

REGULAR MEETING MINUTES

**HYDE COUNTY BOARD OF COMMISSIONERS
MONDAY, FEBRUARY 3, 2020**

Following opening prayer by Commissioner Simmons; and, Pledge of Allegiance, Chairman Pugh called the Regular Meeting of the Hyde County Board of Commissioners to order at 6:00p.m., on Monday, February 3, 2020 in the Hyde County Government Center Multi-Use Room and the Ocracoke Community Center using electronic conferencing equipment.

The following members were present on the mainland: Chairman Earl Pugh, Jr.; Vice-chairman Tom Pahl; Commissioners Ben Simmons, Shannon Swindell and James Topping; County Manager Kris Cahoon Noble; Attorney Franz Holscher; Clerk to the Board Lois Stotesberry; IT Director Donnie Shumate; and, members of the public.

Bill Rich, Deputy Clerk Teresa Adams and members of the public were present on Ocracoke.

CONSIDERATION OF AGENDA:

Commissioner Swindell moved to approve the Monday, February 3, 2020 Regular Meeting Agenda as presented by the Clerk with addition of Appointment to Ocracoke ^{Waterway Commission} Working Watermen's Association (OWWA) and reappointment to the Ocracoke Board of Adjustment; Item No. 5 – Interim DSS Director and stipend, and Item No. 6 – Swan Quarter Volunteer Fire Department Substation and equipment projects. Commissioner Simmons seconded the motion. The motion passed on the following vote: Ayes – Pugh, Pahl, Simmons, Swindell and Topping; Nays – None; Absent or not voting – None. Revised
03-02-2020
SS

CONSIDERATION OF MINUTES:

December 2, 2019 – Regular Meeting Minutes

Commissioner Simmons moved to adopt “Resolution To Further Ratify Board Action Related To Hurricane Dorian” into the December 2, 2019 regular meeting minutes; and, to table approval of the January 6, 2020 regular meeting minutes. Commissioner Swindell seconded the motion. The motion passed on the following vote: Ayes – Pugh, Pahl, Simmons, Swindell and Topping; Nays – None; Absent or not voting – None.

Clerk's Note: A copy of “Resolution To Further Ratify Board Action Related To Hurricane Dorian” is attached herewith as Exhibit A and incorporated herein by reference.

January 6, 2020 – Regular Meeting Minutes

Commissioner Simmons moved to Table the January 6, 2020 regular meeting minutes until the March 2nd meeting for clarification of Amendment to Ordinance to Amend Section 34.1 Vehicles Abandoned on County Property. Commissioner Swindell seconded the motion. The motion passed on the following vote: Ayes – Pugh, Pahl, Simmons, Swindell and Topping; Nays – None; Absent or not voting – None.

PRESENTATIONS:

First National Bank Update & Re-Assessment

Monika Zajac-Lorke, Manager of the Engelhard and Swan Quarter offices of First National Bank presented update on the closing of its Engelhard office and the Bank’s plan to continue to serve its customers through the Swan Quarter branch office. She explained that due to technological advances many rural bank branches have closed. FNB elected to close the Engelhard Bank for this reason and due to the high costs of maintaining and operating the Engelhard office. Ms. Lorke reported the Swan Quarter and Ocracoke offices will remain open.

After commissioners discussed agricultural loans and loans to young adults without collateral, Commissioner Simmons challenged Ms. Lorke to meet the needs of local citizens.

Tax Report

Tax Administrator Linda Basnight presented the January 2019 TR-407 Daily Distribution Report. Ms. Basnight reported two appraisers will be on Ocracoke on Monday to do new assessments. A press release will be released to notify citizens.

IT Director Donnie Shumate reported this year credit card payments received for tax debts totaled \$92,000.

Commissioner Swindell moved to approve the TR-407 report as presented. Commissioner Simmons seconded the motion. The motion passed on the following vote: Ayes – Pugh, Pahl, Simmons, Swindell and Topping; Nays – None; Absent or not voting – None.

Hyde County Health Department Grant(s) Funding Update

Health Director Luana Gibbs and Public Health Educator Anna Schafer presented a brief overview of recent grant funding secured by the Hyde County Health Department.

- Almost \$681,000 secured in past 8 months
- Almost \$1,253,000 secured in past 2 years
- New funding streams from DOJ, HRC and ORH

Most of the grant funds are Opioid related, which is one of the health initiatives from NC DHHS and in their strategic plan.

- Comprehensive Opioid Abuse Site-based Program
 - \$385,564
 - 3 years
 - Funded by the Department of Justice's Bureau of Justice Assistance
 - Secured by HCHD – providing sub-awards to BCHD and MTW to support implementation
 - Currently almost no peer support available in our 5-county region; 1 peer support specialist in Hyde
 - Partially supports grant manager (Anna) fully supports a regional coordinator position for peer support programming in the 2nd Judicial District which includes Hyde, Beaufort, Martin, Tyrrell and Washington Counties
- HepConnect
 - \$71,163
 - 18 months
 - Funded by Harm Reduction Coalition
 - Supports syringe exchange programming through the purchase of Naloxone and a van (which serves as a mobile unit); also supports peer roles and partially supports the grant manager (Anna) and two nurses
- Sustained Access to Healthcare Services Project (Hurricane Relief Infrastructure/Capital Project)
 - \$44,383
 - Funded by DPH's Office of Rural Health
 - Supports capital improvements including enclosure of HCHD breezeway and renovations to the old Home Health building; also supports additional preparedness efforts through the purchase of PPE & POD signage
- Other grant funds secured in the past year supports clinical service provision:
 - Family Planning from DPH's Women's Health Branch
 - Community Health Medical Access Program from DPH's Office of Rural Health

Volunteer of the Month

EM Director Justin Gibbs recognized the North Carolina Conference of United Methodist Church as the Hyde County volunteer for the month of February, 2020. Mr. Gibbs thanked Tommy Gilbert of the United Methodist Men's Group and all volunteers for their work on Ocracoke and Mainland Hyde after Hurricane Dorian. The United Methodist Men assisted Hyde County during Hurricane Isabelle, Irene, Florence and now Dorian. Mr. Gibbs reported seven disasters in eastern North Carolina in twelve years.

Mr. Tommy Gilbert reported the group has made a two year commitment to assist Ocracoke and Mainland Hyde County with Hurricane Dorian recovery projects. The Methodist have partnered with other churches and groups on Ocracoke projects. Mr. Gilbert reported the United Methodist have 18 working sites in North Carolina at this time with seven million volunteers committed for 2020. He reported 14 million volunteers are needed.

PUBLIC COMMENT:

Peter Vankevich, Ocracoke – thanked the Board for having a representative on the Island and commended Teresa Adams for assisting with recovery efforts after Hurricane Dorian.

Clerk's Note: A copy of "Resolution Opposing Reclassification of Jurisdictional Waters" is attached herewith as Exhibit B and incorporated herein by reference.

ITEMS OF CONSIDERATION:

Appointments

Commissioner Pahl moved to accept resignation from Darlene Styron and to appoint Marty Gaskill to complete her term (ends 07-10-2022) on the Ocracoke Waterways Commission. Commissioner Simmons seconded the motion. The motion passed on the following vote: Ayes – Pugh, Pahl, Simmons, Swindell and Topping; Nays – None; Absent or not voting – None.

Commissioner Pahl moved to reappoint Finley Austin to serve another three year term (ends 02-06-2023) on the Ocracoke Development Ordinance Board of Adjustments. Commissioner Simmons seconded the motion. The motion passed on the following vote: Ayes – Pugh, Pahl, Simmons, Swindell and Topping; Nays – None; Absent or not voting

– None.

Infrastructure Grant Agreement Related To The Lake Mattamuskeet Watershed Restoration Project

Daniel Brinn, Water and Flood Control Coordinator, presented a grant agreement between Hyde County and the Office of State Budget & Management. The Agreement provides \$1,800,000.00 for the construction of a pumping plant and other required infrastructure items necessary to implement management activities for the restoration of Lake Mattamuskeet Watershed as identified in the Lake Mattamuskeet Watershed Restoration Plan.

Commissioner Swindell moved to accept Infrastructure Grant Agreement Related To The Lake Mattamuskeet Watershed Restoration Project. Commissioner Simmons seconded the motion. The motion passed on the following vote: Ayes – Pugh, Pahl, Simmons, Swindell and Topping; Nays – None; Absent or not voting – None.

Hyde County – North Carolina State Office of State Budget & Management Disaster Recovery Grant Agreement No. 200-A Project Budget Ordinance February 3, 2020

Daniel Brinn, Water and Flood Control Coordinator, presented a project budget ordinance for the Grant Agreement between Hyde County and the Office of State Budget & Management. The program authorized is the North Carolina Office of State Budget & Management Disaster Recovery Grant identified as OSBM No. 200-A. The project is funded by state appropriations from SL 2019-250.

Stream Debris Removal Project North Carolina State Office of State Budget & Management revenues and resources in the amount of \$1,800,000.00 are anticipated to be available to complete the program activities.

Commissioner Simmons moved to adopt “Hyde County – North Carolina State Office of State Budget & Management Disaster Recovery Grant Agreement No. 200-A Project Budget Ordinance February 3, 2020”. Commissioner Swindell seconded the motion. The motion passed on the following vote: Ayes – Pugh, Pahl, Simmons, Swindell and Topping; Nays – None; Absent or not voting – None.

Clerk’s Note: A copy of “Hyde County – North Carolina State Office of State Budget & Management Disaster Recovery Grant Agreement No. 200-A Project Budget Ordinance February 3, 2020” is attached herewith as Exhibit B and incorporated herein by reference.

Daniel Brinn, Water and Flood Control Coordinator, will invite Commissioner Simmons to attend future Lake Mattamuskeet Watershed Restoration Project meetings.

IRS Per Diem Rate For 2020

Commissioner Simmons moved to approve the Hyde County per diem mileage rate from .58 cents to .575 cents for 2020 as per the IRS rate. Commissioner Swindell seconded the motion. The motion passed on the following vote: Ayes – Pugh, Pahl, Simmons, Swindell and Topping; Nays – None; Absent or not voting – None.

Grants For Hurricane Dorian Temporary Housing Management

- **Memorandum of Agreement Between The County of Hyde and The Ocracoke Interfaith Relief & Recovery Team**
Justin Gibbs, Director of Emergency Management presented MOA between Hyde County and OIRRT. The total Grant program funding level available under this specific agreement is \$95,915.04. One administrative assistant and one lead caseworker will be hired at \$40,500.00 each. The remainder of the funds will be used for supplies for duties over the year.

Commissioner Simmons moved to approve the Grant For Hurricane Dorian Temporary Housing Management Memorandum of Agreement Between The County of Hyde and The Ocracoke Interfaith Relief & Recovery Team. Commissioner Pahl seconded the motion. The motion passed on the following vote: Ayes – Pugh, Pahl, Simmons, Swindell and Topping; Nays – None; Absent or not voting – None.

- **Memorandum of Agreement Between The County of Hyde And The North Carolina Conference of The United Methodist Church (NCCUMC)**

Justin Gibbs, Director of Emergency Management presented MOA between Hyde County and the NC Conference of The United Methodist Church. The total Grant program funding level available under this specific agreement was \$90,000.00 and is now \$110,000.00. Two management services positions will be hired with this funding, one Operations Manager and one Property Manager. One vehicle will also be purchased.

Commissioner Pahl moved to approve the Grant For Hurricane Dorian Temporary Housing Management Memorandum of Agreement Between The County of Hyde and The North Carolina Conference of The United Methodist Church (NCCUMC). Commissioner Simmons seconded the motion.

The motion passed on the following vote: Ayes – Pugh, Pahl, Simmons, Swindell and Topping; Nays – None;

Absent or not voting – None.

Commissioners thanked Pastor Ivey Belch for work done on Ocracoke Island during Hurricane Dorian recovery.

Interim DSS Director and Stipend

Commissioner Topping moved to appoint an Interim DSS Director and to pay him a stipend of \$1,200.00 per month until a Director is hired. Commissioner Simmons seconded the motion. The motion passed on the following vote: Ayes – Pugh, Pahl, Simmons, Swindell and Topping; Nays – None; Absent or not voting – None.

Resolution Supporting The Swan Quarter Volunteer Fire Department New Substation & New Equipment Project

Jeffrey Stotesberry, Chief of Swan Quarter Volunteer Fire Department, requested commissioner’s support for its new fire department substation for the Lake Comfort area of Hyde County and for equipment. The Department is working with the United States Department of Agriculture Rural Development to procure funding for the substation and equipment.

Commissioner Simmons moved to write a letter of support for the projects and to approve “Resolution In Support Of The Swan Quarter Volunteer Fire Department New Substation Project And New Equipment Project”. Commissioner Swindell seconded the motion. The motion passed on the following vote: Ayes – Pugh, Pahl, Simmons, Swindell and Topping; Nays – None; Absent or not voting – None.

Clerk’s Note: A copy of “Resolution In Support Of The Swan Quarter Volunteer Fire Department New Substation Project And New Equipment Project” is attached herewith as Exhibit C and incorporated herein by reference.

BUDGET REVISIONS

Health Department

’0-20 – Revenue Received \$44,383.00

Commissioner Simmons moved to approve the Health Department budget transfer. Commissioner Swindell seconded the motion. The motion passed on the following vote: Ayes – Pugh, Pahl, Simmons, Swindell and Topping; Nays – None; Absent or not voting – None.

MANAGEMENT REPORTS:

Commissioner Simmons – reported on the current agriculture market and the world’s hog supply and on the future of agriculture and commercial fishing.

Vice-Chairman Tom Pahl – attended the Island Inn Committee and OCBA meetings and a Hospice conference call. Mr. Pahl also attended meetings about ODO Planning Board amendments. He gave update on Building Inspector John Contestable’s recent medical emergency. Mr. Pahl will be the keynote speaker at the Outer Banks Community Foundation annual meeting on February 20th.

Commissioner Swindell – attended the Davis Ventures group meeting where utilization of the Davis building for disaster resiliency was discussed, and a Human Trafficking meeting. He thanked Chairman Pugh for the use of his building during Hurricane Dorian recovery.

Commissioner Topping – discussed the Mattamuskeet Juvenile Jail project, Mattamuskeet Refuge and trees in the Hodges Fork Canal. Mr. Topping reported Animal Control Officer Lilley will come before the Board if requested to discuss Ms. Johnson’s dog.

Daniel Brinn, Water and Flood Control Coordinator, reported he receive funding that will cover removal of trees in canals including the Hodges Fork Canal.

Commissioner Pugh – attended meetings about the FNB closing. He has been in Florida on vacation.

Kris Cahoon Noble, County Manager – is preparing requests for proposals for Hyde County solid waste services. She reported Ocracoke Trams received significant flood damage. The Ocracoke Passenger Ferry will run beginning May 21st. Ms. Noble discussed FNB closing, implementation of the Mattamuskeet Lake Restoration Plan, state recovery grants and loans for local governments’ application, fireworks for Ocracoke 4th of July celebration, Hospice on Ocracoke and Golden LEAF funding for the future EMS station on Ocracoke. She reported over 200 disaster grant applications have been submitted. Ms. Noble announced the ECU/Hyde County student entrepreneurship program has been recognized with National Award for Entrepreneurship Innovation.

PUBLIC COMMENT:

Darlene Styron, Ocracoke – thanked volunteers for their services on Ocracoke and Justin Gibbs and County Commissioners for the temporary housing project on the Island.

CLOSED SESSION: (none)

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

The meeting adjourned at 7:55p.m.

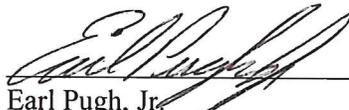
Respectfully submitted:

Minutes approved on the 2nd day of March, 2020.

Attest:



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



Earl Pugh, Jr.
Chair, Hyde County Board of Commissioners



Attachments

Exhibit A: *“Resolution To Further Ratify Board Action Related To Hurricane Dorian”*

Exhibit B: *“Hyde County – North Carolina State Office of State Budget & Management Disaster Recovery Grant Agreement No. 200-A Project Budget Ordinance February 3, 2020”*

Exhibit C: *“Resolution In Support Of The Swan Quarter Volunteer Fire Department New Substation Project And New Equipment Project”*



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

**RESOLUTION
TO FURTHER RATIFY BOARD ACTION RELATED TO HURRICANE DORIAN**

WHEREAS, the Board of County Commissioners of Hyde County, North Carolina desires to further ratify the actions taken by the Chairman on behalf of the Board, and;

WHEREAS, during Hurricane Dorian the Chairman of the Board of Commissioners acted for the Board by adoption of the following proclamations:

- **Proclamation – State of Emergency for Hyde County Hurricane Dorian**
- **Amended Proclamation – State of Emergency for Hyde County – Mandatory Evacuation of Ocracoke Island**
- **Amended Proclamation - State of Emergency for Hyde County – Mandatory Evacuation of Hyde County**
- **Amended Proclamation - State of Emergency for Hyde County – Termination of The Mainland Hyde County Evacuation**
- **Amended Proclamation - State of Emergency for Hyde County – Termination of The Mandatory Evacuation for Ocracoke Residents**
- **Amended Proclamation – State of Emergency for Hyde County – Termination of The Mandatory Evacuation for Non-Resident Property Owners**
- **Resolution to Ratify Proclamations Enacted by Chairman Pugh on Behalf of the Hyde County Board of Commissioners during a declared “State of Emergency – Hurricane Dorian”**
- **Amended Proclamation – State of Emergency for Hyde County – Lifting The Curfew for Ocracoke – October 30, 2019**
- **Resolution to Ratify Proclamations Enacted by Chairman Pugh on Behalf of the Hyde County Board of Commissioners during a declared “State of Emergency – Hurricane Dorian”**

WHEREAS, the Board of County Commissioners of Hyde County, North Carolina desires to further ratify the actions taken by the Chairman on behalf of the Board on December 2, 2019 by adoption of the following proclamation:

- **Amended Proclamation – State of Emergency for Hyde County – Lifting The Mandatory Ocracoke Visitor Evacuation Order**

NOW, THEREFORE, BE IT RESOLVED that the actions taken by Chairman Earl Pugh, Jr. on September 1 – December 2, 2019, which are detailed above, are hereby ratified.

Duly adopted the 3rd day of February, 2020.

Attest:

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

Earl Pugh, Jr.
Earl Pugh, Jr., Chair
Hyde County Board of Commissioners



**Hyde County – North Carolina State Office of State Budget & Management
Disaster Recovery Grant
Agreement No. 200-A
Project Budget Ordinance
February 3rd, 2017**

Be it ordained by the Hyde County Board of Commissioners, that pursuant to Section 143B-472.127 and .128 of the General Statutes of North Carolina, the following grant program ordinance is hereby adopted:

Section 1: The program authorized is the North Carolina Office of State Budget & Management Disaster Recovery Grant identified as OSBM Agreement No. 200-A. The purpose of the project is for construction of a pump station and related watershed restoration infrastructure for the Lake Mattamuskeet watershed. The project is funded by state appropriations from SL 2019-250.

Section 2: Hyde County staff is hereby directed to proceed with the grant program within the terms of the grant document(s), the rules and regulations of the North Carolina Office of State Budget & Management, and the budget contained herein.

Section 3: The following revenues and resources are anticipated to be available to complete the program activities:

Stream Debris Removal Project

North Carolina State Office of State Budget & Management	<u>\$1,800,000.00</u>
Total:	<u>\$1,800,000.00</u>

Section 4: The following amounts are appropriated for the program activities:

**North Carolina State Office of State
Budget & Management Agreement No. 200-A**

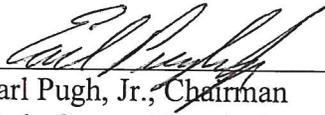
Program Budget	<u>\$1,800,000.00</u>
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Section 5: The Grant Finance Officer is hereby directed to maintain within the Grant Program Fund sufficient specific detailed accounting records to provide the accounting to the North Carolina Office of State Budget & Management required by the grant agreement(s) and federal and state regulations.

Section 6: Funds may be advanced from the General Funds for the purpose of making payments as due. Reimbursement requests should be made to the North Carolina Office of State Budget & Management in an orderly and timely manner.

Section 7: Copies of this grant program ordinance shall be made available to the Grant Finance Officer for direction in carrying out this program.

Adopted this 3rd day of February, 2020.



Earl Pugh, Jr., Chairman
Hyde County Board of Commissioners

ATTEST:



Lois Stotesberry, Clerk to the Board





BOARD OF COMMISSIONERS
OF THE COUNTY OF HYDE
NORTH CAROLINA

RESOLUTION IN SUPPORT OF THE
SWAN QUARTER VOLUNTEER FIRE DEPARTMENT
NEW SUBSTATION PROJECT AND
NEW EQUIPMENT PROJECT

WHEREAS, the Swan Quarter Volunteer Fire Department, Inc. was established in 1971 as an IRS recognized 501(c)(4) organization whose mission is to provide a fire incident response and a first-responder service for medical emergencies in their district, and

WHEREAS, the Swan Quarter Volunteer Fire Department, Inc. desires to build a new sub-station at a local to be determined in the Lake Comfort area of Hyde County, and

WHEREAS, the Swan Quarter Volunteer Fire Department, Inc. is currently working with the United State Department of Agriculture Rural Development to provide funding for the "Sub-station Project" and funding for an "Equipment Project", and

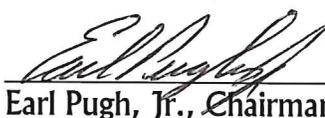
WHEREAS, the Hyde County Board of Commissioners wishes to show their support of the Swan Quarter Volunteer Fire Department and of both projects.

NOW, THEREFORE, BE IT RESOLVED that the Hyde County Board of Commissioners does unanimously support the Swan Quarter Volunteer Fire Department, Inc. in their pursuit of funding for the "Sub-Station Project" and the "Equipment Project".

Duly adopted this the 3rd day of February, 2020.

Attested by:


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


Earl Pugh, Jr., Chairman
Hyde County Board of Commissioners

