

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, MARCH 15, 2010. THE MEETING CONVENED AT 8:30 A.M.

MEMBERS PRESENT:

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

MEMBERS ABSENT:

Commissioner Lee Kyle Allen

STAFF PRESENT:

Harold Blizzard, County Manager
Richard F. Hemphill, County Finance Officer
Gwendolyn M. Bryan, Clerk to the Board
Jim Hicks, County Attorney

Following an invocation by Commissioner Tyson and the Pledge of Allegiance, Commissioner McCabe moved to approve minutes of March 1, 2010 regular session, seconded by Commissioner Sampson and unanimously carried.

CONSENT AGENDA

Subdivisions for Approval

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

Blades Village Section 1 – Final: The property, owned by Peabody Associates, LLC and engineered by Thomas Engineering, is located within Twp. 5 off of SR 1715 (Blades Road). The subdivision contains 12 lots on 10.25 acres and is proposed to be served by community water and individual septic systems.

Linwood L. and Linda S. Jones Division – Final: The property, owned by Linwood and Linda Jones and surveyed by Gaskins Land Surveying, is located within Twp. 1 off of SR 1630 (Hudnell Road). The subdivision contains 3 lots on 8.67 acres and is proposed to be served by existing community water and existing individual septic systems.

Robert Earl Davis, Sr., Division – Final: The property, owned by Robert E. Davis, Sr., and surveyed by Atlantic Surveying, is located within Twp. 3 off of Davis & Peoples Lane. The subdivision contains 1 lot on 0.90 acres and is proposed to be served by community water and an individual septic system.

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 Tyson and unanimously carried in a roll call vote.

EMS/Citizens Corp (CERT)

REVENUES	AMOUNT	EXPENDITURES	AMOUNT
101-2311-348-89-00 Grants/US Crime Ctrl	\$14,077.00	101-2311-410-96-19 Fairfield Harbour	\$2,660.00
		101-2311-410-96-90 River Bend	\$3,399.00
		101-2311-410-96-70 New Bern	\$1,867.00
		101-2311-410-96-69 Havelock	\$2,398.00
		101-2311-410-96-94 Trentwoods	\$3,753.00
TOTAL	\$14,077.00	TOTAL	\$14,077.00

Justification: Emergency Response Team (CERT) grant from State.

Health/Family Planning

101-6400-349-12-00 State Rev-Family Plan	\$24,196.00	101-6400-440-32-05 Prescription Drugs	\$24,196.00
TOTAL	\$24,196.00	TOTAL	\$24,196.00

Justification: An additional \$24,196.00 one-time funding of state money has been made available to provide services to Family Planning patients. These funds will be used to purchase Mirena IUD's. All funds must be spent prior to May 31, 2010.

DSS 7291 Adult Services

101-7221-349-22-00 Service Staff O'Head	\$332.00	101-7221-450-39-40 Suppl-Adult	\$82.00
		101-7231-450-39-40 Suppl – Child	\$250.00
TOTAL	\$332.00	TOTAL	\$332.00

Justification: Additional funds received for Family Caregiver Supplemental Adult & Child. Funds are 100% reimbursed. No County match is required.

DSS 7291 Mandated

101-7291-349-42-00 Share the Warmth	\$500.00	101-7291-450-23-42 Share the Warmth	\$500.00
TOTAL	\$500.00	TOTAL	\$500.00

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

DSS 7295 (Senior)

101-7295-336-39-00 Senior-DONATIONS	\$105.00	101-7295-450-39-37 Health Promo/Title III	\$105.00
TOTAL	\$105.00	TOTAL	\$105.00

Justification: Funds received from YOGA class attendees (3 @ \$35) which are eligible to attend at no cost due to age requirements.

Sheriff's

114-0000-399-01-00	\$101.00	114-2011-410-23-00	\$101.00
TOTAL	\$101.00	TOTAL	\$101.00

Justification: To cover shortage in utilities for the old airport office.

Fire Department – Multiple

240-0000-399-00-00	\$46.00	240-2900-410-46-00	\$46.00
Fund Balance Rhem		Rhems Gen Ins.	
241-0000-399-00-00	\$46.00	241-2900-410-46-00	\$46.00
Fund Balance Vanceboro		Vanceboro Gen Ins.	
242-0000-399-00-00	\$45.00	242-2900-410-46-00	\$45.00
Fund Balance Tri Community		Tri Community Gen Ins.	
243-0000-399-00-00	\$46.00	243-2900-410-46-00	\$46.00
Fund Balance Little Swift Creek		Little Swift Creek Gen Ins.	
245-0000-399-00-00	\$45.00	245-2900-410-46-00	\$45.00
Fund Balance Harlowe		Harlowe Gen Ins	
246-0000-399-00-00	\$45.00	246-2900-410-46-00	\$45.00
Fund Balance No. 6		No. 6 Gen Ins.	
247-0000-399-00-00	\$45.00	247-2900-410-46-00	\$45.00
Fund Balance No. 7		No. 7 Gen Ins.	
248-0000-399-00-00	\$45.00	248-2900-410-46-00	\$45.00
Fund Balance West New Bern		West New Bern Gen Ins.	
249-0000-399-00-00	\$45.00	249-2900-410-46-00	\$45.00
Fund Balance No. 9		No 9 Gen Ins.	
TOTAL	\$408.00	TOTAL	\$408.00

Justification: To cover shortage of Fire Department's General Insurance line item for VFIS invoice dated 3/1/10 in the amount of \$18,894.00.

Health Fee Adjustments

At its meeting of March 8, 2010, the Board of Health recommended the following schedule of adjustments to fees in various clinics. It is required that charges be equal to or greater than the rates paid by Medicaid and Medicare in order to receive full reimbursement for services. Commissioner Sampson moved to approve the following fee adjustments, as requested, seconded by Commissioner Tyson and unanimously carried in a roll call vote.

<u>Procedure Code/Description</u>	<u>Current Rate</u>	<u>Medicaid Rate</u>	<u>Proposed Rate</u>
<u>Child Health</u>			
J0560/Injection, Penicillin g Benzathine Up to 600,000 units	\$0	\$23.32	\$24.00
J0570/Injection, Penicillin g Benzathine Up to 1,200,000 units	\$0	\$40.75	\$41.00

Reasons for Additions:

J0560 replacing J0530 which was discontinued 12/31/09
 J0570 replacing J0540 which was discontinued 12/31/09

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 Tyson and unanimously carried in a roll call vote.

Credits

TAXPAYER NAME	TICKET#	AMOUNT
BASCO, ALFONSO O OUT OF BUSINESS IN 2008	2009-0090264	\$25.73
BASCO, CARMENCITA CLOSED BUSINESS IN 2008	2009-0090265	\$49.16
BEBOUT, DAVID JOHN DID NOT OWN 1/1/2009	2009-0003689	\$7.90
EVERLASTING MONUMENT INC CORRECTED TMA DISCOVERY	2009-0091464	\$1,755.87
FROEHLICH, KEN INCORRECT OWNER BILLED – REBILLED	2009-0020088	\$136.58
FULCHER, JONATHAN DID NOT OWN 1/1/2009	2009-0091236	\$417.20
GEORGE, PAMELA RITCHIE DID NOT OWN 1/1/2009	2009-0021504	\$48.42
JOES HANDCRAFTED MEMORIES CORRECTED TMA DISCOVERY	2009-0091492	\$218.86
LYNCH, DONALD EDWARD JR OUT OF BUSINESS IN 2008	2009-0090660	\$187.32
POPE, CHARLIE LISTED ON ACCT #79720	2009-0091302	\$151.02
THE DIAMOND CLUB LLC CORRECTED TMA DISCOVERY	2009-0091621	\$172.78
THE PCS CENTER LLC OUT OF BUSINESS IN 2008	2009-0090907	\$73.18
	12 – CREDIT MEMO (S)	\$3,244.02

Refunds

AMERICAN TOWERS INC. CELL TOWER NOT IN CRAVEN COUNTY	2005-0000911	\$1,130.04
AMERICAN TOWERS INC. CELL TOWER NOT IN CRAVEN COUNTY	2006-0000898	\$1,192.65
AMERICAN TOWERS INC. CELL TOWER NOT IN CRAVEN COUNTY	2007-0000927	\$1,038.42
AMERICAN TOWERS INC. CELL TOWER NOT IN CRAVEN COUNTY	2008-0000969	\$1,125.02
DAVELLA, MARK S NOT TAXABLE TO CRAVEN COUNTY	2009-0013969	\$149.18
ZANGHI, SALVATORE E JR & SUSAN DID NOT OWN 1/1/2009	2009-0063626	\$70.02

6 – REFUND (S)

\$4,705.33

Chenoweth Resolution

Commissioner Allen requested that the Board adopt a resolution recognizing Dr. David Chenoweth for his years of service to the health community upon his retirement. Commissioner Sampson moved to adopt the following resolution, seconded by Commissioner Tyson and unanimously carried in a roll call vote.

**RESOLUTION
RECOGNIZING DR. DAVID CHENOWETH
ON HIS RETIREMENT**

WHEREAS, Dr. David Chenoweth has been a long standing resident of New Bern and Craven County; and

WHEREAS, he has served over thirty-one years as head of East Carolina University’s Worksite Health Promotion program in the School and Community Health Education Department; and

WHEREAS, Dr. Chenoweth has helped to produce thousands of leaders in the health field and is known nationwide for his work.

NOW, THEREFORE, BE IT RESOLVED that the Craven County Board of Commissioners recognizes Dr. David Chenoweth on his retirement after years of dedication and achievement at a celebration to be held on April 20, 2010.

BE IT FURTHER RESOLVED that the Craven County Board of Commissioners honors him on being one of Craven County’s finest leaders.

Adopted this 15th day of March, 2010.

Position Reclassification

The Board received a proposal from the Human Resources Department that the Family Services Social Work Program Manager (Grade 73) be reclassified to a Social Work Program Administrator I (Grade 75) to assume responsibility for all child welfare programs. The proposed realignment was recommended to ensure consistent oversight, direction, program application and mandate compliance, as well as the safety of Craven County children.

Commissioner Sampson moved to authorize reclassification of the Family Services Social Work Program Manager (Grade 73) to a Social Work Program Administrator I (Grade 75) as recommended, and amendment to the “Craven County Assignment of Classes to Salary Grades and Ranges”, seconded by Commissioner Tyson and unanimously carried in a roll call vote.

The Board was advised that the reclassification will not cost the County any additional funds due to overall staffing changes.

CHILD SUPPORT PROGRAM PRESENTATION

In December 2009, the Board voted to select a private contractor to run the Child Support Program in Craven County, and the Craven County Transition Plan indicating that Craven County would be contracting out child support was submitted to the state.

Subsequently, the top two RFP;s were reviewed and Policy Studies Inc. (PSI) was recommended by DSS staff as the company best able to meet the needs of Craven County citizens needing child support services, with reimbursement based on a percentage of

collection being best for Craven County. A contract was developed and negotiated with the contractor for a five year period and was presented to the Board for approval.

Social Services Director, Kent Flowers, reviewed the FY 2010-2011 budget projections and explained that contract numbers are a best guess, on the conservative side relative to the County's liability. In the worse case scenario, the County's payment should not exceed \$46,000.

Commissioner Jones moved to enter into a contract with Policy Studies, Inc. to handle the Child Support Program, seconded by Commissioner Tyson and unanimously carried.

UPCOMING APPOINTMENTS – APRIL

The Board was advised that the terms of Regina Crawford on the Planning Board and Ella Flynn on the Nursing Home Advisory Committee are due to expire in April. These appointments were deferred until the Board's next meeting.

NURSING HOME ADVISORY COMMITTEE ANNUAL REPORT

Mr. Alvia Hearren, Chair of the Nursing Home Advisory Committee, presented the annual report, along with the statutory reference for this board. He acknowledged a very dedicated team of volunteers and explained the work of the committee. He stated that there are currently five nursing facilities in Craven County which the committee visits, with a total of 422 beds. He indicated that the facilities have been found to be "fairly well managed", providing a variety of activities and healthy menus, and maintaining an acceptable standard of cleanliness. Strengths found were in the areas of strong administration and staff training; however, minimal staff and high turnover in some facilities were cited as weakness. He asked that the Board make appointments to fill vacancies on the committee.

COUNTY ATTORNEY'S REPORT

County Attorney, Jim Hicks, presented the following resolution, granting oversight for pyrotechnic displays in New Bern to the City of New Bern. Emergency Services Director, Stanley Kite, reported new requirements to the Board at its December 21, 2009 regular meeting, and discussed the Board's ability to delegate its authority to approve permits to the municipalities upon request. Mr. Hicks noted that the County can take back authority with thirty days notice. Commissioner Sisk moved to adopt the following resolution, seconded by Commissioner Sampson and unanimously carried.

CRAVEN COUNTY

RESOLUTION

GRANTING AUTHORITY TO THE CITY OF NEW BERN TO ISSUE PYROTECHNICS PERMITS

WHEREAS, Article 54 ("Sale, etc., of Pyrotechnics") of Subchapter XI ("General Police Powers") of Chapter 14 ("Criminal Law") of the North Carolina General Statutes regulates the manufacture, sale and use of pyrotechnics (hereinafter "Act"); and,

WHEREAS, pursuant to the Act, the Craven County Board of Commissioners (hereinafter "Board of Commissioners"), may issue permits for the use of pyrotechnics in connection with the conduct of certain concerts or public exhibition throughout the County, including those conducted within the corporate limits of all municipalities, subject to the terms and conditions of the Act; and,

WHEREAS, the Act allows a board of county commissioners, by resolution, to authorize the governing body of any city in the county to issue permits related to pyrotechnics within the corporate limits of said city, pursuant to the provisions of the Act; and,

WHEREAS, the City of New Bern (hereinafter "City") has requested that the Board of Commissioners authorize it to issue permits related to pyrotechnics pursuant to the provisions of the Act within the corporate limits of the City; and,

WHEREAS, the Board of Commissioners desires to so authorize the City, in accordance with the terms and conditions of this Resolution and the Act.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners as follows:

1. The City is hereby authorized to issue permits for the use of pyrotechnics pursuant to the Act within the corporate limits of the City, as said corporate limits may exist from time-to-time.

2. In its review, evaluation and issuance of such permits, the City shall comply with the provisions of the Act. Further, to the extent allowed by law, the City shall indemnify and hold Craven County harmless from the same.

3. Pursuant to the Act, the Board of Commissioners may revoke this Resolution, and the authority granted to the City hereunder, upon not less than ten (10) days written notice; and in such an event, the authority for the City to issue permits for the use of pyrotechnics shall end on the date given in said notice.

ADOPTED this the 15 day of March, 2010.

COMMISSIONERS' REPORTS

Commissioner Sisk commented on her attendance at the NCACC Inter-governmental Relations committee meeting in Raleigh. Information on jobs was shared and there is a program for small commercial businesses whereby if they improve the value of the land, a percentage of the increased tax value may be given as a grant. She inquired if EDC Director, Jim Davis, would look into the program's application in Craven County. The County Manager was requested to pass this information along to Mr. Davis. She also reported on her attendance at the NACo Legislative Conference where House Speaker, Nancy Pelosi and Kathleen Sebellius, Secretary of Health, were speaking in support of the healthcare bill. Other sessions focused on job stimulation and credits to small businesses.

Commissioner Tyson congratulated Calvary Baptist basketball team, which came in third in the nation.

Commissioner Sampson commented that gas prices are still fluctuating widely, but vacillating more upward than downward, and he expressed the necessity of developing energy alternatives. He stated his support of pending healthcare legislation.

Commissioner Morris announced that Craven County hosted the state Economic Development Commission during the previous week, as well as the Commerce Department. Craven County was applauded for its economic development initiatives and for being ranked number one friendliest county nationwide by four businesses. He commented that BHS is in the process of reinstating laid off employees.

At 9:15 Commissioner Sisk moved to adjourn, seconded by Commissioner Sampson and unanimously carried.

Chairman Perry Morris
Craven County Board of Commissioners

Gwendolyn M. Bryan
Clerk to the Board