

**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 MONDAY, JULY 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 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  
 Ray H. Moser, Human Resources Director  
 Gwendolyn M. Bryan, Clerk to the Board  
 James R. Sugg, County Attorney

Following an invocation by Commissioner Allen and the Pledge of Allegiance, Commissioner Talton moved to approve minutes of reconvened sessions on May 29<sup>th</sup>, May 30<sup>th</sup>, June 5<sup>th</sup>, and June 11<sup>th</sup>. The motion was seconded by Commissioner Phillips and unanimously carried. Commissioner Sampson moved to approve minutes of the June 18<sup>th</sup> regular session, seconded by Commissioner Talton and unanimously carried.

**PETITION OF CITIZENS**

*Ms. Johnnie Bunting*, representing the Neuse Harbour Homeowners Association, petitioned the Board for assistance in addressing the road improvement needs in Neuse Harbour Subdivision. The Board was asked to help fund the project, which is estimated to cost \$49,165.00, or to assist the Association by granting the authority to levy an assessment of the homeowners on a street by street basis. The Board was advised that the Association has no authority to do so. They would be satisfied with use of the County's taxing power. Commissioner Tyson asked that the County Manager, County Attorney, and Planning Director be directed to research the County's role and limitations and to meet with Mrs. Bunting and her Association members. The Board, by consensus, directed the designated staff to do so.

**CONSENT AGENDA**

*Tax Releases and Refunds*

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

*Credits*

<b>TAXPAYER NAME</b>	<b>TICKET#</b>	<b>AMOUNT</b>
CASEY, KEITH & AMY MILITARY HIS NAME ONLY EXEMPT MOBILE HOME	1999-0008056	\$ 188.80
CRAVEN, LARRY EUGENE JR & DEEN MOBILE HOME CRUSHED BY THE STATE AFTER THE FLOOD	2000-0011032	\$ 49.41
EAST CAROLINA HOME FURNISHINGS NOT IN BUSINESS 1-1-2000	2000-0014335	\$ 33.82

FINLEY, REED CARLTON JR	2000-0016063	\$ 88.19
BOAT WAS REMOVED FROM THE STATE BEFORE 1-1-2000		
HARGETT, CHANIER LEVON	2000-0021267	\$ 105.13
MOBILE HOME CRUSHED BY THE STATE BEFORE 1-1-2000		
HAWKINS, TINA & TAYLOR, DONALD	2000-0022385	\$ 111.47
MOBILE HOEM DOUBLE LISTED W/39990		
HILL, CASSANDRA	2000-0090410	\$ 43.04
MOBILE HOME DOUBLE LISTED W/38644		
KEARNEY, JESSIE EDDIE JR	2000-0027315	\$ 64.09
MOIBLE HOME CRUSHED BY THE STATE AFTER THE FLOOD		
KLISCHAT, GUNTER	2000-0028042	\$ 595.03
BOAT OVERVALUED FOR 2001 TAX YEAR		
MOSER, CLARENCE R	2000-0035336	\$ 35.82
SOLD BOAT IN 1999		
PETERS, DARYLE DWAYNE	2000-0038445	\$ 75.81
MOBILE HOME CRUSHED AFTER FLOOD BY THE STATE		
STILLEY, SHAUNA ALLISON	2000-0090568	\$ 112.97
MOBILE HOME CRUSHED BY THE STATE AFTER THE FLOOD		
STOFAN, DEBORAH	1998-0042974	\$ 66.01
MOBILE HOME DOUBLE LISTED W/32227		
STOFON, DOUGLAS & DEBORAH	1999-0044396	\$ 82.64
SOLD MOBILE HOME IN 1998		
STOFON, DOUGLAS & DEBORAH	2000-0046678	\$ 73.59
SOLD MOBILE HOME IN 1998		
TEETOR, THOMAS S	2000-0047795	\$ 539.80
BOAT HAS NO TAX SITUS HERE, ONLY HERE FOR REPAIRS		
THOMPSON, BARRY & ALEXIS	2000-0048219	\$ 102.27
MOBILE HOME DOUBLE LISTED W/27845		
THOMPSON, BARRY & ALEXIS	1999-0091302	\$ 65.07
MOBILE HOME DOUBLE LISTED W/27845		
TOMPKINS, DOTTIE LOVICK	2000-0048715	\$ 97.39
MOBILE HOME DESTROYED BY FLOOD		
VENTERS, LOIS C & C H JR & VEN	2000-0090105	\$ 105.89
DOES NOT OWN BOAT REBILLED TO CORRECT OWNER #34973		
WRIGHT, JOHN DUDLEY	2000-0055131	\$ 1.79
DID NOT OWN BOAT 1-1-2000		

21 – CREDIT MEMO (S) \$2,638.03

*Refunds*

HILL, CASSANDRA	2000-0090410	\$ 121.91
MOBILE HOME DOUBLE LISTED W/38644		

THOMPSON, BARRY & ALEXIS                      1999-0091302                      \$ 93.26  
MOBILE HOME DOUBLE LISTED W/27845

2 – REFUND (S)                      \$215.17

*Budget Amendments and Ordinance Update*

Craven County Finance Officer, Rick Hemphill, submitted the following budget amendments and ordinance update for the Board’s approval. Commissioner Talton moved for their approval, seconded by Commissioner Phillips and unanimously carried in a roll call vote.

***Pass Through***

<b>REVENUES</b>	<b>AMOUNT</b>	<b>EXPENDITURES</b>	<b>AMOUNT</b>
101-0564-348-85-00 Teen Court	\$ 32,153.00	101-0564-450-91.85 Teen Court	\$ 32,153.00
101-0564-348-35-00 Structured Day Rep	\$127,006.00	101-0564-450-91-35 Structured Day	\$127,006.00
<b>TOTAL</b>	<b>\$159,159.00</b>	<b>TOTAL</b>	<b>\$159,159.00</b>

**Justification:** Budget pass through funds from the Dept of Crime Control and Public Safety for Structured Day Reporting and Teen Court.

***HMGP/STRA 1292-0039/0045***

270-4068-348-41-00 STRA State	\$153,400.00	270-4068-430-40-90 Rental Assist	\$136,400.00
270-4068-348-48-00 Serv Delivery	\$ 15,340.00	270-4068-430-40-48 Moving Exp	\$ 17,000.00
		270-4068-430-40-85 Service Delivery	\$ 15,340.00
270-4070-377-88-00 HMGP Federal	\$1,702,224.00	270-4070-430-76-39 HMGP Acquisition	\$2,228,682.00
270-4070-348-52-00 HMGP State	\$567,408.00	270-4070-430-15-10 Prof Ser-Admin	\$ 40,950.00
270-4070-348-63-00 HMGP State Admin	\$ 33,696.00	270-4070-430-76-70 General Admin	\$ 33,696.00
<b>TOTAL</b>	<b>\$2,472,068.00</b>	<b>TOTAL</b>	<b>\$2,472,068.00</b>

**Justification:** Set up HMGP/STRA 1292-0039/0045 Project.

**ORDINANCE:**

***HMGP/STRA 1292-0039/0045 Fund 270***

This ordinance is hereby approved in the following amounts for expenditures.

Expenditures:

STRA	
Rental Assistance	\$ 136,400.00
Moving Expense	\$ 17,000.00
Service Delivery	\$ 15,340.00
HMGP	
Acquisition	\$2,228,682.00
Prof Ser-Admin	\$ 40,950.00
General Administration	\$ 33,696.00

Total \$2,472,068.00

It is estimated the following revenues will be available to fund this project.

Revenues:

STRA	
State	\$ 153,400.00
State Service Delivery	\$ 15,340.00
HMGP	
Federal	\$1,702,224.00
State	\$ 567,408.00
State Admin	\$ 33,696.00
Total	\$2,472,068.00

This ordinance is hereby approved this 2<sup>nd</sup> day of July, 2001.

### **WEST CRAVEN MIDDLE SCHOOL CLEAN WATER GRANT**

The Board had requested additional information concerning the Board of Education's request on June 25th for funds to match a Clean Water Grant, which was received for the purpose of removing the sewer pipe from the river at West Craven Middle School. Assistant Superintendent, David Clifton, and Mike Florence, Director of Maintenance, appeared before the Board to answer any questions concerning additional information that had been provided by the County Manager. The Board indicated that the information needed had been provided and questions had been satisfactorily answered; however, Commissioner Tyson did initiate discussion of the size of the line, which is planned, in order to replace the existing pipe into the river. It was established that the four inch line, which is planned, would limit capacity to the school effluent. Commissioner Tyson suggested that there be consideration to upsizing the line in order to increase the potential capacity to add residents back into the County. Commissioner Phillips indicated that he would discuss this with the City of New Bern as a possibility.

### **SCHOOL BOND ISSUE**

Commissioner Phillips introduced the following resolution, and moved that it be adopted.

**WHEREAS**, the Board of Commissioners of Craven County (the "County") intends to authorize the issuance of approximately \$28,000,000 School Bonds for the purpose of providing funds, together with any other available funds, to provide and improve school facilities in the County, including construction of elementary schools and improvement and renovation of existing schools and including acquisition and installation of furnishings and equipment and acquisition of land or rights-in-land required therefor, and considers it necessary to take certain related action at this time;

**NOW, THEREFORE, BE IT DETERMINED AND RESOLVED** by the Board of Commissioners of the County, as follows:

Section 1. The Board hereby finds and determines in connection with authorizing the issuance of the school bonds that (i) the issuance of such bonds is necessary or expedient for the County, (ii) the principal amount of such bonds is adequate and not excessive for the proposed purpose of the bonds, (iii) the County's debt management procedure and policies are good and are managed in strict compliance with law, (iv) the increase in rates, if any, necessary to service the bonds will not be excessive and (v) such bonds can be marketed at reasonable rates of interest.

Section 2. The law firm of LeBoeuf, Lamb, Greene & MacRae, L.L.P. is hereby confirmed as bond counsel of the County in connection with the authorization and issuance of such bonds.

Section 3. The Chairman of the Board of Commissioners, the Finance Officer and the County Attorney are hereby designated as representatives of the County to file an

application for approval of such bonds with the Local Government Commission of North Carolina and are authorized to take such other actions as may be advisable in connection with authorizing the issuance of such bonds; and all actions heretofore taken by any of such officers or any other officer of the County relating to such matter on behalf of the County are hereby approved, ratified and confirmed.

Section 4. This resolution shall take effect immediately upon its passage.

The motion was seconded by Commissioner Allen and unanimously carried.

Commissioner Bland asked Finance Officer, Rick Hemphill, if the sales tax would remain the same should the bond pass. Mr. Hemphill responded affirmatively. He then asked if the sales tax would remain the same if the bond should fail. Again, Mr. Hemphill responded affirmatively.

## EMERGENCY SERVICES MATTERS

### *Request from Rhems Volunteer Fire Department*

Mr. Stanley Kite presented a request on behalf of Mr. Ray Hemphill and the Rhems Volunteer Fire Department for authorization to proceed with the purchase of a new vehicle. The purchase of the new vehicle will supplement the First Responder Service, which is being operated by the Rhems Fire Department. The Board was informed that funds for the purchase have already been budgeted. Commissioner Sampson moved to endorse the intentions of the Rhems Volunteer Fire Department to purchase a new vehicle, seconded by Commissioner Talton and unanimously carried.

### *Recommendation of EMS Advisory Council*

Mr. Kite presented a request on behalf of the EMS Advisory Council for a change in the guidelines of the Council, to include representation by First Responder providers. The change also updates the name of the Regional Council of Governments. Commissioner Toon moved to approve the recommendations of the EMS Advisory Council, as indicated below, seconded by Commissioner Sampson and unanimously carried.

Members shall be appointed by the Board of Commissioners after receiving recommendations from Craven County Emergency Services providers and membership shall consist of:

1. Craven County Manager or his representative
2. Craven County Director of Emergency Services
3. One representative from each Craven County Emergency Medical Services Provider
4. **One representative from each authorized First Responder Provider**
5. Craven County Hospital President or his designee
6. Craven County Medical Director
7. One physician nominated by the Craven County Medical Society
8. One representative from Craven County communications (Sheriff's Dept.)
9. One representative nominated by the Craven County Firemen's Association.
10. Craven County Hospital Emergency Room Supervisor
11. Craven County Citizen (*non-provider affiliated*)
12. Craven Community College Dean of Continuing Education
13. One representative nominated by the Craven County Law Enforcement Association
14. One representative from the Naval Hospital, Cherry Point
15. Ad Hoc members include the **East Carolina Council of Governments (ECCOG)** EMS Director, the Regional Coordinator for the NC Office of Emergency Medical Services (NCOEMS), and Executive Director of the American Red Cross.

## **APPOINTMENTS**

### *Havelock Board of Adjustment*

The Board received a request from the City of Havelock to make an appointment to the expiring term of Mr. Carl Melvin, who serves as an extraterritorial member of the Havelock Board of Adjustment. Commissioner Allen nominated Mr. Melvin for reappointment. Commissioner Talton moved to close nominations, seconded by Commissioner Sampson and unanimously carried, with Mr. Melvin being appointed by acclamation.

### *COG-EMS Advisory Council*

The Board considered the expiring terms of Stanley Kite, Joe Piner, and Henry Sermons on the COG-EMS Advisory Council. Commissioner Talton moved to reappoint Mr. Kite, Mr. Sermons, and Mr. Piner, seconded by Commissioner Toon and unanimously carried.

## **DISCUSSION OF PROPOSED SIGN ORDINANCE**

The Board was presented with draft No. 9 of the proposed sign ordinance, which incorporated recommended changes resulting from the Board's June 25<sup>th</sup> work session on the ordinance. There was extensive discussion on the need to compare suggested dimensions contained within the ordinance with those that are already in effect with existing signs, specifically the Outback sign. There was also discussion concerning two billboards that are currently under construction on Highway 70 East in the area affected by the moratorium on sign permits. County Planning Director, Don Baumgardner, was directed to investigate the two billboards for compliance, since no permits have been issued during the moratorium. It was the consensus of the Board to schedule a work session at 5:30 p.m. on July 9, 2001 to consider the draft and also to receive additional information on the current signage in the affected corridor.

## **COUNTY MANAGER'S REPORT**

### *NCACC Voting Delegate*

The Board was requested to designate a voting delegate to the Annual Conference of the North Carolina Association of County Commissioners in August. The Chairman designated the Vice-Chairman, Commissioner Sampson, to serve in this capacity.

### *Cancellation of Mid-Monthly Meeting*

County Manager, Harold Blizzard, reminded the Board that at the time of its regularly scheduled meeting for July, several members of the Board will be attending the NACo Annual Conference. Commissioner Sampson moved to cancel the mid-monthly meeting, seconded by Commissioner Toon and carried by six (6) "Ayes", there being one (1) "Nay" from Commissioner Tyson.

## **CLOSED SESSION**

The Chairman indicated a need for closed session and Commissioner Talton moved to go into closed session pursuant to NCGS 143-318.11(a)(4), seconded by Commissioner Sampson. The motion was withdrawn after the Board reached consensus to defer the closed session until after the meeting of the Water & Sewer Board.

At 8:45 p.m. Commissioner Phillips moved to recess to convene the meeting of the Water & Sewer Board of Directors, seconded by Commissioner Sampson and unanimously carried.

At 9:15 p.m. the Board returned to regular session. Commissioner Talton moved to go into closed session pursuant to NCGS 143-318.11(a)(4), concerning industrial development, seconded by Commissioner Phillips and unanimously carried.

At 9:45 p.m. the Board was declared back in regular session. County Attorney, Jim Sugg, announced that there had been discussion of industrial expansion with no action having been taken. Commissioner Phillips moved to recess until 5:30 p.m. on July 9, 2001, seconded by Commissioner Talton and unanimously carried.

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

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Gwendolyn M. Bryan  
Clerk to the Board