

**Camden County Board of Commissioners
Regular Meeting
March 18, 2013
6:00 P.M. – Closed Session
7:00 P.M. - Special Meeting
Historic Courtroom, Courthouse Complex
Camden, North Carolina**

MINUTES

The regular meeting of the Camden County Board of Commissioners was held on Monday, March 18, 2013 in the Historic Courtroom, Camden, North Carolina. The following Commissioners were present:

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

Also attending were County Manager Mike Renshaw, 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: Jimmy Rouse- DAVA, and Lisa Anderson- Tax Administrator.

1. Closed Session, 6:00 P.M. Pursuant to G.S. 143-318.11(a)(3) - Consultation with Attorney for contract negotiations; Pursuant to G.S. 143-318.11(a)(6) - Personnel

Commissioner Clayton Riggs made a motion to go into closed session pursuant to G.S. 143-318.11(a)(3) for consultation with attorney and Pursuant to G.S. 143-318.11(a)(6) for Personnel matters. At 6:05 P.M., the motion passed 5-0 with Chairman Garry Meiggs, Vice Chairman Michael McLain, and Commissioners Sandra Duckwall, Clayton Riggs, and Randy Krainiak, voting aye; no Commissioner voting no; No Commissioner absent; and no Commissioner not voting.

The Commissioners entered closed session at 6:05 P.M.

Commissioner Clayton Riggs made a motion to come out of closed session at 6:54 P.M., the motion passed 5-0 with Chairman Garry Meiggs, Vice Chairman Michael McLain, and Commissioners Sandra Duckwall, Clayton Riggs, and Randy Krainiak, voting aye; no Commissioner voting no; no Commissioner absent; and no Commissioner not voting.

Chairman Garry Meiggs recessed the Board at 6:54 P.M.

Regular Session, 7:00 P.M.

Chairman Garry Meiggs called to order the March 18, 2013 meeting of the Camden County Board of Commissioners at 7:00 PM.

Invocation and Pledge of Allegiance

Chairman Garry Meiggs gave the invocation, and led the Pledge of Allegiance.

Public Comments

None.

Consideration of Agenda

County Manager Mike Renshaw asked that the agenda be amended to add resolution 2013-03-04 Supporting Continued Funding of the Museum of the Albemarle.

Commissioner Sandra Duckwall made a motion to approve the agenda as amended. At 7:03PM, the motion passed 5-0 with Chairman Garry Meiggs, Vice Chairman Michael McLain, and Commissioners Sandra Duckwall, Clayton Riggs, and Randy Krainiak, voting aye; no Commissioner voting no; no Commissioner absent; and no Commissioner not voting.

Presentations

Item 3.A- Mr. Jimmy Rouse- Disabled American Veterans Association

Mr. Rouse came before the Board to give a brief presentation on the DAVA and the work they do in Camden and the surrounding Counties, and to request County for a financial contribution of \$500 to support a trip to Washington DC to take WWII and Korean War veterans to tour the war memorial as a tribute to their service.

Chairman Garry Meiggs thanked Mr. Rouse and directed the Finance Committee to consider the matter.

Old Business

4.A- Ordinance No. 2012-12-01; amendment to Chapter 151 (Unified Development Ordinance) of the Camden County Code of Ordinances

Amendments consist of language addressing cost of maintenance guarantees for roads in major subdivisions and new standards for Land Disturbing Activities in the placement of fill on a property for new construction.

-Maintenance guarantees; more of an administrative change to match the percentage amount in Article 151.245 line 62 of attached ordinance.

-Land Disturbing Activity; this change would affect the amount of fill that can be placed on a property without affecting the adjacent property as far as stormwater runoff. Grade differences greater than 9 inches between adjoining lots (see attached example) of the subject property, the County may require (based on the size and shape of lot) a stormwater management plan prepared by a North Carolina licensed engineer. This proposed language is geared towards infill lots usually less than an acre in older subdivisions and throughout the County that do not have drainage (See attached aerials of a few locations). Proposed application attached.

Amendments went to the Planning Board on January 18, 2012 and after a lengthy discussion on costs to property owners and on the grade differences of 9 inches, were recommended for approval on a 4-1 vote.

Public Hearing Held February 4, 2013.

Commissioner Clayton Riggs made a motion to approve the amendment as presented. At 7:08pm, the motion passed 5-0 with Chairman Garry Meiggs, Vice Chairman Michael McLain, and Commissioners Sandra Duckwall, Clayton Riggs, and Randy Krainiak, voting aye; no Commissioner voting no; no Commissioner absent; and no Commissioner not voting.

4.B- Proposed amendment to Camden County Building Inspection and Planning Department Permitting Fee Schedule

Approval of the amendment to the Code of Ordinances and addition of fill permit application, Ordinance 2012-12-01, will affect amendment to the fee schedule in creating a \$50.00 fee for fill permit applications. The public hearing was held on February 4, 2013.

Vice Chairman Michael McLain made a motion to approve the fee schedule amendment as presented. At 7:09pm, the motion passed 5-0 with Chairman Garry Meiggs, Vice Chairman Michael McLain, and Commissioners Sandra Duckwall, Clayton Riggs, and Randy Krainiak, voting aye; no Commissioner voting no; No Commissioner absent; and no Commissioner not voting.

4.C- Ordinance 2013-01-01 Rezoning Application (UDO 2012-12-16) Green Meadows LLC

Mr. Keith Nowell of Green Meadows LLC has requested that his property approximately 11 acres, located adjacent to 137 Pudding Ridge Road in South Mills Township be rezoned from Basic Residential (R3-2) to Basic Residential (R3-1). The Planning Board met on January 23, 2013 and after presentation from staff and input from adjacent property owners (who were against the rezoning based on flooding/drainage/septic system concerns) made the following motions after staff addressed the concerns of the adjacent property owners:

1. Motion made to recommend approval of the rezoning from Basic Residential (R3-2) to Basic Residential (R3-1). Motion passed on a 6-0 vote.
2. Motion made that the rezoning is consistent with Camden County Comprehensive Plan's Future Land Use Map as it has this area designated as Rural Residential One Acre lots. Motion passed on a 6-0 vote.

The Public Hearing held February 18, 2013.

Commissioner Clayton Riggs made a motion that evidence shows the rezoning is consistent with the Camden County Land Use Plan and the CAMA Plan. At 7:19pm, the motion passed 5-0 with Chairman Garry Meiggs, Vice Chairman Michael McLain, and Commissioners Sandra Duckwall, Clayton Riggs, and Randy Krainiak, voting aye; no Commissioner voting no; No Commissioner absent; and no Commissioner not voting.

Commissioner Clayton Riggs made a motion to approve the rezoning as presented. At 7:19pm, the motion passed 3-2 with Chairman Garry Meiggs, and Commissioners Sandra Duckwall, and Clayton Riggs voting aye; Vice Chairman Michael McLain and Commissioner Randy Krainiak voting no; No Commissioner absent; and no Commissioner not voting.

New Business

Item 5.A- Article IV. The Pay Plan, Section 13. On Call and Call-Back Compensation

County Manager Mike Renshaw explained that in accordance with the existing Personnel Policy that was adopted in July 2001, it currently states that on-call employees will be compensated 5 hours per week in addition to their regular scheduled hours for on-call time. The added costs for this fiscal year to implement this starting March 12, 2013 will be approximately \$4,500, which the Public Works Director currently has existing funds in the budget. This will require approximately \$14,500 in next fiscal year's budget.

Commissioner Sandra Duckwall made a motion to approve the request as presented. The motion passed 4-1 with Chairman Garry Meiggs, Vice Chairman Michael McLain, and Commissioners Sandra Duckwall, and Clayton Riggs voting aye; Commissioner Randy Krainiak voting no; No Commissioner absent; and no Commissioner not voting.

Item 5.B- Dissolution of Interlocal Agreement

County Manager Mike Renshaw explained that on February 4, 2013, the Pasquotank County Board of Commissioners approved the Dissolution of Interlocal Cooperation Agreement executed on April 21, 1997 by Albemarle Hospital, Camden County, Pasquotank County and Albemarle Mental Health Center. After all four (4) bodies approve the dissolution; the plan is for Albemarle Hospital to convey its interest to Pasquotank County and East Carolina Behavioral Health to obtain Albemarle Mental Health's interest in the subject property. Once the transfers are complete it would be an opportune time to examine the relationship between the parties and determine how to best address the duties and responsibilities of each of the entities since the property is titled as tenants in common.

Vice Chairman Michael McLain made a motion to approve the dissolving of the agreement. At 7:37pm, the motion passed 5-0 with Chairman Garry Meiggs, Vice Chairman Michael McLain, and Commissioners Sandra Duckwall, Clayton Riggs, and Randy Krainiak, voting aye; no Commissioner voting no; No Commissioner absent; and no Commissioner not voting.

Item 5.C- Camden County Library FY 12-13 Budget Proposal and Project Update

County Manager Mike Renshaw presented the Board with the following information:

- On November 5, 2012 a resolution was approved by the Board of Commissioners which formally established the Camden County Library. In December 2012 the County received a Library Planning Grant in the amount of \$25,000 from the State Library Office for the purpose of conducting a community assessment in order to identify specific library needs within the community.
- During the months of January and February the planning consultant conducted several focus group meetings and one large community forum at which residents and other stakeholders were asked to provide input as to the physical layout of the new library as well as identifying what library programs and services are most important. A Library Planning Committee of 14 Camden residents was also formed in the month of February to work closely with County staff to further plan for the future library.
- During its February and March meetings, the Library Planning Committee discussed a variety of topics including library staffing needs, furnishings and equipment, books and materials, and the development of an interior floor plan. As a result of these meetings and with the recommendation of the Library Planning Committee, the County Manager's Office has prepared a proposed FY12/13 Camden County Library Budget for the Board's consideration.
- Because the County intends to open the library doors to the public on July 1, a proposed FY13/14 Library Budget is also presented for comparison of start-up costs to be incurred through June 30 to future year operating costs.

Commissioner Sandra Duckwall made a motion to approve the budget as presented and to authorize the County manager to instruct the Contractor as needed. At 7:53pm, the motion passed 5-0 with Chairman Garry Meiggs, Vice Chairman Michael McLain, and Commissioners Sandra Duckwall, Clayton Riggs, and Randy Krainiak, voting aye; no Commissioner voting no; No Commissioner absent; and no Commissioner not voting.

Item 5.D- Monthly Tax Report

Tax Administrator Lisa Anderson came before the Board to present the February 2013 monthly tax report.

Vice Chairman Michael McLain made a motion to approve the report as presented. At 7:55pm, the motion passed 5-0 with Chairman Garry Meiggs, Vice Chairman Michael McLain, and Commissioners Sandra Duckwall, Clayton Riggs, and Randy Krainiak, voting aye; no Commissioner voting no; No Commissioner absent; and no Commissioner not voting.

Board Appointments

Item 6.A- Planning Board- Reappoint Mike Etheridge and Fletcher Harris; Appoint Patricia Delano

Vice Chairman Michael McLain made a motion to re-appoint Mike Etheridge and Fletcher Harris, and appoint Patricia Delano, to the Camden County Planning Board.. At 7:58pm, the motion passed 5-0 with Chairman Garry Meiggs, Vice Chairman Michael McLain, and Commissioners Sandra Duckwall, Clayton Riggs, and Randy Krainiak, voting aye; no Commissioner voting no; no Commissioner absent; and no Commissioner not voting.

Consent Agenda

Commissioner Clayton Riggs made a motion to approve the consent agenda s presented. At 7:58pm, the motion passed 5-0 with Chairman Garry Meiggs, Vice Chairman Michael McLain, and Commissioners Sandra Duckwall, Clayton Riggs, and Randy Krainiak, voting aye; no Commissioner voting no; no Commissioner absent; and no Commissioner not voting.

A. Draft Minutes- February 18, 2013

B. Budget Amendments 2012-13-BA013 through 2012-13-BA017

**2012-13-BA019
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, 2013.

Section 1. To amend the General Fund as follows:

ACCT NUMBER	DESCRIPTION OF ACCT	AMOUNT	
		INCREASE	DECREASE
Expenses:			
106200-503000	Part-Time Salaries		\$ 95.00
106200-505000	FICA		\$ 160.00
106200-522000	Food/Provisions	\$ 575.00	
106200-510000	Training		\$ 156.00
106200-531000	Gas & Oil		\$2,549.00
106200-526000	Advertising		\$ 34.00
106200-570002	Crown Kids	\$ 690.00	
106200-567000	Camp	\$1,592.00	
106200-569000	Teen Court	\$ 45.00	
106200-554000	Insurance	\$ 92.00	

This will result in a decrease of \$.00 in the Contingency of the General Fund.

Balance in Contingency \$39,928.00.

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 18th day of March, 2013.

Clerk to Board of Commissioners

Chairman, Board of Commissioners

C. Tax Collection Report

D. Tax Refunds, Pickups, and Releases

E. Tax Authorization to Collect

SOUTH MILLS	COURTHOUSE	SHILOH	TOTAL
12,230.77	16,731.70	9,509.25	38,471.72

F. Job Descriptions- Chief Operator ORC, Distribution & Collection System Supervisor, Distribution Collection System Operator, Property Maintenance Supervisor, Wastewater Supervisor, Wastewater Plant Operator

G. Resolution 2013-03-01- Urging Members of the North Carolina General Assembly and Governor McCrory Concerning the Appointment of Board Members to the LME Board

Resolution 2013-03-01

Urging Members of the North Carolina General Assembly and Governor McCrory Concerning the Appointment of Board Members to the LME Board

WHEREAS, Senate Bill 191 has been approved and passed into law in the waning hours of the 2012 session of General Assembly; and

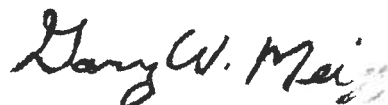
WHEREAS, Camden County urges that the new membership rules for the Boards of Local Management Entities (LMEs) must include the designation of one County Commissioner from each of the nineteen (19) participating counties comprising the EAST CAROLINA BEHAVIORAL HEALTH; and

WHEREAS, these new requirements have to be implemented by October 2013; and
WHEREAS, the General Assembly has the authority to review and modify these requirements in the current Session, understanding that counties and the State have a vested interest and obligation to provide adequate mental health services and oversight to our citizens in a responsible and realistic way.

NOW, THEREFORE, BE IT RESOLVED that all counties in the EAST CAROLINA BEHAVIORAL HEALTH LME ensure that each county has the ability to appoint an elected County Commissioner to the LME Board, and that the LME Board not exceed 21 voting members.

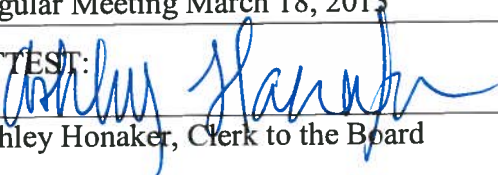
BE IT FURTHER RESOLVED that copies of this resolution be sent to the Governor, the Secretary of the NC Department of Health and Human Services, the leadership of the North Carolina General Assembly, and the House and Senate Members of the General Assembly representing the EAST CAROLINA BEHAVIORAL HEALTH LME catchment area.

This the 18th day of March, 2013.



Garry Meiggs, Chairman

ATTEST:


Ashley Honaker, Clerk to the Board

H. Set Public Hearing; Special Use Permit (UDO 2013-02-03) from Camden County for Public Library

I. Set Public Hearing; Ordinance No. 2013-02-01; Amendment to Chapter 151 (Unified Development Ordinance) of the Camden County Code of Ordinances

J. Resolution 2013-03-02; Authorizing Removal of Certain Public record Books Kept by the Register of Deeds for the Publishing of Repair, Restoration and Rebinding

Resolution 2013-03-02

RESOLUTION AUTHORIZING REMOVAL OF CERTAIN PUBLIC RECORD BOOKS KEPT BY THE REGISTER OF DEEDS FOR THE PURPOSE OF REPAIR, RESTORATION AND REBINDING

WHEREAS, NC Gen Stat 132-7 provides that books of public records should be copied or repaired, renovated or rebound if mutilated, damaged or difficult to read and

WHEREAS, there is identified certain books of public records maintained by the Register of Deeds in need of repair, restoration and rebinding and

WHEREAS, Brown's River Records Preservation Services is under contract to provide repair, restoration and rebinding of these certain books of public records. Now, therefore, be it resolved by the board of commissioners for Camden County, North Carolina, that

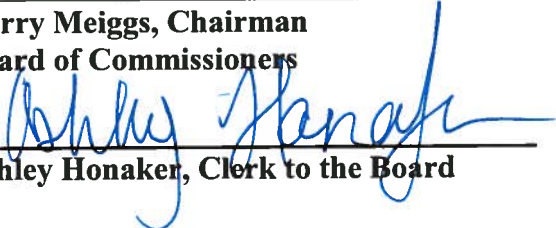
Section 1. The Register of Deeds is authorized to remove or cause to be removed to the care and custody of Brown's River Records Preservation Services for repair, restoration and rebinding the following books of public record:

Deed Book 52

Section 2. The books of public records listed in Section I of this resolution may remain in the care and custody of C. W. Warthen Court Resources for the length of time required to repair, restore or rebind them.

Section 3. This resolution is effective upon its adoption.


Garry Meiggs, Chairman
Board of Commissioners


Ashley Honaker, Clerk to the Board

Date

K. Resolution 2013-03-03; Opposing the Disposal of Fracking Waste in Eastern North Carolina

RESOLUTION 2013-03-03
RESOLUTION OPPOSING THE DISPOSAL OF FRACKING WASTE
IN EASTERN NORTH CAROLINA

WHEREAS, hydraulic fracturing, or “fracking,” is a method of extracting natural gas that involves injecting, at an extremely high pressure, a mixture of water, sand, and toxic chemicals to break up shale or other rock formations otherwise impermeable to the flow of natural gas; and

WHEREAS, North Carolina does not currently allow either horizontal drilling or hydraulic fracturing, and the current North Carolina study of in-state shale gas resources and of the potential impacts of reversing this ban and allowing drilling and fracking to extract these resources was undertaken with insufficient time and without adequate funding; and

WHEREAS, Senate Bill 76, which would lift the state’s ban on fracking, was passed by the Senate, and will be considered by the House of Representatives; and

WHEREAS, fracking operations in North Carolina would be concentrated in Western North Carolina, however it has been reported that there are no viable options for disposal of fracking waste in the western part of the state and that Eastern North Carolina might be an option for deep-well disposal of fracking waste; and

WHEREAS, the wastewater produced from hydraulic fracturing includes carcinogenic, corrosive, and/or toxic salts, metals, chemicals and radioactive materials; and

WHEREAS, the disposal of fracking byproducts into the aquifer could have a detrimental impact on the environment, including contamination of drinking water wells and surface waters; and

WHEREAS, Section 5 of the North Carolina Constitution states that “It shall be the policy of the State to conserve and protect its lands and waters for the benefit of all its citizenry, and to this end it shall be a proper function of the State of North Carolina and its political subdivisions... to control and limit the pollution of our air and water... and in every other appropriate way to preserve as part of our common heritage of this State its forests, wetlands, estuaries, beaches, historical sites, open lands, and places of beauty”; and

NOW THEREFORE BE IT RESOLVED, that the Camden County Board of Commissioners is greatly opposed to the disposal in Eastern North Carolina of fracking waste and byproducts from other areas of the state.

BE IT FURTHER RESOLVED, that the Camden County Board of Commissioners urges the North Carolina General Assembly to maintain current laws in North Carolina that prevent subsurface fluid injection of hydraulic fracturing fluid for the exploration or development of natural gas resources and water produced from subsurface geologic formations during the extraction of natural gas, condensate, or oil in North Carolina and to take no action that would weaken these laws before a viable option for disposal of fracking waste is found that does not include Eastern North Carolina.

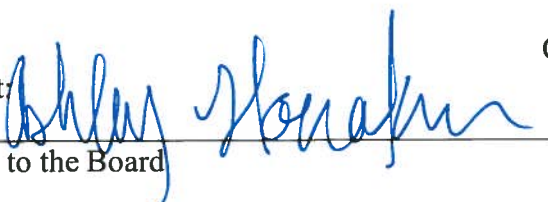
ADOPTED this 18th day of March, 2013.



Garry Meiggs, Chairman
Camden County Board of Commissioners

Attest:

Clerk to the Board



L. Resolution 2013-03-04; Supporting Continued Funding of the Museum of the Albemarle

**RESOLUTION 2013-03-04
SUPPORTING CONTINUED FUNDING FOR MUSEUM OF THE ALBEMARLE**

WHEREAS, Museum of the Albemarle serves a 13 county area that spans Northeastern North Carolina and is one of six divisional museums of the North Carolina Museum of History; and

WHEREAS, Museum of the Albemarle opened its first museum on May 29, 1967 in the old Highway Patrol building south of Elizabeth City; and

WHEREAS, by 1987 the museum's collection was overflowing and there was a critical need for a larger facility that would allow for the proper housing and display of the region's precious collections and a decision was made to seek a larger facility; and

WHEREAS, property was donated for a site and following a fundraising campaign and delays due to state budget shortfalls, a new 50,000 square foot museum was constructed using local and state resources; and

WHEREAS, the new Museum of the Albemarle opened on April 8, 2006 and is a wonderful facility that includes large public gathering areas, meeting and conference rooms, a 200 seat auditorium, 11,000 square feet of lobby and galleries, and 3,500 square feet of collection storage; and

WHEREAS, the museum is a regional resource center that houses historically significant regional artifacts and state-of-the-art displays that provide rare opportunities for inquiry and learning; and

WHEREAS, some of the current exhibits which are quite significant for our area include "Our Story: Life in the Albemarle", "Out of the Blue: Coast Guard Aviation", "Under Both Flags: Civil War in the Albemarle"; and


WHEREAS, over the past 45 years, Museum of the Albemarle has shown hundreds of exhibits, collected, displayed and cared for thousands of regional artifacts, conducted hundreds of educational programs, given general tours to thousands of regional school children, and educated, entertained and showed off the amazing history of the Albemarle Area; and

WHEREAS, Museum of the Albemarle has become a vital resource for our area;

NOW, THEREFORE, BE IT RESOLVED that the Camden County Board of Commissioners supports funding for continued operation of Museum of the Albemarle and requests the Governor and General Assembly to include full funding in the state's 2013-14 budget for Museum of the Albemarle.

ADOPTED this 18th day of March, 2013.

ATTEST:


Clerk to the Board


Garry Meiggs, Chairman
Board of Commissioners

Commissioner's Report

Commissioner Sandra Duckwall requested information on the Isaac Gregory Road Marker. County Attorney John Morrison stated that it had yet to be installed.

Commissioner Sandra Duckwall thanked the Library Planning Committee for all of their hard work.

Vice Chairman Michael Renshaw stated that the Tarwheel was on April 27, 2013, and that Paddle for the Border was May 4, 2013. He also stated that the SPCA was in desperate need of donations for cats confiscated from a foreclosed building, as well as the many dogs confiscated from local dog fighting rings.

County Managers Report

County Manager Renshaw announced the Rural Center/SECU Public Service Internship that the County had recently signed up to participate in.

Any other Questions or comments?

None

Meeting Adjourned

At 8:06pm, Chairman Garry Meiggs asked if there were any other matters to come before the Board of Commissioners, hearing none, she declared the meeting adjourned.

Garry W. Meiggs

Chairman Garry Meiggs
Camden County Board of Commissioners

ATTEST:

Ashley Honaker
Ashley Honaker
Clerk to the Board

