

The Madison County Board of Commissioners met in special session on Monday, December 5, 2022, at 7:00 p.m. at the North Carolina Cooperative Extension-Madison County Center located at 258 Carolina Lane, Marshall, North Carolina.

In attendance were Chairman Matt Wechtel, Vice-Chairman Michael Garrison, Commissioner Bill Briggs, Commissioner Jeremy Hensley, Commissioner Alan Wyatt, County Attorney Donny Laws, and Clerk Mandy Bradley.

The meeting was called to order at 7:04 p.m. by Attorney Laws.

Item 1: Board Organization

a. Selection of Chair

Attorney Laws opened the floor for nominations of Board Chair.

Commissioner Briggs nominated Commissioner Wechtel for Chairman of the Board. With no further nominations being received, upon motion by Commissioner Garrison and second by Commissioner Wyatt, the Board voted unanimously to approve.

b. Selection of Vice-Chair

Chairman Wechtel opened the floor for nominations of Board Vice-Chair.

Upon nomination by Chairman Wechtel and second by Commissioner Wyatt, with no further nominations being received, the Board voted unanimously to appoint Commissioner Garrison as Vice-Chairman of the Board.

c. Appointment of Clerk to the Board

Chairman Wechtel opened the floor for nominations of Clerk to the Board.

Upon nomination by Commissioner Wyatt and second by Commissioner Hensley, with no further nominations being received, the Board voted unanimously to appoint Mandy Bradley as Clerk to the Board.

d. Appointment of County Attorney

Chairman Wechtel opened the floor for nominations of County Attorney.

Upon nomination by Chairman Garrison and second by Commissioner Briggs, with no further nominations being received, the Board voted unanimously to appoint Donny Laws as County Attorney.

e. Adoption of 2023 Regular Monthly Meeting Schedule

The Resolution to establish the 2023 regular monthly meeting schedule of the Board was presented for consideration. Chairman Wechtel read the proposed meeting schedule and noted that meetings would be held on the second Tuesday of each month with the exception of dates that have noted conflicts as reflected in the proposed schedule.

Upon motion by Commissioner Briggs and second by Commissioner Hensley, the Board voted unanimously to adopt as read by Chairman Wechtel. (Attachment 1.5)

f. Inspection and Approval of Employee and Elected Official Bonds

The Resolution to approve the bonding of county officials was presented to the Board and read into record by Chairman Wechtel with counsel provided by Attorney Laws. Board members examined surety bonds of employees and elected officials including:

- Diana S. Norton, Tax Collector-\$100,000.00 with Western Surety Company
- Kary Ledford, Finance Director-\$200,000.00 with Western Surety Company until renewal date of July 2023 at which time the bond will be increased to \$1,000,000.00 in accordance with S.L. 2022-53, Section 9(a)
- Mary Jane Wallin, Register of Deeds-\$100,000.00 with Western Surety Company
- James E. Harwood, Sheriff-\$25,000.00 with Western Surety Company

- Board of Commissioners Blanket Bond covering all officers, employees and agents-\$100,000.00 with Western Surety Company.

Upon motion by Vice-Chairman Garrison and second by Commissioner Wyatt, the Board voted unanimously to adopt the resolution to approve bonding as presented with Chairman Wechtel, Vice-Chairman Garrison, Commissioner Briggs, Commissioner Hensley, and Commissioner Wyatt voting in favor. (Attachment 1.6)

g. Personnel

Upon motion by Vice-Chairman Garrison and second by Commissioner Wyatt, the Board voted unanimously to enter into closed session to consider the competency of a prospective employee pursuant to N.C.G.S 143-318.11 (a)(6) at 7:12 p.m.

Upon motion by Commissioner Briggs and second by Vice-Chairman Garrison, the Board voted unanimously to return to open session at 7:33 p.m.

Upon motion by Commissioner Hensley and second by Commissioner Wyatt with clarification by the Board that the terms of employment would be the same as the previous Interim County Manager and salary would be annually based on time served, the Board voted unanimously to appoint Colonel Rod Honeycutt as the new Interim County Manager effective immediately at an annual salary of \$70,000.00.

An introduction of Mr. Honeycutt was provided by Chairman Wechtel and Mr. Honeycutt addressed those in attendance.

Adjournment

Upon motion by Commissioner Briggs and second by Vice-Chairman Garrison, the Board voted unanimously to adjourn at 7:38 p.m.

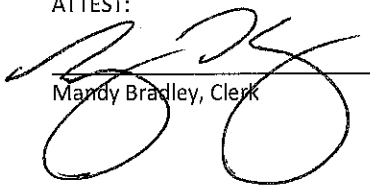
This the 5th day of December 2022.

MADISON COUNTY



Matt Wechtel, Chairman
Board of Commissioners

ATTEST:



Mandy Bradley, Clerk

**RESOLUTION OF THE MADISON COUNTY BOARD OF COMMISSIONERS
ESTABLISHING THE 2023 REGULAR MEETING SCHEDULE**

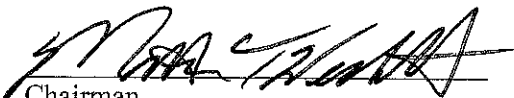
WHEREAS, N.C.G.S. 153A-40 provides for a resolution establishing regular meeting dates of the Board of Commissioners.

NOW, THEREFORE, BE IT RESOLVED that the Madison County Board of Commissioners hereby establishes the 2023 regular meeting schedule, which is incorporated herein by reference, and that Board meetings will be held on the second Tuesday of each month at 7:00 p.m. except as noted below; and that the meetings will be held in the North Carolina Cooperative Extension-Madison County Center located at 258 Carolina Lane, Marshall, North Carolina; and the Board directs the Clerk to the Board of County Commissioners to provide such notice of the Meeting Schedule as set forth hereinabove. Special meetings will be scheduled as needed.

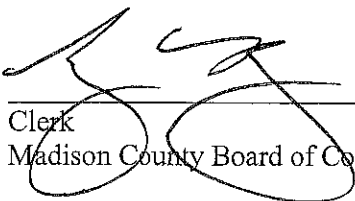
REGULAR MEETING SCHEDULE

JANUARY 10, 2023 at 7:00 p.m.
FEBRUARY 7, 2023 at 7:00 p.m.
MARCH 14, 2023 at 7:00 p.m.
APRIL 11, 2023 at 7:00 p.m.
MAY 9, 2023 at 7:00 p.m.
JUNE 13, 2023 at 7:00 p.m.
JULY 18, 2023 at 7:00 p.m.
AUGUST 8, 2023 at 7:00 p.m.
SEPTEMBER 5, 2023 at 7:00 p.m.
OCTOBER 10, 2023 at 7:00 p.m.
NOVEMBER 14, 2023 at 7:00 p.m.
DECEMBER 12, 2023 at 7:00 p.m.

Adopted this the 5th day of December 2022.


Chairman
Madison County Board of Commissioners

ATTEST:


Clerk
Madison County Board of Commissioners

RESOLUTION TO APPROVE THE BONDING OF COUNTY OFFICIALS

WHEREAS, North Carolina General Statutes § 105-349(c) requires a tax collector to provide a performance bond in such amount as the governing body may prescribe; and

WHEREAS, NCGS §159-29(a) requires the finance officer to provide a performance bond with sufficient sureties in an amount to be fixed by the governing board, not less than \$50,000; and

WHEREAS, NCGS §159-29(b) requires each officer, employee or agent of a local government who handles or has in his custody more than one hundred dollars (\$100) of the unit's funds at any one time to provide a performance bond in an amount to be determined by the governing board; and

WHEREAS, NCGS §159-29(c) authorizes a local government to adopt a system of blanket faithful performance bonding as an alternative to individual bonds; and

WHEREAS, this Board is of the opinion that it is more efficient and economical and in the best interest of the County to have a system of blanket bonding rather than individual bonds and to include in the blanket bond coverage for risks not protected against by the individual bond for elected officials, finance officers and tax collectors; and

WHEREAS, NCGS §161-4 requires every Register of Deeds to provide a performance bond with sufficient surety to be approved by the Board of County Commissioners, in the sum of not less than \$10,000 nor more than \$50,000; and

WHEREAS, NCGS §162-8 requires the Sheriff to provide a performance bond in an amount determined by the board of county commissioners, but shall not to exceed \$25,000; and

WHEREAS, NCGS §58-72-55 requires the Clerk of the Board of Commissioners to record in the proceedings the names of those commissioners who are present at the time of approval of official bonds and who voted for such approval; and

WHEREAS, NCGS §58-72-55 further provides that any Commissioner may cause their written dissent to an official bond to be entered into the records of the board.

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

1. That this Board hereby accepts and approves bonds for public officials as follows:
 - a. Diana S. Norton, Tax Collector \$100,000.00 with Western Surety Company;
 - b. Kary Ledford, Finance Director \$200,000.00 with Western Surety Company until renewal date of July 2023 at which time the bond will be increased to \$1,000,000.00 in accordance with S.L. 2022-53, Section 9(a);
 - c. Mary Jane Wallin, Register of Deeds, \$100,000.00 with Western Surety Company;

- d. James E. Harwood, Sheriff, \$25,000.00 with Western Surety Company; and
 - e. Board of Commissioners Blanket Bond covering all officers, employees and agents, \$100,000.00 with Western Surety Company.
2. That pursuant to NCGS 58-72-55, the Clerk is hereby instructed to record the names of all Commissioners present at this meeting and who voted in favor of this Resolution.
 3. That pursuant to NCGS 58-72-55, any Commissioner who votes against this Resolution may cause their written dissent to be entered into the record of the Board.
 4. All acts and doings of officers, employees and agents of the County, whether taken prior to, on, or after the date of this Resolution, that are in conformity with and in the furtherance of the purposes and intents of this Resolution as described above shall be, and the same hereby are, in all respects ratified, approved and confirmed.
 5. Any prior Resolutions or parts thereof of the Board in conflict with the provisions herein contained are, to the extent of such conflict, hereby superseded and repealed.
 6. That this Resolution is effective upon adoption.

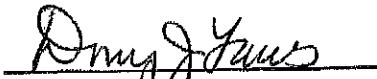
This the 5th of December, 2022.

ATTEST



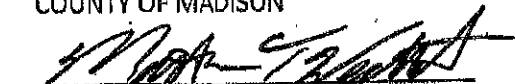
Clerk, Board of Commissioners

APPROVED AS TO FORM



County Attorney

BOARD OF COMMISSIONERS FOR THE
COUNTY OF MADISON



Chairman, Board of Commissioners

North Carolina

Copy



Western Surety Company

OFFICIAL BOND

KNOW ALL PERSONS BY THESE PRESENTS:

Bond No. 65747579

That we, Diana S. Norton
of Marshall, North Carolina, as Principal, and WESTERN SURETY
COMPANY, a corporation duly licensed to do business in the State of North Carolina, as Surety, are held
and firmly bound unto County of Madison
in the sum of One Hundred Thousand and 00/100 DOLLARS (\$100,000.00),
for the payment of which well and truly to be made, we bind ourselves and our legal representatives, jointly
and severally by these presents.

Dated this 11th day of January, 2022.

THE CONDITION OF THE ABOVE OBLIGATION IS SUCH, That whereas, the said Principal has been
 appointed elected to the office of Tax Collector Madison County,
for the term beginning the 11th day of January, 2022, and ending the
~~tax~~ Indefinite.

NOW THEREFORE, if the said Principal shall in all things faithfully perform the duties of his office and
shall honestly account for all moneys and effects that may come into his hands in his official capacity during
the said term, then this obligation to be void, otherwise to remain in full force and effect.

This bond is executed by the Surety upon the following express conditions, which shall be conditions
precedent to the right of recovery hereunder:

FIRST: The Surety shall not be liable for the loss of any public moneys or funds resulting from the
failure of or default in payment by any Banks or Depositories in which any public moneys or funds have been
deposited.

SECOND: This bond may be cancelled by the Surety as to future liability by giving written notice, by
certified mail, addressed to each, the Principal and the Oblige at County of Madison,
and thirty (30) days after the mailing of said notices by certified mail, this bond shall be cancelled and null
and void as to any liability thereafter arising, the Surety remaining liable, however, subject to all the terms
and conditions of this bond for any and all acts covered by this bond up to the date of such cancellation.

Witness to Principal

Principal

Witness to Surety

WESTERN SURETY COMPANY

Pat. J. Johnson
A. V. Manns

By Paul T. Bruffat
Paul T. Bruffat, Vice President
North Carolina Resident Agent

Countersigned _____

Approved this _____ day of _____

North Carolina



Western Surety Company

OFFICIAL BOND

KNOW ALL PERSONS BY THESE PRESENTS:

Bond No. 64939958

That we, Kary Ledford
of Marshall, North Carolina, as Principal, and WESTERN SURETY
COMPANY, a corporation duly licensed to do business in the State of North Carolina, as Surety, are held
and firmly bound unto County of Madison
in the sum of Two Hundred Thousand and 00/100 DOLLARS (\$200,000.00),
for the payment of which well and truly to be made, we bind ourselves and our legal representatives, jointly
and severally by these presents.

Dated this 24th day of January, 2020.

THE CONDITION OF THE ABOVE OBLIGATION IS SUCH, That whereas, the said Principal has been
 appointed elected to the office of Finance Officer County of Madison,
for the term beginning the 15th day of January, 2020, and ending the
~~XXXX~~ Indefinite.

NOW THEREFORE, if the said Principal shall in all things faithfully perform the duties of his office and
shall honestly account for all moneys and effects that may come into his hands in his official capacity during
the said term, then this obligation to be void, otherwise to remain in full force and effect.

This bond is executed by the Surety upon the following express conditions, which shall be conditions
precedent to the right of recovery hereunder:

FIRST: The Surety shall not be liable for the loss of any public moneys or funds resulting from the
failure of or default in payment by any Banks or Depositories in which any public moneys or funds have been
deposited.

SECOND: This bond may be cancelled by the Surety as to future liability by giving written notice, by
certified mail, addressed to each, the Principal and the Oblige at County of Madison,
and thirty (30) days after the mailing of said notices by certified mail, this bond shall be cancelled and null
and void as to any liability thereafter arising, the Surety remaining liable, however, subject to all the terms
and conditions of this bond for any and all acts covered by this bond up to the date of such cancellation.

Witness to Principal

Principal

Witness to Surety

J. Nelson
A. Vixon

WESTERN SURETY COMPANY

By Paul T. Bruflat
Paul T. Bruflat, Senior Vice President
North Carolina Resident Agent

Countersigned _____

Approved this 24th day of January, 2020.

Kathi L. Simon

North Carolina



Western Surety Company

OFFICIAL BOND

KNOW ALL PERSONS BY THESE PRESENTS:

Bond No. 65677718

That we, Mary Jane Wallin
of Marshall, North Carolina, as Principal, and WESTERN SURETY COMPANY, a corporation duly licensed to do business in the State of North Carolina, as Surety, are held and firmly bound unto Board of Commissioners County of Madison in the sum of One Hundred Thousand and 00/100 DOLLARS (\$100,000.00), for the payment of which well and truly to be made, we bind ourselves and our legal representatives, jointly and severally by these presents.

Dated this 3rd day of November, 2021.

THE CONDITION OF THE ABOVE OBLIGATION IS SUCH, That whereas, the said Principal has been appointed elected to the office of Madison County Registrar of Deeds, for the term beginning the 27th day of October, 2021, and ending the day of Indefinite,

NOW THEREFORE, if the said Principal shall in all things faithfully perform the duties of his office and shall honestly account for all moneys and effects that may come into his hands in his official capacity during the said term, then this obligation to be void, otherwise to remain in full force and effect.

This bond is executed by the Surety upon the following express conditions, which shall be conditions precedent to the right of recovery hereunder:

FIRST: The Surety shall not be liable for the loss of any public moneys or funds resulting from the failure of or default in payment by any Banks or Depositories in which any public moneys or funds have been deposited.

SECOND: This bond may be cancelled by the Surety as to future liability by giving written notice, by certified mail, addressed to each, the Principal and the Oblige at Board of Commissioners County of, and thirty (30) days after the mailing of said notices by certified mail, this bond shall be cancelled and null and void as to any liability thereafter arising, the Surety remaining liable, however, subject to all the terms and conditions of this bond for any and all acts covered by this bond up to the date of such cancellation.

Witness to Principal

Principal

Witness to Surety

[Signature]
[Signature]

WESTERN SURETY COMPANY

By [Signature]

Paul T. Bruffat, Vice President

North Carolina Resident Agent

Countersigned _____

Approved this _____ day of _____



Western Surety Company

CONTINUATION CERTIFICATE

Western Surety Company hereby continues in force Bond No. 71030527

briefly described as SHERIFF COUNTY OF MADISON

for JAMES H. HARWOOD

_____ , as Principal,

in the sum of \$ Twenty-Five Thousand and 00/100 Dollars, for the term beginning

December 6 , 2019 , and ending December 6 , 2022 , subject to all

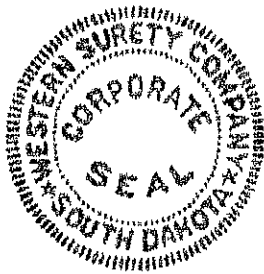
the covenants and conditions of the original bond referred to above.

This continuation is issued upon the express condition that the liability of Western Surety Company under said Bond and this and all continuations thereof shall not be cumulative and shall in no event exceed the total sum above written.

Dated this 8th day of November , 2019 .

WESTERN SURETY COMPANY

By Paul T. Bruzat
Paul T. Bruzat, Vice President



THIS "Continuation Certificate" MUST BE FILED WITH THE ABOVE BOND.

