

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, DECEMBER 21, 2009. THE MEETING CONVENED AT 8:30 A.M.

MEMBERS PRESENT:

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

STAFF PRESENT:

- Harold Blizzard, County Manager
- Ray H. Moser, Assistant County Manager
- Richard Hemphill, County Finance Officer
- Gwendolyn M. Bryan, Clerk to the Board
- Jim Hicks, County Attorney

Following an invocation by Commissioner Jones and the Pledge of Allegiance, Commissioner Sisk moved to approve minutes of December 7, 2009 regular session, seconded by Commissioner McCabe and unanimously carried.

Chairman Morris requested to remove tax releases and refunds from the consent agenda.

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 McCabe and unanimously carried in a roll call vote.

Economic Development

REVENUES	AMOUNT	EXPENDITURES	AMOUNT
101-0000-399-01-00	\$27,262.00	101-4401-430-47-10	\$27,262.00
Fund balance current		perf grant Wirthwein	
TOTAL	\$27,262.00	TOTAL	\$27,262.00

Justification: Budget additional funds to pay Wirthwein incentive of \$29,662.

Health/Dental

101-5500-370-12-00	\$10,882.00	101-5500-440-26-02	\$3,204.00
Dental-Medicaid Rev.		M&R Equipment	
		101-5500-440-32-08	\$7,678.00
		Medical Supplies	
TOTAL	\$10,882.00	TOTAL	\$10,882.00

Justification: During the budget process, it was determined that if the dentist was profitable and exceeding her goal, we would increase revenues (as necessary) to cover her increased expenditures. The dental program has increased quite a bit and we have a projected profit at this time. By prorating current expenditures, we are requesting to

increase Medicaid revenue by \$10,882 in order top cover the estimated year end expense in M&R Equipment and Medical Supplies.

DSS 7291 Mandated

101-7291-349-42-00	\$42.00	101-7291-450-23-42	\$42.00
Share the Warmth		Share the Warmth	
TOTAL	\$42.00	TOTAL	\$42.00

Justification: Additional allocation has been received for the Share the Warmth Program. Funds are 100%, no County match is required.

Occupancy Tax Trust Fund

590-0000-329-00-00	\$40.00	590-9600-500-15-10	\$40.00
Interest		Prof/admin fees	
TOTAL	\$40.00	TOTAL	\$40.00

Justification: Budget to cover audit expense.

Subdivisions for Approval

County Planning Director, Don Baumgardner, submitted 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.

Maple Farms Subdivision – Final: The property, owned by Maple Farms, LLC and engineered by Joe Avolis, is located within Twp. 5 off of SR 1762 (Pine Cliff Road). The subdivision contains 15 lots on 9.66 acres and is proposed to be served by community water and individual septic systems.

Arnette Family Subdivision – Final: The property, owned by Carrie A. Harrison and surveyed by Kendall Gaskins, is located within Twp. 3 off of SR 1239 (Up Creek Road). The subdivision contains 1 lot on 3.90 acres and is proposed to be served by an individual septic system and community water.

Health Fee Adjustments

The Board received a request from the Board of Health that the following fees in various clinics be approved in order that the charges are equal to or greater than the rates paid by Medicaid and Medicare and to receive full reimbursement for services. Commissioner Sampson moved to approve the following fee adjustments, as recommended, seconded by Commissioner McCabe and unanimously carried in a roll call vote.

Fee Increase Recommended:

<u>Procedure Code/Description</u>	<u>Current Rate</u>	<u>Medicaid Rate</u>	<u>Proposed Rate</u>
<u>Adult Health</u>			
88175/Cytopathology w/automated and Manual rescreening	N/A	\$36.31	\$37.00
90733/Menomune (bacteria meningitis)	\$90.00	\$91.00	\$91.00
<u>Dental Health</u>			
D7530/Removal foreign body tissue	N/A	\$126.32	\$130.00
<u>Child Health</u>			
90378/RSV antibody 50mg each	N/A	N/A	N/A

Above additions and increases are to be retroactive as of November 1, 2009.

Reasons for Additions:

88175 replacing 88142

Additional services being added

Reasons for Increases:

Medicaid rates have increased

TAX RELEASES AND REFUNDS

Commissioner Allen moved to allow the Chairman to recuse himself from the tax releases and refunds, seconded by Commissioner Jones and unanimously carried. Commissioner Allen moved to approve the tax releases and refunds, as presented, seconded by Commissioner Sisk, there being six (6) "Ayes", with Chairman Morris being recused from the vote.

Credits

TAXPAYER NAME	TICKET#	AMOUNT
ALBAUGH, DONALD C & ELIZABETH INCORRECT SITUS – S/B 2A	2009-0091186	\$134.20
ASTARITA, JOHN ANTHONY CLERICAL ERROR	2009-0091191	\$56.03
BELANGIA, PAUL E CORRECTED TMA DISCOVERY	2009-0091591	\$638.97
BERRYMAN, MATTHEW B & NATE MIL-HIS NAME/LES-09/ECC-MAJ FL	2009-0091198	\$86.13
BOSLEY, ROBERT C JR & LILLIE A APPRAISAL ERROR	2009-0005562	\$43.65
BROADWAY CHIPPING CO INC DID NOT OWN 1/1/2009	2009-0091351	\$43.50
BROADWAY CHIPPING CO INC. DID NOT OWN 1/1/2009	2009-0091352	\$18.02
BROADWAY CHIPPING CO INC. DID NOT OWN 1/1/2009	2009-0091350	\$43.50
BROADWAY CHIPPING CO INC. DID NOT OWN 1/1/2009	2009-0091354	\$30.79
BROADWAY CHIPPING CO INC. DID NOT OWN 1/1/2009	2009-0091356	\$74.19
BROADWAY CHIPPING CO INC. DID NOT OWN 1/1/2009	2009-0091355	\$80.25
BUTTERS, JOHN CHARLES & RITA A SOLD IN 2007	2009-0091359	\$130.28
CANADY, REBA T RELEASED TO CARTERET COUNTY	2009-0091401	\$41.45
CARLSON, RICK APPRAISAL ERROR	2009-0091208	\$301.88
CATON, KATIE PRICE DOUBLE LISTED	2009-0091212	\$107.31

CHRISTINES ALTERATIONS #2 CORRECTED TMA DISCOVERY	2009-0091595	\$1,243.27
CORBETT, EMILY WARREN BILLED INCORRECT OWNER	2009-0012005	\$64.63
CORBETT, EMILY WARREN BILLED INCORRECT OWNER	2009-0012004	\$107.73
DAVIS, GARY S CLERICAL ERROR	2009-0091631	\$96.56
FREDERICK, WILLIAM A & BONNIE BOAT SOLD 8/8/2008	2009-0091411	\$542.17
GARERA, GARY PARCEL COMBINED	2009-0020594	\$457.85
GASKINS, BOBBY JEROME CLERICAL ERROR	2009-0091370	\$12.25
GATLIN, VICKY LOUISE APPRAISAL ERROR	2009-0021236	\$163.11
GRUENEBAUM, JAMES LEE ORDERED BY BOARD OF E&R 12/15/09	2009-0091371	\$2,361.28
GRUENEBAUM, JAMES LEE ORDERED BY BOARD OF E&R 12/15/09	2009-0091138	\$400.03
HABITAT FOR HUMANITY OF GREATER APPRAISAL ERROR	2009-0023601	\$36.00
HALL, JOHN V CLERICAL ERROR	2009-0023843	\$40.19
HERRING, RAYMOND DID NOT OWN 1/1/2009	2009-0091248	\$76.65
HOLMES, PATRICIA LOUISE DID NOT OWN 1/1/2009	2009-0027414	\$144.65
JONES, JOHN K CORRECTED TMA DISCOVERY	2009-0091489	\$627.81
KITE, PRESTON EARL & FRANCES APPRAISAL ERROR	2009-0032062	\$98.50
LEVY, MARK BOAT NOT IN NC 1/1/2009	2009-0091269	\$2,332.11
LEWIS STRUCTURAL IMPROVEMENTS DOUBLE LISTED ACCT 77170	2009-0091500	\$1,198.25
MEWBORN, JOHN F & ESTHER SENIOR EXCLUSION REMOVED IN ERROR	2009-0038497	\$183.08
MILLER, II HENRY WALTER CLERICAL ERROR	2009-0091638	\$20.14
MOORE, TONY EUGENE DISCHARGED BY BANKRUPTCY	2009-0040053	\$157.96

MORRIS & SONES INC.-JIMMIE L CLERICAL ERROR IN VALUATION	2009-0091378	\$401.94
MORRIS, JIMMIE CLERICAL ERROR IN VALUATION	2009-0091639	\$21.24
MULLEN, FRANK BILLING ERROR	2009-0091290	\$209.35
NORRIS, LINDBERGH, JR CLERICAL ERROR	2009-0091640	\$2.82
ORMOND, PEGGY G APPRAISAL ERROR	2009-0043015	\$232.81
PARRISH, JESSIE RAYMOND, JR. CLERICAL ERROR	2009-0091641	\$13.00
PARROTT, MARY MARTHA & ROLES APPRAISAL ERROR	2009-0043727	\$213.82
PIEDMONT COCA-COLA BOTTLING PA DID NOT OWN 1/1/2009	2009-0091384	\$551.42
PIEDMONT COCA-COLA BOTTLING PA APPRAISAL ERROR	2009-0091383	\$211.63
PRATHER, JOHN MIL-HIS NAME/LES-09/ECC-00 CAPT TX	2009-0091303	\$147.51
PRIDGEN, LONNIE E JR HAS DUMPSTER ACCESS	2009-0045853	\$36.00
ROBERSON, MICHAEL BRANDON & LO APPRAISAL ERROR	2009-0091309	\$42.69
RUSSELL, SUSAN HOWELL APPRAISAL ERROR-REBILLED	2009-0049145	\$463.38
RUSSELL, SUSAN HOWELL APPRAISAL ERROR – REBILLED	2009-0091387	\$382.66
RUSSELL, SUSAN HOWELL CLERICAL ERROR	2009-0091586	\$142,740.69
SALISBURY, JOHN BOAT HAS NO TAX SITUS IN NC	2009-0091312	\$458.29
SHARP, EVERETT H DID NOT OWN 1/1/2009	2009-0091316	\$622.94
SILVER, MARK APPRAISAL ERROR – REBILL	2009-0091317	\$86.56
SIMCOX REALTY INC CORRECTED TMA DISCOVERY	2009-0091549	\$343.13
SLADE, MARY HUMPHREY ORDERED BY BOARD OF E&R 12/15/09	2009-0051590	\$184.34

TOLER, LEW C UNOCCUPIED SINCE 2004	2009-0056371	\$36.00
TQBP LLC BUILDING NOT COMPLETE	2009-0056606	\$346.60
WAINWRIGHT, LESLIE E & LAVERNE APPRAISAL ERROR	2009-0058465	\$171.68
WHITE, FLOYD E JR DOUBLE LISTED	2009-0091336	\$103.58
WHITE, FLOYD E JR & BRENDA C DOUBLE LISTED	2009-0091337	\$110.35
WILLIAMS, MALCOLM HENRY JR VEHICLE NOT IN NC	2009-0091399	\$13.16
62 - CREDIT MEMO (S)		\$160,341.96

Refunds

CORBETT, EMILY WARREN BILLED INCORRECT OWNER	2008-0012135	\$64.63
CORBETT, EMILY WARREN BILLED INCORRECT OWNER	2008-0012134	\$107.73
CORMIER, GERRARD A & GAYLE A ORDERED BY NC PROPERTY TAX COMMISSION 12-11-2009	2008-0012204	\$71.00
LUDWIG, CHARLES F JR CLERICAL ERROR	2009-0035089	\$119.62
POLO, ROBERT C & MARILYN P CORRECTED APPRAISAL ERROR	2009-0045152	\$174.15
WHITFORD, JAMES ALTON & GERALD HOME NO LONGER EXISTS	2009-0061099	\$36.00
6 – REFUND(S)		\$573.13

REFUNDING BOND SALE RESOLUTIONS

Finance Officer, Rick Hemphill, presented the following resolutions for each of the refunding bond sales of December 8 that confirm the par amounts and interest rates for series. He reported \$786,000 gross savings on bond refunding. Commissioner Allen moved to adopt the resolutions, as presented, seconded by Commissioner Sampson and unanimously carried.

Airport

WHEREAS, the bond order hereinafter described has taken effect, and it is desirable to make provision for the issuance of bonds authorized by said bond order; NOW, THEREFORE,

BE IT RESOLVED by the Board of Commissioners of the County of Craven, North Carolina (the “Issuer”), as follows:

1. Pursuant to and in accordance with the refunding bond order adopted by the Board of Commissioners on November 2, 2009 and subject to Section 6 hereof,

the Issuer shall issue its bonds in an aggregate principal amount not to exceed \$800,000. The Bonds shall be designated “General Obligation Airport Refunding Bonds, Series 2009 (AMT)” (hereinafter referred to as the “Bonds”). The Bonds shall be dated December 22, 2009 and shall bear interest from their date at a rate or rates which shall be hereafter determined upon the public sale thereof and such interest shall be payable on June 1, 2010 and semi-annually thereafter on December 1 and June 1. The Bonds shall mature, subject to adjustment as hereinafter set forth, annually on June 1, as follows:

<u>Year</u>	<u>Principal Amount</u>	<u>Year</u>	<u>Principal Amount</u>
2010	\$150,000		\$
2011	150,000		
2012	170,000		
2013	170,000		
2014	120,000		

Interest will be payable to the registered owners of the Bonds shown on the records of the hereinafter designated Bond Registrar of the Issuer on the record date which shall be the fifteenth day of the calendar month (whether or not a business day) next preceding an interest payment date.

The Bonds shall be deemed to refund the bonds being refunded within the period of usefulness of the capital projects financed by such bonds being refunded.

2. The Bonds will be issued in fully registered form by means of a book entry system with no physical distribution of bond certificates made to the public. One bond certificate for each maturity will be issued to The Depository Trust Company, New York, New York (“DTC”), and immobilized in its custody. The book entry system will evidence ownership of the Bonds in principal amounts of \$5,000 or whole multiples thereof, with transfers of beneficial ownership effected on the records of DTC and its participants pursuant to rules and procedures established by DTC. Interest on the Bonds will be payable at the times stated in the preceding paragraph, and principal of the Bonds will be paid annually on June 1, as set forth in the foregoing maturity schedule, to DTC or its nominee as registered owner of the Bonds. Transfer of principal and interest payments to participants of DTC will be the responsibility of DTC; transfer of principal and interest payments to beneficial owners by participants of DTC will be the responsibility of such participants and other nominees of beneficial owners. The Issuer will not be responsible or liable for maintaining, supervising or reviewing the records maintained by DTC, its participants or persons acting through such participants.

In the event that (a) DTC determines not to continue to act as securities depository for the Bonds, or (b) the Issuer determines that continuation of the book entry system of evidence and transfer of ownership of the Bonds would adversely affect the interests of the beneficial owners of the Bonds, the Issuer will discontinue the book entry system with DTC. If the Issuer fails to identify another qualified securities depository to replace DTC, the Issuer will authenticate and deliver replacement Bonds in the form of fully registered certificates.

Each Bond shall bear interest from the interest payment date next preceding the date on which it is authenticated unless it is (a) authenticated upon an interest payment date in which event it shall bear interest from such interest payment date, or (b) authenticated prior to the first interest payment date in which event it shall bear interest from its date; provided, however, that if at the time of authentication interest is in default, such Bond shall bear interest from the date to which interest has been paid.

The principal of and the interest on the Bonds shall be payable in any coin or currency of the United States of America which is legal tender for the payment of public and private debts on the respective dates of payment thereof.

3. The Bonds shall bear the manual or facsimile signatures of the Chairman and the Clerk of the Board of Commissioners of the Issuer and the official seal or a facsimile of the official seal of the Issuer shall be impressed or imprinted, as the case may be, on the Bonds.

The certificate of the Local Government Commission of North Carolina to be endorsed on all Bonds shall bear the manual or facsimile signature of the Secretary of said Commission or of a representative designated by said Secretary and the certificate of authentication of the Bond Registrar to be endorsed on all Bonds shall be manually executed.

In case any officer of the Issuer or the Local Government Commission of North Carolina whose manual or facsimile signature shall appear on any Bonds shall cease to be such officer before the delivery of such Bonds, such manual or facsimile signature shall nevertheless be valid and sufficient for all purposes the same as if he had remained in office until such delivery, and any Bond may bear the manual or facsimile signatures of such persons as at the actual time of the execution of such Bond shall be the proper officers to sign such Bond although at the date of such Bond such persons may not have been such officers.

No Bond shall be valid or become obligatory for any purpose or be entitled to any benefit or security under this resolution until it shall have been authenticated by the execution by the Bond Registrar of the certificate of authentication endorsed thereon.

4. The Bonds and the endorsements thereon shall be in substantially the following form:

NO. R- \$

United States of America
State of North Carolina

COUNTY OF CRAVEN

GENERAL OBLIGATION AIRPORT REFUNDING BOND, SERIES 2009 (AMT)

INTEREST RATE	MATURITY DATE	DATE OF ORIGINAL ISSUE	CUSIP
	June 1, ____	December 22, 2009	224615

REGISTERED OWNER: CEDE & CO.

PRINCIPAL SUM: DOLLARS

The COUNTY OF CRAVEN (hereinafter referred to as "County"), a county of the State of North Carolina, acknowledges itself indebted and for value received hereby promises to pay to the registered owner named above, on the maturity date specified above, upon surrender hereof, at the office of the Finance Officer of the County (the "Bond Registrar"), the principal sum shown above and to pay to the registered owner hereof, at his address as it appears on the bond registration books of the County, interest on such principal sum from the date of this bond [or from the June 1 or December 1 next preceding the date of authentication to which interest shall have been paid, unless such date of authentication is a June 1 or December 1 to which interest shall have been paid, in which case from such date], such interest to the maturity hereof being payable on June 1, 2010 and semi-annually thereafter on December 1 and June 1 of each year, at the rate per annum specified above, until payment of such principal sum. The interest so payable on any such interest payment date will be paid to the person in whose

name this bond is registered at the close of business on the record date for such interest, which shall be the fifteenth day of the calendar month (whether or not a business day) next preceding such interest payment date. Both the principal of and the interest on this bond shall be paid in any coin or currency of the United States of America that is legal tender for the payment of public and private debts on the respective dates of payment thereof.

This bond is issued in accordance with the Registered Public Obligations Act, Chapter 159E of the General Statutes of North Carolina, and pursuant to The Local Government Finance Act of the State of North Carolina, as amended, a bond order adopted by the Board of Commissioners of the County on November 2, 2009 (the "Bond Order") and a resolution adopted by said Board of Commissioners on November 16, 2009 (the "Resolution") to provide funds, together with other funds of the County, to refund all or a portion of the County's outstanding Airport Bonds, Series 1998, dated June 1, 1998.

The bonds will be issued in fully registered form by means of a book entry system with no physical distribution of bond certificates made to the public. One bond certificate for each maturity will be issued to The Depository Trust Company, New York, New York ("DTC") and immobilized in its custody. The book entry system will evidence ownership of the bonds in principal amounts of \$5,000 or whole multiples thereof, with transfers of beneficial ownership effected on the records of DTC and its participants pursuant to rules and procedures established by DTC. Transfer of principal and interest payments to participants of DTC will be the responsibility of DTC; transfer of principal and interest payments to beneficial owners by participants of DTC will be the responsibility of such participants and other nominees of beneficial owners. The County will not be responsible or liable for maintaining, supervising or reviewing the records maintained by DTC, its participants or persons acting through such participants.

The Bond Registrar shall keep at his office the books of said County for the registration and registration of transfer of bonds. The transfer of this bond may be registered only upon such books and as otherwise provided in the Resolution upon the surrender hereof to the Bond Registrar together with an assignment duly executed by the registered owner hereof or his attorney or legal representative in such form as shall be satisfactory to the Bond Registrar. Upon any such registration of transfer, the Bond Registrar shall deliver in exchange for this bond a new bond or bonds, registered in the name of the transferee, of authorized denominations, in an aggregate principal amount equal to the unpaid principal amount of this bond, of the same maturity and bearing interest at the same rate.

Bonds, upon surrender thereof at the office of the Bond Registrar together with an assignment duly executed by the registered owner or his attorney or legal representative in such form as shall be satisfactory to the Bond Registrar, may, at the option of the registered owner thereof, be exchanged for an equal aggregate principal amount of registered Bonds of the same maturity, of any denomination or denominations authorized by the Resolution and bearing interest at the same rate.

It is hereby certified and recited that all conditions, acts and things required by the Constitution or statutes of the State of North Carolina to exist, be performed or happen precedent to or in the issuance of this bond, exist, have been performed and have happened, and that the amount of this bond, together with all other indebtedness of the County, is within every debt and other limit prescribed by said Constitution or statutes. The faith and credit of the County are hereby pledged to the punctual payment of the principal of and interest on this bond in accordance with its terms.

This bond shall not be valid or become obligatory for any purpose or be entitled to any benefit or security under the Bond Order or the Resolution mentioned herein until this bond shall have been endorsed by the authorized representative of the Local Government Commission of North Carolina and authenticated by the Bond Registrar.

Schools

WHEREAS, the bond order hereinafter described has taken effect, and it is desirable to make provision for the issuance of bonds authorized by said bond order; NOW, THEREFORE,

BE IT RESOLVED by the Board of Commissioners of the County of Craven, North Carolina (the "Issuer"), as follows:

5. Pursuant to and in accordance with the refunding bond order adopted by the Board of Commissioners on November 2, 2009 and subject to Section 6 hereof, the Issuer shall issue its bonds in an aggregate principal amount not to exceed \$26,200,000. The Bonds shall be designated "General Obligation Refunding Bonds, Series 2009" (hereinafter referred to as the "Bonds"). The Bonds shall be dated December 22, 2009 and shall bear interest from their date at a rate or rates which shall be hereafter determined upon the public sale thereof and such interest shall be payable on June 1, 2010 and semi-annually thereafter on December 1 and June 1. The Bonds shall mature, subject to adjustment as hereinafter set forth, annually on June 1, as follows:

<u>Year</u>	<u>Principal Amount</u>	<u>Year</u>	<u>Principal Amount</u>
2010	\$ 10,000	2017	\$2,075,000
2011	15,000	2018	2,480,000
2012	115,000	2019	2,375,000
2013	1,215,000	2020	2,275,000
2014	1,200,000	2021	2,275,000
2015	1,180,000	2022	2,275,000
2016	1,170,000	2023	1,370,000

Interest will be payable to the registered owners of the Bonds shown on the records of the hereinafter designated Bond Registrar of the Issuer on the record date which shall be the fifteenth day of the calendar month (whether or not a business day) next preceding an interest payment date.

The Bonds shall be deemed to refund the bonds being refunded within the period of usefulness of the capital projects financed by such bonds being refunded.

6. The Bonds will be issued in fully registered form by means of a book entry system with no physical distribution of bond certificates made to the public. One bond certificate for each maturity will be issued to The Depository Trust Company, New York, New York ("DTC"), and immobilized in its custody. The book entry system will evidence ownership of the Bonds in principal amounts of \$5,000 or whole multiples thereof, with transfers of beneficial ownership effected on the records of DTC and its participants pursuant to rules and procedures established by DTC. Interest on the Bonds will be payable at the times stated in the preceding paragraph, and principal of the Bonds will be paid annually on June 1, as set forth in the foregoing maturity schedule, to DTC or its nominee as registered owner of the Bonds. Transfer of principal and interest payments to participants of DTC will be the responsibility of DTC; transfer of principal and interest payments to beneficial owners by participants of DTC will be the responsibility of such participants and other nominees of beneficial owners. The Issuer will not be responsible or liable for maintaining, supervising or reviewing the records maintained by DTC, its participants or persons acting through such participants.

In the event that (a) DTC determines not to continue to act as securities depository for the Bonds, or (b) the Issuer determines that continuation of the book entry system of evidence and transfer of ownership of the Bonds would adversely affect the interests of the beneficial owners of the Bonds, the Issuer will discontinue the book entry system with DTC. If the Issuer fails to identify another qualified securities depository to replace DTC, the Issuer will authenticate and deliver replacement Bonds in the form of fully registered certificates.

Each Bond shall bear interest from the interest payment date next preceding the date on which it is authenticated unless it is (a) authenticated upon an interest payment date in which event it shall bear interest from such interest payment date, or (b) authenticated prior to the first interest payment date in which event it shall bear interest from its date; provided, however, that if at the time of authentication interest is in default, such Bond shall bear interest from the date to which interest has been paid.

The principal of and the interest on the Bonds shall be payable in any coin or currency of the United States of America which is legal tender for the payment of public and private debts on the respective dates of payment thereof.

7. The Bonds shall bear the manual or facsimile signatures of the Chairman and the Clerk of the Board of Commissioners of the Issuer and the official seal or a facsimile of the official seal of the Issuer shall be impressed or imprinted, as the case may be, on the Bonds.

The certificate of the Local Government Commission of North Carolina to be endorsed on all Bonds shall bear the manual or facsimile signature of the Secretary of said Commission or of a representative designated by said Secretary and the certificate of authentication of the Bond Registrar to be endorsed on all Bonds shall be manually executed.

In case any officer of the Issuer or the Local Government Commission of North Carolina whose manual or facsimile signature shall appear on any Bonds shall cease to be such officer before the delivery of such Bonds, such manual or facsimile signature shall nevertheless be valid and sufficient for all purposes the same as if he had remained in office until such delivery, and any Bond may bear the manual or facsimile signatures of such persons as at the actual time of the execution of such Bond shall be the proper officers to sign such Bond although at the date of such Bond such persons may not have been such officers.

No Bond shall be valid or become obligatory for any purpose or be entitled to any benefit or security under this resolution until it shall have been authenticated by the execution by the Bond Registrar of the certificate of authentication endorsed thereon.

8. The Bonds and the endorsements thereon shall be in substantially the following form:

NO. R- \$

United States of America
State of North Carolina

COUNTY OF CRAVEN

GENERAL OBLIGATION REFUNDING BOND, SERIES 2009

INTEREST RATE	MATURITY DATE	DATE OF ORIGINAL ISSUE	CUSIP
	June 1, ____	December 22, 2009	224615

REGISTERED OWNER: CEDE & CO.

PRINCIPAL SUM: DOLL
ARS

The COUNTY OF CRAVEN (hereinafter referred to as "County"), a county of the State of North Carolina, acknowledges itself indebted and for value

received hereby promises to pay to the registered owner named above, on the maturity date specified above, upon surrender hereof, at the office of the Finance Officer of the County (the "Bond Registrar"), the principal sum shown above and to pay to the registered owner hereof, at his address as it appears on the bond registration books of the County, interest on such principal sum from the date of this bond [or from the June 1 or December 1 next preceding the date of authentication to which interest shall have been paid, unless such date of authentication is a June 1 or December 1 to which interest shall have been paid, in which case from such date], such interest to the maturity hereof being payable on June 1, 2010 and semi-annually thereafter on December 1 and June 1 of each year, at the rate per annum specified above, until payment of such principal sum. The interest so payable on any such interest payment date will be paid to the person in whose name this bond is registered at the close of business on the record date for such interest, which shall be the fifteenth day of the calendar month (whether or not a business day) next preceding such interest payment date. Both the principal of and the interest on this bond shall be paid in any coin or currency of the United States of America that is legal tender for the payment of public and private debts on the respective dates of payment thereof.

This bond is issued in accordance with the Registered Public Obligations Act, Chapter 159E of the General Statutes of North Carolina, and pursuant to The Local Government Finance Act of the State of North Carolina, as amended, a bond order adopted by the Board of Commissioners of the County on November 2, 2009 (the "Bond Order") and a resolution adopted by said Board of Commissioners on November 16, 2009 (the "Resolution") to provide funds, together with other funds of the County, to refund all or a portion of the County's outstanding School Bonds, Series 2002, dated May 1, 2002 and Community College Bonds, Series 2001, dated June 1, 2001.

The bonds will be issued in fully registered form by means of a book entry system with no physical distribution of bond certificates made to the public. One bond certificate for each maturity will be issued to The Depository Trust Company, New York, New York ("DTC") and immobilized in its custody. The book entry system will evidence ownership of the bonds in principal amounts of \$5,000 or whole multiples thereof, with transfers of beneficial ownership effected on the records of DTC and its participants pursuant to rules and procedures established by DTC. Transfer of principal and interest payments to participants of DTC will be the responsibility of DTC; transfer of principal and interest payments to beneficial owners by participants of DTC will be the responsibility of such participants and other nominees of beneficial owners. The County will not be responsible or liable for maintaining, supervising or reviewing the records maintained by DTC, its participants or persons acting through such participants.

The Bond Registrar shall keep at his office the books of said County for the registration and registration of transfer of bonds. The transfer of this bond may be registered only upon such books and as otherwise provided in the Resolution upon the surrender hereof to the Bond Registrar together with an assignment duly executed by the registered owner hereof or his attorney or legal representative in such form as shall be satisfactory to the Bond Registrar. Upon any such registration of transfer, the Bond Registrar shall deliver in exchange for this bond a new bond or bonds, registered in the name of the transferee, of authorized denominations, in an aggregate principal amount equal to the unpaid principal amount of this bond, of the same maturity and bearing interest at the same rate.

Bonds, upon surrender thereof at the office of the Bond Registrar together with an assignment duly executed by the registered owner or his attorney or legal representative in such form as shall be satisfactory to the Bond Registrar, may, at the option of the registered owner thereof, be exchanged for an equal aggregate principal amount of registered Bonds of the same maturity, of any denomination or denominations authorized by the Resolution and bearing interest at the same rate.

It is hereby certified and recited that all conditions, acts and things required by the Constitution or statutes of the State of North Carolina to exist, be performed or happen precedent to or in the issuance of this bond, exist, have been performed and have happened, and that the amount of this bond, together with all other indebtedness of the County, is within every debt and other limit prescribed by said

Constitution or statutes. The faith and credit of the County are hereby pledged to the punctual payment of the principal of and interest on this bond in accordance with its terms.

This bond shall not be valid or become obligatory for any purpose or be entitled to any benefit or security under the Bond Order or the Resolution mentioned herein until this bond shall have been endorsed by the authorized representative of the Local Government Commission of North Carolina and authenticated by the Bond Registrar.

HAZARD MITIGATION PLAN PUBLIC INFORMATION MEETING

Craven County, along with the participating municipalities of Bridgeton, Cove City, Dover, Havelock, New Bern, River Bend, Trent Woods, and Vanceboro are currently preparing an updated Multi-Jurisdictional Hazard Mitigation Plan. Dale Holland of Holland Consulting Planners explained that the plan is required under the Federal Stafford Act and NC Senate Bill 300. Public assistance and hazard mitigation funding is tied to state/federal funds and a community must have an approved hazard mitigation plan in order to receive funding after a declared disaster.

He stated that the public information meeting is for the purpose of explaining the mitigation planning process and allowing interested citizens to ask questions. He stated that the County is limited to a maximum CRS rating of 8, because the inland areas of the County are not subject to state building code regulations relative to wind. Commissioner Tyson inquired if there are two different ratings in Craven County. Mr. Holland clarified the Wind Driven Debris damage requirements by stating that if the entire jurisdiction does not have the wind driven debris standard of state building code, the rating for the entire jurisdiction cannot go above “8”, unless the State changes the building code. There were no questions from the public and no action was required from the Board.

RECREATION AND PARKS MATTERS

Due to tremendous growth in the athletic participation at Creekside and West Craven Parks, Recreation staff presented proposed new guidelines regarding the use of athletic fields for league use, travel team usage, tournaments, etc. to make the park facility reservation process and fees equitable for all users. These fees help the County recoup a portion of the fees needed to operate the park, including costs for maintenance staff, equipment and materials, utilities and capital needs.

Recreation Director, Jan Parker, discussed with the Board the proposed process and registration fees for park use. Ms. Parker explained that the traveling teams are allowed to charge admission fees and/or set up concessions to help offset their costs. Commissioner Jones moved to approve the following fee changes and documents, seconded by Commissioner McCabe. Commissioner Allen expressed reservations about charging a gate fee for seeing a tournament in a County park. Ms. Parker clarified, explaining that this is standard practice for traveling teams. It is controlled by the tournament, and other areas of the park are available to the public as usual during these tournaments. County Manager, Harold Blizzard, stated that this is very similar to the rental of convention center space. The motion carried unanimously.

Fee Structure for Athletic Field Usage

<u>Park User</u>	<u>Current Fee</u>	<u>Proposed Fee</u>
One-Time Team Practice Using Lights	\$20 light fee	\$25 light fee
<u>Tournament Fees</u>		
Deposit	\$0	\$100/tournament
Staff required for field maintenance all day	\$0	\$150/day/4 fields
Lining own fields – Field marking lime	\$0	\$5/bag

Light fee

\$20/field/day

\$25/field/day

REPORT ON PYROTECHNICS SAFETY

Stanley Kite, Emergency Services Director, reported to the Board the new requirements of G.S. 14-410 Pyrotechnics Safety Law approved August 26, 2009. The statute requires citizens to go before the Board of Commissioners for a fireworks permit. The Board is permitted to delegate this authority to municipal fire safety agencies within their jurisdictions. County Attorney, Jim Hicks, stated that no action is needed at this time. Authority has not yet been requested by any municipalities, but he would recommend this when and if requested. The Attorney was directed, by consensus of the Board, to prepare a resolution to that effect to be ready whenever one of the municipalities requests this authority.

APPOINTMENTS

Craven Pamlico Carteret Regional Library

At its last meeting, the Board deferred an appointment to the Craven Pamlico Carteret Regional Library to replace Dorothy Bryan, whose term has expired. Commissioner Jones nominated Debbie Kirkman of the Cove City Library Board. There being no additional nominees, Ms. Kirkman was appointed to serve on the Craven Pamlico Carteret Regional Library Board by acclamation.

Health Board

The Board was advised of the expiring term of Verdelle Newby on the Craven County Health Board. In addition, Trey Paul, who serves as the pharmacist member, should have been considered for reappointment in 2008 rather than 2009, as he was originally appointed to fill an unexpired term, not a full term. Commissioner Sampson moved to reappoint Verdelle Newby and to reappoint Trey Paul, retroactively. There being no additional nominees, Ms. Newby and Mr. Paul were reappointed by acclamation.

Cove City Library Board

The Board was advised of the expiring terms of Theresa Hodges and Cathy Warmack on the Cove City Library Board. Commissioner Jones moved to reappoint Ms. Hodges and Ms. Warmack. There being no additional nominees, Ms. Hodges and Ms. Warmack were reappointed by acclamation.

Upcoming Appointments

The Board was advised that terms are due to expire on the Nursing Home Advisory Committee and the Adult Care Home Advisory Committee in January.

COUNTY ATTORNEY'S REPORT

Offer to Purchase Real Property (402 Queen Street, New Bern; Parcel ID#8-003-124)

County Attorney, Jim Hicks, advised the Board that the County has received an offer in the amount of \$13,000 for property located at 402 Queen Street, which is owned jointly with the City of New Bern, and acquired as a result of a joint tax foreclosure. The total taxes that were foreclosed on for this property, both County and City, were \$12,673.01. The tax value is \$36,200; however, the property is in extremely poor condition.

He reported that the County has received a request from the New Bern Preservation Foundation, Inc. for a donation of its interest in the property to the NBPF. The request is scheduled to be on the City's next Board agenda.

Commissioner Jones moved to allow the County Attorney to begin the process of upset bids, pending the City's action, seconded by Commissioner McCabe and unanimously carried.

Commissioner Tyson stated that he would support giving to the New Bern Preservation Foundation if no one else wants it and questioned the intentions of the potential buyer. The Attorney for the potential buyer announced that the intention is to renovate and rent, initially, and possibly occupy later.

COMMISSIONERS' REPORTS

Commissioner Tyson wished the Board and citizens a Merry Christmas.

Commissioner Jones wished the Board and citizens a Merry Christmas and stated that that it is a privilege to serve.

Commissioner Sisk wished the Board and citizens a Merry Christmas, Happy Hannukah, Happy Kwanzaa.

Commissioner McCabe wished the Board and citizens a Merry Christmas, Happy Hannukah, Happy Kwanzaa and stated that Adams Creek residents are complaining about having no cable. Staff were asked to look into this.

Commissioner Allen wished everyone Merry Christmas and a Happy New Year.

Commissioner Sampson wished everyone a Merry Christmas and a Happy New Year. He encouraged volunteers to continue volunteering during the holidays. He commented on the rising gas prices and announced that he enjoys serving on the Board even when there are disagreements.

Chairman Morris recognized Mike Fussell, band director at West Craven Middle School, who is retiring mid-term, and wished everyone a Merry Christmas.

At 9:35 a.m. Commissioner Sampson moved to recess to convene the Water Board, seconded by Commissioner Tyson and unanimously carried.

At 9:38 a.m. the Board was declared back in regular session.

CLOSED SESSION

The Board was requested to go into closed session to consult with the County Attorney on potential litigation pursuant to NCGS 143-318.11(a)(3). At 9:40 a.m. Commissioner Allen moved to go into closed session, seconded by Commissioner McCabe.

At 10:52 a.m. the Board returned to regular session. The County Attorney stated that no action had been taken.

At 10:53 a.m. Commissioner Allen moved to adjourn, seconded by Commissioner McCabe and unanimously carried.

Chairman Perry Morris

Craven County Board of Commissioners

Gwendolyn M. Bryan

Clerk to the Board