



AGENDA PACKET

FOR

MAY 10, 2021

REGULAR MEETING
OF THE
YANCEY COUNTY BOARD OF COMMISSIONERS



AGENDA
YANCEY COUNTY BOARD OF COMMISSIONERS
REGULAR BUSINESS MEETING
MAY 10, 2021
6:00 PM

- I. Call to Order – Chairman Jeff Whitson**
- II. Invocation and Pledge of Allegiance to the Flag**
- III. Approval of the Agenda**
- IV. Consent Agenda**
 - a. Approval of April 12, 2021 Regular Meeting Minutes**
 - b. Approval of Juvenile Crime Prevention Council (JCPC) Funding Plan 2021-2022**
 - c. Approval of Republic Services Third Amendment to Transfer Station Operation, Transportation and Disposal Agreement**
 - d. Approval of Memorandum of Understanding between Mitchell and Yancey Counties for Industrial Site Acquisition, Development, and Marketing**
 - e. April 2021 Tax Collection Reports – Informational**
- V. Appointment**
 - a. Jury Commissioner for Yancey County**
- VI. County Manager’s Report – Lynn Austin**
- VII. County Commissioners’ Report**
- VIII. County Attorney’s Report – Donny Laws**
- IX. Public Comments**
- X. Closed Session**
- XI. Adjourn**



CONSENT AGENDA ITEMS

Description

The consent agenda presented for the May 2021 Regular Meeting includes the following for review and approval:

- a. Approval of April 12, 2021 Regular Meeting Minutes
- b. Approval of Juvenile Crime Prevention Council (JCPC) Funding Plan 2021-2022
- c. Approval of Republic Services Third Amendment to Transfer Station Operation, Transportation and Disposal Agreement
- d. Approval of Memorandum of Understanding between Mitchell and Yancey Counties for Industrial Site Acquisition, Development, and Marketing
- e. April 2021 Tax Collection Reports – Informational

Item Presenter

Board Action Requested

Approve the Consent Agenda Items

Minutes of the April 12, 2021
Regular Meeting of the Yancey County Board Of Commissioners
Held at 6:00 pm in the Yancey County Courtroom
Yancey County Courthouse, Burnsville North Carolina

Present at the meeting held April 12, 2021 were Vice Chairman David Grindstaff, Commissioner Jill Austin, Commissioner Mark Ledford, and Commissioner Johnny Riddle, County Manager Lynn Austin, County Finance Officer Brandi Burleson, Planning and Economic Development Director Jamie McMahan, County Attorney Donny Laws, and Clerk to the Board Sonya Morgan. Members of the media and the general public attended the meeting. Chairman Jeff Whitson was absent for the meeting.

Call to Order

Vice Chairman David Grindstaff called the meeting to order and welcomed those in attendance.

Invocation and Pledge of Allegiance to the Flag

Commissioner Ledford delivered the invocation. Commissioner Austin led the Pledge of Allegiance to the Flag.

Approval of the Agenda

Vice Chairman Grindstaff asked for a motion to approve the agenda. Commissioner Riddle made a motion to approve. Commissioner Austin seconded the motion. By unanimous vote the agenda was approved. (Attachment A)

Consent Agenda

Vice Chairman Grindstaff read through the items on the consent agenda as follows:

- a. Approval of February 25, 2021 Special Meeting Minutes
- b. Approval of February 25, 2021 Closed Session Minutes
- c. Approval of March 8, 2021 Regular Meeting Minutes
- d. Approval of March 22, 2021 Special Meeting Minutes
- e. Approval of Yancey FY 2021 Financial Audit Contract (Attachment B)
- f. Approval of Yancey County Budget Amendments #2, #3, and #4 (Attachment C)
- g. Approval of Headwaters Engineering Contract Supplement 1 (Attachment D)
- h. Approval of Proclamation designating April 2021 as "North Carolina 811 Safe Digging Month" (Attachment E)
- i. Approval of Road Naming Application – Otter Rock Rd. (Attachment F)
- j. Approval of Road Naming Application – Redbud Dr. (Attachment G)
- k. Approval of Tax Refund Request – Martin (Attachment H)
- l. Approval of Tax Refund Request – Westside Rental (Attachment I)
- m. March 2021 Tax Collection Reports – Informational (Attachment J)

Vice Chairman Grindstaff asked for a motion to approve the items on the consent agenda. Commissioner Riddle made a motion to approve the consent agenda, which was seconded by Commissioner Ledford. By unanimous vote the consent agenda was approved.

Public Hearing

Vice Chairman Grindstaff opened the floor for a hearing to receive public comment on a proposal to appropriate and expend county funds for an economic development project to aid and encourage Little Leaf Farms, Inc. to locate its new commercial/industrial operations in Yancey County, North Carolina. The Yancey County Board of County Commissioners intends to approve the county's acquisition of a tract of land located along NC Highway 80 South in Burnsville, NC, being all or a portion of that property described at Yancey County Deed Book 805, Page 740, containing approximately 97 acres, more or less, with a Parcel Identification Number of 074800699557000, (hereinafter "property"). County Attorney Donny Laws reported

at the prior hearing in October, the Board approved the option agreement, which provided for buying the property pursuant to incentive agreement and paying back the purchase price with moneys received in installment loan financing. Mr. Laws indicated the current proposal would allow the county to buy the property with moneys from the general fund, and allow the county to reimburse the general fund through installment financing, or grant funds allocated to Yancey County for coronavirus relief. County Manager Austin reported the budget adjustment approved on the consent agenda provided the funds to purchase the property. She also indicated the county would receive \$3.5 million in coronavirus relief funds, with the possibility of receiving additional funding, and the moneys could possibly be used on the project. Vice Chairman Grindstaff asked if there was any public comment. Hearing none, Vice Chairman Grindstaff asked for a motion to close the public hearing. Commissioner Ledford made a motion to close the public hearing, with Commissioner Riddle seconding the motion. By unanimous vote, the motion was approved. Mr. Laws indicated interested parties were currently doing due diligence, and the results would be provided to the Board before the closing. Commissioner Austin made a motion to proceed for closing and paying for the money for the property out of the general fund. Commissioner Ledford seconded the motion. By unanimous vote, the motion was approved

Appointment

Vice Chairman Grindstaff presented the request from Keith Deveraux, Director of Workforce Development, to reappoint Whitney Brasington in the role of private sector seat for Yancey County for a two-year term ending June 30, 2023. (Attachment K) Commissioner Riddle made a motion to reappoint Whitney Brasington to the High Country Workforce Development Board. Commissioner Austin seconded the motion. By unanimous vote, the motion was approved.

County Manager's Report

County Manager Austin provided updates on current projects. She reported the Headwater Engineering contract amendment was required to cover onsite supervision of the Cane River Park project and that the additional cost would be covered by FEMA funds. County Manager Austin reported the mowing contracts extensions approved at the March 22, 2021 special meeting of the Board had been finalized. She also reported Republic Services is currently reviewing their billing for waste disposal which will be presented at the upcoming budget work session and she anticipates a payback from the company for overbilling due to size of the containers being serviced. County Manager Austin reported the county is expecting \$3.5 million in coronavirus recovery money, with \$1.7 million to be received by May 10. She also reported that the county could receive an additional \$1.5 million from the state. County Manager Austin provided a brief update on meetings and activities in preparation for the upcoming budget work sessions for fiscal year 2021-22. She also reported Molly McCabe had requested using county land adjacent to her property for a community garden again this year and that the contractor working on the East Yancey Water and Sewer District project would also use the same piece of property to stage pipe.

County Commissioners' Report

The Commissioners did not have anything to report at the meeting.

County Attorney's Report

County Attorney Laws did not have anything to report at the meeting.

Public Comments

Dr. John Boyd addressed the Board and indicated the budget request submitted for Mayland Community College for the upcoming fiscal year included an additional \$20,000 to cover the cost of armed security for the main campus and Mayland Early College, insurance, and utilities and \$20,000 in capital for a fire tower on campus. Dr. Boyd gave a brief update on the Mayland Community College projects.

Adjournment

Having no further business, Commissioner Ledford made a motion to adjourn with Commissioner Riddle seconding the motion. The Board of Commissioners voted unanimously to adjourn.

Approved and authenticated this the 10th day of May 2021.

Jeff Whitson, Chairman

David Grindstaff, Vice Chairman

Jill Austin, Commissioner

Sonya Morgan, Clerk to the Board

Mark Ledford, Commissioner

(county seal)

Johnny Riddle, Commissioner

Juvenile Crime Prevention Council County Plan

Yancey County

For FY 2021-2022

Table of Contents

- I. Executive Summary
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- IV. County Risk and Needs Assessment Summary
- V. Research-Based Program Summary
- VI. County Juvenile Crime Prevention Council Request for Proposals
- VII. Funding Decisions Summary
- VIII. Funded Programs Program Enhancement Plan (PEP). (Add brief program description for any program without a PEP)

Attachments:

Executive Summary

The Yancey County Juvenile Crime Prevention Council (JCPC), in fulfillment of the duties and responsibilities as set forth in the General Statutes of the State of North Carolina, has completed the activities required to develop this County Plan for FY 2021 through FY 2022.

The JCPC has identified the issues and factors which have an influence and impact upon delinquent youth, at-risk youth, and their families in Yancey County. Further, the JCPC has identified the strategies and services most likely to reduce/prevent delinquent behavior.

Priorities for Funding: Through a Risk and Needs Assessment and a resource assessment, the JCPC has determined that the following services are needed to reduce/prevent delinquency in Yancey County (The list is in no particular order or priorities).

1. Mentoring
2. Interpersonal Skills
3. Experiential Skills
4. Mediation
5. Restitution and Community Service
6. In-Home Counseling – specifically Functional Family Therapy for Undisciplined and Diverted Youth
7. Substance Abuse Treatment
8. Temporary Shelter Care
9. Vocational Skills
10. Teen Court/Restorative Services

Monitoring and Evaluation: Each program funded in the past year by the JCPC has been monitored. The monitoring results and program outcomes evaluations were considered in making funding allocation decisions. The JCPC continues to conduct implementation monitoring of its action plan and its funded programs on an annual basis

Funding Recommendations: Having published a Request for Proposals for these needed services for a minimum of thirty (30) days, the JCPC has screened the submitted proposals and has determined which proposals best meet the advertised needed services. As required by statute, the JCPC recommends allocation of the NC Department of Public Safety-Community Programs Section Funds to the following Programs in the amounts specified below for FY 2021-2022 (See JCPC Funding Allocations page)

- | | |
|-----------------------|-------------|
| 1. Mountain Challenge | \$33,717.00 |
| 2. Crossnore | \$ 6,375.00 |
| 3. Mediation | \$ 4,000.00 |
| 4. Project Challenge | \$34,783.00 |
| 5. Sentencing Circles | \$ 8,000.00 |

The JCPC further recommends that the following amount be allocated from the NC Department of Public Safety funds for the administrative costs of the Council for FY 2021-2022:

\$1,830.00

The JCPC makes the following additional recommendations to (or brings the following to the attention of) the Commissioners of Yancey County:

The JCPC makes the following additional recommendations to (or brings the following to the attention of) the NC Department of Public Safety:

Respectfully Submitted,

Brian Buchanan
Chair, Yancey County Juvenile Crime Prevention Council

Date. 

Yancey County

NC DPS - Community Programs - County Funding Plan

Available Funds: \$ 88,705 Local Match: \$ 24,588 Rate: 20%

DPS JCPC funds must be committed with a Program Agreement submitted in NC Allies and electronically signed by authorized officials.

Program Provider	DPS/JCPC Funding	LOCAL FUNDING			OTHER Federal	OTHER Grants	Total	% of State Program Revenue
		County Cash Match	Local Cash Match	Local In Kind				
1 JCPC Admin	\$1,830					\$1,830		
2 4-H Min. Challegne (Yancey)	\$33,717	\$6,743		\$7,213		\$47,673	29%	
3 Crossnore Yancey	\$6,375	\$1,275				\$7,650	17%	
4 Juvenile Mediation	\$4,000	\$800				\$4,800	17%	
5 Project Challenge	\$34,783	\$6,957				\$41,740	17%	
6 Sentencing Circles	\$8,000	\$1,600				\$9,600	17%	
7								
8								
9								
10								
11								
12								
13								
14								
15								
16								
17								
18								
TOTALS:	\$88,705	\$17,375		\$7,213		\$113,293	22%	

The above plan was derived through a planning process by the Yancey County Juvenile Crime Prevention Council and represents the County's Plan for use of these funds in FY 2021-2022.

Amount of Unallocated Funds _____

Amount of funds reverted back to DPS _____

Discretionary Funds added _____

check type Initial plan update final

—DPS Use Only—

Reviewed by _____
Area Consultant Date

Reviewed by _____
Program Assistant Date

Verified by _____
Designated State Office Staff Date


 Chairperson, Juvenile Crime Prevention Council (Date) 4/26/21

Chairperson, Board of County Commissioners (Date)
or County Finance Officer

Juvenile Crime Prevention Council Organization

FY 21-22	Name	Organization	Title
Chairperson	Brian Buchanan	Police Department	Police Chief
Vice-Chairperson	April Truett	DPS Juvenile Justice	Court Counselor
Secretary	Glenna Taylor	JCPC	Administrative Assistant
Treasurer			
Assessment Committee Chairperson			
Funding Committee Chairperson	Brian Buchanan	Police Department	Police Chief

Number of members for FY 20-21:

17

List meeting dates during the current fiscal year and identify the number of JCPC members in attendance for each.

Meeting Date	Number of Members in Attendance	Quorum Present? Yes/No
July 2020	No Meeting	
August 19, 2020	7	No
Sep. 16, 2020	9	Yes
October 21, 2020	9	Yes
November 18, 2020	7	No
December 2020	No Meeting	
January 20, 2021	9	Yes
February 17, 2021	10	Yes
March 17, 2021	12	Yes
April 21, 2021	6	No
May 19, 2021		
June 2021	No Meeting	

SUMMARY REPORT OF THE YANCEY COUNTY RISK AND NEEDS ASSESSMENT COMMITTEE

- I. Risk Assessment Summary
- II. Needs Assessment Summary
- III. Resource Assessment Summary
- IV. Summary of Gaps and Barriers in the Community Continuum
- V. Proposed Priority Services for Funding

Part I Risk

The Risk and Needs Assessment Committee reviewed data gleaned from the Juvenile Risk Assessment instrument administered by Juvenile Court Counselors after juveniles are referred with a complaint alleging that a delinquent act has occurred and prior to adjudication of the juvenile. The Juvenile Risk Assessment is an instrument used to predict the likelihood of the juvenile being involved in future delinquent behavior. For some youth, some of the individual item ratings may be heavily dependent upon information reported by the juvenile or the parent(s). For these items (*represented by percentages which with a star next to them*), there is a likelihood of under-reporting the incidence of a particular behavior and the actual incidence may be higher than suggested by these figures. In those cases, the figure should be interpreted as a measure of the minimum level of occurrence.

General Observations

- These numbers are not true observations due to COVID-19. Referrals to Juvenile Court Counselors were greatly affected by the COVID-19 pandemic beginning in March 2020. The referrals are still being affected and will be an ongoing factor. There were 30 Risk Assessments completed for the FY 19-20. This is more than the previous year's totals with referrals on the increase before the start of the pandemic.
- July 1, 2019 through December 1, 2019 the numbers only reflect ages 6-15. December 1, 2019 began Raise the Age where 16 – 17-year-old youth were accepted into Juvenile Justice.
- 60% of the assessed youth are at a risk level of 3-4 for future delinquent behavior. 30% of the assessed youth are at a risk level of 3 and 30% are at a risk level of 4.

Yancey County Risk Factor Observations: FY 2019 - 2020

- *****R6. Known use – Alcohol, Illegal Drugs (prior 12 months) – 27%** of the assessed youth has some form of substance use and/or abuse. This an increase from the previous year's rate.***
- **R7. School Behavior Problems (prior 12 months) – 71%** of the assessed youth have minor to serious school behavior problems. 7% have minor problems, 27% have moderate problems, and 37% have serious behavior problems.
- **R8. Relationships with Peers – 57%** of the assessed youth have relationships with peers that are good support and influence. This is a decrease from the previous year's rate. 43% of the assessed youth lack prosocial peers or sometimes to regularly associates with others involved in delinquent activity. This is an increase from the previous year's rate.

Part II. Needs

The Risk and Needs Assessment Committee also reviewed data gleaned from the Juvenile Needs Assessment instrument administered by Juvenile Court Counselors prior to court disposition of a juvenile. The Juvenile Needs Assessment is an instrument used to examine a youth's needs in the various domains of his life: The Individual Domain, The School Domain, The Peer Domain, and the Community Domain. This instrument was designed to detect service intervention needs as an aid in service planning. As with the Juvenile Risk Assessment, some of the individual item ratings may be heavily dependent upon information reported by the juvenile or the parent(s). For these items (*represented by percentages which with a star next to them*), there is a likelihood of under-reporting the incidence of a particular behavior and the actual incidence may be higher than suggested by these figures. In those cases, the figure should be interpreted as a measure of the minimum level of occurrence.

General Observations

- These numbers are not true observations due to COVID-19. Referrals to Juvenile Court Counselors were greatly affected by the COVID-19 pandemic beginning in March 2020. The referrals are still being affected and will be an ongoing factor. There were 30 Needs Assessments completed for the FY 19-20. This is more than the previous year's totals with referrals on the increase before the start of the pandemic.
- July 1, 2019 through December 1, 2019 the numbers only reflect ages 6-15. December 1, 2019 began Raise the Age where 16 – 17-year-old youth were accepted into Juvenile Justice.
- 67% of the assessed youth have low needs. This is a decrease from the previous year's rate. The youth of Yancey County have low needs.

Yancey County Elevated Needs Observations: FY 2019-2020

- **Y1. Peer Relationships** - 43% of the youth assessed are either rejected by positive peers or sometimes to regularly associated with delinquent peers. This is an increase from the previous year's rate.
- **Y2. School Behavior/Adjustment** – 80% of the assessed youth have minor to serious school behavior problems. 7% have minor problems, 33% have moderate problems, and 40% have serious behavior problems.
- *****Y4 – Substance Abuse** – 24% of the assessed youth have some substance use and/or abuse. This is an increase from the previous year's rate. ***
- **Y6 – Abuse Neglect History** – 43% of the assessed youth have been a victim of abuse with some type of support. This is an increase from the previous year's rate and has been historically higher than the state's rate for the past four years.
- **Y8 – Mental Health Needs** – 77% of the assessed youth have mental health needs that are either being addressed or needs more assessment. This is a three-year increasing trend and has been historically higher than the state's rate for the past three years.
- **F5. Family Criminality** – 37% of the assessed youth have family criminal history. This is a decrease from the previous year's rate but is higher than the state's rate and has been historically higher than the state's rate for three years.

Part V. Proposed Priority Services for Funding

The committee compared the services needed to address the elevated Juvenile Risk Factors and Juvenile Needs with services currently available in the community. Services which are currently available in the community and sufficient to meet the needs of court involved youth or those youth most at risk for court involvement are not considered as a priority for JCPC funding.

The Committee proposes that the following services be approved as the funding priorities for FY 2021 - 2022.

- ❖ **Mentoring**
- ❖ **Interpersonal Skills**
- ❖ **Experiential Skills**
- ❖ **Mediation**
- ❖ **Restitution/Community Service**
- ❖ **In-Home Counseling -- specifically Functional Family Therapy for Undisciplined and Diverted Youth**
- ❖ **Substance Abuse Treatment**
- ❖ **Temporary Shelter Care**
- ❖ **Vocational Skills**
- ❖ **Teen Court/Restorative Services**

Yancey County Juvenile Crime Prevention Council Request for Proposals

\$88,705

Anticipated County Allocation

20%

Required Local Match Rate

January 20, 2021

Date Advertised

The Juvenile Crime Prevention Council (JCPC) has studied the risk factors and needs of Juvenile Court involved youth in this county and hereby publishes this Request for Proposals. The JCPC anticipates funds from the NC Department of Public Safety, Division of Adult Correction and Juvenile Justice, Juvenile Community Programs section in the amount stated above to fund the program types specified below. Such programs will serve delinquent and at-risk youth for the state fiscal year 2021-2022 beginning on, or after, July 1, 2021. The use of these funds in this county requires a local match in the amount specified above.

The JCPC will consider proposals for the following needed programs:

Mentoring,	Restitution/Community Service	Substance Abuse Treatment
Interpersonal Skills	Temporary Shelter Care	In-Home Counseling-specifically
Experiential Skills	Teen Court/Restorative Services	Functional Family Therapy for
Mediation	Vocational Skills	Undisciplined and Diverted Youth

Proposed program services should target the following risk factors for delinquency or repeat delinquency:

R6 Known Use - Alcohol, Illegal Drugs (prior 12 months)

R7 School Behavior Problems

R8 Relationships with Peers

Programs should address one or more of the following concerns as reported in the Needs Assessments for adjudicated youth:

Peer Domain: Y1 Peer Relationship

Individual Domain: Y4 Substance Abuse, Y6 Abuse Neglect History

Y8 Mental Health Needs

Family Domain: F5 Family Criminality

School Domain: Y2 School Behavior/Adjustment

Applicants are being sought that are able to address items below:

1. Program services compatible with research that are shown to be effective with juvenile offenders.
2. Program services are outcome-based.
3. The program has an evaluation component.
4. Program services detect gang participation and divert individuals, if applicable.

Local public agencies, 501(c)(3) non-profit corporations, and local housing authorities are invited to submit applications to provide services addressing the above elements.

Brian Buchanan

at

828-682-6186

JCPC Chairperson or Designee

Telephone #

In order to apply for FY 2021-2022 JCPC funding, you must complete and submit your application online by accessing NC ALLIES. Please read and follow all instructions at the following link:

<https://www.ncdps.gov/Juvenile-Justice/Community-Programs/Juvenile-Crime-Prevention-Councils/Program-Agreement-Information>

After submitting the application electronically, print and submit hard copies as indicated below. Private non-profits are also required to upload No Over Due Tax form, Agency's Conflict of Interest Policy, and DPS Conflict of Interest Statements, and upon request, proof of 501(c)(3) status.

NOTE: For further information, or technical assistance about applying for JCPC funds in this county, contact your Area Consultant, Megan Webster 828-296-4744

Deadline for Application is:

February 22, 2021

by

5:00 P.M.

Mail or deliver

Glenna Taylor

applications to:

E-mail application to glenna_taylor@ncsu.edu and brian.buchanan@townofburnsville.org

Number of original copies to submit: 1 Electronic

Telephone: 828-682-6186

Juvenile Crime Prevention Council Funding Decisions Summary

Funding Decision for:	FY 2021-2022	Date Completed:	April 15, 2021
Program(s) Funded	Select 1-year or 2-year funding and reason(s) for Funding (Check all that apply)		
Project Challenge	<input type="checkbox"/> 2-year Funding approved for FY _____ and _____ OR <input checked="" type="checkbox"/> 1-year Funding approved for FY21-22 Rationale for 2-year Funding approval: <input type="checkbox"/> Funded in past _____ years <input type="checkbox"/> In good standing with county/JCPC and DPS (following PA, timely reports, reporting to JCPC as requested) <input type="checkbox"/> Favorable JCPC monitoring <input type="checkbox"/> In compliance with Consultant Monitoring <input type="checkbox"/> Quality of Service Assessment (QOS) rating is min 70% (min. score of 14) OR progress made on PEP in QOS. <input type="checkbox"/> Provides an essential dispositional option, explain: <input type="checkbox"/> Meets target population as described in Program Agreement (<i>number served, and described target population</i>), with minimal exceptions (i.e. less than 10% variance) <input checked="" type="checkbox"/> Meets funding priority <input checked="" type="checkbox"/> Compatible with research <input checked="" type="checkbox"/> Cost efficient <input checked="" type="checkbox"/> Addresses reductions of complaints, violations of supervision & convictions <input checked="" type="checkbox"/> Has evaluation component <input type="checkbox"/> Addresses parental accountability <input type="checkbox"/> Addresses use of alcohol/controlled substances <input checked="" type="checkbox"/> Addresses restitution to victims <input type="checkbox"/> Addresses gang participation <input checked="" type="checkbox"/> Would increase funding to this service if funds were available <input type="checkbox"/> Other _____ Other _____		
Juvenile Mediation	<input type="checkbox"/> 2-year Funding approved for FY _____ and _____ OR <input checked="" type="checkbox"/> 1-year Funding approved for FY21-22 Rationale for 2-year Funding approval: <input type="checkbox"/> Funded in past _____ years <input type="checkbox"/> In good standing with county/JCPC and DPS (following PA, timely reports, reporting to JCPC as requested) <input type="checkbox"/> Favorable JCPC monitoring <input type="checkbox"/> In compliance with Consultant Monitoring <input type="checkbox"/> Quality of Service Assessment (QOS) rating is min 70% (min. score of 14) OR progress made on PEP in QOS. <input type="checkbox"/> Provides an essential dispositional option, explain: <input type="checkbox"/> Meets target population as described in Program Agreement (<i>number served, and described target population</i>), with minimal exceptions (i.e. less than 10% variance) <input checked="" type="checkbox"/> Meets funding priority <input checked="" type="checkbox"/> Compatible with research <input type="checkbox"/> Cost efficient <input checked="" type="checkbox"/> Addresses reductions of complaints, violations of supervision & convictions <input checked="" type="checkbox"/> Has evaluation component <input checked="" type="checkbox"/> Addresses parental accountability <input type="checkbox"/> Addresses use of alcohol/controlled substances <input type="checkbox"/> Addresses restitution to victims <input type="checkbox"/> Addresses gang participation <input checked="" type="checkbox"/> Would increase funding to this service if funds were available <input type="checkbox"/> Other _____ Other _____		
4-H Mountain Challenge	<input type="checkbox"/> 2-year Funding approved for FY _____ and _____ OR <input checked="" type="checkbox"/> 1-year Funding approved for FY21-22 Rationale for 2-year Funding approval: <input type="checkbox"/> Funded in past _____ years <input type="checkbox"/> In good standing with county/JCPC and DPS (following PA, timely reports, reporting to JCPC as requested) <input type="checkbox"/> Favorable JCPC monitoring <input type="checkbox"/> In compliance with Consultant Monitoring <input type="checkbox"/> Quality of Service Assessment (QOS) rating is min 70% (min. score of 14) OR progress made on PEP in QOS. <input type="checkbox"/> Provides an essential dispositional option, explain: <input type="checkbox"/> Meets target population as described in Program Agreement (<i>number served, and described target population</i>), with minimal exceptions (i.e. less than 10% variance) <input checked="" type="checkbox"/> Meets funding priority <input checked="" type="checkbox"/> Compatible with research <input checked="" type="checkbox"/> Cost efficient <input type="checkbox"/> Addresses reductions of complaints, violations of supervision & convictions <input checked="" type="checkbox"/> Has evaluation component <input checked="" type="checkbox"/> Addresses parental accountability <input type="checkbox"/> Addresses use of alcohol/controlled substances <input type="checkbox"/> Addresses restitution to victims <input type="checkbox"/> Addresses gang participation <input checked="" type="checkbox"/> Would increase funding to this service if funds were available <input type="checkbox"/> Other _____ Other _____		
Crossnore School	<input type="checkbox"/> 2-year Funding approved for FY _____ and _____ OR <input checked="" type="checkbox"/> 1-year Funding approved for FY21-22 Rationale for 2-year Funding approval: <input type="checkbox"/> Funded in past _____ years <input type="checkbox"/> In good standing with county/JCPC and DPS (following PA, timely reports, reporting to JCPC as requested) <input type="checkbox"/> Favorable JCPC monitoring <input type="checkbox"/> In compliance with Consultant Monitoring <input type="checkbox"/> Quality of Service Assessment (QOS) rating is min 70% (min. score of 14) OR progress made on PEP in QOS. <input type="checkbox"/> Provides an essential dispositional option, explain: <input type="checkbox"/> Meets target population as described in Program Agreement (<i>number served, and described target population</i>), with minimal exceptions (i.e. less than 10% variance) <input checked="" type="checkbox"/> Meets funding priority <input type="checkbox"/> Compatible with research <input type="checkbox"/> Cost efficient <input type="checkbox"/> Addresses reductions of complaints, violations of supervision & convictions <input type="checkbox"/> Has evaluation component <input type="checkbox"/> Addresses parental accountability <input type="checkbox"/> Addresses use of alcohol/controlled substances <input type="checkbox"/> Addresses restitution to victims <input type="checkbox"/> Addresses gang participation <input type="checkbox"/> Would increase funding to this service if funds were available <input checked="" type="checkbox"/> Other Addresses need for emergency out of home placement when sexual offending involved Other _____		

Juvenile Crime Prevention Council Funding Decisions Summary

Sentencing Circles	<input type="checkbox"/> 2-year Funding approved for FY and OR <input checked="" type="checkbox"/> 1-year Funding approved for FY 21-22 Rationale for 2-year Funding approval: <input type="checkbox"/> Funded in past years <input type="checkbox"/> In good standing with county/JCPC and DPS (following PA, timely reports, reporting to JCPC as requested) <input type="checkbox"/> Favorable JCPC monitoring <input type="checkbox"/> In compliance with Consultant Monitoring <input type="checkbox"/> Quality of Service Assessment (QOS) rating is min 70% (min. score of 14) OR progress made on PEP in QOS. <input type="checkbox"/> Provides an essential dispositional option, explain: <input type="checkbox"/> Meets target population as described in Program Agreement (<i>number served, and described target population</i>), with minimal exceptions (i.e. less than 10% variance) <input checked="" type="checkbox"/> Meets funding priority <input checked="" type="checkbox"/> Compatible with research <input type="checkbox"/> Cost efficient <input checked="" type="checkbox"/> Addresses reductions of complaints, violations of supervision & convictions <input checked="" type="checkbox"/> Has evaluation component <input checked="" type="checkbox"/> Addresses parental accountability <input type="checkbox"/> Addresses use of alcohol/controlled substances <input type="checkbox"/> Addresses restitution to victims <input type="checkbox"/> Addresses gang participation <input checked="" type="checkbox"/> Would increase funding to this service if funds were available <input type="checkbox"/> Other Other
	<input type="checkbox"/> 2-year Funding approved for FY and OR <input type="checkbox"/> 1-year Funding approved for FY Rationale for 2-year Funding approval: <input type="checkbox"/> Funded in past years <input type="checkbox"/> In good standing with county/JCPC and DPS (following PA, timely reports, reporting to JCPC as requested) <input type="checkbox"/> Favorable JCPC monitoring <input type="checkbox"/> In compliance with Consultant Monitoring <input type="checkbox"/> Quality of Service Assessment (QOS) rating is min 70% (min. score of 14) OR progress made on PEP in QOS. <input type="checkbox"/> Provides an essential dispositional option, explain: <input type="checkbox"/> Meets target population as described in Program Agreement (<i>number served, and described target population</i>), with minimal exceptions (i.e. less than 10% variance) <input type="checkbox"/> Meets funding priority <input type="checkbox"/> Compatible with research <input type="checkbox"/> Cost efficient <input type="checkbox"/> Addresses reductions of complaints, violations of supervision & convictions <input type="checkbox"/> Has evaluation component <input type="checkbox"/> Addresses parental accountability <input type="checkbox"/> Addresses use of alcohol/controlled substances <input type="checkbox"/> Addresses restitution to victims <input type="checkbox"/> Addresses gang participation <input type="checkbox"/> Would increase funding to this service if funds were available <input type="checkbox"/> Other Other
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Program Enhancement Plan (PEP)

Program/Component: Project Challenge-Yancey

Brief Description: Project Challenge is a dispositional option to juvenile court allowing participants to repay or give back to their community as part of their probation requirements. Participants are given the opportunity to fulfill their obligation to the courts by completing community service and provide victims repayment of monetary loss.

Category	SPEP Score	Enhancement Opportunity	Action Steps	Responsible Party	Progress Report: Describe progress made, include date, what has been completed, in process or no progress
Primary Service	10				
Qualifying Supplemental Service	5				
Quality of Service Delivery	17		1-Protocol Manual needs to include a dailey flow and client flow of activities. 2- Staff training individualized training plan for positions. 3-Program Evaluation, Monitoring and Corrective Action - Needs description on how to improve or inform staff.	1-2-3 Project Challenge Program Manager	1-Continue to follow added summary to Program Manual. 2-Continue to follow added summary to Program Manual. 3-Continue to follow added summary to Program Manual.
Amount of Service: Duration and Contact Hours	6	Improve % of juvenile receiving optimal duration	1. Schedule participants for 9 weeks in all possible cases adhering to frequency requirements in JCPC policy. 2. Communicate change and rationale to referral sources, clients, and families	1. Project Challenge Program Coordinator 2. Project Challenge Program Coordinator	1-Continue monitoring that length of stay extends the 9 weeks and frequency requirements are met. 2-Continue open communication with all involved.
Risk Level of Youth	18				
Total SPEP Score	56				
POP	70%				

This Plan is approved by: Chadler C. Ruff 01-06-2021 [Signature] 1/7/21

Program Manager Signature Date JCPC Chair Signature Date

Program Enhancement Plan (PEP)

Program/Component: Juvenile Mediation

Brief Description: The program provides mediation and other restorative processes for juveniles who are involved in conflicts with parents, peers, or school personnel, and/or have engaged in person or property crimes. Mediation provides an opportunity for youth to resolve disputes, arrange reparation to victims and repair relationships. Mediation helps hold youth accountable for their actions while providing an opportunity to learn conflict resolution, communication, self-awareness, and empathy skills.

Category	SPEP Score	Enhancement Opportunity	Action Steps	Responsible Party	Progress Report: Describe progress made, include date, what has been completed, in process or no progress
Primary Service					
Qualifying Supplemental Service					
Quality of Service Delivery	N/A	Program Evaluation	Create and implement a Juvenile Mediation peer review form for routine documentation of mediator evaluation.	Program Manager & Staff	5/2020 Created Observer's Checklist to act as Peer Review Form 12/2020 Began implementation with staff 1/2021 Implementation continues
Amount of Service: Duration and Contact Hours					
Risk Level of Youth					
Total SPEP Score	0				
POP					

This Plan is approved by:




Program Manager Signature Date 4/15/2020 IQPC Chair Signature Date 4/22/21

Program Enhancement Plan

Program:	MRT
Brief Description:	MRT is a Cognitive Behavioral Program designed to change the core belief systems of criminal offenders. Its goal is to have offenders adopt a system of beliefs that are in keeping with social norms and non offending individuals, there by giving them an opportunity for a positive and productive future SPEP score was an advisory score

Category	SPEP Score	Enhancement Opportunity	Action Steps	Responsible Party	Comments:
Primary Service Supplemental Services	35	none			
Quality of Service Delivery	17	Yes	Oversite efforts need to be increased by Program manager. Steps should be taken to bring new Program Manager up to speed on this responsibility.	Peirce Bingham	Much work has been put into developing an exact protocol, advanced training, Reporting and monitoring and delivery of service.
Amount of Service: Duration and Contact Hours	20	none			
Risk Level of Youth	25	none			
Total	97				

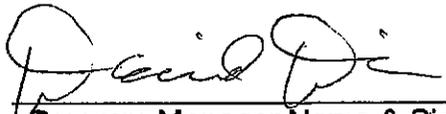
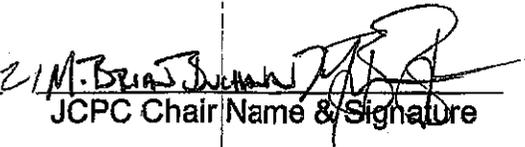
This Plan is approved by:  4/12/21  4/12/21
 Program Manager Name & Signature Date JCPC Chair Name & Signature Date

Program Enhancement Plan

Program:	4H Mountain Challenge / Interpersonal skill building
Brief Description:	Promotes pro-social skills through experiential learning and lifeskills training

Category	SPEP Score	Enhancement Opportunity	Action Steps	Responsible Party	Comments:
Primary Service Supplemental Services	20	none			
Quality of Service Delivery	15	yes	Better monitoring by Program Manager. Bring new Program Manager up to speed	Peirce Bingham	Protocol is in place for this to be done successfully
Amount of Service: Duration and Contact Hours	20	none			
Risk Level of Youth	8	none			
Total	63				

This Plan is approved by:

 _____ Program Manager Name & Signature	4/20/2021 _____ Date	 _____ JRPC Chair Name & Signature	4/20/21 _____ Date
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Program Enhancement Plan (PEP)

Program/Component: Crossnore School & Children's Home/Crossnore Mitchell Temporary Shelter/Mixed Counseling-Behavioral Contracting/Manager

Brief Description: Provide 90 days of temporary shelter in a residential education setting to include 24-hour care and supervision of juveniles by Cottage Parents and Case Management services provided by Case Managers while addressing the issues which resulted in the juvenile being placed at The Crossnore School. Counseling services, educational opportunities at Crossnore Academy and access to medical attention are also available, offered and provided through other funding sources.

Category	SPEP Score	Enhancement Opportunity	Action Steps	Responsible Party	Progress Report: Describe progress made, include date, what has been completed, in process or no progress
Primary Service	25				
Qualifying Supplemental Service	5	There is no enhancement opportunity here			
Quality of Service Delivery	18	Staff training, Staff retention	1) cottage parents are required to have 24 hours of training per year, which includes Safety Care interventions 2) exit interviews, stay interviews, staff surveys, pay increase for cottage parents	Crossnore School & Children's Home staff	
Amount of Service: Duration and Contact Hours	10	This cannot really be enhanced			
Risk Level of Youth	0	This cannot really be enhanced			
Total SPEP Score	58				
POP	61%				

This Plan is approved by:

Donna Ratcliff
Program Manager Signature

2/5/21
Date

[Signature]
ICPC Chair Signature

4/22/21
Date

Juvenile Crime Prevention Council Certification

Fiscal Year: 2021 - 2022 _____

County: Yancey	Date: April 15, 2021
G.S. 143B-853 allows for a 2-year funding cycle for programs that meet the requirements of the statute and have been awarded funds in a prior funding cycle. Indicate below if the JCPC plans to allow for a 1-year or 2-year funding cycle. (Check 2-year if the JCPC has a mixture of 1-year and 2-year funding.)	
1-Year Funding: FY 2021-2022	2-Year Funding: FY _____ and FY _____

CERTIFICATION STANDARDS

STANDARD #1 - Membership

- | | |
|---|--------------|
| A. Have the members of the Juvenile Crime Prevention Council been appointed by county commissioners? | _____
Yes |
| B. Is the membership list attached? | _____
Yes |
| C. Are members appointed for two-year terms and are those terms staggered? | _____
Yes |
| D. Is membership reflective of social-economic and racial diversity of the community? | _____
Yes |
| E. Does the membership of the Juvenile Crime Prevention Council reflect the required positions as provided by N.C.G.S. §143B-846? | _____
No |

If not, which positions are vacant and why?

Ongoing efforts are made to fill the vacant positions

STANDARD #2 - Organization

- | | |
|---|--------------|
| A. Does the JCPC have written Bylaws? | _____
Yes |
| B. Bylaws are <input type="checkbox"/> attached or <input checked="" type="checkbox"/> on file (Select one.) | |
| C. Bylaws contain Conflict of Interest section per JCPC policy and procedure. | _____
Yes |
| D. Does the JCPC have written policies and procedures for funding and review? | _____
Yes |
| E. These policies and procedures <input type="checkbox"/> attached or <input type="checkbox"/> on file. (Select one.) | |
| F. Does the JCPC have officers and are they elected annually? | _____
Yes |
- JCPC has: Chair; Vice-Chair; Secretary; Treasurer.

STANDARD #3 - Meetings

- | | |
|--|--------------|
| A. JCPC meetings are considered open and public notice of meetings is provided. | _____
Yes |
| B. Is a quorum defined as the majority of membership and required to be present in order to conduct business at JCPC meetings? | _____
Yes |
| C. Does the JCPC meet six (6) times a year at a minimum? | _____
Yes |
| D. Are minutes taken at all official meetings? | _____
Yes |
| E. Are minutes distributed prior to or during subsequent meetings? | _____
Yes |

STANDARD #4 - Planning

- A. Does the JCPC conduct a minimum of biennial planning process which includes a needs assessment, monitoring of programs and funding allocation process? Yes
- B. Is this Annual or Biennial Plan presented to the Board of County Commissioners and to DPS? Yes
- C. Is the Funding Plan approved by the full council and submitted to Commissioners for their approval? Yes

STANDARD #5 - Public Awareness

- A. Does the JCPC communicate the availability of funds to all public and private non-profit agencies which serve children or their families and to other interested community members? (RFP, distribution list, and article attached) Yes
- B. Does the JCPC complete a minimum of biennial needs assessment and make that information available to agencies which serve children or their families, and to interested community members? Yes

STANDARD #6 - No Overdue Tax Debt

- A. As recipient of the county DPS JCPC allocation, does the County certify that it has no overdue tax debts, as defined by N.C.G.S. §105-243.1, at the Federal, State, or local level? Yes

Briefly outline the plan for correcting any areas of standards non-compliance.

Having complied with the Standards as documented herein, the Juvenile Crime Prevention Council may use up to \$15,500 of its annual Juvenile Crime Prevention fund allocation to cover administrative and related costs of the council. Budget pages (sections VI and VII) printed from NCALLIES detailing the expenditure's must be attached to this certification.

The JCPC Certification must be received by DPS by June 30th annually.

**JCPC Administrative Funds
SOURCES OF REVENUE**

DPS JCPC	
Only list requested funds for JCPC Administrative Budget.	<u>\$1830</u>
Local	<u> </u>
Other	<u> </u>
Total	<u>\$1830</u>


JCPC Chairperson

4/26/21
Date

Chairman, Board of County Commissioners

Date

DPS Designated Official

Date

Yancey

County

FY 2021-2022

Instructions: N.C.G.S. § 143B-846 specifies suggested members be appointed by county commissioners to serve on local Juvenile Crime Prevention Councils. In certain categories, a designee may be appointed to serve. Please indicate the person appointed to serve in each category and his/her title. Indicate appointed members who are designees for named positions. Indicate race and gender for all appointments.

Specified Members	Name	Title	Designee	Race	Gender
1) School Superintendent or designee	Kristin Buchanan	School Social Worker	<input checked="" type="checkbox"/>	W	F
2) Chief of Police or designee	Brian Buchanan	Chief of Police	<input type="checkbox"/>	W	M
3) Local Sheriff or designee	Gary Banks	Sheriff	<input type="checkbox"/>	W	M
4) District Attorney or designee	Seth Banks	District Attorney	<input type="checkbox"/>	W	M
5) Chief Court Counselor or designee	Lisa Garland	Chief Court Counselor	<input type="checkbox"/>	W	F
6) Director, Local Management Entity/Managed Care Organization (LME/MCO), or designee	Lindsey Westall	VAYA CC	<input type="checkbox"/>	W	F
7) Director DSS or designee			<input type="checkbox"/>		
8) County Manager or designee	Lynn Austin	County Manager	<input type="checkbox"/>	W	F
9) Substance Abuse Professional	Jeff Spargo	Program Coordinator		W	M
10) Member of Faith Community					
11) County Commissioner	David Grindstaff	Commissioner		W	M
12) Two persons under the age of 21, or one person under the age of 21 and one member of the public representing the interests of families of at-risk juveniles					
13) Juvenile Defense Attorney					
14) Chief District Judge or designee			<input type="checkbox"/>		
15) Member of Business Community	Bill Restall	Business Owner Retired Juvenile Justice		W	M
16) Local Health Director or designee	Diane Creek	Health Department	<input type="checkbox"/>	W	F
17) Rep. United Way/other non-profit	John Miller	Director Reconciliation House		W	M
18) Representative/Parks and Rec.	Loren Deyton	Director		W	M
19) County Commissioner appointee	April Truett	Court Counselor		W	F
20) County Commissioner appointee	Anthony Renfro	Chief, YCS SRO		W	M

Juvenile Crime Prevention Council Certification (cont. 4)

21) County Commissioner appointee	Samantha McClure	Counselor MHHS		W	F
22) County Commissioner appointee	Bryan Austin	RHA		W	M
23) County Commissioner appointee	David Davis	CED		W	M
24) County Commissioner appointee					
25) County Commissioner appointee					

Request for Proposals for FY 2021-2022

Yancey County Juvenile Crime Prevention Council

The Yancey County Juvenile Crime Prevention Council (JCPC) announces the availability of \$88,705 in intervention and prevention funds for services to delinquent youth and those at risk of delinquency. JCPC funds require a local cash or in-kind match of 20%. Funds are dependent upon appropriation by the NC Legislature.

Based on the JCPC planning process conducted to date, the program services needed in Yancey County have been identified as the following; Mentoring, interpersonal skills, experiential skills, mediation, restitution and community service, in-home counseling - specifically functional family therapy for undisciplined and diverted youth, substance abuse treatment and temporary shelter care, vocational skills, Teen Court/Restorative Services.

Local public agencies, 501(c) 3 non-profit corporations and local housing authorities wishing to submit applications for programs to provide any of these services are required to complete an application to the JCPC. Please read and follow all instructions at the following link: <https://www.ncdps.gov.gov/Juvenile-Justice/Community-Programs/Juvenile-Crime-Prevention-Councils/Program-Agreement-Information>. Programs not currently funded MUST contact Glenna Taylor at 828-682-6186 or at glenna_taylor@ncsu.edu. An electronic copy is due to Glenna Taylor (glenna_taylor@ncsu.edu) and brian.buchanan@townofburnsville.org by 5:00 p.m. on Monday, February 22, 2021.

Request for Proposals for FY 2021 -2022
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- Mentoring
- Interpersonal Skills
- Experiential Skills
- Mediation
- Restitution and Community Service
- In-Home Counseling - specifically Functional Family Therapy for Undisciplined and Diverted Youth
- Substance Abuse Treatment
- Temporary Shelter Care
- Vocational Skills
- Teen Court/Restorative Services

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JCPC Agenda and information

Glenna Taylor <gtaylor@ncsu.edu>

Tue, Feb 16, 2021 at 7:15 PM

To: "Anthony acenfro@yanceyn" <acenfro@yanceync.net>, April Solesby <April@projectchallengenc.org>, "april.truett@ncm" <april.truett@ncdps.gov>, "bbranch16@aol.co" <bbranch16@aol.com>, Brandi Deyton <brandi.m.deyton@nccourts.org>, "brestall@yahoo.c" <brestall@yahoo.com>, Brian Buchanan <brian.buchanan@townofburnsville.org>, Bryan Austin <bryan.austin@rhanet.org>, Chris Renfro <chrisrenfro@projectchallengenc.org>, Cora Brackett <cora.brackett@ncdps.gov>, Daniel Slate <Daniel.mrjc@gmail.com>, Danny Biddix <dannybiddix@projectchallengenc.org>, David Davis <dhdavis2@ncsu.edu>, Diane Creek <diane.creek@toeriverhealth.org>, Donna Ratcliff <dratcliff@crossnore.org>, Fawn Roark <mediation23@gmail.com>, Gary Banks <gary.banks@yanceycountync.gov>, "glenna_taylor@nc" <glenna_taylor@ncsu.edu>, Jeff Spargo <jeff@grahamchildrens.org>, Jennifer Cook <jennifer.m.cook@nccourts.org>, John Miller <johnmiller003@gmail.com>, "kamayberry@yance" <kamayberry@yanceync.net>, "lisa.garland@djj" <lisa.garland@djjdp.nc.gov>, Loren Deyton <loren.deyton@yanceycountync.gov>, Lyndsey Westall <Lyndsey.westall@vayahealth.com>, Lynn Austin <Lynn.Austin@yanceycountync.gov>, Marc Roberts <marcus.roberts@live.com>, "mechelle.miller@ncdps.gov" <mechelle.miller@ncdps.gov>, Megan Webster <megan.webster@ncdps.gov>, Peirce Bingham <peircebingham@gmail.com>, Samantha Briggs <samanthabriggs@yanceync.net>

Good Evening,

Attached is the agenda for tomorrow's meeting.

A reminder that the RFP was posted in the January paper and is due February 22. If you know anyone who was interested, please remind them of the date. A copy is attached if you or they need more information.

Have a good evening.

Glenna

2 attachments



2020-2021 JCPC Agenda February 17, 2021.doc

22K



2021-2022 JCPC Request for Proposals for FY 2021-2022 Newspaper copy.doc

25K

THIRD AMENDMENT TO TRANSFER STATION OPERATION, TRANSPORTATION AND DISPOSAL AGREEMENT

This Third Amendment to Transfer Station Operation, Transportation and Disposal Agreement (this “Third Amendment”) is entered into as of _____ with July 1, 2021 being the Effective Date, between COUNTIES OF YANCEY AND MITCHELL, both being bodies politic and corporate under the General Statutes of North Carolina (the “Counties”) and REPUBLIC SERVICES OF NORTH CAROLINA, LLC (“Republic”). (Counties and Republic referred jointly as the “Parties”)

Recitals

A. The Parties entered into that certain Transfer Station Operation, Transportation and Disposal Agreement dated May 18, 2010 (“Agreement”), pursuant to which Republic agreed to operate, maintain and manage the Transfer Station, accept municipal solid waste delivered to the Transfer Station and deliver such waste to the Disposal Facility.

B. The Parties, by the First Amendment to Agreement, extended the Agreement for five years through June 30, 2020.

C. The Parties, by the Second Amendment to Agreement, extended the Agreement for one year through June 30, 2021.

D. The Parties now wish to extend the Agreement for an additional one-year period on the terms set forth below.

Agreement

In and for consideration and the mutual promises contained herein, the receipt and sufficiency of which are acknowledged, the Parties, intending to be legally bound, agree as follows:

1. Extension of Term. The Parties agree to extend the Agreement for an additional one (1) year term effective July 1, 2021 and expiring June 30, 2022 (“Third Extended Term”).

2. Capitalized Terms. Capitalized terms used but not otherwise defined in this Third Amendment shall have the meanings assigned to them in the Agreement.

3. Continuing Effect. Except as expressly modified or amended by this Third Amendment, all terms and provisions of the Agreement, as amended, shall remain in full force and effect. In the case of a conflict in meaning between the Agreement, the First Amendment, the Second Amendment, and this Third Amendment, this Third Amendment shall prevail.

4. Counterparts. This Third Amendment may be executed in one or more counterparts, each of which shall be deemed an original and all of which combined shall constitute one and the same instrument. Facsimile and/or electronic copies of the Parties’ signatures shall be valid and treated the same as original signatures.

IN WITNESS WHEREOF, the Parties have entered into this Third Amendment to be effective as of the Effective Date.

REPUBLIC:

REPUBLIC SERVICES OF NORTH
CAROLINA, LLC

By: _____
Title: _____
Date: _____

YANCEY COUNTY

YANCEY COUNTY, NORTH CAROLINA

By: _____
Chairman of the Board of County
Commissioners
Date: _____

MITCHELL COUNTY

MITCHELL COUNTY, NORTH CAROLINA

By: _____
Chairman of the Board of County
Commissioners
Date: _____

**Memorandum of Understanding
Between
Mitchell County and Yancey County
For
Industrial Site Acquisition, Development, and Marketing**

(DATE)

Whereas, NCGS 158-7.1 grants explicit authority to local governments to make appropriations for economic development purposes, including the acquisition and development of land for industrial parks; and

Whereas, both Mitchell and Yancey Counties desire to increase job opportunities and tax base in their respective jurisdictions; and

Whereas, Mitchell and Yancey Counties acknowledge that economic development in either county has benefit to the workforce and business in both jurisdictions; and

Whereas, the Mitchell County Board of Commissioners and the Yancey County Board of Commissioners have directed county staff and county economic development commission boards to evaluate options for acquisition and development of a joint industrial park whereby costs and revenues are shared amongst the two counties; and

Whereas, NCGS 158-7.4 authorizes two or more units of local government to enter into contracts or agreements to jointly share the costs and revenues from the development of an industrial or commercial park or industrial or commercial site.

Now, therefore, the following memorandum of understanding is made. It is hereby understood that Mitchell County and Yancey County will pursue joint industrial park acquisition and development under the following structure:

1. Creation of Advisory Committee

Mitchell and Yancey Counties do hereby create a joint advisory committee for the purpose of identifying, assessing, and recommending the acquisition and development of one or more industrial sites as a multijurisdictional business/industrial site.

2. Responsibilities of Advisory Committee

The established advisory committee shall have authority for the following activities:

- a. To advise and recommend to Mitchell and Yancey County Boards of Commissioners firms and consultants to engage in engineering, environmental, and other due diligence investigations on potential joint industrial site properties. It is understood and agreed by all parties to this memorandum that in furtherance of this effort Yancey County has prepared and submitted, with the endorsement of the Mitchell County Economic

Development Commission, a grant application seeking funding from the United States Department of Agriculture's Rural Business Development Grant Program for the engagement of the contractors and consultants necessary to assist the advisory committee in its work. All other funding required by the advisory committee to accomplish its work shall be considered and appropriated for by Mitchell County and Yancey County in accordance with the statutory requirements governing appropriations to economic development projects as provided by NCGS 158-7.1(c).

- b. The preparation of a report which shall be presented to the Mitchell and Yancey County Boards of County Commissioners which shall identify suitable sites for consideration for joint development, shall prioritize those sites.
- c. To make investigate and make recommendations to the respective Boards of County Commissioners of the two counties regarding any subsequent matters for consideration in as the Commissioners evaluate the sites and the advisory committee's initial report.
- d. To develop and propose a marketing strategy to the respective Boards of County Commissioners of the two counties for the marketing of individual joint industrial site properties.
- e. To develop and recommend proposed incentive packages for joint industrial site development to the respective Boards of County Commissioners of the two counties.
- f. To undertake all related tasks assigned to it by the respective Boards of County Commissioners of the two counties relative to the potential development of a multijurisdictional business/industrial site.

3. Structure of Advisory Committee

The advisory committee established hereunder shall consist of the following members:

- a. Director of the Mitchell County Economic Development Commission
- b. Executive Director of the Yancey County Economic Development Commission
- c. Chair, Mitchell County Board of Commissioners
- d. Chair, Yancey County Board of Commissioners
- e. Mitchell County Manager
- f. Yancey County Manager
- g. One Mitchell County Economic Development Commission board member
- h. One Yancey County Economic Development Commission board member

4. Interlocal Agreements

Mitchell and Yancey Counties shall execute interlocal agreements for each joint industrial site identified for acquisition and development. The interlocal agreements shall define each county's participation in acquisition, development, marketing, and revenue-sharing of joint industrial park properties. The interlocal agreements shall specifically address the following:

- a. Authority and purpose for the agreement
- b. Cost sharing for site acquisition and development
- c. Marketing of the site
- d. Operation and maintenance of site
- d. Sharing of ad valorem tax revenues resulting from site improvements and new development on the site
- e. Accounting
- f. Term of agreement
- g. Default, modification, termination, and severability of agreement
- h. Any restrictions, covenants, or limitations governing the use of the property deemed appropriate

Be it Further Resolved, nothing in this MOU shall prohibit either county from independent industrial site acquisition and development, nor shall it obligate either county in any way on independent economic development efforts.

Be it Further Resolved, no tax revenues may be appropriated to the Regional Economic Development Commission, or obligated by the Regional Economic Development Commission, unless it has been appropriated by the Mitchell County Board of Commissioners and/or the Yancey County Board of Commissioners after public hearings have been held as required by NCGS 158-7.1(c), or if the money is expressly included in the County Annual Budget Resolution.

The undersigned have read and understand the terms and responsibilities as outlined in this MOU; are authorized by their respective entities to sign this Agreement and will comply with all of the terms and responsibilities as stated herein.

Mitchell County

Chairman, Board of Commissioners

Date

Yancey County

Chairman, Board of Commissioners

Date

PENSACOLA FIRE DISTRICT Vehicle Tax				\$356.56
	\$136.96	\$141.90	\$77.70	
PRICES CREEK FIRE DISTRICT Vehicle Tax				\$273.26
	\$4.86	\$28.70	\$65.53	\$174.17
County Vehicle Interest				\$8,518.37
	\$740.84	\$2,143.41	\$3,664.82	\$1,969.30
TOWN OF BURNSVILLE Vehicle Interest				\$191.00
	\$67.97	\$108.27	\$14.76	
BURNSVILLE FIRE DISTRICT Vehicle Interes				\$231.98
	\$37.43	\$38.97	\$134.76	\$20.82
CANE RIVER FIRE DISTRICT Vehicle Interes				\$56.34
	\$19.74	\$34.48	\$2.12	
EGYPT FIRE DISTIRCT Vehicle Interest				\$20.15
	\$9.57	\$10.57	\$0.01	
RAMSEYTOWN FIRE DISTRICT Vehicle Interes				\$1.76
	\$0.68	\$0.02	\$1.06	
GREEN MOUNTAIN FIRE DISTRICT Vehicle Int				\$45.24
	\$21.15	\$23.60	\$0.49	
JACKS CREEK FIRE DISTRICT Vehicle Intere				\$57.01
	\$27.08	\$4.62	\$12.26	\$13.05
BRUSH CREEK FIRE DISTRICT Vehicle Intere				\$18.73
	\$6.14	\$12.59		
CRABTREE FIRE DISTRICT Vehicle Interest				\$113.50
	\$9.71	\$44.78	\$45.17	\$13.84
SOUTH TOE FIRE DISTRICT Vehicle Interest				\$67.00
	\$2.47	\$33.80	\$25.61	\$5.12
PENSACOLA FIRE DISTRICT Vehicle Interest				\$86.32
	\$20.17	\$36.00	\$30.15	
PRICES CREEK FIRE DISTRICT Vehicle Inter				\$96.73
	\$0.70	\$6.59	\$18.83	\$70.61
DMV Vehicle Interest				\$597.51
	\$185.10	\$60.73	\$190.65	\$161.03

Totals

\$54,947.88

\$7,174.31

\$18,567.77

\$21,538.45

\$7,667.35

05/04/2021

Posting Report

04-01-2021 to 04-30-2021

05-04-2021

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I. Tax Collections + Releases

Year	General Fund	Burnsville	West Yancey	Egypt/Ramseytown	Clearmont	Double Island	Newdale	South Toe	Pensacola	TOTAL
2013	\$15.75	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$15.75
2014	\$105.66	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$105.66
2015	\$19.85	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$1.20	\$0.00	\$0.00	\$21.05
2016	\$144.91	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$13.61	\$0.00	\$0.00	\$158.52
2017	\$537.84	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$14.09	\$34.06	\$0.00	\$585.99
2018	\$2,084.99	\$21.92	\$66.70	\$15.35	\$29.05	\$0.00	\$27.09	\$34.06	\$0.00	\$2,279.16
2019	\$14,519.08	\$100.85	\$80.53	\$195.26	\$236.36	\$36.64	\$53.01	\$346.60	\$380.27	\$15,948.60
2020	\$167,788.96	\$1,134.15	\$4,465.45	\$1,438.69	\$1,637.95	\$651.43	\$1,814.21	\$1,381.55	\$796.81	\$181,109.20
TOTAL	\$185,217.04	\$1,256.92	\$4,612.68	\$1,649.30	\$1,903.36	\$688.07	\$1,923.21	\$1,796.27	\$1,177.08	\$200,223.93

II. Releases

	Current Year	Prior Year	TOTAL
General Fund	\$49.50	\$66.00	\$115.50
Burnsville	\$0.00	\$0.00	\$0.00
West Yancey	\$0.00	\$0.00	\$0.00
Egypt/Ramseytown	\$0.00	\$0.00	\$0.00
Clearmont	\$0.00	\$0.00	\$0.00
Double Island	\$4.95	\$6.60	\$11.55
Newdale	\$0.00	\$0.00	\$0.00
South Toe	\$0.00	\$0.00	\$0.00

Pensacola	\$0.00	\$0.00	\$0.00
TOTAL	\$54.45	\$72.60	\$127.05

III. Net Tax Collections

Year	General Fund	Burnsville	West Yancey	Egypt/Ramseytown	Clearmont	Double Island	Newdale	South Toe	Pensacola	TOTAL
TOTAL	\$185,101.54	\$1,256.92	\$4,612.68	\$1,649.30	\$1,903.36	\$676.52	\$1,923.21	\$1,796.27	\$1,177.08	\$200,096.88

Transaction Type Report

04-01-2021 to 04-30-2021

Year	General	Fire	Penalty	Waste	Additional Fees	Principal	Interest	Advertising Cost	Legal Cost	Total
2013	\$15.75	\$0.00	\$0.00	\$0.00	\$0.00	\$15.75	\$0.97	\$0.00	\$0.00	\$16.72
2014	\$105.66	\$0.00	\$12.77	\$0.00	\$0.00	\$118.43	\$74.29	\$4.00	\$0.00	\$196.72
2015	\$19.85	\$1.20	\$7.07	\$0.00	\$0.00	\$28.12	\$144.89	\$0.00	\$0.00	\$173.01
2016	\$144.91	\$13.61	\$21.73	\$0.00	\$0.00	\$180.25	\$201.17	\$4.00	\$0.00	\$385.42
2017	\$537.84	\$48.15	\$15.50	\$0.00	\$0.00	\$601.49	\$297.84	\$8.00	\$0.00	\$907.33
2018	\$2,084.99	\$194.17	\$23.29	\$0.00	\$0.00	\$2,302.45	\$731.55	\$36.00	\$0.00	\$3,070.00
2019	\$14,453.08	\$1,422.92	\$37.21	\$0.00	\$0.00	\$15,913.21	\$2,217.56	\$123.00	\$0.00	\$18,253.77
2020	\$167,739.46	\$13,315.29	\$128.50	\$0.00	\$0.00	\$181,183.25	\$7,673.84	\$684.25	\$0.00	\$189,541.34
TOTAL	\$185,101.54	\$14,995.34	\$246.07	\$0.00	\$0.00	\$200,342.95	\$11,342.11	\$859.25	\$0.00	\$212,544.31

Adjustment / Release Report

04-01-2021 to 04-30-2021

Year	General	Penalty	Waste	Additional Fees	Principal	Interest	Advertising Cost	Legal Cost	Fire	Amount Due	County Net
2019	\$66.00	\$7.26	\$0.00	\$0.00	\$73.26	\$10.60	\$0.00	\$0.00	\$6.60	\$90.46	\$83.86
2020	\$49.50	\$0.00	\$0.00	\$0.00	\$49.50	\$25.09	\$-3,378.75	\$0.00	\$4.95	\$-3,299.21	\$-3,304.16
TOTAL	\$115.50	\$7.26	\$0.00	\$0.00	\$122.76	\$35.69	\$-3,378.75	\$0.00	\$11.55	\$-3,208.75	\$-3,220.30

Collections Receipts Report

04-01-2021 to 04-30-2021

Total general tax	\$185,101.54
Total fire tax	\$14,995.34
Total penalty	\$246.07
Total Waste Fees	\$0.00
Total Additional Fees	\$0.00
<hr/>	
Total principal	\$200,342.95
Total interest	\$11,342.11
Total cost of advertising	\$859.25
Total legal	\$0.00
Total check overpayments	\$0.00
Total Prepaid Payments	\$8,702.65
Total Prepaid Applied	\$0.00
<hr/>	
Total misc	\$20,904.01
<hr/>	
Grand total receipts	\$221,246.96

District Payment Report

04-01-2021 to 04-30-2021

Year	District Code	District Name	Amount
2015	001	BURNSVILLE FIRE DISTRICT	\$0.00
2015	008	CRABTREE FIRE DISTRICT	\$1.20
2016	001	BURNSVILLE FIRE DISTRICT	\$0.00
2016	008	CRABTREE FIRE DISTRICT	\$13.61
2017	001	BURNSVILLE FIRE DISTRICT	\$0.00
2017	008	CRABTREE FIRE DISTRICT	\$14.09
2017	009	SOUTH TOE FIRE DISTRICT	\$34.06
2018	001	BURNSVILLE FIRE DISTRICT	\$21.92
2018	002	CANE RIVER FIRE DISTRICT	\$23.38
2018	003	EGYPT FIRE DISTRICT	\$15.35
2018	006	JACKS CREEK FIRE DISTRICT	\$29.05
2018	008	CRABTREE FIRE DISTRICT	\$27.09
2018	009	SOUTH TOE FIRE DISTRICT	\$34.06
2018	011	PRICES CREEK FIRE DISTRICT	\$43.32
2019	001	BURNSVILLE FIRE DISTRICT	\$100.85
2019	002	CANE RIVER FIRE DISTRICT	\$22.60
2019	003	EGYPT FIRE DISTRICT	\$117.52
2019	004	RAMSEYTOWN FIRE DISTRICT	\$77.74
2019	005	GREEN MOUNTAIN FIRE DISTRICT	\$68.76
2019	006	JACKS CREEK FIRE DISTRICT	\$167.60
2019	007	BRUSH CREEK FIRE DISTRICT	\$30.04
2019	008	CRABTREE FIRE DISTRICT	\$53.01
2019	009	SOUTH TOE FIRE DISTRICT	\$346.60
2019	010	PENSACOLA FIRE DISTRICT	\$380.27
2019	011	PRICES CREEK FIRE DISTRICT	\$57.93
2020	001	BURNSVILLE FIRE DISTRICT	\$1,134.15
2020	002	CANE RIVER FIRE DISTRICT	\$591.41
2020	003	EGYPT FIRE DISTRICT	\$1,143.33
2020	004	RAMSEYTOWN FIRE DISTRICT	\$295.36
2020	005	GREEN MOUNTAIN FIRE DISTRICT	\$708.21
2020	006	JACKS CREEK FIRE DISTRICT	\$929.74
2020	007	BRUSH CREEK FIRE DISTRICT	\$646.48
2020	008	CRABTREE FIRE DISTRICT	\$1,814.21
2020	009	SOUTH TOE FIRE DISTRICT	\$1,381.55
2020	010	PENSACOLA FIRE DISTRICT	\$796.81

2020	011	PRICES CREEK FIRE DISTRICT	\$3,874.04
TOTAL			\$14,995.34

Detailed District Payment Report

04-01-2021 to 04-30-2021

Year	District Code	District Name	Taxpayer Name	Address	Amount
TOTAL					\$0.00

Outstanding Balances Report

As of 04-30-2021

Year	Amount	County	District	Interest	Advertising	Penalties	Waste	Additional Fees
2010	\$14,126.11	\$6,548.98	\$662.10	\$6,835.03	\$80.00	\$0.00	\$0.00	\$0.00
2011	\$20,398.62	\$9,911.08	\$1,019.19	\$9,358.50	\$92.00	\$17.85	\$0.00	\$0.00
2012	\$24,044.37	\$11,716.05	\$1,366.05	\$10,571.02	\$112.00	\$279.25	\$0.00	\$0.00
2013	\$20,634.41	\$11,497.41	\$1,012.12	\$7,926.88	\$198.00	\$0.00	\$0.00	\$0.00
2014	\$23,839.53	\$14,098.40	\$1,198.96	\$8,042.54	\$144.00	\$355.63	\$0.00	\$0.00
2015	\$25,995.55	\$16,368.13	\$1,546.79	\$7,688.29	\$188.00	\$204.34	\$0.00	\$0.00
2016	\$49,144.29	\$32,643.55	\$2,451.01	\$13,517.73	\$240.00	\$288.00	\$4.00	\$0.00
2017	\$68,301.97	\$47,504.90	\$4,124.93	\$15,708.38	\$400.00	\$563.76	\$0.00	\$0.00
2018	\$100,660.57	\$75,426.85	\$6,509.98	\$17,276.79	\$643.97	\$802.98	\$0.00	\$0.00
2019	\$194,587.84	\$156,754.40	\$13,384.08	\$22,293.86	\$1,306.00	\$849.50	\$0.00	\$0.00
2020	\$356,869.81	\$313,158.12	\$26,980.24	\$13,532.89	\$2,694.50	\$504.06	\$0.00	\$0.00
Total	\$898,603.07	\$695,627.87	\$60,255.45	\$132,751.91	\$6,098.47	\$3,865.37	\$4.00	\$0.00

Yancey County Tax Office

County/District Collection Percentage Report

As of: 04-30-2021

Run Date: 05-04-2021

2020
County

Net Levy \$
12,874,385.81

Collections \$
12,562,028.64

Collections %
97.58

Districts

Name	Net Levy \$	Collections \$	Collections %
001 - BURNSVILLE FIRE DISTRICT	218,796.04	214,702.27	98.13
002 - CANE RIVER FIRE DISTRICT	70,540.58	69,103.42	97.97
003 - EGYPT FIRE DISTRICT	77,874.62	76,604.64	98.37
004 - RAMSEYTOWN FIRE DISTRICT	24,269.97	23,593.59	97.22
005 - GREEN MOUNTAIN FIRE DISTRICT	26,955.99	25,249.00	93.67
006 - JACKS CREEK FIRE DISTRICT	67,304.56	65,328.77	97.07
007 - BRUSH CREEK FIRE DISTRICT	40,153.49	39,180.59	97.58
008 - CRABTREE FIRE DISTRICT	175,638.17	169,373.36	96.44
009 - SOUTH TOE FIRE DISTRICT	194,163.73	188,531.23	97.10
010 - PENSACOLA FIRE DISTRICT	94,014.88	92,580.80	98.48
011 - PRICES CREEK FIRE DISTRICT	165,025.46	163,575.88	99.13

District Totals

Net Levy \$
1,154,737.49

Collections \$
1,127,823.55

Collections %
97.67

Personal Property:

Billed
1,067,273.19

UnCollected
20,955.40

Collected
1,046,317.79

Percent Collected
98.037

Percent Not Collected
1.963



Jury Commissioner Appointment

Description

Tammy R. McEntyre, Clerk of Superior Court, has requested the Board reappoint Shirley Bryant to the jury commission for Yancey County. A copy of the request follows.

Item Presenter

Board Action Requested

Approve Reappointment



State of North Carolina
General Court of Justice
CLERK OF SUPERIOR COURT
YANCEY COUNTY

TAMMY R. MCENTYRE, CLERK
EX OFFICIO JUDGE OF PROBATE

BURNSVILLE, NC

GARY M. GAVENUS
RESIDENT JUDGE

April 7, 2021

Lynn Austin
Yancey County Manager
110 Town Square
Burnsville, NC 28714

Re: Jury Commissioner Appointment

Dear Mrs. Austin:

Pursuant to my conversation with your office regarding Jury Commissioners for Yancey County, I am requesting that you reappoint Shirley Bryant to our jury commission. Ms. Bryant has worked with the jury commission for the past several years, and she would be willing to serve and work with the other appointees if you decide to reappoint her.

Sincerely,

A handwritten signature in black ink, appearing to read "Tammy R. McIntyre".

Tammy R. McIntyre
Clerk of Superior Court