

1 Regular Meeting Minutes

2 **Board of County Commissioners**  
3 **Hyde County**

4  
5 **Tuesday, September 8, 2015**

6 Chairman Barry Swindell called the Regular Meeting of the Hyde County Board of Commissioners to  
7 order at 6:00pm on Tuesday, September 8, 2015, in the Hyde County Government Center, Multi-Use  
8 Room, and the Ocracoke School Commons Room using electronic conferencing equipment.

9 The following members were present on the mainland: Commissioners Earl Pugh, Jr., Dick Tunnell,  
10 Benjamin Simmons, John Fletcher and Barry Swindell; Attorney Fred Holscher; County Manager Bill  
11 Rich; Deputy Clerk to the Board Rosemary Johnson; and, members of the public.

12 The following members were present on Ocracoke: Public Information Officer Sarah Johnson and  
13 members of the public.

14 Following opening prayer by Commissioner Earl Pugh, Jr. and pledge of allegiance the meeting was  
15 called to order.

16 **Agenda:**

17 Chairman Swindell asked for changes to the September 8, 2015 Meeting Agenda.

18 Commissioner Tunnell moved to approve the September 8, 2015 Meeting Agenda as presented with  
19 addition of Presentation No. 5 – Water Management Plan for Pocosin Lakes Wildlife Refuge,  
20 presentation by Reed Gelderman; and No. 6 – Pungo District Hospital funding request. Commissioner  
21 Fletcher seconded the motion. The motion passed on the following vote: Ayes – Fletcher, Pugh,  
22 Tunnell, Simmons and Swindell; Nays – None.

23  
24 **Consideration of Minutes:**

25 Commissioner Fletcher moved to approve the August 3, 2015 Board of Commissioners Regular  
26 Meeting Minutes as presented. Commissioner Simmons seconded the motion. The motion passed on  
27 the following vote: Ayes – Fletcher, Pugh, Tunnell, Simmons and Swindell; Nays – None.

28 **Presentations:**

29  
30 **Impact of Solar Farms-Development of Solar & Wind Ordinances**

31 Kris Noble introduced Dr. Herbert Eckerlin of N.C. State University. Dr. Eckerlin is a professor and  
32 senior extension specialist in the Department of Mechanical & Aerospace Engineering. Dr. Eckerlin  
33 presented general information about solar farms, the pros and cons of solar farms, the impact on county  
34 revenue, operation and disposal, and the development process for a solar ordinance. The  
35 commissioners thanked Dr. Eckerlin for his presentation. Ms. Noble presented a gift of appreciation to  
36 Dr. Eckerlin. No action was taken.

37  
38 **ABC Board Report**

39 Meredith Nicholson, Chairman of the ABC Board presented a five-year comparison of sales and costs  
40 for operation of the county's alcoholic beverage stores on the mainland and Ocracoke. She reported  
41 that gross profits on sales have been consistently increasing over the five-year period, expenses have  
42 been cut by \$43,000.00 for the current year and a gross profit of over \$40,000 was reported for fiscal  
43 year ending June 30, 2015. The county receives 25% of the profits. The ABC stores have one full time  
44 general manager, 5 permanent part-time employees and 2 on-call employees. Chairman Swindell  
45 commended the board and expressed thanks to all employees for their efforts to improve sales and cut  
46 costs. Commissioner Fletcher thanked Ms. Nicholson for her report. Ms. Nicholson stated that the  
47 next monthly meeting of the ABC board will be held Monday, September 14.

48  
49 **Ag Extension Award Presentation**

50 The Hyde County Board of Commissioners was recently honored with the North Carolina Cooperative  
51 Extension Service County Partnership Award. The award was presented at the N.C. Association of  
52 County Commissioners (NCACC) annual conference in Greenville on August 22. Only a few counties  
53 across the state received the award, which signifies an outstanding level of partnership between  
54 government leaders and Cooperative Extension. Hyde County was one of 22 counties that were  
55 selected for the award. Natalie Wayne, Hyde County Extension Director officially presented the award  
56 plaque to the commissioners and thanked them and county government for their support to the  
57 Cooperative Extension office.

58 **Hyde County Government Center-Ocracoke Campus**

59 Will Doerfer, Special Assistant to County Manager Bill Rich, included for discussion a Power Point  
60 presentation with information and pictures of two properties located on Ocracoke that the county is  
61 considering for a new EMS location. The two properties are located on Back Road and Highway 12.  
62 Commissioner Fletcher expressed concern that the Highway 12 property would exceed the square  
63 footage requirement and be in violation of the Ocracoke Development Ordinance. Selection of a site is  
64 discussed later in the meeting.  
65

66 **Pocosin Lake Wildlife Refuge Water Management Plan Discussion**

67 Reed Gelderman who is employed in the Ponzer community, spoke to the commissioners and audience  
68 about the current water management practices of the Pocosin Lake Wildlife Refuge and how it is  
69 affecting surrounding landowners. Mr. Gelderman stated that the Pocosin Refuge is proposing to  
70 construct a dyke that will contain water on the refuge and maintain wildlife habitat. Surrounding  
71 landowners are concerned that in events of excessive rain, there will be overflow onto their properties  
72 will damage cropland. Mr. Gelderman provided maps of the properties involved and the maps for  
73 Watershed #1 dated 4/16/1993 as exhibits. He also requested that Hyde County pass a resolution  
74 opposing all new flooding on the Pocosin Lake Wildlife Refuge that is not included in their water  
75 management plan and that the refuge abide by the guidelines of the water management plan prepared  
76 by the USDA-Soil Conservation Service. He presented the request in writing, along with signatures  
77 from concerned landowners and citizens in the area. Commissioner Fletcher moved that the Board  
78 adopt a resolution as per Mr. Gelderman's request and send the resolution to the Governor, Hyde  
79 County's congressmen and representatives, and the Pocosin Lakes Refuge manager. Commissioner  
80 Pugh seconded the motion. The motion passed on the following vote: Ayes – Fletcher, Pugh, Tunnell,  
81 Simmons and Swindell; Nays – None. *Exhibit C*  
82

83 **Pungo District Hospital Funding Request**

84 Dr. Charles Boyette and Beaufort County Commissioner Hood Richardson spoke about recent efforts  
85 to acquire title to Pungo District Hospital from Pantego Creek, LLC. Dr. Boyette appealed for the  
86 support of Hyde County to work together with the entire service area to make the hospital re-opening a  
87 reality. Dr. Boyette stated that there is a Florida-based hospital that has expressed interest in assisting  
88 with re-opening the hospital. Grant funding in the amount of \$400,000 is being sought from the NC  
89 Department of Commerce for up-fit purposes. A total of \$649,000 is needed to re-open the hospital  
90 and a certificate of need would need to be issued by the Department of Health and Human Services.  
91 Hood Richardson stated that they would like to officially request that Hyde County loan the supporters  
92 of the hospital \$300,000, which is needed immediately for start-up. He further stated that the \$300,000  
93 would be repaid when the \$400,000 grant funds were received. Attorney Fred Holscher had been  
94 asked to research documentation, legality and funding requests at the June 1 Board of Commissioners  
95 meeting. Mr. Holscher reported tonight that based on his conversation with the School of Government,  
96 he has concerns about the legality of the loan request. Commissioner Swindell asked how much has  
97 Belhaven invested. Mr. Richardson responded that Belhaven is providing \$200,000 in unrestricted  
98 funds. Commissioner Simmons asked if any supporters have provided financial support. Mr.  
99 Richardson stated that many funding sources are being sought.  
100

101 Commissioner Pugh moved that if it is determined that the county can legally lend the \$300,000,  
102 public support for the decision be sought via a referendum. Commissioner Fletcher seconded the  
103 motion. After discussion of the cost of a referendum, Commissioner Pugh withdrew his motion and  
104 Commissioner Fletcher withdrew his second. Commissioner Fletcher motioned that the commissioners  
105 vote yes or no in favor of loaning \$300,000 to supporters of Pungo District Hospital if determined to  
106 be legal. The motion was denied on the following vote: Ayes-None; Nays-Fletcher, Pugh, Tunnell,  
107 Simmons and Swindell.  
108

109 **Employee Recognition:**

110 Kris Noble commended Rosemary Johnson, Planning Assistant for her job performance during  
111 the past year. Ms. Johnson has just completed one year of service. Ms. Noble stated that Ms.  
112 Johnson has been a valuable addition to her department. Ms. Johnson spun the Wheel of  
113 Thanks and won a \$25.00 gift certificate to Swan Quarter Equipment Company.  
114

115 **Public Comment:**

116 Chairman Swindell called for comments from the public.  
117

118 **Claudia Horwitz** - Ms. Horwitz requested that the Commissioners consider lowering the decibel level  
119 requirement on the noise ordinance stating that 70 decibels is too loud.  
120

121  
122 **Amy Johnson** – Ms. Johnson expressed concern about the recent scabies outbreak on Ocracoke.

123 She stated that the outbreak has caused the Ocracoke Child Care to close until March 2016.

124

125 **Sean Death** - Mr. Death is recommending revisions to the existing noise ordinance. He recommends  
126 that after 10:00 PM, the maximum decibel level be 62. Mr. Death obtained signatures in support of this  
127 suggestion from adjacent neighbors to his property, the Ocracoke Bar & Grille. Mr. Rich requested a  
128 copy of the revised ordinance and signatures.

129

130 **Eunice Williams** – Ms. Williams requested the Board reconsider their decision regarding the Pungo  
131 District Hospital fund request.

132

133 **Items of Consideration:**

134

135 **Resolution:**

136

137 **Support for Congressional Legislation**

138 Manager Rich presented a resolution in support for congressional legislation of Senate Bill 1648, the  
139 “Rural Emergency Acute Care Hospital Act”. This act allows emergency medical services in rural  
140 areas without the requirement of inpatient beds. Commissioner Fletcher moved to adopt the resolution  
141 in support for congressional legislation of Senate Bill 1648. Commissioner Simmons seconded the  
142 motion. The motion passed on the following vote: Ayes: Fletcher, Simmons, Swindell, Tunnell and  
143 Pugh; Nays - None.

144

145

*Clerk's Note: A copy of "Resolution Supporting Congressional Legislation of Senate Bill 1648" is attached herewith as Exhibit A and incorporated herein by reference.*

146

147

148

149 **Appointment**

150 Sharon Sadler, Hyde County Vice President of the Southern Albemarle Association requested the  
151 commissioners approve a list of nominees to be submitted to the Southern Albemarle Association.  
152 Commissioner Pugh moved to approve the list of nominees for the Southern Albemarle Association.  
153 Commissioner Fletcher seconded the motion. The motion passed on the following vote: - Ayes:  
154 Fletcher, Pugh, Simmons, Swindell and Tunnell; Nays: - None.

155

156 **Ocracoke Noise Ordinance**

157 Will Doerfer has gathered and reviewed noise ordinances from other counties (Dare, Currituck, Bald  
158 Head Island) and compared them to the current noise ordinance for Ocracoke. Mr. Doerfer suggested  
159 that the level of 70 decibels specified in the current ordinance remain in effect up to 10:00 PM, and the  
160 Commissioners work to determine a decibel level to be considered for the hours after 10:00 PM.

161

162 **Hurricane Irene Hazard Mitigation Program (HMGP) Project Budget Ordinance**

163 Kris Noble requested approval for the Hurricane Irene Hazard Mitigation Program (HMGP) project  
164 budget ordinance. The Federal Emergency Management Agency (FEMA) approved the amendment to  
165 the HMGP 4019-0023 grant for the elevation of (5) residential structures for Hyde County. This  
166 amendment adds an additional \$81,000 of federal and state funds to the project, raising the total project  
167 cost from \$319,288 to \$400,288. There is no cost to Hyde County for the amendment. The increase is  
168 reflected in the attached Project Budget Ordinance. Commissioner Pugh moved to approve the HMGP  
169 Project Budget Ordinance as presented. The motion was seconded by Commissioner Fletcher. The  
170 motion passed on the following vote: Ayes: - Pugh, Fletcher, Swindell, Simmons, Tunnell; Nays: -  
171 None.

172

173

*Clerk's Note: A copy of the "Hurricane Irene Hazard Mitigation Program (HMGP) Project Budget Ordinance" is attached herewith as Exhibit B and incorporated herein by reference.*

174

175

176

177 **NC Building Reuse Grant Application for New Holland Properties, LLC**

178 New Holland Properties, LLC has requested Hyde County to apply for a Business Reuse Grant with  
179 the NC Department of Commerce on its behalf. The NC Building Reuse Grant provides funds to local  
180 governments to renovate vacant buildings. New Holland Properties, LLC has recently purchased the  
181 property formerly known as “Phillip’s Place” located at 23145 US Hwy 264, Swan Quarter. The  
182 business will be branded under the name “Outpost Mattamuskeet” and will house the operations of  
183 Dare to Hyde Adventures. Dare to Hyde Adventures specializes in custom created outdoor adventures  
184 including bear hunting, guided duck hunts, offshore charter fishing and wildlife viewing. Phase I plans  
185 for the property include complete renovation of the 10 motel rooms as well as minor upgrades to the  
186 vent facility. Phase 2 of the project will renovate 3 other buildings on the property, including the  
187 historically significant Civilian Conservation Corp. building. New Holland Properties, LLC has

188 requested \$60,000 to do the renovations. The County will be required to contribute at least 5% of the  
189 cash match, or \$3,000.00. The county will get return on its investment through occupancy tax. The  
190 LLC plans to hire 6 full time positions once the renovations are complete. Commissioner Pugh moved  
191 to approve the Building Reuse Application for New Holland Properties, LLC. Commissioner Fletcher  
192 seconded the motion. The motion passed on the following vote: Ayes: - Pugh, Fletcher, Swindell and  
193 Tunnell; Nays: - None. Commissioner Simmons abstained from the vote.  
194

195 **Leases for the Hyde-Davis Center**

196 The County is in the process of negotiating two lease agreements with Beaufort County Community  
197 College and Beaufort-Hyde-Martin Library for space in the Hyde-Davis Center. BCCC plans to use  
198 the leased space to provide online continuing education classes and Certified Nursing Assistant  
199 training classes/laboratory. BHM Library plans to operate a full-service library. The leases will be rent-  
200 free for one year, with an option to renew for an additional 5-year term, rent free. Ms. Noble requested  
201 approval of the leases and authorization to negotiate modifications to the leases if applicable. The  
202 commissioners noted that they have a problem with the liability insurance limits specified in the lease  
203 contracts. They requested that Mr. Rich look into the matter further and tabled the approval until the  
204 October meeting.  
205

206 **Report – Special Assistant Will Doerfer:**

207 Will Doerfer, Special Assistant to County Manager Bill Rich, presented report on projects he began  
208 during the month of August. Mr. Doerfer has been working on several projects and attending various  
209 functions. Activities include the Ocracoke EMS site project, the Waterways Commission, the  
210 NCACC Conference and spearheading a community gardens project with the Hyde County Extension  
211 office.  
212

213 **Ongoing Projects Update:**

214 Bill Rich provided updates on the following ongoing projects:  
215

216 **Pungo District Hospital**

217 Matters concerning the Pungo District Hospital were covered earlier in the meeting.  
218

219 **EMS Site**

220 Discussion continued regarding the selection of a permanent EMS location in Ocracoke. It has been  
221 narrowed down to two locations, 270 Back Road (Bertha O’Neal property) and Hwy 12 (790 Irvin  
222 Garrish Hwy property owned by Sandra O’Neal). The owner of 270 Back Road is willing to finance  
223 with an option to purchase in 3 years. Commissioner Pugh moved that 270 Back Road be selected as  
224 the permanent EMS location and that the County enter into a contract with Bertha O’Neal to lease the  
225 property. Commissioner Fletcher seconded the motion. The motion passed on the following vote:  
226 Ayes: - Pugh, Fletcher, Simmons, Swindell, Tunnell; Nays: - None.  
227

228 **Priority Pass**

229 County Manager Rich reported that the proposed \$150.00 fee for priority boarding passes for non-  
230 residents (Senate Bill 540) will not be included in the State budget.  
231

232 **Passenger Ferry Public Hearing**

233 Mr. Rich reported that the passenger ferry public meeting went well.  
234

235 **Federal Grant 7.2**

236 No Report.  
237

238 **Hatteras Inlet**

239 See Mr. Fletcher’s comments.  
240

241 **NCACC**

242 Mr. Rich reported a good session.  
243

244 **Sales Tax/Occupancy Tax**

245 No Report.  
246

247 **Maurice Ballance Road-Ocracoke**

248 Mr. Rich stated that DOT will be taking over the maintenance to the Maurice Ballance Road on  
249 Ocracoke.  
250

251  
252

253 **Soundside Access:**

254 Mr. Rich reported that the meeting with Dave Hallac of the National Park Service went well. Mr.  
255 Hallac was very receptive to county representatives regarding proposed sound side access.

256  
257 **Noise Ordinance:**

258 The noise ordinance was discussed earlier in the meeting.

259  
260 **Topics of Concern:**

261 Commissioner Fletcher discussed several concerns:

- 262 • Hatteras Shoaling- Mr. Fletcher wants to create a unified plan with Dare County and state and  
263 federal government to better coordinate control of Hatteras Inlet.
- 264 • Beach Access Report-No report
- 265 • Fire Lane on Ocracoke-Mr. Fletcher would like to check on fire service regulations
- 266 • Scabies in Ocracoke School and Day Care-work to find solution.
- 267 • School Report Cards-Mr. Fletcher expressed concern about letter grades assigned to public  
268 schools based on evaluations by the state. Mr. Fletcher noted that Mattamuskeet Elementary  
269 received a B grade, Mattamuskeet Middle School received a C grade, and Mattamuskeet Early  
270 College High School received a D grade. He commented that kids in Hyde County deserve to  
271 have a decent education.

272  
273 **Budget Revisions:**

274 County Manager Rich presented one budget revision for Board approval.

275  
276 Commissioner Fletcher moved to approve the Hyde County Health Department's request to transfer  
277 \$330.00 from postage, travel, advertising, office and department expenses to fund the salary and FICA  
278 taxes for the part-time nurse on Ocracoke to participate in serving the county's WIC clients.

279 Commissioner Simmons seconded the motion. The motion passed on the following vote: Ayes –  
280 Fletcher, Pugh, Tunnell, Simmons, and Swindell; Nays – None.

281  
282 **Management Reports:**

283  
284 **Commissioner Fletcher** – Stated that he would like to see slot machines installed on the ferries.

285  
286 **Commissioner Pugh** – Attended the Blacklands Management tour, 4-H conference, "Stepping Up",  
287 met with Governor McCrory, the IOMAX testing at the Engelhard airport and the Ocracoke Fig  
288 Festival.

289  
290 **Commissioner Tunnell** – Attended the County Security Task Force meeting.

291  
292 **Chairman Swindell** – Will be the welcome speaker at the upcoming Relay for Life and attended the  
293 Health Department meeting.

294  
295 **Commissioner Simmons** – Attended the first Mattamuskeet football game of the season.

296  
297 **Manager Rich** – Informed everyone that Lois Stotesberry will be undergoing surgery on September 9.  
298 Mr. Rich will be the guest speaker at the upcoming Hyde Chamber Issues Luncheon on September 17.

299  
300 **Public Comments:**

301  
302 Chairman Swindell called for comments from the public.

303  
304 **Connie Leinbach** – Commented about the building reuse grant application for New Holland  
305 Properties, LLC, and the Pungo District Hospital funding request. She also commented that she  
306 thought that a task force should be formed for the scabies outbreak on Ocracoke.

307  
308 **Closed Session:**

309 There was no closed session held.

310  
311  
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315  
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317

318

319 **Adjourn:**

320 Commissioner Fletcher moved to adjourn the meeting. Mr. Tunnell seconded the motion. The motion  
321 passed on the following vote: Ayes: – Fletcher, Pugh, Tunnell, Simmons, and Swindell; Nays: – None.

322

323 The meeting adjourned at 8:40 p.m.

324

325 Respectfully submitted:

326

327 Minutes approved on the <sup>12<sup>th</sup></sup>~~5<sup>th</sup>~~ day of October, 2015.

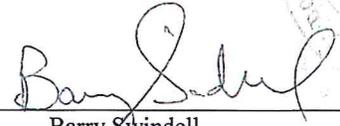
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331

332 \_\_\_\_\_  
333 Rosemary O. Johnson  
334 Deputy Clerk, Hyde County Board of Commissioners

  
\_\_\_\_\_  
Barry Swindell  
Chair, Hyde County Board of  
Commissioners



335

336 Attachment:

337

338 Exhibit A: "Resolution Supporting Congressional Legislation of Senate Bill 1648"

339

340 Exhibit B: "Hurricane Irene Hazard Mitigation Program (HMGP) Project Budget Ordinance"

*Exhibit C: "Resolution of The Hyde County Board of Commissioners  
Opposing Current Plan to Flood Pecosin Lake  
Wildlife Refuge In Conflict with Their Water  
Management Plan of 1991"*

**Board of Commissioners**

Barry Swindell, Chair  
Earl Pugh, Jr., Vice-chair  
Ben Simmons  
John Fletcher  
Jick Tunnell

# COUNTY OF HYDE

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Bill Rich  
County Manager

Fred Holscher  
County Attorney

Lois Stotesberry, CMC, NCCCC  
Clerk to the Board



## RESOLUTION OF THE BOARD OF COMMISSIONERS FOR HYDE COUNTY, NORTH CAROLINA SUPPORTING CONGRESSIONAL LEGISLATION

**WHEREAS:** Senator Chuck Grassley (R-Iowa) introduced Senate Bill 1648 in the 1<sup>st</sup> Session of the 114<sup>th</sup> Congress; and,

**WHEREAS:** this bill is entitled the "Rural Emergency Acute Care Hospital Act"; and,

**WHEREAS:** according to research conducted by the University of North Carolina's Center for Health Services, 55 rural hospitals have closed since January 2010; and,

**WHEREAS:** iVantage conducted a study in 2014 that identified 283 rural hospitals at risk for closing based upon indicators similar to those that have already closed; and,

**WHEREAS:** inpatient volume has been determined as a substantial factor for these at-risk hospitals having an average daily bed census of 2 or less; and,

**WHEREAS:** closure of hospitals has a significant impact by the loss of medical services and emergency medical care to the citizens of the community, as well as the damage to the local economy; and,

**WHEREAS:** SB 1648 creates a Rural Emergency Hospital designation under Medicare that will allow emergency medical services in rural areas without the requirement of inpatient beds; and,

**WHEREAS:** rural emergency hospitals may convert the space previously used for inpatient beds to provide other medical services; and,

**WHEREAS:** the term "rural emergency hospital" applies to facilities that, as of December 31, 2014 were 1) a critical access hospital, 2) a hospital with fewer than 50 beds in a rural community or, 3) a critical access hospital that ceased operations within 5 years prior to the enactment of SB 1648 and ending on December 30, 2014; and,

**WHEREAS:** a rural emergency hospital would not provide acute care inpatient beds and has protocols in place for timely transfer of patients to inpatient facilities; and,

**WHEREAS:** a qualifying rural hospital can elect this designation and can receive approval from the State to operate as a rural emergency hospital; and,

**WHEREAS:** services provided by a rural emergency hospital are on an outpatient basis; and,

**WHEREAS:** payment to hospital medical providers for rural emergency hospital services or other providers of ambulance services to transfer patients who require acute care inpatient services from a rural emergency hospital is equal to 110 percent of the reasonable costs of providing such services; and,

**WHEREAS:** costs associated with having a back-up physician available by telecommunications shall be considered reasonable costs; and,

**WHEREAS:** the State shall certify a facility as a rural emergency hospital by verifying that the facility is 1) verified by the American College of Surgeons as having the resources required of a level IV trauma center or higher or, 2) employs healthcare professionals who successfully completed the Advanced Trauma Life Support Course offered by the American College of Surgeons within the preceding 4 years; and,

**WHEREAS:** for every critical access hospital in a State designated as a rural emergency hospital, the State will have the option to waive the distance requirement; and,

**WHEREAS:** the Rural Emergency Acute Care Hospital Act permits hospitals with approved residency programs in emergency medicine to include time spent by interns and residents in the emergency room in the full-time equivalent count; and,

**NOW THEREFORE, BE IT RESOLVED:** by the Board of Commissioners for the County of Hyde, North Carolina that:

**Section 1.** The County of Hyde strongly supports Senator Grassley's "Rural Emergency Acute Care Hospital Act" and encourages the Senate and the House of Representatives to enact it promptly into law; and,

**Section 2.** The County Manager, County Attorney and Clerk to the Board of Commissioners are directed to forward copies of this resolution to Senator Richard Burr, Senator Thom Tillis, Congressman Walter B. Jones, Jr. and Congressman G. K. Butterfield and all North Carolina county and municipal clerks.

**Section 3.** This resolution shall be effective upon its adoption.

ADOPTED this 8<sup>th</sup> day of September, 2015.

  
Barry Swindell, Chairman  
Hyde County Board of Commissioners

ATTEST:

  
Lois Stotesberry, Clerk  
Hyde County Board of Commissioners



**HYDE COUNTY HURRICANE IRENE HAZARD MITIGATION PROGRAM (HMGP)**  
**Project Budget Ordinance**  
**Amendment #1 (9/8/2015)**

Be it ordained by the Hyde County Board of Commissioners, that pursuant to Section 13.2 of Chapter 159 of the General Statutes of North Carolina, the following grant program ordinance is hereby adopted:

Section 1. The program authorized is the Hyde County Hurricane Irene Hazard Mitigation Grant Program (HMGP) described in the work statement contained in the supplemental grant agreement (#HMGP-4019-0023) between Hyde County and the North Carolina Division of Emergency Management. This program is more familiarly known as the Hyde County Hurricane Irene HMGP.

Section 2. Hyde County staff is hereby directed to proceed with the grant program within the terms of the grant document(s), the rules and regulations of the North Carolina Division of Emergency Management, and the budget contained herein.

Section 3. The following revenues and resources are anticipated to be available to complete the program activities:

<u>Hurricane Irene Hazard Mitigation Program (HMGP)</u>	
HMGP Grant	\$319,288.00
	\$400,288.00
Total	\$400,288.00

Section 4. The following amounts are appropriated for the program activities:

<u>Hurricane Irene Hazard Mitigation Program (HMGP)</u>	
Program Budget	\$319,288.00
	\$400,288.00

Section 5. The Grant Finance Officer is hereby directed to maintain within the Grant Program Fund sufficient specific detailed accounting records to provide the accounting to the North Carolina Division of Emergency Management required by the grant agreement(s) and federal and state regulations.

Section 6. Funds may be advanced from the General Funds for the purpose of making payments as due. Reimbursement requests should be made to the North Carolina Division of Emergency Management in an orderly and timely manner.

Section 7. The Grant Finance Officer is directed to report quarterly on the financial status of each program element in Section 4 and on the total grant revenues received or claimed.

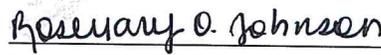
Section 8. The Grant Finance Officer is directed to include a detailed analysis of past and future costs and revenues on this grant program in every budget submission made to this council.

Section 9. Copies of this grant program ordinance shall be made available to the Grant Finance Officer for direction in carrying out this program.

Adopted this 8<sup>th</sup> day of September, 2015.



  
Barry Swindel, Chairman  
Hyde County Board of Commissioners

  
Rosemary Johnson, Deputy Clerk to the Board

# COUNTY OF HYDE

## Board of Commissioners

Barry Swindell, Chair  
Earl Pugh, Jr., Vice-chair  
Ben Simmons  
John Fletcher  
Dick Tunnell

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PO Box 188

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Bill Rich  
County Manager

Fred Holscher  
County Attorney

Lois Stotesberry, CMC, NCCCC  
Clerk to the Board



### **Resolution of The Hyde County Board of Commissioners Opposing Current Plan to Flood Pocosin Lake Wildlife Refuge In Conflict With Their Water Management Plan of 1994**

**WHEREAS**, Water management is the principal component required to attain the associated management goals of flood prevention, fire protection and wildlife management on the Pocosin Lake National Wildlife Refuge; and,

**WHEREAS**, The natural hydrology that created the Pocosin must be established in harmony with surrounding landowners if these goals are to be achieved; and,

**WHEREAS**, The following recommendations are made by surrounding landowners:

- Opposing new flooding on the Pocosin Lake National Wildlife Refuge without agreement from and in concert with the adjoining landowners.
- Requesting that the Pocosin Lake National Wildlife Refuge abide by its current plan which was established in June of 1994.

**NOW, THEREFORE, BE IT RESOLVED** that the Hyde County Board of Commissioners opposes all new flooding on the Pocosin Lake Wildlife Refuge not in concert with the adjoining landowners and recommends implementing the water management goals, objectives and concerns implemented in the Pocosin Lake Water Management Plan of June 1994.

**NOW, THEREFORE, BE IT FURTHER RESOLVED** that copies of this resolution are transmitted to Governor McCrory and members of the General Assembly representing Hyde County and to the Pocosin Lake National Wildlife Refuge Manager.

Adopted this the 8<sup>th</sup> day of ~~October~~<sup>September</sup>, 2015, in Hyde County, North Carolina.

ATTEST: Lois Stotesberry  
Lois Stotesberry, CMC, NCCCC  
Clerk to the Board

Barry Swindell  
Barry Swindell, Chairman

