

AGENDA
CRAVEN COUNTY BOARD OF COMMISSIONERS
REGULAR SESSION
MONDAY, AUGUST 4, 2008
7:00 P.M.

CALL TO ORDER

ROLL CALL

INVOCATION

PLEDGE OF ALLEGIANCE

APPROVE MINUTES OF JULY 7, 2008 REGULAR SESSION

1. CONSENT AGENDA
 - A. Tax Releases and Refunds
 - B. Budget Amendments
 - C. Request to Set Public Hearing for Conditional Use Permit
 - D. Subdivision for Approval
 - E. Health Fee Adjustments

2. PUBLIC HEARINGS
 - A. CARTS
 - B. Conditional Use Permit: 234 Kale Road
 - C. Conditional Use Permit: 701 Hwy. 70 East
 - D. FY 08 CDBG

3. PETITIONS OF CITIZENS
 - A. Alfred Barfield
 - B. Tom Glasgow
 - C. Charlie Simmons

4. HIGHWAY 17 ASSOCIATION UPDATE: Marc Finlayson, Executive Director

5. TRYON PALACE COMMISSION REQUEST: Kay Williams, Executive Director

6. FIRE DEPARTMENT REQUESTS: Keith McCoy, President, Cove City Fire Department

7. HIGHWAY 70A UPDATE: Don Baumgardner, Planning Director

8. APPOINTMENTS
 - A. Parks and Recreation Advisory Board
 - B. EMS Advisory Council
9. COUNTY ATTORNEY'S REPORT: Jim Hicks
10. COUNTY MANAGER'S REPORT: Harold Blizzard
11. COMMISSIONERS' REPORTS

Agenda Date: August 4, 2008
Presenter: _____
Agenda Item No. 1
Board Action Required: Yes

CONSENT AGENDA

A. TAX RELEASES AND REFUNDS

Craven County Tax Administrator, Ronnie Antry, has submitted the routine requests for tax releases and refunds contained in Attachment #1.A. for the Board's approval.

B. BUDGET AMENDMENTS

Craven County Finance Officer, Rick Hemphill, has submitted the following budget amendments for the Board's approval.

Amendments: Sheriff – Budget fund balance in the amount of \$ 5,000. to cover NC Sheriff's Association training conference in New Bern.

Health – Jail Initiative Program – Budget \$ 96,000 in State Grant to cover supplies and a contract with Cape Fear Regional Bureau for Community Action to reduce the prevalence Of HIV/syphilis/STD's in the Jail Community.

Social Services – Mandated Programs – Decrease the Crisis Intervention program funds in the amount of \$ 83,972. Funds allocated are less than original estimate.

C. REQUEST TO SET PUBLIC HEARING FOR CONDITIONAL USE PERMIT

The Planning Board is requesting that a public hearing be set for August 18, 2008 at 8:30 a.m. to hear comments regarding the parcel located at 610 Airport Road. The property is owned by Michael Hawkins and its current use is a private recreational club/gym/spa and the proposed use is 65' X 80" expansion to an existing building. The zoning designation is in the airport development-mixed use zone.

D. SUBDIVISION FOR APPROVAL

Craven County Planning Director, Don Baumgardner, has submitted the following subdivision for the Board's approval.

William O. Gaskins, Jr. Division for Heather Riggs -Final

- Property owned by William O. Gaskins, Jr., and surveyed by Robert H. Davis
- Property located within Twp 2 off of SR 1433 (Antioch Road)
- Subdivision contains 1 lot on .607 acres and is proposed to be served by First Craven Water District and an existing individual septic system
- Planning Board reviewed and recommended the subdivision for final approval

E. HEALTH FEE ADJUSTMENTS

Health Director, Wanda Sandelé, has submitted a recommendation of the Board of Health for fee adjustments relative to Medicaid changes, as detailed in Attachment #1.E.

Action Required: A roll call vote is needed to approve all matters on the consent agenda

Agenda Date: August 4, 2008
Presenter: _____
Agenda Item No. 2
Board Action Required: yes

PUBLIC HEARINGS

A. CARTS

CARTS Director, Phyllis Toler, has requested a public hearing to receive public input on Craven County's FY 2008-2009 Rural Operating Assistance Program (ROAP) application. Ms. Toler had planned to request the scheduling of this public hearing at the Board's mid-July meeting; however, that meeting was cancelled. Staff placed the public hearing on the agenda as an urgent matter, based on the fact that the deadline for the paperwork being submitted by Ms. Toler is before the Board's next regularly scheduled meeting. This application is critical, inasmuch as the most significant portion of the CART's budget is funded by this grant. The documentation supporting this agenda item is included in your agenda packet under separate cover.

Action Required: At the close of the public hearing, it will be necessary for the Board to approve the FY 2008-2009 ROAP application.

B. CONDITIONAL USE PERMIT: 234 KALE ROAD

A public hearing has been set for August 4, 2008 at 7:00 p.m. to hear comments regarding a conditional use permit for the parcel located at 234 Kale Road (Lot 6 Bernwood Commercial Phase I). The property is owned by Gene Dunn and the land is currently vacant. The zoning designation of the property is in the airport development-mix use zone and the proposed use is for commercial rental units. Plans have been reviewed and approved by the Craven County Regional Airport Director and staff. The Planning Board has also recommended approval for this project. (See Attachment #1.B.) This and the following item were placed on the agenda under the authority previously granted the County Manager by the Board, relative to conditional use permit public hearings.

Action Required: At the close of the public hearing, the Board may wish to consider action to approve the permit.

C. CONDITIONAL USE PERMIT: 701 HWY. 70 EAST

A public hearing has been set for August 4, 2008 at 7:00 p.m. to hear comments regarding a conditional use permit for the parcel located at 701 US Hwy 70 East. The property is owned by Ha and Tuyet Nguyen and the land is currently vacant. The zoning designation of the property is in the airport development-mix use zone and the proposed use is for retail/ restaurant establishment. Plans have been reviewed and approved by the Craven County Regional Airport Director and staff. The Planning Board has also recommended approval for this project. (See Attachment #1.C.)

Action Required: At the close of the public hearing, the Board may wish to consider action to the approve the permit.

D. FY 08 CDBG

Chip Bartlett with Holland Consulting Planners will conduct a public hearing on Monday, August 4, 2008, at 7:00 p.m., to hear comments relative to the intention of the County to apply for FY2008 CDBG Community Revitalization funding under Title I of the Housing and Community Development Act.

The following is a tentative list of proposed activities and an estimated budget. The draft application will be reviewed at the public hearing. The proposed C-1 housing target area is located along John Street and Kennedy Drive in the James City community.

C-1 Housing Activities (Rehabilitation, Acquisition, Clearance and Relocation)	\$500,000
C-1 Public Works Improvements	\$275,000
C-1 Administration	<u>\$ 75,000</u>
Total	\$850,000

Action Required: Following the public hearing, the Board must take action to grant authority to the Chairman to sign and submit the application for funding. Also, in order to proceed with the application process, the Board must sign the attached resolution, contained in Attachment #1.D., entitled “Craven County FY2008 CDBG Community Revitalization Application, Resolution of Local Commitment and Signatory”. By signing this resolution, the Board resolves to commit \$90,000 in restricted local revenues to the FY2008 CDBG Community Revitalization project if funded. These funds will be disbursed at the discretion of the Board of Commissioners through the normal budgetary process during the FY2008-2009 and FY2009-2010 budget years.

Agenda Date: August 4, 2008
Presenters: Barfield, Glasgow, Simmons
Agenda Item No. 3
Board Action Required: No

PETITIONS OF CITIZENS

A. ALFRED BARFIELD

Mr. Barfield wishes to address the Board concerning the potential for a redistricting study.

B. TOM GLASGOW

Mr. Glasgow wishes to discuss the Craven County Noise Ordinance with the Board. For the Board's convenience, the noise ordinance is included as Attachment #3.B.

C. CHARLIE SIMMONS

Mr. Simmons wishes to address the Board opposing the location of the new Judicial Center.

Agenda Date: August 4, 2008
Presenter: Marc Finlayson
Agenda Item No. 4
Board Action Required: No

HIGHWAY 17 ASSOCIATION UPDATE

Marc Finlayson, Executive Director for the Highway 17 Association, would like to update the Board on the progress and status of Highway 17 (See Attachment #4). He also will share the Highway 17 Impact Study prepared by ECU this year. The Impact Study is included separately in your agenda packet.

Agenda Date: August 4, 2008
Presenter: Kay Williams
Agenda Item No. 5
Board Action Required: Yes

TRYON PALACE COMMISSION REQUEST

Kay Williams, Executive Director of Tryon Palace Historic Sites and Gardens, will update the Board on the History Education Center project and request release of pledged funds, as indicated in letter included as Attachment #5.

Action Required: Consider request for release of funds. Approval will require a roll call vote.

Agenda Date: August 4, 2008
Presenter: Keith McCoy
Agenda Item No. 6
Board Action Required: Yes

FIRE DEPARTMENT REQUESTS

Keith McCoy, President of the Cove City Fire Department, will present a request for grant matches for Dover, Fort Barnwell and Cove City Fire Departments.

Action Required: Consider request for grant matches. Approval will require a roll call vote.

Agenda Date: August 4, 2008
Presenter: Don Baumgardner
Agenda Item No. 7
Board Action Required: Yes

HIGHWAY 70A UPDATE

At the last Board of Commissioners meeting, the Board asked Planning staff to work with the City of New Bern to determine which connection point the City of New Bern Board of Aldermen would support.

Planning staff spoke with Danny Meadows, City of New Bern Public Works Director, and Mr. Meadows stated that he has had discussions with the City of New Bern Board of Aldermen and his Board supported the First Street Option.

With that being said, the re-designation will be as follows; beginning at the intersection of US70 and (SR1005) Old Hwy 70 in Jones County, following (SR 1005) Old Hwy 70 into Craven County through the Towns of Dover and Cove City to its intersection with NC 55, follow NC 55 East into the City of New Bern until NC 55 East intersects with First Street. Follow First Street to its intersection with US 70.

In conclusion, a resolution of support needs to be passed by the County of Jones, Town of Dover, Town of Cove City, and the City of New Bern supporting the re-designation of (SR 1005) Old Hwy 70 to US Hwy 70A or any other NCDOT approved designation.

Since the staff has received consensus from all involved in the re-designation of (SR 1005) Old Hwy 70, if it would still be the pleasure of the Board, the Planning staff will prepare and mail-out an official address change petition to all property owners along (SR 1005) Old Hwy 70. The petition would ask the property owners if they approve of an address change from (SR 1005) Old Hwy 70 to US Hwy 70A or any other designation approved by NCDOT, if DOT moves forward with the re-designation request.

If it will be the pleasure of the Board to move forward with the mail out of the official address change petition, the planning staff will report back the results from the mail-out.

If the Board decides to move forward with the mail out, would the Board like to put a time frame for which the petitions will need to be returned back to staff?

Action Required: Direct staff

Agenda Date: August 4, 2008
Presenter: _____
Agenda Item No. 8
Board Action Required: Yes

APPOINTMENTS

A. PARKS AND RECREATION ADVISORY BOARD

At the last meeting, the Board made two reappointments to expiring terms on the Craven County Parks and Recreation Advisory Board. Two additional term, those of Dora Freeman and Rachel Parnell, were also due to expire, but were overlooked. Both Ms. Freeman and Ms. Parnell were initially appointed to fill unexpired terms and both are eligible for reappointment.

Action Required: Nomination of Ms. Freeman and Ms. Parnell for re-appointment, or new nominees. A motion to waive the rules or either ratify appointments at next meeting.

B. EMS ADVISORY COUNCIL

Attachment #8.B. contains a request from Assistant Emergency Services Director, Ira Whitford, requesting endorsement of changes to the EMS Advisory Council. These members are appointed as a function of their positions and there have been some changes.

Action Required: Approval of slate.

Agenda Date: August 4, 2008
Presenter: Jim Hicks
Agenda Item No. 9
Board Action Required: _____

COUNTY ATTORNEY'S REPORT

Agenda Date: August 4, 2008
Presenter: Harold Blizzard
Agenda Item No. 10
Board Action Required: No

COUNTY MANAGER'S REPORT

County Manager, Harold Blizzard, will discuss with the Board plans for the upcoming dedication of the monument for fallen heroes on the courthouse grounds.

Agenda Date: August 4, 2008

Presenter: _____

Agenda Item No. 11

Board Action Required: _____

COMMISSIONERS' REPORTS