

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, SEPTEMBER 3, 2002. 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
- 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 August 19, 2002 regular session, seconded by Commissioner Phillips and unanimously carried in a roll call vote.

Tax Releases and Refunds

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

Credits

TAXPAYER NAME	TICKET #	AMOUNT
BROWN, GREGORY NELS MH HOME REPOSSESSED PRIOR TO 01/01/01	2001-0006077	\$ 359.16
CARTER, ANDREA INCORRECT PARCEL # - REBILLED ON A SUPPLEMENT BILL	2001-0008060	\$ 319.32
HAWKINS, DANIEL & GINA DOUBLE LISTED – PAID AS PERS. PROPERTY	2001-0022466	\$ 353.63
HOFFMAN, BECKY HOWELL & BILLY DID NOT OWN 1/1/1999	1999-0023013	\$ 28.27
JENKINS, JOSEPH R & RESSIE LEW DWMH DOUBLE LISTED WITH #46978	2000-0025767	\$ 248.06
JENKINS, JOSEPH R & RESSIE LEW DWMH DOUBLE LISTED WITH #46978	2001-0025939	\$ 257.20

6 – CREDIT MEMO(S) \$ 1,565.64

Refunds

HOFFMAN, BECKY HOWELL & BILLY 1999-0023013 \$ 246.66
DID NOT OWN 1/1/1999

1 – REFUND(S) \$ 246.66

Subdivisions for Approval

Craven County Planning Director, Don Baumgardner, submitted the following subdivisions for the Board’s approval. Commissioner Phillips moved for their approval, seconded by Commissioner Sampson and unanimously carried in a roll call vote.

Rockies Wood Estate Phase I, Lot 11 – Final: The property, owned by Theodore I. Garris and surveyed by Mayo & Associates, is located within Twp 1 off of SR 1478 (Butler Ford Rd). 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.

Crosswinds Phase Two – Final: The property, owned by Chance Investment Company and surveyed by Mayo & Associates, is located within Twp 2 off of SR 1600 (Broad Creek Rd). The subdivision contains 10 lots and is proposed to be served by individual wells and septic systems. The Planning Board reviewed and recommended the subdivision for final approval.

Request for Contract Change Order

Craven County Planning Director, Don Baumgardner, requested approval of a change order in the amount of \$27,132 to Carolina Coast Construction, the demolition contractor that will be clearing the structures at Bricewood Apartments. The change order is necessary to cover the cost of implementing the erosion and sedimentation measures that are required by the state when demolition activities occur in an area larger than one acre and are adjacent to a waterway with possible wetlands. The work involves the installation of erosion control fences and sediment traps, permanent and temporary grass seeding and survey marking along the entire perimeter of the property, in addition to the demolition and clearance of one additional foundation with attachments. The source of funds is state HMGP/PA money. Commissioner Phillips moved for approval of the change order, as requested, in the amount of \$27,132, seconded by Commissioner Sampson. Commissioner Allen inquired about the change order and County Planning Director, Don Baumgardner, commented that the reasons for the change order could not have been known at the time that the contract was executed. The motion carried unanimously in a roll call vote.

Budget Amendments

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

IT – NC Rural Internet

REVENUES	AMOUNT	EXPENDITURES	AMOUNT
101-0411-336-03-00	\$ 12,000.00	101-0411-400-27-00	\$ 440.00
NC Rural Internet		Advertising	
		101-0411-400-40-00	\$ 8,560.00
		Cont Ser-Sen Ctr	
		101-0411-400-40-00	\$ 1,000.00

Cont Ser-Comm Coll	
101-0411-400-96-60	\$ 2,000.00
Craven Co. Libraries	

TOTAL	\$ 12,000.00	TOTAL	\$ 12,000.00
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Justification: Budget NC Rural Internet Access Authority grant in the amount of \$12,000.

Pass Through

101-0564-348-35-00	\$ 136,371.00	101-0564-450-91-35	\$ 136,371.00
Governor's Crime		Area Structured Day	

TOTAL	\$ 136,371.00	TOTAL	\$ 136,371.00
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Justification: Budget Year 2 of a two year grant for Governor's Crime Commission Area Structured Day Reporting.

Pass Through

101-0564-348-31-00	\$ 11,821.00	101-0564-450-91-50	\$ 11,821.00
Neuse Ctr-Strengthen Families		Neuse Ctr-Strengthen Families	

TOTAL	\$ 11,821.00	TOTAL	\$ 11,821.00
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Justification: Second year grant carryover did not expend as much as anticipated in first year.

Sheriff

101-2006-377-06-00	\$ (4,010.00)	101-2006-410-32-40	\$ (900.00)
Federal		Other Supplies	

101-0000-399-01-00	\$ 3,110.00
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TOTAL	\$ (900.00)	TOTAL	\$ (900.00)
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Justification: Federal Grant	\$ 27,990
County Share	3,110
Total	\$ 31,100

Original budget was set up improperly as it did not include local revenue match.

Sheriff Mobile Data Terminals

101-2021-348-79-00	\$ (2,378.00)	101-2021-410-73-01	\$ (3,170.00)
Crime Control		C/O	

101-0000-399-01-00	\$ (792.00)
Fund Balance	

TOTAL	\$ (3,170.00)	TOTAL	\$ (3,170.00)
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Justification: Grant decrease as requested by Bob Brown of the Craven County Sheriff's Department. Paper work signed by Sheriff's Office and approved by the State (unknown to Finance)

Sheriff – LLEBG

101-0000-399-01-00	\$ 2,105.00	101-2006-410-32-40	\$ 2,105.00
		LLEBG – FY 01	
TOTAL	\$ 2,105.00	TOTAL	\$ 2,105.00

Justification: Transfer encumbered funds to current year budget for expenditures

Cooperative Extension

101-4242-348-59-00	\$ (24,695.00)	101-4242-420-40-50	\$ (20,830.00)
		Contract Ser	
		101-4242-420-32-40	\$ (1,207.00)
		Other Supplies	
		101-4242-420-25-00	\$ (1,785.00)
		Travel	
		101-4242-420-22-00	\$ (500.00)
		Telephone	
		101-4242-420-25-15	\$ (323.00)
		Training	
		101-4242-420-15-15	\$ (50.00)
		Dues & Subs	
TOTAL	\$ (24,695.00)	TOTAL	\$ (24,695.00)

Justification: Smart Start approved a 6 month contract and also cut allocations.

Health/Smart Start-5520

101-5520-348-49-00	\$ (3,020.00)	101-5520-440-40-00	\$ (3,020.00)
Smart Start Dental Hygienist		Contractual Services	
TOTAL	\$ (3,020.00)	TOTAL	\$ (3,020.00)

Justification: Above request due to budget cuts for Craven County Partnership for Children Smart Start Program.

Health/Smart Start-5804

101-5804-348-57-00	\$ (12,999.00)	101-5804-440-40-00	\$ (12,999.00)
Smart Start		Contract Services	
TOTAL	\$ (12,999.00)	TOTAL	\$ (12,999.00)

Justification: Above request due to budget cuts for Craven County Partnership for Children Smart Start Program.

Health/Mosquito Control-5901

101-5901-348-33-00	\$ 5,909.00	101-5901-440-26-02	\$ 500.00
State Grant/NC DENR		M/R Equipment	
		101-5901-440-32-40	\$ 5,409.00
		Other Supplies	
TOTAL	\$ 5,909.00	TOTAL	\$ 5,909.00

Justification: Attached documentation to support grant. Amount to be received on page two of contract.

Health/Prostate-Carryover

101-6606-399-12-00	\$ 1,525.00	101-6606-440-20-00	\$ 275.00
Fund Balance Approp/ American Cancer-Prostate		Postage	
		101-6606-440-24-00	\$ 1,200.00
		Meeting Exp.	
		101-6606-440-25-00	\$ 50.00
		Travel	
TOTAL	\$ 1,525.00	TOTAL	\$ 1,525.00

Justification: Fund Balance is from existing fund balance since 99-00.

Health/Youth Media Campaign-6705

101-6700-349-04-00	\$ 5,000.00	101-6705-440-32-01	\$ 200.00
Health Promotion Youth Media		Office Supplies	
		101-6705-440-32-40	\$ 1,600.00
		Other supplies	
		101-6705-440-40-00	\$ 3,200.00
TOTAL	\$ 5,000.00	TOTAL	\$ 5,000.00

Justification: Mini Grant to be received through the Health Promotion branch.

PETITIONS OF CITIZENS

Ray Griffin requested that the Board proclaim September as “Pledge of Allegiance Month” and that the Board declare a moment of silent meditation at 9:00 a.m. on September 11, 2002, followed by recitation of the Pledge of Allegiance. Commissioner Tyson moved to approve the request for a proclamation of September as “Pledge of Allegiance Month” and to distribute to County Departments the proclamation encouraging citizens to observe the moment of silent meditation, followed by reciting the Pledge of Allegiance. Commissioner Allen seconded the motion, which carried unanimously. During discussion the Chairman inquired of the County Attorney if this could be done without exposing the County to any liability. County Attorney, Jim Sugg, indicated that as long as the request is for voluntary action and does not mandate employee action, then it would be legal.

Bill Harper requested that the Board withdraw Craven County from the Global Transpark Development Zone and requested a resolution to that effect. Commissioner Tyson responded that to do so would not be in the best interest of the citizens of Craven County at this time because the County would lose the access to funds being held by the GTP Commission for grants and loans to the member counties. There was extensive discussion among the Commissioners and Mr. Harper. Commissioner Phillips indicated that he would take a more in depth look at Mr. Harper’s request.

CRSWMA FRANCHISE – SECOND READING

At its last meeting the Board voted to approve an ordinance granting a franchise to the Coastal Regional Solid Waste Management Authority for the expansion of a solid waste landfill facility. In a required second vote, Commissioner Phillips moved to approve the franchise, seconded by Commissioner Sampson and unanimously carried.

APPOINTMENTS

Planning Board

The Board was apprised at its last meeting of a vacancy created by the death of Planning Board member, Nancy Deans. Commissioner Tyson nominated Mr. Robert Bell to fill the vacancy. Commissioner Phillips moved to close nominations, seconded by Commissioner Sampson and unanimously carried. Commissioner Toon moved to suspend the rules to waive the one-meeting waiting requirement, seconded by Commissioner Sampson and unanimously carried.

Sexual Assault Resource Center

Commissioner Sampson requested that this appointment be deferred pending further information gathering.

COUNTY ATTORNEY'S REPORT

Request for a Deed of Right-of-Way

County Attorney, Jim Sugg, requested that the Board approve a deed for a highway right-of-way that covers the right-of-way for the new road constructed by the North Carolina Department of Transportation from Williams Road to the Bentonville Subdivision in James City. He advised the Board that the deed has been approved by the Craven County Regional Airport Authority and would need review and execution by the County Commissioners. He explained that upon tender of the deed, DOT will update the title, record the deed and pay the Airport Authority \$31,700. Commissioner Tyson moved to authorize execution of the deed in exchange for payment to the airport, seconded by Commissioner Talton and unanimously carried.

Green Trees Subdivision

Mr. Sugg reported that an agreement has been worked out for repairs on the road in the Green Trees subdivision and repairs are expected to begin in the next few weeks. He explained that a developer is buying eight (8) lots from the owner and opening up the back section, and the bank is releasing the Deed of Trust.

Online Access to Register of Deeds Documents

Mr. Sugg advised the Board that he has researched the statutory authorities that would affect the social security numbers contained on register of deeds documents that are made available online. He explained that the statute requires that the Register of Deeds record any recordable document in its entirety that is brought in for recording. After having consulted with the North Carolina Attorney General, it was suggested that the North Carolina General Assembly be requested to put in some limitations statewide, or introduce local legislation to address online access to social security numbers. He asked that the Board direct him if it desires to proceed in this direction; however, there was no direction given to the County Attorney regarding this suggestion.

COMMISSIONERS' REPORTS

Commissioner Sampson announced that the Duffest, which was scheduled for August 31st, had been postponed and rescheduled for September 7th due to weather.

Commissioner Phillips inquired if there had been any responses received by the Economic Development Commission as a result of the \$25,000 ad that was placed in Forbes Magazine earlier this year. Economic Development Director, Jim Davis, responded that he is unaware of specific responses; however, the North Carolina Eastern

Region has received some responses as a result of the ad. An analysis has not yet been completed on where in the region these responses have been directed.

At 8:10 p.m. Commissioner Phillips moved to go into closed session pursuant to NCGS 143-318.11(a)(4) concerning industrial development.

At 9:05 p.m. the Board was declared back in regular session. County Attorney, Jim Sugg, reported that the Board had discussed negotiations for industrial development and acquisition of property. There was no action to report until the results of negotiation are final.

At 9:12 p.m. Commissioner Talton moved to adjourn, seconded by Commissioner Phillips and unanimously carried.

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

Gwendolyn M. Bryan, Clerk