

**REGULAR SESSION OF THE PAMLICO COUNTY BOARD OF
COMMISSIONERS
MONDAY AUGUST 16, 2010**

The Pamlico County Board of Commissioners met in regular session in the Patsy H. Sadler Room of the Pamlico County Courthouse. All Commissioners were present with exception of Commissioner Kenny Heath. Also present were County Manager Tim Buck, 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, additions and/or deletions to the August 2, 2010 regular and closed session minutes. There being none, on a motion made by Commissioner Ann Holton and seconded by Commissioner Roy Brinson, the following resolution was unanimously approved.

BE IT RESOLVED, the regular and closed session minutes of the August 2, 2010 meeting, are hereby approved and the Chairman's signature is authorized thereon.

Chairman Paul Delamar declared the Public Hearing for the FY 2011 Rural Operating Assistance Program Funding Application.

There were no members of the public to speak. Ms. Debbie Green gave the following information on the grant funds. Currently, the funds are expended through the Pamlico County Human Services Center, Pamlico County Senior Center, Pamlico County Community College, and Craven Area Rural Transit System (CARTS). The period of performance for Rural Operating Assistance Program funds is July 1, 2010 through June 30, 2011. The FY2011 ROAP individual totals are:

- EDTAP: \$38,545
- EMPL: \$4,384
- RGP: \$30,935
- Supplemental EDTAP: \$22,218
- Supplemental EMPL: \$5,500
- Supplemental RGP: \$27,408
- Totaling: \$128,990**

More specific use of funds:

- **Pamlico County Human Services Center:** EDTAP funds will be dispersed through gas vouchers and CARTS services for qualifying citizens in need of transportation to locations such as medical appointments with doctors, to treatment centers (i.e. dialysis) and hospital,

and to locations to pick up medication, food, and personal errands. These persons must not qualify for other funding.

- **Pamlico Senior Services:** Accesses EDTAP funds to help transport qualified senior citizens to and from the local Senior Center, Monday through Friday. The Senior Center either utilizes drivers hired by the agency, or they put a request for service in through CARTS. Senior Services uses the same funds to assist in providing shopping trips for physically handicapped individuals who have a need for transport.
- **Pamlico Community College:** EDTAP funds are utilized for handicapped/disabled students needing transportation to and from the Community College. All transportation is arranged through CARTS.
- **CARTS:** RGP funds are sub-allocated to CARTS solely. This funding source requires a match of 10%. CARTS require passengers pay \$2.00 per trip at the time of pick up. Last year, CARTS provided 764 RGP trips to Pamlico County residents plus 1,206 more trips through RGP supplemental funds. There is no eligibility requirement in order to qualify to utilize these funds. EMPL funds are sub-allocated to CARTS in order to provide transportation to individuals; there are no eligibility requirements in order to qualify for these funds, other than having to prove employment.

Chairman Paul Delamar declared the Public Hearing closed.

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

BE IT RESOLVED, the following FY 2010-2011 Rural Operating Assistance Funding is hereby approved.

- **EDTAP: \$38,545**
- **EMPL: \$4,384**
- **RGP: \$30,935**
- **Supplemental EDTAP: \$22,218**
- **Supplemental EMPL: \$5,500**
- **Supplemental RGP: \$27,408**
- **Totaling: \$128,990**

There were no additions and/or deletions to the agenda.

Chairman Paul Delamar recognized Ms. Missy Baskerville, Pamlico County's representative on the NC 20 Board who came before the Board to give an update. The strategic plan is to include three (3) main objectives.

1. Reduction of insurance rates.
2. Implementation of regulations that require measurements of environmental benefit the new regulations would purport to improve.
3. DOT equity of funds.

She discussed redistricting and its effect on NC-20 Counties. The Board thanked Ms. Baskerville for her presentation.

There was one member of the public to speak during Public Comment Period.

1. Ms. Dee Sage: Invited Board Members to attend the Bayboro Step Meeting Tuesday August 24th 7:30 a.m. She said that Mr. Mark Sutherland will be in attendance to discuss the Military Growth Task Force.

The Board then turned their attention to the Consent Agenda. One item was pulled for discussion.

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

BE IT RESOLVED, the Tax Collector's monthly report for the month of June is hereby approved.

BE IT RESOLVED, the following appointments to the Juvenile Crime Prevention Council (JCPC) are hereby approved.

- | | |
|-----------------------------------|------------------------------|
| 1. Superintendent | Dr. Jim Coon |
| 2. Chief of Police | Jeff Casassa |
| 3. Sheriff | Wade Sawyer (designee) |
| 4. District Attorney | Laura Bell (designee) |
| 5. Chief Court Counselor | Mary Mallard |
| 6. Director Local Mgmt | Jan Hood (designee) |
| 7. DSS Director | Bob Johnson |
| 8. County Manager | Tim Buck |
| 9. Substance Abuse | Krystal Murphy |
| 10. Faith Member | Fred Brown |
| 11. County Commissioner | Paul Delamar |
| 12. Youth Under 18 (2) | Jonathan Cross/Kaylah Blount |
| 13. Juvenile Defense Atty. | Paul Delamar |
| 14. Chief District Judge | Pam Spain (designee) |
| 15. Business Community | Suzanne Gwaltney |
| 16. Health Department | Bryan Harris (designee) |
| 17. Non-profit/United Way | Doug Pearsall |
| 18. Parks & Recreation | Garry Cooper |
| 19. County Commissioner appointee | June Hardison |
| 20. County Commissioner appointee | Steve Hollowell |
| 21. County Commissioner appointee | Richard Baldwin |

BE IT RESOLVED, the change order for CDGB Project at 259 Old Bay River Road for \$2,000 for the demolition phase of the project is hereby approved.

BE IT RESOLVED, the request to appoint Mr. Gene Dudley to replace Ms. Charity Barrow on the Recreation Advisory Committee is hereby approved.

BE IT RESOLVED, the request to appoint Mr. Franklin Simpson as a representative of the Arapahoe Fire Department on the Fire Commission is hereby approved.

BE IT RESOLVED, the change order for CDBG Project at 258 Tempe Gut road not to exceed \$3,000 for additional clearing and demolition work is hereby approved.

BE IT RESOLVED, the request from Economic Developer, Jayne Robb to apply for a CDBG Economic Recovery Grant in the amount of \$500,000 and set a public hearing for said grant for September 20, 2010 is hereby approved.

BE IT RESOLVED, the Monday September 6, 2010 meeting is hereby changed to Tuesday September 7, 2010 due to Labor Day Holiday.

BE IT RESOLVED, the request to consolidate our copier contracts with Copy Pro so they will all expire at the same time and save money is hereby approved.

BE IT RESOLVED, the request from Economic Developer Jayne Robb to advertise the intent to lease mitigated property parcel L050-38 is hereby 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.

(R)= REVENUES (E)=EXPENDITURES		FISCAL YEAR 2010-2011	
ACCOUNT NUMBER	ACCOUNT DESCRIPTION	AMOUNT (+) INCREASED	AMOUNT (-) DECREASED
104920 519900	CONTRACTED SERVICES	\$638.00	
100000 439900	FUND BALANCE APPR.		\$638.00

Reason for Budget Revision: TO BUDGET FOR EXPENSES FOR HAZARD MITIGATION PLAN, APPROVED IN 2008, ONGOING PROJECT.

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ACCOUNT NUMBER	ACCOUNT DESCRIPTION	AMOUNT (+) INCREASED	AMOUNT(-) DECREASED
104110 519001	PROFESSIONAL SERVICES	\$2,000.00	
100000 439900	FUND BALANCE APPR.	\$2,000.00	

Reason for Budget Revision: TO BUDGET FOR ADDITIONAL BILLING FOR WORK REQUIRED TO COMPLETE JUNE 30, 2009 AUDIT.

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(R)= REVENUES (E)=EXPENDITURES		FISCAL YEAR 2010-2011	
ACCOUNT NUMBER	ACCOUNT DESCRIPTION	AMOUNT (+) INCREASED	AMOUNT(-) DECREASED
100211 435533	HOPE FUNDS- HEALTH	\$3,800.00	
105110 529000	DEPARTMENTAL SUPPLIES	\$3,800.00	

Reason for Budget Revision: TO RECOGNIZE REVENUE TO BE PAID BY THE HOPE CLINIC TO THE HEALTH DEPARTMENT FOR SPACE AND SUPPLIES

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ACCOUNT NUMBER	ACCOUNT DESCRIPTION	AMOUNT (+) INCREASED	AMOUNT(-) DECREASED
104920 529000	DEPARTMENTAL SUPPLIES		\$300.00
104920 537000	ADVERTISING	\$300.00	

Reason for Budget Revision: TO TRANSFER FUNDS TO COVER ADVERTISING BY TGPRIVETTE PUBLISHING

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ACCOUNT NUMBER	ACCOUNT DESCRIPTION	AMOUNT (+) INCREASED	AMOUNT(-) DECREASED
100400 436124	GIRLS & MEN'S SOFTBALL	\$1,750.00	
106120 529000	DEPARTMENTAL SUPPLIES	\$550.00	
106120 519900	CONTRACT SERVICES	\$1,200.00	

Reason for Budget Revision: TO AMEND BUDGET SO ONLY THE AMOUNT COLLECTED FOR THE PROGRAM MAY BE SPENT

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ACCOUNT NUMBER	ACCOUNT DESCRIPTION	AMOUNT (+) INCREASED	AMOUNT(-) DECREASED
104946 529000	DEPARTMENTAL SUPPLIES		\$36.00
100214 434938	ECC CAREGIVER		\$32.00
100000 439900	FUND BALANCE APP.		\$4.00

Reason for Budget Revision: TO RECOGNIZE THE REDUCTION OF PROJECTED FUNDS FOR THE TITLE III-D HEALTH PROMOTION SERVICES.

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ACCOUNT NUMBER	ACCOUNT DESCRIPTION	AMOUNT (+) INCREASED	AMOUNT(-) DECREASED
105110 549100	DUES AND FEES	\$2,780.00	
100000 439900	FUND BALANCE APPR.	\$2,780.00	

Reason for Budget Revision: ADD DUES AND FEES

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(R)= REVENUES (E)=EXPENDITURES		FISCAL YEAR 2010-2011	
ACCOUNT NUMBER	ACCOUNT DESCRIPTION	AMOUNT (+) INCREASED	AMOUNT(-) DECREASED
350000 439900	FUND BALANCE APPR.	\$3,750.00	
354180 555000	CAPITAL OUTLAY	\$3,750.00	

Reason for Budget Revision: TO PAY TO REMAINDER OF THE CONVERSION TO THE COTT SYSTEM WHICH WAS ALLOCATED IN FY 2009/10.

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ACCOUNT NUMBER	ACCOUNT DESCRIPTION	AMOUNT (+) INCREASED	AMOUNT(-) DECREASED
100400 436123	SUMMER BASKETBALL	\$140.00	
106120 529000	DEPARTMENTAL SUPPLIES	\$140.00	

Reason for Budget Revision: TO RECOGNIZE REVENUE FROM SUMMER BASKETBALL.

BE IT RESOLVED, the lease agreement between Pamlico County and Randolph County for the lease of the Randolph County Jail Transport Van is hereby approved.

BE IT RESOLVED, the request from Finance Officer Mary Jane Westphal to replace the Finance Office printer at the cost of approximately \$950.00 is hereby approved.

On a motion made by Commissioner Roy Brinson and seconded by Commissioner Jimmy Spain, the following resolution was passed by majority vote. Commissioner Christine Mele cast a dissenting vote.

BE IT RESOLVED, the request from Economic Developer Jayne Robb to apply for an Agrarian Growth Zone Designation (AGZ) is hereby approved.

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

BE IT RESOLVED, the request from First Med and Tar Heel Medical Transport for ambulance franchises in Pamlico County to provide non emergency transport services is hereby approved.

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

RESOLUTION REQUESTING REVISION OF THE NEUSE RIVER BUFFER RULES EXCLUDING ALL LOTS PLATTED AND RECORDED PRIOR TO THE ORIGINAL RULES ADOPTED ON AUGUST 1, 2000

WHEREAS, the Pamlico County Board of Commissioners is charged with procedures and standard for the development of real estate and the platting thereof in order to provide for suitable neighborhoods, appropriate building sites, and provide for the orderly growth and development of the county, and;

WHEREAS, THE Neuse River Buffer Rules adopted by the North Carolina Division of Water Quality in August of 2000 did not except lots platted prior from those rules, and;

WHEREAS, the variance procedure made available to owners of lots platted prior to the adoption of the Neuse River Buffer Rules did not provide permanent relief for past, present, or future owners of such lots, and;

WHEREAS, there remains no clear understanding as to the potential use of lots platted prior to the adoption of the Neuse River Rules for present or future owners of such lots, and;

WHEREAS, this cloud of uncertainty has created an unusual burden for many property owners and future owners of property in Pamlico County, and;

NOW THEREFORE BE IT RESOLVED, the Pamlico County Board of Commissioners will seek to have the North Carolina Legislature revise the Neuse River Buffer Rules to exclude all lots platted and recorded in Pamlico County prior to the adoption of those rules on August 1, 2000, from the strict requirements of those rules.

Adopted this the 16th day of August 2010.

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 Rivers and Associates, for geotechnical testing and directional bore sites to be done by

Geotechnologies, Inc. for the Minnesott/Vandemere Pressure Improvement Project is hereby approved.

BE IT FURTHER RESOLVED, that staff is hereby approved for signatory purposes.

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

BE IT RESOLVED, that Commissioner Christine Mele is hereby appointed to the Coastal Community Action as an elected official on their Board.

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

BE IT RESOLVED, the Mr. Grady Simpson is hereby appointed to the Bay River Sewerage Board to replace Mr. Clifton Stowe.

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

BE IT RESOLVED, the request to advertise on the County website the intent to raise water rates for Pamlico County Industrial Customers from \$3.86 per 1,000 gallons to \$4.86 per 1,000 gallons is hereby approved. The rate increase will affect customers with 3 inch meters or greater.

There being no further business on a motion made by Commissioner Roy Brinson and seconded by Commissioner Christine Mele, the Board adjourned until Tuesday September 7, 2010 at 7:00 p.m.

Chairman

Clerk to the Board