

**AGENDA
CRAVEN COUNTY BOARD OF COMMISSIONERS
REGULAR SESSION
MONDAY, MARCH 21, 2016
8:30 A.M.**

CALL TO ORDER

ROLL CALL

INVOCATION

PLEDGE OF ALLEGIANCE

APPROVE AGENDA

1. CONSENT AGENDA
 - A. Minutes of March 7, 2016
 - B. Health Budget Amendment
 - C. Proclamation for Mumfest
 - D. Tax Releases and Refunds
 - E. Finance Budget Amendment
 - F. Child Abuse Prevention Month Proclamation
2. ANNUAL REPORT OF THE CRAVEN COMMUNITY CHILD PROTECTION TEAM: Sandra Kutkuhn and Amy Bryant, Co-Chairs

DEPARTMENTAL MATTERS

3. CARTS – RESOLUTION AUTHORIZING 5307 STATE URBAN GRANT MATCH: Kelly Walker, Transportation Director
4. HEALTH – BUDGET AMENDMENTS: Scott Harrelson, Health Director
5. COOPERATIVE EXTENSION – CRAVEN COUNTY COST OF COMMUNITY SERVICES STUDY: Dr. Kathy Best, Certified Accountant; Dr. Sandy Maddox, Professor and Mike Carroll, Extension Agent
6. SOLID WASTE – CONVENIENCE CENTERS HAULING AGREEMENT: Rusty Cotton, Solid Waste Director and Gene Hodges, Assistant County Manager
7. FINANCE – BUDGET AMENDMENT: Craig Warren, Finance Director
8. APPOINTMENTS

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

RECESS TO RECONVENE IN WORK SESSION

Agenda Date: March 21, 2016

Presenter: _____

Agenda Item No. 1

Board Action Required or Considered: Yes

CONSENT AGENDA

A. MINUTES OF MARCH 7, 2016

The Board will be requested to approve the minutes of March 7, 2016 regular session.

B. HEALTH BUDGET AMENDMENT

The Board will be requested to adopt the budget amendment contained in Attachment #1.B.

C. PROCLAMATION OF MUMFEST

The Board will be requested to adopt the proclamation seen as Attachment #1.C. in recognition of Mumfest, as has been done in past years.

D. TAX RELEASES AND REFUNDS

The Board will be requested to approve the routine tax releases and refunds contained in Attachment #1.D.

E. FINANCE BUDGET

The Board will be requested to adopt the budget amendment contained in Attachment #1.E.

Mental Health – Need to budget additional \$ 3,400 anticipated receipts from Craven Co. ABC Board. These funds are in turn passed to Trillium Health Services.

F. CHILD ABUSE PREVENTION MONTH PROCLAMATION

The Board is requested to adopt the proclamation seen as Attachment #1.F. in recognition of April as Child Abuse Prevention Month, as has been done in prior years.

Board Action: A roll call vote is needed to approve consent agenda items.

Agenda Date: March 21, 2016

Presenters: Sandra Kutkuhn and Amy Bryant

Agenda Item No. 2

Board Action Required or Considered: No

ANNUAL REPORT OF THE CRAVEN COMMUNITY CHILD PROTECTION TEAM

Ms. Kutkuhn and Ms. Bryant will make a PowerPoint presentation, as required annually by statute, to update the Board.

Board Action: Receive information

Agenda Date: March 21, 2016

Presenter: Kelly Walker

Agenda Item No. 3

Board Action Required or Considered: Yes

DEPARTMENTAL MATTERS: CARTS – RESOLUTION AUTHORIZING 5307 STATE URBAN GRANT MATCH

CARTS has been awarded State Urban Match funding by The North Carolina Board of Transportation (NCBOT). This funding is 100% state money. The purpose of this funding is to assist small urban transit systems with the local cost of purchasing urban vehicles. The CARTS FY2016 5307 approved federal grant already includes the purchase of three vehicles. The project total for these vehicles is \$195,000. They will be used in the urbanized area only and will replace vehicles previously purchased with rural money. The local match for these vehicles is 15% or \$29,250. By accepting the State Urban Match funding, North Carolina Department of Transportation/Public Transportation Division would pay for 7% or \$13,650. That reduces the match for CARTS to 8% or \$15,600.

As a side note: Although these vehicles are FY2016 approved vehicles, CARTS has not been able to order these vehicles due to state contract issues. The state contract has gone back out for bid and is anticipated to be in place by June 2016. We expect to order the vehicles in fall 2016 and receive them in spring 2017. This means that CARTS will not receive delivery during the current fiscal year. Instead, CARTS expects to receive delivery of FY2016 5307 and FY2017 5339 urban vehicles at the same time in spring 2017. As you may remember, a resolution at the last meeting was approved allowing CARTS to apply for FY2017 5339 urban vehicles.

We are asking approval of the resolution, contained in Attachment #3, to enter into agreement with NCDOT for the assistance in funding the local match when purchasing FY2016 5307 funded urban vehicles.

Board Action: Approval of resolution to enter into agreement with NCDOT for NCDOT assistance in funding the local match when purchasing FY2016 5307 funded urban vehicles.

Agenda Date: March 21, 2016

Presenter: Scott Harrelson

Agenda Item No. 4

Board Action Required or Considered: Yes

DEPARTMENTAL MATTERS: HEALTH – BUDGET AMENDMENTS

Health Director, Scott Harrelson, will present the budget amendments contained in Attachments #4.A and 4.B. for the Board's approval.

- A. Adult Primary Care
- B. Hospice

Board Action: A roll call vote is needed to approve budget amendments.

Agenda Date: March 21, 2016

Presenters: Dr. Kathy Best, Dr. Sandy Maddox,
Mike Carroll

Agenda Item No. 5

Board Action Required or Considered: Yes

**DEPARTMENTAL MATTERS: COOPERATIVE EXTENSION – CRAVEN COUNTY
COST OF COMMUNITY SERVICES STUDY**

Through grant funds, the Craven County Agricultural Advisory Board (CCAAB) has coordinated with Mount Olive University and NC East Alliance to conduct a cost of service study for Craven County for the fiscal year 2012-2013. This study involved examination of the county's revenue and expenditures by land use category (Residential, Commercial and Agricultural Use).

Results of this study reflect similar studies across the nation showing that counties typically spend more than revenue received for residential property. Specifically, within Craven County this created a \$11.4 million deficient. In contrast, industry and agriculture contributes to this deficient by requiring less service (\$9.8 million surplus). Ratios of revenue to expenditures for Craven County for residential, industrial and agricultural land use is \$1: \$1:10; \$1: \$0.33; and \$1:\$0.20 respectively. These ratios are slightly less than average for residential and commercial land uses and significantly less for agricultural use.

The CCAAB wishes the Board of Commissioners to review the report, which has been provided with your agenda packet under separate cover. A final report will be made public by posting to the Craven County and NC Cooperative Extension web pages.

Board Action: Endorsement/approval for posting to web sites.

Agenda Date: March 21, 2016

Presenters: Rusty Cotton and Gene Hodges

Agenda Item No. 6

Board Action Required or Considered: Yes

**DEPARTMENTAL MATTERS: SOLID WASTE – CONVENIENCE CENTERS
HAULING AGREEMENT**

On February 1, 2016, the Board of Commissioners directed staff to proceed with the execution of a bid process for the hauling of Solid Waste and Recyclable materials from staffed convenience center locations in Craven County.

On February 2, 2016, County staff solicited written proposals from qualified contractors to perform the hauling of these items from our convenience sites. We also held a mandatory pre-proposal conference on February 12, 2016. Proposals were due on Friday, March 4, 2016 and we had three (3) proposals submitted. Republic Services of NC, LLC submitted the low bid of \$144.75 per pull. (See Attachment #6)

The Solid Waste Department requests direction from the Board concerning execution of this agreement.

Board Action: Provide direction to staff concerning execution of the agreement.

Agenda Date: March 21, 2016

Presenter: Craig Warren

Agenda Item No. 7

Board Action Required or Considered: Yes

DEPARTMENTAL MATTERS: FINANCE – BUDGET AMENDMENT

Finance Director, Craig Warren, will present the following budget amendment for the Board's approval. (See Attachment #7)

Rescue Squads – Ambulance service fees/collections are exceeding amount budgeted. Need to budget an additional \$40,864 for New Bern/Craven rescue, \$2,097 for Ft. Barnwell rescue, \$18,454 for Bridgeton rescue, \$3,577 for Vanceboro rescue, \$23,603 for Cove City rescue and \$15,621 for Twp #7 rescue (90% squads, 10% collection fees). Also need additional \$6,300 for New Bern/Craven rescue for ambulance transport to/from jail.

Board Action: A roll call vote is needed to approve budget amendment.

Agenda Date: March 21, 2016

Presenter: _____

Agenda Item No. 8

Board Action Required or Considered: Yes

APPOINTMENTS

- A. PENDING
- B. UPCOMING

Board Action: Appointments will be effective immediately, unless otherwise specified.

A. PENDING APPOINTMENT(S):

CRAVEN 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) expiring: Dawn Gibson (Not seeking reappointment; parent who has lost child before the age of 18)

Bradley Lanto (2013; MCAS Cherry Point; **wishes to continue**)

Walter Mills (2013; Chief District Court Judge; **wishes to continue**)

No applications on file.

NURSING HOME ADVISORY COMMITTEE

AUTHORIZATION: N.C.G.S.131E-115

MISSION/FUNCTION: Work to maintain the intent of the Nursing Home Patients 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.

NUMBER OF MEMBERS:

7-12

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 a nursing home.

LENGTH OF TERMS: 3 Years

MEETING SCHEDULE: Quarterly, beginning in March, third Wednesday, 10:00 a.m.

COMPENSATION: No Yes Specify: _____

Term(s) expiring: Donna Siegmund (2013 – not functioning)

No applications on file.

RIVER BEND BOARD OF ADJUSTMENT (EXTRATERRITORIAL JURISDICTION)

AUTHORIZATION: NCGS 160A-362

MISSION/FUNCTION: Serves as a quasi-judicial body; reviews and rules on permitted variances

NUMBER OF MEMBERS:

1

TYPE:

Resident of River Bend's ETJ Area

1

Alternate; resident of River Bend's ETJ Area

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

LENGTH OF TERMS: 3 Years

MEETING SCHEDULE: As needed

No applications on file.

B. UPCOMING APPOINTMENTS

April

Craven Aging Planning Board: Joy Hudson (permanent agency seat; ESC)
Linda Klund (permanent agency seat; Trillium)

Health Board: Dr. Eric Wheelis (appointed 2013)

Nursing Home Advisory Committee: Robin Schaefer (appointed 2013)

Down East RPO: Chad Braxton (municipal official; appointed 2013)

Agricultural Advisory Board: Jimmy Arthur (appointed 2009)
Glen Ipock (appointed 2009)
David Parker (appointed 2009)
Carl Turner (appointed 2010)
Wyatt Whitford (appointed 2009)

Agenda Date: March 21, 2016

Presenter: Jim Hicks

Agenda Item No. 9

COUNTY ATTORNEY'S REPORT

- A. Final Acceptance - Offer to Purchase Real Property – 1021 Lees Avenue, New Bern (Parcel Number 8-006-172)

The County and City previously received and tentatively approved an offer in the amount of \$4,000.00 for this property, which was acquired through a tax foreclosure. The total taxes and costs that were foreclosed on were \$4,402.44. The current tax value is \$26,240.00. The offer was advertised, and there were no upset bids. Attachment #9.A contains the proposed resolution. It is recommended that the Board give final approval of the sale and adopt the resolution.

- B. Final Acceptance - Offer to Purchase Real Property – 435 Prichard Avenue (Parcel Number 5-021-063)

The County previously received and tentatively approved an offer in the amount of \$3,000.00 for this property, which was acquired through a tax foreclosure. The total taxes and costs that were foreclosed on were \$2,952.34. The current tax value is \$15,400.00. The offer was advertised, and there were no upset bids. Attachment #9.B. contains the proposed resolution, deed and lien waiver. It is recommended that the Board give final approval of the sale and adopt the resolution.

Agenda Date: March 21, 2016

Presenter: Jack Veit

Agenda Item No. 10

COUNTY MANAGER'S REPORT

Agenda Date: March 21, 2016

Presenter: _____

Agenda Item No. 11

COMMISSIONERS' REPORTS

RECESS TO RECONVENE IN WORK SESSION

AGENDA
WORK SESSION
March 21, 2016

1. DISCUSSION WITH THE BOARD OF EDUCATION – FISCAL MATTERS

2. PLANNING DEPARTMENT MATTERS: Don Baumgardner, Planning Director,
Planning Staff and County Attorney
 - A. Subdivision Ordinance Updates
 - B. JLUS Update and Recommendations
 - C. Flood Map Update Information

3. ANIMAL SHELTER PROJECT UPDATE: Gene Hodges, Assistant County Manager

4. SOCIAL SERVICES MATTERS – STAFFING ISSUES: Kent Flowers, DSS Director
and Alfreda Stout, Deputy Director

(See Attachment #4)

5. LEGISLATIVE BRIEFING/ Q&A: Senator Sanderson; Representatives Bell, Graham
and Speciale

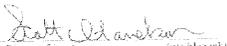
**Division of Public Health
Agreement Addendum
FY 15-16**

Craven County Health Department Local Health Department Legal Name	Chronic Disease and Injury Section / Community and Clinical Connections for Prevention and Health Branch DPH Section/Branch Name
886 Healthy Communities Activity Number and Description	Sharon Nelson, 919-707-5207 Sharon.Boss.Nelson@dphs.nc.gov DPH Program Contact (name, telephone number with area code, and email)
06/01/2015 - 05/31/2016 Service Period	DPH Program Signature _____ Date _____ (only required for a negotiable agreement addendum)
07/01/2015 - 06/30/2016 Payment Period	

- Original Agreement Addendum
 Agreement Addendum Revision # 1 (Please do not put the Budgetary Estimate revision # here.)

- I. **Background:**
No change.
- II. **Purpose:**
This Agreement Addendum Revision #1 increases funding by \$4,160 per county in order to accomplish one of the following as listed in the Scope of Work and Deliverables Section below.
- III. **Scope of Work and Deliverables:**
As of January 1, 2016, the Agreement Addendum Revision #1 adds Paragraph E as follows:
- E. Based on the approved State Fiscal Year 2015-16 Action Plan, accomplish one of the following:
 - a. Increase the number of new interventions implemented
 - b. Expand the reach of existing interventions by implementing them in at least one additional setting or location
 - c. Provide and/or attend one training opportunity for staff and community partners to support the successful implementation of interventions, on one of these topics:
 - 1. Health equity and health disparities
 - 2. Program evaluation and quality improvement
 - 3. Evidence-based interventions for addressing chronic disease and associated risk factors

- IV. **Performance Measures/Reporting Requirements:**
As of January 1, 2016, the Agreement Addendum Revision #1 adds Performance Measure #1 as follows:
Performance Measure #1: Evidence of providing and/or attendance at a training event addressing one of the following topics: health equity and health disparities; program evaluation and quality improvement; or evidence-based interventions addressing chronic disease and related risk factors.
Performance Indicators:
A. Reports provided to DPH show evidence of training attendance for staff and/or community partners.
- V. **Performance Monitoring and Quality Assurance:**
No change.
- VI. **Funding Guidelines or Restrictions:**
As of January 1, 2016, the Agreement Addendum Revision #1 adds the following paragraph:
Travel associated with this Agreement Addendum Revision #1 requires prior written approval by the DPH Program Contact.

 Health Director Signature (no blank)	Date 1-5-16
Local Health Department(s) or org(s): (If follow up information is needed by DPH)	LHD program contact name: Phone number with area code: Email address:

Signature on this page signifies you have read and accepted all pages of this document.

Craven County



PROCLAMATION

WHEREAS, Craven County is honored to be a part of the 36th MUMFEST celebration; and

WHEREAS, this proud North Carolina tradition continues to attract visitors to the colonial capitol city to enjoy entertainment, a street fair and riverfront attractions;

WHEREAS, MUMFEST supports cultural diversity, the arts, commercial and nonprofit communities of eastern North Carolina; and

WHEREAS, MUMFEST has contributed greatly in promoting our growing tourism industry, while encouraging visitors to explore all the wonderful possibilities that eastern North Carolina has to offer.

NOW, THEREFORE, BE IT RESOLVED THAT THE CRAVEN COUNTY BOARD OF COMMISSIONERS does hereby proclaim October 8 – 9, 2016 in observance of the 36th Annual MUMFEST celebration and encourages all citizens from the mountains to the coast to participate in this fun filled weekend.

Adopted this the 21st day of March, 2016.

George S. Liner
Craven County Board of Commissioners

Gwendolyn M. Bryan
Clerk to the Board

TAX804P

CRAVEN COUNTY

PAGE 1

CREDIT MEMOS SUBJECT TO BOARD APPROVAL ON 03/21/2016

TAXPAYER NAME	ACCT#/TICKET#	AMOUNT
ANDERSON, CHAD MILITARY EXEMPT	0072429 2015-0001153	139.48
BOONE, EDITH WARD FORECLOSURE-LIEN EXTINGUISHED	0686275 2015-0005564	82.76
BOONE, EDITH WARD FORECLOSURE-LIEN EXTINGUISHED	0686275 2014-0005657	93.54
BOONE, EDITH WARD FORECLOSURE-LIEN EXTINGUISHED	0686275 2013-0005538	101.10
BOONE, EDITH WARD FORECLOSURE-LIEN EXTINGUISHED	0686275 2012-0005579	114.86
BOONE, EDITH WARD FORECLOSURE-LIEN EXTINGUISHED	0686275 2011-0005578	122.64
GREEN, MALINDA DID NOT OWN 1/1/2015	2902900 2015-0091788	71.55
JACKSON, GARY NEIL CORRECTED DISCOVERED PROPERTY VALUE	0107628 2015-0091162	216.50
JOHNSON, JEFF AND ALISON CORRECTED DISCOVERED PROPERTY VALUE	0107821 2015-0091175	623.26
KRAFT, MICHAEL A DID NOT OWN 1/1/2006	0037587 2006-0031032	51.66
MCKNIGHT, KEVIN M NOT TAXABLE TO CRAVEN COUNTY	0079295 2015-0038403	159.63
PATRICK, JORDAN A & ANDREA M MILITARY EXEMPT	0096621 2015-0044809	49.75
PERRY, STEVEN CURTIS MILITARY EXEMPT	0102751 2015-0045353	81.59
SATWEAR LLC DID NOT OWN 1-1-2015	0089946 2015-0050759	10.72

CREDIT MEMOS SUBJECT TO BOARD APPROVAL ON 03/21/2016

TAXPAYER NAME	ACCT#/TICKET#	AMOUNT
SOULE, DOUGLAS CRAIG & SUSAN O DID NOT OWN 1/1/2015	0104645 2015-0053677	120.72
TYSON, DUSTIN DID NOT OWN 1/1/2015	0047312 2015-0091811	1,370.95
WELLS, MATTHEW DID NOT OWN 1-1-2015	0099299 2015-0060915	43.79
ZEISSET, DAVID VAUGHN MILITARY EXEMPT	0106206 2015-0064969	8.69
	18 -CREDIT MEMO(S)	3,463.19

REFUNDS SUBJECT TO BOARD APPROVAL ON 03/21/2016

TAXPAYER NAME	ACCT#/TICKET#	AMOUNT
BAKER, INEZ ET AL DWELLING VACANT SINCE 2010	0102045 2015-0002422	36.00
HOLCOMBE, ALLEN PAUL & KARLA K DWELLING VACANT SINCE 2013	0012195 2015-0027374	36.00
OGLE, ROBERT W & JENNIFER W VALUE CORRECTION PER BILL OF SALE	0102998 2015-0091300	177.34
PARNELL, EMMETT C DID NOT OWN 1/1/2015	5572100 2015-0091315	66.90
	4 -REFUND(S)	316.24

Craven County



**CHILD ABUSE PREVENTION MONTH
PROCLAMATION**

WHEREAS, children are vital to our state's future success, prosperity and quality of life as well as being our most vulnerable assets; and

WHEREAS, all children deserve to have the safe, stable, nurturing homes and communities they need to foster their healthy growth and development; and

WHEREAS, child abuse and neglect is a community responsibility affecting both the current and future quality of life of a community; and

WHEREAS, communities that provide parents with the social support, knowledge of parenting and child development and concrete resources they need to cope with stress and nurture their children ensure all children grow up to their potential; and

WHEREAS, effective child abuse prevention strategies succeed because of partnerships created among citizens, human service agencies, schools, faith communities, health care providers, civic organizations, law enforcement agencies, and the business community.

NOW, THEREFORE, BE IT RESOLVED THAT THE CRAVEN COUNTY BOARD OF COMMISSIONERS does hereby proclaim April as **Child Abuse Prevention Month** and calls upon all citizens, community agencies, faith groups, medical facilities, elected leaders and businesses to increase their participation in our efforts to support families, thereby preventing child abuse and strengthening the communities in which we live.

Adopted this the 21st day of March, 2016.

Chairman George S. Liner
Craven County Board of Commissioners

Gwendolyn M. Bryan
Clerk to the Board

RESOLUTION
AUTHORIZING **Craven County**
TO ENTER INTO AN AGREEMENT WITH
THE NORTH CAROLINA DEPARTMENT OF TRANSPORTATION

A motion was made by **(name and title)** and seconded by **(name and title)** for adoption of the following resolution, and upon being put to a vote was duly adopted.

WHEREAS, **Craven County** has requested the North Carolina Department of Transportation to assist in the funding of **the local match for 5307 replacement vehicles (7% of the 15% required local match)**; and

WHEREAS, **Craven County** will provide **8% of the total local match for the purchase of 5307 vehicles** of the cost of the above described project;

NOW THEREFORE, BE IT RESOLVED that the **Chairman of the Craven County Board of Commissioners*** is hereby authorized to enter into a contract with the Department of Transportation and execute all agreements and contracts with the North Carolina Department of Transportation, Public Transportation Division.

.....

I, **Gwendolyn M. Bryan, Clerk of the Board** * do hereby certify that the above is a true and correct copy of an excerpt for the minutes of a meeting of the **Craven County Board of Commissioners** duly held on the _____ day of _____, 20_____.

Signature of Certifying Official

* the official authorized to enter onto agreement **SHOULD NOT** sign the resolution.

NORTH CAROLINA DEPARTMENT OF HEALTH AND HUMAN SERVICES

ALLEGAN
REMITTANCE STATEMENT

PROCESS DATE: 02/20/2016
PROCESS TIME: 10:16:19:00
PAGE: 360
CHECKWRITE DATE: 02/23/2016
FINANCIAL TRANSACTION
PROV ID: 1295801827
REMITTANCE NO: 16022204530

Craven County EMS
PO BOX 863
LEWISVILLE NC 270230863

FINANCIAL TRANSACTIONS

PCN	REASON CODE	REASON CODE	DESCRIPTION	ACTIVITY	REASON CODE	DATE	TRANS AMT	PREVIOUS WEEK BAL AMT	CURRENT WEEK APPL AMT	CURRENT BAL AMT	PAYER
20160217044010	085	H7/EHR IP				02/23/16	21,250.00		0.00	0.00	DMA

Electronic Health Record/Incentive Pymt

NET FINANCIAL TRANSACTION AMOUNT 21,250.00

Bid Tabulation

Solid Waste Convenience Site Hauling Agreement

Craven County Solid Waste
406 Craven Street
New Bern, N.C. 28560

SINGLE PRIME BID TABULATION

Date: March 4, 2016

10:00A.M.

Contractor	Insurance	Bid Bond	Bid Form #1	Bid Form #2	Bid Form #3	Bid Form #4	Bid Form #5	Bid Form #6	Bid Form #7
Waste Industries	✓	✓	\$245.00	✓	✓	✓	✓	✓	✓
Republic Services	✓	✓	\$144.75	✓	✓	✓	✓	✓	✓
Integrated Container Corporation	✓	✓	\$165.00	✓	✓	✓	✓	✓	✓

Craven County Solid Waste Department

S. Russell Cotton, Director

I, S. Russell Cotton, hereby certify this to be a true and accurate tabulation of bids

Received for the above named project.

Attachment #6

RESOLUTION
1021 Lees 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 1021 Lees 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 offer to purchase was in the sum of \$4,000.00 by Nathaniel Mora; and that there were no upset bids; 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 Nathaniel Mora, in the sum of \$4,000.00 for said parcel identified as 1021 Lees 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 3323 at Page 695 in the Craven County Registry. This property is also commonly referred to by its tax parcel identification number which is 8-006-172.

ADOPTED THIS 21st DAY OF MARCH, 2016.

GEORGE LINER, Chairman

(County Seal)

GWENDOLYN BRYAN,
Clerk to the Board

9\\SERVER04\lssdocs\00000034\00062720.001.DOCX

RESOLUTION

Tax Parcel Number 5-021-063, Craven County, North Carolina

THAT WHEREAS, Craven County has received an offer to purchase a parcel of property owned by the County, identified as Tax Parcel Number 5-021-063, 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, after the upset bid period, was in the sum of \$3,000.00 by Dogwood Farm and Timber, LLC; 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 Dogwood Farm and Timber, LLC in the sum of \$3,000.00 for said parcel identified as Tax Parcel Number 5-021-063, 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, and to further execute any and all other documents related to the sale of the same..

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 purchaser once the same has been executed on behalf of the County, 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 One (1) Township, Craven County, North Carolina, and being more particularly described as follows:

All of that certain property more fully described in Deed Book 3366 at Page 565 in the Craven County Registry. This property is also commonly referred to by its tax parcel identification number which is 5-021-063.

ADOPTED THIS 21st DAY OF MARCH, 2016.

GEORGE LINER, Chairman

(County Seal)

GWENDOLYN BRYAN,
Clerk to the Board

9\\SERVER04\\ssdocs\00000034\00067995.000.DOCX

OWNER AFFIDAVIT AND INDEMNITY AGREEMENT

(NO RECENT IMPROVEMENTS AND NO EXECUTORY CONTRACTS FOR IMPROVEMENTS)

PARTIES: All parties identified in this section must execute this Agreement.

Owner: **CRAVEN COUNTY, a body politic and corporate**

(NOTE: A separate Agreement is required for each successive owner in the 120-Day Lien Period.)

PROPERTY: See "EXHIBIT A" attached hereto and incorporated herein by reference

(Insert street address or brief description and/or attach a description as Exhibit A. Include here any real estate that is a portion of a larger, pre unsegregated tract when that area is reasonably necessary for the convenient use and occupation of Improvements on the larger tract.)

DEFINITIONS: The following capitalized terms as used in this Agreement shall have the following meanings:

- **Improvement:** All or any part of any building, structure, erection, alteration, demolition, excavation, clearing, grading, filling, or landscaping, including trees, shrubbery, driveways, and private roadways on the Property as defined below.
- **Labor, Services or Materials:** ALL labor, services, materials for which a lien can be claimed under NCGS Chapter 44A, Article 2, including but not limited to professional design services (including architectural, engineering, landscaping and surveying) and/or rental equipment.
- **Contractor:** Any person or entity who has performed or furnished or has contracted to perform or furnish Labor, Services or Materials pursuant to a contract, either express or implied, with the Owner of real property for the making of an Improvement thereon. (Note that services by architects, engineers, landscapers, surveyors, furnishers of rental equipment and contracts for construction on Property of Improvements are often provided before there is evidence of construction.)
- **120-Day Lien Period:** The 120 days immediately preceding the date of recordation of the latter of the deed to purchaser or deed of trust to lender in the Register of Deeds of the county in which the Property is located.
- **Owner:** Any person or entity, as defined in NCGS Chapter 44A, Article 2, who has or has had any interest in the Property within the 120-Day Lien Period for the purposes of this Agreement, the term Owner includes: (i) a seller of the Property or a borrower under a loan agreement secured by the Property with rights to purchase the Property under a contract and for whom an Improvement is made and who ordered the Improvement to be made; (ii) the Owner's successors in interest and agents of the Owner acting within their authority.
- **Company:** The title insurance company providing the title policy for the transaction contemplated by the parties herein.
- **Property:** The real estate described above or on Exhibit A and any leaseholds, tenements, hereditaments, and improvements placed thereon.
- All defined terms shall include the singular or plural as required by context.

AGREEMENT: For good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, and as an inducement to the purchase of Property by a purchaser and/or the making of a loan by a lender secured by a deed of trust encumbering the Property and the issuance of a title insurance policy by Company insuring title to the Property without exception to liens for Labor, Services or Materials; Owner first being duly sworn, deposes, says and certifies:

1. **Certifications:** Owner certifies that at no time during the 120-Day Lien Period have any Labor, Services or Materials been furnished in connection with the making of a loan secured by a deed of trust encumbering the Property (including architectural, engineering, landscaping or surveying services or materials or rental equipment for which a lien can be claimed under NCGS Chapter 44A) nor have any Labor, Services or Materials been furnished on the Property prior to the 120-Day Lien Period that will or may be completed after the date of this affidavit OR only minor repairs and/or alterations to pre-existing Improvements have been made and Owner certifies such repairs and/or alterations have been completed and those providing Labor, Services or Materials for the repairs have been paid in full. The Owner certifies that no Mechanics Lien Agent has been appointed.

2. **Reliance and Indemnification:** This Agreement may be relied upon by the purchaser in the purchase of the Property, a lender to make a loan secured by a deed of trust encumbering the Property and by Company in issuance of a title insurance policy or policies insuring title to the Property without exception to liens for Labor, Services or Materials as certified in this Agreement. The provisions of this Agreement shall survive the disbursement of funds and closing of this transaction and shall be binding upon and anyone claiming by, through or under Owner.

Owner agrees to indemnify and hold purchaser, lender, and Company harmless of and from any and all loss, cost, damage and expense of every kind, and all fees, costs and expenses, which the purchaser, lender or Company shall or may incur or become liable for, directly or indirectly, as a result of reliance on the certifications of Owner made herein or in enforcement of the Company's rights hereunder.

3. **NCLTA Copyright and Entire Agreement:** This Agreement and any attachments hereto represent the entire agreement between the Owner and the Company and no prior or contemporaneous agreement or understanding inconsistent herewith (whether oral or written) pertaining to such matters is effective. THIS IS A COPYRIGHT FORM and any variances in the form provisions hereof must be specifically stated in the blank below and agreed to in writing by the Company.

No modification of this Agreement, and no waiver of any of its terms or conditions, shall be effective unless made in writing and approved by the Company.

PROVIDING A FALSE AFFIDAVIT IS A CRIMINAL OFFENSE

EXECUTION BY OWNER

CRAVEN COUNTY, a body politic and corporate By: _____ Printed or Typed Name/Title: _____ (Seal)	State of <u>NORTH CAROLINA</u> County of <u>CRAVEN</u> Signed and sworn to (or affirmed) before me this day by _____ As _____ of <u>Craven County, a body politic and corporate.</u> Date: _____ _____, Notary Public My Commission Expires: _____	(Public Official/Notarial Seal)
--	---	---------------------------------

EXHIBIT A

The following parcel or tract of land situate and lying in the Number Three (5) Township located in Craven County, North Carolina, and being more particularly described as follows:

That certain lot, tract or parcel of land situated, lying and being in the County of Craven, North Carolina, and being Lot Number 4 as shown on a survey and map of the Dinah Prichard Heirs recorded in Deed Book 259 at Page 445 in the Office of the Register of Deeds of Craven County. Being a part of the land described in Will Book E, Page 547; further being found in Plat Cabinet F, Slide 173H in the Office of the Craven County Registry in a survey prepared by Robert H. Davis, R.L.S. and containing approximately 3.85 acres.

Being the identical property described in Deed recorded in Book 3366, Page 565 filed in the Craven County Registry. This property is also commonly referred to by its tax parcel identification number which is 5-021-063.

Subject to restrictive covenants and easements of record.

NORTH CAROLINA
CRAVEN COUNTY

Tax Parcel No. 5-021-063
Revenue Stamps \$0.00

QUITCLAIM DEED

THIS QUITCLAIM DEED made this ____ day of March, 2016, by and between **CRAVEN COUNTY**, a body politic and corporate of the State of North Carolina (“Grantor”); to **DOGWOOD FARM AND TIMBER, LLC** (“Grantees”), whose mailing address is P.O. Box 1062, Havelock, NC 28532, is as follows:

WITNESSETH:

That said Grantor for and in consideration of the sum of TEN DOLLARS (\$10.00) and other good and valuable consideration to Grantor paid by the Grantee, the receipt of which is hereby acknowledged, has remised and released, and by these presents does remise, release and forever quitclaim unto the Grantee, Grantee’s heirs, successors and assigns, pursuant to N.C.G.S. Section 160A-274, the following described property, **which said property does not include the primary residence of the Grantor** to wit:

**SEE EXHIBIT “A” ATTACHED HERETO
AND INCORPORATED HEREIN BY REFERENCE.**

TO HAVE AND TO HOLD the above described lot or parcel of land and all privileges and appurtenances thereunto belonging to the Grantee, Grantee’s heirs, successors and assigns, free and discharged from all right, title, claim or interest of the said Grantor or anyone claiming by, through or under the Grantor.

Prepared By:
Jimmie B. Hicks, Jr.
Sumrell, Sugg, Carmichael, Hicks and Hart, P.A.
Attorneys at Law
416 Pollock Street
New Bern, North Carolina 28560

IN TESTIMONY WHEREOF, **CRAVEN COUNTY** has caused this instrument to be executed as its act and deed by the Chairman of its Board of Commissioners, attested by its Clerk, and its seal to be hereunto affixed, all by the authority of its Board of Commissioners, as of the day and year first above written.

CRAVEN COUNTY

(County Seal)

By: _____
GEORGE LINER, Chairman
Craven County Board of Commissioners

ATTEST:

GWENDOLYN M. BRYAN, Clerk
Craven County Board of Commissioners

STATE OF NORTH CAROLINA
COUNTY OF _____

I, _____, Notary Public in and for said County and State, do hereby certify that on the ____ day of March, 2016, before me personally appeared GEORGE LINER, with whom I am personally acquainted, who, being by me duly sworn, says that he is the Chairman of the Board of Commissioners for Craven County, and that GWENDOLYN M. BRYAN is the Clerk of the Board of Commissioners for Craven County, the body politic and corporate described in and which executed the foregoing instrument; that he knows the common seal of said body politic and corporate; that the seal affixed to the foregoing instrument is said common seal; that the name of the body politic and corporate was subscribed thereto by the said Chairman; that the said common seal was affixed, all by order of the Board of Commissioners of said body politic and corporate; and that the said instrument is the act and deed of said body politic and corporate.

WITNESS my hand and official seal this the ____ day of March, 2016.

Notary Public

My Commission Expires:

EXHIBIT A

The following parcel or tract of land situate and lying in the Number Three (5) Township located in Craven County, North Carolina, and being more particularly described as follows:

That certain lot, tract or parcel of land situated, lying and being in the County of Craven, North Carolina, and being Lot Number 4 as shown on a survey and map of the Dinah Prichard Heirs recorded in Deed Book 259 at Page 445 in the Office of the Register of Deeds of Craven County. Being a part of the land described in Will Book E, Page 547; further being found in Plat Cabinet F, Slide 173H in the Office of the Craven County Registry in a survey prepared by Robert H. Davis, R.L.S. and containing approximately 3.85 acres.

Being the identical property described in Deed recorded in Book 3366, Page 565 filed in the Craven County Registry. This property is also commonly referred to by its tax parcel identification number which is 5-021-063.

Subject to restrictive covenants and easements of record.