

MONDAY, APRIL 21, 2008

The Pender County Board of Commissioners met in regular session on Monday, April 21, 2008 at the Pender County Public Assembly Room, 805 South Walker Street, Burgaw, North Carolina.

MEMBERS PRESENT: Chairman James David Williams, Jr., presiding; Vice Chairman Jimmy Tate; and Commissioners Norwood Blanchard, George Brown and F.D. Rivenbark.

MEMBERS ABSENT: None.

OTHERS PRESENT: Al Greene, Interim County Manager and Clerk to the Board; Trey Thurman, County Attorney; Glenda Pridgen, Deputy Clerk to the Board; other staff and members of the Press and public.

CALL TO ORDER

Chairman Williams called the meeting to order at 4:00 p.m. and welcomed all to the meeting.

INVOCATION

Vice Chairman Tate offered the Invocation.

PLEDGE OF ALLEGIANCE

Chairman Williams led the Pledge of Allegiance.

PUBLIC INFORMATION

1. Bob Jessup, Bond Counsel:

A. Bond Order Authorizing the Issuance of General Obligation Refunding Bonds in the Maximum Amount of \$3,500,000.

B. Resolution for the Sale of General Obligation Refunding Bonds in the Maximum Amount of \$3,500,000.

Mr. Jessup noted he had been working with Pender County for more than thirteen years and said he looks forward to continuing to work with the County. He said that the work done by County Finance staff will save the County approximately \$150,000; that approving the Bond Order and the resolution for sale of the bonds are the two steps necessary to make it happen; that he will publish notice of the sale; and that the final interest rate will be 3.36%. Mr. Williams thanked Mr. Jessup and County staff for making this happen. Upon the motion of Mr. Rivenbark, and second by Mr. Blanchard, the Board voted unanimously to approve this item as follows:

1A. Bond Order Authorizing the Issuance of General Obligation Refunding Bonds in the Maximum Amount of \$3,500,000.

1B. Resolution for the Sale of General Obligation Refunding Bonds in the Maximum Amount of \$3,500,000.

2. Overview on Pender County Changes in Medicaid Funding.

Finance Officer David McCole gave a report on the Effects of Medicaid Relief on Option 4 and answered questions by the Board. A copy of the full report is attached to these minutes and incorporated herein by reference as Exhibit A.

3. Pender Soil & Water Conservation District (SWCD): Request for the Board to Instruct SWCD to Put Together a Voluntary Agriculture District Work Group: Don Rawls, Chairman, Pender Soil & Water Conservation District.

Mr. Rawls explained that Gerald Dorsett of the NC Department of Natural Resources presented the Board with information on loss of farms and forest land in Pender County and presented information on Voluntary Agriculture Districts at the March 17, 2008 Board meeting. He said getting a work group together is the next step in forming a Voluntary Agriculture District. Mr. Tate asked how will the board be appointed and Mr.

Rawls said they have an ordinance. He said four out of five members will be farmers and at-large members will also be appointed. Mr. Rivenbark made a motion to instruct SWCD to put together a Voluntary Agriculture District Work Group, Mr. Tate seconded the motion and it was unanimously approved.

4. Request for Endorsement of the 10-Year Plan to End Chronic Homelessness and Reduce Homelessness in the Cape Fear Region: Co-Chair Spiro Macris & Angel Funk of United Way of the Cape Fear Area.

Mr. Macris said that President George Bush endorsed the Plan and is encouraging cities and towns to put together their own plan; that the idea is spreading throughout our three-county area (New Hanover, Pender & Brunswick); that there is a lot of homelessness in rural areas but it's not as visible as in cities like Wilmington because people in cities sleep on the streets and in storefronts, and people in rural areas sleep in cars, abandoned trailers, etc.; that it is important that we address this issue now rather than later; that there is one shelter in Pender County (SafeHaven), which is really not a homeless shelter; that this came about because of pressure put on the local governments by the Federal Government; that having the Plan will reduce economic costs put on towns and cities such as Law Enforcement, Health, Emergency Services, etc.; that the cost of housing in the area makes it hard for home ownership for people; that their goals are to provide prevention and provide permanent housing for people; and asked the Board to delegate a member of the Board to serve on the committee. Mr. Macris introduced the Project Manager, Dan Farrell, who will supervise the implementation of the Plan. Mr. Williams said people serving on the committee are mostly people from cities. He asked how many entities had committed to funding and Mr. Macris said only the City of Wilmington and New Hanover County and said he is not asking Pender County for any financial support at this time. Mr. Williams said he hadn't heard from any of the constituents; he said he had heard from only one person, and that person didn't have the facts straight. Social Services Director Dr. Reta Shiver spoke on behalf of the Plan. She said she had worked with the committee since its inception, that Pender County does have a number of homeless people and that rural homeless usually live with family but most are sent to New Hanover County. Mr. Brown asked how many had been sent to New Hanover and Dr. Shiver said 66 and said that there's no shelter in Pender. Mr. Brown asked if the 66 were a combination of family members or just individuals and Dr. Shiver said a combination. Ms. Funk said a good example is a homeless Veteran that's usually at Exit 408 on I-40 in Rocky Point asking for help and said she knows more and more Veterans will be returning from Iraq and Afghanistan that will need help. Mr. Brown said he wants to help but the person Ms. Funk is referring to has been offered a job that he turned down. He said a motion had been made to approve this before but it died for lack of a second and said it's not that they didn't want to help, but they knew funding requests would follow. Mr. Brown asked what did Wake County do to make homeless reductions and Mr. Macris responded that they took an old NC State dorm and converted it into permanent housing that is funded by the State and that they have other permanent housing. Mr. Brown asked if there are any requirements by these individuals occupying the housing and Mr. Macris responded affirmatively. Mr. Tate asked if the committee had used a regional approach to obtain grant funding and Ms. Funk said the more collaboration amongst communities, the more the funding sources' confidence. Housing Director Angela Keith said people usually come to them after they go to DSS said she sees more than 66 individuals, that the numbers are highly increasing and that she sends them to New Hanover. Mr. Tate said this is an opportunity to be proactive and address the problem before it becomes an epidemic in Pender, that he sees a lot of homelessness in Wilmington, and that he heard about this issue at a workshop and he's very concerned. Mr. Tate made a motion to endorse the Plan, Mr. Rivenbark seconded the motion and it was approved by a three-to-two vote, with Mr. Brown and Mr. Williams casting dissenting votes.

CONSENT AGENDA

Mr. Williams presented the three items on the Consent Agenda and asked for any questions or discussion. There being none, Mr. Rivenbark made a motion to approve the Consent Agenda as presented, Mr. Tate seconded the motion and the Board voted unanimously to approve the Consent Agenda as follows:

5. Budget Ordinance Amendment Increasing Revenues & Expenditures to Receive Additional State Aid to Public Libraries Funding: \$4,180.
6. Resolution Authorizing Purchase Orders for School Construction Projects Pursuant to 2005 School Bond Issue: Burgaw Middle School: Carolina Architectural Products, Inc.: \$64,532.

7. Proclamation by the Pender County Board of Commissioners: Child Abuse Prevention Month April, 2008.

RESOLUTIONS

8. **Resolution Authorizing Approval of Proposal for Architectural & Engineering Design Services Agreement with Warren Wilson, Architect, P.C., For Renovations to the Pender County Department of Social Services Building and Approval of Purchase Order in an Amount Not-To-Exceed \$11,550.**

Mr. Greene explained that Architect Warren Wilson had made a presentation at the Board Retreat in March and DSS Director Dr. Reta Shiver was present to answer questions with respect to the renovation needs at the DSS Building. He said these renovations are part of the Space Plan Development under the Capital Improvements Program and are budgeted for; that the scope of work is to provide plans to renovate the existing kitchen and storage areas which have been vacated into new office and file storage areas for DSS; that plans will be included to secure the front reception area by extending partitions with security glazing and pass windows and that if approved the security measures would be "fast tracked"; that these renovations will address the problems noted by the North Carolina Department of Health and Human Services during their inspection of the building on January 23, 2008 and bring it into compliance with facility requirements as set forth in the North Carolina Administrative Code Section 10 NCAC 67A.0103 & .0105; and that the proposal includes designing, bidding and construction administration services. Mr. Tate made a motion to approve the resolution, Mr. Brown seconded the motion and it was unanimously approved.

9. **Resolution Authorizing the County to Enter into a Contractual Agreement with the North Carolina Department of Environment and Natural Resources for NCDENR to Purchase for \$17,067.77, a Copy of the New Aerials that the County is Acquiring.**

IT Director Erik Harvey explained that earlier in the year Sheriff Smith, in conjunction with six other counties, used E-911 funds to purchase updated Orthophotography, which included color and infrared, and now NCDENR is purchasing copies of the new aerials to be delivered to the Center for Information & Analysis (CGIA). Mr. Tate made a motion to approve the resolution, Mr. Brown seconded the motion and it was unanimously approved.

10. **Resolution Authorizing a Purchase Order to Fairway Ford for Vehicle Purchase for IT Department: \$13,800.**

Building Maintenance Supervisor Jimmy Fields explained that the vehicle currently being used by the IT is an old vehicle that came out of the Sheriff Department, that it has serious mechanical problems and that the cost for repairs exceeds the value of the vehicle. He said a wagon-type van is being proposed so IT can use it to haul computers from place to place. Mr. Tate asked for clarification that we're replacing the vehicle because it is needed, not just because of space for computers and Mr. Fields responded affirmatively. Mr. Harvey added that it is also needed for safety issues; they had decided not to use the current vehicle anymore because of bad brakes and other issues. He said they had taken it to various repair shops at different times. Mr. Rivenbark made a motion to approve the resolution, Mr. Brown seconded the motion and it was unanimously approved.

11. **Resolution Authorizing a Purchase Order to Farrior's for Carpet Replacement, Pender County Sheriff Department: \$19,910.**

Mr. Fields explained that the carpet in the Sheriff's area is in really poor condition, that they had gotten bids, and that Farrior's in Wallace was the lowest bid. Mr. Williams asked if this is CIP money and Mr. Fields responded affirmatively. Mr. Brown asked how many bids do you get in a case like this and Mr. Fields responded "three." Mr. Blanchard made a motion to approve the resolution, Mr. Brown seconded the motion and it was unanimously approved.

12. **Resolution Authorizing Approval of Engineering Services Agreement with Camp Dresser and McKee for Design, Bid and Construction Oversight of 2MGD Water Treatment Plant and Approval of Purchase Order in an Amount Not to Exceed \$1,333,784.**

Public Utilities Director Michael Mack said two representatives from Camp Dresser and McKee (CDM) are present to answer any technical questions. Mr. Mack explained that Pender County voters approved a \$17.5 million bond referendum in 2006 to construct a 2 MGD water treatment plant on Highway 421 near the Pender/New Hanover County border; that in the Fall of 2007, after the Preliminary Engineering Report and Environmental Assessments had been finalized, staff solicited proposals from design firms to design, bid and oversee construction of the plant; that four proposals were received and four firms were interviewed by a panel on December 13, 2007; that CDM was unanimously selected as the choice of the panel; that staff then entered into fee negotiations with CDM; and that in consultation with USDA Rural Development, the funding agency, an agreement as to the fee schedule has been reached and is presented here now for the Board's consideration. Mr. Blanchard asked how much the total cost would be to build the plant. Brennan Buckley of CDM said it would cost between \$17.5 million and \$21million, but he doesn't know exactly because the costs can fluctuate. Mr. Williams asked if the fee schedule was set by Rural Development and Mr. Mack responded affirmatively. Mr. Blanchard asked if we will eventually know the total cost and Mr. Mack said they will give estimated updates as the project goes along. Mr. Rivenbark asked if Mr. Thurman had had time to peruse the contract. Mr. Greene said they had had several meetings and Mr. Thurman was involved extensively. Mr. Thurman said he had read the contract for engineering and that it's based on what USDA wants. He said he's comfortable with the contract but cautioned the Board not to be surprised if this is brought back because engineer fees are almost guaranteed to go up. Mr. Tate asked how long it will take to complete the project and Mr. Mack said from 36 to 40 months or possibly longer depending on the permit process. Mr. Tate asked that with respect to selecting the firm, were any references checked. Mr. Mack said CDM's references checked outstanding and said they are an international firm with over 4,000 projects. Mr. Tate asked if any of the references are in this area and Mr. Mack responded "yes." Mr. Blanchard asked if the Board had gone with the original plan, would the \$17.5 million be locked in. Mr. Buckley said some time could have been saved but his firm is going to move along as quickly as possible. Mr. Williams thanked Mr. Blanchard for bringing up the point that had we gone along with the original plan, we would have saved a year. Mr. Brown made a motion to approve the resolution, Mr. Tate seconded the motion and it was unanimously approved.

13. Resolution Consenting to Release of Property from Restrictive Covenants and Authorizing Execution of Release Agreement.

Mr. Greene explained that he was approached by Mr. Buddy Raynor to consent to the release of real property from restrictive covenants on. He said the County's consent is required because the County owns a tract (FEMA acquisition) in the same area that is subject to the same covenants; that the property owners have a contract to sell their property subject to the restriction being released; that all the other property owners in the area have consented to the release; that the property the County owns has no value; and that after talking to Mr. Thurman, they decided it is the Board's decision. Mr. Williams asked if we know 100% that all the other property owners consented and Mr. Raynor said he has the signatures. Mr. Tate asked if the County gives up covenants and others don't, can they sue us. Mr. Thurman said no matter what the County does, it won't affect the other property owners' rights to give us theirs. Mr. Blanchard made a motion to approve the resolution, Mr. Tate seconded the motion and it was unanimously approved.

ROCKY POINT/TOPSAIL & MAPLE HILL WATER & SEWER DISTRICT

The Board convened as the Rocky Point/Topsail & Maple Hill Water & Sewer District 5:30 to 5:36 p.m.

14. Resolution Increasing Tap Fees for Rocky Point/Topsail Water & Sewer District.

Public Utilities Director Michael Mack explained that tap fees consist of the cost of the meter and installation and reflect the actual cost to the department. He said that this water district, as an enterprise fund, is obliged to cover actual costs of doing business. Mr. Mack said staff has determined that the rates should be increased as follows in order to keep pace with actual costs to the District: ¾" tap – from \$600 to \$850; 1" tap remain the same; 2" tap – change from \$1,000 to \$3,700; and 4" to 8" be charged \$2,500 in which the tap is paid for and set by the contractor/developer/owner. Mr. Rivenbark made a motion to approve the resolution, Mr. Blanchard seconded the motion and it was unanimously approved.

15. Resolution Amending Rocky Point/Topsail and Maple Hill Water & Sewer District Rules and Regulations to Implement a "Deposit" Provision for Tenants who Contract for Water Service.

Mr. Mack explained that the water districts currently have no provision to charge a deposit for accounts being established by people other than owners and that there has been an increased incidence of tenants not paying a bill for one or two months, and then moving out. He said staff is requesting that a deposit provision be added to the Rules and Regulations of both water districts that will enable them to collect a \$100 deposit every time a water customer is someone other than the owner. Mr. Rivenbark asked that in essence, will this will be protecting the interest of all tenants and Mr. Mack responded affirmatively. Mr. Blanchard said he agrees with Mr. Mack on this concept. He said he's a landlord and that if a tenant leaves, he pays. Mr. Mack said if a tenant leaves, the \$100 will cover their first and last bill. Mr. Blanchard made a motion to approve the resolution, Mr. Brown seconded the motion and it was unanimously approved.

DISCUSSIONS

16. Request by the Town of Topsail Beach to have a Second One-Stop Voting Site in Eastern Pender County.

Mr. Williams said he didn't see any need for this item to be put on the agenda because it had already been explained why there couldn't be a second one-stop voting site in Eastern Pender, but he was asked to put it on and that's why it's on. Mr. Rivenbark said the people on Topsail Island have to make a 35-40 mile round trip to the current one-stop site and said he and Mr. Tate attended a meeting of the Topsail Council and they said they need it. Board of Elections Director Dennis Boyles said the Board of Elections has determined that a One-Stop early voting site on the island is not feasible at this time. He said that the Town of Topsail Beach along with the Town of Surf City were both told they could not have a One-Stop early voting site this year due to lack of machines and that they were told that the Elections Board would not consider another location on the east side of the County until an early voting site was put in the Rocky Point area, along with a site in the northwestern part of the County. Mr. Boyles said the One-Stop at the Senior Center is midway between Hampstead and the beaches, that it is only a 26 mile round trip and that it beats driving to Burgaw like they had to do two years ago. Mr. Brown asked how much it would cost per election to add another one-stop in the east and Mr. Boyles said a total of \$10,000. Mr. Williams said he agrees with the Board of Elections. There was no action taken.

17. North Carolina's Eastern Region: Thanks for Support of the Establishment of the Military Growth Task Force (MGTF) & Request for Funding.

Chairman Williams explained that the Task Force is requesting funding from all the counties involved, that Onslow County is giving most of the funds because they'll be getting more, and that in order for us to get money down the road, we have to invest now. Mr. Tate asked Mr. Williams if he serves on this Task Force and Mr. Williams responded affirmatively. Mr. Tate asked has there been any specific economic study, has there been a break-down on the funds and what the \$6,250 donation from Pender County is to be used for. Mr. Williams responded that an economic study is being done now, that there has been no break down of funds and that the \$6,250 will help fund a lot of the initial work. He said funding will ultimately be coming from the Department of Defense. He said we will be "using money to get money." Mr. Rivenbark said he agrees with Mr. Williams and that this is basically "seed money." Mr. Tate made a motion to approve the request for funding. Mr. Rivenbark seconded the motion with the stipulation that the \$6,250 would be spread over the two-year period requested. The motion was unanimously approved.

18. ITEMS FROM THE COUNTY MANAGER/COUNTY ATTORNEY/COUNTY COMMISSIONERS

Mr. Thurman said he will be in court next month with Donald Sullivan's case concerning his taxes, and said he has an item for closed session citing Item Number 6 of the Pender County Closed Session Motion.

In addition to the items in the agenda packet, Mr. Greene presented the following: 1) he had sent a letter of response to North Carolina's Eastern Region identifying the three top infrastructure issues that would need to be addressed due to the increase of Marines in the area (transportation and roadway projects, water and wastewater

capacity and public facilities); 2) reminded the Board that the June 2nd meeting had been moved to 4:00 p.m. and that the budget public hearing would be held at 7:00 p.m.; 3) said the ad for a Human Resources Director had run three months or more, that there are four dozen or more applications, that there are several very qualified applicants but the salary requirements are at the top of the salary range and he would hate to hire at the top of the range when there are current employees whose salaries don't meet that range, and that he recommends waiting until the salary study is complete to hire someone; 4) that there are approximately ten applications for Planning Director, with several qualified. Mr. Tate asked if Mr. Greene plans to hire a Planning Director before he leaves and Mr. Greene said that is his goal; 5) said that two parties had inquired about the Topsail property and asked if the Board is prepared to move ahead with the upset bid process. Mr. Williams asked if the appraisal had been done with the building there or with the building gone and Mr. Greene said with the building there. Mr. Thurman noted that the building is old, has asbestos and people are not interested in moving it. Staff was instructed to get more information on the property and bring back to the next meeting; and 6) said the Town of Burgaw requested the County give them property on Chubb Road in Willard and he assumed they wanted an easement only but when he received the map, it showed they wanted the entire property, which consists of .71 acres. Mr. Thurman gave a history of the property and said the Town is requesting more of a transfer of title than an easement, that initially, they would only need a portion of it and that the Utilities Department may require use of some of the property in the future. Mr. Greene said we'll go back to the Town and see what they need and see if Mr. Mack determines that Utilities won't need to use it. The item will be brought back to the next meeting.

Mr. Blanchard said the time is rapidly approaching that a new County Manager needs to be hired. He said we don't want to make the same mistake we made last time and asked why did the last Manager leave. Mr. Brown said Mr. Blanchard needs to ask the last Manager why she left and Mr. Williams added that she resigned.

Mr. Tate said that with respect to the Maple Hill Sewer Project, he wants some official insight on Rural Development's involvement and the trip that was made to Raleigh. Mr. Mack said that for now, the \$2.7 million grant the Rural Center committed to is safe for now; that there are issues we need to move forward on and that he, staff and others went to Raleigh to meet with the Rural Center. He said they asked for a contract but the Rural Center wouldn't provide one because there are two requirements that have to be met by the County before they will commit to a contract: 1) the Rural Center has to see the rest of the money secured for the project; and 2) land has to be secured for wastewater treatment. He said Hobbs, Upchurch Engineers are looking for suitable land for treatment. Mr. Williams asked how long the money is safe and Mr. Mack said they didn't "sunset" it, but it's safe as long as they know we're moving forward. Mr. Tate asked if anyone has followed up with the local delegation and the response was that Mr. Rivenbark had delivered a letter to Senator Soles signed by Mr. Rivenbark. Mr. Tate instructed staff to follow up with the other local delegation and ask for help. He said he received a call from a Maple Hill resident that said 70% of the septic systems in Maple Hill are failing. Mr. Williams suggested sending a letter signed by the whole Board.

Mr. Tate said he received a letter from the Atkins Library requesting the same amount of funding they received last year.

Mr. Williams said he wants to go into closed session to discuss a personnel issue.

Mr. Rivenbark asked about the status of N.C. DOT on maintenance of outfall ditches and asked if we need to send a letter or resolution to the local delegation. Mr. Greene said he would have someone from DOT make a presentation to the Board concerning this.

Mr. Williams mentioned a letter concerning the Mallard Bay Dredging Project.

PUBLIC COMMENT

A citizen, Mr. Hiram Williams, spoke on the subject of the old Topsail High School (CFCC) property. He said the building and the Weir Building are the only historical sites in Hampstead. He suggested that before the

Board makes a decision to sell the building, that they look into remediation of it because the County is in need of County buildings, and that this property could be a real HUB for the area.

CLOSED SESSION

At 6:15 p.m. Mr. Rivenbark made a motion to enter into closed session pursuant to NCGS 143-318.11: (5) To establish, or instruct the public body's staff or negotiating agents concerning the position to be taken by or on behalf of the public body in negotiating (i) the price or other material terms of a contract or proposed contract for the acquisition of real property by purchase, option, exchange, or lease; or (ii) the amount of compensation and other material terms of an employment contract or proposed employment contract; and (6) To consider the qualifications, competence, performance, character, fitness, conditions of appointment, or conditions of initial employment of an individual public officer or employee or prospective public officer or employee; or to hear or investigate a complaint, charge, or grievance by or against an individual public officer or employee. The Closed Session will not include discussion of the appointment of a member of the public body, or a vacancy on the public body, and any final action on appointment, discharge or removal by the public body will be made in open session. Mr. Tate seconded the motion and the Board unanimously approved going into Closed Session during dinner. At 7:06 p.m., Mr. Tate made a motion to come out of closed session, Mr. Rivenbark seconded the motion and it was unanimously approved. There were no announcements made upon exiting closed session.

PUBLIC HEARINGS: ANNUAL PHA PLAN/SPECIAL USE PERMIT

19. Public Hearing and Adoption of the Annual PHA Plan for Fiscal Year 2008 for the Pender County Housing Department.

Mr. Greene noted that there was an error in the advertising for this public hearing. Mr. Brown made a motion to continue the public hearing, Mr. Rivenbark seconded the motion and it was unanimously approved.

20. Public Hearing & Special Use Permit – Craig Wilson, Applicant: Requesting Special Use Permit for a Drive-up Automatic Ice Vending Machine Located at 15597-A US Hwy 17 North in Hampstead, NC.

The public hearing opened at 7:08 p.m. Mr. Thurman swore in the witnesses. Planner Jeff Jowett distributed Section 15.5G-Special Uses – Freestanding Drive-up Automatic Ice Vending Machines. Mr. Jowett explained that the applicant is requesting a Special Use Permit to allow a drive-up automatic ice vending machine consisting of 2.0 acres, zoned B-2, Business District (Highway). He said the commercial development includes five businesses within one structure with Ace Hardware as the anchor tenant; that the drive-up automatic ice vending machine will be located northeast of the Ace Hardware building on a gravel portion of the lot currently being utilized to store railroad ties; that the unit's proposed location will not take away from any current parking for the existing businesses; that access will be provided using two existing driveways (one entrance, one exit); that the property is classified as Urban Growth; and that two of the conditions of the SUP are the structure shall have landscaping around exterior in accordance with Section 15.5 G, and a roof structure shall be required to screen all mechanical equipment per requirements of section 15.5 G. Mr. George Mara of the Greater Hampstead Homeowners Association (GHHA) said they had concerns regarding setback requirements, beautification, signage and other issues but GHHA now supports the project if all the conditions set by Planning staff are met. Mr. Leonard Klimek said he owns property next door and he knows that the applicant has "always done things right." Ms. Sue Kay said this is a "Godsend" and a "win win" situation for Hampstead. She said the group 4 Seasons Emergency gives free food to people during emergency situations and they will be given a key so they can provide free ice during emergencies. Mr. Tate asked if the ice is free only during emergencies or all the time and the applicant, Craig Wilson, responded it's for emergencies and disasters but they will consider giving to the very poor anytime. The public hearing closed at 7:15 p.m. Mr. Rivenbark made a motion to approve the Special Use Permit request, Mr. Blanchard seconded the motion and it was unanimously approved.

ADJOURNMENT

The meeting was continued to April 24, 2008 at 4:00 p.m.

Respectfully Submitted



Glenda Pridgen, Deputy Clerk to the Board

Reviewed By:



Melinda Knoerzer, Deputy Clerk to the Board

Review of Planning Items:



Planning Staff

Effects of Medicaid Relief on Option 4

1. How sales tax is distributed – Per capita basis or Ad Valorem basis. It is the Counties Choice.
2. In the past the County would alternate between per capita basis & Ad Valorem basis.
3. On an Ad Valorem basis beach communities would benefit more.
4. On per capita basis the other incorporated towns would benefit more.
5. In the early nineties special legislation was passed creating what is called option 4.
6. As part of the option 4 legislation – sales taxes are to be distributed to the County & the incorporated towns on a per capita basis.
7. It then gave the county the authority to redistribute the sales tax dollars to Surf City & Topsail Beach at a % (Recalculated August of every year)of what Surf

City & Topsail Beach would have received if sales tax dollars were distributed on a Ad-valorem basis.

8. The current % of sales tax dollars that are redistributed from the County & the other incorporated towns is 5.56%
9. What this means in the end is that Surf City & Topsail Beach will receive 94.44% of what they would have received if sales tax dollars were distributed on an Ad-Valorem basis.
10. The other incorporated towns receive 94.44% of the sales tax dollars that were distributed on per-capita basis.
11. How will the Medicaid legislation effect option 4 in the future?

Estimated Medicaid Relief

	<u>FY 07-08</u>	<u>FY 08-09</u>	<u>FY 09-10</u>	<u>FY 10-11</u>	<u>FY 11-12</u>
County Tax Reductions	-	(611,794)	(611,794)	(611,794)	(611,794)
Article 39 Reduction to Hold Cities Harmless	-	(124,174)	(406,184)	(435,961)	(448,927)
Reduction of County Revenues to Hold School Debt Harmless	-	(293,885)	(2,153,496)	(2,573,337)	(2,664,144)
Medicaid Savings	-	1,561,830	3,498,499	3,918,319	4,388,517
Net Increase (Decrease)	-	531,977	327,025	297,227	663,652
State hold County Harmless	-	531,977	172,975	202,773	663,652
Option 4	-	(40,910)	500,000	500,000	663,652
		491,067	(56,586)	(58,241)	(58,962)
		443,414	443,414	441,759	604,690

	<u>FY 07-1</u>	<u>FY 08-09</u>	<u>FY 09-10</u>	<u>FY 10-11</u>	<u>FY 11-12</u>
Reduction of County Revenues to Hold School Debt Harmless		293,885.00	2,153,496.00	2,573,337.00	2,664,144.00
Option 4		0.0555866681	0.0555866681	0.0555866681	0.0555866681
		16,336.09	119,705.67	143,043.23	148,090.89

Countries & Cities
Forgo all of Article 44
Beg 10/1/09