



Since 1712

HYDE COUNTY

NORTH CAROLINA

Meeting Date: 09.04.12

Presenter(s):

Title:

Agency/Dept.: Commissioners

Item Title: Appointment/Confirmation of members of Occupancy Tax Boards

Attachments: Yes

Description: One additional member needs to be appointed to the Ocracoke Occupancy Tax Board.

The Boards will need to meet as soon as possible to elect their Chairman. The committees elect their own chairman for a period of one year. It is important that the chairmen are appointed soon because no bills can be processed for payment at this time. The Manager will send letters to all members, and conduct a training session once the appointments are made.

Times Read: First

Impact on Budget: Does not increase the budget.

Recommendation: Make appointments

MOTION MADE BY:

____ A. Byrd
____ B. Swindell
____ D. Styron
____ D. Tunnell
____ S. Spencer

MOTION SECONDED BY:

____ A. Byrd
____ B. Swindell
____ D. Styron
____ D. Tunnell
____ S. Spencer

Vote:

A. Byrd
B. Swindell
D. Styron
D. Tunnell
S. Spencer

Aye

Nay

Pre-Disaster Mitigation Grant – Approval of Professional Services

Chris Hilbert, Program Administrator, HCP, Inc., reported that on behalf of Hyde County, HCP advertised in the Coastland Times newspaper on March 22, 2012, requesting proposals for structural engineering, surveying, and asbestos inspection services required for the County's recently-awarded PDM elevation grant. HCP also mailed Requests for Proposals to a number of firms for each required service on the same date. HCP reviewed the proposals received by the deadline date of April 6, 2012.

Commissioner Swindell moved to authorize the County Manager to work with Holland Consulting Planners, Inc., to negotiate fees in accordance with available service delivery funds in the approved PDM application and execute contracts for engineering, surveying, and asbestos inspection for the PDM elevation project. Mr. Byrd seconded the motion. The motion passed on the following vote:

Ayes – Byrd, Spencer, Styron, Swindell and Tunnell Nays – None

Mainland Hyde & Ocracoke Occupancy Tax Advisory Committee Appointments

Manager Smith reported that on June 4th the Board approved amendment of Hyde County Ordinance No. 38-24 – Advisory Committee to designate that committee appointments be made at or before the second Board meeting in July of each fiscal year. On June 18, the Board tabled appointments to the Mainland and Ocracoke Occupancy Tax Advisory Committee to allow time to contact current board members and to solicit interested applicants.

Chairwoman Spencer recommended appointment of Wanda Jennette to replace Mark Carawan and to confirm interest in serving on the Board with Donna Spencer. Appointments to the Hyde County Mainland and Ocracoke Occupancy Tax Boards will be made at the next regularly scheduled Board of Commissioners meeting on Monday, August 6, 2012.

Appointment to Northeast Workforce Development Board

Manager Smith received request from the Northeastern Workforce Development Board for appointment of Sharon (Sherry) Carawan to its Board.

Commissioner Tunnell moved to appoint Sharon (Sherry) Carawan to the Northeast Workforce Development Board. Mr. Byrd seconded the motion. The motion passed on the following vote:

Ayes – Byrd, Spencer, Styron, Swindell and Tunnell Nays – None

Approval of Position for Planning & Development Technician

Manager Smith reported that during discussions pertaining to the 2-12-2013 Budget, the Commissioners recommended that the Grants Administrator position and the Public Information Officer (PIO) positions be cut back to part-time. Upon further study, Ms. Smith recommended that the two part-time positions be combined into one full-time position in order to attract a higher caliber of employee. Funds to cover the cost of providing benefits would be taken from within the approved budget allocation. The duties of the PIO would be assigned to Jamie Carter who already serves as a Deputy Clerk and part-time PIO for the county.

Commissioner Byrd moved to combine the part-time Grants Administrator position and the part-time Public Information Officer (PIO) position into one full-time (with benefits) Planning and Development Technician position. Mr. Tunnell abstained from voting due to conflict of interest. Ms. Styron seconded the motion. The motion passed on the following vote:

Ayes – Byrd, Spencer, Styron, Swindell Not Voting – Tunnell Nays – None

COUNTY OF HYDE

Board of Commissioners

Sharon Spencer, Chair
Dick Tunnell, Vice-chair
Darlene Styron
Larry Swindell
Anson Byrd

30 Oyster Creek Road

PO Box 188

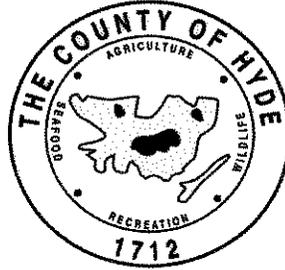
SWAN QUARTER, NORTH CAROLINA 27885

252-926-4400

252-926-3701 Fax

Mazie Swindell Smith
County Manager

Fred Holscher
County Attorney



August 10, 2012

Clayton Gaskill
P.O. Box 512
Ocracoke, NC 27960

RE: Ocracoke Occupancy Tax Advisory Board

Dear Clayton:

Please be advised that at its regularly scheduled meeting on Monday, August 6, 2012 the Hyde County Board of Commissioners appointed you to serve on the Ocracoke Occupancy Tax Advisory Board.

Thank you for your interest in serving your community.

Should you have any questions, please contact us.

Sincerely,

Mazie Smith
County Manager

cc: Commissioners



Since 1712

HYDE COUNTY

NORTH CAROLINA

August 28, 2012

Stella O'Neal
P.O. Box 374
Ocracoke, NC 27960

Dear Stella,

At its regularly scheduled meeting on August 8, 2012, the Hyde County Board of Commissioners appointed Frank Brown and Clayton Gaskill to serve on the Ocracoke Occupancy Tax Board. The commissioners wish to thank you for serving as Chair on the Tax Board for the past several years.

Thank you for your interest in serving your community.

Sincerely,

A handwritten signature in cursive script that reads "Mazie S. Smith". The signature is fluid and somewhat stylized, with the first letters of each word being capitalized and prominent.

Mazie S. Smith, Manager



Hyde County Board of Commissioners AGENDA ITEM SUMMARY SHEET

Date: 9.4.2012

Title: Region 9 Community Transformation Project Grant Application

Sponsor: Kris Noble **Title:** Planning Director

Agency/Dept.: Office of Economic Development and Planning

Description: Hyde County has the opportunity to apply for a Region 9 Community Transformation Project Grant offered through the Comprehensive Health Care Program. The grant is specifically designed for proactive planning for good health in our communities and active living. The proposed grant project under this grant will be to prepare an update to the Hyde 2002 Parks and Recreation Master Plan. The effort will include an assessment of existing facilities and provide recommendations for improving and/or constructing new facilities. Ocracoke and Mainland Hyde will be addressed. The application is attached for review.

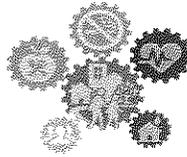
Attachments: Yes. Completed application attached.

Reading number: First

Impact on Budget: Does not increase the budget.

RECOMMENDATION: Authorize application of Region 9 Community Transformation Project.

<u>MOTION MADE BY:</u>	<u>MOTION SECONDED BY:</u>	<u>VOTE:</u>	<u>Aye</u>	<u>Nay</u>
_____ Byrd	_____ Byrd	Byrd	_____	_____
_____ Spencer	_____ Spencer	Spencer	_____	_____
_____ Styron	_____ Styron	Styron	_____	_____
_____ Swindell	_____ Swindell	Swindell	_____	_____
_____ Tunnell	_____ Tunnell	Tunnell	_____	_____



REGION 9 COMMUNITY TRANSFORMATION PROJECT	
Project Title:	Hyde County Parks and Recreation Master Plan
Dollar Amount Requested:	
Agency Name:	Hyde County
Physical Address:	30 Oyster Creek Road
City, State, Zip:	Swan Quarter, NC 27885
Mailing Address: (If different from above):	PO Box 188
City, State, Zip:	Swan Quarter, NC 27885
Phone:	252/926-4180
Fax:	252/926-3701
Website:	http://www.hydecountync.gov
Contact Information for Proposed Project	
Executive Director:	Mazie Smith, County Manager
Phone:	252/926-4178
E-Mail Address:	msmith@hydecountync.gov
Contact Person for Grant:	Kris Noble, Planning and Economic Development Director
Phone:	252/926-4180
E-Mail Address:	knoble@hydecountync.gov
Summarize the intent and work of your program/project in one paragraph:	
<p>Hyde County would like to prepare an update to its 2002 Parks and Recreation Master Plan. The process will engage community organizations in an attempt to identify potential joint use facilities. Increasing access for the physically challenged will also play a role in the project. Specific detail will be placed on increasing use of existing facilities. This effort will include an assessment of existing facilities and provide recommendations for improving and/or constructing new facilities. A long range plan respective of citizen derived inputs will provide the county with a means to explore funding and implementation options moving forward. Active transportation connections will be proposed in conjunction with open space and recreational facilities. Ocracoke Island and the mainland of Hyde County will be addressed on individual terms as deemed necessary.</p>	

Community Transformation Project (CTP) Criteria:

CTP programs are designed to transform communities within 15 counties by focusing on:

- Increasing tobacco-free regulations of local government buildings and of indoor public places
- Increasing the number of community organizations that promote joint use/community use of facilities
- Increasing the number of communities that support farmers' markets, mobile markets, and farm stands and access to these outlets

Please check which of the above apply to your program, you may check more than one.

Indicate the individuals who will benefit from the program:

Target Population:

- Primarily for persons living in poverty
- Primarily for persons in the broader, rural community
- Other _____

Special Needs:

- Uninsured or Underinsured
- Racial, cultural, or ethnic minorities

Age:

- Infants
- Children
- Teenagers
- Adults
- Seniors
- All Ages

Gender:

- Male
- Female
- Both

Clearly identify the target population for this project. Provide an estimate of the number of people that will be served and the number of financially needy individuals who will be served.

Estimated # of People to be Served: 5,810

Estimated # of People to be Served that will be Financially Needy:

1,185 below poverty (2010 Census)

2,405 LMI below poverty (Census 2000 Low & Moderate Income)

Organization & Program Information

Check below to indicate which Community Transformation Project focus area(s) your proposed project addresses:

- Tobacco-Free Living
- Active Living
- Healthy Eating

1) State your organization's Mission, and how the proposed project fits your mission.

The Hyde County Land Use Plan (adopted January 2008) addresses general health and human service needs. The plan specifically states: (1) The county generally supports efforts, initiatives, and programs – both public and private – that provide new buildings and facilities, or serve to make existing buildings and facilities accessible and available to physically challenged persons and (2) The county supports improved pedestrian and vehicular access to Lake Mattamuskeet and its shoreline. Further, the county states as an implementing action that it will seek grant monies and/or technical assistance to study the development of a recreational facilities plan.

2) *Briefly* summarize the organization's background.

Hyde County is one of the oldest counties in North Carolina, originally formed in 1705 as Wickham Precinct. Hyde County is governed by a five member Board of Commissioners who bear the responsibility of serving the people and improving the quality of life in the county. The county is divided into five townships (Currituck, Fairfield, Lake Landing, Ocracoke and Swan Quarter) with one commissioner elected from each township. The Board serves four year staggered terms with elections held every two years. A County Manager, hired by the Commissioners, acts on their behalf.

Stark differences exist in the composition of the Hyde County mainland population and that of Ocracoke Island. Hyde County is rural in nature with a minimal tourism base. On Ocracoke, however, there is a large seasonal population as a result of tourism.

3) Define the problem or *identified community need* that your project or program will address.

In the past year, the Hyde County Office of Planning and Economic Development has received an abundance of requests from citizenry concerning a lack of recreational opportunities. A Recreation Committee was recently appointed by the Board of Commissioners to pursue community programs; however, no funds were available to seek technical assistance.

Providing the County with a Parks and Recreation Master Plan will identify opportunities for increased active transportation and recreation while also fulfilling a need clearly stated by citizenry. Based on the 2012 North Carolina County Health Rankings, Hyde County ranked 41 out of 100 counties in health factors (what influences the health of the county) and 31 out of 100 counties in health outcomes (how healthy is a county). Hyde County cannot improve health conditions without an improved active recreation program.

- 4) List the objectives of your project or program and indicate what *measurable* changes and benefits will result.

The project's overall objective is to improve Hyde County's opportunities for a healthier population. The focus will be on establishing linkages among departments, agencies, and the private sector through development of the Parks and Recreation Master Plan, which will support public health initiatives. Specifically, the following will be addressed:

- **Identification of recreation deficiencies and needs.**
- **Identification of specific obstacles to safe access to recreation facilities.**
- **Establishment of strategies to facilitate new recreation programs.**
- **Promotion of agency/organization involvement in support of joint use/community use of facilities.**
- **Non-motorized transportation options connections.**
- **Incorporation of health based recreational concerns**
- **Creation of a unified vision for Hyde County Parks and Recreation facilities**

- 5) Describe the activities you will use to accomplish these objectives. Include timeline information with estimated completion dates.

Hyde County will utilize a planning consultant to prepare a Parks and Recreation Master Plan. Please see attached draft plan outline.

- 6) How you will measure the success of these activities?

The Hyde County Office of Planning and Economic Development will prepare an annual report for presentation to the Board of Commissioners and local stakeholder agencies assessing/defining which of the plan's implementing actions have been accomplished.

Project or Program Financial Information

7) Develop a project or program budget, including income and expenses for the period you are requesting funds.

Expenses: If you need to summarize on this page because of space limitations, please enclose a budget detail with your application to support the summary.

Income: List all funding sources contributing to this project, including in-kind contributions from all agencies collaborating on this project.

Please Note: Totals for Income and Expense columns must balance.

Program Expenses (by category/line item)	Program Revenue (by sources)
Consultant contractual services for plan preparation (\$35,000) Hyde County administration, advertising and printing expense (\$5,000)	Region 9 CTP Program (\$40,000)
Total Expenses \$ 40,000	Total Revenue \$40,000

8) Total dollar amount (from above) being requested from the Region 9 CTP Program: \$40,000 to carry out the work of your project/program.

- 9) List the names of other organizations, both public and private, to which you have also applied for support **of this specific program**. Include the amount you requested and the status of your request (pending, approved, not approved) and date.

Organization(s)	Dollar Amount	Status (Pending or Approved, if approved include date)
1) None (no identified alternative source of funding)		
2)		
3)		
4)		

10) Organization's fiscal year: From 7/1/2012 to 6/30/2013
 (mm-dd-yy) (mm-dd-yy)

Project or program budget: From 9/1/2012 to 1/30/2013
 (07-01-11) (06-30-12)

Submission Signatures and Attestation of Information:

The information provided in this proposal is accurate and complete. I am responsible for the implementation of activities proposed in this funding request, and am a key point of contact for questions about this proposal:

Kris Noble
Printed or Typed Name of Primary Contact for
Grant Requesting Organization

Planning & Economic Development Director
Title

Signature

Date

Mazie Smith
Printed or Typed Name of Chief Executive Officer,
Requesting Organization

County Manager
Title

Signature

Date

Sharon P. Spencer
Typed name of President/Chair, Board of Directors

Chair, Board of Commissioners
Title

Signature

Date

Submit this Checklist of Items with your Full Application

The following items **must** be included with your full application:

- **One original** application form with the original signature(s).
Original signatures of your chief executive officer and the president or chair of your board of directors must be on the application form.
- A single-sided list of members of your board of directors (please indicate the titles of the officers of the board).
- A single-sided list of staff members that will be associated with the project or program, their title, and the date they joined your organization.

Financial information for your organization, including:

- Most recent certified public accounting audit (if applicable)

HYDE COUNTY
PARKS AND RECREATION MASTER PLAN

BOARD OF COMMISSIONERS

Sharon P. Spencer, Chair

Dick Tunnell, Vice Chair

Darlene Styron

H. Anson Byrd

Barry Swindell

HYDE COUNTY
PARKS AND RECREATION MASTER PLAN

STAFF MEMBERS

Mazie Smith
County Manager
(insert date joined county)

Kris Noble
Planning and Economic Development Director
(insert date joined county)

NOTE: The County will procure a planning consultant to assist with preparation of the Parks and Recreation Master Plan.

HYDE COUNTY
PARKS AND RECREATION MASTER PLAN

DRAFT OUTLINE

- I. INTRODUCTION
- II. HISTORY
- III. COMMUNITY PROFILE
 - A. Population
 - B. Housing
 - C. Economy
 - D. Identify recreation health base concerns (utilize community-wide survey)
- IV. EXISTING COUNTY RECREATION FACILITIES (including pedestrian and bicycle routes/trails)
- V. EXISTING COUNTY RECREATION PROGRAMS
- VI. IDENTIFY OPPORTUNITIES FOR JOINT USE FACILITIES
- VII. HEALTH BASED RECREATION PLANNING - DISCUSSION OF FACILITY NEEDS
 - A. Discussion of program needs
 - B. Coordination of recreation planning with health based agencies/services
 - C. Coordination of county services and facilities
 - D. Potential funding sources
 - E. Discussion of the following specific health/recreation topics:
 - 1. Outdoor therapeutic recreation
 - 2. Handicapped accessibility
 - 3. Child with special health needs
 - 4. Nature based recreation
 - 5. Removal of obstacles to health disparities through community-based participation
 - 6. Recreational programs to support an active lifestyle.
 - 7. Access to all cultural segments of the Hyde County community.



Since 1712

HYDE COUNTY

NORTH CAROLINA

Meeting Date: 09.04.12

Presenter(s): Mazie Smith

Title: County Manager

Agency/Dept.: Hyde County Government

Item Title: Lease with N.C. Forest Service for Fire Retardant Tanks at Airport

Attachments: Yes

Description: The N.C. Forest Service has tanks of fire retardant located at the airport in Engelhard, yet there has never been a formal agreement between the two agencies. This lease clarifies the responsibility the Forest Service to the county.

Times Read: First

Impact on Budget: Does not increase the budget.

Recommendation: Approve lease

MOTION MADE BY:

- _____ A. Byrd
- _____ B. Swindell
- _____ D. Styron
- _____ D. Tunnell
- _____ S. Spencer

MOTION SECONDED BY:

- _____ A. Byrd
- _____ B. Swindell
- _____ D. Styron
- _____ D. Tunnell
- _____ S. Spencer

Vote:

- A. Byrd
- B. Swindell
- D. Styron
- D. Tunnell
- S. Spencer

Aye

- _____
- _____
- _____
- _____
- _____

Nay

- _____
- _____
- _____
- _____
- _____

**THIS LEASE DOES NOT BECOME EFFECTIVE UNTIL EXECUTED BY THE
STATE OF NORTH CAROLINA**

STATE OF NORTH CAROLINA

LEASE AGREEMENT

COUNTY OF HYDE

THIS LEASE AGREEMENT, made and entered into this the _____ day of _____, 2012, by and between COUNTY OF HYDE, hereinafter designated as Lessor, and the STATE OF NORTH CAROLINA, North Carolina Department of Agriculture and Consumer Services, North Carolina Forest Service hereinafter designated as Lessee;

WITNESSETH:

THAT WHEREAS, authority to approve and execute this lease agreement was delegated to the Department of Administration by resolution adopted by the Governor and Council of State on the 1st day of September, 1981; and as amended on November 7, 1984; and

WHEREAS, the Department of Administration has delegated to this State agency the authority to execute this lease agreement by a memorandum dated the 11th day of March, 2003; and

WHEREAS, the parties hereto have mutually agreed to the terms of this lease agreement as hereinafter set out,

NOW THEREFORE, in consideration of the rental hereinafter agreed to be paid and the terms and conditions hereinafter set forth, Lessor does hereby let and lease unto Lessee and Lessee hereby takes and leases from Lessor for and during the period of time and subject to the terms and conditions hereinafter set out certain space in Hyde County, North Carolina, more particularly described as follows:

Being +/- 1 acre area at the East end of Tarmac where Lessor has allowed Lessee to install aboveground tanks that store Fire Retardant at the Hyde County Airport, Engelhard, North Carolina 28713.

STATE OF NORTH CAROLINA, DEPARTMENT OF AGRICULTURE &
CONSUMER SERVICES, NORTH CAROLINA FOREST SERVICE

CONDITIONS OF THIS LEASE AGREEMENT ARE AS FOLLOWS:

1. The term of this lease shall be for a period of three (3) years commencing on the **1st day of September, 2012**, or as soon thereafter as the leased premises are ceded to the Lessee and terminating on the **31st day of August, 2015**.

2. The Lessee shall pay to the Lessor as rental for said premises the sum of **\$1.00** Dollars per term.

3. Lessor and Lessee agree the following items will be included in the Lease:

1) The Lessee will cut the grass behind the Flame Retardant tanks (approx. 1 acre) 2) The Lessee is allowed to use the airport office (public space with restrooms).

4. During the lease term, the Lessor shall keep the leased premises in good repair and tenantable condition, to the end that all facilities are kept in an operative condition.

5. It is understood and agreed that Lessor shall, at the beginning of said lease term as herein above set forth, have the leased premises in a condition satisfactory to Lessee.

6. The Lessee shall have the right during the existence of this lease, with the Lessor's prior consent, to make alterations, attach fixtures and equipment, and erect additions, structures or signs in or upon the leased premises. Such fixtures, additions, structures or signs so placed in or upon or attached to the leased premises under this lease or any prior lease of which this lease is an extension or renewal shall be and remain the property of the Lessee and may be removed there from by the Lessee prior to the termination of this lease or any renewal or extension thereof, or within a reasonable time thereafter. The Lessee shall have no duty to remove any improvement or fixture placed by it on the premises or to restore any portion of the premises altered by it. In the event Lessee elects to remove his improvements or fixtures and such removal causes damage or injury to the demised premises, Lessee will repair only to the extent of any such damage or injury.

7. Lessor shall be liable to Lessee for any loss or damages suffered by Lessee which are a direct result of the failure of Lessor to perform an act required by this lease, and provided that Lessor could reasonably have complied with said requirement.

8. Upon termination of this lease, the Lessee will peaceably surrender the leased premises in as good order and condition as when received, reasonable use and wear and damage by fire, war, riots, insurrection, public calamity, by the elements, by act of God, or by circumstances over which Lessee had no control or for which Lessor is responsible pursuant to this lease, excepted.

9. The Lessor agrees that the Lessee, upon keeping and performing the covenants and agreements herein contained, shall at all times during the existence of this lease peaceably and quietly have, hold, and enjoy the leased premises free from the adverse claims of any person.

10. The failure of either party to insist in any instance upon strict performance of any of the terms and conditions herein set forth shall not be construed as a waiver of the same in any other instance. No modification of any provision hereof and no cancellation or surrender thereof shall be valid unless in writing and signed and agreed to by both parties.

11. Any hold over after the expiration of the said term or any extension thereof, shall be construed to be a tenancy from month to month, and shall otherwise be on the terms and conditions herein specified, so far as applicable; however, either party shall give not less than sixty (60) days written notice to terminate the tenancy.

12. The parties to this lease agree and understand that the continuation of this lease agreement for the term period set forth herein, or any extension or renewal thereof, is dependent upon and subject to the appropriation, allocation or availability of funds for this purpose to the agency of the Lessee responsible for payment of said rental. The parties to this lease also agree that in the event the agency of the Lessee or that body responsible for the appropriations of said funds, in its sole discretion, determines, in view of its total local office operations that available funding for the payment of rents are insufficient to continue the operation of its local offices on the premise leased herein, it may choose to terminate the lease agreement set forth herein by giving Lessor written notice of said termination, and the lease agreement shall terminate immediately without any further liability to Lessee.

13. All notices herein provided to be given, or which may be given by either party to the other, shall be deemed to have been fully given when made in writing and deposited in the United States mail, certified and postage prepaid and addressed as follows: To the Lessor at **Post Office Box 188, Swan Quarter, North Carolina 27885** and the Lessee at **1616 Mail Service Center, Raleigh, NC 27699-1616**. Nothing herein contained shall preclude the giving of such notice by personal service. The address to which notices shall be mailed as aforesaid to either party may be changed by written notice.

14. Upon vacating Lessor's property, the fire hydrant installed by the Lessee shall become property of Lessor.

15. Lessee shall not be responsible for any damage, loss, or expense resulting from the presence of any Hazardous Material generated, stored, disposed of or transported to or over the Premises prior to the presence of the lessee nor that generated, stored, disposed of or transported by others. Lessee shall be responsible only for that equipment and appurtenant components installed, stored, or utilized on the Premise. Lessee shall be required to implement safeguards and protective measures necessary for the equipment and appurtenant components installed by and utilized by the lessee on the Premises. Lessor makes no representations regarding any environmental hazard on the Premises. The premises are leased on an "as-is/where-is" basis.

16. During large scale fire conflagrations, Lessor shall make available to Lessee use of the Terminal Building.

"N.C.G.S. § 133-32 and Executive Order 24 prohibit the offer to, or acceptance by, any State Employee of any gift from anyone with a contract with the State, or from any person seeking to do business with the State. By execution of this Lease, Lessor attests, that it is not aware that any such gift has been offered, accepted, or promised by any employees of its organization."

IN TESTIMONY WHEREOF, this lease has been executed by the parties hereto, in duplicate originals, as of the date first above written.

STATE OF NORTH CAROLINA

Department of Agriculture & Consumer Services

BY: _____

TITLE: _____

LESSOR:

COUNTY OF HYDE

BY: _____

TITLE: _____

ATTEST: _____

TITLE: _____

STATE OF NORTH CAROLINA

COUNTY OF _____

I, _____, a Notary Public in and for the
County of _____ and State aforesaid, do hereby certify that
_____, personally appeared before me this date and acknowledged that
she is (title) _____, and that by
Authority given and as an act of _____,
the foregoing instrument was signed by _____ its
_____, attested by _____ its
(title) _____ for the purposes therein expressed.

WITNESS my hand and Notarial Seal, this the ____ day of
_____, 2012.

Notary Public

Print Name

My Commission Expires:

STATE OF NORTH CAROLINA

COUNTY OF _____

I, _____, a Notary Public in and for the
County and State aforesaid, do hereby certify that Kent Yelverton, P. E., Director
Property and Construction, NC Department of Agriculture and Consumer
Services, personally came before me this day and acknowledged the due
execution by him of the foregoing instrument for the purpose therein expressed.

WITNESS my hand and Notarial Seal, this the _____ day of
_____, 2012.

Notary Public

Print Name

My Commission Expires:



Since 1712

HYDE COUNTY

NORTH CAROLINA

Meeting Date: 09.04.12

Presenter(s): Mazie Smith

Title: County Manager

Agency/Dept.: Hyde County Government

Item Title: Approval of Grant Match for Scenic Byways Signage at Ocracoke

Attachments: Yes

Description: The County Commissioners agreed in 2011 to provide matching grant funds to the National Scenic Byway Program for a signage progra at Ocracoke if the grant was received. The amount to be provided to the match needs to be decided. \$12,500 is being requested.

Times Read: First

Impact on Budget: Does not increase the budget.

Recommendation: Decide amount and approve payment

<u>MOTION MADE BY:</u>	<u>MOTION SECONDED BY:</u>	<u>Vote:</u>	<u>Aye</u>	<u>Nay</u>
____ A. Byrd	____ A. Byrd	A. Byrd	____	____
____ B. Swindell	____ B. Swindell	B. Swindell	____	____
____ D. Styron	____ D. Styron	D. Styron	____	____
____ D. Tunnell	____ D. Tunnell	D. Tunnell	____	____
____ S. Spencer	____ S. Spencer	S. Spencer	____	____

Mazie Smith

From: Mazie Smith <MSmith@hydecountync.gov>
Sent: Tuesday, August 14, 2012 3:09 PM
To: 'melinda sutton'
Cc: 'darlenestyron'; Kris Noble; Lois Stotesberry; Robin Payne (robinpayne@Ocracokefoundation.org)
Subject: RE: Grant and matching funds for the Scenic Byway

Lois located the minutes from May 16, 2011. The minutes read as follows:

"Manager Smith presented to the board a letter supporting the efforts of Ocracoke citizens to apply for a grant to secure matching funds for signage as part of the national Scenic Byway Program. Commissioner Styron made a motion in support of the project to secure matching funds for signage. Mr. Tunnell seconded the motion."

I also found the letter that I wrote on behalf of the Commissioners, and it states: "Hyde County government will be pleased to support this endeavor with a matching fund contribution to the full extent that we are able."

This seems clear that the board did agree to provide matching funds. I will therefore put it on the agenda for the next meeting to decide how much they feel we can contribute.

ACT4Hyde

"All Come Together for Hyde"



Mazie Swindell Smith

County Manager
County of Hyde
30 Oyster Creek Road
Swan Quarter, NC 27885
252-926-4400 Phone
252-542-9283 Mobile

*Before printing this email, please consider your budget and the environment.
If you must print, print only what you need, on both sides of the paper. Don't forget to recycle!*

><(((°>`.....~.....><(((°>`.....~.....><(((°>

From: Mazie Smith [mailto:MSmith@hydecountync.gov]
Sent: Tuesday, August 14, 2012 10:44 AM
To: 'melinda sutton'
Cc: 'darlenestyron'; Kris Noble; Lois Stotesberry; Robin Payne (robinpayne@Ocracokefoundation.org)
Subject: RE: Grant and matching funds for the Scenic Byway

Bless your heart – thank you for all your efforts. We need more good citizens like you! I will try to research the minutes to find out where this was approved, and if funds were budgeted to provide the match. Please do not worry about it any further; I will do some research and get back in touch with you.

.ris – Robin: Can you all provide any further information on this issue?

Lois – Will you check back on the minutes from the last couple of years and see if you can find where this was approved? You might check with the Clerk from Dare County since they have recently discussed it.

ACT4Hyde

"All Come Together for Hyde"



Mazie Swindell Smith

County Manager
County of Hyde
30 Oyster Creek Road
Swan Quarter, NC 27885
252-926-4400 Phone
252-542-9283 Mobile

*Before printing this email, please consider your budget and the environment.
If you must print, print only what you need, on both sides of the paper. Don't
forget to recycle!*

><(((°>`.....~).....><(((°>`.....~).....><(((°>

From: melinda sutton [<mailto:melinda.tradewinds@embarqmail.com>]
Sent: Friday, August 10, 2012 8:26 AM
To: Mazie Smith
Cc: darlenestyron
Subject: Re: Grant and matching funds for the Scenic Byway

Thanks for the response Mazie.

I did ask the Occupancy Tax Board for \$12,500 -the entire match- at the April meeting. Even though the Occupancy Board had approved a \$3000 match the previous year to hire a grant writer, the current total was denied due to the lack of knowledge of the Scenic Byway and what it doing and the lack of any other sources adding to the match. I also asked at the March meeting of Ocracoke Civic and Business Association regarding the match and the group present told me to ask the Occupancy Board also due to the amount they could not approve such an expense without further discussion.

As you know I came into this after all was underway and have gone back to executive board to figure out how this all came about as I was grilled at the Occupancy Board meeting. Apparently, Earl O'Neal, Former Manager Carl Claussen, Karen Amspacher, and Mary Helen Goodloe-Murphy met with the Hyde County Commissioners the time and got their approval for this scenic byway. As they received the approval, the first item is to obtain funding from the scenic byway program for signage and interpretation so that visitors know it exists. David Dalquist was hired by the scenic byway group to write the grant application.

The Scenic Byway board meets quarterly with all the shareholders, DOT, NPS, Commerce Dept, Carteret County, Dare County, and Hyde County to name a few. I have attended the last two meetings as the representative for Hyde County. At one of the previous quarterly shareholder meetings, the grant was presented to the group for submission. The group present agreed. I was not appointed at that time, but I believe Gene Ballance, Kenny Ballance, Janey Jacoby and/or Robin Payne was there.

Here is where I think we have issues- the Scenic Byway group is under the impression that the Hyde County commissioners understand and support the scenic byway by appointing these members. The only item on the Byway agenda is signage and interpretation since the first day, so they found and received a grant for \$200,000 and broke out the matching funds based on mileage as originally arranged by the group of Earl, Carl, Karen, and Mary-Helen and approved by all the shareholders. So I think -again this is my thoughts only- the problem lies in that the past folks said one thing, people have moved on, and now we are dealing with the mess.

I am willing to work on this mess for another six to nine months, but then I have to resign and gain some normal life again. If I am unable to find funding- what was the original Scenic Byway agreement with Dare and Carteret county? Are we required to participate, which since we are in the middle it seems logical that the Byway would not exist if the original commissioners did not agree to participate. Do we need to make this a standard item on the Commissioners agenda? Has it ever been?

Since the DOT work has been pushed back to December 2012 to start work and continuing through to 2014, I told the Scenic Byway Executive Board that I was planning on asking the Occupancy tax board for half of the meeting funds in spring 2013 and look for additional funding avenues. I have asked to meet with Darrell Echols, the acting superintendent of NPS, to see if they will be able to help financially, as I know they are in Dare County with an amount not to exceed \$15,000. I know that we are not as big of the NPS as Dare, but I am hoping that if I have some money from the County and Occupancy Tax they will be willing to support the match too. But if that happens, I know that I will need help of the Hyde County attorney- I already have the Dare County draft agreement to work from.

The next quarterly Scenic Byway meetings are Sept 25 in Hatteras 10:45 am to 3 pm and again November 13 on Ocracoke. I would love for both or either of you to come even if only for a short while and give me your thoughts afterwards on how to proceed. Personally, I think this position should be a marketing person for Hyde County/Ocracoke who reports directly to the manager and commissioners to get and give instant feedback. Most of those attending these meetings are county and federal workers who have the ability to make decision in their department as well as community leaders involved on committees such as Ocracoke Civic and Business Association which has some funding available.

Again- I think this position had a lot more responsibility and financial support implied to it since the beginning than I am really comfortable doing on my own at this time. I do not have knowledge of these grants and how to find them or how to legally submit a proposal. I just want to fix this going forward. I really see that the small scenic byway group on Ocracoke that has been meeting needs additional county worker support to help with these issues or we need to remove ourselves legally from this Byway. So any help, support, or guidance would be greatly appreciated.

Melinda Sutton

Melinda and Darlene – Hope you are well. I know we corresponded about this grant before. I certainly concur that you shouldn't/couldn't sign anything to commit funds on behalf of the County. The designation of matching funds should

have been requested before the grant was submitted, so someone will need to request them from the Commissioners. There were some funds set aside for grant matches in the budget, around \$80k total so this would take a huge chunk of the year's total. Would the Ocracoke Occupancy Tax funds be a more appropriate funding source?

arlene – what do you think?

ACT4Hyde

"All Come Together for Hyde"



Mazie Swindell Smith

County Manager
County of Hyde
30 Oyster Creek Road
Swan Quarter, NC 27885
252-926-4400 Phone
252-542-9283 Mobile

*Before printing this email, please consider your budget and the environment.
If you must print, print only what you need, on both sides of the paper. Don't forget to recycle!*

><(((('°>`.....-~.....-~.....>(((('°>`.....-~.....-~.....>(((('°>

From: melinda sutton [<mailto:melinda.tradewinds@embarqmail.com>]
Sent: Thursday, August 09, 2012 2:01 PM
To: Mazie Smith; darlenestyron
Subject: Grant and matching funds for the Scenic Byway

Mazie and Darlene-

I received this email today from Mary Helen Goodloe-Murphy, who is the representative for Dare County with the Scenic Byway.

I completely understand where the Dare County attorney is coming from, but my husband has forbid me to write any letter with my name on it for the matching funds of the county. As you guys know, I was fine with this appointment and I have been glad to ask for funds but I can not be the one signing for the county when I do not work for them. I will also be glad to work with someone in Hyde County who works on grants, as I know little about writing a request, for some of this matching funds but I need some direction on who that is and maybe an introduction to them so they know what is needed.

As far as the letter for Dare County, what do you two think? Is Hyde County really supportive of the Scenic Byway, as it must have been to approve this in the past, or do we somehow work to remove ourselves from the Byway? I just need some direction on how to respond since I have been appointed to this position, but not sure of Hyde's support.

Thank you both for all you do. I can be reached on my cell 252-921-0476 today (although I have a conference call at 3-4 PM) or anytime after 1 PM tomorrow. Also you can respond to this email- if more convenient for you.

Melinda Sutton

Karen and Melinda –

In preparing for the upcoming Board of Commissioners meeting, Bobby Outten read the wayshowing contract and concluded that approving the contract will make Dare County liable for all matching funds.

Outten would like some sort of letter from each of you that indicates you are pursuing avenues for matching funds.

Outten's address is outten@darenc.com

According to Breanne Bye, in Iowa the contracting agency submits requests for reimbursement with available matching money.

When the matching money runs out, no more reimbursement, no more project work goes forward. I'm waiting for David Dahlquist to confirm.

Mary Helen

--

Melinda Sutton

--

Melinda Sutton



Since 1712

HYDE COUNTY

NORTH CAROLINA

December 7, 2011

Mary Helen Goodloe-Murphy, Chair
Outer Banks National Scenic Byway Advisory Committee
PO Box 147
Rodanthe, NC 27968

Dear Ms. Goodloe-Murphy:

Please allow me this means of expressing to you and members of the Scenic Byway Advisory Committee the support of the Hyde County Board of Commissioners for the planned interpretation project for the Outer Banks National Scenic Byway as explained in this application. If this project is successful, it will provide greatly needed improvements and facilities for the communities in the byway corridor, maximize the experience of both our visitors and residents as they travel this very precious part of our country, and help us sustain our local economy. The Hyde County Board of County Commissioners recognizes the importance of this project because it is likely the only funding source available to support the project. The Board is grateful to the Scenic Byway Advisory Committee for recognizing the importance of interpretation in the long-term planning for this area.

Ocracoke Island in Hyde County has been recognized numerous times for its' pristine beauty, access to nature and wildlife, and for its warm and welcoming residents. Our citizens proudly share this natural treasure with all those who chose to visit here. As a barrier island, Ocracoke travelers come to our shores on foot, on bicycles, in cars and of course on the ferries that traverse our adjacent waters. Information that would be provided to travelers in informational kiosks or from village exhibits would greatly enhance their experience while on Ocracoke and of the whole Outer Banks.

Most importantly, as we learned from the recent damaging effects of Hurricane Irene, the individual villages of the Outer Banks -- though separated geographically -- are deeply connected by our history, by our culture and by our commerce. Our interdependence makes it a natural fit that we share a common, visible interpretation strategy. As we realized during our days of isolation from each other after the storm, it is critical that we speak with "one voice" and communicate common messages if we are to remain viable guardians of the area. Creating sustainable commerce, supported by projects such as this, creates a "win-win" situation for everyone involved.

It is my understanding that the interpretative strategies will be developed in partnership with the National Park Service, the U.S. Fish and Wildlife Service, the Core Sound Waterfowl Museum and

Heritage Center, the Ocracoke Preservation Society, and the N.C. Department of Cultural Resources plus numerous other byway partners. I believe this type of collaboration will cultivate a multi-faceted perspective to our area, and as a former public school educator, I am especially pleased with this approach. To bring children and adults into a "living classroom" where they are able to gain information from cultural, ecological, historical and scientific perspectives is truly exciting! As a firm believer in the "no child left inside philosophy," I believe this project may be one day held up as a model for others.

The Commissioners and I believe that sharing resources and working together always maximizes the return on investment in any project. Hyde County government will be pleased to support this endeavor with a matching fund contribution to the full extent that we are able. Again, we appreciate your efforts on this project and on behalf of the Outer Banks Scenic Byway.

Sincerely yours,

Mazie S. Smith

Mazie Swindell Smith,
County Manager of Hyde County

mss: lms

Statement of Expenditures, Encumbrances & Appropriations

Hyde County Finance

For Period Ending 08/31/2012

Selecting on DEPT from 4950 to 4950

ACCOUNT DESCRIPTION	MONTH-TO-DATE EXPENDITURES	YEAR-TO-DATE EXPENDITURES	PRIOR YEAR OUTSTANDING ENCUMBRANCES	OUTSTANDING ENCUMBRANCES	UNENCUMBERED BALANCE	PERCENT USED
104950.4504					80,000.00	
VARIOUS GRANT MATCHES	80,000.00					
Report totals	80,000.00	0.00			80,000.00	



Since 1712

HYDE COUNTY

NORTH CAROLINA

Meeting Date: 09.04.12

Presenter(s): Sheriff David Mason
County Manager Smith

Agency/Dept.: Hyde County Government

Item Title: Indoor Air Quality Concerns in County Facilities

Attachments: The County Manager is preparing a presentation for the meeting with pictures

Description: Issues with leaking roofs and poor indoor air quality continue to deteriorate the integrity of our county facilities, particularly the Public Safety Center. Additional problems have also been identified at the EMS station and the Courthouse. The County Manager will do a presentation some of these issues, and ask the board for guidance on possible solutions.

Times Read: First

Impact on Budget: Does not increase the budget.

Recommendation: Listen for understanding, make recommendations

<u>MOTION MADE BY:</u>	<u>MOTION SECONDED BY:</u>	<u>Vote:</u>	<u>Aye</u>	<u>Nay</u>
_____ A. Byrd	_____ A. Byrd	A. Byrd	_____	_____
_____ B. Swindell	_____ B. Swindell	B. Swindell	_____	_____
_____ D. Styron	_____ D. Styron	D. Styron	_____	_____
_____ D. Tunnell	_____ D. Tunnell	D. Tunnell	_____	_____
_____ S. Spencer	_____ S. Spencer	S. Spencer	_____	_____



North Carolina Department of Health and Human Services
Division of Health Service Regulation
Construction Section
2705 Mail Service Center • Raleigh, North Carolina 27699-2705

Beverly Eaves Perdue, Governor
Lanier M. Cansler, Secretary
Jeff Horton, Acting Director

William L. Warren, Chief
Phone: 919-855-3893
Fax: 919-733-6592

December 3, 2009

Mr. Jerry Hardison
Hyde County Building Inspector
P. O. Box 95
Swan Quarter, NC 27885

RE: Project No. J-167-MM/RG
Project Title: Hyde County Public Safety Facility
New Law Enforcement Center & Detention Center
Punch List Requirements
Capacity of 32 Beds
Swan Quarter (Hyde County)

Dear Mr. Hardison:

The purpose of this correspondence is to verify the final items that must be completed in order for this office to approve the facility for full occupancy. Per our discussion on Tuesday (12/1/09) the items that must be completed are listed below.

It is understood that you will obtain the services of a Level III Fire/Life Safety Inspector to inspect the facility and verify it's compliance with required Jail rules and applicable codes as defined by the state. His inspection will be accepted in lieu of me conducting a follow-up inspection if the following items are identified as completed and full operational.

1. Verify that area smoke detectors are installed per 2006 Edition North Carolina Building Code, Section 907.2.6.3. Additional Smoke detectors are strongly advised for all storage rooms in the Sherriff/business occupancy section of the facility including the Evidence Room due to their high fuel level and the need for early notification.
2. Verify that the smoke detectors located in the dayrooms and booking areas initiate the smoke removal system for each area per 2006 Edition North Carolina Building Code, Section 408.8.
3. All Life Safety systems must operate on emergency power.
4. Verify that the exhaust systems for all holding and toilet areas operate on emergency power to effectively maintain designed air requirements and assist with smoke removal in confined areas.



Location: 701 Barbour Drive • Dorothea Dix Hospital Campus • Raleigh, N.C. 27603
An Equal Opportunity / Affirmative Action Employer



The following information, where applicable, is required to be available to our office prior to our recommendation for OCCUPANCY and/or LICENSURE. This material may be mailed to my attention for my review and approval. Approval will be verified by your receipt of a sign approval transmittal issued by this office.

1. A copy of the Occupancy Permit or Certificate of Compliance issued by the local Building Inspection Department having jurisdiction.
2. Level III Inspector's report documenting that all work listed was tested and found to be in full working order.
3. Evidence that the Boiler Inspection Division of the N. C. Department of Labor has made an inspection of all boilers, water heaters, or pressure vessels under their jurisdiction.
4. Documentation showing that new interior floor finish (carpet etc.) in corridors and exits is Class I per NFPA 101 or Class II if sprinklered.
5. Certification by the local sanitarian, water department or certified independent lab that the potable water system has been sampled and tested safe for consumption.
6. Certification that the sprinkler system has been installed in accordance with NFPA 13, and that flow control and supervisory valve alarms are active. Provide evidence showing that the owner has received a copy of NFPA 13 A (maintenance). A copy of the contractor's Material and Test Certificate must also be provided.
7. Manufacturer's current detailed installation instructions for fire dampers, ceiling radiation dampers, smoke dampers, and duct smoke detectors as applicable to the project.
8. All electrical materials, devices, appliances, and equipment shall be evaluated for safety and suitability for intended use. This evaluation shall be conducted in accordance with nationally recognized standards and shall be conducted by a qualified testing laboratory. See N.C. General Statute 66-25.

Should you have any questions or if we can be of further service, please let us know.

Respectfully,

Ronald W. Gales
Building Systems Engineer
Construction Section
E-mail: Ronald.Gales@ncmail.net

Rwg

cc: John Harkins, Chief -- Jails and Detention Section

**Division of Health
Service Regulation**

2705 Mail Service Center
Raleigh, NC 27699-2705
Phone: (919) 855-3893
Fax: (919) 733-6592

Fax

To: Jerry Hardinson From: Carey Gurlitz
Fax: 252-922-3714 Pages: 3
Phone: 919-855-3854 Date: 8/29/12
Re: Hyde Co. Jail CC:

Urgent For Review Please Comment Please Reply Please Recycle



Since 1712

HYDE COUNTY

NORTH CAROLINA

Meeting Date: 09.04.12

Presenter(s): Mazie Smith

Title: County Manager

Agency/Dept.: Hyde County Government

Item Title: Approval of Letter to William Moore for FEMA Assistance

Attachments: Yes

Description: At the direction of the Commissioners, Manager Smith has prepared a letter to Mr. William Moore, Aide to Congressman Walter Jones, to request assistance in obtaining reimbursement for the remaining funds owed the County by FEMA.

Times Read: First

Impact on Budget: Does not increase the budget.

Recommendation: Approve, sign

MOTION MADE BY:

- _____ A. Byrd
- _____ B. Swindell
- _____ D. Styron
- _____ D. Tunnell
- _____ S. Spencer

MOTION SECONDED BY:

- _____ A. Byrd
- _____ B. Swindell
- _____ D. Styron
- _____ D. Tunnell
- _____ S. Spencer

Vote:

- A. Byrd
- B. Swindell
- D. Styron
- D. Tunnell
- S. Spencer

Aye

Nay



Since 1712

HYDE COUNTY

NORTH CAROLINA

Date: August 28, 2012

To: William L. Moore
Office of Congressman Walter Jones

From: Hyde County Board of Commissioners
Mazie Smith, County Manager

Re: Assistance with FEMA Reimbursements

As you are aware, our County suffered multi-million dollar damages last year as a result of Hurricane Irene. Since that time, we have worked diligently to jump through all of the hoops presented us by FEMA to receive reimbursement for expenses covered by the County. As a small, rural and economically disadvantaged county, those expenses (in excess of \$4 million dollars) are a heavy burden to bear. While thankfully, our fund balance was enough to see us through this difficult time, we remain in the precarious situation that another catastrophic event could render us incapable of functioning.

We expect that in return for the hard-earned tax dollars paid by our citizens to the state and federal government, we should be able to count on our government to support us in return when natural disasters strike. This unfortunately has not been the case with FEMA. To date, we have only received about half what has been promised to us, and our experience in trying to work through the system and file appeals has been a series of changing rules and broken promises. We need your help, and Congressman Jones' help, to rectify this situation.

As per our signatures at the bottom of this letter, please accept our plea for assistance in whatever ways you can to help us recover our losses. The County Manager, Mazie Smith, will be happy to answer any questions or provide any information you need. Her card and contact information are enclosed.

Sharon Spencer, Chairman

Dick Tunnell, Vice Chairman

Anson Byrd

Darlene Styron

Barry Swindell