

CURRITUCK COUNTY
NORTH CAROLINA
OCTOBER 17, 2005

The Board of Commissioners met at 6:00 p.m. with the Extension & Community Association for a reception.

The Board of Commissioners met on Monday, October 17, 2005, at 7:00 p.m. for its regularly scheduled meeting at the Historic Courthouse in the Commissioners Meeting Room with the following members present: Chairman Martin, Commissioners Bowden, Miller and Etheridge. Vice Chair O'Neal was absent.

Invocation and Pledge of Allegiance

Bob Henley was present to give the invocation and lead the Pledge of Allegiance.

Approval of Agenda

Commissioner Etheridge moved to delete Item 5. Commissioner Miller seconded the motion. Motion carried.

Item 2 Public Comment
Item 3 Public Hearing and Action on Waterside Villages Water & Sewer District.
Item 4 Approval of Managed Pharmacy Benefit Services Agreement.
Item 5 Appointment to ABC Board
Item 6 Consent Agenda:
 Budget Amendments
 Approval of September 6 and 19 Minutes
 Appointments to Fireman's Relief Fund for Lower Currituck, Carova Beach, Knotts Island and Crawford.
 Change order for Law Enforcement Center.
 Reclassification of Marketing Coordinator.
 Approval of new job description.
Item 7 Commissioner's Report
Item 8 County Manager's Report
Item 9 **Closed Session pursuant to GS 143-318.11(a) (3)(6) with Sheriff and discussion on personnel.**

Tourism Development Authority Meeting

Call to order
Marketing Update
Appointment to Tourism Advisory Board
Adjourn

Public Comment

Chairman Martin opened the public comment period.

Edith Brickhouse, Senior Tar Heel Legislature Representative, reviewed the legislation proposed for the 2006 General Assembly for Senior Adults.

Diane Newbern, Powells Point, expressed concerns with development and zoning and the Land Use Plan.

Public Hearing and Action on Waterside Villages Water & Sewer District.

Kate McKenzie, County Attorney, reviewed the resolution for Waterside Villages Water & Sewer District.

Chairman Martin opened the public hearing.

Gail Norris, Walnut Island, expressed concern with when they would be able to hook up to system.

There being no further comments, Chairman Martin closed the public hearing.

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

A RESOLUTION CREATING
THE WATERSIDE VILLAGES WATER
AND SEWER DISTRICT

WHEREAS, the Currituck County Board of Commissioners held a public hearing on October 17, 2005, to consider the views of the public on the creation of a County Water and Sewer District to serve the Waterside Villages community of Poplar Branch Township, and affected property owners and members of the general public were duly notified of the public hearing in accordance with G.S. 162A-86 *et seq.*

NOW, THEREFORE, the Currituck County Board of Commissioners resolves:

Section 1. Based upon the information presented at the public hearing and other matters presented to the Board, the Board hereby finds and determines that:

- (a) There is a demonstrable need for providing in the district water services, or sewer services, or both;
- (b) The residents of all the territory to be included in the district will benefit from the district's creation; and
- (c) It is economically feasible to provide the proposed services in the district without unreasonable or burdensome annual tax levies.

Section 2. That area consisting of the tracts or parcels of land described below:

Situated on the northeast side of US Highway 158, Grandy, Poplar Branch Township, Currituck County, North Carolina.

Beginning at a point, an iron rod in the northeastern right-of-way of US Highway 158, said iron rod being situated N. 11°00'50" E. 94.99 feet from the point of intersection of the centerline of US Highway 158 with the centerline of Hickory Trail, thence from said point of beginning and being the southwest corner for Rolland L. DeBaun; thence along the northeastern right-of-way of US Highway 158, N. 20°31'16" W. 209.15 feet to an EIR, corner for William R. Beasley, Jr.; thence along the Beasley line, N. 54°27'51" E. 282.57 feet to an EIR, cornering; thence continuing along the Beasley line, N. 43°02'47" W. 152.30 feet to an EIR, cornering; thence along the Beasley line, S. 53°09'56" W. 222.33 feet to an EIR in the northeastern right-of-way of the aforementioned US Highway 158; thence continuing with the northeastern right-of-way of US Highway 158 along the arc of a curve to the right in a northeasterly direction, said curve having a radius of 2,810.98 feet, a chord bearing of N. 15°25'42" W. and a chord distance of 348.59 feet to an EIR, the southeast corner of Betty B. Fultz; cornering; thence, along the line of Betty B. Fultz, N 66°30'46" E. 208.71 feet to an EIR, cornering; thence along the line of Norma S. Barco, to and with the line of Soundside Estates subdivision, N. 46°26'49" E., to a point on the southwest shore of Currituck Sound, said point being evidenced by an iron rod situated 2496.52 feet from the last mentioned corner in the Barco line; thence along the southwestern shore of Currituck Sound and with the meanderings of the Average Mean High Water Mark of Currituck Sound as shown on an unrecorded plat by Bissell Professional Group dated September 11, 2003, the following calls; S 15°44'47" E approximately 41.45 feet to a point, thence N 81°17'38" E approximately 23.49 feet to a point, thence S 58°14'02" E approximately 26.50 feet to a point, thence S 16°35'48" E approximately 74.66 feet to a point, thence S 45°15'58" E approximately 60.62 feet to a point, thence S 79°32'42" E approximately 44.53 feet to a point, thence S 48°06'57" E approximately 77.51 feet to a point, thence S 87°05'58" E approximately 19.17 feet to a point, thence S 41°33'59" E approximately 57.27 feet to a point, thence S 67°56'48" E approximately 61.43 feet to a point, thence S 83°22'18" E approximately 38.31 feet to a point, thence S 39°50'55" E approximately 96.36 feet to a point, thence S 39°10'12" E approximately 71.64 feet to a point, thence S 67°33'34" E approximately 67.80 feet to a point, thence S 50°30'26" W approximately 62.12 feet to a point, thence S 25°25'31" E approximately 41.23 feet to a point, thence S 55°09'49" E approximately 76.60 feet to a point, thence S 87°14'45" E

approximately 41.50 feet to a point, thence N 21°45'01" E
approximately 44.38 feet to a point, thence N 29°56'01" E
approximately 26.19 feet to a point, thence S 66°46'43" E
approximately 60.94 feet to a point, thence S 79°50'48" E
approximately 138.38 feet to a point, thence S 44°54'29" E
approximately 19.67 feet to a point, thence S 03°37'18" E
approximately 45.52 feet to a point, thence N 78°02'21" E
approximately 42.58 feet to a point, thence N 89°55'17" E
approximately 79.64 feet to a point, thence S 86°32'00" E
approximately 61.54 feet to a point, thence S 80°20'28" E
approximately 46.98 feet to an EIR, corner for Milford J. Baum, (See DB 714, Pgs 356-389) said EIR being evidenced by the following traverse: from the last mentioned EIR on the southwestern shore of Currituck Sound, S. 40°56'16" E. 447.72 feet to an EIR and S. 67°25'32" E. 822.00 feet to an EIR in the line of Milford J. Baum; thence along the Baum line, S. 49°28'42" W. to an iron rod, said rod being located 1093.82 feet from the last mentioned EIR on the southwest shore of Currituck Sound, cornering; thence continuing along the Baum line, N. 53°50'45" W. 262.10 feet to an EIR, cornering; thence continuing along the Baum line, S. 43°49'43" W. 945.09 feet to an EIR, cornering; thence continuing along the Baum line, S. 46°15'29" E. 199.77 feet to an EIR, cornering; thence continuing along the Baum line, S. 43°46'11" W. 599.50 feet to an EIR, cornering; thence continuing along the Baum line N. 46°10'10" W. 200.11 feet to an EIR, cornering; thence continuing along the Baum line, S. 43°49'08" W. 702.03 feet to an EIR, corner for Robert M. Broome; thence along the Broome line N. 43°11'34" W 172.70 feet to an EIR in the line of Ernest C. Hicks; thence along the Hicks line, N. 52°05'32" E. 89.15 feet to an EIR, cornering; thence continuing along the Hicks line, N. 44°13'54" W. 67.59 feet to an EIR, corner of Rolland L. DeBaun; thence along the DeBaun line, N. 43°50'28" W. 86.71 feet to an EIR, cornering, thence continuing along the DeBaun line, S. 59°08'36" W. 450.74 feet to an EIR in the northeastern right-of-way of US Highway 158, the point and place of beginning, containing 72.39 acres.

THERE IS EXCEPTED FROM THE FOREGOING CONVEYANCE the following described tract or parcel of land:

To establish the point of beginning, commence at the point of intersection of the centerline of US Highway 158 with the centerline of Hickory Trail; thence N. 11°00'50" E. 94.99 feet to an EIR in the northeastern right-of-way of US Highway 158, the southwest corner for Rolland L. DeBaun; thence along the northeastern right-of-way of US Highway

158, N. 20°31'16" W. 209.15 feet to an EIR, corner for William R. Beasley, Jr.; thence along the Beasley line, N. 54°27'51" E. 282.57 feet to an EIR, cornering; thence continuing along the Beasley line, N. 43°02'47" W. 152.30 feet to an EIR in the line of Tract 2 of the VOC, LLC property; thence along the Tract 2 line, to and with the line of Tract 3 of the VOC, LLC property, N. 53°09'56" E. 302.88 feet to an EIR, cornering; thence continuing along the Tract 3. line, S. 72°22'11" E 113.31 feet to an EIR, cornering; thence continuing along the Tract 3 line, N. 53°07'53" E. 49.69 feet to an iron rod, the point of beginning thus established; thence from the point of beginning, thus established along the line of Tract 3 to and with the line for Walnut Island Sanitary District, N. 53°22'27" E. 32.44 feet to an EIR, thence with the line for Walnut Island Sanitary District N. 53°22'15" E 52.51 feet cornering, thence continuing along the line for Walnut Island Sanitary District, N. 72°28'01" W. 40.44 feet to an EIR, cornering; thence continuing along the line for Walnut Island Sanitary District, N. 41°09'37" E. 743.00 feet to an iron rod, cornering; thence continuing along the line for Walnut Island Sanitary District, S. 46°11'53" E. 297.30 feet to an iron rod in the northwest property line of Coratoke Trace (a private easement), cornering; thence along the northwestern property line of Coratoke Trace, S. 46°39'17" W. 809.68 feet to an iron rod, cornering; thence along the line for Walnut Island Sanitary District, N. 43°11'22" W. 199.23 feet to an iron rod in the line of Tract 3 of the VOC, LLC property, the point and place of beginning, containing 4.73 acres, and being the identical property conveyed by Walnut Island Sanitary District to Campshores, Inc. by deed dated June 7, 1985, recorded in Book 203, Page 626, Currituck County Registry, and further being the identical property conveyed by Campshores, Inc. to Walnut Island Sanitary District by deed dated October 26, 1993, recorded in Book 327, Page 90, Currituck County Registry.

These tracts or parcels of land are hereby established as the Waterside Villages Water and Sewer District.

Section 3. The Waterside Villages Water and Sewer District is a municipal corporation having all the powers and rights granted pursuant to North Carolina General Statutes 162A-86 *et seq.*

Approval of Managed Pharmacy Benefit Services Agreement.

Kate McKenzie, County Attorney, reviewed the Managed Pharmacy Benefit Service Agreement.

Chairman Martin moved to approve the NACo Managed Pharmacy Benefit Services Agreement. Commissioner Etheridge seconded the motion. Motion carried.

Chairman Martin stated Currituck County today launched a discount card program to help consumers cope with the high price of prescription drugs. The county is making free prescription drug discount cards available under a program sponsored by the National Association of Counties (NACo) that offers average savings of 20 percent off the retail price of commonly prescribed drugs.

The cards may be used by all county residents, regardless of age, income, or existing health coverage. A national network of more than 57,000 participating retail pharmacies will honor the NACo prescription discount card.

"Currituck County is proud to be one of the counties nationwide participating with NACo. The NACo prescription discount card offers significant savings for the uninsured and underinsured residents of our county, and even those fortunate to have prescription coverage can use the card to save money on drugs that are not covered by their health plan. Residents do not have to be Medicare beneficiaries to be eligible for this program."

Cards have been ordered and should be available in approximately eight weeks. The cards will be available at the Health Department, Department of Social Services, Tax Department, and Water Department. County residents can call toll free 1-877-321-2652 or visit <https://naco.advancerx.com> for assistance with the program.

"Using the NACo prescription discount card is easy," said Chairman Martin. "Simply present it at a participating pharmacy. There is no enrollment form, no membership fee and no restrictions or limits on frequency of use. Cardholders and their family members may use the card any time their prescriptions are not covered by insurance."

The program is administered by Caremark.

Appointment to ABC Board

Deleted

Consent Agenda:

Budget Amendments

Approval of September 6 and 19 Minutes

Appointments to Fireman's Relief Fund for Lower Currituck, Carova Beach, Knotts Island and Crawford.

Change order for Law Enforcement Center.

Reclassification of Marketing Coordinator.

Approval of new job description.

Commissioner Etheridge moved to approve. Commissioner Bowden seconded the motion. Motion carried.

<u>Account Number</u>	<u>Account Description</u>	Debit	Credit
		Decrease Revenue or Increase Expense	Increase Revenue or Decrease Expense
10330-432800	Daycare - Revenue	\$ 19,938	
10750-519500	Domestic Violence Funds	\$ 170	
10750-557700	Crisis Intervention	\$ 1,173	
10750-558200	Independent Living Skills	\$ 770	
10750-561000	Professional Services	\$ 20,000	
10752-519700	HCCBG In-Home	\$ 999	
10752-558200	LINKS - Special	\$ 29,250	
10330-431000	DSS Administration - Rev		\$ 1,025
10330-431700	LINKS - Special HCCBG In-Home		\$ 29,250
10330-432200	Revenue		\$ 1,755
10390-499900	Fund Balance Appropriated		\$ 20,332
10752-519600	Daycare		\$ 18,938
10752-519601	Smart Start		\$ 1,000
		\$ 72,300	\$ 72,300

Explanation: Social Services Administration (750) and Public Assistance (752) - To adjust budgeted line items to State Funding Authorizations.

Net Budget Effect: Operating Fund (10) - Increased by \$32,424.

<u>Account Number</u>	<u>Account Description</u>	Debit	Credit
		Decrease Revenue or Increase Expense	Increase Revenue or Decrease Expense
10540-516000	Maintenance & repairs	\$ 3,629	
10540-590000	Capital Outlay		\$ 3,629
		\$ 3,629	\$ 3,629

Explanation: Inspections (540) - The inspections department requests a transfer of funds remaining from the purchase of their vehicle to maintenance and repair. They have had one vehicle damaged due to running through water, one radiator/transmission maintenance, one vehicle repaired from over heating and a fourth vehicle damaged in an accident.

Net Budget Effect: Operating Fund (10) - No change.

<u>Account Number</u>	<u>Account Description</u>	Debit	Credit
		Decrease Revenue or Increase Expense	Increase Revenue or Decrease Expense
50510-594500	Contract Services-Law Ctr	\$ 6,385	
50380-481000	Investment Earnings		\$ 6,385
		\$ 6,385	\$ 6,385

Explanation: Maple Law Enforcement Center (50510) - Appropriate additional funding for final change orders for Blueridge General Contractors, Inc. for the Maple Law Enforcement Center.

Net Budget Effect: Governmental Construction Fund (50) - Increased by \$6,385.

**Commissioner's Report
County Manager's Report**

Chairman Martin moved to recess this meeting. Commissioner Etheridge seconded the motion. Motion carried.

Chairman Martin convened the recessed meeting. Commissioner Bowden seconded the motion. Motion carried.

Closed Session pursuant to GS 143-318.11(a) (3) (6) with Sheriff and discussion on personnel.

Commissioner Etheridge moved to go into closed session. Commissioner Miller seconded the motion.

After reconvening from the closed session, no action was taken.

There being no further business, the meeting adjourned.

Tourism Development Authority Meeting

Call to Order

Chairman Martin called the Tourism Development Board to order. The following members were present: Chairman Martin, Commissioners Miller, Etheridge and Bowden.

Marketing Update

Diane Sawyer, Tourism Director, and Veronica Brown, Marketing Director, reviewed the plans for advertising and future goals.

Appointment to Tourism Advisory Board

Commissioner Etheridge moved to appoint the following members. Chairman Martin seconded the motion. Motion carried.

David Palmer
Todd Ottenstein
Robert White
Vivian Simpson
Janice Farr
Don Austin
John Wright

Chairman Martin appointed Commissioner Etheridge as ex-officio. Commissioner Miller seconded the motion. Motion carried.

Adjourn

There being no further business, the meeting adjourned.