

Meeting Minutes

**Board of County Commissioners
Hyde County**

November 15, 2010

Chairman Tom Davis called the Regular Meeting of the Hyde County Board of Commissioners to order at 6:30 PM on Monday, November 15, 2010 in the Hyde County Government Center, Multi-Use Room, and the Ocracoke School Commons area using electronic conferencing equipment. The following members were present on the mainland: Commissioners Tom Davis, Anson Byrd, Ken Collier and Darlene Styron; County Attorney Sid Hassell; Interim County Manager/Clerk to the Board David Smitherman; Deputy Clerk to the Board Justin Gibbs; and members of the public. The following members were present on Ocracoke: Deputy Clerk to the Board Jamie Tunnell; and members of the public.

Following the opening prayer given by Commissioner Ken Collier and the Pledge of Allegiance, the meeting was called to order.

Chairman Davis made a motion to excuse Commissioner Spencer from the November 15, 2010 Regular Meeting of the Hyde County Board of Commissioners, due to being injured in a car accident. Commissioner Collier seconded the motion, the motion passed by the following vote:

Ayes – Commissioners Davis, Collier, and Styron
Nays – None

Consideration of the Agenda

Chairman Davis asked for any changes to the November 15, 2010 revised meeting agenda as presented by the Clerk.

Commissioner Collier made a motion to approve the revised meeting agenda. Commissioner Styron seconded the motion, the motion passed by the following vote:

Ayes – Commissioners Davis, Collier, and Styron
Nays – None

Consideration of Minutes

Chairman Davis asked for the approval of minutes from the November 1, 2010 Regular Meeting of the Hyde County Board of Commissioners.

Commissioner Styron made a motion to approve the November 1, 2010 Regular Meeting Minutes. Commissioner Collier seconded the motion, the motion passed by the following vote:

Ayes – Commissioners Davis, Collier, and Styron

Nays – None

Public Comments

No public comments were offered.

Ordinances and Resolutions – Resolution for the Ag Science School

Mr. Smitherman informed the Board that North Carolina State Bill 1199 established the Agriscience and Biotechnology Regional School Planning Commission to develop a plan for a regional school and ensure that the model was replicable, sustainable, and scalable. Mr. Smitherman further stated the Agriscience and Biotechnology Regional School Planning Commission selected Washington County as the location for the regional school, due to the county and regional economies being driven by agricultural related industries.

Commissioner Styron made a motion to approve the resolution supporting the establishment of the Agriscience and Biotechnology Regional School in Washington County. Commissioner Collier seconded the motion, the motion passed by the following vote:

Ayes – Commissioners Davis, Collier, and Styron

Nays – None

Other Matters – Budget Revisions and Transfers

The following budget revisions and transfers were presented to the Board for approval:

SHIP Grant - \$2,787.00 awarded by the State of North Carolina. Due to the reporting requirements it was requested that these funds be transferred to an individual line item within the Cooperative Extension departmental budget.

Health Department – \$800.00 needed to be transferred from the chemicals line item to the maintenance and repair line item, for the purchase of six tarps to protect ULV equipment from the elements.

Health Department – \$2,198.00 in additional funds were received from the North Carolina Division of Public Health/Title X for the purchase of Long Acting Reversible Contraceptives (LARC).

Health Department - \$12,451.25 for an agreement with ECBH LME to provide “seed funding” for mental health counseling services for the residents of Hyde County.

QSCB Project - \$2,983,135.01 received from Branch Banking and Trust for the QSCB School Renovation Project needed to transferred into an individual line item to create a project ordinance.

Commissioner Styron made a motion to approve all of the budget revisions and transfers presented. Commissioner Collier seconded the motion, the motion passed by the following vote:

Ayes – Commissioners Davis, Collier, and Styron

Nays – None

Other Matters – QSCB Budget Resolution

Commissioner Collier made a motion to adopt the Project Ordinance for the QSCB School Renovation Project. Commissioner Styron seconded the motion, the motion passed by the following vote:

Ayes – Commissioners Davis, Collier, and Styron

Nays – None

Other Matters – Hyde County Personnel Policy Changes

The Interim County Manager asked for this matter to be tabled indefinitely.

Other Matters – EMS Billing Proposals and Selection of Applicant

Mr. Smitherman asked the Board to table this matter until the December 6, 2010 Regular Meeting of the Hyde County Board of Commissioners.

Commissioner Styron made a motion to table the EMS Billing Proposals and Selection of Applicant until the December 6, 2010 Regular Meeting of the Hyde County Board of Commissioners. Commissioner Collier seconded the motion, the motion passed by the following vote:

Ayes – Commissioners Davis, Collier, and Styron

Nays – None

Special Presentation – Hyde County ABC Audit

Kenneth Chilcoat, Auditor, presented the Commissioners with the financial audit of the Hyde County ABC Board for July 2010 through October 2010. Mr. Chilcoat stated that he would prepare a monthly audit to be presented at the second Hyde County Board of Commissioners Meeting every month for the next six months. Mr. Chilcoat informed the

Board that the ABC Board requested his services to allow the store manager to focus on mixed beverage sales, which would increase the revenue being generated by the stores.

The Board requested Mr. Chilcoat to include a cash flow statement within the monthly audit and for the statements to be separated to detail the individual stores on the Mainland and Ocracoke.

Special Presentation – Cross Creek – Presentation to Hyde County EMS and Hyde County Fire Departments

Lisa Boswood, Cross Creek Healthcare Administrator, presented Hyde County Emergency Services and Hyde County Fire Departments with monetary gifts of \$500.00 for their assistance evacuating the patients from the nursing home in preparation for Hurricane Earl.

Appointments – Airport Committee Members

Mr. Smitherman informed the Commissioners that all of the terms for the Engelhard Airport Advisory Board had expired some time ago. Commissioner Collier said he would be willing to serve on the advisory board.

No appointments were made.

Other Matters – NC STEP Grant Contractor Award

The Interim County Manager asked for this matter to be tabled until the December 6, 2010 Regular Meeting of the Hyde County Board of Commissioners.

Other Matters – Waiver of Building Permit Fees

Mr. Smitherman stated that the Hyde County Schools requested a waiver of all building permit fees for the upcoming construction projects at the Mattamuskeet and Ocracoke campuses and the fees totaled approximately \$17,500.00.

Commissioner Styron made a motion to approve the waiver of all building permit fees for the upcoming construction projects at the Mattamuskeet and Ocracoke campuses. Commissioner Collier seconded the motion, the motion passed by the following vote:

Ayes – Commissioners Davis, Byrd, Collier, and Styron
Nays – None

Other Matters – Request for the Board to Authorize the Hyde County Planner/Economic Developer to Make Contract Awards for All Services Except Engineering and Authorize the Chairman of the Board to Execute the Contracts for the CDBG Community Revitalization Grant Project

Chairman Davis asked to be excused from the consideration of this matter.

Commissioner Styron made a motion to excuse Chairman Davis from the discussion and possible action regarding the CDBG FY09 Community Revitalization Grant Project. Commissioner Collier seconded the motion, the motion passed by the following vote:

Ayes – Commissioners Byrd, Collier, and Styron
Nays – None

Commissioner Collier made a motion authorizing the Hyde County Planner/Economic Developer to make contract awards for all services necessary to complete the project, except engineering, and authorizing the Chairman of the Board to execute the contracts for the CDBG Community Revitalization Grant Project. Commissioner Styron seconded the motion, the motion passed by the following vote:

Ayes – Commissioners Byrd, Collier, and Styron
Nays – None

Chairman Davis returned to the meeting.

Other Matters – Authorization to Execute Contracts for the Energy Grant

The Interim County Manager said the North Carolina Department of Commerce's Energy Office desires that the County expedite the issuance of contracts for the Energy Conservation Grant because all funds must be encumbered by December 31st, therefore the County must act expeditiously to meet the benchmark. Mr. Smitherman asked for the Board to grant him the authority to enter into one or more energy conservation contracts not to exceed \$187,056.00.

Commissioner Styron made a motion authorizing the Interim County Manager to enter one or more energy conservation contracts not to exceed \$187,056.00. Commissioner Byrd seconded the motion, the motion passed by the following vote:

Ayes – Commissioners Davis, Byrd, Collier, and Styron
Nays – None

Reports – County Commissioners' Reports

Commissioner Styron – Commissioner Styron said Mr. Smitherman attended the Ocracoke Civic and Business Association Meeting and gave an excellent presentation. Commissioner Styron also stated that the AT&T Tower Extension Project was moving forward.

Commissioner Byrd – Commissioner Byrd said he went to the Engelhard Airport with Mr. Smitherman to inspect the work that had been completed.

Commissioner Collier – Nothing to report

Commissioner Davis – Nothing to report

Reports – County Manager’s Report

Mr. Smitherman reported that the Cleanwater Trust Fund awarded the County \$690,000.00 for the Mattamuskeet Sewer Project and CDBG may award the County \$600,000.00. Mr. Smitherman said it was the intention of the County to apply to Golden Leaf for the remaining funds to complete the project.

Closed Session

Commissioner Collier made a motion to enter closed session pursuant to N.C.G.S. 143-318.11(a) (6). Commissioner Byrd seconded the motion, the motion passed by the following vote:

Ayes – Commissioners Davis, Byrd, Collier, and Styron
Nays – None

Commissioner Styron made a motion to return from closed session. Commissioner Byrd seconded the motion, the motion passed by the following vote:

Ayes – Commissioners Davis, Byrd, Collier, and Styron
Nays – None

Commissioner Byrd made a motion approving the creation of an Emergency Manager/Fire Marshal position and for the County to advertise and hire. Commissioner Styron seconded the motion, the motion passed by the following vote:

Ayes – Commissioners Davis, Byrd, and Styron
Nays – Commissioner Collier

Commissioner Byrd made a motion approving the creation of an Operations Manager position and for the County to advertise and hire. Commissioner Styron seconded the motion, the motion passed by the following vote:

Ayes – Commissioners Davis, Byrd, Collier, and Styron
Nays – None

Commissioner Byrd made a motion approving the reorganization plan proposed by the Interim County Manager. Commissioner Styron seconded the motion, the motion passed by the following vote:

Ayes – Commissioners Davis, Byrd, Collier, and Styron

Nays – None

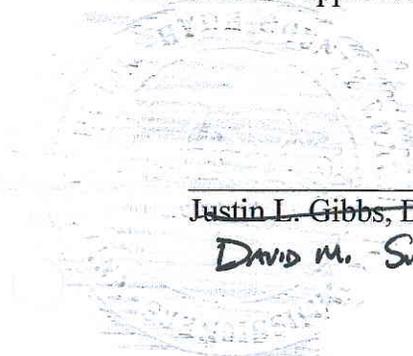
Commissioner Byrd made a motion to adjourn the November 15, 2010 Regular Meeting of the Hyde County Board of Commissioners. Commissioner Styron seconded the motion, the motion passed by the following vote:

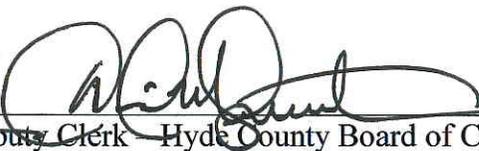
Ayes – Commissioners Davis, Byrd, Collier, and Styron
Nays – None

The November 15, 2010 Regular Meeting of the Hyde County Board of Commissioners adjourned at 8:00 PM.

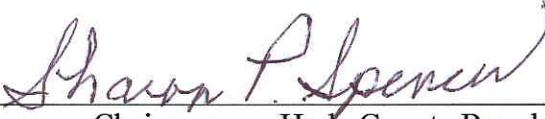
Respectfully submitted:

Minutes approved on the 10th day of January, 2010.




Justin L. Gibbs, Deputy Clerk – Hyde County Board of Commissioners

David M. Smithman


Acting Chairperson – Hyde County Board of Commissioners