

**REGULAR SESSION OF THE PAMLICO COUNTY BOARD OF
COMMISSIONERS
MONDAY MARCH 16, 2009**

The Pamlico County Board of Commissioners met in regular session on Monday March 16, 2009 at 7:00 p.m. in the Patsy H. Sadler Room of the Pamlico County Courthouse. All Commissioners were present. Also present were County Attorney Jim Hicks, County Manager Tim Buck, Asst. Finance Officer Mary Jane Westphal and Clerk to the Board Kathy P. Cayton.

Chairman Paul Delamar called the meeting to order.

Chairman Paul Delamar called for corrections and/or additions to the regular session minutes of the March 2, 2009 session and the regular and closed session minutes of the February 26, 2009 meeting.

Commissioner Carl Ollison had a question regarding the February 26, 2009 closed session minutes. Chairman Delamar said the Board would address that in closed session at the end of the meeting.

On a motion made by Commissioner Roy Brinson and seconded by Commissioner Jimmy Spain, the following resolution was unanimously approved.

BE IT RESOLVED, the minutes of the March 2, 2009 and February 26 2009 meetings are hereby approved and the Chairman's signature is authorized thereon.

There were not any additions or deletions to the agenda.

Chairman Paul Delamar called the public hearing for the renaming of Marvin Field Road to Log Cabin Road open. There were no members of the public to comment. Chairman Paul Delamar called the public hearing closed.

On a motion made by Commissioner Kenny Heath and seconded by Commissioner Jimmy Spain, the following resolution was unanimously approved.

BE IT RESOLVED, the request for the renaming of Marvin Field Road to Log Cabin Road is hereby approved.

Chairman Paul Delamar recognized Dr. James Coon, Board of Education Superintendent who introduced himself to Board members and gave them an overview of his work experience. He stated he looked forward to working with the Board and thank them for their help in the past.

Ms. Candy Bohmert came before the Board and presented a power point pictorial review of the two FEMA Buyout properties the County turned over to the Soil and Water Conservation District for the purpose of turning them into County Parks and Water Access. They have both been completed with the exception of a three hundred foot marsh walk at the Raccoon Creek Site. She thanked the Commissioners for the opportunity to work on the projects and having the ability to spotlight them state wide as projects other counties might consider.

There were no members of the public to speak during Public Comment Period.

On a motion made by Commissioner Jimmy Spain and seconded by Commissioner Ann Holton, the following resolution was unanimously approved.

BE IT RESOLVED, the following Tax Refunds are hereby approved.

Name	Year	Tax/Ticket	Reason	Amount
Hoyle, John	2008	2549650/10357	MH Destroyed	\$ 371.00
Shibles, Mark	02-06	18678/15481	Boat salvaged	1,416.81
Sterling, Jerry	05-08	18448/15949	MH in Bridgeton	56.63
Winstead, Jessica	07-08	21511/10963	Land and MH sold	118.87
Dunn, Wayne	2008	19551/4534	Boat sank	1,053.32
Salter, Curtis	2008	19576/10755	MH in Carteret Cty	111.79
Smart, Katherine	2008	19813/6300029	Boat Double-listed	100.84
Direct Capital Corp.	2008	19817/10129	Clerical Error	42.88
Live Oak Tool & Rental	2008	18707/9170	Clerical Error	67.05
Schmidt, Roger	2008	4447	Appraisal Error	45.91
Godfrey, Wm	2008		Listing Error	105.35

On a motion made by Commissioner Jimmy Spain and seconded by Commissioner Kenny Heath, the following resolution was unanimously approved.

RESOLUTION BY PAMLICO COUNTY BOARD OF COMMISSIONERS

WHEREAS, The Federal Clean Water Act Amendments of 1987 and Safe Drinking Water Act Amendments of 1996 and the North Carolina Water Infrastructure Act of 2005 (NCGS 159G) have authorized the making of loans and grants to aid eligible units of government in financing the cost of construction of wastewater or drinking water system improvements, and

WHEREAS, The County of Pamlico has need for and intends to construct drinking water system project described as, pressure improvements and meter change outs to ensure minimal system pressure and to more effectively meter water usage.

WHEREAS, The County of Pamlico intends to request state grant assistance for the project,

NOW THEREFORE BE IT RESOLVED, BY THE OF THE PAMLICO COUNTY BOARD OF COMMISSIONERS:

That County of Pamlico, the **Applicant**, will arrange financing for all remaining costs of the project, if approved for a State grant award.

That the **Applicant** will adopt and place into effect on or before completion of the project a schedule of fees and charges and other available funds which will provide adequate funds for proper operation, maintenance, and administration of the system and the repayment of all principal and interest on the debt.

That the governing body of the **Applicant** agrees to include in the agreement a provision authorizing the State Treasurer, upon failure of the County of Pamlico to make scheduled repayment of the grant, to withhold from the County of Pamlico any State funds that would otherwise be distributed to the local government unit in an amount sufficient to pay all sums then due and payable to the State as a repayment of the grant.

That the **Applicant** will provide for efficient operation and maintenance of the project on completion of construction thereof.

That Timothy A. Buck, County Manager, the **Authorized Official**, and successors so titled, is hereby authorized to execute and file an application on behalf of the **Applicant** with the State of North Carolina for a grant to aid in the construction of the project described above.

That the **Authorized Official**, and successors so titled, is hereby authorized and directed to furnish such information as the appropriate State agency may request in connection with such application or the project: to make the assurances as contained above; and to execute such other documents as may be required in connection with the application.

That the **Applicant** has substantially complied or will substantially comply with all Federal, State, and local laws, rules, regulations, and ordinances applicable to the project and to Federal and State grants pertaining thereto.

Adopted this the March 16, 2009 at Bayboro, North Carolina.

s/s Timothy A. Buck

County Manager

On a motion made by Commissioner Christine Mele and seconded by Commissioner Roy Brinson, the following resolution was unanimously approved.

BE IT RESOLVED, the request to reclassify the Finance Officer Accounting Tech I position to an Accounting Tech II is hereby approved. The hiring salaries range for the position will be \$26,877 - \$29,377.

On a motion made by Commissioner Jimmy Spain and seconded by Commissioner Roy Brinson, the following resolution was unanimously approved.

BE IT RESOLVED, the request from Field Operations Supervisor, Al Gerard to renew the contract with Meter Mark for Pamlico County Meter Reading is hereby approved. The contracted price per meter is increasing from \$1.03 to \$1.10 per meter. This will increase annual cost by approximately \$5,000.

A motion was made by Commissioner Ann Holton and seconded by Commissioner Jimmy Spain, to contribute \$750.00 to the Allies for Cherry Point's Tomorrow (ACT). This motion failed for lack of a majority vote. Commissioners Christine Mele, Kenny Heath, Carl Ollison and Paul Delamar cast dissenting votes.

On a motion made by Commissioner Ann Holton and seconded by Commissioner Jimmy Spain, the following resolution was unanimously approved.

A RESOLUTION OPPOSING ELIMINATION OF FERRY RUNS DURING WORK COMMUNITING HOURS

WHEREAS, the North Carolina Department of Transportation has long provided ferry service from Minnesott Beach to Cherry Branch and;

WHEREAS, the North Carolina Department of Transportation proposes reducing daily ferry service from Minnesott Beach to Cherry Branch as a cost-cutting measure and;

WHEREAS, many residents of Pamlico County are dependent on ferry service for commuting to and from jobs in Craven and surrounding counties and;

WHEREAS, many local businesses rely on the ferry service for transporting supplies, employees, and visitors that are vital to the local economy and;

NOW THEREFORE BE IT RESOLVED, that the Board of Commissioners of Pamlico County opposes the current changes to the run schedule of the Cherry Branch Ferry and;

BE IT FURTHER RESOLVED, that the Board of commissioners of Pamlico County urges the North Carolina Department of Transportation to keep ferry service operational during peak work commuting hours and;

BE IT FURTHER RESOLVED, that a copy of this resolution be delivered to Governor Beverly Perdue, the North Carolina Department of Transportation, and to the members of the General Assembly representing Pamlico County.

Adopted on this the 16th day of March, 2009.

s/s Paul J. Delamar
Chairman

s/s Kathy P. Cayton
Clerk to the Board

Board Members rescheduled the Budget Workshop for March 23, 2009 at 8:00 a.m.

On a motion made by Commissioner Ann Holton and seconded by Commissioner Christine Mele, the following resolution was unanimously approved.

BE IT RESOLVED, the Pamlico County Board of Commissioners will allow Librarian Ms. Kat Clowers additional time to present her budget to the Board if necessary.

On a motion made by Commissioner Carl Ollison and seconded by Commissioner Roy Brinson, the Board went into closed session in accordance with G.S. 143.318.11 (a) 6 to discuss a personnel issue.

On a motion made by Commissioner Kenny Heath and seconded by Commissioner Christine Mele, the Board went back into open session.

County Attorney Jim Hicks informed the public that personnel issues were discussed and no action was taken.

On a motion made by Commissioner Roy Brinson and seconded by Commissioner Kenny Heath, the following resolution was unanimously approved.

BE IT RESOLVED, the closed session minutes of the March 26, 2009 meeting are hereby approved and the Chairman's signature is authorized thereon.

There being no further business, the Board recessed until Monday March 23, 2009 at 8:00 a.m.

Chairman

Clerk to the Board