

## Meeting Minutes

### **Board of County Commissioners Hyde County**

**Monday, June 2, 2014**

Chairman Barry Swindell called the Regular Meeting of the Hyde County Board of Commissioners to order at 6:00pm on Monday, June 2, 2014, in the Hyde County Government Center, Multi-Use Room, and the Ocracoke School Commons Room using electronic conferencing equipment.

The following members were present on the mainland: Commissioners Earl Pugh, Jr., Dick Tunnell, Benjamin Simmons, III and Barry Swindell; Attorney Fred Holscher; County Manager Bill Rich; Clerk to the Board Lois Stotesberry; and, members of the public.

The following members were present on Ocracoke: Commissioner John Fletcher, Public Information Officer Sarah Johnson and members of the public.

Following opening prayer by Commissioner Simmons and pledge of allegiance the meeting was called to order.

#### **Agenda:**

Chairman Swindell asked for any changes to the June 2, 2014 meeting Agenda.

Commissioner Pugh moved to approve the amended June 2, 2014 meeting Agenda as presented by the Clerk with addition of Budget Matters –EMS, EM and ETSF transfers. Mr. Simmons seconded the motion. The motion passed on the following vote: Ayes – Fletcher, Pugh, Tunnell, Simmons and Swindell; Nays – None; Absent or not voting – None.

#### **Consideration of Minutes:**

Commissioner Tunnell moved to approve the April 7, 2014 Board of Equalization and Review Meeting Minutes as presented by the Clerk. Mr. Pugh seconded the motion. The motion passed on the following vote: Ayes – Fletcher, Pugh, Tunnell, Simmons and Swindell; Nays – None; Absent or not voting – None.

Commissioner Pugh moved to approve the May 5, 2014 Board of Commissioners Regular Meeting Minutes as presented by the Clerk. Mr. Fletcher seconded the motion. The motion passed on the following vote: Ayes – Fletcher, Pugh, Tunnell, Simmons and Swindell; Nays – None; Absent or not voting – None.

Commissioner Tunnell moved to approve the May 19, 2014 Special Budget Workshop Meeting Minutes as presented by the Clerk. Mr. Fletcher seconded the motion. The motion passed on the following vote: Ayes – Fletcher, Pugh, Tunnell, Simmons and Swindell; Nays – None; Absent or not voting – None.

#### **Public Hearing**

Commissioner Simmons moved to open public hearing to receive citizen's questions and comments on the Hyde County FY2014-2015 Budget. Mr. Pugh seconded the motion. The motion passed on the following vote: Ayes – Fletcher, Pugh, Tunnell, Simmons and Swindell; Nays – None; Absent or not voting – None.

Chairman Swindell called for comments from the public and began the hearing at 6:05pm.

Odessa Jarvis, Swan Quarter – stated On-line Bill Pay sends a message to the USPS that we can close the post office. Mrs. Jarvis asked what percentage does the County pay for DSS Day Care; why DSS Legal Services are higher; and does the County still have a van at DSS.

Finance Officer Corrinne Gibbs reported the County is reimbursed by the state at 60% for DSS Day Care and Legal Services are budgeted at 200% of poverty.

Suzanne Johnson, Interim DSS Director, reported DSS is reimbursed with federal funds and DSS does have a van in working condition.

Mrs. Jarvis asked why the Airport Travel and Phone line budget is so high; why dollars for the Volunteer Fire Departments (VFD's) are higher on Ocracoke than the mainland; why revaluation is so high; why the name on the Ponzer Community Building was changed; and, why the Health Department food and lodging line is so high.

Corrinne Gibbs, Finance Officer reported Jane Hodges, Airport Director, has to travel for required training; the Ocracoke VFD receives funds from the Ocracoke Occupancy Tax Board; revaluation funds are budgeted yearly in order to pay for the revaluation every eight years; and, Hyde County owns the Ruritan building and property and the Ponzer Community Building.

Wesley Smith, Health Director, reported the Food and Lodging budget is used for Environmental Health staff that does health inspections in the county.

Dr. Randolph Latimore, Superintendent of Hyde County Schools, thanked Manager Rich for bringing legislative representatives to Hyde County to discuss school funding and for his proposed budget for the school system. Dr. Latimore reported legislators will restore Small Communities Supplemental funding. We will still see state education budget reductions. Through the Governor's career status bonus funds from the Department of Public Instruction (DPI) some teachers will choose to take the 11% raise and give up longevity and tenure. It is not known how many teachers will be affected by this option. The Board of Education has trimmed 46 positions from its budget since 2010 by cutting positions, staff has retired and Reduction in Force (RIF) was implemented. Currently no positions are paid from local funds. Dr. Latimore asked the commissioners to fully restore the school budget to what it originally was in 1999.

There being no further comments from the public, Chairman Swindell continued the meeting.

Commissioner Pugh moved to close public hearing on the Hyde County FY2014-2015 Budget. Mr. Fletcher seconded the motion. The motion passed on the following vote: Ayes – Fletcher, Pugh, Tunnell, Simmons and Swindell; Nays – None; Absent or not voting – None.

**Employee Recognition:**

Manager Rich reported the "Ocracoke Observer" recommended Viola Williams for Employee of the Month for services provided during Ocracoke elections. EM Director Justin Gibbs spun the Wheel of Thanks for Ms. Williams who was unable to attend the meeting. Viola won a \$25.00 Gift Certificate from Pat's Service Station in Swan Quarter.

**Public Comments:**

Chairman Swindell called for comments from the public.

Darlene Styron, Ocracoke – stated it is not wise to name all new members to serve on the Ocracoke Occupancy Tax Board at one time and asked the Board to keep Animal Control Ordinance Section 4-8 (c) as is.

Charlotte Edwards, Ocracoke – owner of Charlie Horse Stables on Ocracoke, reported manure catcher bags rub the horses raw. She has a vehicle follow her horses on the roads and picks up the manure immediately.

There being no further comments from the public, Chairman Swindell continued the meeting.

**Items of Consideration:**

**Ordinances:**

### **Hyde County FY2014-2015 Budget Ordinance**

County Manager Rich presented the Hyde County FY2014-2015 Budget Ordinance. Mr. Rich reported on funds appropriated in the General Fund for the operation of county government and its activities for the fiscal year beginning July 1, 2014 and ending June 30, 2015 in accordance with the Budget Resolution. The total General Fund is \$12,745,367.33. Tax rate is levied at \$0.64 per one hundred dollars (\$100) valuation of property listed for taxes as of January 1, 2015, for the purpose of raising the revenue listed in the General Fund. The rate of tax is based upon a total valuation of property for the purpose of taxation of \$1,083,712,574 and vehicles of \$24,854,226 and an estimated collection rate of 93.39% for real property and 72.09% for vehicles.

Commissioner Pugh moved to adopt "Hyde County FY2014-2015 Budget Ordinance". Mr. Simmons seconded the motion. The motion passed on the following vote: Ayes – Fletcher, Pugh, Tunnell, Simmons and Swindell; Nays – None; Absent or not voting – None.

*Clerk's Note: A copy of "Hyde County FY2014-2015 Budget Ordinance" is attached herewith as Exhibit A and incorporated herein by reference.*

### **Hyde County Public Safety Center Roof Repair Project – Project Ordinance 2014-06-02**

County Manager Rich presented Hyde County Public Safety Center Roof Repair Project Ordinance. Capital Reserve revenues anticipated to be available to complete total project activities equal \$110,486.00.

Utilities Director Clint Berry reported the ordinance is needed to start the project. Mr. Berry also reported Dispatch will be moved back into the Sheriff's Department later this week.

Commissioner Pugh moved to adopt "Hyde County Public Safety Center Roof Repair Project - Project Ordinance 2014-06-02". Mr. Tunnell seconded the motion. The motion passed on the following vote: Ayes – Fletcher, Pugh, Tunnell, Simmons and Swindell; Nays – None; Absent or not voting – None.

*Clerk's Note: A copy of "Hyde County Public Safety Center Roof Repair Project - Project Ordinance 2014-06-02" is attached herewith as Exhibit B and incorporated herein by reference.*

### **Wording Change for the Hyde County Flood Ordinance**

Permits Technician Jane Hodges presented wording changes for the Hyde County Flood Ordinance. Ms. Hodges reported that during a recent FEMA Community Assistance Visit (CAV) it was determined that the current Hyde County Flood Prevention Ordinance has some language that needs to be removed. Changes recommended by the State to Sec. 20-7. Lands to which this chapter applies. and Sec. 20-8. Basis for establishing the special flood hazard area. have been made.

Commissioner Fletcher moved to adopt "Hyde County Flood Damage Prevention Ordinance – Amendment No. 3". Mr. Tunnell seconded the motion. The motion passed on the following vote: Ayes – Fletcher, Pugh, Tunnell, Simmons and Swindell; Nays – None; Absent or not voting – None.

*Clerk's Note: A copy of "Hyde County Flood Damage Prevention Ordinance – Amendment No. 3" is attached herewith as Exhibit C and incorporated herein by reference.*

### **Hyde County Hurricane Irene Recovery Project Budget Ordinance Amended Project Ordinance 2014-06-02**

County Manager Rich reported the Hyde County Hurricane Irene Recovery Project Budget Ordinance is amended to direct County staff to proceed with the Hyde County Hurricane Irene Recovery Project within the terms of the appropriated budget totaling \$6,795,191.86. Mr. Rich reported Hyde County received \$100,000.00 from FEMA and he expects to collect another \$600,000.00 due to the County.

Commissioner Fletcher reported legislation has passed containing a provision to limit county property tax revenue increases to no more than eight percent from the prior fiscal year.

Legislation to enable the development of the hydraulic fracturing industry in North Carolina passed the state Senate this week and has moved to the House for consideration. The original version of the bill (S786) contained a provision to limit county property tax revenue increases to no more than eight percent from the prior fiscal year. Concerns about the far-reaching implications of this provision from local government officials, the State Treasurer, and others led to that language being replaced with a directive for the legislative Energy Policy Commission to study how the development of the oil and gas industry in the state would affect the property tax revenues of local governments. As currently written, the study will consider how the presence of energy minerals will affect property in the present use value program, and ways to limit the growth of revenue from increased property valuations.

Pieces that most directly affect local government are:

- The invalidation of local ordinances that prohibit or have the effect of prohibiting oil and gas exploration, development and production activities. This is the same pre-emption as in current law and mirrors the existing hazardous waste statutes. The bill specifically allows local zoning and land-use ordinances that are generally applicable to development and not specifically addressing oil and gas development.
- The additional value derived from energy mineral interests on property for which a permit to drill has not been issued is exempt from property tax.

Other components of the legislation include:

- Providing the Mining and Energy Commission three additional months to complete rulemaking;
- Exempting these regulations from certain phases of the state rule review and approval process;
- Requiring the state Department of Environment and Natural Resources to retain trade secret information and establishing parameters for disclosure of such to emergency responders; and
- Levying a state severance tax on the extraction of energy minerals from soil and water, and prohibiting local taxes on the same.

Amendments on the Senate floor added a bonding requirement to cover potential environmental damage caused by the drilling process, increased the number of tests required of nearby water supplies after commencement of drilling, and established a penalty for willful disclosure of trade secrets.

Commissioner Tunnell moved to adopt “Hyde County Hurricane Irene Recovery Project Budget Ordinance Amended – Project Ordinance 2014-06-02”. Mr. Fletcher seconded the motion. The motion passed on the following vote: Ayes – Fletcher, Pugh, Tunnell, Simmons and Swindell; Nays – None; Absent or not voting – None.

*Clerk’s Note: A copy of “Hyde County Hurricane Irene Recovery Project Budget Ordinance Amended – Project Ordinance 2014-06-02” is attached herewith as Exhibit D and incorporated herein by reference.*

### **Amendment of Animal Control Ordinance for Hyde County**

Commissioner Fletcher recommended amendment of the Hyde County Animal Control Ordinance – Section 4-8 (c). Animals that are a public nuisance. With removal of lines 6-8: ~~“For horses or other large domesticated animals, the animal must be equipped with a manure catcher to immediately prevent manure from soiling or defiling above referenced locations.”~~

Health Director Wesley Smith reported on the need to add the manure catcher to the ordinance in 2012.

After discussion, it was decided the Sheriff may call upon a horse owner to use a manure catcher on his/her horse if they are not cleaning up behind their horses. If the Sheriff’s requests are ignored the person will be in violation of the Animal Control Ordinance as amended.

Commissioner Fletcher moved to modify “Amendment of Animal Control Ordinance for Hyde County” adding *if requested to do so by a member of the Hyde County Sheriff’s Department* to line 8. Mr. Tunnell seconded the motion. The motion passed on the following vote: Ayes – Fletcher, Tunnell and Swindell; Nays – Pugh and Simmons; Absent or not voting – None.

*Clerk’s Note: A copy of “Amendment of Animal Control Ordinance for Hyde County” is attached herewith as Exhibit E and incorporated herein by reference.*

### **Resolutions:**

#### **Resolution Authorizing County Manager To Reconcile Department Budgets**

County Manager Rich requested authority to reconcile departmental budgets prior to year-end closeout in accordance with the FY2013-2014 Hyde County Budget Ordinance.

Commissioner Fletcher moved to adopt “Resolution Authorizing County Manager to Reconcile Department Budgets.” Mr. Tunnell seconded the motion. The motion passed on the following vote: Ayes – Fletcher, Pugh, Tunnell, Simmons and Swindell; Nays – None; Absent or not voting – None.

*Clerk’s Note: A copy of “Resolution Authorizing County Manager to Reconcile Department Budgets” is attached herewith as Exhibit F and incorporated herein by reference.*

**Resolution Not In Support of The Environmental Protection Agency Removing Language Containing “Navigable” Waters In The Waters Of The United States Proposed Rule Under The Clean Water Act Amendment**

County Manager Rich reported Hyde Soil & Water Conservation District Supervisors request commissioners adopt a joint resolution endorsing the language of “navigable” waters to remain in the Clean Water Act.

Commissioner Fletcher moved to adopt “Resolution Not In Support of The Environmental Protection Agency Removing Language Containing “Navigable” Waters In The Waters Of The United States Proposed Rule Under The Clean Water Act Amendment.” Mr. Tunnell seconded the motion. The motion passed on the following vote: Ayes – Fletcher, Pugh, Tunnell, Simmons and Swindell; Nays – None; Absent or not voting – None.

*Clerk’s Note: A copy of “Resolution Not In Support of The Environmental Protection Agency Removing Language Containing “Navigable” Waters In The Waters Of The United States Proposed Rule Under The Clean Water Act Amendment.” is attached herewith as Exhibit G and incorporated herein by reference.*

**Appointments:**

**Northeast Workforce Development Board (NWDB)**

County Manager Rich reported no nominee has been selected to serve on the NWDB to date and request for appointment will be included in the July 7, 2014 Board of Commissioners Meeting Agenda.

**Pungo District Hospital Advisory Board**

County Manager Rich received request from Belhaven Mayor Adam O’Neal to appoint two members from Hyde County to serve on the new Pungo District Hospital Advisory Board.

Commissioner Tunnell asked if Vidant and Pantego Creek, LLC approve of the new PDH Advisory Board.

Chairman Swindell stated no action is needed from the Hyde County Board of Commissioners for appointments to the PDH Advisory Board.

**Ocracoke Occupancy Tax Board**

Commissioner Fletcher, Manager Rich and Clerk Lois Stotesberry will work together to set term lengths for the Ocracoke Occupancy Tax Board. Appointment of the five-member Board will be made at the next regularly scheduled Board of Commissioners meeting on July 7, 2014.

The Occupancy Tax Board met on Thursday, May 29<sup>th</sup> and reported funding results will stay the same. The Ocracoke Health Center did not ask for funding at this meeting; and, the \$180,000.00 grant to Hyde County EMS is a one-time award. The Board cannot obligate itself to fund EMS continuously.

Commissioner Tunnell asked would the Island gain an ambulance year round and four new medics with the grant funds.

EM Director Justin Gibbs confirmed that with the \$180,000 grant funding the Ocracoke EMS schedule would be modified to include an ambulance year round and four new medics would be assigned to the Island. When the Health Center is not open citizens should call 9-1-1 for assistance. Mr. Gibbs is working on providing a nurse practitioner to see patient’s on the Island when the Center is closed.

### **Hyde County ABC Board**

County Manager Rich requested re-appointment of Glenda Williams to the Hyde County ABC Board. Glenda has agreed to serve a three year term which would expire on June 30, 2017. ABC Board member Jim Piland's term will expire in 2015 and Meredith Nicholson's term expires in 2016.

Commissioner Simmons moved to re-appoint Glenda Williams to serve on the Hyde County ABC Board for a three year term beginning July 1, 2014 and ending June 30, 2017. Mr. Tunnell seconded the motion. The motion passed on the following vote: Ayes – Fletcher, Pugh, Tunnell, Simmons and Swindell; Nays – None; Absent or not voting – None.

### **HMGP-Irene Elevation Contract Award**

Chris Hilbert of Holland Consulting Planners (HCP) reported on May 27, 2014 a bid opening was held for the elevation of five (5) residential structures in the Scranton area that were flooded during Hurricane Irene in 2011. Three of the bids were over budget and must be rebid. FEMA will pay 75% and the State will pay 25% totaling 100% elevation cost. The two bids that were within budget were: 5671 US 264, Scranton (\$47,800) and 8161 Sladesville-Credle Road, Scranton (\$47,800).

Commissioner Fletcher moved to authorize Hyde County staff and HCP to award contracts to B&B Construction for the elevation of homes located at 5671 US 264 and 8161 Sladesville-Credle Road in the amounts of \$47,800 each. Mr. Pugh seconded the motion. The motion passed on the following vote: Ayes – Fletcher, Pugh, Tunnell, Simmons and Swindell; Nays – None; Absent or not voting – None.

### **Engelhard Sanitary District**

County Manager Rich presented report on the Engelhard Sanitary District (ESD) Lagoon project. Commissioners Pugh and Simmons, representatives from Rivers and Associates and Tommy Ethridge, ESD Director, met to discuss options to repair the ESD lagoon. Hyde County can assist ESD with grant writing but cannot fund the repair. Manager Rich, Kris Noble and Clint Berry will meet with DENR in Raleigh on Wednesday to discuss funding for the lagoon repair project.

### **Airport Trapping**

Jane Hodges, Airport Director, requested permission to allow Tommy Jennette to trap on airport property from December 1, 2014 to March 1, 2015. Mr. Jennette will not be charged a fee for this and the airport will not get a percentage of money collected from the trapping. He will trap only those animals in their particular season. County Attorney Fred Holscher has prepared Letter of Agreement between Hyde County and Tommy Jennette for trapping permission for the Airport property.

Commissioner Fletcher moved to approve Letter of Agreement between Hyde County and Tommy Jennette for trapping permission for the Airport property of Hyde County. Mr. Pugh seconded the motion. The motion passed on the following vote: Ayes – Fletcher, Pugh, Tunnell, Simmons and Swindell; Nays – None; Absent or not voting – None.

### **Lifeguard Services Contract**

County Manager Rich reported that Sandski, LLC, has agreed to provide lifeguard services at the "Protected Beach" on Ocracoke Island between the hours of 9:00am and 5:00pm two days each week beginning on Saturday, May 24, 2014 through and including Sunday, August 31, 2014.

Commissioner Simmons moved to approve Lifeguard Services Contract with Sandski, LLC. Mr. Pugh seconded the motion. The motion passed on the following vote: Ayes –Pugh, Tunnell, Simmons and Swindell; Nays – Fletcher; Absent or not voting – None.

### **ABC Board Financial Report**

Meredith Nicholson, ABC Board Chairman, presented monthly reports on the financial condition of the Hyde County ABC Board. Ms. Nicholson reported a balance of \$42,000.00 in the bank, no past

due bills and recent payment of \$300.00 made on the loan from Hyde County. She also reported the ABC Board still has unresolved issues with a \$16,000.00 pension fine, \$1,200.00 penalties and interest and 2006 and 2010 payroll issues with the IRS. The FY2014-2015 ABC Board Budget will be presented at its next regularly scheduled meeting on July 14, 2014 at 6:30pm in the Hyde County Government Center, Multi-Use Room, and the Ocracoke School Commons Room using electronic conferencing equipment.

### **Projects Update**

Utilities Director Clint Berry presented update on the following projects ongoing in the county:

**Government Center** – Curtis Construction won the bid and has begun working on the gutters installing one seamless liner in them. Window repairs will be made next. They will then pressure wash and seal the entire building.

**Public Safety Center** – REI will remove anything not needed on the Public Safety Center roof (exhaust fans in the jail) and develop a detailed scope of work, then bid out the project.

**East Carolina Bank Building** – pre-bid meeting was held and the County will accept bids for the renovation project on June 13, 2014 at 2:00pm.

Commissioner Swindell moved to relinquish rights to the County Manager to approve the Hyde County ECB Renovations Project – Project Ordinance 2014-07-02 with bids not to exceed \$100,000.00. Mr. Tunnell seconded the motion. The motion passed on the following vote: Ayes – Fletcher, Pugh, Tunnell, Simmons and Swindell; Nays – None; Absent or not voting – None.

*Clerk's Note: A copy of "Hyde County ECB Renovations Project – Project Ordinance 2014-07-02" is attached herewith as Exhibit H and incorporated herein by reference.*

### **On-line Bill Pay**

Utilities Director Clint Berry presented update on the On-line Bill Pay program being introduced in County departments. The Utilities Department went on-line on May 15. A 3% fee has been added to utility bills of customers who use this service. With the on-line bill pay option departments can draft checking accounts and accept debit and credit cards.

### **2014 Solid Waste Grant**

Utilities Director Clint Berry reported the Solid Waste Department has applied for a Community Waste Reduction and Recycling Grant and has been awarded a grant for \$25,125.00 which will require a local match of \$5,025.00 that has been budgeted for. The \$30,025.00 project will consist of a recycling compactor, concrete pad and electrical. The compactor will be put at the Swan Quarter convenience site to reduce the number of pulls which will save Hyde County money. The compactor will compact co-mingled recyclables.

Commissioner Fletcher moved to accept the Community Waste Reduction and Recycling Grant for \$25,125.00 and to approve a \$5,025.00 local match for a total grant of \$30,025.00. Mr. Tunnell seconded the motion. The motion passed on the following vote: Ayes – Fletcher, Pugh, Tunnell, Simmons and Swindell; Nays – None; Absent or not voting – None.

### **Wireless Telecommunications Facility Located on Water Plant Road, Ocracoke**

Planning Director Kris Noble reported US Cellular is proposing a 4G Upgrade through a minor modification to an existing wireless telecommunications facility located on 159 Water Plant Road, Ocracoke and owned by the Ocracoke Sanitary District. This minor modification will enhance service to the surrounding community for various mobile devices.

Scope of work includes removing 2 older model Analog antennas and adding three new 4G antennas on the existing corral at the existing height on the existing water tank; run the coax cables down the bank bowl using the existing waveguide and penetrations and feed them into the existing shelter;

install new 4G equipment cabinets in the shelter; and, use the existing electric service. No height increase to the tower and no footprint changes on the ground are to occur.

The Planner has reviewed the Telecommunications Ordinance specifically Article III. Wireless Telecommunications Facilities in regard to the application and has found the application and proposed scope of work to be compliant under the Ordinance. The Board of Commissioners must review and approve applications before the building inspector can permit construction.

Commissioner Pugh moved to approve US Cellular 4G Upgrade – Minor Modification Site Development Application To An Existing Wireless Telecommunications Facility Location: Ocracoke Sanitary District Water Tank located at 159 Water Plant Road Ocracoke, NC 27960. Mr. Fletcher seconded the motion. The motion passed on the following vote: Ayes – Fletcher, Pugh, Tunnell, Simmons and Swindell; Nays – None; Absent or not voting – None.

### **Response To Budget Workshop Questions**

#### **Scheduling Software**

EM Director Justin Gibbs reported that per conversation proceeding the Hyde County Board of Commissioners' Budget Meeting, he has prepared a statement summarizing the functionality of our current EMS scheduling software and the consequences of cutting the funding for this service.

#### **Functions:**

- The ability to build a monthly schedule that can be viewed anywhere and at any time, which allows the employees to observe changes in their schedule and prevents lapses in communication.
- Employees can submit availability for the month, which eliminates the need to call every individual.
- The software has a built in messaging system that disseminates messages via phone and email.
- Employees can submit requests for time off/shift swaps via the scheduler and they can be approved almost immediately.
- Employees can print their timesheet directly from the scheduler which eliminates the need to produce handwritten timesheets and allows administrators to print a timesheet if an employee forgets to submit one.
- Administrators can track regular, overtime, and leave hours on the fly, rather than having to wait until timesheets are submitted.
- Administrators can generate reports (overtime checks, year to date hours, and part-timer statistics).
- Administrators can track employee credentials and continuing education.
- Administrators can track vehicle statuses.

#### **Consequences of Cutting Funds:**

- Decreased management efficiency resulting in increased overtime and lapses in communication.
- Decreased mobility, as employee and administrators would not be able to access information from home or on the go.
- Decreased tracking capabilities and verification measures.
- Increased man hours when producing a monthly schedule and processing payroll. We have estimated that producing a schedule, timesheets and processing payroll would take approximately 48 hours combined without (currently these tasks require approximately 7 hours).
- Increased telephone costs, as every employee would have to be called to determine their availability.
- Increased paperwork for employees and administrators when processing leave requests and timesheets.
- Delays in submitting payroll if an employee forgets to submit a timesheet.
- Increased errors by employees when accounting for their hours worked.

**Personnel Consultant and Offsite Storage Contracts:**

Health Director Wesley Smith reported he has already signed contracts with both Sylvia Johnson (Personnel Consultant) and Confidential Records Management, Inc. (CRMI) for offsite storage of medical records. The one with Sylvia Johnson was recently signed for next Fiscal Year and the one for CRMI was signed for a 2-year period that ends in October of this year. While confident he can handle most of the personnel issues (hiring/firing/reduction in force), the State only has one (1) individual working for the NC Office of State Human Resources to offer assistance to the entire state of North Carolina. Regarding offsite storage, when the Health Department renovated two years ago (all covered by our Medicaid Escrow Reserve account without any draw on local county funding), at that time all available space was utilized and it was decided to move all old Health Department medical records and other documents offsite for protection (from flooding and for confidentiality/security purposes).

**Grant to Ocracoke Day Care**

County Manager Rich presented request for \$35,000.00 grant to Ocracoke Day Care from the Ocracoke Occupancy Tax Board for Commissioners approval.

Commissioner Tunnell moved to approve \$35,000.00 grant to Ocracoke Day Care pending final approval from the Ocracoke Occupancy Tax Board. Mr. Pugh seconded the motion. The motion passed on the following vote: Ayes – Fletcher, Pugh, Tunnell, Simmons and Swindell; Nays – None; Absent or not voting – None.

**Budget Revisions**

(FO Use) BR#	Department	Account #	Line Item Account Name/ Explanation	Debit	Credit
Sheriff	Sheriff	TBD	Executions-Property Sale	\$ 450.00	
	***	TBD	Executions-Property Sale		\$ 450.00
	<i>Additional monies received. Does increase budget.</i>			\$ 450.00	\$ 450.00
Health BR35-14	Family Planning	10-5950.4600	Medical Supplies	\$ 2,678.00	
	***	10-3480.0003	Revenue – Family Planning (State)		\$ 2,678.00
	<i>Hyde County Health Department is receiving additional funds as a result of recently received carry forward Title X funds. These additional funds are to be used during the period June 1-29, 2014 only and will be used to purchase long-acting contraceptive devices. While this revision does increase the budget for the Family Planning Program, there will be no expense locally to the County of Hyde.</i>			\$ 2,678.00	\$ 2,678.00
Health BR36-14	Home Health	50-5800.1610	Computer Support/Maintenance	\$ 600.00	
	***	50-5800.4710	Cost Report Contract Services		\$ 600.00
	<i>Transferring funds from Cost Report Contract Services line into Computer Support/Maintenance line in the Home Health budget. This transfer is necessary to upgrade the two notebooks used by Home Health nurses in the field from Windows XP to Windows 7. This revision does not increase the budget for the Home Health program.</i>			\$ 600.00	\$ 600.00
Co-Op Extension	4-H	73.6802.0045	Services	\$ 1,200.00	
	***	73.3590.0000	Fees Collected		\$ 1,200.00
	<i>Additional monies received. Does increase 4-H budget.</i>			\$ 1,200.00	\$ 1,200.00
Co-Op Extension	JCPC	10.3460.0008	JCPC		\$ 2,100.00
	***	10.6040.4500	Other Services	\$ 2,100.00	
	<i>Additional monies received. Does increase budget</i>			\$ 2,100.00	\$ 2,100.00
Co-Op Extension	JCPC	10.6040.2020	Part-time		\$ 2,000.00
	***	10.6040.3200	Supplies		\$ 288.00
	***	10.6040.4500	Other Services	\$ 288.00	
	***	10.6040.4500	Other Services		\$ 750.00
	***	10.6040.4500	Other Services	\$ 3,312.00	
	***	10.6040.5400	Insurance		\$ 562.00
	<i>Approved JCPC budget revision. Does not increase budget.</i>			\$ 3,600.00	\$ 3,600.00
Finance	Sales & Use Tax	10.6810.0974	ART 40	\$ 34,000.00	
	***	10.6810.0975	ART 42	\$ 32,000.00	
	***	10.3940.0002	ART 40		\$ 34,000.00
	***	10.3940.0003	ART 42		\$ 32,000.00
	<i>Sales Tax collected in excess of budgeted amount. Does increase the budget.</i>			\$ 66,000.00	\$ 66,000.00

(FO Use) BR#	Department	Account #	Line Item Account Name/ Explanation	Debit	Credit	
Finance	Admin	10.4200.1101	Cell Phone	\$ 1,750.00		
	Admin	10.4200.7420	Phone Equipment Lease Payments	\$ 750.00		
	Tax	10.4600.7501	Computer Support	\$ 3,500.00		
	ROD	10.4800.1100	Telephone	\$ 500.00		
	Planner	10.4900.1100	Telephone	\$ 250.00		
	Maintenance	10.5000.1300	Utilities	\$ 5,000.00		
	Sheriff	10.5100.7401	Copier Lease	\$ 1,500.00		
	Solid Waste	10.5750.1500	Site Improvements-Ocracoke	\$ 2,500.00		
	Solid Waste	10.5750.7400	Equipment	\$ 100.00		
	EMS	10.5920.4601	Oxygen	\$ 500.00		
	Co-Op Extension	10.6060.1100	Telephone	\$ 500.00		
	Admin	10.4200.1200	Postage		\$ 750.00	
	Admin	10.4200.5438	Drug Testing Fees		\$ 700.00	
	Admin	10.4200.7400	Equipment		\$ 1,000.00	
	Elections	10.4300.0500	FICA		\$ 500.00	
	Elections	10.4300.0700	Retirement		\$ 750.00	
	Elections	10.4300.1100	Telephone		\$ 700.00	
	Elections	10.4300.2020	Part-time		\$ 3,000.00	
	Finance	10.4400.1100	Telephone		\$ 500.00	
	Finance	10.4400.7400	Equipment		\$ 500.00	
	HR	10.4500.1200	Postage		\$ 250.00	
	HR	10.4500.1400	Travel		\$ 250.00	
	Maintenance	10.5000.1500	Maintenance & Repairs		\$ 5,000.00	
	Maintenance	10.5000.7400	Equipment		\$ 1,000.00	
	Maintenance	10.5000.7426	Ocracoke Building Improvements		\$ 1,900.00	
	<i>Fiscal Year End Entries. Does not increase the budget.</i>				\$ 16,850.00	\$ 16,850.00
	Emergency Mgt.	EM	10.5250.3100	Gas, Oil & Tires		\$ 800.00
***		10.5920.3300	Supplies	\$ 800.00		
<i>Transfer to cover supply expenses for the remainder of the fiscal year. Does not increase the budget.</i>				\$ 800.00	\$ 800.00	
Emergency Mgt.	EMS	10.5920.0200	Salaries Full-time		\$ 22,000.00	
	EMS	10.5920.0220	Overtime	\$ 12,000.00		
	EMS	10.5920.0600	Group Insurance Expense	\$ 1,000.00		
	EMS	10.5920.1700	Vehicle Maintenance	\$ 4,000.00		
	EMS	10.5920.3100	Gas, Oil & Tires	\$ 1,000.00		
	EMS	10.5920.3200	Office Supplies	\$ 1,000.00		
	EMS	10.5920.4600	Medical Supplies	\$ 1,000.00		
	EMS	10.5920.4601	Oxygen	\$ 2,000.00		
<i>Transfer to cover expenses for the remainder of the fiscal year. Does not increase the budget.</i>				\$ 22,000.00	\$ 22,000.00	
Emergency Mgt.	ETSF	74.7200.1101	Telephone Repair Costs		\$ 1,000.00	
	ETSF	74.7200.1103	Telephone Service Provider Costs		\$ 2,500.00	
	ETSF	74.7200.1400	Tele-communicator Furniture		\$ 1,000.00	
	ETSF	74.7200.1503	Hardware & Software Operational Costs		\$ 1,000.00	
	ETSF	74.7200.9800	Training		\$ 2,000.00	
	ETSF	74.7200.1100	Telephone System Maintenance	\$ 1,000.00		
	ETSF	74.7200.1102	Non-recurring Telephone Costs	\$ 2,000.00		
	ETSF	74.7200.1500	Hardware & Software Maintenance	\$ 1,500.00		
	ETSF	74.7200.1502	Non-recurring Hardware & Software Costs	\$ 3,000.00		
<i>Transfer to cover expenses for the remainder of the fiscal year. Does not increase the budget.</i>				\$ 7,500.00	\$ 7,500.00	

Commissioner Pugh moved to approve the eleven (11) budget transfers as presented. Mr. Simmons seconded the motion. The motion passed on the following vote: Ayes – Fletcher, Pugh, Tunnell, Simmons and Swindell; Nays – None; Absent or not voting – None.

**Management Reports:**

Commissioner Fletcher – encouraged attendance at the Highway and Ferries meeting on June 11 at 1:00pm in Dare County. Manager Rich will attend.

Commissioner Simmons – attended the Engelhard Sanitary District meeting.

Commissioner Pugh – attended the Engelhard Sanitary District meeting.

Commissioner Tunnell – attended the Ocracoke Fireman’s Ball and reported the dike committee is active and doing repairs.

Chairman Swindell – attended Relay for Life kickoff meeting and reported Hyde County is the highest fund raising county in the nation per capita. In 2003 Relay for Life raised in excess of \$50,000.00.

Manager Rich – plans to attend the Ferry Division and Coast Guard first public meeting along with NCDOT Ferry Division Director Ed Goodwin on Monday June 9. Mr. Rich has prepared talking points for Ocracoke Inlet. Norman Miller and Ernie Doshier reported problems with markers and working in the inlet. Senate bills to eliminate ferry tolls and restore school funding are being discussed.

Manager Rich also presented his April Calendar.

**Public Comments:**

Chairman Swindell called for comments from the public.

Cheryl Ballance, CEO of Ocracoke Health Center, requested that regardless of who sits on the Occupancy Tax Board it be run like a grant process with a points system in place. Ms. Ballance reported the Health Center would like to continue with the funds request as proposed by the Health Center Board.

Sue Pentz, Chairperson for both the Ocracoke and Hyde County Health Center Board, stated that Wayne Clark of the Ocracoke Occupancy Tax Board reported no request for funding for the Health Center was on their meeting agenda and that they did not know the Board of Commissioners moved to direct the Occupancy Tax Board to meet again and give the Ocracoke Health Center an opportunity to appeal their recommendation to not fund the Center and to re-present its request for funding. The Health Center Board would appreciate a second chance to be heard.

Commissioner Fletcher questioned where the Occupancy Tax Board found \$35,000.00 for Ocracoke Day Care if no funding is available.

Darlene Styron, Ocracoke business owner and resident, stated she is disappointed with the modifications made to the Animal Control Ordinance and that the \$35,000.00 for Ocracoke Day Care was put on hold at the first Occupancy Tax Board’s funding request meeting.

There being no further comments from the public, Chairman Swindell continued the meeting.

**Closed Session (none)**

**Adjourn**

Commissioner Fletcher moved to adjourn the meeting. Mr. Simmons seconded the motion. The motion passed on the following vote: Ayes – Fletcher, Pugh, Simmons, Swindell and Tunnell; Nays – None; Absent or not voting – None.

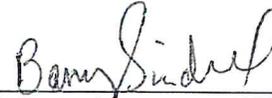
The meeting adjourned at 7:55p.m.

Respectfully submitted:

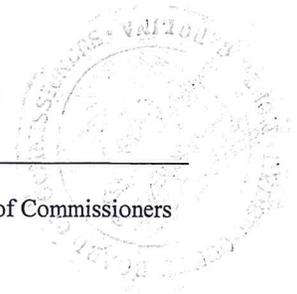
Minutes approved on the 7<sup>th</sup> day of July, 2014.



Lois Stotesberry, CMC, NCCCC  
Clerk, Hyde County Board of Commissioners



Barry Swindell  
Chair, Hyde County Board of Commissioners



**Attachments:**

- Exhibit A: *"Hyde County FY2014-2015 Budget Ordinance"*
- Exhibit B: *"Hyde County Public Safety Center Roof Repair Project - Project Ordinance 2014-06-02"*
- Exhibit C: *"Hyde County Flood Damage Prevention Ordinance - Amendment No. 3"*
- Exhibit D: *"Hyde County Hurricane Irene Recovery Project Budget Ordinance Amended - Project Ordinance 2014-06-02"*
- Exhibit E: *"Amendment of Animal Control Ordinance for Hyde County"*
- Exhibit F: *"Resolution Authorizing County Manager to Reconcile Department Budgets"*
- Exhibit G: *"Resolution Not In Support of The Environmental Protection Agency Removing Language Containing "Navigable" Waters In The Waters Of The United States Proposed Rule Under The Clean Water Act Amendment"*
- Exhibit H: *"Hyde County ECB Renovations Project - Project Ordinance 2014-07-02"*

**Ordinance No. 2014-06-02**

**AN ORDINANCE OF THE BOARD OF COUNTY  
COMMISSIONERS OF HYDE COUNTY, NORTH CAROLINA,  
RELATING TO THE FY2014-2015 BUDGET**

Be It Ordained By the Board of Commissioners of Hyde County, North Carolina:

**ARTICLE I. BUDGET RESOLUTION**

This Ordinance hereby incorporates by reference in its entirety Resolution titled "A Resolution of the Board of Commissioners of Hyde County, North Carolina Establishing a Budget for the County of Hyde for FY2014-2015", adopted by the Board of Commissioners on June 02, 2014, and all language in said Resolution is incorporated into this Ordinance as if it were included within the body of this Ordinance. Said Resolution may hereafter be referred to as the "Budget Resolution".

**ARTICLE II. GENERAL FUND**

**SECTION 1 – Appropriations:** For purposes of summary only as the actual figures are contained in the Budget Resolution, the following amounts are hereby appropriated in the General Fund for the operation of county government and its activities for the fiscal year beginning July 1, 2014 and ending June 30, 2015 in accordance with the Budget Resolution and the chart of accounts heretofore established for this county:

General Government:

Governing Board.....	\$ 27,163.55
Administration.....	847,487.31
Elections.....	78,752.17
Finance.....	181,544.07
Tax Supervisor.....	252,009.30
Legal.....	45,000.00
Register of Deeds.....	186,457.03
Planner.....	138,536.00
Public Building Maintenance.....	388,063.31
Court Facilities.....	10,000.00
Various Grants.....	80,000.00
Human Resources.....	76,189.19

Public Safety:

Sheriff.....	\$ 1,365,217.34
Jail.....	151,100.78
Alcoholic Rehabilitation.....	1,800.00
Emergency Management.....	195,272.98

Volunteer Fire Departments.....	108,750.00
State Forestry Program 35%.....	64,420.00
Inspections.....	140,140.02
Emergency Medical Services.....	1,733,399.01
Animal Control.....	14,881.95
Medical Examiner.....	3,000.00
Transportation:	
Airport.....	\$ 97,600.00
Elderly & Handicapped Transportation.....	98,998.00
Environmental Protection:	
Solid Waste.....	\$ 929,556.43
Soil Conservation Administration.....	128,395.62
Economic & Physical Development:	
Cooperative Extension.....	\$ 107,546.54
Juvenile Crime Prevention.....	54,888.00
Human Services:	
Health.....	\$ 238,373.29
Environmental Health.....	70,066.04
Food & Lodging.....	44,133.77
Family Planning - State.....	62,188.07
Maternal Health-State.....	18,535.76
Health Promotion – Risk Reduction.....	14,711.64
Immunization Action Plan.....	5,380.70
Child Health – State.....	20,300.70
Women, Infants & Children.....	28,879.40
Communicable Diseases.....	13,231.23
Public Management Entity.....	9,671.70
Breast & Cervical Cancer.....	11,217.21
Adult Health.....	101,867.44
Medication Assistance Program.....	22,800.81
Mosquito Control.....	3,609.00
Private Well Program.....	1,499.86
Bioterrorism Response Preparedness.....	45,497.51
KB Reynolds Grant.....	96,183.97
Community Transformation.....	4,500.00
Hyde Transit.....	40,000.00
Child Services Coordinator.....	10,368.88
Pregnancy Care Management.....	11,149.68
Project Legacy for Men.....	14,999.73
Mental Health.....	10,914.00
Triple P Program.....	152,472.94
Family Connects Program.....	50,224.54

Primary Care Telemedicine.....	60,787.57
Social Services	
Administration.....	\$ 1,115,019.16
Title III.....	26,376.00
SAD-SAA.....	50,500.00
Medicaid.....	2,500.00
Public Service Assistance.....	270,341.00
CAPS Program.....	70,059.95
Day Care Support Services.....	79,624.93
Day Care.....	282,953.00
Mattamuskeet Opportunities.....	174,466.46
Other Human Services	
Elderly Nutrition.....	\$ 30,320.00
Veteran Service Officer.....	10,151.58
Cultural Arts:	
Beaufort County Arts Council.....	\$ 1,000.00
BHM Regional Library.....	42,000.00
Education:	
Current Expense.....	\$1,288,286.00
Capital Outlay Sales Tax.....	264,000.00
QZAB Payment.....	55,964.58
QSCB Payment.....	222,519.50
Transfers to Other Funds: .....	89,551.13
Contingency.....	\$ -0-
<b>TOTAL GENERAL FUND</b>	<b>\$12,745,367.33</b>

**SECTION 2 – Revenues:** For purposes of summary only as the actual figures are contained in the Budget Resolution, it is estimated that the following revenues will be available in the General Fund for the fiscal year beginning July 1, 2014 and ending June 30, 2015.

Ad Valorem Taxes.....	\$ 7,012,421.00
Sales Tax.....	1,542,000.00
Other Tax and License.....	84,100.00
Unrestricted Intergovernmental.....	206,150.00
Restricted – Other.....	336,628.00
Restricted – Social Services.....	1,424,749.00
Restricted – Health.....	782,673.00
Permits and Fees.....	137,850.00
Sales and Service.....	443,400.00

Investment Earnings .....	8,000.00
Miscellaneous.....	95,860.00
Transfers and Fund Balance.....	671,536.33

**TOTAL GENERAL FUND REVENUE** **\$12,745,367.33**

**ARTICLE III. HYDE COUNTY WATER/SEWER SYSTEM FUND**

For purposes of summary only as the actual figures are contained in the Budget Resolution, the following amounts are hereby appropriated in the Hyde County Water System Fund for the fiscal year beginning July 1, 2014 and ending June 30, 2015.

Expenditures.....	\$1,846,151.48
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For purposes of summary only as the actual figures are contained in the Budget Resolution, it is estimated that the following revenues will be available in the Hyde County Water System Fund for the fiscal year beginning July 1, 2014 and ending June 30, 2015:

Sale of Water.....	\$1,045,000.00
Connection Fees.....	3,000.00
Prison Water Charges.....	285,000.00
Prison Sewer Charges.....	305,000.00
Interest Earned.....	4,000.00
Penalties & Interest.....	25,000.00
NC Motor Fuel Tax Refund.....	2,000.00
Engelhard Sanitary District.....	13,000.00
Meter Installation.....	10,000.00
Miscellaneous.....	1,000.00
Gov Deals.....	1,000.00
Fund Balance Appropriated.....	<u>152,151.48</u>
	\$1,846,151.48

**ARTICLE IV. OCRACOKE MOSQUITO TAX FUND**

For purposes of summary only as the actual figures are contained in the Budget Resolution, the following amounts are hereby appropriated in the Ocracoke Mosquito Tax Fund for the fiscal year beginning July 1, 2014 and ending June 30, 2015.

Expenditures.....	\$ 48,383.00
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*BR*

For purposes of summary only as the actual figures are contained in the Budget Resolution, it is estimated that the following revenues will be available in the Ocracoke Mosquito Tax Fund for the fiscal year beginning July 1, 2014 and ending June 30, 2015.

Prior Tax.....	\$ 2,000.00
DMV Prior.....	50.00
Current Tax.....	45,333.00
DMV Current.....	<u>1,000.00</u>
	\$ 48,383.00

**ARTICLE V. FINES AND FORFEITURES**

For purposes of summary only as the actual figures are contained in the Budget Resolution, the following amounts are hereby appropriated in the Fines and Forfeitures Fund for the fiscal year beginning July 1, 2014 and ending June 30, 2015.

Court.....	\$ 56,500.00
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For purposes of summary only as the actual figures are contained in the Budget Resolution, it is estimated that the following revenues will be available in the Fine and Forfeitures Fund for the fiscal year beginning July 1, 2014 and ending June 30, 2015.

Court.....	\$ 56,500.00
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**ARTICLE VI. CAPITAL RESERVE FUND**

For purposes of summary only as the actual figures are contained in the Budget Resolution, the following amounts are hereby appropriated in the Capital Reserve Fund for the fiscal year beginning July 1, 2014 and ending June 30, 2015.

Expenditures	\$ 5,000.00
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For purposes of summary only as the actual figures are contained in the Budget Resolution, it is estimated that the following revenues will be available in the Capital Reserve Fund for the fiscal year beginning July 1, 2014 and ending June 30, 2015.

Interest on Investment.....	\$ 5,000.00
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**ARTICLE VII. HYDELAND HOME HEALTH FUND**

*RR*

For purposes of summary only, as the actual figures are contained in the Budget Resolution, the following amounts are hereby appropriated in the Hydeland Home Health Fund for the fiscal year beginning July 1, 2014 and ending June 30, 2015 the length of the project:

Expenditures.....	\$ 376,690.00
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For purposes of summary only as the actual figures are contained in the Budget Resolution, it is estimated that the following revenues will be available in the Hydeland Home Health Fund for the fiscal year beginning July 1, 2014 and ending June 30, 2015.

Interest Earned.....	\$ 6,000.00
Medicare.....	129,000.00
Fund Balance Appropriated.....	132,690.00
Medicaid-EDS.....	90,000.00
Private Insurance.....	<u>19,000.00</u>
	\$ 376,690.00

**ARTICLE VIII. WEST/QUARTER FUND**

For purposes of summary only as the actual figures are contained in the Budget Resolution, the following amounts are hereby appropriated in the West/Quarter Fund for the fiscal year beginning July 1, 2014 and ending June 30, 2015.

Expenditures.....	\$ 4,090.00
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For purposes of summary only as the actual figures are contained in the Budget Resolution, it is estimated that the following revenues will be available in the West/Quarter Fund for the fiscal year beginning July 1, 2014 and ending June 30, 2015.

Prior Taxes.....	\$ 140.00
Current Taxes.....	3,800.00
Interest Earned.....	<u>150.00</u>
	\$ 4,090.00

**ARTICLE IX. REVALUATION**

For purposes of summary only as the actual figures are contained in the Budget Resolution, the following amounts are hereby appropriated in the Revaluation Fund for the fiscal year beginning July 1, 2014 and ending June 30, 2015.

Expenditures.....	\$ 50,500.00
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*OR*

For purposes of summary only as the actual figures are contained in the Budget Resolution, it is estimated that the following revenues will be available in the Revaluation Fund for the fiscal year beginning July 1, 2014 and ending June 30, 2015.

Appropriated from General Fund.....	\$ 50,000.00
Interest on Investment.....	<u>500.00</u>
	\$ 50,500.00

**ARTICLE X. 4-H FUND**

For purposes of summary only as the actual figures are contained in the Budget Resolution, the following amounts are hereby appropriated in the 4-H Fund for the fiscal year beginning July 1, 2014 and ending June 30, 2015.

Expenditures.....	\$ 17,780.00
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For purposes of summary only as the actual figures are contained in the Budget Resolution, it is estimated that the following revenues will be available in the 4-H Fund for the fiscal year beginning July 1, 2014 and ending June 30, 2015.

Fees Collected.....	\$ 17,780.00
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**ARTICLE XI. OCRACOKE OCCUPANCY TAX FUND**

For purposes of summary only as the actual figures are contained in the Budget Resolution, the following amounts are hereby appropriated in the Ocracoke Occupancy Tax Fund for the fiscal year beginning July 1, 2014 and ending June 30, 2015.

Expenditures.....	\$ 445,640.00
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For purposes of summary only as the actual figures are contained in the Budget Resolution, it is estimated that the following revenues will be available in the Ocracoke Occupancy Tax Fund for the fiscal year beginning July 1, 2014 and ending June 30, 2015.

Occupancy Tax – Ocracoke.....	\$ 350,000.00
Interest Earned.....	3,500.00
Ocracoke Fire Donations.....	5,000.00
Fund Balance Appropriated.....	<u>87,140.00</u>
	\$ 445,640.00

*BR*

**ARTICLE XII. E-911 FUND**

For purposes of summary only as the actual figures are contained in the Budget Resolution, the following amounts are hereby appropriated in the E-911 Fund for the fiscal year beginning July 1, 2014 and ending June 30, 2015.

Expenditures..... \$97,911.64

For purposes of summary only as the actual figures are contained in the Budget Resolution, it is estimated that the following revenues will be available in the E-911 Fund for the fiscal year beginning July 1, 2014 and ending June 30, 2015.

Interest Earned.....	\$ 1,000.00
E-911.....	-0-
911 Wireless 50% Funds.....	96,911.64
911 Street Names—Sign Fee.....	-0-
Fund Balance Appropriated.....	<u>-0-</u>
	\$ 97,911.64

**ARTICLE XIII. MAINLAND OCCUPANCY TAX FUND**

For purposes of summary only as the actual figures are contained in the Budget Resolution, the following amounts are hereby appropriated in the Mainland Occupancy Tax Fund for the fiscal year beginning July 1, 2014 and ending June 30, 2015.

Expenditures..... \$ 6,500.00

For purposes of summary only as the actual figures are contained in the Budget Resolution, the following revenues are hereby appropriated in the Mainland Occupancy Tax Fund for the fiscal year beginning July 1, 2014 and ending June 30, 2015.

Occupancy Tax Mainland..... \$ 6,500.00

**ARTICLE XIV. CAPS, PERSONAL CARE, CHORE FUND**

For purposes of summary only as the actual figures are contained in the Budget Resolution, the following amounts are hereby appropriated in the CAPS, Personal Care, Chore Fund for the fiscal year beginning July 1, 2014 and ending June 30, 2015.

BR

Expenditures..... \$ 124,475.00

For purposes of summary only as the actual figures are contained in the Budget Resolution, the following revenues are hereby appropriated in the CAPS, Personal Care, Chore Fund for the fiscal year beginning July 1, 2014 and ending June 30, 2015.

CAPS—Medicaid..... 124,475.00

**ARTICLE XV. AIRPORT IMPROVEMENT FUND**

For purposes of summary only as the actual figures are contained in the Budget Resolution, the following amounts are hereby appropriated in the Airport Improvement Fund for the fiscal year beginning July 1, 2014 and ending June 30, 2015.

Expenditures \$ 160,000.00

For purposes of summary only as the actual figures are contained in the Budget Resolution, it is estimated that the following revenues will be available in the Airport Improvement Fund for the fiscal year beginning July 1, 2014 and ending June 30, 2015.

Grant	\$ 144,000.00
Appropriation from General Fund	<u>16,000.00</u>
	160,000.00

**ARTICLE XVI. SWAN QUARTER DIKE FUND**

For purposes of summary only as the actual figures are contained in the Budget Resolution, the following amounts are hereby appropriated in the Swan Quarter Dike Fund for the fiscal year beginning July 1, 2014 and ending June 30, 2015.

Expenditures \$ 5,000.00

For purposes of summary only as the actual figures are contained in the Budget Resolution, it is estimated that the following revenues will be available in the Swan Quarter Dike Fund for the fiscal year beginning July 1, 2014 and ending June 30, 2015.

Current Taxes \$ 5,000.00

BR

**ARTICLE XVII. SENIOR CENTER FUND**

For purposes of summary only as the actual figures are contained in the Budget Resolution, the following amounts are hereby appropriated in the Senior Center Fund for the fiscal year beginning July 1, 2014 and ending June 30, 2015.

Expenditures \$ 105,951.13

For purposes of summary only as the actual figures are contained in the Budget Resolution, it is estimated that the following revenues will be available in the Senior Center Fund for the fiscal year beginning July 1, 2014 and ending June 30, 2015.

Albemarle Commission.....	\$ 9000.00
Bldg Rent – Senior Center.....	400.00
Appropriation from General Fund .....	89,551.13
Grants.....	6,000.00
Fund Raisers.....	<u>1,000.00</u>
	\$ 105,951.13

**ARTICLE XVIII. ENGELHARD SANITARY DISTRICT FUND**

For purposes of summary only as the actual figures are contained in the Budget Resolution, the following amounts are hereby appropriated in the Engelhard Sanitary District Fund for the fiscal year beginning July 1, 2014 and ending June 30, 2015.

Expenditures \$ 130,000.00

For purposes of summary only as the actual figures are contained in the Budget Resolution, it is estimated that the following revenues will be available in the Engelhard Sanitary District Fund for the fiscal year beginning July 1, 2014 and ending June 30, 2015.

Collections 130,000.00

**ARTICLE XVIII. SCHOOL APPROPRIATIONS**

**SECTION 1** – The appropriations to the Board of Education, first, shall be made from any such funds which are dedicated to the use of the schools, and secondly, shall be made from the general county fund revenues to the extent necessary to meet the approved appropriation.

*BR*

**SECTION 2** – For purposes of summary only as the actual figures are contained in the Budget Resolution, the total appropriation for Current Expense from the General Fund is \$1,288,286.00.

**SECTION 3** – Except as otherwise provided in this Budget Ordinance or the Budget Resolution, this Budget Ordinance hereby incorporates by reference in its entirety the “PROPOSED BUDGET OF THE HYDE COUNTY BOARD OF EDUCATION FOR THE FISCAL YEAR BEGINNING JULY 1, 2014 and ENDING JUNE 30, 2015” as presented to the Board of Commissioners and all language in said Proposed Budget is incorporated into this Ordinance as if it were included within the body of this Ordinance. Said Proposed Budget may hereafter be referred to as the “School Budget”.

## **ARTICLE XIX. OTHER PROVISIONS**

**SECTION 1** – The Hyde County Manager in his capacity as Budget Officer is hereby authorized to transfer appropriations within a fund as contained herein under the following conditions:

- (a) He may transfer amounts between objects of expenditure within a department, except salary amounts, without limitations.
- (b) He may transfer amounts up to \$10,000 between departments of the same fund with an official report on such transfers at the next regular meeting of the Board of Commissioners.
- (c) He may not transfer any amounts between funds nor from any contingency appropriation within any fund.
- (d) He will assign legal costs to departments based upon the legal issue involved.

**SECTION 2** - All legal outstanding encumbrances at June 30, 2014 are hereby carried forward and re-appropriated as an amendment to the budget for the fiscal year beginning July 1, 2014 and ending June 30, 2015.

**SECTION 3** - Upon acceptance the annual audit for the fiscal year 2013-14 by the County Commissioners so long as such acceptance prior to June 30, 2014, the County Manager shall direct that fifty percent (50%) of the total cash revenue received in the General Fund that is in excess of the total expenses and current liabilities (excluding debt with a maturity on or after July 1, 2013) be transferred from the Unappropriated Reserve in the General Fund to the Capital Reserve

RR

Fund. The County Manager shall give a report to the Commissioners of the amount transferred at the next Regular meeting of the Board following the date of such transfer.

**ARTICLE XX. TAX LEVY**

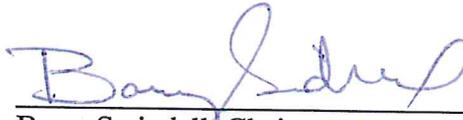
**SECTION 1** – There is hereby levied at the rate of \$0.64 per One Hundred Dollar (\$100) valuation of property listed for taxes as of January 1, 2015, for the purpose of raising the revenue listed in the General Fund, Article II., Section 2, of this Ordinance.

**SECTION 2** – The rate of tax as shown in Sections 1 above is based upon a total valuation of property for the purpose of taxation of \$1,083,712,574 and vehicles of \$24,854,226 and an estimated collection rate of 93.39% for real property and 72.09% for vehicles.

A public hearing on this Budget Ordinance was held on June 2, 2014.

This Budget Ordinance was adopted on the 2nd day of June, 2014.

HYDE COUNTY BOARD OF COMMISSIONERS

  
\_\_\_\_\_  
Barry Swindell, Chairman

ATTEST:

  
\_\_\_\_\_  
Lois Stotesberry, Clerk to the Board



# Hyde County Public Safety Center Roof Repair Project

## Project Ordinance 2014-06-02

Be it ordained by the Board of Commissioners of Hyde County, North Carolina, that pursuant to Section 13.2 of Chapter 159 of the General Statutes of North Carolina, the following Project Ordinance is hereby adopted:

Section 1. The project authorized is the Hyde County Public Safety Center Roof Repair Project.

Section 2. Hyde County staff is hereby directed to proceed with the Hyde County Public Safety Center Roof Repair Project within the terms of the document(s), and the budget contained herein.

Section 3. The following revenues are anticipated to be available to complete the project activities:

Capital Reserve	<u>110,486.00</u>
Total Project	\$110,486.00

Section 4. The following amounts are appropriated for completion of the project activities:

Construction Services	93,950.00
Contingency (5%)	4,698.00
Engineering Services	<u>11,838.00</u>
Total Project	\$110,486.00

Section 5. The Finance Officer is hereby directed to maintain within the Project Fund sufficient specific detailed accounting records.

Section 6. The Finance Officer is directed to report on the financial status of each project element in Section 4.

Section 7. Copies of this Project Ordinance shall be made available to the Finance Officer for direction in carrying out this project.

Adopted this 2nd day of June 2014

ATTEST

  
\_\_\_\_\_  
Barry Swindell, Chair  
Hyde County Board of Commissioners

  
\_\_\_\_\_  
Lois Statesbery  
Clerk to the Board



**HYDE COUNTY FLOOD DAMAGE  
PREVENTION ORDINANCE No. 121  
Amendment No. 3**

WHEREAS, the Board of Commissioners desires to amend language in Ordinance No. 121 – Hyde County Flood Damage Prevention – Section 20-7 and Section 20-8 as recommended by the State of North Carolina.

NOW, THEREFORE, IT IS ORDAINED AS FOLLOWS:

**Sec. 20-7. Lands to which this chapter applies.**

This ~~chapter~~ ordinance shall apply to all special flood hazard areas within the jurisdiction, including extraterritorial jurisdictions (ETJ) ~~if applicable, of the county and within the jurisdiction of any other community whose governing body agrees, by resolution, to such applicability~~ of Hyde County.

**Sec. 20-8. Basis for establishing the special flood hazard areas.**

The special flood hazard areas are those identified by ~~the Federal Emergency Management Agency (FEMA) or produced under the cooperating technical state (CTS) agreement between the State of North Carolina and FEMA in its flood hazard boundary map (FHBM) or flood insurance study FIS and its accompanying flood maps such as the flood insurance rate map (FIRM) and the flood boundary floodway map (FBFM), for the county dated May 15, 2003, for Hyde County and associated DFIRM panels, including any digital data developed as part of the Flood Insurance Study, which with accompanying supporting data and any revision thereto, including letters of map amendment or revision, are adopted by reference and declared to be a part of this chapter ordinance. The special flood hazard areas also include those defined through standard engineering analysis for private developments or by governmental agencies, but which have not yet been incorporated in the FIRM.~~ Future revisions to the FIS and DFIRM panels that do not change flood hazard data within the jurisdictional authority of Hyde County are also adopted by reference and declared a part of this ordinance. This includes, but is not limited to, detailed flood data:

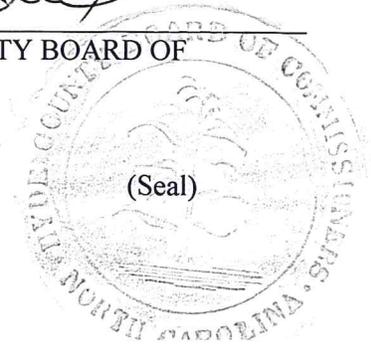
- (1) Generated as a requirement of section 20-53 (11) and (12);
- (2) Preliminary FIRMs, where more stringent than the effective FIRM; or
- (3) Post-disaster flood recovery maps.

Adopted on the 5<sup>th</sup> day of May, 2003; corrected on the 6<sup>th</sup> day of October, 2006; and further amended this the 2nd day of June 2014.

  
\_\_\_\_\_  
CHAIRMAN, HYDE COUNTY BOARD OF

COMMISSIONERS  
ATTEST:

  
\_\_\_\_\_  
CLERK, HYDE COUNTY BOARD OF COMMISSIONERS



**HYDE COUNTY  
HURRICANE IRENE RECOVERY  
PROJECT BUDGET ORDINANCE  
AMENDED**

**Project Ordinance 2014-06-02**

Be it ordained by the Board of Commissioners of Hyde County, North Carolina, that pursuant to Section 13.2 of Chapter 159 of the General Statutes of North Carolina, the following Project Ordinance is hereby adopted:

Section 1. The project authorized is the Hurricane Irene Recovery Project.

Section 2. Hyde County staff is hereby directed to proceed with the Hurricane Irene Project within the terms of the document(s), and the budget contained herein.

Section 3. The following revenues are anticipated to be available to complete the project activities:

FEMA Grant	\$2,291,800.98
NC Emergency Management	\$726,203.15
Insurance	\$292,788.07
Sheriff Grant	\$9,707.04
Transfer from Other Funds	<u>\$2,979,516.98</u>
Total Project	\$6,300,016.22

Section 4. The following amounts are appropriated for completion of the project activities:

Hurricane Irene Overtime	\$103,783.24
FICA	\$9,862.99
Group Insurance	\$7,990.58
Retirement	\$5,358.44
Retirement Law	\$1,103.50
Utilities	\$1,283.35
Travel	\$9,599.96
Building Repairs	\$309,509.29
Supplemental Law	\$747.88
Part-time	\$26,802.50
Gas, Oil and Tires	\$1,006.97
Supplies	\$18,929.94
Vector Control	\$40,755.20
Sewer Sprayfield	\$1,329,506.38
Road Debris	\$1,731,432.52
VFD	\$54,840.09
Contract	\$13,134.54
Equipment	\$59,313.25
Mutual Aid	\$81,007.22
Sheriff Guard	\$9,707.04
Due to Other Funds	<u>\$2,979,516.98</u>

Total Expenditures

\$6,795,191.86

Section 5. The Finance Officer is hereby directed to maintain within the Project Fund sufficient specific detailed accounting records.

Section 6. The Finance Officer is directed to report on the financial status of each project element in Section 4.

Section 7. Copies of this Project Ordinance shall be made available to the Finance Officer for direction in carrying out this project.

Adopted this 2nd day of June 2014

ATTEST



Barry Swindell, Chair  
Hyde County Board of Commissioners



Clerk to the Board



AMENDMENT OF  
ANIMAL CONTROL ORDINANCE  
FOR HYDE COUNTY

Be it ordained by the Board of Commissioners of Hyde County, North Carolina, that the following Animal Control Ordinance and the original Ordinance #17 as subsequently amended, is hereby further amended as follows:

CHAPTER FOUR: ANIMAL CONTROL ORDINANCE

SECTION 4-1. DEFINITIONS: The following words, terms and phrases, when used in this chapter, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

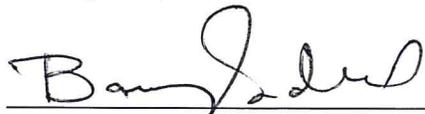
*Animal control officer* means any person hired *or contracted* -----

**(6) Any domesticated animal that soils or defiles private or public property.**

SECTION: 4-8. ANIMALS THAT ARE PUBLIC NUISANCE.

***(c) It shall be unlawful for any person while harboring, walking, riding, in possession of or in charge of, a dog, horse, or other domesticated animal, on public property or public right of way, or any private property without the permission of the private property owner, to allow their animal to soil or defile said property. Every owner shall have in his or her possession a bag or other container that closes, which is suitable for removing feces deposited by the animal. For horses or other large domesticated animals, the animal must be equipped with a manure catcher to immediately prevent manure from soiling or defiling above referenced locations, if requested to do so by a member of the Hyde County Sheriff's Department.***  
(Ord. No. 165, § 7, 4-7-2008)

This Animal Control Ordinance was duly adopted by the Hyde County Board of Commissioners at a meeting on the 18<sup>TH</sup> Day of April, 1994; adopted as amended on the 18<sup>th</sup> day of June, 2001; further amended on the 7<sup>th</sup> day of April, 2008 and on the 21<sup>st</sup> day of May, 2012; and, subsequently further amended on the 2<sup>nd</sup> day of June, 2014.



Barry Swindell, Chair  
Hyde County Board of Commissioners

ATTEST



Lois Stotesberry, Clerk to the Board  
Hyde County Board of Commissioners



# COUNTY OF HYDE

## Board of Commissioners

Barry Swindell, Chair  
Earl Pugh, Jr., Vice-chair  
Ben Simmons  
John Fletcher  
Dick Tunnell

30 Oyster Creek Road  
PO Box 188  
SWAN QUARTER, NORTH CAROLINA  
252-926-4400  
252-926-3701 Fax

Bill Rich  
County Manager

Fred Holscher  
County Attorney

Lois Stotesberry, CMC, NCCCC  
Clerk to the Board



## **Resolution Authorizing County Manager to Reconcile Department Budgets**

**WHEREAS**, in accordance with the FY2013-2014 Budget Ordinance the County Manager, with Board of Commissioners authority, will reconcile departmental accounts prior to year end closeout.

**NOW, THEREFORE, BE IT RESOLVED** that the Hyde County Board of Commissioners authorizes the County Manager to reconcile departmental budgets for year-end closeout under the following conditions:

- transfer amounts between objects of expenditure within a department except salary amounts without limitations
- transfer amounts up to \$10,000 between departments of the same fund with an official report of such transfers to be made available for approval at the next meeting of the Board of Commissioners
- not transfer any amounts between funds nor from contingency within any fund
- assign legal costs to departments based on the legal issue based upon the legal issue involved

Adopted this the 2<sup>nd</sup> day of June, 2014, in Hyde County, North Carolina.

ATTEST: Lois Stotesberry  
Lois Stotesberry, Clerk to the Board

Barry Swindell  
Barry Swindell, Chairman





**BOARD OF COMMISSIONERS  
OF THE COUNTY OF HYDE  
NORTH CAROLINA**

**RESOLUTION**

**RESOLUTION NOT IN SUPPORT OF THE ENVIRONMENTAL PROTECTION AGENCY REMOVING LANGUAGE CONTAINING "NAVIGABLE" WATERS IN THE WATERS OF THE UNITED STATES PROPOSED RULE UNDER THE CLEAN WATER ACT AMENDMENT**

**WHEREAS**, the Hyde County Board of Commissioners and the Hyde Soil & Water Conservation District Supervisors acknowledge that the Environmental Protection Agency is proposing a rule change to the Clean Water Act under the heading of Waters of the United States.

**WHEREAS**, the Hyde County Board of Commissioners and The Hyde Soil & Water Conservation District Supervisors acknowledge that the Environmental Protection Agency has proposed that the word "navigable" be removed from the language of the Clean Water Act.

**WHEREAS**, the Hyde County Board of Commissioners and The Hyde Soil & Water Conservation District Supervisors acknowledge that this proposed change would no longer be confined to "navigable waters of the United States, but would read simply, "waters of the United States".

**WHEREAS**, the Hyde County Board of Commissioners and The Hyde Soil & Water Conservation District Supervisors acknowledge that this proposal would potentially cause a major shift in policy and would negatively impact the rights and freedoms of all land owners and would take away the flexibility in which states may have in making their own rules for waters in the state. This would not be favorable to the production of agriculture and land owners across the country. "Navigable" is a limiting factor, and without that word in the language it opens the door to stricter limitations from the Environmental Protection Agency.

**WHEREAS**, the Environmental Protection Agency has provided a "comment period where citizens can voice their concerns. The comment period for the Interpretive Rule will be 45 days, and the comment period for the proposed rule on the definition of the "Waters of the United States" will be 90 days. The proposed "waters of the United States" rule was published on April 21, 2014 and is currently open for public comment until July 21, 2014.

**NOW THEREFORE, BE IT RESOLVED THAT** the Hyde County Board of Commissioners and the Hyde Soil & Water Conservation District Supervisors endorse the language of "navigable" waters to remain in the Clean Water Act.

Duly adopted this the 2<sup>nd</sup> day of June, 2014. Attested by:

Barry Swindell, Chairman  
Hyde County Board of Commissioners

Lois Stotesberry, Clerk to the Board  
Hyde County Board of Commissioners

J.W. Spencer, Chairman  
Hyde Soil & Water Conservation District



**Hyde County ECB Renovations Project**

**Project Ordinance 2014-07-02**

Be it ordained by the Board of Commissioners of Hyde County, North Carolina, that pursuant to Section 13.2 of Chapter 159 of the General Statutes of North Carolina, the following Project Ordinance is hereby adopted:

Section 1. The project authorized is the Hyde County ECB Renovations Project.

Section 2. Hyde County staff is hereby directed to proceed with the Hyde County ECB Renovations Project within the terms of the document(s), and the budget contained herein.

Section 3. The following revenues are anticipated to be available to complete the project activities:

Capital Reserve	<u>100,000.00</u>
Total Project	\$100,000.00

Section 4. The following amounts are appropriated for completion of the project activities:

Construction Services	91,967.00
Contingency (%)	0
Engineering Services	<u>8,033.00</u>
Total Project	\$100,000.00

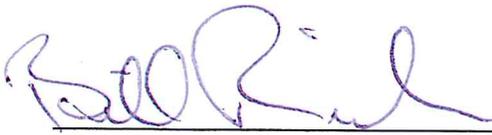
Section 5. The Finance Officer is hereby directed to maintain within the Project Fund sufficient specific detailed accounting records.

Section 6. The Finance Officer is directed to report on the financial status of each project element in Section 4.

Section 7. Copies of this Project Ordinance shall be made available to the Finance Officer for direction in carrying out this project.

Adopted this 12th day of May 2014

ATTEST

  
\_\_\_\_\_  
William Rich, Manager  
Hyde County

  
\_\_\_\_\_  
Lois Sotenberg  
Clerk to the Board

