

**July 11, 2011 – Regular Session**

The Swain County Board of Commissioners held a regular session on July 11, 2011. Present were Chairman Carson, Vice-Chair White, Commissioner Monteith, Commissioner Moon and Commissioner Dixon.

Chairman Carson called the regular session to order. Commissioner Moon led with prayer and the pledge.

**Adjust Agenda**

Commissioner Dixon made a motion to adjust the agenda to better facilitate the meeting. Commissioner Moon seconded the motion. A vote was unanimous.

**Minutes**

Commissioner Moon made a motion to approve minutes of the June 13 work session, June 13 regular session, June 27 budget public hearing, June 27 work session and June 27 special session. Commissioner Dixon seconded the motion. A vote was unanimous.

**Administrative Reports**

**Tax Collector's Report:** Peggy Hyde presented a report to the Board for the month of May, 2011. Ad-Valorem tax receivable was reported at \$4,421,163.58. There was \$87,397.21 collected for the month. Total collections year to date were \$5,421,620.03. The tax collection percentage year to date was 99.08%. Total releases were \$1,462.28. Total discoveries were \$2,620.54. There were no refunds this month. Vice-Chair White made a motion to approve the Tax Collector's report as presented. Commissioner Dixon seconded the motion. A vote was unanimous.

**Fire & Rescue Workers Week Resolution:** Commissioner Moon made a motion to approve the following resolution reflecting a change of the date to the week of September 11<sup>th</sup> each year:



**Resolution # 900-2011-9**

**STATE OF NORTH CAROLINA  
COUNTY OF SWAIN**

**Swain County Firefighters and Rescue Workers Week**

**WHEREAS**, the North Carolina General Assembly adopted House Bill 715 has established September 11, 2011 as Firefighters Week in North Carolina; and

**WHEREAS**, Firefighters and Rescue Workers reside in the community in which they serve and have a great appreciation in protecting their communities; and

**WHEREAS**, Swain County Firefighters and Rescue Workers are volunteers; and

**WHEREAS**, Firefighters and Rescue Workers donate many hours of time for training in addition to responding to emergencies; and

**NOW THEREFORE BE IT RESOLVED**, the Swain County Board of Commissioners believe that all fire and rescue workers deserve to be honored for the invaluable service they provide to the County, it's citizens and communities.

**THEREFORE, BE IT RESOLVED**, the Swain County Board of Commissioners establishes the week of September 11 each year, as Firefighters/Rescue Workers Week in Swain County.

Adopted this the 11<sup>th</sup> day of July, 2011

---

Phil Carson, Chairman

Attest:

\_\_\_\_\_  
Cindi C. Woodard, Clerk to the Board

Commissioner Dixon seconded the motion. A vote was unanimous.

**Hazard Mitigation Plan Resolution:** Commissioner Dixon made a motion to approve the following resolution:



**Resolution 900-2011-08**

**Resolution of Adoption for the Swain County Hazard Mitigation Plan**

WHEREAS, the citizens and property within Swain County are subject to the effects of natural hazards and manmade hazard events that pose threats to lives and cause damages to property, and with the knowledge and experience that certain areas, i.e., flood hazard areas, are particularly susceptible to flood hazard events; and

WHEREAS, the County desires to seek ways to mitigate situations that may aggravate such circumstances; and

WHEREAS, the Legislature of the State of North Carolina has in Part 6, Article 21 of Chapter 143; Parts 3, 5, and 8 of Article 19 of Chapter 160A; and Article 8 of Chapter 160A of the North Carolina General Statutes, delegated to local governmental units the responsibility to adopt regulations designed to promote the public health, safety, and general welfare of its citizenry; and

WHEREAS, the Legislature of the State of North Carolina has in Section 1 Part 166A of the North Carolina General Statutes (adopted in Session Law 2001-214—Senate Bill 300 effective July 1, 2001), states in Item (a) (2) “For a state of disaster proclaimed pursuant to G.S. 166A-6(a) after August 1, 2002, the eligible entity shall have a hazard mitigation plan approved pursuant to the Stafford Act”; and

WHEREAS, Section 322 of the Federal Disaster Mitigation Act of 2000 states that local governments must develop an All-Hazards Mitigation Plan in order to receive future Hazard Mitigation Grant Program Funds, and

WHEREAS, it is the intent of the Board of Commissioners of Swain County to fulfill this obligation in order that the County will be eligible for federal and state assistance in the event that a state of disaster is declared for a hazard event affecting the County;

NOW, therefore, be it resolved that the Board of Commissioners of Swain County hereby:

1. Adopts the Swain County Hazard Mitigation Plan; and
2. Vests Swain County Emergency Management with the responsibility, authority, and the means to:
  - (a) Inform all concerned parties of this action.
  - (b) Cooperate with Federal, State and local agencies and private firms which undertake to study, survey, map, and identify floodplain or flood-related erosion areas, and cooperate with neighboring communities with respect to management of adjoining floodplain and/or flood-related erosion areas in order to prevent aggravation of existing hazards.
  - (c) Adjust the boundaries of County and municipal planning jurisdictions whenever a municipal annexation or extraterritorial jurisdiction expansion results in a change whereby a municipality assumes or relinquishes the authority to adopt and enforce floodplain management regulations for a particular area in order that all Flood Hazard Boundary Maps (FHBMs) and Flood Insurance Rate Maps (FIRMs) accurately represent the planning jurisdiction boundaries. Provide notification of boundary revisions along with a map suitable for reproduction, clearly delineating municipal corporate limits and extraterritorial jurisdiction boundaries to all concerned parties.

3. Appoints the Swain County Emergency Management Department to assure that the Hazard Mitigation Plan is reviewed annually and in greater detail as least once every five years to assure that the Plan is in compliance with all State and Federal regulations and that any needed revisions or amendments to the Plan are developed and presented to the Swain County Board of Commissioners for consideration.

4. Agrees to take such other official action as may be reasonably necessary to carry out the objectives of the Hazard Mitigation Plan.

Adopted this the 11<sup>th</sup> day of July, 2011.

---

Phil Carson, Chairman  
Swain County Commissioners

Attest:

---

Cindi C. Woodard, Clerk to the Board  
Swain County Commissioners

Commissioner Moon seconded the motion. A vote was unanimous.

**DSS positions:** Commissioner Dixon made a motion to add two positions to the Child Protective Services: one supervisor and one fraud investigator. Commissioner Monteith seconded the motion. A vote was unanimous.

**Informal Discussion:** Kevin King announced a special work session scheduled for July 25, 2011 to discuss the 2011-2012 budget and current projects.

**Public Comments:** None

**Adjournment:** With no further business to discuss, Commissioner Dixon made a motion to adjourn. Commissioner Monteith seconded the motion. A vote was unanimous.

Respectfully Submitted,

Cindi C. Woodard,  
Clerk to the Board  
Swain County Commissioners

Phil Carson,  
Chairman  
Swain County Commissioners