

Bertie County Board of Commissioners



March 6, 2017

	Ronald “Ron” Wesson	District 1
	Stewart White	District II
	Tammy A. Lee	District III
Chairman	John Trent	District IV
Vice Chairman	Ernestine (Byrd) Bazemore	District V

BERTIE COUNTY BOARD OF COMMISSIONERS

March 6, 2017

Meeting Agenda

This agenda is only a tentative schedule of matters the Commissioners may address at their meeting and all items found on it may be deleted, amended or deferred. The Commissioners may also, in their absolute discretion, consider matters not shown on this agenda.

4:00-4:05 Call to Order and Welcome by Chairman Trent

4:05-4:15 Invocation and Pledge of Allegiance by Commissioner White

4:15-4:25 Public Comments (3 minute time limit per speaker)

(A)

***** APPOINTMENTS *****

4:25 – 4:35 (1) 2017 Relay for Life presentation by Jo Ann Jordan

4:35 – 4:45 (2) Presentation of 2017 American Red Cross Month resolution by Bertie County American Red Cross volunteer, Beth Hines

4:45 – 4:55 (3) Presentation of audit report for the fiscal year ended June 30, 2016 by Jeff Best of Carr, Riggs, & Ingram

4:55 – 5:05 (4) “Public Safety Day” presentation by Law Enforcement CADET Program Instructor, Stephanie Cottle

5:05 – 5:15 (5) Addressing of complaints received for convenience sites by Josephine Aiken of Republic Services

Board Appointments (B)

1. There are no Board Appointments.

Consent Agenda (C)

1. Approve Minutes for Regular Meeting 2-20-17
2. Approve Minutes for Work Session 2-20-17
3. Approve Minutes of Closed Session 2-20-17
4. Register of Deeds Fees Report – February 2017
5. Approve conditional surplus property bid for 603 Holley Avenue in Windsor pending a 10-day upset bid advertisement
6. Officially accept surplus property bid for 813 Meadow Road in Colerain

*****OTHER ITEMS*****

Discussion Agenda (D)

1. Discuss approval of three (3) ordinances
 - a. Smoking Policy
 - b. Dangerous Weapons on County property
 - c. Private Roads
2. Commissioners present reports from 2017 NACo Legislative Conference in Washington, D.C. – Feb. 25th-March 1st
3. Preliminary FY 2017-2018 Budget Calendar

Commissioners’ Reports (E)

County Manager’s Reports (F)

County Attorney’s Reports (G)

Public Comments Continued

Closed Session

Pursuant to N.C.G.S. § 143-318.11(a)(3) to go into closed session to consult with the County Attorney in order to preserve the attorney-client privilege that exists between the attorney and this public body.

Pursuant to N.C.G.S. § 143-318.11(a)(4) to discuss matters relating to the location or expansion of industries or other businesses in the area served by the public body, including agreement on a tentative list of economic development incentives that may be offered by the public body in negotiations. The action approves the signing of an economic development contract or commitment, or the action authorizing the payment of economic development expenditures, shall be taken in an open session.

Pursuant to N.C.G.S. § 143-318.11(a)(5) to establish, or to instruct the public body's staff or negotiating agents concerning the position to be taken by or on behalf of the public body in negotiating (i) the price and other material terms of a contract or proposed contract for the acquisition of real property by purchase, option, exchange, or lease; or (ii) the amount of compensation and other material terms of an employment contract or proposed employment contract.

Pursuant to N.C.G.S. § 143-318.11(a)(6) to consider the qualifications, competence, performance, character, fitness, conditions of employment, or conditions of initial employment of an individual public officer or employee or prospective public officer or employee; or to hear or investigate a complaint, charge, or grievance by or against an individual public officer or employee.

Adjourn



Bertie County

Board of Commissioners

ITEM ABSTRACT

MEETING DATE: March 6, 2017

AGENDA ITEM: A-1

DEPARTMENT: Governing Body

SUBJECT: 2017 Relay for Life presentation by Jo Ann Jordan

COUNTY MANAGER RECOMMENDATION OR COMMENTS: Recommend approval.

SUMMARY OF AGENDA ITEM AND/OR NEEDED ACTION(S): Recommend approval.

ATTACHMENTS: Yes

LEGAL REVIEW PENDING: N/A

ITEM HISTORY: ---



BERTIE COUNTY

106 DUNDEE STREET
POST OFFICE BOX 530
WINDSOR, NORTH CAROLINA
27983
(252) 794-5300
FAX: (252) 794-5327
WWW.CO.BERTIE.NC.US

BOARD OF COMMISSIONERS

JOHN TRENT, Chairman
ERNESTINE (BYRD) BAZEMORE, Vice Chairman
RONALD "RON" WESSON
TAMMY A. LEE
STEWART WHITE

PROCLAMATION FOR AMERICAN CANCER SOCIETY'S RELAY FOR LIFE BERTIE COUNTY – MAY 19, 2017

WHEREAS, the American Cancer Society is the nation's largest and most respected voluntary health organization since 1913 and has funded research which has contributed to every known method for detecting cancer and techniques for treating cancer; thereby increasing the cancer survival rates, and is dedicated to eliminating cancer through research, education, advocacy and service; and

WHEREAS, cancer, (a group of diseases characterized by uncontrolled growth and spread of abnormal cells, which if not controlled, can result in premature death), is predicated to strike one out of every three Americans sometime in our lifetime; and

WHEREAS, 138 new cases of cancer are projected to occur in Bertie County in 2017, and 51 Bertie County citizens are expected to die from cancer this year; and

WHEREAS, Bertie County Relay For Life of the American Cancer Society is a voluntary community coalition of local citizens dedicated to increasing vital financial support to fund research, and also by providing educational awareness for cancer prevention, screenings, and resources available; and

WHEREAS, Bertie County Relay For Life, sponsored by the American Cancer Society, will celebrate, remember, and honor, Bertie County citizens and their families that have been affected by cancer; and

WHEREAS, Bertie County Relay For Life of the American Cancer Society is an event that brings together the entire community with the same goal of making a difference in the battle against cancer and celebrating more birthdays:

NOW THEREFORE, We the Bertie County Board of Commissioners, do hereby proclaim the month of **May 2017** as **Relay For Life Month** throughout the County and encourage all Bertie County residents to recognize the American Cancer Society's many contributions to improving the quality of life for all of our citizens; and

BE IT FURTHER RESOLVED that We the Bertie County Board of Commissioners do hereby proclaim Bertie County Relay For Life as a **Paint Your World Purple** Campaign, and encourage all citizens to join the celebrations and activities of Relay for Life on May 19, 2017.

This the 6th day of March, 2017.

John Trent, Chairman

Sarah S. Tinkham, Clerk to the Board



Bertie County

Board of Commissioners

ITEM ABSTRACT

MEETING DATE: March 6, 2017

AGENDA ITEM: A-2

DEPARTMENT: Governing Body

SUBJECT: Presentation of 2017 American Red Cross Month resolution by Bertie County American Red Cross volunteer, Beth Hines

COUNTY MANAGER RECOMMENDATION OR COMMENTS: Recommend approval.

SUMMARY OF AGENDA ITEM AND/OR NEEDED ACTION(S): Recommend approval.

ATTACHMENTS: Yes

LEGAL REVIEW PENDING: N/A

ITEM HISTORY: ---



BOARD OF COMMISSIONERS

JOHN TRENT, Chairman
ERNESTINE (BYRD) BAZEMORE, Vice Chairman
RONALD "RON" WESSON
TAMMY A. LEE
STEWART WHITE

PROCLAMATION FOR AMERICAN RED CROSS MONTH March 2017

In Bertie County, we have a long history of helping our neighbors in need. American Red Cross Month is a special time to recognize and thank our heroes – those Red Cross volunteers and donors who give of their time and resources to help community members.

These heroes help families find shelter after a home fire. They give blood to help trauma victims and cancer patients. They deliver comfort items to military members in the hospital. They use their lifesaving skills to save someone from a heart attack, drowning or choking. They enable children around the globe to be vaccinated against measles and rubella.

The American Red Cross depends on local heroes to deliver help and hope during a disaster. **We applaud our heroes here in Bertie County who give of themselves** to assist their neighbors when they need a helping hand.

Across the country and around the world, the American Red Cross responds to disasters big and small. In fact, every eight minutes the organization responds to a community disaster, providing shelter, food, emotional support and other necessities to those affected. It collects nearly 40 percent of the nation's blood supply; provides 24-hour support to military members, veterans and their families; teaches millions lifesaving skills, such as lifeguarding and CPR; and through its Restoring Family Links program, connects family members separated by crisis, conflict or migration.

We dedicate the month of March to all those who support the American Red Cross mission to prevent and alleviate human suffering in the face of emergencies. Our community depends on the American Red Cross, which relies on donations of time, money and blood to fulfill its humanitarian mission.

NOW, THEREFORE, WE, the Bertie County Board of Commissioners by virtue of the authority vested in us by the Constitution and laws of the State of North Carolina do hereby proclaim **March 2017** as **American Red Cross Month**. We encourage all Americans to support this organization and its noble humanitarian mission.

IN WITNESS, WHEREOF, I have hereunto set my hand this **6th** day of **March**, in the year of our Lord two thousand seventeen, and of Bertie County, North Carolina.

John Trent, Chairman

ATTEST:

Sarah S. Tinkham, Clerk to the Board



Bertie County

Board of Commissioners

ITEM ABSTRACT

MEETING DATE: March 6, 2017

AGENDA ITEM: A-3

DEPARTMENT: Governing Body

SUBJECT: Presentation of audit report for the fiscal year ended June 30, 2016 by Jeff Best of Carr, Riggs, & Ingram

COUNTY MANAGER RECOMMENDATION OR COMMENTS: FYI only.

SUMMARY OF AGENDA ITEM AND/OR NEEDED ACTION(S): FYI only.

ATTACHMENTS: For public access, the County Finance Department has recent audits posted on the County's homepage.

LEGAL REVIEW PENDING: N/A

ITEM HISTORY: ---



Bertie County

Board of Commissioners

ITEM ABSTRACT

MEETING DATE: March 6, 2017

AGENDA ITEM: A-4

DEPARTMENT: Governing Body

SUBJECT: "Public Safety Day" presentation by Law Enforcement CADET Program Instructor, Stephanie Cottle

COUNTY MANAGER RECOMMENDATION OR COMMENTS: Recommend approval

SUMMARY OF AGENDA ITEM AND/OR NEEDED ACTION(S): Recommend approval.

ATTACHMENTS: No

LEGAL REVIEW PENDING: N/A

ITEM HISTORY: ---



Bertie County

Board of Commissioners

ITEM ABSTRACT

MEETING DATE: March 6, 2017

AGENDA ITEM: A-5

DEPARTMENT: Governing Body

SUBJECT: Addressing of complaints received for convenience sites by Josephine Aiken of Republic Services

COUNTY MANAGER RECOMMENDATION OR COMMENTS: Discussion only.

SUMMARY OF AGENDA ITEM AND/OR NEEDED ACTION(S): Discussion only.

ATTACHMENTS: No

LEGAL REVIEW PENDING: N/A

ITEM HISTORY: ---



Bertie County

Board of Commissioners

ITEM ABSTRACT

MEETING DATE: March 6, 2017

AGENDA ITEM: C-1

DEPARTMENT: Governing Body

SUBJECT: Approve Minutes for Regular Meeting 2-20-17

COUNTY MANAGER RECOMMENDATION OR COMMENTS: Recommend approval.

SUMMARY OF AGENDA ITEM AND/OR NEEDED ACTION(S): Recommend approval.

ATTACHMENTS: Yes

LEGAL REVIEW PENDING: N/A

ITEM HISTORY: ---

Windsor, North Carolina
February 20, 2017
Regular Meeting

The Bertie County Board of Commissioners met for their regularly scheduled meeting inside the Mid-Way/Merry Hill Community Building located at 112 NC 45 North, Merry Hill. The following members were present or absent:

Present: Ronald "Ron" Wesson, District I
Stewart White, District II
Tammy A. Lee, District III
John Trent, District IV
Ernestine (Byrd) Bazemore, District V

Absent: None

Staff Present: County Manager Scott Sauer
Clerk to the Board Sarah S. Tinkham
Assistant County Attorney Jonathan Huddleston
Finance Officer William Roberson
Network Administrator Joe Wilkes
Tax Administrator Jodie Rhea
Emergency Services Director Mitch Cooper
Clerk of Court Vasti F. James

Gene Motley of the Roanoke-Chowan News Herald was present from the media.

CALL TO ORDER

Chairman Trent called the meeting to order and thanked those present for their attendance.

INVOCATION/PLEDGE OF ALLEGIANCE

Vernon Lee, husband of Commissioner Tammy Lee, led the Invocation and Pledge of Allegiance.

PUBLIC COMMENTS

Michael Freeman of Merry Hill wanted to submit a complaint about the convenience site near Merry Hill. He stated that on several occasions, he has been to drop off solid waste to find the containers completely full. He wanted to alert the Commissioners so that Republic can be contacted to remedy this situation, and keep it remedied on a regular basis.

The Board assured Mr. Freeman that there was always an “ongoing conversation” with Republic Services regarding the convenience sites, and that they would forward his concerns.

Jerry Cowand of Merry Hill also agreed with Mr. Freeman’s sentiments, and requested that the Commissioners speak to Republic about trash being delivered to convenience sites by marked, local fire department vehicles. Mr. Cowand mentioned that he is turned away if driving a marked, fire department truck, but not if he is driving his own personal vehicle.

Lewis C. Hoggard of Windsor was present as a representative of Roanoke-Chowan Community College. He updated the Board about upcoming events at the College including a male mentoring seminar that is due to take place this Thursday, February 23rd from 8:00 AM to 5:30 PM.

James Heckstall of Merry Hill inquired about the County’s current efforts to prevent the flooding of Windsor and other low lying areas of the County in the future.

Chairman Trent briefly updated the public present about the latest grant work and hydrological study proposals just received to future flooding. He also announced that several Commissioners would be meeting with federal legislators next week in Washington, D.C. to hopefully secure more funding and resources to repair the damage, and to prevent the risk of flooding in the future.

Vice Chairman Bazemore encourage Mr. Heckstall and others to come forward if they have any particular infrastructure needs in the Merry Hill area as grants may be available now or in the near future.

Clara Daniels of Merry Hill was present to share her concerns about a lack of options for home bound seniors to receive hot meals on a regular basis without going to Windsor.

Commissioner Wesson stated that County staff would speak to Council on Aging Director, Venita Thompson, about how to get eligible seniors registered for this program so that they can receive these available services.

A citizen inquired if there was a conservative time estimate yet about when funding would be received for more permanent flood prevention.

The Board agreed that the information shared this evening was a theory at this point, but that they also just learned that Bertie County was added to the North Carolina Emergency Management Resilient Redevelopment Plan.

Since Bertie County and the Town of Windsor are included on this list, it provides the County with priority access to additional funding for flood recovery projects.

A public meeting will take place for the Resilient Redevelopment program on March 9th at 7:00 PM at the Windsor Community Building.

The Board encouraged all citizens to attend.

APPOINTMENTS

Introduction of new Albemarle Regional Library System (ARLS) Director, Jennifer Patterson

Jennifer Patterson, the new Albemarle Regional Library Director, was present to introduce herself to the Board, as well as to update the public about the Lawrence Memorial Library which sustained a significant amount of damage during the two recent flooding events.

Ms. Patterson assured all of those present that the ARLS was diligently working to secure a new location for Lawrence Memorial Library that is outside of the flood zone.

She stated that she and Emergency Services Director, Mitch Cooper, were constantly communicating with FEMA about securing either mobile units or a new, permanent structure.

She also announced the grant funded partnership called NC Kids Digital Library that features over 200 titles of children's eBooks which are available at no charge on any device.

Introduction of new Mid-East Regional Housing Authority Director, Lynn Alligood

Lynn Alligood of the Mid-East Regional Housing Authority was present to introduce herself to the Board, as well as to provide details about the services her organization provides including Section 8 and first time home buyer's programs.

Commissioner Wesson inquired if the Mid-East Regional Housing Authority would assist in securing a grant for a middle-income housing complex through SECU.

Ms. Alligood mentioned that she believed Mid-East Regional Housing Authority could assist as a property manager for that type of development, and that she would look into the matter more closely.

BOARD APPOINTMENTS

There were no Board Appointments.

CONSENT AGENDA

Upon review by Chairman Trent, Vice Chairman Bazemore made a **MOTION** to approve the Consent Agenda. Commissioner Wesson **SECONDED** the motion. The **MOTION PASSED** unanimously.

The Consent Agenda was approved as follows:

1. **Minutes** – Regular Session 2-6-17, Work Session 2-6-17
2. **Tax Release** – January 2017
3. ***Resolution** – Perdue Farms Tax appeal

* This is an addition to tonight's agenda not originally on the Board's agenda.

DISCUSSION AGENDA

Review of Hurricane Matthew Recovery activities:

- a. Resilient Redevelopment Planning Program**
- b. Golden Leaf**
- c. FEMA**
- d. CADA Workers provided through Mid-East Commission Workforce Development Board**

County Manager Sauer briefly reviewed the above items. No action was needed.

In regards to the Resilient Redevelopment Planning program, the first meeting will be held on March 9th at 7:00 PM at the Windsor Town Hall.

Also, Golden Leaf funds are being pursued to assist in fixing the Cooperative Extension and Lawrence Memorial Library buildings.

COMMISSIONER'S REPORTS

Commissioner Wesson stated that he had been asked to serve on a resiliency board that is due to meet soon.

Vice Chairman Bazemore thanked Mid-Way/Merry Hill for hosting tonight's meeting. She suggested that the County and Mid-Way/Merry Hill also consider doing more meetings like this to share local concerns.

Commissioner White also discussed the grant efforts for flood recovery, as well as efforts to ensure trash does not blow out onto roadways when trucks are entering and exiting the County landfill and convenience sites.

Commissioner Lee thanked Mid-Way/Merry Hill for the large turn out, and stated that she was in the process of trying to secure another dentist in the County since there is a "great need, wheels just turn slowly."

Chairman Trent thanked the local community for their participation in tonight's meeting, and encouraged all of those present to take a trip to Windsor to see the newly renovated interior and exterior of the Courthouse.

COUNTY MANAGER'S REPORTS

The County Manager gave no reports at this time.

COUNTY ATTORNEY'S REPORTS

County Attorney Lloyd Smith requested a brief Closed Session.

PUBLIC COMMENTS

There were no Public Comments during this section.

ADJOURN

Chairman Trent **ADJOURNED** the meeting at 8:20 PM.

John Trent, Chairman

Sarah S. Tinkham, Clerk to the Board



Bertie County

Board of Commissioners

ITEM ABSTRACT

MEETING DATE: March 6, 2017

AGENDA ITEM: C-2

DEPARTMENT: Governing Body

SUBJECT: Approve Minutes for Work Session 2-20-17

COUNTY MANAGER RECOMMENDATION OR COMMENTS: Recommend approval.

SUMMARY OF AGENDA ITEM AND/OR NEEDED ACTION(S): Recommend approval.

ATTACHMENTS: Yes

LEGAL REVIEW PENDING: N/A

ITEM HISTORY: ---

Windsor, North Carolina
February 20, 2017
Work Session

The Bertie County Board of Commissioners met for their regularly scheduled meeting inside the Commissioners Room located at 106 Dundee Street, Windsor, NC. The following members were present or absent:

Present: Ronald "Ron" Wesson, District I
Stewart White, District II
Tammy A. Lee, District III
John Trent, District IV
Ernestine (Byrd) Bazemore, District V

Absent: None

Staff Present: County Manager Scott Sauer
Clerk to the Board Sarah S. Tinkham
Assistant County Attorney Jonathan Huddleston
Finance Officer William Roberson
Tax Administrator Jodie Rhea

WORK SESSION

Chairman Trent called the meeting to order.

After, Chairman Trent called for a motion to go into Closed Session pursuant to N.C.G.S. § 143-318.11(a)(3).

Commissioner Lee made a **MOTION** to go into Closed Session pursuant to N.C.G.S. § 143-318.11(a)(3). Commissioner Wesson **SECONDED** the motion. The **MOTION PASSED** unanimously.

The Board shifts into Closed Session

OPEN SESSION

Vice Chairman Bazemore made a **MOTION** to return to Open Session. Commissioner Lee **SECONDED** the motion. The **MOTION PASSED** unanimously.

Review Tax Office response to property line dispute

Tax Administrator, Jodie Rhea, was present to answer questions on this matter.

Chairman Trent began by stating that this matter should not be a County matter, and that this dispute should be handled through private attorneys for each involved party.

The Board concurred, and Commissioner Wesson made a **MOTION** to return this matter to the private parties and Tax Office, if needed. Vice Chairman Bazemore **SECONDED** the motion. The **MOTION PASSED** unanimously.

RECESS

Chairman Trent **RECESSED** this meeting until 7:00 PM in Mid-Way/Merry Hill.

John Trent, Chairman

Sarah S. Tinkham, Clerk to the Board



Bertie County

Board of Commissioners

ITEM ABSTRACT

MEETING DATE: March 6, 2017

AGENDA ITEM: C-3

DEPARTMENT: Governing Body

SUBJECT: Approve Minutes of Closed Session 2-20-17

COUNTY MANAGER RECOMMENDATION OR COMMENTS: Recommend approval.

SUMMARY OF AGENDA ITEM AND/OR NEEDED ACTION(S): Recommend approval.

ATTACHMENTS: No

LEGAL REVIEW PENDING: N/A

ITEM HISTORY: ---



Bertie County

Board of Commissioners

ITEM ABSTRACT

MEETING DATE: March 6, 2017

AGENDA ITEM: C-4

DEPARTMENT: Register of Deeds

SUBJECT: Register of Deeds Fees Report – February 2017

COUNTY MANAGER RECOMMENDATION OR COMMENTS: Recommend approval.

SUMMARY OF AGENDA ITEM AND/OR NEEDED ACTION(S): Recommend approval.

ATTACHMENTS: Yes

LEGAL REVIEW PENDING: N/A

ITEM HISTORY: ---



Bertie County Register of Deeds

Annie F. Wilson
Register of Deeds

P.O. Box 340
Windsor, NC 27983
252-794-5309
www.bertie-live.inttek.net

NORTH CAROLINA
BERTIE COUNTY

TO: THE BOARD OF COUNTY COMMISSIONERS:

Agreeable to and in compliance with Chapter 590 of the Public Local Laws of North Carolina, Sessions 1913, I beg leave to submit the following statement of all fees, commissions, etc. of any kind collected by me as Register of Deeds for the month of **FEBRUARY 2017** and for an itemized statement thereof, I respectfully refer you to the following books in my office.

AMOUNT SUBJECT TO GS 161-50.2

10-0030-4344-01	REAL ESTATE REGISTRATION-----	\$4,317.40
10-0030-4344-03	VITAL STATISTICS-----	\$1,193.00
10-0050-4839-02	MISCELLANEOUS(NOTARY OATHS/PHOTO COPIES, ETC)-----	\$209.70
10-0030-4344-04	NO. MARRIAGE LICENSE----- <u>1</u>	\$60.00
		<u>\$5,780.10</u>
10-0018-4240-01	N. C. STATE EXCISE STAMP TAX-----	\$6,067.00
10-0030-4344-10	STATE TREASURER FEE----- <u>113 @ \$6.20</u>	\$700.60
	STATE VITAL RECORDS----- <u>7 @ \$14.00</u>	\$98.00
		<u>\$12,645.70</u>
10-0000-1251-00	A/R IN/OUT(REFUND)-----	<u>\$12,645.70</u>

Annie F. Wilson
REGISTER OF DEEDS - BERTIE COUNTY
By: *Shamedia R. Williams, Asst.*

FOR INFORMATIONAL PURPOSES

D/T /MORTGAGES-----	<u>32 @ \$6.20=</u>	<u>\$198.40</u>
ADDITIONAL PAGES-----	<u>8 @ \$0.40=</u>	<u>\$3.20</u>
DEEDS & OTHER INSTRUMENTS-----	<u>103 @ \$1.94=</u>	<u>\$199.82</u>



Bertie County

Board of Commissioners

ITEM ABSTRACT

MEETING DATE: March 6, 2017

AGENDA ITEM: C-5

DEPARTMENT: Governing Body

SUBJECT: Approve conditional surplus property bid for 603 Holley Avenue in Windsor pending a 10-day upset bid advertisement

COUNTY MANAGER RECOMMENDATION OR COMMENTS: Recommend approval.

SUMMARY OF AGENDA ITEM AND/OR NEEDED ACTION(S): Recommend approval.

ATTACHMENTS: No

LEGAL REVIEW PENDING: N/A

ITEM HISTORY: ---



Bertie County

Board of Commissioners

ITEM ABSTRACT

MEETING DATE: March 6, 2017

AGENDA ITEM: C-6

DEPARTMENT: Governing Body

SUBJECT: Officially accept surplus property bid for 813 Meadow Road in Colerain

COUNTY MANAGER RECOMMENDATION OR COMMENTS: Recommend approval.

SUMMARY OF AGENDA ITEM AND/OR NEEDED ACTION(S): Recommend approval.

ATTACHMENTS: Yes

LEGAL REVIEW PENDING: N/A

ITEM HISTORY: ---

Feb. 16, 2017

To: Bertie County Tax

We Melvin Cherry and Myra Cherry
are making an offer of \$7,500.00 to purchase
603 Holly Ave Windsor, NC.

Thank You
Melvin Cherry
Myra Cherry

FINAL REPORT - SCHEDULE A
RICHARD S. PUGH, JR. - (16-CVD-209)
RECEIPTS

Bid price to be applied toward costs and taxes, pursuant to N.C.G.S. 105-376:	\$6,182.47
Recording fee for Deed	<u>\$26.00</u>
Total	\$6,208.47

DISBURSEMENTS

Clerk of Court - Filing Fees	\$150.00	
Certified Mail	\$40.05	
Service by Sheriff	\$30.00	
Bertie Ledger-Notice of Sale	\$420.00	
Bertie County Register of Deeds	\$26.00	
Total Cost	\$666.05	
 Attorney's Fees - Pritchett & Burch, PLLC	 \$ 2,037.00	
 Fees and Cost	 \$2,703.05	
Taxes	\$3,505.42	
Total Cost and Taxes	\$6,208.47	
Check to Bertie County Register of Deeds	(-\$26.00)	<u>\$6,182.47</u>
EXCESS		\$0.00

<u>PURSUANT TO N.C.G.S. 105-376, THERE WERE NO ACTUAL RECEIPTS OR DISBURSEMENTS.</u>

ACCOUNT NUMBER: 27967	TOWNSHIP: WINDSOR	MAP SHEET: 6802.15	PIN NUMBER: 6802-53-4844	ROUTE: 135R	ZONE: 135R	SPECIAL DISTRICTS: FIRE	CITY: CO8
OWNER NAME: PUGH, RICHARD, JR	PROPERTY ADDRESS: 416 GOVERNORS RD	PROPERTY ADDRESS: 603 HOLLY AVE	PROPERTY ADDRESS: HECKSTALL & DAVENPORT #10	DATE TRANS: 03/08	STAMPS QUAL: 0.0	DEED REFERENCE: 852/146	PLAT REFERENCE: 5/25
OWNER ADDRESS: WINDSOR, NC 27983	GENSUS NUMBER: 0	GENSUS TRACT NO: G1S	DATE APPR'D BY: 090211	SC: E	EXEMPT: O	PREVIOUS VALUES: LAND 5,096	BUILDINGS: 5,096
LAND USE: UTILITIES	NEIGHBORHOOD: A	LANDSCAPE QUALITY: A	TOPOGRAPHY: F	ROAD: P	CRP: WDS	WDS: 0.00	APR: 0
# 1	METHD: L9	ACRES: 0.8000	ACT-FRNTG EFF-FRNTG: 125.000	DEPTH: 91.64	GRD CLS: 70	SOIL-TYP: WMB	% ADJ: 0
							APPRAISED VAL: \$5,096
							USE VALUE: \$5,096

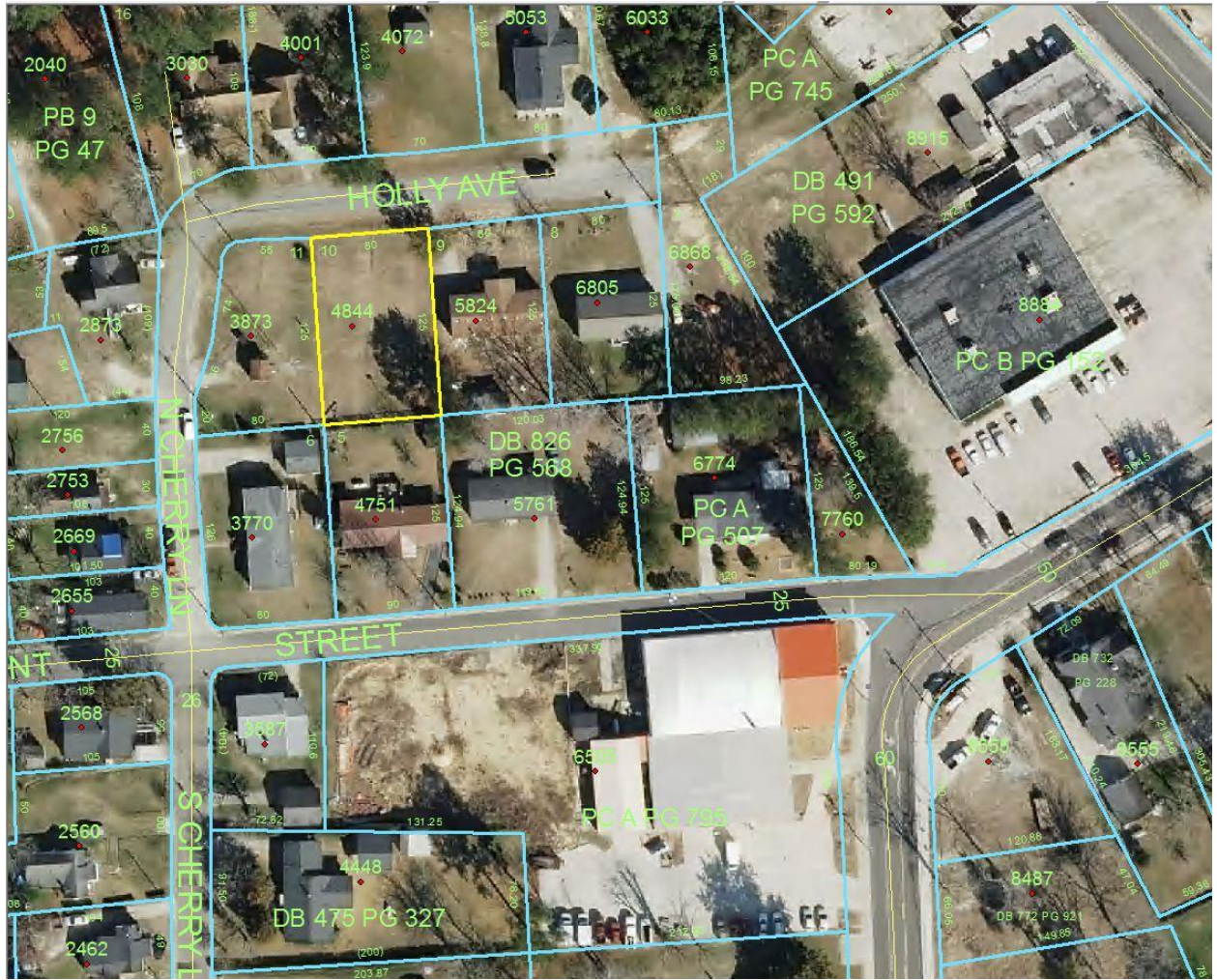
VACANT 2000 FROM TRIANGLE HILL DEV INC (586/520 BY MERGER) 2006 FROM USA TOWER INC (780/930)

METHOD SECTIONS:		PHYSICAL:	FUNCTIONAL:	BUILDING DEPRECIATION:	ECONOMIC:	COMPLETE:	USE:	BUILDING CLASS:	BUILDING TAX VALUE:	BUILDING REPLACEMENT VALUE:

TYPE	AREA	OCCUPANCY	STYLE	STORAGES	FINDING	EXTERIOR WALLS	ROOFING	ROOF# TYPE	FLOOR AREA	BSMT AREA	INTERIOR WALL	BSMT BUILT-INS	HEATING	AIR COND	PLUMBING	FIREPLACE	GRADE	IR	YEAR BUILT	EFF YEAR	CONDITON	SECTION DEPR	SECTION REPL VALUE	SECTION TAX VALUE	
																									IR

APRAISED VALUE SUMMARY
 LAND: \$0
 BUILDINGS: \$5,096
 TOTAL APPRAISED VALUE: \$5,096
 TOTAL USE VALUE: \$5,096
 TOTAL TAX VALUE: \$5,096

BERTIE COUNTY LAND RECORDS - PROPERTY RECORD CARD





Bertie County

Board of Commissioners

ITEM ABSTRACT

MEETING DATE: March 6, 2017

AGENDA ITEM: D-1

DEPARTMENT: Governing Body

SUBJECT: Discuss approval of three (3) ordinances

- a. Smoking Policy
- b. Dangerous Weapons on County property
- c. Private Roads

COUNTY MANAGER RECOMMENDATION OR COMMENTS: Discussion requested.

SUMMARY OF AGENDA ITEM AND/OR NEEDED ACTION(S): Discussion requested.

ATTACHMENTS: Yes

LEGAL REVIEW PENDING: N/A

ITEM HISTORY:

January 31, 2017 – Board received latest drafts of all three ordinances (Private Roads, Smoking, Dangerous Weapons); no action was taken

November 21, 2016 – Assistant County Attorney, Jonathan Huddleston, provided a brief update about all three ordinances; no new draft submitted at this time

September 14, 2016 – Board first reviewed examples of Smoking policies from around the State; Board also discussed the latest Dangerous Weapons draft

August 22, 2016 – First draft Dangerous Weapons draft submitted to the Board for review; no action taken; continued interest for a Smoking Policy per Commissioner Lee

April 4, 2016 – Assistant County Attorney, Jonathan Huddleston, introduced a preliminary draft of the “Private Road Safety and Maintenance Ordinance”; Board reviewed the ordinance and provided comments and suggested changes

AN ORDINANCE TO PROHIBIT SMOKING AND THE USE OF OTHER TOBACCO PRODUCTS IN BERTIE COUNTY BUILDINGS, WITHIN 75 FEET OF BUILDING ENTRANCES, AND IN BERTIE COUNTY VEHICLES

WHEREAS, according to the Centers for Disease Control and Prevention (CDC), tobacco use and secondhand smoke exposure are leading preventable causes of illness and premature death in North Carolina and the nation¹; and

WHEREAS, on January 2, 2010, “An Act To Prohibit Smoking In Certain Public Places And Certain Places Of Employment,” North Carolina Session Law 2009-27, became effective, authorizing local governments to adopt and enforce ordinances “that are more restrictive than State law and that apply in local government buildings, on local government grounds, in local vehicles, or in public places;” and

WHEREAS, in 2006, a report issued by the United States Surgeon General stated that the scientific evidence indicates that there is no risk-free level of exposure to secondhand smoke, and that secondhand smoke has been proven to cause cancer, heart disease, and asthma attacks in both smokers and nonsmokers²; and

WHEREAS, the CDC advises that all individuals with coronary heart disease or known risk factors for coronary heart disease should avoid all indoor environments that permit smoking³; and

WHEREAS, in air quality tests, concentrations of secondhand smoke in vehicles have been found to be far greater than in any other micro-environments tested, including smoke-free homes, smokers’ homes, smoke-filled bars, and outdoor air – even with a vehicle’s windows open and its fan set on high⁴; and

WHEREAS, research indicates that, during active smoking, outdoor levels of secondhand smoke may be as high as indoor levels and may pose a health risk for people in close proximity (such as those sitting beside someone on a park bench or children accompanying a smoking parent or guardian)⁵; and

WHEREAS, tobacco is a recognized carcinogen in humans, and health risks associated with the use of tobacco products include myocardial infarction, stroke, and adverse reproductive outcomes⁶; and

¹ Centers for Disease Control and Prevention, Smoking and Tobacco Use Fast Facts, http://www.cdc.gov/tobacco/data_statistics/facts_sheets/fast_facts/#toll (last visited Oct. 7, 2010).

² U.S. DEP’T OF HEALTH & HUMAN SERVS., THE HEALTH CONSEQUENCES OF INVOLUNTARY EXPOSURE TO TOBACCO SMOKE: A REPORT OF THE SURGEON GENERAL 11, 14-16 (2006), <http://www.surgeongeneral.gov/library/secondhandsmoke/report/index.html>.

³ See *id.* at 15; Centers for Disease Control and Prevention, Smoking and Tobacco Use Health Effects of Secondhand Smoke, http://www.cdc.gov/tobacco/data_statistics/facts_sheets/secondhand_smoke/health_effects/index.htm (last visited March 25, 2011).

⁴ Wayne Ott, Neil Klepeis & Paul Switzer, *Air Change Rates of Motor Vehicles and In-Vehicle Pollutant Concentrations from Secondhand Smoke*, 18 J. EXPOSURE SCI. AND ENVTL. EPIDEMIOLOGY 312, 312 (2007), available at http://tobaccosmoke.exposurescience.org/pub/reprints/Ott_CarStudy.pdf; see also Ontario Medical Ass’n, Background - Tobacco Smoke Concentration in Cars, <https://www.oma.org/Resources/Documents/fTobaccoSmokeConcentrationsInCars.pdf> (last visited March 30, 2011).

⁵ Neil E. Klepeis, Wayne R. Ott, and Paul Switzer, *Real-time Measurement of Outdoor Tobacco Smoke Particles*, 57 J. AIR & WASTE MGMT. ASS’N 522, 522 (2007); Neil E. Klepeis, Etienne B. Gabel, Wayne R. Ott, and Paul Switzer, *Outdoor Air Pollution in Close Proximity to a Continuous Point Source*, 43 ATMOSPHERIC ENV’T 3155, 3165 (2009).

⁶ U.S. DEP’T OF HEALTH & HUMAN SERVS., THE HEALTH CONSEQUENCES OF INVOLUNTARY EXPOSURE TO TOBACCO SMOKE: A REPORT OF THE SURGEON GENERAL 12, 13, 15 (2006), <http://www.surgeongeneral.gov/library/secondhandsmoke/report/index.html>.

WHEREAS, Bertie County is committed to providing a safe and healthy workplace in all Bertie County facilities for its employees and a safe and healthy environment for the visiting public; and

WHEREAS, Bertie County provides support to employees and residents who want to quit the use of tobacco products. Employees and residents are also encouraged to talk to their health care provider about quitting, ask about appropriate pharmacotherapy available through their health insurance plan or employee's insurer, and use the free quitting support services of the North Carolina Tobacco Use Quitline at 1-800-QUIT-NOW (1-800-784-8669); and

WHEREAS, Bertie County wishes to minimize the harmful effects of tobacco use among county employees and eliminate secondhand smoke exposure for employees and the public in and on those buildings, within 75 feet of building entrances and in vehicles controlled by Bertie County; and

WHEREAS, this Board finds and declares that, in order to protect the public health and welfare, it is in the best interest of the citizens of Bertie County to adopt an ordinance prohibiting smoking and the use of tobacco products in all Bertie County buildings, within 75 feet of building entrances and in and Bertie County vehicles.

NOW, THEREFORE, BE IT ORDAINED by the County Commissioners of the County of Bertie, North Carolina, that:

Section 1. Authority.

This ordinance is enacted pursuant to G.S. 130A-498 and 153A-121(a).

Section 2. Definitions

The following definitions are applicable to this ordinance.

1. "County building". – A building owned, leased as lessor, or the area leased as lessee and occupied by the County.
2. "County vehicle". – A passenger-carrying vehicle owned, leased, or otherwise controlled by the County and assigned permanently or temporarily to its employees, agencies, institutions, or facilities for official County business.
3. "Employee". – A person who is employed by the County of Bertie, or who contracts with the County of Bertie or a third person to perform services for the County of Bertie, or who otherwise performs services for the County of Bertie with or without compensation.
4. "Local health department". – The district health department, public health authority, or county health department, the jurisdiction of which includes Bertie County.

5. "Universal 'No Smoking and Use of Tobacco Products Prohibited' Symbol" – Symbol consisting of a pictorial representation of a burning cigarette, electronic cigarette, and a tobacco product enclosed in a red circle with a red bar across it.

6. "Smoking". – The use or possession of a lighted cigarette, lighted cigar, lighted pipe, electronic cigarette, electronic hookah, or any other lighted tobacco product.

7. "Tobacco product". – Any product containing, made, or derived from tobacco that is intended for human consumption, whether chewed, smoked, absorbed, dissolved, inhaled, snorted, sniffed, or ingested by any other means, or any component part or accessory of a tobacco product, including but not limited to cigarettes; cigars; electronic cigarettes, electronic hookahs, electronic pipes, vaping products, little cigars; cheroots; stogies; periques; granulated, plug cut, crimp cut, ready rubbed, and other smoking tobacco; snuff; snuff flour; Cavendish; plug and twist tobacco; fine-cut and other chewing tobacco; shorts; refuse scraps, clippings, cutting and sweepings of tobacco; and other kinds and forms of tobacco. A tobacco product excludes any product that has been approved by the United States Food and Drug Administration for sale as a tobacco cessation product, as a tobacco dependence product, or for other medical purposes, and is being marketed and sold solely for such an approved purpose.

Section 3. Areas in Which Smoking and the Use of Tobacco Products are Prohibited

(a) Smoking and the use of tobacco products are prohibited:

- (1) In any building owned, leased, or occupied, as herein defined, by the County of Bertie.
- (2) In any Bertie County vehicle owned, leased, or controlled by the County of Bertie.
- (3) Within 75 feet of the entrance to any building that is owned, leased or occupied by the County of Bertie.

(b) Smoking and the use of tobacco products are prohibited in Bertie County buildings and within 75 feet of the entrances of Bertie County buildings being used for private events.

Section 4. Implementation Requirements

(a) The County of Bertie shall post signs that meet all the requirements in Section 5 of this ordinance.

(b) The County of Bertie shall remove all ashtrays and other smoking receptacles from its buildings, except for ashtrays and receptacles for sale and not intended for use on the premises.

(c) The person in charge of Bertie County buildings, vehicles, or grounds, or his or her designee, shall direct a person who is smoking or using a tobacco product in a prohibited area to cease and, if the person does not comply, shall contact the Bertie County Sheriff's Office.

Section 5. Signage

The signs required by Section 3 must:

- (a) State in English that smoking and the use of tobacco products are prohibited and include the universal "No Smoking, No Electronic Cigarettes, and Use of Tobacco Products Prohibited" symbol. At least one sign at each building entrance must state that smoking outside of the building is prohibited within 75 feet of the entrance.

(b) Be of sufficient size to be clearly legible to a person of normal vision, and be conspicuously posted.

(c) Be posted at each entrance to a Bertie County building and in other locations inside and outside the building reasonably calculated to inform employees and the public of the prohibition.

(d) Be posted in each Bertie County vehicle in areas visible to passengers, provided that their placement does not interfere with the safe operation of the vehicle. If the vehicle is used for undercover law enforcement operations, a sign is not required to be placed in the vehicle.

Section 6. Enforcement and Penalties

(a) *Penalty for Violation.* Following oral or written notice by the person in charge of an area described in Section 3, or his or her designee, failure to cease smoking or using tobacco products constitutes an infraction punishable by a fine of not more than fifty dollars (\$50.00). A citation may be issued by a sworn law enforcement officer. Conviction of an infraction under this section has no consequence other than payment of a penalty, and no court costs may be assessed, if allowable by law.

(b) *Additional sanctions for employees.* In addition to any penalty under subsection (a), employees of the County who violate this ordinance shall be subject to disciplinary action consistent with the County's human resources policies.

Section 7. Public Education

The County of Bertie shall engage in an ongoing program to explain and clarify the purposes and requirements of this ordinance to employees and citizens affected by it and to guide operators and managers in their compliance with it. In doing so, the County of Bertie may rely upon materials and information provided by the local health department.

Section 8. Severability; Conflict of Laws.

If this ordinance or application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the ordinance that can be given separate effect and to that end the provisions of this ordinance are declared to be severable. All ordinances or parts of ordinances in conflict with this ordinance are hereby repealed.

Section 9. Effective Date.

This ordinance shall be effective on _____.

Adopted this the _____ day of _____, 2017.

John Trent
Chairman, Board of Commissioners

ATTEST:

Sarah Tinkham
Clerk to the Board of Commissioners

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**ORDINANCE PROHIBITING THE CARRYING OF DEADLY WEAPONS
ON BERTIE COUNTY PROPERTY AND PERMITTING THE POSTING OF SIGNS TO
PROHIBIT THE CARRYING OF DEADLY WEAPONS
ON BERTIE COUNTY PROPERTY**

WHEREAS, Bertie County is authorized pursuant to NCGS 153A-121 to define, regulate, and prohibit by ordinance acts detrimental to the health, safety, or welfare of its citizens; and

WHEREAS, the Board of Commissioners is concerned about the increased presence of deadly weapons, as defined in NCGS 14-269, on County property and about the threat that such increased presence will pose to the health, safety, and general welfare of the community; and

WHEREAS, Bertie County desires to prohibit the carrying of deadly weapons in Bertie County government buildings or on the grounds or parking areas of those buildings; and

WHEREAS, the County of Bertie desires to provide for the posting of said prohibition in or on Bertie County government buildings owned or operated by the county of Bertie such that the carrying of deadly weapons therein will constitute a violation of law;

NOW, THEREFORE, BE IT ORDAINED by the Bertie County Board of Commissioners that:

Section 1. Prohibition. It shall be unlawful for any person to carry openly any gun, rifle, pistol, dynamite cartridge, bomb, grenade, mine, powerful explosive as defined in N.C.G.S. §14-269.2, blackjack, metallic knuckles, razor, shurikin, stun gun, or any other deadly weapon of any kind defined under N.C.G.S. §14-269, in or on Bertie County property now or hereafter owned, leased as lessee, operated, occupied, managed, or controlled by Bertie County (hereinafter County property).

Additionally it shall be unlawful for any person while on County property to carry a concealed handgun, whether or not the carrying of said concealed handgun is pursuant to a lawfully issued concealed handgun permit. However, this shall not prohibit a person from storing a firearm within a motor vehicle while the vehicle is on County property. This exception is required by Section 14-409.40(f) of the North Carolina General Statutes.

Section 2. Posting of Signs Required. The County Manager or his or her designee is hereby ordered to post appropriate signage on each building or portion of a building now or hereafter owned, leased as lessee, operated, occupied, managed or controlled by Bertie County indicating that the carrying of deadly weapons and concealed handguns are prohibited in Bertie County buildings.

Section 3. Location of Signs. Signs prohibiting the carrying of deadly weapons shall be posted so as to be visible prior to entering the building. The County Manager shall exercise discretion in determining the necessity and appropriate location for other signs posted on the interior of the building.

Section 4. Exemptions. This ordinance shall not apply to the following:

- A. Officers and enlisted personnel of the armed forces of the United States when in discharge of their official duties as such and acting under orders requiring them to carry arms and weapons;
- B. Civil officers of the United States while in the discharge of their official duties;
- C. Officers and Soldiers of the militia and the national guard when called into actual service;
- D. Officers of the State, or of any county, city, or town charged with the execution of the laws of the State, when

- E. acting in the discharge of their official duties;
- F. Sworn law enforcement officers;
- G. Such other persons, firm, corporation, or any other combination of individuals specifically authorized by the Sheriff of Bertie County or his designee to possess deadly weapons on county property. Provided, however, such authorization shall be in writing signed by the Bertie County Sheriff or his designee, a copy of such authorization shall be carried by such authorized person at all times while on Bertie County property and such authorization shall be presented for inspection, if requested, to any person that so requests. Provided further, that the Bertie County Sheriff or his designee shall notify in writing the Bertie County Manager of all persons, firms, corporations or any other combinations of individuals specifically authorized to carry deadly weapons on Bertie County property

Section 5. Violations. Violations of this Ordinance shall be punishable as a misdemeanor as provided by law.

Section 6. Repeal of Conflicting Ordinances. All Ordinances or any part of Ordinances in conflict with this Ordinance are hereby repealed to the extent of such conflict.

Section 7. Severability. If this Ordinance or application thereof to any person or circumstance is held invalid or unconstitutional by a court of competent jurisdiction, such holding shall not affect other provisions or applications of the Ordinance which can be given separate effect, and to that end the provisions of this Ordinance are declared severable.

This Ordinance shall be effective on and after the date of adoption.

Adopted this the ____ day of _____, 2016

John Trent, Chairman
Bertie County Board of Commissioners

Attest:

Sarah Tinkham, Clerk to the Board

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PRIVATE ROAD SAFETY AND MAINTENANCE ORDINANCE

FOR

BERTIE COUNTY, NORTH CAROLINA

MAY 2016

**ARTICLE I
INTRODUCTORY PROVISIONS**

Section 101 Title

This Ordinance is entitled the *Bertie County Road Safety and Maintenance Ordinance*, and may be cited as the *Road Safety and Maintenance Ordinance*.

Section 102 Authority & Purpose

Whereas, in order to promote the health, safety, and general welfare of the citizens of Bertie County, North Carolina; and to allow for and provide for safe and timely emergency services to those citizens of Bertie County and to abate and repair any deterrence to these services because of the conditions of any private roadways which have been deemed to be detrimental to the public health, safety, and general welfare of a citizen of this county; it is desirable and necessary to adopt the *Private Road Safety and Maintenance Ordinance*, for the territorial jurisdiction of Bertie County as herein set forth.

Section 103 Jurisdiction

Upon adoption, this ordinance shall govern every private and public road not maintained by the North Carolina Department of Transportation within Bertie County, North Carolina, where said road provides for public or private access to, at a of minimum, one residence or dwelling which is used for residential purposes.

**ARTICLE II
DEFINITIONS**

Section 201 General

For the purpose of this ordinance, certain terms or words used herein shall be interpreted as follows:

Section 202 Words Interpretation

For the purpose of this Ordinance, certain words shall be interpreted as follows:

- a) The word "may" is permissive
- b) The words " shall" and "will" are mandatory
- c) The present tense includes the future tense and the future tense includes the present tense.
- d) The singular includes the plural and plural includes the singular.
- e) The word "county" shall mean Bertie County, North Carolina
- f) The words "County Commissioners" shall mean the Bertie County Board of Commissioners.
- g) The word "person" includes firm, association, organization; trust, company, corporation, or any legal entity as well as an individual
- h) The words "used" or "occupied" include the phrases: "intended to be occupied or used".

Section 203 Definitions

Dwelling- For the purpose of this Ordinance a dwelling, means any building, structure, manufactured home or mobile home, occupied, maintained or intended for use as a residence.

Enforcement Officer- The enforcement officer for Bertie County shall be the Planning Director or designated representative, more specifically the Emergency Management Services Director

Private Road- A Street that has not been accepted nor planned for acceptance by North Carolina Department of Transportation or other governmental entity, and which provides public and private access to a minimum of one Dwelling. **Said definition does not include private driveways providing access to a Dwelling that is less than seventy five feet in length.**

Owner- The legal owner of the parcel or real property upon which any part of the private road is situated as documented in the Bertie County Tax Office. An owner will only be responsible pursuant to Article III of this ordinance for that portion or section of the private road which is found within the boundary of their parcel as defined by the Bertie County Tax and Mapping Department.

Residence- A place where a person or group of persons resides on a permanent or temporary basis, this includes all lodging, clubs or other places where people gather, either public or private.

**ARTICLE III
SPECIFICATIONS FOR PRIVATE ROADS**

Section 401 General Provisions

Any Private Road within the jurisdiction of this ordinance will be subject to the specifications set forth within this article.

Section 402 Specifications

All private roads are to be maintained in a manner so as to allow reasonable access for all emergency vehicles, including but not limited to, vehicles operated by law enforcement, emergency management services, and fire departments, which are operating in the normal course of business. All private roads should be specifically maintained to prevent the impediment of the aforementioned vehicles from using said roadways at all times.

Section 403 Maintenance

The owner of said Private Roads shall have a specific duty to maintain, repair, and bring up to standard, all private roads within the jurisdiction of this ordinance. The Enforcement Officer will inspect any and all private roads subject to this ordinance periodically to ensure compliance with the specification set forth in Article III of this Ordinance.

Section 404 Compliance

Any current owner of a private road subject to this Ordinance shall have 120 days to come into compliance with said Ordinance. All new private roads subject to this Ordinance shall be built in compliance with the Specifications set forth in Article III of this Ordinance.

**ARTICLE IV
ENFORCEMENT**

Section 501 General Provisions

If the specifications required by this Ordinance are not met within the 120 day period, the owner of said private road shall be guilty of a Class III misdemeanor and assessed a fine of five hundred dollars (\$500.00) pursuant to N.C.G.S. §14-4. In lieu of or in addition to the criminal penalties outlined above, the private road owner may be subject to a civil penalty pursuant to N.C.G.S. 153A-123(c) of \$1,000 per day for each day the violation continues, recoverable by the County in a civil action in the nature of a debt. In addition to all other remedies available either at law or in equity, the County may institute an action in the General Court of Justice, more specifically the Superior Court of Bertie County, seeking enforcement of the ordinance by injunction and order of abatement pursuant to N.C.G.S. §153A-123(d) and (e), including but not limited to, action by the County seeking an order of abatement requiring the private road owner to make the necessary improvements to said private road within the time allowed by the Court, whereupon noncompliance with the abatement order the County may execute the Order, making the necessary repairs and maintenance, creating a lien upon the owner's real property for the costs of executing said order.



Bertie County

Board of Commissioners

ITEM ABSTRACT

MEETING DATE: March 6, 2017

AGENDA ITEM: D-2

DEPARTMENT: Governing Body

SUBJECT: Commissioners present reports from 2017 NACo Legislative Conference in Washington, D.C. – Feb. 25th-March 1st

COUNTY MANAGER RECOMMENDATION OR COMMENTS: FYI only.

SUMMARY OF AGENDA ITEM AND/OR NEEDED ACTION(S): FYI only.

ATTACHMENTS: No

LEGAL REVIEW PENDING: N/A

ITEM HISTORY: ---



Bertie County

Board of Commissioners

ITEM ABSTRACT

MEETING DATE: March 6, 2017

AGENDA ITEM: D-3

DEPARTMENT: Governing Body

SUBJECT: Preliminary FY 2017-2018 Budget Calendar

COUNTY MANAGER RECOMMENDATION OR COMMENTS: FYI only.

SUMMARY OF AGENDA ITEM AND/OR NEEDED ACTION(S): FYI only.

ATTACHMENTS: No

LEGAL REVIEW PENDING: N/A

ITEM HISTORY: ---