

Minutes
Regular Meeting
Hertford County Board of Commissioners
County Commissioners' Meeting Room
Monday, September 17, 2012
7:00 P.M.

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

Absent: None

Also Present with the Board: Loria D. Williams, County Manager; Charles L. Revelle, III, County Attorney; and Shelia W. Matthews, Clerk to the Board

Chairman Curtis A. Freeman, Sr., called the meeting to order.

The invocation for the meeting was provided by Commissioner Johnnie R. Farmer.

TAX

On a motion by Gatling and a second by Farmer, the Board voted unanimously to approve the following Tax Releases for the month of August, 2012:

TOTAL VALUE APPROVED THIS REPORT (2012 LEVY)	238,358.00
TOTAL TAX RELEASED THIS REPORT (2012 LEVY)	3,903.95
TOTAL VALUE APPROVED THIS REPORT (PRIOR LEVY)	00.00
TOTAL TAX RELEASED THIS REPORT (PRIOR LEVY)	00.00
TOTAL TAX RELEASED THIS REPORT (W01 COLL/RECYCLE 2012)	750.00
TOTAL TAX RELEASED THIS REPORT (W02 LANDFILL OPERATION 2012)	750.00
TOTAL TAX RELEASED THIS REPORT (W01 COLL/RECYCLE 2011)	00.00
TOTAL TAX RELEASED THIS REPORT (W02 LANDFILL OPERATION 2011)	00.00
TOTAL TAX RELEASED THIS REPORT (W01 COLL/RECYCLE 2010)	00.00
TOTAL TAX RELEASED THIS REPORT (W02 LANDFILL OPERATION 2010)	00.00
TOTAL TAX RELEASED THIS REPORT (W01 COLL/RECYCLE 2009)	00.00
TOTAL TAX RELEASED THIS REPORT (W02 LANDFILL OPERATION 2009)	00.00
TOTAL TAX RELEASED THIS REPORT (W01 COLL/RECYCLE 2008)	00.00
TOTAL TAX RELEASED THIS REPORT (W02 LANDFILL OPERATION 2008)	00.00
TOTAL TAX RELEASED THIS REPORT (W01 COLL/RECYCLE 2007)	00.00
TOTAL TAX RELEASED THIS REPORT (W02 LANDFILL OPERATION 2007)	00.00
TOTAL TAX RELEASED THIS REPORT (W01 COLL/RECYCLE 2006)	00.00
TOTAL TAX RELEASED THIS REPORT (W02 LANDFILL OPERATION 2006)	00.00
TOTAL TAX RELEASED THIS REPORT (W01 COLL/RECYCLE 2005)	00.00
TOTAL TAX RELEASED THIS REPORT (W02 LANDFILL OPERATION 2005)	00.00

TOTAL TAX RELEASED THIS REPORT (W01 COLL/RECYCLE 2004)	00.00
TOTAL TAX RELEASED THIS REPORT (W02 LANDFILL OPERATION 2004)	00.00
TOTAL TAX RELEASED THIS REPORT (W01 COLL/RECYCLE 2003)	00.00
TOTAL TAX RELEASED THIS REPORT (W02 LANDFILL OPERATION 2003)	00.00

COOPERATIVE EXTENSION

Ms. Crystal Smith, Cooperative Extension Director, was present to introduce new staff in her department. Ms. Carolina Stephenson is the new 4-H Agent, and Mr. Anassou Banna is the new Small Farms Agent for Bertie, Hertford, and Northampton Counties.

PUBLIC COMMENT PERIOD

There were no comments to be made during Public Comment Period.

RESOLUTIONS

On a motion by Mitchell and a second by Hunter, the Board voted unanimously to approve the following resolution:

STATE OF NORTH CAROLINA COUNTY OF HERTFORD

RESOLUTION TO RESTORE LOCAL AUTONOMY TO LME/MCO GOVERNANCE STRUCTURE

WHEREAS, the General Assembly through its adoption of S191 crafted major changes to the LME/MCO governance and operations statute, to advance the statewide expansion of the managed care model of care for community mental health services; and

WHEREAS, included in these sweeping changings is new board composition requirements with limitation of the LME/MCO board size, to a maximum of 21 members, with 10 of these member positions now prescribed by state law; and

WHEREAS, of the remaining members not prescribed by state law, only one position is reserved for a county commissioner, and the remaining positions, if appointed, can be county commissioners or other types of appointees as deemed by participating counties' choosing; and

WHEREAS, as a member of the East Carolina Behavioral Health Catchment Area, representing 19 counties, the foregoing legislation will require the complete dismantling of its Board of Directors, revamping of its By-Laws; thereby greatly compromising local autonomy and authority.

NOW, THEREFORE, BE IT RESOLVED THAT the Hertford County Board of Commissioners hereby requests the NCACC adopt the restoration of local autonomy to the LME/MCO governance structure as one of its legislative goals for the upcoming year.

BE IT FURTHER RESOLVED that the County Manager forward this Resolution to existing LME's across the state of North Carolina.

Adopted this the 17th day of September 2012.

BUDGET ORDINANCE

On a motion by Hunter and a second by Gatling, the Board voted unanimously to approve the following Amendment No. 2 to the FY 2012-2013 Hertford County Budget Ordinance as presented by Robbin Stephenson, Finance Director:

**AMENDMENT TO THE HERTFORD COUNTY BUDGET ORDINANCE
2012/2013
(Amendment No. 2)**

Section I of the Hertford County Budget Ordinance, pertaining to the General Fund operations of the County, shall be amended as follows:

Increase (Decrease) Appropriations:

General Fund

Data Center – Telephone System \$83,635

Human Services

Office of Aging Elder Fair Vendor Donations \$125

Department of Social Services – Smart Start Services \$131,573

Economic/Physical Development

Soil Conservation – Earmarked Funds \$3,000

Cultural/Recreational

Contribution to the Town of Murfreesboro \$10,000

Contingency – Recreation -\$10,000

Total **\$218,333**

Section II of the Hertford County Budget Ordinance, pertaining to the General Fund operations of the County, shall be amended as follows:

Increase (Decrease) Revenues:

Fund Balance Appropriation – Data Center Telephone System \$83,635

Restricted Intergovernmental – Aging \$125

Restricted Intergovernmental – DSS \$131,573

Fund Balance Appropriation – Soil Conservation \$3,000

Total **\$218,333**

This amendment:

- * Additional funding needed for the new telephone system
Source of funding: Fund Balance
- * Funding Authorization for Smart Start Child Care
Source of funding: CCDF, TANF, IV-E AND STATE APPROPRIATIONS
- * Earmarked funds for Soil Conservation
Source of funding: Fund Balance
- * Donations for HCOA Elder Fair Vendor Table
Source of funding: The general public and other agencies
- * Appropriation to the Town of Murfreesboro for their Summer Camp
Source of funding: Contingency-Recreation

BOARD APPOINTMENTS

Mid-East Commission Board

On a motion by Hunter and a second by Gatling, the Board voted unanimously to appoint Mr. Quinton Turman to the Mid-East Commission Board for a two-year term. This term will expire on December 1, 2014.

COUNTY PROPERTY/TAX FORECLOSURES

On a motion by Hunter and a second by Mitchell, the Board voted unanimously to accept the bid offer of \$5,000 from Whitewood Timber Products (William Ellis) to purchase the American Health & Human Services tax foreclosure property (PIN #5993-41-7007). The Notice of Offer to Purchase Real Estate and Opportunity for Upset Bid has been properly advertised. No upset bids have been received.

On a motion by Mitchell and a second by Gatling, the Board voted unanimously to accept the bid offer of \$1,000 from Mr. Robert Stephenson to purchase the Dorothy Smith tax foreclosure property (PIN #5968-29-9619). The Notice of Offer to Purchase Real Estate and Opportunity for Upset Bid has been properly advertised. No upset bids have been received.

On a motion by Hunter and a second by Gatling, the Board voted unanimously to leave Regular Session to go into a meeting of the Governing Board of the Tunis Sewer District.

TUNIS SEWER DISTRICT

On a motion by Gatling and a second by Mitchell, the Board voted unanimously to approve the second reading and adoption of the Rates, Rules and Regulations Ordinance for the Tunis Sewer District.

On a motion by Gatling and a second by Farmer, the Board voted unanimously to return to Regular Session.

REGULAR SESSION

COUNTY MANAGER'S UPDATE

- Ms. Williams gave an update on the Courthouse. Advertisement for bids will be October 1, 2012
- Ms. Williams explained our bond rating went from an A to an A+. This is the second time in four or five years that it has increased. Ms. Williams and staff were commended for their hard work. Mr. Revelle added that this is a very big deal. Commissioner Farmer was very proud after reading the announcement letter.

COMMISSIONERS' COMMENTS

- Commissioner Farmer reminded everyone of a luncheon being held Thursday in Elizabeth City, and they could ride with him if interested
- Commissioner Gatling congratulated all the employees who had a part in the bond rating
- Chairman Freeman brought up discussion on iPads. Administration was instructed to bring quotes back to the October 1st Meeting.
- The County Manager shared that she would be conducting four interviews each for the positions of Human Resources Director and Senior Administrative Assistant

On a motion by Hunter and a second by Gatling, the Board voted unanimously to recess Regular Session to go into a scheduled Public Hearing as follows:

NOTICE OF PUBLIC HEARING

THE PUBLIC SHOULD TAKE NOTICE that the HERTFORD COUNTY BOARD OF COMMISSIONERS will hold a Public Hearing on Monday, September 17, 2012 at 7:30P.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 Mr. Walter T. Perry II to rezone property from Residential Agricultural (RA-20) to Heavy Industrial (IH). The property is located on the Southside of SR 1445, known as Bazemore Road, approximately 1,500' west of SR 1469, known as River Road and contains approximately 12+/- acres.

A copy of the full proposal is available for public inspection in the office of the Zoning Administrator, 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.

Following the Public Hearing, the Hertford County Board of Commissioners may adopt, revise, or reject the requested rezoning.

This the 6th day of September 2012

**CURTIS A. FREEMAN SR., CHAIRMAN
HERTFORD COUNTY BOARD OF COMMISSIONERS**

PUBLIC HEARING/REZONING REQUEST

Mr. Bill Early, Planning and Zoning Administrator, was present to address any concerns. Mr. Early reviewed the permitted uses and findings. He informed the Board that the Planning Board recommends approval of the rezoning request.

Mr. Joseph Pierce, representing Mr. Walter Perry who had some outpatient surgery earlier in the day, explained that Mr. Perry was planning to rent the property to a company associated with Nucor. Their intentions were to build a warehouse on the property for storage to have supplies closer on hand than outside of the area. Mr. Early reminded the Board that they needed to consider all possible permitted uses when considering a rezoning request.

Mr. Early added that he had received two inquiries from adjoining property owners about the request, but no opposition.

On a motion by Mitchell and a second by Hunter, the Board voted unanimously to return to Regular Session.

REGULAR SESSION

REZONING

On a motion by Hunter and a second by Gatling, the Board voted unanimously to approve the request from Mr. Walter T. Perry, II, to rezone property from Residential and Agriculture (RA) to Heavy Industrial (IH). The property is located on the south side of SR 1445, known as Bazemore Road, approximately 1,500' west of SR 1469, known as River Road. The property includes a portion of PIN #6934-99-1496 and contains approximately 12 acres.

On a motion by Farmer and a second by Gatling, the Board voted unanimously to recess Regular Session to go into a scheduled Closed Session as allowed under G. S. 143-318.11 (a) (3) to consult with the County Attorney and (6) to discuss personnel matters.

CLOSED SESSION

Minutes of Closed Session are on file in the office of the Clerk to the Board.

REGULAR SESSION

On a motion by Farmer and a second by Hunter, the Board voted unanimously to adjourn the meeting.