

**Camden County Board of Commissioners
Regular Meeting
November 7, 2011
7:00 P.M. - Regular Meeting
Historic Courtroom, Courthouse Complex
Camden, North Carolina**

MINUTES

The regular meeting of the Camden County Board of Commissioners was held on Monday November 7, 2011 in the Historic Courtroom, Camden, North Carolina. The following Commissioners were present:

Chairman Sandra Duckwall, Vice Chairman Garry Meiggs and Commissioners Randy Krainiak, Clayton Riggs, and Michael McLain.

Also attending were Interim County Manager William "Bill" Cowan, Clerk to the Board Ashley R. Honaker, and County Attorney John Morrison. Present for purposes of making a presentation(s) or providing supporting information for agenda items were the following persons: Clarann Mansfield- Finance Director, Jesse Stallings- Practical Computing, Gwen Wescott- Senior Tarheel Legislature, Danelle Barco- Cooperative Extension, Joy Futrell- ECBH, Elizabeth Northcott- NCDOT Right of Way, David Credle- Public Works Director, and Mary Gaskins- Tax Administrator.

Chairman Sandra Duckwall called to order the November 7, 2011 meeting of the Camden County Board of Commissioners at 7:08 PM.

Invocation and Pledge of Allegiance

Commissioner Randy Krainiak gave the invocation and led those present in the Pledge of Allegiance.

Public Comments –

Joe Herbin, of Sandy Hook Road, Shiloh, NC, came before the Board to specify the following concerns:

- Problem with Mediacom and Century link both
- Both companies have provided conflicting information over the past 6 years
- Spoke with Fred Womble of Mediacom and Wayne Holliday of Century link
- No change
- Requesting the Board to take action

Buddy Tucker of Trotman Road, Shiloh- Came before the Board to announce that there would be a Flag raising at 7:00am on Friday November 11, 2011, in honor of Veterans

Day. There will also be a Veterans Day Service at 1:00PM at the Westlawn Cemetery in Elizabeth City, NC.

Bob Albury- 105 Upton Road, Camden- Camden before the Board to speak in opposition of agenda item 4.D- Approval of acceptance of the Governor's Highway Safety Program Grant.

Consideration of Agenda

Chairman Sandra Duckwall requested to add *closed session* to the agenda prior to Presentations, as well as add *Item 3.E- Elizabeth Northcott NCDOT Right of Way 160 US Highway 158 East*.

Vice Chairman Garry Meiggs made a motion to approve the agenda as amended. At 7:16PM, the motion passed 5-0 with Chairman Sandra Duckwall, Vice Chairman Garry Meiggs, and Commissioners Michael McLain, Randy Krainiak, and Clayton Riggs voting aye; no Commissioner voting no; no Commissioners absent; and no Commissioner not voting.

Closed Session

Vice Chairman Garry Meiggs made a motion to go into closed session. The motion passed with a unanimous vote at 7:16pm.

Commissioner Clayton Riggs made a motion to come out of closed session. The motion passed with a unanimous vote at 7:50pm.

Presentations

Item 3.A. – Gwen Wescott- Senior Tarheel Legislature

Mrs. Wescott came before the Board to give a brief summary of her visit to Raleigh to participate in the Legislature process. She reported that the two (2) day event produced 74 delegates and 34 alternates on the first day, and 66 delegates and 21 alternates on the second day. Mrs. Wescott also shared that legislature still has not been passed to require drug testing for employees of Nursing Homes and similar professions.

Item 3.B. – Jesse Stallings- Update on Mediacom and Access Cable Channel

Camden County Technical Support Technician Jesse Stallings came before the Board to provide the following update on complaints regarding Mediacom and the output quality of the Camden County Access Channel:

- Spoke with a representative of Mediacom who is no longer with the company

- Said representative suggested moving equipment from Camden County to the Mediacom facility.
- Said move would provide high speed internet and a higher output quality
- Said move would prevent the Board from streaming meeting videos live
- Mr. Holliday of Mediacom suggested running a fiber optic cable from that which is currently installed at the road (NC343) in front of the Complex, to the Courthouse
- No success in recent attempts in contacting Mr. Holliday for price estimates
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Mr. Stallings was asked to come back before the Board when he was provided with cost estimates.

Item 3.C- Christy Edwards- JCPC Program Information; JCPC Program Revision

Christy Edwards was absent due to a family emergency. Danelle Barco of the Camden County Cooperative Extension office stood in her place. Danelle Barco gave a brief presentation on the Juvenile Crime Prevention Council.

Item 3.D- Joy Futrell- ECBH

Joy Futrell came before the Board as a representative of East Carolina Behavioral Health, for the purpose of providing the Board with an annual report of ECBH's budget and spending.

Item 3.E- Elizabeth Northcott- NCDOT Right of Way

Mrs. Northcott came before the Board to request approval a permanent easement extension at 16 US Hwy 158 East. The current easement has been discovered to not be big enough. The utility company has requested an additional 2,105 sq. feet.

Chairman Sandra Duckwall stated that the matter would be taken under consideration so that the Board would have additional time to view the documents presented, and announced that the next Board meeting was scheduled for November 21, 2011.

Old Business

Item 4.A. – Xe Services Tax Settlement

Tax Administrator Mary Gaskins expressed that Xe had been sent a tax bill totaling \$1,536,427.99. Interim County Manager explained that the settlement documents had been approved by both legal teams as being what was originally approved by both Xe and Camden County. Mr. Cowan also stated that the settlement documents had been signed by Xe Services Attorney Mr. McLean, as well as Camden County's Attorney John Morrison. The Board needs to make a motion to approve the settlement and provide the Chair with the authority to execute the settlement documents.

Commissioner Michael McLain made a motion to approve the settlement that has been signed by Xe attorney's and Mr. Morrison for Camden, and authorize the Chair to execute the document. At 8:37 PM, the motion passed 5-0 with Chairman Sandra Duckwall, Vice Chairman Garry Meiggs, and Commissioners Michael McLain, Randy Krainiak, and Clayton Riggs voting aye; no Commissioner voting no; No Commissioners absent; and no Commissioner not voting.

Item 4.B. – NCDOT Right of Way- CC High School Property

Finance Director Clarann Mansfield came before the Board to explain that Attorney Phillip Hornthal had contacted the County to inform them that the state needed more land for a utility easement. The official offer from NCDOT is \$12,000. Camden will get \$9,975.

Commissioner Michael McLain made a motion to approve the resolution agreeing to the selling of land to NCDOT for the purpose of a utility easement, and authorizing the Chair to execute the Resolution.. At 8:40pmM, the motion passed 5-0 with Chairman Sandra Duckwall, Vice Chairman Garry Meiggs, and Commissioners Michael McLain, Randy Krainiak, and Clayton Riggs voting aye; no Commissioner voting no; No Commissioners absent; and no Commissioner not voting..

Item 4.C- Contract Extension with LFM Properties, LLC

Finance Director Clarann Mansfield explained to the Board that the contract with LFM Properties has come up for extension, as the contract states that a 1 year extension is possible. Pasquotank, Perquimans and Gates Counties have approved the extension. LFM Properties, LLC contract is a lease for Child Support Services.

Vice Chairman Garry Meiggs made a motion to approve the extension of the LFM Properties, LLC contract for one (1) year. At 8:41pm, the motion passed 5-0 with Chairman Sandra Duckwall, Vice Chairman Garry Meiggs, and Commissioners Michael McLain, Randy Krainiak, and Clayton Riggs voting aye; no Commissioner voting no; No Commissioners absent; and no Commissioner not voting.

Item 4.D. – Request to approve the Governor's Highway Safety Program Grant/Deputy Position/ Budget Amendment/ Resolution.

Chairman Duckwall asked for any comment or motion on the item that is being revisited from the October 3, 2011 meeting.

Vice Chairman Garry Meiggs made a motion to approve the resolution to accept the Governor's Highway Safety Program grant.

Commissioner Michael McLain spoke in opposition to the acceptance of the grant.

Commissioner Clayton Riggs spoke in favor of the acceptance of the grant.

Commissioner Randy Krainiak spoke in favor of the grant.

Vice Chairman Garry Meiggs made a motion to approve the resolution to accept the Governor's Highway Safety Program grant. The motion passed 3-2, with Vice Chairman Garry Meiggs, and Commissioners Randy Krainiak, and Clayton Riggs voting aye; Chairman Sandra Duckwall and Commissioner Michael McLain voting no; No Commissioners absent; and no Commissioner not voting.

Public Hearing

Item 5.A- Amendment to the Camden County Solid Waste Management Plan to include Electronic Recycling; Pursuant NC G.S. 130A-309.09A

Commissioner Clayton Riggs made a motion to go into public hearing. The motion passed with a unanimous vote at 8:50pm.

Public Works Director David Credle came before the Board to explain that the Camden County Solid Waste Management Plan needed to be revised to include the previously approved, currently in operation, Electronics Recycling program.

Commissioner Clayton Riggs asked if the Camden schools could utilize the electronics recycling program. Mr. Credle responded yes.

Vice Chairman Garry Meiggs made a motion to come out of public hearing. The motion passed with a unanimous vote at 8:54pm.

New Business

Item 6.A- Allocation of Tark Building Occupants

Commissioner Clayton Riggs requested the item be tabled until the newly hired County Manager began working with the County.

Item 4.B- Approval of Tark building Internet Contract with Century Link

Jesse Stallings of Practical Computing came before the Board to explain that the contract with Centurylink to add internet service to the Tark building

- Has been signed by the Interim County Manager.
- Centurylink is reporting installation timing problems.
- Originally it was reported that installation of services equipped to run the GIS server would take 190-200 days.

- It is now reported that due to unforeseen problems with old fuel tanks, and the impending road construction by NCDOT, the date of installation is unknown.
- The Greenville office of Centurylink is reporting that a simple DSL connection could be installed with less than a weeks' notice immediately.
- Withdrawal of current contract may be needed until occupancy is decided

Commissioner Clayton Riggs gave Interim County Manager Bill Cowan direction to withdraw from contract with Century Link for tank building services until occupancy decision is made.

Item 6.C- Solid Waste management Plan Revision

Commissioner Clayton Riggs made a motion to approve the revision of the Camden County Solid Waste management Plan to include Electronics Recycling. At 9:02pm, the motion passed 5-0 with Chairman Sandra Duckwall, Vice Chairman Garry Meiggs, and Commissioners Michael McLain, Randy Krainiak, and Clayton Riggs voting aye; no Commissioner voting no; No Commissioners absent; and no Commissioner not voting.

Item 6.D- Monthly Tax Report- Mary Gaskins

Tax Administrator Mary Gaskins came before the Board to provide the Monthly Tax Report for September 2011.

Commissioner Michael McLain made a motion to approve the Monthly Tax Report as dictated to the Board by tax Administrator Mary Gaskins. At 9:07pm, the motion passed 5-0 with Chairman Sandra Duckwall, Vice Chairman Garry Meiggs, and Commissioners Michael McLain, Randy Krainiak, and Clayton Riggs voting aye; no Commissioner voting no; No Commissioners absent; and no Commissioner not voting.

Item 6.E- Approval of the Sale of Surplus property placed on GovDeals

Finance Director came before the Board to report the results of the 2004 Dodge Intrepid and a Plotter-printer that were placed on GovDeals by Camden County for disposal. The plotter would be picked up on Tuesday, November 8, 2011. Mrs. Mansfield requested permission to sell the vehicle for the next lowest bid being \$10 less than the highest bid were the highest bidder to not come forward to collect their purchase.

Vice Chairman Garry Meiggs made a motion to approve the sale of surplus property which was placed on GovDeals by Camden County. At 9:08pm, the motion passed 5-0 with Chairman Sandra Duckwall, Vice Chairman Garry Meiggs, and Commissioners Michael McLain, Randy Krainiak, and Clayton Riggs voting aye; no Commissioner voting no; No Commissioners absent; and no Commissioner not voting.

Consent Agenda

Commissioner Michael McLain made a motion to accept the Consent Agenda. At 9:09pm the motion passed 5-0 with Chairman Sandra Duckwall, Vice Chairman Garry Meiggs, and Commissioners Michael McLain, Randy Krainiak, and Clayton Riggs voting aye; no Commissioner voting no; no Commissioner absent; and no Commissioner not voting.

A. *Draft Minutes- October 3, 2011*

B. *Budget Amendment 2011-12-BA012*

2011-12-BA012
CAMDEN COUNTY BUDGET AMENDMENT

BE IT ORDAINED by the Governing Board of the County of Camden, North Carolina that the following amendment be made to the annual budget ordinance for the fiscal year ending June 30, 2012.

Section 1. To amend the Joyce Creek Fund as follows:

ACCT NUMBER	DESCRIPTION OF ACCT	AMOUNT	
		INCREASE	DECREASE
Expenses:			
537210-515900	Maintenance on Ditch	\$20,000.00	
Revenues:			
53399721-439900	Fund Balance Appropriated	\$20,000.00	

Travel way and banks required spraying.

Section 2. Copies of this budget amendment shall be furnished to the Clerk to the Governing Board, and to the Budget Officer and the Finance Officer for their direction. Adopted this 7TH day of November, 2011.

Clerk to Board of Commissioners

Chairman, Board of Commissioners

C. *Tax Collection Report- September 2011*

Total- \$611,629.68

D. *Tax Refunds, Pickups & Releases*

E. Tax Authorization to Collect- June & July 2011

SOUTH MILLS 15,903.85	COURTHOUSE 17,654.99	SHILOH 10,210.58	TOTAL 43,469.42
SOUTH MILLS 18,984.69	COURTHOUSE 18,436.51	SHILOH 9,027.74	TOTAL 46,448.94

F. Transportation Comprehensive Plan Resolution

A RESOLUTION TO REAFFIRM

THE CAMDENCOUNTY LAND USE PLAN

WHEREAS, the County Board of Commissioners (the “Board”) adopted the Camden County Land Use Plan on April 4, 2005 (the “Land Use Plan”); and

WHEREAS, the Land Use Plan remains in effect pending development and adoption of a new land use plan; and

WHEREAS, the North Carolina Department of Transportation, Transportation Planning Branch is preparing to start the Camden County Comprehensive Transportation Plan (the “Comprehensive Transportation Plan”) in Month Year; and

WHEREAS, the Board is considering adoption of the Comprehensive Transportation Plan; and

WHEREAS it is provided by N.C. General Statue. §136-66.2(b1) that the “Department of Transportation may participate in the development and adoption of a transportation plan or updated transportation plan *when all local governments within the area covered by the transportation plan have adopted land development plans within the previous five years,*” ; and

WHEREAS, the Department of Transportation has indicated that this requirement will be satisfied upon adoption by the Board of a resolution reaffirming the Land Use Plan; and

WHEREAS, the Camden County Board of Commissioners desires to reaffirm its Land Use Plan to comply with N.C.G.S. §136-66.2(b1); and

WHEREAS, the Land Use Plan shall remain in effect until such time as the Board resolves otherwise.

NOW, THEREFORE BE IT RESOLVED BY THE CAMDEN COUNTY BOARD OF COMMISSIONERS that the Land Use Plan is reaffirmed for the purpose of complying with N.C.G.S. §136-66.2(b1).

Adopted this 7th day of November, 2011.

Attest:

By :

Ashley Honaker, Clerk to the Board

Sandra Duckwall, Chair
Camden County Board of Commissioners

G. Letter of Opposition to H.R. 2112 Amendment

Dear Senator _____

I am writing to voice my strong opposition to HR 2112, an amendment that would prohibit federal transportation funds from being spent on scenic byways and transportation enhancement programs like highway beautification and welcome centers. Such a prohibition would be detrimental for travel, bad for tourism and harmful to local economic development. I understand the need to make tough decisions but an effective transportation policy has to focus on more than concrete and asphalt. Scenic byways, welcome centers and transportation enhancements make travel more efficient and a more pleasurable experience. In these difficult economic times, we should be encouraging people to travel and spend money in communities near and far.

Tourism is one of the few bright spots in the economy. As nearly every economic indicator in the country declined last year, according to the U.S. Department of Commerce, travel by international visitors increased by 11%. These are outside dollars that are critical to economic growth and community vitality.

The scenic byways and transportation enhancements are an investment in local community development. These transportation projects require community buy-in and support. Often they are cross-cutting projects involving partnerships between state, local and a variety of federal agencies. This is the kind of governmental action that citizens want and support.

I ask you to recognize the importance of travel and tourism to our state and oppose HR 2112.

Sincerely,

Sandra J. Duckwall
Chair- Board of Commissioners

H. Job Description- Economic Developer

I. Petition for Road Addition

J. Renewal of Resolution for Petition of Road Addition

K. Petition for Road Addition

Commissioner's Report

Commissioner Clayton Riggs reported his attendance to an NCDOT meeting and discovered that the widening of NC highway 343 is number two (2) on the NCDOT list of potential projects. Commissioner Riggs also requested that the Youth Basketball Program be placed on the next agenda

County Managers Report

Mr. Cowan reported that he will be attending the NC Sustainable Energy Conference on behalf of Camden County on Wednesday November 9, 2011. Mr. Cowan also stated that McGill representatives will be in attendance at the next Board meeting to finalize the Meter Vault Installation project, as well as the Sewer Plant Upgrade project, to ensure less confusion for the new County Manager to encounter.

Any other Questions or comments?

Meeting Adjourned

At 9:14 P.M., Chairman Sandra Duckwall asked if there were any other matters to come before the Board of Commissioners, hearing none, she declared the meeting adjourned.

Chairman Sandra Duckwall
Camden County Board of Commissioners

ATTEST:

Ashley Honaker
Clerk to the Board