

**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 7, 2005. THE MEETING CONVENED AT 7:00 P.M.**

**MEMBERS PRESENT:**

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

**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 Sisk moved to approve minutes of October 17, 2005, seconded by Commissioner Sampson and unanimously carried.

**CONSENT AGENDA**

*Request to Set Public Hearing for FY 2006 CDBG Scattered Site Program*

The Planning Board requested that a public hearing be set for December 5, 2005 at 7:00 p.m. relative to the intention of the County to apply for FY 06 CDBG Scattered Site Funds. Commissioner Sampson moved to set a public hearing for December 5, 2005 at 7:00 p.m., as requested, seconded by Commissioner Harper and unanimously carried in a roll call vote.

*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 Harper and unanimously carried in a roll call vote.

***Health/Child Health***

<b>REVENUES</b>	<b>AMOUNT</b>	<b>EXPENDITURES</b>	<b>AMOUNT</b>
101-5800-375-01-00	\$33,868.00	101-5800-440-97-10	\$33,868.000
Medicaid Maximization		Transfers to other health departments	
101-6700-349-04-00	\$(36,973.00)	101-6700-440-32-40	\$(3,105.00)
Risk Reduction – state		Other Supplies	
101-6700-366-13-0	\$33,868.00		
From Child Health			
<b>TOTAL</b>	<b>\$30,763.00</b>	<b>TOTAL</b>	<b>\$30,763.00</b>

**Justification:** State has reduced Health Promotion budget by \$36,973. When budget was originally submitted, not all Child Health Medicaid Maximization money was budgeted. Transfer from Child Health to Health Promotion is necessary to cover budgeted expenses through year end.

*Sheriff*

**JOURNAL ENTRY**

101-2001-367-55-00	\$11,000.00	101-2016-367-55-00	\$11,000.00
JAG – City of New Bern		JAG – City of New Bern	

Correct Coding City NB Rec #26897 10-11-05

**BUDGET AMENDMENT**

101-2016-367-55-00	\$11,000.00	101-2016-410-32-33	\$11,000.00
JAG – City of New Bern		Guns/Ammunition	

TOTAL	\$11,000.00	TOTAL	\$11,000.00
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**Justification:** Pass through grant from the City of New Bern to purchase guns and ammunition.

*Solid Waste*

101-3201-357-82-00	\$33,334.00	101-3201-420-40-60	\$33,334.00
Sticker Sales		Sticker Commission	

TOTAL	\$33,334.00	TOTAL	\$33,334.00
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**Justification:** Fuel surcharge in haulers.

*Special Appropriation*

101-0000-399-01-00	\$25,000.00	101-0190-400-96-48	\$25,000.00
Fund Balance		48 Hwy 70 Corridor	

TOTAL	\$25,000.00	TOTAL	\$25,000.00
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**Justification:** FY 2006 appropriation for multi county study on Hwy 70 traffic from Raleigh to the coast only if 4 of 6 counties elect to participate.

*Tax Releases and Refunds*

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

*Credits*

<b>TAXPAYER NAME</b>	<b>TICKET #</b>	<b>AMOUNT</b>
BALLARD, ELVIN RAY DID NOT OWN 01/01/2001	2001-0002208	\$236.57
BALLARD, ELVIN RAY DID NOT OWN 01/01/2002	2002-0002248	\$189.08
BRADSHAW, RONALD W DID NOT OWN 01/01/2005	2005-0005642	\$12.65
CHASE MANHATTEN MORTGAGE NOT IN BUSINESS 01/01/05	2005-0009398	\$46.36
CRAYTON & COMPANY DID NOT OWN 01/01/2005	2005-0012005	\$1,645.25

DDJ INVESTMENTS LLC DID NOT OWN 01/01/2005	2005-0013600	\$267.18
DUHON, JASON T & MARIA E MILITARY – ½ VAL. JASON 05 LES-TX ETS 01/20/08	2005-0015144	\$40.28
ELLISON, BILLY D JR VACANT PROPERTY	2005-0016328	\$32.00
ERNCO INC NOT IN BUSINESS 01/01/05	2005-0016521	\$24.55
EVANS, THOMAS M & MARY A CORRECTING APPRAISAL ERROR	2005-0016721	\$1.97
FOYE, IRENE B FORECLOSURE – LIEN EXTINGUISHED	2005-0018377	\$63.44
FOYE, IRENE B FORECLOSURE – LIEN EXTINGUISHED	2004-0017650	\$66.94
GRANT, JAMEL & LOVICK, EDWARD FORECLOSURE – LIEN EXTINGUISHED	1996-0017873	\$18.67
GRANT, JAMEL & LOVICK, EDWARD FORECLOSURE – LIEN EXTINGUISHED	1997-0018199	\$16.70
GRANT, JAMEL & LOVICK, EDWARD FORECLOSURE – LIEN EXTINGUISHED	1998-0018200	\$15.69
GRANT, JAMEL & LOVICK, EDWARD FORECLOSURE – LIEN EXTINGUISHED	1999-0019069	\$14.85
GRANT, JAMEL & LOVICK, EDWARD FORECLOSURE – LIEN EXTINGUISHED	2000-0019632	\$15.31
GRANT, JAMEL & LOVICK, EDWARD FORECLOSURE – LIEN EXTINGUISHED	2001-0019796	\$15.08
GRANT, JAMEL & LOVICK, EDWARD FORECLOSURE – LIEN EXTINGUISHED	2002-0020054	\$17.95
GRANT, JAMEL & LOVICK, EDWARD FORECLOSURE – LIEN EXTINGUISHED	2003-0020169	\$16.29
GRANT, JAMEL & LOVICK, EDWARD FORECLOSURE – LIEN EXTINGUISHED	2004-0020538	\$15.09
GRANT, JAMEL & LOVICK, EDWARD FORECLOSURE – LIEN EXTINGUISHED	2005-0021268	\$11.90
GRIMES, LASHONDA E DID NOT OWN 01/01/2001	2001-0020283	\$67.74
GRIMES, LASHONDA E DID NOT OWN 01/01/2000	2000-0020133	\$5.53
HARRIS, TAMMY DOUBLE LISTED WITH ACCT. #39440	2005-0091054	\$170.74
KMART OF NORTH CAROLINA LLC #9 ORDERED BY BOARD ON 10/17/2005	2002-0028666	\$1,256.59

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MILLS, DENNIS C & TINA B CORRECTING APPRAISAL ERROR	2005-0036436	\$57.99
MORENO FINE WOODWORKING LLC NOT IN BUSINESS 01/01/2005	2005-0037533	\$142.94
MORENO, FINE WOODWORKING LLC NOT IN BUSINESS 01/01/2004	2004-0090868	\$144.19
MYATT, THOMAS & TIA MILITARY – ½ VAL. TIARAE 05 LES-KS ECC-12/15/09	2005-0090833	\$77.74
NOBLES, RONALD R CORRECTING APPRAISAL ERROR	2005-0039398	\$443.40
NOBLES, RONALD R CORRECTING APPRAISAL ERROR	2005-0090837	\$695.59
REYNOLDS, CHARLES DANIEL DID NOT OWN 01/01/1996	1996-0037082	\$72.79
REYNOLDS, CHARLES DANIEL DID NOT OWN 01/01/1997	1997-0037653	\$67.43
REYNOLDS, CHARLES DANIEL DID NOT OWN 01/01/1998	1998-0092736	\$58.43
REYNOLDS, CHARLES DANIEL DID NOT OWN 01/01/1999	1999-0039565	\$53.87
REYNOLDS, CHARLES DANIEL DID NOT OWN 01/01/2000	2000-0040722	\$50.16
REYNOLDS, CHARLES DANIEL DID NOT OWN 01/01/2001	2001-0041060	\$57.91
REYNOLDS, CHARLES DANIEL DID NOT OWN 01/01/2002	2002-0041733	\$52.95
REYNOLDS, CHARLES DANIEL DID NOT OWN 01/01/2003	2003-0042081	\$48.59
REYNOLDS, CHARLES DANIEL DID NOT OWN 01/01/2004	2004-0042644	\$44.69
REYNOLDS, CHARLES DANIEL DID NOT OWN 01/01/2005	2005-0043894	\$41.07
RUIZ, NOE DID NOT OWN 01/01/05	2005-0045674	\$43.14
STRICKLAND, TERRY NOT LOCATED IN CRAVEN CO. 01/01/05	2005-0050116	\$211.62
THE COOLIDGE GROUP LLC #9688 ORDERED BY BOARD ON 10/17/05	2002-0049139	\$193.23
WATSON, LORETTA DID NOT OWN 01/01/2005	2005-0090962	\$86.49

WATSON, LORETTA DID NOT OWN 01/01/2001	2001-0051619	\$133.41
WATSON, LORETTA DID NOT OWN 01/01/2002	2002-0052445	\$118.33
WATSON, LORETTA DID NOT OWN 01/01/2003	2003-0052849	\$104.18
WATSON, LORETTA DID NOT OWN 01/01/2004	2004-0053441	\$93.22
WOOTEN, MARGARET B REBILLING – SCE REMOVED ON REAL PROPERTY	2005-0091146	\$38.69
51 – CREDIT MEMO (S)		\$7,416.45
ANDREW D MYLANDER DMD PLLC DID NOT OWN 01/01/2005	2005-0001226	\$541.21
GRIMES, LASHONDA E DID NOT OWN 01/01/2000	2000-0020133	\$54.74
GRIMES, LASHONDA E DID NOT OWN 01/01/1999	1999-0091917	\$64.93
3 – REFUND (S)		\$660.88

*Tax Administrator’s Recommendation Relative to Appeal of Late Filing and Payment Penalty – Holiday Inn Express*

The Board received a request from Atulkumar Parmar on behalf of A&H Associates, Inc., requesting relief from a late filing and late payment penalty for Holiday Inn Express, totaling \$978.60. Tax Administrator, Ronnie Antry, recommended denying the appeal. Commissioner Sampson moved deny the appeal as recommended by Mr. Antry, seconded by Commissioner Harper and unanimously carried in a roll call vote.

*Tax Administrator’s Recommendation Relative to Appeal of Late Filing and Payment Penalty – Travelodge*

The Board received another request from Atulkumar Parmar on behalf of Prakash, Inc., requesting relief from a late filing and late payment penalty for Travelodge, totaling \$507.29. Mr. Antry recommended denying the appeal. Commissioner Sampson moved to deny the appeal as recommended by the Tax Administrator, seconded by Commissioner Harper and unanimously carried in a roll call vote.

*Request for Proclamation in Appreciation of Military Personnel and Families*

A request was presented on behalf of the Citizen Soldier Support Program community liaison effort for adoption of the following proclamation honoring Veteran’s Day, November 11, as Military Personnel and Families Appreciation Day in Craven County. Commissioner Sampson moved for adoption of the proclamation, seconded by Commissioner Harper and unanimously carried in a roll call vote.

**PROCLAMATION  
OF  
VETERAN'S DAY: NOVEMBER 11, 2005  
AS  
MILITARY PERSONNEL AND FAMILIES APPRECIATION DAY In CRAVEN  
COUNTY**

**WHEREAS**, our country's security depends on the steadfast men and women of the United States Armed Forces, who stand ready to serve; and

**WHEREAS**, the selfless personal sacrifices of our active military personnel, National Guard and Reserve personnel, their families and loved ones create unique and pressing challenges through every stage of the deployment cycle; and

**WHEREAS**, successfully meeting these challenges requires support from their civilian communities.

**NOW THEREFORE BE IT PROCLAIMED**, by the Craven County Board of Commissioners, in conjunction with the Citizen Soldier Support Program, that Friday, November 11, 2005 is hereby declared Military Family Appreciation Day in the County of Craven.

**BE IT FURTHER DECLARED**, that the County of Craven urges all citizens to recognize and appreciate the extraordinary sacrifices made by both our military and the loved ones they leave behind as they serve to ensure our freedom and preserve our quality of life.

Adopted this 7<sup>th</sup> day of November, 2005

**PETITION OF CITIZEN – JEREMY JOHNSON**

*Jennifer Knight* of 223 New Street, New Bern, spoke on behalf of Jeremy Johnson who petitioned concerning a delinquent tax matter being handled by collection attorney, Mark Bardill. She stated that Mr. Johnson had received no notification of tax due prior to the civil summons indicating court costs and attorney's fees, relative to the tax owed on an estate which he inherited. She asserted that there was a procedural error on the part of the tax department because no tax bills had gone to Mr. Jeremy Johnson, although he had been established as the owner of record. Commissioner Allen stated that the Board has received identical requests in the past that have been denied and he moved to deny the request, seconded by Commissioner Harper and unanimously carried. During the discussion it was emphasized that taxpayers are responsible for paying the ad valorem taxes whether a bill is received or not, as well as the importance of preserving precedence.

**PRESENTATION OF FIVE POINTS WORKING GROUP**

Leigh Anne Friesen, Planner with the City of New Bern, and the Rev. Peter Stube, Chairman of the Five Points Revitalization Working Group, presented an update to the Board on the activities of the working group to date. They indicated that they would like to make reports quarterly to the Board of Commissioners, as well as the New Bern Board of Alderman, and also indicated that grant funds would be sought to assist with various projects undertaken by the working group. The importance of building an economic corridor to bridge the downtown area with the western commercial district was highlighted.

**GARBAGE HAULERS' REQUEST**

Reginald Hargett with Hargett Engineering and Sanitization Services presented a request on behalf of all of the solid waste haulers that a one time subsidy be considered by the Board to the haulers to compensate for inflated gas prices. Assistant County Manager, George Sawyer, indicated that he had met with the franchise garbage haulers on two occasions in October. It was recommended that a fuel subsidy in the amount of

\$33,333.44 be considered for distribution to the haulers during the final eight months of the contract, November 2002 to June 2006, which would be divided among the haulers on a percentage basis relative to total miles driven by the haulers, as follows:

Sconyers	20.10%	\$6,698.47
Waste Industries	6.74%	\$2,245.90
Berry	5.06%	\$1,687.30
Richards	22.86%	\$7,621.58
Hargett	45.24%	\$15,080.19
<b>TOTAL</b>		<b>\$33,333.44</b>

The Board was advised that \$27,000 of unappropriated sticker revenues would be available during fiscal year 2006. Any amount between the \$27,000 and the \$33,333.44 being requested would need to come from ad valorem taxes through fund balance. Commissioner Brown indicated that he would not be in favor of utilizing ad valorem taxes but to limit the sticker subsidy to the \$27,000, which is available in the budget. Commissioner Sampson moved to approve the request for \$33,333.44 fuel subsidy utilizing unappropriated sticker revenues and fund balance, seconded by Commissioner Harper. The motion carried in a roll call vote with four (4) “Ayes” from Commissioners Harper, Sampson, Sisk and Staton, there being three (3) “Nays” from Commissioners Allen, Morris and Brown. Mr. Hargett stated that greater program participation should be encouraged, as there is only thirty to thirty-five percent participation currently.

**APPOINTMENT – JURY COMMISSION**

The Board was advised through correspondence from the Clerk of Court that the term of George Griffin as Jury Commissioner is expiring and his reappointment is requested. Commissioner Allen nominated Mr. Griffin for reappointment. There were no other nominations and Mr. Griffin was reappointed by acclamation.

**COUNTY ATTORNEY’S REPORT**

County Attorney, Jim Sugg, requested that the Board consider transferring the site of the Township Seven elevated water tank to the Neuse River Water and Sewer district in fee simple, along with two easements to be conveyed. Commissioner Allen moved to approve the request and authorize the Chairman to sign the deed, seconded by Commissioner Sisk and unanimously carried.

**COUNTY MANAGER’S REPORT – HIGHWAY 70 CORRIDOR COMMITTEE**

County Manager, Harold Blizzard, presented a request that Craven County become a party to an interlocal agreement with other counties and municipalities along the US 70 corridor from Johnston County to Carteret County. The purpose is to develop a mechanism which will effectively expedite the improvements to US 70 from the piedmont to the coast. He stated that if the interlocal agreement should be approved the County Manager would need to be authorized to execute the agreement and a \$25,000 appropriation from fund balance would be needed for the current fiscal year. The Board would also need to appoint three regular representatives and one alternate to the committee. Commissioner Morris moved to go forward with the interlocal agreement, authorizing the County Manager to sign the agreement and authorizing a \$25,000 appropriation from fund balance if the Manager determines that at least four out of the six target counties will participate. Commissioner Allen seconded the motion, which carried in a roll call vote with Six (6) “Ayes”, there being one (1) “Nay” from Commissioner Harper. Appointments to the committee were deferred until the Board’s next meeting.

**COMMISSIONERS’ REPORTS**

*Commissioner Sampson* reported on a meeting that he had attended concerning the care and treatment of Alzheimer’s patients.

*Commissioner Sisk* reminded citizens of Election Day on November 8 and Veteran's Day upcoming later in the week.

*Commissioner Staton* expressed appreciation and encouragement for our nation's military, as well as appreciation to Solid Waste Supervisor, Stuart Daniels, for his work with junk vehicle removal.

*Commissioner Allen* announced that a meeting had taken place with the Navy on the Outlying Landing Field (OLF) in order to receive an update on the Navy's progress.

*Commissioner Morris* stated that the Navy is not re-doing the initial Environmental Impact Statement for the OLF but is putting together a Supplemental Environmental Impact Statement showing justification of how the Navy arrived at its initial results.

At 8:20 p.m. Commissioner Sisk moved to go into closed session following a five minute recess, pursuant to NCGS 143-318.11(a)(5), to discuss property acquisition. Commissioner Morris seconded the motion, which carried unanimously.

At 8:55 p.m. the Board returned to regular session. County Attorney, Jim Sugg, announced that the Board had discussed acquisition of property; however, no action had been taken. The County Manager had been instructed as to the County's negotiating position.

At 8:58 p.m. Commissioner Allen moved to adjourn, seconded by Commissioner Sampson and unanimously carried.

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

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Gwendolyn M. Bryan  
Clerk to the Board