
**ACTION AGENDA
CUMBERLAND COUNTY BOARD OF COMMISSIONERS
COURTHOUSE – ROOM 118
NOVEMBER 7, 2016
9:00 AM**

INVOCATION Commissioner Marshall Faircloth

Minister:

Pledge of Allegiance

REQUEST TO CHANGE ITEM 13. FROM A CLOSED SESSION TO AN OPEN SESSION UPDATE ON LAWSUIT BROUGHT BY NAACP AGAINST STATE BOARD OF ELECTIONS AND CUMBERLAND COUNTY BOARD OF ELECTIONS

1. Approval of Agenda – **APPROVED WITH CHANGE TO ITEM 13. AS REQUESTED**
2. Presentation from Brig. Gen. (Ret.) Mabry (Bud) Martin, Chairman, North Carolina Military Affairs Commission, on Strategic Plan for Supporting and Enhancing North Carolina Military Missions and Installation. – **RECEIVED PRESENTATION**
3. Consent Agenda – **APPROVED CONSENT AGENDA ITEMS 3.A. – 3.N.8)**
 - A. Approval of minutes for the September 16, 2016 Joint City-County special meeting, September 19, 2016 regular Meeting, October 3, 2016 regular meeting and the October 19, 2016 special meeting.
 - B. Approval of Board of Health Recommendations:
 - 1) Request to Reduce the Tattoo License Fee for Conventions. **(Pg. 8)**
 - 2) Revisions to the Health Department Billing Guide. **(Pg. 11)**
 - 3) Health Department Delinquent Accounts to be Turned Over to the N.C. Debt Set-Off Program. **(Pg. 36)**
 - C. Approval of Payment of Prior Year Invoices: **(Pgs. 38-53)**
 - 1) Community Funding Request for Payment of Prior Year Invoice to Mid-Carolina Council of Governments and the Corresponding Budget Revision. **(Pg. 38)**

- 2) Risk Management Request for Payment of Prior Year Invoice to Hope Mills Glass. **(Pg. 40)**
 - 3) Health Department Request for Payment of Prior Year Invoices. **(Pg. 42)**
 - 4) Sheriff's Office Request for Payment of Prior Year Invoices. **(Pg. 47)**
 - 5) Purchasing Division Request for Payment of Prior Year Invoice to Systel and the Corresponding Budget Revision. **(Pg. 52)**
- D. Approval of Grant of Easement to PWC Across Jointly-Owned Property Acquired by Tax Foreclosure. **(Pg. 54)**
- E. Approval of Recommendations for the Community Transportation Service Plan (CTSP) Steering Committee. **(Pg. 60)**
- F. Approval of Offer to Purchase Surplus Property Being Lot 5, Block D, Spring Lake Subdivision, Plat Book 11, Page 3. **(Pg. 62)**
- G. Approval of Sale of Surplus Certain Real Property Being Lots 3 & 4 and 11 & 12, Block D, Spring Lake Subdivision, Plat Book 11, Page 3. **(Pg. 63)**
- H. Approval of the October 6, 2016 Cumberland County Facilities Committee Report and Recommendation(s): **(Pgs. 65-95)**
- 1) National Flood Insurance Program "NFIP" Community Rating System "CRS" Annual Recertification Progress Report **(Pg. 74)**
 - 2) Revised Lease Terms for the First Presbyterian Church of Fayetteville Parking Lot Lease **(Pg. 78)**
 - 3) Contract to Construct a New Haul Road for the Subtitle D Landfill **(Pg. 82)**
- I. Approval of November 4, 2016 Facilities Committee Item - Contract to Replace the Roof for the Community Corrections Center **(Pg. 96)**
- J. Approval of the October 6, 2016 Cumberland County Finance Committee Report and Recommendation(s): **(Pgs. 110-129)**
- 1) Internal Audit Report and Plan **(Pg. 123)**
 - 2) Request to Surplus Solid Waste Equipment **(Pg. 126)**
 - 3) Joint 911 Center Consulting Services for the Purpose of Grant Application and Consolidation Planning and the Associated Budget Revision **(Pg. 129)**

- K. Approval of November 4, 2016 Finance Committee Item - Third Party Consultant for Federal Emergency Management Agency (FEMA) Reimbursement and the Associated Budget Amendment B170033 **(Pg. 130)**
- L. Approval of the October 6, 2016 Cumberland County Policy Committee Report and Recommendation(s): **(Pgs. 132-148)**
 - 1) Contractor Pre-Qualification Policy **(Pg. 146)**
- M. Approval of a Proclamation Congratulating Rynne Squibb on winning the title of “Baby Miss Princess of North Carolina” and returning the title to Cumberland County. **(Pg. 149)**
- N. Budget Revisions **(Pg. 150)**

General Fund 101

- 1) **Sheriff Grants - Budget Ordinance Amendment B171001 to recognize grant funds in the amount of \$132,000 from the U.S. Department of Justice**

The Board is requested to approve Budget Ordinance Amendment B171001 in the amount of \$132,000 for grant funds awarded by the U.S. Department of Justice, Coverdell National Forensic Science Improvement Grants Program. This grant is to be used to purchase laser scanning equipment.

Please note this amendment requires no additional county funds.

- 2) **General Government Other - Budget Ordinance Amendment B170457 to transfer \$2,551 to the NC Elderly Fund for employee stipends**

The Board is requested to approve Budget Ordinance Amendment B170457 in the amount of \$2,551. During the budget process, the estimated stipends for separate funds were held in the General Government Other – Contingency account. This amendment is to transfer the true/paid-out stipends to the respective (separately funded) department.

Please note this amendment requires no additional county funds.

- 3) **General Government Other - Budget Ordinance Amendment B170589 to transfer \$1,855 to the Senior Aides Fund for employee stipends**

The Board is requested to approve Budget Ordinance Amendment B170589 in the amount of \$1,855. During the budget process, the estimated stipends for separate funds were held in the General

Government Other – Contingency account. This amendment is to transfer the true/paid-out stipends to the respective (separately funded) department.

Please note this amendment requires no additional county funds.

4) School Health - Budget Ordinance Amendment B170834 to recognize \$200,000 from the Cumberland County Board of Education

The Board is requested to approve Budget Ordinance Amendment B170834 in the amount of \$200,000 from the Cumberland County Board of Education. These funds are allocated through June 30, 2017 and will be used to employ additional temporary school nurses.

Please note this amendment requires no additional county funds.

Vander Fire District Fund 235

5) Vander Fire District - Budget Ordinance Amendment B170044 to appropriate \$4,848 in tax revenue to cover unanticipated refunds owed to citizens and businesses due to overpayments

The Board is requested to approve Budget Ordinance Amendment B170044 in the amount of \$4,848. These funds are necessary to provide refunds to taxpayers in the Vander Fire District who overpaid their 2016 property taxes.

Please note this amendment requires no additional county funds.

NC Elderly Fund 277

6) Transportation - Budget Ordinance Amendment B170800 to recognize \$6,336 for the 10% local match requirement for the Cumberland County 5-Year Community Transportation Service Plan (CTSP)

The Board is requested to approve Budget Ordinance Amendment B170800 in the amount of \$6,336. These funds are necessary to pay the North Carolina Department of Transportation the 10% local match which is due each time we submit a new 5-Year CTSP.

Please note this amendment requires the use of Transportation fund balance.

Solid Waste Fund 625

7) Solid Waste - Budget Ordinance Amendment B171039 to recognize \$80,000 for processing electronic waste

The Board is requested to approve Budget Ordinance Amendment B171039 in the amount of \$80,000. These funds are necessary due to legislative changes which have made the county responsible for the full cost of recycling televisions.

Please note this amendment requires the use of Solid Waste fund balance.

REGARDING THE FOLLOWING ITEM 8 PLEASE NOTE:

Each fiscal year County departments may have projects that are not complete by the fiscal year end (6/30/16) or items ordered that have not been received by fiscal year end. These projects or items were approved in the Fiscal Year 2016 budget however the money was not spent by June 30, 2016. The following amendment seeks to bring those funds forward from FY 2016 into the current fiscal year, allowing departments to complete and pay for these items. This revision is not using 'new' funds, but is recognizing the use of FY16 funds in FY17.

General Fund 101

8) Education – Fayetteville Technical Community College - Budget Ordinance Amendment B170086 to appropriate FY 2016 fund balance in the amount of \$901,613 to increase FTCC Capital Outlay

The Board is requested to approve Budget Ordinance Amendment B170086 in the amount of \$901,613 to appropriate FY 2016 fund balance to increase the FTCC capital outlay line. This is the available remaining amount from FY 2016. A re-appropriation of these remaining funds is requested to be carried into FY 2017.

Please note this amendment requires a re-appropriation of FY 2016 fund balance to the current year.

ITEMS OF BUSINESS

4. Consideration of the Proposed Schedules, Standards, Rules and Timeline for the 2017 Property Tax Revaluation Process. – **APPROVED** **(Pg. 153)**
5. Consideration and Approval of a Resolution for Designation of Applicant's Agent in Order to Apply for Federal and State Disaster Aid. – **APPROVED** **(Pg. 160)**
6. Consideration of Petition of DSI Properties, LLC, to Close an Unnamed, Unopened Road. - **ADOPTED RESOLUTION OF INTENT** **(Pg. 163)**
7. Consideration of Department of Transportation Recommendation to Add Oilseed Drive to the State Secondary Road System. - **APPROVED** **(Pg. 172)**
8. Consideration of Workforce Development Board Recommendation to Award the FY2017 Services Contract to Rescare Workforce Services. – **APPROVED** **(Pg. 175)**

9. Consideration of Adoption of 2017 Board of Commissioners Regular Meeting Dates. **ADOPTED (Pg. 178)**

10. Nominations to Boards and Committees **(Pgs. 180-231)**

A. Cumberland County Workforce Development Board (1 Vacancy) **(Pg. 180)**

NOMINEE(S): DAVID BRAND

B. Joint Appearance Commission (2 Vacancies) **(Pg. 195)**

**NOMINEE(S): DENNIS T. WALKER
MARY BETH MACKENZIE**

C. Senior Citizens Advisory Commission (1 Vacancy) **(Pg. 202)**

NO NOMINATIONS - ITEM FORWARDED TO NOVEMBER 21, 2016 MEETING

D. Tourism Development Authority (1 Vacancy) **(Pg. 210)**

NOMINEE(S): PAVAN PATEL

E. Transportation Advisory Board (4 Vacancies) **(Pg. 217)**

**NOMINEE(S): ANNE MORRISON
KENNETH WASHINGTON
JOEL STRICKLAND
DAWN MCNAIR**

11. Appointment of Tourism Development Authority Chairman **(Pg. 233)**

TDA CHAIRMAN APPOINTEE: VIVEK TANDON

12. Appointments to Boards and Committees **(Pgs. 236-247)**

A. Cumberland County Library Board of Trustees (2 Vacancies) **(Pg. 236)**

Nominees: Dr. Daniel Montoya (Reappointment)
Betsy Small (Reappointment)

**APPOINTEE(S): DR. DANIEL MONTOYA
BETSY SMALL**

B. Cumberland County Local Emergency Planning Committee (10 Vacancies) **(Pg. 238)**

Nominees:

Print and Broadcast Media Representatives: Kevin Arata (Reappointment)
Sean Swain

Operators of Facilities Representatives: Robert Melvin
Tony Collado

Law Enforcement Representatives: Lt. Freddie Johnson Jr.
(Reappointment) Brett Chandler

Emergency Management Representative: Tim Mitchell

At-Large Representatives: Calvin Bishop
Henry Eisenbarth

Utilities Representative: Rhonda Folks

APPOINTEE(S):
KEVIN ARATA
SEAN SWAIN
ROBERT MELVIN
TONY COLLADO
LT. FREDDIE JOHNSON JR.
BRETT CHANDLER
TIM MITCHELL
CALVIN BISHOP
HENRY EISENBARTH
RHONDA FOLKS

C. Human Relations Commission (2 Vacancies) **(Pg. 243)**

Nominees: Dr. Muhammad Lodhi
Georgeanna Pinckney

APPOINTEE(S): DR. MUHAMMAD LODHI
GEORGEANNA PINCKNEY

D. Nursing Home Advisory Board (6 Vacancies) **(Pg. 245)**

Nominees: Keith Howard (Reappointment)
Laura Hardy
Phyllis Pierce
Robert Williams
Brenda McArthur-Strong
Diane Wheatley
Rudy Tatum

APPOINTEE(S): KEITH HOWARD
LAURA HARDY
PHYLLIS PIERCE

**ROBERT WILLIAMS
DIANE WHEATLEY
RUDY TATUM**

13. **OPEN SESSION UPDATE ON LAWSUIT BROUGHT BY THE NAACP
AGAINST STATE BOARD OF ELECTIONS AND CUMBERLAND COUNTY
BOARD OF ELECTIONS**

ADJOURNED