

**Meeting Minutes**

**Board of County Commissioners  
Hyde County**

**Monday, November 7, 2016**

Chairman Earl Pugh, Jr. called the Regular Meeting of the Hyde County Board of Commissioners to order on Monday, November 7, 2016, in the Hyde County Government Center, Multi-Use Room, and the Ocracoke School Commons Room using electronic conferencing equipment.

The following members were present on the mainland: Chairman Earl Pugh, Jr., Vice-chairman Barry Swindell, Dick Tunnell and Ben Simmons; Attorney Fred Holscher; County Manager Bill Rich; Clerk to the Board Lois Stotesberry; and, members of the public.

Commissioner John Fletcher joined the meeting, at 6:10p.m., in the Government Center.

Public Information Officer Teresa Adams and members of the public were present on Ocracoke.

Following a moment of silence in memory of Dare County Commissioner Warren Judge and opening prayer by Commissioner Tunnell and pledge of allegiance, the meeting was called to order.

**Agenda:**

Commissioner Swindell moved to approve the November 7, 2016 Hyde County Board of Commissioners Regular Meeting Agenda as presented by the Clerk with addition of Items of Consideration – Item No. 1.c. Resolution – Designation of Applicant’s Agent; Item No. 9.a. - Crop Damage; Item No. 9.b. Response to NC DCM Recommendations; and, Item No. 10. - Creation of Water and Flood Coordinator Position. Mr. Tunnell seconded the motion. The motion passed on the following vote: Ayes – Pugh, Tunnell, Simmons and Swindell; Nays – None; Absent or not voting – Fletcher.

**Consideration of Minutes:**

Commissioner Simmons moved to approve the October 3, 2016 Hyde County Board of Commissioners Regular Meeting Minutes as presented by the Clerk. Mr. Tunnell seconded the motion. The motion passed on the following vote: Ayes – Pugh, Tunnell, Simmons and Swindell; Nays – None; Absent or not voting – Fletcher.

Commissioner Simmons moved to approve the October 4, 2016 Hyde County Board of Commissioners Emergency Meeting Minutes as presented by the Clerk. Mr. Swindell seconded the motion. The motion passed on the following vote: Ayes – Pugh, Tunnell, Simmons and Swindell; Nays – None; Absent or not voting – Fletcher.

**Presentations:**

**Wireless Telecommunications Facility**

Kris Cahoon-Noble, Assistant County Manager, reported that Verizon Wireless is proposing modification to an existing wireless telecommunications facility located at 124 Cedar Road, Ocracoke, NC. This modification will enhance services to the surrounding community for various mobile devices. According to construction drawings submitted by Jacobs Engineering Group, the scope of work includes “modification of an existing self-support (lattice) tower facility. Three (3) antennas are to be removed and six (6) new antennas and three (3) radio units will be added on the tower located within the existing fenced compound. Verizon Wireless antennas are to be mounted on an 85’ centerline on the existing tower. No additional equipment cabinets are being proposed in the existing Verizon shelter for the project. No electrical work is required for this project. No height increase to the tower and no footprint changes on the ground are to occur.

Ms. Noble has reviewed the Telecommunications Ordinance specifically Article III. Wireless Telecommunications Facilities, in regards to the application and has found the application and proposed scope of work to be compliant under the Ordinance. The Board of Commissioners must review and approve applications before the building inspector can permit construction.

Commissioner Simmons moved to approve request from Verizon Wireless to modify an existing wireless telecommunications facility located at 124 Cedar Road, Ocracoke, NC. Mr. Fletcher seconded the motion. The motion passed on the following vote: Ayes – Fletcher, Pugh, Tunnell, Simmons and Swindell; Nays – None; Absent or not voting – None.

**Adoption of 2017 Revaluation Schedules, Standards and Rules**

Linda Basnight, Tax Administrator, presented “Resolution Adopting 2017 Revaluation Schedules, Standards and Rules”. Ms. Basnight reported a property owner who asserts that the schedules, standards and rules are invalid may except to the order and appeal therefrom to the North Carolina Property Tax Commission within 30 days of the date when the notice of the order adopting the schedules, standards and rules was first published.

Commissioner Fletcher moved to adopt “Resolution Adopting 2017 Revaluation Schedules, Standards and Rules”. Mr. Tunnell seconded the motion. The motion passed on the following vote: Ayes – Pugh, Fletcher, Tunnell, Simmons and Swindell; Nays – None; Absent or not voting – None.

*Clerk’s Note: A copy of “Resolution Adopting 2017 Revaluation Schedules, Standards and Rules” is attached herewith as Exhibit A and incorporated herein by reference.*

**Acceptance of Airport Block Grant/Non Primary Entitlement Agreement**

Jane Hodges, Hyde County Airport Director, requested acceptance of State Aid to Airports Block Grant/Non Primary Entitlement Agreement Project 36237.57.12.1 for New Beacon Construction and Project 36237.57.12.2 for Terminal Area Drainage Construction at the Hyde County Airport, 470 Airport Road, Engelhard, NC.

Commissioner Swindell moved to adopt “Block Grant/Non Primary Entitlement Agreement and Resolution for Project 36237.57.12.1 and Project 36237.57.12.2”. Mr. Tunnell seconded the motion. The motion passed on the following vote: Ayes – Pugh, Fletcher, Tunnell, Simmons and Swindell; Nays – None; Absent or not voting – None.

*Clerk’s Note: A copy of “Block Grant/Non Primary Entitlement Agreement and Resolution Project 36237.57.12.1 and Project 36237.57.12.2” is attached herewith as Exhibit B and incorporated herein by reference.*

**Lake Mattamuskeet Watershed Restoration Plan Project**

Pete Campbell, Manager, Mattamuskeet Wildlife Refuge, presented Lake Mattamuskeet Watershed Restoration Plan Project and submitted a draft list of stakeholder groups that will be important to engage in the project moving forward. Mr. Campbell presented a Plan of Work for the study, including estimated costs, from the Coastal Federation who could be the facilitating entity to shepherd the process along.

October 28, 2016

**MEMORANDUM**

TO: Michelle Moorman, U.S. Fish and Wildlife Service  
FROM: Erin Fleckenstein, North Carolina Coastal Federation  
SUBJECT: Lake Mattamuskeet Watershed Restoration Plan Project

**Background and purpose**

Lake Mattamuskeet is experiencing declining water quality and is currently considered to have water quality impairments that violate state and federal water quality classifications and standards. It has high *Chlorophyll a* and *pH* levels. Declines in submerged aquatic vegetation (SAV) habitats and increases in the occurrence of harmful algal blooms are also concerns. Several research initiatives are underway to better understand issues with the lake’s water quality and SAV habitats.

The existing *Mattamuskeet Technical Working Group* is a collaborative that works to identify, prioritize and conduct monitoring and research at Mattamuskeet National Wildlife Refuge. It has identified the need to develop a watershed restoration plan that will identify achievable and realistic goals for improving water quality in the lake, and then outline practical steps that can be implemented to achieve those goals. Key to the development of the plan is engagement of stakeholders with interests in the lake in an open process. These stakeholders are needed to identify and quantify the problems that need to be addressed and forge solutions and management actions. The North Carolina Coastal Federation proposes to assist the stakeholders in facilitating the development of this plan using a proven methodology that has been used for the Mattamuskeet Drainage District and other North Carolina coastal communities. This plan, once approved, will meet federal and state requirements that will position the stakeholders to apply for grants that fund the implementation of watershed management strategies outlined in the plan.

**What is a watershed restoration plan?**

A watershed restoration plan is a voluntary plan that can be used to provide the framework to restore an impaired waterbody and can provide guidance for future protection of that waterbody. Plans are specific to a watershed and identify waterbody pollutants. The plan recommends management strategies that have been devised by all stakeholders based on the sources and stressors identified that when implemented will work to restore water quality.

In accordance with the U.S. Environmental Protection Agency’s (EPA) Watershed Program there are nine key elements which must be present within any given plan in order to qualify for 319 Grant funding (319 refers to Section 319 of the Clean Water Act). Section 319 of the Clean Water Act allows EPA to provide money to states for projects that address nonpoint source pollution. Funding can be used for the implementation of approved watershed restoration plans. In addition, the plan provides a basis and support for securing other funding from an array of federal and state agencies that support water quality enhancement efforts.

**Goals of developing a watershed restoration plan for Lake Mattamuskeet**

The process for developing this plan will be transparent and inclusive. The ultimate goal of the plan is to improve water quality so that the lake meets its water quality classifications and standards. There are likely to be interim goals and benchmarks established that will include a suite of projects to be completed that will contribute to the water quality goals that stakeholders establish. The timeframe for completing recommended actions in the plan will be determined by stakeholders, but is likely to extend over several decades. Progress in achieving benchmarks in the plan should be thoroughly evaluated every five years, and the plan should be periodically updated to reflect lessons learned and water quality benefits that have been achieved.

#### How is a Watershed Restoration Plan developed?

The development of the watershed restoration plan is an inclusive and transparent process that uses local stakeholder knowledge as well as scientific research to develop a set of voluntary steps that can be followed to improve water quality. The process allows for it to be an adaptive and evolving process so that as projects are implemented and lessons are learned the plan can be improved or modified.

#### Key Steps in developing a Watershed Restoration Plan for Lake Mattamuskeet

In developing a plan for Lake Mattamuskeet, the federation will follow these key steps:

1. Convene an inclusive group of stakeholders: (a) Outline the process of watershed restoration plan development; (b) Come to consensus on the framework and process for how the plan will be developed and how decisions will be made with the diverse group of stakeholders; and (c) Develop and agree upon primary goals of the plan and interim goals.
2. Organize technical and management experts who understand the water quality concerns: (a) Local experts who understand the landscape and water management concerns; and (b) Elected and agency officials who understand the reality of accomplishing the goals and plan outlined.
3. Summarize all current research to discuss current status and trend of the lake water quality: (a) Develop outreach materials that explain current status and trends; (b) Present summary of research to stakeholders in a public meeting; and (c) Analyze historic and current lake hydrology through a GIS study.
4. Capture oral and written history of changes to or improvements in hydrology around the lake: (a) Capture history of changes to lake water management; (b) Capture history of changes to the surrounding landscape; and (c) Analyze historic (pre-water quality impairment) hydrology and current hydrology.
5. Engage stakeholders and surrounding landowners in watershed plan development: (a) Ensure community awareness and understanding of issues facing the lake; (b) Understand community concerns so they can be addressed in developing solutions; (c) Meet one-on-one with key stakeholders and community members to discuss their concerns; and (d) Summarize and present findings from community discussions.
6. Research and develop possible solutions for addressing water quality concerns: (a) Incorporate input from stakeholders and technical advisors; (b) Incorporate novel technology and hydrologic restoration when appropriate; and (c) Identify conservation lands that could be used and/or purchased for future water management.
7. Analyze impact of solutions: (a) Evaluate the potential water quality benefit of the possible solutions; (b) Analyze future hydrologic conditions if various proposals are implemented; and (c) Present and rank possible solutions with stakeholders.
8. Summarize priorities and next steps, develop outreach materials and submit watershed restoration plan for EPA approval.

#### **Scope of work**

The federation will coordinate and facilitate the development of the watershed restoration plan. This will include multiple community engagement initiatives and stakeholder meetings. It will perform a GIS watershed analysis of the historic and current watershed and hydrologic conditions as well as analyze the potential outcomes from future management actions. A full watershed restoration plan will be prepared and submitted to the Division of Water Resources for approval. A summary document for public education and outreach will also be developed.

This project will cost \$70,000 and will include federation staff time and expenses to conduct stakeholder meetings and engagement as well as technical analysis and plan writing. The budget covers travel, hiring a GIS contractor for the watershed analysis; and the design and printing of outreach materials. The plan development would take approximately 18 months.

#### **Qualifications**

With previous financial support from EPA, the federation has developed a [guidebook](#) that it distributes through its website for preparing watershed plans. This guidebook was developed based upon experience in devising plans for numerous coastal communities, including the nearby Mattamuskeet Drainage District. The federation has a proven track record in Hyde County for working with stakeholders in a cooperative and constructive fashion to devise practical and effective watershed restoration strategies and projects.

Please do not hesitate to contact me if you have questions or suggestions about this project. The federation looks forward to helping address the community's concerns about the lake, and helping to find solutions to these issues.

#### **Draft List of Potential Stakeholders, Lake Mattamuskeet Watershed Planning (11/2/2016)**

Hyde County Government  
U.S. Fish and Wildlife Service  
N.C. Wildlife Resources Commission  
Hyde County Soil and Water Board  
N.C. Department of Transportation  
Representatives from residential communities (Fairfield and St. Lydia)  
Representatives from farming community  
Representatives from waterfowl impoundment owners  
Representatives from Hospitality Business owners  
Representative from Fairfield Drainage district

#### **Potential other stakeholder groups to consider, but who don't hold land within the watershed**

Division of Marine Fisheries  
Recreational User Groups

Commissioner Simmons moved to approve Lake Mattamuskeet Restoration Program; to put \$15,000.00 (Hyde County's obligation) in the FY 17-18 Hyde County Budget; and, to apply for grant funding from DCM in April, 2017. Mr. Tunnell seconded the motion. The motion passed on the following vote: Ayes – Pugh, Fletcher, Tunnell, Simmons and Swindell; Nays – None; Absent or not voting – None

#### **Employee Recognition:**

Bill Rich, County Manager, recognized and thanked employees, members of Ocracoke Control Group, federal, state and local representatives who worked on Hurricane Matthew. Mr. Rich plans to have an oyster roast to show appreciation to those who worked to make it as smooth as possible.

**Public Comments:**

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

**Items of Consideration:**

**Resolutions – Designation of Authority – ABC License**

Kris Cahoon-Noble, Assistant County Manager, reported former Sheriff David Mason is currently listed as the authorized designee for recommendations to the North Carolina Alcohol Beverage Control Commission on ABC permit applications. Ms. Noble requested former Sheriff Mason be removed and current Sheriff Guire Cahoon be the authorized designee.

*Clerk's Note: A copy of "Resolution Of The County Of Hyde Regarding The Designation Of An Official To Make Recommendations To The North Carolina Alcoholic Beverage Control Commission On ABC Permit Applications" is attached herewith as Exhibit C and incorporated herein by reference.*

**Hyde Soil & Water Conservation District**

Debbie Cahoon, District Technician/ Education Coordinator, reported the Hyde Soil & Water (S&W) Conservation District Board supports agriculture land-users while promoting the wise use of natural resources through implementation of best management practices.

The S&W Board encourages seeking ways to protect the water quality on the lake that does not prove to be detrimental to the sustainability of the agriculture industry in Hyde County. The S&W Board is committed to serving as the stakeholders of a local plan that promotes the sustainability of agriculture and works to improve water quality on Mattamuskeet Lake.

No action required at this time.

*Clerk's Note: A copy of "Resolution Of The Hyde Soil & Water Conservation District Board Expressing Support for the US Fish and Wildlife Service's (FWS) Proposed Plan to Cooperatively Address Lake Mattamuskeet Water Issues" is attached herewith as Exhibit D and incorporated herein by reference.*

**Resolution – Designation of Applicant's Agent**

Bill Rich, County Manager, presented NC Division of Emergency Management Resolution Designation of Applicant's Agent authorizing Primary Agent Corrinne Gibbs and Secondary Agent Justin Gibbs to:

- Execute and file applications for federal and/or state assistance on behalf of Hyde County for the purpose of obtaining certain state and federal financial assistance under the Robert T. Stafford Disaster Relief & Emergency Assistance Act; and
- Represent and act for Hyde County in all dealings with the State of North Carolina and the Federal Emergency Management Agency for all matters pertaining to such disaster assistance required by the grant agreements and the named agents are authorized to act severally.

Commissioner Pugh moved to adopt Resolution – Designation of Applicant's Agent". Mr. Swindell seconded the motion. The motion passed on the following vote: Ayes – Pugh, Fletcher, Tunnell, Simmons and Swindell; Nays – None; Absent or not voting – None.

*Clerk's Note: A copy of "Resolution – Designation of Applicant's Agent" is attached herewith as Exhibit E and incorporated herein by reference.*

**Proclamation To Terminate Mandatory Visitor Evacuation**

Effective October 16, 2016, Chairman Earl Pugh, Jr. proclaimed "Termination of Mandatory Visitor Evacuation Order Issued for Ocracoke Island – Hurricane Matthew".

*Clerk's Note: A copy of "Termination of Mandatory Visitor Evacuation Order Issued for Ocracoke Island – Hurricane Matthew" is attached herewith as Exhibit F and incorporated herein by reference.*

**Appointments:**

**Mid-East Regional Housing Authority Board**

Commissioner Swindell moved to re-appoint Commissioner Dick Tunnell to serve another term on the Mid-East Regional Housing Authority Board. Mr. Simmons seconded the motion. The motion passed on the following vote: Ayes – Pugh, Fletcher, Tunnell, Simmons and Swindell; Nays – None; Absent or not voting – None.

### **Hyde Transit Board**

Commissioner Tunnell moved to appoint Isabelle Homes, Representative of Mattamuskeet Village, to serve on the Hyde County Transit Board. Mr. Fletcher seconded the motion. The motion passed on the following vote: Ayes – Pugh, Fletcher, Tunnell, Simmons and Swindell; Nays – None; Absent or not voting – None.

### **Hyde County Personnel Policy – Dress Code**

Tammy Blake, Human Resources Director, provided examples of personal appearance in the workplace from surrounding counties and from Tideland EMC. The Hyde County Personnel Policy – Article V. Conditions of Employment – Section 7. Personal/Professional Demeanor and Section 8. Dress Code – does not address tattoos.

*Section 7. Personal/Professional Demeanor – All employees are required to keep themselves neat, clean and groomed in a professional manner. All employees shall present a professional appearance appropriate to their position, proper for the work activity and in a manner which reflects favorably upon the County. Employees shall by virtue of their speech, dress, mannerisms and any other observable behaviors, promote a general atmosphere of respect for the general public and fellow employees.*

*Section 8. Dress Code - In an effort to maintain an excellent overall appearance at all times, each County employee is expected to present him or herself in a professional manner and should consider their attire for appropriateness. While each employee is allowed to use reasonable judgment to determine what appropriate professional attire is, the Department Head or designee has the authority to deem dress or appearance unprofessional and can require the employee to immediately make changes in dress or appearance. Employees that consistently abuse the Dress Code Policy are subject to disciplinary action up to and including termination of his/her employment. Department Heads and Supervisors are encouraged to discuss overall expectations in regard to appropriate work attire and assist employees in understanding what is not acceptable. Department Heads, upon receiving prior approval from the County Manager, may modify the above-referenced policy for an entire Department based upon valid reasons for specific situations.*

No action taken.

### **Records Schedule Amendments**

Bill Rich, County Manager, reported the Government Records Section of the State Archives of North Carolina announced that amendments are now available to the County Management and County Sheriff's Office records retention schedules. These amendments clarify the retention for 911 calls received as text messages and reflect the legislation governing body-worn cameras for law enforcement personnel, which went into effect on October 1, 2016.

Commissioner Simmons moved to approve County Management and County Sheriff's Office Records Retention Schedule Amendments. Mr. Swindell seconded the motion. The motion passed on the following vote: Ayes – Pugh, Fletcher, Tunnell, Simmons and Swindell; Nays – None; Absent or not voting – None.

### **Salary Assessment**

Commissioner John Fletcher conducted discussion on Tax Department salaries.

No action taken.

### **Permit Application for Installation of Pipe**

Daniel Brinn, Tar-Pamlico River Basin & NCACSP Technician, reported a group of farmers with the support of the Swan Quarter Steering Committee and Hyde County have been actively pursuing the installation of a permanent discharge pipe for pumping activity through the Swan Quarter Dike at the end of Farrow Road.

Commissioner Fletcher moved to accept the responsibility as the permitting applicant and authorize Daniel Brinn agent to act on their behalf to complete the permit application to ensure that installation is completed with final design and permit documentation. Mr. Tunnell seconded the motion. The motion passed on the following vote: Ayes – Pugh, Fletcher, Tunnell, Simmons and Swindell; Nays – None; Absent or not voting – None.

Commissioner Fletcher moved to direct the newly appointed permit officer to make an effort to retain a permanent pump on the Carawan Canal (town ditch). The motion died for lack of a second.

### **Flood Mitigation Assistance Project Approval**

Kris Cahoon-Noble, Assistant County Manager, reported Hyde County has received notification that Project FMA-PJ-04-NC-2015-004 has been approved through the Flood Mitigation Assistance Grant Program pursuant to the Congressional Appropriations for Fiscal Year 2015. The total project cost is \$226,937.00. This consists of \$204,243.30 in federal funds, which will be awarded to the county and \$22,693.70 non-federal funds, which represent the homeowner's share. FY2015 FMA funding will allow the county to facilitate the elevation of (2) residential properties located in Engelhard at 255 Lazy Lane and 275 Lazy Lane.

Commissioner Tunnell moved to approve Kris Cahoon-Noble as the designated agent for the project and grant authority to accept the grant agreement for project FMA-PJ-04-NC-2015-004. Mr. Simmons seconded the motion. The motion passed on the following vote: Ayes – Pugh, Fletcher, Tunnell, Simmons and Swindell; Nays – None; Absent or not voting – None.

**Update – Sale of Hydeland Home Care Agency**

Bill Rich, County Manager, reported the sale of Hydeland Home Care Agency to Liberty Homecare Group, LLC closed and the money wired on November 3<sup>rd</sup>. In accordance with Board action on October 3, 2016, \$125,000.00 will be held in an escrow account.

**2016 Hyde County Crop Damage Overview**

Andrea Gibbs, Agricultural Extension Agent, reported 2016 has been a challenging year for Hyde County farmers. Based on 2012 Hyde County Census total acres of farmland equaled 107,559 and total cash receipts were \$74,452,788. In 2012 Hyde County ranked third in corn production, 11<sup>th</sup> in cotton production, 22<sup>nd</sup> in soybean production and 11<sup>th</sup> in wheat production.

According to the State Climate Office of North Carolina, normal rainfall totals 40-55 inches annually. From January to October the weather station in Fairfield (supported by US/State Forrest Service) recorded 63.4”.

**2016 Crop Acres**

- Cotton – 6,022.33 Acres
- Soybeans – 31,792.53 Acres
- Corn – 31,094.59 Acres
- Snap Beans – 2,118.31 Acres

**Tropical Storms Bonnie & Collin**

- Time Frame: May 26 – June 7, 2016
- Rainfall Total: 10” to 15”
- Crops Damaged: Corn, Cotton, Soybeans, Snap Beans

**Hurricane Hermine**

- Time Frame: September 2 – 4, 2016
- Category 1 Hurricane
- Rainfall Total: 8” to 10”
- Wind Speed: 50 – 60 MPH
- Crops Damaged: Corn, Soybeans (15%), Cotton (100%)

**Hurricane Matthew**

- October 8, 2016
- Category 1 Hurricane
- Rainfall Total: 6” to 10”
- Crops Damaged: Cotton, Soybeans, Snap Beans
- FSA Damage Estimates:
  - Cotton – 75% Total Loss With The Remaining 25% Yielding An Estimated 350lb/Acre
  - Soybeans – 60% Total Loss

**Response to NC DCM Recommendations**

Kris Cahoon-Noble, Assistant County Manager, reported Hyde County has worked with the NC Division of Coastal Management (DCM) on an agricultural drainage study. In September 2016, the Executive Director of DCM sent a memorandum in regard to the progress of the study. The project is slated to be completed by March 2017. Ms. Noble requested approval to send a response memorandum to Braxton Davis, DCM Director.

To: Braxton Davis, DCM Director  
From: Hyde County Board of Commissioners  
Date: November 7, 2016  
Subject: Agricultural Drainage Initiative Project Update

The Hyde County Board of Commissioners appreciates the efforts on behalf of NC DCM to work on the agricultural drainage initiative. We also appreciate the update provided on September 2, 2016 and would like to respond as follows:

- It is agreed that Hyde County could greatly benefit from a point person capable of taking the lead on drainage related projects from conception through permitting, construction and on through operation/maintenance.
- It is agreed that there is interest in exploring the development of drainage districts within the County in order to establish easements for work corridors, responsible parties, operating procedures, etc.

- It is agreed that it would be beneficial for NC DCM to develop a document with a series of short and long-term recommendations, including a section on technical and funding sources available to the county. This document should include a step-by-step guide (tutorial) on the process for obtaining permits for various drainage related projects.
  - It is agreed that there would be a benefit in including a case study of the Sloum District and how that area is formalizing a drainage district that could be used as a model for other areas in the county.
  - Hyde County would like DCM to proceed in asking staff to explore options for CAMA rule modification to address common issues related to agricultural drainage including but not limited to the inability to clear and snag no more than the middle 50% of manmade agricultural drainage ditches.
  - Hyde County will move forward in exploring the potential of a comprehensive water management plan.
  - Hyde County will partner with US Fish and Wildlife Service, NC Wildlife Resources Commission and the Coastal Federation on a Comprehensive Water Management Plan for the Mattamuskeet Watershed. USFWS presented a proposal at the October Board of Commissioners meeting asking Hyde County to join USFWS and NCWRC in contracting the Coastal Federation to complete the study at a cost of \$75,000.00 with \$30,000.00 contributed by USFWS, \$30,000.00 contributed by NC WRC and the additional \$15,000.00 contributed by Hyde County. Given the recent proposed CAMA rule changes, intended to shift the primary focus of grant funding from local land use plans to a broad variety of local projects that address coastal issues and allow the Division of Coastal Management to focus on specific issues or areas of Coastal Resources Commission (CRC) interest in awarding grant funds, Hyde County would like to be considered for a \$15,000.00 CAMA grant to participate in the above outlined plan with USFWS and NC WRC.
- We look forward to your feedback and in moving forward with the action items listed above. Hyde County thanks NC DCM for their commitment to the project and working on this important issue for our coastal communities in Eastern NC.

Commissioner Swindell moved to authorize Kris Cahoon Noble to send a letter to Braxton Davis, DCM Director, referencing the Agricultural Drainage Initiative Project Update. Mr. Tunnell seconded the motion. The motion passed on the following vote: Ayes – Pugh, Fletcher, Tunnell, Simmons and Swindell; Nays – None; Absent or not voting – None.

**Creation of Water and Flood Coordinator Position**

Bill Rich, County Manager, reported Hyde County has identified protection of our homes, businesses, infrastructure, critical facilities and land resources as a critical need requiring county resources. Hyde County geography dictates that it may experience flooding both from rainfall and tides. The existing systems of canals and natural waterways are critical to manage these fluctuations in water levels.

Through work over the last several years with North Carolina Sea Grant and North Carolina Division of Coastal Management (DCM), coupled with the adverse weather, it has become increasingly evident that a county point person would benefit and enhance our efforts to protect Hyde County.

Commissioner Simmons moved to approve the Water and Flood Coordinator Position and authorize the County Manager to work with drainage districts, citizens, business owners, state and federal agencies and Hyde County’s Human Resources Consultant to define the job description and create and advertise the position; and to direct County Manager Rich to come back to the Board with his recommendation at the December 5, 2016 Board of Commissioners meeting. Mr. Tunnell seconded the motion. The motion passed on the following vote: Ayes – Pugh, Tunnell, Simmons and Swindell; Nays – Fletcher; Absent or not voting – None.

**2017 Contract with McClees Consulting, Inc.**

Bill Rich, County Manager, presented contract with McClees Consulting, Inc. for renewal.

Commissioner Tunnell moved to approve renewal of the 2017 Contract with McClees Consulting, Inc. Mr. Simmons seconded the motion. The motion passed on the following vote: Ayes – Pugh, Fletcher, Tunnell, Simmons and Swindell; Nays – None; Absent or not voting – None.

**Hurricane Debris/FEMA Update**

Bill Rich, County Manager, presented update on FEMA and ongoing debris pick-up on Ocracoke Island and Mainland Hyde County.

No action required.

**Budget Transfers:**

Bill Rich, County Manager, presented the following budget transfers for Board of Commissioner approval.

<b><u>Inspections</u></b>	
Auto Maintenance	\$ 1,000.00
<b><u>Health Department</u></b>	
BR10-17 – Maternal	\$ 600.00
BR11-17 – Family Connects	\$ 700.00
BR12-17 – Adult Health	\$ 5,300.00
BR14-17 – Healthy Communities	\$ 1,400.00

Commissioner Swindell moved to approve Inspections and Health Department BR10-17, BR11-17, BR12-17 and BR14-17 transfers as presented. Mr. Simmons seconded the motion. The motion passed on the following vote: Ayes – Pugh, Fletcher, Tunnell, Simmons and Swindell; Nays – None; Absent or not voting – None.

**Management Reports:**

**Commissioner John Fletcher** – discussed bureaucracy in the county.

**Commissioner Ben Simmons** – attended FEMA meetings here and in Dare County. Mr. Simmons acknowledged former DSS Director Gloria Spencer for 34 years of service to Hyde County.

**Commissioner Barry Swindell** – thanked Natalie Wayne and Lee Brimmgage for the rabbit and chicken show; and, reminded citizens to vote.

**Commissioner Dick Tunnell** – thanked the Board for his re-appointment to the Mid-East Regional Housing Authority. Mr. Tunnell will be attending the Farm Bureau annual convention in December.

**Chairman Earl Pugh, Jr.** – thanked Manager Rich for work done on FEMA reimbursements. Mr. Pugh attended Ocracoke Control Group meetings from October 4<sup>th</sup> through 10<sup>th</sup> and the Southern Albemarle Association meeting. He toured Mattamuskeet Farms and discussed drainage issues. Mr. Pugh presented a letter of thanks to the Board of Commissioners for supporting WWII Coastwise Merchant Mariners.

*Clerk's Note: A copy of "Veterans Support – Letter from J. Don Horton, President, WWII Coastwise Merchant Mariners" is attached herewith as Exhibit G and incorporated herein by reference.*

**County Manager Bill Rich** – gave update on various projects and other administrative matters. Mr. Rich reported on meeting with Kathy Davison, Executive Director, Albemarle Commission, to explore funding available to Hyde County. He also thanked staff members who assisted during Hurricane Matthew. Mr. Rich's October 2016 calendar was provided.

**Assistant County Manager Kris Noble** – reported on meetings and events she attended in October.

**Public Comments:**

Chairman Pugh called for comments from the public.

**Connie Lienbach, Ocracoke** – thanked everyone for work done before and after Hurricane Matthew.

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

**Closed Session (none)**

**Adjourn**

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

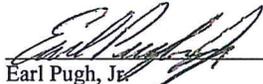
The meeting adjourned at 9:15p.m.

Respectfully submitted:

Minutes approved on the 5<sup>th</sup> day of December 2016.

Attest:

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

  
Earl Pugh, Jr.  
Chair, Hyde County Board of Commissioners

Attachments:

**Exhibit A: "Resolution Adopting 2017 Revaluation Schedules, Standards and Rules"**

**Exhibit B: "Block Grant/Non Primary Entitlement Agreement and Resolution Project 36237.57.12.1 and Project 36237.57.12.2"**

- Exhibit C:** *“Resolution Of The County Of Hyde Regarding The Designation Of An Official To Make Recommendations To The North Carolina Alcoholic Beverage Control Commission On ABC Permit Applications”*
- Exhibit D:** *“Resolution Of The Hyde Soil & Water Conservation District Board Expressing Support for the US Fish and Wildlife Service’s (FWS) Proposed Plan to Cooperatively Address Lake Mattamuskeet Water Issues”*
- Exhibit E:** *“Resolution – Designation of Applicant’s Agent”*
- Exhibit F:** *“Termination of Mandatory Visitor Evacuation Order Issued For Ocracoke Island – Hurricane Matthew”*
- Exhibit G:** *“Veterans Support – Letter from J. Don Horton, President, WWII Coastwise Merchant Mariners”*



**HYDE COUNTY  
NORTH CAROLINA**

**RESOLUTION**

**ADOPTING  
2017 REVALUATION SCHEDULES, STANDARDS AND RULES**

**The schedules, standards and rules to be used in the 2017 scheduled reappraisal of Real property in Hyde County have been adopted and are open to examination In the Office of the Hyde County Tax Assessor.**

**A property owner who asserts that the schedules, standards, and rules are invalid may except to the order and appeal therefrom to the North Carolina Property Tax Commission within 30 days of the date when the notice of the order adopting the schedules, standards and rules was first published.**

Upon motion made by Ben Simmons, seconded by John Fletcher, with all Board members voting in favor,

**BE IT RESOLVED THAT THE 2017 REVALUATION SCHEDULES, STANDARDS AND RULES BE ADOPTED THIS THE 7<sup>TH</sup>. DAY OF NOVEMBER, 2016.**

  
EARL PUGH, JR.

CHAIRMAN

  
LOIS M. STOTESBERRY

CLERK TO THE BOARD



**BLOCK GRANT/NON PRIMARY ENTITLEMENT AGREEMENT**

STATE AID TO AIRPORTS BLOCK GRANT

AIRPORT: HYDE COUNTY

BETWEEN

AIRPORT

THE N. C. DEPARTMENT OF TRANSPORTATION,  
AN AGENCY OF THE STATE OF NORTH CAROLINA

AND

PROJECT NO: 36237.57.12.1

HYDE COUNTY

THIS AGREEMENT made and entered into this the 7<sup>th</sup> day of November, 20 16, by and between the NORTH CAROLINA DEPARTMENT OF TRANSPORTATION (hereinafter referred to as "Department") and HYDE COUNTY, the owner of HYDE COUNTY AIRPORT (hereinafter referred to as "Sponsor").

WITNESSETH

WHEREAS, Chapter 63 of the North Carolina General Statutes authorizes the Department to administer a program of State Aid to Airports, subject to the limitations stated in that Chapter; and

WHEREAS, the Department has received the approval of the Federal Aviation Administration to administer certain Airport Improvement Program Funds in North Carolina under the provisions of the State Block Grant Program in accordance with Chapter 63-71; and the FAA Modernization and Reform Act of 2012; and

WHEREAS, the Department has approved a grant of funds to the Sponsor for State Block Grant and *Non Primary Entitlement* Program funds.

NOW THEREFORE, the Department and the Sponsor do hereby mutually agree as follows:

- 1) That the approved scope of this project shall consist of:

**NEW BEACON CONSTRUCTION**

- 2) That the Grant of funds shall include maximum funding obligations for federal funds which shall be:

**State Block Grant Program:** \$92,476 (not to exceed 90% of the final total costs)

- 3) That the funding obligations referenced in (2) above shall be the maximum obligations based on the final cost of eligible work items in the approved project, as certified by the Sponsor

- 4) That the Sponsor shall promptly undertake the Project and complete all work on the Project no later than the 31st day of MARCH 2017, unless a written extension of time is granted by the Department.

- 5) That all work performed on the Project shall conform to the approved scope of work referenced in this Agreement. Any amendments or modifications to the approved scope of work, approved grant amounts, or this Agreement shall not be authorized by the Department unless they are contained in a written modification to this Agreement and fully executed by both the Sponsor and the Department.
  
- 6) Debarment and Suspension: The Grantee agrees to comply, and assures the compliance by each of its third party contractors and subrecipients at any tier, with the provisions of Executive Orders Nos. 12549 and 12689, "Debarment and Suspension," 31 U.S.C. § 6101 note, and U.S. DOT regulations on Debarment and Suspension at 49 C.F.R. Part 29.
  
- 7) The Sponsor certifies that it has adhered to all applicable laws, regulations, and procedures in the application for and Sponsor's approval of this Grant.
  
- 8) For a material breach of this Agreement or the Sponsor's Assurances, the Sponsor shall be liable to the Department for the return of all grant monies received.
  
- 9) The Sponsor agrees to adhere to the standards and procedures contained in the State Aid to Airports Program Guidance Handbook (third edition, dated January 1997), unless the Department issues a written waiver to the contrary.
  
- 10) The Sponsor agrees to adhere to and be bound by the Grant Assurances of the Federal Aviation Administration, said Grant Assurances contained in Appendix I of this Grant Agreement. Further, the Sponsor agrees that it shall be responsible to the Federal Aviation Administration, or its designated agent, for enforcement of such Grant Assurances including any penalties, sanctions, or other actions which may be legally enforceable for lack of compliance with said Grant Assurances.
  
- 11) The Sponsor agrees to comply with the "Sponsor Assurances" contained as part of this Agreement.
  
- 12) N.C.G.S. § 133-32 and Executive Order 24 prohibit the offer to, or acceptance by, any State Employee of any gift from anyone with a contract with the State, or from any person seeking to do business with the State. By execution of any response in this grant agreement, you attest, for your entire organization and its employees or agents that you are not aware that any such gift has been offered, accepted, or promised by any employees of your organization.

IN WITNESS WHEREOF, THE PARTIES HERETO EXECUTED THIS GRANT AGREEMENT THE DAY AND YEAR FIRST WRITTEN ABOVE:

**NORTH CAROLINA DEPARTMENT OF TRANSPORTATION:**

NCDOT SEAL

BY: \_\_\_\_\_  
Deputy Secretary for Transit

ATTEST: \_\_\_\_\_

**SPONSOR:**



Signed: Earl Pugh, Jr.

Title: Chairman

SPONSOR SEAL

Attest: Lois Stokesberry, CMC, NCCCC

STATE OF NORTH CAROLINA, COUNTY OF Hyde

I, Rosemary O. Johnson, a Notary Public in and for the County and State aforesaid, do hereby

certify that Earl Pugh, Jr. personally came before me this day and

acknowledged that he is Chairman of the Board of Commissioners  
(Title) (Sponsor)

(hereinafter referred to as "Sponsor" and by authority duly given and as an act of said Sponsor, the foregoing instrument was signed by him, attested by Lois Stokesberry, Clerk of the Sponsor, and  
(Name and Title)

Seal of the Sponsor affixed hereto.

WITNESS my hand and Notarial Seal, this the 10 day of November 2016

Rosemary O. Johnson  
Notary Public (Signature)

My Commission expires: 6/8/2019

DOA FORM (12/10)



**RESOLUTION**

A motion was made by Barry Swindell, Vice-chairman and seconded by  
(Name and Title)

Ben Simmons, Commissioner for the adoption of the following resolution, and upon being put to a  
(Name and Title)

vote was duly accepted:

WHEREAS, a Grant in the amount of \$92,476 has been approved by the Department based on total estimated cost of \$102,752; and

WHEREAS, an amount equal to or greater than ten percent (10%) of the total estimated project cost has been appropriated by the Sponsor for this Project.

NOW THEREFORE, BE AND IT IS RESOLVED THAT THE Chairman  
(Title)

of the Sponsor be and he hereby is authorized and empowered to enter into a Grant Agreement with the Department, thereby binding the Sponsor to the fulfillment of its obligation incurred under this Grant Agreement or any mutually agreed upon modification thereof.

I Lois Stotesberry, Clerk of the  
(Name and Title)

Hyde County Board of Commissioners do hereby certify that  
(Sponsor)

the above is a true and correct copy of an excerpt from the minutes of the

Hyde County Board of Commissioners of a meeting  
(Sponsor)

duly and regularly held on the 7<sup>th</sup> day of November, 20 16.

This, the 7<sup>th</sup> day of November, 20 16.

SPONSOR SEAL



Signed: [Signature]  
Title: Chairman  
Of The: Hyde County Board of Commissioners

DOA FORM (12/10)

**BLOCK GRANT/NON PRIMARY ENTITLEMENT AGREEMENT**

STATE AID TO AIRPORTS BLOCK GRANT

AIRPORT: HYDE COUNTY

BETWEEN

AIRPORT

THE N. C. DEPARTMENT OF TRANSPORTATION,  
AN AGENCY OF THE STATE OF NORTH CAROLINA

AND

PROJECT NO: 36237.57.12.2

HYDE COUNTY

THIS AGREEMENT made and entered into this the 7<sup>th</sup> day of November, 20 16, by and between the NORTH CAROLINA DEPARTMENT OF TRANSPORTATION (hereinafter referred to as "Department") and HYDE COUNTY, the owner of HYDE COUNTY AIRPORT (hereinafter referred to as "Sponsor").

**WITNESSETH**

WHEREAS, Chapter 63 of the North Carolina General Statutes authorizes the Department to administer a program of State Aid to Airports, subject to the limitations stated in that Chapter; and

WHEREAS, the Department has received the approval of the Federal Aviation Administration to administer certain Airport Improvement Program Funds in North Carolina under the provisions of the State Block Grant Program in accordance with Chapter 63-71; and the FAA Modernization and Reform Act of 2012; and

WHEREAS, the Department has approved a grant of funds to the Sponsor for State Block Grant and *Non Primary Entitlement* Program funds.

NOW THEREFORE, the Department and the Sponsor do hereby mutually agree as follows:

- 1) That the approved scope of this project shall consist of:

**TERMINAL AREA DRAINAGE CONSTRUCTION**

- 2) That the Grant of funds shall include maximum funding obligations for federal funds which shall be:

**State Block Grant Program:**                      \$107,073                      (not to exceed 90% of the final total costs)

- 3) That the funding obligations referenced in (2) above shall be the maximum obligations based on the final cost of eligible work items in the approved project, as certified by the Sponsor

- 4) That the Sponsor shall promptly undertake the Project and complete all work on the Project no later than the 1st day of JULY 2017, unless a written extension of time is granted by the Department.

- 5) That all work performed on the Project shall conform to the approved scope of work referenced in this Agreement. Any amendments or modifications to the approved scope of work, approved grant amounts, or this Agreement shall not be authorized by the Department unless they are contained in a written modification to this Agreement and fully executed by both the Sponsor and the Department.
  
- 6) Debarment and Suspension: The Grantee agrees to comply, and assures the compliance by each of its third party contractors and subrecipients at any tier, with the provisions of Executive Orders Nos. 12549 and 12689, "Debarment and Suspension," 31 U.S.C. § 6101 note, and U.S. DOT regulations on Debarment and Suspension at 49 C.F.R. Part 29.
  
- 7) The Sponsor certifies that it has adhered to all applicable laws, regulations, and procedures in the application for and Sponsor's approval of this Grant.
  
- 8) For a material breach of this Agreement or the Sponsor's Assurances, the Sponsor shall be liable to the Department for the return of all grant monies received.
  
- 9) The Sponsor agrees to adhere to the standards and procedures contained in the State Aid to Airports Program Guidance Handbook (third edition, dated January 1997), unless the Department issues a written waiver to the contrary.
  
- 10) The Sponsor agrees to adhere to and be bound by the Grant Assurances of the Federal Aviation Administration, said Grant Assurances contained in Appendix I of this Grant Agreement. Further, the Sponsor agrees that it shall be responsible to the Federal Aviation Administration, or its designated agent, for enforcement of such Grant Assurances including any penalties, sanctions, or other actions which may be legally enforceable for lack of compliance with said Grant Assurances.
  
- 11) The Sponsor agrees to comply with the "Sponsor Assurances" contained as part of this Agreement.
  
- 12) N.C.G.S. § 133-32 and Executive Order 24 prohibit the offer to, or acceptance by, any State Employee of any gift from anyone with a contract with the State, or from any person seeking to do business with the State. By execution of any response in this grant agreement, you attest, for your entire organization and its employees or agents that you are not aware that any such gift has been offered, accepted, or promised by any employees of your organization.

IN WITNESS WHEREOF, THE PARTIES HERETO EXECUTED THIS GRANT AGREEMENT THE DAY AND YEAR FIRST WRITTEN ABOVE:

**NORTH CAROLINA DEPARTMENT OF TRANSPORTATION:**

**NCDOT SEAL**

BY: \_\_\_\_\_  
Deputy Secretary for Transit

ATTEST: \_\_\_\_\_

**SPONSOR:**



Signed: Earl Pugh, Jr.

Title: Chairman

**SPONSOR SEAL**

Attest: Lois Stotesberry, CMC, NCCCC

STATE OF NORTH CAROLINA, COUNTY OF Hyde

I, Rosemary O. Johnson, a Notary Public in and for the County and State aforesaid, do hereby certify that Earl Pugh, Jr. personally came before me this day and acknowledged that he is Chairman of the Board of Commissioners  
(Title) (Sponsor)

(hereinafter referred to as "Sponsor" and by authority duly given and as an act of said Sponsor, the foregoing instrument was signed by him, attested by Lois Stotesberry, clerk of the Sponsor, and  
(Name and Title)

Seal of the Sponsor affixed hereto.

WITNESS my hand and Notarial Seal, this the 10 day of November 2016

Rosemary O. Johnson  
Notary Public (Signature)

My Commission expires: 6/8/2019



**RESOLUTION**

A motion was made by Barry Swindell, Vice-chairman and seconded by

(Name and Title)

Ben Simmons, Commissioner for the adoption of the following resolution, and upon being put to a

(Name and Title)

vote was duly accepted:

WHEREAS, a Grant in the amount of \$107,073 has been approved by the Department based on total estimated cost of \$118,970; and

WHEREAS, an amount equal to or greater than ten percent (10%) of the total estimated project cost has been appropriated by the Sponsor for this Project.

NOW THEREFORE, BE AND IT IS RESOLVED THAT THE Chairman  
(Title)

of the Sponsor be and he hereby is authorized and empowered to enter into a Grant Agreement with the Department, thereby binding the Sponsor to the fulfillment of its obligation incurred under this Grant Agreement or any mutually agreed upon modification thereof.

I Lois Statesberry, Clerk of the  
(Name and Title)

Hyde County Board of Commissioners do hereby certify that  
(Sponsor)

the above is a true and correct copy of an excerpt from the minutes of the

Hyde County Board of Commissioners of a meeting  
(Sponsor)

duly and regularly held on the 7<sup>th</sup> day of November, 20 16.

This, the 7<sup>th</sup> day of November, 20 16.

SPONSOR SEAL



Signed: [Signature]

Title: Chairman

Of The: Hyde County Board of Commissioners

DOA FORM (12/10)

**NORTH CAROLINA  
ALCOHOLIC BEVERAGE CONTROL COMMISSION  
(919) 779-0700**

Location: 400 E. Tryon Road  
Raleigh, NC 27610

Mail: 4307 Mail Service Center  
Raleigh, NC 27699-4307

RESOLUTION OF THE CITY OF \_\_\_\_\_, COUNTY OF  
Hyde, REGARDING THE DESIGNATION OF AN OFFICIAL TO  
MAKE RECOMMENDATIONS TO THE NORTH CAROLINA ALCOHOLIC BEVERAGE  
CONTROL COMMISSION ON ABC PERMIT APPLICATIONS.

---

WHEREAS G.S.18B-904(f) authorizes a governing body to designate an official, by name or by  
position, to make recommendations concerning the suitability of persons or locations for ABC permits;  
and

WHEREAS the City of \_\_\_\_\_, County of  
Hyde, wishes to notify the NC ABC Commission of its  
designation as required by G.S.18B-904(f);

BE IT THEREFORE RESOLVED that Guire Cahoon, Sheriff,  
(Name of Official) (Title or Position)

is hereby designated to notify the North Carolina Alcoholic Beverage Control Commission of the  
recommendations of the City of \_\_\_\_\_, County of  
Hyde, regarding the suitability of persons and locations for ABC  
permits within its jurisdiction.

BE IT FURTHER RESOLVED THAT notices to the City of \_\_\_\_\_, County  
of Hyde, should be mailed or delivered to the official designated above  
at the following address:

Mailing address: County of Hyde  
Office location: 30 Oyster Creek Rd.  
P.O. Box 188  
City: Swan Quarter, NC  
Zip Code: 27885 Phone #: 252-926-4400

This the 7<sup>th</sup> day of November, 2016.

Earl Pugh  
(Mayor/Chairman)

Sworn to and subscribed before me this the 7<sup>th</sup> day of November, 2016.

Luis Statedberg, CMC, NCCCC  
(Clerk)

# HYDE SOIL & WATER CONSERVATION DISTRICT



Hyde Government Center • P.O. Box 264 • Swan Quarter, NC 27885  
Phone: (252) 926-4195 • Fax: (252) 926-3705

## **Resolution Expressing Support for the US Fish and Wildlife Service's (FWS) Proposed Plan to Cooperatively Address Lake Mattamuskeet Water Issues**

**WHEREAS**, the Hyde Soil & Water Conservation District Board acknowledge that the Mattamuskeet National Wildlife Refuge, including Lake Mattamuskeet, is one of the premier waterfowl wintering areas in the Eastern Flyway and an important natural, cultural and economic asset for the County and its residents; and,

**WHEREAS**, the Hyde Soil & Water Conservation District Board acknowledge that the natural resources of Mattamuskeet National Wildlife Refuge and Lake Mattamuskeet attract thousands of people from North Carolina and surrounding states each year to enjoy outdoor recreational activities such as hunting, fishing, crabbing and waterfowl observation; and,

**WHEREAS**, the Hyde Soil & Water Conservation District Board acknowledge that over time the water quality in Lake Mattamuskeet has been significantly degraded causing a significant loss of vegetation which is the foundation of the aquatic community supporting both waterfowl and the lake's recreational fisheries; and,

**WHEREAS**, the Hyde Soil & Water Conservation District Board acknowledge that if the water quality in Lake Mattamuskeet continues to degrade it will result in additional losses of the remaining aquatic vegetation sufficient in scope to cause waterfowl to seek other wintering grounds and the recreational fisheries to further decline resulting in a negative impact to the economy of the County and the recreational enjoyment of its residents; and,

**WHEREAS**, the FWS has met with representatives from the Hyde County Board of Commissioners, the Hyde Soil & Water Conservation District Board and the North Carolina Wildlife Resources Commission to discuss a cooperative undertaking that seeks to identify the causes of the lake's degraded water quality, which is impacting the extent of both waterfowl and fishery habitat in the lake, and to develop adaptive management strategies, based on sound science, to improve water quality and water management in the lake in concert with the mission of the Refuge for the benefit of the resource and the general public,

**WHEREAS**, The Hyde Soil & Water Conservation District Board supports agriculture landusers while promoting the wise use of our natural resources through implementation of best management practices. The Hyde Soil & Water Conservation District Board encourages seeking ways to protect the water quality on the lake that does not prove to be detrimental to the sustainability of the agriculture industry in the county. The Hyde Soil & Water Conservation District Board is committed to serving as the stakeholders of a local plan that promotes the sustainability of agriculture and works to improve water quality on Mattamuskeet Lake.

**Board of Supervisors:** J.W. Spencer • Daren Hubers • Earl O'Neal • Darren Armstrong • Chad Spencer

*"Soil and Water, Yours for Life"*

# HYDE SOIL & WATER CONSERVATION DISTRICT



Hyde Government Center • P.O. Box 264 • Swan Quarter, NC 27885  
Phone: (252) 926-4195 • Fax: (252) 926-3705

**NOW THEREFORE, BE IT RESOLVED THAT** the Hyde Soil & Water Conservation District Board endorse the FWS proposal to partner with Hyde County, appropriate federal and state agencies and other contributing entities in a cooperative venture to improve conditions in Lake Mattamuskeet while promoting the sustainability of the agriculture industry in Hyde County.

Duly adopted this the 4<sup>th</sup> day of November, 2016.

J. W. Spencer, Chairman  
Hyde Soil & Water Conservation District

Earl O'Neal, Secretary-Treasurer  
Hyde Soil & Water Conservation District

**RESOLUTION**  
**DESIGNATION OF APPLICANT'S AGENT**  
 North Carolina Division of Emergency Management

Organization Name (hereafter named Organization) Hyde County Disaster Number: 4285  
 Applicant's State Cognizant Agency for Single Audit purposes (If Cognizant Agency is not assigned, please indicate):  
 Applicant's Fiscal Year (FY) Start Month: July Day: 01  
 Applicant's Federal Employer's Identification Number 56 6000308  
 Applicant's Federal Information Processing Standards (FIPS) Number

PRIMARY AGENT	SECONDARY AGENT
Agent's Name <u>Corinne Gibbs</u>	Agent's Name <u>Justin Gibbs</u>
Organization <u>Hyde County</u>	Organization <u>Hyde County</u>
Official Position <u>Finance Director</u>	Official Position <u>EM/EMS Director</u>
Mailing Address <u>PO Box 188</u>	Mailing Address <u>PO Box 188</u>
City, State, Zip <u>Swan Quarter, NC 27885</u>	City, State, Zip <u>Swan Quarter NC 27885</u>
Daytime Telephone <u>252 926 4192</u>	Daytime Telephone <u>252 926 4191</u>
Facsimile Number <u>252 926 3701</u>	Facsimile Number <u>252 926 3709</u>
Pager or Cellular Number <u>252 945 0716</u>	Pager or Cellular Number <u>252 542 0806</u>

IT RESOLVED BY the governing body of the Organization (a public entity duly organized under the laws of the State of North Carolina) that the above-named Primary and Secondary Agents are hereby authorized to execute and file applications for federal and/or state assistance on behalf of the Organization for the purpose of obtaining certain state and federal financial assistance under the Robert T. Stafford Disaster Relief & Emergency Assistance Act, (Public Law 93-288 as amended) or as otherwise available. BE IT FURTHER RESOLVED that the above-named agents are authorized to represent and act for the Organization in all dealings with the State of North Carolina and the Federal Emergency Management Agency for all matters pertaining to such disaster assistance required by the grant agreements and the assurances printed on the reverse side hereof. BE IT FINALLY RESOLVED THAT the above-named agents are authorized to act severally. PASSED AND APPROVED this 7<sup>th</sup> day of November, 2016

GOVERNING BODY	CERTIFYING OFFICIAL
<u>Dick Tunnell Vice Chair</u>	Name <u>Earl Pugh</u>
Name and Title <u>Benjamin Simmons, Bd Member</u>	Official Position <u>Chairman</u>
Name and Title <u>Barny Swindell, Bd Member</u>	Daytime Telephone <u>252 926 4178</u>
Name and Title <u>John Fletcher, Bd Member</u>	

**CERTIFICATION**

I, Earl Pugh, (Name) duly appointed and Chairman (Title) of the Governing Body, do hereby certify that the above is a true and correct copy of a resolution passed and approved by the Governing Body of Hyde County (Organization) on the 7<sup>th</sup> day of November, 2016

Date: November 7, 2016 Signature: Earl Pugh



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

**PROCLAMATION  
TERMINATION OF THE  
MANDATORY VISITOR EVACUATION ORDER ISSUED FOR OCRACOKE ISLAND**

**HURRICANE MATTHEW**

**October 16, 2016**

**WHEREAS**, on October 4, 2016 at 7:00 PM I proclaimed a local State of Emergency for Hyde County with a Mandatory Visitor Evacuation Order issued for Ocracoke Island, effective as of 5:00 AM on October 5, 2016; and,

**WHEREAS**, I issue this proclamation entitled "Termination of Mandatory Evacuation Order Issued for Ocracoke Island," that becomes effective on October 17, 2016 at 5:00 AM.

**WHEREAS**, I hereby terminate the Mandatory Visitor Evacuation Order issued for Ocracoke Island in Hyde County, North Carolina; and,

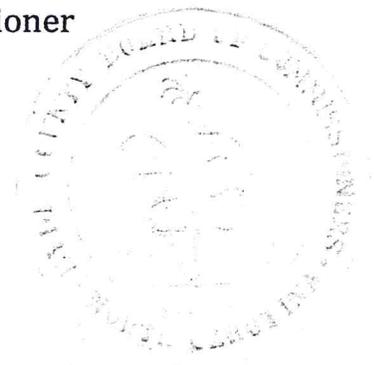
**WHEREAS**, I have determined that a State of Emergency still exists; and,

**Now therefore, this proclamation is signed on this date, October 16, 2016 at 4:20 PM, and becomes effective at 5:00 AM on October 17, 2016.**

**ATTEST:**

  
\_\_\_\_\_  
**Earl Pugh, Jr., Chairman**  
Hyde County Board of Commissioner

  
\_\_\_\_\_  
**Justin L. Gibbs**  
Deputy Clerk, Hyde County Board of Commissioners



## WW II Coastwise Merchant Mariners

J. Don Horton, President  
jdonhorton@embarqmail.com

252 336 5553

104 Riverview Ave, Camden, NC 27921  
[www.usmmv.blogspot.com](http://www.usmmv.blogspot.com)



Dear Board of Commissioners and residents of the County of Hyde, NC

07 Nov. 2016

I write to tell you of our success regarding a 10 year journey in an attempt to have some WW II Merchant Marine women and school children recognized as veterans for their services. About 8 years ago I reached out to Hyde County requesting your support and you stood up. You have stood up with me throughout the entire effort. That support was there even when attempting to gain support from one of our Senators who had been acting on misinformation and opposing this movement.

I have reached out to all 100 counties for their support. At one time that support reached to 57 counties and then they started to taper off over the years. Not Hyde County. You stayed the course. At the end, I had the support of 26 Counties from the 1<sup>st</sup> and 3<sup>rd</sup> Districts. That support provided me the courage to continue the fight. So many individuals across the nation stepped up at first to offer their support, but the vast majority could not stay the course. This is sad that our nation has so little love for our veterans who gave us the very freedom we have today.

Our effort began with bills in both sides of congress, HR 1288/S 1775, "WW II Merchant Mariners Service Act". This past year, staff from the Senate Veterans Affairs Committee reduced the bills into wording that was suitable to create a self-standing Section that could be placed within any legitimate bill. This opportunity came about recently via the Concurrent Resolution for the Military Construction Bill. Our wording was included as Section (248) of that bill and it passed both Houses with the President signing it and it is now Law. PL 114-223, Sec 248, I trust this information will be shared with the County residents as they were there offering their support as well.

Without the strong support of Hyde County and a few others, I feel this may not have been possible. It is truly difficult to fly in the face of opposition continuously for a subject that should be supported by all. Our nation's veteran is called upon time and again and always they stand up. This should be the case of all. Not so, for sure. But there is one thing I am sure of and that is Hyde County can be counted on to support our veterans. It was clearly shown with your steadfast support for me in my endeavors. I will always be grateful for that and I say, Thank you, thank you thank you.

My very best regards,

*J. Don Horton*

J. Don Horton, President