

A SPECIAL MEETING
OF THE
CHEROKEE COUNTY
BOARD OF COMMISSIONERS
March 1, 2017

Preamble to Minutes read by Chairman Eichenbaum: "Members of the County Board of Commissioners are advised, hereby, of their duty under the State Government Ethics Act to avoid conflicts of interest and the appearance of such conflict; and, further, are instructed to refrain from participating in any matter coming before this Board of County Commissioners with respect to which there is a conflict of interest or appearance of such conflict".

After due advertisement as by law provided, a Special Meeting of the Cherokee County Board of Commissioners was held in the Commissioners Meeting Room of the Cherokee County Courthouse in Murphy, North Carolina on the 1st day of March, 2017 at 6:30 o'clock p.m.

The following Commissioners were present for the meeting: Dr. Dan Eichenbaum, Chairman; Gary Westmoreland, Vice-Chairman; Roy Dickey, Commissioner; CB McKinnon, Commissioner; and Cal Stiles, Commissioner. Also present were the following: Randy Wiggins, County Manager; Candy Anderson, County Finance Officer; and R. Scott Lindsay, County Attorney/Assistant Clerk to the Board.

Present from the media was Tom Bennett of the Cherokee Scout.

The invocation was given by Commissioner Dickey.

The Pledge of Allegiance was led by Chairman Eichenbaum.

The Chairman presided and the Assistant Clerk kept the Minutes.

Chairman Eichenbaum announced that the primary purpose of this Special Meeting was to address certain issues which has arisen regarding repairs to the Cherokee County Courthouse dome and the dome lantern.

Chairman Eichenbaum asked if there were any modifications to the agenda. The County Manager stated that proposed modifications to the agenda included adding the following: consideration of tax releases, consideration of tax refunds; consideration of the current vehicle tax report; consideration of a Proclamation for the Cherokee County Senior Games and Silver Arts for 2017; and consideration of canceling the regular Board Meeting of March 6, 2017. After discussion, a Motion was made by Commissioner Stiles to approve adding consideration of tax releases, consideration of tax refunds; consideration of the current vehicle tax report; consideration of a Proclamation for the Cherokee County Senior Games and Silver Arts for 2017 and consideration of canceling the regular Board Meeting of March 6, 2017 to the agenda. The motion was seconded by Commissioner Dickey. The Motion passed unanimously.

A Motion was made by Commissioner Westmoreland to adopt the meeting agenda as modified.

The motion was seconded by Commissioner Dickey. The Motion passed unanimously.

Chairman Eichenbaum announced the Public Forum section of the meeting was open for any comments related to the business to come before the Board. There was no comment.

New Business:

After discussion, a Motion was made by Commissioner McKinnon to approve a Proclamation for the Cherokee County Senior Games and Silver Arts for 2017 proclaiming the during the month of April 29, 2017 through May 20, 2017 will take place in Cherokee County. The motion was seconded by Commissioner Westmoreland. The Motion passed unanimously.

After discussion, a Motion was made by Commissioner Stiles to release the sum of \$2,390.35 as set forth in the Cherokee County Tax Collector Release Report for February 15, 2017 through February 28, 2017. The Motion was seconded by Commissioner Westmoreland. The Motion passed unanimously.

After discussion, a Motion was made by Commissioner Westmoreland to make refunds in the amount of \$236.88 as set forth on the Cherokee County Refund Report for the period February 15, 2017 through February 28, 2017. The Motion was seconded by Commissioner Westmoreland. The Motion passed unanimously.

The North Carolina Vehicle Tax System refund report dated March 1, 2017 was presented to the Board.

After discussion, a Motion was made by Commissioner Westmoreland to cancel the Board's Regular for March 6, 2017 because the Board has heretofore addressed agenda items at this Special Meeting which would been on the agenda for March 6, 2017. The Motion was seconded by Commissioner Dickey. The Motion passed unanimously.

Donnie Love, with McMillian, Pazdan & Smith, Architects, came before the Board to present a change order request and request for payment for the change order from Cannon Roofing, Cannon Roofing's request for payment is based some items Cannon Roofing says it has discovered after the Courthouse lantern was removed from the Courthouse dome: Cannon roofing claims that after the Courthouse lantern was removed it discover a large amount of bird dung which had accumulated over the years. Cannon Roofing also says it discovered additional bolts which need to be removed and requested Cannon be paid \$75.00 per bolt. After discussion, it was the consensus of the Board that the accumulated bird dung and the bolts which needed to be removed were obvious and apparent and were not concealed when Cannon was examining the dome, the lantern and the roof in preparation to bidding on the Courthouse dome repair project.

After discussion, a Motion was made by Commissioner Westmoreland that the Board not approve of any change order request related to removal of bird dung from the Courthouse lantern or for the removal of any additional bolts and that the Board deny any additional payment to Cannon Roofing related to removal of bird dung from the Courthouse lantern or for the removal of any additional bolts. The Motion was seconded by Commissioner Dickey. The Motion passed unanimously.

The next steps for the lantern were discussed. It was the consensus of The Board agreed that McMillian, Pazdan & Smith should request proposals from a consultant to do an evaluation of the copper ridge caps and the substrate beneath, as well as the Dome shingles themselves.

Once the design team knows the scope of the work that needs to be done, it can determine if this work needs to be a standalone project. McMillian, Pazdan & Smith has contacted Huber and Associates and WMBE Associates for proposals.

The remainder of the Project will be divided into the following components and issued for informal bids: (a) repairs to the dome ridge caps and substrate (may be a separate project); (b) lantern repairs offsite (to run concurrently with the dome repairs); (c) dome scaffolding purchase and installation; and, (d) lantern reinstallation.

It was the consensus of the Board of Commissioners not to install the dome ladder/platform. The Board was decided that it would be better to purchase and install scaffolding inside the Dome similar to the scaffolding that was used during the first phase of the Project, and the scaffolding would then be left inside the Dome permanently and would be installed by the County's maintenance staff.

McMillian, Pazdan & Smith was instructed by the Board to install stainless steel pigeon spikes on all flat surfaces of the lantern in addition a screen will be installed at the top underside of the lantern to keep pigeons from going inside the top of the Dome.

MPS was instructed by the Board to require that the lantern restoration company include the "knives" and molds required to replicate the copper designs as part of their contract and leave them with the County staff so that they can be used in the future if necessary.

Chairman Eichenbaum announced that the second Public Forum section of the meeting was open for any comments related to the business to come before the Board. There was no comment.

There was no further business to come before the Board. A Motion was made by Commissioner Dickey that the Special Meeting adjourn. The Motion was seconded by Commissioner Westmoreland. The Motion passed unanimously.

THESE MINUTES WERE APPROVED AT A REGULAR MEETING OF THE CHEROKEE COUNTY BOARD OF COMMISSIONERS ON APRIL 17, 2017.