

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 16, 2007. THE MEETING CONVENED AT 8:30 A.M.

MEMBERS PRESENT:

Chairman Johnnie Sampson, Jr.
 Vice Chairman Jason Jones
 Commissioner Lee Kyle Allen
 Commissioner Theron McCabe
 Commissioner Perry L. Morris
 Commissioner M. Renée Sisk
 Commissioner Steve Tyson

STAFF PRESENT:

Harold Blizzard, County Manager
 Ray H. Moser, 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 Jones and the Pledge of Allegiance, Commissioner Sisk moved to approve the minutes of January 2, 2007 regular session, seconded by Commissioner Morris and unanimously carried.

CONSENT AGENDA

Tax Releases and Refunds

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

Credits

TAXPAYER NAME	TICKET #	AMOUNT
AFINA INC DID NOT OWN 01/01/2006	2006-0000339	\$8.39
ANTHONY, ESTHER DOUBLE BILLED ON ACCT #68883	2006-0001329	\$42.83
BEAVERS, CHRISTOPHER CRAIG MILITARY-HIS NAME ONLY 06 LES-NONE (MAJOR)	2006-0091581	\$341.88
BECTON, SARAH V SCE REMOVED IN ERROR FOR 2006	2006-0003599	\$157.62
BROWN, DONALD DOUBLE LISTED WITH REAL 3-C-05-046	2006-0006503	\$81.22
COLLINS, DAVID E CORRECTING APPRAISAL ERROR	2006-0091727	\$10.65
CONCORD BUSINESS DEVELOPMENT G NOT IN BUSINESS 01/01/2006	2006-0090263	\$167.75
CREEL, TIMOTHY STANLEY DID NOT OWN 01/01/2006	2006-0012318	\$19.31

DAUGHERTY, DONALD C & ROBIN E DOUBLE LISTED ON SAME ACCOUNT	2006-0091845	\$1,358.29
DUNN, WILLIAM R & BETTY JO DID NOT OWN 01/01/2006	2006-0091687	\$96.06
FILLINGAME, GELEA M RECYCLING FEE CHARGED INCORRECTLY	2006-0017612	\$32.00
GOODWIN, CHRIS VALUE ADJUSTED PER BILL OF SALE	2006-0091180	\$81.13
HOUSE OF LUMPIA CORRECTING APPRAISAL ERROR	2006-0090456	\$135.23
HUMPHREY, JIMMY LEO JR DOUBLE LISTED ON ACCT #56982	2006-0091740	\$134.89
JENKINS, JULIA D CORRECTING APPRAISAL ERROR	2006-0028201	\$43.29
LANCASTER, ELLEN WIGGINS VACANT USED AS STORAGE SINCE 2001	2006-0031418	\$96.00
LEACH, CHINA HOUSE VACANT SINCE 1990	2006-0031940	\$32.00
LEACH, CHINA ANN MCCABE HOUSE VACANT SINCE 2000	2006-0031941	\$32.00
LOFTIN, BEULAH FORECLOSURE – LIEN EXTINGUISHED	1997-0028007	\$42.29
LOFTIN, BEULAH FORECLOSURE – LIEN EXTINGUISHED	1998-0028000	\$39.91
LOFTIN, BEULAH FORECLOSURE – LIEN EXTINGUISHED	1999-0029363	\$37.87
LOFTIN, BEULAH FORECLOSURE – LIEN EXTINGUISHED	2000-0030200	\$37.27
LOFTIN, BEULAH FORECLOSURE – LIEN EXTINGUISHED	2001-0030505	\$42.30
LOFTIN, BEULAH FORECLOSURE – LIEN EXTINGUISHED	2002-0030876	\$47.78
LOFTIN, BEULAH FORECLOSURE – LIEN EXTINGUISHED	2003-0031102	\$44.05
LOFTIN, BEULAH FORECLOSURE – LIEN EXTINGUISHED	2004-0031594	\$40.93
LOFTIN, BEULAH FORECLOSURE – LIEN EXTINGUISHED	2005-0032657	\$40.07
LOFTIN, BEULAH FORECLOSURE – LIEN EXTINGUISHED	2006-0033124	\$33.87
M & J PROPERTIES, LLC INCORRECT SITUS – SHOULD BE CARTERET COUNTY	2006-0033649	\$866.32

MURDOCK, DENNY ADJUST VALUE PER BILL OF SALE	2006-0091639	\$24.83
RUSSELL, ALAN & PURIFOY, ANDY CORRECTING APPRAISAL ERROR	2006-0046336	\$1,132.02
SHIRK, DAVE CORRECTING APPRAISAL ERROR	2006-0047952	\$84.08
SITMAN, KONNER BOONE MILITARY-HIS NAME ONLY 05 LES-LA ECC-08/19/06	2006-0048507	\$29.56
SITMAN, KONNER BOONE MILITARY-HIS NAME ONLY 05 LES-LA ECC-08/19/06	2005-0090867	\$27.26
VENTERS, SUSAN & CRUMP KIM BOAT SOLD MARCH 2005	2006-0054639	\$139.89
WARD, JEFFREY RHODES INCORRECT SITUS – SHOULD BE 5E	2006-0055500	\$219.54
WELLS FARGO HOME MORTGAGE LATE FEE CHARGED IN ERROR	2006-0056242	\$8.41
WHITFIELD, ROSANA PROPERTY VACANT	2006-0057561	\$32.00
WIGGINS, ALLIE SMITH MOBILE HOME USED ONLY FOR STORAGE	2006-0057952	\$32.00
	39 – CREDIT MEMO (S)	\$5,872.79

Refunds

COWARD, ROBERT T & ROSA C REF. 6 MONTHS FIRE TAX DUE TO ANNEX INTO TOWN OF BR	2006-0011793	\$3.07
RIGGS, DONALD EARL & SHERRIE DOUBLE LISTED ON ACCT #41307	2006-0044995	\$225.19
SHINE, JAMES FRANCIE III VALUE ADJUST PER BILL OF SALE	2006-0047931	\$63.70
TAFF, FRANKLYN L & ALVINA SCE REMOVED IN ERROR	2006-0051612	\$517.26
WOLFE, DONNIE & VICKIE DOUBLE LISTED ON ACCT #58453	2006-0091658	\$116.35
	5 – REFUND (S)	\$925.57

Budget Amendments and Ordinance Update

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

DSS 7295 Senior

REVENUES	AMOUNT	EXPENDITURES	AMOUNT
101-7295-336-39-00 Donations Home Delivered	\$850.00	101-7295-450-32-31 Donation Senior	\$850.00
TOTAL	\$850.00	TOTAL	\$850.00

Justification: Special donation from Christ Episcopal Church to be used solely for the purchase of TV/DVD/VCR for the Senior Center.

Health/CDC Lead Grant

101-5600-348-45-00	\$(45,000.00)	101-5600-440-10-02 Full Time	\$(36,754)
		101-5600-440-10-05 Longevity	\$(475)
		101-5600-440-11-01 FICA	\$(2,848)
		101-5600-440-11-02 Retirement	\$(1,824)
		101-5600-440-11-03 401k	\$(1,489)
		101-5600-440-11-04 Workers Comp	\$(1,296)
		101-5600-440-11-06 Health Insurance	\$(4,524)
		101-5600-440-11-07 Dental Insurance	\$(360)
		101-5600-440-11-08 Life Insurance	\$(23)
		101-5600-440-11-09 Disability Insurance	\$(28)
		101-5600-440-15-15 Due/Subscription	\$(45)
		101-5600-440-20-0 Postage	\$(30)
		101-5600-440-22-0 Telephone	\$(1,084)
		101-5600-440-25-0 Travel Training	\$(1,036)
		101-5600-440-31-02 Veh Exp-Garage	\$(1103)
		101-5600-440-32-40 Other Supplies	\$(131)
		101-5600-440-40-0 Contractual Serv	\$(600)
		101-5600-440-46-0 General Insurance	\$(787)
		101-5600-440-73-21 Capital Outlay	\$(2,150)
		101-5600-440-40-50 Contract Employ	\$11,587
TOTAL	\$(45,000)	TOTAL	\$(45,000)

Justification: When budget was originally submitted, it was unknown that the grant would be cut from \$60,000 to \$15,000. Reduction in expenditure lines reflects reduction in grant award amount. Entire \$15,000 will be spent on contract employee.

Sheriff – Bullet Proof Vest

101-0000-399-01-00	\$(384.00)	101-2005-410-32-40	\$(768.00)
Fund Balance		Vests	
101-2005-377-03-0	\$(384.00)		
Bullet Proof Vests			
TOTAL	\$(768.00)	TOTAL	\$(768.00)

Justification: Federal budget changed from \$7,668 to \$7,284 resulting in less revenue, decrease in use of fund balance and decrease in expenditures.

Request to Set Public Hearing For Conditional Use Permits

The Planning Department requested that a public hearing be set for February 5, 2007 at 7:00 p.m. to hear comments regarding the following parcels for a conditional use permit. The Planning Board will review both plans at their January 25th meeting and the Airport Director will also review the plans. Commissioner Sisk moved to set a public hearing for February 5, 2007 at 7:00 p.m., as requested, seconded by Commissioner McCabe and unanimously carried in a roll call vote.

1. Conditional Use Permit

Owner: Bubba and the Chef
 100 Justin Drive
 Parcel ID #7-108-7-019
 Zoning Designation: Airport Development - Mixed Use Zone
 Current Use: Vacant
 Proposed Use: Commercial, Catering Business

2. Conditional Use Permit

Owner: Brinn Glass and Mirror
 200 Kale Rd
 Parcel ID #7-108-10000
 Zoning Designation: Airport Development – Mixed Use Zone
 Current Use: Vacant
 Proposed Use: Commercial Warehouse

BID OPENING FOR SALE OF HOUSE ON AIRPORT PROPERTY

At 8:35 a.m. the County Manager announced the opening of bids for the sale of the house on the airport property. At that time there were no members of the public present to submit bids and the County Attorney suggested that acceptance of bids be extended until the end of the Commissioners’ meeting.

PROPOSAL TO ACQUIRE NEW COUNTY-WIDE ORTHOPHOTOGRAPHY

County Tax Administrator, Ronnie Antry, presented a proposal to acquire orthophotography. He reported that there are currently 54,000 parcels taxed in Craven County, with 30,000 of them being improved through residential, commercial or industrial construction. He informed the Board that 17 engineering firms had submitted requests for qualifications and four had actually submitted proposals to perform the orthophotography. He recommended approval to enter a contract for \$359,000 with Spatial Data Consultants. Commissioner Morris moved to approve the request to be paid from the Wireless 911 fund balance, seconded by Commissioner Sisk and unanimously carried in a roll call vote.

E911 Wireless/Orthophotography Project

101-0000-399-01-00	\$359,250.00	101-2511-410-97-93	\$359,250.00
Fund Balance		Transfer to Fd 361	

361-0000-366-01-00	\$359,250.00	361-0861-400-40-00	\$359,250.00
Transfer from General Fund		Contractual Services	
Journal Entry			
101-2511-410-97-93	\$359,250.00	101-0000-101-00-00	\$359,250.00
Transfer to Fd 361		Cash	
361-0000-101-00-00	\$359,250.00	361-0000-366-01-00	\$359,250.00
Cash		Transfer from General Fund	

Transfer from Genl 101 to Orthophotography 361

Justification: Budget E911 Wireless funds to be transferred from the General Fund to fund 361 Orthophotography Project Contract with Spatial Data Consultants, Inc.

Budget Ordinance

ORTHOPHOTOGRAPHY

This ordinance is hereby approved in the following amounts for expenditures for the Orthophotography Project.

Expenditures:

Contractual Services	\$359,250.00
TOTAL	\$359,250.00

The following revenues are hereby estimated for the Orthophotography Project.

Revenues:

From E 911 Wireless	\$359,250.00
TOTAL	\$359,250.00

This ordinance is hereby adopted this 16th day of January, 2007.

EMERGENCY SERVICES REVIEW AND REQUEST FOR APPROVAL OF FIRE DISTRICT MAPS

Emergency Services Director, Stanley Kite, reported on his recent activities with the Office of State Fire Marshal relative to inspections of fire departments and fire apparatus in Craven County. He presented district maps for review and requested that the Board approve the fire response and insurance districts, as outlined, for a five mile insurance map. Commissioner Morris moved to approve the request, seconded by Commissioner Sisk and unanimously carried. Mr. Kite indicated that he has three fire stations remaining for inspection and that he will return to the Board with the final report once the inspections are completed.

APPOINTMENTS

Health Board

At the meeting on January 2, the Board considered appointments to the veterinarian position for the Health Board. Commissioner Jones nominated Ivy Heath. Commissioner Allen nominated Larry Paul. Commissioner Sisk moved to close nominations, seconded by Commissioner Morris and unanimously carried. In a roll call vote, Ms. Heath received four (4) votes from Commissioners Jones, McCabe, Morris and Sampson, with Mr. Paul receiving three (3) votes from Commissioners Allen, Sisk and Tyson.

Planning Board

The Board considered a letter of resignation submitted by William Hyman from the Planning Board. Commissioner McCabe nominated Robert Bell. There were no additional nominations and Commissioner McCabe moved to close nominations, with Mr. Bell being appointed by acclamation, seconded by Commissioner Jones and unanimously carried.

Parks and Recreation Advisory Committee

The Board received a letter of resignation from Commissioner McCabe and Commissioner Morris nominated Demetrius Harkley. There being no additional nominations, Commissioner Jones moved to close nominations, with Mr. Harkley being appointed by acclamation, seconded by Commissioner Morris and unanimously carried.

Nursing Home Advisory Committee

The Board considered six (6) expiring or vacated positions on the Nursing Home Advisory Committee of Ennis Evans, Alvia Hearren, Thomas Kelley, John Muth, Ethel Sampson and Shirley Selepes. Ms. Evans, Ms. Sampson and Mr. Muth were not available for reappointment. Commissioner Allen nominated Mr. Hearren, Mr. Kelley and Ms. Selepes for reappointment and moved to suspend the rules to allow them to be reappointed. Commissioner Jones seconded the motion, which carried unanimously. Commissioner Jones nominated Roy Murphy and Audrey Quinn for two of the three remaining positions. There being no additional nominees, and Ms. Quinn and Mr. Murphy were appointed by acclamation, leaving one vacancy remaining to be filled at a later date.

Adult Care Home Advisory Committee

The Board considered expired terms of Minnie Carmichael, Albert Clark, D.J. Disosway, Charles Gupton, Ernestine Gupton, Chris Matthews, Debra Morton and John Thompson. They were advised that Debra Morton and John Thompson were no longer available to serve. Commissioner Sisk nominated Glenn Lawson who was recommended by Christian Care of New Bern. Commissioner Jones nominated Ms. Carmichael, Ms. Disosway and Mr. Matthews and Commissioner Allen nominated Mr. Clark, Mr. Gupton and Ms. Gupton. All were appointed by acclamation, leaving one vacancy to be filled at a later date.

Down East RPO

The Board considered the term on the Down East RPO held by Commissioner Sampson. It was the consensus of the Board that Commissioner Sampson be asked to continue serving.

Upcoming Appointments – February

The Board was advised that the terms of Alex Badger, Bill Hartman, Dell Ipock and Joe Thomas on the Economic Development Commission are due to expire in February.

COUNTY ATTORNEY'S REPORT*Creekside Park House Sale Bids*

County Attorney, Jim Sugg, announced that no bids had been received for the Creekside house bid opening which was to have been held at 8:30 a.m. He stated that the approximate tax value of the dwelling, located at 1751 Old Airport Road, is \$60,000 and that the Board would need to re-initiate the sale process. Commissioner Jones moved to authorize the County Attorney to re-advertise for the sale if he deems it necessary, seconded by Commissioner Morris and unanimously carried.

Road Closing Request

Mr. Sugg presented a petition signed by Andy Sipe who requested the Board at its January 2 meeting to approve closure of a public road in the Leesville section of Township 7. The Board was advised at that time of the steps necessary to approve the request, as follows:

- Adopt a resolution declaring intent to close the portion of the street
- Schedule a public hearing, to be advertised once a week for three successive weeks prior to the public hearing
- Send a copy of the resolution by certified mail to all adjacent property owners

The Board, on January 2, scheduled a public hearing for February 5 and Commissioner Sisk moved to adopt the following resolution of intent, seconded by Commissioner Tyson and unanimously carried.

STATE OF NORTH CAROLINA

COUNTY OF CRAVEN

BEFORE THE BOARD OF COMMISSIONERS OF
CRAVEN COUNTY

IN THE MATTER OF THE CLOSING
OF A PORTION OF RIVER AVENUE,
LOCATED IN THE SUBDIVISION OF
LEESVILLE, NUMBER 7 TOWNSHIP,
CRAVEN COUNTY AS SHOWN ON A
MAP CAPTIONED "LEESVILLE" OF
RECORD IN BOOK 181 AT PAGE 598,
CRAVEN COUNTY REGISTRY

RESOLUTION OF THE CRAVEN
COUNTY BOARD OF
COMMISSIONERS DECLARING
ITS INTENT TO CLOSE THE
PUBLIC ROAD OR EASEMENT
DESCRIBED IN EXHIBIT "A"
ATTACHED HERETO AND
CALLING FOR A PUBLIC
HEARING ON THE QUESTION

WHEREAS, on the 16th day of January, 2007, Andrew J. Sipe, owner of 1202 OLD CHERRY POINT ROAD, LLC ("Petitioner"), filed a petition with the CRAVEN COUNTY BOARD OF COMMISSIONERS ("Board") seeking the closing of a portion of River Avenue as the same is shown on a map or plat entitled "Plan of Leesville" recorded in Book 181 at Page 598 in the Office of the Register of Deeds of Craven County pursuant to N.C. Gen. Stat. § 153A-241; and

WHEREAS, said Petitioner is the owner of property adjacent to the sides of that portion of River Avenue to be closed located on the eastern side of Old Cherry Point Road as the same is described in Exhibit "A" and made a part hereof; and

WHEREAS, River Avenue is bounded by Old Cherry Point Highway at the western terminus of said River Avenue and no part thereof lies within the limits of any municipality as the same is shown on a map recorded in Book 181 at Page 598 in the Office of the Register of Deeds of Craven County to which reference is made; and

WHEREAS, River Avenue has not been previously accepted by the North Carolina Department of Transportation ("DOT") for maintenance and is not presently under the control and supervision of the DOT, and River Avenue has never been opened or used as a street; and

WHEREAS, River Avenue has never been accepted by the County of Craven on behalf of the general public since the street was dedicated and the map of Leesville recorded in Book 181 at Page 598 in the office of the Register of Deeds of Craven County and does give notice of its acceptance of the dedication of said street for the general public prior to declaring its intent to close said street; and

WHEREAS, prior to the closing of River Avenue, said street must have been accepted by Craven County on behalf of the general public and is so accepted; and

WHEREAS, the closing of a portion of River Avenue is not contrary to the public interest, and no individual owning property in the vicinity or in the subdivision in which said street is located will be deprived of reasonable means of ingress or egress to his or her property.

NOW, THEREFORE, be it hereby resolved by the Board that Craven County accepts River Avenue on behalf of the general public, and declares its intent to close the said described street, and calls for a public hearing on the question to be held in the Commissioners' Room at its regularly scheduled meeting on February 5, 2007 at 7:00 p.m. at which time all interested persons may be heard.

NOW, THEREFORE, be it hereby resolved that the Board shall cause a notice of the public hearing to be published in the *Sun Journal* once a week for three (3) consecutive weeks before the hearing, and a copy of the resolution to be sent by Certified Mail to each owner on County tax records of property adjoining the public road to be closed who did not join in the request to have the road closed, and a notice of the closing and public hearing be posted in two places along the said road or street to be closed.

Done this 16th day of January 2007.

COUNTY MANAGER'S REPORT

Assistant County Manager, Ray Moser, informed the Board of a request for a vehicle from Craven Community College Basic Law Enforcement Training Program. He advised the Board that the County is in possession of a 2003 Crown Victoria with 130,000 miles, which is the only vehicle currently available for auction. Commissioner Allen moved to authorize the title of the vehicle bearing VIN # 2FAHP71W93X209520 to be signed over to Craven Community College, seconded by Commissioner Morris and unanimously carried in a roll call vote.

COMMISSIONERS' REPORTS

Commissioner Morris acknowledged the thank you letter from Caswell Center for gifts and donations received from County employees at Christmas time.

Commissioner Sisk thanked the Board and staff for their support during the recent death of her sister.

Commissioner McCabe reported on his representation of the Board at the Military Family of the Quarter recognition luncheon.

Commissioner Allen acknowledged his 52nd wedding anniversary, and reported on the results of the legislative goals conference emphasizing the following three primary goals that were adopted.

- Medicaid relief
- school construction
- revenue options

Commissioner Jones invited the other Commissioners to join him at a community meeting being held on February 6 at 7:00 p.m. at the Craven County Cooperative Extension office.

Commissioner Sampson shared his comments on the legislative goals conference and reported on the Martin Luther King weekend activities.

At 9:44 a.m. Commissioner Allen moved to adjourn, seconded by Commissioner Tyson and unanimously carried.

Chairman Johnnie Sampson, Jr.
Craven County Board of Commissioners

Gwendolyn M. Bryan
Clerk to the Board