

**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, FEBRUARY 1, 2010. THE MEETING CONVENED AT 7:00 P.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
- Richard F. Hemphill, County Finance Officer
- Gwendolyn M. Bryan, Clerk to the Board
- Jim Hicks, County Attorney

Commissioner Morris prefaced the invocation by a statement concerning a recent federal court ruling on invocations. Following the Pledge of Allegiance, Commissioner Sampson moved to approve minutes of January 19, 2010 regular session, seconded by Commissioner Tyson and unanimously carried in a roll call vote.

**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.

*WIC Education – State*

<b>REVENUES</b>	<b>AMOUNT</b>	<b>EXPENDITURES</b>	<b>AMOUNT</b>
101-6010-349-03-00	\$37,370.00	101-6010-440-25-02	\$250.00
WIC Client Services		Travel/Training-Mileage Reimbursement	
		101-6010-440-32-08	\$1,000.00
		Medical Supplies	
		101-6010-440-32-40	\$36,120.00
		Other Supplies	
101-6020-349-13-00	\$1,000.00	101-6020-440-15-15	\$500.00
WIC Education		Professional Services/Dues & Subscriptions	
		101-6020-440-25-02	\$500.00
		Travel/Training Mileage Reimbursement	
<b>TOTAL</b>	<b>\$38,370.00</b>	<b>TOTAL</b>	<b>\$38,370.00</b>

**Justification:** Additional funding for FY 09-10 in the amount of \$38,370 to be distributed between WIC budgets 6010 and 6020.

Result of an increase in base case load from 3717 participants to 3727 participants and an increase in the “per participant rate” from \$13.75 to \$15.00 per participant.

**Health/Family Planning**

101-6400-349-12-00	\$27,789.00	101-6400-440-32-05	\$14,000.00
State Rev – Family Plan		Prescription Drugs	
		101-6400-440-32-40	\$13,789.00
		Other Supplies	
<b>TOTAL</b>	<b>\$27,789.00</b>	<b>TOTAL</b>	<b>\$27,789.00</b>

**Justification:** One-time bonus funding to CCHD in the amount of \$27,789 has been made available to provide services to Family Planning patients. All funds must be spent prior to May 31, 2010.

**DSS 7291 Mandated**

101-7291-349-42-00	\$35.00	101-7291-450-23-42	\$35.00
Share the Warmth		Share the Warmth	
<b>TOTAL</b>	<b>\$35.00</b>	<b>TOTAL</b>	<b>\$35.00</b>

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

**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**

<b>TAXPAYER NAME</b>	<b>TICKET #</b>	<b>AMOUNT</b>
ADAMS, RICHARD D & BRENDA K TAGGED VEHICLE	2009-0091185	\$2,213.15
BECTON, MARY LUCY UNOCCUPIED SINCE 2007	2009-0003807	\$36.00
BRYAN, ERNEST H JR & JUNE TEIC DOUBLE BILLED SEE ACCT 934807	2009-0091358	\$338.04
BURKEEN, DENNIS L & ALESHA N MIL-HIS NAME LES-09 ECC-1/22/13 IL	2009-0007965	\$40.13
CAPPS, WILLARD H JR CORRECTED TMA DISCOVERY	2010-0090002	\$280.80
CARTER, CARL DWELLING UNOCCUPIED SINCE 2005	2009-0009363	\$36.72
CHRISTINES ALTERATIONS CORRECTED TMA DISCOVERY	2009-0091450	\$3,074.90
DALY, JAMES ALTON JR DID NOT OWN 1/1/2009	2009-0091364	\$159.98
DALY, JAMES ALTON JR DID NOT OWN 1/1/2009	2009-0091216	\$71.96
DAUGHETYS COASTAL PROFESSIONAL CORRECTED TMA DISCOVERY	2009-0090426	\$150.12

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DUNN CONSTRUCTION CO INC-GENE STREETS DEDICATED AND ACCEPTED 3-22-2006	2009-0016260	\$46.60
DUNN CONSTRUCTION CO INC-GENE STREETS DEDICATED AND ACCEPTED 3-22-2006	2009-0016259	\$38.70
ECHH LLC CORRECTED TMA DISCOVERY	2010-0090010	\$883.89
EDWARDS, NATHAN EARL DID NOT OWN 1/1/2008	2008-0017123	\$197.08
EDWARDS, NATHAN EARL DID NOT OWN 1/1/2009	2009-0017150	\$86.65
ELLISON, ARTHUR DID NOT OWN IN 2009	2009-0091229	\$114.20
FLECK, DAVID J LISTED IN CARTERET COUNTY	2009-0018963	\$71.63
GARERA, GARY DOUBLE BILLED	2009-0091649	\$526.95
GERDES, TIMOTHY ANDREW MIL-HIS NAME LES 09 EDD-4/5/13 IL	2009-0021536	\$171.65
GRUENEBAUM, JAMES LEE CREDIT CORRECTION FROM 12/21/2009	2009-0091371	\$479.96
HARDESTY, DANIEL F SR HRS & DA REBILLE AFTER COURT ORDERED SPLIT	2009-0024226	\$429.63
HARMON, MARSHALL DOUBLE LISTED SEE ACCT 65982	2009-0091412	\$35.36
HARRISON, JAMES & SHARON CLERICAL ERROR	2009-0025125	\$13.42
HARWARD, PHILIP DOUGLAS DID NOT OWN 1/1/2009	2009-0025353	\$30.95
HAWKINS, THOMAS EARL & HAWKINS DOUBLE LISTED SEE ACCT 48293	2009-0091634	\$406.76
HICKS, MICHAEL DAVID MIL-HIS NAME-LES-09 MAJOR TX	2009-0026519	\$75.64
JONES, JAMES NATHANIAL & ASHLE CLERICAL ERROR	2009-0091414	\$.01
KELLY, JENNIE DOUBLE LISTED SEE ACCT 19203	2009-0090614	\$109.46
LAZARIDIS, VANGELIS NOT TAXABLE – IN TRANSIT	2009-0091415	\$220.38
LIVENGOOD, DONNA DOES NOT OWN MOBILE HOME	2009-0091636	\$568.53

LIVENGOOD, DONNA DOES NOT OWN MOBILE HOME	2009-0091584	\$499.95
LOWRIE, DAVID & KATHRYN & BALL HOME UNOCCUPIED	2009-0034904	\$36.72
LUNA, EDGAR MANUEL GUADELUPE BURNED IN 2008	2009-0035119	\$57.05
M & M PARTY PLUS CORRECTED TMA DISCOVERY	2009-0091506	\$399.08
MCDOWELL, ROBERT F INCORRECT TOWNSHIP – REBILLED	2009-0037542	\$106.16
MCGOVERN, ROBERT VICTOR & KATH DWELLING IS SECOND HOME IN COUNTY	2009-0037661	\$36.72
MCNAMARA, JOHN PAUL DID NOT OWN 1/1/2008	2008-0090685	\$29.35
MCNAMARA, JOHN PAUL DID NOT OWN 1/1/2009	2009-0038000	\$13.35
MERCHANT, TED HUGHES DOUBLE BILLED SEE ACCT 91637	2009-0091637	\$7.80
MONROE, CLAIRE NO TAX SITUS IN CRAVEN COUNTY	2009-0091282	\$530.43
MOORING, MARY E DWELLING REMOVED TO 1/1/2009	2009-0040105	\$130.36
MURHPY, SEAN JAMES DID NOT OWN 1/1/2009	2009-0091665	\$441.46
NAUTILUS WEALTH MANAGEMENT LLC CORRECTED TMA DISCOVERY	2009-0091522	\$177.95
PEACOCK, GREGORY & CARO REBILLING TO CORRECT OWNER	2009-0044015	\$311.61
PLAY DATE CORRECTED TMA DISCOVERY	2009-0091612	\$1,007.97
SATTERFIELD, GILFORD O JR & TI MIL-HIS NAME LES 10 ECC-WO PA	2009-0049712	\$68.54
SAURITCH, RAY DOUBLE LISTED SEE ACCT 49768	2009-0091314	\$7.24
SELLHORN, SCHEPER LLC ROADS ACCEPTED BY NCDOT	2009-0050489	\$25.41
SMITHWICK, JAMES MCNARL JR LISTED & PAID IN WAYNE COUNTY	2009-0091388	\$133.78
SPICER, BENITA YVETTE CLERICAL ERROR	2009-0091643	\$60.23

SPICER, BENITA YVETTE CLERICAL ERROR	2009-0091588	\$ .01
STEVENSON MELISSA D DOUBLE BILLED SEE ACCT #40576	2009-0090872	\$178.71
THE LOOK HAIR STUDIO OUT OF BUSINESS 1/1/09	2009-0091622	\$67.86
THOMPSON, SHERRY DID NOT OWN 1/1/2009	2009-0090916	\$109.68
UNRUH, GREG DID NOT OWN 1/1/2009	2009-0057659	\$9.27
WHITLEY, MAGNOLIA R TRUSTEE OF BILLED INCORRECT OWNER	2009-0061282	\$24.36
WILLIAMS, BRENDA S DOUBLE LISTED SEE ACCT 79283	2009-0090971	\$75.55
WOLANSKI, CHRISTIAN J & NICHOL MIL-HIS NAME LES 09 ECC-12/22/12 MI	2009-0062767	\$57.56
WOOD, MICHAEL ANTHONY MIL-ECC-1/31/2010 FL	2009-0062875	\$87.42
WORTSMAN, MICHAEL D NO TAX SITUS	2009-0091346	\$6,149.52
	<b>60 – CREDIT MEMO (S)</b>	<b>\$21,750.35</b>

**Refunds**

BOUCHER, LEO CHARLES JR DOUBLE BILLED SEE ACCT 74920	2009-0005598	\$35.85
JENNINGS, KENNETH APPLIED TO INCORRECT ACCT-SEE 68582	2009-0091142	\$1,583.56
LEWIS, DELLA COWARD BILLED INCORRECT OWNER	2009-0033913	\$165.23
MORRIS, KENNETH E III DOUBLE BILLED BOAT	2009-0040447	\$162.79
WALLACE, LANCE CLINTON APPRAISAL ERROR	2009-0058668	\$21.40
	<b>5 – REFUND (S)</b>	<b>\$1,968.83</b>

**RFP Recommendation for CDBG – SS Asbestos Inspection**

A request for Proposals for Asbestos Inspection Services for the County's FY09 CDBG-SS Program was mailed on January 18, 2010, with the following firms submitting proposals: Kennan Construction and Consulting Company, Phoenix EnviroCorp and Terracon. The Board was requested to award the bid to Keenan Construction and Consulting Company at a cost per CDBG Unit of \$250/8.00. Commissioner Sampson moved to award the bid to Kennan Construction and Consulting Company, as recommended, seconded by Commissioner McCabe and unanimously carried.

*Convention Center Rental Rates*

The Board was requested to approve the following proposed 2011 space rental rates. Rate increases are due to many operation expense increases over the past two years, including fuel charges on laundry, utility fees, staff increases, increases in outsourced cleaning and lawn maintenance services. Commissioner Sampson moved to approve the following 2011 space rental rates, as presented, seconded by Commissioner McCabe and unanimously carried in a roll call vote.

<b>Room</b>	<b>Daily Rental Rate 2010</b>	<b>Daily Rental Rate 2011</b>
Colonial Capital Ballroom (A, B &C)	\$2,500	<b>\$2,625</b>
Ballroom A	\$1,250	<b>\$1,312</b>
Ballroom B	\$ 750	<b>\$ 785</b>
Ballroom C	\$ 600	<b>\$ 630</b>
Tryon Room (A&B)	\$ 550	<b>\$ 575</b>
Tryon Room A	\$ 350	<b>\$ 365</b>
Tryon Room B	\$ 275	<b>\$ 285</b>
Berne Room	\$ 450	<b>\$ 475</b>
Craven Board Room	\$ 250	<b>\$ 250</b>
Heritage Hall	\$ 500	<b>\$ 500</b>
Promenade	\$ 250	<b>\$ 250</b>
Riverfront Veranda	\$ 500	<b>\$ 500</b>
Entire Facility	\$4,150	<b>\$4,275</b>

**PETITIONS OF CITIZENS**

*Ralph Potter*

Mr. Potter addressed the Board regarding the latest efforts being made on Old U.S. 70 (1005). He stated that the State Traffic Engineer’s preliminary report concerning Alternate 70 was received, corrected and sent back to DOT. He protested that the New Bern by-pass is designed to be a two-lane highway.

*Ray Griffin*

Rev. Griffin expressed his feeling in regards to the Forsythe County Court ruling, as well as various general complaints against the government.

**CENSUS PRESENTATION**

Akilah Ensley, Local Census Coordinator, discussed past census activities, upcoming census activities and jobs associated with the upcoming census. She stated that census information is stored for 72 years, with strict confidentiality being maintained. She informed the Board that short forms, including ten questions, will be mailed March 15-17. The census will be hiring approximately 1,500 citizens in eastern N.C. to conduct surveys. She stated that funding, congressional representation and re-districting will be affected by the count. There will be no entry into homes required or expected. Homes will be revisited from May-August where surveys were not yet completed.

**REPORT OF UNPAID TAXES**

Craven County Tax Administrator, Ronnie Antry, presented to the Board the amount of 2009 taxes that remain unpaid which are a lien upon real estate. NCGS 105-369(a) requires this report. The amount reported was \$1,698,651.91, an increase from last year this time by about \$73,000. Collection is now at 94.1% compared to 94.98% last year at this time.

The statute also requires the Board to order Mr. Antry to advertise in a newspaper of general circulation in the County the tax liens for 2009. Commissioner Allen moved to

authorize Mr. Antry to advertise the tax liens for 2009 in *The Sun Journal* on April 12, 2010, seconded by Commissioner Tyson and unanimously carried.

Mr. Antry provided the Board with an update on the 2010 revaluation. Chief Appraiser, Glenn Jones, requested additional time, up to thirty days, to mail notices in order to complete the statistical review and to obtain the most accurate product, with fourth quarter figures, given the unstable market. He stated that the extension should not hinder any subsequent steps relative to budgeting or scheduling the Board of Equalization and Review. The Board of E&R will convene for as long as it needs to hear all appeals. The first appeal step is with Mr. Jones and his staff. Commissioner Tyson moved to allow the Tax Assessor's Office an extension until April 2, 2010 to mail appraisal notices, seconded by Commissioner Sampson and unanimously carried.

## APPOINTMENTS

### *Zoning Board of Adjustment*

At its last meeting, the Board discussed the need to fill three vacancies on the Zoning Board of Adjustment: one from Township 6, one from the unzoned area of Township 7 and a third from the airport zoned area of Township 7. Commissioner Jones nominated Lee Kyle Allen, III for Township 6. Commissioner Tyson nominated Henry "Bud" Stilley for Township 7 and Bruce Johnson for the airport zoned area. There being no additional nominees, Mr. Allen, Mr. Stilley and Mr. Johnson were appointed by acclamation.

### *Economic Development Commission*

The Board was advised that the terms of Alex Badger, Marvin Raines and Joe Thomas were due to expire on the Economic Development Commission. Commissioner Sampson nominated all three for reappointment. There being no additional nominees, Mr. Badger, Mr. Raines and Mr. Thomas were reappointed by acclamation.

### *Coastal Regional Solid Waste Management Authority*

The Board was advised that an alternate position on the CRSWMA Board will need to be filled due to the retirement of Ray Moser. Chairman Morris stated that he would like to serve in this capacity until a new Assistant County Manager is hired. Commissioner Allen nominated Chairman Morris and it was the consensus of the Board that Chairman Morris be appointed to serve as an alternate on the Coastal Regional Solid Waste Management Authority until further notice.

## COUNTY MANAGER'S REPORT

### *Temporary Construction Easements*

In preparation for the construction of the turn lane on Streets Ferry Road between West Craven High School and West Craven Park, the NCDOT requested temporary construction easements from both the Board of Education and Craven County. Although the completed project will lie entirely within the existing state right-of-way, there will not be enough room to perform the work without entering BOE and County property. Commissioner Allen moved to approve the temporary easements, as requested, seconded by Commissioner Sisk and unanimously carried.

### *Emerald Isle Land Acquisition*

The Town of Emerald Isle has notified Craven County of its interest in acquiring a .895 acre residential lot in the Crossroads subdivision off of Broad Creek Road. GS 153A-15 requires local units of government located outside the County where it chooses to acquire real property to have the approval of the County Board of Commissioners where the land is located. The Town of Emerald Isle is interested in this lot as part of the sale of a town-owned property in Emerald Isle and would look to sell the lot as soon as possible in order to realize the remaining cash sought for the town-owned property. Commissioner Tyson

suggested that the County Manager ask if the town would pay the taxes if the sale of the parcel extends beyond January 1, 2011, to be paid at the point of sale; however, this is not a stipulation. Commissioner Sisk moved to allow the Town of Emerald Isle to buy the property in Crossroads, seconded by Commissioner McCabe and unanimously carried.

### COMMISSIONERS' REPORTS

*Commissioner Tyson* recognized the Clerk's recent certifications. He commented on a letter he received regarding fox trapping in the Croatan and asked that staff send a response that trap setting is beyond what the County can control, and to direct the citizen to Wildlife Resources Commission. He reported on the Board's recent visit to the animal shelter and stated that the method of euthanasia used is very humane.

*Commissioner Allen* reported on his attendance at a meeting in Raleigh for the State Health Director's Annual Conference and the NC Association of Public Health Boards.

*Commissioner McCabe* stated that James City residents are requesting a "Welcome to James City" sign and asked the County to look into that possibility. County Manager, Harold Blizzard, stated that DOT will not likely agree to do that. In previous cases the DOT has only agreed to place one double-bladed sign with the name of the community at the center of the community.

*Commissioner Sisk* encouraged animal adoptions and has been re-assured that the euthanasia method used in Craven County is humane. She recognized the Clerk on her achievements.

*Commissioner Jones* stated that he is a law-abiding citizen, but that he adheres to a higher law because he is a Christian before he is an American. He thanked citizens of Craven County for the opportunity to serve, but above all, thanks God.

*Commissioner Sampson* thanked everyone for their condolences on the death of his brother. He stated that gas in Greensboro, where he attended the funeral, was \$2.46/gallon and he feels that people should be as vocal about the rising gas prices as they are about animal rights. He reported he had attended the Black History Program at the Senior Center, that he is taking a stand on the invocation at meetings, and recognized the Clerk for achieving recent certifications.

*Commissioner Morris* stated that the fox trapping law requires identification of the trap owner and written permission from the landowner to be carried on the person of the trapper. He feels that euthanasia by gas is humane, if there is a humane way, and noted that on average, 150 animals are taken in by Craven County in a week. They are kept a minimum of three days. He also congratulated the Clerk.

At 8:30 p.m. Commissioner Tyson moved to adjourn, seconded by Commissioner Jones and unanimously carried.

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Chairman Perry L. Morris  
Craven County Board of Commissioners

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Gwendolyn M. Bryan  
Clerk to the Board