Minutes

Board of County Commissioners Regular Meeting
Monday, October 7, 2024 at 4:00 PM
Pender County Public Assembly Room
805 S. Walker Street, Burgaw, NC

PRESENT:	Chairman Brad George Commissioner: District 5 Fred McCoy Commissioner: District 3 Jerry Groves Commissioner: District 2 Randy Burton
ABSENT:	Vice-Chairwoman: District 4 Jackie Newton
OTHER PRESENT:	Michael Silverman, County Manager Trey Thurman, County Attorney Lexi Stanfield, Clerk to the Board Allen Vann, Assistant County Manager Other Staff and Members of the Press and Public

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1. CALL TO ORDER

   Chairman George called the meeting to order at 4:00PM.

2. INVOCATION

   Commissioner Groves gave the invocation.

3. PLEDGE OF ALLEGIANCE

   Commissioner Burton led the Pledge of Allegiance.

4. ADOPTION OF AGENDA

   Commissioner Burton made the motion to excuse Vice Chair Newton from the meeting.
   Commissioner McCoy seconded the motion.
   The motion passed unanimously.

   Item 21.2 was continued to a future meeting.

   Commissioner Burton made a motion to approve the agenda with the continuance of item 21.2.
   Commissioner McCoy seconded the motion.
   The motion passed unanimously.

5. PUBLIC HEARING

6. PUBLIC INFORMATION

6.1	Recognizing Pender County Utilities Employee Barry Wilson	Brian Terry	4

Brian Terry, Water and Sewer Superintendent, presented the item. He began by thanking the first responders who have worked tirelessly to assist Western North Carolina and stressed the importance of staff having basic medical care knowledge. Terry informed the Board when he accepted his position he made an effort to get his staff trained in first aid. This training paid off when Pender County employee Barry Wilson was working in the field and encountered a man who needed medical care. Wilson was able to utilize his training and call for help. Deputy Fire Marshal Link certificate honoring Wilson for his quick thinking and action. Wilson spoke briefly on the experience, noting it is his job to care for the citizens.

6.2	Tourism Update on 2023 Visitor Impact	Gabrielle Dawson	5-8

Olivia Dawson, Tourism Director, presented the item. Dawson reviewed the Pender County Tourism Development Authority's mission and goal. She reported the 2023 calendar year total visitor spending was $199.12 million, a five (5) percent increase from the 2022 calendar year, over 1,000 tourism related jobs were supported, the total payroll amounted to $40.4 million, the state tax revenue was 226.37 million, and the local taxes generated was $9.1 million. Beach tourism is the largest sector in tourism employment.

6.3	Update on the Imagine Pender 2050 Comprehensive Land Use Plan	Daniel Adams	9

Daniel Adams, Panning and Community Development Director, presented the item. Adams reviewed the project schedule. The project is in phase two, the first community engagement window. The planning department has a QR code linked to a survey citizens can take. As of Friday, October 4th Pender County has received 744 survey responses. The planning department aims to receive 2,000 responses total.

7. PUBLIC COMMENT

8. CONSENT AGENDA

8.1	Approval of a Budget Ordinance Amendment to Increase Health Department Revenues and Expenditures for FY 24-25 in the amount of $86,528.	Carolyn Moser	10-21

Commissioner Groves made a motion to adopt the consent agenda.
Commissioner Burton seconded the motion.
The motion passed unanimously.

8.2	Consideration of Memorandum of Agreement with North Carolina Emergency Management to implement the Hurricane Dorian Hazard Mitigation Grant Program	Daniel Adams	22-49
8.3	September 3, 2024, BOCC Meeting Minutes	Lexi Stanfield	50-55
8.4	2025 Board of Commissioners Regular Meeting Schedule	Lexi Stanfield	56-57

8.5	Approval of Purchase Order in the amount of $37,411.00 to Utility Services Group for a tank mixer in the Hampstead Elevated water tower.	Anthony Colon	58-63
8.6	Approval of a Budget Ordinance Amendment to budget recreation program for donation received of $300	Zach White	64-65
8.7	Approval of a Purchase Order for DSS Child Support Building Lease $30,436.56	Wes Stewart	66-70
8.8	Approval of a Budget Ordinance Amendment for TDA Promotions	Gabrielle Dawson	71-72
8.9	Approval of a Purchase Order for Motorola Leases and Preventative Maintenance in the amount of $276,949.36.	Alan Cutler, Trisha Newton	73-77
8.10	Approval of Purchase Order for Axon for Body Camera Lease Year 2 Payment in the Amount of $100,182.05	Alan Cutler	78-90
8.11	Resolution Authorizing the Acquisition of Property on Highway 421	Sarah Fulton	91-93
8.12	Resolution Authorizing the Disposition of Property on Highway 421 for a Public Purpose	Sarah Fulton	94-96
8.13	Approval of Budget Ordinance Amendment for Receipt of Sales Tax Revenue into Courthouse Restoration Project Code	Meg Blue	97-98
8.14	Approval of Surplus Property Advertisement for Auction	Meg Blue	99-103
8.15	Approval of Budget Ordinance Amendment for JCPC Admin Revenue for FY 24-25 in the amount of $6,700.	Meg Blue	104-105
8.16	Approval of a Budget Ordinance Amendment for E911 Grant funds for FY 24-25 in the amount of $2,542,755.	Meg Blue	106-107
8.17	Approval of a Purchase Order for Just Appraised, Inc.	Melissa Radke	108

8.18	Motor Vehicle Releases and Refunds	Melissa Radke	109-111
8.19	Refund/Release Requests for items meeting NC G.S. 105-381	Melissa Radke	112-113

9. APPROVALS AND RESOLUTIONS

9.1	Approval of the Resolution To Sell Voter-Approved School Bonds in the form presented.	Meg Blue	114-128

Meg Blue, Finance Director, presented the item. This resolution is required to sell the school bonds. This money will go directly to the new K-8 school.

Commissioner McCoy made a motion to approve.
Commissioner Burton seconded the motion.
The motion passed unanimously.

9.2	Approval of Purchase Order for Vincent Valuations LLC for continued use of contracted services utilizing field appraisers per Pender County management.	Melissa Radke	129

Melissa Radke, Tax Administrator, presented the item. Radke requested the Board approve the purchase order for Vincent Valuations LLC to continue the already approved contract utilizing field appraisers through the end of the year. The cost will be offset by the payroll not being utilized.

Commissioner Burton made a motion to approve.
Commissioner McCoy seconded the motion.
The motion to approve passed unanimously.

9.3	Accept the NCEM Local Emergency Shelter Capacity Grant of $416,802.00, and Budget Ordinance Amendment	Tommy Batson	130-152

Pender County Emergency Management received a grant in the amount of $416,802.00 from the North Carolina Emergency Management. Batson would like to use the grant to fund a generator for the Pender County school, which serves as an emergency shelter in times of need.

Commissioner McCoy made a motion to accept the grant.
Commissioner Burton seconded the motion.
The motion to accept the grant passed unanimously.

9.4	Resolution Requesting a Moratorium on Shellfish Leases	Michael Silverman	153-155

Michael Silverman, County Manager, presented the item. The Topsail Shoreline Protection Council has asked the towns and County to sign for a moratorium on shellfish leases. Shellfish leases have has a major impact on tourism and the local community.

Commissioner Groves made a motion to approve the resolution.

Commissioner McCoy seconded the motion.
The motion passed unanimously.

10. DISCUSSION

11. APPOINTMENTS

11.1 Appointment to the Tourism Development Authority Lexi Stanfield 156-161

Lexi Stanfield, Clerk to the Board, presented the item. Emmaline Kozak has applied to fill the vacant seat on the Tourism Development Authority Board. The Board members discussed Ms. Kozak's qualifications. Ms. Kozak's term began on September 1, 2024, and will expire on August 31, 2027.

Commissioner McCoy made a motion to appoint Emmaline Kozak.
Commissioner Burton seconded the motion to appoint.
The motion passed unanimously.

11.2 Appointment of County Commissioner to the LCFWSA Lexi Stanfield 162

Lexi Stanfield, Clerk to the Board, presented the item. The Board members discussed who should be appointed. Commissioner Groves volunteered.

Commissioner McCoy made a motion to appoint Commissioner Groves.
Commissioner Burton seconded the motion.
The motion passed unanimously.

12. MAPLE HILL WATER AND SEWER DISTRICT

13. ROCKY POINT WATER AND SEWER DISTRICT

14. SCOTTS HILL WATER AND SEWER DISTRICT

15. MOORE'S CREEK WATER AND SEWER DISTRICT

16. CENTRAL PENDER WATER AND SEWER DISTRICT

17. PENDER COUNTY BOARD OF HEALTH

18. SOCIAL SERVICES BOARD

19. ITEMS FROM COUNTY ATTORNEY, COUNTY MANAGER, ASSISTANT COUNTY MANAGER, & COUNTY COMMISSIONERS

Trey Thurman, County Attorney, request the Board make a motion to go into closed session for item three (3) Attorney Client Privilege, item four (4) Economic Development, and item six (6) Personnel.
Commissioner McCoy spoke about the Atkinson Fire Department Fundraiser.
Commissioner Burton spoke about the Pond Festival at Tate Farms.
Commissioner Groves spoke about the Cape Fear ROP, the Malpass Corner light, and street widening.
Chairman George spoke about October Breast Cancer Awareness.

20. CLOSED SESSION (IF APPLICABLE)

Commissioner Groves made a motion into closed session for item three (3) Attorney Client Privilege, item four (4) Economic Development, and item six (6) Personnel.
Commissioner McCoy seconded the motion.
The motion passed unanimously.

Commissioner Groves made a motion to resume open session.
Commissioner McCoy seconded the motion.
The motion passed unanimously.

21. 7PM PUBLIC HEARINGS: SPECIAL USE PERMITS/ZONING MAP AMENDMENTS/RESOLUTIONS

21.1	SUP 2024-47: Request to revise a Special Use Permit that permits non-metallic mineral mining and quarrying at the Martin Marietta mine in the Rocky Point Township	Taylor Davis	163-225

Taylor Davis, Planner, presented the item. Martin Marietta Materials is the applicant. The special use permit was granted in 2003, renewed in 2013, and the applicant is now requesting to revise their current special use permit. There is no change in the activity of the special use permit, they just wish to renew it. Davis provided the Board with more background information on the permit.

Commissioner Groves made a motion to approve the revision.
Commissioner Burton seconded the motion.
The motion passed unanimously.

21.2	REZONE 2024-68: Request to modify the existing GB-CD1 conditional zoning district to expand the existing dry stack boat storage facility and allow for an office, retail space, boat sales, and boat service in the Topsail Township	Adam Moran	226-285

This item was continued.

22. ADJOURNMENT

Commissioner Groves made a motion to adjourn the meeting.
Commissioner Burton seconded the motion.
The motion passed unanimously.