

Monroe A. Miller Jr.
2200 Camp Branch Road
Waynesville, NC 28786
January 30, 2018

Subject: Dialog - Request for Information - Bid Process - Dirt Spreading Project, Continued...

This just gets better and better ...

This piece reflects a continued dialog with County Officials (mostly one-way) who have now progressed past the Stonewalling mode, refusing to provide responses to legitimate Requests for Public Information, even failing to acknowledge Requests for Public Information.

Joel Mashburn is desperately attempting to insert himself as the Gate Keeper of information flow, just as Wanda Greene, previous Buncombe County Manager, now under FBI investigation, attempted to do to Don Yelton.

[See: UPDATE 99 CVS 03497 - Dawes, Yelton and Morgan vs. Buncombe County Board of Commissioners and Wanda Green, County Manager. NC Public Records Law. Full & complete file. 8/03/2012...](#)

or

<http://haywoodtp.net/pubII/120803-99cvs03497.pdf>

Wanda Greene is now gone.

Things are to the point now where every rock you turn over, a cockroach jumps out.

See: <http://haywoodtp.net/pubII/180113DialogAvconBiddingIrregularities.pdf> and <http://haywoodtp.net/pubII/180120MoreDialogAvconBiddingIrregularities.pdf> to catch up on past dialog.

Whenever the County Commissioners or David Francis attempt to steam-roll a project through the county commission approval process, red flags go up. It was brought to my attention after approval of the David Francis Dirt Spreading Project for the James Weaver “Kirk” Kirkpatrick III Super Duper Sports Complex in Jonathan Creek, that there may be some possible bidding irregularities with how this project was shoved through the process.

[**Editor’s Note:** Ever since the county purchased this little wasteland for \$1.6 Million Dollars, (re: <http://haywoodtp.net/pubTP/T150703.pdf> and <http://haywoodtp.net/pubTP/T160130.pdf>), James Weaver “Kirk” Kirkpatrick III has been itching to have this park named after him, as was Mark Swanger for the “Susan and Mark Swanger Glorified Dog Pound”.]

We continue from January 20, 2018, where we see county employees up to there ear-balls in this collusion.

Here we go...

Subject: Re: Request for Information - Bid Process - Dirt Spreading Project, Request #11

Date: Sun, 21 Jan 2018 08:56:31 -0500

From: Monroe Miller

To: Donna Corpening <dcorpening@haywoodnc.net>, Julie Davis <jhdavis@haywoodnc.net>, Kathi McClure <kmcclure@haywoodnc.net>, Kris Boyd <kboyd@haywoodnc.net>

CC: Candace Way <ecway@haywoodnc.net>, Joel Mashburn <joel.mashburn@haywoodcountync.gov>, Cory Vaillancourt <cory@smokymountainnews.com>, Vicki Hyatt <vhyatt@themountaineer.com>, Greg Christopher <gchristopher@haywoodnc.net>, Janice Corn <JCorn@haywoodnc.net>, KIRK KIRKPATRICK <kirk@jwklaw.net>, Bill Upton <billupton@bellsouth.net>, Michael Sorrells <sorrells@cbvnol.com>, KEVIN ENSLEY <lkensley@bellsouth.net>, Brandon Rogers <bcrogers@haywoodnc.net>, Chip Killian <CKillian@haywoodnc.net>, David Francis <dbfrancis@haywoodnc.net>, David Francis <david.francis@haywoodcountync.gov>, Eddie Cabe, Terry Ramey, Mark Cathey <mark.cathey@mcgillengineers.com>, Scott Burwell <scott.burwell@mcgillengineers.com>, Christy Brown <christy.brown@mcgillengineers.com>, tommy@jlscompanyllc.com, bensageinc@gmail.com, tshuler@maggievalleyclub.com, rabbitskinexcav@bellsouth.com, cameronspresley@yahoo.com, rbstexcavating1@bellsouth.net, Don Yelton

All,

After just getting thrown under the bus by Joel Mashburn (obstruction), let's go about this a little differently. There are five (5) outstanding separate requests for Public Information regarding the David Francis Dirt Spreading project, and expecting David Francis to come up with any responses is ludicrous. So, the individual separate requests will be addressed to whom I believe are the custodians of that information. I am adding a new additional request for Kathi McClure.

See: [UPDATE 99 CVS 03497 - Dawes, Yelton and Morgan vs. Buncombe County Board of Commissioners and Wanda Green, County Manager. NC Public Records Law. Full & complete file. 8/03/2012...](#)

[Editors Note: Also see: <http://haywoodtp.net/pubII/120803-99cvs03497.pdf>]

• **Mr. Boyd, please respond to the following request:**

Please provide the new Request for Public Information, regarding the David Francis Dirt Spreading Project. Please refer to the 249 page document (the one I received from Donna Corpening, not you) -
CONTRACT DOCUMENTS
JONATHAN CREEK
SOIL RECLAMATION PROJECT
HAYWOOD COUNTY, NORTH CAROLINA

[Page 242 of 249]

3.08 FIELD QUALITY CONTROL

A. Soil Testing and Inspection Service: Compaction tests of all fill areas will be made by an independent testing laboratory. Such tests will be provided and paid for by the Owner, except that tests that reveal nonconformance with the specifications and all succeeding tests for the same area shall be at the expense of the Contractor until conformance with the PROJECT #17.00158 312010 - Page 16 specifications is established. The Owner will be responsible for paying for only the successful tests.

• **Ms. Corpening, please respond to the following two requests:**

On page 30 of the DBF emails.pdf file [re: <http://haywoodtp.net/pubII/180118DBF-emails.pdf>], there is an e-mail from Christy Brown at McGill sent on December 8. There are six e-mail addresses that this bid was sent to, but it is cryptic.

Please provide the Name, Company and Contact Information for all of these companies. They should be on

the Vendor Registration Forms. By the way, Donna Corpening was not included on any of this correspondence from Christy Brown - I wonder why?

They are:

- tommy@jlscompanyllc.com
- bensageinc@gmail.com
- tshuler@maggievalleyclub.com
- rabbitskinexcav@bellsouth.net
- cameronspressley@yahoo.com
- rbestexcavating1@bellsouth.net

Christy Brown, in that e-mail [re: Page 30], indicated that the Bid Opening had been moved from Dec 8 to Dec 11.

The BidTab, on my website: [McGill Documents for David Francis' Dirt Spreading Project for the James Weaver 'Kirk' Kirkpatrick III Super Duper Sports Complex in Jonathan Creek. Bid Tabulation. 1/11/2018...](#)

[**Editors Note:** See also <http://haywoodtp.net/pubII/180111-1700158CertBidTab-J-Crl-Soil-Prj.pdf>]

a certified document from McGill on McGill letterhead, indicates that the bids were opened on December 8. What is right? Dec. 8 or Dec. 11?

- **Ms. Davis, please respond to the following two requests:**

I have a question regarding the signing limit David Francis has. If you look at my website, www.haywoodtp.net ,

[McGill Documents for David Francis' Dirt Spreading Project for the James Weaver 'Kirk' Kirkpatrick III Super Duper Sports Complex in Jonathan Creek. Purchase Order. 1/11/2018...](#)

or

<http://haywoodtp.net/pubII/180111-PurchaseOrderDOC011018-01102018152214.pdf>

On page three (3) of the pdf file, it shows David Francis signing off on this PO. The Interim County Manager only has discretionary limit of \$20K. What amount can David Francis sign off on?

and

All other PO's over and above PO 180545, that have been signed for the David Francis Dirt Spreading Project by David Francis or anyone else.

- **Ms. McClure.** David Francis has been parading around as a Project Administrator, when his position / Title is Administrative Project Evaluator. Please provide me the current Haywood County Organizational Chart showing David Francis in a little bubble and what is title is and who he reports to.

Still have an open request to visit Sheriff Christopher about this matter.

Monroe Miller

Subject: RE: Request for Information - Bid Process - Dirt Spreading Project, Request #11

Date: Mon, 22 Jan 2018 13:19:45 +0000

From: Joel Mashburn <Joel.Mashburn@haywoodcountync.gov>

To: Monroe Miller

Good morning, I have not read all your email yet but I want to take exception to your statement that I threw you "under the bus". If you are referring to the email you received from Mrs. Way, I did indeed tell her that if she did not have the records you requested then she should refer you to the person who did have those records. There was not intent here to be obstructionist, but it is not Mrs. Way responsibility to deliver records that are not in her possession. I will review your email and try to ascertain who does have the records you have requested and will try to facilitate getting them to you is a very reasonable time.

Joel Mashburn

Interim County Manager

Subject: Re: Request for Information - Bid Process - Dirt Spreading Project, Request #11

Date: Tue, 23 Jan 2018 08:48:27 -0500

From: Monroe Miller

To: Donna Corpening <dcorpening@haywoodnc.net>, Julie Davis <jhdavis@haywoodnc.net>, Kathi McClure <kmcclure@haywoodnc.net>, Kris Boyd <kboyd@haywoodnc.net>

CC: Candace Way <ecway@haywoodnc.net>, Joel Mashburn <joel.mashburn@haywoodcountync.gov>, Cory Vaillancourt <cory@smokymountainnews.com>, Vicki Hyatt <vhyatt@themountaineer.com>, Greg Christopher <gchristopher@haywoodnc.net>, Janice Corn <JCorn@haywoodnc.net>, KIRK KIRKPATRICK <kirk@jwklaw.net>, Bill Upton <billupton@bellsouth.net>, Michael Sorrells <sorrells@cbvnol.com>, KEVIN ENSLEY <lkensley@bellsouth.net>, Brandon Rogers <bcrogers@haywoodnc.net>, Chip Killian <CKillian@haywoodnc.net>, David Francis <dbfrancis@haywoodnc.net>, David Francis <david.francis@haywoodcountync.gov>, Eddie Cabe, Terry Ramey, Mark Cathey <mark.cathey@mcgillengineers.com>, Scott Burwell <scott.burwell@mcgillengineers.com>, Christy Brown <christy.brown@mcgillengineers.com>, tommy@jlscompanyllc.com, bensageinc@gmail.com, tshuler@maggievalleyclub.com, rabbitskinexcav@bellsouth.com, cameronspresley@yahoo.com, rbestexcavating1@bellsouth.net, Don Yelton

Mr. Boyd, Ms. Corpening, Ms. Davis and Ms. McClure;

Can all of you acknowledge my Request for Public Information I sent to all of you on 1/21/2018?

Mr. Boyd, when I copied and pasted all of these requests, some dating back to 1/12/2018, I neglected to ask you a question [See original question sent to Candy Way on 1/19/2018]. The question is: Who is the Independent Testing Laboratory that is supposed to do all of the compaction testing?

The following are dates I originally made the request for the following items, most to Candy Way ...

Boyd: Compaction Question - 1/19/2018

Corpening: Contact Information and Bid Tab question - 1/16/2018

Davis: Francis sign off authority limit - 1/12/2018, Other PO's associated with the dirt spreading project - 1/18/2018

McClure: Org chart - 1/21/2018.

I would appreciate having this information before my meeting with the Sheriff later this week.

Thank you,

Monroe Miller

Subject: RE: Request for Information - Bid Process - Dirt Spreading Project, Request #11
Date: Tue, 23 Jan 2018 14:03:41 +0000
From: Kathi McClure <kathi.mcclure@haywoodcountync.gov>
To: Monroe Miller

Mr. Miller,

Good morning. I have received your request and will provide that information to you as soon as possible.

Best regards,

Kathi

Subject: Re: Request for Information - Bid Process - Dirt Spreading Project, Request #13

Date: Wed, 24 Jan 2018 09:35:33 -0500

From: Monroe Miller

To: Donna Corpening <dcorpening@haywoodnc.net>, Julie Davis <jhdavis@haywoodnc.net>, Kris Boyd <kboyd@haywoodnc.net>

CC: Kathi McClure <kmclure@haywoodnc.net>, Candace Way <ecway@haywoodnc.net>, Joel Mashburn <joel.mashburn@haywoodcountync.gov>, Cory Vaillancourt <cory@smokymountainnews.com>, Vicki Hyatt <vhyatt@themountaineer.com>, Greg Christopher <gchristopher@haywoodnc.net>, Janice Corn <JCorn@haywoodnc.net>, KIRK KIRKPATRICK <kirk@jwklaw.net>, Bill Upton <billupton@bellsouth.net>, Michael Sorrells <sorrells@cbvnol.com>, KEVIN ENSLEY <lkensley@bellsouth.net>, Brandon Rogers <bcrogers@haywoodnc.net>, Chip Killian <CKillian@haywoodnc.net>, David Francis <dbfrancis@haywoodnc.net>, David Francis <david.francis@haywoodcountync.gov>, Eddie Cabe, Terry Ramey, Mark Cathey <mark.cathey@mcgillengineers.com>, Scott Burwell <scott.burwell@mcgillengineers.com>, Christy Brown <christy.brown@mcgillengineers.com>, tommy@jlscompanyllc.com, bensageinc@gmail.com, tshuler@maggievalleyclub.com, rabbitskinexcav@bellsouth.net, cameronspresley@yahoo.com, rbestexcavating1@bellsouth.net, Don Yelton

Good morning All,

Still looking to get an acknowledgment for my Request for Public Information from the following County Employees

- Julie Davis
- Kris Boyd
- Donna Corpening

I would appreciate having this information before my meeting with the Sheriff later this week.

Thank you,

Monroe Miller

Subject: FW: Send data from MFP11422030 01/24/2018 16:42
Date: Wed, 24 Jan 2018 20:42:38 +0000
From: Joel Mashburn <Joel.Mashburn@haywoodcountync.gov>
To: Monroe Miller

Attached are the purchase orders for the Jonathan Creek Project. I have not attached all the backup material because there is a lot of it, however, you may have received most of it already. If you want to come in and review it, I will make it available to you and will make copies in accordance with North Carolina Public Records Act.

Joel Mashburn
Interim County Manager

-----Original Message-----

From: Haywood County Manager [mailto:administration@haywoodnc.net]
Sent: Wednesday, January 24, 2018 4:43 PM
To: Joel Mashburn
Subject: Send data from MFP11422030 01/24/2018 16:42

Scanned from MFP11422030
Date:01/24/2018 16:42
Pages:10
Resolution:200x200 DPI

Please DO NOT reply to this address! This is a SEND-ONLY device!

[**Editors Note:** Attachment was: DOC012418-01242018164246.pdf, now found on www.haywoodtp.net
<http://haywoodtp.net/pubII/180124-PO'sToDate-DOC012418-01242018164246.pdf>].

Subject: FW: Request for Information - Bid Process - Dirt Spreading Project, Request #13
Date: Wed, 24 Jan 2018 21:19:11 +0000
From: Joel Mashburn <Joel.Mashburn@haywoodcountync.gov>
To: Monroe Miller

This is the last full O chart that was approved by the BOCC in 2016. By separate email I sent you changes that were approved by the BOCC at its meeting on 1-17-2018. We are still working on some changes that more accurately depict our current or proposed operations but we are not ready to present for approval.

From: Kathi McClure
Sent: Wednesday, January 24, 2018 11:38 AM
To: Joel Mashburn
Subject: RE: Request for Information - Bid Process - Dirt Spreading Project, Request #13

Attached is the last O chart that I had on file that was approved. This was as of 07-01-2016.

From: Joel Mashburn
Sent: Wednesday, January 24, 2018 11:04 AM
To: Kathi McClure
Subject: FW: Request for Information - Bid Process - Dirt Spreading Project, Request #13

Kathi, I think the only Organizational Chart we can submit is one approved by the BOCC. That would include the chart showing the recent reorganization and the latest complete chart approved prior to this reorganization. The one we are working on is not an official document. Joel

[**Editors Note:** File attached was 180124-CountyOrg.Chart-07-01-2016.docx. Now on www.haywoodtp.net
http://haywoodtp.net/pubII/180124-CountyOrg_Chart-07-01-2016.pdf]

Subject: Re: Request for Information - Bid Process - Dirt Spreading Project, Request #13

Date: Thu, 25 Jan 2018 15:32:30 -0500

From: Monroe Miller

To: Donna Corpening <dcorpening@haywoodnc.net>, Julie Davis <jhdavis@haywoodnc.net>, Kris Boyd <kboyd@haywoodnc.net>

CC: Kathi McClure <kmclure@haywoodnc.net>, Candace Way <ecway@haywoodnc.net>, Joel Mashburn <joel.mashburn@haywoodcountync.gov>, Cory Vaillancourt <cory@smokymountainnews.com>, Vicki Hyatt <vhyatt@themountaineer.com>, Greg Christopher <gchristopher@haywoodnc.net>, Janice Corn <JCorn@haywoodnc.net>, KIRK KIRKPATRICK <kirk@jwklaw.net>, Bill Upton <billupton@bellsouth.net>, Michael Sorrells <sorrells@cbvnol.com>, KEVIN ENSLEY <lkensley@bellsouth.net>, Brandon Rogers <bcrogers@haywoodnc.net>, Chip Killian <CKillian@haywoodnc.net>, David Francis <dbfrancis@haywoodnc.net>, David Francis <david.francis@haywoodcountync.gov>, Eddie Cabe, Terry Ramey, Mark Cathey <mark.cathey@mcgillengineers.com>, Scott Burwell <scott.burwell@mcgillengineers.com>, Christy Brown <christy.brown@mcgillengineers.com>, tommy@jlscompanyllc.com, bensageinc@gmail.com, tshuler@maggievalleyclub.com, rabbitskinexcav@bellsouth.net, cameronspresley@yahoo.com, rbstexcavating1@bellsouth.net, Don Yelton

All,

I posted the Org Chart and five PO's supplied to my by Joel Mashburn. However, I have not received an acknowledgment for my Request for Public Information yet from three of you.

Boyd: Compaction Question - 1/19/2018

Corpening: Contact Information and Bid Tab question - 1/16/2018

Davis: Francis sign off authority limit - 1/12/2018.

Please acknowledge my Request for Public Information.

Thank you,

Monroe Miller

Subject: Re: Request for Information - Bid Process - Dirt Spreading Project, Request #14

Date: Thu, 25 Jan 2018 18:33:16 -0500

From: Monroe Miller

To: Joel Mashburn <joel.mashburn@haywoodcountync.gov>, Chip Killian <CKillian@haywoodnc.net>

CC: Donna Corpening <dcorpening@haywoodnc.net>, Julie Davis <jhdavis@haywoodnc.net>, Kris Boyd <kboyd@haywoodnc.net>, Kathi McClure <kmclure@haywoodnc.net>, Candace Way <ecway@haywoodnc.net>, Cory Vaillancourt <cory@smokymountainnews.com>, Vicki Hyatt <vhyatt@themountaineer.com>, Greg Christopher <gchristopher@haywoodnc.net>, Janice Corn <JCorn@haywoodnc.net>, KIRK KIRKPATRICK <kirk@jwklaw.net>, Bill Upton <billupton@bellsouth.net>, Michael Sorrells <sorrells@cbvnol.com>, KEVIN ENSLEY <lkensley@bellsouth.net>, Brandon Rogers <bcrogers@haywoodnc.net>, David Francis <dbfrancis@haywoodnc.net>, David Francis <david.francis@haywoodcountync.gov>, Eddie Cabe, Terry Ramey, Mark Cathey <mark.cathey@mcgillengineers.com>, Scott Burwell <scott.burwell@mcgillengineers.com>, Christy Brown <christy.brown@mcgillengineers.com>, tommy@jlscompanyllc.com, bensageinc@gmail.com, tshuler@maggievalleyclub.com, rabbitskinexcav@bellsouth.net, cameronspressley@yahoo.com, rbstexcavating1@bellsouth.net, Don Yelton

Mr. Mashburn or Mr. Chip, a.k.a. Leon, Killian III,

I'm not quite sure who to direct this question to, i.e., who is the custodian of this public record, so I am including the both of you. Follow me through on this...

- The David Francis dirt spreading contract was awarded to Avcon at the December 18, 2018 county commission meeting.
- Avcon was never included on the original e-mail bidding list sent out by Christy Brown (re: from the David Francis e-mail dump, sent December 8, 2018 at least on one occasion, but sent instead to rabbitskinexcav@bellsouth.net as one of the bidders.
- I have requested but not received contact information for the six bidders on this dirt spreading project.
- There is no company listed with the NC Secretary of State called Rabbitskin Excavating, as far as I can determine.
- There is a company listed with the NC Secretary of State called Rabbitskin Enterprises, LLC, with the single Member being listed as Steve L Miller, residing at 236 Earl Lane, Waynesville, NC 28786.
- The Mailing, Principle Office and Reg Office of Rabbitskin Enterprises, LLC is located at 4842 Jonathan Creek Road, Waynesville, NC 28785.
- Referencing the Haywood County voter registration list - [re:<http://haywoodtp.net/pubII/171113VotersAsOf11-13-2017.pdf>], there is an individual, Steven Lee Miller, located at the same address.
- A Haywood County Purchase Order #180483 was issued on 11/30/2017 to Steven J. Miller for \$8,125.00.
- WTF?
- Who the [Expletive Deleted] is Steven J. Miller, not Steven L. Miller?
- Information provided to Haywood County indicates Avcon, sosid: 1155004, lists Steve Miller (no middle initial) as the Job Foreman, (828) 421-0424.

So my questions are:

- Why is Haywood County issuing a PO to Seven J. Miller, Rabbitskin Enterprises, LLC, and not Avcon for this portion of the David Francis Dirt Spreading Project?
- Does Steven J. Miller have a Construction License?
- Does Steven J. Miller have a CDL? Does the middle initial J. stand for Jonathan?

I would like to have the vendor profiles for everyone who was considered a bidder on this project, and in particular, Sara McCoy, Jim McCoy, Steve Lee Miller and Steven J. Miller. I want the complete vendor profile (SSN redacted).

I want to know why a Haywood County PO #180483 was issued to Steven J. Miller.

Thank you,

Monroe Miller

Subject: Re: Request for Information - Bid Process - Dirt Spreading Project, Request #15

Date: Fri, 26 Jan 2018 09:31:12 -0500

From: Monroe Miller

To: Joel Mashburn <joel.mashburn@haywoodcountync.gov>, Chip Killian <CKillian@haywoodnc.net>

CC: Donna Corpening <dcorpening@haywoodnc.net>, Julie Davis <jhdavis@haywoodnc.net>, Kris Boyd <kboyd@haywoodnc.net>, Kathi McClure <kmcclure@haywoodnc.net>, Candace Way <ecway@haywoodnc.net>, Cory Vaillancourt <cory@smokymountainnews.com>, Vicki Hyatt <vhyatt@themountaineer.com>, Greg Christopher <gchristopher@haywoodnc.net>, Janice Corn <JCorn@haywoodnc.net>, KIRK KIRKPATRICK <kirk@jwklaw.net>, Bill Upton <billupton@bellsouth.net>, Michael Sorrells <sorrells@cbvnol.com>, KEVIN ENSLEY <lkensley@bellsouth.net>, Brandon Rogers <bcrogers@haywoodnc.net>, David Francis <dbfrancis@haywoodnc.net>, David Francis <david.francis@haywoodcountync.gov>, Eddie Cabe, Terry Ramey, Mark Cathey <mark.cathey@mcgillengineers.com>, Scott Burwell <scott.burwell@mcgillengineers.com>, Christy Brown <christy.brown@mcgillengineers.com>, tommy@jlscompanyllc.com, bensageinc@gmail.com, tshuler@maggievalleyclub.com, rabbitskinexcav@bellsouth.net, cameronspressley@yahoo.com, rbstexcavating1@bellsouth.net, Don Yelton

Ms. Davis, Ms. Corpening, Mr. Boyd, Mr. Mashburn and Mr. Chip, a.k.a. Leon, Killian, III,

We are getting a little backed up here, so for convenience, I am summarizing all of my outstanding Requests for Public Information in a handy form...

- Boyd: Compaction Question - 1/19/2018
- Corpening: Contact Information and Bid Tab question - 1/16/2018
- Davis: Francis sign off authority limit - 1/12/2018.
- Mashburn/Killian: Complete Vendor Profile info (redact SSN's) on -
 - Sara McCoy
 - Jim McCoy
 - Steve Lee Miller
 - Steven J. Miller
 - Why is Haywood County issuing a PO to Seven J. Miller, Rabbitskin Enterprises, LLC, and not Avcon for this portion of the David Francis Dirt Spreading Project?
 - Does Steven J. Miller have a Construction License?
 - Does Steven J. Miller have a CDL?
 - Does the middle initial J. stand for Jonathan?
 - I want to know why a Haywood County PO #180483 was issued to Steven J. Miller and not Avcon.

In addition, so that we can establish a little trust between Haywood County Government and the Haywood County Taxpayers, due to this fiasco of the county sending a PO to Steven J. Miller, we are going to go through the same Fire Drill as we did with the Haywood County Fairgrounds Arena Building, where Julie Davis was responsible for accounting for every single penny to B. Allen Construction of \$418,050 for addition of toilets and ADA Components. To refresh your memories, review on www.haywoodtp.net -

[First Payment Draw from B. Allen Construction for Fairgrounds Arena Building Modifications. 4/4/2011 4/06/2011...](#)
[Second Payment Draw from B. Allen Construction for Fairgrounds Arena Building Modifications. 5/9/2011 5/10/2011...](#)
[Third Payment Draw from B. Allen Construction for Fairgrounds Arena Building Modifications, 6/1/2011. 6/4/2011...](#)
[Third Payment Stub to B. Allen Construction for Fairgrounds Arena Building Modifications, total now \\$388,960.81, 6/9/2011. 6/17/2011...](#)
[Forth Payment Stub to B. Allen Construction for Fairgrounds Arena Building Modifications. 7/9/2011...](#)
[Final Payment Stub to B. Allen Construction for Fairgrounds Arena Building Modifications. Total is \\$418,050. 7/9/2011...](#)

So, Ms. Davis, Please provide copies (in a pdf format) of all invoices received by the county and payments by the county for each of the five (5) PO's that have been issued to date for the David Francis Dirt Spreading Project, for PO's -

- PO # 108475
- PO # 108483
- PO # 108546
- PO # 108547
- PO # 108545

Thank you,

Monroe Miller

Subject: Re: Request for Information - Bid Process - Dirt Spreading Project, Request #15

Date: Mon, 29 Jan 2018 10:39:38 -0500

From: Monroe Miller

To: Joel Mashburn <joel.mashburn@haywoodcountync.gov>, Chip Killian <CKillian@haywoodnc.net>, Donna Corpening <dcorpening@haywoodnc.net>, Julie Davis <jhdavis@haywoodnc.net>, Kris Boyd <kboyd@haywoodnc.net>, Greg Christopher <gchristopher@haywoodnc.net>

CC: Kathi McClure <kmcclure@haywoodnc.net>, Candace Way <ecway@haywoodnc.net>, Cory Vaillancourt <cory@smokymountainnews.com>, Vicki Hyatt <vhyatt@themountaineer.com>, Janice Corn <JCorn@haywoodnc.net>, KIRK KIRKPATRICK <kirk@jwklaw.net>, Bill Upton <billupton@bellsouth.net>, Michael Sorrells <sorrells@cbvnol.com>, KEVIN ENSLEY <lkensley@bellsouth.net>, Brandon Rogers <bcrogers@haywoodnc.net>, David Francis <dbfrancis@haywoodnc.net>, David Francis <david.francis@haywoodcountync.gov>, Eddie Cabe, Terry Ramey, Mark Cathey <mark.cathey@mcgillengineers.com>, Scott Burwell <scott.burwell@mcgillengineers.com>, Christy Brown <christy.brown@mcgillengineers.com>, tommy@jlscompanyllc.com, bensageinc@gmail.com, tshuler@maggievalleyclub.com, rabbitskinexcav@bellsouth.net, cameronspressley@yahoo.com, rbstexcavating1@bellsouth.net, Don Yelton

Mr. Mashburn,

Did someone turn out the lights at the Haywood County Historic Courthouse? I haven't received a peep from any of these people (except you, when you sent me the PO's): Ms. Davis, Ms. Corpening, Mr. Boyd, Mr. Mashburn and Mr. Chip, a.k.a. Leon, Killian, III.

Please instruct these people to acknowledge my request for Public Information.

Say, I found out some more stuff on this David Francis Dirt Spreading Project over the weekend

FIRST,

- Do you remember back at the November 20th County commission meeting when David Francis first pulled the wool over Haywood County Taxpayers when he was masquerading as a Program Administrator? Agenda Item 6.

[6. Request approval of contract for McGill Associates to provide engineering and services at the Jonathan Creek property needed to move 25,000 cubic yards to be paid from Economic Development budgeted funds – David Francis, Program Administrator -ATTACHMENT 12](#)

What was the amount of dirt we were going to get from Publix? That's right - 25,000 CY (Cubic Yards). Francis explained we were going to get it for \$1.00 a Cubic Yard.

Now, do you remember the Bidding Documents that Candy Way sent me? (It's on my website, www.haywoodtp.net)

<http://haywoodtp.net/pubII/180105-2BiddingDocuments-JonathanCreekSoilReclamationProject.pdf>

On Page 29 of that document, bidders are asked to bid on 35,000 CY of earthwork.

WTF?

Both bid submitted were for 35,000 CY of moving dirt.

Do you also remember the Bidding Drawings Candy also supplied to me?

<http://haywoodtp.net/pubII/180105-4-17.00158BiddingDrawings.pdf>

There are a couple of contour drawings, pages 3-5:

1. Existing Conditions
2. Control Plan - Minimum Fill (22,5000 CY)
3. Control Plan - Maximum Fill (35,000 CY)

There is no drawing for the bill of goods Francis was proposing of 25,000 CY.

It appears all along that 35,000 CY was planned all along. Where is this extra money going to come from?

SECOND,

- PO 180483 to Rabbit Skin Enterprises, LLC, specifically to a Steve J. Miller, was signed on 11/30/2017. This was almost three weeks prior to county commissioners approving the Avcon project. WTF? Who authorized Rabbit Skin to start working on this project before it was approved?

My guess is that four of the five commissioners already knew about this.

FINALLY,

In your e-mail to me on 1/24/2018,

Attached are the purchase orders for the Jonathan Creek Project. I have not attached all the backup material because there is a lot of it, however, you may have received most of it already. If you want to come in and review it, I will make it available to you and will make copies in accordance with North Carolina Public Records Act.

I would like to take you up on that offer. When can I come in and inspect these documents.

Monroe Miller

Subject: RE: Request for Information - Bid Process - Dirt Spreading Project, Request #15

Date: Mon, 29 Jan 2018 22:28:36 +0000

From: Joel Mashburn <Joel.Mashburn@haywoodcountync.gov>

To: Monroe Miller , Chip Killian <Chip.Killian@haywoodcountync.gov>, Donna Corpening <donna.corpening@haywoodcountync.gov>, Julie Davis <julie.davis@haywoodcountync.gov>, Kris Boyd <Kris.Boyd@haywoodcountync.gov>, Sheriff Greg Christopher <Greg.Christopher@haywoodcountync.gov>

CC: Kathi McClure <kathi.mcclure@haywoodcountync.gov>, Candace Way <candace.way@haywoodcountync.gov>, Cory Vaillancourt <cory@smokymountainnews.com>, Vicki Hyatt <vhyatt@themountaineer.com>, Janice Corn <Janice.Corn@haywoodcountync.gov>, J W. Kirkpatrick <kirk@jwklaw.net>, Bill Upton <billupton@bellsouth.net>, Michael T. Sorrells <sorrells@cbvnol.com>, L. Kevin. Ensley <lakensley@bellsouth.net>, Brandon C. Rogers <brandon.rogers@haywoodcountync.gov>, David Francis <david.francis@haywoodcountync.gov>, David Francis <david.francis@haywoodcountync.gov>, Eddie Cabe, Terry Ramey, Mark Cathey <mark.cathey@mcgillengineers.com>, Scott Burwell <scott.burwell@mcgillengineers.com>, Christy Brown <christy.brown@mcgillengineers.com>, tommy@jlscompanyllc.com <tommy@jlscompanyllc.com>, bensageinc@gmail.com <bensageinc@gmail.com>, tshuler@maggievalleyclub.com <tshuler@maggievalleyclub.com>, rabbitskinexcav@bellsouth.net <rabbitskinexcav@bellsouth.net>, cameronspresley@yahoo.com <cameronspresley@yahoo.com>, rbestexcavating1@bellsouth.net <rbestexcavating1@bellsouth.net>, Don Yelton

Mr. Miller,

It is not clear to me which records you want access to, therefore, please state specifically and clearly which records you want access to and I will arrange a convenient time within the next 10 days for you to come in and review the records on file. I am assuming the project you are referring to is the **Jonathan Creek Soil Reclamation Project**. We have no project by the name you reference.

Subject: Re: Request for Information - Bid Process - Dirt Spreading Project, Request #15

Date: Mon, 29 Jan 2018 20:08:37 -0500

From: Monroe Miller

To: Joel Mashburn <joel.mashburn@haywoodcountync.gov>, Chip Killian <CKillian@haywoodnc.net>, Donna Corpening <dcorpening@haywoodnc.net>, Julie Davis <jhdavis@haywoodnc.net>, Kris Boyd <kboyd@haywoodnc.net>, Greg Christopher <gchristopher@haywoodnc.net>

CC: Kathi McClure <kmcclure@haywoodnc.net>, Candace Way <ecway@haywoodnc.net>, Cory Vaillancourt <cory@smokymountainnews.com>, Vicki Hyatt <vhyatt@themountaineer.com>, Janice Corn <JCorn@haywoodnc.net>, KIRK KIRKPATRICK <kirk@jwklaw.net>, Bill Upton <billupton@bellsouth.net>, Michael Sorrells <sorrells@cbvnol.com>, KEVIN ENSLEY <lkensley@bellsouth.net>, Brandon Rogers <bcrogers@haywoodnc.net>, David Francis <dbfrancis@haywoodnc.net>, David Francis <david.francis@haywoodcountync.gov>, Eddie Cabe, Terry Ramey, Mark Cathey <mark.cathey@mcgillengineers.com>, Scott Burwell <scott.burwell@mcgillengineers.com>, Christy Brown <christy.brown@mcgillengineers.com>, tommy@jlscompanyllc.com, bensageinc@gmail.com, tshuler@maggievalleyclub.com, rabbitskinexcav@bellsouth.net, cameronspresley@yahoo.com, rbestexcavating1@bellsouth.net, Don Yelton

Mr. Mashburn,

Most all of my requests for Public Information thus far have exceeded the 10 days allowed for a response. I don't appreciate your starting the 10 day clock from right now. It would appear as you are heading for going down as #4 (i.e. David Cotton, Marty Stamey, Ira Dove, previous County Managers). How about getting together tomorrow (weather permitting) and we can put all this stuff to bed.

How are you doing on getting the McGill Study on the Life of the White Oak Landfill Study from David Francis?

Monroe Miller

Subject: Re: Request for Information - Bid Process - Dirt Spreading Project, Request #15

Date: Tue, 30 Jan 2018 02:27:47 +0000

From: Joel Mashburn <Joel.Mashburn@haywoodcountync.gov>

To: Monroe Miller

There has been so much requested and responded to you already I don't know what you still need. If you will plainly state the records you requested but have not received I will try to make them to available for your inspection soon but not tomorrow. Please omit any extraneous remarks and editorializing. That makes it difficult for me to be clear as to what you are requesting.

Sent from my iPhone