

THE BOARD OF COMMISSIONERS OF THE COUNTY OF CRAVEN MET IN REGULAR SESSION IN THE COMMISSIONERS' ROOM OF THE CRAVEN COUNTY ADMINISTRATION BUILDING, 406 CRAVEN STREET, NEW BERN, NORTH CAROLINA ON TUESDAY, JANUARY 2, 2001. THE MEETING CONVENED AT 7:00 P.M.

MEMBERS PRESENT:

Chairman C.W. "Pete" Bland
Vice-Chairman Johnnie Sampson, Jr.
Commissioner Lee K. Allen
Commissioner Donald L. Phillips
Commissioner J. Harold Talton
Commissioner Albert H. Toon
Commissioner Charles F. Tyson, Jr.

STAFF PRESENT:

Harold Blizzard, County Manager
Richard F. Hemphill, County Finance Officer
James R. Sugg, County Attorney
Gwendolyn M. Bryan, Clerk to the Board

Following an invocation by Commissioner Allen and the Pledge of Allegiance, Commissioner Toon moved to approve minutes of December 18, 2000, with one correction to line number 470, changing the date from Monday December 18, 2000 to Monday February 19, 2001. The motion was seconded by Commissioner Sampson and unanimously carried.

APPROVAL OF CONSENT AGENDA

It was the consensus of the Board to remove one item from the consent agenda relative to a request by Craven County Cooperative Extension Service.

COOPERATIVE EXTENSION REQUEST

The Board heard a request from Ms. Ivy Reid concerning a grant in the amount of \$30,000 that was received by Craven County Cooperative Extension/4H to conduct a school age child care rated license project in Craven County. She informed the Board that the money will be used to work with five area school age child care programs, including Stanley White, All About Children, Day Spring, Havelock Community, and the YMCA for the purpose of increasing the quality of their programming and enabling them to receive a three star license. She explained that the grant requires no match on the part of the County and that the County is under no obligation to allocate funds to increase or continue the project. She stated that original plans were for the grant funds to be run through another fiscal agency; however, this was not feasible and the County is being asked to allow the funds to pass through. Commissioner Allen moved to support receipt of the grant funds, as requested, and to allow them to pass through the Craven County Finance Department. The motion was seconded by Commissioner Sampson and unanimously carried.

CONSENT AGENDA

Commissioner Toon requested to be excused from the vote on the consent agenda on the basis of a conflict of interest. He is listed on the list of tax releases and refunds that were presented for approval. Commissioner Allen moved to excuse Commissioner Toon, seconded by Commissioner Sampson and unanimously carried.

The remaining items on the consent agenda were approved as follows:

Road Addition Request

The Planning Department submitted a request to have Oak Ridge Drive Extension, within Twp Six, to be added to the State system. Commissioner Allen moved to approve the

standard SR 2 Road Addition Resolution allowing the project to move forward, seconded by Commissioner Sampson and unanimously carried.

NORTH CAROLINA STATE DEPARTMENT OF TRANSPORTATION
REQUEST FOR ADDITION TO STATE MAINTAINED SECONDARY ROAD
SYSTEM

North Carolina

County of Craven

Road Description Oak Ridge Drive Ext. Twp 6

Length: 300 Feet Width: 60-foot R-O-W-

WHEREAS, the attached petition has been filed with the Board of County Commissioners of the County of Craven requesting that the above described road, the location of which has been indicated in red on the attached map, be added to the Secondary Road System; and

WHEREAS, the Board of County Commissioners is of the opinion that the above described road should be added to the Secondary Road System, if the road meets minimum standards and criteria established by the Division of Highways of the Department of Transportation for the addition of roads to the system.

NOW, THEREFORE, be it resolved by the Board of County Commissioners of the County of Craven that the Division of Highways is hereby requested to review the above described road, and to take over the road for maintenance if it meets established standards and criteria.

Public Hearing Request for 2001-2002 CDBG Application

A request was submitted to set a public hearing for January 16, 2001 in order to obtain views and proposals from the citizens of Craven County regarding the determination of priorities for the community development and housing needs of the County. Commissioner Allen moved to set a public hearing date, as requested, for January 16, 2001, seconded by Commissioner Sampson and unanimously carried. The public hearing will be held at 9:15 a.m.

Public Hearing Request for Close Out of FY 99 CDBG Project

A request was submitted to have a public hearing set for the January 16, 2001 meeting, for the purpose of reviewing the activities that have been accomplished through the County's FY 99 CDBG Community Revitalization Grant. Commissioner Allen moved to schedule the public hearing, as requested, to be held on January 16, 2001, seconded by Commissioner and unanimously carried. The public hearing will be held at 9:00 a.m.

Budget Amendments

Craven County Finance Officer, Rick Hemphill, submitted the following budget amendments for the Board's consideration. Commissioner Allen moved for their approval, seconded by Commissioner Sampson and unanimously carried in a roll call vote.

Cooperative Ext.

REVENUES	AMOUNT	EXPENDITURES	AMOUNT
101-0000-399.01-00 Fund Balance	\$ 350.00	101-4201-420.96-03 Beekeepers Assoc	\$ 350.00
TOTAL	\$ 350.00	TOTAL	\$ 350.00

Justification: Appropriate money for beekeepers organization through Cooperative Ext. Department.

Cooperative Ext. (4-H)

101-4252-349.38-00	\$30,000.00	101-4252-420.25-00	\$ 500.00
Grant Smart Start		Expenses	
		101-4252-420.25-10	\$ 1,930.00
		Expenses	
		101-4252-420.40.50	\$11,900.00
		Expenses	
		101-4252-420.32-40	\$15,670.00
		Expenses	
TOTAL	\$30,000.00	TOTAL	\$30,000.00

Tax Releases and Refunds

Craven County Tax Administrator, Ronnie Antry, submitted the following routine requests for tax releases and refunds for approval by the Board. Commissioner Allen moved for their approval, seconded by Commissioner Sampson and unanimously carried in a roll call vote.

Credits

TAXPAYER NAME	TICKET#	AMOUNT
AUTHUR, GUY M JR SECOND RESIDNECE IN CRAVEN COUNY	2000-0001471	\$ 24.00
BUCK, ANN BILLED MOBILE HOME IN ERROR	2000-0090303	\$ 37.08
DIXON, AZAREEL LEE & PHENICIA LISTED MOBILE HOME IN ERROR	2000-0090928	\$ 176.72
DOVE, GRACE B DWELLING VACANT SINCE '94	2000-0013583	\$ 24.00
FLEET LEASING CORPORATION PROPERTY DISPOSED OF PRIOR TO 1-1-00	2000-0016367	\$ 12.71
FLEET LEASING CORPORATION CHARGED LATE PENALTY IN ERROR	2000-0016366	\$ 16.72
GATTA, CHRIS & DEVIN BOTH MILITARY NV & MD LES ON FILE	2000-0090374	\$ 310.35
JONES, ARNOLD LEE & RACHEL D SOLD MOBILE HOME IN 1999	2000-0026406	\$ 32.15
MUSAN, STEVE & MANDY MILITARY HIS NAME ONLY FL RESIDENT	2000-0090488	\$ 171.16
NORRIS, NADREW HRS DWELLING VACANT SINCE '98	2000-0036724	\$ 24.00
PRESTIGE DEVELOPMENT LLC BILLED IN ERROR, SPLIT INTO CONDO UNITS FOR 2000	2000-0039505	\$ 4.56
SEDWELL, MILTON D DID NOT OWN BOAT 1-1-2000	2000-0043932	\$ 74.55

APPOINTMENTS

Clean Sweep Committee

The Board considered the expiring terms of Ethel Sampson, Robert Daly, and Jerry Monette on the Clean Sweep Committee. Commissioner Sampson nominated Mr. Thomas Wooten to replace Mrs. Ethel Sampson and nominated Mr. Daly and Sheriff Monette for reappointment. Commissioner Tyson moved to close nominations, seconded by Commissioner Talton, with Mr. Wooten, Mr. Daly, and Sheriff Monette being appointed by acclamation.

Farmers Market Board

The Board considered an appointment to the expiring term of Mr. Dan Hartsell on the Farmers Market Board. Commissioner Talton nominated Mr. Hartsell for reappointment. Commissioner Sampson moved to close nominations, seconded by Commissioner Toon and unanimously carried, with Mr. Hartsell being reappointed by acclamation.

Craven County Health Board

The Board was informed of the expiring terms of Larry Paul, serving as a veterinarian and ineligible to serve another term; and Mr. John Becton. Commissioner Allen nominated John Becton for reappointment and Robert Ridgeway to replace Larry Paul. Commissioner Talton moved to close nominations, seconded by Commissioner Sampson and unanimously carried, with Mr. Ridgeway and Mr. Becton being appointed by acclamation.

Craven County EMS Advisory Council

The Board considered the expiring term of Rick Zacardelli, representing Havelock Rescue, on the local EMS Advisory Council. Commissioner Talton nominated Mr. Zacardelli for reappointment. Commissioner Sampson moved to close nominations, seconded by Commissioner Toon and unanimously carried, with Mr. Zacardelli being reappointed by acclamation.

COUNTY ATTORNEY'S REPORT

Sign Moratorium Resolution

County Attorney, Jim Sugg, presented an amendment, as follows, to the sign moratorium resolution that was adopted by the Board on December 18, 2000. Commissioner Talton moved to adopt the amendment, seconded by Commissioner Tyson and carried with five (5) "Ayes" from Commissioners Phillips, Sampson, Talton, Toon, and Tyson, there being two (2) "Nays" from Commissioners Allen and Bland. This will need to be carried on a second vote, having been carried with less than a unanimous vote on the first reading.

AMENDMENT TO RESOLUTION CONCERNING THE ISSUANCE OF SIGN PERMITS

WHEREAS, on December 18, 2000, the Craven County Board of Commissioners (hereinafter "Board") enacted a resolution (hereinafter "original resolution") prohibiting the issuance of any sign permits for the area extending one (1) mile easterly from the Trent River Bridge down the course of U.S. Highway 70 East and further extending two thousand feet on either side of the right-of-way of U.S. Highway 70; and,

WHEREAS, after further review of the area affected by the original resolution, the Board has determined that such prohibition should encompass other areas of the County; and,

WHEREAS, by adoption of this resolution, the Board does hereby desire to amend the original resolution by enlarging the territory effected by the original resolution.

NOW THEREFORE, BE IT RESOLVED by the Craven County Board of Commissioners as follows:

1. The Resolution Concerning the issuance of Sign Permits as enacted on December 18, 2000, is hereby amended as follows:
 - a. By deleting paragraph 1 and substituting in lieu thereof the following:
 1. All County departments and employees are hereby directed not to issue any sign permits for the area extending easterly from the Trent River Bridge down the course of U.S. Highway 70 East to Airport Road (Rural Paved Road 1131) and further extending 2,000 feet on either side of the right-of-way of U.S. Highway 70.
2. In all other respects, the original resolution is hereby ratified and confirmed. EFFECTIVE this the 2nd day of January, 2001.

Airport Lease

Craven Regional Airport Attorney, Ray Dunn, explained the terms of a proposed Ground Lease Agreement between the Craven County Regional Airport Authority and Regional Development of North Carolina, Inc. for Federal Express Corporation. Commissioner Talton moved for its approval, seconded by Commissioner Samspon and unanimously carried.

COUNTY MANAGER'S REPORT

County Manager, Harold Blizzard, asked Water & Sewer Superintendent, Rusty Hayes, to provide a report on a recent incident that occurred at Reedy Branch spray site on Christmas Day. Mr. Hayes reported that a valve which causes the pumping of treated water into the storage tank froze and caused water to overflow the tank. It was estimated that 5,000 gallons overflowed the holding tank, one-third of which flowed onto an adjacent property. He emphasized that the quality of the effluent, which has received tertiary treatment, was good enough that there were no adverse effects. County Manager, Harold Blizzard, informed the Board of plans to establish several secondary plans to prevent such occurrences in the future. He stated that this is the first occurrence at the site in three years of operation and that none of the effluent that escaped had reached and entered the nearby creek. Commissioner Tyson suggested that a berm be built to keep any overflow from flowing onto adjacent properties which are lower in elevation. He also suggested that the County send official correspondence to the property owners in the area, specifically the property owners on Murphy Road and those in the Deer Run Subdivision. A staff was, by consensus of the Board, to initiate this correspondence.

At 7:55 p.m. the Board was declared in recess until 8:00 p.m.

At 8:00 p.m. the Board reconvened and the Chairman declared the public hearing opened, as advertised, concerning the proposed Junked Motor Vehicle Ordinance. The following members of the public spoke:

Mr. Richard Cota, of 209 West Palmer Drive, spoke as President of the Carolina Pines Home Owners Association, in favor of the proposed ordinance. He stated that he represents approximately 155 families who are in favor of the ordinance in the interest of preventing eyesores in their area, as well as limiting potential hazards. There were several members of the Homeowners Association present supporting Mr. Cota.

Mr. Ed Hickok, of 211 Rankin Court, also representing the Carolina Pines property owners, presented photos of a site on the entrance to Carolina Pines where approximately 23 junked vehicles are stored on a site adjacent to the site of the new Fire Station. He emphasized that all of them have magnesium engine blocks, which cannot be

extinguished with water in the event of a fire, thus creating a potential hazard, as well as a nuisance. He spoke in favor of the proposed ordinance.

Mr. Charles Simmons, of 2218 Tuscarora Road, spoke in favor of the ordinance and suggested that it needs to be expanded to vehicles that are not exposed to public view, such as buried vehicles. Commissioner Sampson, during the public hearing, expressed his desire that this issue be addressed within the ordinance.

Ms. Barbara Husk, of 3324 Neuse Blvd., spoke against the ordinance unless it is presented in some form that gives owners of vehicles in question some choices.

Mr. Harvey Tripp, of 1200 Clarks Road, spoke in favor of the ordinance; however, he expressed the need to have input in determinations of junk vehicles from someone is familiar enough with vehicles to accurately determine what is junk versus antique or cars in restoration status.

Mr. Walter Hurst, of 345 Liz Farm Road, spoke neutrally stating that he is not opposed to such an ordinance, but also emphasized that there is a need for some freedom for citizens to make a determination as to what is valuable and what is not. In addition, he suggested that a seven day period to have vehicles removed from property is not adequate and suggested that it be extended to thirty days.

Ms. Rebecca Credle, of 605 W. Grantham Road, spoke in favor of the ordinance and asked if the community organization in which she is participating, which is active in the beautification of the James City area, could be provided with something in writing that can be distributed to private property owners in the area to gain their cooperation in the clean up effort.

Mr. Ray Griffin, of 1981 Streets Ferry Road, spoke in opposition of the ordinance on the basis of violation of personal freedom.

Mr. Harvey Hurst, of 213 E. Palmer Drive, spoke in opposition to the ordinance based on the effect on sites which should be grandfathered.

Mr. Willie Newkirk, of 1518 Washington Street, spoke against the ordinance or at least requested that some consideration be given to owners of salvaged vehicles who use the parts to keep fleets running.

At 8:40 p.m. there being no additional members of the public who wished to speak, Commissioner Talton moved to go out of public hearing, seconded by Commissioner Phillips and unanimously carried.

8:30 P.M. PUBLIC HEARING – COMMUNITY TRANSPORTATION PROGRAM

At 8:40 p.m. Commissioner Toon moved to go into public hearing, as advertised, concerning the Community Transportation Program.

CARTS Director, Johnny Purvis, explained the Community Transportation Program and its financing structure. There were no members of the public who wished to speak on the Community Transportation Program.

At 8:45 p.m. Commissioner Talton moved to close the public hearing, seconded by Commissioner Tyson and unanimously carried.

Commissioner Phillips moved to adopt the following resolution authorizing the grant application and certifying assurances of compliance with the grant program. The motion was seconded by Commissioner Sampson and unanimously carried.

RESOLUTION

WHEREAS, Article 2B of Chapter 136 of the North Carolina General Statutes and the Governor of North Carolina have designated the North Carolina Department of Transportation, Federal Transit Administration and receives funds from the North Carolina General Assembly to provide assistance for rural public transportation projects; and

WHEREAS, the North Carolina Department of Transportation will apply for a grant from the US Department of Transportation, Federal Transit Administration and receives funds from the North Carolina General Assembly to provide assistance for rural public transportation projects; and

WHEREAS, the purpose of these transportation funds is to provide grant monies to local agencies for the provision of rural public transportation services consistent with the policy requirements for planning, community and agency involvement, service design, service alternatives, training and conference participation, reporting and other requirements (drug and alcohol testing policy and program, disadvantaged business enterprise program, and fully allocated costs analysis);

WHEREAS, Craven County hereby assures and certifies that it will comply with the federal and state statutes, regulations, executive orders, Section 5333 (b) Warranty, and all administrative requirements which relates to the applications made to and grants received from the federal Transit Administration, as well as the provisions of Section 1001 of Title 18, U.S.C.

NOW, THEREFORE, be it resolved that the Chairman of Craven County Board of Commissioners is authorized to submit a grant application for federal and state funding, make the necessary assurances and certifications and be empowered to enter into an agreement with the NCDOT to provide rural public transportation services.

COMMISSIONERS' REPORTS

Commissioner Sampson extended appreciation to churches and organizations within the community that served those in need during the Christmas holidays.

Commissioner Tyson asked that placement of the junked vehicle ordinance on the Board's next agenda be assured.

Commissioner Toon informed the Board of a septic tank permit request that he will discuss with Environmental Health Director, C.H. Hamm.

At 8:55 p.m. Commissioner Talton moved to adjourn, seconded by Commissioner Phillips and unanimously carried.

Chairman, C.W. "Pete" Bland
Craven County Board of Commissioners

Gwendolyn M. Bryan
Clerk to the Board

