

**PASQUOTANK COUNTY, NORTH CAROLINA
JUNE 18, 2007**

The Pasquotank County Board of Commissioners met today in a regular meeting on Monday, June 18, 2007 in Courtroom C in the Pasquotank County Courthouse.

MEMBERS PRESENT: Cecil Perry, Chairman
Lloyd E. Griffin, III, Vice-Chairman
Matt Wood
Bill Trueblood
Marshall Stevenson
Jeff Dixon
Jimmie Harris

MEMBERS ABSENT: None

OTHERS PRESENT: Randy Keaton, County Manager
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. John R. Shannon, Dean of Instruction at Roanoke Collegiate Institute, gave the invocation and Vice-Chairman Lloyd Griffin led in the Pledge of Allegiance to the American Flag. Chairman Perry welcomed everyone present.

1. COMMENTS FROM MR. CARL ESTUS:

Chairman Perry recognized Mr. Carl Estus, President of the SPCA, who provided an update on the June 16 rabies clinic sponsored by the SPCA. He reported that the shelter expansion is almost complete with a little more work to be done. Once completed, they can call for a state inspection and begin using the addition.

2. COMMENTS FROM MR. TOMMY WILKINS:

Chairman Perry recognized Mr. Tommy Wilkins who expressed concern regarding the railroad tracks in the county that are no longer used by the railroad. He explained that although signs have been placed at these crossings indicating that the tracks are not in service, school buses are still stopping at the crossings. He said it is estimated that the county school buses are making about 50 stops per day at these crossings, and he estimates that each stop and start uses one quart of gasoline. He stated over the course of a school year this equates to 9,000 stops using about 2,250 gallons of gas. Using an average cost of \$2.00 per gallon, this would cost the school system about \$4,500 per year, or \$45,000 over ten years. Mr. Wilkins added that in addition to the gasoline costs, these unnecessary stops cause wear and tear on the buses. He requested that the Board help resolve this issue of unnecessary spending.

3. COMMENTS FROM MR. TOM MEMOLO:

Chairman Perry recognized Mr. Tom Memolo who said he is upset about the constant increase in property taxes. He provided a chart showing the amount of taxes he pays and said it is getting to the point that property owners will have to take out a second mortgage to pay their taxes. He stated that the additional money given to the public schools does not appear to increase learning. Mr. Memolo also complained about the \$50 fee charged by the Health Department for inspection of septic systems. He said "enough is enough".

4. PUBLIC HEARING ON REZONING REQUEST RR07-02 TO REZONE 718 ACRES ON CHERRY GLADE ROAD FROM A-2 TO A-1:

Chairman Perry declared the meeting to be a public hearing to receive comments on Rezoning Request RR07-02. Planning Director Shelley Cox explained that the request is to rezone 718 acres on Cherry Glade Road from A-2 agricultural to A-1 agricultural. She stated that surrounding properties are zoned A-2, A-1 and I-2. The 1996 Land Use Plan classifies the property as "Conservation" and the 2004 Draft Land Use Plan classifies the property as "Rural Agricultural". The property is not in the 100 year flood zone. Ms. Cox advised that the Planning Board reviewed this rezoning request at its May 24 meeting and voted to recommend approval. She further stated that staff recommends approval of this request because it is consistent with the Rural Agricultural classification within the Draft Land Use Plan, and the property abuts the A-1 zoning district along its southern property boundary. She added that although staff has concerns

regarding the limited access to the site, future plans for the property other than agricultural will require technical review and/or a special or conditional use permit to further address access.

Chairman Perry asked if anyone would care to comment on Rezoning Request RR07-02. At the absence of comments, the public hearing was closed.

Motion was made by Jimmie Harris, seconded by Bill Trueblood to approve Rezoning Request RR07-02 as presented based on the following finds of fact:

Compatibility with comprehensive plan – The proposed rezoning is consistent with the 1996 Land Use Plan and the 2004 Draft Land Use Plan.

Size of the tract – The overall size of the tract is reasonable when compared to the size of the zoning district in which the property is located.

Comparison of uses – The allowed uses within the proposed zoning district are similar or comparable to uses permitted as currently zoned.

Impact – The impact to the adjacent property owners and the surrounding community is reasonable, and the benefits of the rezoning outweigh any potential inconvenience or harm to the community.

The motion carried unanimously.

5. PUBLIC HEARING ON SUBDIVISION VARIANCE REQUEST SVU 07-02 FOR A VARIANCE FROM THE 800 FOOT MINIMUM SEPARATION OF INTERSECTIONS ALONG MAJOR STREETS OR HIGHWAYS:

Chairman Perry declared the meeting to be a public hearing on Subdivision Variance Request SVU 07-02. Planning Director Shelley Cox and Engineer Jason Mizelle were sworn in by the Clerk to the Board to present information during the public hearing.

Ms. Cox explained that the request is for a variance from the 800 foot minimum separation of intersections along major streets or highways required by the Pasquotank County Subdivision Ordinance. The proposed subdivision is located on the west side of Main Street Extended at its intersection with Pritchard Road in Providence Township. The property contains 69.9 +/- acres and has approximately 1,045 feet of road frontage along Main Street Extended. The variance would allow for two subdivision entrances approximately 570 feet apart on Main Street Extended. Ms. Cox noted that the Technical Review Committee originally saw the subdivision proposal in April, 2006, however had concerns because the development did not have a name and the streets did not have names. The TRC discussed the revised submittal on March 7, 2007 and had concerns regarding the street layout. Ms. Cox advised that during the initial review of the plan, staff had strong reservations regarding the location of the two proposed entrances along Main Street Extended. It was felt that one entrance aligned with Pritchard Road would be preferable due to concerns with increased traffic along the Main Street Extended corridor and the location of multiple street intersections in the vicinity. Since that time DOT has recommended that the southernmost entrance not be aligned with Pritchard Road, and that the northernmost entrance remain as a right in, right out only intersection. Ms. Cox said the Planning Board reviewed the request at its May 24, 2007 meeting and voted to recommend approval because the physical dimensions of the property were prohibitive for the proposed subdivision to meet the 800 foot minimum separation requirement. Additionally, staff recommends approval of the variance as requested.

Members of the Board questioned why the Department of Transportation is recommending two entrances for this subdivision, while only one entrance was recommended for a subdivision considered at the last meeting in the same vicinity as this subdivision.

Mr. Jason Mizelle responded that this subdivision has ten more lots than the previous subdivision which would result in more traffic entering and exiting the subdivision.

At the absence of further comments the public hearing was closed. It was suggested by Board members that a decision on the variance request be delayed until the sketch plan is reviewed later on the agenda.

Motion was made by Matt Wood, seconded by Lloyd Griffin to delay action on Subdivision Variance Request SVU 07-02 until after the subdivision sketch plan is reviewed later on the agenda. The motion carried by a six to one margin with Commissioner Dixon voting against the motion.

Motion was made by Matt Wood, seconded by Marshall Stevenson to amend the agenda to consider item 8A *Consideration of Sketch Plan for Strawberry Acres* at the present time. The motion carried.

**6. CONSIDERATION OF SKETCH PLAN FOR STRAWBERRY ACRES
CONSISTING OF 57 RESIDENTIAL LOTS OFF OF MAIN STREET
EXTENDED:**

Planning Director Shelley Cox explained that the sketch plan consists of 57 lots with sizes ranging from 43,000 square feet to 50,284 square feet. The property is zoned R-35A. Students from this development would attend Northside Elementary School, Elizabeth City Middle School, and Pasquotank County High School. Providence Volunteer Fire Department provides fire protection for the area. The area is served by the Pasquotank County Water System and on-site septic systems are proposed to be utilized. Ms. Cox stated that the Technical Review Committee met on April 5, 2006 to review this proposal, and then discussed the revised submittal on March 7, 2007. During technical review, the major concern noted was with regard to the street layout. It was the consensus of the TRC that the southern entrance road be aligned with Pritchard Road for safety reasons. Representatives from EMS, the School System and the Fire Marshal agreed that two entrances onto Main Street Extended were preferable. Ms. Cox advised that the Planning Board reviewed the request on April 26, 2007 and tabled it due to concerns regarding block lengths exceeding the minimum allowed by the Subdivision Ordinance, the absence of street names and subdivision name, and the need for a variance for the two entrances on Main Street Extended that are less than 800 feet from each other. She said a revised sketch plan was submitted on May 11 to address the concerns noted by the Planning Board. A variance request was submitted for the two entrances on Main Street Extended and a 20 foot right-of-way easement has been provided along the lots that are adjacent to Main Street Extended. The sketch plan has been revised to reflect DOT's recommendations that the southernmost entrance not be aligned with Pritchard Road and that the northernmost entrance remain as right in, right out only. The Planning Board reviewed the request at its May 24 meeting and recommended approval. Ms. Cox advised that staff also recommends approval of the sketch plan as presented.

Commissioner Marshall Stevenson asked if the 20 foot easements would be adequate to four-lane Main Street Extended in the future. Ms. Cox responded that the 20 foot easements would be consistent with what the other subdivisions in the area have provided.

Motion was made by Matt Wood, seconded by Jeff Dixon to approve the sketch plan for Strawberry Acres as presented. The motion carried unanimously.

Motion was made by Matt Wood, seconded by Lloyd Griffin to approve Subdivision Variance Request SVU 07-02 for a variance from the 800 foot minimum separation of intersections along major streets or highways based on the following findings:

- a) That there are special circumstances or conditions affecting said property such that the strict application of the provisions of this ordinance would deprive the applicant of reasonable use of his land because the entrances had to be moved due to the DOT traffic study.
- b) That the variance is necessary for the preservation and enjoyment of a substantial property right of the petitioner and the school system and fire department need two entrances for ingress and egress.
- c) That the circumstances giving rise to the need for the variance are peculiar to the parcel and are not generally characteristic of other parcels in the jurisdiction of this ordinance, and the geography of the land necessitates the variance.
- d) That the granting of the variance will not be detrimental to the public health, safety, and welfare or injurious to other property in the territory in which said property is situated because DOT and public safety agencies looked at the project from a safety perspective.

The motion carried unanimously.

7. PUBLIC HEARING ON PROPOSED 2007-08 COUNTY BUDGET:

Chairman Perry declared the meeting to be a public hearing on the proposed budget for the 2007-08 fiscal year. He asked for comments on the proposed budget. There being no public comments, the public hearing was closed.

Commissioner Marshall Stevenson stated that he would vote against the budget as it is proposed. He asked that the Board reconsider the two cents tax increase if more Medicaid relief funds than the \$400,000 included in the proposed budget are made available by the General Assembly. Commissioner Matt Wood stated that the Board of Directors for the North Carolina Association of County Commissioners on which he serves met last weekend and discussed the various Medicaid relief proposals being considered by the General Assembly. He said the consensus was that any relief would come in the form of a revenue swap, therefore there would most likely not be any net gain for counties. County Manager Randy Keaton suggested that the Board not adopt the budget tonight, but delay adoption until the end of the month because of the unknowns related to Medicaid relief. He said if the General Assembly does not adopt some type of legislation to provide Medicaid relief for counties, or if the relief provided for Pasquotank County is less than the \$400,000 budgeted, it would greatly impact the county's budget. He suggested that the Board continue tonight's meeting until a date certain at the end of the month in order to adopt the budget. He said by then the county should have more specific information on Medicaid relief.

Motion was made by Matt Wood, seconded by Marshall Stevenson to delay action on the proposed FY 2007-08 budget until Friday, June 29 at 8:00 AM when the Board will reconvene tonight's meeting in the Community Room at the W.C. Witherspoon Memorial Library. The motion carried unanimously.

8. APPROVAL OF AMENDMENTS TO THE AGENDA:

Chairman Perry asked if there were any amendments to the agenda. It was requested that the following items recommended by the Finance Committee at today's meeting be added to the agenda: 1) Approval of budget amendments; 2) Renewal of contract for tower space rental; 3) Renewal of lease for Northeast Marketing Center; 4) Approval of increase in EMS rates; 5) Approval of change order for Public Safety Building and Library Project; 6) Approval of sign for Board of Elections office; and 7) Approval of contract with Albemarle & Associates for topographic survey work for River Road sports complex.

Motion was made by Bill Trueblood, seconded by Matt Wood to amend the agenda to add the seven items listed above to New Business. The motion carried.

9. APPROVAL OF CONSENT AGENDA:

The Board considered the following consent agenda:

a. Approval of Minutes of June 4 and June 6, 2007 Commissioner Meetings

b. Approval of Tax Releases

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

Releases:

		County	City
1.	Anthony Dale Poole	170.94	141.35
2.	Phyllis Nixon Bosomworth	117.44	
3.	Noel Falcon	169.26	

Refunds:

1.	3 N 1 Inc.	363.36	
2.	Donald P. Whitley, Jr.	267.06	

c. Adoption of Resolution Requesting Financial Assistance for Preparation of Knobbs Creek Drainage Basin Study

The Board considered adoption of the following resolution which will authorize staff to apply for a grant from the state to pay for one-half of the engineering study of the Knobbs Creek drainage basin in the amount of \$39,000. The application will be filed with the Division of Water Resources.

**RESOLUTION TO PREPARE
KNOBBS CREEK DRAINAGE BASIN
ENGINEERING STUDY**

WHEREAS, land elevations in Pasquotank County range from zero feet to fourteen feet above sea level making management of stormwater drainage difficult; and

WHEREAS, over many years agricultural farming operations adjacent to the Knobbs Creek tributary and recent residential and commercial development within the Knobbs Creek Drainage Basin, the creek has become restricted by silt and improper installation of drainage structures; and

WHEREAS, many older residential areas are beginning to experience flooding problems within their communities; and

WHEREAS, the Pasquotank County Board of Commissioners desires to sponsor a study of the Knobbs Creek Drainage Basin for the purpose of determining storm sewer system deficiencies, plan for future growth within the basin, and to provide a plan for future improvements within the basin.

NOW, THEREFORE, BE IT RESOLVED THAT:

- 1) The Board of Commissioners requests the State of North Carolina to provide financial assistance to Pasquotank County for an engineering, study of the Knobbs Creek Drainage Basin, in the amount of \$39,000 or 50% of the study costs, whichever is the lesser amount;
- 2) The Board of Commissioners assumes full obligation for payment of the balance of the study costs;
- 3) The Board of Commissioners will comply with all applicable laws governing the award of contracts and the expenditure of public funds by local governments.

Adopted by the Pasquotank County Board of Commissioners the 18th day of June, 2007.

d. Adoption of Resolution Requesting Financial Assistance for the Riverview Acres Dredging Project

The Board considered adoption of the following resolution that will authorize staff to apply for a grant in the amount of \$465,520 or 80% of the project cost for the dredging project.

**RESOLUTION REQUESTING STATE FINANCIAL ASSISTANCE
FOR MAINTENANCE AND DREDGING OF THE
RIVERVIEW ACRES DREDGING PROJECT**

WHEREAS, there is commercial fishing and crabbing operations located within Riverview Acres along the existing canals just off Soundneck Road, SR# 1104; and

WHEREAS, the canals within Riverview Acres and the canals leading to the Pasquotank River have shoaled and the shallow depth of water creates hazards to the general public; and

WHEREAS, these canals were dredged years ago and this is maintenance on an existing channel; and

WHEREAS, the need to remove this excess material will increase the water depths and allow safer passage for the boating public; and

WHEREAS, the users of these waterways recognize the need for the clearing and maintenance of the Riverview Acres canals for the benefit of the citizens of North Carolina and thereby requests that the Pasquotank County Board of Commissioners adopt this resolution and sponsor channel maintenance of the navigation canals within Riverview Acres to the Pasquotank River. This area is located in unincorporated Pasquotank County; and

WHEREAS, the County Manager; County Staff; and users of these waterways have been working on this project for over a one year period of time and have at their meeting voted to have this resolution approved by The Pasquotank County Board of Commissioners requesting funding from the North Carolina Department of Environment, Health and Natural Resources for this project; and

NOW THEREFORE, BE IT RESOLVED THAT:

1. The Pasquotank County Board of Commissioners requests the State of North Carolina to provide financial assistance to Pasquotank County for the Riverview Acres Dredging Project in the amount of \$465,520 or 80% of the project cost, whichever is the lesser amount;
2. The Board assumes full obligation for payment of the balance of project costs;

3. The Board and its Staff will obtain all necessary State and Federal permits;
4. The Board and its Staff will comply with all applicable laws governing the award of contracts and the expenditure of public funds by local governments;
5. The Board and its Staff will supervise construction of the project to assure compliance with permit conditions and to assure safe and proper construction according to approved plans and specifications;
6. The Board and its Staff will obtain suitable spoil disposal areas as needed and all other easements or rights-of-way that may be necessary for the construction and operation of the project without cost or obligation to the State;
7. The Board will assume that the project is open for use by the public on an equal basis;
8. The Board will hold the State harmless from any damages that may result from the construction, operation and maintenance of the project;
9. The Board accepts responsibility for the operation and maintenance of the completed project.

Adopted by the Pasquotank County Board of Commissioners this 18th day of June, 2007.

e. Adoption of Resolution Requesting Designation of Northeast North Carolina Heritage Area

The Board considered adoption of the following resolution to be sent to the Secretary of the Interior requesting they conduct a study of the suitability and feasibility of establishing the Northeastern North Carolina Heritage Area in North Carolina. The North Carolina Department of Commerce has requested approval of this resolution for submission to the federal government.

RESOLUTION IN SUPPORT OF AN ACT TO DIRECT THE SECRETARY OF THE INTERIOR TO CONDUCT A STUDY OF THE SUITABILITY AND FEASIBILITY OF ESTABLISHING THE NORTHEASTERN NORTH CAROLINA HERITAGE AREA IN NORTH CAROLINA

WHEREAS, the sixteen counties in North Carolina's Northeast Region have many natural, historic, cultural and recreations resources that represent distinctive aspects of American heritage worthy of recognition;

WHEREAS, North Carolina's Northeast Commission, with the support of the North Carolina Department of Commerce, Division of Tourism, Film & Sports Development; the North Carolina Arts Council; and the Region's local chambers of commerce, tourism professionals, arts councils and community and economic development organizations, has spearheaded the Northeastern North Carolina Heritage Initiative;

WHEREAS, The Northeastern North Carolina Heritage Initiative has joined the communities in the Northeast Region in a regional effort to strengthen and revitalize their economies through heritage tourism development;

WHEREAS, the House Resolution introduced by Congressman B.K. Butterfield requests that the Secretary of Interior conduct a study to determine the feasibility of designation of the Northeastern North Carolina Heritage Area;

WHEREAS, this prestigious designation would provide the mechanism to preserve the Northeast Region's nationally significant landscape, create a new economic development and tourism tool for our region, develop new partnerships, and introduce Northeastern North Carolina to its rightful place in the hearts and minds of all Americans;

WHEREAS, the Pasquotank County Board of Commissioners recognizes the importance of tourism to our local and regional economies and that designation as a National Heritage Area will provide national recognition to our counties and Region, as well as provide federal and private funding to preserve and promote our historic, cultural, natural and recreational resources;

BE IT THEREFORE RESOLVED THAT the Pasquotank County Board of Commissioners respectfully requests that the North Carolina Congressional Delegation support legislation for the Northeastern North Carolina Heritage Area Initiative and voice their support to members of the House Committee on Resources for passage.

Adopted this 18th day of June, 2007.

f. Appointments to COA Board of Trustees

The Appointments Committee has recommended that Kathy Lawrence and Douglas Gardner be appointed to the College of The Albemarle Board of Trustees. They will replace David Wright and Oliver Etheridge who have resigned.

Motion was made by Bill Trueblood, seconded by Matt Wood to approve the consent agenda as amended. The motion carried.

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

Releases:

		County	City
1.	Joseph Paul Weiss	56.69	
2.	William Jay Lorenzo	42.34	
3.	Billy Lee Rountree	15.32	12.76
4.	Lucindy Hickey Pauli	19.06	15.88
5.	Laura Lee Simons	8.24	6.86
6.	Melanie R. Sutton	63.38	
7.	Garland Virgle Russell	77.48	
8.	Marshall Carroll Price, Jr.		90.56
9.	Aaron Coke Capps	19.52	
10.	Terry Leon Gordon	12.56	
11.	Gary Allen Ambrose	45.94	
12.	Kathryn Elizabeth Klein	9.00	
13.	Stacy A. Sorenson	19.54	
14.	Lee Charles Forsblom	8.26	
15.	Bonnie Jean Smailes	3.27	
16.	Irvin Thomas Huggins	7.92	6.60
17.	Irvin Thomas Huggins	12.20	10.16
18.	Irvin Thomas Huggins	22.85	19.04
19.	Brian P. Callon	79.34	71.12
20.	Karen Ann Petersen	43.20	
21.	Danal James Shaffer	28.42	
22.	Susan Lyn Wong	32.93	27.44
23.	Mary McClenny Hancock	10.76	
24.	Christopher Thomas Ballance	2.84	
25.	Edgar L. Green, Jr.	75.55	
26.	Joseph Warren Evans	39.30	28.33
27.	Mary Jane Cornish	6.15	
28.	Brenda Racey Brown	68.16	
29.	Noel Falcon	19.66	
30.	Noel Falcon	21.46	
31.	Noel Falcon	33.43	
32.	Noel Falcon	16.13	
33.	Joy Meloro Loser	63.55	
34.	Jeremiah Daniel Loser	80.93	
35.	Bryan Michael Burhenne	2.40	
36.	Benita Hermone Powell	93.20	
37.	Patrick Martin Hagan	49.78	
38.	Richard Paul Handran	94.42	83.68
39.	David Earnell Griffin	5.55	
40.	John William Bradley, Jr.	6.72	
41.	John Dana Meacham	19.54	21.28
42.	Godwin C. Vmozurike	22.28	18.56
43.	Russell Alan Shirk	75.55	
44.	Russell Alan Shirk	40.42	
45.	Bonnie Dail Lane	40.80	39.00
46.	Dorian Kyle Myers	2.55	2.12
47.	Nicolas Patrick Lanthier	96.48	
48.	Honesto Arayata Pureza	7.11	5.92
49.	Richard Warren Kitchen	46.66	
50.	Holly Pauline Woodruff	2.12	1.76
51.	Michael Ray Lance	38.16	
52.	Welton Daniel Paxton	5.72	
53.	David Lacasse	39.94	
54.	George Russell Taylor	14.98	12.48

55.	Douglas Wayne Siedenbug	28.66	
56.	Joandrew Derdono Cousins	59.14	
57.	Peter Conrad Hentze	39.84	
58.	Peter Conrad Hentze	80.40	
59.	Roxana Pena	73.58	63.69
60.	Steven Kenneth Kosciusko	44.74	42.28
61.	James Travis Nelson	8.40	
62.	Mario Corduba Reyes	.92	.76
63.	Scott A. Vorhees	34.94	34.12
64.	David Kevin Mann	51.41	
65.	David Kevin Mann	8.40	
66.	Ivelisse Guerrero Nieves	94.42	
67.	Edwin S. Griffin	3.30	2.98
68.	Daniel Avery Meads	58.97	
69.	Jeremy Paul Nollet	3.60	3.00
70.	Clarence Harel Jennings	2.36	
71.	Peyten Carlye Waters	19.25	
72.	Nicole Latonya Jenkins	50.15	40.00
73.	Delkar Inc.	98.84	
74.	Durwood Leon Sawyer	45.56	37.96
75.	Tracy Kent Stevens	79.25	
76.	Sallie Davis Billups	23.24	
77.	David Edward Stahl, Jr.	90.47	77.16
78.	David Edward Stahl, Jr.	25.89	25.17
79.	David Edward Stahl, Jr.	51.12	47.60
80.	Preston Anderson Barrow	74.64	
81.	Preston Anderson Barrow	9.70	
82.	Terry Hodges Vaughan		71.40
83.	Rosie Marie Ross	96.62	
84.	Aaron Christopher Johnson	3.74	
85.	Virginia Harney Davis	4.42	3.68
86.	William Ownley, Jr.	39.87	
87.	William Ownley, Jr.	38.55	
88.	William Ownley, Jr.	37.51	
89.	William Ownley, Jr.	35.57	
90.	William Ownley, Jr.	19.80	
91.	Kevin John Cavanaugh	47.81	

10. APPROVAL OF BUDGET AMENDMENTS:

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

Debt Service

Increase	010.0700.4910.00	Proceeds from Sale of Bonds	12,575,000.00
Increase	010.0700.4960.00	Premium on Bond Sale	912,370.00
Increase	010.0500.4831.00	Interest Earned	81,518.00
Increase	010.9100.5394.02	Refunding Costs	303,106.00
Increase	010.9100.5700.23	Defeasance of Debt	13,265,782.00

Non-Departmental/Capital Reserve

Increase	010.0700.4981.21	Transfer from Capital Reserve	249,000.00
Increase	010.0500.4831.00	Interest Earned	66,320.00
Increase	010.0200.4322.00	Beer & Wine Tax	8,600.00
Decrease	010.4195.5121.00	Salaries & Wages	20,000.00
Increase	010.4195.5185.00	Unemployment Reserve	5,820.00
Increase	010.4195.5186.00	Workers' Compensation	15,000.00
Increase	010.4195.5575.00	Land	231,500.00
Increase	010.4195.5600.29	Drainage Study	42,000.00
Increase	010.4195.5600.32	Riverview Acres	25,600.00
Increase	010.4195.5600.33	Airport Project-Drainage	24,000.00
Decrease	021.8200.5625.10	Reserve for Commerce Park	24,000.00
Decrease	021.8200.5960.01	Capital Reserve	225,000.00
Increase	021.8200.5980.10	Transfer to General Fund	249,000.00

Land Tsf/Capital Reserve

Decrease	010.6600.5980.21	Transfer to Capital Reserve	650,000.00
Decrease	010.0180.4245.00	Land Transfer Tax	650,000.00
Increase	021.0991.4991.00	Fund Balance Appropriated	650,000.00
Decrease	021.0700.4981.00	General Fund-Transfer	650,000.00

EMS

Increase	010.0991.4991.00	Fund Balance Appropriated	187,680.00
Increase	010.4370.5121.00	Salaries & Wages	104,000.00
Increase	010.4370.5181.00	FICA	5,990.00
Increase	010.4370.5182.00	Retirement	500.00
Increase	010.4370.5186.00	Workers Compensation	2,190.00
Increase	010.4370.5500.00	Capital Outlay	75,000.00

Juvenile Justice Grants

Increase	010.0230.4360.02	Psychological Services	5,500.00
Increase	010.0230.4360.05	Juvenile Justice Pass-Thru	130,364.00
Increase	010.5832.5190.00	Professional Services	5,500.00
Increase	010.6600.5615.10	Juvenile Justice Pass-Thru	130,364.00

DSS

Increase	011.0240.4548.00	Crisis Intervention	21,629.00
Increase	011.5400.5688.00	Crisis Intervention Payment	21,629.00

DSS

Decrease	011.5400.5680.02	Medicaid	150,000.00
Increase	011.5400.5680.01	SAA & SAD	150,000.00

E911

Increase	022.0500.4831.00	Interest Earned	26,800.00
Increase	022.4326.5500.00	Capital Outlay (Wireline)	26,800.00

E911

Decrease	022.4327.5960.22	E911 Reserve	124,040.00
Increase	022.4327.5500.00	Capital Outlay (Wireless)	120,000.00
Increase	022.4327.5321.00	Telephone	2,040.00
Increase	022.4327.5352.00	Maintenance-Equipment	2,000.00

Water System

Decrease	060.7130.5960.01	Capital Reserve	276,820.00
Decrease	060.7130.5991.00	Contingency	5,000.00
Increase	060.7130.5595.00	RO Plant	281,820.00

Waste Water

Increase	060.0500.4831.00	Interest Earned	45,000.00
Increase	060.0200.4840.02	Sales Tax Refund	22,400.00
Increase	060.0350.4713.00	Sale of Water	50,000.00
Increase	060.0350.4713.04	Hookups	60,000.00
Increase	060.0991.4991.00	Fund Balance Appropriated	965,000.00
Increase	060.7140.5594.01	Waste Water Line	1,142,400.00

Jail

Increase	010.0600.4980.00	Jail Perq/Camden	110,908.00
Increase	010.0110.4111.06	Ad Valorem Taxes '06	129,000.00
Increase	010.0110.4112.06	MV Taxes '06	184,457.00
Decrease	010.4320.5490.00	Grant Match	1,835.00
Increase	010.4320.5190.00	Professional Services	100,000.00
Increase	010.4320.5700.19	Debt Service	326,200.00

Capital Reserve

Increase	021.0550.4835.00	Sale of Assets	59,062.00
Increase	021.0550.4839.00	Miscellaneous Revenue	4,185.00
Increase	021.8200.5960.01	Capital Reserve	59,062.00
Increase	021.8200.5625.10	Commerce Park	4,185.00

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

11. RENEWAL OF CONTRACT FOR TOWER RENTAL SPACE:

The Finance Committee has recommended approval of a proposed amendment to the contract with Embarq for leasing space on the county tower. The renewal would be for a three year term with two additional three year renewal periods, and lease payments will increase by 3% each year from the current rate.

Motion was made by Lloyd Griffin, seconded by Matt Wood to approve a three year renewal of the contract with Embarq for leasing space on the county tower, with two additional three year renewal periods, and lease payments increasing by 3% each year. The motion carried unanimously.

12. RENEWAL OF LEASE FOR NORTHEAST MARKETING CENTER:

The Finance Committee has recommended renewal of the lease with the Department of Agriculture for the Northeast Marketing Center. The current lease payment is \$14,360 per year which equals \$10.36 per square foot and it is recommended that the rate increase by 3% each year.

Motion was made by Bill Trueblood, seconded by Matt Wood to approve a three year renewal of the lease with the Department of Agriculture for the Northeast Marketing Center with lease payments increasing by 3% each year. The motion carried unanimously.

13. APPROVAL OF INCREASE IN EMS RATES:

The Finance Committee has recommended approval of an increase in EMS rates in order to keep up with the Medicare reimbursement rates and to generate more revenue due to increased costs of adding additional employees to provide 24 hour per day coverage. The last increase in EMS rates was in May, 2002. The current rates and the proposed rates are as follows:

Service Level	Current Rate	Proposed New Rate	% Change
Mileage	\$ 8.50	\$ 8.50	0.0%
BLS Non-Emergency	\$ 225.00	\$ 250.00	11.1%
BLS Emergency	\$ 225.00	\$ 325.00	44.4%
Advanced Life Support 1	\$ 350.00	\$ 350.00	0.0%
Advanced Life Support 1E	\$ 350.00	\$ 425.00	21.4%
Advanced Life Support 2	\$ 350.00	\$ 550.00	57.1%
Treatment without transport to hospital	\$ 225.00	\$ 250.00	11.1%

Motion was made by Bill Trueblood, seconded by Matt Wood to approve the increase in EMS rates as proposed. The motion carried by a four to three margin with Commissioners Griffin, Stevenson, and Harris voting against the rate increase.

14. APPROVAL OF CHANGE ORDER #6 FOR PUBLIC SAFETY BUILDING AND LIBRARY PROJECT:

The Finance Committee has recommended approval of a change order for the Public Safety Building and Library project. Change Order #6 is comprised of numerous change order proposals that include #22B, 23B, 45, 48, 49, 50, 51, 52, 53, 54, 56, 57, 58, 60, and 61 for a total of \$64,831.38. The Finance Committee has recommended that COP #48 in the amount of \$1,569.50 and COP #50 in the amount of \$33,736.83 be deleted from the change order at this time pending additional information from the architect. This would result in a total change order amount of \$29,525.05.

Motion was made by Bill Trueblood, seconded by Lloyd Griffin to approve change order #6 for the Public Safety Building and Library Project with the deletion of COP #48 and COP #50 for a total change order amount of \$29,525.05. The motion carried unanimously.

15. APPROVAL OF SIGN FOR BOARD OF ELECTIONS OFFICE:

The Finance Committee has recommended approval of a proposal submitted by Ambrose Signs for construction of a revised sign for the Board of Elections new office at a cost of \$4,195 not including tax and permits. The Board of Elections has the needed funds in the current year's budget.

Motion was made by Bill Trueblood, seconded by Jimmie Harris to accept a proposal submitted by Ambrose Signs for construction of a revised sign for the Board of Elections office at a cost of \$4,195. The motion carried unanimously.

16. APPROVAL OF CONTRACT WITH ALBEMARLE & ASSOCIATES FOR TOPOGRAPHIC SURVEY FOR RIVER ROAD SPORTS COMPLEX:

The Finance Committee has recommended approval of a contract in the amount of \$7,000 with Albemarle & Associates to do a topographic survey of the River Road sports complex.

Motion was made by Matt Wood, seconded by Jeff Dixon to authorize a contract in the amount of \$7,000 with Albemarle & Associates to do a topographic survey for the River Road sports complex. The motion carried by a six to one margin with Commissioner Stevenson voting against the motion.

17. REPORT FROM COUNTY MANAGER:

County Manager Randy Keaton reported that the 911 Center began moving into the new Public Safety Building today and will be “going live” this Thursday. He said the District Attorney’s Office also began moving today and should finish moving by the end of this week. The Sheriff’s Department will move next week.

Mr. Keaton asked if the Board would like to schedule the dedication and ribbon-cutting for the new Library and Public Safety Building on Sunday, August 5. The Board agreed to schedule the event for August 5.

18. REPORTS FROM COUNTY COMMISSIONERS:

Commissioner Jeff Dixon reported on a meeting of local officials and the State Museum Director. He said the meeting was very positive and he believes changes will be made.

Commissioner Dixon said he attended the marker unveiling designating the Pasquotank River as part of the National Underground Railroad Network to Freedom. He said he was reminded how important this is for the area because the Pasquotank River is the first river in the United States given that distinction.

Vice-Chairman Lloyd Griffin reported on a meeting last week of the Rural Planning Organization. He said issues they discussed were proposed legislation to limit counties’ ability to require turn lanes for developments, and legislation being proposed that would take away counties’ ability to control the location of towers.

Vice-Chairman Griffin stated that he has learned that the counties of Currituck, Dare and Hyde are trying to break away from the Albemarle Commission and form their own group.

Chairman Perry reported that he visited with the family of the victim of a drowning at Fun Junktion.

Chairman Perry stated that he attended the Juneteenth Celebration at the Museum of the Albemarle this past weekend. He said he found the museum to be very accessible.

Chairman Perry asked if there was any further business to come before the Board. There being no further business, he asked for a motion to recess the meeting until June 29 at 8:00 AM when it will be reconvened to consider adoption of the FY 2007-08 budget.

Motion was made by Lloyd Griffin, seconded by Jimmie Harris to recess the meeting until June 29 at 8:00 AM. The motion carried and the meeting was recessed at 8:50 PM.

CHAIRMAN

CLERK

**PASQUOTANK COUNTY, NORTH CAROLINA
JUNE 29, 2007**

The Pasquotank County Board of Commissioners met today in a recessed regular meeting on Friday, June 29, 2007 in the Community Room at the W.C. Witherspoon Memorial Library.

MEMBERS PRESENT: Cecil Perry, Chairman
Lloyd E. Griffin, III, Vice Chairman
Matt Wood
Bill Trueblood
Marshall H. Stevenson, Jr.
Jeff Dixon
Jimmie Harris

MEMBERS ABSENT: None

OTHERS PRESENT: Randy Keaton, County Manager
Rodney Bunch, Asst. County Mgr. for Planning & Econ. Dev.
R. Michael Cox, County Attorney
Sheri Bulman, Finance Officer
Lynn Scott, Assistant Clerk

The meeting was called to order at 8:00 AM by Chairman Cecil Perry. Commissioner Matt Wood gave the invocation.

1. CONSIDERATION OF BUDGET AND BUDGET ORDINANCE:

Chairman Perry stated that the Board had previously delayed action on adoption of the FY 2007-08 budget until today because the General Assembly had not made a decision regarding Medicaid relief. County Manager Randy Keaton reported that there has not been an agreement between the House and Senate on various proposals regarding Medicaid relief. He stated that the General Assembly has adopted a continuing resolution to fund state government until a consensus can be reached on the overall state budget including Medicaid relief. He said there are no further meetings scheduled on this matter until next week. He stated that it appears something will be done regarding Medicaid relief, but no one knows what it will be and when it will be done.

Mr. Keaton stated that the proposed budget that has been presented includes \$400,000 in Medicaid relief. He said he does not know whether it will come in this fiscal year and if so, whether this amount is accurate.

Mr. Keaton advised that the proposed budget is actually \$127,164 less than the budget that was originally presented due to differences in salary calculations; changes in the method of budgeting for telephones; the ability to apply jail interest earnings from the jail construction budget to the jail debt payment; and expected increases in EMS revenue. He reviewed the changes and explained that these are mostly technical corrections. He noted that the proposed budget ordinance that has been provided to the Board includes these changes.

Motion was made by Matt Wood, seconded by Jeff Dixon to adopt the FY 2007-08 budget and budget ordinance as amended.

Commissioner Stevenson stated that he is against the tax increase and believes in "pay as you go" and he does not think the county is doing that. He said the county has spent money in the last year that could have been held back and he believes we are suffering the consequences now. He stated that the budget includes a \$1.9 million revenue increase, and if taxes are not increased the revenue increase would be \$1.3 million. He said he believes the county could not increase taxes by making some cuts in the budget. Commissioner Stevenson stated that in good conscience he will have to vote against the budget. Commissioner Harris said he agrees with Commissioner Stevenson.

The motion to adopt the following FY 2007-08 budget ordinance carried with Commissioners Perry, Wood, Trueblood, and Dixon voting in favor and Commissioners Griffin, Stevenson, and Harris voting against the budget.

**BUDGET ORDINANCE
FISCAL YEAR 2007-2008**

BE IT ORDAINED THIS 29th DAY OF JUNE, 2007 BY THE BOARD OF COMMISSIONERS OF PASQUOTANK COUNTY, NORTH CAROLINA:

I. GENERAL FUND

SECTION 1 – APPROPRIATIONS: The following amounts are hereby appropriated in the General Fund for the operation of county government and its activities for the fiscal year beginning July 1, 2007 and ending June 30, 2008, in accordance with the chart of accounts heretofore established for this county:

Governing Board	\$ 112,900
County Manager	320,434
Personnel/Payroll.....	87,751
Finance Department.....	247,923
Data Processing	235,361
Tax Assessor.....	388,187
Tax Collector.....	194,281
County Attorney	154,463
Court Facilities	191,340
Elections Board	296,934
Register of Deeds	303,935
Public Buildings	870,823
Health & Social Services Building.....	308,000
Non-Departmental	227,563
Sheriff's Department	2,769,822
School Resource Officers	216,471
Jail	2,104,118
Central Communications	923,648
Emergency Management	127,701
Code Enforcement	75,154
Central Fire Department.....	318,505
Intercounty Fire Department	34,500
Newland Fire Department	37,548
Weeksville Fire Department.....	40,679
Providence Fire Department.....	48,790
Nixonton Fire Department.....	36,560
Building Inspector	286,242
Fire Marshall/OSHA Inspector.....	89,000
Emergency Medical Services	1,834,226
Animal Control.....	303,737
Planning Department.....	206,212
Geographic Information Systems	109,357
Economic Development	123,430
Cooperative Extension Service.....	229,975
Farmers Market	3,600
Soil & Water Conservation	65,795
Public Health	177,957
Public Schools	10,615,761
College of The Albemarle	1,086,362
Parks & Recreation.....	690,404
Meads Pool	75,562
Special Appropriations:	
-Miscellaneous.....	259,390
-Contribution to:	
Public Assistance Fund	5,709,453
Mental Health.....	40,465
Pasquotank-Camden Library Fund.....	469,281
Airport Authority	45,000
Tourism Board	472,000
Reappraisal Reserve	70,000
Contingency.....	50,000
Debt Retirement.....	<u>4,582,868</u>
 TOTAL GENERAL FUND	 \$38,269,468

SECTION 2 – REVENUES: It is estimated that the following revenues will be available in the General Fund for the fiscal year beginning July 1, 2007 and ending June 30, 2008:

Ad Valorem Taxes.....	\$15,790,500
Sales Tax 1%	3,840,000
Sales Tax ½%	5,550,000
Land Transfer Tax	2,100,000
Franchise Fees	150,000
Wine & Beer Tax.....	90,000
Occupancy Tax.....	480,000
ADM Funds.....	400,000
Inspection Fees	250,000
Recording Fees	320,000
Interest on Investments.....	300,000
ABC Store Revenue	80,000
EMS Revenue from Services.....	1,030,000
Revenue – Albemarle Hospital.....	738,226
Rent Revenue.....	1,008,284
Transfer from Capital Reserve	2,529,671
Other Revenue	2,510,440
Fund Balance Appropriated.....	<u>1,102,347</u>
 TOTAL GENERAL FUND	 \$38,269,468

II. SOCIAL SERVICES FUND

SECTION 1 – APPROPRIATIONS: The following amounts are hereby appropriated in the Social Services Fund for administration of and payments to recipients of public assistance for the fiscal year beginning July 1, 2007 and ending June 30, 2008:

Administration.....	\$ 5,283,893
Special Assistance	532,776
Medicaid.....	2,498,818
Child Care Services	2,244,200
Smart Start Day Care.....	309,925
Foster Care.....	480,000
Other.....	<u>263,392</u>
 TOTAL SOCIAL SERVICES FUND	 \$11,613,004

SECTION 2 – REVENUES: It is estimated that the following revenues will be available to the Social Services Fund for the fiscal year beginning July 1, 2007 and ending June 30, 2008:

Federal and State Grants & Other Sources.....	\$ 5,709,453
Contribution from General Fund.....	<u>5,903,551</u>
 TOTAL SOCIAL SERVICES FUND	 \$11,613,004

III. PASQUOTANK-CAMDEN LIBRARY FUND

SECTION 1 – APPROPRIATIONS: The following amounts are hereby appropriated in the Pasquotank-Camden Library Fund for the fiscal year beginning July 1, 2007 and ending June 30, 2008.

Operating Expenses.....	\$ 588,399
Capital Outlay.....	<u>3,000</u>
 TOTAL PASQUOTANK-CAMDEN LIBRARY FUND	 \$ 591,399

SECTION 2 – REVENUES: It is estimated that the following revenues will be available in the Pasquotank-Camden Library Fund for the fiscal year beginning July 1, 2007 and ending June 30, 2008:

Fees & Fines.....	\$ 10,000
Copies.....	10,000
Interest.....	6,000
Contribution from Camden County.....	96,118
Contribution from Pasquotank County General Fund.....	<u>469,281</u>
 TOTAL PASQUOTANK-CAMDEN LIBRARY FUND	 \$ 591,399

IV. CAPITAL RESERVE FUND

SECTION 1 – APPROPRIATIONS: The following amounts are hereby appropriated in the Capital Reserve Fund for the fiscal year beginning July 1, 2007 and ending June 30, 2008:

Transfer to General Fund..... \$ 2,529,671
Sports Complex 250,000

TOTAL CAPITAL RESERVE FUND \$ 2,779,671

SECTION 2 – REVENUES: It is estimated that the following revenues will be available for the Capital Reserve Fund for the fiscal year beginning July 1, 2007 and ending June 30, 2008:

Interest Earned..... \$ 120,000
Fund Balance Appropriated..... 2,659,671

TOTAL CAPITAL RESERVE FUND \$ 2,779,671

V. EMERGENCY TELEPHONE FUND

SECTION 1 – APPROPRIATIONS: The following amounts are hereby appropriated in the Emergency Telephone Fund for the fiscal year beginning July 1, 2007 and ending June 30, 2008:

E-911 Wireline \$ 280,000
E-911 Wireless 190,000

TOTAL EMERGENCY TELEPHONE FUND \$ 470,000

SECTION 2 – REVENUES: It is estimated that the following revenues will be available in the Emergency Telephone Fund for the fiscal year beginning July 1, 2007 and ending June 30, 2008:

911 Charge Revenue..... \$ 280,000
911 Wireless Revenue..... 140,000
Interest Earned..... 50,000

TOTAL EMERGENCY TELEPHONE FUND \$ 470,000

VI. REAPPRAISAL RESERVE FUND

SECTION 1 – APPROPRIATIONS: The following amounts are hereby appropriated in the Reappraisal Reserve Fund for the fiscal year beginning July 1, 2007 and ending June 30, 2008:

Reappraisal \$ 70,000

TOTAL REAPPRAISAL RESERVE FUND \$ 70,000

SECTION 2 – REVENUES: It is estimated that the following revenues will be available in the Reappraisal Reserve Fund for the fiscal year beginning July 1, 2007 and ending June 30, 2008:

General Fund Transfer..... \$ 70,000

TOTAL REAPPRAISAL RESERVE FUND \$ 70,000

VII. NEWLAND DRAINAGE DISTRICT FUND

SECTION 1 – APPROPRIATIONS: The following amounts are hereby appropriated in the Newland Drainage District Fund for the fiscal year beginning July 1, 2007 and ending June 30, 2008:

Maintenance \$ 5,300

TOTAL NEWLAND DRAINAGE DISTRICT FUND \$ 5,300

SECTION 2 – REVENUES: It is estimated that the following revenues will be available in the Newland Drainage District Fund for the fiscal year beginning July 1, 2007 and ending June 30, 2008:

Revenue from Assessments..... \$ 5,300

TOTAL NEWLAND DRAINAGE DISTRICT FUND \$ 5,300

VIII. WATER SYSTEM FUND

SECTION 1 – APPROPRIATIONS: The following amounts are hereby appropriated in the Water System Fund for the fiscal year beginning July 1, 2007 and ending June 30, 2008:

Operating Expenses	\$1,576,345
Capital Outlay.....	245,000
Capital Reserve.....	608,413
Contingency.....	5,000
Operating Expenses – Sewer Department	94,060
Capital Outlay – Sewer Department.....	16,700
Debt Retirement.....	<u>364,482</u>
 TOTAL WATER SYSTEM FUND	 \$2,910,000

SECTION 2 – REVENUES: It is estimated that the following revenues will be available in the Water System Fund for the fiscal year beginning July 1, 2007 and ending June 30, 2008:

Sale of Water	\$2,000,000
Hookups.....	450,000
Sewer Revenue	180,000
Interest on Investments.....	150,000
Penalties & Fees	64,000
Miscellaneous.....	<u>66,000</u>
 TOTAL WATER SYSTEM FUND	 \$2,910,000

IX. LANDFILL FUND

SECTION 1 – APPROPRIATIONS: The following amounts are hereby appropriated in the Landfill Fund for the fiscal year beginning July 1, 2007 and ending June 30, 2008:

Operating Expenses – Landfill	\$2,877,624
Capital Outlay – Landfill.....	8,000
Operating Expenses – Solid Waste.....	2,020,015
Capital Outlay – Solid Waste	<u>7,000</u>
 TOTAL LANDFILL FUND	 \$4,912,639

SECTION 2 – REVENUES: It is estimated that the following revenues will be available to the Landfill Fund for the fiscal year beginning July 1, 2007 and ending June 30, 2008:

Tipping Fees	\$2,856,000
Solid Waste Fees	1,916,439
Tire Disposal Fees	89,000
White Goods Disposal Fees.....	14,000
Miscellaneous.....	<u>37,200</u>
 TOTAL LANDFILL FUND	 \$4,912,639

X. SCHOOL APPROPRIATIONS

SECTION 1: The appropriation to the Board of Education first shall be made from any such funds which are dedicated to the use of the schools and secondly shall be made from general county fund revenues to the extent necessary to meet approved appropriations. The appropriations to schools are based on an estimated Public Law Fund - \$50,000 and fines and forfeitures of \$300,000.

SECTION 2: The total appropriation for Current Expense from General Fund is \$9,695,761.

SECTION 3: The total appropriation for Capital Outlay from General Fund is \$920,000.

XI. OTHER PROVISIONS

SECTION 1: The County Budget Officer is hereby authorized to transfer appropriations within a fund as contained herein under the following conditions:

- a) He may transfer amounts between objects of expenditure within a department except salary amounts without limitation.

b) He may not transfer any amounts between departments or funds from any contingency appropriation within any fund.

SECTION 2: No expenditure may be made in any line item that exceeds the amount set forth in the chart of accounts without prior authorization by the County Manager or Board of Commissioners.

SECTION 3: The County Manager and Clerk to the Board are hereby authorized to execute the necessary agreements within funds included in the Budget Ordinance for the following purposes: (1) Form grant agreements to public and non-profit organizations; (2) Leases of normal and routine business equipment where the annual rental of each is not more than \$20,000; (3) Consultant, professional or maintenance service agreements where the annual compensation of each is not more than \$20,000; (4) Purchase of apparatus, supplies, materials, or equipment where formal bids are not required by law; (5) Agreements for acceptance of State, Federal, public, and non-profit organization grant funds, and funds from other governmental units for services to be rendered; (6) Construction or repair work where formal bids are not required by law; and (7) Liability, health, life, disability, casualty, property or other insurance or retention and faithful performance bonds (other than for the Sheriff and Register of Deeds). Other appropriate county officials are also authorized to execute or approve such insurance and bond undertakings as provided by law.

XII. FEES

SECTION 1: There is hereby established a fee of \$67.50 per ton for residential garbage and \$70.50 per ton for commercial garbage disposed of at the Pasquotank County Transfer Station for the purpose of raising the revenue listed in the Landfill Fund – Part IX, Section 2 of this ordinance.

SECTION 2: There is hereby established a fee of \$48 per ton for land clearing and inert debris disposed of at the Pasquotank County LCID Landfill for the purpose of raising the revenue listed in the Landfill Fund - Part IX, Section 2 of this ordinance.

SECTION 3: There is hereby established a fee of \$48 per ton for construction and demolition material disposed of at the Pasquotank County C&D Landfill for the purpose of raising the revenue listed in the Landfill Fund-Part IX, Section 2 of this ordinance.

SECTION 4: There is hereby established a solid waste availability fee of \$120 per household for the purpose of raising the revenue listed in the Landfill Fund-Part IX, Section 2 of this ordinance. The solid waste availability fee will remain at \$75 for low-income senior citizens who qualify for the property tax reduction.

XIII. TAX LEVY

SECTION 1: There is hereby levied a tax at the rate of fifty cents (50¢) per One Hundred Dollar (\$100.00) valuation of property listed for taxes as of January 1, 2007 for the purpose of raising the revenue listed in the General Fund - Part I, Section 2 of this ordinance.

SECTION 2: This rate of tax is based on a total valuation of property for the purpose of taxation of \$3,123,598,665 and an estimated rate of collection of 95%.

SECTION 3: There is hereby levied an assessment of twenty-seven cents (27¢) per acre for the Newland Drainage District for the purpose of raising the revenue to maintain the drainage in the service district.

Approved on June 29, 2007 by the following vote of the members of the Pasquotank County Board of Commissioners; four in favor; three opposed.

Cecil Perry, Chairman
Pasquotank County Board of Commissioners

Attest:

Karen S. Jennings
Clerk to the Board

Motion was made by Matt Wood, seconded by Bill Trueblood to amend the agenda to add the following items: 1) Consideration of budget amendments; 2) Discussion regarding a contract extension for CAO Properties; 3) Discussion about dilapidated structures and the minimum housing code; and 4) Closed Session to discuss the location of a business or industry. The motion carried.

2. APPROVAL OF BUDGET AMENDMENTS:

The Board considered the following budget amendments that were outlined by Finance Officer Sheri Bulman:

Animal Control

Increase	010.0600.4940.02	Elizabeth City-Animal Control	14,875.00
Increase	010.0600.4941.05	Camden-Animal Control	5,250.00
Increase	010.0500.4831.00	Interest Earned	14,875.00
Increase	010.4380.5261.00	Maintenance-Building	35,000.00

Occupancy Tax

Increase	010.0220.4270.00	Occupancy Tax Revenue	35,000.00
Increase	010.6600.5625.01	Tourism Board	35,000.00

Library/Public Safety

Decrease	042.8163.5980.21	Transfer to Capital Reserve	566,174.00
Decrease	042.8164.5980.21	Transfer to Capital Reserve	383,145.00
Decrease	042.0700.4981.21	Transfer from Capital Reserve	949,319.00

Governing Board

Increase	010.0110.4112.06	MV Taxes '06	2,700.00
Increase	010.4110.5310.00	Travel	2,700.00

County Manager

Increase	010.0110.4111.06	Ad Valorem Taxes '06	2,200.00
Increase	010.4120.5370.00	Advertising	2,200.00

Seized Assets

Increase	020.0230.4431.06	Forfeiture-State	38,500.00
Increase	020.0240.4431.05	Forfeiture-Federal	97,500.00
Increase	020.0500.4831.00	Interest Earned	1,500.00
Increase	020.4300.5500.00	Capital Outlay	137,500.00

Motion was made by Lloyd Griffin, seconded by Jeff Dixon to approve the budget amendments as presented. The motion carried unanimously.

3. CONSIDERATION OF REQUEST FOR CONTRACT EXTENSION FROM CAO PROPERTIES:

The Board considered a request from CAO Properties for an additional extension of the feasibility period to determine if the Division of Water Quality will permit 63% impervious coverage for the development of lots 2 and 3 in the Pasquotank County Commerce Park, Section B. Assistant County Manager Rodney Bunch explained that the extension request is for an additional 120 days that will expire December 1, 2007. CAO Properties has submitted a check in the amount \$6,600 which is 5% of the purchase price for the additional time. Mr. Bunch stated that CAO Properties had previously requested a 120 day extension which the Board approved. The 120 day extension will expire August 1, 2007 and it is not anticipated that they will have a response from the Division of Water Quality by August 1. The county would retain the \$6,600 if they do not close on the property, and if they close on the property, the \$6,600 would be applied towards the purchase price.

Motion was made by Matt Wood, seconded by Bill Trueblood to approve an additional 120 day extension until December 1, 2007 of the feasibility period for CAO Properties to close of lots 2 and 3 in the Pasquotank County Commerce Park, Section B. The motion carried unanimously.

4. DISCUSSION REGARDING ENFORCEMENT OF MINIMUM HOUSING CODE FOR DILAPIDATED STRUCTURES:

Mr. Bunch explained that the Building Inspections Department is responsible for enforcement of the Minimum Housing Code. After inspecting a dilapidated structure, the Building Inspector is responsible for contacting the owners and informing them of repairs that have to be made to

bring the structure up to code, or in some cases informing them that the structure must be demolished. Mr. Bunch stated that there are instances in which the structure is vacant and the owners do not have the financial ability or the willingness to make the repairs or demolish the structure. He advised that the city handles situations such as this by including a line item in the Building Inspections Department budget with funding to address minimum housing cases. Once the property is cleaned up, a lien goes against the property for the cost of the cleanup. Mr. Bunch said it appears this may be the only way the county will be able to demolish dilapidated structures the property owners are not willing or financially able to demolish.

It was suggested that this matter be referred to the Special Projects Committee to consider possible options.

Motion was made by Lloyd Griffin, seconded by Matt Wood to refer the issue of how to address dilapidated structures to the Special Projects Committee for a recommendation. The motion carried unanimously.

5. CLOSED SESSION TO DISCUSS THE LOCATION OR EXPANSION OF A BUSINESS OR INDUSTRY:

Chairman Perry asked for a motion that the Board enter Closed Session to discuss the location or expansion of a business or industry.

Motion was made by Lloyd Griffin, seconded by Matt Wood that the Board enter Closed Session to discuss the location or expansion of a business or industry. The motion carried unanimously.

Upon the end of Closed Session;

Motion was made by Marshall Stevenson, seconded by Matt Wood that the Board return to Regular Session. The motion carried unanimously.

Commissioner Marshall Stevenson stated that he would like to make a comment regarding the budget. He said although the vote on the budget did not go his way, he would like to commend County Manager Randy Keaton for his work in preparing and presenting the budget. He said he would also like to thank the Finance Officer and the Assistant County Manager for their assistance during the budget process. Other members of the Board also thanked the County Manager for his hard work.

Motion was made by Lloyd Griffin, seconded by Cecil Perry to adjourn the meeting. The motion carried and the meeting was adjourned at 9:05 AM.

CHAIRMAN

CLERK