

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, JULY 16, 2012. THE MEETING CONVENED AT 8:30 A.M.

MEMBERS PRESENT:

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

STAFF PRESENT:

Jack B. Veit III., County Manager
 Gene Hodges, Assistant County Manager – Operations/Facilities
 Richard F. Hemphill, Assistant County Manager – Finance/Administration
 Gwendolyn M. Bryan, Clerk to the Board
 Jim Hicks, County Attorney

Chairman Allen announced that the President of the United States is no longer referenced in the presentation of the U.S. flag at military funerals, by order of President Obama.

Following the Pledge of Allegiance, the Chairman called for any correction to the minutes. There being none, the minutes of July 2, 2012 regular session were accepted, as presented.

TAX RELEASES

Craven County Tax Administrator, Ronnie Antry, presented the following tax releases for the Board's approval. Commissioner Sampson moved for their approval, as requested, seconded by Commissioner McCabe and unanimously carried in a roll call vote.

Credits

TAXPAYER NAME	TICKET#	AMOUNT
ANDERSON, WILLIAM ERVIN CLERICAL ERROR – VALUE CORRECTION	2011-0090222	\$186.17
BONILLA, ALEX DEJESUS MILITARY EXEMPTION	2011-0005532	\$209.95
CARILLO, JOSE CRUZ DID NOT OWN 1/1/2010	2010-0008102	\$50.15
CARILLO, JOSE CRUZ DID NOT OWN 1/1/2010	2010-0090238	\$280.43
CARILLO, JOSE CRUZ DID NOT OWN 1/1/2011	2011-0008983	\$45.75
DANOS, MAXCILLIAN JOSEPH MILITARY EXEMPTION	2008-0013908	\$29.21
DANSO, MAXCILLIAN JOSEPH MILITARY EXEMPTION	2009-0013837	\$25.71
DANOS, MAXCILLIAN JOSEPH MILITARY EXEMPTION	2010-0012634	\$17.20

DANOS, MAXCILLIAN JOSEPH MILITARY EXEMPTION	2011-0013939	\$16.26
DISMUKE, MICHELLE NOT IN BUSINESS 1/1/2011	2011-0090475	\$55.39
HOOD, CLAY DID NOT OWN 1/1/2007	2007-0027006	\$56.33
HOOD, CLAY DID NOT OWN 1/1/2008	2008-0027479	\$126.21
HOOD, CLAY DID NOT OWN 1/1/2009	2009-0027557	\$114.14
HOOD, CLAY DID NOT OWN 1/1/2010	2010-0025119	\$89.13
HOOD, CLAY DID NOT OWN 1/1/2011	2011-0027820	\$79.98
IPOCK, ALBERT W & MARY DWELLING UNOCCUPIED SINCE 2007	2012-0090084	\$180.00
RESCHMAN, ALFRED DID NOT OWN 1/1/2010	2010-0043098	\$4.63
RESCHMAN, ALFRED DID NOT OWN 1/1/2011	2011-0047929	\$4.76
ROCHAM, AYEP DID NOT OWN 1/1/2011	2011-0047182	\$44.31
TODD, BRENDA W DWELLING VACANT SINCE 2006	2008-0091868	\$41.67
TODD, BRENDA W DWELLING VACANT SINCE 2006	2009-0056230	\$43.47
TODD, BRENDA W DWELLING VACANT SINCE 2006	2010-0051419	\$41.04
TODD, BRENDA W DWELLING VACANT SINCE 2006	2011-0057194	\$38.07
	23 – CREDIT MEMO(S)	\$1,779.96

Mr. Antry provided an update to military refunds, stating that to date \$247,220.35 has been refunded. The original projection was for approximately \$400,000.

COASTAL CAROLINA REGIONAL AIRPORT REQUEST

Airport Director, Tom Braaten, briefed the Board on a project which is scheduled to begin construction in August for Phase 2 (and final phase) of the Taxiway Improvement project for the 300 foot extension of taxiway and installation of 330 feet EMAS (Engineered Materials Arrestor System). He solicited the Board's acceptance of a \$5,517,000 FAA grant, so that notice to proceed can be issued to the contractor before the end of July. The majority of the cost will be the purchase of the EMAS. Matching funds in the amount of \$616,000 will be provided from the airport fund balance. Commissioner Dacey moved to approve acceptance of the grant, seconded by Commissioner Mark and unanimously carried.

NC 20 REQUEST FOR SUPPORT

NC 20 Executive Director, Tom Thompson, made a presentation to solicit the Board's support of NC 20 by adoption of the following resolution.

RESOLUTION IN SUPPORT OF NC 20

WHEREAS, Craven County citizens have benefitted substantially from changes in homeowners and dwelling insurance legislation that were directly due to NC 20's efforts; and

WHEREAS, Craven County has benefitted substantially from NC 20 contributions to improvements in legislation regarding stormwater regulation; and

WHEREAS, Craven County has benefitted substantially from the elimination of a State-sponsored ruling that illegally took away variances from owners of undeveloped residential lots that were sold; and

WHEREAS, Craven County has benefitted substantially from changes to NC 20 suggested legislation requiring a science-based approach to Sea Level Rise forecasting in lieu of computer modeling.

NOW, THEREFORE, BE IT RESOLVED THAT THE BOARD OF COMMISSIONERS OF THE COUNTY OF CRAVEN does hereby commend NC 20 for its efforts on behalf of Eastern North Carolina and does hereby pledge its support through the payment of dues for the fiscal year 2012 according to the NC 20 membership dues schedule attached hereto and incorporated herein.

Adopted this 16th day of July, 2012.

The stated mission of NC 20, a 501(c)(4) entity is fighting excessive regulation.

Commissioner Sampson moved to approve the request for adoption of the resolution and direct appropriation from fund balance, seconded by Commissioner McCabe and unanimously carried in a roll call vote.

Commissioner Mark explained that the Commissioners' request for the NC 20 budget information during the last FY budget deliberations went unanswered; therefore no appropriation was made.

Mr. Thompson stated that he had no paid staff and had limited funds. The development of a budget was not a high priority at that time. As of July there are only two counties that are members and last year there were 10-12. He encouraged the County Manager and the Board to reach out and urge other counties to support NC 20.

SUBDIVISIONS FOR APPROVAL

The Planning Board recommended the following subdivisions for approval. Commissioner Mark moved for their approval, as recommended, seconded by Commissioner McCabe and unanimously carried.

Andrew Gray Tyson – Final: The property, owned by Milton G. Holmes and surveyed by Terry K. Wheeler, PE, is located within Twp. 1 off of River Rd. (SR 1400), Parcel ID 1-065-17002. The subdivision contains 1 lot on 0.66 acres and is proposed to be served by Craven County water and an individual septic system.

Jeremy N. Taylor – Final: The property, owned by Thurman Taylor and surveyed by Gaskins Land Surveying, P.A., is located within Twp. 2 on Hawk Rd., Parcel ID 2-020-071. The subdivision contains 2 lots on 1.88 acres and is proposed to be served by community water and an existing individual septic system.

Bruce E. Whitford – Final: The property, owned by Hazel W. Debruhl and surveyed by Gaskins Land Surveying, P.A., is located within Twp. 1 on Craven Farms Rd. (SR 1442), Parcel ID 1-

048-005. The subdivision contains 1 lot on 0.74 acres and is proposed to be served by Craven County water and an individual septic system.

VOLUNTARY AGRICULTURAL DISTRICT AND ENHANCED VOLUNTARY AGRICULTURAL DISTRICT ORDINANCE AMENDMENTS

County Attorney, Jim Hicks, was available to answer any questions by the Board concerning proposed amendments to the ordinance, which was deferred at the last meeting. A public hearing was held at that time, with no speakers from the public.

Commissioner Taylor moved to approve the amendment to Article VI of the Voluntary Agricultural District and Enhanced Voluntary Agricultural District, as follows, seconded by Commissioner McCabe and unanimously carried.

**ARTICLE VI
CREATION OF VOLUNTARY AGRICULTURAL DISTRICTS
AND ENHANCED VOLUNTARY AGRICULTURAL DISTRICTS**

A. Regions

Craven County is hereby divided into eight (8) regions as defined below:

1. Township 1, Vanceboro
2. Township 2, Hwy 17 N, Cayton, Fairfield Harbor
3. Township 3, Cove City, Wintergreen Road
4. Township 5, Havelock, Harlowe, Adams Creek
5. Township 6, Hwy 70 E, Riverdale
6. Township 7 James City
7. Township 8, New Bern, Trent Woods
8. Township 9, East of Core Creek, Cove City, Ft. Barnwell, Dover

B. Implementation

In order to implement the purposes stated in Article III, this program provides for the creation of voluntary agricultural districts which meet the following standards, in addition to those standards contained in G.S. 106-737:

1. The District or Enhanced District shall contain a minimum of ten (10) contiguous acres of qualified farmland; provided however that as long as a property owner has a least one qualified farm of at least (ten) acres enrolled, said property owner may enroll other farmland less than ten (10) acres as long as such other farmland meets those standards contained in G.S. 106-737;

_____ or

2. The District or Enhanced District shall contain two (2) or more qualified farms within areas designated by the Advisory Board.

All land enrolled in a region, defined in section A, above, shall be part of a single district, whether enrolled in the District or the Enhanced District. If a single farm has acreage in two or more regions, the farm shall participate in the district where the largest acreage is found. All land in a region as defined in section A, above, shall be treated as a single district whether enrolled in the District or the Enhanced District.

C. Education

The county may take such action as it deems appropriate through the Advisory Board or other entities or individuals to encourage the formation of the Districts and Enhanced Districts and to further their purposes and objectives, including the implementation of a public information program to reasonably inform landowners of the agricultural district program.

D. Addition and Withdrawal

1. Qualifying farmland in a region with an existing district shall be added to the district as herein provided.
2. In the event that one or more participants in the District or Enhanced District withdraw and the acreage in the District or Enhanced District becomes less than the minimum acreage required or results in the remaining land being noncontiguous, a voluntary agricultural district will continue to exist so long as there is one qualifying farm.

BUDGET AMENDMENTS

Assistant County Manager-Finance/Administration, Rick Hemphill, presented the following budget amendments for the Board’s approval. Commissioner McCabe moved for their approval, seconded by Commissioner Tyson and unanimously carried in a roll call vote.

DSS TANF 7231

REVENUES	AMOUNT	EXPENDITURES	AMOUNT
101-7231-399-08.00 Carryover Balance	\$134,983.00	101-7231-450-39-30 Special Adoption Program	\$134,983.00
TOTAL	\$162,381.00	TOTAL	\$162,381.00

Justification: Roll forward unspent funds in fiscal year 11/12 for Special Adoptions. The funds are awarded by the State based on the number of adoptions that are finalized and then given to DSS to use in the adoption program. There is no County match.

Public Bldg/Convention Center

101-1204-366-07-00 From Capital Reserve	\$520,000.00	101-1204-400-73-01 C/O over \$5,000	\$614,367.00
101-0000-399-01-00	\$ 94,367.00		
371-0000-399-01-00	\$520,000.00	371-0571-400-97-01	\$520,000.00
JOURNAL ENTRY			
371-0571-400-97-01	\$450,000.00	371-0000-101-00-00	\$450,000.00
101-0000-101-00-00	\$450,000.00	101-1204-366-07-00	\$450,000.00
TOTAL	\$450,000.00	TOTAL	\$450,000.00

Justification: Transfer funds from Capital Reserve to Convention Center Bldg for repairs to floors, walls, doors, etc; carpet with installation and furnishings.

Commissioners Membership Dues

101-0000-399-01-00 Fund Balance Appropriation	\$10,000.00	101-0101-400-15-16 Membership Dues Commissioners	\$10,000.00
TOTAL	\$10,000.00	TOTAL	\$10,000.00

Justification: Appropriate dues for NC20.

APPOINTMENTS

Pending Appointments

The following appointments to boards and committees were deferred.

- Craven County Clean Sweep
- Industrial Facilities Pollution Control Financing Authority
- Agricultural Advisory Committee
- Regional Aging Advisory Committee
- Fire Tax Commissioner
- River Bend Planning Board

Coastal Carolina Regional Airport

The Board was requested to designate one of the three new appointees (Charles Meekins, Mary Harris, Joseph Leahy) to fill the unexpired term of Chip Hughes, which will expire in 2014. The other terms will expire in 2015. Commissioner Dacey recommended designating the appointee who received the fewest votes. Commissioner Dacey moved to appoint Charles Meekins to fill the unexpired term of Chip Hughes, seconded by Commissioner Mark and unanimously carried.

Recreation and Parks Advisory Committee

The Board considered appointments to fill the expiring terms of Jeff Cannon (Twp. 3), Mike Marks (Twp. 9), and Brad White (at-large). Commissioner Taylor stated that he is working on making appointments for Twp. 3 and Twp. 9. He nominated Forrestine Riggs, as an at-large representative, to replace Brad White, to be ratified at the Board's next meeting. All other appointments were deferred.

Craven-Pamlico-Carteret Regional Library

The Board received notice of a vacancy to the Craven-Pamlico-Carteret Regional Library from Regional Librarian, Jackie Beach, due to the relocation of Michelle Snyder out of the area. Commissioner Mark nominated Scott Dacey for appointment. There being no additional nominees, Commissioner Dacey was appointed by acclamation. Commissioner Mark moved to waive the one meeting waiting period, seconded by Commissioner Taylor and unanimously carried.

ABC Board

Commissioner Dacey moved to designate Charles Collins as Chairman of the ABC Board and Fred "Chip" Hughes as Vice Chairman, seconded by Commissioner Taylor and unanimously carried.

Upcoming Appointments – August

- EMS Advisory Committee
- Fire Tax Commissioners
- Promise Place

Upcoming Appointments – September

- Fire Tax Commissioners

COUNTY ATTORNEY'S REPORT

County Attorney, Jim Hicks, requested adoption of the following resolution. Commissioner Dacey moved for its approval, as requested, seconded by Commissioner McCabe and unanimously carried.

RESOLUTION

WHEREAS, Attorneys serving counties across the State of North Carolina perform an invaluable service to their respective jurisdictions; and

WHEREAS, County governing boards place tremendous reliance upon this esteemed group of professionals, seeking their guidance and advice in the conduct of county business according to the highest legal and ethical standards; and

WHEREAS, North Carolina County Attorneys and Social Service Attorneys have chosen to favor Craven County with hosting their annual meeting July 19-21, 2012 in the midst of Craven County's celebration of its 300th Anniversary; and

WHEREAS, two thirds of North Carolina's counties can claim descent from Craven County; and

WHEREAS, Beaufort and Hyde Counties, also celebrating their 300th Anniversaries during 2012, were the source of several of the remaining one third of North Carolina's Counties; and

WHEREAS, the year 2012 marks a significant milestone inasmuch as the vast majority of counties in North Carolina have cause to celebrate this anniversary.

NOW, THEREFORE, BE IT RESOLVED that the Craven County Board of Commissioners extends a hearty welcome to North Carolina's County Attorneys and DSS Attorneys.

BE IT FURTHER RESOLVED that the Board of Commissioners, on behalf of the citizens of Craven County, expresses appreciation for the important work that you do in service to all of North Carolina citizens.

Adopted this 16th day of July, 2012.

Mr. Hicks stated that about 200 North Carolina County and DSS attorneys with families are expected to attend the annual conference in New Bern this week. Commissioner Dacey stated that he will present the resolution at a ceremony on Friday August 20 at 8:30 a.m.

COUNTY MANAGER'S REPORT

Cowpen Landing Boat Ramp

County Manager, Jack Veit, briefed the Board on a Wildlife Resources Commission proposal to upgrade Cowpen Landing Boat Ramp. The proposal includes a long term lease that stipulates the Wildlife Commission will be responsible for maintenance of the facility.

On July 24, 2012 at 6:00 p.m. a required public comment meeting will be held in the County Administration Building. There will also be meetings held in the affected communities.

Convention Center Project

Mr. Veit updated the Board on the progress on the Convention Center slab repair project, stating that the ballroom & Heritage Hall slab raising is complete and contractors are currently finishing the kitchen and service corridors

EOC 911 Project

Mr. Veit informed the Board that the adaptive neuse project for the Emergency Operations Center will be going out for bids, and results should be presented at the Board's second meeting in August or first meeting in September.

COMMISSIONERS' REPORTS

Commissioner Sampson commented that gas prices are heading back up and that food prices are expected to rise due to the drought in many areas. There is a lot of need in the community for volunteers and they are greatly appreciated.

Commissioner Mark announced a meeting on Wednesday, July 18 at 8:30 a.m. with the Clean Sweep Committee concerning recruitment to the committee.

Commissioner Taylor announced a blood drive on Wednesday, July 18 from 9:00 a.m.-3:00 p.m. at the Emerald Golf & Country Club.

Commissioner Tyson commented that after recent travels, he is very proud of the Coastal Carolina Regional Airport.

Vice Chairman Dacey thanked River Bend for their 4th of July Parade and Commissioners Mark, Tyson and McCabe for their participation. He announced a River Bend Town Hall meeting on July 19 from 4:30-6:00 p.m., and expressed well wishes for Representative Wainwright, who is in ill health.

Chairman Allen announced his participation in two concerts on July 4th and commented on his attendance at the change of command ceremony at the Naval Clinic.

CLOSED SESSION

At 9:44 a.m. Commissioner Taylor moved to go into closed session pursuant to N.C.G.S. 143-318.11(a)(3) to discuss negotiations for property acquisition, seconded by Commissioner McCabe.

At 10:35 a.m. the Board returned to regular session. The following topics were discussed:

1. Economic Development
2. Property Acquisition
3. Hardison property (Carolina Pines)
4. McNeil property (Stately Pines)

County Attorney, Jim Hicks, reported that the Board discussed the matter of Economic Development and that no action had been taken. The Board also discussed property acquisition, as identified, and no action was taken.

WATER PROJECT UPDATE

The Board received a Power Point presentation by Tim Baldwin and Brian Blake of McKim & Creed on the water project and the Board was requested to approve the agreement with McKim & Creed. Their best option, driven by regulation and growth, was presented. Commissioner Sampson moved to authorize McKim & Creed to move forward with the water project, seconded by Commissioner McCabe. Approximately \$10 M is available and \$20 M needs to be financed. They are currently approved for \$24 M.

Staff was requested to research the following items for the next agenda:

- Commissioner Dacey wants to understand how the new price will affect rates/customers. Directional Boring has added approximately \$200,000 to the process
- What would be different with an agreement with New Bern

Commissioner Sampson moved to withdraw the motion.

Regional Library appointments will be deferred until August 6.

At 11:10 a.m. Commissioner Tyson moved to adjourn, seconded by Commissioner McCabe.