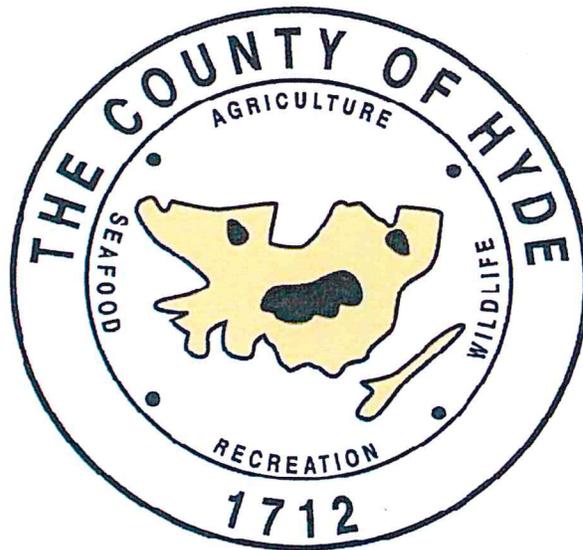


HYDE COUNTY BOARD OF COMMISSIONERS



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: May 4, 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: May 4, 2015
Presenter: Chairman Barry Swindell
Attachment: Yes

ITEM TITLE: CONSIDERATION OF AGENDA

SUMMARY: Attached is the proposed Agenda for the May 4, 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

HYDE COUNTY BOARD OF COMMISSIONERS' MEETING

MONDAY, MAY 4, 2015 – 6:00 PM

CALL TO ORDER

OPENING

CONSIDERATION OF AGENDA

CONSIDERATION OF MINUTES

- 1) April 6, 2015 – Regular Meeting Minutes

PUBLIC HEARINGS (none)

PRESENTATIONS

- 1) NCDOT Maintenance Budget – 3 Year Resurfacing and Treatment Plan
..... Sterling Baker, PE, Division One Maintenance Engineer

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

ITEMS OF CONSIDERATION

1) Proclamation

- a) Older Americans Month 2015Mgr. Rich

2) Resolutions

- a) Resolution to Support HR1288 WWII Merchant Mariner Service Act Mgr. Rich
- b) Resolution Approving Northeastern Workforce Development Consortium Agreement Mgr. Rich

3) Appointment

- a) Consortium for Workforce Innovation and Opportunity Act (WIOA) Mgr. Rich
- b) ECBH Central Regional Advisory Board – Commissioner & Representative ...Mgr. Rich

4) Hyde County FY2015-2016 Mgr. Rich

- a) State of the County Message
- b) FY2015-2016 Budget Update
- c) Spending Freeze

5) Storm Evacuations – EOP - Ocracoke Deputy Control Group Justin Gibbs

6) Ocracoke Occupancy Tax Board Meeting Minutes/Recommendations Mgr. Rich

7) Hyde County Utilities Rules and Regulations Revision Clint Berry

8) Engelhard Sanitary District Billing Clint Berry

9) 2015 Community Waste Reduction and Recycling Grant Clint Berry

10) Hyde County Water Line Extension Clint Berry

11) Insurance Update Tammy Blake

12) Ocracoke EMS Station Mgr. Rich

13) Sunday Hunting Mgr. Rich

14) Commissioner’s Topics for DiscussionComm. Fletcher

- a) Hatteras Ferry Runs
- b) North Carolina Driver’s Licenses for Ocracoke Summer Workers
- c) Day Pass for Beach
- d) Sales Tax Resolution

BUDGET MATTERS

Reversal

- 1) BR16-15 – Health Immunization Action Plan (reversal)
- 2) Planning – Printing & Promotions (reversal)

Planning

- 3) Planning – Travel & Printing & Promotions

Finance

- 4) Finance – Fiscal Year End Journal Entries – Various Departments
- 5) Finance – Fiscal Year End Journal Entries – Register of Deeds
- 6) Finance – Fiscal Year End Journal Entries – Maintenance

Health

- 7) BR41-15 – Health – Maternal Health – Postage
- 8) BR42-15 – Health – WIC – Postage
- 9) BR43-15 – Health – Home Health – Physical Therapy
- 10)BR44-15 – Health – PDL – Trainings Delivered to Established Community Educators
- 11)BR45-15 – Health – Health Promotion – Prescription Drug Disposal

Social Services

- 12)DSS – Gas/Oil/Tires – Until Fiscal Year End
- 13)DSS – Equipment – Repairs
- 14)DSS – Utilities – Until Fiscal Year End
- 15)DSS – Overpayment

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. Manager’s calendar attached.

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 (requires signature)
- 2) Finance Department
- 3) Hyde County DSS
- 4) Human Resources

Informational Items

- 1) 2014 Annual Drinking Water Quality Report – Hyde County Water System
- 2) Viola Williams – Resignation Letter
- 3) Senator Bill Cook – Letter Regarding Repararian Buffers
- 4) NCACC One-time Dividend Payment to Hyde County
- 5) Tyrrell County – Resolution In Opposition of Laws Allowing Hunting On Sunday
- 6) Scotland County – Resolution Requesting that the NC General Assembly Remove Part 35, Section 35.1 Date of Presidential Primary from House Bill 589
- 7) Scotland County – Resolution Requesting that the North Carolina State Legislature Develop a Jobs Incentive Program Geared Toward Tier I Counties
- 8) Yadkin County – Resolution Supporting Legislation to Provide Flexibility to Local School Districts to Align Public School and Community College Calendars
- 9) Transylvania County – Proclamation – National Day of Prayer 2015
- 10) Moore County – Resolution Requesting the NCACC to Advocate That The NC General Assembly Amend NCGS §153A-15 to Apply to All Counties
- 11) News Article – Island EMS Commended

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

Meeting Date: May 4, 2015
Presenter: Lois Stotesberry, Clerk
Attachment: Yes

ITEM TITLE: CONSIDERATION OF MINUTES

SUMMARY: Attached are the April 6, 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 **Special Meeting Minutes**

2 **Joint Board of Education and Board of County Commissioners**
3 **Hyde County**

4
5 **Monday, April 6, 2015**

6
7 Following the Hyde County Board of Equalization & Review Meeting from 4:00pm until 6:00pm,
8 Hyde County Board of Education Chairman Thomas Whitaker opened the Joint Meeting with Hyde
9 County Board of Commissioners at 6:00pm on Monday, April 6, 2015, in the Hyde County
10 Government Center, Multi-Use Room, and the Ocracoke School Commons Room using electronic
11 conferencing equipment.

12 The following Board of Education members were present on the mainland – Chairman Thomas
13 Whitaker; Board members Myra Chandler, Aletta Cox, and Randy Etheridge; Superintendent Dr.
14 Randolph Latimore and Finance Officer Kenneth Chilcoat. Board Member David Tolson attended on
15 Ocracoke.

16 The following Board of County Commissioners members were present on the mainland – Chairman
17 Barry Swindell, Vice Chairman Earl Pugh, Jr., Commissioners Dick Tunnell and Ben Simmons,
18 Attorney Fred Holscher; County Manager Bill Rich; Clerk to the Board Lois Stotesberry; and,
19 members of the public. Commissioner John Fletcher and Public Information Officer Sarah Johnson
20 were present on Ocracoke along with members of the public.

21 Following opening prayer by Board of Education Chairman Thomas Whitaker and pledge of allegiance
22 the meeting was called to order.

23 **FY2015 – 2016 Hyde County Board of Education Budget**

24 Dr. Randolph Latimore, Superintendent, Hyde County Board of Education, presented budget requests
25 for local revenue for consideration of full funding for the 2015/2016 school year. The FY2015 – 2016
26 Board of Education local revenue budget was approved by the Board of Commissioners on March 16,
27 2015. The request for funding from local revenue does reflect a restoration of local revenue to the
28 2009 appropriation plus \$3,518,00. Dr. Latimore reported the needs of the public schools of Hyde
29 County are not diminishing while overall revenue from the State and Federal government has been on
30 a decrease.

31
32 Dr. Latimore and Kenneth Chilcoat explained the major backdrops for the requests for the restoration
33 of funding to \$3,518.00 more than the 2009 local appropriations are: (1) requests from citizens and the
34 desire of the Board of Education for the restoration of the art program at both campuses - \$119,402.00,
35 (2) allocation of funds to support the development of the Ocracoke ballpark used by Ocracoke School
36 students - \$10,000.00, and (3) funding for drivers education which is now required by GS 115C-216 -
37 \$10,398.00. Due to reduction in e-Rate funding, local revenue will be readjusted to help off-set that
38 decrease. Additionally, in order to maintain the part-time custodial position at Ocracoke School, local
39 funding will be reallocated to maintain that needed position. The total local revenue being requested
40 for the 2015-2016 school year is \$1,428,086.00. The local revenue appropriated for the current year is
41 \$1,288,286.00. The Board of Education is requesting the restoration of \$139,800.00 (\$119,402.00 for
42 two art positions, \$10,000.00 for support of the Ocracoke ballpark used by Ocracoke School students,
43 and \$10,398.00 for driver's education based on NCGS 115C-216). Dr. Latimore reported next year the

1 Elementary School will need two 5th Grade teachers and he may have to come back to the Board of
2 Commissioners to seek additional funding.

3

4 As reported by state testing, Ocracoke School received a grade of A; mainland Mattamuskeet
5 Elementary School received a grade of C, Mattamuskeet Early College High School received a grade
6 of D. Dr. Latimore reported Mattamuskeet Early College High School (MECHS) had a zero percent
7 dropout rate this past year.

8

9 Board of Education Chairman Thomas Whitaker thanked the Board of Commissioners for the joint
10 meeting and recommended two meetings per year in the future.

11

12 Member Randy Etheridge moved to close the Joint Board of Education and Board of Commissioner
13 meeting. Aletta Cox seconded the motion. The motion passed unanimously.

14

15

Regular Meeting Minutes

16

**Board of County Commissioners
Hyde County**

17

18

19

Monday, April 6, 2015

20 Chairman Barry Swindell called the Regular Meeting of the Hyde County Board of Commissioners to
21 order at 6:40pm on Monday, April 6, 2015, in the Hyde County Government Center, Multi-Use Room,
22 and the Ocracoke School Commons Room using electronic conferencing equipment.

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

26 The following members were present on Ocracoke: Commissioner John Fletcher, Public Information
27 Officer Sarah Johnson and members of the public.

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

30 **Agenda:**

31 Chairman Swindell asked for changes to the April 6, 2015 Meeting Agenda.

32 Commissioner Fletcher moved to approve the April 6, 2015 meeting Agenda as presented by the Clerk
33 with deletion of Item of Consideration: No. 2. c. – BHM Regional Library Board Appointment and
34 addition of Items: No. 2 – Ordinance to Amend Chapter 4, Animals, Section 3-2 – Duties of Animal
35 Control Officer and Section 4-16 – Determination of a Potentially Dangerous Dog; Item No. 7 –
36 Appointment: Hyde County Emergency Operations Plan Control Group 2nd Vice Chair – Ocracoke
37 Deputy Emergency Management Coordination Bill Rich; and, Item No. 12. A. – National Park Service
38 Update. Mr. Pugh seconded the motion. The motion passed on the following vote: Ayes – Fletcher,
39 Pugh, Tunnell, Simmons and Swindell; Nays – None; Absent or not voting – None.

40

41 **Consideration of Minutes:**

1 Commissioner Pugh moved to approve the March 2, 2015 Board of Commissioners Regular Meeting
2 Minutes as presented by the Clerk with corrections on page 2 – line 45 – *the close of the fiscal year by*
3 ~~\$39,927.631~~ \$39,927,631; and, on page 8 – line 42 – Manager Rich was asked to also discuss with
4 NCDOT the speed limit signage on Sunset Road and maintenance on the road behind the new
5 Ocracoke Fire Department. Mr. Fletcher seconded the motion. The motion passed on the following
6 vote: Ayes – Fletcher, Pugh, Tunnell, Simmons and Swindell; Nays – None; Absent or not voting –
7 None.

8
9 **Public Hearing:**

10
11 **Amendment of The Hyde County Code: Article VII; Ocracoke Development Ordinance –**
12 **Section 36-172. Permit Procedure**

13 Commissioner Fletcher moved to open public hearing on Amendment of The Hyde County Code:
14 Article VII; Ocracoke Development Ordinance – Section 36-172. Permit Procedure. Mr. Simmons
15 seconded the motion. The motion passed on the following vote: Ayes – Fletcher, Pugh, Tunnell,
16 Simmons and Swindell; Nays – None; Absent or not voting – None.

17
18 Chairman Swindell called for comments from the public.

19
20 **Archie Pentz** – Ocracoke Planning Board – has discussed with Building Inspector Jerry Hardison the
21 need to get a building permit for Ocracoke on the same day as applied for and recommends deletion of
22 the 10-day waiting period.

23
24 **Tom Pahl** – Builder and former member of the Ocracoke Planning Board – would like the same
25 application requirements on Ocracoke as on the mainland.

26 Commissioner Fletcher moved to close public hearing on Amendment of The Hyde County Code:
27 Article VII; Ocracoke Development Ordinance – Section 36-172. Permit Procedure. Mr. Pugh
28 seconded the motion. The motion passed on the following vote: Ayes – Fletcher, Pugh, Tunnell,
29 Simmons and Swindell; Nays – None; Absent or not voting – None.

30 Commissioner Fletcher moved to adopt Ordinance to Amend The Hyde County Code: Article VII;
31 Ocracoke Development Ordinance – Section 36-172. Permit Procedure. Mr. Simmons seconded the
32 motion. The motion passed on the following vote: Ayes – Fletcher, Pugh, Tunnell, Simmons and
33 Swindell; Nays – None; Absent or not voting – None.

34 *Clerk's Note: A copy of "Ordinance to Amend The Hyde County Code: Article VII; Ocracoke Development*
35 *Ordinance – Section 36-172. Permit Procedure" is attached herewith as Exhibit A and incorporated herein by*
36 *reference.*

37 **An Ordinance to Amend Chapter 4. Animals, Section 3-2 – Duties of Animal Control Officer and**
38 **Section 4-16 – Determination of a Potentially Dangerous Dog**

39 Bill Rich, County Manager reported the County Health Director will transfer all duties of enforcement
40 of the state laws with regard to animals and especially with regard to dogs and cats and the
41 confinement or leashing of vicious and destructive animals to the Hyde County Sheriff. The county
42 manager will be designated as the person to hear any appeal from a determination made as to whether a
43 dog is a potentially dangerous dog.

44 Commissioner Pugh moved to adopt "An Ordinance to Amend Chapter 4. Animals, Section 3-2 –
45 Duties of Animal Control Officer and Section 4-16 – Determination of a Potentially Dangerous Dog".

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

3 *Clerk's Note: A copy of "An Ordinance to Amend Chapter 4. Animals, Section 3-2 – Duties of Animal Control Officer
4 and Section 4-16 – Determination of a Potentially Dangerous Dog" is attached herewith as Exhibit B and incorporated
5 herein by reference.*

6 **Proclamations:**

7
8 **Week of the Young Child – April 2015 and Child Abuse Prevention Month – April 2015**

9 Lisa Woolard, Beaufort/Hyde Partnership for Children, asked commissioners to proclaim April 2015
10 Child Abuse Prevention Month and April 6 – 12, 2015 Week of the Young Child.

11
12 April 6 – 12, 2015 "Week of the Young Child" in Hyde County, NC encourages all citizens to work to
13 make a good investment in early childhood.

14 Commissioner Pugh moved to proclaim April 6 – 12, 2015 "Week of the Young Child". Mr. Simmons
15 seconded the motion. The motion passed on the following vote: Ayes – Fletcher, Pugh, Tunnell,
16 Simmons and Swindell; Nays – None; Absent or not voting – None.

17 *Clerk's Note: A copy of "Proclamation – April 6 – 12, 2015 "Week of the Young Child" is attached herewith as
18 Exhibit C and incorporated herein by reference.*

19
20
21 April, 2015 "Child Abuse Prevention Month" calls upon citizens, community agencies, faith groups,
22 medical facilities, other elected leaders and business to increase their participation in efforts to support
23 families, thereby preventing child abuse and strengthening the communities in Hyde County.

24 Commissioner Fletcher moved to proclaim April, 2015 "Child Abuse Prevention Month". Mr. Tunnell
25 seconded the motion. The motion passed on the following vote: Ayes – Fletcher, Pugh, Tunnell,
26 Simmons and Swindell; Nays – None; Absent or not voting – None.

27 *Clerk's Note: A copy of "Proclamation – April, 2015 "Child Abuse Prevention Month" is attached herewith as Exhibit
28 D and incorporated herein by reference.*

29
30 Lisa Woolard thanked Manager Rich for books donated for Beaufort/Hyde Partnership for Children to
31 distribute within Hyde County during Week of the Young Child.

32
33 **Employee Recognition:**

34
35 **Employee of the Month**

36 Bill Rich, County Manager, announced the employee of the month is Justin Gibbs, Emergency
37 Management Director. Mr. Rich complimented Mr. Gibbs on his ability to handle many different
38 situations during emergencies. Mr. Gibbs spun the "Wheel of Thanks" and received a \$25 Gift
39 Certificate for Swan Quarter Supply.

40
41
42
43 **Public Comments:**

44 Chairman Swindell called for comments from the public.

45 **Peter Vankevich, Ocracoke Observer** – recommended placing a Lost & Found box on Ocracoke.

1
2 **Darlene Styron, Ocracoke** – recommended allowing Ocracoke to decide how to best appropriate
3 Ocracoke Occupancy Tax and promote tourism. She complimented Kris Noble, Planner, for work
4 done on the proposed Ocracoke Tourism Board.

5 **Resolutions:**

6
7 **Resolution In Support of Southern Flounder**

8 David Hilton, Ocracoke Working Watermen’s Association (OWWA) thanked the Chamber of
9 Commerce for the Fishermen’s forum on March 13. Mr. Hilton asked the Board of Commissioners to
10 adopt a resolution asking the NC Marine Fisheries Commission (NCFMC) to not support the NC
11 Division of Marine Fisheries (NCDMF) use of the supplement process to implement reductions of
12 southern flounder. The amendment process is the traditional process used by MCDMF to develop any
13 changes to a Fishery Management Plan (FMP). The proposed cuts in harvest will have significant
14 economic harm to OWWA fishermen, Ocracoke Seafood Company and to all Hyde County
15 communities that rely on commercial fishing income. He also asked the Board of Commissioners to
16 send a representative of Hyde County to the May NCMF meeting in New Bern.

17
18 Commissioner Fletcher moved to adopt “A Resolution Asking The NC Marine Fisheries Commission
19 (NCMFC) To Not Support The NC Division of Marine Fisheries (NCDMF) Use of The Supplement
20 Process To Implement Reductions of Southern Flounder”. Mr. Tunnell seconded the motion. The
21 motion passed on the following vote: Ayes – Fletcher, Pugh, Tunnell, Simmons and Swindell; Nays –
22 None; Absent or not voting – None.

23 *Clerk’s Note: A copy of “A Resolution Asking The NC Marine Fisheries Commission (NCMFC) To Not Support The*
24 *NC Division of Marine Fisheries (NCDMF) Use of The Supplement Process To Implement Reductions of Southern*
25 *Flounder” is attached herewith as Exhibit E and incorporated herein by reference.*

26 **NCDOT Division of Highways Request for Addition to State Maintained Secondary Road**
27 **System – Maurice Ballance Road**

28 Bill Rich, County Manager, presented request for addition of Maurice Ballance Road to the state
29 maintained secondary road system.

30
31 Commissioner Pugh moved to adopt “North Carolina Department of Transportation Division of
32 Highways Request for Addition to State Maintained Secondary Road System”. Mr. Simmons
33 seconded the motion. The motion passed on the following vote: Ayes – Fletcher, Pugh, Tunnell,
34 Simmons and Swindell; Nays – None; Absent or not voting – None.

35 *Clerk’s Note: A copy of “North Carolina Department of Transportation Division of Highways Request for Addition to*
State Maintained Secondary Road System” is attached herewith as Exhibit F and incorporated herein by reference.

36
37 **Agreement Between The Hyde County Health Department (“Health Department”) And County**
38 **of Hyde (“County”) For Use of County Grounds And Facilities**

39 David Howard, Health Director and Anna Shafer, Public Health Educator II, presented a joint use
40 agreement between the Health Department and the County to be utilized in order to ensure availability
41 of space to host wellness programming events in different county locations. Ms. Shafer has applied for
42 a relatively small grant through the Health Department from the Vidant Community Benefits Grant
43 Program to be used for organized fitness/wellness opportunities that would otherwise not be available
44 to those living and working in the County.

1 Commissioner Swindell moved to adopt “Agreement Between The Hyde County Health Department
2 (“Health Department”) And County of Hyde (“County”) For Use of County Grounds And Facilities”
3 and to sign a letter of support to be submitted with the grant application. Mr. Tunnell seconded the
4 motion. The motion passed on the following vote: Ayes – Fletcher, Pugh, Tunnell, Simmons and
5 Swindell; Nays – None; Absent or not voting – None.

6 *Clerk’s Note: A copy of “Agreement Between The Hyde County Health Department (“Health Department”) And
7 County of Hyde (“County”) For Use of County Grounds And Facilities”. is attached herewith as Exhibit G and
incorporated herein by reference.*

8 **Resolution In Opposition of Sunday Hunting**

9 Bill Rich, County Manager, presented requests for adoption of “Resolution In Opposition of Sunday
10 Hunting” in North Carolina. Mr. Rich reported legislation (Senate Bill #658 and a House Bill) will be
11 filed soon to allow Sunday hunting.

12
13 Commissioner Pugh moved to adopt “Resolution In Opposition of Sunday Hunting”. Mr. Simmons
14 seconded the motion. The motion passed on the following vote: Ayes – Fletcher, Pugh, Tunnell,
15 Simmons and Swindell; Nays – None; Absent or not voting – None.

16 *Clerk’s Note: A copy of “Resolution In Opposition of Sunday Hunting” is attached herewith as Exhibit H and
17 incorporated herein by reference.*

18 **Appointments:**

19 **Ocracoke Community Center Board**

20 Bill Rich, County Manager reported at its November 3, 2014 Board of Commissioners Meeting Doreen
21 Gaskill Robinson and Sundae Horne were appointed to serve on the Ocracoke Community Center
22 Board. Three additional vacancies need to be filled.

23
24
25 Commissioner Fletcher moved to increase the number of members on the Ocracoke Community
26 Center Board to seven. The motion died for lack of a second. Mr. Fletcher withdrew the motion.

27
28 Commissioner Fletcher moved to appoint Rocke Perez to serve a 2 year term; Bob Toth to serve a 2
29 year term; and, Candy Gaskill to serve a 1 year term on the Ocracoke Community Center Board. Mr.
30 Pugh seconded the motion. The motion passed on the following vote: Ayes – Fletcher, Pugh, Tunnell,
31 Simmons and Swindell; Nays – None; Absent or not voting – None.

32 **Appointment to U.S. Fish & Wildlife Steering Committee for Ecotourism**

33 Kris Noble, Planner, reported in January of this year, the U. S. Fish & Wildlife Service North Carolina
34 Coastal Plain Refuge Complex hosted an information meeting regarding ecotourism in northeaster
35 North Carolina and a potential future workshop titled “Balancing Nature and Commerce”.
36 Representatives from Hyde and surrounding counties attended the meeting. Based on overwhelming
37 response from participants, a full workshop will be held in the fall of this year. the USFWS has asked
38 the Chair of the Hyde County Board of Commissioners to designate representatives from Hyde County
39 to participate in a Steering Committee to assist in designing the fall workshop.

40
41
42 Commissioner Pugh moved to nominate:

43
44 **Dick Tunnell - Hyde County Board of Commissioners**
45 **Kris Cahoon Noble - Economic Development Coordinator, Hyde County**
46 **April Temple - Trust for Tomorrow**
47 **Jessica Gibbs - Hyde County Chamber of Commerce**

1 **Janet Russ - Hyde County Chamber of Commerce**
2 **Rosemary Johnson - Planning Assistant, Office of Planning/Economic Development**
3

4 Commissioner Ben Simmons seconded the motion. The motion passed on the following vote: Ayes –
5 Fletcher, Pugh, Tunnell, Simmons and Swindell; Nays – None; Absent or not voting – None.
6

7 Kris Noble will follow up with invitation to Jamin Simmons to join the Balancing Nature and
8 Commerce committee.
9

10 **Accounting Services Agreement – Andrew Harris, CPA, PLLC**

11 Bill Rich, County Manager, has offered contract to provide accounting consulting services for Hyde
12 County to Andrew Harris, CPA, PLLC.
13

14 **Accounting duties will include:**

- 15 a. Recommendations to improve internal controls of each accounting cycle
- 16 b. Provide training to the finance department staff
- 17 c. Assist with the year-end audit engagement preparing reconciliations, etc.
- 18 d. Preparation of the financial statements at year-end
- 19 e. Assist with accounting policies and procedures
- 20 f. Preparation of an accounting procedures manual for the finance department staff
- 21 g. Assist with the implementation of any accounting software
- 22 h. Assist with the annual budget and budget amendments
- 23 i. Assistance with any other finance department related duties that the County Manager or
24 Finance Director deem are necessary
25

26 **Compensation at hourly rates:**

- 27 a. Andrew Harris \$75.00 per hour
- 28 b. Accounting Staff (if needed) \$40.00 per hour
- 29 c. Travel cost such as lodging and meals shall be reimbursed at 100% of cost
- 30 d. Mileage will be reimbursed at the IRS standard mileage rate
31

32 Commissioner Simmons moved to approve Accounting Services Agreement with Andrew Harris,
33 CPA, PLLC, contingent upon final approval of County Attorney Fred Holscher. Mr. Pugh seconded
34 the motion. The motion passed on the following vote: Ayes – Fletcher, Pugh, Tunnell, Simmons and
35 Swindell; Nays – None; Absent or not voting – None.
36

37 **Request for School Resource Officer Position**

38 Sheriff Guire Cahoon presented request to hire a School Resource Officer (SRO) to serve both
39 Mattamuskeet Elementary and Mattamuskeet Early College High School. The Resource Officer will
40 be hired on June 1st under the Sheriff's budget and will attend SRO training on June 12-13, 2015. On
41 July 1, 2015 this position will be moved under the schools budget.
42

43 Commissioner Fletcher moved to approve the School Resource Officer position for the month of June,
44 2015 and make this a continuous position under the schools budget in July, 2015. Mr. Pugh seconded
45 the motion. The motion passed on the following vote: Ayes – Fletcher, Pugh, Tunnell, Simmons and
46 Swindell; Nays – None; Absent or not voting – None.
47

48 **Tourism Development/Occupancy Tax**

49 Bill Rich, County Manager, reported that at the March 12 Ocracoke Community Center meeting he
50 presented the idea of creating an Ocracoke Visitors Bureau out of the existing 3% occupancy tax,

1 rather than increasing occupancy tax by 2%. The proposed Ocracoke Visitors Bureau would include a
2 full-time position of a Visitors Bureau Director and Public Information Officer.

3
4 Commissioner Fletcher stated the Occupancy Tax Board and the Civic Club do not want a Visitors
5 Bureau on Ocracoke.

6
7 Chairman Swindell applauded Kris Noble for work done on the proposed Ocracoke Visitors Bureau
8 project but agrees Ocracoke citizens should be allowed to handle this project.

9
10 Kris Noble, Planner, presented update on the research she has done over the past year and explained if
11 approved by the Board of Commissioners the Ocracoke Visitors Bureau Director would be an
12 Ocracoke citizen and the Board would consist of one member from the OCBA, two members from the
13 Occupancy Tax Board and three members at-large.

14
15 No action taken.

16 17 **Storm Evacuations**

18 Justin Gibbs, Emergency Management Director, explained the purpose of the Control Group is to
19 assist (on Ocracoke Island) in the development and implementation of Emergency Management
20 functions and to staff the Emergency Operations Center (EOC) during incidents. The Control Group
21 will recommend evacuation to the Board of Commissioners.

22
23 Commissioner Fletcher moved to approve appointment of County Manager Bill Rich as Ocracoke
24 Deputy Control Group 2nd Vice Chair – Ocracoke Deputy Emergency Management Coordinator. Mr.
25 Pugh seconded the motion. The motion passed on the following vote: Ayes – Fletcher, Pugh, Tunnell,
26 Simmons and Swindell; Nays – None; Absent or not voting – None.

27 28 **Ocracoke Dump Site – Hours of Operation**

29 Commissioner John Fletcher presented suggestions for operating the Ocracoke Dump Site, 1140 Irvin
30 Garrish Highway, without closing for one hour lunch breaks.

31
32 No action taken.

33 34 **Regional Emergency Communications Center (RECC) Update**

35 Bill Rich, County Manager, presented report on the public forum about the Regional Emergency
36 Communications Center (RECC) that took place on Tuesday, March 31, 2015, at 5:30p.m., in the
37 Hyde County Government Center in Swan Quarter and the Ocracoke School Commons
38 utilizing electronic conferencing equipment. In attendance along with Manager Rich and EMS
39 Director Justin Gibbs were Dare County Manager Robert Outten, Dare County Communications
40 Center Manager Captain Trey Piland and North Carolina 9-1-1 Board Members Richard Taylor, David
41 Dodd and Tina Bone.

42
43 The Hyde County EMS Department hosted the public forum to discuss the creation of a regional
44 emergency communications center with Dare and Tyrrell Counties. The meeting began with an overall
45 summary of the project, followed by a status update and concluded with a question and answer session.
46 Mr. Rich reported good information was presented at the meeting. No action taken.

47 48 **Update – Property Search for Ocracoke EMS Station**

1 Bill Rich, County Manager, presented update on Hyde County's search for property on Ocracoke to
 2 relocate the EMS Station. Mr. Rich reported at the February 2, 2015 Board of Commissioners
 3 meeting, Cheryl Ballance, CEO of Ocracoke Health Center and Engelhard Medical Center announced
 4 Ocracoke and Engelhard Clinics were awarded Federally Qualified Health Center (FQHC) status in
 5 November of 2013. The clinics are increasing case management capacity, expanding immunization
 6 programs and planning to establish a pharmacy at the Engelhard site. Staffing has increased across the
 7 board by 35% and Ocracoke Clinic has outgrown the original physical layout of the site and will need
 8 its second building that is presently leased to Hyde County. Ms. Ballance notified Commissioners of
 9 the Center's Board of Directors intent to terminate the lease for the EMS building at 309 Back Rd.,
 10 Ocracoke, NC, effective December 31, 2015. Manager Rich received information about eight
 11 properties available for purchase and will present details at the May 4th Commissioners Meeting.

12
 13 No action taken.

14
 15 **Correction to January 5, 2015 Board of County Commissioners Meeting Minutes**

16 On page 4 of 7 of the January 5th Board of Commissioners Meeting Minutes Tideland EMC Grant was
 17 incorrectly entered.

| |
|--|
| <p>18 <u>Mainland Occupancy Tax Board Funding Requests</u> 19 <i>County Manager Rich reported the Mainland Occupancy Tax Board, at its November 21, 2014 meeting, approved \$6,500 from the Tideland EMC</i> 20 <i>Grant the Board received for the Hyde County Chamber of Commerce Website and have requested commissioner consideration.</i> 21 22 <i>Commissioner Fletcher moved to approve Mainland Occupancy Tax Board funding requests for \$6,500.00 from its Tideland EMC Grant for the Hyde</i> 23 <i>County Chamber of Commerce Website. Commissioner Pugh seconded the motion. The motion passed on the following vote: Ayes – Fletcher, Pugh,</i> 24 <i>Simmons, Tunnell and Swindell; Nays – None; Absent or not voting – None.</i> 25 <div style="text-align: right;"> Meeting Minutes - Hyde County Board of Commissioners January 5, 2015 - Page 4 of 7 </div> </p> |
|--|

26 Commissioner Fletcher moved to approve correction on page 4 of 7 of the January 5, 2015 Board of
 27 County Commissioners Meeting Minutes with deletion of Tideland EMC Grant. Mr. Simmons
 28 seconded the motion. The motion passed on the following vote: Ayes – Fletcher, Pugh, Tunnell,
 29 Simmons and Swindell; Nays – None; Absent or not voting – None.

30
 31 **Legislative Feedback Requested**

32 Bill Rich, County Manager, reported Hyde County is one of the counties (15 out of 100) not currently
 33 in NCGS 153A-15 – Consent of board of commissioners necessary in certain counties before land may
 34 be condemned or acquired by a unit of local government outside the county. NCACC has been
 35 approached by a legislator who would like to make this status apply to all 100 counties.

36
 37 Commissioner Pugh moved to join the other 85 counties currently in NCGS 153A-15. Mr. Simmons
 38 seconded the motion. The motion passed on the following vote: Ayes – Fletcher, Pugh, Tunnell,
 39 Simmons and Swindell; Nays – None; Absent or not voting – None.

40
 41 **National Park Service (NPS) Update**

42 Commissioner John Fletcher reported on the need for access to sound side beaches on Ocracoke
 43 without buying a pass. Update will be presented at the May 4, 2015 Board of Commissioners
 44 Meeting.

45
 46 No action taken.

47
 48 **Budget Revision**

| (FO Use) BR# | Department | Account # | Line Item Account Name/ Explanation | Debit | Credit |
|-----------------|------------|-----------|-------------------------------------|-------|--------|
|-----------------|------------|-----------|-------------------------------------|-------|--------|

| | | | | | |
|---------|--|--------------|-----------------------------|-------------|-------------|
| BR28-15 | Maternal Health | 10.5820.4502 | Contract Nurse Practitioner | \$ 700.00 | |
| | | 10.3481.0051 | Revenue – Medicaid Escrow | | \$ 700.00 |
| | <i>This increases the Maternal Health budget; however funds are being transferred from Medicaid escrow to cover the cost of nurse practitioner expenses through the end of the fiscal year. No funds are needed locally.</i> | | | \$ 700.00 | \$ 700.00 |
| BR29-15 | Public Health Preparedness | 10.6200.1100 | PHPR – Telecommunications | \$ 600.00 | |
| | | 10.6200.1400 | Travel | | \$ 200.00 |
| | | 10.6200.3300 | Department Supplies | | \$ 400.00 |
| | <i>This revision DOES NOT increase the overall budget. Funds are being transferred from Travel and Department Supplies to cover expenditures for Telecommunications through the end of the fiscal year.</i> | | | \$ 600.00 | \$ 600.00 |
| BR30-15 | Health - Breast & Cervical Cancer | 10.5962.4503 | Contract Radiology | \$ 5,000.00 | |
| | | 10.3481.0051 | Revenue – Medicaid Escrow | | \$ 5,000.00 |
| | <i>This increases the BCCCP budget; however funds are being transferred from Medicaid escrow to cover the cost of mammograms through the end of the fiscal year. No funds are needed locally.</i> | | | \$ 5,000.00 | \$ 5,000.00 |

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| | | | | | |
|---------|--|--------------|---|-------------|-------------|
| BR31-15 | WIC | 10.5970.1400 | Travel | | \$ 200.00 |
| | | 10.5970.1200 | Postage | \$ 200.00 | |
| | <i>This does not change the WIC budget; this is only a move of funds from travel where we have excess funds to postage. No local funds are needed.</i> | | | \$ 200.00 | \$ 200.00 |
| BR32-15 | Environmental Health | 10.6170.4500 | Contract Services | | \$ 1,000.00 |
| | | 10.2600.0014 | PME Escrow | \$ 1,000.00 | |
| | <i>This budget transfers funds from the PME Escrows balance line into Contract Services line to cover the cost of service provided for Environmental Health by contractor Ralph Hollowell/ARHS for onsite wastewater. This revision DOES NOT increase the budget for Environmental Health. No local funds are needed.</i> | | | \$ 1,000.00 | \$ 1,000.00 |
| BR33-15 | Vidant – Project Direct Legacy Chronic Disease Self-Management | 10.5891.4501 | DSMP (Diabetes Self-Management Program) Session Leaders Reimbursement | | \$ 1,500.00 |
| | | 10.5891.4500 | Community Walk Leaders Reimbursement | | \$ 1,500.00 |
| | | 10.5891.3300 | Departmental Supplies | \$ 3,000.00 | |
| | <i>This budget transfers funds from the Travel and Community Walk Leaders lines to the Departmental Supplies Line to enable the purchase of Chronic Disease Self-Management Charts for use by the trained community volunteers with those they educate. This revision DOES NOT increase the budget for this program. All local funds are grant dollars.</i> | | | \$ 3,000.00 | \$ 3,000.00 |
| BR34-15 | Health – Adult | 10.5890.1200 | Postage | \$ 300.00 | |
| | | 10.5890.2600 | Advertising | | \$ 300.00 |
| | <i>This DOES NOT increase the budget for Adult Health. Funds are being transferred from Advertising to Postage to cover postage expenditures through the end of the fiscal year.</i> | | | \$ 300.00 | \$ 300.00 |
| BR35-15 | Health – Family Planning | 10.5950.0200 | Salaries | \$ 711.80 | |
| | | 10.5950.0500 | FICA | \$ 76.50 | |
| | | 10.5950.0600 | Group Insurance | \$ 140.00 | |
| | | 10.5950.0700 | Retirement | \$ 71.70 | |
| | | 10.3480.0003 | Revenue – Family Planning – Title X (State) | | \$ 1,000.00 |
| | <i>Hyde County Health Department has received additional funds to support activities for at-risk individuals receiving Family Planning Services. Services are targeted to individuals receiving Out-Of-Wedlock birth prevention and must include services not reimbursable by Medicaid. The additional funds will increase the budget for Family Planning; however no local appropriations are required, as the State is providing this funding.</i> | | | \$ 1,000.00 | \$ 1,000.00 |
| BR36-15 | Healthy Communities | 10.5830.3300 | General Supplies | | \$ 700.00 |
| | | 10.5830.7400 | Equipment | \$ 700.00 | |
| | <i>This moves \$700.00 from General Supplies to Equipment Expense for the purchase of a laptop computer to be used for coordination of all Healthy Communities programming. This budget revision DOES NOT increase the budget for Healthy Communities.</i> | | | \$ 700.00 | \$ 700.00 |
| BR37-15 | Health – IAP | 10.5870.3300 | Department Supplies | \$ 600.00 | |
| | | 10.5870.1200 | Postage | | \$ 600.00 |
| | <i>This does NOT increase the budget for Immunization Action Plan. Funds are being transferred from Postage to Department Supplies to cover expenditures through the end of the fiscal year.</i> | | | | |

| | | | | | |
|---|---|--------------|-----------------------------|-------------|-------------|
| BR38-15 | Health – Communicable Disease | 10.5850.4600 | Medical Supplies | \$ 200.00 | |
| | | 10.5850.4502 | Contract Pharmacy | | \$ 100.00 |
| | | 10.5850.5300 | Registration | | \$ 100.00 |
| | <i>This does NOT increase the budget for Communicable Disease. Funds are being transferred from Contract Pharmacy and Registration to Medical Supplies to cover expenditures through the end of the fiscal year.</i> | | | \$ 200.00 | \$ 200.00 |
| BR39-15 | Health – Family Planning | 10.5950.4501 | Contract Nurse Practitioner | \$ 240.00 | |
| | | 10.5950.4506 | Contract Lab Testing | \$ 210.00 | |
| | | 10.5950.2600 | Advertising | | \$ 450.00 |
| | <i>This does NOT increase the budget for Family Planning. Funds are being transferred from Advertising to Contract Nurse Practitioner and Lab Testing to cover expenditures through the end of the fiscal year.</i> | | | \$ 450.00 | \$ 450.00 |
| BR40-15 | Healthy Communities | 10.5830.2600 | Advertising | | \$ 425.00 |
| | | 10.5830.4503 | Ocracoke Health Fair | | \$ 200.00 |
| | | 10.5830.1400 | Travel | \$ 625.00 | |
| | <i>This moves \$625.00 from Advertising and the Ocracoke Health Fair expense lines to Travel for travel expenses through the end of FY2014-2015. This budget revision DOES NOT increase the budget for Healthy Communities.</i> | | | \$ 625.00 | \$ 625.00 |
| | Cooperative Extension | 10.6050.1500 | Maintenance & Repairs | | \$ 515.00 |
| | | 10.6050.7400 | Equipment | | \$ 189.00 |
| | | 10.6050.7411 | Copier Lease | | \$ 500.00 |
| | | 10.6050.3300 | Department Expense | \$ 1,204.00 | |
| <i>Funds needed to help cover cost of supplies for summer programs.</i> | | | \$ 1,204.00 | \$ 1,204.00 | |
| | Hyde Soil & Water | 10.6060.3100 | Gas, Oil & Tires | | \$ 1,000.00 |
| | | 10.6060.1400 | Travel & Training | \$ 1,000.00 | |
| <i>Sponsors middle and high school students to participate in the Area 5 & 6 Coastal Envirothon Competition at Cool Springs Environ. Ed Center in New Bern. In March the top placed teams advance to the State Competition in Burlington, NC April 24-25, 2015. Mattamuskeet Middle School team took 3rd place at the area competition and will advance to State. This revision is needed to cover the cost of securing four rooms in Burlington for the team.</i> | | | \$ 1,000.00 | \$ 1,000.00 | |

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|---|-------------------|--------------|-------------------|-----------|-----------|
| | Hyde Soil & Water | 10.6060.5400 | Beaver Management | | \$ 850.00 |
| | | 10.6060.2600 | Public Education | \$ 850.00 | |
| <i>Through an action of the Hyde District Board of Supervisors at their District Board meeting on March 10, 2015 the Board approved a budget revision to move a portion of money from Beaver Management line to Public Education line to financially support Hyde County 4-H in securing the interactive playground equipment for Hyde Seek & Discover Day Camp scheduled for June 29 – July 2, 2015.</i> | | | \$ 850.00 | \$ 850.00 | |

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Commissioner Fletcher moved to approve Health Department budget transfers – BR28-15 through BR 40-15; Cooperative Extension transfer; and Hyde Soil & Water Travel transfer and Beaver Management transfer as presented. Commissioner 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.

Management Reports:

Commissioner Fletcher – attended the fisheries meeting, Tideland EMC appreciation party, Occupancy Tax Board and Ocracoke Civic and Business Association meetings. Mr. Fletcher also reported Dare County added a tax to pay for dredging.

1 **Commissioner Simmons** – has been approached by citizens looking for a place to have a community
2 garden. Mr. Simmons asked everyone to also remember the Sasnett family who lost their son, “Reid”,
3 in a farming accident earlier in the day.

4
5 **Commissioner Pugh** – attended the NC Catch Summit, Raleigh North Carolina Legislative Seafood
6 Forum; judged an art contest; and, will attend the North East meeting, in Plymouth, with Kris Noble,
7 Planner and Manager Rich.

8
9 **Commissioner Tunnell** – attended the Legislative Seafood Forum with Commissioner Pugh and
10 Manager Rich; the Farm Bureau Legislative Tour on the grounds of the Capital; and, Ethics/Conflict
11 Management class.

12
13 **Chairman Swindell** – attended the Ethics/Conflict Management class with Commissioner Tunnell;
14 911 Regional Forum and the Health Board meeting.

15
16 Commissioner Pugh moved to approve a walk-around tax revaluation in mainland Hyde County and on
17 Ocracoke Island as requested by Tax Administrator Linda Basnight. Commissioner Pugh seconded the
18 motion. The motion passed on the following vote: Ayes – Fletcher, Pugh, Tunnell, Simmons and
19 Swindell; Nays – None; Absent or not voting – None.

20
21 **Manager Rich** – reported the previously approved Airport Hanger Project was pulled from the UAV
22 Program. Bobby Walston, NCDOT–Division of Aviation, Manager of Statewide Plans and Programs,
23 notified Manager Rich the funds will be available if an approved program becomes available. Mr.
24 Rich announced Will Doerfer will start on June 1 and the State will pay his June salary; Corrinne
25 Gibbs, FO, Tammy Blake, HR, and he attended health insurance meetings. Manager Rich stated he
26 likes the Board of Education proposal and work continues on the FY2015-2016 Hyde County Budget.
27 Mr. Rich informed the Board of Commissioners that we closed both Golden LEAF Revolving Loans
28 on Good Friday. They were Ocracoke Brewery and Ocracoke Bar & Grill. He continues to encourage
29 tourism and sales tax as a source of income for Hyde County.

30
31 **Public Comments:**

32 Chairman Swindell called for comments from the public.

33
34 **Darlene Styron, Ocracoke** – recommended hiring a marketing firm to work together with the OCBA
35 and Ocracoke Occupancy Tax Board to promote tourism on Ocracoke.

36
37 **Janey Jacoby, Ocracoke** - recommends taking care of problems on Ocracoke first; and, then
38 strengthen the tourism industry.

39
40 **Connie Leinbach, Ocracoke** – stated \$100,000.00 flows from the proposed Visitor Bureau to the
41 Planning Department.

42
43 There being no further comments from the public, Chairman Swindell continued the meeting.

44
45 **Closed Session** (none)

46 **Adjourn**

47
48 Commissioner Fletcher moved to adjourn the meeting. Mr. Simmons seconded the motion. The

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

3
4 The meeting adjourned at 8:40p.m.

5
6 Respectfully submitted:

7 SEAL

8
9 Minutes approved on the 4th day of May, 2015.

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14 _____
15 Lois Stotesberry, CMC, NCCCC
16 Clerk, Hyde County Board of Commissioners

17 _____
18 Barry Swindell
19 Chair, Hyde County Board of Commissioners

20 Attachments:

21 Exhibit A: *“Ordinance to Amend The Hyde County Code: Article VII; Ocracoke Development Ordinance –*
22 *Section 36-172. Permit Procedure”*

23 Exhibit B: *“An Ordinance to Amend Chapter 4. Animals, Section 3-2 – Duties of Animal Control Officer and Section 4-16*
24 *– Determination of a Potentially Dangerous Dog”*

25 Exhibit C: *“Proclamation – April 6 – 12, 2015 “Week of the Young Child”*

26 Exhibit D: *“Proclamation – April, 2015 “Child Abuse Prevention Month”*

27 Exhibit E: *“A Resolution Asking The NC Marine Fisheries Commission (NCMFC) To Not Support The NC Division of*
28 *Marine Fisheries (NCDMF) Use of The Supplement Process To Implement Reductions of Southern Flounder”*

29 Exhibit F: *“North Carolina Department of Transportation Division of Highways Request for Addition to State*
30 *Maintained Secondary Road System”*

31 Exhibit G: *“Agreement Between The Hyde County Health Department (“Health Department”) And County of Hyde*
32 *(“County”) For Use of County Grounds And Facilities”*

33 Exhibit H: *“Resolution In Opposition of Sunday Hunting”*
34
35
36
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38

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

Meeting Date: May 4, 2015
Presenter: Sterling Baker, PE, Division One Maintenance Engineer
Attachment: Yes

ITEM TITLE: NCDOT Maintenance Budget – 3 Year Resurfacing and Treatment Plan

SUMMARY: Sterling Baker, PE, Division One Maintenance Engineer will present the NCDOT Hyde County Maintenance Budget – 3 Year Resurfacing and Treatment Plan.

Attached are copies of the NCDOT Standing Maintenance Budget; Funding Items; Contract Resurfacing & Preservation for Hyde County; and, Retreatment/Resurfacing Plan for designated roads in Hyde County.

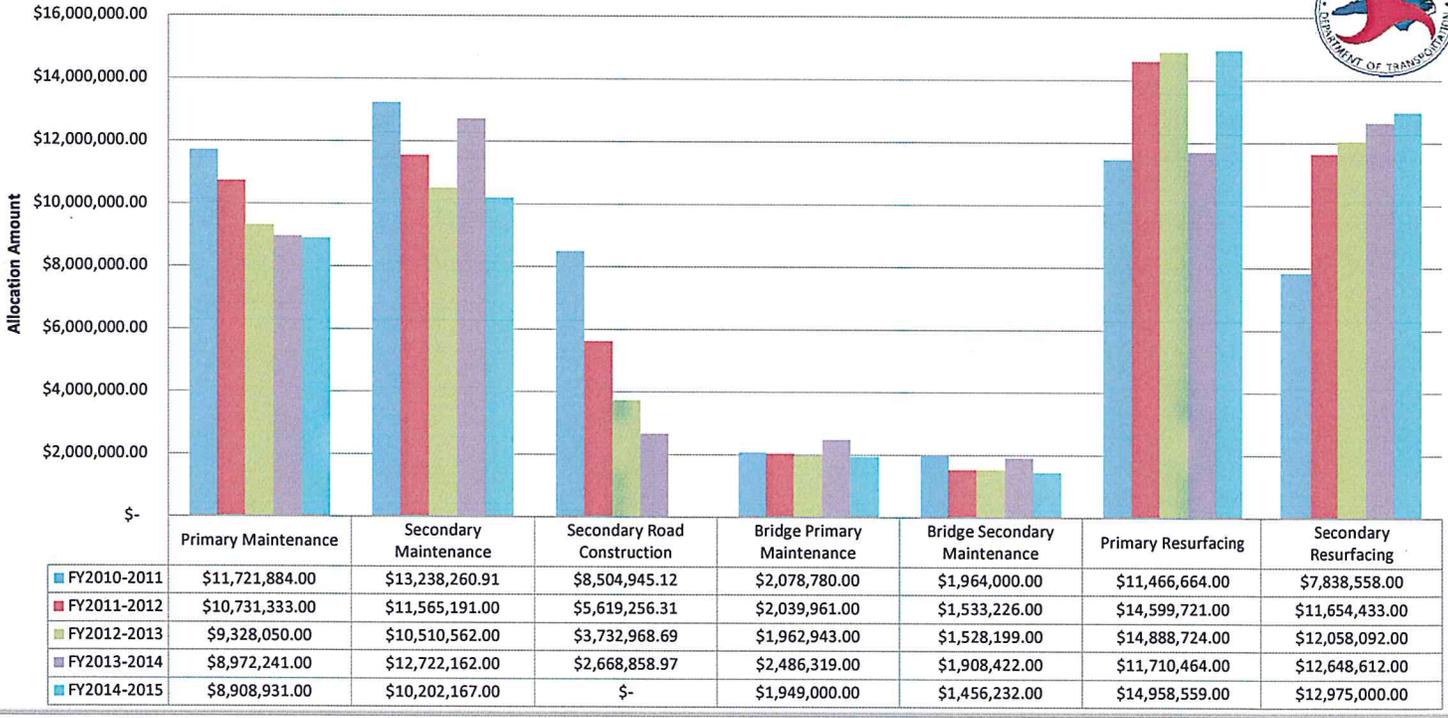
RECOMMEND: Receive presentation.

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

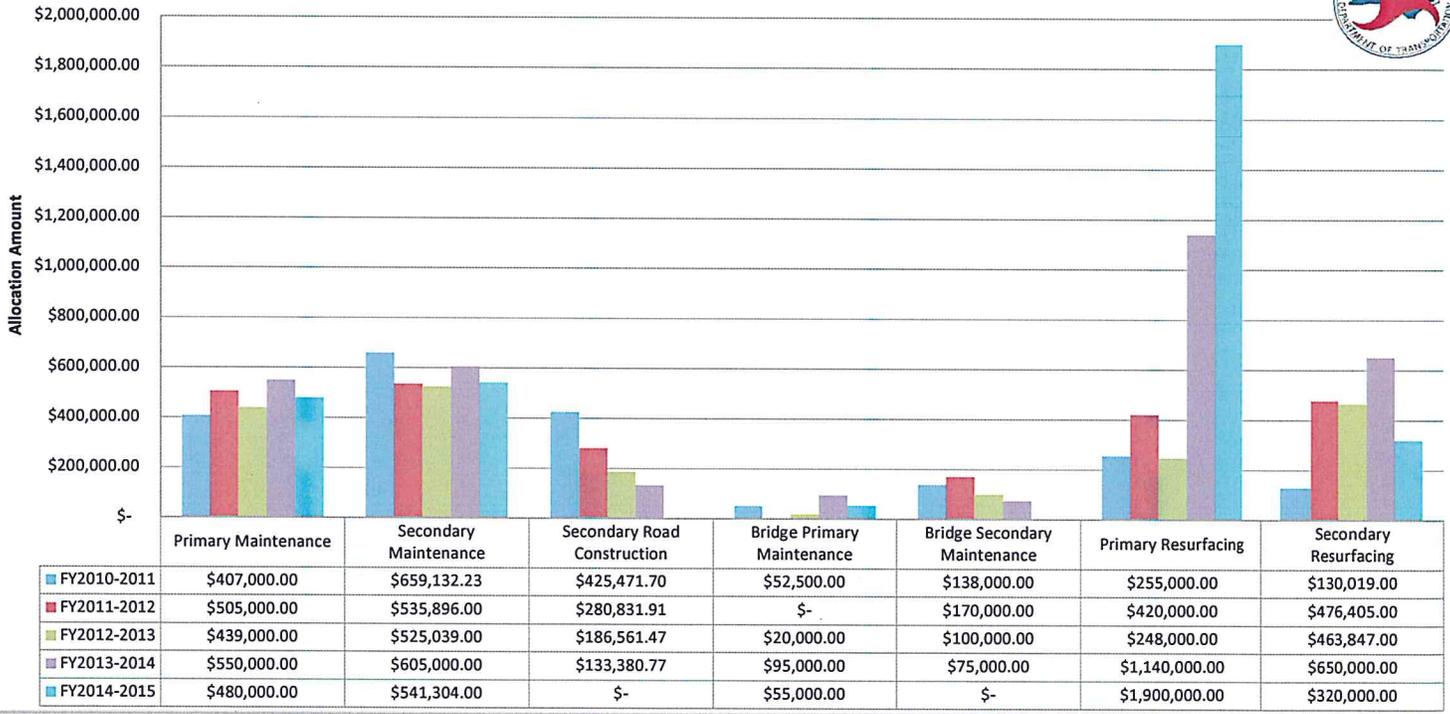
Motion Seconded By: Barry Swindell
 Earl Pugh, Jr.
 Dick Tunnell
 Ben Simmons
 John Fletcher

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

Division One Standing Maintenance Budget



Hyde County Historic Look at the Standing Maintenance Budget



"OFF THE TOP" Funding Items

| County | Primary FY13-14 Expenditures | | | | | | Secondary FY13-14 Expenditures | | | | | | Primary Total | Secondary Total | Combined Total |
|-------------|------------------------------|---------------|---------------|-------------------|-----------------|---------------|--------------------------------|---------------|---------------|-----------------|--------------|---------|-----------------|-----------------|-----------------|
| | Rest Areas | Landscaping | Ocean Outfall | Guardrail Repairs | Mowing | | Traffic-Signals | River Ferries | Ocean Outfall | Mowing | | Signals | | | |
| | | | | | | | | | | | | | | | |
| Bertie | \$ - | \$ - | \$ - | \$ 40,603.04 | \$ 141,909.67 | \$ 21,600.00 | \$ 51,612.01 | \$ - | \$ - | \$ 200,780.68 | \$ 2,400.00 | \$ - | \$ 204,112.71 | \$ 254,792.69 | \$ 458,905.40 |
| Camden | \$ 159,582.73 | \$ - | \$ - | \$ 163.96 | \$ 38,893.77 | \$ 3,600.00 | \$ - | \$ - | \$ - | \$ 71,991.45 | \$ - | \$ - | \$ 202,230.46 | \$ 71,991.45 | \$ 274,221.91 |
| Chowan | \$ - | \$ - | \$ - | \$ 31,496.77 | \$ 45,525.43 | \$ 12,000.00 | \$ - | \$ - | \$ - | \$ 82,550.52 | \$ 4,800.00 | \$ - | \$ 89,022.20 | \$ 87,350.52 | \$ 176,372.72 |
| Currituck | \$ 170,236.01 | \$ - | \$ - | \$ 245.88 | \$ 65,666.42 | \$ 18,000.00 | \$ - | \$ - | \$ - | \$ 85,551.85 | \$ 2,600.00 | \$ - | \$ 254,148.31 | \$ 88,151.85 | \$ 342,300.16 |
| Dare | \$ 333,893.92 | \$ 180,896.63 | \$ 50,000.00 | \$ 32,263.63 | \$ 131,914.21 | \$ 73,200.00 | \$ - | \$ - | \$ - | \$ 54,229.39 | \$ 2,600.00 | \$ - | \$ 802,168.59 | \$ 56,829.39 | \$ 858,997.98 |
| Gates | \$ - | \$ - | \$ - | \$ 327.84 | \$ 45,482.11 | \$ 6,000.00 | \$ - | \$ - | \$ - | \$ 91,582.19 | \$ - | \$ - | \$ 51,809.95 | \$ 91,582.19 | \$ 143,392.14 |
| Hertford | \$ - | \$ - | \$ - | \$ - | \$ 81,050.20 | \$ 30,000.00 | \$ 60,089.03 | \$ - | \$ - | \$ 75,778.43 | \$ 12,000.00 | \$ - | \$ 111,050.20 | \$ 147,867.46 | \$ 258,917.66 |
| Hyde | \$ 60,696.48 | \$ - | \$ - | \$ 3,231.38 | \$ 59,512.83 | \$ 4,800.00 | \$ - | \$ - | \$ - | \$ 77,359.38 | \$ - | \$ - | \$ 128,240.69 | \$ 77,359.38 | \$ 205,600.07 |
| Martin | \$ - | \$ - | \$ - | \$ 144,796.26 | \$ 189,266.03 | \$ 33,600.00 | \$ - | \$ - | \$ - | \$ 191,052.91 | \$ 9,600.00 | \$ - | \$ 367,604.29 | \$ 200,652.91 | \$ 568,257.20 |
| Northampton | \$ - | \$ - | \$ - | \$ 4,965.26 | \$ 73,082.21 | \$ 20,400.00 | \$ - | \$ - | \$ - | \$ 185,633.80 | \$ 2,500.00 | \$ - | \$ 98,447.47 | \$ 188,133.80 | \$ 286,581.27 |
| Pasquotank | \$ - | \$ - | \$ - | \$ 43,746.11 | \$ 67,980.55 | \$ 56,400.00 | \$ - | \$ - | \$ - | \$ 95,041.37 | \$ 13,000.00 | \$ - | \$ 168,126.66 | \$ 109,041.37 | \$ 277,168.03 |
| Perquimans | \$ - | \$ - | \$ - | \$ 4,492.62 | \$ 50,152.30 | \$ 13,200.00 | \$ - | \$ - | \$ - | \$ 109,093.23 | \$ 15,600.00 | \$ - | \$ 67,784.92 | \$ 124,693.23 | \$ 192,478.15 |
| Tyrrell | \$ 112,449.17 | \$ - | \$ - | \$ 36,890.85 | \$ 433,650.88 | \$ 4,800.00 | \$ - | \$ - | \$ - | \$ 60,022.17 | \$ - | \$ - | \$ 587,691.00 | \$ 60,022.17 | \$ 647,713.17 |
| Washington | \$ 67,317.80 | \$ - | \$ - | \$ 47,994.50 | \$ 90,176.75 | \$ 9,600.00 | \$ - | \$ - | \$ - | \$ 99,381.75 | \$ 13,000.00 | \$ - | \$ 215,089.05 | \$ 112,381.75 | \$ 327,470.80 |
| Total = | \$ 904,176.11 | \$ 180,896.63 | \$ 50,000.00 | \$ 391,118.30 | \$ 1,514,135.46 | \$ 307,200.00 | \$ 111,701.04 | \$ - | \$ - | \$ 1,481,049.12 | \$ 78,100.00 | \$ - | \$ 3,347,526.50 | \$ 1,670,850.16 | \$ 5,018,376.66 |

Contract Resurfacing & Preservation-Hyde County

| FISCAL YEAR 2014-2015 | | | | | | | | |
|-----------------------|----------------|---------------|---------|----------------|------------------------|----------|---------------------------|--|
| WBS# | Contract # | Symbol On Map | Route | Name | From | To | Contractor | Comments |
| 1CR.10481.13 | DA00201 | ---- | US 264 | | .1 miles East of NC 94 | SR 1114 | RPC Contracting | Date of Availability: 3/16/2015; Completion Date: 8/4/2015 |
| 1CR.20481.65 | DA00211 | ---- | SR 1165 | Mapletown Lane | US 264 | Dead End | Barnhill Contracting | Date of Availability: 3/16/2015; Completion Date: 10/23/2015 |
| 1CR.20481.66 | DA00211 | ---- | SR 1141 | Swindell Rd. | SR 1139 | SR 1143 | Barnhill Contracting | " |
| 1SP.20485.1 | DA00220 BST | --- | SR 1139 | Hodges Road | US 264 | SR 1141 | Whitehurst Paving Company | Planned for Resurfacing FY 2018 Date of Availability: 4/6/2015; Completion Date: 6/30/2015 |
| 1SP.20485.2 | DA00220 BST | --- | SR 1141 | Swindell Rd. | SR 1143 | SR 1145 | Whitehurst Paving Company | Date of Availability: 4/6/2015; Completion Date: 6/30/2015 |
| 1SP.20485.3 | DA00220 BST | --- | SR 1144 | Dowdy Lane | SR 1143 | SR 1145 | Whitehurst Paving Company | " |
| 1SP.20485.4 | DA00220 BST | --- | SR 1143 | Sladesville | SR 1151 | SR 1142 | Whitehurst Paving Company | " |
| 1SP.20485.5 | DA00220 BST | --- | SR 1143 | Sladesville | SR 1145 | SR 1142 | Whitehurst Paving Company | " |
| 1SP.20485.6 | DA00220 BST | --- | SR 1145 | Loop Rd. | SR 1143 | SR 1141 | Whitehurst Paving Company | " |

| FISCAL YEAR 2015-2016 | | | | | | | | |
|-----------------------|------------|---------------|---------|----------------|---------|-----------------|----------------------|---|
| WBS# | Contract # | Symbol On Map | Route | Name | From | To | Contractor | Comments |
| 1CR.20481.67 | DA00231 | ---- | SR 1311 | North Lake Rd. | SR 1305 | 2.06 Miles East | Barnhill Contracting | Date of Availability: 7/6/2015; Completion Date: 6/17/2016 |

| FISCAL YEAR 2016-2017 | | | | | | | | |
|-----------------------|------------|---------------|---------|-----------------|---------------------------|----------------|------------|----------|
| WBS# | Contract # | Symbol On Map | Route | Name | From | To | Contractor | Comments |
| | | ---- | US 264 | | Dare County | SR 1315 | | |
| | | ---- | SR 1311 | North Lake Rd. | 2.6 miles East of SR 1305 | 2.6 miles East | | |
| | | --- | SR 1301 | Smithwick Rd. | NC 45 | Dead End | | BST |
| | | --- | SR 1338 | Hyde Park Canal | 1.6 miles | Dead End | | BST |
| | | --- | SR 1302 | Higginsport Rd. | US 264 | US 264 | | BST |
| | | --- | SR 1166 | Swindell Forest | US 264 | NC 94 | | BST |
| | | --- | SR 1304 | Turnpike Rd. | US 264 | SR 1305 | | BST |

| FISCAL YEAR 2017-2018 | | | | | | | | |
|-----------------------|------------|---------------|---------|------------|--------|---------|------------|----------|
| WBS# | Contract # | Symbol On Map | Route | Name | From | To | Contractor | Comments |
| | | --- | SR 1139 | Hodges Rd. | US 264 | SR 1141 | | |



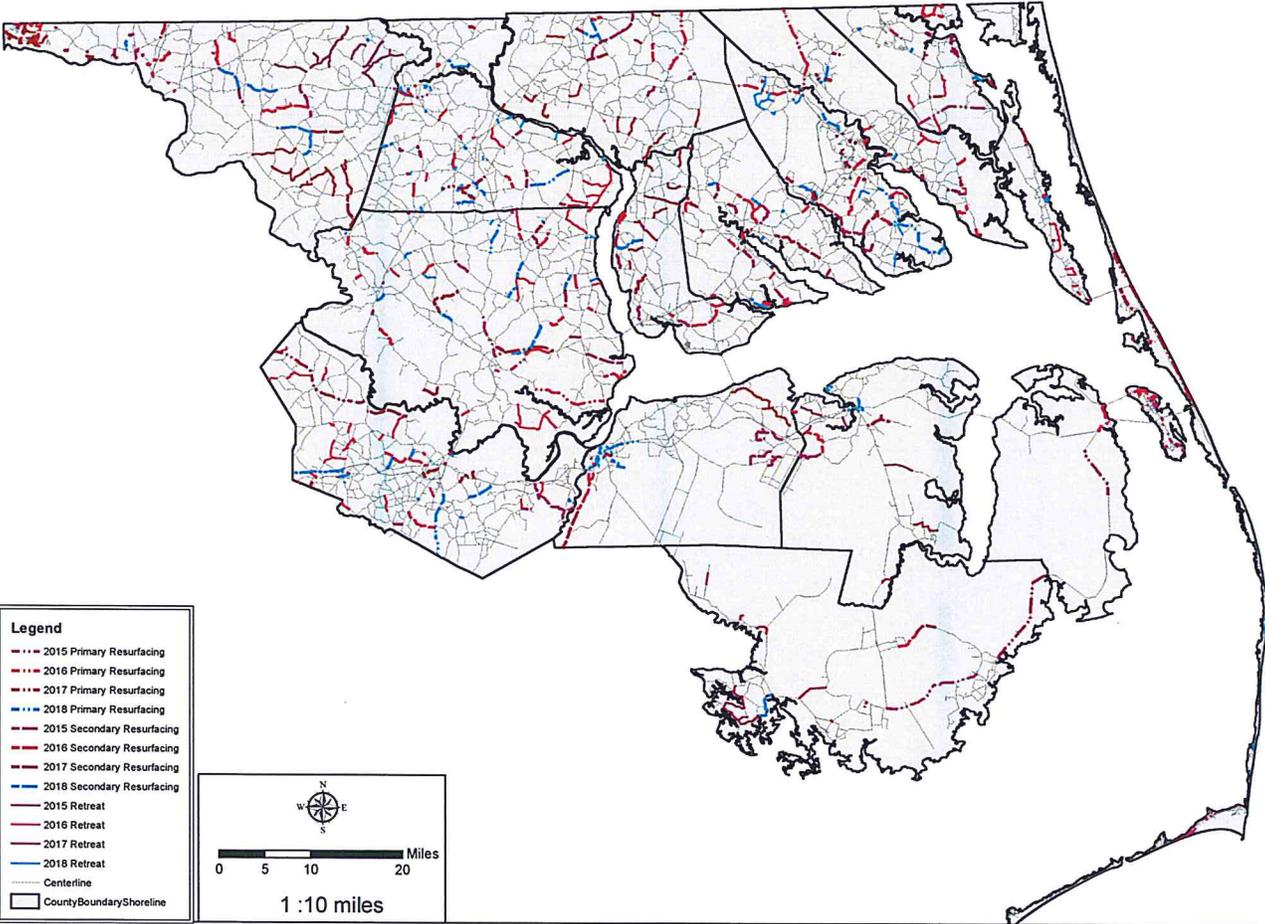
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Map Date: March 31, 2015
Map Scale: 1:10
Map Produced By: NCDOT Division 1 GIS

Division 1

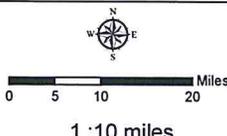
North Carolina Department of Transportation
Division 1

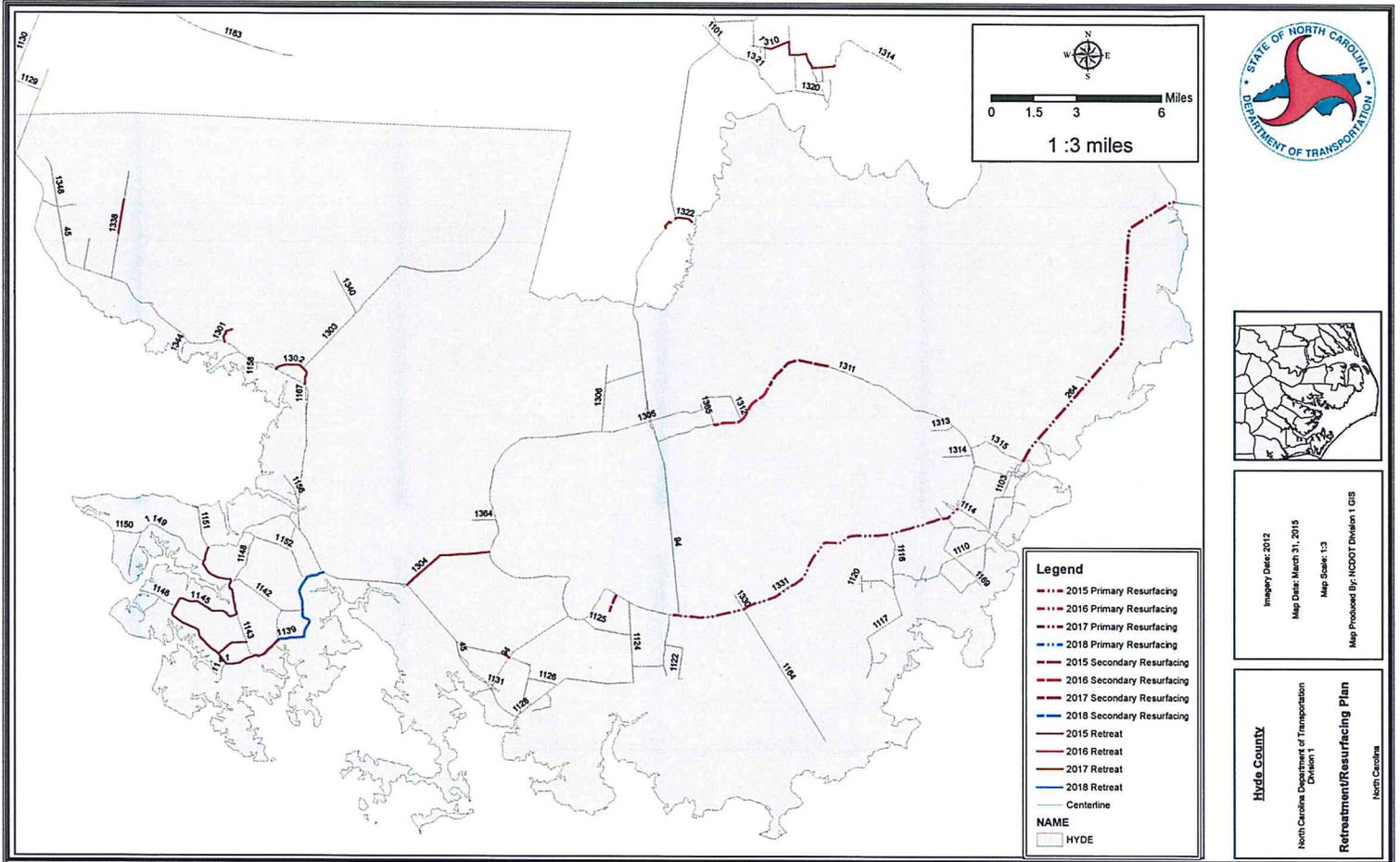
Retreatment/Resurfacing Plan

North Carolina



- 2015 Primary Resurfacing
- 2016 Primary Resurfacing
- 2017 Primary Resurfacing
- 2018 Primary Resurfacing
- 2015 Secondary Resurfacing
- 2016 Secondary Resurfacing
- 2017 Secondary Resurfacing
- 2018 Secondary Resurfacing
- 2015 Retreat
- 2016 Retreat
- 2017 Retreat
- 2018 Retreat
- Centerline
- County Boundary Shoreline





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

Meeting Date: May 4, 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: May 4, 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: May 4, 2015
Presenter: Bill Rich, County Manager
Attachment: Yes

ITEM TITLE: PROCLAMATION – OLDER AMERICANS MONTH 2015

SUMMARY: Albemarle Commission Director of Area Agency on Aging Laura Alvarico asks that Hyde County adopt “Proclamation – Older Americans Month 2015” and encourage communities in Hyde County to celebrate and honor older adults and those who serve and support them daily.

2015 is also the 50th anniversary of the Older American’s Act, which provides a nationwide aging services network and funding.

RECOMMEND: Adopt.

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



Older Americans Month 2015

A PROCLAMATION

Whereas, Hyde County includes a thriving community of older Americans who deserve recognition for their contributions and sacrifices to ensure a better life for future generations; and

Whereas, Hyde County is committed to helping all individuals live longer, healthier lives in the communities of their choice for as long as possible; and

Whereas, since 1965, the Older Americans Act has provided services that help older adults remain healthy and independent by complementing existing medical and health care systems, helping prevent hospital readmissions, and supporting some of life's most basic functions, such as bathing or preparing meals; and

Whereas, these programs also support family caregivers, address issues of exploitation, neglect and abuse of older adults, and adapt services to the needs of Native American elders; and

Whereas, we recognize the value of community engagement and service in helping older adults remain healthy and active while giving back to others; and

Whereas, our community can provide opportunities to enrich the lives of individuals of all ages by:

- Promoting and engaging in activity, wellness, and social inclusion.
- Emphasizing home- and community-based services that support independent living.
- Ensuring community members of all ages benefit from the contributions and experience of older adults.

Now therefore, the Board of Commissioners of Hyde County, NC does hereby proclaim May 2015 to be Older Americans Month. We urge every resident to take time this month to celebrate older adults and the people who serve and support them as powerful and vital individuals who greatly contribute to the community.

Dated this 4th day of May, 2015

Barry Swindell, Chairman
Hyde County Board of Commissioners

Lois Stotesberry, Clerk
Hyde County Board of Commissioners

Lois Stotesberry

From: Laura Alvarico <lalvarico@albemarlecommission.org>
Sent: Tuesday, April 28, 2015 10:38 AM
To: brich@hydecourtync.gov; lstotesberry@hydecourtync.gov
Subject: Older Americans Month Proclamation
Attachments: OAM15-Proclamation.docx

Hi Bill and Lois,

As we celebrate Older Americans Month in May, we are asking that the counties in our region help us to recognize the importance of older adults in our community by signing a proclamation encouraging our community to celebrate and honor older adults and those who serve and support them daily. Not only are we celebrating Older Americans Month, we also celebrate the 50th anniversary of the Older American's Act, which has provided a nationwide aging services network and funding to help older adults live with dignity in the communities of their choice for as long as safely possible. These services include home-delivered meals and congregate meals, caregiver support, community-based assistance, preventive health services, elder abuse prevention, and much more.

Throughout the month of May, the Albemarle Commission Area Agency on Aging will be promoting Older Americans Month and the 50th anniversary of the Older American's Act throughout the region. We hope that you will join us by asking your Commissioners to sign this proclamation declaring May 2015 to be Older Americans Month in Hyde County!

Attached is a sample proclamation. If approved by the BoC, please let me know so I can include it in our advocacy and outreach.

Thank you and I look forward to hearing from you soon.

Sincerely,
Laura

Laura Alvarico
Director, Area Agency on Aging
Albemarle Commission
PO Box 646
Hertford, NC 27944
252-426-5753 ext 224
www.albemarlecommission.org



Hyde County Board of Commissioners
AGENDA ITEM SUMMARY SHEET

Meeting Date: May 4, 2015
Presenter: Bill Rich, County Manager
Attachment: Yes

ITEM TITLE: RESOLUTION TO SUPPORT HR1288 WWII MERCHANT MARINER SERVICE ACT

SUMMARY: J. Don Horton, President of WW II Coastwise Merchant Mariners, has attempted (for over 8 years) to obtain recognition for some WW II coastwise barge and tug seamen and has reported his organization gets closer each session of congress. The last session the Resolution to Support HR1288 WWII Merchant Mariner Service Act cleared the House and very closely cleared the Senate via the 2015 NDAA through an amendment but didn't make it.

Mr. Horton reported that on 04 March, Representatives George K. Butterfield, D-NC-01 and Walter Jones, R-NC-03 have reintroduced HR 1288 WW II Merchant Mariners Service Act. The organization now must gather support for one more attempt at gaining recognition before the few hundred Merchant Mariners are no longer with us.

Hyde County has stepped up over and over again to support this effort and has been asked again for that same support. This year the organization is taking an approach with a single resolution to avoid any possibility of misinterpretation from any source. It is rather lengthy but has all the facts possible regarding official actions taken against these mariners and recommendations to correct these oversights.

RECOMMEND: Adopt.

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

A RESOLUTION OF THE NORTH CAROLINA HYDE COUNTY BOARD OF COMMISSIONERS IN SUPPORT OF ALTERNATIVE METHOD OF RECOGNITION FOR VETERANS STATUS TO WW II COASTWISE MERCHANT MARINERS

Findings 1: Some US Merchant Marine Seamen of WW II gained veteran status under a court ruling via Schmacher, Willner, et al, V. Secretary of the Air Force Edward C. Aldridge, Jr 665 F Supp 41 (D.D.C 1987). The USCG later **required** they meet certain eligibility requirements.

Findings 2: Some 10,000 to 30,000 **coastwise** seagoing tug and barge merchant seamen have been or may be denied recognition upon application because actions taken by government agencies (prior to P. L. 95-202) have removed required eligibility records from being available to the veteran.

Findings 3: Commandant, USCG Ltr 5739 Ltr of 09 Apr 2010 states, "**The US Government did not issue mariner credentials to females during the World War II.**"

Findings 4: USCG Information Sheet #77 (April 1992) identifies **acceptable forms of documentation** for eligibility meeting the requirements pursuant to Schmacher V. Aldridge, 655 41(D.D.C 1987)

- a. Certificate of Discharge (Form 718A)
- b. Continuous Discharge Books (ship's deck/engine logbooks. (Non-military document)
- c. Company letters showing vessel names and dates of voyages. (Non-military document)

Findings 5: Commandant USCG Order of 20 March, 1944 **relieves masters** of tugs, towboats and seagoing barges **of the responsibility of submitting reports of seamen shipped or discharged on forms 718A.** This action removes item (a) from the eligibility list in Findings 4.

Findings 6: USCG Information Sheet # 77 (April, 1992) further states "Deck logs were traditionally considered to be the property of the owners of the ships. After World War II, however, the deck and engine logbooks of vessels operated by the War Shipping Administration were turned over to that agency by the ship owners, and **were destroyed during the 1970s because they were too burdensome to keep and too costly to maintain.**" This action effectively eliminates item (b) from the eligibility list in Findings 4

Findings 7: Company letters showing vessel names and dates of voyages are highly suspect of ever existing due to the strict orders prohibiting even the discussion of ship/troop movement. Then consider item (c) of Findings 4 should be removed from the eligibility list. USCG Info Sheet # 77, page 2 refers

Findings 8: Excerpts from Pres. Roosevelt's fireside Chat 23: On the Home Front (Oct. 12, 1942):"In order to keep stepping up our production, we have had to add millions of workers to the total labor force of the Nation. "In order to do this, we shall be compelled to use **older men, and handicapped people, and more women, and even grown boys and girls,** wherever possible and reasonable, to replace men of military age and fitness; **to use their summer vacations, to work somewhere in the war industries.**" Underage combatants had served in all of America's wars from the time of the Revolution. The unknown number who served in the Second World War perpetuated that legacy. They served with distinction and valor, and indisputably demonstrated that, despite their age, they could serve as well as those around them.

Findings 9: Post the Revolutionary War; many Acts of Congress were enacted to provide pensions to those veterans applying for support. Thousands of servicemen were without documented service and remained without any viable means to prove service. Excerpts from documents retained at the NARA provide: **Generally the process required an applicant to appear before a court of record in the State of his or her residence to describe under oath the service for which a pension was claimed.** This

establishes precedence for using certified oaths in conjunction with the Social Security documents as alternative documentation.

Findings (10): US CG Official Shipping/Discharge documents (Forms 718A) were obtained from the National Archives and Records Administration, Wash. DC that contained information proving Active Duty (AD) services for some WW II coastwise barge and tug Mariners. Together with information obtained via a FOIA request to the National Maritime Center, research brought forth additional information. **Research** conducted between **June-August 2013, in concert with the NMC**, using official records of 1172 coastwise mariners and the USCG Merchant Marine Casualties of WW II report of 1950 identified:

WW II Coastwise Mariners Listing: Excel Sheet #1

- 1172 Mariners identified via official USCG Shipping/Discharge Forms 718A
- 84 Mariners may be women according to their feminine sounding names; OR 7.2%
- 1058 Mariners' ages were specified. Ages ranged from 10 to 78.
- 583 Mariners identified within draft age and included those in 4F status; OR 55.1% of known ages.
- 525 Mariners identified at over the draft age of 37; OR 49.6% of known ages.
- 114 Mariners with age not specified; OR 09.7%
- 47 Mariners who served were under the age of 17; OR 4.4% of known ages.
- 16 Mariners KIA with 1 receiving DD Form 1300.

National Maritime Form DD 214 Listing: Excel Sheet #2

- 794 Mariners were identified on NMC Coastwise Mariners listing identifying Active Duty services.
- 291 Mariners on NMC listing had no USCG MMLD numbers listed; OR 36.6%
- 85 Mariners **issued** DD Form 214 from NMC listing, OR 10.7% of NMC; OR 7.2% of WW II CMM

Merchant Marine KIA & MIA Casualties from all causes = 9521 * (usmm.org)

- 5662 Mariner Casualties from USCG per 1950 Report * (USCG 1950 casualty report)
- 3859 Mariner Casualties from Other Sources * (Additional sources = Art. Moore and US Congress)

Merchant Marine Casualties recognized by all sources = 414

- 344 Mariner Casualties from USCG 1950 Casualty Report * (USCG 1950 casualty report)
- 70 Mariner Casualties from NMC report & not listed on USCG 1950 Casualty List * (NMC DD 1300 Report)
- 1 Mariner in NMC DD 1300 files as having received Form DD 1300 yet 16 identified on WW II CM listing

Rationale: 9521 Merchant Mariners KIA or MIA serving and **only 414** receiving Veteran status.

Findings 11: The USCG **cannot** provide a **true estimate** of merchant mariners serving in WW II. **GAO/HEHS-97-196R** refers. Estimates range from 250,000 to 840,000 from recognized historians and GAO audit... None of these historians were aware of these 10,000 to 30,000 coastwise merchant seamen where many served without proper credentials and were not included in above estimates. **Some were elderly handicapped; others women and some were school children** who served in billets, drew wages and paid taxes. They served on the same vessels in the same hostile war zones and performed the same services alongside others who were documented. **Yet, only about 91,000 merchant mariners have been recognized as veterans with just 1192 of these veterans in receipt of compensation or pension benefits the VA refers.** This is a vast disparity in ratio of the other service branches.

Findings 12: DOD and NARA Agreement **N1-330-04-1 of Jul, 08, 2004** puts in place a procedure to transfer military personnel files of individuals from all services, (including civilian personnel or contractual groups who were later accorder military status under the provisions of Schmacher, Willner, et al, V. Secretary of the Air Force Edward C. Aldridge, Jr 665 F Supp 41 (D.D.C 1987). This agreement affects military personnel records of individuals **62 years** after separation from service. Action has taken place for all **except** the US Merchant Marine IAW above stated court order. This **inaction** by the **Department of Homeland Security via (COMDT USCG)** has caused many of the mariners to have **gone unrecognized** for their services. Many seafarers have passed without ever gaining recognition or benefits and soon all will be History. National Personnel Records Center estimate there are between 1400 to 2500 Cubic feet of Shipping/Discharge documents being stored at the NARA district offices and NMC yet to be transferred to the National Personnel Records Center in St. Louis, Missouri. NMC cites **about 91,000 out**

of 250,000 to 840,000 have ever received recognition as veterans; and, with many unable to gain access because of age and health condition requiring assistance for others outside family. Had compliance taken place, these records would have been available to all and providing the mariner a chance to being recognized many years ago and enjoying the benefits awarded to them via court order.

Whereas: (1) By court order, Schumacher v. Aldridge 665 F Supp 41 (D.D.C. 1987) **provided for veteran status** to certain US Merchant Marine seamen during WW II (07 December, 1941 to 31 December, 1946) with the same benefits accorded all veterans as administrated by the Veterans Administration. There were **no provisions** for the elderly handicapped, women or schoolchildren to even be considered for their services as mariners serving anywhere within the US Merchant Marine providing an avenue to veteran status.

Whereas: (2) The USCG Information Sheet #77 of Apr. 1992 identifies specific criteria to be used to prove active duty performed by an individual seaman for the purpose of attaining veteran status and findings (5), (6) & (7) identified specific **official government actions** that **removed** these particular documents from the reach of the mariner. This **clearly identifies the requirement** to put in place a method of utilizing **alternative** documentation and other approved methods to replace specific documents removed from use by the government actions cited elsewhere in this document.

Whereas: (3) Women **were removed** from ships at the onset of WW II and not allowed to serve in any capacity by direction of the War Shipping Administrator, Admiral Emory S. Land. The Captains of the Ports (USCG COTP) were given specific directions to **deny** official USCG maritime credentials to any woman requesting them. They **served but without official credentials** in every capacity on most vessels. Families were the sole crew on many barges throughout the WW II and afterwards. Companies **welcomed this** arrangement because **critical** crew replacements were **reduced** considerably. This allowed those barges to move the bulk war materials more quickly and freed the more abled bodied seaman to man the larger seagoing ships taking vital supplies to troops on all the fronts, keeping the enemy from our doors. A **win win** situation vital to war defense. **To date** there is **no law or other avenue** recognizing women as veterans of the US Merchant Marine during WW II

Whereas: (4) President Roosevelt's speech of 12 Oct, 1942 **puts in place the use of elderly and handicapped individuals, school children and women in an effort to support war efforts** by replacing men of military age and fitness, and in stepping up our production of war materials for those on the front lines. Because of this speech, women, the elderly disabled and schoolchildren entered the varied war defense plant services in droves and many found their way into the coastwise barge and tug trades as well.

Whereas: (5) DOD & NARA Agreement N1-330-04-1 of July 08, 2004 **provides for the transfer** of military records to the National Personnel Records Center, St. Louis, MO for use as archival records, open to the public. But **inaction by the DHS for the mariner in over 10** years has caused the veteran loss of due access of his records that may have accorded him recognition as a veteran. Recommend Congressional inquiry into delay of WW II Merchant Mariners personnel records.

Whereas: (6) Previously attempted bills, HR 1288 and S-1361, would have provided for **alternative records** to be used in place of **records lost, destroyed or denied** for coastwise seamen affected; and allowed women and school children be recognized for their services rendered for the first time ever. There are **no laws** in place to allow for resolution of this issue.

Whereas: (7) The elderly disabled, children and women have served in every war this nation has ever known. Most have served without recognition but history is replete with actions of young children stepping up to serve, some receiving our highest honors and others serving in our highest ranks of service, congress and the presidency; e.g. President Andrew Jackson (age **13**); America's first Admiral, David Glasgow Farragut was appointed a midshipman at (age **9**) by President James Madison; Willie Johnson (age **11**) was recipient of the Medal of Honor; Albert Cohen of Memphis TN who enlisted at age **11** & KIA age **15**. History is filled with children defending this nation and Coastwise Mariners had their fair share of them. **Findings #9 & #10 provide support** info.

Whereas: (8) Although they served gallantly and with honor, actions taken against those that were elderly and disabled, school children and women by denying them official credentials during WW II is considered **discrimination** today.

Whereas: (9) The process used to determine whether an individual performed service under honorable conditions that satisfies the requirements of a coastwise merchant seaman who is recognized as having performed active duty service under the court ruling via Schmacher, Willner, et al, V. Secretary of the Air Force Edward C. Aldridge Jr 665 f Supp 41 (D.D.C.1987). There are no considerations in any **existing** legislation that provides for women who served, under aged schoolchildren or elderly handicapped seaman any avenue to attain veteran status. **Nor** is there a current avenue to use alternative methods of recognition or other actions that have proved effective in past wars for use in lieu of documents that were denied and/or destroyed by several specific official government actions.

The following actions are recommended:

(1) Initiate congressional actions to: Provide sufficient response to support Merchant Mariners' provisions of HR 1288 (with wording intact to insure all coastwise barge and tugboat mariners who served during WW II (regardless of age, gender or disability) are recognized as veterans in accordance with or similar to: court ruling via Schmacher, Willner, et al, V. Secretary of the Air Force Edward C. Aldridge, Jr 665 F Supp 41 (D.D.C 1987, **granting veterans status**

(2) Initiate congressional inquiry into: Delay of WW II Merchant Mariners personnel records movement to National Military Personnel Center.

(3) Initiate congressional actions to: Recognize WW II Mariners identified as KIA/MIA as Veterans of this Nation.

Now, therefore, be it resolved that the Hyde County, North Carolina Board of Commissioners hereby supports these efforts on behalf of the World War II Coastwise Merchant Mariners and urges our Representatives in the Senate (Senators Richard Burr and Thom Tillis) and in the House (Representatives Walter Jones and George K. Butterfield) to fully support and initiate all necessary actions , including full support of HR 1288, "WW II Merchant Mariners Service Act", to pass legislation approving the above findings and recommendations.

Adopted this 04th day of May 2015.

Barry Swindell, Chairman
Hyde County, NC Board of Commissioners

Lois Stotesberry, Clerk
Hyde County, NC Board of Commissioners

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

Meeting Date: May 4, 2015
Presenter: Bill Rich, County Manager
Attachment: Yes

ITEM TITLE: RESOLUTION – APPROVING NORTHEASTERN
WORKFORCE CONSORTIUM AGREEMENT

SUMMARY: In a message from David Whitmer, MBA, Director, Northeastern Workforce Development Board – Albemarle Commission it is reported that on June 30, 2015 the Workforce Investment Act of 1998 (WIA) will end and the Workforce Innovation and Opportunity Act (WIOA) will take its place. Because of this, our current 10-county WIA Consortium and our WIA Workforce Development Board will end and we will need to have a WIOA Consortium and Workforce Development Board in place. The attached Resolution authorizes a “County Appointed Representative” to serve on the Consortium for WIOA purposes. Hyde County’s current Representative/Consortium Board Member is Commissioner Earl Pugh, Jr. The Resolution will also authorize Commissioner Pugh to sign the attached “Consortium Agreement” which establishes the Consortium. Everything will need to be in place and running on July 1, 2015.

RECOMMEND: 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

**RESOLUTION APPROVING NORTHEASTERN WORKFORCE DEVELOPMENT
CONSORTIUM AGREEMENT**

WHEREAS, the counties of Camden, Chowan, Currituck, Dare, Gates, Hyde, Pasquotank, Perquimans, Tyrrell and Washington, being independent and contiguous units of local county government (the “Counties”), wish to agree to establish a workforce development consortium (“Consortium”) to act jointly as a Local Workforce Development Area under the Workforce Innovation and Opportunity Act (WIOA), Public Law 113-128 as enacted July 22, 2014; and

WHEREAS, in addition to specific authority to enter into the agreement attached hereto, a “County Appointed Representative” for WIOA purposes upon whose representations the State, the Workforce Development Board, the Albemarle Commission (as the local administrative/fiscal agent) and the other Counties may rely, must be designated and authorized to execute the attached agreement and such other agreements as are necessary for purposes of WIOA and who shall sit on the Consortium Board.

BE IT RESOLVED, THAT _____, is hereby designated the “County Appointed Representative” for the foregoing purposes and as such he/she is fully authorized to execute the attached agreement and such other and further agreements on behalf of this County as are necessary for these purposes.

The foregoing Resolution was adopted by the _____ County Board of Commissioners on this _____ day of _____, 2015.

(Clerk to the Board)

Hyde County Board of Commissioners
AGENDA ITEM SUMMARY SHEET

Meeting Date: May 4, 2015
Presenter: Bill Rich, County Manager
Attachment: Yes

ITEM TITLE: NORTHEASTERN WORKFORCE CONSORTIUM BOARD MEMBER APPOINTMENT

SUMMARY: Each of the Counties designates a County Appointed Representative for Workforce Innovation and Opportunity Act (WIOA), upon whose representations the State, the Northeastern Workforce Development Board, the Albemarle Commission (as the local administrative/fiscal agent) and the other Counties may rely. Such person shall be the signatory of this agreement and shall be authorized to execute such other agreements as are necessary for WIOA purposes and shall constitute the Consortium Board. The respective Counties may from time to time by resolution designate some other person as the County Appointed Representative for Workforce Innovation and Opportunity Act purposes and such person shall have the same authority, duties and responsibilities as the originally designated County Appointed Representative.

Hyde County's current NWDB Representative/Consortium Board Member is Commissioner Earl Pugh, Jr. The Resolution (adopted earlier) authorizes Commissioner Pugh to sign the attached "Consortium Agreement" which establishes the Consortium.

Everything will need to be in place and running on July 1, 2015.

RECOMMEND: Appoint or re-appoint Northeastern Workforce Consortium Board Member.

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

Northeastern Workforce Development Consortium Agreement

ARTICLE I. TITLE AND PURPOSE

The contiguous units of local government listed below agree to establish a consortium to act jointly as a local Workforce Development Area under the Workforce Innovation and Opportunity Act (WIOA), Public Law 113-128 as enacted July 22, 2014. This consortium shall be known as the Northeastern Workforce Development Consortium (“Consortium”).

ARTICLE II. MEMBERSHIP

The Consortium shall be composed of the following independent and contiguous units of general purpose local government (the “Counties”):

- | | |
|--------------|---------------|
| A. Camden | F. Hyde |
| B. Chowan | G. Pasquotank |
| C. Currituck | H. Perquimans |
| D. Dare | I. Tyrrell |
| E. Gates | J. Washington |

ARTICLE III. CERTIFICATION OF AUTHORITY

1. AUTHORITY UNDER STATE AND LOCAL LAW

The member units of government certify that they possess full legal authority, as provided by state and local law, to enter into this agreement and to fulfill the legal and financial requirements of operating as a Local Workforce Development Area under the Workforce Innovation and Opportunity Act (WIOA) for the entire geographic area covered by this agreement.

2. SPECIFIC RESOLUTIONS TO ENTER INTO AGREEMENT

A copy of each fully executed resolution giving the respective counties specific authority to enter into this consortium agreement will be attached to this document and are incorporated herein by reference.

3. DESIGNATION OF COUNTY APPOINTED REPRESENTATIVE FROM EACH MEMBER COUNTY

Each of the Counties designates a County Appointed Representative for Workforce Innovation and Opportunity Act purposes, upon whose representations the State, the Northeastern Workforce Development Board, the Albemarle Commission (as the local administrative/fiscal agent) and the other Counties may rely. Such person shall be the signatory of this agreement and shall be authorized to execute such other agreements as are necessary for WIOA purposes and shall constitute the Consortium Board. The respective Counties may from time to time by resolution

designate some other person as the County Appointed Representative for Workforce Innovation and Opportunity Act purposes and such person shall have the same authority, duties and responsibilities as the originally designated County Appointed Representative.

4. DESIGNATION OF CHIEF ELECTED OFFICIAL (CONSORTIUM CHAIRMAN) FOR LOCAL WORKFORCE DEVELOPMENT AREA

1. The “chief elected official” (Consortium Chairman) of the Local Workforce Development Area shall be the presiding officer of the Consortium Board and the chief executive officer of the Consortium. Such official shall be authorized to exercise all functions, duties and responsibilities of the WIOA “chief elected official” which are required under the WIOA.
2. Upon the designation of the Counties as a Local Workforce Development Area, the Consortium Board shall meet and shall elect one of its members as the WIOA “chief elected official” until his/her successor shall have been duly elected and qualified.

ARTICLE IV. PROCEDURAL MATTERS

Except as otherwise set forth in this Agreement, with respect to adoption or approval of matters concerning the administration of the WIOA within the area, the vote of a majority of the total number of members of the Consortium Board shall be required for action of the Consortium. The members of the Consortium Board shall be entitled to vote only if in attendance at the meeting and no voting by proxies shall be allowed; provided, however, that the Consortium Board may take action without a meeting and with or without notice if said action is in writing and signed by all members of the Consortium Board and provided further that a meeting may be duly conducted by conference telephone or other similar means if all Board members participating in the meeting are able to hear each other. Meetings of the Consortium Board may be called by the local administrative/fiscal agent, “chief elected official” or by two Board members. Except for action taken by unanimous written consent as referred to above, notice of any meeting of the Consortium Board shall be given at least five (5) days prior to said meeting, which notice shall be in writing and shall state the purposes of said meeting and which notice shall be deemed to have been given upon the mailing of such notice by regular mail or email; provided, however that the “chief elected official” in his discretion may call an emergency meeting by causing the giving of telephonic notice not less than twenty-four hours, which notice shall state the purpose of said meeting.

ARTICLE V. DURATION

This agreement will become effective on the date of the last County Appointed Representative’s signature and shall continue in effect until the local Workforce Development Area is re-designated by the Governor of North Carolina or by termination of this Agreement by any of the Counties as provided for in Article XII.

ARTICLE VI. ASSURANCES AND CERTIFICATIONS

The member units will comply with the requirements of the Workforce Innovation and Opportunity Act, and regulations promulgated thereunder, all other applicable federal regulations, the statutes of the State of North Carolina, and, written directives and instructions relevant to local workforce development area operation from the Governor of North Carolina or his/her designee.

ARTICLE VII. FINANCING

1. It is anticipated that funding necessary to implement this agreement will be derived from federal grant funds received through the Governor of North Carolina. The Counties accordingly agree that they shall not be assessed except by the unanimous agreement of the Counties or except as set forth in Article VIII below.
2. Any entity or joint agency created or designated by this Local Workforce Development Area, including the Northeastern Workforce Development Board, and the Albemarle Commission as administrative/fiscal agent, shall be considered a public agency for the purposes of the Local Government Budget and Fiscal Control Act of the State of North Carolina.

ARTICLE VIII. LIABILITY

1. The Counties acknowledge that they are jointly and severally accountable for liabilities arising out of activities within the local area under the Workforce Innovation and Opportunity Act, and all funds received by the local workforce development area pursuant to WIOA. Liability includes, but is not limited to, responsibility for prompt repayment from non-program funds of any misexpenditures of WIOA funds by any entity within the local area.
2. As among the Counties themselves, liability shall be supported, as follows:
 - a. To the extent that one or more (but not all) of the Counties benefit from WIOA funds, the expenditure of which is disallowed for any reason, said County or Counties shall be liable for the repayment of such funds.
 - b. To the extent that one or more of the Counties cannot be identified as the benefitting County or Counties of the WIOA funds in question, any disallowed expenditure shall be divided among the Counties on a pro rata basis, based upon the percentage of all WIOA funds allocated to each of the Counties for the program fiscal year during which the disallowed funds were disbursed. The percentage allocated shall be that percentage allocated for the appropriate fund source(s) disallowed.
3. Nothing contained in this Article VIII shall be interpreted so as to prohibit the Counties (or any of them) from seeking contribution or indemnification from the fiscal agent, any subrecipient, service provider, contractor or from any other such responsible person or entity.
4. The Counties shall contractually be held harmless by the program service providers from liabilities arising out of activities by the said providers under WIOA. In addition, each such provider will be required in its contract for services

to maintain a faithful performance blanket bond (or similar such coverage), which bond to the extent possible under prevailing insurance practices, shall name the Counties as additional insurers.

ARTICLE IX. ESTABLISHMENT OF A WORKFORCE DEVELOPMENT BOARD

The Counties agree that the Northeastern Workforce Development Board shall be established in accordance with Section 107 of the Workforce Innovation and Opportunity Act and applicable State of North Carolina laws including G.S. 143B-438.11.

The Chief Elected Official, as noted in Article III. 4., shall appoint members of the Northeastern Workforce Development Board from among persons nominated in accordance with the Workforce Innovation and Opportunity Act.

ARTICLE X. APPOINTMENT OF PERSONNEL

Appointment of personnel shall be as described in the Northeastern Workforce Development Board/Chief Elected Official Agreement.

ARTICLE XI. AMENDMENTS

The agreement may be amended at any time upon the consent of all of the parties as evidenced by resolution of the governing bodies of each County and as approved by the State.

ARTICLE XII. TERMINATION

This Agreement may be terminated effective at the end of the current grant administration agreement program year upon the giving by any of the Counties of written notice of termination, which notice shall be given by certified mail to each of the other Counties and to the Albemarle Commission and which notice shall be so mailed to such entities not less than six months prior to the end of the current grant administration agreement program year

COUNTY: _____

(Name of WIOA County Appointed Representative)

(Signature of WIOA County Appointed Representative)

Date: _____