

**REGULAR SESSION MINUTES OF THE
PAMLICO COUNTY BOARD OF COMMISSIONERS
MONDAY, MAY 01, 2017**

The Pamlico County Board of Commissioners met in regular session on Monday, May 01, 2017 at 7:00 pm in the Patsy H. Sadler Room of the Pamlico County Courthouse. All Commissioners were present. Also present were County Attorney Arey Grady, County Manager Tim Buck, and Clerk to the Board Courtney L. Norfleet.

Chairman Paul Delamar called the meeting to order.

Chairman Paul Delamar recognized Reverend Grady Simpson to lead the assemblage in prayer. Chairman Paul Delamar led the assemblage in the Pledge of Allegiance.

Chairman Paul Delamar asked if there were any corrections, additions, and/or deletions to the regular and closed session minutes of the April 17, 2017 meeting, recessed minutes of the April 24 and 25, 2017 meetings. There being none, on a motion made by Commissioner Candy Bohmert and seconded by Commissioner Ed Riggs, the following resolution was unanimously approved.

BE IT RESOLVED, the regular and closed session minutes of the April 17, 2017 meeting and the recessed minutes of the April 24 and 25, 2017 meetings are hereby approved and the Chairman's signature is authorized thereon.

Chairman Paul Delamar asked if there were any additions and/or deletions to the agenda. There were three (3) additions. On a motion made by Commissioner Ann Holton and seconded by Commissioner Candy Bohmert, the following additions were added to Consent Agenda.

- Grant Proposal – Harold H. Bate
- One (1) Budget Amendment
- Proposal to furnish and install a public dock – Matthew Road (Newton Creek Park) in the amount of \$6,300

Chairman Paul Delamar asked if there were any members of the Public signed up for Public Comment Period. There was one (1).

1. Graham Groves: Mr. Groves talked about Solar Fees and shared his concerns with Recycling.

Chairman Paul Delamar recognized Pamlico Community College President, Dr. Jim Ross. Dr. Ross shared some of the happenings of the College with the Board over the last nine (9) months he has been here. He then recognized Finance Officer, Mr. Mark

Pullium. Mr. Pullium came before the Board to present their Fiscal Year 2017-2018 Budget Requests. He stated that their Plant Operations/ General Administration request was 2% more than their 2016-2017 allocation.

On a motion made by Commissioner Candy Bohmert and seconded by Commissioner Pat Prescott, the following resolutions were unanimously approved.

Department: Health Department

The original budget is being revised with this Budget Revision. A Budget Amendment will revise the total dollar amount, either increase or decrease, of the original Budget Ordinance. A Line Item Transfer will revise the dollar amounts allocated between different programs in a department with more than one budget code or different line items within a single department code but will not increase or decrease the Budget Ordinance.

FISCAL YEAR 2016-2017

ACCOUNT NUMBER	ACCOUNT DESCRIPTION	AMOUNT (+) INCREASED	AMOUNT(-) DECREASED
10-5190-531000	Travel		\$ 500.00
10-5190-519900	Contracted Services	\$1,500.00	
10-5190-512100	Salaries & Wages		\$1,000.00

Reason for Budget Revision: To transfer funds for services provided by NOVA for STD patients and also for the services of Dr. Carperos.

Department: Health Department

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FISCAL YEAR 2016-2017

ACCOUNT NUMBER	ACCOUNT DESCRIPTION	AMOUNT (+) INCREASED	AMOUNT(-) DECREASED
10-0211-435155	Comp. Breast Cervical Cancer	\$5,100.00	
10-5159-519900	Contracted Services	\$5,100.00	

Reason for Budget Revision: To recognize additional revenue and increase the expense line item to provide BCCCP services.

Department: Inspections

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FISCAL YEAR 2016-2017

ACCOUNT NUMBER	ACCOUNT DESCRIPTION	AMOUNT (+) INCREASED	AMOUNT(-) DECREASED
10-4350-535300	M & R Auto		\$200.00
10-4350-531000	Travel	\$200.00	

Reason for Budget Revision: To move funds for Ray Bennett Jr. to attend mandatory continuing education training.

Department: Jail

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FISCAL YEAR 2016-2017

ACCOUNT NUMBER	ACCOUNT DESCRIPTION	AMOUNT (+) INCREASED	AMOUNT(-) DECREASED
10-0400-435900	Installment Loan Proceeds	\$3,875.20	
10-0000-439900	Fund Balance Appropriated		\$3,875.20
10-4320-555000	Capital Outlay	\$2,620.00	
10-4320-535200	M & R Equipment		\$2,620.00
10-4320-555000	Capital Outlay	\$1,255.20	
10-4320-535600	M & R Buildings		\$1,255.20

Reason for Budget Revision: To recognize loan proceeds and move video system expense to correct budget line item.

Department: Recycling

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FISCAL YEAR 2016-2017

ACCOUNT NUMBER	ACCOUNT DESCRIPTION	AMOUNT (+) INCREASED	AMOUNT(-) DECREASED
10-6120-525100	Auto Supplies		\$450.00
10-4721-535200	M & R Equipment	\$450.00	

Reason for Budget Revision: To move funds to cover projected line item overruns.

Department: Health Department

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FISCAL YEAR 2016-2017

ACCOUNT NUMBER	ACCOUNT DESCRIPTION	AMOUNT (+) INCREASED	AMOUNT(-) DECREASED
10-5160-529000	Departmental Supplies		\$200.00
10-5160-532000	Telephone		\$300.00
10-5160-535200	M & R Equipment	\$500.00	

Reason for Budget Revision: To move funds to get equipment calibrated so that it can be used in the Child Health program.

Department: DSS

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FISCAL YEAR 2016-2017

ACCOUNT NUMBER	ACCOUNT DESCRIPTION	AMOUNT (+) INCREASED	AMOUNT(-) DECREASED
10-5373-529000 CAP	Departmental Supplies	\$11,000.00	
10-0212-435483	Medicaid Supplies	\$11,000.00	
10-5310-531000	Travel	\$ 3,000.00	
10-5310-519200	Professional Services		\$3,000.00
10-5431-500000	State Foster Care	\$14,332.00	
10-0212-438305	State Foster Care Cost Sharing	\$12,370.00	
10-0222-449312	Maximization Foster Care	\$ 8,370.00	
10-5441-500000	IV-E Foster Care	\$17,000.00	
10-0000-439900	Fund Balance Appropriated	\$10,592.00	
10-5560-500000	Day Care	\$40,786.00	
10-0212-435850	Day Care	\$40,786.00	

Reason for Budget Revision: To recognize additional Federal/State funds that will be received to meet spending needs and to move funds to reflect spending pattern.

BE IT RESOLVED, the request for approval of the following funding JCPC Grant Program for FY 2017-18 is hereby approved.

<u>Program</u>	<u>Grant Funds</u>	<u>County Match</u>	<u>Total</u>
Stillwaters	57,573	5,757	63,330
Juvenile Restitution Program	1,500	150	1,650
JCPC Administration	<u>5,807</u>	<u>-</u>	<u>5,807</u>
Total	64,880	5,907	70,787

BE IT RESOLVED, the request for approval of form DOA-730 stating that Pamlico County Senior Services will continue to be the lead agency for the Home and Community Care Block Grant for older adults is hereby approved and the Chairman’s signature is authorized thereon.

BE IT RESOLVED, the request for approval of the following Interlocal Agreement with Onslow County for Inmate Care is hereby approved and the County Manager and Finance Officer’s signatures are authorized thereon.

INTERLOCAL AGREEMENT

TRANSFER, DETENTION, AND CARE

OF PAMLICO COUNTY INMATES

This INTERLOCAL AGREEMENT for the transfer, detention, and care of Pamlico County inmates is made by and between the County of Onslow, North Carolina ("Onslow County"), the Sheriff of Onslow County ("Onslow County Sheriff "), the County of Pamlico, North Carolina ("Pamlico County"), and the Sheriff of Pamlico County, North Carolina ("Pamlico County Sheriff").

WHEREAS, pursuant to N.C.G.S. 162-22, the Pamlico County Sheriff is responsible for the operation of the Pamlico County Jail; and

WHEREAS, pursuant to N.C.G.S. 162-22, the Onslow County Sheriff is responsible for the operation of the Onslow County jail (hereinafter "Onslow County Detention Center"); and

WHEREAS, the state of North Carolina has established an authorized capacity for the Pamlico County jail; and

WHEREAS the Pamlico County jail is over its authorized capacity for the detention of inmates; and

WHEREAS the state of North Carolina has established an authorized capacity for the Onslow County Detention Center; and

WHEREAS the Onslow County Detention Center is under its authorized capacity for the detention of inmates, and

WHEREAS it is necessary transfer inmates incarcerated at the Pamlico County jail to other jail facilities in order to reduce the population of persons incarcerated at the Pamlico County jail; and

WHEREAS, pursuant to N.C.G.S. 160A-461 and 162-39(c), counties are authorized to enter into interlocal agreements with other counties to provide jail facilities to which prisoners may be transferred; and

WHEREAS the Pamlico County Board of Commissioners has authorized the expenditure of funds necessary to safely transfer, detain, and care for Pamlico County inmates transferred to other jail facilities; and

WHEREAS the Onslow County Detention Center has the capacity to accept, detain, and care for additional inmates; and

WHEREAS the Onslow County Sheriff and Onslow County have agreed to accept, detain, and care for additional inmates from the Pamlico County jail pursuant to the terms stated herein; and

WHEREAS the Pamlico County Sheriff has agreed to transfer inmates from the Pamlico County jail to the Onslow County Detention Center pursuant to the terms stated herein; and

WHEREAS the Pamlico County Sheriff and the Onslow County Sheriff desire to memorize the procedures by which Pamlico County inmates are transferred, maintained, bonded, and released.

NOW THEREFORE, in consideration of the terms and conditions stated herein, the parties agree as follows:

A. Definitions

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1. "Onslow County" will mean the County of Onslow as a body of politic and corporate and, unless otherwise specified, the Onslow County Sheriff.
2. "Pamlico County" will mean the County of Pamlico as a body of politic and corporate and unless otherwise specified, the Pamlico County Sheriff.
3. "Inmate" will mean detainees and prisoners.
4. "Detention Center" will mean the Onslow County Detention Center of the Onslow County Jail.

B. Onslow County

1. The Onslow County Sheriff agrees to strive at all times to maintain the highest standard of professionalism, performance, and care with regard to the detention and maintenance of Pamlico County inmates.
2. The Onslow County Sheriff agrees, pursuant to the terms and conditions stated herein, to accept, detain, and care for inmates from Pamlico County.
3. The Onslow County Sheriff agrees to provide the same standard of care to the Pamlico County inmates with regard to surveillance, security, and protection as is afforded to inmates of Onslow County.
4. The Onslow County Sheriff agrees to immediately report to Pamlico County Sheriff or his Chief Deputy all information obtained from Pamlico County inmates relating to any crime committed within the jurisdiction of the Pamlico County Sheriff's Office, or within the jurisdiction of any other agency relevant to the Pamlico County Sheriff's Office.
5. The Onslow County Sheriff agrees to immediately report to the Pamlico County Sheriff or his Chief Deputy a request from an inmate to speak with the officer handling the inmate's case.
6. The Onslow County Sheriff agrees to maintain an individual file on each Pamlico County inmate. The file will contain all relevant information relating to the inmate other than protected medical information. The file will further contain reports of combative or threatening behavior or other aggravating factors that may be necessary for the safety of transport officer's, jail personnel, or that may be relevant to judges at sentencing. This file will be provided to the Pamlico County Sheriff upon request.
7. The Onslow County Sheriff will provide a monthly invoice to the Pamlico County Sheriff, showing the identity of each inmate and the number of nights each inmate has been incarcerated in the Detention Center. The Onslow County Sheriff will assist the Pamlico County Sheriff and Pamlico County in their efforts to administratively track and control inmates incarcerated in the Detention

Center. All other costs not included in the daily rate and not directly billed to Pamlico County by the medical provider under Paragraph D of this Agreement will be invoiced to the Pamlico County Sheriff. Pamlico County will remit payment to Onslow County within thirty (30) days of the date of the invoice(s).

8. Pamlico County inmates will be provided the same opportunity to contact their attorney as provided to Onslow County inmates.
9. The Onslow County Sheriff will maintain a visitor's log for all inmates, including Pamlico County inmates, and shall provide the same to the Pamlico County Sheriff upon request.
10. The Onslow County Sheriff agrees to immediately report to the Pamlico County Sheriff or his Chief Deputy any occurrence that is life threatening to a Pamlico County inmate or a life threatening occurrence caused by a Pamlico County inmate to another inmate.
11. The Onslow County Sheriff may return to the Pamlico County Sheriff at any time any disruptive Pamlico County inmate or a Pamlico County inmate with a significant medical condition requiring hospitalization. The Pamlico County Sheriff will ensure the removal from and be responsible for the transport of the Pamlico County inmate from the Detention Center within twelve (12) hours of notification by the Onslow County Sheriff. The Pamlico County Sheriff will require any person purporting to be Pamlico County Sheriff authorized personnel for the purpose of transport or removal of inmates to present proper credentials or documentation. Pamlico County inmates will not be accepted nor released to any individual unable to identify him or herself as Pamlico County Sheriff authorized personnel.
12. Onslow County cannot guarantee that a definite number of inmate spaces or beds in the Detention Center will be available to Pamlico County; Acceptance will be based upon availability at the time of request.

C. Pamlico County

1. As reimbursement for the detention and care of Pamlico County inmates, Pamlico County will pay Onslow County the rate of **Fifty Dollars and No Cents (\$50.00) per day ("daily rate")** for each inmate housed at the Detention Center. Any inmate accepted in or released from the Detention Center prior to twelve o'clock noon will be charged half (1/2) the daily rate. Any inmate accepted in or released from the Detention Center after twelve o'clock noon will be charged the full daily rate.
2. The Pamlico County Sheriff agrees to strive at all times to maintain the highest standard of professionalism, performance, and care with regard to the transport, coordination, and detention of Pamlico County inmates at the Detention Center.

3. The Pamlico County Sheriff agrees to transport all Pamlico County inmates to and from the Detention Center. The Pamlico County Sheriff agrees to provide at least two (2) hours advance notice to the Onslow County Sheriff of his intention to transport, drop off, or pick up Pamlico County inmates. This advance notice shall include the name of each Pamlico County inmate affected and the expected arrival time of the inmate or officer.
4. The Pamlico County Sheriff agrees to provide the Onslow County Sheriff a copy of Pamlico County's file on each inmate transported to the Detention Center.
5. The Pamlico County Sheriff will not transfer any inmate that has previously known serious medical or mental condition or has a documented history of violent behavior.
6. The Pamlico County Sheriff will transport any Pamlico County inmate entitled to bond out back to Pamlico County. The inmate shall make bond and bond out in Pamlico County.
7. The Pamlico County Sheriff will not be required to maintain a minimum number of inmates in the Detention Center.

D. Mutual Obligations and Understandings

1. The Pamlico County Sheriff and the Onslow County Sheriff will coordinate efforts to ensure that inmates are ready for transfer to and from the Detention Center for court dates, attorney interviews, or other reasons.
2. The Pamlico County Sheriff and the Onslow County Sheriff will provide his counterpart an updated list of all appropriate contact officers and their telephone numbers and shall ensure that their respective staffs maintain appropriate lines of communication.
3. The costs of all basic medical services provided to Pamlico County inmates by the Detention Center's Physician or medical staff shall be included in the daily rate except as provided in Paragraphs D.4 through D.7.
4. The costs of those medical services provided by health care providers other than the Detention Center's physician or medical staff, whether on a routine or emergency basis, will be the sole responsibility of and will be paid by Pamlico County. Onslow County will promptly notify Pamlico County when any inmate is hospitalized or is to receive extraordinary medical services outside the Detention Center. These extraordinary medical costs include, but will not be limited to, ambulance services, hospital and emergency room charges, charges by health care providers other than the Detention Facility's physician or medical staff, laboratory and testing charges, emergency dental procedures, and charges for specialized procedures.

5. The costs of all prescription medications provided to Pamlico County inmates shall be the sole responsibility of and will be provided or fully paid by Pamlico County. Medication will be accepted and administered by the Detention Center's medical personnel in accordance with State law.
6. All sick slip medical services will be provided subject to a co-pay of Twenty Dollars and No Cents (\$20.00) which will be the responsibility of the inmate receiving service. Payment of co-pays will not be the responsibility of Pamlico County.
7. In the event of hospitalization, it will be the responsibility of the Pamlico County Sheriff to provide one officer to guard and provide security for the Pamlico County inmate until such time as the inmate is released from the hospital, returned to the Detention Center, or transferred. The Pamlico County Sheriff will provide an officer in the event of hospitalization of a Pamlico County inmate within three (3) hours of transport to the hospital. After three (3) hours, Pamlico County will reimburse Onslow County for the actual costs incurred by the Onslow County Sheriff to guard and provide security for the Onslow county inmate until the Pamlico County officer's arrival.
8. The Pamlico County Sheriff agrees that all Pamlico County inmates, while being housed in the Detention Center, will abide by and adhere to the rules and regulations of the Detention Center.

E. Miscellaneous

1. Execution of Agreement and Effective Date. This Agreement is effective on the date indicated by the last-to-sign party, provided, however (a) that date is no later than March 31, 2017 and (b) this Agreement is delivered to Onslow County and the Onslow County Sheriff on later than April 1, 2017. Failure to deliver the executed Agreement as provided herein shall render this Agreement null and void.
2. The initial term of this Agreement will begin the Effective Date as set out in Paragraph 1 of this Agreement and remain in effect for two (2) years unless sooner terminated as provided herein. This Agreement may be extended upon mutual agreement of the parties for additional one (1) year periods not to exceed two (2) years.
3. This Agreement may be terminated by either party upon sixty (60) days advance written notice to the other party.
4. All notices required under Paragraphs B and C above will be given to the Sheriff of the respective County. All other notices will be given to the Sheriff and County Manager of the respective County. The addresses for such notices are:

Onslow County Manager

Attn: Jeffrey Hudson

4024 Richlands Hwy.

Jacksonville, North Carolina 28540

Onslow County Sheriff

Attn: Hans Miller

717 Court Street

Jacksonville, North Carolina 28540

Pamlico County Manager

Attn: Tim Buck

PO Box 776

Bayboro, North Carolina 28515

Pamlico County Sheriff Attn: Chris Davis

Attn: Chris Davis

PO Box 437

Bayboro, North Carolina 28515

This Agreement may be modified in writing upon mutual agreement of the parties.

This Agreement will be governed by and in accordance with the laws of the State of North Carolina. All actions arising in any way out of the terms of this Contract will be brought in the General Court of Justice in the County of Onslow and the State of North Carolina.

The signatures hereto represent that they have the authority to execute this Agreement on behalf of the contracting parties.

BE IT RESOLVED, the request to apply for the Harold H. Bate Grant is hereby approved.

BE IT RESOLVED, the request for approval for the following Budget Amendment is hereby approved.

Department: E911

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FISCAL YEAR 2016-2017

ACCOUNT NUMBER	ACCOUNT DESCRIPTION	AMOUNT (+) INCREASED	AMOUNT(-) DECREASED
47-4326-555000	Capital Outlay	\$10,000.00	
47-0000-439900	Fund Balance Appropriated	\$10,000.00	

Reason for Budget Revision: To move funds for the E911 backup project.

BE IT RESOLVED, the request for approval to repair the public dock on Matthew Road in the amount of \$6,300 is hereby approved.

County Manager Tim Buck presented Operational and Maintenance Funding Commitment for Building Expansions for Pamlico Community College to the Board; the new construction is not expected to be completed for two to three years.

On a motion made by Commissioner Missy Baskervill and seconded by Commissioner Pat Prescott, the following resolution was unanimously approved.

BE IT RESOLVED, the Solar Panel Fee Schedule is as follows:

\$150 fee + \$5 per panel for the first 200 panels, \$2.50 per panel above 200 panels.

On a motion made by Commissioner Ann Holton and seconded by Commissioner Missy Baskervill, the following resolution was passed by majority vote with Commissioner Carl Ollison casting a dissenting vote.

BE IT RESOLVED, the request for approval to set Public Comment Period at the first meeting of the month is hereby approved.

On a motion made by Commissioner Candy Bohmert and seconded by Commissioner Ed Riggs, the following resolution was unanimously approved.

BE IT RESOLVED, the request for approval of an Appointment on the Pamlico County Library Board is hereby tabled per Board policy.

On a motion made by Commissioner Pat Prescott and seconded by Commissioner Candy Bohmert, the following resolution was unanimously approved.

BE IT RESOLVED, the request for reappointment of Commissioner Delamar on Pamlico Community College's Board of Trustees is hereby approved.

County Manager requested time on the agenda to discuss FY 2017-18 Budget.

On a motion made by Commissioner Missy Baskervill and seconded by Commissioner Candy Bohmert, the following resolution was passed by a majority vote with Commissioners Pat Prescott, Ed Riggs, and Carl Ollison casting a dissenting vote.

BE IT RESOLVED, the increase in the amount of \$86,000 for Recycling is hereby cut from FY 2017-18 Budget.

On a motion made by Commissioner Carl Ollison and seconded by Commissioner Ed Riggs, the following resolution was passed by a majority vote with Commissioner Ann Holton casting a dissenting vote.

BE IT RESOLVED, the \$195,000 for Courthouse Repairs is hereby cut from FY 2017-18 Budget and unspent FY 2016-17 funding for the project will be carried forward to next fiscal year.

The Board directed the County Manager to bring back a summary that includes compared original, revised, and budgeted items last year's versus this year's separated by department.

The next Budget Meeting will take place on Monday, May 22, 2017 at 6:00 pm in the Patsy H. Sadler Room of the Pamlico County Courthouse.

On a motion made by Commissioner Pat Prescott and seconded by Commissioner Missy Baskervill, the following resolution was unanimously approved.

BE IT RESOLVED, the Board has requested that the County Manager and Economic Developer work together to create a Resolution opposing the proposed changes to House Bill 867.

There being no further business, on a motion made by Commissioner Carl Ollison and seconded by Commissioner Pat Prescott, the Board adjourned until Monday, May 15, 2017 at 7:00 pm.

Chairman

Clerk to the Board