

**Camden County Board of Commissioners**

**Regular Meeting**

**August 1, 2005**

**7:00 P.M.**

**Camden County Courthouse**

**Camden, North Carolina**

The regular meeting of the Camden County Board of Commissioners was held Monday, August 1, 2005 at 7:00 p.m. in the Camden County Courthouse, Courthouse Complex, Camden, NC. The following members were present:

Chairman Melvin J. Jeralds  
Vice Chairman Clayton D. Riggs  
Commissioners Jeffrey B. Jennings, Carolyn Riggs, and Mike Andrews  
County Manager Randell Woodruff  
Clerk to the Board Ava Murgia

Also attending was Attorney O.C. Abbott and various members of staff.

Chairman Jeralds called the meeting to order, gave the invocation and led the Pledge of Allegiance.

**Public Comments**

Chairman Jeralds called for any comments from the public.

Hearing no comments, Chairman Jeralds proceeded with the meeting.

**Consideration of Minutes – July 18, 2005 Regular Meeting**

Commissioner Clayton Riggs made a motion to approve the minutes of the July 18, 2005 regular meeting, subject to correction of typographical and technical errors. The motion passed with Commissioners Jennings, Carolyn Riggs, Clayton Riggs, Andrews, and Chairman Jeralds voting aye; no Commissioner voting no; no Commissioner absent; and no Commissioner not voting.

**Consideration of Agenda**

Chairman Jeralds added Personnel, pursuant to G.S.143-318.11, to the Closed Session agenda.

Commissioner Jennings made a motion to approve the agenda as amended. The motion passed with Commissioners Jennings, Carolyn Riggs, Clayton Riggs, Andrews, and Chairman Jeralds voting aye; no Commissioner voting no; no Commissioner absent; and no Commissioner not voting.

**South Camden Water and Sewer District Board of Directors**

Chairman Jeralds recessed the Board of Commissioners meeting and called the South Camden Water and Sewer District Board of Directors to order at 7:05 p.m.

Upon adjournment of the South Camden Water and Sewer District meeting by member Clayton Riggs at 7:23 p.m., Chairman Jeralds reconvened the regular Board of Commissioners meeting.

**Consideration of Ordinance No. 2005-04-01 A Proposed Ordinance Amending the Camden County Code of Ordinances Relating to Animal Control**

Planning Director Dan Porter advised the Board that current state and local laws are in place regarding animal control, and the Magistrate will enforce the state code.

Dan Porter read the proposed letter to Pasquotank County Sheriff Randy Cartwright to the public asking the Animal Control Officer's assistance in citing both local regulations and state statutes when obtaining warrants.

Following discussion, Commissioner Clayton Riggs made a motion to send a letter to Pasquotank County Sheriff Randy Cartwright that the Board chooses not to amend the county's local ordinances at this time and requests that when the Animal Control Officers appear before the Magistrates to obtain warrants, that they cite both local regulations and state statutes. The motion passed with Commissioners Jennings, Carolyn Riggs, Clayton Riggs, Andrews, and Chairman Jeralds voting aye; no Commissioner voting no; no Commissioner absent; and no Commissioner not voting.

#### **Closure of Gumberry Road**

Following discussion, Commissioner Andrews made a motion to send a letter from the Board opposing the closure of Gumberry Road, Courthouse Township. The motion passed with Commissioners Jennings, Carolyn Riggs, Clayton Riggs, Andrews, and Chairman Jeralds voting aye; no Commissioner voting no; no Commissioner absent; and no Commissioner not voting.

#### **Resolution No. 2005-08-05 A Resolution Opposing House Bill 1638 and Supporting the Continuation of the Existing 9-1-1 Funds for Emergency Communications Systems**

Commissioner Jennings made a motion to approve Resolution No. 2005-08-05. The motion passed with Commissioners Jennings, Carolyn Riggs, Clayton Riggs, Andrews, and Chairman Jeralds voting aye; no Commissioner voting no; no Commissioner absent; and no Commissioner not voting.

Approved Resolution No. 2005-08-05 reads as follows:

#### **Resolution No. 2005-08-05**

#### **A RESOLUTION OF THE CAMDEN COUNTY BOARD OF COMMISSIONERS OPPOSING HB 1638 AND SUPPORTING THE CONTINUATION OF THE EXISTING 911 FUNDS FOR EMERGENCY COMMUNICATION SYSTEMS**

**WHEREAS**, Representatives have introduced House Bill 1638, which would eliminate the surcharge on local telephone access lines, and replaces it with authority for counties to levy a special use tax; and

**WHEREAS**, telephone companies of North Carolina have banded together to call for submission of a bill to eliminate existing 911 charges on telephone subscribers; and

**WHEREAS**, the Counties and municipalities of North Carolina have over the past two decades come to depend upon 911 charges to provide funding for emergency communications services across the State; and

**WHEREAS**, the telephone companies provide the best and most efficient means of collecting 911 funds and furthermore there is no workable alternative method provided in HB 1638 or elsewhere; and

**WHEREAS**, the telephone companies and HB 1638 are not motivated by any concern for the maintenance of the existing emergency communication system, but simply by a desire to unload said companies of responsibility to collect and distribute the necessary revenue; and

**WHEREAS**, the North Carolina Association of County Commissioners (NCACC) is seeking increased flexibility in the use of the funds generated by the current surcharge; and

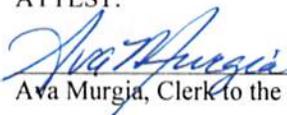
**WHEREAS**, the additional taxing authority proposed by HB 1638 is not helpful in accomplishing the purposes stated in the NCACC legislative goal.

**NOW, THEREFORE, BE IT RESOLVED** that the Camden County Board of Commissioners stands with the NCACC in opposition to the passage of HB 1638, hereby strongly urge all members of the General Assembly to defeat HB 1638 and to protect and maintain the existing system of collecting and distributing 911 emergency communications funds.

SEAL

  
\_\_\_\_\_  
Melvin J. Jeralds, Chairman  
Camden County Board of Commissioners

ATTEST:

  
Ava Murgia, Clerk to the Board

**Ms. Susan Scurria – Albemarle Commission Area Aging on Aging Administrator – Home & Community Care Block Grant Contracts for FY2005-2006**

Susan Scurria, Albemarle Commission Area Aging Administrator, presented and explained the FY2005-2006 Home & Community Care Block Grant (HCCBG) for Older Adults funding plan. The county match is 10%, and the total county match is \$10,353.00.

The HCCBG funding recipient is Albemarle Commission and the plan outlines funds needed for specific services.

Commissioner Clayton Riggs made a motion to approve the HCCBG funding plan and authorize the Chairman, Clerk to the Board, and Finance Officer to sign and execute all documents necessary in support of the funding plan. The motion passed with Commissioners Jennings, Carolyn Riggs, Clayton Riggs, Andrews, and Chairman Jeralds voting aye; no Commissioner voting no; no Commissioner absent; and no Commissioner not voting.

**FY2005 Scattered Site Housing Policies & Guidelines**

The Scattered Site Housing Program requires that the County have approved policies and guidelines in place for administration of the program. The Board was presented with thirteen (13) of these policies, including numerous Resolutions, prepared in accordance with Housing Urban Development and Division of Community Assistance guidelines. Several of the policies refer to actions that have already occurred – and were completed following the stated guidelines.

Additionally, the county needs to contract outside assistance for legal services, lead inspection, and asbestos inspections. Holland Consultants has prepared RFPs and received proposals for these services.

The following proposals were received for legal services:

Hornthal, Riley, Ellis & Maland	\$125.00/hour
Herbert T. Mullen Jr.	\$125.00/hour

The following proposals were received for Lead Inspections:

Carolina Environmental	\$550.00 Inspection, \$300.00 Clearance
Environmental Investigations	\$350.00 Inspection, \$350.00 Clearance
S & ME	\$450.00 Inspection, \$450.00 Clearance

The following proposals were received for Asbestos Inspections:

Carolina Environmental	\$300.00 Inspection
Environmental Investigations	\$185.00 Inspection
S & ME	\$500.00 Inspection

Commissioner Jennings made a motion to approve Hornthal, Riley, Ellis & Maland for the legal services, Environmental Investigations for the lead inspection, and Environmental Investigations for the asbestos inspections. The motion passed with Commissioners Jennings, Carolyn Riggs, Clayton Riggs, Andrews, and Chairman Jeralds voting aye; no Commissioner voting no; no Commissioner absent; and no Commissioner not voting.

Commissioner Clayton Riggs made a motion to approve Resolution No. 2005-08-01 Administrative Guidelines and Policies for the FY 2005 CDBG Scattered Site Program, which includes various documents and Resolutions, and authorize the Chairman and Clerk to sign and execute related documents. The motion passed with Commissioners Jennings, Carolyn Riggs, Clayton Riggs, Andrews, and Chairman Jeralds voting aye; no Commissioner voting no; no Commissioner absent; and no Commissioner not voting.

Approved Resolution no. 2005-08-01 reads as follows:

Resolution No. 2005-08-01

**CAMDEN COUNTY  
RESOLUTION APPROVING ADMINISTRATIVE GUIDELINES AND POLICIES  
FOR THE FY2005 CDBG SCATTERED SITE PROGRAM**

**WHEREAS**, Camden County wishes to carry out its FY2005 CDBG program in accordance with established state and federal administrative guidelines.

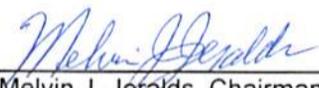
**NOW, THEREFORE**, the Camden County Board of Commissioners hereby collectively adopts the following resolutions, guidelines, plans and policies, and resolves that they be utilized during the administration of the county's FY2005 CDBG program:

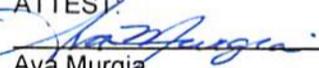
1. Project Ordinance – Project Ord. No. 2005-08-CDBG
2. Financial Management Resolution – Resolution No. 2005-08-02
3. CDBG Housing Assistance Policy
4. Rehabilitation/Demolition Contract Award Policy
5. Citizen Participation Plan
6. Residential Antidisplacement and Relocation Assistance Plan
7. Local Economic Benefit Plan
8. Equal Employment and Procurement Plan – Resolution No. 2005-08-09
9. Policy Concerning Code of Conduct – Resolution No. 2005-08-06
10. Fair Housing Policy
11. Section 519 Policy (Prohibiting Use of Excessive Force) – Resolution No. 205-08-07
12. Resolution Approving Project Advisory Committee – Resolution No. 2005-08-03
13. Temporary Relocation Policy – Resolution 2005-08-08

Adopted this 1<sup>st</sup> day of August, 2005.



(SEAL)

  
Melvin J. Jeralds, Chairman  
Camden County Board of Commissioners

ATTEST:  
  
Ava Murgia  
Clerk to the Board

**Tax Office – Releases, Refunds and Pick Ups**

Commissioner Jennings made a motion to approve the tax releases, refunds and pick ups as submitted by the Tax Administrator. The motion passed with Commissioners Jennings, Carolyn Riggs, Clayton Riggs, Andrews, and Chairman Jeralds voting aye; no Commissioner voting no; no Commissioner absent; and no Commissioner not voting.

Octavis Banks	\$160.36	Release	Sold out of County
Diane Ferebee	\$418.81	Release	Should be listed in Currituck
Danny Wells	\$183.02	Release	Military Exempt
North-Britt Family Ltd.	\$1,802.79	Pick Up	Roll Back Tax
Wyatt Nash	\$260.49	Pick Up	Listed in Pasquotank Co.
Jason Griel	\$163.84	Pick Up	Pick Up Vehicle
Candance Bowser	\$173.84	Refund	Temp Plate
Elizabeth Reasoner	\$109.44	Refund	Turned in Plates

**Tax Office – Authorization to Collect April 2005 Renewals**

Commissioner Clayton Riggs made a motion to approve the authorization to collect April 2005 renewals as submitted by the Tax Administrator. The motion passed with Commissioners Jennings, Carolyn Riggs, Clayton Riggs, Andrews, and Chairman Jeralds voting aye; no Commissioner voting no; no Commissioner absent; and no Commissioner not voting.

**STATE OF NORTH CAROLINA**

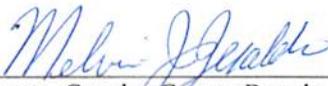
**COUNTY OF CAMDEN**

**TO:** The Tax Administrator of Camden County (April Renewals) Due 8/1/05

You are hereby authorized, empowered, and commanded to collect the taxes set forth in the tax records filed in the office of the Tax Administrator and in the tax receipts herewith delivered to you, in the amounts and from the taxpayers likewise therein set forth. Such taxes are hereby declared to be a first lien upon personal property of the respective taxpayers in the County of Camden, and this order shall be a full and sufficient authority to direct, require, and enable you to levy on and sell personal property of such taxpayers for and on account thereof, in accordance with the law.

<b>SOUTH MILLS</b>	<b>COURTHOUSE</b>	<b>SHILOH</b>	<b>TOTAL</b>
16,597.90	19,250.55	9,159.17	45,007.62

Witness my hand and official seal this 1<sup>st</sup> day of August, 2005.

  
\_\_\_\_\_  
Chairman, Camden County Board of Commissioners

Attest:

  
\_\_\_\_\_  
Clerk to the Board of Commissioners of Camden County

This is to certify that I have received the tax receipts and duplicates for collection in the amounts as listed herein.

  
\_\_\_\_\_  
Tax Administrator of Camden County

**Tax Office – Refund Request – Lyon Financial Services**

Commissioner Clayton Riggs made a motion to approve a refund request in the amount of \$70.67 for Lyon Financial Services. The motion passed with Commissioners Jennings, Carolyn Riggs, Clayton Riggs, Andrews, and Chairman Jeralds voting aye; no Commissioner voting no; no Commissioner absent; and no Commissioner not voting.

**Tax Office - Settlement Report**

Commissioner Jennings made a motion to approve the annual settlement report in accordance with G.S. 105-373 as submitted by the Tax Administrator. The motion passed with Commissioners Jennings, Carolyn Riggs, Clayton Riggs, Andrews, and Chairman Jeralds voting aye; no Commissioner voting no; no Commissioner absent; and no Commissioner not voting.

**Finance Office – Budget Amendment – 2005-06-BA001**

Following discussion regarding 2005-06-BA001 for the Extension Agent Hired, Chairman Jeralds so ordered this matter be laid over for further discussion until the September 6, 2005 Commissioners meeting.

**Resolution No. 2005-08-04 A Resolution In Opposition to Senate Bill 508 and House Bill 648**

Commissioner Carolyn Riggs made a motion to approve Resolution No. 2005-08-04. The motion passed with Commissioners Jennings, Carolyn Riggs, Clayton Riggs, Andrews,

and Chairman Jeralds voting aye; no Commissioner voting no; no Commissioner absent; and no Commissioner not voting.

Approved Resolution No. 2005-08-04 reads as follows:

**Resolution No. 2005-08-04**

**A RESOLUTION OF THE CAMDEN COUNTY BOARD OF COMMISSIONERS  
IN OPPOSITION TO SENATE BILL 508 AND HOUSE BILL 648**

**WHEREAS**, Camden County is the fastest growing County in the United States with numerous subdivisions that have many unsold lots; and

**WHEREAS**, growth and development bring ever increasing demands for services provided by the County; and

**WHEREAS**, having no Commercial or Industrial Businesses, the primary revenue source for the necessary services is the local property tax; and

**WHEREAS**, Senate Bill 508 and House Bill 648 would remove local control of the property tax base with respect to unsold subdivision lots; and

**WHEREAS**, Senate Bill 508 and House Bill 648 would have an extremely negative effect on the County's tax levying authority and subsequent revenue.

**NOW THEREFORE, BE IT RESOLVED**, that the Camden County Board of Commissioners voice their strong opposition to Senate Bill 508 and House Bill 648; and

**FURTHER BE IT RESOLVED**, that the Camden County Board of Commissioners requests that the North Carolina Senate and House of Delegates not adopt Senate Bill 508/House Bill 648.

**ADOPTED**, this 1<sup>st</sup> day of August, 2005.

  
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Melvin J. Jeralds, Chairman  
Camden County Board of Commissioners

SEAL

ATTEST:

  
\_\_\_\_\_  
Ava Murgia  
Clerk to the Board

**Closed Session**

Commissioner Clayton Riggs made a motion to go into closed session pursuant to G.S. 143-318.11(a)(3) for the purpose of consultation with attorney (Attorney O.C. Abbott attended for Attorney Herbert Mullen), and pursuant to G.S. 143-318.11(a)(6) for the purpose of discussing personnel. The motion passed with Commissioners Jennings, Carolyn Riggs, Clayton Riggs, Andrews, and Chairman Jeralds voting aye; no Commissioner voting no; no Commissioner absent; and no Commissioner not voting.

The Commissioners entered closed session at 8:26 p.m.

Commissioner Clayton Riggs made a motion to come out of closed session and back into regular session. The motion passed with Commissioners Jennings, Carolyn Riggs, Clayton Riggs, Andrews, and Chairman Jeralds voting aye; no Commissioner voting no; no Commissioner absent; and no Commissioner not voting.

The Commissioners re-entered regular session at 8:53 p.m.

Upon entering regular session, Chairman Jeralds called for any motions.

Hearing no motions, Chairman Jeralds proceeded with the regular meeting.

**County Manager's Report**

County Manager Randell Woodruff stated USDA Loan Award Notifications were received from Congressman Jones, Senator Burr and Roger Davis. Mr. Woodruff stated he and Dr. Dunn have been conference calling USDA grant officials, and there are difficult procedural issues that have to be worked out. Mr. Woodruff stated the latest issue is USDA wants the county to be the project administrator instead of the Board of Education. Mr. Woodruff stated USDA is asking that the USDA funds be totally separate from the renovation project paid by QZAB funds.

Mr. Woodruff discussed legislation change regarding vehicle tax collection.

Mr. Woodruff stated the county submitted a brief prepared by Attorney Mullen and Shelly Eason in support of Durham County impact fee case.

Mr. Woodruff stated Camden was a Tier 3 county but has been changed to a Tier 1 county. The change was due to Camden County's population of fewer than 12,000.

Mr. Woodruff stated to date the legislature has not voted on the unification bill.

Mr. Woodruff stated the revaluation staff is in place, and has been going out in the county working on the sales study. Pearson Appraisal is paid by the parcel and they are not required to enter into a home unless the homeowner wants them to.

**Reports from Commissioners Serving on Other Boards**

Commissioner Andrews stated the South Mills Fire Commission met jointly with the South Camden Fire Department and explained items that were discussed in the meeting.

**Adjourn**

There being no further business to come before the Board, Commissioner Jennings made a motion to adjourn the meeting. The motion passed with Commissioners Jennings, Carolyn Riggs, Clayton Riggs, Andrews, and Chairman Jeralds voting aye; no Commissioner voting no; no Commissioner absent; and no Commissioner not voting.

The meeting adjourned at 9:17 p.m.

  
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Melvin J. Jeralds, Chairman  
Camden County Board of Commissioners

ATTEST:

  
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Ava Murgia  
Clerk to the Board