

**REGULAR SESSION OF THE PAMLICO COUNTY BOARD OF  
COMMISSIONERS  
MONDAY JUNE 1, 2009**

The Pamlico County Board of Commissioners met in regular session on Monday June 1, 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 and Clerk to the Board Kathy P. Cayton.

Chairman Paul Delamar called the meeting to order. Reverend Grady Simpson delivered the invocation and Chairman Paul Delamar led the assemblage in the Pledge of Allegiance.

Chairman Paul Delamar called for corrections and/or additions to the regular session minutes of the May 18, 2009 session and closed session minutes of the May 12, 2009 meeting.

Commissioner Carl Ollison had a question regarding the May 12, 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 Ann Holton and seconded by Commissioner Kenny Heath, the following resolution was unanimously approved.

**BE IT RESOLVED, the regular session minutes of the May 18, 2009 meeting are hereby approved and the Chairman's signature is authorized thereon.**

Chairman Paul Delamar asked if there were any additions and/or deletions from the agenda.

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

**BE IT RESOLVED, that three (3) items are hereby added to the agenda.**

1. **JCPC Contract**
2. **Resolution opposing Volunteer Firemen having to pay for their training.**
3. **Resolution opposing the proposal to shift state inmates to counties.**

Chairman Paul Delamar declared the public hearing for the 2006 Scattered Site CDBG "Close Out" open. Chairman Paul Delamar asked if there were any members of the Public to speak. There were none. Chairman Paul Delamar recognized Mr. David Harris of RSM Harris & Associates who gave an overview of the program. He stated that three (3) families were approved in 2006 and last fall an fourth (4) family was added. All families have been relocated in standard housing and there were no county funds involved. Chairman Paul Delamar declared the public hearing closed.

Chairman Paul Delamar recognized Mr. Phil Prescott who came before the Board to discuss Rescue Squad Budget. Mr. Prescott said the 2008-2009 Budget Appropriation was \$300,000 and the 2009-2010 Budget Request is \$300,000. They Board Member thanked Phil for his presentation and thanked the people who volunteer for their time.

County Manager Tim Buck gave a budget update. He said he had a preliminary discussion with the Board of Education staff to brief them on the proposed budget. There was an immediate concern about the loss of low wealth funding and the difficulties this loss may cause. He would like the option of moving approximately \$108,000 from capital to current expense and leave \$100,000 in capital.

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 from the County Manager for an option, if requested by the Board of Education to move approximately \$108,000 from capital to current expense and leave \$100,000 in capital for the FY 09-10 budget is hereby approved.**

Ms. Stephanie Hucks, Personnel Officer discussed with Board Members Health Insurance options.

A motion was made by Commissioner Ann Holton to approve NCACC (Cigna) as the County's Health Provider. This motion died for lack of a second.

Chairman Paul Delamar asked if there were any members of the Public to speak during Public Comment Period. There were two (2) members of the Public to speak:

1. Mr. Fredrick (Rick) Miller: Mr. Miller informed the Board that he was an instructor at Pamlico Community College. He said that due to problems with the economy he would like to return the \$500.00 stipend he received from the college back to the county coffers. He also challenged other employees to do the same. He delivered five (5) 100 dollar bills to the County Manager.

2. Ms. Marva Baldwin: Requested the Board take action on the closing of the Fork Run Bridge in Merritt. She stated the residents in her neighborhood depend on the bridge and it would be a burden to them if it were closed.

There were no other members of the public to speak.

Board Member agreed to add the request to the Department of Transportation not to close the Fork Run Bridge in Merritt to the agenda.

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

**BE IT RESOLVED, that a letter will be sent to the Department of Transportation opposing the permanent closure of Bridge 18 over Trent Creek on SR 1316 in Merritt.**

The Board then turned their attention to the Consent Agenda.

On a motion made by Commissioner Carl Ollison and seconded by Commissioner Jimmy Spain, the following resolutions were unanimously approved.

**BE IT RESOLVED, the following Budget Amendments are hereby approved.**

The original budget is being revised with this Budget Revision. A Budget Amendment will revise the total dollar amount, either increase or decrease, of the original Budget Ordinance. A Line Item Transfer will revise the dollar amounts allocated between different programs in a department with more than one budget code or different line items within a single department code but will not increase or decrease the Budget Ordinance.

<b>(R)= REVENUES (E)=EXPENDITURES</b>		<b>FISCAL YEAR 2008-2009</b>		
<b>ACCOUNT NUMBER</b>		<b>ACCOUNT DESCRIPTION</b>	<b>AMOUNT (+) INCREASED</b>	<b>AMOUNT (-) DECREASED</b>
32-0300-404027	(R)	Capital Reserve Fee		869,000
32-7110-549901	(E)	Miscellaneous		866,511
32-9870-500000	(E)	Expenditure		2,489

Reason for Budget Revision:

Adjust water capital reserve to expected revenue.

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**(R)= REVENUES (E)=EXPENDITURES**

**FISCAL YEAR 2008-2009**

ACCOUNT NUMBER	ACCOUNT DESCRIPTION	AMOUNT (+) INCREASED	AMOUNT (-) DECREASED
30-0226-430050(R) Water Dept.	Capital Contribution		40,000
30-0226-449300(R)	Loan Proceeds Fund Balance		945,020
30-7140-555000(E)	Capital Outlays		355,670
30-0226-449297(R)	Grant	182,365	
30-0226-430320(R)	Contribution from Capital Reserve	298,116	
31-9900-500000(E)	Contingency		44,540

Reason for Budget Revision:

Adjust funding of dechlorination and tower painting.

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**FISCAL YEAR 2008-2009**

ACCOUNT NUMBER	ACCOUNT DESCRIPTION	AMOUNT (+) INCREASED	AMOUNT (-) DECREASED
47-4325-503700(E) E-911	NC Sales Tax		100
47-4325-503900(E)	County Sales Tax		50
47-4325-519900(E)	Contracted Services		10,000
47-4325-529000(E)	Departmental Supplies		4,000
47-4325-535200(E)	M&R Equipment		3,000
47-4325-555000(E)	Capital Outlay		25,000
47-4325-559900(E)	Technical/Admin. Cost		800
47-4325-559999(E)	Fund Balance Reserve		53,366
47-4325-576000(E)	Repayment to General Fund		34,117
47-0180-432550(R)	E911 Receipts		105,000
10-4330-519900(E) General Fund-Emergency Mgmt.-Contracted Services		3,095	
10-4330-529000(E)	Departmental Supplies	1,172	
10-4330-535200(E)	M&R Equipment	3,448	

Reason for Budget Revision:

Adjust for E911 no longer funding land charges.

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**FISCAL YEAR 2008-2009**

ACCOUNT NUMBER	ACCOUNT DESCRIPTION	AMOUNT (+) INCREASED	AMOUNT (-) DECREASED
30-7120-518500(E) Water Department- Unemployment		5,564.00	
30-7140-518500(E)	Unemployment	1,383.60	
10-5000-518500(E) General Fund-Public Bldgs.-Unemployment		2,158.00	
10-4320-518500(E)	-Jail- Unemployment	5,406.27	
10-4121-518500(E)	-Personnel- Unemployment		14,511.87

Reason for Budget Revision:

To move unemployment expenses to departments.

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<b>(R)= REVENUES (E)=EXPENDITURES</b>		<b>FISCAL YEAR 2008-2009</b>	
<b>ACCOUNT NUMBER</b>	<b>ACCOUNT DESCRIPTION</b>	<b>AMOUNT (+) INCREASED</b>	<b>AMOUNT (-) DECREASED</b>
10-0211-435155(R)	General Fund-Rest. State Health -Drug Testing Fees	765.00	
10-5159-519900(E)	General Fund-Breast Cervical Cancer-Contracted Services	765.00	

Reason for Budget Revision:

Request for additional funds to be used for Breast & Cervical Cancer Program.

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<b>(R)= REVENUES (E)=EXPENDITURES</b>		<b>FISCAL YEAR 2008-2009</b>	
<b>ACCOUNT NUMBER</b>	<b>ACCOUNT DESCRIPTION</b>	<b>AMOUNT (+) INCREASED</b>	<b>AMOUNT (-) DECREASED</b>
10-0150-400000(R)	Miscellaneous Revenue		3,804
10-0150-403231(R)	Local Option Sales & Use Tax		69,803
10-0150-403232(R)	½ Cent LOSUT Article 40		105,693
10-0150-403234(R)	Additional ½ LOSUT (Art. 42)	157,141	
10-0150-403236(R)	2003 ½ Cent Sales Tax 44		238,390
10-0180-403240(R)	Revenue Stamps		129,000
10-0180-434710(R)	Scrap Tire Disposal Tax	5,800	
10-0180-434720(R)	White Goods Disposal Tax		7,000
10-0200-433230(R)	Facilities Fees	2,000	
10-0200-433251(R)	Sales Tax Refunds		6,900
10-0200-433254(R)	Gasoline Tax Refunds		15,000
10-0200-434320(R)	Jail Fees Civil License	3,000	
10-0200-434326(R)	Jail Fees-Other	285,000	
10-0200-438317(R)	Court Ordered Funds		1,000
10-0211-435114(R)	Mosquito Control Adulticiding		7,050
10-0211-435197(R)	Healthy Carolinians	5,485	
10-0211-435533(R)	Hope Funds-Health		5,000
10-0211-435534(R)	School Nurse Initiative		100,000
10-0212-435430(R)	IVE Emergency Foster Care SFHF		40,263
10-0212-435510(R)	Aid to Counties		14,457
10-0212-438305(R)	St. Foster Care Cost Sharing	37,841	
10-0212-438336(R)	Facilitator-Schl Base Initiative		35,000
10-0213-434323(R)	Savan Grant	4,000	
10-0213-438327(R)	Parks & Recreation Trust	8,000	
10-0213-449299(R)	CAMA-NC Coastal Management		3,095
10-0214-434936(R)	NRCOG USDA C1 & C2		8,256
10-0214-435200(R)	Medicaid Reimbursement		20,000
10-0214-435204(R)	Medicaid Supply Reimbursement		10,000
10-0222-435410(R)	Special Children Adoptions		5,000
10-0222-435416(R)	Child Support Enforcement-SFHF	5,500	
10-0222-449314(R)	Medicaid Transportation Reimb. En		47,500
10-0223-434332(R)	Emergency Management Supple	7,000	
10-0300-433430(R)	Building Permits		35,000
10-0300-433451(R)	Subdivision Fees		5,000
10-0300-433452(R)	Insulation Fees		7,000
10-0300-433453(R)	Electrical Inspections		15,000
10-0300-433454(R)	Plumbing Inspection Fees		10,000
10-0300-433455(R)	Mechanical Permit Fees		10,000
10-0300-433456(R)	Development Permit/Flood Ord		3,000
10-0300-434171(R)	Elections Designated Revenue		6,000
10-0300-434180(R)	Recording Fees		15,000

10-0300-435113(R) Environmental Health Fees 50,000

**(R)= REVENUES (E)=EXPENDITURES FISCAL YEAR 2008-2009**

ACCOUNT NUMBER	ACCOUNT DESCRIPTION	AMOUNT (+) INCREASED	AMOUNT (-) DECREASED
10-0400-434730(R)	Recycling Revenues		20,000
10-0400-438311(R)	Jail Misc. Phone/Per Hygiene	4,000	
10-0400-438335(R)	Special Projects	23,250	
10-0400-438340(R)	Office Rent ASCS		9,641
10-0400-438341(R)	Lease Agreement Waste Industry	4,800	
10-0500-404001(R)	Interest Earned Investments		89,000
30-0500-404001(R)	Interest Earned Investments		50,000
32-0300-404027(R)	Capital Reserve Fee		800,000
47-0180-432551(R)	E-911 Wireless Funds	153,500	

Reason for Budget Revision:

Adjust budgeted revenues to expected

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**(R)= REVENUES (E)=EXPENDITURES FISCAL YEAR 2008-2009**

ACCOUNT NUMBER	ACCOUNT DESCRIPTION	AMOUNT (+) INCREASED	AMOUNT (-) DECREASED
10-0150-403233(R)	½ Cent Article 40 Rest.		241,196
10-0150-403232(R)	½ Cent LOSUT Article 40	241,196	
10-0150-403235(R)	Add Rest ½ LOSUT (Art. 42)		466,591
10-0150-403234(R)	Add ½ LOSUT (Art. 42)	466,591	

Reason for Budget Revision: to move budgeted revenue to correct account

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ACCOUNT NUMBER	ACCOUNT DESCRIPTION	AMOUNT (+) INCREASED	AMOUNT (-) DECREASED
10-4130-519900(E)	Finance Office-Contracted Services	26,100	
10-4130-518600(E)	-Workers Comp.	747	
10-4130-512700(E)	-Longevity	737	
10-4130-512600(E)	-Salaries & Wages P/T	120	
10-4130-549900(E)	-Bank Charges & Fees	2,685	
10-4130-512100(E)	-Salaries & Wages		\$30,389

Reason for Budget Revision: move allocations to cover additional expenses

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ACCOUNT NUMBER	ACCOUNT DESCRIPTION	AMOUNT (+) INCREASED	AMOUNT (-) DECREASED
30-0600-434265(R)	Water Department-DOT Reimbursement	\$105,447	
30-7140-519900(E)	-Contracted Services	105,447	

Reason for Budget Revision:

Recognize extra repairs and reimbursement from NCDOT.

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**(R)= REVENUES (E)=EXPENDITURES FISCAL YEAR 2008-2009**

ACCOUNT NUMBER	ACCOUNT DESCRIPTION	AMOUNT (+) INCREASED	AMOUNT (-) DECREASED
10-4330-529900(E)	Emergency Mgmt.-Printing Supplies		500.00
10-4330-537000(E)	-Advertising	500.00	

Reason for Budget Revision:

To cover expenses in departmental budget.

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**(R)= REVENUES (E)=EXPENDITURES FISCAL YEAR 2008-2009**

ACCOUNT NUMBER	ACCOUNT DESCRIPTION	AMOUNT (+) INCREASED	AMOUNT (-) DECREASED
10-5182-529000(E)	Mosquito Control-Departmental Supplies		1,702.52
10-5182.535300(E)	-M&R Auto	1,702.52	

Reason for Budget Revision:

move allocations to cover additional expenses

**BE IT RESOLVED, the following tax releases and refunds are hereby approved.**

Name	Year	Tax/Ticket	Reason	Amount
Venturi, Claire B.	2008	5744/10887	Clerical Error	\$ 415.61
Kisby, Alexis	2007	7071560/814	Plate returned to DMV	97.33

A motion was made by Commissioner Kenny Heath and seconded by Commissioner Carl Ollison, to table the Pamlico County Construction Bid Policy until the June 15, 2009 meeting.

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 to reappoint Mr. Clifton Stowe to the Bay River Metropolitan Sewer Board is hereby approved.**

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

**BE IT RESOLVED, the request to reappoint Mr. George Smith to the Bay River Metropolitan Sewer Board is hereby approved.**

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

**RESOLUTION SUPPORTING AN ALTERNATIVE METHOD OF  
RECOGNITION FOR VETERANS STATUS TO MERCHANT MARINE SEAMEN  
OF WWII**

**WHEREAS**, Public laws 95-202 and 105-368 bestowed veteran status on US Merchant Marine Seamen of WWII and;

**WHEREAS**, two specific U.S. Government actions have caused some 10,000 Merchant Seamen to have been denied their due recognition:

1. The USCG relieving Masters of tugs, towboats and seagoing barges of the responsibility submitting reports of seamen shipped and discharged.
2. The National Maritime Administration ordered ship's logbooks to be destroyed because they were too costly to maintain had removed the two main criteria required by the government to issue official recognition to those seamen.

**WHEREAS**, the average age of the remaining seamen is above 86 and the population of the US veteran is shrinking at an average of 850 per year causing time to be of the essence, and;

**WHEREAS**, No costs are associated with this proposal as funds are already included in above public laws and;

**WHEREAS**, the Pamlico County Board of Commissioners therefore request that immediate action be taken to correct this inconceivable action, and;

**THEREFORE, BE IT RESOLVED**, the Pamlico County Board of Commissioners supports the attached proposal and so orders that this resolution be sent to the appropriate representatives and this matter be placed into action to ensure expedient passage.

Adopted this 1<sup>st</sup> day of June 2009

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

**BE IT RESOLVED**, the Juvenile Justice and Delinquency Prevention Council's Budget Administration, contracts with Heartworks and Restitution are hereby approved. The Chairman's signature is authorized thereon.

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

**BE IT RESOLVED**, the following Board Appointments to the Juvenile Justice and Delinquency Prevention Council are hereby approved.

- Dr. James Coon, BOE Superintendent
- Mr. Jeff Cassasa, Oriental Police Chief
- Mr. Wade Sawyer, Deputy
- Ms. Laura Bell, Asst. DA
- Ms. Mary Mallard, Chief Court Counselor
- Ms. Jan Hood, Director, AMH/DD/SA
- Mr. Bob Johnson, DSS Director
- Mr. Tim Buck, County Manager
- Ms. Krystal Murphy, Substance Abuse Professional
- Ms. Jerlvine Collins, Pastor
- Mr. Paul Delamar, Commissioner
- Mr. John Cross, Student
- Ms. Kaylah Blount, Student
- Mr. Paul Delamar, Attorney
- Ms. Pam Spain, Magistrate
- Ms. Suzanne Gwaltney, Realtor
- Mr. Davin Madden, Health Director

- **Mr. Doug Pearsall, PYDCO**
- **Mr. Garry Cooper, Recreation Director**
- **Mr. Steven Hollowell, Clerk of Court**
- **Ms. June Hardison, Charter School Counselor**

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

**RESOLUTION IN OPPOSITION OF DRAFT  
2009-2011 BIENNIUM BUDGET PROPOSAL  
TO CHARGE VOLUNTEERS FOR CONTINUING EDUCATION COURSES**

**WHEREAS**, volunteer firefighters and EMS workers must maintain current training and education in order to volunteer for their community, and

**WHEREAS**, volunteers already work thousands of hours per year without monetary compensation; and

**WHEREAS**, the State has always allowed these groups to maintain their certifications at no out-of-pocket expense to individuals and/or their respective volunteer departments and during this time of economic hardship, when squads continue to see a decrease in donations and a short fall in fund raising, is fundamentally unfair to those who already volunteer their time to attend training courses and answer emergency calls and to require them to pay for their own training, when they already provide so much to their community, and which will, further, significantly impact the recruitment of new members, as well as retention of existing members since many will not be able to pay for their training.

**NOW THEREFORE BE IT RESOLVED THAT**, the Pamlico County Board of Commissioners opposes the draft 2009-2011 biennium budget proposal from the State that would require volunteer firefighters and EMS workers to pay \$25 per credit hour for continuing education courses that allow them to provide volunteer services to Pamlico County.

This the 1<sup>st</sup> day of June 2009.

On a motion made by Commissioner Ann Holton and seconded by Commissioner Carl Ollison, the Board went into closed session in accordance with G.S. 143.318.11.(a) 3 client/attorney privilege to discuss Bay Harbor and clarify closed session minutes of the May 12, 2009 meeting.

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

Board members discussed Bay Harbor and the May 12, 2009 closed session minutes. No action was taken in closed session.

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

**BE IT RESOLVED, the closed session minutes of the May 12, 2009 meeting are hereby approved and the Chairman's signature is authorized thereon.**

There being no further business on a motion made by Commissioner Carl Ollison and seconded by Commissioner Jimmy Spain, the Board adjourned until Monday June 15, 2009 at 7:00 p.m.

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Chairman

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Clerk to the Board