

Minutes

Board of County Commissioners Hyde County

March 15, 2010

Chairman Tom Davis called the Regular meeting of the Hyde County Board of Commissioners to order at 7:00 PM on Monday, March 15, 2010 in the Hyde County Government Center, Multi-Use Room, and the Ocracoke School Commons Area using electronic conferencing equipment. The following members were present on the mainland: Commissioner Tom Davis; County Attorney Sid Hassell; Clerk to the Board Lois Stotesberry; and members of the public. The following members were present on Ocracoke: Commissioners Gene Ballance, Anson Byrd, and Sharon Spencer; County Manager Carl Classen; Deputy Clerk to the Board Jamie Tunnell; and, members of the public.

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

Agenda:

Chairman Davis asked for any changes to the March 15, 2010 meeting Agenda as presented by the Clerk.

Commissioner Ballance moved to approve the agenda with Item III. A. – Appointments – County Commissioner moved to Item I. F. – Opening; deletion of Item III. C. – Nursing Home Community Advisory Committee due to no nominees for appointment; and, addition of Item III. C. – Countywide Drainage Areas Advisory Committee. Mr. Byrd seconded the motion. The motion passed on the following vote: Ayes – Ballance, Byrd, Davis, and Spencer; Nays – None; Absent or Not Voting – None.

Consideration of Minutes:

Chairman Davis asked for approval of meeting minutes.

Commissioner Byrd moved to approve the February 15, 2010 Regular Meeting Minutes with corrections on Page 7 – line 17 stating *Hunter's Helping Kids meeting*; and *"Coffee" at Albemarle Commission* and line 34 stating *appointment to the NC Coastal Resources Commission*. Ms. Spencer seconded the motion. The motion passed on the following vote: Ayes – Ballance, Byrd, Davis, and Spencer; Nays – None; Absent or Not Voting – None.

Commissioner Spencer moved to approve the March 1, 2010 Regular Meeting Minutes with corrections on Page 1 – line 15 stating *The Board received a letter of resignation from Commissioner Swindell*; on Page 5 – line 17 stating *Chairman Davis moved to accept proposal for Swan Quarter Watershed – Preventive Maintenance Program Development from Jerry Harris, Applied Troubleshooting Techniques, LLC. Hearing no second, Commissioner Spencer moved to send out Request for Proposal (RFP)*; and on Page 7 – line 30 stating *telecommunications lines being installed by CenturyLink*. Mr. Byrd seconded the motion. The motion passed on the following vote: Ayes – Ballance, Byrd, Davis, and Spencer; Nays – None; Absent or Not Voting – None.

Appointment of County Commissioner:

Chairman Davis moved to appoint Kenneth (Ken) E. Collier to complete the term of former Commissioner Barry Swindell through December 6, 2010. Mr. Byrd seconded the motion. The motion passed on the following vote: Ayes – Ballance, Byrd, Davis, and Spencer; Nays – None; Absent or Not Voting – None.

Selection of Vice-Chairman:

Commissioner Byrd moved to nominate Sharon Spencer to serve out the remainder of the term through December 6, 2010 of Vice-Chairman. Mr. Collier seconded the motion. The motion passed on the following vote: Ayes – Ballance, Byrd, Collier, and Davis; Nays – None; Absent or Not Voting – Spencer.

Public Hearing – Abandonment of Right-of-Way – Winnie Blount Road (SR1366):

Commissioner Ballance moved to open public hearing on Abandonment of Right-of-Way Winnie Blount Road (SR 1366). Ms. Spencer seconded the motion. The motion passed on the following vote: Ayes – Ballance, Byrd, Collier, Davis, and Spencer; Nays – None; Absent or Not Voting – None.

A public hearing was held in accordance with NCGS 153A-241 on a resolution to abandon a portion of the SR 1366 (Winnie Blount Road, Ocracoke Township) Right-of-Way that is not maintained by NCDOT.

Comments were offered from Winnie Blount Road property owners Frank Brown, Janet Anthony, Elizabeth White, Bob Johnson, and Wayne Wallace. Mr. Classen stated the solid waste issue had been referred to a Hyde County Code Enforcement Officer for investigation.

Commissioner Ballance moved to close public hearing on Abandonment of Right-of-Way Winnie Blount Road (SR 1366). Mr. Byrd seconded the motion. The motion passed on the following vote: Ayes – Ballance, Byrd, Collier, Davis, and Spencer; Nays – None; Absent or Not Voting – None.

Special Presentations:

Appreciation Plaque – Chairman Davis presented former Commissioner Barry Swindell a plaque of appreciation for his service to the County.

Years of Service – Department of Social Services (DSS) employee Mattie Lee Roper (20-years) and Health Department employee Linda A. Meekins (5-years) were awarded pins and certificates of congratulation for their years of service to the County.

2009 State of County Health Report (SOCH) – Health Director Wesley Smith and Health Promotions Coordinator Elizabeth (Liz) Swindell gave the 2009 SOCH Report and commented on health initiatives being undertaken by the Health Department.

Ocracoke Airport Advisory Committee – Chairman George Chamberlin presented a review of the Ocracoke Airport Dedication Ceremony and an update on improvements at Ocracoke Airport.

Public Comments:

Chairman Davis called for comments from the public.

Ann Ehringhaus stated the Hyde County Noise Ordinance was tested in court and found to be unconstitutional.

B. J. Oeschlegle stated 85% of Ocracoke citizens surveyed agree to a fire tax collection through the Ocracoke Sanitary District Board for construction of a new fire house located on NC 12, Ocracoke. She asked that selection of new Board members be based on the will of the people.

There being no further comment from the public, Chairman Davis continued the meeting.

Appointments:

Ocracoke Sanitary District

Commissioner Ballance moved to appoint Ronald T. O'Neal, Jr. to complete the term of Susie O'Neal; Flavia Burton to complete the term of Stevie Wilson; and, George L. Roberson, Jr. to complete the term of Bob Touhey on the Ocracoke Sanitary District Board. All must be on the November election ballot to serve after December 2010. Mr. Davis seconded the motion. The motion passed on the following vote: Ayes – Ballance, Byrd, Collier, Davis, and Spencer; Nays – None; Absent or Not Voting – None.

Hyde County Drainage Areas Advisory Committee

Commissioner Byrd moved to adopt the initial list of volunteers and to send out invitation letters and appoint members who accept. Mr. Collier seconded the motion. The motion passed on the

following vote: Ayes – Ballance, Byrd, Collier, Davis, and Spencer; Nays – None; Absent or Not Voting – None.

Working Watermen's Committee

Chairman Davis moved to adopt the initial list of volunteers and to send out invitation letters and appoint members who accept. Ms. Spencer seconded the motion. The motion passed on the following vote: Ayes – Ballance, Byrd, Collier, Davis, and Spencer; Nays – None; Absent or Not Voting – None.

Hyde County Health Board

Chairman Davis moved that as Barry Swindell can no longer serve as the Board of Commissioners appointee to the Board of Health to appoint Ken Collier to serve on the Hyde County Health Board. Ms. Spencer seconded the motion. The motion passed on the following vote: Ayes – Ballance, Byrd, Collier, Davis, and Spencer; Nays – None; Absent or Not Voting – None.

BHM Regional Library Board

Commissioner Spencer moved to appoint Betty Burleson to serve as a Hyde County representative to BHM Regional Library Board. Mr. Davis seconded the motion. The motion passed on the following vote: Ayes – Ballance, Byrd, Collier, Davis, and Spencer; Nays – None; Absent or Not Voting – None.

Hyde Transit Board

Commissioner Spencer moved to appoint Julio Morales to the Hyde County Transit Board. Mr. Byrd seconded the motion. The motion passed on the following vote: Ayes – Ballance, Byrd, Collier, Davis, and Spencer; Nays – None; Absent or Not Voting – None.

Albemarle Commission –At-Large

The Albemarle Commission meets the third Thursday of each month and the County Manager has a continuing conflict. The County Manager will approach a staff person whose functional area is within the scope of the Commission (e.g., Planning, Senior Center, Grants, etc.) to be the at-large appointee.

Regional Transportation Planning Organization (RPO)

RPO staff has said that NCDOT has changed its rules and no longer allows anyone other than a commissioner to be the County representative on the RPO Board. The County Manager has served on the Technical Coordinating Committee and has also been serving on the RPO Board as the meetings have been during the daytime and concurrent. In the future, the RPO board meetings will continue to be mid-day in Hertford but may be held via telephone.

Chairman Davis moved to appoint Sharon Spencer to represent the County at the RPO Board meetings. Mr. Collier seconded the motion. The motion passed on the following vote: Ayes – Ballance, Byrd, Collier, Davis, and Spencer; Nays – None; Absent or Not Voting – None.

Hearing no objection, Chairman Davis stated the County Manager will continue to represent the County at the RPO Board meetings if needed.

Resolutions:

Resolution in Support of Broadband Access

In 2009, the County Commissioners approved a similar Resolution of support for broadband access in North Carolina counties which has been updated to reflect participation of (MCNC) and covers a much larger portion of North Carolina. The broadband access plan, as envisioned, no longer seeks funding from the participating counties but will still request access to County facilities (e.g., County fiber optic cable in Swan Quarter; school fiber connections).

Commissioner Spencer moved to adopt "Resolution Of The Hyde County Board of Commissioners In Support of Broadband Access In Unserved And Underserved Areas Within North Carolina Counties." Mr. Byrd seconded the motion. The motion passed on the following vote: Ayes – Ballance, Byrd, Collier, Davis, and Spencer; Nays – None; Absent or Not Voting – None.

CLERK'S NOTE: A copy of "Resolution Of The Hyde County Board of Commissioners In Support of Broadband Access In Unserved And Underserved Areas Within North Carolina Counties" is attached herewith as Exhibit A and incorporated herein by reference.

Resolution to Support the Far Creek LLC Site Located in Engelhard for the Bonner Bridge Precast Manufacturing and Storage Facility

Glenn Futrell, Far Creek LLC partner, reported that the North Carolina State Department of Transportation is in the process of finalizing plans for the replacement of the Herbert C. Bonner Bridge at Oregon Inlet and has now limited its selection of design-build contractors to one of three teams to compete for the Design-Build contract under Tip# B-2500.

The Design-Build Team that will be awarded the contract on Tip#B-2500 will need a location for a precast concrete plant with the following minimum criteria: a) minimum of 20 upland acres; b) barge accessibility with 300' – 500' of water frontage with water depths of 10' or more; c) access for truck traffic; and d) property available by December 2010.

Far Creek, LLC owns a 58 acre tract of land and marina in Engelhard, NC, that meets and exceeds the above referenced criteria: a) 20 acres of uplands on a regularly shaped parcel of land; b) borders a federally maintained channel with minimum water depths of 12' (Far Creek); c) currently used as a protected marina with additional industrial uses; d) 140' x 586' marina bottom is deeded to Far Creek, LLC; e) 586' of bulk-headed dock in the marina; f) 740' of existing dock along Far Creek; g) surrounding additional acreage (if needed); g) Federally maintained navigation channels between the property and Oregon Inlet; h) truck access available to the north or south of the site via US 264; i) on-site municipal water and sewer; and, i) property will be available for use immediately upon selection by successful Design-Build Contractor.

The Hyde County Board of Commissioners recognizes that the selection of a site for the precast concrete operation will be made by the successful design-build team; however, the Hyde County Board wants N.C. DOT to be aware of the availability of this property that meets all project requirements and the great employment benefit that would result to the people of Engelhard and the surrounding counties.

Commissioner Byrd moved to adopt "Resolution to Support the Far Creek LLC Site Located in Engelhard for the Bonner Bridge Precast Manufacturing and Storage Facility." Ms. Spencer seconded the motion. The motion passed on the following vote: Ayes – Ballance, Byrd, Collier, Davis, and Spencer; Nays – None; Absent or Not Voting – None.

CLERK'S NOTE: A copy of "Resolution To Support The Far Creek LLC Site Located In Engelhard For The Bonner Bridge Precast Manufacturing And Storage Facility" is attached herewith as Exhibit B and incorporated herein by reference.

Other Matters:

Budget Amendments

County Manager Carl Classen reported to the Board that in accordance with the FY2009-10 Budget Ordinance several budget transfers were made administratively and he requested approval of the following:

- A. **Health Department:** \$3,250; increase in State Fund for Family Planning services. This transfer will increase the overall budget for Family Planning.
- B. **Health Department:** \$8,000; transferring funds from CAP Program line to PCS Program line. This transfer will not increase the overall budget for the CAP/PCS Program.

- C. **Health Department: \$1,882.56**; second performance-based distribution for FY2008-09. This transfer will increase the overall budget for Health – Food and Lodging.

Commissioner Byrd moved to approve budget amendments as presented by County Manager Carl Classen. Ms. Spencer seconded the motion. The motion passed on the following vote: Ayes – Ballance, Byrd, Collier, Davis, and Spencer. Nays – None; Absent or Not Voting – None.

2010 Board of Equalization & Review Dates

In accordance with GS 105-322(e) each year the Board of Equalization and Review shall hold its first meeting not earlier than the first Monday in April and not later than the first Monday in May. In years in which a county does not conduct a real property revaluation, the board shall complete its duties on or before the third Monday following its first meeting unless, in its opinion, a longer period of time is necessary or expedient to a proper execution of its responsibilities.

In order that proper advertisement of the dates might be accomplished the Board should establish the dates for the 2010 Board of Equalization and Review. It is required that a quorum is present for these meetings and these meetings cannot be held in conjunction with other meetings.

Chairman Davis moved to convene the Board of Equalization and Review at 6:30 PM on Monday, April 5, 2010 to receive the Tax Administrator report; recess; then, reconvene the meeting at 5:30 PM on Monday, April 19, 2010; complete and adjourn the meeting. Ms. Spencer seconded the motion. The motion passed on the following vote: Ayes – Ballance, Byrd, Collier, Davis, and Spencer. Nays – None; Absent or Not Voting – None.

East Carolina Behavioral Health (ECBH-LME)

Chairman Davis moved to hold Public Hearing for dissolving Albemarle Mental Health and becoming part of East Carolina Behavioral Health (ECBH) on Monday, April 5, 2010 at 7:00 PM or as soon thereafter as the Agenda allows. Mr. Ballance seconded the motion. The motion passed on the following vote: Ayes – Ballance, Byrd, Collier, Davis, and Spencer. Nays – None; Absent or Not Voting – None.

Back-up Attorney – Board of Health

Health Director Wesley P. Smith requested approval of the Hyde County Board of Commissioners to retain James B. Hicks, Jr. as back-up attorney to the Hyde County Board of Health. Mr. Hicks is an attorney with the firm of Sumrell, Sugg, Charmichael, Hicks & Hart, PA, of New Bern, NC. He has provided Board of Health training on public health legal issues to over 20 North Carolina counties, including board training at the December 22nd Board of Health meeting.

Presently the Health Department utilizes Mr. Sid Hassell, Jr., Hyde County Attorney, for legal issues that come before the Board of Health. However, the Health Board wanted to insure they had access to legal advice in the event a conflict of interest arose with the County Attorney. A good example would be a public health issue involving the Engelhard Sanitary District, which also retains Mr. Hassell as its attorney.

The need to retain Mr. Hicks would be infrequent, and would not require an increase in the Health Department's budget.

No action taken.

Mattamuskeet Lodge Sewer Project – Hobbs, Upchurch & Assoc., P. A. – Grant Invoices

County Manager Carl Classen discussed two long-standing invoices from Hobbs, Upchurch & Associates related to grant work on the Mattamuskeet Lodge Sewer Project. These invoices were not covered under the existing (and current) contract with Hobbs, Upchurch so staff could not pay them. The invoices total \$12,225 and represent additional work on grant applications related to the Mattamuskeet Sewer Project but not included in the original (and existing) agreement with Hobbs Upchurch. The County Manager has spoken with Mr. Fred Hobbs and was told that the amount of the invoices would be reduced from the inspections and administration portion of the contract.

No action taken.

Swan Quarter Dike Project – Phase XIII NRCS Project Agreement

Chairman Davis moved to hold over discussion of Swan Quarter Dike Project – Phase XIII NRCS Project Agreement until the April 5 Board meeting. Mr. Byrd seconded the motion. The motion passed on the following vote: Ayes – Ballance, Byrd, Collier, Davis, and Spencer. Nays – None; Absent or Not Voting – None.

Hearing no objection, County Manager Carl Classen will pursue a project inspector to oversee Phase XIII of Swan Quarter Dike project.

Approval of Contract for Consultant Services for CDBG-SBEA Grant Administration

Contract for Consultant Services has been prepared by Holland Consulting Planners, Inc. and sent to County Attorney Sid Hassell for review by the March 15, 2010 Commissioner’s Meeting. A letter was also sent to DCA for approval of a sole-source contract with Holland Consulting Planners, Inc. as Hyde County advertised twice and the only proposal presented was from Holland Consulting Planners, Inc.

Commissioner Spencer moved to approve the Contract for Consultant Services from Holland Consulting Planners, Inc. for the CDBG-SBEA 2009 Grant Administration contingent upon modifications to document language on Page 3 – line 31 - 33 stating *amendment shall be signed by both parties before such services are rendered which shall provide for payment to the Consultant by the County for those additional specified services in an amount equal to the expenses incurred in connection with the rendering of such services.* and Page 4 – lines 30 – 34 stating *County can demonstrate that such expenditure resulted directly from the errors or omissions of the Consultant, and not the errors or omissions of the County, its officials, agents, employees or some third party;* and, that DCA approves the Non-Competitive Negotiation Letter. Mr. Byrd seconded the motion. The motion passed on the following vote: Ayes – Ballance, Byrd, Collier, Davis, and Spencer. Nays – None; Absent or Not Voting – None.

FY2009 CDBG-SBEA Policies

Policies must be approved specifically for each CDBG Grant program. They address the project financial management as well as plans and policies for citizen participation and fair housing. Additionally, they establish guidelines for hiring local firms (Section 3), equal employment, procurement of services, and code of conduct for officers, employees, and agents.

Commissioner Byrd moved to adopt Resolution referencing the FY2009 CDBG-SBEA Policies as recommended. Ms. Spencer seconded the motion. The motion passed on the following vote: Ayes – Ballance, Byrd, Collier, Davis, and Spencer. Nays – None; Absent or Not Voting – None.

CLERK’S NOTE: A copy of “Resolution Approving Administrative Guidelines and Policies for The FY2009 Community Development Block Grant (CDBG) Small Business Entrepreneurial Assistance (SBEA) Program” is attached herewith as Exhibit C and incorporated herein by reference.

Contract Award

Six bids were received for the rehabilitation of 12526 North Lake Road funded by the FY2009 CDBG-Recovery Project.

<u>Contractors</u>	<u>Bids</u>
East Coast Construction	\$30,340.00
William (Billy) Earp & Son Construction	\$29,650.00
RCI Custom Co., Inc.	\$53,281.76
Gilbert Everett Builders	\$40,270.00
AWW – Home Repair	\$39,010.00
B & B Construction	\$41,440.00

Commissioner Ballance moved to award the contract to Billy Earp and Son Construction of \$29,650. Ms. Spencer seconded the motion. The motion passed on the following vote: Ayes – Ballance, Byrd, Collier, Davis, and Spencer. Nays – None; Absent or Not Voting – None.

ORV Draft Environmental Impact Statement

Materials regarding the Off Road Vehicle (ORV) Draft Environmental Impact Statement (DEIS) for Cape Hatteras Seashore were recently released by the National Park Service (NPS).

Chairman Davis will contact Dare County Board Chairman Warren Judge and give report on April 5. Mr. Davis encouraged citizens to submit comments to the National Park Service (NPS).

Sheriff's Office – Fill Vacancy

Commissioner Spencer moved to authorize Sheriff Mason to fill a vacancy for Deputy Sheriff based on the mainland in accordance with the FY2009-10 Budget Resolution. Mr. Ballance seconded the motion. The motion passed on the following vote: Ayes – Ballance, Byrd, Collier, Davis, and Spencer. Nays – None; Absent or Not Voting – None.

Swan Quarter STEP – Streetscape Project – Second Street

One of the Swan Quarter STEP projects is a streetscape project. One element of that effort has been to identify a better parking arrangement near the Government Center. On March 2, the Swan Quarter Service Group reviewed parking options along Second Street. This issue became acute when someone visiting the Government Center tripped on one of the cinder blocks put out by adjacent residents and suffered major injuries.

Ben Cahoon of Cahoon & Kasten is assisting the County and the Swan Quarter Service Group on the Streetscape Project and wrote the following in a March 9 email to the County Manager:

Yesterday afternoon I measured the right of way and placed three red flags on the residential side of Second Street. There is a tree near the Main Street intersection and the RW line is near the center of its trunk. There are some iron rods further back toward the Lodge, and they are near the RW line. This was obviously not a survey, but I doubt I was more than a few inches off. As I think you will be able to see, most of the concrete blocks are (as of yesterday) in the RW, not on private property. After some discussion the Service Group seemed to favor the diagonal parking arrangement I sent you. However, they are very concerned about how the property owners feel and anticipate/hope that there will be a DOT hearing prior to any improvements. They are concerned that the owners won't like having the cars parked on their side. (I didn't bring up the security issue.) However, they came to realize that if the diagonal parking was on the Courthouse side, unless there was a curb or fence, people would also continue to park off the pavement on the residential side and at that point really would be in people's yards!

Commissioners Byrd and Spencer asked about possibly adding more parking spaces on Oyster Creek Road. Hearing no objection, Chairman Davis asked the County Manager to discuss this idea with Swan Quarter Service Group and report back to the Board.

Qualified School Construction Bonds (QSCB)

County Manager Carl Classen reported that on March 4, the County received proposals for the \$3 million Qualified School Construction Bond (QSCB). Only one proposal was received, from BB&T, and it included a supplementary rate of 2.17%. This is being reviewed with the Local Government Commission and the Bond Counsel.

Commissioner Byrd moved to accept bids on the \$3 million Qualified School Construction Bond (QSCB). Mr. Ballance seconded the motion. The motion passed on the following vote: Ayes – Ballance, Byrd, Collier, and Spencer. Nays – Davis; Absent or Not Voting – None.

Swan Quarter Dike Maintenance Plan

Following action at the March 1 meeting, staff advertised for proposals (RFP) to develop a maintenance plan for the Swan Quarter Dike. Proposals were due on March 10.

Because a mistake was found in the advertisement, the RFP was re-advertised and the contract award held over to April 5.

Occupancy Tax – Mainland – Tourism Website RFP

Alice Keeney, Economic Developer/Planner, was able to secure a \$5,000 matching grant for a tourism site focused on Mainland Hyde County. The Mainland Occupancy Tax Board recommended and the Commissioners included \$5,000 in the FY2009-10 budget for a Mainland tourism website.

On March 12, the County Manager met with the Chairman of the Mainland Occupancy Tax Board to discuss elements of a mainland-focused tourism website and development of a request for proposal (RFP).

Commissioner Spencer moved to authorize the County Manager to solicit and review proposals (RFP's) for development of a website focus on enhancing Mainland tourism. Mr. Davis seconded the motion. The motion passed on the following vote: Ayes – Ballance, Byrd, Collier, Davis, and Spencer. Nays – None; Absent or Not Voting – None.

East Carolina Behavioral Health (ECBH-LME)

The NC Division of Medical Assistance and Mental Health, Developmental Disabilities and Substance Abuse Services State CFAC Presentation 1915 b/c Waiver Entity Project – January 14, 2010 and a draft letter of support of ECBH applying to operate the Medicaid funded behavioral health services for Hyde County is held over to April 5.

County Commissioners Reports:

Commissioner Ballance agrees that a Noise Ordinance on Ocracoke needs to be addressed, likely similar to communities with acceptable noise decibels.

Commissioner Spencer reported that Hyde County School Superintendent Gregg Todd will hold another mainland meeting to allow citizens to review the School Building Project plans. Ms. Spencer attended the Greater Hyde County Chamber of Commerce Issues Luncheon and the Agricultural Extension quarterly meeting. She reported that money is needed for 4-H and asked the Board to appropriate money for Hyde County 4-H programs.

Commissioner Byrd agrees that a Noise Ordinance is needed on Ocracoke. Mr. Byrd also attended the Greater Hyde County Chamber of Commerce Issues Luncheon.

No other Board or Committee reports were offered so Chairman Davis continued with the Agenda.

County Manager's Report:

County Manager Carl Classen reported on various projects underway in the County and on other issues, including the following:

Sunshine List: The County Manager has been working with the Clerk to formalize the list of recipients receiving Hyde County public notices. Numerous local governments call this list a "Sunshine List." This is a list of all those persons who wish to receive electronic notification (typically email) of Hyde County public notices. Use of the Sunshine List will begin this week.

Animal Control Services: The County Manager will distribute a memorandum prior to the implementing transfer of animal control services to the Health Department. The memorandum has been discussed on several occasions with the Health Director and the current contract animal control officer. The County has begun the operational transfer to the Health Department but full transfer would not occur until July 1, 2010 (new budget year). The County Manager will refer the memorandum to the Health Board for their review and comment asking their input and suggestions. The matter will then come back before the Commissioners for review and action.

Mental Health Services: A meeting of the Social Services Director, Health Director, Sheriff, and Clerk of Court is being scheduled for mid- to late-March with an ECBH representative moving forward on issues raised at the March 1 Commissioners meeting. The County Manager is preparing

materials for the required public hearing on removing Hyde County from – and dissolution of – Albemarle Mental Health Center (AMHC) Local Management Entity (LME) in conjunction with the April 5, 2010 County Commissioners meeting.

Swan Quarter Dike Project: In 2002, the County Commissioners established the Hyde County Service Control District, which was created under the county service district laws. County Attorney Sid Hassell found a Resolution creating the District. Report will be given at the April 5 Commissioners meeting.

Beaufort/Hyde Arts Council – Mainland Committee Public Art Project: On March 10, the County Manager met with Alison Ellis, who made a presentation to the Commissioners regarding an offer to place a piece of stained glass artwork in the Government Center. The stained glass art will be located over the entrance to the Government Center, be sized to fill the window above the front door entrance, and be permanently installed. The County Manager made only the following request: If an aspect of the Mainland or Ocracoke is depicted, that a depiction of an aspect from the other be included. A sketch of the proposed stained glass art will be submitted to the Commissioners for their review in mid-April and, if approved, the work should be completed and ready for installation by late May or early June.

Other packet material for Commissioners review included: Mattamuskeet Lodge Sewer Project; Hyde County Airport – Engelhard; Domestic Violence/Sexual Assault Services; Comments Period on NC 12 Improvement Environmental Assessment; Ocracoke One-Stop Voting on April 24; and, letter from Thomas Tharps.

County Manager Report – Department Monthly Reports

Monthly reports form the following departments or functions:

<u>Report Dated</u>	<u>Department/Functions</u>
February 28, 2010	Finance Office – Revenues and Expenditures
February 28, 2010	Finance Office – Sales Tax and Occupancy Taxes
January & February, 2010	Emergency Services
February 28, 2010	Tax Office – Tax Collection Report
January & February, 2010	Mattamuskeet Senior Center
February 28, 2010	Register of Deeds
February 28, 2010	Health Department

There being no further business to come before the Board, Commissioner Byrd moved to adjourn the meeting. Mr. Davis seconded the motion. The motion passed on the following vote: Ayes – Ballance, Byrd, Collier, Davis, and Spencer; Nays – None; Absent or Not Voting – None.

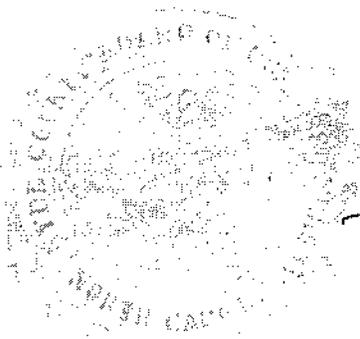
The meeting adjourned at 10:15 PM.

Respectfully submitted:

Minutes approved on the 5th day of April, 2010.



Lois Stotesberry, Clerk - Hyde County Board of Commissioners





Tom Davis, Chairman - Hyde County Board of Commissioners

Attachments:

Exhibit A – *“Resolution Of The Hyde County Board of Commissioners In Support of Broadband Access In Unserved And Underserved Areas Within North Carolina Counties”*

Exhibit B – *“Resolution To Support The Far Creek LLC Site Located In Engelhard For The Bonner Bridge Precast Manufacturing And Storage Facility”*

Exhibit C – *“Resolution Approving Administrative Guidelines and Policies for The FY2009 Community Development Block Grant (CDBG) Small Business Entrepreneurial Assistance (SBEA) Program”*