

July 14, 2008– Regular Session

The Swain County Board of Commissioners held a regular session on Monday, July 14, 2008. Present were Chairman Jones, Vice-Chair Lindsay, Commissioner Monteith, Commissioner Carson and Commissioner Moon.

Chairman Jones called the regular session to order. Commissioner Moon led with prayer and the pledge.

Adjust Agenda

Commissioner Carson made a motion to adjust the agenda to better facilitate the meeting. Commissioner Monteith seconded the motion. A vote was unanimous.

Minutes

Commissioner Moon made a motion to approve minutes from the May 12 regular session and May 13 public hearing minutes. Commissioner Carson seconded the motion. A vote was unanimous.

Public Comments

Comments were received from the following:

- Boyce Deitz
- Roberta Arsuffi
- Gene Sherill
- John Underwood
- John Whitman
- Mike Hyde
- Ray Shepherd
- Winfred Brooks
- Bob Ferguson

Administrative Reports

Tax Collector's Report:

Kevin King read the tax collection's report to the Board for the month of June, 2008. Ad-Valorem tax receivable was reported at \$4,042,541.11. There was \$58,805.26 collected for the month. Total collections year to date were \$5,056,462.05. The tax collection percentage year to date was 101.41%. Total releases were \$2,150.58, total discoveries were \$3,751.75 and total refunds were \$169.64. Commissioner Monteith made a motion to approve the Tax Collector's report as presented. Vice-Chair Lindsay seconded the motion. A vote was unanimous.

*Item added to agenda:

Peggy Hyde requested the Board add the following item to the agenda:

-Consider Tax Appeal – Commissioner Carson made a motion to add it to the agenda. Vice-Chair Lindsay seconded the motion. A vote was unanimous.

Ms. Hyde informed the Board that Mr. Jim Cannon had appeared before the S.C. Board of E & R on May 2, 2007 to appeal the valuation of Freeman Gas. After hearing the appeal, the Board of E & R made a decision of "no change to value." When informed of the decision, Freeman's attorney called the N.C. Department of Revenue and requested the Commissioners hear the appeal. Commissioner Carson made a motion to take the appeal to Raleigh. Commissioner Moon seconded the motion. A vote was unanimous.

Resolution approving lease of property – Ron Larocque

Commissioner Moon made a motion to approve the following resolution:



Resolution # 900-2008-7

**STATE OF NORTH CAROLINA
COUNTY OF SWAIN**

RESOLUTION APPROVING THE LEASE OF PROPERTY TO RON LAROCQUE

BE IT RESOLVED, by the Board of Commissioners of Swain County, North Carolina, as follows:

WHEREAS, Swain County is authorized pursuant to G.S. 160A-272 to lease property for such terms and upon such conditions as the Board of Commissioners may determine; and

WHEREAS, property may be leased by Swain County only pursuant to the Resolution of the Board of Commissioners authorizing the execution of the lease adopted at a regular meeting of the Board of Commissioners; and

WHEREAS, ten days public notice of the intent of the Board of Commissioners to authorize the lease described herein was given in accordance with the provisions of G.S. 160A-272.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of Swain County, North Carolina, as follows:

1. The Swain County Board of Commissioners hereby authorizes the Chairman to execute a Lease Agreement with Ron Larocque for property owned by Swain County. The property to be leased is approximately 1,000 square feet, being the bottom – ground level floor of the building located at 16 Everett Street, Bryson City, North Carolina and being known as the old “Swain County Chamber of Commerce” office. The approved Lease Agreement attached hereto labeled Exhibit “A” and incorporated herein by reference.
2. The Board of Commissioners of Swain County hereby determines that the property described in the Lease Agreement attached hereto labeled Exhibit “A” will not be needed by the County for the term of the lease.

Adopted this the 14th day of July, 2008

Glenn Jones, Chairman

Genevieve Lindsay, Vice-Chair

David Montieth, Member

Steve Moon, Member

Phil Carson, Member

Attest:

Cindi C. Woodard, Clerk to the Board

Commissioner Carson seconded the motion. A vote was unanimous.

Resolution – NC DOT – Skyview Drive

Commissioner Carson made a motion to approve the following resolution to be forwarded to the North Carolina Department of Transportation:

NORTH CAROLINA STATE DEPARTMENT OF TRANSPORTATION
REQUEST FOR ADDITION TO THE STATE MAINTAINED SECONDARY ROAD
SYSTEM

North Carolina

County of Swain

Road Description Skyview Drive

WHEREAS, the attached petition has been filed with the Board of County Commissioners of the County of Swain requesting that the above described road, the location of which has been indicated in red on the attached map, be added to the Secondary Road System; and

WHEREAS, the Board of County Commissioners is of the opinion that the above described road should be added to the Secondary Road System.

NOW, THEREFORE, be it resolved by the Board of County Commissioners of the County of Swain that the Division of Highways is hereby requested to review the above described road, and to take over the road for maintenance if it meets established standards and criteria.

CERTIFICATE

The foregoing resolution was duly adopted by the Board of Commissioners of the County of Swain at a meeting on the 14th day of July, 2008.

WITNESS my hand and official seal this the _____ day of _____, 20____.

Clerk, Board of Commissioners
County of Swain

Form SR-2 (7-77)

PLEASE NOTE:

Forward direct with request to the Division Engineer, Division of Highways
Commissioner Monteith seconded the motion. A vote was unanimous.

Chad Reed Cabin property easement

TABLED

Commissioner Carson made a motion to add award of the Governor's Island w/s bid to Buncombe Construction to the agenda. A vote was unanimous.
Commissioner Moon made a motion to award this bid. Commissioner Carson seconded the motion. A vote was unanimous.

Vice-Chair Lindsay made a motion to add the ROAP application to the agenda for approval. Commissioner Carson seconded the motion. A vote was unanimous.
Commissioner Carson made a motion to approve the ROAP application. Vice-Chair Lindsay seconded the motion. A vote was unanimous.

Schedule of Values

Peggy Hyde, Tax Administrator, presented the schedule of values and present use value to the Board for 2009.

Informal Discussion

-Commissioner Monteith – Greasy Branch issue.

Adjournment

There being no further business to discuss, Commissioner Monteith made a motion to adjourn. Commissioner Moon seconded the motion. A vote was unanimous.

Respectfully Submitted,

Cindi C. Woodard,
Clerk to the Board
Swain County Commissioners

Glenn Jones,
Chairman
Swain County Commissioners