

CURRITUCK COUNTY  
NORTH CAROLINA  
JUNE 19, 2006

The Board of Commissioners met on Monday, June 19, 2006, 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 O'Neal, Vice Chair Martin, Commissioners Bowden, Miller and Etheridge.

### **Invocation and Pledge of Allegiance**

The Reverend Scott Wilson-Parsons was present to give the invocation.

### **Approval of Agenda**

Commissioner Miller moved to amend the agenda by adding to the consent agenda a resolution supporting the request by the Board of Education to extend the Knotts Island Ferry hours, add consideration of approval of personnel advisory committee and add a closed session. 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.*
- Item 3            Recognition of Travel & Tourism Department for NC Association of Convention and Visitor Bureau Award.
- Item 4            Public Hearing and possible Action on FY 2007 Budget.
- Item 5            Public Hearing and Action on Ten Year Solid Waste Management Plan.
- Item 6            Public Hearing and Action on PB 05-20 Currituck County request an amendment to Sections 206 and Article 25 of the UDO to change the manner in which building height is calculated to reflect the definition in the NC Building Code.
  
- Item 7            Action on PB 06-04 F& W Land CO, LLC: Create a Multi Family Overlay Zoning District on 21 acres of a parcel zoned General Business (GB). The parcel is located .5 miles south of the NC/VA line on Caratoke Highway, Tax Map 9, Parcel 75, Moyock Township.
- Item 8            Public Hearing and Action PB 90-01 Pine Island, Phase 5- Amended Sketch Plan to adjust the lot lines of 3 commercial lots adjacent to and including the Hampton Inn. Tax Map 128, Parcel 1D, 2E, 2F, 2G, and 2H, Poplar Branch – Outer Banks Township.
- Item 9            Consideration of amendment to personnel policy.
- Item 10           Appointment of Commissioner to Albemarle Smart Start Partnership.
- Item 11           Consent Agenda:  
Budget Amendments  
Approval of appointments to serve on the JCPC  
Approval of Deed of Correction between James Johnson and Currituck County  
Approval of change in Insurance Carriers  
Resolution to preserve and protect working waterfronts  
Approval of June 5, 2006, minutes
- Item 12           Commissioner's Report
- Item 13           County Manager's Report  
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.

William Doherty, Ranchland, expressed his concerns with flooding and drainage issues.

Commissioner Miller stated that DOT had done a study but did not fund the study.

Mike Doxey, Soil and Water Conservation, will meet with DOT next week to review drainage.

Phyllis Rogerson, Quail Run, expressed her concerns with adjacent property owner having ATV's and dirt bikes. The Board directed staff to research if the county can adopt an ordinance for this.

John Snowden, Maple, opposed the county producing a Wedding Guide which would take away from other businesses in the county. He also requested the Board to oppose any fee for salt water fishing licenses.

Chairman Martin moved to draft a resolution opposing this request to add a fee for fishing licenses. Commissioner Bowden seconded the motion. Motion carried.

David Palmer, Currituck Chamber, invited the public to the 4<sup>th</sup> of July celebration at the Whalehead Club.

Richard Truran, Baxter Lane, expressed his concerns with drainage.

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

**Recognition of Travel & Tourism Department for NC Association of Convention and Visitor Bureau Award.**

Chairman O'Neal recognized the staff of the Tourism Department for their award from the Travel & Tourism Department for NC Association of Convention and Visitor Bureau Award.

Commissioner Etheridge commended the Tourism Staff for an excellent job. He also requested the staff to move forward with the Wedding Guide that has been proposed by staff.

**Public Hearing and possible Action on FY 2007 Budget.**

Dan Scanlon, County Manager, reviewed the budget and stated that the tax rate would remain at 32 cents. The total budget is less that last year's budget.

Chairman O'Neal opened the public hearing.

James Land, Moyock, requested the Board to look at door to door trash pick-up.

Commissioner Bowden stated that the Outer Banks revenue was 56 cents and there were several items he wished were in the budget, such as funding for a public access on Knotts Island; community center for Corolla. He also requested the county to move forward with hiring a contractor and grade Sandfiddler Road. He was not happy with some of the proposed salary increases.

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

Commissioner Etheridge moved to adopt the budget. Commissioner Martin seconded the motion. Motion carried with Commissioner Bowden voting no.

Commissioner Miller moved to excuse Commissioner Etheridge from rest of the meeting due to illness. Commissioner Martin seconded the motion. Motion carried

**COUNTY OF CURRITUCK  
BUDGET ORDINANCE**

For the Year Ending June 30, 2007

BE IT ORDAINED by the Board of Commissioners, County of Currituck, North Carolina that the following estimated resources, appropriations, and memoranda are adopted for the fiscal year commencing July 1, 2006 and ending June 30, 2007.

**SECTION 1. GENERAL FUND**

A. Estimated Resources:

Ad Valorem Taxes	\$ 21,730,385
Other Taxes and Licenses	12,068,097
Restricted Intergovernmental Revenues	2,830,287
Unrestricted Intergovernmental Revenues	362,500
Permits and Fees	1,907,998
Sales and Services	425,706
Investment Earnings	670,000
Miscellaneous	<u>41,500</u>
	40,036,473
Transfers In	1,608,177
Fund Balance Appropriated	<u>7,116,704</u>

TOTAL ESTIMATED RESOURCES	<u>\$ 48,761,354</u>
B. Appropriations:	
Administration	\$ 569,791
Legal	363,558
Governing Body	123,700
Elections	125,167
Finance	263,363
Information Technology Services	737,143
Human Resources	131,942
Public Information	135,339
Tax	465,432
Public Works	1,143,723
Register of Deeds	793,602
Court Facilities	175,908
Agency Appropriations	27,900
Central Services	911,425
Sheriff	4,003,185
Detention Center	1,792,782
Animal Control	309,033
Jury Commission	1,800
Emergency Medical Services	3,231,802
Emergency Management	163,705
Communications	1,154,376
Inspections	546,957
Fire Services	274,686
Moyock Volunteer Fire Department	145,427
Crawford Volunteer Fire Department	186,000

Lower Currituck Volunteer Fire Department	151,900
Corolla Volunteer Fire and Rescue Squad	1,024,640
Carova Beach Volunteer Fire Department	133,410
Knotts Island Volunteer Fire Department	156,557
Medical Examiner	8,000
Airport	617,135
Inter-County Transportation	125,033
Soil Conservation	182,751
Forestry	66,787
Cooperative Extension	334,416
Support Our Students	80,000
Economic Development	148,074
Planning	770,244
Occupancy Tax/Tourism Dev Authority	5,297,672
Health Administration	45,000
Mental Health	32,000
Social Services Administration	2,169,709
Public Assistance	2,146,496
County Assistance	56,250
Smart Start - Eat Smart, Move More	9,120
Juvenile Crime Prevention Control	107,276
Recreation	607,971
Library	387,804
Senior Centers	325,044
Debt Administration	1,255,600
Transfers Out	<u>5,267,968</u>
	<u>39,284,603</u>
School Local Current Expense	

	8,526,751
School Capital Outlay	900,000
Community College	<u>50,000</u>
	<u>9,476,751</u>
 TOTAL APPROPRIATIONS	 <u><u>\$ 48,761,354</u></u>

**SECTION 2. REVALUATION FUND**

A. Estimated Resources:

Investment Earnings	\$ 1,000
Transfer In	<u>121,000</u>
 TOTAL ESTIMATED RESOURCES	 <u><u>\$ 122,000</u></u>

B. Appropriations:

Operations	<u>\$ 122,000</u>
 TOTAL APPROPRIATIONS	 <u><u>\$ 122,000</u></u>

**SECTION 3. EMERGENCY EQUIPMENT REPLACEMENT FUND**

A. Estimated Resources:

Transfer In	<u>\$ 253,200</u>
 TOTAL ESTIMATED RESOURCES	 <u><u>\$ 253,200</u></u>

B. Appropriations:

Operations	<u>\$ 253,200</u>
 TOTAL APPROPRIATIONS	 <u><u>\$ 253,200</u></u>

**SECTION 4. EMERGENCY TELEPHONE SYSTEM FUND**

A. Estimated Resources:

Other Taxes and licenses	\$ 243,000
Investment Earnings	<u>3,000</u>
 TOTAL ESTIMATED RESOURCES	 <u><u>\$ 246,000</u></u>

B. Appropriations:

Operations	\$ 246,000
TOTAL APPROPRIATIONS	<u>\$ 246,000</u>

**SECTION 5. GUINEA MILL WATERSHED IMPROVEMENT DISTRICT FUND**

A. Estimated Resources:

Special District Taxes	\$ 7,990
Fund Balance Appropriated	<u>9,000</u>
TOTAL ESTIMATED RESOURCES	<u>\$ 16,990</u>

B. Appropriations:

Operations	<u>\$ 16,990</u>
TOTAL APPROPRIATIONS	<u>\$ 16,990</u>

**SECTION 6. HOG DITCH WATERSHED IMPROVEMENT DISTRICT FUND**

A. Estimated Resources:

Special District Taxes	<u>\$ 835</u>
TOTAL ESTIMATED RESOURCES	<u>\$ 835</u>

B. Appropriations:

Operations	<u>\$ 835</u>
TOTAL APPROPRIATIONS	<u>\$ 835</u>

**SECTION 7. MOYOCK WATERSHED IMPROVEMENT DISTRICT FUND**

A. Estimated Resources:

Special District Taxes	\$ 12,644
Investment Earnings	150
Fund Balance Appropriated	<u>20,000</u>
TOTAL ESTIMATED RESOURCES	<u>\$ 32,794</u>

B. Appropriations:

Operations	<u>\$ 32,794</u>
TOTAL APPROPRIATIONS	<u>\$ 32,794</u>

**SECTION 8. NORTHWEST WATERSHED IMPROVEMENT DISTRICT FUND**

A. Estimated Resources:

Special District Taxes	\$	1,497
Fund Balance Appropriated		<u>2,500</u>
TOTAL ESTIMATED RESOURCES	\$	<u><u>3,997</u></u>

B. Appropriations:

Operations	\$	<u>3,997</u>
TOTAL APPROPRIATIONS	\$	<u><u>3,997</u></u>

**SECTION 9. WHALEHEAD WATERSHED IMPROVEMENT DISTRICT FUND**

A. Estimated Resources:

Special District Taxes	\$	89,602
Investment Earnings		3,500
Fund Balance Appropriated		<u>400,000</u>
TOTAL ESTIMATED RESOURCES	\$	<u><u>493,102</u></u>

B. Appropriations:

Operations	\$	<u>493,102</u>
TOTAL APPROPRIATIONS	\$	<u><u>493,102</u></u>

**SECTION 10. CAPITAL IMPROVEMENTS FUND**

A. Estimated Resources:

Other Taxes and Licenses	\$	1,114,015
Investment Earnings		25,000
Fund Balance Appropriated		<u>60,985</u>
TOTAL ESTIMATED RESOURCES	\$	<u><u>1,200,000</u></u>

B. Appropriations:

Transfers Out	\$	<u>1,200,000</u>
TOTAL APPROPRIATIONS	\$	<u><u>1,200,000</u></u>

**SECTION 11. SCHOOL CAPITAL FUND**

A. Estimated Resources:

Other Taxes and Licenses	\$	897,025
Investment Earnings		<u>2,975</u>
TOTAL ESTIMATED RESOURCES	\$	<u><u>900,000</u></u>

## B. Appropriations:

Transfers Out	\$	<u>900,000</u>
TOTAL APPROPRIATIONS	\$	<u><u>900,000</u></u>

**SECTION 12. TRANSFER TAX CAPITAL FUND**

## A. Estimated Resources:

Other Taxes and Licenses	\$	4,502,500
Investment Earnings		<u>58,877</u>
TOTAL ESTIMATED RESOURCES	\$	<u><u>4,561,377</u></u>

## B. Appropriations:

Operations	\$	700
Transfers Out		<u>4,560,677</u>
TOTAL APPROPRIATIONS	\$	<u><u>4,561,377</u></u>

**SECTION 13. LAND BANKING CAPITAL FUND**

## A. Estimated Resources:

Transfers In	\$	<u>300,000</u>
TOTAL ESTIMATED RESOURCES	\$	<u><u>300,000</u></u>

## B. Appropriations:

Operations	\$	<u>300,000</u>
TOTAL APPROPRIATIONS	\$	<u><u>300,000</u></u>

**SECTION 14. OCEAN SANDS WATER AND SEWER FUND**

## A. Estimated Resources:

Operating Revenues	\$	816,400
Non-operating Revenues		35,124
Appropriated Retained Earnings		

	<u>101,000</u>
TOTAL ESTIMATED RESOURCES	<u>\$ 952,524</u>
B. Appropriations:	
Administration	\$ 40,034
Water Treatment Operations	353,750
Sewer Treatment Operations	342,540
Capital Outlay	<u>216,200</u>
TOTAL APPROPRIATIONS	<u>\$ 952,524</u>

**SECTION 15. MAINLAND WATER FUND**

A. Estimated Resources:	
Operating Revenues	\$ 2,406,407
Non-operating Revenues	67,338
Appropriated Retained Earnings	<u>1,261,756</u>
TOTAL ESTIMATED RESOURCES	<u>\$ 3,735,501</u>
B. Appropriations:	
Administration	\$ 96,000
Water Treatment Operations	1,176,716
Debt Service	391,785
Capital Outlay	<u>2,071,000</u>
TOTAL APPROPRIATIONS	<u>\$ 3,735,501</u>

**SECTION 16. NEWTOWN ROAD SEWER FUND**

A. Estimated Resources:	
Operating Revenues	\$ 8,392
Non-operating Revenues	<u>400</u>
TOTAL ESTIMATED RESOURCES	<u>\$ 8,792</u>
B. Appropriations:	
Administration	\$ 642
Sewer Treatment Operations	

	7,150
Capital Outlay	<u>1,000</u>
TOTAL APPROPRIATIONS	<u>\$ 8,792</u>

**SECTION 17. SOLID WASTE FUND**

A. Estimated Resources:

Operating Revenues	\$ 2,303,150
Non-operating Revenues	1,939,535
Appropriated Retained Earnings	<u>78,395</u>
TOTAL ESTIMATED RESOURCES	<u>\$ 4,321,080</u>

B. Appropriations:

Administration	\$ 22,000
Solid Waste Operations	4,287,780
Capital Outlay	<u>11,300</u>
TOTAL APPROPRIATIONS	<u>\$ 4,321,080</u>

**SECTION 18. MOYOCK COMMONS SEWER FUND**

A. Estimated Resources:

Operating Revenues	\$ 82,000
Non-operating Revenues	37,054
Transfer In	181,367
Appropriated Retained Earnings	<u>149,929</u>
TOTAL ESTIMATED RESOURCES	<u>\$ 450,350</u>

B. Appropriations:

Administration	\$ 1,200
Sewer Treatment Operations	119,150
Capital Outlay	<u>330,000</u>
TOTAL APPROPRIATIONS	<u>\$ 450,350</u>

**SECTION 19. SOUTHERN OUTER BANKS WATER FUND**

A. Estimated Resources:	
Operating Revenues	\$ 1,879,058
Non-operating Revenues	<u>30,000</u>
TOTAL ESTIMATED RESOURCES	<u>\$ 1,909,058</u>

B. Appropriations:	
Administration	\$ 50,000
Water Treatment Operations	<u>1,859,058</u>
TOTAL APPROPRIATIONS	<u>\$ 1,909,058</u>

**SECTION 20. POST-EMPLOYMENT RETIREMENT BENEFITS FUND**

A. Estimated Resources:	
Retiree benefits	\$ 338,161
Investment Earnings	<u>7,000</u>
TOTAL ESTIMATED RESOURCES	<u>\$ 345,161</u>

B. Appropriations:	
Operations	<u>\$ 345,161</u>
TOTAL APPROPRIATIONS	<u>\$ 345,161</u>

**SECTION 21. AD VALOREM TAX RATE ESTABLISHED**

There is hereby levied a tax rate of Thirty-two cents (\$0.32) per One Hundred dollars (\$100) valuation of all real and personal property situated in the County of Currituck on January 1, 2006 for the purpose of raising the revenue listed as "Ad Valorem Taxes" in Section 1, Part A of this ordinance.

The rate of tax is based on estimated total valuation of property for the purpose of taxation of \$7,433,479,083 and an estimated rate of collection of 97.63%. The estimated rate of collection is based on the fiscal year ended June 30, 2005.

**SECTION 22. SPECIAL DISTRICT TAX RATE ESTABLISHED**

There is hereby levied a tax rates (in cents) for Special Districts per One Hundred dollars (\$100) valuation of all real and personal property situated in said district on January 1, 2006 for the purpose of raising the revenue listed as "Ad Valorem Taxes" in Part A of Sections 5 through 9 and Section 18 of this ordinance.

Guinea Mill Watershed Improvement District	0.010
Hog Ditch Watershed Improvement District	0.010
Moyock Watershed Improvement District	0.015
Northwest Watershed Improvement District	0.020
Whalehead Watershed Improvement District	0.010
Moyock Commons Sewer District	0.245

**SECTION 23. ANIMAL TAX RATE ESTABLISHED**

There is hereby levied an animal tax of Three dollars (\$3.00) for all male and spayed female dogs and Six dollars (\$6.00) for all fertile female dogs listed for taxes as of January 1, 2006.

**SECTION 24. AIRPORT TIE DOWN RATE ESTABLISHED**

There is hereby established a monthly airport tie-down fee of Ten dollars (\$10) per aircraft for any aircraft sited at Maple Airport.

**SECTION 25. SOLID WASTE COLLECTION AND DISPOSAL RATE ESTABLISHED**

There is hereby established a disposal fee pursuant to Section 11-5(a) of the Solid Waste Ordinance of Sixty-three dollars (\$63.00) per ton for in County waste and Seventy-Three dollars (\$73.00) per ton for out of County waste.

There is hereby levied an annual solid waste collection and disposal availability fee pursuant to Section 11-5(b) of the Solid Waste Ordinance of Two Hundred Thirty-Five (\$235) for all units on the Southern Currituck Outer Banks and Ninety-Nine dollars (\$99) for all units located elsewhere within the County of Currituck.

**SECTION 26. EMPLOYEE COMPENSATION**

Employee compensation is included here within in summary form. Individual employee salaries are hereby approved and set as presented in the supporting documents presented as part of the budget deliberation process and officially filed with the Human Resources Director.

**SECTION 27. DISBURSEMENT OF SCHOOL APPROPRIATIONS**

The amount here within appropriated as School Local Current Expense shall be disbursed to the school finance officer in twelve (12) equal monthly installments.

The amount here within appropriated as School Capital Outlay shall be disbursed to the school finance officer according to a mutually agreed disbursing schedule.

A quarterly progress report shall be furnished by the Board of Education to the Board of Commissioners detailing the extent to which all school capital outlay and school capital construction monies have been expended.

**SECTION 28. SPECIAL APPROPRIATIONS AND RESTRICTIONS**

The Budget Officer is hereby authorized to transfer appropriations within the funds as contained herein under the following conditions.

- a. He may transfer amounts within the same department within the same fund up to Ten Thousand dollars (\$10,000) providing an official report on such transfers at a regular meeting of the Board of Commissioners on a quarterly basis.

- b. He may transfer amounts between departments within the same fund up to One Thousand dollars (\$1,000) providing an official report on such transfers at the next regular meeting of the Board of Commissioners.
- c. He may appropriate fund balance to salaries and benefits in order to increase salaries of employees who have met requirements to increase certifications required by the County providing an office report on such transfers at the next regular meeting of the Board of Commissioners.
- d. He may make interfund loans for a period of not more than sixty days (60).
- e. He may not transfer any amounts between funds or from any contingency line items within any funds.

**SECTION 29. CONTRACTUAL OBLIGATIONS**

The County Manager and Assistant County Manager are hereby authorized to execute contractual documents under the following conditions:

- a. They may execute contracts for construction or repair projects which do not require formal competitive bid procedures.
- b. They may award contracts, reject bids, re-advertise for bids, waive bid bonds or bid deposit requirements, and waive performance and payment bond requirements for all formal bids of apparatus, supplies, materials and equipment as stated in G. S. 143-129.
- c. They may execute contracts for (1) purchases of apparatus, supplies, and materials, or equipment which are within the budgeted departmental appropriations; (2) leases of personal property for a duration of one year or less and within budgeted departmental appropriations; and (3) services which are within budgeted departmental appropriations.
- d. They may execute grant agreements to and from public and nonprofit organizations which are within budgeted appropriations, unless a grantor organization requires execution by the Board of Commissioners.
- e. They may execute contracts, as the lessor or lessee of real property, which are of a duration of one year or less which are within the budgeted departmental appropriations.

**SECTION 30. MEMORANDA**

- A. Officers:  
Daniel F. Scanlon II CPA is the Budget Officer  
Sandra L. Hill is the County Finance Director
  
- B. Facsimile Signatures:  
The use of facsimile signature machines, signature stamps, or similar devices in signing checks and drafts is hereby authorized; however, off-line checks and pre-audit certification requires in the minimum of one original authorizing signature. The Finance Director is hereby charged with the custody of all facsimile machines, stamps, plates or other devices.
  
- C. Official Depositories:  
The Official depositories of the County of Currituck are:  
The Bank of Currituck, North Carolina  
The East Carolina Bank, Currituck, North Carolina  
Bank of America, North Carolina  
Branch Bank and Trust, North Carolina  
Gateway Bank, North Carolina  
North Carolina Cash Management Trust, Charlotte, North Carolina  
Wachovia Bank, North Carolina
  
- D. Daily Deposits:  
Daily deposits are required by all departments when the amount of money held on hand sums to Two Hundred Fifty dollars (\$250).
  
- E. Returned Check or Electronic Funds Transfer Fees:  
The County will assess a returned check charge consistent with G. S. 25-3-512 on all checks or electronic funds transfers returned to the County due to insufficient or unavailable funds.
  
- F. Policy on Appropriations:  
The Board of County Commissioners will not consider supplemental appropriations for any service, function, purpose or activity that could have been reasonably considered during the budget process.

- G. Tax Collector:  
Tracy L. Sample is hereby appointed Tax Collector.

**SECTION 31. USE OF BUDGET ORDINANCE**

The Budget Officer and the Finance Director shall use this budget ordinance for administration of the budget and for the accounting system.

**CLASSIFICATION BY SALARY GRADE  
FOR THE FISCAL YEAR ENDING June 30, 2007**

SALARY GRADE	SALARY RANGE	CLASSIFICATION
50	\$20,291.00	Custodian Human Resource Aide Senior Center Asst. Coordinator
51	\$21,938.00	Maintenance Helper SOS Assistant Park Attendant
52	\$23,584.00	Accounting Clerk I Deputy Register of Deeds Payroll Clerk District Administrator 4H-SOS Associate Library Assistant I Permit Officer Processing/Public Information Assistant IV Visitor Relations Coordinator Secretary I Tax Clerk  Customer Serv Clerk Recreation Specialist  DCI CP/Clerk Meter Reader Recreation Assistant Community Social Services Asst.  Telecommunicator trainee
53	\$25,232.00	Assistant Register of Deeds Detention Officer Telecommunicator I EMT Basic/Firefighter Maintenance/Repair Worker Library Assistant II

54	\$26,878.00	Agricultural Technician Animal Control Officer Administrative Secretary SOS Program Director F&C Sciences Associate Secretary II Intake Officer Library Associate I
55	\$28,526.00	Superintendent of Parks Maintenance/Repair Worker Electrician Deputy Tax Collector Telecommunicator II EMT Intermediate FF Soil & Water Technician Water Clerk II *Library Associate II Deputy Trainee Administrative Assist I Water Mechanic
56	\$30,174.00	Sergeant Detention Officer Financial and Budget Assistant Income Maint Caseworker II Animal Control Supervisor Support Technician Deputy Sheriff I Program Director- Jail Water Plant Operator Trainee Planner Technician Tax Mapper
57	\$31,820.00	*Administrative Assistant II Development Code Enforcement Officer Building Inspector I Visitor Relations Coordinator

		Sewer Operator EMT Paramedic/Firefighter Maintenance Supervisor Deputy Sheriff II Water Plant Operator Social Worker I
58	\$33,467.00	Tax Appraiser Deputy Sheriff III EMC Detective I *Lieutenant Detention Officer Training Officer EMT - Paramedic/FF Lieutenant Income Maint Caseworker III Income Maint Investigator II
59	\$35,114.00	Legal Assistant Lieutenant Shift Supervisor Fire/EMS Detective II Building Inspector II probationary/ FQ Inspect I *Director of Elections Planner I
60	\$36,762.00	Marketing Coordinator Patrol Sergeant *Sr Center Coordinator *Communications Supervisor Captain Fire and EMS Fire Marshal Information and Communicator Officer Detective Sergeant GIS Coordinator *Income Maint Supervisor II Social Worker II
61	\$38,409.00	Building Inspector III probationary/ FQ BI II

		Water Plant Distribution Supervisor
62	\$40,056.00	Social Worker III *Building Superintendent *Administrative Lieutenant Social Worker Invest/Assess Treatment *Jail Superintendent *Patrol Lieutenant
63	\$41,702.00	Building Inspector III FQ *Chief Deputy *Deputy Chief of EMS *Recreation Director *Social Work Supervisor II *Chief Water Plant Operator
64	\$43,350.00	*Admin Asst/Clerk to the Board * Chief Building Inspector
65	\$45,350.00	*Computer Systems Administrator *Fire Chief *Economic Development Director
66	\$46,645.00	*Public Information Director *Chief Planner *Water Superintendent *Social Worker Supv III
67	\$48,290.00	*Emergency Services Director
68	\$49,937.00	*Human Resources Director *Tax Administrator
69	\$51,584.00	
70	\$53,281.00	
71	\$54,878.00	*Assistant to the County Manager
72	\$56,526.00	
73	\$58,172.00	*Director of Social Services *Finance Director
74	\$59,820.00	



Tourism Development Authority

Members	\$50. per meeting
---------	-------------------

Board of Elections

Chairman	\$75. per month plus \$8.00 per meeting hour plus travel reimbursement at per diem rate
Members	\$25. per month plus \$8.00 per meeting hour plus travel reimbursement at per diem rate
Chief Judge	\$150. on election day, \$20. on canvass day, \$15. on instruction day plus travel reimbursement at per diem rate
Judge	\$100. on election day, \$15. on instruction day plus travel reimbursement at per diem rate
Assistants	\$85 on election day, \$15. on instruction day plus travel reimbursement at per diem rate

Board of Equalization

Members	\$60. per day; \$30. per half day
---------	-----------------------------------

Land Transfer Tax Appeals Board

Members	\$50. per meeting
---------	-------------------

Library Board of Trustees

Members	\$50. per meeting
---------	-------------------

Other

Jury Commission	\$50. per day
-----------------	---------------

Planning Board

Members	\$50. per meeting
---------	-------------------

Social Services Board

Members	\$50. per meeting
Chairman	\$75. per meeting

Parks and Recreation Board

Members	\$50. per meeting
---------	-------------------

## SECTION 2 - PAYMENTS TO BOARDS

Payments made to board members (except the Board of Commissioners) are considered fees for the payment of all expenses incurred while serving in a voluntary capacity unless additional compensation is provided for in the enacting ordinance.

SECTION 3 - NEW APPOINTMENTS

Compensation

The County Manager is authorized without further approval to enroll new personnel at a grade level not to exceed that of step 3; however, no new position may be established or salaries increased without the approval of the County Board of Commissioners.

Minimum Wage

Not withstanding the above, the County Manager may raise the salary of any employee to the Federal minimum wage level without further approval from the County Board of Commissioners.

SECTION 4 - PART-TIME AND TEMPORARY EMPLOYEE BENEFITS

County employee benefits, including but not limited to vacation leave, holiday leave, sick leave, retirement, 401k, and health insurance, shall not be provided for part-time and temporary employees unless otherwise provided for by the Board of Commissioners.

PART-TIME PAY RATES

- EMT B \$12.13
- EMT I \$13.71
- EMT P \$15.30
- Telecommunicator Trainee \$11.34
- Telecommunicator \$12.13
- Library Asst. \$11.34
- Library Assoc. \$12.92
- Deputy \$13.71
- Deputy I \$14.51
- Deputy II \$15.30
- Detention Officer \$12.13
- Referee- cert. \$18 per game
- Referee non-cert. \$14 per game
- Scorekeepers \$6.25
- Camp Counselors \$7-\$10
- SOS Site Coordinators \$9.00
- Visitor Relations Associate \$11.34

SECTION 5 - TRAVEL

Per Diem Rate

Subject to the approval of their department head, employees are entitled to travel reimbursement for use of a personal vehicle while transacting County business at the current standard mileage rate allowed by the Internal Revenue Service.

**Public Hearing and Action on Ten Year Solid Waste Management Plan**

Ann Blindt, Regional Recycling Center, reviewed the ten year plan.

Chairman O'Neal opened the public hearing.

Commissioner Miller, questioned the recycling program for Currituck.

James Land, questioned why he could not burn tree limbs.

James Mims, Fire Marshal, stated that you could get a burn permit, but household trash could not be burned.

Chairman O'Neal moved to approve with addition of amendment to allow tree limbs, vegetative debris that will fit in the back of a pick-up or small trailer be allowed at the convenience centers. Commissioner Martin seconded the motion. Motion carried.

**RESOLUTION ACCEPTING AND ENDORSING THE SOLID WASTE MANAGEMENT PLAN OF 2006 - 2016 FOR CURRITUCK COUNTY**

WHEREAS, it is a priority of this community to protect human health and the environment through safe and effective management of municipal solid waste;

WHEREAS, the reduction of the amount and toxicity of the local waste stream is a goal of this community;

WHEREAS, equitable and efficient delivery of solid waste management services is an essential characteristic of the local solid waste management system;

WHEREAS, it is a goal of the community to maintain and improve its physical appearance and to reduce the adverse effects of illegal disposal and littering;

WHEREAS, Currituck County recognizes its role in the encouragement of recycling markets by purchasing recycle products;

WHEREAS, involvement and education of the citizenry is critical to the establishment of an effective local solid waste program;

WHEREAS, the State of North Carolina has placed planning responsibility on local government for the management of solid waste;

WHEREAS, NC General Statute 130A-309.09A(b) requires each unit of local government, either individually or in cooperation with other units of local government, to update the Ten Year Comprehensive Solid Waste Management Plan at least every three years;

WHEREAS, the Currituck County Solid Waste Management Department has undertaken and completed a long-range planning effort to evaluate the appropriate technologies and strategies available to manage solid waste effectively;

NOW, THEREFORE, BE IT RESOLVED BY THE CURRITUCK COUNTY BOARD OF COMMISSIONERS:

**Public Hearing and Action on PB 05-20 Currituck County** request an amendment to Sections 206 and Article 25 of the UDO to change the manner in which building height is calculated to reflect the definition in the NC Building Code.

Sarah Keifer, Planning Director, reviewed the amendment.

This amendment is approved to be fast tracked for the June 19, 2006 Board of Commissioners meeting. The Planning Board will hear this case on June 13 and their recommendation will be presented at the June 19<sup>th</sup> meeting.

Staff is proposing the attached text amendment to change the definition of height to reflect that which is in the NC Building Code. Currently, height is measured by the UDO from grade to the highest point of the roof surface. The proposal will measure height from grade plane to the average height of the roof. Average height of the roof is the mid-height between the roof eave and the roof ridge of the highest roof surface.

The maximum height will remain 35 feet; however, the measurement will be taken from the average height of the roof and not the highest point of the roof. This proposal also measures height uniformly throughout the county.

#### **UDO TEXT AMENDMENT REQUEST**

**PB 06-20 CURRITUCK COUNTY** request an amendment to Sections 206 and Article 25 of the UDO to change the manner in which building height is calculated to reflect the definition in the NC Building Code.

BE IT ORDAINED by the Board of Commissioners of the County of Currituck, North Carolina that the Unified Development Ordinance of the County of Currituck be amended as follows:

Part 1. That the following sections be amended:

**Section 206 Building Height Limitations. (Amended 9/7/99)**

1. For purposes of this Section, the height of a building shall be **is measured as** the vertical distance **from grade plane to the average height of the highest roof surface.** measured

~~from the finished grade surrounding the building to the highest point of the building provided that the highest point of the finished grade shall not be calculated to be more than six (6) inches above the natural grade.~~

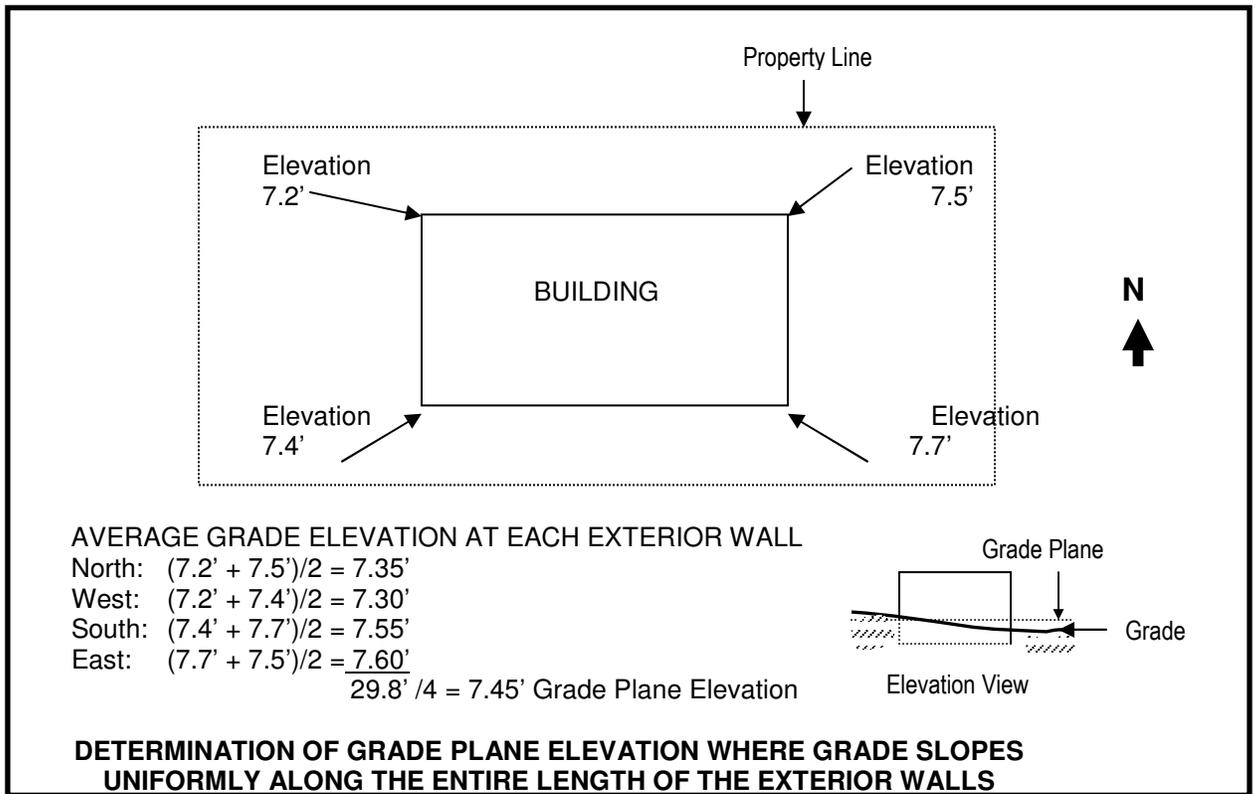
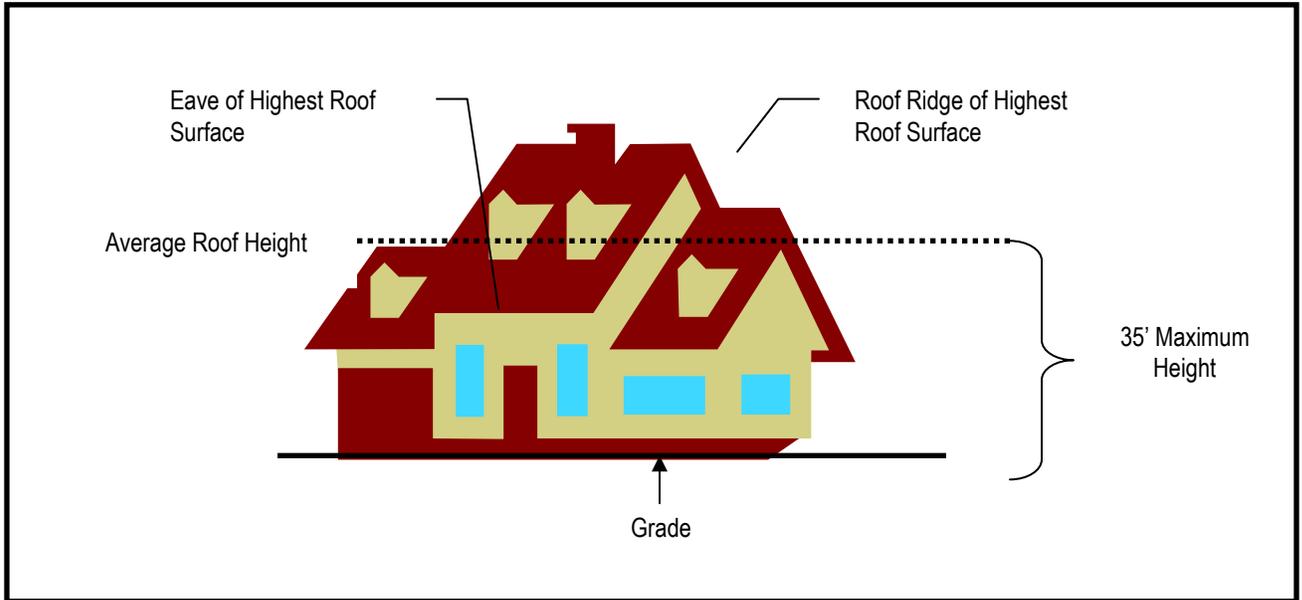
2. **Grade plane is a reference plane representing the average of finished ground level adjoining the building at exterior walls. Where the finished ground level slopes away from the exterior walls, the reference plane shall be established by the lowest points within the area between the building and a point six (6) feet from the building.**
3. **The average height of the roof is the mid-height between the roof eave and the roof ridge of the highest roof surface, regardless of the shape of the roof. The average height of multiple roof levels is not to be used to determine the building height.**
- ~~2. No building or structure may exceed a height of thirty-five (35) feet except in the Outer Banks Overlay Zoning District in Poplar Branch Township where the maximum height shall be forty (40) feet. Buildings or structures in the RO1 zoning district that are between thirty-five (35') feet and forty (40') feet in height shall be subject to all of the following:
 
  - (a) ~~buildings or structures must setback fifteen (15') feet from side lot lines. The fifteen (15') foot setback does not apply to encroachments allowed under Section 204(4), such as uncovered decks, stoops, porches, eaves, gutters and the like;~~
  4. (b) maximum height to the top plate of the building or structure shall be thirty-five (35) feet;
  5. (c) there shall be no more than three (3) habitable floors; and
  - (d) ~~no habitable floor area shall be greater than ninety (90) feet from any street right-of-way unless the driveway serving that building or structure is constructed to support a 66,000 pound vehicle.~~~~

Part 2. That the following section be amended:

#### **Section 2501 Definitions of Basic Terms.**

**Height.** The vertical distance **measured from grade plane to the average height of the highest roof surface. The average height of the roof is the mid-height between the roof eave and the roof ridge of the highest roof surface, regardless of the shape of the roof. The average height of multiple roof levels is not to be used to determine the building height.** ~~the finished grade surrounding the building to the highest point of the building. The highest point of the finished grade shall not be calculated to be: 1. more than six (6) inches above natural grade; or 2. twelve inches above the minimum fill limit established by the Health Department for the waste water system; or 3. at the height established by a CAMA permit; or 4. six (6) inches above the road serving the lot; whichever is greater. For purposes of this section, natural grade may be determined by a North Carolina registered land surveyor establishing the average elevation above mean sea level of four (4) points along the exterior footprint of the building, including the highest point and the lowest point with the other two (2) points directly opposite from the high and low point. (Amended 3/19/01, 7/2/01)~~

**Grade Plane. A reference plane representing the average of finished ground level adjoining the building at exterior walls. Where the finished ground level slopes away from the exterior walls, the reference plane shall be established by the lowest points within the area between the building and a point six (6) feet from the building.**



Chairman O'Neal opened the public hearing.

The Chairman also stated that the Fire Chief with Crawford Fire Department opposes this amendment.

Bob Kohler, opposes this request.

David Palmer, supports the request.

Jeanette Rhodes, supports the request.

James Land, questioned if you had a cable roof.

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

Commissioner Martin moved to approve. Commissioner Miller seconded the motion. Motion Carried

**Action on PB 06-04 F& W Land CO, LLC:** Create a Multi Family Overlay Zoning District on 21 acres of a parcel zoned General Business (GB). The parcel is located .5 miles south of the NC/VA line on Caratoke Highway, Tax Map 9, Parcel 75, Moyock Township.

Sarah Keifer, Planning Director reviewed the request.

**TYPE OF REQUEST:** Create a 21 acre Residential Multi-Family Overlay Distrit

**LOCATION:** 220 Caratoke Highway, 1/2 mile south of the NC-VA line on the west side of the highway.

**TAX ID:** Map 9, Parcel 75  
0009-000-00075-0000

**OWNERS:** Currituck F&W Land Company, Inc.  
3500 Virginia Beach Blvd.  
Suite 528  
Virginia Beach, VA 23452  
(Chip Friedman and Frank Williams)

<b>ZONING:</b>	<b><u>Current Zoning</u></b> General Business	<b><u>Proposed Zoning</u></b> Residential Multi-Family Overlay Zone
----------------	--	--

**ZONING HISTORY:** This property was split zoned GB and A on the April 2, 1989 zoning atlas.

From 1989 to March, 2006 there were approximately 9 acres of General Business and 46 acres zoned Agricultural (A). The property is over 3,500 feet deep.

The Board of Commissioners rezoned the entire property to General Business (GB) on March 6, 2006.

**NARRATIVE:**

- The applicant is requesting a Residential Multi-Family Overlay Zone (RMF) be created on property zoned General Business.

- The amendment for the Residential Multi-family Overlay District was passed by the Commissioners on October 3, 2005.
- A RMF development will require a Special Use Permit with a site specific development plan. The development is not vested until a SUP is granted.
- The plans would go through Technical Review before being heard by the Commissioners.
- The applicant has submitted a conceptual site plan that indicates 90 apartment units could be built on the 21 acre site.
- A 50 foot right of way would be created that has direct access to NC 168.
- The RMF zone requires connection to County Water, which is available in Moyock.
- A preliminary review of the site indicates it is possible to meet the requirements to obtain a Special Use Permit or a RMF overlay on this property.
- The North Point single family residential subdivision is 1000 feet north of the proposed apartment site, with woodlands separates the property
- A RMF zone can have up to 90 residential housing units. A preliminary estimate of 90 units on the schools capacities indicates the development would produce: 35 Elementary Students, 29 Middle School Students and 11 High School Students.
- Other issues for the Board to consider are:
  - Is this a desirable location for a 90 unit apartment building?
  - Will this rezoning have a significant impact on the single-family residential development in the area? North Point subdivision is 1000 feet to the north.
  - Does the request meet the stated intent of this zoning district to provide medium density residential development with some associated non-residential uses in close proximity to major thoroughfares and commercial zones on the Currituck County mainland?

**SURROUNDING PROPERTY:**

	<b>Land Use</b>	<b>Zoning</b>
<b>NORTH:</b>	Vacant Commercial (dog track) and Woodlands	A and GB
<b>SOUTH</b>	Farmland and Moyock Memorial Cemetery	LM and GB
<b>EAST:</b>	Bed and Breakfast, Residential	GB
	Vacant Commercial, Woodlands across highway	
<b>WEST:</b>	Farmland	A

**EXISTING LAND USE:** Residential and Farmland

**PROPOSED LAND USE:** Multi-Family Apartments/ Residential Multi-Family Overlay Zone

**LAND USE PLAN CLASSIFICATION:**

According to the 1990 Land use Plan this property is primarily designated "Rural" with some "Urban Transition" area bordering NC 168. However, it is difficult to determine

the exact lines of the classifications because the land use map is a generalized map.

The purpose of the Urban Transition classification is to provide for future intensive urban development on lands that are suitable and that will be provided with the necessary urban services to support intense urban development. The purpose of the Rural classification is to "provide for agricultural, forestry, mineral extraction and other allied uses traditionally associated with an agrarian region." The Rural areas are designated for low density dispersed single family housing at a density of one unit per acre. The General Business zone allows multi-family residential housing that would exceed one unit per acre.

The proposed rezoning would be consistent with the Urban Transition classification, but not the Rural classification class.

**PUBLIC SERVICES  
AND UTILITIES:**

Moyock Volunteer Fire Department provides fire protection for this area. Electric, telephone, County water and cable are currently available.

**TRANSPORTATION:**

The property has a road frontage of 557 feet on NC 168 which is classified as a Minor Arterial in the NCDOT Thoroughfare Plan.

**FLOOD ZONE:**

This property is located outside of the 100-year flood plain (Zone X)

**SOILS:**

The Currituck County Soil Suitability map indicates this property contains soil that are Marginally Suitable from Caratoke Highway, to 600 feet west. The remainder of the property is classified Not Suitable.

**STAFF  
RECOMMENDATION:**

Staff recommends approval. This site appears to meet all of the criteria required to designate a parcel as Residential Multi-family Overlay Zone.

A Special Use Permit will be required before the development is vested and the adequate public facility ordinance to be considered at that time.

**PLANNING BOARD DISCUSSION, February 14, 2006**

Mr. Kovacs asked how many units were being proposed.

Mr. Bissell said that they were looking at building 8 buildings which could house approximately 90 condos and described the style of housing as uncluttered and attractive with a lot of open space. There would be a centralized wastewater treatment system with individual units per building.

There was discussion on the proposed price of these units and the County's need for affordable housing.

Mr. Bissell stated that his guesstimate for these units would be in the \$150,000 range. There would also be amenities such as a club house, game room, etc. There would be a Home Owner's Association or an onsite manager.

Shelley Myer spoke about garages in a big house concept and FHA mortgage lending. About half of the units in the prototype have garages and the homes will be in the area of 12-1300 sq ft.

Mr. Kovacs made a statement in favor of this type of development and this project will set a precedent for future developments of this type. Planning Board recommended approval.

Commissioner Miller questioned if there was a legal way to have ditches cleaned out on private property such as an easement.

Commissioner Miller moved to approve. Commissioner Bowden seconded the motion. Motion carried with Commissioner Martin voting no.

**Public Hearing and Action PB 90-01 Pine Island**, Phase 5- Amended Sketch Plan to adjust the lot lines of 3 commercial lots adjacent to and including the Hampton Inn. Tax Map 128, Parcel 1D, 2E, 2F, 2G, and 2H, Poplar Branch – Outer Banks Township.

Sworn testimony was given prior to making statements.

Sarah Keifer, Planning Director, reviewed the request.

**STAFF ANALYSIS FOR THE BOARD OF COMMISSIONERS**  
**MEETING DATE: June 19, 2006**  
**PB 90-01 Pine Island PUD**  
**Amended Sketch Plan**

---

**ITEM:** PB 90-01 Pine Island, Phase 5- Amended Sketch Plan to adjust the lot lines of 3 commercial lots adjacent to and including the Hampton Inn.

**LOCATION:** The property begins at a point approximately 1.8 miles north of the Currituck/Dare County Line and runs northward approximately ½ mile; located on the east side of NC 12

**TAX ID:** Tax Map128, Parcels 1D, 2E, 2F, 2G and 2H

**ZONING DISTRICT:** LBH/PUD

**PRESENT USE:** Hotel, Restaurant, community pool and pool house, vacant

**OWNER** Turnpike Properties, Inc.  
1100-C S. Stratford Road Suite 102  
Winston-Salem, NC 27103  
(336) 722-2236

**APPLICANT** Quible and Associates  
P.O. Drawer 870  
Kitty Hawk, NC 27949  
(252) 261-3300

**LAND USE/ZONING OF SURROUNDING PROPERTY:  
SURROUNDING PROPERTY:**

	<b>Land Use</b>	<b>Zoning</b>
<b>NORTH:</b>	Residential	RO1/ PUD
<b>SOUTH</b>	Residential	RO1/ PUD
<b>EAST:</b>	Atlantic Ocean	NA
<b>WEST:</b>	Airstrip and Nature Preserve	RO1/ PUD

**SCHOOL DISTRICT:** Poplar Branch (Griggs)

**FIRE DISTRICT:** Corolla V.F.D.

**SIZE OF SITE:** Total Pine Island: 385.38 AC  
Phase 5: 45.22 AC

**NUMBER OF LOTS:** 273 Existing Single Family  
1 Existing Commercial  
3 Proposed Commercial

**DENSITY:** 0.83 unit / acre

**MINIMUM LOT SIZE:** 1989 PUD standards did not designate a minimum lot size-lots based on 3 units/ acre

**STREETS:** All streets are existing and no changes in streets are proposed

- WATER:** The site is served by the Pine Island/ Currituck Club Water system
- WASTEWATER:** Sewer will be collected, treated and disposed of by Pine Island / Currituck, LLC.
- OPEN SPACE:** No changes in open space are proposed or required. Total open space for Pine Island is 145.85
- DRAINAGE:** A stormwater management plan was previously approved for the PUD
- FLOOD ZONES:** The property is in flood zones VE, AE and Shaded X.
- LAND USE PLAN CLASSIFICATION:** The 1990 Land Use Plan classifies this property as Limited Transition. Planned Unit Developments are appropriate in the transitional land use class designation in the 1990 Land Use Plan.

**NARRATIVE OF REQUEST:**

The applicant is seeking Amended Sketch Plan approval of 3 Limited Business/ Hotel lots in the Pine Island PUD. The current lot lines were created in 2004 by a 10 acre lot subdivision exempt from county review in order to accommodate separate signs for the hotel and restaurant. The adjustment of the current lot lines requires Board approval because the resulting lots will be less than 10 acres and therefore subject to County requirements.

The applicant wishes to change the lot lines in order to move forward with planning for future retail, office space and villas. This is an attempt to simplify the commercial lot layout of Pine Island.

**HISTORY OF SKETH PLAN DEVELOPMENT:**

1. On June 18, 1990, Sketch Plan approval was given to Pine Island, PUD, for the creation of 300 lots for single-family dwellings, 50 employee housing units, a 150 room hotel, a beach club, 36 acre commercial area and a recreational complex. All lots and amenities were to be served by a series of 12 water supply wells (located in two well fields), with a 200,000 GPD capacity located in the northwestern most portion of the development. A 225,000 GPD capacity wastewater treatment plant to service the development was proposed with the disposal area to be located adjacent to the existing airstrip on the west side of NC 12. The approved plan clearly designated that the developers will be responsible for the maintenance of all the "private" streets and that a homeowner's association has been established to perform that responsibility.
2. On January 6, 1992, the developers submitted an amended Sketch Plan which was approved by the BOC. Noted changes included: (1) deletion of Well Field A (48,000 sf) due to concerns raised during CAMA permit application; add Well Fields C, D, E, F and G (257,075 sf) at the suggestion of Fred Hill with Division of Environmental Health, (2) relocated the wastewater treatment plant from the location adjacent to the existing airstrip

to a 14.76 acre tract of property adjacent to the northern property line, (3) the developers received approval to tie-in the Sanderling Inn and restaurant facility to the proposed wastewater treatment facility, and (4) the developers requested and received approval that the area around the existing Racquet Club, which would include the building, the parking area, the access road and a small area located adjacent to NC 12 (location for a sign) be designated as a Light Business-Hotel zone within the PUD as this area has been opened up for use by the general public.

3. On July 6, 1992, the developers submitted another amended Sketch Plan which was approved by the BOC. Noted changes included:
  - a. This plan begins Phases 1 and 10 at the northern property line with the remaining phases (2 - 9) running in a southern direction, each adjacent to the other; previous plan began at the southern property line (Phase 1) and ran in a northerly direction to Phase 10, each adjacent to the other. Therefore, this phase is the old Phase 9.
  - b. Although overall density for the entire plan is to remain the same (.96 units/ac.), the lots in Phase 1 are larger than were shown on the previously approved sketch plan, thereby reducing the density in this phase.
  - c. This plan proposes a relocation and realignment of the street system within the phase. Proposal includes a U-shaped street culminating with 1 cul-de-sac on the southern end and 2 cul-de-sacs on the northern end along with a shift of the main entrance southward along NC 12. Previous plan contained 4 cul-de-sacs with a looped street with the main entrance located more northward. This is being proposed in order to provide better visibility and to reduce projected traffic congestion.
4. On July 18, 1994 the Board of Commissioners approved an amended Sketch Plan which reduced single-family lots from 366 to 285.
5. On August 7, 1995 the Board of Commissioners approved an amended Sketch Plan which allowed the development of 266 single-family lots, an 81 room hotel with associated parking and commercial area and 60 Villas.
6. On August 19, 1996 the Board of Commissioners approved an amended Sketch Plan to increase the number of single-family lots from 266 lots to 276 lots which in turn increases residential density from .73 units/acre to .84 units/acre. Under this proposal, previously approved Phase 8 (30 lots) and Phase 4B (4 lots) have been consolidated as Phase 8 with a total of 44 single-family lots. It should be noted that the overall amount of open space area reserved is being increased from 142.0 acres (38.8%) to 146.6 acres (40.0%).
7. On November 6, 2000 the Board of Commissioners approved an Amended Sketch Plan to change the hotel layout and number of units. The proposed hotel building footprint was changed to eliminate the original approved 220-seat restaurant and increase the total number of rooms from 81 to 122.

**TRC REVIEW**

A Technical Review Meeting was held on May 17, 2006 and the reviewing agencies had the following comments:

1. **NCDOT:** The plan was reviewed with no comment. The applicant is not proposing any changes to the roads or access.
2. **CURRITUCK COUNTY PUBLIC WORKS/ CURRITUCK COUNTY SOIL AND WATER:** The plan was approved with no comments.
3. **CURRITUCK COUNTY WATER DEPARTMENT:** The plan was reviewed with no comment. This project will be served by the Pine Island Water System operated by Carolina Water.
4. **CURRITUCK COUNTY FIRE SERVICES:** The scale of the plan submitted for review is too small for me to make an adequate review.
5. **CURRITUCK COUNTY RECREATION:** The plan was reviewed with no comment.
6. **CURRITUCK COUNTY GIS/ TAX MAPPING:** The plan was reviewed with no comment.
7. **CURRITUCK COUNTY SCHOOLS:** The plan was reviewed with no comment.
8. **CURRITUCK COUNTY DEPARTMENT OF PLANNING AND INSPECTIONS, INSPECTIONS DIVISION:** The plan was reviewed with no comment.
9. **N.C. DIVISION OF COASTAL MANAGEMENT:**
  - A Minor Permit will be required if the development is within the expanded FEMA V-Zone.
  - The First Line of Stable Natural Vegetation (FLSNV), Large Structure Setback, and AEC shown on the drawings may not accurately depict current conditions. These lines were surveyed in 1999 and may have moved west in the last 6+ years as the shoreline has eroded. The current location of the FLSNV may result in the Large Structure Setback being established further west. Some of the proposed structures would have to be relocated or downsized to meet the Large Structure Setback requirements. Please contact Randy Joyner, Currituck Local Permit Officer (LPO), for a determination concerning the FLSNV.
  - The drawings indicate a 10 foot wide dune walkover. The width of these structures is limited to 6 feet.
  - The drawings also indicate an extensive deck/walkway system. This system would probably not be permitted, but it is difficult to tell given the limited detail of the drawings submitted.

**PLANNING STAFF RECOMMENDATION:**

Planning Staff recommends **approval** with the following conditions.

1. The developer shall submit documentation to show adequate water and wastewater capacities exist to serve the proposed commercial units prior to Preliminary Plat submission; and
2. That as a continuing condition to this approval, the applicant will meet and continue to meet all requirements of the County's Unified Development Ordinance and the conditions of the Special Use Permit issued for Pine Island.

Chairman O'Neal opened the public hearing. There being no comments, he closed the public hearing.

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

**Consideration of amendment to personnel policy.**

Kate McKenzie, County Attorney, reviewed the amendment.

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

**Appointment of Commissioner to Albemarle Smart Start Partnership.**

Commissioner Bowden moved to appoint Commissioner Etheridge. Commissioner Miller seconded the motion. Motion carried with Commissioner Martin voting no.

**Consent Agenda:**

**Budget Amendments**

**Approval of appointments to serve on the Juvenile Crime Prevention Council (JCPC)**

**Approval of Deed of Correction between James Johnson and Currituck County**

**Approval of change in Insurance Carriers**

**Resolution to preserve and protect working waterfronts**

**Approval of June 5, 2006, minutes**

**Resolution supporting BOE request to extend Ferry hours to Knotts Island**

**Approval of Personnel Advisory Committee**

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

<u>Account Number</u>	<u>Account Description</u>	<b>Debit</b>	<b>Credit</b>
		Decrease Revenue or Increase Expense	Increase Revenue or Decrease Expense
50640-545004	Contract Services	\$ 5,500,000	
50640-561004	Professional Services	\$ 500,000	
50640-570004	Reimbursable Expenses	\$ 200,000	
50640-588004	Contingency	\$ 200,000	
50390-495010	T F - Operating Fund		\$ 1,000,000
	T F - Capital		
50390-495040	Improvements		\$ 1,000,000
	T F - Transfer Tax Capital		
50390-495042	Fund		\$ 4,400,000
40750-587050	T T - Govt Construction	\$ 1,000,000	
	Fund Balance		
40390-499900	Appropriated		\$ 1,000,000
42450-587050	T T - Govt Construction	\$ 4,400,000	
	Fund Balance		
42390-499900	Appropriated		\$ 4,400,000
		<u>\$ 11,800,000</u>	<u>\$ 11,800,000</u>

**Explanation:** Cooperative Extension Building (50640) - Increase budgeted line items to record contract costs expected for Cooperative Extension Facility, including professional fees, reimbursable expenses and contingency. Additional funding will come from current resources in the Capital Improvements and Transfer Tax funds.

**Net Budget Effect:** Co Governmental Construction (50) - Increased by \$6,400,000.  
 Capital Improvements (40) - Increased by \$1,000,000.  
 Transfer Tax Capital (42) 0 Increased by \$4,400,000.

<u>Account Number</u>	<u>Account Description</u>	<b>Debit</b>	<b>Credit</b>
		Decrease Revenue or Increase Expense	Increase Revenue or Decrease Expense
10794-545000	PASS	\$ 2,800	
10794-545002	Restitution		\$ 2,800
		<u>\$ 2,800</u>	<u>\$ 2,800</u>

**Explanation:** Juvenile Crime Prevention Control (10794) - To reallocate grant funds as per State funding adjustment.

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

<u>Account Number</u>	<u>Account Description</u>	<b>Debit</b>		<b>Credit</b>	
		Decrease Revenue or Increase Expense		Increase Revenue or Decrease Expense	
10480-557300	Excise Tax on Deeds	\$	20,000		
10480-557400	Children's Trust Fund Domestic Violence Center	\$	700		
10480-558100	Center	\$	2,500		
10320-407000	Marriage License			\$	3,200
10320-410000	Excise Tax			\$	20,000
			<u>\$ 23,200</u>		<u>\$ 23,200</u>

**Explanation:** Register of Deeds (480) - Increase budgeted expenses and corresponding revenues for fees due to the State that are based on revenues collected.

**Net Budget Effect:** Operating Fund (10) - Increased by \$23,200.

<u>Account Number</u>	<u>Account Description</u>	<b>Debit</b>		<b>Credit</b>	
		Decrease Revenue or Increase Expense		Increase Revenue or Decrease Expense	
10550-531002	Aviation Fuel	\$	30,000		
10350-467100	Aviation Fuel			\$	30,000
			<u>\$ 30,000</u>		<u>\$ 30,000</u>

**Explanation:** Airport (550) - Increase budgeted line items for additional fuel purchases for the remainder of this fiscal year. This will be funded through additional revenues collected for fuel.

**Net Budget Effect:** Operating Fund (10) - Increased by \$30,000.

**Approval of change in Insurance Carriers**

Effective 7-31-06 Currituck County will end its relationship with Northeast Albemarle Group and its carrier Interactive Medical Systems for group health and dental insurance.

Effective 8-1-06 Currituck County will enter into a contract with the North Carolina Association of County Commissioners (NCACC) with CIGNA as the insurance provider for major medical and dental coverage.

**Resolution to preserve and protect working waterfronts**

RESOLUTION  
TO PRESERVE AND PROTECT WORKING WATERFRONTS  
IN NORTH CAROLINA

WHEREAS, the Currituck County Board of Commissioners recognizes that commercial fishing plays a vital role in the economy, heritage, culture, and history of North Carolina, and

WHEREAS, we recognize the investment that North Carolina has made in its commercial fishing industry and communities through the Fisheries Reform Act, the Fisheries Resource Grant Program, and North Carolina Sea Grant and University initiatives and studies, and

WHEREAS, we recognize a role for commercial fishermen in North Carolina's future as providers of quality seafood to the public, bearers of an invaluable culture and traditional way of life, stewards of the environment, and contributors to the future growth of heritage and ecotourism, and

WHEREAS, we recognize specific measures must be taken to ensure a future for fishing communities, fishing economics, and associated livelihoods and traditions in coastal North Carolina and to protect and preserve the commercial fishing industry's access to public trust waters, and

WHEREAS, we recognize specific measures must be taken to prevent the conversion of working waterfront land to other uses as the result of economic pressures caused by the assessment of that land for purposes of property taxation, at values incompatible with its use as working waterfront land.

NOW, THEREFORE, BE IT RESOLVED by the Currituck County Board of Commissioners that the preservation of working waterfront land is in the interest of the people of North Carolina, and

BE IT FURTHER RESOLVED that the North Carolina General Assembly amend the North Carolina General Statutes Pertaining to Present Use Value Assessment and Taxation to authorize present use assessment and taxation of waterfront land that is used for or that supports commercial fishing activities, similar to the assessment and taxation available for agricultural horticultural, and forestlands.

**Resolution supporting BOE request to extend Ferry hours to Knotts Island**

RESOLUTION IN SUPPORT OF CHANGING  
THE DEPARTURE TIME  
OF THE LATE AFTERNOON KNOTTS ISLAND FERRY

**WHEREAS**, the Knotts Island ferry was originally established to provide safe, efficient, and timely transportation for secondary public school children from Knotts Island to the schools on mainland Currituck County; and

**WHEREAS**, a late-afternoon ferry was later established to allow Knotts Island students the opportunity to participate in after-school co-curricular and extra-curricular activities; and

**WHEREAS**, the demands of the growing number of these activities and the increasing level of student participation in these activities has required additional time be allotted for these after-school programs; and

**WHEREAS**, a later final ferry run to Knotts Island will allow students to more fully participate in the programs provided for ALL students at Currituck County Middle School and Currituck County High School;

**NOW, THEREFORE, BE IT RESOLVED** that the Currituck County Board of Commissioners strongly supports changing the departure time of the final ferry from the Currituck mainland to Knotts Island from 5:30 pm to 6:00 pm.

**Personnel Advisory Committee approved to serve according to Step 3 of the Personnel Policy:**

Sheriff Susan Johnson  
Kathy Romm, Director, Department of Social Services  
Anne Mackin, Human Resources Director, Currituck County Public Schools

**Commissioner's Report**

Commissioner Martin wished the citizens a happy and safe 4<sup>th</sup> of July holiday.

Chairman O'Neal stated that the new Wildlife Museum is now open. He also requested the Sheriff to monitor vehicles that carry debris that is falling on the highways.

Chairman O'Neal requested staff to send a resolution supporting SB 1575 Moratorium on Landfills.

**County Manager's Report**

**No Comments**

**Closed session to discuss legal issues.**

Commissioner Miller moved to go into closed session. 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.