

explained that, if everything in their application complies with our current regulations, we would be in a bad position legally not to approve their request. Mr. Jones said that, if there was a point to it, he would agree with the moratorium. Matthew Peeler made a motion to withdraw his motion for the moratorium. The motion was seconded by Wallace E. Nelson and unanimously approved by the Board. Matthew Peeler made a motion to table the discussion until their October 5, 2015 Regular Session. The motion was seconded by Edward R. Muzzulin and unanimously approved by the Board. County Attorney High will have the information ready by the October 5, 2015 Work Session.

PUBLIC COMMENTS

The Chair asked if there were any other public comments. There were several comments made regarding opposition to the proposed wind farm from individuals who did not identify themselves.

ADJOURNMENT

There being no further comments or business to discuss, the Regular Meeting was adjourned at 8:20 p.m. on motion made by Matthew Peeler, seconded by Edward R. Muzzulin.

Janice McKenzie Cole, Chair

Clerk to the Board

* * * * *

REGULAR MEETING

October 5, 2015

6:30 p.m.

The Perquimans County Board of Commissioners met in a regular meeting on Monday, October 5, 2015, at 6:30 p.m. in the upstairs Courtroom located on the second floor of the Perquimans County Courthouse Annex.

MEMBERS PRESENT:	Janice McKenzie Cole, Chair	Edward R. Muzzulin, Vice Chairman
	Kyle Jones	Fondella Leigh
	Wallace Nelson	Matthew Peeler
MEMBERS ABSENT:	None	
OTHERS PRESENT:	Frank Heath, County Manager	Mary Hunnicutt, Clerk to the Board
	Hackney High, County Attorney	

After the Chair called the meeting to order, Commissioner Nelson led in prayer and the Chair led the Pledge of Allegiance. Chair Cole said that the first item of business was to hold a public hearing.

PUBLIC HEARING

Temporary Moratorium on Large Scale Wind Energy Facilities

Chair Cole opened the Public Hearing stating that the purpose of the public hearing was to receive citizens' comments concerning a proposed temporary moratorium on large scale wind energy facilities. There were approximately 150+ people present. Chair Cole stated that, because there was no sound system, she requested that the public refrain from applause after each speaker and to remain quiet and orderly throughout the hearing so that everyone could be heard. She further explained that, in order to allow everyone that had signed up to speak, each person would be allotted three minutes. A general account summary of their comments are listed below:

- **Tommy Harrell, 279 W. Bear Swamp Road, Hertford:** Mr. Harrell expressed his concerns regarding the one-mile setbacks, the property value guarantees, set up an escrow account for so the county will have funding for research on the wind farm energy facilities, and a decommissioning bond should the project fail and place the land back to its original state. He also asked that this hearing was for Perquimans County residents to speak and encouraged the Board to only allow the Perquimans County citizens to speak.
- **Billy Williams, Poplar Neck, Hertford:** Mr. Williams stated that families are important and that local businesses are important to Perquimans County's future. We need to create an environment that will encourage growth in our County. He wanted to know how this project will benefit the county. He was also concerned about the land for these two large wind energy facilities being tied up.
- **Burt Eure, owns a Business in New Hope, Hertford:** As a life-long resident of Perquimans County, Mr. Eure expressed his concerns about the environment if this wind energy facility is placed in the County.
- **Rob Woodard, Cedar Stretch Road, Hertford:** Mr. Woodard said that he is raising his family here and he feels that these wind turbines will be unsightly to the skyline of Perquimans County and detrimental to his family's health and welfare.
- **Leary Winslow, Cedar Stretch Road, Hertford:** He has lived in Perquimans County all his life. When he returned after college, he started a business which provides jobs for residents of the County. He has contacted 25 business owners in Perquimans County and has determined that these businesses invest a large amount of money into our local county. These owners own property, employ County residents, own automobiles, and other items where they pay local property taxes. They also support the local community events and volunteer in the community. Other than the tax benefits, the residents of Perquimans County will not receive any other benefits from this project.
- **Charles Woodard, Cedar Stretch Road, Hertford:** Mr. Woodard expressed his concerns about the long-term effects of this project on the County. Because of federal funding for these projects, he was concerned that, if there is a change in the White House during this next election, how will this affect wind energy funding. If the wind mills are shut down, what will they do with that land? He is not a farmer and feels that farming and agriculture are number one industries in Perquimans County. He would hate to disturb these industries by placing the wind farm within the County. Also, he felt that this project would be detrimental to the growth and tourism development in Perquimans County.
- **Melvin Atkins, 285 River Front Drive, Hertford:** Mr. Atkins said that he was not a local resident but is a transplant. Prior to his retirement, he researched places where he could retire and he determined that Perquimans County was a great place to retire. After moving here, he has bonded with the people of the community and has volunteered whenever possible. When he first heard of this issue, he did not understand wind farms. One of the major reasons for a moratorium would be to educate all the citizens of the County about wind farms. Retirees have put their life savings into their homes and placing this wind farm in their community would affect their home's value.
- **Walker Rayburn, Jr., 340 Rayburn Lane, Hertford:** Mr. Rayburn explained that, before he moved to Perquimans County, he had spent most of his time looking at environmental impact of project on the local community. He commended the Board for considering the moratorium but feels that this moratorium will hinder getting industry into this County which would deter their growth.
- **Dayle Biba, 351 Up River Road, Belvidere:** Ms. Biba explained that her concerns were about the environment, lower property values, potential disasters during a hurricane, and the noise from the turbines. She feels that the disadvantages outweigh the advantages. The County residents will not receive any benefit from the energy received from these wind farms.
- **Bill Elliott, 1627 Rocky Hock Landing Road, Edenton:** Mr. Elliott has Perquimans County roots but tonight he is representing Weyerhaeuser Timbermill. He provided a brief history of the land that Weyerhaeuser had purchased in the Bear Swamp area. He feels that they can accommodate this project and encourages the Board to proceed with the Apex Timbermill Project.

- **Don Giecek, Apex Clean Energy:** Mr. Giecek wanted the Board to know that they respect the Planning Board Subcommittee’s desire to look into the current ordinance more closely. He said that the new turbines are more efficient and quieter now. He further stated that they have enough leases at this time to proceed with this Timbermill Project and that they have made a large investment into the project. In addition, he said that he would be willing to provide whatever information the Subcommittee needed to make a knowledgeable decision. During one of their meetings, he would like the opportunity to make a presentation of their project since they have only presented short presentation to the Board of Commissioners at their Work Session. He would like the opportunity to provide this information to the Planning Board and the Planning Board Subcommittee. He pledged that they would not apply for a Conditional Use Permit until the recommendations and approval of the revised Ordinance had been presented and approved by the Board of Commissioners.
- **Todd Purvis, Weverhaeuser:** Mr. Purvis is the Recreation Land Use Forester with Weverhaeuser and explained that leases with the current hunt clubs will remain in effect even with this project moving forward. He recently met with these Hunt Clubs and assured them that their hunting rights would not be affected by the project.
- **Alissa Cale, Weverhaeuser:** Ms. Cale has worked with Weverhaeuser for 23 years and has heard their concerns and understands the fear of the unknown. She has visited a wind farm on more than one occasion to see if she could live near one because she was aware that a wind farm was coming to our area. Technology has improved over the years. They have employed several individuals that reside in Perquimans County. They are also involved in the project with the Desert Wind Project. She feels that doing a moratorium at this time would impact their rights to maximize their use of their property to the best possible use. She assured the people that this project would be clean and safe for the community. They strongly oppose this moratorium.
- **Allen Lennon, 2349 Center Hill Highway, Hertford:** Mr. Lennon explained that we need to preserve and protect the beauty of the County. The health of our residents needs to be protected and the land values need to be protected.

In addition to the above public comments, we received a letter from Wendy Jewett opposing the moratorium on the large scale wind energy facilities. There being no further questions or comments, the Chair closed the Public Hearing at 7:16 p.m.

AGENDA

On motion made by Edward R. Muzzulin, seconded by Fondella Leigh, the Board unanimously approved the Agenda as amended.

CONSENT AGENDA

The following items were considered to be routine and were unanimously approved on motion made by Matthew Peeler, seconded by Edward R. Muzzulin.

1. **Approval of Minutes:** September 8, 2015 Regular Meeting
2. **Tax Release Approvals:**

PERQUIMANS COUNTY TAX RELEASES:

Albemarle Trucking, Inc.	\$184.14
Truck was valued incorrectly for 2015. Corrections were made due to condition of truck and high mileage. Account #356608.	
Fetherman, Barbara	\$449.68
In error, Senior Citizen Exemption was not keyed in. Account #35770.	
CNH Capital America, LLC	\$662.37
Equipment was disposed of in 2014. New owner will be billed for this equipment. Account #357668.	

3. **Personnel Matters:**

Employee Name	Employee Job Title	Action Required	Grade/ Step	New Salary	Effective Date
Sabrina Patrick	IMC II	FMLA	2 weeks		9/28/2015
Elizabeth Payne	Part-Time/Fill-In Telecommunicator	Resignation			10/1/2015
Stacey Mitchell	Deputy Sheriff	Termination			9/30/2015
Zack Crowe	EMT-I	Certification	66/1	\$15.45/hr.	10/1/2015
Jessica Arthur	EMT-I	Certification	66/1	\$15.45/hr.	10/1/2015

4. **Step/Merit Increases:**

Employee Name	Employee Job Title	Grade/ Step	New Salary	Effective Date
Zeb Daneker	Telecommunicator	60/3	\$12.45/hr.	10/1/15
Crystal M. Wright	Telecommunicator	60/5	27,201	10/1/15
Shawneeka Jordan	Deputy Register of Deeds	58/4	24,316	10/1/15
Zeb Daneker	Telecommunicator	60/3	\$12.45/hr.	10/1/15

5. **Board Appointments:**

NAME	BOARD	ACTION	TERM	EFFECTIVE DATE
Baker, Julian	Board Trustees for Belvidere/Chappell Hill Fire Dept.	Reappointment	1 yr.	10/1/2015
Winslow, Wade	Board Trustees for Belvidere/Chappell Hill Fire Dept.	Reappointment	1 yr.	10/1/2015
Hobbs, Benjamin	Board Trustees for Bethel Fire Dept.	Reappointment	1 yr.	10/1/2015
Muzzulin, Edward	Board Trustees for Bethel Fire Dept.	Reappointment	1 yr.	10/1/2015
Chappell, Laurence	Board Trustees for Durant’s Neck	Appointment	1 yr.	10/1/2015
Ownley, Wallace	Board Trustees for Durant’s Neck	Appointment	1 yr.	10/1/2015
Boyce, Jonathan	Board Trustees for Inter-County Fire Dept.	Reappointment	1 yr.	10/1/2015
Swayne, Robert D.	Board Trustees for Inter-County Fire Dept.	Reappointment	1 yr.	10/1/2015

6. **Budget Amendments:**

**BUDGET AMENDMENT NO. 2
GENERAL FUNDS**

CODE NUMBER	DESCRIPTION OF CODE	AMOUNT	
		INCREASE	DECREASE
10-348-000	State Grants - Social Services	1,486	
10-610-451	Aid to Blind	1,486	

EXPLANATION: To budget for possible aid to blind payment correction by State for FY 14/15 in FY 15/16

**BUDGET AMENDMENT NO. 3
GENERAL FUNDS**

CODE NUMBER	DESCRIPTION OF CODE	AMOUNT	
		INCREASE	DECREASE
10-348-000	State Grants - Social Services		97
10-610-192	Crisis Intervention		97

EXPLANATION: To budget exact Crisis Funds for FY 15/16 as approved by the State.

INTRODUCTION OF NEW EMPLOYEES/STAFF

The following new employees were introduced to the Board:

- **Code Enforcement Officer:** Virgil Parrish, Chief Building Inspector, introduced Ernest Swanner to the Board. Mr. Swanner began working with Perquimans County on October 1, 2015.

- **Jonathan Nixon:** Mr. Nixon introduced Richard Thrasher, Full-Time EMT-I to the Board. Mr. Thrasher began working full-time with Emergency Medical Services on October 1, 2015.

Chair Cole welcomed them to Perquimans County.

TOMMY HARRELL

Chair Cole recognized Tommy Harrell who began his remarks by making several comments to Don Giecke of Apex who spoke earlier during the Public Hearing. Mr. Harrell mentioned the fact that the Commissioners were going to visit a wind energy facility in West Virginia. He recommended that the Board consider visiting the Pinnacle wind energy facility located in Keyser, West Virginia so that they can compare apples to apples. He thanked the Board for considering this moratorium and hopes that it will give the Board the opportunity to research this further.

ALAN LENNON

Chair Cole recognized Alan Lennon who thanked the Board for their acting on his request to review the Wind Energy Facility Ordinance No. 907.27 and placing a 180-day moratorium on large wind energy facilities to allow the Planning Subcommittee to do their research and make their recommendations.

SHAYNE BYRUM, ALBEMARLE PLANTATION

Ms. Byrum explained that the July 3rd fireworks show at Albemarle Plantation was cancelled due to the weather. They have rescheduled their fireworks show to November 11th, Veteran's Day. Therefore, she is coming before the Board for approval. Everything is the same as what was presented in June for the July 3rd fireworks show. A copy of their Pyrotechnico contract was included in the Commissioners' Agenda Packets. Bethel Volunteer Fire Department would be on sight to handle any emergency fires. She requests permission to hold the fireworks show. On motion made by Edward R. Muzzulin, seconded by Matthew Peeler, the Board unanimously approved the fireworks show on November 11th.

BURT EURE

Chair Cole recognized Burt Eure who asked the Board to get a true perspective of the size of these Wind Turbines. He compared them to several types of statues/memorials. He said that this would be like having 100 Washington Monuments in this area. He also said that we need to look at the costs and the property values going down.

BILL JENNINGS, TAX ADMINISTRATOR

Mr. Jennings presented his monthly report and notified the Board that the revaluation is on target. There will be a Special Called Meeting on October 19, 2015 to present the proposed schedule of values.

SUSAN CHANEY, SOCIAL SERVICES DIRECTOR

Ms. Chaney was not present to appear before the Board.

COMMISSIONER'S CONCERNS/COMMITTEE REPORTS

Chair Cole asked if there were any Commissioner's Concerns or Committee Reports. There being none, the Chair proceeded with the meeting.

UPDATES FROM COUNTY MANAGER

County Manager Heath presented the following updates:

- **Boat Ramp Project:** Mr. Heath provided an update on the Boat Ramp Project. Mr. Heath stated that the State construction process continues to move slowly. The Boat Ramp Construction Administration Contract was awarded so there will be someone overseeing this process. They are beginning to gather geo-technical data on site for the design of the cofferdam. This may take 60 days. Once this data has been reviewed by the consultant, he will bid the contract out to a prime contractor who would sub everything out. Therefore, we have a new timeframe which would be the taking of bids by Spring, 2016 and the construction to begin on June 30, 2016.
- **Hurricane Joaquin:** Mr. Heath stated that we were very glad that Hurricane Joaquin went out to sea but the County did its preparation and was ready for whatever could have happened.
- **NC Marine Industrial Park Authority Board:** They had their meeting here in Perquimans County on September 23rd and were discussing options for buildings in our Marine Industrial Park site.
- **New Library Building Project:** Mr. Heath said that the soil borings tests were good and that the Conditional Use Permit had been approved by the Town of Hertford's Planning Board. Mr. Heath has sent the architect an e-mail asking when he was planning on going out for bids for the contractor.
- **Economic Development Commission:** They will have a Strategic Vision Session on October 15, 2015 to talk about long range economic development plans. Charlie Lacefield will be the facilitator.
- **911 Funding:** Mr. Nixon took over the job to get a reconsideration request funded through the 911 Board to update our equipment. The County was awarded \$309,000. A budget amendment will be presented at a later date.
- **County Health Insurance:** We requested a Memorandum of Agreement from the State to participate in the State Health Plan. Before proceeding with this Memorandum of Agreement, we want to review our current policy which is doing better now. We now have a fund balance at the present time and we may be able to reduce the contribution in the middle of the year.
- **Comprehensive Transportation Plan.** NCDOT had a meeting to present the Comprehensive Transportation Plan maps on September 23, 2015. They hope to present it to the Board of Commissioners sometime during the first of 2016.
- **Generators.** Commissioner Peeler asked Mr. Heath if we need to get the assets to cover us in case of a natural disaster. Mr. Heath said that he thought that we are doing okay. During Hurricane Isabel, our problem was the water supply which now has been improved because each plant has their own generator.

MORATORIUM ON WIND ENERGY FACILITIES

Chair Cole said that she would like to handle this in a slightly different procedure. First of all, she wanted the Board to entertain a motion on whether or not to have a moratorium and then, if we chose to do it, there are certain findings of fact that needs to be addressed individually. Wallace E. Nelson made a motion to enact a moratorium on applications for building permits, conditional use permits and other County approvals related to wind energy facilities subject to findings of fact to be determined. The motion was seconded by Kyle Jones. Chair Cole asked if there were any questions or discussion on this matter. Commissioner Peeler asked Commissioner Nelson to amend his motion to say large wind energy facilities instead of just wind energy facilities. Chair Cole said that this would be handled in the findings of fact stage of this motion. Mr. Peeler withdrew his request for an amendment. The motion was unanimously approved. Chair Cole asked County Attorney High to basically give the Board a proposal for the requirements that the County must find according to the N.C. General Statute in order for us to enact a moratorium. She feels that it would be best if County Attorney High would review them

one by one so that the Board could determine their findings of fact. County Attorney High presented and discussed the following findings of fact:

- (i) The problems or conditions which necessitate the moratorium are the potential effect of the current ordinances on the health, safety and welfare of the citizens of Perquimans County. *No questions or comments were made on this finding of fact.*
- (ii) The Board considered other courses of action other than a moratorium which included keeping in place the current ordinances related to wind energy facilities while the Planning Board considered modifications to current ordinances but that course of action was not taken because of the uncertainty that action would provide developers of wind energy facilities and because that action might have an adverse effect on the health, safety and welfare of the citizens of Perquimans County. *No questions or comments were made on this finding of fact.*
- (iii) That the express date for termination of the moratorium shall be _____ and that duration is reasonably necessary to allow the County to determine what modifications, if any, need to be made to existing ordinances to protect the health, safety and welfare of the County's citizens as it related to wind energy facilities. *County Attorney High recommends that the Board couch the duration in terms of days not months because it is easier to calculate the termination date. He also said that, the longer the duration, the closer the scrutiny it gets and the more concerns with the constitutionality of the moratorium. If you are going to take a look at any modifications, you need enough time so that you will not rush through it.*
- (iv) During the duration of the moratorium the County will take the following actions to address the conditions which led to the imposition of the moratorium: 1) direct the Perquimans County Planning Board to review and study the existing ordinances and make recommendations to the Board of Commissioners; and 2) provide time for the Board Of Commissioners to consider the recommendation(s) and determine if modifications are needed and if so, to draft them, receive public comment and adopt the final version, if there are changes.

Because there were no comments or questions on the first two items, Chair Cole stated that she felt that the Board was okay with those statements. With regard to the third item, she asked if the members of the Board had any comments or questions. Commissioner Peeler asked County Planner, Donna Godfrey, how long it will take for her to get everything through the process to make the recommendations to this Board. After several comments, Ms. Godfrey said that she feels that they could make a recommendation to the Board of Commissioners by the first Monday of February. Commissioner Nelson said that 120 days will place the termination date to February 2, 2016 but the Commissioners meet on February 1, 2016. Commissioner Peeler said that, if the Board had some discussion or questions about the Subcommittee and Planning Board's recommendations, there would be another 14-day or 30-day delay. Chair Cole asked if the Planning Board would be able to get the information to the Board of Commissioners in order to properly advertise for the public hearing. Chair Cole asked if 120 days was sufficient for the Board. County Attorney High said that they could use the closing date as February 2, 2016 instead of days. The Board agreed. The last thing to discuss is the plan of action. The Board was okay with what County Attorney High presented earlier. County Attorney High wanted to clarify the definition of the large scale wind energy facilities. It was agreed that the definition was what was included in our current Zoning Ordinance. Chair Cole asked Commissioner Nelson to restate his motion. Wallace E. Nelson made a motion to enact a moratorium on applications for building permits, conditional use permits and other County approvals related to large wind energy facilities subject to the following findings of fact:

- (i) The problems or conditions which necessitate the moratorium are the potential effect of the current ordinances on the health, safety and welfare of the citizens of Perquimans County.
- (ii) The Board considered other courses of action other than a moratorium which included keeping in place the current ordinances related to wind energy facilities while the Planning Board considered modifications to current ordinances but that course of action was not taken because of the uncertainty that action would provide developers of wind energy facilities and because that action might have an adverse effect on the health, safety and welfare of the citizens of Perquimans County.
- (iii) That the express date for termination of the moratorium shall be *February 2, 2016* and that duration is reasonably necessary to allow the County to determine what modifications, if any, need to be made to existing ordinances to protect the health, safety and welfare of the County's citizens as it related to wind energy facilities.
- (iv) During the duration of the moratorium the County will take the following actions to address the conditions which led to the imposition of the moratorium: 1) direct the Perquimans County Planning Board to review and study the existing ordinances and make recommendations to the Board of Commissioners; and 2) provide time for the Board Of Commissioners to consider the recommendation(s) and determine if modifications are needed and if so, to draft them, receive public comment and adopt the final version, if there are changes.

The motion was seconded by Kyle Jones. Ms. Godfrey wanted to clarify if this affects the Iberdrola Desert Wind Project. Chair Cole said that the Statute specifically states that is an imminent threat to public health. It will not affect a wind energy facility that has already acquired its Conditional Use Permit. The motion was unanimously approved by the Board. **(See Ordinance No. 92 – Attachment A)**

PROCLAMATION: NATIONAL LONG-TERM CARE RESIDENTS' RIGHTS MONTH

On motion made by Matthew Peeler, seconded by Edward R. Muzzulin, the Board unanimously adopted the following Proclamation that proclaims October as National Long-Term Care Residents' Rights Month for 2015:

**National Long Term-Care
Residents' Rights Month 2015
Proclamation**

CARE Matters

Whereas, there are more than 1.5 million individuals living in 16,000 nursing homes; and 1 million individuals living in 50,000 board and care/assisted living facilities in the U.S.; and

Whereas, the federal Nursing Home Reform Act of 1987 guarantees residents their individual rights in order to promote and maintain their dignity and autonomy; and

Whereas, all residents should be aware of their rights so they may be empowered to live with dignity and self-determination; and

Whereas, we wish to honor and celebrate these citizens, to recognize their rich individuality, and reaffirm their sense of safety, as well as the right to have a say in their care; and

Whereas, individual and groups across the country will be celebrating Resident's Rights Month with the theme – "CARE Matters" – to emphasize the importance of affirming these rights through facility practices, public policy and resident-centered decision-making.

Now, therefore, Perquimans County does proclaim October 2015 as **National Long-Term Care Residents' Rights Month**, and encourages all citizens to join in these important observances.

Signed this 5th day of October, 2015

Janice McKenzie Cole,
Chair, Board of County Commissioners

ATTEST:

Mary P. Hunnicutt, Clerk to the Board

SEAL

PUBLIC COMMENTS

There were no public comments.

ADJOURNMENT

There being no further comments or business to discuss, the Regular Meeting was adjourned at 8:05 p.m. on motion made by Matthew Peeler, seconded by Edward R. Muzzulin.

Janice McKenzie Cole, Chair

Clerk to the Board

ATTACHMENT A

ORDINANCE NO. 92

AN ORDINANCE IMPOSING A MORATORIUM ON THE ISSUANCE OF BUILDING PERMITS, CONDITIONAL USE PERMITS AND OTHER GOVERNMENTAL APPROVALS FOR LARGE SCALE WIND ENERGY FACILITIES IN PERQUIMANS COUNTY, NORTH CAROLINA

WHEREAS, concerns have arisen regarding current Perquimans County ordinances related to large scale wind energy facilities and their potential effect on the health, safety and welfare of the citizens of Perquimans County; and

WHEREAS, the siting, construction, density, height, noise emissions, maintenance and decommissioning of large scale wind energy facilities are all affected by Perquimans County ordinances related to large scale wind energy facilities and all potentially have some effect on the health, safety and welfare of the citizens of Perquimans County; and

WHEREAS, the rights and reasonable expectations of the citizens of Perquimans County and the developers of future large scale wind energy facilities may be affected by Perquimans County ordinances related to large scale wind energy facilities; and

WHEREAS, current Perquimans County ordinances related to large scale wind energy facilities may be inadequate to balance the rights and reasonable expectations of the citizens of Perquimans County and the developers of future large scale wind energy facilities; and

WHEREAS, the Board of Commissioners of Perquimans County is in need of a moratorium to allow the Board of Commissioners additional time to review and examine the adequacy of its current ordinances related to large scale wind energy facilities and to study appropriate options for the regulation or control of the height, size, location, density, setbacks, decommissioning, maintenance, lighting, noise emissions, property value diminutions, and other characteristics of large scale wind energy facilities; and

WHEREAS, the Board of Commissioners is in need of a moratorium on applications for building permits, conditional use permits and other county governmental approvals related to large scale wind energy facilities to maintain the status quo while the Board of Commissioners reviews the adequacy of its current ordinances related to large scale wind energy facilities; and

WHEREAS, the Board of Commissioners considered the course of action of not enacting this moratorium and allowing the County Planning Board to continue to develop recommendations to the Board of Commissioners related to large scale wind energy facilities for the Board of Commissioners' later consideration, however the Board of Commissioners did not choose that course of action because such course of action was deemed inadequate to protect the health, safety and welfare of the citizens of Perquimans County because the developer of a large scale wind energy facility could apply to the County for approval of a wind energy facility under the existing ordinances related to wind energy facilities which ordinances the Board of Commissioners have deemed are in need of review to assure they protect the health, safety and welfare of the citizens of Perquimans County and in order to provide certainty to the developers of large scale wind projects; and

WHEREAS, in order to address the concerns which led to the enactment of this moratorium, the Board of Commissioners, during the duration of this moratorium, intends to take the following actions: direct the Perquimans County Planning Board to review and study existing County ordinances related to large scale wind energy facilities and to provide recommendations to the Board of Commissioners, review the recommendations of the Planning Board and determine if modifications are needed and if so, to develop draft regulations, receive public comments to proposed draft modifications and adopt the final version of appropriate regulations for large wind energy facilities in Perquimans County if there are any such changes.

WHEREAS, the termination date of this moratorium shall be February 2, 2016 and such termination date is reasonably necessary to allow the Board of Commissioners adequate time to properly and meaningfully review existing ordinances and to take the actions set forth herein; and

WHEREAS, the Board of Commissioners has duly advertised its public hearing on this Ordinance Imposing a Moratorium on the Issuance of Building Permits, Conditional Use Permits and Other Governmental Approvals for Large Scale Wind Energy Facilities in the Daily Advance on September 24, 2015 and in the Perquimans Weekly on September 30, 2015 and conducted the required public hearing on October 5, 2015, all in accordance with North Carolina General Statutes Sections 153A-323 and 153A-340(h); and

WHEREAS, in order to preserve the status quo while appropriate county controls and regulations are considered and prepared, the County may adopt temporary moratoria on any county development approval required by law, pursuant to North Carolina General Statutes Section 153A-340(h).

NOW, THEREFORE, BE IT ORDAINED by the Board of County Commissioners of Perquimans County THAT THERE IS hereby imposed a moratorium until February 2, 2016 on the issuance of building permits, conditional use permits and other county governmental approvals for the construction of any large scale wind energy facilities.

THAT this moratorium will allow the County time to develop and consider reasonable regulations that would protect the health, safety and welfare of current and future residents of the County, while providing certainty and appropriate protections for future developers of large scale wind energy facilities in Perquimans County.

THAT the duration of this moratorium is the minimum time that is needed to have the Perquimans County Board of Commissioners to direct the Perquimans County Planning Board to review and study the existing ordinances and make recommendations to the Board of Commissioners; and provide time for the Board of Commissioners to consider the recommendation(s) and determine if modifications are needed and if so, to draft them, receive public comment and adopt the final version, if there are changes.

THAT pursuant to North Carolina General Statutes Section 153A-340 (h), this moratorium ordinance shall not apply to any project for which a valid building permit issued pursuant to G.S. 153A-357 is outstanding, to any project for which a conditional use permit application or special use permit application has been accepted, or development set forth in a site-specific or phased development plan approved pursuant to G.S. 153A-344.1, or development for which substantial expenditures have already been made in good faith reliance on a prior valid administrative or quasi-judicial permit or approval related to the specific development, or to preliminary or final subdivision plats that have been accepted for review by the county prior to the call for public hearing to adopt the moratorium.

THAT this moratorium ordinance shall apply to unincorporated areas of Perquimans County, lying outside of the corporate limits or extraterritorial jurisdiction of any incorporated town.

The Perquimans County Board of Commissioners hereby adopts and enacts this ordinance which shall become effective immediately upon its adoption and shall expire on February 2, 2016.

Adopted this the 5th day of October, 2015.

Motion for adoption made by Wallace Nelson and seconded by Kyle Jones.

PERQUIMANS COUNTY BOARD OF COMMISSIONERS

Janice McKenzie Cole, Chair

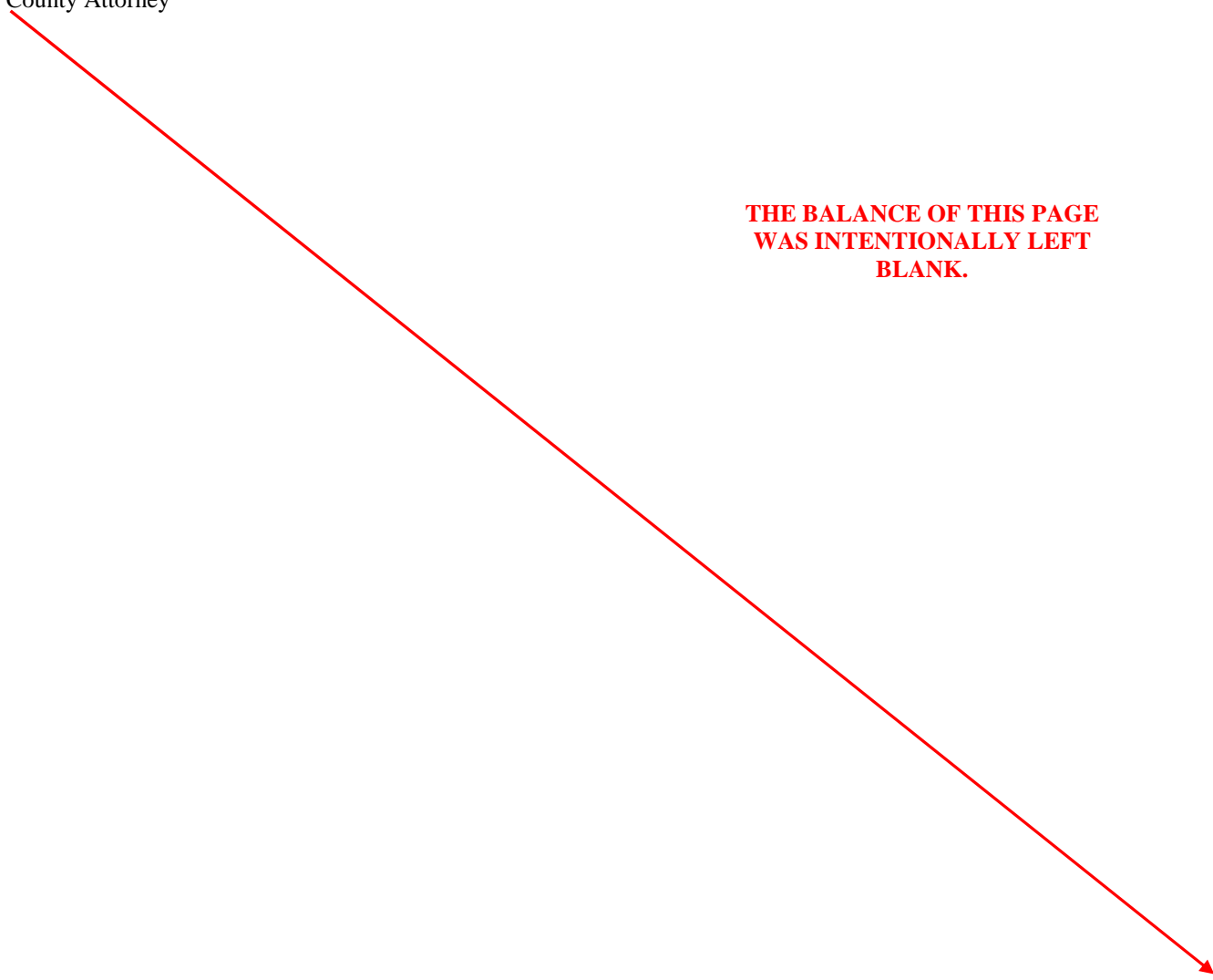
ATTEST:

Mary P. Hunnicutt, Clerk
Perquimans County Board of Commissioners

Approved as to form:

W. Hackney High, Jr.
County Attorney

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SPECIAL CALLED MEETING

October 19, 2015

7:00 p.m.

The Perquimans County Board of Commissioners met in a Special Called Meeting on Monday, October 19, 2015, at 7:00 p.m. in the Commissioners' Room located on the first floor of the Perquimans County Courthouse Annex.

MEMBERS PRESENT: Janice McKenzie Cole, Chair Edward R. Muzzulin, Vice Chairman
 Kyle Jones Fondella Leigh
 Wallace Nelson Matthew Peeler

MEMBERS ABSENT: None

OTHERS PRESENT: Frank Heath, County Manager Mary P. Hunnicutt, Clerk to the Board

After the Chair called the meeting to order, Commissioner Peeler led in prayer and the Chair led the Pledge of Allegiance. Chair Cole explained that this Special Called Meeting was scheduled to receive the proposed schedules, standards, and rules to be used in appraisal for Perquimans County and to consider two Budget Amendments.

AGENDA

On motion made by Matthew Peeler, seconded by Edward R. Muzzulin, the Board unanimously approved the Agenda as amended.

SCHEDULE OF VALUES

Chair Cole recognized Bill Jennings, Tax Administrator, who presented the present use of schedule of values that we will be using in 2016. These will be used for the deferred tax rate. After distributing his copies, he gave a brief explanation of these rates. These are state rates. When a parcel is placed in land use, the individuals will fall under these deferred rates. If they change the use of this property, the individual will have to pay three year's back tax plus the current year's tax. Commissioner Muzzulin asked for clarification. Mr. Jennings provided an explanation. Commissioner Peeler asked about timber land use. He has noticed that there has been a lot timber cut from properties. Will they have to be revalued? Mr. Pearson said that, if they reseed the property, they will need to present to Mr. Jennings a Forestry Management Plan and they can remain under this land use. If they are not going to reseed the property, then they would have to pay current taxes plus three year's back taxes. Chair Cole asked Mr. Jennings how they keep up with these changes. Mr. Jennings said that they receive applications, sales and transfers. With regard to the cutting of timber, how do you keep up with these changes? Mr. Heath said that sometimes it has a timber transfer and then when the revaluation takes place, they find it too. Mr. Jennings then introduced Bob Pearson of Pearson Appraisals who presented the 2016 Schedule of Values. He began his comments by thanking Dawn Winslow for all her hard work. A notebook had been placed at their desks for them to review between now and November 2nd when they will be holding their public hearing. Mr. Pearson explained the process of revaluation. He said that, if everything goes well at the public hearing, the Schedule of Values will be adopted at the November 16th Special Called Meeting. After answering several questions, Chair Cole proceeded with the next item of the Special Called Meeting.

BUDGET AMENDMENT NOS. 4 & 5

As reported during the October 5, 2015 Updates, County Manager Heath explained that he was presenting the Budget Amendments for the E-911 funds that the County had received to update their Communications Equipment. On motion made by Edward R. Muzzulin, seconded by Matthew Peeler, the Board unanimously approved the following Budget Amendments:

**BUDGET AMENDMENT NO. 4
 GENERAL FUNDS**

CODE NUMBER	DESCRIPTION OF CODE	AMOUNT	
		INCREASE	DECREASE
78-350-001	Revenue - Emerg. 911 Fees	175,012	
78-399-000	Fund Balance Approp.	139,538	
78-500-110	E-911 Telephone	8,517	
78-500-160	E-911 Software Maintenance	4,804	
78-500-161	E-911 Hardware Maintenance	25,973	
78-500-740	E-911 Capital Outlay - Equipment	275,256	
10-500-150	Maintenance & Repair - Buildings	3,901	
EXPLANATION: To budget E-911 funding reconsideration approval amounts for FY 2015-16.			

**BUDGET AMENDMENT NO. 5
 GENERAL FUNDS**

CODE NUMBER	DESCRIPTION OF CODE	AMOUNT	
		INCREASE	DECREASE
10-335-000	Miscellaneous Revenue	3,464	
10-511-740	Dispatch - Capital Outlay	3,464	
EXPLANATION: To budget funds to cover computer workstation costs for FY 2015-16.			

ADJOURNMENT

There being no further comments or business to discuss, the Special Called Meeting was adjourned and the Chair proceeded with the Agenda for the Work Session.

 Janice McKenzie Cole, Chair

 Clerk to the Board
