

**THE BOARD OF COMMISSIONERS OF THE COUNTY OF CRAVEN MET IN REGULAR SESSION IN THE COMMISSIONERS' ROOM OF THE CRAVEN COUNTY ADMINISTRATION BUILDING, 406 CRAVEN STREET, NEW BERN, NORTH CAROLINA ON TUESDAY, JANUARY 21, 2003. THE MEETING CONVENED AT 8:30 A.M.**

**MEMBERS PRESENT:**

- Chairman Johnnie Sampson, Jr.
- Vice Chairman Lee Kyle Allen
- Commissioner George Brown
- Commissioner Bill Harper
- Commissioner Perry Morris
- Commissioner M. Renèe Sisk
- Commissioner Leon C. Staton

**MEMBERS 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 Morris and the Pledge of Allegiance, Commissioner Sisk moved to approve minutes of the January 6, 2003 regular session, seconded by Commissioner Staton and unanimously carried.

**CONSENT AGENDA**

Budget Amendments were removed from the consent agenda for discussion by request of Commissioners Harper and Sisk.

*Set Auction Date*

The Board was requested to set February 22, 2003 as the date for the surplus equipment auction, at 9:00 a.m. to be held at the Farmers Market, and to designate Assistant County Manager, George Sawyer, as the auctioneer and authorize him to dispose of the surplus items. Commissioner Allen moved to set the surplus equipment auction date for February 22, 2003, at 9:00 a.m. at the Farmers Market and to authorize the Assistant County Manager as auctioneer for disposal of the surplus items. The motion was seconded by Commissioner Morris and unanimously carried in a roll call vote.

*Tax Releases and Refunds*

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

*Credits*

<b>TAXPAYER NAME</b>	<b>TICKET #</b>	<b>AMOUNT</b>
AMMAN, SEAN B MILITARY-1/2 VAL-SEAN-02 LES-MI ECC-09/12/04	2002-0090964	\$ 70.60
BANKS, GRACIE MAE PROPERTY VACANT	2002-0002338	\$ 32.00
BAYSDEN, SIDNEY PROPERTY VACANT	2002-0003182	\$ 32.64

BROWN, RODNEY D & PATRICIA B INCORRECT SITUS S/B CARTERET CO	2002-0006348	\$ 168.96
BROWN, ROGER R PROPERTY VACANT	2002-0090911	\$ 56.00
CARTER, FLORENCE W PROPERTY VACANT	2002-0008225	\$ 32.64
GODETTE, PERCY DALE PROPERTY VACANT	2002-0019588	\$ 32.64
GRAY, SHIRLEY ALILEEN MOBLEY PROPERTY VACANT	2002-0020157	\$ 32.64
GROCHAN, JAMES P INCORRECT SITUS S/B ONSLOW COUNTY	2002-0091003	\$ 39.37
HARRELL, CHARLE RUSSELL II VALUE ADJUSTED PER BILL OF SALE	2002-0091104	\$ 28.41
HORNER, WALTER J & BARKER CORRECTED APPRAISAL ERROR-REBILLED TO CORRECT OWNER	2002-0024624	\$ 16.57
KILPATRICK, JOHNNY ET AL PROPERTY VACANT	2002-0028285	\$ 32.00
LEBERMAN, ODIN MILITARY-02 LES-PA ECC-NONE (LTCOL)	2002-0091026	\$ 68.11
LINDSEY, DONOVAN DOUBLE LISTED WITH ACCT #41567	2002-0091027	\$ 183.68
MCGOWAN, JIMMY HAROLD JR DID NOT OWN 1/1/2002	2002-0033442	\$ 18.87
MELLINGER, JEFF S VALUE ADJUSTED PER BILL OF SALE	2002-0090798	\$ 303.05
MITCHELL, CAROLYN L CORRECTED APPRIASAL ERROR	2002-0091113	\$ 593.80
PETERSON, GLORIA F PROPERTY VACANT	2002-0039389	\$ 32.00
PETRAK, PEGGY S INCORRECT SITUS S/B 1C	2002-0039422	\$ 194.94
RIVERS, BLANCHE S PARCEL AS ONLY ONE DWELLING	2002-0042437	\$ 32.00
SIMMONS, MARJORIE M PROPERTY VACANT	2002-0045270	\$ 32.00
SMITH, DAVID DOUBLE LISTED WITH ACCT #6623800	2001-0045062	\$ 260.66
SMITH, DAVID DOUBLE LISTED WITH ACCT # 6623800	2002-0045832	\$ 222.87

SMITH, DAVID DOUBLE LISTED WITH ACCT # 6623800	2000-0090978	\$ 272.62
TAYLOR, DENINE DID NOT OWN 1/1/02	2002-0091128	\$ 160.81
THOMAS, ARNETTE & MURPHEY, G DID NOT OWN 1/1/2002	2002-0091130	\$ 215.37
TOMLINSON, GLENA M R REMOVAL OF SCE-REBILLED FOR FULL AMOUNT	2002-0049945	\$ 10.00
WIGGINS, BENNIE J PROPERTY VACANT	2002-0054629	\$ 32.64
	28 – CREDIT MEMO(S)	\$ 3,207.89
BANKS, GRACIE MAE PROPERTY VACANT	2001-0002301	\$ 32.00
BUCK, LARRY FRANCIS JR DID NOT OWN 1/1/2002	2002-0006936	\$ 14.49
BUIE, NEIL L TAGGED VEHICLE	1998-0006384	\$ 21.34
BUIE, NEIL L TAGGED VEHICLE	1999-0006668	\$ 20.27
BUIE, NEIL L TAGGED VEHICLE	2000-0006821	\$ 19.25
BUIE, NEIL L TAGGED VEHICLE	2001-0006885	\$ 19.25
BUIE, NEIL L TAGGED VEHICLE	2002-0006985	\$ 17.68
CHANCE INVESTMENT COMPANY INC CORRECTED APPRAISAL ERROR	2002-0008712	\$ 827.24
CROOM, ALLEN RAY & ALICE M DOUBLE LISTED WITH ACCT #29766	2002-0011496	\$ 4.08
CURD, THOMAS E INCORRECT SITUS-S/B 7G	2002-0011728	\$ 116.00
DECAMP, ROBERT PROPERTY VACANT	2002-0012867	\$ 32.00
HARTLEY, KENNETH H PROPERTY VACANT	2002-0022465	\$ 64.00
MCGRAW, THOMAS F & JOAN M CHARGED LATE FEE IN ERROR	2002-0091110	\$ 64.60
PATTON, FREDERICK P DOUBLE LISTED ON SAME ACCT, TICKET #38935	2002-0038937	\$ 228.26

ROACH, L D PROPERTY VACANT	2002-0042509	\$ 32.00
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SIMMONS, MARJORIE M PROPERTY VACANT	2001-0044522	\$ 32.00
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16 – REFUND (S) \$ 1,544.46

*FY 2002 CDBG Concentrated Needs Housing Assistance*

A bid opening for the rehabilitation of five (5) units in the FY 2002 CDBG Project was held on January 9, 2003. Bid packages were received by six (6) contractors; George Celinski, United Builders Group, JE Dillanunt & Associates, Buck Davis, Stephen Davis and Bob Boris. Commissioner Allen moved to award contracts to the following low bidders, as recommended by the County Planner, seconded by Commissioner Morris and unanimously carried in a roll call vote.

<u>Owners</u>	<u>Contractor/Low Bidder</u>	<u>Amount</u>
John Blango 308 Elder Street New Bern	Bob Boris	\$26,840
Helen Henderson 306 Elder Street New Bern	Bob Boris	\$14,070
Julia Harris 501 Vail Street New Bern	Buck Davis	\$18,500
Donald Wallace 360 Mile Road Vanceboro	Stephen Davis	\$25,385
Dempsey Wallace 350 Mile Road Vanceboro	Stephen Davis	\$28,835

*FY 2002 CDBG Concentrated Needs Project*

A bid opening for asbestos removal/demolition of three (3) dilapidated units in the ongoing CDBG project was held on January 14, 2003. Bids were received by five regional contractors; Harrelson & Smith, Styron Construction, Carolina Salvage, Carolina Coast Construction and Todd Swindell Construction.

<u>Unit Address</u>	<u>Contractor/Low Bidder</u>
514-A Williams Street, New Bern 400 Mile Road, Vanceboro 390 Mile Road, Vanceboro	Harrelson & Smith Contractors  <b>Lump Sum Bid--\$9,949</b>

Commissioner Allen moved to approve the contract awards as recommended by the Planning Department, seconded by Commissioner Morris and unanimously carried in a roll call vote.

**BUDGET AMENDMENTS**

Commissioner Sisk asked why the budget amendment for Emergency Services reflects a different total amount from what was presented to the Board by Emergency Services

Director, Stanley Kite, during the last regular session. Finance Officer, Rick Hemphill, explained that the budget amendment does not include tax. Commissioner Harper asked for an explanation of the Parents As Teachers program cited in a budget amendment for Smart Start. Mr. Hemphill offered a description of the program. The budget amendments were approved unanimously in a roll call vote by motion of Commissioner Harper, seconded by Commissioner Brown.

***CBA Pass Through***

<b>REVENUES</b>	<b>AMOUNT</b>	<b>EXPENDITURES</b>	<b>AMOUNT</b>
101-0564-348-10-00 Comm for Children	\$ 463.00	101-0564-450-91-01 Comm for Children	\$ 463.00
101-0564-348-60-00 TAU Rites of Passage	\$ 6,471.00	101-0564-450-91-06 TAU Rites of Passage	\$ 6,471.00
<b>TOTAL</b>	<b>\$ 6,934.00</b>	<b>TOTAL</b>	<b>\$ 6,934.00</b>

**Justification:** Budget CBA allocated funds not previously budgeted for Pass Through to the Committee for Children and TAU Rites of Passage Program.

***Emergency Services***

101-0000-399-01-00 Fund Balance	\$11,829.00	101-2301-410-73-01 C/O over \$5,000	\$ 8,179.00
		101-2301-410-73-21 C/O under \$5,000	\$ 3,375.00
		101-2301-410-22-00 Telephone	\$ 275.00
<b>TOTAL</b>	<b>\$11,829.00</b>	<b>TOTAL</b>	<b>\$11,829.00</b>

**Justification:** ID System \$6,549.45, Installation \$1,550.00 and Shipping \$79.00 (Tax 425.71). Satellite Communications System – Unit \$3,375.00, Satellite Communications phone line \$35.00 X 5 months and one time activation fee. Concept approved by Commissioners 01-06-03. This BA will appropriate funds.

***Rescue Squads***

101-0000-399-01-00 Fund Balance	\$14,142.00	101-2825-410-33-20 NB Craven Rescue Grant Match	\$14,142.00
<b>TOTAL</b>	<b>\$14,142.00</b>	<b>TOTAL</b>	<b>\$14,142.00</b>

**Justification:** Grant match 50%, State 50%, Squad (County) to cover the cost of Thermal Imaging Camera, Digital Temperature Meter Digital Transmitter, East Attack Truck Mount, 6 portable radios, 6 pagers, 4 EMS Momex suits X large, 4 EMS Monex suits large, 8 Bullard Advent Helmet for Rescue.

***Cooperative Extension***

101-4242-348-59-00	\$21,885.00	101-4242-420-40-50 Contract Services	\$18,970.00
		101-4242-420-32-40 Other Supplies	\$ 607.00
		101-4242-420-22-00 Telephone	\$ 500.00
		101-4242-420-25-00 Travel	\$ 835.00
		101-4242-420-25-15	\$ 323.00

		Training	
		101-4242-420-15-15	\$ 50.00
		Dues & Subs	
		101-4242-420-24-00	\$ 600.00
		Meeting Exp	
TOTAL	\$21,885.00	TOTAL	\$32,885.00

**Justification:** Parents as Teachers received full year allocation from Smart Start.

**UPDATE ON PRIOR BOARD ACTIONS SEEKING LEGISLATION**

*ABC Board Request*

Commissioner Allen moved to reaffirm the Board’s prior action to support a request by the Craven County ABC Board that the N.C. General Assembly authorize the Craven County ABC Board to hire its own ABC Law Enforcement. The deadline for local bills had passed at the time that the original request reached the legislature during its last session. Commissioner Staton seconded the motion, which carried unanimously.

*Request for Hunting Regulations*

The Board was asked to consider reaffirming a resolution that was adopted in 2002, prohibiting hunting from the roadsides of portions of SR 1459 and 1460. This resolution was submitted to the legislature after the deadline of the last session. Commissioner Morris recommended forwarding the resolution back to Craven County’s legislative delegation and moved that the Chairman be authorized to sign a new resolution, seconded by Commissioner Brown and unanimously carried.

**RESOLUTION  
OF THE CRAVEN COUNTY  
BOARD OF COMMISSIONERS  
PROHIBITING HUNTING FROM THE ROADSIDES  
OF PORTIONS OF SR 1459 & 1460**

**WHEREAS**, the property owners living along Riverside Road, (SR #1459) from Riverside Church north to 1460, and St. John’s Road (SR #1460) from SR #1459 west to the Pitt County line request the legislative delegation representing Craven County to introduce an act making it illegal and unlawful to hunt, take, kill or shoot from, or on road right-of-way; and

**WHEREAS**, pursuant to the provisions of N.C.G.S. 113-133.1, the Craven County Board of Commissioners is allowed to exercise powers in restricting hunting primarily for the purpose of protecting travelers on the highway, landowners, or other persons who may be endangered or affected by hunters’ weapons or ammunition or whose property may be damaged; and

**WHEREAS**, the Craven County Board of Commissioners conducted a public hearing concerning this request on June 3, 2002, and heard input from citizens regarding the same.

**NOW, THEREFORE, BE IT RESOLVED** by the Craven County Board of Commissioners that the legislative delegation representing Craven County is hereby requested to introduce legislation making it unlawful and illegal to hunt, or kill or shoot from or on the right-of-way of SR #1459 from Riverside Church north to SR #1460 and SR #1460 west to the Pitt County line.

**BE IT FURTHER RESOLVED** that the North Carolina General Assembly is requested to include in such legislation a provision allowing hunters to stop along the affected roads with loaded firearms present in their vehicles for the sole purpose of picking up their dogs.

Done this 3<sup>rd</sup> day of June, 2002.

### **ANIMAL SERVICES CENTER REPORT**

Kathryn Smith, Director of Craven County Animal Services Center, presented a report in response to some of the questions raised in the Board's last meeting. She outlined the major responsibilities of the Animal Services Center, including rabies vaccinations, response to bite reports, and services for some municipalities. She stated, however, that the leash laws in the municipal areas are not enforced by the Animal Services Center. She emphasized that staff and facility of the Animal Services Center are currently inadequate to respond to all nuisance complaints. She stated that additional personnel, equipment and kennel space would be necessary if a leash ordinance were to be adopted and enforced. She advised the Board that the Sheriff can be contacted to dispatch his Animal Control Officer if calls are received after normal hours of the Animal Services Center.

### **GLOBAL TRANSPARK**

Commissioner Sampson cited a recent article that appeared in the *Sun Journal*, relative to a proposal to withdraw funding from Global Transpark, which was presented at the Legislative Goals Conference of the North Carolina Association of County Commissioners. He stated for the record that the article was inaccurate, and asked for a correction.

### **COMMUNITY CHILD PROTECTION TEAM ANNUAL REPORT**

Greta Savage Hill of the Department of Social Services presented the Community Child Protection Team annual report citing 2002 statistics for Craven County relative to investigations of abuse and neglect cases. She presented a list of concerns, which the team has identified as follows:

- after school programs for children twelve years and over
- additional emergency placement options after hours
- timely and affordable mental health services for adults and children
- preventive mental health treatment
- affordable after school programs for elementary age children without special needs
- addressing the needs of school age children who threaten suicide
- level 3 group home targeted for girls
- sex offender treatment for adults and children
- a child psychiatrist
- additional volunteers and advocates
- unified community effort in establishing and meeting needs and better partnering among agencies

### **RESOLUTION FOR JOHN SIMMONS**

Commissioner Sampson requested that the Board draft a resolution to recognize the community service of John "Zeke" Simmons; however, he asked that this resolution be deferred due to Mr. Simmons' illness.

**ADDITION TO THE AGENDA**

Commissioner Allen asked the Board to consider an amendment to the agenda and moved that Michael Speciale be allowed to address the Board. Commissioner Sisk seconded the motion, which carried with six (6) “Ayes”, there being one (1) “Nay” from Commissioner Staton. Mr. Speciale spoke in favor of Craven County’s joining the local government lawsuit against the North Carolina Secretary of Revenue. He requested that the County reconsider its vote in the last regular session. Commissioner Allen moved that the Board reconsider its prior vote and join the lawsuit. Commissioner Harper seconded the motion, which failed, there being three (3) “Ayes” from Commissioners Allen, Harper and Sisk and four (4) “Nays” from Commissioners Brown, Morris, Sampson and Staton.

**EMERGENCY SERVICES MATTERS**

*Rhems Fire Response District Description*

Fire Marshal, Stanley Kite, presented a request to change the Rhems Fire Response District description. He explained that the Fire Department is in the process of reducing the Insurance Grade Schedule for the District. The change is written to exclude the Town of River Bend due to the fact that River Bend has a separate contract and will receive a rating for the residents in town independent from the rural response area. Commissioner Brown moved to approve the proposed new description, as follows, seconded by Commissioner Sisk and unanimously carried.

**RHEMS FIRE INSURANCE DISTRICT  
SERVED BY: RHEMS FIRE DEPARTMENT  
CRAVEN AND JONES COUNTY**

**MAP 1” = 1 MILE  
FIVE MILE DISTRICT**

**Approved by Craven County on:** January 21, 2003  
**Approved by Jones County on:** \_\_\_\_\_

Beginning at point (1) on SR 1225, 1.5 miles northeast of its intersection with SR 1224; thence in a southeasterly direction to point (2) at the intersection of US Highway 17 and SR 1221; thence in a southerly direction to point (3) on the Trent River, 3.5 miles northeast of its intersection with the Craven/Jones County Line; thence in a southwesterly direction along the north banks of the Trent River to point (4), .4 mile southwest of the Jones/Craven County Line; thence in a westerly direction to point (5) at the intersection of US Highway 17 and SR 1002; thence in a southwesterly direction to point (6) at the intersection of SR 1002 and SR 1333, including all property on SR 1002, between this and the preceding point; thence in a northwesterly direction to point (7) on SR 1332, .2 mile south of its intersection with SR 1002; thence in a northwest direction to point (8) on SR 1002, .3 mile northwest of its intersection with SR 1332; thence in northeasterly direction to point (9) on SR 1224, 1.3 miles northwest of its intersection with SR 1228; thence in a southerly direction to point (1), the beginning.

**NOTE:** This description describes an area of Craven and Jones Counties pursuant to General Statutes 153A-233 for Insurance Grading Purposes Only.

**NOTE:** The City Limits of River Bend is excluded in this district.

**NOTE:** Points 1 and 2 are adjoining points with West of New Bern Fire Insurance District.

**NOTE:** Points 4, 5, 6 and 7 are adjoining points with Pollocksville Fire Insurance District.

*New Bern Rescue Squad Request*

Mr. Kite requested on behalf of the New Bern Craven Rescue Squad that a North Carolina Department of Insurance Grant for Rescue Equipment be matched. The amount of the requested match is \$14,141.86. Commissioner Allen moved to approve the allocation of \$14,141.86 from fund balance for the grant, seconded by Commissioner Morris and unanimously carried in a roll call vote.

**APPOINTMENTS**

*Library Boards*

The Board received a request from Regional Librarian, Jackie Beach, that Molly Ritter be reappointed to the New Bern Library for a term to end December 31, 2005, that Katherine Haroldson be reappointed to a term ending December 31, 2006, and that Missy Hutchinson be appointed to a six year term to replace Elizabeth Ward. In addition, she requested that Lewis Sanderford of the Havelock Library Board be reappointed to the Regional Library Board as a representative of the Havelock Library, and that Esther Hardin be appointed to the Regional Library Board to replace Mrs. Ward. Commissioner Allen recommended that all of the requested reappointments and appointments be made. He moved that further nominations be closed, seconded by Commissioner Harper and unanimously carried.

*Upcoming Appointments – February*

The Board was apprised of the impending expiration of two (2) terms on the Neuse Center Board. The terms of Lonnie Pridgeon and Ralph Provost will expire in February.

**COUNTY MANAGER’S REPORT**

County Manager, Harold Blizzard, requested that the Board set an Environmental Health workshop on the septic tank approval process for February 3<sup>rd</sup> at 5:00 p.m. It was the consensus of the Board to set the workshop as requested.

**COMMISSIONERS’ REPORTS**

*Commissioner Harper* apologized for any misinformation which he provided for the article in the *Sun Journal*.

*Commissioner Brown* stated that he would not vote for withdrawal of Craven County from the Global Transpark; however, he also stated that he would not vote for State funds being utilized by Global Transpark for a passenger airport.

*Commissioner Sisk* stated that she would like for Planning Director, Don Baumgardner, to include an NFIP Community Rating Status in his upcoming report to the Board, as well as an update on Phase II Storm Water Management, an update on the County’s Capital Improvement Plan and status of the County Emergency Management Plan.

*Commissioner Staton* asked that the County consider placing signs at entrances to the County on all roads appealing to those who are entering the County to help keep it clean.

*Commissioner Morris* asked that the Board allow Gerald Anderson to address the Board and moved that he be recognized. Commissioner Harper seconded the motion, which carried with six (6) “Ayes”, there being one (1) “Nay” from Commissioner Sisk.

Mr. Anderson addressed the Board concerning an issue with the Environmental Health Department and the permitting process relative to lots in his development, Hunter's Ridge.

Following Mr. Anderson's presentation, Commissioner Morris advised the Board of his resignation from the Recreation and Parks Advisory Committee. He recommended Donald Ipock of Spruill Town Road for appointment. He moved that Mr. Ipock be appointed, seconded by Commissioner Staton and unanimously carried. Commissioner Morris also requested information on the status of the house in Fairfield Harbour that has been cited for demolition. County Attorney, Jim Sugg, asserted that work is in progress. Commissioner Morris advised the Board that the local Wildlife Resources Commission representative has been elected to the North Carolina General Assembly and indicated a need for a new recommendation for this appointment. He moved that Craven County endorse Mr. Bill Moore for this appointment, seconded by Commissioner Allen. Commissioner Sisk indicated that she would like to know something about the nominees before they are appointed. The motion carried with six (6) "Ayes", there being one (1) "Nay" from Commissioner Harper.

*Commissioner Allen* commented that the Commissioners have always enjoyed some degree of autonomy and have allowed each other the courtesy of placing additional items on the agenda as necessary.

*Commissioner Sampson* reported on the celebrations of Martin Luther King Day and stated that he is willing to go a little further with the Global Transpark concept if it does not detract from Craven Regional Airport.

At 10:50 a.m. Commissioner Allen moved to recess to reconvene at 5:00 p.m. on February 3<sup>rd</sup>, seconded by Commissioner Staton and unanimously carried.

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Chairman Johnnie Sampson, Jr.  
Craven County Board of Commissioners

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Gwendolyn M. Bryan, Clerk to the Board