Meeting Minutes

Board of County Commissioners
Hyde County

October 3, 2011

Chairwoman Sharon Spencer called the Regular meeting of the Hyde County Board of Commissioners to order at 7:00 PM on Monday, October 3, 2011 in the Hyde County Government Center, Multi-Use Room, and the Ocracoke School Information Highway Room using electronic conferencing equipment. The following members were present on the mainland: Commissioners Anson Byrd, Sharon Spencer and Barry Swindell; Attorney Fred Holscher; Deputy Clerk to the Board Lois Stotesberry; and members of the public. The following members were present on Ocracoke: Commissioners Darlene Styron and Dick Tunnell; Deputy Clerk to the Board Paula Privette and members of the public. County Manager Mazie Smith was absent.

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

Agenda:

Chairwoman Spencer asked for any changes to the October 3, 2011 meeting Agenda as presented by the Clerk.

Commissioner Byrd moved to approve the agenda as presented by the Clerk with the following meeting format changes made: Item 1 – Consideration of Agenda, Item 2 – Consideration of Minutes and Item 3 – Public Comments. Mr. Swindell seconded the motion. The motion passed on the following vote:

Ayes – Byrd, Spencer, Styron, Swindell and Tunnell
Nays - None

Consideration of Minutes:

Chairwoman Spencer asked for approval of meeting minutes.

Commissioner Byrd moved to approve the September 19, 2011 Commissioners Regular Meeting Minutes with corrections made on page 4 line 12 – ~~Convention~~ *Forum*, and page 10 line 1 – ~~Byrd~~ *Tunnell* as presented by the Clerk. Ms. Styron seconded the motion. The motion passed on the following vote:

Ayes – Byrd, Spencer, Styron, Swindell and Tunnell
Nays – None

Public Comments:

Chairwoman Spencer called for comments from the public.

There being no comments from the public, Chairwoman Spencer continued the meeting.

Public Hearing:

Public Hearing for Proposed Budget Amendment for FY09-CDBG-CR

Commissioner Styron moved to open the public hearing on the proposed budget amendment for the FY09-CDBG-CR (Community Development Block Grant-Community Revitalization) Project. Mr. Byrd seconded the motion. The motion passed on the following vote:

Ayes – Byrd, Spencer, Styron, Swindell and Tunnell
Nays – None

Holland Consulting Planners Consultant Chris Hilbert reported that Hyde County has received an $850,000 FY09 CDBG Community Development Block Grant to revitalize an area of Lake Swamp Road, including the extension of water and sewer to the area. Also included are repairs to income-eligible flood prone properties. The purpose of the public hearing is to add a Relocation line item to the L-1 budget (money that can be spent outside of the project area). This money is available because the bids for water and sewer were below the original estimate. Additionally, a resident of the project area is recently deceased and the property disposition has changed.

Mr. Hilbert recommended award of engineering contract to Rivers and Associates, Inc. for the design and contract administration required for the CDBG-funded US 264 sewer force main extension, plus design and contract administration for the rural center-funded sewer lift station, which is integral to the CDBG-funded sewer force main extension. The county staff and CDBG consultant will negotiate a not-to-exceed fee with Rivers and Associates, Inc. The not-to-exceed fee for the CDBG-funded portion of the work shall not exceed $57,000, which is the design and contract administration fee outlined in the preliminary engineering report for the CDBG application. The not to exceed fee for the sewer lift station component of the project shall not exceed the cost for engineering included in the Rural Center application for the lift station.

Mr. Hilbert reported that the two beneficiaries selected are income-eligible applicants on the HMA list. Any insurance funds received will be considered matching funds.

Commissioner Swindell moved to close public hearing on Proposed Budget Amendment for the FY09-CDBG-CR (Community Development Block Grant-Community Revitalization) Project. Mr. Byrd seconded the motion. The motion passed on the following vote:

Ayes – Byrd, Spencer, Styron, Swindell and Tunnell
Nays - None

Commissioner Styron moved to award the engineering contract to Rivers and Associates, Inc. for design and contract administration required for the CDBG-funded US 264 sewer force main extension, plus design and contract administration for the rural center-funded sewer lift station and to authorize county staff and CDBG consultant to negotiate a not to exceed fee with Rivers and Associates, Inc. Mr. Swindell seconded the motion. The motion passed on the following vote:

Ayes – Byrd, Spencer, Styron, Swindell and Tunnell
Nays - None

Southern Albemarle Association

Chairwoman Spencer reported that delegates need to be named as invitees to the Southern Albemarle Association Annual Convention. A list of delegates was submitted by William Griffin to attend the annual meeting on October 20, 2011 at the Vernon James Center.

Commissioner Tunnell moved to approve the list of Hyde County Delegates as presented. Mr. Swindell seconded the motion. The motion passed on the following vote:

Ayes – Byrd, Spencer, Styron, Swindell and Tunnell
Nays - None

FEMA Activities Update

FEMA Intergovernmental Affairs Specialist Peter Kaurup presented an update on essential FEMA recovery support services in Hyde County since Hurricane Irene. Mr. Kaurup reported:

- Public Assistance – is oriented to public entities and can fund the repair, restoration, reconstruction, or replacement of a public facility or infrastructure which is damaged or destroyed by a disaster.

- Federal Insurance and Mitigation Administration Post-Disaster – the CEO (Community Education and Outreach Group) promotes effective hazard mitigation through community education, outreach, training, and coordination with the public and private sectors.

- How to Apply for Public Assistance –
  1) Online – www.DisasterAssistance.gov
  2) Telephone – 1-800-621-3362
  3) TTY – 1-800-462-7585
  4) Smartphone – m.fema.gov
  5) Nearest Location – www.FEMA.gov/drclocator

- SBA (US Small Business Administration) Disaster Assistance – after registering with FEMA, homeowners and renters may be referred to SBA to apply for a low-interest disaster loan. In times of disaster, SBA provides low-interest loans to homeowners, renters and businesses of all sizes. SBA Customer Service Center:

  1) Telephone – 1-800-877-8339
  2) E-mail – disastercustomerservice@sba.gov
  3) Website – https://disasterloan.sba.gov/ela, or visit www.sba.gov

- Individual Assistance Sequence of Delivery – based on individual needs.

- Federal Disaster Declaration Fact Sheet – On August 31, 2011, President Obama issued a major disaster declaration for the State of North Carolina, triggering the release of Federal funds to help individuals recover from Hurricane Irene, which occurred on August 25, 2011 – September 1, 2011.

Change of Meeting Time

Commissioner Swindell moved to change the meeting time for the October 17, 2011 regular commissioners meeting from 7:00 PM to 6:00 PM in order to facilitate the meeting agenda. Mr. Byrd seconded the motion. The motion passed on the following vote:

Ayes – Byrd, Spencer, Styron, Swindell and Tunnell
Nays - None

Budgetary Matters:

Budget Transfers

Mosquito Control Chemicals: Health Director Wesley Smith reported that the County has used all of the chemicals purchased for ground spraying for mosquitoes, as well as one additional lot of chemicals. It is believed that additional spraying will be necessary, but funds are no longer available in the Health Department budget to cover additional purchases.

Environmental Health Coordinator Hugh Watson presented update on aerial spraying on September 29 and reported that results were good.

Mr. Smith reported that the aerial spraying cost was approximately $40,000, which should be reimbursed by FEMA.

Commissioner Swindell moved to approve transfer of funds from the Fund Balance line to cover additional purchase of chemicals. Mr. Byrd seconded the motion. The motion passed on the following vote:

Ayes – Byrd, Spencer, Styron, Swindell and Tunnell
Nays - None

County Commissioners Reports:

Commissioner Styron – reported that the Island is still recovering from Hurricane Irene and still experiencing difficulty with ferry use issues.

Commissioner Tunnell – reported that he attended a Mid-East Housing meeting where a one billion dollar shortfall from HUD was discussed; and, a Soil & Water Conservation meeting last week. Mr. Tunnell also reported that the dike held during Hurricane Irene and that it needs to be properly maintained.

Commissioner Swindell – reported that the Sladesville and Scranton communities are still recovering from Hurricane Irene. Mr. Swindell reported that soy bean crops were lost and cotton crops are still fair.

Commissioner Byrd – reported that he attended the Ribbon Cutting Ceremony for the Health Department Walking Trail in Fairfield near the ADAP Center.

Commissioner Spencer – reported that she also attended the Ribbon Cutting Ceremony where she had the opportunity to thank Ms. Betty Jo Sheppard for her assistance to Hyde County during Hurricane Irene. Ms. Spencer will be attending the Sea Level Rise Policy meeting in either Wilmington on October 11 or in Columbia on October 13.

Department Reports:

- Health Department
- Animal Control
- Board of Health Minutes

Calendar Notes:

- Hyde County Chamber of Commerce – 2011 Hyde County Law Enforcement Appreciation Dinner on October 5, 2011 at 1:00 PM at Martelle's Restaurant in Engelhard
- AgCarolina Financial – Customer Appreciation Day on October 6, 2011 from noon until 2:00 PM at the Swan Quarter Branch
- NC DENR, Coastal Resource Commission – Sea Level Rise Policy Meeting on October 11, 2011 in Wilmington, NC or on October 13, 2011 in Columbia, NC
- BCAC – 2011 Down East Fall Arts & Crafts Show on October 29, 2011 at the Courthouse Square in Swan Quarter, NC

Closed Session:

Commissioner Swindell moved to enter closed session pursuant to G.S. N.C.G.S. 143-318.11 (a)(3). Mr. Byrd seconded the motion. The motion passed on the following vote:

Ayes – Byrd, Spencer, Styron, Swindell and Tunnell
Nays – None

Commissioner Swindell moved to come out of closed session. Mr. Byrd seconded the motion. The motion passed on the following vote:

Ayes – Byrd, Spencer, Styron, Swindell and Tunnell

Nays – None

Commissioner Swindell moved to adjourn the meeting. Mr. Byrd seconded the motion. The motion passed on the following vote:

Ayes – Byrd, Spencer, Styron, Swindell and Tunnell
Nays – None

The meeting adjourned at 8:42 P.M.

Respectfully submitted:

Minutes approved on the 17th day of October, 2011.

Lois Stotesberry

Lois Stotesberry, Deputy Clerk
Hyde County Board of Commissioners

Sharon Spencer

Sharon Spencer, Chair
Hyde County Board of Commissioners

Attachments: None