

**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, AUGUST 6, 2001. THE MEETING CONVENED AT 7:00 P.M.**

**MEMBERS PRESENT:**

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

**STAFF PRESENT:**

Harold Blizzard, County Manager  
George B. Sawyer, Assistant 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 Sampson and the Pledge of Allegiance, Commissioner Tyson moved to approve minutes of the July 2, 2001 regular session and the July 9, 2001 reconvened session. Commissioner Phillips moved to amend the agenda to allow Mr. Kellon McMillian to petition the Board, seconded by Commissioner Allen and unanimously carried.

**PETITIONS OF CITIZENS**

The following citizens addressed the Board.

*Mr. Donald Clark* addressed the Board concerning veterans' services issues and was directed to contact his Congressman, Walter B. Jones, Jr.

*Mr. Bill Harper* addressed the Board concerning taxes.

*Mr. James Purifoy* addressed the Board concerning a flooding problem on his property in Bridgeton, as well as additional issues of open septic tanks, dumping of trash, and trespassing by residents of a neighboring mobile home park. Commissioner Allen volunteered to talk with Courtney Wedemann of the Craven County Environmental Health Department concerning the issue of the septic tank. Commissioner Bland indicated that he would contact the owner of the mobile home park concerning the erection of a privacy fence or other measures to eliminate trespassing and excessive noise.

*Mr. Ray Griffin* addressed the Board concerning the posting of the Ten Commandments and other legal documents in public buildings.

*Ms. Natalie Baggett*, who serves as Craven County's representative to the Coastal Resources Advisory Committee, presented a copy of the revised planning guidelines and urged that members of the Board attend a meeting being held at 7:00 p.m. on September 5<sup>th</sup> in the Craven County Courthouse regarding these guidelines. She advised the Board that public comment will be accepted on the guidelines until September 12<sup>th</sup>.

*Mr. Kellon McMillian*, representing the New Bern Area Improvement Association, addressed the Board relative to their budget request for the current year's budget in the amount of \$5,000. He asked that this request be reconsidered and the \$5,000 requested be appropriated, and stated that he would not be back before the Board. Commissioner

Phillips moved to appropriate \$5,000 as a one time appropriation from fund balance to the New Bern Area Improvement Association, seconded by Commissioner Sampson and carried by five (5) “Ayes” from Commissioners Allen, Phillips, Toon, Tyson, and Sampson, there being two (2) “Nays” from Commissioners Talton and Bland.

**RECOGNITION**

*“Knowledge is Power”*

Sgt. Smith and Lt. Rodriguez-Allen of the New Bern Police Department, were recognized with a group of young people in attendance. The group, under the leadership of the officers represented the New Bern Housing Drug Elimination Grant Program entitled “Knowledge is Power.”

*Boy Scout Recognition*

Commissioner Allen moved that the Board approve the drafting and forwarding of letters of greeting and recognition for Eagle Scouts Chris Zeman and Robert Butcher. The motion was seconded by Commissioner Tyson and unanimously carried. Commissioner Allen indicated that he would attend the ceremony and present the letters of recognition.

**CONSENT AGENDA**

*Tax Releases and Refunds*

Craven County Tax Administrator, Ronnie Antry, submitted the following routine requests for tax releases and refunds, which were approved by motion of Commissioner Phillips, seconded by Commissioner Sampson and unanimously carried in a roll call vote.

*Credits*

| <b>TAXPAYER NAME</b>   | <b>TICKET #</b> | <b>AMOUNT</b> |
|--|-----------------|---------------|
| GEORGE, MICHAEL J<br>MILITARY HIS NAME ONLY 01 LES “PA”                | 2000-0090940    | \$ 199.21     |
| JEAN, FRANK R<br>MOBILE HOME IS OWNED BY AMBER JEAN MILITARY EXEMPT    | 2000-0090427    | \$ 318.16     |
| MITCHELL, MARY DAIL<br>MOBILE HOME IS JUNK VALUE                       | 2000-0034118    | \$ 35.87      |
| NICKLOW, BRYAN W<br>MILITARY BOAT TITLED IN HIS NAME ONLY PA LEGAL RES | 2000-0090498    | \$ 29.81      |
| PEGRAM, DEBORAH LEFAYOR<br>MOBILE HOME MOVED TO PAMLICO CO FEB 2001    | 2001-0090074    | \$ 24.00      |
| SIMMONS, WILLIE C<br>MOBILE HOME REPOSSESSED IN 1999                   | 2000-0044186    | \$ 159.38     |
| TEEL, BESSIE CARTER & KEARNEY<br>DID NOT RECEIVE CORRECT AMOUNT OF SCE | 2000-0047784    | \$ 75.75      |
| WILDCARD ENTERPRISES INC<br>BUSINESS DOUBLE LISTED W/22824             | 2000-0053569    | \$ 339.63     |
| WILDCARD ENTERPRISES INC<br>BUSINESS DOUBLE LISTED W/22824             | 1999-0051925    | \$ 339.29     |

9 – CREDIT MEMO(S)      \$ 1,521.10

*Refunds*

|   |              |          |
|---|--------------|----------|
| McCLOWS, CHARLES                        | 2000-0032131 | \$ 76.99 |
| MOBILE HOME DOUBLE LISTED W/19636       |              |          |
| TARR, WILLIAM W & PATRICIA MAR          | 2000-0047250 | \$ 75.51 |
| MOVED MOBILE HOME IN 1999 PAID IN ERROR |              |          |
| WILLIAMS, SUSAN E                       | 2000-0090619 | \$ 77.90 |
| REVALUED FLOODED MOBILE HOME FOR 2000   |              |          |

3- REFUND(S)      \$ 230.40

*Budget Amendments and Ordinance Updates*

Craven County Finance Officer, Rick Hemphill, submitted the following requests for budget amendments and ordinance updates, which were approved by motion of Commissioner Phillips, seconded by Commissioner Sampson and unanimously carried in a roll call vote.

*Special Appropriation*

| REVENUES           | AMOUNT      | EXPENDITURES                     | AMOUNT      |
|--------------------|-------------|----------------------------------|-------------|
| 101-0000-399-01-00 | \$ 5,000.00 | 101-0190-450-96-34               | \$ 5,000.00 |
| Fund Balance       |             | New Bern Area Improvement Assoc. |             |
| TOTAL              | \$ 5,000.00 | TOTAL                            | \$ 5,000.00 |

**Justification:** To set up appropriation to New Bern Area Imp. Assoc. per Commissioners' meeting.

*General*

|                    |                |                        |              |
|--------------------|----------------|------------------------|--------------|
| 101-0000-304.00-00 | \$444,103.00   | Special Appropriations | \$136,000.00 |
| Inv. Tax           |                |                        |              |
| 101-00-399.01-0    | \$(308,103.00) |                        |              |
| TOTAL              | \$136,000.00   | TOTAL                  | \$136,00.00  |

**Justification:** To budget Inventory Tax reimbursement money received 7/12/01 (from FY 01) which were withheld by governor and special appropriation made.

*Transportation*

|                                |             |                                     |             |
|--------------------------------|-------------|-------------------------------------|-------------|
| 101-7026-348-26-00             | \$ 623.00   | 101-7026-450-39-25                  | \$ 623.00   |
| Craven General Transportation  |             | CO System Trans. Craven Gen. Public |             |
| 101-7026-348-34-00             | \$ 236.00   | 101-7026-450-39-50                  | \$ 236.00   |
| Jones General Transportation   |             | Jones General Public                |             |
| 101-7026-348-43-00             | \$ 253.00   | 101-7026-450-39-51                  | \$ 253.00   |
| Pamlico General Transportation |             | Pamlico General Public              |             |
| TOTAL                          | \$ 1,112.00 | TOTAL                               | \$ 1,112.00 |

**Justification:** Increase in State grant received.

*Transportation*

|                    |              |                          |             |
|--------------------|--------------|--------------------------|-------------|
| 101-7002-369-50-00 | \$ 1,892.00  | 101-7001-450-26-03       | \$ 2,984.00 |
| EHTAP Jones        |              | Maint./Repair Auto/Truck |             |
| 101-7002-369-51-00 | \$ 1,989.00  |                          |             |
| EDTAP Pamlico      |              |                          |             |
| 101-7002-368-02-0  | \$ -1,809.00 |                          |             |
| Ederly/Handicap    |              |                          |             |
| 101-7002-368-13-00 | \$ 423.00    |                          |             |
| Craven RGP         |              |                          |             |
| 101-7002-368-14-00 | \$ 236.00    |                          |             |
| Jones RGP          |              |                          |             |
| 101-7002-368-15-00 | \$ 253.00    |                          |             |
| TOTAL              | \$ 2,984.00  | TOTAL                    | \$ 2,984.00 |

**Justification:** Increase in State grant revenue. Decrease in estimated fund balance.

***Transportation***

|                               |              |                                   |              |
|-------------------------------|--------------|-----------------------------------|--------------|
| 101-7024-348-21-00            | \$ 3,341.00  | 101-7024-450-39-25                | \$ -1,809.00 |
| State Grant EHTAP             |              | Elderly Handicap CO System Trans. |              |
| 101-7024-399-24-0             | \$ -5,150.00 |                                   |              |
| Elderly Handicap Fund Balance |              |                                   |              |
| TOTAL                         | \$ -1,809.00 | TOTAL                             | \$ -1,809.00 |

**Justification:** Increase in State grant received. No funding balance from previous year.

***Non Departmental***

|                     |               |
|---------------------|---------------|
| 101-00-399-01-0     | \$(24,952.00) |
| Fund Balance        |               |
| 101-00-369-20-0     | \$ 24,952.00  |
| Hospital Deductible |               |
| TOTAL               | \$ 0.00       |

**Justification:** Adjust Hospital deductible inmate medical to actual carryover.

***Cooperative Extension – PATS***

|                    |               |                    |               |
|--------------------|---------------|--------------------|---------------|
| 101-4242-348-59-00 | \$(15,000.00) | 101-4242-420-40-50 | \$( 1,517.00) |
| Smart Start PATS   |               | Contract Serv.     |               |
|                    |               | 101-4242-420-32-40 | \$( 4,673.00) |
|                    |               | Other Supplies     |               |
|                    |               | 101-4242-420-25-0  | \$( 2,300.00) |
|                    |               | Travel             |               |
|                    |               | 101-4242-420-22-00 | \$( 300.00)   |
|                    |               | Telephone          |               |
|                    |               | 101-4242-420-25-15 | \$( 3,110.00) |
|                    |               | Training           |               |
|                    |               | 101-4242-420-15-15 | \$( 250.00)   |
|                    |               | Dues & Subs        |               |
|                    |               | 101-4242-420-73-01 | \$( 2,850.00) |
| TOTAL              | \$(15,000.00) | TOTAL              | \$(15,000.00) |

**Justification:** Smart Start cut the Parents As Teacher’s budget by \$15,000.00.

***Cooperative Extension – Summer Day Camp***

|                     |           |                       |           |
|---------------------|-----------|-----------------------|-----------|
| 101-4240-348-27-00  | \$ 288.00 | 101-4240-420-24-00    | \$ 288.00 |
| NC State University |           | Co-Op – 4H Summer Fun |           |
| TOTAL               | \$ 288.00 | TOTAL                 | \$ 288.00 |

**Justification:** Move forward grant monies that were not expended in the 2000-2001 fiscal year.

***Sheriff’s – Seized Property***

|                    |             |                    |             |
|--------------------|-------------|--------------------|-------------|
| 114-0000-399-01-00 | \$ 4,341.00 | 114-2011-410-33-00 | \$ 4,341.00 |
| Fund Balance       |             | Misc. Expense      |             |
| TOTAL              | \$ 4,341.00 | TOTAL              | \$ 4,341.00 |

**Justification:** Receipt of State Seizure monies from the NC State Controller’s Office.

***Health/Environmental – Asthma***

|                    |              |                    |              |
|--------------------|--------------|--------------------|--------------|
| 101-3136-348-28-00 | \$ 16,924.00 | 101-3136-420-24-00 | \$ 1,300.00  |
| Asthma Revenue     |              | Meeting Expenses   |              |
|                    |              | 101-3136-420-27-00 | \$ 550.00    |
|                    |              | Advertising        |              |
|                    |              | 101-3136-420-32-40 | \$ 13,074.00 |
|                    |              | Other Supplies     |              |
|                    |              | 101-3136-420-40-00 | \$ 2,000.00  |
|                    |              | Cont. Services     |              |
| TOTAL              | \$ 16,924.00 | TOTAL              | \$ 16,924.00 |

**Justification:** State Contract Number 024754025

***Pass Through***

|                    |              |                    |              |
|--------------------|--------------|--------------------|--------------|
| 101-0564-348-32-00 |              | 101-0564-450-91-30 |              |
| Council on Women   |              | Council on Women   |              |
| VOCA Grant         | \$ 30,003.00 | VOCA Grant         | \$ 30,003.00 |

**Justification:** Budget 2nd year of a 2 year grant to be received by the Council on Women for the Victim Advocacy program.

***Pass Through***

|                                |              |                                |              |
|--------------------------------|--------------|--------------------------------|--------------|
| 101-0564-348-31-00             | \$ 52,500.00 | 101-0564-450-91-50             | \$ 52,500.00 |
| Neuse Center                   |              | Neuse Center                   |              |
| Strengthening Families Program |              | Strengthening Families Program |              |
| TOTAL                          | \$ 52,500.00 | TOTAL                          | \$ 52,500.00 |

**Justification:** Grant award from Dept of Crime Control and Public Safety for Neuse Center-Strengthening Families Program (No County Funds)

***Recreation & Parks***

|                      |             |                     |             |
|----------------------|-------------|---------------------|-------------|
| 101-0000-399-01-00   | \$ 8,060.00 | 101-8010-460-40-00  | \$ 8,060.00 |
| NC Amateur Games-Rev |             | NCAS Cont. Services |             |
| TOTAL                | \$ 8,060.00 | TOTAL               | \$ 8,060.00 |

**Justification:** Unrealized revenue from NC State Games.

***Pass Through***

|                           |                     |                           |                     |
|---------------------------|---------------------|---------------------------|---------------------|
| 101-0564-348-06-00        | \$( 7,104.00)       | 101-0564-450-91-21        | \$( 7,104.00)       |
| Congregate USDA           |                     | Congregate Meals          |                     |
| 101-0564-348-08-00        | \$( 9,005.00)       | 101-0564-450-91-22        | \$( 9,005.00)       |
| Home Delvd USDA           |                     | Home Delvd                |                     |
| 101-0564-377-16-00        | \$ 9,766.00         | 101-0564-450-91-16        | \$ 9,766.00         |
| USDA Congregate           |                     | USDA Congregate           |                     |
| 101-0564-377-18-00        | \$ 12,729.00        | 101-0564-450-91-18        | \$ 12,729.00        |
| USDA Home Delivered       |                     | USDA Home Delivered       |                     |
| 101-0564-377-42-00        | \$ 8,846.00         | 101-0564-450-91-42        | \$ 8,846.00         |
| USDA All other USSI meals |                     | USDA All other USSI meals |                     |
| <b>TOTAL</b>              | <b>\$ 15,232.00</b> | <b>TOTAL</b>              | <b>\$ 15,232.00</b> |

**Justification:** Set up separate budgets for USDA for easier tracking. United Senior Services will receive USDA funding for congregate and home delivered meals paid by sources other than HCCBG and will receive USDA funding for meal served at the Adult Health Center. USDA rate change from .5404 to .5975. Congregate meals 16345 x .5975=\$9,766, Home Delivered 21,303 x .5975=\$12,729, all others 14,804 x .5975=\$8,846.

***Crisis Housing***

|                    |                       |                       |                       |
|--------------------|-----------------------|-----------------------|-----------------------|
| 261-0000-348-13-00 | \$(2,146,537.00)      | 261-4091-430-76-22    | \$1,925,000.00        |
| Crisis Housing     |                       | Rehab                 |                       |
| 261-0000-348-13-00 | \$8,116,192.00        | 261-4091-430-76-52    | \$5,360,000.00        |
| Crisis Housing     |                       | Replacement           |                       |
|                    |                       | 261-4091-430-76-21    | \$ 831,192.00         |
|                    |                       | SARF Homeowners       |                       |
|                    |                       | 261-4091-430-76-22    | \$( 829,900.00)       |
|                    |                       | Rehab                 |                       |
|                    |                       | 261-4091-430-76-52    | \$( 268,800.00)       |
|                    |                       | Replacement           |                       |
|                    |                       | 261-4092-430-76-21    | \$( 779,795.00)       |
|                    |                       | Relocation Asst       |                       |
|                    |                       | 261-4092-430-76-70    | \$( 51,397.00)        |
|                    |                       | Admin                 |                       |
|                    |                       | 261-4093-430-76-21    | \$( 195,000.00)       |
|                    |                       | Relocation Assistance |                       |
|                    |                       | 261-4093-430-76-70    | \$( 21,645.00)        |
|                    |                       | Admin                 |                       |
| <b>TOTAL</b>       | <b>\$5,969,655.00</b> | <b>TOTAL</b>          | <b>\$5,969,655.00</b> |

**Justification:** Crisis Housing Assistance Program has increased by \$5,969,655, with a change in the number of line items required.

***Ordinance Update***

**CRAVEN COUNTY CRISIS HOUSING ASSISTANCE GRANT FUND 261**

This ordinance is hereby amended in the following amounts.

**EXPENDITURES:**

|             |                |
|-------------|----------------|
| Replacement | \$5,360,000.00 |
|-------------|----------------|

|                  |                       |
|------------------|-----------------------|
| Rehabilitation   | \$1,925,000.00        |
| Owner Relocation | \$ 831,192.00         |
| <b>TOTAL</b>     | <b>\$8,116,192.00</b> |

The following revenues are hereby approved for the Crisis Housing Assistance Grant.

REVENUES:

|                                 |                       |
|---------------------------------|-----------------------|
| State-Crisis Housing Asst Grant | \$8,116,192.00        |
| <b>TOTAL</b>                    | <b>\$8,116,192.00</b> |

This ordinance is hereby amended this 6<sup>th</sup> day of August, 2001

*Request for Road Addition*

Craven County Planning Director, Don Baumgardner, submitted the standard SR-2 two road addition request, which follows, petitioning for the addition of Stoney Branch Road to the state maintenance system. The request was approved by motion of Commissioner Phillips, seconded by Commissioner Sampson and unanimously carried in a roll call vote.

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

North Carolina  
County of Craven  
Road Description Extension of SR 1500 (Stoney Branch Road) in Beaver Dam Sub.  
Length: 0.45 mile                      Width: 20 feet

**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.

*Subdivisions and Mobile Home Parks for Approval*

The Planning Director submitted the following requests for final approval for subdivisions and mobile home parks. Commissioner Phillips moved to approve the recommendations of the Planning Board, seconded by Commissioner Sampson and unanimously carried in a roll call vote.

Baytree Landing Section II – Final: The property, owned by Weyerhaeuser Real Estate and surveyed by Alan Bell Surveying, is located within Twp 5 along Baytree Lane. The subdivision contains 7 lots and is proposed to be served by community water and individual septic systems. The Planning Board reviewed and recommended the subdivision for final approval.

Porterfield Properties – Final: The property, owned by Porterfield Properties, LLC. and surveyed by Atlantic Surveying, is located within Twp 1 off of SR 1457 (Williams Road). The subdivision contains 4 lots and is proposed to be served by community water and individual septic systems. The Planning Board reviewed and recommended the subdivision for final approval.

Antler Cove Phase I – Final: The property, owned by John Curtis Jenkins and surveyed by Mayo Associates, is located within Twp 1 along SR 1644 (Kite Town Road). The subdivision contains 1 lot and is proposed to be served by an individual septic system and community water. The Planning Board reviewed and recommended the subdivision for final approval.

CR Properties – Final: The property, owned by Carol Rose Harper and surveyed by Mayo Associates, is located within Twp 1 along SR 1448 (Bear Hole Road). The subdivision contains 7 lots and is proposed to be served by community water and individual septic system. The Planning Board reviewed and recommended the subdivision for final approval.

McCoy & Sons MHP – Final: The property, owned by Woodley and Lucy McCoy and surveyed by Matthews Surveying, is located within Twp 9 off of SR 1233 (Prentiss Riggs Road). The park contains 2 lots and is proposed to be served by community water and individual septic systems. The Planning Board reviewed and recommended the park for final approval.

Bay Acres MHP Section 3- Final: The property, owned by Winfred M. and Ann P. Roach and surveyed by Jerome Norman, is located within Twp 1 off of SR 1454 (Bay Bush Road). The park contains 7 lots and is proposed to be served by a private central well and individual septic systems. The Planning Board reviewed and recommended the park for final approval.

Countryside MHP Addition I – Final: The property, owned by Lonnie Wetherington and surveyed by Jerome Norman, is located within Twp 1 along NC Hwy 43. The park contains 5 lots and is proposed to be served by community water and individual septic systems. The Planning Board reviewed and recommended the park for final approval.

Jelver/Angelica Oviedo Div.- Final: The property, owned by Jelver and Angelica Oviedo and surveyed by Matthews Surveying, is located within Twp 1 off of SR 1645 (Rance Buck Road). The subdivision contains 1 lot and is proposed to be served by an individual septic system and community water. The Planning Board reviewed and recommended the subdivision for final approval.

*Resolution to Establish Just Compensation for the Hazard Mitigation Acquisitions*

Planning Director, Don Baumgardner, submitted the following resolution for approval, which was granted by motion of Commissioner Phillips, seconded by Commissioner Sampson and unanimously carried in a roll call vote.

**WHEREAS**, appraisal reports prepared by Robert Cardini Appraisal Service for the parcels indicated below to this resolution, was presented to the Craven County Board of Commissioners for their review; and

**WHEREAS**, information pertaining to the name of owner, parcel number and location was available to each member of the Board of Commissioners; and

**WHEREAS**, the Board of Commissioners wishes to establish Just Compensation for each parcel acquired by Craven County; and

**WHEREAS**, the delimits of the property and the interest to be acquired therein was presented to the Board of Commissioners:

**NOW, THEREFORE, BE IT RESOLVED:**

**THAT**, the Department of Planning and Community Development of Craven County certified that the work of the appraiser, with respect to each property has been performed in a competent manner in accordance with applicable State law, the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, Public Law 91-646, State and Local policies and requirements; and

**THAT**, Just Compensation is hereby established for each of the parcels as follows:

| Address of Unit        | Owner               | Interest to be Acquired | Estab. Fair Market Value |
|------------------------|---------------------|-------------------------|--------------------------|
| Bricewood Apartments   | Susan Doering       | 100%                    | \$1,450,000.00           |
| 201 Streets Ferry Road | Patsy Townsend      | 100%                    | \$ 92,200.00             |
| 105 Streets Ferry Road | James Taylor        | 100%                    | \$ 75,600.00             |
| 225 West Craven Road   | Lina Wallace        | 100%                    | \$ 73,000.00             |
| 111 Deloris Drive      | Grace Ipock         | 100%                    | \$ 35,000.00             |
| 115 Deloris Drive      | Douglas Williams    | 100% (Structure)        | \$ 20,000.00             |
| 235 Streets Ferry Road | James Weatherington | 100%                    | \$ 22,800.00             |

Adopted this 6<sup>th</sup> day of August, 2001

**RESOLUTION CALLING FOR ELECTION ON NOVEMBER 6, 2001 TO VOTE ON \$28 MILLION SCHOOL BOND**

The Board was requested to adopt the following resolution calling for an election to be held on November 6, 2001 to provide voters of Craven County with the opportunity to vote on the \$28 million bond issue for school construction and maintenance. There was discussion concerning the amount of the bond relative to actual bids. It was explained to the Board by Finance Officer, Rick Hemphill, that the entire bond authorization amount may not be necessary for borrowing, should actual bids be significantly less than the authorized amount. Commissioner Toon moved to adopt the resolution, seconded by Commissioner Sampson and unanimously carried.

**BE IT RESOLVED** by the Craven County Board of Commissioners that the Craven County Board of Elections be requested to prepare for and hold a County-wide election on November 6, 2001 for the purpose of providing the voters of Craven County with the opportunity of voting upon the passage of the \$28 million bond issue for the purpose of school construction and maintenance in Craven County. Said election shall be held on November 6, 2001 in all precincts of Craven County.

**RESOLUTION IN SUPPORT OF LOCAL MILITARY INSTALLATIONS**

The Board considered a resolution, which was submitted by Mr. Troy Smith, representing Allies of Cherry Point, with the request that it be adopted. Commissioner Allen moved for its adoption, seconded by Commissioner Sampson and unanimously carried.

RESOLUTION  
Of the  
TOWN, CITY or COUNTY OF CRAVEN, NORTH CAROLINA  
Regarding the  
SUPPORT OF LOCAL MILITARY INSTALLATIONS  
In any  
BASE REALIGNMENT AND CLOSURE REVIEW  
AS DIRECTED BY THE CONGRESS OF THE UNITED STATES

**WHEREAS**, the President of the United States has gone on record as supporting the establishment of a Base Realignment and Closure (BRAC) Commission to conduct a new review of base closures and /or realignment of missions, and

**WHEREAS**, the military installations of Eastern North Carolina are vital to the economic well being of the region; and

**WHEREAS**, the Naval Aviation Depot located on Marine Corps Air Station Cherry Point is threatened both by current Department of Defense efforts to redirect work from the Depot to private contractors and by possible future actions of a BRAC if/when authorized by Congress, and

**WHEREAS**, strong financial and vocal support by the Governor and Legislature of the State have favorably influenced previous BRAC Commissions to validate the existing military installations and their missions within the State of North Carolina.

**NOW, THEREFORE, IT IS HEREBY RESOLVED**, that the County of Craven strongly urges the Governor and members of the Legislature to provide such funding and other support as is necessary to make known to future BRAC Commission members and to appropriate officials within the executive branch of the federal government the importance of the military installations located in North Carolina and the key economic role these installations play at both the local and State levels.

### **ORDINANCES**

#### *Set Public Hearing Date for Sign Ordinance*

The Board was presented draft No. 11 of the proposed outdoor sign control ordinance of Craven County, and was asked to set a public hearing for August 20, 2001 at 9:00 a.m. for the proposed ordinance. Commissioner Tyson moved to set the public hearing at 9:00 a.m. on August 20<sup>th</sup>, seconded by Commissioner Phillips. It was stated by the County Attorney that the statute does not require a public hearing in this instance; however, it has been the Board's consensus to hold one. The motion to set the public hearing was unanimously carried. Commissioner Talton inquired about the status of negotiations between the County, the City of New Bern, and the Department of Transportation, relative to logo signs at the Hwy 70 East/17 North interchange. County Manager, Harold Blizzard, indicated that those discussions are still in progress, and appear to be moving toward a favorable resolution.

#### *Set Public Hearing Date for Flood Damage Prevention Ordinance Amendment*

Craven County Planner, Don Baumgardner, advised the Board that minor amendments to the Flood Damage Prevention Ordinance are currently under review by the County Attorney. It is anticipated that they will be ready for public hearing in September and he requested that the Board set a public hearing for September 4, 2001 at 7:30 p.m. Commissioner Sampson moved to set the public hearing, as requested, seconded by Commissioner Phillips and unanimously carried.

### **RELEASE OF ROOM OCCUPANCY TAX PENALTY**

Craven County Tax Administrator, Ronnie Antry, submitted a request from Mr. W. Kasten of Coastal Business Service, appealing the occupancy tax penalties for Days Inn of Havelock in the amount of \$176.33 and the Sherwood Motel of Havelock in the amount of \$113.61. Mr. Antry indicated that the circumstances surrounding the request for release of the penalties are in most respects similar to those of previous requests that were denied by the Board, and he recommended that the penalties not be released. Commissioner Tyson moved that the penalties not be released in both of these cases, seconded by Commissioner Talton and unanimously carried.

### **EMERGENCY SERVICES MATTERS**

#### *Bridgeton Rural Fire District Changes*

Craven County Fire Marshal, Stanley Kite, presented a request that the Bridgeton Rural Fire District be dissolved, because the Bridgeton Fire Department no longer exists. He requested that the District be dissolved and that the Commissioners approve a redrawn map and written description for the Tri Community Fire District, which would include the residents of the former Bridgeton Rural Fire District under the Fire Protection of the Tri Community Fire Department. He explained to the Board that the requested action would not change the tax district or the service district, but would change the response and protection district only. Residents' insurance ratings would also be lowered as a result of the requested action. Commissioner Tyson moved to approve the request to dissolve the Bridgeton Rural Fire District and to approve the redrawn map and written description for the Tri Community Fire District, as requested. The motion was seconded by Commissioner Phillips and unanimously carried.

#### *Havelock Rescue Request*

Mr. Kite presented a request on behalf of the Havelock Rescue Squad that the Commissioners approve a change in the rates for ambulance service from \$250 for Basic Life Support and \$350 for Advanced Life Support. The requested change is to charge \$275 for Basic Life Support and \$415 for Advanced Life Support, with a mileage of \$7.50 per loaded mile for the first 17 miles, then \$5.00 per loaded mile thereafter. Commissioner Allen moved to approve the change in rates for ambulance service, as requested, seconded by Commissioner Sampson and unanimously carried.

#### *Township Six Fire Department Request*

Mr. Ralph Roeland of the Township Six Fire Department presented a request that the Board endorse their acceptance of a bid in the amount of \$515,385 for construction of their new building. Commissioner Allen moved to approve the request, allowing them to proceed with the project, seconded by Commissioner Talton and unanimously carried.

At 8:45 p.m. the Chairman declared the Board in recess.

At 8:55 p.m. the Board was declared back in regular session.

### **APPOINTMENTS**

#### *ECC Water and Sewer Advisory Council*

The Board considered a request from Steve Hines, Infrastructure Planner of Eastern Carolina Council of Governments, concerning the Council's Water and Sewer Advisory Council, which is being created. The Board was requested to appoint two members: a County representative and a municipal representative. Commissioner Talton recommended Harold Blizzard as the County representative and Bill Hartman as a city representative. Commissioner Sampson moved to close nominations, seconded by Commissioner Talton. There was discussion as to the propriety of these appointments and the Clerk was directed to check to determine if they are in conformity of the intentions of the Council.

#### *Jury Commission*

The Board was advised by the Clerk of Court that the term of Mr. George Griffin as a Jury Commissioner is about to expire. Commissioner Allen moved to reappoint Mr. Griffin, seconded by Commissioner Talton and unanimously carried.

#### *Tourism Development Authority*

The Board was advised of the resignation of Ms. Bobbi Stanley, an appointee representing the hotel industry, and received a recommendation from TDA Director, Lynne Scott, that Mr. Reg Poteat of Comfort Suites be appointed in her place. Commissioner Talton nominated Mr. Poteat. Commissioner Allen moved to closed

nominations, seconded by Commissioner Sampson and unanimously carried, with Mr. Poteat being appointed by acclamation.

*River Bend Extraterritorial Jurisdiction*

The Board was advised of the pending expirations of the extraterritorial members to the River Bend Planning Board and the River Bend Board of Adjustment. Commissioner Sampson moved to reappoint Mr. Thomas Zak as the extraterritorial member to the River Bend Planning Board for a two year term to expire June 30, 2003, and to appoint Kelly Forrest and Ralph Kilmer to the Board of Adjustment as extraterritorial members for a three year term to expire June 30, 2004. The motion was seconded by Commissioner Phillips and unanimously carried.

**FINANCE MATTERS**

*School Bond Order*

The Clerk to the Board read the following \$28 million school bond order.

**“ BOND ORDER AUTHORIZING THE ISSUANCE OF \$28,000,000 SCHOOL BONDS OF THE COUNTY OF CRAVEN”**

**WHEREAS**, the Board of Commissioners of the County has received and considered a resolution from the Craven County Board of Education including a request that the Board of Commissioners provide and improve school facilities in Craven County; and

**WHEREAS**, the Board of Commissioners of the County of Craven deems it advisable to make the improvements hereinafter described; and

**WHEREAS**, the Board of Commissioners has caused to be filed with the Secretary of the Local Government Commission of North Carolina an application for Commission approval of the bonds hereinafter described as required by The Local Government Finance Act, and the Secretary of the Local Government Commission has notified the Board of Commissioners that the application has been filed and accepted for submission to the Local Government Commission; **NOW, THEREFORE**,

**BE IT ORDERED** by the Board of Commissioners of the County of Craven, as follows:

Section 1. The Board of Commissioners of the County of Craven has ascertained and hereby determines that it is necessary to provide and improve school facilities in the County, including construction of elementary schools and improvement and renovation of existing 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 to pay capital costs of such improvements.

Section 2. In order to raise the money required to pay capital costs of providing and improving school facilities as set forth above, in addition to any funds which may be made available for such purpose from any other sources, bonds of the County of Craven are hereby authorized and shall be issued pursuant to The Local Government Finance Act of North Carolina. The maximum aggregate principal amount of said bonds authorized by this bond order shall be \$28,000,000.

Section 3. A tax sufficient to pay the principal of and interest on said bonds when due shall be annually levied and collected.

Section 4. A sworn statement of the County’s debt has been filed with the Clerk of the board of Commissioners and is open to public inspection.

Section 5. This bond order shall take effect when approved by the voters of the County at a referendum.

A request was made by the Finance Officer to set a public hearing for August 20, 2001 at 9:30 a.m. and to authorize the Finance Officer to file a debt statement with the Clerk and direct the publication of the bond order and notice of public hearing. Commissioner Phillips moved to adopt the following resolution setting the public hearing and directing the Finance Officer, seconded by Commissioner Sampson and unanimously carried.

**WHEREAS**, the bond order entitled, “BOND ORDER AUTHORIZING THE ISSUANCE OF \$28,000,000 SCHOOL BONDS OF THE COUNTY OF CRAVEN”, has been introduced at the meeting of the Board of Commissioners held on August 6, 2001 and the Board desires to provide for the holding of a public hearing thereon and the submission of a statement of debt in connection therewith as required by The Local Government Bond Act; NOW, THEREFORE,

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

(1) The public hearing upon said bond order shall be held on the 20<sup>th</sup> day of August, 2001 at 9:30 o’clock, A.M., in the Commissioners Meeting Room on the second floor of the County Administration Building, 406 Craven Street, in New Bern, North Carolina.

(2) The Clerk of the Board of Commissioners is hereby directed to cause a copy of the bond order to be published with a notice of such hearing in the form prescribed by law in a qualified newspaper no fewer than six days prior to such public hearing.

(3) The County’s Finance Officer is hereby directed to file with the Clerk of the Board of Commissioners prior to publication of the bond order with the notice of such public hearing, a statement setting forth the debt incurred or to be incurred, the assessed value of property subject to taxation by the County and the net debt of the County.

*Budget Amendment for Special Appropriations*

Finance Officer, Rick Hemphill, presented the following special appropriations adjusted budget, which budgets \$136,000 by line item from monies received from the released previous years inventory taxes. The budget amendment was also to budget revenue from the inventory tax receipts. Commissioner Tyson moved to adopt the amended budget, as follows, seconded by Commissioner Sampson and carried by six (6) “Ayes” and one (1) “Nay” from Commissioner Talton.

|                         | Final           |                                       |
|-------------------------|-----------------|---------------------------------------|
|                         | <u>Approved</u> |                                       |
| Swiss Bear              | \$13,760        | increase line item 101-0190-430.96-32 |
| Council on Women        | \$13,760        | increase line item 101-0190-450.96-20 |
| Big Brothers            | \$ 3,669        | increase line item 101-0190-450.96-22 |
| Coastal Womens Shelter  | \$25,000        | increase line item 101-0190-450.96-24 |
| Senior Companion        | \$13,760        | increase line item 101-0190-450.96-25 |
| MERCI Clinic            | \$13,760        | increase line item 101-0190-450.96-42 |
| RCS                     | \$ 9,174        | increase line item 101-0190-450.96-53 |
| Arts Council            | \$ 9,174        | increase line item 101-0190-460.96-33 |
| Red Cross               | \$ 9,174        | increase new line item                |
| Lower Neuse Initiative  | \$ 9,174        | increase line item 101-0190-430.96-43 |
| Family Resources Center | \$ 4,587        | increase new line item                |
| New Bern Library        | \$ 2,752        | increase line item 101-8149-460.96-60 |
| Havelock Library        | \$ 2,752        | increase line item 101-8150-460.96-60 |
| Cove City Library       | \$ 2,752        | increase line item 101-8151-460.96-60 |
| Vanceboro Library       | <u>\$ 2,752</u> | increase line item 101-8152-460.96-60 |

Total \$136,000

Inventory Tax Reimbursement – \$444,103 increase revenue line item 101-0000-304.00-00

Fund Balance Appropriated - \$308,103 decrease line item 101-0000-399.01-00

### **BOARD OF COMMISSIONERS REDISTRICTING**

As a result of 2000 census figures, a presentation was made to the Board by Ms. Debra Stagner of Tharrington & Smith. Ms. Stagner's firm has studied the new census figures to determine the compliance of Craven County Commissioners' election districts with the one person, one vote requirement of the United States Constitution. Their findings were presented and Craven County was found to have a deviation of thirty three percent (33%) in the alignment of districts, with districts 4 and 5 being within the prescribed range, districts 3 and 6 being under populated, and districts 1, 2, and 7 being over populated. Ms. Stagner reviewed the process of redrawing lines for Craven County, as well as the time frame for the required steps. Commissioner Phillips moved to reconvene in work session on Tuesday, August 14<sup>th</sup> at 4:00 p.m. in order to engage in a more detailed discussion concerning the firm's findings. The motion was seconded by Commissioner Talton and unanimously carried. County Manager, Harold Blizzard, agreed to contact Mr. Mike Crowell of the same law firm to determine the cost of conducting the project.

### **COUNTY ATTORNEY'S REPORT**

County Attorney, Jim Sugg, reported on the lawsuit involving payment of revenue stamps on timber deeds. He reported that the court allowed Craven County's motion to dismiss action against Craven County and all other 99 counties.

Mr. Sugg requested that the Board go into closed session at the end of the agenda concerning potential litigation.

### **COUNTY MANAGER'S REPORT**

Assistant County Manager, George Sawyer, requested that the Board declare a wrecked 1999 Ford Crown Victoria, VIN #2FALFP719XX122875 belonging to the Sheriff's Department, to be surplus. The insurance company offered \$7,000, which reflects a \$12,000 value less a \$5,000 deductible. Commissioner Sampson moved to accept the offer of \$7,000 for the vehicle from the insurance company and assign Power of Attorney to Sadisco Salvage Company for disposal. The motion was seconded by Commissioner Toon and unanimously carried.

### **COMMISSIONERS' REPORTS**

*Commissioner Sampson* reported on the NACo Conference that was attended by Commissioners and staff in July. He announced that Bladen County Commissioner, Delilah Blanks, who is the Immediate Past President of the North Carolina Association of County Commissioners, was elected to the NACo Board of Directors.

*Commissioner Phillips* inquired about the process for prohibiting hunting across roads and asked the staff to research the matter.

*Commissioner Talton* explained his vote against the budget amendment for special appropriations, stating that he was opposed to some of the allocations made, but supported others. He had expected to have another opportunity to give input before voting on the amendment.

At 10:05 p.m. Commissioner Sampson moved to recess to convene the Water and Sewer Board of Directors, seconded by Commissioner Phillips and unanimously carried.

At 10:15 p.m. the Board was declared back in regular session and at 10:18 Commissioner Talton moved to go into closed session pursuant to NCGS 143A-318.11(a)(3) and (4), relative to potential litigation and industrial expansion. The motion was seconded by Commissioner Sampson and unanimously carried.

At 10:35 p.m. the Board was declared back in regular session. County Attorney, Jim Sugg, reported that there had been no action taken in closed session relative to either item.

Commissioner Talton moved to adjourn to reconvene in work session on Tuesday, August 14<sup>th</sup> at 4:00 p.m., seconded by Commissioner Tyson 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