

**PASQUOTANK COUNTY, NORTH CAROLINA
FEBRUARY 20, 2006**

The Pasquotank County Board of Commissioners met today in a regular meeting on Monday, February 20, 2006 in Courtroom C in the Pasquotank County Courthouse.

MEMBERS PRESENT: Cecil Perry, Chairman
Lloyd E. Griffin III, Vice-Chairman
Matt Wood
John "Hank" Krebs
Marshall H. Stevenson, Jr.
Jeff Dixon

MEMBERS ABSENT: Bill Trueblood (*Due to Illness*)

OTHERS PRESENT: Randy Keaton, County Manager
Rodney Bunch, Asst. County Mgr. for Planning & Econ. Dev.
R. Michael Cox, County Attorney
Karen Jennings, Clerk to the Board

The meeting was called to order at 7:00 PM by Chairman Cecil Perry. The Rev. Dale Forbes, Pastor of Coastal Cathedral Church of God, gave the invocation and Vice-Chairman Lloyd Griffin led in the Pledge of Allegiance to the American Flag.

1. COMMENTS FROM MR. CARL ESTUS:

Chairman Perry recognized Mr. Carl Estus, President of the SPCA. Mr. Estus stated that the SPCA would like to change the hours the animal shelter is open to the public and open one hour later in the mornings and close at the same time Monday through Saturday. He said he understands that the contract with the county requires that the shelter be open to the public 40 hours per week, and this change will still fulfill that requirement. He said this will provide more time for housekeeping at the shelter and care of the animals before the shelter is opened to the public. Mr. Estus stated that this change has been approved by the SPCA Board of Directors and he is requesting approval from the Board of Commissioners if approval is needed. Commissioner Wood noted that this business is under the purview of the SPCA Board and he does not feel that the Board of Commissioners needs to intervene in this issue since it is not financial in nature. Members of the Board agreed that approval from the Board of Commissioners is not required to change the hours since the shelter will still be open 40 hours per week as required by the contract.

Commissioner Krebs reported that the plan for the SPCA building addition has been approved by the city, and the SPCA and the county should soon receive copies of the official approval. The County Manager added that the Maintenance Director can move forward with applying for the building permit for the addition.

Mr. Estus introduced to the Board the new shelter manager for the animal shelter, Ms. Holly Woodruff. He said she has experience as an animal control officer and has been involved with shelter operations. The Board welcomed Ms. Woodruff to the area.

2. AMENDMENTS TO THE AGENDA:

Chairman Perry asked if there were any amendments to the agenda. It was requested that the following items be added to the agenda: 1) Approval of change order for building project; 2) Approval of purchase of marker for Weeksville Boardwalk project; 3) Approval of recommendation from Personnel Committee; 4) Consideration of petition for the addition of a road to the state system for maintenance; 5) Discussion on proposals for stormwater reviews from engineering firms; and 6) Closed Session to discuss the acquisition of property.

Motion was made by Lloyd Griffin, seconded by Marshall Stevenson to approve the amendments to the agenda as presented. The motion carried unanimously.

3. APPROVAL OF CONSENT AGENDA:

The Board considered the following consent agenda:

a. Approval of Minutes of January 27, January 28, January 30, and February 6, 2006 Commissioner Meetings

b. Approval of Tax Releases and Refunds

The Finance Committee has recommended approval of the following tax releases and refunds:

		County	City
1.	Tyrone Jai Toomer	143.89	119.77
2.	Travis L. Binner	114.32	
3.	Patrick M. Hagan	205.55	
4.	Frederick Dean Rush	102.31	86.61
5.	Lloyd Curtis Beasley	210.59	
6.	Terry Glenn Hadley	169.56	
7.	J. David Thomas Atchley	210.32	168.87
8.	Robert Edward Whedbee		133.77
9.	Weight Loss Forever Int.	129.48	100.87
10.	Travis M. Lynch	190.83	153.21
11.	Elmer David Fox	108.19	
12.	Enterprise Leasing Co.	295.85	
13.	Ricky Lee Stickle	147.50	
14.	Salvador Jose Rullan	153.77	
15.	American Red Cross	146.08	121.51
16.	David D. Browning	254.56	
17.	Brown Adrian Kareem	155.40	126.07
18.	Hermanione Lavrinda Abbott		114.41
19.	Mark Wesley Harris	244.02	
20.	Joshua Franklin Warren	240.16	

Refunds:

1.	Isaac L. & Earlene Harris	164.98	
2.	Isaac L. & Earlene Harris	168.90	
3.	Isaac L. & Earlene Harris	168.90	
4.	Isaac L. & Earlene Harris	168.90	
5.	Isaac L. & Earlene Harris	168.90	

c. Approval of Budget Amendments

The Finance Committee has recommended approval of the following budget amendments:

Jury Commission

Increase	010.4165.5121.00	Salaries & Wages	150.00
Increase	010.4165.5181.00	FICA	12.00
Increase	010.0400.4432.00	Jail Fees	162.00

Public Bldg

Decrease	010.6900.5991.00	Contingency	8,500.00
Increase	010.4190.5351.01	Maintenance-Edgewood Center	8,500.00

Cent Fire/Cap Res

Increase	010.0700.4981.21	Transfer from Capital Reserve	235,000.00
Increase	010.4340.5500.00	Capital Outlay	164,006.00
Decrease	010.0991.4991.00	Fund Balance Appropriated	70,994.00
Decrease	021.8200.5960.01	Capital Reserve	235,000.00
Increase	021.8200.5980.10	Transfer to General Fund	235,000.00

Debt Serv/Capital Reserve

Increase	010.0700.4981.21	Transfer from Capital Reserve	273,153.00
Decrease	010.0991.4991.00	Fund Balance Appropriated	273,153.00
Decrease	021.8200.5960.01	Capital Reserve	273,153.00
Increase	021.8200.5980.10	Transfer to General Fund	273,153.00

Friends of the Library

Increase	024.0600.4611.03	Book Sale	1,500.00
Increase	024.0600.4611.04	Membership Dues	400.00
Increase	024.0600.4611.05	Fundraisers	500.00
Increase	024.0600.4833.00	Donations	200.00
Increase	024.0500.4831.00	Interest	10.00
Increase	024.6110.5191.00	Audit Fees	60.00
Increase	024.6110.5231.00	Promotion/Education Supplies	35.00
Increase	024.6110.5232.00	Library Materials	1,500.00
Increase	024.6110.5261.00	Departmental Supplies	100.00
Increase	024.6110.5272.00	Fundraiser Expenses	815.00
Increase	024.6110.5325.00	Postage	50.00
Increase	024.6110.5499.00	Miscellaneous	50.00

Capital Reserve

Increase	021.0550.4835.00	Sale of Assets	500,000.00
Increase	021.0550.4836.00	Sale of Land-Commerce Park	36,855.00
Increase	021.8200.5625.10	Commerce Park	227,331.00
Increase	021.8200.5980.10	Transfer to General Fund	309,524.00
Increase	010.0700.4981.21	Capital Reserve Transfer	309,524.00
Increase	010.9100.5700.18	Spec Bldg-Debt Service	309,524.00

Capital Reserve

Increase	021.0991.4991.00	Fund Balance Appropriated	1,334,450.00
Increase	021.8200.5955.00	Farmers Market	10,000.00
Increase	021.8200.5960.05	Commerce Park	203,146.00
Increase	021.8200.5960.01	Capital Reserve Funds	1,121,304.00

d. Approval of Recommendation from Solid Waste Commission

The Solid Waste Commission has recommended that the Board allow Albemarle Hopeline to dump unusable items from their thrift store free of charge at the landfill as is currently allowed for The Salvation Army.

Motion was made by Lloyd Griffin, seconded by Marshall Stevenson to approve the consent agenda as presented. The motion carried unanimously.

The following tax releases and refunds less than \$100 have been approved by the Finance Officer since the last meeting:

Releases:

		County	City
1.	John Dana Meacham	43.26	38.70
2.	Romeo Raymond Boulerice II	25.12	
3.	Romeo Raymond Boulerice II	79.30	
4.	Robert Wayne Sawyer	14.32	
5.	Robert Wayne Sawyer	9.29	
6.	Travis Brevard Burke	33.65	
7.	Francis Potter Stanley	92.97	
8.	Mary M. Lane	20.24	
9.	Harvey & Lori Harrison	24.59	
10.	Jerry Eugene Watkins	20.58	
11.	Timothy Joseph Fitzpatrick, Jr.	48.64	
12.	Thomas Joseph Huston	2.44	1.95
13.	Leroy Owens	24.04	
14.	Michael Robert McKnight, Jr.	82.82	69.52
15.	Joshua A. Faulkingham	63.00	55.25
16.	Shirley Harris Romaine	6.14	4.90
17.	Isabella Evans Skinner	51.08	40.74
18.	Juanita Russell Williams	11.18	8.71
19.	Christie Creef Owens	90.51	
20.	Vicki Kahl	43.89	
21.	Robert Mitchell Chauncey, Jr.	20.46	
22.	Barbara Seabold	66.74	
23.	Timothy Lee Green, Jr.	5.59	4.36
24.	Vera Collins Hill	13.49	

25.	Roman Audrey Hrynyszack II	25.37	25.23
26.	Robert W. & Jennifer Bray	51.37	
27.	Kevin Ernest Dion	7.64	
28.	Gregory Allen Hoggard	11.60	9.25
29.	Melvin Lavard Murphy	73.25	58.43
30.	Dudley Ray Weeks	18.57	
31.	Vikisha Danielle Edwards	4.95	3.86
32.	Virginia Furlough Burbage	25.16	
33.	Timothy Charles Spence	68.21	
34.	Steve's Auto Repair	7.40	5.77
35.	James Phillip Strain	24.32	19.40
36.	Franklin Roosevelt Burrus	25.96	20.71
37.	Timothy Scott Gravgaard	15.29	
38.	Stephen Craig Williams	52.75	
39.	W.A. Manning Electrical Contractor	6.30	5.03
40.	Barry Lee Starr	58.97	
41.	Michael Gerard Jordan	80.22	68.99
42.	William Jeffrey Mitchell	73.59	58.70
43.	Roger Neil Myers	62.95	
44.	Michael Victor Mauro	12.60	
45.	Barry Wade Norris	13.53	10.79
46.	Jonathan Kelly Joiner	46.28	
47.	Jonathan Kelly Joiner	51.17	
48.	Kristine Marie Kreider	43.01	
49.	Leonard K. Hoppe	88.70	75.75
50.	Advance America CAC of NC Inc.	31.08	24.79
51.	Rena Old Clark	28.52	
52.	Stacy Langdon McNeer	4.20	
53.	Dale C. Harrell	19.36	15.44
54.	Jayson Christopher Hall	6.00	4.79
55.	Kimberly Pool Lamb	7.69	6.13
56.	Steve & Jane Brickhouse	11.35	
57.	Steve & Jane Brickhouse	11.35	
58.	Juliet Brothers		27.65
59.	Alice Hatch & Kristy McRae	22.91	
60.	Dennis Michael Killian	37.41	34.15
61.	David Michael Phthisic		87.01
62.	Freida Annette Burke	13.99	11.16
63.	James Roger Deyo	11.95	14.31
64.	Waste Industries, Inc.	9.91	
65.	Matthew Mercer	17.80	14.21
66.	Robin Mooney Webb	40.32	
67.	William Horace Jones	13.70	10.94
68.	Priscilla Teresa Dance	20.39	15.88
69.	Georgie Parker Whidbee	12.52	9.99
70.	Weldon Lee James	8.82	
71.	Jessica Ruth Peters	30.33	
72.	Diana Kim Welch	53.26	47.48
73.	Edward Dinsmore Johnson, Jr.	95.63	
74.	Jeremy Sterling VanHorn	21.42	
75.	Debera Gay Tracy	14.88	
76.	Antonio Michael Williams	9.38	7.31
77.	Richard Paul Weber, Jr.	28.64	
78.	Domingo Mercado, Jr.	99.79	
79.	Todd Ryan Gilbertson	34.52	32.54
80.	Steven George Gamache	76.94	
81.	Mark Anthony Caltagirone	86.52	74.01
82.	James Russell Fraley	15.88	
83.	Anthony S. Radar		14.88
84.	Anthony S. Rader	51.83	
85.	Keith David Radke	14.24	11.36
86.	Marcia Mardear Quinn	60.48	
87.	Cigarette Shack Outlet #3	3.79	
88.	Adolfo Garcia Naranjo	46.10	
89.	Leonirez Perez	22.79	17.76
90.	Sharon Renee Davis	16.26	12.97
91.	Larry Darnell Richardson	18.15	19.14

92.	Theresa Marlene Roberson	1.29	1.01
93.	Priscilla Patrice Williams	8.78	
94.	Jason Richard Gibbs	69.36	54.04
95.	Bryan Patrick Salazar	60.56	
96.	Joshua Mark Peters	14.79	
97.	Quinton Laverne Harris	4.30	3.35
98.	Donald Ray Hassell	35.45	
99.	Bradley Stuart Robertson	19.74	15.75
100.	Walter John Seaman	18.15	14.48
101.	James Eugene Williams	23.74	23.49
102.	Peggy McPherson Braddy	41.96	
103.	Robert Donald Travers	7.65	6.10
104.	Lisa Colon	28.61	
105.	Melvin William Roasio	30.37	
106.	Novilla Whidbee Turner	34.92	27.21
107.	Randy Lee Little	43.60	
108.	Wyatt W. Kraft	69.49	
109.	William Thomas Ray	50.15	45.00
110.	Waneta Elizabeth Ellis	34.92	32.20
111.	Donald Ray Markham, Jr.		81.05
112.	Geraldine Scudner	11.55	
113.	Sean M. Benners	70.48	

Refunds:

		County	City
1.	Robert W. & Jennifer Bray	55.14	
2.	David Michael & Missouri Phthisic		96.99
3.	Anthony S. & Kimberly Rader	54.45	
4.	Kenneth Ray Lightell		53.51
5.	David C. McMillan & Laticia Grannis	15.88	12.67
6.	Jeffrey Thomas Rowland		56.74
7.	Jeffrey Thomas Rowland		59.81

The following requests for release or refund of the solid waste availability fee have been approved by the Tax Administrator:

OWNER'S NAME	PARCEL ID NUMBER	REASON FOR RELEASE
Johnnie Walton	58-D-119B & 120B	Unoccupied for 10 years
Jeff Overton Jr. Heirs	P67-44	Unoccupied for 20 years

4. APPROVAL OF CHANGE ORDER FOR BUILDING PROJECT

Commissioner Matt Wood explained that the Finance Committee has recommended approval of a change order in the amount of \$41,373 for the Library and Public Safety Building project for undercut, removal, and replacement of poor soils that occurred during the preparation for the building pad and footings.

Motion was made by Matt Wood, seconded by Lloyd Griffin to approve change order #5 in the amount of \$41,373 for the Library and Public Safety Building project. The motion carried by a five to one margin with Commissioner Stevenson voting against the motion.

5. APPROVAL OF PURCHASE OF MARKER FOR WEEKSVILLE BOARDWALK PROJECT:

Commissioner Wood advised that the Finance Committee has recommended that the Board approve the purchase of a dedication marker for the Weeksville Boardwalk Project subject to the approval of the wording on the marker by Dr. Jesse John Morris.

Motion was made by Matt Wood, seconded by Lloyd Griffin to accept the Finance Committee's recommendation on the purchase of a marker for the Weeksville Boardwalk Project. The motion carried unanimously.

6. APPROVAL TO FULLY FUND SALARY INCREASES BASED ON PERFORMANCE APPRAISALS:

Commissioner Wood stated that the Finance Committee has recommended approval of a recommendation from the Personnel Committee to fully fund the salary increases based on the performance appraisal ratings retroactive to January 1.

Motion was made by Matt Wood, seconded by Jeff Dixon to fully fund the salary increases based on the performance appraisal ratings retroactive to January 1. The motion carried by a four to two margin with Commissioners Krebs and Griffin voting against the motion.

7. ADOPTION OF RESOLUTION REQUESTING ADDITION OF UNNAMED ROAD TO THE STATE SYSTEM FOR MAINTENANCE:

The Board considered a petition submitted by residents of an unnamed road off U.S. Highway 158 between Blindman Road and Turnpike Road. The road is a dirt/gravel road approximately .2 mile in length and there are four homes having access along the road. After discussion;

Motion was made by Matt Wood, seconded by Hank Krebs to adopt a resolution requesting that the North Carolina Department of Transportation add an unnamed road off U.S. Highway 158 between Blindman Road and Turnpike Road to the state system, subject to the road meeting NCDOT requirements. The motion carried unanimously.

8. DISCUSSION REGARDING PROPOSALS FROM ENGINEERS TO PERFORM STORMWATER REVIEWS:

The Board held a discussion regarding the proposals that were presented at today's Finance Committee meeting by engineering firms to perform stormwater reviews. Commissioner Wood explained that the firm selected would review subdivision drainage plans that are submitted to the county by developers. Mr. Dwane Hinson with Soil Conservation Service is currently performing those reviews, however the county now wants to hire its own consultant to review the submitted plans. Commissioner Wood added that the firm selected would also be the county's consultant on drainage ordinances and other matters related to drainage in the county. Commissioner Stevenson noted that the cost for the consultant would not be funded by the taxpayers, but would be paid through the developer.

Motion was made by Marshall Stevenson, seconded by Matt Wood to request that staff review and compare the engineering proposals for stormwater reviews and provide a recommendation to the Board at the next meeting. The motion carried unanimously.

9. APPOINTMENT TO CRIMINAL JUSTICE PARTNERSHIP ADVISORY BOARD:

The Board considered a recommendation made by the Appointments Committee at the last meeting to appoint Kelli Robeson to the Criminal Justice Partnership Advisory Board. Her application has been provided to members of the Board since the last meeting.

Motion was made by Lloyd Griffin, seconded by Hank Krebs to appoint Kelli Robeson to the Criminal Justice Partnership Advisory Board. The motion carried unanimously.

10. CHANGE IN MARCH MEETING SCHEDULE:

The Board discussed the meeting schedule in March due to the fact three Board Members will be attending the NACO Conference in Washington, DC on March 6, the date of the first regularly scheduled March meeting.

Motion was made by Lloyd Griffin, seconded by Hank Krebs to cancel the March 6 regular meeting, move the March 6 Finance Committee meeting to March 13 at 4:00 PM, and Appointments Committee meeting to March 13 at 3:30 PM, and to follow the regular meeting schedule for the March 20 meetings. The motion carried unanimously.

11. RECOMMENDATION FROM APPOINTMENTS COMMITTEE:

Commissioner Marshall Stevenson stated that the Appointments Committee met today and voted to nominate Robert Youngblood to the Senior Tarheel Legislature. He said this appointment will be on the next meeting agenda for final approval.

12. REPORTS FROM COMMISSIONERS:

Vice-Chairman Lloyd Griffin reported that the Joint Redevelopment Commission met last week and will continue that meeting tomorrow morning. He said they are moving forward with trying to bring some closure to the Fairground Redevelopment Project.

Vice-Chairman Griffin stated that the Elizabeth City Downtown Board of Directors will meet tomorrow morning and will have further discussion about sponsoring the Potato Festival.

Vice-Chairman Griffin stated that Albemarle Commission met last week and discussed goals for the upcoming year. He said some of the goals discussed included a Senior Alert Program, an increase in the number of volunteers for the Meals on Wheels Program and an increase in the number of meals served, and improved cell phone service in outlying areas.

Commissioner Jeff Dixon stated that everyone has probably read in the newspaper about the filming of the movie *The Guardian* that will be done in Elizabeth City over the next few weeks. He suggested that the Solid Waste Department put forth a special effort to try to keep the county clean and the roadsides picked up, particularly the stretch of Weeksville Road to the Coast Guard Base.

Commissioner Matt Wood said he would like to follow up on the Northeast Partnership. He said at the retreat the Board discussed trying to communicate with neighboring counties and he asked for the Board's support in arranging a meeting of a group of counties in the region. He stated agenda items he would recommend are: 1) Financial reporting by the Northeast Partnership; 2) Strengthening of the partnership's employee ethics; and 3) Restructuring the development strategy and resources of the partnership to better serve the counties. The Board agreed that Pasquotank County should spearhead a meeting involving Currituck, Camden, Pasquotank, Gates, Perquimans, and Chowan Counties, and the municipalities in these counties.

Vice-Chairman Griffin stated that at the retreat the Board discussed zoning issues including the possibility of an R3-9 zoning classification, and possible conservation easements. He suggested that the Special Projects Committee meet to discuss these issues. Assistant County Manager Rodney Bunch said the Planning Department is in the process of working to address the planning and zoning issues based on the priority list developed at the retreat. He noted that the top priority related to planning and zoning was commercial regulations.

Commissioner Wood reported that the NCACC Board of Directors, at their meeting last week discussed, but did not take action on a proposal developed by Senator Rand that would call for counties to return their 1-cent point of collection sales tax to the state in return for the state taking responsibility for Medicaid. The state would then give counties the authority to institute an additional 1-cent sales tax to replace the 1-cent returned to the state. Commissioner Wood said under this scenario if Pasquotank County did not institute the additional 1-cent sales tax, it would create a gap of approximately \$1 million between the amount of tax collected and the Medicaid costs. He said the NCACC Board of Directors decided to take no action on this proposal as it is a very divisive issue among the counties. He stated that there was discussion at the meeting about the possibility of instead of just getting authorization to levy the additional 1-cent tax to ask the General Assembly to also institute a menu of revenue options for those counties that do not institute the sales tax. Commissioner Wood asked the County Manager to contact the NCACC and obtain information for the Board to review at the next meeting regarding the revenue option proposal. Commissioner Stevenson added that he would look at this as a way the Legislators are looking to "get off the hot seat" with this. He said the counties should re-double their efforts and urge the Legislators to find a way for the state to pay for Medicaid rather than require counties to pay part of the Medicaid costs. It was noted that North Carolina is the only state in the country that has to pay a share of Medicaid costs. Commissioner Stevenson said he would not support an additional 1-cent sales tax which would make Pasquotank County's sales tax rate 8-cents.

Chairman Cecil Perry reported that he and the Water Superintendent met with Mr. Ernest Sutton, Director of the Pasquotank Correctional Institution, to discuss a means of correcting the problem of trash from the prison getting into the lagoon at the county wastewater plant.

Chairman Perry suggested that the Board begin looking at the possibility of reading the financial information from the Albemarle District Jail into the minutes. He noted that the Jail's financial condition is very good at this time.

Chairman Perry stated that a letter has been received from the city notifying the county of the three City Council members who have been appointed to the Joint Water Committee.

Chairman Perry said he has spoken with the County Manager regarding a proclamation or some type of recognition for individuals who reach the age of 100. He stated that he has been requested to present such a proclamation to an individual and he asked that Board Members notify him when they are aware of county residents who reach 100 years of age so they can also be recognized.

13. CLOSED SESSION TO DISCUSS THE ACQUISITION OF REAL ESTATE:

Chairman Perry asked if there was any further business to come before the Board in Regular Session. There being no further business, he asked for a motion that the Board enter Closed Session to discuss the acquisition of real estate.

Motion was made by Lloyd Griffin, seconded by Hank Krebs that the Board enter Closed Session to discuss the acquisition of real estate. The motion carried unanimously.

Upon the end of Closed Session;

Motion was made by Lloyd Griffin, seconded by Hank Krebs that the Board return to Regular Session. The motion carried unanimously.

Motion was made by Hank Krebs, seconded by Matt Wood that the meeting be adjourned. The motion carried unanimously and the meeting was adjourned at 8:30 PM.

CHAIRMAN

CLERK