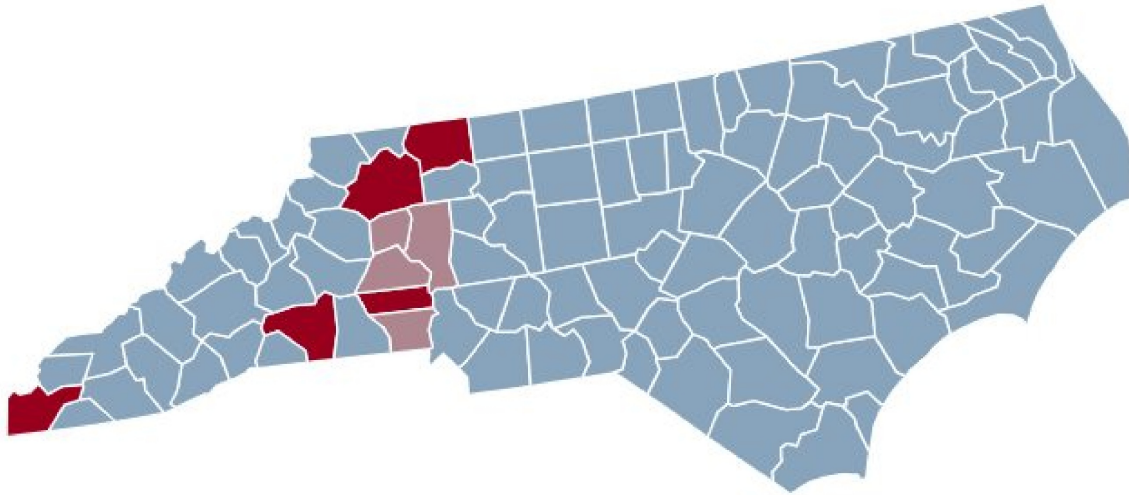


Monroe A. Miller, Jr.
2200 Camp Branch Road
Waynesville, NC 28786
January 10, 2020

Subject: Kevin Ensley and County Commissioners are blocking 2nd Amendment Sanctuary Resolution.

Various North Carolina counties have either adopted or are in the process of adoption of a 2nd Amendment Gun Sanctuary Resolution.



1/9/2020 updated NC State Map

Dark Red = Confirmed County Commissioners Vote in FAVOR of 2A Sanctuary Status
Light Red = counties in process, vote scheduled

Efforts by Eddie Cabe and others have been unsuccessful in bringing this matter as an agenda item for our county commissioner to vote. The single person strong-arming this from being placed on the agenda is **Kevin Ensley** [RINO]. Why? Because **Kevin Ensley** will object to anything brought forth by Eddie Cabe. It is my understanding that **Kevin Ensley** [RINO] has the right to approve all items placed on each agenda, and he is doing his [expletive deleted] to keep this from coming to a vote. His response to date has been:

“You can speak at any commissioners meeting during public comment. We always welcome public comment. Hope you have a Happy New Year and the Lord blesses you and yours.

L. Kevin Ensley, PLS
PO Box 1401
428 Dellwood Road
Waynesville, NC 28786
(828) 456-6395

Luke 16:31 But he (Abraham) said to him, "If they do not hear Moses and the prophets, neither will they be persuaded though one rise from the dead."”

The following is a duly filled out agenda request for this item to be placed on the 1/21/2020 agenda.

BOARD OF COMMISSIONERS

L. KEVIN ENSLEY, CHAIRMAN
BRANDON C. ROGERS, VICE CHAIRMAN
J.W. "KIRK" KIRKPATRICK, III
TOMMY LONG
MARK PLESS



COUNTY MANAGER
BRYANT MOREHEAD

COUNTY ATTORNEY
FRANK QUEEN

**HAYWOOD COUNTY BOARD OF COMMISSIONERS
AGENDA REQUEST**

**Must be presented to the County Manager's Office
no later than noon on Friday, 10 days before the meeting**

DATE OF REQUEST: 1/10/2020

FROM: Eddie Cabe

MEETING REQUEST DATE: 1/21/2020

*Regular meetings: First (1st) Monday of the month at 9:00 a.m.
Third (3rd) Monday of the month at 5:30 p.m.*

REQUEST: *(What action are you seeking?)*

Vote on 2nd Amendment Gun Sanctuary Resolution

BACKGROUND AND PLAN: *(Research and justification of request, implementation plan)*
Resolution attached.

FINANCIAL: *(Cost, where is the money coming from, optional or mandated)*
\$0.00

SUPPORTING ATTACHMENT: YES NO

POWERPOINT PRESENTATION: YES NO

PERSON MAKING PRESENTATION: Eddie Cabe
TITLE: Haywood County Taxpayer
PHONE NUMBER: 828 648-9623
EMAIL: aecabe@bellsouth.net

215 NORTH MAIN STREET • WAYNESVILLE, NORTH CAROLINA 28786
PHONE: 828.452.6625 • FAX: 828.452.6715

The Resolution declaring Haywood County a Second Amendment Sanctuary follows on the next page...

Resolution declaring Haywood County a Second Amendment Sanctuary:

WHEREAS, the Constitution of the United States is the Supreme Law of our nation; and

WHEREAS, the Second Amendment to the Constitution of the United States of America states: "A well-regulated Militia being necessary to the security of a free State, the right of the people to keep and bear arms shall not be infringed"; and

WHEREAS, the North Carolina Constitution, Article I, Section 30, states: A well regulated militia being necessary to the security of a free State, the right of the people to keep and bear arms shall not be infringed; and, as standing armies in time of peace are dangerous to liberty, they shall not be maintained, and the military shall be kept under strict subordination to, and governed by, the civil power. Nothing herein shall justify the practice of carrying concealed weapons, or prevent the General Assembly from enacting penal statutes against that practice.

WHEREAS, the Haywood County Board of Commissioners wishes to express its deep commitment to the rights of all Haywood County Citizens to keep and bear arms; and

WHEREAS, the Haywood County Board of Commissioners wishes to express opposition to any and all laws that would unconstitutionally restrict the rights of our Citizens under the Second Amendment of the U.S. Constitution and under the North Carolina constitution, of the citizens of Haywood County to keep and bear arms; and

WHEREAS, the Haywood County Board of Commissioners wishes to express its intent to stand as a Sanctuary County for Second Amendment rights and to oppose, within the limits of the Constitutions of the United States and the State of North Carolina, any efforts to unconstitutionally restrict any 2nd Amendment right, and to use any and all legal means at its disposal to protect the rights of the citizens of Haywood County to keep and bear arms, and not to expend any resources to enforce gun control measures of any kind.

NOW, THEREFORE, be it resolved by the Board of Commissioners of Haywood County: That the Haywood County Board of Commissioners hereby expresses its intent to uphold the Second Amendment rights of the citizens of Haywood County and that public funds, resources, employees, buildings or offices not be used to restrict Second Amendment rights or to aid or assist in the enforcement of any unconstitutional restriction of the rights under the Second Amendment of the citizens of Haywood County to keep and bear arms; and

That the Board of Commissioners hereby declares Haywood County, North Carolina, as a ‘Second Amendment Sanctuary.’”

Adopted this the ___ day of January, 2020.

The following article appeared in the 1/8/2020 edition of the Smoky Mountain News.

I have taken the liberty to highlight in yellow comments made by each Republican county commissioner in a choreographed response to falling in line with Kevin Ensley (James Weaver “Kirk” Kirkpatrick the III would never go for this in a million years).

2A or not 2A? Counties mull gun sanctuary resolutions

Written by Cory Vaillancourt, 07 January 2020

As of Jan. 5, Second Amendment sanctuary laws or resolutions have been passed in 25 states. As of Jan. 5, Second Amendment sanctuary laws or resolutions have been passed in 25 states.

The vigorous debate over the necessity of “Second Amendment sanctuary” resolutions has finally begun to trickle into North Carolina, and elected officials are increasingly being asked to weigh in on the controversial topic.

The resolutions, already passed in 25 states, purport to prohibit or impede the enforcement of so-called “red flag” gun confiscation laws but are largely symbolic, carrying little actual power.

Still, 87 of Virginia’s 95 counties have adopted some manner of sanctuary ordinance, as have 13 out of 95 Tennessee counties, including eight of nine counties bordering Western North Carolina.

Two N.C. counties, Cherokee and Rutherford, have also followed suit, with resolutions under consideration in two others, according to the Mt. Airy News.

A small group of local conservative activists led by county resident Eddie Cabe and supported by posters on various Facebook groups, have asked commissioners for just such a resolution, but it hasn’t appeared on any agenda — at least not yet — for a variety of reasons, commissioners told The Smoky Mountain News on Jan. 7.

“The 2A resolutions seem to be in protest to the gun control efforts of politicians in Virginia and around the country,” said Kevin Ensley, chairman of the Haywood County Board of Commissioners. “Our sheriff and state legislature have not made any actions to implement gun control laws, rules or regulations. They also seem to be strong 2A supporters. In my opinion our board will act if or when possible gun control legislation becomes an issue. If we had been a Virginia county, I’m sure we would have already done one. Until that occurs we will ‘keep our powder dry’ and remain vigilant to protect not only our 2A rights but all our God-given constitutional freedoms.”

Ensley added that he believes all five commissioners are strong Second Amendment supporters and have supported local NRA banquets, firearm safety programs and shooting clubs in schools.

Vice Chairman Brandon Rogers wasn’t clear in supporting a Second Amendment Sanctuary resolution in Haywood County, but was clear in his support of the Second Amendment.

“I am in full support of protecting our Second Amendment right and willing to do whatever necessary to do so,” said Rogers. “I believe in our entire Constitution and believe we need to do whatever possible to protect it and not allow our rights to be taken. It is always the law-abiding citizens that suffer when we change laws such as this and I will always lobby our legislators so they protect our constitutional rights including the Second Amendment.”

Fellow commissioner Tommy Long likewise didn’t express explicit support for a sanctuary resolution, instead saying he supports the Constitution as a whole.

“I support our Constitution and all the amendments,” he said. “Not just one. If there is need for a local resolution to show my support for our nations guiding document I will, not in part but the whole. **I have polled our states elected leaders on this particular issue. At this time no action is needed.**”

Former chairman and the board’s lone Democrat, Kirk Kirkpatrick, said the issue wasn’t a county concern since there was no current state- or national-level effort to infringe on gun rights.

“The Second Amendment is of course part of the Constitution and provides a right to the people. The U.S. legislature has discussed issues regarding gun rights but has not proposed a change in this constitutional amendment. The N.C. legislature has not proposed any changes to the Second Amendment,” Kirkpatrick said. “The majority of states where a resolution has been passed are dealing with legislatures that are proposing bills that are changing, defining or limiting the meaning of the Second Amendment. **I choose to govern and deal with issues that are presently affecting our citizens and this is not one of them.**”

Commissioner Mark Pless echoed Kirkpatrick’s sentiments on the lack of imminent threats to gun rights.

“I understand this issue is being driven currently by the events happening in Virginia; however, last I looked I live, work and serve in Haywood County North Carolina,” said Pless. “If we were experiencing the same threat Virginia is currently facing we certainly should consider taking steps to address the right to keep and bear arms. **I am not sure a resolution would be my choice in that situation.**”

Pless went on to explain that a resolution would hold no actual power to prevent enforcement of current or future legislation, and that such a resolution would be “totally symbolic.”

“The Constitution of the United States is still protecting the citizens of this great country, which includes we, the citizens of Haywood County,” he said. “If I must pass a resolution to ensure that the right to keep and bear arms is protected do I really believe the Constitution? Should I then pass a resolution giving the citizens of Haywood County the freedom of religion? Or freedom of speech? Or even freedom of the press, which you are guaranteed while doing your job? I feel very strongly that the right to keep and bear arms should be defended as well as ALL the rights given us by our Constitution.”

Instead, Pless argued, there remains a superior way for North Carolinians to express their support of or opposition to the Second Amendment as it currently exists.

“I feel the best way to protect the rights given all citizens is to vote,” he said. “Vote during every election for people who will defend all of our rights, not just this one. During every election the citizens decide who protects their rights by either voting or choosing not to vote. In North Carolina’s November 2018 General Election, only 52.98 percent of votes were cast. That means 47.02 percent of votes were not entered. We should all be embarrassed. Our focus needs to be on encouraging every eligible citizen to vote, not making a statement with a resolution that holds no power.”

This is a situation I agree with Mark Pless. The best way to protect the rights given all citizens is to vote, and in this case, since we have a primary election coming up, vote out **Kevin Ensley** and **Brandon Rogers**.

Take this document, which contains an Agenda Request Form and Resolution, and sent it to our County Manager, **Bryant Morehead**, bryant.morehead@haywoodcountync.gov and demand that this be placed on the 1/21/2020 agenda.

Monroe A. Miller, Jr.
Haywood County Taxpayer