

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 OCTOBER 5, 2009. THE MEETING CONVENED AT 7:00 P.M.

MEMBERS PRESENT:

- Chairman Jason R. Jones
- Vice Chairman Theron McCabe
- Commissioner Lee Kyle Allen
- Commissioner Perry L. Morris
- Commissioner Johnnie Sampson, Jr.
- 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
- Jim Hicks, County Attorney

Following an invocation by Commissioner Morris and the Pledge of Allegiance, Commissioner Morris moved to approve minutes the minutes of September 20, 2009 regular session, seconded by Commissioner McCabe and unanimously carried.

CONSENT AGENDA

The Chairman highlighted a public hearing being set for the schedule of values.

Budget Amendments

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

Health/DMA Smart Start

REVENUES	AMOUNT	EXPENDITURES	AMOUNT
101-0564-349-64-00 DMA Smart Start	\$67,746.00	101-0564-450-91-64 DMA Smart Start	\$67,746.00
TOTAL	\$67,746.00	TOTAL	\$67,746.00

Justification: Budget pass through funds for DMA Smart Start as approved by the State.

Pass Through Grant

101-0564-348-95-00 Gov Crime – Aspire	\$69,350.00	101-0564-450-91-95 Gov Crime – Aspire	\$69,350.00
TOTAL	\$69,350.00	TOTAL	\$69,350.00

Justification: The NC Dept of Crime Control and Public Safety awarded grant in the amount of \$69,349.75 to project Aspire.

CJPP

101-2201-348-54-00 CJPP Grant	\$1,522.00	101-2201-410-40-00 Contractual Services	\$1,522.00
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TOTAL	\$1,522.00	TOTAL	\$1,522.00
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Justification: Received official notification of state grant for Criminal Justice Partnership Program. Amount awarded is greater than anticipated.

DSS 7221 Adult Services

101-7221-349-22-0	\$(22,540.00)
Services Staff & Overhead	
101-0000-399-01-00	\$22,540.00
Fund Balance	

TOTAL	\$0.00
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Justification: Funding authorizations received from the Division of Aging and Adult Services are reduced from original State estimates. The funding for State Adult Protective Services (APS) has a decrease of \$9,903. The funding for Adult Care Home Case Management has a decrease of \$12,637. This funding is state and funds services staff salary and benefits.

Subdivisions for Approval

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

Major Chad McDaniel Jones and wife Amanda Roach Jones Division – Final: The property, owned by Winifred Allen Roach and wife Gloria A. Roach and surveyed by Bjerkeset Land Surveying, is located within Twp. 1 off of SR 1454 (Bay Bush Road). The subdivision contains 1 lot on 1.59 acres and is proposed to be served by existing community water and an existing individual septic system.

Gordon L. Keener, 2.15 Acre Tract Division – Final: The property, owned by Gordon L. Keener and surveyed by Gaskins Land Surveying, is located within Twp. 2 off NC Hwy 17. The subdivision contains 1 lot on 2.15 acres and is proposed to be served by existing community water and individual septic systems.

Planning Director, Don Baumgardner, asked to excuse himself from the Planning board meeting when this subdivision was being voted upon due to a family conflict interest. He also requested to be excused from the recommendation of approval of this subdivision.

Croatan Crossing Townhomes (aka the Village @ Croatan Townhomes) – Reapproval for Final: The property, owned by LRH Development, LLC and surveyed by Brad Suitt & Associates, is located within Twp. 6 off of SR 1100 (Catfish Lake Road). The subdivision contains 44 townhomes on 3.55 acres and is proposed to be served by community water and sewer.

Planning Director, Don Baumgardner, asked to excuse himself from the Planning board meeting when this subdivision was being voted upon due to a family conflict interest. He also requested to be excused from the recommendation of approval of this subdivision.

Rebecca C. Willis Division – Final: The property, owned by Rebecca C. Willis and surveyed by Matthews Surveying, is located within Twp. 3 off of SR 1259 (Barwick Road). The subdivision contains 1 lot on 1.96 acres and is proposed to be served by existing community water and existing septic system.

Richard F. Bequette Division – Final: The property, owned by Richard Bequette and surveyed by Don Nelms, is located within Twp. 5 off of SR 1702 (Pine Cliff Road). The subdivision contains 1 lot on 0.40 acres of land and is proposed to be served by community water and existing septic system.

Request to Set Public Hearing for Changes to the Road Naming and Addressing Ordinance

The Planning Board requested that a public hearing be set for November 2, 2009 at 7:00 p.m. to hear comments regarding a proposed addition to the official road list which is included in the Craven County Naming and Addressing Ordinance. The addition, which has already been approved by the Planning Board, includes the naming of a private drive, Core Creek Landing Road, located within Twp. 3 off NC Hwy 55 West. Commissioner Sampson moved to set a public hearing for November 2, 2009 at 7:00 p.m., as requested, seconded by Commissioner McCabe 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 Sampson moved for their approval, seconded by Commissioner McCabe and unanimously carried in a roll call vote.

Credits

TAXPAYER NAME	TICKET#	AMOUNT
ASHBROOK, BYRON B & TRUDY M APPRAISAL ERROR	2009-0001750	\$82.42
BAZEN, ROBERT L SR & MICHELLE APPRAISAL ERROR	2009-0003565	\$22.52
BUDENZ, ANDREW MYKLE MIL-HIS NAME LES -09/ECC-00 CAPT TX	2009-0007741	\$118.37
COPELAND, JOSEPH HARVEY BILLED IN INCORRECT CITY	2009-0011956	\$32.93
COUTE, SCOTT DOUGLAS APPRAISER ERROR	2009-0090398	\$20.44
DAUGHERTY, JOHN E & BEVERLY J APPRAISAL ERROR	2009-0013913	\$237.95
DAVIS, DONALD R ERROR IN TOWNSHIP BILLING	2009-0014104	\$130.66
FIELDS, DELORES MOSLEY CREDIT FOR SENIOR EXEMPTION	2009-0018515	\$298.50
FISHER, ERNESTINE K ADJUSTING FOR SENIOR EXEMPTION	2009-0018818	\$325.48
HENRY, DOROTHY E ADJUST FOR VETERANS EXEMPTION	2009-0026243	\$189.07
HUBBARD, WILLIAM RANDALL MIL-HIS NAME/LES-09/ECC-7/4/12 GA	2009-0028031	\$158.23
LEWIS, GUILFORD STORAGE BUILDING TORN DOWN	2009-0033950	\$.65
MANNING, RONALD LEE TOWNSHIP ERROR	2009-0035931	\$412.49

MILLER, CHRISTOPHER L BILLED IN ERROR	2009-0038743	\$578.80
NEELY, HELEN G HEIRS DID NOT OWN 1-1-2000	2000-0035909	\$740.88
NEELY, HELLEN G HEIRS DID NOT OWN 1-1-2001	2001-0036298	\$738.51
NEELY, HELLEN G HEIRS DID NOT OWN 1-1-2002	2002-0036748	\$445.77
QUIDLEY, TAMMY EUBANKS DISCOVERY ERROR – DOES NOT OWN	2009-0046308	\$33.75
SLAUGHTER, ARTHUR CLEVE REMOVE ENIOR EXEMPT/DECEASED	2009-0051607	\$12.00
SMITH, TAVIO M & SMITH, QUWANY HOME VACANT 2008	2008-0051610	\$36.00
STIMBERIS, JOHN LISTED LATE IN ERROR	2009-0053757	\$88.45
TAYLOR, STELLA M HICKMAN REMOVE SENIOR EXEMPTION – SOLD	2009-0055266	\$12.00
22 – CREDIT MEMO (S)		\$4,715.87

Refunds

GUDAITIS, JOHN P & JENNIFER L APPRAISAL ERROR	2008-0023326	\$338.56
SMITH, TAVIO M & SMITH, QUWANY VACANT 2009	2009-0052298	\$36.00
TEMPLE, DAPHNE M DOUBLE BILLED	2004-0049939	\$371.47
TEMPLE, DAPHNE M DOUBLE BILLED	2005-0051407	\$398.98
TEMPLE, DAPHNE M DOUBLE BILLED	2006-0052182	\$398.98
TEMPLE, DAPHNE M DOUBLE BILLED	2007-0053842	\$405.73
TEMPLE, DAPHNE M DOUBLE BILLED	2008-0054576	\$405.73
7 – REFUND (S)		\$2,355.45

Airport Request

The Airport Authority requested that the Board of Commissioners execute and record a document that the property the County owns around the airport is subject to environmental laws, and that the County (and any future owner) will continue to abide by these laws in the future. Commissioner Sampson moved to authorize the Chairman to

execute the requested document, seconded by Commissioner McCabe and unanimously carried.

PETITION OF CITIZEN

Mr. Charles Simmons requested to address the Board concerning the location of the new Judicial Center, but was not present when called, and declined to speak when given the opportunity after his arrival.

CONSIDERATION OF VOLUNTARY AGRICULTURAL DISTRICT POLICY FOR APPROVAL

On September 28, 2009, the Craven County Agricultural Advisory Board (CCAAB) held a meeting to discuss revisions of the enrollment fee for the Voluntary Agricultural District Program based upon input from Craven County Administration and comments during the September 21, 2009 Craven County Commissioners' meeting. The CCAAB voted to lower the enrollment fee from \$60 to \$50, and upon recommendation of Commissioner Allen renamed the document "By-Laws". The CCAAB requested approval by the Craven County Board of Commissioners to set this fee at \$50 and permission to begin initial enrollment on October 19, 2009. Mike Carroll also advised the Board that the quorum criteria in the document had been made consistent with the VAD ordinance. Commissioner Allen moved to adopt the by-laws presented to the Board on September 8, including the revised enrollment fee, with enrollment to begin October 19, 2009. The motion received a second from Commissioner McCabe and unanimously carried.

SHERIFF'S UPDATE ON NOISE ORDINANCE ENFORCEMENT

Several meetings ago, the Board considered a citizen's complaint concerning violations of the County's Noise Ordinance, and requested that staff review the ordinance to determine if it needs to be strengthened. The County Attorney's opinion, written last year at this time when a similar issue arose, was provided to the Board. Staff was asked to meet with the Sheriff concerning enforcement of the ordinance, in its current form. The Sheriff updated the Board, stating that he feels the ordinance is adequate as it is and that his department has been responsive to complaints. He stated that the isolated complaints that Commissioners are getting should be coming to the Sheriff. The severest form of enforcement occurs with repeat responses to the same location despite previous warning. He reported there were 228 calls in 2007; 178 in 2008 and 220 this year. He has worked with telecommunicators to respond appropriately to calls. He stated that the courts sometimes back off on enforcement. Commissioner Sisk inquired of Tom Glasgow, who was in the audience, if his issue with noise is persisting. Mr. Glasgow responded that the loud music was addressed, but now the owners have put hunting dog pens on the property line, which creates new noise issues.

APPOINTMENTS

Promise Place

Promise Place requested that the following individuals, who have dedicated their time, talents and abilities, be appointed to the agency's Board of Directors: Rebecca McKenney, Rodney Currin, Amy Currin, and Sandy Perry. Commissioner Allen nominated Ms. McKenney, Mr. Currin, Ms. Currin and Ms. Perry for appointment. There being no additional nominees, all were appointed by acclamation.

Firemen's Relief Fund

Little Swift Creek Volunteer Fire Department requested appointment of Mr. Jim Hines to replace Mr. W.O. Gaskins, to serve on the Firemen's Relief Fund Board of Trustees. Commissioner Morris nominated Mr. Hines for appointment, as requested. There being no additional nominees, Mr. Hines was appointed by acclamation.

Economic Development Commission

The Board was apprised of the resignation of Mr. Bill Hartman on the Economic Development Commission. Mr. Hartman served as the Mayor's representative for the City of New Bern. Commissioner Sampson nominated Danny Meadows. There being no additional nominees, Mr. Meadows was appointed by acclamation.

COMMISSIONERS' REPORTS

Commissioner Allen urged citizens to get their flu shots.

Commissioner Sampson commented that fuel prices are not being lowered as they should be based on oil price decreases. He stated that times are tough for many, but voluntary community organizations are helping. He pointed out that stimulus funds received by Craven County Schools are helping to save jobs.

Commissioner McCabe thanked Mr. and Mrs. Norris from his district for attending the meeting.

Commissioner Sisk commented that the bailiff's chair in courtroom #6 is in need of repair and asked that it be checked. She announced that Ronnie Antry is willing to out into the community to speak about revaluation and he will be coming to River Bend.

Commissioner Morris commented that the band classic held at West Craven High School went well and that Havelock High School won the grand championship. Havelock's classic will be held on October 31.

Commissioner Tyson remarked on traffic accidents at Williams Road and Airport Road intersection and vicinity. He and Mr. Blizzard will be meeting with DOT later in the week concerning configuration of the intersection.

Commissioner Jones has, on behalf of the Commissioners, indicated to the Superintendent that the Board will assist in approaching DOT concerning the spur at the railroad crossing. He announced that Cove City Fire Department had Firemen's Day on September 26, which was successful. He noted the death of James Chance, former Commissioner from 1962-1970.

At 7:36 p.m. Commissioner Sampson moved to adjourn, seconded by Commissioner Morris and unanimously carried.

Chairman Jason R. Jones
Craven County Board of Commissioners

Gwendolyn M. Bryan
Clerk to the Board