

A REGULAR MEETING
OF THE
CHEROKEE COUNTY
BOARD OF COMMISSIONERS
October 2, 2017

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 2nd day of October, 2017 at 6:30 o'clock p.m.

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

Present from the media was the Cherokee Scout and Local TV4.

The Chairman presided, and Clerk kept the minutes.

The invocation was given by Sheriff Palmer.

The Pledge of Allegiance was led by all.

Agenda Modification

A Motion was made by Commissioner Dickey to add "Courthouse Dome Roof Bids" as item "g" under budget and finance. Motion seconded by Commissioner Westmoreland. Motion passed unanimously.

A Motion was made by Commissioner Dickey to add "Lantern Restoration Bids" as item "h" under budget and finance. Motion seconded by Commissioner Westmoreland. Motion passed unanimously.

A Motion was made by Commissioner Westmoreland to add "Modify Board's Ethic Statement" as item "i", under new business, as requested by Commissioner McKinnon. Motion seconded by Commissioner Dickey. Motion passed unanimously.

Agenda Adoption

A Motion was made by Commissioner Stiles to adopt the agenda as amended. Motion seconded by Commissioner Westmoreland. Motion passed unanimously.

Public Forum

There were no public comments.

Minutes

A Motion was made by Commissioner Dickey to approve the September 5, 2017 meeting minutes. Motion seconded by Commissioner Westmoreland. Motion passed unanimously.

A Motion was made by Commissioner McKinnon to approve the September 18, 2017 meeting minutes. Motion seconded by Commissioner Westmoreland. Motion passed unanimously.

Finance and Budget

- A Motion was made by Commissioner Westmoreland to approve a budget revision for Schools use of sales tax for various schools projects. Motion seconded by Commissioner Dickey. Motion passed unanimously.
- A Motion was made by Commissioner Stiles to approve a budget revision for use of contingency for repayment of cash illegally seized during a warrantless search, under a prior administration. Motion seconded by Commissioner Dickey. Motion passed unanimously.
- A Motion was made by Commissioner Westmoreland to approve a budget revision closing out a USDA Housing Preservation Grant. Motion seconded by Commissioner McKinnon. Motion passed unanimously.
- A Motion was made by Commissioner McKinnon to approve a budget revision for the carry-forward of a TVA Grant. Motion seconded by Commissioner Stiles. Motion passed unanimously.
- A Motion was made by Commissioner Stiles to approve a budget revision for use of contingency funds to purchase a veterans appreciation plaque for the courthouse. Motion seconded by Commissioner McKinnon. Motion passed unanimously.
- A Motion was made by Commissioner McKinnon to approve a rental fee of \$10 an hour for “for profit” use of the Rock Gym. Motion seconded by Commissioner Dickey. Motion passed unanimously.
- A Motion was made by Commissioner McKinnon to table the courthouse dome roof bids. Motion seconded by Commissioner Dickey. Motion passed unanimously.
- A Motion was made by Commissioner Dickey to reject all bids for the courthouse lantern restoration project. Motion seconded by Commissioner Westmoreland. Motion passed unanimously.

New Business

- A Motion was made by Commissioner McKinnon to approve the tax releases. Motion seconded by Commissioner Westmoreland. Motion passed unanimously.
- A Motion was made by Commissioner Stiles to approve the Tax Refund Report. Motion seconded by Commissioner Westmoreland. Motion passed unanimously.
- A Motion was made by Commissioner Westmoreland to approve the NCVTS report. Motion seconded by Commissioner Stiles. Motion passed unanimously.
- A Motion Commissioner Stiles to approve matching funds in the amount of \$5,000 for replacement of playground equipment at the Texana Community Center, as requested by the Texana Community Development Club. Motion seconded by Commissioner McKinnon. Motion passed unanimously.
- A Motion was made by Commissioner Westmoreland to sell and transfer a 2001 Horton Trailer (VIN# 5E2B1162311000890) from Emergency Management to the Town of

Murphy for the cost of \$1. Motion seconded by Commissioner Dickey. Motion passed unanimously.

- A Motion was made by Commissioner Stiles to appoint David Fuller and Amy Pollin to Cherokee County Juvenile Crime Prevention Council. Motion seconded by Commissioner Westmoreland. Motion passed unanimously.
- The Tri-County Community College Board of Trustees applicant, David Williams, appeared for introduction.
- Tri-County Community College Board of Trustees applicant, Elbert “Lumpy” Lambert, was not in attendance.
- Board of Equalization and Review applicant, Dana Jones, was unable to attend, but will attend the October 16th meeting.
- Commissioner McKinnon said that he would like the board to modify its current Ethics statement, because it isn’t compatible with the general statute. He said that the statute does not list “appearance of conflict”, and that the board’s statement should be reflective of state statute. A draft of a revised resolution will be presented at the October 16th meeting.

Commissioner Items:

Commissioner Stiles said that the placement of a traffic light on Hwy 64 for EMS Station 1 emergency traffic, would cost the county \$80,000-\$100,000. He said he is not supportive of that and asked what the other board members thoughts are. Commissioner McKinnon said that cost was never mentioned in his conversations with NCDOT, but that a traffic light is not a necessity. He said that he wants to ask NCDOT before moving forward.

Closed Session:

A Motion was made by Commissioner Dickey to go into closed session, pursuant to §143-318.11 to consult with the county attorney on a contractual matter. Motion seconded by Commissioner Westmoreland. Motion passed unanimously.

While in closed session the board consulted with the county attorney about a contractual matter and advised the county attorney how to proceed on the county’s behalf.

After returning to open session, the board took no action on matters discussed in closed session.

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.

Meeting adjourned at 8:30 p.m.

THESE MINUTES WERE APPROVED AT A REGULAR MEETING OF THE CHEROKEE COUNTY BOARD OF COMMISSIONERS ON OCTOBER 16, 2017.