

---

---

**AGENDA**  
**CUMBERLAND COUNTY BOARD OF COMMISSIONERS**  
**COURTHOUSE – ROOM 118**  
**SEPTEMBER 2, 2008 (TUESDAY)**  
**9:00 AM**

---

---

INVOCATION      Commissioner Breeden Blackwell, Chairman

Minister:

Pledge of Allegiance

1. Public Hearing
  - A. Public Hearing to Consider an Installment Financing Agreement to Refund Certain Debt of the County and to Finance the Western Elementary School and Western Public Library Branch.
2. Consent Agenda
  - A. Approval of minutes for the August 18, 2008 regular meeting.
  - B. Approval of Proposed Additions to the State Secondary Road System:  
  
    Manchester Township:      Mimosa Drive
  - C. Approval of Cumberland County Mental Health Authority's "Piggyback" Purchase of NetSmart Licensed Programs for Accounting, Billing and Reporting Software and Support Services.
  - D. Approval of Cumberland County Financial Policy Document.
  - E. Approval of Change Order No. G-1, Sanford Contractors, Inc. Bay Shore Properties Dam Removal, Grading & Erosion Control Project (Lake Upchurch).
  - F. Approval of Scheduling a Public Hearing and Consideration of Resolution of Intent to Close Sandra Lane in Carvers Creek Township.
  - G. Approval of Declaration of Foreclosed Real Property as Surplus.

H. Approval of Declaration of Surplus County Property and Authorization to Accept Insurance Settlement.

I. Approval of a Proclamation Proclaiming September 2008 “National Alcohol & Drug Recovery Month”.

J. Budget Revisions:

(1) General Government Other/Workforce Development

Revisions in the amount of \$21,014 to appropriate FY2008 General Fund fund balance and transfer the funds to Workforce Development to cover expenditures that can longer be reimbursed by the National Emergency Grant (\$20,130) and Katrina Grant (\$884) due to grant closures. (B08-409 thru B08-409B) **Funding Source – General Fund Fund Balance Appropriated**

(2) Health

a. Administration - Revision in the amount of \$4,000 to appropriate fund balance for drug screenings per the Memorandum of Understanding between the Health Department, Mental Health, Social Services and the 12<sup>th</sup> Judicial District Court. (B09-066) **Funding Source – Fund Balance**

b. Childhood Lead Poisoning Prevention – Revision in the amount of \$2,500 to budget for a decrease in State funding. (B09-067) **Funding Source - State**

(3) Senior Aides / Workforce Development

Revisions in the total amount of \$60,371 to reconcile the Senior Aides budget with State funding (\$54,071) and to reallocate position WDC0087 from Senior Aides to Workforce Development Administration (\$6,300). (B09-068 and B09-068A) **Funding Source – Senior Aides Grant**

(4) Juvenile Crime Prevention Program

Revision in the amount of \$143,952 to reconcile the JCPC programs to State allocations (\$138,999) and appropriate fund balance in the amount of \$4,953. (B09-074) **Funding Source – Juvenile Crime Prevention Program Fund Balance and State**

(5) Sheriff

Revision in the amount of \$55,759 to request a new Deputy position to provide law enforcement services for Town of Eastover. (B09-076) **Funding Source – Town of Eastover**

ITEMS OF BUSINESS

3. Report on C&D Franchise Agreement Requested from the City of Fayetteville
4. Nomination to Boards and Committees
  - A. Cumberland County Finance Corporation and Cumberland County Industrial Facilities & Pollution Control Financing Authority (1 Vacancy)
  - B. Workforce Development Board (2 Vacancies)
  - C. Wrecker Review Board (1 Vacancy)
5. Appointments to Boards and Committees
  - A. Community Child Protection Fatality Prevention Team (2 Vacancies)

Nominees:    EMS Provider or Firefighter Position:

Barry Childers (Reappointment)

At Large Position:    Trace Griffin
  - B. Nursing Home Advisory Board ( 1 Vacancy)

Nominee:    Martha Mckoy (Reappointment)
  - C. Senior Citizens Advisory Commission (3 Vacancies)

Nominees:    Tom Cain (Reappointment)  
Annette Renteria (Reappointment)  
Carolyn Tracy (Reappointment)

D. Southeastern Economic Development Commission ( 1 Vacancy)

Nominee: Doug Peters

E. Workforce Development Board (4 Vacancies)

Nominees:    Private Sector:    Gwen Holloman  
Rosie McMillan

Labor:    Joseph M. Smith

Public Sector:    Richard Everett

6. Closed Session:    **If Needed**

**ADJOURN**

**THIS MEETING WILL BE BROADCAST LIVE ON TIME WARNER  
COMMUNITY CHANNEL 7.**

**MEETINGS:**    September 15, 2008 (Monday) – 6:45 PM  
October 6, 2008 (Monday) – 9:00 AM  
October 20, 2008 (Monday) – 6:45 PM



ITEM NO. 1A

**OFFICE OF THE COUNTY ATTORNEY**

Courthouse, 117 Dick Street – Suite 551 • P.O. Box 1829 • Fayetteville, North Carolina 28302-1829  
(910) 678-7762 • Fax: (910) 678-7758

August 26, 2008

**MEMORANDUM FOR BOARD OF COMMISSIONERS' AGENDA OF SEPTEMBER 2, 2008:**

**TO: BOARD OF COMMISSIONERS**

**FROM: GRAINGER R. BARRETT, COUNTY ATTORNEY** *GRB*

**SUBJECT: PUBLIC HEARING ON INSTALLMENT FINANCING AGREEMENT TO FINANCE WESTERN ELEMENTARY SCHOOL AND WESTERN BRANCH LIBRARY AND TO REFUND CERTIFICATES OF PARTICIPATION, SERIES 1998, AND INSTALLMENT REVENUE PAYMENT BONDS, SERIES 1998**

**Background:** The Board of Commissioners has called a public hearing to consider a contract for issuance of \$90,000,000 in certificates of participation to refund \$63,000,000 of the County's certificates of participation, Series 1998 and installment revenue payment bonds, Series 1998, and the amount of \$27,000,000 to fund construction of the western elementary school and the western branch public library. The debt would not pledge the full faith and credit of the County and the security for payment of the debt would be, for the refunding bonds, the same security as currently exists, and for the new debt, the western elementary school and western branch public library. The Board of Education will transfer the property to the County prior to or at closing. The County will lease the property back to the Board of Education, with the parties entering into a sub-lease for the branch library. Staff will present a proposed lease and sub-lease to the Board of Commissioners for its approval prior to closing. Closing is scheduled for October 30, 2008.

The proposed term of the debt will be 20 years. Bank of America will underwrite the issuance of the debt. The Local Government Commission will consider approval of the debt issuance at its meeting of September 7, 2008.

A form of Installment Financing Agreement, Indenture, Escrow Agreement, Deed of Trust and draft of an Official Statement and Certificate Purchase Agreement will be placed on file with the Clerk to the Board for your reference and that of the public.

**Recommendation:** Consider whether to approve Installment Financing Agreement, Indenture, Deed of Trust, Certificate Purchase Agreement and Official Statement substantially in the form submitted for the agenda of this meeting and on file with the Clerk to the Board, with such revisions, modifications and changes thereto which are consistent with the tenor thereof as may be acceptable to the Chairman, the County Manager and the County Attorney. If approved, adopt resolution.

*Celebrating Our Past... Embracing Our Future*

BOARD OF COMMISSIONERS  
OF  
COUNTY OF CUMBERLAND, NORTH CAROLINA

Excerpt of Minutes  
of Special Meeting of  
September 2, 2008

Present: Chairman J. Breeden Blackwell presiding, and Commissioners \_\_\_\_\_

Absent: \_\_\_\_\_

\* \* \* \* \*

The following resolution was introduced and its title was read:

**RESOLUTION CONCERNING FINAL APPROVAL OF  
INSTALLMENT FINANCING TO REFUND THE  
CUMBERLAND COUNTY FINANCE CORPORATION'S  
REFUNDING CERTIFICATES OF PARTICIPATION  
(CUMBERLAND COUNTY CIVIC CENTER PROJECT),  
SERIES 1998 AND INSTALLMENT PAYMENT REVENUE  
BONDS (PUBLIC BUILDING AND EQUIPMENT  
PROJECTS), SERIES 1998, AND TO FINANCE THE  
ACQUISITION AND CONSTRUCTION OF THE WESTERN  
ELEMENTARY SCHOOL AND WESTERN BRANCH  
LIBRARY AND AUTHORIZING THE EXECUTION AND  
DELIVERY OF DOCUMENTS IN CONNECTION  
THEREWITH**

**WHEREAS**, the Board of Commissioners (the "Board") of the County of Cumberland, North Carolina (the "County") has resolved to undertake the refunding of the Cumberland County Finance Corporation (the "Corporation") Refunding Certificates of Participation (Cumberland County Civic Center Project), Series 1998 and its Installment Payment Revenue Bonds (Public Building and Equipment Projects), Series 1998 (together, the "Prior Obligations"), and the financing of the Western Elementary School and the Western Branch Library (the "Projects"); and

**WHEREAS**, financings and refinancings pursuant to Section 160A-20 must be approved by the North Carolina Local Government Commission (the "LGC"); and

**WHEREAS**, for such financing the Corporation has proposed to execute and deliver its Certificates of Participation (Cumberland County Improvement Projects), Series 2008A and its Certificates of Participation (Cumberland County Improvement Projects), Series 2008B (together, the "2008 Certificates") pursuant to an Indenture of Trust dated as of October 1, 2008

(the "Indenture"), between the Corporation and \_\_\_\_\_, as Trustee (the "Trustee"), with the 2008 Certificates payable from Installment Payments made by the County under the Installment Financing Agreement dated as of October 1, 2008 (the "Agreement") between the Corporation and the County, and secured by the lien and security interest created by a Deed of Trust and Security Agreement dated as of October 1, 2008 (the "Deed of Trust"), from the County to a trustee named therein; and

**WHEREAS**, the Bonds are expected to be sold to the public by Banc of America Securities LLC (the "Underwriter") pursuant to a Contract of Purchase between the Underwriter, the Corporation and the LGC and approved by the County (the "Contract of Purchase"); and

**WHEREAS**, there have been presented to the Board forms of the following documents which the Corporation, the Underwriter and the County propose to use in connection with the Agreement, the 2008 Certificates, the refunding of the Prior Obligations and the financing of the Projects:

1. a draft of the form of the Agreement;
2. a draft of the form of the Deed of Trust (together with all other documents, if any, required by the Underwriter as security for the Agreement, the "Security Documents");
3. a draft of the form of the Indenture; and
4. a draft of the Certificate Purchase Agreement; and
5. a draft of the Preliminary Official Statement relating to the 2008 Certificates, which contains certain information about the County and the plan of finance (the "Preliminary Official Statement"); and

**WHEREAS**, the Board desires to approve the Agreement, the Security Documents, the Indenture and the sale of the 2008 Certificates and to authorize other actions in connection therewith; and

**WHEREAS**, the County has held a public hearing regarding the refinancing of the Prior Obligations and financing of the Projects; and

**WHEREAS**, the LGC will consider the County's application for approval of the Agreement;

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE COUNTY OF CUMBERLAND, NORTH CAROLINA:**

1. The refunding of the Prior Obligations and the financing of the Projects pursuant to the Agreement and in accordance with the terms and conditions of the Indenture and the Preliminary Official Statement is hereby approved, based, in part, on the following findings:

(a) The proposed Agreement is necessary and expedient for the refinancing of projects financed by the Prior Obligations and financing of the acquisition, construction and equipping of the Projects, the component parts of which are needed by the County for the performance of its school, library and other responsibilities.

(b) Because of the nature of the Projects, the proposed Agreement is preferable to a bond issue for the same purpose. The cost of financing under the proposed Agreement is not substantially greater, if at all, than the cost of issuing general obligation bonds.

(c) The anticipated sums to fall due under the Agreement are adequate and not excessive for the stated purposes of refinancing the projects financed by the Prior Obligations and financing the acquiring, constructing and equipping the Projects. The cost of the proposed undertaking exceeds the amount of funds that can be prudently raised from currently available appropriations, unappropriated fund balances, and non-voted bonds that could be issued by the County in the fiscal year pursuant to Article V, Section 4, of the North Carolina Constitution.

(d) The County's debt management procedures and policies are good and have been carried out in strict compliance with law and will henceforth be so carried out.

(e) It is not anticipated that a tax increase will be required to meet the sums due under the proposed Agreement.

(f) The County is not in default in any of its debt service obligations.

(g) Counsel has rendered an opinion that the proposed Projects continue to be authorized by law and are purposes for which public funds may be expended pursuant to the Constitution and laws of North Carolina.

2. The Chairman or Vice Chairman of the Board or the County Manager are hereby authorized and directed to execute and deliver the Agreement, the Indenture, the Security Documents, the Contract of Purchase, the Preliminary Official Statement and a form thereof updated with pricing information and other details of the 2008 Certificates (the "Final Official Statement" and, together with the Preliminary Official Statement, the "Official Statement"), which shall be in substantially the forms previously submitted, which are hereby approved, with such completions, omissions, insertions, and changes as may be approved by the Chairman, Vice Chairman or the County Manager, and the County Attorney, including such changes as may be required by the LGC, their execution to constitute conclusive evidence of their approval of any such completions, omissions, insertions and changes. The Clerk of the Board shall attest and seal such documents as require the Clerk's attestation and the County seal.

3. The Board hereby approves the execution and delivery by the Corporation of the Agreement, the Indenture, the Contract of Purchase and the 2008 Certificates and any other documents or certificates that may be required in connection with the execution and delivery of the 2008 Certificates.



4. The Chairman, Vice Chairman, County Manager, County Finance Officer, County Attorney and Clerk of the Board are hereby authorized to take any and all such further action and to execute and deliver such other documents as may be necessary or advisable to carry out the intent of this resolution and to effect the installment financing pursuant to the Agreement, including, without limitation, procuring a municipal bond insurance policy or other credit or liquidity facility and entering into rebate compliance agreements. Without limiting the generality of the foregoing, the Chairman, Vice Chairman or County Manager are authorized to approve all details of the financing, including without limitation, the amount advanced under the Agreement (which shall not exceed \$90,000,000), the annual payments under the Agreement, the interest rates with respect to such payments (which shall not exceed an all-in interest cost of 6% per annum) and the term of the Agreement (which shall not extend past October 1, 2028). Execution of the Agreement by the Chairman, Vice Chairman or County Manager, as the case may be, shall conclusively evidence approval of all such details of the financing.

5. To the extent permitted by law, the County Manager, or such other officer or employee of the County as may be responsible from time to time for the preparation of the County's annual budget, is hereby authorized and directed to carry out the obligations imposed by the Agreement on such officer or employee.

6. The Board hereby approves and consents to the use of the Preliminary Official Statement and the Final Official Statement, in substantially the form of the Preliminary Official Statement, with such changes as are necessary to reflect the maturities and interest rates of the Bonds and other information required by Rule 15c2-12 of the Securities and Exchange Commission, and the Chairman, Vice Chairman or the County Manager is hereby authorized to execute the Official Statement in substantially such form, with such completions, omissions, insertions, and changes as may be approved by them, their execution to constitute conclusive evidence of approval of any such completions, omissions, insertions and changes.

7. All other actions of the officers of the County which are in conformity with the purposes or intent of this resolution and in furtherance of the execution and delivery of the Agreement, including the execution of the Security Documents, the Certificate Purchase Agreement and the Official Statement, are hereby ratified, approved and confirmed. The representations of the County made in the Agreement, the Security Documents and the Contract of Purchase are hereby confirmed. Such documents shall be in substantially the forms previously submitted, which are hereby approved, with such completions, omissions, insertions, and changes as may be approved by the Chairman, Vice Chairman or the County Manager, including such changes as may be required by the LGC, their execution to constitute conclusive evidence of their approval of any such completions, omissions, insertions and changes. The Clerk of the Board shall attest and seal such documents as require the Clerk's attestation and the County Seal.

8. The Board hereby approves the execution and delivery by the Corporation of the documents relating to the 2008 Certificates and any other documents or certificates that may be required in connection with the execution and delivery thereof.

9. The Chairman, Vice Chairman, County Manager, County Finance Officer, County Attorney and Clerk of the Board are hereby authorized to take any and all such further

action and execute and deliver such other documents as may be necessary or advisable to carry out the intent of this resolution with respect to the 2008 Certificates.

10. All other actions of the officers of the County which are in conformity with the purposes and intent of this resolution with respect to the execution and delivery of the 2008 Certificates are hereby ratified, approved and confirmed.

11. The following financing team members shall serve for the issuance of the 2008 Certificates:

Co- Special Counsel: Hunton & Williams LLP and The Charleston Group

Underwriter: Banc of America Securities LLC

Co-Underwriter' Counsel Womble Carlyle Sandridge & Rice, PLLC and  
Rand & Gregory, P.A.

Trustee: \_\_\_\_\_

12. All resolutions or parts thereof in conflict herewith are hereby repealed.

13. This resolution shall take effect immediately.

\* \* \* \* \*

Commissioner \_\_\_\_\_ moved the passage of the foregoing resolution and  
Commissioner \_\_\_\_\_ seconded the motion, and the resolution was passed by the following  
vote:

Ayes: Commissioners \_\_\_\_\_

Nays: Commissioners \_\_\_\_\_

Not Voting: \_\_\_\_\_

\* \* \* \* \*

I, \_\_\_\_\_, Clerk of the Board of Commissioners of Cumberland  
County, North Carolina, **DO HEREBY CERTIFY** that the foregoing is a true and complete  
copy of so much of the proceedings of the Board of Commissioners for said County at a special  
meeting held on September 2, 2008, as it relates in any way to the resolution hereinabove  
referenced and set forth, respectively, and that said proceedings are recorded in Minute Book  
\_\_\_\_\_ of the minutes of said Board.

**I DO HEREBY FURTHER CERTIFY** that due notice of such meeting, stating its time  
and place and the subjects to be considered, was given to the Chairman and each other member  
of the Board and posted on the bulletin Board in the Cumberland County Courthouse at least 48  
hours prior to the meeting, and mailed or delivered as required by G.S. § 143-318.12.

**WITNESS** my hand and the common seal of said County, this \_\_\_\_ day of September, 2008.

(SEAL)

---

Clerk of the Board of Commissioners  
of Cumberland County

**NOTICE OF PUBLIC HEARING TO CONSIDER AN  
INSTALLMENT FINANCING AGREEMENT TO REFUND  
CERTAIN DEBT OF THE COUNTY AND TO FINANCE THE  
WESTERN ELEMENTARY SCHOOL AND WESTERN PUBLIC  
LIBRARY BRANCH**

The Board of Commissioners of Cumberland County will hold a public hearing at its regular meeting at 9:00 a.m. on Tuesday, September 2, 2008, in the Commissioners' Meeting Room, Room 118, First Floor, Cumberland County Courthouse, 117 Dick Street, Fayetteville, N.C. to consider an Installment Financing Agreement in the amount of approximately Ninety Million Dollars (\$90,000,000) to refund certain Refunding Certificates of Participation, Series 1998 and Installment Payment Revenue Bonds, Series 1998 and (b) to finance the capital costs of construction of a western elementary school and western public library branch.

This the 23<sup>rd</sup> day of August, 2008.



ITEM NO. 2B

## COUNTY of CUMBERLAND

James E. Martin  
County Manager

Cliff Spiller  
Assistant County Manager

Juanita Pilgrim  
Deputy County Manager

*Office of the County Manager*

Amy H. Cannon  
Assistant County Manager

### **MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF SEPTEMBER 2, 2008**

**TO: BOARD OF COUNTY COMMISSIONERS**

**FROM: JAMES E. MARTIN, COUNTY MANAGER**

**DATE: AUGUST 26, 2008**

**SUBJECT: PROPOSED ADDITIONS TO THE STATE SECONDARY ROAD SYSTEM**

#### **BACKGROUND**

The North Carolina Department of Transportation has received petitions requesting the following streets be placed on the State Secondary Road System for maintenance (see attached):

Manchester Township: Mimosa Drive

DOT has determined that the above streets are eligible for addition to the state system.

#### **RECOMMENDATION**

NCDOT recommends that the above named streets be added to the State Secondary Road System. County Management concurs.

#### **PROPOSED ACTION**

Approve the above listed streets for addition to the State Secondary Road System.

/ct  
Attachments



STATE OF NORTH CAROLINA  
**DEPARTMENT OF TRANSPORTATION**

MICHAEL F. EASLEY  
GOVERNOR

LYNDO TIPPETT  
SECRETARY

August 20, 2008

Division Six - District Two  
Cumberland County

Mr. J. Breeden Blackwell, Chairman  
Cumberland County Board of Commissioners  
Post Office Box 1829  
Fayetteville, North Carolina 28302

Subject: Secondary Road Addition

Dear Mr. Blackwell,

This is reference to a petition submitted to this office requesting street(s) in Cumberland County be placed on the State's Secondary Road System. Please be advised that these street(s) have been investigated and our findings are that the below listed street(s) are eligible for addition to the State System.

**Manchester Township**

- Mimosa Drive

It is our recommendation that the above named street(s) be placed on the State's Secondary Road System. If you and your Board concur in our recommendation, please submit a resolution to this office.

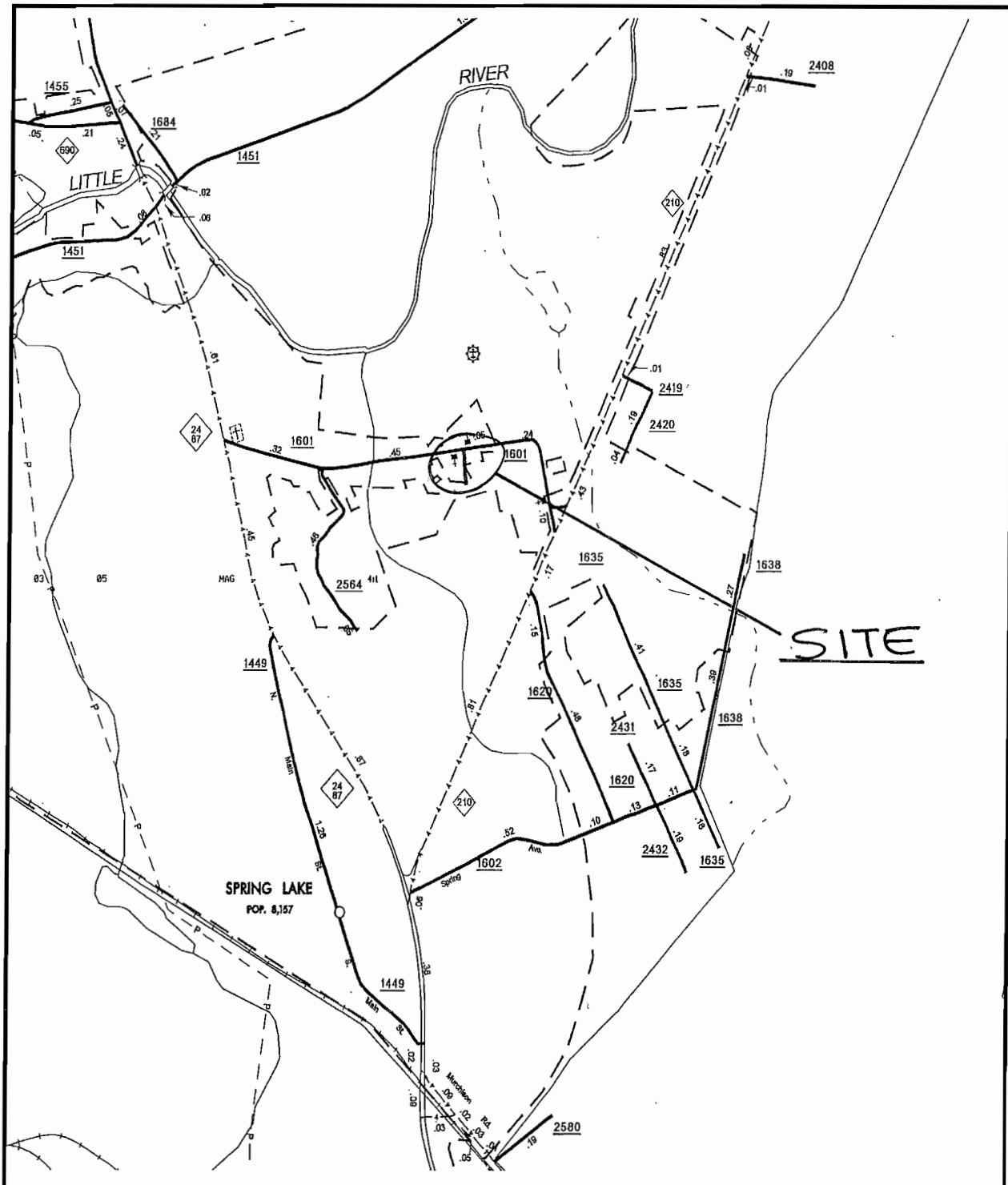
Sincerely,

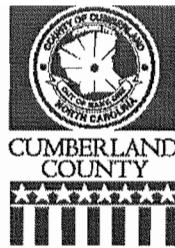
A handwritten signature in black ink that reads "Christopher W. McGee".

Christopher W. McGee, P.E.  
District Engineer

CWM:rdp

## Mimosa Drive





ITEM NO. 2C

**MENTAL HEALTH CENTER**

P.O. Box 3069 • 711 Executive Place, Fayetteville, NC 28302-3069  
(910) 323-0601 • Fax: (910) 323-0096

---

Hank Debnam, M.P.H., Area Director

**MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF SEPTEMBER 2, 2008**

**TO: BOARD OF COUNTY COMMISSIONERS**

**FROM: HANK DEBNAM, AREA DIRECTOR**

**THROUGH: THELMA MATTHEWS, PURCHASING/ACCOUNTS MANAGER**

**DATE: AUGUST 27, 2008**

**SUBJECT: APPROVAL OF CUMBERLAND COUNTY MENTAL HEALTH  
AUTHORITY'S "PIGGYBACK" PURCHASE OF NETSMART  
LICENSED PROGRAMS FOR ACCOUNTING, BILLING AND  
REPORTING SOFTWARE AND SUPPORT SERVICES**

**BACKGROUND**

Cumberland County Mental Health is requesting that the "piggyback" purchase of NetSmart Licensed Programs for Accounting, Billing and Reporting Software and Support Services from NetSmart New York, Inc., be added to the agenda for approval at the regular meeting of the Board of County Commissioners meeting on September 2, 2008. This purchase has been reviewed and approved by our County Purchasing Department and meets all of the mandated purchasing requirements and it has also been reviewed and approved for legal sufficiency by the Cumberland County Attorney. A copy of the Master License Agreement is available in the Clerk's office for review.

**RECOMMENDATION/PROPOSED ACTION**

Accept and approve the "piggyback" purchase of NetSmart Licensed Programs for Accounting, Billing and Reporting Software and Support Services.

/kb

---

*Celebrating Our Past...Embracing Our Future*



THELMA S. MATTHEWS  
Purchasing Accounts Manager  
(910) 678-7743



DEBBIE H. MILLER  
Buyer  
(910) 678-7746

FINANCE DEPARTMENT  
PURCHASING DIVISION

4th Floor, Courthouse • P.O. Box 1829 • Fayetteville, North Carolina 28302-1829 • Fax (910) 323-6120

## MEMORANDUM

DATE: August 19, 2008

TO: James Martin, County Manager

FROM: Thelma S. Matthews, Purchasing Accounts Mgr. *TM*

RE: "Piggyback" bid for software (Mental Health)

I have been in contact with Wake County in reference to the NetSmart Licensed Programs and Support Services contract to which Wake County Bid and was awarded by the Wake County Board of Commissioners on March 10, 2008. Cumberland County Mental Health would like to "Piggyback" this bid. I have advertised our consideration to waiver competitive bidding under G.S. 143-129(g) in the Fayetteville Observer as required and have the information to back the bid process from Wake County. Grainger has approved the contract. \$525,000.00 has been allocated for this project. I request this item be added to the agenda for the September 2, 2008 meeting of the Cumberland County Board of Commissioners.

*Celebrating Our Past...Embracing Our Future*

EASTOVER - FALCON - FAYETTEVILLE - GODWIN - HOPE MILLS - LINDEN - SPRING LAKE - STEDMAN - WADE



**MENTAL HEALTH CENTER**

P.O. Box 3069 • 711 Executive Place, Fayetteville, NC 28302-3069  
(910) 323-0601 • Fax: (910) 323-0096

---

Hank Debnam, M.P.H., Area Director

MEMORANDUM

DATE: August 18, 2008

TO: James Martin, Cumberland County Manager

FROM: Hank Debnam, CCMH Area Director

THROUGH: Thelma Matthews, Purchasing/Accounts Manager

RE: Item for the September Commissioner's Meeting

Mental Health is requesting that the purchase of NetSmart Licensed Programs and Support Services from NetSmart New York, Inc., be added to the agenda for the regular meeting of the Board of County Commissioners meeting on September 2, 2008. This purchase has been reviewed for legal sufficiency by the Cumberland County Attorney and meets all the mandated purchasing requirements.

Thank you for your assistance in this matter.

Celebrating Our Past...Embracing Our Future

JAMES E. MARTIN  
County Manager

JUANITA PILGRIM  
Deputy County Manager



CLIFF SPILLER  
Assistant County Manager

AMY H. CANNON  
Assistant County Manager


OFFICE OF THE COUNTY MANAGER

5<sup>th</sup> Floor, New Courthouse • PO Box 1829 • Suite 512, • Fayetteville, North Carolina 28302-1829  
(910) 678-7723 / (910) 678-7726 • Fax (910) 678-7717

MEMORANDUM

ITEM NO. 2D

**TO:** BOARD OF COUNTY COMMISSIONERS

**FROM:** AMY H. CANNON, ASSISTANT COUNTY MANAGER 

**DATE:** AUGUST 26, 2008

**SUBJECT:** CONSIDERATION OF APPROVAL OF CUMBERLAND COUNTY  
FINANCIAL POLICY DOCUMENT

**BACKGROUND**

Attached you will find a document that combines financial policies previously reviewed by the Board and unwritten fiscal practices that have been applied for many years. This document illustrates policies that support management of financial resources and provide effective control, prudent decision making, and compliance with legal requirements. Specifically, this document addresses Budget, Revenue, Expenditure and Fund Balance Policies. Asset/Liability Management Policies have also been addressed to include: Capital Improvements Plan, Ten-Year School Facilities Plan, Fixed Assets and Debt Issuance and Affordability, Cash Management and Investment as well as General Accounting, Auditing and Financial Reporting Policies.

As we begin the process of issuing debt for the Western Elementary and Library, Management will be meeting with Standard & Poor's and Moody's for a ratings review. This document will provide the rating agencies with assurance that decisions and long-term plans are based upon consistent application of Board approved policies.

**RECOMMENDATION**

Approve the attached financial policy document.

AHC:cas

/Attachment

*Celebrating Our Past...Embracing Our Future*



# **County of Cumberland**

North Carolina

## **Financial Policies 2008**



<u>Section Name</u>	<u>Page #</u>
Introduction .....	1
I. Operating Budget / Fund Balance Policies	
Budget Guidelines .....	2
Revenue Policy .....	2
Expenditure Policy .....	3
Reserve / Fund Balance Policy .....	3
II. Asset Liability Management Policies	
Capital Investment and Debt Policy .....	5
Cash Management and Investment Policy .....	6
III. Accounting, Auditing and Financial Reporting Policies	
General Policy .....	12
<u>Appendix</u>	
Swap Policy	
Policy .....	13



## Introduction

---

The County of Cumberland has established comprehensive financial policies supporting management of our financial resources by providing effective control, prudent decision making and compliance with legal requirements. The essential goals to be accomplished through consistent application of these policies include:

- To align long-term financial planning with short-term daily operations and decision-making.
- To maintain and improve the County's financial position.
- To maintain the County's credit ratings by meeting or exceeding the requirements of rating agencies through sound, conservative financial decision making.
- To comply with the North Carolina Budget and Fiscal Control Act and the policies of the North Carolina Local Government Commission (the "LGC").
- To ensure cost effective, efficient and timely procurement of necessary goods and services to enable County departments in achieving their mission of effective service delivery to all citizens.
- To provide credibility to the citizens of the County regarding financial operations through active investment, debt and procurement management as well as financial planning and monitoring.

The Cumberland County Board of Commissioners (the "Board") is a seven-member board, with each member serving a four-year term. To enhance communication and effective decision making, four subcommittees of the Board have been in existence for many years. These three-member subcommittees have been structured to focus on the following areas: Finance, Policy, Personnel, and Facilities issues. Each committee meets monthly as needed, in a published, open meeting. The Finance Committee serves as the Audit Committee of the County and makes recommendations to the full Board upon review of issues that have a fiscal impact upon the County. Periodically, the Finance Director updates the Committee on the financial condition of the County as a part of their monthly agenda. The annual audit is presented in detail to the Board annually at a night meeting which is televised on a local channel for the citizens of Cumberland County.



## Operating Budget / Fund Balance Policies

### Budget Guidelines

- I. The County's Annual Budget Ordinance will be balanced in accordance with the Local Government Budget and Fiscal Control Act (G.S. 159-8(a)).
- II. The County's operating budget will be prepared in accordance with Generally Accepted Accounting Principles.
- III. The County's Annual Budget Ordinance will be adopted by each July 1 (G.S. 159-13(a)).
- IV. The annual budget shall be developed as a financial plan to achieve long-term and short-term goals adopted by the Governing Board and as an operational guide for provision of programs and services to the community.

### Revenue Policy

- I. Ad Valorem Tax – As provided by the North Carolina Budget and Fiscal Control Act, estimated revenue from the Ad Valorem Tax levy will be budgeted as follows:
  - a. Assessed valuation will be estimated based upon historical trends and growth patterns in a conservative manner.
  - b. The estimated percentage of collection will not exceed the actual collection percentage of the preceding fiscal year, in accordance with State law.
  - c. The property tax rate will be set each year based upon the costs of providing general governmental services, meeting debt service obligations and maintaining any reserves or fund balances the Board deems necessary.
- II. Economically Sensitive Revenues – The County has certain revenues, specifically occupancy, food and beverage, and sales taxes that can be adversely affected by regional and national economic conditions and military deployments. These revenues shall be budgeted in a conservative manner.
- III. User Fees – The Board will establish all user fees annually. The user fees will maximize charges for services that can be individually identified and where costs are directly related to the provision of or to the level of service provided.
  - a. Emphasis on user fees results in the following benefits:
    - i. The burden on the Ad Valorem tax is reduced.
    - ii. User fees are paid by all users, including those exempt from property taxes.
    - iii. User fees help minimize subsidization in any instance where there are requirements in order to qualify for the use of the service and the service is not provided to the general public.
    - iv. User fees produce information on the demand level for services and help to make a connection between the amount paid and the services rendered.
- IV. Interest Income – Interest income is subject to variability based upon changes in prevailing interest rates, which cannot be predicted with certainty. Such revenue shall therefore be budgeted in a conservative manner within the Annual Budget Ordinance and shall comply with Section III of this policy regarding Asset – Liability Management.
- V. Grant Funding – Staff will pursue opportunities for grant funding. Application for grant funding will be made after a grant has been evaluated for consistency with the Board's goals and compatibility with County programs and objectives. Staff must have prior approval from the County Manager to apply for a grant. All awarded grants can only be accepted by Board action at which time the related budget shall be established.





## I. Operating Budget / Fund Balance Policies

- a. Grants that have been awarded in prior years and are recurring in nature will be included and addressed through the annual budget process.
- b. Grants that fund operating expenditures but have a funding termination date must fully disclose that fact to the Board prior to acceptance.
- c. The grant manager for each grant shall be the related department head. The grant manager is responsible for all grant monitoring, compliance and reporting. The grant manager will provide copies of all documents to the Finance Department. The Finance Department will maintain a grant file by fiscal year for each active grant.
- d. Existing exceptions that relate to annual allocation amounts must be approved by County Finance

### Expenditure Policy

- I. Expenditure budgets shall be monitored throughout the fiscal year by department heads, the Finance Department and the County Manager. Budget compliance is the responsibility of the department head and the Finance Director.
- II. Budgeted funds will only be spent for categorical purposes for which they are intended. The annual operating budget ordinance defines staff authorization for operating budget adjustments. Appropriations of debt proceeds will be made only for the purpose for which such debt instrument was issued or for the payment of debt principal and interest. Donations will be spent only toward the intent for which they were given.
- III. For continuing contracts, funds will be appropriated in the annual budget ordinance to meet current year obligations arising under the contract, in accordance with G.S. 160A-17.
- IV. Payroll will be processed in accordance with the requirements of the Fair Labor Standards Act. Overtime and benefit payments will be made in accordance with the County's Personnel Ordinance.
- V. The County will fund current expenditures with current resources and will strive to avoid balancing budgets utilizing one-time revenues, in accordance with the Fund Balance Policy below.
- VI. The County will employ the use of the carryover method for re-appropriating outstanding purchase orders and contracts as of the end of each fiscal year into the new fiscal year. The process shall be explained in detail in each year's budget ordinance.

### Reserve / Fund Balance Policy

- I. In accordance with State statute, appropriated fund balance in any fund will not exceed the sum of cash and investments less the sum of liabilities, encumbrances, and deferred revenues arising from cash receipts.
- II. The County will maintain a General Fund undesignated fund balance of no less than 10% which exceeds the minimum eight percent (8%) recommended by the LGC. Additionally, the target goal for undesignated and designated General Fund Reserve Balance will be 20% to 25% of the budgeted expenditures. The percentage is to be determined by dividing the unreserved and undesignated fund balance amount by the total budget of the following fiscal year. The annual appropriation of fund balance should not exceed 3% of budgeted general fund expenditures.
  - a. Purpose of Reserve: These funds will be utilized to avoid cash flow interruptions, generate interest income, eliminate the need for short-term borrowing, and maintain the County's credit ratings.
  - b. Reserve Draw Downs: The fund balance may be purposefully drawn down below the target percentage for emergencies, nonrecurring expenditures, or major capital projects.
  - c. Reserve Replenishment: If the fund balance falls below the target percentage for two consecutive fiscal years, the County will replenish funds by direct appropriation beginning in the following fiscal year. In that instance, the County will annually appropriate 20% of the difference between the target percentage level and the actual balance until the target level is met.



## I. Operating Budget / Fund Balance Policies

- III. Any General Fund undesignated fund balance that exceeds the 10% target goal shall be reserved for onetime future projects.
- IV. The County will appropriate within the annual budget a General Fund Contingency appropriation each fiscal year of at least \$500,000.
- V. The County shall maintain a School Capital Reserve Special Revenue Fund and all funds accumulated shall be used towards debt service on school related debt and other school capital needs.
  - a. The Board has committed 30% of the Article 40 sales tax and 60% of the Article 42 sales tax to the purposes listed immediately above.
  - b. All Public School Building Capital Fund ("ADM money") and Lottery proceeds shall be budgeted within the School Capital Reserve Fund and shall be used for debt service from school related debt and for school construction needs as appropriate.



## Asset Liability Management Policies



### Capital Investment and Debt Policy

#### I. Capital Improvements Plan

- a. The County will update a five-year capital improvements plan (CIP) which projects capital needs and details the estimated costs, description and anticipated funding sources for capital projects.
- b. The annual update of the CIP will be presented at the Board's Budget Planning retreat and included in the annual operating budget process.
- c. The first year of the five-year CIP will be the basis of formal fiscal year appropriations during the annual budget process.
- d. The CIP will generally address those capital assets with a value of \$100,000 or more and a useful life of five years or more.
- e. The County includes equipment and furnishings as well as projected annual operating costs in the appropriate year in the CIP.
- f. The County acknowledges pay-as-you-go financing as a significant capital financing source, but will ultimately determine the most appropriate financing structure for each capital project on an individual basis after examining all relevant factors of the project.

#### II. Ten Year School Facilities Plan

- a. The County requires an annual update from the Cumberland County Board of Education of its Ten Year School Facilities Plan. The County fully expects to see all new capital projects first appear in the ninth or tenth year of the school facilities plan unless dictated otherwise by State or Federal mandates of new sources of funds, such as a State bond issue for local consideration.

#### III. Fixed Assets

- a. The capitalization threshold for fixed assets shall be \$5,000 and \$7,500 for capital improvements. The threshold will be applied to individual fixed assets and not to groups of fixed assets. Fixed assets will be capitalized if they have a useful life of one year or more following the date of acquisition.

#### IV. Debt Policy

- a. Debt will only be incurred for financing capital assets that, because of their long-term nature or because of budgetary restraints, cannot be acquired from current or budgeted resources. Debt will not be used for operational needs. Debt financing can include general obligation bonds, revenue bonds, certificates of participation, lease/purchase agreements, special obligation bonds, or any other financing instrument allowed under North Carolina law.
- b. The County will seek to structure debt and to determine the best type of financing for each financing need based on the flexibility needed to meet project needs, the timing of the project, taxpayer or rate payer equity, and the structure that will provide the lowest interest cost in the circumstances. The following guidelines will be used when structuring debt:
  - i. Debt will be amortized on a level principal or level principal and interest basis, depending upon the specific nature of the financing.
  - ii. Maximum term of amortization of principal will be twenty-five years, twenty years for general obligation debt. Average life of outstanding debt will not exceed fifteen years.
  - iii. For general obligation debt, fifty percent of the total outstanding debt will be amortized in the first ten years of total debt outstanding.
  - iv. Fixed rate will be the predominant interest rate for County issuance. Variable rate debt will be considered on a case-by-case basis and will not exceed fifteen percent of total outstanding debt of the County. Issuance of variable rate debt will be undertaken after considering interest rate risk, ability to hedge risk in the annual budget, internal levels of fund balance, and other elements of interest rate risk management.
- c. Debt financing will be considered in conjunction with the County's CIP. Debt financing will also be considered in the Board's review of facility plans presented by the Board of Education.

## II. Asset Liability Management Policies

- d. Upon Board approval of a capital project and a determination that the project will be financed through issuance of debt, The Board will increase the property tax rate in an amount equivalent to the additional annual operating costs and principal and interest payments in the upcoming fiscal year, if deemed necessary.
- e. The County will strive to maintain a high level of pay-as-you-go financing for its capital improvements.
- f. Debt Affordability
  - i. The net debt of the County, as defined in G.S. 159-55, is statutorily limited to eight percent of the assessed valuation of the taxable property within the County. The County will utilize a self-imposed ceiling of 4%.
  - ii. Total General Fund debt service will not exceed the limits imposed by the LGC. As a guide, formulas established by the LGC and rating agencies will be monitored and appropriately applied by the County. Debt service as a percentage of the general fund budget will be targeted not to exceed 15%.
- g. The County will seek to structure debt in the best and most appropriate manner to be consistent with Asset – Liability Management policies.
- h. The County will seek to employ the best and most appropriate strategy to respond to a declining interest rate environment. That strategy may include, but does not have to be limited to, delaying the planned issuance of fixed rate debt, examining the potential for refunding of outstanding fixed rate debt, and the issuance of variable rate debt. The County will seek to employ the best and most appropriate strategy to respond to an increasing interest rate environment. That strategy may include, but does not have to be limited to, the issuance of variable rate debt (a historically lower interest cost), or any other methodology deemed appropriate.
- i. The County will monitor the municipal bond market for opportunities to obtain interest rate savings by refunding on a current or advance basis for outstanding debt. The estimation of net present value savings for a traditional fixed rate refunding should be, at a minimum, in the range of 2.5% to 3% of the refunded maturities before a refunding process begins.
- j. The County will strive for the highest possible bond ratings in order to minimize the County's interest costs.
- k. The County will normally obtain at least two ratings (Moody's and Standard & Poor's) for all publicly sold debt issues.
- l. While some form of outstanding debt exists, the County will strive to have a portion of that debt in the form of general obligation debt.
- m. The County will provide annual information updates to each of the debt rating agencies.
- n. The County will use the Comprehensive Annual Financial Report (the "CAFR") as the disclosure document for meeting its obligation to provide certain annual financial information to the secondary debt market via various information repositories. The annual disclosure is a condition of certain debt covenants and contracts that are required by SEC Rule 15c2-12.

### Cash Management and Investment Policy

#### I. Receipts

- a. Cash receipts will be collected as expediently as reasonably possible to provide secure handling of incoming cash and to move these monies into interest bearing accounts and investments.
- b. All incoming funds will be deposited daily as required by State law.
- c. The Finance Director is responsible for coordinating at least two random or risk based internal audits of cash receipting locations per fiscal year.

#### II. Cash Disbursements

- a. The County's objective is to retain monies for investment for the longest appropriate period of time.
- b. Disbursements will be made timely in advance of or on the agreed-upon contractual date of payment unless earlier payment provides greater economic benefit to the County.

## II. Asset Liability Management Policies

- c. Inventories and supplies will be maintained at minimally appropriate levels for operations in order to increase cash availability for investment purposes.
- d. Dual signatures are required for County checks. Electronic signature of checks is approved.

### III. Investment Policy

#### a. Policy

- i. It is the policy of the County to invest public funds in a manner which will provide the highest investment return with the maximum security while meeting the daily cash flow requirements of the County and conforming to all State statutes governing the investment of idle funds.

#### b. Scope

- i. This investment policy applies to all financial assets of the County except authorized petty cash, trust funds administered by the Social Services Director, and debt proceeds, which are accounted for and invested separately from pooled cash. The County pools the cash resources of its various funds and participating component units into a single pool in order to maximize investment opportunities and returns. Each fund's and participating component unit's portion of total cash and investments is tracked by the financial accounting system.

#### c. Prudence

- i. The standard of prudence to be used by authorized staff shall be the "prudent person" standard and shall be applied in the context of managing an overall portfolio. Investments shall be made with judgment and care, under circumstances then prevailing, which persons of prudence, discretion, and intelligence would exercise in the management of their own affairs, not for speculation, but for investment, considering the probable safety of their capital as well as the probable income to be derived.
- ii. Authorized staff acting in accordance with procedures and this investment policy and exercising due diligence shall be relieved of personal responsibility for an individual security's credit risk or market price changes, provided deviations from expectations are reported in a timely fashion and the liquidity and the sale of securities are carried out in accordance with the terms of this policy.

#### d. Authorized Staff

- i. G.S. 159-25(a)6 delegates management responsibility for the investment program to the Finance Director. The Finance Director will establish and maintain procedures for the operation of the investment program that are consistent with this policy. Such procedures will include delegation of authority to persons responsible for investment transactions. No person may engage in an investment transaction except as provided under the terms of this policy and the procedures established by the Finance Director. The Finance Director will be responsible for all transactions undertaken and will establish and maintain a system of controls to regulate the activities of subordinates.
- ii. In the absence of the Finance Director and those to which he or she has delegated investment authority, the County Manager or his or her designee is authorized to execute investment activities.

#### e. Objectives

- i. The County's objectives in managing the investment portfolio, in order of priority, are safety, liquidity, and yield.

##### 1. Safety

- a. Safety of principal is the foremost objective of the investment program. Investments shall be undertaken in a manner that seeks to ensure the preservation of capital in the overall portfolio. To best mitigate against credit risk (the risk of loss due to the failure of the security issuer) diversification is required. To best mitigate against interest rate risk (the risk that changes in interest rates will adversely affect the market value of a security and that the security will have to







be liquidated and the loss realized) the second objective, adequate liquidity, must be met.

2. Liquidity

- a. The investment portfolio shall remain sufficiently liquid to meet all operating and debt service cash requirements that may be reasonably anticipated. The portfolio will be structured so that securities mature concurrent with cash needs (static liquidity), with securities with an active secondary market (dynamic liquidity), and with deposits and investments in highly liquid money market and mutual fund accounts.

3. Yield

- a. The investment portfolio shall be designed with the objective of attaining a market rate of return throughout budgetary, economic and interest rate cycles, taking into account investment risk constraints and liquidity needs.

f. Ethics and Conflicts of Interest

- i. Officers and employees involved in the investment process shall refrain from personal business activity that could conflict with the proper execution and management of the investment program, or that could impair their ability to make impartial decisions. Employees and investment officials shall disclose to the County Manager any material interests in financial institutions with which they conduct business. They shall further disclose any personal financial or investment positions that could be related to the performance of the investment portfolio. Employees and officers shall refrain from undertaking personal investment transactions with the same individuals with whom business is conducted on behalf of the County.

g. Authorized Financial Dealers and Financial Institutions

- i. The Finance Director will maintain a list of financial institutions that are authorized to provide investment services. Authorized financial institutions will be selected by credit worthiness. These may include "primary" dealers or regional dealers that qualify under SEC Rule 15C3-1 (uniform net capital rule).
- h. Any financial institutions and broker dealers that desire to become qualified to conduct investment transactions with the County must supply the Finance Director with the following:
  - i. Audited financial statements;
  - ii. Proof of National Association of Securities Dealers certification;
  - iii. Proof of State registration; and
  - iv. Certification of having read the County's Investment Policy.
- i. Any previously qualified financial institution that fails to comply or is unable to comply with the above items upon request will be removed from the list of qualified financial institutions.
- j. The Finance Director shall have discretion in determining the number of authorized financial institutions and may limit that number based upon the practicality of efficiently conducting the investment program. The Finance Director shall also have the discretion to add or remove authorized financial institutions based upon potential or past performance.

i. Internal Control

1. The Finance Director is responsible for establishing and maintaining an internal control structure designed to ensure that the assets of the entity are protected from loss, theft, or misuse. The internal control structure shall be designed to provide reasonable assurance that these objectives are met. The concept of reasonable assurance recognizes that the cost of a control should not exceed the benefits likely to be derived and that the valuation of costs and benefits requires the use of estimates and judgments by management.

ii. Collateralization

1. Collateralization is required for certificates of deposit. North Carolina General Statutes allow the State Treasurer and the Local Government Commission to prescribe rules to regulate the collateralization of public deposits in North Carolina banks. These rules are codified in the North Carolina Administrative Code – Title 20, Chapter 7 (20 NCAC 7). The Pooling Method of collateralization under 20 NCAC 7 allows depositories to use an escrow account established with the State Treasurer to secure the deposits of all units of local government. This method transfers the responsibility for monitoring each bank's collateralization and financial condition from the County to the State Treasurer. The County will only maintain deposits with institutions using the Pooling Method of collateralization.

iii. Delivery and Custody

1. All investment security transactions entered into by the County shall be conducted on a delivery versus payment basis. Securities will be held by a third party custodian designated by the Finance Director and each transaction will be evidenced by safekeeping receipts and tickets.

iv. Authorized Investments

1. The County is empowered by North Carolina G.S. 159-30(c) to invest in certain types of investments. The Board of Commissioners approves the use of the following types, the list of which is more restrictive than G.S. 159-30(c):
  - a. Obligations of the United States or obligations fully guaranteed as to both principal and interest by the United States.
  - b. Obligations of the Federal Financing Bank, the Federal Farm Credit Bank, the Federal Home Loan Banks, the Federal Home Loan Mortgage Corporation, the Federal National Mortgage Association, the Government National Mortgage Association, the Federal Housing Administration, and the United States Postal Service.
  - c. Obligations of the State of North Carolina.
  - d. Bonds and notes of any North Carolina local government or public authority that is rated "AA" or better by at least two of the nationally recognized ratings services or that carries any "AAA insured" rating.
  - e. Fully collateralized deposits at interest or certificates of deposit with any bank, savings and loan association or trust company that utilizes the Pooling Method of collateralization.
  - f. Prime quality commercial paper bearing the highest rating of at least one nationally recognized rating service and not bearing a rating below the highest by any nationally recognized rating service which rates the particular obligation.
  - g. Bankers' acceptance of a commercial bank or its holding company provided that the bank or its holding company is either (i) incorporated in the State of North Carolina or (ii) has outstanding publicly held obligations bearing the highest rating of at least one nationally recognized rating service and not bearing a rating below the highest by any nationally recognized rating service which rates the particular obligations.
  - h. Participating shares in a mutual fund for local government investment, provided that the investments of the fund are limited to those qualifying for investment under G.S. 150-30(c) and that said fund is certified by the LGC. (The only such certified fund is the North Carolina Capital Management Trust.)
2. Prohibited Forms of Investments
  - a. The use of repurchase agreements in the normal investment portfolio (not debt proceeds) is prohibited.

- b. The use of collateralized mortgage obligations is prohibited.
- c. The use of any type of securities lending practices is prohibited.

v. Diversification

- 1. Investments will be diversified by security type and by institution.
- 2. The total investment in certificates of deposit shall not exceed 25% of the County's total investment portfolio and the investment in certificates of deposit with a single financial institution shall not exceed \$3,000,000.
- 3. The total investment in commercial paper shall not exceed 10% of the County's total investment portfolio and the investment in commercial paper of a single issuer shall not exceed \$4,000,000.
- 4. The total investment in bankers' acceptances shall not exceed 10% of the County's total investment portfolio and the investment in bankers' acceptances of a single issuer shall not exceed \$7,000,000.
- 5. The Finance Director is responsible for monitoring compliance with the above restrictions. If a violation occurs, the Finance Director shall report such to the County Manager and to the Board along with a plan to address the violation.

vi. Maximum Maturities

- 1. To the extent possible, the County will attempt to match its investments with anticipated cash flow requirements. Beyond identified cash flow needs, investments will be purchased so that maturities are staggered.
- 2. The following maturity limits are set for the County's investment portfolio:
  - a. No investment will have a maturity of more than two years without authorization from the County Manager.
  - b. No more than 10% of the total investment portfolio will be invested with a maturity longer than one year but less than two years. Because the total investment portfolio may fluctuate due to cash flow needs, investments with a maturity up to two years may exceed the calculated total. If this should occur, investments should not be liquidated to comply with this policy but future investing with maturities up to two years shall be avoided until the designated level is achieved.

vii. Selection of Securities

- 1. The Finance Director or his or her designee will determine which investments shall be purchased and sold and the desired maturity date(s) that are in the best interest of the County. The selection of an investment will involve the evaluation of, but not limited to, the following factors: cash flow projections and requirements; current market conditions; and overall portfolio balance and makeup.

viii. Responses to Changes in Short Term Interest Rates

- 1. The County will seek to employ the best and most appropriate strategy to respond to a declining short-term interest rate environment. The strategy may include, but does not have to be limited to, purchases of callable "cushion" bonds, lengthening of maturities in the portfolio, and increases in the percentage of ownership of treasury notes relative to that of treasury bills.
- 2. The County will seek to employ the best and most appropriate strategy to respond to an increasing short-term interest rate environment. That strategy may include, but does not have to be limited to, purchases of "step-up" securities, shortening of maturities in the portfolio, the use of floating rate investments, and increases in the percentage of ownership of treasury bills relative to that of treasury notes.

ix. Performance Standards

- 1. The investment portfolio will be managed in accordance with the parameters specified within this policy. The investment portfolio will strive to obtain a



market average rate of return within the constraints of the county's investment risk profile and cash flow needs.

2. The performance benchmarks for the performance of the portfolio will be rates of return on 90-day commercial paper and on three-year treasury notes.

x. Active Trading of Securities

1. It is the County's intent, at the time of purchase, to hold all investments until maturity to ensure the return of all invested principal. However, if economic or market conditions change making it in the County's best interest to sell or to trade a security before maturity, that action may be taken.

xi. Pooled Cash and Allocation of Interest Income

1. All monies earned and collected from investments other than bond proceeds will be allocated monthly to the various participating funds and component units based upon the average cash balance of each fund and component unit as a percentage of the total pooled portfolio. Earnings on bond proceeds will be directly credited to the same proceeds.

xii. Market to Market

1. A report of the market value of the portfolio will be generated annually by the Finance Director. The Finance Director will use the reports to review the investment portfolio in terms of value and price volatility, as well as for compliance with GASB Statement #31.





## Accounting, Auditing and Financial Reporting Policies

### General Policy

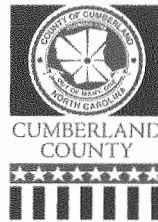
- I. The County will maintain accounting systems in compliance with the North Carolina Local Government Budget and Fiscal Control Act. The County will maintain accounting systems that enable the preparation of financial statements in conformity with generally accepted accounting principals (GAAP).
  - a. The basis of accounting within governmental funds will be modified accrual.
  - b. The basis for accounting within all Enterprise and Internal Service Funds will be the accrual basis.
- II. Financial systems will be maintained to enable the continuous monitoring of revenues and expenditures or expenses with monthly reports provided to the County Manager and the Finance Director. Financial summaries will be provided to the Finance Committee at their regularly scheduled meetings. Monthly expenditure/expense reports will be provided to each director and department head for their functional area and online, real time, view only, access to the financial system will be made available to department heads and other staff as much as practical and its use encouraged. On a periodic basis an interim financial update will be provided to the Board of County Commissioners.
- III. The County will place emphasis on maintenance of an accounting system which provides strong internal budgetary and financial controls designed to provide reasonable, but not absolute, assurance regarding both the safeguarding of assets against loss from unauthorized use or disposition and the reliability of financial records for preparing financial statements and reports, as well as the accountability of assets.
- IV. An annual audit will be performed by an independent certified public accounting firm that will issue an opinion on the annual financial statements as required by the Local Government Budget and Fiscal Control Act.
- V. The County will solicit proposals from qualified independent certified public accounting firms for audit services. The principal factor in the audit procurement process will be the auditor's ability to perform a quality audit. The County will enter into a multiyear agreement with the selected firm. Firms are not barred from consecutive contract awards.
- VI. The Finance Committee of the Board will serve as the standing audit committee. The committee will oversee the independent audit of the county's financial statements, from the selection of the auditor to the resolution of any audit findings. A staff report concerning the annual audit will be presented to the Committee and the Board of County Commissioners.
- VII. The Finance Department/Internal Auditor will conduct some form of internal audit procedures at least one time per year, specifically focusing upon cash receipts procedures.
- VIII. The County will prepare a CAFR. The CAFR will be prepared in compliance with established criteria to obtain the Government Finance Officers Association's Certificate of Achievement for Excellence in Financial Reporting and will be submitted to that award program each year.
- IX. Full and complete disclosure will be provided in all regulatory reports, financial statements and debt offering statements.
- X. The County will use the CAFR as the disclosure document for meeting its obligation to provide certain annual financial information to the secondary debt market via various information repositories. The annual disclosure is a condition of certain debt covenants and contracts that are required by SEC Rule 15c2-12.
- XI. The Finance Department will maintain a Financial Procedures Manual as a central reference point and handbook for all financial, accounting and recording procedures.
- XII. The Information Technology Department will establish, document and maintain a Computer Disaster Recovery Plan and will provide for the daily backup of data and the offsite storage of the same.

## Swap Policy

---

Use of synthetic debt transactions by use of swaps is permitted by Local Government Commission policy for selected counties and cities. Currently the County does not view synthetic debt transactions as consistent with its overall financial policies. The County will continue to review the potential for synthetic debt transactions using swaps and will adopt a formal swap policy to the extent needed in the future.

ROBERT N. STANGER, P.E.  
County Engineer



SAM LUCAS  
Engineering Technician II  
WAYNE DUDLEY, CFM  
Engineering Technician I

ENGINEERING DEPARTMENT

Historic Courthouse, 130 Gillespie Street • P.O. Box 1829 • Fayetteville, North Carolina 28302-1829  
Telephone (910) 678-7636 • Fax (910) 678-7635

August 21, 2008

ITEM NO. 2E

**MEMORANDUM**

**TO: BOARD OF COUNTY COMMISSIONERS**

**FROM: ROBERT N. STANGER, COUNTY ENGINEER** *Bob*

**THROUGH: AMY H. CANNON, ASSISTANT COUNTY MANAGER**

**SUBJECT: CHANGE ORDER G-1, SANFORD CONTRACTORS, INC.  
BAY SHORE PROPERTIES DAM REMOVAL, GRADING & EROSION CONTROL  
LAKE UPCHURCH**

**BACKGROUND**

Attached is Change Order G-1 for Sanford Contractors, Inc., in the amount of \$33,244.50 for additional work on the above referenced project. As a result of a site inspection by NCDENR – Land Quality on June 4, 2008, the County was required to submit a revised erosion control plan that addressed the stabilization of the access road to the dam and other areas where excessive erosion was occurring. The additional work involved installation of the erosion control measures on the revised plan approved by NCDENR as well as slope stabilization on the north side of the labyrinth spillway. The work was done on a time and material basis and is itemized in the change order document. Sufficient monies are available in the Lake Upchurch Dam Remediation Project budget to fund this change order. The County Attorney's Office has reviewed the Change Order for legal sufficiency.

**RECOMMENDATION/PROPOSED ACTION**

The recommendation of the County Engineer and management is to approve Change Order G-1 for Sanford Contractors, Inc., in the amount of \$33,244.50 for additional work on the Bay Shore Properties Dam Removal, Grading & Erosion Control Project and increase the contract amount to \$382,779.50.

The proposed action by the Board is to follow the staff recommendation.

*Celebrating Our Past...Embracing Our Future*

# CHANGE ORDER

Distribution To:  
OWNER ☐  
ENGINEER ☐  
CONTRACTOR ☐  
FIELD ☐  
OTHER ☐

PROJECT: Cumberland County  
Bay Shore Properties Dam Removal  
Grading & Erosion Control

CHANGE ORDER NUMBER: G-1

INITIATION DATE: August 21, 2008

TO: Sanford Contractors, Inc.  
628 Rocky Fork Church Road  
Sanford, NC 27330

ARCHITECT'S PROJECT NO:

CONTRACT FOR: General Construction

CONTRACT DATE: October 15, 2007

You are directed to make the following changes in this Contract:

Additional labor, materials and equipment to install measures as indicated on the revised erosion control plan for the subject project and repair erosion on the north side of the labyrinth spillway as directed by the County Engineer.

**ADD: \$33,244.50**

Through the acceptance of this Change Order, the Contractor acknowledges that he has reviewed the status of the work to date and that this Change Order represents the final and complete payment for the above stated additional work on the Cumberland County Bay Shore Properties Dam Removal. Grading & Erosion Control Project and includes any and all costs for delays, claims or demands against the Owner. The Contractor by accepting the Change Order agrees to indemnify the Owner and all other parties associated with this project forever from liens or claims from the Contractor or any other person directly or indirectly acting for, through, or under the Contractor.

Not valid until signed by the Owner, the Architect and the Construction Manager.  
Signature of the Contractor indicates agreement herewith, including any adjustment in the Contract Sum or the Contract Time.

The original (Contract Sum) ( <del>Guaranteed Maximum Cost</del> ) was.....	\$	349,535.00
Net change by previously authorized Change Orders.....	\$	0.00
The (Contract Sum) ( <del>Guaranteed Maximum Cost</del> ) prior to this Change Order was.....	\$	349,535.00
The (Contract Sum) ( <del>Guaranteed Maximum Cost</del> ) will be (increased) ( <del>decreased</del> ) ( <del>unchanged</del> ) by this Change Order.....	\$	33,244.50
The new (Contract Sum) ( <del>Guaranteed Maximum Cost</del> ) including this Change Order will be.....	\$	382,779.50
The Contract Time will be ( <del>increased</del> ) ( <del>decreased</del> ) ( <del>unchanged</del> ) by		(--0--) Days
The Date of Substantial Completion as of the date of this Change Order therefore is unchanged		

Cumberland County Engineering  
ENGINEER

Sanford Contractors, Inc.  
CONTRACTOR

County of Cumberland  
OWNER

P.O. Box 1829  
Fayetteville, NC 28302

628 Rocky Fork Church Road  
Sanford, NC 27330

P.O. Box 1829  
Fayetteville, NC 28302

By:

By:

By:

DATE:

DATE:

DATE:

# SANFORD CONTRACTORS, INC.

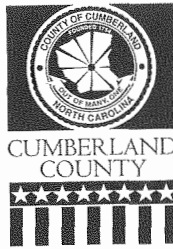
PROJECT: ADDITIONAL REPAIR WORK AT BAY SHORE DAM

LOCATION: CUMBERLAND COUNTY

CONTACT: BOB STANGER

DATE: AUGUST 18, 2008

LINE	DESCRIPTION	QUANTITY	UNIT	UNIT PRICE	TOTAL
	<b>REPAIRS AT BAY SHORE DAM</b>				
1	MOBILIZATION	1.00	LS	\$ 1,500.00	\$ 1,500.00
2	HAUL & PLACE RIPRAP AT LOWER AREA				
	TRACTOR BACKHOE	2.00	HRS	\$ 90.00	\$ 180.00
	LOADER	2.00	HRS	\$ 130.00	\$ 260.00
	LABOR	2.00	HRS	\$ 35.00	\$ 70.00
	MATTING UNDER RIPRAP	75.00	SY	\$ 3.50	\$ 262.50
	RIPRAP	40.00	TONS	\$ 48.00	\$ 1,920.00
	SEEDING	1.00	LS	\$ 500.00	\$ 500.00
	<b>TOTAL</b>				\$ 4,692.50
3	HAUL & PLACE RIPRAP AT POINT				
	TRACTOR BACKHOE	4.00	HRS	\$ 90.00	\$ 360.00
	LOADER	4.00	HRS	\$ 130.00	\$ 520.00
	LABOR	4.00	HRS	\$ 35.00	\$ 140.00
	RIPRAP	56.81	TONS	\$ 48.00	\$ 2,726.88
	SEEDING	1.00	LS	\$ 500.00	\$ 500.00
	<b>TOTAL</b>				\$ 4,246.88
4	PLACE STONE PROVIDED BY OWNER ON ROAD				
	TRACTOR BACKHOE	5.00	HRS	\$ 90.00	\$ 450.00
	LOADER	4.00	HRS	\$ 130.00	\$ 520.00
	GRADER	3.00	HRS	\$ 135.00	\$ 405.00
	<b>TOTAL</b>				\$ 1,375.00
5	REGRADE ACCESS ROAD				
	GRADER	6.00	HRS	\$ 135.00	\$ 810.00
	MATTING	265.00	SY	\$ 4.50	\$ 1,192.50
	SEEDING	1.00	LS	\$ 500.00	\$ 500.00
	<b>TOTAL</b>				\$ 2,502.50
6	REPAIR ACCESS ROAD/DITCH AT CORNER				
	TRACTOR BACKHOE	5.00	HRS	\$ 90.00	\$ 450.00
	GRADER	2.00	HRS	\$ 135.00	\$ 270.00
	LOADER	2.00	HRS	\$ 130.00	\$ 260.00
	<b>TOTAL</b>				\$ 980.00
7	REPAIR WORK AT SPILLWAY				
	MOBILIZATION	1.00	LS	\$ 1,500.00	\$ 1,500.00
	TRACTOR BACKHOE	30.00	HRS	\$ 155.00	\$ 4,650.00
	LOADER	9.00	HRS	\$ 130.00	\$ 1,170.00
	MATTING UNDER RIPRAP IN NEW SWALE	150.00	SY	\$ 3.50	\$ 525.00
	RIPRAP BEHIND SPILLWAY	203.69	TONS	\$ 48.00	\$ 9,777.12
	#57 STONE	40.02	TONS	\$ 25.00	\$ 1,000.50
	SECURITY	30.00	HRS	\$ 27.50	\$ 825.00
	<b>TOTAL</b>				\$ 19,447.62
	<b>TOTAL DUE</b>				\$ 33,244.50



ITEM NO. 2F

OFFICE OF THE COUNTY ATTORNEY

Courthouse, 117 Dick Street – Suite 551 • P.O. Box 1829 • Fayetteville, North Carolina 28302-1829  
(910) 678-7762 • Fax: (910) 678-7758

August 20, 2008

**MEMORANDUM FOR COMMISSIONERS' AGENDA OF SEPTEMBER 2, 2008**

TO: BOARD OF COMMISSIONERS

FROM: HARVEY W. RAYNOR III, DEPUTY COUNTY ATTORNEY *HW Raynor III*

SUBJECT: APPROVAL OF SCHEDULING A PUBLIC HEARING AND  
CONSIDERATION OF RESOLUTION OF INTENT TO CLOSE  
SANDRA LANE IN CARVERS CREEK TOWNSHIP.

**BACKGROUND:** Properties owners Fayetteville Longhill Pointe, LLC and William A. McLean have petitioned that Sandra Lane located off the eastern margin of Ramsey Street in Carvers Creek Township be closed. Their petition is attached as Exhibit A. Three maps of the area are attached as Exhibits B, C and D.

The Department of Transportation confirms that Sandra Lane is not a State maintained road and has no objection to the abandonment. Neither the Fire Marshall nor the Planning Department objects to the closing of Sandra Lane.

Pursuant to G. S. 153A-241, if the Board desires to honor the request, the Board must declare its intent to close Sandra Lane and call for a public hearing on the matter. I have attached a resolution for your consideration. The resolution will (1) authorize the Board to set a public hearing to consider whether to close Sandra Lane, (2) direct that notice be published once a week for four successive weeks before the hearing, and (3) direct that a notice of the closing and public hearing be prominently posted in at least two places along the street during that time. Staff will also mail a copy of the notice to the other property owners adjoining Sandra Lane.

**RECOMMENDATION AND PROPOSED ACTION:** That the Board of Commissioners consider adoption of the attached resolution calling a public hearing to consider the petition to close Sandra Lane as located off the eastern margin of Ramsey Street and declaring the Board's intent to consider the petition to close Sandra Lane.

*Celebrating Our Past...Embracing Our Future*

RESOLUTION OF INTENT TO CLOSE PUBLIC ROAD  
AND CALL FOR PUBLIC HEARING ON THE QUESTION

WHEREAS, Fayetteville Longhill Pointe, LLC and William A. McLean submitted a petition to the Cumberland County Board of Commissioners (the "Board") to close Sandra Lane located off of the eastern margin of Ramsey Street in Carvers Creek Township, Cumberland County; and

WHEREAS, it appears that such public street is not under the control of the North Carolina Department of Transportation; that no person would be deprived of reasonable means of ingress and egress to his or her property by such closing; and that such closing would therefore not be contrary to the public interest;

NOW, THEREFORE, BE IT RESOLVED, that the Board will consider the issue of whether to close the following public street in accordance with North Carolina General Statute, Section 153A-241:

Being all of Sandra Lane as shown on Plat Book 29, Page 30 as amended by the Easement Agreement in Book 1080, Page 623 increasing the width to 60 feet as recorded in the Cumberland County Registry.

AND BE IT FURTHER RESOLVED, that the Board calls for and shall hold a public hearing on the question of the closing of such street on the 20<sup>th</sup> day of October, 2008 at 6:45 p.m. in the Commissioners Meeting Room (Room 118), First Floor, New Courthouse, 117 Dick Street, Fayetteville, North Carolina. The Board shall hear all interested persons who appear with respect to whether the closing would be detrimental to the public interest or to any individual's property rights.

AND BE IT FURTHER DIRECTED, that notice of consideration of whether to close said street and of the public hearing on such matter shall be published once week for four successive weeks before the hearing in a newspaper of general circulation in Cumberland County and posted in at least two places along the street during the time; and that a copy of this resolution shall be sent by mail to each owner as shown on the county tax records of property adjoining the public road or easement who did not join in the request to have the road or easement closed.

This the 2<sup>nd</sup> day of September, 2008.

---

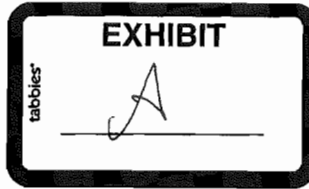
J. BREEDEN BLACKWELL, Chairman  
Board of Commissioners

---

MARSHA FOGLE  
Clerk to the Board

NORTH CAROLINA

COUNTY OF CUMBERLAND



PETITION REQUEST FOR CLOSING OF  
SANDRA LANE

We the undersigned, being property owners on Sandra Lane in Cumberland County, North Carolina do hereby request that the Cumberland County Board of Commissioners close Sandra Lane.

Description of the closing: All of Sandra Lane as shown in Plat Book 29, Page 30 (attached) as amended by the Easement Agreement in Book 1080, Page 623 (attached) increasing the width to 60'.

Name of Owner(s) Fayetteville Longhill Pointe, LLC

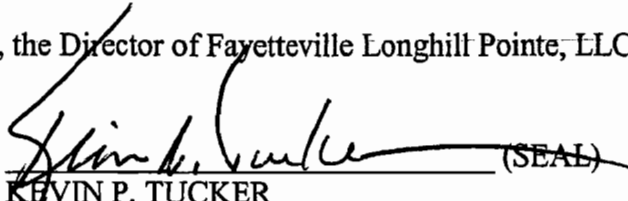
Address of Owner(s) 397 Little Neck Road, Virginia Beach, VA 23452

Address of Property four tracts off of Sandra Lane

Contact Numbers Kevin Tucker: !

PIN of Property 0531-95-8239; 0541-05-0506; 0541-05-1321 and 0541-05-3122

In witness whereof, Kevin P. Tucker, the Director of Fayetteville Longhill Pointe, LLC has hereunto set his/her hand seal.

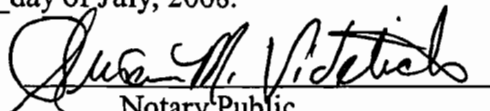
  
KEVIN P. TUCKER (SEAL)

STATE OF Virginia

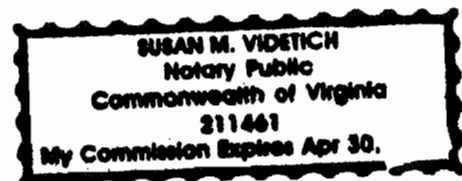
Virginia Beach City  
COUNTY

I, Susan M. Videtich, of this City county do hereby certify that Kevin P. Tucker, the Director of Fayetteville Longhill Pointe, LLC, grantor, personally appeared before me this day and acknowledged the foregoing petition.

Witness my hand and official seal this 17<sup>th</sup> day of July, 2008.

  
Notary Public

My Commission Expires 4-30-2012





Description of the closing: All of Sandra Lane as shown in Plat Book 29, Page 30 (attached) as amended by the Easement Agreement in Book 1080, Page 623 (attached) increasing the width to 60'.

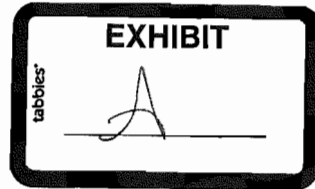
Name of Owner(s) William A. McLean

Address of Owner(s) 6539 Ramsey Street, Fayetteville, NC 28311

Address of Property 6539 Ramsey Street, Fayetteville, NC 28311

Contact Numbers

PIN of Property 0541-05-4263



In witness whereof, William A. McLean, has hereunto set his hand seal.

William A. McLean (SEAL)  
WILLIAM A. McLEAN

NORTH CAROLINA

Cumberland COUNTY

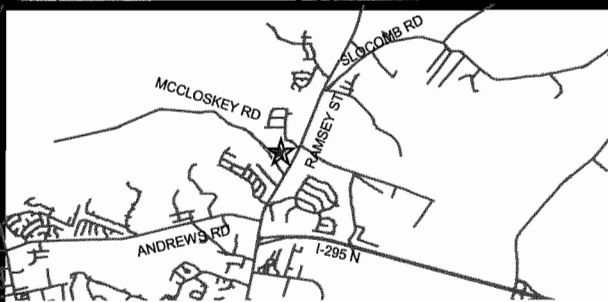
I, Kimberlee B. Bozeman, of this county do hereby certify that William A. McLean, grantor, personally appeared before me this day and acknowledged the foregoing petition.

Witness my hand and official seal this 18<sup>th</sup> day of July, 2008.

Kimberlee B. Bozeman  
Notary Public

My Commission Expires 2-20-2009

EXHIBIT  
tabbles  
B



## Site Map

CARVERS CREEK TOWNSHIP

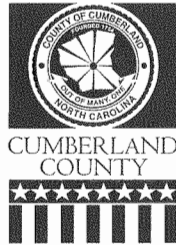
300 0 300 Feet



THE COUNTY OF CUMBERLAND AND ITS GIS DEPARTMENT DISCLAIMS ACCOUNTABILITY FOR THIS PRODUCT AND MAKES NO WARRANTY EXPRESS OR IMPLIED CONCERNING THE ACCURACY THEREOF. RESPONSIBILITY FOR INTERPRETATION AND APPLICATION OF THIS PRODUCT LIES WITH THE USER.







ITEM NO. 2G

OFFICE OF THE COUNTY ATTORNEY

Courthouse, 117 Dick Street – Suite 551 • P.O. Box 1829 • Fayetteville, North Carolina 28302-1829  
(910) 678-7762 • Fax: (910) 678-7758

August 20, 2008

**MEMORANDUM FOR BOARD OF COMMISSIONERS' SEPTEMBER 2, 2008 AGENDA**

TO: BOARD OF COMMISSIONERS

FROM: HARVEY W. RAYNOR III, DEPUTY COUNTY ATTORNEY *hwr III*

SUBJECT: DECLARING FORECLOSED REAL PROPERTY SURPLUS

**BACKGROUND:** The County of Cumberland has recently acquired by tax foreclosure certain real property located in the County. Exhibit 1 is a list of that property which also shows their tax values. Exhibit 2 is a set of maps which show the PIN number, vicinity, and township for each parcel.

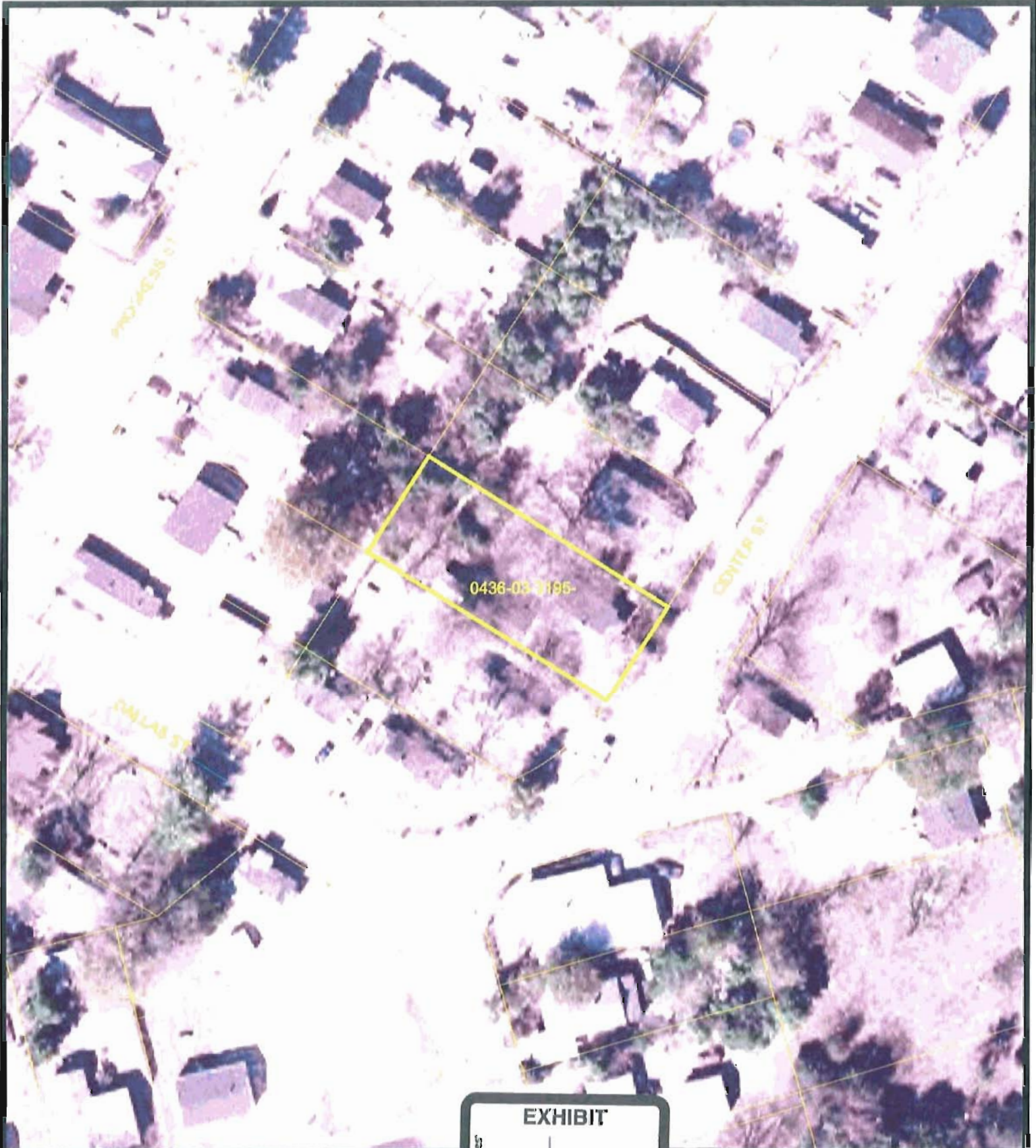
**RECOMMENDATION AND PROPOSED ACTION:** That the Board declare the foreclosed property as surplus to the needs of the County.

*Celebrating Our Past...Embracing Our Future*

<b>ITEM</b>	<b>PIN</b>	<b>ADDRESS</b>	<b>DESCRIPTION</b>	<b>ASSESSED VALUE \$</b>	<b>TAX LIEN \$</b>	<b>DATED RECO RDED</b>	<b>DEED Book / Page</b>
1.	0436-03-3195	2022 Center St.	Lot 20 Block 16 Ayer Property	7,000	6,559.44	07/22/08	7943/825
2.	0436-39-5858	803 Barnes St	Imp. 803 S/S Barnes St	7,000	6,370.23	07/22/08	7943/823
3.	0437-83-9763	428 School St.	PT. Lots 17 & 18	5,000	5,588.87	05/19/08	7891/714
4.	0418-27-7859	316 Rhue St.	Dup 316-318 Rhue St.	21,011	4,385.23	06/05/08	7908/276
5.	0442-45-8333	6422 Canadian Ave	Lot 49 Twin Oaks Sec 3 Pt 4	13,500	4,591.77	05/19/08	7891/706

Item numbers 1 to 4 are jointly owned with the City of Fayetteville





## Site Map

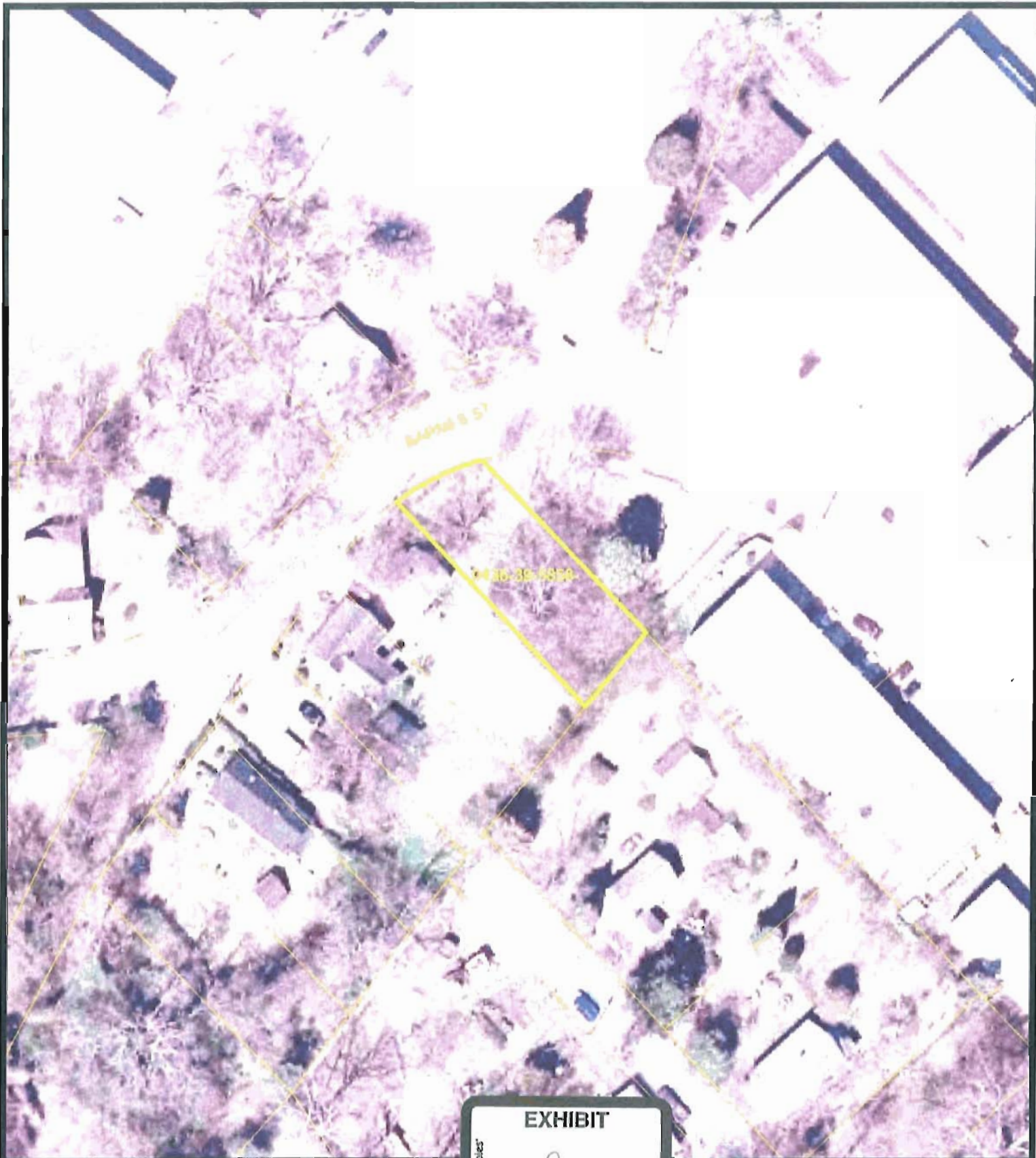
2022 CENTER ST  
PEARCES MILL TOWNSHIP

50 0 50 Feet



THE COUNTY OF CUMBERLAND AND DISTRICTS  
DEPARTMENT OF RECORDS AND DEEDS  
FOR THE PRODUCT INFORMATION AND LIABILITY  
OF THE USER IS NOT RESPONSIBLE FOR THE  
ACCURACY OF THE INFORMATION PROVIDED IN  
THIS PRODUCT AND APPLICATION OF THE  
PRODUCT BY THE USER.





EXHIBIT

tabbles

2

Site Map

803 BARNES ST  
PEARCES MILL TOWNSHIP



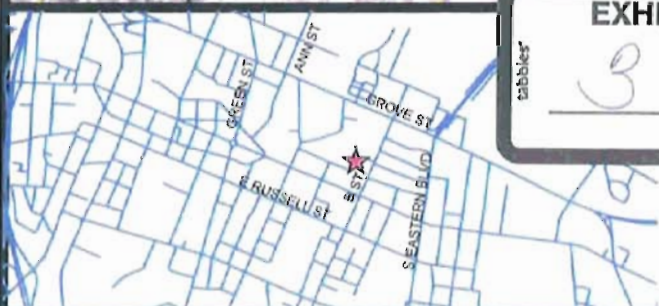
50 0 50 Feet



THE COUNTY OF CUMBERLAND AND ITS  
DEPARTMENT OF LANDS ACCOUNTABILITY  
FOR THIS PRODUCT AND DATA INFORMATION  
IS PROVIDED FOR INFORMATION PURPOSES ONLY  
AND DOES NOT CONSTITUTE A WARRANTY  
OR GUARANTEE OF ANY KIND. THE USER  
SHALL BE RESPONSIBLE FOR THE  
ACCURACY OF THE DATA AND THE  
PRODUCT IS NOT TO BE USED FOR  
ANY OTHER PURPOSE.







EXHIBIT

tabbles

3

## Site Map

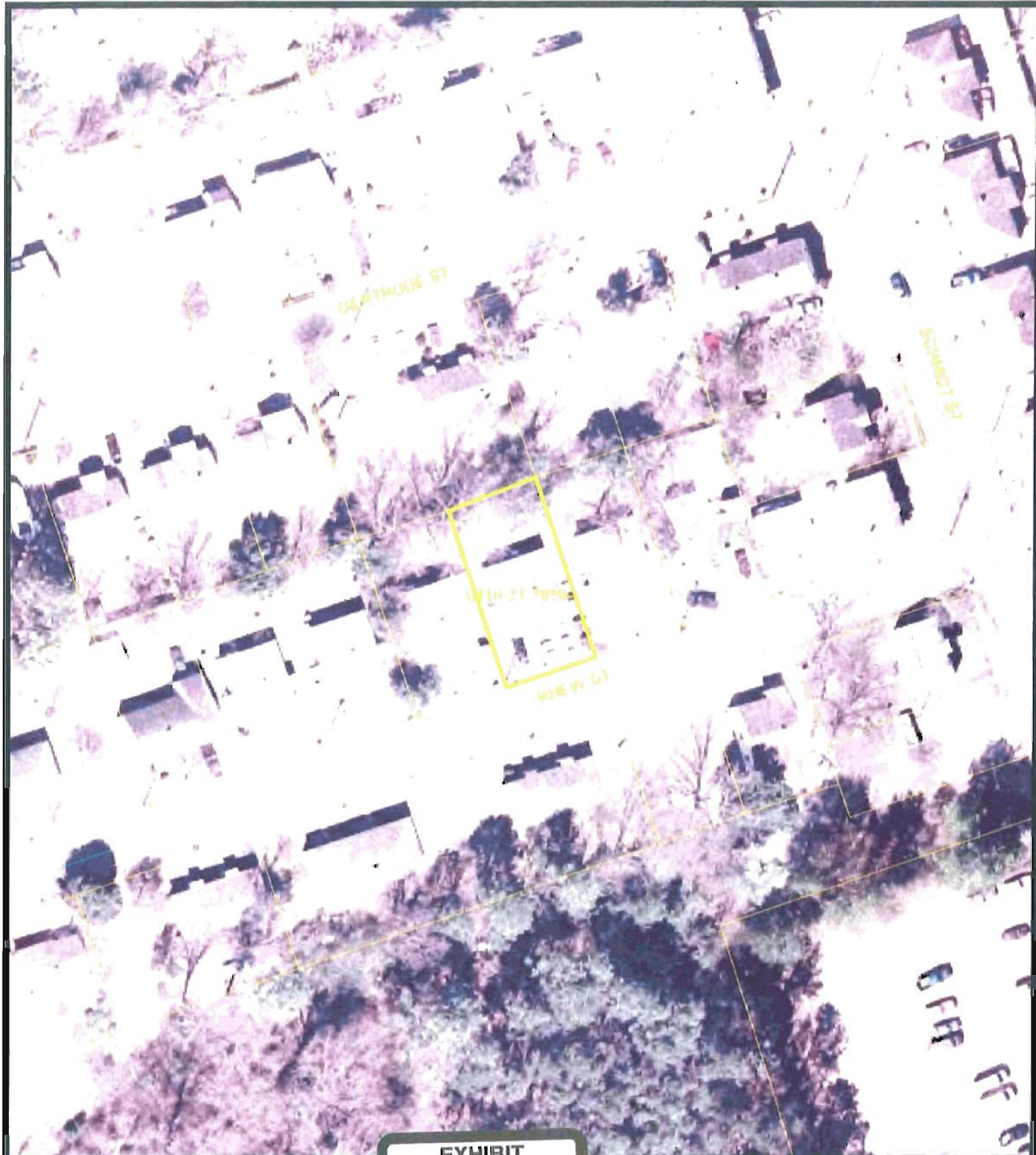
428 SCHOOL ST  
CROSS CREEK TOWNSHIP

50 0 50 Feet



THE COUNTY OF CUMBERLAND AND ITS GIS DEPARTMENT DISCLAIM ACCOUNTABILITY FOR THIS PRODUCT AND MAKE NO WARRANTY, EXPRESS OR IMPLIED, CONCERNING THE ACCURACY, THE SCOPE, THE RELIABILITY, OR THE INTERPRETATION AND APPLICATION OF THIS PRODUCT AND ITS USE.





**EXHIBIT**

tabbies 4

# Site Map

316 RHUE ST  
CROSS CREEK TOWNSHIP



THE COUNTY OF CUMBERLAND AND ITS GIS DEPARTMENT DISCLAIM LIABILITY FOR THIS PRODUCT AND MAKE NO WARRANTY, EXPRESS OR IMPLIED, CONCERNING THE ACCURACY, TIMELINESS, RESPONSIBILITY FOR INTERPRETATION AND APPLICATION OF THIS PRODUCT LIES WITH THE USER.



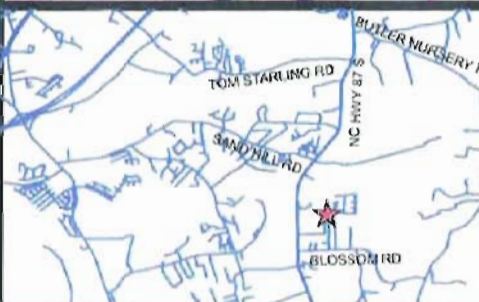
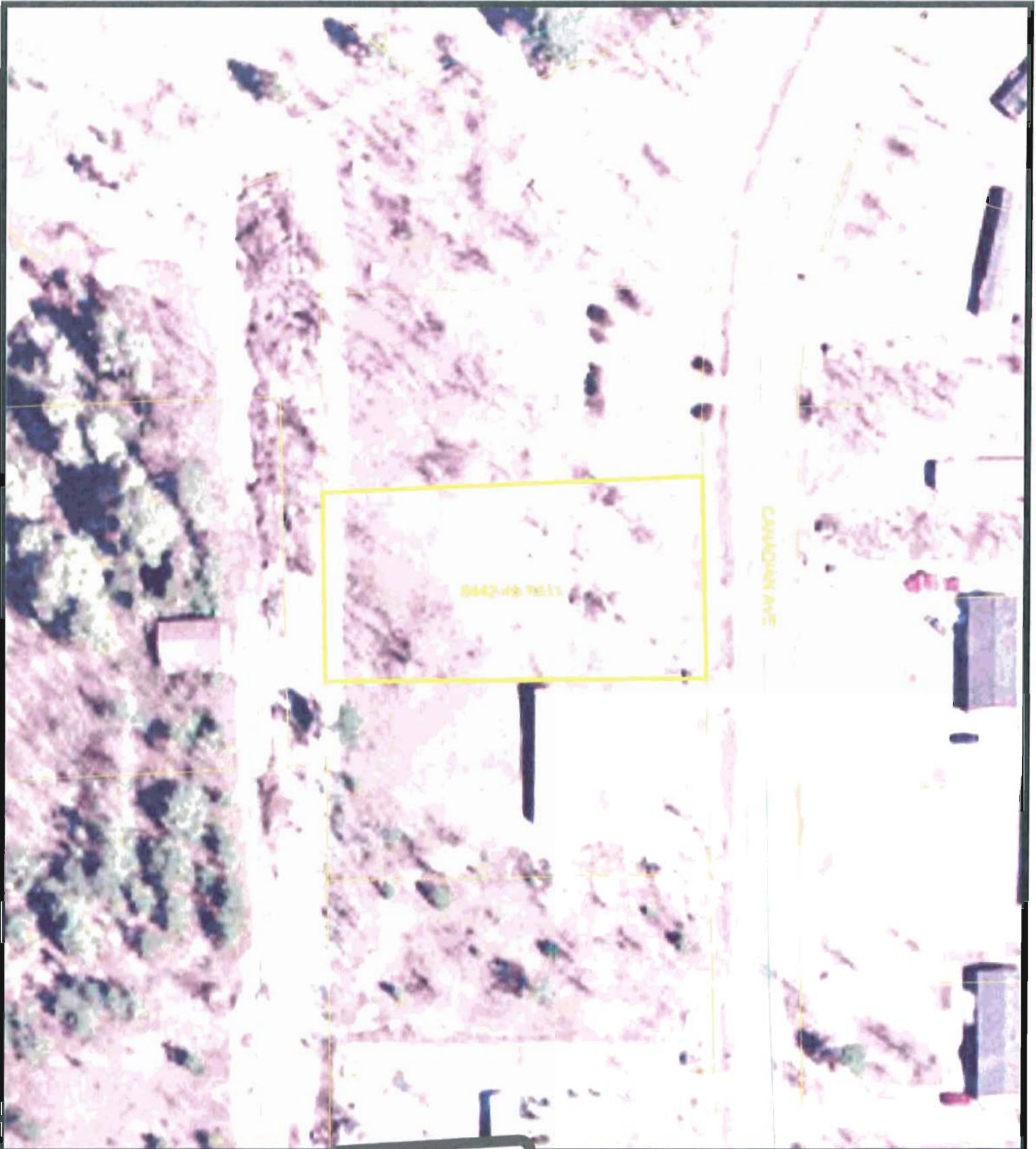


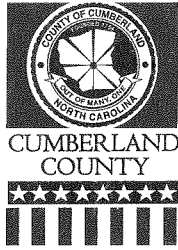
EXHIBIT  
5

Site Map  
422 CANADIAN AVE  
GRAYS CREEK TOWNSHIP



50 0 50 Feet

THE COUNTY OF CUMBERLAND AND ITS GIS DEPARTMENT DISCLAIM ACCOUNTABILITY FOR THIS PRODUCT AND MAKE NO WARRANTY, EXPRESS OR IMPLIED CONCERNING THE ACCURACY, BREADTH, RESPONSIBILITY FOR INTERPRETATION AND APPLICATION OF THIS PRODUCT TO THE USER.



ITEM NO. 2H

**OFFICE OF THE RISK MANAGER**

P.O. Box 1829 • Fayetteville, North Carolina 28302-1829  
(910) 223-3327 / (910) 323-6107 • Fax: (910) 323-6106

August 21, 2008

**MEMORANDUM**

TO: BOARD OF COUNTY COMMISSIONERS

FROM: JAMES B. SILMAN, RISK MANAGEMENT DIRECTOR *JS*

SUBJECT: CONSIDERATION OF DECLARATION OF SURPLUS  
COUNTY PROPERTY AND AUTHORIZATION TO ACCEPT  
INSURANCE SETTLEMENT

BACKGROUND

DATE OF ACCIDENT	July 28, 2008
VEHICLE	2007 Ford Crown Victoria
VIN	2FAHP71W47X134652
FLEET #	FL138
MILEAGE	42,075
DEPARTMENT	Sheriff's Office
SETTLEMENT OFFER	\$13,100.00
INSURANCE COMPANY	Travelers

This is a total loss settlement offers.

RECOMMENDATION/PROPOSED ACTION

Management recommends that the Board of Commissioners:

1. declare the vehicle described above as surplus
2. authorize the Risk Manager to accept \$13,100.00 as settlement
3. allow Travelers Insurance to take possession of the wrecked (surplus) vehicle.

*Celebrating Our Past...Embracing Our Future*



Bridget Bahnsen  
215 Shuman Blvd  
Naperville, IL 60563  
(800) 842-6172 X7146 (phone)  
(877) 222-0985 (fax)

August 20th, 2008

Cumberland County  
Attn: Chico Silman  
PO Box 1829  
Fayetteville, NC 28302

RE: Our Insured: Cumberland County  
Loss Vehicle: 2007 Ford Crown Victoria VIN# 134652  
Our Claim No.: A7X6392  
Date of Loss: 07/28/2008

To Whom It May Concern:

We have determined the actual cash value of your total loss vehicle from ADP, a computerized valuation service, using current market data. The actual cash value of your vehicle, including options, has been determined to be: \$14100.00.

Actual Cash Value:	\$ 14100.00
Your Policy Deductible:	\$ 1000.00
<b>Total Settlement:</b>	<b>\$ 13100.00</b>

The salvage deduction that would be taken off of the above mentioned settlement if you should choose to retain this loss vehicle would be: \$3525.00.

In order for **St. Paul Fire & Marine** to comply with the salvage title law, this offer of settlement is contingent upon our receipt of the properly endorsed lien free title (non-salvaged) to the vehicle that we spoke about. Such title must presently be issued in the name (s) of the person (s) to whom we are obligated to make payment. Our settlement check cannot be issued until we receive the correctly executed title from you or your lien holder(s).

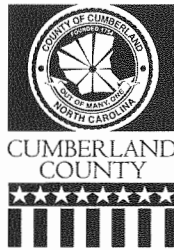
If your lien holder currently has the title or you lease your vehicle, we will be requesting this document from them & any other documentation needed will be requested from you. Any of the settlement amount over the loan amount you owe to your lien holder or leaser, will then be issued to title holder and/or policy holder of this vehicle.

In order to process this payment we will need the original, correctly signed title (non-salvaged) mailed into the above address. (Please notarize this document if needed) We will also need to make arrangements to pick up the loss vehicle. Should you have a lien holder on this vehicle please provide me with their phone number & your account number with them. Please feel free to call with any questions that you may have, thank you!!

J. BREEDEN BLACKWELL  
Chairman

JEANNETTE M. COUNCIL  
Vice Chairman

KENNETH S. EDGE  
JOHN T. HENLEY, JR.  
BILLY R. KING  
EDWARD G. MELVIN  
DIANE WHEATLEY



MARSHA S. FOGLE  
Clerk to the Board

MARIE COLGAN  
Deputy Clerk

ITEM NO. 21

**BOARD OF COMMISSIONERS**

5th Floor, New Courthouse • P.O. Box 1829 • Fayetteville, North Carolina 28302-1829  
(910) 678-7771 • Fax: (910) 678-7770

July 21, 2008

**AGENDA ITEM FOR SEPTEMBER 2, 2008 MEETING**

TO: Board of Commissioners

FROM: Marsha Fogle, Clerk

RE: Adoption of a Proclamation proclaiming September, 2008 "National Alcohol & Drug Recovery Month"

BACKGROUND: The Mental Health Department has requested the Board proclaim September 2008 "National Alcohol & Drug Recovery Month". It has also asked that the Chairman of the Board read the Proclamation at the kickoff celebration at the Pate Room, Cumberland County Library, on August 8 at 4:30PM.

ACTION: Adopt Proclamation

*Celebrating Our Past...Embracing Our Future*

**County of Cumberland**

**North Carolina**

**PROCLAMATION  
NATIONAL ALCOHOL AND DRUG RECOVERY MONTH**

**Whereas, as many as 22.6 million people aged 12 or older in the United States are currently facing a substance use disorder; and**

**Whereas, treatment and long-term recovery from substance use disorders can offer people a renewed outlook on life; and**

**Whereas, these disorders also take a toll on the families of these individuals as well as the communities in which they live; and**

**Whereas, it is critical to offer people and their families the treatment and recovery support they need for substance use disorders so they may lead more productive and fulfilling lives, personally and professionally; and**

**Whereas, research shows that substance use disorders are medical conditions that can be effectively treated; and**

**Whereas, studies have consistently found that individualized treatment is essential for people to be successful in their path of recovery;**

**NOW, THEREFORE BE IT RESOLVED that the Board of Commissioners of Cumberland County proclaims the month of September, 2008 “National Alcohol and Drug Recovery Month” in Cumberland County and further calls upon our community to observe this month with compelling programs, activities and events that support this year’s theme, “Join the Voices for Recovery: Real People, Real Recovery.”**

**Adopted this 2<sup>nd</sup> day of September, 2008.**

---

**Breeden Blackwell, Chairman**

**COUNTY OF CUMBERLAND  
BUDGET REVISION REQUEST**

Budget Office Use	
Budget Revision No.	B08-409
Date Received	8/18/2008
Date Completed	

Fund No. 101 Agency No. 412 Organ. No. 4195  
 Organization Name: General Government Other

ITEM NO. 2J(1)

REVENUE				
			<u>Pg 1 of 3</u>	
Revenue Source Code	Description	Current Budget	Increase (Decrease)	Revised Budget
9901	Fund Balance Appropriated	0	21,014	21,014
		0	21,014	21,014

EXPENDITURES					
Object Code	Appr Unit	Description	Current Budget	Increase (Decrease)	Revised Budget
	091	Transfer to Fund 136	0	21,014	21,014
Total			0	21,014	21,014

**Justification:**

Revision in the amount of \$21,014 to transfer funds to cover expenditures that can no longer be reimbursed by the NEG Grant (\$20,130) and Katrina Grant (\$884) due to grant closures.

Funding Source: State: \_\_\_\_\_ Federal: \_\_\_\_\_ Fund Balance: \_\_\_\_\_ County: \_\_\_\_\_ New: 21,014 Other: \_\_\_\_\_  
 Other: \_\_\_\_\_ Fees: \_\_\_\_\_ Prior Year: \_\_\_\_\_

Submitted By: \_\_\_\_\_ Date: \_\_\_\_\_  
 Department Head  
 Reviewed By: Kelly Autry Date: 8-18-08  
 Finance  
 Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_  
 Deputy/Assistant County Mgr

Approved By:	
_____	Date: _____
County Manager	
_____	Date: _____
Board of County Commissioners	
_____	Date: _____



<b>Budget Office Use</b>	
<b>Budget Revision No.</b>	B08-409A
<b>Date Received</b>	8/18/2008
<b>Date Completed</b>	

**Organization Name:** National Emergency Grant - Katrina

13 08 08

## REVENUE

Revenue Source Code	Description	Current Budget	Increase (Decrease)	Revised Budget
9110	Transfer from Fund 101	0	884	884
4037	National Emergency Grant - Disaster	66,750	(884)	65,866
		66,750	-	66,750

## EXPENDITURES

Object Code	Appr Unit	Description	Current Budget	Increase (Decrease)	Revised Budget
-------------	-----------	-------------	----------------	---------------------	----------------

**Justification:**

Revision in the amount of \$884 to transfer funds from General Fund to cover expenditures that can no longer be reimbursed by the grant due to grant closure.

**Funding Source:** State: \_\_\_\_\_ - Federal: \_\_\_\_\_ County: \_\_\_\_\_ New: \_\_\_\_\_ Other: \_\_\_\_\_  
Other: \_\_\_\_\_ Fees: \_\_\_\_\_ Prior Year: \_\_\_\_\_

Submitted By: \_\_\_\_\_ Date: \_\_\_\_\_

Department Head

Reviewed By: Kelly Austry Date: 8.18.08  
Finance

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_  
Deputy/Assistant County Mgr

**Approved By:**

**County Manager**

**Board of County  
Commissioners**

<b>Budget Office Use</b>	
<b>Budget Revision No.</b>	B08-409B
<b>Date Received</b>	8/18/2008
<b>Date Completed</b>	

13 08 08

pg 3 of 3

Revenue Source Code	Description	Current Budget	Increase (Decrease)	Revised Budget
9110	Transfer from Fund 101	0	20,130	20,130
4014	National Emergency Grant	1,244,547	(20,130)	1,224,417
		1,244,547	-	1,244,547

## EXPENDITURES

Object Code	Appr Unit	Description	Current Budget	Increase (Decrease)	Revised Budget
-------------	-----------	-------------	----------------	---------------------	----------------

**Justification:**

Revision in the amount of \$20,130 to transfer funds from General Fund to cover expenditures that can no longer be reimbursed by the grant due to grant closure.

**Funding Source:**

State: \_\_\_\_\_ -  
Other: \_\_\_\_\_

**Federal:** \_\_\_\_\_  
**Fees:** \_\_\_\_\_

**Fund Balance:**

County: \_\_\_\_\_ New: \_\_\_\_\_  
Prior Year: \_\_\_\_\_

Other: \_\_\_\_\_

Submitted By: \_\_\_\_\_

Date:

Department Head

Reviewed By: Kelly Cutry

Date: 8.18.08

## Finance

Reviewed By: \_\_\_\_\_

Date:

Deputy/Assistant County Mgr

**Approved By:**

Date:

**County Manager**

**Board of County  
Commissioners**

Date:

**COUNTY OF CUMBERLAND  
BUDGET REVISION REQUEST**

Budget Office Use	
Budget Revision No.	<u>B09-0666</u>
Date Received	<u>8.14.08</u>
Date Completed	

Fund No. 101 Agency No. 431 Organ. No. 4301  
 Organization Name: ADMINISTRATION

ITEM NO. 2J(2)a

**REVENUE**

pg 1 of 2

Revenue Source Code	Description	Current Budget	Increase (Decrease)	Revised Budget
9901	COUNTY FUNDING		4,000	

4,000

**EXPENDITURES**

Object Code	Appr Unit	Description	Current Budget	Increase (Decrease)	Revised Budget
3419	151	MISCELLANEOUS EXPENSES	1,000	4,000	5,000

Total      1,000      4,000      5,000

**Justification:**

THIS BUDGET REVISION REQUESTS ADDITIONAL COUNTY FUNDING IN ORDER TO FUND THE ATTACHED MEMORANDUM OF UNDERSTANDING BETWEEN THE CUMBERLAND COUNTY MENTAL HEALTH CENTER , THE CUMBERLAND COUNTY HEALTH DEPARTMENT , THE 12<sup>th</sup> JUDICIAL DISTRICT COURT AND THE CUMBERLAND COUNTY DEPARTMENT OF SOCIAL SERVICES.

State: \_\_\_\_\_ Federal: \_\_\_\_\_ Fund Balance: \_\_\_\_\_ County: \_\_\_\_\_ New: 4,000 Other: \_\_\_\_\_  
 Other: \_\_\_\_\_ Fees: \_\_\_\_\_ Prior Year: \_\_\_\_\_

Submitted By: [Signature]  
 Department Head

8/12/08

Date:

Reviewed By: [Signature]  
 Finance Department

8.14.08

Date:

Reviewed By: \_\_\_\_\_  
 Deputy/Assistant County Mgr

Date:

Approved By:	
_____	Date: _____
County Manager	
_____	Date: _____
Board of County Commissioners	
_____	Date: _____

pg 2 of 2

**MEMORANDUM OF AGREEMENT**  
**between**  
**Cumberland County Mental Health Center**  
**Cumberland County Health Department**  
**12<sup>th</sup> Judicial District Court**  
**and**  
**Cumberland County Department of Social Services**

**Purpose:** This agreement is entered into between the above parties to share in the cost of drug screens ordered by the District Court, 12<sup>th</sup> Judicial District, Juvenile Division, and identifies the commitment and process for payment. This agreement is in effect beginning July 1, 2008 through June 30, 2009.

**Cumberland County Department of Social Services agrees to:**

1. Pay the total bill submitted from Alternative Care Treatment Systems.
2. Invoice the Administrative Office of the Courts in care of Mia LaMotte in the amount of \$3.75 per test.
3. Deduct the Administrative Office of the Courts charges from the total bill.
4. Invoice the Cumberland County Mental Health Center in care of Ed Norris for a prorated portion of the remainder of the total bill.
5. Invoice the Cumberland County Health Department in care of Tracy Gurganus for a prorated portion of the remainder of the total bill.
6. Cumberland County Department of Social Services will pay a prorated portion of the remainder of the total bill.

**Cumberland County Mental Health agrees to:**

1. Reimburse the Cumberland County Department of Social Services a prorated amount for drug screens ordered by the District Court, 12 Judicial District, Juvenile Section.
2. Such reimbursement will not exceed \$4,000 per fiscal year.
3. Submit payment to Dawn Keeler, CCDSS Finance.

**Cumberland County Health Department agrees to:**

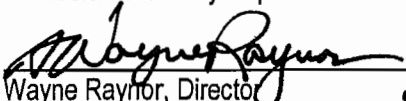
1. Reimburse the Cumberland County Department of Social Services a prorated amount for drug screens ordered by the District Court, 12 Judicial District, Juvenile Section.
2. Such reimbursement will not exceed \$4,000 per fiscal year.
3. Submit payment to Dawn Keeler, CCDSS Finance.

**Administrative Office of the Courts agrees to:**

1. Reimburse the Cumberland County Department of Social Services \$3.75 per drug screen billed by Alternative Care Treatment Systems.
2. Submit payment to Dawn Keeler, CCDSS Finance.

Bonnie Goad, Deputy Judicial Purchasing Services Officer  
Administrative Office of the Courts

Rosemary Zimmerman, Interim Director  
Cumberland County Department of Social Services

  
Wayne Raynor, Director  
Cumberland County Health Department

8-11-08

Hank Debnam, Director  
Cumberland County Mental Health

The Honorable Elizabeth Keever  
Chief District Court Judge, 12<sup>th</sup> Judicial District

**COUNTY OF CUMBERLAND  
BUDGET REVISION REQUEST**

Budget Office Use	
Budget Revision No.	<u>B09-067</u>
Date Received	<u>8-18-08</u>
Date Completed	

Fund No. 101 Agency No. 431 Organ. No. 432F

Organization Name: CHILDHOOD LEAD POISONING PREVENTION

ITEM NO. 2J(2)b

**REVENUE**

Revenue Source Code	Description	Current Budget	Increase (Decrease)	Revised Budget
4120	N.C. LEAD POISONING	3,500	(2,500)	1,000
		3,500	(2,500)	1,000

**EXPENDITURES**

Object Code	Appr Unit	Description	Current Budget	Increase (Decrease)	Revised Budget
2393	201	EDUCATIONAL	600	(50)	550
2510	201	FUEL VEHICLE	50	(50)	-
2601	201	OFFICE SUPPLIES	300	(200)	100
2992	201	DEPARTMENT SUPPLIES	700	(700)	-
3440	201	POSTAGE	50	0	50
3455	201	PRINTING	100	(100)	-
3470	201	TRAVEL EMPLOYEE	1,250	(1,050)	200
3474	201	TRAINING	450	(350)	100
Total			3,500	(2,500)	1,000

**Justification:**

THIS BUDGET REVISION REQUESTS TO BUDGET FOR AN UNANTICIPATED REDUCTION IN STATE FUNDING.

State: (2,500) Federal: \_\_\_\_\_ Fund Balance: \_\_\_\_\_ County: \_\_\_\_\_  
 Other: \_\_\_\_\_ Fees: \_\_\_\_\_ New: \_\_\_\_\_ Other: \_\_\_\_\_  
 Prior Year: \_\_\_\_\_

Submitted By: [Signature] Date: 8-15-8  
 Department Head

Reviewed By: [Signature] Date: 8-18-08  
 Finance Department

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_  
 Deputy/Assistant County Mgr

Approved By:	
_____	Date: _____
County Manager	
_____	Date: _____
Board of County Commissioners	
_____	Date: _____

**COUNTY OF CUMBERLAND  
BUDGET REVISION REQUEST**

Budget Office Use	
Budget Revision No.	B09-068
Date Received	8/21/2008
Date Completed	

Fund No. 139 Agency No. 450 Organ. No. 4560  
Organization Name: Senior Aides

ITEM NO. 2J(3)

REVENUE				
Revenue Source Code	Description	Current Budget	Increase (Decrease)	Revised Budget
4680	Senior Aides Grant	541,370	44,024	585,394
6698	Local In-kind Services	15,000	10,047	25,047
Total		556,370	54,071	610,441

EXPENDITURES					
Object Code	Appr Unit	Description	Current Budget	Increase (Decrease)	Revised Budget
1210	641	Salaries Regular	5,081	(5,081)	-
1266	641	Salaries Part Time	464,705	47,644	512,349
1810	641	Social Security	35,939	3,793	39,732
1820	641	Retirement Contribution	249	(249)	-
1824	641	Retirement 401K Contribution	51	(51)	-
1830	641	Medical Insurance	530	(530)	-
1860	641	Workers Compensation	6,224	2,322	8,546
1991	641	Salary Adjustments	33	(33)	-
3474	642	Training	10,048	(3,791)	6,257
3411	642	In Kind Services	15,000	10,047	25,047
-					
Total			537,860	54,071	591,931

**Justification:**

Revision in the amount of \$54,071 to move portion of position WDC0087 to Administration and to reconcile budget with State grant funding.

**Funding Source:**

State: 44,024  
Other: 10,047

Federal: \_\_\_\_\_  
Fees: \_\_\_\_\_

**Fund Balance:**

County: \_\_\_\_\_ New: \_\_\_\_\_  
Prior Year: \_\_\_\_\_

Other: \_\_\_\_\_

Submitted By: Geneva Mign  
Department Head

Date: 8/22/08

Reviewed By: Kelly Autry  
Finance

Date: 8.22.08

Reviewed By: \_\_\_\_\_  
Deputy/Assistant County Mgr

Date: \_\_\_\_\_

Approved By:	
_____	Date: _____
County Manager	
_____	Date: _____
Board of County Commissioners	
_____	Date: _____

**COUNTY OF CUMBERLAND  
BUDGET REVISION REQUEST**

<b>Budget Office Use</b>	
Budget Revision No.	B09-068A
Date Received	8/20/2008
Date Completed	

Fund No. 130 Agency No. 450 Organ. No. 4530  
 Organization Name: Workforce Development Administration

REVENUE				
Revenue Source Code	Description	Current Budget	Increase (Decrease)	Revised Budget
4680	Senior Aides Grant	38,548	6,300	44,848
Total		38,548	6,300	44,848

EXPENDITURES					
Object Code	Appr Unit	Description	Current Budget	Increase (Decrease)	Revised Budget
1210	606	Salaries Regular	135,943	5,081	141,024
1810	606	Social Security	10,570	389	10,959
1820	606	Retirement Contribution	6,773	249	7,022
1824	606	Retirement 401K Contribution	1,381	51	1,432
1830	606	Medical Insurance	16,907	530	17,437
Total			171,574	6,300	177,874

**Justification:**

Revision in the amount of \$6,300 to move portion of position WDC0087 from Senior Aides to Administration in order to reconcile budget with State grant funding.

**Funding Source:**

State: 6,300  
 Other: \_\_\_\_\_

Federal: \_\_\_\_\_  
 Fees: \_\_\_\_\_

**Fund Balance:**

County: \_\_\_\_\_ New: \_\_\_\_\_  
 Prior Year: \_\_\_\_\_

Other: \_\_\_\_\_

Submitted By: [Signature]  
 Department Head

Date: 8/22/08

Reviewed By: [Signature]  
 Finance

Date: 8-22-08

Reviewed By: \_\_\_\_\_  
 Deputy/Assistant County Mgr

Date: \_\_\_\_\_

<b>Approved By:</b>	
County Manager	Date: _____
Board of County Commissioners	Date: _____

**COUNTY OF CUMBERLAND  
BUDGET REVISION REQUEST**

Budget Office Use	
Budget Revision No.	B09-074
Date Received	8/25/2008
Date Completed	

Fund No. 430 Agency No. 438 Organ. No. 4385

Organization Name: Juvenile Crime Prevention Program

ITEM NO. 2J(4)

**REVENUE**

Revenue Source Code	Description	Current Budget	Increase (Decrease)	Revised Budget
438C	NC Intensive Services Grant	0	95,000	95,000
669P	In-Kind NC Intensive Services Grant	0	4,400	4,400
669B	In-Kind Hope	19,404	135	19,539
438D	NC JCP Juvenile Assessment Center	192,260	(3,000)	189,260
4397	NC JCP Find-A-Friend	51,911	3,000	54,911
669A	In-Kind Find-A-Friend	43,276	8,570	51,846
669C	In-Kind Dispute Restitution	12,151	26,390	38,541
9901	Fund Balance Appropriated	0	4,953	4,953
669T	In-Kind Court Outreach	36,762	4,504	41,266
Total		355,764	143,952	499,716

**EXPENDITURES**

Object Code	Appr Unit	Description	Current Budget	Increase (Decrease)	Revised Budget
438C	728	NC Intensive Services Grant	0	95,000	95,000
350P	728	In-Kind NC Intensive Services Grant	0	4,400	4,400
348G	728	In-Kind Hope	19,404	135	19,539
345T	728	Juvenile Assessment Center	204,761	1,953	206,714
438A	728	Find-A-Friend	61,568	3,000	64,568
348D	728	In-Kind Find-A-Friend	43,276	8,570	51,846
348E	728	In-Kind Dispute Restitution	12,151	26,390	38,541
348Z	728	In-Kind Court Outreach	36,762	4,504	41,266
Total			377,922	143,952	521,874

**Justification:**

Revision to appropriate fund balance of \$4,953 and to adjust various JCPC programs to State budget.

**Funding Source:**

State: \_\_\_\_\_  
Other: \_\_\_\_\_

Federal: \_\_\_\_\_  
Fees: \_\_\_\_\_

**Fund Balance:**

County: \_\_\_\_\_ New: \_\_\_\_\_  
Prior Year: \_\_\_\_\_

Other: \_\_\_\_\_

Submitted By: \_\_\_\_\_

Date: \_\_\_\_\_

Reviewed By: Howard Allen

Department Head

Finance Department

Date: 8/25/08

Reviewed By: \_\_\_\_\_

Deputy/Assistant County Mgr

Date: \_\_\_\_\_

Approved By: \_\_\_\_\_

County Manager

Board of County Commissioners

Date: \_\_\_\_\_

Date: \_\_\_\_\_



**COUNTY OF CUMBERLAND  
BUDGET REVISION REQUEST**

<b>Budget Office Use</b>	
Budget Revision No.	<u>809-076</u>
Date Received	_____
Date Completed	_____

Fund No. 101 Agency No. 422 Organ. No. 4200  
 Organization Name: Sheriff's Office

ITEM NO. 25 (5)

**REVENUE**

Revenue Source Code	Description	Current Budget	Increase (Decrease)	Revised Budget
---------------------	-------------	----------------	---------------------	----------------

	Town of Eastover--Deputy Sheriff	0	55,759	55,759
--	----------------------------------	---	--------	--------

Total			55,759	
-------	--	--	--------	--

**EXPENDITURES**

Object Code	Appr Unit	Description	Current Budget	Increase (Decrease)	Revised Budget
-------------	-----------	-------------	----------------	---------------------	----------------

1210		Salary Regular	13,287,546	29,184	13,316,730
1220		Salary Overtime	180,100	5,100	
1810		Social Security	1,033,164	2,600	1,035,764
1820		Retirement	653,584	1,603	655,187
1824		401k County 1%	134,705	330	135,035
1826		401k Law Enf	546,816	1,650	548,466
1830		Medical Insur	1,690,700	4,281	1,694,981
1860		Workers Comp	237,059	1,006	238,065
2120		Uniforms	216,553	1,730	218,283
2510		Fuel	616,201	5,830	622,031
3420		Insurance	265,325	830	266,155
3438		Maint/Repair--Veh	430,000	830	430,830
3610		CO-Equipment	50,605	785	51,390
Total			19,342,358	55,759	19,212,917

**Justification:**

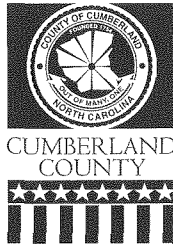
Add Deputy position to provide law enforcement services to Town of Eastover, as requested. Increase related Expense Budget and recognize Revenue.

**Funding Source:**

State: \_\_\_\_\_ Federal: \_\_\_\_\_ County: \_\_\_\_\_ New: 55,759 Other: \_\_\_\_\_  
 Other: \_\_\_\_\_ Fees: \_\_\_\_\_ Prior Year: \_\_\_\_\_

**Fund Balance:**

Submitted By: <u>Earl R Butler</u> Department Head	Date: <u>8-11-08</u>	Approved By:  _____ Date: _____ County Manager  Board of County Commissioners Date: _____
Reviewed By: <u>Harold Kra</u> Budget Analyst	Date: <u>8/25/08</u>	
Reviewed By: _____ Deputy/Assistant County Mgr	Date: _____	
Reviewed By: _____ Information Services	Date: _____	



ITEM NO. 3

**OFFICE OF THE COUNTY ATTORNEY**

Courthouse, 117 Dick Street – Suite 551 • P.O. Box 1829 • Fayetteville, North Carolina 28302-1829  
(910) 678-7762 • Fax: (910) 678-7758

---

August 26, 2008

**MEMORANDUM FOR BOARD OF COMMISSIONERS' SEPTEMBER 2, 2008 AGENDA**

TO: BOARD OF COUNTY COMMISSIONERS

FROM: HARVEY W. RAYNOR III, DEPUTY COUNTY ATTORNEY

THRU: GRAINGER R. BARRETT, COUNTY ATTORNEY

SUBJECT: REPORT ON THE STATUS AND OPTIONS REGARDING THE ANN  
STREET LANDFILL FOR MUNICIPAL SOLID WASTE AND  
CONSTRUCTION AND DEMOLITION WASTE FRANCHISE

**BACKGROUND:**

At the August 25<sup>th</sup> City Council meeting the Fayetteville City Council passed the first reading of the C&D Landfill Franchise and set the second reading for the September 22<sup>nd</sup> meeting. When I questioned the City Manager as to why the second reading had not been set for the meeting on the 8<sup>th</sup> as the City Attorney had recommended in her memo to the Council, he responded it was so the Board of Commissioners would have the 15<sup>th</sup> meeting to pass a landfill fee reduction for the City.

**INFORMATION**

The City of Fayetteville has put an approximate average of 59,000 tons of MSW waste in the landfill for the past two years. The County has received an approximate total of MSW waste in 2007-08 of 208,000 tons. The City predicts that it will collect 7.8 tons of recyclables in 2008-09. Recycling of 7.8 tons would represent about a reduction of about 13% of the City's MSW waste stream and about a .4% (.4 of 1%) reduction in the County's total MSW waste stream. Such a reduction would not allow the County to reduce its operational expense by any amount and would extend the life of the landfill one year over a 26+ year span. The current projected life of the landfill is 12 to 15 years.

*Celebrating Our Past... Embracing Our Future*

---

### **RECOMMENDATION / PROPOSED ACTION:**

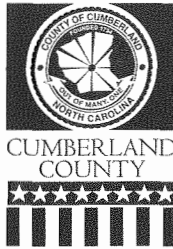
There are several options the Board should consider before taking any action:

1. Do nothing and see what the City does on September 22<sup>nd</sup>;
2. Do nothing but announce the County will stop taking C&D on the October 1<sup>st</sup> if a franchise is not awarded;
3. Pursue other options for the continued collection of C&D which would not require a franchise;
4. Stop taking C&D while other options are searched and investigated;
5. Authorize a rebate at a figure negotiated with the City tied to the awarding of the C&D Franchise;
6. Authorize a rebate based on figures provided by County staff tied to awarding of the C&D Franchise;
7. Authorize a rebate at a figure negotiated with the City tied to awarding a MSW and C&D Franchise pursuant to the terms and conditions first proposed by the County which had a 30 year term and no City operational controls;
8. The same as seven (7) above but use the County generated rebate figure;
9. Withdraw the franchise request, continue to put C&D in the subtitle D landfill and ask the local delegation to sponsor a deannexation bill for the landfill property from the City.
10. Any combination of the above.

J. BREEDEN BLACKWELL  
Chairman

JEANNETTE M. COUNCIL  
Vice Chairman

KENNETH S. EDGE  
JOHN T. HENLEY, JR.  
BILLY R. KING  
EDWARD G. MELVIN  
DIANE WHEATLEY



MARSHA S. FOGLE  
Clerk to the Board

MARIE COLGAN  
Deputy Clerk

**BOARD OF COMMISSIONERS**

5th Floor, New Courthouse • P.O. Box 1829 • Fayetteville, North Carolina 28302-1829  
(910) 678-7771 • Fax: (910) 678-7770

ITEM NO. 4A

August 26, 2008

**September 2, 2008 Agenda Item**

TO: Board of Commissioners

FROM: Marie Colgan, Deputy Clerk *MC*

SUBJECT: Cumberland County Finance Corporation and Cumberland County  
Industrial Facilities & Pollution Control Financing Authority

The above boards have the following vacancy:

James L. Fleming – deceased. Fill the vacancy.

I have attached the current membership list. There are no applicants for this board at this time.

**PROPOSED ACTION: Make nomination to fill the vacancy.**

pc: Christy Tyndall, County Attorney's office

Attachments

*Celebrating Our Past... Embracing Our Future*

CUMBERLAND COUNTY FINANCE CORPORATION  
(ALSO THE CUMBERLAND COUNTY INDUSTRIAL FACILITIES  
AND POLLUTION CONTROL FINANCING AUTHORITY)  
(same members on both Boards)  
6 Year Term

9/07

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For Reappointment</u>
Bobby Gleaton (W/M) P.O. Box 100 Hope Mills, NC 28348 425-5505	9/07	2 <sup>nd</sup>	Sept/13 9/30/13	No
James L. Fleming (B/M) <b>(deceased)</b> 477 Slocomb Road Fayetteville, NC 28311 488-5097 (Educator)	8/03	2nd	Sept/09 9/30/09	No
Clifton McNeill, Sr. (W/M) 1404 Clifton McNeill Road Hope Mills, NC 28348 425-8671(H)	6/06 (to fill unexp. term)	1st	Sept/09 9/30/09	Yes
Annette C. Billie (B/F) 749 Edgehill Road Fayetteville, NC 28314	9/07	2 <sup>nd</sup>	Sept/13 9/30/13	No
H. B. Smith, Jr. (W/M) 5375 Cedar Creek Road Fayetteville, NC 28301 483-1043 (Auctioneer)	8/03	2nd	Sept/09 9/30/09	No
Robert L. White (B/M) P.O. Box 71523 Fort Bragg, NC 28307 423-8549/864-2236 (W) (Postal Employee)	8/03	2nd	Sept/09 9/30/09	No
Carol A. Downing (W/F) P.O. Box 11005 Fayetteville, NC 28303 867-8969/488-6010 (Secretary, Retired)	10/05	2nd	Sept/11 9/30/11	No

Contacts: Christy Tyndall – Co. Attorney’s Office &  
Neil Yarborough, Yarborough Law Firm, 115 E. Russell St, Fayetteville, NC 28301

Meetings: On Call

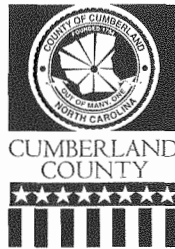
APPLICANTS FOR  
CUMBERLAND COUNTY FINANCE CORPORATION

<u>NAME/ADDRESS/TELEPHONE</u>	<u>OCCUPATION</u>	<u>EDUCATIONAL BACKGROUND</u>
CEZAIR, DR. JOAN (B/F) 737 MAXINE STREET FAYETTEVILLE, NC 28303 822-0759/672-1009 (W)	ASSISTANT PROFESSOR FSU	BBA; MBA; DOCTORATE
HICKS, SARA JEAN (W/F) 2303 MORGANTON RD #2 FAYETTEVILLE, NC 28305 417-9072/483-8309 (W)	ACCOUNTANT ABERDEEN/ROCKFISH RAILROAD	BS/BA – ACCOUNTING MBA
McCALLUM, MARK W. (W/M) 7653 MAGGIE CIRCLE FAYETTEVILLE, NC 28314 635-3064	Retired	Some College
OKHOMINA, DR. DON A. (B/M) 494 DUNLOE COURT FAYETTEVILLE, NC 28311 868-1618/672-2148 (W)	ASST PROFESSOR OF MANAGEMENT FSU	BS – BUSINESS ADMIN MBA, PHD – MGT.
RICHARDSON, TIMOTHY S. (W/M) 125 MAGNOLIA AVENUE FAYETTEVILLE, NC 28305 484-8486/307-9110 (W)	BANKER – VICE PRES. 1 <sup>ST</sup> CITIZENS	BS/BA

J. BREEDEN BLACKWELL  
Chairman

JEANNETTE M. COUNCIL  
Vice Chairman

KENNETH S. EDGE  
JOHN T. HENLEY, JR.  
BILLY R. KING  
EDWARD G. MELVIN  
DIANE WHEATLEY



MARSHA S. FOGLE  
Clerk to the Board

MARIE COLGAN  
Deputy Clerk

**BOARD OF COMMISSIONERS**

5th Floor, New Courthouse • P.O. Box 1829 • Fayetteville, North Carolina 28302-1829  
(910) 678-7771 • Fax: (910) 678-7770

August 26, 2008

ITEM NO. 4B

**September 2, 2008 Agenda Item**

TO: Board of Commissioners  
FROM: Marie Colgan, Deputy Clerk *MC*  
SUBJECT: Workforce Development Board

The Workforce Development Board has the following vacancies:

Private Sector

Kathy Olsen - The Workforce Development Board has requested that she be replaced as she has been unable to attend meetings and recommends **Alicia Renee McLean**.

Community Based Organization

Patricia Tyson – completing second term. Not eligible for reappointment. The Workforce Development Board recommends **Esther Acker** for this position.

I have attached the current membership list and applicant list for this board.

**PROPOSED ACTION:** Make nomination to fill the two (2) vacancies.

Attachments

pc: Geneva Mixon, Director  
Workforce Development

*Celebrating Our Past... Embracing Our Future*



CUMBERLAND COUNTY WORKFORCE DEVELOPMENT BOARD  
(FORMERLY, PRIVATE INDUSTRY COUNCIL)

3 Year Terms

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For Reappointment</u>
<u>Private Sector:</u>				
Kathy Olsen (W/F) Olsen Realty 854 S. Reilly Road Fayetteville, NC 28314 964-1459	9/05	1 <sup>st</sup>	Sept/08 9/30/08	Yes
Bob Dickerson (W/M) Tire Battery Corporation 107 Tom Starling Road, Suite 101 Fayetteville, NC 28306	9/05	2 <sup>nd</sup>	Sept/08 09/30/08	No
Loleta L. Wilkerson ( /F) Pentagon Federal Credit Union 1800 Skibo Road, Suite 320 Fayetteville, NC 28303 487-3404/868-5594(W)	10/05	1 <sup>st</sup>	Oct/08 10/31/08	Yes
Annie Hasan (B/F) Children's World Creative School 408 Spring Avenue Spring Lake, NC 28390 497-8770	9/05	2 <sup>nd</sup>	Sept/08 09/30/08	No
Brad Loase (W/M) 815 Stamper Road Fayetteville, NC 28303 583-3682/437-5959 (W)	6/08	1 <sup>st</sup>	Feb/10 2/28/10	Yes
serving unexpired term				
Michael Karaman (W/M) 4424 Bragg Blvd. # 101 Fayetteville, NC 28303 860-1000	2/07	1 <sup>st</sup>	Feb/10 2/28/10	Yes
JoLeita Evans (W/F) 2974 Evans Dairy Road Fayetteville, NC 28312 483-9065/484-5972(W)	11/05	1 <sup>st</sup>	Nov/08 11/30/08	Yes
Dina Simcox (W/F) 3628 Heatherbrooke Drive Fayetteville, NC 28306 717-2448/868-7668 (W)	4/08	1 <sup>st</sup>	Apr/11 4/30/11	Yes

Cumberland County Workforce Development Board, page 2

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For Reappointment</u>
Wendall Troy (B/M) School Link, Inc. P.O. Drawer 36067 Fayetteville, NC 28303 223-2116, Ext. 101	2/06	2 <sup>nd</sup>	Feb/09 2/28/09	No
Charles A. Richter ( /M) NCNG 235 N. McPherson Church Rd. – Ste. 203 Fayetteville, NC 28303 401-6063	10/05	1 <sup>st</sup>	Oct/08 10/31/08	Yes
Mike Baldwin (W/M) 1337 Sawyer Court Hope Mills, NC 28348 323-9493/426-5000(W)	6/06	1 <sup>st</sup>	June/09 6/30/09	Yes
John Davidson (W/M) Carco Group, Inc. 674 Glenda Street Fayetteville, NC 28311 482-4338/308-3255	8/08	1 <sup>st</sup>	June/09 6/30/09	Yes
<u>Public Sector:</u>				
Social Services Representative: Vivian Tookes(B/F) Dept. of Social Services P. O. Box 2429 Fayetteville, NC 28302 323-1540	9/05	2 <sup>nd</sup>	Sept/08 9/30/08	No
<u>Rehabilitation:</u>				
Ellen Morales ( /F) North Carolina Department of Human Resources Division of Vocational Rehabilitation Services 1200 Fairmont Court Fayetteville, NC 28304	11/06	(unlimited term - replaced by state agency)		
<u>Community Based Organization:</u>				
Patricia Tyson(W/F) Consumer Credit Counseling Service 316 Green Street Fayetteville, NC 28301 323-3192	9/05	2 <sup>nd</sup>	Sept/08 9/30/08	No

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For Reappointment</u>
Dr. Robin Jenkins (W/M) Communicare, Inc. P.O. Box 30 Fayetteville, NC 28302 433-1116	2/06	2 <sup>nd</sup>	Feb/09 2/28/09	No
J. Carl Manning (B/M) Kingdom CDC PO Box 1402 Fayetteville, NC 28302 630-1000/484-2722	5/08	1 <sup>st</sup>	May/11 5/31/11	Yes
<u>Economic Development:</u> Catherine Johnson (W/F) FCCCC 524 Deerpath Drive Fayetteville, NC 28311 822-4809/484-4242 x247 (W)	8/08	1 <sup>st</sup>	Aug/11 8/31/11	Yes
<u>Employment Service:</u> Glenn McQueen (B/M) Employment Security Comm. 414 Ray Avenue Fayetteville, NC 28301 486-1010	8/02	(unlimited term - replaced by state agency)		
<u>Labor:</u> Damita Rucker-Ash(B/F) United Steelworkers of America 5839 Corner Oaks Drive Hope Mills, NC 28348 423-8479	9/05	2 <sup>nd</sup>	Sept/08 9/30/08	No
<u>Education:</u> Dr. Joe Mullis, ( /M) FTCC PO Box 35236 Fayetteville, NC 28303	8/07	1 <sup>st</sup>	Aug/10 8/31/10	Yes
(vacant) Fayetteville State University 1200 Murchison Road Fayetteville, NC 28301 486-1141	1/05	1 <sup>st</sup>	Jan/08 1/31/08	Yes

Cumberland County Workforce Development Board, page 4

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For Reappointment</u>
<u>County Representative:</u> Juanita Pilgrim Deputy County Manager P. O. Box 1829 Fayetteville, NC 28302 678-7726	7/93	N/A	N/A	N/A

Contact: Geneva Mixon, Director, CC Workforce Development Center (or Linda Morrison – 323-2498, X2126 – fax # 323-5755)

Regular Meetings: 1st Tuesday, every other month, noon, Job Link Career Center  
(Name Changed to Cumberland County Workforce Development Board, November, 1995)

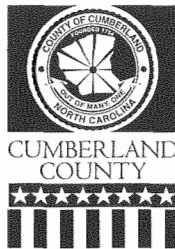
APPLICANTS FOR  
WORKFORCE DEVELOPMENT BOARD

<u>NAME/ADDRESS/PHONE</u>	<u>OCCUPATION</u>	<u>EDUCATIONAL BACKGROUND</u>
ACKER, ESTHER J. (W/F) 301 COOLEE CIRCLE FAYETTEVILLE, NC 28311 488-1402/323-3192 X32 (W)	COUNSELING SERVICES MANAGER	BA DEGREE – INT'L BANKING
BRIGGS, BENITA Y. (B/F) 1116 BINGHAM DRIVE FAYETTEVILLE, NC 28304 822-1154/672-1294 (W) <b>**SERVES ON THE ADULT CARE HOME ADVISORY BOARD**</b>	OFFICE ASSISTANT IV FSU	BA IN HISTORY; 08 GRAD – BA IN SOCIOLOGY
COLEY, TIAWANNIA A. (B/F) 6115 LAKE TRAIL DRIVE FAYETTEVILLE, NC 28304 860-4872/321-6794 (W)	SUBSTANCE ABUSE COUNSELOR- MENTAL HEALTH/TASC	BS – COMPUTER SCIENCE AA – MATHEMATICS WORKING ON MASTERS -
HICKS, SARA JEAN (W/F) 2303 MORGANTON RD #2 FAYETTEVILLE, NC 28305 417-9072/483-8309 (W)	ACCOUNTANT ABERDEEN/ROCKFISH RAILROAD	BS/BA – ACCOUNTING MBA
MARSHALL, BARBARA SUMMEY (B/F) 7640 WILKINS DRIVE FAYETTEVILLE, NC 28311 488-2615/977-2303 (W) <b>**SERVES ON BOARD OF HEALTH**</b>	VOLUNTEER/ADVOCATE RETIRED MILITARY	MASTERS - RELIGIOUS EDUCATION
McALLISTER, MEREDITH (B/F) 553 HOLLYBERRY LANE FAYETTEVILLE, NC 28314 867-8564/222-8751 (W)	CERTIFIED PERSONAL FINANCE COUNSELOR CONSUMER EDUCATION SERVICES, INC.	BUSINESS – UNC AT CHAPEL HILL
McLEAN, ALICIA RENEE (B/F) 5058 SUMMER RIDGE DRIVE FAYETTEVILLE, NC 28303 487-0390/323-5288 (W)	DIALYSIS TECHNICIAN FAY. KIDNEY CENTER	BS – PSYCHOLOGY
OKHOMINA, DR. DON A. (B/M) 494 DUNLOE COURT FAYETTEVILLE, NC 28311 868-1618/672-2148 (W)	ASST PROFESSOR OF MANAGEMENT FSU	BS – BUSINESS ADMIN MBA, PHD – MGT.
TALLY, WILLIAM LOCKETT (W/M) 414 VISTA DRIVE FAYETTEVILLE, NC 28305 489-3533/483-4175	ATTORNEY TALLY & TALLY	BA-POLITICAL SCIENCE JD-SCHOOL OF LAW
WHITTEMORE, APRIL (I/F) 4823 REDWOOD DRIVE FAYETTEVILLE, NC 28304 977-7796	HUMAN RESOURCES NATIVE ANGELS	DOUBLE MASTERS – COUNSELING/HR

J. BREEDEN BLACKWELL  
Chairman

JEANNETTE M. COUNCIL  
Vice Chairman

KENNETH S. EDGE  
JOHN T. HENLEY, JR.  
BILLY R. KING  
EDWARD G. MELVIN  
DIANE WHEATLEY



MARSHA S. FOGLE  
Clerk to the Board

MARIE COLGAN  
Deputy Clerk

**BOARD OF COMMISSIONERS**

5th Floor, New Courthouse • P.O. Box 1829 • Fayetteville, North Carolina 28302-1829  
(910) 678-7771 • Fax: (910) 678-7770

ITEM NO. 4C

August 26, 2008

**September 2, 2008 Agenda Item**

TO: Board of Commissioners  
FROM: Marie Colgan, Deputy Clerk *mc*  
SUBJECT: Wrecker Review Board Vacancy (1)

The Wrecker Review Board has the following vacancy:

Sheriff's Appointees

Lt. John Legette - (Please see attached request from Sheriff Earl R. Butler)  
Replace with **Sgt. William Martin.**

I have attached the current membership list and applicant list for this board.

**PROPOSED ACTION:** Make nominations to fill the vacancy (1).

Attachment

pc: Deputy Greg Gwarek, Sheriff's Office

*Celebrating Our Past...Embracing Our Future*

WRECKER REVIEW BOARD  
2 Year Term

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For Reappointment</u>
<u>County Appointee</u>				
Gabriel Grant 3890 Raeburn Court Fayetteville, NC 28314 678-8995/907-0203 (W)	04/08	1 <sup>st</sup>	Apr/10 04/30/10	Yes
<u>Sheriff's Appointees</u>				
Lt. John Legette Cumberland County Sheriff's Office 131 Dick Street Fayetteville, NC 28301	04/06 (to fill unexpired term)	2 <sup>nd</sup>	Nov/08 11/30/08	No
<u>Wrecker Licensee Appointees</u>				
Tracy Logan Logan's Body Shop 805 Cain Road Fayetteville, NC 28303 822-6255	02/08	1st	Feb/10 02/28/10	Yes
Gary Holder Holder's Recovery & Towing 805 Cain Road Fayetteville, NC 28303 488-6968	02/08	1 <sup>st</sup>	Feb/10 02/28/10	Yes
<u>State Highway Patrol Appointee</u>				
Sgt. Tracy T. Coleman State Highway Patrol 2435 Gillespie Street Fayetteville, NC 28306 486-1334	02/08	1st	Feb/10 02/28/10	Yes

Contact: Deputy Greg Gwarek, Sheriff's Office  
Phone: 321-6767  
Fax # 321-6969

Meetings are on an as needed basis.

APPLICANTS FOR  
WRECKER REVIEW BOARD

<u>NAME/ADDRESS/TELEPHONE</u>	<u>OCCUPATION</u>	<u>EDUCATIONAL BACKGROUND</u>
HAMMOND, CLYDE E. (W/M) 1802 FLINTSHIRE ROAD FAYETTEVILLE, NC 28304 425-2774 <b>**serves on the Nursing Home Advisory Board**</b>	RETIRED – VOLUNTEER HOSPICE CHAPLAIN	BACHELORS DEGREE
JOHNSON, LENNIE R. (W/M) 6360 SMITHFIELD WADE, NC 28395 980-1401	RETIRED – LAW ENFORCEMENT	SOME COLLEGE L.E. ACADEMY
McCALLUM, MARK W. (M) 7653 MAGGIE CIRCLE FAYETTEVILLE, NC 28314 635-3064	Retired	Some College
SANTIAGO, JOSEPH (B/M) 7935 LESTER DRIVE FAYETTEVILLE, NC 28311-7420 213-5345/670-4143 (W)	PAINT & BODY RESTORATION BULLY BREED CUSTOM PAINT & BODY	NOT LISTED





**EARL R. BUTLER, SHERIFF  
CUMBERLAND COUNTY SHERIFF'S OFFICE**



---

*An Internationally Accredited Law Enforcement Agency*

August 26, 2008

Cumberland County Board of Commissioners  
117 Dick Street, Room 554  
Fayetteville, N.C. 28301

Chairman J. Breeden Blackwell  
Vice Chairman Dr. Jeannette Council  
Commissioner Kenneth S. Edge  
Commissioner Dr. John T. Henley, Jr.  
Commissioner Billy R. King  
Commissioner Edward Melvin  
Commissioner Diane Wheatley


Re: Cumberland County Wrecker Review Board

Dear Board of Commissioners:

As described in Cumberland County Code, section 9-70, Wrecker Review Board, the Sheriff shall appoint two members of the Sheriff's Office who hold the rank of Sergeant or higher to the Wrecker Review Board.

As Sheriff of Cumberland County, I would like to replace Lt. John Legette with Sgts. William Martin to serve on the Wrecker Review Board.

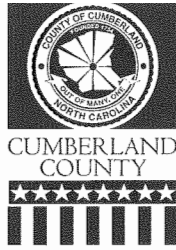
Sincerely,

  
Sheriff Earl R. Butler

J. BREEDEN BLACKWELL  
Chairman

JEANNETTE M. COUNCIL  
Vice Chairman

KENNETH S. EDGE  
JOHN T. HENLEY, JR.  
BILLY R. KING  
EDWARD G. MELVIN  
DIANE WHEATLEY



MARSHA S. FOGLE  
Clerk to the Board

MARIE COLGAN  
Deputy Clerk

ITEM NO. 5A

**BOARD OF COMMISSIONERS**

5th Floor, New Courthouse • P.O. Box 1829 • Fayetteville, North Carolina 28302-1829  
(910) 678-7771 • Fax: (910) 678-7770

August 20, 2008

**September 2, 2008 Agenda Item**

TO: Board of Commissioners

FROM: Marie Colgan, Deputy Clerk *MC*

SUBJECT: Appointments to the Community Child Protection Fatality Prevention Team

**BACKGROUND:** On August 18, 2008, the Board of Commissioners nominated the following to fill two vacancies on the Community Child Protection Fatality Prevention Team:

EMS Provider or Firefighter Position      **Barry Childers** (reappointment)

At Large Position      **Trace Griffin** (new appointment)

I have attached the current membership list for this board.

**PROPOSED ACTION: Appoint the above two (2) vacancies.**

Attachment

pc: Gail Rios, Review Coordinator, CCPFPT

*Celebrating Our Past...Embracing Our Future*

CUMBERLAND COUNTY 5/07  
COMMUNITY CHILD PROTECTION/FATALITY PREVENTION TEAM  
(County Commissioner Appointees)  
3 Year Terms

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For Reappointment</u>
<u>Law Enforcement Officer Position</u>				
<u>Sheriff's Office:</u>				
Melody Farnham	4/07	1st	Apr/10	Yes
CC Sheriff's Office			4/30/10	
131 Dick Street				
Fayetteville, NC 28301				
677-5475				
<u>Fayetteville City Police Department:</u>				
Bill Mitrison	4/07	1st	Apr/10	Yes
Fayetteville Police Dept.			4/30/10	
467 Hay Street				
Fayetteville, NC 28301				
433-1855				
<u>EMS Provider or Firefighter Position</u>				
Barry Childers	5/07	1st	Sept/08	Yes
4823 Belford Road	(filling unexpired term)		9/30/08	
Fayetteville, NC 28314-0833				
609-5600 x0				
<u>Parent of a Child Who Died Before Reaching Their 18th Birthday Position</u>				
Tonya Vetter	5/07	1 <sup>st</sup>	May/10	Yes
5505 Country Place #2A			5/31/10	
Hope Mills, NC 28348				
476-9746/323-5535 (W)				
<u>At-Large Positions</u>				
Allie D. Wiggins	11/06	1st	Nov/09	Yes
5222 Brookfield Road		full	11/30/09	
Fayetteville, NC 28303				
868-4219/988-4267(Cell)				
Maxine Anders	5/07	1st	Nov/09	Yes
3209 Elms Thorpe Drive			11/30/09	
Fayetteville, NC 28312 (filling unexpired term)				
433-2483				
Dr. David Smith	9/05	2nd	Sept/08	No
210 West Summerchase Drive			09/30/08	
Fayetteville, NC 28311				
822-1766/609-4341(W)				

Contact: Jean Harrington (DSS) – 677-2619 (Fax: 677-2091)

Meets the 3<sup>rd</sup> Thursday of each month at 3:15 pm – DSS, 4<sup>th</sup> Floor, Room 440

J. BREEDEN BLACKWELL  
Chairman

JEANNETTE M. COUNCIL  
Vice Chairman

KENNETH S. EDGE  
JOHN T. HENLEY, JR.  
BILLY R. KING  
EDWARD G. MELVIN  
DIANE WHEATLEY



MARSHA S. FOGLE  
Clerk to the Board

MARIE COLGAN  
Deputy Clerk

ITEM NO. SB

**BOARD OF COMMISSIONERS**

5th Floor, New Courthouse • P.O. Box 1829 • Fayetteville, North Carolina 28302-1829  
(910) 678-7771 • Fax: (910) 678-7770

August 20, 2008

**September 2, 2008 Agenda Item**

TO: Board of Commissioners  
FROM: Marie Colgan, Deputy Clerk *MC*  
SUBJECT: Nursing Home Advisory Board

BACKGROUND: On August 18, 2008, the Board of Commissioners nominated the following to fill one vacancy on the Nursing Home Advisory Board:

**Martha McKoy** (reappointment)

I have attached the current membership list for this board.

**PROPOSED ACTION: Appoint the above vacancy.**

Attachment

pc: Andrea Wright-Valedez, Mid-Carolina Area Agency on Aging

*Celebrating Our Past...Embracing Our Future*

NURSING HOME ADVISORY BOARD  
3 Year Term  
(Initial Appointment One Year)

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For Reappointment</u>
Mandella Edwards ( /F) 7076 Candlewood Drive Fayetteville, NC 28314 429-0790(H)	4/07	1 <sup>st</sup>	April/10 4/30/10	Yes
Tom Lloyd (W/M) 1306 Berkshire Road Fayetteville, NC 28305 574-3177/678-7618(W)	8/08	1 <sup>st</sup>	Aug/11 8/31/11	Yes
Martha McKoy P.O. Box 42152 Fayetteville, NC 28309 423-0771	9/05	1st	Sept/08 9/30/08	Yes
Dr. John Briggs (W/M) 2910 Hybart Street Fayetteville, NC 28303 867-1493	2/08	Initial	Feb/09 2/28/09	Yes
William R. Nichols(W/M) 1240 Magnolia Church Road Stedman, NC 28391 483-3934/433-1924(W)	2/07	1 <sup>st</sup>	Feb/10 2/28/10	Yes
Hervenna Pannell (B/F) 1821 Eichelberger Drive Fayetteville, NC 28303 822-8516/907-9355(W)	2/06	1st	Feb/09 2/28/09	Yes
Clyde E. Hammond (W/M) 1802 Flintshire Road Fayetteville, NC 28304 425-2774	08/08	1 <sup>st</sup>	Aug/11 8/31/11	Yes
Teresa Rena McNeill (B/F) 3518 Pickerel Street Fayetteville, NC 28306 480-0313/483-3648 x2226 (W)	8/08	1 <sup>st</sup>	Aug/11 8/31/11	Yes
Toney Edwards (B/M) 3622 Clearwater Drive Fayetteville, NC 28311 822-4261/864-6262	1/08	Initial	Jan /09 1/31/09	Yes

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For Reappointment</u>
Stephanie Hodges (W/F) 3424 Harrisburg Road Fayetteville, NC 28306 429-9300/292-5651 (C)	6/08	1 <sup>st</sup>	June/11 6/30/11	Yes
Lora L. Watson 1516 Chedington Road Hope Mills, NC 28348 485-3558/824-0993	4/07	2 <sup>nd</sup>	April/10 4/30/10	No

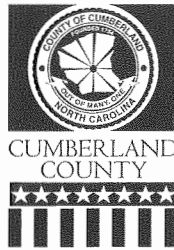
CONTACT: Andrea Wright-Valdez, Mid-Carolina Area Agency on Aging  
P. O. Box 1510, Fayetteville, NC 28302, (Phone: 323-4191, ext. 25)

Quarterly, (March, June, September & December) at 1:00 PM on the 3<sup>rd</sup> Thursday - at various nursing homes in the county.

J. BREEDEN BLACKWELL  
Chairman

JEANNETTE M. COUNCIL  
Vice Chairman

KENNETH S. EDGE  
JOHN T. HENLEY, JR.  
BILLY R. KING  
EDWARD G. MELVIN  
DIANE WHEATLEY



MARSHA S. FOGLE  
Clerk to the Board

MARIE COLGAN  
Deputy Clerk

**BOARD OF COMMISSIONERS**

ITEM NO. 5C

5th Floor, New Courthouse • P.O. Box 1829 • Fayetteville, North Carolina 28302-1829  
(910) 678-7771 • Fax: (910) 678-7770

August 20, 2008

**September 2, 2008 Agenda Item**

TO: Board of Commissioners  
FROM: Marie Colgan, Deputy Clerk *MC*  
SUBJECT: Joint Senior Citizens Advisory Commission

BACKGROUND: On August 18, 2008, the Board of Commissioners nominated the following to fill three vacancies on the Joint Senior Citizens Advisory Commission.

**Tom Cain** (reappointment)  
**Annette Renteria** (reappointment)  
**Carolyn Tracy** (reappointment)

I have attached the current membership list.

**PROPOSED ACTION:** **Appoint the above three (3) vacancies.**

Attachment

pc: James McMillan, Special Projects Coordinator  
City of Fayetteville

*Celebrating Our Past...Embracing Our Future*



SENIOR CITIZENS ADVISORY COMMISSION  
(Joint Fayetteville/Cumberland County)  
2 Year Term  
(County Appointees)

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For Reappointment</u>
Eleanora Ashby (B/F) 6529 Senator Drive Fayetteville, NC 28304 860-1017	2/07	1 <sup>st</sup>	Feb/09 2/28/09	Yes
Eleanor Ayers Hairr P.O. Box 220 Stedman, NC 28391 323-1892	11/06	1 <sup>st</sup>	Nov/08 11/30/08	Yes
Rhonda Batten(W/F) 1811 McGougan Road Fayetteville, NC 28303 483-4388/678-2920(W)/583-0392(Cell)	10/06	2nd	Sept/08 9/30/08	No
Tom Cain 2786 Baywood Road Fayetteville, NC 28312 630-3970(H)	10/06	1st	Sept/08 9/30/08	Yes
George Hatcher, Sr.(C/M) 3534 A.B. Carter Road Fayetteville, NC 28312 483-5896/818-8263(Cell)	11/06	1 <sup>st</sup>	Nov/08 11/30/08	Yes
E. C. (Chip) Modlin (W/M) 2811 Millbrook Road Fayetteville, NC 28303 485-5262(H)	9/07	2 <sup>nd</sup>	Sept/09 9/30/09	No
Dineen Morton 5835 Pettigrew Drive Fayetteville, NC 28314 635-9287(W)	9/07	2 <sup>nd</sup>	Sept/09 9/30/09	No
Annette Renteria ( _/F) 7130 Ashwood Circle Fayetteville, NC 28303 964-5352 (C)/907-9705 (W) (filling unexpired term)	1/08	1st	Sept/08 9/30/08	Yes

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For Reappointment</u>
Carolyn Tracy (W/F) 718 Southview Circle Fayetteville, NC 28311 323-4191, x26 (W)	10/06	1st	Sept/08 9/30/08	Yes
Kristine Wagner (W/F) 130 Gillespie Street Fayetteville, NC 28301 436-0340/678-7624(W)	11/06	1 <sup>st</sup>	Nov/08 11/30/08	Yes

Contact: James McMillan, Special Programs Supervisor, City of Fayetteville.  
Phone: 433-1560 - Fax: 433-1560 – Email: [jmcmillan@ci.fay.nc.us](mailto:jmcmillan@ci.fay.nc.us)  
Mary Brymer – Senior Citizens Center Director – Phone: 433-1574  
Commissioner Liaison: John Henley, Jr.

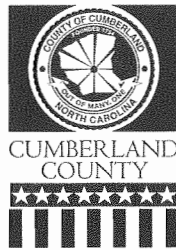
Regular Meetings: 2nd Tuesday of each month at 2:30 PM  
LaFayette Room – City Hall

\*NOTE: This Board was expanded in 2006. The City & County agreed to expand from 10 to 20 members.  
The BOC had responsibility to appoint 2 new members to a 1 yr. term & 3 new members to a 2 yr. term.

J. BREEDEN BLACKWELL  
Chairman

JEANNETTE M. COUNCIL  
Vice Chairman

KENNETH S. EDGE  
JOHN T. HENLEY, JR.  
BILLY R. KING  
EDWARD G. MELVIN  
DIANE WHEATLEY



MARSHA S. FOGLE  
Clerk to the Board

MARIE COLGAN  
Deputy Clerk

**BOARD OF COMMISSIONERS**

5th Floor, New Courthouse • P.O. Box 1829 • Fayetteville, North Carolina 28302-1829  
(910) 678-7771 • Fax: (910) 678-7770

ITEM NO. 5 D

August 20, 2008

**September 2, 2008 Agenda Item**

TO: Board of Commissioners

FROM: Marie Colgan, Deputy Clerk *MC*

SUBJECT: Southeastern Economic Development Commission

**BACKGROUND:** On August 18, 2008, the Board of Commissioners nominated the following to fill one vacancy on the Southeastern Economic Development Commission.

**Doug Peters** (new appointment)

I have attached the current membership list for this Commission.

**PROPOSED ACTION: Appoint the above vacancy.**

Attachment

*Celebrating Our Past...Embracing Our Future*

EASTOVER - FALCON - FAYETTEVILLE - GODWIN - HOPE MILLS - LINDEN - SPRING LAKE - STEDMAN - WADE

SOUTHEASTERN ECONOMIC DEVELOPMENT COMMISSION  
COUNTY APPOINTEES  
(4 year terms)

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For Reappointment</u>
*Juanita Pilgrim (B/F) Deputy County Manager P.O. Box 1829 Fayetteville, North Carolina 28302 678-7723	12/05	2 <sup>nd</sup>	Sept/09 9/30/09	No
Erik Wells (W/M) Chief Executive Officer, Schoollink 3641 Sycamore Dairy Road Fayetteville, North Carolina 28303 223-2116 ext. 104	09/04	2 <sup>nd</sup>	Sept/08 9/30/08	No
Ed Melvin (W/M) County Commissioner P.O. Box 1829 Fayetteville, North Carolina 28302 678-7771 or 678-7772	10/07	1 <sup>st</sup>	Oct/11 10/31/11	Yes
Jeannette Council (B/F) County Commissioner P.O. Box 1829 Fayetteville, North Carolina 28302 678-7771 or 678-7772	09/06	1 <sup>st</sup>	Sept/10 9/30/10	Yes

\*Designated to serve on the Executive Committee.

Meets the 4<sup>th</sup> Tuesday at 10 am – Elizabethtown Airport, Airport Rd. (Commissioner Edge and Council only attends the annual meeting-usually in April)

Members appointed by the Board of Commissioners in November of 2001.

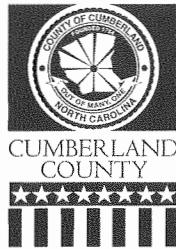
Terms were staggered initially when members were appointed on 11/5/01.

Contact: Juanita Pilgrim or Pamela Bostic (PO Box 921, Elizabethtown, NC 28337) – 862-6985/fax # 862-6986

J. BREEDEN BLACKWELL  
Chairman

JEANNETTE M. COUNCIL  
Vice Chairman

KENNETH S. EDGE  
JOHN T. HENLEY, JR.  
BILLY R. KING  
EDWARD G. MELVIN  
DIANE WHEATLEY



MARSHA S. FOGLE  
Clerk to the Board

MARIE COLGAN  
Deputy Clerk

**BOARD OF COMMISSIONERS**

5th Floor, New Courthouse • P.O. Box 1829 • Fayetteville, North Carolina 28302-1829  
(910) 678-7771 • Fax: (910) 678-7770

ITEM NO. SE

August 20, 2008

**September 2, 2008 Agenda Item**

TO: Board of Commissioners  
FROM: Marie Colgan, Deputy Clerk *MC*  
SUBJECT: Workforce Development Board

**BACKGROUND:** On August 18, 2008, the Board of Commissioners nominated the following to fill four vacancies on the Workforce Development Board:

Private Sector: **Gwen Holloman** (new appointment)  
**Rosie McMillan** (new appointment)

Labor: **Joseph M. Smith** (new appointment)

Public Sector: **Richard Everett** (new appointment)

I have attached the current membership list for this board.

**PROPOSED ACTION:** Appoint the above four (4) vacancies.

Attachment

pc: Geneva Mixon, Director

*Celebrating Our Past...Embracing Our Future*

CUMBERLAND COUNTY WORKFORCE DEVELOPMENT BOARD  
(FORMERLY, PRIVATE INDUSTRY COUNCIL)

3 Year Terms

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For Reappointment</u>
<u>Private Sector:</u>				
Kathy Olsen (W/F) Olsen Realty 854 S. Reilly Road Fayetteville, NC 28314 964-1459	9/05	1 <sup>st</sup>	Sept/08 9/30/08	Yes
Bob Dickerson (W/M) Tire Battery Corporation 107 Tom Starling Road, Suite 101 Fayetteville, NC 28306	9/05	2 <sup>nd</sup>	Sept/08 09/30/08	No
Loleta L. Wilkerson ( /F) Pentagon Federal Credit Union 1800 Skibo Road, Suite 320 Fayetteville, NC 28303 487-3404/868-5594(W)	10/05	1 <sup>st</sup>	Oct/08 10/31/08	Yes
Annie Hasan (B/F) Children's World Creative School 408 Spring Avenue Spring Lake, NC 28390 497-8770	9/05	2 <sup>nd</sup>	Sept/08 09/30/08	No
Brad Loase (W/M) 815 Stamper Road Fayetteville, NC 28303 583-3682/437-5959 (W)	6/08	1 <sup>st</sup>	Feb/10 2/28/10	Yes
serving unexpired term				
Michael Karaman (W/M) 4424 Bragg Blvd. # 101 Fayetteville, NC 28303 860-1000	2/07	1 <sup>st</sup>	Feb/10 2/28/10	Yes
JoLeita Evans (W/F) 2974 Evans Dairy Road Fayetteville, NC 28312 483-9065/484-5972(W)	11/05	1 <sup>st</sup>	Nov/08 11/30/08	Yes
Dina Simcox (W/F) 3628 Heatherbrooke Drive Fayetteville, NC 28306 717-2448/868-7668 (W)	4/08	1 <sup>st</sup>	Apr/11 4/30/11	Yes

Cumberland County Workforce Development Board, page 2

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For Reappointment</u>
Wendall Troy (B/M) School Link, Inc. P.O. Drawer 36067 Fayetteville, NC 28303 223-2116, Ext. 101	2/06	2 <sup>nd</sup>	Feb/09 2/28/09	No
Charles A. Richter ( /M) NCNG 235 N. McPherson Church Rd. – Ste. 203 Fayetteville, NC 28303 401-6063	10/05	1 <sup>st</sup>	Oct/08 10/31/08	Yes
Mike Baldwin (W/M) 1337 Sawyer Court Hope Mills, NC 28348 323-9493/426-5000(W)	6/06	1 <sup>st</sup>	June/09 6/30/09	Yes
John Davidson (W/M) Carco Group, Inc. 674 Glenda Street Fayetteville, NC 28311 482-4338/308-3255	8/08	1 <sup>st</sup>	June/09 6/30/09	Yes
<u>Public Sector:</u>				
Social Services Representative: Vivian Tookes(B/F) Dept. of Social Services P. O. Box 2429 Fayetteville, NC 28302 323-1540	9/05	2 <sup>nd</sup>	Sept/08 9/30/08	No
<u>Rehabilitation:</u>				
Ellen Morales ( /F) North Carolina Department of Human Resources Division of Vocational Rehabilitation Services 1200 Fairmont Court Fayetteville, NC 28304	11/06	(unlimited term - replaced by state agency)		
<u>Community Based Organization:</u>				
Patricia Tyson(W/F) Consumer Credit Counseling Service 316 Green Street Fayetteville, NC 28301 323-3192	9/05	2 <sup>nd</sup>	Sept/08 9/30/08	No



<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For Reappointment</u>
Dr. Robin Jenkins (W/M) Communicare, Inc. P.O. Box 30 Fayetteville, NC 28302 433-1116	2/06	2 <sup>nd</sup>	Feb/09 2/28/09	No
J. Carl Manning (B/M) Kingdom CDC PO Box 1402 Fayetteville, NC 28302 630-1000/484-2722	5/08	1 <sup>st</sup>	May/11 5/31/11	Yes
<u>Economic Development:</u> (vacant) Cumberland Co. Business Council P. O. Box 9 Fayetteville, NC 28302 484-4242, ext. 228	11/06	2 <sup>nd</sup>	Nov/09 11/30/09	No
<u>Employment Service:</u> Glenn McQueen (B/M) Employment Security Comm. 414 Ray Avenue Fayetteville, NC 28301 486-1010	8/02	(unlimited term - replaced by state agency)		
<u>Labor:</u> Damita Rucker-Ash(B/F) United Steelworkers of America 5839 Corner Oaks Drive Hope Mills, NC 28348 423-8479	9/05	2 <sup>nd</sup>	Sept/08 9/30/08	No
<u>Education:</u> Dr. Joe Mullis, ( /M) FTCC PO Box 35236 Fayetteville, NC 28303	8/07	1 <sup>st</sup>	Aug/10 8/31/10	Yes
(vacant) Fayetteville State University 1200 Murchison Road Fayetteville, NC 28301 486-1141	1/05	1 <sup>st</sup>	Jan/08 1/31/08	Yes

Cumberland County Workforce Development Board, page 4

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For Reappointment</u>
<u>County Representative:</u> Juanita Pilgrim Deputy County Manager P. O. Box 1829 Fayetteville, NC 28302 678-7726	7/93	N/A	N/A	N/A

Contact: Geneva Mixon, Director, CC Workforce Development Center (or Linda Morrison – 323-2498, X2126 – fax # 323-5755)

Regular Meetings: 1st Tuesday, every other month, noon, Job Link Career Center  
(Name Changed to Cumberland County Workforce Development Board, November, 1995)