
AGENDA
CUMBERLAND COUNTY BOARD OF COMMISSIONERS
COURTHOUSE – ROOM 118
MAY 16, 2011
6:45 PM

INVOCATION - Commissioner Billy R. King, Chairman

PLEDGE OF ALLEGIANCE – Thalya Council, 1st Grader, Ferguson-Easley Elementary School

PUBLIC COMMENT PERIOD (6:45 PM – 7:00 PM)

Special Recognition of the Air Quality Poster Contest Winners:

Kindergarten-2nd Grade

1st Place - Destiny Butts from Alpha Academy

2nd Place- Lance Wenban from C. Wayne Collier

3rd Place- Shelby Fisher from College Lakes

Honorable Mentions:

Malachi Robinson from Long Hill

Logan Byrd from C. Wayne Collier

Stella Valenzuela from Long Hill

3rd Grade-5th Grade

1st Place- Alexis Arnold from Benjamin Martin

2nd Place- Lana Hong from Long Hill

3rd Place- Rebeca Poplar from Long Hill

Honorable Mentions:

Samuel Marquez from E. Melvin Honeycutt

Alex Zeigler from New Century

Katie Stewart from Long Hill

1. Approval of Agenda
2. Consent Agenda
 - A. Approval of minutes for May 2, 2011 regular meeting and May 2, 2011 special meeting with the Legislative Delegation.
 - B. Approval of Proposed Additions to the State Secondary Road System:

Bonita Farms Subdivision: Bonita Farms Road, Royal Pines Circle
Country View Lane
 - C. Approval of Transfer of Public Health Regional Surveillance Team Equipment as a Result of the Division of Public Health Downsizing and Redistricting.
 - D. Approval of Bid Award to Sport Systems Unlimited for the Cumberland County Crown Coliseum for Ice Floor Cover.
 - E. Approval of Sale of Surplus County-Owned Real Property Acquired by Tax Foreclosure:
 - 1) One (1) Acre Ray Land; 5005 Haddock Street, PIN: 0418-18-8316, Cross Creek Township.
 - 2) One (1) Acre Dixon Land; PIN: 9496-31-8373, Seventy-First Township.
 - F. Approval of Redemption of Sale of Surplus County-Owned Real Property Acquired by Tax Foreclosure.
 - G. Approval of Ordinance Assessing Property for the Cost of Demolition:
 - 1) Case Number: MH 6145-2010
Property Owner: Ellen Oakes Bill
Property Location: 3983 Canal Street, Linden, NC
Parcel Identification Number: 0562-77-7621
 - 2) Case Number: MH 6224-2010
Property Owner: Pug Williams Heirs, c/o Nina Smith
Property Location: 6016 River Road, Wade, NC
Parcel Identification Number: 0561-38-1419

- H. Approval of a Proclamation Proclaiming May 17, 2011 as “Project Homeless Connect Day” in Cumberland County.
- I. Approval of a Proclamation Proclaiming May 26, 2011 as “UniverSoul Circus Day” in Cumberland County.
- J. Budget Revisions:

- (1) North Carolina Elderly

- Mid Carolina Senior Transportation/Rural Operating Assistance Program - Revision in the amount of \$22,222 to increase grant funds (\$20,000) and fund the required match by reallocating a transfer from the General Fund (\$2,222). (B11-362 and B11-362A) **Funding Source – Grant and Reallocation of Budgeted Revenue**

- (2) Eastover Sanitary Water Project – Phase II

- a. Revision in the amount of \$88,479 to recognize contractor sales tax refunds. (B11-357) **Funding Source – Refunds**

- b. Revision in the amount of \$6,131 to recognize interest income and to reallocate budgeted expenditures. (B11-360) **Funding Source – Interest and Reallocation of Budgeted Expenditures**

- (3) Mental Health

- Juvenile Crime Prevention – Revision in the amount of \$1,582 to reconcile with the state budget. (B11-363) **Funding Source – State**

- (4) Animal Control

- Revision in the amount of \$2,097 to recognize donation received from Pet Smart Charities. (B11-365) **Funding Source - Donation**

3. Public Hearings

Uncontested Rezoning Cases

- A) Case P11-12: Rezoning of .34+/- acres from R10 Residential to C1(P) Planned Local Business or to a more restrictive zoning district, located at 3701 Boone Trail, submitted by Debra J. Underwood (by POA) for Betty J. Underwood on behalf of Ruby L. Cottle Heirs (owners).

Conditional Zoning Case

- B) Case P11-16: Rezoning of 10.08+/- acres from R10 Residential to R7.5 Residential/CUD Conditional Use District, or to a more restrictive zoning district and the Permit for a “non-profit” recreation/amusement facility, indoor and outdoor and the Permit; located on the southeast side of SR 1115 (Black Bridge Road), west of Shady Pine Court; submitted by Thurston and Charlotte Robinson (owners) and William A. Biddix. (County & Hope Mills)

Note: Public notice was initially given on this case listing it at a CUD & Permit, the heading has not been changed; however, because of the amendment changing CUDs to Conditional Zoning, approved by the BOC on April 18th, this case no longer requires a quasi-judicial hearing and does not require the two-part motion. The motion should be the same as a general rezoning case with the official designation being: R7.5 to CZ Conditional Zoning. The action memo will state this as well.)

Contested Case

- C) Case P11-17: Rezoning of .74+/- acres from R20 Residential to C1(P) Planned Local Business or to a more restrictive zoning district, located at 7162 Rockfish Road, submitted by Andrew F. and Randayle C. McMillan (owners).

Subdivision Ordinance Map Amendment

- D) Case P11-19: Amendment to the Cumberland County Subdivision Ordinance, modifying portions of the Town of Hope Mills and the City of Fayetteville’s Municipal Influence Area (MIA) boundaries as adopted on May 19, 2008 and included as a map referenced as Exhibit 4 to Section 2302.A of the ordinance.

Items of Business

4. Consideration of Cumberland County Commissioners Districts Redistricting Analysis Based on 2010 Census.

5. Consideration of Approval of Resolution Consenting to Amendment of 2009 QSCB Documentation to Allow Stripping of Tax Credits.
6. Consideration of Cumberland County Facilities Committee Report and Recommendations:
 - A. Request from Cape Fear Regional Theatre (CFRT) to Use Historic Courthouse for Production of a Play.
7. Consideration of Cumberland County Policy Committee Report and Recommendations:
 - A. Increase in Animal Shelter Fee Schedule.
 - B. Bladen County Bulk Water Interlocal Agreement for Water System
8. Nominations to Boards and Committees
 - A. ABC Board (2 Vacancies)
 - B. Board of Adjustment (1 Vacancy)
 - C. Cumberland County Criminal Justice Partnership Advisory Board (4 Vacancies)
 - D. Human Relations Commission (2 Vacancies)
 - E. Department of Social Services Board (1 Vacancy)
 - F. Fayetteville Technical Community College Board of Trustees (1 Vacancy)
 - G. Joint Senior Citizens Advisory Commission (1 Vacancy)
 - H. Jury Commission (1 Vacancy)
 - I. Tourism Development Authority (1 Vacancy)
9. Appointments to Boards and Committees
 - A. Human Relations Commission (1 Vacancy)
Nominee: Clabon Roddell Lowe

B. Workforce Development Board (2 Vacancies)

Nominees:

Private Sector Position: Dina Simcox (Reappointment)
Sheba McNeil

Community Based Organization: Carl J. Manning (Reappointment)

RECESS THE BOARD OF COMMISSIONERS' MEETING.

CONVENE THE NORCRESS WATER & SEWER DISTRICT GOVERNING BOARD MEETING (SEE SEPARATE AGENDA) /ADJOURN

RECONVENE THE REGULAR BOARD OF COMMISSIONERS MEETING.

10. Closed Session: If Needed

ADJOURN

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

REGULAR MEETINGS: June 6, 2011 (Monday) – 9:00 AM
June 20, 2011 (Monday) – 6:45 PM

***** NO BOARD OF COMMISSIONER MEETINGS IN JULY *****

BUDGET MEETINGS:

Tuesday, May 31, 2011	7:00 PM	Budget Presentation	Room 118
Thursday, June 2, 2011	5:30 PM	Department Head Appeals/Work Session	Room 564
Monday, June 13, 2011	5:30 PM	Budget Work Session	Room 564
Tuesday, June 14, 2011	7:00 PM	Budget Public Hearing	Room 118
Thursday, June 16, 2011	5:30 PM	Budget Work Session	Room 564
Monday, June 20, 2011	6:45 PM	Adopt Budget	Room 118



Thank you for participating in the 2011 'Win With Air Quality Poster Contest'. There were over 900 poster entries this year. The **2011 Win With Air Quality** Poster Contest was open to Cumberland County and Fort Bragg elementary school students enrolled in kindergarten through fifth grade. This was the eighth annual poster contest sponsored by the Fayetteville Area Metropolitan Planning Organization (FAMPO) and the NC Department of Environment and Natural Resources (DENR).

The theme of this years' poster contest was *How I Help The Air*. It is important that our children know that they can help and that their efforts can make a difference.

The student entries were divided into 2 groups: Kindergarten through 2nd grade and 3rd through 5th grade. Within each age group, there were three winners. The top six posters and students from each age group will be featured in next year's Air Quality Calendar.

Kindergarten-2nd Grade

1st Place – Destiny Butts from Alpha Academy

2nd Place – Lance Wenban from C. Wayne Collier

3rd Place – Shelby Fisher from College Lakes

Honorable Mentions:

Malachi Robinson from Long Hill

Logan Byrd from C. Wayne Collier

Stella Valenzuela from Long Hill

3rd Grade-5th Grade

1st Place – Alexis Arnold from Benjamin Martin

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3rd Place – Rebeca Poplar from Long Hill

Honorable Mentions:

Samuel Marquez from E. Melvin Honeycutt

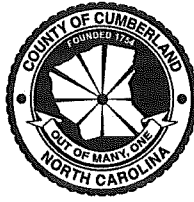
Alex Zeigler from New Century

Katie Stewart from Long Hill

Mark Nottingham, Transportation Planner
FAMPO
(910) 678-7628
mnottingham@co.cumberland.nc.us

JAMES E. MARTIN
County Manager

AMY H. CANNON
Deputy County Manager




ITEM NO. 2B

JAMES E. LAWSON
Assistant County Manager

OFFICE OF THE COUNTY MANAGER

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

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF MAY 16, 2011

TO: BOARD OF COUNTY COMMISSIONERS
FROM: JAMES E. MARTIN, COUNTY MANAGER 
DATE: MAY 9, 2011
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):

Bonita Farms Subdivision: Bonita Farms Road, Royal Pines Circle,
Country View Lane

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

Celebrating Our Past...Embracing Our Future



STATE OF NORTH CAROLINA
DEPARTMENT OF TRANSPORTATION

BEVERLY EAVES PERDUE
GOVERNOR

EUGENE A. CONTI, JR.
SECRETARY

May 3, 2011

Division Six - District Two
Cumberland County

Mr. Kenneth S. Edge, Chairman
Cumberland County Board of Commissioners
Post Office Box 1829
Fayetteville, North Carolina 28302

Subject: Secondary Road Addition

Dear Mr. Edge,

This is in 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.

Bonita Farms Subdivision

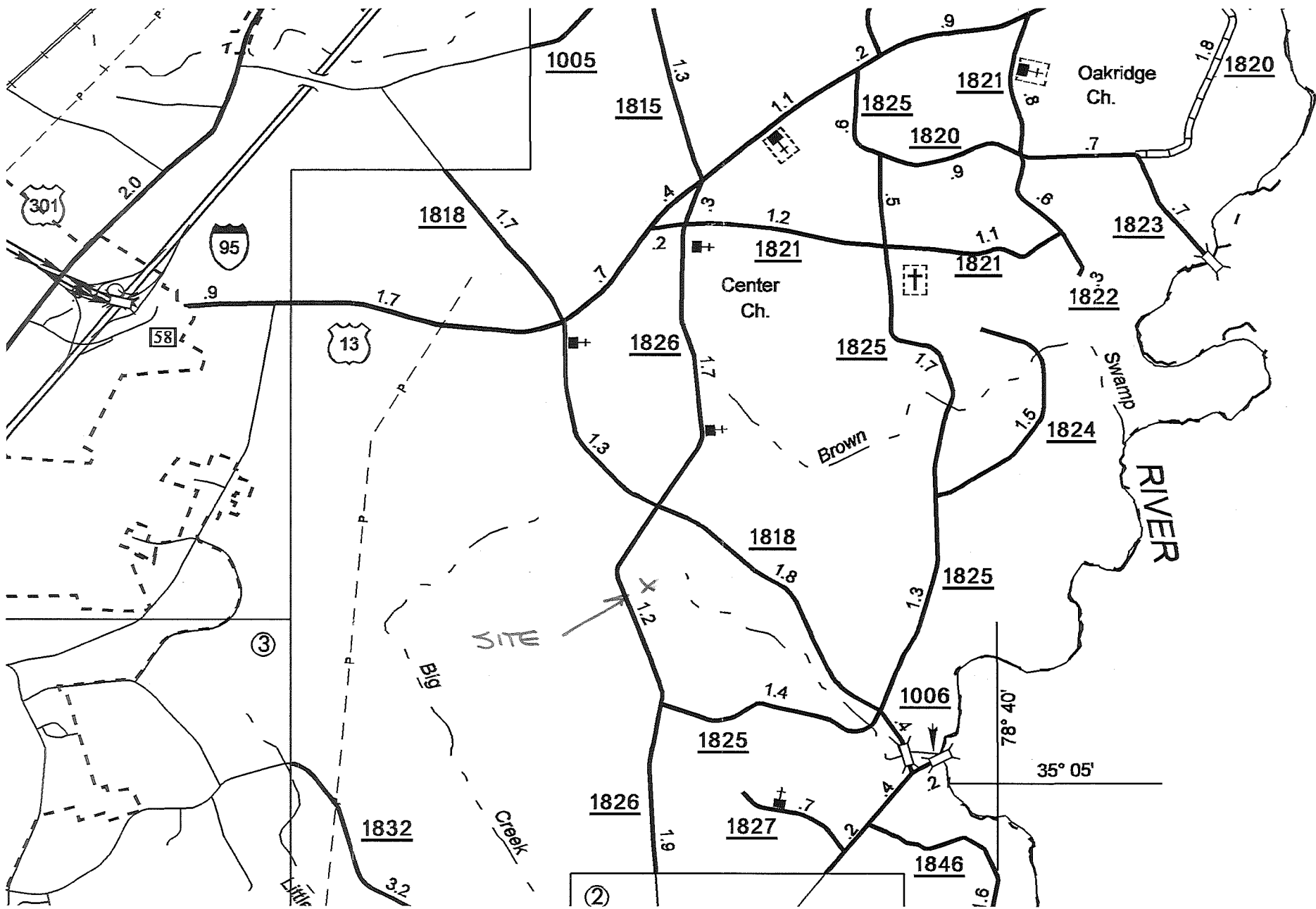
- Bonita Farms Road
- Royal Pines Circle
- Country View Lane

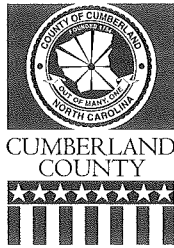
It is our recommendation that the above named street(s) be placed on the State's Secondary Road System. If you and your Board concur in our recommendation, please submit a resolution to this office.

Sincerely,

A handwritten signature in cursive script, reading "David Plummer".

David Plummer
Transportation Tech. IV



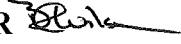


ITEM NO. 2C

DEPARTMENT OF PUBLIC HEALTH
1235 Ramsey Street • Fayetteville, North Carolina 28301
(910) 433-3600 • Fax: (910) 433-3659

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF MAY 16, 2011

TO: BOARD OF COUNTY COMMISSIONERS

FROM: BUCK WILSON, PUBLIC HEALTH DIRECTOR 

THRU: JAMES E. LAWSON

DATE: MAY 9, 2011

SUBJECT: APPROVAL OF TRANSFER OF PUBLIC HEALTH REGIONAL SURVEILLANCE TEAM EQUIPMENT AS A RESULT OF THE DIVISION OF PUBLIC HEALTH DOWNSIZING AND REDISTRICTING

BACKGROUND

The Division of Public Health is downsizing and redistricting the Public Health Regional Surveillance Teams (PHRST) and as a result are collecting most equipment purchased with federal funds. I am attaching a list of the equipment/vehicles that will need to be transferred to the State PHRST. The total of all equipment when purchased new is \$218,571. Equipment depreciation values vary from 2002-2010. The state wants to have all items transferred by June 1, 2011.

RECOMMENDATION/ PROPOSED ACTION

Management recommends approval of the transfer of the equipment to the State PHRST.

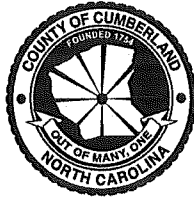
/tg

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Equipment Type	Asset #	Serial # / VIN	Make	Model	Purchase Date	Purchase Price
Computer Laptop	038692	4FKSA40313	Panasonic	CF-29	6/1/2004	6,023
Computer Laptop	038693	4FKSA40287	Panasonic	CF-29	6/1/2004	6,023
Computer Laptop	038694	4FKSA40420	Panasonic	CF-29	6/1/2004	6,713
Computer Laptop	038695	4FKSA40276	Panasonic	CF-29	6/1/2004	6,023
Computer Laptop	3282	7GKYA56893	Panasonic	CF-30C	10/27/2007	4,415
Computer Laptop	3281	7GKYA57227	Panasonic	CF-30C	10/27/2007	4,420
Computer Laptop	3327	9220JH1	Dell	Latitude E6400	10/1/2008	1,403
Computer Laptop	3328	B220JH1	Dell	Latitude E6400	10/1/2008	1,403
Computer Laptop	3329	C220JH1	Dell	Latitude E6400	10/1/2008	1,403
Computer Laptop	4421	7554VM1	Dell	Latitude E6510	8/9/2010	1,257
Computer Laptop	4422	F554VM1	Dell	Latitude E6510	8/9/2010	1,257
Computer Laptop	4431	H864VM1	Dell	Latitude E6510	8/9/2010	1,257
Docking Station	2929	R7100015	Fujitsu	FPCPR70AP	4/24/2007	510
Docking Station	2283	2398064801664	Dell	PRO3X	8/19/2010	114
Docking Station	2284	2398064801675	Dell	PRO3X	8/19/2010	114
Docking Station	2285	2398064801665	Dell	PRO3X	8/19/2010	114
GPS Unit	na	1AG317135	Garmin	Nuvi765	4/8/2010	295
GPS Unit	na	1AG317137	Garmin	Nuvi765	4/8/2010	295
Monitor LCD	2712	CN05Y2327161843TA	Dell	1901FP	4/28/2004	628
Monitor LCD	2713	CN05Y2327161843TABCL	Dell	1901FP	4/28/2004	628
Monitor LCD	2887	CN05Y2327161843TAC8Z	DELL	1901FP	4/28/2004	628
Monitor LCD	2711	CN05Y2327161843TABCM	Dell	1901FP	4/28/2004	628
Monitor Stand	2286		Dell	W005C	8/19/2010	69
Monitor Stand	2287		Dell	W005C	8/19/2010	69
Monitor Stand	2288		Dell	W005C	8/19/2010	69
Printer	2926	CNYCH75987	HP	3800DTN	4/11/2007	1,395
Printer	2869	CNFC61Z0FZ	HP	2840 MFP	4/18/2006	934
Projector	2883	G3L000519	Hitachi	CP-S420WA	5/1/2004	1,899
Projector	2420	G2C000373	Hitachi	CP-S370W	6/1/2002	2,399
Camera	1278	567363	Sony	Cyber-Shot	4/19/2006	425
Satellite Router	4150	042081/circuit id 021-60539	Liebert	GXT2	6/2/2010	1,175
Bag Radio	na		Kenwood		4/23/2004	3,193
Bag Radio	na		Kenwood		3/31/2004	2,984
TV 30" Plasma	3152			X30SV-NAGAIH	8/1/2004	1,879
TV 32" HD	3204	605834130	Sharp	Aquos	4/5/2007	939
TV 32" HD	3205	605834388	Sharp	Aquos	4/5/2007	939
Tabletop Display	2422		Showmax		6/28/2002	925
2003 Dodge Durango	701360	1D4HS38N53F575410	Dodge	Durango	4/21/2003	21,697
2004 Ford Truck	701405	1FTSW31P04ED45574	Ford	F350	5/28/2004	30,555
Camper Trailer	804750	4X4TWP295K006028		28 FT	5/28/2004	24,995
Antenna 68'	804795		Old Stone	EZ Raze Tower	5/24/2006	5,558
VSAT Auto Acquire SAT TV	910696				5/24/2006	43,039
WIFI Mesh Access Point	901696A				4/25/2007	8,707
Radio Equipment	910697		Motorola	PDR 3500	5/24/2006	19,176
TOTAL						218,571

JAMES E. MARTIN
County Manager

AMY H. CANNON
Deputy County Manager



ITEM NO. 20

JAMES E. LAWSON
Assistant County Manager

OFFICE OF THE COUNTY MANAGER

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

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF MAY 16, 2011

TO: BOARD OF COUNTY COMMISSIONERS

FROM: JAMES E. MARTIN, COUNTY MANAGER

DATE: MAY 11, 2011

**SUBJECT: APPROVAL OF BID AWARD TO SPORT SYSTEMS UNLIMITED
FOR AN INSULATED ICE FLOOR COVER FOR THE CROWN CENTER**

BACKGROUND

The Cumberland County Crown Coliseum received formal bids for an Insulated Floor Cover for the Crown Center. The lowest bid of \$123,830 was received by Sport Systems Unlimited.

The Crown Center budgeted \$110,000 and would like to utilize \$13,839 of money saved in their budget on prior rigging net projects.

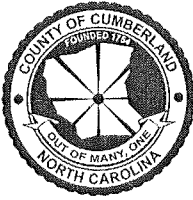
RECOMMENDATION/PROPOSED ACTION

County Management and the County Purchasing Department recommend approval for the Cumberland County Crown Coliseum to award the bid to Sport Systems Unlimited for an Insulated Ice Floor Cover for the Crown Center.

/ct

CM051111-1

Celebrating Our Past...Embracing Our Future



**Cumberland County
Finance Department
Purchasing Division**

Memo

To: James Martin, Cumberland County Manager
From: Thelma S. Matthews, Purchasing Accounts Manager
Date: 5/4/2011
Re: Ice floor covering

Cumberland County Purchasing received formal bids for Insulated Ice Floor Cover for Cumberland County Crown Center on May 2, 2011. The Crown Center budgeted \$110,000 for the flooring and would like to award the bid to Sport Systems Unlimited the lowest bidder at \$123,839.

Therefore, this memo is to request utilizing \$13,839 of the \$28,523 the Crown has saved on prior rigging net projects. If approved, this memo is to request this item to be on the next Commissioners' meeting agenda.

Memo from Karen Long, General Manager of the Crown is attached.

Thank you.




www.AtTheCrown.com
910-438-4100

**CROWN
CENTER**


1960 Coliseum Drive
Fayetteville, NC 28306

INTER-AGENCY MEMORANDUM

DATE: May 3, 2011

FROM: Karen Long, General Manager 

TO: James Martin, County Manager

THRU: Thelma Matthews, Accounts Manager 

SUBJECT: INSULATED ICE FLOOR COVER

.....

The Crown Center has budgeted \$110,000 for the purchase of an insulated ice floor covering. Sport Systems Unlimited submitted the lowest acceptable bid in the amount of \$123,839 which is \$13,839 above the budgeted amount. Prior rigging nets projects final costs were \$28,523 under budget. This is a request to utilize \$13,839 of this \$28,523 to purchase the insulated ice floor covering.

Should this reallocation of funds meet with your approval, please place this item on the May 9, 2011 Cumberland County Commissioners meeting agenda entitled Approval of the bid from Sport Systems Unlimited for the Purchase of an Insulated Ice Floor Covering in the amount of \$123,839.

Thank you for your assistance in this matter.



FAYETTEVILLE
NORTH CAROLINA

Code	Description	2011 Budget	Roll Forward	Adjustments	Budget Rev	Total Budget	Spent/PO	Balance
3610	Ice Deck	110,000.00				110,000.00		110,000.00
3610	Rigging Nets	280,000.00	52,825.00			332,825.00		23,555.14
	-Old year rigging net purchases						50,385.00	
	-New year rigging net purchases						249,920.00	
	-Equipment Rental						3,420.86	
	-Riggers						5,544.00	
3610	Rigging Nets -Labor Works	0.00	7,560.00			7,560.00	2,592.00	4,968.00
3610	Rigging Nets - Hertz	0.00	4,615.00			4,615.00	4,615.00	0.00
3610	Moving Lights		19,864.00			19,864.00	19,864.00	0.00
3650	Access Ramp		5,351.00			5,351.00	5,351.00	0.00
		390,000.00	90,215.00	0.00	0.00	480,215.00	341,691.86	138,523.14

Rigging net balance

28,523.14

Deline H. Miller 5/2/11



ITEM NO. 2E(1)

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

May 5, 2011

MEMORANDUM FOR BOARD OF COMMISSIONERS' MAY 16, 2011 AGENDA:

TO: BOARD OF COMMISSIONERS

FROM: RICK L. MOOREFIELD, COUNTY ATTORNEY *R. Moorefield*

SUBJECT: APPROVAL OF SALE OF SURPLUS-COUNTY OWNED REAL
PROPERTY ACQUIRED BY TAX FORECLOSURE

1 ACRE RAY LAND; 5005 HADDOCK STREET
(LOCATED ON HADDOCK STREET)
PIN 0418-18-8316; CROSS CREEK TOWNSHIP

BACKGROUND: On or about December 6, 2007, the County acquired by tax foreclosure the above property. The amount currently owed on the foreclosure judgment including interest and costs for the property is \$4,426.52.

Marcia K. Smith has offered to purchase the County's interest in the property for **\$4,426.52** and has deposited \$442.62 in the Finance Office. The tax value of the property is \$4,500.00.

This property is surplus to the needs of the County and, according to N.C.G.S. §153A-176 and N.C.G.S. §105-376, the County has the authority to sell such property. Management has reviewed this offer and it is now being submitted for the Board to consider whether or not to accept Ms. Smith's bid. The property has been advertised and this office has not received any upset bids. The bid period is now closed.

RECOMMENDATION AND PROPOSED ACTION: That the Board of Commissioners consider whether to accept the offer of Marcia K. Smith to purchase the above property for the sum of **\$4,426.52**, plus advertising and recording costs, and authorize the Chairman to execute a deed upon receipt of the balance of the purchase price.

RLM/hnw

Celebrating Our Past...Embracing Our Future

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



Site Map
5005 HADDOCK ST
CROSS CREEK TOWNSHIP

100 0 100 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. 2 E(2)

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

May 5, 2011

MEMORANDUM FOR BOARD OF COMMISSIONERS' MAY 16, 2011 AGENDA:

TO: BOARD OF COMMISSIONERS

FROM: RICK L. MOOREFIELD, COUNTY ATTORNEY *R. Moorefield*

SUBJECT: APPROVAL OF SALE OF SURPLUS-COUNTY OWNED REAL
PROPERTY ACQUIRED BY TAX FORECLOSURE

1 ACRE DIXON LAND
(LOCATED VACANT LOT OFF ANKON DR. NEAR SUDBURY DR.)
PIN 9496-31-8373; SEVENTY-FIRST TOWNSHIP

BACKGROUND: On or about December 4, 2007, the County acquired by tax foreclosure the above property. The amount currently owed on the foreclosure judgment including interest and cost for the property is \$2,731.22.

Marcia K. Smith has offered to purchase the County's interest in the property for **\$2,731.22** and has deposited \$273.12 in the Finance Office. The tax value of the property is \$10,000.00.

This property is surplus to the needs of the County and, according to N.C.G.S. §153A-176 and N.C.G.S. §105-376, the County has the authority to sell such property. Management has reviewed this offer and it is now being submitted for the Board to consider whether or not to accept Ms. Smith's bid. The property has been advertised and this office has not received any upset bids. The bid period is now closed.

RECOMMENDATION AND PROPOSED ACTION: That the Board of Commissioners consider whether to accept the offer of Marcia K. Smith to purchase the above property for the sum of **\$2,731.22**, plus advertising and recording costs, and authorize the Chairman to execute a deed upon receipt of the balance of the purchase price.

RLM/hnw

Celebrating Our Past...Embracing Our Future



Site Map



SEVENTY FIRST TOWNSHIP

100 0 100 Feet



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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

May 4, 2011

MEMORANDUM FOR BOARD OF COMMISSIONERS' MAY 16, 2011 AGENDA:

TO: BOARD OF COMMISSIONERS

FROM: RICK MOOREFIELD, COUNTY ATTORNEY *R. Moorefield*

SUBJECT: REDEMPTION OF SALE OF SURPLUS COUNTY-OWNED
REAL PROPERTY ACQUIRED BY TAX FORECLOSURE

BACKGROUND: On or about January 1, 2007, the County acquired, by tax foreclosure sale, property previously owned by Katherine Denise Bell-Hines at 5406 Parkton Road, Hope Mills, NC 28348, located in Rockfish Township. The amount owed on the foreclosure judgment plus interest and costs is \$10,614.26.

Ms. Hines, who is living in the house and a former owner, has offered as the former owner to purchase the County's interest in such property and exercise her equity of redemption for \$10,614.26 and have deposited the \$10,614.26 with the Finance Office.

North Carolina General Statutes §105-376 and §160A-267 authorize the Board to resell property acquired by tax foreclosure to the former owner(s) or any person having an interest in the property for an amount not less than the costs associated with the foreclosure and subsequent resale. This allows former owner(s) or any person with an interest in the property to re-purchase their property, so long as the County is made whole, rather than putting the property on the open market.

PROPOSED RECOMMENDATION AND ACTION: That the Board of Commissioners' consider whether to accept the offer of Katherine Denise Bell-Hines to exercise her equity of redemption to re-purchase the property described above for \$10,614.26.

Celebrating Our Past...Embracing Our Future



Site Map

5406 PARKTON RD
ROCKFISH TOWNSHIP

50 0 50 100 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.

ORDINANCE ASSESSING PROPERTY FOR THE COSTS
OF DEMOLITION OF A STRUCTURE PURSUANT TO
THE MINIMUM HOUSING CODE OF CUMBERLAND COUNTY
CASE NUMBER: MH6145-2010
PROPERTY OWNER: ELLEN OAKES BILL

WHEREAS, the Board of County Commissioners of Cumberland County, North Carolina, on October 18, 2010, enacted an ordinance directing the demolition by the owner(s) of the structure(s), Ellen Oakes Bill, located at 3983 Canal Street, Linden, NC, PIN: 0562-77-7621, said ordinance being recorded in Book 8558, page 758, of the Cumberland County Registry of Deeds;

WHEREAS, the time within which said demolition was to be performed has expired and the owner(s) failed to comply with the ordinance within such period; and

WHEREAS, the said ordinance further directed the Minimum Housing Inspector to effect the demolition of the structure(s) in the event the owner(s) failed to do so;

WHEREAS, the Minimum Housing Inspector has reported to this Board that:

- (1) Said work had been accomplished.
- (2) The cost of such work was \$2,000.00.
- (3) There were no salable materials resulting from said work.

NOW THEREFORE, the above report coming on to be considered and the Board of County Commissioners finding it to be a true and accurate accounting, the said Board hereby ORDAINS:

(1) That the real property on which the work was performed be, and it hereby is, assessed in the amount of \$2,000.00, said sum being the unpaid balance of the cost of the work set forth in the Inspector's Report;

(2) That as provided in the Ordinance of Cumberland County dated October 18, 2010, and in Section 160A-443(6) of the General Statutes of North Carolina, the amount of the foregoing assessment be, and hereby does constitute, a lien against the real property upon which such costs were incurred, such property being more particularly described as follows:

The structure and premises located at 3983 Canal Street, Linden, NC, as described in Deed Book 3794, page 262, of the Cumberland County Registry and identified in County tax records as PIN 0562-77-7621.

(3) That as further provided in Section 160A-443(6) of the General Statutes of North Carolina, such lien shall be filed, have the same priority, and be collected as the lien for special assessment provided in Article 10 of Chapter 160A of said General Statutes;

(4) That one copy of this resolution be filed in the minutes of this Board of County Commissioners and another copy certified and delivered by the Clerk as a charge to the Tax Collector, who shall thereupon enter the amount of the assessment set forth above upon the Tax Books of the County as a special assessment against the above described property.

* * * * *

I certify that the foregoing Ordinance was adopted and ordered by the Board of Commissioners of Cumberland County, North Carolina, this 16th day of May, 2011, at 6:45 p.m. o'clock.

Cumberland County Clerk

ORDINANCE ASSESSING PROPERTY FOR THE COSTS
OF DEMOLITION OF A STRUCTURE PURSUANT TO
THE MINIMUM HOUSING CODE OF CUMBERLAND COUNTY
CASE NUMBER: MH6224-2010
PROPERTY OWNER: PUG WILLIAMS HEIRS; C/O NINA SMITH

WHEREAS, the Board of County Commissioners of Cumberland County, North Carolina, on December 20, 2010, enacted an ordinance directing the demolition by the owner(s) of the structure(s), Pug Williams Heirs, c/o Nina Smith, located at 6016 River Road, Wade, NC, PIN: 0561-38-1419, said ordinance being recorded in Book 8558, page 761, of the Cumberland County Registry of Deeds;

WHEREAS, the time within which said demolition was to be performed has expired and the owner(s) failed to comply with the ordinance within such period; and

WHEREAS, the said ordinance further directed the Minimum Housing Inspector to effect the demolition of the structure(s) in the event the owner(s) failed to do so;

WHEREAS, the Minimum Housing Inspector has reported to this Board that:

- (1) Said work had been accomplished.
- (2) The cost of such work was \$2,500.00.
- (3) There were no salable materials resulting from said work.

NOW THEREFORE, the above report coming on to be considered and the Board of County Commissioners finding it to be a true and accurate accounting, the said Board hereby ORDAINS:

(1) That the real property on which the work was performed be, and it hereby is, assessed in the amount of \$2,500.00, said sum being the unpaid balance of the cost of the work set forth in the Inspector's Report;

(2) That as provided in the Ordinance of Cumberland County dated December 20, 2010, and in Section 160A-443(6) of the General Statutes of North Carolina, the amount of the foregoing assessment be, and hereby does constitute, a lien against the real property upon which such costs were incurred, such property being more particularly described as follows:

The structure and premises located at 6016 River Road, Wade , NC, as described in Deed Book 2393, page 205, of the Cumberland County Registry and identified in County tax records as PIN 0561-38-1419.

(3) That as further provided in Section 160A-443(6) of the .General Statutes of North Carolina, such lien shall be filed, have the same priority, and be collected as the lien for special assessment provided in Article 10 of Chapter 160A of said General Statutes;

(4) That one copy of this resolution be filed in the minutes of this Board of County Commissioners and another copy certified and delivered by the Clerk as a charge to the Tax Collector, who shall thereupon enter the amount of the assessment set forth above upon the Tax Books of the County as a special assessment against the above described property.

* * * * *

I certify that the foregoing Ordinance was adopted and ordered by the Board of Commissioners of Cumberland County, North Carolina, this 16th day of May, 2011, at 6:45 p.m. o'clock.

Cumberland County Clerk




ITEM NO. 24


COMMUNITY DEVELOPMENT

245 Person Street, 2nd Floor - P.O. Box 1829 • Fayetteville, North Carolina 28302-1829
(910) 323-6112 • Fax: (910) 323-6114

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA
MAY 16, 2011

TO: BOARD OF COUNTY COMMISSIONERS

THRU: AMY CANNON, DEPUTY COUNTY MANAGER 

FROM: THANENA S. WILSON, COMMUNITY DEVELOPMENT DIRECTOR 

DATE: APRIL 27, 2011

SUBJECT: PROJECT HOMELESS CONNECT DAY PROCLAMATION

BACKGROUND

On May 17th, the 10-Year Plan to End Homelessness Steering Committee, in collaboration with the Fayetteville/Cumberland County Continuum of Care Planning Council, is sponsoring **Project Homeless Connect** from 7:30 a.m. to 1:30 p.m. at First Baptist Church on Moore Street. This one-day, one-stop event will offer services to the homeless in our community. Local agencies will provide information and applications for housing, employment services, health services, and more.

The day will begin with opening remarks highlighting the aim and purpose for the day's activities, to connect people with the various services our community has to offer. Throughout the day, participants will receive vital assistance with services many of us take for granted such as: health care screenings, job placement opportunities, housing support, governmental services and so much more. Breakfast and lunch will also be served.

To commemorate this event and the impact that serving the homeless has on all citizens of Cumberland County, we would like for the Board to proclaim May 17, 2011 as Project Homeless Connect Day.

RECOMMENDATION AND PROPOSED ACTION

The Community Development Department recommends that the Board of County Commissioners proclaims May 17, 2011 as Project Homeless Connect Day in Cumberland County.

Attachment – Proclamation

Celebrating Our Past...Embracing Our Future

**2011 PROJECT HOMELESS CONNECT DAY
PROCLAMATION**

WHEREAS, Cumberland County is committed to ending homelessness; and

WHEREAS, on January 26, 2011 the 2011 Continuum of Care Homeless Population Point-in-Time Survey identified 1,039 homeless persons in the Fayetteville/Cumberland County area; and

WHEREAS, the Ten-year Plan to End Homelessness Steering Committee and Fayetteville/Cumberland County Continuum of Care Planning Council has identified efforts in which to address homeless issues in the City of Fayetteville and Cumberland County through the Ten-year Plan to End Homelessness; and

WHEREAS, the Cumberland County Board of Commissioners adopted this plan on October 20, 2008; and

WHEREAS, one of the goals identified in the Ten-year Plan to End Homelessness is to expand our outreach network by coordinating annual outreach efforts; AND

WHEREAS, The Fayetteville/Cumberland County Ten-year Plan to End Homelessness Steering Committee and Fayetteville/Cumberland County Continuum of Care Planning Council will sponsor Project Homeless Connect on May 17, 2011 as a means of accomplishing such efforts; and

WHEREAS, Project Homeless Connect is a one-day event designed to offer vital assistance and services to include health care screenings, job placement opportunities, housing support, and governmental services in a one-stop model to persons experiencing homelessness.

Now, Therefore I, Kenneth S. Edge, by virtue of the authority vested in me as Chairman of the Cumberland County Board of Commissioners, do hereby proclaim:

***May 17, 2011 as
Project Homeless Connect Day***

in Cumberland County, and urge all citizens to join us in supporting this event and the Ten-year Plan to End Homelessness Steering Committee and the Fayetteville/Cumberland County Continuum of Care Planning council in its efforts to end homelessness in our community.

In Witness Whereof, I have hereunto set my hand and caused the seal of Cumberland County, North Carolina to be affixed this ____ day of ____ 2011.

*Kenneth S. Edge, Chairman
Cumberland County Board of Commissioners*

COUNTY OF CUMBERLAND

NORTH CAROLINA

PROCLAMATION

***WHEREAS,** the UniverSoul Circus has entered into its second decade and has become an annual event for families; and,*

***WHEREAS,** in 2010 the circus performed in over 58 cities and this will be the first year the Circus has performed in Cumberland County; and,*

***WHEREAS,** Ringmasters Tony Tone, Shuckey Ducky and Zeke will serve as the guides of this traveling circus; and,*

***WHEREAS,** the UniverSoul Circus provides a one-of-a-kind showplace for performers from around the world with a blend of circus artistry and urban showmanship; and,*

***WHEREAS,** Cumberland County is proud to have The UniverSoul Circus perform in Cumberland County and looks forward to many more performances in years to come.*

***NOW, THEREFORE, BE IT PROCLAIMED,** that the Cumberland County Board of Commissioners proclaims Thursday, May 26, 2011 as*

UniverSoul Circus Day

in Cumberland County and encourage all citizens to acknowledge this observance.

Adopted this 16th day of May, 2011.

Kenneth S. Edge, Chairman



FOR IMMEDIATE RELEASE

April 28, 2011

CONTACT: Hank Ernest, **UniverSoul Circus**
404-588-1235, ext. 724 or
hernest@universoulcircus.com

May 26th in Fayetteville, NC
**UNIVERSOUL CIRCUS CREATES – NEVER SEEN
BEFORE – ALL-NEW INDOOR EXPERIENCE**

**FAYETTEVILLE SET TO WITNESS HISTORIC
ENTERTAINMENT EVENT FOR THE ENTIRE FAMILY**

**UniverSoul Circus Announces Two Shows *INSIDE*
Crown Center Arena**

UniverSoul Circus, nationally recognized for its unique brand of high energy, audience interaction and thrilling performance artistry, today announced the availability of tickets to its first ever indoor arena performances in Fayetteville, NC at Crown Center Arena, May 26. Tickets go on sale Friday at 10:00 a.m. at all Ticketmaster outlets and at www.ticketmaster.com or 800-745-3000.

In making the historic announcement, Cedric Walker, founder and president of **UniverSoul Circus** made the following statement: "Moving our show indoors is a major milestone in the 18 year history of **UniverSoul Circus**. We're creating an all-new indoor experience to reach even more of our fans in more cities across the country in an intimate, single-ring setting – all while maintaining the strong production values our show is known for."

According to Walker, additional indoor arena shows for 2011 will be announced soon. The indoor show will include premium floor seating which will surround the ring curb. Specially configured arenas will hold approximately 3,500 people or more, compared to 2,200 in the original tent show. **UniverSoul Circus** will maintain its outdoor circus, which takes place under the big top, in major markets across the country.

Whether you're dancing in the aisles with the Ringmaster; rapping to The Sugarhill Gang; volunteering for the "Soul Train Line;" singing along with the kids to the theme from "Sponge Bob Square Pants," or enjoying a musical finale with the entire circus cast line-dancing to Michael Jackson's "Thriller" – there's something for everyone to interact with at **UniverSoul Circus**, recently proclaimed by a youthful online fan as "The Awesomest Show Ever."

UniverSoul Circus is on a mission to be the most liked circus in the world by acquiring more than 1 million "Likes" by December 2011, the end of our 2011 tour season. It's as simple as going to www.facebook.com/universoulcircus and pressing the "Like" button. You're going to love our show, but you can "Like" us now on Facebook.

The **UniverSoul Circus** line up for 2011 will flat out blow you away. New acts include the beautiful and enchanting **Rahel of Ethiopia** will twist and turn her way into our hearts with a cutting edge presentation of contortion we like to call Pretty Girl Rocks. If that's not enough we traveled all the way to Dalian, China to unearth **Modern Biker Girls**, a group of amazing young ladies who will put any extreme biker to shame with their amazing two-wheel, non-motorized, dexterity. And we've brought new meaning to the **Russian Swing Act**, armed with an acrobatic attitude and a whole lotta rhythm as they swing themselves into the upper echelons of our big top.

"We are a circus with a rhythm and beat all our own," said Walker. "We will always produce a show filled with soul and hip hop music, and we will always feature only the most dynamic performers from around the world. It doesn't matter if you're an urbanite or a suburbanite, old school or new school, generation X or Y, pre-school, high school or grad school – I strongly believe everyone will find something to enjoy at our show."

WHEN: Thursday, May 26, 2011

WHERE: Crown Center Arena, Fayetteville, NC

TICKETS &

Showtimes: Children under 1 are FREE
All seats same price for adults and children

4:30 p.m.

Floor: \$26.50

Lower Stands: \$22.50

Middle Stands: \$19.50

Upper Stands: \$16.50

\$7.00 Military discount on all seats except floor (limited availability)

7:30 p.m.

Same as prices as above, except:

\$5.00 Military discount, lower level only (limited availability)

All tickets available by Ticketmaster at www.ticketmaster.com and 1-800-745-3000.

Visit www.universoulcircus.com for more info, show times, and schedules. Also follow us on www.facebook.com/universoulcircus and www.twitter.com/universoulcirc

And the rest of our amazing cast of **UniverSoul Circus** performers include, a daredevil motorcycle globe act, trickster dogs, high wire, tigers, bicycles, Caribbean and stilt dancers, and elephants.

The Cast:

Act Type – Act Name – Hometown

1. *Prelude/Opening – The Transformers – United States, Trinidad & Tobago
2. *Bicycle Girls – Modern Biker Girls Troupe – Dalian, China
3. *Russian Swing – Russian Swing – Belarus
4. *Contortionist – Rahel – Pretty Girl Rocks – Ethiopia
5. Aerial Straps – Jean Claude – France
6. Ringmaster – Tony Tone – Memphis, TN
7. Ringmaster's Sidekick – Zeke (Zanda Charles) – Hartford, CT
8. Caribbean Dancers – Caribbean Heat – Trinidad and Tobago
9. Trick Dogs – Olate Dogs – Chile
10. High wire – Gabonese High Wire – Gabon, Africa
11. Tigers – John Jairo presents Tigers – Ecuador
12. Stilt Dancers – Stilts – Trinidad & Tobago
13. Motorcycle Daredevils – The Globe – Colombia
14. Elephants – Soul Circus Divas – USA

*New with the circus in 2011

About UniverSoul Circus

UniverSoul is a highly interactive combination of circus arts, theater, and music that spans genres including Pop, Classic R&B, Latin, Hip Hop, Jazz and Gospel. It embraces and celebrates the unique and familiar aspects of pop culture globally by bringing them center stage with a cast of international performers. **UniverSoul Circus** is rated as one of the top three circuses in America along with Ringling Brothers Barnum and Bailey and Cirque du Soleil. UniverSoul's fresh approach to family friendly live entertainment has earned it a coveted spot as one of Ticketmaster's top ten most requested family events, along with other shows including Sesame Street Live, Disney on Ice, and Radio City Christmas Spectacular. The circus was founded in Atlanta by concert and theatre promoter, Cedric Walker. Now in its 18th year, the circus will perform over 500 shows in 32 major markets.

**COUNTY OF CUMBERLAND
BUDGET REVISION REQUEST**

Budget Office Use	
Budget Revision No.	B11-362
Date Received	5/5/2011
Date Completed	

Fund No. 454 Agency No. 450 Organ. No. 457D

Organization Name: Mid-Carolina Senior Transportation

ITEM NO. 2J(1)

REVENUE

Revenue Source Code	Description	Current Budget	Increase (Decrease)	Revised Budget
460U	Transportation Reimbursement	128,881	20,000	148,881
9110	Transfer From General Fund	14,320	2,222	16,542
Total		143,201	22,222	165,423

EXPENDITURES

Object Code	Appr Unit	Description	Current Budget	Increase (Decrease)	Revised Budget
336A	803	Transportation Medical	109,049	22,222	131,271
Total			109,049	22,222	131,271

Justification:

Revision to budget an increase in AAA grant funds made available through Mid-Carolina (\$20,000) and to fund the required 10% local match (\$2,222) by reallocating the current General Fund transfer from the Rural Operating Assistance Program (Organization 457B) to the Mid-Carolina Senior Transportation Program (Organization 457D).

Funding Source:

State: _____
Other: _____

Fund Balance:

Federal: _____ County: _____ New: _____
Fees: _____ Prior Year: _____

Other: _____

Submitted By: Thomas J. Hyde
Department Head

Date: 5/6/11

Reviewed By: 16A Bob Sucher
Finance Department

Date: 5/9/11

Reviewed By: Amy Cannon
Assistant County Mgr

Date: 5/10/11

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

**COUNTY OF CUMBERLAND
BUDGET REVISION REQUEST**

Budget Office Use

Budget Revision No.	B11-362A
Date Received	5/5/2011
Date Completed	

Fund No. 454 Agency No. 450 Organ. No. 457B

Organization Name: Rural Operating Assistance Prgm (ROAP)

REVENUE

Revenue Source Code	Description	Current Budget	Increase (Decrease)	Revised Budget
9110	Transfer From General Fund	12,500	(2,222)	10,278

Total

EXPENDITURES

Object Code	Appr Unit	Description	Current Budget	Increase (Decrease)	Revised Budget
3367	799	Taxi Transportation	188,673	(2,222)	186,451

Total 188,673 (2,222) 186,451

Justification:

Revision to reduce transportation expenditures in ROAP (Org. 457B) to fund a reallocation of the current General Fund transfer to Mid-Carolina Senior Transportation (Org 457D) in order to fund the required 10% local match on additional medical transportation funds being made available by Mid-Carolina.

Funding Source:

State: _____ Federal: _____ County: _____ New: _____ Other: _____
Other: _____ Fees: _____ Prior Year: _____

Fund Balance:

Submitted By: *Thomas J. Zepel* Date: 5/6/11
Department Head

Reviewed By: *Bob Tucker* Date: 5/9/11
Finance Department

Reviewed By: *Amber Cannon* Date: 5/10/11
Assistant County Mgr

Approved By:

County Manager

Board of County
Commissioners

Date: _____

Date: _____

NAME AND ADDRESS COMMUNITY SERVICE PROVIDER Cumberland County Community Transportation Program PO Box 1829 Fayetteville, NC 28302			Home and Community Care Block Grant for Older Adults County Funding Plan Provider Services Summary						DOA-732 (Rev. 2/10) County: <u>Cumberland</u> July 1, 2010 through June 30, 2011 REVISION # 2, DATE : May 5, 2011					
Services	Ser. Delivery		A				B	C	D	E	F	G	H	I
	(Check One)		Block Grant Funding				Required	Net*	NSIP	Total	Projected	Projected	Projected	Projected
	Direct	Purch.	Access	In-Home	Other	Total	Local Match	Serv Cost	Subsidy	Funding	HCCBG Units	Reimburse Rate	HCCBG Clients	Total Units
Transportation - Med.		X	117035			//////////	13004	130039		130039	6467	20.1081	100	6467
Transportation - Gen.		X	31846			//////////	3538	35384		35384	2797	12.6507	25	2797
						//////////	0	0		0				
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						//////////	0	0		0				
						//////////	0	0		0				
Total	////////	////////	148881	0	0	148881	16542	165423	0	165423	9264	//////////	125	9264

*Adult Day Care & Adult Day Health Care Net Service Cost

	ADC	ADHC
Daily Care	<div style="border-bottom: 1px solid black; width: 100%;"></div>	<div style="border-bottom: 1px solid black; width: 100%;"></div>
Transportation	<div style="border-bottom: 1px solid black; width: 100%;"></div>	<div style="border-bottom: 1px solid black; width: 100%;"></div>
Administrative	<div style="border-bottom: 1px solid black; width: 100%;"></div>	<div style="border-bottom: 1px solid black; width: 100%;"></div>
Net Ser. Cost Total	<div style="border-bottom: 1px solid black; width: 100%;"></div>	<div style="border-bottom: 1px solid black; width: 100%;"></div>

Certification of required minimum local match availability.

Required local match will be expended simultaneously with Block Grant Funding.

Signature, County Finance Officer

Date

Authorized Signature, Title

Community Service Provider

Signature, Chairman, Board of Commissioners

Date

**COUNTY OF CUMBERLAND
BUDGET REVISION REQUEST**

Budget Office Use	
Budget Revision No.	B11-357
Date Received	4/20/2011
Date Completed	

Fund No. 020 Agency No. 450 Organ. No. 450G

Organization Name ESD Water Project - Phase II

ITEM NO. 2J(2)a

REVENUE

Revenue Source Code	Description	Current Budget	Increase (Decrease)	Revised Budget
9296	Bond Anticipation Note Proceeds	6,177,000	0	6,177,000
4008	USDA Grant	1,797,700	0	1,797,700
6681	Tap Fees	77,800	0	77,800
7685	Contractor Sales Tax Refunds	0	88,479	88,479
9135	Transfer from ESD General Fund	100,000	0	100,000
Total		8,152,500	88,479	8,240,979

EXPENDITURES

Object Code	Appr Unit	Description	Current Budget	Increase (Decrease)	Revised Budget
3110	TBA	Legal	10,000	0	10,000
3113	TBA	Bond Counsel	25,000	0	25,000
3419	TBB	Miscellaneous (Engineer Reimbursables)	23,665	0	23,665
3488	TBB	Administrative	9,817	0	9,817
3630	TBB	Capital Outlay Land	7,500	0	7,500
3714	TBB	Geotechnical	55,332	0	55,332
3747	TBB	Engineering	801,607	11,856	813,463
379F	TBB	Construction - Contract 1	2,142,369	0	2,142,369
379G	TBB	Construction - Contract 2	2,081,908	0	2,081,908
379H	TBB	Construction - Contract 3	1,824,883	0	1,824,883
379J	TBB	Construction - Contract 4	790,808	0	790,808
3809	TBD	Capitalized Interest	373,377	76,623	450,000
3903	TBE	Contingency	6,234	0	6,234
Total			8,152,500	88,479	8,240,979

Justification:

Revision to budget previously unbudgeted contractor sales tax refunds received to fund the remaining unfunded resident inspection overage (included within the engineering budget) due to the extension of construction contracts and more stringent than expected inspection requirements imposed by PWC and to restore the Capitalized Interest budget previously used to pay "time critical" invoice for the initial portion of the resident inspection overage.(Budget Revision M11-356). Total overage is anticipated to be \$88,479. At this time, ESD is using its own resources to fund the overage in resident inspection, however, the District will continue to seek USDA approval for reimbursement from grant funds.

Fund Balance:

State: _____ Federal: _____ County: _____ New: _____ Other: _____
Other: _____ Fees: _____ Prior Year: _____

Submitted By: _____
Department Head

Date: _____

Reviewed By: Bob Tucker
Finance Department

Date: 4/20/11

Reviewed By: Amyn Cannon
Assistant County Mgr

Date: 5/10/11

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

**COUNTY OF CUMBERLAND
BUDGET REVISION REQUEST**

Budget Office Use	
Budget Revision No.	B11-360
Date Received	4/28/2011
Date Completed	

Fund No. 020 Agency No. 450 Organ. No. 450G
 Organization Name ESD Water Project - Phase II

ITEM NO. 2 J(2)b

REVENUE

Revenue Source Code	Description	Current Budget	Increase (Decrease)	Revised Budget
9296	Bond Anticipation Note Proceeds	6,177,000	0	6,177,000
4008	USDA Grant	1,797,700	0	1,797,700
6681	Tap Fees	77,800	0	77,800
7002	Interest Income	0	6,131	6,131
7685	Contractor Sales Tax Refunds	88,479	0	88,479
9135	Transfer from ESD General Fund	100,000	0	100,000
Total		8,240,979	6,131	8,247,110

EXPENDITURES

Object Code	Appr Unit	Description	Current Budget	Increase (Decrease)	Revised Budget
3110	TBA	Legal	10,000	0	10,000
3113	TBA	Bond Counsel	25,000	0	25,000
3419	TBB	Miscellaneous (Engineer Reimbursables)	23,665	0	23,665
3488	TBB	Administrative	9,817	0	9,817
3630	TBB	Capital Outlay Land	7,500	0	7,500
3714	TBB	Geotechnical	55,332	(13,291)	42,041
3747	TBB	Engineering	813,463	1,823	815,286
379F	TBB	Construction - Contract 1	2,142,369	0	2,142,369
379G	TBB	Construction - Contract 2	2,081,908	0	2,081,908
379H	TBB	Construction - Contract 3	1,824,883	0	1,824,883
379J	TBB	Construction - Contract 4	790,808	0	790,808
3809	TBD	Capitalized Interest	450,000	0	450,000
3903	TBE	Contingency	6,234	17,599	23,833
Total			8,240,979	6,131	8,247,110

Justification:

Revision to budget final actual interest earned on the Bond Anticipation Note proceeds and to reallocate expenditure budget.

Fund Balance: _____
 State: _____ Federal: _____ County: _____ New: _____ Other: _____
 Other: _____ Fees: _____ Prior Year: _____

Submitted By: _____ Date: _____
 Department Head

Reviewed By: Bob Sucher Date: 4/28/11
 Finance Department

Reviewed By: Annalynn Cannon Date: 5/10/11
 Assistant County Mgr

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

Budget Office Use	
Budget Revision No.	<u>B11-363</u>
Date Received	<u>5-5-11</u>
Date Completed	

ITEM NO. 2J(3)

**Board of County
Commissioners**

**COUNTY OF CUMBERLAND
BUDGET REVISION REQUEST**

Budget Office Use	
Budget Revision No.	<u>B11-365</u>
Date Received	<u>5-5-11</u>
Date Completed	

Fund No. 101 Agency No. 424 Organ. No. 4250
 Organization Name: ANIMAL CONTROL

ITEM NO. 25(4)

REVENUE

Revenue Source Code	Description	Current Budget	Increase (Decrease)	Revised Budget
7670	MISC INCOME		2,097	2097
Total		-	2,097	2,097

EXPENDITURES

Object Code	Appr Unit	Description	Current Budget	Increase (Decrease)	Revised Budget
2992	132	DEPT SUPPLIES	57,230	2,097	59,327
Total			57,230	2,097	59,327

Justification:

To budget donation received from Pet Smart Charities to host adoption clinic the weekend of April 29 - May 1, 2011. They provide us the funding needed to purchase cages, obtain permits and rent a tent. At the end of the event they will invoice us for the expenses that total the amount of the donation.

Funding Source:

State: _____
 Other: _____

Federal: _____
 Fees: _____

Fund Balance:

County: _____ New: _____
 Prior Year: _____

Other: _____

Submitted By: Dwinda B. Morrison
 For Department Head

Date: 5/4/11

Reviewed By: Kelly Cutney
 Finance

Date: 5-5-11

Reviewed By: Amy H. Cannon
 Deputy/Assistant County Mgr

Date: 5/10/11

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

Lori Epler,
Chair
Cumberland County

Roy Turner,
Vice-Chair
Cumberland County

Garland C. Hostetter,
Town of Spring Lake
Harvey Cain, Jr.,
Town of Stedman
Patricia Hall,
Town of Hope Mills
Charles C. Morris,
Town of Linden



COUNTY of CUMBERLAND

Planning and Inspections Department

Thomas J. Lloyd,
Director

Cecil P. Combs,
Deputy Director

Walter Clark,
Sara E. Piland,
Cumberland County

Benny Pearce,
Town of Eastover

Donovan McLaurin,
Wade, Falcon & Godwin

MAY 6, 2011

MEMO TO: Cumberland County Board of Commissioners

ITEM NO. 3A

FROM: Cumberland County Joint Planning Board

SUBJECT: **Case P11-12:** Rezoning of .34+/- acres from R10 Residential to C1(P) Planned Local Business or to a more restrictive zoning district, located at 3701 Boone Trail, submitted by Debra J. Underwood (by POA) for Betty J. Underwood on behalf of Ruby L. Cottle Heirs (owners).

ACTION: Members present at the April 19, 2011 meeting voted to recommend approval of C1(P) Planned Local Business district.

SITE INFORMATION: **Frontage & Location:** 100.00'+/- on SR 1148 (Boone Trail); **Depth:** 150.00'+/-; **Jurisdiction:** Cumberland County; **Adjacent Property:** No; **Current Use:** Residential; **Initial Zoning:** R10 – August 1, 1975 (Area 3); **Nonconformities:** If approved, residential use & structure will become nonconforming; **Zoning Violation(s):** None; **Surrounding Zoning:** North: C1(P)/CU (2) {(to allow car wash) (to allow construction office)}, C1A (Fay), C1(P), C1 (Fay), R10, R6A & R6 (Fay); South: C(P)/CU (to allow motor vehicle repair), R6A/CU (to allow sewing business), C3, C(P), C2(P), C1(P), R10 & R6A; East: M2 (Fay), C(P), R10 & R6A; West: C1(P) & R10; **Surrounding Land Use:** Residential (including manufactured dwellings & multi-family), vacant commercial, office (3), motor vehicle washing, hairdressing, trade contractor (2), grocery store, religious worship & manufactured home parks (2); **2030 Land Use Plan:** Urban; **Special Flood Hazard Area (SFHA):** None; **Water/Sewer Availability:** PWC/ PWC; **Soil Limitations:** None; **School Capacity/Enrolled:** Mary McArthur Elementary: 400/505; Ireland Drive Middle (6): 340/362; Douglas Byrd Middle (7-8): 600/709; Douglas Byrd High: 1,280/1,282; **Subdivision/Site Plan:** If approved, site plan required for any change-in-use or new construction; **Municipal Influence Area:** City of Fayetteville; **Average Daily Traffic Count (2008):** 8,500 on SR 1148 (Boone Trail); **Highway Plan:** Boone Trail is identified in the Highway Plan as a major thoroughfare. This proposal calls for a multi-lane facility (U-4761) with a right-of-way of 90 feet. Road Improvements are not included in the 2009-2015 MTIP; **Notes:** Density: R7.5 – 2 lots/units, Minimum Yard Setback Regulations: **R7.5:** Front yard: 30', Side yard: 10', Rear yard: 35'; **C1(P):** Front yard: 45', Side yard: 15', Rear yard: 20'.

MINUTES OF APRIL 19, 2011

The Planning and Inspections Staff recommends approval of the request for the C1(P) Planned Local Business district based on the following:

1. The district requested is consistent with the 2030 Growth Vision Plan, which calls for "urban" at this location, as well as meeting the location criteria for "light commercial" development as listed in the Land Use Policies Plan;

2. Boone Trail is designated as a "limited business street" in the Land Use Policies Plan, which recognizes that the uses along this street are in transition from residential to non-residential and that light commercial is appropriate along this segment of the road; and
3. The C1(P) Planned Local Business district is in character with current zoning of adjacent properties.

The O&I(P) zoning district could be considered suitable at this location.

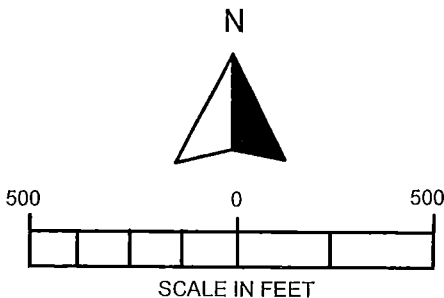
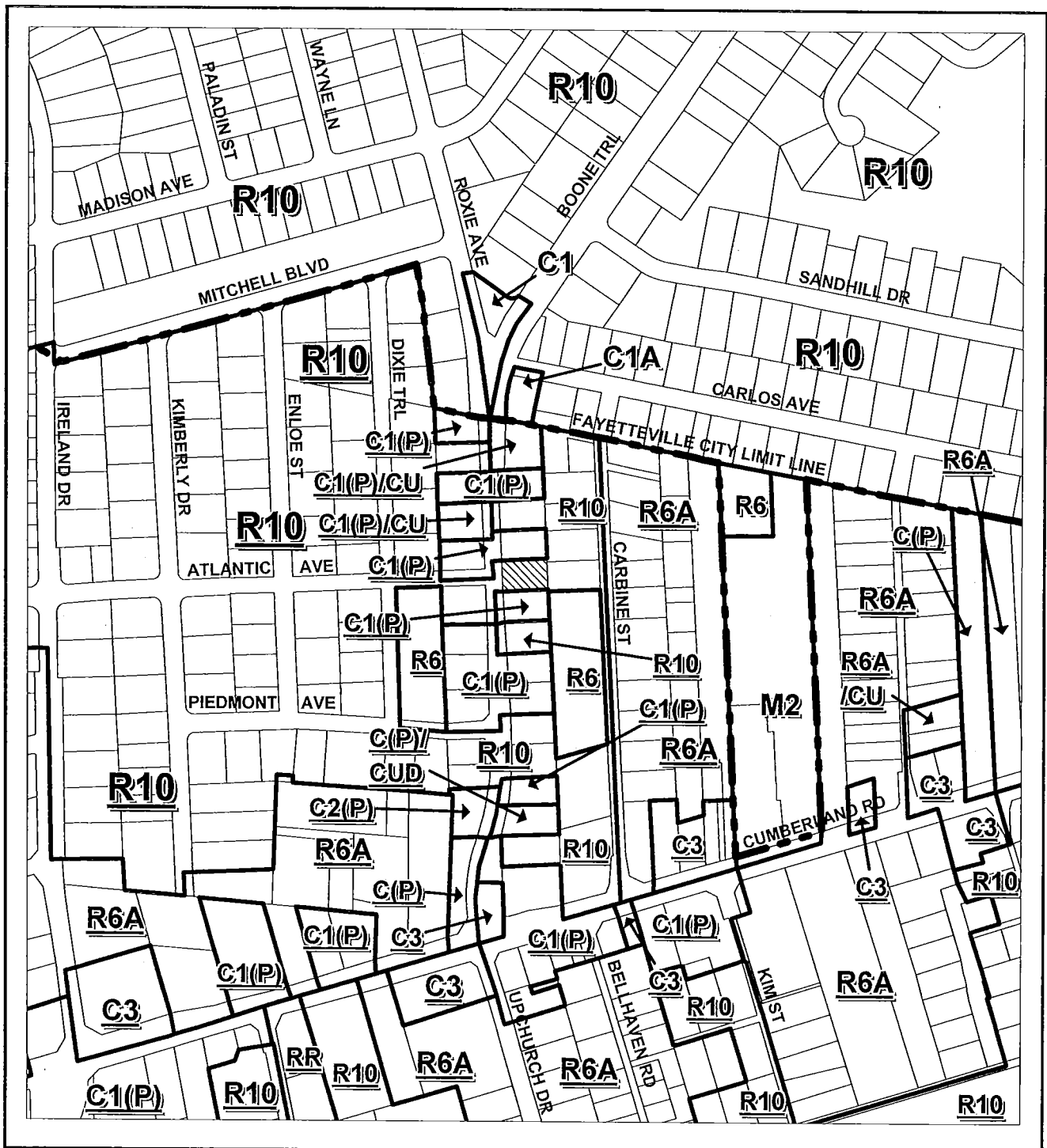
Note: Recently, it was noted at a Fayetteville City Council meeting that development being annexed by the City is not constructed according to the newly adopted Unified Development Ordinance (UDO) standards. The concern was specifically addressing a two year old apartment complex off Black and Decker Road that was being annexed.

When the Municipal Influence Area (MIA) boundary was drawn, the City agreed that areas developed to urban densities or for commercial land usage and those demanding urban services should be annexed. In light of these issues coupled with 19 rezoning requests along Boone Trail in the last ten years, the Planning Staff believes the time is right for the City of Fayetteville to annex the properties along Boone Trail, north of Cumberland Road. This entire area clearly meets the City's arguments for annexation.

Mrs. Piland made a motion, seconded by Mr. Hostetter to follow the staff recommendation and approve case P11-12 for C1(P) Planned Local Business district. Unanimous approval.

First Class and Record Owners' Mailed Notice Certification

A certified copy of the tax record owner(s) of the subject and adjacent properties and their tax record mailing address is contained within the case file and is incorporated by reference as if delivered herewith. The record owners' certified receipt of notice is also included.



PIN: 0416-91-5312

REQUESTED REZONING R10 TO C1(P)

ACREAGE: 0.34 AC.+/-

HEARING NO: P11-12

ORDINANCE: COUNTY

HEARING DATE

ACTION

STAFF RECOMMENDATION

PLANNING BOARD

GOVERNING BOARD

WL

Lori Epler,
Chair
Cumberland County

Roy Turner,
Vice-Chair
Cumberland County

Garland C. Hostetter,
Town of Spring Lake
Harvey Cain, Jr.,
Town of Stedman
Patricia Hall,
Town of Hope Mills
Charles C. Morris,
Town of Linden



COUNTY of CUMBERLAND

Planning and Inspections Department

Thomas J. Lloyd,
Director

Cecil P. Combs,
Deputy Director

Walter Clark,
Sara E. Piland,
Cumberland County

Benny Pearce,
Town of Eastover

Donovan McLaurin,
Wade, Falcon & Godwin

MAY 6, 2011

ITEM NO. 3B

MEMO TO: Cumberland County Board of Commissioners

FROM: Cumberland County Joint Planning Board

SUBJECT: **Case P11-16:** Rezoning of 10.08+/- acres from R10 Residential to R7.5 Residential/CUD Conditional Use District for a "non-profit" recreation/amusement facility, indoor and outdoor and the Permit or to a more restrictive zoning district; located on the southeast side of SR 1115 (Black Bridge Road), west of Shady Pine Court; submitted by Thurston and Charlotte Robinson (owners) and William A. Biddix. (Hope Mills & County)

ACTION: Members present at the April 19, 2011 meeting voted to recommend approval of the Conditional Zoning (CZ) district.

SITE INFORMATION: **Frontage:** 625.63'+/- on SR 1115 (Black Bridge Road); **Depth:** 1457.04'+/-; **Jurisdiction:** Cumberland County & Town of Hope Mills; **Adjacent Property:** No; **Current Use:** Vacant; **Initial Zoning:** R10 – November 17, 1975 (Area 4); Northwest portion annexed by Hope Mills 03/01/99 – initially zoned to R10 May 17, 1999; **Nonconformities:** None; **Zoning Violation(s):** None; **Surrounding Zoning:** North: RR, R10, R6 & R5A; South, East & West: RR & R10; **Surrounding Land Use:** Residential (including manufactured dwellings and multi-family), religious worship, & woodlands; **2030 Land Use Plan:** Urban; **Special Flood Hazard Area (SFHA):** None; **Water/Sewer Availability:** PWC/PWC; **Soil Limitations:** Yes, hydric – JT Johnston loam; **School Capacity/Enrolled:** Rockfish Elementary: 725/790; Hope Mills Middle: 740/734; South View High: 1,800/1,848; **Subdivision/Site Plan:** If approved, "Ordinance Related Conditions" apply; **Municipal Influence Area:** Town of Hope Mills (County Portion); **Average Daily Traffic Count (2008):** 8,800 on SR 1115 (Black Bridge Road); **Highway Plan:** Black Bridge Road is identified in the Highway Plan as a major thoroughfare. The Plan calls for widening to a multi-lane facility (4 lanes). This is a priority # 1 in the highway portion of the LRTP; **Notes:** Density: R7.5 – 59 lots/units Density minus 15% for R/W: R7.5 – 50 lots/units, Minimum Yard Setback Regulations: **R7.5:** Front yard: 30', Side yard: 10', Rear yard: 35'.

MINUTES OF APRIL 19, 2011

The Planning & Inspections Staff recommends approval of the requested rezoning to R7.5 Residential/ CUD Conditional Use District [R7.5/CUD] for a non-profit indoor and outdoor recreation/amusement facility, based on the following:

1. The request is consistent with the 2030 Growth Vision Plan which calls for "urban" development in this area and is consistent with the location criteria of the Land Use Policies Plan;

2. The request is reasonable in that, if approved, the use will provide a valuable alternative source of organized recreation for the citizens in the community; and
3. The requested district and use is compatible with the immediate adjacent use.

The Planning & Inspections Staff also recommends approval of the Conditional Use Permit, based on the following:

1. The use will not materially endanger the public health or safety if located according to the plan as submitted, the proposal, subject to the attached "Ordinance Related Conditions," meets or exceeds the minimum standards of the development ordinances;
2. The use will meet all required conditions and specifications if developed according to the site plan, application and the attached "Ordinance Related Conditions";
3. The use will maintain or enhance the value of adjoining or abutting properties in that the property is currently vacant and if constructed as proposed and conditioned, will provide a valuable resource for the community; and
4. The location and character of the use, if developed according to the plan as submitted and recommended, will be in harmony with the area in which it is to be located and in general will be developed in conformance with the development ordinances and adopted planning policies.

There are no other suitable zoning districts to be considered for this request.

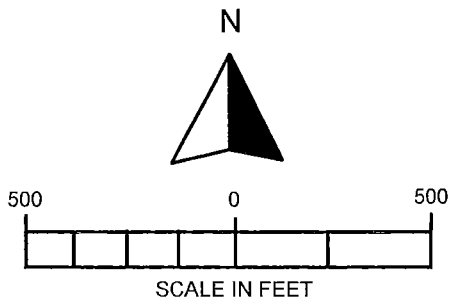
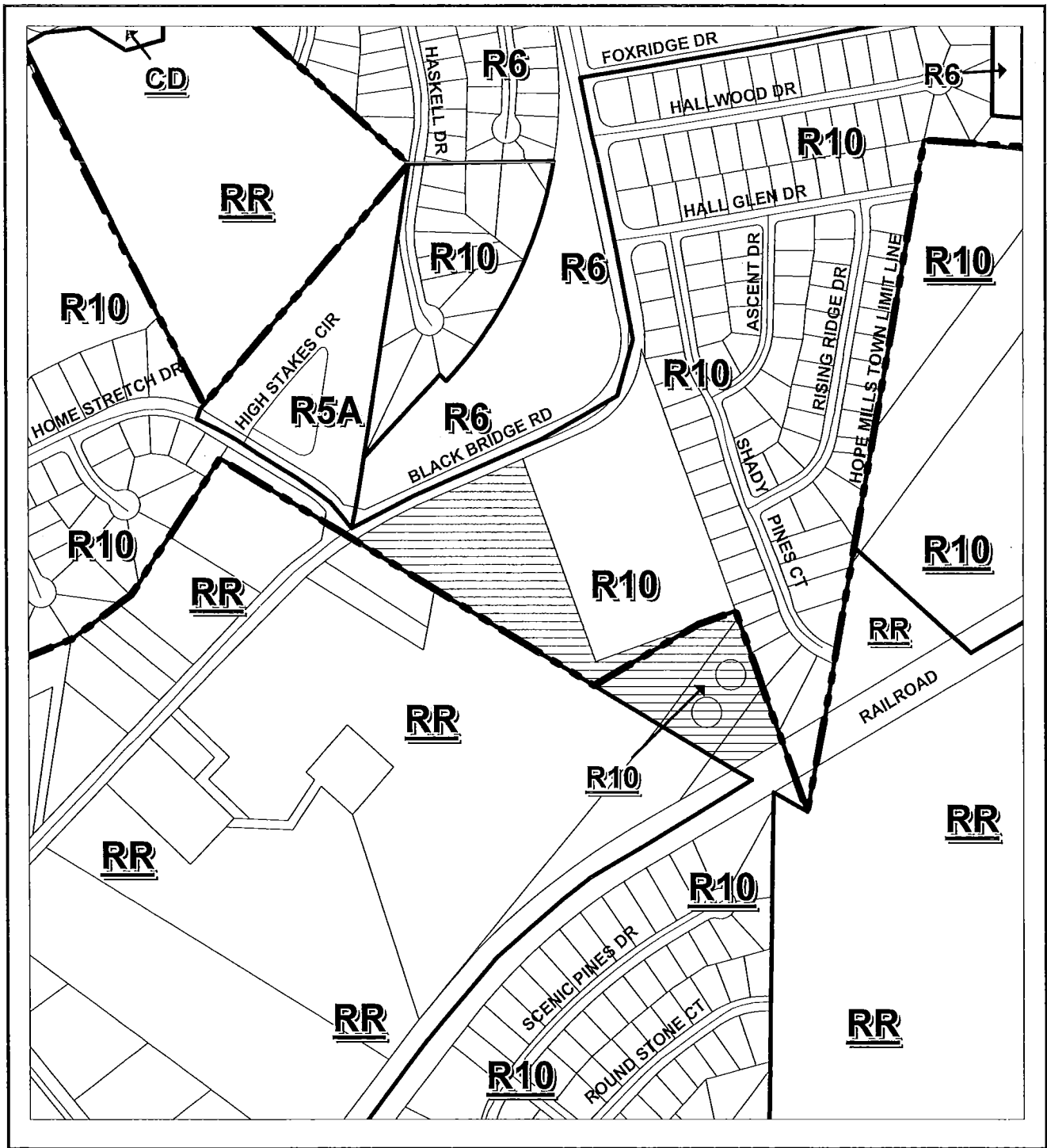
The property owner has voluntarily agreed to this staff recommendation and all attached "Ordinance Related Conditions."

Mrs. Piland made a motion, seconded by Mr. Turner to follow the staff recommendation and approve case P11-16 for Conditional Zoning (CZ) district. Unanimous approval.

Note: On April 18, 2011 the County Board of Commissioners adopted Conditional Zoning in place of the Conditional Use District and Permit.

First Class and Record Owners' Mailed Notice Certification

A certified copy of the tax record owner(s) of the subject and adjacent properties and their tax record mailing address is contained within the case file and is incorporated by reference as if delivered herewith. The record owners' certified receipt of notice is also included.

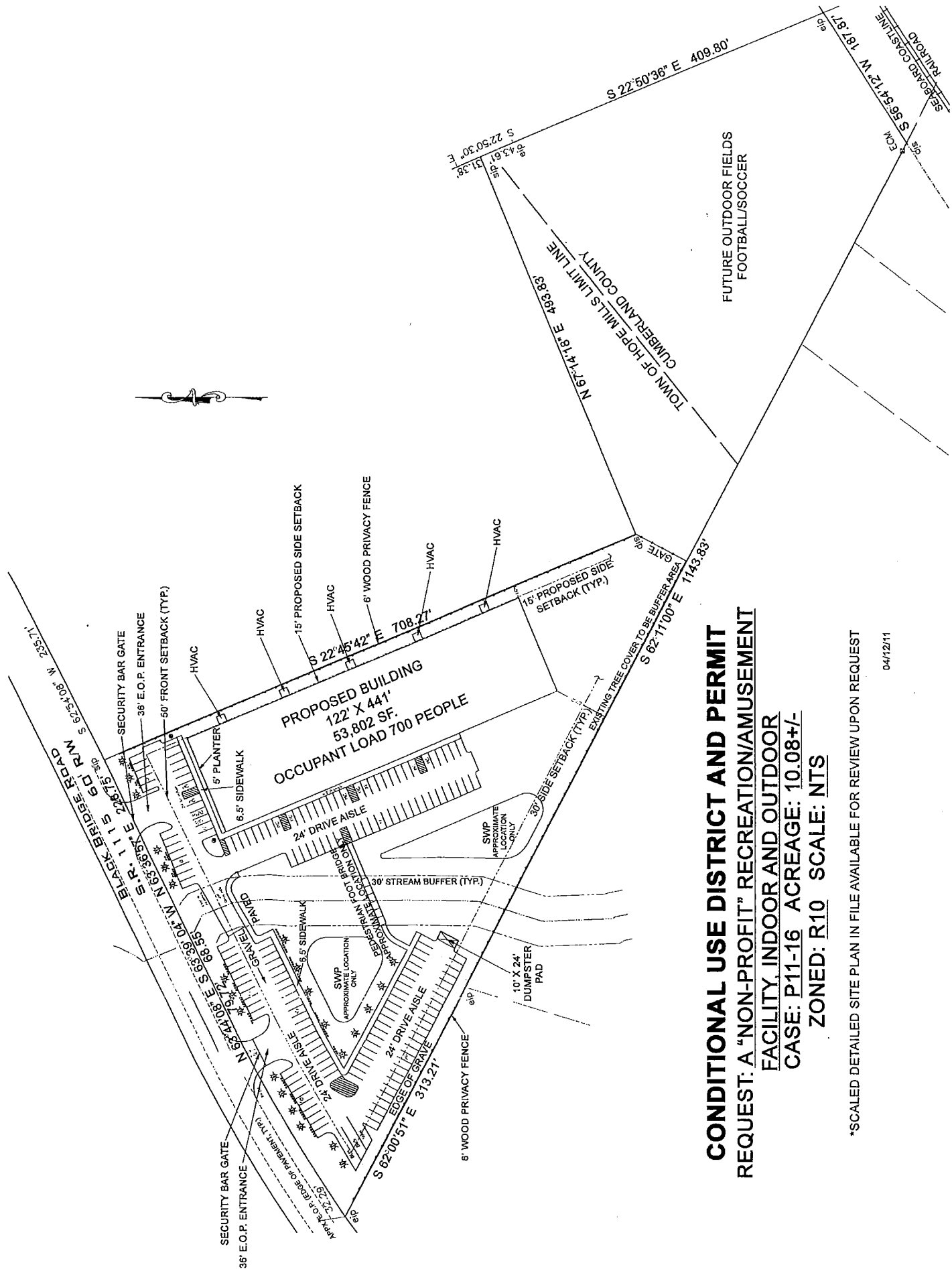


PIN: 0403-87-0613, 5332

REQUESTED REZONING R10 TO R7.5/CUD

ACREAGE: 10.08 AC.+/-		HEARING NO: P11-16	
ORDINANCE: COUNTY & HOPE MILLS		HEARING DATE	ACTION
STAFF RECOMMENDATION			
PLANNING BOARD			
GOVERNING BOARD			

WL



CONDITIONAL USE DISTRICT AND PERMIT
REQUEST: A "NON-PROFIT" RECREATION/AMUSEMENT
FACILITY, INDOOR AND OUTDOOR
CASE: P11-16 ACREAGE: 10.08 +/-
ZONED: R10 SCALE: NTS

*SCALED DETAILED SITE PLAN IN FILE AVAILABLE FOR REVIEW UPON REQUEST

04/12/11

Conditional Use Permit Conditions

(Hope Mills and County Jurisdictions)

DRAFT

Ordinance Related Conditions

Pre- Permit Related:

1. The Town of Hope Mills has tree preservation provisions in their ordinance; the developer must contact Mike Bailey, Hope Mills Chief Building Inspector concerning the removal of trees from this site prior to obtaining a tree removal permit.

Permit-Related:

2. The owner/developer(s) of these lots must obtain detailed instructions on provisions of the Hope Mills Zoning Ordinance and permits required to place any structure within this development from the Hope Mills Inspections Department, in Town Hall at 5770 Rockfish Road. For additional information, the developer should contact a Town Inspector.
3. Connection to public water and sewer is required, the Public Works Commission (PWC) must approve water and sewer plans prior to application for any permits. A copy of the PWC approval must be provided to the Hope Mills Inspections Department at the time of application for building/zoning permits. (Section 86A-406 (1), Public Water and Sewer Systems Hope Mills Subdivision Ordinance)

Note: Due to an existing agreement between the PWC and the Town of Hope Mills, an annexation petition most likely will be required for the portion of the tract located in the County's jurisdiction prior to the PWC's review of any utility plans.

4. New development that will disturb one acre or more of land or is part of a larger common plan of development that will disturb one acre or more of land is subject to the Post-Construction Stormwater Management Permitting Program administered by the Hope Mills Stormwater Department. If one acre or more of land is to be disturbed, prior to the issuance of any building/zoning permits for this site a copy of the Town's Stormwater Management Permit must be provided to the Town's Inspections Department.
5. For any new development, the developer must/may have to provide the Hope Mills Inspections Department with an approved NC Department of Environment and Natural Resources (NCDENR) sedimentation and erosion control plan (S&E) prior to any application for permits. (Note: If any retention/detention basins are required for state approval of this plan, then three copies of a revised plan must be submitted and approved by Planning & Inspections prior to application for any building/zoning permits.) A copy of the NCDENR approval must be provided to Code Enforcement at the time of application for any building/zoning permits.
6. The developer must provide a site-specific address and tax parcel number at the time of building/zoning permit application.
7. Landscaping must be provided in accordance with Section 102A-1202(n), Landscaping, Hope Mills Zoning Ordinance and/as shown on the site plan. The following are the minimum standards for the required landscaping of this site:
 - a. Thirteen large shade trees or 38 small ornamental trees within the front yard setback area;
 - b. Two small ornamental trees and 24 shrubs are required in the building yard area; and
 - c. Twelve large shade trees or 70 small ornamental trees are required within the parking area.

(Note: By retaining large existing trees, the developer can reduce the number of trees required for landscaping purposes.)

In addition:

- a. Required plant materials shall be maintained by the property owner, including replacing dead or unhealthy trees and shrubs; and
- b. All yard and planting areas shall be maintained in a neat, orderly, and presentable manner and kept free of weeds and debris.

8. An encroachment agreement from the Public Works Commission (PWC) must be provided to the Building Inspector at the time of permit application due to the apparent off-street parking area being located within a probable PWC utility easement.
9. A *Certificate of Occupancy* will not be issued until the Hope Mills Stormwater Department inspects the site and certifies that it has been developed in accordance with the approved drainage plans.
10. A *Certificate of Occupancy* will not be issued until a Hope Mills Zoning Inspector inspects the site and certifies that the site is developed in accordance with the approved plans.
11. A review of the data available to the Army Corp of Engineers indicates that jurisdictional waters are likely to be present on this property and therefore are likely to be impacted by the proposed project. However, without an official Jurisdictional Determination at the property, these findings cannot be confirmed.

A permit will be required for this project if construction will involve the temporary and/or permanent placement of fill in waters of the United States including wetlands. If a permit is required, the applicant will be required to avoid and minimize impacts to wetland/waters of the United States and may need to provide compensatory mitigation for unavoidable impacts.

Site-Related:

12. All uses, dimensions, setbacks and other related provisions of the Hope Mills Subdivision Ordinance and Zoning Ordinance for the R7.5 zoning district must be complied with, as applicable.
13. This conditional approval is not approval of any freestanding signs. If a freestanding sign is desired, re-submittal of the site plan for staff review and approval is required prior to application for any freestanding sign permits. Attached signage for this development must be in accordance with the applicable sign regulations as set forth in Article XIV of the Hope Mills Zoning Ordinance and that the proper permit(s) must be obtained prior to the installation of any permanent signs on the property. (Note: This conditional approval is **not** approval of the size, shape, or location of any signs.)
14. The small stream standards set forth in Section 86A-403(e)(2), Hope Mills Subdivision Ordinance, shall be complied with during construction and upon completion of development within this subdivision as enforced by the Hope Mills Inspections Department.
15. Reservation of 15 feet of right-of way along SR 1115 (Black Bridge Road) is required and the metes and bounds for the reservation must be reflected on any future site plans. The location of all improvements, required or otherwise, and all building setback lines are to be measured from the ultimate right-of-way line.
16. A concrete, or other approved surface material, sidewalks are required to be constructed along SR 1115 (Black Bridge Road). (Section 86A-405, Sidewalks, Hope Mills Subdivision Ordinance)
17. A drainage permit from the Town of Hope Mills Stormwater Department is required for any development or redevelopment that will construct, alter, repair, relocate, or demolish any storm sewer natural watercourse, or other drainage facility. The standards used for the design and construction of all stormwater drainage structures and/or stormwater BMP facilities shall be in accordance with the "Town of Hope Mills Stormwater Design Standards", the Design Manual, and shall be subject to the requirements of Chapter 67 Article III.
18. For new development, all utilities, except for 25kv or greater electrical lines, must be located underground. (Section 86A-406(c), Underground utilities required, Hope Mills Subdivision Ordinance)
19. The owner/developer shall secure and maintain the detention/retention basin, keeping it clear of debris and taking measures for the prevention of insect and rodent infestation.
20. The developer must obtain a driveway permit from the NC Department of Transportation (NCDOT). A copy of the approved driveway permit must be provided to Town Inspections Department at the time of application for building/zoning permits.

The developer is encouraged to consider re-locating the western driveway so that it is more closely aligned with the intersection of Home Stretch Drive to facilitate the possibility of a future stop light at that intersection.

21. Turn lanes may be required by the NC Department of Transportation (NCDOT).
22. The security gates at the entrance must be set back from the right-of-way enough distance so that no motor vehicle is stopped on SR 1115 (Black Bridge Road) while awaiting the opening of the gates.
23. All lighting is required to be directed internally within this development and comply with the provisions of Section 102A-1202(m), Outdoor Lighting, Hope Mills Zoning Ordinance.
24. A solid buffer must be provided and maintained along the side and rear property lines where this tract/site abuts residentially zoned properties in accordance with the provisions of Section 102A-1202(g), Buffer Requirements, Hope Mills Zoning Ordinance. (Note: Chain link fencing cannot be used to satisfy the buffer requirement.)
25. All dumpster, garbage, and utility areas shall be located on concrete pads and screened on a minimum of three sides.
26. All required off-street parking spaces shall be a minimum of 9' x 20' and shall be surfaced, with a permanent material such as asphalt or concrete, and striped prior to application for the building final inspection. A minimum of 175 off-street parking spaces are required for this development. (Section 102A-1302, Off-street parking, Hope Mills Zoning Ordinance.)
27. Lateral access to the religious worship facility property must be provided. The developer is required to extend the parking drive area on the northeast side so that it is flush with the property line, thus allowing for possible future connectivity between the two tracts.

Other Related Conditions:

28. The applicant is advised to consult an expert on wetlands before proceeding with any development.
29. The owner/developer is responsible for ensuring easements which may exist on the subject property are accounted for, not encumbered and that no part of this development is violating the rights of the easement holder.

If you need clarification of any conditions, please contact Ed Byrne at 910-678-7609 or Patti Speicher at 910-678-7605; otherwise, contact the appropriate agency at the contact numbers below.

Contact Information (Area Code is 910 unless otherwise stated):

Subdivision/Site Plan/Plat	Ed Byrne	678-7609
PWC:	Heidi Maly	223-4737
Town of Hope Mills:		424-4555*
Town Clerk:	Melissa Adams	
Chief Building Inspector:	Mike Bailey	
Stormwater Administrator:	Melanie Clerkley	
Zoning Inspector:	Jeff Wade	
Corp of Engineers (wetlands):	Crystal C. Amschler	(910) 251-4170
NCDENR (E&S):	Sally Castle	433-3300
Location Services, Site-Specific Address:	Ron Gonzales	678-7616
Tax Parcel Numbers:		678-7549
NCDOT (driveways/curb-cuts):	Gary Burton	486-1496
Transportation Planning:	Bobby McCormick	678 7632

*This is the main telephone number for the Town of Hope Mills; once connected, the caller will be directed to the various departments.

TO THE BOARD OF ADJUSTMENT, HOPE MILLS, NORTH CAROLINA:

I (We), the undersigned, hereby submit this application, and petition the Hope Mills Board of Adjustment to consider a request for a Special Use Permit. In support of this petition, the following facts are submitted:

1. Address/location of property to be rezoned: S. Black Bridge Rd, W Shady Pine Ct. J. H.
2. Parcel Identification Number (PIN) of property: 0403-87-0613
(also known as Tax ID Number or Property Tax ID)
3. Acreage: 10.08 Frontage (feet): 625.63 Depth (feet): 767'
4. Water Provider: Well PWC X Other (name)
5. Sewer Provider: Septic Tank PWC X Other (name)
6. Deed Book 0115, page 0197, Cumberland County Register of Deeds. (Attach copy of deed of subject property as it appears in Registry).
7. Existing use(s) of property: N/A
8. Proposed use(s) of the property: Non-profit basketball/volleyball
recreation facility
9. Do you own any property adjacent to, including across the street from, the property being submitted for rezoning? Yes No X
If yes, where?
10. Has a violation been issued on this property? Yes No X
11. It is proposed that the property will be put to the following use: (Describe proposed use/activity in detail including hours of operation, number of employees, signage, parking, landscaping, etc.) T.J. Robinson Life Center
Indoor basketball & volleyball courts for AAU teams, Host events monthly
with multiple out of town teams
Hours of operation: 6:00 am - 11:00 pm - Monday-Friday; 9:00 am - 10:00 pm - Saturday;
Closed on Sunday. Number of employees: 12 employees are projected during initial start up
Parking and landscaping as required

The County Planning Staff is available for advice on completing this application; however, they are not available for completion of the application.

TO THE ZONING BOARD AND THE TOWN OF HOPE MILLS BOARD OF COMMISSIONERS, HOPE MILLS, NORTH CAROLINA:

I (We), the undersigned, hereby submit this application, and petition the Hope Mills Board of Commissioners to amend and to change the zoning map of the Town of Hope Mills as provided for under the provisions of the Hope Mills Zoning Ordinance. In support of this petition, the following facts are submitted:

1. Request rezoning from R10 CR/Tr.
TO: (select one)
☒ Conditional Use District, with a companion zoning district of R10 CR/Tr. (Art. V)
☐ Mixed Use/Conditional Use District (Art. VI)
☐ Planned Neighborhood District/Conditional Use District (Art. VII)
☐ Density Development/Conditional Use District at the _____ density (Art. VIII)

If the area is a portion of an existing parcel, a written metes and bounds description of only that portion to be considered for rezoning, including the exact acreage, must accompany this application along with a copy of the recorded deed and/or plat. If more than one zoning classification is requested, a correct metes and bounds legal description, including acreage, for each bounded area must be submitted.

2. Address/location of property to be rezoned: _____
3. Parcel Identification Number (PIN) of property: 0403-87-0613, 0403-87-5332
(also known as Tax ID Number or Property Tax ID)
4. Acreage: _____ Frontage (feet): _____ Depth (feet): _____
5. Water Provider: Well _____ PWC _____ Other (name) _____
6. Sewer Provider: Septic Tank _____ PWC _____ Other (name) _____
7. Deed Book _____, page _____, Cumberland County Register of Deeds. (Attach copy of deed of subject property as it appears in Registry).
8. Existing use(s) of property: _____
9. Proposed use(s) of the property (be specific) : _____

10. Do you own any property adjacent to, including across the street from, the property being submitted for rezoning? Yes _____ No _____

If yes, where? _____
11. Has a violation been issued on this property? Yes _____ No _____

The County Planning Staff is available for advice on completing this application; however, they are not available for completion of the application.

7. Acknowledgement:

It is understood by the undersigned that the official zoning map, as originally adopted and subsequently amended, is presumed to be appropriate to the property involved and that the burden of proof for a zoning amendment (rezoning) rests with the petitioner. It is the responsibility of the petitioner (personally or by agent) to submit to the County Planning Department a valid request, not incompatible with existing neighborhood zoning patterns.

In order for the Hope Mills Zoning Board to offer a favorable recommendation, and for the Board of Commissioners to approve, any Conditional Use District and Permit, each board must find from the evidence presented at their respective hearing that:

- A. The use will not materially endanger the public health or safety if located according to the plan submitted and recommended;
- B. The use meets all required conditions and specifications;
- C. The use will maintain or enhance the value of adjoining or abutting properties, or that the use is a public necessity; and
- D. The location and character of the use, if developed according to the plan as submitted and recommended, will be in harmony with the area in which it is to be located and in general conformity with Town's most recent Land Use Plan and adopted planning policies.

I further understand I must voluntarily agree to all conditions proposed for the Conditional Use Permit.

The undersigned hereby acknowledge that the County Planning Staff has conferred with the petitioner or assigns, and the application as submitted is accurate and correct.

Charlotte Robinson / Thurston Robinson
Property owner(s)' name (print or type)

599 East Hc Rising Rd Fayetteville N.C. 28314
Complete mailing address of property owner(s)

910- 860 - 8810
Telephone number

910- 257- 6539
Alternative telephone number

fancee599@yahoo.com
Email address

910- 860 - 9820
FAX number

Charlotte Robinson
Owner's signature

Thurston Robinson
Owner's signature

William A Biddix
Agent, attorney, or applicant (other than property owner) (print or type)

PO Box 40 Hope Mills NC 28348
Complete mailing address of agent, attorney, or applicant

910 425 9444 Telephone number
910 850 1052 Alternative telephone number

Keys tone wb1 cad.com Email address
910 423 7987 FAX number

Agent, attorney, or applicant's signature
(other than property owner)

- * **ALL record property owners must sign this petition.**
- * **Upon submission, the contents of this application becomes "public record" and is available for review and/or copies upon request.**

**HOPE MILLS ZONING ORDINANCE
CONDITIONAL USE DISTRICT AND PERMIT
FEE SCHEDULE**

REQUESTED ZONING DISTRICTS ¹	LESS THAN 5 ACRES	5 TO 50 ACRES	50 TO 100 ACRES	100+ ACRES
CONDITIONAL USE DISTRICTS ² RESIDENTIAL DD/CUD	\$400	\$500	\$600	\$800
CONDITIONAL USE DISTRICTS ² NON-RESIDENTIAL PND/CUD MXD/CUD	\$600	\$700	\$800	\$1,000

- 1 If more than one zoning district is requested in the same application, the highest fee for the district requested will apply.
- 2 If a general rezoning is requested and based on recommendations of the Zoning Board or Hope Mills Commissioners, the applicant desires to submit a Conditional Use District and Permit application; the original application fee will be credited towards the Conditional Use District and Permit application fee.

Lori Epler,
Chair
Cumberland County

Roy Turner,
Vice-Chair
Cumberland County

Garland C. Hostetter,
Town of Spring Lake
Harvey Cain, Jr.,
Town of Stedman
Patricia Hall,
Town of Hope Mills
Charles C. Morris,
Town of Linden



COUNTY of CUMBERLAND

Planning and Inspections Department

Thomas J. Lloyd,
Director

Cecil P. Combs,
Deputy Director

Walter Clark,
Sara E. Piland,
Cumberland County

Benny Pearce,
Town of Eastover

Donovan McLaurin,
Wade, Falcon & Godwin

MAY 6, 2011

ITEM NO. 3C

MEMO TO: Cumberland County Board of Commissioners

FROM: Cumberland County Joint Planning Board

SUBJECT: **Case P11-17:** Rezoning of .74+/- acres from R20 Residential to C1(P) Planned Local Business or to a more restrictive zoning district, located at 7162 Rockfish Road, submitted by Andrew F. and Randayle C. McMillan (owners).

ACTION: Members present at the April 19, 2011 meeting voted to recommend denial of C1(P) Planned Local Business district.

SITE INFORMATION: **Frontage & Location:** 250.00'+/- on SR 1112 (Rockfish Road); **Depth:** 86.48'+/-; **Jurisdiction:** Cumberland County; **Adjacent Property:** No; **Current Use:** 1 dwelling; **Initial Zoning:** R10 – February 6, 1976 (Area 5); rezoned to R20 on July 16, 2001; **Nonconformities:** None; **Zoning Violation(s):** None; **Surrounding Zoning:** North & East: R10; South: C2(P) & RR; West: MXD/CUD & R20; **Surrounding Land Use:** Residential (including manufactured dwellings), school, shopping center, religious worship, farmland & woodlands; **2030 Land Use Plan:** Urban; **Special Flood Hazard Area (SFHA):** None; **Water/Sewer Availability:** PWC/ PWC; **Soil Limitations:** Yes, hydric – TR Torhunta and Lynn Haven soils; **School Capacity/Enrolled:** Stoney Point Elementary: 900/684; John Griffin Middle: 1,340/1,256; Jack Britt High: 1,870/1,834; **Subdivision/Site Plan:** If approved, site plan review and approval required; **Municipal Influence Area:** Town of Hope Mills; **Average Daily Traffic Count (2008):** 11,000 on SR 1112 (Rockfish Road); **Highway Plan:** Rockfish Road is identified in the highway plan as a major thoroughfare. This proposal calls for a multi-lane facility with a right-of-way of 90 feet. Road improvements are included in the 2009-2015 MTIP; **Notes:** Density: R20 – 2 lots/units, Minimum Yard Setback Regulations: **C1(P):** Front yard: 45', Side yard: 15', Rear yard: 20'.

MINUTES OF APRIL 19, 2011

Chair Epler left the room.

Mr. Lloyd stated the Planning and Inspections Staff recommends denial of the C1(P) Planned Local Business district for this request based on the following:

1. The request for C1(P) Planned Local Business is not consistent with the location criteria for "light commercial", as listed in the Land Use Policies Plan of the 2030 Growth Vision Plan specifically due to the immediate surrounding properties being predominately residential; and
2. The request is not reasonable because approval of the request will promote strip commercial development along Rockfish Road, encroaching into an area that is primarily residential.

There are no other zoning districts to be considered suitable for this request.

There were no speakers present.

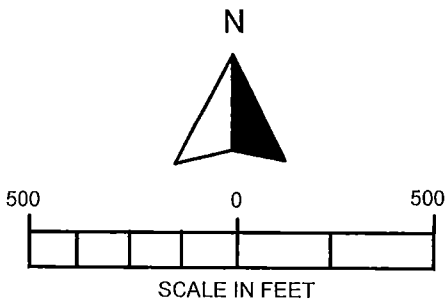
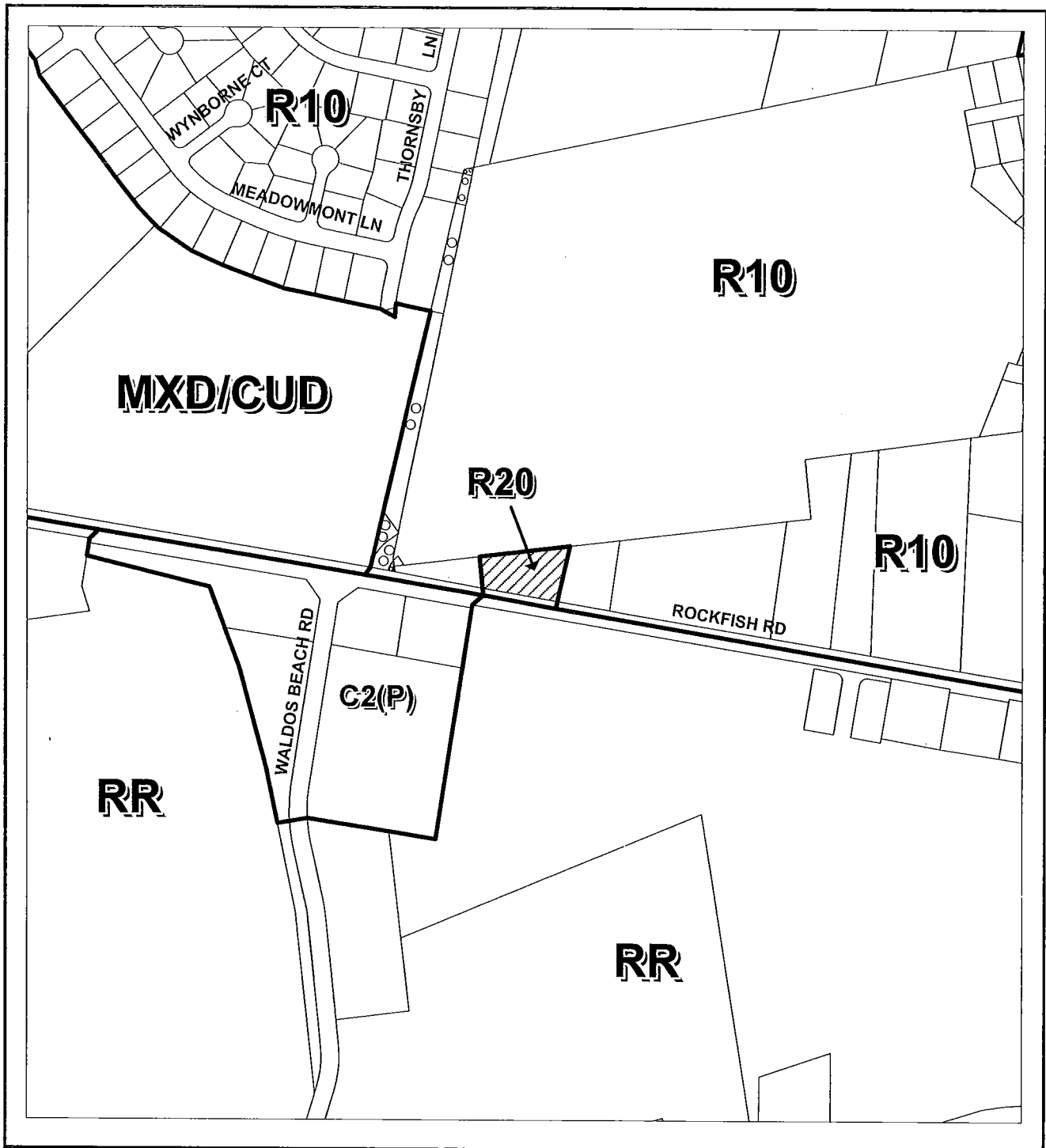
Ms. Hall asked if there was any input from the Town of Hope Mills.

Mr. Lloyd stated that we sent it to them but they don't specifically have input on a rezoning. They do for MIA development standards. We don't ask for the town's recommendation on a rezoning case, we inform them of it.

Ms. Hall made a motion, seconded by Mr. Clark to follow the staff recommendation and deny case P11-17. Unanimous approval.

First Class and Record Owners' Mailed Notice Certification

A certified copy of the tax record owner(s) of the subject and adjacent properties and their tax record mailing address is contained within the case file and is incorporated by reference as if delivered herewith. The record owners' certified receipt of notice is also included.



PIN: 9494-87-2795

REQUESTED REZONING R20 TO C1(P)

ACREAGE: 0.74 AC.+/-		HEARING NO: P11-17	
ORDINANCE: COUNTY		HEARING DATE	ACTION
STAFF RECOMMENDATION			
PLANNING BOARD			
GOVERNING BOARD			

Lori Epler,
Chair
Cumberland County

Roy Turner,
Vice-Chair
Cumberland County

Garland C. Hostetter,
Town of Spring Lake
Harvey Cain, Jr.,
Town of Stedman
Patricia Hall,
Town of Hope Mills
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COUNTY of CUMBERLAND

Planning and Inspections Department

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Benny Pearce,
Town of Eastover

Donovan McLaurin,
Wade, Falcon & Godwin

MAY 6, 2011

MEMO TO: Cumberland County Board of Commissioners

ITEM NO. 3D

FROM: Cumberland County Joint Planning Board

SUBJECT: **Case P11-19:** Amendment to the Cumberland County Subdivision Ordinance, modifying portions of the Town of Hope Mills and the City of Fayetteville's Municipal Influence Area (MIA) boundaries as adopted on May 19, 2008 and included as a map referenced as Exhibit 4 to Section 2302.A of the ordinance.

ACTION: Members present at the April 19, 2011 meeting voted to recommend approval of the MIA map amendment.

MINUTES OF ARIL 19, 2011

Mr. Lloyd stated the Planning & Inspections Staff recommends approval of the MIA map amendment based on the following:

1. If approved, the MIA map amendment will ensure consistency of development standards applied to properties for the adjacent jurisdictions; and
2. The amendment was requested by the Town of Hope Mills and City of Fayetteville.

Mr. Lloyd stated that in the packets there were two letters, one from the Town Manager of Hope Mills and the other from the City Manager of Fayetteville, both requesting that the MIA lines be adjusted per an agreement those two towns reached through the public hearing process at both the Town of Hope Mills and the City of Fayetteville. This was a mutual agreement and it would be a mess to try and enforce Hope Mill's development standards in the old MIA, which would then be Fayetteville and then enforce Fayetteville's MIA standard in the Hope Mills area. Both of these towns requested this change and for that reason the Planning & Inspections staff recommends approval.

There were three people present to speak in opposition.

Mr. James McLaughlin stated that he didn't fully understand what was going on and asked if he was in the Hope Mills MIA.

Chair Epler stated that until this is adopted he is located in the Hope Mills MIA.

Mr. McLaughlin asked if there was an annexation if his subdivision would fall under the City of Fayetteville.

Chair Epler responded yes.

Mr. McLaughlin asked about why Gates Four was not incorporated in this.

Chair Epler explained that Gates Four exercised their option to fight annexation.

Mr. Lloyd explained that the MIA agreement applies to development standards when land is being developed, there is nothing in the agreement that addresses the forced annexation. Arden Forest is already developed, this only applies to land that is being developed. It would be developed to either Fayetteville's or Hope Mills' development standards.

Chair Epler stated that the map meant if Mr. McLaughlin was annexed by any municipality it would be Fayetteville, Hope Mills could have just as easily exercised their MIA in that area and should he have been annexed, he would have been annexed into Hope Mills under that guideline.

Mr. C. David Averette spoke in opposition. Mr. Averette said that he was speaking in opposition to MIA's in general. Mr. Averette read a quote from a paper that Will Denning from the Planning Staff wrote in 2005, "It grants municipalities, members of the Joint Planning Board, MIA status for any area that they submit a plan for the extension of water and sewer services to include a capital investment plan within a timeline not to exceed five years". Mr. Averette recommended that all MIA's for the City of Fayetteville be done away with since they are not members of the Joint Planning Board. Mr. Averette restated that he was against MIA's and the City of Fayetteville in particular and asked that the Planning Board recommend to the County Commissioner's to do away with the MIA's in Hope Mills.

Ms. Ernestine McMillan spoke in opposition and asked if the meeting was basically for where annexation would take place and where lines would be run.

Chair Epler said that that had already been decided; there were two public hearings prior to this meeting, one by Hope Mills and one by the City of Fayetteville. Those two municipalities decided between the two of them and have decided on the lines, it is the Planning Board's job to forward what they have already decided on in their public hearings and voted on, to the County Commissioner's for their approval.

Mr. Morris made a motion, seconded by Ms. Hall to follow the staff recommendation and approve case P11-19. Unanimous approval.

First Class and Record Owners' Mailed Notice Certification

A certified copy of the tax record owner(s) of the subject and adjacent properties and their tax record mailing address is contained within the case file and is incorporated by reference as if delivered herewith. The record owners' certified receipt of notice is also included.



TOWN OF HOPE MILLS

5770 ROCKFISH ROAD • HOPE MILLS, NORTH CAROLINA 28348-1848
TELEPHONE (910) 424-4555 • FAX (910) 424-4902

March 9, 2011

James Martin, County Manager
P.O. Drawer 1829
Fayetteville, NC 28302

RE: Adjustment of the MIA Boundary

Mr. Martin,

On October 4, 2010, the Hope Mills Commissioners approved a new Annexation Agreement with the City of Fayetteville. As a result of this new agreement, the boundary of the agreement does not correspond with the existing MIA—Municipal Influence Area. This is causing confusion in the development process.

On behalf of the Hope Mills Board of Commissioners I would like to request that the Joint Planning Board consider amending the existing MIA—Municipal Influence Area to coincide with the Hope Mills/Fayetteville Annexation Agreement. The Board would then forward its recommendations to the County Board of Commissioners for their approval.

Should you have any questions feel free to contact me at 901-426-4116.

Sincerely,

Randy Beeman
Town Manager

Cc: Mayor Dees
Town of Hope Mills Board of Commissioners
Tom Lloyd, County Planning

*Rec'd
3-14-11*

*3-14-11
To: Tom Lloyd
Please review and
process per request
below. Tdp.
James M.
cc: File*



February 8, 2011

James Martin, County Manager
P.O. Drawer 1829
Fayetteville, NC 28302

RE: Adjustment of the MIA Boundary

Mr. Martin,

On August 23, 2010, the Fayetteville City Council approved a new Annexation Agreement with the Town of Hope Mills. Subsequently the Town of Hope Mills approved the Agreement. Mr. Tom Lloyd and other county staff were part of the discussions culminating in the new Agreement and are aware that the boundary described by this Annexation Agreement does not match the existing MIA – Municipal Influence Area. The conflicts between the MIA boundary and the Annexation Agreement are causing confusion in the development process for businesses seeking to expand or open in the County.

To eliminate that confusion, on behalf of the City of Fayetteville I am requesting that the Joint Planning Board favorably consider an amendment to the boundary of the existing MIA – Municipal Influence Area to reflect the new Annexation Agreement between Fayetteville and Hope Mills, and that the Board subsequently forward its recommendations to the County Commissioners for action by that body.

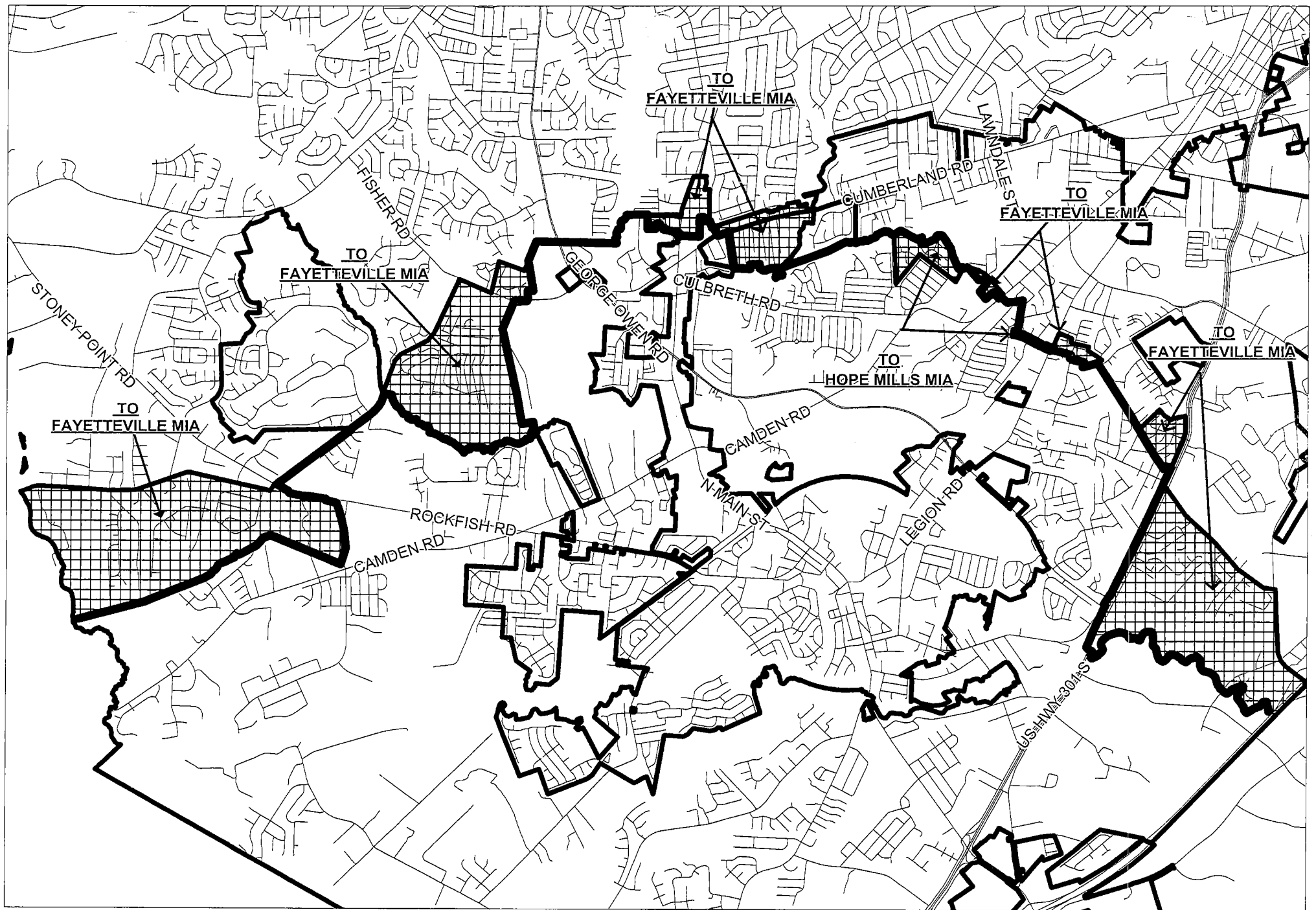
Should you have questions about the Annexation Agreement, please contact Mr. Kristoff Bauer, Assistant City Manager (433-1979). For information about the boundary and associated GIS files, please contact Mr. David Nash, Fayetteville Planning Division (433-1995), or Mr. Richard Tuinstra, Information Technology (433-1721).

Respectfully,

A handwritten signature in black ink, appearing to read "Dale Iman", with a long, sweeping underline.

Dale Iman
City Manager

cc: Mayor Chavonne
Fayetteville City Council
Tom Lloyd, County Planning
Karen Hilton, City Planning



MODIFICATION OF
HOPE MILLS - FAYETTEVILLE MIA
CASE: P11-19 SCALE: NTS





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

**MEMO FOR THE AGENDA OF THE
MAY 16, 2011 MEETING OF THE BOARD OF COMMISSIONERS**

TO: Bd. of Commissioners; Co. Manager; Planning Director
FROM: Co. Atty. *R. M. Murphy*
DATE: May 9, 2011
SUBJECT: Consideration of Redistricting Analysis

Attachments: Cumberland County 2011 Redistricting Analysis (prepared by DemoGeoGraphics); email from Matthew Rooney (Cumberland County GIS) on 2010 County Census Data

BACKGROUND:

The County Manager received the attached map from DemoGeoGraphics. This is a private consulting firm that offers services to assist local governments with redistricting. The second attachment is the county's calculation of the populations of the two commissioner districts prepared by Matt Rooney with the GIS department. Both of these calculations demonstrate that the Board of Commissioners will have to re-district before the next filing period for county commissioner. As Cumberland County is one of the 40 NC counties subject to Section 5 of the Voting Rights Act, the redistricting must be pre-cleared by the Department of Justice.

DISCUSSION:

The U. S. Supreme Court recognizes that "an apportionment plan with a maximum population deviation under 10% falls within [the] category of minor deviations." Brown v. Thompson, 462 U.S. 835 at 842-43 (1983). Minor deviations as characterized by the court are acceptable. The deviation between Cumberland County's two districts is 31.7%. The Board of Commissioners must take action to correct this imbalance. Since this action will require pre-clearance, the Board should commence this process soon.

The goal is to create districts that approach the "one person, one vote" ideal to the end that the maximum deviation between the two districts is less than 10%. The fundamental principle of one person, one vote is "one of equal representation for equal numbers of people, without regard to race, sex, economic status, or place of residence within a State." Reynolds v. Sims, 377 U. S. 533 at 560-561 (1964). This can be accomplished as follows:

- leave the number of district-elected seats intact and shift territory and population from District 2 to District 1
- leave the district boundaries intact and increase the number of seats elected from District 2 from 3 seats to 4 seats--this produces a maximum deviation of 4.2%

- completely re-draw the district boundaries and the numbers of seats elected from each re-drawn district

The county attorney is of the opinion that the county has sufficient resources and expertise to accomplish this process in-house or the Board may choose to engage a consultant for this purpose. The first step is for the Board to determine which direction it wishes to proceed.

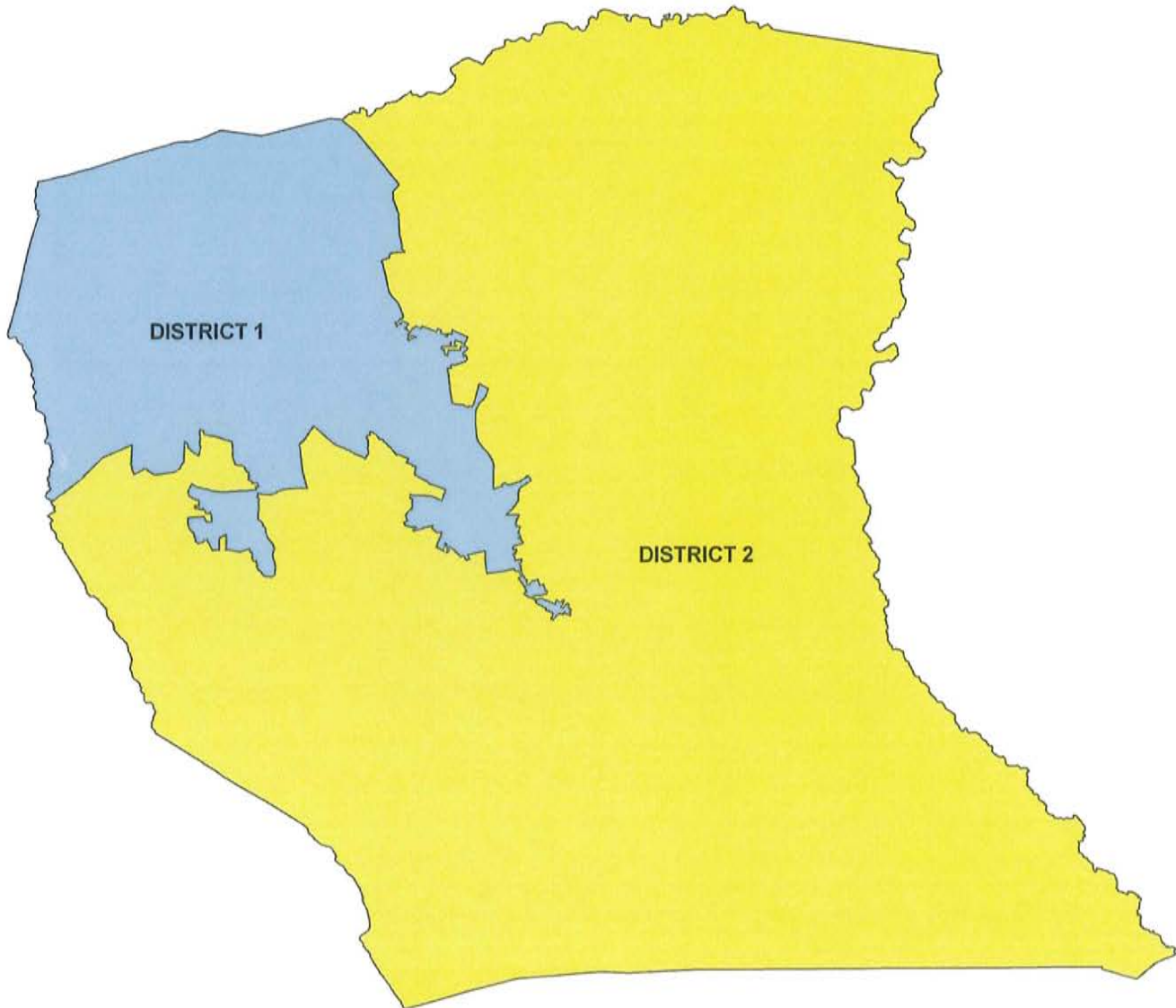
RECOMMENDATION/PROPOSED ACTION:

- (1) Direct staff on whether to engage an outside consultant or proceed in-house with the re-districting process; and
- (2) Express the Board's preference for proceeding with either re-establishing the district boundaries, changing the number of seats from the districts, or both.

The Board may want to consider appointing a small working group of commissioners and staff to discuss these issues and make a recommendation back to the Board before the July recess.

Cumberland County 2011 Redistricting Analysis

	2010 Current District	2010 Ideal District	Deviation from Ideal	
District	Population	Population	Total	Percent
1	103488	127772	-24284	-19.0%
2	215943	191659	24284	12.7%
Total:	319431	Maximum Population Deviation:		31.7%



According to 2010 Census data, Cumberland County's current electoral districts have a maximum population deviation of 31.7%. The US Fourth Circuit requires local governing bodies to keep maximum population deviation between electoral districts under 10% [*Daly v. Hunt*, 93 F.3d 1212, 1220 (4th Cir. 1996)]. To reduce exposure to political scrutiny and potential litigation, Cumberland County must redraw its districts before filing begins for the next election of district representatives.

ITEM NO. 5**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

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF MAY 16, 2011

TO: BOARD OF COUNTY COMMISSIONERS

FROM: COUNTY ATTORNEY AND DEPUTY COUNTY MANAGER

DATE: MAY 11, 2011

**SUBJECT: CONSIDERATION OF APPROVAL OF RESOLUTION
CONSENTING TO AMENDMENT OF 2009 QSCB
DOCUMENTATION TO ALLOW STRIPPING OF TAX CREDITS**

BACKGROUND:**Explanation of Proposed Resolution on 2009 QSCBs**

Over the last few years, Congress has tried a number of new programs for local government finance structures. One of these has been the Qualified School Construction Bond Program wherein a specific volume of authorization for bonds is allocated to the various states and local governments therein. All of the proceeds of such bonds are to be spent for school construction purposes. The structure is of benefit to the localities as it provides for lower net interest costs for the borrowing than traditional tax-exempt bonds.

Cumberland County received authority for \$15,900,000 of such bonds in 2009 and \$14,805,000 in 2010 and issued such bonds through the Cumberland County Finance Corporation. The 2010 authorization (actually issued in January 2011) was a taxable interest payment series of bonds with the County receiving a subsidy on the interest back from the federal government. That structure was not available to the County when it issued the 2009 series and they were issued as bonds bearing a very low interest rate with the holder also receiving a tax credit to be used to defer federal income tax. The legislation provided that the bonds could be “stripped” (that is, the ownership of the principal repayments and the tax credits could be separated and held by different owners). However, the Internal Revenue Service did not have detailed regulations in place when the County issued its 2009 QSCBs.

Celebrating Our Past...Embracing Our Future

The County, the Corporation, the Local Government Commission and Wachovia Bank (now Wells Fargo) as the owner of the 2009 QSCBs agreed upon their issuance that the documentation could be amended later to allow for a stripping transaction after the regulations were issued. This promise was a part of the consideration Wachovia took into account in agreeing to the low interest rate on the bonds.

The IRS has acted and Wachovia now wishes to do the transaction. An amendment has been drafted and the County's agreement and consent to its execution is requested. Wachovia is paying the fees of the reviewing attorneys for the County and the Corporation and the County's financial obligations with respect to the 2009 QSCBs are not being increased in any respect.

Wells Fargo is the holder of the County's 2009 QSCB Indenture. This financing was a Build America Bond transaction that contained a tax credit as a component of the yield. Wells Fargo wishes to strip the tax credit from the bond. This is an allowable transaction which will not impact the county's position. Wells Fargo has employed Hunton & Williams to provide an opinion of counsel on the transaction and has also requested that the Cumberland County Finance Corporation and the County acknowledge the disclosure made upon the stripping transaction and enter into a continuing disclosure agreement for going forward. The county has required that the language in the supplement clearly state that the new offering is by Wells Fargo as the owner of the indenture and it is not by the County and that the County is not indemnifying anyone as to this transaction.

The attached description of the transaction has been provided by William H. McBride of Hunton & Williams.

RECOMMENDATION / PROPOSED ACTION

Approve the Resolution consenting to the Amendment of 2009 QSCB Documentation to Allow Stripping of the Tax Credits and authorize the Chairman and staff to execute the documents necessary to complete the transaction.

**BOARD OF COMMISSIONERS
OF
COUNTY OF CUMBERLAND, NORTH CAROLINA**

Excerpt of Minutes
of Meeting of
May 16, 2011

Present: Chairman _____ presiding, and Commissioners _____

Absent: _____

* * * * *

The following resolution was introduced and its title was read:

**RESOLUTION CONSENTING TO AMENDMENT OF 2009
QSCB DOCUMENTATION TO ALLOW STRIPPING OF
TAX CREDITS**

WHEREAS, the Board of Commissioners (the "Board") of the County of Cumberland, North Carolina (the "County") entered into an Installment Financing Agreement dated as of December 1, 2009, (the "Agreement"), pursuant to NCGS Section 160A-20, for the issuance by the Cumberland County Finance Corporation (the "Corporation") of its \$15,900,000 Tax Credit Certificates of Participation (Cumberland County QSCB Projects), Series 2009 (the "Certificates") pursuant to an Indenture of Trust dated as of December 1, 2009 (the "Indenture"), between the Corporation and U.S. Bank National Association, as Trustee (the "Trustee"), to finance (a) renovations to thirteen schools in the County, including Byrd Middle School, Mary McArthur Elementary School, Elizabeth Cashwell Elementary School, Cumberland Road Elementary School, Cape Fear High School, Rockfish Elementary School, Wm. H. Owen Elementary School, Long Hill Elementary School, Cumberland Mills Elementary School, Westover Middle School, Manchester Elementary School, Terry Sanford High School, and E. E. Smith High School (each a "School" and collectively, the "Project") and (b) certain costs incurred in connection with the initial execution and delivery of the such certificates; and

WHEREAS, the Certificates were sold to Wachovia Bank, National Association (the "Initial Purchaser"); and

WHEREAS, the Indenture provides for the stripping of the tax credits associated with the Certificates if the Indenture is amended and the Initial Purchaser has drafted such an amendment (the "Supplemental Indenture") and requested the County consent to its execution and delivery to permit the stripping and subsequent sale of component pieces of the Certificates and the rights thereto; and

WHEREAS, there have been presented to the Board forms of the following documents which the Initial Purchaser proposes to use for such purposes:

1. a draft dated May 5, 2011, of the form of the Supplemental Indenture; and
2. a draft dated May 6, 2011, of the form of an Offering Circular for stripped certificates; and

WHEREAS, the Board desires to consent to the Supplemental Indenture and to authorize other actions in connection therewith;

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

1. The Board hereby consents to the execution and delivery by the Corporation of the Supplemental Indenture in substantially the form provided with such changes as may be necessary or advisable in the opinion of County's bond counsel and any other documents or certificates that may be required in connection with the stripping and sale of the Certificates.

2. 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.

3. 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 the County at a regular meeting held on May 16, 2011, as it relates in any way to the resolution hereinabove referenced and set forth, respectively, and that the proceedings are recorded in Minute Book ____ of the minutes of the Board. Pursuant to G.S. § 143-318.12, a current copy of a schedule of regular meetings of the Board of Commissioners for the County is on file in my office.

WITNESS my hand and the common seal of said County, this ____ day of May, 2011.

(SEAL)

Clerk of the Board of Commissioners
of Cumberland County



ITEM NO. 617

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

**MEMO FOR THE AGENDA OF THE
MAY 16, 2011 MEETING OF THE BOARD OF COMMISSIONERS**

TO: Bd. of Commissioners; Co. Manager; Planning Director
FROM: Co. Atty. *A. Morfitt*
DATE: May 9, 2011
SUBJECT: Request of Cape Fear Regional Theatre (CFRT) to Use Historic Courthouse for Production of a Play

Attachments: 1 page letter from Bo Thorpe to Sally Shutt;
County's use of facilities policy (2pages)

BACKGROUND:

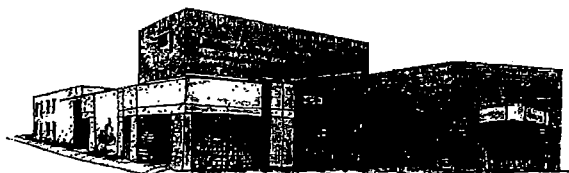
At its May 5, 2011 meeting, the Facilities Committee voted to approve and forward to the Board of Commissioners the recommendation of the county attorney to grant the request of the CFRT to use the Historic Courthouse for the production of the same play that it had presented in the courthouse 50 years ago, subject to providing either an indemnity agreement or insurance sufficient to cover any liability to which the county may be exposed.

DISCUSSION:

The board's adopted policy prohibits the use of county owned property for commercial or profit-making purposes. This use is for a commercial purpose; however, this specific use for the production of the same play that was presented in the facility 50 years ago emphasizes the historic, cultural and architectural significance of this courthouse and demonstrates why it has been designated the "Historic Courthouse." The last section in the board's adopted policy does provide an exception to accommodate public uses which traditionally have been associated with particular facilities.

RECOMMENDATION/PROPOSED ACTION:

Grant the request subject to a written agreement satisfactory to the county attorney which provides indemnification or insurance coverage of any risk to which the county may be exposed and also requires adherence to all requirements of the county's policy other than the prohibition on commercial uses.



Cape Fear Regional Theatre

1209 Hay Street/P.O. Box 53723
Fayetteville, NC 28305
Phone: 910.323.4234
Fax: 910.323.0898

April 15, 2011

Sally Shutt
Communications and Strategic Initiatives Manager
Cumberland County
P.O. Box 1829
Fayetteville, NC 28302

Dear Ms. Shutt,

I hope that you will consider this letter our request for the unusual use of the "Old Courtroom" in the Court House on Gillespie Street. We understand that this is not a request that you receive regularly, but I hope that you will present our case to the Commissioners for their consideration.

Here are the specifics of our request:

- Project: A production of Ayn Rand's *The Night of January 16th* by the Cape Fear Regional Theatre.
- Performance Dates: September 8-11, 2011.
- Rehearsal Dates: Rehearsals are scheduled to begin on August 29, 2011 through the opening of the show. We understand that the space might not be available for use during all of that time, but we hope that we can use the space when it is available.
- Price: A nominal admission will be charged, although exact prices have not been set.
- Reason for Request: The Cape Fear Regional Theatre is celebrating its 50th Anniversary during the 2011-2012 Season. We hope to recreate the theatre's first production, Ayn Rand's *The Night of January 16th*, in the same place where it was first performed. We hope to involve members of Fayetteville's legal and judicial community in this commemorative production as well as actors who participated in the original production 50 years ago.

Please let me know if you have any questions about our request. We look forward to your response.

Sincerely,

Bo Thorp
Artistic Director
Cape Fear Regional Theatre

**CUMBERLAND COUNTY BOARD OF COMMISSIONERS POLICY ON PUBLIC USE OF
COUNTY-OWNED FACILITIES**

PURPOSE: The policy of the Cumberland County Board of Commissioners is that County-owned facilities are provided to conduct the business of the County and of its associated governmental agencies. County facilities are not unlimited public fora where anyone or any group can disseminate their messages. Public groups and individuals do not have an unlimited right to use County-owned facilities as a platform for propagation of their messages. Limited public use of County-owned facilities will be permitted, however, when consistent with the governmental use of such County-owned facilities and consistent with the provisions of this Policy

POLICY: Each County department or affiliated agency that has custody of a County-owned facility shall adopt a written policy governing public use of that facility. Each facilities use policy shall be promulgated by the department head or chief executive officer of the affiliated agency. The Assistant County Manager for Operations shall be deemed the custodian of the New County Courthouse. Each official promulgating a facilities use policy shall give consideration to reimbursement for incremental staffing and/or clean-up costs so that significant use is not made of taxpayers funds to subsidize such expenses. Each facilities use policy shall be consistent with the criteria set forth in paragraphs A and B below.

Every facilities use policy for use of County-owned buildings shall be submitted to the Office of the County Attorney for review prior to its promulgation.

- A. A facilities use policy shall not allow use of County-owned facilities for commercial or profit-making purposes. This shall not include, however, a facility such as the Cumberland County Civic Center where the primary purpose of the facility is intended to be for a variety of commercial events for which patrons usually pay.

A facilities use policy shall not allow use of County-owned facilities for religious worship, proselytizing or other activities which actively promote religion.

A facilities use policy shall prohibit use of the facility for personal or group political proselytizing or lobbying.

A facilities use policy shall prohibit use of County-owned facilities for activities which are purely personal in nature.

A facilities use policy shall prohibit the distribution or use of alcoholic beverages or any smoking.

A facilities use policy shall prohibit the presence of weapons of any kind, except for law enforcement officers while on duty.

A facilities use policy shall prohibit obscene, disruptive, abusive or excessively loud conduct.

A facilities use policy shall ban discrimination on the basis of race, creed, sex, age, national origin, handicap or disability.

- B. A facilities use policy shall be consistent with the particular mission and goals of the departments or associated governmental agency at the facility.

A facilities use policy may allow the use of the facility by governmental organizations (including for recognition or award ceremonies for individual government employees) so long as such use does not interfere with the customary and usual business of the facility.

A facilities use policy may, but need not, allow use of the facility by groups closely connected with the mission of the facility and complementary to the mission and goals of the organizations at the facility.

A facilities use policy may, but need not, allow use of the facility for training open to the public at large where no fee is charged (or only a nominal fee to recoup cost of supplies or equipment).

A facilities use policy may allow non-profit, non-partisan groups to use the facility, such as for organizational meetings, seminars, study groups, planning sessions, training programs and similar type activities.

Each facilities use policy shall reserve the right of reasonable inspection by the County Engineer, County Building Inspectors, and the Fire Marshall.

Notwithstanding the above, a facilities use policy for facilities which by there nature are intended for widespread, diverse uses by the public, such as libraries and parks, may be flexible to accommodate uses which traditionally have been associated with such facilities.

- c. Effective Date. This policy shall become effective the __ day of _____, 2002.

DRAFT

CUMBERLAND COUNTY FACILITIES COMMITTEE
NEW COURTHOUSE, 117 DICK STREET, 5TH FLOOR, ROOM 564
MAY 5, 2011 – 8:30 AM
MINUTES

MEMBERS PRESENT: Commissioner Jimmy Keefe, Chair
Commissioner Marshall Faircloth
Commissioner Jeannette Council

OTHER COMMISSIONERS

PRESENT: Commissioner Kenneth Edge
Commissioner Ed Melvin
Commissioner Charles Evans

OTHERS PRESENT:

James Martin, County Manager
James Lawson, Assistant County Manager
Howard Abner, Assistant Finance Director
Sally Shutt, Communications and Strategic Initiatives
Manager
Rick Moorefield, County Attorney
Robert N. Stanger, County Engineer
Thomas Lloyd, Planning and Inspections Director
Al Brunson, Facilities Maintenance Manager
Candice H. White, Deputy Clerk to the Board
Press

Commissioner Keefe called the meeting to order.

1. APPROVAL OF MINUTES – APRIL 7, 2011 REGULAR MEETING

MOTION: Commissioner Faircloth moved to approve the minutes.
SECOND: Commissioner Council
VOTE: UNANIMOUS

2. CONSIDERATION OF REQUEST FROM CAPE FEAR REGIONAL THEATRE (CFRT) TO USE HISTORIC COURTHOUSE FOR PRODUCTION OF A PLAY

Rick Moorefield, County Attorney, advised the Board's adopted policy prohibits the use of county owned property for commercial or profit-making purposes and therefore the request by CFRT violates that policy. Mr. Moorefield stated allowing the use of county owned properties for commercial purposes should be approached very cautiously because it would subject the county to a lot of issues that could otherwise be avoided. Mr. Moorefield further stated he is comfortable should the Board decide to approve this particular use due to the fact that the CFRT used the Historic Courthouse for the same

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play production fifty years ago at a time when the Historic Courthouse was the county's only courthouse. Mr. Moorefield also stated the CFRT's use in this situation emphasizes the historic, cultural and architectural significance of this public asset.

Commissioner Keefe asked whether approval of this request would open the county up for future requests or give the appearance of favoritism. Mr. Moorefield advised should a similar request arise, the Board should consider it as well; however, he could not imagine that there would be another request like the one received from the CFRT.

MOTION: Commissioner Council moved that the Facilities Committee approve the request.

SECOND: Commissioner Faircloth

VOTE: UNANIMOUS

Mr. Moorefield assured the committee that the appropriate safeguards would be in place to cover any kind of liability issues.

Commissioner Keefe asked if there would be any stipulation regarding the charging of admission and distribution or use of alcohol beverages. Mr. Moorefield stated although he has not spoken directly with individuals associated with the CFRT, he is reasonably sure they will want to charge admission. Mr. Moorefield further stated he feels they should avoid any use of alcohol. Thomas Lloyd, Planning and Inspections Director, stated during his conversation with CFRT individuals, they indicated they would either make do without the use of alcohol or would make arrangements for the use of alcohol off of county property. A brief discussion ensued as to whether to include these provisions in the form of an amended motion. Consensus was not to amend the motion.

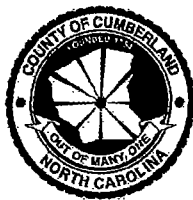
3. OTHER MATTERS OF BUSINESS

There were no other matters of business.

There being no further business, the meeting adjourned at 8:40 AM.

JAMES E. MARTIN
County Manager

AMY CANNON
Deputy County Manager



JAMES E. LAWSON
Assistant County Manager

ITEM NO. 7A

OFFICE OF THE COUNTY MANAGER

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

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF MAY 16, 2011

TO: BOARD OF COMMISSIONERS

FROM: JAMES LAWSON, ASSISTANT COUNTY MANAGER

A handwritten signature in dark ink, appearing to be "J. Lawson", is written over the name "JAMES LAWSON".

DATE: MAY 9, 2011

SUBJECT: CONSIDERATION OF THE CUMBERLAND COUNTY POLICY COMMITTEE REPORT AND RECOMMENDATION FOR INCREASE IN ANIMAL SHELTER FEES

BACKGROUND

The Cumberland County Policy Committee met on Thursday, May 8, 2011. Dr. John Lauby, Animal Control Director, presented a recommendation to increase the fees currently in place at the Animal Shelter. The recommendation followed a request from the Animal Control Board to increase the fees to rates that are more commensurate with rates that are typical for the services provided. Dr. Lauby indicated that the current rates are substantially lower than those charged at other Animal Control facilities across the state. The current and recommended rates are on the attached memorandum that was presented to the Policy Committee.

RECOMMENDATION/PROPOSED ACTION

Approve the Cumberland County Policy Committee's recommendation to increase the Animal Shelter fees as proposed.



COUNTY of CUMBERLAND

Animal Control Department

April 21, 2011

MEMORANDUM

TO: CUMBERLAND COUNTY POLICY COMMITTEE
THRU: JAMES LAWSON, ASSISTANT COUNTY MANAGER
FROM: DR. JOHN A. LAUBY, DIRECTOR *JAL/BM*
SUBJECT: INCREASE IN SHELTER FEES

BACKGROUND

The Animal Control Board requested at the February 7, 2011 meeting to increase the shelter fees currently in place. Listed below is a breakdown of the fee schedule and the recommended fee scale:

Current Spay / Neuter Fees

Neuter Dog

Over 50 lbs. - \$50 / Total Adoption - \$68
 Under 50 lbs. \$40 / Total Adoption - \$58

Spay Dog

Over 50 lbs. - \$75 / Total Adoption - \$93
 Under 50 lbs - \$55 / Total Adoption \$73

Neuter Cat

Cat and Kitten - \$25 / Total Adoption - \$43

Spay Cat

Cat and Kitten - \$40 / Total Adoption - \$58

Rabies Certificate - \$ 5.00

Microchip - \$6.00

County License - \$7.00

Euthanasia - No Charge

RECOMMENDED SPAY / NEUTER FEES

Neuter Dog

Over 50 lbs. - \$65 / Total Adoption - \$93
Under 50 lbs. - \$58 / Total Adoption - \$86

Spay Dog

Over 50 lbs. - \$89 / Total Adoption - \$117
Under 50 lbs. - \$75 / Total Adoption - \$103

Neuter Cat

Cat and Kitten - \$40 / Total Adoption - \$68

Spay Cat

Cat and Kitten - \$55 / Total Adoption - \$83

Rabies Certificate - \$10.00

Microchip - \$11.00

County License \$7.00

Euthanasia - \$20.00

As you may be aware, the Public Health Department was granted approval last year to increase the rabies vaccinations at the annual rabies clinics to \$10.00. The shelter currently does not charge for requested euthanasia. It is a costly process when taking into consideration staff time and the drugs used for this procedure.

RECOMMENDATION / PROPOSED ACTION

Management and the Animal Control Board are recommending that the Cumberland County Policy committee support and approve the requested increase in the fee schedule and allow Animal Control to charge a \$20 fee for requested euthanasia effective July 1, 2011.



ITEM NO. 78

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

May 10, 2011

MEMORANDUM FOR BOARD OF COMMISSIONERS' MAY 16, 2011 AGENDA

TO: BOARD OF COUNTY COMMISSIONERS

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

THRU: RICK MOOREFIELD, COUNTY ATTORNEY *RM*

SUBJECT: APPROVAL OF BULK WATER AGREEMENT WITH BLADEN COUNTY
FOR BULK WATER SUPPLY TO SOUTHERN CUMBERLAND COUNTY
INCLUDING SOUTHPPOINT SUBDIVISION.

BACKGROUND:

The County in response to water quality issues in the Southpoint Subdivision related to ground water contamination has begun to develop a plan for supplying potable water to the Subdivision and the surrounding area within practical distance to any distribution lines constructed to serve the project. Development of the plan has identified Bladen County Water District as the best source for the necessary water supply. The County has applied to the Public Water Supply Section of DENR for funding and one of the application requirements is the project have all contracts in place by May 31, 2011 so that the project is ready to proceed as of that date.

RECOMMENDATION / PROPOSED ACTION:

Board approve by the attached resolution the interlocal agreement pursuant to NCGS 160A-461 with Bladen County Water District for bulk water supply to the southern part of Cumberland County including Southpoint Subdivision and authorize the Chairman and Clerk to execute the necessary documents on behalf of the County.

Celebrating Our Past...Embracing Our Future

**RESOLUTION AUTHORIZING AN INTERLOCAL AGREEMENT BETWEEN BLADEN
COUNTY WATER DISTRICT AND CUMBERLAND COUNTY FOR BULK WATER SUPPLY
FOR THE SOUTHERN PART OF THE COUNTY INCLUDING SOUTHPPOINT SUBDIVISION**

WHEREAS the governing body of Cumberland County has determined that it is necessary and in the public interest to contract with the Bladen County Water District to supply bulk water for use in any Cumberland County water distribution system which the County may develop in the southern part of the County including the Southpoint Subdivision.

WHEREAS, the governing body of the Bladen County Water Districts supports the County's efforts to supply potable water to its citizens in the southern part of the County and in particular in the Southpoint Subdivision; and has by resolution and execution has formalized the District's support and endorsement of the proposed Interlocal Agreement.

**NOW THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE COUNTY OF
CUMBERLAND, THAT:**

The County of Cumberland shall in consideration of the mutual obligations set forth within the Interlocal Agreement attached hereto, the sufficiency and receipt of which is hereby acknowledged, and pursuant to N.C.G.S. § 160A-461, enters into an Interlocal Cooperation Agreement with the Bladen County Water District pursuant to the terms and conditions contained within the attached Interlocal Agreement for the supply of bulk water.

ADOPTED this the 16th day of May 2011 by the Board of Commissioners of
Cumberland County, North Carolina.

COUNTY OF CUMBERLAND

By: _____
Kenneth S. Edge, Chairman

ATTEST:

BY: _____
Marie Colgan Clerk

**NORTH CAROLINA
CUMBERLAND COUNTY**

**INTERLOCAL
AGREEMENT**

This interlocal agreement, made and entered into this ___ day of May, 2011, and effective as of the 1st day water is supplied, by and between the Bladen County Water District, a municipal corporation formed pursuant to NCGS 162A - 86 hereinafter called the PROVIDER, and the County of Cumberland, a political subdivision of said State, hereinafter called the COUNTY, for the provision of bulk potable water by the PROVIDER to the COUNTY to serve water customers on the southern area of the COUNTY, including, specifically, but without limitation, the Southpoint Subdivision;

WITNESSETH:

WHEREAS, the PROVIDER operates a potable water utility system; and

WHEREAS, the COUNTY is authorized by NCGS 153A-275 and 162A-Art. 6 to construct, establish, improve, extend and contract for public enterprises and water & sewer districts including water distribution systems; and

WHEREAS, the COUNTY is constructing a distribution line for potable water to serve customers in the southern area of the COUNTY, generally as shown on Exhibit A (the "COUNTY water line" MAP); and

WHEREAS, the COUNTY wishes to purchase bulk potable water from the PROVIDER to serve the customers of the COUNTY water line; and

WHEREAS, the PROVIDER and the COUNTY have concluded that it would be in the public interest and would enhance the public health, safety and welfare of their citizens for the PROVIDER and the COUNTY to enter into this Interlocal Agreement; and

WHEREAS, the governing boards of the PROVIDER and the COUNTY have each approved this interlocal agreement and caused such approval to be reflected in the respective minutes of each governing board; and

WHEREAS, the COUNTY and the PROVIDER desire to enter into this Interlocal Agreement to set forth the respective undertakings and responsibilities of each party

NOW THEREFORE, the PROVIDER and the COUNTY mutually agree that the each shall participate in the Project as follows:

1. The PROVIDER agrees to supply and sell bulk potable water to the COUNTY pursuant to the terms and conditions of this agreement.

2. The PROVIDER agrees to supply and to sell to the COUNTY its requirements for bulk potable water, up to 45,000 gallons/day of bulk potable water per day, with an expected average demand of 25,000 gallons/day. Notwithstanding the provisions of this paragraph, the maximum usage limits may be temporarily exceeded without the imposition of an increase in the rate charges for such excess usage by mutual agreement of the parties. Any such agreement shall be in writing signed by both parties and shall set forth the temporary usage which shall be allowed pursuant thereto and the period during which such increase shall be allowed.
3. The PROVIDER agrees, in the event the COUNTY should so request, to supply meter reading and billing services in the service area being supplied by the PROVIDER'S water under such terms and conditions as mutually agreed upon by the respective governing boards at the time of the request.
4. The COUNTY shall pay for bulk potable water supplied according to the rate schedule attached hereto as Exhibit B and incorporated by reference. Said rate schedule may be amended from time to time by the PROVIDER, but no more frequently than once in any consecutive twelve month period and then by no more of percentage increases than other bulk users' rates are being raised.
5. The PROVIDER shall supply the COUNTY's requirements of bulk potable water hereunder by delivery to a supply point at or near the intersection of Chickenfoot Road with Shaw Mill Road in Bladen County near the Cumberland County Line, which shall be metered at a location approximately as shown on the map attached as Exhibit C. The PROVIDER shall be responsible for metering the delivery point and for ensuring that meter readings at all times are accurate. PROVIDER will inspect and test all meters from time to time. Should the meter be found to be inaccurate, the amount of water delivered during the period of meter failure shall be determined by determining the average of the previous twelve (12) monthly billing periods, and using such portion of that average as corresponds to the length of time during which meter failure occurred. Upon written request of COUNTY, PROVIDER will inspect such meters at any reasonable time. If such meter is found to register correctly, the cost of such inspection shall be charged to the COUNTY. PROVIDER agrees COUNTY may conduct its on inspection of the meters from time to time, at the County's on expense and on notice and in coordination with the PROVIDER.
6. The COUNTY shall be subject to PROVIDER's water conservation policies in effect at the time of execution of this Agreement and as they may be amended from time to time. Accordingly, the COUNTY's water

supply may be preempted in the same manner and fashion as all other water users of PROVIDER.

7. The PROVIDER shall invoice the COUNTY monthly according to the volume of bulk potable water registered as having been delivered in the immediately previous month at the metered delivery point. Monthly invoices shall be payable within 30 days from the date thereof at PROVIDER's office located at P.O. Box 2350, Elizabethtown, NC 28337. A late charge of one percent per month from final payment date shall apply to all bills rendered to PROVIDER's invoices pursuant to this Agreement.
8. The PROVIDER warrants that bulk potable water supplied by it hereunder shall be fit for human consumption and shall meet all pertinent standards of applicable federal and state agencies.
9. Each party shall be responsible for inspection, cleaning, maintenance, repair and replacement of water line and water distribution facilities on their respective sides of the metered delivery point.
10. Nothing in this Agreement shall be construed to create a partnership or joint venture among COUNTY and the PROVIDER. The parties intend that each party shall perform its duties and obligations hereunder as an independent contractor.
11. The term of this Agreement shall be for five years from the date set forth above, and for annual terms thereafter until terminated by either party giving to the other written notice of its intention to so terminate at least twelve months prior to the end of such annual term.
12. If either party fails to fulfill in a timely and proper manner the obligations under this Agreement, either party shall have the right to terminate this Agreement by specifying the reasons for termination and the date of termination in written notice to the other party at least 120 days prior to the date of termination. Notwithstanding the foregoing, the parties agree that PROVIDER shall have the right to terminate or suspend payment or delivery of water under this Agreement, after thirty (30) days' written notice for any default in payments for water delivered.
13. The parties agree that it is their intent that this Agreement be substantially the same as any other agreement made between PROVIDER and any other bulk purchaser, and to that end it is agreed that this Agreement may be later amended by the parties to make the terms and conditions hereof substantially the same as any other such agreement for the sale and purchase of water. Provided, however, it is further understood and agreed that PROVIDER has the right, in its

discretion, to vary the terms and conditions of any such agreement between itself and such other bulk purchaser due to other factors and circumstances unique to that bulk purchaser.


14. If either PROVIDER or the COUNTY is unable, wholly or in part, by reason of force majeure to carry out its obligations, other than to make payments for water received, it is agreed that on giving notice of such force majeure as soon as possible after the occurrence of the cause relied on, then the obligations of either party, so far as they are affected by such force majeure, shall be suspended during the continuance of any inability so caused, but for no longer period, and such cause shall as far as possible, be remedied with all reasonable dispatch. The term "force majeure" as employed above, shall mean acts of God, strikes, lockouts or other industrial disturbances, acts of the public enemy, war blockades, insurrections, riots, terrorist acts, landslides, droughts, storms, floods, washouts, arrests and restraints of governments and people, civil disturbances, explosions, unavoidable breakage or accident to machinery, equipment, or lines of pipe, freezing of lines of pipe, inability to obtain rights-of-way or permits or materials, equipment or supplies, and any other causes, whether of the kind herein enumerated or otherwise not within the control of PROVIDER or the COUNTY, and which by the exercise of the reasonable diligence either party is unable to prevent or overcome.
15. The PROVIDER agrees the COUNTY may assign this agreement at any time during its term to the GRAYS CREEK WATER & SEWER DISTRICT.
16. This Agreement shall not be modified, amended, or changed in any respect except in writing, duly signed by the parties hereto, and each party hereby waives any right to amend the Agreement in any other way.
17. This Agreement shall be binding upon and shall inure to the benefit of the parties and their successors and assigns. PROVIDER may only assign this agreement with the prior written consent of the COUNTY.
18. This Agreement contains the entire agreement of the parties and there are no representations, inducements, or other provisions other than those expressed herein in writing.
19. This Agreement shall be governed by the internal laws of the State of North Carolina without regard to the conflict of laws provisions thereof.
20. Notices: Any notice required or permitted hereunder shall be sufficient if hand-delivered or sent certified mail—return receipt requested to:

PROVIDER:
Attn: County Manager
P.O. Box 1048
Elizabethtown, NC 28337

COUNTY:
Attn: County Manager
P.O. Box 1829
Fayetteville, NC 28302

IN WITNESS WHEREOF the PROVIDER and the COUNTY have caused their duly authorized officials to execute this Agreement as of the date first above written, by authority duly given and as their respective acts, intending to be bound thereby.

ATTEST:

BY: 
Secretary

ATTEST:

BY: _____
Clerk

BLADEN COUNTY WATER DISTRICT

BY: 
CHAIRMAN

COUNTY OF CUMBERLAND

BY: _____
CHAIRMAN

Exhibit "A"

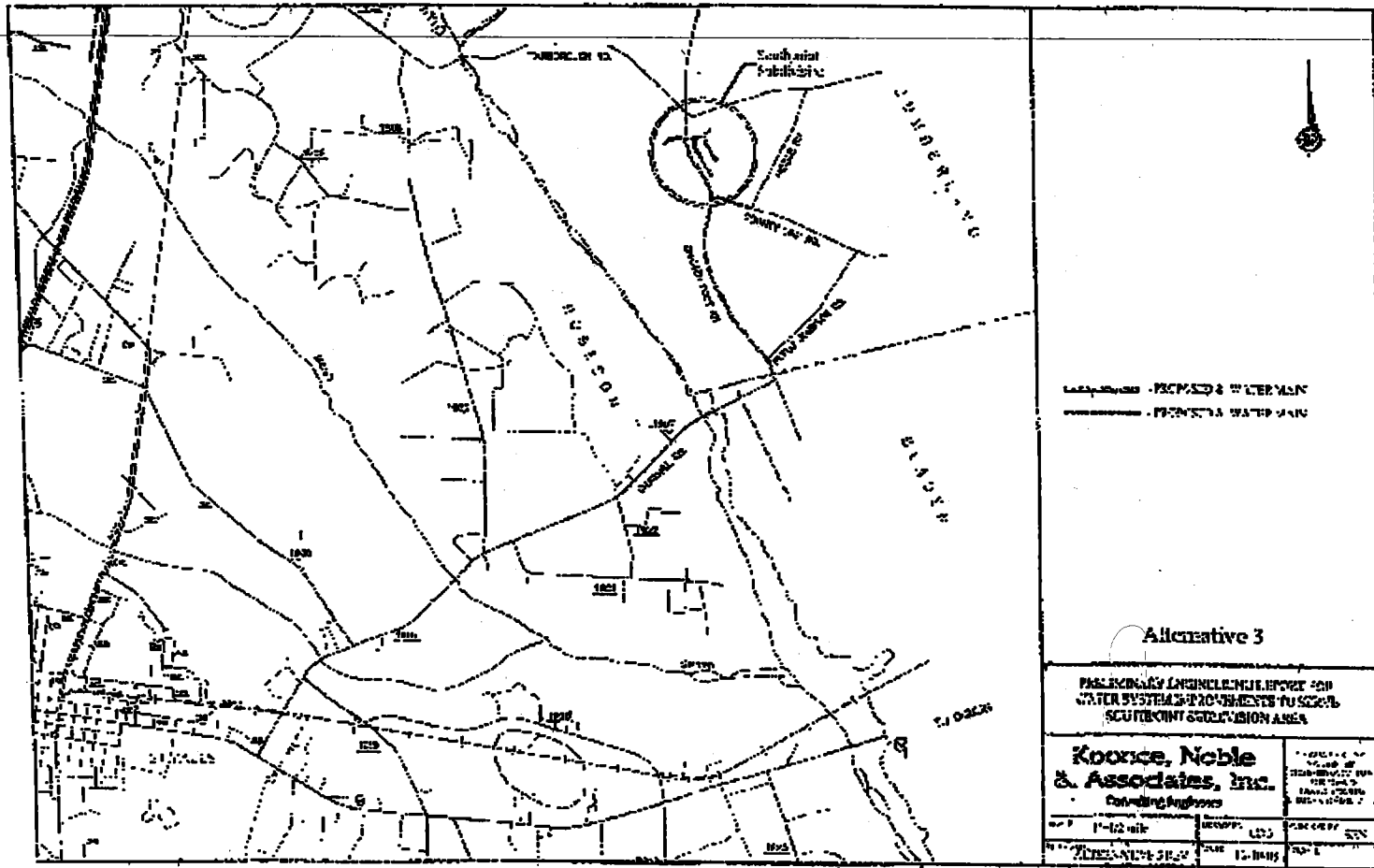
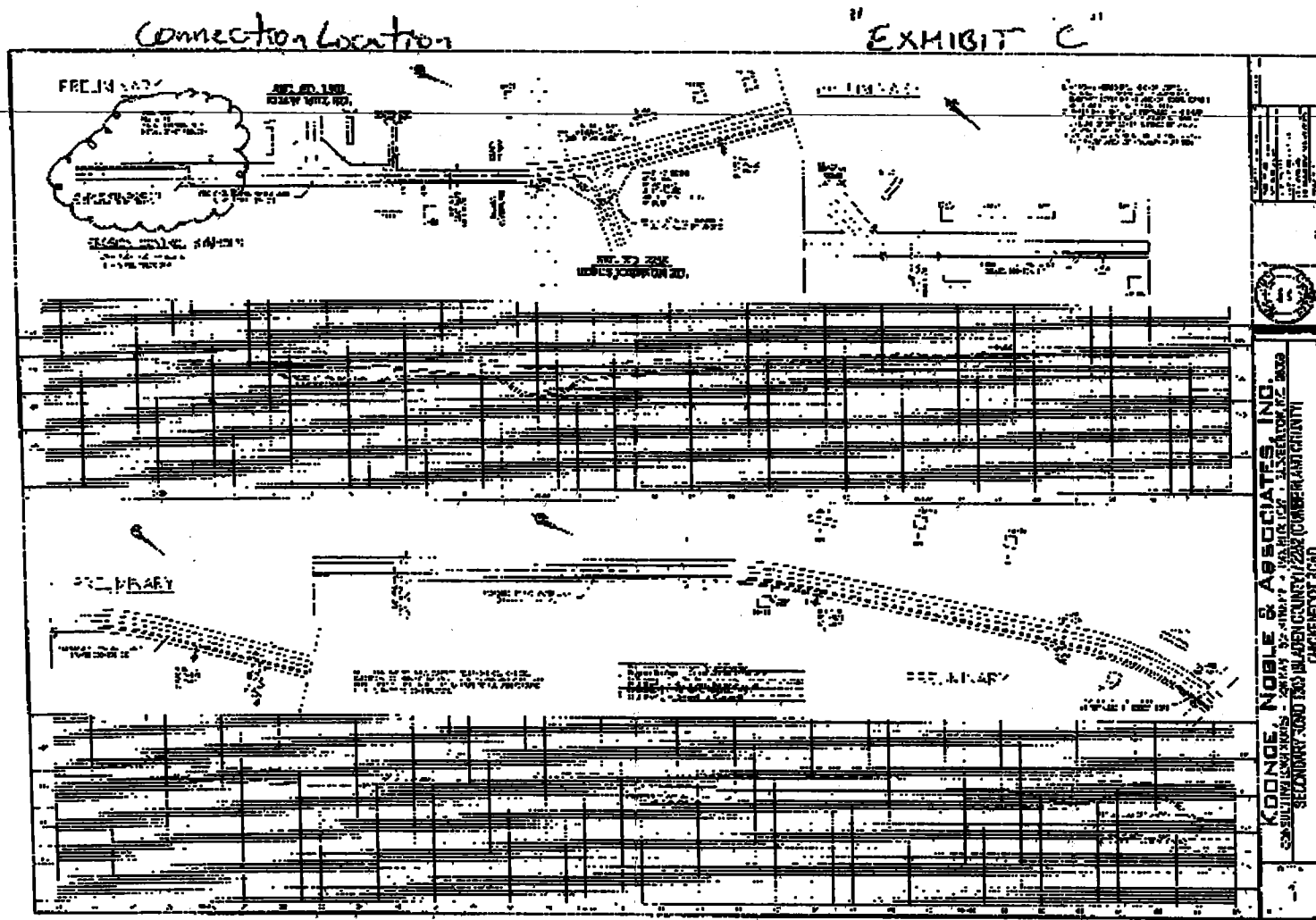


EXHIBIT B

RATE SCHEDULE:

\$1.95 PER 1,000 GALLONS



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CUMBERLAND COUNTY POLICY COMMITTEE
NEW COURTHOUSE, 117 DICK STREET, 5TH FLOOR, ROOM 564
MAY 5, 2011 –9:30 AM
SPECIAL MEETING MINUTES

MEMBERS PRESENT: Commissioner Ed Melvin, Chairman
Commissioner Jimmy Keefe
Commissioner Charles Evans

OTHER COMMISSIONERS
PRESENT: Commissioner Kenneth Edge

OTHERS PRESENT: James Martin, County Manager
James Lawson, Assistant County Manager
Rick Moorefield, County Attorney
Sally Shutt, Communications and Strategic Initiatives
Manager
Dr. John Lauby, Animal Control Director
Candice White, Deputy Clerk to the Board
Press

Commissioner Melvin called the meeting to order.

Commissioner Edge introduced Patrice Roesler, NCACC Deputy Director. Commissioner Edge stated Ms. Roesler actually came to attend the Finance Committee meeting but since that meeting had been cancelled, Ms. Roesler decided she would attend the Policy Committee meeting. Commissioner Edge stated staff at the NCACC are required to complete a certain number of training hours and as part of that, Ms. Roesler came to Cumberland County. Ms. Roesler stated she wanted to hear the county manager's budget presentation and also the public hearing on the budget, and appreciated the opportunity to follow the adoption of the Cumberland County's budget.

1. APPROVAL OF MINUTES: APRIL 7, 2011 MEETING

MOTION: Commissioner Keefe moved to approve the minutes as presented.
SECOND: Commissioner Evans
VOTE: UNANIMOUS

2. DISCUSSION OF GUIDELINES FOR TEMPORARY HIRES AND PART-TIME EMPLOYEES

Rick Moorefield, County Attorney, advised Commissioner Evans had consented to rolling this item to the June 2, 2011 meeting of the Policy Committee. The consensus of the Policy Committee was to roll the item forward.

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3. CONSIDERATION OF INCREASE IN SHELTER FEE SCHEDULE

James Martin, County Manager called on Animal Control Director Dr. John Lauby. Dr. Lauby stated the Animal Control department had compared its fees to fees being charged by equivalent counties across the state and fees charged by Cumberland County were considerably lower. Dr. Lauby stated the lower fees are costing the county a lot of money and the county should be receiving some remuneration from its citizens.

Dr. Lauby outlined the current and proposed fees as follows:

Current Spay / Neuter Fees:

Neuter Dog

Over 50 lbs. - \$50 / Total Adoption - \$68
\$93

Under 50 lbs. \$40 / Total Adoption - \$58
\$73

Neuter Cat

Cat and Kitten - \$25 / Total Adoption - \$43
Adoption - \$58

Spay Dog

Over 50 lbs. - \$75 / Total Adoption -

Under 50 lbs - \$55 / Total Adoption

Spay Cat

Cat and Kitten - \$40 / Total

Rabies Certificate - \$ 5.00

Microchip - \$6.00

County License - \$7.00

Euthanasia – No Charge

Recommended Spay / Neuter Fees:

Neuter Dog

Over 50 lbs. - \$65 / Total Adoption - \$93
\$117

Under 50 lbs. - \$58 / Total Adoption - \$86
- \$103

Neuter Cat

Cat and Kitten - \$40 / Total Adoption - \$68
Adoption - \$83

Spay Dog

Over 50 lbs. - \$89 / Total Adoption -

Under 50 lbs. - \$75 / Total Adoption

Spay Cat

Cat and Kitten - \$55 / Total

Rabies Certificate - \$10.00

Microchip - \$11.00

County License \$7.00

Euthanasia - \$20.00

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Dr. Lauby explained the Public Health department was granted approval last year to increase the rabies vaccinations at the annual rabies clinics to \$10.00. Dr. Lauby also explained the shelter currently does not charge for requested euthanasia; however, it is a costly process when taking into consideration staff time and the drugs used for the procedure.

Dr. Lauby responded to questions regarding the fees and the associated services. Dr. Lauby stated the county has received multiple requests to raise its fees from veterinarians so they can recoup some of their losses, with the most recent request coming from the president of the local Cumberland County Veterinarians Association. Dr. Lauby also stated veterinarians have made this request over the past six to seven years and it has not been presented to committee members until now. Dr. Lauby stated he did not know the reason.

MOTION: Commissioner Keefe moved to approve the recommended fee increases at the shelter.
SECOND: Commissioner Evans
VOTE: UNANIMOUS

4. CONSIDERATION OF PROPOSED REVISIONS TO ARTICLES IV-X OF THE ANIMAL CONTROL ORDINANCE

With regard to Article III, Mr. Moorefield stated he had recommended to the Animal Control Board that the Appeal Board for Potentially Dangerous Dog declarations be reduced to three members, with at least one member being appointed by the Animal Control Board. Mr. Moorefield further stated if the Board wishes to defer to the Animal Control Board for the Appeal Board for Potentially Dangerous Dog declarations, it might consider having the Animal Control Board make all three appointments. Mr. Moorefield advised the composition of this appeal board remained an outstanding issue from Article III that must be resolved.

With regard to Article IV, Mr. Moorefield stated he had identified several sections that needed to be repealed because they were duplicative of the state statutes and regulations governing rabies control. Mr. Moorefield further stated he recommends leaving in only those sections that are specific to the county's rabies control programs since the county was responsible to enforce the state laws. Mr. Moorefield stated the article sets out that the Animal Control Director and the Cumberland County Health Director are also authorized to implement any reasonable administrative procedures necessary to enforce rabies control laws locally and the enforcement authority for this is in the general statutes. Mr. Moorefield stated rather than have the ordinance repeat what is in the general statutes, he is suggesting that Sections F – M be repealed. Mr. Moorefield stated there are no substantive changes other than removing the duplicative sections.

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With regard to Article V, Mr. Moorefield stated his recommendation is to repeal the article in its entirety because kennels and pet shops are inspected and regulated by the State Department of Agriculture and Animal Control does not have the personnel to adequately inspect kennels and pet shops. Mr. Moorefield further stated the Animal Control officers have requested that the article be repealed because they do not perform this function.

Commissioner Keefe posed questions regarding what constitutes classification as a kennel. Mr. Moorefield explained the cross over from the Animal Control ordinance and the Zoning ordinance and stated within most zoning districts in the county, there is a limit on the number of pets, and if a residence goes over the limit, the residence has to be regulated as a kennel. Mr. Moorefield further explained the zoning district limitations have been working more effectively than the Animal Control ordinance because the ordinance only addresses licensing and permit requirements for kennels.

Commissioner Keefe asked whether there had been any consideration given to meshing the number of pet limitations in the zoning ordinance with the animal control ordinance. Mr. Moorefield responded that Article VI addresses the animal control aspect of the issue and explained that in addition to privilege licenses, there is a separate annual fee if an individual owns more than three (3) animals. Commissioner Keefe asked whether tying the numbers to zoning districts would make more sense. Mr. Moorefield stated the numbers are tied to zoning districts because the ordinance states "in any zoning district where the provisions of the Cumberland County Zoning Ordinance limit the number of pets to three (3) or less at a residence, the provisions of said Zoning Ordinance shall control". Mr. Moorefield explained in some zoning districts if an individual owns more than three (3) pets, they will be regulated as a kennel under the Zoning Ordinance.

Commissioner Keefe asked Dr. Lauby whether the ordinance as written would be enforceable. Dr. Lauby responded it would be rather difficult as written and would not be enforceable. Dr. Lauby stated one of the biggest difficulties is in the city of Fayetteville because there is no limit established for the number of pets, although city residents think there is a set limit of three (3). Dr. Lauby stated the idea should be to adopt an ordinance that would set a limit such that it would not end up creating a nuisance for neighbors. Discussion followed. Mr. Moorefield stated he has not received any feedback from the City Attorney's office regarding Articles IV-X. Discussion continued.

Mr. Moorefield stated he would prepare a table to better demonstrate and clarify the pet number of pet limitations in the county's zoning districts. Mr. Moorefield further stated he feels the concerns as expressed have already been addressed because a resident can not have a permitted kennel in most residential districts. Mr. Moorefield also stated the same approach may be able to be applied consistently to both the city of Fayetteville and the county through their zoning districts, but he would have to check with the city regarding its zoning districts in order to confirm this. Mr. Moorefield stated one thing that needs to be kept in mind is that the county has a leash law and regardless of the number of pets, it

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is still a violation if they are off of the owner's property. Mr. Moorefield stated there are also other controls contained within the ordinance.

Commissioner Keefe asked what constituted a kennel. Mr. Moorefield responded four or more animals. Commissioner Keefe asked whether an individual breeding and selling animals constituted a kennel. Mr. Moorefield responded only four or more animals constituted a kennel. Mr. Moorefield advised enforceability by counting the number of animals is easier than attempting to determine whether an owner is breeding and selling animals, which can be unclear at times. Mr. Moorefield clarified that when kennels are regulated under the ordinance, it does not mean that these are the same regulations as those from the State Department of Agriculture for breeding and selling pets.

The consensus was for Mr. Moorefield to provide further clarification during the June meeting of the Policy Committee.

With regard to Article VI, Mr. Moorefield stated he had just spoken with Dr. Lauby earlier in the day and Dr. Lauby had some good ideas about dropping Tax Administration from the enforcement of the licensing provisions. Dr. Lauby stated countywide there is approximately \$27,000 to \$29,000 collected for county tags compared to the 200,000 to 300,000 animals in Cumberland County. Mr. Martin stated animals are supposed to be listed on a tax listing notice and after the animal is listed the first time, the owner will be sent a notice for the following years. Dr. Lauby stated this is based on trusting the honesty of citizens who own animals and there are tax revenues the county is not receiving because Tax Administration has no method to keep track of animals that are vaccinated or acquire tags in the county. Dr. Lauby stated Animals Control has the means and capability to do all of this with software they have implemented.

Mr. Moorefield clarified that Dr. Lauby wants to enhance the licensing system through veterinarians by having it tied to vaccinations. Mr. Moorefield stated there may be problems getting veterinarians on board but it would provide a broader way to pursue tax collections for animals. Dr. Lauby responded to questions. Dr. Lauby stated he envisions that within two to three years, Animal Control will be self sufficient and actually putting money back into the county, although the legal aspects still need to be investigated. Dr. Lauby explained tax listings would still occur in January each year but the rabies vaccine and county tag would be obtained at the same time through a veterinarian. Dr. Lauby further explained the veterinarians would collect the fees and send copies of the rabies vaccinations to Animal Control so the information could be input into their software. Mr. Moorefield advised by state law, veterinarians are required to report vaccinations to the Animal Control Director; however, there is little compliance at present and this would be the first hurdle to overcome. Dr. Lauby pointed out that raising the fees will provide some leverage for their cooperation. Mr. Moorefield stated he would have to look at the legal implications because as the statutes read, this a tax and typically a function of Tax Administration. Mr. Moorefield stated he would have to report back to the Policy Committee since this was just proposed to him earlier today.

DRAFT

With regard to Article VII, Mr. Moorefield advised conflicting provisions within this article created issues for the Animal Control officers and Animal Control has asked that this article be repealed because it is simpler just to enforce the leash law against owners who allow their dogs to run at large regardless of whether or not the dogs are "public hazard" dogs. Mr. Moorefield explained repealing the aggressive dog section and the public hazard dog section does not take any teeth out of the ordinance. Mr. Moorefield further explained the enforcement mechanism should be as simple as possible and this can be accomplished by going back to leash law violations, which is why his proposal is to repeal Article VII.

With regard to Article VIII, Mr. Moorefield stated there are no substantive changes proposed to this article.

With regard to Article IX, Mr. Moorefield stated there are no substantive changes proposed to this article.

With regard to Article X, Mr. Moorefield stated this article has been rewritten to establish a uniform system of penalties for both civil and criminal enforcement, to correct the stated punishment for criminal enforcement and to increase the maximum amount of the minimum civil and criminal penalties from \$50 to \$100.

Mr. Moorefield explained the primary enforcement mechanism used by the county has been through notice of violations and civil penalties, only some of which have been collected. Mr. Moorefield further explained that currently the only way to enforce civil penalties is through small claims court at a cost of \$90 and sometimes the penalties are recovered and sometimes they are not recovered. Mr. Moorefield stated if the penalties are not recovered, the county then becomes a judgment creditor because the ordinance does not provide a mechanism to address the problem.

Mr. Moorefield advised he proposes leaving in the civil penalty because sometimes it is the most prudent thing to do; however, he also proposes adding that any violation of the ordinance shall also constitute a Class 3 misdemeanor punishable by a fine of \$100 or less and imprisonment of not more than twenty days. Mr. Moorefield stated this corrects the number of days of imprisonment from the 2009 amendment and increases the fine amount. Mr. Moorefield also stated a Class 3 misdemeanor will be used as a measure of last resort for pet owners who have shown no cooperation. Mr. Moorefield explained violators will also be charged court costs and placed in a setting with a district court judge. Mr. Moorefield advised criminal enforcement is the most effective enforcement mechanism the county can have for continuing violations for which there are no other resolutions.

5. OTHER ITEMS OF BUSINESS

Discussion ensued regarding whether the Board of Commissioner's committee meetings should all be noticed to begin at 8:30 am or as soon as the preceding meeting is completed because of variances in the length of the committee meetings.

DRAFT

Commissioners, media, staff, citizens and presenters were taken into consideration during the discussion. The consensus was to leave the regularly scheduled committee meeting times as is.

Mr. Martin advised that the Bladen County Board of Commissioners may have approved a bulk water purchase agreement with Cumberland County for the Southpoint subdivision. Mr. Martin stated pending the Bladen Board's approval, he would like to place the agreement directly on the Board's agenda without taking it through the committee first. Mr. Moorefield explained whether or not Southpoint will remain a part of the Gray's Creek Water and Sewer District will likely depend on the availability of the state's revolving loan fund. Mr. Moorefield stated the loan's availability should be known by the end of May so the agreement needs to be in place. Mr. Moorefield further explained if the loan is available, it will allow Southpoint to move forward ahead of the rest of Gray's Creek. The consensus was to approve Mr. Martin's request.

There were no additional items of business.

MEETING ADJOURNED AT 10:35 AM

KENNETH S. EDGE
Chairman

MARSHALL FAIRCLOTH
Vice Chairman

JEANNETTE M. COUNCIL
CHARLES E. EVANS
JIMMY KEEFE
BILLY R. KING
EDWARD G. MELVIN



MARIE COLGAN
Clerk to the Board

CANDICE WHITE
Deputy Clerk

ITEM NO. 8A

BOARD OF COMMISSIONERS

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

May 6, 2011

May 16, 2011 Agenda Item

TO: Board of Commissioners
FROM: Candice H. White, Deputy Clerk to the Board *CW*
SUBJECT: ABC Board

The ABC Board will have the following two (2) vacancies on June 30, 2011:

Stephen Horne, Jr. - Completing second term. Not eligible for reappointment.

Valerie Wynne-Hall – Completing second term. Not eligible for reappointment.

Recommendation of the ABC Board is for **Gene Watts**
and **Dr. John Griffin**. (See attached.)

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

PROPOSED ACTION: Nominate individuals to fill the two (2) vacancies above.

Attachments

pc: Gene Webb, ABC Board General Manager

Celebrating Our Past...Embracing Our Future

**CUMBERLAND COUNTY
ALCOHOLIC BEVERAGE CONTROL BOARD**
1705 OWEN DRIVE • P.O. BOX 64957
**FAYETTEVILLE, N.C.
28306**

TO: Cumberland County Board of Commissioners:

DATE: March 17, 2011

RE: Vacancy on ABC Board

I would like to recommend Mr. Gene Watts as a candidate for appointment to our ABC Board effective July 1, 2011.

Mr. Watts has served on the Cumberland County Mental Health Board. Mr. Watts is currently the treasurer of the Myrover Reese Fellowship Home and managed the home under the founder Pat Reese. Mr. Watts retired from the VA Hospital and is also a veteran.

I think the experience with the Myrover Reese Fellowship Home would help since our board deals with the abuse of alcohol.

Thank you for your consideration for Mr. Watts.

Sincerely,

A handwritten signature in black ink, appearing to read 'Eddie Maynor', with a stylized flourish at the end.

**Eddie Maynor
Chairman**

**CUMBERLAND COUNTY
ALCOHOLIC BEVERAGE CONTROL BOARD**

1705 OWEN DRIVE • P.O. BOX 64957

**FAYETTEVILLE, N.C.
28306**

DATE: May 3, 2011

TO: Cumberland County Board of Commissioners:

RE: Vacancy on ABC Board

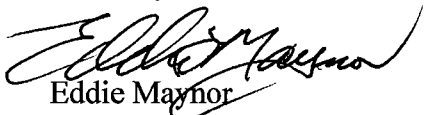
I have been informed that Dr. John Griffin is a candidate for one of the available seats on the ABC Board. I would like to recommend Dr. Griffin's appointment based on some of the following reasons.

Dr. Griffin has served on several key boards in the past. As Cumberland County School Superintendant, he possesses a wealth of knowledge in dealing with our high school youth, which is an area we focus on to inform our youth on the dangers of abusive consumption and the dangers of driving intoxicated. He will also bring a fiscal mind to the Board due to the fact of his experience as School Superintendant.

Appointments to our Board are very crucial due to the ABC systems across the State are being scrutinized by the Governor, Legislature, and NC ABC Commissioner in Raleigh, NC. With due respect, I am not trying to infringe on your role as the elected officials who will ultimately make the final and important decision. I am sure you will appoint the best individuals for these positions.

Thank you for your consideration of Dr. Griffin. Thank you for allowing us to serve you in our positions on the Cumberland County ABC Board

Sincerely,


Eddie Maynor
Chairperson

ABC BOARD

3 Year Term

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For Reappointment</u>
Stephen T. Horne, Jr. (W/M) 801 Fairfield Road Fayetteville, NC 28303 484-0487	6/08	2 nd	June/11 6/30/11	No
Edward Maynor (AI/M) 3718 Floyd Drive Hope Mills, NC 28348 424-4214/485-5668(W)	6/09	2 nd	June/12 6/30/12	No
Bobby L. Knight (W/M) PO Box 116 Wade, NC 28395 323-0023/624-5533	6/10	2 nd	June/13 6/30/13	No
Alice Stephenson 464 Kingsford Road Fayetteville, NC 28314 864-2062/483-5009(W)	6/10	1 st	June/13 6/30/13	Yes
Valerie Wynne-Hall (/F) 327 E. Lock Haven Drive Fayetteville, NC 28314 868-6755/424-7665(W)	6/08	2 nd	June/11 6/30/11	No

Commissioner Liaison: Commissioner Billy R. King

Regular Meetings: 2nd Monday of the month at 6:00 PM in the conference room at the ABC office at 1705 Owen Drive, Fayetteville, NC 28304.

Contact: ABC Board General Manager Gene Webb
PO Box 64957
Fayetteville, NC 28306
484-8167
carolyn.parker@cumberlandabc.com

APPLICANTS FOR
ABC BOARD

<u>NAME/ADDRESS/TELEPHONE</u>	<u>OCCUPATION</u>	<u>EDUCATIONAL BACKGROUND</u>
BROWN, KRAIG (B/M) 2909 WYCLIFFE COURT FAYETTEVILLE, NC 28306 964-0503/424-7678 (W) **SERVES ON THE CRIMINAL JUSTICE PARTNERSHIP ADVISORY BOARD**	TEACHER CUMBERLAND COUNTY	BS.MA – CRIMINAL JUSTICE MA – HUMAN RESOURCES
BRUNSON, FRANCES (B/F) 1308 DEEP CREEK ROAD FAYETTEVILLE, NC 28312 578-3825/671-5147 (W)	CASE MANAGER SOUTHEASTERN REGIONAL	LTC ASSISTED LIVING ADMIN. LICENSE, EMT
BURNETTE, MARIO (B/M) 1207 COLLEN DRIVE FAYETTEVILLE, NC 28304 587-4951	COLLECTIONS SUPERVISOR FRESENIUS MEDICAL	MA-BUSINESS ADMINISTRATION
BUSSEY, LESTER 673 STONEYKIRK DRIVE FAYETTEVILLE, NC 28314 868-9322 **SERVES ON MID-CAROLINA AGING ADVISORY COMMITTEE**	RETIRED	HS – SOME COLLEGE
CANNON, WILLIAM E. (W/M) 1705 PUGH STREET FAYETTEVILLE, NC 28305 483-4830	RETIRED	DOCTORATE – EDUC ADMIN
CHESTNUTT, A. JOHNSON (W/M) 578 MILDEN ROAD FAYETTEVILLE, NC 28314 484-6365/323-1040(W)	ACCOUNTANT FAIRCLOTH & CO.	BS; BA
DECOSTA, JOSEPH M (W/M) 7016 MARINERS LANDING DRIVE FAYETTEVILLE, NC 28306 486-9686/286-9686	US MILITARY AIRDROP SYSTEMS TECHNICIAN	MILITARY LEADERSHIP SCHOOLS
DONALDSON, ED (W/M) 4606 HOE COURT FAYETTEVILLE, NC 28314 484-3640 **SERVES ON BOARD OF ADJUSTMENT**	RETIRED JUDGE	LAW DEGREE POLITICAL SCIENCE
DYKES, JOSEPH MICHAEL (B/M) 5764 PEPPER BUSH DRIVE FAYETTEVILLE, NC 28304 813-4193/568-5891 (W)	KIOSK SALES CONTRACTOR FAYETTEVILLE PUBLISHING COMPANY	COLLEGE
FARRIOR, HELEN HOOKS (B/F) 1707 ELDRIDGE STREET FAYETTEVILLE, NC 28301 488-2975 Graduate-County Citizens' Academy: N/A Graduate-Institute for Community Leadership: No response Graduate-Leadership Fayetteville: No response Graduate-other leadership academy: NC Board of Education training	RETIRED	BA; Med

ABC BOARD APPLICANTS, PAGE 2

<u>NAME/ADDRESS/TELEPHONE</u>	<u>OCCUPATION</u>	<u>EDUCATIONAL BACKGROUND</u>
FRAZEE, JASON (W/M) 512 STANDINGSTONE DRIVE FAYETTEVILLE, NC 28311 868-9191/423-2312 (W)	SOCIAL WORKER CUMBERLAND COUNTY SCHOOLS	UNC-P GRADUATE SOCIAL WORK
GRIFFIN, JOHN (B/M) 3481 THAMESFORD ROAD FAYETTEVILLE, NC 28311 630-4346 Graduate-County Citizens' Academy: N/A Graduate-Institute for Community Leadership: NO Graduate-Leadership Fayetteville: NO Graduate-other leadership academy: NO	RETIRED-SERVES ON FSU BOARD OF TRUSTEES	ED.D
HALES, DR. MARY A. (B/F) 3490 HASTINGS DRIVE FAYETTEVILLE, NC 28311 482-3390/822-5100 **SERVES ON THE MENTAL HEALTH BOARD**	CC SCHOOLS - ADMINISTRATOR	BS – PSYCHOLOGY MA – ELEM. EDUCATION MS – SCHOOL ADMIN. Ed.D – EDUC. LEADERSHIP
HARDISON, HENRIETTA C. (AA/F) PO BOX 44024 FAYETTEVILLE NC 28309 920-4220/483-4767	UNIT DIRECTOR BOYS AND GIRLS CLUB	BA, MA
HASTY, ROBERT A. 503 FOREST ROAD FAYETTEVILLE, NC 28305 484-4400	RETIRED BANKER	SOME COLLEGE COMMERCIAL PILOT
JOHNSON, STANLEY W. (W/M) 4718 CAMERON ROAD HOPE MILLS, NC 28348 425-4509 (H)	RETIRED	HIGH SCHOOL
LANGSTON, VERONICA (B/F) 223 MURRAY FORD DRIVE FAYETTEVILLE, NC 28314 867-7098 (H) / 483-4037 (W) **SERVES ON MINIMUM HOUSING APPEALS BOARD**	EDUCATOR	BS; MA IN EDUCATION
MACK, DAVID J. (B/M) 5479 LYNBROOK COURT FAYETTEVILLE, NC 27314 867-1214	N/A	MA-EDUCATIONAL ADMINISTRATION
McHENRY, WINTON G. (W/M) 3648 LAKESHORE DRIVE HOPE MILLS NC 28348 429-1101/308-3987 (C)	VP OPERATIONS MGT. ROLANDS DANCE STUDIO	BIBLE COLLEGE, AIR FORCE INSTITUTE OF TECHNOLOGY EMERGENCY RESPONSE MARKET DRIVEN MGT
MCMANUS, LUTHER M. (B/M) 3472 THORNDIKE DRIVE FAYETTEVILLE, NC 28311 488-1314 (H) **SERVES ON MINIMUM HOUSING APPEALS BOARD**	RETIRED – FEDERAL GOVT/ DC HOUSING AUTHORITY	MA-ELEMENTARY ED

ABC BOARD APPLICANTS, PAGE 3

<u>NAME/ADDRESS/TELEPHONE</u>	<u>OCCUPATION</u>	<u>EDUCATIONAL BACKGROUND</u>
MITCHELL, GEORGE W. (B/M) 6607 ABBEY LANE FAYETTEVILLE, NC 28311 261-6951 (W)	SECURITY OFFICER FT. BRAGG	NONE LISTED
SERVES ON ADULT CARE HOME COMMUNITY ADVISORY COMMITTEE		
O'DONNELL, DAWN 2072 BIRCHCREFT DRIVE FAYETTEVILLE, NC 28304 425-3619/916-1207 (W)	RETIRED ARMY TAX PREPARER -H&R BLOCK	AA – ACCOUNTING
OKHOMINA, DON A. 494 DUNLOE COURT FAYETTEVILLE, NC 28311 868-1618/672-2148	MANAGEMENT PROFESSOR FSU	BS; MBA; PhD
POWELL, LINWOOD (W/M) 6032 IVERLEIGH CIRCLE FAYETTEVILLE, NC 28311 488-1616-273-7178 (C)	RETIRED EDUCATOR	BS; MS ED; EdD
ROBERTSON, NAT (W/M) 4305 HUNTSFIELD ROAD FAYETTEVILLE, NC 28314 829-0082/309-7600 (W)	MEDICAL/CLINICAL LAB SALES	GRADUATE IN PUBLIC ADMINISTRATION
SERVES ON CIVIC CENTER COMMISSION		
SANDERS, BEVERLY DAVIS (AA/F) 605 LEVENHALL DRIVE FAYETTEVILLE, NC 28314-2629 868-9788	RETIRED	MD DEGREE
SERVES ON MID-CAROLINA AGING ADVISORY COMMITTEE		
SMALLS, KIMBERLY 645 SUGARIDGE LANE FAYETTEVILLE, NC 28311 822-3861/243-1677 (W)	TECHNICAL WRITER L-3 COMMUNICATIONS	BA ENGLISH
SMITH, JAMES ROBERT "BOB" 110 CALRENDON STREET #612 FAYETTEVILLE, NC 28305 423-6400 (W)	CONSULTANT-PREFERRED PERSONAL SPECIALIST	BS, MBA
SERVES ON THE CIVIC CENTER COMMISSION		
SOUTHERLAND, HARRY (B/M) 3191 BRADDY ROAD FAYETTEVILLE, NC 28306 978-9118	BUSINESS OWNER	BA-BUSINESS MGMT; JD
STACKHOUSE, EUGENE (B/M) 652 SUGARIDGE LANE FAYETTEVILLE, NC 28311 822-4782 (H)	RETIRED PUBLIC EDUCATION	BS; MA; EdS
WATTS, EUGENE A. 308 SHERMAN DRIVE FAYETTEVILLE, NC 28301 488-0225	RETIRED VETERANS AFFAIRS	POLITICAL SCIENCE DEGREE

ABC BOARD APPLICANTS, PAGE 4

<u>NAME/ADDRESS/TELEPHONE</u>	<u>OCCUPATION</u>	<u>EDUCATIONAL BACKGROUND</u>
WILKINS, HERIOT 513 ELLIOT FARM ROAD FAYETTEVILLE, NC 28311 488-4057 (H) ABC BOARD APPLICANTS, PAGE 3	RETIRED	BS – GRADUATE EXEC DEVELOPMENT SCHOOL
WILLIAMS, MICHAEL D. (W/M) 516 LEVENHALL DRIVE FAYETTEVILLE NC 28314 (919) 868-8443/987-1016 (C)	RETIRED INSURANCE AGENT	BS – BUSINESS ADMIN. ENROLLED FOR MBA- HEALTH CARE PROGRAM
WILLIAMS, TERRY (B/_) 674 BAYWOOD ROAD FAYETTEVILLE, NC 28312 435-0960	DISABLED VETERAN	BS
WILSON, DAVID B. (W/M) 6326 MORGANTON ROAD FAYETTEVILLE, NC 28314 867-9203	RETIRED	BS-MECHANICAL ENGINEERING
YEPEZ, JOSE (/M) 3900 FOSTER DRIVE FAYETTEVILLE, NC 28311 488-4423/728-8660	RETIRED	BS-BUSINESS AS-PUBLIC ADMIN

KENNETH S. EDGE
Chairman

MARSHALL FAIRCLOTH
Vice Chairman

JEANNETTE M. COUNCIL
CHARLES E. EVANS
JIMMY KEEFE
BILLY R. KING
EDWARD G. MELVIN



MARIE COLGAN
Clerk to the Board

CANDICE WHITE
Deputy Clerk

BOARD OF COMMISSIONERS

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May 6, 2011

ITEM NO. 8B

May 16, 2011 Agenda Item

TO: Board of Commissioners

FROM: Candice H. White, Deputy Clerk to the Board *cu*

SUBJECT: Board of Adjustment

BACKGROUND: At their meeting on November 15, 2010, the Board of Commissioners appointed Board of Adjustment alternate member Ed Donaldson to fill an unexpired term as a regular member on the Board of Adjustment. The Board of Adjustment currently has one (1) alternate member vacancy for an unexpired term. Recommendation of the Board of Adjustment is for **Yvette Carson** to fill the vacancy. (See attached.)

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

PROPOSED ACTION: Nominate individual to fill the one (1) vacancy above.

Attachments

pc: Tom Lloyd, Planning and Inspections Director
Patti Speicher, Planner III

Celebrating Our Past...Embracing Our Future

Lori Epler,
Chair
Cumberland County

Roy Turner,
Vice-Chair
Cumberland County

Garland C. Hostetter,
Town of Spring Lake
Harvey Cain, Jr.,
Town of Stedman
Patricia Hall,
Town of Hope Mills
Charles C. Morris,
Town of Linden



COUNTY of CUMBERLAND

Planning & Inspections Department

May 3, 2011

Thomas J. Lloyd,
Director

Cecil P. Combs,
Deputy Director

Walter Clark,
Sara E. Piland,
Cumberland County

Benny Pearce,
Town of Eastover

Donovan McLaurin
Wade, Falcon, & Godwin

MEMORANDUM

TO: Candice White, Deputy Clerk to Cumberland County Commissioners

THRU: Tom Lloyd, Director *TJL*

FROM: Patti Speicher, Land Use Codes *PS*

SUBJECT: Recommendation for Nomination - Vacant Alternate Position on County Board of Adjustment

The Cumberland County Board of Adjustment (BOA) would like to offer a recommendation for nomination to the County Board of Commissioners concerning the vacant alternate position on the BOA.

At their April 21, 2011 meeting, the board voted unanimously to recommend that **Ms. Yvette Carson** be appointed to fill the vacant seat. The board members expressed their opinion that the appointment of Ms. Carson would ensure that the citizens in the Linden area of the County would be represented on this board.

Please contact me if you have any questions at pspeicher@co.cumberland.nc.us or 678-7605.

cc: Cumberland County Board of Adjustment

BOARD OF ADJUSTMENT
3 Year Term

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For Reappointment</u>
Joseph M. Dykes (B/M) 5764 Pepperbush Drive Fayetteville, NC 28304 813-4193 (C)	6/09	1st	June/12 6/30/12	Yes
Horace Humphrey (- /M) 1852 Cascade Street Fayetteville, NC 28301 488-5143	06/10	1st	June/13 6/30/13	Yes
Melree Hubbard Tart (W/F) 300 Andrews Road Fayetteville, NC 28311 488-1208/497-3712 (W)	6/10	2nd	Aug/13 8/31/13	No
Ed Donaldson 4606 Hoe Court Fayetteville, NC 28314 484-3640	11/10 (serving unexpired term)	1st	Sept/12 9/30/12	Yes
George Quigley (W/M) 616 Blawell Circle Stedman, NC 28391 485-2980	6/09	2nd	June/12 6/30/12	No
<u>Alternate Members:</u> Carrie Tyson-Autry (_/F) 5951 NC Hwy 87 South Fayetteville, NC 28306-379 483-0087	6/10	2nd	Aug/13 8/31/13	No
VACANT (vacated by E. Donaldson)	08/10	1st	Aug/13 8/31/13	Yes
William Lockett Tally (W/M) 414 Vista Drive Fayetteville, NC 28305 489-3533/483-4175 (W)	6/10	2nd	June/13 6/30/13	No

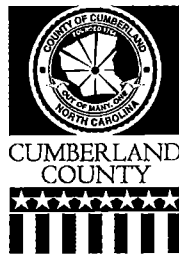
APPLICANTS FOR
BOARD OF ADJUSTMENT

<u>NAME/ADDRESS/TELEPHONE</u>	<u>OCCUPATION</u>	<u>EDUCATIONAL BACKGROUND</u>
CARSON, YVETTE (B/F) 8712 TANGLETREE DRIVE LINDEN, NC 28356 339-9232 (H)	EDUCATOR HARNETT CTY SCHOOLS	BA
CHESTNUTT, A. JOHNSON (W/M) 578 MILDEN ROAD FAYETTEVILLE, NC 28314 484-6365/323-1040(W)	ACCOUNTANT FAIRCLOTH & CO.	BSBA
HOGAN, VICTOR (AA/M) 4024 WINDY FIELDS DRIVE FAYETTEVILLE, NC 28306 778-9433/305-726-3188	MILITARY OFFICER	BA
SERVES ON ANIMAL SERVICES BOARD		
McHENRY, WINTON G. (W/M) 3648 LAKESHORE DRIVE HOPE MILLS NC 28348 429-1101/308-3987 (C)	VP OPERATIONS MGT. ROLANDS DANCE STUDIO	BIBLE COLLEGE, AIR FORCE INSTITUTE OF TECHNOLOGY EMERGENCY RESPONSE MARKET DRIVEN MGT
MCMANUS, LUTHER M. (B/M) 3472 THORNDIKE DRIVE FAYETTEVILLE, NC 28311 488-1314 (H)	RETIRED – FEDERAL GOVT/ DC HOUSING AUTHORITY	MA-ELEMENTARY ED
SERVES ON MINIMUM HOUSING APPEALS BOARD		
ORTIZ, ALBERTA (W/F) 325 W. SUMMERCHASE DRIVE FAYETTEVILLE, NC 28311 323-3871 (W)	A-1 SUPPLY CO	VARIOUS SALES, MANAGEMENT, ACCOUNTING COURSES

KENNETH S. EDGE
Chairman

MARSHALL FAIRCLOTH
Vice Chairman

JEANNETTE M. COUNCIL
CHARLES E. EVANS
JIMMY KEEFE
BILLY R. KING
EDWARD G. MELVIN



MARIE COLGAN
Clerk to the Board

CANDICE WHITE
Deputy Clerk

BOARD OF COMMISSIONERS

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(910) 678-7771 • Fax: (910) 678-7770

May 6, 2011

May 16, 2011 Agenda Item

ITEM NO. 8C

TO: Board of Commissioners
FROM: Candice H. White, Deputy Clerk to the Board
SUBJECT: Cumberland County Criminal Justice Partnership Advisory Board

BACKGROUND: The Criminal Justice Partnership Advisory Board has four (4) upcoming vacancies on June 30, 2011 as indicated below. According to NCGS § 143B-273.10, members of county Criminal Justice Partnership Advisory Boards may be reappointed without limitation and members appointed by virtue of their office serve only while holding the office or position held at the time of their appointment.

Probation Officer

Sharon T. Phillips, JDM, completing unexpired term. Eligible for reappointment. Ms. Phillips has expressed interest in continuing her service on the Criminal Justice Partnership Advisory Board.
(See attached.)

Sheriff or Designee

Major John McRainey – completing fourth term. Eligible for reappointment. Major McRainey has expressed interest in continuing his service on the Criminal Justice Partnership Advisory Board.
(See attached.)

Victim Services Program Representative

Sharon Wright Hucks – completing fourth term. Eligible for reappointment. Ms. Hucks has expressed interest in continuing her service on the Criminal Justice Partnership Advisory Board.
(See attached.)

Substance Abuse Service Representative

James Miller – completing fifth term. Eligible for reappointment. Mr. Miller has expressed interest in continuing his service on the Criminal Justice Partnership Advisory Board. (See attached.)

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

PROPOSED ACTION: Nominate individuals to fill the four (4) vacancies above.

Attachments

pc: Elizabeth Keever, Chief District Court Judge
Callie Gardner, Day Reporting Center Director

Celebrating Our Past...Embracing Our Future

Candice White

From: Callie Gardner

Sent: Wednesday, April 20, 2011 9:38 AM

To: Candice White

MEMORANDUM

TO: Candice H. White

FROM: Callie Gardner, Director

DATE: April 19, 2011

SUBJECT: Criminal Justice Partnership Advisory Board

The following board members listed below are interested in continuing serving on the Criminal Justice Partnership Advisory Board.

Sharon T. Phillips is interested in continuing to serve on the board.

Major John McRaney is interested in continuing to serve on the board.

Sharon Wright Hucks is interested in continuing to serve on the board.

James Miller is interested in continuing to serve on the board.

You can reach me at 677-5532 if you need additional information.

4/20/2011

CRIMINAL JUSTICE PARTNERSHIP ADVISORY BOARD

3-year terms

(According to the Rules of Procedure adopted on August 17, 2009 by the Cumberland County Board of Commissioners, no citizen may serve more than two consecutive terms on any board or committee and must be off at least one year before returning to the board or committee. The Board of Commissioners reserves the right to waive this requirement, based on special circumstances.

According to NCGS § 143B-273.10, members of County Criminal Justice Partnership Advisory Boards may be reappointed without limitation. Members appointed by virtue of their office serve only while holding the office or position held at the time of appointment.)

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For Reappointment</u>
<u>Probation Officer</u>				
Sharon T. Phillips, JDM Div. of Community Correction 412-A W. Russell Street Fayetteville, NC 28301 486-1161(W)	9/10	1st	June/11 6/30/11	Yes
(serving unexpired term; eligible for two additional three-year terms)				
<u>Superior Court Judge (Representative)</u>				
Gregory A. Weeks Cumberland County Courthouse 117 Dick Street Fayetteville, NC 28301	6/10	1 st	June/13 6/30/13	Yes
<u>District Court Judge</u>				
Beth Keever (W/F) Cumberland County Courthouse 117 Dick Street Fay., NC 28301 678-2901(W)	6/09	6 th	June/12 6/30/12	No
<u>Police Chief or Designee</u>				
Captain Lars Paul Fayetteville Police Department 467 Hay Street Fay., NC 28301 433-1861	11/10	1 st	Nov/13 11/30/13	Yes
<u>Sheriff or Designee</u>				
Major John McRainey Cumberland County Sheriff's Office Law Enforcement Center 131 Dick Street Fay., NC 28301 323-1500(W)	6/08	4 th	June/11 6/30/11	No

CRIMINAL JUSTICE PARTNERSHIP ADVISORY BOARD PG. 2

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For Reappointment</u>
<u>Community-Based Corrections Programs Representative</u>				
Sue Horne (/F) Fayetteville Area Sentencing 310 Green Street, Suite 110 Fay., NC 28301 323-5852	4/09	2 nd	April/12 4/30/12	No
<u>District Attorney (Representative)</u>				
William R. West, Jr. (W/M) Cumberland County Courthouse 117 Dick Street Fay., NC 28301 678-2915(W)	6/10	1st	June/13 6/30/13	Yes
<u>Victim Services Programs Representative</u>				
Sharon Wright Hucks (B/F) Cumberland County District Attorney's Office Cumberland County Courthouse Fay., NC 28301 678-2915(W)	6/08	4 th	June/11 6/30/11	No
<u>At-Large</u>				
Leesa Jensen (W/F) 719 Ashfield Drive Fay., NC 28311 630-0253/433-1695(W)	6/10	2nd	June/13 6/30/13	No
Beverly R. Hill 1875 Frankie Avenue Fay., NC 28304 425-9472/919-733-4340 (W)	6/10	1st	June/13 6/30/13	Yes
Edgar F. Merritt 1506 Boros Drive Fay., NC 28303 822-2976	6/10	1st	June/13 6/30/13	Yes
Kristin Jones Continuing Education 2201 Hull Road Fayetteville, NC 28301 678-8351	9/10	1st	June/12 6/30/12	Yes
(serving unexpired term; eligible for one additional three-year term)				

CRIMINAL JUSTICE PARTNERSHIP ADVISORY BOARD PG. 3

<u>Name/Address</u>	<u>Date</u> <u>Appointed</u>	<u>Eligible For</u> <u>Term</u>	<u>Expires</u>	<u>Reappointment</u>
<u>At-Large</u> Kraig Brown (B/M) 2909 Wycliffe Court Fay., NC 28306 964-0503/424-7678 (W)	6/10	2nd	June/13 6/30/13	No
Terresa Rogers 313 Hamilton Street Fay., NC 28301 822-4289/488-2120 ext 7494 (W)	8/09	1st	August/12 8/31/12	Yes
<u>Public Defender</u> Ron McSwain (W/M) Cumberland County Courthouse, Suite 307 117 Dick Street Fay., NC 28301 678-2918(W)	6/10	6th	June/13 6/30/13	No
<u>County Commissioner</u> Marshall Faircloth (W/M) P.O. Box 1829 Fay., NC 28302 678-7771(W)	6/10	1 st	June/13 6/30/13	Yes
<u>Substance Abuse Service Representative</u> James Miller (W/M) 6674 Sim Cannady Road Hope Mills, NC 28348 321-6793	6/08	5 th	June/11 6/30/11	No
<u>Criminal Defense Attorney</u> David Delaney 325 Green Street Fay., NC 28301 484-9696 (W)	6/10	2nd	June/13 6/30/13	No

CRIMINAL JUSTICE PARTNERSHIP ADVISORY BOARD PG. 4

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For Reappointment</u>
<u>County Manager or Designee</u>				
Amy Cannon, Deputy County Mgr. P.O. Box 1829 Fayetteville, NC 28302 678-7723(W)	02/11	N/A	N/A	N/A

NOTE: Second position for a Probation Officer/Assistant JDM not filled in 2010 upon retirement of individual holding that position; there is no requirement in the bylaws for two positions; position classification also changed to Probation Officer as bylaws only suggest that a probation officer be included in the membership.

Meetings: 2nd Tuesday of the last month of each quarter (March, June, September, December) - 5:30 PM, Cumberland County Day Reporting Center, 412 W. Russell Street, Fayetteville, NC 28301-5548

Contact: Callie Gardner, Director of Day Reporting Center (or Lisa Greeno) Phone 323-6126; Fax 323-6133

APPLICANTS FOR
CRIMINAL JUSTICE PARTNERSHIP ADVISORY BOARD

<u>NAME/ADDRESS/TELEPHONE</u>	<u>OCCUPATION</u>	<u>EDUCATIONAL BACKGROUND</u>
CAPPELLA, DENISE O. (W/F) 4311 DRAUGHON ROAD EASTOVER, NC 28312-8488 485-8147	RETIRED	COLLEGE GRADUATE
CARAMANNO, DELL (_/F) 5578 QUIETWOOD PLACE FAYETTEVILLE, NC 28304 423-2622	RETIRED **SERVES ON ANIMAL SERVICES BOARD**	HS, SOME COLLEGE
CARVER, JAMIE R. 5807 SPREADING BRANCH ROAD HOPE MILLS, NC 28348 263-8364/643-4626 (W)	FT. BRAGG CRIMINAL INVESTIGATION DIVISION	BS
DAY, MATT A. (_/M) 3017 E BRINKLEY DRIVE SPRING LAKE, NC 28390 436-8545	FTCC	GED; SOME COLLEGE
DEES, JULIE ANNETTE (W/F) 5630 WALKING TRAIL WAY HOPE MILLS, NC 28348 476-9418/484-9031	ASST PRINCIPAL CUMBERLAND CO SCHOOLS	BS; MS; PHD
GIBBS, GERALD B. (W/M) 6078 LEXINGTON DRIVE HOPE MILLS, NC 28348 425-3915 (H)	MEDICALLY RETIRED NAVAL AIR TRAFFIC CONTROLLER LAW STUDENT	BSL JURISPRUDENCE
MITCHELL, CLIFFORD (-/M) 641 JOHNSON STREET FAYETTEVILLE NC 28303-3618 920-3153	UNEMPLOYED	TECHNICAL-VARIED
OGLESBY, MICHAEL A. (B/M) 915 ROCHESTER DRIVE FAYETTEVILLE, NC 28305 476-8276 (H)	SECURITY	BS-CRIMINAL JUSTICE
RAY, KARSTEN J. (-/M) 5249 SUNDOWN DRIVE FAYETTEVILLE, NC 28303 487-6347/366-6935 (W)	GOV'T CONTRACTOR PROPERTY MGT	BS – CRIMINAL JUSTICE AA – PARALEGAL STUDIES

KENNETH S. EDGE
Chairman

MARSHALL FAIRCLOTH
Vice Chairman

JEANNETTE M. COUNCIL
CHARLES E. EVANS
JIMMY KEEFE
BILLY R. KING
EDWARD G. MELVIN



MARIE COLGAN
Clerk to the Board

CANDICE WHITE
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

May 6, 2011

ITEM NO. 8D

May 16, 2011 Agenda Item

TO: Board of Commissioners

FROM: Candice H. White, Deputy Clerk to the Board *cw*

SUBJECT: Human Relations Commission

BACKGROUND: The Human Relations Commission has the following two (2) upcoming vacancies on July 1, 2011:

Sandra Mitchell – completing first term. Eligible for reappointment

Muhammad A. Lodhi – completing first term. Eligible for reappointment.

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

PROPOSED ACTION: Nominate individuals to fill the two (2) vacancies above.

pc: Ron McElrath, Human Relations Director (City of Fayetteville)
Human Relations Commission Chairman

Attachments

Celebrating Our Past...Embracing Our Future

HUMAN RELATIONS COMMISSION
(County Commissioner Appointees)
 2Year Term

Name/Address	Date Appointed	Term	Expires	Eligible for Reappointment
Vincent S. Francis 341 Abbottswood Drive Fayetteville, NC 28301 488-2608/497-1175	10/10	1st	Nov/12 11/01/12	Yes
VACANT (vacated by R.Wright)	11/10	1 st	Dec/12 12/01/12	Yes
Sandra Mitchell 414 Barbour Court Fayetteville, NC 28301 257-5492	10/10	1st	July/11 07/01/11	Yes
(serving unexpired term; eligible for two additional two-year terms)				
Muhammad A. Lodhi 2008 Ashridge Drive Fayetteville, NC 28304 401-2137/672-1658 (W)	6/09	1st	July/11 07/01/11	Yes

Contact: Ronald McElrath – 433-1605 – Fax # 433-1535
 Human Relations Director
 City of Fayetteville

Meetings: 2nd Thursday of every month – 5:30 pm
 City Hall – Lafayette Room

APPLICANTS FOR
HUMAN RELATIONS COMMISSION

<u>NAME/ADDRESS/PHONE</u>	<u>OCCUPATION</u>	<u>EDUCATIONAL BACKGROUND</u>
BRIGGS, BENITA Y. (B/F) 1639 RUDOLPH STREET FAYETTEVILLE, NC 28301 822-1154/672-1294	OFFICE ASSISTANT IV FSU	BA – HISTORY/SOCIOLOGY
BRUNSON, FRANCES (B/F) 1308 DEEP CREEK ROAD FAYETTEVILLE, NC 28312 578-3825/671-5147 (W)	CASE MANAGER SOUTHEASTERN REGIONAL	LTC ASSISTED LIVING ADMIN. LICENSE, EMT
BURNETTE, MARIO (B/M) 1207 COLLEN DRIVE FAYETTEVILLE, NC 28304 587-4951	COLLECTIONS SUPERVISOR FRESENIUS MEDICAL	MA-BUSINESS ADMINISTRATION
DECOSTA, JOSEPH M (W/M) 7016 MARINERS LANDING DRIVE FAYETTEVILLE, NC 28306 486-9686/286-9686	US MILITARY AIRDROP SYSTEMS TECHNICIAN	MILITARY LEADERSHIP SCHOOLS
DEES, JULIE ANNETTE 5630 WALKING TRAIL WAY HOPE MILLS, NC 28348 476-9418/484-9031	ASST PRINCIPAL CUMBERLAND CO SCHOOLS	BS; MS; PHD
DREW, HARRY N. (B/M) 902 ARSENAL AVENUE FAYETTEVILLE, NC 28305 301-537-5118	RETIRED	2 YRS BUSINESS SCHOOL
GIBBS, HENRY JR. 7505 COLERIDGE DRIVE FAYETTEVILLE, NC 28304 867-7979/ 988-8602 (C)	RETIRED US ARMY	AA; 3RD YR BA
GUY, MITCHELL C. (W/M) 2611 BENINGTON ROAD FAYETTEVILLE, NC 28303 964-7390 (H/W)	ADVERTISING SALES CITY VIEW MAGAZINE	HS; COLLEGE
LOWE, CLABON RODDELL (B/M) 512 KENTWELL COURT FAYETTEVILLE, NC 28303 864-7145/309-6857	US ARMY	AA
SORCE, JOSEPH F. (W/M) 3839 MARKSBURY DRIVE APT. 303 FAYETTEVILLE, NC 27314 495-5265/483-8288	TEACHER CUMBERLAND COUNTY SCHOOLS	BS; MS

KENNETH S. EDGE
Chairman

MARSHALL FAIRCLOTH
Vice Chairman

JEANNETTE M. COUNCIL
CHARLES E. EVANS
JIMMY KEEFE
BILLY R. KING
EDWARD G. MELVIN



MARIE COLGAN
Clerk to the Board

CANDICE WHITE
Deputy Clerk

BOARD OF COMMISSIONERS

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May 6, 2011

ITEM NO. 9E

May 16, 2011 Agenda Item

TO: Board of Commissioners

FROM: Candice H. White, Deputy Clerk to the Board *CHW*

SUBJECT: Social Services Board

The Social Services Board will have the following one (1) vacancy on June 30, 2011:

Commissioner Ed Melvin – completing unexpired term. Eligible for reappointment. Commissioner Melvin has expressed interest in being reappointed and is willing to serve an additional three-year term if reappointed.

See attached memorandum from Belivia Aponte, Staff to the N.C. Social Services Commission, regarding guidelines for making either a new appointment or reappointment of a County Commissioner to County Boards of Social Services.

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

PROPOSED ACTION: Nominate individual to fill the one (1) vacancy above.

Attachments

pc: Brenda R. Jackson, Director
Department of Social Services

Celebrating Our Past...Embracing Our Future



cc: BOC
Files

North Carolina Department of Health and Human Services Division of Social Services

2401 Mail Service Center • Raleigh, North Carolina 27699-2401
Courier # 56-20-25 Fax 919-334-3018

Beverly Eaves Perdue, Governor
Lanier M. Cansler, Secretary

Sherry S. Bradsher, Director
(919) 733-3055

March 22, 2011

To: County Commissioner of Cumberland County

From: Belivia Aponte, Staff to the *Belivia S Aponte*
North Carolina Social Services Commission

Re: County Boards of Social Services
County Commissioners Member

According to our records, the term of Edward Melvin, who was appointed to the county board of social services by the county commissioners, expires on June 30, 2011. In making either a new appointment or reappointment, the board should adhere to the following guidelines:

G.S. 108A-4: "Each member of a county board of social services shall serve for a term of three years. No member may serve more than two consecutive terms. Notwithstanding the previous sentence, the limitation on consecutive terms does not apply if the member of the social services board was a member of the board of county commissioners at any time during the first two consecutive terms, and is a member of the board of county commissioners at the time of reappointment."

In summary, if a social services board member has served two consecutive terms and is a county commissioner on June 30, 2011, that person may be reappointed.

G.S. 108A-6: All appointments made to fill vacancies "... shall be for the remainder of the former member's term of office and shall not constitute a term for the purposes of G. S. 108A-4."

I encourage your board to consider men and women who are representative of all ethnic groups and reflective of the citizens of the county.

The attached application should be completed as soon as possible but no later than August 1, 2011 and returned to me at the Division of Social Services, 2401 Mail Service Center, Raleigh, NC 27699-2401. If you have any questions or need additional information, please contact me at Belivia.Aponte@dhhs.nc.gov or telephone (919) 334-1007.

As always, thank you for your assistance and dedication.

Attachment

c (memo only): Director, Cumberland County Department of Social Services
Chair, Cumberland County Board of Social Services

11/10

SOCIAL SERVICES BOARD
3 Year Term

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For Reappointment</u>
Edward G. Melvin, Cumberland County Commissioner 3017 Ravenhill Drive Fayetteville, NC 28303 433-2119(H)/391-4025 (C)	11/10	1st	June/11 6/30/11	Yes
(serving unexpired term-eligible for two additional 3-year terms)				
Marvin Rouse (/M) 609 Endsleigh Court Fayetteville, NC 28311 488-8245/494-2578 (C)	8/10	1 st	June/13 6/30/13	No
<u>Social Services Board Appointee</u>				
Lyn Green (W/F) 3339 Quarry Road Fayetteville, NC 864-0593	6/09	2nd	June/12 6/30/12	No
<u>State Social Services Commission Appointee</u>				
George Hendricks 5713 Dobson Drive Fayetteville, NC 28311 822-1410	6/08	2 nd	June/11 6/30/11	
<u>State Social Services Commission Appointee</u>				
Mary Deyampert-McCall (B/F) 1220 Wild Pine Drive Fayetteville, NC 28312 630-7698 (W)	6/10	1 st full term	June/13 6/30/13	Yes

Commissioner Liaison: Commissioner Kenneth Edge

Contact: Brenda R. Jackson, Director
(Angela F. Thomas - Phone: 677-2035)

Meeting Date: Last Wednesday of each month at 1:00 PM, Board Room, DSS Building

APPLICANTS FOR
SOCIAL SERVICES BOARD

NAME/ADDRESS/TELEPHONE	OCCUPATION	EDUCATIONAL BACKGROUND
ANDREWS-MCCALL, MAXINE (B/F) 5637 MUM CREEK LANE FAYETTEVILLE, NC 28304 423-1727	RETIRED EDUCATOR	BS; MEd; EdD
BRIGGS, BENITA Y. (B/F) 1639 RUDOLPH STREET FAYETTEVILLE, NC 28301 822-1154/672-1294	OFFICE ASSISTANT IV FSU	BA – HISTORY/SOCIOLOGY
BRUNSON, FRANCES (B/F) 1308 DEEP CREEK ROAD FAYETTEVILLE, NC 28312 578-3825/671-5147 (W)	CASE MANAGER SE REGIONAL	LTC ASSISTED LIVING ADMIN. LICENSE, EMT
CAPPELLA, DENISE O. (W/F) 4311 DRAUGHON ROAD EASTOVER, NC 28312-8488 485-8147	RETIRED	COLLEGE GRADUATE
CARAMANNO, DELL (W/F) 5578 QUIETWOOD PLACE FAYETTEVILLE, NC 28304 423-2622	RETIRED	SOME COLLEGE
SERVES ON ANIMAL SERVICES BOARD		
CARBAUGH, DONNA (W/F) 903 HEMLOCK DRIVE FAYETTEVILLE, NC 28304 339-6851	UNEMPLOYED SOCIAL WORK PSYCHOLOGIST	BS; MS; PhD
CARSON, YVETTE (B/F) 8712 TANGLETREE DRIVE LINDEN, NC 28356 339-9232 (H)	EDUCATOR HARNETT CTY SCHOOLS	BA
CHESTNUTT, A. JOHNSON (W/M) 578 MILDEN ROAD FAYETTEVILLE, NC 28314 484-6365/323-1040(W)	ACCOUNTANT FAIRCLOTH & CO.	BS/BA
DILLON, MARY E. (/F) 3209 MCCHOEN DRIVE FAYETTEVILLE, NC 28301 822-2045/678-8348(W)	BASIC SKILLS INSTRUCTOR	BS – ELEM. EDUCATION
FRANCIS, VINCENT S. (B/M) 341 ABBOTTSWOOD DRIVE FAYETTEVILLE, NC 28301 488-2608/497-1175	SCHOOL COUNSELOR CUMBERLAND COUNTY SCHOOLS	BA; MS
SERVES ON HUMAN RELATIONS COMMISSION		
FRAZEE, JASON (W/M) 512 STANDINGSTONE DRIVE FAYETTEVILLE, NC 28311 868-9191/423-2312 (W)	SOCIAL WORKER CUMBERLAND COUNTY SCHOOLS	UNC-P GRADUATE SOCIAL WORK

SOCIAL SERVICES BOARD APPLICANTS – PAGE 2

NAME/ADDRESS/TELEPHONE	OCCUPATION	EDUCATIONAL BACKGROUND
GIBBS, HENRY JR. 7505 COLERIDGE DRIVE FAYETTEVILLE, NC 28304 867-7979/ 988-8602 (C)	RETIRED US ARMY	AA; 3RD YR BA
JONES, ERIC F. (B/M) 123 N. PLYMOUTH FAYETTEVILLE, NC 28312 263-3054/487-0204 (W)	BUSINESS OWNER FITZGERALDS CAR COMPANY **SERVES ON MINIMUM HOUSING APPEALS BOARD**	HS; SOME COLLEGE
LOWE, CLABON RODDELL (B/M) 512 KENTWELL COURT FAYETTEVILLE, NC 28303 864-7145/309-6857	US ARMY	AA
MCNEIL, SHEBA (B/F) 162 TALLSTONE DRIVE FAYETTEVILLE, NC 28311 203-809-8185/977-4788 (W)	CHILD CARE WONDERLAND CHILD CARE	BA
MURCHISON, KARLENE 623 DEVOE AVENUE FAYETTEVILLE, NC 28314 868-2199 (H) / 920-5420 (W)	ACCOUNTING TECHNICIAN	HS, FSU
O'DONNELL, DAWN 2072 BIRCHCREFT DRIVE FAYETTEVILLE, NC 28304 425-3619/916-1207 (W)	RETIRED ARMY TAX PREPARER -H&R BLOCK	AA – ACCOUNTING
OKHOMINA, DON A. 494 DUNLOE COURT FAYETTEVILLE, NC 28311 868-1618/672-2148	MANAGEMENT PROFESSOR FSU	BS; MBA; PhD
RAYNOR, WAYNE (W/M) 9172 BAY TRACE DRIVE LINDEN, NC 28356 630-5062/890-5383 (C)	PUBLIC HEALTH CONSULTANT	MA-PUBLIC HEALTH
SIMPSON, PATRICIA G. (B/F) 3760 HUCKLEBERRY ROAD FAYETTEVILLE, NC 28312 323-4558	RETIRED	HS
SOIGNOLI, TIFFANY (W/F) 310 RAY STREET FORT BRAGG, NC 28307 436-1978	N/A	GRADUATE STUDENT
SPIGNER, BARBARA J. (B/F) 5701 CLOISTER COURT FAYETTEVILLE, NC 28314 864-1807 (H&W)	NURSE ADMINISTRATOR SPIGNER MANAGEMENT **SERVES ON NURSING HOME ADVISORY BOARD**	MS-HEALTH SERVICE ADMINISTRATION/NURSING

SOCIAL SERVICES BOARD APPLICANTS – PAGE 3

<u>NAME/ADDRESS/TELEPHONE</u>	<u>OCCUPATION</u>	<u>EDUCATIONAL BACKGROUND</u>
STACKHOUSE, EUGENE (B/M) 652 SUGARIDGE LANE FAYETTEVILLE, NC 28311 822-4782 (H)	RETIRED PUBLIC EDUCATION	BS; MA; EdS
STUERTZ, KAY 112 DEVANE STREET FAYETTEVILLE, NC 28305 433-2877	FT. BRAGG SCHOOL PSYCHOLOGIST	MA – EDUCATION
WILLIAMS, SANDRA G. (AA/F) 2775 BAYWOOD ROAD EASTOVER, NC 28312 433-2673/672-2042 (W)	DIR OF ACADEMIC BUDGETING-FSU	BA-BUSINESS ADMIN
WILLIAMS, TERRY (B/_) 674 BAYWOOD ROAD FAYETTEVILLE, NC 28312 435-0960	DISABLED VETERAN	BS
YEPEZ, JOSE (/M) 3900 FOSTER DRIVE FAYETTEVILLE, NC 28311 488-4423/728-8660	RETIRED	BS-BUSINESS AS-PUBLIC ADMIN

KENNETH S. EDGE
Chairman

MARSHALL FAIRCLOTH
Vice Chairman

JEANNETTE M. COUNCIL
CHARLES E. EVANS
JIMMY KEEFE
BILLY R. KING
EDWARD G. MELVIN



MARIE COLGAN
Clerk to the Board

CANDICE WHITE
Deputy Clerk

BOARD OF COMMISSIONERS

5th Floor, New Courthouse • P.O. Box 1829 • Fayetteville, North Carolina 28302-1829
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May 6, 2011

ITEM NO. 8F

May 16, 2011 Agenda Item

TO: Board of Commissioners

FROM: Candice H. White, Deputy Clerk to the Board *ew*

SUBJECT: Fayetteville Technical Community College Board of Trustees

The Fayetteville Technical Community College Board of Trustees will have the following one (1) vacancy on June 30, 2011:

William S. Wellons, Jr. – completing second term. Not eligible for reappointment.

The Fayetteville Technical Community College Board of Trustees does not have a recommendation to fill this upcoming vacancy. (See attached.)

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

PROPOSED ACTION: Nominate individual to fill the one (1) vacancy above.

pc: Dr. J. Larry Keen

Celebrating Our Past...Embracing Our Future



FAYETTEVILLE TECHNICAL COMMUNITY COLLEGE

P.O. BOX 35236 • FAYETTEVILLE, NORTH CAROLINA 28303-0236

Dr. J. Larry Keen, President

MEMORANDUM

TO: Candice H. White, Deputy Clerk to the Board

FROM: Dr. J. Larry Keen, President
Fayetteville Technical Community College

DATE: April 18, 2011

SUBJECT: Fayetteville Technical Community College Board of Trustees

In response to your memo of April 11, 2011, the Board does not have a recommendation to fill the vacancy for Trustee Mr. William S. Wellons, Jr. The term for Mr. Wellons expires June 30, 2011. Mr. Wellons has been an outstanding Board member and we sincerely appreciate his service to the College.

We know the Board of Commissioners will make another excellent appointment to FTCC's Board.

Please contact me if you have any questions.

BOARD OF TRUSTEES

Board Chair Mr. Charles J. Harrell • **Vice-Chair** Mr. William S. Wellons, Jr. • **Secretary** Mrs. Esther R. Thompson
Members Dr. Mike W. Choe, Mr. Ronald C. Crosby, Jr., Dr. Dallas M. Freeman, Dr. Marye J. Jeffries
Mr. Charles E. Koonce, Mr. John M. Lennon, Mrs. Sheryl J. Lewis, Mr. David McCune, Mrs. Susie S. Pugh

MAIN CAMPUS: PHONE (910) 678-8400 • FAX (910) 484-6600
SPRING LAKE CAMPUS: PHONE (910) 678-1000 • FAX (910) 436-5184
www.faytechcc.edu

An Equal Opportunity Institution

FAYETTEVILLE TECHNICAL COMMUNITY COLLEGE
BOARD OF TRUSTEES
(County Appointees)
4 Year Terms

Name/Address	Date Appointed	Term	Expires	Eligible For Reappointment
Dr. Marye Jeffries (B/F) 6895 Fox Run Road Linden, NC 28356 822-4042	6/10	1 st	June/14 6/30/14	Yes
William S. Wellons, Jr. (W/M) P.O. Box 766 Spring Lake, NC 28390 868-5435/436-3131(W)	6/07	2 nd	June/11 6/30/11	No
David McCune Sr. (W/M) 4801 Research Drive Fayetteville, NC 28306 476-2976/424-2978 (W)	6/08	1 st	June/12 6/30/12	Yes
Sheryl Lewis (W/F) 3011 Bankhead Drive Fayetteville, NC 28306 426-6999	6/09	1 st	June/13 6/30/13	Yes

Contact person: Dr. J. Larry Keen, President, or Betty Shackelford
PO Box 35236
Fayetteville, NC 28303
Phone: 678-8222
Fax: 678-8269
E-mail: shackelb@faytechcc.edu

Meetings: Board has been meeting the 3rd Monday of each month at 12:45 pm – Tony Rand Student Center Board Room. No meetings in July or December. (Bylaws require one meeting per month.)
Written notification is sent for all regularly-called meetings.

* Terms extended by the General Assembly.

APPLICANTS FOR
FTCC BOARD OF TRUSTEES

NAME/ADDRESS/PHONE	OCCUPATION	EDUCATIONAL BACKGROUND
ANDREWS-MCCALL, MAXINE (B/F) 5637 MUM CREEK LANE FAYETTEVILLE, NC 28304 423-1727	RETIRED EDUCATOR	BS; MEd; EdD
BEYER, FRED L. 1709 HATHERLEIGH PLACE FAYETTEVILLE, NC 28304-2510 860-0610 (H) / 818-6855 (C)	RETIRED CC SCHOOL SYSTEM	BS/MEd
BLACKWELL, BREEDEN DR. (W/M) 1201 HAYMOUNT COURT FAYETTEVILLE, NC 28305 483-4493/615-5130 Graduate-County Citizens' Academy: NA Graduate-Institute for Community Leadership: No Graduate-Leadership Fayetteville: No Graduate-other leadership academy: NCACC; PEP	GOVT RELATIONS DIRECTOR-CFVHS	BA; MA; EDU
BUSH-McMANUS, PATRICIA (B/F) 3472 THORNDIKE DRIVE FAYETTEVILLE, NC 28311 488-1314/484-6839 (W) **SERVES ON THE TOURISM DEVELOPMENT AUTHORITY**	SITE DIRECTOR – TROY UNIVERSITY/FAYETTEVILLE	DOCTORAL STUDENT
CARSON, YVETTE (B/F) 8712 TANGLETREE DRIVE LINDEN, NC 28356 339-9232 (H)	EDUCATOR HARNETT CTY SCHOOLS	BA
CHESTNUTT, A. JOHNSON (W/M) 578 MILDEN ROAD FAYETTEVILLE, NC 28314 484-6365/323-1040(W)	ACCOUNTANT FAIRCLOTH & CO.	BS/BA
COUNCIL, SONJA (-/F) 950 STEWARTS CREEK DR APT. 1 FAYETTEVILLE, NC 28314 864-1651 (H) / 609-6139 (W) **SERVES ON NURSING HOME ADVISORY BOARD**	NURSE	FTCC-ATTENDING METHODIST UNIV
DEBNAM, HANK 705 WOODSTONE COURT FAYETTEVILLE, NC 28311-2500 488-0522/323-0601 (W)	HEALTH SVCS ADMINISTRATOR	BS, MASTERS PUBLIC HEALTH
DONALDSON, ED (W/M) 4606 HOE COURT FAYETTEVILLE, NC 28314 484-3640 **SERVES ON BOARD OF ADJUSTMENT**	RETIRED JUDGE	LAW DEGREE POLITICAL SCIENCE

FTCC BOARD OF TRUSTEES APPLICANTS, PAGE 2

EDUCATIONAL

NAME/ADDRESS/PHONE	OCCUPATION	BACKGROUND
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FARRIOR, HELEN HOOKS (B/F)
1707 ELDRIDGE STREET
FAYETTEVILLE, NC 28301
488-2975

RETIRED

BA; Med

Graduate-County Citizens' Academy: N/A
Graduate-Institute for Community Leadership: No response
Graduate-Leadership Fayetteville: No response
Graduate-other leadership academy: NC Board of Education training

GARRISON, CYNTHIA
1887 SPIRALWOOD DRIVE
FAYETTEVILLE, NC 28304
868-8981 (H)/321-0398 (W)/527-4673 (C)

CC SCHOOLS
ASST PRINICPAL

BA, MA

GIBBS, GERALD B. (W/M)
6078 LEXINGTON DRIVE
HOPE MILLS, NC 28348
425-3915 (H)

MEDICALLY RETIRED
NAVAL AIR TRAFFIC CONTROLLER
LAW STUDENT

BSL JURISPRUDENCE

HALES, DR. MARY A. (B/F)
3490 HASTINGS DRIVE
FAYETTEVILLE, NC 28311
482-3390/822-5100

CC SCHOOLS -
ADMINISTRATOR

BS – PSYCHOLOGY
MA – ELEM. EDUCATION
MS – SCHOOL ADMIN.
EDUC. LEADERSHIP

****SERVES ON THE MENTAL HEALTH BOARD****

HIGHT, ROBERT K. (W/M)
3210 PLAYER AVENUE
FAYETTEVILLE, NC 28304
322-2414/484-1151 X620 (W)

TEACHER
TERRY SANFORD HS

BA & MA –
POLITICAL SCIENCE

LODHI, MUHAMMAD A. (A/M)
2008 ASHRIDGE DRIVE
FAYETTEVILLE, NC 28304
401-2137/672-1658 (W)

ASSOCIATES PROF.
FSU

DOCTORATE – PLANT
BREEDING & MOLECULAR
GENETICS

OATMAN, LEWIS SCOTT
5575 HALLWOOD DRIVE
HOPE MILLS, NC 28348
425-8450/822-7119 (W)

HEALTH CARE
ADMINISTRATOR

BS IN BUSINESS ADMIN
MSA IN BUSINESS

****SERVES ON SENIOR CITIZENS ADVISORY COMMISSION****

O'DONNELL, DAWN
2072 BIRCHCREFT DRIVE
FAYETTEVILLE, NC 28304
425-3619/916-1207 (W)

RETIRED ARMY
TAX PREPARER -H&R BLOCK

AA – ACCOUNTING

OKHOMINA, DON A.
494 DUNLOE COURT
FAYETTEVILLE, NC 28311
868-1618/672-2148

MANAGEMENT PROFESSOR
FSU

BS; MBA; PhD

FTCC BOARD OF TRUSTEES APPLICANTS, PAGE 3

EDUCATIONAL NAME/ADDRESS/PHONE	OCCUPATION	BACKGROUND
PERSON, ELECTA E. (AA/F) 1851 GOLA DRIVE FAYETTEVILLE, NC 28301 482-2772	RETIRED	SOME COLLEGE
PREWITT, MRS. A. N. (W/F) 416 DEVANE STREET FAYETTEVILLE NC 28305 484-1615	ARTIST-HOMEMAKER	BA – MATHEMATICS
RAYNOR, WAYNE (W/M) 9172 BAY TRACE DRIVE LINDEN, NC 28356 630-5062/890-5383 (C)	PUBLIC HEALTH CONSULTANT	MA-PUBLIC HEALTH
SHAH, SANJAY B. (A/M) 308 FOREST CREEK DRIVE FAYETTEVILLE, NC 28303 864-4080/987-2571	PHYSICIAN	MD-ANESTHESIOLOGY
SMITH, JAMES ROBERT "BOB" 110 CALRENDON STREET #612 FAYETTEVILLE, NC 28305 423-6400 (W) **SERVES ON THE CIVIC CENTER COMMISSION**	CONSULTANT-PREFERRED PERSONAL SPECIALIST	BS, MBA
STACKHOUSE, EUGENE (B/M) 652 SUGARIDGE LANE FAYETTEVILLE, NC 28311 822-4782 (H)	RETIRED PUBLIC EDUCATION	BS; MA; EdS
WADDLE, ROBERTA (W/F) 3941 GAINNEY ROAD FAYETTEVILLE, NC 28306 484-7938	RETIRED	BS; MS
WILLIAMS, TERRY (B/_) 674 BAYWOOD ROAD FAYETTEVILLE, NC 28312 435-0960	DISABLED VETERAN	BS
WIRE, DON R. (W/M) 540 NOTTINGHAM DRIVE FAYETTEVILLE, NC 28311 717-0769	RETIRED/VOLUNTEER	BS; MA; PhD

KENNETH S. EDGE
Chairman

MARSHALL FAIRCLOTH
Vice Chairman

JEANNETTE M. COUNCIL
CHARLES E. EVANS
JIMMY KEEFE
BILLY R. KING
EDWARD G. MELVIN



MARIE COLGAN
Clerk to the Board

CANDICE WHITE
Deputy Clerk

BOARD OF COMMISSIONERS

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May 6, 2011

ITEM NO. 86

May 16, 2011 Agenda Item

TO: Board of Commissioners

FROM: Candice H. White, Deputy Clerk to the Board *cu*

SUBJECT: Joint Senior Citizens Advisory Commission

BACKGROUND: At their meeting on May 2, 2011, the Board of Commissioners nominated an individual to fill the one (1) current vacancy on the Joint Senior Citizens Advisory Commission. The nominee currently serves on the Joint Senior Citizens Advisory Commission; therefore, an additional nomination is needed.

Lewis Scott Oatman – resigned. Recommendation of the Joint Senior Citizens Advisory Committee is for **Linda S. Devore**. (See attached.)

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

PROPOSED ACTION: Nominate individual to fill the one (1) vacancy above.

pc: Mary Brymer, Director
Senior Citizens Center

Attachments

Celebrating Our Past...Embracing Our Future

Candice White

From: "Lewis Oatman Gmail" <lsoatman@gmail.com>
To: "Crystal Spigner-Williams" <610mannstreet@gmail.com>, "Barbara Jennings" <barbarajennings@nc.rr.com>, "Betty Brox" <bettyebroxx@embarqmail.com>, "Bill Crisp" <wjlcrist@aol.com>, mitchelc@faytechcc.edu, "Cassandra McMillion" <cassandrasmcmillion@hotmail.com>, maxwelldaisy59@yahoo.com, "Eleanor Hairr" <eayers1@nc.rr.com>, franktill1@nc.rr.com, "Glenda Dye" <gdye@mccog.org>, retiredsen@embarqmail.com, "Catherine VanSickle" <cvansickle@ccccoa.org>, "Kenneth Edge" <kedge@co.cumberland.nc.us>, "Lynn Legatski" <lynnlegatski@earthlink.net>, "Marlene Jacobs" <mjacobs34@nc.rr.com>, "Saroya Pendleton-Brown -work" <saroyabrown@ccs.k12.nc.us>, "Tom Cain" <advocate4seniors@embarqmail.com>, "William Watson" <hookwat@aol.com>, "Mary Brymer1" <ncladybug30@aol.com>
Sent: Wednesday, February 23, 2011 8:08:32 PM
Subject: RE: february 2011 meeting minutes

Good evening,

It is with much regret that I had to announce that I have to step down and resign from my appointment with this commission. I will be moving to Washington DC and will start in my new position in the Department of Veterans Affairs on March 7th. I would like to thank each of you for hard work and volunteerism each of you give to the citizens of Cumberland County and the City of Fayetteville and to this very important commission. I also want to thank you for your support in my short tenure as Chairperson of this advisory commission. I am hopeful that each of you will continue our work on improving programs for our seniors. I hope each of you have much success in keeping things on track and going down the right path to ensure we can do great things for the citizens of Cumberland County and the City of Fayetteville but for our senior as well. I wish each of you much success in your future endeavors.

V/r

Lewis Scott Oatman

Lewis Scott Oatman, MBA, CQM, CBB
Regional Administrative Director
Southeast Epilepsy Center of Excellence

VA Medical Center Durham
Department of Medicine (111D)
508 Fulton Street
Durham, NC 27705

SE-ECOE Main Office # (919) 416-5982
Office # (919) 286-0411, extension 2230
BlackBerry # 919-408-1219
Fax # (919) 416-5919

"The quality of a person's life is in direct proportion to their commitment to excellence, regardless of their chosen field of endeavor"-Vince Lombardi

3/29/2011

Candice White

From: Mary Brymer [MBrymer@ci.fay.nc.us]
Sent: Tuesday, March 29, 2011 3:43 PM
To: Candice White
Subject: Recommendation for appointment to the JFCCSCAC
Importance: High

Good Afternoon ~

On behalf of the Joint Fayetteville-Cumberland County Senior Citizen Advisory Commission; the Commission would like to recommend Ms. Linda Devore for appointment.

Thank you for your assistance in this matter.

Mary Brymer, Staff Liaison
JFCCSCAC

Mary Brymer, Senior Programs Supervisor
Fayetteville-Cumberland Parks & Recreation
Fayetteville-Cumberland Senior Center
Nationally Accredited by NISC - 2009
739 Blue Street
Fayetteville, NC 28301
Phone: 910.433.1574
<http://www.cityoffayetteville.org>
<http://www.fcpr.us>
<http://www.agingactivelyfay.com>

3/29/2011

APPLICANTS FOR
SENIOR CITIZENS ADVISORY BOARD

NAME/ADDRESS/TELEPHONE	OCCUPATION	EDUCATIONAL BACKGROUND
DEVORE, LINDA S. (W/F) 2616 DARTMOUTH DRIVE FAYETTEVILLE, NC 28304 484-8948/584-1633	RETIRED P/T TRP CPA	BA; JD
GARRISON, CYNTHIA (B/F) 1887 SPIRALWOOD DRIVE FAYETTEVILLE, NC 28304 868-8981 (H)/321-0398 (W)/527-4673 (C)	CC SCHOOLS ASST PRINICPAL	BA, MA
GLADDEN, ELLEN (B/F) 3512 CLEARWATER FAYETTEVILLE, NC 28311 488-2659/483-4290	MANAGER PAYNE FUNERAL HOME	BA
HAIRE, CASSANDRA W. (B/F) 515 ALBANY STREET FAYETTEVILLE, NC 28301 728-0175	SELF EMPLOYED	PURSUING MBA
JONES, ERIC F. (B/M) 123 N. PLYMOUTH FAYETTEVILLE, NC 28312 263-3054/487-0204 (W)	BUSINESS OWNER FITZGERALDS CAR COMPANY	HS; SOME COLLEGE
SERVES ON THE ADULT CARE HOME COMMUNITY ADVISORY COMMITTEE		
SERVES ON MINIMUM HOUSING APPEALS BOARD		
LANGSTON, VERONICA (B/F) 223 MURRAY FORD DRIVE FAYETTEVILLE, NC 28314 867-7098 (H) / 483-4037 (W)	EDUCATOR	BS; MA IN EDUCATION
SERVES ON MINIMUM HOUSING APPEALS BOARD		
LEE, ANGELA (B/F) 2065 CORINNA STREET FAYETTEVILLE, NC 28301 587-7794/488-8477	QUALIFIED PROFESSIONAL PIERCE & ASSOC., INC.	BA, MS
MACK, DAVID J. (B/M) 5479 LYNBROOK COURT FAYETTEVILLE, NC 27314 867-1214	N/A	MA-EDUCATIONAL ADMINISTRATION
MUNZO, ALBERT R. (/M) 7208 MONTORO FAYETTEVILLE, NC 28314 714-398-1657	RETIRED MILITARY	BA
PALMER, DWIGHT E., JR. (B/M) 1139 HELMSLEY DRIVE FAYETTEVILLE, NC 28314 867-8136/535-5325 (W)	GENERAL MANAGER CHEVROLET DEALERSHIP	BA, MBA

RAYNOR, WAYNE (W/M)
9172 BAY TRACE DRIVE
LINDEN, NC 28356
630-5062/890-5383 (C)

PUBLIC HEALTH
CONSULTANT

MA-PUBLIC HEALTH

SORCE, JOSEPH F. (W/M)
3839 MARKSBURY DRIVE APT. 303
FAYETTEVILLE, NC 27314
495-5265/483-8288

TEACHER
CUMBERLAND COUNTY
SCHOOLS

BS; MS

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>
William J. Watson (B/M) 1881 Gola Drive Fayetteville, NC 28301 488-6600	01/11	2nd	Feb/13 2/28/13	No
Judy Dawkins 2004 Morganton Road Fayetteville, NC 28305 323-4975/433-1136(W)	12/10	1st	Dec/12 12/31/12	Yes
VACANT (vacated by L.Oatman)	9/10	1 st	Sept/12 9/30/12	Yes
Marlene Jacobs (W/F) 324 Glenburney Drive Fayetteville, NC 28303 484-5920	9/10	2nd	Sept/12 9/30/12	No
Carl E. Mitchell 2704 Compton Place Fayetteville, NC 28304 437-9909/678-8373(W)	12/10	1st	Dec/12 12/31/12	Yes
Tom Cain (/M) 2786 Baywood Road Fayetteville, NC 28312 630-3970 (H)	9/09	1st	Sept/11 9/30/11	Yes
Brenda Brown (B/F) 1606 Dolphin Drive Spring Lake, NC 28390 497-9315 (H) / 866-6390 ext. 21953 (W) / 818-1604 (C)	9/09	1st	Sept/11 9/30/11	Yes
Annette Autry 222 Litchfield Place Fayetteville, NC 28305 988-7431/323-3888 (W)	12/10	1st	Dec/12 12/31/12	Yes

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For Reappointment</u>
Glenda Dye 1683 Hazel Hurst Drive Fayetteville, NC 28314 323-4191 Ext. 22 (W)	9/10	1st	Sept/12 9/30/12	Yes
(serving first full term; eligible for an additional two-year term)				
Daisy D. Maxwell 7113 Fillyaw Road Fayetteville, NC 28303 868-5611	12/10	1st	Dec/12 12/31/12	Yes

Contact: Mary Brymer – Senior Citizens Center Director – Phone: 433-1574
(Interoffice – Parks and Recreation)

Commissioner Liaison: Commissioner Charles Evans

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

*NOTE: This Board was expanded in 2006. The City and County agreed to expand from 10 to 20 members. The Board of County Commissioners had responsibility to appoint 2 new members to a 1 year term and 3 new members to a 2 year term.

KENNETH S. EDGE
Chairman

MARSHALL FAIRCLOTH
Vice Chairman

JEANNETTE M. COUNCIL
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JIMMY KEEFE
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MARIE COLGAN
Clerk to the Board

CANDICE WHITE
Deputy Clerk

BOARD OF COMMISSIONERS

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May 6, 2011

ITEM NO. 84

May 16, 2011 Agenda Item

TO: Board of Commissioners
FROM: Candice H. White, Deputy Clerk to the Board *CHW*
SUBJECT: Jury Commission

The Jury Commission has one (1) upcoming vacancy on June 30, 2011 as follows:

Edgar F. Merritt – completing first term. Eligible for reappointment.
See attached correspondence from Ellen B. Hancox, Trial Court Administrator. Mr.
Merritt is a resident of and is registered to vote in Cumberland County.

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

PROPOSED ACTION: Nominate individual to fill the one (1) vacancy above.

Attachments

pc: Ellen B. Hancox, Trial Court Administrator

Celebrating Our Past...Embracing Our Future



State of North Carolina
General Court of Justice
TRIAL COURT ADMINISTRATOR

ELLEN B. HANCOX
TRIAL COURT ADMINISTRATOR

CUMBERLAND COUNTY
FAYETTEVILLE, N.C.

TEL. (910) 678-2919

March 10, 2011

Cumberland County Board of Commissioners
P.O. Box 1829
Fayetteville, NC 28302-1829

RE: Appointment to the Jury Commission

Dear Commissioners:

Currently, Edgar F. Merritt serves as the Cumberland County Board of Commissioners' appointee. Mr. Merritt's term expires June 30, 2011. Pursuant to N.C.G.S. § 9-1, your appointee to the Jury Commission for the term beginning July 1, 2011, must be a resident and a qualified voter in the county.

Please let me know the name and address of your appointee to the Jury Commission for the two-year term beginning July 1, 2011.

If you have any questions, please feel free to contact me.

Sincerely yours,

A handwritten signature in cursive script, reading "Ellen B. Hancox".

Ellen B. Hancox
Trial Court Administrator

EBH/dgb

JURY COMMISSION

2 Year Term

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For Reappointment</u>
Edgar F. Merritt (B/M) 1506 Boros Drive Fayetteville, NC 28303 822-2976/286-2552	6/09	1 st	June/11 6/30/11	Yes

Perry Evans – Clerk of Court's Appointee
5512 Ramshorn Drive
Fayetteville, North Carolina 28303

Mabel Smith – Judge Johnson's Appointee
1606 Deep Creek Road
Fayetteville, North Carolina 28312

(The other two are appointed (1) by the Senior Resident Superior Court Judge and (1) by the Clerk of Superior Court.)

Contact: Ellen B. Hancox, Trial Court Administrator – 321-3841, fax # 678-2975

No regular meeting schedule. (Usually meet in September and November.)

APPLICANTS FOR
JURY COMMISSION

<u>NAME/ADDRESS/TELEPHONE</u>	<u>OCCUPATION</u>	<u>EDUCATIONAL BACKGROUND</u>
ANDREWS-MCCALL, MAXINE (B/F) 5637 MUM CREEK LANE FAYETTEVILLE, NC 28304 423-1727	RETIRED EDUCATOR	BS; MEd; EdD
ANQUISET, ANEL S. (H/M) 1407 STANSFIELD DRIVE FAYETTEVILLE, NC 28303 482-0443	NONE LISTED	HS; AS
BUSH-McMANUS, PATRICIA (B/F) 3472 THORNDIKE DRIVE FAYETTEVILLE, NC 28311 488-1314/484-6839 (W) **SERVES ON THE TOURISM DEVELOPMENT AUTHORITY**	SITE DIRECTOR – TROY UNIVERSITY/FAYETTEVILLE	DOCTORAL STUDENT
CARAMANNO, CHARLOTTE DELL (_/F) 5578 QUIETWOOD PLACE FAYETTEVILLE, NC 28304 423-2622 **SERVES ON ANIMAL SERVICES BOARD**	RETIRED	HS, SOME COLLEGE
CARVER, JAMIE R. 5807 SPREADING BRANCH ROAD HOPE MILLS, NC 28348 263-8364/643-4626 (W)	FT. BRAGG CRIMINAL INVESTIGATION DIVISION	BS
CHAVIS, KAREN R. 2122 CALISTA CIRCLE FAYETTEVILLE, NC 28304 423-6590	RETIRED RN CFVHS	ASN
DILLON, MARY E. (/F) 3209 MCCHOEN DRIVE FAYETTEVILLE, NC 28301 822-2045/678-8348(W)	BASIC SKILLS INSTRUCTOR	BS – ELEM. EDUCATION/ COLLEGE TEACHING
DYKES, JOSEPH MICHAEL (B/M) 5764 PEPPER BUSH DRIVE FAYETTEVILLE, NC 28304 813-4193/568-5891 (W)	KIOSK SALES CONTRACTOR FAYETTEVILLE PUBLISHING COMPANY	COLLEGE
HARDISON, HENRIETTA C. (AA/F) PO BOX 44024 FAYETTEVILLE NC 28309 920-4220/483-4767	UNIT DIRECTOR BOYS AND GIRLS CLUB	BA, MA
SIMPSON, PATRICIA G. (B/F) 3760 HUCKLEBERRY ROAD FAYETTEVILLE, NC 28312 323-4558	RETIRED	HS

KENNETH S. EDGE
Chairman

MARSHALL FAIRCLOTH
Vice Chairman

JEANNETTE M. COUNCIL
CHARLES E. EVANS
JIMMY KEEFE
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MARIE COLGAN
Clerk to the Board

CANDICE WHITE
Deputy Clerk

BOARD OF COMMISSIONERS

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May 6, 2011

ITEM NO. 81

May 16, 2011 Agenda Item

TO: Board of Commissioners
FROM: Candice H. White, Deputy Clerk to the Board
SUBJECT: Tourism Development Authority

The Tourism Development Authority has the following one (1) vacancy:

Member of the Public Not Affiliated with Travel/Tourism
Patricia Bush-McManus – completed first term. Unable to serve a second term. Recommendation of the Tourism Development Authority is for
Dallas Mack Freeman. (See attached.)

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

PROPOSED ACTION: Nominate individual to fill the one (1) vacancy above.

Attachments

pc: Marie Colgan, Clerk to the Board

Celebrating Our Past...Embracing Our Future

Candice White

From: Marie Colgan
Sent: Thursday, April 28, 2011 8:27 AM
To: Candice White
Subject: TDA Recommendation

Yesterday at it's regular meeting, the TDA moved to put forward the name of Dallas Mack Freeman to fill the position vacated by Patricia-Bush McManus. Please place this on the next BOC agenda.

Thanks
Marie

*Marie Colgan
Clerk to the Board
Cumberland County
PO Box 1829
Fayetteville, NC 28302
(910) 678-7771*

4/28/2011

TOURISM DEVELOPMENT AUTHORITY
3 Year Terms

3/11

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For Reappointment</u>
<u>Commissioner Appointees:</u>				
<u>Hotel/Motels under 100 rooms Representatives:</u>				
Daniel E. Roberts 4182 Sycamore Dairy Road Fayetteville, NC 28303 426-1416/826-9200 (W)	4/10	2nd	April/13 4/30/13	No
William S. Wellons, Jr. 406 Overton Place Fayetteville, NC 28303 868-5425/436-3131 (W)	7/10	1 st full term	August/13 8/31/13	Yes
<u>Hotel/Motel over 100 rooms Representatives:</u>				
Vivek Tandon (A/M) 2857 Skye Drive Fayetteville, NC 28303 323-9070/436-1900(W)	3/10	2nd	March/13 3/31/13	No
Sue Wooster (W/F) 2514 Pecan Drive Fayetteville, NC 28303 425-8942/323-0011 (W)	3/11	2nd	March/14 3/31/14	No
<u>Member of the Public Not Affiliated with Travel/Tourism</u>				
VACANT (vacated by P. Bush-McManus) 3/08		1 st	March/11 3/31/11	Yes

Others:

President of the Fayetteville-Cumberland County Chamber of Commerce (ex officio)

Doug Peters
Fayetteville-Cumberland County Chamber of Commerce
P.O. Box 9
Fayetteville, NC 28302

Cumberland County Manager (ex officio)

James Martin
P.O. Box 1829
Fayetteville, NC 28302

Authority was created by the Board of Commissioners on January 28, 2002.

Board was appointed on March 11, 2002.

Meetings: Quarterly (January/April/July/October) - 4th Wednesday – 8:00 AM – Room 564

APPLICANTS FOR
TOURISM DEVELOPMENT AUTHORITY

<u>NAME/ADDRESS/PHONE</u>	<u>OCCUPATION</u>	<u>EDUCATIONAL BACKGROUND</u>
ANSTEAD, PATRICK RYAN (W/M) 437 KINGSFORD ROAD FAYETTEVILLE NC 818-7968	LEGAL ASSISTANT	BA
BARNARD, STEVEN (W/M) 211 AZALEA BLUFF DRIVE FAYETTEVILLE, NC 28301 264-8320 (H) / 454-5177 (W)	MILITARY CIVIL AFFAIRS	BS, M.ED.
DAVIS, JOSEPH B. 721 CARNEGIE DRIVE FAYETTEVILLE, NC 28311 488-4629 (H) / 797-1809 (W)	CONTRACTOR	HS; 2 YRS COLLEGE
FAIRLEY, ROLAND A., SR (B/M) 219 MURRAY FORK DRIVE FAYETTEVILLE, NC 28314 764-1598/678-2016	ASSESSMENT CLERK	HS, SOME COLLEGE
FOGLE, MARSHA (W/F) PO BOX 278 STEDMAN, NC 28391 483-9579 (H)	RETIRED COUNTY CLERK	NONE LISTED
SERVES ON PARKS AND RECREATION ADVISORY BOARD		
FREEMAN, DALLAS MACK 961 KAYWOOD DRIVE FAYETTEVILLE, NC 28311 488-9478 Graduate-County Citizens' Academy: N/A Graduate-Institute for Community Leadership: No Graduate-Leadership Fayetteville: No Graduate-other leadership academy: No	RETIRED-EDUCATION	BS; MA; Ed.D; Ed.S.
O'KELLEY, SHEILA 2325 GREYGOOSE LOOP FAYETTEVILLE, NC 28306 213-4161/364-5246	NONPROFIT DIRECTOR THE JEMS PROJECT INC	HS
SHELTON SR., MICHAEL TORAIN (-/M) 3529 THAMESFORD RD FAYETTEVILLE, NC 28311 482-4495/630-3830	TRAVEL AGENT SELF EMPLOYED	AS – BANKING/FINANCE
STEWART, JAMESON C. (W/M) 3533 GODWIN CIRCLE FAYETTEVILLE, NC 28312 874-5930/678-9897 (W)	SENIOR AUDIO VISUAL TECH – FTCC	AAA – ELECTRONICS ENG.

TOURISM DEVELOPMENT AUTHORITY APPLICANTS – PAGE 2

<u>NAME/ADDRESS/PHONE</u>	<u>OCCUPATION</u>	<u>EDUCATIONAL BACKGROUND</u>
WHITTEMORE, APRIL (I/F) 4823 REDWOOD DRIVE FAYETTEVILLE, NC 28304 977-7796	HUMAN RESOURCES NATIVE ANGELS	DOUBLE MASTERS – COUNSELING/HR

KENNETH S. EDGE
Chairman

MARSHALL FAIRCLOTH
Vice Chairman

JEANNETTE M. COUNCIL
CHARLES E. EVANS
JIMMY KEEFE
BILLY R. KING
EDWARD G. MELVIN



MARIE COLGAN
Clerk to the Board

CANDICE WHITE
Deputy Clerk

BOARD OF COMMISSIONERS

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May 6, 2011

ITEM NO. 9A

May 16, 2011 Agenda Item

TO: Board of Commissioners

FROM: Candice H. White, Deputy Clerk to the Board *CW*

SUBJECT: Human Relations Commission

BACKGROUND: On May 2, 2011, the Board of Commissioners nominated the following individual to fill one (1) vacancy on the Human Relations Commission:

Clabon Roddell Lowe (new appointment)

I have attached the current membership list for this commission.

PROPOSED ACTION: Appoint an individual to fill the one (1) vacancy.

Attachment

pc: Ron McElrath, Human Relations Director (City of Fayetteville)
Human Relations Commission Chair

Celebrating Our Past...Embracing Our Future

HUMAN RELATIONS COMMISSION
(County Commissioner Appointees)
 2Year Term

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible for Reappointment</u>
Vincent S. Francis 341 Abbottswood Drive Fayetteville, NC 28301 488-2608/497-1175	10/10	1st	Nov/12 11/01/12	Yes
VACANT (vacated by R.Wright)	11/10	1 st	Dec/12 12/01/12	Yes
Sandra Mitchell 414 Barbour Court Fayetteville, NC 28301 257-5492	10/10	1st	July/11 07/01/11	Yes
(serving unexpired term; eligible for two additional two-year terms)				
Muhammad A. Lodhi 2008 Ashridge Drive Fayetteville, NC 28304 401-2137/672-1658 (W)	6/09	1st	July/11 07/01/11	Yes

Contact: Ronald McElrath – 433-1605 – Fax # 433-1535
 Human Relations Director
 City of Fayetteville

Meetings: 2nd Thursday of every month – 5:30 pm
 City Hall – Lafayette Room

KENNETH S. EDGE
Chairman

MARSHALL FAIRCLOTH
Vice Chairman

JEANNETTE M. COUNCIL
CHARLES E. EVANS
JIMMY KEEFE
BILLY R. KING
EDWARD G. MELVIN



MARIE COLGAN
Clerk to the Board

CANDICE WHITE
Deputy Clerk

BOARD OF COMMISSIONERS

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May 6, 2011

ITEM NO. 9B

May 16, 2011 Agenda Item

TO: Board of Commissioners

FROM: Candice H. White, Deputy Clerk to the Board *CHW*

SUBJECT: Cumberland County Workforce Development Board

BACKGROUND: On May 2, 2011 the Board of Commissioners nominated the following individuals to fill one (1) current vacancy and one (1) upcoming vacancy on the Cumberland County Workforce Development Board:

Private Sector Position
Dina Simcox (reappointment)
Sheba McNeil (new appointment)

Community Based Organization
Carl J. Manning (reappointment)

I have attached the current membership list for this board.

PROPOSED ACTION: Appoint individuals to fill the two (2) vacancies above.

Attachment

pc: Amy Cannon, Deputy County Manager/Interim 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>				
Alicia R. McLean (B/F) Fayetteville Kidney Center 5058 Summer Ridge Drive Fayetteville, NC 28303 487-0390/323-5288 (W)	9/08	1 st	Sept/11 9/30/11	Yes
Gwen Holloman (B/F) VA Hospital 721 Edgehill Road Fayetteville, NC 28314 868-1691/261-7813 (C)	9/08	1 st	Sept/11 09/30/11	Yes
Loleta L. Wilkerson (/F) Navy Federal Credit Union 2606 Bragg Blvd., Suite 320 Fayetteville, NC 28303-4144 481-7800 (W) / 481-1057 (C)	10/08	2 nd	Oct/11 10/31/11	No
Rosie G. McMillan (B/F) FSU 1972 Culpepper Lane Fayetteville, NC 28304 864-0158/671-1105 (W)	9/08	1 st	Sept/11 09/30/11	Yes
Brad Loase (W/M) 815 Stamper Road Fayetteville, NC 28303 583-3682/437-5959 (W)	2/10	2 nd	Feb/13 2/28/13	No
Michael Karaman (W/M) 4424 Bragg Blvd. # 101 Fayetteville, NC 28303 860-1000	2/10	2 nd	Feb/13 2/28/13	No
Linda Hoppmann (W/F) 515 Person Street Fayetteville, NC 28301 (serving unexpired term) 826-4939/483-5016 (W)	4/09	1 st	Nov/11 11/30/11	Yes
Dina Simcox (W/F) 3628 Heatherbrooke Drive Fayetteville, NC 28306 717-2448/868-7668 (W)	4/08	1 st	Apr/11 4/30/11	Yes

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For Reappointment</u>
Sara Jean Hicks (W/F) Aberdeen & Rockfish Railroad 655 Winslow Street Fayetteville, NC 28306 417-9072/483-8309 (W)	2/09	1 st	Feb/12 2/28/12	Yes
Charles A. Richter (/M) Piedmont Natural Gas 1069 Wilkes Road Fayetteville, NC 28306 321-2982 (W) / 308-1168 (C)	10/08	2 nd	Oct/11 10/31/11	No
Hubert Owens (B/M) 4836 Durango Court Fayetteville, NC 28304 339-9592/(719)433-9684/977-5270 (C)	6/09	1 st	June/12 6/30/12	Yes
John Davidson (W/M) Carco Group, Inc. 674 Glenda Street Fayetteville, NC 28311 482-4338/308-3255	6/09	2nd	June/12 6/30/12	No
<u>Public Sector:</u>				
Social Services Representative: Richard Everett (W/M) Dept. of Social Services 408 Mirror Lake Drive Fayetteville, NC 28303 484-0432/677-2360 (W)	9/08	1 st	Sept/11 9/30/11	Yes
<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>				
Esther Acker (W/F) 301 Coolee Circle Fayetteville, NC 28311 488-1402/323-3192 x32 (W)	9/08	1 st	Sept/11 9/30/11	Yes

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For Reappointment</u>
Sara Hemingway (W/F) Communicare, Inc. 711B Executive Place Fayetteville, NC 28305 829-9017	2/09	1 st	Feb/12 2/28/12	Yes
J. Carl Manning (B/M) Kingdom CDC PO Box 1402 Fayetteville, NC 28302 630-1000/484-2722	5/08	1 st	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 st	Aug/11 8/31/11	Yes
<u>Employment Service:</u> Josephus Thompson (Interim) Employment Security Comm. 414 Ray Avenue Fayetteville, NC 28301 486-1010	11/10	(unlimited term - replaced by state agency)		
<u>Labor:</u> Joseph M. Smith (W/M) Goodyear 6005 Loudon Circle Hope Mills, NC 28348 424-6238/488-9295 x321 (W)/578-9933 (C)	9/08	1 st	Sept/11 9/30/11	Yes
<u>Education:</u> Dr. Joe Mullis, (/M) FTCC PO Box 35236 Fayetteville, NC 28303	7/10	2nd	Aug/13 8/31/13	No
Emily Dickens (-/F) Fayetteville State University 1200 Murchison Road Fayetteville, NC 28301 486-1141	11/08	1 st	Nov/11 11/30/11	Yes

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For Reappointment</u>
<u>County Representative:</u>				
Amy Cannon Deputy County Manager P. O. Box 1829 Fayetteville, NC 28302 678-7726	02/11	N/A	N/A	N/A

Contact: Amy Cannon, Deputy County Manager, Interim Director, 678-7740 (Lorria Troy fax # 323-5755)

Regular Meetings: 2nd Tuesday, every other month beginning in January, 12:00 PM, Job Link Career Center, 410 Ray Avenue

(Name Changed to Cumberland County Workforce Development Board, November, 1995)

**NORCRESS WATER & SEWER DISTRICT GOVERNING BOARD AGENDA
SPECIAL MEETING
CUMBERLAND COUNTY BOARD OF COMMISSIONERS
COURTHOUSE – ROOM 118
MAY 16, 2011
6:45 PM**

1. Items of Business
 - A. Approval of minutes for the May 17, 2010 regular meeting.
 - B. Report of Collection of Delinquent Accounts.
 - C. Any Other Matters of Interest

ADJOURN THE MAY 16, 2011 SPECIAL MEETING OF THE NORCRESS WATER & SEWER DISTRICT GOVERNING BOARD.

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



ITEM NO. 10

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

**MEMO FOR THE AGENDA OF THE
MAY 16, 2011 MEETING OF THE BOARD OF COMMISSIONERS
ACTING AS THE GOVERNING BOARD OF NORCRESS**

TO: Bd. of Commissioners; Co. Manager; Dep. Co. Manager; Amy Hall
FROM: Co. Atty. *A. M. Wright*
DATE: May 10, 2011
SUBJECT: Notice of Collection of Delinquent NORCRESS Accounts

FOR INFORMATION ONLY – NO ACTION NEEDED

The sewer use ordinance and regulations for NORCRESS establish a monthly availability charge to all properties containing a dwelling or other building used for human occupancy, employment, recreation, or other purposes. This is also described as the debt service charge. Some property owners subject to this charge have never paid it. This is a major part of 16 accounts which are currently delinquent. This memo is being provided to the governing board in advance of the county's commencing legal action against the property owners with delinquent accounts. All property owners with delinquent accounts have been given multiple opportunities to bring their accounts current. This collection process is the measure of last resort.

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NORCRESS WATER & SEWER DISTRICT MEETING

MAY 17, 2010 6:45PM

117 Dick Street, 1st Floor, Room 118

PRESENT: Chairman Billy King
Commissioner Jeannette Council
Commissioner Kenneth Edge
Commissioner Marshall Faircloth
Commissioner Jimmy Keefe
Commissioner Phillip Gilfus
James Martin, County Manager
Juanita Pilgrim, Deputy County Manager
Amy Cannon, Assistant County Manager
Rick Moorefield, County Attorney
Sally Shutt, Communications Manager
Tom Cooney, Public Utilities Director
Marie Colgan, Clerk to the Board
Candice White, Deputy Clerk to the Board

MEMBERS ABSENT: Commissioner Ed Melvin

1. Items of Business

(A) Approval of minutes for the February 19, 2008 regular meeting.

ACTION: Approve

MOTION: Commissioner Edge moved to approve the minutes,

SECOND: Commissioner Faircloth

VOTE: UNANIMOUS

(B) Approval of a Budget Revision to Appropriate Fund Balance in the NORCRESS Operating Fund for Unanticipated Maintenance and Repair and Other Operating Costs.

BACKGROUND: Operation of our NORCRESS collection system has seen a significant increase in costs that had not been previously budgeted. The increases are due primarily to the addition of chemicals at the lift stations in an effort to prevent the creation of Hydrogen Sulfide (H₂S) gas. When the H₂S forms there is also the formation of sulfuric acid that severely damages the concrete that the manholes are constructed with. The sewer collection lines are made from a special plastic material

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that is resistant to these acids. The H₂S gas not only is dangerous if inhaled in high enough concentrations it is also a very offensive odor that has disrupted the residents of Wade and Eastover. To prevent the H₂S from forming the Public Utilities Department is adding additional chemicals to the sewer system to control it, therefore, needing additional monies that was not budgeted for in the amount of \$28,000.

There has been severe damage in the manholes in Wade that require rehabilitation and a special coating to prevent future deterioration. Bids are being requested. Therefore a request for \$32,000 is be made to be appropriated for the rehabilitation of the lines.

Another increase in cost that was not previously budgeted was the increase from the sewer service provider PWC and the electrical providers to the Lift Stations, therefore, needing additional monies in the amount of \$40,000.

Monies to fund these additional unanticipated costs are available in the NORCRESS fund balance from leftover project construction funds. A proposed increase in the NORCRESS sewer rates effective July 1, 2010 is intended to address ongoing costs and the need to accumulate a reserve for future repairs and maintenance.

RECOMMENDATION/PROPOSED ACTION: The Public Utilities Director and County Management recommend that the NORCRESS Governing Board:

1. Approve budget revision to appropriate NORCRESS fund balance in the amount of \$100,000 to fund increases to the following expenditure lines:

253-450-450E-3439 - \$28,000 – M&R Contract (Chemicals)

253-450-450E-3435 - \$32,000 – M&R Other (Manhole Repairs)

253-450-450E-3480 - \$40,000 – Utilities (Sewer & Electric Rate Increases)

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

ACTION: Approve

MOTION: Commissioner Faircloth moved to approve the Budget Revision as presented.

SECOND: Commissioner Edge

VOTE: UNANIMOUS

(C) Approval of a Rate Increase for Sewer Service for the NORCRESS Sanitary Sewer System.

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BACKGROUND: After reviewing the operational costs of the NORCRESS sewer system for the past three years, it has revealed that the present rate of collections for sewer service is not meeting the costs being incurred by the system for operations and maintenance. There have been increases by our sewer service provider PWC, our electrical providers and our chemical supplier to control the odor problems and damage created by the creation of hydrogen sulfide in the long force mains. At the present rate we are not generating any revenue to set aside as a capital reserve fund to pay for replacement equipment or needed repairs.

There was a meeting of the NORCRESS Advisory Board to discuss this issue and to make a recommendation to increase the rates. Although the members of the Advisory Board do not wish to see the rates increase in these times of economic stress, they understand the necessity of the rate increase. The members have also asked for a 50 cent increase in the monthly fee that is paid to the Towns to cover the administrative aspects of billing and fee collection. This will increase their monthly fee from \$1.00 per customer per month to \$1.50 per customer per month.

The last time that we increased the rate was in 2007, that increase raised the rate on sewer service to \$4.50 per 1,000 gals. I have proposed a rate increase of \$1.00 per 1,000 gals to \$5.50 per 1,000 gals. This increase is necessary due to the high cost of treating the force mains to prevent damage and odor problems, as well as, to begin to establish a capital reserve for future needs.

The average monthly usage throughout this system is 3,500 gals per user, this equates to an average increase of \$3.50 per month to the individual customer for sewer service plus an additional 50 cents for billing administration or an increase of \$4.00 per month total.

RECOMMENDATION/PROPOSED ACTION: The Public Utilities Director, the NORCRESS Advisory Board, Finance Committee and Management recommend that the NORCRESS Governing Board:

1. Approve that NORCRESS increase its sewer usage rate to \$ 5.50 / 1,000 gallons or higher.
2. Approve that NORCRESS increase the Towns administration fee to \$1.50 / month per customer.

ACTION: Approve

MOTION: Commissioner Faircloth moved to approve the rate increase as presented.

SECOND: Commissioner Council

VOTE: UNANIMOUS

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There being no further business, the meeting adjourned.

Approved with/without revision:

Respectfully submitted,

Marie Colgan
Clerk to the Board