

**Minutes of the 14 March 2016**  
**Regular Meeting of the Yancey County Board of Commissioners**  
**Held at 6:00 o'clock p.m. in the Yancey County Courtroom**  
**Yancey County Courthouse, Burnsville, North Carolina**

Present at the 14 March 2016 meeting of the Yancey County Board of Commissioners were: Chairman Johnny Riddle, Commissioner Jill Austin, Commissioner Byrl Ballew, Commissioner Randy Ollis, Commissioner Jeff Whitson, County Manager Nathan Bennett, Clerk to the Board Jason Robinson, County Attorney Donny Laws, members of the media, and members of the general public.

**Call to Order and Approval of Agenda**

Chairman Riddle called the meeting to order. Chairman Riddle then asked Commissioner Whitson to deliver the invocation. After the invocation, Commissioner Ballew led the Pledge of Allegiance. Chairman Riddle then asked for a motion to approve the agenda. Commissioner Ollis made a motion to approve the agenda and it was seconded by Commissioner Austin. The vote to approve was unanimous (Attachment A).

**Special Recognition**

The Board first recognized April Riddle, Governor's Western Office Director. Ms. Riddle stated that Jerry Laws had been appointed by the governor to the North Carolina Fire and Rescue Commission for a term of 3 years. Ms. Riddle presented Mr. Laws with his notice of appointment.

**Public Comment**

The first person to speak before the Board was Tom Robinson who spoke about illegal immigration. The final person to speak before the Board was Marvin Taylor who spoke about the Sheriff's Department.

**Consent Agenda**

The Board next moved to the consent agenda portion of the agenda. On the consent agenda for March were the approval of the February 8<sup>th</sup> regular meeting minutes and the special meeting minutes from February 2<sup>nd</sup> and February 29<sup>th</sup>. Also included in the consent agenda was the approval of the Toe River Hazard Mitigation Plan and Resolution (Attachment B). In addition, the consent agenda contained a refund request from the tax department (Attachment C). Finally, on the consent agenda was the February tax collection report (Attachment D). Upon hearing the items on the consent agenda, Commissioner Whitson made a motion to approve the consent agenda and it was seconded by Commissioner Austin. The vote to approve was unanimous.

**Inmate Work Program**

The Board next heard from Sheriff Gary Banks concerning the inmate work program. According to Sheriff Banks the inmate work program has been very successful and has saved the County money in labor costs. Also according to Sheriff Banks there needs to be certain rules put in place for the program and a resolution adopting those rules. The individuals that are in the program are convicted misdemeanor offenders and it is seen as a privilege by the inmates to be in the program. Upon hearing from Sheriff Banks, Commissioner Ollis made a motion to adopt the resolution and it was seconded by Commissioner Ballew. The vote to adopt was unanimous (Attachment E).

**County Manager Business**

The Board next heard from County Manager Nathan Bennett. Mr. Bennett first stated that he would like to thank the sheriff for the inmate work program and that it has been very

**County Attorney Business**

County Attorney Donny Laws stated that he had nothing for the Board's consideration this month.

**Commissioner Business**

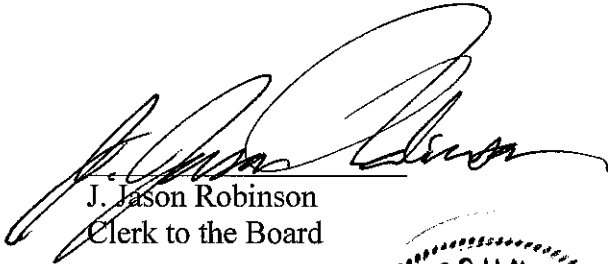
No Board members had any updates for March.

**Adjournment**

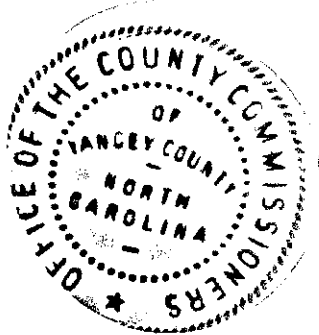
Having no further business Commissioner Ballew made a motion to adjourn and it was seconded by Commissioner Austin. The vote to adjourn was unanimous.

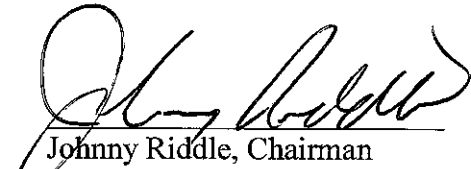
Approved and authenticated on this the 11<sup>th</sup> day of April 2016.

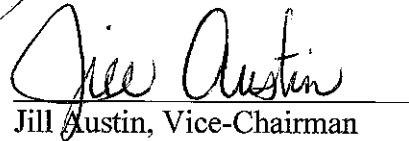
Attest:

  
J. Jason Robinson  
Clerk to the Board

(county seal)



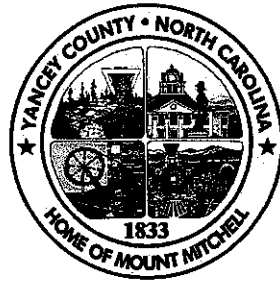
  
Johnny Riddle, Chairman

  
Jill Austin, Vice-Chairman

  
Byrl Ballew, Commissioner

  
Randy Ollis, Commissioner

  
Jeff Whitson, Commissioner



**AGENDA**  
**YANCEY COUNTY BOARD OF COMMISSIONERS**  
**REGULAR BUSINESS MEETING**  
**March 14, 2016**  
**6:00 P.M.**

- I. Call to Order – Chairman Johnny Riddle
- II. Invocation and Pledge of Allegiance to the Flag
- III. Approval of the Agenda
- IV. Special Recognition – Office of the Governor – April Riddle, Governor’s Western Office Director
- V. Public Comment
- VI. Consent Agenda
  - a. Approval of the Minutes- February 8<sup>th</sup> Regular minutes, February 2<sup>nd</sup> Special Meeting minutes, February 29<sup>th</sup> Special Meeting minutes
  - b. Toe River Hazard Mitigation Plan
  - c. Tax Refund
  - d. February Tax Collection Report – Informational
- VII. Inmate Work Program – Gary Banks, Yancey County Sheriff
- VIII. County Manager Report – Nathan Bennett, County Manager
  - a. General Update
- IX. County Attorney Report – Donny Laws, County Attorney
- X. County Commissioners Report
- XI. Adjourn

Attachment B



**Board of Commissioners**

Johnny Riddle, Chair  
Jill Austin, Vice-chair  
Byrl Ballew  
Randy Ollis  
Jeff Whitson

Nathan R. Bennett  
County Manager

Donny J. Laws  
County Attorney

J. Jason Robinson  
Clerk to the Board

# RESOLUTION

## TO ADOPT THE TOE RIVER REGIONAL HAZARD MITIGATION PLAN

WHEREAS, Yancey County is vulnerable to an array of natural hazards that can cause loss of life and damages to public and private property; and

WHEREAS, the Yancey County desires to seek ways to mitigate situations that may aggravate such circumstances; and

WHEREAS, the development, implementation and routine update of a hazard mitigation plan can result in actions that reduce the long-term risk to life and property from natural hazards; and

WHEREAS, it is the intent of the Yancey County Board of Commissioners to protect its citizens and property from the effects of natural hazards by preparing and maintaining a local hazard mitigation plan; and

WHEREAS, it is also the intent of the Yancey County Board of Commissioners to fulfill its obligation under North Carolina General Statutes, Chapter 166A: North Carolina Emergency Management Act and Section 322: Mitigation Planning, of the Robert T. Stafford Disaster Relief and Emergency Assistance Act to remain eligible to receive state and federal assistance in the event of a declared disaster affecting Yancey County; and

WHEREAS, Yancey County, in coordination with Avery County, Banner Elk, Crossnore, Elk Park, Grandfather Village, Sugar Mountain, Newland, McDowell County, Marion, Old Fort, Mitchell County, Bakersville, Spruce Pine, and Burnsville has prepared an update to the existing multi-jurisdictional hazard mitigation plan for the region with input from the appropriate local and state officials;

WHEREAS, the North Carolina Division of Emergency Management and the Federal Emergency Management Agency have reviewed the updated Toe River Regional Hazard Mitigation Plan for legislative compliance and has approved the plan pending the completion of local adoption procedures;

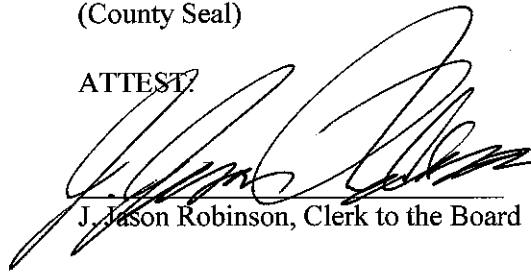
NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of Yancey County hereby:

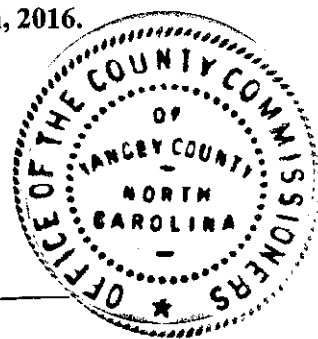
1. Adopts the updated Toe River Regional Hazard Mitigation Plan; and
2. Agrees to take such other official action as may be reasonably necessary to carry out the proposed actions of the Plan.

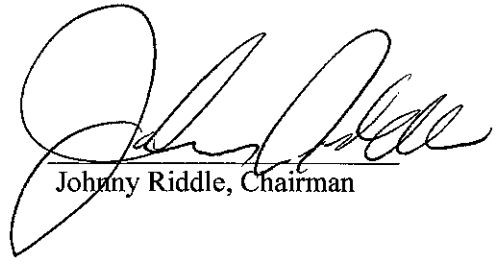
**ADOPTED** this the 14<sup>th</sup> Day of March, 2016.

(County Seal)

ATTEST:

  
J. Jason Robinson, Clerk to the Board



  
Johnny Riddle, Chairman

Attachment C



**YANCEY COUNTY TAX OFFICE**

110 Town Square, Room 2 \* Burnsville, North Carolina 28714

Phone: (828) 682-2198 \* Fax (828) 682-4817

Email: [danny.mcintosh@yanceycountync.gov](mailto:danny.mcintosh@yanceycountync.gov)

March 7 2016

To: The Yancey County Board of Commissioners

In re:

FORBES, DARRELL & NANCY  
520 CHESTNUT MOUNTAIN RD  
SPRUCE PINE NC 28777

PIN: 085003401865000 AND 085003400999000

The taxpayers above mentioned properties are the subject of the NCDOT's taking for the development of a four lane US 19E public highway east of Burnsville. The assessed values of the properties were reduced at appeal and the taxpayer had paid the taxes on the previously assessed amount. The taxpayer has requested a refund in writing and it is the recommendation of myself as tax administrator that a refund of \$1028.19 be approved.

  
Danny McIntosh

Darrell and Nancy Forbes  
520 Chestnut Mountain Road  
Spruce Pine, NC 28777

26 February 2016

Yancey County Tax Administrator  
Danny McIntosh  
110 Town Square, Room 1  
Burnsville, NC 28714

Dear Mr. McIntosh:

Our attorney, Mr. Ron Payne, instructed us to write this letter to request a partial refund of our 2015 property taxes. This is in reference to our vacant lot and former home located at 5227 E US Highway 19E Burnsville, NC 28714, which has been condemned by the NCDOT. The Department of Transportation has determined that our property value has been significantly reduced.

Thank you,

  
  
Darrell and Nancy Forbes

*Attachment D*  
YANCEY COUNTY TAX ADMINISTRATION

End of Month Breakout  
View Posted Payments in Date Range 02/01/2016 to 02/29/2016 for Vehicle

*alpha  
Vehicle*

Description	Amount
Vehicle Payments	
County Vehicle Tax Payments 2015	\$1,808.63
County Vehicle Tax Payments 2014	\$90.51
County Vehicle Tax Payments 2013	\$140.73
County Vehicle Tax Payments 2012	\$22.05
County Vehicle Tax Payments 2011	
County Vehicle Tax Payments 2010	
County Vehicle Tax Payments 2009	
County Vehicle Tax Payments 2008	
County Vehicle Tax Payments 2007	
County Vehicle Tax Payments 2006	
County Vehicle Tax Payments 2005	
County Vehicle Interest	\$42.70
County Vehicle Total Payments	\$2,104.62
Burnsville VFD Vehicle Tax	\$5.07
South Toe VFD Vehicle Tax	\$140.28
Newdale VFD Vehicle Tax	\$44.21
West Yancey VFD Vehicle Tax	\$25.64
Egypt/Ramseytown VFD Vehicle Tax	\$7.83
Clearmont VFD Vehicle Tax	\$3.20
Double Island VFD Vehicle Tax	\$16.28
Pensacola VFD Vehicle Tax	
VFD Vehicle Interest	\$5.43
VFD Vehicle Total Payments	\$247.94
Town of Burnsville Vehicle Tax	\$9.38
Town of Burnsville Vehicle Interest	
Town of Burnsville Vehicle Total Payment	\$9.38
State Vehicle Interest	\$9.24
Vehicle Total Payments	\$2,371.18

03/01/2016





PRICES CREEK FIRE DISTRICT Vehicle Tax				\$529.66
	\$97.79	\$21.48	\$208.92	\$201.47
County Vehicle Interest				\$13,862.17
	\$90.53	\$132.21	\$5,607.53	\$8,031.90
TOWN OF BURNSVILLE Vehicle Interest				\$1,174.38
	\$1.14	\$0.47	\$430.51	\$742.26
BURNSVILLE FIRE DISTRICT Vehicle Interes				\$303.97
	\$0.82	\$0.61	\$114.07	\$188.47
CANE RIVER FIRE DISTRICT Vehicle Interes				\$100.26
	\$0.27	\$0.21	\$35.52	\$64.26
EGYPT FIRE DISTRICT Vehicle Interest				\$41.60
	\$0.01	\$0.01	\$20.45	\$21.13
RAMSEYTOWN FIRE DISTRICT Vehicle Interes				\$52.27
	\$0.01	\$0.01	\$25.76	\$26.50
GREEN MOUNTAIN FIRE DISTRICT Vehicle Int				\$47.32
	\$0.06	\$0.69	\$17.14	\$29.43
JACKS CREEK FIRE DISTRICT Vehicle Intere				\$170.08
	\$0.35	\$0.97	\$72.54	\$66.22
BRUSH CREEK FIRE DISTRICT Vehicle Intere				\$58.91
			\$23.58	\$35.33
CRABTREE FIRE DISTRICT Vehicle Interest				\$403.21
	\$0.31	\$7.80	\$155.19	\$239.91
SOUTH TOE FIRE DISTRICT Vehicle Interest				\$198.23
	\$3.53	\$1.21	\$87.59	\$105.90
PENSACOLA FIRE DISTRICT Vehicle Interest				\$47.43
	\$0.37	\$0.14	\$17.80	\$29.12
PRICES CREEK FIRE DISTRICT Vehicle Inter				\$100.37
	\$3.04	\$1.72	\$42.05	\$53.56
DMV Vehicle Interest				\$2,184.09
	\$70.29	\$42.05	\$999.63	\$1,072.12
Totals				\$94,797.31
	\$5,832.08	\$1,590.32	\$40,856.59	\$46,518.32

Billed to Date

% Collected

County Vehicle Tax 2015

\$11,794.15

56.84%

03/01/2016

BIS

# Posting Report

02-01-2016 to 02-29-2016

03-01-2016

8:35 AM

## I. Tax Collections + Releases

Year	General Fund	Burnsville	West Yancey	Egypt/Ramseytown	Clearmont	Double Island	Newdale	South Toe	Pensacola	TOTAL
2011	\$36.00	\$0.00	\$0.00	\$4.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$40.00
2012	\$391.22	\$0.00	\$0.00	\$3.64	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$394.86
2013	\$1,374.95	\$58.82	\$0.00	\$3.31	\$13.80	\$0.00	\$49.66	\$0.00	\$0.00	\$1,500.54
2014	\$4,309.84	\$75.26	\$20.17	\$19.71	\$3.03	\$0.00	\$151.13	\$53.19	\$0.00	\$4,632.33
2015	\$189,381.49	\$1,441.96	\$5,510.92	\$1,434.28	\$2,358.63	\$1,325.75	\$3,477.29	\$2,545.23	\$1,855.01	\$209,330.56
<b>TOTAL</b>	<b>\$195,493.50</b>	<b>\$1,576.04</b>	<b>\$5,531.09</b>	<b>\$1,464.94</b>	<b>\$2,375.46</b>	<b>\$1,325.75</b>	<b>\$3,678.08</b>	<b>\$2,598.42</b>	<b>\$1,855.01</b>	<b>\$215,898.29</b>

## II. Releases

	Current Year	Prior Year	TOTAL
General Fund	\$5,002.00	\$88.25	\$5,090.25
Burnsville	\$0.00	\$0.00	\$0.00
West Yancey	\$360.78	\$7.81	\$368.59
Egypt/Ramseytown	\$0.00	\$0.00	\$0.00
Clearmont	\$61.14	\$0.00	\$61.14
Double Island	\$0.00	\$0.00	\$0.00
Newdale	\$0.00	\$0.00	\$0.00
South Toe	\$0.00	\$0.00	\$0.00
Pensacola	\$0.00	\$0.00	\$0.00
<b>TOTAL</b>	<b>\$5,423.92</b>	<b>\$96.06</b>	<b>\$5,519.98</b>

## III. Net Tax Collections

Year	General Fund	Burnsville	West Yancey	Egypt/Ramseytown	Clearmont	Double Island	Newdale	South Toe	Pensacola	TOTAL
<b>TOTAL</b>	<b>\$190,403.25</b>	<b>\$1,576.04</b>	<b>\$5,162.50</b>	<b>\$1,464.94</b>	<b>\$2,314.32</b>	<b>\$1,325.75</b>	<b>\$3,678.08</b>	<b>\$2,598.42</b>	<b>\$1,855.01</b>	<b>\$210,378.31</b>

# Transaction Type Report

02-01-2016 to 02-29-2016

Year	General	Fire	Late	Principal	Interest	Advertising Cost	Legal Cost	Total
2010	\$0.00	\$0.00	\$0.00	\$0.00	\$20.53	\$0.00	\$0.00	\$20.53
2011	\$36.00	\$4.00	\$0.00	\$40.00	\$15.50	\$0.00	\$0.00	\$55.50
2012	\$391.22	\$3.64	\$0.00	\$394.86	\$75.29	\$0.00	\$0.00	\$470.15
2013	\$1,374.95	\$125.59	\$0.00	\$1,500.54	\$233.25	\$12.00	\$0.00	\$1,745.79
2014	\$4,221.59	\$314.68	\$3.31	\$4,539.58	\$667.99	\$60.00	\$2,172.59	\$7,440.16
2015	\$183,528.59	\$19,442.06	\$68.54	\$203,039.19	\$7,179.99	\$0.00	\$0.00	\$210,219.18
<b>TOTAL</b>	\$189,552.35	\$19,889.97	\$71.85	\$209,514.17	\$8,192.55	\$72.00	\$2,172.59	\$219,951.31

# Adjustment / Release Report

02-01-2016 to 02-29-2016

Year	General	Late	Principal	Interest	Advertising Cost	Legal Cost	Fire	Amount Due	County Net
2011	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$-270.90	\$0.00	\$-270.90	\$-270.90
2012	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$-734.73	\$0.00	\$-734.73	\$-734.73
2014	\$88.25	\$9.61	\$97.86	\$12.52	\$0.00	\$0.25	\$7.81	\$118.44	\$110.63
2015	\$5,002.00	\$74.37	\$5,076.37	\$858.19	\$0.00	\$0.00	\$421.92	\$6,356.48	\$5,934.56
<b>TOTAL</b>	<b>\$5,090.25</b>	<b>\$83.98</b>	<b>\$5,174.23</b>	<b>\$870.71</b>	<b>\$0.00</b>	<b>\$-1,005.38</b>	<b>\$429.73</b>	<b>\$5,469.29</b>	<b>\$5,039.56</b>

---

# Collections Receipts Report

02-01-2016 to 02-29-2016

Total general tax	\$190,403.25
Total fire tax	\$19,975.06
Total late tax	\$71.85
<hr/>	
Total principal	\$210,450.16
Total interest	\$8,218.29
Total cost of advertising	\$72.00
Total legal	\$2,172.59
Total check overpayments	\$14.38
Total Prepaid Payments	\$2,202.55
Total Prepaid Applied	\$0.00
<hr/>	
Total misc	\$12,679.81
<hr/>	
Grand total receipts	\$223,129.97
<hr/>	

# District Payment Report

02-01-2016 to 02-29-2016

Year	District Code	District Name	Amount
2011	013	EGYPT FIRE DISTRICT	\$4.00
2012	013	EGYPT FIRE DISTRICT	\$3.64
2013	012	CANE RIVER FIRE DISTRICT	\$58.82
2013	013	EGYPT FIRE DISTRICT	\$3.31
2013	015	GREEN MOUNTAIN FIRE DISTRICT	\$13.80
2013	018	CRABTREE FIRE DISTRICT	\$49.66
2014	011	BURNSVILLE FIRE DISTRICT	\$12.36
2014	012	CANE RIVER FIRE DISTRICT	\$75.26
2014	013	EGYPT FIRE DISTRICT	\$15.51
2014	014	RAMSEYTOWN FIRE DISTRICT	\$4.20
2014	016	JACKS CREEK FIRE DISTRICT	\$3.03
2014	018	CRABTREE FIRE DISTRICT	\$151.13
2014	019	SOUTH TOE FIRE DISTRICT	\$53.19
2015	011	BURNSVILLE FIRE DISTRICT	\$2,422.34
2015	012	CANE RIVER FIRE DISTRICT	\$1,441.96
2015	013	EGYPT FIRE DISTRICT	\$893.56
2015	014	RAMSEYTOWN FIRE DISTRICT	\$455.63
2015	015	GREEN MOUNTAIN FIRE DISTRICT	\$633.72
2015	016	JACKS CREEK FIRE DISTRICT	\$1,663.77
2015	017	BRUSH CREEK FIRE DISTRICT	\$1,325.75
2015	018	CRABTREE FIRE DISTRICT	\$3,477.29
2015	019	SOUTH TOE FIRE DISTRICT	\$2,545.23
2015	020	PENSACOLA FIRE DISTRICT	\$1,855.01
2015	021	PRICES CREEK FIRE DISTRICT	\$2,727.80
<b>TOTAL</b>			<b>\$19,889.97</b>

---

# Outstanding Balances Report

As of 02-29-2016

<b>Year</b>	<b>Amount</b>	<b>County</b>	<b>District</b>	<b>Interest</b>	<b>Advertising</b>	<b>Penalties</b>
2005	\$15,325.53	\$7,010.17	\$584.67	\$7,319.78	\$84.00	\$326.91
2006	\$17,373.34	\$8,367.79	\$773.03	\$7,818.47	\$105.00	\$309.05
2007	\$14,348.83	\$7,061.47	\$643.69	\$6,110.96	\$94.50	\$438.21
2008	\$18,060.12	\$9,719.60	\$908.37	\$7,126.59	\$116.00	\$189.56
2009	\$16,657.18	\$9,870.21	\$856.94	\$5,798.03	\$132.00	\$0.00
2010	\$25,691.93	\$15,687.05	\$1,695.76	\$8,113.12	\$196.00	\$0.00
2011	\$36,158.72	\$21,610.26	\$2,118.27	\$9,515.19	\$212.00	\$17.85
2012	\$54,900.54	\$30,100.28	\$3,109.93	\$11,596.06	\$308.00	\$285.09
2013	\$96,255.48	\$72,823.15	\$5,813.74	\$13,875.08	\$962.12	\$0.00
2014	\$163,719.60	\$120,828.38	\$10,235.45	\$15,112.09	\$1,188.00	\$918.76
2015	\$1,135,212.29	\$1,009,536.53	\$94,792.77	\$29,860.23	\$0.00	\$1,022.76
<b>Total</b>	<b>\$1,593,703.56</b>	<b>\$1,312,614.89</b>	<b>\$121,532.62</b>	<b>\$122,245.60</b>	<b>\$3,397.62</b>	<b>\$3,508.19</b>



**Yancey County Tax Office**

Run Date: 03-01-2016

County/District Collection Percentage Report

As of: 02-29-2016

**2015****County**

<b>Net Levy \$</b>	<b>Collections \$</b>	<b>Collections %</b>
11,966,092.10	10,956,555.57	91.57

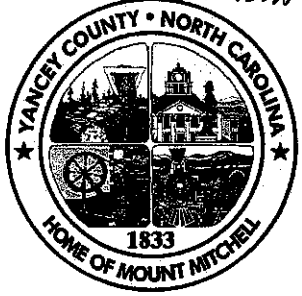
**Districts**

<b>Name</b>	<b>Net Levy \$</b>	<b>Collections \$</b>	<b>Collections %</b>
011 - BURNSVILLE FIRE DISTRICT	167,159.24	153,922.69	92.09
012 - CANE RIVER FIRE DISTRICT	74,860.94	69,511.84	92.86
013 - EGYPT FIRE DISTRICT	90,384.47	85,343.24	94.43
014 - RAMSEYTOWN FIRE DISTRICT	23,348.36	19,941.10	85.41
015 - GREEN MOUNTAIN FIRE DISTRICT	30,726.22	26,743.31	87.04
016 - JACKS CREEK FIRE DISTRICT	74,042.16	67,255.36	90.84
017 - BRUSH CREEK FIRE DISTRICT	41,977.63	37,934.16	90.37
018 - CRABTREE FIRE DISTRICT	150,959.38	136,307.59	90.30
019 - SOUTH TOE FIRE DISTRICT	210,321.06	191,878.03	91.24
020 - PENSACOLA FIRE DISTRICT	78,126.25	74,203.51	94.98
021 - PRICES CREEK FIRE DISTRICT	220,618.85	204,690.96	92.79

**District Totals**

<b>Net Levy \$</b>	<b>Collections \$</b>	<b>Collections %</b>
1,162,524.56	1,067,731.79	91.85

Attachment E



**Board of Commissioners**

Johnny Riddle, Chair  
Jill Austin, Vice-chair  
Byrl Ballew  
Randy Ollis  
Jeff Whitson

Nathan R. Bennett  
County Manager

Donny J. Laws  
County Attorney

J. Jason Robinson  
Clerk to the Board

**RESOLUTION**

***Enacting the Rules and Standard Regulations Defined by the Sheriff of Yancey County for the Use of Inmate/Prisoner Labor for Projects to Benefit Units of State or Local Government***

**WHEREAS**, N.C.G.S. § 162-58 authorizes the Sheriff of Yancey County to provide inmate labor to support projects that benefit units of State and local government; and

**WHEREAS**, N.C.G.S. § 162-58 requires the adoption of certain rules and regulations therefore by the Board of County Commissioners; and

**WHEREAS**, certain Inmate Work Program Rules & Regulations are attached hereto and incorporated herein by references as Exhibit "A"; and

**WHEREAS**, this Board believes the use of inmate/prisoner labor for projects benefiting units of State and local government benefits the citizens of Yancey County and their respective communities; and

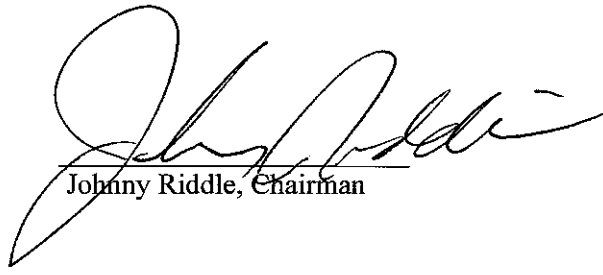
**WHEREAS**, this Board is of the opinion that this resolution including the Exhibit attached hereto should be adopted.

**NOW THEREFORE BE IT RESOLVED**, by the Board of Commissioners for the County of Yancey as follows:

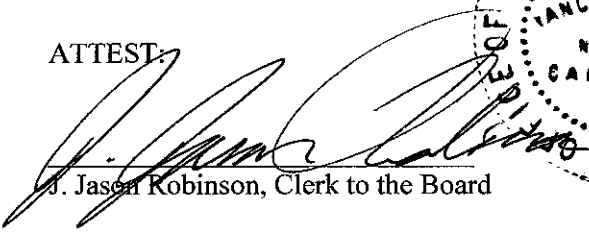
1. That the Sheriff of Yancey County shall manage and provide for inmate work services for the benefit of units of State and local government as allowed by law, and in a manner not inconsistent with the provisions of Exhibit "A" to this resolution which are hereby approved and adopted for the purpose recited herein.
2. This Resolution shall be effective upon adoption.

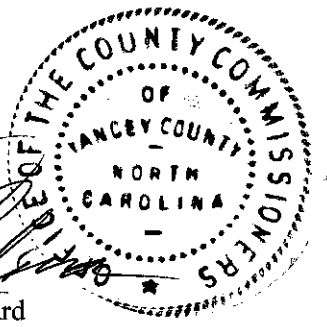
Adopted this the 14<sup>th</sup> day of March, 2016.

(County Seal)

  
Johnny Riddle, Chairman

ATTEST:

  
J. Jason Robinson, Clerk to the Board



## EXHIBIT A

### Yancey County Jail and Detention Policies and Procedures

<b>Subject:</b> Inmate Work Crew	<b>Policy Number:</b> 4.02(a)
<b>Issue Date:</b> 10/01/2015	<b>Revision Date:</b> 10/01/2015
<b>Approval Authority Title and Signature:</b>	

#### **POLICY:**

The Yancey County Detention Center will maintain an Inmate Work Crew to assist with maintaining the Yancey County Sheriff Office, property, and equipment. The Inmate Work Crew will also, when available, assist Yancey County personnel in maintaining county property and equipment.

#### **PENOLOGICAL INTEREST:**

Yancey County Jail has a penological interest in allowing inmates to work in an efficient and orderly manner. Inmate work programs should be designed to provide positive reinforcement for change, to provide skills relevant to the public job market, and to assist the inmate upon release with reentry into society.

#### **ELIGIBILITY:**

The Chief Jailer will prepare and maintain a list of inmates meeting the criteria to participate on the inmate work crew. Inmates will meet the following:

- Inmates be convicted with no pending charges locally or other county or state.
- Inmates will be in the State Misdemeanor Confinement Program (SMCP) or convicted to serve their sentence in the custody of the Yancey County Sheriff.
- Inmate's health will be considered to ensure they are capable of performing assigned duties.
- Staff will conduct a background check on inmates in NCIC and CJLEADS to ensure they have no escape or sexual offender history.
- Final approval rest with the Sheriff of Yancey County or the Sheriff's delegated representative.

#### **RESTRICTED LAW ENFORCEMENT DATA**

This data is proprietary and will not be duplicated, disclosed, or discussed without the written permission of this agency. Data subject to this restriction is contained throughout this publication.

### **INMATE WORK CREW SUPERVISION**

Inmate Work Crews will be supervised by staff of the Detention Center or an employee of Yancey County at all times.

Inmates working with County employees will be selected by Detention center staff. County employees will supervise no more than two inmate workers.

### **TRANSPORTATION OF INMATE WORK CREWS**

Inmate Work Crews will only be transported in Yancey County Vehicles, unless waived in writing by the Sheriff of Yancey County or the Sheriff's delegated representative.

### **TYPES OF TASK TO BE PERFORMED BY INMATE WORK CREWS**

Inmate Work Crews will be task to assist in the maintenance and up keep of Yancey County Sheriff Office property and equipment.

Inmate Work Crews will be task to assist in the maintenance and up keep of Yancey County property and that property that is partially by Yancey County funding.

Inmate workers will not be supervised by other inmates.

Inmates will be constantly supervised.

All task will be approved by the Sheriff of Yancey County or the Sheriff's delegated representative prior to assignment.

Inmates will not perform task that are either dangerous or hazardous in any manner.

Inmates will wear safety equipment while operating any power tools or motorized equipment.

All inmates will be strip searched prior to returning to the housing pods of the Detention Center.

### **LOSS OF ELIGIBILITY**

Inmate will lose the eligibility to work if:

Inmate fails to perform task in a satisfactory manner.

Inmate violates any jail rules.

#### **RESTRICTED LAW ENFORCEMENT DATA**

This data is proprietary and will not be duplicated, disclosed, or discussed without the written permission of this agency. Data subject to this restriction is contained throughout this publication.

**LOSS OF ELIGIBILITY (cont.)**

Inmate violates any law or ordinance.

If for any reason an inmate is found to be medically unable to perform assigned task.

Any loss of eligibility will prohibit an inmate from returning to the Inmate Work Crew for a period no less than thirty days.

**RESTRICTED LAW ENFORCEMENT DATA**

This data is proprietary and will not be duplicated, disclosed, or discussed without the written permission of this agency. Data subject to this restriction is contained throughout this publication.