

Meeting Minutes

Board of County Commissioners Hyde County

Monday, July 7, 2014

Chairman Barry Swindell called the Regular Meeting of the Hyde County Board of Commissioners to order at 6:00pm on Monday, July 7, 2014, in the Hyde County Government Center, Multi-Use Room, and the Ocracoke School Commons Room using electronic conferencing equipment.

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

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

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

Agenda:

Chairman Swindell asked for any changes to the July 7, 2014 meeting Agenda.

Commissioner Tunnell moved to approve the amended July 7 meeting Agenda as presented by the Clerk with addition of Item 7(a) Letter Regarding Swan Quarter Landing – Dell Newman; and, correction of Item 3 – Appointments (a) Ocracoke Occupancy Tax Board Summary Sheet – ~~add Kenneth C. Ballance~~. Mr. Fletcher seconded the motion. The motion passed on the following vote: Ayes – Fletcher, Pugh, Tunnell, Simmons and Swindell; Nays – None; Absent or not voting – None.

Consideration of Minutes:

Commissioner Pugh moved to approve the June 2, 2014 Board of Commissioners Regular Meeting Minutes as presented by the Clerk with correction made on page 2, line 30 – Ocracoke ~~Current~~ Observer. Mr. Fletcher seconded the motion. The motion passed on the following vote: Ayes – Fletcher, Pugh, Tunnell, Simmons and Swindell; Nays – None; Absent or not voting – None.

Commissioner Fletcher moved to approve the July 2, 2014 Board of Commissioners Emergency Meeting Minutes as presented by the Clerk. Mr. Simmons seconded the motion. The motion passed on the following vote: Ayes – Fletcher, Pugh, Tunnell, Simmons and Swindell; Nays – None; Absent or not voting – None.

Public Comments:

Chairman Swindell called for comments from the public.

Connie Leinbach, Ocracoke Observer and Free Press – expressed concern about the Ocracoke Control Group not participating in Hurricane Arthur meetings.

Chairman Swindell reported that including the Ocracoke Control Group in emergency meetings that concern Ocracoke will be discussed when reviewing Emergency Operation Center (EOC) protocol.

Martha Garrish, Ocracoke – requested she and Wayne Clark be kept on the Ocracoke Occupancy Tax Board.

Dell Newman, Swan Quarter – presented a letter from Dr. Louis Daniel, Executive Director, NC Division of Marine Fisheries (DMF), explaining the original Waterfront Access Marine Industry (WAMI) fund proposal for the 185 Landing Road property, formerly Cahoon Seafood. The WAMI proposal stressed deep-water docking and off-loading access for commercial vessels and a harbor of refuge during storms. Dr. Daniel's letter explained that *"while the general approach in funding all of*

these projects was to have multi-use, multi-purpose benefits, it was well recognized that the Cahoon Seafood site was primarily acquired to provide deep-water access and off-loading areas for large, primarily shrimp boats. The proposal also indicated that ice, fuel, and refrigeration would be available at the site and that space would be available for research vessels from NC DMF, Sea Grant and others that needed temporary docking space.”

Bob Oakes, Ocracoke Island Realty – thanked public employees, Tideland EMC and the Ferry Service for working through Hurricane Arthur and the cleanup. He asked that the County order a mandatory evacuation when needed in the future. Vacationers are not covered by travel insurance in a voluntary evacuation.

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

Items of Consideration:

Ordinances:

Amend Hyde County ECB Renovations Project Ordinance No. 2014-07-02

Robert Griffin, Architect, presented update on the ECB Renovation Project Ordinance No. 2014-07-02 and discussed code issues that need to be corrected. Mr. Griffin reported that A. R. Chesson plans to complete the renovation project by September 30, 2014.

Commissioners discussed decentralizing DSS services, shortage of parking spaces and increased funding requests.

Manager Rich was asked to obtain a permanent easement for parking and find out if water entered the ECB Building from Hurricane Arthur.

Resolutions:

Resolution Relating To The Budget For Fiscal Year 2014-2015

At its regularly scheduled meeting on June 2, 2014, the Board of Commissioners adopted Hyde County FY2014-2015 Budget Ordinance No. 2014-06-02. Article 1. Budget Resolution – incorporates by reference in its entirety “A Resolution Of The Board Of Commissioners For The County Of Hyde For FY2014-2015.”

Clerk's Note: A copy of "Resolution Relating To The Budget For Fiscal Year 2014-2015" is attached herewith as Exhibit A and incorporated herein by reference.

Resolution Opposing Joint Enforcement For North Carolinas Marine Patrol

Manager Rich requested adoption of update to opposition to joint enforcement for North Carolinas Marine Patrol authority between Federal and State agencies. Joint enforcement authority would permit North Carolinas Marine Patrol Officers to enforce federal fisheries regulations that do not always mirror State regulations.

Commissioner Fletcher moved to adopt “Resolution Opposing Joint Enforcement For North Carolinas Marine Patrol.” Mr. Tunnell seconded the motion. The motion passed on the following vote: Ayes – Fletcher, Pugh, Tunnell, Simmons and Swindell; Nays – None; Absent or not voting – None.

Clerk's Note: A copy of "Resolution Opposing Joint Enforcement For North Carolinas Marine Patrol" is attached herewith as Exhibit B and incorporated herein by reference.

Resolution Encouraging A Pilot Program To Increase Student Enrollment At Elizabeth City State University By The UNC Board Of Governors And/Or The North Carolina General Assembly

Manager Rich reported the Hyde County Board of Commissioners supports all efforts by Elizabeth City State University and the UNC Board of Governors to increase student enrollment, encourage a chancellor and retain qualified and dedicated instructors and staff. In order to fill its available student

seats, request has been made to allow students living within a distance of seventy miles from Elizabeth City to pay in-state tuition rates to attend Elizabeth City State University.

Commissioner Tunnell moved to adopt “Resolution Encouraging A Pilot Program To Increase Student Enrollment At Elizabeth City State University By The UNC Board Of Governors And/Or The North Carolina General Assembly.” Mr. Fletcher seconded the motion. The motion passed on the following vote: Ayes – Fletcher, Pugh, Tunnell, Simmons and Swindell; Nays – None; Absent or not voting – None.

Clerk's Note: A copy of “Resolution Encouraging A Pilot Program To Increase Student Enrollment At Elizabeth City State University By The UNC Board Of Governors And/Or The North Carolina General Assembly” is attached herewith as Exhibit C and incorporated herein by reference.

Letter of Resolution of Support of Farm Technology

Manager Rich reported on the need to support encouraging the administration to begin approving the backlog of products to protect American corn and soybeans. Hyde County supports representing farmers and consumers in our state by expressing to the Administration our wish that the U.S. Department of Agriculture (USDA) and Environmental Protection Agency (EPA) complete the approval process for new technologies to combat herbicide resistance.

Commissioner Pugh moved to adopt “Letter of Resolution of Support of Farm Technology.” Mr. Fletcher seconded the motion. The motion passed on the following vote: Ayes – Fletcher, Pugh, Tunnell, Simmons and Swindell; Nays – None; Absent or not voting – None.

Clerk's Note: A copy of “Letter of Resolution of Support of Farm Technology” is attached herewith as Exhibit D and incorporated herein by reference.

Appointments:

Ocracoke Occupancy Tax Board

Commissioner Fletcher proposed removal of Martha Garrish and Wayne Clark from the Ocracoke Occupancy Tax Board. Mr. Fletcher recommended setting staggered three (3) year terms for the five-member board.

Commissioner Fletcher moved to appoint Marlene Gaskins Matthews and David Styron to serve on the Ocracoke Occupancy Tax Board and to set staggered three (3) year terms. Mr. Tunnell seconded the motion. The motion passed on the following vote: Ayes – Fletcher, Tunnell and Swindell; Nays – Pugh and Simmons; Absent or not voting – None.

Appointments and term lengths are as follows:

<u>One Year Term</u>	<u>Two Year Term</u>	<u>Three Year Term</u>
Trudy Austin	Frank Brown Clayton Gaskill	Marlene Gaskins Matthews David Styron

Northeast Workforce Development Board

Manager Rich reported that at its regularly scheduled meeting on June 2, 2014, no nominations to serve on the Northeast Workforce Development Board were made and no nominees were announced on July 7. Mr. Rich will reach out to Ocracoke citizens and appointments will be made at its next regularly scheduled meeting on August 4, 2014.

Albemarle Commission Area Agency On Aging Ombudsman Program

Manager Rich reported Nursing Home Community Advisory Committee members serve as advocates for the residents of long term care. The Albemarle Commission Area Agency on Aging Ombudsman Program has requested one new appointment and four reappointments to the Nursing Home Community Advisory Committee.

Commissioner Swindell moved to appoint Karen Meekins and re-appoint Frances House, Linda Flowers, Judy Harris, and Isabelle Holmes to serve on the Nursing Home Community Advisory

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

Designation of Voting Delegate to NCACC Annual Conference

Manager Rich reported the 107th NCACC Annual Conference will be held in Buncombe County, NC on August 14-17, 2014. Hyde County has been asked to elect a Designated Voting Delegate to represent the County at this conference.

Commissioner Swindell moved to appoint County Manager Bill Rich to represent the Board of Commissioners at the 107th NCACC Annual Conference and to be the Board's Voting Delegate. Mr. Fletcher seconded the motion. The motion passed on the following vote: Ayes – Fletcher, Pugh, Tunnell, Simmons and Swindell; Nays – None; Absent or not voting – None.

Chairman Swindell thanked Jessica Cahoon for speaking to the Board. Jessica will represent Hyde County 4-H at the Annual Conference on July 15-16, 2014. The NCACC's Youth Summit will return for its fifth year at the 107th Annual Conference. YouthVoice 2014 will provide county commissioners with the opportunity to connect with the next generation of leaders. The Summit will bring together Youth Delegates from 4-H Youth Development Clubs, Boys and Girls Clubs of North Carolina, and NC FFA. Youth and county officials are formally together for Saturday morning's breakfast and Second General Session; however county officials are invited to participate in other educational components of the Youth Summit.

Hyde County Recreation Committee Term Appointments

Kris Noble, Planner, reported Hyde County's Recreation Committee has four (4) expired terms and one open seat due to resignation. The Committee will not be meeting through the summer months and committee members will be appointed in the Fall.

ABC Board Financial Report

Meredith Nicholson, ABC Board Chairman, reported total fiscal year alcohol sales were greater than \$712,000. Ms. Nicholson also reported on the financial condition of the Hyde County ABC Board. She said the ABC Board will probably break even this year. The FY2014-2015 ABC Board Budget will be presented at its next regularly scheduled meeting on July 14, 2014 at 6:30pm in the Hyde County Government Center, Multi-Use Room, and the Ocracoke School Commons Room using electronic conferencing equipment.

Hyde County Parks & Recreation Master Plan

Kris Noble, Planner, reported the Hyde County Office of Economic Development & Planning successfully applied for a Region 9 Community Transformation Grant to fund the development of the Hyde County Parks & Recreation Master Plan. All grant activities have been completed.

The Master Plan will guide future investment and allocation of resources for future parks and recreation facilities. It is an update to the 2002 Recreation and Parks Master Plan. The plan includes public input gleaned from two public meetings, one in Swan Quarter, the other on Ocracoke, and a community-wide survey. Input received from county residents will help community leaders plan for future facilities and it will also lay the foundation for the determination of need for upgrading or expanding existing facilities.

Commissioner Fletcher moved to adopt "Hyde County Parks & Recreation Master Plan." Mr. Simmons seconded the motion. The motion passed on the following vote: Ayes – Fletcher, Pugh, Tunnell, Simmons and Swindell; Nays – None; Absent or not voting – None.

Golden LEAF Foundation Grantee Acknowledgment & Agreement FY2014-094/Revolving Loan Fund

Kris Noble, Planner, reported the Hyde County Office of Economic Development & Planning has been working with the Manager to apply for the Golden LEAF Foundation's Community Based Grantsmaking Initiative. On June 11, 2014 Hyde County received a Letter of Award from the Golden

LEAF Foundation approving a grant for the project, "Revolving Loan Fund" in the amount of \$500,000.00. Ms. Noble reported the purpose of this grant is to provide funding to Hyde County to expand its Revolving Loan program. The program was established in 1991 to help spur new business development and economic development. The county is expanding the program to help fill demand from qualified loan recipients.

Manager Rich and Kris Noble attended a Grants Management Workshop with Golden LEAF staff on Wednesday, June 25th to gain training in management of Golden LEAF grants and reporting requirements. The Grantee Acknowledgment and Agreement must be approved and standard conditions met to receive a release of the grant funds. Hyde County is working with Golden LEAF to prepare a project management plan and project budget also a requirement for the release of funds.

Commissioner Fletcher moved to approve the Golden LEAF Grantee Acknowledgment and Agreement between Hyde County and Golden LEAF contingent upon the County Attorney's review and approval. Mr. Pugh seconded the motion. The motion passed on the following vote: Ayes – Fletcher, Pugh, Tunnell, Simmons and Swindell; Nays – None; Absent or not voting – None.

Wireless Telecommunications Facility Located at 124 Cedar Road, Ocracoke, NC

Kris Noble, Planner, reported that AT&T is proposing an upgrade through a minor modification to an existing wireless telecommunications facility located at 124 Cedar Road, Ocracoke. This minor modification will enhance service to the surrounding communities for various mobile devices. AT&T will replace existing antennas and add RRU's at their existing height on the tower. No height increase to the tower and no footprint changes on the ground are to occur.

The Planner has reviewed the Telecommunications Ordinance specifically Article III. Wireless Telecommunications Facilities in regard to the application and has found the application and proposed scope of work to be compliant under the Ordinance. Contingent upon the County Attorney's review and approval the application will be forwarded to the Building Inspector to permit construction.

Commissioner Fletcher moved to approve the AT&T Wireless Telecommunications Facility application (124 Cedar Rd., Ocracoke) contingent upon the County Attorney's review and approval. Mr. Pugh seconded the motion. The motion passed on the following vote: Ayes – Fletcher, Pugh, Tunnell, Simmons and Swindell; Nays – None; Absent or not voting – None.

Swan Quarter Pre-Development & Vision Plan, 185 Landing Road – June 2014

Kris Noble, Planner, reported the Hyde County Office of Economic Development & Planning has been working through a NC Waterfront Access and Marine Industry (WAMI) Fund to develop a Vision Plan for the purpose of providing, improving and/or developing public and commercial waterfront access at 185 Landing Road, Swan Quarter.

The goal for the Vision Plan is to provide economic utility for commercial fishing vessels and related water dependent industries through development of a new docking area and supportive upland loading and unloading zones. The site should 1) provide facilities for transient boaters seeking short term dockage and refuge, 2) should offer social amenity for residents and area visitors, 3) be used to cooperate with various research institutions, 4) communicate the rich history of Swan Quarter and explain the importance of the NC fishing industry for future generations, and 5) assist in the overall redevelopment of the economic and social fabric of Swan Quarter.

All plan activities under the WAMI grant guidelines must be completed prior to September 30, 2014 including plan approvals, final reimbursements and final reports per NC DMF guidelines. Ms. Noble reported NC DMF has not commented on these plans.

Commissioner Fletcher moved to approve the June 2014 Swan Quarter Pre-Development & Vision Plan prepared by LandDesign, Inc. for 185 Landing Road. Mr. Pugh seconded the motion. The motion passed on the following vote: Ayes – Fletcher, Pugh, Tunnell, Simmons and Swindell; Nays – None; Absent or not voting – None.

Request by Metta Fay Radcliffe Heirs To Convey County Owned Property

Manager Rich reported the County has received request from Sharon D. Castro of the Metta Fay Radcliffe Heirs through a letter from the Law Office of Misa B. Raynor to convey ownership of a slip of County owned property (a portion of the Ponzer Ruritan Community Building land). The letter states the Radcliffe heirs have traditionally used the property and they are requesting ownership to reflect that usage.

After discussion with Attorney Fred Holsher, Commissioner Fletcher moved to authorize the County Attorney to inform Attorney Misa Raynor that the County is willing to go through the necessary procedure to give the slip of land to Sharon D. Castro of the Metta Fay Radcliffe Heirs providing her client pays all costs associated with the property transfer. Mr. Simmons seconded the motion. The motion passed on the following vote: Ayes – Fletcher, Pugh, Tunnell, Simmons and Swindell; Nays – None; Absent or not voting – None.

Interim Department of Social Services Director

Manager Rich requested Board approval to extend the Interim DSS Director position currently filled by Suzanne Johnson at the same salary increase per month until Director Gloria Spencer returns.

Commissioner Fletcher moved to approve the Interim DSS Director position at the same salary increase per month until Director Gloria Spencer returns, resigns or retires. Mr. Simmons seconded the motion. The motion passed on the following vote: Ayes – Fletcher, Pugh, Tunnell, Simmons and Swindell; Nays – None; Absent or not voting – None.

Progress Report On Resolution In Support Of Beach Access And Revenue Sharing

On April 7, 2014, at its regularly scheduled meeting Commissioner Fletcher reported the National Park Service (NPS) owns 100% of the ocean front in Hyde County and 80% of sound front on Ocracoke Island. Over the past several years NPS has implemented rules and regulations which negatively impact the tourist business on the Island. “Resolution In Support of National Park Service to Create A Daily Rate For Beach Passes and Provide Better Access To Beaches On Ocracoke” was adopted and sent to the National Park Service for consideration. The Hyde County Board of Commissioners requested the NPS to: 1) Create a daily rate for a short time beach pass, 2) Designate a small area on the beach where handicapped people can go in a vehicle without purchasing a pass, 3) Create an area on the North and South ends of the Island where vehicles are permitted 24-hours a day. 4) The NPS remit to Hyde County 20% of beach pass revenue to help defray the County’s cost of providing emergency medical services and fire protection to NPS beaches and airport, and 5) The NPS open sound side beaches as a safe place for young children to go swimming.

Manager Rich stated the NPS reports that it conducted five years of public hearings to compile citizen input and to use the information to set beach pass rates and develop beach regulations. Mr. Rich will invite the new NPS Superintendent to attend the August Board of Commissioners meeting.

Re-entry Permit Procedure

Ocracoke Re-entry Permit Process – 2014 will be on the August 4, 2014 Meeting Agenda.

Budget Revisions

(FO Use) BR#	Department	Account #	Line Item Account Name/ Explanation	Debit	Credit
BR01-15	Health	10.5970.1101	Cell Phone	\$ 900.00	
	WIC Program	10.5970.1200	Postage		\$ 650.00
		10.5970.1400	Travel	\$ 2232.00	
		10.5970.1500	Maintenance & Repair		\$ 2,482.00
	<i>Transferring funds within the WIC program to reflect accurately the budget for FY2014-15. This revision does not increase the budget.</i>				\$ 3,132.00
BR02-15	Health	10.5847.0200	Salaries	\$11,922.00	
	KBR Change for Good	10.5847.0500	FICA Tax Expense	\$ 911.00	
		10.5847.0600	Group Insurance Expense	\$ 1,959.00	
		10.5847.0700	Retirement Expense	\$ 854.00	
		10.5847.5501	Indirect Expense	\$ 1,578.00	
		10.3480.0049	KBR Grant Funds		\$ 17,224.00
<i>This revision reflects actual funds that were received from Kate B. Reynolds Charitable Trust for Year 1 of the Hyde County Change for Good Project. This revision does increase the budget.</i>				\$ 17,224.00	\$ 17,224.00

BR03-15	Health	10.3480.0051	Region 9 CTGP LHD Grant	\$ 4,500.00	
	Region 9 CTGP LHD Grant	10.5770.1400	Travel		\$ 4,500.00
	<i>This revision closes out the budget for Community Transformation Grant Project (CTGP) – General under the Health Department for FY2014-15. Funding for this project was eliminated from the Federal budget for all ten CTGP regions in NC, effective August 31, 2014. This revision reduces the budget for the Health Department for FY2014-15.</i>			\$ 4,500.00	\$ 4,500.00

Commissioner Fletcher moved to approve three (3) budget transfers as presented. Mr. Tunnell seconded the motion. The motion passed on the following vote: Ayes – Fletcher, Pugh, Tunnell, Simmons and Swindell; Nays – None; Absent or not voting – None.

Manager Rich reconciled 15 departmental accounts prior to year end closeout in accordance with FY2013-14 Budget Ordinance and Resolution Authorizing County Manager to Reconcile Department Budgets adopted June 2, 2014.

Management Reports:

Commissioner Fletcher – attended a Highway 12 meeting in Manteo on June 11 and various board meetings on Ocracoke. He reported that Mr. Charles Tripp, NC Emergency Management, agreed that hurricane meetings were not open meetings. After the meetings Sarah Johnson, PIO, met with the press to update them and/or give official report from the Board.

Commissioner Simmons – joined Commissioner of Agriculture Steve Troxler to tour crops damaged by the hurricane. Mr. Simmons is concerned about the Ocracoke Occupancy Tax Board issue.

Commissioner Pugh – also joined Agriculture Commissioner Troxler and Commissioner Simmons to tour crops damaged by the hurricane. Mr. Pugh estimates a multi-million dollar crop loss. He attended Albemarle Commission meeting and retirement reception; Wildlife Resources Commission (WRC) meeting where ban on coyote hunting was discussed; Senior Citizens meeting; Albemarle Commission budget meeting and a Sea Grant meeting where flooding issues were discussed. Mr. Pugh believes we can learn from our mistakes. We need to make better decisions and include the Control Group in decisions about Ocracoke evacuations in the future.

Commissioner Tunnell – toured and inspected the Swan Quarter dike road after the hurricane and discussed a fire protection right-of-way on the dike. Mr. Tunnell referenced Vidant Pungo Hospital’s closing and reported greater than 40,000 doctors will retire in the next few years causing medical services to become more expensive. He believes the Ocracoke Health Center and the Engelhard Medical Center are assets to Hyde County and should be protected.

Chairman Swindell – agreed with Commissioner Pugh that our evacuation protocol for a storm involving Ocracoke Island (within 100 miles) needs to include the Ocracoke Control Group. Mr. Swindell attended the Board of Health meeting. He escorted his granddaughter, Carson Marshall, Little Miss Seafood Queen in the Belhaven 4th of July parade.

Manager Rich, EM Director Justin Gibbs and PIO Sarah Johnson will review and report back to the Ocracoke Control Group on procedure and protocol for evacuations. Mr. Rich reported the Ferry Division will meet with the Ocracoke Ferry Committee monthly. He also reported the NC House of Representatives submitted a bill to end all ferry tolls.

County Attorney Fred Holscher asked if the Ocracoke Control Group members are appointed by the Board of Commissioners. The Control Group is not an appointed Advisory Board.

Manager Rich also presented his June Calendar.

Employee Recognition:

Manager Rich complimented Sarah Johnson for services provided during Hurricane Arthur. Sarah was selected Employee of the Month and won a \$25.00 Gift Certificate from Spoon River in Belhaven.

Public Comments:

Chairman Swindell called for comments from the public.

Martha Garrish, Ocracoke – believes her removal from the Occupancy Tax Board was political.

Cheryl Ballance, CEO of Ocracoke and Engelhard Medical Centers – reported for the past five years the Ocracoke Health Center provided urgent medical care, not EMS care. Extending Medical Center care would reduce wasted trips to Outer Banks Hospital and adequate funding would provide for better community care.

Connie Leinbach, Ocracoke – believes the Ocracoke Control Group should have been allowed to have the press attend Hurricane Arthur evacuation meetings.

Sundae Horne, Ocracoke – complimented PIO Sarah Johnson for getting the information out about Hurricane Arthur.

Darlene Styron, Ocracoke business owner and resident, thanked all who helped during the hurricane. Ms. Styron believes the commissioners should receive training on Ocracoke. Evacuation from Ocracoke Island should be mandatory or not at all. She disagrees with the process used to make Ocracoke Occupancy Tax Board nominations.

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

Closed Session (none)

Adjourn

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

The meeting adjourned at 8:05p.m.

Respectfully submitted:

Minutes approved on the 4th day of August, 2014.


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


Barry Swindell
Chair, Hyde County Board of Commissioners

Attachments:

- Exhibit A: "Resolution Relating To The Budget For Fiscal Year 2014-2015"
- Exhibit B: "Resolution Opposing Joint Enforcement For North Carolinas Marine Patrol"
- Exhibit C: "Resolution Encouraging A Pilot Program To Increase Student Enrollment At Elizabeth City State University By The UNC Board of Governors And/Or The North Carolina General Assembly"
- Exhibit D: "Letter of Resolution In Support Of Farm Technology"



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

**RESOLUTION
RELATING TO THE BUDGET
FOR FISCAL YEAR 2014-2015**

WHEREAS, the Board of County Commissioners desires to establish a detailed fiscal year budget (July 1, 2014 through June 30, 2015) for the County of Hyde, North Carolina, and;

WHEREAS, the Board of Commissioners is adopting a Budget Ordinance for the July 1, 2014 – June 30, 2015 fiscal year and said Ordinance incorporates this Resolution into the Ordinance as the budget for Hyde County for this period;

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of Hyde County, North Carolina meeting this 2nd day of June, 2014, does hereby adopt the attached document entitled "FY2014-2015 Hyde County Budget" (that is evidenced by the County Manager's initials on the bottom of each page of the document) as the fiscal year budget for Hyde County for the period beginning July 1, 2014 and ending June 30, 2015 and;

BE IT FURTHER RESOLVED that the Board of Commissioners hereby adopts the following goals regarding items contained within the attached "FY2014-2015 Hyde County Budget:"

1. The County Commissioners shall continue to make economic development, community development and tourism that creates quality job opportunities and increases the tax base a very high priority.
2. The County Commissioners shall continue to support the expansion of infrastructure services to the citizens of the County.
3. The County Commissioners shall continue to expect a high level of customer service in all interactions with County government.

BE IT FURTHER RESOLVED that the Board of Commissioners hereby adopts the following County Manager's objectives regarding items contained within "FY2014-2015 Hyde County Budget," and additional expectations and commitments as follows:

1. Maintain Hyde County's General Fund Balance at a minimum of four million five hundred thousand dollars (\$4,500,000.00) by June 30, 2015.

2. Operate within the adopted budget with an emphasis on cost savings and reduced expenses.
3. Recover all FEMA approved funds due Hyde County. (approximately \$600,000.00)
4. Sell and/or lease those surplus properties owned by Hyde County.
5. Use FEMA lands for community and County use (i.e.) gardens, vineyards, etc.
6. Stimulate the local economy in an effort to increase sales and alcohol tax.
7. Continue to participate with the Hyde County Tax Department and our Legal Support to aggressively collect delinquent taxes.
8. Work with the Tax Office to increase collection rate by two percentage points.
9. Continue with the UAV program and how that correlates with aerospace technology and engineering.
10. Develop a long-term plan to establish remote campuses for regional outreach and industrial development with East Carolina University, Beaufort County Community College, Elizabeth City State University and/or College of the Albemarle.
11. Aggressively pursue, with the Planning Department and our Public Information Officer and our MPA assistant to the manager appointment, grants and programs to bring economic and environmental improvement to Hyde County.
12. Promote and stimulate the ecological and environmental beauty of Hyde County as a tourist attraction.
13. Draw a small percentage of tourism from Dare County and entice tourist to visit mainland Hyde County and Ocracoke for overnights, great meals and outdoor exploration.
14. Continued preparedness to deal with incidents and disasters.
15. Study and implement ways to save on fuel and vehicular maintenance and IT maintenance and support.
16. Work with North Carolina Department of Commerce in attracting new and conducive industry to Hyde County.
17. Continue to work with our Lobbyist to maintain total communication with our state and federal elected officials.
18. Continue to improve storm water run-off on the streets of Ocracoke.

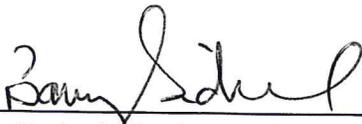
19. Continue curbside community chipping and mulch operations on Ocracoke.
20. See NO INCREASES in Hyde County real estate tax rate.
21. See NO INCREASES in Hyde County ferry tolls.
22. Stay active in the community-Meals on Wheels, Senior Center, 4-H, etc.
23. Research and update those properties in Hyde which have a responsibility for charging occupancy tax.
24. Continue to work with Hyde Transit for enhanced public transit on Ocracoke (trams and trolleys) through state funded purchase programs.
25. Creatively explore regionalization which could result in efficiency of scale and costs savings.
26. Continue in our efforts to make Hyde County EMS the best that it can be as our direct link to healthcare providers in our very rural and remote county.

BE IT FURTHER RESOLVED that any narrative language contained in the attached budget document and this Resolution is subordinate to any language in conflict with the Budget Ordinance in which this Resolution is referenced but that any figures and narrative language contained in this Resolution or the attached budget document is otherwise binding; and,

BE IT FURTHER RESOLVED that a copy of this resolution, shall be recorded in the minutes of the Board of Commissioners but that the original version of the attached "FY2014-2015 Hyde County Budget" with the Budget Officer's initials on each page shall be kept on file in the office of the Clerk to the Board of County Commissioners.

Duly adopted the 7th day of July, 2014.

Attested by:



Barry Swindell, Chair
Hyde County Board of Commissioners



Lois Stotesberry, Clerk
Hyde County Board of Commissioners



COUNTY OF HYDE

Board of Commissioners

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

30 Oyster Creek Road
PO Box 188
SWAN QUARTER, NORTH CAROLINA 27885
252-926-4400
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Bill Rich
County Manager

Fred Holscher
County Attorney

Lois Stotesberry, CMC, NCCCC
Clerk to the Board



RESOLUTION

OPPOSING JOINT ENFORCEMENT FOR NORTH CAROLINAS MARINE PATROL

WHEREAS; Joint Enforcement Authority would permit North Carolinas Marine Patrol Officers to enforce federal fisheries regulations that do not always mirror STATE regulations; STATES RIGHTS

WHEREAS; North Carolina has jurisdiction of Atlantic waters from shore out to three miles, and already manages and enforces regulation in these waters; STATES RIGHTS

WHEREAS; The recently exposed (by the US Inspector General) corruption in the enforcement branches of the National Oceanic and Atmospheric Administration (NOAA) and National Marine Fisheries Service (NMFS), adds to the validity that less Federal involvement in STATES affairs is prudent; STATES RIGHTS

WHEREAS; Just because some other states have joint enforcement (many are not happy with it, and cannot reverse it), it is not a reason for NC to implement it; STATES RIGHTS

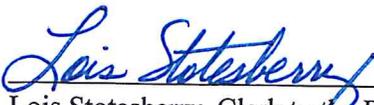
WHEREAS; Money accepted by NC (from the federal government) to implement the enforcement would never be sent without strings attached (i.e., you have to accept federal law); NOT STATES RIGHTS

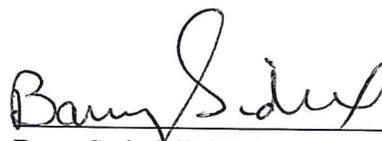
WHEREAS; The Fisheries Reform Act of 1997 states that NC has one of the MOST DIVERSE fisheries in the United States, and NORTH CAROLINA will manage and regulate our coastal fishery resources; STATES RIGHTS

SO LET IT BE RESOLVED THAT; The Hyde County Board of Commissioners requests the NC General Assembly to oppose "Joint Enforcement Authority" and honor the Fisheries Reform Act, allowing NC to continue managing our own resource.

The Hyde County Board of Commissioners unanimously adopts this update to the Opposition to Joint Enforcement Authority on this the 7th day of July, 2014, in Hyde County, North Carolina.

ATTEST:


Lois Stotesberry, Clerk to the Board


Barry Swindell, Chairman



COUNTY OF HYDE

Board of Commissioners

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

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

Bill Rich
County Manager

Fred Holscher
County Attorney

Lois Stotesberry, CMC, NCCC
Clerk to the Board



RESOLUTION

ENCOURAGING A PILOT PROGRAM TO INCREASE STUDENT ENROLLMENT AT ELIZABETH CITY STATE UNIVERSITY BY THE UNC BOARD OF GOVERNORS AND/OR THE NORTH CAROLINA GENERAL ASSEMBLY

WHEREAS, although now removed from the Appropriations Act of 2014, Section 11. 6 of Senate Bill 744 provided for a study of the feasibility of dissolving any constituent institution whose fall full time equivalent student enrollment declined by more than twenty percent between the 2010-2011 fiscal year and the 2013-2014 fiscal year and to develop a plan for its dissolution; and,

WHEREAS, Elizabeth City State University is the only campus in the 17-member University of North Carolina system that meets this stated criteria; and,

WHEREAS, it is acknowledged and agreed that Elizabeth City State University has suffered an enrollment decline in recent years, which has led to a significant budget shortfall; however, major steps have been taken to address these enrollment and budget challenges and progress is being made under the direction of capable University leadership; and,

WHEREAS, the Hyde County Board of Commissioners supports all efforts by Elizabeth City State University and the UNC Board of Governors to increase student enrollment, encourage a chancellor, and retain qualified and dedicated instructors and staff, because the loss of the University would do irreparable harm to the economy of Elizabeth City, Pasquotank County and Northeastern North Carolina and deny educational opportunity to a populace that might otherwise not be able to attain a higher education and the better life afforded by that education; and,

WHEREAS, local government officials in Northeastern North Carolina have long realized that partnering in a regional approach to economic development is the most prudent course to follow for an economically-challenged region such as Elizabeth City, a concept embraced by Governor Pat McCrory when he encouraged capitalizing on the region's close proximity to Hampton Roads, Virginia; and,

WHEREAS, in times of flat and/or declining state appropriations as now is being experienced, allowing out-of-state enrollment at an in-state tuition rate would serve to augment a declining student enrollment and enhance student quality; and,

WHEREAS, Elizabeth City State University is currently unable to fill its available student seats with in-state college entrants; and,

WHEREAS, Elizabeth City State University is uniquely located within close proximity of a major metropolitan area in the State of Virginia.

NOW, THEREFORE, BE IT RESOLVED that the Hyde County Board of Commissioners supports and encourages the development of a pilot program by the UNC Board of Governors and/or the General Assembly to allow students living within a distance of seventy miles from Elizabeth City to be allowed to pay in-state tuition rates to attend Elizabeth City State University.

Adopted this the 7th day of July, 2014, in Hyde County, North Carolina.

ATTEST:


Lois Stotesberry, Clerk to the Board


Barry Swindell, Chairman



COUNTY OF HYDE

30 Oyster Creek Road
PO Box 188

SWAN QUARTER, NORTH CAROLINA 27885

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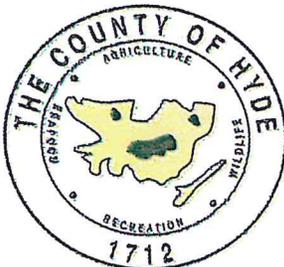
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July 7, 2014

Senator Kay Hagan
521 Dirksen Senate Office Building
Washington, DC 20510

Dear Senator Hagan:

Agriculture is the backbone of the economy in Eastern North Carolina. Many of our communities still revolve around the farm, and we have always done our best to protect our farmers. This is why we are asking you to encourage the administration to begin approving the backlog of products to protect American corn and soybeans from increasingly resistant weeds, an issue that threatens growth. I strongly urge you to represent the farmers and consumers in our state by expressing to the Administration your wish that the U.S. Department of Agriculture (USDA) and Environmental Protection Agency (EPA) complete the approval process for new technologies to combat herbicide resistance. The first of these, the Enlist Weed Control System, with its new corn and soybean traits, has been held up for nearly five years.

American agriculture is responsible for 1 in 12 American jobs. In order to ensure competitive advantage for our farmers need modern tools. The delay in access to these new products has led to greater soil loss, water waste, and fossil fuel use on American farms. The longer the delay, the greater lost economic potential and the greater the environmental damage. The number of acres of cropland infested by resistant weeds has more than doubled since 2009.

The fact that these crops have been under review for so many years is frankly absurd. The American people deserve a straightforward, science-based outcome, and EPA and USDA scientists have already signed off on these products.

Biotechnological innovation is vital to our country as we proceed into a competitive, hungry, and rapidly changing 21st century world. America cannot be a leader in agriculture if promising and tested products are held up for years without scientific

cause. Regulatory authorities in Canada have already approved Enlist corn and soybeans and Enlist Duo herbicide, and EPA scientists have already deemed the products safe. American farmers need new technology to compete and do not deserve this delay.

Please do right by our farmers and biotech innovators. Please encourage the administration to end their longstanding political hold on these products and get U.S. farmers the tools they need.

Thank you,



Barry Swindell, Chairman
Board of Commissioners

CC:

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