

A REGULAR MEETING  
OF THE  
CHEROKEE COUNTY  
BOARD OF COMMISSIONERS  
July 6, 2015

A regular meeting of the Cherokee County Board of Commissioners was held in the Commissioners Boardroom, also known as Multi-Purpose Room 342, of the Cherokee County Courthouse in Murphy, North Carolina on the 6th day of July, 2015 at 6:30 o'clock p.m.

The following Commissioners were present for the meeting: C.B. McKinnon, Chairman; Cal Stiles, Vice-Chairman; Dan Eichenbaum, member; Gary Westmoreland, member; and Roy Dickey, member. Also present were the following: Randy Wiggins, County Manager; Maria Hass, Assistant County Manager/Clerk to the Board; Candy Roberts Anderson, County Finance Director; and, R. Scott Lindsay, County Attorney/Assistant Clerk to the Board.

Media present were the Cherokee Scout and Local TV4. DVD copies of commission meetings may be purchased at Local TV4.

Chairman McKinnon read the boards adopted ethics statement.

The invocation was given by Chairman McKinnon.

The Pledge of Allegiance was led by all.

**Agenda Adoption:**

A Motion was made by Commissioner Dickey to adopt the agenda. Motion seconded by Commissioner Westmoreland. Motion passed.

**Public Forum:**

- Mary Miller asked the board when they would be moving forward with the Adult Bookstore Ordinance. The county attorney told her that he would be sending the draft ordinance to the commissioners in 7-10 days. Mrs. Miller asked for a copy of the draft and to be notified of future worksessions concerning the ordinance.

**New Business:**

- After discussion, a Motion was made by Commissioner Eichenbaum to approve the tax releases and refunds, as presented by Delenna Stiles. Motion seconded by Commissioner Dickey. Motion passed.
- A Motion was made by Commissioner McKinnon to appoint Commissioner Eichenbaum as the NCACC voting delegate for the upcoming annual conference. Motion seconded by Commissioner Dickey. Motion passed.
- The board discussed a request by Leighsa Jones, Election Director, to use the pool and wellness center as the Murphy North polling location, due to condemnation of the current location. Mrs. Jones submitted her request by letter, saying that her board unanimously voted to move the Murphy North polling location to the pool and wellness center, and also asked that the facility be closed on polling days. The board of commissioners agreed to the use of the multi-purpose room at the pool and wellness center, but said that they would not close the facility during election. The county manager said he would follow-up with Mrs. Jones.

**County Manager Items:**

- The county manager told the board that he had been in contact with the county managers from Clay County and Graham County, and asked the board to set a date for a joint worksession to discuss the three counties responsibilities to Tri-County Community College. A Motion was made by Commissioner Westmoreland to set a worksession date

of August 13<sup>th</sup> at 6:30 p.m. Motion seconded by Commissioner Dickey. Motion passed. The meeting will be held in the commissioner's boardroom at the Cherokee County Courthouse.

**Chairman/Commissioner Items:**

During Chairman Items, Commissioner McKinnon said that he had received a response from N.C. Wildlife and Forest Service concerning the proposed spotlight ordinance, and there was a couple of changes to be made to the draft. He said that he would send the changes to the county attorney to revise the proposed ordinance and have it available for review and approval at the July 20<sup>th</sup> meeting.

Commissioner Stiles said that he would like to schedule a worksession date to discuss an adult bookstore ordinance. A Motion was made by Commissioner Stiles to hold a worksession on July 30<sup>th</sup> at 6:30 p.m. to begin discussions and work on the ordinance. Motion seconded by Commissioner Dickey. Motion passed.

**Closed Session:**

A Motion was made by Commissioner Dickey to go into closed session, pursuant to §143-318.11 (3) to consult with the county attorney for a legal opinion. Motion seconded by Commissioner Westmoreland. Motion passed.

After returning to open session, no action was taken on matter discussed in closed session.

The county manager told the board that he had received a counter-offer from Chief Michell Hicks for the county providing EMS services to the casino. The offer was \$75,000 annually, paid by the tribe in quarterly installments, and for a two-year contract. The board discussed the cost to provide additional services to the tribe and did not accept the counter-offer as presented. The board, instead, instructed the county manager to extend the following offer:

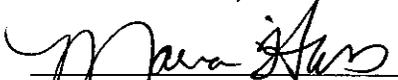
The county will provide EMS services to the casino property for \$75,000 for a one-year contract. The \$75,000.00 must be paid at the beginning of the year, and shall be a minimum guaranteed rate. The EBCI payment of \$75,000 will cover 60 calls to the casino property. For every call over the 60 contracted calls, the county will invoice EBCI monthly at a rate of \$1,250.00 per call. Invoices shall be paid within 15 days. Late payments will result in suspension of EMS services to the casino property. Either party may terminate upon a 90 written notice. The one-year contract shall begin on the date that the casino is first open for business. Any additional year of service requested by the tribe would be renegotiated within 90 days of current contract termination.

The board requested a response from EBCI, no later than noon on July 20<sup>th</sup>, so it can be discussed at the July 20<sup>th</sup> board meeting.

**Adjourn:**

There being no further business to come before the Board, a Motion was made by Commissioner Stiles to adjourn. Motion seconded by Commissioner Dickey. Motion passed unanimously. The meeting adjourned at 8:00 o'clock p.m.

  
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C.B. McKinnon, Chairman

  
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Mama Hass, Clerk to the Board