

**AGENDA
CRAVEN COUNTY BOARD OF COMMISSIONERS
REGULAR SESSION
MONDAY, NOVEMBER 3, 2008
7:00 P.M.**

CALL TO ORDER

ROLL CALL

INVOCATION

APPROVE MINUTES OF OCTOBER 20, 2008 REGULAR SESSION

1. CONSENT AGENDA
 - A. Budget Amendments
 - B. Subdivisions for Approval
 - C. Road Addition Request
 - D. Tax Releases and Refunds
 - E. Secure Schools and Communities Act Resolution
 - F. Amendment to Personnel Resolution
 - G. Offer to Purchase Property
2. PUBLIC HEARING – ROAD NAMING AND ADDRESSING ORDINANCE
3. PETITIONS OF CITIZENS
 - A. Marion Larabee
 - B. Ray Griffin
 - C. Charlie Simmons
4. FIBER PROJECT RELOCATION: Dennis Holton, Information Technology Director
5. APPOINTMENTS
 - A. Adult Care Home Advisory Committee
 - B. EMS Advisory Council
6. COUNTY ATTORNEY'S REPORT: Jim Hicks
7. COUNTY MANAGER'S REPORT: Harold Blizzard
8. COMMISSIONERS' REPORTS

CONSENT AGENDA

A. BUDGET AMENDMENTS

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

Amendments:

Health – Breast and Cervical Cancer – Budget additional State grant in the amount of \$ 15,045 to cover cost of screenings.

Social Services – Mandated Programs – Adjust Crisis Intervention Program – Energy by a net decrease of \$ 23,939. (Decrease \$ 40,363 due to duplicate entry and new funding \$ 15,414)

Social Services –TANF – Additional funding for Work First Functional Assessment Program in the amount of \$ 8,400. No County match

Social Services – Senior Program – Title IIID Health Promotion came in \$ 250 less in federal funding with the local match being \$ 28 less (Use of Fund balance) for Title III D expenses.

B. SUBDIVISION FOR APPROVAL

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

Vern-CO Investments, LLC - Final

- Property owned by Vern-CO Investments, LLC and surveyed by Terry K. Wheeler
- Property located within Twp 2 off of SR 1431 (Wildlife Road)
- Subdivision contains 1 lot on 1.4 acres and is proposed to be served by existing water and septic system
- Planning Board reviewed and recommended the subdivision for final approval

C. ROAD ADDITION REQUEST

The Planning staff received a request to add the following roads to the state maintenance system; Pioneer Trail, Cliffridge Road, Ridgewood Trail, Fields Road, Rolling Lane, Huntcliff Road, Woodcrest Circle, Stately Pines Road and Pine Circle in Stately Pines Subdivision located within Twp 6. A standard SR-2 Road Addition Resolution needs to be approved by the Board. (See Attachment #1.C.)

D. TAX RELEASES AND REFUNDS

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

E. SECURE RURAL SCHOOLS AND COMMUNITIES ACT RESOLUTION

The U.S. Forestry Service has informed the NCACC that Congress recently reauthorized the Secure Rural Schools and Communities Act (SRSCA) and significantly revised the funding formulas for county payments. All counties in North Carolina, including Craven, receiving these funds are expected to forward them to their school systems. Attachment #1.E. is a history and explanation of the SRSCA and a list of counties receiving these funds and projected payments to each. In order to avoid a possible 15% reduction in payments, counties must take action prior to November 14, 2008. The NCACC has suggested that this "action" should be by board resolution. Attachment #1.E. also contains a recommended resolution which will commit Craven County to receiving a level payment each year in the amount of \$91,393 for the next four (4) years.

The other option available to the County would be to continue receiving payments under the original formula which have averaged around \$60,000 per year.

Board Action: Requested to adopt the recommended resolution

F. AMENDMENT TO PERSONNEL RESOLUTION

Human Resources Director, Joan Harrell, submitted the attached amendment to the Craven County Personnel Policy, Article X. Conditions of Employment, Section X. - Smoking Policy (Attachment #1.F). This amendment to the policy incorporates the Board of Commissioners' resolution of March 17, 2008 prohibiting smoking throughout all County owned, operated, controlled, or leased facilities effective November 20, 2008.

G. OFFER TO PURCHASE LOT 1409/1411 BOONES ALLEY, NEW BERN

The County has received an offer to purchase 1409/1411 Boones Alley for the sum of \$2,800. The property is owned jointly with the City of New Bern, as it was obtained through a joint tax foreclosure on November 6, 2006. The tax value is \$5,070, and the tax lien foreclosed upon was \$4,851.07. Should the County wish to sell the property, it may accept this offer (or negotiate a higher amount), and then proceed under GS Section 160A-269. This process requires a public notice that the County has received the offer, intends to accept the offer, and that anyone wishing to submit an upset bid has 10 days to do so. If an upset bid is received, the process starts over and repeats until no more upset bids are received. The City of New Bern will have to consent to the sale, and I have forwarded the offer to the City Attorney.

Board Action: Roll call vote for approval of all consent agenda items

Agenda Date: November 3, 2008
Presenter: _____
Agenda Item No. 2
Board Action Required: Yes

PUBLIC HEARING – ROAD NAMING AND ADDRESSING ORDINANCE

A public hearing is set for November 3, 2008 at 7:00 p.m. to hear comments regarding proposed changes to the Craven County Naming and Addressing Ordinance. These changes, contained in Attachment #2, include new roads being added per the County’s subdivision ordinance and the naming of a private road, **Berling Pritchard Lane**, located within Twp 5 off of Adams Creek Road.

**Board Action: Following the public hearing the Board will need to
 Approve the proposed changes**

Agenda Date: November 3, 2008
Presenters: Larabee, Griffin, Simmons
Agenda Item No. 3
Board Action Required: No

PETITIONS OF CITIZENS

A. MARION LARABEE

Mr. Larabee wishes to discuss with the Board his concerns about undocumented aliens residing in the County. His e-mail to Commissioner Tyson appears as Attachment #3.A.

B. RAY GRIFFIN

Mr. Griffin wishes to address the Board concerning non-specified governmental issues.

C. CHARLIE SIMMONS

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

Board Action: Hear citizens

Agenda Date: November 3, 2008
Presenter: Dennis Holton
Agenda Item No. 4
Board Action Required: Yes

FIBER PROJECT RELOCATION

Mr. Dennis Holton, Information Technology Director, will inform the Board of a situation requiring relocating a section of fiber at the request of NC Department of Transportation, and will also be requesting the Board to fund the relocation expense. The estimated relocation cost is \$30,791.42.

The section to be relocated is in the area of the planned interchange for the US 17 New Bern Bypass, from US 17 South of New Bern to US 70. This section is between the Bosch Blvd. extension and the exit at Industrial Park.

The fiber from the Glenburnie Exit to Industrial Park exit lies within an easement with the County water line. The County applied for this fiber easement in October 2007 and received approval from DOT on January 9, 2008. Fiber was placed along this easement in March/April of 2008. No mention was noted regarding the construction of a new interchange during this process.

In June 2008 Mr. Holton was alerted via phone call from DOT in Raleigh that this section of fiber would need to be relocated due to upcoming construction. In July 2008, Mr. Ashley Reid, DOT Senior Utility Coordinator, met with Mr. Holton and the fiber contractor to discuss the relocation issue. In late July 2008, Mr. Holton received a letter from Mr. Reid stating that relocation costs would need to be covered by the County.

Several conversations have occurred with DOT since the letter was received asking DOT to cover the costs, especially since DOT was covering the cost of relocating the County water line.

At this point, it appears that DOT will not cover the fiber relocation costs. With the project winding down, it is recommended that the existing fiber contractor be authorized to install the new section of fiber at DOT specifications then cut and splice to the existing fiber ensuring all connections are working. The fiber contractor estimates they will be completed with all project work by the end of November 2008.

Board Action: Request to appropriate \$30,171.42 from Capital Reserve for fiber relocation

Agenda Date: November 3, 2008
Presenter: _____
Agenda Item No. 5
Board Action Required: Yes

APPOINTMENTS

A. ADULT CARE HOME ADVISORY COMMITTEE

A vacancy has been created on the Adult Care Home Advisory Committee by the death of Albert Clark. The adult care homes have been given an opportunity to make recommendations, but none have been forthcoming.

B. EMS ADVISORY COUNCIL

The Board is requested to make two appointments to the EMS Advisory Council to represent Craven Regional Medical Center, as detailed in the letters in Attachment #5.B.

Board Action: Consider appointments

Agenda Date: November 3, 2008

Presenter: Jim Hicks

Agenda Item No. 6

COUNTY ATTORNEY'S REPORT

Agenda Date: November 3, 2008
Presenter: Harold Blizzard
Agenda Item No. 7

COUNTY MANAGER'S REPORT

Agenda Date: November 3, 2008

Presenter: _____

Agenda Item No. 8

COMMISSIONERS' REPORTS