

**AGENDA
CRAVEN COUNTY BOARD OF COMMISSIONERS
REGULAR SESSION
MONDAY, AUGUST 20, 2012
8:30 A.M.**

CALL TO ORDER

ROLL CALL

PLEDGE OF ALLEGIANCE

APPROVE MINUTES OF AUGUST 6, 2012 REGULAR SESSION

1. TAX RELEASES AND REFUNDS: Ronnie Antry, Tax Administrator
2. TEN YEAR SOLID WASTE PLAN UPDATE: Bobbi Waters, CRSWMA
3. REQUEST TO SET PUBLIC HEARING FOR FY 2012 CDBG FUNDING CYCLE: Don Baumgardner, Planning Director
4. PRESENTATION OF PROPOSED SIX MILE FIRE DISTRICT MAPS: Stanley Kite, Emergency Services Director
5. FINANCE MATTERS: Rick Hemphill, Assistant County Manager, Finance/Administration
 - A. Budget Amendments and Ordinance Update
 - B. Application for Loan for Water Treatment Plant Project
6. CRAVEN 300TH UPDATE: Gwen Bryan, Craven 300th Chair
7. RESOLUTION FOR CHANGE IN OWNERSHIP OF SUDDENLINK: Jack Veit, County Manager and Jim Hicks, County Attorney
8. APPOINTMENTS
 - A. Pending
 - B. Current
 - C. Upcoming
9. COUNTY ATTORNEY'S REPORT: Jim Hicks

10. COUNTY MANAGER'S REPORT: Jack Veit
11. COMMISSIONERS' REPORTS
12. CLOSED SESSION

Agenda Date: August 20, 2012

Presenter: Ronnie Antry

Agenda Item No. 1

Board Action Required: Yes

TAX MATTERS

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

Board Action: A roll call vote is needed to approve tax releases and refunds.

Agenda Date: August 20, 2012

Presenter: Bobbi Waters

Agenda Item No. 2

Board Action Required: Yes

TEN YEAR SOLID WASTE PLAN UPDATE

Bobbi Waters of the Coastal Regional Solid Waste Management Authority will present a ten year solid waste plan, as detailed in the Executive Summary which appears in Attachment #2. The attachment also includes a cover letter to the Board and a resolution approving the plan, which the Board will be requested to adopt.

Board Action: Consider resolution for adoption.

Agenda Date: August 20, 2012

Presenter: Don Baumgardner

Agenda Item No. 3

Board Action Required: Yes

REQUEST TO SET PUBLIC HEARING FOR FY 2012 CDBG FUNDING CYCLE

The Planning Department is requesting to set a public hearing on September 17th at 8:30 am to hear public comments regarding the County's ability to apply for FY2012 CDBG funding. The public hearing will be in the Board of Commissioner's meeting room, located at 406 Craven Street, New Bern NC 28560. The specific CDBG program activities will be provided in your agenda package prior to the September 17th Board of Commissioners meeting. Two public hearings will be required for this grant program, one on September 17th and another on October 1st. The application for the FY2012 CDBG Funding cycle is due by October 31st.

Board Action: Set public hearing date

Agenda Date: August 20, 2012

Presenter: Stanley Kite

Agenda Item No. 4

Board Action Required: Yes

PRESENTATION OF PROPOSED SIX MILE FIRE DISTRICT MAPS

Emergency Services Director, Stanley Kite, will appear before the Commissioners and ask them to approve the proposed 6 mile Fire District maps shown in Attachment #4. This would help homeowners who live within 6 miles of the fire station but outside the 5 mile rated insurance district. In some instances this will allow for a reduction in their homeowners fire insurance rates as they can be rated as a class 9 instead of a 10 or un-protected. As a reminder if they are more than 6 miles there is not anything that can be done with the current insurance district rules.

The attachment contains maps for the following fire insurance district areas:

- 1) Cove City
- 2) Dover
- 3) Fort Barnwell
- 4) Harlowe
- 5) Little Swift Creek
- 6) Rhems
- 7) Township Six
- 8) Number 7 Township
- 9) Tri-Community
- 10) Number Nine Township
- 11) Township 1
- 12) West of New Bern

Board Action: Consider approval of the proposed maps, as requested.

Agenda Date: August 20, 2012

Presenter: Rick Hemphill

Agenda Item No. 5

Board Action Required: Yes

FINANCE MATTERS

A. BUDGET AMENDMENTS AND ORDINANCE UPDATE

Assistant County Manager, Finance/Administration, will present the following budget amendments and ordinance update for the Board's approval.

Amendments: DSS Mandated Employment Assistance – North Carolina Families Accessing Services through Technology (NC FAST) is a program designed to improve the way the NC Department of Health and Human Services and county departments of social services do business. New technological tools and business processes will enable workers to spend less time on administrative tasks and more time assisting families. Funding of \$83,000 for contractual staff is needed to implement the conversion of the Food and Nutrition Services to the NC Fast system. Since there is a 50% federal match, \$41,500 of county funds is needed to cover for the contractual employees.

CARTS/Transportation – The State has recalculated Rural Operating Assistance Program (ROAP) funding for FY '13. Need to budget a net increase of \$88,539 in revenues and expenditures for Craven, Jones and Pamlico counties. Also need to budget additional \$21,302 for Jones and Pamlico EDTAP (Elderly and Disabled Transportation Assistance Program) funding.

Dental/Capital Reserve – Agreement to transfer 50% of annual dental profits to Capital Reserve. Need to budget/transfer that portion from FY '12, in the amount of \$23,430, to Capital Reserve for future repair/replacement of dental trailer.

Dental/Capital Reserve – Half of profits from dental trailer are transferred to Capital Reserve each year for future work. Need to budget/transfer \$60,608 from that accumulated balance in Capital Reserve to have trailer retrofitted this Fall.

Soil Conservation/Voluntary Ag District – Need to carryover balance of \$1,281 for Voluntary Agriculture District Program. The carryover is composed of unspent funds of \$250 from FY '10, \$305 from FY'11 and \$726 from FY '12.

Water/Castle Hayne Aquifer – Need to budget \$4,506,910 from Water Reserve to Castle Hayne Aquifer project. These funds are needed for the purchase of land and design phase of the project.

Ordinances: Castle Hayne Aquifer Project

Board Action: A roll call vote is needed to approve the budget amendments and ordinance update.

B. APPLICATION FOR LOAN FOR WATER TREATMENT PLANT PROJECT

The financing for the water project will come through the drinking water revolving loan fund administered by DENR. Their loan cycles are September 30 and March 31 of each year. In order to get an award the project must be permitted. We will not be at that point until late 2013 or early 2014. An application was submitted in 2010 (primarily to make DENR aware of our project and get on their radar). This application was good for a two year period and was rated high by DENR because it is a result of Capacity Use Rules. We anticipate to be highly rated again when an application is submitted.

It is time to renew our application but since we will not be ready in 2013 to construct there is no value to doing so. However, we have learned that DENR has funds available for planning loans which could be used to reimburse the County for the majority of funds spent to date (except purchase of land) as well as over half of the engineering contract just signed with McKim and Creed (up to the bidding phase). We had looked at this opportunity previously and decided not to pursue it and to use the funds on hand to pay these early costs. However we have obtained new information which changes the picture somewhat.

The attractive part of applying for this planning loan is that the current interest rate on the money is 0%. Normally the rate is one half of market rate and is determined by the State Treasurer department. However, DENR has flexibility to lower this rate if they have money available. They did so this past year and there is some money left we could apply for. There is no guarantee of what the rate will be at the time we are ready to apply for our full project loan. If we were able to obtain \$2 to \$3 million at 0% now it would lower the effective rate on the borrowing for the entire project.

We have been told by DENR that planning loans are acted upon quickly and if we can get this application in before the September 30 cycle of applications we would a good chance of receiving funding.

Attachment #5.B is a resolution authorizing the County to submit an application and naming the County Manager as the authorized official of the County which would require adoption by the Board. Also attached, for your information, is the certification which would be executed by the County Manager to be submitted with the application.

Board Action: Consider adoption of the resolution and authorize the County Manager to execute the documents.

Agenda Date: August 20, 2012

Presenter: Gwen Bryan

Agenda Item No. 6

Board Action Required: No

CRAVEN 300TH UPDATE

An update will be provided concerning the status of Craven 300th Anniversary observances.

Board Action: Receive information

Agenda Date: August 20, 2012

Presenters: Jack Veit, Jim Hicks

Agenda Item No. 7

Board Action Required: Yes

RESOLUTION FOR CHANGE IN OWNERSHIP OF SUDDENLINK

Attachment #7 contains a request by Suddenlink for the County's consent to an impending change in the control of the company. County Manager, Jack Veit, and County Attorney, Jim Hicks, will be available to elaborate on the transaction. A requested resolution appears as Attachment #7.

Board Action: Consider adoption of resolution

Agenda Date: August 20, 2012

Presenter: _____

Agenda Item No. 8

Board Action Required: Yes

APPOINTMENTS

- A. PENDING**
- B. CURRENT**
- C. UPCOMING**

A. PENDING APPOINTMENT(S):

Craven County Clean Sweep Committee

(There are two vacancies remaining; no applications on file.)

Industrial Facilities Pollution Control Financing Authority

(There is one term remaining; no applications on file)

Agricultural Advisory Committee

(Two terms expiring; no applications on file)

Regional Aging Advisory Committee

(One vacancy created by the resignation of Robert Dorsey; no applications on file)

Fire Tax Commissioner (Twp.7)

(One term expiring; William Laughinghouse; no applications on file)

River Bend Planning Board – Extraterritorial Member

(One term expiring ; no applications on file)

Recreation and Parks Advisory Board

(One vacancy to replace Mike Marks, representing Twp. 9; no applications on file)

Fire Tax Commissioner – Rhems

(Ray Hemphill, nominated for reappointment on August 6 without a waiver of the one meeting waiting period, needs affirmation.)

EMS Advisory Council

(Slate, as presented on August 6 with no waiver of one meeting waiting period, needs affirmation.)

PENDING APPOINTMENT(S), Cont'd.

CRAVEN COUNTY COMMUNITY CHILD PROTECTION TEAM

AUTHORIZATION: NCGS 7B-1406

MISSION/FUNCTION: To respond to child protection needs before a child is harmed by taking action to identify and address gaps or deficiencies in services and resources through the annual report to the County Board of Commissioners, collaboration with community partners, promoting public awareness and advocating for action that addresses the child protection needs of each county.

NUMBER OF MEMBERS:

11-16

TYPE:

DSS Director, DSS staff member, law enforcement officer, attorney from DA's office, executive director of local community action agency, public School superintendent or designee, member of DSS Board, mental health professional, Guardian ad litem Coordinator, Public Health Director, local health care provider, EMS/firefighter, District Court Judge, Commissioners appointees from other county agencies or community at-large

QUALIFICATIONS: Stated above.

LENGTH OF TERMS: As set by respective agencies, position and Commissioners'

MEETING SCHEDULE: Quarterly; January, April, July, October

Term(s) ending: (2 Vacancies: one pending from May 16, one created by resignation)

Applications on file: Attachment # 8.A. (Jennifer Wilson and Debra Kenyear)

On May 21, at the request of Terry Brubaker during her presentation, the Board considered formal appointment of CCCPT members appearing on a list she provided (included in Attachment #8.A.) Only three of those on the list presented had filed volunteer applications and they were appointed (Nadia Anderson, Dorothy Cumisky and Terry Morgan). These minutes are also included in Attachment # 8.A. Applications were pending for three others on the list (John Roberts, Jennifer Wilson and Cindy Dickerson). Subsequently an application was received for John Roberts, and he was formally nominated on June 13 and affirmed on July 2. An application for Jennifer Wilson, community based service provider, was received and presented to the Board on August 6. An application for Cindy Dickerson, Court Coordinator, has not been received.

In the interim, notification was received that Terry Morgan, faith based representative who was appointed on May 21, had resigned due to relocation (see Attachment #8.A.). The application of Debra Kenyear was received for this position and presented to the Board on August 6.

The attachment also includes the background information concerning the mission and organization of the CCPT which was presented by Ms. Brubaker on May 21.

B. CURRENT APPOINTMENTS: AUGUST

ADULT CARE HOME ADVISORY COMMITTEE

AUTHORIZATION: N.C.G.S.131D-31

MISSION/FUNCTION: Work to maintain the intent of the Domiciliary Home Residents Bill of Rights within the licensed homes in the County; to promote community involvement and cooperation with domiciliary homes to ensure quality care for the elderly and disabled adults

NUMBER OF MEMBERS:
9-11

TYPE:
Dictated by the number of homes in the county; homes have right to recommend 25% of appointees

QUALIFICATIONS (Special Skills, Professional Classifications, Affiliations, Limitations, etc.):

Cannot be employed by or have a relative in an adult care home.

LENGTH OF TERMS: 3 Years

MEETING SCHEDULE: _____

COMPENSATION: No Yes Specify: _____

Term(s) ending: Sheila Lewis, during her presentation earlier in the year requested additional appointees beyond the minimum number required)

Applications on file: Attachment # 8.B. (Kathy Nelson)

PROMISE PLACE (Sexual Assault Resource Center)

AUTHORIZATION: Bylaws

MISSION/FUNCTION: To assist victims of family violence and their families by providing direct services for victims of physical abuse, rape, sexual assault, child abuse, child sexual abuse and abuse survivors.

NUMBER OF MEMBERS:

15-25

TYPE:

Men and women who reside in Craven County, and who support the purposes of the organization

QUALIFICATIONS (Special Skills, Professional Classifications, Affiliations, Limitations, etc.):

LENGTH OF TERMS: 2 Years

MEETING SCHEDULE: _____

COMPENSATION: No Yes Specify: _____

Term(s) ending: Jean Kenefick

No applications on file

C. UPCOMING APPOINTMENTS

September

Firemen's Relief Fund Board of Trustees: Dred Mitchell (Cove City); initial appointment 2008

October

Firemen's Relief Fund Board of Trustees: Felix Croom (Ft. Barnwell); Robert Stroud (Dover); initial appointments 2008

Fire Tax Commissioners: George Ewell (Twp. #1); initial appointment 2006

Board Action: The Board will need to consider all necessary appointments.

Agenda Date: August 20, 2012

Presenter: Jim Hicks

Agenda Item No. 9

COUNTY ATTORNEY'S REPORT

Agenda Date: August 20, 2012

Presenter: Jack Veit

Agenda Item No. 10

COUNTY MANAGER'S REPORT

Agenda Date: August 20, 2012

Presenter: _____

Agenda Item No. 11

COMMISSIONERS' REPORTS

Agenda Date: August 20, 2012

Presenter: _____

Agenda Item No. 12

CLOSED SESSION

The Board will be requested to go into closed session pursuant to N.C.G.S. 143-318.11(a)(4) to discuss matters relative to economic development.