

**HAYWOOD COUNTY BOARD OF COMMISSIONERS
CLOSED SESSION MINUTES
SEPTEMBER 19, 2011**

MEMBERS PRESENT: Chairman Mark S. Swanger, Vice-Chairman J.W. "Kirk" Kirkpatrick, Commissioners Bill L. Upton, L. Kevin Ensley and Michael T. Sorrells.

MEMBERS ABSENT: None

STAFF PRESENT: County Manager/Clerk to the Board Marty Stamey, County Attorney Chip Killian, Finance Director Julie Davis and Administrative Assistant Rebecca Morgan.

OTHERS PRESENT: None

GENERAL STATUTE: Attorney/Client Privilege §143-318.11(a)(3)

SUBJECT: Property


DISCUSSION:

Chairman Swanger announced that Patsy Dowling, Director of Mountain Projects, Inc. (MPI) had learned that MPI plans to make an offer to Haywood County for the current Haywood County Health Department. The County Attorney was asked to negotiate terms.

OPEN SESSION:

Vice-Chairman Kirkpatrick made a motion to return to open session. Commissioner Upton seconded and the motion passed unanimously.


CLERK


CHAIRMAN

RELEASED	
Date	<u>11/9/2012</u>
Chairman	<u>Mark Swanger</u>
Clerk	<u>[Signature]</u>

**HAYWOOD COUNTY BOARD OF COMMISSIONERS
CLOSED SESSION MINUTES
SEPTEMBER 19, 2011**

MEMBERS PRESENT: Chairman Mark S. Swanger, Vice-Chairman J.W. "Kirk" Kirkpatrick, Commissioners Bill L. Upton, L. Kevin Ensley and Michael T. Sorrells.

MEMBERS ABSENT: None

STAFF PRESENT: County Manager/Clerk to the Board Marty Stamey, County Attorney Chip Killian, Finance Director Julie Davis and Administrative Assistant Rebecca Morgan.

OTHERS PRESENT: Smoky Mountain Chief Executive Officer Brian Ingraham, Attorney Jay Coward, Smoky Mountain Project Manager Nathan Frizzell, and Architect Randy Cunningham

GENERAL STATUTE: Attorney/Client Privilege §143-318.11(a)(3)

SUBJECT: Property

DISCUSSION:

Chip Killian, County Attorney, presented an offer by Smoky Mountain Center for Mental Health, to purchase a tract of land from the County. The offer is for \$459,635 for property that currently houses Smoky Mountain Center for Mental Health. After discussion, the Board and representatives of Smoky Mountain Center, agreed on the offer, with one modification. County Attorney Killian is to fill in details of change in subdivision of the former hospital property from that shown on the current plat of survey, to be a virtual straight line instead of the jagged line which previously included property which is not needed by Smoky Mountain Mental Health. County Attorney Killian advised of the next steps to finalize the sale as a negotiated offer under G.S. §160A-279 and G.S. 160A-267 which set forth the method and authorization for a private sale to entities carrying out a public purpose. The modification would be a part of the final contract.

OPEN SESSION:

Vice-Chairman Kirkpatrick made a motion to return to open session. Commissioner Upton seconded and the motion passed unanimously.


CLERK


CHAIRMAN

RELEASED	
Date	<u>11/9/2012</u>
Chairman	<u>Mark Swanger</u>
Clerk	<u>Marty Stamey</u>

**HAYWOOD COUNTY BOARD OF COMMISSIONERS
CLOSED SESSION MINUTES
NOVEMBER 21, 2011**

MEMBERS PRESENT: Chairman Mark S. Swanger, Vice-Chairman J.W. "Kirk" Kirkpatrik, Commissioners Bill L. Upton, L. Kevin Ensley and Michael T. Sorrells.

MEMBERS ABSENT: None

STAFF PRESENT: County Manager/Clerk to the Board Marty Stamey, County Attorney Leon "Chip" Killian, III and Finance Director Julie Davis.

OTHERS PRESENT: None

GENERAL STATUTE: Attorney/Client Privilege §143-318.11(a)(3)

SUBJECT: Property


DISCUSSION:

Marty Stamey, County Manager reported that Alleghany County tabled the Smoky Mountain Center resolution to approve SMC's purchase of the property that currently houses Smoky Mountain Center for Mental Health in Haywood County. Board discussed potential solutions with the County Attorney to finalize the transaction.

OPEN SESSION:

Vice-Chairman Kirkpatrick made a motion to return to open session. Commissioner Upton seconded and the motion carried unanimously.


CLERK


CHAIRMAN

RELEASED	
Date	<u>11/9/2012</u>
Chairman	<u>Mark Swanger</u>
Clerk	<u>[Signature]</u>

**HAYWOOD COUNTY BOARD OF COMMISSIONERS
CLOSED SESSION MINUTES
DECEMBER 5, 2011**

MEMBERS PRESENT: Chairman Mark S. Swanger, Vice-Chairman J.W. "Kirk" Kirkpatrik, Commissioners Bill L. Upton, L. Kevin Ensley and Michael T. Sorrells.

MEMBERS ABSENT: None

STAFF PRESENT: County Manager/Clerk to the Board Marty Stamey, County Attorney Leon "Chip" Killian, III and Finance Director Julie Davis.

OTHERS PRESENT: None

GENERAL STATUTE: Attorney/Client Privilege §143-318.11(a)(3)


SUBJECT: Property


DISCUSSION:

Chip Killian, County Attorney reported that he spoke with Jay Coward, Attorney for Smoky Mountain Center (SMC) concerning the property transaction. No resolution has been reached in Alleghany County concerning the SMC resolution. The Board discussed the possibiity of Commissioner Ensley, Chairman Swanger and County Manager Stamey traveling to Alleghany to meet with their Chairman and County Manager to discuss the property transaction and SMC resolution. The Board instructed the County Manager to continue to reach out to the County Managers in the New River Mental Health area for assistance in passing the resolution.

OPEN SESSION:

Commissioner Sorrells made a motion to return to open session. Commissioner Upton seconded and the motion carried unanimously.


CLERK


CHAIRMAN

RELEASED	
Date	<u>1/9/2012</u>
Chairman	<u>Mark Swanger</u>
Clerk	<u>Marty Stamey</u>