

March 19, 2025

To: Kevin King  
County Manager

From: David Noland *D. N.*  
Chairman, Jackson County ABC Board

The appointment of Donald Ferguson as an ABC Board member expires on 06/30/25. He is a county appointee and is eligible for a re-appointment to a three (3) year term. Mr. Ferguson has been an active and valuable member of the ABC Board.

The current ABC Board unanimously recommends that the Commissioners re-appoint Mr. Ferguson to a three (3) year term.

Also, annually the County and Town by mutually agreement appoints the chairman of the ABC Board from the membership of the ABC Board. This appointment should be effective 07/01/25 for one (1) year. The ABC Board at their March 18, 2025 meeting by unanimous consensus agreed to recommend to the Commissioners my re-appointment as Chairman for a one (1) year term.

Thank you and the County Commissioners in advance for consideration of these recommendations.

I have attached the page from the merger agreement concerning appointments for any guidance it may be to you and the Commissioners.

STATE OF NORTH CAROLINA  
COUNTY OF JACKSON

R14-05

**RESOLUTION AMENDING THE MERGER BETWEEN THE  
TOWN OF SYLVA ALCOHOLIC BEVERAGE CONTROL BOARD  
AND THE JACKSON COUNTY ALCOHOLIC BEVERAGE CONTROL BOARD  
AMENDED JUNE 14, 2018**

**WHEREAS**, on April 14, 2014, the governing Bodies for the Town of Sylva and the County of Jackson adopted a joint Resolution, R14-05, merging the Town of Sylva Alcoholic Beverage Control Board and the Jackson County Alcoholic Beverage Control Board into a Consolidated System with a Consolidated Board; and

**WHEREAS**, the merger took effect on May 1, 2014 and has been working well; and

**WHEREAS**, to maintain continuity and experience on the Consolidated Board, the governing Boards for the Town of Sylva and the County of Jackson desire to amend the Resolution creating the Consolidated System by removing the provision in R14-05 Section 1.3 stating that members may serve no more than two consecutive terms; and

**NOW, THEREFORE, BE IT RESOLVED**, that the governing body of the Municipality of the Town of Sylva does hereby approve an amendment to the Resolution creating a Consolidated System as set out below and will request that it be submitted for approval by the North Carolina Alcoholic Beverage Control Commission ("Commission").

**BE IT FURTHER RESOLVED** by the Jackson County Board of Commissioners that it does hereby approve an amendment to the Resolution creating the Consolidated System as set out below and will request that it be submitted for approval by the North Carolina Alcoholic Beverage Control Commission ("Commission").

**BE IT FURTHER RESOLVED** that the text of R14-05 Section 1.3 shall be amended to read as follows:

- 1.3 The merged board shall be composed of five members, three appointed by the County and two appointed by the Town. Two appointments would be for a one year term ending June 30, 2015, two appointments for a two year term ending June 30, 2016, and one appointment would be for a three year term ending June 30, 2017. All new appointments would be for a three year term. All terms shall end on June 30<sup>th</sup> and begin on July 1<sup>st</sup>. Board members must be voting residents of Jackson County. The Chairman shall be appointed jointly by mutual agreement of the Commissioners and the Town Board on an annual basis from the membership of the ABC Board.



<b>ABC BOARD (Alcoholic Beverage Control Board)</b>		
<b>NAME</b>	<b>APPOINTED BY</b>	<b>EXPIRES</b>
David Noland – Chair 625 Fisher Creek Road Sylva, NC 28779	County 03-18-2013 04-21-2014 05-15-2017 05-05-2020 06-06-2023  Chair 04-21-2014 Chair 06-30-2015 Chair 05-05-2016 Chair 05-15-2017 Chair 06-18-2018 Chair 04-02-2019 Chair 04-19-2022 Chair 06-06-2023 Chair 05-08-2024	06-30-2026       Chair 06-30-2025
Thomas Albert 1713 Woods Mountain Trail Cullowhee, NC 28723	County 04-21-2014 06-04-2015 07-16-2018 04-19-2022 05-08-2024	06-30-2027
Donald Ferguson P.O. Box 370 Cherokee, NC 28719	County 04-21-2014 05-05-2016 04-02-2019 06-07-2022	06-30-2025
Maurice Moody 114 Moody Childress Drive Sylva, NC 28779	Sylva 04-17-2014 05-07-2015 03-24-2022 04-25-2024	06-30-2027
Johnny Phillips	Sylva Fill the unexpired term of Marion Jones 03-24-2022 07-14-2022	06-30-2025

Created by Joint Resolution R14-05 on April 14, 2014  
Five members, three appointed by county, two by Sylva  
3-year terms

Chair appointed annually by mutual agreement between County and Town  
Members must take an oath of office and two hours of ethics training G.S. 18B-706

*\*\*Effective 3/24/22, amended 4/25/2024*

*Term limits of the following for Town appointments only:*

*Four 3-year terms with a partial term not counting towards total term limits.*