

A REGULAR MEETING
OF THE
CHEROKEE COUNTY
BOARD OF COMMISSIONERS
September 21, 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 21st day of September, 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; 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 Commissioner Dickey and a moment of silence was observed in memory of Jack Thompson, who recently passed away.

The Pledge of Allegiance was led by all.

Agenda Modification:

A Motion was made by Commissioner Dickey to move Item (i) under New Business to Item (a); and, to move Item (j) under New Business to Item (b). Motion seconded by Commissioner Eichenbaum. Motion passed.

A Motion was made by Commissioner McKinnon to add the National Guard Ground Lease to the agenda, as Item (k). Motion seconded by Commissioner Stiles. Motion passed.

Agenda Adoption:

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

Public Hearing for Adult Bookstore:

A Motion was made by Commissioner Dickey to open the public hearing for public input of an adult bookstore ordinance. Motion seconded by Commissioner Stiles. Motion passed.

County resident, Mary Miller, asked the board about the application procedures, and clarification as to the administration and legal enforcement of the ordinance. Another member of the public stated that they felt that the one-year sales clause, which was provided to grandfathered business Intimate Treasures, was excessive. There were no other comments.

A Motion was made by Commissioner Dickey to close the public hearing. Motion seconded by Commissioner Eichenbaum. Motion passed.

A Motion was made by Commissioner Eichenbaum to adopt the Adult Bookstore Ordinance. Motion seconded by Commissioner Westmoreland. Motion passed. Commissioner Stiles said that while he voted for the totality of ordinance, he opposes the minimum fee of only \$500.00, and feels that the fee should be higher.

Public Forum:

A member of the public questioned the status of county EMS and the EBCI agreement for services. The board said that the county's request for a response from EBCI had been extended until October 16, 2015.

Approval of Minutes:

A Motion was made by Commissioner Dickey to approve the minutes of July 20, August 3, August 13, and August 17, 2015. Motion seconded by Commissioner Westmoreland. Motion passed.

Finance and Budget:

- A Motion was made by Commissioner Eichenbaum to approve the Carry-Over of FY14-15 budgeted items. Motion seconded by Commissioner Dickey. Motion passed.
- The finance director gave a financial update on the Hiwassee Valley Pool and Wellness Center through August 31st. No action required.
- A Motion was made by Commissioner Westmoreland to approve a budget revision for use of revaluation funds for tax office renovations. Motion seconded by Commissioner Dickey. Motion passed.
- A Motion was made by Commissioner Westmoreland to approve use of school's sales tax to purchase a well pump for Martin's Creek School. Motion seconded by Commissioner Stiles. Motion passed.
- A Motion was made by Commissioner Stiles to approve a budget revision to purchase a CAD server and software support for the 911 dispatch center. Motion seconded by Commissioner Westmoreland. Motion passed.
- A Motion was made by Commissioner Stiles to approve a budget revision to purchase three (3) new, heavy-duty chairs for 911 dispatch. Motion seconded by Commissioner Westmoreland. Voting in favor of the motion was Commissioners Stiles, Westmoreland, Dickey, and Eichenbaum. Voting against the motion was Commissioner McKinnon. Motion passed 4-1.
- A Motion was made by Commissioner Dickey to approve a budget revision to replace the amp in the new courtroom. Motion seconded by Commissioner Westmoreland. Motion passed.
- A motion was made by Commissioner Dickey to approve a budget revision to replace carpet in the 911 dispatch center. Motion seconded by Commissioner Westmoreland. Motion passed.

New Business:

- After discussion, a Motion was made by Commissioner McKinnon to postpone a request by Wendall Chastain, that the county release a solid waste fee from his tax bill, and to not charge a fee; until such time, that the county can have a worksession and develop criteria for what constitutes a "dwelling". Motion seconded by Commissioner Eichenbaum. Motion passed.
- After discussion, a Motion was made by Commissioner Eichenbaum to table the request by the Cherokee County Saddle Club for use of arena grounds at the Mountain Folk Center. Motion seconded by Commissioner Dickey. Motion passed.
- The board accepted Robert Truett's bid for developing an arena at the Mountain Folk Center, as presented by Ellen Stephens. Mr. Truett was the low bidder.
- After discussion, a Motion was made by Commissioner Stiles to approve renovations of the Kid's Club at the Pool and Wellness Center for a Smoothie Bar. Motion seconded by Commissioner Dickey. Motion passed. The full cost of renovations will be paid by the Foundation board.
- After discussion, a Motion was made by Commissioner Eichenbaum to approve a lease with the NCDOT for property at the Mountain Folk Center. Motion seconded by Commissioner Dickey. Motion passed.
- After discussion, a Motion was made by Commissioner Stiles 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 Eichenbaum to table the following resolutions, until a worksession can be held: Tax Release and Refund Policy; Tax Release and Refund Policy "Under \$100"; Late Filing for Tax Relief; Residual Tax Values of Personal Property; and

Mobile Home Moving Permits. Motion seconded by Commissioner Dickey. Motion passed.

- After discussion, a Motion was made by Commissioner Westmoreland to support Tri-County Community College's submission of a Golden Leaf grant application for building and equipment projects, with the understanding that if awarded the grant, that the college would have conversation with the county, before moving forward. Motion seconded by Commissioner Dickey. Motion passed.
- After discussion, a Motion was made by Commissioner Stiles to accept the termination of the NC National Guard Ground Lease. Motion seconded by Commissioner Eichenbaum. Motion passed.
- A meeting date was set for Thursday, September 24th at 6:30 p.m. for board members to meet with engineers at the pool and wellness center to discuss parking lot and curb damage, caused during construction of recent water infrastructure.

Chairman/Commissioner Items:

Commissioner McKinnon gave an update on the USFS status of Hanging Dog Campground.

Commissioner Stiles gave an update on House Bill 912.

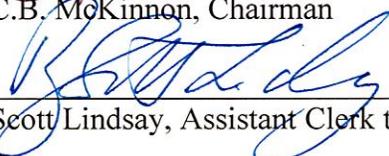
Commissioner Eichenbaum gave an update on the county fair.

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. The meeting adjourned at 7:30 o'clock p.m.



C.B. McKinnon, Chairman



Scott Lindsay, Assistant Clerk to the Board

