

The regular meeting of the Mayor and Town Council was held on January 2, 2018 at 5:00 pm in the City Hall building with the following present:

Town Manager: Anna Payne
Attorney: Mack Cowan
Cherokee Scout: Matthew Osborne
Assistant Clerk: P. J. Siler

Mayor: Rick Ramsey
Council: Frank Dickey Barry McClure
Karen Watson Gail Stansell
Barbara Hughes Noland Smith

Mayor Ramsey called for a motion to approve the minutes of the last meeting. Noland Smith made the motion to approve the minutes of the meetings. Karen Watson seconded the motion. Motion carried.

Karen Watson made the motion, duly seconded by Barry McClure, to approve water and sewer releases totaling \$2484.46. Motion carried.

Karen Watson made the motion, duly seconded by Barry McClure, to approve the following tax release. Motion carried.

Payment for 2017 taxes for William Dance Acct #8572 in the amount of \$962.65 was paid in error. The correct amount should have been \$926.65. Corelogic Tax service requested a refund of \$36.00.

Barbara Hughes made the motion to adopt the Hazard Mitigation Plan. The motion was duly seconded by Gail Stansell. Motion carried.

**RESOLUTION TO ADOPT THE SMOKY MOUNTAIN REGIONAL HAZARD MITIGATION
PLAN UPDATE**

WHEREAS, the Town of Murphy is vulnerable to an array of natural hazards that can cause loss of life and damages to public and private property; and

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

WHEREAS, the development and implementation of a hazard mitigation plan can result in actions that reduce the long-term risk to life and property from natural hazards; and

WHEREAS, it is the intent of the Murphy Town Council to protect its citizens and property from the effects of natural hazards by preparing and maintaining a local hazard mitigation plan; and

WHEREAS, it is also the intent of the Murphy Town Council to fulfill its obligation under North Carolina General Statutes, Chapter 166A: North Carolina Emergency Management Act and Section 322: Mitigation Planning, of the Robert T. Stafford Disaster Relief and Emergency Assistance Act to remain eligible to receive state and federal assistance in the event of a declared disaster affecting the [jurisdiction]; and

WHEREAS, the Town of Murphy, in coordination with Cherokee County and the Town of Andrews has prepared a multi-jurisdictional hazard mitigation plan with input from the appropriate local and state officials;

WHEREAS, the North Carolina Division of Emergency Management and the Federal Emergency Management Agency have reviewed the Smoky Mountain Regional Hazard Mitigation Plan Update for legislative compliance and has approved the plan pending the completion of local adoption procedures;

NOW, THEREFORE, BE IT RESOLVED that the Town Council of the Town of Murphy hereby:

Adopts the Smoky Mountain Regional Hazard Mitigation Plan Update; and

Agrees to take such other official action as may be reasonably necessary to carry out the proposed actions of the Plan.

Adopted on 01-02-2018

BY: Rick Ramsey
Mayor

ATTESTED/CERTIFIED: Anna A. Payne Clerk

The following Zoning Resolution motion was made by Frank Dickey and duly seconded by Barry McClure. Motion carried.

RESOLUTION

WHEREAS, Section 153.135(B) of the Code of Murphy, North Carolina, provides that proposed amendments to the Zoning Ordinance of the Town of Murphy may be initiated by the Board of Commissioners of the Town of Murphy, North Carolina; and

WHEREAS, Section 153.135(B) of the Code of Murphy, North Carolina, also provides that all proposed amendments to the Zoning Ordinance of the Town of Murphy shall be referred to the Zoning Board of Adjustment for its review and recommendation to the Board of Commissioners; and

WHEREAS, Board of Commissioners of the Town of Murphy proposes amendments to the Zoning Ordinance of the Town of Murphy to regulate sidewalk vendors.

NOW, THEREFORE, BE IS RESOLVED by the Board of Commissioners of the Town of Murphy, North Carolina:

1. That the Board of Commissioners of the Town of Murphy proposes that the Zoning Ordinance of the Town of Murphy be amended as follows:

A. That the following definition be inserted in Section 153.007 immediately following the definition for the term "setback" and immediately before the definition for the term "street", to wit:

SIDEWALK VENDOR. A seller who displays and/or sells goods, wares, or merchandise of any kind on a sidewalk of the Town of Murphy. However, a sidewalk vendor shall not include a seller who displays and/or sells goods, wares, or merchandise of any kind on that portion of a sidewalk of the Town of Murphy adjacent to a building occupied by that same seller.

B. That Section 153.023(C)(4) be stricken in its entirety and the following inserted in lieu thereof:

No sidewalk vendor shall display and/or sell goods, wares, or merchandise of any kind on that portion of a sidewalk adjacent to a building occupied by a seller who displays and/or sells the same kind or nature of goods, wares, and/or merchandise. (For example, no sidewalk vendor shall display and/or sell jewelry on that portion of a sidewalk adjacent to a building occupied by a seller that displays and/or sells jewelry. No sidewalk vendor shall display and/or sell wood carvings on that portion of a sidewalk adjacent to a building occupied by a seller that displays and/or sells wood carvings.)

2. That the foregoing proposed amendments to the Zoning Ordinance of the Town of Murphy be and they hereby are referred to the Zoning Board of Adjustment for its review and recommendation to the Board of Commissioners ADOPTED AND PASSED by unanimous vote of the Board of Commissioners of the Town of Murphy, North Carolina, at a regular meeting on January 2, 2018.

Town Manager Anna Payne requested a budget amendment increase of \$11,500.00 for the 2017 election for new Mayor and the Town Board of Commissioners. The motion was made by Barbara Hughes, duly seconded by Karen Watson, to approve the budget amendment. Motion carried.

Gail Stansell made the motion to approve the following resolution. The motion was duly seconded by Noland Smith. Motion carried.

RESOLUTION APPOINTING TOWN CLERK AND FINANCE OFFICER

WHEREAS, Anna A. Payne is the Town Manager, Town Clerk and Finance Officer of the Town of Murphy; and

WHEREAS, after 24 years of service, Anna A. Payne is retiring from her employment with the Town of Murphy on January 31, 2018; and

WHEREAS, the Town of Murphy has employed Chad Simons as Town Manager effective February 1, 2018; and

WHEREAS, it is the opinion of the Board of Commissioners of the Town of Murphy that Chad Simons should also be appointed Town Clerk of the Town of Murphy and Finance Officer of the Town of Murphy effective February 1, 2018.

NOW, THEREFORE, BE AND IT HEREBY IS RESOLVED by the Town of Murphy, State of North Carolina:

1. That Chad Simons be and he hereby is appointed Town Clerk of the Town of Murphy effective February 1, 2018.

2. That Chad Simons be and he hereby is appointed Finance Officer of the Town of Murphy effective February 1, 2018.

3. That Chad Simons, as Finance Office of the Town of Murphy, be and he hereby is authorized to sign all checks or drafts on an official depositories of the Town of Murphy which shall be countersigned by another official of the Town of Murphy designated for this purpose by the Board of Commissioners

ADOPTED AND PASSED by unanimous vote of the Board of Commissioners of the Town of Murphy, North Carolina, at a regular meeting on January 2, 2018.

Vince Merolla was present to request assistance from the Town on tap fees that were to be charged for a new apartment complex that he was proposing to build in the city limits. The Board would be back in touch with Mr. Merolla to determine the assistance that might be rendered.

Mr. Shane Headrick was a "no show" for the meeting.

There being no further business to discuss, the motion to adjourn the meeting at 5:45 p.m. was made by Frank Dickey, duly seconded by Barry McClure. Motion carried.

ATTEST:

Clerk

Mayor