

October 8, 2013– Regular Session

The Swain County Board of Commissioners held a Regular Session on October 8, 2013. Present were Chairman Carson, Vice-Chair White, Commissioner Moon, Commissioner Dixon and Commissioner Monteith.

Chairman Carson called the regular session to order and led the pledge of allegiance.

Adjust Agenda

Commissioner Monteith made a motion to adjust the agenda to better facilitate the meeting. Commissioner Dixon seconded the motion. A vote was unanimous.
Added: Child Subsidy

Approval of Minutes

Commissioner Moon made a motion to approve minutes of the September 10 work session, September 10 regular session and September 24 work session. Vice-Chair White seconded the motions. A vote was unanimous.

Tax Collector's Report

Kevin King presented the Tax Collector's report to the Board for the month of September 2013. Ad-Valorem tax receivable was reported at \$5,187,643.55. There was \$1,186,268.88 collected for the month. Total collections year to date were \$1,932,332.11. The tax collection percentage year to date was 34.08%. Total releases were \$5,324.10, total discoveries were \$886.93 and total refunds were \$14.10. Commissioner Dixon made a motion to approve the Tax Collector's report as presented. Commissioner Monteith seconded the motion. A vote was unanimous.

Finance Officer's Report

Dean Kowal, Finance Officer, presented a report to the Board for September 2013. Mrs. Kowal report revenues for the month were \$1,569,220.31. Total revenue year to date is \$3,166,438.35. We have approximately 23.73% of revenues for 2013/2014 fiscal year. Expenditures for the month were \$828,589.00. Year to date we have expended \$2,876,656.59. We have paid out approximately 21.42% of the General Fund appropriations for 2013/2014 fiscal year. Commissioner Monteith made a motion to approve the Finance Report as presented. Commissioner Dixon seconded the motion. A vote was unanimous.

Action Items

2013 Audit Report: Vice-Chair White made a motion to approve the 2013 Audit Report. Commissioner Dixon seconded the motion. A vote was unanimous.

Resolution – Smoky Mountain LME/MCO: Commissioner Dixon made a motion to approve the following resolution:



Resolution # 900-2013-9

**STATE OF NORTH CAROLINA
COUNTY OF SWAIN**

A RESOLUTION URGING THE NC DEPARTMENT OF HEALTH AND HUMAN SERVICES, THE NC GENERAL ASSEMBLY AND THE GOVERNOR, TO DELAY, REVISIT AND REVISE THE REQUIREMENTS CONCERNING THE GOVERNANCE AND APPOINTMENT OF ELECTED COUNTY OFFICIALS AS BOARD MEMBERS TO THE SMOKY MOUNTAIN LME/MCO BOARD OF DIRECTORS

WHEREAS, Senate Bill 191 has been approved and passed into law in the waning hours of the 2011-2012 Session of the General Assembly of North Carolina; and
WHEREAS, this new law does not provide counties the flexibility and oversight for fiscal control of their regional LME/MCO even though counties are still required to fund a major portion of the cost of this system, and further hinders our counties from providing needed communication and oversight in terms of services, and special needs in their respective jurisdictions; and

WHEREAS, member counties of the Smoky Mountain LME/MCO provide over two million dollars each year from local resources to help pay for the operation and services rendered by this organization plus countless resources to provide support to deal with mental health issues in our own jurisdictions; and

WHEREAS, our elected County Commissioners, stewards of the public trust, and providers of a vast number of Human Services programs, have been all but excluded in the revised make up of the new governance requirements as set forth by the General Assembly; and

WHEREAS, the new membership rules for LME's/MCO's limit the required designation of only one voting County Commissioner from the twenty three participating counties, and limits the total membership to twenty one members with most of the members having to be representative of specific occupations or groups; and

WHEREAS, the current proposal would form an advisory board of County Commissioners with no voting power and no authority concerning financial affairs and programs covered by the LME/MCO; and

WHEREAS, these new rules have to be complied with and members appointed to the LME/MCO Board by October 2013 or the LME/MCO and its member counties face penalties from the state of North Carolina; and

WHEREAS, the General Assembly has the authority and responsibility to review and modify these Legislative requirements, understanding that counties and the state have a vested interest and obligation to provide adequate mental health services and oversight to our citizens in a responsible and realistic way; and

WHEREAS, in a recent meeting involving all seven counties in Region A the consensus was to formally approve a request to delay implementation of these new governance rules until more study and consideration could be given to improving the structure to allow more direct input and financial control by local elected officials;

NOW, THEREFORE, BE IT RESOLVED that Swain County hereby joins the other counties within the Smoky Mountain LME/MCO in adopting this resolution requesting that the Governor, the North Carolina Department of Health and Human Services and the North Carolina General Assembly accept input from our membership and delay the implementation of the current governance requirements until consideration can be given to a requirement that every county in our LME/MCO be allowed to have at least one elected County Commissioner serving as a voting member of the Board of Directors of our new Smoky Mountain Center LME/MCO.

BE IT FURTHER RESOLVED that copies of this resolution be sent to the Governor, the Secretary of Health and Human Services, the House and Senate leadership of the North Carolina General Assembly, and members of our local delegation to the House of Representatives and Senate.

Adopted this the ____ day of _____, 2013

Phillip B. Carson, Sr.

Attest:

Cindi C. Woodard, Clerk to the Board

Commissioner Monteith seconded the motion. A vote was unanimous.

Rec. Park Fee Schedule: Commissioner Dixon made a motion to approve the Fee Schedule as submitted. Commissioner Monteith seconded the motion. A vote was unanimous.

Surplus-Vault Door: Commissioner Dixon made a motion to declare the vault door at the Chamber of

Commerce Building as surplus and put it up for bid including the removal of it. Commissioner Monteith seconded the motion. A vote was unanimous.

Budget Amendment#1: Commissioner Dixon made a motion to approve the following budget amendment:

SWAIN COUNTY - BUDGET AMENDMENT #1

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, 2014:

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>		
Sheriff's Department Administration	30,000	
USDA Grant	18,000	
<u>General Fund Revenues</u>		
Insurance Reimbursement		18,000
Appropriated Fund Balance		12,000
USDA Grant		<u>18,000</u>
TOTAL	48,000	48,000

As Clerk of the Board, I certify the Swain County Board of Commissioners in a Regular Session approved this budget amendment on October 8, 2013

Cindi Woodard, Clerk to the Board

Commissioner Monteith seconded the motion. A vote was unanimous.

Child Subsidy: Commissioner Monteith made a motion to suspend Child Care Subsidy due to the Federal Shutdown until funds are reinstated effective immediately. Vice-Chair seconded the motion. A vote was unanimous.

New Business: None

Informal Discussion: None

Public Comment: None

Adjournment

Commissioner Monteith made a motion to adjourn. Commissioner Dixon seconded the motion. A vote was unanimous.

Respectfully Submitted,

Cindi C. Woodard
Clerk to the Board
Swain County Commissioners

Phil Carson
Chairman
Swain County Commissioners