

**PASQUOTANK COUNTY, NORTH CAROLINA
SEPTEMBER 29, 2008**

The Pasquotank County Board of Commissioners met today in a special joint meeting with the City Council of Elizabeth City on Monday, September 29, 2008 in the Community Room of the Pasquotank County Public Safety Building.

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

MEMBERS ABSENT: None

OTHERS PRESENT: Randy Keaton, County Manager
Rodney Bunch, Assistant County Manager
R. Michael Cox, County Attorney
Karen Jennings, Clerk to the Board

Also present were the Mayor and City Council, the City Manager, City Clerk, City Attorney, and city and county staff. The meeting was called to order at 6:10 PM by Mayor Steve Atkinson and Chairman Cecil Perry. Commissioner Matt Wood gave the invocation and everyone recited the Pledge of Allegiance to the Flag. Following dinner, the business meeting was convened at 6:38 PM. Mayor Atkinson and Chairman Perry each made opening statements and everyone in attendance introduced themselves.

1. DISCUSSION REGARDING CITY/COUNTY JOINT PROGRAMS:

County Manager Randy Keaton and City Manager Rich Olson reviewed the various programs that are joint partnerships between the city and the county and outlined the funding formula for each. These programs include: E-911 & emergency management; fire; recreation; animal control; economic development; airport; fire marshal; community development; geographic information systems; water distribution and treatment; sewerage collection and treatment; Elizabeth City Downtown, Inc.; and tax collections.

2. UPDATE ON RO WATER PLANT:

County Water Superintendent John Gregory provided an update on the progress of the reverse osmosis water treatment project. He explained that the project is moving along well. He provided pictures of the water plant site, the well sites, the line construction, and the discharge point. He also provided a map showing the location of the plant, the well sites, the test wells, the concentrate lines, and the water mains. He stated that the site work for the RO plant is almost complete and construction of the plant will begin once final permits have been acquired. Mr. Gregory advised that the RO plant will be served by four wells that will produce more water than the 30 wells that serve the existing conventional water plant. He stated that completion of the project is anticipated by mid 2010.

3. UPDATE ON JAIL PROJECT AND PARTNERSHIP WITH CITY TO PROVIDE POWER:

Mr. Keaton reported that the jail construction project was restarted in the spring after being shut down last fall due to construction problems. He said the contractor has completed the remedial work and is back on construction. He stated that there is a partnership with the city to provide the power to serve the jail. He said the jail project initially included a generator at a cost of about \$300,000. City Manager Rich Olson explained that the city purchased a 1000 kw prime 3-phase, 4-wire generator at a cost of \$212,155. The generator is stored onsite and is ready to be connected once the footers for the generator pad are poured. Mr. Olson said the city's contract with Electricities requires a PURPA heat recovery system which will provide hot water for the entire jail facility via the generator. He stated that the generator is a peak-shaving generator which will be operated through the city's load management system. It will also have a transfer switch that will enable it to be switched on in the event of a power failure. Mr. Olson said the

cost of the generator will be recovered in about eighteen months. He added that the city's purchase of the generator saved the county between \$200,000 and \$300,000.

4. DISCUSSION REGARDING CENTRAL COMMUNICATIONS AGREEMENT:

County Manager Randy Keaton explained that Central Communications was created in 1990 and began as a joint operation of the city, the county, and Camden County. A Central Communications Commission was initially created to oversee Central Communications and was subsequently renamed Central Communications Advisory Board. The Advisory Board meets once a month and is charged with recommending a budget to the three governments, assisting with the selection of personnel, assisting in the development of standard operating guidelines, and numerous other responsibilities. The Advisory Board has a lot of discretion and its members are appointed by the three governments. In addition to the Advisory Board, there is also a users' group made up of staff from the agencies that are dispatched by 911 that meets periodically to go over operational issues, talk about standard operating guidelines, and any issues that come up among staff.

Mr. Keaton asked Central Communications Training Officer Ronnie Barefoot to review the training procedures for telecommunicators. Mr. Barefoot explained that prior to this year when new employees were brought into the center, they received six to eight months of on-the-job training. They would then go to Salemburg to the North Carolina Justice Academy where they would receive their telecommunicator certificate. Mr. Barefoot said this year he has obtained his telecommunicator instructor certificate and can now do the training in-house. He explained that all new hires spend their first seven weeks with him. He said the first week they are taking the 40-hour Emergency Telecommunicator Course. After this they go into Computer-Aided Dispatch (CAD) training. After a week of CAD training, they go into the Communications Center and start learning the phones and radios. They go through online incident command classes through FEMA. They also go through CPR training because all telecommunicators are required to be CPR certified in order to use Emergency Medical Dispatch (EMD). They are required to be re-certified every year. Mr. Barefoot said as part of their training new telecommunicators work with him in the Communications Center where they at first take administrative calls. After one to two weeks, they will begin dispatching low priority calls over the radio, and then move into taking emergency calls. In approximately week six of their training, new telecommunicators sit with supervisors and observe what they do and then they take calls with the supervisor observing and assisting. Mr. Barefoot stated that also in their training telecommunicators get familiarized with the area and ride with the Sheriff's Department, the Police Department, the fire department, and EMS. This gives them a better understanding of what the departments do that they will be dispatching. Telecommunicators also receive continuing education classes monthly. They do training for CPR, stress management, pediatric emergencies, airway management, meth lab, legal issues, customer service, standard operating guidelines, policies and procedures, and user updates.

Mr. Keaton stated that Central Communications Supervisor Pam Brown has been meeting with community watch groups. He asked her to describe the kind of information she provides to these groups. Ms. Brown said when she starting going to the community watch meetings, the idea was to let them know what 911 does and why they ask the questions they ask of those who call 911. She stated that she reassures the public that 911 is there to help them and not to harm them in any way. She said she explains that callers can remain anonymous and that questions are asked to help provide EMS with a better scenario of what medical situations they are going into. Ms. Brown stated that these EMD questions take only a minute to a minute and a half. She said it eases the public's mind when they understand the telecommunicators have a list of questions they have to ask. She stated she has seen results after going into these community watch meetings that people do call with the information 911 needs and they do give a better description of people on the streets or vehicles in the area.

Deputy Sheriff Travis Jackson explained that the Sheriff's Department began purchasing mobile data terminals (MDTs) in 2001 for the Sheriff's Department and the Elizabeth City Police Department with the help of grant funds from the Governor's Crime Commission. He said these terminals are installed in the patrol cars and enable the 911 Center to get needed information to the officers faster and result in a faster response by the officers. He stated that at the present time the Sheriff's Department has a total of 38 laptops in the patrol cars. The laptops have the same software the 911 Center has which allows the officers to see everything that the telecommunicator is typing in when a 911 call comes in. The officers can also access maps showing them where they need to go. They can also run the name of a suspect from the MDT

and pull up criminal histories for the last 30 days and view pictures of suspects if they are in the database. The MDT also provides information including whether a person has a concealed handgun permit, if they are involved in drug activity, or if they are a gang member. Mr. Jackson stated that the MDT enables deputies to type in their reports while in their patrol cars so they won't have to go back and forth to the office. They can also access the county's web site, get tax parcel ID's and addresses for serving papers, and can check their email. By accessing the CAD system, it helps the deputies to get the information they need in a more timely manner. Mr. Jackson said the deputies rely on the 911 center to get as much information as they can get from the callers so they can have this information in their patrol cars when responding to calls. He stated that these MDT's cut down on the amount of radio traffic. He noted that any calls that require an immediate response have to be dispatched over the radio and through the MDT at the same time in the event towers or terminals are down.

Members of City Council asked if all of the city's police cars have the MDT's as well. Chief of Police Crudup stated that all of the cars do not, however all of the first responders will have them with what is included in this year's budget. He said approximately 24 or 25 out of 30 of the city's first responders have the MDT's.

5. UPDATE ON SPORTS COMPLEX PROJECTS:

Mr. Keaton provided an update on the River Road Sports Complex project. He said the project is well underway and the site work has been completed. He stated that the bases for the light poles are in place and the city electric department should soon begin installing the poles. He said a small building is being constructed to house electrical equipment and keep it out of the weather. The picnic shelter is in and should soon be installed. Two additional pecan trees had to be removed because of their close proximity to the soccer goals and county staff removed the trees using county equipment. The irrigation system will soon go in and the site will be overseeded with winter rye grass in order to have grass on the site when soccer begins in the spring. Mr. Keaton said a tremendous amount of money was saved due to the city installing the light poles and the electrical equipment. The site will include five soccer fields with two of the fields available for the youth football leagues. Mr. Keaton stated that the Parks & Recreation Department has already received inquiries as to when the fields will be available for soccer tournaments. He said these fields will accomplish one of the goals of increasing tourism by bringing people in for the tournaments.

City Manager Rich Olson reported that the South Park property has been purchased and is titled to both the city and county as tenants in common. The facility consists of 12 acres in one parcel and 22 acres in another parcel for a total of 34 acres. Site Solutions is in the process of doing the final design of construction plans for the facility and the project should go out to bid in the next two or three months with construction most likely beginning in the spring.

6. FUTURE OF OLD ELIZABETH CITY MIDDLE SCHOOL:

Mr. Keaton stated that the former Elizabeth City Middle School will be used this Halloween season for the Elizabeth City Fright Nights. He said this is the immediate future of the building. He stated that Elizabeth City High School class reunions have recently expressed an interest in touring the building. He added that the school ground is also being used by local churches to serve meals to the homeless. Mr. Keaton stated that a number of different groups have looked at the school building for various uses, but nothing has materialized. Commissioner Dixon stated he does not believe the gymnasium at the school should be held hostage until an agency has been found to use the entire complex. He said it is an injustice and a waste of taxpayers' money. He said it could be used now for the youth of the community. He suggested that the two managers get together to discuss a possible way to use the gym now.

Councilwoman Anita Hummer stated that a few months ago two local businessmen approached her and told her that in the 1960's or earlier there was a deed covenant that provided if the school property is no longer used as a middle school it would revert to the city. She said she has asked that research be done on this question. She stated that she knows it would cost a lot to refurbish the main building and to demolish the deteriorated portion of the annex, but it would surely cost much more than that for the city to build a public safety building. She said there would be no better location with all of the land available there. She stated that she would be interested in knowing what is found in the deed research. The City Attorney and the County Attorney each stated that their research has not yet turned up any such restriction.

Chairman Perry commented if the city needs the building he does not think the county would have a problem with it. Councilman Tony Stimatz noted that the city plans to conduct a facilities assessment of the city's buildings and its needs, and the old Elizabeth City Middle School will be part of that study. Members of the Board indicated they would be very receptive to a proposal by the city.

7. COMMENTS BY COUNTY COMMISSIONERS AND CITY COUNCILORS:

Commissioner Bill Trueblood reported that city and county staff and engineers held a meeting recently with the U.S. Army Corps of Engineers during which Engineer Greg Johnson presented an overview of the Knobbs Creek Drainage Study. He said they asked if it may be possible to obtain permits for clearing and excavating the upper limits of the Knobbs Creek. He stated that the representative from the Corps indicated that making improvements appear to be viable based on safety and quality of life. There would be a need for much more in depth study of what the actual improvements would be, and a cost analysis would be required to indicate what improvement costs are compared to the value of the properties that will benefit from the improvements. Multiple agencies would have input in the permitting process. Commissioner Trueblood said the next step would be a meeting with CAMA officials to get initial feedback and that meeting will be held in October. A scoping meeting would then be scheduled with the agencies involved to review potential projects and receive comments. A report would then be presented to the Board of Commissioners and City Council to determine what direction to take next. Commissioner Trueblood stated that this will be a fairly lengthy process, however since there are possibilities, the process will move forward.

Commissioner Lloyd Griffin asked Economic Developer Wayne Harris to provide an update on the groundbreaking for the airport project. Mr. Harris reported that ground will be broken on the aviation project on October 1 and a groundbreaking ceremony will be held on October 9. He said Congressman Butterfield will present the keynote address. The president of DRS will be one of the speakers and representatives from all of the funding agencies will be invited to speak.

Commissioner Matt Wood reminded the Board that tomorrow at 11:00 AM a groundbreaking will be held for the Winnie Wood Child Development Center.

Mayor Atkinson commented that he believes tonight's meeting went very well. He said he hopes the Board of Commissioners and the City Council can stay on track with regular meetings because he thinks they are very important. He stated that the County Manager and the City Manager have some items to work on together that they will be bringing back that might help resolve some of the issues from the last year.

Chairman Perry thanked everyone for their cooperation and kindness. The meeting was adjourned at 8:53 PM.

CHAIRMAN

CLERK

**PASQUOTANK COUNTY, NORTH CAROLINA
OCTOBER 6, 2008**

The Pasquotank County Board of Commissioners met today in a regular meeting on Monday, October 6, 2008 in Courtroom C in the Pasquotank County Courthouse.

MEMBERS PRESENT: Cecil Perry, Chairman
Marshall Stevenson, Vice-Chairman
Matt Wood
Bill Trueblood
Jeff Dixon
Jimmie Harris

MEMBERS ABSENT: Lloyd E. Griffin III

OTHERS PRESENT: Randy Keaton, County Manager
Rodney Bunch, Assistant 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. Dr. Charles Foster, Pastor of Holy Trinity Community Church, gave the invocation and Vice-Chairman Marshall Stevenson led in the Pledge of Allegiance to the American Flag. Chairman Perry welcomed everyone present.

1. COMMENTS FROM MR. RICHARD HUMPHRIES:

Chairman Perry recognized Mr. Richard Humphries who said he would like to ask what steps are taken when property is rezoned from agricultural to commercial or residential to ensure that the property is maintained. He said the city requires that grass and weeds on property be mowed when they get to a certain height. He stated that agricultural property adjacent to his property was rezoned two years ago and he has had more snakes and critters in his yard since this adjacent property went from farmland to residential. He said the property is no longer being farmed and has not yet been developed and the weeds are six feet tall. Mr. Humphries said he has talked with the Planning Department and was informed there is no county ordinance requiring the property to be mowed. He stated that he has also spoken with the individuals who purchased the property and they know they do not have to maintain the property. Assistant County Manager Rodney Bunch stated that the county does not have regulations requiring property to be mowed. The Board suggested that staff look into ways situations such as this could be addressed either through zoning or subdivision regulations.

2. PRESENTATION OF PINS TO EMPLOYEES FOR YEARS OF SERVICE:

Chairman Perry called on the following county employees to receive pins to recognize their years of service with Pasquotank County:

Employee	Department	Years of Service
Bill Stevens	Tax Department	30 years
Bonnie Hoffman	Tax Department	25 years
Sam Keith	Sheriff's Department	20 years
Victoria Smith	Social Services Department	15 years
William Williams	Sheriff's Department	10 years
Jeff Simpson	Parks & Recreation	10 years

The Board congratulated and thanked the employees for their service.

3. PROCLAMATION FOR COLONIAL HERITAGE MONTH:

Chairman Perry called on Mrs. Shirley Spaeth to accept the following proclamation declaring October as Colonial Heritage Month:

Proclamation
Colonial Heritage Month
October 2008

Whereas, the glory and the promise of our great nation has been enhanced by acclaimed organizations like the North Carolina State Society, Colonial Dames XVII Century...whose distinguished members are direct descendants of our country's earliest settlers; and

Whereas, one of the sound and noble goals of this heralded Society is to promote the tremendous colonial heritage upon which the very principles of our mighty nation were kindled and passed on--both in spirit and by example; and

Whereas, Colonial Dames XVII Century members, who are also highly respected for their long-standing record of caring and community service, proudly trace their time-honored roots back to our earliest settlers who came to America prior to 1701; and

Whereas, Pasquotank County is pleased to join in celebrating this special month which is aptly set aside to wisely promote and explore our family backgrounds, origins, and our knowledge and appreciation of colonial history...as such a bountiful and glorious past continues to merit a special place in the minds and in the hearts of our people.

Now Therefore, the Pasquotank County Board of Commissioners does hereby proclaim October 2008 as **Colonial Heritage Month** in Pasquotank County, and commends this observance to all of our citizens.

This the 6th day of October, 2008.

Mrs. Spaeth thanked the Board for proclaiming Colonial Heritage Month.

4. PROCLAMATION FOR DOMESTIC VIOLENCE AWARENESS MONTH:

Chairman Perry called on Mrs. Catherine Gardner to receive the following proclamation declaring October as Domestic Violence Awareness Month:

PROCLAMATION
DOMESTIC VIOLENCE AWARENESS MONTH

WHEREAS, domestic violence is a pattern of control in an intimate relationship where one person uses coercion and violence to gain power and control over their partner; and

WHEREAS, domestic violence includes not only physical abuse, but also mental abuse, emotional abuse, financial abuse, isolation, and sexual violence; and

WHEREAS, women of all races and socioeconomic backgrounds are vulnerable to violence by an intimate partner; and

WHEREAS, according to a Commonwealth Fund Survey, nearly 1/3 (31 percent) of American women report being raped and/or physically assaulted by a current or former spouse, partner, or date at some time in their lifetime; and

WHEREAS, on average, more than three women are murdered by their husbands or boyfriends in this country every day, according to the U.S. Department of Justice; and

WHEREAS, according to the North Carolina Coalition Against Domestic Violence, in North Carolina alone, over 500 women, men, and children have been murdered as a result of domestic violence since January 1, 2002; and

WHEREAS, NC ranked 11th in the nation for the number of per capita homicides committed by men against women in 2005, up from a ranking of 15th the year before, according to the Violence Policy Center; and

WHEREAS, according to the Women's Institute for Leadership Development for Human Rights, high rates of poverty, poor education, limited job resources, language barriers, and fear of deportation increase the difficulty in finding help and support services for women of color; and

WHEREAS, according to the North Carolina Coalition Against Domestic Violence, understanding all forms of oppression will lead to the social change necessary for the elimination of the institutional, cultural, and individual oppressions that contribute to domestic violence;

NOW THEREFORE, the Pasquotank County Board of Commissioners hereby proclaims October 2008 as “**DOMESTIC VIOLENCE AWARENESS MONTH**” in Pasquotank County. We further urge our citizens to increase their awareness and education of this destructive force which deeply affects a large number of families in our state each year and to become part of the efforts to stop violence in families.

PRESENTED this 6th day of October, 2008.

Mrs. Gardner expressed her appreciation to the Board for its continued support on behalf of Albemarle Hopeline. She also thanked everyone who has supported Hopeline over the years and for continued support of women and children who are survivors of domestic violence as well as those who have not survived. She said Albemarle Hopeline will be having a vigil later this month and she hopes all Commissioners will be able to attend.

5. PUBLIC HEARING ON REZONING REQUEST RR08-02 TO REZONE A .85 ACRE PARCEL FROM A-1 TO I-1 ON PITTS CHAPEL ROAD:

Chairman Perry declared the meeting to be a public hearing on Rezoning Request RR08-02. Planning Director Shelley Cox explained that the request is to rezone property owned by Charles & Edith Moore at the corner of Pitts Chapel Road and Sand Pit Road from A-1 Agricultural to I-1 Industrial. She said this property abuts the I-1 Industrial district and there is also adjacent property zoned A-1 Agricultural. The draft land use plan classifies this area as Industrial and this rezoning request is consistent with the draft land use plan. The area requested for rezoning is not within the 100 year flood plain. Mrs. Cox stated that all adjoining property owners have been notified as required and a sign has been posted on the site. She said that no comments, either positive or negative, have been received regarding this rezoning request. She stated that during the Planning Board meeting no one from the public came forward to speak for or against this rezoning. Mrs. Cox said the property currently is vacant and the applicants have informed staff that their intent is to open up a retail flooring operation at this site. She noted that currently the zoning ordinance does not allow retail flooring businesses within the I-1 district and they have advised the applicant that in order to proceed with their plans, they will have to apply for a text amendment to the zoning ordinance. She said however if the property were rezoned to Industrial, it would allow any uses that are currently allowed in the I-1 Industrial district. She stated that because this property is located adjacent to an existing I-1 zoning district and is consistent with the draft land use plan classification of Industrial, staff is recommending approval of the request. Mrs. Cox advised that the Planning Board reviewed this request on September 25 and also recommended approval.

Chairman Perry asked if anyone would care to comment on the rezoning request. He recognized Mr. Kenneth Sisk of Virginia Beach, Virginia, who said he is representing the applicant in regard to this rezoning. He said the property abuts an existing I-1 zoning and is consistent with what is in the area now.

At the absence of further comments, the public hearing was closed and Chairman Perry asked for the Board’s decision regarding this rezoning request.

Motion was made by Jimmie Harris, seconded by Matt Wood to approve Rezoning Request RR 08-02 based on the following findings of facts:

Compatibility with comprehensive plan – *The proposed rezoning is consistent with any comprehensive plan, or any other officially adopted plan that is applicable.*

Size of the tract – *The overall size of the tract of land proposed for rezoning is reasonable when compared to the size of the zoning district in which the subject property is located.*

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.*

Discussion followed and Vice-Chairman Marshall Stevenson noted that the county has a requirement for residential lots to be at least one acre. He asked if there is an issue with this lot being only .85 acres. Ms. Cox responded that a 43,000 minimum lot size is required for residential districts, for the I-1 district, and for the A-1 district. She stated that this is however an

existing lot of record, and the only issue she feels could potentially come up would be an issue of whether it is compatible for a septic system. She said this area happens to be very sandy and the soils are very good and suitable for a septic system. She stated that confirmation has been received from Albemarle Regional Health Services that this area is suitable for a septic system and that the lot size should not be an issue. Vice-Chairman Stevenson offered an observation that one of the listed property owners for this rezoning request, Charles E. Moore, is deceased and he asked if that would make a difference. Mrs. Cox stated that Charles E. & Edith B. Moore are still listed on the tax card as the owners of record and that is why they are listed as the property owners for this request.

The motion carried.

6. AMENDMENTS TO THE AGENDA:

Chairman Perry asked if there were any amendments to the agenda. Commissioner Matt Wood requested that the following items recommended by the Finance Committee be added to the agenda under new business: 1) Approval of price increase for Knobbs Creek force main; and 2) approval of bid for sewage pumping station. County Attorney Mike Cox requested that the agenda be amended to add consideration of a request from Mack Sawyer that the county repurchase a lot from him that he purchased at a tax sale.

Motion was made by Matt Wood, seconded by Jimmie Harris to amend the agenda to add the three items requested to new business. The motion carried.

7. APPROVAL OF CONSENT AGENDA:

The Board considered the following consent agenda:

a. Approval of Minutes of September 15, 2008 Commissioner Meeting

b. Approval of Tax Releases and Refunds

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

Releases:

		County	City
1.	Nicholas A. Cossa	744.80	
2.	James Carroll Oakley	167.05	
3.	Ervin Rodriguez	103.00	89.46
4.	Ricky D. Jr. & Yamilka Berry		320.76

Refunds:

1.	Christopher D. & Jennifer A. Pierce	450.85	
----	-------------------------------------	--------	--

c. Approval of Budget Amendments

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

Schools

Decrease	010.5910.5636.00	Education-Capital Outlay	55,520.00
Increase	010.5910.5630.00	Education-Current Expense	55,520.00

Renovations-Old Library

Decrease	042.8164.5991.00	Contingency	13,028.00
Increase	042.8164.5589.02	Old Library Renovations	13,028.00

School Cap Proj/Capital Reserve

Decrease	040.8910.5580.14	PCHS Stadium	22,777.00
Decrease	040.8900.5980.40	Transfer to Schools	528.00
Increase	040.8900.5980.21	Transfer to Capital Reserve	23,305.00
Increase	021.0700.4981.40	Transfer from School Cap Project	23,305.00
Increase	021.8200.5960.02	Reserve Schools	23,305.00

BFP-Hospital

Increase	026.0991.4991.00	Fund Balance Appropriated	3,421.00
Increase	026.5866.5261.03	Service Related Supplies-Hospital	3,421.00

Smart Start-Breastfeeding Program

Increase	026.0230.4370.50	Smart Start-BFP	30,000.00
Increase	026.5866.5121.00	Salaries & Wages	20,116.00
Increase	026.5866.5181.00	FICA	1,539.00

Increase	026.5866.5186.00	Worker's Comp	545.00
Increase	026.5866.5260.00	Office Supplies	1,500.00
Increase	026.5866.5310.00	Travel	2,280.00
Increase	026.5866.5311.00	Training	420.00
Increase	026.5866.5321.00	Telephone	600.00
Increase	026.5866.5440.00	Contracted Services	3,000.00

Smart Start-Eat Smart Move More

Increase	026.0230.4370.41	Smart Start-ESMM	50,000.00
Increase	026.5875.5121.00	Salaries & Wages	30,980.00
Increase	026.5875.5181.00	FICA	2,370.00
Increase	026.5875.5186.00	Worker's Comp	840.00
Increase	026.5875.5260.00	Office Supplies	2,440.00
Increase	026.5875.5261.01	Service Related Supplies	2,440.00
Increase	026.5875.5310.00	Travel	6,100.00
Increase	026.5875.5311.00	Training	915.00
Increase	026.5875.5499.00	Miscellaneous/Meetings	915.00
Increase	026.5875.5440.00	Contracted Services	3,000.00

Misc Ag Ext Grants

Increase	026.0991.4991.00	Fund Balance Appropriated	11,286.00
Increase	026.4984.5650.00	Local Grant Expenses	11,286.00

Pepsi Grant

Increase	026.0991.4991.00	Fund Balance Appropriated	3,045.00
Increase	026.5873.5310.00	Travel	3,045.00

Career Smarts-NCSU

Increase	026.0991.4991.00	Fund Balance Appropriated	962.00
Increase	026.5874.5311.00	Training	962.00

Day Reporting/CJPP

Increase	010.0230.4370.02	Criminal Justice Partnership	342,990.00
Increase	010.4305.5121.00	Salaries & Wages	113,190.00
Increase	010.4305.5181.00	FICA	8,320.00
Increase	010.4305.5182.00	Retirement	8,910.00
Increase	010.4305.5183.00	Health Insurance	15,500.00
Increase	010.4305.5186.00	Worker's Comp	2,400.00
Increase	010.4305.5261.00	Office Supplies	5,000.00
Increase	010.4305.5310.00	Travel	14,000.00
Increase	010.4305.5311.00	Training	3,000.00
Increase	010.4305.5321.00	Telephone	3,500.00
Increase	010.4305.5325.00	Postage	2,000.00
Increase	010.4305.5352.01	Maintenance-Office Equipment	4,500.00
Increase	010.4305.5400.00	Rent	14,400.00
Increase	010.4305.5440.05	Financial Services	6,500.00
Increase	010.4305.5440.06	Substance Abuse Treatment	135,770.00
Increase	010.4305.5450.00	Insurance-General Liability	6,000.00

Friends of the Library

Increase	024.0500.4831.00	Interest Earned	200.00
Increase	024.0600.4611.03	Book Sales	2,000.00
Increase	024.0600.4611.04	Membership Dues	1,000.00
Increase	024.0600.4611.05	Fundraisers	600.00
Increase	024.0600.4833.00	Donations	300.00
Increase	024.0991.4991.00	Fund Balance Appropriated	2,777.00
Increase	024.6110.5191.00	Audit	75.00
Increase	024.6110.5232.00	Library Materials	1,352.00
Increase	024.6110.5261.00	Departmental Supplies	1,850.00
Increase	024.6110.5325.00	Postage	200.00
Increase	024.6110.5231.00	Promotional Materials	1,350.00
Increase	024.6110.5272.00	Fundraiser Expenses	100.00
Increase	024.6110.5499.00	Miscellaneous	50.00
Increase	024.6110.5500.00	Capital Outlay	1,900.00

d. Approval of Family Subdivision Request 08-22 Consisting of One Lot on Lynch's Corner Road

The Planning Department has recommended approval of Family Subdivision Request 08-22. Jake & Janice Mullins are requesting to create a gift lot for a child in accordance with Article 3, Section 303 of the Pasquotank County Subdivision Ordinance. A total of 145.47 feet of road frontage for the proposal parcel is provided onto Lynch's Corner Road. The total lot area proposed is 2.22 acres for the gift lot and 18± acres for the residual tract. The grantors are

requesting to give a lot to their son, John Mullins, and they have provided documentation through deeds to show the property has been in continuous ownership for a period of over five years. Documentation has been provided that the plat qualifies as a family subdivision. Albemarle Regional Health Services has evaluated the site and determined that it is suitable for a septic system. The site contains a singlewide mobile home which is occupied by the son. Staff has advised that the application meets the minimum requirements for a family subdivision and therefore approval is recommended.

e. Appointments to Board of Zoning Adjustment

The Appointments Committee has recommended the appointment of Tommy Wilkins and Clayton H. Griffin, Sr. to the Board of Zoning Adjustment to replace Louis Twiford and Priscilla Burrus-Penny.

Motion was made by Matt Wood, seconded by Marshall Stevenson to approve the consent agenda as presented. The motion carried.

The following tax refunds have been approved by the Finance Officer:

Refunds:

		County	City
1.	William H. & Lill Riddick	20.91	
2.	William H. & Lill Riddick	21.78	
3.	William H. & Lill Riddick	23.96	

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
Helen J. Banks Lf Est	P98-13	Unoccupied since 2003

8. APPROVAL OF PRICE INCREASE FOR KNOBBS CREEK FORCE MAIN AND APPROVAL OF BID FOR SEWAGE PUMPING STATIONS:

The Board discussed a price increase for the 20 inch force main along Knobbs Creek Drive. Due to delays in permitting, the bids from February have expired and T.A. Loving has indicated that that pipe prices have increased and their price for the project will increase by \$46,638.30 for a total of \$611,638.30.

Mr. Keaton explained that a rebid was also held for the Knobbs Creek Drive pump station and the Commerce Park pump station. Two bids were received and T.A. Loving was the low bidder at \$850,000 plus alternate 1 for \$40,000 for some meters that will be a part of the city's cost.

Mr. Keaton stated that the total cost of these two recommendations is \$1,501,638.30 which will be split between the city and the county. The county's cost is approximately \$400,000 for the pump stations and the county's pro-rated portion for the sewer line increase is about \$28,000.

Vice-Chairman Stevenson asked the County Manager how much more this is costing the county taxpayers because of the delay. Mr. Keaton said this is not costing the taxpayers as it will come from the Water System enterprise fund. He stated that on the pump stations, the original low bidder withdrew his bid because of an error after his time expired, so it had to be rebid. He said the \$46,000 increase in the cost of the sewer line is due to delays because the county did not have the permits. He said engineer Pat McDowell has explained that part of that was due to a different state agency reviewing the permit application; part of it was the permitting associated with the environmental impact statement that was done; and part of it was due to the city trying to coordinate the Hughes Boulevard interceptor line to dump into the pump station. Mr. Keaton added that a number of factors came together to necessitate this line being delayed. The city and county will share in the impact fees which will help recoup the cost of the line.

Motion was made by Matt Wood, seconded by Jeff Dixon to award a contract to T.A. Loving for \$850,000 plus Alternate 1 in the amount of \$40,000 for construction of the two sewage pumping stations for a total of \$890,000; and to award a contract to T.A. Loving for the Knobbs Creek Drive 20 inch force main project for their base bid of \$565,000, plus the addition of \$46,638.30 for a total bid of \$611,638.30. The motion carried by a five to one margin with Vice-Chairman Stevenson voting against the motion.

9. APPROVAL OF REQUEST FROM MACK SAWYER FOR COUNTY TO REPURCHASE PROPERTY HE PURCHASED THROUGH A TAX SALE:

County Attorney Mike Cox explained that Mr. Mack Sawyer purchased a piece of property from the county through a tax sale believing it was seven acres when in fact it was two acres. He stated that the Tax Office incorrectly gave the Sheriff's Department a description of two parcels to sell totaling seven acres when in fact it was only one two-acre parcel. Mr. Sawyer purchased the property through the upset bid procedure and did not perform a title search. He has recently realized that he only bought the two acre tract and would like for the county to refund the \$4,767.43 he paid for the property and in exchange he would return the two acres to the county.

Motion was made by Matt Wood, seconded by Bill Trueblood to refund Mack Sawyer the \$4,767.43 he paid for a parcel at a tax sale in exchange for him returning the two acres to the county. The motion carried.

10. APPROVAL OF PRELIMINARY PLAT FOR MATTHEWS ESTATES SUBDIVISION:

The Board considered the preliminary plat for Matthews Estates Subdivision consisting of 45 residential lots on the west side of Main Street Extended in Providence Township. Planning Director Shelley Cox explained that the Board reviewed this item during the last meeting and it was tabled at the request of the applicant due to concerns regarding staff's recommendation that electronic drainage data be provided to the county's engineering consultant. She said this is being brought back before the Board because additional information has been received regarding the drainage plan and how the developer's engineer came to his data conclusions. She advised that Mr. Greg Johnson, the county's engineer, has been satisfied with what has been provided and is comfortable recommending approval of the preliminary plat. Mrs. Cox said during the last meeting there was some discussion regarding the name of the subdivision and concerns were expressed regarding the name "Matthews Estates" when there is currently a "Matthews Acres" in the same district. She stated that this has been researched and it was found that Mr. Matthews' mother, back in 1988, had begun the subdivision process for a portion of this tract, and at that time she had called the subdivision "Matthews Estates". She said they cannot find that this was ever recorded and their findings indicate that the subdivision went to the preliminary plat stage and was never finalized. She stated that Mr. Matthews has expressed that he feels very strongly about naming this Matthews Estates to continue what his mother had started. Mrs. Cox advised that the preliminary plat meets the minimum requirements of the subdivision ordinance and staff and Mr. Johnson are recommending approval of the preliminary plat.

Motion was made by Jeff Dixon, seconded by Matt Wood to approve the preliminary plat for Matthews Estates Subdivision as presented.

Discussion followed and Commissioner Trueblood stated that he still objects to the fact that the name proposed for this subdivision is so similar to the name of another subdivision. He said he spent 34 years of his life dealing with addresses and locations and he knows the kind of confusion that can take place. He added that he sees a problem coming. Vice-Chairman Stevenson stated that he concurs with Commissioner Trueblood that the Board needs to insist the name of the subdivision be changed because he believes the similar names could create a problem. Chairman Perry added that he also sees a problem. Commissioner Wood asked if there is any way to compromise on this issue. Commissioner Dixon said he feels if there was an issue with this name it should have come up during review by the Technical Review Committee. He stated that no problem with the name came up when the plat passed through the TRC, through the Planning Board, and the Board of Commissioners for sketch plan approval. He said he has talked with EMS and volunteer fire department personnel, and they informed him that they respond to calls according to street addresses and not subdivision names. He added that staff are meticulous about ensuring there are no duplicate street names within the county. Commissioner Wood asked what staff's position is on this. Mrs. Cox responded that from an emergency response standpoint Commissioner Dixon is correct in that when a call is placed to 911, emergency services looks for a specific address on a specific street. She said the proposed street names for this development were emailed to the 911 Director so he could ensure there is no duplication and he did not have a problem with the street names because they are unique to Pasquotank County and he was comfortable in recommending approval of the street names. She said from a practical standpoint, she sees where there could potentially be some confusion that could occur, however she does not know that there would be an issue from an emergency services standpoint. Mrs. Cox stated there is currently no process in place as far as subdivision names, however she could write a subdivision text amendment for the Board to consider if the

Board is concerned about duplicate subdivision names. She noted that Mr. Matthews has come this far in the process and has gotten sketch plan approval under the Matthews Estates name and has obtained stormwater permits under the Matthews Estates name. Vice-Chairman Stevenson said if nothing else comes out of this, the Board should at a minimum ask the Planning Director to draft a text amendment to address this issue in the future.

The motion to approve the preliminary plat carried by a five to one margin with Commissioner Trueblood voting against approval.

11. ADOPTION OF RESOLUTION IN SUPPORT OF FAIR TRADE POLICY:

The Board considered a resolution proposed by Nucor Corporation requesting the North Carolina Legislature and the North Carolina Congressional Delegation to continue to support strong trade policy regarding industry subsidization and currency manipulation by foreign governments and to take swift and responsive actions to halt other unlawful barriers to fair and free trade.

Chairman Perry recognized Mr. Michael Coblin of Nucor Steel who said he is here to invite the Board to a town hall meeting Nucor is hosting in Murfreesboro on October 21. Mr. Coblin said that North Carolina state legislators, congressmen, senators, and community and business leaders throughout Eastern North Carolina will be at the meeting to talk about why North Carolina has lost 283,000 jobs in the past ten years and why the United States has lost over 4,000,000 in that same timeframe. He stated that Nucor has held several of these town hall meetings because it is a hot issue and many of the problems the economy is having right now can be traced to the loss of these jobs which are good paying jobs that support the communities they are in. He said the jobs are being lost to countries with cheap labor, no environmental regulations, etc. Mr. Coblin stated that he hopes members of the Board as well as the public can attend the town hall meeting.

Motion was made by Matt Wood, seconded by Jeff Dixon to adopt the following Resolution in Support of Fair Trade Policy. The motion carried.

RESOLUTION OF THE PASQUOTANK COUNTY BOARD OF COMMISSIONERS REQUESTING THAT THE NORTH CAROLINA LEGISLATURE AND THE NORTH CAROLINA CONGRESSIONAL DELEGATION CONTINUE TO SUPPORT THE FAMILIES OF NORTH CAROLINA, TO SUPPORT STRONG TRADE POLICY REGARDING INDUSTRY SUBSIDIZATION AND CURRENCY MANIPULATION BY FOREIGN GOVERNMENTS, AND TO TAKE SWIFT AND RESPONSIVE ACTIONS TO HALT OTHER UNLAWFUL BARRIERS TO FAIR AND FREE TRADE

Whereas, the North Carolina manufacturing sector, as well as suppliers and ancillary businesses, have lost over 280,000 jobs since 1998 due to unfair trade practices; and

Whereas, more than 4.2 million American manufacturing jobs have been lost since 1998, and manufacturing employment is at its lowest point since March, 1950; and

Whereas, \$136 billion in wages are expected to shift from the U.S. to low-cost nations, many of which have no environmental or worker protections, by 2015; and

Whereas, the shift of clean, regulated American industry to nations with little environmental controls leads to an increase in global pollutants like mercury and greenhouse gases; and

Whereas, the United States trade deficit for 2007 alone was more than \$711 billion, averaging more than \$59 billion per month; and

Whereas, Between 1989 and 2003, the U.S. trade deficit with China alone displaced production supporting 1.5 million jobs, according to the Economic Policy Institute, 75 percent of which were manufacturing jobs paying above average wages; and

Whereas, Nucor Steel-Hertford County recycled more than 1.5 million tons of steel last year; and

Whereas, Nucor Steel-Hertford County employs approximately 400 North Carolinians and is an exemplary corporate citizen; and

Whereas, Nucor Steel-Hertford County has been working diligently to help our state retain important manufacturing jobs; and

Whereas, Nucor Steel-Hertford County is hosting a Town Hall meeting on October 21 as a continuing effort to fight to preserve American jobs and to educate the public about the importance of manufacturing to North Carolina's economy, as well as issues concerning our state's industries, workers, and families; and

Whereas, in 2007, manufacturing employed over 800 people in Pasquotank County.

Now, Therefore, Be it Resolved by the Pasquotank County Board of Commissioners:

That the Pasquotank County Board of Commissioners, on behalf of North Carolina's citizens and business, by this resolution, encourages North Carolina's federal and state elected officials to stake a strong position on behalf of fair trade. Free trade can only succeed if the rule of law is diligently applied; and

Be it Further Resolved that the members of the Pasquotank County Board of Commissioners commend Nucor Steel-Hertford County for its service to North Carolina communities, for providing the highly skilled jobs important to North Carolina families, and for striving to bring awareness of critical issues facing North Carolina's manufacturing employees.

Adopted this 6th day of October, 2008.

12. APPROVAL OF REQUEST FOR EXTENSION OF DUE DILIGENCE PERIOD AND CLOSING FOR NAGS HEAD PROPERTY:

The Board considered a request from the attorney for the bidder for the Nags Head property for a 45-day extension of the due diligence period and then 45 days from that date in order to close on the purchase of the property. The request for the extension is due to the fact that final approval of the plans cannot be made until November 5, 2008.

County Attorney Mike Cox reported that the original feasibility end date was September 6 of this year and the original settlement date which is still in place now is November 5. He said in September the Board granted an extension of the feasibility period until October 21 and the developers have now asked for 45 days beyond October 21 which would be December 5. Forty-five days beyond that would be January 19, 2009 to close. Mr. Cox said the developers are moving forward with this project. Staff is recommending approval of the extensions as requested.

Motion was made by Matt Wood, seconded by Bill Trueblood to approve the request for a 45 day extension of the due diligence period until December 5 for the Nags Head property, and 45 days beyond that until January 19, 2009 to close on the property. The motion carried.

13. REPORTS FROM COUNTY MANAGER:

County Manager Randy Keaton reported that Commissioners have been provided a copy of the proposed Secondary Roads Construction Program for 2008-09 to review. He stated that representatives from the Department of Transportation will be at the next meeting to present the program.

Mr. Keaton stated that Pearl Street Pentecostal Church plans to have a live nativity scene December 12 through December 14 and has requested to use part of the land behind the old Elizabeth City Middle School for parking. He said the nativity scene will be a walk-thru on the church grounds and the church would like to use some of the vacant land on the school property where houses were torn down on Pearl Street for parking during that event. Commissioner Dixon asked if the county's insurance would cover anything that might occur on the property as a result of different groups using the property. Mr. Keaton said the county's insurance would provide coverage. The Board concurred to allow the Pearl Street Pentecostal Church to park on the property behind the old Elizabeth City Middle School during their live nativity scene.

14. RECOMMENDATIONS FROM APPOINTMENTS COMMITTEE:

Vice-Chairman Marshall Stevenson reported that the Appointments Committee met today and voted to accept the Hospital Board's recommendation to reappoint of Dr. Claudie Mackey, Mr. Paul O'Neal, and Dr. Dan Terryberry to the Albemarle Hospital Authority Board of Commissioners. The committee also voted to recommend the appointment of Dr. Neil DeNunzio to replace Dr. Margaret Donahoe, and Mr. John Aydlett to replace Mr. Jeff Jennings.

Motion was made by Marshall Stevenson, seconded by Jimmie Harris to approve the reappointments and appointments to the Albemarle Hospital Authority Board of Commissioners as recommended. The motion carried.

15. REPORTS FROM COMMISSIONERS:

Commissioner Bill Trueblood reported that a trip has been scheduled for Wednesday, October 8 for the purpose of touring the RO construction site all the way to the discharge point at Rebellion Point. He reminded Commissioners to meet in the parking lot of the Cooperative Extension Service at 10:00 AM Wednesday.

Commissioner Jeff Dixon reported that there is a vacancy on the Tourism Development Authority that needs to be filled due to the resignation of Mr. Jim Stewart. This seat will be limited to someone from the hotel/motel or bed and breakfast industry. He asked that the Board recommend anyone they feel would meet these criteria.

Commissioner Dixon said he has looked at the River Road Soccer Complex and feels that some more of the trees need to be removed, particularly in the vicinity of the gazebo. He stated that two in this area look shaky and have some huge limbs that could easily fall. He suggested that staff take another look at these trees.

Commissioner Matt Wood said he would like to thank Deputy Travis Jackson who was in the audience for the presentation he made at the joint city-county meeting. He stated that Mr. Jackson did an outstanding and very professional job. He said the Central Communications staff also did a very nice job. He suggested that notes be sent to these employees thanking them on behalf of the Board.

Commissioner Wood stated that Mr. Don McCabe, who is a regular attendee at Commissioner meetings, who is a county appointee on the COA Board of Trustees, and who has been very active in the community, recently had open heart surgery. He suggested that the Board send flowers to Mr. McCabe.

Chairman Perry thanked the Board for its support at the city-county meeting. He said he felt like the meeting went very well.

Chairman Perry said it has been suggested to him by Mr. Blades that the county look at cleaning up the monument in front of the courthouse.

There being no further business;

Motion was made by Jimmie Harris, seconded by Matt Wood to adjourn the meeting. The motion carried and the meeting was adjourned at 8:10 PM.

CHAIRMAN

CLERK