

Virginia Debord expressed her concerns.
Mike Clampitt submitted the following comment items:

PUBLIC COMMENT ITEMS 27 FEB 07

- I. May I kindly request the follow-up date to the budget retreat of Jan. 07
 - A. Date
 - B. Time
 - C. Location
- II. KUDOS to whom ever has *started* the updating of the www.swaincountv.org website
 - A. Attached are some other local county seats, ie. Give ideas to webmaster to helpful information to include
 - B. May I request the posting of minutes on site after approval
 - C. Cut down on expense and time to the county budget, post Regular Commissioner meeting dates and times on website, those that are on the Sunshine list that have internet access would not have to have them copied and mailed twice a month, \$ savings in paper and postage
- III. I kindly ask that the County Manager officially request that the City of Bryson City post the City limit signs at their correct locations roadside
 - A. As mentioned at an earlier meeting that certain nursing facilities on Buckner's Branch Rd. are now in the City
 - B. If portions of the interstate are within the City should have signage indicating so
- IV. After a careful review of the past SCC meetings and the info presented at the only budget retreat I challenge this Board of Commissioners to: *(as only increases in fees have been proposed)*
 - A. Reduce the overall county budget in the 2007-2008 budget year by a minimum of 1 %
 - B. Reduce the overall county budget in the 2008-2009 budget year by a minimum of 1%
 - C. **WITHOUT** any reduction of services to quality of life for all residents in Swain County

Kindly submitted and request consideration of the aforementioned items by Mike Clampitt, POB 2000, Bryson City, N.C. 28713. 828-488-1604

Attachments:

Finance Officer's Report

Kevin King, Finance Officer, presented a report to the Board for the month of January. Mr. King reported revenues for the month were \$860,292.60. Total revenue year to date is \$6,703,463.90. We have approximately 62.61% of revenues for 2006-2007 fiscal year. Expenditures for the month were \$695,462.11. Year to date we have expended \$5,150,767.15. We have paid out approximately 48.11% of the General Fund appropriations for 2006/2007 fiscal year. Commissioner Carson made a motion to approve the Finance Officer's report as presented. Commissioner Moon seconded the motion. A vote was unanimous.

Resolution to appoint Review Officers

Commissioner Carson made a motion to adopt the following resolution:



Resolution # 900-2007-4

**STATE OF NORTH CAROLINA
COUNTY OF SWAIN**

**RESOLUTION APPOINTING REVIEW OFFICERS TO REVIEW ALL
MAPS AND PLATS AS REQUIRED BY GS 47-30.2 BEFORE THEY ARE
PRESENTED TO THE REGISTER OF DEEDS FOR RECORDING**

The Swain County Board of Commissioners hereby resolves the following at a regularly assembled meeting:

WHEREAS, SL 1997-309 (S875) make a number of significant changes in the procedures for recording maps and plats; and

WHEREAS, the main purpose of the law is to transfer the responsibility for reviewing plats to determine whether they meet recording requirements from the Register of Deeds to a Review Officer; and

WHEREAS, the new GS 47-30.2 requires the Board of County Commissioners in each county, by resolution, to appoint a person to serve as Review Officer to review each plat before it is recorded and certify that it meets the statutory requirements for recording; and

WHEREAS, it is the desire of the Swain County Board of Commissioners to insure an expeditious review of all maps and plats as required by GS 47-30.2 before they are presented to the Register of Deeds for recording.

NOW THEREFORE, BE IT RESOLVED, effective February 27, 2007, that Patrick J Thorstenson in the Swain County GIS Office and Russell Worthen in the Swain County Revaluation Office is hereby appointed to perform all responsibilities as required for Review Officer under the appropriate North Carolina General Statutes.

BE IT FURTHER RESOLVED, that a copy of this Resolution designating the Review Officers be recorded in the Swain County Register of Deeds Office and indexed in the name of the Review Officer.

Commissioner Moon seconded the motion. A vote was unanimous.

Budget Amendment # 5

Commissioner Moon made a motion to approve the following Budget Amendment:

SWAIN COUNTY - BUDGET AMENDMENT #5

BE IT ORDAINED by the Governing Board of the County of Swain, North Carolina, that the following amendment be made to the annual budget ordinance for the fiscal year ending June 30, 2007:

SECTION 1. For the purpose of amending the adopted budget to reflect the following changes:

<u>Description</u>	Inc. Expenditures or Dec. Revenues	Inc. Revenues or Dec. Exp.
<u>General Fund</u>		
<u>Planning</u>		
Planning Board Expenditures	48,000	
<u>Inspections</u>		
Salary and Fringe	16,000	
Travel and Training	4,000	
<u>General Fund Revenue</u>		
Community Services Grant		40,000
Inspections Fees		20,000
Appropriated Fund Balance		<u>8,000</u>
	<u>68,000</u>	68,000

As Clerk of the Board, I certify this budget amendment was approved by the Swain County Board of Commissioners in a Regular Session on February 27, 2007.

Kevin King, Clerk to the Board

Commissioner Carson seconded the motion. A vote was unanimous.

Resolution Financing Contract

Commissioner Carson made a motion to adopt the following resolution:



Resolution # 930-2007-04

STATE OF NORTH CAROLINA
COUNTY OF SWAIN

“RESOLUTION AUTHORIZING THE FILING OF AN APPLICATION FOR APPROVAL OF A FINANCING AGREEMENT AUTHORIZED BY NORTH CAROLINA GENERAL STATUTE 160A-20”

WHEREAS, the County of Swain of Bryson City, North Carolina desires to engage in a financing contract for nine hundred thousand dollars (900,000) for the construction of a 5,000 square foot addition and remodeling of the Swain County Human Services building designated for the Department of Social Services purposes (the “Project”) to better serve the citizens of Swain County; and

WHEREAS, The County desires to finance the Project by the use of an installment contract authorized under North Carolina General Statute 160A, Article 3, Section 20; and

WHEREAS, findings of fact by this governing body must be presented to enable the North Carolina Local Government Commission to make its findings of fact set forth in North Carolina General Statute 159, Article 8, Section 151 prior to approval of the proposed contract;

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of Swain County, North Carolina, meeting in regular session on the 27th day of February, 2007, make the following findings of fact:

1. The proposed contract is necessary or expedient because the County is in violation of the Department of Health and Human Services for space requirements. The County needs to add space for confidentiality of client
2. The proposed contract is preferable to a bond issue for the same purpose because the County does not have enough un-appropriated fund balance to pay for the land and the

rates for the installment purchase are competitive with a general obligation or revenue bond.

3. The cost of financing under the proposed contract is less than the cost of issuing a general obligation bond.
4. The sums to fall due under the contract are adequate and not excessive for the proposed purpose because the County will be paying fair market value for the construction and renovation project.
5. The County of Swain's debt management procedures and policies are good because the County has followed all the laws associated with the installment purchase agreement.
6. The increase in taxes necessary to meet the sums to fall due under the proposed contract will be 0 cents per \$100 valuation.
7. The County of Swain is not in default in any of its debt service obligations.
8. The attorney for the County of Swain has rendered an opinion that the proposed Project is authorized by law and is a purpose for which public funds may be expended pursuant to the Constitution and laws of North Carolina.

NOW, THEREFORE, BE IT FURTHER RESOLVED that Finance Officer is hereby authorized to act on behalf of the County of Swain in filing an application with the North Carolina Local Government Commission for approval of the Project and the proposed financing contract and other actions not inconsistent with this resolution.

This resolution is effective upon its adoption this 27th day of February, 2007.

Commissioner Moon seconded the motion. A vote was unanimous.

Resolution intent to reimburse

Commissioner Moon made a motion to adopt the following resolution:



Resolution #930-2007-05

**NORTH CAROLINA
COUNTY OF SWAIN**

“DECLARATION OF OFFICIAL INTENT TO REIMBURSE”

BE IT HEREBY RESOLVED that the County of Swain, N.C. does hereby adopt the following declaration (the “Declaration”) of official intent to reimburse.

This declaration is made pursuant to the requirements of the United States Treasury Regulations Section 1.150-2 and is intended to constitute a Declaration of Official Intent to Reimburse under such Treasury Regulations Section.

The undersigned is authorized to declare the official intent of the County of Swain, North Carolina (the “Issuer”) with respect to the matters contained herein.

1. **Expenditures to be Incurred.** The Issuer anticipates incurring expenditures (the “Expenditures”) to construct building and remodeling existing facility.
2. **Plan of Finance.** The Issuer intends to finance the costs of the real property located at 80 Academy Street, Bryson City with the proceeds of debt to be issued by the Issuer (the “Borrowing”) the interest on which is to be excluded from gross income for Federal income tax purposes.
3. **Maximum Principal Amount of Debt to be Issued.** The maximum principal amount of the Borrowing to be incurred by the Issuer to finance the construction and renovation is \$900,000.
4. **Declaration of Official Intent to Reimburse.** The issuer hereby declares its official intent to reimburse itself with the proceeds of the Borrowing for any of the Expenditures incurred by it prior to the issuance of the Borrowing.

This the 27th day of February, 2007.
Commissioner Carson seconded the motion. A vote was unanimous.

Department Quarterly Reports

The following reports were submitted from the EDC Department and Board of Elections:

To: Swain County Board of Commissioners
Swain County, North Carolina

From: Ken Mills, Director
Swain County Economic Development Commission

Sub: Quarterly Report Feb. 27, 2007

Dear Mr. Chairman and Members of the Board:

Activities in the EDC office for the last quarter are:

1. Industrial Park Bldg
2. Redevelopment District
3. ConMet discussions
4. Zickgraf Outlet
5. Site 2 Development
6. Fire Protection for Industrial Park
7. EDC Forum
8. SCC Projects

Project Admin/Grant Activities

1. PARTF project
2. Island Park/Redevelopment Grant
3. Senior Center
4. Governor's Island Sewer
5. Franklin Grove Sewer
6. Sheriff Dept Equipment
7. Economic/Planning Grant

Respectfully Submitted,
Ken Mills, Economic Development Commission

Report from
The Board of Elections
February 23, 2007

The Swain County Board of Elections is planning on moving to the old recycle center.

At this time the Swain County Board of Elections is under a State Investigation. The State Board Investigators are Marshall Tutor and Kirk Wycott. They started February 19th and 20th with interviews. They will contact us as to when they will be back.

The Swain County Board of Elections will be turning over one case to the District Attorney office on February 26, 2007.

Our office will have a State Wellness check after the investigation.

The Election staff will be attending State training April 15-17, 2007.

The Board of Elections welcomes you to come by our office and attend our monthly meeting on the 3rd Wednesday of each month.

Director,



Joan Weeks

Sheriff's Salary

Discussion tabled until the next meeting in two weeks.

Manager's Report

Kevin King, County Manager gave an update on the projects through out the County.

Informal Discussion

None

Adjournment

There being no further business to discuss at this time, Commissioner Moon made a motion to adjourn. Seconded by Commissioner Carson, a vote was unanimous.

Respectfully Submitted,

Kevin S. King
Clerk to the Board
Swain County Commissioners

Glenn Jones
Chairman
Swain County Commissioners