

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, JULY 6, 2004. THE MEETING CONVENED AT 7:00 P.M.

MEMBERS PRESENT:

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

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 Allen and the Pledge of Allegiance, Commissioner Sampson moved to approve minutes of the June 21, 2004 regular session, seconded by Commissioner Harper and unanimously carried.

CONSENT AGENDA

Budget Amendments

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

Elections

REVENUES	AMOUNT	EXPENDITURES	AMOUNT
101-0000-399-01-00 Fund Balance	\$4,690.00	101-0602-400-26-01 M/R Bldg Grds	\$4,690.00
TOTAL	\$4,690.00	TOTAL	\$4,690.00

Justification: Budget a portion of the state grant received in June 2004 and not expended to cover the cost of permanent accessibility improvements to the precincts (\$4,690).

Sheriff

101-0000-399-01-00 Fund Balance	\$4,055.00	101-2001-410-10-02 Salaries	\$3,471.00
		101-2001-410-11-01 FICA	\$266.00
		101-2001-410-11-02 Retirement	\$171.00
		101-2001-410-11-03 401K	\$139.00
		101-2001-410-11-04 W/C	\$8.00

TOTAL	\$4,055.00	TOTAL	\$4,055.00
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Justification: A Julian terminating 6-26-04; 253.8 annual and compensatory hours to be paid.

Jail

101-0000-399-01-00	\$6,038.00	101-2008-410-10-02	\$5,095.00
Fund Balance		Salaries	
		101-2008-410-11-01	\$390.00
		FICA	
		101-2008-410-11-02	\$251.00
		Retirement	
		101-2008-410-11-03	\$204.00
		401K	
		101-2008-410-11-04	\$98.00
		Workers Comp	
TOTAL	\$6,038.00	TOTAL	\$6,038.00

Justification: Richardson-jail employee terminating 6-24-04; 418.85 hours of annual and holiday leave to be paid. Position of jailer is critical and must be filled immediately so there is not lapsed salary available.

Recreation

101-0000-399-01-00	\$61,229.00	101-8012-460-73-02	\$41,938.00
Fund Balance		Other Improvements	
		101-8050-460-73-02	\$19,291.00
		Other Imp Donations	
TOTAL	\$61,229.00	TOTAL	\$61,229.00

Justification: Transfer other improvement funds designated to the park to a park line item. Budget funds transferred in from fund 363 in June 2004 to be spent on expenses for FY 2005.

Tax Releases and Refunds

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

TAXPAYER NAME	TICKET#	AMOUNT
ADVANCED AIR CONDITIONING & HE DOUBLE LISTED ON ACCT #32066	2003-0091153	\$86.62
BANDA INC INCORRECT SITUS-SHOULD BE LENOIR CO	2003-0091160	\$54.74
BECTON, BRENDA KING NOT LOCATED IN CRAVEN CO 01/01/03	2003-0091375	\$207.63
BECTON, BRENDA KING NOT LOCATED IN CRAVEN CO. 01/01/03	2003-0091431	\$230.19
CAMPUS CONCEPTS INC NOT IN BUSINESS 01/01/2003	2003-0091177	\$34.46

CARTER, CHRISTOPHER MATTHEW NOT IN CRAVEN CO. 01/01/2001	2001-0008090	\$78.58
CARTER, CHRISTOPHER MATTHEW NOT IN CRAVEN CO 01/01/2000	2000-0008028	\$79.31
CARTER, CHRISTOPHER MATTHEW NOT IN CRAVEN COUNTY 01/01/1999	1999-0007876	\$87.74
CARTER, CHRISTOPHER MATTHEW MILITARY-HIS NAME ONLY-98-LES "FL"	1998-0007539	\$90.10
FITZGERALD, DEBBIE PROPERTY LISTED IS INVENTORY ONLY	2003-0091209	\$52.27
FLOWERS, DAISY BYNUM DID NOT OWN 01/01/2001	2001-0016575	\$196.16
GASKINS, JEROME E & CATHERINE DID NOT OWN 1/1/2002	2002-0018529	\$180.51
GASKINS, JEROME E & CATHERINE DID NOT OWN 1/1/2003	2003-0018645	\$155.49
GASKINS, JEROME E & CATHERINE DID NOT OWN 1/1/2001	2001-0091546	\$208.32
GEORGE, DOUGLAS DOUBLE LISTED WITH ACCT #36837	2003-0019063	\$192.09
GODLEY, JAMES CORRECTED DISCOVERY	2003-0091216	\$10.84
HAMILTON, WILL NOT LOCATED IN CRAVEN CO. 01/01/03	2003-0021414	\$253.63
LANE, WILLIAM S SR PROPERTY VACANT	2003-0029702	\$32.00
NO SEVEN TOWNSHIP FIRE DEPT. EXEMPT PROPERTY	2002-0037295	\$36.72
NO SEVEN TOWNSHIP FIRE DEPT EXEMPT PROPERTY	2003-0037581	\$33.84
ORTIZ, ASCENCION SANCHEZ DOUBLE LISTED WITH ACCT #50988	2003-0038481	\$39.19
ROWE, LEWIS R DID NOT OWN 01/01/2003	2003-0043710	\$59.11
SAWYER ENTERPRISES INC NOT IN BUSINESS 1/1/03	2003-0090765	\$31.11
SEA HORSE SCUBA/CHARTERS INC NOT IN BUSINESS 01/01/2003	2003-0091293	\$55.84
SMITH, LONNIE D & REBECCA D NOT LOCATED IN CRAVEN CO. 01/01/03	2003-0046526	\$13.60

SYSKO FOOD SERVICE OF VIRGINIA DID NOT OWN 01/01/2003	2003-00090814	\$130.26
SYSKO FOOD SERVICE OF VIRGINIA DID NOT OWN 01/01/2002	2002-0048360	\$146.47
TRIPP, WILLIAM C DOUBLE LISTED ON ACCT #2935130	2003-0050809	\$54.57
TRIPP, WILLIAM C DOUBLE LISTED ON ACCT #2935130	2002-0050400	\$61.19
UNKNOWN PARCEL DOES NOT EXIST	1994-0043980	\$39.51
UNKNOWN PARCEL DOES NOT EXIST	1995-0044227	\$36.08
UNKNOWN PARCEL DOES NOT EXIST	1996-0045383	\$34.28
UNKNOWN OWNER OWNED BY STATE OF NC	1994-0044023	\$15.15
WRIGHT PROPERTIES OF NEW BERN NO PERSONAL PROPERTY-LAND ONLY	2002-0056267	\$76.61
WRIGHT PROPERTIES OF NEW BERN NO PERSONAL PROPERTY-LAND ONLY	2003-0090907	\$68.26
	35 – CREDIT MEMO (S)	\$3,162.47

Refunds

BENNETT, WILLIAM F & DELORES A DID NOT OWN 01/01/03	2003-0003937	\$461.05
	1 – REFUND (S)	\$461.05

Subdivisions for Approval

Craven County Planning Director, Don Baumgardner, submitted the following subdivisions for the Board’s approval. Lakeside at Royal Pines Section I and II (PUD) and Hunter Ridge Phase 5 were removed from the recommendations for approval at the request of staff. Commissioner Sampson moved for approval of the following subdivisions, seconded by Commissioner Morris and unanimously carried in a roll call vote.

Little Creek Estates, Section 5 – Final: The property, owned by Bill and Daphne Cleve and surveyed by Jesse Jewel, is located within Twp 1 off of NC Hwy 43. The subdivision contains 12 lots on 8.57 acres and is proposed to be served by community water and individual septic systems. The Planning Board reviewed and recommended the subdivision for final approval.

James Harrington, Jr. Division – Final: The property, owned by James and Helen Harrington and surveyed by Terry Wheeler, is located within Twp 9 off of SR 1245 (Dover Road). The subdivision contains 2 lots plus 1 recombination (tract B) on 1.78 acres and is proposed to be served by community water and individual septic systems. The Planning Board reviewed and recommended the subdivision for final approval.

FY 2002 CDBG-CN Award Contract

A bid opening was held on June 21, 2004 for the rehabilitation of John Bell residence at 1628 Adams Creek Road, Havelock. Bids were received from three contractors: Danny Clark, Stonemaster and All Home Repair. The low bidder was All Home Repair for the amount of \$28,615. Commissioner Samspon moved to award the contract to All Home Repair for the amount of \$28,615, seconded by Commissioner Morris and unanimously carried in a roll call vote.

TRI-COMMUNITY FIRE DEPARTMENT REQUEST

Fire Marshal, Stanley Kite, presented a request on behalf of the Tri-Community Fire Department concerning its plans to acquire equipment. The proposed purchase of a new truck to be acquired from Fort Gary Fire Trucks will cost \$216,196. Commissioner Sisk moved that the Board endorse the proposed Tri-Community Fire Department acquisition of the new tanker truck, seconded by Commissioner Staton and unanimously carried. Commissioner Morris presented a resolution to the Fire Chief of Tri-Community, which was adopted in December, recognizing the 30th anniversary of the department.

Commissioner Harper recognized gubernatorial candidate Dan Barrett who was in attendance at the meeting and requested that he be allowed to address the Board. The Board consented and he provided some brief comments concerning his walk across the state of North Carolina during his campaign.

FAIRFIELD HARBOUR RESOLUTION

The Board was requested to authorize the Chairman to sign a mosquito control contract with the State of North Carolina as has been done in past years on behalf of Fairfield Harbour residents who operate the program. The County functions as a pass through for the State funds and no County funds are involved. Commissioner Allen moved to adopt the authorizing resolution, seconded by Commissioner Morris and unanimously carried. Commissioner Sisk inquired about what activity exists with other areas of the County. County Manager, Harold Blizzard, responded with information concerning the current status of the Environmental Health mosquito control program.

Commissioner Sampson requested that the Board adopt the following resolution recognizing the life of Willie Vail and moved that it be adopted, seconded by Commissioner Harper and unanimously carried.

**RESOLUTION
HONORING THE LIFE OF
WILLIAM AUGUSTUS VAIL, SR.**

WHEREAS, Mr. William Augustus Vail, Sr., having been born in New Bern on November 1, 1916, remained a resident of Craven County until he departed this life on December 2, 1980; and

WHEREAS, he was educated in the school system of New Bern, and spent his career as an Aircraft Electrician at Cherry Point Naval Air Station; and

WHEREAS, Mr. Vail was widely known and respected in the community, and he imparted his wisdom to all who came in contact with him, inspiring a commitment to civic duty; and

WHEREAS, he set an admirable example by his many community activities, which included faithful participation and leadership shown at Clinton Chapel A.M.E. Zion Church, membership on the New Bern Planning Board and Craven County Voters'

League, his service as President of the New Bern-Craven County Branch of the NAACP, and his advocacy for the establishment of Stanley White Recreation Center.

NOW, THEREFORE, BE IT RESOLVED that the Craven County Board of Commissioners recognizes the contributions of Mr. William A. Vail, Sr. during his lifetime and acknowledges the long enduring benefits to this community as a result of his activism.

FURTHER RESOLVED that the Craven County Board of Commissioners applauds the honor accorded Mr. Vail in the recent dedication of the Stanley White Recreation Center ballpark in his name.

Adopted this 6th day of July, 2004.

APPOINTMENTS

Eastern Carolina Workforce Development Board

The Board had been advised of the expiring terms of Joe Greaser and Kimsey Welch. Commissioner Allen nominated Mr. Greaser and Mr. Welch for reappointment. Commissioner Staton moved to close nominations, seconded by Commissioner Sampson and unanimously carried, with Mr. Welch and Mr. Greaser being reappointed by acclamation.

Havelock Board of Adjustment

The Board was informed at its previous meeting of the impending expiration of Carl Melvin's term as an extraterritorial member on the Havelock Board of Adjustment. Commissioner Allen moved that this appointment be deferred until the City of Havelock communicates its wishes in this regard.

COUNTY MANAGER'S REPORT

NCACC Voting Delegate

County Manager, Harold Blizzard, informed the Board of the need to designate a voting delegate for the NCACC Annual Conference being held in Asheville, August 19th-22nd. Commissioner Sampson moved that the Chairman be designated as the voting delegate, seconded by Commissioner Morris and unanimously carried.

July 19th Commissioners' Meeting

Mr. Blizzard asked that the Board consider canceling its meeting regularly scheduled for July 19th as the majority of the Commissioners would be attending the NACo Annual Conference. Commissioner Allen moved to cancel the mid July meeting on July 19th, seconded by Commissioner Harper and unanimously carried. It was agreed that if any action is required prior to the Board's next regular meeting then a special meeting would be called.

Request to Set Public Hearing

Mr. Blizzard requested that the Board set a public hearing on amendments to the Flood Damage Prevention Ordinance and Commissioner Morris moved to set the public hearing, as requested, for 7:30 p.m. on August 2nd, seconded by Commissioner Sampson and unanimously carried. Planning Director, Don Baumgardner, indicated that approximately 35 citizens attended the public information meeting for the new elevation requirements and that another public information meeting will be scheduled within the next 2-3 weeks. He stated that the Commissioners will be notified of the new date and time.

Budget Amendment

Mr. Blizzard submitted a final budget amendment requested by Finance Officer, Rick Hemphill. Commissioner Allen moved for its approval, seconded by Commissioner Morris and unanimously in a roll call vote.

Health

371-0000-366-01-00	\$10,000.00	371-0571-400-97-01	\$10,000.00
Transfers In		To General Fund	
101-5001-366-07-00	\$10,000.00	101-5001-440-73-02	\$10,000.00
From General Fund		Other Improvements	
TOTAL	\$10,000.00	TOTAL	\$10,000.00

Justification: Wiring project at Health Dept.- Dennis Holton in DP has access to funds. As invoices are paid, funds will be transferred from reserve funds to general fund.

PUBLIC HEARING ON THE CLOSE-OUT FOR FY 2002 CDBG-CN PROGRAM

At 7:30 p.m. the Board went into public hearing, as advertised, concerning the close-out of the 2002 CDBG-CN Program. Planner, Chip Bartlett, stated that the total project cost was \$800,000. There were no speakers from the public on this matter and at 7:33 p.m. Commissioner Sampson moved to close the public hearing, seconded by Commissioner Morris and unanimously carried.

COUNTY ATTORNEY’S REPORT

Request for Closed Session

County Attorney, Jim Sugg, requested that the Board go into closed session pursuant to NCGS 143-318.11(a)(3) for discussion with the attorney and possible litigation involving United Senior Services, Inc. bankruptcy proceedings. At 7:35 p.m. Commissioner Allen moved to go into closed session, as requested, seconded by Commissioner Sisk and unanimously carried.

At 7:50 p.m. Commissioner Allen moved to return to regular session, seconded by Commissioner Sampson and unanimously carried. County Attorney, Jim Sugg, announced that the Board had discussed the County’s involvement with equipment in the Senior Services Center which is likely to be sold by the trustee, and possible acquisition. Consensus was reached in directing the County’s agent in regard to this equipment.

Request to Set Public Hearing

Mr. Sugg requested that the Board set a public hearing for the preliminary assessment roll for improvements at Neuse Harbour. He suggested August 16th at 9:00 a.m. Commissioner Sampson moved to set the public hearing, as requested, at 9:00 a.m. on August 16, 2004, seconded by Commissioner Harper and unanimously carried.

COMMISSIONERS’ REPORTS

Commissioner Harper initiated discussion concerning music emanating from vehicles on public streets and the need to find a way to control the problem.

Commissioner Sampson appealed to graduates of JT Barber and West Street schools for participation in the Alumni Association and for old records that may be helpful in reconstructing the histories of these two schools.

Commissioner Sisk extended a “thank you” to the Commissioners who participated in the River Bend Fourth of July Parade and encouraged citizens to exhibit their patriotism by becoming involved in civic activities.

Commissioner Staton again expressed deep concern about the continuing litter problem that is occurring in the Harlowe area, even with clean-ups that have been accomplished. He suggested that residents in the area need to be educated concerning their responsibilities.

Commissioner Morris provided an update on Neuse Center, stating that Carteret County is dissolving its affiliation with the program and desires to join with Onslow County. The Area Director under the new LME is required to provide a quarterly report either in person or as a written report to the governing boards. He asked the Board for their preference. Commissioner Allen stated that he would prefer to receive a written report followed by a synopsis of the report presented at a regular Commissioners’ meeting. There was no disagreement by other Commissioners.

At 8:15 p.m. Commissioner Sisk moved to adjourn, seconded by Commissioner Sampson and unanimously carried.

Chairman George N. Brown, Jr.
Craven County Board of Commissioners

Gwendolyn M. Bryan
Clerk to the Board