

MONDAY, DECEMBER 3, 2012

The Pender County Board of Commissioners met in regular session on Monday, December 3, 2012 at the Public Assembly Room, 805 S. Walker St., Burgaw, NC 28425.

MEMBERS PRESENT: Chairman George Brown, presiding; and Commissioners F.D. Rivenbark, Chester Ward, and David Williams.

MEMBER ELECT PRESENT: Fred McCoy

MEMBERS ABSENT: Vice Chairman Jimmy Tate arrived at 5:15 p.m.

OTHERS PRESENT: Dr. Mickey Duvall, County Manager and Clerk to the Board; Trey Thurman, County Attorney; Melinda Knoerzer, Deputy Clerk to the Board; other staff and members of the Press and public.

CALL TO ORDER

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

INVOCATION

Commissioner Williams offered the Invocation.

PLEDGE OF ALLEGIANCE

Commissioner Ward led the Pledge of Allegiance.

As Commissioner Tate had indicated he would be late, Mr. Williams made a motion to excuse him from the meeting. Mr. Ward seconded the motion and it carried by a vote of 4 to 0.

OLD BUSINESS

A) Approval of Minutes: Regular and Closed Session Meeting of November 19, 2012.

Mr. Williams made a motion to approve the minutes, Mr. Ward seconded the motion and it carried by a vote of 4 to 0.

B) Resolution Recognizing the Public Service of Former Pender County Commissioner Bonnie Williams Parker.

Chairman Brown asked if any members of the Parker Family were present and no one came forward. He asked and the Board agreed to table this item to a future date when the family member(s) could attend.

C) Public Service Recognition to Outgoing Commissioner F.D. Rivenbark.

Chairman Brown read a plaque and presented it to Mr. Rivenbark who steps down today following 16 years as a Pender County Commissioner. Mr. Williams said that until someone becomes an elected official and sits in this place, they have no idea what the level of commitment is. He said Mr. Rivenbark has sat on many boards, attended many meetings, was very committed to being a Commissioner, and it was a pleasure to serve with him.

Chris May, Cape Fear Council of Governments, Region O Director personally thanked Mr. Rivenbark for hiring him 13 years ago. He said that Mr. Rivenbark has been on the COG Board for many years and has

provided great leadership and guidance to that Board. He noted that Mr. Rivenbark has spent 16 years as commissioner, 35 years in the school system (18 as a teacher and 17 as principal), has been Rotary District Governor, and has been a retired US Army Colonel for 32 years. He said he served with distinction and honor and he thanked him for serving the County, the region and his country. He then presented Mr. Rivenbark with the Order of the Long Leaf Pine and thanked Commissioner Tate for using his influence to have this award expedited. He said this comes with the endorsement of the full Board. Chairman Brown said that he has a lot of respect for Mr. Rivenbark and he appreciated the opportunity to serve on the Board with him.

PUBLIC INFORMATION

Since Mr. Thurman was running late, the Board elected to hear the presentation of the NC Department of Transportation.

2. Karen Fussell, NC DOT: Update on Hwy. 17 Bypass and the Recent Highway Safety Improvements Study.

NC Department of Transportation Division 3 Engineer, Karen Fussell, thanked the Board for allowing her to speak today. She provided a handout entitled "Pender County Projects: 12/03/2012" which is on file with the records of this meeting. Ms. Fussell said the Hampstead Bypass has a project website that contains very useful information, located at <http://www.ncdot.gov/projects/US17HampsteadBypass>. Ms. Fussell said that the Hampstead Bypass project is combined with the Military Cutoff project (in New Hanover County) as they are closely aligned. She said that right of way acquisition will begin for the Military Cutoff project in 2014 with construction in 2017, whereas right of way acquisition for the Hampstead portion is slated for 2017 and construction is currently un-funded. Ms. Fussell said the northern interchange is not yet reflected on the map and they are still working on the exact alignment. She said they are seeking an alternative to the midtown interchange and that they are collecting traffic counts and other traffic data. She said at present, the cost of the Military Cutoff portion is \$105 million and the Hampstead Bypass portion is \$205 million, for a total of \$310 million. Ms. Fussell then discussed the proposed Hampstead Median project which is to install a median on US 17 from the end of the divided section south of Hampstead to the beginning of the divided section to the north. She said they hope to have the final designs out by the end of December and this will provide for several locations for u-turns and "full movement openings" In addition, she said that there is a proposed median for NC 210, Dan Owen Road and Peanut Road to 210. At this time they are working with their "Safety" division to provide funding, but the cost estimates are not in yet.

With regard to the Surf City bridge project, she said that southern alternative #17, a high level fixed bridge has been selected. She noted this can be seen on the project website at [.http://www.ncdot.gov/projects/TopsailIsland](http://www.ncdot.gov/projects/TopsailIsland) Bridge. Ms. Fussell said that right of way acquisition will begin in 2015 with construction in 2017.

Mr. Williams inquired about the status of the Burgaw Bypass and Ms. Fussell said she has not seen it anywhere in her eight months on the job thus far. It was noted that the project is still on the Transportation Improvement Program.

NEW BUSINESS

A) Assign County Attorney Trey Thurman as Moderator.

Mr. Thurman arrived during the previous presentation. Mr. Brown noted that Mr. Tate may or may not make the meeting today. He recounted a conversation he had with Mr. Tate during which he expressed his desire not to be nominated for a leadership role on the Board. Mr. Brown thanked Mr. Tate for his dedication to the Board and said he has brought a great deal of unity to this group. He said Mr. Tate votes

his conscience and does not allow politics to cloud the issue. Mr. Brown then handed the gavel to Mr. Thurman.

B) Oath of Office for Re-elected Pender County Board of Commissioner Member Jimmy Tate and Newly Elected Member Fred McCoy: Clerk of Court, Robert Kilroy.

Mr. Thurman invited Mr. Kilroy to come forward to swear in Commissioner Elect, Mr. Fred McCoy. Mr. Kilroy administered the oath of office and Mr. McCoy executed the oath of office. Mr. Kilroy extended an invitation to Mr. Tate, who had not yet arrived, to come by his office to be sworn in. Mr. Kilroy said that until his successor is sworn in, he continues to serve. Mr. Tate took the oath of office later in the meeting before a notary public.

C) Nomination and Selection of Chairman and Vice-Chairman.

Mr. Brown welcomed Mr. McCoy to the Board. Mr. Thurman opened the floor for nominations for Chairman. Mr. Williams nominated George Brown for Chairman, Mr. McCoy seconded the motion and it carried by a vote of 4 to 0. Mr. Brown nominated Fred McCoy for Vice Chair which was seconded by Mr. Williams and carried by a vote of 4 to 0.

PUBLIC HEARING:

1. Public Hearing and Resolution Approving Grant Application and Authorizing Local Share of Community Transportation Program Operated by Pender Adult Services for FY 2013-2014: \$26,475.

Chairman Brown opened the public hearing. Wes Davis, Director of Pender Adult Services and Valeria Sutton, Transportation Coordinator came forward to present the item. Mr. Davis explained this is for the annual application submitted to the NC Department of Transportation for human service transportation through Pender County for medical services and for senior center visits. He said the funding will be used for Administration and Capital expenditures; purchasing two new vans. He said that last year the program provided 23,000 medical/senior center trips while driving an aggregate of 305,000 miles. He said they are requesting \$205,169 and the required local match is \$26,475. No one signed up to speak and Mr. Brown closed the public hearing at 4:47 pm. Upon the motion of Mr. Williams and second by Mr. McCoy, the Board voted 4 to 0 to approve this application.

PUBLIC INFORMATION (Continued):

3. Don Hall, Chairman, Pender County ABC Board: Pender County ABC Board Update.

Mr. Hall gave an update on finances since July 1, 2012, the start of their fiscal year. He said this reflects the closing of the Atkinson store, and that under the old distribution system total sales for 2011 was \$4.9 million, an increase of \$375,000 over the prior year. He said that in the current fiscal year, having completed one quarter, total sales equals \$403,000, with a net income of \$127,000. He said the Rocky Point store is losing money on a small scale, recording a total loss in 2011 of \$8300. He said that with the construction of the new McDonalds now complete, those figures appear to be improving. He said they are investigating installation of a sign but this requires State approval and compliance with the County sign ordinance. He completed his presentation by stating that for the first time, the towns of Topsail, St. Helena and Watha all received distributions. Mayor Braxton of Topsail Beach thanked Mr. Hall and his Board. Mr. Williams thanked Mr. Hall for keeping the Board informed of their status.

4. Howard Braxton, Mayor of Topsail Beach: Dredging New Topsail Inlet.

Mayor Braxton said, "We came here last year to ask for money for dredging, which you gave us and we thank you". He said they are once again asking for money but they don't need it right away. He explained that in the past, Representative Mike McIntyre has been able to secure funding through the US Army Corps of Engineers to dredge, thereby preventing the inlets from shoaling and closing. He said that

once again this year, the federal government says there is no funding for dredging. He said the Town has been asking the federal government to give them the permit and to let the Town be responsible for dredging since that seems to be the trend. He introduced Chris Gibson, engineer with Gahagan and Bryant Associates in Wilmington, and a lifelong Hampstead resident, who has been working on this project for the Town. He said hundreds of commercial and recreational boats putting in at the Lewis Road and Surf City boat ramps utilize these inlets for access to the ocean and without them, boaters are forced to travel some 2 hours (round trip) out of their way to access the ocean. He showed the Board the four locations of highest shoaling activity, described as: Topsail Creek, Topsail Inlet Connector, Lea Island and the Outer Bar. He said the Town has incorporated three of these into their regular beach nourishment program, but the only barge capable of dredging Topsail Inlet is the Merritt, which is owned by the USACE. He said the anticipated dredging cost this year is \$450,000 and explained that the NC Division of Water Resources will commit 50% of this funding if the locals will come up with the other 50%. He said maintenance is being left to the state and local level and that this is actually occurring up and down the IntraCoastal Waterway. He said the Town of Topsail Beach has committed \$75,000 and they are asking the Town of Surf City and the County to each contribute \$75,000 to complete the match. Mr. Williams said that everyone benefits from keeping this inlet open, which is part of the economic engine of this county. He said if the project is paid by state and local funds, the federal government should relinquish control of the permit to us.

Mr. Gibson said they are working on a more permanent solution that would involve dredging to a deeper depth initially.

5. Mark Seitz, Cooperative Extension Director/Mary Rockers, NC Farm Worker Health Program, Office of Rural Health and Community Care.

Mr. Seitz introduced Mary Rockers with the Office of Farm Worker's Health. She said their group has undertaken initiatives to educate all farm workers, including Spanish speaking, on safety in handling pesticides. She said that farm work is extremely hazardous and their goal is to educate as many farm workers as possible. She said 94% of the farm workers are Spanish speaking, and that Pender County is fortunate to have a very conscientious bi-lingual trainer who goes out to the farms and teaches these workers early in the morning, before they begin their workday. She said they accomplish their mission by partnering with the USDA Pesticide Section, the State Environmental Trust Fund, Americorps and the Pender County Health Department. In addition, she said they provide education on heat stress and heat stroke as North Carolina ranks #1 in heat related fatalities for farm workers. This year alone she said, they conducted over 1400 Spanish Pesticide training programs. Mr. Brown thanked them for their involvement in the agricultural community.

6. NC Cooperative Extension Report to the People.

Mr. Seitz provided the Board with a handout outlining his report to the Board, a copy of which is on file with the minutes of this meeting. He said they typically prefer to update the Board in a more informal setting but that was difficult to accomplish given everyone's demanding schedule. He said he does send a monthly report out via email reflecting their efforts around the County. He said they have had over 9400 face to face contacts/school visits/farm visits thus far this year. He said they have three research-based education program areas:

- Agriculture, which includes field crops, commercial horticulture (fruit & vegetable production) and livestock and Urban/Consumer Horticulture (Master Gardeners)
- 4-H Youth Development
- Family & Consumer Science

He said that collectively the volunteer hours of all three service groups amount to roughly 57,000 hours. The Board thanked Mr. Seitz for his report.

Mr. Tate arrived at 5:16.

PUBLIC COMMENT

No one had signed up to speak.

CONSENT AGENDA:

Mr. Brown presented the Consent Agenda and asked that item #13 be pulled and put on the next agenda. Mr. Williams then made a motion to approve the Consent Agenda, less item #13 which was seconded by Mr. McCoy and carried by unanimous vote of the Board. The Consent Agenda was approved as follows:

7. Resolution Approving Releases and Refunds to the Individuals Listed Herein.
8. Resolution Accepting Petition to Add Azalea Drive in Plantation Pointe Villas, Hampstead, to the State Maintained System, and Authorizing the County Manager to Submit the Petition to N.C. Department of Transportation.
- 9a. Resolution Authorizing Purchase Order to the Pender County EMS: \$8,979.43.
- 9b. Resolution Authorizing FY 12-13 Budget Amendment to Accept Emergency Management Performance Grant Funds: \$20,625.
- 10a. Resolution Authorizing Issuance of Purchase Order to HLP Inc. for Animal Control Software Support and Maintenance: \$5,020.
- 10b. Resolution Authorizing Issuance of Purchase Order to NetMotion for Software Maintenance and Support: \$5,750.
- 10c. Resolution Authorizing Issuance of Purchase Order to VisionAir for Jail Biometric Interface: \$9,623.
- 10d. Resolution Authorizing Issuance of Purchase Order to Tritech for Software Maintenance and Support: \$37,264.43.
- 11a. Resolution Authorizing a Budget Amendment to Approve Increase in Health Department Revenues and Expenditures for Fiscal Year 2012-2013: \$3,708.
- 11b. Resolution Authorizing a Budget Amendment to Approve Increase in Health Department Revenues and Expenditures for Fiscal Year 2012-2013: \$4,000.
12. Resolution Authorizing Revisions to the NC Tomorrow Plan.

RESOLUTIONS:

14. Resolution Requesting Approval of Proclamation Supporting the Town of Topsail Beach's Celebration of its Half Century Anniversary.

Mayor Howard Braxton said that the Town of Topsail Beach is coming of age and will be 50 years old. He said they would like a proclamation from the County commending them on this milestone and that in turn, they will invite the Pender County Board to Topsail Beach for a big celebration later this summer. Upon the motion of Mr. McCoy, second by Mr. Tate, the proclamation was unanimously approved.

15. Resolution Authorizing Amendment to the Pender County Pay & Classification Plan.

Social Services Director, Dr. Reta Shiver said this is necessary because she has to hire for a position that the State says is an Accounting Technician I, but the County's plan does not yet contain such a position. She said the position she needs to fill was previously filled by a Technician II but this current hire only qualifies as a Technician I. Upon the motion of Mr. Tate and second by Mr. Ward, the Board unanimously approved this resolution.

16. Resolution Approving Budget Ordinance Amendment for Day Care Funds: \$396,408.

Dr. Shiver explained that they used figures from the State to estimate at budget time, but as it turned out, that estimate left them \$400,000 short. She said Smart Start gave \$200,000, leaving them \$196,408 short, and they have already terminated program participants. She said the \$196,408 is pass through funding that comes from the State. Mr. McCoy asked if this is a "one time" funding arrangement and Dr. Shiver responded that the State occasionally sends additional funding but it is was not expected this year. Upon the motion of Mr. Tate and second by Mr. McCoy, the resolution was approved by unanimous vote.

17. Resolution Authorizing Acceptance of the Pender County Housing Needs Assessment Survey Report.

Housing Director, Judith Herring recalled that at the last meeting Dale Holland made a presentation on the Housing Needs Assessment Survey Report and she is here today to request that the Board approve that report. Mr. Brown noted that we have a new Commissioner who has not yet seen a copy of the report. Ms. Herring provided Mr. McCoy with a copy and Mr. Brown said it is "informative" and he would feel comfortable moving forward with this resolution. Dale Holland came forward and said it took 4 to 5 months to conduct field work and gather the data for this report. Upon the motion of Mr. Williams and second by Mr. Tate, the resolution was unanimously approved.

18. Resolution Approving Revised Lower Cape Fear Sustainable Communities Consortium Agreement.

Ben Andrea came forward to present the revised consortium agreement, which he explained is a planning grant initiative initially reviewed on June 4th of 2012. He said it has since been revised and that the Consortium is actually a decision-making body. Chairman Brown asked about the adaptation to sea level rise and Mr. Andrea responded that it is an issue that will be discussed a long time down the road and not one this group will resolve, rather it will be handled by the NC Legislature. Mr. Brown said he noticed that in the makeup of the steering committee, Pender County has only one vote, while New Hanover County and Brunswick County have more entities, each allowed one vote. Mr. Andrea said each "entity" has one vote and that they intend to go to the Pender County Towns to get them involved as well, and if they join, they too will have a vote. He said the steering committee was based on who volunteered at that time. Upon the motion of Mr. Williams and second by Mr. McCoy, the resolution was unanimously approved.

19. Resolution Authorizing Contract and Purchase Order to JP & J Construction for Renovation of the York House: \$101,602.

Library Director, Mike Taylor said that in late October we awarded a contract for this work but the contractor ran into difficulty with acquiring the proper bonding because the cost was triple what the contractor had allowed his bid. He said at a meeting between himself, Dr. Duvall, Mr. Thurman and Mr. Mack, they decided to rebid but to drop the requirement for the bonding, and JP&J was again the low bidder. He said the bond is not a legal requirement by NC Law or formal local policy for a project of this small size. He said the Board is now being asked to award the same bid to the same Pender County contractor. He said this Contractor is just now completing work on the Burgaw Community Building and the Town is pleased with their work. Mr Brown asked are we vulnerable without this bonding requirement and Mr. Thurman responded in the affirmative, but said the contract has built in protections. He said that Mr. Mack has been key to this project and he will be overseeing the work of this contractor as well as the Town of Burgaw, who will be responsible for inspections. Mr. Ward asked why the bond requirement was dropped and Mr. Taylor responded that due to the cost, the contractor would not make enough profit after paying for the bond. Mr. Thurman added that given the nature of the project, there were not enough contractors interested. Mr. Taylor said that since the project was smaller, there was no architect involved and therefore no prepared drawings. This is to the distinct disadvantage of anyone

bidding on the project, particularly the smaller contractors. Mr. Ward asked what shape the York House is in and Mr. Mack responded that it is certainly "repairable". He said it is obviously an old house, and the structure must be changed from residential to commercial use – reinforcing the floor for heavier loads. He said they had to involve an engineer to address the structure, roofing, decking and electric. He said the foundation is in good condition but there are some drainage problems under the house. Mr. Brown recalled that this building fit the needs of Mr. Taylor's incoming "William Dallas Herring Regional Heritage Collection" and it is across the street from the current library. Mr. Taylor said the work is expected to be complete in late March. Upon the motion of Mr. McCoy and second by Mr. Tate, the resolution was unanimously approved.

20. Chief Josh Moss, Rocky Point Fire Department

Emergency Management Director, Tom Collins presented this item, which is a resolution allowing the Rocky Point Fire Department to move forward with a loan to finance the purchase of land and a building to serve as a sub-station. Mr. Collins stated that Rocky Point has been working with the Emergency Management committee and provided a map from Chris May of the Cape Fear Council of Governments showing proposed substation locations throughout the County. County Finance Officer, Butch Watson has offered his assistance in finding banking outlets for the fire department, and they provided copies of financing proposals. Rocky Point Fire Chief Josh Moss said the Realtor is Century 21 and the property is the former site of Rocky Point Marine on Highway 117. He said the approximate land size is one acre, and the building floors are 6" which will accommodate their fire trucks with the addition of an overhead door. Chief Moss said that the Rocky Point Fire Department only has 3 truck payments of approximately \$1500/month. He said this service area is between Long Creek /Grady and Rocky Point and they will fall under the rating of the main station which is a "6". Dr. Duvall said this also impacts the Coty plant should an entity wish to occupy that facility. Mr. Thurman stated that the Board's approval of this resolution does not create an obligation for the taxpayers of the county to repay this loan, it merely acknowledges that the Fire Department is moving ahead. He said the County is not a co-signer. Upon the motion of Mr. Williams and second by Mr. Ward, the Board unanimously approved this resolution.

DISCUSSION:

21. Discussion of Exotic Animal Control Ordinance.

Sheriff Smith prepared a Power Point presentation, a copy of which is on file with the minutes of this meeting. He reviewed the County efforts to date and the members of the Board. He said thus far they have held a total of 4 meetings, with input from the County Attorney and Kyle Breuer, Planning Director. He thanked Glenda Pridgen for being present to take minutes at the meetings as well. He said they looked at five other Counties in North Carolina who had exotic animal laws on the books and the group has made the following decisions:

- The County needs an exotic animal portion of the Animal Control Ordinance.
- They should be termed "exotic" animals versus "dangerous", "inherently dangerous" or "wild".
- Zoos, circuses and other such events would not be covered under this ordinance

Sheriff Smith said they tried to come up with a definition of "exotic animal" and the length is somewhere between two sentences and a full page. He said they also believed strongly that there should be a "Grandfather Clause" for those who currently own animals that would otherwise fall under their definition, and that the owners would have to notify Animal Control that they own such an animal. Mr. Williams suggested that once it is known that an owner has such an animal, that information should be disclosed to emergency responders who answer calls at that address.

Sheriff Smith said the group is prepared to develop an exotic animal ordinance; however they need direction from the Board. He said Option A would be a ban on all animals considered to be exotic as

defined by the ordinance, and most members seem to agree this is the best way to assure we do not have any public safety issues from exotic animals. He said all but one (Brunswick County allows exotic animals) of the ordinances looked at were like this. He said Option B would allow folks to own exotic animals through a procedure similar to a Special Use Permit and while it is the least invasive "government" position, to come into compliance under it would greatly tax several departments of local government. He said under this program, permits are issued and followed up with annual inspections by Animal Control staff. He said that Brunswick County's ordinance is about fifteen pages long. Mr. Thurman stated that Option C is to leave this as status quo and do nothing.

Mr. Brown asked how doing nothing would affect an exotic animal breeder coming to Pender County to set up a business. Mr. Breuer responded that it would be considered a pet store and would be dealt with according to the Standard Industrial Classification of the animals he/she intended to sell. Mr. Tate suggested that the Board be given an opportunity to consider all these options and respond back by email. Mr. Thurman said all the group needs is some direction at this point. Mr. Williams said he believes he supports Option A at his time. Mr. Thurman stated that the County could impose a fee to cover the cost of option B. Mr. Williams mentioned that coyotes have been viewed from the school drop off/pick up line in Hampstead. Mr. Brown reminded the Board that the incidence of the monkey who bit the neighbor is what prompted this review. The Board members will separately email their thoughts on this subject to Dr. Duvall and Sheriff Smith.

APPOINTMENTS:

22. Boards/Committees/Commissions on which Commissioners Currently Serve: Annual Review/ Modify.

Chairman Brown presented this item and cautioned the Board they did not have to resolve this tonight. Mr. Brown asked the Manager to go through all boards and to create a list of only those that require Board members to participate. He said not all appointments require a sitting Board member. Mr. Tate said that some Boards require reappointment by certain dates. Mr. Brown said he would like to serve on the Cape Fear Council of Governments Board and Mr. Tate said he would like to serve on the EMS Board. Mr. Williams said he would like to keep the appointments he has and he would like to be on the Pender Memorial Hospital Board. Mr. Tate noted that J.L. Giddeons expressed interest in serving on the Hospital board, but since a Commissioner has expressed interest, he would defer to Mr. Williams. Mr. Brown noted that he is not able to make the Tourism Board meetings and Mr. McCoy said he would be interested in taking that appointment.

Based on the list provided the Board stated the following preferences:

Mr. Tate is keeping his same appointments, and adding EMS

Mr. McCoy would like to take the RPO, Tourism Board and The Cape Fear River Program

Mr. Brown would like to take the COG, The Priority One Committee & keep those on his list except for giving up the Tourism Board, RPO and the Cape Fear River Program.

Mr. Ward is keeping those on his list

Mr. Williams is keeping those on his list, plus the Pender Memorial Hospital Board and New Hanover Regional Hospital Board

Upon the motion of Mr. Tate and second by Mr. McCoy, the Board voted unanimously to name appointments as listed above.

ITEMS FROM THE COUNTY MANAGER, COUNTY ATTORNEY, & COUNTY COMMISSIONERS:

Mr. Thurman noted that if three or more members of the Board of Commissioners attend the Priority One meeting, that then becomes a public meeting and would have to be advertised. Mr. Thurman also stated that he has items for closed session under sections #3, #4, #5 and he will be brief.

Dr. Duvall thanked Melinda Knoerzer for filling in for Ms. Pridgen. He said that he and Commissioner Williams attended a dedication event at the Kiwanis Park last weekend involving two student projects in the park. Mr. Williams said there are many Eagle Scout projects being undertaken at the County parks. Mr. Tate said the folks in Currie wanted to express their gratitude to Mr. Brown for sponsoring the talent show "in light of all you had going on in your family last week", and said they were most appreciative. Mr. Ward noted there would be another school forum this week to be held at the Topsail Media Center.

Mr. Williams asked if Mr. Mack could prepare an update on progress with the old Topsail School for the January meeting. Mr. Brown said there are a lot of Scouts who do a lot of projects for the County. He asked Mr. Duvall to coordinate with the Cape Fear Scouting Council to keep track of all the boys who get Eagle Scout awards for recognition at Board meetings.

Mr. Williams stated that he had to leave this evening to go to Charlotte and requested to be excused from the balance of the meeting. Upon the motion of Mr. Tate and second by Mr. McCoy, the Board unanimously approved Mr. Williams being excused.

OATH OF OFFICE FOR COMMISSIONER TATE

Melinda Knoerzer, a notary public, administered the oath of office to Commissioner Jimmy T. Tate.

CLOSED SESSION

Mr. Williams then made a motion to enter into closed session pursuant to NCGS § 143-318.11 sections 3,4 and 5. The motion was seconded by Mr. McCoy and carried by unanimous vote of the Board.

At 7:39 p.m., Mr. Ward made a motion and Mr. Tate seconded it that the Board come out of closed session. Chairman Brown apologized for the Board's tardiness.

PUBLIC HEARINGS/RESOLUTIONS/AMENDMENTS:

23. Public Hearing and Resolution Adopting an Ordinance Reassigning Road Name and Street Numbers for Hazel Wood Lane.

Former Addressing Coordinator Jan Dawson introduced new Addressing Coordinator Josh Norwood who came to Pender County from Duplin. The public hearing opened at 7:40 p.m. Mr. Norwood explained: On December 6, 2011, the North Carolina DOT approved the reconfiguration of the entrance of North Chubb Rd; after this reconfiguration was completed the residual portion of the original road was assigned SR 1758; according to the specifications of the County's ordinances, there are five structures along this portion of roadway that will need to be readdressed; four of the structures are residences and one is the Town of Burgaw's sewer pump station; and staff is proposing to rename this portion of road Hazel Wood Lane. No one signed up for public comment and the public hearing closed at 7:45 p.m. Mr. McCoy made a motion to approve the resolution, Mr. Tate seconded the motion and it was unanimously approved.



REQUEST FOR BOARD ACTION

ITEM NO. 7.

DATE OF MEETING: January 7, 2013

REQUESTED BY: Glenda Pridgen, Administrative Assistant

SHORT TITLE: Approval of Minutes: Recessed Meeting of November 19 to November 20, 2012; Regular and Closed Session Meetings of December 3, 2012

BACKGROUND: N/A.

SPECIFIC ACTION REQUESTED: Review and approve the minutes.

TUESDAY, NOVEMBER 20, 2012

At the direction of the Pender County Board of Commissioners, the Board met on Tuesday, November 20, 2012 with members of the UNC School of Government to discuss possible strategies going forward regarding the consolidation of Health and Human Services Departments in Pender County. (The November 19, 2012 regular meeting of the Board was recessed to this meeting). The meeting convened at 10:00 a.m.

Those in attendance were: George R. Brown, Pender County Commission Chair; Butch Watson, Finance Director; Jackie McLeod, DSS; Carolyn Moser, Health Director; Reta Shiver, DSS Director; Sandi McIntyre, Human Resources Technician; Fred McCoy, County Commissioner Elect; Margaret Henderson, UNC School of Government; Lydian Altman, UNC School of Government; and Mickey Duvall, Pender County Manager.

General discussions were held among members of the group. There was general consensus among members of the group to move ahead with the UNC School of Government Step II, which would include a more detailed workshop to be held on January 7, 2013 from 1:00 p.m. to 3:30 p.m., prior to the regularly scheduled Board of Commissioners meeting, which would begin shortly thereafter at 4:00 p.m.

Respectfully Submitted,



Mickey Duvall, County Manager/Clerk to the Board

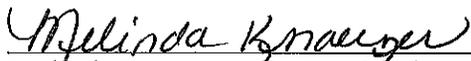
24. **Public Hearing & Resolution Requesting Approval of a Special Use Permit (SUP) for the Operation of a Religious Organization, Located along NC Highway 133 Approximately 0.30 Miles West of US Highway 117, Rocky Point.**

The public hearing opened at 7:46 p.m. Planning Director Kyle Breuer explained Angela Bannerman, applicant, on behalf of David Paul, owner, is requesting a SUP for the operation of a religious operation. Mr. Breuer explained the Land Use Proposed; Property Record Number and Location; Zoning District of Property; Project Description; and Evaluation. Mr. Brown asked about stormwater requirements and about churches being allowed in other zoning districts. Mr. Breuer indicated the districts in which they are approved are by right and special use. The public hearing closed at 7:56 p.m. Mr. Tate made a motion to approve the resolution, Mr. Ward seconded the motion and it was unanimously approved.

ADJOURNMENT

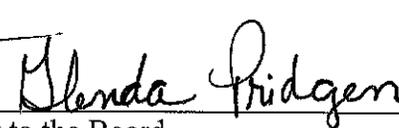
There being no further business, the meeting adjourned at 7:57 p.m.

Respectfully Submitted:



Melinda Knoerzer, Deputy Clerk to the Board

Reviewed by:

Mickey Duvall, Clerk to the Board/Glenda Pridgen, Deputy Clerk to the Board

Hardee Mortuary Services
PO Box 2066
Wilmington, NC 28402

Invoice

Date 12/31/2012
Invoice # 1346

Bill To
Pender County Manager PO Box 1277 Burgaw NC 28425

Date	Description	Name	Amount
12/19/2012	Removal Pender Cty	Christy Nebours	90.00

Thank you for your trust and confidence

Hardee Mortuary Services
william@hardeemortuary.com

910-763-7934
910-763-7935

Total \$90.00