

REGULAR MEETING MINUTES
BOARD OF COUNTY COMMISSIONERS
HYDE COUNTY

Monday, October 2, 2017 at 6:00PM

Following opening prayer by Commissioner Dick Tunnell and Pledge of Allegiance, Chairman Pugh called the Regular Meeting of the Hyde County Board of Commissioners to order at 6:00pm, on Monday, October 2, 2017, in the Hyde County Government Center, Multi-Use Room, and the Ocracoke Community Center using electronic conferencing equipment.

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

Commissioner Tom Pahl, Public Information Officer Donnie Shumate and members of the public were present on Ocracoke.

AGENDA:

Commissioner Pahl moved to approve the October 2, 2017 Hyde County Board of Commissioners Regular Meeting Agenda as presented by the Clerk with addition of Item 7) Ocracoke Tourism Authority Appointments and 8) Discussion on Requests to Relocate Board of Commissioner Meetings from The Ocracoke Community Center on December 4, 2017 and June 4, 2018. Commissioner Swindell seconded the motion. The motion passed on the following vote: Ayes – Pugh, Pahl, Simmons, Swindell and Tunnell; Nays – None; Absent or not voting – None.

CONSIDERATION OF MINUTES:

Commissioner Tunnell moved to approve the September 5, 2017 Hyde County Board of Commissioners Regular Meeting Minutes as presented by the Clerk with correction on page 4, line 21 – Commissioners discussed a possible ~~donation~~ sale of property to owned by Hyde County ~~from the National Park Service~~. Commissioner Swindell seconded the motion. The motion passed on the following vote: Ayes – Pugh, Pahl, Simmons, Swindell and Tunnell; Nays – None; Absent or not voting – None.

Commissioner Swindell moved to approve the September 19, 2017 Hyde County Board of Commissioners and Board of Education Joint Meeting Minutes as presented by the Clerk with correction on page 1, line 25 – Vice-Chair Thomas Whitaker, ~~Angela Todd~~. Principle Leslie Cole and Board Member Angela Todd were present on Ocracoke. Principal Cole left the meeting after the tour. Commissioner Tunnell seconded the motion. The motion passed on the following vote: Ayes – Pugh, Pahl, Simmons, Swindell and Tunnell; Nays – None; Absent or not voting – None.

PRESENTATIONS:

Revolving Loan Fund Update

County Manager Bill Rich presented update on the Hyde County Revolving Loan Fund including timeline since 1991.

**The Hyde County Revolving Loan Fund and
The Hyde County Golden Leaf Revolving Loan Fund**

Timeline:

- In 1991, Hyde County received a CDBG Economic Development Grant from the State of North Carolina in the amount of \$527,000 to loan Cross Creek Healthcare funds to build the Cross Creek nursing home facility in Swan Quarter. When the loan was repaid, the county was allowed to keep the funds. The funds were then used to create the Hyde County Economic Development Revolving Loan Fund (RLF).
- Since then, Hyde County has used the Revolving Loan Fund to help local business owners with start-up funding for new businesses and expansion of existing businesses, while at the same time creating new jobs and retaining existing jobs for Hyde County citizens. These loans also promoted economic development in the county and county infrastructure needs.
- Some of the businesses that have received Hyde County Revolving Loan funds:
 - Graceful Bakery
 - Mattamuskeet Seafood
 - Chris's Fresh Veggies
 - Engelhard Red & White (Chris Williams)
 - Chris Williams – Engelhard Red & White Parking Lot
 - Precision Pallet
 - Pungo River Lime Company
 - Martin Lumber Company
 - Ocracoke Seafood
- Through the County Manager's Grant Program, Hyde County applied for another revolving loan fund grant with the Golden Leaf Foundation in 2014. In June 2014, Golden Leaf awarded a \$500,000 revolving loan grant to Hyde County for the purpose of promoting new job creation for Hyde County via loans to help new businesses get started and assist existing businesses to expand and retain/create jobs.

- The Hyde County/Golden Leaf Revolving Loan Grant program has been equally successful as the original revolving loan fund. Loans that have been funded through the Golden Leaf Revolving Loan fund are:

- Ocracoke Bar & Grill
- Ocracoke Brewing Company
- Devil Shoal Oyster & Clam Company – Loan #1
- Devil Shoal Oyster & Clam Company – Loan #2
- Sorella's Italian Cuisine
- Chris Williams/Courthouse Grill
- MRB Publishing/Coyote Music Den
- Woccocon Oyster Company
- Cedar Bistro, LLC

Current Availability:

- As of our last report dated 9/5/17:

- Golden Leaf:

- Golden Leaf RLF Total Funded: \$357,525.00 (represents 75% funding on all loans) Hyde County Funded: \$119,175.00 (represents 25% funding on all loans)
- Total number of outstanding loans: 17. Nine of these are under the Golden Leaf RLF
- Total Funded: \$476,700 (Total Grant Amount : \$500,000)
- Available funds left to lend from Golden Leaf RLF: \$142,475.00
- Golden Leaf RLF funds are available until 12/31/17. There will be no more of the original Golden Leaf funds available as of January 1, 2018. County officials plan to meet with Golden Leaf officials in the next couple of weeks to present the current loan status and request that they allow the county to utilize the RLF fund balance to loans closing in November and December. Allowing the county to retain the Golden Leaf funds will provide flexibility to make more loans, not just for job creation and retention, but also for economic development purposes (no infrastructure loans)
- Two reports are due to Golden Leaf after grant end date of 12/31/17

Total loaned through both funds: **\$1,195,700.00**
 Total balance outstanding as of 9/25/17: **\$780,164.87**
 Total repayment of loan balances per month: **\$10,727.46**
 Total revolving loan funds available to lend: **\$541,862.31**
NO DEFAULTS ON ANY LOANS IN THE PORTFOLIO

Advantages of the RLF:

- As funds are loaned out, return on investment in the community will increase
 - Jobs will be created
 - The county's tax base will grow (on real estate loans and equipment loans)
 - Sales tax will be generated
 - As loans are paid back, the county's RLF account will increase, making more money available to lend.
- Loans are made based on the applicant's character and/or collateral offered for security

Pending Loan Requests:

The following individuals have requested RLF loans:

- Leland and Everett Hershey (Precision Pallet): The Hersheys have requested \$170,000 to construct a new truck shop. This will allow them to retain existing jobs and create new jobs. The Hersheys employ over 60 employees.
- Chris Williams: Mr. Williams would like to borrow \$130,000 to purchase and redevelop the SQ Post Office building and the storage facilities across the street.
- Jason Wells: Mr. Wells is the owner of Jason's Restaurant on Ocracoke. Mr. Wells is requesting \$45,000 to winterize and enlarge the porch on the restaurant and purchase a generator. This will allow Mr. Wells to keep his restaurant open longer and operate during power outages, which will retain jobs and create additional sales tax.
- Ocracoke Brewing: Ocracoke Brewing has asked for an additional \$30,000 to purchase the necessary equipment to package beer for outside retail sales. They have already paid back over \$40,000 of their original loan.
- Total requested loans: \$375,000.00. This will leave approximately \$167,000 that Hyde County can loan out to other qualified businesses. This will in turn increase the total payments collected each month to around \$13,000 and grow the balance by \$150,000 a year.
- Hyde County will use the remaining funds to make smaller select loans ranging between \$15,000 and \$50,000 to finance small business ventures that will spike our local economy.

In Summary:

If the requested loans are approved and closed:

- There will be approximately \$1,155,000 in outstanding loan balances
- The county will see an estimated \$13,000 a month in repayment
- \$167,000 will be available to lend, but will increase monthly by \$13,000

Substance Abuse Initiative

Assistant County Manager Kris Noble reported Hyde County's Substance Abuse Initiative began in June with the forming and meeting of a core work team including members from the Manager's Office, Health Department, Sheriff's Office, Department of Social Services, Cooperative Extension and Emergency Services. The internal work group identified priorities for the team: education and prevention, treatment resources and support to the Sheriff's Office in regard to enforcement.

The group sponsored and held a Leadership Forum on July 13, 2017 with over 30 people attending including but not limited to local officials, citizens and treatment providers from across the State. Community meetings have been held

in Engelhard and Swan Quarter with very positive attendance and feedback. Meetings in the additional three townships are scheduled.

Ms. Noble reported staff has applied for two grants to fund programming and continues to work to find funding. Staff will attend training in October paid for with a grant through Injury Free NC.

E911 Consolidation Center Update

Emergency Services Director Justin Gibbs reported all E911 equipment and power on the mainland has been installed and is working better than anticipated. Completion of the county-wide installation project is anticipated by the end of October with consolidation with Dare County Dispatch expected in November.

Hyde County Board of Commissioners/Board of Education Joint Meeting Update

Assistant County Manager Kris Noble reported on September 19, 2017 the Hyde County Board of Commissioners met with the Hyde County Board of Education in an effort to become more familiar with and support the school system's activities and programs. Both Boards were taken on a tour of the school campuses, led by campus administrators, and met for dinner, provided by the Board of Education, followed by a business meeting.

Board of Education Finance Officer Ken Chilcoat presented the Board's Budget followed by discussion from both Boards. The discussion was productive and both Boards voiced their desire to work together for the greater good of Hyde County. Both Boards agreed to a second meeting to be held at 5:00p.m. on December 12, 2017 in the Hyde County Government Center Multipurpose room to continue discussion.

Superintendent Dr. Randolph Latimore reported the joint meeting set the tone for more open communication and stated he looks forward to the next meeting.

Employee/ Volunteer/ Friend of Hyde County – September, 2017

County Manager Bill Rich and the Board of Commissioners recognized Sandy Yeatts, EMT-Paramedic, as "Employee of the Month" and commended his dedication to Ocracoke Village during the recent power outage and Hurricane Maria. Mr. Yeatts received a gift certificate to Jason's Restaurant on Ocracoke Island.

PUBLIC COMMENTS:

Luana Gibbs, Health Director, commended Maintenance Supervisor Kerry Campbell and the Maintenance Department staff for maintaining the Heath Department landscape.

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

ITEMS OF CONSIDERATION:

Albemarle Commission Area Agency on Aging (AAA) Regional Advisory Council (RAC) Appointments

Assistant County Manager Kris Noble reported Hyde County is allowed two representatives on the Albemarle Commission Area Agency on Aging Regional Advisory Council and is in need of one additional Hyde County representative on its Council. In September the Board re-appointed Jan Moore.

Geraldine Weatherly, Administrator for Liberty Health Care, which includes Cross Creek Health Care in Swan Quarter has agreed to serve on the Council. Cross Creek offers residential nursing care in addition to home care in Hyde County.

Commissioner Swindell moved to appoint Geraldine Weatherly to serve as the second County representative on the Albemarle Commission Area Agency on Aging (AAA) Regional Advisory Council (RAC).

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

Application for American Tower Telecommunications Tower Site

Assistant County Manager Kris Noble reported American Tower, LLC has submitted request for a new wireless telecommunication tower to be build by American Tower Corporation in Hyde County to provide services by T Mobile. American Tower, represented by Attorney John May, has submitted construction drawings for the proposed 195 foot monopole telecommunications tower to be located at 21015 Highway 264 in Swan Quarter, NC on the property of Alla Sadler near Juniper Bay Road. American Tower has also submitted a signed letter stating that if the tower is not used for one year it shall be removed. Coverage maps provided by T Mobile showing the need for a new tower at this location were received.

The Planning Department has reviewed the application including drawings and finds all to be in compliance with the Hyde County Telecommunications Ordinance.

Commissioner Swindell moved to approve application for American Tower Telecommunications Tower Site, 21015 US Hwy 264, Swan Quarter, NC and authorize Building Inspections to begin the permitting process

with the understanding American Tower be in compliance with the Hyde County Telecommunications Ordinance. Commissioner Simmons seconded the motion. The motion passed on the following vote: Ayes – Pugh, Simmons, Swindell and Tunnell; Nays – Pahl; Absent or not voting – None.

Sale of Two Vehicles

Luana Gibbs, Interim Health Director, requested approval to sell the Health Department's 2006 Dodge Durango and 2003 Chevrolet Malibu. She will apply proceeds from the sale to lease of a 2017 Ford Truck.

Commissioner Swindell moved to approve sale of the 2006 Dodge Durango and the 2003 Chevrolet Malibu on GovDeals. Commissioner Simmons seconded the motion. The motion passed on the following vote: Ayes – Pugh, Pahl, Simmons, Swindell and Tunnell; Nays – None; Absent or not voting – None.

Disposition of County Property

County Manager Bill Rich presented update on the disposition of the sale of county properties located on Pat's Road as well as the property on Ocracoke Island. Mr. Rich reported in regard to the property located on Pat's Road, no upset bid was received. Manager Rich has received the original bid of \$15,000.00 and negotiated \$1,600.00 per year for farm rent for the last two years from the current tenant. This will result in a total of \$18,200.00 due from the bidder.

Manager Rich also discussed gifting the Ocracoke property to the Hyde County Board of Education. This will be discussed and a tour held during the upcoming Board of Education meeting on Ocracoke.

No action taken on the Ocracoke property at this time.

Commissioner Swindell moved to accept offer for the Pat's Road property received from Mr. Leeman Allen. Commissioner Tunnell seconded the motion. The motion passed on the following vote: Ayes – Pugh, Pahl, Simmons, Swindell and Tunnell; Nays – None; Absent or not voting – None.

Water Line Relocation for Bridge Replacement on White Plains Road

Assistant County Manager Kris Noble reported the NCDOT will be replacing the bridge known as bridge #14 on White Plains Road, Engelhard, NC. There is a conflict with the existing water line that crosses the canal. The Department of Transportation will need the water line to be relocated and will pay for all expenses. The project will be paid by the County and then reimbursed from NCDOT to the Hyde County Water Fund. Contracts for the Water Main Relocation Project were received from Green Engineering for Design (\$9,548.00), Preliminary Engineering (\$7700.00) and NC DOT (\$58,745.00).

Commissioner Simmons moved to approve Water Main Relocation Project NCDOT TIP Hyde Co. Bridge #14 on White Plains Road. Commissioner Swindell seconded the motion. The motion passed on the following vote: Ayes – Pugh, Pahl, Simmons, Swindell and Tunnell; Nays – None; Absent or not voting – None.

Agenda – Board Retreat

County Manager Bill Rich presented the agenda for the Hyde County Board of Commissioners' Board Retreat Meeting on Wednesday, October 11, 2017 at 12:00p.m. (noon) at the Mattamuskeet Outpost, 23145 Hwy 21, Swan Quarter, NC. Lunch will be catered by Martelles Feed House. Water & Flood Control Manager Daniel Brinn and IT Director Donnie Shumate will present department updates.

Items of discussion include:

- EMS Headquarters – Ocracoke
- Roof Repairs – Hyde Davis Center
- County-wide Salary Increases – FY2018-2019
- Mattamuskeet Lodge Project

Manager Rich will present the succession plan for Hyde County government staff when management transitions from him to Kris Noble.

At 1:30p.m. the Board of Commissioners will conduct a public hearing on 2017 CDBG-DR (disaster recovery) grant funding. Ms. Noble will apply for disaster recovery grant funding in the amount of \$500,000.00 for roof replacement on the Davis Building in Engelhard.

Ocracoke Tourism Authority Board Appointments

Commissioner Pahl moved to appoint Wayne Clark, Martha Garrish and Greg Honeycutt to serve 3-year terms and Daphne Bennick and Amy Howard to serve 2-year terms on the Ocracoke Tourism Authority Board. Commissioner Simmons seconded the motion. The motion passed on the following vote: Ayes – Pugh, Pahl, Simmons, Swindell and Tunnell; Nays – None; Absent or not voting – None.

Ocracoke Community Center Calendar

Commissioner Pahl presented request for the commissioners to relocate their scheduled Board meeting on December 4, 2017 for the Ocracoke Methodist Womens Group and June 4, 2018 for Ocracoke Alive play production. After discussion no action was taken.

BUDGET TRANSFERS:

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

Administration

Safety Program and Training Cost \$4,295.00

Health Department

Child Health \$9,120.00
Family Planning \$8,085.00

Commissioner Swindell moved to approve the Administration and Health Department budget transfers as presented. Commissioner Simmons seconded the motion. The motion passed on the following vote: Ayes – Pugh, Pahl, Simmons, Swindell and Tunnell; Nays – None; Absent or not voting – None.

MANAGEMENT REPORTS:

Chairman Earl Pugh, Jr. – attended Hyde County Schools Tour and Meeting and the Opioid Task Force Meeting in Swan Quarter. Mr. Pugh attended the Trillium Meeting (four hour orientation) in Washington and reported Wayne Pettaway would like to present the need for additional Consumer and Family Advisory Committee representatives in Hyde County. He participated in Ocracoke Control Group meetings and conference calls during Hurricane Maria.

*Exhibit A - Mandatory Visitor Evacuation For Ocracoke Island
Exhibit B - Termination of Mandatory Visitor Evacuation Order Issued for Ocracoke Island
11-07-2017 - John Stokely*

Vice-chairman Barry Swindell – attended the Hyde County Schools Tour and the Health Board Meeting.

Commissioner Dick Tunnell – attended the MATTIE Arts Festival, community yard sale, Hyde County Schools Tour and Meeting and the Mid-East Commission meeting.

Commissioner Ben Simmons – discussed drainage, pumps and flood gate issues; and, requested follow up on towers in the County.

Commissioner Tom Pahl – met with Ocracoke Control Group for the duration of Hurricane Maria. He reported Justin Gibbs’, Emergency Service Director, role is very important during a disaster and believes there is need for coordinated communication between Dare and Hyde County. Mr. Pahl also met with Ocracoke Civic & Business Association (OCBA), Hyde County Schools Tour and Meeting via Information Highway, Ocracoke Tourism Advisory Board nominees and met with David Hilton and the Ocracoke Waterways Commission. He requested dates for enrollment in the Affordable Care Act Insurance Program be publicized.

County Manager Bill Rich – reported he and County Attorney Fred Holscher will attend the November 6, 2017 Board of Commissioners Meeting on Ocracoke Island. Manager Rich’s September 2017 calendar was provided.

Assistant County Manager/Planner Kris Cahoon Noble – reported Public Hearing for Mattamuskeet Watershed Planning is scheduled for November 6, 2017. Ms. Noble is working closely with Donnie Shumate, IT Director/ PIO, on security, e-mail services and social media; and with Daniel Brinn, Water and Flood Control Coordinator, on Slocum Drainage, Far Creek Dredging and emergency plan for the district. She reported CDBG funding will be used to repair the Davis Building roof and Engelhard Sanitary District CDBG Structure application will include Hycienda Heights and Mattamuskeet Village. Ms. Noble also proposed opening a call center in the Public Safety Center vacant offices which could create 5 – 10 jobs. Ms. Noble reported Manager Rich will replace her on the NC Catch Board.

Ms. Noble attended Partnership for Sounds meeting and Ocracoke Control Group phone conferences. She will follow up on items discussed during the meeting.

PUBLIC COMMENTS:

Luana Gibbs, Interim Health Director, reported ACA Representative Arden Root with Access East will prepare a press release to post on the County website.

Justin Gibbs, Emergency Services Director, will prepare a list of previous disasters to post on the County website to assist citizens with PCL claims.

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

CLOSED SESSION: (none)

ADJOURN:

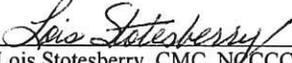
Commissioner Simmons moved to adjourn the meeting. Mr. Swindell seconded the motion. The motion passed on the following vote: Ayes – Pahl, Pugh, Simmons, Swindell and Tunnell; Nays – None; Absent or not voting – None.

The meeting adjourned at 8:00p.m.

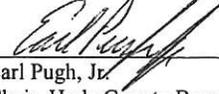
Respectfully submitted:

Minutes approved on the 6th day of November, 2017.

Attest:



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



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



Attachments: ~~(none)~~

Exhibit A: "Proclamation - State of Emergency For Hyde County Mandatory Visitor Evacuation For Ocracoke Island"

Exhibit B: "Proclamation - Termination of The State of Emergency With Mandatory Visitor Evacuation Order Issued For Ocracoke Island"



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

**PROCLAMATION
STATE OF EMERGENCY FOR HYDE COUNTY
MANDATORY VISITOR EVACUATION FOR OCRACOKE ISLAND**

HURRICANE MARIA

September 25, 2017

WHEREAS, Pursuant to Hyde County Ordinances, Chapter 166 A of the General Statutes and Article 36 A of Chapter 14 of the General Statutes, I have determined a State of Emergency exists in Hyde County; and,

WHEREAS, I therefore proclaim the existence of a State of Emergency in the County of Hyde effective on September 25, 2017 at 5:00am; and,

WHEREAS, I hereby order mandatory evacuation of individuals visiting Ocracoke Island effective on Monday, September 25, 2017 at 5:00a.m., and,

WHEREAS, I hereby direct all county law enforcement officers, county employees, public safety personnel, and all emergency management personnel, subject to my control, to cooperate in the enforcement and implementation of the provisions of the emergency as may be necessary or convenient; and,

WHEREAS, I specifically authorize and direct all applicable department heads and their employees to take such steps and to make such applications as may be necessary, useful, or convenient to mitigate the effects of damage to life or property of Hyde County and its residents and persons who work in or who are located in Hyde County arising out of Hurricane Maria, and its related weather conditions; and,

NOW THEREFORE, This proclamation is signed on this date, September 24, 2017, and becomes effective at 5:00a.m. on Monday, September 25, 2017.

ATTEST:

09-24-2017 @ 7:30P.M.

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

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





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

PROCLAMATION

**TERMINATION OF THE STATE OF EMERGENCY WITH
MANDATORY VISITOR EVACUATION ORDER ISSUED FOR OCRACOKE ISLAND**

HURRICANE MARIA

September 28, 2017

WHEREAS, on September 24, 2017 at 7:30 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 September 25, 2017; and,

WHEREAS, I issue this proclamation entitled "Termination of State of Emergency with Mandatory Visitor Evacuation Order Issued for Ocracoke Island" that becomes effective upon execution; and,

WHEREAS, Dare County has decided that the visitor evacuation order issued for Hatteras Island will be lifted at 1:00 PM on this date; and,

WHEREAS, reentry to Ocracoke Island through Hatteras will begin at 1:00 PM on this date, and;

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

WHEREAS, I have determined that a State of Emergency no longer exists; and,

Now therefore, this proclamation is signed on this date, September 28, 2017, at 9:15 AM, and becomes effective immediately.

ATTEST:



Earl Pugh, Jr., Chairman
Hyde County Board of Commissioner



Lois Stotesberry, CMC, NCØCC
Hyde County Board of Commissioners

