

**Hyde County Board of Commissioners
AGENDA ITEM SUMMARY SHEET**

Meeting Date: April 6, 2015
Presenter: Linda Basnight, Tax Administrator
Attachment: Yes

ITEM TITLE: BOARD OF EQUALIZATION & REVIEW

SUMMARY: Pursuant to NCGS 105-322 The Hyde County Board of E&R will meet as required by law to hear, upon request, any and all taxpayers who own or control taxable property assessed for taxation in Hyde County, with respect to the Valuation of such property, or the property of others.

RECOMMEND: Conduct hearings.

Motion Made By: ___ Barry Swindell
___ Earl Pugh, Jr.
___ Dick Tunnell
___ Ben Simmons
___ John Fletcher

Motion Seconded By: ___ Barry Swindell
___ Earl Pugh, Jr.
___ Dick Tunnell
___ Ben Simmons
___ John Fletcher

Vote: ___ Barry Swindell
___ Earl Pugh, Jr.
___ Dick Tunnell
___ Ben Simmons
___ John Fletcher

**2015 BOARD OF E & R SCHEDULE
APRIL 6, 2015**

4:00 PM	CONVENE 2015 BOARD OF E & R Swear in members of 2015 Bd. E & R Appoint Chairman of Board of E & R Turn meeting over to Chairman	Linda Basnight Linda Basnight Linda Basnight
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4:15 PM	Martha Garrish for Patricia and Gail Hampton (a) Power of Attorney (b) Wetlands delineation map	
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4:30 PM

5:00 PM

5:15 PM

5:30 PM

5:45 PM	William Steger—written request	
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Recess until 6:00 PM April 20, 2015

NOTICE OF MEETING
Of the Hyde County
Board of Equalization and Review

Pursuant to N.C.G.S. 105-322,
The Hyde County Board of Equalization and Review
Will meet as required by law.

PURPOSE OF MEETING

To hear, upon request, any and all taxpayers
Who own or control taxable property assessed for
Taxation in Hyde County, with respect to the
Valuation of such property, or the property of others.
And to fulfill duties and responsibilities as required by
law.

TIME OF MEETING

The Board will convene for its meetings on

April 6, 2015

At

4:00 P.M to 6:00 P.M.

The meeting will be held

At the

Multi-purpose Room

Hyde County Government Center

Commons area Ocracoke School

April 20, 2015

At

6:00 P.M.

At the

Multi-purpose Room

Hyde County Government Center

Commons area Ocracoke School

Final adjournment is scheduled for
April 20, 2015

Request for hearing must be received no later than
1:00 P.M. April 17, 2015

In the event of

An earlier or a later adjournment, notice to
That effect will be published in this newspaper.

All requests for hearing should be made to:

Linda M. Basnight

252 926 4188

Sue Gurganus

252 926 4186

P O Box 279

Swan Quarter, N.C. 27885

**Hyde County Board of Commissioners
AGENDA ITEM SUMMARY SHEET**

Meeting Date: April 6, 2015
Presenter: Superintendent, Dr. Randolph Latimore
Attachment: Yes

ITEM TITLE: FY2015-2016 Hyde County Board of Education Budget

SUMMARY: Dr. Latimore will present the proposed FY2015-2016 Hyde County Board of Education budget message and local budget requests.

RECOMMEND: Discussion.

Motion Made By: Barry Swindell
 Earl Pugh, Jr.
 Dick Tunnell
 Ben Simmons
 John Fletcher

Motion Seconded By: Barry Swindell
 Earl Pugh, Jr.
 Dick Tunnell
 Ben Simmons
 John Fletcher

Vote: Barry Swindell
 Earl Pugh, Jr.
 Dick Tunnell
 Ben Simmons
 John Fletcher

AGENDA

JOINT MEETING

HYDE COUNTY BOARD OF EDUCATION

AND

HYDE COUNTY BOARD OF COMMISSIONERS

MONDAY, APRIL 6, 2015 – 6:00 PM

CALL TO ORDER

OPENING

CONSIDERATION OF AGENDA

PUBLIC COMMENTS

Public Comments are a time for the public to make comments to the County Commissioners. Comments should be kept to three (3) minutes or less and comments should be directed to the entire Board and not to individual members, the staff or to other members of the public. Comments requesting assistance will typically be referred to the County Manager for follow-up or for Board action at a future meeting.

ITEMS OF CONSIDERATION

- 1) FY2015-2016 Board of Education Budget Message ...Dr. Randolph Latimore, Superintendent
- 2) FY2015-2016 Board of Education Budget Presentation..... Ken Chilcoat, FO

PUBLIC COMMENTS

The public is invited to use this time to make comments to the County Commissioners on items discussed during this meeting and/or matters not discussed earlier in the meeting.

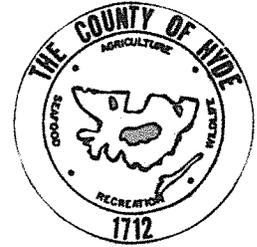
CLOSED SESSION (discussion and possible action if required)

ADJOURN

COUNTY OF HYDE

SWAN QUARTER, NORTH CAROLINA 27885

Office, County Finance
Corrinne Gibbs
 Finance Officer
Mimi Van Nortwick
 Assistant Finance Officer



FY 2014-15 **Budget Calendar**

Date	Activity	Participants
February 2, 2015	Calendar adopted	Board of Commissioners
February 23, 2015	Preliminary Department Assessment <ul style="list-style-type: none"> • Contracts • Equipment purchases/leases • Needs Assessments • Continuing Obligations • Optional Services/Programs 	Department Heads
March 2, 2015	Dept. Assessment Due	Department Heads
March 9, 2015	Budget Worksheets Distributed	Finance Officer
March 23, 2015	Completed worksheets returned Preliminary revenue estimates presented to Budget Officer	Department Heads Finance Officer
March 30-April 2, 2015	Budget Officer meets with each D.H. to review requested budget	Budget Officer Department Heads
April 6, 2015	Joint meeting to review Board of Education priorities	Board of Commissioners Board of Education
April 20, 2015	External agency budget requests due	Finance Officer
April 27, 2015	Board of Education submits budget request	Board of Education
May 4, 2015	Proposed budget distributed to BOC	Budget Officer
May 4, 2015	Proposed Budget presented to the Board of Commissioners (Budget Message) Public Hearing date set	Budget Officer Board of Commissioners
May 11-15, 2015	Budget work sessions as needed	Board of Commissioners
June 1, 2015	Public Hearing	Board of Commissioners
June 1, 2015	Board of Commissioners adopts FY 2015-16 budget and sets tax rate	Board of Commissioners



Hyde County Schools

1430 Main Street
P. O. Box 217
Swan Quarter, NC 27885
Office (252) 926 3281
Fax (252) 926 3083

BOARD OF EDUCATION
Thomas L. Whitaker, Chair
David G. Tolson, Vice Chair
Randy Etheridge
Myra Chandler
Aleta Cox

Superintendent
Dr. Randolph Latimore, Sr.
rlatimore@hyde.k12.nc.us

March 25, 2015

Dear County Manager Rich and Members of the Hyde County Board of Commissioners,

The attached budget request for local revenue is being submitted to the Hyde County Manager and Board of Commissioners for consideration of full funding for the 2015/2016 school year. The local revenue budget was approved by the Hyde County Board of Education at its meeting on March 16, 2015. The request for funding from local revenue does reflect a restoration of local revenue to the 2009 appropriation plus \$3,518.00. The needs of the public schools of Hyde County are not diminishing while overall revenue from the state and federal government have been on a decrease. The Board of Education recognizes and understands the constraints of the Board of Commissioners as it struggles to leverage all resources to meet the growing demands of the County in the midst of decreased revenue streams while at the same time working to maintain high quality services for all stake holders. The budget from local revenue is crucial in assisting the Hyde County Board of Education in working to meet the educational needs of the students enrolled in the public schools of Hyde County.

Due to decreased overall revenue, the Board, has over the past six years reduced its payroll by 46.5 positions. These reductions have had negative impacts on the overall delivery of educational services offered to the County's youngest citizens. The last page of the attached local revenue request shows the breakdown on the numbers of positions lost between 2010 and 2015.

The major backdrops for the request for the restoration of funding to \$3,518.00 more than the 2009 local appropriations are: (1) requests from citizens and the desire of the Board of Education for the restoration of the art program at both campuses – \$119,402.00, (2) allocation of funds to support the development of the Ocracoke ballpark used by Ocracoke School students - \$10,000.00, and (3) funding for drivers education which is now required by GS 115C-216 – copy attached - \$10,398.00. Due to reductions in eRate funding local revenue will be readjusted to help off-set that decrease. Additionally, in order to maintain the part-time custodial position at Ocracoke School, local funding will be reallocated to maintain that needed position. The total local revenue being requested for the 2015/2016 school year is \$1,428,086.00. The local revenue appropriated for the current year is \$1,288,286.00. The Board of Education is requesting the restoration of \$139,800.00 (\$119,402.00 for two art positions, \$10,000.00 for support of the Ocracoke ballpark used by Ocracoke School students, and \$10,398.00 for drivers' education based on GS 115C-216).

Thank you for your consideration of the request for funding from local revenue for Hyde County Schools for the 2015/2016 school year.

Sincerely,

A handwritten signature in cursive script, reading "Randolph H. Latimore, Sr.".

Randolph H. Latimore, Sr., Ed.D
Superintendent

**Hyde County Board of Education
Proposed Local Budget Request
Year Ending June 30, 2016**

Board Members

Thomas Whitaker, Chairman

David Tolson

Randy Etheridge

Aleta Cox

Myra Chandler

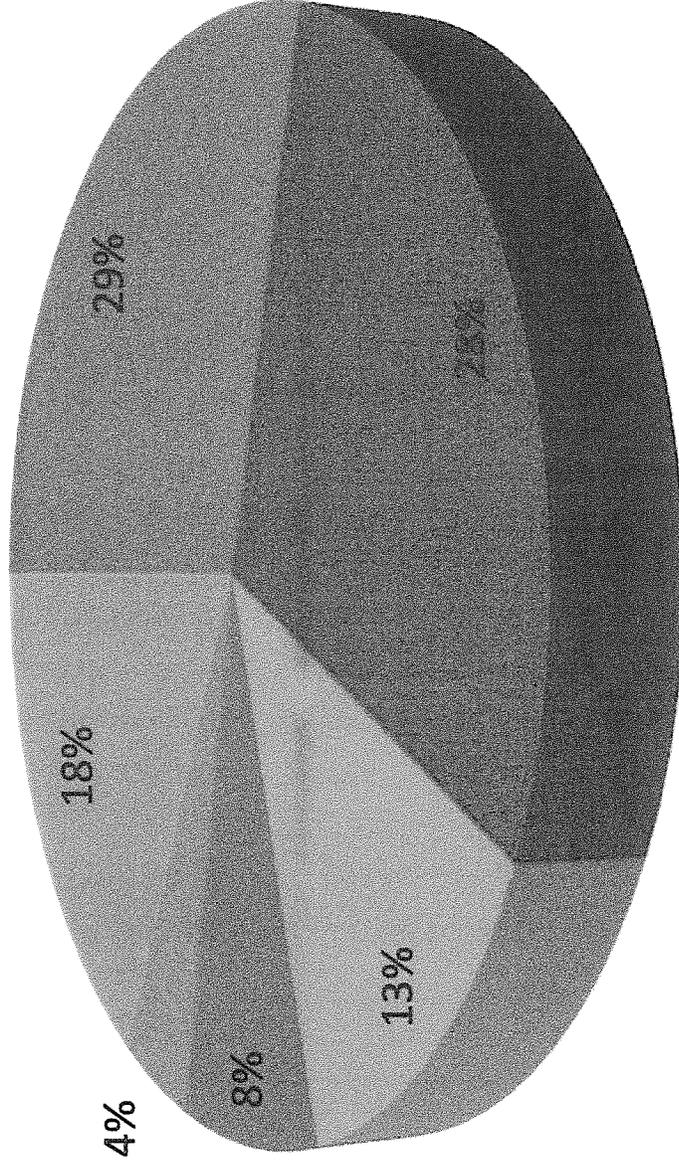
Administrative and Financial Staff

Dr. Randolph Latimore, Superintendent

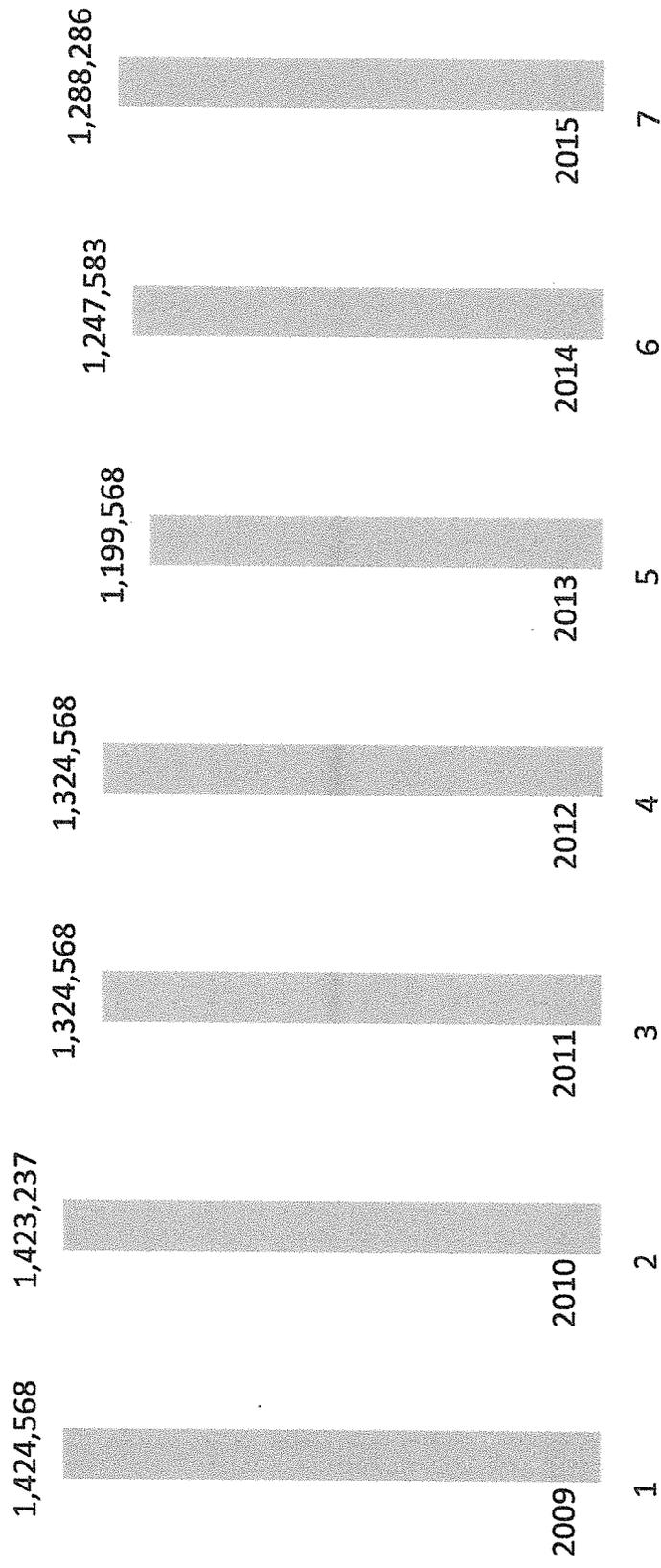
Ken Chilcoat, Finance Officer

Local Current Fund Projected Expenses

■ Utilities ■ Maintenance ■ Insurance ■ Teachers ■ Transportation ■ Other



County Appropriation History



Proposed Local Budget

Summary

Purpose	FY 2015-16		FY 2014-15
	REQUESTED	DIFFER	RECEIVED
5110 DRIVERS EDUCATION*	\$ 10,398	\$ 10,398	\$ -
5112 ARTS CURRICULAR SERVICES* (\$59,701/EA)**	119,402	119,402	-
5401 APPROPRIATION FOR OCRACoke BALL FIELD*	10,000	10,000	-
5501 ATHLETICS	15,000	-	15,000
6510 COMMUNICATION SERVICES	25,475	20,139	5,336
6520 PRINTING AND COPYING	1,200	12	1,188
6530 PUBLIC UTILITY	403,564	3,996	399,568
6540 CUSTODIAL SUPPLIES	22,298	221	22,077
6541 CUSTODIAL (2ND CUSTODIAN FOR OC)	21,949	21,949	-
6550 TRANSPORTATION	62,839	-	62,839
6580 MAINTENANCE SERVICES	396,330	-	396,330
6613 INSURANCE (Flood & Property)	183,842	-	183,842
6620 HUMAN RESOURCE SERVICES	-	(15,884)	15,884
6710 STUDENT TESTING	-	(946)	946
6910 BOARD of EDUCATION	31,927	-	31,927
6911 DUES AND FEES	17,487	-	17,487
6920 LEGAL SERVICES	53,673	(30,487)	84,160
6932 EXTERNAL AUDIT	19,000	1,000	18,000
6941 OFFICE OF THE SUPERINTENDENT	33,702	-	33,702
	<u>\$ 1,428,086</u>	<u>\$ 139,800</u>	<u>\$ 1,288,286</u>

*SUPPLEMENTAL:

DRIVERS EDUCATION	REQUIRED BY GS 115C-216 (SEE ATTACHED)
ARTS CURRICULAR SERVICES	REQUESTED BY CONCERNED CITIZENS
APPROPRIATION FOR OCRACoke BALL FIELD	REQUESTED BY CONCERNED CITIZENS

**TEACHER COST

AVERAGE COST PER TEACHER (HYDE COUNTY)	\$ 44,000	STATEWIDE AVERAGE 48,000)
FICA (7.65%)	3,366	
RETIREMENT (15.5%)	6,820	
HEALTH INSURANCE	5,515	
COST EACH	59,701	
x NUMBER	2	(1-MAINLAND, 1-OCRACoke)
TOTAL COST	<u>\$ 119,402</u>	

Proposed Local Budget
Detail

Purpose	Object	Description	AMOUNT	SUBTOTAL
5110	DRIVERS EDUCATION	311 CONTRACT SERVICES	10,398	10,398
5112	ARTS CURRICULAR SERVICES	121 TEACHERS	88,000	
		211 EMPLOYER FICA	6,732	
		221 EMPLOYER RETIREMENT COST	13,640	
		231 EMPLOYER HOSP INS	11,030	119,402
5401	APPROPRIATION (OC FIELD)	327 TRANSFER	10,000	10,000
5501	ATHLETICS	411 SUPPLIES - ATHLETICS	15,000	15,000
6510	COMMUNICATION SERVICES	341 TELEPHONE	19,815	
		342 POSTAGE	2,000	
		343 TELECOMMUNICATIONS SERVICES	1,500	
		344 MOBILE COMMUNICATION COSTS	2,160	25,475
6520	PRINTING AND COPYING	315 REPRODUCTION COSTS	1,200	1,200
6530	PUBLIC UTILITY	321 UTILITIES-ELEC	320,723	
		322 UTILITIES-NATURAL GAS	67,841	
		323 UTILITIES-WATER/SEWER	15,000	403,564
6540	CUSTODIAL SUPPLIES	311 CONTRACT SUPPLIES - JANITORIAL	22,298	22,298
6541	CUSTODIAN (2ND FOR OC)	173 CUSTODIAN	13,345	
		211 EMPLOYER FICA	1,021	
		221 EMPLOYER RETIREMENT COST	2,068	
		231 EMPLOYER HOSP INS	5,515	21,949
6550	TRANSPORTATION	411 SUPPLIES AND MATERIALS	11,450	
		422 REPAIR PARTS & MATERIALS	11,350	
		423 GAS & DIESEL FUEL	36,339	
		424 OIL	500	
		425 TIRES AND TUBES	2,200	
		552 LICENSE AND TITLE FEES	1,000	62,839
6580	MAINTENANCE SERVICES	113 DIRECTOR AND/OR SUPERVISOR	60,419	
		175 SKILLED TRADES SALARY	99,895	
		211 EMPLOYER FICA	12,264	
		221 EMPLOYER RETIREMENT COST	24,849	
		231 EMPLOYER HOSP INS	22,060	
		311 REPAIRS	10,000	
		325 CONTRACT REPAIRS-BLDG	60,843	
		326 CONTRACT REPAIRS-EQUIPMENT	30,000	
		332 TRAVEL REIMBURSEMENT	500	
		411 SUPPLIES AND MATERIALS	3,500	
		422 REPAIR PARTS & MATERIALS	72,000	396,330
6613	RISK MANAGEMENT/INSURAN	232 WORKERS COMPENSATION INS	24,900	
		233 UNEMPLOYMENT INSURANCE	3,300	
		373 PROPERTY INSURANCE	62,675	
		374 FLOOD INSURANCE	89,117	
		375 FIDELITY BOND PREMIUM	275	
		378 SCHOLASTIC ACCIDENT INSURANCE	3,575	183,842

Proposed Local Budget
Detail

Purpose		Object	Description	AMOUNT	SUBTOTAL
6910	BOARD EDUCATION	192	ADDL RESPONSIBILITY STIPEND	11,044	
		211	EMPLOYER FICA	845	
		233	UNEMPLOYMENT INSURANCE	66	
		312	WORKSHOP EXPENSE/TRAVEL	8,957	
		418	EBOARD SOFTWARE	7,000	
		411	SUPPLIES AND MATERIALS	4,015	31,927
6920	DUES AND FEES	361	NC SCHOOL BOARDS	10,888	
			NC SCHOOL ADMIN	1,600	
			NORTHEAST REGIONAL SCHOOLS	1,074	
			NCSBA (web hosting policies)	2,950	
			NATIONAL SCHOOL BOARD	975	17,487
6920	LEGAL SERVICES	311	CONTRACTED SERVICES	53,673	53,673
6932	EXTERNAL AUDIT	311	CONTRACTED SERVICES	19,000	19,000
6941	OFFICE OF THE SUPERINTENDE	181	SUPPLEMENTARY PAY	8,129	
		211	EMPLOYER FICA	622	
		221	EMPLOYER RETIREMENT COST	1,260	
		312	WORKSHOP EXPENSE/TRAVEL	13,147	
		315	PRINTING AND BINDING	500	
		344	MOBILE COMMUNICATION COSTS	1,780	
		411	SUPPLIES AND MATERIALS	8,264	33,702
					<u>1,428,086</u>

§ 115C-216. Boards of education required to provide courses in operation of motor vehicles.

(a) **Course of Training and Instruction Required in Public High Schools.** – Local boards of education shall offer noncredit driver education courses in high schools using the standardized curriculum provided by the Department of Public Instruction.

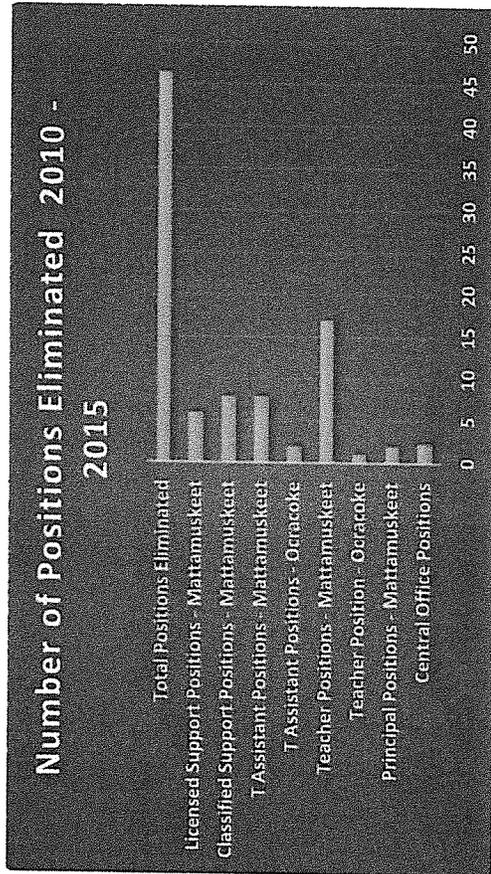
(b) **Inclusion of Expense in Budget.** – The local boards of education shall include as an item of instructional service and as a part of the current expense fund of the budget of the high schools under their supervision, the expense necessary to offer the driver education course.

(c) through (f) Repealed by Session Laws 1991, c. 689, s. 32(c).

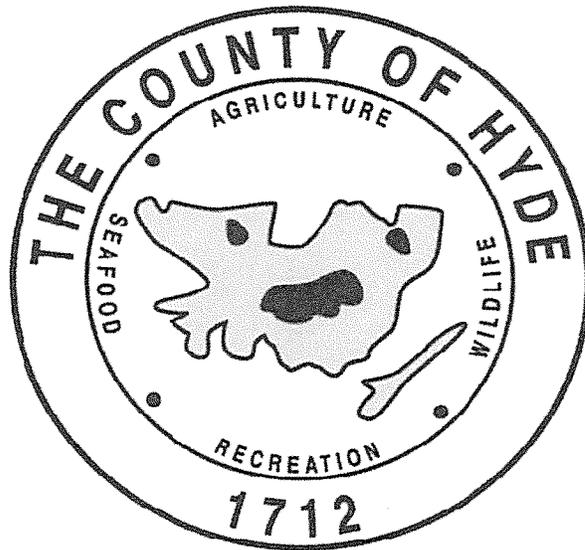
(g) **Fee for Instruction.** – The local boards of education shall fund driver education courses from funds available to them and may charge each student participating in a driver education course a fee of up to sixty-five dollars (\$65.00) to offset the costs of providing the training and instruction. (1955, c. 817; 1965, c. 397; 1981, c. 423, s. 1; 1991, c. 689, s. 32(c); 2011-145, ss. 28.37(b), 31.1; 2013-360, s. 34.20(a); 2014-100, s. 8.15(c).)

**Number of Positions Eliminated
2010 - 2015**

Positions	Numbers
Central Office Positions	2.5
Principal Positions - Mattamuskeet	2
Teacher Position - Ocracoke	1
Teacher Positions - Mattamuskeet	17
T Assistant Positions - Ocracoke	2
T Assistant Positions - Mattamuskeet	8
Classified Support Positions - Mattamuskeet	8
Licensed Support Positions - Mattamuskeet	6
Total Positions Eliminated	46.5



HYDE COUNTY BOARD OF COMMISSIONERS



Hyde County Courthouse Multi-purpose Room

30 Oyster Creek Road, Swan Quarter, NC

and

Ocracoke School Commons Area

120 School House Road, Ocracoke, NC

**Hyde County Board of Commissioners
AGENDA ITEM SUMMARY SHEET**

Meeting Date: April 6, 2015
Presenter: Chairman Barry Swindell
Attachment: No

ITEM TITLE: OPENING

SUMMARY: Call to Order
Opening Prayer
Pledge of Allegiance

**Hyde County Board of Commissioners
AGENDA ITEM SUMMARY SHEET**

Meeting Date: April 6, 2015
Presenter: Chairman Barry Swindell
Attachment: Yes

ITEM TITLE: CONSIDERATION OF AGENDA

SUMMARY: Attached is the proposed Agenda for the April 6, 2015, Regular Meeting of the Hyde County Board of Commissioners.

RECOMMEND: Review, Amend and Approve.

Motion Made By: Barry Swindell
 Earl Pugh, Jr.
 Dick Tunnell
 Ben Simmons
 John Fletcher

Motion Seconded By: Barry Swindell
 Earl Pugh, Jr.
 Dick Tunnell
 Ben Simmons
 John Fletcher

Vote: Barry Swindell
 Earl Pugh, Jr.
 Dick Tunnell
 Ben Simmons
 John Fletcher

AGENDA

BOARD OF EQUALIZATION & REVIEW

MONDAY, APRIL 6, 2015 – 4:00PM – 6:00PM

JOINT MEETING

HYDE COUNTY BOARD OF EDUCATION & BOARD OF COMMISSIONERS

MONDAY, APRIL 6, 2015 – 6:00PM – 7:00PM

HYDE COUNTY BOARD OF COMMISSIONERS' MEETING

MONDAY, APRIL 6, 2015 – 6:00PM

CALL TO ORDER

OPENING

CONSIDERATION OF AGENDA

CONSIDERATION OF MINUTES

- 1) March 2, 2015 – Regular Meeting Minutes

PUBLIC HEARINGS

- 1) Amendment of The Hyde County Code: Article VII; Ocracoke Development Ordinance – Section 36-172. Permit Procedure Mgr. Rich

ORDINANCE

- 1) Amendment of – Hyde County Code-Article VII, Ocracoke Development Ordinance, Chapter Thirty-Six; Section 172, Permit Procedure Mgr. Rich

PRESENTATIONS

- 1) Proclamations – Beaufort/Hyde Partnership for Children Lisa Woolard
 - a) Child Abuse Prevention Month – April 2015
 - b) Week of the Young Child – April 2015

EMPLOYEE RECOGNITION Mgr. Rich

PUBLIC COMMENTS

Public Comments are a time for the public to make comments to the County Commissioners. Comments should be kept to three (3) minutes or less and comments should be directed to the entire Board and not to individual members, the staff or to other members of the public. Comments requesting assistance will typically be referred to the County Manager for follow-up or for Board action at a future meeting.

ITEMS OF CONSIDERATION

1) Resolutions

- a. Resolution In Support of Southern Flounder David Hilton
- b. NC DOT Division of Highways Request for Addition to State
Maintained Secondary Road System – Maurice Ballance Road Mgr. Rich
- c. RES – Agreement Between The Hyde County Health Department and
County of Hyde For Use Of County Grounds And Facilities Mgr. Rich
- d. Resolution In Opposition of Sunday Hunting Mgr. Rich

2) Appointment

- a. Ocracoke Community Center Board Mgr. Rich
- b. US Fish and Wildlife Service “Balancing Nature and Commerce”
Steering Committee Appointments Kris Noble
- c. BHM Regional Library Board Mgr. Rich

- 3) Accounting Services Agreement – Andrew Harris, CPA Mgr. Rich
- 4) Request for School Resource Officer Position Sheriff Cahoon
- 5) Tourism Development/Occupancy Tax Mgr. Rich
- 6) Ocracoke Tourism Marketing Research Kris Noble
- 7) Storm Evacuations Comm. Fletcher
- 8) Dump Hours – Ocracoke Comm. Fletcher
- 9) Regional Emergency Communications Center (RECC) Update Mgr. Rich
- 10) Ocracoke EMS Station – Property Search Update Mgr. Rich
- 11) Correction to January 5, 2015 Board of Commissioners Meeting Minutes Mgr. Rich
- 12) Legislative Feedback Requested Mgr. Rich

BUDGET MATTERS

- a) Health Department
 - 1. BR28-15 Maternal Health
 - 2. BR29-15 Public Health Preparedness
 - 3. BR30-15 Breast & Cervical Cancer
 - 4. BR31-15 WIC
 - 5. BR32-15 Environmental Health
 - 6. BR33-15 Vidant-Project Direct Legacy Chronic Disease Self Management
 - 7. BR34-15 Health – Adult
 - 8. BR35-15 Family Planning
 - 9. BR36-15 Healthy Communities
 - 10. BR37-15 Immunization Action Plan
 - 11. BR38-15 Communicable Disease
 - 12. BR39-15 Family Planning
 - 13. BR40-15 Healthy Communities

- b) Cooperative Extension

- c) Hyde Soil & Water
 - 1. Travel
 - 2. Beaver Management

MANAGEMENT REPORTS

The Commissioners and County Manager will share with the public their various activities and ideas for continuous improvement of government services to the citizens.

PUBLIC COMMENTS

The public is invited to use this time to make comments to the County Commissioners on items discussed during this meeting and/or matters not discussed earlier in the meeting.

CLOSED SESSION (discussion and possible action if required)

ADJOURN

SUPPLEMENTAL INFORMATION

Department Reports

- 1) Tax Department (2) (requires signature)
- 2) Inspections (2)
- 3) Mattamuskeet Senior Center (2)
- 4) Human Resources
- 5) Health Department

Informational Items

- 1) NC DHHS Letter (March 18, 2015) FY2013-2014 Audit is Closed
- 2) Senate Bill #307 Filed to Eliminate Ferry Tolls – McClees Consulting
- 3) Ocracoke Ball Park News Article – The Coastland Times
- 4) Tax Letter – Ward Garrish
- 5) Thank You Letter to EMS from The Family of Bobby Guthrie
- 6) Public Notice – Ocracoke Re-Entry Permit Process

**Hyde County Board of Commissioners
AGENDA ITEM SUMMARY SHEET**

Meeting Date: April 6, 2015
Presenter: Lois Stotesberry, Clerk
Attachment: Yes

ITEM TITLE: CONSIDERATION OF MINUTES

SUMMARY: Attached are the March 2, 2015 Regular Meeting Minutes of the Hyde County Board of Commissioners.

RECOMMEND: Review, Amend and Approve.

Motion Made By: Barry Swindell
 Earl Pugh, Jr.
 Dick Tunnell
 Ben Simmons
 John Fletcher

Motion Seconded By: Barry Swindell
 Earl Pugh, Jr.
 Dick Tunnell
 Ben Simmons
 John Fletcher

Vote: Barry Swindell
 Earl Pugh, Jr.
 Dick Tunnell
 Ben Simmons
 John Fletcher

1 **Meeting Minutes**

2 **Board of County Commissioners**
3 **Hyde County**

4
5 **Monday, March 2, 2015**

6 Chairman Barry Swindell called the Regular Meeting of the Hyde County Board of Commissioners to
7 order at 6:00pm on Monday, March 2, 2015, in the Hyde County Government Center, Multi-Use
8 Room, and the Ocracoke School Commons Room using electronic conferencing equipment.

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

12 The following members were present on Ocracoke: Public Information Officer Sarah Johnson and
13 members of the public.

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

16 **Agenda:**

17 Chairman Swindell asked for changes to the March 2, 2015 Meeting Agenda.

18 Commissioner Fletcher moved to approve the March 2, 2015 meeting Agenda as presented by the
19 Clerk with deletion of Budget Transfer (d) and addition of Items of Consideration – 3.b. Appointments
20 – BHM Regional Library and Item 14 – NCDOC 2014-2015 Building Re-use Grant. Mr. Simmons
21 seconded the motion. The motion passed on the following vote: Ayes – Fletcher, Pugh, Tunnell,
22 Simmons and Swindell; Nays – None; Absent or not voting – None.
23

24 **Consideration of Minutes:**

25 Commissioner Fletcher moved to approve the March 2, 2015 Board of Commissioners Regular
26 Meeting Minutes as presented by the Clerk. Mr. Pugh seconded the motion. The motion passed on the
27 following vote: Ayes – Fletcher, Pugh, Tunnell, Simmons and Swindell; Nays – None; Absent or not
28 voting – None.

29 **Introductions:**

30 **Introduction – Superintendent David E. Hallac**

31 Manager Rich introduced Superintendent David E. Hallac and Deputy Superintendent Mark Doudle of
32 the National Parks Service (NPS) Outer Banks Group. The Group consists of Cape Hatteras National
33 Seashore, Fort Raleigh National Historic Site and Wright Brothers National Memorial. Mr. Rich
34 reported Superintendent Hallac has a Master's Degree in wildlife and fisheries biology from the
35 University of Vermont and was the Chief Scientist at Yellowstone National Park.
36

37 David Hallac, Superintendent, Outer Banks Group reported the Park Service will celebrate its 100th
38 anniversary in August, 2016. Mr. Hallac is working on Off Road Vehicles (ORV) Management issues
39 to include wildlife buffers, corridors and pedestrian only areas.
40
41

1 **Introduction – Special Assistant Hyde County Manager Will Doerfer**

2 Manager Rich introduced MPA Graduate William (Will) Doerfer. Mr. Rich reported the North
3 Carolina Association of County Commissioners (NCACC) Board of Directors approved the County
4 Management Fellowship Program in June, 2012 to help counter a decline in the number of young
5 professionals pursuing careers in the public sector.
6

7 The NCACC has selected Hyde County to serve as host of the County Management Fellowship
8 Program. Through the program a recent Master of Public Administration (MPA) program graduate
9 who has interest in North Carolina county management careers will be placed into salaried, full-time
10 fellowships with seasoned NC county managers for one or two years. The NCACC requires a
11 minimum \$35,000.00 salary and recommends employment benefits and an employment year that
12 follows the fiscal year. NCACC will pay \$25,000.00 and provide insurance coverage and the County
13 will pay the remaining \$10,000.00.
14

15 The International City-County Management Association (ICMA), a partner for the NCACC County
16 Management Fellowship Program, provides the NCACC with a pool of pre-screened, North Carolina-
17 based applicants from its fellowship program. The Association shares those applications with
18 interested host counties who chose which applicants to interview and offer employment.
19

20 Commissioner Fletcher moved to approve William C. Doerfer for the position and to provide a
21 Memorandum of Understanding and host application that provides a detailed work plan to NCACC;
22 and to pay the remaining \$10,000.00 of Mr. Doerfer's salary. Mr. Pugh seconded the motion. The
23 motion passed on the following vote: Ayes – Fletcher, Pugh, Tunnell, Simmons and Swindell; Nays –
24 None; Absent or not voting – None.
25

26 **Presentations:**

27
28 **Department of Social Services Move**

29 Gloria Spencer, Director, Hyde County Department of Social Services, gave a PowerPoint
30 presentation of the newly renovated ECB/DSS building in Engelhard. Ms. Spencer reported DSS has
31 moved several times since 1982 when it was in the Social Services building facing Hyatt Cahoon's
32 Store in Swan Quarter. Since that time DSS has moved to the O. A. Paey School Building in 1999;
33 ADAP Center in Fairfield in 2003; back to the Paey Building in 2005; and, now the ECB/DSS
34 Building in 2015.
35

36 Ms. Spencer thanked Utilities Director Clint Berry and his staff for moving the DSS department into
37 its new location in Engelhard.
38

39 **FY2013-2014 Hyde County Audit Presentation**

40 Andrew Harris, CPA, PLLC, presented audit of the financial statements of Hyde County for the year
41 ended June 30, 2014. Mr. Harris' narrative overview and analysis of the County's financial statements
42 include:
43

- 44 • *The assets of Hyde County exceeded its liabilities and deferred inflows of resources at*
45 *the close of the fiscal year by \$39,927.631 (net position).*
- 46
- 47 • *The government's total net position increased by \$583,964, primarily due to increased*
48 *net position in the governmental activities.*
49

- 1 • *At the close of the current fiscal year, the Hyde County's governmental funds reported*
2 *combined ending fund balances of \$8,784,852, after a net increase in fund balance of*
3 *\$820,560. Approximately 47.64 percent of this total amount, or \$4,185,188, is available*
4 *for spending at the government's discretion (unassigned fund balance).*
- 5
- 6 • *At the end of the current fiscal year, unassigned fund balance for the General Fund was*
7 *\$4,292,016, or 37.35 percent of total general fund expenditures for the fiscal year.*
- 8

9 Commissioner Fletcher moved to approve the FY2013-2014 Hyde County Audit as presented by
10 Andrew Harris, CPA, and to accept Andrew Harris' offer to assist the finance department as consultant
11 (short-term) and to put out a bid for a new Hyde County Auditor. Mr. Simmons seconded the motion.
12 The motion passed on the following vote: Ayes – Fletcher, Pugh, Tunnell, Simmons and Swindell;
13 Nays – None; Absent or not voting – None.

14

15 **Third Annual Hyde Children's Health Fair Extravaganza**

16 Lisa Woolard and Eve Richardson, Beaufort/Hyde Partnership for Children, reported the Extravaganza
17 is organized annually by a consortium of organizations – Hyde County Hotline, Hyde County Health
18 Department, Hyde County DSS, Hyde County Children's Center and Beaufort/Hyde Partnership for
19 Children. Funding is minimal - \$700 from the state through the Hyde County Local Interagency
20 Coordinating Council to cover food for the children and the bouncy house. The consortium has pooled
21 their funding to provide signage, the main door prize, bags, juice boxes, stickers, trash bags, and
22 incidentals. There has been some confusion in the past that County Government has provided funding.
23 This has not allowed us to charge agencies a registration fee to assist in covering costs. While the
24 County has been gracious in covering the cost of the Davis Center, with very little financial support,
25 the Fair has really existed on a shoestring.

26

27 Ms. Woolard reported attendance was great the first year, but last year, attendance was dismal. To
28 combat that, a new format in a new location was created. This year the Extravaganza will be held on
29 April 10th at the O. A. Paey School Building beginning at 10:30a.m., ending at 2:30p.m. Partnership
30 for Children will be launching a healthy eating and active living theme with interactive booths (each
31 vendor is to bring a game or an activity), outdoor obstacle course, games, music, and local vendors
32 selling produce and such – like a farmer's market, and door prize drawings on the half-hour (you must
33 be present to win)! We will still have the "big" drawing for those that play the bingo game and visit all
34 the vendors. We have enjoyed great support by the agencies and organizations of our community.
35 Instead of asking County Government to provide funding, the consortium is asking each commissioner
36 to provide one (1) door prize (\$10 - \$20 value). Door prizes will need to be delivered to Hotline,
37 BCHD or DSS by March 27.

38

39 **ABC Board Quarterly Financial Report**

40 Meredith Nicholson, Chairman, Hyde County ABC Board, presented update on the ABC Board
41 financial status. Ms. Nicholson reported inventory has stayed consistent, accounts payable are down
42 and net profit year-to-date is \$21,000.00 (up \$27,000 from last year). She also reported ABC Board
43 member Jim Piland resigned, effective April 1, 2015.

44

45 **Employee Recognition:**

46

47 **Employee of the Month**

48 Bill Rich, County Manager, announced the employee of the month is Clint Berry, Utilities Director.
49 Mr. Rich thanked Mr. Berry for work done on the Public Safety Center, Government Center and DSS

1 Building and move to Engelhard. Mr. Berry spun the “Wheel of Thanks” and received a \$25 Gift
2 Certificate for Gibbs Enterprise. He plans to gift the certificate to Gloria Spencer, DSS Director.

3
4 **Public Comments:**

5 Chairman Swindell called for comments from the public.

6
7 **Benji Hart – Ocracoke Planning Advisory Board** - asked for clarification on wording in the
8 Ocracoke Development Ordinance, Section 36-183 Home Occupations. He asks that a part-time
9 enforcement officer assigned to work on Ocracoke Island be hired, preferably an Ocracoke resident.

10
11 **Connie Leinbach, President, Ocracoke Civic and Business Association (OCBA)** – asked that the
12 speed limit (20 mph) on Sunset Road be posted. She asks that the County table the Tourism
13 Development Authority project.

14
15 **George Chamberlin, Chairman, Ocracoke Airport Advisory Board** – announced plans to re-work
16 and upgrade the Ocracoke Airport. Mr. Chamberlin also believes there are better ways to use
17 Occupancy Tax funds than a Tourism Development Authority.

18
19 **Bob Oats, Ocracoke Island Realty, Inc.** – reported Ocracoke Occupancy Tax funds could be used for
20 better promotions.

21
22 **Jessica Gibbs, Fairfield** - in response to discussion at an earlier meeting, stated dispatchers are
23 required to be trained with at least sixteen credit hours.

24
25 **Manager Rich**, reported he and Justin Gibbs, EM Director, will conduct open discussion meeting on
26 the E-911 merger before the next Board of Commissioners meeting on April 1.

27
28 **Sherry Carawan, President, Chamber of Commerce** – reported the Chamber would like Ocracoke
29 Island and Mainland Hyde County to partner with them and support each other in promoting tourism.

30
31 There being no further comments from the public, Chairman Swindell continued the meeting.

32
33 **Resolutions:**

34
35 **Resolution In Support of Legislation to Delineate Coastal Wetlands Riparian Buffers**

36 Jeff Credle, of the Scranton community, asked the commissioners to adopt a resolution asking the
37 NC General Assembly to seek a bill that consists of the same information submitted in Senate Bill 232
38 from the 2011 Session and Draft Bill 2015-MH-59 [v.1] (02/19) sponsored by Senator Cook.

39 Commissioner Fletcher moved to adopt “Resolution – Delineate Coastal Wetlands Riparian Buffers”
40 and to request the Governor and General Assembly members seek a bill regarding the delineation of
41 protective riparian buffers for coastal wetlands in the Neuse River and Tar-Pamlico River Basin that
42 consists of the same information submitted in Senate Bill 232 in 2011 and Draft Bill 2015-MH-59
43 [v.1] (02/19) and to send copy of the Resolution to the 20 NC coastal counties. Mr. Tunnell seconded
44 the motion. The motion passed on the following vote: Ayes – Fletcher, Pugh, Tunnell, Simmons and
45 Swindell; Nays – None; Absent or not voting – None.

46 *Clerk’s Note: A copy of “Resolution – Delineate Coastal Wetlands Riparian Buffers” is attached herewith as Exhibit
A and incorporated herein by reference.*

1 **Resolution – Adopt NC WRC Red Wolf Resolutions**

2 Bill Rich, County Manager, presented Resolution to support the North Carolina Wildlife Resources
3 Commission’s adoption of its resolutions to remove from private lands and declare red wolves extinct.
4 On January 29, 2015 NCWRC adopted:

5 “Resolution Requesting that the United States Fish and Wildlife Service Remove Red
6 Wolves Released Onto Private Lands in the Red Wolf Recovery Area Located in Beaufort,
7 Dare, Hyde, Tyrrell and Washington Counties, North Carolina” and,

8 “Resolution Requesting that the United States Fish and Wildlife Service Declare the Red
9 Wolf (*Canis rufus*) Extinct in the Wild and Terminate the Red Wolf Reintroduction
10 Program in Beaufort, Dare, Hyde, Tyrrell and Washington Counties, North Carolina”
11

12 Commissioner Fletcher moved to adopt Resolution to Support the North Carolina Wildlife Resources
13 Commission’s Adoption of Its Resolutions to Remove From Private Lands and Declare Red Wolves
14 Extinct. Commissioner Pugh seconded the motion. The motion passed on the following vote: Ayes –
15 Fletcher, Pugh, Tunnell, Simmons and Swindell; Nays – None; Absent or not voting – None.

16 *Clerk’s Note: A copy of “Resolution – Adopt NC WRC Red Wolf Resolutions” is attached herewith as Exhibit B and
incorporated herein by reference.*

17
18 **Resolution of Support for An Alternative Governance Structure for The Area Authority Serving
19 Hyde County**

20 Bill Rich, County Manager, reported East Carolina Behavioral Health (ecbh) and Coastal Care have
21 entered into agreement to consolidate their agencies, effective July 1, 2015, in accordance with the
22 Medical Reform Plan developed by the NC Department of Health and Human Services (NC DHHS)
23 and endorsed by Governor Pat McCrory. The Area Board of Coastal Care serves Brunswick, Carteret,
24 New Hanover, Onslow and Pender Counties and the Area Board of ECBH serves Beaufort, Bertie,
25 Camden, Chowan, Craven, Currituck, Dare, Gates, Hertford, Hyde, Jones, Martin, Northampton,
26 Pamlico, Pasquotank, Perquimans, Pitt, Tyrrell and Washington Counties.
27

28 Commissioner Tunnell moved to approve the structure of the Area Board and the Regional Advisory
29 Boards of the consolidated Area Authority of East Carolina Behavioral Health and CoastalCare, as
30 outlined. Commissioner Pugh seconded the motion. The motion passed on the following vote: Ayes
31 – Fletcher, Pugh, Tunnell, Simmons and Swindell; Nays – None; Absent or not voting – None.

32 *Clerk’s Note: A copy of “Resolution of Support for An Alternative Governance Structure for The Area Authority
Serving Hyde County” is attached herewith as Exhibit C and incorporated herein by reference.*

33
34 **Wellhead Protection Plan**

35 Clint Berry, Utilities Director, reported Hyde County, with assistance from the North Carolina Rural
36 Water Association, is in the process of updating their Wellhead Protection Plan. This is a voluntary
37 program intended to assist in protecting the County’s water supply from contamination, and to identify
38 vulnerable areas around their wells called “Wellhead Protection Areas.” Another goal of this program is
39 to make residents and businesses aware that chemicals and other pollutants spilled or dumped in the
40 vicinity of the “Wellhead Protection Areas” can be drawn into the wells, possibly contaminating the
41 County’s drinking water supply.
42

1 Commissioner Pugh moved to adopt Resolution – Wellhead Protection Plan. Commissioner Fletcher
2 seconded the motion. The motion passed on the following vote: Ayes – Fletcher, Pugh, Tunnell,
3 Simmons and Swindell; Nays – None; Absent or not voting – None.

4
5 *Clerk's Note: A copy of "Resolution to Approve Wellhead Protection Plan" is attached herewith as Exhibit D and*
6 *incorporated herein by reference.*

7
8 Commissioner Fletcher moved to approve Chairman Swindell to sign a letter to Mr. Gale Johnson,
9 L.G., NC Public Water Supply Section, to confirm authority is granted to Utilities Director Clint Berry
10 to implement the Wellhead Protection Plan dated January 26, 2015 and to approve any revisions
11 necessary for plan approval. Commissioner Pugh seconded the motion. The motion passed on the
12 following vote: Ayes – Fletcher, Pugh, Tunnell, Simmons and Swindell; Nays – None; Absent or not
13 voting – None.

14
15 **Amendment to Ocracoke Development Ordinance**

16 Kris Noble, Planner/Developer, presented request for amendment to Ocracoke Development
17 Ordinance. On February 12, 2015, at the Ocracoke Planning Advisory Board meeting, the Board was
18 asked to have the ten (10) day waiting period for a building permit eliminated from the Ocracoke
19 Development Ordinance.

20
21 Draft Ordinance to Amend Chapter 36, Subdivisions, Article VII, Ocracoke Development, Section
22 36-172 Permit Procedure of the Hyde County Code will be presented at the April 6, 2015
23 Commissioners meeting for further discussion and approval.

24
25 **Appointments:**

26
27 **Hyde County Board of Health**

28 David Howard, Health Director, reported Ms. Sharon Sadler has been nominated, at the Hyde County
29 Board of Health December, 2014 meeting, to serve on the Hyde County Board of Health and has
30 accepted the nomination.

31
32 Commissioner Swindell moved to appoint Ms. Sharon Sadler to serve on the Hyde County Board of
33 Health. Commissioner Pugh seconded the motion. The motion passed on the following vote: Ayes –
34 Fletcher, Pugh, Tunnell, Simmons and Swindell; Nays – None; Absent or not voting – None.

35
36 **B/H/M Regional Library Board**

37 Commissioner John Fletcher announced Ms. Davis resigned her position on the Beaufort-Hyde-Martin
38 Regional Library Board.

39
40 Commissioner Fletcher moved to appoint Ms. Liz Hodgekiss to serve on the B/H/M Regional Library
41 Board. Commissioner Pugh seconded the motion. The motion passed on the following vote: Ayes –
42 Fletcher, Pugh, Tunnell, Simmons and Swindell; Nays – None; Absent or not voting – None.

43
44 **Consolidated E-9-1-1**

45 Bill Rich, County Manager, and Justin Gibbs, EM Director, will conduct a meeting before the April 6
46 Board of Commissioners meeting to receive citizen's comments and questions.

1 **Cedar Island/Ocracoke Ferry Schedule**

2 Bill Rich, County Manager, presented the May 20 – September 29 Cedar Island/Ocracoke Ferry
3 Schedule. The new summer schedule becomes effective May 19 and is as follows.

4
5 Departing Cedar Island: 7a.m., 10a.m., 1p.m., 4p.m. and 6:30p.m.

6
7 Departing Ocracoke Island: 7:30a.m., 10a.m., 1p.m., 4p.m. and 9p.m.

8
9 **Ocracoke Public Comment on Tourism Plan**

10 Kris Noble, Planner/Developer, and Sarah Johnson, PIO, presented a comprehensive marketing plan
11 and received public comments on the Plan following the Ocracoke Occupancy Tax Board meeting
12 held on February 12, 2015 at the Ocracoke Community Center. The Plan will be discussed further at
13 the Thursday, March 12th public input meeting at 7:30p.m. at the Ocracoke Community Center.

14
15 **EMS Property on Ocracoke**

16 Commissioner John Fletcher suggested the old Ocracoke Fire Station or possibly property behind the
17 new Fire Department would be a good location for the Ocracoke EMS Station relocation.

18
19 Bill Rich, County Manager, will put out a notice on Ocracoke Island of what the County is looking for
20 in EMS property to purchase or lease.

21
22 **Budget Calendar – Department Assessments**

23 Bill Rich, County Manager, discussed the FY2015-2016 Budget Calendar and reported departmental
24 assessments are due March 9, 2015.

25
26 **Unsigned Mail & Messages**

27 Commissioner John Fletcher discussed unsigned mail and anonymous messages to the Board of
28 Commissioners. Unsigned correspondence will not be recognized.

29
30 **Hyde County EMS – Disposition Type Breakdown**

31 Justin Gibbs, Emergency Management Director, presented statistics for the disposition of Emergency
32 Medical Services (EMS) calls on Ocracoke Island from July 1, 2014 through January 30, 2015. Mr.
33 Gibbs reported the EMS Fee Schedule was revised and is in line with Medicaid (MCD) and Medicare
34 (MCA). He will research and report the EMS Disposition Type Breakdown on the mainland.

35
36 **Manager’s Performance Evaluation**

37 Bill Rich, County Manager, reported provisions of the Employment Agreement between the County of
38 Hyde and William D. Rich, entered into February 3, 2014, require annual performance evaluation of
39 the Employee as described in Section 7 and 8 of the Agreement.

40
41 **Section 7 – Salary**

42
43 Employer agrees to pay Employee for his services rendered pursuant hereto at an annual base
44 salary of \$85,000.00 from July 1, 2014 until June 30, 2015. From July 1, 2015 until June 30, 2018
45 the annual base salary shall be \$95,000.00. This salary is payable in installments at the same time
46 as other employees of Employer are paid. In addition, Employer agrees to review and consider an
47 increase to said base salary and/or other benefits to Employee in such amounts and to such extent
48 as the Board may determine is desirable to do so on the basis of a performance evaluation and
49 annual salary review of Employee to the adoption of the annual budget.

1
2 **Section 8 – Performance Evaluation**
3

- 4 A. At least sixty (60) days prior to the Employee’s anniversary date, the Board and
5 Employee will define such goals and performance objectives as they determine are
6 necessary for the proper operation of the County and the attainment of the Board’s
7 policy objectives. The parties shall further establish a relative priority among those
8 various goals and objectives, with the Board having the final say as to the specific goals
9 and objectives as well as to the relative priority thereof. Said goals and objectives shall
10 be reduced to writing and generally shall be attainable within the time limitations
11 specified, the annual operating as well as capital budgets, and the appropriations that
12 can be provided.
13
- 14 B. The Board shall review and evaluate the performance of the Employee at least once
15 annually, 60 (sixty) days in advance of the anniversary date of employment. Said
16 review and evaluation shall be in accordance with specific criteria developed jointly by
17 Employer and Employee. Said criteria may be added to or deleted from as the Board
18 may, from time to time, determine in consultation with the Employee. Further, the
19 Chairman of the Board shall provide the Employee with a summary written statement
20 of the findings of the annual review and provide an adequate opportunity for the
21 Employee to discuss his evaluation with the full Board.
22
- 23 C. In effecting the provisions of this Section, Employer and Employee mutually agree to
24 abide by the provisions of any and all applicable laws.
25

26 The required annual performance evaluation for Manager Bill Rich will be done after the
27 FY2015-2016 Budget is set.
28

29 **Maurice Ballance Road/Ocracoke Community Park Update**

30 Bill Rich, County Manager, presented update on Maurice Ballance Road in Ocracoke Community
31 Park. On February 6 Manager Rich formally petitioned NCDOT to consider rocking and maintaining
32 Maurice Ballance Road on Ocracoke. This road is the entrance to the new Ocracoke Community Park,
33 which among other things will be the baseball and soccer fields for all of Ocracoke as well as a
34 community center and all venues from emergency evacuations to concerts and revivals. Ocracoke
35 Community Park has been funded totally from donations and Occupancy Tax money.
36

37 Mr. Rich requests NCDOT assistance in providing an entrance way (road) which will accommodate
38 the Park. Maurice Ballance Road was subdivided prior to 1975. The Park Association has a 50’ right-
39 of-way and requests a joint maintenance arrangement where the State would rock and maintain 20’
40 and the Association would maintain the shoulders for parking, bike and pedestrian access.
41

42 Manager Rich was asked to also discuss with NCDOT the speed limit signage on Sunset Road and the
43 road behind the new Ocracoke Fire Department.
44

45 **N. C. Department of Commerce 2014-2015 Building Reuse Grant Application**
46 **1718 Ocracoke Brewing Company, Inc.**

47 Kris Noble, Planner/Developer reported the Office of Planning & Economic Development has been
48 working with 1718 Ocracoke Brewing Company, Inc. (Garick & Jacqueline Kalna) on the completion
49 of a NC Department of Commerce Building Reuse Grant application in the amount of \$55,000.00. A

1 revolving loan for 1718 Ocracoke Brewing Company, Inc. in the amount of \$215,000.00 was
 2 approved by the Board of Commissioners in February. The building reuse grant will supplement the
 3 revolving loan funds (RLF) for rehabilitation of property (formerly known as Café Atlantic) to be used
 4 as the location of the brewing company.

5
 6 The NC Building Reuse Grant does require a local match of 5%; however, the RLF funding qualifies
 7 as that match and therefore there will be no further expense to the County.

8
 9 Commissioner Fletcher moved to approve the NC Department of Commerce 2014-2015 Building
 10 Reuse Grant Application – 1718 Ocracoke Brewing Company, Inc. and a local match of 5%.
 11 Commissioner Pugh seconded the motion. The motion passed on the following vote: Ayes – Fletcher,
 12 Pugh, Tunnell, Simmons and Swindell; Nays – None; Absent or not voting – None.

13
 14 **Budget Revision**

15

(FO Use) BR#	Department	Account #	Line Item Account Name/ Explanation	Debit	Credit
BR25-15	Health - WIC	10.5970.0200	Client Services	\$ 125.22	
		10.5970.0500	FICA	\$ 15.30	
		10.5970.0600	Insurance	\$ 45.14	
		10.5970.0700	Retirement	\$ 14.34	
			Revenue – WIC - State		\$ 200.00
	<i>The Health Department is receiving additional funds in the amount of \$200.00 from NC Division of Public Health for further client services within the WIC program. This does increase the Health Department budget. No local appropriations are required.</i>			\$ 200.00	\$ 200.00
BR26-15	Health – Immunization Action Plan	10.5870.0200	Salary		\$ 858.68
		10.5870.0500	FICA Tax Expense		\$ 96.77
		10.5870.0600	Group Insurance Expense		\$ 218.85
		10.5870.0700	Retirement Expense		\$ 90.70
		10.5870.0000	Immunization Action Plan Revenue (State)	\$ 1265.00	
	<i>The IAP (Immunization Action Plan) funding from federal funds to State Public Health has been less than expected by the NC Dept. of Public Health. This reduction is stated as temporary in the Agreement Addendum revision received. Full budgeted funds are expected by NC DPH and will be forwarded to counties when available. If and when such funds are received, another budget revision will be requested. This reduces the IAP budget.</i>			\$ 1265.00	\$ 1265.00
DSS	Overtime	10.6100.4504	Contract Interpreter		\$ 4,000.00
			Overtime for Employees	\$ 4,000.00	
	<i>To compensate workers for overtime worked for the month of February. IMCW This does not increase the budget.</i>			\$ 4,000.00	\$ 4,000.00

16
 17 Commissioner Fletcher moved to approve Health BR25-15 – WIC, BR26-16 – Immunization Action
 18 Plan and DSS – Overtime transfers as presented. Commissioner Simmons seconded the motion. The
 19 motion passed on the following vote: Ayes – Fletcher, Pugh, Tunnell, Simmons and Swindell; Nays –
 20 None; Absent or not voting – None.

21
 22 **Management Reports:**

23
 24 **Commissioner Fletcher** – attended the ferry meetings.

25
 26 **Commissioner Simmons** – attended the Sea Grant meeting and the RPO meeting.

27
 28 **Commissioner Pugh** – attended the Sea Grant meeting where the Hyde County Flood Resiliency Plan
 29 was discussed. Mr. Pugh would like to see Joan Sears’ art.

1 **Commissioner Tunnell** – participated in a listening session with Senator Cook. He attended the Sea
2 Grant meeting; and, the Fish Forum both here and in Raleigh. Mr. Tunnell thanked staff for all they
3 have done to enhance marketing on tourism and for the response from Ocracoke.
4

5 **Chairman Swindell** – is glad Commissioner Fletcher is back from the hospital.
6

7 **Manager Rich** – agrees with community involvement in tourism marketing and has scheduled a public
8 forum to receive citizen’s questions and comments on Ocracoke on March 12.
9

10 **Public Comments:**

11 Chairman Swindell called for comments from the public.
12

13 **George Chamberlin, Ocracoke** – disagrees with the proposed revaluation plan.
14

15 **Darlene Styron, Ocracoke** – agrees with Mr. Chamberlin’s opinion of the revaluation plan and
16 recommends follow-up on Sherry Carawan’s comment about Kris Noble and Sarah Johnson’s
17 presentation.
18

19 There being no further comments from the public, Chairman Swindell continued the meeting.
20

21 **Closed Session (none)**

22
23 **Adjourn**

24
25 Commissioner Simmons moved to adjourn the meeting. Mr. Fletcher seconded the motion. The
26 motion passed on the following vote: Ayes – Fletcher, Pugh, Tunnell, Simmons and Swindell; Nays –
27 None; Absent or not voting – None.
28

29 The meeting adjourned at 8:07p.m.
30

31 Respectfully submitted:
32
33

SEAL

34 Minutes approved on the 6th day of April, 2015.
35
36
37
38

39 _____
40 Lois Stotesberry, CMC, NCCCC
41 Clerk, Hyde County Board of Commissioners

Barry Swindell
Chair, Hyde County Board of Commissioners

42 **Attachments:**

43
44 Exhibit A: *“Resolution – Delineate Coastal Wetlands Riparian Buffers”*

45
46 Exhibit B: *“North Carolina Governor’s Highway Safety Program (NCGHSP) – Local Governmental Resolution”*

47
48 Exhibit C: *“Resolution of Support for An Alternative Governance Structure for The Area Authority Serving Hyde County”*

49
50 Exhibit D: *“Resolution to Approve Wellhead Protection Plan”*

**Hyde County Board of Commissioners
AGENDA ITEM SUMMARY SHEET**

Meeting Date: April 6, 2015
Presenter: Manager Bill Rich
Attachment: Yes

ITEM TITLE: PUBLIC HEARING - OCRACOKE DEVELOPMENT
ORDINANCE - AMENDMENT

SUMMARY: Attached please find notice of public hearing to amend the Ocracoke Development Ordinance to remove the ten (10) day waiting period for a building permit from the Ocracoke Development Ordinance.

RECOMMEND: Conduct Public Hearing.

Motion Made By: <input type="checkbox"/> Barry Swindell (Enter) <input type="checkbox"/> Earl Pugh, Jr. <input type="checkbox"/> Dick Tunnell <input type="checkbox"/> Ben Simmons <input type="checkbox"/> John Fletcher	Motion Seconded By: <input type="checkbox"/> Barry Swindell <input type="checkbox"/> Earl Pugh, Jr. <input type="checkbox"/> Dick Tunnell <input type="checkbox"/> Ben Simmons <input type="checkbox"/> John Fletcher	Vote: <input type="checkbox"/> Barry Swindell <input type="checkbox"/> Earl Pugh, Jr. <input type="checkbox"/> Dick Tunnell <input type="checkbox"/> Ben Simmons <input type="checkbox"/> John Fletcher
---	---	---

Motion Made By: <input type="checkbox"/> Barry Swindell (Exit) <input type="checkbox"/> Earl Pugh, Jr. <input type="checkbox"/> Dick Tunnell <input type="checkbox"/> Ben Simmons <input type="checkbox"/> John Fletcher	Motion Seconded By: <input type="checkbox"/> Barry Swindell <input type="checkbox"/> Earl Pugh, Jr. <input type="checkbox"/> Dick Tunnell <input type="checkbox"/> Ben Simmons <input type="checkbox"/> John Fletcher	Vote: <input type="checkbox"/> Barry Swindell <input type="checkbox"/> Earl Pugh, Jr. <input type="checkbox"/> Dick Tunnell <input type="checkbox"/> Ben Simmons <input type="checkbox"/> John Fletcher
--	---	---

Motion Made By: <input type="checkbox"/> Barry Swindell (Action) <input type="checkbox"/> Earl Pugh, Jr. <input type="checkbox"/> Dick Tunnell <input type="checkbox"/> Ben Simmons <input type="checkbox"/> John Fletcher	Motion Seconded By: <input type="checkbox"/> Barry Swindell <input type="checkbox"/> Earl Pugh, Jr. <input type="checkbox"/> Dick Tunnell <input type="checkbox"/> Ben Simmons <input type="checkbox"/> John Fletcher	Vote: <input type="checkbox"/> Barry Swindell <input type="checkbox"/> Earl Pugh, Jr. <input type="checkbox"/> Dick Tunnell <input type="checkbox"/> Ben Simmons <input type="checkbox"/> John Fletcher
--	---	---

COUNTY OF HYDE

Board of Commissioners

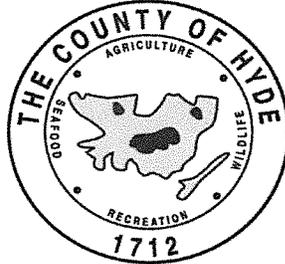
Barry Swindell, Chair
Earl Pugh, Jr., Vice-chair
Ben Simmons
John Fletcher
Dick Tunnell

30 Oyster Creek Road
PO Box 188
SWAN QUARTER, NORTH CAROLINA 27885
252-926-4400
252-926-3701 Fax

Bill Rich
County Manager

Fred Holscher
County Attorney

Lois Stotesberry, CMC, NCCCC
Clerk to the Board of Commissioners



March 10, 2015

PUBLIC HEARING

Hyde County Board of Commissioners

**Amendment of The Hyde County Code: Article VII;
Ocracoke Development Ordinance – Section 36-172. Permit Procedure**

The Hyde County Board of Commissioners will conduct public hearing on Amendment of the Hyde County Code, Ocracoke Development Ordinance, Section 36-172 on Monday, April 6, 2015, beginning at 6:00 p.m., or as soon thereafter as possible, in the Hyde County Government Center, Multi-Use Room, Swan Quarter and Ocracoke School Commons Area utilizing electronic conferencing equipment.

The purpose of this Public Hearing is to receive citizen questions and/or comments on Amendment of – Hyde County Code-Article VII, Ocracoke Development Ordinance, Chapter Thirty-Six; Section 172, Permit Procedure.

Lois Stotesberry, CMC, NCCCC
Clerk to the Board of Commissioners

###

**AN ORDINANCE TO AMEND CHAPTER 36, SUBDIVISIONS, ARTICLE VII,
OCRACOCKE DEVELOPMENT, SECTION 36-172 PERMIT PROCEDURE
OF THE HYDE COUNTY CODE**

WHEREAS, Article VII, Ocracoke Development, Division 2. Administrative and Enforcement, of Chapter 36, Section 36-172 Permit Procedure (a) Standard Procedure (1), is hereby amended to read:

- (1) An original and ~~three copies, (each of which shall be stamped "COPY")~~ the application, plans and all additional information submitted shall be filed with the building inspector. ~~The building inspector shall at the same time send two copies of the application and all documents as filed to the development ordinance enforcement officer.~~ The building inspector shall set the date for posting in the Ocracoke Post Office the information concerning the application a minimum of three days after the documents are placed in the mail to the development ordinance enforcement officer.

WHEREAS, Article VII, Ocracoke Development, Division 2. Administrative and Enforcement, of Chapter 36, Section 36-172 Permit Procedure, (a) Standard Procedure (2) is hereby deleted in its entirety:

- ~~(2) In order that the development ordinance enforcement officer may have an opportunity to consider any questions or objections before a permit is issued for any use of land or construction of a building or structure, persons having questions or objections may present them, in writing, to the building inspector, who shall inform the development ordinance enforcement officer of the questions or objections. The permit shall not be issued before the development ordinance enforcement officer has advised the building inspector concerning any questions or objections that have been made, and in no event less than ten days after the information concerning the application has been posted in the post office.~~

WHEREAS, Article VII, Ocracoke Development, Division 2. Administrative and Enforcement, of Chapter 36, Section 36-172 Standard Procedure (3) is hereby amended to read:

- ~~(3) A decision on the permit application shall be made within 20 days of the posting.~~ After a permit has been issued or denied, any person aggrieved may appeal to the board of adjustment (see section 36-205(a)).

WHEREAS, Article VII, Ocracoke Development, Division 2. Administrative and Enforcement, of Chapter 36, Section 36-172 Permit Procedure, (a) Standard Procedure (4) is hereby amended to read:

- (4) After deciding upon an application for a permit, the building inspector shall mark the original and two copies approved or disapproved, with a signed and dated explanation in the case of disapproval. ~~One copy, along with the plans or sketch and sheet containing the information from the application, shall be sent by the building inspector to the chairman of the board of adjustment, who shall post notice of the building inspector's decision in the Ocracoke Post Office. The first copy of the application and all accompanying documents shall be placed in the Ocracoke files of the board of adjustment. The second copy shall be returned to the applicant. In case of approval, the second copy shall be available on the construction site until the completion of the project.~~ The original of the application and accompanying documents shall be filed at the building inspection department.

WHEREAS, Article VII, Ocracoke Development, Division 4. Changes and Amendments, of Chapter 36, Section 36-229 Application, (b) Filing is deleted in its entirety.

~~(b) Filing. The application shall be filed with the development ordinance enforcement officer no later than ten days prior to the meeting of the board at which the application is to be considered.~~

NOW, THEREFORE BE IT ORDAINED the Ocracoke Development was amended and adopted in whole, as amended, on April 20, 1998. It was amended on September 6, 2005, November 20, 2006, December 3, 2007, and is further amended this the 6th day of April, 2015.

Barry Swindell, Chairman

ATTEST:

Lois Stotesberry, Clerk

Hyde County Board of Commissioners
AGENDA ITEM SUMMARY SHEET

Meeting Date: April 6, 2015
Presenter: Lisa Woolard, Beaufort/Hyde Partnership for Children
Attachment: Yes

ITEM TITLE: PROCLAMATIONS

- 1) Child Abuse Prevention Month
- 2) Week of The Young Child

SUMMARY: Lisa Woolard, Beaufort/Hyde Partnership for Children, will ask the Commissioners to proclaim:

April, 2014 “Child Abuse Prevention Month” and call upon all citizens, community agencies, faith groups, medical facilities, other elected leaders and business to increase their participation in efforts to support families, thereby preventing child abuse and strengthening the communities in Hyde County.

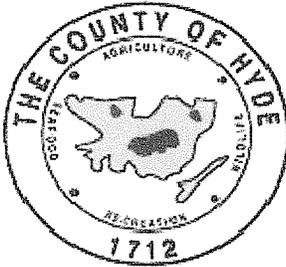
April 6 – 12, 2014 “Week of The Young Child” in Hyde County, NC and encourage all citizens to work to make a good investment in early childhood.

RECOMMEND: Adopt.

Motion Made By: ___ Barry Swindell
___ Dick Tunnell
___ Ben Simmons
___ John Fletcher
___ Earl Pugh, Jr.

Motion Seconded By: ___ Barry Swindell
___ Dick Tunnell
___ Ben Simmons
___ John Fletcher
___ Earl Pugh, Jr.

Vote: ___ Barry Swindell
___ Dick Tunnell
___ Ben Simmons
___ John Fletcher
___ Earl Pugh, Jr.



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

**PROCLAMATION
WEEK OF THE YOUNG CHILD
APRIL 2015**

Whereas, the Beaufort/Hyde Partnership for Children and other local organizations, in conjunction with the National Association for the Education of Young Children, are celebrating the Week of the Young Child, April 12th – 18th, 2015; and

Whereas, these organizations are working to improve early learning opportunities, including early literacy programs, that can provide a foundation of learning for children in Hyde County, NC; and

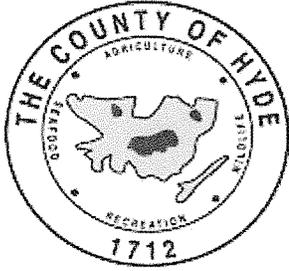
Whereas, child care providers, teachers, parents, and others who make a difference in the lives of young children in Hyde County, NC deserve thanks and recognition; and

Whereas, public policies that support early learning for all young children are crucial to young children's futures;

NOW, THEREFORE BE IT RESOLVED that the Hyde County Board of Commissioners do hereby proclaim April 12th – 18th as the Week of the Young Child in Hyde County, NC and encourage all citizens to work to make a good investment in early childhood.

Adopted this the 6th day of April, 2015 in Hyde County, North Carolina.

Hyde County Commissioner



BOARD OF COMMISSIONERS
OF THE COUNTY OF HYDE,
NORTH CAROLINA

PROCLAMATION
CHILD ABUSE PREVENTION MONTH
APRIL 2015

Whereas, children are vital to our state's future success, prosperity and quality of life as well as being our most vulnerable assets;

Whereas, all children deserve to have the safe, stable, nurturing homes and communities they need to foster their healthy growth and development;

Whereas, child abuse and neglect is a community responsibility affecting both the current and future quality of life to a community;

Whereas, communities that provide parents with the social support, knowledge of parenting and child development and concrete resources they need to cope with stress and nurture their children ensure all children grow to their full potential;

Whereas, effective child abuse prevention strategies succeed because of partnerships created among citizens, human service agencies, schools, faith communities, health care providers, civic organizations, law enforcement agencies, and the business community;

NOW, THEREFORE BE IT RESOLVED that the Hyde County Board of Commissioners do hereby proclaim April as "CHILD ABUSE PREVENTION MONTH," and call upon all citizens, community agencies, faith groups, medical facilities, other elected leaders and businesses to increase their participation in our efforts to support families, thereby preventing child abuse and strengthening the communities in Hyde County.

Adopted this the 6st day of April, 2015 in Hyde County, North Carolina.

Hyde County Commissioner

**Hyde County Board of Commissioners
AGENDA ITEM SUMMARY SHEET**

Meeting Date: April 6, 2015
Presenter: County Manager Bill Rich
Attachment: No

ITEM TITLE: EMPLOYEE OF THE MONTH

SUMMARY: Manager Bill Rich will announce the Employee of the Month.
The employee will spin the "Wheel of Thanks."

RECOMMEND: Congratulations.

Motion Made By: ___ Barry Swindell
___ Dick Tunnell
___ Ben Simmons
___ John Fletcher
___ Earl Pugh, Jr.

Motion Seconded By: ___ Barry Swindell
___ Dick Tunnell
___ Ben Simmons
___ John Fletcher
___ Earl Pugh, Jr.

Vote: ___ Barry Swindell
___ Dick Tunnell
___ Ben Simmons
___ John Fletcher
___ Earl Pugh, Jr.

Hyde County Board of Commissioners
AGENDA ITEM SUMMARY SHEET

Meeting Date: April 6, 2015
Presenter: Citizens
Attachment: No

ITEM TITLE: PUBLIC COMMENTS

SUMMARY: Citizens are afforded an opportunity at this time to comment on issues they feel may be of importance to the Commissioners and to their fellow citizens.

Comments should be kept to (3) minutes and directed to the entire Board, not just one individual Commissioner, staff member or to a member of the audience.

Time for one person cannot be used by another person.

Comments that reflect the need for additional assistance will be directed to the County Manager or referred to a future meeting agenda.

RECOMMEND: Receive comments.

**Hyde County Board of Commissioners
AGENDA ITEM SUMMARY SHEET**

Meeting Date: April 6, 2015
Presenter: Manager Bill Rich
Attachment: Yes

ITEM TITLE: RESOLUTIONS

SUMMARY: The attached resolutions will be presented for Board of Commissioners approval.

Resolution In Support of Southern Flounder (will be passed out)

Motion Made By: <input type="checkbox"/> Barry Swindell	Motion Seconded By: <input type="checkbox"/> Barry Swindell	Vote: <input type="checkbox"/> Barry Swindell
<input type="checkbox"/> Earl Pugh, Jr.	<input type="checkbox"/> Earl Pugh, Jr.	<input type="checkbox"/> Earl Pugh, Jr.
<input type="checkbox"/> Dick Tunnell	<input type="checkbox"/> Dick Tunnell	<input type="checkbox"/> Dick Tunnell
<input type="checkbox"/> Ben Simmons	<input type="checkbox"/> Ben Simmons	<input type="checkbox"/> Ben Simmons
<input type="checkbox"/> John Fletcher	<input type="checkbox"/> John Fletcher	<input type="checkbox"/> John Fletcher

NC DOT Division of Highways Request for Addition to State Maintained Secondary Road System – Maurice Balance Road

Motion Made By: <input type="checkbox"/> Barry Swindell	Motion Seconded By: <input type="checkbox"/> Barry Swindell	Vote: <input type="checkbox"/> Barry Swindell
<input type="checkbox"/> Earl Pugh, Jr.	<input type="checkbox"/> Earl Pugh, Jr.	<input type="checkbox"/> Earl Pugh, Jr.
<input type="checkbox"/> Dick Tunnell	<input type="checkbox"/> Dick Tunnell	<input type="checkbox"/> Dick Tunnell
<input type="checkbox"/> Ben Simmons	<input type="checkbox"/> Ben Simmons	<input type="checkbox"/> Ben Simmons
<input type="checkbox"/> John Fletcher	<input type="checkbox"/> John Fletcher	<input type="checkbox"/> John Fletcher

RES – Agreement Between The Hyde County Health Department and County of Hyde For Use Of County Grounds And Facilities

Motion Made By: <input type="checkbox"/> Barry Swindell	Motion Seconded By: <input type="checkbox"/> Barry Swindell	Vote: <input type="checkbox"/> Barry Swindell
<input type="checkbox"/> Earl Pugh, Jr.	<input type="checkbox"/> Earl Pugh, Jr.	<input type="checkbox"/> Earl Pugh, Jr.
<input type="checkbox"/> Dick Tunnell	<input type="checkbox"/> Dick Tunnell	<input type="checkbox"/> Dick Tunnell
<input type="checkbox"/> Ben Simmons	<input type="checkbox"/> Ben Simmons	<input type="checkbox"/> Ben Simmons
<input type="checkbox"/> John Fletcher	<input type="checkbox"/> John Fletcher	<input type="checkbox"/> John Fletcher

Resolution In Opposition of Sunday Hunting

Motion Made By: <input type="checkbox"/> Barry Swindell	Motion Seconded By: <input type="checkbox"/> Barry Swindell	Vote: <input type="checkbox"/> Barry Swindell
<input type="checkbox"/> Earl Pugh, Jr.	<input type="checkbox"/> Earl Pugh, Jr.	<input type="checkbox"/> Earl Pugh, Jr.
<input type="checkbox"/> Dick Tunnell	<input type="checkbox"/> Dick Tunnell	<input type="checkbox"/> Dick Tunnell
<input type="checkbox"/> Ben Simmons	<input type="checkbox"/> Ben Simmons	<input type="checkbox"/> Ben Simmons
<input type="checkbox"/> John Fletcher	<input type="checkbox"/> John Fletcher	<input type="checkbox"/> John Fletcher

RECOMMEND: Approve.

**North Carolina Department of Transportation
Division of Highways
Request for Addition to State Maintained Secondary Road System**

North Carolina

County of Hyde

Road Description Maurice Ballance Road

WHEREAS, the attached petition has been filed with the Board of County Commissioners of the County of Hyde requesting that the above described road, the location of which has been indicated in red on the attached map, be added to the Secondary Road System, and

WHEREAS, the Board of County Commissioners is of the opinion that the above described road should be added to the Secondary Road System, if the road meets minimum standards and criteria established by the Division of Highways of the Department of Transportation for the addition of roads to the System.

NOW, THEREFORE, be it resolved by the Board of County Commissioners of the County of Hyde that the Division of Highways is hereby requested to review the above described road, and to take over the road for maintenance if it meets established standards and criteria.

CERTIFICATE

The foregoing resolution was duly adopted by the Board of Commissioners of the County of Hyde at a meeting on the 6th day of April, 2015.

WITNESS my hand and official seal this the 6th day of April, 2015.

Official Seal

Clerk, Board of Commissioners
County of _____

PLEASE NOTE:

Forward direct with request to the Division Engineer, Division of Highways

**North Carolina Department of Transportation
Division of Highways
Petition for Road Addition**

ROADWAY INFORMATION: (Please Print/Type)

County: Hyde Road Name: Maurice Ballance
(Please list additional street names and lengths on the back of this form.)

Subdivision Name: _____ Length (miles): _____

Number of occupied homes having street frontage: _____ Located (miles): _____

miles N S E W of the intersection of Route _____ and Route _____ .
(Check one) (SR, NC, US) (SR, NC, US)

We, the undersigned, being property owners and/or developers of _____ in
Hyde County, do hereby request the Division of Highways to add the above described road.

CONTACT PERSON: Name and Address of First Petitioner. (Please Print/Type)

Name: William D. Rich Phone Number: 252-333-2596

Street Address: 30 Oyster Creek Road, Swan Quarter, NC 27885

Mailing Address: POB 188, Swan Quarter, NC 27885

PROPERTY OWNERS

<u>Name</u>	<u>Mailing Address</u>	<u>Telephone</u>

**AGREEMENT BETWEEN THE HYDE COUNTY HEALTH DEPARTMENT
("HEALTH DEPARTMENT") AND COUNTY OF HYDE ("COUNTY") FOR USE OF
COUNTY GROUNDS AND FACILITIES**

Recitals

WHEREAS, under appropriate circumstances, these publicly held lands and facilities should be used most efficiently to maximize use and increase recreational opportunities for the community; and

NOW, THEREFORE, the Health Department and the County agree to cooperate with each other as follows:

1. Term

This Agreement will begin on February 1, 2015 and will continue for a period of one year, *[and then shall be automatically renewed on a yearly basis]* unless sooner terminated as provided for hereinafter in Section 12.

2. Facilities Covered

The term "Active Use Areas" will be used for purposes of this Agreement to mean the grounds used for community health and wellness programming and outreach.

Terms of this Agreement will apply to all Active Use Areas owned by the County.

3. Permitted Uses of Active Use Areas

The Health Department shall be entitled to use of Active Use Areas for the purposes of health department educational and recreational activities.

The Health Department shall be entitled access to Active Use Areas for use by the community when the County is not using the Active Use Areas. Such use shall be referred to as "Public Access Hours."

4. Compliance with Law

All use of County property shall be in accordance with state and local law and County Policies and Procedures.

5. Parking Areas

The County will permit use by the public of parking areas on the grounds of the County grounds and facilities. Use of parking areas requires compliance with all posted signage and local and state laws as well as County Policies and Procedures.

6. Obligations of Health Department

a. Designation of Employee

The Health Department shall designate an employee with whom the County may confer regarding the terms of this Agreement.

b. Access and Security

The County or Health Department shall provide the staff necessary to open and close the Active Use Areas at times designated for use during Public Access Hours.

c. Inspection and Notification

The County and Health Department staff shall inspect the Active Use Areas to ensure these sites are returned in the condition they were received. The staff shall ensure the County is notified immediately in the event that an Active Use Area suffers damage during Public Access Hours.

d. Supervision

The County and Health Department shall provide personnel necessary for the direction or supervision of activities sponsored by the County and Health Department at Active Use Areas. The Health Department shall enforce all County rules, regulations, and policies provided by the County while directing community activities at Active Use Areas.

e. Equipment and Storage

The County and the Health Department shall furnish all expendable materials necessary for carrying out its programs.

f. Custodial

The County shall make its trash receptacles available during Public Access Hours. The Health Department and the County shall encourage community users to dispose of trash in the trash receptacles.

7. Obligations of County

a. Designation of Employee

The County shall designate an employee with whom the Health Department may confer regarding the terms of this Agreement.

b. Access and Security

The Health Department or County shall provide the staff necessary to open and close the Active Use Areas at times designated for use during Public Access Hours.

c. Inspection and Notification

The Health Department and County staff shall inspect the Active Use Areas to ensure these sites are returned in the condition they were received. The staff shall ensure the County is notified immediately in the event that an Active Use Area suffers damage during Public Access Hours.

d. Equipment and Storage

The County may provide a locked equipment storage facility at a location specified by the County.

e. Custodial

The County shall make its trash receptacles available during Public Access Hours. The Health Department and the County shall encourage community users to dispose of trash in the trash receptacles.

8. Maintenance

The County shall perform normal maintenance of Active Use Areas at basic level of service subject to normal wear and tear. The County shall notify the Health Department of any known change in condition of the Active Use Areas.

9. Operational Costs

a. Documentation of Costs

The County and the Health Department shall maintain records of costs associated with the Agreement.

10. Liability and Indemnification

- a. The Health Department shall defend, indemnify, and hold the County, its officers, employees and agents, harmless from and against any and all liability, loss, expense, attorneys' fees or claims for injury or damages, arising out of the performance of this Agreement, but only in proportion to and to the extent such liability, loss, expense, attorneys' fees, or claims for injury are caused by or result from the negligent or intentional acts or omissions of the Health Department, its officers, agents, or employees.
- b. The County shall defend, indemnify, and hold the Health Department, its officers, employees and agents, harmless from and against any and all liability, loss, expense, attorneys' fees or claims for injury or damages, arising out of the performance of this Agreement, but only in proportion to and to the extent such liability, loss, expense, attorneys' fees, or claims for injury are caused by or result from the negligent or intentional acts or omissions of the County, its officers, agents, or employees.

11. Insurance

The County agrees to provide the following insurance in connection with this Agreement.

- a. Commercial General Liability for bodily injury and property damage, including Personal Injury and Blanket Contractual, with limits of \$1,000,000.00 per claim with a \$3,150,000 aggregate.

- b. **Workers' Compensation.** Workers' compensation coverage, as required by 97-1 of the NC Workers' Compensation Act.
- c. **Documentation of Insurance.** The County shall provide a certificate of insurance to the Health Department each year this Agreement is in effect showing proof of the above coverage.

12. Termination

This Agreement may be terminated at any time prior to its expiration, for good cause upon sixty days written notice by either entity.

13. Entire Agreement

This Agreement constitutes the entire understanding between the parties with respect to the subject matter relating to the use of the grounds used for community health and wellness programming and outreach.

14. Amendments

This Agreement may not be modified, nor may compliance with any of its terms be waived, except by written instrument executed and approved in the same manner as this Agreement.

Signatures/Date

_____/_____
Hyde County Health Department/Date

_____/_____
County of Hyde/Date

Lois Stotesberry

From: Anna Schafer <aschafer@hydehealth.com>
Sent: Tuesday, March 31, 2015 4:37 PM
To: Bill Rich
Cc: 'Lois Stotesberry'
Subject: Hyde County Physical Activity/Nutrition Grant
Attachments: JUA - HCHD Hyde County.doc

Importance: High

Good afternoon, Mr. Rich –

I hope you are doing well! I am emailing you in regards to a relatively small grant that I am applying for through the health department from the Vidant Community Benefits Grant Program. As you may know, the Kate B. Reynolds grant that we currently have targets physical activity and nutrition behaviors of the entire community. Unfortunately, most of this funding is being used for afterschool programming. However, through a recent survey distributed to employees at Hyde County Schools and the Correctional Institute, it is apparent that access to organized health and fitness opportunities is extremely limited for Hyde County residents. It is our goal to engage Hyde County workplaces, as well as the community at-large, in new and exciting organized fitness/wellness opportunities that would otherwise not be available to those living and working in the county. Because these resources are currently limited, we would like to have community members certified as instructors in a variety of fitness programs and/or recruit health/fitness course instructors from surrounding counties to bring their expertise to our residents in varying townships of Hyde. We would also like to be able to cover the cost of the instructors' time and possibly even incentives for different wellness challenges, such as the Hyde Walks! Program.

We would like to ask for the county's support moving forward in this application process by signing a letter of support that can be submitted with our application by April 13. Additionally, it is our hope that a joint-use agreement between the health department and the county can be utilized in order to ensure availability of space to host wellness programming events in different county locations. We also hope to work with the school as a host location. I have attached the proposed joint-use agreement. Additionally, if the county would like to support this effort, I would be happy to create a letter of support template for you. Please let me know if you and the county might be willing to support this effort moving forward. First and foremost, we would need a letter of support (as this must be submitted soon), but could wait on the signing of the joint-use agreement if this is something that must be reviewed thoroughly and/or go before the commissioners.

Additionally, I would like to involve county departments in all of our wellness events and opportunities. I hope to begin a county-wide walking program (Hyde Walks!) in the next month or so. Would it be possible to speak to the department heads at their meeting on April 7th to spread the word about this initiative and others?

Please let me know if you have any questions or concerns!

Many thanks for your consideration!
Anna

Anna C. Schafer, MPH
Public Health Educator II
Hyde County Health Department
PO Box 100
1151 Main St
Swan Quarter, NC 27885
Office: 252.926.4381
Fax: 252.926.0021

COUNTY OF HYDE

Board of Commissioners

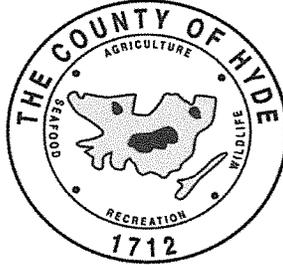
Barry Swindell, Chair
Earl Pugh, Jr., Vice-chair
Ben Simmons
John Fletcher
Dick Tunnell

30 Oyster Creek Road
PO Box 188
SWAN QUARTER, NORTH CAROLINA 27885
252-926-4400
252-926-3701 Fax

Bill Rich
County Manager

Fred Holscher
County Attorney

Lois Stotesberry, CMC, NCCCC
Clerk to the Board



Resolution in Opposition of Sunday Hunting

WHEREAS, Sunday is a day of rest and a religious "holy" day, or day set apart, for many of our residents; and,

WHEREAS, Sunday is a family day for many of our resident families; and,

WHEREAS, our local culture has a history of honoring and valuing The Ten Commandments and the specific commandment to remember the Sabbath and keep it holy, or set apart; and,

WHEREAS, we have many outdoor enthusiasts who compete with hunters for time in the woods and outdoor areas, including, but not limited to, hikers, campers, runners, cyclists, equestrians, bird watchers, and photographers; and,

WHEREAS, Sunday is the one day of the week during hunting season when non-hunters can safely enjoy the woods and outdoor areas used by hunters on the other six days of the week; and,

WHEREAS, with loss of farms and open spaces, outdoor areas are increasing valuable and sought after by all our citizens, and it is reasonable to balance access to the woods and outdoor areas.

THEREFORE, BE IT RESOLVED that the _____ County Board of Commissioners opposes hunting on Sunday and the legalization of any gun hunting activities on Sunday, and urges the NC General Assembly to defeat any bills proposing gun hunting on Sunday.

ADOPTED, this the _____ day of April, 2015, in _____ County, North Carolina.

ATTEST: _____

Clerk to the Board

Chairman of County Commissioners

Lois Stotesberry

From: Bill Rich <brich@hydecourtync.gov>
Sent: Wednesday, April 01, 2015 11:48 AM
To: 'Lois Stotesberry'
Subject: FW: Please help us: Dogs hunters in your County OPPOSE hunting on Sunday!
Attachments: Resolution In Opposition of Sunday Hunting.docx

From: S. Henri McClees [<mailto:henri@mccleesconsulting.com>]
Sent: Tuesday, March 31, 2015 11:57 PM
To: William Bill Rich
Subject: Please help us: Dogs hunters in your County OPPOSE hunting on Sunday!

We respectfully request your Commission consider the attached Resolution OPPOSING Sunday hunting in North Carolina. In the NC General Assembly, [Senate Bill #658](#) was filed last week. A House bill allowing Sunday hunting will be filed this week. The attached Resolution states some of the many concerns dog hunters and other citizens have about allowing gun hunting on Sunday.

We are contacting you because some of our members were told today that "the word was out" that dog hunters supported Sunday hunting. **We are writing to advise you this is not the case. We oppose Sunday hunting, and specifically oppose the proposed extension of gun hunting on Sunday.**

Any Resolution opposing Sunday hunting should be addressed to the following legislative leaders and sent as soon as possible:

Senator Philip E. Berger
President Pro Tem of the NC Senate
16 W. Jones Street, Room 2007
Raleigh, NC 27601-1096
(919)733-5708
phil.berger@ncleg.net

Rep. Timothy K. Moore
Speaker of the House
NC House of Representatives
16 W. Jones Street, Room 2304
Raleigh, NC 27601-1096
(919)733-3451
tim.moore@ncleg.net

Copies of the Resolution should also be sent to the Senator(s) and Representative(s) who represent your County.

If you have any questions regarding this issue, please do not hesitate to contact us by reply to this email or by calling our mobile phones. Thank you for your time and consideration of this important matter.

Best regards, Henri and Joe McClees

Joseph D. McClees, Lobbyist
S. Henri McClees, Attorney at Law
NC Sporting Dog Association, Inc.
Post Office Box 430
Oriental, NC 28571
Office (252) 249-1097
Fax (252) 249-3275