

CURRITUCK COUNTY  
NORTH CAROLINA  
MAY 17, 2004

The Currituck County Board of Commissioners met prior to the regular meeting at 6:00 p.m. with Save Moyock to discuss Tidewater Auto Auction locating near their community.

The Currituck County Board of Commissioners met on Monday, May 17, 2004, at 7:00 p.m. for their regularly scheduled meeting at the Historic Courthouse in the Commissioners Meeting Room with the following members present: Chairman O'Neal and Commissioners Miller, Martin, Bowden and Gregory.

Bob Henley was present to give the invocation.

### **Approval of Agenda**

Commissioner Gregory moved to approve agenda as amended to state closed session is to discuss economic development. Commissioner Martin seconded the motion. Motion carried.

- Item 2           Public Comment  
*Please limit comments to items not appearing on the regular agenda, please limit comments to 3 minutes.*  
**New Business**
- Item 3           Public Hearing and Action on implementation of Adequate Facility Ordinance.
- Item 4           Presentation of FY 04-05 Budget and set public hearing.
- Item 5           Discussion and Action on Bridge No. 28 Replacement on SR 1222 Tulls Creek Road.
- Item 6           Consideration of Gates County Health Dept. Merger in Albemarle Regional Health Services.
- Item 7           Appointment to Coastal Resources Commission.
- Item 8           Appointment to Whalehead Board of Trustees.
- Item 9           Appointment to Senior Citizens Advisory Board.
- Item 10          Appointment to ABC Board.
- Item 11          Appointment to Land Transfer Tax Appeals Board.
- Item 12          Appointment to Game Board.
- Item 13          Appointment to Corolla Wild Horse Advisory Board
- Item 14          Consent Agenda:  
Budget Amendments  
Approval of April 19 minutes.  
Approval of Quarterly fiscal Monitoring Report for Albemarle Mental Health.  
Proclamation American Liberty Elm  
Resolution Recognition WWII Veterans  
Change Order Terminal Building
- Item 15          Commissioner's Report
- Item 16          County Manager's Report.
- Item 17          Closed Session to discuss personnel.  
Adjourn

### **Public Comment**

*Please limit comments to items not appearing on the regular agenda, please limit comments to 3 minutes.*

Chairman O'Neal opened the public comment period.

Commissioner Gregory read a statement for the record requesting that the Board move forward with trying to accommodate OBC and keep the Lighthouse open and discuss some form of payment from OBC on the use of parking and restroom facilities. He stated he was not in favor of fines & penalties.

Commissioner Bowden stated that there needs to be something done about the traffic on the beach now. He also stated that a service district is needed to maintain the roads.

Chairman O'Neal stated that junk vehicles have to be removed even if the county has to do it.

Chairman O'Neal stated that he has met with John Wilson, OBC, and they continue to delay.

Chuck Sowers, Carova Fire Dept., requested the county to support EMT (paid) personnel for Carova Beach.

There being no further comments, Chairman O'Neal closed the public comment period.

**Public Hearing and Action on implementation of Adequate Facility Ordinance.**

Mike Warren, School Superintendent, presented the Board a brief presentation on school facilities. The Board of Education has plans to expand the Moyock Elementary School and to propose a new elementary school in two years. The Board of Education and Board of Commissioners will meet on June 7 for a joint meeting and present a more detailed facilities plan.

County Manager Scanlon, stated with this information there is no need to implement the Adequate Facility Ordinance.

Commissioner Bowden moved to amend the agenda and delete the Public Hearing on the Adequate Facility Ordinance. Commissioner Gregory seconded the motion. Motion carried.

**Presentation of FY 04-05 Budget and set public hearing.**

County Manager Scanlon, presented the FY 04-05 Budget and requested the Board to schedule a public hearing.

Chairman O'Neal commended the County Manager and staff on presentation.

Commissioner Bowden moved to schedule the public hearing for June 7, 2004. Commissioner Gregory seconded the motion. Motion carried.

**Discussion and Action on Bridge No. 28 Replacement on SR 1222 Tulls Creek Road.**

Commissioner Miller discussed reviewing the alternatives and moved to discuss with staff and bring back to the Board. Commissioner Martin seconded the motion. Motion carried.

**Consideration of Gates County Health Dept. Merger in Albemarle Regional Health Services.**

Commissioner Gregory moved to adopt the following resolution. Commissioner Bowden seconded the motion. Motion carried.

**RESOLUTION FOR THE MERGER OF GATES COUNTY HEALTH DEPARTMENT WITH ALBEMARLE REGIONAL HEALTH SERVICES WHICH INCLUDES THE COUNTIES OF PASQUOTANK, PERQUIMANS, CAMDEN, CHOWAN, CURRITUCK AND BERTIE**

**WHEREAS,** the Pasquotank County Health Department was established in 1942; and

**WHEREAS,** Pasquotank, Perquimans and Camden County Health Departments joined together in 1942 to form a District Health Department; and

**WHEREAS,** in 1949 Chowan County Health Department joined the Pasquotank, Perquimans, Camden Health Department to form the Pasquotank, Perquimans, Camden, Chowan District Health Department (PPCC); and

**WHEREAS,** in 1999, Currituck County Health Department joined PPCC to form Albemarle Regional Health Services; and

**WHEREAS,** in 2002, Bertie County Health Department joined Albemarle Regional Health Services; and

**WHEREAS,** after due and diligent consideration the Gates County Board of Commissioners desire to take action to join Albemarle Regional Health Services, which will create the Albemarle Regional Health

Services, consisting of Pasquotank, Perquimans, Camden, Chowan, Currituck, Bertie and Gates Counties.

**NOW THEREFORE BE IT RESOLVED**, that the Currituck County Board of Commissioners in session duly convened, by adoption of this resolution does hereby create Albemarle Regional Health Services consisting of Pasquotank, Perquimans, Camden, Chowan, Currituck, Bertie and Gates Counties.

ARTICLE I

The name shall be Albemarle Regional Health Services, which will include Pasquotank, Perquimans, Camden, Chowan, Currituck, Bertie and Gates Counties.

ARTICLE II

MISSION

The respective counties recognize that a unified purpose and direction of the public health system is necessary to ensure that all citizens in their jurisdictional areas have equal access to essential public health services. The Pasquotank, Perquimans, Camden, Chowan, Currituck, Bertie and Gates Boards of Commissioners declare that the mission of Albemarle Regional Health Services is to promote and contribute to the highest level of health possible for the people that they serve.

ARTICLE III

DISTRICT BOARD OF HEALTH

The policy-making body of Albemarle Regional Health Services shall be a District Board of Health composed of 18 members in accordance with North Carolina General Statute 130A-37.

ARTICLE IV

ADOPTION OF ORDINANCES

The Albemarle Regional Health Services Board of Health agrees to adopt and assumes responsibility for the enforcement of any and all existing local health ordinances or rules, previously adopted as the Albemarle Regional Health Services and any ordinances or rules previously adopted by the Hertford-Gates District Board of Health that is not consistent there with.

**Appointment to Coastal Resources Commission.**

Commissioner Bowden moved to re-appoint Jerry Old and appoint David Palmer. Commissioner Miller seconded the motion.

**Appointment to Whalehead Board of Trustees.**

Commissioner Gregory moved to appoint the following. Commissioner Bowden seconded the motion. Motion carried.

Tommy Moore  
Jerry Old  
B. U. Evans, III  
Bill Dobney  
Sandra Sutton  
Horace Bell  
Kimberlee Hoey

**Appointment to Senior Citizens Advisory Board.**

Commissioner Gregory moved to appoint Kathyne White.  
Commissioner Martin seconded the motion. Motion carried.

**Appointment to ABC Board.**

Commissioner Miller moved to appoint Charles Eley.  
Commissioner Gregory seconded the motion. Motion carried.

**Appointment to Land Transfer Tax Appeals Board.**

Commissioner Miller moved to table. Commissioner Bowden  
seconded the motion. Motion carried.

**Appointment to Game Board.**

Commissioner Bowden moved to reappoint Janet Ross and Mike  
Cason. Commissioner Martin seconded the motion. Motion  
carried.

**Appointment to Corolla Wild Horse Advisory Board**

Commissioner Bowden moved to appoint Connie Johnson.  
Commissioner Miller seconded the motion. Motion carried.

**Consent Agenda:**

**Budget Amendments**

**Approval of April 19 minutes.**

**Approval of Quarterly fiscal Monitoring Report for  
Albemarle Mental Health.**

**Proclamation American Liberty Elm**

**Resolution Recognition WWII Veterans**

**Change Order Terminal Building**

Commissioner Miller moved to approve. Commissioner Gregory seconded the motion. Motion carried.

<u>ACCOUNT NUMBER</u>	<u>ACCOUNT DESCRIPTION</u>	<u>DEBIT</u>	<u>CREDIT</u>
10446-514000	Travel	1,000	
10446-526200	Promotional Efforts		1,000
		\$ 1,000	\$ 1,000

**EXPLANATION:** Public Information (446) – Transfer funds from promotional efforts to travel to attend a class and for additional County travel for the remainder of this year.

*NET BUDGET EFFECT:* Operating Fund (10) – No change.

<u>ACCOUNT NUMBER</u>	<u>ACCOUNT DESCRIPTION</u>	<u>DEBIT</u>	<u>CREDIT</u>
10511-545000	Contract Services	7,000	
10511-513000	Utilities		5,000
10511-521100	Leased Equipment		2,000
		\$ 7,000	\$ 7,000

**EXPLANATION:** Jail (511) – Transfer funds to contract services for inmate medical services.

*NET BUDGET EFFECT:* Operating Fund (10) – No change.

<u>ACCOUNT NUMBER</u>	<u>ACCOUNT DESCRIPTION</u>	<u>DEBIT</u>	<u>CREDIT</u>
10641-511000	Telephone & Postage	100	
10641-514000	Travel	960	
10641-514300	Student Activities	1,258	
10641-503000	Salaries - Part time	1,400	
10641-532000	Supplies	4,955	
10641-502000	Salaries		2,800
10641-505000	FICA		106
10641-506000	Insurance Expense		990
10641-507000	Retirement Expense		802
10641-514500	Training & Education		1,276
10641-545000	Contract Services		1,315
10641-590000	Capital Outlay		1,384
		\$ 8,673	\$ 8,673

**EXPLANATION:** Support Our Students (641) – Transfer funds between accounts to record State approved budget amendment.

*NET BUDGET EFFECT:* Operating Fund (10) – No change.

<u>ACCOUNT NUMBER</u>	<u>ACCOUNT DESCRIPTION</u>	<u>DEBIT</u>	<u>CREDIT</u>
10640-532005	Supplies - Agriculture	1,682	
10330-449900	Miscellaneous Grants		1,682
		\$ 1,682	\$ 1,682

**EXPLANATION:** Cooperative Extension (640) – Increase budgeted line items to record grant funds for conducting a project on native plant production for the NC Specialty Crops Program.

**NET BUDGET EFFECT:** Operating Fund (10) – Increased by \$1,682.

<u>ACCOUNT NUMBER</u>	<u>ACCOUNT DESCRIPTION</u>	<u>DEBIT</u>	<u>CREDIT</u>
10550-503000	Salaries - Part time	1,880	
10550-505000	FICA	144	
10550-526000	Advertising	1,000	
10550-532000	Supplies	500	
10550-536000	Uniforms	500	
10441-590001	Capital Outlay - Other	1,300	
10380-467000	Sale of Material		5,324
		\$ 5,324	\$ 5,324

**EXPLANATION:** Airport (550) – To appropriate funds in order to hire part-time staff for the Currituck County Airport and to provide a computer and operating supplies for these employees.

**NET BUDGET EFFECT:** Operating Fund (10) – Increased by \$5,324.

**AMERICAN LIBERTY ANNIVERSARY ELM  
PROCLAMATION**

**WHEREAS**, the early settlers of Boston, planted an American elm on Boston Neck in 1646 which grew tall and majestic and became known as the "Liberty Tree," and

**WHEREAS**, it was under this tree that colonists, approximately one century later, held meetings and spoke out against British tyranny in preparing the independence of this nation, and

**WHEREAS**, on August 14, 1765, the colonists resisted the Stamp Act by hanging an effigy of Lord Bute as the author, and the act, and

**WHEREAS**, the "Liberty Tree" became the rallying place for the Sons of Liberty and others who sought national independence, and

**WHEREAS**, the "Liberty Tree" became a powerful symbol of freedom

which caused the British to cut it down prior to their evacuation of Boston in August of 1775, and

**WHEREAS**, the "Liberty Tree" continues to be a constant reminder of our treasured freedoms for people everywhere;

**NOW, THEREFORE**, the Currituck County Board of Commissioners proclaims May 29, 2004, as Anniversary Elm Tree Day and urges all citizens on this day to recall the significance and role of the "Liberty Tree" in the formation of our county's and country's independence and to rededicate themselves to the tradition of our forefathers and the principles of freedom under which our community and country has grown and prospered. It is in this spirit we dedicate this Anniversary Elm to commemorate the dedication of our Veterans' Memorial Park.

**FURTHERMORE**, the Board of Commissioners directs that a copy of this proclamation be forwarded to the Governor of North Carolina as well as our State Representatives with the request that the State designate and publicly recognize a particular tree as our State's representative historic "Liberty Tree."

**WORLD WAR II VETERANS  
RECOGNITION DAY PROCLAMATION**

**WHEREAS**, on December 7, 1941, the largest war of all time and the most defining event of the 20<sup>th</sup> century began; and

**WHEREAS**, Americans, devoted to liberty and to the country courageously answered the nation's call to arms summarized by President Franklin D. Roosevelt by the words: "You bear with you the hope, the confidence, the gratitude and the prayers of your family, your fellow citizens and your President;" and

**WHEREAS**, we still believe today that the blessings of liberty require constant vigilance and sacrifice; and

**WHEREAS**, every man, woman and child in this great nation owes a debt of gratitude to those who served their country so selflessly in an event that reshaped the world; and

**WHEREAS**, these brave soldiers, sailors, Marines, Coast Guardsmen and airmen, were the beloved sons and daughters of our land; and

**WHEREAS**, more than 400,000 Americans made the supreme sacrifice, laying down their lives so others could live free;

**NOW, THEREFORE, BE IT RESOLVED** that, in recognition of the National World War II Memorial being dedicated in our Nation's

capital on May 29, 2004, the Board of Commissioners declares May 29, 2004, as World War II Veterans Recognition Day in Currituck County; and

**BE IT FURTHER RESOLVED** that all citizens are asked to celebrate the contributions and sacrifices of these men and women who placed their lives in harms way protecting American values and preserving democracy for the world; and

**BE IT FINALLY RESOLVED** that the observances of World War II Veterans Recognition Day appropriately commemorate the historical events and express gratitude to those who gave so much for their citizens.

### **Commissioner's Report**

Chairman O'Neal invited the Board to the Airport meeting on Wednesday with concerned citizens in Maple.

Commissioner Bowden requested DOT to repair the shoulders on Woodley Road.

Northeast Partnership donated \$500 to the Corolla Wild Horses.

### **County Manager's Report.**

No comments

### **Closed Session to discuss Economic Development.**

Commissioner Gregory moved to go into closed session according to GS 143-318.11 (4) to discuss location of industries or other businesses. Commissioner Martin seconded the motion. Motion carried.

### **Adjourn**

After reconvening from closed session, no action was taken.

There being no further business, the meeting adjourned.