AGENDA CUMBERLAND COUNTY BOARD OF COMMISSIONERS COURTHOUSE – ROOM 118 OCTOBER 17, 2011 6:45 PM

INVOCATION - Commissioner Jimmy Keefe

PLEDGE OF ALLEGIANCE – Cub Scout Troop 747 Den 1

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

Presentation of Proclamation and Special Recognition of WIDU Radio and Owners, Wes and Sandy Cookman.

1. Approval of Agenda

2. Consent Agenda

A. Approval of minutes for the following meetings:

September 27, 2011 – Special Meeting with the Cumberland County Legislative Delegation September 27, 2011 – Special Meeting with the Gray's Creek Community September 29, 2011 – Special Joint Meeting with the Fayetteville City Council October 3, 2011 – Regular County Commissioner Meeting

- B. Approval of a Resolution to Concur with North Carolina Department of Transportation's Intent to Abandon a Portion of SR1826 Wade Stedman Road from State's Secondary Road System.
- C. Approval of Sale of Surplus County-Owned Real Property Acquired by Tax Foreclosure:
 - 1) 0.69 Ac W Manchester Road, PIN 9592-84-5077; Manchester Township

- 2) Lot 88 Crystal Park Sec 3; 2548 Pinnacle Drive, PIN 0415-56-0604; Pearces Mill Township
- 3) 0.40 Ac Lumberton Road; 5915 S US 301 HWY, PIN 0412-79-9954; Rockfish Township
- 4) 1 Vac Lot, (Located on Mabry Road, Off I-95 Bus S), PIN 0412-67-5571; Rockfish Township
- 5) Lots 57-67 Kings Terrace; 1507 Howell Street, PIN 0438-33-5672; Cross Creek Township and Lots 47-51, PIN Numbers: 0438-34-6463, 0438-34-6469, 0438-34-6574, 0438-34-6599, 0438-34-7634; Cross Creek Township.
- D. Approval of Report and Recommendation of the Cumberland County Facilities Committee:
 - 1. Approval of Construction Manager at Risk Agreement for County Detention Center Expansion Project.
 - 2. Approval of Design Development Plans for County Detention Center Expansion Project.
- E. Approval of a Proclamation Proclaiming Week of October 24-28, 2011 as "Red Ribbon Week" in Cumberland County.
- F. Approval of a Proclamation Recognizing Myrover-Reese Fellowship Homes, Inc, on its 50th Anniversary.
- G. Budget Revisions:
 - (1) Mid Carolina Senior Transportation

Revision in the amount of \$140 to appropriate fund balance for additional medical transportation. (B12-123) **Funding Source –Fund Balance Appropriated**

(2) Rural Operating Assistance Program

Revision in the amount of \$99 to appropriate fund balance for additional transportation services. (B12-124) **Funding Source – Fund Balance Appropriated**

- (3) Health
 - a. Care Coordination for Children/Adult Health/Administration -Revisions in the total amount of \$138,278 to reallocate budgeted expenditures (\$61,289) from Adult Health to Health Administration and to transfer public health nurse supervisor from Adult Health to Care Coordination for Children and recognize additional fees (\$76,989) expected to be earned. (B12-130 thru B12-130B) Funding Source – Fees and Reallocation of Budgeted Expenditures
 - b. Environmental Health Revisions in the total amount of \$48,584 to appropriate Health fund balance for replacement of computers and equipment. (B12-131 and B12-144) Funding Source – Health Fund Balance Appropriated
- (4) Emergency Services

Revision in the amount of \$9,901 to recognize Department of Homeland Security 2009 Exercise Grant. (B12-135) **Fund Source - Grant**

(5) Federal Forfeiture - Justice

Revision in the amount of \$87,000 to appropriate fund balance for renovations and purchase of equipment. (B12-139) **Funding Source** – **Fund Balance Appropriated**

(6) Federal Forfeiture - Treasury

Revision in the amount of \$1,226 to appropriate fund balance to purchase equipment. (B12-140) **Funding Source – Fund Balance Appropriated**

(7) Sheriff - Child Sex Predator Grant

Revision in the amount of \$47,634 to rebudget unexpended grant funds from FY2011. (B12-145) **Funding Source – Grant**

- (8) Eastover Sanitary District
 - a. Revision in the amount of \$60,554 to appropriate fund balance to fund legal services and engineering fees. (B12-138) **Funding** Source Fund Balance Appropriated
 - b. Revision in the amount of \$25,000 to appropriate fund balance to furnish the new ESD office. (B12-146) Funding Source Fund Balance Appropriated

(9) Senior Aides

Revision in the amount of \$30,000 to budget in-kind revenue and expenditures. (B12-133) **Funding Source – In-Kind**

- H. Approval of Acceptance of Golden LEAF Foundation \$469,218 Grant for Sewer Extension to Vander Area.
- 3. Presentation by Dr. Larry Keen, President, Fayetteville Technical Community College and Mr. Chip Lucas, Executive Director, Career & Technical Education, Cumberland County School System on Career & Technical Education Program Update.
- 4. Presentation by Mark Culbreth from the Cumberland County School System on the Reading Rocks Program.
- 5. Public Hearings

Uncontested Cases

Rezoning

- A. 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).
- B. Case P11-39: Rezoning of 2.53+/- acres from M(P) Planned Industrial to C2(P) Planned Service and Retail or to a more restrictive zoning district, located at 508 and 516 West Manchester Road, submitted by Hershel L. and Eleanor F. Boyd (owners).
- C. Case P11-41: Rezoning of 1.00+/- acres from A1 Agricultural to RR Rural Residential or to a more restrictive zoning district, located at 7234 and 7244 Turnbull Road, submitted by Eric H. and Linda F. Avery (owners).
- D. Case P11-42: Rezoning of 1.17+/- acres from R10 Residential to C2(P)
 Planned Service and Retail or to a more restrictive zoning district, located on the southwest side of SR 1133 (George Owen Road) and east of NC 59 (Hope Mills Road), submitted by Shelby T. Townsend (owner).

Other Public Hearings

E. Public Hearing on a Resolution of Intent to Close Unnamed Right-of-Way Off of Cypress Lake Circle (SR 2307) as Recorded in Plat Book 118, Page 99 in the Cumberland County Registry.

F. Public Hearing on the Board of Commissioners Redistricting Plan.

ITEMS OF BUSINESS

- 6. Approval of Renewal of Courthouse Deli and DSS Snack Shop Franchise Agreement (1st Reading).
- 7. Nominations to Boards and Committees
 - A. Civic Center Commission (1 Vacancy)
 - B. Cumberland County Local Emergency Planning Committee (1 Vacancy)
 - C. Human Relations Commission (1 Vacancy)
 - D. Cumberland County Library Board of Trustees (2 Vacancies)
 - E. Minimum Housing Appeals Board (3 Vacancies)
- 8. Appointments to Boards and Committees
 - A. Cumberland County Workforce Development Board (2 Vacancies)

Nominees:

Private Sector Position:	Linda Hoppmann (Reappointment)
Education Position:	Emily Dickens (Reappointment)

9.	Closed Session:	A)	Attorney Client Matter(s) Pursuant
			To NCGS 143-318.11(a)(3).

B) Economic Development Matter(s) Pursuant to NCGS 143-318.11(a)(4).

ADJOURN

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

MEETINGS: November 7, 2011 (Monday) - 9:00 AM November 21, 2011 (Monday) - 6:45 PM December 5, 2011 (Monday) - 9:00 AM December 19, 2011 (Monday) - 6:45 PM

NORTH CAROLINA

COUNTY OF CUMBERLAND



WHEREAS, WIDU 1600 AM signed on the air in 1958 and was purchased by Wes Cookman in 1987, at which time the format changed to inspirational gospel music and information about local community issues and concerns through talk shows and local news programs; and

WHEREAS, Wes and Sandy Cookman also own and operate WEWO in Laurinburg, North Carolina, and WAGR in Lumberton, North Carolina, with WIDU being accessible worldwide at widuradio.com; and

WHEREAS, WIDU's knowledge based, issue driven "Wake Up" talk show is in its fifth year, WIDU's "Wake Up Pastors' Coalition" can be heard live every Wednesday, and WIDU's "Wake Up Business Coalition" can be heard live every Friday; and

WHEREAS, Wes Cookman and the WIDU Vision Team also serve as "Goodwill Ambassadors" for our community through their travels and recruitment efforts; and

WHEREAS, WIDU's annual anniversary celebration events have grown to a multi-day family friendly community event drawing more than twenty thousand people annually; and

WHEREAS, WIDU's goal for October, 2012 is to present a weeklong series of empowering, positive, and family friendly events that will bring fifty thousand people to this community;

NOW THEREFORE, BE IT PROCLAIMED, that I, Kenneth S. Edge, on behalf of the Cumberland County Board of Commissioners, do hereby express deep appreciation to Wes and Sandy Cookman for the many contributions they and WIDU 1600 AM have made to our Cumberland County community.

Presented this 17th day of October, 2011.

Kenneth S. Edge, Chairman Cumberland County Board of Commissioners



SAM LUCAS Engineering Technician H

WAYNE DUDLEY, CFM Engineering Technician I

ENGINEERING DEPARTMENT

Historic Courthouse, I30 Gillespie Street • P.O. Box I829 • Fayetteville, North Carolina 28302-1829 Telephone (910) 678-7636 • Fax (910) 678-7635

September 27, 2011

MEMORANDUM

ITEM NO. _2B

TO: BOARD OF COUNTY COMMISSIONERS

FROM: ROBERT N. STANGER, COUNTY ENGINEER ROP

THROUGH: AMY H. CANNON, DEPUTY COUNTY MANAGER

SUBJECT: RESOLUTION TO CONCUR WITH NORTH CAROLINA DEPARTMENTOF TRANSPORTATION'S INTENT TO ABANDON A PORTION OF SR1826 WADE STEDMAN ROAD FROM STATE'S SECONDARY ROAD SYSTEM

BACKGROUND:

The Board has received a request from NCDOT to concur with its intent to abandon a portion of SR1826 Wade Stedman Road from the old intersection with NC Highway 13 to a point 265 feet south. Refer to the attached letter from Mr. David Plummer. According to Mr. Plummer, SR1826 has been realigned at the intersection with NC Highway 13 rendering a portion of the old SR1826 obsolete. The property owner, along said portion of SR1826 to be abandoned, has petitioned NCDOT to remove this section from the State's Secondary Road System. Once NCDOT takes this action, the property owner will likely petition the Board to permanently close the road in accordance with NCGS 153A-241.

Attached is a resolution that concurs with NCDOT's intent to abandon said portion of SR1826 from the State's Secondary Road System.

RECOMMENDATION/PROPOSED ACTION:

The recommendation of the County Engineer, County Attorney and Management is to approve the attached resolution.

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

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RESOLUTION

CUMBERLAND COUNTY NORTH CAROLINA

WHEREAS, the property owner abutting a portion of SR1826 Wade Stedman Road from the intersection of NC Highway 13 to a point 265 feet south has petitioned Division Six - District Two of the North Carolina Department of Transportation, to abandon said road from the State's Secondary Road System; and

WHEREAS, a realignment of SR1826 at the intersection with NC Highway 13 has rendered obsolete said portion of SR1826 to be abandoned; and

WHEREAS, the North Carolina Department of Transportation has requested the Cumberland County Board of Commissioners concur ,by resolution, the Department's recommendation to abandon from the State's Secondary Road System said portion of SR1826 Wade Stedman Road.

NOW THEREFORE, be it resolved this 17th day of October, 2011, that the Cumberland County Board of Commissioners hereby concur with the Department of Transportation's intent to abandon from the State's Secondary Road System a portion of SR1826 Wade Stedman Road from the intersection of NC Highway 13 to a point 265 feet south.

Kenneth S. Edge, Chairman Board of County Commissioners

ATTEST:

Candice White, Clerk to the Board



STATE OF NORTH CAROLINA DEPARTMENT OF TRANSPORTATION

BEVERLY EAVES PERDUE GOVERNOR EUGENE A. CONTI, JR. Secretary

September 21, 2011

Division Six - District Two Cumberland County

Mr. Kenneth S. Edge, Chairman Cumberland County Board of Commissioners P.O. Box 1829 Fayetteville, N.C. 28302

Subject: Secondary Road Abandonment

Dear Mr. Edge:

This is reference to a petition submitted to this office requesting that a street in Cumberland County be abandoned from the State's Secondary Road System. Please be advised that this street has been investigated and our findings are that the below listed street is eligible for abandonment from the State System.

Route	Name	From	То	Length
SR 1826	Wade Stedman	Hwy 13	265' South	0.05 Mi.
	Rd.			

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

Sincerely,

David Plummer Transportation Tech. IV



STATE OF NORTH CAROLINA DEPARTMENT OF TRANSPORTATION

BEVERLY EAVES PERDUE GOVERNOR EUGENE A. CONTI, JR. Secretary

September 21, 2011

Division Six - District Two Cumberland County

Mr. Kenneth S. Edge, Chairman Cumberland County Board of Commissioners P.O. Box 1829 Fayetteville, N.C. 28302

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SR 1826	Wade Stedman	Hwy 13	265' South	0.05 Mi.
	Rd.			

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

Sincerely,

David Plummer Transportation Tech. IV



ITEM NO. _ 2 C(1-4



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

October 3, 2011

n

MEMORANDUM FOR BOARD OF COMMISSIONERS' OCTOBER 17, 2011 AGENDA:

TO: BOARD OF COMMISSIONERS

FROM: RICK L. MOOREFIELD, COUNTY ATTORNEY

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

> 0.69 AC W MANCHESTER RD; 670 W MANCHESTER RD (LOCATED OFF N. BRAGG BLVD.) PIN 9592-84-5077; MANCHESTER TOWNSHIP

LOT 88 CRYSTAL PARK SEC 3; 2548 PINNACLE DR (LOCATED ON PINNACLE DR.) PIN 0415-56-0604; PEARCES MILL TOWNSHIP

0.40 AC LUMBERTON RD; 5915 S US 301 HWY (LOCATED OFF I-95 BUS S) PIN 0412-79-9954; ROCKFISH TOWNSHIP

1 VAC LOT; (LOCATED ON MABRY RD. OFF I-95 BUS S) PIN 0412-67-5571; ROCKFISH TOWNSHIP

BACKGROUND: On or about November 10, 2009, 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 \$8,109.68.

WBM, LLC has offered to purchase the County's interest in the property for **\$8,109.68** and has deposited **\$810.97** in the Finance Office.

The tax values of the properties are as follows:

0.69 AC W MANCHESTER RD; 670 W MANCHESTER RD (LOCATED OFF N. BRAGG BLVD.) PIN 9592-84-5077; MANCHESTER TOWNSHIP \$7,460.00

VALUE:

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VALUE:	LOT 88 CRYSTAL PARK SEC 3; 2548 PINNACLE DR (LOCATED ON PINNACLE DR.) PIN 0415-56-0604; PEARCES MILL TOWNSHIP \$10,000.00
villet.	\$10,000.00
	0.40 AC LUMBERTON RD; 5915 S US 301 HWY
	(LOCATED OFF I-95 BUS S)
	PIN 0412-79-9954; ROCKFISH TOWNSHIP
VALUE:	\$4,864.00
	1 VAC LOT; (LOCATED ON MABRY RD. OFF I-95 BUS S)
	PIN 0412-67-5571; ROCKFISH TOWNSHIP
VALUE:	\$8,075.00

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 WBM, LLC 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 WBM, LLC to purchase the above property for the sum of **\$8,109.68**, plus advertising and recording costs, and authorize the Chairman to execute a deed upon receipt of the balance of the purchase price.

RLM/hnw Attachment









ITEM NO. _ 2C(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

October 3, 2011

MEMORANDUM FOR BOARD OF COMMISSIONERS' OCTOBER 17, 2011 AGENDA:

TO: BOARD OF COMMISSIONERS

FROM: RICK L. MOOREFIELD, COUNTY ATTORNEY

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

> LOT 57-67 KINGS TERRACE 2 PT 1: 1507 HOWELL ST (LOCATED ON HOWELL ST. OFF LANGDON ST.) PIN 0438-33-5672; CROSS CREEK TOWNSHIP

Lot 47 Kings Terrace Sub 2 PT 2 – PIN 0438-34-6463 Lot 48 Kings Terrace Sub 2 PT 2 – PIN 0438-34-6469 Lot 49 Kings Terrace Sub 2 PT 2 – PIN 0438-34-6574 Lot 50 Kings Terrace Sub 2 PT 2 – PIN 0438-34-6599 Lot 51 Kings Terrace Sub 2 PT 2 – PIN 0438-34-7634 LOTS 47-51 ARE OFF LANGDON ST.; CROSS CREEK TOWNSHIP

BACKGROUND: On or about November 18, 2010, the County acquired by tax foreclosure the above properties. The amount currently owed on the foreclosure judgment including interest and cost for the properties is \$5,727.95.

T & C Properties of Fayetteville, LLC was the last and highest bidder offering to purchase the County's interest in the properties for **\$11,132.00** and has deposited \$1,113.20 in the Finance Office.

The tax values of the properties are as follows:

Lot 57-67 Kings Terrace 2 PT 1; 1507 Howell St. (Located on Howell St. off Langdon St.) PIN 0438-33-5672; CROSS CREEK TOWNSHIP VALUE: \$22,700.00

Lot 47 Kings Terrace Sub 2 PT 2 – PIN 0438-34-6463 Lot 48 Kings Terrace Sub 2 PT 2 – PIN 0438-34-6469 Lot 49 Kings Terrace Sub 2 PT 2 – PIN 0438-34-6574 Lot 50 Kings Terrace Sub 2 PT 2 – PIN 0438-34-6599 CROSS CREEK TOWNSHIP VALUE: \$2,438.00

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Lot 51 Kings Terrace Sub 2 PT 2 – PIN 0438-34-7634 CROSS CREEK TOWNSHIP VALUE: \$3,250.00

These properties are 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 T & C Properties of Fayetteville, LLC bid. The properties have been advertised and have received several bids; however, T & C Properties of Fayetteville, LLC was the final and highest bidder. The bid period is now closed.

RECOMMENDATION AND PROPOSED ACTION: That the Board of Commissioners consider whether to accept the offer of T & C Properties of Fayetteville, LLC to purchase the above properties for the sum of **\$11,132.00**, plus advertising and recording costs, and authorize the Chairman to execute a deed upon receipt of the balance of the purchase price.

RLM/hnw Attachment







SAM LUCAS Engineering Technician 11

WAYNE DUDLEY, CFM Engineering Technician I

ENGINEERING DEPARTMENT

Historic Courthouse, I30 Gillespie Street • P.O. Box I829 • Fayetteville, North Carolina 28302-I829 Telephone (910) 678-7636 • Fax (910) 678-7635

October 7, 2011

MEMORANDUM

ITEM NO. 2D(1)

TO: BOARD OF COUNTY COMMISSIONERS

FROM: ROBERT N. STANGER, COUNTY ENGINEER 7007

THROUGH: AMY H. CANNON, DEPUTY COUNTY MANAGER

SUBJECT: APPROVAL OF CONSTRUCTION MANAGER AT RISK AGREEMENT FOR COUNTY DETENTION CENTER EXPANSION PROJECT

BACKGROUND:

The Board of Commissioners, at its September 6, 2011 meeting, approved Metcon-Balfour Beatty a joint venture, as the Construction Manager at Risk (CMaR) for the County Detention Center Expansion Project and authorized staff to begin contract negotiations. The County Engineer has taken the lead in the negotiations with assistance from Management and the County Attorney. The form of agreement for Construction Manager at Risk services for the Detention Center Expansion is essentially the same as used for the construction of the Public Health Center and include the AIA Document A121CMc "Standard Form of Agreement Between Owner and Construction Manager", AIA Document A201 "General Conditions of the Contract for Construction" and "Supplements to the General Conditions" which are County edits to the AIA A201 document. The agreement has been reviewed by the County Attorney for legal sufficiency and is available for inspection in the County Attorney's Office.

Negotiation of fees for CMaR services is a two phase approach as follows:

The Pre-Construction Phase includes all services provided by the CMaR during the facility design through development of the Guaranteed Maximum Price (GMP). The scope of preconstruction services is indicated in Exhibit B of the agreement and is attached for reference. A stipulated sum of \$87,120.00 was negotiated for this phase. In addition, the CM fee is proposed at 3.40% of the direct General Conditions plus the subcontractor cost of work and the CM Contingency is proposed at 2.00% of the subcontractor cost of work. All unspent CM Contingency funds will be returned to the Owner. The GMP will be developed once subcontractor bids have been received, reviewed and accepted by the Owner. The GMP includes the CM General Conditions (direct cost of managing the construction project), Subcontractor cost of work, CM Contingency, CM Fee and the cost of bonds and insurance. Exhibit C of the

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agreement provides a detailed breakdown of the cost items that make up the GMP as is attached for reference. Exhibit A of the agreement is attached for reference and is a matrix of Project Cost Elements indicating the allocation of the various cost elements as either in the CM Fee, Lump Sum Pre-construction Fee, Lump Sum General Conditions, Reimbursable General Conditions, Subcontractor Cost of Work or Owner Costs.

The Construction Phase begins upon acceptance of the GMP and issuance of a Notice to Proceed by the County. This phase includes managing the construction project through completion and acceptance of the work and during the warranty period. An amendment to the CMaR Agreement will be required to include the negotiated and approved GMP.

This information was presented to the County Facilities Committee at its October 6, 2011 meeting for its consideration. The recommendation of Management and staff to approve the draft Construction Manager at Risk Agreement with Metcon-Balfour Beatty subject to review by the County Attorney for legal sufficiency was endorsed by the Facilities Committee.

Subsequent to the Facilities Committee meeting, the County Attorney has completed his review of the agreement for legal sufficiency.

RECOMMENDATION/PROPOSED ACTION:

The recommendation of the County Facilities Committee, County Engineer, Management and the County Attorney is to approve the Construction Manager at Risk Agreement with Metcon-Balfour Beatty, a Joint Venture, for the Detention Center Expansion Project.

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

Exhibit B Preconstruction Services

- a. **Preliminary Project Evaluation** Construction Manager will meet with Cumberland County and the Project Architect to understand all aspects of the Owner's program, project budget requirements, and all other pertinent aspects of the project.
- b. **Consultation during Design Progression** Construction Manager will meet with Cumberland County and the Project Architect during regularly scheduled meetings to make recommendations related to site improvements, the selection of materials and systems/equipment, building methods, construction feasibility, and offer alternate solutions when applicable.
- c. Preliminary Project Schedule A critical path schedule will be prepared utilizing Primavera software. The schedule will be used to identify key milestone activities, the sequence of the work, and determination of the overall project duration. Activities will be detailed so as not to cover more than 500 man-hours under one activity. Construction Manager will regularly update and maintain the schedule as the project progresses throughout the pre-construction and construction phases.
- d. Value Analysis Construction Manager will thoroughly review the documents at each stage of design and offer possible cost savings and best-value recommendations to the Owner. Construction Manager will outweigh first costs during construction as well as long term operational costs relative to energy use and maintainability. Construction Manager will maintain a continuous log of items throughout design of all possible Value Engineering options and their associated savings.
- e. **Constructability Review** –constructability reviews will be performed at each design phase (DD, 80% CDs, and 100% CDs) noting any potential conflicts and the recommended solution. Construction Manager will prompt plan flips with the designer to jointly resolve each issue to the desired outcome.
- f. Preliminary Cost Estimates Detailed cost estimates will be performed for the Design Development phase and 80% Construction Documents Phase to include the subcontracted cost of work, Construction Manager's general conditions, fee, and contingency. Construction Manager will reconcile costs at each deliverable with any other independent estimates obtained by the designer or Owner. Construction Manager will also reconcile costs between each phase to quantify any differences through design progression.
- g. **Subcontractor Pre-qualification** Construction Manager will conduct subcontractor pre-qualification for all bid packages using the AIA A305 qualification questionnaire.

Construction Manager will thoroughly review the response to each questionnaire to determine a subcontractor's capability to perform the work.

h. Subcontractor Bidding – Community outreach sessions will be performed to create interest in the project from perspective subcontractors. Construction Manager will sub-divide all aspects of the work into bid packages and formulate a detailed scope for each package. In addition Construction Manager will develop packages geared towards qualified local and W/MBE subcontractor in the interest of obtaining project goals set forth. Construction Manager will develop detailed bidding instructions with each package and perform public bid openings. At the conclusion of Subcontractor bidding, Construction Manager will develop a GMP proposal to include the subcontracted cost of work, CM Fee, Contingency, and General Conditions.

Page 2 of 2

:		CUMBERLAND DETENTION CENTER - CONTRACT RATES BREAKDOWN	NTRACT RATES BREAKDOWN	
Line Item 1		Description / AIA 11.1 References Method General Conditions - lump sum per "Exhibit A - lump sum to be negotiated base on unit price hourly Division of Project Cost Elements" rates, approved staffing chart, and approved durations of staff time	Benefit to Owner CM is locked into managing project for fixed amount during a fixed duration. Also, Owner does not have to process hundreds of invoices each month for reimbursement. CM is responsible for cost overruns within project schedule duration	<u>Comments</u> Site Staff and field office costs included. Billed out equally each month f
7	General Conditions - reimburseable per line item prices to "Exhibit A - Division of Project Cost Elements" approved estimat	line item prices to be broken down in an Owner approved estimate	Owner benefits from actual cost savings since estimating accurate numbers is difficult. All savings full refunded to Owner. Cost overruns will come from CM Contingency	Drawing costs, project utility bills, consultants, building permit, builder's risk insurance, etc. billed from actual invoices. Unused funds creditted in full to Owner
m	Bid Allowances (if applicable)	us and a function and a function of the second and the second and the second se	Owner control and approve costs not Owner can control and approve costs not shown on drawings, but scope that is needed to complete project. Savings on allowance items is refunded to Owner	work to be added to line #4 throughout project with Work to be added to line #4 throughout project with Owner's approval. Unused funds creditted in full to owner
4	Trade Subcontracor Bid Packages	open public competitive bidding - cost to be determined	i best value bidding to multiple packages	bids will not include subcontractor bonds (see Subguard)
Ω	Trade Subcontractor Bonding - Subguard	fixed rate of 1.25% of line items #3 and #4	Fixed program rate for all subcontractors and vendors enrolled.	based on costs which will be subcontracted or permanent building materials through vendor purchase order
9	Fee per Article 5.1	fixed rate of 3.4% of Cost of the Work (items 1 through 5)	Did not include fee on CM's confingency, insurances, and bonds	Fee will apply to CM Contingency funds used during the construction of the project.
4	CM Contingency	rate of 2% of the subtotal of lines #3 through #5	Expenditure of costs is controlled by definitive reasons and keeps GMP contingency in single location with monthly	100% of unused funds will be returned to the Owner
ω	Builders Risk	Provided by CM. Reimburseable cost based on quotation at time of GMP.	CM will carry required coverage	
6	et al. reserved and the second s	the contract of the them #1 thru #8	andre andre solution and the solution of the so	
10	CM Insurance Coverage	fixed rate of 1.04% of line item #9	Coverage per article 11 in the supplement to the A-201 Contract General Conditions	Coverage per article 11 in the supplement to Additional coverage premium not included in this rate the A-201 Contract General Conditions may apply if railroad ROW insurance coverage is required.
11 12	CM's Payment and Performance Bond GMP	fixed rate of 1% of line item #9 + #10 and the major of the item #9 + #10 total of line items 9 thru 11	Required by contract Delivered at the end of pre-construction services.	
13	Precon Fee per Article 4.1	lump sum amount of \$87,120	Based on scope outlined in Exhibit B of A121CMc.	

EXHIBIT C RLAND DETENTION CENTER - CONTRACT RATES BRE/

I. CONST	RUCTION MAN	IAGEMENT SE	RVICES			
DESCRIPTION	CM FEE (Overhead)	LUMP SUM PRECON FEE	LUMP SUM GENERAL CONDITIONS	REIMBURSABLE GENERAL CONDITIONS	COST OF WORK	OWNER
Project Superintendent			\sim			
Assistant Superintendent						
Operations Manager (hours spent on project)			$\langle \rangle$			
Project Manager			\sim			
On-Site Safety Manager (hours spent on-site)			X			
Project Clerical and Costing			X			
Sr. Project Engineer			\mathbb{N}			
Quality Control			N			
Positional trucks/gas card, or vehicle allowances, or mileage reimbursement			\searrow			
Corporate Executive						
Principal in Charge						
Corporate Safety Director	X					
Legal Services - Review of Owner Contract	\sum					
Legal Services - Construction Phase				an a		
Accounting (Check Distribution & Insurance Manager)	\sim					
Preconstruction Scheduling						
Construction Scheduling Consultant			• · · · · · · · · · · · · · · · · · · ·			
Life-Cycle Analysis Support						
Energy Management		X				
Purchasing						
Value Engineering						
Drawing review for constructibility and sequencing						
Cash Flow Chart		\sim				
Systems Development / Cost Comparisons as requested						
Estimating		X				
E.E.O. Officer						
Off-Site Staff Travel Costs for Project				\searrow		
Project Staff Relocation Expense (for Nat'l/Reg. Prison)			\geq	n na stand an		gg+2gy148g
Project Staff Subsistence Costs (for Nat'l/Reg. Jail)			\sim			
Employee Cell Phones			\searrow			
Employee Computers, IT support, Programs including licensing and renewals			\geq			
Jobsite phone system and Service / T-1 lines			X			
Project Site Utilization Plan, Logistics and Planning		$\geq \leq$				
Project Phasing		\sim				

II. SAFETY, SECURITY AND SERVICES								
DESCRIPTION	CM FEE (Overhead)	LUMP SUM PRECON FEE	LUMP SUM GENERAL CONDITIONS	REIMBURSABLE GENERAL CONDITIONS	COST OF WORK	OWNER		
Safety Equipment			$\langle \rangle$					
First Aid Supplies			> <					
Handrails and Toe Boards					$\langle \rangle$			
Opening Protection								
Fire Extinguishers								
Security Guard/Watchman Svcs.				X				
Weekly Cleanup								
Final Cleanup								
Temporary Fencing					\sim			
Covered Walkways					\sim			
Barricades					X	·		
Safety Nets					X			
Dumpster Rental/Removal					N			
Public Traffic Control					\sim			
Construction Roadway Maintenance					X			
Dust Controls								
2-Way Radios for cranes and hoisting					X			
Trash Chute & Hoppers								
Employee Badging and Background Checks						\searrow		
Snow and Ice Removal					$\langle \rangle$			

III. FACILI	TIES, EQUIPI	VENT AND SE	RVICES			
DESCRIPTION	CM FEE (Overhead)	LUMP SUM PRECON FEE	LUMP SUM GENERAL CONDITIONS	REIMBURSABLE GENERAL CONDITIONS	COST OF WORK	OWNER
Office Rental			\sim	·		
Tool/Utility Trailer Rental			X			
Water/Ice					1	· · · · · · · · · · · · · · · · · · ·
Temporary Lighting/Wiring				-	X	
Office Trailer Power and Water Utilities Utility Company Fees to Provide Temporary Services to	- 					
site/trailers					······································	
Temporary Power Utility Co. Fees - Jobsite Permanent Power Utility Co. Fees - New Building						\sim
Temporary Water Utility Co. Fees - Jobsite						
Domestic/Fire Water Utility Co. Fees - New Building						\searrow
Temporary Water Services - Connections & hook-up					X	
Permanent Gas Utility Co. Fees - New Building						> <
Permanent Phone Service to Buildings Temporary & Permanent Utility Company Fees at Existing Jail						\langle
Work						
Temporary Heat Expenses					$\langle \rangle$	-
Temporary Cooling Expenses					$\langle \rangle$	
Temporary Toilets/Sewer Services						
Lunch Areas			·		$\langle \rangle$	
Temporary Stairs						
Temporary Enclosures/Partitions					$\langle \rangle$	
Temporary Fencing						
Project Signs/Bulletin Boards				-		
On-site Telephone Expenses*		<u> </u>				
Temporary Roads Construction						
Utility Trucks					$\langle \rangle$	
Air Compressors					\sim	
Dewatering Equipment					\langle	-
Generators	<u>.</u>				\langle	
Miscellaneous Equipment	ne-11 6/		L		\sim	
Fuel/Repairs/Maintenance						

	IV. VERTICA	L HOISTING	· · ·			
DESCRIPTION	CM FEE (Overhead)	LUMP SUM PRECON FEE	LUMP SUM GENERAL CONDITIONS	REIMBURSABLE GENERAL CONDITIONS	COST OF WORK	OWNER
Crane(s)						
Forklifts						
Man-lifts					\searrow	

V. REPRODUCTION AND PRINTING							
DESCRIPTION	CM FEE (Overhead)	LUMP SUM PRECON FEE	LUMP SUM GENERAL CONDITIONS	REIMBURSABLE GENERAL CONDITIONS	COST OF WORK	OWNER	
Design and Design Coordination						X	
Cost Study Documents		\langle					
Systems Study Documents		\geq					
Bid Package Documents							
Bidding Instructions							
Post Bid Addendum, Bulletin, Change Order, and additional Construction Documents				>			
Accounting Forms							
Field Reporting Forms	X						
Owner Contract Agreements							
Schedule Report Form							
Estimating Forms	\sim						
Cost Reporting Forms	\sim						
Presentations Charts and Graphics				<u></u>			
Value Analysis Studies	\sim						
Data Processing (In-House)	X						
Reference Materials							
Duplication Expense (Misc.)							
Prepare and Mail all Subcontract Agreements	•		\sim				
Shop Drawing Printing			$\geq \leq$				
Assemble and Print Maintenance Manuals			\geq				
Assemble and Print Operation Manuals			\geq				
Postage and Delivery Expense - Construction Phase		a second of constants of the	\geq				
Postage and Delivery Expense - Bid Documents		\sim					
Legal Advertisements - Bid Notices							

	VI. QUALITY	CONTROL	r	· · · · · · · · · · · · · · · · · · ·	I	
DESCRIPTION	CM FEE (Overhead)	LUMP SUM PRECON FEE	LUMP SUM, GENERAL CONDITIONS	REIMBURSABLE GENERAL CONDITIONS	COST OF WORK	OWNER
Special Inspection Consultants						X
Special Testing Consultants						
Concrete Testing						
Masonry Testing						
Compaction Testing						
Welding Inspections						
Soils Investigations						
Special Testing Services						
Site Survey and Property Control / Vertical Control point						\geq
Field Office Supplies/Materials						
Project Photographs						
Warranty Inspection Coordination						
Air & Water Balancing						
Operator On-Site Training			-	·	X	
Operation & Maintenance Manuals - Production					\sim	
Operation & Maintenance Manuals - Assembly						

VII. PERMITS AND SPECIAL FEES						
DESCRIPTION	CM FEE (Overhead)	LUMP SUM PRECON FEE	LUMP SUM GENERAL CONDITIONS	REIMBURSABLE GENERAL CONDITIONS	COST OF WORK	OWNER
Driveway Permits						$\langle \rangle$
Sign Permits					The second second	$\langle \rangle$
Staking & Layout Fees/Costs					\sim	
Sidewalk Permits						
Landscaping Permits						
Lane and Walk Closure Permit Fees						
City and NCDOT right-of-way permits and encroachments						\sim
Building Permits			·	X		
Agency Express Review Fees for permitting						\sim
Plan Check Fees						
Water Connection Fee						
Sanitary Connection Fee						
Storm Connection Fee						
Gas Service Charge	-					
Power Service Charge						
Special Tap Fees						
Contractors' Licenses						
Royalties						\geq
Zoning Fees/Consultants						\geq
Use Fees						><
Construction Equip. Licenses						-
Construction Equip. Electrocs	X					
A.G.C. Fees	\geq					

	VIII. INSURANC	E AND BONDS				
DESCRIPTION	CM FEE (Overhead)	LUMP SUM PRECON FEE	LUMP SUM GENERAL CONDITIONS	REIMBURSABLE GENERAL CONDITIONS	COST OF WORK	OWNER
Builder's Risk Insurance						
Designer's Errors and Omissions						\sim
CCIP Insurance - fixed rate					\sim	
Non CCIP insurance Coverage - fixed rate						
CM Payment and Performance Bonds - fixed rate						
Subcontractor Bonds / Subguard - fixed rate					\sim	
Off-Site Insurance						
Off-Site Taxes					>	

	IX. OTHEF	COSTS	·····	-	L ·	
DESCRIPTION	CM FEE (Overhead)	LUMP SUM PRECON FEE	LUMP SUM GENERAL CONDITIONS	REIMBURSABLE GENERAL CONDITIONS	COST OF WORK	OWNER
Project Taxes						
Construction Equipment						
Construction Labor Costs						
Warranty Period Administration						
Construction Materials		· · · ·				
A/E Cost of Bid Packages						\geq
Preliminary Soils Inspections						>
Title/Development Cost						\geq
Land Costs						\geq
Financing/Interest Cost						>
Interim Financing Costs						>
CM Contingency					>	
Owner Change Contingency						>
Building Operation after Move-in	-					$\langle \rangle$
Building Maint. After Move-in						>
Moving Coordination						\searrow
Moving Costs						\searrow
Corrective Work					X	
Hazardous Materials Abatement (if applicable)						
C.M. General Overhead Cost						
C.M. Profit / Fee - fixed rate						
Costs Over GMP	X					
MWBE Manager (time spent working on project)						
MWBE Outreach for Bidding						
Prequalify Trade Contractors						
Conduct Prebid Conferences		\sim				
Open, Review, Tab, and Certify Bids		\sum				
Post bid interview apparent low Trade Bidders		\sim				
Media Relations						$\langle \rangle$
MAP / Partnering	\sim					
Meeting Accommodations						
Notary Fees						
Jobsite Office Supplies & Equipment						
Destructive Testing						$\langle \rangle$
Monthly Report Manuals			\searrow			
MEP Review and Coordination Drawings				\searrow		
MEP Commissioning Agent (3rd Party)				X		
Subcontractor safety Representatives					\searrow	
Safety Incentives						
Safety Equipment for Public Tours			\mathbb{N}			

DRAFT

CUMBERLAND COUNTY FACILITIES COMMITTEE NEW COURTHOUSE, 117 DICK STREET, 5TH FLOOR, ROOM 564 OCTOBER 6, 2011 – 8:30 AM MINUTES

MEMBERS PRESENT:	Commissioner Jimmy Keefe, Chair Commissioner Marshall Faircloth Commissioner Jeannette Council
OTHER COMMISSIONERS PRESENT:	Commissioner Kenneth Edge
OTHERS PRESENT:	James Martin, County Manager Amy Cannon, Deputy 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 Al Brunson, Facilities Maintenance Manager Doug Zawaskie, Moseley Architects Kellie Beam, Deputy Clerk to the Board Press

Commissioner Keefe called the meeting to order.

1. APPROVAL OF MINUTES - SEPTEMBER 1, 2011 REGULAR MEETING

MOTION:	Commissioner Faircloth moved to approve the minutes.
SECOND:	Commissioner Council
VOTE:	UNANIMOUS (3-0)

2. CONSIDERATION OF ALTERNATIVES FOR A COUNTY ADMINISTRATION BUILDING

Bob Stanger, County Engineer, referenced the memorandum as provided to the Facilities Committee. Mr. Stanger stated at the April 7, 2011 Facilities Committee meeting, an update on the county's spacing needs was presented. Mr. Stanger further stated management and staff concluded there were essentially three options to consider in order to meet space needs:

1. Purchase and renovate existing building(s) for sale in the downtown area.

DRAFT

- 2. Renovate existing county owned building(s) that have sufficient vacant floor space.
- 3. Build a new facility.

Mr. Stanger stated as indicated in the 2008 Feasibility Study, the only county owned facility of sufficient size is the former Public Health building; this building remains the likely candidate for renovation and re-use for county administrative offices. Mr. Stanger further stated the Board of Commissioners has expressed an interest in marketing the former Public Health building for sale and should this occur, the only remaining option is to build a new facility.

Mr. Stanger stated one potential scenario is to acquire the remaining three tracts in the block bound by Russell Street, Dick Street, Ottis Jones Parkway and Gillespie Street and build a new county administration building on this site. Mr. Stanger further stated the total budget for a project of this magnitude would likely be \$22 to \$25 million and is clearly more expensive than renovating the former Public Health building with an estimated project budget of \$13 million.

Mr. Stanger stated the Facilities Committee instructed management and staff to develop a financial plan for renovation of the former Public Health building and construction of a new county administration building. Mr. Stanger pointed out the comparative advantages and disadvantages of the two options:

- 1. Renovation of the former Public Health building is the more cost effective solution in terms of total project cost per square foot of floor space.
- 2. Renovation of the former Public Health building does not require any land acquisition which eliminates the time and costs associated with this effort and does not remove private property from the county tax base.
- 3. Renovation of the former Public Health building can be accomplished in a shorter timeframe.
- 4. Construction of a new county administration building will result in a more functional facility since it will be designed to fully accommodate the building program (functional space and relationships) as opposed to renovation which requires making the program fit within an existing floor plan.
- 5. Construction of a new county administration building on the proposed site is preferable because of its location which is in close proximity to the courthouse, law enforcement center and historic courthouse.

Mr. Stanger stated the recommendation of management and staff is to consider providing staff with direction as deemed appropriate.

DRAFT

Amy Cannon, Deputy County Manager, then referenced her memorandum as provided to the Facilities Committee. Ms. Cannon discussed details of the funding plan for the Detention Center Expansion Project. Ms. Cannon stated the following considerations must be examined in the decision to renovate the former Public Health building or with buying land and constructing a new building:

- 1. At this time, there are no existing reserves that management could recommend for this project and therefore, the county would have to borrow the funds for construction or renovation. Annual debt service would range from \$1.2 million to \$2.5 million depending on the option selected.
- 2. Additionally, once the county relocated to a new county administration building, there would be renovations necessary to make the space usable for the court system. These funds would have to be borrowed and this amount would further increase the estimated annual debt service payment in item #1.
- 3. Beyond the debt service considerations, the county would have the additional operating costs of a new or renovated facility which is not currently budgeted.
- 4. The operational costs have not been identified related to the Detention Center Expansion Project and the full impact on future budgets is not known.

Ms. Cannon stated in summary, the completion of the Detention Center Expansion Project coupled with either renovating or constructing a new county administration building will require the identification of significant recurring revenue sources for debt service and operating costs. Ms. Cannon stated with the economy still in turmoil, she believes it will be very difficult to identify sufficient recurring revenue based on our current property tax rate.

Ms. Cannon stated management recommends that construction or renovation of a county administration building be included in the long term CIP plan and be evaluated annually, considering the local and national economy, federal and state mandates that affect the county's budget, and the county's local revenue collections. Questions and discussion followed.

Ms. Cannon brought up the topic of a county pharmacy and discussion followed regarding the opportunity to do an in-house employee pharmacy and in-house employee primary care clinic in the former Public Health building.

MOTION: Commissioner Council moved that construction and renovation of a County Administration building be included in the long term CIP plan and be evaluated annually considering the local and national economy, federal and state mandates that affect the county's budget, and the county's local revenue collections.

SECOND: Commissioner Faircloth

VOTE: UNANIMOUS (3-0)

3. PRESENTATION OF DESIGN DEVELOPMENT PLANS – COUNTY DETENTION CENTER EXPANSION PROJECT
Mr. Stanger stated the architects have completed the design development plans for the County Detention Center Expansion and will present the floor plans to the Facilities Committee for its review and consideration. Mr. Stanger further stated additional refinements to the floor plans have been made to reduce square footage and enhance the functionality of the design. Mr. Stanger stated the next phase is to prepare the construction documents which include the construction plans and specifications which will be used by the Construction Manager at Risk to subdivide the work into trade packages and solicit bids from pre-qualified subcontractors.

Mr. Stanger stated the recommendation of the Project Committee and management is to approve the design development plans for the County Detention Center Expansion and forward it to the Board of Commissioners for their consideration at the October 17, 2011 meeting.

Mr. Stanger introduced Doug Zawaskie with Moseley Architects who provided a brief overview of the construction project. Questions and discussion followed.

- MOTION: Commissioner Council moved to endorse staff's recommendation and forward to the full Board.
 SECOND: Commissioner Faircloth
 VOTE: UNANIMOUS (3-0)
- 4. CONSIDERATION OF CONSTRUCTION MANAGER AT RISK AGREEMENT FOR DETENTION CENTER EXPANSION PROJECT

Mr. Stanger stated at the Board of Commissioners meeting on September 6, 2011, the board approved Metcon/Balfour Beatty, a joint venture, as the Construction Manager at Risk (CMaR) for the County Detention Center Expansion Project and authorized staff to begin contract negotiations. Mr. Stanger stated he has taken the lead in the negotiations with assistance from management and the county attorney. Mr. Stanger further stated the draft agreement is currently under review by the county attorney for legal sufficiency.

Mr. Stanger stated negotiation of fees for CMaR services is a two phase approach as follows:

1. Pre-Construction Phase: includes all services provided by the CMaR during the facility design through development of the Guaranteed Maximum Price (GMP) and the scope of work is provided in detail in the draft agreement. A stipulated sum of \$87,120 was negotiated for this phase. In addition, the Construction Manager (CM) fee is proposed at 3.40% of the direct general conditions plus the subcontractor cost of work and the CM contingency is proposed at 2% of the subcontractor cost of work. All unspent CM contingency funds will be returned to the owner. The GMP cannot be developed until subcontractor bids have been received, reviewed and accepted by the owner. The GMP includes the CM general conditions (direct cost of managing the construction project),

subcontractor cost of work, CM contingency, CM fee and the cost of bonds and insurance.

2. Construction Phase: begins upon acceptance of the GMP and issuance of a Notice to Proceed by the county. This phase includes managing the construction project through completion and acceptance of the work and during the warranty period. An amendment to the CMaR agreement will be required to include the negotiated and approved GMP.

Mr. Stanger stated his recommendation and the recommendation of management is to approve the draft construction manager at risk agreement with Metcon/Balfour Beatty subject to review by the county attorney for legal sufficiency and forward to the Board of Commissioners for their consideration at the October 17, 2011 meeting. Questions and discussion followed.

MOTION:	Commissioner Faircloth moved to follow staff's recommendation and
	forward to the full Board.
SECOND:	Commissioner Council
VOTE:	UNANIMOUS (3-0)

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5. OTHER MATTERS OF BUSINESS

There were no other matters of business.

MEETING ADJOURNED AT 9:28 AM.

CUMBERLAND COUNTY FACILITIES COMMITTEE NEW COURTHOUSE, 117 DICK STREET, 5TH FLOOR, ROOM 564 OCTOBER 6, 2011 – 8:30 AM MINUTES

MEMBERS PRESENT:	Commissioner Jimmy Keefe, Chair Commissioner Marshall Faircloth Commissioner Jeannette Council
OTHER COMMISSIONERS PRESENT:	Commissioner Kenneth Edge
OTHERS PRESENT:	James Martin, County Manager Amy Cannon, Deputy 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 Al Brunson, Facilities Maintenance Manager Doug Zawaskie, Moseley Architects Kellie Beam, Deputy Clerk to the Board Press

Commissioner Keefe called the meeting to order.

1. APPROVAL OF MINUTES - SEPTEMBER 1, 2011 REGULAR MEETING

MOTION:Commissioner Faircloth moved to approve the minutes.SECOND:Commissioner CouncilVOTE:UNANIMOUS (3-0)

2. CONSIDERATION OF ALTERNATIVES FOR A COUNTY ADMINISTRATION BUILDING

Bob Stanger, County Engineer, referenced the memorandum as provided to the Facilities Committee. Mr. Stanger stated at the April 7, 2011 Facilities Committee meeting, an update on the county's spacing needs was presented. Mr. Stanger further stated management and staff concluded there were essentially three options to consider in order to meet space needs:

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- 5. Construction of a new county administration building on the proposed site is preferable because of its location which is in close proximity to the courthouse, law enforcement center and historic courthouse.

Mr. Stanger stated the recommendation of management and staff is to consider providing staff with direction as deemed appropriate.

Amy Cannon, Deputy County Manager, then referenced her memorandum as provided to the Facilities Committee. Ms. Cannon discussed details of the funding plan for the Detention Center Expansion Project. Ms. Cannon stated the following considerations must be examined in the decision to renovate the former Public Health building or with buying land and constructing a new building:

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Ms. Cannon brought up the topic of a county pharmacy and discussion followed regarding the opportunity to do an in-house employee pharmacy and in-house employee primary care clinic in the former Public Health building.

MOTION: Commissioner Council moved that construction and renovation of a County Administration building be included in the long term CIP plan and be evaluated annually considering the local and national economy, federal and state mandates that affect the county's budget, and the county's local revenue collections.

SECOND: Commissioner Faircloth VOTE: UNANIMOUS (3-0)

3. PRESENTATION OF DESIGN DEVELOPMENT PLANS – COUNTY DETENTION CENTER EXPANSION PROJECT

Mr. Stanger stated the architects have completed the design development plans for the County Detention Center Expansion and will present the floor plans to the Facilities Committee for its review and consideration. Mr. Stanger further stated additional refinements to the floor plans have been made to reduce square footage and enhance the functionality of the design. Mr. Stanger stated the next phase is to prepare the construction documents which include the construction plans and specifications which will be used by the Construction Manager at Risk to subdivide the work into trade packages and solicit bids from pre-qualified subcontractors.

Mr. Stanger stated the recommendation of the Project Committee and management is to approve the design development plans for the County Detention Center Expansion and forward it to the Board of Commissioners for their consideration at the October 17, 2011 meeting.

Mr. Stanger introduced Doug Zawaskie with Moseley Architects who provided a brief overview of the construction project. Questions and discussion followed.

MOTION:	Commissioner Council moved to endorse staff's recommendation and
	forward to the full Board.
SECOND:	Commissioner Faircloth
VOTE:	UNANIMOUS (3-0)

4. CONSIDERATION OF CONSTRUCTION MANAGER AT RISK AGREEMENT FOR DETENTION CENTER EXPANSION PROJECT

Mr. Stanger stated at the Board of Commissioners meeting on September 6, 2011, the board approved Metcon/Balfour Beatty, a joint venture, as the Construction Manager at Risk (CMaR) for the County Detention Center Expansion Project and authorized staff to begin contract negotiations. Mr. Stanger stated he has taken the lead in the negotiations with assistance from management and the county attorney. Mr. Stanger further stated the draft agreement is currently under review by the county attorney for legal sufficiency.

Mr. Stanger stated negotiation of fees for CMaR services is a two phase approach as follows:

1. Pre-Construction Phase: includes all services provided by the CMaR during the facility design through development of the Guaranteed Maximum Price (GMP) and the scope of work is provided in detail in the draft agreement. A stipulated sum of \$87,120 was negotiated for this phase. In addition, the Construction Manager (CM) fee is proposed at 3.40% of the direct general conditions plus the subcontractor cost of work and the CM contingency is proposed at 2% of the subcontractor cost of work. All unspent CM contingency funds will be returned to the owner. The GMP cannot be developed until subcontractor bids have been received, reviewed and accepted by the owner. The GMP includes the CM general conditions (direct cost of managing the construction project),

subcontractor cost of work, CM contingency, CM fee and the cost of bonds and insurance.

2. Construction Phase: begins upon acceptance of the GMP and issuance of a Notice to Proceed by the county. This phase includes managing the construction project through completion and acceptance of the work and during the warranty period. An amendment to the CMaR agreement will be required to include the negotiated and approved GMP.

Mr. Stanger stated his recommendation and the recommendation of management is to approve the draft construction manager at risk agreement with Metcon/Balfour Beatty subject to review by the county attorney for legal sufficiency and forward to the Board of Commissioners for their consideration at the October 17, 2011 meeting. Questions and discussion followed.

MOTION: Commissioner Faircloth moved to follow staff's recommendation and forward to the full Board. SECOND: Commissioner Council

DLCOID.	Commissioner Council
VOTE:	UNANIMOUS (3-0)

5. OTHER MATTERS OF BUSINESS

There were no other matters of business.

MEETING ADJOURNED AT 9:28 AM.



SAM LUCAS Engineering Technician 11

WAYNE DUDLEY, CFM Engineering Technician I

ENGINEERING DEPARTMENT

Historic Courthouse, I30 Gillespie Street • P.O. Box I829 • Fayetteville, North Carolina 28302-1829 Telephone (910) 678-7636 • Fax (910) 678-7635

October 7, 2011

MEMORANDUM

ITEM NO. _2D(2)

TO: BOARD OF COUNTY COMMISSIONERS

FROM: ROBERT N. STANGER, COUNTY ENGINEER

THROUGH: AMY H. CANNON, DEPUTY COUNTY MANAGER

SUBJECT: APPROVAL OF DESIGN DEVELOPMENT PLANS FOR COUNTY DETENTION CENTER EXPANSION PROJECT

BACKGROUND:

Mr. Doug Zawiskie with Moseley Architects presented the final Design Development plans for the County Detention Center Expansion Project to the County Facilities Committee at its October 6, 2011 meeting. The slides from the presentation are attached for reference. During the design development phase, additional refinements to the floor plans have been made, with approval from the Project Committee, to reduce square footage and enhance the functionality of the design. Upon approval of the Design Development plans, the next phase is to prepare the Construction Documents which include the construction plans and specifications which will be used by our Construction Manager at Risk to subdivide the work into trade packages and solicit bids from pre-qualified subcontractors. The architect plans to have the Construction Documents Phase completed by the end of the year.

The Facilities Committee endorsed the recommendation of the Project Committee and Management to approve the Design Development plans.

RECOMMENDATION/PROPOSED ACTION:

The recommendation of the County Facilities Committee, the Project Committee and Management is to approve the Design Development plans for the County Detention Center Expansion and instruct Moseley Architects to submit the Design Development Package to the State regulatory agencies for review and comment.

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

Celebrating Our Past...Embracing Our Future



COUNTY of Cumberland

Architectural Services

Detention Facility Expansion Project

Fayetteville, North Carolina

October 6, 2011

Update: Design Development Phase

The following project revisions have been implemented to make the project more efficient and cost effective

- Unnecessary first floor corridor, south side of building, eliminated (building area reduced by 800 sf).
- Exit stair has been relocated, which allowed elimination of a portion of 2nd floor corridor (building area reduced by 300 sf) and also permitting elimination of expensive first floor "exit passageway" designation.

Update: Design Development Phase

- Previously non-utilized space below Maximum Security housing unit Control platform is now being utilized as electronics access space.
- Maximum Housing unit exiting has been revised to comply with NC DHHS schematic design review comments.
- Independent estimator has completed a detailed line item estimate & project is still within original budget.

Moseley Architects is at this time requesting:

Design Development Phase approval.

 Authorization to proceed with the required Design Development Phase re-submittal of the project to <u>NC DHHS</u> & <u>NC DOI</u>.



DESIGN DEVELOPMENT SITE PLAN



DESIGN DEVELOPMENT - FIRST FLOOR



DESIGN DEVELOPMENT – SECOND FLOOR



BUILDING PERSPECTIVE IMAGES



BUILDING PERSPECTIVE IMAGE



COST ESTIMATE

OPINION OF PROBABLE TOTAL PROJECT COST

MOSELEYARCHITECTS

Client:	Cumberland County, NC	Date: August 4, 2011
Project Name:	Cumberland County Jail Expansion	Computed By: DRM
Description:	316 Bed Expansion Facility	Checked By: DRM
Project #502610	New Construction - 62,665 SF - Option C	Sheel Number: 1 of 1

Item No.	Description	Area	Unit	Unit Cost	Total Cost
	Construction Costs				
1	Jail Facility "conditioned walkable space" - 2 story structure	57,365	SF	\$188.00	\$10,784,620.00
2	Recreation Yards	5,300	SF	\$100.00	\$530,000.00
3	Site Development	N/A	SF	lump sum est.	\$500,000.00
4	Demolition	N/A	SF	lump sum est.	\$50,000.00
5	Minor upfit to existing core - property storage	N/A	SF	lump sum est.	\$50,000.00
6	Construction / Design Contingency			5.00%	\$595,731.00
7	Cost Escalation Contingency (1 year)			6.00%	\$750.621.06
_	Subtotal				\$13,260,972.06
	Estimated Construction Cost	62,665	SF	\$211.62	\$13,260,972.06
	Project Costs				
1	Fixtures. Furnishings & Equipment (FF&E of finished space)	N/A	N/A	5.00%	\$539,231.00
2	Site and Construction Testing	N/A	N/A	0.50%	\$66,304.86
3	Misc. Fees	N/A	N/A	8.00%	\$1,060,877.76
4	Document printing cost estimate	N/A	N/A	lump sum est.	\$25,000.00
5	Operations and Transition Services	N/A	N/A	0.50%	\$66,304.86
6	Property Acquisition Costs	0	ACRES	\$0.00	\$0.00
	Subtotal				\$1,757,718.49
	TOTAL ESTIMATED PROJECT BUDGET				\$15,018,690.55

CUMBERLAND COUNTY FACILITIES COMMITTEE NEW COURTHOUSE, 117 DICK STREET, 5TH FLOOR, ROOM 564 OCTOBER 6, 2011 – 8:30 AM MINUTES

MEMBERS PRESENT:	Commissioner Jimmy Keefe, Chair Commissioner Marshall Faircloth Commissioner Jeannette Council				
OTHER COMMISSIONERS PRESENT:	Commissioner Kenneth Edge				
OTHERS PRESENT:	James Martin, County Manager Amy Cannon, Deputy 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 Al Brunson, Facilities Maintenance Manager Doug Zawaskie, Moseley Architects Kellie Beam, Deputy Clerk to the Board Press				

Commissioner Keefe called the meeting to order.

1. APPROVAL OF MINUTES - SEPTEMBER 1, 2011 REGULAR MEETING

MOTION:Commissioner Faircloth moved to approve the minutes.SECOND:Commissioner CouncilVOTE:UNANIMOUS (3-0)

2. CONSIDERATION OF ALTERNATIVES FOR A COUNTY ADMINISTRATION BUILDING

Bob Stanger, County Engineer, referenced the memorandum as provided to the Facilities Committee. Mr. Stanger stated at the April 7, 2011 Facilities Committee meeting, an update on the county's spacing needs was presented. Mr. Stanger further stated management and staff concluded there were essentially three options to consider in order to meet space needs:

1. Purchase and renovate existing building(s) for sale in the downtown area.

- 2. Renovate existing county owned building(s) that have sufficient vacant floor space.
- 3. Build a new facility.

Mr. Stanger stated as indicated in the 2008 Feasibility Study, the only county owned facility of sufficient size is the former Public Health building; this building remains the likely candidate for renovation and re-use for county administrative offices. Mr. Stanger further stated the Board of Commissioners has expressed an interest in marketing the former Public Health building for sale and should this occur, the only remaining option is to build a new facility.

Mr. Stanger stated one potential scenario is to acquire the remaining three tracts in the block bound by Russell Street, Dick Street, Ottis Jones Parkway and Gillespie Street and build a new county administration building on this site. Mr. Stanger further stated the total budget for a project of this magnitude would likely be \$22 to \$25 million and is clearly more expensive than renovating the former Public Health building with an estimated project budget of \$13 million.

Mr. Stanger stated the Facilities Committee instructed management and staff to develop a financial plan for renovation of the former Public Health building and construction of a new county administration building. Mr. Stanger pointed out the comparative advantages and disadvantages of the two options:

- 1. Renovation of the former Public Health building is the more cost effective solution in terms of total project cost per square foot of floor space.
- 2. Renovation of the former Public Health building does not require any land acquisition which eliminates the time and costs associated with this effort and does not remove private property from the county tax base.
- 3. Renovation of the former Public Health building can be accomplished in a shorter timeframe.
- 4. Construction of a new county administration building will result in a more functional facility since it will be designed to fully accommodate the building program (functional space and relationships) as opposed to renovation which requires making the program fit within an existing floor plan.
- 5. Construction of a new county administration building on the proposed site is preferable because of its location which is in close proximity to the courthouse, law enforcement center and historic courthouse.

Mr. Stanger stated the recommendation of management and staff is to consider providing staff with direction as deemed appropriate.

Amy Cannon, Deputy County Manager, then referenced her memorandum as provided to the Facilities Committee. Ms. Cannon discussed details of the funding plan for the Detention Center Expansion Project. Ms. Cannon stated the following considerations must be examined in the decision to renovate the former Public Health building or with buying land and constructing a new building:

- 1. At this time, there are no existing reserves that management could recommend for this project and therefore, the county would have to borrow the funds for construction or renovation. Annual debt service would range from \$1.2 million to \$2.5 million depending on the option selected.
- 2. Additionally, once the county relocated to a new county administration building, there would be renovations necessary to make the space usable for the court system. These funds would have to be borrowed and this amount would further increase the estimated annual debt service payment in item #1.
- 3. Beyond the debt service considerations, the county would have the additional operating costs of a new or renovated facility which is not currently budgeted.
- 4. The operational costs have not been identified related to the Detention Center Expansion Project and the full impact on future budgets is not known.

Ms. Cannon stated in summary, the completion of the Detention Center Expansion Project coupled with either renovating or constructing a new county administration building will require the identification of significant recurring revenue sources for debt service and operating costs. Ms. Cannon stated with the economy still in turmoil, she believes it will be very difficult to identify sufficient recurring revenue based on our current property tax rate.

Ms. Cannon stated management recommends that construction or renovation of a county administration building be included in the long term CIP plan and be evaluated annually, considering the local and national economy, federal and state mandates that affect the county's budget, and the county's local revenue collections. Questions and discussion followed.

Ms. Cannon brought up the topic of a county pharmacy and discussion followed regarding the opportunity to do an in-house employee pharmacy and in-house employee primary care clinic in the former Public Health building.

MOTION: Commissioner Council moved that construction and renovation of a County Administration building be included in the long term CIP plan and be evaluated annually considering the local and national economy, federal and state mandates that affect the county's budget, and the county's local revenue collections.

SECOND: Commissioner Faircloth

VOTE: UNANIMOUS (3-0)

3. PRESENTATION OF DESIGN DEVELOPMENT PLANS – COUNTY DETENTION CENTER EXPANSION PROJECT

Mr. Stanger stated the architects have completed the design development plans for the County Detention Center Expansion and will present the floor plans to the Facilities Committee for its review and consideration. Mr. Stanger further stated additional refinements to the floor plans have been made to reduce square footage and enhance the functionality of the design. Mr. Stanger stated the next phase is to prepare the construction documents which include the construction plans and specifications which will be used by the Construction Manager at Risk to subdivide the work into trade packages and solicit bids from pre-qualified subcontractors.

Mr. Stanger stated the recommendation of the Project Committee and management is to approve the design development plans for the County Detention Center Expansion and forward it to the Board of Commissioners for their consideration at the October 17, 2011 meeting.

Mr. Stanger introduced Doug Zawaskie with Moseley Architects who provided a brief overview of the construction project. Questions and discussion followed.

MOTION:	Commissioner Council moved to endorse staff's recommendation and
	forward to the full Board.
SECOND:	Commissioner Faircloth
VOTE:	UNANIMOUS (3-0)

4. CONSIDERATION OF CONSTRUCTION MANAGER AT RISK AGREEMENT FOR DETENTION CENTER EXPANSION PROJECT

Mr. Stanger stated at the Board of Commissioners meeting on September 6, 2011, the board approved Metcon/Balfour Beatty, a joint venture, as the Construction Manager at Risk (CMaR) for the County Detention Center Expansion Project and authorized staff to begin contract negotiations. Mr. Stanger stated he has taken the lead in the negotiations with assistance from management and the county attorney. Mr. Stanger further stated the draft agreement is currently under review by the county attorney for legal sufficiency.

Mr. Stanger stated negotiation of fees for CMaR services is a two phase approach as follows:

1. Pre-Construction Phase: includes all services provided by the CMaR during the facility design through development of the Guaranteed Maximum Price (GMP) and the scope of work is provided in detail in the draft agreement. A stipulated sum of \$87,120 was negotiated for this phase. In addition, the Construction Manager (CM) fee is proposed at 3.40% of the direct general conditions plus the subcontractor cost of work and the CM contingency is proposed at 2% of the subcontractor cost of work. All unspent CM contingency funds will be returned to the owner. The GMP cannot be developed until subcontractor bids have been received, reviewed and accepted by the owner. The GMP includes the CM general conditions (direct cost of managing the construction project),

subcontractor cost of work, CM contingency, CM fee and the cost of bonds and insurance.

 Construction Phase: begins upon acceptance of the GMP and issuance of a Notice to Proceed by the county. This phase includes managing the construction project through completion and acceptance of the work and during the warranty period. An amendment to the CMaR agreement will be required to include the negotiated and approved GMP.

Mr. Stanger stated his recommendation and the recommendation of management is to approve the draft construction manager at risk agreement with Metcon/Balfour Beatty subject to review by the county attorney for legal sufficiency and forward to the Board of Commissioners for their consideration at the October 17, 2011 meeting. Questions and discussion followed.

MOTION: Commissioner Faircloth moved to follow staff's recommendation and forward to the full Board.

SECOND: Commissioner Council VOTE: UNANIMOUS (3-0)

5. OTHER MATTERS OF BUSINESS

There were no other matters of business.

MEETING ADJOURNED AT 9:28 AM.

COUNTY OF CUMBERLAND

NORTH CAROLINA

ITEM NO.



- WHEREAS, drug, alcohol and tobacco abuse in the United States prevents millions of people from reaching their full potential at school, on the job, and in their communities; and
- WHEREAS, substance abuse is particularly damaging to one of our most valuable resources, our children; and
- WHEREAS, the Red Ribbon Campaign was established by Congress in 1988 to promote and encourage a drug-free lifestyle and involvement in drug prevention efforts; and
- WHEREAS, the National Red Ribbon Campaign is celebrating 33 years as a public awareness program designed to unite and mobilize entire communities to say "Keep the promise Be Drug Free"; and
- WHEREAS, the Red Ribbon Campaign is now the oldest and largest drug prevention program in the nation, reaching millions of young people each year during Red Ribbon Week; and
- WHEREAS, October 24 through 28, 2011 is designated as Red Ribbon Week and will be celebrated in every community across the nation to increase awareness about the negative effects of alcohol, tobacco and other drugs; and
- WHEREAS, Red Ribbon Week offers citizens the opportunity to demonstrate their commitment to drug-free lifestyles; and
- WHEREAS, we value the health and safety of all our students; and
- WHEREAS, preventing substance abuse with communities requires support from our workplaces, families, schools, and faith communities; and
- WHEREAS, people of all ages and walks of life must be made aware of what they can do to help prevent themselves, their families, neighbors, and co-workers from being harmed by the use of illegal drugs and the illegal use of legal drugs; and
- WHEREAS, businesses, the media, social services, governments, schools, service organizations, religious institutions, safety forces, and individuals will demonstrate their commitment to a drug-free lifestyle by wearing and displaying red ribbons during this week-long celebration;

NOW, THEREFORE, the Cumberland County Board of Commissioners proclaims the week of October 24 through 28, 2011 as **RED RIBBON WEEK** in Cumberland County, North Carolina, and encourages all County employees and citizens to participate in drug awareness and drug education activities, making a visible statement that we are strongly committed to a Drug Free Community.

Presented this 17th day of October, 2011.

Kenneth S. Edge, Chairman Cumberland County Board of Commissioners

ITEM NO.

COUNTY OF CUMBERLAND

NORTH CAROLINA



WHEREAS, Myrover-Reese Fellowship Homes, Inc. is a non-profit 501(C) (3) and is the oldest half-way house in North Carolina; and

WHEREAS, Myrover-Reese Fellowship Homes, Inc. was chartered in 1961 and was named Flynn Christian Fellowship Home in honor of Father Flynn of Baltimore, Maryland, who established the first half-way house in America; and

WHEREAS, Myrover-Reese Fellowship Homes, Inc. changed its name in 1971 to honor two local men who were recovering alcoholics and instrumental in establishing the facility; and

WHEREAS, Myrover-Reese Fellowship Homes, Inc. was the first substance abuse recovery program in our community and is kept alive by love, faith, donations, and fundraising efforts; and

WHEREAS, Myrover-Reese Fellowship Homes, Inc. operates three half-way houses in Fayetteville that provide structured residential living for people in need of help due to alcohol and/or drug addiction; and

WHEREAS, Myrover-Reese Fellowship Homes, Inc. just completed its dream of opening a friendship hall that compliments its two greenhouses, thrift store, wilderness trail, recreational facilities, vocational rehabilitation training, and literacy training; and

WHEREAS, Myrover-Reese Fellowship Homes, Inc.'s Board of Directors acts as voluntary caretakers who ensure that the financial support received goes toward the operation and maintenance of facilities and services;

NOW THEREFORE, BE IT PROCLAIMED, that the Cumberland County Board of Commissioners does hereby extend congratulations to Myrover-Reese Fellowship Homes, Inc. on its 50th Anniversary and furthermore recognizes and commends the contributions it has made to our community.

Presented this 17th day of October, 2011.

Kenneth S. Edge, Chairman Cumberland County Board of Commissioners

COUNTY OF CUMBERLAND **Budget Office Use BUDGET REVISION REQUEST Budget Revision No.** B12-123 9/23/2011 **Date Received Date Completed** 450 Organ. No. 457D 454 Agency No. Fund No. 26(1 Organization Name: Mid-Carolina Senior Transportation ITEM NO. _ REVENUE Revenue Increase Revised Current Description Source Budget (Decrease) Budget Code 0 140 140 9901 Fund Balance Appropriated 140 0 140 Total **EXPENDITURES** Current Increase Revised Object Appr Description Budget Budget (Decrease) Unit Code 140 107,957 107,817 **Transportation Medical** 336A 803

Justification:

Revision in the amount of \$140 to appropriate fund balance (unexpended fees from prior fiscal year) to be used to provide additional medical transportation.

Total

140

107,817

107,957

Funding Source State:	: Fund Ba Federal: Count Fees:		Other:	an a
Other:	Fees			
Submitted By:	Department Head	Date: <u>9/27/1</u>	Approved By:	
Reviewed By:	Bit Juch Finance Department	Date: <u>9/27///</u>	County Manager	Date:
Reviewed By:	Assistant County Mgr	Date: 1021	Board of County Commissioners	Date:

		OUNTY OF CUMBERLAN DGET REVISION REQUE	Budget Re Date Rece	Budget Office UseBudget Revision No.B12-124Date Received9/23/2011Date CompletedBudget Revision			
Fund No.	454	_Agency No450_Org	gan. No457B			·)	
Organizati	on Name	: Rural Operating Assistant	ce Program	ITEM NO	2G(2)	
			REVENUE				
Revenue Source Code		Description		Current Budget	Increase (Decrease)	Revised Budget	
9901		Fund Balance Appropriated		0	99	99	
			Total	0	99	99	
			EXPENDITURES				
Object Code	Appr Unit	Description		Current Budget	Increase (Decrease)	Revised Budget	
3367	799	Taxi		158,684	99	158,783	
Justificatio	on:		Total	158,684	99	158,783	

Revision in the amount of \$99 to appropriate fund balance (unexpended transfer from General Fund from prior fiscal year) to be used to provide additional transportation services in FY 2012.

Funding Source: State: Other:		nd Balance: County: New: Prior Year:	Other:
Other	rees		
Submitted By:	Money Augo	Date: <u>7/27/1/</u>	Approved By:
Reviewed By:	Boh Juch A Finance Departme	Date: <u>9/27///</u>	Date: County Manager
Reviewed By:	Assistant County Mgr	Date: <u>10 7/ </u>	Board of County Commissioners Date:

COUNTY OF CUMBERLAND BUDGET REVISION REQUEST						Budget Office Use Budget Revision No. <u>B12-/30</u> Date Received <u>9-29-/1</u> Date Completed			
Fund No.	101	Agency No.	431 0	Organ. No.	432N				13
Organizati		Care Coordinat					ITEM NO.	<u>_26-</u>	<u>3)a</u>
					REVENUE		PA	IDE 3	
Revenue Source Code		Description					Current Budget	Increase (Decrease)	Revised Budget
6027		Case Manageme	ent Fees				539,302	76,989	616,291
						Total	539,302	76,989	616,291
					EXPENDITURES				
Object Code	APRs Unit	Description			ŕ	de - Person a constant e se constant e s	Current Budget	Increase (Decrease)	Revised Budget
4040	040	Coloriza Dogui					247 410	50.021	406 440
1210 1270	212 212	Salaries - Regula Longevity	ai				347,418 2,452	59,031 1,919	406,449 4,371
1810	212	Face Match					26,768	4,663	31,431
1820	212	Retirement					24,387	4,248	28,635
1824	212	401K - County					3,497	610	4,107
1830	212	Medical Insurance	се				50,052	6,376	56,428
1860	212	Workers Comp.					4,715	142	4,857

Justification: This budget revision requests to transfer position # PHD-3206 (PHN SUPV I) from ORG. # 4329 , Adult Health Clinic into ORG. # 432N , Care Coordination for Children .

Total

459,289

76,989

536,278

State: Other:	Fund Balance: Federal: County: Fees: 76,989	Prior Year:	Other:
Submitted By:	Bauilson	9.29, 11 Date:	Approved By:
Reviewed By:	Department Head	9. 79. 11 Date:	Date:
Reviewed By:	Deputy/Assistant County Mgr	10/12/11 Date:	County Manager Board of County Commissioners Date:
Reviewed By:	Information Services	Date:	NA AN A MARKAN AND AN

COUNTY OF CUMBERLAND BUDGET REVISION REQUEST		Budget Office UseBudget Revision No.BIZ-130ADate Received9.29.11Date Completed
Fund No. 101	Agency No431Organ. No4329	
Organization Name:	Adult Health Clinic	pg 20f3.
	REVENUE	
Revenue Source Code	Description	Current Increase Revised Budget (Decrease) Budget

			Tota	al O	•	0
			EXPENDITURES			
Object Code	APRs Unit	Description		Current Budget	Increase (Decrease)	Revised Budget
1210	240	Salaries - Regular		527,542	(59,031)	468,511
1270	240	Longevity		5,047	(1,919)	3,128
1810	240	Face Match		40,481	(4,663)	35,818
1820	240	Retirement		37,247	(4,248)	32,999
1824	240	401K - County		5,345	(610)	4,735
1830	240	Medical Insurance		82,889	(6,376)	76,513
1860	240	Workers Comp.		3,798	(142)	3,656
3203	241	Lab / X-Ray		46,300	15,700	62,000
			Toti	al 748,649	(61,289)	687,360

Justification:

This budget revision requests to transfer position # PHD-3206 (PHN SUPV I) from ORG. # 4329, Adult Health Clinic into ORG. # 432N, Care Coordination for Children, Increase the current budgeted amount of Lab / X-Ray in the Adult Health Clinic and transfer the remaining funding into ORG. # 4301, Administration.

State: Other:	Fund Balance: Federal: County: Fees:	Prior Year:	(61,289) Other:
Submitted By:	 Department Head	9.19.11 Date:	Approved By:
Reviewed By:	Kelly Clutry	9-2.9.11 Date:	Date: County Manager
Reviewed By:	Deputy/Assistant County Mgr	/0/17///	Board of County Commissioners Date:
Reviewed By:	Information Services	Date:	



Fund No. 101	_Agency No	431	Organ. No.	4301	
Organization Name:	Administration				

Managana ang ang ang ang ang ang ang ang		REVENUE	P	3 3 of 3	5
Revenue Source Code	Description		Current Budget	Increase (Decrease)	Revised Budget

		Total	0		0
	EXPEN	DITURES			
APRs Unit	Description		Current Budget	Increase (Decrease)	Revised Budget
151	Miscellaneous Expenses		113,108	61,289	174,397
		APRs Unit Description	EXPENDITURES APRs Unit Description	EXPENDITURES Current Budget	EXPENDITURES APRs Unit Description Current Increase Budget (Decrease)

Total

113,108

61,289

174,397

Justification:

This budget revision to requests transfer county funding from Organization # 4329, Adult Health Clinic into Organization # 4301, Administration.

State: Other:	Fund Balance: Federal: County: Fees:	Prior Year:	61,289 Other:
Submitted By:	Blesh	9.19.11 Date:	Approved By:
Reviewed By:	Department Head Kelly (lutry	9.29.11 Date:	Date:
Reviewed By:	Deputy/Assistant County Mgr	/0/12/1/ Date:	County Manager Board of County Commissioners Date:
Reviewed By:	Information Services	Date:	

		COUNTY OF CUMBERLAN BUDGET REVISION REQUE				eived	9.29.11
Fund No.		_Agency NoOrgan. No	4310			20	121
Organizatio	on Name:	Environmental Health		IT	EM NO.	201	2/12
			REVENUE			pal	'0F2_
Revenue Source Code		Description			Current Budget	Increase (Decrease)	Revised Budget
9903		Fund Balance - Health			37,287	43,484	80,771
		Balance Sheet A/C # 295d					
-				Total	37,287	43,484	80,771
			EXPENDITURES				
Object Code	APRs Unit	Description	and a first of the state of the		Current Budget	Increase (Decrease)	Revised Budget
299A 2995	169 169	Computer Hardware Computer Software			0 1,310	38,300 5,184	38,300 6,494
	et revision requ	uests to utilize Fund Balance - Health in orde most laptops are at least four years old .	er to purchase replacem	Total ents for aging com	1,310 puter equipme	43,484 Int. Many desktop	44,794 computer are
State: Other:		Fund Balance: Federal:County: Fees:XXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXX		Prior Year:	2017/05-10-10-10-1	Other:	
Submitted	l By:	Acore	9.29,11	Date:		Approved By:	n Braditski Stalin († 1997) 79 Maria – Andre Stalin († 1997) 79 Maria – Stalin († 1997)
Reviewed Reviewed		Department Head	9.29.11 10/12/11	Date:	B	ounty Manager oard of County ommissioners	_Date:

Reviewed By:

Information Services

Date:

Budget Office Use Budget Revision No. BIZ. 144

					Date Re Date Co		/U`(U`[]
Fund No. Organizati		Agency No. <u>431</u> Organ. No Environmental Health	4310			Pg 21	ofz
			REVENUE			<u>v</u>	
Revenue Source Code		Description			Current Budget	Increase (Decrease)	Revised Budget
9903		Fund Balance - Health			80,771	5,100	85,871
		Balance Sheet A/C # 295d					
				Total	80,771	5,100	85,871
			EXPENDITURES				
Object Code	APRs Unit	Description			Current Budget	Increase (Decrease)	Revised Budget
2992	169	Department Supplies			8,500	5,100	13,600
Justificati	on:			Total	8,500	5,100	13,600
		lests to utilize Fund Balance - Health in ord	er to purchase replacem	ents for outdated e	quipment.		
State: Other:		Fund Balance: Federal:County: Fees:5,100_		Prior Year:		Other:	
Submitted	i By:	Pston	10 4 11	Date:		Approved By:	
Reviewed	ву:	Selles Cutrut	10.10.11	Date:		County Manager	_Date:
Reviewed	Ву:	Deputy/Assistant County Mgr	10/12/11	Date:	I	Board of County Commissioners	Date:
Reviewed	Ву:	Information Services		Date:		7,079,994,7,099,999,999,999,999,999,999,999,999,9	

Budget Office	Use
Budget Revision No.	BIZ
Date Received	
Date Completed	

Fund No. 101 Agency No. 410 Organ. No. 4215

Organization Name: Emergency Services

ITEM NO. _ 26-

<u>-135</u> 2:3-11

	REVENUE							
Revenue Source Code	Description	Current Budget	Increase (Decrease)	Revised Budget				
New	DHS-2009 Exercise	0	9,901	9,901				

		Total	0	9,901	9,901
		EXPENDITURE	S		
Object Code	Appr Unit	Description	Current Budget	Increase (Decrease)	Revised Budget
New		DHS-2009 Exercise Grant - 2009-SS-T9-0046 MOA#1053	0	9,901	9,901

	Total	0	9,901	9,901
Justification:				

To recognize Department of Homeland Security (DHS) - Emergency Management grant funds.

Funding Source State: <u>\$9,907</u> Other:		Ind Balance: County: New: Prior Year:	Other:
Submitted By	Kand Cin Department Head	Date: <u>/c/ 2///</u>	Approved By:
Reviewed By:	Kyely Autry	Date:/0.3-11	Date: County Manager
Reviewed By:	Deputy/Assistant County	Date: <u>////////////////////////////////////</u>	Board of County Commissioners Date:

Budget Office	
Budget Revision No.	BIZ-
Date Received	÷
Date Completed	

139

Fund No. 230 Agency No. 422 Organ. No. 422P Organization Name: Federal Forfeiture--Justice

	Iame: Federal ForfeitureJustice	ITE	EM NO	2G(5)
	REVEN	JE		
Revenue Source Code	Description	Current Budget	Increase (Decrease)	Revised Budget
9901	Fund Balance Appropriated	168,270	87,000	255,270

and we also go an arrange			Total EXPENDITURES			9
Object Code	Appr Unit	Description	na ann an an an ann an Ann ann ann ann a	Current Budget	Increase (Decrease)	Revised Budget
2994	652	Misc Furn & Equipment		0	20,000	20,000
3430	652	Maint & Repair Buildings		0	20,000	20,000
3610	653	Cap Outlay-Equipment		0	47,000	- 47,000 -
						-
untificatio			Total	0	87,000	87,000

Justification:

Establish Expense Budget for current year. Purchase replacement bomb technician suits and other Bomb Team equipment and supplies. Renovate portion of Law Enforcement Center for interview rooms and purchase related equipment to make audio and video recordings.

Funding Source	:	Fund Balance:			
State:	Federal:	County:	New:	Other: 8	37,000
Other:	Fees:	Prio	or Year:		
Submitted By:	EarlRo	Butle Date	: <u>10,6,1</u>	Approved By:	
Reviewed By:	Budget An	ABron Date		County Manager	_Date:
Reviewed By:	Deputy/Assistant Cou	M Date	. 10/12/1	Board of County Commissioners	Date:
Reviewed By:	Information S	Date			

Edition of Dec 2003

Budget Office Use 812-140 Budget Revision No. **Date Received Date Completed**

231 Agency No. 422 Organ. No. 422R Fund No. Organization Name: Federal Forfeiture--Treasury

Organizatio		: Federal ForfeitureTreasury	ITEN	1 NO2	<u>C-(6)</u>
ang panén di kalèn ng pang panén kalèn di Kalèn		REVENUE		and a second	
Revenue Source Code		Description	Current Budget	Increase (Decrease)	Revised Budget
9901		Fund Balance Appropriated	0	1,226	1,226
		Total			
		EXPENDITURES			
Object Code	Appr Unit	Description	Current Budget	Increase (Decrease)	Revised Budget
2004	660	Miss Furn & Equipment	0	1,226	1,226
2994	660	Misc Furn & Equipment	0	1,220	1,220

Justification:

Establish Expense Budget for current year. Purchase items related to interview room project.

Funding Source: State: Other:	Fund Ba Federal: Count Fees:		Other:
Submitted By:	Earl R Butter	Date: 10-6-11	Approved By:
Reviewed By:	Haward Hon Budget Analyst	Date: 10 / 11	Date: County Manager
Reviewed By:	Deputy/Assistant County Mgr	Date: 10/12/1/	Board of County Commissioners Date:
Reviewed By:	Information Services	Date:	

Total

Budget Office Use Budget Revision No.

Date Received

Date Completed

Fund No. 101 Agency No. 422 Organ. No. 4212 Organization Name: Child Sex Predator Grant

ITEM NO. .

BA-

			REVENUE	<u> </u>		
Revenue Source Code		Description		Current Budget	Increase (Decrease)	Revised Budge
9901 4023		Fund Balance Appropriated Child Sex Predator Grant	Total	95,391	(14,071) 61,705 47,634	157,096
			EXPENDITURES			
Object Code	Appr Unit	Description		Current Budget	Increase (Decrease)	Revised Budget
1210	128	Salary -Regular		17,752	26,676	44,428
1220 1222	128	Salary Overtime		0		-
1222	128	Holiday Premium		550	800	1,350
1820	128 128	Social Security Retirement		1,358	2,100	3,458
1820	128	401-k 1%		1,250 178	2,000	3,250
1826	128	Spec Contrib 401-k		887	400	578
1830	128	Medical Insur		3,188	1,800	2,687
1860	128	Workers Comp		366	5,200 700	8,388 1,066
299A	129	Computer Hardware		0	15,000	15,000
2992	129	Dept Supplies		1,780	1,685	3,465
2994	129	Misc Furn & Equip		3,795	18,000	21,795
2995	129	Software		2,000	12,000	14,000
3390	129	Contracted Services		9,000	(4,000)	5,000
3419	129	Misc Exp		61,458	(61,458)	
3433	129	Maint/Rep Equip	1	3,900	(3,900
3455	129	Printing		0	600	600
3470	129	Travel		600	3,131	3,731
3474	129	Training		1,400	23,000	24,400
						-

Justification:

Rebudget funds remaining in USDOJ Grant 2009-CS-WX-0014. Grant total of \$467,024 with FY 2010 expended of \$177,953 and FY 2011 expended of \$131,974.

Total

109,462

47,634

157,096

Funding Source State: Other:	e: Fund Ba Federal: <u>61,705</u> County Fees:		Other: <u>-14,071</u>
Submitted By:	Earl R Buth	Date: 10.7.11	Approved By:
Reviewed By:	Heward Ake Budget Analyst	Date: 10/10/1	Date: County Manager
Reviewed By:	Deputy/Assistant County Mgr	Date: [0][2][]	Board of County Commissioners Date:
Reviewed By:	Information Services	Date:	

Edition of Dec 2003
COUNTY OF CUMBERLAND BUDGET REVISION REQUEST

Budget Office UseBudget Revision No.B1Date Received10Date Completed10

B12-138 10/6/2011

 Fund No.
 252
 Agency No.
 450
 Organ. No.
 4517

 Organization Name:
 Eastover Sanitary District General Fund

ITEM NO. _26(8

	REVE	NUE		
Revenue Source Code	Description	Current Budget	Increase (Decrease)	Revised Budget
9901	Fund Balance Appropriated	156,000	60,554	216,554

			Total	156,000	60,554	216,554
		EXPE	NDITURES			
Object	Appr	Description		Current	Increase	Revised
Code	Unit	Description		Budget	(Decrease)	Budget
3111	688	Professional Services - Legal		20.600	35.000	55,600
3747	688	Engineering		283,841	25,554	309,395
		0 0				

	Total	304,441	60,554	364,995
Justification:				

Revision in the amount of \$60,554 to appropriate ESD fund balance to restore legal services and engineering budgets which were previously reduced by Budget Revision M11-137 to provide funding for the cost of the new ESD District Manager.

Funding Source: State: Other:		Balance: unty: New: Prior Year:	Other:
Submitted By:	Department Head	Date:	Approved By:
Reviewed By:	Both Juch A Finance Department	Date: <u>/0/6///</u>	Date: County Manager
Reviewed By:	AMUA (AUAMA) Assistant County Mgr	Date: <u>/ </u>	Board of County Commissioners Date:

⁻ und No Drganizati	BUI 252	DUNTY OF CUMBERLAND DGET REVISION REQUEST Agency No450Organ. No451 e: Eastover Sanitary District General Fund		Budget Re Date Rece Date Com		-146 1/2011
		REVENU	E			
Revenue Source Code		Description		Current Budget	Increase (Decrease)	Revised Budget
9901		Fund Balance Appropriated		216,554	25,000	241,554
Object	Appr	EXPENDITU	otal IRES	216,554 Current	25,000 Increase	
Object Code	Appr Unit					241,554 Revised Budget
-		EXPENDITU		Current	Increase	Revised
Code	Unit	EXPENDITU Description		Current Budget	Increase (Decrease)	Revised Budge

Revision in the amount of \$25,000 to appropriate ESD fund balance to provide initial funds to furnish the new ESD office on Dunn Road.

Funding Source: State: Other:	Fund B Federal: Coun Fees:	alance: ty: New: Prior Year:	Other:
Submitted By: _	Department Head	Date:	Approved By:
Reviewed By:	Bob Jucker A Finange Pepartment	Date: <u>/o/////</u>	Date: County Manager
Reviewed By:	Assistant County Mgr	Date: ///////	Board of County Commissioners Date:

Fund No	BU 139				eived 9/3 opleted	12-133 30/2011
Organizati	on Name	: <u>Senior Aides</u>		ITEM NC	26-6	7)
			REVENUE			
Revenue Source Code	Siężełanowa w nowaje o str	Description		Current Budget	Increase (Decrease)	Revised Budget
6698		In-Kind Services		4,406	30,000	34,406
) para nyaén ang kanang kang kang kang kang kang ka			EXPENDITURES		30,000	34,406
Object Code	Appr Unit	Description	EXPENDITORES	Current Budget	Increase (Decrease)	Revised Budget
3411	642	In-Kind Services		4,406	30,000	34,406
			Total	4,406	30,000	34,406

Funding Source: State: Other:		und Balance: County: New: Prior Year:	Other:
Submitted By: _	. Department Head	Date:	Approved By:
Reviewed By:	Kelly Cutres	Date: <u>9.30-11</u>	Date:
Reviewed By: _	(Finance Departme Deputy/Assistant County	N	County Manager Board of County Commissioners Date:

JAMES E. MARTIN
County Manager

AMY H. CANNON Deputy County Manager



ITEM NO.

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

TO: BOARD OF COMMISSIONERS

FROM: JAMES E. MARTIN, COUNTY MANAGER

DATE: OCTOBER 13, 2011

SUBJECT: APPROVAL OF ACCEPTANCE OF GOLDEN LEAF FOUNDATION \$469,218 GRANT FOR SEWER EXTENSION TO VANDER AREA

BACKGROUND

The Board of Directors of the Golden LEAF Foundation has approved a grant in the amount of \$469,218 for Sewer Extension to the Vander area. There are grant requirements and special conditions regarding Golden LEAF's policies that will have to be followed upon acceptance of this grant. This grant will be a tremendous opportunity to improve the Vander community.

RECOMMENDATION/PROPOSED ACTION

Approve acceptance of the \$469,218 grant received from the Golden LEAF Foundation for the Vander Sewer Extension project.

/ct

CM101311-1

Celebrating Our Past. . . Embracing Our Future



(LONG-TERM ECONOMIC ADVANCEMENT FOUNDATION)

October 11, 2011

BOARD OF DIRECTORS

EDGAR M. ROACH, JR. CHAIR CHAPEL HILL, NC

MICHAEL A. ALMOND PINEY CREEK, NC

WADE BARBER PITTSBORO, NC

DALE C. BONE WILSON, NC

PAUL BROOKS PEMBROKE, NC

J. THOMAS BUNN RALEIGH, NC

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S. LAWRENCE DAVENPORT GREENVILLE, NC

BILLY RAY HALL ANGIER, NC

JAMES H. JOHNSON PITTSBORO, NC

YVONNE J. JOHNSON GREENSBORO, NC

REV. LACY JOYNER OXFORD, NC

JAMES ARTHUR "ART" POPE RALEIGH, NC

DAVID T. STEPHENSON, III LUMBERTON, NC

TOM TAFT GREENVILLE, NC

PRESIDENT DAN GERLACH Mr. Bo Gregory Director of Economic Development Cumberland County Government 1019 Hay Street Fayetteville, North Carolina 28305

Dear Mr. Gregory: Do

I am pleased to inform you that the Board of Directors of the Golden LEAF Foundation has approved a grant for your project, "Vander Sewer Extension to Vander Fire Department, Vander Park, and Morty Pride Meats," in the amount of \$469,218.00. We trust that this support will further your work to the benefit of North Carolinians.

Enclosed are two copies of our Grantee Acknowledgement and Agreement, which includes details regarding administration of the grant, including the payment schedule and reporting requirements. Please read your grantee agreement carefully and take note of special conditions that may apply to your grant award.

We require that grantees become acquainted with Golden LEAF's policies governing grants. We will conduct a grants management workshop by conference call on October 25, 2011 at 10:00am. To participate:

- Dial 1-800-747-5150
- Enter the access code of 4427474
- Press # to be connected

If you are unable to participate in this telephone workshop, you must contact a member of the Golden LEAF programs staff to make an appointment to review our grant guidelines, reporting requirements, and policies.

Upon receipt of one original signed Grantee Acknowledgement and Agreement form, documentation that any requisite conditions have been met, and a written request for payment, we will make the first disbursement of funds in connection with your project. As outlined in the Grantee Acknowledgement and Agreement, subsequent payments will be forwarded upon the receipt of the required reports. Reporting forms can be accessed at our website, www.goldenleaf.org, or by contacting us at 888-684-8404 or at programs@goldenleaf.org. Mr. Bo Gregory October 11, 2011 Page 2

All publicity and printed materials regarding projects or activities funded in whole or in part by this grant should contain the following language: **"This project received support from the Golden LEAF Foundation."** The Golden LEAF logo is to be displayed in all of the publicity and printed materials relating to this grant. Please contact Jenny Tinklepaugh (jtinklepaugh@goldenleaf.org) for digital versions of the logo.

Please let me or any member of our programs staff know if you have any questions regarding your grant, its conditions, or reporting requirements. We stand ready to be of assistance to you at any time. Once again, on behalf of the Board, congratulations on your grant award. We look forward to learning about your accomplishments.

Sincerely,

D.Jr

Dan Gerlach President

DG:bs

Enclosures: as stated

The Golden LEAF Foundation

GRANTEE ACKNOWLEDGMENT AND AGREEMENT

- 1. Grantee: Cumberland County Government
- 2. Project File Number & Title: FY2012-017 / Vander Sewer Extension to Vander Fire Department, Vander Park, and Morty Pride Meats
- 3. Purpose of Grant: The purpose of this grant is to provide funding to Cumberland County to assist with the extension of public sewer infrastructure to the Vander community which is currently served by septic systems. The sewer extension would serve civic organizations such as the community center, local park, and volunteer fire department. It would also serve businesses in the area including Morty Pride Meats which is considering expansion and the addition of 15 new jobs. Residents in the community would have the opportunity to connect to the sewer extension. Golden LEAF funds would be spent primarily for construction costs and engineering.
- 4. Amount of Grant: \$469,218.00
- 5. Award Date: 10/6/2011

Start Date:_____

- 6. Special Terms and Conditions Applicable to Grant:
 - a) The he term of the grant is 12 months.
 - b) Grantee agrees to comply with all relevant statutes, established guidelines, policies or best practice procedures for competitive bidding of project work or purchase of equipment.
 - c) Grantee agrees to use funds in accordance with charitable, tax-exempt purposes as defined by Section 501 (c)(3) of the Internal Revenue Code and that it will not use the funds from this grant in any way that would result in or give rise to private inurement or impermissible private benefit.
 - d) Prior to the release of funds, Grantee agrees to provide evidence that sufficient funds have been secured to advance the project as outlined in the proposal.
 - e) Grantee agrees that no Golden LEAF grant funds may not be used to purchase or secure property or easements associated with construction of the infrastructure.
 - f) Grantee agrees that any Public Works Commission sewer extension credits that accrue to Cumberland County as a result of the project may only be used for purposes in accordance with charitable, tax-exempt purposes as defined by Section 501 (c)(3) of the Internal Revenue Code, which include lessening the burden of government, and that it will not use the funds from this grant in any way that would result in or give rise to private inurement or impermissible private benefit.
 - g) Prior to release of funds, Grantee agrees to present a revised comprehensive budget to the Foundation for approval.
 - h) Budget modifications must be submitted to Golden LEAF for approval prior to expending funds on modified budget lines.
 - i) Prior to the release of grant funds, Grantee agrees to provide a map showing the location of the infrastructure and assurance that all improvements utilizing Golden LEAF funds will be located on public right-of-way.
 - j) Release of grant funds is contingent on Grantee attendance at a Golden LEAF grants management workshop or satisfactory consultation with staff to gain training in management of Golden LEAF grants and reporting requirements.
 - k) Prior to the release of grant funds, the Grantee agrees to provide the Foundation with a copy of the organization's policy regarding conflicts of interest. The policy must be adopted by the grantee's board of directors.
 - 1) Prior to the release of grant funds, Grantee must submit a project evaluation plan for approval by Golden LEAF. The plan must identify expected economic impact outcomes for the funded project

and measurable performance objectives. The plan must also describe procedures that will be used to monitor progress during project implementation and measure outcomes achieved. The plan must demonstrate the Grantee's ability to gather and report outcomes resulting from the funded project for three years beyond the conclusion of the Golden LEAF grant term .

- 7. The Grantee confirms that the Internal Revenue Service has determined that the Grantee is now an organization described in Section 501(c) (3) of the Internal Revenue Code of 1986, as amended, or is a federal, state or local governmental unit. Grantee agrees to notify the Foundation promptly if the Grantee's tax-exempt status is revoked or modified in any way. It agrees that it will use the funds from this grant only for charitable, educational, or scientific purposes within the meaning of Section 501(c)(3) of the Code, and that it will not use the funds from this grant in any way that would result in or give rise to private inurement or private benefit. The Grantee agrees that no funds from this grant will be used to carry on propaganda or otherwise to attempt to influence legislation, to influence the outcome of any public election, or to carry on directly or indirectly any voter registration drive. The Grantee agrees that it will not use any of these grant funds to make any grant that does not comply with the requirements of Section 170(c)(2)(B) of the Code or to undertake any activity for any purpose other than one specified in Section 170(c)(2)(B) of the Code. Unless otherwise agreed by the Foundation, no portion of the Grantee's rights or obligations under this Agreement may be transferred or assigned to any other entity.
- 8. The Grantee accepts and will retain full control of the disposition of funds awarded to the Grantee by the Foundation under this grant, and accepts and will retain full responsibility for compliance with the terms and conditions of the grant. Grant funds shall be utilized exclusively for the purposes set forth above, and if any portion of the grant is not used for these purposes, the Grantee agrees to repay such portion to the Foundation. If the Grantee breaches any of the covenants or agreements contained in this Agreement, or any of the representations and warranties are untrue as to a material fact, the Grantee agrees to repay to the Foundation the full amount of this grant. Any condition, purpose, term or provision in the Foundation's resolution approving funding or in this Agreement shall take precedence over any conflicting provision in the Grantee's application.
- 9. The Grantee is in material compliance with all federal, state, county, and local laws, regulations, and orders that are applicable to the Grantee, and the Grantee has timely filed with the proper governmental authorities all statements and reports required by the laws, regulations, and orders to which the Grantee is subject. There is no litigation, claim, action, suit, proceeding or governmental investigation pending against the Grantee, and there is no pending or (to the Grantee's knowledge) threatened litigation, claim, action, suit, proceeding or governmental investigation against the Grantee that could reasonably be expected to have a material adverse effect upon the Grantee's ability to carry out this grant in accordance with its terms. The Grantee has timely paid all judgments, claims, and federal, state, and local taxes payable by the Grantee the non-payment of which might result in a lien on any of the Grantee's assets or might otherwise adversely affect the Grantee's ability to carry out this grant in accordance with its terms.
- 10. The Grantee agrees to immediately notify the Foundation of anything that may materially affect the Grantee's ability to perform the project funded. If the Grantee proposes to modify the budget, the objectives, or any other feature of the project funded, it shall not expend any funds from this grant for such purposes unless the Foundation has approved such proposed modifications in writing. Moreover, no further payments shall be made to the Grantee in connection with the project funded unless and until the Foundation has approved such proposed modifications.
- 11. The Grantee acknowledges that grant funds shall be paid to the Grantee only when those sums are needed to carry out the project funded and the Grantee has submitted a written request for payment. A sum equal to twenty percent (20%) of the total amount of the grant will be retained by the Foundation until the Grantee completes its obligations under this grant, including its submission of a final report on the project funded. Each request for payment shall be in writing and shall certify that the Grantee has performed in accordance with the terms and provisions of its Grantee Acknowledgment and Agreement, and that such Grantee is entitled under the terms of

such Agreement to receive the amount so requested. Each request should be made to Mr. Dan Gerlach, President, The Golden LEAF Foundation, 301 N. Winstead Avenue, Rocky Mount, NC 27804. Payment should not be requested until the Grantee has need for actual expenditures of the funds. Grantee should request payment at least thirty (30) days prior to its desired payment date. All requirements under this Grantee Acknowledgment and Agreement must be met before payment will be made. If the grant is conditional or contingent, all conditions and contingencies must be met before payment will be made.

- 12. The Grantee agrees to submit an Interim Report to the Foundation biannually, to be received by the Foundation six months from the date of award and every six months thereafter. The Grantee agrees to submit a Final Report for receipt by the Foundation within sixty (60) days after the completion of all obligations for the project funded. No further Interim Reports will be required after a Final Report is submitted. Report forms may be found on the Foundation's website, <u>www.goldenleaf.org</u>. The Grantee will furnish additional or further reports if so requested by the Foundation on forms prescribed by the Foundation. Failure to submit a required report by the scheduled submission date will result in the withholding of any subsequent grant payment until the Foundation receives the delinquent report.
- 13. The Grantee agrees to maintain full, accurate and verifiable financial records, supporting documents, and all other pertinent data for the project funded in such a manner so as to identify and document clearly the expenditure of Foundation funds provided, separate from accounts for other awards, monetary contributions, or other revenue sources for the project funded. The Grantee agrees to retain all financial records, supporting documents, and all other pertinent records related to the project funded for a period of five (5) years from the end of the grant funding period. In the event such records are audited, all project records shall be retained beyond such five-year period until all audit findings have been resolved. The Grantee shall make available to the Foundation, or the Foundation's designated representative, all of the Grantee's records that relate to the project funded, and shall allow the Foundation or the Foundation's representative to audit, examine and copy any data, documents, proceedings, records and notes of activity relating to the project. Access to these records shall be allowed upon request at any time during normal business hours and as often as the Foundation or its representative may deem necessary. The Grantee may be subject to audit by the State Auditor.
- 14. In consideration of its receipt of funds granted by the Foundation, the Grantee agrees that during the course of the project funded by the grant, the Grantee, and any recipient of grant funds, will promptly disclose to the Foundation any improvements, inventions, developments, discoveries, innovations, systems, techniques, ideas, processes, programs, and other things, whether patentable or unpatentable, that result from any work performed by or for the Grantee in connection with the project funded, or by individuals whose work is funded by the grant (the "New Developments"). If Grantee notifies the Foundation of any Invention Disclosure Reports it receives from Grantee employees that report making inventions under this Agreement, then Grantee will be deemed to have satisfied the disclosure requirement in the preceding sentence.

The Grantee agrees that it, and any recipient of grant funds, shall take all reasonably appropriate actions to assure that the New Developments shall be and remain the sole and exclusive property of the Grantee. In the event that the interests of the public would be served by commercialization of the New Developments, the Grantee agrees to use its best reasonable efforts to pursue the commercialization of any such New Developments in a manner that will serve the interests of the public, including but not limited to the transfer, assignment or licensing of such New Developments; provided, however, that the Grantee, and any recipient of grant funds, shall not transfer, assign or license such New Developments in part or in whole without first having obtained the written consent of the Foundation.

Any revenue generated as a result of transferring, assigning, or licensing New Developments will be managed by the Grantee in accordance with its published patent, copyright and technology transfer procedures, if any, and in the absence of such procedures such revenue will be managed by the Grantee in accordance with procedures approved by the Foundation. Such procedures typically will prioritize the distribution of revenues to insure that the Grantee first honors its obligation to its inventors and then to cover its own out-of-pocket expenses as necessary to protect its intellectual property.

- 15. The Grantee and Foundation further agree that should there be any revenue generated greater than that necessary to meet the obligations of the preceding paragraph ("Net Revenue"), the Net Revenue shall be managed by the Grantee as follows:
 - a) 15% of the Net Revenue will be retained by the Grantee as a fee for the management and distribution of funds as required under this Agreement.
 - b) 30% of the remaining Net Revenue will be paid to the Foundation.
 - c) 70% of the remaining Net Revenue will be retained by the Grantee and used in accordance with the procedures referenced in Section 14 above.

The Grantee's obligations pursuant to this Section will continue beyond the expiration of the funding period.

- 16. The Grantee acknowledges and agrees that the Grantee is an entity independent from the Foundation, and is not an agent of the Foundation, and is not authorized to bind the Foundation to any agreement of payment for goods or services. The Grantee is responsible for payment of all its expenses, including rent, office expenses and all forms of compensation to employees. It shall provide workers compensation insurance to the extent required for its operations and shall accept full responsibility for payments of unemployment compensation, social security, income taxes and any other charges, taxes or payroll deductions required by law in connection with its operations, for itself and its employees. All expenses incurred by the Grantee are the sole responsibility of the Grantee, and the Foundation shall not be liable for the payment of any obligations incurred in the performance of the project funded.
- 17. The Grantee acknowledges receipt of the following statement of the Foundation's policy regarding termination and rescission of grants. The Grantee acknowledges that the Foundation may, from time to time, amend its policy regarding termination and rescission of grants, and the Grantee acknowledges that the Grantee will be subject to the policy as so amended.

Rescission and Termination of Grants. Rescission of a grant revokes the grant award. When funds have been disbursed to a Grantee by the Foundation and a grant is rescinded, the Grantee may be liable for repayment to the Foundation of any and all grant funds received by the Grantee under the grant. Termination of a grant ends the grant on a going-forward basis, and the Grantee is liable for repayment to the Foundation only of that portion of the grant funds that has been disbursed to but not expended by the Grantee in accordance with the terms of the grant.

A grant may be rescinded or terminated at any time, at the discretion of the Foundation, for reasons including the following:

- a. The Grantee has not signed and delivered to the Foundation the Grantee Acknowledgment and Agreement within four (4) months of the date it was sent to the Grantee.
- b. The Grantee has failed to complete the project within the time established by the Grantee Acknowledgment and Agreement or any extensions thereof.
- c. The Grantee's tax-exempt status has been modified or revoked.
- d. The Grantee is unable, or has failed or refused, to comply with a material term or condition of the grant.
- e. The Grantee has experienced a change in circumstances that would have a material adverse effect upon the Grantee's ability to accomplish fully the purposes of the grant (e.g., loss of collateral funding, loss of key personnel, etc.).
- f. The Grantee has failed or refused to submit a report, statement, accounting or return required under the Grantee Acknowledgment and Agreement or by applicable law.
- g. The Grantee has materially modified its budget for the project, and such material modification has not been approved by the Foundation.

- h. The Grantee commits a material violation of the Internal Revenue Code, or uses funds for some purpose not permitted by the Internal Revenue Code or for some purpose not contemplated by the grant.
- i. The Grantee breaches any of the covenants or agreements contained in the Grantee Acknowledgment and Agreement, or any of the representations and warranties made by the Grantee in the Grantee Acknowledgment and Agreement is untrue as to a material fact.
- j. The Grantee requests that the grant be rescinded or terminated.

It is anticipated that a grant will be rescinded if one of the reasons set forth above exists and no grant funds have been disbursed. Where grant funds have been disbursed, it is anticipated that a grant will be rescinded in the case of the more serious violations (including, without limitation, use of Foundation funds for some purpose not contemplated by the grant or in violation of the Internal Revenue Code, or upon other affirmative misconduct of the Grantee), and that termination of a grant will take place in the case of the less serious instances of noncompliance.

If the Board of Directors of the Foundation determines that a grant should be rescinded or terminated, the Foundation will notify the Grantee of that decision. In the discretion of the Foundation, where the Grantee can correct the noncompliance, the Foundation may notify the Grantee that the grant is subject to rescission or termination unless the Grantee, within thirty (30) days of the date upon which such notice is sent: (1) remedies the situation in accordance with the instructions of the Foundation; (2) requests and receives an extension of time within which to comply; or (3) requests and receives a modification of the terms of the grant, and complies with the terms of the grant as modified. If the Foundation allows the Grantee the opportunity to correct the noncompliance, no further funds shall be advanced pursuant to the grant until the noncompliance is remedied.

- 18. The Grantee shall not discriminate by reason of age, race, ethnicity, religion, color, sex, national origin, or handicap related to the activities of a project funded by the Foundation.
- 19. All publicity and printed materials regarding projects or activities supported in whole or in part by this grant should contain the following language: "This project received support from The Golden LEAF Foundation." The Golden LEAF logo is to be displayed in all of the Grantee's publicity and printed materials relating to this grant. Please contact Jenny Tinklepaugh (jtinklepaugh@goldenleaf.org) for digital versions of the logo.
- 20. The individual signing below certifies his or her authority to execute this Agreement on behalf of the Grantee. By executing this Agreement, the Grantee, to induce the Foundation to make this grant, makes each of the representations set forth hereinabove and certifies that each of such representations is true, accurate and complete as of the date hereof.

IN WITNESS WHEREOF, the Grantee has executed this Agreement this ____ day of _____, 20___.

Name of Grantee Organization (print):_____

Signature:

Name of Person Signing (print):

Title of Person Signing (print):_____

Date:

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HENINO.,	ITEM NO.	-
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JAMES E. MARTIN County Manager

AMY H. CANNON Deputy County Manager



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

TO: BOARD OF COMMISSIONERS

FROM: JAMES E. MARTIN, COUNTY MANAGER

DATE: OCTOBER 12, 2011

SUBJECT:PRESENTATION BY CUMBERLAND COUNTY SCHOOLS AND
FAYETTEVILLE TECHNICAL COMMUNITY COLLEGE

BACKGROUND

One of the five goals of the 2011-2012 Cumberland County Strategic Plan is to ensure a safe and healthy community by providing needed services to our citizens in a timely manner. An objective under that goal is to assist with reducing youth crimes and gang involvement by providing youth development program opportunities. One action step for that objective calls for the County Commissioners to advocate for alternatives to the high school academic track and to see an increased focus on vocational and military programs to combat the drop-out rate.

At the request of the Policy Committee, I invited Dr. Larry Keen, President of Fayetteville Technical Community College, and Dr. Frank Till, Superintendent of Cumberland County Schools, to report to the full Board of Commissioners on retention and vocational educational opportunities for high school students currently being offered through the public school system and FTCC and any plans to expand such programs in the future.

RECOMMENDATION/PROPOSED ACTION

For information and any further action the board wishes to take.

/ct

CM101211-1

Celebrating Our Past...Embracing Our Future

ITEM NO. .

JAMES E. MARTIN County Manager

AMY H. CANNON Deputy County Manager



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 OCTOBER 17, 2011

MEMORANDUM

TO: BOARD OF COMMISSIONERS

FROM: JAMES E. MARTIN, COUNTY MANAGER

DATE: OCTOBER 12, 2011

SUBJECT: PRESENTATION BY MR. MARK CULBRETH OF THE CUMBERLAND COUNTY SCHOOL SYSTEM ON THE "READING ROCKS" PROGRAM

Mr. Mark Culbreth, of the Cumberland County School System will be attending the October 17, 2011 Board of Commissioners meeting to make a presentation on the "Exceptional 8th Year" Reading Rocks! Walk-a-thon which is scheduled for Saturday, October 22, 2011.

/ct

Attachment

CM101211-2

Celebrating Our Past. . . Embracing Our Future



Cumberland County Schools

CARRIF. SUTTON, CHAIR LARRY LANCASTER, VICE CHAIR ALICIA S. CHISOLM KIMBERLY P. FISHER GREG WEST P.O. Box 2357 Fayetteville, North Carolina 28302 910-678-2300

> DR. FRANK TILL SUPERINTENDENT

September 30, 2011

Mr. Kenneth Edge Chairman, Cumberland County Board of Commissioners P.O. Box 1829 Fayetteville, NC 28302

Ref: Reading Rocks Walk-a-thon

Dear Chairman Edge:

This year Cumberland County Schools, in partnership with the Cumberland County Education Foundation, is pleased to announce our "Exceptional 8th Year" *Reading Rocks!* Walk-a-thon on October 22, 2011 at 9:00 a.m. in Festival Park, Downtown Fayetteville. Last year law enforcement officials estimated that over 20,000 walkers participated, and over \$100,000 was raised by our schools and donated by many generous sponsors. All money has gone directly back to our schools to support literacy efforts throughout our school system. Our slogan for this year is "Exceptional 8th Year...25,000 Walkers!"

The Cumberland County Schools have consistently enjoyed the support of the Cumberland County Board of Commissioners, and we know you will want to be involved in this event if your schedule allows. Please accept our invitation to join us as local dignitaries on stage as we kick off this community-wide program. Please contact Nancy Kebort at 910-678-2613 to let her know if you or other members of the Cumberland County Board of Commissioners will be able to attend.

On behalf of over 54,000 Cumberland County School students, we thank you for your support of our schools and hope to see you on October 22 as we celebrate literacy and its power to create an informed citizenry.

With warmest regards,

Mark Culled

Mark Culbreth Member, Reading Rocks Walk-a-thon Planning Team



JAMES A. MCLAUCHLIN

MARY EMILY ROYAL

MAC WILLIAMS

MACKY HALL

cc: James Martin

0962-987-016+

Roy Turner, Chair Cumberland County

Walter Clark, 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

OCTOBER 7, 2011



Planning and Inspections Department

Thomas J. Lloyd, Director

Cecil P. Combs, Deputy Director

Lori Epler, Sara E. Piland, Cumberland County

Benny Pearce, Town of Eastover

Donovan McLaurin, Wade, Falcon & Godwin

ITEM NO. -5A

- 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 September 20, 2011 meeting voted to recommend approval of C1(P) Planned Local Business district.

SITE INFORMATION: Frontage & Location: 250.00'+/- on SR 1112 (Rockfish Road); Depth: 186.48'+/-; 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: If approved, residential use & structure (including setbacks) will be made nonconforming; current accessory building appears to be nonconforming; 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'; This case is being re-considered at the request of the Board of Commissioners'.

MINUTES OF SEPTEMBER 20, 2011

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

 The request for C1(P) Planned Local Business is consistent with the location criteria for "light commercial", as listed in the Land Use Policies Plan of the 2030 Growth Vision Plan, specifically the subject property has access to public water and sewer, direct access to a collector street, is in an area that is transitioning to commercial, and will provide convenient goods and services to the immediate surrounding neighborhood; and 2. The request is reasonable because the subject property is of a size and shape that the yard setbacks for the C1(P) zoning district can be met and all required improvements such as off-street parking, landscaping, buffering, etc. can be provided on-site.

The staff, upon further analysis of the northern portion of Rockfish Road, acknowledges that when considering wetlands and existing development in this area, commercial rezoning would be appropriate extending east and ending at the existing residential development. To ensure the absence of lot by lot rezoning like those that occurred along Hope Mills Road, this matter should be addressed in the Land Use Policies Plan.

Mr. McLaurin made a motion, seconded by Mrs. Piland to follow the staff recommendation and approve case P11-17 for C1(P). 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.



Roy Turner, Chair Cumberland County

Walter Clark, 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

OCTOBER 7, 2011



Planning and Inspections Department

Thomas J. Lloyd, Director

Cecil P. Combs, Deputy Director

Lori Epler, Sara E. Piland, Cumberland County

Benny Pearce, Town of Eastover

Donovan McLaurin, Wade, Falcon & Godwin

ITEM NO.

- MEMO TO: Cumberland County Board of Commissioners
- FROM: Cumberland County Joint Planning Board
- SUBJECT: **Case P11-39:** Rezoning of 2.53+/- acres from M(P) Planned Industrial to C2(P) Planned Service and Retail or to a more restrictive zoning district, located at 508 and 516 West Manchester Road, submitted by Hershel L. and Eleanor F. Boyd (owners).
- ACTION: Members present at the September 20, 2011 meeting voted to recommend approval of C2(P) Planned Service and Retail district.

SITE INFORMATION: Frontage & Location: 199.83'+/- on SR 1451 (W Manchester Road); Depth: 552.00'+/-; Jurisdiction: Cumberland County; Adjacent Property: Yes, north of subject property; Current Use: Vacant; Initial Zoning: RR - January 7, 1977 (Area 11); rezoned to M(P) on February 20, 2007; Nonconformities: None; Zoning Violation(s): None; Surrounding Zoning: North: RR, R10 (Spring Lake) & CD; South: M(P), C(P) & RR (Spring Lake); East: M(P), C3, RR & CD; West: C3, RR & R6A; Surrounding Land Use: Residential (including manufactured homes & multi-family), manufactured home park, industrial operation not otherwise permitted, lodge, open storage, furniture refinishing & woodlands; 2030 Land Use Plan: Urban; Spring Lake Land Use Plan: Planned Commercial; Special Flood Hazard Area (SFHA): None; Water/Sewer Availability: Town of Spring Lake/Town of Spring Lake; Soil Limitations: Yes, hydric - WMB Wickham fine sandy loam; School Capacity/Enrolled: Manchester Elementary: 340/373; Spring Lake Middle: 700/468; Pine Forest High: 1,750/1,543; Subdivision/Site Plan: If approved, new development will require a review and approval; Municipal Influence Area: Town of Spring Lake; RLUAC: Does not object to the request but suggests the use of additional insulation in any new construction as the property has high noise levels (65dbl). Subject property is also within the Accident Potential Zone (APZ) of Pope Army Airfield; Average Daily Traffic Count (2008): 8,800 on SR 1451 (W Manchester Road); Highway Plan: There are no road improvements/constructions specified for this area. This case has no impact on the current Highway Plan or Transportation Improvement Program; Note: Minimum Yard Setback Regulations: M(P): Front yard: 100', Side yard: 50', Rear yard: 50', C2(P): Front yard: 50', Side yard: 30', Rear yard: 30'.

MINUTES OF SEPTEMBER 20, 2011

The Planning & Inspections Staff recommends approval of the request for C2(P) Planned Service and Retail District based on the following:

- 1. The request is both consistent with the location criteria for "light commercial" as listed in the recently adopted Land Use Policies Plan as well as with the Spring Lake Area Detailed Use Plan which calls for "planned commercial" at this location;
- 2. The location and character of the use will be in harmony with the surrounding area;
- 3. Public utilities are available to the subject property; and
- 4. In a location surrounded by residential, the C2(P) district is less intrusive than the M(P) district.

Mr. McLaurin made a motion, seconded by Mrs. Piland to follow the staff recommendation and approve case P11-39 for C2(P). 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.



Roy Turner, Chair Cumberland County

Walter Clark, 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

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OCTOBER 7, 2011



Planning and Inspections Department

Thomas J. Lloyd, Director

Cecil P. Combs, Deputy Director

Lori Epler, Sara E. Piland, Cumberland County

Benny Pearce, Town of Eastover

Donovan McLaurin, Wade, Falcon & Godwin

5C

ITEM NO.

- MEMO TO: Cumberland County Board of Commissioners
- FROM: Cumberland County Joint Planning Board
- SUBJECT: **Case P11-41:** Rezoning of 1.00+/- acres from A1 Agricultural to RR Rural Residential or to a more restrictive zoning district, located at 7234 and 7244 Turnbull Road, submitted by Eric H. and Linda F. Avery (owners).
- ACTION: Members present at the September 20, 2011 meeting voted to recommend approval of RR Rural Residential district.

SITE INFORMATION: Frontage & Location: 225.00'+/- on SR 1002 (Turnbull Road); Depth: 200.00'+/-: Jurisdiction: Cumberland County; Adjacent Property: No; Current Use: 2 residential structures; Initial Zoning: A1 - September 3, 1996 (Area 21); Nonconformities: None; Zoning Violation(s): None; Surrounding Zoning: North, South and West: A1; East: A1 & R40A; Surrounding Land Use: Residential (including manufactured homes) farmland & woodlands; 2030 Growth Strategy Map: Rural; Special Flood Hazard Area (SFHA): None; Water/Sewer Availability: Well/Septic; Soil Limitations: Yes, hydric - PA Pactolus loamy sand; School Capacity/Enrolled: J.W. Seabrook Elementary: 310/278; Mac Williams Middle: 1,270/1,210; Cape Fear High: 1,425/1,585; Subdivision/Site Plan: If approved, review and approval may be required prior to development; Average Daily Traffic Count 680 on SR 1002 (Turnbull Road); Highway Plan: (2008): There are no road improvements/constructions specified for this area. This case has no impact on the current Highway Plan or Transportation Improvement Program; Notes: Density: A1 – 1 lot/unit, R40 – 1 lot/unit, R30 – 1 lot/unit, R20 – 2 lots/units, RR – 2 lots/unit; Minimum Yard Setback Regulations: A1: Front yard: 50', Side yard: 20', Rear yard: 50'; R40, R30, R20 & RR: Front yard: 30', Side yard: 15', Rear yard: 35'.

MINUTES OF SEPTEMBER 20, 2011

The Planning & Inspections Staff recommends approval of the RR Rural Residential district based on the following:

- 1. The district requested is consistent with the 2030 Growth Vision Plan, which calls for "rural" at this location, as well as meeting the location criteria for suburban density residential development as listed in the Land Use Policies Plan;
- 2. The location and character of the use will be in harmony with the surrounding area; and
- 3. The rezoning would create a conforming lot in the RR zoning classification.

There are no other districts considered suitable for this request.

Mr. McLaurin made a motion, seconded by Mrs. Piland to follow the staff recommendation and approve case P11-41 for RR. 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.



Roy Turner, Chair Cumberland County

Walter Clark, 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

OCTOBER 7, 2011



Planning and Inspections Department

Thomas J. Lloyd, Director

Cecil P. Combs, Deputy Director

Lori Epler, Sara E. Piland, Cumberland County

Benny Pearce, Town of Eastover

Donovan McLaurin, Wade, Falcon & Godwin

ITEM NO.

MEMO TO: Cumberland County Board of Commissioners

FROM: Cumberland County Joint Planning Board

SUBJECT: **Case P11-42:** Rezoning of 1.17+/- acres from R10 Residential to C2(P) Planned Service and Retail or to a more restrictive zoning district, located on the southwest side of SR 1133 (George Owen Road) and east of NC 59 (Hope Mills Road), submitted by Shelby T. Townsend (owner).

ACTION: Members present at the September 20, 2011 meeting voted to recommend approval of C2(P) Planned Service and Retail district.

SITE INFORMATION: Frontage & Location: 269.00'+/- on SR 1133 (George Owen Road); Depth: 295.35'+/-; Jurisdiction: Cumberland County; Adjacent Property: No: Current Use: Vacant; Initial Zoning: R10 - November 17, 1975 (Area 4); Nonconformities: None; Zoning Violation(s): None; Surrounding Zoning: North: M2, C3 (HM), C(P), R10 & R6A; South: C3 (HM), C(P), RR, O&I(P) (HM), R6A & CD; East: R10; West: C3 (HM), R10 & R6A; Surrounding Land Use: Residential (including manufactured homes & multi-family), motor vehicle repair, strip mall, alcoholic beverage control sales. trade contractors (2), mini-warehousing & woodlands; 2030 Land Use Plan: Urban; Special Flood Hazard Area (SFHA): None; Water/Sewer Availability: PWC/PWC; Soil Limitations: None; School Capacity/Enrolled: Cumberland Mills Elementary: 630/645; Ireland Drive Middle (6): 340/346; Douglas Byrd Middle (7-8): 600/722; Douglas Byrd High: 1,280/1,220; Subdivision/Site Plan: If approved, development will require a review and approval; Municipal Influence Area: Town of Hope Mills; Average Daily Traffic Count (2008): No data available for SR 1133 (George Owen Road); Highway Plan: There are no road improvements/constructions specified for this area. This case has no impact on the current Highway Plan or Transportation Improvement Program; Notes: Density: R10 - 7 lots/units; Minimum Yard Setback Regulations: R10: Front yard: 30', Side yard: 10', Rear yard: 35'; C1(P): Front yard: 45', Side yard: 15', Rear yard: 20'; C2(P): Front yard: 50', Side yard: 30', Rear yard: 30'.

MINUTES OF SEPTEMER 20, 2011

The Planning & Inspections Staff recommends approval of the C2(P) Planned Service and Retail district for this request 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. The location and character of the use will be in harmony with the surrounding area;
- 3. Public utilities are available to the subject property; and

4. The request is consistent with recent rezonings in the general area.

The C1(P) Planned Local Business district could also be considered suitable for this request.

Mr. McLaurin made a motion, seconded by Mrs. Piland to follow the staff recommendation and approve case P11-42 for C2(P). 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.



ITEM	NO.	5E
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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

October 12, 2011

MEMORANDUM FOR COMMISSIONERS' AGENDA OF OCTOBER 17, 2011

TO: BOARD OF COMMISSIONERS

FROM: RICK MOOREFIELD, COUNTY ATTORNEY $\mathcal{P}^{\mathcal{N}}$

SUBJECT: PUBLIC HEARING ON REQUEST TO CLOSE AN UNNAMED RIGHT OF WAY OFF CYPRESS LAKE CIRCLE (SR2307) AS RECORDED IN PLAT BOOK 118 PAGE 99 IN THE CUMBERLAND COUNTY REGISTRY.

BACKGROUND: Mr. & Mrs. Michael Kidd, Mr. & Mrs Marion S. Faircloth Jr. and Mr. George F. Norton III, all adjacent property owners to an unnamed right of way off Cypress Lake Circle (SR2307) as recorded in Plat Book 118, Page 99 in the Cumberland County Registry, in Grays Creek Township have petitioned that the unnamed right of way be closed. Their petitions are attached as Exhibit A. A map of the area is attached as Exhibit B and C.

The Board has called a public hearing to consider its request. The Board may close the road if it finds that no person will be denied reasonable egress or ingress to his/her property.

RECOMMENDATION AND PROPOSED ACTION: If the Board of Commissioners makes the required statutory finding and decides to close the unnamed right of way off Cypress Lake Circle, that the Board adopt the attached resolution and direct the staff to record it in the Cumberland County Registry.

RM/lrc Attachments

Celebrating Our Past. . . Embracing Our Future

RESOLUTION CLOSING OF AN UNNAMED RIGHT-OF-WAY OFF CYPRESS LAKE CIRCLE

WHEREAS, a petition has been submitted to the Cumberland County Board of Commissioners (the "Board") by all adjoining landowner to close an unnamed right-of-way off Cypress Lake Cir, in Cumberland County;

WHEREAS, following proper notice, the Board held a public hearing on the question of the closing of such right-of-way on the 17th day of October, 2011, and heard all interested persons who appeared with respect to whether the closing would be detrimental to the public interest or to any individual's property rights; and

WHEREAS, following the public hearing the said Board found and determined that such public right-of-way is not under the control of the North Carolina Department of Transportation; that no person would be deprived of reasonable means of ingress and egress to his property by such closing, but that the reservation of certain easements would be appropriate and desirable; and that it is therefore not contrary to the public interest to close such street, subject to the reservation of the easements described below;

NOW THEREFORE, the Cumberland County Board of Commissioners hereby RESOLVES, pursuant to authority granted by G.S. 153A-241, that the public street more particularly described below be, and it is hereby, closed, subject, however to the continued dedication and preservation of an easement therein for existing and future utilities, and of an easement therein for public safety emergency vehicle access:

And the Board further RESOLVES, that a certified copy of this Resolution be recorded in the Cumberland County Registry.

Adopted this 17th day of October, 2011.

CANDICE WHITE, Clerk to the Board County Commissioners Gooden & Associates, Inc. 1745 Cypress Lakes Road Hope Mills, NC 28348 Phone (910) 223-7766

Fax (910) 223-7788

Right of Way for Lot 21 0.32 Acres Grays Creek Township Cumberland County, NC 6/25/2007

BEGINNING at an Existing Concrete Monument located in the western right of way margin of Cypress Lakes Circle, (S.R. 2307); said existing concrete monument being the eastern most corner of Lot # 20 as shown on plat entitled "Cypress Lakes, Section One" and being recorded in Plat Book 36 Page 64 and also being shown on plat entitled "Boundary Survey Cypress Lakes, Being Lot 21, Section 1" as recorded in Plat Book 118 Page 99; said existing concrete monument also being the northeast corner of and unnamed street;

And runs thence with the northern margin of said unnamed street and leaving said Cypress Lakes Circle, S 54° 22' 28" W 109.92 feet to an existing concrete monument; thence with a cul-de-sac with a radius of 50.00 feet and length of 46.67 feet and chord bearing and distance of S 80° 46' 02" W 44.99 feet to an existing concrete monument; thence with said cul-de-sac with a radius of 50.00 feet and length of 78.26 feet and chord bearing and distance of S 09° 11' 19" W 70.51 feet to an existing iron stake; thence with said cul-de-sac with a radius of 50.00 feet and length of 78.29 feet and chord bearing and distance of S 80° 30' 37" E 70.53 feet to an existing concrete monument: thence with said cul-de-sac with a radius of 50.00 feet and length of 46.59 feet and chord bearing and distance of N 27° 56' 18" E 44.92 feet to an existing concrete monument; thence leaving said cul-de-sac with the southern margin of said unnamed street, N 54° 22' 28" E 110.00 feet to an existing concrete monument located in the western right of way margin of Cypress Lakes Circle; said existing concrete monument being the northeast corner of Lot # 19 as shown on the above referenced plat; thence with the western right of way margin of said Cypress Lakes Circle, N 35° 42' 00" W 60.00 feet to the point of beginning and containing 0.32 Acres.

The above tract being shown as an <u>unnamed</u> street as shown in Plat Book 36 Page 64 and Plat Book 118 Page 99 of the Cumberland County, North Carolina Registry.



JUN. 2.3 2011

NORTH CAROLINA

COUNTY OF CUMBERLAND

PETITION REQUEST FOR CLOSING OF CUL-DE-SAC OFF CYPRESS LAKES CIRCLE

We the undersigned, being property owners on <u>CYPRESS LAKES CIRCLE</u> REALFORMENT in Cumberland County, North Carolina do hereby request that the second Cumberland County Board of Commissioners close <u>cul-de-sac</u> described below. Read/Structure

Description of the clo	osing The "unna	med right of wa	y" off Cypres	ss Lakes Ci	rcle
depicted on plat Registry. See a					
See legal descri	ption attached.	, 1060 01, 2000		,	-
Name of Owner(s)	<u>Michael G. Kidd</u> Virginia G. Kid			•	
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Address of Property	<u>same as above a</u> Hope Mills, NC	the second second states of the second s	Lakes Circle		• • • •
Contact Numbers				•	
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NORTH CAROLINA

Notary Public

COUNTY OF CUMBERLAND

PETITION REQUEST FOR CLOSING OF CUL-DE-SAC OFF CYPRESS LAKES

We the undersigned, being property owners on CYPRESS LAKES CIRCLE REAL STREET in Cumberland County, North Carolina do hereby request that the Cumberland County Board of Commissioners close <u>cul-de-sac</u> described below. Read/Streetx

Description of the closing The "unnamed right of way" off Cypress Lakes Circle depicted on plat recorded at Plat Book 118, Page 99, Cumberland County Registry. See also Plat Book 36, Page 64, Cumberland County Registry.

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My Commission Expires

NORTH CAROLINA

COUNTY OF CUMBERLAND



PETITION REQUEST FOR CLOSING OF CUL-DE-SAC OFF CYPRESS LAKES

CIRCLE We the undersigned, being property owners on <u>CYPRESS LAKES CIRCLE</u> REALASSESS in Cumberland County, North Carolina do hereby request that the Cumberland County Board of Commissioners close <u>cul-de-sac described below</u>.

Description of the closing The "unnamed right of way" off Cypress Lakes Circle depicted on plat recorded at Plat Book 118, Page 99, Cumberland County Registry. See also Plat Book 36, Page 64, Cumberland County Registry. See legal description attached.

Name of Owner(s) Marion S. Faircloth, Jr. Virginia G. Faircloth

Address of Owner(s) 110 Cypress Lakes Road Hope Mills, NC 28348

Address of Property

Contact Numbers

PIN of Property

0432-57-3900

same as owner's address

In witness whereof, Marion S. & Virginia G. Fairclohas hereunto set his/her hand

A. Jaucht SEAL (SEAL) (SEAL) Wind (STATE)

L'Bett O Donlind, of this county do hereby certify that Marin 5 + Minimia A. Tam foregoing petition.

Witness my hand and official seal this 17 day of May, 20/1. allen

COUNTY

Notary Public

My Commission Empires 3-18-2013

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My commission Expires 078





OFFICE OF THE COUNTY ATTORNEY

Courthouse, II7 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 OCTOBER 17, 2011

TO:BOARD OF COMMISSIONERS; CO. MANAGERFROM:RICK MOOREFIELD, COUNTY ATTORNEY 𝔎DATE:OCTOBER 12, 2011SUBJECT:PUBLIC HEARING ON THE BOARD OF COMMISSIONERS RE-
DISTRICTING PLAN

ATTACHMENTS: None

BACKGROUND:

At its last meeting, the Board voted to approve the Alternative A Redistricting Plan, subject to receiving public comment on the plan at the October 17, 2011, evening meeting. Notice of the public hearing was advertised in the *Fayetteville Observer* during the week of October 10th.

Alternative A changes the district boundaries as follows: The currently split precincts of Westarea 1 and Cross Creek 9, 2, 28-1 and 28-2 will be completely shifted to District 1; the currently split precincts of Cross Creek 22 and 23, Eastover 1, Judson-Vander and Auman 1 will be completely shifted to District 2; and the precincts of Cross Creek 25 and 27, Montibello, and Cliffdale West 1 will be shifted from District 2 to District 1.

Matt Rooney will have a power point map presentation available at the public hearing which will reflect the major streets and municipal boundaries in the newly constituted District 1.

RECOMMENDATION/PROPOSED ACTION:

After considering any comments received at the public hearing, adopt the following resolution to create the boundaries of the new commissioner districts:

Celebrating Our Past...Embracing Our Future

BOARD OF COMMISSIONERS OF CUMBERLAND COUNTY RESOLUTION TO REDISTRICT THE COUNTY COMMISSIONER ELECTION DISTRICTS IN CUMBERLAND COUNTY

Whereas, this Board finds that after the 2010 census, there exists a deviation of 31.68% from the ideal population in the county commissioner election districts within Cumberland County; and

Whereas, this Board finds that it is necessary to redistrict the county commissioner election districts to reduce this deviation to not more than 10%; and

Whereas, this Board has expressed its goal to minimize the number of voting precincts split between the two county commissioner districts because this Board finds that this will avoid confusion to voters living within these precincts; and

Whereas, this Board has expressed its goal to maintain the relative percentages of African-American to white and other minority voters within Commissioner District 1 as close as possible to the ratio in existence before the 2010 census because this Board finds that this has enhanced the opportunities for African-American candidates for county commissioner to be elected; and

Whereas, this Board has considered no less than five proposed redistricting alternatives which were consistent with its goals and has advertised and held a public hearing to receive public comment on its intended redistricting plan; and

Whereas, this Board finds that the redistricting plan stated below produces a near-perfect population distribution between the two commissioner election districts; eliminates all split precincts; and maintains the relative percentages of African-American to white and other minority voters within Commissioner District 1 as is possible.

Now therefore be it resolved that the Cumberland County commissioner election districts shall be reconstituted and redistricted as follows:

- 1. The currently split precincts of Westarea 1 and Cross Creek 9, 2, 28-1 and 28-2 shall be completely shifted to Commissioner District 1.
- 2. The currently split precincts of Cross Creek 22 and 23, Eastover 1, Judson-Vander and Auman 1 shall be completely shifted to Commissioner District 2.
- 3. The precincts of Cross Creek 25 and 27, Montibello, and Cliffdale West 1 shall be shifted from Commissioner District 2 to Commissioner District 1.
- 4. All other precincts shall be unchanged.

Adopted this 17th day of October, 2011.

Cumberland County Board of Commissioners by

Kenneth Edge, Chairman

Attest:
TEM	NO.	



OFFICE OF THE COUNTY ATTORNEY

Courthouse, II7 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 OCTOBER 17, 2011

TO: BOARD OF COMMISSIONERS FROM: RICK MOOREFIELD, COUNTY ATTORNEY DATE: OCTOBER 12, 2011 SUBJECT: APPROVAL OF RENEWAL OF FRANCHISE AGREEMENT WITH SHANA B. YI AND JAE YONG YI FOR DSS AND COURTHOUSE SNACK BARS

ATTACHMENTS: (1) FRANCHISE ORDINANCE

(2) FRANCHISE AGREEMENT

(3 SUMMARY OF DELI RENTAL REVENUE

BACKGROUND:

Shana B. Yi and Jae Yong Yi have operated the DSS Snack Bar since September 23, 2008, and the Courthouse Snack Bar since September 29, 3003, under successive franchises granted by the Board of Commissioners. They wish to renew the franchises which expired September 30, 2011, on the same terms. The franchisee pays the County Six Percent (6%) of the net sales generated by the Snack Bars ("the Commission") with a minimum Commission of \$500.00 per month for each of the snack bars. The term "net sales" is defined as the gross receipts of the Snack Bars less sales tax and discounts. The amount of the average commissions paid each year is attached.

Because this is a franchise agreement, it will have to be approved at two meetings of the Board.

RECOMMENDATION/PROPOSED ACTION:

Approve the franchise agreement on first reading and direct Clerk to place it on next agenda for second reading.

Celebrating Our Past. . . Embracing Our Future

AN ORDINANCE GRANTING A FRANCHISE FOR THE PROVISION OF FOOD SERVICES AT THE DEPARTMENT OF SOCIAL SERVICES BUILDING LOCATED AT 1225 RAMSEY STREET AND THE CUMBERLAND COUNTY COURTHOUSE LOCATED AT 117 DICK STREET

WHEREAS, the County of Cumberland has certain property located at 1225 Ramsey Street, Fayetteville, North Carolina, known as the New DSS Building; and

WHEREAS, the County of Cumberland has certain property located at 117 Dick Street, Fayetteville, North Carolina, known as Cumberland County Courthouse; and

WHEREAS, SHANA B. YI AND JAE YONG YI (LEE), propose to provide snacks, meals and drinks to the employees and visitors of the New DSS Building located at 1225 Ramsey Street and the Cumberland County Courthouse, 117 Dick Street, Fayetteville, North Carolina; and

WHEREAS, the Board of Commissioners of Cumberland County wishes to grant the right to use County property to private entities by franchise ordinance and the Board of Commissioners finds and determines that it is in the public interest to grant a franchise to SHANA B. YI AND JAE YONG YI (LEE), for the New DSS Building, 1225 Ramsey Street, and the Cumberland County Courthouse, 117 Dick Street, Fayetteville, North Carolina;

NOW, THEREFORE, the Board of Commissioners of Cumberland County, North Carolina, hereby ordains that the following ordinance is, and it is, hereby enacted:

Section 1. Purpose:

The purpose of this Ordinance is to provide for the orderly and careful use by SHANA B. YI AND JAE YONG YI (LEE), of a portion of the premises and facilities of the New DSS Building, 1225 Ramsey Street, and the Cumberland County Courthouse, 117 Dick Street, Fayetteville, North Carolina, to provide food services to the employees and visitors to those buildings, and to ensure such use contributes to the general welfare of the citizens of this County.

Section 2. Franchise Granted:

The Board of Commissioners grants a franchise for the use of the areas designated as the snack bar in the DSS Building located at 1225 Ramsey Street, and the County Courthouse located at 117 Dick Street, Fayetteville, North Carolina, to SHANA B. YI AND JAE YONG YI (LEE), for the sole purpose of providing meals, snacks and drinks for the employees and visitors at those buildings. The terms and conditions of such franchise shall be set forth in a Franchise Agreement by and between said franchisee and the County of Cumberland and such terms and conditions are hereby incorporated by reference into this Ordinance.

Adopted upon at a first reading by the Cumberland County Board of Commissioners on the 17th day of October, 2011, and a second reading this 7th day of November, 2011.

KENNETH S. EDGE, Chairman Board of County Commissioners

ATTEST:

CANDICE WHITE Clerk to the Board

COUNTY OF CUMBERLAND

THIS AGREEMENT, made and entered into this _____ day of October, 2011, by and between SHANA B. YI and JAE YONG YI (LEE) d/b/a Go 'N Joy Restaurant, located at 412½-A North Bragg Boulevard, Spring Lake, North Carolina 28390, hereinafter referred to as "FRANCHISEE", and the COUNTY OF CUMBERLAND, a body politic and corporate of North Carolina, hereinafter referred to as "COUNTY".

<u>WITNESSETH</u>:

WHEREAS, the COUNTY is desirous of granting a franchise to a food services vendor for the purpose of operating a Snack Bar to provide food services to the visitors and staff of the Cumberland County Courthouse located at 117 Dick Street, Fayetteville, North Carolina 28301 (Courthouse Snack Bar) and the Cumberland County Department of Social Services (DSS) located at 1225 Ramsey Street, Fayetteville, North Carolina 28301(Courthouse Snack Bar); and

WHEREAS, FRANCHISEE is a food services vendor and has operated the DSS Snack Bar as a franchisee of the County under a franchise agreement dated September 23, 2008, which was renewed October 1, 2008, and expired September 30, 2011; and

WHEREAS, FRANCHISEE is a food services vendor and has operated the Courthouse Snack Bar as a franchisee of the County under a franchise agreement dated September 29, 2003, which has been renewed for successive renewals with the last renewal expiring September 30, 2011; and

WHEREAS, FRANCHISEE desires to renew the franchises on the same terms in order to continue to provide the food services at the DSS Snack Bar and the Courthouse Snack Bar; and

WHEREAS, the Board of Commissioners of Cumberland County, North Carolina, finds that FRNACHISEE has fully performed all its obligations under the franchise agreements and each renewal thereof: and

WHEREAS, the Board of Commissioners of Cumberland County, North Carolina, desires to renew the described franchises on the same terms and to fully re-state those terms in this franchise agreement.

NOW, THEREFORE, for and in consideration of the promises and agreements hereafter set forth and the mutual benefits to be derived by the parties there from, the FRANCHISEE and the COUNTY promise and agree as follows:

1. **<u>TERM</u>**: The FRANCHISEE shall utilize said premises for the operation of a Snack Bar from October 1, 2011 through September 30, 2014, and, subject to the approval of the parties, shall renew thereafter for periods of three (3) years each. 2. <u>AGENCY AND AUTHORITY</u>: The COUNTY hereby designates Assistant County Manager James Lawson as its exclusive agent with respect to this Agreement. The Assistant County Manager is authorized, on behalf of the COUNTY, to negotiate directly with the FRANCHISEE on all matters pertaining to this Agreement. The FRANCHISEE agrees that all of its dealings with the COUNTY in respect to the terms and conditions of this Agreement shall be exclusively with the Assistant County Manager. Further, the FRANCHISEE specifically agrees that it shall not implement any requested modifications in the specifications of any of the services subject to this Agreement except in the manner described in the paragraph entitled MODIFICATION.

3. SERVICES:

- a. During the term of this Agreement, COUNTY agrees that the FRANCHISEE shall be authorized to operate a Snack Bar for the purpose of providing food services at the Cumberland County Courthouse, 117 Dick Street, Fayetteville, North Carolina 28301 and at the DSS Building, 1225 Ramsey Street, Fayetteville, North Carolina 28301. The FRANCHISEE has provided, at FRANCHISEE'S own expense, all the construction and equipment necessary to operate these snack bars and FRANCHISEE'S construction and equipment have been approved by the COUNTY. No external signage shall be allowed.
- b. Food and drink items which are sold at the Snack Bar shall be palatable and of high quality. Prices charged for food and drink shall be no higher than that charged for similar merchandise in other similarly situated local places of business. Said prices are subject to reasonable, periodic adjustments by the FRANCHISEE in order to maintain reasonable profit margins in the operation of the Snack Bars.
- c. The hours of operation for the FRANCHISEE to provide food services at the Courthouse Snack Bar and the DSS Snack Bar shall be weekdays from 7:30 a.m. until 3:00 p.m., closed Saturdays and Sundays, and COUNTY recognized holidays.
- d. The FRANCHISEE shall make all reasonable efforts to provide a high quality and enjoyable food products for use by the visitors and staff of the Courthouse. The FRANCHISEE shall employ adequate personnel to provide the needed food services and render prompt, courteous service. The FRANCHISEE will keep the kitchen facilities and equipment clean and orderly.
- e. Trash disposal services, convenient to the two Snack Bars, shall be provided by the COUNTY.
- f. The FRANCHISEE shall operate the two Snack Bars as an independent business enterprise, and shall hire and pay the wages and compensation of all its employees and agents. The FRANCHISEE shall be responsible for the conduct of its employees and agents.

- g. The FRANCHISEE shall not use or occupy, nor permit the Snack Bars or any part thereof to be used or occupied for any unlawful business use or purpose deemed disreputable or extra hazardous or which will constitute a public or private nuisance or which is in any way detrimental, harmful, or prejudicial to the COUNTY, or is in violation of any laws, regulations, ordinances or codes, present or future.
- h. If the COUNTY deems the performance of the FRANCHISEE and the operation of the Snack Bar as unsatisfactory for any reason, COUNTY will notify the FRANCHISEE in writing, providing details of said unsatisfactory performance. FRANCHISEE shall have thirty (30) days to eliminate any deficiencies. Failure to eliminate the deficiencies shall result in termination pursuant to paragraph 12.
- i. In its operation of the Snack Bar, FRANCHISEE shall maintain a Grade "A" Health Inspection Rating issued by the North Carolina Department of Health and Human Resources, Division of Environmental Health Services. Failure to do so shall result in the immediate termination of the agreement.
- j. Only those foods that have been properly inspected by U.S. Government agencies, and maintained according to Cumberland County Health Department standards may be utilized by the Snack Bar.
- 4. <u>MAINTENANCE OF RECORDS</u>: The FRANCHISEE agrees to keep its books, documents, and records relating to the provision of food services under this Agreement for a minimum of one year after the expiration of this franchise.
- 5. FEES: During the term of this Agreement, FRANCHISEE shall pay to the COUNTY Six Percent (6%) of the net sales generated by each of the Snack Bars ("the Commission") with a minimum Commission of \$500.00 per month for each of the Snack Bars. The term "net sales" shall mean the gross receipts of the Snack Bar less sales tax and discounts. The Commission shall be paid monthly, by the 15th day of the following month (i.e.: the Commission payable for the month of December shall be paid by January 15th). FRANCHISEE shall provide proof of sales to Cumberland County in the form of a copy of its "Monthly Business Report", along with a copy of cash register tapes, invoices, or other documentation as required by the County. Payments shall be made by check payable to "Cumberland County". Monthly checks and reporting information shall be mailed to: Cumberland County; Attention James Lawson; P. O. Box 1829; Fayetteville, NC 28302-1829.
- 6. **UTILITIES**: The COUNTY shall provide, at its own expense, to the FRANCHISEE power and water utilities necessitated by the operation of the Snack Bars to include the provision of potable water, all lighting, heating, and cooling requirements for the operation of each of the Snack Bars. The COUNTY shall provide electrical service for all equipment and outlets at the Snack Bars. Any natural gas service shall be provided by FRANCHISEE.
- 7. **EQUIPMENT**: The FRANCHISEE shall maintain and leave said premises in substantially as good condition as when received by it, excepting reasonable wear

and tear. The FRANCHISEE shall provide all of the janitorial services necessary to properly maintain the snack bar.

- 8. <u>LICENSING</u>: The FRANCHISEE shall obtain, at its own expense, the necessary business and health inspection licenses from the State of North Carolina and the Cumberland County Board of Health and shall continuously comply with all applicable State, Federal, County and City of Fayetteville laws, ordinances and regulations.
- 9. INSURANCE AND HOLD HARMLESS PROVISIONS: The FRANCHISEE shall, at its sole cost and expense, secure and constantly maintain during the term of this Agreement public and product liability insurance and Workmen's Compensation insurance in the minimum amounts as follows:

a.	Bodily Injury	\$ 500,000.00 for each occurrence, and \$1,000,000.00 aggregate
b.	Property Damage	\$ 100,000.00 for each occurrence, and\$ 100,000.00 aggregate
C.	Product Liability	\$1,000,000.00 minimum coverage

d. Workmen's Compensation insurance covering all of the FRANCHISEE's employees who are engaged in any work at the Snack Bars. The coverage shall meet all statutory requirements.

The FRANCHISEE shall furnish the COUNTY a certificate of insurance evidencing the coverage set out above prior to FRANCHISEE beginning any work under this franchise agreement. The FRANCHISEE hereby agrees to release and hold harmless the COUNTY from all liability for personal injury and property damage arising out of the provision of food services under this Franchise Agreement, except that which is due to the active fault or negligence of the COUNTY. The insurance policy shall cover any such liability asserted against the COUNTY and the aforesaid obligation of the FRANCHISEE to hold the COUNTY harmless.

FRANCHISEE shall not be liable for injury or damage to persons or property except those resulting from the acts or negligence of FRANCHISEE or its employees. Neither FRANCHISEE nor the COUNTY shall be held responsible or liable for any loss or damage due to fire, flood, or by insurrection or riot, or other causes which are not avoidable or beyond the control of FRANCHISEE or the COUNTY, or in any event for consequential damages.

10. **NOTICES**: Unless otherwise specified herein: Any written notice to FRANCHISEE shall be sufficient if sent by certified mail, return receipt requested or given to:

Shana B. Yi 304 Wagoner Drive Fayetteville, NC 28303 (910) 487-6919 or to such other address provided by FRANCHISEE to the COUNTY in writing and delivered to the COUNTY by certified mail, return receipt requested; and any notice to the COUNTY shall be sufficient if sent by certified mail, return receipt requested or given to the:

James Lawson Assistant County Manager Cumberland County P.O. Box 1829 Fayetteville, NC 28302-1829 (910) 678-7726

or to such other person at such address provided by the COUNTY to FRANCHISEE in writing and delivered to FRANCHISEE by certified mail, return receipt requested, notice being effective upon mailing.

- 11. **ASSIGNMENT:** The FRANCHISEE shall not assign its contract rights under this Agreement or any part thereof, nor delegate any performance hereunder, nor subcontract without first obtaining the COUNTY'S written approval.
- 12. **<u>TERMINATION</u>**: This Agreement may be terminated immediately by the COUNTY or the COUNTY may pursue any other remedy recognized in law or equity upon the violation of any of the terms of the contract. Either party may terminate the contract upon thirty (30) days notice in writing to the other party.

Upon the entering of a judgment of bankruptcy or insolvency by or against the FRANCHISEE, the COUNTY may immediately terminate this Agreement for cause.

Upon termination or expiration of this Agreement, FRANCHISEE will immediately remove all equipment, food products, etc., owned by FRANCHISEE from the Snack Bars or any other areas at either Courthouse or the DSS facility controlled by FRANCHISEE.

13. MISCELLANEOUS:

- a. The parties hereto, for themselves, their agents, officials, employees, and servants agree not to discriminate in any manner on the basis of race, color, creed, handicap, or national origin in the course of fulfilling any obligation, duty, or service that arises as a result of this Agreement. More specifically, FRANCHISEE shall comply with Title VI and VII of the Civil Rights Act of 1964, Section 504 of the Rehabilitation Act of 1973, and the Americans with Disabilities Act of 1990 (ADA), and all requirements imposed by Federal regulations, rules, and guidelines issues pursuant to these Titles for both personnel employed and customers served.
- b. The FRANCHISEE will make no alterations or changes in the present facilities without prior approval of the COUNTY.
- 14. **MODIFICATIONS:** This Franchise Agreement may be modified only by an instrument duly executed by the parties or their respective successors.

IN WITNESS WHEREOF, the FRANCHISEE and the COUNTY have caused their duly authorized officers to execute this instrument the day and year first above written, in triplicate originals, one copy being retained by the FRANCHISEE, one copy by the COUNTY.

COUNTY OF CUMBERLAND

ATTEST:

BY: _

KENNETH S. EDGE, Chairman

BY:

CANDICE WHITE, Clerk

[COUNTY SEAL]

SHANA B. YI

JAE YONG YI (LEE)

ATTEST:

BY: _____

WITNESS

This instrument has been pre-audited in the manner required by the Local Government Budget and Fiscal Control Act.

Approved for Legal Sufficiency

AMY E. CANNON County Finance Officer County Attorney's Office (X) Renewable () Non-renewable Expiration Date: _____

SNACK BAR FRANCHISE AGREEMENT Page 6

CUMBERLAND COUNTY SUMMARY OF DELI RENTAL REVENUE

COURTHOUSE DELI

DSS DELI

2010	2009
) \$ 500.02	\$ 502.85
)	\$ 500.02

KENNETH S. EDGE Chairman

MARSHALL FAIRCLOTH Vice Chairman

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



CANDICE WHITE Clerk to the Board

KELLIE BEAM 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

October 5, 2011

October 17, 2011 Agenda Item

ITEM NO. 1/

TO: Board of Commissioners

FROM: Kellie Beam, Deputy Clerk to the Board KB

SUBJECT: Civic Center Commission

The Civic Center Commission has the following one (1) vacancy due to a resignation:

Robert Smith – resigned. Recommendation of the Civic Center Commission is for **Peter Best**, **Dr. Mary A. Hales**, **Warren G. McDonald** or **John Hood**. (See attached.)

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

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

Attachments

pc: Karen Long, General Manager/CEO

Celebrating Our Past...Embracing Our Future

James Robert "Bob" Smith 1100 Clarendon Street # 612 Fayetteville, NC 28305

June 17, 2011

Mr. Kenneth Edge, Chairman Cumberland County Board of Commissioners PO Box 1829 Fayetteville, NC 28302

Dear Ken,

It has truly been an honor to be a part of the Cumberland County Civic Center Commission for well over twenty years and to feel like we have made a difference in the quality of life for the citizens of Cumberland County. I applaud the work of the commission and the staff of our facilities as we continue to provide a business and entertainment venue that plays a vital role in southeastern North Carolina.

Due to some unforeseen health issues that I am experiencing, I have submitted my letter of resignation to chairman Shorter effective immediately. Please extend my best wishes to our Cumberland County Commissioners and management for extending to me this opportunity of service.

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Sincerely,

Bob Amiths

Bob Smith

Kellie Beam

From: Rita Perry [rperry@crowncoliseum.com]

Sent: Tuesday, October 04, 2011 9:54 AM

To: Kellie Beam

Subject: Civic Center Commission Recommendation to the BOC

Importance: High

The Civic Center Commission took the following action at the September 27, 2011 meeting.

Members in Attendance

Floyd Shorter, Chairman Ryan Aul, Vice-Chairman Olivia Chavis Wayne Beard, Sr. McBryde Grannis Thaddeus Jenkins Ramona Moore Nat Robertson Harry Sherrill, Sr. William "Bill" Tew George Turner Elizabeth Varnedoe

Members Absent

Alicia S. Chisolm

ITEM 7: NEW Business

- Commission members' appointee recommendation to the County Board of Commissioners
- MOTION: Chairman Floyd Shorter moved to submit the following candidates for consideration to be appointed to the Civic Center Commission to fill one vacant position.
 - Peter Best
 - Dr. Mary A. Hales
 - Warren G. McDonald
 - John Hood

SECOND: Mr. George Turner

VOTE: PASSED by a vote of 13 in favor to 1 in opposition (Elizabeth Varnedoe)

Should you require additional information, please feel free to contact me.

Thank you.



CIVIC CENTER COMMISSION

3 Year Term

Per their by-laws, Civic Center Commission Nominating Committee meets each December to make recommendations for vacancies; vacancies are to be placed on Commissioners' January agenda for nominations; terms run January through December consistent with the fiscal year.

	Date		-	Eligible For
Name/Address	Appointed	Term	Expires	Reappointment
Alicia S. Chisolm (AA/F) 1855 Cascade Street Fayetteville, NC 28301 488-7820/488-5935(W)	1/10	2nd	Jan/13 1/1/13	No
Ryan C. Aul (W/M) 163 S. Churchill Drive Fayetteville, NC 28303 487-1000/321-7772 (W)	1/11	2nd	Jan/14 1/1/14	No
George Turner (W/M) 1012 Cain Road Fayetteville, NC 28303 977-3228, 867-1100/867-2116 (W)	1/11	2nd	Jan/14 1/1/14	No
VACANT (vacated by Robert Smi	th) 1/10	1st	Jan/13 1/1/13	Yes
Harry Sherrill, Sr. (-/M) 5509 Yadkin Road Fayetteville, NC 28303 867-2732 / 867-2116 (W)	01/10	1st	Jan/13 1/1/13	Yes
William Tew, Jr. 6233 Loop Road Linden, NC 28356 980-0740/988-2236 (W)	01/11	1st	Jan/14 1/1/14	Yes
Nat Robertson 4305 Huntsfield Road Fayetteville, NC 28314 829-0082/843-319-2972	01/11	1st	Jan/14 1/1/14	Yes
Olivia Chavis (B/F) 309 Springbrooke Place Fayetteville, NC 28305	12/08	1 st	Jan/12 1/1/12	Yes

483-2200/672-2503/672-1201 (W)

Per their by-laws, Civic Center Commission Nominating Committee meets each December to make recommendations for vacancies; vacancies are to be placed on Commissioners' January agenda for nominations; terms run January through December consistent with the fiscal year.

Date		Eligible For		
Name/Address	Appointed	Term	Expires	Reappointment
Carl P. Williford (W/M) 951 S. McPherson Church Road Fayetteville, NC 28303 223-0223/484-2168 (W)	12/08	1 st	Jan/12 1/1/12	Yes
Floyd L. Shorter (AA/M) 6438 Touchstone Drive Fayetteville, NC 28311 822-6403/222-8915(W)	1/10	2nd	Jan/13 1/1/13	No
Elizabeth Varnedoe (W/F) 1411 Raeford Road Fayetteville, NC 28305 484-8959	12/08	2^{nd}	Jan/12 1/1/12	No
McBryde Grannis 232 Pinecrest Drive Fayetteville, NC 28305 850-8865/850-1692 (W)	01/11	1st	Jan/14 1/1/14	Yes
Ramona Moore (-/F) 602 Pilot Avenue Fayetteville, NC 28303 527-3015/323-0871/323-0111 (W)	12/08	1 st	Jan/12 1/1/12	Yes
Wayne Beard, Sr. (W/M) 1514 Middle Road Fayetteville, NC 28312 483-9165	12/08	1 st	Jan/12 1/1/12	Yes
Restaurant Owner Thaddeus T. Jenkins (B/M) 225 Green Street, Ste. 1007-C Fayetteville, NC 28301 988-8449 / 480-1800 (W)	01/10	1st	Jan/13 1/1/13	Yes

Commissioner Liaisons:Commissioner Kenneth EdgeEx Officio Member: James Martin, County ManagerMeetings:4th Tuesday of the month at 5:30 PM, Crown Center Board Room. 1960 Coliseum Drive
(All committees meet the 4th Tuesday of each month at 4:30 pm)Contact:Karen Long, General Manager/CEO, Coliseum Complex (or Rita Perry – 438-4102/Fax
323-8423)

APPLICANTS FOR CIVIC CENTER COMMISSION

NAME/ADDRESS/TELEPHONE	OCCUPATION	EDUCATIONAL BACKGROUND
BEST, PETER (/M) 3606 SUGAR CANE CIRCLE FAYETTEVILLE, NC 28303 247-5345/321-3221	BANKER	BS
COLEMAN, STEVEN (B/M) 271 KINGS CREEK DRIVE FAYETTEVILLE, NC 28311 229-8043 (W) / 583-4488 (W) ** SERVES ON J	MANAGEMENT	COLLEGE
DURDEN, KIMBERLY B. (AA/F) 2573 CUMBERLAND CREEK DRIVE APT. 102 FAYETTEVILLE, NC 28306 584-4430/672-2029 (W)	DEVELOPMENT DIRECTOR WFSS 91.9FM	ВА
	SALES CONTRACTOR TEVILLE PUBLISHING ANY	COLLEGE
EATMAN-JACKSON, REBECCA (W/F) 6061 CLINTON ROAD STEDMAN, NC 28391 323-4663 / 862-2018 (W)	REGIONAL SALES MGR LAMAR ADVERTISING	BA; MASTERS
FLEMING JR., DR REV JOE (B/M) 7235 RYAN STREET FAYETTEVILLE, NC 28304 339-5648 **SERVES ON THE HUM	CHURCH PASTOR	SOME COLLEGE
FOGLE, MARSHA (W/F) PO BOX 278 STEDMAN, NC 28391 483-9579 (H) **SERVES ON PARKS A	RETIRED COUNTY CLERK	NONE LISTED
HALES, DR. MARY A. (B/F) 3490 HASTINGS DRIVE FAYETTEVILLE, NC 28311 482-3390/822-5100 **SERVES ON THE MEN	CC SCHOOLS - ADMINISTRATOR NTAL HEALTH BOARD**	BS – PSYCHOLOGY MA – ELEM. EDUCATION MS – SCHOOL ADMIN. EDUC. LEADERSHIP
HOOD, JOHN 417 DWIREWOOD DRIVE FAYETTEVILLE, NC 28303 867-3459/488-3101	CONTROLLER FAYETTEVILLE MOVING AND STORAGE	COLLEGE
INGRAM, JAMES (B/M) PO BOX 87671 FAYETTEVILLE, NC 28304 257-1831/488-8415(W) ** SERVES ON THE ADU	EDUCATION ADMIN.	BA/MA/ED.S VISORY COUNCIL**

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NAME/ADDRESS/TELEPHONE	CCUPATION	EDUCATIONAL BACKGROUND
MCDONALD, WARREN G. (W/M) 2450 LULL WATER DRIVE FAYETTEVILLE, NC 28306 423-5360/630-7116 (W)	PROFESSOR HEALTH ADMINISTRATION AND DIRECTOR THE PROFESSIONAL MBA	BA; MA; PHD
PERSON, ELECTA E. (AA/F) 1851 GOLA DRIVE FAYETTEVILLE, NC 28301 482-2772	RETIRED	SOME COLLEGE
POWELL, LINWOOD (W/M) 6032 IVERLEIGH CIRCLE FAYETTEVILLE, NC 28311 488-1616-273-7178 (C)	RETIRED EDUCATOR	BS; MS ED; EdD
REID, SUSAN PO Box 53797 FAYETTEVILLE, NC 28305 964-3996 *** SERVES ON THE JOINT A	RETIRED PPEARANCE COMMISSION***	BS
TOLER, RAYMOND A. (-/M) 3501 CEDAR HILL DRIVE FAYETTEVILLE, NC 28312 527-0507 (H) / 484-7840 (W)	LOCKSMITH	COLLEGE

KENNETH S. EDGE Chairman

MARSHALL FAIRCLOTH Vice Chairman

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



CANDICE WHITE Clerk to the Board

KELLIE BEAM Deputy Clerk

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ITEM NO.

BOARD OF COMMISSIONERS

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

October 7, 2011

October 17, 2011 Agenda Item

TO: Board of Commissioners

FROM: Kellie Beam, Deputy Clerk to the Board

SUBJECT: Cumberland County Local Emergency Planning Committee

BACKGROUND: The Cumberland County Local Emergency Planning Committee currently has one (1) vacancy for an unexpired term:

<u>Emergency Management Representative:</u> Greg Phillips – retired. Recommendation is for **Gene Booth**. (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: Kenny Currie, Emergency Services Gene Booth, Emergency Services

Attachment

Celebrating Our Past...Embracing Our Future



COUNTY OF CUMBERLAND EMERGENCY SERVICES DEPARTMENT P.O. DRAWER 1829 FAYETTEVILLE, NORTH CAROLINA Phone (910) 678-7688 Fax (910) 677-5552

CUMBERLAND COUNTY

October 5, 2011

Memorandum

To: Kellie Beam, Deputy Clerk to the Board

From: Kenny Currie, Director

Subject: Local Emergency Planning Committee Vacancy

With the retirement of Greg Phillips (Emergency Management Officer), I am requesting that Gene Booth (the new Emergency Management Officer) replace his slot as the Emergency Management representative on the Local Emergency Planning Committee (LEPC).

Traditionally, this position has been held by the Emergency Management Officer for Cumberland County.

Thank you for your consideration in this matter.

cc: file



Law Enforcement Center, 131 Dick Street Rm. 114

CUMBERLAND COUNTY LOCAL EMERGENCY PLANNING COMMITTEE 3 Year Term (Staggered Terms Initially)

Name/Address	Date Appointed	Term	Expires	<u>Eligible For</u> Reappointment
Print and Broadcast Media Represe Jackie Tuckey City of Fayetteville Environmental 455 Grove Street Fayetteville, NC 28301 Phone: 433-1854	8/10	1 st	Aug/13 8/31/13	Yes
Sally Shutt CC Communications Manager P.O. Box 1829 Fayetteville, NC 28302 Phone: 437-1921	6/10	1 st full e an additional 3-	Aug/13 8/31/13	Yes
<u>Operators of Facilities Representati</u> Rayford Hunt Hexion Specialty Chemicals 1411 Industrial Drive Fayetteville, NC 28301		1 st	Nov/11 11/30/11	Yes
485-9269 VACANT (vacated by Gene Smith Goodyear Tire and Rubber 6650 Ramsey Street Fayetteville, NC 28311		1 st	Aug/12 8/31/12	Yes
893-8213/630-5678 (W) Mark Faircloth (Eaton Corporation) 338 Hilliard Drive Fayetteville, NC 28311 482-4266/677-5219	10/10	1st	Oct/13 10/31/13	Yes
Antionette Barnes (/F) Purolator Filters 3200 Natal Road Fayetteville, NC 28306 426-4283 (W) (servi	2/10 ng 1 st full term-eli	1st gible for another	Dec/12 12/31/12 3-year term)	Yes

Cumberland County Local Emergency Planning Committee, page 2

Name/Address	Date Appointed	Term	Expires	<u>Eligible For</u> Reappointment
Law Enforcement Representative Sgt. Erwin Montgomery NC Highway Patrol 2435 Gillespie Street Fayetteville, NC 28306-3053 486-1334	9/09	1st	Sept/12 9/30/12	Yes
Lt. Charles Parker Cumberland Co. Sheriff's Office 131 Dick Street Fayetteville, NC 28301-5750 677-5412	6/10	1 st full	Aug/13 8/31/13	No
Capt. Kenneth Eaker Fayetteville Police Department 467 Hay Street	3/11	1 st	Dec/12 12/31/12	Yes
Fayetteville, NC 28301-5565 433-1819	(serving unexpired to	erm-eligible for	one additional	term)
Emergency Management Representa Greg Phillips Cumberland County Emergency Ser 131 Dick Street Fayetteville, NC 28301 321-6736	9/10	2nd	Sept/13 9/30/13	No
Community Group Representative VACANT (vacated by J. Womble)	8/07	2 nd	Aug/10 8/31/10	No
<u>Transportation Representative</u> VACANT (vacated by Eddie Smith)	12/09	1st	Dec/12 12/31/12	Yes
<u>Health Representative</u> Buck Wilson Cumberland County Health Dept. 1235 Ramsey Street	01/11	1st	Jan/12 1/31/12	Yes
-	g unexpired term; elig	to serve tw	vo additional th	ee-year terms)

Cumberland County Local Emergency Planning Committee, page 3

Name/Address	Date Appointed	Term	Expires	<u>Eligible For</u> Reappointment
<u>Hospital Representative</u> Scott Tanner Cape Fear Valley Health System 1638 Owen Drive Fayetteville, NC 28304 615-7914 (W) / 315-4672 (H)	9/09	1st	Sept/12 9/30/12	Yes
<u>Fire Fighting Representative</u> Assistant Chief Thomas M. Allen Fire/Emergency Management City of Fayetteville 433 Hay Street Fayetteville, NC 28301 433-1009	10/08	1 st	Dec/11 12/31/11	Yes
<u>First Aid Representative</u> Kevin Brunson Cape Fear Valley Emergency Medie 610 Gillespie Street Fayetteville, NC 28306 615-5652 (W) / 476-4565 (C)	11/10 cal Services	1 st full	Nov/13 11/30/13	Yes
At-Large Representative Phillip McCorquodale 2413 Cleveland Avenue Fayetteville, NC 28312 323-4112/323-9600 (W)	4/10	1 st	April/13 04/30/13	Yes
Richard A. King 658 Glenola Street Fayetteville, NC 28311 488-2492/977-3118 (W)	6/10	1st	Aug/13 08/31/13	Yes
Local Environmental Representative Paul Rawls 225 Green Street, Suite 714 Fayetteville, NC 28301 424-5556 (H) / 433-3303 (W)	<u>e</u> 2/10	1st	Feb/13 2/28/13	Yes
Utilities Representative Ray Jackson (/M) Public Works Commission 955 Old Wilmington Road Fayetteville, NC 28301 223-4118	8/09	1 st	Aug/12 8/31/12	Yes

Cumberland County Local Emergency Planning Committee, page 4

Name/Address	Date Appointed	Term	Expires	<u>Eligible For</u> Reappointment
Andrew Moore Directorate of Public Works Environmental Compliance Brance 2175 Reilly Road, Stop A Fort Bragg, NC 28310	8/10	1 st	Aug/13 8/31/13	Yes

813-8506

Ex-Officio Members:

Elected Official Representative (Liaison) Ed Melvin, County Commissioner

Emergency Management Kenny Currie, Cumberland County Emergency Services

<u>Fayetteville Fire/Emergency Management</u> Bennie Nichols, Chief, Fayetteville Fire Department

Dale Iman, City Manager James Martin, County Manager

Contact: Kenny Currie, Director – Emergency Services – x7688 or Gloria Simms and Gene Booth – Emergency Management Officer, Emergency Services
Meets quarterly on the last Thursday of the month in January, April, July & October at 10:00 am – PWC
Office, 955 Old Wilmington Road

APPLICANTS FOR CUMBERLAND COUNTY LOCAL EMERGENCY PLANNING COMMITTEE

NAME/ADDRESS/TELEPHONE	OCCUPATION	EDUCATIONAL BACKGROUND
BARNETT, JOMEKA BETTY (B/F) 747 POOLE DRIVE FAYETTEVILLE, NC 28304 865-387-1432/484-3101 (W)	NURSE PRACTITIONER	BS; MA OF SCIENCE IN NURSING
BERRY-CABAN, CRISTOBAL S. (H/M) 412 CITY VIEW LANE FAYETTEVILLE, NC 28301 (813) 451-3004/907-8844 (W) **SERVES ON 2	CHIEF-CLINICAL INVESTIG. WOMACK ANIMAL SERVICES BOARD**	PhD; MA
BEYER, FRED L. 1709 HATHERLEIGH PLACE FAYETTEVILLE, NC 28304-2510 860-0610 (H) / 818-6855 (C)	RETIRED CC SCHOOL SYSTEM	BS/MEd
BOOTH, WOODSON "GENE" 7473 RUFUS JOHNSON RD FAYETTEVILLE NC 28306 426-2761 (H) / 678-7641 (W) Graduate-County Citizens' Academy: N/A Graduate-Institute for Community Leadership: Graduate-Leadership Fayetteville: No Graduate-United Way's Multi-Cultural Leadersh Graduate-other leadership academy: No		HIGH SCHOOL FTCC STUDENT
CARBAUGH, DONNA (W/F) 903 HEMLOCK DRIVE FAYETTEVILLE, NC 28304 339-6851	UNEMPLOYED SOCIAL WORK PSYCHOLOGIST	BS; MS; PhD
CARTER, JAMES DANA II 630 DEVOE AVENUE FAYETTEVILLE, NC 28314 237-8796/703-220-2799	LOGISTICS COORDINATOR	ВА
DAVIS, JOSEPH B. 721 CARNEGIE DRIVE FAYETTEVILLE, NC 28311 488-4629 (H) / 797-1809 (W)	CONTRACTOR	HS; 2 YRS COLLEGE
FOGLE, MARSHA (W/F) PO BOX 278 STEDMAN, NC 28391 483-9579 (H) **SERVES ON PARKS A	RETIRED COUNTY CLERK	NONE LISTED
GAINEY, CHERYL (W/F) 4685 VIRSALLI LOOPE HOPE MILLS, NC 28348 486-4351/672-1062 (W)	ACCTS PAYABLE, SUPERVISOR – FSU	MASTER OF DIVINITY

NAME/ADDRESS/TELEPHONE	OCCUPATION	EDUCATIONAL BACKGROUND
HALL, J. F. (W/M) 6772 FAIRCLOTH BRIDGE ROAD STEDMAN, NC 28391 483-6239/850-0946(C)	RETIRED-DUPONT FARMER/LAWN CARE 46 YRS COUNTY FIRE SER	HS
HICKS, MARYBETH (W/F) 936 MCKIMMON ROAD FAYETTEVILLE, NC 28303 229-3145/(614)595-3857 (C) **SERVES ON	HOMEMAKER	SOME COLLEGE
KOWAL, ANDREW (W/M) 3512 EDGESIDE COURT FAYETTEVILLE, NC 28303 487-7989 (H) / 867-8673 (W)	EMERGENCY MGMT DIREC RDR INC	TOR BS BIOLOGY MS INTL RELATIONS
LOWE, CHERYL (W/F) 6554 ALAMANCE ROAD HOPE MILLS, NC 28348 366-7506/630-7267 (W) Graduate-County Citizens' Academy: N/A Graduate-Institute for Community Leadership: Graduate-Leadership Fayetteville: No Graduate-other leadership academy: No	DISPATCHER METHODIST UNIVERSITY	NONE LISTED
MINER, JOHN (B/M) 6753 CANDLEWOOD DRIVE FAYETTEVILLE, NC 28314 224-0650(H)/483-6056 (W) Graduate-County Citizens' Academy: N/A Graduate-Institute for Community Leadership: Graduate-Leadership Fayetteville: No Graduate-United Way's Multi-Cultural Leaders Graduate-other leadership academy: No		NONE LISTED
MITCHELL, CLIFFORD 641 JOHNSON STREET FAYETTEVILLE NC 28303-3618 920-3153	UNEMPLOYED	TECHNICAL-VARIED
MYRICK, GORDON (B/M) 7864 LOXLEY DRIVE FAYETTEVILLE, NC 28314 867-3532/643-8808	HOUSING INSPECTOR FT BRAGG DEPT OF PUBLIC WORKS	HS; COMMUNITY COLLEGE
OATMAN, LEWIS SCOTT 5575 HALLWOOD DRIVE HOPE MILLS, NC 28348 425-8450/822-7119 (W) **SERVES ON	HEALTH CARE ADMINISTRATOR SENIOR CITIZENS ADVISORY CO	BS IN BUSINESS ADMIN MSA IN BUSINESS MMISSION**
ROGERS, TERRESA 313 HAMILTON STREET FAYETTEVILLE, NC 28301 822-4289 / 488-2120 ext. 7494 (W) **serves o	RN-VA MEDICAL CENTER	COLLEGE GRADUATE ADVISORY BOARD**

Emergency Planning Committee, Page 3

NAME/ADDRESS/TELEPHONE	OCCUPATION	EDUCATIONAL BACKGROUND
SANDERS, BEVERLY DAVIS (AA/F) 605 LEVENHALL DRIVE FAYETTEVILLE, NC 28314-2629	RETIRED	MD DEGREE
868-9788 **SERVES OI	N MID-CAROLINA AGING ADVISOR	Y COMMITTEE**
SHECKELS, JAMES A. (W/M) 6916 GLYNN MILL FARM DRIVE FAYETTEVILLE, NC 28306-9516 322-7683 (H) / 243-1950 (W) Graduate-County Citizens' Academy: N/A Graduate-Institute for Community Leadership Graduate-Leadership Fayetteville: No Graduate-United Way's Multi-Cultural Leader Graduate-other leadership academy: Army Ci	ship Program: No	BA – BUSINESS MGT MA – SECURITY MGT iate/Advanced DL
TALLEY, WAYNE (B/M) 740 KENSINGTON PARK ROAD FAYETTEVILLE, NC 28311 822-5986 (H) / 689-4833 (W)	ANALYST TRAINER	BA-HOSPITAL ADMIN BS-LIBERAL STUDIES
WHITE, ROBERT L. (AA/M) 1956 KENMORE DRIVE FAYETTEVILLE, NC 28304 476-1387 Graduate-County Citizens' Academy: NA Graduate-Institute for Community Leadership Graduate-Leadership Fayetteville: No Graduate-other leadership academy: Military		UNDERGRADUATE; MA
WILLIAMS, ARNOLD (W/M)		AA – BUSINESS

WILLIAMS, ARNOLD (W/M) 1610 HICKORY RIDGE COURT FAYETTEVILLE, NC 28304 864-5152

RETIRED ARMY

KENNETH S. EDGE Chairman

MARSHALL FAIRCLOTH Vice Chairman

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



CANDICE WHITE Clerk to the Board

KELLIE BEAM 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

October 6, 2011

///__ ITEM NO.

October 17, 2011 Agenda Item

TO: Board of Commissioners

FROM: Kellie Beam, Deputy Clerk to the Board

SUBJECT: Human Relations Commission

BACKGROUND: The Human Relations Commission has the following one (1) vacancy:

Muhammad Lodhi – resigned. Recommendation of the Human Relations Commission is for **Mitchell Guy**. (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: Ron McElrath, Human Relations Director (City of Fayetteville) Human Relations Commission Chairman

Attachments

Celebrating Our Past...Embracing Our Future

Kellie Beam

From:Patricia Fortuna [pfortuna@mail.ccmentalhealth.org]Sent:Wednesday, August 24, 2011 3:27 PMTo:kbeam@co.cumberland.nc.us.Cc:Ron McElrath; Icollazo@ci.fay.nc.us; Gary Belton

Subject: RESIGNATION OF COMMISSION LODHI AND RECOMMENDATION FOR NEW APPOINTEE

Kelli,

Below is the resignation of Commissioner Muhammad Lodhi. Would you kindly forward this to the County Commissioners along with our recommendation to appoint Mitchell C. Guy, 2611 Benington Road,

Fayetteville, NC 28303 to fill the vacancy created by the resignation. I have spoken with Mr. Guy and he is excited about the possibility of an appointment to our commission.

Thank you.

Commissioner Patricia A. Fortuna, Chair

Fayetteville-Cumberland Human Relations Commission Vice-Chair, Board of Directors, Faces in the Community (910) 222-6496 (c) 910-391-5139 pfortuna@mail.ccmentalhealth.org "Teach this triple truth to all: A generous heart, kind speech, and a life of service and compassion are the things which renew humanity." Buddha

----Original Message----From: Muhammad Lodhi [mailto:mlodhi2009@gmail.com] Sent: Wednesday, August 24, 2011 2:14 PM To: Patricia Fortuna

Dear Chair Patti Fortuna,

It is with regret I am withdrawing from the Human Relations Commission with immediate effect. Schedules of my

classes and increased responsibilities at job will not allow me to participate in the meetings of the commission as I wish.

The decision is not easy for me but inevitable.

I enjoyed being a part of the commission for the last three years and fully supported the vision and mission of the commission

and still do. The time spent with the commission has been an excellent learning experience for me. I enjoyed every minute of

the fellowship of the commissioners. It is hard to find a bunch that is so committed and dedicated to the cause of human relations as I had the

opportunity to work with. I learned a lot personally from the commission and from being your deputy for the last year or so.

I'll carry all these positives learned along with the mission of human relations wherever I go.

I want to extend my thanks to the fellow commissioners and wish them well in their work with the commission and personal lives.

Sincerely

Muhammad Lodhi

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
Clabon Roddell Lowe 512 Kentwell Court Fayetteville, NC 28303	05/11	1 st	Dec/12 012/01/12	Yes
864-7145/309-6857 (servi	ng unexpired term; eli	gible for an add	litional two-yea	ar term)
Sandra Mitchell 414 Barbour Court Fayetteville, NC 28301 257-5492	6/11	1st	July/13 07/01/13	Yes
VACANT (Vacated by M. Lodhi)	6/11	2nd	July/13 07/01/13	No
Contact: Ronald McElrath – 433-10 Human Relations Director City of Fayetteville				

.

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

APPLICANTS FOR HUMAN RELATIONS COMMISSION

NAME/ADDRESS/PHONE	OCCUPATION	EDUCATIONAL BACKGROUND
BETHEA, RASHAUNA (B/F) 1226 SKYLINE DRIVE FAYETTEVILLE, NC 28314 910-354-9520 Graduate-County Citizens' Academy: N/A	PRINT SHOP TECHNICIAN	BS-CRIMINAL JUSTICE MASTERS-PROFESSIONAL MENTAL HEALTH COUNSELING
Graduate-Institute for Community Leadership: I Graduate-Leadership Fayetteville: No Graduate-United Way's Multi-Cultural Leadersh Graduate-other leadership academy: No		
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
BURGWIN, BEVERLY (B/F) 314 RIDGE WAY CT FAYETTEVILLE NC 28311 910-920-2787 Graduate-County Citizens' Academy: N/A Graduate-Institute for Community Leadership: N Graduate-Leadership Fayetteville: No Graduate-United Way's Multi-Cultural Leadershi Graduate-other leadership academy: No		MASTERS-SOCIAL WORK BA-PSYCHOLOGY & SOCIOLOGY
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

APPLICANTS FOR HUMAN RELATIONS COMMISSION Page 2

GIBBS, HENRY JR. RETIRED AA; 3RD YR BA **US ARMY** 7505 COLERIDGE DRIVE FAYETTEVILLE, NC 28304 867-7979/988-8602 (C) GUY, MITCHELL C. (W/M) ADVERTISING SALES HS; COLLEGE 2611 BENINGTON ROAD CITY VIEW MAGAZINE FAYETTEVILLE, NC 28303 964-7390 (H/W) **SERVES ON THE NURSING HOME ADVISORY BOARD** HEGAMIN, VICTORIA (B/F) ADMIN. ASST. HS 146 ALOHA DRIVE WILLIE COOPER JR, CPA COMMUNITY COLLEGE FAYETTEVILLE, NC 28311 813-0354 (H) / 829-9873 (W) Graduate-County Citizens' Academy: N/A Graduate-Institute for Community Leadership: No Graduate-Leadership Fayetteville: No Graduate-United Way's Multi-Cultural Leadership Program: No Graduate-other leadership academy: No KASSEM, ABDELMAJID DR (W/M) PROFESSOR & DEPT CHAIR BS-PLANT BIOLOGY 971 PEPPERWOOD DR FSU **MS-PLANT BIOLOGY** FAYETTEVILLE, NC 28311 PHD-PLANT BIOLOGY 728-4239 (H) / 672-1692 (W) Graduate-County Citizens' Academy: N/A Graduate-Institute for Community Leadership: No Graduate-Leadership Fayetteville: No Graduate-United Way's Multi-Cultural Leadership Program: No Graduate-other leadership academy: No SMALLS, KIMBERLY (B/F) TECHNICAL WRITER HS 5200 KILDEER DRIVE L-3 COMMUNICATIONS **BA-ENGLISH** FAYETTEVILLE, NC 28303 867-1370 (H) / 243-1677 (W) Graduate-County Citizens' Academy: No Graduate-Institute for Community Leadership: No Graduate-Leadership Fayetteville: No Graduate-United Way's Multi-Cultural Leadership Program: No Graduate-other leadership academy: No 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



CANDICE WHITE Clerk to the Board

KELLIE BEAM 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

October 5, 2011

ITEM NO.

October 17, 2011 Agenda Item

TO: Board of Commissioners

FROM: Kellie Beam, Deputy Clerk to the Board \mathcal{V}

SUBJECT: Cumberland County Library Board of Trustees

The Library Board of Trustees will have the following two (2) vacancies on December 31, 2011:

Ole Sorensen – completing first term. Eligible for reappointment. Recommendation of the Library Board of Trustees is for the reappointment of **Ole Sorensen** for a second term. (See attached.)

Gail A. Riddle – completing first term. Eligible for reappointment. Recommendation of the Library Board of Trustees is for the reappointment of **Gail A. Riddle** to a second term. (See attached.)

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

PROPOSED ACTION: Make nominations to fill the two (2) vacancies above.

Attachments

pc: Jody Risacher, Library Director

Celebrating Our Past...Embracing Our Future



PUBLIC LIBRARY & INFORMATION CENTER

300 Maiden Lane • Fayetteville, North Carolina 28301-5000 Telephone: (910) 483-7727

MEMORANDUM

DATE:	September 15, 2011
TO:	Kenneth S. Edge, Chairman, Board of County Commissioners
FROM:	Ole Sorensen, Chair, Library Board of Trustees
THRU:	Jody Risacher, Library Director
RE:	Trustee Nominations for Library Board Vacancies

At the June 16, 2011 Library Board of Trustees' meeting, the Trustees approved the Nominating Committee's recommendations for: 1) the reappointment of Trustee Ole Sorensen to a second term; and for 2) the reappointment of Trustee Gail Riddle to a second term.

The Trustees respectfully request the Commissioners consider the reappointment of Trustees Sorensen and Riddle be placed on the Commissioners' October 3, 2011 agenda.

We appreciate you and your fellow Commissioners' consideration.

Sincerely,

rins & 1/

Ole Sorensen, Chair

LIBRARY BOARD OF TRUSTEES

3 Year Term

All terms expire in December and begin in January. Recommendations for nominations placed on first meeting in October agenda and appointments placed on second meeting in October agenda. Although terms will not begin until the following January, the Library takes their new appointees through an orientation process in December before they begin serving in January.

	Date			Eligible For
Name/Address	Appointed	Term	Expires	Reappointment
Daisy D. Maxwell	10/10	1st	Dec/12	Yes
7113 Fillyaw Road			12/31/12	
Fayetteville, NC 28303				
868-5611 (serving	unexpired term-eligible	for an addition	al 3-year term)	
Mary E. Thomas	11/09	1st	Dec/12	Yes
217 Cecil Avenue			12/31/12	
Spring Lake, NC 28390-2522 497-7574/436-0000 (W)	(first full term)			
Olen Sorensen	10/08	1 st	Dec/11	Yes
2817 Briarcreek Place			12/31/11	
Fayetteville, NC 28304-3879				
867-9403/309-0000 (C)				
Sara VanderClute	11/09	1st	Dec/12	Yes
7669 Heriot Drive	11/09	151	12/31/12	105
Fayetteville, NC 28311-9409			12/31/12	
488-9202 (H)				
Willie Wright	10/10	2nd	Dec/13	No
196 Darrock Court			12/31/13	
Fayetteville, NC 28311-2914				
822-6415/484-4156 (W)				
Gail A. Riddle	1/10	1st	Dec/11	Yes
3175 Odom Road	1/10	150	12/31/11	105
Hope Mills, NC 28348			12/01/11	
424-6142 (H) / 425-8181 ext. 3:	55 (serving unexpired	l term; eligible	for 1 additional	term)
				<i>,</i>
Susan Mills	10/10	1st	Dec/13	Yes
4158 Bent Grass Drive			12/31/13	
Fayetteville, NC 28312				
485-1385/308-2409 (W)				

Library Liaison: Commissioner Jeannette Council

Contact: Jody Risacher, Library Director (or Marili Melchionne – 483-1580 x106) Meeting Date: 3rd Thursday of each monthat 9:05 AM; (exception would be 2nd Thursday in December and no regularly scheduled meetings in July and Augus) – Meeting locations are different libraries within the County.

APPLICANTS FOR LIBRARY BOARD OF TRUSTEES

NAME/ADDRESS/PHONE	OCCUPATION	EDUCATIONAL BACKGROUND
BEYER, FRED L. 1709 HATHERLEIGH PLACE FAYETTEVILLE, NC 28304-2510 860-0610 (H) / 818-6855 (C)	RETIRED CC SCHOOL SYSTEM	BS/MEd
CARAMANNO, DELL (W/F) 5578 QUIETWOOD PLACE FAYETTEVILLE, NC 28304 423-2622 **SERV	RETIRED	SOME COLLEGE
EATMAN-JACKSON, REBECCA (W/F) 6061 CLINTON ROAD STEDMAN, NC 28391 323-4663 / 862-2018 (W)	REGIONAL SALES MGR LAMAR ADVERTISING	BA; MASTERS
FAIRLEY, ROLAND A., SR (B/M) 219 MURRAY FORK DRIVE FAYETTEVILLE, NC 28314 764-1598/678-2016	ASSESSMENT CLERK	HS, SOME COLLEGE
LONG, ANN C. (W/F) PO BOX 159 WADE, NC 28395 323-5123/489-3161 (C)	RETIRED	SOME COLLEGE
McCOLLUM, DEMETRIUS (-/M) 1222 NORTH STREET FAYETTEVILLE, NC 28301 568-3209/978-0237	DISABLED	HS; SOME COLLEGE
MCNEIL, SHEBA (B/F) 162 TALLSTONE DRIVE FAYETTEVILLE, NC 28311 203-809-8185/977-4788 (W)	CHILD CARE WONDERLAND CHILD CARE	ВА
POWERS, MERRI JO MCINTOSH (W/I PO BOX 106 LINDEN, NC 28356 980-1937	F) UNEMPLOYED (HR AND LAWSOME ENFORCEMENT BACKGROUND)	COLLEGE
PREWITT, MRS. A. N. (W/F) 416 DEVANE STREET FAYETTEVILLE NC 28305 484-1615	ARTIST-HOMEMAKER	BA – MATHEMATICS
SHELTON SR., MICHAEL TORAIN (-/M 3529 THAMESFORD RD FAYETTEVILLE, NC 28311 482-4495/630-3830	1) TRAVEL AGENT SELF EMPLOYED	AS – BANKING/FINANCE

LIBRARY BOARD OF TRUSTEES, PAGE 2

NAME/ADDRESS/PHONE	OCCUPATION	EDUCATIONAL BACKGROUND
SMALL, BETSY 4835 MAIN STREET LINDEN, NC 28356 980-0821 (H&W)	BOOK SALES REP. ED. CONSULTANT ELEM. TEACHER	BA – ELEMENTARY ED.
SORCE, JOSEPH F. (W/M) 3839 MARKSBURY DRIVE APT. 30 FAYETTEVILLE, NC 27314 495-5265/483-8288	TEACHER CUMBERLAND COUNTY SCHOOLS	BS; MS
STEWART, JAMESON C. (W/M) 3533 GODWIN CIRCLE FAYETTEVILLE, NC 28312 874-5930/678-9897 (W)	SENIOR AUDIO VISUAL TECH – FTCC	AAA – ELECTRONICS ENG.
WRIGHT, ROGER "BRYAN" 2212 WESTHAVEN DRIVE FAYETTEVILLE, NC 28303 920-3354/339-2494 (W) ** S E	MORTGAGE LENDER	COLLEGE

KENNETH S. EDGE Chairman

MARSHALL FAIRCLOTH Vice Chairman

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



CANDICE WHITE Clerk to the Board

> KELLIE BEAM Deputy Clerk

> > 1F

ITEM NO.

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

October 5, 2011

October 17, 2011 Agenda Item

TO: Board of Commissioners

FROM: Kellie Beam, Deputy Clerk to the Board KB

SUBJECT: Minimum Housing Appeals Board

BACKGROUND: The Minimum Housing Appeals Board will have the following three (3) vacancies:

Geri Hasapis, Alternate Member – completed first term. Eligible for reappointment.

Clyde Vaughan - completed second term. Not eligible for reappointment.

John Williams – completed second term. Not eligible for reappointment.

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

PROPOSED ACTION: Nominate individuals to fill the three (3) vacancies.

pc: Carol Post, Planning and Inspections Department

Attachments

Celebrating Our Past...Embracing Our Future

MINIMUM HOUSING APPEALS BOARD 3 Year Staggered Terms

Name/Address	<u>Date</u> Appointed	Term	Expires	<u>Eligible For</u> Reappointment
Eric F. Jones 123 N. Plymouth Fayetteville, NC 28312 263-3054/487-0204 (W)	02/11	1st	02/14 02/28/14	Yes
Clayton O. Burris, Jr. (W/M) 2026 Forest Hills Drive Fayetteville, NC 28303 822-2800	11/09	1st	Nov/12 11/30/12	Yes
Linda J. Miller 5815 Cherrystone Drive Fayetteville, NC 28311 480-0063/822-7923 (W)/987-0289	10/10 9 (C)	2nd	Oct/103 10/31/13	No
Clyde V. Vaughan (W/M) 126 West Circle Court Fayetteville, NC 28301 822-4362	10/08	2 nd	Oct/11 10/31/11	No
John Williams (B/M) 7712 Guinevere Court Fayetteville, NC 28314 864-9536/875-5081(W)/476-2388	11/08 (C)	2 nd	Nov/11 11/30/11	No
(Alternate Members) Luther M. McManus 3472 Thorndike Drive Fayetteville, NC 28311 488-1314 (H)	10/10	1st full term	Oct/13 10/31/13	Yes
Veronica Langston 223 Murray Ford Drive Fayetteville, NC 28314 867-7098/483-4037 (W)	01/11	1st	Jan/14 01/31/14	Yes
Steve Hogan (W/M) 4585 Canasta Court Hope Mills, NC 28348 868-9807/797-1910 (W)	10/10	1st full term	Oct/13 10/31/13	Yes

Minimum Housing Appeals Board, Page 2

Name/Address	Date Appointed	Term	Expires	<u>Eligible For</u> Reappointment
Louis L. King (W/M) 1004 Greenhouse Drive	12/08	2 nd	Dec/11 12/31/11	No
Hope Mills, NC 28348 425-3732/797-0260 (C)			12131111	
	10/08	1 st	Oct/11	Yes
Geri T. Hasapis (-/F) 356 Edinburg Drive Fayetteville, NC 28303 864-7433/497-8830	10/08	1	Oct/11 10/31/11	Ies

Meetings: Quarterly - Second Tuesday of the first month of each quarter per calendar year -(January, April, July, October) Historic Cumberland County Courthouse, 130 Gillespie St., Hearing Room 3, 6:30 PM

Contact: Carol M. Post, 321-6640, Planning and Inspections Department Cell: 261-7745 (after 5 pm on the day of the meeting) APPLICANTS FOR MINIMUM HOUSING APPEALS BOARD

NAME/ADDRESS/TELEPHON	E OCCUPATION	EDUCATIONAL BACKGROUND
BUSSEY, LESTER 673 STONEYKIRK DRIVE FAYETTEVILLE, NC 28314	RETIRED	HS – SOME COLLEGE
•	SERVES ON MID-CAROLINA AGING ADVISOR	COMMITTEE**
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	HS; SOME COLLEGE
KATER, ROBERT (W/M) 714 BLAWELL STREET STEDMAN, NC 28391 484-3434 (H)	RETIRED	HIGH SCHOOL
TALLEY, WAYNE (B/M) 740 KENSINGTON PARK ROAD FAYETTEVILLE, NC 28311 822-5986 (H) / 689-4833 (W)	ANALYST TRAINER	BA-HOSPITAL ADMIN BS-LIBERAL STUDIES

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KENNETH S. EDGE Chairman

MARSHALL FAIRCLOTH Vice Chairman

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



CANDICE WHITE Clerk to the Board

> KELLIE BEAM 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

October 4, 2011

October 17, 2011 Agenda Item

ITEM NO. 8A

TO: Board of Commissioners

FROM: Kellie Beam, Deputy Clerk to the Board 46

SUBJECT: Cumberland County Workforce Development Board

BACKGROUND: On October 3, 2011 the Board of Commissioners nominated the following individuals to fill two (2) vacancies on the Cumberland County Workforce Development Board:

Private Sector Positions: Linda Hoppmann (reappointment)

Education Position: Emily Dickens (reappointment)

I have attached the current membership list for this board.

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

Attachment

pc: Jim Lott, Workforce Development Dr. Larry Keen, FTCC

Celebrating Our Past...Embracing Our Future

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

```	3 Year	Terms	,	
	Date			Eligible For
Name/Address	Appointed	Term	Expires	Reappointment
Private Sector: 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	2/10	2nd	Feb/13 2/28/13	No
583-3682/437-5959 (W) Michael Karaman (W/M) 4424 Bragg Blvd. # 101 Fayetteville, NC 28303 860-1000	2/10	2nd	Feb/13 2/28/13	No
Linda Hoppmann (W/F) 5331 Rimrock Ct Fayetteville, NC 28303 (serving ur 826-4939/483-5016 (W)	4/09 nexpired term)	1 st	Nov/11 11/30/11	Yes
Dina Simcox (W/F) 421 Foxwood Drive Hope Mills, NC 28348-9110 717-2448/868-7668 (W)	5/11	2nd	Apr/14 4/30/14	No

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Cumberland County Workforce Development Board, page 2							
Name/Address	Date Appointed	Term	Expires	<u>Eligible For</u> Reappointment			
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	6/09 (C)	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			
Public Sector: 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			
Rehabilitation:Ellen Morales (/F)11/06North Carolina Department of Human ResourcesDivision of Vocational Rehabilitation Services1200 Fairmont CourtFayetteville, NC 28304		(unlimited term - re	agency)				
Community Based Organization: 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			

Cumberland County Workforce Development Board, page 3

Name/Address	<u>Date</u> Appointed	Term	Expires	<u>Eligible For</u> Reappointment	
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	5/11	2nd	May/14 5/31/14	No	
Economic Development: Catherine Johnson (W/F) FCCCC 524 Deerpath Drive Fayetteville, NC 28311 822-4809/484-4242 x247 (W)	8/11	2nd	Aug/14 8/31/14	No	
Employment Service: Josephus Thompson (Interim) Employment Security Comm. 414 Ray Avenue Fayetteville, NC 28301 486-1010	11/10	(unlimited term - replaced by state agency)			
Labor: Joseph M. Smith (W/M) Goodyear 6005 Louden Circle Hope Mills, NC 28348	9/08	1 st	Sept/11 9/30/11	Yes	
424-6238/488-9295 x321 (W)/57	8-9933 (C)				
Education: 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	

## Cumberland County Workforce Development Board, page 4

Name/Address	Date Appointed	Term	Expires	Eligible For Reappointment
<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: Jim Lott (interoffice mail) 323-3421, CC: Dr. Larry Keen-FTCC

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) *Recommendations for the WFD Board should come from FTCC.



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