

**AGENDA
CRAVEN COUNTY BOARD OF COMMISSIONERS
REGULAR SESSION
MONDAY, DECEMBER 3, 2012
7:00 P.M.**

CALL TO ORDER

ROLL CALL

PLEDGE OF ALLEGIANCE

APPROVE MINUTES OF NOVEMBER 19, 2012 REGULAR SESSION

CHAIRMAN'S PRIVILEGE

PRESENTATION OF MINUTES

1. REORGANIZATION OF THE BOARD
 - A. Chairman
 - B. Vice Chairman
 - C. Commissioners' Appointments
2. CARTS PUBLIC HEARINGS: Kelly Walker, CARTS Transportation Coordinator
 - A. FY 2014 Community Transportation Program (CTP) Application
 - B. FY 2014 Targeted Transit Assistance Program Section 5310
3. PETITIONS OF CITIZENS
 - A. Marshall Van Winkle
 - B. Ray Griffin
4. TAX RELEASES AND REFUNDS: Ronnie Antry, Tax Administrator
5. PLANNING DEPARTMENT MATTERS: Don Baumgardner, Planning Director
 - A. Request to Set Public Hearing – FY 12 CDBG Infrastructure Project
 - B. Tall Structure Ordinance and Contract
6. BUDGET AMENDMENTS AND ORDINANCE UPDATE: Rick Hemphill, Assistant County Manager, Finance/Administration
7. RESOLUTION FOR MILITARY FAMILY OF THE QUARTER

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: December 3, 2012

Presenter: _____

Agenda Item No. 1

Board Action Required: Yes

REORGANIZATION OF THE BOARD

A. ELECTION OF CHAIRMAN

County Attorney, Jim Hicks, will preside over the election of the Chairman. The floor will be opened for nominees and the Board will vote on a Chairman by roll call vote. Following the vote, the oath of office will be administered to the newly elected Chairman and the Chairman will be seated.

B. ELECTION OF VICE CHAIRMAN

The Chairman will preside over the election of the Vice Chairman according to the same procedure as the election of the Chairman, followed by administration of the oath of office to the newly elected Vice Chairman. The Vice Chairman will then be seated to the right of the Chairman.

C. COMMISSIONERS' APPOINTMENTS

Appointments of Commissioners to the boards and committees will need to be considered. Attachment # 1.C is the current list of Commissioners' appointments

Board Action: As stated above

Agenda Date: December 3, 2012

Presenter: Kelly Walker

Agenda Item No. 2

Board Action Required: Yes

CARTS PUBLIC HEARINGS

The Board will need to go into public hearing, as advertised, to receive public comment on the following transportation program grant applications.

A. **FY 2014 COMMUNITY TRANSPORTATION PROGRAM (CTP) APPLICATION**

A summary memorandum is contained in Attachment #2.A.

B. **FY 2014 TARGETED TRANSIT ASSISTANCE PROGRAM SECTION 5310**

A memorandum summarizing the program is contained in Attachment #2.B.

Board Action: Receive public comments and consider approval of grant applications.

Agenda Date: December 3, 2012

Presenters: Marshall Van Winkle, Ray Griffin

Agenda Item No. 3

Board Action Required: No

PETITIONS OF CITIZENS

A. MARSHALL VAN WINKLE

Mr. Van Winkle wishes to address the Board concerning safety issues relative to the speed limit at Bridgeton Elementary School and railing on Antioch Road.

B. RAY GRIFFIN

Mr. Griffin will speak about prayer.

Board Action: Receive information

Agenda Date: December 3, 2012

Presenter: Ronnie Antry

Agenda Item No. 4

Board Action Required: Yes

TAX RELEASES AND REFUNDS

Craven County Tax Administrator, Ronnie Antry, will present the routine requests for tax releases and refunds contained in Attachment #4 for the Board's approval.

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

Agenda Date: December 3, 2012

Presenter: Don Baumgardner

Agenda Item No. 5

Board Action Required: Yes

PLANNING DEPARTMENT MATTERS

A. REQUEST TO SET PUBLIC HEARING – FY 12 CDBG INFRASTRUCTURE PROJECT

Craven County has submitted a Letter of Interest for a \$750,000 FY12 CDBG Infrastructure project that will include water improvements on Henderson-Godette Road and replacement of STEP sewage disposal systems in the James City community, as well as a waterline relocation/upgrade and NCDOT improvement of Dudley Street in James City. The NC Division of Community Investment and Assistance has requested that the County submit a full project application following their review, which is a very positive indication that the project will be funded.

The County is required to hold a second public hearing prior to submitting the full application. A preliminary public hearing was held on September 17, 2012. The Planning Department requests that the Board of Commissioners schedule the second public hearing for December 17, 2012

Board Action: Set a public hearing for the December 17th 8:30 A.M. Commissioner's meeting.

B. TALL STRUCTURES ORDINANCE AND CONTRACT

Earlier this month the Planning Department and the County Manager were made aware of how enticing the areas of Eastern North Carolina are to the wind energy industry, specifically Coastal North Carolina. Although wind energy to some sounds like a great idea, the wind turbines that would need to be constructed to support this industry would be constructed to a height of 575 feet above grade. This proposes an imminent threat to the United States Marine Corps military training operations areas and its mission to train at sea, on land, in the coastal areas and in the air by flying at low levels with helicopters and high performance aircraft.

Allies for Cherry Point's Tomorrow has asked Craven County, while working with the City of Havelock, to develop a Tall Structures Ordinance that would help protect military training corridors and aircraft radar systems (Interference of electromagnetic fields) from encroachment. ACT envisions our ordinance to be used as a model for other affected areas of Eastern North Carolina.

The Planning Department has solicited proposals for services from Holland Consulting Planners to help in the development of this ordinance. HCP, Inc. has developed ordinances of this nature in other areas of Eastern North Carolina. The not to exceed fee to develop a Tall Structures Ordinance is \$7000. See Attachment #5.B.

Board Action: Request permission from Board of Commissioners to begin development of a Tall Structures Ordinance and execute contract with Holland Consulting Planners, Inc.

Agenda Date: December 3, 2012

Presenter: Rick Hemphill

Agenda Item No. 6

Board Action Required: Yes

BUDGET AMENDMENTS AND ORDINANCE UPDATE

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

Amendments: Health/Child Health/Maternity/Adult Primary– Need to budget Medicaid Meaningful Use Incentive funding received in the amount of \$63,750. Of these funds, \$21,860 is needed for contract employee to bill/code Medicaid receivables affected by termination of Allscripts software. Of the remaining funding, \$39,390 will be utilized for the new software program and \$2,500 for current needs in other supplies.

Health/Maternity Care Coordination & Child Service Coordinator – Funds received under these programs must be spent exclusively on them. Currently have reserve that needs to be budgeted and spent in order to not forfeit that funding. Need to increase Title XIX-Medicaid funding for Maternity Care by \$11,220 for travel/training, contract employee and computers. Also need to increase Title XIX-Medicaid funding for Child Services Coordinator by \$7,100 for travel/training, other supplies and computers.

Commissioners – Craven County is exploring the market and financial feasibility of developing a hospice inpatient facility in Craven County. Need to budget \$21,500 for Keystone Planning Group to provide Certificate of Need Strategy and Development Study.

E911-EOC/911 Renovation –Need to budget an additional \$863,083 Capital Reserve funds and \$323,048 E911 funds for renovating and equipping the old Jail/Sheriff's facility which will house the permanent Emergency Operations Center.

Ordinances: EOC/911 Renovation Project

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

Agenda Date: December 3, 2012

Presenter: _____

Agenda Item No. 7

Board Action Required: Yes

RESOLUTION FOR MILITARY FAMILY OF THE QUARTER

The Board received a request to adopt a resolution, shown as Attachment #7, honoring the family of Staff Sergeant Zane D. Bowman, as Military Family of the Quarter. A luncheon will be held in their honor on Thursday December 13, 2012 at noon at the New Bern Golf and Country Club. A Commissioner is requested to attend.

Board Action: Adopt resolution

Agenda Date: December 3, 2012

Presenter: _____

Agenda Item No. 8

Board Action Required: Yes

APPOINTMENTS

- A. Pending
- B. Current
- C. Upcoming

Board Action: If the intent is to make appointments effective immediately, a motion to waive the one meeting waiting requirement would be in order.

A. PENDING APPOINTMENT(S):

Industrial Facilities Pollution Control Financing Authority

There is one term remaining; no applications on file.

Recreation and Parks Advisory Board

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

Adult Care Home Advisory Committee

Four vacancies remaining, no applications on file

Juvenile Crime Prevention Council

Juvenile Defense Attorney to replace Mike Barnhill (No applications on file)

Fire Tax Commissioners

Vacancy to replace Linwood Brown (West of New Bern), who has served more than ten years.

New Bern Board of Adjustment, Extraterritorial Representative

Vacancy to replace Starlin Beatty; no applications on file.

PENDING APPOINTMENTS, CONT'D.

REGIONAL AGING ADVISORY COMMITTEE

AUTHORIZATION: _____

MISSION/FUNCTION: The committee advocates on behalf of the senior population of COG Region P, and as advocates for seniors in their respective counties. It reviews and comments on laws, policies, actions and programs that affect older adults.

NUMBER OF MEMBERS:

27

TYPE:

3 Representatives of each county in Region P

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

Interest in issues affecting the senior population; older adults who are participants in aging services, representatives of older adults, older minority individuals, nutrition project representatives, general public, local elected officials

LENGTH OF TERMS: 3 Years

MEETING SCHEDULE: First Monday of January, April, July and October, 10:00 a.m.

COMPENSATION: No Yes Specify: _____

Term Ending: Robert Dorsey (resigned)

Applications on file: Lovick Williams and Norman Smith (**Attachment # 8.A.**)

B. CURRENT APPOINTMENTS

CRAVEN COUNTY HEALTH BOARD

AUTHORIZATION: NCGS 130A-35

MISSION/FUNCTION: Primary policy making and hearing body for the Craven County Health Department, charged with the immediate care and responsibility for promoting and protecting the public health in Craven County.

NUMBER OF MEMBERS:

11

TYPE:

A physician, dentist, optometrist, veterinarian,
registered nurse, licensed pharmacist, Craven
County Commissioner, general public

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

(See above)

LENGTH OF TERMS: 3 Years

MEETING SCHEDULE: 2nd Monday of every month, 12:00 – 1:30 p.m.

COMPENSATION: No Yes X Specify: \$50/meeting

Term Ending December 31: Verdelle Newby (initial appointment 2007); no applications on file)

NEW BERN-CRAVEN COUNTY PUBLIC LIBRARY

AUTHORIZATION: Bylaws and NCGS 153-250.4

MISSION/FUNCTION: To determine policy of the library, advise in preparation of the budget, approve the budget, study relevant legislation, provide adequate facilities.

NUMBER OF MEMBERS: _____

10

TYPE:

5 County Appointees

5 City Appointees

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

LENGTH OF TERMS: 6 Years

MEETING SCHEDULE: 7:30 p.m. 1st Tuesday of alternate months February, April, June, August, October and December)

COMPENSATION: No ; Yes Specify: _____

Term Ending December 31: Kenneth Brinson (initial appointment 2006)

Application on File: Tere Otero (Attachment # 8.B.)

NCACC LEGISLATIVE GOALS CONFERENCE – VOTING DELEGATE

(See **Attachment # 8.B.1**)

C. UPCOMING APPOINTMENTS

January - None

February

Craven Aging Planning Board: B.J. Ipock (Initial Appointment 2011)

Firemen's Relief Fund Board: George Brown, No. 9 (Initial Appointment 1999)
Billy Joiner, West New Bern (Initial Appointment 2011)
Theron McCabe, Harlowe (Initial Appointment 1999)
Raymond T. White, No. 9 (Initial Appointment 1999)

Fire Tax Commissioners: Wilfred Chagnon, Tri-Community
(Initial Appointment 2011)
Casesell Martin, Twp. 5
(Initial Appointment 1998)
Thomas Williams, Tri-Community
(Initial Appointment 2011)

Nursing Home Advisory Committee:
Alvia Hearren (Initial Appointment 1991)
Brinda Moore (Initial Appointment 2007)

Zoning Board of Adjustment: Lee Kyle Allen III (Initial Appointment 2010)
Bud Stilley (Initial Appointment 2010)

Agenda Date: December 3, 2012

Presenter: Jim Hicks

Agenda Item No. 9

Board Action Required: Yes

COUNTY ATTORNEY'S REPORT

Offer to Purchase Real Property - 6634 Old US Highway 70-Tuscarora (#9-45-042)

The County has received an offer from Awesome Blessings, LLC in the amount of \$4,200.00 for this property, which was acquired through a tax foreclosure. The total taxes and costs that were foreclosed on were \$1,997.82. The current tax value is \$15,000 (the property is unimproved). Attachment #9 is a copy of the offer to purchase, deed, and GIS information.

Should the Board desire to accept this offer, then the property will then be advertised for upset bids in accordance with General Statutes. Once no further upset bids are timely received, the County may accept or reject the final offer.

Board Action: Consider offer

Agenda Date: December 3, 2012

Presenter: Jack Veit

Agenda Item No. 10

COUNTY MANAGER'S REPORT

Agenda Date: December 3, 2012

Presenter: _____

Agenda Item No. 11

COMMISSIONERS' REPORTS

Agenda Date: December 3, 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)(6) regarding a personnel matter.