

June 13, 2011 – Regular Session

The Swain County Board of Commissioners held a regular session on June 13, 2011. Present were Chairman Carson, Vice-Chair White, Commissioner Monteith, Commissioner Moon and Commissioner Dixon.

Chairman Carson called the regular session to order.

Adjust Agenda

Commissioner Dixon made a motion to adjust the agenda to better facilitate the meeting. Vice-Chair White seconded the motion. A vote was unanimous.

Minutes

Commissioner Moon made a motion to approve minutes of the May 9 work session, May 9 regular session, May 19 special session, May 23 special session and May 23 work 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 \$4,419,920.27. There was \$89,221.04 collected for the month. Total collections year to date were \$5,337,222.82. The tax collection percentage year to date was 98.41%. Total releases were \$2,205.36. Total discoveries were \$272.25. Total refunds were \$7.70. Commissioner Monteith made a motion to approve the Tax Collector’s report as presented. Commissioner Dixon seconded the motion. A vote was unanimous.

Closed Session: Commissioner Dixon made a motion to go into closed session as called for under G.S. 143-318.11(a)(3) to consult with the County Attorney regarding litigation.

Commissioner Monteith seconded the motion. A vote was unanimous.

Commissioner Dixon made a motion to adjourn the closed session. Commissioner Monteith seconded the motion. A vote was unanimous.

Chairman Carson announced there were no decisions made at this time.

Erosion Sedimentation Control Ordinance- Amendment #2: Vice-Chair White made a motion to approve the following amendment:

Ordinance #153-2001-01 B

SWAIN COUNTY EROSION AND SEDIMENT CONTROL ORDINANCE

Amendment #2

Adopted April 9, 2001

Amended August 14, 2007

Amended June 13, 2011

Amendment

General requirements section A-2; under the new requirements of the State; grading slopes and fills, requirements for ground cover shall be 15 working days or 21 calendar days.

Amended this the 13th day of June, 2011.

Phil Carson, Chairman
Swain County Commissioners

Attested:

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

Rescind resolution requesting modification to NCGS 105-459 entitled “Determination of amount of taxes lost by virtue of TVA operation of property, prorating of funds”: Vice-

Chair White made a motion to rescind resolution. Commissioner Moon seconded the motion. A vote was unanimous.

Budget Amendment #11: Commissioner Dixon made a motion to approve the following budget amendment:

SWAIN COUNTY - BUDGET AMENDMENT #11

BE IT ORDAINED by the Governing Board of the County of Swain, North Carolina, that the following amendment be made to the annual budget ordinance for the fiscal year ending June 30, 2011:

SECTION 1. For the purpose of amending the adopted budget to reflect the following changes:

<u>Description</u>	Inc. Expenditures or Dec. Revenues	Inc.Revenues or Dec. Exp.
<u>General Fund</u>		
Special Appropriations		
Alarka VFD	10,000	
Rescue Squad	14,000	
Bryson City VFD	20,000	
Legal Service	10,000	
CJPP-Operating Expenses	500	
Jail- Contracted Service	20,000	
Sheriff- Contracted Service	20,000	
Sheriffs – Capital Outlay		150,000
Administration- Contracted Service		10,000
EDC- Contracted Services	5,000	
Tax Office- Contracted Services-Reval	20,000	
Fire Marshall- Operating Expenses	1,000	
Cooperative Ext- Salary	30,000	
Cooperative Ext- Preservation Grant	15,000	
Transfer to Governors Island	300,000	
Transfer to Schools Capital Reserve		320,000
Transfer to Capital Reserve Fund	1,650,000	
<u>General Fund Revenues</u>		
Transfer from Public Safety Capital		44,000
CJPP Revenue		500
Jail Revenues		40,000
FSFP Salary		30,000
Cherokee Preservation Grant		15,000
Appropriated Fund Balance- Gov Island		300,000
Appropriated Fund Balance- Schools Cap	320,000	
Sale of Fixed Asset		1,500,000
Appropriated Fund Balance		<u>26,000</u>
Total	2,285,500	2,285,500

Capital Project Fund (Learning Center) 87

Future Capital Outlay	1,500,000	
Transfer from General Fund		<u>1,500,000</u>
Total	1,500,000	1,500,000

Permanent Fund 99

Transfer to General Fund	500,000	
Interest Earned		<u>500,000</u>
Total	500,000	500,000

Capital Projects –School Construction Bonds

Financing Proceeds	500,000	
Construction		<u>500,000</u>
Total	500,000	500,000

Governor’s Island Sewer

Engineering	150,000	
Construction	150,000	
Transfer from General Fund		<u>300,000</u>
Total	300,000	300,000

Schools Capital Reserve

½ cent Sales Tax		500,000
ADM		280,000
Appropriated Fund Balance	320,000	
Transfer to General Fund	<u>460,000</u>	
Total	780,000	780,000

911 Board Reserve Fund

Transfer to General Fund	259,000	
Transfer to E-911 Fund	160,000	
Appropriated Fund Balance		<u>419,000</u>
Total	419,000	419,000

As Clerk of the Board, I certify this budget amendment was approved by the Swain County Board of Commissioners in a Regular Session on June 13, 2011.

Cindi Woodard, Clerk to the Board

Commissioner Monteith seconded the motion. A vote was unanimous.

Contract – Meals for State of Franklin (Senior Center): Commissioner Monteith made a motion to approve a food preparation agreement with Valley Services, Inc. to provide meals to the State of Franklin (Senior Center). Commissioner Dixon seconded the motion. A vote was unanimous.

Welcome Signs Resolution: Vice-Chair White made a motion to approve the following resolution:



Resolution # 900-2011-07

STATE OF NORTH CAROLINA

COUNTY OF SWAIN

**RESOLUTION
“WELCOME TO SWAIN COUNTY” SIGNS**

WHEREAS, the North Carolina Department of Transportation has adopted a Standard Practice to establish guidelines for optional welcome signs at or near county lines along NCDOT roadways; and

WHEREAS, the practice allows counties to have the flexibility to display slogan(s) that depict their character or identity on official highway signs including an emblem, seal or flag on signs located on roadways posted 45 mph or greater.

NOW, THEREFORE, BE IT RESOLVED the Swain County Board of Commissioners requests that NCDOT erect six welcome signs at county boundary lines at the following locations:

US 74 Whittier
US 19 Nantahala Gorge
Hwy. 129 Deals Gap

NC 28 Graham County Line
NC 28 Macon County Line
Hwy. 441 N. Cherokee

Adopted this the 13th day of June, 2011

Phil Carson, Chairman

Attest:

Cindi C. Woodard, Clerk to the Board

Commissioner Dixon seconded the motion. A vote was unanimous.

New Business: None

Informal Discussion: None

Public Comments: None

Adjournment: With no further business to discuss, Vice-Chair White made a motion to adjourn. Commissioner Dixon 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