the aid of the Local Emergency Management Coordinator/Director of the other party to this agreement.
2. That each party hereby authorizes and grants to its local Emergency Management Coordinator/Director the authority to give to, use and expend for the benefit of the other party to this agreement all available resources under his direct budgetary control needed to assist the requesting party. The County Manager is hereby authorized to give to, use and expend for the benefit of the other party to this agreement available resources of the County.
3. The party who is requested to extend aid may withhold resources necessary to provide reasonable and adequate protection to its community;
4. That, unless otherwise specified, the Emergency Management forces of the party extending aid will continue to operate under the command and control of their own leaders but those units actually rendering the requested aid will come under the operational control of the Emergency Management authorities of the requesting party;
5. That the requesting party will provide for the physical needs of those volunteers and personnel of the party extending
6. That the requesting party will pay to the party extending aid the costs and expenses which the party extending aid incurred by reason of extending the aid;
7. That the requesting party will indemnify, save, defend and hold harmless the party extending aid from any action or suit arising out of supplying or extending such aid;

8. That the requesting party will reimburse and make whole the party extending aid for any and all damage to equipment or loss of materials incurred by reason of extending aid;

IN WITNESS THEREOF, the parties have set their hands and seals as of the date set forth above.

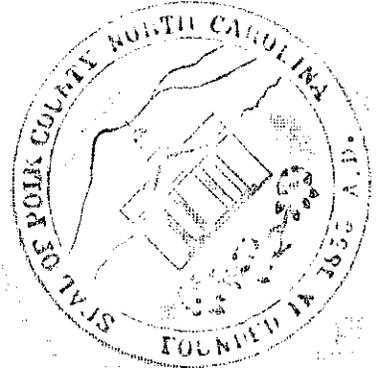
POLK COUNTY

By: *D.M. Pitt*
County Manager

CONCUR:

POLK COUNTY BOARD OF COMMISSIONERS

By: *Red B. Owens* (SEAL)
Chairman, Board of County Commissioners



Attest:

Keith Schumann
Clerk to the Board

[SEAL]

RUTHERFORD COUNTY

By: _____
County Manager

CONCUR:

RUTHERFORD COUNTY BOARD OF COMMISSIONERS

By: _____ (SEAL)
Chairman, Board of Commissioners

Attest:

Clerk to the Board

[SEAL]



Rutherford County

Office Building
289 N. Main Street
Rutherfordton, NC 28139

Legislation Text

File #: ID 14-325, Version: 1

Meeting Date: July 7, 2014

Community Project Grants

Summary:

On the following pages are a summary of 2013-2014 Community Project Grants, as well as, a proposed grant cycle timeline for fiscal year 2014 - 2015. Blake Bostic will give a presentation on the FY 2013-2014 Community Project Grants.

Budget:

N/A

Contact Information:

Blake Bostic, Public Works and Planning Project Manager
287-6300
blake.bostic@rutherfordcountync.gov

Recommended Motion:

Discussion only.

Rutherford County
Community Project Grant Summary

<u>Organization</u>	<u>Contact Person</u>	<u>Community</u>	<u>Project</u>	<u>Grant Summary</u>
Gilkey School Community Club	Kay Deyton	Gilkey	Gilkey School Community Center	Received \$1,000 for multiple building improvement projects. (Covered ramp/breezeway/gutters/etc.).
Golden Valley Community Club	Kevin Towery	Golden Valley	Golden Valley Community Club House	Awarded \$1,000 for new metal roof. Also, constructed new covered entrance and poured new concrete pads.
Mt. Vernon Community Club	Emma Walker	Mount Vernon	Mt. Vernon Club House	Granted \$1,000 for complete countertop replacement.
Chimney Rock Village	Barbara Meliski	Chimney Rock Village	Chimney Rock River Walk	Received \$470 for signage and improvements along River Walk.
Union Mills Learning Center	Justin Conner	Union Mills	Union Mills Learning Center	Grant recipient of \$1,000 for Annual Festival, Signage, and Building/Landscaping Improvements.
Bostic Lincoln Center	Lydia Clontz	Bostic	Bostic Lincoln Center	Awarded \$1,000 for designated "Blue Ridge National Heritage Area" site sign and landscaping.
Piedmont/Pleasant Hill Community Club	Ralph Stanley Liebel	Piedmont Pleasant Hill	Piedmont/Pleasant Hill Community Club House	Received \$394 for roof repairs and heating improvements.
The Grahamtown Team	Tikisha McDowell	Forest City	The Grahamtown Community Garden	Granted \$1,000 toward Greenhouse/Community Garden Improvements.

Fiscal Year 2014 – 2015

Community Project Grant Timeline

- **August 1, 2014** – Open Grant Cycle for FY2014-2015.
- **September 15, 2014** – Close application period.
- **September 16, - September 29, 2014** – Review period for Committee.
- **October 6, 2014** – Grant Recommendations presented to Commissioners.
- **October 7, 2014 - June 30, 2015** – Community Project Grants to be awarded and completed by end of fiscal year.



Rutherford County

Office Building
289 N. Main Street
Rutherfordton, NC 28139

Legislation Text

File #: ID 14-340, **Version:** 1

Meeting Date: July 7, 2014

Update on Board of Elections/Development Services Relocations

Summary:

Building Inspection Director Jason Ruff will provide an update to the Board on the relocation of the Board of Elections and Development Services Offices. Also attached is a list of proposals for the location of the Development Services Office.

Budget:

N/A

Contact Information:

Jason Ruff, Building Inspections Director
287-6486
jason.ruff@rutherfordcountync.gov

Recommended Motion:

Select location for Development Services Office and authorize County Manager to execute a lease not to exceed three years, with renewal options in an amount not to exceed the cost shown in the first year..

Proposal Results for leased office Space to support Development Services

Shown in priority order of meeting needs and cost:				Total lease amount at end of year 5	
1	350 Charlotte Rd.	3,600 sq ft. \$2,400/mo	no upfit funding offered	\$144,000	
2	White Oaks Plaza	7,200 sq ft \$6,870/mo 7314/mo yr 4-5	\$150,000 upfit allowance	\$422,856	(\$150,000) \$272,856
3	223 Charlotte Rd	3340 sq ft \$3500/mo	no upfit funding offered	\$210,000	
4	232 N. Main St. R'tc	2,320 sq ft \$1,300/mo	no upfit funding offered	\$74,400	Not functional for needs

From: [Jason Ruff](#)
To: [Hazel Haynes](#)
Subject: Agenda item for the Development Services / Board of Elections relocation project
Date: Monday, June 30, 2014 4:00:01 PM
Attachments: [Copy of lease bid tab.xlsx](#)

Hazel,

Could you please include this item on the agenda for the upcoming Commissioners meeting.

This is the discussion that was sent to Carl to facilitate moving forward. Attached is also a spread sheet that includes the 4 prospective properties that were reviewed during the recent RFP for lease space.

Please let me know if there are other things that you need.

Thanks.

Jason

After reviewing all necessary space needs for these referenced departments and interviewing all department heads involved, Danny and I propose these preliminary numbers to help the future planning of this project. The following numbers would facilitate the combination of Building Inspections, Planning, and Environmental Health into a central location where facilities and administrative staff can be shared and the standard of operations can be streamlined for the general public.

If these operations are combined, it would vacate the majority of the building at 141 West 3rd Street (Building Inspections office). The vacated space would meet the minimum square footage needs for Board of Elections, however further discussion would need to take place about whether the building layout could function to meet their needs.

Option 1: Lease existing office space
3600 sf needed @ \$10.00 sf annual (including utilities) = \$36,000 annual lease + \$150,000 upfit (including modular office furniture)

Option 2: Build new construction
3600 sf @ \$160 per sf = \$576,000 building cost + \$? additional cost for land purchase / site work

Option 3: Purchase existing
\$? Purchase price + \$150,000 - \$200,000 upfit cost

As mentioned, the 3600 sf estimated office space would be required to support the operations of the Building Inspections, Planning Department, and the Environmental Health Department.

Respectfully submitted,

Jason

Jason T. Ruff

Director of Building Inspections
Rutherford County, NC
(828)287-6035 office
(828)287-6338 fax

Pursuant to North Carolina General Statutes, Chapter 132,et.seq., this electronic mail message and any attachment hereto, as well as any electronic mail message(s) that may be sent in response to it may be considered public record and as such are subject to requests for review.