

**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, APRIL 18, 2011. THE MEETING CONVENED AT 8:30 A.M.**

**MEMBERS PRESENT:**

- Chairman Steve Tyson
- Vice Chairman Lee Kyle Allen
- Commissioner Scott C. Dacey
- Commissioner Thomas L. Mark
- Commissioner Theron L. McCabe
- Commissioner Johnnie Sampson, Jr.
- Commissioner Jefferey S. Taylor

**STAFF PRESENT:**

- Harold Blizzard, County Manager
- Jack B. Veit, III., Assistant County Manager
- Richard F. Hemphill, County Finance Officer
- Gwendolyn M. Bryan, Clerk to the Board
- Jim Hicks, County Attorney
- Aaron Arnette, County Attorney Associate

Following an invocation by Commissioner Sampson and the Pledge of Allegiance, Commissioner Sampson moved to approve minutes of the April 4, 2011 regular session, seconded by Commissioner Allen and unanimously carried.

**EMERGENCY SERVICES PRESENTATION**

Emergency Services Director, Stanley Kite, reported on tornado damage from the weekend, and the emergency response. He reported that there were seven minor injuries, 12 homes “destroyed”, and 52 homes with “significant damage” (serious structural damage). He stated that an assessment is still being conducted; however, the County probably does not have the dollar value for a countywide disaster declaration. He stated that supply and demand challenges are being experienced due to widespread impact across the country from the same weather event.

**JUVENILE CRIME PREVENTION COUNCIL FY 2011-2012 FUNDING RECOMMENDATIONS**

Mr. Robert Keeter provided background on the Juvenile Crime Prevention Council, and presented the following Council funding recommendations for FY 2011-2012.

<u>Needed Programs</u>	<u>Program</u>	<u>Current Funding</u>	<u>Request 11-12</u>	<u>Recommendation</u>
1. Community Service/ Restitution	Juvenile Restitution/Psych Services Program	\$61,804.00	\$66,253.00	\$60,200.00
2. Parent/Family Skill Bldg	Resolve It Together	\$56,140.00	\$54,947.00	*\$35,600.00
3. Community Day Structured Day	Area Day Reporting Center	\$96,991.00	\$96,725.00	\$88,600.00
4. Teen Court Services	Teen Court	\$38,434.00	\$42,000.00	\$40,250.00
JCPC Administrative Funds		\$1,200.00	\$1,200.00	\$4,463.00
<b>TOTALS</b>		<b>\$254,569.00</b>	<b>\$261,125.00</b>	<b>\$229,113.00</b>

- Resolve it Together is being funded for three sessions.

The Council was notified to plan for a 10% cut by the state, and is prepared for a 15% reduction, if necessary. Commissioner Taylor inquired if reports of past results are available. Mr. Keeter stated that he will provide a written report in response to the request. Commissioner Sampson moved to approve the 2011-2012 funding recommendations, seconded by Commissioner McCabe and carried with five (5) “Ayes”, there being two (2) “Nays” from Commissioners Taylor and Mark, who indicated a desire to review the program results before making the decision.

## ANIMAL CONTROL PRESENTATION

Animal Services Coordinator, Trinity Smith, provided an update on the improvements that were implemented at the animal shelter as a result of former Commissioner Renée Sisk's recommendations. She reported that volunteers have been recruited and volunteer training was conducted in late January and will be held again April 30. Improvements include elimination of the \$20 adoption fee, establishment of a close working relationship with rescue organizations, expansion of marketing for animals for adoption, utilization of pet finder, and *Sun Journal* promotion of adoptable animals in its weekend editions. All of these efforts are producing good results. The Animal Services Center is also partnering with a local trainer to provide services at no charge. Adoptions have doubled and the euthanasia rate has decreased.

### SHERIFF'S DEPARTMENT POSITION RECLASSIFICATION REQUEST

Captain Jesse Pittman of the Sheriff's Department presented a request for reclassification of an Animal Control Investigator to Sex Offender Investigator. The following justifications formed the basis for the request:

1. The Federal Sexual Offender Act of 1994, known as Megan's Law requires persons convicted of sex crimes against children to notify local law enforcement of any change of address or employment after release from custody.
2. In 1996 the North Carolina General Assembly created North Carolina's first registered sex offenders program and established a data base for these offenders which is maintained by the State Bureau of Investigations.
3. The law requires offenders to register in person, within 3 days of release, arrival in a county, change of residency, immediately upon conviction if not incarcerated, with the county sheriff's office.
4. The law requires offenders to be registered and verify address for a period of 10 years from the date of conviction.
5. When offenders fails to comply a Sheriff's Investigator must investigate the offense as an alleged commission of a felony, establish probable cause, locate, interview, and arrest the offender if he reasonably believes that the crime has occurred.
6. There are currently 149 registered sex offenders residing in Craven County, ten of which are currently in a state of non-compliance.
7. At present, Sheriff's Investigators are tasked with a high volume of cases that are currently assigned to them. These cases range from murder and assaults to drug related and property crimes.
8. The reclassification of the Animal Control Investigator to a Sex Offender Investigator will allow for a full time detective to actively pursue and apprehend sex offenders that are non-compliant and a pose a danger to the community.

Sheriff Monette added that HB 772, pending, will demand more intense attention in these cases, if it is passed. Commissioner Allen inquired if there is a difference in pay scale. The Sherriff responded that there is a \$1,410 difference in pay scale for the remainder of the current fiscal year and \$9,000 for next year. He established a protocol for assistance with animal control when law enforcement is needed. He also mentioned that constant 24/7 monitoring is included in proposed legislation, which is pending. Commissioner Dacey moved to defer action on the requested reclassification until the deliberations on the upcoming budget, seconded by Commissioner Mark and carried with five "ayes", there being two "nays" from Commissioners McCabe and Sampson.

### PRESENTATION OF LEGISLATIVE DELEGATION

The Board invited Craven County's state legislative delegation to provide an update on legislative activity, and to hear some of the Board's concerns.

Senator Preston stated that the current financial situation in the legislature is not good. She came to listen to the Commissioners.

Representative Wainwright stated that he has not had the opportunity to be in budget deliberations and is not on the Finance Committee.

Representative Sanderson stated that he is trying to keep to his promises of no tax increase and allowing temporary taxes to expire.

Several Commissioners voiced their concerns, as follows:

Commissioner Allen expressed concerns regarding public health matters, including the threat to accreditation of Health Departments. He explained that it will cost more to implement the national program than the North Carolina program if the state accreditation program is discontinued. He asked that the issue be examined. He also opposed removal of the population cap to allow for Boards of Commissioners to serve as the local Health Boards.

Commissioner Dacey expressed concerns about HB 642 – Extension of period of misdemeanor housing in local jail facilities.

Representative Sanderson referenced HB772 and indicated that the provision will likely succeed, but will include use of tracking devices that will identify the location of detainees around the clock.

Representative Wainwright stated that the bill is expected to produce some savings, but he is not yet sure what effect it will have on Sheriff's Departments.

Commissioner Sampson expressed support for federal reentry legislation and advocated for it in state legislation.

Chairman Tyson expressed alarm concerning a bill that will defund Tryon Palace as of 2013. Representative Wainwright responded that the proposed bill provides that as of 2013, Tryon Palace will become receipt supported. He thinks it is not possible, and such legislation would be ill advised. He stated that out of 16,000 museums in the United States, 700 are accredited, including Tryon Palace, which has statewide support.

Commissioner Dacey discussed lottery proceeds and the \$1.2 million per year impact on construction debt if these funds are withheld by the state. Representative Wainwright responded that it would impact more than the construction debt, but also programs, for example, Pre-K.

Chairman Tyson discussed the County Fund Balance and suggested that the State plan to create a State Fund Balance when the fiscal health improves.

Representative Wainwright asked the County Manager to share with the legislative delegation all of the Commissioners' concerns relative to the budget in writing so they can be watchful of specific legislation. He also cautioned the Board that discussions of returning Medicaid to counties have been initiated.

Commissioner Taylor withdrew from the meeting, but was not excused by vote of the Board.

### **SUBDIVISION FOR APPROVAL**

Planning Director, Don Baumgardner, presented the following subdivision for the Board's approval. Commissioner McCabe moved for its approval, seconded by Commissioner Allen and unanimously carried.

Heritage Farms Section Two-A-Final: The property, owned by Carolina south Builders, Inc., engineered by Thomas Engineering, P.A. and surveyed by Herbert J. Nobles, Jr., is located within Twp. 5, off of SR 1714 (Godette School Road). The subdivision contains

22 lots on 11.44 acres and is proposed to be served by individual septic systems and community water. The proposed road names are Grist Mill Drive and Harvest Boulevard.

**TAX DEPARTMENT MATTERS**

*Foreclosure Services Request for Qualifications*

Tax Administrator, Ronnie Antry, provided background on the contract for foreclosure legal services, which was first instituted in February 2003. At that time, the County entered into a four-year agreement with Accchaesus Legal Services. He reported that Mark Bardill, the principal of that firm, received and worked the list of some 1,250 parcels on which there were delinquent taxes over a period of approximately two years. His firm’s efforts resulted in lawsuits being filed on 815 of them and the total collections on these parcels in the first two years of the contract was \$568,924.00. When the contract was renewed as of February 2007, the foreclosure program was in a “maintenance” mode in that the chronically delinquent parcels had already been submitted to his firm. In 2007 as now, the tax department typically submits approximately 250 new parcels to the attorney in July each year.

Upon the expiration of the second contract on February 16, 2011, the Craven County Attorney, Jim Hicks, indicated his desire and interest to perform this legal service for Craven County. Mr. Antry and the County Manager recommended approval of a Request for Qualifications in order to afford Mr. Bardill, Mr. Hicks and any other attorney the opportunity to compete for this work. Commissioner Mark moved to approve Mr. Antry and Mr. Blizzard’s recommendation, seconded by Commissioner Dacey and unanimously carried.

*Tax Releases and Refunds*

Mr. Antry submitted the following routine requests for tax releases and refunds for the Board’s approval. Commissioner Samspon moved for their approval, seconded by Commissioner McCabe and unanimously carried in a roll call vote.

**Credits**

<b>TAXPAYER NAME</b>	<b>ACCOUNT</b>	<b>AMOUNT</b>
ALEXANDRE, JEAN-CLAUDE MIL-HIS NAME LES 11/ETS-6/18/14 NY	2010-0000568	\$113.89
ANDREWS, J DIXON & PAMELA S APPRAISAL ERROR CORRECTION	2010-0001266	\$422.15
BARKMAN, GREGORY S & NANCY W RELEASED TO PITT COUNTY	2010-0002683	\$20.48
CARMON, ERNEST SWINDELL DID NOT OWN 1/1/2010	2010-0008171	\$71.83
COOK, FRANKLIN DAVID & SAM DID NOT OWN 1/1/2010	2010-0010820	\$118.61
CRYSTAL COAST RADIATION ONCOL OUT OF BUSINESS 1/1/2010	2010-0012119	\$92.89
DUFFY, PATRICK JAMES DWELLING BURNED 12-17-2007	2008-0016232	\$450.38
DYLAN JAMES MANAGEMENT INC BUS. LOCATED ON BOARD CHERRY POINT	2010-0015277	\$796.79

FERGUSON, DONALD LEE RELEASED TO PAMLICO COUNTY	2010-0016830	\$140.38
FERGUSON, DONALD LEE DID NOT OWN 1/1/2010	2010-0090158	\$189.70
FORD, ABRAH L DID NOT OWN 1/1/2010	2010-0017647	\$73.01
FREDERICK, LYNDA DEWITT DID NOT OWN 1/1/2010	2010-0018190	\$52.88
HARTMAN, JAMES H CORRECTING APPRAISAL ERROR	2011-0090021	\$479.19
JAKLITSCH, D BOAT LOCATED ON BOARD CHERRY POINT	2010-0026644	\$268.88
KANE, JEREMY M ORDERED BY BOARD OF E&R 4/18/2011	2010-0028327	\$30.68
KENT, DAVID GEOFFREY RELEASED TO CARTERET COUNTY	2010-0028688	\$63.84
LAVALLE, LAWRENCE FOREIGN FLAGGED VESSEL	2010-0030351	\$243.02
MOELLER, PHILLIP L & LISA A BOAT LOCED ON BOARD CHERRY POINT	2011-0090063	\$282.28
SPAIN, ALTON RAY OUT OF BUSINESS 1/1/2010	2010-0048168	\$81.34
SPAIN, ALTON RAY OUT OF BUSINESS 1/1/2010	2009-0090867	\$113.91
	20 – CREDIT MEMO (S)	\$4,106.13
<b><i>Refunds</i></b>		
AT&T MOBILITY LLC BUS. LOCATED ON BOARD CHERRY POINT	2010-0001754	\$2,985.11
AT&T MOBILITY LLC BUS. LOCATED ON BOARD CHERRY POINT	2007-0001799	\$14.14
AT&T MOBILITY LLC BUS. LOCATED ON BOARD CHERRY POINT	2008-0001857	\$2,165.18
AT&T MOBILITY LLC BUS. LOCATED ON BOARD CHERRY POINT	2009-0001853	\$1,790.31
CORBETT, DAVID C & DONNA M BOAT LOCATED ON BOARD CHERRY POINT	2010-0010991	\$254.03
CORBETT, DAVID C & DONNA M BOAT LOCATED ON BOARD CHERRY POINT	2009-0012003	\$335.49
CORBETT, DAVID C & DONNA M BOAT LOCATED ON BOARD CHERRY POINT	2008-0012133	\$353.97

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CORBETT, DAVID C & DONNA M BOAT LOCATED ON BOARD CHERRY POINT	2007-0011799	\$366.26
FAHY, EDWARD J JR & VICTORIA L BOAT LOCATED ON BOARD CHERRY POINT	2010-0016474	\$55.60
FISHER, ROBERT JOHN & KATHLEEN DOUBLE LISTED-SAME ACCT #31747	2010-0017282	\$23.20
FLORENCE, JAMES HOLDER DOUBLE BILLED-SEE ACCT 68822	2010-0017420	\$13.76
FLOWERS, KENT G JR & DEBRA H ORDERED BY BOARD OF E&R 4/18/2011	2010-0017444	\$961.38
HANSEN, DALE AARON & MARILYN R BOAT LOCATED ON BOARD CHERRY POINT	2010-0021999	\$68.70
HANSEN, DALE AARON & MARILYN R BOAT LOCATED ON BOARD CHERRY POINT	2009-0024108	\$99.22
HANSEN, DALE AARON & MARILYN R BOAT LOCATED ON BOARD CHERRY POINT	2008-0024054	\$122.20
HANSEN, DALE AARON & MARILYN R BOAT LOCATED ON BOARD CHERRY POINT	2007-0023609	\$30.80
HANSEN, DALE AARON & MARILYN R BOAT LOCATED ON BOARD CHERRY POINT	2006-0022935	\$40.18
HANSEN, PAUL W & DEBRA J DID NOT OWN 1/1/2010	2010-0022008	\$627.52
HAYES, JOHN JOSEPH JR BOAT LOCATED ON BOARD CHERRY POINT	2006-0024550	\$30.33
HAYES, JOHN JOSEPH JR BOAT LOCATED ON BOARD CHERRY POINT	2007-0025231	\$32.32
HAYES, JOHN JOSEPH JR BOAT LOCATED ON BOARD CHERRY POINT	2008-0025673	\$31.21
HAYES, JOHN JOSEPH JR BOAT LOCATED ON BOARD CHERRY POINT	2009-0025743	\$29.64
HAYES, JOHN JOSEPH JR BOAT LOCATED ON BOARD CHERRY POINT	2010-0023456	\$23.16
HEALTH NET FEDERAL SERVICES LL BUS. LOCATED ON BOARD CHERRY POINT	2006-0024601	\$318.53
HEALTH NET FEDERAL SERVICES LL BUS. LOCATED ON BOARD CHERRY POINT	2007-0025286	\$315.49
HEALTH NET FEDERAL SERVICES LL BUS. LOCATED ON BOARD CHERRY POINT	2008-0025734	\$275.82
HEALTH NET FEDERAL SERVICES LL BUS. LOCATED ON BOARD CHERRY POINT	2009-0025802	\$225.07
HEALTH NET FEDERAL SERVICES LL BUS. LOCATED ON BOARD CHERRY POINT	2010-0023509	\$153.80

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HEATH FAMILY FARM LLC CORRECTING CLERICAL ERROR IN USE VALUE ASSESSMENT	2007-0025328	\$434.39
MABUS, ROBERT BOAT LOCATED ON BOARD CHERRY POINT	2007-0034643	\$172.76
MABUS, ROBERT BOAT LOCATED ON BOARD CHERRY POINT	2008-0035351	\$168.84
MABUS, ROBERT BOAT LOCATED ON BOARD CHERRY POINT	2009-0035400	\$166.96
MABUS, ROBERT BOAT LOCATED ON BOARD CHERRY POINT	2010-0032273	\$129.16
MACK, KATHERINE & PETER BOAT LOCATED ON BOARD CHERRY POINT	2007-0034735	\$581.96
MACK, KATHERINE & PETER BOAT LOCATED ON BOARD CHERRY POINT	2008-0090599	\$580.07
MACK, KATHERINE & PETER BOAT LOCATED ON BOARD CHERRY POINT	2009-0035491	\$500.97
MACK, KATHERINE & PETER BOAT LOCATED ON BOARD CHERRY POINT	2010-0032355	\$409.74
MILLER, LAVON ROYCE BOAT LOCATED ON BOARD CHERRY POINT	2007-0038019	\$14.68
MILLER, LAVON ROYCE BOAT LOCATED ON BOARD CHERRY POINT	2008-0038666	\$14.45
MILLER, LAVON ROYCE BOAT LOCATED ON BOARD CHERRY POINT	2009-0038822	\$13.74
MILLER, LAVON ROYCE BOAT LOCATED ON BOARD CHERRY POINT	2010-0035397	\$10.73
MOELLER, PHILLIP L & LISA A BOAT LOCATED ON BOARD CHERRY POINT	2009-0039451	\$229.36
MORNINGSTAR MANAGEMENT INC BUS. LOCATED ON BOARD CHERRY POINT	2008-0091738	\$940.50
MORNINGSTAR MANAGEMENT INC BUS. LOCATED ON BOARD CHERRY POINT	2009-0040261	\$885.14
MURPHY, GERALD RICHARD BOAT LOCATED ON BOARD CHERRY POINT	2006-0091640	\$134.36
MURPHY, GERALD RICHARD BOAT LOCATED ON BOARD CHERRY POINT	2007-0040116	\$116.06
MURPHY, GERALD RICHARD BOAT LOACTED ON BOARD CHERRY POINT	2008-0040743	\$129.40
MURPHY, GERALD RICHARD BOARD LOCATED ON BOARD CHERRY POINT	2009-0040920	\$122.46

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MURPHY, GERALD RICHARD BOARD LOCATED ON BOARD CHERRY POINT	2010-0037285	\$95.70
NATIONAL FLORAL SUPPLY BUS LOCATED ON BOARD CHERRY POINT	2009-0091520	\$95.29
NATIONAL FLORAL SUPPLY BUS. LOCATED ON BOARD CHERRY POINT	2010-0037606	\$10.16
PMC MCDONALDS LLC BUS. LOCATED ON BOARD CHERRY POINT	2006-0042637	\$1,508.77
PMC MCDONALDS LLC BUS. LOCATED ON BOARD CHERRY POINT	2007-0090768	\$4,635.88
PMC MCDONALDS LLC BUS. LOCATED ON BOARD CHERRY POINT	2008-0044625	\$4,109.76
PMC MCDONALDS LLC BUS. LOCATED ON BOARD CHERRY POINT	2009-0045048	\$3,953.65
PMC MCDONALDS LLC BUS. LOCATED ON BOARD CHERRY POINT	2010-0041220	\$3,224.25
ROHWELLER, CHUCK BOAT LOCATED ON BOARD CHERRY POINT	2010-0044322	\$170.52
ROLLS-ROYCE NORTH AMERICA INC BUS. LOCATED ON BOARD CHERRY POINT	2006-0045803	\$232.26
ROLLS-ROYCE NORTH AMERICA INC BUS. LOCATED ON BOARD CHERRY POINT	2007-0047284	\$179.32
ROLLS-ROYCE NORTH AMERICA INC BUS. LOCATED ON BOARD CHERRY POINT	2008-0048024	\$193.49
ROLLS-ROYCE NORTH AMERICA INC BUS. LOCATED ON BOARD CHERRY POINT	2009-0090809	\$185.64
ROLLS-ROYCE NORTH AMERICA INC BUS. LOCATED ON BOARD CHERRY POINT	2010-0044345	\$129.30
SEWELL, KENNETH W & PAMELA OSI BOAT LOCATED ON BOARD CHERRY POINT	2007-0049267	\$249.48
SEWELL, KENNETH W & PAMELA OSI BOAT LOCATED ON BOARD CHERRY POINT	2008-0050036	\$246.14
SEWELL, KENNETH W & PAMELA OSI BOAT LOCATED ON BOARD CHERRY POINT	2009-0050684	\$233.20
SEWELL, KENNETH W & PAMELA OSI BOAT LOCATED ON BOARD CHERRY POINT	2010-0046328	\$152.06
SODEXO MANAGEMENT INC BUS. LOCATED ON BOARD CHERRY POINT	2006-0049472	\$2,894.58
SODEXO MANAGEMENT INC BUS. LOCATED ON BOARD CHERRY POINT	2007-0051070	\$2,284.13
SODEXO MANAGEMENT INC BUS. LOCATED ON BOARD CHERRY POINT	2008-0051787	\$5,302.32

SODEXO MANAGEMENT INC BUS. LOCATED ON BOARD CHERRY POINT	2009-0052475	\$199.22
SODEXO MANAGEMENT INC BUS. LOCATED ON BOARD CHERRY POINT	2010-0048016	\$238.53
SWITZER, WALTER ELLIOTT BOAT LOCATED ON BOARD CHERRY POINT	2010-0049979	\$426.81
SWITZER, WALTER ELLIOTT BOAT LOCATED ON BOARD CHERRY POINT	2009-0054645	\$546.13
SWITZER, WALTER ELLIOTT BOAT LOCATED ON BOARD CHERRY POINT	2008-0053838	\$574.86
SWITZER, WALTER ELLIOTT BOAT LOCATED ON BOARD CHERRY POINT	2007-0053084	\$599.39
SWITZER, WALTER ELLIOTT BOAT LOCATED ON BOARD CHERRY POINT	2006-0051458	\$694.03
THORNE, SILAS BOAT LOCATED ON BOARD CHERRY POINT	2010-0051242	\$1,736.41
VENEMA, ROBERT BOAT LOCATED ON BOARD CHERRY POINT	2010-0053042	\$222.73
VENEMA, ROBERT BOAT LOCATED ON BOARD CHERRY POINT	2009-0091173	\$313.50
WENNINGER, GENE & CINDY KESSIN ORDERED BY BOARD OF E&R 4/18/11	2010-0097407	\$180.11
WHITTEMORE, MARLENE T & STEPHE ORDERED BY BOARD OF E&R 4/18/11	2010-0097758	\$458.57
WHITTEMORE, MARLENE T & STEPHE ORDERED BY BOARD OF E&R 4/18/11	2010-0097425	\$88.64
WOLFE, JAMES DENNIS & PATRICIA BOAT LOCATED ON BOARD CHERRY POINT	2010-0057363	\$44.88
	83 – REFUND (\$)	\$53,907.86

### PLANNING MATTERS

#### *CDBG Bid Re-Award*

A bid opening for the rehabilitation of one (1) existing manufactured home was held on Wednesday April 13, 2011 at 11:00 a.m.

Mr. Baumgardner explained that the unit had been rebid due to the original bids being over the CDBG contract limit for the rehabilitation of a manufactured unit, which is \$20,000. The original low bid was submitted by HCR, Inc. for \$22,795.00. The home was reassessed in order to reduce the scope of work which was included in the new bid package.

Following are bid results:

<b>Occupant</b>	<b>Address</b>	<b>Actual Bid (tabulated)</b>	<b>Contractor</b>	<b>Recommended</b>
Rehabilitation Rodrick Brown	308 Kennedy Dr. New Bern	\$14,880.00	B&B Construction	Yes

Commissioner Sampson moved to accept the recommended bid of \$14,800 from B&B Construction, seconded by Commissioner McCabe and unanimously carried.

*CDBG Grant #05-d-2098-James City Revitalization*

The Board was requested to consider acceptance of a grant agreement for \$250,000 in additional CDBG funding for the James City Community Revitalization project.

Reed Whitesell of Holland Consulting Planners explained that the additional funds were made available to Craven County under an incentive program for communities that have demonstrated the ability to move forward quickly with implementation of CDBG projects.

The low bid from the proposed water, sewer and street improvements was higher than the amount of funds currently available under these line items due to roadway design improvements required by the NC Department of Transportation. The provision of additional CDBG assistance will significantly improve the quality of the public works activities for the citizens of the community. After receiving notice from the state funding agency that the County could identify additional activities in and adjacent to the existing James City target area, household surveys and needs assessments adjacent to the existing target area were performed. An additional low-income owner-occupant residing in a dilapidated unit located outside the existing target area who was omitted for the FY08 CDBG-CR application for budgetary reasons was identified and recommended for a new on-site replacement unit. An additional owner-occupant residing in the target area whose house was demolished due to its dilapidated condition during the application process was also identified.

Mr. Whitesell emphasized that approval of the grant agreement is required on an immediate basis or the funds will be offered to another grantee, and no activities can take place without the Board’s approval of the grant agreement.

Commissioner Sampson moved to accept the additional grant funds, authorize execution of the agreement and approve the necessary budget ordinance. Commissioner Dacey inquired as to the distribution of the additional funds, and was informed that \$90,000 was for water, drainage and roads, and approximately \$120,000 for housing. Commissioner Dacey offered an amendment to bifurcate the motion to act on the infrastructure improvements separately from the proposed housing improvements, seconded by Commissioner Tyson. During discussion, Commissioner Dacey expressed opposition to funds being applied to individual homes. The amendment failed with three “ayes” from Commissioners Dacey, Mark and Taylor\*, there being four “nays” from Commissioners Allen, McCabe, Sampson and Tyson. The original motion carried in a roll call vote with five “ayes” from Commissioners Allen, McCabe, Sampson, Taylor\* and Tyson, there being two “nays” from Commissioners Dacey and Mark.

\*Commissioner Taylor was not excused and was, therefore, counted as an affirmative vote.

Commissioner Tyson asked if the funds must be used for the James City project, and if the County has any latitude in changing the formula once the funds are received. Mr. Whitesell responded that the application was for a specified project, and the funds must be used for that project. He stated that the portion allocated for infrastructure could be used for that purpose and the remainder of the funds returned; however, the funds would not be returned to the treasury but would be reallocated to another jurisdiction.

*Planning*

REVENUES	AMOUNT	EXPENDITURES	AMOUNT
277-4079-377-02-0 James City II	\$250,000.00	277-4079-430-76-04 Drainage	\$14,000.00
		277-4079-430-76-20 Clearance	\$ 5,000.00
		277-4079-430-76-21 Relocation Assistance	\$155,000.00
		277-4079-430-76-50 Road	\$40,000.00
		277-4079-430-76-63 Water/Sewer Improv	\$11,000.00
		277-4079-430-76-70 Administration	\$25,000.00

**Justification:** Budget amendment needed to accept and expend grant funds received under CDBG FY 08 James City II Revitalization Program.

**Ordinance:**

CDBG FY 08 James City  
Fund 277

This ordinance is hereby amended in the following amounts for expenditures to the CDBG FY08 James City Revitalization.

Expenditures:

***James City CDBG# 05-D-2055***

Rehab	\$ 90,000.00
Drainage Improvements	\$ 67,352.00
Clearance	\$ 47,300.00
Relocation	\$157,500.00
Rehabilitation	\$285,200.00
Street Improvements	\$195,520.00
Water Improvements	\$ 56,953.00
Administration	\$ 40,175.00
<b>Subtotal</b>	<b>\$940,000.00</b>

***James City II CDBG# 05-D-2098***

Drainage Improvements	\$ 14,000.00
Clearance	\$ 5,000.00
Relocation	\$155,000.00
Street Improvements	\$ 40,000.00
Water Improvements	\$ 11,000.00
Administration	\$ 25,000.00
<b>Subtotal</b>	<b>\$250,000.00</b>

The following revenues are hereby amended for the CDBG FY 08 James City Revitalization.

Revenues:

***James City CDBG# 05-D-2055***

County Match	\$ 90,000.00
CDBG Grant FY 08 James City	\$850,000.00
<b>Subtotal</b>	<b>\$940,000.00</b>

**James City II CDBG# 05-D-2098**

CDBG Grant FY08 James City II Revitalization	\$250,000.00
<b>Subtotal</b>	<b>\$250,000.00</b>

This ordinance is hereby approved this 18<sup>th</sup> day of April, 2011.

**BUDGET AMENDMENTS AND ORDINANCE UPDATE**

Finance Director, Rick Hemphill, presented the following budget amendments and ordinance update:

***Economic Development***

REVENUES	AMOUNT	EXPENDITURES	AMOUNT
101-0000-399-01-00 Fund Balance current	\$7,713.00	101-4401-430-47-03 Perf grant Hatteras	\$7,713.00
<b>TOTAL</b>	<b>\$7,713.00</b>	<b>TOTAL</b>	<b>\$7,713.00</b>

**Justification:** Budget additional funds to pay Hatteras incentive of \$7,712.50 for delivery of Hatteras' Cabo yacht for sale as agreed upon.

***DSS TANF 7231***

101-7231-349-28-00 CPS Staff & Ovhd	\$21,600.00	101-7231-450-39-30 Special Adoption	\$21,600.00
<b>TOTAL</b>	<b>\$21,600.00</b>	<b>TOTAL</b>	<b>\$21,600.00</b>

**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.

***DSS 7291 Mandated/DSS 7231 TANF***

101-7291-349-16-00 Day Care Smart	\$45,552.00	101-7291-450-39-17 Day Care Smart Start	\$45,552.00
101-7291-349-10-00 Day Care Combined	\$862,229.00	101-7291-450-39-26 Day Care Combined	\$862,229.00
101-7231-349-26-0 CCDF Admin	\$ 43,207.00		
101-0000-399-01-00 Fund Balance	\$( 43,207.00)		
<b>TOTAL</b>	<b>\$907,781.00</b>	<b>TOTAL</b>	<b>\$907,781.00</b>

**Justification:** Funding authorization from the Division of Child Development; adjusting budget for Regular Subsidy Day Care funding and Regular Subsidy Admin funding which are both more than the original budget estimates. Also adjusting Smart Start Day Care funding budget which is \$16,802 more than original budget estimates plus an additional \$28,750 received on 3/15/11. There is no County match required.

***Court Facilities***

371-0000-399-01-00 Fund Balance	\$50,000.00	371-0571-400-97-01 Transfer to general fund	\$50,000.00
354-0000-366-07-00 From reserve	\$50,000.00	354-1310-410-76-01 construction	\$50,000.00

JOURNAL ENTRY

371-0571-400-97-01	\$50,000.00	371-0000-101-00-00	\$50,000.00
Transfer to general fund		cash	
354-0000-101-00-00	\$50,000.00	354-0000-366-07-00	\$50,000.00
Cash		from reserve	
TOTAL	\$200,000.00	TOTAL	\$200,000.00

**Justification:** Appropriate additional funds for completion of the St. Luke’s Bldg renovation.

**Ordinance:**

ST. Luke’s Building  
Fund 354

This ordinance is hereby amended in the following amounts for expenditures to the St. Luke’s Building project.

Expenditures:	
Architect	\$ 8,292.00
Construction	\$341,708.00
Total	\$350,000.00

The following revenues are hereby estimated for the St. Luke’s Building Project.

Revenues	
From County General Fund	\$300,000.00
From Capital Reserve Fund	\$ 50,000.00
Total	\$350,000.00

This ordinance is hereby approved this 18<sup>th</sup> day of April, 2011.

Commissioner Dacey expressed reservations about on the Economic Development budget amendment which was not a commitment made by the current Board. In addition, he stated that he could not conscionably vote for a corporate incentive after having voted against CDBG funding for individual housing. He requested more information on the Hatteras Economic Development incentive. Chairman Tyson responded that the commitment was made in association with the move of the Hatteras Cabo line to Craven County. There will be four payments of \$7,712.50.

Commissioner Dacey moved to divide the question, seconded by Commissioner Mark. The motion carried with four (4) “ayes” from Commissioners Dacey, Mark, Taylor\* and Tyson, there being three (3) “nays” from Commissioners Allen, McCabe and Sampson

Commissioner Allen moved to approve the following budget amendment, seconded by Commissioner Tyson and carried in a roll call vote with five (5) “Ayes” from Commissioners Allen, McCabe, Sampson, Taylor\* and Tyson, there being two (2) “Nays from Commissioner Dacey and Mark.

***Economic Development***

REVENUES	AMOUNT	EXPENDITURES	AMOUNT
101-0000-399-01-00	\$7,713.00	101-4401-430-47-03	\$7,713.00
Fund Balance current		Perf grant Hatteras	

TOTAL	\$7,713.00	TOTAL	\$7,713.00
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**Justification:** Budget additional funds to pay Hatteras incentive of \$7,712.50 for delivery of Hatteras' Cabo yacht for sale as agreed upon.

Commissioner Dacey moved to approve the following budget amendments and ordinance update, as presented, seconded by Commissioner Allen and unanimously carried in a roll call vote.

**DSS TANF 7231**

101-7231-349-28-00	\$21,600.00	101-7231-450-39-30	\$21,600.00
CPS Staff & Ovhd		Special Adoption	

TOTAL	\$21,600.00	TOTAL	\$21,600.00
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**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.

**DSS 7291 Mandated/DSS 7231 TANF**

101-7291-349-16-00	\$45,552.00	101-7291-450-39-17	\$45,552.00
Day Care Smart		Day Care Smart Start	

101-7291-349-10-00	\$862,229.00	101-7291-450-39-26	\$862,229.00
Day Care Combined		Day Care Combined	

101-7231-349-27-0	\$ 43,207.00		
CCDF Admin			
101-0000-399-01-00	\$( 43,207.00)		
Fund Balance			

TOTAL	\$907,781.00	TOTAL	\$907,781.00
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**Justification:** Funding authorization from the Division of Child Development; adjusting budget for Regular Subsidy Day Care funding and Regular Subsidy Admin funding which are both more than the original budget estimates. Also adjusting Smart Start Day Care funding budget which is \$16,802 more than original budget estimates plus an additional \$28,750 received on 3/15/11. There is no County match required.

**Court Facilities**

371-0000-399-01-00	\$50,000.00	371-0571-400-97-01	\$50,000.00
Fund Balance		Transfer to general fund	

354-0000-366-07-00	\$50,000.00	354-1310-410-76-01	\$50,000.00
From reserve		construction	

**JOURNAL ENTRY**

371-0571-400-97-01	\$50,000.00	371-0000-101-00-00	\$50,000.00
Transfer to general fund		cash	

354-0000-101-00-00	\$50,000.00	354-0000-366-07-00	\$50,000.00
Cash		from reserve	

TOTAL	\$200,000.00	TOTAL	\$200,000.00
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**Justification:** Appropriate additional funds for completion of the St. Luke's Bldg renovation.

**Ordinance:**

ST. Luke’s Building  
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The following revenues are hereby estimated for the St. Luke’s Building Project.

Revenues	
From County General Fund	\$300,000.00
From Capital Reserve Fund	\$ 50,000.00
 Total	 \$350,000.00

This ordinance is hereby approved this 18<sup>th</sup> day of April, 2011.

**SOLID WASTE BID AWARDS**

Bid results for Convenience Center Hauling Agreements were presented, as follows:

	<u>Amount Per Haul</u>	<u>No. of Hauls</u>	<u>Total Hauling Budget</u>
<b>GDS</b>	\$110.00	3,401	\$374,110.00
<b>Waste Industries</b>	\$155.00	3,401	\$527,155.00

The staff recommended awarding the five year contract with an option to renew for an additional three years to GDS for the hauling of solid waste and recyclables from staffed convenience centers.

*Countywide Curbside Recycling*

Bid results for Countywide Recycling were presented, as follows:

	<u>Capacity</u>	<u>Unit Cost/Month</u>	<u>Cost/Yr</u>	<u>Capacity</u>	<u>Unit Cost/Month</u>	<u>Cost/Yr.</u>
<b>GDS</b>	18 gal.	\$3.15	\$37.80	64 gal.	\$3.28	\$39.36
<b>TFC</b>	18 gal.	\$2.92	\$35.04	64 gal.	\$3.65	\$43.80
<b>Waste Industries</b>	18 gal.	\$2.60	\$31.20			

During discussion, Commissioner Dacey inquired if there are provisions that allow for rate increases for gas costs. Solid Waste Director, Rusty Cotton, responded that the CPI can adjust rates upward or downward.

Commissioner Sampson moved to approve awards for Convenience Center Hauling to GDS and Curbside Recycling to Waste Industries, as recommended by staff, seconded by Commissioner McCabe and unanimously carried.

**RESOLUTIONS/PROCLAMATIONS**

*Frank Evans*

At the last meeting the Board directed that a resolution be drafted to honor the life of former Commissioner, Frank Evans, and to invite his family to receive it. At the family’s request, this item was deferred until May 16.

*Earth Week*

The following proclamation in recognition of Earth Week was presented and adopted by motion of Commissioner McCabe, seconded by Commissioner Sampson and unanimously carried.

### **Earth Week Proclamation**

**WHEREAS**, in 1970, the Environmental Protection Agency (EPA) was created with the mission to protect the environment and public health; and in this same year, 20 million people in the United States celebrated the first Earth Day; and

**WHEREAS**, the idea for Earth Day has evolved into a national day of awareness and education focused on environmental concerns; and

**WHEREAS**, Earth Day will be observed by other communities throughout the world, providing an opportunity for governments to work together with business, industry, environmental groups, community organizations, and residents for a prosperous and sustainable future; and

**WHEREAS**, Earth Day celebrations in Craven County will be expanded to a week of activities to involve the broadest possible cross-section of society; and

**WHEREAS**, Earth Week is an excellent opportunity for all Craven County residents to join the effort to protect the planet by becoming conscious of the challenges facing the environment locally, nationally, and globally; and to take great pride in their responsibility for preserving our natural resources, and maintaining the cleanliness and beauty of our environment; and

**WHEREAS**, **Craven County** has formed the “Less Means More” Task Force to promote a water conservation initiative.

**NOW, THEREFORE, BE IT RESOLVED** that the Craven County Board of Commissioners does hereby proclaim April 17, 2011 through April 23, 2011 as **Earth Week in Craven County** and invites all Craven County residents, businesses, civic groups, government agencies, and other organizations to participate in local and regional celebratory and educational activities.

Adopted this 18<sup>th</sup> day of April, 2011.

### **APPOINTMENTS**

*Firemen’s Relief Fund Board of Trustees*

At the last meeting, the Board was advised that the term of Milton Everette, Twp. 5, was due to expire on the Firemen’s Relief Fund Board of Trustees. Commissioner McCabe nominated Mr. Everette for reappointment. There being no additional nominees, Mr. Everette was reappointed by acclamation.

*Fire Tax Commission*

At the last meeting the Board was advised that the term of Leander Carter, Twp. 5, was due to expire on the Fire Tax Commission. Commissioner McCabe nominated Leander Carter for reappointment. There being no additional nominees, Mr. Carter was reappointed by acclamation.

*Agricultural Advisory Board*

The Board was advised that the terms of Jimmy Arthur, Glenn Ipock and David Parker would expire at the end of April on the Agricultural Advisory Board. This is the end of an initial term of two years. Commissioner Sampson nominated all three for reappointment for three year terms, seconded by Commissioner McCabe. There being no additional nominees, Mr. Arthur, Mr. Ipock and Mr. Parker were reappointed by acclamation.

*Criminal Justice Advisory Board*

These appointments were deferred until the Board’s next meeting.

*Upcoming Appointments*

The Board was advised that terms on the following Boards will expire in May:

Craven Aging Planning Board (Sylvia Gaskins)  
 Carolina East Medical Center (Ed Armstrong, Sydney Barnwell, Bob Eaves, Dell Ipock, Lonnie Pridgen, Johnnie Sampson)

**COUNTY MANAGER’S REPORT**

County Manager, Harold Blizzard, reported on new narrow banding requirements for two- way radios. He stated that the largest number of county radios is with the Sheriff’s Department and half of them are compliant with the new requirements; however, approximately 30 cannot be re-programmed to meet the new requirements. He reported that Onslow Electric is replacing all of its radios, although they meet the standard, and have made available the old ones to a communication service contractor. The radios are available at \$1,660 each, which is half the State contract cost. They are nearly new and still under warranty. There are 44 radios available and 39 are needed, including 9 for CARTS and the Water Department. There will be an additional 4-5 radios kept as spares. The total cost for all 44 radios is \$73,040 and will need to be approved from the Capital Reserve fund. Commissioner Allen moved to approve the request and budget amendments, as recommended, seconded by Commissioner Sampson and unanimously carried in a roll call vote.

*Sheriff*

<b>REVENUES</b>	<b>AMOUNT</b>	<b>EXPENDITURES</b>	<b>AMOUNT</b>
371-0000-399-01-00 Fund Balance	\$73,040.00	371-0571-400-97-01	\$73,040.00
101-2001-366-07-00 Transfer from Capital Reserve	\$73,040.00	101-2001-410-73-21 C/O \$500-\$4,999	\$73,040.00
<b>JOURNAL ENTRY</b>			
371-0571-400-97-01 To General Fund	\$73,040.00	371-0000-101-00-00 cash	\$73,040.00
101-0000-101-00-00 Cash	\$73,040.00	101-2001-366-07-00 From Fd 371	\$73,040.00

**Justification:** Transfer from Capital Reserve to cover the purchase of 44 radios.

**COMMISSIONERS’ REPORTS**

*Commissioner McCabe* reported on a visit to an area stricken by the tornado on Hwy. 70 East.

*Commissioner Mark* reported no attendance at a town hall meeting planned at Little Swift Creek Fire Department for Truitt, Cayton and Ernul precincts; however, he stated that he will hold another one in Ernul.

*Commissioner Sampson* commented on gas prices which also affect commodity prices. He expressed appreciation for the County's good volunteers and stressed the importance of remembering to help each other. He announced a community meeting at 7:00 p.m. April 18 at the office of the recreation director across from Highways & Hedges.

*Commissioner Dacey* announced a listening session at the River Bend Town Hall on April 18 from 4:30-5:30.

At 11:24 a.m. Commissioner Allen moved to adjourn, seconded by Commissioner McCabe and unanimously carried.

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Chairman Steve Tyson  
Craven County Board of Commissioners

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Gwendolyn M. Bryan  
Clerk to the Board