

**REGULAR SESSION OF THE PAMLICO COUNTY BOARD OF  
COMMISSIONERS  
MONDAY MAY 3, 2010**

The Pamlico County Board of Commissioners met in regular session on Monday May 3, 2010 at 7:00 p.m. in the Patsy H. Sadler's Room of the Pamlico County Courthouse. All Commissioners were present as were Attorney Kyle Dickerson, County Manager Tim Buck, Interim Finance Officer Mary Jane Westphal and Clerk to the Board Kathy P. Cayton.

Chairman Paul Delamar called the meeting to order.

Reverend Grady Simpson gave the invocation and Chairman Paul Delamar led the Assemblage in the Pledge of Allegiance.

On a motion made by Commissioner Kenny Heath and seconded by Commissioner Ann Holton the following resolution was unanimously approved.

**BE IT RESOLVED, the April 13, 2010, April 19, 2010 regular session and April 5, 2010 and April 19, 2010 closed session minutes are hereby approved and the Chairman's signature is authorized thereon.**

There were no additions and/or deletions to the agenda nor were there any members of the public to speak during public comment period.

Chairman Paul Delamar presented a Certificate of Recognition to Mr. Harry Rich for his twenty (20) years on the Bay River Metropolitan Sewerage District Board of Directors.

Clerk to the Board Kathy P. Cayton swore Board Members in as the Board of Equalization and Review.

Chairman Paul Delamar recessed the Board of Commissioners and called the Board of Equalization and Review to order.

Chairman Paul Delamar introduced Ms. Kathy Tyndall, Tax Administrator to give information on the two (2) appeals.

Commissioner Kenny Heath informed Board Members that he was a distant relative of Mr. and Mrs. Audrey and Brad Potter. Attorney Kyle Dickerson said that should not be a conflict.

1. Mr. and Mrs. Brad Potter: Mr. and Ms. Potter were not in attendance. Ms. Tyndall informed Board Members that they had requested reclassification of parcel M01-19 due to the property being land locked, the marsh land is too wet to be timberland and the property is inaccessible. Requested value is reduced from \$9,125 to \$6,125.

On a motion made by Commissioner Ann Holton and seconded by Commissioner Christine Mele, the following resolution was unanimously approved.

**BE IT RESOLVED, the value of the property of Mr. & Mrs. Brad Potter's property M01-19 is hereby reduced from \$9,125 to \$6,125 due to the property being land locked and the marsh land is too wet to be timbered.**

Chairman Paul Delamar informed Board Members his firm had completed the closing on Mr. Jones property but, the County Attorney said that would not be a conflict of interest.

2. Mr. Booker T. Jones was in attendance to present his appeal on his property at 78 Water Lane Map # K031-18. He said that the property is condemned and unfit for human habitation. He is requesting the value of the property be reduced from the recommended reduction by the Tax Office of \$13,504 to the purchase price of \$3,500.
  - Original value was \$19,504. Tax Administrator Kathy Tyndall said the present policy for condemned homes is a reduction of value by 50% which brings it to \$6,752 and with the land value at \$6,000 the total recommend value is \$12,752.
  - Mr. Jones requested the land be considered for reduction due to the comparables being one acre and his property is  $\frac{1}{4}$  acre. He felt that if the comparable acre is valued at \$6,000 then his should be valued at  $\frac{1}{4}$  of that. He said he felt the house should be a zero value due to the condemnation.

Board Members asked for the tax law or rules that apply to condemnations and land value.

On a motion made by Commissioner Kenny Heath and seconded by Commissioner Carl Ollison, the Board unanimously agreed **to table** this matter until the Monday May 17, 2010 meeting to obtain further information.

The Board of Equalization and Review recessed until Monday May 17, 2010.

Chairman Paul Delamar called the Board of Commissioners back into session.

Chairman Paul Delamar recognized Dr. Cleve Cox, Pamlico Community College President who came before the Board to give an overview of their budget. Dr. Cox made the following requests:

• Johnson Building Roof Replacement at the cost of		\$ 467,678
• Bayboro Center Parking Lot paving		\$ 18,700
	Total	\$ 486,378
Plant Operations / General Administration	Total	\$ 519,346
	Total Requests	\$1,005,724

Board members thanked Dr. Cox for his presentation.

The Board then turned their attention to the consent agenda. On a motion made by Commissioner Jimmy Spain and seconded by Commissioner Roy Brinson, the following resolutions were unanimously approved.

**BE IT RESOLVED, the Juvenile Justice and Delinquency Prevention Program Agreement is hereby approved. The Chairman’s signature is authorized thereon.**

**BE IT RESOLVED, the request from Ms. Jayne Robb, Economic Developer / Planner for approval of Sumrell, Suggs, Carmichael, Hicks and Hart for legal services and Mr. Dennis Fornes Associates as surveyor for the 2009 Scattered Site CDBG Grant is hereby approved.**

**BE IT RESOLVED, the following DMV releases are hereby approved.**

<u>TAXPAYER NAME</u>	<u>ACCT #</u>	<u>BILL #</u>	<u>YEAR</u>	<u>AMT. OWED</u>	<u>APPX. AMT. TO BE RLSD.</u>
Deborah Early	7055421	71528	2005	34.89	8.73
Theresa Toler	7063374	86525	2006	94.31	31.44
Corey Cahoon	7068403	88023	2007	8.35	0.68
Corey Cahoon	7068403	88024	2007	18.67	1.57
Gregory Hamilton	7043066	1759	2007	60.10	40.58
Deborah Early	7073595	9903	2008	38.88	29.16
Leonard Simmons	7056381	6341	2008	61.06	0

Brown III Lumus	7058052	12511	2008	76.37	44.55
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**BE IT RESOLVED, the request from Ms. Linda Potter, Senior Services Director to accept HCCBG funds in the amount of \$168,501 with a local match of \$18,722 is hereby approved.**

The Board then turned their attention to the Correspondence Agenda.

A motion was made by Commissioner Carl Ollison and seconded by Commissioner Jimmy Spain, the Board by policy **tabled** the request for an appointment to replace Mr. Harry Rich on the Bay River Metropolitan Sewerage Board.

On a motion made by Commissioner Jimmy Spain and seconded by Commissioner Kenny Heath, the following resolution was unanimously approved.

**BE IT RESOLVED, the request from Ms. Anita Owens, Water Department Manager to write off bad debts from calendar years 1999-2002 totaling \$16,559 is hereby approved.**

On a motion made by Commissioner Carl Ollison and seconded by Commissioner Jimmy Spain, the following resolution was unanimously approved.

**BE IT RESOLVED, that J and S is hereby approved as the provider of Senior Service Nutrition Meals at \$4.08 plus tax per meal. J and S is a local company and is currently the meal provider for the delivered meal program.**

On a motion made by Commissioner Ann Holton and seconded by Commissioner Carl Ollison, the following resolution was unanimously approved.

**BE IT RESOLVED, that Ms. Mary Jane Westphal is hereby appointed as Finance Officer at a salary of \$60,000 with probation period waived. This salary is retroactive to April 19, 2010.**

There being no further business on a motion made by Commissioner Jimmy Spain and seconded by Commissioner Roy Brinson, the Board adjourned until Monday May 17, 2010.

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Chairman

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Clerk to the Board