

**BRUNSWICK COUNTY BOARD OF COMMISSIONERS
OFFICIAL MINUTES
REGULAR MEETING
DECEMBER 20, 2004
6:30 P.M.**

The Brunswick County Board of Commissioners met in Regular Session on the above date at 6:30 p.m., Commissioners' Chambers, Central Services Building, County Government Center, Bolivia, North Carolina.

PRESENT: Commissioner David Sandifer, Chairman
Commissioner Phil Norris, Vice-Chairman
Commissioner May Moore
Commissioner Tom B. Rabon, Sr.
Commissioner William M. Sue

STAFF: Marty K. Lawing, County Manager
Steve Stone, Assistant County Manager
Huey Marshall, County Attorney
Jana Berg, Assistant County Attorney
Debby Gore, Clerk to the Board

Charlie Wilson, Lieutenant

I. CALL TO ORDER

Chairman Sandifer called the meeting to order at 6:30 p.m.

II. INVOCATION/PLEDGE OF ALLEGIANCE

Commissioner Moore gave the Invocation and led the Pledge of Allegiance.

III. ADJUSTMENTS/APPROVAL OF AGENDA

Chairman Sandifer asked if there were any adjustments to the agenda.

1. The County Manager requested to add a request from the Superintendent of Schools that the duties of the School Finance Officer be conferred upon the County Finance Officer, effective January 3, 2005 as Item 7 under Administrative Report.
2. The County Attorney requested to add a Resolution Honoring Mike Reaves as item D under the Consent Agenda.

Commissioner Moore moved to approve the agenda as amended. The vote of approval was unanimous.

IV. PUBLIC COMMENTS

D. Resolution Honoring Dr. Michael Reaves (added under Adjustments to the Agenda)
Approve a Resolution honoring Dr. Michael Reaves, Brunswick Community College President.

RESOLUTION HONORING DR. W. MICHAEL REAVES

Whereas, Brunswick County has experienced such growth and change in the recent past that the offices of the record keepers have been kept busy updating their updates and revising their revisions, and

Whereas, change has been so pervasive that even the language used has changed from singular English to a mix of Spanish and English, this change resulting from a shift in the general population inhabiting the County, both resident and non-resident, all united by a kindred desire to better one's self and social station, and

Whereas, the foresight of determining how smooth this transition should occur, and the breadth of its inclusion, is a delicate matter, but it was recognized at a critical stage and made part of a wholesome and productive process, and

Whereas, the wisdom of making this appropriate choice was recognized and was prepared for by a person in the right place, at the right time, and with the right determination, by the President of the County's highest educational institution.

Now therefore, the Brunswick County Commissioners are hereby resolved to recognize the foresight and fortitude of **Dr. W. Michael Reaves** for directing that the Brunswick Community College be a part of a system of incorporating people that have come to our area hoping to be a part of the American Dream, and establishing La Plaza and the Brunswick Educational Transition Center, and developing courses to teach English as a Second Language, as well as technical and career classes.

This the 20th day of December, 2004.

s/David R. Sandifer, Chair
Brunswick County Commissioners

Attest:
s/Deborah S. (Debby) Gore, Clerk to the Board, CMC

VI. PRESENTATION

1. Recognition of John Nawara - Eagle Scout

Chairman Sandifer presented a Certificate of Recognition and Resolution to John Nawara for achieving the rank of Eagle Scout and for his achievements and services as a member of Troop 228.

Resolution to Recognize John Paul Nawara

The Brunswick County Commissioners, meeting in Regular Session, do hereby enact:

RESOLVED, that the County of Brunswick has survived numerous challenges, being from Nature or War, or other diverse Causes, and the durability and resilience of its People have followed those assaults, not with just Survival, but a Thriving, and

RESOLVED, that Time and the Rivers have tested the mettle of all the inhabitants, and not all have lasted, but those shown Worthy have made and left their mark, in useful Arts and Sciences, in Discipline and Knowledge, and in Keeping and Promoting Peace, and

RESOLVED, that the Boy Scouts of America, from its inception, has valued, taught, and practiced those virtues that are everlasting, unaffected by the mere passage of time or persons, honoring

those that have demonstrated the ability to understand, believe, and practice justice, promote tranquility, and “do the right thing,” and

RESOLVED, that one **John Paul Nawara**, having practiced those arts and has earned 31 Merit Badges, and has now earned the distinction of being an Eagle Scout, having demonstrated an ability to connect to the World around him, and to look for That which survives, and has tempered his endeavors with laughter, reverence and love.

THEREFORE, the Board of the Brunswick County Commissioners, meeting in Regular Session, recognize a native son, **JOHN PAUL NAWARA**, record the pride of his family and friends, and challenge him, warning that the Greatest Battles are yet to come.

This the 20th day of December, 2004.

s/David R. Sandifer, Chairman
Brunswick County Commissioners

Attest:
s/Deborah S. (Debby) Gore, Board Clerk, CMC

VII. ADMINISTRATIVE REPORT

1. Conveyance of Boiling Spring Lakes Water System Improvements – (*Marty Lawing*)

Staff recommends that the Board of Commissioners consider approving the conveyance of water system improvements to the City of Boiling Spring Lakes.

Commissioner Sue moved to approve the Conveyance of Water System Improvements to the City of Boiling Spring Lakes. The vote of approval was unanimous.

2. Operation Services–Final Report on Cleanup–Hurricane Charley – (*Stephanie Rumley*)

Receive the final report of cleanup costs associated with Hurricane Charley.

Steve Stone, Assistant County Manager gave a cost summary report on the storm debris clean up from Hurricane Charley.

3. North Carolina Disaster Relief Fund – (*Marty Lawing*)

Staff recommends that the Board of Commissioners consider approving a Budget Ordinance Amendment for funds in the amount of \$95,643.47 received from the North Carolina Governor’s Disaster Relief Fund.

Commissioner Sue moved to approve the Budget Ordinance Amendment for funds in the amount of \$95,643.47 received from the North Carolina Governor’s Disaster Relief Fund. The vote of approval was unanimous.

4. Resolution - Proposed Alignment of Bypass– (*Marty Lawing*)

Staff recommends that the Board of Commissioners consider approving a Resolution to reconsider the proposed alignment of the Bypass.

Commissioner Sue moved to approve the Resolution Requesting Reconsideration of the Proposed Alignment for the Wilmington Bypass Project to Eliminate the Adverse Impacts Residents of the Spring Hill Community. The vote of approval was unanimous.

**RESOLUTION IN FAVOR OF FASHIONING AN ALTERNATIVE
ROUTE FOR THE WILMINGTON BYPASS TO LESSEN
THE IMPACT ON THE SPRING HILL COMMUNITY**

WHEREAS, Brunswick County has experienced a great deal of growth and development, such that the infrastructure that had been built in the past can no longer adequately support the demands that the County and the surrounding areas have placed on the system of highways and other transportation devices in the area, and

WHEREAS, the Wilmington Bypass is a necessary route to facilitate the movement of people and goods in the area, and will be necessary in the future to moderate the impacts of further development while sustaining adequate transportation routes, and

WHEREAS, there are a number of concerns and competing interests in the area, some of which clearly conflict with other concerns that may not present quick and easy solutions, and

WHEREAS, the current plan for the constructing of the Wilmington Bypass presents a formidable impact upon the Spring Hill community in order to accommodate certain wetlands or historic properties.

NOW THEREFORE, THE BRUNSWICK COUNTY COMMISSIONERS are hereby resolved to petition the North Carolina Department of Transportation to develop an alignment that has the lowest impacts to the natural environment while avoiding the impacts to the Spring Hill community currently proposed, and to work to develop a plan for construction that will achieve as many goals of the Department without sacrificing the future of a residential area with equally important goals.

This the 20th day of December, 2004.

s/David R. Sandifer, Chair

Brunswick County Commissioners

Attest:

s/Deborah S. (Debby) Gore, Clerk to the Board, CMC

5. Parks & Recreation—Accept Grant—Leland Dixie Youth Baseball League – (George Page)

Staff recommends that the Board of Commissioners consider accepting a \$15,000 community grant from the Leland Dixie Youth Baseball League.

George Page, Parks and Recreation Director and Bobby Child, President of Leland Dixie Youth explained that the Leland Dixie Youth Baseball League has agreed to donate \$15,000 to assist with fencing of one field and the County will be responsible for fencing the other field and adding the clay during this fiscal year.

Commissioner Sue moved to accept the \$15,000 Community Grant from the Leland Dixie Youth Baseball League. The vote of approval was unanimous.

6. Parks & Recreation—Grant Application – Ocean Isle Beach Park Project– (George Page)

Staff recommends that the Board of Commissioners consider approving a grant application to the North Carolina Parks and Recreation Trust Fund for the Ocean Isle Beach Park Project.

George Page, Parks and Recreation Director, explained that on December 14, 2004 the Ocean Isle Beach Town Commissioners voted to give the County 50-55 acres of land on Old Georgetown Road to develop a District Park. Grant funds are requested to supplement the \$700,000 currently

appropriated for Park development. The County currently has the funds needed to match the \$500,000 for the project.

Commissioner Rabon moved to approve the grant application to the North Carolina Parks and Recreation Trust Fund for the Ocean Isle Beach Park Project. The vote of approval was unanimous.

7. Board of Education – Finance Officer (*Marty Lawing*)

Staff recommends approval of a request from the Superintendent of Schools that the duties of the School Finance Officer be conferred upon the County Finance Officer, effective January 3, 2005.

The County Manager explained that Ann Hardy, Assistant Superintendent of Finance for Brunswick County Schools will begin work for Brunswick County as the Fiscal Operations Director on January 3, 2005. The Superintendent of Schools anticipates that it will take approximately 60 days to fill Ms. Hardy's position. N.C.G.S. has provisions that allow duties of the School Finance Officer to be conferred to the County Finance Officer at the request of the School Superintendent with approval of the Board of Education and the Board of County Commissioners. This will be approved by the Board of Education at their first meeting in January 2005.

Commissioner Sue moved to approve that contingent upon approval from the Board of Education; Ann Hardy will be allowed to serve as Finance Officer for Brunswick County Schools for a maximum of 60 days. The vote of approval was unanimous.

VIII. COUNTY ATTORNEY'S REPORT

1. Deed of Dedication – Stoney Creek Plantation Section C – (*Huey Marshall*)

Accept Stoney Creek Plantation Section C Deed of Dedication into the system.

Vice-Chairman Norris moved to approve the Deed of Dedication for Stoney Creek Plantation Section C. The vote of approval was unanimous.

2. Atlantic Seawinds Communications Lease

Request approval of the Proposed Site License Agreement.

Commissioner Sue moved to approve the Proposed Site License Agreement with Atlantic Seawinds Communications. The vote of approval was unanimous.

3. Closed Session 7:22 p.m.

Commissioner Sue moved to enter Closed Session pursuant to NCGS 143-318.11 (a) (3) and (5) Attorney-Client privilege and conference and/or mediation with the adverse party and property considerations. The vote of approval was unanimous.

Break

The Chairman called a ten-minute break.

Reconvened 8:30 p.m.

Chairman Sandifer called the Open Session back to order and announced that no action was taken in Closed Session.

IX. OTHER BUSINESS/INFORMAL DISCUSSION

Vice-Chairman Norris moved to extend the current Waste Industries Agreement for 5 years to end June 30, 2011 at a per can residential rate of \$10.76 with that rate to be locked for a period of 18 months beginning January 1, 2005 and the MSW Landfill Tipping Fees increased to \$42.00 per ton. The contract base fuel rate of \$1.69 will be renegotiated annually after July 1, 2006, all 19 municipalities will concur with this agreement and the rates charged to the municipalities by Waste Industries would be moved back to the rates charged in 1998. The vote of approval was unanimous.

X. ADJOURNMENT

Commissioner Sue moved to adjourn the Regular Meeting at 8:31 p.m. The vote of approval was unanimous.

David R. Sandifer, Chairman

Deborah (Debby) Gore, Clerk to the Board