

**REGULAR SESSION OF THE PAMLICO COUNTY BOARD OF
COMMISSIONERS
MONDAY APRIL 7, 2008**

The Pamlico County Board of Commissioners met in regular session on Monday April 7, 2008 at 7:00 p.m. in the Patsy H. Sadler Room of the Pamlico County Courthouse. All Commissioners were present with exception of Commissioners Christine Mele and Carl Ollison. Also present were Attorney Kyle Dickerson, County Manager Tim Buck, Finance Officer Jim Philyaw and Clerk to the Board Kathy P. Cayton.

Chairman Doug Brinson called the meeting to order, delivered the invocation and led the assemblage in the Pledge of Allegiance.

Chairman Doug Brinson called for corrections and/or additions to the minutes of the March 17, 2008 and March 20, 2008 meetings. There being none on a motion made by Commissioner Paul Delamar and seconded by Commissioner Ann Holton, the following resolution was unanimously approved.

BE IT RESOLVED, the minutes of the March 17, 2008 and March 20, 2008 meetings are hereby approved and the Chairman's signature is authorized thereon.

Commissioner Carl Ollison arrived.

The following items were added to the agenda.

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

BE IT RESOLVED, the request to address the need for a public hearing to amend the Sign Ordinance is hereby approved.

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

BE IT RESOLVED, the request to address the need for a meeting with Representative Alice Underhill and Mr. Tom Reeder to discuss Stormwater Rules is hereby approved.

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

BE IT RESOLVED, the request to address setting a Budget Workshop is hereby approved.

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

BE IT RESOLVED, the request to address the clarification of the CDBG moving expenses for the Hobbs family is hereby approved.

Chairman Doug Brinson declared the public hearing for the CDBG Urgent Needs Program Amendment open and recognized Mr. David Harris, RSM Harris & Associates to speak. Mr. Harris stated the amendment was the addition of another family to the program. Chairman Doug Brinson asked if there were any members of the public to speak. There were none. Chairman Doug Brinson declared the public hearing closed.

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

BE IT RESOLVED, the addition of Mr. Robert Popperwill on Horne Road in Lowland to the CDBG Urgent Needs Program is hereby approved.

Chairman Doug Brinson declared the public hearing for the Closeout of the 2005 CDBG Concentrated Needs Project open and recognized Mr. David Harris, RSM Harris & Associates to speak. Mr. Harris informed Board Members that the \$700,000 George Street Revitalization Project is completed with exception of the roadwork. Chairman Brinson asked if there were any members of the public to speak. There were none. No action was necessary. Chairman Brinson declared the public hearing closed.

Chairman Doug Brinson declared the public hearing for the CDBG Application Cycle open and recognized Mr. David Harris, RSM Harris & Associates to speak. Mr. Harris stated the funding cycles for grant are now open. The following grants will be available.

- Neighborhood Revitalization
- Scattered Site
- Economic Development Program for Infrastructure
- Infrastructure Funding
- Urgent Needs

There were no members of the public to speak. Chairman Brinson declared the public hearing closed.

Mr. David Harris stated that in current, future and past programs all services are available to the citizens in a non-discriminatory manner.

Chairman Doug Brinson asked if there were any members of the public to speak during Public Comment Period. There were none.

The Board then turned their attention to the Consent Agenda.

Commissioner Paul Delamar asked that the Tax Releases be pulled from the Consent Agenda.

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

BE IT RESOLVED, the CAMA contract documents for the Styrontown Beach Pier Extension is hereby approved.

BE IT RESOLVED, the Debris Clearance and Removal Contract are 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 2007-2008

ACCOUNT NUMBER	ACCOUNT DESCRIPTION	AMOUNT (+) INCREASED	AMOUNT (-) DECREASED
104920-534000 (E)	General Fund-Planning-Printing and Binding.		\$ 1,600
104920-529000 (E)	-Departmental Supplies	\$1,000	
104920-555000 (E)	-Capital Outlay	600	

Reason for Budget Revision:

This budget amendment is requested by the Planning/Economic Development Director to transfer funds from the Printing and Binding line item to cover the cost for office and conference room furniture (\$1,000) and an under budgeted amount to replace the office computer. Insignificant funds were budget in the current Fiscal Year budget for these purchases. Funds are available.

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 2007-2008

ACCOUNT NUMBER	ACCOUNT DESCRIPTION	\$ AMOUNT (+) INCREASED	\$ AMOUNT (-) DECREASED
104320-519000 (E)	General Fund-Jail-Professional Services		\$153,400
104320-519900 (E)	Contracted Services	\$114,708	
104320-522000 (E)	Food	7,074	
104320-523900 (E)	Medical Supplies	7,000	
104320-533002 (E)	Natural Gas		10,408
104320-535200 (E)	M&R Equipment	31,526	
104320-535600 (E)	M&R Buildings	3,500	

Reason for Budget Revision:

This budget amendment is being requested by the Jail Administrator, Russell Willis, to recognize adjustments to his budget based on projections for expenditures to carry the jail expenditures to the end of this Fiscal Year, June 30, 2008. The major transfer from Professional Services to Contracted Services is to transfer budgeted funds to their correct General Ledger account. The funds were originally budgeted for the Southern Health Partners medical services in the wrong account. This will correct this budgeting error.

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)=REVENUE (E)=EXPENDITURE FISCAL YEAR 2007-2008

ACCOUNT NUMBER	ACCOUNT DESCRIPTION	AMOUNT (+) INCREASED	AMOUNT (-) DECREASED
104180-534000 (E)	General Fund-Register of Deeds-Printing & Binding -Departmental Supplies	\$1,000	\$1,000
104180-529000 (E)			

Reason for Budget Revision:

This budget amendment represents a request from the Register of Deeds to transfer unused Printing and Binding funds to a departmental supplies line item to be used toward one of several restoration projects in process.

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.

(E)=EXPENDITURE (R)=REVENUE FISCAL YEAR 2007-2008

ACCOUNT NUMBER	ACCOUNT DESCRIPTION	AMOUNT (+) INCREASED	AMOUNT (-) DECREASED
104710-535200 (E)	General Fund-Elections-M&R Equipment Contracted Services Dues and Subscriptions Salaries & Wages P/T FICA Expenses Medicare Expenses	\$14,000	\$10,900
104710-519900 (E)			4,000
104710-549100 (E)			205
104710-512600 (E)			
104710-518100 (E)			900
104710-549100 (E)			205

Reason for Budget Revision:

This budget amendment represents a request from the Elections Director to transfer funds from the Contracted Services line item to the Salaries & Wages P/T line item to cover the IRS requirement to classify all Elections poll workers as P/T employees and not independent contractors. This requirement is being processed in all departments. Also, this budget amendment transfers funds to handle the cost of a second primary. The Elections Director feels 98% sure there will be a second Democratic Primary in late June. All of these funds are being handled from existing funds in the Elections budget. At this point no additional County funds are anticipated.

BE IT RESOLVED, that Charles Hughes Construction the apparent low bidder at the cost of \$5,500 for the demolition of the Robert and Kim Hobbs property is hereby approved.

BE IT RESOLVED, the contract with Charles Hughes Construction for demolition is hereby approved.

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

BE IT RESOLVED, Commissioner Paul Delamar is hereby excused from voting on the Tax Releases and Refunds due to conflict of interest.

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

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

Name	Year	Tax/Ticket	Reason	Amount
David Lupton	2007	3401000	Appraisal Error	\$ 40.00
Oliver Thomas	03-07	5610500	Appraisal Error	\$165.18
Alvin Dixon	2006	18213/15853	Clerical Error	\$ 6.85
McDonald Dixon	01-05	3152/30096	Deceased	\$ 81.82
McDonald Dixon	06-07	3152/15854	Deceased	\$ 37.50
William Murphy	2007	7063304/90104	Vehicles in Craven	\$ 30.00
Daniels Glass	2007	19588/17497	Equipment error	\$ 67.48

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

BE IT RESOLVED, the closing bids not to exceed \$95,000, but to include septic installation that should range from \$5,000 to \$10,000 for the Hobbs family is hereby approved.

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

BE IT RESOLVED, the request for a variance in the sign ordinance under section 10.5.2 or 10.5.4 that would allow Mr. Wayne Lamm to reconstruct a sign that was torn down is hereby approved.

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

BE IT RESOLVED, that pay of time and ½ is hereby approved for the Finance Employees Marea Stewart and Caronel Green for any hours they work over forty (40) hours.

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

BE IT RESOLVED, a pay increase for Mr. Ray Bennett, Asst. Building Inspector from \$28,798 to \$31,677 is hereby approved.

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

BE IT RESOLVED, that pay of time and ½ is hereby approved for Ms. Elizabeth Tolson, Senior Services Social Worker for any hours worked over forty (40) hours.

County Manager Tim Buck told Board Members that Baird Creek Point was approved by the Board on January 16, 2007, but was not recorded in the Register of Deeds within thirty (30) days, an action that voided the original approval.

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

BE IT RESOLVED, the final plat for Baird Creek Point, Section 2 Phase 1 is hereby approved.

County Manager Tim Buck brought the request for final approval of Bay Harbor Subdivision Phase II that was tabled at the March 17th meeting until the bond amount for roads and utilities could be confirmed as adequate. County Manager Buck informed Board Members that the bond was sufficient. Commissioner Paul Delamar stated he would vote to approve the Bay Harbor Subdivision Phase II, but wanted it to go on record that he would not approve an extension which expires in October.

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

BE IT RESOLVED, the request for final approval for Bay Harbor Subdivision, Phase II is hereby approved.

As in the past with board appointments, Board Members tabled the request for:

- Replacement for Ms. Daphne Yeoman on the Pamlico Community College Board of Trustees.
- Dangerous Dog Committee

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

BE IT RESOLVED, a letter of support will be sent for replacement of three (3) EastCare Air Ambulances and to establish a permanent air base in the Rocky Mount/ Wilson area.

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

BE IT RESOLVED, the request from Mr. Sean McKeon of the N.C. Marine Fisheries Association for a letter of support for Mr. Jule Wheatly to fill an upcoming vacant seat on the Mid-Atlantic Fisheries Management Council is hereby approved.

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

BE IT RESOLVED, the request from Ms. Jayne Robb to begin the process of leasing a mitigated property to interested owners is hereby approved.

The Board set a Water Committee Meeting for Thursday April 17, 2008 at 10:00 a.m.

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

BE IT RESOLVED, the request for a public hearing regarding an amendment to the Pamlico County Sign Ordinance on Monday April 21, 2008 at 7:00 p.m. is hereby approved.

On a motion made by Commissioner Jimmy Spain and seconded by Commissioner Ann Holton, the Board went into closed session in accordance with G.S 143. 318 11. (a) 3 & 6 for a personnel issue and client attorney privilege.

On a motion made by Commissioner Carl Ollison and seconded by Commissioner Jimmy Spain, the Board went back into open session.

There was no action taken in closed session.

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

BE IT RESOLVED, the request to hire Mr. David Spruill as Emergency Manager at a salary of \$28,760 is hereby approved.

BE IT FURTHER RESOLVED, the probation period for Mr. Spruill is hereby waived.

There being no further business on a motion made by Commissioner Paul Delamar and seconded by Commissioner Ann Holton, the Board recessed until Thursday April 17, 2008 at 12:00 p.m. for a Budget Meeting with Department Heads.

Chairman

Clerk to the Board