

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 19, 2010. 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 Sisk and the Pledge of Allegiance, Commissioner Sampson moved to approve the minutes of January 4, 2010 regular session and November 10, 2009 and December 14, 2009 reconvened sessions, seconded by Commissioner McCabe 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 Sampson moved for their approval, seconded by Commissioner McCabe and unanimously carried in a roll call vote.

Credits

TAXPAYER NAME	TICKET#	AMOUNT
ADAMS, ELMER C CORRECTED TMA DISCOVERY	2009-0091426	\$268.29
BEAVERS, CHRISTOPHER CRAIG MIL-LES 09 ECC-7/31/2009 OK	2009-0091653	\$18.81
BUER, GLEN AND MARY ANN RELEASED TO PAMLICO COUNTY	2009-0091661	\$397.10
CRABBY PATTYS CORRECTED TMA DISCOVERY	2009-0091455	\$4,738.25
DAVIS, JOHN CLERICAL ERROR ON YEAR OF BOAT	2009-0091222	\$28.30
FINLAYSON CONSULTING LLC CORRECTED TMA DISCOVERY	2009-0091601	\$983.81
GILLEN, NELLIE HOUSE ON PARCEL 7-039-13000 SOLD 08	2009-0090070	\$257.55

HILL, GILBERT HEIRS & HILL, EV UNOCCUPIED SINCE 1/1/08	2009-0026705	\$36.00
HOAGLAND, LINDY R & TAMEKA L MIL – HIS NAME ONLY LES – 09/ECC-00CAPT	2009-0027069	\$195.68
HODES, ROBERT BOAT NOT IN NC	2009-0091413	\$2,344.14
JENNS DOCKSIDE BAIT & TACKLE CORRECTED TMA DISCOVERY	2009-0091490	\$110.00
JONES, JAMES NATHANIAL & ASHLE LISTED AS REAL #3-046-012	2009-0091414	\$417.11
JONES, LUTHER A & JUDY Y DOES NOT OWN MOBILE HOME	2009-0030593	\$136.54
KIT-CORP CORRECTED TMA DISCOVERY	2009-0091496	\$1,582.90
LUCAS, JOHN CORRECTED TMA DISCOVERY	2009-0091504	\$387.43
MCKAY, NORM NO TAX SITUS IN CRAVEN COUNTY 1-1-2007	2007-0091659	\$162.95
MTI PROPERTIES INC SOLD HOME 2007	2009-0040740	\$123.24
NEW BERN-CITY OF UNINHABITABLE	2009-0041799	\$36.00
NEW BERN-CITY OF UNHIBITABLE	2009-0041800	\$36.00
NEW BERN-CITY OF UNHIBITABLE	2009-0041801	\$36.00
NEW BERN-CITY OF UNHIBITABLE	2009-0041798	\$36.00
NEW BERN-CITY OF UNHIBITABLE	2009-0041797	\$36.00
NEW BERN-CITY OF UNHIBITABLE	2009-0041802	\$36.00
NEW BERN-CITY OF UNHIBITABLE	2009-0041803	\$36.00
NEW BERN-CITY OF UNHIBITABLE	2009-0041805	\$36.00
NEW BERN-CITY OF UNHIBITABLE	2009-0041804	\$36.00
POWELL, MIKE & SHIRLEY UNOCCUPIED SINCE 2007	2009-0045558	\$36.00
RAVEAU, SERGE RECANA & TERESA MIL-1/2 VAL ECC-3/31/07 FL	2004-0090272	\$85.13

REVEAU, SERGE RECANA & TERESA MIL-HIS NAME ECC-3/31/07	2005-0043408	\$213.29
REVEAU, SERGE RECANA & TERESA MIL-HIS NAME ECC-3/31/07 FL	2006-0044102	\$191.33
RAVEAU, SERGE RECANA & TERESA MIL-HIS NAME ECC-3/31/2007	2007-0045535	\$175.92
REYNOLDS, JULIA A HRS APARTMENTS UNHIBITABLE	2009-0047176	\$151.17
SHAFFER, GEORGE L JR CORRECTED TMA DISCOVERY	2009-0091616	\$3,736.93
SIMMONS, THERESA ANN & SIMMONS BUILDING TORN DOWN IN 2006	2009-0051311	\$6.16
SPICER, BENITA YVETTE DID NOT OWN 1/1/09	2009-0091643	\$713.56
SPICER, BENITA YVETTE DID NOT OWN 1/1/09	2009-0091588	\$678.63
STOKES, ALFRED DID NOT OWN 1/1/09	2009-0091327	\$93.27
TAYLOR, ROBIN LAND DWELLING UNOCCUPIED SINCE 2004	2009-0055251	\$36.00
TOLER, JAMES HENRY DID NOT OWN 1-1-09	2009-0056324	\$545.35
WHITFIELD, ROSANA UNOCCUPIED SINCE 2001	2009-0060998	\$36.00
WILLHOIT, ROBERT DOUGLAS APPRAISAL ERROR	2009-0061620	\$68.68
	41 – CREDIT MEMO (S)	\$19,279.52
<i>Refunds</i>		
BROADWAY, GRACE HEIRS UNOCCUPIED SINCE 2006	2009-0006594	\$36.00
HOAGLAND, LINDY R & TAMEKA L MIL-HIS NAME LES 09/ECC-9/1/09 FL	2008-0026987	\$210.11
MTI PROPERTIES INC SOLD HOME IN 2007	2008-0040576	\$119.50
RAVEAU, SERGE RECANA & TERESA MIL-1/2 VAL SERGE ECC-3/31/07 FL	2002-0041316	\$96.39
RAVEAU, SERGE RECANA & TERESA MIL-1/2 VAL SERGE ECC-3/31/07 FL	2001-0091312	\$111.11
RAVEAU, SERGE RECANA & TERESA MIL-1/2 VAL SERGE ECC-3/31/07 FL	2001-0091089	\$260.55

RAVEAU, SERGE RECANA & TERESA MIL-1/2 VAL SERGE ECC-3/31/07 FL	1998-0093431	\$145.21
RAVEAU, SERGE RECANA & TERESA MIL-1/2 VAL SERGE ECC-3/31/07 FL	2003-0041626	\$84.83
REYNOLDS, JULIA A HRS UNOCCUPIED 1999	2008-0046740	\$144.00
REYNOLDS, JULIA A HRS UNOCCUPIED 2007	2007-0046019	\$144.00
REYNOLDS, JULIA A HRS UNOCCUPIED 1999	2006-0044579	\$128.00
REYNOLDS, JULIA A HRS UNOCCUPIED SINCE 1999	2005-0043913	\$128.00
SANDELE, CARL G DINGY AND MTR NOT IN BRIDGETON	2009-0049506	\$14.11
SANDELE, CARL G LISTED ON TIME, NO LATE FEE	2009-0091167	\$18.08
WHITE, CHARLES LESLIE DOES NOT OWN SEE ACCT 14180	2009-0091589	\$112.16
WHITE, CHARLES LESLIE DOES NOT OWN SEE ACCT 14180	2009-0091644	\$401.17
	16 – REFUND (S)	\$2,153.22

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.

DSS 7291 Mandated

REVENUES	AMOUNT	EXPENDITURES	AMOUNT
101-7291-349-32-00 Energy CIP, CP&L	\$102,716.00	101-7291-450-23-04 Energy CIP	\$102,716.00
TOTAL	\$102,716.00	TOTAL	\$102,716.00

Justification: Additional funding received for the Crisis Intervention Program (CIP). There is no County match, funds are 100% federal.

DSS TANF 7231

101-7231-349-28-00 Staff & Overhead	\$48,000.00	101-7231-450-39-30 Special Adoption	\$48,000.00
TOTAL	\$48,000.00	TOTAL	\$48,000.00

Justification: Funds received from the Special Adoption Fund. Funds are awarded by the State based on the number of adoptions that are finalized, and are given to DSS to use

in the adoption program. There is no County match, and unspent funds are to be rolled forward to the next fiscal year.

Secondary Roads Resolution

At the last meeting the Board requested staff to draft a resolution opposing transfer of the secondary roads program from the state to counties. Commissioner Sampson moved to adopt the following resolution, seconded by Commissioner McCabe and unanimously carried in a roll call vote.

**RESOLUTION TO OPPOSE TRANSFER OF
SECONDARY ROAD PROGRAM TO COUNTIES**

WHEREAS, Craven County opposes (1) the transfer of Secondary Road Program funding to the Primary Road Program or any other program that will reduce funding for secondary road construction, improvement and maintenance, (2) any efforts by the General Assembly or NCDOT to shift any transportation costs formerly paid by the State to the counties, and (3) any efforts by the General Assembly to appropriate local revenues whether property tax, sales tax or any other local revenue for the State transportation programs or any other State programs; and

WHEREAS, legislation has now been introduced (Senate Bill 758) that would transfer responsibility for and maintenance of secondary roads from the State to counties beginning in 2011; and

WHEREAS, according to statistics compiled by the North Carolina Department of Transportation in 2008, there are 599.16 miles of secondary roads located in Craven County; and

WHEREAS, without continuation of existing State revenue streams to pay for road upkeep and construction, Craven County would be forced to spend substantial funds annually to maintain current levels of secondary road improvements, which are minimal; and

WHEREAS, Craven County does not have the equipment or personnel to take on this massive responsibility, which would require millions in capital expenditures, equipment maintenance costs, and additional salaries and benefits and lead to substantial tax increases for the citizens of Craven county.

NOW, THEREFORE, BE IT RESOLVED that the Craven County Board of Commissioners:

1. Strongly opposes SB 758, which, if ratified would transfer responsibility for and maintenance of secondary roads from the State to counties.
2. Strongly urge all counties to contact their legislative delegation to solicit their support in defeating this proposed legislation.
3. Direct that a copy of this resolution be transmitted to the members of the North Carolina General Assembly representing Craven County with each Commissioner's heartfelt concern about the transfer of this and future State cost shifts to counties.
4. Direct that a copy of this resolution be sent to the North Carolina Association of County Commissioners and to the other North Carolina counties.

Adopted this 19th day of January, 2010.

Military Family of the Quarter Resolution

The Board was requested to adopt a resolution honoring the family of Master Sergeant Timothy Thorn as Military Family of the Quarter. Commissioner Sampson moved to adopt the following resolution, as requested, seconded by Commissioner McCabe and unanimously carried in a roll call vote.

**RESOLUTION
RECOGNIZING THE FAMILY OF MASTER SERGEANT
TIMOTHY J. THORN
AS MILITARY FAMILY OF THE QUARTER**

WHEREAS, Master Sergeant Timothy J. Thorn joined the Center for Naval Aviation Technical Training Marine Unit, Marine Corps Air Station, Cherry Point, NC on June 3, 2008; and

WHEREAS, MSgt Thorn has held demanding jobs as Ordinance Instructor, Operations Chief and Ordinance Division Chief, while volunteering countless hours as the Commanding Officer for Havelock Young Marines; and

WHEREAS, MSgt Thorn serves his community by teaching youth valuable life skills such as living a drug free lifestyle, learning self discipline and giving back to their community by performing community service; and

WHEREAS, he, along with other members of his organization, devote their time participating in Relay for Life, sending care packages to deployed troops, free lunches for Veterans on Veterans Day, assisting in the Toys for Tots drive, bell ringing for the Salvation Army and organizing a canned food drive to aid the local food bank; and

WHEREAS, his wife, Rebecca, dedicates countless hours as a Family Readiness Assistant, ensuring the well being of all members assigned to CNATT Mar Unit and their families by participating in and helping organize fund raisers and social events.

NOW, THEREFORE, BE IT RESOLVED that the Craven County Board of Commissioners recognizes Master Sergeant Timothy J. Thorn for his dedication and time assisting the Marines, Sailors, and their families within the command and helping the local community.

BE IT FURTHER RESOLVED that the Craven County Board of Commissioners congratulates him and his wife on being selected Military Family of the Quarter.

Adopted this 19th day of January, 2010.

PLANNING MATTERS

Zoning Board of Adjustment

The Planning Department reported that two members of the Zoning Board of Adjustment are deceased and one member seems to have relocated. The Board of Commissioners was asked to appoint replacements. Appointments needed are: one from Township 6, one individual from the un-zoned area of Township 7 and also one individual from the airport zoned area of Township 7. In order to be compliant with general statute 153A-345, which states that if the Board of Commissioners does not zone the entire territorial jurisdiction of the County, each designated zoning area shall have at least one resident as a member of the Board of Adjustment. Due to the limited number of residences in the airport zoned area of Township 7, and the possible necessity of assembling this group soon, the Planning Board contacted one individual that resides in the airport zoned area, Douglas Johnson of 1028 Brice's Creek Rd, retired member of the City of New Bern Fire Department, to determine his willingness to serve on the Zoning Board of Adjustment. He has agreed to serve should the Board wish to appoint him. Commissioner Jones moved to defer consideration until the next meeting to allow Commissioners in districts 6 and 7 to identify other nominees.

CDBG Scattered Site Program

Requests for Proposals for Legal Services and Surveying Services were sent out by Holland Consulting Planners in December. It was recommended that Sumrell Sugg Carmichael Hicks and Hart be appointed for legal services and that the bid of Suitt and Associates for surveying services be approved as follows:

\$50/hr for main surveyor
 \$75/hr for surveyor and one-man crew
 \$35/hr for office mapping and research

Commissioner Sisk moved to approve the recommendations of Sumrell Sugg Carmichael Hicks and Hart for legal services and Suitt and Associates for surveying services, seconded by Commissioner Sampson and unanimously carried.

APPOINTMENTS

Craven Aging Planning Board

At its last meeting, the Craven Aging Planning Board considered the name of Dora Irving Jones to submit to the Commissioners to fill a vacancy as a client representative. Commissioner Sampson nominated Dora Jones. There being no additional nominees, Ms. Jones was appointed by acclamation.

Upcoming Appointments

The Board was apprised of the following boards with appointments due to expire:

- Economic Development Commission
- Nursing Home Advisory Committee
- Adult Care Home Advisory Committee

COUNTY ATTORNEY'S REPORT

County Attorney, Jim Hicks, reported on a recent settlement entered into by the County relative to Children's Learning Castle Child Care Center. He reported that the claim had been referred to the County's insurance company, and that \$42,500 was paid by the insurance. The settlement was handled completely by the insurance company from its funds, and there was no action required by the Board.

COMMISSIONERS' REPORTS

Commissioner Sisk reported on her attendance at the CFAC meeting. She stated that the Albermarl Local Management Entity (LME) has failed, and those counties will be included in our LME.

Commissioner Allen reported on his attendance at ethics training as a result of service on the Health Accreditation Board. He announced working on the Governor's public health improvement plan.

Commissioner Tyson expressed accolades to retiring Assistant County Manager, Ray Moser.

Commissioner Jones expressed best wishes to Mr. Ray Moser. He commented that the week of January 4 notices were distributed in western Craven County encouraging residents to sign up for an addressing plaque, giving the impression that it was an official request, which it was not.

Commissioner Sampson commented on rising gas prices and stated that the Attorney General indicated that there is not much the department can do, except under certain circumstances. He was heartened by the outpouring and helping spirit seen in Haiti and highlighted Martin Luther King, Jr. holiday weekend activities. He recognized officers and the committee of the MLK celebration.

Commissioner Morris announced that he met with Representative Underhill regarding the roads program and the concept of the County taking over secondary roads. He stated that the fact that the Zoning Board of Adjustment has not met speaks very well of the Planning staff. He announced that the City of New Bern Aldermen expressed interest in

meeting with the Board and asked Commissioners to begin thinking of issues to discuss. He recognized the great job that Assistant County Manger, Ray Moser, has done.

At 9:32 a.m. Commissioner Sisk moved to adjourn, seconded by Commissioner Jones and unanimously carried.

Chairman Perry Morris
Craven County Board of Commissioners

Gwendolyn M. Bryan
Clerk to the Board