

Hyde County Board of Commissioners' Meeting
May 21, 2007
Minutes

The Regular Meeting of the Hyde County Board of Commissioners was called to order by Chairman Charles Ray Spencer on May 21, 2007 at 7:00 PM in the Ocracoke School Gymnasium. Board Members present were Charles Spencer, Chair; Tom Davis; Alice Armstrong; Gene Ballance; and Barry Swindell.

Also present were Carl Classen, Interim County Manager and Sid Hassell, County Attorney.

Chairman Spencer called the meeting to order.

Approval of Agenda

After consideration, Mr. Davis moved to approve the agenda as amended, to which Mr. Swindell seconded. Hearing no further discussion, Chairman Spencer called for a vote. The motion passed upon the following vote: Aye – Commissioners Armstrong, Balance, Davis, Swindell, and Chairman Spencer; No – None; Absent or Not Voting –None.

Approval of Minutes April 16, 2007

After consideration of amendments by Chairman Spencer, Mr. Davis moved to approve the minutes of the May 7, 2007 Board of Commissioners Regular Meetings as submitted by the Clerk, to which Mr. Swindell seconded. Hearing no further discussion, Chairman Spencer called for a vote. The motion passed upon the following vote: Aye – Commissioners Armstrong, Ballance, Davis, Swindell, and Chairman Spencer; No – None; Absent or Not Voting - None.

Public Comments

Chairman Spencer asked for any comments from the public. Comments were received as follows: Greg Todd spoke on the budget request for the School Board. Fred Westvelt requested Commissioners speak in mics and minutes published prior to meeting. Leslie Lanier inquired into status of Old Courthouse and use of jail. Robin Payne thanked Commissioners for approving Revolving Loan for Ocracoke Fish House. Hearing no further comments, Chairman Spencer continued with the agenda.

Resolution In Support of an Act to Direct the Secretary of the Interior to Conduct a Study of the Suitability and Feasibility of Establishing the Northeastern North Carolina Heritage Area in North Carolina

Mr. Swindell moved to adopt the Resolution In Support of an Act to Direct the Secretary of the Interior to Conduct a Study of the Suitability and Feasibility of Establishing the Northeastern North Carolina Heritage Area in North Carolina and to submit to Senator Basnight and Representative Spear, to which Mr. Ballance seconded. Hearing no further discussion, Chairman Spencer called for a vote. The motion failed upon the

following vote: Aye – Commissioners Ballance and Swindell; No – Commissioners Armstrong, Davis and Chairman Spencer; Absent or Not Voting – None.

Letter in Support of Funding For Completion of Swan Quarter Dike Project

Mr. Davis moved to approve sending a Letter in Support of Funding For Completion of Swan Quarter Dike Project to Hyde County Representatives, to which Mr. Swindell seconded. Hearing no further discussion, Chairman Spencer called for a vote. The motion passed upon the following vote: Aye – Commissioners Armstrong, Ballance, Davis, Swindell, and Chairman Spencer; No – None; Absent or Not Voting – None.

Resolution In Support of House Bill 262 and Senate Bill 238, Legislation That Provides Necessary, Additional Funds for and Improves Eligibility of Fire Department for Statewide Grants

Ms. Armstrong moved to adopt the Resolution In Support of House Bill 262 and Senate Bill 238, Legislation That Provides Necessary, Additional Funds for and Improves Eligibility of Fire Department for Statewide Grants and to send to Senator Basnight and Representative Spear, to which Mr. Davis seconded. Hearing no further discussion, Chairman Spencer called for a vote. The motion passed upon the following vote: Aye – Commissioners Armstrong, Ballance, Davis, Swindell, and Chairman Spencer; No – None; Absent or Not Voting – None.

CLERK’S NOTE: A copy of the approved Resolution is attached to these minutes as Exhibit A and incorporated herein by reference.

Ocracoke Burning Ban Revision of Hyde County Ordinance #113

Mr. Davis moved to table the Ocracoke Burning Ban Revision of Hyde County Ordinance #113 until Mr. Ballance and Interim County Manager conduct a meeting on Ocracoke to receive public comments, to which Mr. Ballance seconded. Hearing no further discussion, Chairman Spencer called for a vote. The motion passed upon the following vote: Aye – Commissioners Armstrong, Ballance, Davis, Swindell, and Chairman Spencer; No – None; Absent or Not Voting – None.

Appointments – Ocracoke Development Ordinance Planning Advisory Board

After discussion, Mr. Ballance moved to make appointments to the Ocracoke Development Ordinance Planning Advisory Board as follows: One year terms – Seat A) Leonard Meeker and Seat B) B. J. Oelscglegel; two year terms – Seat C) Bill Gaskill and Seat D) Jerry Midgett; and three year terms – Seat E) Van O’Neal, Seat F) Susse Wright and Seat G) Kirby Vanlandingham, to which Ms. Armstrong seconded. Hearing no further discussion, Chairman Spencer called for a vote. The motion passed upon the following vote: Aye – Commissioners Armstrong, Ballance, Davis, Swindell, and Chairman Spencer; No – None; Absent or Not Voting – None.

Appointments -- Ocracoke Development Ordinance Board of Adjustments

Issue was table until June 4, 2007. Current Board members will continue serving until such time as replacements have been appointed.

Appointments -- Ocracoke Airport Advisory Board

Mr. Ballance moved create the Ocracoke Airport Advisory Committee with five members as follows: One Year Term Phil Platt, two year terms Byron Miller and George Chamberlain; three year term Michael Burnette and Earl O'Neal, Chair, to which Barry Swindell seconded. Hearing no further discussion, Chairman Spencer called for a vote. The motion passed upon the following vote: Aye – Commissioners Armstrong, Ballance, Davis, Swindell, and Chairman Spencer; No – None; Absent or Not Voting – None.

Budget Revisions and Transfers

After discussion, Ms. Armstrong moved to approve the Budget Revisions and Transfers as submitted, to which Mr. Swindell seconded. Hearing no further discussion, Chairman Spencer called for a vote. The motion passed upon the following vote: Aye – Commissioners Armstrong, Ballance, Davis, Swindell, and Chairman Spencer; No – None; Absent or Not Voting – None.

CLERK'S NOTE: A copy of the approved budget amendments are attached to these minutes as Exhibit B and incorporated herein by reference.

Annual Participation Agreement to Join the NC Counties Liability & Property Joint Risk Management Agency

Mr. Davis moved to approve the Annual Participation Agreement to Join the NC Counties Liability & Property Joint Risk Management Agency, to which Ms. Armstrong seconded. Hearing no further discussion, Chairman Spencer called for a vote. The motion passed upon the following vote: Aye – Commissioners Armstrong, Ballance, Davis, Swindell, and Chairman Spencer; No – None; Absent or Not Voting – None

Annual Participation Agreement to Join the NC ACC Joint Risk Management Agency Worker's Compensation Fund

Mr. Davis moved to approve the Annual Participation Agreement to Join the NC ACC Joint Risk Management Agency Worker's Compensation Fund, to which Ms. Armstrong seconded. Hearing no further discussion, Chairman Spencer called for a vote. The motion passed upon the following vote: Aye – Commissioners Armstrong, Ballance, Davis, Swindell, and Chairman Spencer; No – None; Absent or Not Voting – None

Pittard, Perry & Crone 2006/07 Audit Contract

Mr. Davis moved to approve the Pittard, Perry & Crone 2006/07 Audit Contract and submit to the Local Government Commission, to which Mr. Swindell seconded. Hearing no further discussion, Chairman Spencer called for a vote. The motion passed upon the following vote: Aye – Commissioners Armstrong, Ballance, Davis, Swindell, and Chairman Spencer; No – None; Absent or Not Voting – None. Request for Proposal will be submitted for 2008/09.

Lease Agreement for Disaster Temporary Debris Sites

Mr. Davis moved to approve the sample contract for Disaster Temporary Debris Sites contingent upon review by County Attorney, for it to be included in the Debris Management Plan being written by the Emergency Management Department; and to authorize the County Manager to execute such agreements as necessary from time to time, to which Mr. Swindell seconded. Hearing no further discussion, Chairman Spencer called for a vote. The motion passed upon the following vote: Aye – Commissioners Armstrong, Ballance, Davis, Swindell, and Chairman Spencer; No – None; Absent or Not Voting – None

Commissioners' Reports

None

Manager's Business

FY 2007/08 Budget Presentation: Interim County Manager Carl Classen presented the 2007/08 Budget.

Hydeland Canal Repair Project: Mr. Davis moved to approve budget amendment in the amount of \$7,200 to install the aluminum pipe and flap gate, plus a 10% contingency, with revenues coming from the Unappropriated Reserve of the West Quarter/Double Bay Special Flood District for the Hydeland Canal Repair Project, and to authorize the County Manager to execute such agreements as necessary, to which Mr. Swindell seconded. Hearing no further discussion, Chairman Spencer called for a vote. The motion passed upon the following vote: Aye – Commissioners Armstrong, Ballance, Davis, Swindell, and Chairman Spencer; No – None; Absent or Not Voting – None

Subdivision Applications: Mr. Davis moved the following regarding Subdivision Applications: direct that staff not place on the Commissioners agenda for consideration any application that is incomplete or where the proposal is not in substantial compliance with the Hyde County Subdivision Ordinance unless such applicant has stated in writing beforehand the application is for variance and the facts/reasons for the variance and direct staff that no application submitted under the Hyde County Subdivision Ordinance shall be considered by the Board of Commissioners unless ten (10) identical copies are submitted to a Platt Review Officer not less than five business days prior to the meeting at which the applicant desires the application to be considered, to which Mr. Ballance seconded. Hearing no further discussion, Chairman Spencer called for a vote. The motion passed upon the following vote: Aye – Commissioners Armstrong, Ballance, Davis, Swindell, and Chairman Spencer; No – None; Absent or Not Voting – None. Interim County Manager Carl Classen was requested to streamline procedures for minor subdivisions.

Hyde County Economic Development Strategic Plan 2007: Mr. Davis moved to accept the Hyde County 21st Century Economic Development Strategic Plan and send letters of thanks with copies of the plan from

Chairman of the Commissioners to the many committee members who participated in the development of the plan.

Adjournment

The meeting adjourned.

Submitted by:

Connie Burleson, Clerk to the Board of Commissioners

Approved this 4th day of June, 2007:

Charles Spencer, Chairman,
Hyde County Board of Commissioners

--- Exhibits begin on the next page ---

Exhibit B

MEETING DATE

05 21 2007

(FO USE) IDT #	DEPARTMENT	ACCOUNT #	LINE ITEM ACCOUNT NAME / EXPLANATION	DEBIT	CREDIT
	Health	105960.1400	Travel	\$ 500	
		105960.7400	Equipment	\$3,000	
		103480.0004	Child Health – State		\$3,500
			Received additional state funding to provide a scholarship for staff to attend annual child health update and to purchase 2 computers, software, and/or printers in order for agency to meet pending state information exchange projects		
	Solid Waste	105750.1500	Site Improvements Ocracoke		\$3,000
		105750.2200	Ocracoke Service Dare Co		\$4,484.20
		105750.2600	Advertising		\$400
		105750.4522	White Good Disposal		\$2,000
		105750.7400	Equipment		\$1,000
		105750.2141	Dump Maintenance	\$6,000	
		105750.0500	FICA	\$870	
		105750.0600	Group Insurance	\$2,085	
		105750.0700	Retirement	\$620	
		105750.2501	Disposal Fees Ocracoke	\$29,250	
		105750.4525	Fuel Adjustment	\$7,000	
		103990.0000	Fund Balance Appropriated		\$34,940.80
			To Cover Expenditures thru end of Fiscal Year		
	Sheriff	105100.7425	Equipment- Capital Outlay	\$24,185	
		105100.0200	Salaries Law Officers		\$24,185
	Water	608100.2600	Advertising		\$1,000
		608100.3400	Chemicals		\$7,000
		608100.5300	Dues, Subscriptions, Permits		\$1,000
		608100.3200	Office Supplies		\$1,000
		608100.7425	Equipment Cap Outlay		\$10,000
		608100.7401	Capital Improvements		\$3,000
		608100.1500	Maintenance & Repair Distribution	\$3,000	
		608100.1501	Maintenance & Repair Production	\$4,000	
		608100.1300	Utilities	\$13,000	
		608100.7400	Equipment	\$3,000	
		608100.0700	Retirement Expense	\$200	
			To Cover Expenditures thru end of Fiscal Year		
	Health Family Planning	105950.4600	Medical Supplies	\$1,154	
		103480.0003	Family Planning – DPH		\$1,154
			DPH Family Planning Title X one time bonus Funds to be used to purchase contraceptives		
	Health Immunization Action	105870.7400	Equipment	\$1,515	
		103480.0038	Immunization Action – DPH Initiative		\$1,515
			Division of Public Health Immunization Meningitis initiative funds received and budgeted in equipment to purchase an immunization fridge/freezer		