

REGULAR MEETING MINUTES

**HYDE COUNTY BOARD OF COMMISSIONERS
MONDAY, AUGUST 5, 2019**

Following opening prayer by Commissioner Swindell; 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, August 5, 2019 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.; Commissioners Shannon Swindell and James Topping; County Manager Kris Cahoon Noble; Attorney Franz Holscher; Clerk to the Board Lois Stotesberry and members of the public. Commissioner Ben Simmons was absent.

Vice-Chairman Tom Pahl; Teresa Adams and members of the public were present on Ocracoke.

CONSIDERATION OF AGENDA:

Commissioner Swindell moved to approve the Monday, August 5, 2019 Meeting Agenda as presented by the Clerk with addition of Item No. 4 – Wireless Tower Agreement – RiverStreet Networks. Commissioner Pahl seconded the motion. The motion passed on the following vote: Ayes – Pugh, Pahl, Swindell and Topping; Nays – None; Absent or not voting – Simmons.

CONSIDERATION OF MINUTES:

July 1, 2019 – Regular Meeting Minutes

Commissioner Pahl moved to approve the Monday, July 1, 2019 Regular Meeting Minutes as presented by the Clerk. Commissioner Swindell seconded the motion. The motion passed on the following vote: Ayes – Pugh, Pahl, Swindell and Topping; Nays – None; Absent or not voting – Simmons.

PRESENTATIONS:

Resolution of The Hyde County Board of Commissioners To Advance Hyde County's Revaluation Schedule

Linda Basnight, Tax Administrator, received a letter from the Department of Revenue in reference to Hyde County's sales ratio and the Department of Revenue's requirement that the County conduct its next reappraisal at the earlier of the currently scheduled appraisal or to become effective January 1, 2022. Ms. Basnight reported this means Hyde County needs to begin the RFP or contract negotiation process as soon as possible. She recommended Hyde County again conduct a "walk around" revaluation.

Commissioner Swindell moved to adopt Resolution of The Hyde County Board of Commissioners To Advance Hyde County's Revaluation Schedule. Commissioner Pahl seconded the motion. The motion passed on the following vote: Ayes – Pugh, Pahl, Swindell and Topping; Nays – None; Absent or not voting – Simmons.

Clerk's Note: A copy of "Resolution of The Hyde County Board of Commissioners To Advance Hyde County's Revaluation Schedule" attached herewith as Exhibit A and incorporated herein by reference.

Settlement of The 2018 Tax Books

Tax Administrator Linda Basnight presented Settlement of The 2018 Tax Books recapitulated. Copy of the 2017 Tax Settlement was also provided as requested by Commissioner Pahl.

Commissioner Swindell moved to approve Settlement of The 2018 Tax Books as presented by Ms. Basnight. Commissioner Pahl seconded the motion. The motion passed on the following vote: Ayes – Pugh, Pahl, Swindell and Topping; Nays – None; Absent or not voting – Simmons.

TR-407 Daily Distribution Tax Report

Tax Administrator Linda Basnight presented the July 2019 Daily Distribution Tax Report.

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

NC Division of Vocational Rehabilitation (NC DVRS) Independent Living (ILRP) Services Program

Diane M. Wactor, Casework Technician, Independent Living Program, Greenville Unit, NC DHHS, presented information regarding independent living services available to disabled citizens in Hyde County.

The ILRP program was funded by Katherine B. Smith Reynolds Foundation. The goal of this program is to provide substantial services to persons with severe disabilities to be able to remain independent in their home or community or to be able to relocate from nursing facility, or prepare for transition to Vocational Rehabilitation services. Today, services are available in all 100 counties across North Carolina and are state funded. Cost services can be provided to citizens who meet the financial eligibility based upon household income. If a citizen does not meet the financial eligibility requirements only no cost services can be provided. Multiple services are available based upon client needs. Demographic Forms are available in the Hyde County Government Center and should be mailed to: DVRS/ Independent Living, POB 2487, Greenville, NC 27836 or Faxed to: 252-830-6599. No action is required.

Employee/ Volunteer/ Friend of the Month

County Manager Kris Cahoon Noble complimented Daniel Brinn for work done while fostering the Lake Mattamuskeet Watershed Restoration Plan. Ms. Noble also introduced Rumley Everett, Building Inspector, and announced he has completed probationary Level II Building Inspector Certification.

PUBLIC COMMENT:

Hearing no comment from the public, Chairman Pugh continued the meeting.

ITEMS OF CONSIDERATION:

Revised Project Budget Ordinance for North Carolina Agricultural Development & Farmland Preservation Grant for Jones W. & Kathy G. Spencer on 207.94 Acres of Land Located In Swan Quarter Township

Corrinne Gibbs, Finance Officer, reported the original project ordinance presented and adopted on February 5, 2018 stated a total of \$540,611.00 in grant to be dispersed contingent on final certified appraisal and conservation easement being recorded. Ms. Gibbs reported the final certified appraisal figures have been revised. The total grant project amount to be dispersed is \$247,412.37.

Commissioner Swindell moved to approve the Revised Hyde County – North Carolina Department of Agriculture and Consumer Services Agricultural Development and Farmland Preservation Grant Cycle X Award for Agricultural Development & Farmland Preservation Trust Fund Project Budget Ordinance. Commissioner Pahl seconded the motion. The motion passed on the following vote: Ayes – Pugh, Pahl, Swindell and Topping; Nays – None; Absent or not voting – Simmons.

Clerk's Note: A copy of "Revised Hyde County – North Carolina Department of Agriculture and Consumer Services Agricultural Development and Farmland Preservation Grant Cycle X Award for Agricultural Development & Farmland Preservation Trust Fund Project Budget Ordinance" is attached herewith as Exhibit B and incorporated herein by reference.

Proclamation – Child Support Awareness Month

Commissioner Pahl moved to adopt Proclamation – August 2019 Child Support Awareness Month. Commissioner Swindell seconded the motion. The motion passed on the following vote: Ayes – Pugh, Pahl, Swindell and Topping; Nays – None; Absent or not voting – Simmons.

Clerk's Note: A copy of "Proclamation – August 2019 Child Support Awareness Month" is attached herewith as Exhibit C and incorporated herein by reference.

Appointment - The Albemarle RC&D

Commissioner Swindell moved to appoint Daniel Brinn to serve as representative for Hyde County government on the Albemarle RC&D Council. Commissioner Pahl seconded the motion. The motion passed on the following vote: Ayes – Pugh, Pahl, Swindell and Topping; Nays – None; Absent or not voting – Simmons.

Appointment – NC Local Government Debt Setoff Hearing Officer

Corrinne Gibbs, Finance Officer, reported since adopting resolution to join (November 2009) Hyde County has participated in the North Carolina Association of County Commissioners (NACC) Debt Setoff Program. Ms. Gibbs has served as the designated Hearing Officer since October 6, 2014 and has requested someone else serve as Hearing Officer. She recommended Jane Hodges who has worked with the program since 2009.

Commissioner Swindell moved to appoint Jane Hodges to serve as Hyde County Debt Setoff Hearing Officer. Commissioner Pahl seconded the motion. The motion passed on the following vote: Ayes – Pugh, Pahl, Swindell and Topping; Nays – None; Absent or not voting – Simmons.

Letter of Agreement for Airport Safety/Maintenance Projects

Jane Hodges, Airport Manager, presented the annual NCDOT Division of Aviation Letter of Agreement for Airport Safety/Maintenance Projects in Hyde County. Pursuant to Article 7 of North Carolina General Statute 63, the Department is authorized to undertake safety improvements of aircraft movement areas, on publicly owned and operated airports in North Carolina.

Commissioner Swindell moved to approve signing the Letter of Agreement for Airport Safety/Maintenance Projects. Commissioner Pahl seconded the motion. The motion passed on the following vote: Ayes – Pugh, Pahl, Swindell and Topping; Nays – None; Absent or not voting – Simmons.

Hyde County Government Tower Agreement – RiverStreet Networks

County Manager Kris Cahoon Noble reported Hyde County, Tri-County and Tideland EMC have been developing a pilot project for North Carolina based in Hyde County to provide high speed internet to underserved communities utilizing new technologies. Special legislation was passed during the most recent long session to allow utility companies to participate in providing internet services which was one of the first milestones needed to be achieved to move forward in the pilot program. This agreement (a non-exclusive license) will allow Tri-County to place and operate communications equipment on Hyde County's elevated water storage tanks located in Ponzer, Engelhard, Swan Quarter and Fairfield. The installation and use of the communications equipment will not interfere with the primary use of water storage. If there is a conflict that cannot be resolved the County can ask Tri-County to vacate the premises. Tri-County will at no time be upon the premises of the sites without the prior approval of an authorized representative of the Water Department. The initial term is ten (10) years. Hyde County will be compensated with high speed internet service and equipment at our water system facilities, the Ponzer Community Center, Mainland Volunteer Fire Departments, NC Forest Service, Hyde County offices, etc. After approval of the lease, Tri-County will work with Donnie Shumate for IT coordination, Jane Hodges for permitting and Clint Berry for placement.

Commissioner Swindell moved to approve Hyde County Government Tower Agreement – RiverStreet Networks pending County Attorney review of the agreement for legality. The motion died for lack of a second. The Agreement will be included in the September 3rd Board of Commissioners meeting agenda for consideration.

Building Inspector Contract

County Manager Kris Cahoon Noble proposed renewal of the County's contract with John Contestable to serve as the County's Building Inspector for one year, beginning August 15, 2019 running through August 15, 2020.

Commissioner Pahl moved to approve a one year contract renewal with John Contestable. Commissioner Swindell seconded the motion. The motion passed on the following vote: Ayes – Pugh, Pahl, Swindell and Topping; Nays – None; Absent or not voting – Simmons.

CDBG-I Administrative Services

County Manager Kris Cahoon Noble reported Hyde County issued a Request for Proposal (RFP) for consulting firms to provide grant administration services for the CDBG-I Sewer Extension project located in Hycienda Heights Subdivision in Engelhard. A total of three (3) administrative proposals received were reviewed and ranked based on criteria provided under the CDBG-I Request for Proposal.

Commissioner Swindell moved to award the CDBG-I Sewer Extension Project Administrative Services Contract to Holland Consulting Planners. Commissioner Pahl seconded the motion. The motion passed on the following vote: Ayes – Pugh, Pahl, Swindell and Topping; Nays – None; Absent or not voting – Simmons.

CDBG-I Engineering Services

County Manager Kris Cahoon Noble reported Hyde County issued a Request for Qualifications (RFQ) to provide engineering services for the CDBG-I Sewer Extension project located in Hycienda Heights Subdivision in Engelhard. A total of six (6) engineering proposals received were reviewed and ranked based on criteria provided under the CDBG-I Request for Qualifications.

Commissioner Swindell moved to award the CDBG-I Sewer Extension Project Engineering Contract to Stroud Engineering pending County Attorney and County Manager's review and revision of Section 14 – Termination (a) For Convenience and (b) For Cause. Commissioner Pahl seconded the motion. The motion passed on the following vote: Ayes – Pugh, Pahl, Swindell and Topping; Nays – None; Absent or not voting – Simmons.

Grant Contract Amendment #2 – CDBG-I

County Manager Kris Cahoon Noble presented Grant Contract Amendment #2 – CDBG-I Number: 18-I-3046 for commissioner's approval. Paragraph #6, Exhibit B (2)(i) and (2)(k)(iii) were amended for language correction/clarification. The Division of Water Infrastructure initiated the grant contract amendment to correct this error.

Commissioner Pahl moved to approve Grant Contract Amendment #2 – CDBG-I. Commissioner Swindell seconded the motion. The motion passed on the following vote: Ayes – Pugh, Pahl, Swindell and Topping; Nays – None; Absent or not voting – Simmons.

Mattamuskeet Association – Tideland EMC Infrastructure Loan

Daniel Brinn, Water and Flood Control Coordinator, reported that in regard to a loan to the Mattamuskeet Association in the amount of \$400,000.00 for ten (10) years at 0% interest through a loan program offered by Tideland EMC with Hyde County as the principal borrower, the Board of Commissioners voted at their July meeting to:

- Authorize the County Manager to work with the County Attorney to create a contractual relationship between the County and the Mattamuskeet Association in which the Association is obligated to repay Hyde County any funds with which the County assists the Association.
- Authorize the County Manager to enter into the financing alternative, close the loan, receive the funds, make payment to the Mattamuskeet Association and begin receiving payments in August 2019.

It was explained to the Commissioners that the funding would be utilized to conduct repairs resulting from Hurricane Matthew. It was further explained that the Association has a project worksheet approved by FEMA and funding from the State that will reimburse the cost of the repairs once completed.

It was also explained that upon completion of the project and receipt of reimbursements, the Association would repay the loan in its entirety. However, it is the intention of the Association that the loan will be repaid through regular payments and that the funding will be utilized to leverage the entire \$2.1 million project and not repaid immediately following the initial \$400,000.00 reimbursement. It is also the intention of the Association that loan payments will be made to Hyde County throughout the term of the loan and duration of the entire \$2.1 million project and not repaid immediately following reimbursement of the initial phase. No action is required.

Recommendations for Complete Count Committee for The 2020 Census

County Manager Kris Cahoon Noble reported in the July Commissioners meeting the Hyde County Board of Commissioners adopted a resolution to establish a Complete Count Committee (CCC) for the 2020 Census. Ms. Noble explained the Committee shall be an ad-hoc committee and should consist of twenty (20) members representing a broad cross section of Hyde County’s population. It is important to have strong representation from the organizations that serve populations that are most likely to be underserved, such as elderly, children, low income and Hispanic populations. She reported each township shall have at least one elected official or a designee. Recommended agency appointments are:

- Luana Gibbs (or designee), Hyde County Health Director
- Teresa Pugh, Hyde County Health Department Spanish Interpreter
- Laurie Potter (or designee), Hyde County Department of Social Services Director
- Stephen Basnight (or designee), Hyde County Schools Superintendent
- Darlene Berry (or designee), Hyde County Senior Center Director

Commissioner Swindell moved to approve the recommended nominees for appointment to the Complete Count Committee. Commissioner Pugh seconded the motion. The motion passed on the following vote: Ayes – Pugh, Pahl, Swindell and Topping; Nays – None; Absent or not voting – Simmons.

Manager Noble recommended that the resulting fifteen (15) positions be filled by three (3) selections being made by each County Commissioner from their respective townships that reflect the individuality of the traditionally undercounted populations in their townships. These recommendations should be brought to the County Manager on or before the regular September Board of Commissioners meeting to be appointed at that time.

BUDGET REVISIONS:

Cooperative Extension

Maintenance & Repairs – Ponzer Parking Lot \$3,527.00

Health Department

Breastfeeding Peer Counselor \$8,350.00

Public Management Entity Program \$ 500.00

MANAGEMENT REPORTS:

Chairman Pugh – attended the Albemarle Commission meeting where he discussed transportation issues in Hyde County with James H. Trogon, III, Secretary of the NC Department of Transportation; flounder and shrimping concerns with Bobby Hanig, House of Representative - District 6; and, ferry issues with Ed Goodwin, NC House of Representatives - District 1. He also attended the Ocracoke Medical Center Board and NPS meeting.

Vice-chairman Pahl – attended the National Park Service meeting where update was given on sheet pile reinforcement at South Dock, additional parking and a proposed additional tram run to the Lighthouse on Ocracoke were discussed. He also met with the Tourism Development Authority (OTTDA) and Planning Board to discuss the future of tourism on Ocracoke and quality of life for residents.

Commissioner Topping – met with NC DOT - Division 1 Engineer Jerry Jennings to discuss drainage ditches in residential areas and necessary road work in Hyde County.

Commissioner Swindell – acknowledged Darren Armstrong has been selected to serve as President of the US Grains Association. He reported the brown shrimp season has been almost nonexistent but hunting and lodging are very strong in Hyde County. He also announced his wife, Ana Luisa Swindell, is a recent graduate of the first Beaufort County Community College Certified Nurse Aide (CNA) class at the Davis Building in Engelhard.

Commissioner Simmons – absent.

County Manager Kris Cahoon Noble – presented update on projects and activities attended during the month. She also met with Sheriff Cahoon to discuss Juvenile Crime and met with the Civil Affairs Battalion. She reported on solar development at Rose Acre. Ms. Noble's calendar will be provided for the month of July, 2019.

PUBLIC COMMENT:

Hearing no comment from the public, Chairman Pugh continued the meeting.

CLOSED SESSION: (none)

ADJOURN:

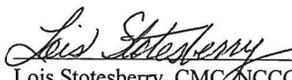
Commissioner Swindell moved to adjourn the meeting. Commissioner Pahl seconded the motion. The motion passed on the following vote: Ayes – Pugh, Pahl, Swindell and Topping; Nays – None; Absent or not voting – Simmons.

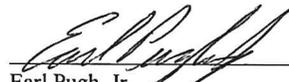
The meeting adjourned at 7:40p.m.

Respectfully submitted:

Minutes approved on the 2nd day of September, 2019.

Attest:


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


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

Attachments

Exhibit A: *“Resolution of The Hyde County Board of Commissioners To Advance Hyde County’s Revaluation Schedule”*

Exhibit B: *“Revised Hyde County – North Carolina Department of Agriculture and Consumer Services Agricultural Development and Farmland Preservation Grant Cycle X Award for Agricultural Development & Farmland Preservation Trust Fund Project Budget Ordinance”*

Exhibit C: *“Proclamation – August 2019 Child Support Awareness Month”*



RESOLUTION OF THE HYDE COUNTY BOARD OF COMMISSIONERS
TO ADVANCE HYDE COUNTY'S REVALUATION SCHEDULE

FROM JANUARY 1, 2025 TO JANUARY 1, 2022

WHEREAS, Hyde County completed and implemented its most recent octennial reappraisal of real property on January 1, 2017 and

WHEREAS, the NCDOR recommends that all counties conduct reappraisals at least once every four years, or by January 1 of the third year following notification by the NCDOR that the County has failed to meet one of the following criteria:

1. The median sales ratio of real property pursuant to 105-284 falls below 90 percent or exceed 110 percent , or
2. The overall trimmed coefficient of dispersion (COD) as determined by the NCDOR is above 25.

Hyde County received notice dated May 7, 2019 that: the 2019 NCDOR sales ratio study determined a trimmed COD of 25.12 and a median sales ratio of 87.27%.

The NCDOR has recommended that Hyde County conducts its next reappraisal at the earlier of the currently scheduled reappraisal or by January 1, 2022.

NOW, THEREFORE BE IT RESOLVED by the Hyde County Board of Commissioners that in the annual budget ordinance for fiscal year 2020/21, the Board shall include in the special reserve fund established for the reappraisal an appropriation for Revaluation in the amount required for reappraisal work during that fiscal year consistent with a plan established for the reappraisal of real property as required by GS 153A-150 and

BE IT FURTHER RESOLVED, that when the County budget for each succeeding fiscal year is in preparation, the Board, the County Manager and Tax Assessor, shall review the progress of the reappraisal work, and the Board shall appropriate to the special reappraisal reserve fund, such funds for reappraisal work during that year as may be necessary to continue the reappraisal work and to assure the completion of the reappraisal work on schedule.

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded promptly by the Clerk to the Board to the North Carolina Department of Revenue as required by G.S. 105-286.

Adopted this the 5th day of August, 2019.



Earl D. Pugh, Jr. Chairman

Hyde County Board of Commissioners

Attest:



Lois M. Stotesberry,

Clerk to the Board



REVISED PROJECT BUDGET ORDINANCE

Hyde County – North Carolina Department of Agriculture and Consumer Services
Agricultural Development and Farmland Preservation Grant
Cycle X Award for Agricultural Development & Farmland Preservation Trust Fund
Project Budget Ordinance

July 11, 2019

Be it ordained by the Hyde County Board of Commissioners, that pursuant to Article 61 of Chapter 106-743 -744 and 143C-6-22 & 23 of the General Statutes of North Carolina, the following grant program ordinance is hereby adopted:

Section 1: The program authorized is The North Carolina Department of Agriculture through the Agricultural Development and Farmland Preservation Trust Fund (ADFP) program identified as Cycle 10 grant funds. The purpose of the project is provide grants for agricultural conservation easements on family farms throughout the state of North Carolina.

Section 2: Hyde County and the Hyde Soil & Water Conservation Staff are hereby directed to proceed with the grant program within the terms of the grant document(s), the rules and regulations of the North Carolina Department of Agriculture and Consumer Services Division of the Agricultural Development & Farmland Preservation (ADFP), and the budget contained herein.

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

ADFP Grant Funds for Cycle 10

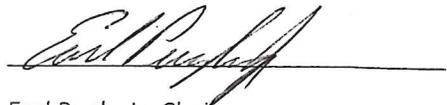
NC Department of Agriculture – ADFP Grant Program	\$247,412.37
Total:	<u>\$247,412.37</u>

Section 4: The following amounts will be disbursed from the North Carolina Department of Agriculture through ADFP Grant Cycle 10 as requested for program activities:

See attached project timeline and budget spreadsheet \$247,412.37

Section 5: Copies of this grant program ordinance shall be made available to the Grant Finance Officer for direction in carrying out this program.

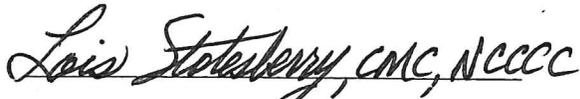
Adopted this the 5th day of August, 2019.



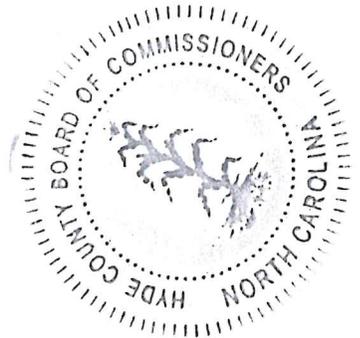
Earl Pugh, Jr. Chairman

Hyde County Board of Commissioners

ATTEST:



Lois Stotesberry, Clerk to the Board





COUNTY OF HYDE

Department of Social Services

LAURIE A. POTTER
DIRECTOR

TELEPHONE
252-926-4199

Post Office Box 100
Engelhard, NC 27824

WHEREAS, Hyde County is recognizing August as Child Support Awareness Month, and reaffirms its commitment to strengthening Hyde Counties families by providing child support services to improve the economic stability and well-being of children; and

WHEREAS, in State Fiscal Year 2018-19, more than \$270 thousand in child support was collected from parents of Hyde Counties children, and

WHEREAS, there are nearly 179 child support orders in place, working to ensure that more than 176 children receive financial support from their parents; and

WHEREAS, Child Support Awareness Month salutes the diligent working parents who spend time with their child and who make regular child support payments, to safeguard their children's future: and

WHEREAS, strengthening individuals and families promotes the safety and well-being of children, provides stability, improves the lives of children, and provides opportunities for families to be able to enhance their children's futures; and

WHEREAS, children who do not receive adequate financial and emotional support from their parents may experience greater difficulty in becoming healthy, happy and productive citizens; and

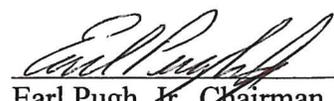
WHEREAS, many concerned and dedicated judges, district attorneys, clerks of court, sheriffs' personnel and child support professionals work to establish and enforce child support orders for Hyde County children, one of our counties most vital resources;

NOW, THEREFORE, We, the Hyde County Board of Commissioners, do hereby proclaim August 2019, as "CHILD SUPPORT AWARENESS MONTH" in Hyde County, and commend its observance to all citizens.

IN WITNESS WHEREOF, the Hyde County Board of Commissioners duly adopts this proclamation on the 5th day of August, 2019.

Attest:


Lois Stotesberry, CMC, NCCCC
Clerk to the Board


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

