

## Minutes

### **Board of County Commissioners Hyde County**

**November 16, 2009**

Chairman Tom Davis called the Regular meeting of the Hyde County Board of Commissioners to order at 7:00 PM on Monday, November 16, 2009 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, and Barry Swindell; County Attorney Sid Hassell; Clerk to the Board Lois Stotesberry; and members of the public. The following members were present on Ocracoke: Commissioners Gene Ballance, Anson Byrd, and Sharon Spencer; County Manager Carl Classen; Deputy Clerk Jamie Tunnell; and members of the public.

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

#### **Agenda:**

Chairman Davis asked for any changes to the November 16, 2009 meeting Agenda as presented by the Clerk. Commissioner Swindell moved to add Item II. B. iv. – Special Presentations – Tropical Storm Ida Update – Jeannette Jones; Item III. B. – Ordinances and Resolutions – Resolution for Designation of Applicant’s Agent for NC Division of Emergency Management for 2010 HMA (Hazard Mitigation Assistance) Program; Item IV.C. - Appointments – Hyde County Nursing Home Community Advisory Committee; and Item V. E. – Other Matters – Online Newsletter – RFP Award. Ms. Spencer seconded the motion. The motion passed on the following vote: Ayes – Ballance, Byrd, Spencer, Swindell, and Chairman Davis; Nays – None; Absent or Not Voting – None.

#### **Consideration of Minutes:**

Chairman Davis asked for approval of meeting minutes.

Commissioner Ballance moved to approve the November 2, 2009 Regular Meeting minutes as presented by the Clerk with corrections made on page 1- lines 39 – 45 coming before lines 30 – 38; page 5 – line 34 stating *per discussion at the October 16 meeting* and line 37 stating *On October 16*; and, page 9 – line 25 stating *Mr. Byrd seconded the motion. The motion passed on the following vote: Ayes – Ballance, Byrd, Spencer, Swindell, and Chairman Davis; Nays – None; Absent or Not Voting – None.* Mr. Swindell seconded the motion. The motion passed on the following vote: Ayes – Ballance, Byrd, Spencer, Swindell, and Chairman Davis; Nays – None; Absent or Not Voting – None.

#### **Special Presentations:**

##### **ISPEAK – Great American Smoke Out**

Ocracoke School youth group (ISPEAK), formerly Ocracoke Students Against Tobacco (OSAT), presented a timeline of tobacco products in North Carolina.

Commissioner Swindell moved to adopt the 2009 Great American Smokeout Proclamation. Mr. Ballance seconded the motion. The motion passed on the following vote: Ayes – Ballance, Byrd, Davis, Spencer, and Swindell; Nays – None; Absent or Not Voting – None.

##### **Hyde County GIS Online – Larry Kirkpatrick and Justin Gibbs**

Larry Kirkpatrick of GIS Data presented “Hyde County GIS Online.” Utilizing Art GIS software to access the Hyde County GIS Mapping Website citizens can view maps and tax cards of Hyde County real estate at no charge. Mr. Kirkpatrick reported that all major internet browser’s will run this program.

After discussion, Chairman Davis moved to make public access to Hyde County GIS Online available as soon as reasonably practical contingent to review of a GIS Disclaimer by the County

Manager. Ms. Spencer seconded the motion. The motion passed on the following vote: Ayes – Ballance, Byrd, Davis, Spencer, and Swindell; Nays – None; Absent or Not Voting – None.

NC Local Government Debt Setoff Clearinghouse – John Whitehurst, NCACC

John Whitehurst of the North Carolina Association of County Commissioners (NCACC) presented (via teleconference) the Debt Setoff Program. Mr. Whitehurst stated that in accordance with GS 105-8, the North Carolina Government Debt Setoff Clearinghouse assists North Carolina local governments with the recovery of delinquent debts by offsetting debtors' North Carolina state tax refunds and Education Lottery winnings. As long as the debt has been delinquent 60 days the process can begin.

Since its inception in 2002, the NC Government Debt Setoff Clearinghouse has collected \$77,052,239.54. As of October 20, 2009 twenty-two local governments (15 counties and 6 municipalities) have surpassed the one million dollars collection point. In 2009, local government units receiving funds totaled (319).

There is no cost to the County to participate with the NC Debt Setoff Clearinghouse (unless optional data entry from hard copy forms is faxed to the Clearinghouse). Hyde County will be transmitting lists of debtors via excel spreadsheet with no processing fee charged. Since the debtor pays all fees, there is only the cost of sending the required notification letters.

On September 23, 2009, Executive Assistant to County Manager/Clerk to Board Lois Stotesberry and newly appointed EMS Billing Clerk Shelley Carawan attended the NC Local Government Debt Setoff Clearinghouse 2009 Workshop. The required online 2010 Participation Form has been processed and the first list of debtors is ready for submission.

Before participation in the Program, a "Resolution for Board Adoption NC Local Government Debt Setoff Program" must be adopted; a hearing officer must be assigned (if none named the assignment defaults to the Board); "Memorandum of Agreement" must be approved; "Business Associate Agreement must be signed in order to collect HIPPA protected accounts (i.e. EMS, Health Department) and a signed copy kept on file at each facility; and, written "Notice of Intent" (letter) must be sent to debtor allowing 30 days for written request for appeal from debtor.

After discussion, Commissioner Ballance moved to adopt *Resolution of the Hyde County Board of Commissioners Regarding the North Carolina Local Government Debt Setoff Program*; participate in the debt setoff program; designate Finance Officer as the person to hold hearings and conduct necessary proceedings; and authorize the Chairman and County Manager to execute such documents and agreements as necessary to participate in the debt setoff program. Mr. Byrd seconded the motion. The motion passed on the following vote: Ayes – Ballance, Byrd, Davis, Spencer, and Swindell; Nays – None; Absent or Not Voting – None.

*CLERK'S NOTE: A copy of "Resolution of the Hyde County Board of Commissioners Regarding the North Carolina Local Government Debt Setoff Program" is attached herewith as Exhibit A and incorporated herein by reference.*

Tropical Storm Ida Update – Jeannette Jones

Interim Emergency Services Director Jeannette Jones gave an update on Tropical Storm Ina. Ms. Jones reported that Director of NC Cooperative Extension Service - Hyde County Center Mac Gibbs surveyed Hyde County roads, farmland, and personal property. Mr. Gibbs' reported \$1.315 million damage to cotton crops but found no serious personal property damage.

**Public Comments:**

Chairman Davis called for comments from the public.

Van O'Neal, Ocracoke, stated he is not comfortable with his wife working 24-hour shifts at the Ocracoke EMS Station. Mr. O'Neal asked the Board to consider modifications necessary to accommodate both men and women employees.

Doug Gibbs, Engelhard, stated that he has 20(+) years experience reporting for Washington Daily News. Mr. Gibbs reported that he had submitted an RFP for the Online Newsletter for Hyde County and that he would like the opportunity to publish the newsletter for Hyde County.

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

### **Ordinances and Resolutions:**

Chris Hilbert of Holland Consulting Planners, Inc. reported that Hyde County is eligible to apply for a Hazard Mitigation Grant to elevate approximately ten (10) homes that have been selected as eligible to be considered for the HMA 2010 Program. Hyde County's Governing Body must appoint a Primary Agent and Secondary Agent in order to execute and file applications for federal and/or state assistance on behalf of the County. The HMA Application is due on November 24, 2009.

Commissioner Swindell moved to appoint County Manager Carl Classen as Primary Agent and Hyde County Planner/Economic Developer Alice Keeney as Secondary Agent. Mr. Ballance seconded the motion. The motion passed on the following vote: Ayes – Ballance, Byrd, Davis, Spencer, and Swindell; Nays – None; Absent or Not Voting – None.

*CLERK'S NOTE: A copy of "Resolution for Designation of Applicant's Agent for NC Division of Emergency Management for 2010 HMA (Hazard Mitigation Assistance) Program" is attached herewith as Exhibit B and incorporated herein by reference.*

### **Appointments:**

#### **Albemarle RC&D**

At the October 19 Board of Commissioners meeting, Chairman Davis laid over appointment of a new Albemarle Resource Conservation & Development (RC&D) Board member to the November 2, 2009 Regular Meeting. No candidates for appointment were nominated at this time.

#### **Southern Albemarle Association**

Southern Albemarle Association Vice-President Thomasina Baynor has presented a list of persons who have been selected to serve as executive committee members on designated committees for Hyde County.

Commissioner Swindell moved to approve the list of Southern Albemarle Association committee members for Hyde County as submitted by Ms. Baynor. Mr. Byrd seconded the motion. The motion passed on the following vote: Ayes – Ballance, Byrd, Davis, Spencer, and Swindell; Nays – None; Absent or Not Voting – None.

#### **Hyde County Nursing Home Community Advisory Committee**

Hearing no objection, Chairman Davis laid over appointment of Hyde County Nursing Home Community Advisory Committee nominees to the December 7, 2009 Board meeting.

### **Other Matters – Budget Amendments:**

County Manager Carl Classen reported to the Board that in accordance with the FY2009-10 Budget Ordinance several budget transfers were made administratively and he requested approval of the following:

- A. Health Department: Transfer of \$4,000 from Equipment line into Maintenance and Repairs line to ensure sufficient funds are available to complete renovations to the Water Department building and facilitate relocation of ECBH (Mental Health) into the building. Due to various unexpected mechanical issues encountered during the renovations, it has been determined that more funding is needed in the Maintenance & Repairs line as opposed to the Equipment (furniture) line. This transfer of funds does not increase the budget for General Health. Funds in the amount of \$10,000 had previously been appropriated to the project (Finance Office BR #10-07).

- B. Health Department: With an ARRA funding grant from the Centers for Disease Control and Prevention (CDC) and by partnering with local health agencies, the State Immunization Program seeks to provide preventive health measures through the administration of vaccine to age appropriate populations within the state. Hyde County Health Department received additional funds in the amount of \$2,682 to conduct an in-school seasonal influenza vaccination clinic in grades K-5 at Mattamuskeet Elementary and Ocracoke School. Of this amount, 5% (\$134.10) will be distributed to the schools as an incentive for participating in the clinic.
- C. Health Department: On June 11, 2009, the World Health Organization declared the first pandemic in more than 40 years in recognition of widespread, sustained human-to-human transmission of the virus in multiple regions around the globe. In light of the threat the pandemic poses to the nation's public health and security, Congress appropriated funding to prepare for and respond to an influenza pandemic. Because of the need of the State of North Carolina to support state, regional, and local mass vaccination and public health responses to the current pandemic or outbreaks of other avian, swine, and human pandemic influenza viruses, Hyde County Health Department will receive \$78,678 in additional funding to provide financial resources for implementing a mass vaccination campaign and related H1N1/Pandemic-outbreak response activities at the state, local, tribal, and territorial levels and to address any remaining mass vaccination-related implementation gaps identified during PHER Phase I and Phase II planning.

Commissioner Byrd moved to approve budget amendments as presented by County Manager Carl Classen. Mr. Swindell seconded the motion. The motion passed on the following vote: Ayes – Ballance, Byrd, Davis, Spencer, and Swindell. Nays – None; Absent or Not Voting – None.

**Tax Department Pick-Ups and Releases:**

Tax Administrator Linda Basnight presented a list of tax bills recommended for release.

<u>Year</u>	<u>Name</u>	<u>Amount</u>	<u>Reason</u>
2009	Fairfield Christian Church	141.29	Tax Exempt - Church parking lot - house removed - Ray Carawan lot
2009	Ramon, Christine	2.68	Incorrect number of acres in house lot
2009	Burnette, Lonnie	5.72	Overcharged in value
2009	Swindell, Roger	133.95	Failure to allow Senior Citizens Exemption
2009	O'Neal, Charles T. Sr.	258.03	House only 75% complete/not 100%
2009	Oden, Donald S. Jr.	82.61	Incorrect value on vehicle
2009	Wood, Rodney Curtis	22.88	Camper listed and paid in Craven County
2009	Mackey, Loney Heirs	142.23	House valued included on PRN 5538 and 4845 should only be on PRN 4845-Gary Benston
2009	Barnes, Danny Raye	18.20	Camper listed and paid in Wilson County
2009	Jarvis, Jr. Ralph S.	617.55	Land Classification not corrected after informal hearing. No unusable waterfront as per CAMA and wetlands delineation map.
	<b>TOTAL</b>	<b>\$1,425.14</b>	

Commissioner Ballance moved to approve tax releases as presented by Tax Administrator Linda Basnight. Ms. Spencer seconded the motion. The motion passed on the following vote: Ayes – Ballance, Byrd, Davis, Spencer, and Swindell. Nays – None; Absent or Not Voting – None.

**Surplus Inventory for GovDeals Online Auction:**

County Manager Carl Classen presented a list of items proposed surplus for GovDeals auction from Hyde County Utilities Water Department. The list contains surplus trucks and trailers. Items must be declared surplus before they are to be sold.

Commissioner Byrd moved to declare the Water Department inventory list as surplus and to approve sending to GovDeals online auction for disposal of listed surplus property. Ms. Spencer seconded the motion. The motion passed on the following vote: Ayes – Ballance, Byrd, Davis, Spencer, and Swindell. Nays – None; Absent or Not Voting – None.

**Community Development Block Grant – Recover (CDBG) – Grant Award – Bid Tab – Administrative Contract – Holland Consulting Planners:**

Hyde County has been approved for a \$300,000 Community Development Block Grant – Recovery (CDBG-R) Project Grant to construct two new housing units and rehabilitate one unit.

The CDBG-R project involves the construction of two new frame-built housing units and one rehab unit occupied by households selected as alternate units for the county’s ongoing CDBG Scattered Site Project, currently in the final stages of completion.

Hyde County was advised by the Division of Community Assistance to complete a competitive negotiation to identify a firm to provide the turnkey management of the CDBG-R Project. The County advertised the request for proposals and mailed requests for proposals to five firms on October 16, 2009. The county received two proposals. The County Planner ranked the proposals and recommends selection of Holland Consulting Planners, Inc. (HCP) to manage the CDBG-R Project.

**HYDE COUNTY  
CDBG-R SCATTERED SITE HOUSING PROJECT  
RANKING OF PROPOSALS FOR ADMINISTRATIVE SERVICES**

Evaluation Criteria (Total Points Available)	Holland Consulting Planners, Inc.	The Wooten Company
Technical Approach/Project Schedule (25 Points)	22	20
Experience of Proposed Personnel (25 Points)	23	21
Prior Related Experience (20 Points)	20	20
Responsiveness to Client Needs (15 Points)	13	10
Fee Schedule (15 Points)	12	9

The County undertook a formal competitive negotiation for management of this project and the Board has been presented with the ranking sheet for the two proposals received. The Holland Consulting Planners (HCP) proposed not-to-exceed fee for management services is \$37,950 and represents only 12.65% of the project budget of \$300,000. This fee is the same percentage of project budget that Hyde County negotiated with HCP for management of the FY07 CDBG-SS Project.

HCP prepared the CDBG-R application at no charge to the county, and the project is one of only two housing projects funded by the Division of Community Assistance in the eastern region of the state.

After discussion, Commissioner Swindell moved to approve Grant Award of \$300,000 Community Development Block Grant – Recovery (CDBG-R) Project Grant to construct two new housing units and rehabilitate one unit; approve the CDBG-R bid tab as presented; approve a not-to-exceed \$37,950 contract to Holland Consulting Planners, Inc. for planning and project management services for the \$300,000 Hyde County CDBG-R (Recovery) Project, contingent upon execution of a CDBG-R grant agreement by Hyde County and inclusion of language that the contractor shall be held responsible for all administrative requirements of the grant award, including the cost of any findings determined by the State of North Carolina; and, authorize the Chairman, Clerk, County Manager and other County officials, as necessary, to sign and execute all documents in support of the above actions in regards to the \$300,000 Community

Development Block Grant – Recovery (CDBG-R) Project Grant. Mr. Ballance seconded the motion. The motion passed on the following vote: Ayes – Ballance, Byrd, Davis, Spencer, and Swindell. Nays – None; Absent or Not Voting – None.

**Online Newsletter – RFP Award:**

Commissioner Barry Swindell moved to authorized entering into agreement to produce the Hyde County Online Newsletter with Doug Gibbs of Engelhard on a month to month basis at a rate of \$500 per month. Mr. Byrd seconded the motion. The motion passed on the following vote: Ayes – Ballance, Byrd, Davis, Spencer, and Swindell. Nays – None; Absent or Not Voting – None.

Doug Gibbs thanked the Board for their confidence in him.

**County Commissioners Reports:**

Commissioner Ballance stated he is glad to see the GIS project moving forward and reported that Tropical Storm Ida has created problems with the highway in Rodanthe as does the Oregon Inlet Bridge project.

Commissioner Spencer moved that a Thank You letter be sent to the NC Division of Ferries for additional ferry services provided to Ocracoke citizens and the Outer Banks during Tropical Storm Ina. Mr. Ballance seconded the motion. The motion passed on the following vote: Ayes – Ballance, Byrd, Davis, Spencer, and Swindell. Nays – None; Absent or Not Voting – None.

Commissioner Byrd reported that farmers in the Fairfield area are concerned about the Fairfield drainage system. Discussion will be continued at the December 7 Board meeting.

Commissioner Swindell thanked County employees for the good work they have done.

Chairman Davis stated that extra spraying for mosquitoes needs to be done after the flooding caused by Tropical Storm Ida.

No other Board or Committee reports were offered so Mr. Davis continued with the Agenda.

**County Manager’s Report:**

County Manager Carl Classen reported on various projects underway in the County and on other issues, including the following:

**Swan Quarter Dike Project:**

Projects Manager Jerry Harris gave update on Swan Quarter Dike – Phase XII. Mr. Harris reported that the budget is doing well; 53 days have been added to the project, which will cover a 100 foot addition to the project.

Commissioner Spencer thanked Mr. Harris for keeping the Board of Commissioners informed.

Grants Technician Kris Noble gave update on Swan Quarter Dike – Phase XIII. Ms. Noble reported that funds and project agreements will be treated differently than previous phases because funds are American Recovery and Reinvestment Act funds appropriated to NRCS (Natural Resources Conservation Service).

Draft Project Agreement – Costs Details		
\$4,172,787.12	Construction of the Dike	(100% responsibility of NRCS)
\$27,000.00	Cost of Hyde County to provide in-house administration the project	(100% responsibility of NRCS)
\$90,000.00	Cost of Hyde County to provide project construction management and inspection	(100% responsibility of NRCS)

\$441,983.42	Cost of pavement as described in drawings and specs	(100% responsibility of Hyde County)
\$4,731,770.54	Total projected cost of Phase XIII	

Chairman Davis moved to amend Swan Quarter Dike Project – Phase XIII to reflect the recommended additional costs contingent upon land right and not to pave Sadie Weston Road. Mr. Swindell seconded the motion. The motion passed on the following vote: Ayes – Ballance, Byrd, Davis, and Swindell. Nays – Spencer; Absent or Not Voting – None.

Emergency Services Director Appointed:

Interim Emergency Services Director Jeannette Jones introduced Mark O’Mara, EMT-P, newly appointed Emergency Services Director. Ms. Jones also introduced Brian Carter, EMT-P, Lead Paramedic for Hyde County (Ocracoke) EMS and Jeff Hibbard, EMT-P, Lead Paramedic for Hyde County (mainland) EMS.

Emergency Services Update:

Interim Emergency Services Director Jeannette Jones gave a progress report on Hyde County EMS. Ms. Jones stated that Hyde County EMS has made tremendous strides in the delivery of paramedic service to the citizens of Hyde County.

Ms. Jones also stated that in order to fully implement this cost-saving schedule and other goals, additional personnel will be needed (minimum of two more paramedics and four more EMT-Intermediates). If these individuals are hired by December 1, the additional budgetary costs including taxes and benefits for the balance of FY2009-10 will be \$122,544.73. This does not include the estimated costs for the new director which would be \$46,353.23 for the balance of this fiscal year. The total costs for these new personnel would be \$168,897.96 through June 30, 2010.

Ms. Jones also offered recommendations following her service as Interim Emergency Services Director:

- 1) Hire the above personnel as soon as possible.
- 2) Institute the new schedule to minimize overtime.
- 3) Begin offering EMT classes in the High School so younger citizens can work toward becoming Paramedics.
- 4) Work towards offering in-county training at the EMT-I and EMT-P levels.
- 5) Provide in-county continuing education.
- 6) Begin certifying Fire First Responders at the Credentialed Medical Responder level.
- 7) Begin offering CPR and First-Aid classes for Teachers, County Employees, and all citizens of the County.
- 8) Develop a program and provide speakers for community awareness regarding EMS.
- 9) Work towards maintaining two crews on the Mainland year round.

Chairman Davis expressed the Board’s thanks to Ms. Jones for her service to Hyde County and noted her steady hand during a tumultuous time for Hyde County Emergency Services.

After discussion, Commissioner Spencer moved to implement the EMS staffing recommendations, plus ask newly appointed Emergency Services Director Mark O’Mara to research and present an estimate for staffing two EMS stations on the mainland at the next Board meeting. Mr. Byrd seconded the motion. The motion passed on the following vote: Ayes – Ballance, Byrd, Spencer, Swindell, and Chairman Davis; Nays – None; Absent of Not Voting – None.

Board Retreat:

The County Manager, working with the North Carolina Association County Commissioners (NCACC) has retained William (Bill) C. Rivenbark, Associate Professor of Public Administration and Government at UNC School of Government, to act as facilitator of the retreat. The Retreat will be held at Ponzer Volunteer Fire and Rescue Department, 40186 US HWY 264, Ponzer, NC on Thursday and Friday, December 17 – 18, 2009.

Solid Waste Code Enforcement and Part-time Fire Inspector:

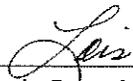
Following a recommendation from the County Manager and discussion by the Board, Chairman Davis moved to combine a part-time employee who is credentialed in fire inspection to cover for the Code Enforcement Officer (in his absence) with the part-time Solid Waste Enforcement Officer to create a single full-time position and to authorize the County Manager to execute the necessary budget amendment. Mr. Byrd seconded the motion. The motion passed on the following vote: Ayes – Ballance, Byrd, Spencer, Swindell, and Chairman Davis; Nays – None; Absent or Not Voting – None.

There being no further matters to come before the Commissioners, Mr. Ballance moved to adjourn the meeting. Mr. Swindell seconded the motion. The motion passed on the following vote: Ayes – Ballance, Byrd, Davis, Spencer, and Swindell; Nays – None; Absent or Not Voting – None.

The meeting adjourned at 8:43 PM.

Respectfully submitted:

Minutes approved on the 7<sup>th</sup> day of December, 2009.

  
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Lois Stotesberry, Clerk - Hyde County Board of Commissioners

  
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Tom Davis, Chairman - Hyde County Board of Commissioners

Attachments:

Exhibit A – *“Resolution of the Hyde County Board of Commissioners Regarding the North Carolina Local Government Debt Setoff Program”*

Exhibit B – *“Resolution for Designation of Applicant’s Agent for NC Division of Emergency Management for 2010 HMA (Hazard Mitigation Assistance) Program”*

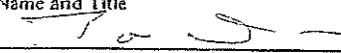
**RESOLUTION**  
**DESIGNATION OF APPLICANT'S AGENT**  
**North Carolina Division of Emergency Management**

Organization Name (hereafter named Organization): Hyde County	Disaster Number: 2010 HMA Program
Applicant's State Cognizant Agency for Single Audit purposes (If Cognizant Agency is not assigned, please indicate): North Carolina Department of Crime Control and Public Safety	
Applicant's Fiscal Year (FY) Start July 1 - June 30	Month: _____ Day: _____
Applicant's Federal Employer's Identification Number: 56-60000-308	
Applicant's Federal Information Processing Standards (FIPS) Number:	

PRIMARY AGENT	SECONDARY AGENT
Agent's Name Carl Classen	Agent's Name Alice Keeney
Organization Hyde County Government	Organization Hyde County Government
Official Position County Manager	Official Position County Planner
Mailing Address 30 Oyster Creek Road	Mailing Address 30 Oyster Creek Road
City, State, Zip Swan Quarter, North Carolina 27885	City, State, Zip Swan Quarter, North Carolina 27885
Daytime Telephone (252) 926-4179	Daytime Telephone (252) 926-4180
Facsimile Number (252) 926-3701	Facsimile Number (252) 926-3701
Pager or Cellular Number (252) 542-0801	Pager or Cellular Number (252) 542-0802

BE 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 16th day of November, 20 09.

GOVERNING BODY	CERTIFYING OFFICIAL
Name and Title Hyde County Board of Commissioners	Name Lois Statesberry
Name and Title 	Official Position Clerk to the Board
Name and Title Chairman, Hyde County Board of Commissioners	Daytime Telephone (252) 926-4179

**CERTIFICATION**

I, Lois Statesberry (Name) duly appointed and Clerk (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 16th day of November, 2009.

Date: November 16, 2009 Signature: 

**Resolution of the Hyde County Board of Commissioners  
Regarding the North Carolina Local Government Debt Setoff Program**

**Whereas**, NCGS Chapter 105A, Setoff Debt Collection Act, authorizes the North Carolina Department of Revenue to cooperate in identifying debtors who owe money to qualifying local agencies and who are due refunds from the Department of Revenue; and

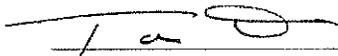
**Whereas**, the law authorizes the setting off of certain debts owed to qualifying local agencies against tax refunds; and

**Whereas**, the North Carolina Association of County Commissioners and the North Carolina League of Municipalities have jointly established a clearinghouse to submit debts on behalf of the County of Hyde as defined in G.S 105A -2 (6), effective January 1, 2006 and thereafter as provided by law;

**Now Therefore, be it Resolved** by the Hyde County Board of Commissioners that Hyde County will participate in the debt setoff program and hereby designates the Finance Officer as the person to hold hearings and conduct necessary proceedings.

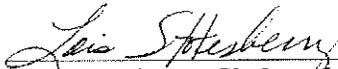
**Be it Further Resolved** that the Chairman and County Manager are hereby authorized to execute such documents and agreements as necessary to participate in the debt setoff program.

Adopted by the Hyde County Board of Commissioners this 16<sup>th</sup> day of November, 2009.



\_\_\_\_\_  
Tom Davis, Chairman  
Hyde County Board of Commissioners

ATTEST:



\_\_\_\_\_  
Lois Stotesberry, Clerk to the Board