

**BRUNSWICK COUNTY BOARD OF COMMISSIONERS
OFFICIAL MINUTES
REGULAR MEETING
JUNE 1, 2009
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, David R. Sandifer Administration Building, County Government Center, Bolivia, North Carolina.

PRESENT: Commissioner Phil Norris, Vice-Chairman
 Commissioner J. Martin Cooke
 Commissioner Charles Warren
 Commissioner Scott Phillips
 Commissioner William M. Sue, Chairman

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
 Ann Hardy, Fiscal Operations Director

Sgt. Mark Trull

I. CALL TO ORDER

Chairman Sue called the meeting to order at 6:30 p.m. (Attached to these Minutes is an item called Board Action containing all items on this agenda and those items are incorporated herein.)

II. INVOCATION/PLEDGE OF ALLEGIANCE

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

III. ADJUSTMENTS/APPROVAL OF AGENDA

Chairman Sue asked if there were any adjustments to the agenda. The following adjustments were made:

1. Marty Lawing, County Manager, requested to move Item VII-8 to the Consent Agenda as Item V-I.
2. Debby Gore, Clerk to the Board, requested to add a Resolution Supporting an Alternate Method of Recognition for Veterans Status to Merchant Marine Seamen of World War II as Item V-J.
3. The Clerk requested to add an In Memory Resolution to be used as needed by the Board of Commissioners as Item V-K.
4. The Clerk also informed that the presenter for Item VII-7 will be Kathy Smith.
5. Chairman Sue requested to add as Item 4A, approval to apply for \$500,000 Community Development Block Grant Recovery funds.

IV. PUBLIC COMMENTS

Chairman Sue asked if there were any members of the audience who wished to address the Board.

1. David Long, Belville resident, thanked the Board for their support in funding schools and CIS after school program as his son had completed kindergarten this year.

V. APPROVAL OF CONSENT AGENDA

Commissioner Phillips moved to approve the Consent Agenda. The vote of approval was unanimous. The following items were approved:

A. **Minutes**

1. **April 20, 2009 Regular Meeting Minutes Amended**
(Page 2, item 3 amended to 3,000 petitions)
2. **May 4, 2009 Budget Workshop Minutes**
3. **April 29, 2009 Agenda Meeting Minutes**
4. **May 13, 2009 Agenda Meeting Minutes**

B. **Tax**

C. **Finance**

Health Fund	Child Health Gifts & Memorials	135162-383303	\$2,005
Health Fund	Child Health Medical Supplies	135162-423900	\$2,005

The Health Department requested the above budget amendment for appropriation of a donation from the Shallotte Rotary Club that is designated for the purchase of respiratory distress equipment and supplies.

General Fund	Engineering-Professional Services	104270-419900	\$10,000
General Fund	Service Center-Motor Fuels	104250-425100	(\$10,000)

The County is in receipt of an invoice for the Caw Caw Land Flood Study in the amount of \$10,000. The State will reimburse the County \$5,000 for their portion of the study. A budget transfer from motor fuels, which is anticipated to end the year under the amount budgeted, is recommended to the engineering professional fees so that adequate funds are available to pay the invoice

D. **Operation Services**

Staff requests approval to exempt Faith Baptist Church from tipping fees at the Brunswick County Landfill.

E. **Operation Services**

Staff requests approval to exempt Town Creek Baptist Church from tipping fees at the Brunswick County Landfill.

F. **Operation Services**

Staff requests approval of a proposed water management project for Steve Reynolds by the Mosquito Control Division.

G. UNC-W Doctoral Leadership Internship Agreement

Staff requests approval of a Doctoral Internship Agreement between University of North Carolina-Wilmington and Brunswick County.

H. Southport Woman’s Club Resolution

Staff requests approval of a Resolution honoring Southport Woman’s Club and their accomplishments.

RESOLUTION IN SUPPORT OF THE SOUTHPORT WOMAN’S CLUB

Whereas, the history of this Country is that of groups of people banding together to achieve a common goal, or to meet a common need, which is, in fact, the method by which our Country was founded, and

Whereas, the General Federation of Women’s Clubs, founded in 1889, was such a body, to support the needs of communities and to express the power of women gathering together to promote a societal need, and its constituent group, the North Carolina Federation of Women’s Clubs, founded in 1902, was an early example of what can be achieved by people working together, and, nearly as old as the State’s group, the Southport Woman’s Club, founded in 1909, has met the needs of the Southport community, and still addresses the need of the Community in the Arts, Conservation, in Education, Home Life, International Affairs and Public Affairs, and

Whereas, true to form, the Woman’s Club will be hosting a Centennial Gala Celebration on June 5, 2009, with a dinner, a dance, and a silent auction, with the proceeds designated to support children literacy programs at the Margaret and James Harper, Jr., Southport Library and the G. V. Barbee Oak Island Library, and

Whereas, there is hope in witnessing that this noble community ideal is alive and well, and living in Southport, and even after 100 years, shows no fatigue or complacency.

Now therefore, the Brunswick County Commissioners are hereby resolved to honor the **SOUTHPORT WOMAN’S CLUB**, and to congratulate them on their first century, and to thank them for their contribution to the quality of life in Brunswick County, and encourage them on their second century to sustain all those good qualities of decency, respect and morality, that have perpetuated them so well for so long.

This the 1st day of June, 2009.

s/William M. Sue, Chair
Brunswick County Commissioners
Attest:
Deborah S. (Debby) Gore, CMC
Clerk to the Board

**I. Health-Health Department Financial Crisis Plan (Don Yousey)
(Moved from Administrative Report VII-8 to Consent Agenda as Item V-I under
Adjustments to the Agenda)**

Staff recommends approving plan for use of escrow account funds.

Health Department staff had planned to recapture \$300,000 of Escrow Account Funds expended to support Environmental Health before Reduction in Force and to pay for new roof from this year’s budget. Staff requests to delay that recapture until the end of next year to allow the county to use that money during the current financial crisis. Additionally, staff had planned on using \$200,000 of Medicaid Cost Settlement in next year’s budget. The total Cost Settlement came in higher than expected and staff requests the Board of Health and the Commissioners allow us as a

one-time exception to budget the total amount of the cost settlement. That would put another \$241,000 of earnings in next year's budget. Again, allowing the county the use of the additional \$241,000 they would have put into our budget for the current financial crisis. Lastly, staff requests that the Board of Health and Commissioners (again as a one-time exception) put \$200,000 of Escrow Account money into next year's budget (to be recaptured at the end of fiscal year 2009 – 2010) and back out the local money. The idea again is to allow the county to use the money that would have been put in our budget to deal with the current financial crisis. Lastly, by allowing all these steps and adding in the total estimated end of year excess revenues being left to the county (estimated to be about \$550,000), the department would be freeing up over \$1,000,000 to the county to deal with the financial crisis. This is done in good faith for all the wonderful support our agency has received from the Board of Commissioners over the years.

**J. Resolution Supporting an Alternative Method of Recognition for WW II Veterans
(Added Under Adjustments to the Agenda)**

**A RESOLUTION OF THE BRUNSWICK COUNTY BOARD OF COMMISSIONERS
SUPPORTING AN ALTERNATIVE METHOD OF RECOGNITION FOR VETERANS STATUS
TO MERCHANT MARINE SEAMEN OF WW II**

WHEREAS, Public laws 95-202 and 105-368 bestowed veteran status on US Merchant Marine Seamen of WWII.

WHEREAS, two specific U.S. government actions by U.S government have caused some 10,000 merchant seamen to have denied their due recognition.

- 1) The USCG relieved Masters of tugs, towboats and seagoing barges of the responsibility submitting reports of seamen shipped and discharged and
- 2) The National Maritime Administration ordered ships' logbooks to be destroyed because there were too costly to maintain and had removed the two main criteria required by the government to issue official recognition to those seamen, and

WHEREAS, the average age of the remaining seamen is above 86 and the population of the U.S veteran is shrinking at an average 850 per year causing time to be of the essence, and

WHEREAS, no cost are associated with this proposal as funds are already included in above public laws.

WHEREAS, the Brunswick County Board of Commissioners therefore request that immediate action be taken to correct this inconceivable action.

NOW THEREFORE BE IT RESOLVED, That the Brunswick County Board of Commissioners supports the attached proposal and so orders that is Resolution and attached proposal be sent to Senator Kay Hagan, Senator Richard Burr, Congressman Mike McIntyre and this matter be placed into action to ensure expedient passage.

This the 1st day of June, 2009.

s/William M. Sue, Chairman
Brunswick County Board of Commissioners

ATTEST:
s/Debby Gore, CMC
Clerk to the Board

K. In Memory Resolution (Added Under Adjustments to the Agenda)
Request approval of an In Memory Resolution to be used as needed.

In Memory

Whereas, the Bard told us, over three hundred years ago, that “Parting is such sweet sorrow,” that the two emotions of love and separation mix only in the extreme, and

Whereas, the frailty of life surrounds us, with a mere breath separating the quick and the dead, constant in the moment, sometimes with no warning and no promises, and

Whereas, another one of our brothers/sisters has left us, leaving us with strong memories that will keep his/her legacy alive for all tomorrow, and

Whereas, St. Paul asked, in his last days, “Death, where is thy sting? Grave, where is thy victory?” And though we have heard the question for more than a thousand years, we have the hope that life continues on and our loved ones, we will see again, and

Whereas, we pray that our brother/sister who has now found peace will share with us that peace beyond understanding every time we share his/her memory, until we, too, shall pass his/her way again, and

Now therefore, the Brunswick County Commissioners are hereby resolved to renew and remember the memory of our brother/sister, and from those memories we take a new strength and a greater determination, that a life well lived will be its own reward, and that everyone on that last day will say of us, as we say of XXXX, the world is a better place because you passed this way.

This the XXX day of YYY, 2009.

Brunswick County Board of Commissioners

VI. PUBLIC HEARING

1. Pursuant to notice duly advertised and posted, the Brunswick County Board of Commissioners conducted Public Hearings in the Commissioners’ Chambers, Central Services Building, County Government Center, Bolivia, North Carolina.

1. Proposed UDO Text Amendment 09-03 (Leslie Bell)

I. CALL TO ORDER

Chairman Sue called the Public Hearing to order at 6:36 p.m. and announced that the purpose of the hearing was to receive comments regarding Proposed UDO Text Amendment 09-03.

Leslie Bell, Planning Director, explained the following:

Item 1

Amend Article 5, Permitted Uses, Section 5.3.4.N., Wireless Telecommunication Facility (WTF) and create Section 5.3.4.O., Amateur Wireless Facility.

Planning Board recommends approval of the proposed Wireless Telecommunication Facilities Text Amendment. (Unanimous)

Item 2

Amend Article 5, Permitted Uses, Section 5.3.5.B.3.iii.(b), Internal Street Standards, to reduce internal street width requirements in Campgrounds.

Planning Board recommends approval of the proposed text amendment to reduce the minimum width requirements for internal streets in a campground to twenty feet (20’) for two-way traffic and fourteen feet (14’) for one-way traffic. (Unanimous)

Item 3

Amend Article 4, Zoning Districts, Section 4.8.5.G.2., PUD Perimeter Compatibility, to eliminate Limitations on Housing Types for the outermost lots in a PUD Dimensional.

Planning Board recommends approval of the deletion of text referencing “Limitations on Housing Types” in PUDs. (Unanimous)

II. PUBLIC COMMENTS

Chairman Sue asked if there were any members of the audience who wished to speak regarding the proposed text amendment. The following citizens addressed the Board:

1. Bill Gordon, spoke in opposition of Item 3, concerned with the deletion of text referencing “Limitations on Housing Types” in PUD’s and requested that the Board approve not to removed the Item but to reword it to read “When a commercial area of a PUD adjoins a RR, R7500, R6000, or SBR 6000 Zoning District, the outermost lot in a PUD shall include only additional buffer or single family detached units constructed using the conventional development dimensional standards of the underlying zoning district. There was favorable discussion from the Board referencing Mr. Gordon’s suggestion.

III. ADJOURN

Vice-Chairman Norris moved to adjourn the hearing at 6:55 pm. The vote of approval was unanimous.

Commissioner Warren moved to approve Second Reading and Adoption of UDO Text Amendment 09-03, Item 1 as recommended by the Planning Board. The vote of approval was unanimous.

Commissioner Phillips moved to approve Second Reading and Adoption of UDO Text Amendment 09-03, Item 2 as recommended by the Planning Board. The vote of approval was unanimous.

Vice-Chairman Norris moved to approve Second Reading and Adoption of UDO Text Amendment 09-03, Item 3 amending Article 4, Zoning Districts, Section 4.8.5.G.2., PUD Perimeter Compatibility as follows:

Limitations on Housing Types

When a commercial area of a PUD adjoins a RR, R 7500, R 6000, or SBR 6000 Zoning District, the outermost lot in a PUD shall include only additional buffer or single family detached units constructed using the conventional development dimensional standards of the underlying zoning district.

The vote of approval was unanimous.

2. Proposed Map Amendment Z-09-636 (Leslie Bell)

I. CALL TO ORDER

Chairman Sue called the Public Hearing to order at 6:57 p.m. and announced that the purpose of the hearing was to receive public input regarding Proposed Map Amendment Z-09-636.

Leslie Bell, Planning Director, explained the following:

Item 1 (Map Amendment Z-636 – Compass Pointe Engineering, PA [%Michael Norton])
Item 1 is a map amendment initiated by the property owner. This change from R-7500 (Low Density Residential) to C-LD (Commercial Low Density) would allow for commercial use a portion of Tax Parcel 24400007 located on Beach Drive (NC 179) near Ocean Isle Beach, NC.

An amendment to the Official Brunswick County CAMA Land Use Map has been requested for a portion of Tax Parcel 24400007 located on Beach Drive (NC 179) near Ocean Isle Beach, NC. This rezoning totals 0.28 acres.

Planning Staff recommends approval to C-LD (Commercial Low Density).
Planning Board recommends approval to C-LD (Commercial Low Density) [unanimous 7 to 0].

Planning Staff recommends approval to the Official Brunswick County CAMA Land Use Map from LDR (Low Density Residential) to Commercial for a portion of Tax Parcel 24400007 located on Beach Drive (NC 179) near Ocean Isle Beach, NC.

Planning Board recommends approval to the Official Brunswick County CAMA Land Use Map from LDR (Low Density Residential) to Commercial for a portion of Tax Parcel 24400007 located on Beach Drive (NC 179) near Ocean Isle Beach, NC.

II. PUBLIC COMMENTS

Chairman Sue asked if there were any members of the audience who wished to speak regarding the proposed map amendment. There were no comments from the audience.

III. ADJOURN

Vice-Chairman Norris moved to close the hearing at 6:58 p.m. The vote of approval was unanimous.

Commissioner Phillips moved to approve Second Reading and Adoption of Map Amendment Z-09-636 as recommended by the Planning Board and approve changes to the CAMA Land Use Map as recommended. The vote of approval was unanimous.

3. Proposed Map Amendment Z-09-638 (Leslie Bell)

I. CALL TO ORDER

Chairman Sue called the Public Hearing to order at 6:58 p.m. and announced that the purpose of the hearing was to receive public input regarding Proposed Map Amendment Z-09-638.

Leslie Bell, Planning Director, explained the following:

Item 1 (Map Amendment Z-638 – Malpass Engineering P.C. [%Jeff Malpass])

Item 1 is a map amendment initiated by the property owner. This change from RR (Rural Residential) to R-7500 (Low Density Residential) would allow for residential use of Tax Parcel 01600024 located on Mt. Misery Road (SR 1426) near Leland, NC. This rezoning totals 18.28 acres.

Planning Staff recommends approval to R-7500 (Low Density Residential).
Planning Board recommends approval to R-7500 (Low Density Residential) [5 to 2]

II. PUBLIC COMMENTS

Chairman Sue asked if there were any members of the audience who wished to speak regarding the proposed map amendment. There were no comments from the audience.

III. ADJOURN

Vice-Chairman Norris moved to close the hearing at 6:59 p.m. The vote of approval was unanimous.

Commissioner Cooke moved to approve Second Reading and Adoption of map Amendment Z-09-638 as recommended by the Planning Board. The vote of approval was unanimous.

4. CDBG Grant Application (Louise McGarva)

I. CALL TO ORDER

Chairman Sue called the Public Hearing to order at 6:59 p.m. and announced that the purpose of the hearing was to receive public input regarding the Community Development Block Grant Scattered Site Housing Grant Application.

Louise McGarva, Community Development Administrator, explained the following:

Brunswick County Planning and Community Development is applying for a FY 2009 Community Development Block Grant Scattered Site Housing Program (SSH) grant in the amount of \$400,000 to assist low income homeowners. No local match is required. This is the first of two required Public Hearings Brunswick County Board of Commissioners conduct the first Public Hearing required to allow citizens the opportunity to express their views and proposals prior to the completion and submission of the Scattered Site Housing Community Development Block Grant application.

II. PUBLIC COMMENTS

Chairman Sue asked if there were any members of the audience who wished to speak regarding the CDBG Grant Application. There were no comments from the audience.

III. ADJOURN

Commissioner Cooke moved to close the hearing at 7:00 p.m. The vote of approval was unanimous.

5. Proposed FY 2009-2010 Annual Budget (Marty Lawing)

I. CALL TO ORDER

Chairman Sue called the Public Hearing to order at 6:59 p.m. and announced that the purpose of the hearing was to receive public input regarding the Proposed FY 2009-2010 Annual Budget for Brunswick County.

Marty Lawing, County Manager, explained that on May 18, 2009 the Proposed FY 2009-2010 Annual Budget was presented to the Board of Commissioners and the required public hearing was scheduled for Monday, June 1, 2009.

The proposed budget totals \$198,550,320 for all funds and represents a decrease of 11.6% under the FY 2008-09 budget. The proposed tax rate is \$.305.

An initial Budget Workshop was held on Wednesday, May 27, 2009 and the proposed budget schedule includes approval of the FY 2009-2010 Budget Ordinance on June 15, 2009.

II. PUBLIC COMMENTS

Chairman Sue asked if there were any members of the audience who wished to speak regarding the Proposed FY 2009-2010 Annual Budget. The following citizens addressed the Board:

1. Resea Willis, Brunswick Housing Opportunities, thanked the Board for continued support.
2. Mary Earp, thanked the Board on behalf of Brunswick Senior Resources Inc. for their continued support.

III. ADJOURN

Commissioner Warren moved to close the hearing at 7:04 p.m. The vote of approval was unanimous.

VII. ADMINISTRATIVE REPORT

1. Planning-Proposed UDO Text Amendment UDO-09-04 (Leslie Bell)

Staff recommends approval of First Reading and set a Public Hearing on UDO-09-04 for July 6, 2009 at 6:30 p.m.

Leslie Bell, Planning Director, explained the following:

Item 1

Amend Article 5, Permitted Uses, Section 5.3.5.B.iii.(d), Internal Street Standards to clarify specific paving requirements in Campgrounds.

Planning Staff recommends approval.

Planning Board recommends approval (5 to 2 with Mr. Long and Mr. Lewis opposing).

Commissioner Cooke moved to approve First Reading and set a Public Hearing for UDO-09-04 on July 6, 2009 at 6:30 p.m. The vote of approval was unanimous.

2. Planning-Proposed Map Amendment Z-09-639 (Leslie Bell)

Staff recommends approval of First Reading and set a Public Hearing on Map Amendment Z-09-639 for July 6, 2009 at 6:30 p.m.

Leslie Bell, Planning Director, explained the following:

Item 1 (Map Amendment Z-639 – North Brunswick Sanitary District)

Item 1 is a map amendment initiated by the property owner. This change from R-6000 (Medium Density Residential) to NC (Neighborhood Commercial) would allow for commercial use of Tax Parcel 04700002 located on Old Lanvale Road NE (SR 1700) and Buckeye Road NE (SR 1415) near Leland, NC.

Planning Staff recommends denial to NC (Neighborhood Commercial).

Planning Board recommends denial to NC (Neighborhood Commercial) [6 to 1 with Dr. Flythe opposing].

Vice-Chairman Norris moved to approve First Reading and set a Public Hearing for Map Amendment Z-09-639 on July 6, 2009 at 6:30 p.m. The vote of approval was unanimous.

3. Planning-Single Family Rehab Program Loan (Louise McGarva)

Staff recommends approving Single Family Rehab Program Loan Awards and Rehabilitation Contracts as requested.

Louise McGarva, Community Development Administrator, explained that Brunswick County is in receipt of notification from the North Carolina Housing Finance Agency that the 2008 Single-Family Rehabilitation Program (SFR08) award was received for the rehabilitation of 9 residential units in the aggregate amount of \$400,000. The County has identified 2 more recipients for housing rehabilitation, in addition to the 5 recipients already assisted.

Staff requests the following SFR08 loan awards and contracts be awarded to:

- 1) Charles Coleman, Inc. for Claretta John, Shallotte, NC in the amount of \$39,993.00 and
- 2) Dianne Marlow, Calabash, NC in the amount of \$36,000.00.

In combination with Housing Preservation Grant (HPG) funds, staff also requests an additional contract be awarded to:

Charles Coleman, Inc. for Dianne Marlow, Calabash, NC in the amount of \$8,785.00.

The \$84,778.00 total cost for all repair contracts will be paid as follows:

- \$75,993.00 total cost for two (2) repair contracts from the SFR08 grant funds;
- \$8,785.00 total cost for one (1) repair contract from the HPG grant funds.

Vice-Chairman Norris moved to approve the Single Family Rehab Program Loan Awards and Rehabilitation Contracts. The vote of approval was unanimous.

4. Planning-CDB Water Hook Up Grant Application (Louise McGarva)

Staff recommends approving scheduling two Public Hearings for 2009 CDBG Water Hook-Up Grant as requested.

Louise McGarva, Community Development Administrator, explained that Brunswick County Planning and Community Development are applying for a Community Development Block Grant in the amount of \$75,000 to assist low income persons hook-up to existing water lines. Eligible water lines are those lines installed and operational at the time the two Public Hearings are concluded and the grant application is submitted.

Staff requests the Brunswick County Board of Commissioners set the two Public Hearings required for this application submittal. The purpose of the public hearings will be to present the description of the proposed project activities and cost for the Community Development Infrastructure Hook-up Program.

Commissioner Cooke moved to set Public Hearings for the CDBG Water Hook-Up Grant on July 6, 2009 and August 3, 2009 at 6:30 p.m. The vote of approval was unanimous.

**4.A Community Development Block Grant Recovery Funds (Leslie Bell)
(Added Under Adjustments to the Agenda)**

Staff requests Board approval to apply for \$500,000 Community Development Block Grant Recovery (CDBG-R) funds for a Scattered Site Housing Program as part of the American Recovery and Reinvestment Act of 2009.

Leslie Bell, Planning Director, explained that the County of Brunswick County and its interested municipalities intend to apply for \$500,000 in Community Development Block Grant Recovery (CDBG-R) funds for a Scattered Site Housing Program to assist low income homeowners. No local match is required.

Following a seven (7) day citizen participation comment period, the Brunswick County Board of Commissioners will be asked to sign a completed application to be submitted to the State no later than 5:00 pm Friday, June 12, 2009.

Commissioner Phillips moved to approve application for \$500,000 Community Development Block Grant Recovery funds for a Scattered Site Housing Program as part of the American Recovery and Reinvestment Act of 2009. The vote of approval was unanimous.

5. Parks & Recreation-Comprehensive Master Plan (Jim Pryor)

Staff recommends approving Parks & Recreation Comprehensive Master Plan.

Jim Pryor, Parks and Recreation Director, explained that in November of 2008, Brunswick County hired Lose & Associates to complete a 10-year Comprehensive Master Plan for Parks & Recreation. Such a plan was direly needed to assess community interest in multiple forms of public recreation offered by the county. The plan will also be a highly needed organizational “blueprint” for the departments structural, financial, and development growth for the future.

The final draft was reviewed and discussed with the Parks & Recreation Advisory Board at their meeting on May 19, 2009. An endorsement for approval of the plan was issued by the Parks & Recreation Advisory Board. Mr. Pryor noted that the plan is a tool for quality planning and organized growth over a long term period. Commitment of adoption of the plan is not an endorsement that everything within the plan will happen, but is an endorsement of the planning guide and area of focus for the future.

Chris Camp, Lose and Associates representative, reviewed and discussed the Comprehensive Master Plan.

Commissioner Phillips moved to approve the Parks and Recreation Comprehensive Master Plan. The vote of approval was unanimous.

6. Tax-Municipal Tax Collection Agreement Amendments (Marty Lawing)

Staff recommends approving Tax Collection Agreements with the Town of Belville, Town of Carolina Shores, and City of Northwest.

Marty Lawing, explained that the purpose of this action is to replace the existing partnership agreements with a full service agreement to include a collection fee of 1.5%. This action formally authorizes the Brunswick County Tax Collector to collect property taxes for other units of local government. Upon approval, GS 105-354 authorizes the County Tax Collector to treat the local government taxes as taxes of the taxing unit, and to use all legal remedies provided for in the North Carolina General Statutes.

Commissioner Cooke moved to approve Tax Collection Agreements with the Town of Belville, Town of Carolina Shores, and City of Northwest. The vote of approval was unanimous.

7. Communities in Schools-Grant Fiscal Agent Request (Kathy Smith)

Kathy Smith, Communities in Schools After School Programs Director, explained that too many youth and families living in Brunswick County do not have the basic necessities of life. They are poor, often live in sub-standard housing, and are negatively affected by the high unemployment rate, homelessness, drug and alcohol abuse, family trauma and isolation. These factors keep families from providing the support and guidance their children need to achieve in school and in life, thus they fall far behind their more advantaged classmates.

The Brunswick County 21st Century Community Learning Centers Project is designed to provide academic support and enrichment to a total of 156 Level I and II students from three middle schools; Cedar Grove, Shallotte and Leland, all located in Brunswick County. The project will provide after school programs that offer academic instruction based upon individual student needs. To compliment the academics, enrichment activities will be offered along with programs that promote health and wellness, develop character and social skills and prevent gang involvement and violence. Special activities and workshops will involve parents, giving them the opportunity to become learners themselves.

The four-year project is a partnership between agencies, businesses, communities of faith and volunteers and ensures delivery of a project that is diverse, represents the best thinking of the partners and is strongly focused on measurable outcomes and ongoing program improvements.

The Brunswick County Government will serve as fiscal agent and will contract with Communities In Schools of Brunswick County, Inc. to operate the four-year project. Established in 1995, CIS is a well-respected organization and is in a position in the community to bring this project to fruition with the most success.

4 year grant total \$1,020,000

4 year breakdown:

Year 1 \$300,000 Year 2 \$300,000 Year 3 \$240,000 Year 4 \$180,000

No matching funds are required to apply for this grant application however there is a gradual reduction of 20% in funding beginning in year three (3) and in year four (4) a 40% reduction. A sustainability plan is a requirement of the grant application and therefore all partners will work to find ways to continue funding.

There was discussion regarding county commitment in year three and if the Board of Education has responded to this request.

After discussion, it was consensus of the Board to make a decision at a later date after presentation was made before the Board of Education.

**8. Health-Health Department Financial Crisis Plan (Don Yousey)
(Moved to Consent Agenda as Item V-I under Adjustments to the Agenda)**

**9. Administration-Cedar Grove School/Park Off Site Road Improvement Contract
(Steve Stone)**

Staff recommends awarding contract to Cape Fear Paving for the off-site road improvements for the Cedar Grove Middle School and Park.

Steve Stone, Assistant County Manager, explained that the off-site road improvements required by NCDOT for this project were not included as a part of the primary construction contract awarded to Phillips and Jordan, Inc. last September. The driveway permit for the school / park is contingent upon completion of improvements to three nearby intersections. Phillips and Jordan and two other firms provided quotes for these road improvements. Sealed bids were not solicited for this work because of the additional cost of the sealed process and the time limitations with the school opening 3 months away. The General Statutes allows award of a construction contract up to \$500,000 without taking sealed bids. The quotes received were as follows:

Barnhill Construction	\$477,502.00
Phillips and Jordan	\$463,350.00
Cape Fear Paving	\$305,000.00

The Cape Fear Paving quote is about two-thirds of the engineering estimate for the project. These costs are shared fifty-fifty with Brunswick County Schools. Sufficient funds to award the project are included within the current project budget.

Vice-Chairman Norris moved to award a Contract to Cape Fear Paving for the off-site road improvements for the Cedar Grove Middle School and Park. The vote of approval was unanimous.

10. Property and Liability Insurance Renewal (Eileen Gardner)

Staff recommends approving the Annual Participation Agreement for Liability and Property Insurance for FY 2009-2010 with the NCACC Risk Management Pool.

Eileen Gardner, Risk Manager, explained that the NCACC has provided the renewal quote for the FY 09/10. Based on the underwriters' review of County exposures (property values, law enforcement, fleet size and total budget), the total annual premium contribution is \$1,090,400.00 reflecting an increase from last year's premium of \$1,078,807.00 for a net increase of \$11,593.00. The premium provides the same level of coverage to County properties and liabilities. This premium also reflects a safety discount of \$27,816.00 for a loss ratio of .49.

Overall, the new premium reflects a 1.1% increase in premium dollars for property and liability coverage.

Commissioner Warren moved to approve the Annual Participation Agreement for Liability and Property Insurance for FY 2009-2010 with the NCACC Risk Management Pool. The vote of approval was unanimous.

11. Group Health Insurance Renewal (Starie Grissett)

Starie Grissett, Human Resources Officer, explained that health care coverage is currently provided by the NCACC partnering with Cigna. With the Board recommended changes last year, claims cost has improved. The FY 2009-2010 renewal proposal includes a 3.5% increase, with a better benefit for mail in generics. This increase is less than the market rate for health care coverage, which is currently approximately 12%. Dental coverage was proposed at a 12.4% increase for the same schedule of benefits.

The County offers two health plans to employees, a PPO and an HMO. Of the County's 1019 employees and retirees, 135 are currently enrolled in the PPO and 884 are enrolled in the HMO. The County currently pays the full employee premium and employees can elect to pay the additional premium costs for dependent coverage.

Commissioner Warren moved to approve the Annual Participation Agreement with the NCACC Health Insurance Trust which maintains health care coverage in the Group Benefits Pool with Cigna as the service provided for FY 2009-2010. The vote of approval was unanimous.

VIII. BOARD APPOINTMENTS

1. Library Board (Districts 2 and 4)

Commissioner Cooke nominated Bertha Bell, Commissioner Phillips nominated Susan Carr. Vice-Chairman Norris moved to close the nominations. The vote of approval was unanimous. Vice-Chairman Norris moved to approve the appointments of Bell and Carr. The vote of approval was unanimous. Bertha Bell was reappointed to serve another three year term that will expire on June 1, 2012. Susan Carr was appointed to serve a three year term previously held by Ralph Frazier that will expire on June 1, 2012.

2. Region O Area Agency on Aging Advisory Council (Districts 2 and 4)

Commissioner Cooke nominated Linda Bordner, Commissioner Phillips nominated Elizabeth Chessare. Chairman Sue moved to close the nominations. The vote of approval was unanimous. Chairman Sue moved to approve the appointments of Bordner and Chessare. The vote of approval was unanimous. Linda Bordner and Elizabeth Chessare were reappointed to serve another three year term that will expire on June 30, 2012.

3. Brunswick Senior Resources Inc. (District 2)

Commissioner Cooke nominated John Ingraham. Vice-Chairman Norris moved to close the nominations. The vote of approval was unanimous. Vice-Chairman Norris moved to approve the appointment of Mr. Ingraham. John Ingraham was reappointed to serve another three year term that will expire on July 1, 2012.

4. Nursing Home and Adult Care Advisory Committee (District 1, 2 at-large)

Vice-Chairman Norris nominated Arthur Perry, Rosemary Chachowski and Laura Liggett. Chairman Sue moved to close the nominations. The vote of approval was unanimous. Vice-Chairman Norris moved to approve the appointments of Perry, Chachowski and Liggett. The vote of approval was unanimous. Arthur Perry, Rosemary Chachowski and Laura Liggett were reappointed to serve another three year term that will expire on July 1, 2012.

5. Jury Commission

Vice-Chairman Norris nominated Huey Marshall. Chairman Sue moved to close the nominations. The vote of approval was unanimous. Vice-Chairman Norris moved to approve the appointment of Huey Marshall. The vote of approval was unanimous. Mr. Marshall will serve another two year term that will expire on July 1, 2012.

6. Board of Adjustment (alternate)

Commissioner Warren nominated Carolyn Price. Chairman Sue moved to close the nominations. The vote of approval was unanimous. Chairman Sue moved to approve the appointment of Price. The vote of approval was unanimous. Carolyn Price was appointed to fill the unexpired term of Angela Gore (resigned) that will expire on November 1, 2011.

IX. COUNTY ATTORNEY'S REPORT

1. Closed Session

Commissioner Phillips moved to enter Closed Session at 7:54 p.m. pursuant to NCGS 143-318.11 (a) (3) to consult with the Attorney to protect the Attorney-client privilege. The vote of approval was unanimous.

Reconvened

Chairman Sue called the Closed Session back to order at 8:18 p.m. and announced that no action was taken in Closed Session.

X. OTHER BUSINESS/INFORMAL DISCUSSION

Commissioner Warren moved to authorize the County Attorney to initiate condemnation proceedings against Avalon Land Development Company, LLC and deposit \$28,000 in to the Clerk of Court to acquire 4800 square feet within the Avalon Subdivision to acquire land for a lift station. The vote of approval was unanimous.

XI. ADJOURNMENT

Commissioner Warren moved to recess the meeting until June 3, 2009 at 3:00 p.m. to hold a Budget Workshop in the Commissioners Chambers. The vote of approval was unanimous.

William M. Sue, Chairman

Deborah (Debby) Gore, Clerk to the Board