

**BRUNSWICK COUNTY BOARD OF COMMISSIONERS  
REGULAR MEETING AGENDA  
JULY 6, 2009  
6:30 P.M.**

**I. Call to Order**

**II. Invocation/Pledge of Allegiance**

**III. Adjustments/Approval of Agenda**

**IV. Public Comments**

**V. Approval of Consent Agenda**

**A. Minutes**

1. **May 27, 2009 Budget Workshop Minutes** .....pg. 1-3
2. **June 3, 2009 Budget Workshop Minutes** .....pg. 4-5

**B. Tax**

**C. Finance** .....pg. 6-10

General Fund	General Fund Balance Appropriation	106131-383311	Increase \$17,730
General Fund	Parks & Recreation-Cheerleading Expenditures	106131-423108	Increase \$17,730

Cheerleading registrations and fee collections began in April to cover the June Summer camp and the fall season. Due to the large number of participants it was necessary to reschedule the camps for July. Staff recommends appropriation of \$17,730 of the cheerleading registrations unexpended as of June 30, 2009 to FY 2010.

School Capital Reserve Fund	School Reserve Fund Balance Appropriation	279800-399100	Increase \$156,861
School Capital Reserve Fund	Transfer to School Capital Outlay	279800-498042	Increase \$156,861
School Capital Outlay Fund	Transfer From School Capital Reserve	428006-398227	Increase \$156,861
School Capital Outlay Fund	School Central Office Roof Replacement	428006-464016	Increase \$156,861

Brunswick County School requested appropriation of \$156,861 of funds accumulated on the School Capital Reserve Fund from sales tax proceeds for the replacement of the school administration office building roof. The association capital ordinance below is to appropriate the additional fund below and record the carryover of the balance remaining as of 6/30/09.

**County of Brunswick, North Carolina**  
**School Category 1 Capital Project Ordinance (Amended)**

Be it ordained by the Board of County Commissioners of Brunswick County that pursuant to Section 13.2 of the General Statutes of North Carolina, the following ordinance is hereby adopted:

Section 1. The following amounts are hereby appropriated in the Brunswick County School Category 1 Capital Projects Fund for the School Capital Projects:

Project Cost Rolled Over FY 09	\$3,354,095.55
Project Cost FY 10	\$918,794.00
Project Cost Appropriated FY 10	\$156,861.00
	<b>Total \$4,429,750.55</b>

Section 2. It is estimated that the following revenues will be available in the Brunswick County School Capital Projects Fund:

Contributions from School Capital Reserve	\$3,212,946.93
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Section 3. The following amounts are hereby appropriated in the Brunswick County School Capital Reserve Fund:

Contribution from School Special Capital Reserve	\$725,357.24
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Section 4. It is estimated that the following revenues will be available in the Brunswick County Special Capital Project Fund:

Current Funds Appropriated Medicaid Swap	\$372,871
Current Funds Appropriated NC Education Lottery	\$118,575.38
	<b>Total \$491,446.38</b>

Section 5. This Capital Project Ordinance shall be entered into the minutes of the July 6, 2009 meeting of the Brunswick County Board of Commissioners.

**Lottery Application**

Approval of Submittal of Public School Building Capital Fund North Carolina Education Lottery (attached) in the amount of \$60,000 for Middle School Renovations to windows, doors and electrical upgrades at Shallotte Middle School, South Brunswick Middle School and Leland Middle School Renovations. The Board of Education requests approval for Chairman Sue to execute the application on behalf of the County.

**D. Rural Operating Assistance Program** .....pg. 11-12  
 Staff requests to schedule a Public Hearing for July 20, 2009 at 6:30 p.m. to receive input regarding the Rural Operating Assistance Program.

**E. JCPC Revised Program Agreements for Providence Home & Teen Court Fund Decrease** .....pg. 13-27  
 Staff requests to approve the Revised Program Agreements for Providence Home & Teen Court indicating the decrease in funding.

<b>F. Operation Services</b> .....	pg. 28-30
Staff requests approval to exempt First Tee from tipping fees at the Brunswick County Landfill.	
<b>G. Cape Fear Public Transportation Authority and Brunswick County Interlocal Agreement</b> .....	pg. 31-38
Staff requests to approve the Interlocal Agreement for Funding the Brunswick Connector.	
<b>H. Southeastern Brunswick Sanitary District Fee Adjustment</b> .....	pg. 39-42
Staff requests to approve Water billing Adjustment for the Southeast Brunswick Sanitary District.	
<b>I. Brunswick County Sheriff’s Substation Lease – Funston Land &amp; Timber, LLC.</b> .....	pg. 43-69
Staff requests to approve Lease Agreements with Funston Land & Timber, LLC.	
<b>J. Community Development Corporation Capacity Building Grant Public Hearing</b> .....	pg. 70-71
Staff requests to schedule Public Hearing for CDBG Capacity Building Grant for August 3, 2009 at 6:30 p.m.	
<b>VI. Presentation</b>	
1. <b>Tax Supervisor, Tax Collector and Deputy Tax Collector Oaths and Order</b> .....	pg. 72-79
2. <b>Coastal Insurance Issues (Kathleen Riely)</b> <b>(Wilmington Regional Association of Realtors Governmental Affairs Director)</b> .....	pg. 80
3. <b>Shallotte Partners LLC (Jim Myers)</b> .....	pg. 81-91
<b>VII. Public Hearing</b>	
1. <b>Planning – Proposed UDO Text Amendment 09-04 (Leslie Bell)</b> .....	pg. 92-97
Planning Staff recommends approval. Planning Board recommends approval (5 to 2 with Mr. Long and Mr. Lewis opposing).	
2. <b>Planning – Proposed Map Amendment Z-09-639 (Leslie Bell)</b> .....	pg. 98-112
Planning Staff recommends denial to NC (Neighborhood Commercial). Planning Board recommends denial to NC (Neighborhood Commercial) [6 to 1 with Dr. Flythe opposing].	
3. <b>Planning - Community Development Block Grant Scattered Site Housing Grant Application (Louise McGarva)</b> .....	pg. 113-114
4. <b>Planning - CDBG Water Hook-Up Grant Application (Louise McGarva)</b> .....	pg. 115-116
<b>VIII. Administrative Report</b>	
1. <b>Planning – Community Development Community Development Block Grant Scattered Site Housing Grant Application (Louise McGarva)</b> .....	pg. 117-190
Staff recommends approving the FY 2009 CDBG Scattered Site Housing Program Grant Application.	
2. <b>Planning – Urgent Repair Program 2009 Grant Award &amp; Agreements (Louise McGarva)</b> .....	pg. 191-200
Staff recommends approving the 2009 Urgent Repair Program Grant Award and Funding Agreement with the NC Housing Finance Agency.	
3. <b>Planning – Map Amendment Z-09-640 First Reading (Leslie Bell)</b> .....	pg. 201-216

Staff recommends scheduling Public Hearing for August 3, 2009 at 6:30 p.m.

4. **Planning – UDO-09-03 Text Amendment Clarification (Leslie Bell)**.....pg. 217-219
5. **Utilities – Seaside Utilities Change Order #3 (Jerry Pierce)** .....pg. 220-240  
Staff recommends approving Change Order No. 3 to the Contract of Seaside Utilities, Inc.
6. **Utilities – Hazen & Sawyer Contract (Jerry Pierce)** .....pg. 241-260  
Staff recommends approving contract for Professional Engineering Services for Design of Northwest Water Treatment Plant Improvements with Hazen and Sawyer, P.C.
7. **Administration – Office Space Allocation/Assignment (Marty Lawing)** .....pg. 261-266  
Staff recommends approving Space allocation in Building H for the Brunswick County Board of Elections and Parks and Recreation for Exercise and Multi-Purpose and permit Brunswick Senior Resources, Inc. to occupy a portion of Building E.
8. **Administration – Organizational Structure of Code Enforcement and Zoning Enforcement (Marty Lawing)** .....pg. 267-268  
Staff recommends approving Code Enforcement Division Assumption of Certain Zoning Enforcement Functions and Remain as a Separate Division Reporting to the County Manager.
9. **Water Capital Projects for FY 2009-2010 (Marty Lawing)**.....pg.269-270  
Staff recommends to Select Water capital Projects to Include in Request for Proposals for Engineering Design.
10. **Engineering – Contract Award for FY 2008-09 Water System Improvement Projects (Jeff Phillips)** .....pg. 271-321  
Staff recommends to Award Contract for FY 2008-09 Water System Improvement Projects to McArthur Construction, Inc.

**IX. Board Appointments**

1. **Region O Area Agency on Aging Advisory Council (4 appointments)** .....pg. 322-323
2. **City of Southport Zoning Board of Adjustment ETJ (2 appointments)** .....pg. 324
3. **Town of Calabash Request for Removal of 3 Ineligible ETJ Planning & Zoning Board/Board of Adjustment appointments** .....pg. 325
4. **Town of Calabash ETJ Board of Adjustment (1 appointment)** .....pg. 326

**X. County Attorney’s Report**

1. **Brunswick –Columbus Industrial Park Building Permit Agreement (Huey Marshall)**...pg. 327-340
2. **Deed of Dedication The Landing at Ocean Isle Beach, Phase 1 (Huey Marshall)** .....pg. 341-352
3. **Deed of Dedication St. James Plantation, The Reserve, Bridgewater Lots 47056 & 77-103 (Huey Marshall)** .....pg. 353-362
4. **Franchise Ordinance and Agreements with County Rescue Providers Public Hearing Request (Huey Marshall)** .....pg. 363-382
5. **Proposed Brunswick County Tax Task Force Resolution** .....pg. 383
6. **Resolution Addressing Magistrate Appointments in Brunswick County**.....pg. 384
7. **Closed Session**

**XI. Other Business/Informal Discussion**

## **XII. Adjournment**