

AGENDA
CRAVEN COUNTY BOARD OF COMMISSIONERS
REGULAR SESSION
MONDAY, OCTOBER 3, 2016
7:00 P.M.

CALL TO ORDER

ROLL CALL

INVOCATION

PLEDGE OF ALLEGIANCE

APPROVE AGENDA

1. PUBLIC HEARING: CARTS APPLICATION FOR THE FY 2018 5311 COMMUNITY TRANSPORTATION (CTP) GRANT AND TO SUBMIT NCDOT CONSOLIDATED CALL FOR CAPITAL PROJECTS APPLICATION:
Kelly Walker, CARTS Director
2. PETITIONS OF CITIZENS
3. CONSENT AGENDA
 - A. Approve Minutes of September 19, 2016 Regular Session and September 16, 2016 Reconvened Session
 - B. Tax Releases and Refunds

DEPARTMENTAL MATTERS

4. EMERGENCY SERVICES – FRANCHISE APPLICATION FOR CONVALESCENT TRANSPORT: Stanley Kite, Director of Emergency Services
5. SOLID WASTE – AWARD OF ENGINEERING SERVICES AGREEMENT RELATED TO RELOCATION OF HICKMAN HILL CONVENIENCE SITE:
Gene Hodges, Assistant County Manager, Rusty Cotton, Solid Waste Director, Chad Strawn, Assistant Planning Director
6. ECONOMIC DEVELOPMENT – UPDATE ON THE WFD/RE-ENTRY SPECIALIST SCOPE OF WORK: Greg Singleton, WFD/Re-entry Specialist
7. SOCIAL SERVICES – BUDGET AMENDMENTS: Alfreda Stout, Deputy Director
8. VETERANS SERVICE CENTER LEASE: Gene Hodges, Assistant County Manager, Jeff Futrell, Veterans Services Director

9. APPOINTMENTS
10. COUNTY ATTORNEY'S REPORT: Jim Hicks
11. COUNTY MANAGER'S REPORT: Jack Veit
12. COMMISSIONERS' REPORTS

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, OCTOBER 3, 2016. THE MEETING CONVENED AT 7:00 P.M.

MEMBERS PRESENT:

Chairman George S. Liner
 Vice Chairman Johnnie Sampson, Jr.
 Commissioner Scott C. Dacey
 Commissioner Jason R. Jones (7:11 p.m. arrival)
 Commissioner Thomas F. Mark
 Commissioner Theron L. McCabe
 Commissioner Steve Tyson

STAFF PRESENT:

Jack B. Veit III, County Manager
 Gene Hodges, Assistant County Manager
 Amber Parker, Human Resources Director
 Craig Warren, Finance Director
 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, Chairman Liner recognized Dr. Meghan Doyle, Superintendent of Craven County Schools, and at the request of Commissioner McCabe, two teachers from Havelock Elementary School: Ms. Kendall Roberts and Ms. Delane Fischer.

Commissioner Mark moved to approve the agenda, as presented, seconded by Commissioner McCabe and unanimously carried.

PUBLIC HEARING: CARTS APPLICATION FOR THE FY 2016 5311 COMMUNITY TRANSPORTATION (CTP) GRANT AND TO SUBMIT NCDOT CONSOLIDATED CALL FOR CAPITAL PROJECTS APPLICATION

At 7:10 p.m. Commissioner McCabe moved to go into public hearing, seconded by Commissioner Sampson to receive public comments and request authorization for Craven Area Rural Transit System (CARTS) to apply for the FY2018 5311 Community Transportation Program (CTP) grant and submit a North Carolina Department of Transportation (NCDOT) Consolidated Call for Capital Projects Application. The 5311 CTP grant is a formula based allocation grant for public transportation projects. The Consolidated Capital applications will be reviewed on their own individual merit with no pre-set allocation. The capital project planned for FY2018 is the purchase of vehicles, including rural and urban vehicles.

There were no speakers from the public and at 7:11 p.m. Commissioner Dacey moved to close the public hearing, seconded by Commissioner Mark and unanimously carried, with Commissioner Jones not yet present.

Commissioner Jones arrived.

Commissioner Mark moved to approve the grant application, as requested, seconded by Commissioner McCabe and unanimously carried.

PETITIONS OF CITIZENS

Christopher Haggett, 575 Territorial Road, New Bern, thanked the Board of Commissioners and the Planning Board for looking into solar farm regulations.

Tyker Gonzalez, 125 Turkey Quarter Creek Road, Cove City, addressed the Board concerning problems with the animal control ordinance and tethering.

She stated her concerns with the definition of “shelter” and “adequate food and water”, and asked that the Board and staff review these provisions and consider how other jurisdictions address these issues in their ordinances.

Ray Griffin, 1981 Streets Ferry Road, Vanceboro, addressed the Board regarding public restrooms and locker rooms and the morality involved.

Bill Harper, 4414 Old Cherry Point Road, New Bern, spoke to the Board opposing the Global Transpark’s request for money and does not want this to be considered.

Calvert Weatherly, 3512-B Harvard Way, New Bern, appeared before the Board stating that he was a former CARTS driver and released because of policies that he does not understand.

CONSENT AGENDA

Approve Minutes of September 19, 2016 Regular Session and September 16, 2016 Reconvened Session

Commissioner Sampson moved to approve the minutes of September 19, 2016 regular session and September 16, 2016 reconvened session, seconded by Commissioner McCabe and unanimously carried in a roll call vote.

Tax Releases and Refunds

Commissioner Sampson moved to approve the following routine tax releases and refunds, seconded by Commissioner McCabe and unanimously carried in a roll call vote.

Credits

TAXPAYER NAME	TICKET#	AMOUNT
BEDARD, HARRY WILLIAM & SARAH DID NOT OWN 1/1/2016	2016-0003951	\$62.16
BENNETT, PEGGY P RECYCLE CREDIT DUE TO REBILL OF SCE	2016-0090393	\$60.00
BORDEN, ELLA HRS FORECLOSURE – LIEN EXTINGUISHED	2010-0005131	\$48.08
BORDEN, ELLA HRS FORECLOSURE – LIEN EXTINGUISHED	2011-0005654	\$55.86
BORDEN, ELLA HRS FORECLOSURE – LIEN EXTINGUISHED	2012-0005656	\$99.18
BORDEN, ELLA HRS FORECLOSURE – LIEN EXTINGUISHED	2014-0005733	\$80.36
BORDEN, ELLA HRS FORECLOSURE – LIEN EXTINGUISHED	2015-0005636	\$74.12
BORDEN, ELLA HRS FORECLOSURE – LIEN EXTINGUISHED	2016-0005700	\$59.96
BORDEN, ELLA HRS FORECLOSURE – LIEN EXTINGUISHED	2013-0005614	\$86.60
DAVIS, ALTON LEE RECYCLE CREDIT DUE TO REBILL OF SCE	2016-0090401	\$12.00

ECKERT, MARK T & JO L ORDERED BY BOARD OF E & R ON 8-30-16	2016-0016823	\$87.65
FLIGHT PACK LLC DOUBLE BILLED – SEE ACCT 70725	2016-0019088	\$628.32
HARMAN, CHARLES JR NOT TAXABLE TO CRAVEN COUNTY	2016-0024978	\$86.73
HENDRIX, SARA J VETERAN EXCLUSION REMOVED IN ERROR	2016-0026535	\$276.45
HOOVER, BRADLEY A & BRENDA L MILITARY EXEMPT	2016-0027951	\$49.99
J & T ENTERPRISES PARTNERSHIP NOT IN BUSINESS 1/1/2016	2016-0029395	\$235.98
MEDRANO, MIGUEL CALDERON DOUBLE BILLED – SAME ACCOUNT	2016-0090407	\$80.20
NIX, CHRISTOPHER LYNN MILITARY EXEMPT	2016-0043184	\$229.22
NYBERG, DANA MOBILE HOME RELEASED TO BEAUFORT CO	2013-0090968	\$4.93
NYBERG, DANA MOBILE HOME RELEASED TO BEAUFORT CO	2015-0043407	\$100.21
PATEL, NARENDRAKUKMAR NATWARLA DID NOT OWN 1/1/2016	2016-0045133	\$204.99
PAXTON, DENNIS BOAT NOT TAXABLE TO CRAVEN COUNTY	2016-0045277	\$874.14
S & W READY MIX CONCRETE CO LL DOUBLE LISTED – SAME ACCOUNTY	2016-0050673	\$17.11
SHEPARD, ERNEST M JR & BRENDA 3 RD RECYCLE FEE BILLED IN ERROR	2016-0052302	\$36.00
SWANSON, CHARLES D DOUBLE BILLED – SAME ACCOUNTY	2016-0090423	\$209.16
THEODOSSIOU, SANDRA LEE & BENT HOME CONSTRUCTED AFTER 1/1/2016	2016-0057089	\$2,180.79
VINES, JAMES E HRS & VINES, HU FORECLOSURE – LIEN EXTINGUISHED	2016-0059742	\$227.49
WILSON, LEE BILLING ERROR – SEE ACCT 66755	2016-0063977	\$381.46
	28 –CREDIT MEMO (S)	\$6,549.14

Refunds

DOBSON, JACQUELINE C & TUCKER DID NOT OWN 1/1/2016	2016-0015547	\$40.68
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NYBERG, DANA RELEASED TO BEAUFORT COUNTY	2013-0090968	\$100.58
NYBERG, DANA RELEASED TO BEAUFORT COUNTY	2014-0091910	\$106.30
S & W READY MIX CONCRETE CO LL DOUBLE BILLED – SAME ACCOUNT	2013-0092250	\$28.35
S & W READY MIX CONCRETE CO LLC DOUBLE BILLED – SAME ACCOUNT	2014-0049085	\$23.24
S & W READY MIX CONCRETE CO LLC DOUBLE BILLED – SAME ACCOUNT	2015-0050319	\$19.42
	6 – REFUND (S)	\$318.57

DEPARTMENTAL MATTERS: EMERGENCY SERVICES – FRANCHISE APPLICATION FOR CONVALESCENT TRANSPORT

Stanley Kite, Emergency Services Director, requested approval to replace two private ambulance services to provide Convalescent and Non-Emergency Transport per Craven County’s Ambulance Ordinance. There are currently three vacancies, as Crystal Coast, Johnston Ambulance Service, and TarHeel are no longer operating.

The EMS Advisory Council recommended approval of applications of Coastal Medical Transport for Convalescent/Non-Emergency Transport and Elite Medical Transport for Convalescent/Non-Emergency and Emergency Transport. Based in Snow Hill, Elite Medical Transport indicated its intent, if franchise is granted, to have a truck staged locally every day until a permanent local site is secured.

Commissioner Mark moved to approve both recommendations from staff and EMS Advisory Council, seconded by Commissioner McCabe and unanimously carried.

DEPARTMENTAL MATTERS: SOLID WASTE – AWARD OF ENGINEERING SERVICES AGREEMENT RELATED TO RELOCATION OF HICKMAN HILL CONVENIENCE SITE

Assistant County Manager, Gene Hodges, reported that a site was identified, analyzed and purchased by Craven County for the future location of the Hickman Hill Solid Waste Convenience Site. This site, with an address of 7240 E US 70 Highway (parcel number 6-025-002), is located approximately .5 mile north of the exiting site on Highway 70, which is being relocated due to construction of the Havelock by-pass. On August 30, a Request for Qualifications (RFQ) was issued and sent to four engineering firms located in Craven County. Three proposals were received, with Avolis Engineering, PA being rated the highest based on their qualifications and response to the RFQ, and a fee of \$23,685.00 was negotiated.

The Board of Commissioners was requested to approve a budget amendment of \$23,685.00 to proceed with contracting with Avolis Engineering, PA to perform engineering work related to the development of the new Solid Waste Convenience Site, from the Capital Reserve Fund.

Mr. Hodges and County Attorney, Jim Hicks, explained in response to Commissioner Tyson’s questions, that cost cannot legally be considered as a factor in analyzing these types of engineering contracts. Cost must be negotiated only after qualifications are established.

Commissioner Sampson moved to approve the following budget amendment, as requested, seconded by Commissioner McCabe and unanimously carried in a roll call vote.

Solid Waste

REVENUES	AMOUNT	EXPENDITURES	AMOUNT
101-3235-366-07-00 From Capital Reserve	\$23,685.00	101-3235-420-73-02 Other Improvements	\$23,685.00
371-0000-399-01-00 Fund Balance	\$23,685.00	371-0571-400-97-01 To General Fund	\$23,685.00
Journal Entry			
101-0000-101-00-00 Cash	\$23,685.00	101-3235-366-07-00 From Capital Reserve	\$23,685.00
371-0571-400-97-01 To General Fund	\$23,685.00	371-0000-101-00-00 Cash	\$23,685.00
TOTAL	\$94,740.00	TOTAL	\$94,740.00

Justification: In preparation for the new US 70 convenience center, funds are needed to cover the cost of engineering design services.

DEPARTMENTAL MATTERS: ECONOMIC DEVELOPMENT – UPDATE ON THE WFD/RE-ENTRY SPECIALIST SCOPE OF WORK

Greg Singleton, Workforce Development/Re-entry Specialist, provided an update on the work of the Re-entry Council and his work at Craven Community College for Workforce Development. He outlined his plan, partners and goals for the next four months, as follows:

1. Neighboring churches engaged in prison ministries.
2. Mental and substance abuse support from Catholic Charities
3. N.C. Vocational Rehabilitation – SOAR Program
4. Training through Craven Community College in soft skills and career path preparation
5. Assistance with job placement through Adecco Staffing
6. Peer Counseling, food and clothing through Goodwill Community Foundation and the Salvation Army
7. Housing support from Corey Purdy (7 beds for men) and Bonita Simmons (6 beds for women)
8. Transportation support from Jamara Wallace’s Taxi Service
9. Central Chair of Committees to make certain all committees are functioning
10. Information Technology – Gary Cordon, who designed website: www.cpreentrync.org.

He stated that the goal over the next four months is to create and spell out a clear process as to how the re-entry council will function, including collaborative partnerships.

Commissioner Dacey expressed appreciation for Mr. Singleton and his collaborative, which was echoed by the entire Board.

DEPARTMENTAL MATTERS: SOCIAL SERVICES – BUDGET AMENDMENTS

Alfreda Stout, Deputy Social Services Director, presented the following budget amendments for the Board’s approval.

DSS TANF 7231

REVENUES	AMOUNT	EXPENDITURES	AMOUNT
101-7231-349-28-00 CPS Staff & Overhead	\$7,200.00	101-7231-450-39-30 Special Appropriation	\$9,665.00
101-7231-399-08-00 Carryover Balance	\$2,465.00		
TOTAL	\$9,665.00	TOTAL	\$9,665.00

Justification: Funds received from the special appropriation fund (7,200) and also rolling forward the difference in the balance remaining from last fiscal year and the amount estimated for the budget (balance remaining at the end of the fiscal year was \$22,465, estimated it would be \$20,000 for the line item at budget time. Roll forward is \$2,465). 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.

Commissioner Sampson moved to approve the budget amendment, as presented, seconded by Commissioner Mark and unanimously carried in a roll call vote.

DSS/Senior 7211 & 7295

101-7295-377-26-00 HCCBG Congregate	\$(1,660.00)	101-7295-450-40-00 Contractual Services	\$(12,777.00)
101-0000-399-00-01 Fund Balance	\$(184.00)		
101-7295-377-28-00 HCCBG Home Delivered	\$(9,840.00)		
101-0000-399-00-01 Fund Balance	\$(1,093.00)		
101-7221-349-79-00 HCCBG Care Management	\$(17,467.00)	101-7221-450-40-00 Contractual Services	\$(17,467.00)
101-7002-348-04-00 Transport Grant	\$ 435.00	101-7001-450-31-01 Reg Veh Exp	\$ 435.00
101-7004-348-04-00 Transport Grant	\$ 3,918.00	101-7003-450-31-01 Transport Grant	\$ 3,918.00
TOTAL	\$(25,891.00)	TOTAL	\$(25,891.00)

Justification: Adjusting line items to align with reduction in fund awarded for the Home & Community Care Block Grant (HCCBG) from the Division of Aging for Fiscal Year 16-17. Funding is 90% Fed/State with a 10% required County match for DSS.

Commissioner Mark moved to approve the budget amendment, as presented, seconded by Commissioner McCabe and unanimously carried in a roll call vote.

VETERANS SERVICES CENTER LEASE

At the September 16, 2016 work session, the Craven County Board of Commissioners directed staff to enter into negotiations with representatives of Tyson & Hines Investments, LLC regarding leasing office space located at 2402 Martin Luther King, Jr. Blvd in New Bern for the purpose of relocating the Veterans Services office. Assistant County Manager, Gene Hodges, and Veterans Services Director, Jeff Futrell, reported that staff has been able to reach the following terms with Tyson & Hines:

- Term of the lease is for 3 calendar years with an option for one 3-year renewal.
- The rate is \$2,000 per month for the first 3 years and will increase to \$2,100 per month if the renewal period is exercised.
- The effective date of the lease is November 1, 2016.
- The landlord is removing designated cabinets at the County's request as well as patching and painting the walls and cleaning throughout the building.
- The landlord is seal coating and striping the parking lot.

The landlord is installing a flagpole in the front of the property.

Commissioner Tyson stated that he has no interest in the building but requested to be excused from deliberations and voting since the owner is a family member. Commissioner Sampson moved to excuse Commissioner Tyson, at his request, seconded by Commissioner McCabe and unanimously carried.

Commissioner McCabe moved to approve and authorize the Chairman to sign the Lease Agreement and the Memorandum of Lease, as requested, seconded by Commissioner Jones and unanimously carried.

Mr. Futrell stated that his first goal after coming on board was to reduce the appointment wait time for veterans and he has been successful in decreasing the wait time from eight weeks to less than two weeks.

APPOINTMENTS

Recreation and Parks Advisory Board: Dickie Fairburn, Cathy Frazier, Abel Sandoval, Bill Taylor

It was the consensus of the Board to defer these appointments until November 7 in order to review the most recent Recreation Advisory Board minutes.

Craven Aging Planning Board: Clayton Gaskins

Chairman Liner nominated Clayton Gaskins for reappointment to the Craven Aging Planning Board. There being no additional nominations, Mr. Gaskins was reappointed by acclamation.

Firemen's Relief Fund Board of Trustees: Aaron McLawhorn, Dred Mitchell

Commissioner Jones nominated Aaron McLawhorn and Dred Mitchell for reappointment to the Firemen's Relief Fund Board of Trustees. There being no additional nominations, Mr. McLawhorn and Mr. Mitchell were reappointed by acclamation.

Fire Tax Commissioners: Rolf Maris, Aaron McLawhorn, Joseph Midgette, Alton Riggs

Commissioner Mark nominated Rolf Maris, Aaron McLawhorn, Joseph Midgette and Alton Riggs for reappointment to the Fire Tax Commission. There being no additional nominations, Mr. Maris, Mr. McLawhorn, Mr. Midgette and Mr. Riggs were reappointed by acclamation.

Upcoming Appointments

The Board was apprised of the following upcoming appointments to boards and committees:

November

- Craven Aging Planning Board
- EMS Advisory Council
- Regional Aging Advisory Committee

COUNTY ATTORNEY'S REPORT

*Initial Offer to Purchase Real Property – 2302 McKinley Avenue, New Bern
(Parcel Number 8-038-064)*

County Attorney, Jim Hicks, presented an offer received by Craven County and the City of New Bern in the amount of \$2,000 for the property located at 2302 McKinley Avenue, New Bern, which was acquired through a tax foreclosure. The total taxes and costs that were foreclosed on were \$3,136.20 and the current tax value is \$6,080.00.

Commissioner Tyson moved to adopt the following resolution, accept the offer and advertise for upset bids in accordance with the General Statutes, seconded by Commissioner Jones and unanimously carried.

RESOLUTION

THAT WHEREAS, Craven County has received an offer to purchase a parcel of property owned by it identified as 2302 McKinley Avenue, New Bern, NC, Tax Parcel Number 8-038-237, and more particularly described in Deed Book 3225 at Page 599 in the Craven County Registry (hereinafter the "Real Property"), a copy of said offer is attached hereto as Exhibit A; and

WHEREAS, the Board of Commissioners is authorized to sell the County's interest in the property pursuant to the provisions of North Carolina General Statute §160A-269.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF CRAVEN COUNTY:

1. That the Board of Commissioners hereby authorizes the initiation of the upset bid process for the Real Property by advertising notice of the offer to purchase in accordance with the provisions of North Carolina General Statute §160A-269.

2. That the County Manager, Clerk and/or Attorney are authorized to take all actions necessary to accomplish the purposes of this Resolution.

ADOPTED THIS 3rd DAY OF October, 2016.

*Initial Offer to Purchase Real Property – 1801 McKinley Avenue, New Bern
(Parcel Number 8-038-237)*

Mr. Hicks presented an offer received by Craven County and the City of New Bern in the amount of \$1,250 for the property located at 1801 McKinley Avenue, New Bern, which was acquired through a tax foreclosure. The total taxes and costs that were foreclosed on were \$2,255.55 and the current tax value is \$5,000.

Commissioner McCabe moved to adopt the following resolution, accept the offer and advertise for upset bids in accordance with the General Statutes, seconded by Commissioner Sampson and unanimously carried.

RESOLUTION

THAT WHEREAS, Craven County has received an offer to purchase a parcel of property owned by it identified as 1801 McKinley Avenue, New Bern, NC, Tax Parcel Number 8-038-237, and more particularly described in Deed Book 3351 at Page 777 in the Craven County Registry (hereinafter the "Real Property"), a copy of said offer is attached hereto as Exhibit A; and

WHEREAS, the Board of Commissioners is authorized to sell the County's interest in the property pursuant to the provisions of North Carolina General Statute §160A-269.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF CRAVEN COUNTY:

1. That the Board of Commissioners hereby authorizes the initiation of the upset bid process for the Real Property by advertising notice of the offer to purchase in accordance with the provisions of North Carolina General Statute §160A-269.

2. That the County Manager, Clerk and/or Attorney are authorized to take all actions necessary to accomplish the purposes of this Resolution.

ADOPTED THIS 3rd DAY OF October, 2016.

*Final Acceptance – Offer to Purchase Real Property – 2102 New Bern Avenue, New Bern
(Parcel Number 8-038-120)*

Mr. Hicks presented an offer tentatively approved by Craven County and the City of New Bern for the property located at 2102 New Bern Avenue, New Bern, which after the upset bid process, was in the final amount of \$3,335.81. The current tax value is \$30,600. The offer was advertised and there were no upset bids.

Commissioner Mark moved to approve the sale and adopt the following resolution, seconded by Commissioner McCabe and unanimously carried.

RESOLUTION
2102 New Bern Avenue, New Bern, North Carolina

THAT WHEREAS, Craven County and the City of New Bern have received an offer to purchase a parcel of property owned by the County and City identified as 2102 New Bern Avenue, and being more particularly described herein; and

WHEREAS, the Board of Commissioners is authorized to sell the County's interest in the property pursuant to North Carolina General Statute §160A-269; and

WHEREAS, the offer to purchase was advertised as required by said statute; and

WHEREAS, the final offer to purchase was in the sum of \$8,000.00 by Jesse L. Mars, and Beatrice Mars; and

WHEREAS, the Board of Commissioners deems it advisable and in the best interest of the County to sell its interest in the subject property to the successful bidder and to convey its interest in said property by quitclaim deed.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF CRAVEN COUNTY:

Section 1. That the last and highest bid of Jesse L. Mars, and Beatrice Mars, in the sum of \$8,000.00 for said parcel identified as 2102 New Bern Avenue, and being more particularly described herein, be and the same is hereby accepted as to the County's interest in said property, and the Chairman, County Manager and/or Clerk be and they are hereby authorized and directed to execute a quitclaim deed to the purchasers for the County's interest in said property.

Section 2. That a copy of said quitclaim deed is attached hereto and incorporated herein by reference, and the original deed shall be delivered to said purchasers once the same has been executed on behalf of the County and City, upon payment of the purchase price.

Section 3. That the subject property is more particularly described as follows:

All that certain lot or parcel of land lying and being situate in Number Eight (8) Township, Craven County, North Carolina, and being more particularly described as follows:

All of that certain property more fully described in Deed Book 3414 at Page 437 in the Craven County Registry. This property is also commonly referred to by its tax parcel identification number which is 8-038-120.

ADOPTED THIS 3rd DAY OF OCTOBER, 2016.

COUNTY MANAGER'S REPORT

County Manager, Jack Veit, explained that the Solar Energy Facility Ordinance was remanded to the Planning Board to confirm the plan's consistency with the Land Use Plan, as required by statute.

The Planning Board did not answer, but instead submitted a revision, reducing the buffer from 100 feet, as recommended by the Board of Commissioners, to 75 feet. He stated that he needs to know how to move forward with the Planning Board to re-set the public hearing for the ordinance. Commissioner Dacey stated that he had spoken with the Chair of the Planning Board who indicated that there may have been a misunderstanding. Chairman Liner moved to send back what was originally sent to the Planning Board with a letter requesting confirmation of compliance, or not, and if not, an explanation why. Mr. Veit was directed to place the scheduling of a public hearing for November 7 on the next agenda. The Planning Board will be requested to deliberate prior to the Commissioners' next meeting on October 17, when the request to schedule the public hearing will be considered.

Mr. Veit announced that DOT Secretary Nick Tennyson will be visiting Craven County on October 4 for a tour at the Industrial Park in connection with the recent foreign trade zone designation.

Mr. Veit stated that he and IT Director, Dennis Holton, were available to talk about the dark fiber lease agreement which was tabled at the last meeting, if the Board desires. He provided information that was requested by the Board and explained that the proposed agreement is not a franchise and is non-exclusive. Commissioner Dacey, who previously had reservations about the agreement, stated that his concerns had been addressed satisfactorily. There was discussion of how to remove the matter from the table, since it was tabled to a date certain (30 days), in order to consider it at this meeting. County Attorney, Jim Hicks, stated that the Board's action to remove it from the table would need to be unanimous. Commissioner Jones objected to this deviation from the original action.

Commissioner Dacey moved to suspend the rules to allow the dark fiber usage contract to be put on the agenda for consideration at the next meeting, which would be day 29. Commissioner Tyson seconded the motion.

Commissioner Jones stated that he does not know the company that needs the fiber but is cautious because he feels that the Board may be accused of creating an exception to favor a particular company. The motion to suspend the rules carried unanimously.

Mr. Veit reported that he received Board of Education feedback concerning the new Capital Outlay policy. The roof project at Farm Life Elementary School was budgeted at \$250,000. The bid came in at \$179,000. It was the consensus that the savings should not be earmarked for anything else until the project is completed.

He commented that Hurricane Matthew bears watching and that Governor McCrory has issued an emergency declaration for 66 counties in North Carolina. Closer monitoring will begin by Emergency Services on Tuesday, October 4.

Mr. Veit announced that five years ago was his first meeting after his appointment as County Manager. He expressed appreciation for the privilege of serving, and the Board's confidence in him.

COMMISSIONERS' REPORTS

Commissioner Tyson thanked participants in Saturday's clean sweep. He reported that roadside grass is high in Craven County. DOT will be cutting in Craven County for the next month; however, the mowers are getting bogged down in soggy soil. He stated that since he came on the Board in 2006 the number of full-time county employees has decreased, which he attributes to careful monitoring and enhanced efficiencies by management.

Commissioner Dacey reported that at a recent Trillium meeting there was discussion regarding the new recreation facilities that have been sponsored by Trillium. He will be sharing information regarding mental health awareness at a future time. He reported that the New Bern Library Board meeting has been rescheduled to October 18 to accommodate disruption of the facility by a data base upgrade project which is in progress.

Commissioner Jones reported that Dover Firemen's Day was held on Saturday, October 1. He also reported that past chief, Gilbert Tillman, was recently killed in an accident.

He stated that he has been contacted by Tyker Gonzalez several times concerning animal cruelty issues and asked staff to review the Animal Control Ordinance, gather information and come back to the Board. Mr. Veit stated that he will speak with Health Director, Scott Harrelson, and Environmental Health Director, Ray Silverthorne, as well. As a result of first-hand experience with the Crystal Coast Hospice, Commissioner Jones stated that he would be in support of a like facility in Craven County at the appropriate time.

Commissioner Sampson commented on gas prices that remain higher despite the resumption of deliveries, and also stated that he would like to come together with the City of New Bern to provide a place for people in need to go. The shelter at Religious Community Services (RCS) is not sufficient to meet existing needs. He stated that rest homes are still severely short staffed.

Chairman Liner thanked Commissioners who attended the ETJ session in Havelock. He stated that a public hearing will be held in Havelock on October 10. He urged the public to please keep alert regarding Hurricane Matthew. He announced that he will not be present for the October 17 Board of Commissioners' meeting.

At 9:16 p.m. Commissioner McCabe moved to adjourn, seconded by Commissioner Tyson and unanimously carried.

Chairman George S. Liner
Craven County Board of Commissioners

Gwendolyn M. Bryan
Clerk to the Board