AMENDED

CITY OF NEW BERN BOARD OF ALDERMEN SPECIAL MEETING AUGUST 15, 2022 – 6:00 P.M. CITY HALL COURTROOM 300 POLLOCK STREET

- 1. Meeting opened by Mayor Dana E. Outlaw. Prayer Coordinated by Mayor Outlaw. Pledge of Allegiance.
- 2. Roll Call.

Consent Agenda

- 3. Consider Adopting a Resolution Calling for a Public Hearing to Rezone 3603 Neuse Boulevard C-4 to C-3.
- 4. Consider Adopting a Resolution Calling for a Public Hearing to Rezone Tax Parcel IDs 8-210-11002, 8-210-11003, 8-210-11004, 8-210-11006, 8-210-11009, 8-210-11010, and 8-210-23000 from A-5F, A-5, and R-10 to R-6.
- 5. Consider Adopting a Resolution Calling for a Public Hearing to Rezone 601 Third Avenue from R-6 to C-3.
- 6. Approve Minutes.

- 7. Miscellaneous.
- 8. Sine Die Adjournment.

INDIVIDUALS WITH DISABILITIES REQUIRING SPECIAL ASSISTANCE SHOULD CALL 639-2931 NO LATER THAN 3 P.M. THE DATE OF THE MEETING

Aldermen

Sabrina Bengel Jameesha Harris Robert V. Aster Johnnie Ray Kinsey Barbara J. Best Jeffrey T. Odham



300 Pollock Street, P.O. Box 1129 New Bern, NC 28563-1129 (252) 636-4000 Dana E. Outlaw
Mayor
Foster Hughes
City Manager
Brenda E. Blanco
City Clerk
Kimberly A. Ostrom
Director of Finance

Memo to:

Mayor and Board of Aldermen

From:

Foster Hughes, City Manager

Date:

August 11, 2022

Re:

August 15, 2022 Special Meeting – Agenda Explanations AMENDED

- 1. Meeting opened by Mayor Dana E. Outlaw. Prayer Coordinated by Mayor Outlaw. Pledge of Allegiance.
- 2. Roll Call.

Consent Agenda

3. Consider Adopting a Resolution Calling for a Public Hearing to Rezone 3603 Neuse Boulevard C-4 to C-3.

(Ward 4) The owner of 3603 Neuse Boulevard has requested to rezone the 0.92+/-acre parcel from C-4 Neighborhood Business District to C-3 Commercial District. The Planning and Zoning Board unanimously approved this request at their August 4, 2022 meeting. It is requested a public hearing be scheduled for September 13, 2022. A memo from Matt Schelly, Interim Director of Development Services, is attached along with a map of the site area.

4. Consider Adopting a Resolution Calling for a Public Hearing to Rezone Tax Parcel IDs 8-210-11002, 8-210-11003, 8-210-11004, 8-210-11006, 8-210-11009, 8-210-11010, and 8-210-23000 from A-5F, A-5, and R-10 to R-6.

(Ward 6) The owner of seven parcels off Trent Creek Road totaling 413.39 +/- acres has requested to rezone the property from A5-F Agricultural Forestry District, R-10 Residential District, and R-10A Residential District to R-6 Residential. The parcels are adjacent to the Craeberne Forest development. The Planning and Zoning Board unanimously approved this request at their August 4, 2022 meeting. It is requested a public hearing be scheduled for September 13, 2022. A memo from Mr. Schelly is attached along with a map of the site area.

5. Consider Adopting a Resolution Calling for a Public Hearing to Rezone 601 Third Avenue from R-6 to C-3.

(Ward 2) The City is requested to rezone two parcels totaling 4.139 +/- acres which are currently split zoned as C-4 Neighborhood Business District and R-6 Residential to one zoning of C-3 Commercial District. This property is the site of the new Stanley White Recreation Center. The Planning and Zoning Board unanimously approved this request at their August 4, 2022 meeting. It is requested a public hearing be scheduled for September 13, 2022. A memo from Mr. Schelly is attached along with a map of the site area.

6. Approve Minutes.

Draft minutes from the July 12, 2022 closed session and August 09, 2022 regular meeting are provided for review and approval.

- 7. Miscellaneous
- 8. Sine Die Adjournment.

AGENDA ITEM COVER SHEET



Agenda Item Title:

Consider Adopting a Resolution Calling for a Public Hearing to Rezone 3603 Neuse Boulevard.

Date of Meeting: 8/15/2022 Department: Development Services		Ward # if applicable: Ward 4				
		Person Submitting Item: Matt Schelly, Interim Director of Development Services				
Call for Public Hearing	g: ⊠Yes□No	Date of Public Hearing: 9/13/2022				
Explanation of Item:		Boa Nguyen has requested consideration to				
Actions Needed by	rezone one parcel, totaling 0.92 +/- acres, from C-4 to C-3. Adopt a Resolution					
Board:	Audit a Resolution					
Backup Attached:	Memo, Resolution, Map					
Is item time sensitive?	□Yes ⊠No					
Will there be advocates	opponents at t	he meeting? □Yes □ No				
Cost of Agenda Item: N						
If this requires an expeand certified by the Fin		een budgeted and are funds available □Yes ⊠ No				

Additional Notes:



303 First Street, P.O. Box 1129 New Bern, NC 28563 (252)639-7587

MEMORANDUM

TO:

Mayor Dana Outlaw, City of New Bern Board of Aldermen

FROM:

Matt Schelly, Interim Director Development Services

DATE:

August 10, 2022

SUBJECT:

Consider Adopting a Resolution Calling for a Public Hearing to Rezone

3603 Neuse Boulevard.

Property owner Boa Nguyen has requested consideration to rezone one parcel, totaling 0.92 +/- acres, from C-4 Neighborhood Business District to C-3 Commercial District. The parcel is located at 3603 Neuse Boulevard and is further identified as Craven County Parcel ID # 8-243-070. (Ward 4) The purpose of the proposed rezoning request is for the construction of storage units on the subject lot and the adjacent lot to the South also owned by the applicant.

The Planning and Zoning Board unanimously approved this application at their August 4, 2022, meeting and recommend approval of the request.

Please contact Matt Schelly at 639-7583 should you have questions or need additional information.

RESOLUTION

THAT WHEREAS, the Board of Aldermen of the City of New Bern desires to call for a public hearing to receive public comments on a request to rezone 0.92 +/- acres located at 3603 Neuse Boulevard from C-4 Neighborhood Business District to C-3 Commercial District. The property is further identified as Craven County Parcel Identification Number 8-243-070.

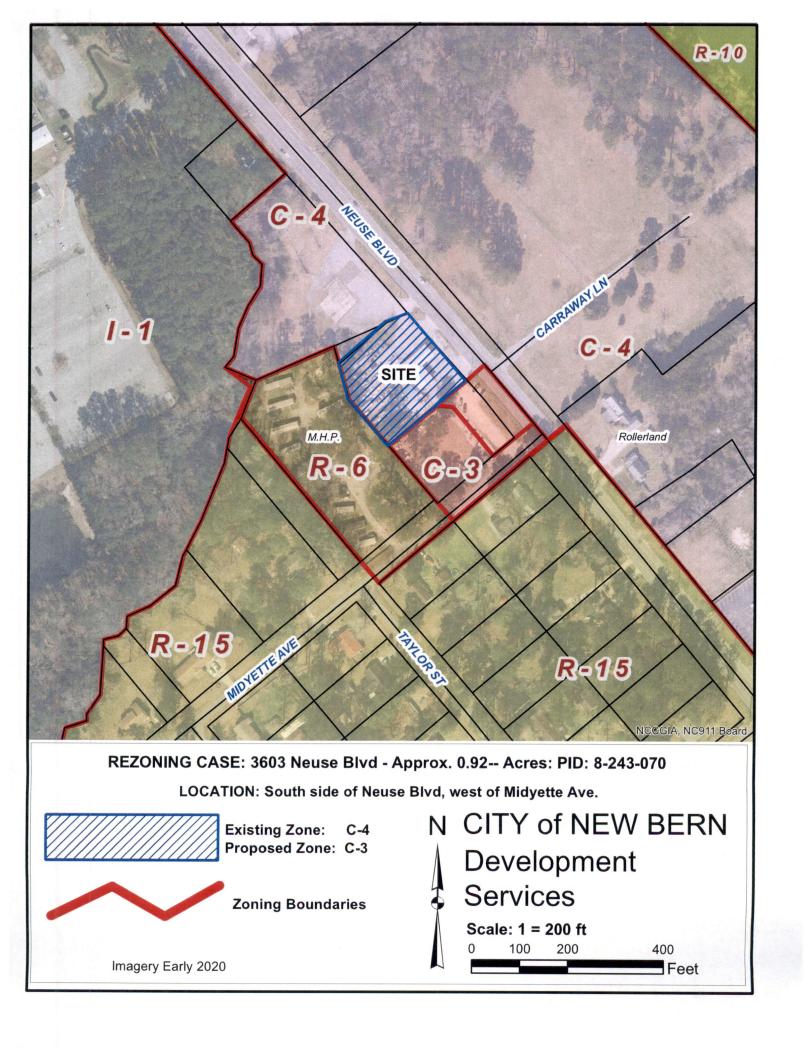
NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF ALDERMEN OF THE CITY OF NEW BERN:

That a public hearing will be conducted by the Board of Aldermen of the City of New Bern at 6:00 p.m. on Tuesday, September 13, 2022 in the City Hall Courtroom, or as soon thereafter as the matter may be reached, in order that all interested parties may be given an opportunity to be heard on a request to rezone 0.92 +/- acres located at 3603 Neuse Boulevard from C-4 Neighborhood Business District to C-3 Commercial District. The property is further identified as Craven County Parcel Identification Number 8-243-070.

ADOPTED THIS 15th DAY OF AUGUST, 2022.

DANA E. OUTLAW, MAYOR

BRENDA E. BLANCO, CITY CLERK



AGENDA ITEM COVER SHEET



Agenda Item Title:Consider Adopting a Resolution Calling for a Public Hearing to Rezone McCullough Farms, LLC properties.

Date of Meeting: 8/15/2022 Department: Development Services		Ward # if applicable: Ward 6				
		Person Submitting Item: Matt Schelly, Interim Director of Development Services				
Call for Public Hearing:	⊠Yes□No	Date of Public Hearing: 9/13/2022				
Explanation of Item:		arms, LLC has requested consideration to rezone otaling 413.3 +/- acres, from A5-F, R-10, and R-				
Actions Needed by Board:	Adopt a Resolution					
Backup Attached:	Memo, Resolution, Map					
Is item time sensitive? Will there be advocates/o		he meeting? □Yes □ No				

Additional Notes:



303 First Street, P.O. Box 1129 New Bern, NC 28563 (252)639-7587

MEMORANDUM

TO: Mayor Dana Outlaw, City of New Bern Board of Aldermen

FROM: Matt Schelly, Interim Director Development Services

DATE: August 10, 2022

SUBJECT: Consider Adopting a Resolution Calling for a Public Hearing to Rezone

McCollough Farms, LLC properties.

Property owner McCollough Farms, LLC has requested consideration to rezone seven parcels, totaling 413.39 +/- acres, from A5-F Agricultural Forestry District, R-10 Residential District, and R-10A Residential District to one zoning of R-6 Residential. The parcels are located off Trent Creek Road adjacent to the existing Craeberne Forest Development and are further identified as Craven County Parcel ID #'s 8-210-11002, 11003, 11004, 11006, 11009, 11010, and 23000. The purpose of the proposed rezoning request is for flexibility in construction of future phases in the Craeberne Forest neighborhood. (Ward 6)

The Planning and Zoning Board unanimously approved this application at their August 4, 2022, meeting and recommend approval of the request.

Please contact Matt Schelly at 639-7583 should you have questions or need additional information.

RESOLUTION

THAT WHEREAS, the Board of Aldermen of the City of New Bern desires to call for a public hearing to receive public comments on a request to rezone 413.3 +/- acres located east of the US Highway 17 Bypass and west of the future NC Highway 43 Connector South and Trent Creek Boulevard from A-5F Agriculture Forestry District, A-5 Agriculture District and R-10 Residential District to R-6 Residential District. The property is further identified as Craven County Parcel Identification Numbers 8-210-11002, 8-210-11003, 8-210-11004, 8-210-11006, 8-210-11009, 8-210-11010, and 8-210-23000.

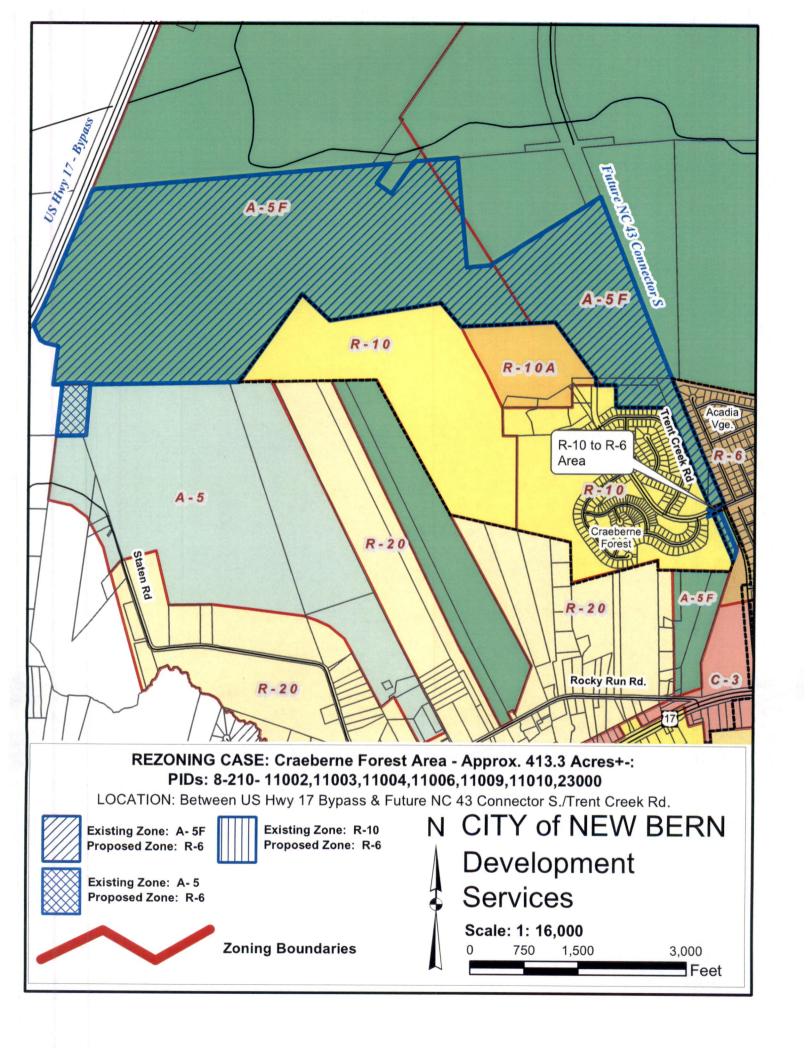
NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF ALDERMEN OF THE CITY OF NEW BERN:

That a public hearing will be conducted by the Board of Aldermen of the City of New Bern at 6:00 p.m. on Tuesday, September 13, 2022 in the City Hall Courtroom, or as soon thereafter as the matter may be reached, in order that all interested parties may be given an opportunity to be heard on a request to rezone 413.3 +/- acres located east of the US Highway 17 Bypass and west of the future NC Highway 43 Connector South and Trent Creek Boulevard from A-5F Agriculture Forestry District, A-5 Agriculture District and R-10 Residential District to R-6 Residential District. The property is further identified as Craven County Parcel Identification Numbers 8-210-11002, 8-210-11003, 8-210-11004, 8-210-11006, 8-210-11009, 8-210-11010, and 8-210-23000.

ADOPTED THIS 15th DAY OF AUGUST, 2022.

DANA E. OUTLAW, MAYOR

BRENDA E. BLANCO, CITY CLERK



AGENDA ITEM COVER SHEET



Agenda Item Title:Consider Adopting a Resolution Calling for a Public Hearing to Rezone 601 3rd Avenue.

Department: Development S Call for Public Hearing: Explanation of Item:		Person Submitting Item: Matt Schelly, Interim Director of Development Services Date of Public Hearing: 9/13/2022				
Explanation of Item:	⊠Yes□No					
Explanation of Item:						
	parcels, totaling	w Bern has requested consideration to rezone two 4.139 +/- acres currently split zoned as C-3 and				
	R-6 to C-3. Adopt a Resolution					
Backup Attached:	Memo, Resolution, Map					
Is item time sensitive?	Yes ⊠No					
Will there be advocates/op	pponents at t	he meeting? Yes No				
Cost of Agenda Item: N/A If this requires an expend	iture, has it l	peen budgeted and are funds available				
and certified by the Finan	ce Director?	□Yes ⊠ No				

Additional Notes:



New Bern, NC 28563 (252)639-7587

MEMORANDUM

TO: Mayor Dana Outlaw, City of New Bern Board of Aldermen

FROM: Matt Schelly, Interim Director Development Services

DATE: August 10, 2022

SUBJECT: Consider Adopting a Resolution Calling for a Public Hearing to Rezone

601 3rd Avenue.

The City of New Bern has requested consideration to rezone two parcels, totaling 4.139+/- acres, currently split zoned as C-4 Neighborhood Business District and R-6 Residential to one zoning of C-3 Commercial District. The parcel is located at 601 3rd Avenue and is further identified as Craven County Parcel ID #'s 8-012-119 and 8-012-110. (Ward 2) The purpose of the proposed rezoning request is for the construction of the new City of New Bern Stanley White recreation facility.

The Planning and Zoning Board unanimously approved this application at their August 4, 2022, meeting and recommend approval of the request.

Please contact Matt Schelly at 639-7583 should you have questions or need additional information.

RESOLUTION

THAT WHEREAS, the Board of Aldermen of the City of New Bern desires to call for a public hearing to receive public comments on a request to rezone 4.139 +/- acres located at 601 Third Avenue from R-6 Residential District to C-3 Commercial District. The property is further identified as Craven County Parcel Identification Numbers 8-012-119 and 8-012-110.

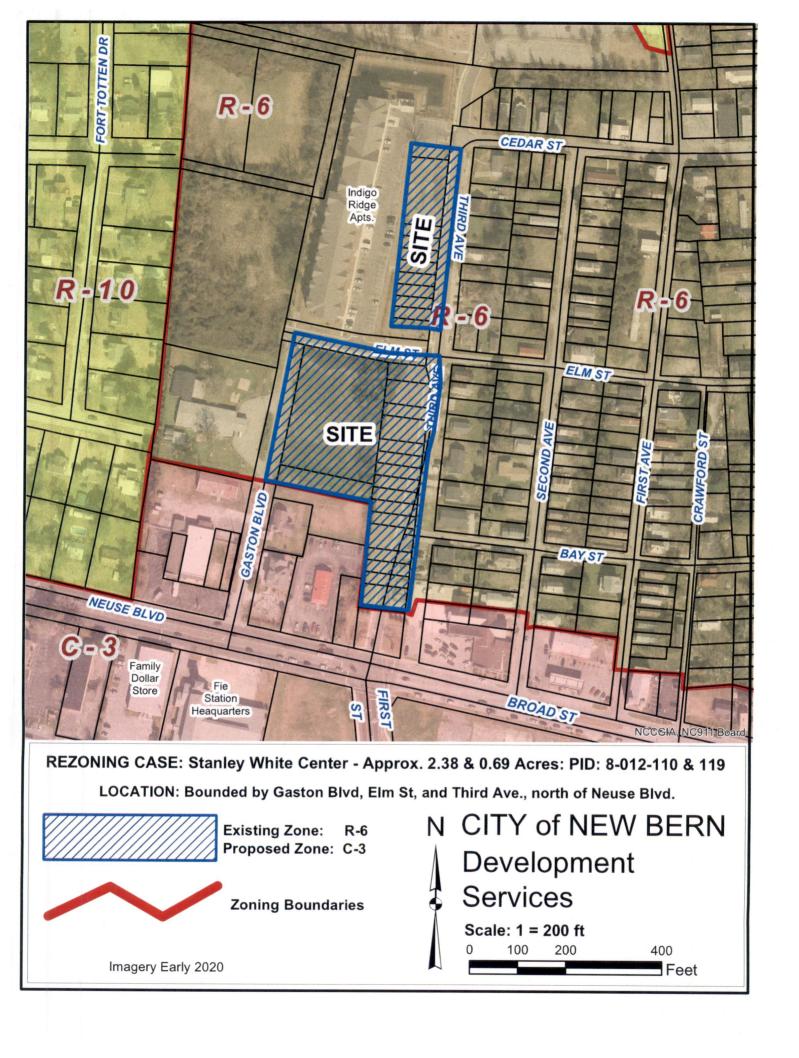
NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF ALDERMEN OF THE CITY OF NEW BERN:

That a public hearing will be conducted by the Board of Aldermen of the City of New Bern at 6:00 p.m. on Tuesday, September 13, 2022 in the City Hall Courtroom, or as soon thereafter as the matter may be reached, in order that all interested parties may be given an opportunity to be heard on a request to rezone 4.139 +/- acres located at 601 Third Avenue from R-6 Residential District to C-3 Commercial District. The property is further identified as Craven County Parcel Identification Numbers 8-012-119 and 8-012-110.

ADOPTED THIS 15th DAY OF AUGUST, 2022.

DANA E. OUTLAW, MAYOR

BRENDA E. BLANCO, CITY CLERK



CITY OF NEW BERN BOARD OF ALDERMEN SPECIAL MEETING AUGUST 15, 2022 – 6:00 P.M. CITY HALL COURTROOM 300 POLLOCK STREET

- 1. Administration of Oath of Office to Mayor.
- 2. Administration of Oath of Office to Aldermen.
- 3. Meeting opened by Mayor Jeffrey T. Odham. Prayer Coordinated by Mayor Odham. Pledge of Allegiance.
- 4. Roll Call.
- 5. Approval of Agenda.
- 6. Comments by Board Members Followed by Brief Reception.
- 7. Appointment of Mayor Pro Tempore and Administration of Oath.
- 8. Adjourn.

Aldermen

Sabrina Bengel Jameesha Harris Robert V. Aster Johnnie Ray Kinsey Barbara J. Best Jeffrey T. Odham



300 Pollock Street, P.O. Box 1129 New Bern, NC 28563-1129 (252) 636-4000 Dana E. Outlaw
Mayor
Foster Hughes
City Manager
Brenda E. Blanco
City Clerk
Kimberly A. Ostrom
Director of Finance

Memo to: Mayor and Board of Aldermen

From: Foster Hughes, City Manager

Date: August 11, 2022

Re: August 15, 2022 Special Meeting – Agenda Explanations

1. Administration of Oath of Office to Mayor.

The oath of office will be administered to the Mayor.

2. Administration of Oath of Office to Aldermen.

The oath of office will be administered to each Alderman.

- 3. Meeting opened by Mayor Jeffrey T. Odham. Prayer Coordinated by Mayor Odham. Pledge of Allegiance.
- 4. Roll Call.
- 5. Approval of Agenda.
- 6. Comments by Board Members Followed by Brief Reception.

This is an opportunity for the Board to make initial remarks to their fellow Board members, City Staff, and constituents. At the conclusion of the comments, a motion is needed to recess for a brief reception.

7. Appointment of Mayor Pro Tempore and Administration of Oath.

The Board will appoint a Mayor Pro Tem to perform mayoral duties in the absence of the Mayor.

8. Adjourn.

OATH OF OFFICE OF MAYOR

I, JEFFREY T. ODHAM, do solemnly swear that I will support the Constitution of the United States; so help me God.

JEFFREY T. ODHAM

I, JEFFREY T. ODHAM, do solemnly swear that I will support and maintain the Constitution and Laws of the United States and the Constitution and Laws of North Carolina, not inconsistent therewith; and that I will faithfully discharge the duties of my office as Mayor; so help me, God.

JEFFREY T. ODHAM

I, JEFFREY T. ODHAM, do solemnly and sincerely swear that I will be faithful and bear true allegiance to the State of North Carolina and to the constitutional powers and authorities which are or may be established for the government thereof; and that I will endeavor to support, maintain and defend the Constitution of said State, not inconsistent with the Constitution of the United States, to the best of my knowledge and ability; so help me, God.

JEFFREY T. ODHAM

The foregoing oaths were administered by me and sworn to and subscribed before me this the 15th day of August, 2022.

OATH OF OFFICE OF ALDERMAN

I, RICK PRILL, do solemnly swear that I will support the Constitution of the United States; so help me God.
RICK PRILL
I, RICK PRILL, do solemnly swear that I will support and maintain the Constitution and Laws of the United States and the Constitution and Laws of North Carolina, not inconsistent therewith; and that I will faithfully discharge the duties of my office as Alderman; so help me, God.
RICK PRILL
I, RICK PRILL, do solemnly and sincerely swear that I will be faithful and bear true allegiance to the State of North Carolina and to the constitutional powers and authorities which are or may be established for the government thereof; and that I will endeavor to support, maintain and defend the Constitution of said State, not inconsistent with the Constitution of the United States, to the best of my knowledge and ability; so help me, God.
RICK PRILL
The foregoing oaths were administered by me and sworn to and subscribed before me this the 15 th day of August, 2022.
(Elected Official/Judge/Mayor/City Clerk/Notary Public)

OATH OF OFFICE OF ALDERMAN

I, HAZEL B. ROYAL, do solemnly swear that I will support the Constitution of the United States; so help me God.
HAZEL B. ROYAL
HAZEL B. ROYAL
I, HAZEL B. ROYAL, do solemnly swear that I will support and maintain the Constitution and Laws of the United States and the Constitution and Laws of North Carolina, not inconsistent therewith; and that I will faithfully discharge the duties of my office as Alderman; so help me, God.
HAZEL B. ROYAL
I, HAZEL B. ROYAL, do solemnly and sincerely swear that I will be faithful and bear true allegiance to the State of North Carolina and to the constitutional powers and authorities which are or may be established for the government thereof; and that I will endeavor to support, maintain and defend the Constitution of said State, not inconsistent with the Constitution of the United States, to the best of my knowledge and ability; so help me, God.
HAZEL B. ROYAL
The foregoing oaths were administered by me and sworn to and subscribed before me this the 15^{th} day of August, 2022.

OATH OF OFFICE OF ALDERMAN

I, ROBERT	V. ASTER,	do solemnly	swear	that I	will	support	the	Constitution	of	the
United State	s; so help m	e God.								

ROBERT V. ASTER

I, ROBERT V. ASTER, do solemnly swear that I will support and maintain the Constitution and Laws of the United States and the Constitution and Laws of North Carolina, not inconsistent therewith; and that I will faithfully discharge the duties of my office as Alderman; so help me, God.

ROBERT V. ASTER

I, ROBERT V. ASTER, do solemnly and sincerely swear that I will be faithful and bear true allegiance to the State of North Carolina and to the constitutional powers and authorities which are or may be established for the government thereof; and that I will endeavor to support, maintain and defend the Constitution of said State, not inconsistent with the Constitution of the United States, to the best of my knowledge and ability; so help me, God.

ROBERT V. ASTER

The foregoing oaths were administered by me and sworn to and subscribed before me this the 15th day of August, 2022.

(Elected Official/Judge/Mayor/City Clerk/Notary Public)

OATH OF OFFICE OF ALDERMAN

(Elected Official/Judge/Mayor/City Clerk/Notary Public)

I, JOHNNIE RAY KINSEY, do solemnly swear that I will support the Constitution of the United States; so help me God.
JOHNNIE RAY KINSEY
I, JOHNNIE RAY KINSEY, do solemnly swear that I will support and maintain the Constitution and Laws of the United States and the Constitution and Laws of North Carolina, not inconsistent therewith; and that I will faithfully discharge the duties of my office as Alderman; so help me, God.
JOHNNIE RAY KINSEY
I, JOHNNIE RAY KINSEY, do solemnly and sincerely swear that I will be faithful and bear true allegiance to the State of North Carolina and to the constitutional powers and authorities which are or may be established for the government thereof; and that I will endeavor to support, maintain and defend the Constitution of said State, not inconsistent with the Constitution of the United States, to the best of my knowledge and ability; so help me, God.
JOHNNIE RAY KINSEY
The foregoing oaths were administered by me and sworn to and subscribed before me this the 15 th day of August, 2022.

OATH OF OFFICE OF ALDERMAN

I, BARBARA J	. BEST,	do solemnly	swear	that	I will	support	the	Constitution	of	the
United States;	so help m	ne God.								

BARBARA J. BEST

I, BARBARA J. BEST, do solemnly swear that I will support and maintain the Constitution and Laws of the United States and the Constitution and Laws of North Carolina, not inconsistent therewith; and that I will faithfully discharge the duties of my office as Alderman; so help me, God.

BARBARA J. BEST

I, BARBARA J. BEST, do solemnly and sincerely swear that I will be faithful and bear true allegiance to the State of North Carolina and to the constitutional powers and authorities which are or may be established for the government thereof; and that I will endeavor to support, maintain and defend the Constitution of said State, not inconsistent with the Constitution of the United States, to the best of my knowledge and ability; so help me, God.

BARBARA J. BEST

The foregoing oaths were administered by me and sworn to and subscribed before me this the 15th day of August, 2022.

OATH OF OFFICE OF ALDERMAN

(Elected Official/Judge/Mayor/City Clerk/Notary Public)

OATH OF OFFICE OF MAYOR PRO TEMPORE

I, ,do solemnly of the United States; so help me God.	swear that I will support the Constitution
I,, do solemnly the Constitution and Laws of the United States Carolina, not inconsistent therewith; and that I office as Mayor Pro Tempore; so help me, God	will faithfully discharge the duties of my
I,, do solemnly and bear true allegiance to the State of North and authorities which are or may be established will endeavor to support, maintain and defeinconsistent with the Constitution of the United ability; so help me, God.	ed for the government thereof; and that I end the Constitution of said State, not
The foregoing oaths were administered by me this the 15 th day of August, 2022.	and sworn to and subscribed before me (Elected Official/Judge/Mayor/City Clerk/Notary Public)