

Minutes  
Regular Meeting  
Hertford County Board of Commissioners  
County Commissioners' Meeting Room  
Monday, May 2, 2011  
9:00 A.M.

Present: Johnnie R. Farmer, Curtis A. Freeman, Sr., Ronald J. Gatling, Howard J. Hunter, III, and William F. Mitchell, Jr.

Absent: None

Also Present with the Board: John P. Rankins, Assistant County Manager; Charles L. Revelle, III, County Attorney; and Shelia W. Matthews, Clerk to the Board

Chairman Johnnie R. Farmer called the meeting to order.

The invocation for the meeting was provided by Vice-Chairman Curtis A. Freeman, Sr.

Chairman Farmer asked everyone present to keep County Manager Loria Williams and her family in their thoughts and prayers during the loss of her son.

**MID-EAST COMMISSION**

Tim Ware, Mid-East Commission Executive Director, extended his and his staff's condolences to the County Manager. Mr. Ware presented the Annual Report for the Mid-East Commission.

Area Agency on Aging	\$ 306,565
Workforce Development	<u>\$ 818,000</u>
Grand Total	\$1,124,565

Mr. Ware also reviewed the 2011 Legislative Priorities.

**RESOLUTIONS/N.C.D.O.T.**

On a motion by Freeman and a second by Gatling, the Board voted unanimously to approve the following resolution opposing HB 635 that would change the equity formula (distribution of transportation dollars):

RESOLUTION

WHEREAS, the North Carolina General Assembly created the Equity Formula for distribution of transportation dollars in 1989 as part of the creation of the Highway Trust Fund; and

WHEREAS, the Equity Formula applies only to Highway Trust Fund revenues for the intrastate highway system, secondary road improvement and Powell Bill funds for municipalities; and

WHEREAS, the Equity Formula has been a fair and reasonable way to share limited transportation resources across North Carolina's 14 Highway Divisions for over twenty years; and

WHEREAS, metropolitan highway divisions already receive more money through the Equity Formula than rural divisions because half of the money is allocated per capita; and

WHEREAS, metropolitan divisions also receive additional transportation resources apart from those distributed through the Equity Formula, including Urban Loop Funds, Congestion Mitigation and Air Quality Compliance funds; and

WHEREAS, proposed legislation that would change the Equity Formula to place more emphasis on population and less on intrastate road improvements will tend to harm the rural Highway Divisions; and

WHEREAS, eastern North Carolina lags behind in transportation resources and continues to have significant unmet transportation needs;

THEREFORE BE IT RESOLVED, that the Hertford County Board of Commissioners strongly opposes HB 635 or any other legislation that would change the Equity Formula to shift money from the rural Highway Divisions to the metropolitan Highway Divisions.

ADOPTED, this 2<sup>nd</sup> day of May, 2011.

On a motion by Freeman and a second by Hunter, the Board voted unanimously to amend the agenda to include the presentation of the Disaster Recovery Plan by Eric Koss and Mark Hendricks with the Soundside Group.

### **SOUNDSIDE GROUP/DISASTER RECOVERY PLAN**

After the presentation of the Disaster Recovery Plan and a question and answer session, Hunter made a motion to approve the Disaster Recovery Plan. Gatling did not want to adopt such a lengthy document without having time to review it. Charles L. Revelle, III, Hertford County Attorney, advised the Board to wait until the next meeting to adopt the plan. Hunter withdrew his motion. On a motion by Gatling and a second by Freeman, the Board voted unanimously to carry over the approval of the Disaster Recovery Plan until the next meeting.

### **ASSISTANT COUNTY MANAGER'S UPDATE**

John P. Rankins, Assistant County Manager, gave the following update:

- Administrative Professionals Day was celebrated throughout the County offices last week
- Termite problem in Elections Office
- Roofers started today on County Office Building #1 and will work for 30-40 days
- Thanked the Board for allowing the early closing of the offices last week in anticipation of a storm coming in

On a motion by Freeman and a second by Mitchell, the Board voted unanimously to go into a scheduled Public Hearing to discuss a request by David Chamblee (Trico Grading) to rezone property from Residential Agriculture (RA-20) to Commercial Highway (CH).

### **PUBLIC HEARING/REZONING REQUEST**

Minutes  
Public Hearing  
Hertford County Board of Commissioners  
County Commissioners' Meeting Room  
Monday, May 2, 2011  
9:30 A.M.

Present: Johnnie R. Farmer, Curtis A. Freeman, Sr., Ronald J. Gatling, Howard J. Hunter, III, and William F. Mitchell, Jr.

Absent: None

Also Present with the Board: John P. Rankins, Assistant County Manager; Charles L. Revelle, III, County Attorney; and Shelia W. Matthews, Clerk to the Board

The Public Hearing was called to order by Board Chairman Johnnie R. Farmer for the following purpose and as advertised:

## NOTICE OF PUBLIC HEARING

THE PUBLIC SHOULD TAKE NOTICE that the HERTFORD BOARD OF COMMISSIONERS will hold a Public Hearing on Monday, May 2, 2011 at 9:30 A.M. in the COMMISSIONERS' MEETING ROOM OF THE HERTFORD COUNTY OFFICE BUILDING # 1, WINTON, N.C. for the purpose of hearing and considering public comments on a request by David Chamblee to rezone property owned by Trico Grading Inc. from Residential Agriculture (RA-20) to Commercial Highway (CH). The property is located on the west side of SR 1419, known as Newsome Grove Road approximately 1,300' north of NC Hwy 561. The area is a portion of PIN# 6902-55-0457 and includes 10.01 acres as surveyed and recorded in Hertford County Register of Deeds on March 14, 2011 in Book 1, Page 187F.

A copy of the full proposal is available for public inspection in the office of the Zoning Administrator located in the Hertford County Office Building # 1, Winton, NC between the hours of 8:30 A.M. to 5:00 P.M. For further information call Bill Early, Zoning Administrator at 252-358-7801.

Interested citizens will be heard on this issue. Following the Public Hearing the Hertford County Board of Commissioners may adopt, revise, or reject the requested rezoning.

This the 21<sup>st</sup> day of April, 2011

JOHNNIE R. FARMER, CHAIRMAN  
HERTFORD COUNTY BOARD OF COMMISSIONERS

Bill Early, Zoning Administrator, explained to the County Commissioners that after reviewing all permitted uses listed in Section 5.08 Commercial Highway District (CH) of the Hertford County Zoning Ordinance, the Hertford County Planning Board voted unanimously to recommend approval of David Chamblee's rezoning request to the Hertford County Board of Commissioners. A list of all permitted uses in a Commercial Highway zone was included in the material given to the County Commissioners.

Vice-Chairman Freeman voiced his concern from the last meeting that he is not against the rezoning request, but he is not in favor of having a Public Hearing during the day meetings.

There were no comments from the public.

On a motion by Freeman and a second by Gatling, the Board voted unanimously to leave the Public Hearing to go back into Regular Session.

### **REGULAR SESSION**

### **REZONING REQUEST**

On a motion by Freeman and a second by Mitchell, the Board voted unanimously to approve the rezoning request by David Chamblee to rezone property owned by Trico Grading Inc. from Residential Agriculture (RA-20) to Commercial Highway (CH). The property is located on the west side of SR 1419, known as Newsome Grove Road approximately 1,300' north of NC Hwy 561. The area is a portion of PIN# 6902-55-0457 and includes 10.01 acres as surveyed and recorded in Hertford County Register of Deeds on March 14, 2011 in Book 1, Page 187F.

### **COMMISSIONERS' COMMENTS**

- Vice-Chairman Freeman shared that he had received some complaints about grass cutting at the County Office Buildings. The complaints involved grass and rocks being thrown into vehicles resulting in some damages including cracked windows. He had received two complaints that morning. The Assistant County Manager will follow up with our Maintenance staff.
- Commissioner Mitchell echoed Vice-Chairman's concerns about grass cutting. He also questioned if an announcement could be put on our DeltAlert call out

system when the County Offices close early like they did last week. The Assistant County Manager will check into this possibility. He would like to invite the staff from the NC Association of County Commissioners to a future meeting for the citizens to have an opportunity to meet them. They do an excellent job lobbying for the counties.

- Chairman Farmer discussed having a meeting with our local legislators as a result from the NCACC District Meeting. The meeting was scheduled for the morning of May 16 in the Hertford County Commissioners' Meeting Room.
- Vice-Chairman Freeman along with Chairman Farmer and the rest of the Board Members thanked the Assistant County Manager and Clerk to the Board and all staff for towing the line and taking care of business since the County Manager had been out.

On a motion by Freeman and a second by Hunter, the Board voted unanimously to recess Regular Session to go into a meeting of the Hertford County Board of Equalization and Review.

## **BOARD OF EQUALIZATION AND REVIEW**

### **MINUTES**

### **HERFORD COUNTY BOARD OF EQUALIZATION AND REVIEW MEETING May 2, 2011**

The Hertford County Board of Equalization and Review met again on Monday, May 02, 2011 at 10:00 A.M. in Room #222 of the Hertford County Office Building #1, Winton, North Carolina.

Members present were:

Johnnie R. Farmer, Chairman
Howard J. Hunter, III
Curtis A. Freeman, Sr.
William F. Mitchell, Jr.
Ronald J. Gatling
Sylvia F. Anderson, Clerk

Also present was Charles L. Revelle, III, Attorney for Hertford County.

On a motion to open the Board of Equalization and Review by Curtis A. Freeman, Sr. and a second by Howard J. Hunter, III, the meeting was called to order by Johnnie R. Farmer, Chairman.

The Board took the following action on appeals as shown below:

On a motion by Curtis A. Freeman, Sr. and a second by Ronald J. Gatling, the Board voted to reduce the market value of parcel # 5958-54-5074, owned by Richard and Barbara Sypolt, from \$125,285 to \$107,109 due to comp's grade. Property owners were not present.

On a motion by Curtis A. Freeman, Sr. and a second by Howard J. Hunter, III, the Board voted to make no change in the market value of \$57,332 of parcel # 5995-87-9464, owned by Leroy and Susan Pierce. Property owners were not present.

On a motion by Howard J. Hunter, III and a second by Ronald J. Gatling, the Board voted to make no change in the market value of \$296,297, the deferred value of \$205,256 and the taxable value of \$91,041 on parcel # 5989-42-4372, owned by Teresa Burgess, Trustee, due to Present-Use Value Schedule. Property owner was not present.

On a motion by Curtis A. Freeman, Sr. and a second by Howard J. Hunter, III, the Board voted to make no change in the market value of \$168,168, the deferred value of \$91,634 and the taxable value of \$76,534 on parcel # 5989-18-4303, owned by Teresa Burgess, Trustee, due to Present-Use Value Schedule. Property owner was not present.

On a motion by Howard J. Hunter, III and a second by Ronald J. Gatling, the Board voted to make no change in the market value of \$176,275, the deferred value of \$110,433 and the taxable value of \$65,842 on parcel # 5070-81-6097, owned by Teresa Burgess, Trustee, due to Present-Use Value Schedule. Property owner was not present.

On a motion by Curtis A. Freeman, Sr. and a second by Howard J. Hunter, III, the Board voted to reduce the market value of \$94,363 to \$55,264, the deferred value from \$62,789 to \$23,746 and the taxable value from \$31,574 to \$31,518 on parcel # 5989-30-4158 owned by Peggy Hare due to limited access to the property and it being swap land. Property owner was not present.

On a motion by Ronald J. Gatling and a second by Howard J. Hunter, III, the Board voted to make no change in the market value of \$109,202, the deferred value of \$69,872 and the taxable value of \$39,148 on parcel # 5988-37-3399, owned by Peggy Hare due to Present-Use Value Schedule. Property owner was not present.

On a motion by Ronald J. Gatling and a second by Howard J. Hunter, III, the Board voted to make no change in the market value of \$77,242, the deferred value of \$24,042 and the taxable value of \$53,200 on parcel # 5988-33-0927, owned by Peggy Hare due to Present-Use Value Schedule. Property owner was not present.

On a motion by Ronald J. Gatling and a second by Howard J. Hunter, III, the Board voted to make no change in the market value of \$32,501, the deferred value of \$23,716 and the taxable value of \$8,785 on parcel # 5988-25-5212, owned by Peggy Hare due to Present-Use Value Schedule. Property owner was not present.

On a motion by Ronald J. Gatling and a second by Howard J. Hunter, III, the Board voted to make no change in the market value of \$54,111, the deferred value of \$43,411 and the taxable value of \$10,700 on parcel # 5988-36-4319, owned by Peggy Hare due to Present-Use Value Schedule. Property owner was not present.

On a motion by Ronald J. Gatling and a second by Howard J. Hunter, III, the Board voted to make no change in the market value of \$59,374, the deferred value of \$40,617 and the taxable value of \$18,757 on parcel # 5988-28-8537, owned by Peggy Hare due to Present-Use Value Schedule. Property owner was not present.

On a motion by Ronald J. Gatling and a second by Howard J. Hunter, III, the Board voted to make no change in the market value of \$277,775, the deferred value of \$51,675 and the taxable value of \$226,100 on parcel # 5988-53-3442, owned by Peggy Hare due to Present-Use Value Schedule. Property owner was not present.

On a motion by Ronald J. Gatling and a second by Curtis A. Freeman, Sr., the Board voted to reduce the market value of \$23,899 to \$6,638, the deferred value of \$21,274 to \$4,013 and the taxable value will stand at \$2,625 on parcel # 5988-14-4013 owned by Peggy Hare. Due to the soil type, this property will not perk. Property owner was not present.

On a motion by Curtis A. Freeman, Sr. and a second by Howard J. Hunter, III, the Board voted reduce the market value of \$86,736 to \$79,795 on parcel # 5988-26-8228 owned by Peggy Hare due to floor damage to dwelling due to a water heater leak. Property owner was not present.

On a motion by Curtis A. Freeman, Sr. and Howard J. Hunter, III, the Board voted to reduce the market value of \$385,506 to \$372,630, the deferred value of \$255,121 to \$248,330 and the taxable value of \$130,385 to \$124,300 on parcel # 5042-40-4940 owned by Samuel Drewry due to an acreage change on open land and wood lands as well as on soil type corrections. Property owner was not present.

On a motion by Ronald J. Gatling and a second by Howard J. Hunter, III, the Board voted to reduce the market value of \$19,171 to \$17,001 on parcel # 5956-69-9186

owned by Jody and Judy Grizzard due to incorrect road frontage. Property owners were not present.

On a motion by Howard J. Hunter, III and a second by Curtis A. Freeman, Sr., the Board voted to reduce the market value of \$786,305 to \$624,827 on parcel # 5982-45-0960 owned by Eddie H. and Sandra Strickland due to correction of building description and the splitting out of various spaces in building # 1 and an economic adjustment on building # 2. Property owners were not present.

On a motion by Ronald J. Gatling and a second by Howard J. Hunter, III, the Board voted to reduce the market value of \$441,338 to \$398,343 on parcel # 5982-96-1774 owned by Action Realty Assoc., Inc. due to a grade adjustment and recoding of building sections. Property owners were not present.

There were no other requests presented to the Board for change in property values. On a motion by Curtis A. Freeman, Sr. and a second by Howard J. Hunter, III the Board of Equalization & Review hereby adopts an Order reducing or confirming, as respectively appropriate, the Appeal Recommendations set forth above, covering eighteen (18) parcels, the valuations of which were appealed to the Board of E & R, as jointly recommended by the Hertford County Tax Assessor and the Commissioners reviewing and evaluating the individual appeals, following the taxpayer hearings and presentation of evidence and arguments of taxpayers.

At this time, Sylvia F. Anderson, Clerk to the Board requested for the Board of Equalization and Review to close for 2011. On a motion by Curtis A. Freeman, Sr. and a second by Howard J. Hunter, III, the Board of Equalization and Review adjourned for the year 2011.

Sylvia F. Anderson  
Clerk to the Board of Equalization and Review

## **REGULAR SESSION**

### **COMMISSIONERS**

On a motion by Hunter and a second by Gatling, the Board voted unanimously to recess the meeting until May 16, 2011, at 10:00 A.M. or such other time as can be arranged with our local legislators to meet and discuss legislative issues.