Cherokee County Board of Commissioners
Meeting Minutes
August 21, 2023
6:30 P.M.

I. Call to Order by Chairman Cal Stiles

II. Invocation

III. Pledge

IV. Ethics Statement

V. Agenda Modifications
Motion made by Commissioner Phillips and seconded by Commissioner Adams to add the following items to the agenda: 1) Cherokee County Schools Budget Revision for use of Article 40/42 sales tax; and 2) Add a Closed Session to discuss a contractual matter. Motion passed unanimously.

VI. Adoption of Agenda
Motion made by Commissioner Eichenbaum and seconded by Commissioner Griggs to adopt the agenda as modified. Motion passed unanimously.

VII. Revised Rules of Procedures
Motion made by Commissioner Philips and seconded by Commissioner Eichenbaum to replace Rule 10 in the Board's adopted Rules of Procedure, and to add Rule 10A to the Rules of Procedure. After discussion, the Motion passed unanimously.

VIII. Public Forum

IX. Budget and Finance

a) Upgrade to Airport Self-Serve Pumps ($19,700)
- Motion made by Commissioner Griggs and seconded by Commissioner Phillips to approve. Motion passed unanimously.

b) Budget Revision for Carry-Forward of Prior Fiscal Year Budgeted Funds
- Motion made by Commissioner Phillips and seconded by Commissioner Griggs to approve. Motion passed unanimously.

c) Sheriff's Request for On-Call Pay ($21,000 add-on to budget)
- Motion made by Commissioner Phillips and seconded by Commissioner Eichenbaum to approve. Motion failed. After discussion, a Motion was made by Commissioner Adams and seconded by Commissioner Stiles to table until the next meeting. Motion passed unanimously.

d) Cherokee County Schools Request for Use of Article 410/42 Sales Tax for Boiler Replacement at Hiwassee Dam
- Motion made by Commissioner Adams and seconded by Commissioner Griggs to approve. Motion passed unanimously.

X. New Business

a) Tax Releases and Tax Refunds
- Motion made by Commissioner Phillips and seconded by Commissioner Griggs to approve. Motion passed unanimously.

b) Resolution and Special Order of the Board of Commissioners Authorizing the Board of Equalization and Review to Re-convene as Necessary
- After discussion, Commissioner Griggs recused herself due to matters regarding her recent property appeal. Motion made by Commissioner Eichenbaum and seconded by Commissioner Phillips to approve. Commissioner Adams opposed the resolution. Motion passed 3-1.

XI. County Manager Items

- The County Manager informed the Board that the Texana property and the Campbell Terrace property did not sell on GovDeals. After discussion, a Motion was made by Commissioner Phillips and seconded by Commissioner Eichenbaum to keep the Texana property and re-bid the Campbell Terrace property. Motion passed unanimously.

XII. Chairman/Commissioner Items - None

XIII. Recess

- Motion made by Commissioner Phillips and seconded by Commissioner Griggs to recess for the Planning Board to meet. Motion passed unanimously.

XIV. Reconvene

- Motion made by Commissioner Phillips and seconded by Commissioner Adams to reconvene. Motion passed unanimously.

XV. Order Advertisement for 9/5 Public Hearing on Comprehensive Plan

- Motion made by Commissioner Stiles and seconded by Commissioner Griggs to accept the Cherokee County Comprehensive Plan and instructed the Clerk to the Board to advertise a public hearing for the September 5th Board meeting, pursuant to N.C.G.S 160D-601. Motion passed unanimously.

XVI. Closed Session

- Motion made by Commissioner Phillips and seconded by Commissioner Griggs to go into closed session, pursuant to N.C.G.S. 143-318.11 (1) To prevent the disclosure of information that is privileged or confidential pursuant to the law of this State or of the United States, or not considered a public record within the meaning of Chapter 132 of the General Statutes; and (3) to consult with an attorney employed or retained by the public in order to preserve the attorney-client privilege. Motion passed unanimously.

During closed session the Board discussed a potential property swap. At 7:41 p.m., the County Attorney, Darryl Brown, left the meeting. Following Mr. Brown's exit, the Board discussed the Jason Harley Kloepfer case and asked the County Manager to schedule a Zoom meeting with Attorney Sean Perrin for the September 5th closed session. Motion made by Commissioner Phillips and seconded by Commissioner Griggs to return to open session. Motion passed unanimously.

XVII. Open Session

- No action was taken after returning to open session.

XVIII. Adjournment

- Motion made by Commissioner Griggs and seconded by Commissioner Phillips to adjourn. Motion passed unanimously.

THESE MINUTES WERE APPROVED AT A REGULAR MEETING OF THE CHEROKEE COUNTY BOARD OF COMMISSIONERS ON JANUARY 8, 2024.