

**State of North Carolina**

**Minutes**

**County of Madison**

The Madison County Board of Commissioners met in regular session on Tuesday, February 11, 2014 at 7:00 p.m. in the Courtroom, Madison County Courthouse, Marshall, NC.

In attendance were Chairman Wayne Brigman, Vice-Chair Sue Vilcinskas, Commissioner Jim Baker, Commissioner Bill Briggs, Commissioner Hall Moore, County Manager Allen Lamberson and County Attorney Donny Laws.

The meeting was called to order at 7:00 p.m.

I.

Upon motion from Commissioner Moore, seconded by Commissioner Vilcinskas, the Board voted unanimously to approve the agenda with the following additions: (1) Budget Amendment Part B – FEMA funding, and (2) Property Tax Release/Refunds, Vehicle Tax Refunds Reports.

II.

Upon motion from Commissioner Vilcinskas, seconded by Commissioner Moore, the Board voted unanimously to approve the following consent agenda items:

- 2. a. Purple Heart County Proclamation
- 2. b. Gould Killian CPA Group, P.A. (Audit Contract)
- 3.c. Resolution – Surplus Property (Steve and Cathy Schwartz foreclosed property)
- 4.d. Resolution - Surplus Property (1986 Aerostar Van)

III.

Upon motion from Commissioner Vilcinskas, seconded by Commissioner Baker, the Board voted unanimously to approve the minutes of the January 14, 2014 and February 07, 2014 meetings.

IV.

Ryan Cody, Building Inspector, appeared before the Board to conduct a public hearing on proposed changes to the Land Use Ordinance of Madison County. One person in the audience was present for the hearing. Discussion was held about the proposed changes.

Due to inclement weather the board chose to continue the public hearing to a future date allowing for increased public participation. Upon motion from Commissioner Moore, seconded by Commissioner Briggs, the Board voted unanimously to continue the public hearing to the March 11, 2014 or April 08, 2014 meeting of the Board of Commissioners.

V.

Karen Kiehna appeared before the Board to provide updates on the Madison County 2011 Scattered Site Housing grant.

VI.

Dr. Ron Wilcox, Superintendent of Schools, appeared before the Board to request 40/42 funds to be expended for three school projects.

Upon motion from Commissioner Brigman, seconded by Commissioner Moore, the Board voted unanimously to consider each request as a separate item.

Upon motion from Commissioner Moore, seconded by Commissioner Vilcinskas, the Board voted unanimously to approve \$9,750.00 for the purchase of computers for Hot Springs Elementary School.

Upon motion from Commissioner Vilcinskas, seconded by Commissioner Baker, the Board voted three to two to approve \$9,500.00 for engineering fees associated with the proposed auditorium. Voting in the affirmative were Commissioner Vilcinskas, Commissioner Baker and Commissioner Briggs. Voting in the negative were Commissioner Brigman and Commissioner Moore.

Upon motion from Commissioner Moore, seconded by Commissioner Vilcinskas, the Board voted unanimously to approve \$17,600.00 to complete the Madison Middle School baseball and softball field.

VII.

Upon recommendation from Sallie Klipp, Library Director, and upon motion from Commissioner Vilcinskas, seconded by Commissioner Moore, the Board voted unanimously to approve a name change for the position of branch manager of the Mars Hill Library. Approved as branch manager is Drew Dobbs.

Upon motion from Commissioner Vilcinskas, seconded by Commissioner Moore the Board voted unanimously to approve the E-Rate contract between the Madison County Library and French Broad Electric Membership Cooperation for internet service.

VIII.

Jan Shepard, Health Director, appeared before the Board to report on the Madison@Heart Campaign. This campaign focuses on the dangers of exposure to second hand smoke to people with heart disease.

Upon recommendation of Jan Shepard, and upon motion from Commissioner Vilcinskas, seconded by Commissioner Moore, the Board voted unanimously to hire Veronica Gilley as a Dental Assistant.

Mrs. Shepard also presented the State of the County Health Report. The leading cause of death in the County remains to be diseases of the heart.

IX.

Connie Harris, Social Services Director, appeared before the Board to request that the Board appoint a Special County Attorney for Social Services matters. Upon motion from Commissioner Moore, seconded by Commissioner Vilcinskis, the Board voted three to two to approve the firm of Leake & Stokes as Special County Attorney for Social Services.

Voting in the affirmative were Commissioner Brigman, Commissioner Vilcinskis, and Commissioner Moore. Voting in the negative were Commissioner Baker and Commissioner Briggs.

X.

Upon recommendation of Allen Lamberson, County Manager, and upon motion from Commissioner Baker, seconded by Commissioner Vilcinskis, the Board voted unanimously to approve a resolution authorizing the filing of an application for approval of an installment financing agreement authorized by North Carolina General Statute 160A-20 and making certain findings required by North Carolina General Statute 159.151.

Upon recommendation of Mr. Lamberson, and upon motion from Commissioner Baker, seconded by Commissioner Vilcinskis, the Board voted four to one to approve a resolution authorizing the filing of an application for approval of an installment financing agreement authorized by North Carolina General Statute 160A-201 and making certain findings required by North Carolina General Statute 159.151.

Voting in the affirmative were Commissioner Brigman, Commissioner Vilcinskis, Commissioner Baker, and Commissioner Briggs. Voting in the negative was Commissioner Moore.

Mr. Lamberson discussed the need to continue to update equipment used for landfill operations.

Jim Huff, Landfill Director, appeared before the Board to discuss a military tractor that is available at state surplus.

Upon motion from Commissioner Vilcinskis, seconded by Commissioner Baker, the Board voted unanimously to give the County Manager the authority to purchase the military tractor for \$19,500.00 from the state's federal surplus division.

XI.

Upon motion from Commissioner Moore, seconded by Commissioner Vilcinskis, the Board voted unanimously to approve Budget Amendment #08.

Upon motion from Commissioner Moore, seconded by Commissioner Vilcinskis, the Board voted unanimously to approve Part B of Budget Amendment #08.

Upon motion from Commissioner Baker, seconded by Commissioner Vilcinkas, the Board voted unanimously to approve the January Vehicle Tax Releases, Property Tax Releases and Refunds.

XII.

Marsha Boyd appeared before the Board to discuss the Ebbs Chapel School, status of leases, and use of the building. Mrs. Boyd protested that the building was locked with no key to them or explanation to them. Attorney Laws explained that there had been unauthorized entries to the building and that the County upon his recommendation had secured the building to be kept safe.

XIII.

Upon motion from Commissioner Moore, seconded by Commissioner Vilcinkas, the Board voted unanimously to enter into closed session for the purposes of discussing personnel, real estate and attorney client privilege.

XIV.

Upon motion from Commissioner Baker, seconded by Commissioner Vilcinkas, the Board voted unanimously to return to open session.

XV.

Upon motion from Commissioner Briggs, seconded by Commissioner Vilcinkas, the Board voted unanimously to terminate the existing lease at the Hot Springs Library and to rescind the new lease that was signed by the Board in April of 2013 but remains unsigned by the Lessor.

Upon motion from Commissioner Vilcinkas, seconded by Commissioner Baker the Board voted unanimously to terminate the existing lease of office space at the Insurance Building in Marshall.

Upon motion from Commissioner Vilcinkas, seconded by Commissioner Moore, the Board voted unanimously to re-classify Daniel Williams to permanent part-time with the 911 Office.

XVI.

Upon motion from Commissioner Vilcinkas, seconded by Commissioner Moore, the Board voted unanimously to adjourn.

This the 11<sup>th</sup> day of February, 2014.

MADISON COUNTY

By:   
Wayne Brigran, Chairman  
Board of Commissioners

ATTEST:

*Darlyne Rhinehart*  
Darlyne Rhinehart, Clerk

January 2014 Property Releases for February 2014 Meeting

<b>NAME</b>	<b>County</b>	<b>Fire</b>	<b>Disposal fee</b>	<b>Late list fee's</b>	<b>Int</b>	<b>TOTALS</b>	<b>REASON</b>
Acevedo, Jeanette			\$180.00			\$180.00	per solid waste
Bailey, Lisa	\$34.90			\$3.49		\$38.39	SWMH gone since 2010 2012 bill
Bailey, Lisa	\$32.46			\$3.25		\$35.71	SWMH gone since 2010 2013 bill
Bailey, Lisa	\$40.42			\$4.04		\$44.46	SWMH gone since 2010 2010 bill
Bailey, Lisa	\$37.59			\$3.76		\$41.35	SWMH gone since 2010 2011 bill
Ballard Utility	\$520.00	\$80.00		\$60.00		\$660.00	all equipment in South Carolina
Bison Partnership	\$2,834.60	\$436.09				\$3,270.69	land use didn't calculate
Buckner, Wanda	\$130.00	\$5.00	\$151.00			\$286.00	qualified for elderly exemption
Cody Motor Sales	\$21.18					\$21.18	2006 bill business closed December 2005
Cody Motor Sales	\$21.18					\$21.18	2007 bill business closed December 2005
Cody Motor Sales	\$21.18			\$2.12		\$23.30	2008 bill business closed December 2005
Cody Motor Sales	\$51.00			\$5.10		\$56.10	2009 bill business closed December 2005
Cody Motor Sales	\$70.00			\$7.00		\$77.00	2010 bill business closed December 2005
Cody Motor Sales	\$70.00			\$7.00		\$77.00	2011 bill business closed December 2005
Cody Motor Sales	\$65.00			\$6.50		\$71.50	2012 bill business closed December 2005
Cody Motor Sales	\$81.25			\$8.13		\$89.38	2013 bill business closed December 2005
Coffey, Leonard			\$20.00			\$20.00	charged for \$190.00 should have been two \$180.00 fees
Cutshall, Lawrence			\$180.00			\$180.00	no water per solid waste
Goldsmith, Ernest	\$270.74	\$52.06				\$322.80	adjusted acreage per mapper & moved hse to ma 5845
Gorff, Jeffrey			\$180.00			\$180.00	per solid waste
Graham, R. Sanford			\$180.00			\$180.00	no power per solid waste
Lee, Terry	\$270.73	\$36.44				\$487.17	conveyed hse and 3.83 acres to ma 658500
Leister, Pauline			\$29.00			\$29.00	2009 mh sold and charged on acct 7531
Leister, Pauline			\$29.00	\$0.50		\$29.50	2011 bill mh sold and charged on acct 7531
Leister, Pauline			\$29.00	\$0.54		\$29.54	2010 bill mh sold and charged on acct 7531
Leister, Pauline	\$37.14	\$5.00	\$29.00	\$4.21		\$75.35	2012 bill mh sold and charged on acct 7531
Leister, Pauline	\$34.54	\$4.65	\$180.00	\$3.92		\$223.11	2013 bill mh sold and charged on acct 7531
Lunsford, Bobby			\$180.00			\$180.00	no water per solid waste
Merrill, Phillip			\$180.00			\$180.00	disposal fee paid under acct 24967
Metcalfe, Bernice			\$180.00			\$180.00	only has 7 houses on property
Moore, E. Dwayne			\$180.00			\$180.00	no water per solid waste
NC Conservation	\$555.81		\$180.00			\$735.81	hse & 1.278 ac conveyed for 2013 see ma 658516
Old Paths Baptist	\$803.90	\$77.30				\$881.20	church is exempt
Old Paths Baptist	\$102.84	\$9.89				\$112.73	church is exempt
Ramsey, Michael	\$72.31	\$6.95				\$79.26	27 acres given to Jennifer Ramsey by court judgement

January 2014 Property Releases for February 2014 Meeting

Savannah Dawn				\$180.00					\$180.00	no power per solid waste
Shelton, Gerald	\$1,429.69	\$54.99		\$360.00					\$1,844.68	released bill & discovered new amount due
Sims, Richard				\$180.00					\$180.00	per solid waste
Smokey Bison Farm	\$2,975.50	\$457.77							\$3,433.27	land use didn't calculate
Smokey Bison Farm	\$663.42	\$102.06							\$765.48	land use didn't calculate
Smokey Bison Farm	\$63.17	\$9.72							\$72.89	land use didn't calculate
Smokey Bison Farm	\$1,575.81	\$242.43							\$1,818.24	land use didn't calculate
Smokey Bison Farm	\$211.34	\$32.51							\$243.85	land use didn't calculate
Tipton, Brenda	\$39.63						\$3.96		\$43.59	mobile home charged on acct 24922
Tipton, Brenda	\$42.61						\$4.26		\$46.87	2012 bill mobile home charged on acct 24922
Tipton, Brenda	\$49.35						\$4.94		\$54.29	2010 bill mobile home charged on acct 24922
Tipton, Brenda	\$45.89						\$4.59		\$50.48	2011 bill mobile home charged on acct 24922
Tipton, Brenda	\$51.96						\$5.20		\$57.16	2008 bill mobile home charged on acct 24922
Tipton, Brenda	\$48.32						\$4.83		\$53.15	2009 bill mobile home charged on acct 24922
Tipton, Brenda	\$55.87						\$5.59		\$61.46	2006 bill mobile home charged on acct 24922
Tipton, Brenda	\$55.87						\$5.59		\$61.46	2007 bill mobile home charged on acct 24922
Tipton, Brenda	\$90.71			\$78.00			\$9.07		\$177.78	2003 bill mobile home charged on acct 24922
Tipton, Brenda	\$55.87						\$5.59		\$61.46	2005 bill mobile home charged on acct 24922
<b>TOTALS</b>	<b>\$13,633.78</b>	<b>\$1,612.86</b>		<b>\$3,065.00</b>			<b>\$173.18</b>		<b>\$0.00</b>	<b>\$18,484.82</b>

January 2014 Vehicle Releases for February 2014 Meeting

NAME	County	City	Fire	Interest	TOTALS	REASON
Arrington, Zaderick	\$2.72		\$0.28		\$3.00	2013 bill taxpayer turned tag in with time remaining per collections
Bailey, Ricky	\$50.80		\$4.88		\$55.68	2013 bill taxpayer turned tag in with time remaining per collections
Ball, Ronnie	\$20.16				\$20.16	2013 bill taxpayer turned tag in with time remaining per collections
Beacon of Hope	\$56.58	\$51.14			\$107.72	this is exempt
Bradach, Bernard	\$17.28		\$2.00		\$19.28	2013 bill taxpayer turned tag in with time remaining per collections
Cortez, Sharon	\$117.16		\$18.02		\$135.18	released bill to Buncombe County
Davis, Gregory	\$69.78				\$69.78	released bill to Buncombe County
Erwin, Jessica	\$73.89		\$14.21		\$88.10	released bill to Buncombe County
Froelich, Charles	\$5.20				\$5.20	2013 bill taxpayer turned tag in with time remaining per collections
Harless, Glenda	\$9.90		\$0.99		\$10.89	2013 bill taxpayer turned tag in with time remaining per collections
Hensley, Millard		\$25.19			\$25.19	not in city limits
Hensley, Rita	\$127.93				\$127.93	2012 bill taxpayer turned tag in with time remaining per collections
Hensley, Rita		\$69.18			\$69.18	not in city limits
Hollifield, Nicholas	\$7.56		\$0.72		\$8.28	2013 bill taxpayer turned tag in with time remaining per collections
Jutras, Robert	\$11.70				\$11.70	2013 bill taxpayer turned tag in with time remaining per collections
Ledford, Joyce	\$8.45	\$7.64			\$16.09	2013 bill taxpayer turned tag in with time remaining per collections
McCracken, Cathy		\$74.35			\$74.35	not in city limits
Miller, Gerald	\$7.59		\$1.46		\$9.05	released bill to Yancey County
Myers, Mary	\$5.41				\$5.41	2013 bill taxpayer turned tag in with time remaining per collections
Ross, Teddy	\$12.79		\$1.97		\$14.76	released bill to Buncombe County
Ross, Teddy	\$4.16		\$0.64		\$4.80	released bill to Buncombe County
Sawyer, William	\$7.50				\$7.50	2012 bill taxpayer turned tag in with time remaining per collections
Shelton, Rita	\$3.18		\$0.44		\$3.62	2013 bill taxpayer turned tag in with time remaining per collections
Shelton, Robert	\$17.00		\$2.62		\$19.62	released to Buncombe County
Shelton, Robert	\$6.53		\$1.38		\$7.91	released to Buncombe County
Shelton, Robert	\$117.16		\$22.53		\$139.69	released to Buncombe County
Snooks, Melissa	\$14.82		\$2.85		\$17.67	released bill to Buncombe County
Stern, Tracy	\$3.12		\$0.30		\$3.42	2013 bill taxpayer turned tag in with time remaining per collections
Wheeler, Charles	\$41.86		\$4.06		\$45.92	2013 bill taxpayer turned tag in with time remaining per collections
Worley, Nicholas	\$7.68				\$7.68	2013 bill taxpayer turned tag in with time remaining per collections
<b>TOTALS</b>	<b>\$827.91</b>	<b>\$176.36</b>	<b>\$79.35</b>	<b>\$0.00</b>	<b>\$1,134.76</b>	



January 2014 Refunds for February 2014 Meeting

<b>NAME</b>	<b>County</b>	<b>City</b>	<b>Fire</b>	<b>Disposal fee</b>	<b>Late list fee's</b>	<b>Int</b>	<b>TOTALS</b>	<b>REASON</b>
Burnette, Craig	\$202.73		\$38.99				\$241.72	12ac taxed under acct 19735
Maynard, Isabelle				\$180.00			\$180.00	charged for 1 to many disposal fees
<b>TOTALS</b>	<b>\$202.73</b>	<b>\$0.00</b>	<b>\$38.99</b>	<b>\$180.00</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$421.72</b>	