

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, NOVEMBER 5, 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 October 15, 2001 regular session, seconded by Commissioner Phillips and unanimously carried.

CONSENT AGENDA

Tax Releases

Craven County Tax Administrator, Ronnie Antry, submitted the following routine requests for tax releases for the Board's approval. They were approved by motion of Commissioner Sampson, seconded by Commissioner Toon in a unanimous roll call vote.

Credits

TAXPAYER NAME	TICKET #	AMOUNT
ALMALLAH, OMAR YACHT HAS NO TAX SITUS IN CRAVEN COUNTY-TAX SITUS	2001-0091115	\$ 5,404.08
BASDEN, LAWRENCE CORRECTED VALUE PER BILL OF SALE	2001-0002821	\$ 54.16
BASS, VERLON H & MARGARET A DOUBLE LISTED WITH ACCT #30876	2001-0091131	\$ 1,842.56
BVT ENTERPRISES INC DID NOT OWN 1-1-2001	2001-0090220	\$ 53.14
CARTER, KENNETH E CORRECTED BOAT VALUATION	2001-0008137	\$ 49.65
CLARK, DONALD W MOBILE HOME DOUBLE LISTED ON ACCT #39251	2001-0009349	\$ 287.15
CONNER, RUSS PROPERTY USED AS CEMETERY-EXEMPT BY GS 105-278.2	2001-0010227	\$ 38.95

CRYSTAL COAST HABITAT FOR HUM EXEMPT PER GS 105-278.6	2001-0011563	\$ 102.00
DAVIS, LARRY L JR & ANGELA CORRECTED VALUE OF UNINHABITABLE DWELLING	2001-0012378	\$ 121.61
FEREBEE, ALAN DOUBLE LISTED WITH ACCT #14420	2001-0015964	\$ 158.69
FIRST FLIGHT FEDERAL CREDIT UN INCORRECT LATE LISTING PENALTY CHARGED	2001-0091054	\$ 668.16
GASKINS, THOMAS H & CAMMIE H LATE LISTING CHARGED IN ERROR	2001-0091058	\$ 59.19
HARRIS, PEGGY CREECH DOUBLE LISTED WITH ACCT #41728	2001-0090451	\$ 385.93
HAVELOCK DEVELOPMENT CORP DEEDED TO CITY OF HAVELOCK IN 1998	2001-0022406	\$ 61.61
HUNTER, ROBERT C & NANCY H CORRECTED APPRAISAL ON PROPERTY	2001-0024882	\$ 893.59
JOHNSTON, MARVIN ARLO & MARG HAS NOT OWNED SINCE 1996	2001-0090111	\$ 2,519.35
JONES, DEBORAH K DOUBLE LISTED WITH ACCT #19387	2001-0026737	\$ 134.16
MALINOWSKI, S JOHN DOUBLE LISTED WITH ACCT #0030121	2001-0091449	\$ 14.39
MCKEITHEN, MICHAEL DID NOT OWN ON 1-1-2001	2001-0033109	\$ 186.87
MITCHELL, MARY DAIL MOBILE HOME UNOCCUPIED SINCE 1998	2001-0034480	\$ 32.00
OHMER, MERLIN PAUL EXEMPT-MILITARY RESIDENT OF FL	2001-0037433	\$ 65.40
OVERMAN, CHARLES E BOAT HAS NO TAX SITUS IN CRAVEN COUNTY	2001-0091283	\$ 446.16
PARKER, DAVID M IV DID NOT OWN ON 1-1-2001	2001-0038075	\$ 220.20
PASQUALONE, RICHARD G & JUDITH DOUBLE LISTED WITH ACCT #34480	2001-0091295	\$ 2,078.84
PRICE, MAMIE M MOBILE HOME DOUBLE LISTED ON ACCT #5845975	2001-0091088	\$ 340.42
QUALEX INC #1015 REBILLED ON SUPPLEMENT	2001-0040332	\$ 187.15
RICHMOND, MARK & TERESA MOBILE HOME DOUBLE LISTED WITH ACCT #3860	2001-0041367	\$ 417.12

RIGGS, JOHN CORRECTED BOAT VALUE	2001-0091318	\$ 33.66
STALLINGS, WILLIE A BUSINESS CLOSED 12-01-2000	2001-0090782	\$ 66.66
TRIPP, JOSEPH DONALD JR MOBILE HOME DOUBLE LISTED ON ACCT #0041673	2001-0091379	\$ 94.03
VANDIFORD, CHARLES S & WIFE CREDIT GIVEN FOR RECYCLE FEE PAID ON TICKET #5032	2001-0091099	\$ 10.00
VIRTUAL CONCEPTS INC DID NOT OWN ON 1-1-2001	2001-009081	\$ 66.66
WHITE, DAISY GRIFFIN & TAALIB DWELLING BILLED ON INCORRECT PARCEL	2001-0052980	\$ 31.14
WHITE, GEORGE H & ARNERSEY DOUBLE LISTED WITH ACCT #23338	1996-0090869	\$ 168.62
WHITE, GEORGE H & ARNERSEY DOUBLE LISTED WITH ACCT #23338	1997-0090487	\$ 250.43
WHITE, GEORGE H & ARNERSEY DOUBLE LISTED WITH ACCT #23338	1998-0092932	\$ 217.39
WHITE, GEORGE H & ARNERSEY DOUBLE LISTED WITH ACCT #23338	1999-0051077	\$ 193.15
WHITE, GEORGE H & ARNERSEY DOUBLE LISTED WITH ACCT #23338	2000-0052704	\$ 161.01
WHITE, GEORGE H & ARNERSEY DOUBLE LISTED WITH ACCT #23338	2001-0053045	\$ 166.45
WHITELY, EVERETTE ALAN REBILLED ON SUPPLEMENT TO CORRECT SITUS	2001-0053641	\$ 198.80

40 – CREDIT MEMO(S) \$18,480.53

Subdivisions for Approval

Craven County Planning Director, Don Baumgardner, submitted the following subdivision for the Board’s approval. Commissioner Sampson moved for its approval, as recommended by the Planning Board, seconded by Commissioner Toon and unanimously carried in a roll call vote.

Cool Springs Acres Phase II – Reapproval: The property, owned by Vern-CO Investments, LLC and Sand-CO Properties and surveyed by Terry K Wheeler, is located within Twp 2 off SR 1435 (Cool Springs Road). The subdivision contains 3 lots and is proposed to be served by individual wells and septic systems. The Planning Board reviewed and recommended the subdivision for reapproval.

Bid Award

The Board considered a recommendation of a bid award for professional asbestos inspection for the provision of asbestos inspection services relative to the County’s Hazard Mitigation Grant Program (HMGP) Acquisition and Crisis Housing Assistance (CHA)-Floyd Recovery Projects. Three (3) proposals were received from NESCO

(Greenville, NC), Buffington Environmental (Jacksonville, NC) and Enviro Assessments (Cove City, NC). The Planning Department recommended the award of the bid to Enviro Assessments in the amount of \$85 per inspection report and \$9 per sample.

Budget Amendments and Ordinance Updates

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

Recreation

REVENUES	AMOUNT	EXPENDITURES	AMOUNT
101-0000-399-01-00 Fund Balance	\$ 6,250.00	101-8001-460-73-02 To Comm College for tennis courts	\$ 6,250.00
TOTAL	\$ 6,250.00	TOTAL	\$ 6,250.00

Justification: To pay half of resurfacing tennis courts at college.

Jail

101-0000-399-01-00 Fund Balance	\$ 7,800.00	101-2008-410-73-01 Fire phone system in jail	\$ 7,800.00
TOTAL	\$ 7,800.00	TOTAL	\$ 7,800.00

Justification: To appropriate amount to replace fire phone system in jail from fund balance

Special Appropriations

101-0000-399-01-00 Fund Balance	\$ 176.00	101-0190-450-96-44 Senior Tarheel Legislature	\$ 176.00
TOTAL	\$ 176.00	TOTAL	\$ 176.00

Justification: Fund \$175.20 of expense for Ms. C. Bland to attend meeting in Raleigh.

Human Resources Renovation

JOURNAL ENTRY

TRANSFER FROM	AMOUNT	TRANSFER TO	AMOUNT
388-0288-400-97-02 To Reserve Fd 371	\$17,336.12	388-0000-101-00-00 Cash	\$17,336.12
371-0000-101-00-00 Cash	\$17,336.12	371-0000-36-50-00 Fr Fd 388	\$17,336.12
Residual Fund Transfer			
TOTAL	\$34,672.24		

Budget Amendment

388-0000-329-00-00	\$32,413.00	388-0288-400-15-10	\$ (179.00)
Interest		Admin	
388-0000-354-02-00	\$ 1,028.00	388-0288-400-76-01	\$16,283.00
Contractor's Sales Tax		Const	
		388-288-400-97-02	\$17,337.00
TOTAL	\$33,441.00	TOTAL	\$33,441.00

Justification: Close out Human Services Exterior project to include all change orders in the final contract amount of \$743,961.44 for Brydage and Lee. Net effect is \$17,336.12 being transferred to County Reserve.

Health/Environmental Asthma 3136

101-3136-348-28-00	\$ 250.00	101-3136-420-32-40	\$ 250.00
Asthma		Other Supplies	
TOTAL	\$ 250.00	TOTAL	\$ 250.00

Justification: Stipend received from the State for completion of Indoor Air Quality class. Money to be used for purchase of mattress covers etc. in the Asthma program.

Health/Dental

101-5500-370-12-00	\$34,000.00	101-5500-440-40-50	\$34,000.00
Medicaid Revenue		Contractual Temp Employees	
TOTAL	\$34,000.00	TOTAL	\$34,000.00

Justification: Fund Balance required to pay for a contractual dentist for a period of approximately 4 weeks.

Mandated Programs & TANF

101-7291-349-10-00	\$292,695.00	101-7291-450-39-26	\$292,695.00
Day Care combined		Child Day Care	
101-7231-349-26-00	\$ 5,725.00		
CCDF Admin			
101-0000-399-01-00	\$ (5,725.00)		
General Fund			
TOTAL	\$292,695.00	TOTAL	\$292,695.00

Justification: Increase in allocations from the Division of Child Development.

DSS-Adult Services 7221

101-7221-349-22-00	\$ (5,981.00)		
Adult Serv Staff & O'Head			
101-0000-399-01-00	\$ 5,981.00		
TOTAL	\$ 0.00	TOTAL	\$ 0.00

Justification: Adult Care Home Case Mgmt: allocation from the State decreased State estimate figure by \$9,489. State Adult Home Spec: allocation from the State increased State estimate figure by \$3,508.

DSS-TANF 7231

101-7231-349-74.00	\$	834.00	101-7231-450-39-11	\$	834.00
LINKS			LINKS		
TOTAL	\$	834.00	TOTAL	\$	834.00

Justification: Additional funding received. Funds are 80% Federal, 20% State. No County match.

E911

221-0000-399-01-00	\$16,752.00	221-2501-410-40-55	\$16,752.00
Fund Balance		City NB	
TOTAL	\$1,752.00	TOTAL	\$1,752.00

Justification: Budget E911 funds to pay City of New Bern their share of fund balance from FY 2000.

PETITIONS OF CITIZENS

Rev. Ray Griffin petitioned the Board to post the Ten Commandments in the Craven County Courthouse and the County Administration Building.

Mr. George Wetherington petitioned against the posting of the Ten Commandments in the County Courthouse and Administration Building.

RIVER TOWNE REPERTORY PLAYERS REQUEST

Mrs. Athene Bunn, Production Board Chairperson of the River Towne Repertory Players, requested use of the Craven County Courthouse for a production by the company on March 1,2,7,8,9, 2002 at 8:00 p.m. She stated that the play is set in a courtroom, and should run approximately 2 ¼ to 2 ½ hours. She indicated a need to practice three to five times in the courtroom, and willingness to fit rehearsals around any other use of the facilities. She advised the Board that the ticket prices for the production are \$10.00 in advance and \$12.00 at the door. The income will be used to offset production expenses, including royalties, scripts, costumes, make-up, and publicity, because the company is a non-profit organization. She stated that the services of a custodian or other staff necessary to clean or secure the building would be paid by the company. The time of rehearsals and productions will be from 7:00 p.m. until approximately 11:00 p.m. The Board inquired of the County Attorney if there is any legal objection to granting the request. County Attorney, Jim Sugg, responded that there is no legal objection other than perhaps an understanding concerning liability insurance. Mrs. Bunn was advised that the company would need to carry a liability policy for the period that the courtroom is being used. Commissioner Allen moved to approve the request of the River Towne Repertory Players to utilize the Craven County Superior Courtroom on March 1,2,7,8,9, 2002 between the hours of 7:00 p.m. and 11:00 p.m., and to schedule rehearsals prior to opening, seconded by Commissioner Sampson and unanimously carried.

CLOSED SESSION

At 7:20 p.m. Commissioner Allen moved to go into closed session pursuant to NCGS 143-318.11(a)(3) as authorized for attorney-client privilege. Commissioner Sampson seconded the motion, which carried unanimously.

At 7:35 p.m. Commissioner Allen moved to resume the regular session, seconded by Commissioner Toon and unanimously carried.

Commissioner Allen read the following resolution for the record and moved for its adoption, seconded by Commissioner Phillips and unanimously carried in a roll call vote.

**RESOLUTION BY THE BOARD OF COMMISSIONERS
FOR THE COUNTY OF CRAVEN
IN REGULAR SESSION ASSEMBLED,
FOR THE ESTABLISHMENT AND POSTING
OF A DISPLAY OF HISTORICAL DOCUMENTS**

WHEREAS, the Board of Commissioners of the County of Craven (hereinafter “the Board”) desires to acknowledge the importance of principles which were fundamental to the foundation of the legal codes and government systems for the United States of America, the State of North Carolina, and the County of Craven; and

WHEREAS, the foundations of America and North Carolina law and government can be better understood by inspection, examination and study of historical documents and political and religious commentary; and

WHEREAS, the public display of historical documents and commentary serves the secular purpose of informing and educating the citizenry of Craven County in the foundations of American and North Carolina law and government; and

WHEREAS, there are numerous historical documents and commentary that can serve the County’s secular purpose of illustrating the foundations of American and North Carolina law and government; and

WHEREAS, an exhaustive display of historical documents or commentary is unnecessary and impractical to serve the County’s secular purpose of informing and educating the citizenry of Craven County in the foundations of American and North Carolina law and government; and

WHEREAS, the Board further desires to preserve and display for the education and benefit of the citizens of Craven County a collection of documents embodying these principles and reflecting the heritage of our nation, state and county;

NOW, THEREFORE, BE IT RESOLVED, that the Board does hereby authorize the posting of the following historical documents and commentary described as “Foundations of North Carolina Law and Government” and that such display be placed conspicuously in the Craven County Courthouse and the Craven County Administration Building.

1. **Declaration of Independence.** The Declaration of Independence was signed on July 4, 1776 by fifty-six representatives of a new nation proclaiming itself to be the United States of America. Its publication not only announced its freedom from the “political bands” which had connected it to Great Britain, but, more importantly, set forth the fundamental proposition on which this nation was founded: “that all Men are created equal, that they are endowed by their Creator with certain unalienable Rights, that among these are Life, Liberty, and the Pursuit of Happiness – That to secure these Rights, Governments are instituted among Men, deriving their just Powers from the Consent of the Governed.”

The document presented in this display is a facsimile of the original and is from the National Archives in Washington, D.C.

2. **United States Constitution.** Adopted in 1789, the Constitution of the United States replaced the Articles of Confederation that had governed our nation following the victory over the British in the American Revolution. The United States Constitution provided the framework by which we chose to govern ourselves. From its preamble, which set forth the goals for which it was established – order, justice, and

liberty – to the checks and balances of its three branches of government and its vesting of ultimate power in the people themselves, it remains to this day a time-honored blueprint for the greatest form of government ever devised.

The document presented in this display is a facsimile of the original and is from the National Archives in Washington, D.C.

3. **Bill of Rights.** The first ten Amendments to the Constitution, known as the Bill of Rights, were ratified effective December 15, 1791, at the insistence of many who felt that the Constitution itself did not adequately safeguard the rights of the people to be protected from the potential abuses of an all powerful government as had been the case with the American Colonies under the rule of Great Britain. The rights established under the first ten Amendments, which have now been made applicable to the States through the Fourteenth Amendment, embody many of those freedoms which we count today as fundamental to the American experience, including freedom of speech, freedom of religion, freedom from unreasonable searches and seizures, the right to trial by jury and others. The North Carolina delegates to the Constitutional Convention insisted upon the inclusion of Bill of Rights or the first Ten Amendments before it would ratify the Constitution.

The document presented in this display is a facsimile of the original and is from the National Archives in Washington, D.C.

4. **Magna Carta.** The Magna Carta was signed in 1215 A.D. by King John of England, who agreed to the demands of his barons for a guarantee of rights. Through his Act he bound himself and “his heirs, for ever” to grant to the people of his kingdom the rights and liberties which they had demanded. As Winston Churchill remarked, “here is a law which is above the King and which even he must not break. This reaffirmation of a supreme law and its expression in a general charter is the great work of Magna Carta; and this alone justifies the respect in which men have held it.”

The document presented in this display is a facsimile of the original, which was in Latin and the precepts contained in the Magna Carta was continued with the formation of the American Government and Legal Code.

5. **Justinian Code.** In 527 A.D. Emperor Justinian came to power in the city of Constantinople at the heart of the Eastern Roman Empire. At that time the law of the Eastern Empire consisted of statutes and the legal expositions of jurists. The law spanned the previous thirteen centuries of roman civilization and the massive volumes are often repetitious and contradictory. Justinian commissioned the lawyer Tribonian to undertake the work of systematizing this mass of legal rules. The law was organized by subject matter. Important rules were to be placed first. The law was to be stated clearly. Contradictory or repetitious material was to be removed. The result was the Justinian Code, which formed the basis of the civil law of many continental European countries for centuries thereafter, continuing to this day.

The impact of this work on all future Western legal systems, including that of the United States of America, was enormous. The Justinian Code proceeded from first principle, clearly organizing and stating important rules of law so that the populace was not only apprized of their existence, but could clearly find and understand them. The Code also established the importance of uniform application of one set of laws.

The original Justinian Code was contained in multiple volumes and was in Latin. The text presented in this display contains excerpts in English, which show the nature of the principles set forth in the Code. These principles were crucial to the code of law which was established as the foundation of this country.

6. **Ten Commandments.** The Ten Commandments have profoundly influenced the formation of Western legal thought and the formation of our country. As one of the earliest examples of a set of laws designed to govern people and their moral

obligations, they have served as a crucial part of the foundation for the legal code of the United States of America and all 50 states, and indeed for Western civilization. This is perhaps symbolized best by the presence of Moses, the great law giver, whose image is engraved on the walls of the United States Supreme Court, holding the Ten Commandments.

The text presented in this display is from the King James Version of the Holy Bible. This is in keeping with the historical nature of the display, as it was the first great English translation and was widely disseminated at the time of the foundation of our country, state, and county. Although the Bible is certainly religious in nature, the purpose of inclusion of the Ten Commandments in this display is to honor and respect the development of the American judicial system; to acknowledge that the Ten Commandments and the principles which they set forth were fundamental to the foundation of the legal code of our country, state, and county, and indeed of Western civilization itself; and to recognize that, as with the Magna Carta and the Justinian Code, they are an integral part of our historical, societal, governmental, and judicial heritage.

7. **The North Carolina Constitution.** In our constitutional republic, each State has its own sovereign government and exercises all of those powers reserved to it under the Tenth Amendment to the United States Constitution. The Constitution for the State of North Carolina establishes the framework for the governmental system of this State and also assures to the people most of the same privileges and immunities granted under the Bill of Rights of the Federal Constitution. Our State Constitution has the added historical significance of having been first adopted in 1776, only a matter of months after the Declaration of Independence, and then having been adopted in an entirely new form in 1868 as a part of Reconstruction in the South, when the approval of new constitutions was a condition of being re-admitted to the Union. The 1868 Constitution, among other things, outlawed slavery and prohibited the State from ever again seceding. Though revised and readopted in 1970, most of the provisions of the Constitution of 1868 remain in effect today.

The document presented in this display is a facsimile copy of the original first and last pages of the 1868 Constitution, with explanatory text, as provided by the Division of Archives and History, North Carolina Department of Cultural Resources in Raleigh.

8. **Craven County.** Craven County was formed from Archdale County in 1712. Archdale County was formed out of Bath County, which was formed in 1696. Craven County was named for William, Earl of Craven (1606-97), one of the original Lord Proprietors and longest-lived of the eight Lord Proprietors. Tryon Palace in Craven County was the home of the first colonial governor of North Carolina and subsequently after the Revolutionary War became the first capitol of North Carolina and remained so until the capitol was moved to Wake County in 1792.

9. **Craven County Seal.** Adopted by the Craven County Board of Commissioners on October 5, 1981, the Craven County Seal is the Code of Arms of William, Earl of Craven, for whom the County was named. The Latin inscription translated means "virtue and consistent action."

BE IT FURTHER RESOLVED, that a verbatim reproduction of this Resolution be posted together with the above documents, for the purpose of expressing the intent of the Board in authorizing the display.

BE IT FURTHER RESOLVED, that two identical sets of the display, including this Resolution, be posted, with one set to be posted in the County Administration Building and the other set to be posted in the foyer or hallway of the Craven County Courthouse.

ADOPTED BY THE CRAVEN COUNTY BOARD OF COMMISSIONERS
this 5th day of November, 2001.

RECREATION DEPARTMENT REQUEST FOR APPROPRIATION

Craven County Recreation Director, Jan Parker, requested that the Board appropriate \$6,250 for the resurfacing of four (4) tennis courts at Craven Community College. The amount requested represents half the cost of the lowest bid received for the resurfacing. She explained that the County provided the tennis courts in the 1970's for public use and they have since become unusable. The college received three (3) bids for resurfacing of the courts. Commissioner Talton moved to appropriate \$6,250, as requested, from fund balance to fund half of the cost of resurfacing the tennis courts, seconded by Commissioner Toon and unanimously carried in a roll call vote.

SHERIFF'S DEPARTMENT REQUESTS

Establishment of Position

Capt. Bob Brown of the Craven County Sheriff's Department, requested that the Board establish two (2) positions at a grade 64 step 2, in the amount of \$27,545 each for salary and \$8,462 in benefits. He stated that the positions would be established to staff a grant approved by the Board previously for the Sheriff's Accident Reduction Unit. The funds for the salaries and benefits are available in the grant and the Board was only requested to establish the positions. Commissioner Toon moved to establish the two (2) positions, as requested, at a Grade 64, Step 2, seconded by Commissioner Phillips and unanimously carried.

Jail Fire Phone System

Capt. Brown requested an appropriation of \$7,800 for a new fire phone system at the jail, which is necessitated as a result of an inspection by the City of New Bern Fire Inspector, Henry Watson. He stated that the lowest bid for a fire phone system was \$7,800 from LPM Micronics. Commissioner Sampson moved to appropriate the \$7,800, as requested, from fund balance, seconded by Commissioner Phillips. There were inquiries from the Board to establish that the recommended firm is known by the County as reputable and is accessible for service calls. The motion carried unanimously in a roll call vote.

8:00 P.M.-PUBLIC HEARING ON RESOLUTION REGARDING METHOD OF ELECTION

At 8:00 p.m. Commissioner Allen moved to go into public hearing, as advertised, concerning the Board's intent to change the method of Commissioner elections in Craven County. Commissioner Phillips seconded the motion, which carried unanimously. There were no members of the public to speak at the public hearing.

At 8:05 p.m. Commissioner Talton moved to end the public hearing and return to regular session, seconded by Commissioner Allen and unanimously carried.

Commissioner Allen moved to adopt the following resolution calling for a change in the method of Commissioner elections in Craven County. Commissioner Tyson seconded the motion, which carried unanimously in a roll call vote.

**CRAVEN COUNTY BOARD OF COMMISSIONERS
RESOLUTION ALTERING THE STRUCTURE OF THE BOARD**

WHEREAS, pursuant to Chapter 972 of the North Carolina Session Laws of 1987 the Craven County Board of Commissioners presently consists of seven members elected from districts; and

WHEREAS, under present structure of the board, party primaries for all seven seats are held within the seven districts, and voting in the party primary is limited to residents of the district; and

WHEREAS, currently, in the general election all voters in Districts 1,2,4,6 and 7 are allowed to vote on commissioners from those five districts, but voting for the commissioner from District 3 is limited to the residents of that district and voting for the commissioner from District 5 is limited to the residents of that district; and

WHEREAS, the present structure of the board results in the inequity of some voters being able to participate in the election of only one commissioner while others can affect the election of five commissioners; and

WHEREAS, by Session Law 2001-447, ratified on 18 October 2001, the General Assembly has authorized the Craven County Board of Commissioners to alter its structure by adoption of a resolution; and

WHEREAS, the board previously has discussed and unanimously has supported a change in the structure of the board so that voting in both the primary and general election for each seat on the board is limited to the voters of that district; and

WHEREAS, Session Law 2001-447 limits the board's consideration to a change in which all members are elected from single-member districts, and requires that the board act before 1 January 2002; and

WHEREAS, Session Law 2001-447 requires that a public hearing be held on a proposed change in the structure of the board, and such a hearing was held on 5 November 2001 pursuant to the required ten days' notice; and

WHEREAS, the Board of Commissioners previously has considered and on 25 September 2001 adopted a redistricting plan, entitled "Craven County Comm'rs Alternative 1," which will bring all seven districts in compliance with the requirements of one-person/one-vote; and

WHEREAS, the fairest and most equitable way to conduct elections for the Board of Commissioners, treating all citizens the same, will be to have both political party primaries and general elections limited to the voters residing in each of the districts;

NOW, THEREFORE, BE IT RESOLVED by the Craven County Board of Commissioners, pursuant to the authority granted to the board by Session Laws 2001-447, that:

1. Beginning with the 2002 election, members of the Board of Commissioners will be elected from the seven single-member districts as shown on the attached maps entitled "Craven County Comm'rs Alternative 1."

2. In both the party primaries and general election, voting for each district seat on the board shall be limited to the voters residing in that district.

3. The districting plan to be used and adopted by this resolution is the same as the redistricting plan adopted by the Board of Commissioners by the resolution dated 25 September 2001.

4. This method of election, and the seven districts, shall be used for each election for the Board of Commissioners until altered according to law.

5. A copy of this resolution and the maps showing the district boundaries shall be retained in the office of the Clerk to the Board of Commissioners.

6. This change in the structure of the Board of Commissioners, and the districting plan which is being adopted simultaneously, shall be submitted to the United States Justice Department for preclearance under Section 5 of the federal Voting Rights Act, and shall take effect upon such preclearance.

7. Upon preclearance, copies of this resolution and the maps shall be provided to the Craven County Board of Elections with the request that the elections board notify registered voters of the change in the method of election and in the districts in which they vote.

8. Upon preclearance, a copy of this resolution shall be filed and indexed in the county ordinance book required by General Statutes § 153A-48.

9. Upon preclearance, a certified true copy of this resolution shall be filed with the Secretary of State and with the Legislative Library, as required by General Statutes § 153A-64.

Adopted this 5th day of November, 2001.

APPOINTMENTS – FIREMEN’S RELIEF FUND BOARD OF TRUSTEES

Tim Harvey, Assistant Emergency Services Director, requested that the Board appoint Mr. Robert Pollard as a representative of the Town of Dover to the Firemen’s Relief Fund to replace E. F. Johnson, deceased. He advised the Board that the Town of Dover has already endorsed the appointment of Mr. Pollard. Commissioner Tyson moved to approve the request for appointment of Mr. Pollard, seconded by Commissioner Talton and unanimously carried.

COUNTY ATTORNEY’S REPORT

County Attorney, Jim Sugg, presented a request from North Carolina Natural Gas for an easement in the Industrial Park to run a gas line to complete their loop in the park. He indicated that NCNG would be installing the lines at their own expense and that the easement has been endorsed by Craven County Economic Development Commission. Commissioner Allen moved to adopt the resolution approving of the easement, seconded by Commissioner Sampson and unanimously carried.

Mr. Sugg advised the Board of a problem in which he is intervening with the easement on Howell Road approaching Craven Creekside Park. He advised the Board that the project has experienced interference by neighboring landowner, Claude Hall, and that the Sheriff’s Department has been enlisted to help in intervening with the problem.

COUNTY MANAGER’S REPORT

Transfer of Documents

Assistant County Manager, George Sawyer, requested that the Board rescind its action of October 15th, relative to the transfer of thirty-eight historical documents to Tryon Palace and to allow those documents to be disposed of in accordance with the Department of Cultural Resources Retention and Disposition Schedules currently in effect. He explained to the Board that the Board’s action relative to a display stand and a newspaper article being transferred to Tryon Palace should stand. Commissioner Phillips moved to rescind the action of the Board relative to thirty-eight documents of the Clerk of Court and Register of Deeds, seconded by Commissioner Sampson and unanimously carried.

Auction Results

Mr. Sawyer presented the following items sold at auction on October 20, 2001, as authorized by the Board of Commissioners, and asked for acceptance and inclusion in the

record of these items as follows. Commissioner Allen moved to accept the disposition list, seconded by Commissioner Sampson and unanimously carried.

Craven County Auction			
October 20, 2001			
Lot No	Description	Buyer Number	Amount
1	Savin 7350 Copier	1	\$ 1.00
2	Savin 9350 Copier	23	\$ 5.00
3	Computer screen,instruction books & Epson printer	1	\$ 1.00
4	Computer screen,instruction books & Epson printer	29	\$ 2.00
5	Computer screen,instruction books & Epson printer	1	\$ 1.00
6	2 computer screens and parts	21	\$ 5.00
7	Sharp SF7300 Copier w/parts	1	\$ 4.00
8	Hewlett Packard Laserjet Printer	1	\$ 5.00
9	Sharp SF7100 Copier w/parts	27	\$ 2.00
10	240 volt wall heater and stool	31	\$ 10.00
11	3 ceiling fans,desk light & 2 calendar boards&shelves	1	\$ 10.00
12	Multiple Radio Equipment & 1 baseboard heater	1	\$ -
13	Panasonic Typewriter w/screen	26	\$ 2.00
14	2 CRTs w/keyboards	1	\$ 1.00
15	NEC silent printer w/drawer	26	\$ 4.00
16	Xerox Map Copier w/stand	23	\$ 20.00
17	3M Page search machine	1	\$ 1.00
18	1 Brother & 1 IBM Typewriter	1	\$ 7.00
19	HP Officejet 3-in-one copier, fax & scanner	27	\$ 20.00
20	Tangent computer	27	\$ 5.00

21	2 Sharp fax machines	1	\$ 1.00	
22	2 Sun Computer Terminal w/keyboard & accessories	14	\$ 23.00	
23	3 Terminals w/ keyboards	1	\$ 5.00	
24	3 CRTs w/ 2 keyboards	21	\$ 6.00	
25	Cassette Dictaphone, gun cabinet & Motorola Amp	1	\$ 1.00	
26	Laptop computer w/case, Cabletron System & IT parts	34	\$ 40.00	
27	1 Lot of impact wrenches	29	\$ 55.00	
28	Diagnostic Oscilloscope	40	\$ 22.00	
29	UPS system	23	\$ 20.00	
30	Calculators & assorted Office supplies	1	\$ 20.00	
31	Assorted DP equip. & Office Supplies	1	\$ 20.00	
32	9 Water pumps	3	\$ 16.00	
33	Misc. Electronic Computer Supplies	1	\$ 1.00	
34	Box of Calculators	1	\$ 10.00	
35	3 Printers & 1 Hard Drive	42	\$ 5.00	
36	2 Vaccum Cleaners	21	\$ 25.00	
37	2 Monitors, 2 keyboards & 2 printers	1	\$ 10.00	
38	2 Monitors, 2 keyboards & 1 printer	42	\$ 15.00	
39	3 Monitors w/ 3 keyboards	1	\$ 20.00	
40	2 Hard Drives, 2 Monitors & 2 keyboards	42	\$ 5.00	
41	2 Hard Drives, 2 Monitors & 2 keyboards	42	\$ 12.00	
42	2 Hard Drives, 2 Monitors & 2 keyboards	1	\$ 10.00	
43	2 Hard Drives, 2 Monitors & 2 keyboards	31	\$ 15.00	
44	2 Hard Drives, 5 Monitors & 5 keyboards	1	\$ 10.00	

45	5 Monitors w/ 5 keyboards	1	\$ 10.00
46	4 Monitors & 4 keyboards w/plastic parts	42	\$ 5.00
47	2 Monitors, 1 printer w/box of plastic supplies	21	\$ 14.00
48	2 Monitors & 2 boxes of supplies	40	\$ 10.00
49	Icon Printer, 1 Terminal, & 1 box of supplies	1	\$ 1.00
50	2 Terminals & 2 boxes of supplies	1	\$ 1.00
51	1 Terminal, 1 electric hole punch & 2 printers	1	\$ 12.00
52	Sterilizer	1	\$ 1.00
53	2 Copiers & 4 boxes of parts	1	\$ 1.00
54	10 boxes of assorted cartridges & ribbons	1	\$ 1.00
55	2 desktop printers & 1 keyboard tray	1	\$ 40.00
56	Fax machine & 3 boxes of assorted fax paper	29	\$ 4.00
57	4 outdoor lights	29	\$ 40.00
58	4 phones and a box of bag phones	23	\$ 5.00
59	Single Pedestal Desk	1	\$ 1.00
60	Single Pedestal Wooden Desk w/ L	1	\$ 1.00
61	Single Pedestal Wooden Desk w/ L	1	\$ 1.00
62	Single Pedestal Wooden Desk w/ L	1	\$ 1.00
63	Open storage unit-----(airport)	2	\$ 4.00
64	Wooden table-----(airport)	37	\$ 4.00
65	Single Pedestal Wooden Desk w/ L	1	\$ 1.00
66	Single Pedestal Desk w/credenza----- (airport)	42	\$ 5.00
67	White Single Pedestal Desk w/ L	1	\$ 1.00
68	Printer Stand----- (airport)	1	\$ 1.00

69	Printer Stand-----(airport)	1	\$ 1.00	
70	Credenza small w/drawers	1	\$ 1.00	
71	Double Pedestal Desk	31	\$ 5.00	
72	Double Pedestal Desk	11	\$ 5.00	
73	Double Pedestal Desk	1	\$ 1.00	
74	Single Pedestal Desk	31	\$ 5.00	
75	Double Pedestal Desk	1	\$ 1.00	
76	Double Pedestal Desk	1	\$ 1.00	
77	Double Pedestal Desk	1	\$ 1.00	
78	Wooden table	25	\$ 20.00	
79	Double Pedestal Desk	1	\$ 1.00	
80	Microwave Cart	6	\$ 20.00	
81	Blue Recliner	42	\$ 16.00	
82	Computer table	21	\$ 22.00	
83	Double Pedestal Desk	1	\$ 1.00	
84	Blue Executive Chair	37	\$ 5.00	
85	Double Pedestal Desk	29	\$ 7.00	
86	Double Pedestal Desk	11	\$ 2.00	
87	Brown Executive Chair	21	\$ 8.00	
88	Burgundy Roll-About Chair	1	\$ 1.00	
89	Rust Roll-About Chair	11	\$ 16.00	
90	Blue Roll-About Chair	21	\$ 2.00	
91	Single Pedestal Desk	1	\$ 1.00	
92	Single Pedestal Desk	21	\$ 14.00	

93	Blue Roll-About Chair	1	\$ 1.00	
94	Off White Roll-About Chair	37	\$ 10.00	
95	Off White Roll-About Chair	42	\$ 3.00	
96	Single Pedestal Desk	31	\$ 5.00	
97	Off White Roll-About Chair	1	\$ 1.00	
98	Mauve Roll-About Chair w/out arms	1	\$ 1.00	
99	Brown Roll-About Chair w/out arms	46	\$ 3.00	
100	Desk L return Only	1	\$ 1.00	
101	3 Metal Stackable Chairs	6	\$ 2.00	
102	Computer Desk w/Hutch	1	\$ 1.00	
103	Credenza	1	\$ 1.00	
104	Desk	29	\$ 5.00	
105	Desk	29	\$ 5.00	
106	Desk		\$ -	
107	Desk Units-Partitions	29	\$ 2.00	
108	Desk Units-Partitions	29	\$ 2.00	
109	Desk Units-Partitions	29	\$ 2.00	
110	Table	29	\$ 2.00	
111	1 Metal & 2 Wooden Chairs	23	\$ 10.00	
112	3 Roll-About Chair Parts	27	\$ 2.00	
113	3 Metal Chairs-Rust Color	26	\$ 2.00	
114	3 Chairs: 1 Brown & 2 Mauve	23	\$ 10.00	
115	4 Side Chairs-Rust Color	11	\$ 12.00	
116	4 Side Chairs-Rust Color	11	\$ 24.00	

117	4 Side Chairs-Rust Color	11	\$ 26.00
118	4 Roll-About Chairs-----(airport)	1	\$ 20.00
119	2 Wooden Side Chairs & 1 Metal Chair	23	\$ 14.00
120	2 Roll-About Chairs & 1 Roll-About Stool	21	\$ 4.00
121	Printer Desk	1	\$ 1.00
122	Printer Desk	1	\$ 1.00
123	Printer Desk	1	\$ 1.00
124	Printer Desk	1	\$ 1.00
125	Printer Desk	1	\$ 1.00
126	2 Drawer Metal File	31	\$ 5.00
127	4 Drawer Legal Size Metal File	29	\$ 6.00
128	Double Pedestal Metal Desk----(airport)	26	\$ 2.00
129	Double Pedestal Metal Desk----(airport)	29	\$ 2.00
130	2 Weedeaters------(airport)	43	\$ 75.00
131	Double Pedestal Metal Desk----(airport)	51	\$ 5.00
132	Double Pedestal Metal Desk----(airport)	51	\$ 2.00
133	Credenza------(airport)	29	\$ 2.00
134	Double Pedestal Metal Desk	29	\$ 12.00
135	4 Vinyl Side Chairs------(airport)	51	\$ 5.00
136	4 Roll-About Chairs	51	\$ 10.00
137	Map Rack	23	\$ 55.00
138	3 Roll-About Chairs	51	\$ 2.00
139	3 Roll-About Chairs	51	\$ 2.00
140	4 Roll-About Chairs	1	\$ 1.00

141	4 Metal Side Chairs	29	\$ 2.00	
142	Single Pedestal Metal Desk----(airport)	1	\$ 1.00	
143	Double Pedestal Metal Desk----(airport)	51	\$ 2.00	
144	Double Pedestal Metal Desk----(airport)	29	\$ 4.00	
145	Metal Table w/drawer-----(airport)	23	\$ 17.00	
146	1,000 Gallon Plastic Fuel Tank----- (airport)	2	\$ 45.00	
147	Metal Conveyer----- (airport)	51	\$ 15.00	
148	Rheem Heat Pump----- (airport)	1	\$ 15.00	
149	Air Conditioner Unit	51	\$ 5.00	
150	Air Conditioner Unit	51	\$ 5.00	
151	Air Conditioner Unit-Comfort Maker	1	\$ 1.00	
152	2 Dark Gray File Cabinets-4 Drawer Letter	52	\$ 40.00	
153	3 4 Drawer Metal File Cabinets	29	\$ 38.00	
154	Double Pedestal Metal Desk	51	\$ 4.00	
155	2 Scales	15	\$ 12.00	
156	2 Wood Cabinets	29	\$ 18.00	
157	18 Metal Stackable Chairs Transferred to DSS		\$ -	
158	Double Pedestal Metal Desk	43	\$ 2.00	
159	Table Metal w/drawer	29	\$ 4.00	
160	2 Metal Chairs	1	\$ 6.00	
161	Small Refrigerator	5	\$ 24.00	
162	Printer Table	1	\$ 1.00	
163	Typewriter Table	14	\$ 10.00	
164	NO ITEM		\$ -	

165	2 Carpet Cleaners	26	\$ 2.00	
166	Garage Parts Cabinet	1	\$ 1.00	
167	Burster	1	\$ 1.00	
168	3 Metal 4 Drawer File Cabinets	14	\$ 32.00	
169	Metal Storage Cabinet-----(airport)	52	\$ 14.00	
170	Dishwasher----- (airport)	24	\$ 52.00	
171	Welder	5	\$ 400.00	
172	Car Engine	7	\$ 50.00	
173	Car Engine	7	\$ 50.00	
174	Car Engine	7	\$ 50.00	
175	Kerosene Heater----- (airport)	7	\$ 65.00	
176	Push Mower----- (airport)	51	\$ 2.00	
177	20 Stackable Chairs	21	\$ 70.00	
178	Metal Table w/drawer	23	\$ 25.00	
179	2 Floor Polishers	21	\$ 70.00	
180	2 Drawer Metal File Cabinet	45	\$ 2.00	
181	5 Drawer Cabinet	2	\$ 30.00	
182	4 Drawer Metal File	2	\$ 10.00	
183	3 Metal File Cabinets	2	\$ 20.00	
184	8 small File Cabinets	29	\$ 50.00	
185	Metal Table	52	\$ 18.00	
186	Metal Shelving	1	\$ 50.00	
187	3 Drinking Fountains	21	\$ 22.00	
188	2 Drawer Metal File Cabinet	26	\$ 5.00	

189	Phone Card Machine------(airport)	1	\$ 1.00	
190	2 Boxes of electrical car parts	37	\$ 10.00	
191	2 Boxes of electrical car parts	55	\$ 35.00	
192	Misc. Electronic Parts	29	\$ 16.00	
193	Misc. Doors	51	\$ 5.00	
194	Misc. Doors	51	\$ 30.00	
195	Misc. Doors	6	\$ 20.00	
196	Misc. Doors	51	\$ 20.00	
197	Glass Markee Board	51	\$ 35.00	
198	Bulletin Board & Wheel of Fortune Board	29	\$ 5.00	
199	Truck Tool Boxes 2	12	\$ 5.00	
200	Truck Tool Box	37	\$ 2.00	
201	2 Countertops	51	\$ 5.00	
202	Transmission Jack Stand	16	\$ 90.00	
203	Truck Parts	43	\$ 20.00	
204	Tank Carrier w/gauge	16	\$ 40.00	
205	Tool Holder w/ Tools	29	\$ 14.00	
206	Battery Charger	56	\$ 30.00	
207	5 gal. Can of Grease w/Hoses and Gun	51	\$ 34.00	
208	3 Tires	6	\$ 4.00	
209	4 Tires	7	\$ 30.00	
210	4 Tires	7	\$ 30.00	
211	4 Tires	7	\$ 30.00	
212	Crankshaft w/manifold	51	\$ 50.00	

213	1993 Ford F 250 Truck Ser # 1FTEF25N4PNA55309 W/S	32	\$ 2,200.00
214	1994 Ford F 150 Truck Ser # 1FTEF15N3RNB34368 W/S	43	\$ 2,500.00
215	1992 Chevrolet Van Ser # 2GCCG15Z3N4149177	33	\$ 1,600.00
216	1983 Pontiac 600LE Ser # 2G2AG27XXE1204139 (USSI)	1	\$ 400.00
217	1988 Chev Cavalier Ser # 161JC5110J7160302 (USSI)	1	\$ 120.00
218	1990 Dodge Van Ser # 2B5WB35Z9LK753017	7	\$ 1,300.00
219	1987 Chevrolet S10 Truck Ser # 1GCBS14R9H8202821	43	\$ 900.00
220	Generator - Military Type	34	\$ 325.00
221	GENERATOR	15	\$ 375.00
222	1988 ford ranger 1FTCR10T7	48	\$ 700.00
223	AIRPORT SEE DIRECTION SHEET ATTACHED		
224	1000 Gallon Plastic Tank - Deicer Solution	4	\$ 10.00
225	30KW Generator 60HZ 3 Phase S# 30-1000-7	54	\$ 175.00
226	Metal Bumper/Guard Rails	51	\$ 20.00
227			
228	GO TO NEW LOCATION		
229	CREEKSIDE PARK SEE DIRECTIONS SHEET ATTACHED		
230	1987 Linkbelt L52800 Excavator with one 5 Ft Clean out Bucket	33	\$ 13,000.00
231	One 6 Ft V Bucket	33	\$ 125.00
232	GO TO NEW LOCATION		
233	LAGOON SITE SEE DIRECTIONS SHEET ATTACHED		
234	500 plus/minus feet of used 8 inch sdr 35 pvc pipe	37	\$ 150.00
235	130 plus/minus feet of 10 inch steel pipe	33	\$ 75.00
236	Case Trencher with blade	48	\$ 250.00

237	148A Compressor		1	\$	1.00
	148B		51	\$	5.00
	TOTAL			\$	27,311.00
	RECAP				
	General	20,350.00			
	Airport	1,266.00			
	Water Sewer	5,175.00			
	USSI	520.00			
	TOTAL	27,311.00			

Travel Reimbursement Request

County Manager, Harold Blizzard, presented a request for reimbursement by Mrs. Carolyn M. Bland for expenses related to her attendance at the Senior Tarheel Legislature. The request for reimbursement was in the amount of \$175.20. Commissioner Sampson moved to approve the request from fund balance, seconded by Commissioner Toon and carried in a roll call vote by six “Ayes”, there being one “Nay” from Commissioner Tyson. Mr. Blizzard reminded the Board that Ms. Bland had submitted a budget request during the regular budget process for expenses to attend three (3) such meetings of the Senior Tarheel Legislature. He inquired if the Board intended to have her reimbursed for two upcoming sessions. There was some discussion concerning the reason for the County Commissioners supporting this expense and Mr. Blizzard was directed to invite Mrs. Bland to come before the Board with a presentation about the program.

Mr. Blizzard sought from the Board authorization to review compensation and travel reimbursement to all appointees to county boards and committees. He stated that with no objection he would like to consider a uniform travel policy for board appointees and report back to the Board. There was no objection from the Board.

At 8:40 p.m. Commissioner Allen 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