

Monroe A. Miller Jr.  
19 Big Spruce Lane  
Waynesville, NC 28786  
August 21, 2016

**Subject: What's Happening with Francis Farm and White Oak Landfills?**

David Francis, Ira Dove (Mark Swanger's puppet County Manager), Candace Way and all of our County Commissioners are once again sticking it to the Taxpayers of Haywood County. Instead of Transparency, we have a concerted effort to shield Public Information from the People of Haywood County.

In what started as a simple Request for Public Information, you will follow an e-mail dialog that shows conspiracy and contempt for the public.

Millions of Dollars have been funneled into "LANDFILL FEES" which appears on every Property Tax Notice. Most or all of this money is under the direct control of David Francis, the previous Tax Collector that was thrown out of office. There is no breakdown of this account from Julie Davis, Haywood County Financial Director (who should be sitting in Jail for her manipulation of the Haywood County Schools Funding Formula).

<http://haywoodtp.net/pubII/140616CrackedTheCode.pdf>

Any information I request regarding either Francis Farm Landfill or the White Oak Landfill is currently in lock down.

Way back at the July 20<sup>th</sup> 2015 County Commission Meeting, there was an item under new business. It was one of enumerable contracts to McGill for \$69,300 to study -

- Contract for technical guidance \$25,000
- Contract for permit boundary modification \$30,000
- Contract for White Oak Landfill capacity study \$14,300

Ah-ha!, I thought. These reports surely have to be complete and paid for, so I will request to see a copy of these reports. Welcome to nightmare city. The last correspondence I received from Candace Way was letting me know: "David Francis has the other part of your request r.e. Francis Farm and will provide those documents when he is able."

**Translation:** Go [Expletive Deleted] yourself!

The first time I ran into this mentality was with Julie Davis. I had asked to see a copy of one of the Budgets that was just about to be released in an upcoming County Commission Meeting. She indicated that she could not let me inspect or have a copy until it had been approved by the commissioners. Well, I have news for Julie Davis (who should be sitting comfortably in an 8 x 10 room at a Federal Institution right now), that if Julie Davis picks up a pencil and a piece of paper that was purchased by the county, and makes a mark on it, that becomes Public Information. I have the right to see it.

This is an example of the seedy underbelly of what happens here in Haywood County, just as we experienced with the Haywood County School Board and Anne Garrett when they conspired to shut down Central Elementary School.

All of this nonsense, i.e., lack of transparency in county government, is being directed under the watchful eye of Mark Swanger, County Commissioner Chair. The problem for David Francis is that once Swanger retires (You're Welcome very much), David Francis is going to lose his cover. I don't believe that Kirkpatrick, Sorrells or Upton have the motivation to keep propping this guy up. I expect David Francis to fade away.

During the last County Commission meeting on 8/15/2016, commissioners approved yet another contract for McGill for Francis Farm! How long will it be before we get to see all of these final reports from McGill that are going into a deep, dark, black hole?

6. Request approval of three contracts for McGill for ongoing services at Francis Farm Landfill (FFLF) and Convenience Centers as approved in the 2017 budget – David Francis Tax/Solid Waste Administrator –
  - a. Technical Guidance and/or Operational - \$20,000 – ATTACHMENT 21
  - b. Fines Creek Convenience Center Construction - \$23,500 – ATTACHMENT 22
  - c. Mauney Cove Convenience Center Construction - \$22,200 – ATTACHMENT 23

<http://haywoodnc.net/downloads/commissioners/agmin2016/0815/a21.pdf>

Please read the e-mail dialog between Candace Way and myself. At this point, I am giving Candace Way the benefit of the doubt (her name will not appear in **bold** in my Toeprints), and the manner and content of what she is being directed to respond are coming from Ira Dove (her boss and Mark Swanger's puppet County Manager), Mark Swanger and the other county commissioners.

Monroe A. Miller Jr.  
Haywood County Taxpayer

Subject: Request for Public Information (#1) McGill Studies

Date: Wed, 6 Apr 2016 10:45:32 -0400

From: Monroe Miller

To: Candace Way <ecway@haywoodnc.net>, Ira Dove <idove@haywoodnc.net>, Stonewall Blevins <tsblevins@haywoodnc.net>

CC: Mark Swanger <markswanger@bellsouth.net>, KEVIN ENSLEY <lkensley@bellsouth.net>, Michael Sorrells <sorrells@cbvnol.com>, Bill Upton <billupton@bellsouth.net>, KIRK KIRKPATRICK <kirk@jwklaw.net>, Leon Killian <chip.killian@nelsonmullins.com>, Jeremy Davis, Eddie Cabe, Denny King, David Francis <dbfrancis@haywoodnc.net>

Ms. Way,

The following is from the Agenda for July 20, 2015:

7. Request approval of three contracts with McGill Engineering Contracts for ongoing services at the Francis Farm Landfill and White Oak Landfill:

Contract for technical guidance	\$25,000
Contract for permit boundary modification	\$30,000
Contract for White Oak Landfill capacity study	\$14,300

David Francis, Solid Waste/Tax Administrator – ATTACHMENT 13

(Attachment 13 attached)

<http://haywoodnc.net/downloads/commissioners/agmin2015/bocc072015/a13.pdf>

Please provide the results of those McGill studies, preferably in a pdf format.

Also, it has been well over a year since any Closed Minutes were released. Please include a set of new released closed minutes.

Thank you,

Monroe Miller

Pursuant to Proper Etiquette and N.C.G.S. § 14-196.3, this e-mail conforms to Section (e) which applies to any peaceable, nonviolent, or nonthreatening activity intended to express political views or to provide lawful information to others. This section shall not be construed to impair any constitutionally protected activity, including speech, protest, or assembly.

Subject: Re: Request for Public Information (#2) McGill Studies

Date: Fri, 8 Apr 2016 09:00:31 -0400

From: Monroe Miller

To: Candace Way <ecway@haywoodnc.net>, Ira Dove <idove@haywoodnc.net>, Stonewall Blevins <tsblevins@haywoodnc.net>

CC: Mark Swanger <markswanger@bellsouth.net>, KEVIN ENSLEY <lkensley@bellsouth.net>, Michael Sorrells <sorrells@cbvnol.com>, Bill Upton <billupton@bellsouth.net>, KIRK KIRKPATRICK <kirk@jwklaw.net>, Leon Killian <chip.killian@nelsonmullins.com>, Jeremy Davis , Eddie Cabe , Denny King , David Francis <dbfrancis@haywoodnc.net>, Michele Presnell <PresnellLA@ncLeg.net>

Ms. Way,

Please acknowledge my Request for Public Information.

Monroe Miller

Pursuant to Proper Etiquette and N.C.G.S. § 14-196.3, this e-mail conforms to Section (e) which applies to any peaceable, nonviolent, or nonthreatening activity intended to express political views or to provide lawful information to others. This section shall not be construed to impair any constitutionally protected activity, including speech, protest, or assembly.

Subject: RE: Request for Public Information (#2) McGill Studies  
Date: Fri, 8 Apr 2016 13:42:00 +0000  
From: Candace Way <[ecway@haywoodnc.net](mailto:ecway@haywoodnc.net)>  
To: Monroe Miller

Mr. Miller,

Mr. Francis said that the analysis is not yet complete, and will be presented to the Board when available. I will work on getting the released closed session minutes to you as soon as possible.

Thank you,

Candace Way, NCCCC  
Executive Assistant to the County Manager/  
Deputy Clerk to the Board of Commissioners  
Haywood County Administration  
215 N. Main Street  
Waynesville, NC 28786  
Phone - 828-452-6625  
Fax - 828-452-6715  
[ecway@haywoodnc.net](mailto:ecway@haywoodnc.net)

Pursuant to North Carolina General Statutes Chapter 132, Public Records, this electronic mail message and any attachments hereto, as well as any electronic mail message(s) sent in response to it, may be considered public record and as such are subject to request and review by anyone at any time.

Subject: Re: Request for Public Information (#3) McGill Studies, includes invoices and payments to McGill.  
Date: Fri, 8 Apr 2016 09:50:59 -0400  
From: Monroe Miller  
To: Candace Way <ecway@haywoodnc.net>, Ira Dove <idove@haywoodnc.net>, Stonewall Blevins <tsblevins@haywoodnc.net>  
CC: Mark Swanger <markswanger@bellsouth.net>, KEVIN ENSLEY <lkensley@bellsouth.net>, Michael Sorrells <sorrells@cbvnol.com>, Bill Upton <billupton@bellsouth.net>, KIRK KIRKPATRICK <kirk@jwklaw.net>, Leon Killian <chip.killian@nelsonmullins.com>, Jeremy Davis , Eddie Cabe , Denny King , David Francis <dbfrancis@haywoodnc.net>, Michele Presnell <PresnellLA@ncLeg.net>

Ms. Way,

Are all of these reports unavailable, or only one or two? I want copies of any that have been completed, and not just sitting on David Francis' desk.

Please provide me the invoices and payments from Haywood County to McGill relating to these contracts.

I don't need to remind you that these are public documents, and don't become public the moment David Francis presents them to county commissioners. They are public now.

Will be expecting released closed minutes, especially related to the lawsuit against the Kings with the PTC.

Monroe Miller

Pursuant to Proper Etiquette and N.C.G.S. § 14-196.3, this e-mail conforms to Section (e) which applies to any peaceable, nonviolent, or nonthreatening activity intended to express political views or to provide lawful information to others. This section shall not be construed to impair any constitutionally protected activity, including speech, protest, or assembly.

Subject: Re: Request for Public Information (#4) McGill Studies, includes invoices and payments to McGill.  
Date: Wed, 13 Apr 2016 13:19:18 -0400  
From: Monroe Miller  
To: Candace Way <ecway@haywoodnc.net>, Ira Dove <idove@haywoodnc.net>, Stonewall Blevins <tsblevins@haywoodnc.net>  
CC: Mark Swanger <markswanger@bellsouth.net>, KEVIN ENSLEY <lakensley@bellsouth.net>, Michael Sorrells <sorrells@cbvnol.com>, Bill Upton <billupton@bellsouth.net>, KIRK KIRKPATRICK <kirk@jwklaw.net>, Leon Killian <chip.killian@nelsonmullins.com>, Jeremy Davis , Eddie Cabe , Denny King , David Francis <dbfrancis@haywoodnc.net>, Michele Presnell <PresnellLA@ncLeg.net>

Ms. Way,

Please acknowledge my request for public information, re: "Please provide me the invoices and payments from Haywood County to McGill relating to these contracts."

Monroe Miller

Pursuant to Proper Etiquette and N.C.G.S. § 14-196.3, this e-mail conforms to Section (e) which applies to any peaceable, nonviolent, or nonthreatening activity intended to express political views or to provide lawful information to others. This section shall not be construed to impair any constitutionally protected activity, including speech, protest, or assembly.

Subject: RE: Request for Public Information (#4) McGill Studies, includes invoices and payments to McGill.  
Date: Thu, 14 Apr 2016 12:12:32 +0000  
From: Candace Way <ecway@haywoodnc.net>  
To: Monroe Miller

Yes I have received your request

Candace Way, NCCCC  
Executive Assistant to the County Manager/  
Deputy Clerk to the Board of Commissioners  
Haywood County Administration  
215 N. Main Street  
Waynesville, NC 28786  
Phone - 828-452-6625  
Fax - 828-452-6715  
[ecway@haywoodnc.net](mailto:ecway@haywoodnc.net)

Pursuant to North Carolina General Statutes Chapter 132, Public Records, this electronic mail message and any attachments hereto, as well as any electronic mail message(s) sent in response to it, may be considered public record and as such are subject to request and review by anyone at any time.



Subject: Re: Request for Public Information (#5) McGill Studies, includes invoices and payments to McGill.  
Date: Mon, 18 Apr 2016 08:35:28 -0400  
From: Monroe Miller  
To: Candace Way <ecway@haywoodnc.net>, Ira Dove <idove@haywoodnc.net>, Stonewall Blevins <tsblevins@haywoodnc.net>  
CC: Mark Swanger <markswanger@bellsouth.net>, KEVIN ENSLEY <lkensley@bellsouth.net>, Michael Sorrells <sorrells@cbvnol.com>, Bill Upton <billupton@bellsouth.net>, KIRK KIRKPATRICK <kirk@jwklaw.net>, Leon Killian <chip.killian@nelsonmullins.com>, Jeremy Davis , Eddie Cabe , Denny King , David Francis <dbfrancis@haywoodnc.net>, Michele Presnell <PresnellLA@ncLeg.net>

[?] Where is it?

Subject: Re: Request for Public Information (#6) McGill Studies, includes invoices and payments to McGill.  
Date: Wed, 20 Apr 2016 08:46:51 -0400  
From: Monroe Miller  
To: Candace Way <ecway@haywoodnc.net>, Ira Dove <idove@haywoodnc.net>, Stonewall Blevins <tsblevins@haywoodnc.net>  
CC: Mark Swanger <markswanger@bellsouth.net>, KEVIN ENSLEY <lkensley@bellsouth.net>, Michael Sorrells <sorrells@cbvnol.com>, Bill Upton <billupton@bellsouth.net>, KIRK KIRKPATRICK <kirk@jwklaw.net>, Leon Killian <chip.killian@nelsonmullins.com>, Jeremy Davis , Eddie Cabe , Denny King , David Francis <dbfrancis@haywoodnc.net>, Michele Presnell <PresnellLA@ncLeg.net>, Roy Cooper <OpenGov@ncdoj.gov>, Lindsay Curtin <lcurtin@themountaineer.com>, Becky Johnson <becky@smokymountainnews.com>

Request #6.

Subject: FW: released closed minutes 04/20/2016 09:35  
Date: Wed, 20 Apr 2016 13:37:54 +0000  
From: Candace Way <ecway@haywoodnc.net>  
To: Monroe Miller

Mr. Miller,

Per your request. David Francis has the other part of your request r.e. Francis Farm and will provide those documents when he is able.

Thank you,

Candace Way, NCCCC  
Executive Assistant to the County Manager/  
Deputy Clerk to the Board of Commissioners  
Haywood County Administration  
215 N. Main Street  
Waynesville, NC 28786  
Phone - 828-452-6625  
Fax - 828-452-6715  
[ecway@haywoodnc.net](mailto:ecway@haywoodnc.net)

Pursuant to North Carolina General Statutes Chapter 132, Public Records, this electronic mail message and any attachments hereto, as well as any electronic mail message(s) sent in response to it, may be considered public record and as such are subject to request and review by anyone at any time.