

RESOLUTION #

RESOLUTION SUSPENDING CERTAIN POLICIES DURING LOCAL STATE OF EMERGENCY

-
- WHEREAS, by Resolution #: 11-05-10 dated May 17, 2011 this Board directed the Register of Deeds not to accept any deed transferring real property for registration unless the Tax Collector has certified that no delinquent ad valorem taxes or other taxes with which the collector is charged with collecting;
- WHEREAS, pursuant to GS §159-32 this Board has declared that each cash collection sites in County Government is authorized to retain funds overnight and are not required to make daily deposits so long as no site has on hand collected cash exceeding \$250.00;
- WHEREAS, by authority granted in GS §161-8 a board of commissioners may fix the hours of a register of deeds office;
- WHEREAS, based on public health guidance from the World Health Organization, the Centers for Disease Control and Prevention, the United States Department of Health and Human Services, and the North Carolina Department of Health and Human Services this Board declared a Local State of Emergency on March 12, 2020 in an effort to promote social distancing to slow the spread of COVID-19;
- WHEREAS, this Board is of the opinion that it is in the best interests of the citizens and residents of the County to suspend certain policies and practices in order to facilitate a reduction in person to person contacts while retaining the ability to serve the public.

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

1. That Resolution #: 11-05-10 dated May 17, 2011 is hereby suspended during the Local State of Emergency and the Register of Deeds shall accept any deed transferring real property for registration without the Tax Collector certificate that there are no delinquent taxes owed on the subject parcel.
2. That each cash collection site in County Government is authorized to retain funds overnight and are not required to make daily deposits so long as no site has on hand collected cash exceeding \$500.00. All moneys must continue to be maintained in a secure location in a manner approved by the Finance Director.
3. That the Buncombe County Register of Deeds office will be closed to in-person services until the termination of the Local State of Emergency.
4. The Register of Deeds shall continue processing and recording all written documents presented to his office. The Register of Deeds has committed to this mandate and has made arrangements to do so electronically and/or by drop box. The recording of Real Estate Documents will be electronically recorded and the eRecording vender, Simplifile,

has agreed to waive its usual startup fees and annual costs throughout the State of Emergency. Birth, Death and Marriage certificates will be available online. Funeral homes will be asked to bring a copy of the death record to a drop box for daily processing. Marriage Licenses must be processed in person by law, and this service will be provided by appointment only.

- 5. If any section, subsection, sentence, clause, or phrase of this resolution is, for any reason, held to be invalid, such decision shall not affect the validity of the remaining portions. The Board of Commissioners hereby declare that it would have passed this resolution, and each section, subsection, sentence, clause, or phrase thereof irrespective of the fact that anyone or more sections, subsections, sentences, clauses, or phrases be declared invalid.
- 6. All ordinances, resolutions and policies or parts thereof in conflict herewith are hereby repealed to the extent of such conflict.
- 7. That this resolution shall be effective upon its adoption and shall remain in effect until the Declaration of Local State of Emergency expires or is rescinded.

Read, approved and adopted this _____ day of March, 2020.

ATTEST

BOARD OF COMMISSIONERS FOR THE
COUNTY OF BUNCOMBE

Lamar Joyner, Clerk

By: _____
Brownie Newman, Chairman

APPROVED AS TO FORM

County Attorney