AGENDA CUMBERLAND COUNTY BOARD OF COMMISSIONERS COURTHOUSE – ROOM 118 APRIL 15, 2013 6:45 PM

INVOCATION - Commissioner Billy R. King

MINISTER:

PLEDGE OF ALLEGIANCE – Steven Hankins, Age 6 – Kindergarten Alderman Road Elementary School

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

- 1. Approval of Agenda
- 2. Consent Agenda
 - A. Approval of minutes for the March 25, Special Meeting with the Cumberland County Legislative Delegation.
 - B. Approval of Interlocal Agreement Between the City of Fayetteville and Cumberland County Related to Economic Development Incentives Program and Petition for Annexation of the Cedar Creek Industrial Park. (**Pg. 8**)
 - C. Approval of Cumberland County Facilities Committee Report and Recommendation(s): (Pgs. 15-23)
 - 1) Authorization of Veterans Services to Occupy the Former Board of Elections Building. (Pg. 19)
 - 2) Approval of Placement of Small Historic Marker at the Historic Courthouse. (Pg. 20)
 - 3) Approval of Additional Court Space for Clerk of Court. (Pg. 21)

- D. Approval of Cumberland County Finance Committee Report and Recommendation(s): (Pg. 24)
 - 1) Cape Fear Valley Health System's Proposal for Mental Health Services (Pg. 24)
- E. Approval of Cumberland County Policy Committee Report and Recommendation(s): (Pg. 26)
 - 1) Approval of Ordinance for Smoke Free Campus at Certain County Facilities. (Pg. 26)
- F. Approval of Ordinance Assessing Property for the Costs of Demolition: (Pgs. 37-40)

1)	Case Number:	MH6858-2012 (Pg	<u>37)</u>
	Property Owners: Property Location: Parcel Identification Number:	James W. & Margaret G. McKoy 1051 Andrews Road, Fayetteville, NC 0521-81-6161	
2)	Case Number: Property Owners:	MH6273-2010 (Pg. 3) Kenneth R. Few and Karen Louise Few c/o Sherry Few Stammler	<u>9)</u>
	Property Location: Parcel Identification Number:	4760 NC Highway 242 South, Garland, NC 1430-74-0526	

- G. Approval of Interlocal Agreement to Provide Animal Control Services in the Town of Linden. (Pg. 41)
- H. Approval of a Resolution Supporting Senate Bill 321 Contain Counties' Inmate Medical Costs. (Pg. 45)
- I. Approval of a Proclamation Proclaiming April 21-26, 2013 as "Rotary International Group Study Exchange Week" in Cumberland County. (Pg. 46)
- J. Approval of a Proclamation Proclaiming May 2013 as "Industry Appreciation Month" in Cumberland County. (Pg, 47)
- K. Budget Revisions: (Pgs. 48-64)
 - (1) Mid Carolina Senior Transportation/Rural Operations Assistance Program (Pg. 48)

Revisions in the amount of \$13,334 to recognize Mid Carolina grant funds (\$12,000) and reallocate budgeted expenditures for the transfer from General Fund for the required 10% match (\$1,334). (B13-285 and B13-285A) Funding Source – Grant and Reallocation of Budgeted Expenditures

(2) Mental Health Adult Homeless/PATH Program (Pg. 50)

Revisions in the amount of \$2,190 to reallocate budgeted expenditures for a salary adjustment in the PATH (homeless) program. (B13-288 and B13-288A) **Funding Source – Reallocation of Budgeted Expenditures**

(3) Communications Center (Pg. 52)

Revision in the amount of \$158,000 to appropriate fund balance to fund postage (\$90,000) and utilities (\$68,000) expenditures for the remainder of the year. (B13-297) **Funding Source – General Fund Fund Balance Appropriated**

(4) Southpoint Water Project (Pg. 53)

Revision in the amount of \$64,298 to reduce the Federal Revolving Loan to the maximum approved amount of \$540,802 and to reallocate expenditures. (B13-284) **Funding Source – Installment Loan**

(5) School Special Sales Tax (Pg. 54)

Revision in the amount of \$25,506 to appropriate sales tax fund balance to supplement the lottery funds currently budgeted for 2011A QSCB debt service due to a reduction in the interest rebate subsidy from the federal government as a result of sequestration. (B13-294) **Funding Source –** School Special Sales Tax Fund Balance

(6) Crown Center (Pg. 55)

Revision in the amount of \$40,000 to appropriate fund balance for additional funds need to fund an operational study of the Crown Center. (B13-293) Funding Source- Crown Center Fund Balance Appropriated

- (7) Health (Pgs. 56-62)
 - a. Health Promotion Revision in the amount of \$12,479 to recognize additional revenue received for Healthy Communities. (B13-289) **Funding Source State** (Pg. 56)
 - Breast and Cervical Cancer Revision in the amount of \$22,009 to recognize additional revenue received to provide mammography and cervical cancer screenings. (B13-290) Funding Source State (Pg. 57)

- c. Pregnancy Case Management Revision in the amount of \$7,868 to reallocate budgeted expenditures to create a new Processing Assistant III position to provide clerical support to the program. (B13-291) Funding Source Reallocation of Budgeted Expenditures (Pg. 58)
- d. Environmental Health Revision in the amount of \$14,225 to recognize additional state funding (\$3,446) for training on new FDA food codes and to recognize additional fees (\$10,779) projected to be earned to cover water sample containers, well kits and mosquito dunks. (B13-295) Funding Source State and Fees (Pg. 60)
- Maternal Health Revision in the amount of \$31,500 to recognize additional Medicaid fees earned to purchase equipment and for Locum Tenens coverage needed in Women's Health program. (B13-296) Funding source Fees (Pg. 61)
- f. Jail Health Revision in the amount of \$215,000 to appropriate fund balance increasing expenditures necessary to meet the standard of care for the remainder of FY13. Funds will be used for medication, contracted services for nursing staff, and the hospitalization of inmates at Cape Fear Valley Hospital or Prison Hospital. (B13-298) Funding Source General Fund Fund Balance (Pg. 62)

(8) Library (Pg. 63)

Revision in the amount of \$200,000 to recognize Broadband Technology Opportunity Program Grant from the American Recovery and Reinvestment Act through Fayetteville State University. The grant will provide workstations, chairs, computers, wireless antennae and software for the busiest locations. (B13-299) **Funding Source – Grant**

(9) JP Riddle Stadium (Pg. 64)

Revision in the amount of \$11,000 to budget reimbursement from Department of Transportation for replacement of a sign do to widening of Legion Road. (B13-301) **Funding Source - Other**

3. Public Hearings (Pgs. 65-131)

Uncontested Rezoning Case

A. Case P13-04: Rezoning of 10.36+/- acres from A1 Agricultural to R7.5 Residential, or to a more restrictive zoning district, located at 820 and 840 Sand Hill Road; submitted by Sara C. Donaldson, Waymon W. and Margaret C. Wood Trustees (owners) and Mark Candler. (Pg. 65)

Staff Recommendation: Approval Planning Board Recommendation: Approve Staff Recommendation

 B. Case P13-07: Rezoning of 1.11+/- acres from C3 Heavy Commercial and R6 Residential to C(P) Planned Commercial or to a more restrictive zoning district, located at 104 through 130 New Street and on the east side of NC HWY 87 (North Bragg Boulevard), southwest of New Street; submitted by William S. Wellons Jr. on behalf of WCDC, Inc. and Florence C. Wellons Trust (owners) and 4D Site Solutions, Inc. (County & Spring Lake) (Pg. 68)

Staff Recommendation: Approval Planning Board Recommendation: Approve Staff Recommendation

Uncontested Conditional Zoning Case

C. Case P13-02: Rezoning of 4.21+/- acres from HS(P) Planned Highway Services and A1 Agricultural to C(P) Planned Commercial, or to a more restrictive zoning district, located at 4838 J T Matthews Road, submitted by Roger and Jeanette F. Cornett on behalf of Cornett Properties, LLC (owner). (Pg. 71)

Staff Recommendation: Approval of C(P)/CZ for motor vehicle repair with an interstate sign Planning Board Recommendation: Approve Staff Recommendation

Contested Rezoning Case

D. Case P13-05: Rezoning of 2.51+/- acres from A1 Agricultural to R40 Residential, or to a more restrictive zoning district, located at 1348 Bainbridge Road, submitted by Walter Scott and Sylvia Deloris Manning (owners) and Robert M. Bennett. (Pg. 85)

Staff Recommendation: Approval Planning Board Recommendation: Denial of Staff Recommendation

Minimum Housing Code Enforcement (Pgs. 88-107)

E.	Case Number: Property Owners: Property Location: Parcel Identification Number:	MH 6974-2013 (Pg. 88) DNS Investments, LLC c/o Doron Nissim 4032 Camden Road, Fayetteville, NC 0425-04-9945
F.	Case Number: Property Owners: Property Location: Parcel Identification Number:	MH 6854-2012 (Pg. 95) Chase 4100 Nashville Drive, Fayetteville, NC 0424-85-7381
G.	Case Number: Property Owners: Property Location:	BI-2012-003 (Pg. 101) Marvin W. & Virginia E. Cherry 3104 Dunn Road, Eastover, NC

Other Public Hearings (Pgs. 108-131)

Parcel Identification Number:

H. 2013 Draft Community Development Annual Action Plan. (Pg. 108)

0468-25-3592

Items of Business (Pgs. 132-169)

- 4. Presentation by Randy Beeman, Emergency Services Director, Regarding Fire Service in Beaver Dam Fire District. (Pg. 132)
- 5. Presentation on the Cumberland County Strategic Plan by Sally Shutt, Communications and Strategic Initiatives Manager. (Pg. 137)
- 6. Consideration of Finance Committee Recommendation of Options Regarding the Method of Sales Tax Distribution Pursuant to NCGS § 105-472. (Pgs. 144-153)
 - A. Resolution Adopting Ad Valorem Method (Pg. 146)
 - B. Interlocal Agreement Extending the Per Capita Method (Pg. 147)
- Consideration of Funding to Spring Lake and Hope Mills Chambers of Commerce. (Pg. 154)
- 8. Consideration of Proposed Schedule for Fiscal Year 2014 Budget Work Sessions and Budget Public Hearing. (Pg. 156)

9.	Nomi	nations to Boards and Committees	(Pgs. 157-167)
	A.	Animal Control Board (1 Vacancy)	<u>(Pg. 157)</u>
	B.	Board of Adjustment (1 Vacancy)	<u>(Pg. 163)</u>
10.	Appoi	ntments to Boards and Committees	(Pgs. 168-176)
	A.	Cumberland County Local Emergen	cy Planning Committee (2 Vacancies) (Pg. 168)
		Nominee(s):	
		First Aid Representative:	James Bullard Jr.
		Law Enforcement Representative:	Lt. Freddie Johnson Jr.
	B.	Transportation Advisory Board (5 V <u>Nominee(s)</u> :	acancies) (Pg. 173)
		Vocational Rehab Representative:	Shelton Clark (Reappointment)
		At-Large Representative:	Alfred Foote
		County Planning Department Direct	or or Designee: Tom Lloyd
		MPO Representative:	Michael Rutan
		Dialysis Center Representative:	Eboni Green
11.	Close		nnel Matter(s) Pursuant

to NCGS 143-318.11(a)(6).

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

MEETINGS: May 6, 2013 (Monday) - 9:00 AM May 20, 2013 (Monday) - 6:45 PM June 3, 2013 (Monday) - 9:00 AM June 17, 2012 (Monday) - 6:45 PM JAMES E. MARTIN County Manager

AMY H. CANNON Deputy County Manager



JAMES E. LAWSON Assistant County Manager

ITEM NO. _

OFFICE OF THE COUNTY MANAGER

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF APRIL 15, 2013

TO: BOARD OF COUNTY COMMISSIONERS

FROM: JAMES E. MARTIN, COUNTY MANAGER

DATE: MARCH 27, 2013

SUBJECT: CONSIDERATION OF INTERLOCAL AGREEMENT BETWEEN THE CITY OF FAYETTEVILLE AND CUMBERLAND COUNTY RELATED TO ECONOMIC INCENTIVES PROGRAM FOR CEDAR CREEK INDUSTRIAL PARK

BACKGROUND

The attached Interlocal Agreement is the product of a collaborative effort by staff from the City, PWC, Economic Development Alliance and Cumberland County.

Its purpose is to secure a (no-cost to the County) source of three-phase electricity for the Cedar Creek Industrial Park and establish an economic development incentive program for new business and industry locating in the park. The agreement also constitutes a petition by the County for annexation of the entire park into the City.

The City Council approved this agreement on March 25, 2013.

RECOMMENDATION / PROPOSED ACTION

County staff recommends approval of this agreement.

JM/ct

cc: County Management Staff Rick Moorefield, County Attorney Ted Voorhees, City Manager Steve Blanchard, Public Works Commission Russ Rogerson, Economic Development Alliance Jeffery Brown, Engineering & Infrastructure Director

CM032713-4

James Martin

From:	James Martin
Sent:	Wednesday, March 27, 2013 9:40 AM
To:	Kristoff Bauer
Cc:	Rick Moorefield; Russ Rogerson (russ@thencalliance.com); Steve Blanchard; Pamela Megill;
	Ted Voorhees; Karen McDonald
Subject:	RE: Cedar Creek Interlocal Agreement

Kristoff,

The BOC has agreed to this in concept and we plan to schedule for final review /approval at its April 15 meeting.

Russ,

Would you plan to attend that meeting and speak to the agreement from an economic development point of view should there be such questions?

My thanks to everyone involved in this endeavor!

James

From: Kristoff Bauer [mailto:KBauer@ci.fay.nc.us]
Sent: Tuesday, March 26, 2013 2:02 PM
To: James Martin
Cc: Rick Moorefield; Russ Rogerson (russ@thencalliance.com); Steve Blanchard; Pamela Megill; Ted Voorhees; Karen McDonald
Subject: Cedar Creek Interlocal Agreement

Mr. Martin:

Just confirming that the City Council acted last evening to authorize the Mayor to execute the attached agreement. I want to thank Mr. Moorefield for his assistance in putting this together. Please let us know when this is ready to execute or if you have any questions.



Kristoff T. Bauer, ICMA-CM Assistant City Manager City of Fayetteville | 433 Hay Street | Fayetteville, NC 28301-5537 Office: 910.433.1993 E-mail: <u>kbauer@ci.fay.nc.us</u> Web: <u>http://www.cityoffayetteville.org</u>

INTERLOCAL AGREEMENT BETWEEN THE CITY OF FAYETTEVILLE AND CUMBERLAND COUNTY RELATED TO ECONOMIC INCENTIVES PROGRAM FOR CEDAR CREEK INDUSTRIAL PARK

THIS INTERLOCAL AGREEMENT is entered into between the CITY OF FAYETTEVILLE, Cumberland County, North Carolina, ("City"), and CUMBERLAND COUNTY, North Carolina, ("County") for the purpose of establishing an economic development incentive program for the Cedar Creek Industrial Park.

WITNESSETH:

Whereas, the County owns the 474-acre Cedar Creek Industrial Park ("the Park") in Cedar Creek Township, Cumberland County, as shown on the plat recorded in Plat Book 99 at page 33 in the Cumberland County Register of Deeds; and

Whereas, the County developed the Park for the purpose of providing sites for the location of new industries and businesses in the County to increase employment and the tax base; and

Whereas, no industries or businesses have located in the Park since its development; and

Whereas, the County has installed the infrastructure necessary to extend City water and wastewater services to the Park; and

Whereas, City policy supports annexation prior to the provision of new water or wastewater service; and

Whereas, the Park is not currently within the City limits; and

Whereas, three-phase electrical power service is not currently available in the Park; and

Whereas, the City has installed three-phase electrical power service to its wastewater pump station on site and is willing and able to extend that service to other lots in the Park; and

Whereas, the South River Electric Membership Corporation ("South River") has also offered to extend three-phase power to the Park; and

Whereas, the governing bodies of both the County and the City believe that removing all impediments to development and specifically ensuring that all utilities are readily available, is essential to the effective marketing of the Park for industrial and business sites; and

Whereas, both the City and the County believe that the effective marketing of the Cedar Creek Industrial Park is in the best interests of their respective constituencies.

Now therefore, in consideration of the mutual covenants and promises stated below, the County and the City agree as follows:

1. ANNEXATION PETITION. This agreement shall be construed to constitute a petition by the County for the annexation of the entire Park into the City pursuant to G.S. § 160A-58.1, (legal description and map attached) subject to all the conditions set forth herein.

2. STAUTORY REQUIREMENTS. The City acknowledges that it has determined that this annexation will comply with all applicable statutory requirements.

3. WATER AND SEWER INFRASTRUCTURE. The parties acknowledge that ownership of the water and sewer infrastructure installed by the County in the Park is vested in the City pursuant to the prior agreement of the parties.

4. STREET INFRASTRUCTURE. The parties acknowledge that ownership of the street and curbing installed in the Park and designated as "Clark West Road" and all the right-of-way or easements in which the street, curbing and utilities are located, all as shown on the plat entitled "R/W Dedication Clark West Road Cedar Creek Industrial Park" filed in Plat Book 117 at page 26, shall vest in the City upon the annexation.

5. UTILITY SERVICE. The City, through its Public Works Commission, shall construct the necessary infrastructure for the provision water, wastewater, and of three-phase electrical power service to the Park, should South River fail to make such available, at no cost to the County.

5.1. The City's obligation to provide the utility service to the Park shall arise at such time as the County shall notify the City that a business, industry or tenant will occupy any site in the Park. The City will extend and make available three phase electric power, should South River fail to respond to said notification from the County on a timely basis, and other utility service infrastructure with the construction of such industrial and business facilities so that services needed by any business, industry or tenant is available at such time as the construction of the business or industrial facility is completed.

5.2. Service will be extended to the service lot without any cost to the service tenant. Standard service connection charges and connection costs, including necessary on site improvements, will be the responsibility of the service tenant.

6. ZONING. Upon annexation, the City shall zone the Park with the City zoning classification that most closely matches the zoning classification in which the Park was placed by the County when it was in the County's zoning jurisdiction and the City shall maintain zoning classifications in the Park that are appropriate for a broad range of manufacturing, industrial and business uses.

7. SUBDIVISION. The City shall accommodate the further subdivision of the Park by the County for its intended use for industrial and business purposes. The County acknowledges that any further subdivision of the Park shall be subject to the City's subdivision and development controls.

8. ECONOMIC DEVELOPMENT INCENTIVES. The governing boards of the County and the City acknowledge that the industrial and business development of the Park will be of mutual benefit to their respective jurisdictions by enhancing the growth of jobs and the tax base. In furtherance of that mutual benefit, and as particular consideration for this agreement, the parties shall provide economic development incentives to any industry or business locating within the Park outside the scope of the parties' existing joint economic development incentives policy. For any project locating within the Park which otherwise qualifies for economic development incentives under the parties' existing joint economic development policy, the County and the City shall provide the economic development incentives set forth below. In the event the parties' existing joint economic development incentives policy should be amended, the amended joint economic development incentives policy shall be used to determine whether a project locating in the Park otherwise qualifies for economic development incentives. In the event the parties' existing joint economic development incentives policy is rescinded by either party, the County shall determine whether a project locating in the Park otherwise qualifies for economic development incentives.

8.1. COUNTY INCENTIVES. The term of years for which any project shall be granted economic development incentives by the County shall be five years, commencing in the first full calendar year that the project's facility has been constructed and equipped and the project has employed the number of employees it has obligated to employ. For each year of the five-year term for which the project complies with its obligations under any incentive agreement, the County shall pay cash incentives calculated as grant-back of 50% of the County's property taxes actually paid by the project.

8.2. CITY INCENTIVES. The term of years for which any project shall be granted economic development incentives by the City shall be ten years, commencing in the first full calendar year that the project's facility has been constructed and equipped and the project has employed the number of employees it has obligated to employ. For each year of the ten-year term for which the project complies with its obligations under any incentives agreement, the City shall pay cash incentives calculated as a grant-back of 70% of the City's property taxes actually paid by the project.

8.3. INDUCEMENT AUTHORIZED. By this agreement, the governing boards of each of the parties confer upon any agency which has been given the authority to engage in economic development activities on behalf of the parties, the right to rely on this agreement as a binding offer of economic development incentives to those projects locating in the Park and otherwise eligible for economic development incentives.

9. EFFECTIVE DATE. This agreement shall become effective upon the effective date of the annexation as requested in Paragraph 1.

10. TERM. This agreement shall remain in effect for as long as the County owns a developable lot within the Park and continuing until the parties' obligations as set out in Section 8 have been fully satisfied.

11. TERMINATION. Pursuant to NCGS 158-7.4, this agreement may only be terminated or amended by mutual agreement of the parties.

ADOPTED this day of ,2013,

CITY OF FAYETTEVILLE

(SEAL)

By: ________ ANTHONY G. CHAVONNE, Mayor

ATTEST:

PAMELA MEGILL, City Clerk

Approved and adopted at the regular meeting of the Cumberland County Board of Commissioners held 2013.

CUMBERLAND COUNTY

(SEAL)

By: JIMMY KEEFE, Chairman Cumberland County Board of Commissioners

ATTEST:

CANDICE WHITE, Clerk Cumberland County Board of Commissioners

ITEM NO. _ 2C(1

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 APRIL 15, 2013

- TO: BOARD OF COMMISSIONERS
- FROM: JAMES E. MARTIN, COUNTY MANAGER
- DATE: APRIL 10, 2013
- SUBJECT: APPROVAL OF THE CUMBERLAND COUNTY FACILITIES COMMITTEE REPORT AND RECOMMENDATION(S)

BACKGROUND:

The Cumberland County Facilities Committee met on Thursday, April 4, 2013 on the following topics:

- 1) Authorization of Veterans Services to Occupy the Former Board of Elections Building
- 2) Placement of Small Historic Marker at the Historic Courthouse
- 3) Additional Court Space for Clerk of Court

These items were approved at the Facilities Committee and "DRAFT" Facility Committee minutes are included as attachments.

RECOMMENDATION/PROPOSED ACTION:

Accept and approve the Cumberland County Facilities Committee report and recommendations.

/ct

Attachments

CM041013-1

Celebrating Our Past...Embracing Our Future

CUMBERLAND COUNTY FACILITIES COMMITTEE NEW COURTHOUSE, 117 DICK STREET, 5TH FLOOR, ROOM 564 APRIL 4, 2013 - 8:30 A.M. MINUTES

MEMBERS PRESENT:	Commissioner Billy King, Chair Commissioner Ed Melvin Commissioner Charles Evans
OTHER COMMISSIONERS	
PRESENT:	Commissioner Jimmy Keefe
	Commissioner Kenneth Edge
OTHERS PRESENT:	James Martin, County Manager
	Amy Cannon, Deputy County Manager
	James Lawson, Assistant County Manager
	Sally Shutt, Chief Public Information Officer
	Rick Moorefield, County Attorney
	Bruce Daws, Fayetteville-Cumberland Parks and
	Recreation, Historic Properties Manager
	Doug Ellwell, Chair of the NC Monument Committee
	Linda Priest, Clerk of Court
	Cindy Blackwell, Clerk of Court's Office
	Sharon Sanders, Veterans Services
	Wayne Dudley, Engineering & Infrastructure
	Kellie Beam, Deputy Clerk to the Board
	Press

Commissioner Billy King called the meeting to order.

1. APPROVAL OF MINUTES – JANUARY 3, 2013 MEETING

- MOTION: Commissioner Edge moved to approve the minutes.
- SECOND: Commissioner Evans

VOTE: UNANIMOUS (3-0)

2. CONSIDERATION OF AUTHORIZATION OF VETERANS SERVICES TO USE THE FORMER BOARD OF ELECTIONS BUILDING

James Lawson, Assistant County Manager, stated at the January 3, 2013 Facilities Committee meeting, county management was directed by the Facilities Committee to determine the best use of the former Board of Elections building and bring a recommendation back to the Facilities Committee. Mr. Lawson stated staff has evaluated the former Board of Elections building for both the Human Resources Department and

Veterans Services. Mr. Lawson also stated the former Board of Elections building could adequately accommodate either department but staff has determined that Veterans Services would be the most appropriate department to relocate to the former Board of Elections building for the following reasons:

- The former Board of Elections building will provide better access for veterans to enter the building along with parking adjacent to the building.
- The former Board of Elections building will provide additional space that is currently needed along with added space for future growth.
- The projected cost of renovations needed for Veterans Services is much less than what would be needed to up-fit the space for the needs of the Human Resources Department.
- The relocation of Veterans Services to the former Board of Elections building is viewed as a more permanent move as compared to the Human Resources Department whose move is viewed as temporary.

Mr. Lawson stated the Engineering and Infrastructure Director along with county management recommend that the Facilities Committee approve the relocation of Veterans Services to the former Board of Elections building.

MOTION: Commissioner Melvin moved to recommend to the full board approval of the relocation of Veterans Services to the former Board of Elections building. SECOND: Commissioner King

VOTE: UNANIMOUS (3-0)

3. CONSIDERATION OF APPROVAL OF PLACEMENT OF SMALL MARKER AT THE HISTORIC COURTHOUSE

Bruce Daws, Fayetteville-Cumberland Parks and Recreation Historic Properties Manager, stated he is requesting the placement of a small stone marker with a bronze plaque commemorating Captain Alexander McRae to the right of the front steps of the Historic Courthouse. Mr. Daws stated Captain Alexander McRae grew up on this site, which was the McRae home place, and Captain McRae was killed in action during the Civil War fighting for the Union Army. Mr. Daws stated Captain McRae was highly respected by his family and he was afforded the honor of burial at West Point after the war. Mr. Daws stated this small marker will help tell the story of the American Civil War during which brother was often pitted against brother. Mr. Daws also stated the McRae family is still represented in Fayetteville. Mr. Daws stated the placement of this marker is being conducted in partnership with the Sons of Union Veterans and will tie to the 150th Anniversary of the American Civil War.

Mr. Daws stated if the board approves the request the historic marker will be placed at the Historic Courthouse in May 2013.

Mr. Martin stated the Engineering and Infrastructure Director and county management recommend that the Facilities Committee approve the placement of this historic marker on the grounds of the Historic Courthouse.

MOTION: Commissioner Evans moved to recommend to the full board approval of the placement of this historic marker on the grounds of the Historic Courthouse. SECOND: Commissioner Melvin

VOTE: UNANIMOUS (3-0)

4. CONSIDERATION OF REQUEST FOR ADDITIONAL COURT SPACE BY CLERK OF COURT

Linda Priest, Clerk of Court, stated currently room 102 in the Courthouse is the only dedicated space for matters to be heard by the Clerk of Court by statute and due to the increased volume of foreclosures, incompetency, guardianship and estate matters, room 102 is no longer sufficient for the time sensitive matters to be scheduled and heard as prescribed by law.

Ms. Priest stated the Clerk of Court's office is requesting use of the county commissioner's meeting room 118 on Mondays, Tuesdays and Fridays when the room is not already in use. Ms. Priest stated she understands that the space needs of the board of commissioners takes priority, but having access to the additional hearing space on these three days will greatly improve her ability to hear matters within the time prescribed by law and in an accessible and safe location.

MOTION: Commissioner Evans moved to recommend to the full board approval of the request for additional court space by the Clerk of Court. SECOND: Commissioner Melvin

VOTE: UNANIMOUS (3-0)

5. OTHER MATTERS OF BUSINESS

There were no other matters of business.

MEETING ADJOURNED AT 8:50 AM.

AMY CANNON Deputy County Manager



JAMES E. LAWSON Assistant County Manager

ITEM NO. _ 2C

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 APRIL 15, 2013

TO: BOARD OF COMMISSIONERS

FROM: JAMES LAWSON, ASSISTANT COUNTY MANAGER

DATE: APRIL 10, 2013

SUBJECT: APPROVAL OF CUMBERLAND COUNTY FACILITIES COMMITTEE -AUTHORIZATION OF VETERANS SERVICES TO OCCUPY THE FORMER BOARD OF ELECTIONS BUILDING

BACKGROUND

On April 4, 2013, the Facilities Committee unanimously approved a recommendation by County Management and the Engineering & Infrastructure Director to relocate the Veterans Services Department to the former Board of Elections building located at 301 E. Russell Street.

This recommendation was made following an evaluation by staff of the building space for potential use by the County Human Resources Office and/or the Veterans Services Department. While this space could adequately accommodate either Department, it has been determined that Veterans Services would be the most appropriate Department to relocate to the former Board of Elections building for the following reasons:

- 1. The Russell Street location would provide better access for Veterans, many of whom are disabled, to enter the building along with parking adjacent to the building.
- 2. The layout of the office space would allow for increased privacy in discussing sensitive, confidential information.
- 3. This location will provide additional space that is currently needed along with some added space for future growth.
- 4. The projected cost of renovations needed for Veterans Services is far less than what would be needed to up-fit the space for the needs of the Human Resources Office. The estimated cost would be approximately \$52,000 involving primarily paint, carpet, installation of computer and phone lines, some electrical work and minor dry wall work.
- 5. The relocation of Veteran Services to this space is viewed more of a "permanent" move as to what would likely be a temporary move for Human Resources.

RECOMMENDATION

Approve the Facilities Committee recommendation to allow the Veterans Services Office to relocate to the former Board of Elections building located at 301 E. Russell Street, along with the associated up-fitting costs.

cc: County Management Team Jeffery Brown, Engineering and Infrastructure Director

Celebrating Our Past...Embracing Our Future

ITEM NO. 20(2)



ENGINEERING & INFRASTRUCTURE DEPARTMENT

JEFFERY P. BROWN, PE

Engineering & Infrastructure Director

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF APRIL 15, 2013

TO: BOARD OF COUNTY COMMISSIONERS

FROM: JEFFERY P. BROWN, PE, E & I DIRECTOR

THROUGH: JAMES MARTIN, COUNTY MANAGER

DATE: APRIL 10, 2013

SUBJECT: PLACEMENT OF SMALL HISTORIC MARKER AT THE HISTORIC COURTHOUSE

BACKGROUND

It has been requested that a small stone marker with a bronze plaque commemorating Captain Alexander McRae be placed on the grounds of the Historic Courthouse. It is being requested that this marker be placed to the right of the front steps as you enter the building. There is an existing marker on the left side. Captain McRae grew up on this site, which was the McRae home place. Captain McRae was killed in action during the Civil Water fighting for the Union Army and he had other brothers who fought for the Confederate Army. Captain McRae was highly respected by his family, and he was afforded the honor of burial at West Point after the war. This small marker helps tell the story of the American Civil War where often brother was pitted against brother. The McRae family is currently still represented in Fayetteville. The placement of this marker is being conducted in partnership with the Sons of Union Veterans, and it ties to the 150th Anniversary of the American Civil War. At its April 4th meeting, the Facilities Committee unanimously approved to recommend to the full board approval of the placement of the historic marker on the grounds of the Historic Courthouse.

RECOMMENDATION

The Engineering and Infrastructure Director, County Management and the Facilities Committee recommend that the Board of Commissioners approve the placement of this historic marker on the grounds of the Historic Courthouse. AMY CANNON Deputy County Manager



JAMES E. LAWSON Assistant County Manager

ITEM NO.

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 APRIL 15, 2013

TO: BOARD OF COMMISSIONERS

FROM: JAMES LAWSON, ASSISTANT COUNTY MANAGER

DATE: APRIL 10, 2013

SUBJECT: APPROVAL OF CUMBERLAND COUNTY FACILITIES COMMITTEE -ADDITIONAL COURT SPACE FOR CLERK OF COURT

BACKGROUND

The Clerk of Court recently submitted a request to use the County Commissioner's Meeting Room 118 on Mondays, Tuesdays and Fridays when not in use by the Board of Commissioners and otherwise available. Due to the increased volume of foreclosures, incompetency, guardianship and estate matters, the space currently used for hearings is no longer sufficient for these matters to be scheduled and heard as prescribed by law. The Facilities Committee approved the request at its meeting on April 4, 2013.

RECOMMENDATION

Approve the Facilities Committee recommendation to authorize the Clerk of Court to use Room 118 on the days referenced, subject to availability.

cc: Linda H. Priest, Clerk of Superior Court County Management Team

Celebrating Our Past...Embracing Our Future



State of North Carolina General Court of Justice CLERK OF SUPERIOR COURT 12th Judicial District



LINDA H. PRIEST CLERK OF SUPERIOR COURT EX OFFICIO JUDGE OF PROBATE 117 Dick Street

Room 106
FAYETTEVILLE, N.C. 28301

TELEPHONE (910475-3053 FACSIMILE (910) 475-3001

James Martin, Manager County of Cumberland 5th Floor, 117 Dick Street Fayetteville, NC 28301

Re: Need for Additional Court Space

Amer Dear Mr. Martin:

I am writing to request your assistance once again with the reoccurring issue of insufficient court space. Currently room 102 is the only dedicated space for matters, by statute, to be heard by the Clerk. Due to the increased volume of foreclosures, incompetency, guardianship and estate matters our hearing space is no longer sufficient for these time sensitive matters to be scheduled and heard as prescribed by law.

Specifically, I am requesting use of the County Commissioner's Meeting Room 118 on Mondays, Tuesdays and Fridays. Please know that I have considered other options prior to making this request. As you can imagine foreclosure matters and incompetency hearings regarding mentally ill adults can be very emotional and have the potential of becoming volatile. Therefore, due primarily to security concerns, I have come to the conclusion that requesting use of room 118, even if only a temporary fix, is the safest solution.

I've spoken with Judge Keever regarding this matter and she has graciously agreed to relinquish the use of room 118 on Tuesday afternoons. Currently, environmental and drug court is held there at that time. That space is also used for child support court on Wednesdays and Thursdays. So, with the understanding that use by the Board of Commissioners takes priority, I'm asking for your approval to use room 118 on Mondays when the Commissioners are not meeting, Tuesdays and Fridays. Having the additional hearing space on these three days will greatly improve my ability to have these matters heard within the time prescribed by law in an accessible and safe location.

Thank you for your consideration, and as this is a time-sensitive matter please contact me at your earliest convenience to discuss this further if necessary.

Sincerely,

Clerk of Superior Court

Cc: Hon. A. Elizabeth Keever



February 11, 2013

Ms. Linda H. Priest Clerk of Superior Court – 12th Judicial District 117 Dick Street, Room 106 Fayetteville, NC 28301

SUBJECT: NEED FOR ADDITIONAL COURT SPACE

Dear Mrs. Priest:

I am in receipt of your recent letter requesting use of the County Commissioner's Meeting Room 118 on Mondays (when Commissioner's are not meeting), Tuesdays and Fridays.

This request will need the approval of the Board of Commissioners and I plan to schedule it for consideration by the Facilities Committee at its next regularly scheduled meeting which is on April 4, 2013 at 8:30 AM.

Please plan to attend this meeting in the event the Committee has questions.

Sincerely,

James E. Martin County Manager

cc: Cumberland County Board of Commissioners Candice White, Clerk to the Board Jeffery Brown, County Engineer

JM/ct

CM021113-2

JAMES E. MARTIN County Manager

AMY H. CANNON Deputy County Manager



JAMES E. LAWSON Assistant County Manager

ITEM NO.

Martin

OFFICE OF THE COUNTY MANAGER

MEMORANDUM

TO: BOARD OF COMMISSIONERS

FROM: JAMES E. MARTIN, COUNTY MANAGER AMY H. CANNON, DEPUTY COUNTY MANAGER

DATE: APRIL 10, 2013

SUBJECT: CONSIDERATION OF FINANCE COMMITTEE RECOMMENDATION ON THE PSYCHIATRIC SERVICE PROPOSAL FROM CAPE FEAR VALLEY HOSPITAL SYSTEM

BACKGROUND:

Management has met several times with representatives of Cape Fear Valley Health System (CFVHS) regarding our outpatient psychiatric clinic now housed at the Health Department. There have been concerns for some time regarding low productivity, revenue generation, and the level of services provided to our citizens. Based on these discussions, CFVHS submitted a proposal to provide psychiatric services.

Specifically, CFVHS has offered a three-pronged approach in providing psychiatric services:

1.	Assume psychiatric clinic services now provided by the Health Dept.	\$3,425,109
2.	Develop a 23-hour Crisis Intervention Center	500,000
3.	Continuation of detoxification services at Roxie	350,000
	Total	\$4,275,109

The proposal includes the ability to expand the current hours of our clinic to seven days a week and up to 16 hours per day, with the goal of increasing to a 24/7 Crisis Intervention Drop In Center. This model is designed to triage patients into the appropriate level of psychiatric care. These services will be housed in the Roxie Center. It is projected that our annual 13,000 visits will increase though expansion of the covered hours, increased provider productivity, and increased staff productivity through redesigned models of care. Additionally, an eight bed stabilization unit will be developed as a new point of entry for crisis services to reduce the use of law enforcement and reliance on the emergency department. This unit would house patients for up to 23 hours either stabilizing them to go home or preparing them for admission to a hospital. The combination of these services into one central point should bring about a more efficient and cost effective approach to psychiatric services. This proposal was presented to the Finance Committee on April 4, 2013. The Committee unanimously approved the divesting of our psychiatric services to Cape Fear Valley Health System and authorized management to work with CFVHS and the Alliance in developing a three-party agreement that provides for reimbursement of revenue to CFVHS through federal and state dollars (managed by the Alliance) which will directly reduce the county funds needed to support these services.

The minutes of the Finance Committee Meeting will be sent out prior to the Board meeting on April 15, 2013.

RECOMMENDATION:

Approve the recommendation of the Finance Committee to divest of our current psychiatric services and develop a three-party contract that provides for a reimbursement of federal and state dollars which will directly reduce the county funds needed to support these services.

AHC:cas



ITEM NO. _2E(1

CUMBERLAND * COUNTY*

DEPARTMENT OF PUBLIC HEALTH

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF APRIL 15, 2013

TO: Board of Commissioners

FROM: Buck Wilson, Health Director Believe

DATE: April 5, 2013

SUBJECT: Request for Approval of Ordinance for Smoke Free Campus at selected County Facilities

BACKGROUND:

The Board of Health submitted a request for approval of the Ordinance for a Smoke Free Campus at selected County Facilities to the Policy Committee. The desire is to cover all county facilities that house Department of Public Health employees. The Library Board requested to be included in the ordinance. The ordinance includes the following county facilities:

- Health Department
- Old Courthouse
- Department of Social Services
- E. Newton Smith Center
- County Facility at Bradford Avenue
- Library (inclusive of eight branch locations)

On April 4, 2013, the Policy Committee moved to recommend approval of the Ordinance for a Smoke Free Campus at selected County Facilities to the full board at the April 15, 2013 Board of Commissioners meeting.

The following documents will be presented:

- Ordinance for a Smoke Free Campus at selected County Facilities
- Working on Reducing the #1 Cause of Preventable Death and Disease
- Durham Turns Over a New Leaf

The following individual will address the Board of Commissioners:

Buck Wilson, Public Health Director

The presentation will take 10 minutes

RECOMMENDATION/PROPOSED ACTION:

Approve the Ordinance for a Smoke Free Campus at selected County Facilities.

Should you have questions, I can be reached at (910) 433-3707. Thank you for your consideration.

/tlb

Attachments (3)

cc: James Lawson, Assistant County Manager

CUMBERLAND COUNTY ORDINANCE

AN ORDINANCE TO PROHIBIT SMOKING ON DESIGNATED CUMBERLAND COUNTY GROUNDS

WHEREAS, Cumberland County adopted an ordinance in 1993 (Cumberland County Code §9.5-91) prohibiting smoking in all county leased and owned buildings and vehicles, and within 25 feet of the entrance or exit to any public building; and,

WHEREAS, according to the Centers for Disease Control and Prevention (CDC), tobacco use and secondhand smoke exposure are leading preventable causes of illness and premature death in North Carolina and the nation¹; and,

WHEREAS, on January 2, 2010, "An Act To Prohibit Smoking In Certain Public Places And Certain Places Of Employment, North Carolina Session Law 2009-27, became effective, authorizing local governments to adopt and enforce ordinances "that are more restrictive than State law and that apply in local government buildings, on local government grounds, in local vehicles, or in public places;" and

WHEREAS, in 2006, a report issued by the United States Surgeon General stated that the scientific evidence indicates that there is no risk-free level of exposure to secondhand smoke, and that secondhand smoke has been proven to cause cancer, heart disease, and asthma attacks in both smokers and nonsmokers²; and

WHEREAS, the CDC advises that all individuals with coronary heart disease or known risk factors for coronary heart disease should avoid all indoor environments that permit smoking³; and

WHEREAS, research indicates that, during active smoking, outdoor levels of secondhand smoke may be as high as indoor levels and may pose a health risk for people in close proximity (such as those sitting beside someone on a park bench or children accompanying a smoking parent or guardian)4: and

1

¹ Centers for Disease Control and Prevention, Smoking and Tobacco Use Fast Facts,

http://www.cdc.gov/tobacco/data_statistics/facts_sheets/fast_facts/#toll (last visited Oct. 7, 2010). ² U.S. DEP'T OF HEALTH & HUMAN SERVS., THE HEALTH CONSEQUENCES OF INVOLUNTARY EXPOSURE TO TOBACCO SMOKE: A REPORT OF THE SURGEON GENERAL 11, 14-16 (2006),

http://www.surgeongeneral.gov/library/secondhandsmoke/report/index.html.

See id. at 15; Centers for Disease Control and Prevention, Smoking and Tobacco Use Health Effects of Secondhand Smoke,

http://www.cdc.gov/tobacco/data statistics/facts sheets/secondhand smoke/health effects/index.htm (last visited March 25, 2011).

⁴ Neil E. Klepeis, Wayne R. Ott, and Paul Switzer, Real-time Measurement of Outdoor Tobacco Smoke Particles, 57 J. AIR & WASTE MGMT. ASS'N 522, 522 (2007); Neil E. Klepeis, Etienne B. Gabel, Wayne R. Ott, and Paul Switzer, Outdoor Air Pollution in Close Proximity to a Continuous Point Source, 43 ATMOSPHERIC ENV'T 3155, 3165 (2009).

WHEREAS, tobacco is a recognized carcinogen in humans, and health risks associated with the use of tobacco products include myocardial infarction, stroke, and adverse reproductive outcomes⁵; and

WHEREAS, Cumberland County is committed to providing a safe and healthy workplace in all County facilities for its employees and a safe and healthy environment for the visiting public; and

WHEREAS, Cumberland County provides support to employees and residents who want to quit the use of tobacco products. Employees and residents are also encouraged to talk to their health care provider about quitting, ask about appropriate pharmacotherapy available through their health insurance plan or employee's insurer, and use the free quitting support services of the North Carolina Tobacco Use Quitline at 1-800-QUIT-NOW (1-800-784-8669); and

WHEREAS, Cumberland County wishes to minimize the harmful effects of smoking among County employees and eliminate secondhand smoke exposure for employees and the public in and on those buildings, vehicles, and grounds controlled by the County; and

WHEREAS, this Board finds and declares that, in order to protect the public health and welfare, it is in the best interests of the citizens of the County to adopt an ordinance prohibiting smoking on County grounds.

NOW, THEREFORE, BE IT ORDAINED by the Board of Commissioners of the County of Cumberland, North Carolina, that:

Section 1. Authority

This ordinance is enacted pursuant to G.S. 130A-498 and 153A-121(a).

Section 2. Definitions

The following definitions are applicable to this ordinance.

1. "County building". – A building owned, leased as lessor, or the area leased as lessee and occupied by the County.

2. "3. "Employee". – A person who is employed by the County of Cumberland, or who contracts with the County or a third person to perform services for the County, or who otherwise performs services for the County with or without compensation. 4. "Grounds"— All unenclosed property surrounding County buildings.

⁵ U.S. DEP'T OF HEALTH & HUMAN SERVS., THE HEALTH CONSEQUENCES OF INVOLUNTARY EXPOSURE TO TOBACCO SMOKE: A REPORT OF THE SURGEON GENERAL 12, 13, 15 (2006), http://www.surgeongeneral.gov/library/secondhandsmoke/report/index.html.

5. "Universal 'No Smoking Symbol'" – Symbol consisting of a pictorial representation of a burning cigarette enclosed in a red circle with a red bar across it.

6. "Smoking". – The use or possession of a lighted cigarette, lighted cigar, lighted pipe, or any other lighted tobacco product.

Section 3. Areas in Which Smoking is Prohibited

(a) Smoking is prohibited on the grounds of the Department of Social Services building located at 1225 Ramsey St., Fayetteville, NC 28301 and the grounds of any County building where Cumberland County Health Department services are provided including the following: 130 Gillespie Street Fayetteville, NC 28301 (the Historic Courthouse); 103 Laketree Blvd. Spring Lake, NC 28390; 2622 Hope Mills Road Millview Place – Suite 100,Fayetteville, NC 28306; 1235 Ramsey Street Fayetteville NC 28301 (the primary Health Department facility); 227 Fountainhead Lane Fayetteville NC 28301; 109 Bradford Avenue Fayetteville NC 28301; 300 Maiden Lane Fayetteville NC 28301; 3711 Village Drive Fayetteville NC 28314; 6882 Cliffdale Road Fayetteville NC 28314; 4809 Clinton Road Fayetteville NC 28311; 3411 Golfview Road Hope Mills NC 28348; 855 McArthur Road Fayetteville NC 28311; 101 Laketree Blvd. Spring Lake, NC 28311; and 7469 Century Circle Fayetteville NC 28306.

Section 4. Implementation Requirements

(a) The County shall post signs that meet all the requirements in Section 5 of this ordinance.

(b) The County shall remove all ashtrays and other smoking receptacles from grounds where smoking is prohibited.

(c) The person in charge of the grounds where smoking is prohibited, or his or her designee, shall direct a person who is smoking in a prohibited area to cease and, if the person does not comply, shall contact the designated enforcement officer for the County.

(d) The county shall provide county employees with resources for quitting smoking or tobacco use, including information about the free quitting support services of the North Carolina Tobacco Use Quitline (1-800-QUIT-NOW (1-800-784-8669)).

Section 5. Signage

The signs required by Section 4 must:

(a) State in English that smoking and the use of tobacco products are prohibited and include the universal "No Smoking" symbol.

(b) Be of sufficient size to be clearly legible to a person of normal vision, and be conspicuously posted.

(c) Be posted at each entrance to a County building and in other locations within the building reasonably calculated to inform employees and the public of the prohibition.

(d) Be posted in each County vehicle in areas visible to passengers, provided that their placement does not interfere with the safe operation of the vehicle. If the

vehicle is used for undercover law enforcement operations, a sign is not required to be placed in the vehicle.

(e) Be posted on County grounds in locations and at intervals reasonably calculated to inform employees and the public of the prohibition.

Section 6. Enforcement and Penalties

(a) *Penalty for Violation*. Following oral or written notice by the person in charge of an area described in Section 3, or his or her designee, failure to cease smoking or using tobacco products constitutes an infraction punishable by a fine of not more than fifty dollars (\$50.00). A person duly authorized by the Board of County Commissioners shall be authorized to send a civil penalty citation to the violator by certified mail or personally deliver such citation to the violator stating the nature of the violation, the amount of the penalty, and directing that the violator pay the penalty to the County tax collector office within 14 days of receipt of the citation.

(b) Additional sanctions for employees. In addition to any penalty under subsection (a), employees of the County who violate this ordinance shall be subject to disciplinary action consistent with the County's human resources policies.

Section 7. Public Education

Cumberland County shall engage in an ongoing program to explain and clarify the purposes and requirements of this ordinance to employees and citizens affected by it and to guide operators and managers in their compliance with it. In doing so, the County may rely upon materials and information provided by the local health department.

Section 8. Severability; Conflict of Laws.

If this ordinance or application thereof to any person or circumstance is held invalid or unconstitutional by a court of competent jurisdiction, such invalidity shall not affect other provisions or applications of the ordinance that can be given separate effect and to that end the provisions of this ordinance are declared to be severable. Whenever the provisions of this ordinance conflict with other ordinances of Cumberland County, this ordinance shall govern.

Section 9. Effective Date.

This ordinance shall be effective on July 1, 2013.

Adopted this ______ day of ______, 2012.

, Chairperson

Cumberland County Board of Commissioners

ATTEST:

Clerk to Board of Commissioners

Approved as to Form:

County Attorney

t

Public Health Priorities

Working on Reducing the #1 Cause of Preventable Death and Disease

by Tricia Valasek

Tobacco use is associated with high levels of death and disease and is linked to other illnesses including diabetes, heart disease, stroke, and obesity. The health status of a community can sometimes hinge on the overall use of tobacco products among youth and adults. For a community to see positive changes in its health status (including its County Health Rankings – www.countyhealthrankings.org), it should discuss implementing and enforcing evidence-based tobacco control policies.

Boards of health across the nation have started these discussions and many have actively worked to actively recommend, draft, adopt, and implement tobacco control policies. The following boards of health should be commended for their efforts to protect the health of all individuals in their jurisdictions.

Washington

King County Board of Health advocated for increased funding and programming to continue reducing smoking rates.

Michigan

Ingham County Board of Health adopted a resolution in support of maintaining current smoke-free bans in the state.

Illinois

St. Lawrence County Board of Health is considering drafting a smoking ban for the county's potential smoke-free air policy.



recommended a smoking ban in area parks.

West Virginia

Monongalia County Board of Health unanimously approved a county-wide smoking ban for all bars, restaurants, and workplaces.

Massachusetts

Dartmouth Board of Health held a public hearing about banning the sale of tobacco products in educational institutions and pharmacies in the new regulations.

North Andover Board of Health asked pharmacies to discontinue the sale of tobacco products.

Northborough Board of Health discussed strengthening local tobacco control policy to include tobacco-free municipal-owned buildings and a ban on the sale of tobacco products in pharmacies.

Saugus Board of Health strengthened existing tobacco regulations to include a ban on the sale of cigars in packages of fewer than four; a minimum sale price for cigars of \$2.50; prohibition on the sale, distribution, and possession of blunt wraps; a ban on the use of electronic cigarettes in all public places; prohibition of tobacco/nicotine delivery product vending machines; and prohibiting the sale of tobacco products from any educational or healthcare institutions.

Winchester Board of Health banned the sale of tobacco products in pharmacies.

North Carolina

Durham County Board of Health worked with the Durham County Board of Commissioners to approve a smoke-free air policy for the City of Durham and Durham County grounds; the local parks system; county trails and parks; city and county bus stops; the train station; and sidewalks owned, leased, or maintained by the city or county or border city- or countyowned property, public schools, or hospitals. (See article on page 12.)

Public Health Priorities

Working on Reducing the #1 Cause of **Preventable Death and Disease**

by Tricia Valasek

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North Carolina

Durham County Board of Health worked with the Durham County Board of Commissioners to approve a smoke-free air policy for the City of Durham and Durham County grounds; the local parks system; county trails and parks; city and county bus stops; the train station; and sidewalks owned, leased, or maintained by the city or county or border city- or countyowned property, public schools, or hospitals. (See article on page 12.)

Durham Turns Over a New Leaf

by Eric C. Nickens, Jr.

Durham, North Carolina, a city whose history has been deeply rooted in tobacco since the 1860s, is about to turn over a new leaf. One would never imagine that in a place where the haze and smell from the production of tobacco products once filled the air, a board of health rule prohibiting smoking in many of the outdoor public spaces would ever be discussed, let alone implemented.

Beginning August 1, this became the new reality in Durham County. Public areas, including city and county grounds, parks, trails, playgrounds, and athletic fields, became smoke-free. Also included in the rule are sidewalks that are owned, leased, maintained, or occupied by the city or county or that border city or county property, public schools, and hospitals.

The new Durham County Human Services Building, which houses the Durham County Health Department, and its adjacent parking areas, became tobacco-free under the new rule.

For the Durham County Board of Health, this was far from an overnight process.

"The concept was first brought to light in September 2010 at one of our board of health meetings, stemming from a request by the Duke University Health System," said Gayle B. Harris, Durham County Health Director. "A provision in North Carolina state law allows for local boards of health to establish stricter rules."

Immediately, the potential impact from any smoking rule raised the eyebrows of the board of healt:, which was very concerned about its authority to "take smoking rights away from citizens."

After some research and an introduction to Centers for Disease Control and Prevention Director Thomas Frieden's Health Impact Pyramid, the board of health elected to press forward with crafting a rule in November 2010 and subsequently, a subcommittee was appointed.

For the next 6 months, the order of business focused on refining the proposed draft rule, with guidance from the county attorney's office and the North Carolina Division of Public Health.

"While the board of health initially expressed some reticence regarding the proposed outdoor smoking rule, the group hastily moved forward after realizing the health benefits to the citizens of Durham and the readiness of the public to move forward in implementing the rule," said Sue McLaurin, Durham County Board of Health Chair.

On May 16, 2011, it was finally the public's turn to weigh in. The 30-day public comment period brought media attention, including a story in the *Durham Herald-Sun*, which in addition to a public education campaign, resulted in over two dozen letters and emails to the board of health, with the vast majority in support of the proposed measure, such as the following:

"I would like to express an opinion strongly IN FAVOR of the proposed smoking ban. I think it is critical that all public places be free of smoke, not only for children, but adults as well. No one should be forced to breathe carcinogens just because they take public transportation, want to play at a playground, or are otherwise utilizing Durham city and county services. I strongly urge you to set a good example for our children, our state and the country that we recognize smoking is detrimental to everyone's health and no one should be forced to suffer the consequences of others' irresponsible actions."

Following the review and consideration of comments, the subcommittee reported no further changes and a proposed amended ordinance, along with mockups of signage, educational materials, budget, and an awareness campaign moved forward in August 2011 to be presented to elected officials.

Throughout November and December of 2011, presentations were made to city and county officials, which were met with agreement and disagreement to portions of the proposal. Through the Durham City Manager, city staff agreed to make the entire parks system as well as shelters at bus stops smoke-free. However, there was dissent on the authority to address smoking on sidewalks maintained by the city yet fell into the right-of-way of the state.

After a bit of adjustment to the proposal, the board of health approved the changes in January 2012, which set up the final hurdle towards adoption—the Durham County Board of Commissioners.

Individual meetings were held with commissioners later in the month to review the changes made based on feedback from the City of Durham. During the February 13, 2012 meeting of the Durham County Board of Commissioners, the Board of Health Smoking

Continued on next page



One of the billboards in Durham County promoting the upcoming Board of Health Smoking Rule implementation.

CUMBERLAND COUNTY POLICY COMMITTEE NEW COURTHOUSE, 117 DICK STREET, 5TH FLOOR, ROOM 564 APRIL 4, 2013 – 10:30 A.M. MINUTES

MEMBERS PRESENT:	Commissioner Charles Evans, Chairman Commissioner Kenneth Edge Commissioner Marshall Faircloth
OTHERS PRESENT:	James Martin, County Manager Amy Cannon, Deputy County Manager James Lawson, Assistant County Manager Rick Moorefield, County Attorney Sally Shutt, Chief Public Information Officer Buck Wilson, Public Health Director Rod Jenkins, Deputy Public Health Director Hank Debnam, Mental Health Director Kellie Beam, Deputy Clerk to the Board Press

Commissioner Evans called the meeting to order.

1. ELECTION OF POLICY COMMITTEE CHAIRMAN

Commissioner Edge nominated Commissioner Evans to serve as chairman of the Policy Committee.

MOTION: Commissioner Edge moved that nominations be closed and that Commissioner Evans be appointed to serve as chairman of the Policy Committee. SECOND: Commissioner Faircloth

VOTE: UNANIMOUS (3-0)

2. APPROVAL OF MINUTES – NOVEMBER 1, 2012 MEETING

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

3. CONSIDERATION OF REQUEST FOR APPROVAL OF ORDINANCE FOR SMOKE FREE CAMPUS AT SELECTED COUNTY FACILITIES

Buck Wilson, Public Health Director, stated the Board of Health submitted a recommendation to the Policy Committee to implement a smoke free campus at the Health Department, the Historic Courthouse that houses Health Department employees, and the Department of Social Services. Mr. Wilson further stated on April 5, 2012, a draft version of the ordinance was presented to the Policy Committee but since the April 5, 2012 meeting, the ordinance has been revised and approved by the county attorney's office, as well as the Board of Health.

Mr. Wilson stated the revised ordinance includes the following county facilities:

- Health Department
- Historic Courthouse
- Department of Social Services
- E. Newton Smith Center
- Mental Health Center at Bradford Avenue
- Library (inclusive of eight branch locations)

Mr. Wilson stated the desire is to cover all county facilities that house Department of Public Health employees. Mr. Wilson further stated the Library Board also requested to be included in the ordinance.

James Martin, County Manager, requested the ordinance list "County Facility at Bradford Avenue" instead of the "Mental Health Center at Bradford Avenue" due to the changeover of the Mental Health Center as of July 1, 2013.

Commissioner Edge asked how long this process would take. Mr. Wilson stated should the board approve the revised ordinance, it could take about six months to implement. Mr. Wilson stated he would work within any time frame set by the board.

MOTION: Commissioner Faircloth moved to recommend to the full board approval of the revised ordinance with the revisions staff requested.

SECOND: Commissioner Edge

VOTE: UNANIMOUS (3-0)

4. OTHER MATTERS OF BUSINESS

Commissioner Evans stated he sent a memo to the full board and staff regarding "Proposed Economic Development Merit System" that he would like to place on the May 2, 2013 Policy Committee agenda.

MEETING ADJOURNED AT 11:15 AM
ITEM NO. _2F(I

ORDINANCE ASSESSING PROPERTY FOR THE COSTS OF DEMOLITION OF A STRUCTURE PURSUANT TO THE MINIMUM HOUSING CODE OF CUMBERLAND COUNTY CASE NUMBER: MH6858-2012 PROPERTY OWNER: James W. & Margaret G. McKoy

WHEREAS, the Board of County Commissioners of Cumberland County, North Carolina, on <u>November 19, 2012</u>, enacted an ordinance directing the demolition by the owner(s) of the structure(s) <u>James</u> <u>W. & Margaret G. McKoy</u>, located at <u>1051 Andrews Road</u>, <u>Fayetteville, NC, PIN: 0521-81-6161</u>, said ordinance being recorded in Book <u>9056</u>, page <u>112</u>, of the Cumberland County Registry of Deeds;

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

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

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

(1) Said work had been accomplished.

(2) The cost of such work was \$3,200.00.

(3) There were no salable materials resulting from said work.

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

(1) That the real property on which the work was performed be, and it hereby is, assessed in the amount of \$3,200.00, said sum being the unpaid balance of the cost of the work set forth in the Inspector's Report;

(2) That as provided in the Ordinance of Cumberland County dated <u>19 November, 2012</u>, and in Section 160A-443(6) of the General Statutes of North Carolina, the amount of the foregoing assessment be, and hereby does constitute, a lien against the real property upon which such costs were incurred, such property being more particularly described as follows:

The structure and premises located at <u>1051 Andrews Road</u>, <u>Fayetteville, NC</u>, as described in Deed Book <u>2138</u>, page <u>077</u>, of the Cumberland County Registry and identified in County tax records as PIN 0521-81-6161.

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

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

* * * * * * * * * * * * * * *

I certify that the foregoing Ordinance was adopted and ordered by the Board of Commissioners of Cumberland County, North Carolina, this 15th day of April, 2013, at 6:45 p.m. o'clock.

Cumberland County Clerk

ITEM NO. _ 2F(2

ORDINANCE ASSESSING PROPERTY FOR THE COSTS OF DEMOLITION OF A STRUCTURE PURSUANT TO THE MINIMUM HOUSING CODE OF CUMBERLAND COUNTY CASE NUMBER: MH6273-2010 PROPERTY OWNER: Kenneth R. Few & Karen Louise Few c/o Sherry Few Stammler

WHEREAS, the Board of County Commissioners of Cumberland County, North Carolina, on June 20, 2011, enacted an ordinance directing the demolition by the owner(s) of the structure(s) Kenneth R Few and Karen Louise Few c/o Sherry Few Stammler, located at 4760 NC Highway 242 South, Garland, NC, PIN: 1430-74-0526, said ordinance being recorded in Book 8672, page 470, of the Cumberland County Registry of Deeds;

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

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

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

- (1) Said work had been accomplished.
- (2) The cost of such work was \$1,850.00.
- (3) There were no salable materials resulting from said work.

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

(1) That the real property on which the work was performed be, and it hereby is, assessed in the amount of \$1,850.00, said sum being the unpaid balance of the cost of the work set forth in the Inspector's Report;

(2) That as provided in the Ordinance of Cumberland County dated 20 June 2011, and in Section 160A-443(6) of the General Statutes of North Carolina, the amount of the foregoing assessment be, and hereby does constitute, a lien against the real property upon which such costs were incurred, such property being more particularly described as follows:

The structure and premises located at <u>4760 NC Highway 242</u> <u>South, Garland, NC,</u> as described in Deed Book <u>8636</u>, page <u>814</u>, of the Cumberland County Registry and identified in County tax records as PIN 1430-74-0526.

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

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

* * * * * * * * * * * * * * * *

I certify that the foregoing Ordinance was adopted and ordered by the Board of Commissioners of Cumberland County, North Carolina, this 15th day of April, 2013, at 6:45 p.m. o'clock.

Cumberland County Clerk

ITEM NO.

RICKEY L. MOOREFIELD County Attorney



PHYLLIS P. JONES Assistant County Attorney

ROBERT A. HASTY, JR. Assistant County Attorney

OFFICE OF THE COUNTY ATTORNEY

5th Floor, New Courthouse • P.O. Box 1829 • Suite 551 • Fayetteville, North Carolina 28302-1829 (910) 678-7762

MEMO FOR THE AGENDA OF THE MARCH 18, 2013 MEETING OF THE BOARD OF COMMISSIONERS

TO:	Board of Commissioners; Co. Manager; Dr. Lauby
FROM:	Asst. Co. Atty. Robert Hasty, Jr.; Co. Attorney R. Moorefield
DATE:	April 10, 2013
SUBJECT:	Interlocal Agreement to Provide Animal Control Services in the Town of Linden

Attachments:

Resolution of the Town of Linden adopting the Cumberland County Animal Control Ordinance Interlocal Agreement executed by the Town of Linden

BACKGROUND:

The county's ordinances do not apply in the corporate limits of any incorporated municipality unless the municipal governing board consents. Once a county ordinance is applied within the corporate limits, the governing bodies of the county and the municipality must enter into an interlocal agreement in order for county personnel to enforce the ordinance within the municipality. The revised county animal control ordinance adopted in May, 2012, included provisions to accommodate the particular needs of those municipalities expressing an interest in applying the ordinance in their jurisdictions. The City of Fayetteville promptly acted to apply the ordinance within its corporate limits. The city and the county have had an interlocal agreement for the county to provide animal control services within the city for many years.

The County Attorney's office has recently drafted Resolutions and Interlocal Agreements for the other municipalities in Cumberland County to adopt the Cumberland County Animal Control Ordinance and authorize the county's Animal Control Department to provide animal control services in their jurisdictions. The Towns of Eastover, Spring Lake, Stedman, and Wade recently entered into interlocal agreements with the county approved by the Board of Commissioners at its March 18, 2013 meeting. The town of Linden has now also passed the Resolution and executed the interlocal agreement attached to this memo.

RECOMMENDATION/PROPOSED ACTION:

The county attorney recommends that the Board of Commissioners approve the interlocal agreement with the Town of Linden to authorize the Cumberland County Animal Control Department to continue providing services in that jurisdiction.

A RESOLUTION OF THE GOVERNING BOARD OF THE TOWN OF LINDEN, PURSUANT TO N.C.G.S. § 153A-122, MAKING THE ANIMAL CONTROL ORDINANCE, CHAPTER 3, ANIMALS, OF THE CUMBERLAND COUNTY CODE, APPLICABLE WITHIN THE TOWN OF LINDEN

WHEREAS, on May 21, 2012, the Cumberland County Board of Commissioners repealed the County's former animal control ordinance and re-enacted Chapter 3, Animals, of the Cumberland County Code, an Animal Control Ordinance for Cumberland County; and

WHEREAS, said ordinance establishes a comprehensive program designed to address animal control services in Cumberland County and its municipalities; and

WHEREAS, it is beneficial to the Town of Linden and its citizens to participate in this comprehensive plan for the provision of animal control services within its corporate limits.

NOW, THEREFORE, BE IT RESOLVED by the Governing Board of the Town of Linden, North Carolina, that pursuant to N.C.G.S. § 153A-122, Chapter 3, Animals, of the Cumberland County Code, the Cumberland County Animal Control Ordinance, adopted May 21, 2012, by the Cumberland County Board of Commissioners, a copy of which is attached hereto, shall be applicable, have the same force and effect, and shall be enforced to the same extent, within the corporate limits of the Town of Linden, as within Cumberland County, and shall be designated as Ordinance No.20/3 - 0/, of the Code of Ordinances of the Town of Linden.

ADOPTED this the 19 day of March, 2013, by the Governing Board of the Town of Linden.

By:

(SEAL)

ATTEST:

Ruby Hendges, Town Clerk

TOWN OF LINDEN Marie Butler, Mayor Marie Butler, Mayor

AGREEMENT FOR INTERLOCAL UNDERTAKING

CUMBERLAND COUNTY

THIS AGREEMENT, is made and entered into by and between the TOWN OF LINDEN, a municipality duly incorporated under the laws of North Carolina (hereinafter referred to as TOWN), and CUMBERLAND COUNTY, a body politic and corporate of the State of North Carolina (hereinafter referred to as COUNTY);

WITNESSETH:

WHEREAS, COUNTY has established, staffed and funded a department for the provision of animal control services and an animal shelter; and

WHEREAS, the governing boards of TOWN and COUNTY have determined that animal control services can be most efficiently provided through a comprehensive program administered by one department within the municipal limits and adjoining suburban and rural areas; and

WHEREAS, the governing board of TOWN has adopted Chapter 3, <u>Animals</u>, of the *Cumberland County Code of Ordinances* as the animal control ordinance of the TOWN; and

WHEREAS, the governing boards of TOWN and COUNTY have by resolution ratified the provisions of this Agreement for Interlocal Undertaking pursuant to North Carolina General Statutes, Chapter 160A, Article 20, Part I, for the purpose of providing an interlocal undertaking to provide for the provision of animal control services.

NOW THEREFORE, for and in consideration of the mutual covenants herein contained and of the mutual benefits to result therefrom, the parties hereby agree as follow:

- <u>PURPOSE</u>: The purpose of this Agreement is to establish an interlocal undertaking, as provided in N.C.G.S. 160A-460, *et seq.*, whereby the COUNTY shall serve as the animal control agency for both TOWN and the COUNTY and COUNTY shall enforce TOWN'S animal control ordinance in the incorporated areas of TOWN.
- <u>PERSONNEL</u>: All personnel necessary to staff, implement, administer and provide the joint animal control services contemplated by this Agreement shall be employees of COUNTY, provided, however, that COUNTY shall not be obligated to provide or fund a higher level of animal control services within TOWN than it does in its own jurisdiction.
- <u>FINANCES</u>: For the same level of professional animal control services provided in COUNTY'S jurisdiction, TOWN will not make any appropriation to COUNTY; but all licenses, fees, and penalties collected under Chapter 3, <u>Animals</u>, of the *Cumberland County Code*, being adopted by TOWN and enforced under this Agreement, shall be retained by COUNTY.

- 4. AMENDMENT: This Agreement may be amended at any time by mutual agreement between the parties in writing and duly ratified by their respective governing boards, with any such amendment being effective upon adoption.
- 5. DURATION: This Agreement shall commence on the date ratified by COUNTY'S governing board and shall endure so long as the parties hereto exist and have the power to make and maintain such an agreement, unless sooner terminated as hereinafter provided.
- 6. <u>TERMINATION</u>: This Agreement may be terminated by either party upon one hundred eighty (180) days prior written notice duly authorized by its governing board to the other party; provided that such termination shall only be effective at the end of a fiscal year.
- 7. PROPERTY: This Agreement does not require the purchase, acquisition, or disposition of real property by either party.

THEREFORE, the parties have set their hands and seals pursuant to action of their respective governing boards taken on the date indicated for each.

TOWN OF LINDEN By: Marie Butler, Marger Marie Butler, Mayor

ATTEST:

Ruby Hendges, Town Clerk

Ratified by Town's Governing Board on _____

3-19-13

CUMBERLAND COUNTY

By:

Jimmy Keefe, Chairman

ATTEST:

Candice White, Clerk to the Board

Ratified by the Cumberland County Board of Commissioners on _

STATE OF NORTH CAROLINA

COUNTY OF CUMBERLAND

RESOLUTION

SUPPORTING SENATE BILL 321 – CONTAIN COUNTIES' INMATE MEDICAL COSTS

WHEREAS, counties are responsible for medical costs when inmates are incarcerated in county jails, and counties often pay full, non-negotiated rates for inmate medical care, resulting in great expense to counties; and

WHEREAS, state reimbursement rates have been capped in recent state budget provisions, and Cumberland County seeks the same cap on inmate medical expenses to save taxpayer dollars on these costs; and

WHEREAS, it has been a goal of Cumberland County to seek legislation that would authorize medical care providers to charge counties for inmate medical services at a rate not to exceed the rates paid by the North Carolina Department of Public Safety to inmate medical providers; and

WHEREAS, Senate Bill 321 would put county jail inmate cost processes on par with that afforded to state prisons by limiting county reimbursements to medical providers and facilities for jail inmate treatment to the lesser of 70 percent of the provider's prevailing charge or twice the Medicaid rate; and

WHEREAS, Senate Bill 321 would also allow counties to amend their medical care plans to allow for Medicaid reimbursement for those inmates deemed eligible for Medicaid and receiving in-patient hospitalization services; and

WHEREAS, Senate Bill 321 was co-sponsored by Senators Davis, Newton and Goolsby, and will be considered by the Senate.

NOW, THEREFORE, BE IT RESOLVED that the Cumberland County Board of Commissioners urges the North Carolina General Assembly to grant relief to counties from medical costs for inmates by enacting Senate Bill 321.

Adopted this 15th day of April, 2013.

JIMMY KEEFE, Chairman Cumberland County Board of Commissioners

ATTEST:

Candice H. White Clerk to the Board

COUNTY OF CUMBERLAND

NORTH CAROLINA



WHEREAS, Rotary International is the oldest civic organization in the United States, now 108 years old, with more than 1.2 million members in more than 200 countries and geographical areas; and

WHEREAS, Rotary International has as its motto "SERVCE ABOVE SELF" and does Good in the World through its six areas of focus: Peace and Conflict Resolution, Disease Prevention and Treatment, Water and Sanitation, Maternal and Child Health, Basic Education and Literacy, and Economic and Community Development; and

WHEREAS, Rotary International's corporate signature worldwide effort for almost three decades has been the eradication of polio, a goal toward which Rotarians by the hundreds of thousands have mobilized their time and treasure to ensure that billions of the world's children have been immunized against this dreaded disease, participating in the administration of, in 2012 alone, 1.3 billion doses of oral polio vaccine to more than 429,000 children in 70 countries at a cost of \$170 million dollars and, in the process, knocking on 820,000 doors each month; and

WHEREAS, one of the preeminent cross-cultural programs of Rotary has been Group Study Exchange, originated in 1965, through which more than 70,000 individuals in 15,000 Teams from 106 countries and geographical areas have participated at a cost of \$115 million; and

WHEREAS, Rotary District 7730 and the Fayetteville Rotary Clubs are now hosting in Cumberland County and Fayetteville the Group Study Exchange Team from Rotary District 1100 from England comprised of Steve Davies, Ben Mottram, Hannah Newrick, Grace Rollason, and Sarah Salter.

NOW, THEREFORE, BE IT RESOLVED that the Cumberland County Board of Commissioners hereby proclaims the week of April 21-26, 2013 "ROTARY INTERNATIONAL GROUP STUDY EXCHANGE WEEK" in Cumberland County.

Adopted this 15th day of April, 2013.

JIMMY KEEFE, Chairman Cumberland County Board of Commissioners

COUNTY OF CUMBERLAND

NORTH CAROLINA



WHEREAS, the existing industries of Fayetteville and Cumberland County are an essential segment of the area's economy, providing employment for local residents, contributing revenues and greatly enhancing the area's quality of life; and

WHEREAS, the various industries existing in Fayetteville and Cumberland County have an influence either directly of indirectly upon the lives of every one of the county's citizens; and

WHEREAS, the potential for growth comes in part from within through the expansion of existing industries and the establishment of new, homegrown industries; and

WHEREAS, public awareness and understanding of the importance of industry to our local economy and quality of life are vital to the preservation of a favorable industrial climate; and

WHEREAS, a favorable industrial climate is a major factor in the decision made by officials of existing plants to expand their operations and in our area's ability to attract new industry.

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of Cumberland County proclaims the month of May 2013 "INDUSTRY APPRECIATION MONTH" in Cumberland County and urges its citizens to salute the industries located in our area and the employees of those industries for their important role in the growth and prosperity of Cumberland County.

Adopted this 15th day of April, 2013.

JIMMY KEEFE, Chairman Cumberland County Board of Commissioners

Budget Office	Use
Budget Revision No.	B13-285
Date Received	3/26/2013
Date Completed	

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

 Organization Name:
 Mid-Carolina Senior Transportation

ITEM NO.

	REVEN	UE	PG 1	o.f2
Revenue Source Code	Description	Current Budget	Increase (Decrease)	Revised Budget
460U	Transportation Reimbursement	187,562	12,000	199,562
9110	Transfer From General Fund	20,840	1,334	22,174

			Total EXPENDITURES	208,402	13,334	221,736
Object Code	Appr Unit	Description		Current Budget	Increase (Decrease)	Revised Budget
336A	803	Transportation Medical		149,893	23,334	173,227
0007		Transportation General		58,509	(10,000)	48,509

	·			
	Total	208,402	13,334	221,736
Justification:				65

Revision to budget an increase in AAA grant funds made available through Mid-Carolina (\$12,000) and to fund the required 10% local match (\$1,334) by reallocating the current General Fund transfer from the Rural Operating Assistance Program (Organization 457B) to the Mid-Carolina Senior Transportation Program (Organization 457D). In addition, some expenditures are being reallocated from general transportation to medical transportation to best serve our clients.

Funding Source State: Other:	: Federal: Federal: Federal: Federal: Fees: Fees	und Balance: County: New: Prior Year:	Other:
Submitted By:	TIOMUS A · Heard Department Heard	Date: 3/28/13	Approved By:
Reviewed By:	Bob Juch Finance Departme	Date: <u>3/28/13</u>	Date: County Manager
Reviewed By: _	Amy & COUMS Assistant County Mgr	a	Board of County Commissioners Date:

Budget Office	Use
Budget Revision No.	B13-
Date Received	3/26
Date Completed	

3-285A 6/2013

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

 Organization Name:
 Rural Operating Assistance Prgm (ROAP)

	REVENUE		pg 2of 2	
Revenue Source Code	Description	Current Budget	Increase (Decrease)	Revised Budget
9110	Transfer From General Fund	12,500	(1,334)	11,166

	CI/DEL				
EXPENDITURES					
Appr Unit	Description	Current Budget	Increase (Decrease)	Revised Budget	
799	Taxi Transportation	142,898	(1,334)	141,564	
	Unit	Appr Unit Description 799 Taxi Transportation	Appr UnitDescriptionCurrent Budget799Taxi Transportation142,898	Appr UnitDescriptionCurrent BudgetIncrease (Decrease)799Taxi Transportation142,898(1,334)	

Justification:

Revision to reduce transportation expenditures to "free-up" a portion of the transfer from the General Fund to be reallocated from ROAP (Org 457B) to Mid-Carolina Senior Transportation (Org 457D) in order to fund the required 10% local match on additional medical and general transportation funds (\$12,000) being made available by Mid-Carolina.

Total

142,898

(1, 334)

141,564

Funding Source: State: Other:	Federal: Fees:	und Balance: County: New: Prior Year:	Other:
Submitted By: /	How J. Hugh Department Head	Date: 3/28/13	Approved By:
Reviewed By:	Bob Juch A Finance Departme	Date: <u>3/28//3</u>	Date: County Manager
Reviewed By:	ASSISTANT COUNTY Mgr	<u>1</u> Date: <u>4/10/13</u>	Board of County Commissioners Date:

		DUNTY OF CUMBERLAND DGET REVISION REQUES			eived	se B13-288 3/27/2013
Fund No. Organizati	-	Agency No. <u>435</u> Orga e: Adult Homeless	n. No. <u>436W</u>	ITEN	1 NO	RK(2)
			REVENUE		pg	lof2
Revenue Source Code		Description		Current Budget	Increase (Decrease)	Revised Budget
				.00		
	1		Total	0	0	-
Object Code	Appr Unit	Description	EXPENDITURES	Current Budget	Increase (Decrease)	Revised Budget
3419 389Q	502 503	Miscellaneous Transfer Fund 449		22,233 0	(2,190) 2,190	20,043 2,190
¥.						
			Total	22,233	-	22,233
Justificatio Budget tran		und 449 for a salary adjustment i				
Funding So State: _ Other: _			Balance: inty: New: Prior Year:		Other: _	
Submitted	Ву:	Department Head	Date:		Approved By:	
Reviewed I		Finance Finance Amy H Cuum Deputy/Assistant County Mg		Вс	ounty Manager oard of County ommissioners	_Date:

Budget Office UseBudget Revision No.B13-2Date Received3/27/2Date CompletedB13-2

B13-288A 3/27/2013

Fund No. ______ Agency No. ______ Organ. No. ______ 4578

Organization Name: PATH Program

	REV	REVENUE		pg 20f2	
Revenue Source Code	Description	Current Budget	Increase (Decrease)	Revised Budget	
9110	Transfer from Fund 101	0	2,190	2,190	

			Total	0	2,190	2,190
			EXPENDITURES			
Object Code	Appr Unit	Description		Current Budget	Increase (Decrease)	Revised Budget
1210	783	Salaries		138,880	1,500	140,380
1270	783	Longevity		1,321	300	1,621
1810	783	FICA Match		10,727	150	10,877
1820	783	Retirement		9,773	130	9,903
1824	783	401K County		1,403	20	1,423
1860	783	Workers Comp		3,455	90	3,545
			Total	165,559	2,190	167,749

Justification:

Increase the budget for a salary adjustment.

Funding Source: State: Other:		d Balance: ounty: New: Prior Year:	Other:
Submitted By: _	Desidefunctional	Date:	Approved By:
Reviewed By: _	John How	Date: 3/27/13	Date:
Reviewed By:	Amur Finance	Date: 4/10/13	County Manager Board of County
	Deputy/Assistant County Mg		Commissioners Date:

X T		DUNTY OF CUMBERLAND DGET REVISION REQUEST			eived 4/4	3-297 //2013
Fund No. Organizati	101 ion Name	Agency No. <u>411</u> Organ. Communications Center	No. 4115	– ITEM	NO2K	(3)
Francisco			REVENUE		1	
Revenue Source Code		Description		Current Budget	Increase (Decrease)	Revised Budget
9901		Fund Balance Appropriated			158,000	
2	a:	2 ⁹	Total	0	0	-
		EX	PENDITURES			
Object Code	Appr Unit	Description		Current Budget	Increase (Decrease)	Revised Budget
3440 3480	059 059	Postage Utilities	\$	373,000 948,137	90,000 68,000	463,000 1,016,137
Justificatio		nt of \$158,000 to increase postage	Total	1,321,137	158,000	1,479,137
FY13.	the amou	int of \$156,000 to increase postage	\$90,000 and utilities	\$ \$66,000 to co	ver costs for the re	mainder of
Funding So State: Other:		Fund Ba Federal:Count Fees:			Other:	
Submitted	Ву:	Department Head	Date:		Approved By:	
HOH Reviewed I Reviewed I	ву: ≮ Ву:	Finance AMUN COUNT Deputy/Assistant County Mgr	Date: <u>4.4./3</u> Date: <u>4 10 13</u>	Во	unty Manager ard of County	ate:

345

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Budget Office	Use
Budget Revision No.	B1
Date Received	3/
Date Completed	40

313-284 3/26/2013

Fund No.	022	Agency No.	450	Organ. No.	450K
Organization	Name:	Southpoint W	ater Pro	oject	

ITEM NO. _ 2K(4

	R	EVENUE		
Revenue Source Code	Description	Current Budget	Increase (Decrease)	Revised Budget
9205	Installment Loan	605,100	(64,298)	540,802

			Total	605,100	(64,298)	540,802
		EXPE	NDITURES			
Object Code	Appr Unit	Description		Current Budget	Increase (Decrease)	Revised Budget
3372	TDC	Signage		0	500	500
3426	TDC	Licenses & Permits		0	150	150
3440	TDC	Postage		0	100	100
3704	TDB	General Contract		411,319	0	411,319
372B	TDC	Southpoint Water Other		153,955	(65,048)	88,907
3747	TDC	Engineering		39,826	0	39,826

	Total	605,100	(64,298)	540,802
Karan September 2010	the second s	the second particular second sec		the second s

Justification:

Revision to reduce the Federal Revolving Loan to the maximum approved amount (\$540,802) and to reallocate expenditures within the total available funding. (Note: 80% of the loan amount is immediately forgiven and repayment on the 20% balance at 0% interest will begin in FY 2014 and will be included in the FY 2014 adopted budget).

Funding Source: State: Other:		und Balance: County: New: Prior Year:	Other:
Submitted By:	Department Head	Date:	Approved By:
Reviewed By: _	Bob Sucher	Date: 8/27/13	Date: County Manager
Reviewed By:	Finance Departme	1 Date: 4/10/13	Board of County Commissioners Date:

 Budget Office Use

 Budget Revision No.
 B1

 Date Received
 4/3

 Date Completed
 1

B13-294 4/3/2013

					Date Com	pietea	
Fund No.	106		Organ. No.	4106	2	24	(1)
Organizati	on Name	: Special Sales Tax			ITEM	NO2K	(5)
			REVE	NUE			
Revenue Source Code		Description			Current Budget	Increase (Decrease)	Revised Budge
9901		Fund Balance Appropr	iated		205,000	25,506	230,506
				Total	205,000	25,506	230,506
			EXPEND	ITURES			
Object Code	Appr Unit	Description			Current Budget	Increase (Decrease)	Revised Budget
3880	404	Transfer to General Fu	Ind		2,890,275	25,506	2,915,781
						×	
				Total	2,890,275	25,506	2,915,781
service due	appropri to a rec	(25,174.42)	ebate subsidy from below: Reduction in Fede	n the fede eral Interes cipal reduc	ral government a t Subsidy due to s ed due to earning	as a result of sequ	uestration. The
Funding So State: Other:		Federal: Fees:	Fund Balance: County: Prio	New: r Year:		Other:	
Submitted	By:		Date:			Approved By:	

	Date:	Approved By:
Department Head		
Bob Jucker	Date: 4/3/13	Date:
A Finance Department	<u> </u>	County Manager
Deputy Asst County Mgr	Date: 4/10/13	Board of County Commissioners Date:
	Bob Jucken Finance Department AMUN CAUNT	Department Head Bob Jucken Date: 4/3/13 Finance Department AMUMUWM Date: 4/10/13

Budget Office	Use
Budget Revision No.	B13-293
Date Received	4/3/13
Date Completed	

Fund No.	620	Agency No.	444	Organ. No.	444
Organizatio	n Name:	Crown Center			

ITEM NO. _ 2 K (6)

			REVENUE			
Revenue Source Code		Description	10	Current Budget	Increase (Decrease)	Revised Budget
9901		Fund Balance Appropriated	ar In	1,023,568	40,000	1,063,568
*						а — Сн ст
		ж ж	4			
			Total	1,023,568	40,000	1,063,568
			EXPENDITURES	3		
Object Code	Appr Unit	Description	2	Current Budget	Increase (Decrease)	Revised Budget
3390	857	Contracted Services		942,000	40,000	982,000
		201				
						-
						-
	(0)					-
						-
	-					-
+			Total	942,000	40,000	982,000

Justification:

Budget revision in the amount of \$40,000 for additional monies needed to fund an operational study of the Crown Center.

Funding Source: State: Other:	Federal: Fees:	und Balance: County: New: Prior Year:	Other:	
Submitted By: _	Rise Book Department Hea	Date: 4/2/13	Approved By:	
Reviewed By: _	Bob Juchen	Date: <u>4/3//3</u>	Date: County Manager	-
Reviewed By: _	Deputy/Assistant County	<u>Mgr</u> Date: <u>4/10/17</u>	Board of County Commissioners Date:	

	COUNTY OF CUMBERLAND BUDGET REVISION REQUEST				Budget Office UseBudget Revision No.B13-287Date Received3-27.13Date Completed		
	101	Agency No. 431		4318	ITEA	1 NO2+	(n)
Organiza	tion Name:	Health- Health Promo	tion		TIEN	1 NO. <u>ar</u>	1/10
			REVE	NUE			
Revenue Source Code		Description			Current Budget	Increase (Decrease)	Revised Budget
4104		NC Health Promotion			6,700	12,479	111,320
					* ×		
			EXPEND	Total	6,700	12,479	
Object Code	APRs Unit	Description	EXPEND	TURES	Current Budget	Increase (Decrease)	Revised Budget
4109	191	HPPI			6,700	12,479	19,179
				Total	6,700	12,479	19,179

Justification: Additional funding received from the State to promote HealthyCommunities.

Funding Source: State: <u>12,479</u> Other:	Federal: Fees:	Fund Balance: County: New: Prior Year:	Other:
Submitted By: Gran	Department Head	Date: 3/27/13	Approved By:
Reviewed By: Kell	y autry	Dates 3.27.13	Date: County Manager
Reviewed By:		Date <u>:4/10/13</u>	Board of County Commissioners Date:

	COUNTY OF CUMBERLAND BUDGET REVISION REQUEST Fund NoAgency NoA31Organ. NoA32G Organization Name: Health- Breast and Cervial Cancer				Budget Office Use Budget Revision No. $B13-290$ Date Received $3-27\cdot13$ Date Completed ITEM NO. $2K(7)b$		
			REVE	NUE			ann a dhan a tha ann an a
Revenue Source Code		Description	*		Current Budget	Increase (Decrease)	Revised Budget
4171		NC B/C Cancer			89,311	22,009	111,320
				Total	89,311	22,009	
Object Code	APRs Unit	Description	EXPEND	ITURES	Current Budget	Increase (Decrease)	Revised Budget
2393 3203 3390	209 209 209	Educational LAB XRAY Contracted Services			250 14,246 80,275	500 10,750 10,759	750 24,996 91,034
				Total	94,771	22,009	116,780

Additional funding received from the State to provide mammography and cervical cancer screening services to women who are low-income (250% of federal poverty or less).

Funding Source: State: 22 Other:	2,009 Federal: Fees:	Fund Balance: County: New: Prior Year:	Other:	
Submitted By: _	Min Chit	Date: 3/27/13	Approved By:	
Reviewed By:	Kelly autre	Date: 3-27.13	Da	ate:
Reviewed By: _	Deput/Assistant Coun	1 Date <u>: 410/13</u>	Board of County Commissioners Da	ate:

COUNTY OF CUMBERLAND BUDGET REVISION REQUEST Fund No. 101 Agency No. 431 Organ. No. 432P				Budget Office Use Budget Revision No. <u>B13-29/</u> Date Received <u>3-27-13</u> Date Completed			
Organizati	on Name	e: Health- Pregnancy	Case Managemen	t	ITEI	M NO2 K	((7)c)
			REVEN	UE		per 10	#2
Revenue Source Code		Description			Current Budget	Increase (Decrease)	Revised Budget
		a.					-
				Total	-	-	-
			EXPENDIT	URES			
Object Code	Appr Unit	Description			Current Budget	Increase (Decrease)	Revised Budget
1210 1810	216 216	Salaries Fica Match			445,953 34,271	5,410 414	451,363 34,685
1820	216	Retirement			31,226	383	31,609
1824	216	401K County			4,478	54	4,532
1830	216	Medical Insurance			67,713	1,594	69,307
1860	216	Workers Comp			5,281	13	5,294
3390	217	Contracted Services			87,700	(7,868)	79,832
						æ	-

New Processing Assistant III position was created to provide clerical support to the Pregnancy Care Management Program.

Total

676,622

676,622

-

Funding Source State: Other:	: Fund B Federal: Coun Fees:	alance: ty: New: Prior Year:	Other:
Submitted By:	Brdaw & Checkman Department Read	Date: 3/27/13	Approved By:
Reviewed By:	Kelly autry	Date. 3.27.3	Date: County Manager
Reviewed By: _	Deputy/Assistant County Mgr	Date: <u>4/10/13</u>	Board of County Commissioners Date:

pg 2of2

COUNTY OF CUMBERLAND **REQUEST FOR NEW POSITIONS/ CHANGE IN POSITION**

Submitted By:Buck Wilson, Health Director			Date:	3/26/2013	
Organization: Health De	epartment				*
Position Requested:	Processing Assista	int III			
	Cur	rent FY	Upc	oming FY	
Salary:	\$	5,410	\$	23,443	
Fringe Benefits:					
FICA	\$	414	\$	1,793	
Retirement	\$	383	\$	1,657	
401K	\$	54	\$	234	
Medical Insurance	\$	1594	\$	7,082	
Unemployment	\$	0	\$	214	
Workers' Comp	\$	13	\$	56	
Other:	\$		\$		
Total:	\$	7,868	\$	34,479	
Other associated cost (list)	-		4		
Object Code	Amount	ţ	Description		
1.					
2.					
3.					
4.					
5.					
6.					
7.					
8.					
Position's Funding Source:					
Source Code	Amount		Description		
1.					
2.					
3.					

Justification for Request: Additional clerical support is needed to meet Pregnancy Case Management Program needs.

COUNTY OF CUMBERLAND BUDGET REVISION REQUEST Fund No. 101 Agency No. 431 Organ. No. 4310 Organization Name: Environmental Health				Budget Office Use Budget Revision No. <u>B13. 295</u> Date Received <u>4.4.13</u> Date Completed ITEM NO. <u>2K(n)d</u>		
		REVI	ENUE			
Revenue Source Code		Description	8	Current Budget	Increase (Decrease)	Revised Budget
4185 6010		NC Environmental Health Fees Plot Plans		29,750 80,000	3,446 10,779	33,196 90,779
		EVDENI	Total	109,750	14,225	123,975
Object APR Code	ls Unit	Description	JTORES	Current Budget	Increase (Decrease)	Revised Budget
2992 3470	169 169 169 169	Office Supplies Departmental Supplies Travel Training		3,000 31,543 65,000 3,000	784 7,941 4,000 1,500	3,784 39,484 69,000 4,500

Budgeting additional State Funds the department will receive and additional fees projected to be earned. The Environmental Health program will use these funds to purchase Water Sample Containers (Chemical and Bacterial), well kits, and mosquito dunks. New FDA Food Codes recently implemented requires additional training for staff. Also, travel expenses for staff will increase due to the mosquito program.

Total

102,543

14,225

116,768

Funding Source State: Other:	3,446	Federal: Fees:	10,779	Fund Balar County:	New: New: Prior Year:	Other:	
Submitted By:			Zwika Iment Hea	0.	Date: 4.2.13	Approved By	:
Reviewed By:	Kel	×	tuy inance		Date:4,4,13	County Manager	Date:
Reviewed By:	Dé	AFMUN eputy/Assistar		/ <u>/</u> Mgr	Date <u>: 4/10/13</u>	Board of County Commissioners	Date:

COUNTY OF CUMBERLAND BUDGET REVISION REQUEST Fund No. 101 Agency No. 431 Organ. No. 4318 Organization Name: Health- Maternal Health			4319	Budget Office Use Budget Revision No. $\underline{B13} \cdot \underline{296}$ Date Received $\underline{4} \cdot \underline{4} \cdot \underline{13}$ Date Completed ITEM NO. $\underline{2K(7)}e$		
	2	REV	ENUE			
Revenue Source Code		Description		Current Budget	Increase (Decrease)	Revised Budget
6045		Escrow Child/Maternal Health		135,000	31,500	166,500
		EVDEN	Total	135,000	31,500	
		EXPEN	DITURES	.	•	
Object Code	APRs Unit	Description		Current Budget	Increase (Decrease)	Revised Budget
299A 2994 2995 3390	195 195 195 195	Computer Hardware Misc Furniture/Equipment Computer Software Contracted Services		- 400 38,700	5,200 15,000 1,300 10,000	5,200 15,000 1,700 48,700
			Total	39,100	31,500	70,600

Budgeting additional Medicaid Fees earned. Funds will be used to purchase 6 Spot Monitors, 4 computers to replace equipment over 5 years old, and to provide Locum Tenens coverage needed in Women's Health.

Funding Source State: Other:	e: Federal: Fees: 31,500	Fund Balance: County: New: Prior Year:	Other:
Submitted By:	Department Head	Date: ۲۰۵۰ اع	Approved By:
Reviewed By:	Kelly autrip	Date: 4.4.1.3	Date: County Manager
Reviewed By:	Deputy/Assistant County I	M Date <u>: 4/10/17</u>	Board of County Commissioners Date:

COUNTY OF CUMBERLAND BUDGET REVISION REQUEST				Budget Office UseBudget Revision No.B13-298Date Received4.8.13Date Completed		
Fund No. 101 Agency No. 431 Organ. No. 4306			ITEM NO. 2K(1)F			
Organiza	tion Name:	CC Jail Health Program				
		REVE	NUE			
Revenue Source Code		Description		Current Budget	Increase (Decrease)	Revised Budget
9901		Fund Balance Appropriated			215,000	
		EXPENDI	Total		215,000	
Object Code	APRs Unit	Description	TURES	Current Budget	Increase (Decrease)	Revised Budget
2381 3207	161 161	Drugs Safekeeping -Medical CFVH-Medical		92,376 0 0	15,000 80,000 60,000	107,376 80,000 60,000

Additional funds are necessary to meet the standard of care for the remaining months of the fiscal year. Funds will be used to purchase medications, provide adequate nursing staff 24/7 and to pay for hospitialization of inmates at Cape Fear Valley Hospital Systems or the Prision Hospital (Safekeeping).

Total

377,576

215,000

592,576

Funding Source State: Other:	e: Federal: Fees:	Fund Balance: County: New: Prior Year:	215,000	Other:
Submitted By:	Department Head	Dat <u>e: ५.८.। २</u>	Appro	oved By:
Reviewed By:	Kelly autrep	Date: 4.8.13	County M	Date: anager
Reviewed By:	Deputy/Assistant County I	Date <u>: 4/0/13</u>	Board of Commiss	County

COUNTY OF CUMBERLAND BUDGET REVISION REQUEST			Budget Office UseBudget Revision No.B13-2.99Date Received4/5/2013Date Completed		
Fund No.	101	Agency No. <u>440</u> Organ. No. <u>4408</u>			$\langle \cdot \rangle$
Organizat	ion Name:	Library Grants	ITEM NO). <u>2K(</u>	(8)
		REVENUE			
Revenue Source Code	л.	Description	Current Budget	Increase (Decrease)	Revised Budget
3410		Broadband Technology Opportunity Program		200,000	200,000
					142
			0	200,000	200,000
		EXPENDITURES			-
Object Code	Appr Unit	Description	Current Budget	Increase (Decrease)	Revised Budget
3428	297	Broadband Technology Opportunity Program Grant		200,000	200,000
					-
		~			
		Total	0	200,000	200,000

The Library has received a memorandum of understanding from Fayetteville State University. This MOU is in the amount of \$200,000. The Library plans to use this money to purchase workstations, chairs, computers, wireless antennae, and software licenses for our busiest locations.

Funding Source: State: Other:	Federal: Fees:	Fund Balance: County: New: Prior Year:	Other:
Submitted By:	Joh Rosche Department Hea		Approved By:
Reviewed By:	Kelly autry	<u>Date: 4-8-13</u>	Date: County Manager
Reviewed By:	Deputy/Assistant County	Mgr <u>Date: 4/10/13</u>	Board of County Commissioners Date:

Fund No Organizatio Revenue Source Code	BUI 101	DUNTY OF CUMBERLAND DGET REVISION REQUEST Agency No442Organ. :: JP Riddle Stadium Description			eived 4/5	3-301 0/2013 (9) Revised Budget
		Department of Transportation	-1	0	11,000	
40.		EX	PENDITURES			
Object Code	Appr Unit	Description		Current Budget	Increase (Decrease)	Revised Budget
3610	321	Capital Outlay	¢	25,000	11,000	36,000
			Total	25,000	11,000	36,000
	he amou of Trans	Int of \$11,000 to budget for new sign portation is to reimburse the costs. Fund B Federal: Fees:	alance:	m do to the w	idening of Legion F	?d.
Submitted I Reviewed B Reviewed B	ту: <u></u> ф	Department Head Finance AMUA Deputy/Assistant County Mgr	Date: <u>4-9,13</u> Date: <u>4/10/13</u> Date: <u>4/10/13</u>	Во	unty Manager ard of County	ate:

Walter Clark, Chair Cumberland County

Patricia Hall, Vice-Chair Town of Hope Mills

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



CUMBERLAND COUNTY *

Planning & Inspections Department

APRIL 5, 2013

Thomas J. Lloyd, Director

Cecil P. Combs, Deputy Director

Lori Epler, Sara E. Piland, Vikki Andrews, 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 P13-04: Rezoning of 10.36+/- acres from A1 Agricultural to R7.5 Residential or to a more restrictive zoning district, located at 820 and 840 Sand Hill Road; submitted by Sara C. Donaldson, Waymon W. and Margaret C. Wood Trustees (owners) and Mark Candler.
- ACTION: Members present at the February 19, 2013 meeting recommended the adoption and approval of the consistency and reasonableness statements and to approve R7.5 Residential district.

SITE PROFILE: Frontage & Location: 383.38'+/- on SR 2238 (Sand Hill Road); Depth: 1,427.06'+/-; Jurisdiction: Cumberland County; Adjacent Property: No; Current Use: Vacant woodlands; Initial Zoning: A1 – June 25, 1980 (Area 13); Nonconformities: None; Zoning Violation(s): None; Surrounding Zoning: North: M(P) & A1; South: C(P)/CU (all uses), O&I(P)/CU (all uses), R10/CU (all uses), R6/CU (all uses) & A1; East: R10; West: A1; Surrounding Land Use: Residential, distribution center, farmland & woodlands; 2030 Land Use Plan: Urban; Special Flood Hazard Area (SFHA): None; Water/Sewer Availability: PWC/PWC; Soil Limitations: Yes, hydric - JT Johnston loam; School Capacity/Enrolled: Gallberry Farms Elementary: 900/828; Gray's Creek Middle: 1,000/999; Gray's Creek High: 1,270/1,227; Subdivision/Site Plan: If approved, any new development may require review and approval; Sewer Service Area: Yes; Average Daily Traffic Count (2010): 6,800 on SR 2238 (Sand Hill Road); Highway Plan: Sand Hill Road is identified in the Highway Plan as a Major Thoroughfare. The plan calls for widening to a multi-lane facility (4 lane divide); Notes: Density minus (15% for R/W): A1 - 4 lots/units, R40 - 10 lots/units, R30 - 13 lots/units, R20 - 19 lots/units, R15 - 26 lots/units, R7.5 - 51 lots/units; Minimum Yard Setback Regulations: A1: Front yard: 50', Side yard: 20', Rear yard: 50'; R40, R30 & R20: Front yard: 30', Side yard: 15', Rear yard: 35'; R15 & R7.5: Front yard: 30', Side yard: 10', Rear yard: 35'.

MINUTES OF FEBRUARY 19, 2013

Mr. Lloyd presented the site information and stated the Planning and Inspections Staff recommends approval of the R7.5 Residential district based on the following:

- 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 "low density residential" development as listed in the Land Use Policies Plan;
- 2. The location and character of the district is reasonable and will be in harmony with the surrounding area; and

3. Public utilities are available to the subject property.

There are no other districts considered suitable for this request.

There were people present to speak in favor and in opposition.

Mr. Chris Pusey spoke in favor. Mr. Pusey, with 4D Site Solutions, stated that if the request was approved his company would be the consultants for the job. Mr. Pusey said that he was present to answer any questions the board might have. Mr. Pusey stated that there are wetlands in the back that will have to be dealt with, very conducive to the storm water ordinance that they will have to work with because of the fall of the land, and it looks like they will be able to get about eighteen to twenty lots into the development.

Mr. John R. Faatz, Sr. spoke in opposition. Mr. Faatz stated that he was opposed to the rezoning request. His property backs up to the wetlands just south of the subject property. Mr. Faatz stated that he bought his property because of the rural area and it is disturbing to see how much of the woods are coming down, but understands there must be progress and it will be in addition to the current rezoning request. Mr. Faatz stated that this progress is encroaching on the habitat of the wetlands and wonders how much we will encroach until we stop.

Mr. John R. Faatz II spoke in opposition. Mr. Faatz stated that he was speaking for himself and his brother. Mr. Faatz stated that he asked his parents if he could share a brief statement and ask that the board deny the request. Ever since the land beside Grays Creek High School was cleared it has been hard for his parents to explain why the neighborhood has been changing. He and his brother spend a lot of time exploring the wetlands and enjoy the wildlife that lives there. Mr. Faatz read a quote from a Dr. Suess book "The Lorax" and asked that the request be denied.

Mr. Pusey stated that he thought that a good portion of two lots would be left as farmland.

Ms. Hall stated that it looked like there was a buffer that would remain there.

Public hearing closed.

Mrs. Epler asked Mr. Pusey if there had been any preliminary layouts done on the lots and how much of the rear property would not be included in the development.

Mr. Pusey stated that he didn't have the exact dimensions, but they would have to stay outside of the wetlands and have allowed about two hundred feet for storm water ponds, before starting lots.

Mr. Lloyd reminded the board that unless there was something definite they couldn't rely on those statements.

Mrs. Piland complimented Mr. Faatz II for coming forward and speaking.

Mrs. Epler made a motion, to recommend the adoption and approval of the consistency and reasonableness statements and to approve R7.5 Residential district, seconded by Mr. Morris. The motion passed with a unanimous vote.

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.



PIN: 0422-89-7019

AM

Walter Clark, Chair Cumberland County

Patricia Hall, Vice-Chair Town of Hope Mills

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



CUMBERLAND COUNTY *

Planning & Inspections Department

APRIL 5, 2013

MEMO TO: Cumberland County Board of Commissioners

FROM: Cumberland County Joint Planning Board

- SUBJECT: Case P13-07: Rezoning of 1.11+/- acres from C3 Heavy Commercial and R6 Residential to C(P) Planned Commercial or to a more restrictive zoning district; located at 104 through 130 New Street and on the east side of NC HWY 87 (North Bragg Boulevard), southwest of New Street; submitted by William S. Wellons Jr. on behalf of WCDC, Inc. and Florence C. Wellons Trust (owners) and 4D Site Solutions, Inc. (County & Spring Lake)
- ACTION: Members present at the March 19, 2013 meeting Recommended adoption and approval of the consistency and reasonableness statements and to approve C(P) Planned Commercial district.

SITE PROFILE: Frontage: 161.04'+/- on NC NWY 87 (North Bragg Boulevard) & 213.50'+/- on New Street: Depth: 302.95'+/- ; Jurisdiction: Cumberland County & Spring Lake; Adjacent Property: No; Current Use: 1 residential structure & 4 manufactured dwellings; Initial Zoning: C3 & R6 - January 7, 1977 (Area 11); initially zoned C3 & R6 on October 8, 1984; Nonconformities: Existing residential structures do not appear to meet front, side or rear yard setbacks. Residential use would become nonconforming and setback nonconformity would increase if approved; Zoning Violation(s): None; Surrounding Zoning: North: R6/CU (2 manufactured homes) (County), M1, C3, C(P), C1, R10, R6 & R5A; South: C3, C(P), PND, R6, R6A (County), R5 & R5A; East: R6 (County); West: C(P); Surrounding Land Use: Residential (including manufactured homes), office, dressmaking, motor vehicle repair (2), religious worship, motor vehicle parts sales (2), vacant commercial building, strip mall, restaurants (2), car wash, shopping center & woodlands; 2030 Land Use Plan: Urban; Spring Lake Area Detailed Land Use Plan: Planned commercial; Special Flood Hazard Area (SFHA): None; Water/Sewer Availability: Spring Lake/Spring Lake; Soil Limitations: None; School Capacity/Enrolled: Manchester Elementary: 340/371; Spring Lake Middle: 700/496; Pine Forest High: 1,750/1,626; Subdivision/Site Plan: If approved, review and approval may be required; RLUAC: No objections; Average Daily Traffic Count (2010): 39,000 on NC HWY 87 (North Bragg Boulevard); Highway Plan: This portion of Bragg Blvd is identified as an existing expressway that needs improvements. It is part of the NC Strategic Highway Corridors network. The corridor is not included in the Transportation Improvement Program; Notes: Density: R6 - 5 lots/units; Minimum Yard Setback Regulations: R6: Front yard: 25', Side yard: 10', Rear yard: 30'; C3: Front yard: 45', Side yard: 15', Rear yard: 10'; C(P): Front yard: 50', Side yard: 30', Rear yard: 30'; New Street is a 30' public right-of-way maintained by the Town of Spring Lake.

MINUTES OF MARCH 19, 2013

Thomas J. Lloyd, Director

Cecil P. Combs, Deputy Director

Lori Epler, Sara E. Piland, Vikki Andrews, Cumberland County

Benny Pearce, Town of Eastover

Donovan McLaurin, Wade, Falcon & Godwin

ITEM NO.

The County Planning Staff recommends approval of the request for C(P) Planned Commercial based on the following:

- The request is consistent with the Spring Lake Area Detailed Land Use Plan, which calls for "planned commercial" at this location and the request is consistent with the location criteria for "heavy commercial" as listed in the Land Use Policies Plan of the 2030 Growth Vision Plan;
- This portion of Bragg Boulevard is designated as an expressway within the NC Strategic Highway Corridor network, with limited access in the future. The C(P) district is desirable in regulating lateral access as well as ensuring other public safety measures are implemented; and
- The request is reasonable as public water and sewer are available to the subject properties; and

There are no other districts considered suitable for this request.

Mrs. Piland made a motion, to recommend the adoption and approval of the consistency and reasonableness statements and to approve C(P) Planned Commercial district, seconded by Ms. Hall. The motion passed with a unanimous vote.

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.



PIN: 0502-50-8433

PIN: 0502-50-9406

AM

Walter Clark, Chair Cumberland County

Patricia Hall, Vice-Chair Town of Hope Mills

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



COUNTY*

Planning & Inspections Department

APRIL 5, 2013

Thomas J. Lloyd, Director

Cecil P. Combs, Deputy Director

Lori Epler, Sara E. Piland, Vikki Andrews, Cumberland County

Benny Pearce, Town of Eastover

Donovan McLaurin, Wade, Falcon & Godwin

30

ITEM NO.

MEMO TO: Cumberland County Board of Commissioners

FROM: Cumberland County Joint Planning Board

- SUBJECT: Case P13-02: Rezoning of 4.21+/- acres from HS(P) Planned Highway Services and A1 Agricultural to C(P) Planned Commercial or to a more restrictive zoning district, located at 4838 J T Matthews Road, submitted by Roger and Jeanette F. Cornett on behalf of Cornett Properties, LLC (owner).
- ACTION: Members present at the March 19, 2013 meeting Recommended the adoption and approval of the consistency and reasonableness statements and to approve C(P) Planned Commercial /CZ Conditional Zoning district for motor vehicle repair with an interstate sign.

SITE PROFILE: Frontage & Location: 573.51'+/- on SR 1814 (J T Matthews Road); Depth: 370.00'+/-; Jurisdiction: Cumberland County; Adjacent Property: No; Current Use: Vacant land (under construction); Initial Zoning: A1 - November 25, 1980 (Area 14); Nonconformities; None; Zoning Violation(s): None; Surrounding Zoning: North: M2 & A1; South & West: HS(P) & A1; East: A1; Surrounding Land Use: Residential, farmland & woodlands; 2030 Land Use Plan: Community Growth Area: Wade Land Use Plan: One acre residential lots & heavy commercial; Special Flood Hazard Area (SFHA): None; Water/Sewer Availability: ESD/Septic; Soil Limitations: Yes, hydric - WO Woodington loamy sand & ST Stallings loamy sand; School Capacity/Enrolled: District 7 Elementary: 300/278; Mac Williams Middle: 1,270/1,229; Cape Fear High: 1,425/1,575; Subdivision/Site Plan: If approved, "Ordinance Related Conditions" apply; also see case no. 13-002; Municipal Influence Area: Town of Wade; Average Daily Traffic Count (2010): 1,400 on SR 1815 (Wade Stedman Road); Highway Plan: I-95 is identified in the Highway Plan as a Freeway. The plan calls for widening to a multi-lane facility (8 lane divided). This portion of the corridor is included in the MTIP. Note: The developer should be (Exit 61) calls for redesign which may made aware that the I-95/Wade-Stedman Interchange impact the subject property. Notes: Density: A1 - 2 lots/units; Minimum Yard Setback Regulations: A1: Front yard: 50', Side yard: 20', Rear yard: 50'; C2(P) & C(P): Front yard: 50', Side yard: 30', Rear yard: 30'; The site plan has already been approved (see case 13-002) and the structure is under construction. The application for Conditional Zoning is for the height/size of the interstate sign (100' feet tall with a face of 144 square feet).

MINUTES OF MARCH 19, 2013

On February 12, 2013 the property owner/applicant amended the original application and is now requesting your consideration of a favorable recommendation for a C(P) Planned Commercial/CZ Conditional Zoning district (C(P)/CZ) for motor vehicle repair and interstate sign. The Planning & Inspections Staff recommends approval of the requested rezoning to C(P) Planned Commercial

/CZ Conditional Zoning district for motor vehicle repair with an interstate sign based on the following:

- The district requested is consistent with the 2030 Growth Vision Plan, which calls for "community growth area" at this location, as well as meeting most of the location criteria for "heavy commercial" development as listed in the Land Use Policies Plan;
- Connection to public sewer is the location criteria not met; however, the requested district is for sign size and height as the primary use of motor vehicle repair is permitted in the A1 Agricultural district and the structure has been properly permitted, currently under construction;
- Although the request is not entirely consistent with the Wade Land Use Plan, which calls for "one acre residential lots" and "heavy commercial" development at this location, approval of the request is reasonable due to the subject properties' close proximity to the I-95 Wade-Stedman Interchange; and
- 4. The location and character of the use, if developed according to the plan as submitted and the recommended Ordinance Related Conditions, are reasonable as they will be in harmony with the area in which they are to be located.

There are no other zoning districts suitable as related to this request. The applicant has verbally agreed to all Ordinance Related Conditions.

Mrs. Piland made a motion to recommend the adoption and approval of the consistency and reasonableness statements and to approve C(P) Planned Commercial /CZ Conditional Zoning district for motor vehicle repair with an interstate sign, seconded by Ms. Hall. The motion passed with a unanimous vote.

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.


PIN: 0581-63-1861



P13-02 SITEPLAN



Conditional Zoning District

DRAFT Ordinance Related Conditions

Note: All conditions of approval for the proposed site plan dated January 3, 2013 apply – see site plan Case No. 13-002. Proposed use is permitted in current zoning district, conditional zoning requested to allow an interstate sign.

Permit-Related:

- 1. This conditional approval is not approval of the building permit for the freestanding sign. Attached signage for this development must be in accordance with the applicable sign regulations as set forth in Article XIII of the County Zoning Ordinance and that the proper permit(s) must be obtained prior to the installation of any permanent signs on the property.
- 2. The developer is encouraged to re-consider the proposed sign location so that it is outside any proposed right-of-way for the "JT Matthews Road realignment to eliminate two-way on ramp traffic" see sketch map in zoning case file. If the road improvement project is funded and approved, and because the current proposed sign location is inside the expected area for the road project, the sign most likely will be required to be relocated. Any change in the sign location will warrant a staff review and require approval of the new location prior to installation of the sign.
- 3. All conditions of approval from Case No. 13-002 apply to this development.

Thank you for doing business in Cumberland County!

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

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

Subdivision/Site Plan/Plat	Ed Byrne	678-7609
Code Enforcement (Permits):	Ken Sykes	321-6654
Town of Wade:	Cindy Burchett (Town Clerk)	485-3502

cc: Cindy Burchett, Town of Wade (MIA)

Walter Clark, Chair Cumberland County

Patricia Hall, Vice-Chair Town of Hope Mills

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



Planning & Inspections Department

Thomas J. Lloyd, Director

Cecil P. Combs, Deputy Director

Lori Epler, Sara E. Piland, Vikki Andrews, Cumberland County

Benny Pearce, Town of Eastover

Donovan McLaurin, Wade, Falcon & Godwin

STAFF REVIEW: 1-3-13	PLANNING BOARD DECISION: N/A			
CASE NO: 13-002 NAME OF DEVELOPMENT:	THERMCO KING OF FAYETTEVILLE			
MIA: WADE	A1 SITE PLAN REVIEW			
LOCATION: 4838 J.T. MATHEWS (SR 1814)	ZONING: A1 & HS(P) – Pending rezoning to C(P)			
	PIN: 0581-63-1861-			
OWNERS / DEVELOPER: VANCE CONSTRUCTION	ENGINEER OR DESIGNER: HERRING & SUTTON & ASSOC.			
PLANNING & INSPECTIONS DEPARTMENT ACTION:	PLANNING BOARD DECISION:			
PLANNING & INSPECTIONS DEPARTMENT ACTION:	PLANNING BOARD DECISION:			
PRELIMINARY	PRELIMINARY			

The development plat/plan you submitted to this office is conditionally approved. Your approval is subject to the following conditions:

Pre- Permit Related:

1. Prior to any permits for the proposed 100' sign, the proposed rezoning of this property to the C(P) zoning district must be approved. (See Case: P13-02) (Note: If the property is not approved to the C(P) zoning district then the site plan must be revised to reflect the proposed sign meeting the A1 zoning district's sign regulations.)

Permit-Related:

- 2. The owner/developer(s) of these lots must obtain detailed instructions on provisions of the County Zoning Ordinance and permits required to place any structure within this development from the County Code Enforcement Section, Room 101 in the Historic Courthouse at 130 Gillespie Street. For additional information, the developer should contact a Code Enforcement Officer.
- 3. The County Health Department must approve sewer plans prior to application for any permits. Site and soil evaluations must be conducted on the property by the County Environmental Health Department prior to application for permits. <u>A copy of the Health Department approval must be provided to Code Enforcement at the time of application for any building/zoning permits</u>. (Note: All Health Department requirements must be met prior to issuance of final permits.) (Section 2306 A, Water and Sewer, County Subdivision and Development Ordinance)

Page 1 of 4

- Connection to public water is required, the Eastover Sanitary District must approve water plans prior to application for any permits. <u>A copy of the Eastover Sanitary District's approval must be provided to Code Enforcement at the time of application for building/zoning permits.</u> (Section 2306 A.1, Public Water and Sewer Systems, County Subdivision and Development Ordinance)
- 5. The developer must provide a site-specific address and tax parcel number at the time of building/zoning permit application.
- 6. New development where the developer will disturb or intends to disturb more than one acre of land is subject to the Post-Construction Stormwater Management Permitting Program (Phase II Stormwater Management Requirements) administered by the Division of Water Quality, North Carolina Department of Environment and Natural Resources. If one acre or more of land is to be disturbed, prior to the issuance of any building/zoning permits for this site, a copy of the State's *Post-Construction Permit* must be provided to County Code Enforcement.
- 7. For any new development where the developer disturbs or intends to disturb more than one acre of land, the developer must provide the Code Enforcement Section with an approved NC Department of Environment and Natural Resources (NCDENR) sedimentation and erosion control plan (S&E) prior to any application for permits. (Note: If any retention/detention basins are required for state approval of this plan, then three copies of a revised plan must be submitted and approved by Planning & Inspections prior to application for any building/zoning permits.) A copy of the NCDENR approval must be provided to Code Enforcement at the time of application for any building/zoning permits.
- 8. Landscaping must be provided in accordance with Section 1102 N, Landscaping, County Zoning Ordinance and/as shown on the site plan. The following are the minimum standards for the required landscaping of this site:
 - Twelve large shade trees or 23 small ornamental trees within the front yard setback area along SR 1814 (J T Matthews Road);
 - b. Three ornamental trees and 27 shrubs are required in the building yard area;
 - c. One large shade trees or two small ornamental trees are required within the parking area.

In addition:

- a. Required plant materials shall be maintained by the property owner, including replacing dead or unhealthy trees and shrubs; and
- b. All yard and planting areas shall be maintained in a neat, orderly, and presentable manner and kept free of weeds and debris.
- 9. The building final inspection cannot be accomplished until a Code Enforcement Officer inspects the site and certifies that the site is developed in accordance with the approved plans.

Site-Related:

- 10. All uses, dimensions, setbacks and other related provisions of the County Subdivision and Development Ordinance and Zoning Ordinances for the A1 & HS(P) zoning districts must be complied with, as applicable. (Note: If the property is zoned C(P) then the C(P) zoning district provisions must be followed.)
- 11. Storage of junked vehicles on this site is not permitted; the temporary storage of motor vehicles awaiting repairs must be temporarily stored in such an area that the vehicles are screened from view and cannot be seen from a public street or the adjacent residential property.
- 12. This conditional approval is not approval of any freestanding signs. If a freestanding sign is desired, re-submittal of the site plan is required prior to application for any freestanding sign permits. Attached signage for this development must be in accordance with the applicable sign regulations as set forth in Article XIII of the County Zoning Ordinance and that the proper permit(s) must be obtained prior to the installation of any permanent signs on the property. (Note: This conditional approval is not approval of the size, shape, or location of any signs.) (Note: If this property does not get rezoned to the C(P) zoning district then the developer must submit five copies of a revised site plan to change the 100 foot sign to meet the A1 zoning district's sign requirements.)
- 13. "J T Matthews Road" must be labeled as "SR 1814 (J T Matthews Road)" on all future plans.

Page 2 of 4

- 14. For any new development, an adequate drainage system must be installed by the developer in accordance with the NC Department of Environment and Natural Resources' (NCDENR) *Manual on Best Management Practices* and all drainage ways must be kept clean and free of debris. (Section 2306 D, County Subdivision and Development Ordinance)
- 15. For new development, all utilities, except for 25kv or greater electrical lines, must be located underground. (Section 2306 C, County Subdivision and Development Ordinance)
- 16. In the event a stormwater utility structure is required by the NC Department of Environment and Natural Resources (NCDENR), the owner/developer must secure the structure with a four foot high fence with a lockable gate, and is required to maintain the detention/retention basin, keeping it clear of debris and taking measures for the prevention of insect and rodent infestation.
- 17. The developer must obtain a driveway permit from the NC Department of Transportation (NCDOT). <u>A copy of the approved</u> driveway permit must be provided to Code Enforcement at the time of application for building/zoning permits.
- 18. Turn lanes may be required by the NC Department of Transportation (NCDOT).
- 19. All lighting is required to be directed internally within this development and comply with the provisions of Section 1102 M, Outdoor Lighting, County Zoning Ordinance.
- 20. A solid buffer must be provided and maintained around any temporary storage of motor vehicles awaiting repairs in such an area that the vehicles are screened from view and cannot be seen from a public street or any adjacent residential properties in accordance with the provisions of Section 1102 G, Buffer Requirements, County Zoning Ordinance. (Note: Chain link fencing cannot be used to satisfy the buffer requirement.)
- 21. All dumpster, garbage, and utility areas shall be located on concrete pads and screened on a minimum of three sides.
- 22. All required off-street parking spaces shall be a minimum of 9' x 20' and shall be surfaced, with a permanent material such as asphalt or concrete, and striped prior to application for the building final inspection. A minimum of 11 spaces off-street parking spaces are required for this development.
- 23. Noise levels shall not exceed 60 dB(A) between the hours of 10:00 pm and 7:00 am. In any event, the noise level, regardless of the time of day, shall not become a nuisance to neighboring properties and strict compliance with the County's Noise Ordinance is required.

Advisories:

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

Thank you for doing business in Cumberland County!

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

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

Subdivision/Site Plan/Plat	Ed Byrne	678-7609
Code Enforcement (Permits):	Ken Sykes	321-6654
County Health Department:	Daniel Ortiz	433-3680
Eastover Sanitary District:	Connie Spell	229-3716
Town of Wade:	Cindy Burchett (Town Clerk)	485-3502
Corp of Engineers (wetlands):	Crystal C. Amschler	(910) 251-4170
NCDENR (E&S):	Sally Castle	433-3300
Location Services:		
Site-Specific Address:	Ron Gonzales	678-7616

Page 3 of 4

Diane Shelton

Street Naming/Signs: Tax Parcel Numbers: NCDOT (driveways/curb-cuts): N.C. Division of Water Quality:

Gary Burton Mike Randall 678-7665 678-7549 486-1496 (919) 733-5083 ext. 545

OFFICIAL PRELIMINARY STAMP CUMBERLAND COUNTY CASE NO: 13-002

THIS PLAN APPROVED BY THE CUMBERLAND COUNTY PLANNING & INSPECTION DEPARTMENT ON: 1-03-13

COMMENTS: SUBJECT TO CONDITIONS

I CERTIFY THAT THIS PLAN HAS BEEN APPROVED BY THE CUMBERLAND COUNTY PLANNING & INSPECTIONS DEPARTMENT AS DRAWN HEREON AND MAY BE USED FOR ANY OFFICIAL PURPOSE AS PERMITTED BY LAW. THIS APPROVAL IS VALID UNTIL: 1-03-15

Patucia 5. Spucher GB

SUPERVISOR, LAND USE CODES

TO THE CUMBERLAND COUNTY JOINT PLANNING BOARD AND THE BOARD OF COUNTY COMMISSIONERS OF CUMBERLAND COUNTY, NC:

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

1.	Applicant/Agent Rogers Jeanette Corvert
2.	Address: 6463 Flowers RD. Wilson Zip Code 27893
3.	Telephone: (Home) 252-291-5045 (Work) 919-818-8888
4.	Location of Property: 4838 J.T. MATTREWS RD. Godwin, MC
	28334
5.	Parcel Identification Number (PIN #) of subject property: 0581-63-1861 (also known as Tax ID Number or Property Tax ID)
5.	Acreage: 4,210 Frontage: 581,80 Depth: 665,56
7.	Water Provider: EAST OVER
8.	Septage Provider: Septic tank
).	Deed Book <u>57</u> , Page(s) <u>35</u> , Cumberland County Registry. (Attach copy of deed of subject property as it appears in Registry).
0.	Existing use of property: New Commencial Building
1.	Proposed use(s) of the property: Therma King Transportation
	Refrigeration Sales & Service Facility
	NOTE: Be specific and list all intended uses.
2.	It is requested that the foregoing property be rezoned FROM: $A - 1 \notin HS(P)$
	TO: (Select one)
	Conditional Zoning District, with an underlying zoning district of <u>C(P)</u> (Article IV) Mixed Use District/Conditional Zoning District (Article VI)
	Planned Neighborhood District/Conditional Zoning District (Article VII)
	Density Development/Conditional Zoning District, at theDensity (Article VIII)

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

Revised: 04-24-2012

Page 2 of 6

APPLICATION FOR CONDITIONAL ZONING

1. PROPOSED USE(S):

A. List the use(s) proposed for the Conditional Zoning. (Use of the underlying district will be restricted only to the use(s) specified in this application.)

1. High Rise Bole Sign 100FT Height, 12x12 Lighted Sign 2. Name of Company on Front of Building, Thermo King of Fayetteville, TCS Logo, TK Logo 3. GFT FENCE to be installed around Property Boundry

B. Density: List the amount of acreage that will be residential, <u>commercial</u>, and/or open space, and the number of lots and/or dwelling units proposed, and the square footage of the non-residential units. 4.2/

2. DIMENSIONAL REQUIREMENTS:

A. Reference either the dimensional requirements of the district, Sec. 1104 or list the proposed setbacks.

See Site Plan

B. Off-street parking and loading, Sec.1202: List the number of spaces, type of surfacing material and any other pertinent information.

See Site PLAN

SIGN REQUIREMENTS:

Reference the district sign regulations proposed from Article XIII.

See Site PLAN MOD ATTACKED Drawing

3.

4. LANDSCAPE AND BUFFER REQUIREMENTS:

A. For all new non-residential and mixed use development abutting a public street, indicate the number and type of large or small ornamental trees used in the streetscape, yard space, and/or parking areas, plus the number and type of shrubs. (Sec. 1102N). NOTE: All required landscaping must be included on the site plan.

B. Indicate the type of buffering and approximate location, width and setback from the property lines.

See Site PLAN

5. MISCELLANEOUS:

List any information not set forth above, such as the days and hours of the operation, number of employees, exterior lighting, noise, odor and smoke, emission controls, etc.

1. HAS OF OPERATION 8-5 M-F TECHNicians on Call for Atton Hour Emergency Calls 2. 10-15 Employees 3. Building Lightning and area lighting 4. Decible Level at hizest maybe To decibers. 5. NO ODOR, NO Smoke, NO Emission Levels, controlled By the equipment as Par EPA. Guidelines

SITE PLAN REQUIREMENTS: 6.

The application must include a site plan drawn to the specifications of Sec. 1402. If the proposed uses involve development subject to the County Subdivision Ordinance, the site plan required may be general in nature, showing a generalized street pattern, if applicable, and the location of proposed uses. If the proposed uses include development not subject to the Subdivision Ordinance, the site plan shall be of sufficient detail to allow the Planning and Inspections Staff and the Planning Board to analyze the proposed uses and arrangement of uses on the site. It shall also include the footprints of all buildings (proposed and existing), the proposed number of stories, location and number of off-street parking and loading spaces, proposed points of access to existing streets and internal circulation patterns. In addition, the location of all proposed buffers and fences and landscaping shall be included on the site plan.

Revised: 04-24-2012

7. STATEMENT OF ACKNOWLEDGMENT:

It is understood by the undersigned that the official zoning map, as originally adopted and subsequently amended, is presumed to be appropriate to the property involved and that the burden of proof for a zoning amendment (rezoning) rest with the petitioner.

It is the responsibility of the petitioner (personally or by agent) to submit to the Planning and Inspections Department a valid request, not incompatible with existing neighborhood zoning patterns.

In order for the Planning Board to offer a favorable recommendation, and for the Board of Commissioners to approve, any Conditional Zoning District, they must find from the evidence presented at their respective hearing that:

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

I further understand I must voluntarily agree to all ordinance related prior to the first hearing on the case. The undersigned hereby acknowledge that the Planning and Inspections Staff has conferred with the petitioner or assigns, and the application as submitted is accurate and correct.

NAME OF ONWER(S) (PRINT OR TYPE)

6463 Flowers Ro Wilson, MC. 27893

ADDRESS OF OWNER(S)

KCORNETT @ TCS TK. Com JFCORNETT@TCSTK.com

919-818-8888 HOME TELEPHON

GNATURE OF OWNER(S)

252-205-0240

WORK TELEPHONE

eanity + Con SIGNATURE OF OWNER(S)

Revised: 04-24-2012

Page 5 of 6

Walter Clark, Chair Cumberland County

Patricia Hall, Vice-Chair Town of Hope Mills

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



COUNTY NORTH CAROLINA

Planning & Inspections Department

APRIL 5, 2013

Thomas J. Lloyd, Director

Cecil P. Combs, Deputy Director

Lori Epler, Sara E. Piland, Vikki Andrews, 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 P13-05: Rezoning of 2.51+/- acres from A1 Agricultural to R40 Residential or to a more restrictive zoning district, located at 1348 Bainbridge Road, submitted by Walter Scott and Sylvia Deloris Manning (owners) and Robert M. Bennett.
- ACTION: Members present at the March 19, 2013 meeting recommended denial of adoption and approval of the consistency and reasonableness statements and to deny R40A Residential district.

SITE PROFILE: Frontage & Location: 140.16'+/- on SR 1851 (Bainbridge Road) & 407.91'+/on SR 1853 (John Nunnery Road); Depth: 316.74'+/-; Jurisdiction: Cumberland County; Adjacent Property: No; Current Use: 1 accessory structure; Initial Zoning: A1 – September 3, 1996 (Area 20); Nonconformities: Yes, subject property has an accessory structure with no principal use; Zoning Violation(s): None; Surrounding Zoning: North: RR & A1; South: R30 East: R40 & A1; West: A1; Surrounding Land Use: Residential (including & A1; manufactured homes), farmland & woodlands; 2030 Growth Strategy Map: Rural; Special Flood Hazard Area (SFHA): None: Water/Sewer Availability: Well/Septic; Soil Limitations: Yes, hydric - TR Torhunta and Lynn Haven soils; School Capacity/Enrolled: Stedman Primary (K-1): 200/162; Stedman Elementary (2-5): 300/288; Mac Williams Middle: 1,270/1,231; Cape Fear High: 1,425/1,589; Subdivision/Site Plan: If approved, review and approval may be required; Average Daily Traffic Count (2010): 980 on SR 1851 (Bainbridge Road) & 670 on SR 1853 (John Nunnery 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: A1 – 1 lot/unit, A1A – 3 lots/units, R40 – 3 lots/units; Minimum Yard Setback Regulations: A1& A1A: Front yard: 50', Side yard: 20', Rear yard: 50', R40: Front yard: 30', Side yard: 15', Rear yard: 35'.

MINUTES OF MARCH 19, 2013

Mr. Lloyd presented the site information and stated the Planning and Inspections Staff recommends approval of the R40 Residential district based on the following:

- 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 "rural density residential" development as listed in the Land Use Policies Plan; and
- The location and character of the district is reasonable and will be in harmony with the surrounding area.

The A1A Agricultural district could also be considered suitable for this request.

There were people present to speak in favor and in opposition of the request.

Robert Bennett spoke in favor. Mr. Bennett stated that he was representing Mr. Manning, the applicant, and the family has recognized that the request is compatible with surrounding area as there is R40 across the street from the subject property. Mr. Manning would like to place his home on the subject property and have other lots for family and friends. Mr. Bennett noted that R40 does not allow for mobile homes, there will be stick built homes only.

Scott Manning spoke in favor. Mr. Manning stated that he purchased the subject property as an investment. His intent is to reside on one acre and sell the other two lots.

Mr. Lloyd stated that if the applicant subdivided and did a zero lot line they could get three lots, if they don't do a zero lot line they will only get two lots. A zero lot line is considered a group development in the ordinance.

Mr. Lehman Hall spoke in opposition. Mr. Hall stated he felt that the lot was too small for two or three houses without water or sewer available.

Mr. James White spoke in opposition. Mr. White stated that there was a state easement that drained the water around the subject property, and that easement is being pushed in with a bulldozer, so there is no drainage for either side of the road. Mr. White said that drainage was an issue and there have been septic problems in the area and doesn't feel that three homes should not be placed on the subject property.

Mr. Scott Manning spoke in rebuttal. Mr. Manning stated that the subject property was up for sale, no one wanted to purchase it, so he did. He wants to live on the property and would like to use the other two lots as an investment.

Public hearing closed.

Mrs. Piland stated that she was familiar with the area and doesn't consider zero lot line rule and would be concerned with having zero lot lines in an area like that with A1 and R40 all around.

Mr. Lloyd stated that if the rezoning was approved the applicant would be able to do a zero lot line.

Mr. Morris asked about the size of the lots around the subject property.

Mr. Lloyd stated .68 acres and .91 acres and indicated the lots, 1.04 acres and .6 where the double wide manufactured homes were, and where the R40 lots are, are 2 acres or more.

Mr. McLaurin made a motion, to deny adoption and approval of the consistency and reasonableness statements and to deny the request for R40 Residential district, seconded by Mrs. Piland. The motion passed with Mr. Morris and Mr. Cain voting in opposition.

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.





ITEM NO. _____ AFFIDAVIT OF THE HOUSING INSPECTOR'S REPORT BEFORE THE BOARD OF CUMBERLAND COUNTY COMMISSIONERS

3E

I, George Hatcher, Inspector for the County of Cumberland Inspection Department, acting in my official capacity, being duly sworn, depose and say:

BACKGROUND: That the following is a report on Minimum Housing case number MH 6974-2013.

Property Owner: DNS Investment, LLC, C/O Doron Nissim

Home Owner: DNS Investment, LLC, C/O Doron Nissim

Property Address: 4032 Camden Road, Fayetteville, NC

Tax Parcel Identification Number: 0425-04-9945

SYNOPSIS: This property was inspected on $\underline{12/18/2012}$. The property owners and parties of interest were legally served with Notice of Violations and was afforded a Hearing on $\underline{2/21/2013}$. Doron Nissim attended the Hearing via telephone. It was ordered that the structure be repaired to a minimum standard for human habitation, or be demolished and the debris removed from the premises by a date not later than $\underline{3/21/2013}$. The property owners and parties of interest were notified of the appeal procedures when they were served with the <u>Findings of Fact and Order</u>. (See Exhibit A for Findings of Fact and Order.) No appeal was filed. Upon my visit to the property on $\underline{4/5/2013}$, no corrective action had been made to the structure. The structure is presently vacant and <u>reasonably secured</u>. In its present state, the structure constitutes a fire, health, and safety hazard.

The estimated cost to repair the structure to a minimum standard for human habitation is <u>\$30,000.00</u>. The Assessor for Cumberland County has the structure presently valued at <u>\$4,055.00</u>. Attached is a map depicting the location of the property. (See Exhibit B.)

RECOMMENDATION: IT IS THE RECOMMENDATION OF THE PLANNING & INSPECTION DEPARTMENT THAT THE STRUCTURE BE DEMOLISHED, AND THE DEBRIS REMOVED FROM THE LOT.

George Halcher Code Enforcement Officer County of Cumberland



Sworn to and Subscribed to by me this

the 5th day of no 2013.

Notary Public My Commission Expires: 11-63-14

BOARD FINDINGS AND ACTION CHECK LIST MINIMUM HOUSING REHABILITATION AND/OR DEMOLITION ORDINANCE

Name(s) of Owner(s)

Appearances:

Inspection Dept. Case No.:

BOARD OF COUNTY COMMISSIONERS MOTION:

- 1. If the Board feels that the structure should be demolished, the Board's motion should be:
 - To adopt the order and report of the Minimum Housing Inspector as the true facts in this case, and

To order the property owner to remove or demolish the dwelling within days.

To order the Inspector to remove or demolish the dwelling, if the owner fails to do so and impose a lien on the real property for the cost of such action.

To direct the clerk to incorporate the foregoing findings and orders in an ordinance certified by the Chairman and record the same in the Register of Deeds.

- 2. If the Board feels that the property can be rehabilitated, the Board's motion should be:
 - To adopt the order and report of the Minimum Housing Inspector as the true facts in this case.
 - To order the property owner to rehabilitate the property within ______ days.

To order the property owner to vacate and secure the property within ______ days pending rehabilitation.

To order the Inspector to rehabilitate the property or remove or demolish the dwelling, if the owner fails to do so and impose a lien on the real property for the cost of such action.

To direct the clerk to incorporate the foregoing findings and orders in an ordinance certified by the Chairman and record the same in the Register of Deeds.

3. If the Board wishes to delay action on the case, the Board's motion should be:

To adopt the order and report of the Minimum Housing Inspector as the true facts in this case.

To delay a decision on the case until _____ (date) in order to give the owner

or party of interest time to: _

4. In addition there is imposed a civil penalty in the amount of \$______ per day (up to a maximum amount of \$3,000.00) for failure to comply with the terms of this Ordinance.

Thomas J. Lloyd, Director

Cecil P. Combs, Deputy Director

Ken Sykes, Inspections Coordinator

Carol M. Post Planning and Inspections Office Support



Angela Perrier, Inspector

George Hatcher, Inspector

Joey Lewis, Inspector

Joan Fenley, Inspector Debi Johnson,

Inspector

COUNTY of CUMBERLAND

Planning & Inspections Department

FINDINGS OF FACT AND ORDER

February 28, 2013

CASE #: MH 6974-2013

91 7199 9991 7031 6001 2639

TO: DNS Investments, LLC C/O Doron Nissim & Parties of Interest 2885 Sanford Avenue SW Grandville, MI 49418-1342

Property at: 4032 Camden Road, Fayetteville, NC

A Complaint, Notice of Hearing and Report of Inspection were legally served to the owner or owner's agent, and any party of interest. These documents were in fact received by the owner or owner's agent and party of interest on 2/1/2013.

Pursuant of law, a Hearing was conducted in Room 101, of the old courthouse at 130 Gillespie Street, Fayetteville, NC on <u>2/21/2013</u> at <u>9:15:00 AM</u>. The items identified below took place at the Hearing:

- □ 1. No owner or party of interest, or their agent, or representative appeared.
- ☑ 2. An answer was filed by owners and/or parties of interest. The answer was heard, read, and considered. Those answering by phone were: <u>Doron Nissim</u>
- ☑ 3. The undersigned inspector personally inspected the dwelling described in the Complaint and Notice of Hearing dated, <u>1/25/2013</u>. Upon the record and all of the evidence offered and contentions made, the undersigned Hearing Officer does thereby find the following fact:
 - a. The dwelling in question is violative of the Cumberland County Housing Ordinance as per findings in the inspection report with an assigned case number of <u>MH 6974-2013</u>, dated <u>12/18/2012</u>.
 - b. Due to these findings, the dwelling are found to be in a substandard condition in accordance with the Cumberland County Ordinance.
 - \boxtimes c. The dwelling is unfit for human habitation.

131 Gillespie Street, Old Courthouse, Room 101 - Fayetteville, North Carolina 28301 - Telephone (910) 321-6640 - Fax (910) 321-6637

- 4. Due to facts presented above, the Hearing Officer orders as follows:
 - \boxtimes a. The owners and/or parties of interest of the dwelling named above are required to bring such dwelling into compliance with the Cumberland County Housing Ordinance by either repairing, altering, and improving the dwelling up to a minimum standard or by demolishing the structure and then causing the debris to be removed from the premises by a date not later than <u>3/21/2013</u>. All required permits must be obtained. A copy of this order must be presented when obtaining permits.
 - b. The dwelling shall remain vacated until compliance with this order is completed and removed by the inspector, and the lot must be continuously maintained.
 - ☑ c. The structure shall be/remain secured to prevent entry by <u>3/21/2013</u> and shall remain secured.
 - ☐ d. By authority of North Carolina General Statutes 14-4, violation of the County code is punishable as a Class 3 Misdemeanor in criminal court and also subjects the violator to injunctive relief and/or a civil penalty of \$50.00 per day for each day's continuing violation after _____.
 - e. The County Planning/Inspection Department may immediately begin procedures to seek a demolition ordinance from the Cumberland County Board of Commissioners for failure to bring the property into compliance by <u>3/21/2013</u>. The cost of said demolition will be assessed against the real property in the form of a lien.

An appeal may be made to the Cumberland County Housing Board of Appeals. If an appeal is requested, it must be made in writing and within the time limits specified in the enclosed appeal procedures.

Ken Sykes Hearing Officer

Enclosed: Appeals Procedures & Form

cc:



George Hatcher Code Enforcement Officer

Sworn to and Subscribed to by me this the 28th day of February, 2013

Notary Public My Commission Expires: 11-03-14

131 Gillespie Street, Old Courthouse, Room 101 - Fayetteville, North Carolina 28301 - Telephone (910) 321-6640 - Fax (910) 321-6637



Date: 03/13/2013

GEORGE HATCHER:

The following is in response to your 03/13/2013 request for delivery information on your Certified Mail(TM) item number 7199 9991 7031 6001 2639. The delivery record shows that this item was delivered on 03/09/2013 at 10:06 AM in GRANDVILLE, MI 49418. The scanned image of the recipient information is provided below.

Signature of Recipient:



Address of Recipient:

Thank you for selecting the Postal Service for your mailing needs. If you require additional assistance, please contact your local Post Office or postal representative.

Sincerely,

United States Postal Service

PROOF OF SERVICE OF FINDINGS OF FACT AND ORDER DATED February 28, 2013 CASE NUMBER MH 6974-2013

EXHIBIT A

MAP DEPICTING LOCATION OF PROPERTY Property Owner: DNS Investments, LLC c/o Doron Nissim 4032 Camden Road, Fayetteville, NC Minimum Housing Case # MH 6974-2013 TAX PARCEL IDENTIFICATION NUMBER: 0425-04-9945



EXHIBIT B

Thomas J. Lloyd, Director

Cecil P. Combs, **Deputy Director**

Ken Sykes, **Inspections** Coordinator

Carol M. Post . Planning and Inspections Office Support



COUNTY of CUMBERLAND

Planning & Inspections Department

CONSENT TO ABATE PUBLIC NUISANCE

ORON NISSIM / DNS INVESTMENTS ILC. property owner of Cauden Rd , identified by Tax Parcel Identification 04-9948 , and more particularly described as Number HAIRE CUB TS 130 - 133

Angela Perrier, Inspector

George Hatcher, Inspector

> Joey Lewis, Inspector

Debra Johnson Inspector

PH: 954 - 449-5306 954-501-2903 Management @ ONSINVEST.

do hereby consent to the Cumberland County Planning and Inspection Department clearing all household garbage, rubbish, debris and other refuse from the premises of the above described property.

I further understand that the cost for said debris removal will be placed in

the form of a lien against the real property identified by Tax Parcel Identification Number

0425-04-9948 , and will be collected by the Cumberland County

Tax Collector. Failure to pay the tax lien or assessment can result in the Tax

Administrator's Office taking action to cause a mortgage style foreclosure of the

property, to garnish my wages or to levy on my bank account.

Property Owner Or Party of Interest

Sworn to and Subscribed to by me this The day of March Notary Public

My Commission Expires: C

3/11/13

Date

Notary Public State of Florida M Shane Clark My Commission EE089524 Expires 05/01/2015

AFFIDAVIT OF THE HOUSING INSPECTOR'S REPORT BEFORE THE BOARD OF CUMBERLAND COUNTY COMMISSIONERS

I, George Hatcher, Inspector for the County of Cumberland Inspection Department, acting in my official capacity, being duly sworn, depose and say:

BACKGROUND: That the following is a report on Minimum Housing case number MH 6854-2012.

Property Owner: Chase

Home Owner: Chase

Property Address: 4100 Nashville Drive, Fayetteville, NC

Tax Parcel Identification Number: 0424-85-7381

SYNOPSIS: This property was inspected on $\frac{7/25/2012}{2}$. The property owners and parties of interest were legally served with Notice of Violations and was afforded a Hearing on $\frac{2}{21}$. No one attended the Hearing. It was ordered that the structure be repaired to a minimum standard for human habitation, or be demolished and the debris removed from the premises by a date not later than $\frac{3}{21}$. The property owners and parties of interest were notified of the appeal procedures when they were served with the Findings of Fact and Order. (See Exhibit A for Findings of Fact and Order.) No appeal was filed. Upon my visit to the property on $\frac{4}{5}$ and corrective action had been made to the structure. The structure is presently vacant and reasonably secured. In its present state, the structure constitutes a fire, health, and safety hazard.

The estimated cost to repair the structure to a minimum standard for human habitation is <u>\$20,000.00</u>. The Assessor for Cumberland County has the structure presently valued at <u>\$500.00</u>.

Attached is a map depicting the location of the property. (See Exhibit B.)

RECOMMENDATION: IT IS THE RECOMMENDATION OF THE PLANNING & INSPECTION DEPARTMENT THAT THE STRUCTURE BE DEMOLISHED, AND THE DEBRIS REMOVED FROM THE LOT.

George Hatcher Code Enforcement Officer County of Cumberland



Sworn to and Subscribed to by me this

SF

ITEM NO.

the the day of some 2013.

Notary Public My Commission Expires: \\-03-14

BOARD FINDINGS AND ACTION CHECK LIST MINIMUM HOUSING REHABILITATION AND/OR DEMOLITION ORDINANCE

Name(s) of Owner(s)

Appearances:

Inspection Dept. Case No .:

BOARD OF COUNTY COMMISSIONERS MOTION:

- 1. If the Board feels that the structure should be demolished, the Board's motion should be:
 - To adopt the order and report of the Minimum Housing Inspector as the true facts in this case, and

To order the property owner to remove or demolish the dwelling within _____ days.

To order the Inspector to remove or demolish the dwelling, if the owner fails to do so and impose a lien on the real property for the cost of such action.

To direct the clerk to incorporate the foregoing findings and orders in an ordinance certified by the Chairman and record the same in the Register of Deeds.

2. If the Board feels that the property can be rehabilitated, the Board's motion should be:

To adopt the order and report of the Minimum Housing Inspector as the true facts in this case.

To order the property owner to rehabilitate the property within ______ days.

To order the property owner to vacate and secure the property within ______ days pending rehabilitation.

To order the Inspector to rehabilitate the property or remove or demolish the dwelling, if the owner fails to do so and impose a lien on the real property for the cost of such action.

To direct the clerk to incorporate the foregoing findings and orders in an ordinance certified by the Chairman and record the same in the Register of Deeds.

3. If the Board wishes to delay action on the case, the Board's motion should be:

To adopt the order and report of the Minimum Housing Inspector as the true facts in this case.

To delay a decision on the case until (date) in order to give the owner

or party of interest time to:

4. In addition there is imposed a civil penalty in the amount of \$______ per day (up to a maximum amount of \$3,000.00) for failure to comply with the terms of this Ordinance.

Thomas J. Lloyd, Director

Cecil P. Combs, Deputy Director

Ken Sykes, Inspections Coordinator

Carol M. Post Planning and Inspections Office Support



Angela Perrier, Inspector

George Hatcher, Inspector

> Joey Lewis, Inspector

Joan Fenley, Inspector Debi Johnson,

Inspector

COUNTY of CUMBERLAND

Planning & Inspections Department

FINDINGS OF FACT AND ORDER

February 28, 2013

CASE #: MH 6854-2012

Property at: 4100 Nashville Drive, Fayetteville, NC

A Complaint, Notice of Hearing and Report of Inspection were legally served to the owner or owner's agent, and any party of interest. These documents were in fact received by the owner or owner's agent and party of interest on $\frac{1/31/2013}{1.3}$.

Pursuant of law, a Hearing was conducted in Room 101, of the old courthouse at 130 Gillespie Street, Fayetteville, NC on <u>2/21/2013</u> at <u>9:30:00 AM</u>. The items identified below took place at the Hearing:

- \boxtimes 1. No owner or party of interest, or their agent, or representative appeared.
- □ 2. An answer was filed by owners and/or parties of interest. The answer was heard, read, and considered. Those answering by phone were: ______
- \boxtimes 3. The undersigned inspector personally inspected the dwelling described in the Complaint and Notice of Hearing dated, <u>1/25/2013</u>. Upon the record and all of the evidence offered and contentions made, the undersigned Hearing Officer does thereby find the following fact:

 - b. Due to these findings, the dwelling are found to be in a substandard condition in accordance with the Cumberland County Ordinance.
 - \boxtimes c. The dwelling is unfit for human habitation.

131 Gillespie Street, Old Courthouse, Room 101 - Fayetteville, North Carolina 28301 - Telephone (910) 321-6640 - Fax (910) 321-6637

Findings and Facts of Order Case #: MH 6854-2012 Page 2

- 4. Due to facts presented above, the Hearing Officer orders as follows:
 - ☑ a. The owners and/or parties of interest of the dwelling named above are required to bring such dwelling into compliance with the Cumberland County Housing Ordinance by either repairing, altering, and improving the dwelling up to a minimum standard or by demolishing the structure and then causing the debris to be removed from the premises by a date not later than <u>3/21/2013</u>. All required permits must be obtained. A copy of this order must be presented when obtaining permits.
 - b. The dwelling shall remain vacated until compliance with this order is completed and removed by the inspector, and the lot must be continuously maintained.
 - ☑ c. The structure shall be/remain secured to prevent entry by <u>3/21/2013</u> and shall remain secured.
 - ☐ d. By authority of North Carolina General Statutes 14-4, violation of the County code is punishable as a Class 3 Misdemeanor in criminal court and also subjects the violator to injunctive relief and/or a civil penalty of \$50.00 per day for each day's continuing violation after _____.
 - e. The County Planning/Inspection Department may immediately begin procedures to seek a demolition ordinance from the Cumberland County Board of Commissioners for failure to bring the property into compliance by <u>3/21/2013</u>. The cost of said demolition will be assessed against the real property in the form of a lien.

An appeal may be made to the Cumberland County Housing Board of Appeals. If an appeal is requested, it must be made in writing and within the time limits specified in the enclosed appeal procedures.

George Hatcher Code Enforcement Officer

Ken Sykes Hearing Officer

Enclosed: Appeals Procedures & Form

cc: Hilda McLaurin Jones, 4214 Chickenfoot Road, St. Pauls, NC 28384 Donna Smith Jones Bush, 4796 Cameron Road, Hope Mills, NC 28348 EMC Mortgage Co., 4910 Rivergrande Road, Ste 301, Bldg 550, Irwindale, CA 91706-1404



Sworn to and Subscribed to by me this the 28^{th} day of February, 2013

Notary Public My Commission Expires: 11-03-14

131 Gillespie Street, Old Courthouse, Room 101 - Fayetteville, North Carolina 28301 - Telephone (910) 321-6640 - Fax (910) 321-6637



Date: 03/13/2013

GEORGE HATCHER:

The following is in response to your 03/13/2013 request for delivery information on your Certified Mail(TM) item number 7199 9991 7031 6001 2622. The delivery record shows that this item was delivered on 03/11/2013 at 07:28 AM in FORT WORTH, TX 76161 to M CORDELL. The scanned image of the recipient information is provided below.



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Sincerely,

United States Postal Service

PROOF OF SERVICE OF FINDINGS OF FACT AND ORDER DATED February 28, 2013 CASE NUMBER MH 6854 -2012

EXHIBIT A

MAP DEPICTING LOCATION OF PROPERTY Property Owner: Chase 4100 Nashville Drive, Fayetteville, NC Minimum Housing Case # MH 6854-2012 TAX PARCEL IDENTIFICATION NUMBER: 0424-85-7381



EXHIBIT B

AFFIDAVIT OF THE HOUSING INSPECTOR'S REPORT BEFORE THE BOARD OF CUMBERLAND COUNTY COMMISSIONERS

I, George Hatcher, Inspector for the County of Cumberland Inspection Department, acting in my official capacity, being duly sworn, depose and say:

BACKGROUND: That the following is a report on Minimum Housing case number BI-2012-003.

Property Owner: Marvin & Virginia E. Cherry

Home Owner: Marvin & Virginia E. Cherry

Property Address: <u>3104 Dunn Road, Eastover, NC</u>

Tax Parcel Identification Number: 0468-25-3592

SYNOPSIS: This property was inspected on 9/12/2012. The property owners and parties of interest were legally served with Notice of Violations and was afforded a Hearing on 10/18/2012. Marvin Cherry attended the Hearing. It was ordered that the structure be repaired to a minimum standard for human habitation, or be demolished and the debris removed from the premises by a date not later than 1/18/2013. The property owners and parties of interest were notified of the appeal procedures when they were served with the <u>Findings of Fact and Order</u>. (See Exhibit A for Findings of Fact and Order.) No appeal was filed. Upon my visit to the property on 4/5/2013, no corrective action had been made to the structure. The structure is presently vacant and reasonably secured. In its present state, the structure constitutes a fire, health, and safety hazard.

The estimated cost to repair the structure to a minimum standard for human habitation is <u>\$30,000.00</u>. The Assessor for Cumberland County has the structure presently valued at <u>\$500.00</u>. Attached is a map depicting the location of the property. (See Exhibit B.)

RECOMMENDATION: IT IS THE RECOMMENDATION OF THE PLANNING & INSPECTION DEPARTMENT THAT THE STRUCTURE BE DEMOLISHED, AND THE DEBRIS REMOVED FROM THE LOT.

Intcher

Code Enforcement Officer County of Cumberland



Sworn to and Subscribed to by me this

ITEM NO. 3G

the 5th day of dor 0 2013.

Notary Public My Commission Expires: 11 - 03-14

BOARD FINDINGS AND ACTION CHECK LIST MINIMUM HOUSING REHABILITATION AND/OR DEMOLITION ORDINANCE

Name(s) of Owner(s)

Appearances:

Inspection Dept. Case No.:

BOARD OF COUNTY COMMISSIONERS MOTION:

- 1. If the Board feels that the structure should be demolished, the Board's motion should be:
 - To adopt the order and report of the Minimum Housing Inspector as the true facts in this case, and

To order the property owner to remove or demolish the dwelling within ______ days.

To order the Inspector to remove or demolish the dwelling, if the owner fails to do so and impose a lien on the real property for the cost of such action.

To direct the clerk to incorporate the foregoing findings and orders in an ordinance certified by the Chairman and record the same in the Register of Deeds.

- 2. If the Board feels that the property can be rehabilitated, the Board's motion should be:
 - To adopt the order and report of the Minimum Housing Inspector as the true facts in this case.
 - To order the property owner to rehabilitate the property within _____ days.

To order the property owner to vacate and secure the property within ______ days pending rehabilitation.

To order the Inspector to rehabilitate the property or remove or demolish the dwelling, if the owner fails to do so and impose a lien on the real property for the cost of such action.

To direct the clerk to incorporate the foregoing findings and orders in an ordinance certified by the Chairman and record the same in the Register of Deeds.

3. If the Board wishes to delay action on the case, the Board's motion should be:

To adopt the order and report of the Minimum Housing Inspector as the true facts in this case.

To delay a decision on the case until _____ (date) in order to give the owner

or party of interest time to:

4. In addition there is imposed a civil penalty in the amount of \$______ per day (up to a maximum amount of \$3,000.00) for failure to comply with the terms of this Ordinance.

Thomas J. Lloyd, Director

Cecil P. Combs, Deputy Director

Ken Sykes, Inspections Coordinator

Carol M. Post Planning and Inspections Office Support



Angela Perrier, Inspector George Hatcher, Inspector

Joey Lewis, Inspector

Joan Fenley, Inspector

COUNTY of CUMBERLAND

Planning & Inspections Department

FINDINGS OF FACT AND ORDER

October 24, 2012

91 7199 9991 7031 6091 3189 marin

91 7199 9991 7031 6091 3172 Vinginia

CASE #: BI-2012-003

TO: Marvin W. & Virginia E. Cherry & Parties of Interest 3058 Dunn Road Eastover, NC 28312

Property at: 3104 Dunn Road, Eastover, NC

A Complaint, Notice of Hearing and Report of Inspection were legally served to the owner or owner's agent, and any party of interest. These documents were in fact received by the owner or owner's agent and party of interest on 10/8/2012.

Pursuant of law, a Hearing was conducted in Room 101, of the old courthouse at 130 Gillespie Street, Fayetteville, NC on <u>10/18/2012</u> at <u>9:45:00 AM</u>. The items identified below took place at the Hearing:

- □ 1. No owner or party of interest, or their agent, or representative appeared.
- ☑ 2. An answer was filed by owners and/or parties of interest. The answer was heard, read, and considered. Those present were: <u>Marvin Cherry.</u>
- \boxtimes 3. The undersigned inspector personally inspected the dwelling described in the Complaint and Notice of Hearing dated <u>9/17/2012</u>. Upon the record and all of the evidence offered and contentions made, the undersigned Hearing Officer does thereby find the following fact:
 - a. The dwelling in question is violative of the Cumberland County Housing Ordinance as per findings in the inspection report with an assigned case number of <u>BI-2012-003</u>, dated <u>9/12/2012</u>.
 - b. Due to these findings, the dwelling are found to be in a substandard condition in accordance with the Cumberland County Ordinance.
 - \boxtimes c. The dwelling is unfit for human habitation.

Findings and Facts of Order Case #: MH 6922-2012 Page 2

- 4. Due to facts presented above, the Hearing Officer orders as follows:
 - ☑ a. The owners and/or parties of interest of the dwelling named above are required to bring such dwelling into compliance with the Cumberland County Housing Ordinance by either repairing, altering, and improving the dwelling up to a minimum standard or by demolishing the structure and then causing the debris to be removed from the premises by a date not later than <u>1/18/2013</u>. All required permits must be obtained. A copy of this order must be presented when obtaining permits.
 - b. The dwelling shall remain vacated until compliance with this order is completed and removed by the inspector, and the lot must be continuously maintained.
 - c. The structure shall be/remain secured to prevent entry by _____ and shall remain secured.
 - d. By authority of North Carolina General Statutes 14-4, violation of the County code is punishable as a Class 3 Misdemeanor in criminal court and also subjects the violator to injunctive relief and/or a civil penalty of \$50.00 per day for each day's continuing violation after _____.
 - e. The County Planning/Inspection Department may immediately begin procedures to seek a demolition ordinance from the Cumberland County Board of Commissioners for failure to bring the property into compliance by <u>1/18/2013</u>. The cost of said demolition will be assessed against the real property in the form of a lien.

An appeal may be made to the Cumberland County Housing Board of Appeals. If an appeal is requested, it must be made in writing and within the time limits specified in the enclosed appeal procedures.

Ken Sykes

Ken Sykes Hearing Officer

cc:

Enclosed: Appeals Procedures & Form

George Hatcher Code Enforcement Officer

OV TENO

Sworn to and Subscribed to by me this the 24^{th} day of <u>October</u>, 2012

Notary Public My Commission Expires: 11 - 03 - 14

131 Gillespie Street, Old Courthouse, Room 101 - Fayetteville, North Carolina 28301 - Telephone (910) 321-6640 - Fax (910) 321-6637

EXHIBIT "A"

Page 1 of 1

5

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PROOF OF SERVICE OF *FINDINGS OF FACT AND ORDER* DATED October 24, 2012 CASE NUMBER *BI-2012-003*

EXHIBIT A

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Page 1 of 1

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PROOF OF SERVICE OF FINDINGS OF FACT AND ORDER DATED October 24, 2012 CASE NUMBER BI-2012-003

EXHIBIT A

https://tools.usps.com/go/TrackConfirmAction.action

1/15/2013

6

MAP DEPICTING LOCATION OF PROPERTY Property Owner: Marvin& Virginia Cherry 3104 Dunn Road, Eastover, NC Minimum Housing Case # BI-2012-003 TAX PARCEL IDENTIFICATION NUMBER: 0468-25-3592



EXHIBIT B

		24
ITEM	NO.	JA
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CUMBERLAND COUNTY*

COMMUNITY DEVELOPMENT

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA APRIL 15, 2013

TO: BOARD OF COUNTY COMMISSIONERS

THRU: AMY CANNON, DEPUTY COUNTY MANAGER

FROM: THANENA S. WILSON, COMMUNITY DEVELOPMENT DIRECTOR

DATE: APRIL 5, 2013

SUBJECT: PUBLIC HEARING – 2013 DRAFT COMMUNITY DEVELOPMENT ANNUAL ACTION PLAN

BACKGROUND

The Community Development 2013 Annual Action Plan must be submitted to HUD by May 15, 2013. The draft 2013 Annual Action Plan has been available for a 30-day citizen's review and comment period throughout Cumberland County since April 12, 2013. All comments received regarding the plan will be addressed by the Community Development Director within 15 days of receipt and then forwarded to HUD with the Action Plan.

As part of the citizen participation process, a public hearing must be held during the comment period. The draft plan is also available for review in the office of the Clerk to the Board of Commissioners.

RECOMMENDATION AND PROPOSED ACTION

Community Development requests that the Board of County Commissioners hold a public hearing on the draft 2013 Annual Action Plan. No other action is necessary

Attachment: Draft 2013 Annual Action Plan Public Hearing Notice
DRAFT

Cumberland County Community Development

2013 ANNUAL ACTION PLAN

Program Year July 1, 2013 through June 30, 2014



Public Review Period: April 12, 2013 - May 11, 2013

Public Hearing: April 15, 2013, 6:45 p.m. Cumberland County Board of Commissioners

CUMBERLAND COUNTY 2013-2014 ACTION PLAN BUDGET 2013 PROGRAM YEAR (7/1/13 – 6/30/14)

HOUSING ACTIVITIES	CDBG	HOME
Emergency Repair	\$ 30,000	
 Housing Rehabilitation 	\$276,248	\$ 417,578
New Construction		\$ 50,000
CHDO Set-Aside		\$ 57,515
Housing Project Delivery	\$231,979	
PUBLIC FACILITY		
Public Facility/Infrastructure	\$150,000	
	+,	14 - 14
PUBLIC SERVICES		
RFP	\$ 52,064	
Homeless Services	\$ 50,000	
Activity Delivery	\$ 19,834	
ADMINISTRATION / PLANNING	\$290,876	\$ 50,675
TOTAL	\$1,101,001	\$575,768
REVENUE SOURCES		
GRANT FUNDS	\$812,657	\$ 306,749
PROGRAM INCOME	\$200,000	\$ 200,000
GENERAL FUNDS	\$ 88,344	
COUNTY MATCH REQUIREMENT		\$ 69,019
TOTAL	\$1,101,001	\$575,768

*IDIS note – PI HOME – Admin budget 10% FY 13-14 *IDIS note – PI CDBG – Admin budget 20% FY 13-14 and Gen Funds

PROJECT/PROGRAM	COMPETETIVE GRANT FUNDS	GRANT AWARD PERIOD
CoC (Homeless Assistance) - Robins Meadow	\$ 85,817	4/1/13- 3/31/14
Trans. Housing Prog.	\$ 53,048	12/1/13 - 11/30/14
CoC (Homeless Assistance) - Safe Homes	92.* 019343105W25458	
Perm. Housing Program	\$217,316*	10/1/13 – 11/30/14
ESG Grant - State	\$192,098 \$68,393	7/1/13 – 6/30/14
PATH Grant - State General Funds		

CUMBERLAND COUNTY, NC 2013 ANNUAL ACTION PLAN Page 1 DRAFT

CUMBERLAND COUNTY COMMUNITY DEVELOPMENT 2013 ANNUAL ACTION PLAN

A. PURPOSE

Cumberland County Community Development's (CCCD) Annual Action Plan provides a narrative description of the projects and activities that are expected to be implemented and funded with entitlement funding and competitive awards that Cumberland County will receive from the United States Department of Housing and Urban Development (HUD) for the 2013 Program Year. The projects described on the following pages will be provided by Community Development using Community Development Block Grant (CDBG), Home Investment Partnership Act (HOME), Emergency Solutions Grant, and the Continuum of Care Homeless Assistance funds. In addition, the County receives Urgent Repair Program funding through the North Carolina Housing Finance Agency which is administered through CCCD.

Through the 2013 Annual Action Plan, we strive to reflect the County's continued efforts and commitment to address Affordable Housing issues, public facility and infrastructure improvements, and the provision of homeless services as a part of the Continuum of Care for the residents of Cumberland County. Additionally, Cumberland County will continue to undertake specific actions in order to address the National Objectives outlined by the U.S. Department of Housing and Urban Development by providing for increased activity involving resident initiatives, evaluation and reduction of lead-based paint hazards, increased employment opportunities, the further development of community based institutional facilities and the enhancement of coordination between public, private housing and human service agencies.

B. GEOGRAPHIC DISTRIBUTION

The towns of Eastover, Falcon, Godwin, Hope Mills, Linden, Spring Lake, Stedman, and Wade have all elected to remain parties to Cumberland County's designation as an Urban County. All of the programs described on the following pages, with the exception of certain Public Service Program and Supportive Housing Program projects, will be accomplished in one of these municipal areas of the County or the unincorporated areas of the County.

C. SOURCES OF FUNDS

FEDERAL SOURCES: The following information describes the sources and amounts that will be made available to Cumberland County for the implementation of 2013-2014 program goals and objectives:

Entitlement Grants & Competitive Awards

- Source: Community Development Block Grant (CDBG) Amount \$812,657
- Source: Home Investment Partnership Act (HOME) Amount \$306,749
- Source: Emergency Solutions Grant (ESG) Amount \$217,316
- Source: Supportive Housing Program (SHP) Amount \$138,865

Local Sources

Matching Requirements/General Fund - As a federal requirement, Cumberland County is to provide matching funds for the HOME entitlement program in the amount of **\$69,019**; and in the proposed budget, general funds for support of the CDBG program - **\$88,344**.

Program Income

Cumberland County Community Development projects that it will receive program income from repayment of loans for the housing rehabilitation, homebuyer assistance, affordable housing and economic development programs:

- CDBG Entitlement Program: \$200,000
- HOME Entitlement Program: \$200,000

Funding received through the Community Development Block Grant, Home Investment Partnership Act, Emergency Solutions Grants, Supportive Housing Program, local sources match, and program income will be used to address priority needs identified in the 2010 Consolidated Plan. Details outlining the goals and priorities can be found in the 2010 Consolidated Plan for which the following eligible activities will be conducted.

D. DESCRIPTION OF PROJECTS

1. HOUSING ACTIVITIES

Housing Rehabilitation Program

Priority Need: Affordable Housing; Housing Goals 1, 2, 3 and 4 CDBG: \$276,248. National Objective: Low/Mod Housing and/or Urgent Need, Eligibility Citation: 24 CFR Part 570.202; HOME: \$417,578. Eligibility Citation: 24 CFR Part 92.205(a)(1);

<u>Owner-Occupied Rehabilitation</u>: This program will address housing repair needs of households whose annual income is at or below 80% of the median income for Cumberland County based on household size (\$52,000 for a family of four). Households in need of repairs to meet Minimum Housing Code Standards and general property improvements will receive a deferred payment loan, with household re-certification every five years. Housing rehabilitation repairs that do not exceed \$7,500 will be given in the form of a grant. Applications for this program are accepted on an on-going basis.

In addition, CCCD will administer the Urgent Repair Program (URP) which is funded through the North Carolina Housing Finance Agency. The purpose of the URP is to alleviate conditions that pose an imminent threat to the life and safety of the very low income and low income homeowners with special needs. The program provides accessibility modifications and other energy repairs necessary to prevent the imminent displacement of the very low income individuals who are elderly, frail or physically disabled, single-parents with at least one child in the residence, or households with five or more persons are also eligible.

<u>Rental Rehabilitation (Investor-Owner)</u>: Property owners with 10 or fewer units are able to access low-interest housing rehabilitation loans for rental property. The types of repairs to be addressed are those items that do not meet Minimum Housing Code Standards and general property improvements. Loan terms are as follows:

- 3% amortized loan for 15 years (standard rehabilitation, refinance/rehabilitation, or acquisition /rehabilitation)
- 5% amortized loan for 30 years (refinance/rehabilitation or acquisition/rehabilitation).

Property owners are required to lease to renters with incomes at or below 80% of the median income for Cumberland County. Applications for this program are accepted on an on-going basis.

<u>Purchase/Rehab/Resale</u>: This program establishes a mechanism that may be used to acquire properties for future development as affordable housing. The objectives of the program are to remove blighting conditions in low and moderate income neighborhoods, increase the county's stock of standard affordable housing units, increase the county's tax base, and create homeownership opportunities for first-time homebuyers. Properties will be acquired through donation, deed and tax sales, the foreclosure of government liens, and through private purchases. Community Development will acquire substandard single-family units, rehabilitate the units to meet Community Development Rehabilitation Standards, and then sell the units to income eligible first-time homebuyers. Community Development may also acquire vacant lots or substandard units not suitable for rehabilitation. This will allow the Department to take advantage of infill housing opportunities to further stabilize and strengthen our low and moderate-income neighborhoods through homeownership.

Homeownership Assistance Program

Priority Need: Affordable Housing; Housing Goal 2 – HOME: Prior year funding will be reprogrammed to carry out this activity. Eligibility Citation: 24 CFR Part 92.205(a) (1):

Down Payment/Closing Costs Assistance (DAP)

This program coordinates with local financial institutions in order to provide up to \$5,000 to first time homebuyers for down payment and/or closing costs. Applicants must meet income requirements (earning no more than 80% of the median income) as well as attend a class on homeownership. Applications for this program are accepted on an on-going basis.

Gap Financing (GAP)

CCCD will continue to offer Gap financing assistance to very low and low-income residents seeking homeownership. The amount of assistance that can be provided will not exceed \$20,000 per applicant. Such assistance will be used as a subsidy to make up the difference between the market value of the property and the sales price that is affordable to the purchaser. Applications for this program are accepted on an on-going basis.

For any of the subsidies provided, CCCD will secure a first or second mortgage on the property with a 4% interest rate 10-year term which is deferred for the first 5 years (for DAP) or a 30-year term (for GAP) having a 0 - 4 % interest rate depending on the amount of subsidy needed by the homeowner. This approach offers the benefit of significant leverage of private lender money while providing program income for CCCD. While CCCD would partner with anyone offering an affordable mortgage product, our primary focus would be to work with those lenders whose products are most affordable.

General Program Guidelines

<u>Principal Residence:</u> The property must be occupied by the homebuyer and retained as the principal residence by the owners for the full period of affordability, which is contingent upon the amount of per unit subsidy received and may be 5, 10, or 15 years (20 if new construction). The property owner agrees to allow Cumberland County Community Development to verify principle residence status annually. Homeowner agrees to provide Community Development with a written certification of residence status to become a permanent part of the applicant file. Subletting or renting is not permitted.

<u>Refinance:</u> During the period of affordability, a homebuyer will not be permitted to refinance the property without the approval of Cumberland County Community Development.

<u>Recapture Provision:</u> In accordance with the applicable homebuyer recapture/resale provision outlined in 24 CFR Part 92, Cumberland County has adopted the policy at Appendix A in implementing its HOME-assisted homeownership housing.

<u>Homeownership Counseling</u>: As a requirement of the CCCD First-time Homebuyers Program, applicants are required to successfully complete a First-time Homebuyers Class prior to being awarded community development funding. CCCD may contract with a local agency qualified to provide homeownership education classes. The following services would be included in the scope of services of the contract:

- Provide monthly homeownership education workshops
- Coordinate all preparation of the workshops, including advertising
- Conduct the workshop with certified housing counselors
- Provide evaluations of workshop effectiveness

<u>Marketing</u>: In keeping with special outreach activities outlined in CCCD's Affirmative Marketing Plan, certain marketing efforts (i.e. direct mailings, postings on community bulletins, PSA's, coordination with the Fayetteville Area Metropolitan Housing Authority and the Fayetteville Apartment Association, etc.) will be undertaken to ensure that residents and tenants of public and manufactured housing, and other families assisted by public housing agencies, are aware of the CCCD's housing assistance programs.

Community Housing Development Organization (CHDO) Set-Aside

Priority Need: Affordable Housing; Housing Goal 2 - HOME: \$107,515 Eligibility Citation: 24 CFR Part 92.300

Federal regulations require that at least 15% of the HOME entitlement funds be set-aside for affordable housing development by CHDOs. In order to be designated a CHDO, a non-profit organization must meet the qualifying criteria as established by HUD. CCCD continues to meet and seek qualified organizations to identify possible CHDOs.

Housing Project Delivery Costs

<u>Housing services activity delivery costs</u>: CDBG - \$231, 979 - CCCD staff and overhead costs directly related to carrying out housing projects, such as work specifications preparation, loan processing, inspections, and other services related to assisting potential owners, tenants, and homebuyers. Staff and overhead costs directly related to providing advisory and other relocation services to persons displaced by the project, including timely written notices to occupants, referrals to comparable and suitable replacement property, property inspections, counseling and other assistance necessary to minimize hardship.

Housing Activities Outcome

Housing Needs - Objective: Decent hous Priority Need: Affordable Housing	ing
Goal 1: Increase the availability and accessibility of decent, safe, and affordable housing in Cumberland County.	Objective 1: To rehabilitate 15 owner-occupied units and 2 rental units from 2013 to 2014.
Goal 2: Increase the availability and accessibility of decent, safe, and affordable housing in Cumberland County.	Objective 2 : Provide assistance to 5 low/moderate income citizens to become first-time home buyers from 2013 to 2014.
Goal 3: A County in which all rental housing is affordable and in standard condition.	Objective 3 : Provide 10 additional standard rental units that are affordable to very low-and-income residents from 2013-2014.
Goal 4 : Alleviate lead-based paint hazards in Cumberland County's housing inventory.	Objective 4: Make available educational literature to at least 100 households that may be potentially affected by lead-based paint from 2013-2014.
Goal 5: To eliminate housing discrimination in Cumberland County. (see Fair Housing Action Plan below)	Objective 5 : Increase awareness of fair housing law for 5 providers serving minorities and special populations groups from 2013-2014.

FAIR HOUSING ACTION PLAN: 2013-2014

In our commitment to affirmatively further fair housing, Cumberland County Community Development will implement the following actions to address the identified impediments to fair housing choice during the **2013** – **2014** program year.

> Impediment 1: Lack of awareness of fair housing laws.

Goal 1: To eliminate housing discrimination in Cumberland County.

Objective 1: Increase awareness of fair housing law for **5** housing and service providers serving minorities and special populations groups from 2013-2014.

Strategy 1.1: Partner with the Fayetteville-Cumberland Advisory Counsel for People with Disabilities to provide fair housing education classes to members of the organization and the community at large.

Strategy 1.2: Partner with the local PATH Group (Projects for Assistance in Transition from Homelessness) and participating housing providers to connect persons who are homeless and with specific disabilities i.e. mental illness, acquire suitable housing that is decent, safe and secure.

Strategy 1.3: Conduct **1** symposium on Fair Housing and Equal Opportunity during April's Fair Housing Month. Invite HOME Funds Recipients that require annual fair housing training.

> Impediment 1: Lack of affordable housing in Cumberland County.

Goal 2: Increase the availability and accessibility of decent, safe, and affordable housing in Cumberland County.

Strategy 2.1: Efforts to provide 125 affordable housing units (homeowner and rental) by 2015 is currently ongoing.

2. PUBLIC SERVICES

Public Services Program: Community Development/Public Services Goal 1 - CDBG: \$121,898. National Objective: Low/Mod Limited Clientele; Eligibility Citation: 24 CFR Part 570.201(e).

All projects funded will be selected based on identified needs in the community. Final determination of funding amounts will be based on receipt of final funding allocations from the Department of Housing and Urban Development. Because Federal grant awards have not been provided to grantees, potential agencies have not yet been selected to receive funds.

Project	Activity	Funding Amount/ Grant Term
Public Services RFP (subrecipients are to be determined)	Provision of various human services for Cumberland County residents	\$52,064
Homeless Services (CoC Program)	Operations and supportive services	\$50,000
Activity Delivery	Program oversight and provision of technical assistance	\$19,834

<u>Public Services Activity Delivery Costs</u> – CCCD staff costs directly related to carrying out public services projects, such as eligibility review and processing of pay requests, and other technical assistance necessary to ensure program compliance.

Public Services Outcome

Non-Housing Community Development Needs – Objective: Suitable living environments Priority Need: Human Services (specifically health care and homeless services)		
Goal 1 : Maximize use, coordination, and delivery of human services.	Objective 1 : Work with human services agencies to maximize use, coordination and delivery of human services for 1000 residents, with a priority given to agencies providing health care services and services to the homeless from 2013-2014.	

3. PUBLIC FACILITIES/INFRASTRUCTURE

Public Facilities/Infrastructure: Non-Housing Community Development Goal 1, Objective 1, CDBG: \$150,000. National Objective: Slum & blight/Low mod limited clientele/Urgent Need; Eligibility Citation: 24 CFR Part 570.201(c).

Due to funding limitations, Request for Proposals was not solicited for the upcoming Program Year. However, since public facilities are listed as a priority, CCCD will consider applications in the future should additional funding become available. This activity may be assisted through prior year funding that can be reprogrammed.

There are currently 2 requests for water/sewer projects (within Spring Lake and Godwin) under review for funding commitments.

Public Facilities / Infrastructure Outcome

Non-Housing Community Development Needs – Objective: Suitable Living Environment/ Decent Housing/Economic Opportunity

 Priority Need: Water and Sewer Improvements

 Goal 1: To make public water and sewer facilities available to low to moderate income neighborhoods located within our participating jurisdiction.
 Objective 1: Make public water/sewer available to 1 low to moderate income neighborhoods from 2013-2014.

4. ECONOMIC DEVELOPMENT ACTIVITIES

Economic Development Activities: Non-Housing Community Development Goal 1, Objective 1, CDBG: Prior year funding will be reprogrammed to carry out this activity. National Objective: Slum & blight/Low mod limited clientele/Urgent Need; Eligibility Citation: 24 CFR Part 570.203.

No economic development projects have been identified. However, this activity will be funded through prior year funding that is currently available and will be carried forward into the 2013-2014 program year, should a viable project be presented for consideration.

Economic Development Outcome

Non-Housing Community Development Needs – Objective: Suitable Living Environment/ Economic Opportunity

Priority Need: Employment Services / Job Training

Goal 1: Improve self-sufficiency for	Objective 1: Creation of 5 new full-time permanent jobs for
Cumberland County residents by increasing the number of new private sector full time permanent jobs, available to, or taken by, low and moderate income persons.	

5. GENERAL ADMINISTRATION/PLANNING

General Administration: CDBG: \$290,876, Eligibility Citation: 24 CFR Part 570.206; HOME: \$50,675, Eligibility Citation: 24 CFR Part 92.207.

Funds have been allocated under this activity for costs related to the administration and execution of Community Development projects under each of the entitlement programs for the 2013-2014 program years. Eligible administrative costs may include, but not be limited to:

- a. General management, oversight, and coordination;
- b. Salaries, wages, and related costs of the participating jurisdiction's staff;
- c. Fair Housing activities;
- d. 10 Year Plan to End Homelessness activities;

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- e. Monitoring progress and compliance with program requirements;
- f. Preparing reports and other documents related to the program for submission to HUD;
- g. Evaluating program results against stated objectives;
- h. Travel costs incurred for official business in carrying out the program;
- i. Administrative services performed under third party contracts or agreements;
- j. Capacity building and training for staff and non-profits; and
- k. Activities to affirmatively further fair housing.

6. COMPETITIVE GRANTS

Source: Continuum of Care (CoC) Program (for Homeless Assistance) Award: \$816,914 of which \$197,024 is pending HUD's approval of the project applications submitted in the 2012 CoC Homeless Assistance competition.

The CoC Homeless Assistance Program grant funds will be used specifically to continue the implementation of several projects as a part of the Continuum of Care process for Cumberland County. Those projects include the operation of the following:

Project	Project Grantee/Sponsor	Activity	Funding Amount/Grant Term
Ashton Woods	Cumberland Interfaith Hospitality Network	20-unit transitional housing program with supportive services for homeless families	\$267,745 / 1 year
Bonanza	The Salvation Army	7-unit permanent housing program with supportive services for disabled homeless persons	\$86,403 / 1 year
Leath Commons	Cumberland Interfaith Hospitality Network	5-unit permanent housing program with supportive services for disabled homeless families	\$126,877 / 1 year
Robin's Meadow	Fayetteville Metropolitan Housing Authority	12-unit transitional housing program with supportive services for homeless families	\$85,817 / 1 year
Step-Up Semi- Independent Living	The Salvation Army	2-unit transitional housing program with supportive services for 6 single homeless men	\$36,167 (Application Pending) / 1 year
The Care Center	The Salvation Army	14-unit transitional housing program with supportive services for victims of domestic violence	\$150,915 (Application Pending) / 1 year
Safe Homes for New Beginnings	Cumberland County	5-unit permanent housing program with supportive services for disabled and chronically homeless individuals and families	\$53,048 / 1 year
CoC Planning	Cumberland County	CoC planning and coordination of homeless services and activities.	\$9,942 (Application Pending)/ 1 year

Source: Emergency Solutions Grant (ESG) Amount \$TBD

In 2012, the Office of Economic Opportunity (OEO) created a new process for distributing the Emergency Solutions Grant (ESG), formerly the Emergency Shelter Grant, to reflect the program rules of the Homeless Emergency Assistance and Rapid Transition to Housing Act of 2009 (HEARTH Act), which was enacted into law on May 20, 2009. The HEARTH Act consolidates three of the previous homeless assistance programs administered by HUD under the McKinney-Vento Homeless Assistance Act into a single grant program. In addition, the HEARTH Act codifies into law the Continuum of Care (CoC) planning process, which will assist homeless persons by providing greater coordination in responding to their needs. The ESG focuses primarily on assisting people to quickly regain stability in permanent housing after experiencing a housing crisis and/or homelessness. Previously the Emergency Shelter Grant focused on the needs of homeless people in emergency or transitional shelters. As lead agency and fiscal sponsor, CCCD will submit an ESG application to the State on behalf of the CoC jurisdiction as well as contract with the State in carrying out ESG funded activities.

The 2013 ESG allocation is to be determined. The ESG funds must be allocated for projects that are eligible under the following six (6) ESG Components:

- 1) Street Outreach is for the unsheltered homeless persons which includes:
 - engagement
 - case management
 - emergency health and mental health services
 - transportation services for special populations
- Emergency Shelter is divided into two (2) sub-categories: Essential Services and Shelter for the sheltered homeless persons.

Essential Services include:

- case management
- childcare
- education
- employment
- life skills services
- legal services
- health
- mental health
- substance abuse services
- transportation services for special population

Shelter includes:

- renovation including major rehabilitation or conversion
- operations cost including maintenance, utilities, furniture, food, etc.
- Homeless Prevention includes the following items to prevent and stabilize an individual or family from becoming homeless:
 - Housing Relocation and Stabilization Services
 - Short- and Medium-Term Rental Assistance
- Rapid Re-housing includes the following items to assist the actual homeless:
 - housing relocation and stabilization services
 - short- and medium-term rental assistance
 - permanent housing

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- 5) Homeless Management Information System (HMIS) includes payment of the costs of establishing, hosting, customizing, and upgrading the HMIS.
- Administration Up to 7.5 percent can be allocated for the payment of administrative cost relating to the planning and execution of the ESG activities.

In addition to administering the CoC (Homeless Assistance) and ESG Programs, CCCD will be the contracted provider for the Project for Assistance in Transition from Homelessness (PATH) program. PATH is a component of the Substance Abuse and Mental Health Services Administration (SAMHSA) which provide services for people with serious mental illness, including those with co-occurring substance use disorders, who are experiencing homelessness or at risk of becoming homeless. PATH staff will be responsible for community-based outreach by connecting homeless persons to services related to mental health, substance abuse, case management and other support services, as well as housing services.

PATH – State grant (SAMHSA): \$192,098; local general funds: \$68,393

Homeless Needs Outcome

Homeless Needs – Objective: Suitable living environments/Decent Housing Priority Need: Human Services (specifically health care and homeless services)		
Goal 1: Increase available funding for local homeless service/housing providers	Objective 1 : Provide financial stability for local homeless initiatives in order to eliminate potential gaps in services by setting aside at least 25% of the Public Services annual	
Goal also addresses 10-Year Plan to End Homelessness Priority 3 (Identify additional funding sources for local program).		

Special Populations Outcome

Special Populations Needs – Objective: S Priority Need: Services for the Disabled	
	Objective 1 : Provide funding to programs that will assist 2 disabled persons for the 2013-2014 program year.

E. NEEDS OF PUBLIC HOUSING

Based on consultation with the Fayetteville Metropolitan Housing Authority (FMHA) during the consolidated planning process, all of the public housing developments are located outside of Cumberland County's geographic area. The only public housing properties located within our jurisdiction are scattered site single-family housing units used as a part of FMHA's Section 8 Program. The FMHA is not designated as "troubled." During the 2013 Program Year, CCCD plans to expand its marketing and outreach efforts to include coordination with the FMHA to make presentations to public housing/Section 8 program residents, specifically related to the Homebuyer Assistance Program.

F. ANTI-POVERTY STRATEGY

Throughout the development of the plan, the coordination of programs and services to assist the poorest members of our community was always a part of the development process. The long-term solution to poverty is a complex one and requires us to wrestle with social and economic issues that have persisted for decades. There is a need to alleviate the problem of excessive rent burdens for the poor by providing an increased number of available, decent, safe, and affordable housing units. Job training must be provided for skills improvement, social services with a caring heart, better education, and comprehensive health care for the indigent and more economic opportunities for people who live in Cumberland County. All of these must be components of comprehensive

community planning and economic development.

The County's 2013-2014 Annual Action Plan addresses poverty issues throughout all sections of the plan. The Goals, Objectives, and Strategies in the plan were developed based on the results of citizen and agency surveys as well as consultations with local health, social service, and public housing agencies. Concerns of the poorest members of our community were considered throughout the development of the plan and are an integral part of the plan itself. Refer to Section D above for relevant goals, objectives, and strategies in addressing the needs and carrying out relevant programs.

G. LEAD-BASED PAINT HAZARDS

Based on the 2000 Census, there are 118,425 housing units in Cumberland County. Approximately 55% of the County's housing stock was built prior to 1979. Lead paint is typically found in homes that were constructed prior to 1978. Lead-based paint is an environmental concern particularly in households with children seven years of age and younger. All Community Development housing rehabilitation staff has been trained in lead-based paint safe work practices and interim controls. Cumberland County Community Development will undertake the following strategies to educate and abate lead-based paint hazards:

- Develop and run periodic public service announcements to make households with children under seven aware that they may qualify for funding to assist with lead-based paint abatement;
- Promote National Lead Poisoning Prevention Week in October of each year through PSA's and a
 proclamation approved by the Cumberland County Board of Commissioners to increase education and
 awareness on lead hazards;
- Ensure that all households applying for funds from CCCD's Housing Rehabilitation, Emergency Repair, or First-Time Home Buyer's Programs are given brochures on the hazards of lead-based paint; and
- Conduct workshops for new contractors so that they are trained to perform lead hazard control work as
 required by the Lead Safe Housing Rules.

H. OTHER ACTIONS

The following additional actions are projected to be undertaken by Cumberland County Community Development during the 2013-2014 Program year:

Development of Institutional Structure

- There is still an under supply of seasoned non-profit housing development organizations in Cumberland County that have hands-on experience in real estate development. A small number of private for profit developers are active in the local low -income housing tax credit market. In order, however, for Cumberland County to make advances in affordable housing, it must nurture the growth and development of non-profit developers that can access the full range of State, Federal and other subsidies needed to finance affordable housing. Non-profit organizations must develop the necessary background and experience in real estate development and affordable housing finance in order to serve the housing needs of Cumberland County over the long term.
- Cumberland County Community Development will continue to provide technical assistance to non-profit
 agencies through staff and the use of technical assistance funding provided by HUD.
- Due to national trends and shifts in public funding from emergency shelter and transitional housing to permanent housing, Cumberland County has an undersupply of decent, safe, and affordable permanent housing units to address local needs.

Foster and Maintain Affordable Housing

- Offer affordable mortgage products through the Down payment Assistance Program (DAP) and the Gap Assistance Program (GAP).
- Partner with local lenders and the U.S. Department of Agriculture Rural Development to maximize the use of HOME funds for the Homebuyer Assistance Program.

- Acquire and renovate substandard single family units that will ultimately be sold to low to moderate income homebuyers through the Department's Buy Rehab Resale Program.
- Acquire vacant lots or substandard units not suitable for rehabilitation for demolition in order to eliminate blighting conditions in neighborhoods as well as provide additional affordable housing through the construction of housing for low to moderate income homebuyers or renters.
- To preserve affordable rental housing, offer low interest loans for rehabilitation of rental property through the Rental Rehabilitation Program.
- Seek eligible organizations for designation as Community Housing Development Organizations (CHDOs) to increase the production and supply of affordable housing.
- Low interest loans for non-profit and for-profit developers to build affordable rental and homeownership units.

Remove Barriers to Affordable Housing

- Interagency partnership to provide homebuyer counseling will provide increased knowledge and resources for low to moderate-income citizens seeking to purchase a home.
- Continue participation in the 10 Year planning efforts to end homeless by serving as one of the lead agencies in the community-driven process.
- Unemployment in Cumberland County is on the rise and for those who are employed, many households in the community work for low wages, which limits their housing choices and their ability to maintain their housing. Community Development will provide economic development funds, specifically geared toward job creation, to help attract higher paying industry to Cumberland County. We will continue to work with local companies as well as County Management and the other area economic development agencies in developing incentive packages to attract business to the area.
- Lack of adequate infrastructure greatly impacts the type and location of development in Cumberland County. With the use of CDBG funds, Community Development will work with the County Public Utilities Department to identify low- and moderate-income areas that may be assisted with installation of water and sewer facilities.
- Lack of awareness of fair housing laws has been identified as an impediment to fair housing choice in the 2010 Analysis of Impediments. Cumberland County Community Development will use the following strategies to affirmatively further fair housing choice:
 - Partner with the Fayetteville Metropolitan Housing Authority to provide quarterly fair housing education classes to residence transitioning to home ownership or other housing opportunity.
 - Partner with the Cumberland County Mental Health Departments Housing Division to connect persons with specific disabilities acquire to housing. Persons with mental disabilities that contact the Fayetteville-Cumberland Human Relations Department seeking housing assistance will be connected with the housing specialist of the Mental Health Department to obtain housing that is decent, safe and secure.
 - Conduct 1 symposium on Fair Housing and Equal Opportunity during April's Fair Housing Month. Invite HOME Funds Recipients that require annual fair housing training.
 - Conduct an end of program year (fourth quarter) fair housing awareness survey to gauge effectiveness of outreach efforts.
 - Use of Cumberland County's social media outlets (i.e. Facebook, Twitter, etc.) to announce fair housing related activities and public events.

I. SECTION 3 REQUIREMENTS

Cumberland County Community Development is required to comply with the Section 3 provision of the Housing and Urban Development Act of 1968. Section 3 requires that, to the greatest extent feasible, training and employment opportunities arising out of a project assisted under a program providing direct federal financial assistance from the US Department of Housing and Urban Development (HUD) be given to low and very low income residents of the service area and, where appropriate, contracts for work in connection with the project be awarded to business concerns (firm) which are located in or owned in substantial part by persons residing in the area of the project. CCCD adheres to Section 3 requirements and maintains the activities outlined in our Implementation Guide to ensure compliance with federal requirements.

J. MONITORING

Cumberland County will continue to improve its established monitoring system of CDBG, HOME, CoC Program, ESG, and other housing and community development activities to ensure both short-term and long-term contract and regulatory compliance. Monitoring is the responsibility of the Cumberland County Community Development Department.

1. Subrecipient Projects:

Monitoring of sub-recipient projects has five major components:

Grant Applications

Requests for funding application is made on a standard form and is carefully reviewed and evaluated. Points are given for each of 19 criteria covering community need, program effectiveness, financial record, and capacity. Recommendations for funding are based on evaluation of the above criteria.

Contractual Agreements

Cumberland County Community Development enters into a two-part contractual grant agreement with each subrecipient. Part I of the agreement describes the tasks to be performed with the grant funds, the results to be achieved, and other conditions specific to the project. Part II lists all Federal standards with which the agency must comply. Each funded activity is assigned to the Compliance Officer. The Compliance Officer conducts premonitoring, desk monitoring, and on-site monitoring visits at least once a year to review for contractual and regulatory compliance.

Monitoring Records

For each sub-recipient, the staff maintains monitoring records that include the following:

- 1) Basic information.
- 2) Monitoring Plan A risk assessment is carried out to determine the appropriate frequency of on-site visits, and the areas to be reviewed, including some or all of: financial management, client eligibility, program effectiveness, property, procurement, program income, fair housing and equal opportunity.
- 3) Sub-recipient training and technical assistance provided.
- 4) Review of the agency's CPA audit (if required).
- 5) Quarterly financial reports and monthly draw requests from the sub-recipient.
- 6) Quarterly programmatic reports.
- 7) On-site monitoring reports.
- 8) Correspondence and notes of significant telephone conversations.

On-Site Visits

Staff performs on-site monitoring reviews at least annually, depending on the assessment of risks for noncompliance. Program operations are observed, sub-recipient staff interviewed, client eligibility confirmed, and financial and programmatic reports verified from original documentation.

Long-Term Compliance

Activities involving real property acquisition or improvement require long-term compliance with the original purpose of the federal assistance. Cumberland County Community Development maintains a CDBG Real Property Inventory that is updated annually, and confirms that such property is still being used for the intended purpose. Cumberland County Community Development also carries out an annual review of HOME-assisted

rental units, to ensure compliance with Housing Quality Standards, tenant eligibility, and rent ceilings.

The CCCD staff has developed detailed written guidelines for monitoring sub-recipients to ensure more uniform and comprehensive reviews. CCCD monitors the federally funded projects that are implemented by the department through a simple project tracking and management reporting system. This process includes monthly management reports, frequent inter-departmental reports and meetings, and financial reports. Project expenditures are compared with budgets on a monthly basis.

CCCD relies heavily on standard operating procedures that have been designed to be in compliance with federal standards, for example, its purchasing policy. HUD monitoring and CCCD's Single Audit provide annual independent checks on compliance by both CCCD and sub-recipients.

SPECIAL MONITORING FOR PARTICULAR ACTIVITIES

Rehabilitation 24 CFR 570.202 (Eligible Activities)

Review of File Records and Progress / Regulatory Compliance

- Location (census tract, redevelopment area)
- Type of housing (SF/MF), commercial
- Number of units per structure
- Historic preservation
- Lead-based paint (inspection/remediation)
- Household income (L/M benefit)
- Procurement and Bonding
- Labor Standards Review
- Relocation and Real Property Acquisition
- Environmental Review (date/findings)
- Project in Special Flood Hazard Area
- Section 504/ADA compliance

Comparison of Performance Records with Agreement/Application

- Scope of Work (work write-up, plans and specs, and original cost estimate)
- · Contract award date, date work began
- Date final inspection; completion notice
- · Number of dwelling units completed, comparison with Application/Agreement
- · Actual delivery schedule v. Application and Agreement

In-House Cost and Productivity Review

- Method used to assure reasonable costs
- Direct construction costs (per unit)
- · Indirect/administrative costs; comparison with cost allocation plan; percent of total
- Costs within 10% of in-house estimate
- Cost per unit v/ Budget

Community Housing Development Organizations 24 CFR Part 92 Subpart G

- .300 Set-Aside for Community Housing Development Organizations
- .301 Project-Specific Assistance to Community Housing Development Organizations
- .302 Housing Education and Organizational Support
- .303 Tenant Participation Plan

Community Housing Development Organization (CHDO) Monitoring Activities

All CHDOs will be monitored annually for recertification purposes using the following criteria:

 <u>Non-profit Status</u> – The CHDO must maintain its status as a non-profit corporation with a 501(c)(3) or 501(c)(4) IRS tax-exempt ruling.

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- <u>Affordable Housing Commitment</u> The CHDO must have a stated commitment to the development or affordable housing in the community it serves. The commitment must continue to be in at least one of the following: a) articles of incorporation, b) by-laws of the organization, c) board resolution, or d) charter.
- <u>Not Controlled by Public or For-profit</u> The CHDO must continue to be free of external controls, either from public or for-profit interests.
- <u>Capacity</u> The CHDO must have its own staff and must be capable of engaging in the housing development activity it intends to pursue. The CHDO must currently have adequate capacity or must have demonstrated capacity building activities.
- <u>Board Composition</u> The CHDO's board structure must continue to reflect the community that it intends to serve and otherwise meet the regulatory requirements of the HOME program.

ON-SITE REVIEWS

Staff will perform on-site monitoring reviews at least annually, depending on the risk assessment for noncompliance. Program operations are observed, CHDO staff interviewed, client eligibility confirmed, and financial and programmatic reports verified from original documentation.

MONITORING CHDO PROJECTS

Eligible CHDO activities include: acquisition and/or rehabilitation of rental housing; new construction of rental housing; acquisition and/or rehabilitation of homebuyer property; new construction of homebuyer property; provide direct homebuyers assistance.

Monitoring activities will be conducted in accordance with Special Monitoring for Particular Activities as outlined in Item G, *Monitoring*, of the Annual Action Plan. Monitoring activities specified for rehabilitation and rental housing projects will be followed. Staff will also ensure that the Uniform Relocation Act and 49 CFR Part 24 are adhered to for acquisition projects.

**Staff will use the handbook <u>Monitoring HOME Program Performance</u> (HUD-2030-CPD, October 2000) as its primary guide and resource in conducting monitoring for CHDOs and all HOME program projects.

Rental Housing Monitoring Process

Subcentractor menogement

Project Eligibility Determination

HOME program staff should determine whether a project is eligible for HOME funding:

 Property type eligibility 	- Environmental review, and
- HOME subsidy limits,	- Site and Neighborhood standards (if applicable)

Project Tracking

HOME program staff should track progress through all stages of a project's development. When a project is in the construction phase, monitoring staff should be reviewing all documents to check the following:

Compliance with contract doodlines:

and review; and	- compliance with contract deadlines,
- Labor standards, Davis-Bacon	 Comparison of payment requests with
(if applicable)	eligible costs
- Section 3 (if applicable)	- Completed items on work item lists or an
addendum/change order.	

All work should be inspected before a payment is processed. If a project appears to be experiencing difficulties,

CUMBERLAND COUNTY, NC 2013 ANNUAL ACTION PLAN Page 15 monitoring staff should perform an on-site visit.

Project Completion Review

When a project is complete, monitoring staff should make an on-site visit to monitor compliance with the following requirements:

- Property standards,
- Only eligible costs have been reimbursed,
- Construction management records,
- Lien waivers from both general contractor and all subcontractors,
- Proper data is collected to prepare women business enterprise and minority business enterprise (WBE/MBE) reports, and
- If match is being provided, the monitor should check that all proper documents have been submitted for review and calculation.

Initial Rent and Occupancy Review

Before a project reaches stabilized occupancy (95 percent or more), monitoring staff must review the Project Compliance Report and conduct an on-site visit to confirm that rent and occupancy standards have been met.

Ongoing Monitoring

Monitoring staff must review annual Project Compliance Reports and perform regular on-site visits throughout the affordability period to ensure continued compliance with:

- Rent and occupancy requirements;
- Property standards;
- Other Federal requirements (fair housing, lead-based paint, affirmative marketing, etc.).

COMMUNITY DEVELOPMENT SUBGRANTEE MONITORING PLAN

Grantee:	Cumberland County	Period:	PY 2013
Subject:	CDBG, HOME, ESG & CoC Subrecipients	Contact:	Delores Taylor

MONITORING OBJECTIVES

Primary: To ensure that subrecipients are:

- 1) complying with all applicable Federal requirements under the above named programs and local regulations, when applicable.
- 2) complying with administrative and financial management standards.
- 3) performing and delivering services in a timely manner.

Secondary: To identify any potential areas of non-compliance and offer technical assistance to the subrecipient to ensure the continued success of both the subrecipient and Cumberland County.

PROCEDURES

Step #1 In-house reviews (desk audits) of subrecipient materials & regulations review

Step #2 Pre-monitoring visits with subrecipients

Step #3 Conduct visit as follows:

- a) Notify of date, scope, focus of review
- b) Hold entrance conference with chief official
- c) Document, gather & analyze
- d) Hold exit conference to report results, hear reaction & form conclusions

Step #4 Follow-up with letter that both praises & raises finding/concerns

RISK ASSESSMENT

Factors:

- a) New subrecipients and/or new programs
- b) Subrecipients receiving multiple Federal funding and carrying out multiple activities
- c) Subrecipients carrying out high risk activities (housing development, leasing, homeless activities, economic development)
- d) Subrecipients with previous compliance or performance problems
- e) Subrecipients that have experienced turnover in key personnel/personnel new to federal funding

Ranking:

Ranking is applied based on the above criteria. A maximum of 5 points is given for each factor considered (5 being considered the lowest risk). Subrecipients may receive a maximum score of 25 (highest risk).

CUMBERLAND COUNTY, NC 2013 ANNUAL ACTION PLAN Page 17 For the PY 2013, the risk assessment is as follows:

Agency	Score	Risk Level	Main Factors Considered
CoC Homeless Assistance - New Project Sponsors	20	High	a,b,c,e
United Management - Blanton Green, Crosswinds Green, Golfview, Haymount Manor, Legion Crossings, Legion Manor, Spring Lake Green, Alfred Street, Curtis Lane, Southview Green, Southview Villas, Southview Villas II	17	High	a,b,c
ESG Recipients Managing Housing Stabilization Programs			
Kingdom Community Development (Balsawood)	17	High	a,b,c
Public Services/Public Facilities (New Recipient(s) TBD)	17	High	a, b,c,e
Bragg Hospitality, LLC (Candlewood Suites / IHOP)	16	High	a,b,c
Fayetteville Metropolitan Housing Authority	15	Moderate	a,b,c
Terry Spell Realty - Pine Ridge Manor Apts.	12	Moderate	c,e
A Taste of Europe	12	Moderate	c,d
Blue Sky Grading	7	Low	C
Happy Hound	7	Low	С
Public Services (Returning Recipients)	-	-	-

SCHEDULE

Pre-monitoring: A pre-monitoring visit will be scheduled with each subrecipient receiving funds for PY2012. These visits will be conducted at the beginning of the program year.

Desk Monitoring: Desk monitoring will be conducted throughout the program year on all subrecipients.

Program/Financial Monitoring	Agency
July 2013 – September 2013	 Program/Financial Management (Desk) Reviews for All Subgrantees
October 2013 – December 2013	 CoC Homeless Assistance Program – New Project Sponsors United Management New Affordable Housing Program(s) New Public Services/Public Facilities Program(s)
January 2013 – June 2013	 Kingdom Community Development Corp. (Balsawood) Bragg Hospitality, LLC (IHOP/Candlewood Suites) Fayetteville Metropolitan Housing Authority Terry Spell Realty/Excel Property Management, Inc. A Taste of Europe Blue Sky Grading Happy Hound Public Services (Returning Recipients)

Monitoring plan is subject to change if certain issues should arise during the program year.

For more information on the Annual Action Plan, contact:

Cumberland County Community Development 707 Executive Place Fayetteville, NC 28305 Telephone: (910) 323-6112 Facsimile: (910) 323-6114 (Mailing address: PO Box 1829, Fayetteville, NC 28302-1829)

CUMBERLAND COUNTY, NC 2013 ANNUAL ACTION PLAN Page 18 DRAFT

APPENDIX A

Cumberland County Community Development (CCCD) Affordable Housing Resale and Recapture Guidelines

These guidelines apply when a homebuyer or developer is assisted with HOME Investment Partnerships Program funds and the homebuyer sells or transfers the assisted property subsequent to the initial HOME-assisted purchase during the period of affordability.

Period of Affordability

Consistent with 24 CFR Part 92.254(a)(4), the following minimum period of affordability shall be enforced:

HOME amount per unit	Minimum Period of Affordability
Under \$15,000	5 years
\$15,000 to \$40,000	10 years
Over \$40,000	15 years

During the period of affordability, a homebuyer will not be permitted to refinance the property without the approval of the County, nor will the County agree to a subordination of its lien interest unless it is deemed to be in the best interest of the borrower and only if the value of the collateral remains sufficient to secure the County's debt.

Resale Provisions

In accordance with the applicable homeownership resale provisions outlined in 24 CFR part 92.254 (a)(5)(i), Cumberland County shall enforce resale provisions where HOME funds are provided to developers and/or CHDOs in the form of development subsidy only and there is no direct subsidy given to the homebuyer. In addition, any direct HOME funds provided to a homebuyer in the form of a grant instead of a loan would trigger resale requirements.

In applying the resale provisions to affordable housing development for homeownership, the County will designate a unit as an affordable unit. When a unit is designated affordable and it is sold during the affordability period, the sale must meet the following criteria:

- The new purchaser must be low-income, meeting the HOME Program definition, and occupy the property as the family's principle residence.
- The sales price must be "affordable" to the new purchaser. CCCD defines affordable as the homebuyer paying no more than 30% of their annual gross income toward principal, interest, taxes, and insurance (PITI).
- The County will ensure that the housing will remain affordable to a reasonable range of lowincome homebuyers whose incomes fall within the range of 60% to 80% of the area median income. If a potential family's income falls below 60% of the area median income, they will not be precluded from purchasing a home sold under the resale provisions as long as the unit remains affordable as defined above. Additional HOME funds may be provided to a

new purchaser in the form of direct assistance through existing homebuyer assistance programs for down payment costs assistance and/or gap financing to enhance affordability.

- Under no circumstances may the "affordable" sales price exceed 95% of the median purchase price for the area established by HOME regulations.
- The original homebuyer, now the seller, must receive a "fair return" on their investment. The County defines fair return as any down payment contributed by the seller (initial investment), plus the value of any capital improvements made by the seller since the original purchase, plus a fair return on both the initial investment and the value of capital improvements calculated using the average change in the Consumer Price Index (CPI) over the period of ownership by the seller.

For purposes of the resale provisions, capital improvements are defined as improvements that add to the value of the home, prolong its useful life for more than one year, or adapt it to new uses. Fair return on capital improvements will be based on actual costs of the improvements as documented by the original homebuyer with receipts, invoices, cancelled checks, and/or other documents deemed appropriate to sufficiently substantiate the costs of the improvements. Repairs are improvements to maintain the home in good condition but do not add to its value or prolong its life, and will not be considered in determining fair return on investment. Examples of capital improvements are as follows: additions such a deck, patio, fence, sprinkler system, installation of a new roof, heating system or central air conditioning, or improvements such as built-in appliances, kitchen modernization, and flooring.

The affordability restrictions may terminate upon occurrence of any of the following termination events: foreclosure, transfer in lieu of foreclosure, or assignment of an FHA-insured mortgage to HUD. The County may use purchase options, rights of refusal or other preemptive rights to purchase the housing before foreclosure to preserve affordability. In these instances, additional HOME funds may be invested to acquire and/or rehabilitate the unit to ensure that its affordability is preserved. If during the original affordability period, the original homebuyer obtains a redemptive ownership interest in the property the affordability restrictions will be revived according to the original terms.

The resale provision will be enforced through a deed of trust, promissory note, deed restriction or land covenant, written resale agreement, and/or other similar mechanisms.

Recapture Provisions

While the recapture provision allows a homebuyer to sell their property to any willing buyer, the sale of the property during the affordability period triggers repayment of any direct HOME subsidy received by the original homebuyer when he/she purchased the home.

In accordance with the applicable homeownership recapture provisions outlined in 24 CFR part 92.254 (a)(5)(ii), Cumberland County shall enforce recapture provisions where HOME funds are provided as a direct subsidy to the homebuyer as down payment and/or purchase price assistance. The County requires the recapture of the entire amount of its HOME-funded homeownership housing assistance from net sales proceeds when the original homebuyer sells the property during the affordability period. Net proceeds are the funds remaining from the sale of the property by the original homebuyer less the repayment of the outstanding balance on any superior mortgage and any closing costs. To the extent

that net proceeds are available at closing, the principal balance of the HOME funds is due and payable. Under no circumstances will the County recapture more than is available from the net proceeds of the sale. In the event that net proceeds exceed the amount necessary to repay the County HOME funds, excess proceeds may be paid to the original homebuyer once HOME funds have been repaid to the County.

The affordability restrictions may terminate upon occurrence of any of the following termination events: foreclosure, transfer in lieu of foreclosure, or assignment of an FHA-insured mortgage to HUD. The County may use purchase options, rights of refusal or other preemptive rights to purchase the housing before foreclosure to preserve affordability. In these instances, additional HOME funds may be invested to acquire and/or rehabilitate the unit to ensure that its affordability is preserved. If during the original affordability period, the original homebuyer obtains a redemptive ownership interest in the property the affordability restrictions will be revived according to the original terms.

The recapture provision will be enforced through a deed of trust, promissory note, deed restriction or land covenant, written recapture agreement, and/or other similar mechanisms.

The Fayetteville Observer

Public Notice:

Cumberland County Annual Action Plan

Sunday, March 31, 2013

PUBLIC NOTICE

CUMBERLAND COUNTY COMMUNITY DEVELOPMENT 2013 ANNUAL ACTION PLAN PUBLIC REVIEW 5 COMMENT PERIOD

In continuing our efforts to enhance citizen participation among County residents, Cumberland County Community Development (CCCD) has made available for your review and comment a draft of the 2013 Annual Action Plan.

The 2013 Annual Action Plan, which has to be submitted to the United States Department of Housing and Urban Development (HUD), describes the specific projects that will be undertaken in the 2013 Program Year (July 1, 2013 – June 30, 2014).

A draft of the 2013 Annual Action Plan will be placed at the following locations for review from April 12, 2013 through May 11, 2013:

Cumberland County Community Development 707 Executive Place, Fayetteville

East Regional Branch Library 4809 Clinton Road, Fayetteville

Falcon Town Hall 7156 Southwest Street, Falcon

Godwin Town Hall 4924 Markham Street, Godwin

Hope Mills Branch Library 3411 Golfview Road, Hope Mills

Linden Town Hall 9456 Academy Street, Linden

North Regional Branch Library 855 McArthur Road, Fayetteville

Spring Lake Branch Library 101 Laketree Blvd., Spring Lake

Stedman Town Hall 5110 Front Street, Stedman

Wade Town Hall 7128 Main Street, Hwy 301 N., Wade

PUBLIC HEARING All citizens of Cumberland County are invited to attend a public hearing that will be held on April 15, 2013 in the Commissioners Meeting. Room, at the New County Courthouse, 117 Dick Street. The Board of Commissioners meeting will begin at 6:45 p.m.

CCD is committed to providing equal access to its facilities, programs and services for persons with disabilities by holding all meetings in locations that are handlcapped accessible. Individuals requesting any form of reasonable accommodations forpublic meetings/hearings should do so five [6] business days prior to the advertised meeting. However, if a request is made within the five (5) business days, every reasonable effort will be made to accommodate the request.

If you have questions or comments concerning the 2013 Annual Action Plan or the public hearing, call (910) 323-6112, or visit the Cumberland County Community Development office located at 707 Executive Place, Fayetteville, North Carolina 28305. Office hours are from 8:00 a.m. to 5:00 p.m. Monday through Friday.



TIM MITCHELL Deputy Director

ITEM NO.

EMERGENCY SERVICES DEPARTMENT

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF APRIL 15, 2013

BOARD OF COMMISSIONERS TO:

RANDY BEEMAN, EMERGENCY SERVICES DIRECTOR FROM:

DATE: **APRIL 10, 2013**

SUBJECT: FIRE PROTECTION IN THE BEAVER DAM FIRE DISTRICT

BACKGROUND:

The Beaver Dam Volunteer Fire Department is located in the most Southeastern portion of Cumberland County with a response district of approximately 80.7 square miles. The district is sparsely populated and is largely rural with large tracts of agricultural production, silviculture and state owned property. The major roadways are Highways 210, 242, and Cedar Creek Highway 53. The population, due to its rural nature is 26. Per square mile, according to the 2010 census data. Limited roadways in the more sparsely populated areas of the district present challenges for the Beaver Dam Fire Department in responding timely to fires across the district.

Since its incorporation in 1983, the Beaver Dam Fire Department has grown with facilities, equipment and manpower. The assessed value of the district is \$131.9 million dollars which generates fire tax revenue of \$131,901 based on 10 cent per \$100 dollar evaluation. The department is considered a low wealth fire district, one of five within Cumberland County. As per the Public Safety Task Force recommendation in 2010, the five low wealth districts receive funding from a 1.25 cent fire tax and these special funds are the differential between the regular fire tax and the special tax to bring the total budget to a minimum of \$250,000. Of the 1.25 cent tax .75 cents is allocated specifically for manpower costs only, at a cost of approximately \$71,572. One of the major concerns addressed by the Public Safety Task Force's recommendation was the lack of personnel during certain times of the day.

Another issue impacting the district is the insurance rating issued to homeowners based on a number of factors, and in particular their proximity to a fire department. The Insurance Services Office (ISO) issues parameters associated with various levels of fire service. These levels of service are assigned numbers in a range of 1 to 10 with a fire department service rating of 1 being the best and 10 being the least favorable. The ratings affect homeowner's property insurance rates within the fire department service districts. Other factors affecting the ISO rating include training of fire department staff, water supply, the results of water flow tests of public water supply and pump tests of the fire apparatus, as well as travel distance by road miles from the fire department and more importantly, whether the properties are within 6 road miles of the fire station.

CONSIDERATIONS

In analyzing the rural nature of the Beaver Dam Fire District, the following opportunities have been identified for consideration:

- Discussions with Vander Fire Department in reference to the Cedar Creek Substation providing fire service in the western portion of the Beaver Dam District, in an effort to improve response times and insurance savings to the citizens.
- Reduction in the fire tax rate for property outside of the 6-mile insurance district
- The establishment of a substation within the Turnbull community

RECOMMENDATION

Provide direction and guidance to staff on pursuing opportunities for improving fire service in the Beaver Dam Fire District.



Scale 1 in. = 10,000' Printed 4/10/2013

Beaver Dam Fire District Proposed Site at 9236 Turnbull Rd



Scale 1 in. = 10,000' Printed 4/10/2013

Beaver Dam Fire District Proposed Site at 9236 Turnbull Rd



Scale 1 in. = 10,000' Printed 4/10/2013

Beaver Dam Fire District Proposed Site at 9236 Turnbull Rd

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PUBLIC INFORMATION OFFICE

MEMORANDUM

TO: BOARD OF COUNTY COMMISSIONERS

FROM: SALLY SHUTT, PUBLIC INFORMATION DIRECTOR

THRU: JAMES E. MARTIN, COUNTY MANAGER

DATE: APRIL 10, 2013

SUBJECT: 2013-14 STRATEGIC PLAN PRESENTATION

BACKGROUND

The Board of Commissioners, county administration and department heads met on March 7, 2013 for a strategic planning session facilitated by Stan Dixon and Ed Emory of Eastern Leadership Group. The commissioners decided to keep the five goals outlined in the earlier 2011-12 Strategic Plan and to update the objectives and action steps for each goal.

The attached draft 2013-14 Strategic Plan reflects the objectives and action steps discussed at the March 7 retreat.

RECOMMENDATION/PROPOSED ACTION

Approve the draft 2013-14 Strategic Plan.

Cumberland County 2013-14 Strategic Plan

GOAL 1: Ensure a safe and healthy community by providing needed services to our citizens in a timely manner.

Objectives	Action Steps	Responsible	
Objective 1: <i>Provide youth</i> <i>development program opportunities</i> <i>that promote good citizenship.</i>	 Implement a youth component to the Citizens' Academy. Coordinate application and administration of grant funding available for youth development initiatives. 	 Cooperative Extension Library, Cooperative Extension, Community Development 	
Objective 2 : Assist with efforts to reduce crime by repeat offenders.	 Identify viable options for a Crisis Intervention assessment center to reduce jail population and emergency room visits by citizens needing mental health services. Continue Pre-trial Services Complete expansion of the Detention Center Support Drug and Sobriety Courts. Seek grant funding for Veterans and Mental Health Courts. 	 Management, Crisis Intervention Coordinator Pretrial Services Engineering & Infrastructure Management, Finance, Pretrial services 	
Objective 3: <i>Improve emergency</i> <i>response services to citizens.</i>	 Revive the Public Safety Task Force to collaborate on emergency response recommendations Consolidate FireHouse records management system between the county and city fire departments. Plan for regional back-up 911 Center. Move toward Nextgen 911. Establish a consolidated Public Safety Answering Point between City of Fayetteville and County within the next five years. 	 Management, Emergency Services IS, Emergency Services Emergency Services Emergency Services, IS Emergency Services, Management; governing bodies 	
Objective 4: <i>Promote a healthy</i> <i>community by providing educational,</i> <i>health and human services programs</i> <i>and resources to citizens.</i>	 Conduct annual community health needs assessment to identify priority needs. Provide health, child/elder abuse prevention, mental health and nutrition education programs and consumer resources for children, citizens and employees. Create program promoting responsible pet ownership. 	 Health Department Health, Mental Health, DSS, Child Support, Cooperative Extension, Library Animal Control 	

DRAFT Cumberland County 2013-14 Strategic Plan

Updated as of April 1, 2013

Action Steps	Responsible	
 Inventory and assess all County facilities to determine usage, space availability, and feasibility of retrofit. 	Engineering & Infrastructure	
 Assess all County buildings and parking lots for regulatory compliance and condition of infrastructure. 	Engineering & Infrastructure	
 Develop a County facilities plan and explore opportunities to share and create needed office space and address any compliance and maintenance issues. 	Engineering & Infrastructure	
Assess directional signage in public buildings and update to	Engineering &	
ensure accuracy and efficiency.	Infrastructure, PIO	
 Assess County government departmental recycling practices in place 	 Engineering & Infrastructure, Solid Waste Management 	
 Revive the Green Committee to research best practices and develop a feasible and fiscally responsible county government wide three-year action plan with consistent departmental green procedures. 	 Engineering & Infrastructure Solid Waste Management; County management 	
 Develop a comprehensive countywide technology plan Continue advancing the county's telecommunications plan 	 County Information Service County Information Service 	
Continue to enforce existing regulations and introduce new ordinances and codes in order to maintain a visually friendly and safe environment	 Planning, Fire inspectors, Legal 	
 Promote Master Gardener program and enlist MG volunteers to assist in beautification and green efforts by providing educational opportunities and consultation services. 	Cooperative Extension	
	 Inventory and assess all County facilities to determine usage, space availability, and feasibility of retrofit. Assess all County buildings and parking lots for regulatory compliance and condition of infrastructure. Develop a County facilities plan and explore opportunities to share and create needed office space and address any compliance and maintenance issues. Assess directional signage in public buildings and update to ensure accuracy and efficiency. Assess County government departmental recycling practices in place Revive the Green Committee to research best practices and develop a feasible and fiscally responsible county government wide three-year action plan with consistent departmental green procedures. Develop a comprehensive countywide technology plan Continue to enforce existing regulations and introduce new ordinances and codes in order to maintain a visually friendly and safe environment. Promote Master Gardener program and enlist MG volunteers to assist in beautification and green efforts by providing 	

GOAL 2: Provide adequate infrastructure consistent with orderly growth of a dynamic county.

GOAL 3: Promote economic development by creating and retaining jobs, and providing career opportunities, quality education, cultural and recreational services.

Objectives	Action Steps	Responsible
Objective 1: Ensure effective economic development incentives and practices are in place to attract and retain business and industry.	 Identify expectations for economic development through partnership with the Economic Development Alliance to include existing incentive program and policy, utilization of existing business sites and industrial parks, and job creation. 	Commissioners
	 Continue to support economic development and incentive plan for businesses. Continue to promote development that is economically viable through responsible land use planning and zoning. 	CommissionersPlanning
	 Partner to establish a user-friendly customer referral process to include a web page and workshops to answer frequently asked business-related questions. 	 Planning, Community Development
	 Continue to provide small business programs, databases, job and career centers, and skills training and increase participation. 	Library
Objective 2: Promote economic development through the preservation of natural resources, farmland and the county's agricultural industry.	 Continue to utilize the Working Lands Protection Plan as a guide to promote the long-term use of agricultural land. Conduct a feasibility study to identify locations for a farmers' market in the county. 	 Planning, Cooperative Extension Cooperative Extension
Objective 3: <i>Provide quality cultural and recreational services.</i>	• Continue to provide diverse events and programs to entertain, educate and enlighten.	Crown, Library system

GOAL 4: Educate, inform and engage employees, citizens, elected and appointed officials through effective and efficient communications.

Objectives	Action Steps	Responsible
OBJECTIVE 1: Increase citizen engagement as evidenced by increased applications for county boards and committees and attendance at public forums and meetings.	 Continue Citizens' Academy twice a year for adult residents to learn more about their county government. Encourage county employees to participate. Engage and educate citizens through resource guides, information fairs and public forums held at various locations throughout the county. 	 PIO with assistance from departments PIO, Community Development, library and other departments
OBJECTIVE 2 : Enhance communications systems and transparency so citizens can readily access information.	 Develop additional online services for citizens. Enhance website and ensure information is current. 	IS, departmentsPIO, IS
OBJECTIVE 3: Improve internal communications.	 Update and enhance Intranet and ensure all departments have access to site Continue to hold monthly department head meetings to facilitate dissemination of information to employees. Update and revise County personnel ordinance (Chapter 10) Update Human Resources policies by researching existing policies and revising or developing new policies and posting. Continue to utilize performance management evaluation system to enhance effective communications between supervisors and employees. 	 PIO, IS Management Legal, commissioners HR, Legal, Management HR, departments
OBJECTIVE 4: Enhance collaboration between county government and other boards, committees and commissions.	 Maintain schedule of joint meetings between Commissioners and various other governing boards. Establish and hold quarterly board member welcome and information sessions for existing and new board members for county's advisory boards and committees. Provide a general overview of county government during the information session. Ensure each new board member receives a full and complete orientation to the new board. 	 Commissioners Clerk, PIO, department heads, management, commissioners Departments with boards

DRAFT Cumberland County 2013-14 Strategic Plan

Updated as of April 1, 2013

GOAL 5: Employ motivated, professional and well-trained personnel who offer excellent customer service with PRIDE – Professionalism, Respect, Integrity with accountability, Diversity and Excellent Customer Service.

Objectives	Action Steps	Responsible
OBJECTIVE 1: Optimize service delivery through innovation, automation and technology to enhance current services and create new service opportunities.	 Seek and implement automated systems that enhance or create new service delivery methods. Implement digitization process to enhance service delivery. Reintroduce and promote the Employee Suggestion Program to motivate employees to develop innovative ideas and suggestions to save the county money or otherwise make service delivery more efficient. Establish a timeline for feedback. 	 IS, Departments IS Management, HR, Finance
OBJECTIVE 2 : Encourage citizen engagement and provide feedback opportunities through various outlets as it relates to service delivery.	 Post directories in all departments with name and contact information for director and/or key staff. Develop a feedback system to include standardized comment cards available in departments and an online form. Ensure feedback from cards and electronic forms are reviewed and responded to by appropriate staff member. Respond to complaints from public within 24 hours. 	 Facilities, Departments PIO, IS Departments Departments
OBJECTIVE 3 : Implement staff development and training programs.	 Identify training needs and areas of improvement. Develop courses that target supervisors' and employees' training needs and promote customer service, teambuilding and leadership. Support department-specific licensure and certification training needs. 	 HR, Departments HR HR
OBJECTIVE 4: <i>Recognize employees for their achievements.</i>	 Recognize employees at the departmental level. Develop mechanisms to recognize departments and employees countywide for their achievements. Promote the Employee Recognition Program. 	 Departments Management, PIO

DRAFT Cumberland County 2013-14 Strategic Plan

Updated as of April 1, 2013

OBJECTIVE 5: Explore competitive pay based on labor market analysis and update classification system.	•	Complete Phase II of salary/compensation plan after conducting a labor market pay analysis.	•	Management, HR
	•	Complete Phase II of the position classification plan and salary schedule to incorporate labor market data in pay ranges and develop pay policies that allow for movement within the pay range.	•	Management, HR

JAMES E. MARTIN County Manager

AMY H. CANNON Deputy County Manager



JAMES E. LAWSON Assistant County Manager

6A ITEM NO.

OFFICE OF THE COUNTY MANAGER

MEMORANDUM

- TO: BOARD OF COMMISSIONERS
- FROM: JAMES E. MARTIN, COUNTY MANAGER AMY H. CANNON, DEPUTY COUNTY MANAGER Any Caunon
- DATE: APRIL 9, 2013
- SUBJECT: CONSIDERATION OF FINANCE COMMITTEE RECOMMENDATION REGARDING OPTIONS FOR METHOD OF SALES TAX DISTRIBUTION A. AD VALOREM METHOD
 - B. INTERLOCAL AGREEMENT EXTENDING PER CAPITA METHOD

BACKGROUND:

Sales tax is distributed to local governments either on the per capita or ad valorem basis. The county has statutory authority to determine the method of distribution on an annual basis. In October of 2003, the county and municipalities entered into an inter-local agreement to distribute sales tax revenues on a modified per capita basis. This agreement expires on June 30, 2013. Municipal representatives have discussed potential options through Mayor's Coalition Meetings called specifically for that purpose.

The Finance Committee met on April 4, 2013 to discuss various options relating to sales tax distribution. At the Mayor's Coalition Meeting on March 20, 2013, a proposal was submitted which provided for transition from the modified per capita to a standard per capita method. This agreement would phase out the municipal reimbursements in equal decrements over the life of the agreement. The county's reimbursement would be reduced \$318,787 annually based upon the FY13 base year percentages. Further, our reimbursement would be reduced by another \$164,588 which represents Eastover's prior reimbursement.

The Finance Committee is recommending that the county change to the ad valorem method of sales tax distribution, unless the municipalities consent to maintain the current agreement (excluding the incorporated Eastover population) for three years. The Committee discussed the proposal from the Mayor's Coalition. However, it was agreed that eliminating the \$6.7M in municipal reimbursements fails to recognize the county's significant ongoing financial responsibilities that remain after an annexation; responsibilities such as education, human services,
public libraries, and jails. Further, the Committees' recommendation is based on the current agreement being an equitable split in sales tax revenue, since the county receives 50 percent of lost sales tax revenue after annexation and the municipalities gain 50 percent of sales tax they did have before annexation.

The Chairman of the Board sent a letter on April 4th to each Mayor and municipal manager as notification of the action of the Finance Committee. Additionally, an amendment to the current inter-local agreement was included for their consideration. Each municipality was asked to notify the County Manager of their decision no later than 1 p.m. on April 15th.

A copy of a resolution adopting the ad valorem method of sales tax distribution pursuant to NCGS 105-472 is included. Additionally, an amendment to the current inter-local agreement is also attached for your review. A draft copy of the minutes of the Finance Committee Meeting will be sent out prior to the meeting.

RECOMMENDATION:

Based upon the collective responses from the municipalities, consider changing to the ad valorem method of sales tax distribution effective July 1, 2013, or agree to the attached amendment which extends the current agreement for three years.

AHC:cas

Attachments

CUMBERLAND COUNTY BOARD OF COMMISSIONERS

ITEM NO. _____OF

RESOLUTION ADOPTING THE AD VALOREM METHOD OF SALES TAX DISTRIBUTION PURSUANT TO N. C. G. S. § 105-472

Whereas, N. C. G. S. § 105-472 provides that the board of county commissioners in each taxing county shall, by resolution adopted during the month of April of each year, determine which of the two methods of distribution of the sales tax collected in the county shall be in effect in the county during the next succeeding fiscal year; and

Whereas, since 2003 the Cumberland County Board of Commissioners has elected to adopt the per capita method of distribution of such taxes pursuant to an agreement among the county and each municipality in the county whereby each municipality has reimbursed each other jurisdiction for one-half of the sales tax revenue lost to each by municipal annexations under the per capita distribution method; and

Whereas, this agreement terminates on June 30, 2013 and all the municipalities within the county have not agreed to renew it.

Now therefore be it resolved that the Cumberland County Board of Commissioners hereby adopts the ad valorem method of sales tax distribution whereby the net proceeds of the sales tax collected in Cumberland County shall be distributed to the county and the municipalities in the county in proportion to the total amount of ad valorem taxes levied by each on property having a tax situs in Cumberland County during the fiscal year next preceding the distribution, pursuant to N. C. G. S. § 105-472(b)(2).

Be it further resolved that the ad valorem method of sales tax distribution shall become effective for the fiscal year commencing July 1, 2013 and shall remain in place until the Board of Commissioners elects to change the method in accordance with N. C. G. S. § 105-472.

Be it further resolved that the Clerk to the Board shall cause a certified copy of this resolution to be delivered to the Secretary of Revenue in Raleigh within 15 calendar days after its adoption.

Adopted at a regular meeting held April 15, 2013.

Cumberland County Board of Commissioners By:

Jimmy Keefe, Chairman

Certified a true copy of the resolution adopted by the Cumberland County Board of Commissioners at its regular meeting held April 15, 2013.

Candice White, Clerk to the Board

JIMMY KEEFE Chairman

JEANNETTE M. COUNCIL Vice Chairman

KENNETH S. EDGE CHARLES E. EVANS MARSHALL FAIRCLOTH BILLY R. KING EDWARD G. MELVIN



CANDICE WHITE Clerk to the Board

KELLIE BEAM Deputy Clerk

ITEM NO.

BOARD OF COMMISSIONERS <u>MEMORANDUM</u>

TO: CUMBERLAND COUNTY MAYORS' COALITION

FROM: CHAIRMAN JIMMY KEEFE, BOARD OF COMMISSIONERS

DATE: APRIL 4, 2013

SUBJECT: SALES TAX DISTRIBUTION METHOD

At its April 15 meeting, the Board of County Commissioners will vote on the method of sales tax distribution to be used in the county.

The county's Finance Committee met today and has recommended the county change to the ad valorem method of sales tax distribution, unless the municipalities consent to maintain the current agreement (excluding the incorporated Eastover population) for three years.

The committee discussed the Mayors' Coalition proposal that would exclude Eastover's initial incorporation population and incrementally phase out over 20 years the municipalities' sales tax reimbursements to the county for annexed populations. Over time, that proposal eliminates \$6.7 million in municipal reimbursements to the county and fails to recognize the county's significant ongoing financial responsibilities that remain after an annexation; responsibilities such as education, human services, public libraries and jails.

The current agreement is based on an equitable split in the sales tax revenue for annexed areas. It is a formula that acknowledges the county's undiminished financial obligations following annexation and the municipalities' new financial obligations to their new citizens. The county receives 50 percent of lost sales tax revenue after annexation and the municipalities gain 50 percent of sales tax revenue they did not have before annexation.

As commissioners, our responsibility is to consider the best interests of the county. Therefore, we are offering you the option of extending the current agreement, with the exception of the incorporated Eastover population, for three years.

We have enclosed an amendment extending the current interlocal agreement for your board to consider. Please inform County Manager James E. Martin of your board's decision regarding the three-year extension of the current agreement no later than 1 p.m. on April 15.

We also ask that you return a signed copy of the enclosed agreement to Mr. Martin by April 15. If all municipalities do not agree to this amendment, the Finance Committee has recommended that the full Board of Commissioners vote to change to the ad valorem method of sales tax distribution to be effective July 1, 2013.

Cc Board of Commissioners Municipal Managers James E. Martin Amy Cannon James Lawson Rick Moorefield Sally Shutt

STATE OF NORTH CAROLINA

INTERLOCAL AGREEMENT

COUNTY OF CUMBERLAND

THIS INTERLOCAL AGREEMENT, is entered into during the month of April, 2013, as indicated by the date executed by each party, by and among the City of Fayetteville (hereinafter "Fayetteville"), the Town of Hope Mills (hereinafter "Hope Mills"), the Town of Spring Lake (hereinafter "Spring Lake"), the Town of Stedman (hereinafter "Stedman"), the Town of Wade (hereinafter "Wade"), the Town of Falcon (hereinafter "Falcon"), the Town of Godwin (hereinafter "Godwin"), the Town of Linden (hereinafter "Linden"), the Town of Eastover (hereinafter "Eastover"), and the County of Cumberland (hereinafter "County").

RECITALS:

WHEREAS, sales tax revenues have been distributed among the parties to this agreement pursuant to an interlocal agreement dated October 31, 2003, effective for the fiscal year which commenced on July 1, 2004, and as amended and supplemented from time to time (hereinafter "the Sales Tax Distribution Interlocal Agreement"); and

WHEREAS, the Sales Tax Distribution Interlocal Agreement expires at the end of the current fiscal year on June 30, 2013; and

WHEREAS, the parties deem it in the best interests of their citizens to continue the distribution of sales tax revenue in accordance with the Sales Tax Distribution Interlocal Agreement.

NOW, THEREFORE, the parties agree that the existing Sales Tax Distribution Interlocal Agreement shall be extended and remain in effect for a period of three (3) additional fiscal years until June 30, 2016, in accordance with all the terms and provisions contained therein, except that the initially incorporated area of the Town of Eastover shall no longer be treated as an annexation to the end that only those annexations by the Town of Eastover since its incorporation shall be subject to this agreement.

This extension of the Sales Tax Distribution Interlocal Agreement shall be a continuing interlocal agreement which shall be approved by the governing body of each party and entered the minutes of the meeting at which it is approved.

IN WITNESS WHEREOF the parties, intending to be bound and by authority duly given, have caused this Agreement to be signed by their appropriate officials, the day and year designated by each.

ATTEST:

COUNTY OF CUMBERLAND

Candice White, Clerk to the Board

BY:

Jimmy Keefe, Chairman Board of Commissioners

Date Signed:

ATTEST:

CITY OF FAYETTEVILLE

Pamela Megil, City Clerk

BY:

Mayor Tony Chavonne

Date Signed:

Extension of Sales Tax Distribution Interlocal Agreement

ATTEST:

TOWN OF HOPE MILLS

Melissa Adams, Town Clerk

BY: Mayor Jackie Warner

Date Signed:

ATTEST:

TOWN OF SPRING LAKE

Rhonda Webb, Town Clerk

BY: Mayor Chris Rey

Date Signed: _____

ATTEST:

TOWN OF WADE

Cindy Burchett, Town Clerk

BY: Mayor Huell Akins

Date Signed:

ATTEST:

TOWN OF FALCON

Belinda Wade, Town Clerk

BY: Mayor Clifton Turpin Date Signed:

Extension of Sales Tax Distribution Interlocal Agreement

3

ATTEST:	TOWN OF GODWIN
	BY:
Town Clerk	BY: Mayor Deborah Tew Godwin
	Date Signed:
ATTEST:	TOWN OF LINDEN
Francis Collier, Town Clerk	BY: Mayor Marie Butler
	Date Signed:
ATTEST:	TOWN OF STEDMAN
Jennifer Wilson-Kersh, Town Clerk	BY: Mayor Billy Horne
	Date Signed:
ATTEST:	TOWN OF EASTOVER
	DV.
Jane Faircloth, Town Clerk	BY: Mayor Charles McLaurin
	Date Signed:

Extension of Sales Tax Distribution Interlocal Agreement

4

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

County Finance Director

Fayetteville Finance Director

Hope Mills Finance Director

Spring Lake Finance Director

Stedman Finance Director

Wade Finance Director

Falcon Finance Director

Godwin Finance Director

County Attorney

City Attorney

Town Attorney

Town Attorney

Town Attorney

Town Attorney

Town Attorney

Town Attorney

Linden Finance Director

Town Attorney

Eastover Finance Director

Town Attorney

Extension of Sales Tax Distribution Interlocal Agreement

ITEM NO.

PHYLLIS P. JONES Assistant County Attorney

ROBERT A. HASTY, JR. Assistant County Attorney

RICKEY L. MOOREFIELD County Attorney



OFFICE OF THE COUNTY ATTORNEY

5th Floor, New Courthouse • P.O. Box 1829 • Suite 551 • Fayetteville, North Carolina 28302-1829 (910) 678-7762

MEMO FOR THE AGENDA OF THE APRIL 15, 2013 MEETING OF THE BOARD OF COMMISSIONERS

TO:	Bd. of Commissioners; Co. Manager; Amy Cannon; Jeff Hunt; Jan Spell
FROM:	Co. Atty. R. Moorefield
DATE:	April 9, 2013
SUBJECT:	Funding to Spring Lake and Hope Mills Chambers of Commerce

Referred from April 4, 2013 meeting of Finance Committee without Recommendation

BACKGROUND:

The Board of Commissioners has granted the Spring Lake Chamber of Commerce \$35,000 for economic development purposes each year for FY11, FY12 and FY13. There has not been a contract executed for the expenditure of any of these funds. There was no contract for FY11 funds because there was no proposal for the use of the funds and no FY11 funds have been spent. All FY12 funds have been spent for individual invoices submitted by the Spring Lake Chamber in the total amount of \$35,100. Of this amount, \$27,600 was spent for the chamber's social media and PR events; \$5,000 was spent on engineering services for an alternate overpass design for the Town of Spring Lake; and \$2,500 was spent on a strategic planning process for the Chamber. Jeffrey Hunt, CEO of the Spring Lake Chamber, acknowledges these expenditures were not for economic development purposes.

In the spring of 2012, the county attorney discussed a contract with the Spring Lake CEO. Since the FY12 funds have been spent, the Spring Lake Chamber is asking the contract to address the FY13 and FY11 funds. The Spring Lake Chamber's proposed use of these funds is as follows:

- Fund the hiring of Global Perspectives to conduct a strategic planning process for the development of the Highway 210 corridor at a cost of \$3,000
- Fund the hiring of McGill Associates to develop a Streetscape, Gateway and Main Street Master Plan to include architectural renderings and proposed façade improvements for existing buildings at a cost of \$32,000
- Fund a façade improvement program for Main Street by which Main Street building owners may apply for grants to bring their building's façade into compliance with the architectural renderings developed by the Main Street Plan at a cost of \$35,000

The consultants for these two planning projects have already been hired and have generated invoices that need to be paid.

The Board of Commissioners also granted the Hope Mills Chamber of Commerce \$35,000 for economic development purposes for FY13. The Hope Mills Chamber has proposed the following use of those funds:

- \$2,500 has been spent with the Fayetteville Observer on the Discover Fayetteville Publication. We have included all community events through next summer. We would request reimbursement of this expenditure.
- \$1,295 The Fayetteville Area Convention and Visitors Bureau is working with Cityview Magazine to produce a community map. Hope Mills desperately needs a map and would like to be included in this project. We would like this map to be used as a hand-out at Town Hall, Municipal Library and the Chamber office as well as the other venues that the Convention and Visitors Bureau manage. We have no less than 5 calls per week requesting a map of the area.
- \$1,200 The Up & Coming Pocketbook Guide. We were proud to be in this publication last year and with your help, we would like to be in this publication again this year.
- \$15,000 to be used in conjunction with the Town of Hope Mills funds to complete the entryway signs into Hope Mills. There are 18 street entrances into Hope Mills. The Hope Mills funds will not be enough to complete this project. Once the signs are erected, there should be at least \$200 per sign for landscaping. We have several member companies working on artwork and bids for this project. We may not need the entire \$15,000.
- We would like to reserve the balance of the funds for future community projects and events. We have the youth association tournament coming to Hope Mills next summer and I am sure that there will be help needed. We hope to be in a position to help promote the event and put a great face on our community.

The county attorney has had several discussions with Jeff Hunt for the Spring Lake Chamber and Jan Spell for the Hope Mills Chamber about what constitutes economic development activities. The county attorney has asked that both chambers propose uses of the funds for economic development activities, defined in the statutes and case law as those activities intended to increase employment opportunities or the tax base. The county attorney is of the opinion that the proposed uses do not constitute economic development activities under these statutory and case law definitions. The county attorney requests guidance as to whether these funds can be used for these specific purposes.

RECOMMENDATION/ACTION REQUESTED:

Consider whether the proposed uses described above are within the scope of the board's directive that the grants to the Spring Lake and Hope Mills Chambers of Commerce be used for economic development purposes.

JAMES E. MARTIN County Manager

AMY H. CANNON Deputy County Manager



JAMES E. LAWSON Assistant County Manager

ITEM NO.

B

OFFICE OF THE COUNTY MANAGER

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF APRIL 15, 2013

- TO: **BOARD OF COUNTY COMMISSIONERS**
- JAMES E. MARTIN, COUNTY MANAGER FROM:

DATE: **APRIL 4, 2013**

SUBJECT: **CONSIDERATION OF PROPOSED SCHEDULE FOR FISCAL YEAR 2014** BUDGET WORK SESSIONS AND BUDGET PUBLIC HEARING

BACKGROUND

Management anticipates submitting the FY14 Proposed Budget to the Commissioners on Monday, June 3, 2013. Several work sessions may be needed for your review.

RECOMMENDATION/PROPOSED ACTION

The following schedule is recommended for your consideration with all meetings to be held in the Cumberland County Courthouse, 117 Dick Street, Fayetteville, NC.

Monday, June 3, 2013	9:00 AM	Budget Presentation	Room 118
Tuesday, June 4, 2013	5:30 PM	Department Head Appeals/Work Sessions	Room 564
Thursday, June 6, 2013	5:30 PM	Budget Work Session	Room 564
Monday, June 10, 2013	7:00 PM	Budget Public Hearing	Room 118
Tuesday, June 11, 2013	5:30 PM	Budget Work Session	Room 564
Thursday, June 13, 2013	5:30 PM	Budget Work Session / Adopt Budget ?	Room 564
Monday, June 17, 2013	6:45 PM	Adopt Budget	Room 118

PROPOSED ACTION

Adopt a schedule for FY14 budget work sessions and public hearing as recommended or modified.

/ct

CM040413-1

JIMMY KEEFE Chairman

JEANNETTE M. COUNCIL Vice Chairman

KENNETH S. EDGE CHARLES E. EVANS W.MARSHALL FAIRCLOTH BILLY R. KING EDWARD G. MELVIN



CANDICE WHITE Clerk to the Board

KELLIE BEAM Deputy Clerk

CUMBERLAND COUNTY*

9A ITEM NO.

BOARD OF COMMISSIONERS

April 10, 2013

April 15, 2013 Agenda Item

TO: Board of Commissioners

FROM: Kellie Beam, Deputy Clerk to the Board KB

SUBJECT: Animal Control Board

The Animal Control Board has one (1) vacancy as follows:

City of Fayetteville Resident Positions:

Reba Axtell – Resigned. Recommendation of the Fayetteville City Council is for Melissa Katzenberger to fill the unexpired term. (See attached)

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

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

pc: Dr. John Lauby, Animal Control Director Jane Starling, City of Fayetteville



MEMORANDUM

- TO: Kelli Beam, Deputy Clerk to the Board Cumberland County
- FROM: Pamela Megill, City Clerk

DATE: March 28, 2013

SUBJECT: ANIMAL SERVICES BOARD RECOMMENDATION

Please consider this formal notification that Melissa Katzenberger is the Fayetteville City Council's recommendations for the Animal Services Board. Please place this item on the Commissioner's agenda for consideration.

Should you require additional information, please contact me at (910) 433-1989

433 HAY STREET FAYETTEVILLE, NC 28301-5537 PH: (910) 433-1989 FAX: (910) 433-1606

www.cityoffayetteville.org www.facebook.com/cityoffayettevillegovernment Twitter @CityOfFayNC

ANIMAL CONTROL BOARD 3 Year Term (Terms extended from 2 to 3 years on 8/5/02)

				50000 Table 200
	Date			Eligible For
Name/Address	Appointed	Term	Expires	Reappointment
Knowledge & Experience in I Tolulope Adeyemi 8118 French Horn Lane Fayetteville, North Carolina 2	8/12	landling Position 2nd	Aug/15 8/31/15	No
583-9408/487-3959	0514			
5 54 8 56A 646 68 68A				8
Promoting Goals of the Anima				· · · · · · · · · · · · · · · · · · ·
Based and Representative Org		and the second sec	10000-010	
Cristobal S. Berry-Caban	8/12	2nd	Aug/15	No
412 City View Lane	0201		8/31/15	
Fayetteville, North Carolina 2	8301			
813-451-3004/907-8844 (W)				
Ex-Officio - The Veterinarian	on Contract to the An		partment Position	
VACANT (Dr. J. Lauby resign	ned) 6/07	4 th	June/10	Yes
2009 191 2019 2 2023			6/30/10	
At-Large Positions				12
Victor Hogan	02/11	2nd	June/13	Yes
4024 Windy Fields Drive	02/11	2110	6/30/13	103
Fayetteville, NC 28306			0/50/15	
•	serving unexpired terr	m: eligible to serv	e 1 additional 3-v	vear term)
		A 170	100	
Burton Lawson	02/11	1st	Feb/14	Yes
204 Rush Road			02/28/14	
Fayetteville, NC 28305				
723-2142/433-2161				
City of Fayetteville Resident P	ositions			
VACANT (Vacated by R. Axt	ell) 9/12	1 st	Oct/14	Yes
	~		10/31/14	
	(serving unexpired ter	rm; eligible for on	e additional term)
Daniel Montoya	9/12	1st	Sept/15	Yes
3505 Cokefield Court	27.2	100	9/30/15	105
Fayetteville, North Carolina 28	306		5100110	
	155000 n 751			

Board was established by ordinance adopted on January 4, 1999.

Meetings: Bi monthly (Feb./Apr./June/Aug./Oct./Dec.) – 1st Monday (*no meetings held on first or last day of any month*) - 6:00 PM - 4704 Corporation Dr. Contact: Linda Morrison/or Dr. John Lauby, Animal Services Director 321-6851

APPLICANTS FOR ANIMAL CONTROL BOARD

NAME/ADDRESS/TELEPHONE	OCCUPATION	EDUCATIONAL BACKGROUND
BANQUISET, ANEL S. (H/M) 1407 STANSFIELD DRIVE FAYETTEVILLE, NC 28303 482-0443	NONE LISTED	HS; AS
BOYD, CAROL (W/F) 5510 TOURNAMENT LANE HOPE MILLS, NC 28348 910-723-5365 Graduate-County Citizens' Academy: N Graduate-Institute for Community Lead Graduate-Leadership Fayetteville: No Graduate-United Way's Multi-Cultural L Graduate-other leadership academy: M	lership: No	BACHELORS - BIOLOGY ZOOLOGY
BURKHARDT, HEATHER (W/F) 5226 LACROSS POINT PARKTON, NC 28371 910-489-2336 **SERVES ON Graduate-County Citizens' Academy: N Graduate-Institute for Community Lead Graduate-Leadership Fayetteville: No Graduate-United Way's Multi-Cultural L Graduate-other leadership academy: N	ership: No .eadership Program: No	BS D.V.M
BUTTERFLY, GEORGE 1623 GILLESPIE STREET FAYETTEVILLE NC 28306 323-8845/391-1945 (w)	SELF EMPLOYED BUTTERFLY EMT	DEGREE IN SOCIAL SERVICES
CARTER, JAMES DANA II 630 DEVOE AVENUE FAYETTEVILLE, NC 28314 237-8796/703-220-2799	LOGISTICS COORDINATOR	BA
DECOSTA, JOSEPH M (W/M) 7016 MARINERS LANDING DRIVE FAYETTEVILLE, NC 28306 486-9686/286-9686	US MILITARY AIRDROP SYSTEMS TECHNICIAN	MILITARY LEADERSHIP SCHOOLS
DODSON, CATHERINE (W/F) 2537 FORDHAM DR FAYETTEVILLE NC 28304 486-8143/309-4690 Graduate-County Citizens' Academy: N/ Graduate-Institute for Community Leade Graduate-Leadership Fayetteville: NO Graduate-United Way's Multi-Cultural Leadership academy: Fa	ership: NO eadership Program: NO	COLUMBUS UNIVERSITY

APPLICANTS FOR ANIMAL CONTROL BOARD Page 2

NAME/ADDRESS/TELEPHONE OCCUPATION BACKGROUNI HALL, MARY COSMETOLOGIST BS; AD COSMETOLOGIST BS; AD COSMETOLOGIST 504 MARTINE ROAD AESTHETICIAN BS; AD COSMETOLOGIST BS; AD COSMETOLOGIST FAYETTEVILLE, NC 28305 GTATUS AESTHETICIAN BS; AD COSMETOLOGIST FAYETTEVILLE, NC 28305 GTAUASCOUNC AESTHETICIAN AESTHETICIAN 705 BROUGHAM RD AESTHETICIAN AESTHETICIAN AESTHETICIAN 705 BROUGHAM RD AESTHETICIAN AESTHETICIAN AESTHETICIAN 910-964-8844 AS-FLIGHT EMBRY RIDDLE AGTAUASCOUNCHILE, NC 28311 EMBRY RIDDLE 910-964-8844 AS-FLIGHT ENGINEERING Graduate-United Way's Multi-Cultural Leadership Program: NO Graduate-Initide Way's Multi-Cultural Leadership Program: NO Graduate-Culture Steeves ON THE MINIMUM HOUSING APPEALS BOARD** KATZENBERGER, MELISA (W/F) RETIRED HIGH SCHOOL 714 BLAWELL STREET STEDMAN, NC 28314 TO9-0729/222-2800 Graduate-Institute for Community Leadership: NO Graduate-Institute for Community Leadership Program: NO Graduate-County Citizens' Academy: N/A Graduate-Institut			EDUCATIONAL
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714 BLAWELL STREET STEDMAN, NC 28391 484-3434 (H) **SERVES ON THE MINIMUM HOUSING APPEALS BOARD** KATZENBERGER, MELISSA (W/F) REAL ESTATE BROKER/AGENT HIGH SCHOOL 7709 CHARRING CROSS LN KELLER WILLIAMS FAYETTEVILLE NC 28314 709-0729/222-2800 Graduate-County Citizens' Academy: N/A Graduate-County Citizens' Academy: N/A Graduate-Institute for Community Leadership: NO Graduate-Institute for Community Leadership Program: NO Graduate-Inted Way's Multi-Cultural Leadership Program: NO Graduate-other leadership academy: NO LANE, PEGGY RETIRED HIGH SCHOOL 2652 NOXON ST FAYETTEVILLE NC 28306 910-423-7127 Graduate-County Citizens' Academy: N/A Graduate-Institute for Community Leadership: NO Graduate-Leadership Fayetteville: NO Graduate-Leadership Fayetteville: NO Graduate-Leadership Fayetteville: NO Graduate-Leadership Fayetteville: NO Graduate-United Way's Multi-Cultural Leadership Program: NO Graduate-Leadership Fayetteville: NO Graduate-Leadership Fayetteville: NO MYERS, SUSAN E. (W/F) UNEMPLOYED BUSINESS ADMIN. 5135 FOXFIRE RD FAYETTEVILLE NC 28303 910-779-2932 Graduate-County Citizens' Academy: NO Graduate-County Citizens' Academy: NO MYERS, SUSAN E. (W/F) INEMPLOYED BUSINESS ADMIN. 5135 FOXFIRE RD FAYETTEVILLE NC 28303 910-779-2932 Graduate-County Citizens' Academy: NO Graduate-Leadership Fayetteville: NO Graduate-Leadership Fayetteville: NO Graduate-Leadership Fayetteville: NO Graduate-Institute for Community Leadership: NO Graduate-Leadership Fayetteville: NO Graduate-United Way's Multi-Cultural Leadership Program: NO HIGH SCHOOL HIGH SCHOOL HIGH SCHOOL HIGH SCHOOL	Graduate-United Way's Multi-Cultural Le		fficers School (Air Force)
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APPLICANTS FOR ANIMAL CONTROL BOARD Page 3

EDUCATIONAL

NAME/ADDRESS/TELEPHONE	OCCUPATION	EDUCATIONAL BACKGROUND
PARKER, CLIFFORD A. (B/M) 1033 LAUREN MCNEILL LOOP APT. E FAYETTEVILLE, NC 28303 257-6439/677-2742	CALL CENTER AGENT OA III - DSS	JUNIOR AT FSU
POWELL, CHRISTINE E. 1532 DOVER COURT FAYETTEVILLE, NC 28304 286-6752/672-1994	ASST TO DEAN-FSU LECTURER	BS, MBA
RAY, HOSEA M (W/M) 703 KOOLER CIRCLE FAYETTEVILLE NC 28305 484-2251/494-2825 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: Military Ad	nip Program: NO	GRADUATE DEGREE MA MANAGEMENT
SHACKETT, PATRICIA LYNN (W/F) 5014 INVERNESS DR FAYETTEVILLE NC 28304 644-1596/354-6938 Graduate-County Citizens' Academy: N/A Graduate-Institute for Community Leadership: N Graduate-Leadership Fayetteville: No Graduate-United Way's Multi-Cultural Leadership Graduate-other leadership academy: No		NONE LISTED
STEINMAN, CHARLES (W/M) 2836 BRENDA CIRCLE SPRING LAKE, NC 28390 436-6593	DISABLED	NONE LISTED
SUBLETT, KIMBERLY 4517 HEADWIND DRIVE FAYETTEVILLE, NC 28306 424-9524/237-2390	CORPORATE SYSTEMS ANALYST-CFVHS	BS; MBA
TOLER, RAYMOND A. (-/M) 3501 CEDAR HILL DRIVE FAYETTEVILLE, NC 28312 527-0507 (H) / 484-7840 (W)	LOCKSMITH	COLLEGE
TOWNSEND, SHELBY T. (W/F) 7132 SIM CANADY HOPE MILLS, NC 28348 425-0967	RETIRED SELF EMPLOYED	HS; SOME COLLEGE
WILSON, DORIS 5518 ABERDEEN PLACE FAYETTEVILLE, NC 28303 487-3443	RETIRED	1 YEAR COLLEGE

JIMMY KEEFE Chairman

JEANNETTE M. COUNCIL Vice Chairman

KENNETH S. EDGE CHARLES E. EVANS W.MARSHALL FAIRCLOTH BILLY R. KING EDWARD G. MELVIN



CANDICE WHITE Clerk to the Board

KELLIE BEAM Deputy Clerk

ITEM NO.

BOARD OF COMMISSIONERS

April 10, 2013

April 15, 2013 Agenda Item

TO: Board of Commissioners

FROM: Kellie Beam, Deputy Clerk to the Board KB

SUBJECT: Board of Adjustment

BACKGROUND: On April 2, 2013, The Board of Commissioners nominated Johnson Chestnutt and Kim Smalls to fill the Alternate Member vacancy below. Since that meeting both nominees have withdrawn their names and are not interested or eligible in being an alternate member on the Board of Adjustment. The Board of Adjustment has the following one (1) vacancy:

Alternate Member:

Martin Locklear – completed second term. Not eligible for reappointment. The Board of Adjustment does not have a recommendation. (See attached)

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

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

Attachments

pc: Pier Varner, Planning and Inspections

Kellie Beam

From: Sent: To: Cc: Subject: Pier Varner Friday, March 22, 2013 3:26 PM Kellie Beam Patricia Speicher Board of Adjustment Vacant Alternate position

Kellie,

At their regular meeting on March 21, 2013 the County Board of Adjustment voted not to offer a recommendation for nomination to fill the vacant alternate position on the board. This decision was based on the fact that after reviewing the background information for the applicants, there was no reason to prefer one applicant over another. The members did express that they appreciated the opportunity to offer a recommendation.

Have a great weekend!

Pier H. Varner

Special Projects Flanner Cumberland County Flanning & Inspections Department <u>pvarner@co.cumberland.nc.us</u> Office: (910)678-7602 Fax: (910)678-7669

"Kindness is the language which the deaf can hear and the blind can see." Mark Twain

BOARD OF ADJUSTMENT 3 Year Term

Name/Address	Date Appointed	Term	Expires	Eligible For Reappointment
Joseph M. Dykes (B/M) 5764 Pepperbush Drive Fayetteville, NC 28304 813-4193 (C)	8/12	2nd	Aug/15 8/31/15	No
Horace Humphrey (- /M) 1852 Cascade Street Fayetteville, NC 28301 488-5143	06/10	1st	June/13 6/30/13	Yes
Melree Hubbard Tart (W/F) 300 Andrews Road Fayetteville, NC 28311 488-1208/497-3712 (W)	6/10	2nd	Aug/13 8/31/13	No
Ed Donaldson 4606 Hoe Court Fayetteville, NC 28314 484-3640	9/12	2nd	Sept/15 9/30/15	No
Randy Newsome (W/M) 232 Croydon Avenue Fayetteville, NC 28311 717-5754 (H) / 436-0414 (W)	8/12	1st	Aug/15 8/31/15	Yes
<u>Alternate Members:</u> Carrie Tyson-Autry (_/F) 5951 NC Hwy 87 South Fayetteville, NC 28306-379 483-0087	6/10	2nd	Aug/13 8/31/13	No
Yvette Carson (B/F) 8712 Tangletree Drive Linden, NC 28356 339-9232 (H)	6/11 (serving unexpir	1st ed term)	Aug/13 8/31/13	Yes
William Lockett Tally (W/M) 414 Vista Drive Fayetteville, NC 28305 489-3533/483-4175 (W)	6/10	2nd	June/13 6/30/13	No

Board of Adjustment, page 2

Name/Address	Date Appointed	Term	Expires	Eligible For Reappointment
Alternate Members Continued:				
Vickie Mullins (-/F) 5905 Turnbull Road Fayetteville, NC 28312 910-484-8967	8/12	1 st	Aug/15 8/31/15	Yes
VACANT (Vacated by M. Loc	klear) 8/09	2nd	Aug/12 8/31/12	No

Meets 3rd Thursday of each month at 7:00 PM – Historic Cumberland County Courthouse, 130 Gillespie Street, Second Floor Hearing Room

Contact: Pier Varner, Planning & Inspections Department, 678-7602

3

APPLICANTS FOR BOARD OF ADJUSTMENT

NAME/ADDRESS/TELEPHONE

McHENRY, WINTON G. (W/M) 3648 LAKESHORE DRIVE HOPE MILLS NC 28348 429-1101/308-3987 (C)

MCMANUS, LUTHER M. (B/M) 3472 THORNDIKE DRIVE FAYETTEVILLE, NC 28311 488-1314 (H)

ORTIZ, ALBERTA (W/F) 325 W. SUMMERCHASE DRIVE FAYETTEVILLE, NC 28311 323-3871 (W) OCCUPATION

VP OPERATIONS MGT. ROLANDS DANCE STUDIO

RETIRED – FEDERAL GOVT/ DC HOUSING AUTHORITY **SERVES ON MINIMUM HOUSING APPEALS BOARD**

A-1 SUPPLY CO

VARIOUS SALES, MANAGEMENT, ACCOUNTING COURSES

EDUCATIONAL BACKGROUND

BIBLE COLLEGE,

AIR FORCE INSTITUTE OF TECHNOLOGY EMERGENCY RESPONSE MARKET DRIVEN MGT MA-ELEMENTARY ED JIMMY KEEFE Chairman

JEANNETTE M. COUNCIL Vice Chairman

KENNETH S. EDGE CHARLES E. EVANS W.MARSHALL FAIRCLOTH BILLY R. KING EDWARD G. MELVIN



CANDICE WHITE Clerk to the Board

KELLIE BEAM Deputy Clerk

10A ITEM NO.

BOARD OF COMMISSIONERS

NORTH CAROLINA

April 10, 2013

April 15, 2013 Agenda Item

TO: Board of Commissioners

FROM: Kellie Beam, Deputy Clerk to the Board

SUBJECT: Cumberland County Local Emergency Planning Committee

BACKGROUND: On April 2, 2013, the Board of Commissioners nominated the following individuals to fill two (2) vacancies on the Cumberland County Local Emergency Planning Committee:

<u>First Aid Representative:</u> James Bullard Jr. (new appointment)

Law Enforcement Representative: Lt. Freddie Johnson Jr. (new appointment)

I have attached the current membership list for this committee.

<u>PROPOSED ACTION</u>: Appoint individuals to fill the two (2) vacancies above.

Attachment

pc: Gene Booth, Emergency Services

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

Name/Address	Date Appointed	Term	Expires	Eligible For Reappointment
Print and Broadcast Media Represent Jackie Tuckey City of Fayetteville Environmental \$ 455 Grove Street Fayetteville, NC 28301	8/10	1 st	Aug/13 8/31/13	Yes
Phone: 433-1854				
Sally Shutt CC Communications Manager P.O. Box 1829 Fayetteville, NC 28302	6/10	1 st full	Aug/13 8/31/13	Yes
Phone: 437-1921	(eligible to serve	e an additional 3	-year term)	
Operators of Facilities Representativ Rayford Hunt Hexion Specialty Chemicals 1411 Industrial Drive Fayetteville, NC 28301 485-9269	<u>ve</u> 12/11	2nd	Dec/14 12/31/14	No
VACANT (vacated by Gene Smith) Goodyear Tire and Rubber 6650 Ramsey Street Fayetteville, NC 28311 893-8213/630-5678 (W)	8/09	1 st	Aug/12 8/31/12	Yes
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)	2/13	2nd	Feb/16 2/28/16	No

Cumberland County Local Emergency Planning Committee, page 2

Name/Address	Date Appointed	Term	Expires	Eligible For Reappointment
Law Enforcement Representative Sgt. Erwin Montgomery NC Highway Patrol 2435 Gillespie Street Fayetteville, NC 28306-3053 486-1334	9/09	2nd	Sept/12 9/30/12	No
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 Fayetteville, NC 28301-5565 433-1819	2/13	2nd	Feb/16 2/28/16	No
Emergency Management Representa Gene Booth Cumberland County Emergency Ser 131 Dick Street Fayetteville, NC 28301	11/11	1st erm - eligible	Sept/13 9/30/13 for one addition	Yes al term)
678-7641 <u>Community Group Representative</u> VACANT (vacated by J. Womble)	8/07	2 nd	Aug/10	No
Transportation Representative VACANT (vacated by Eddie Smith)	12/09	1st	8/31/10 Dec/12 12/31/12	Yes
	01/11 g unexpired term; elig	1st jible to serve t	Jan/12 1/31/12 two additional th	Yes nree-year terms)
433-3705 (W)				

Cumberland County Local Emergency Planning Committee, page 3

Name/Address	Date Appointed	Term	Expires	Eligible For Reappointment
Hospital Representative	Appointed	Term	Expires	Reappointment
Cristobal Berry-Caban	2/13	2nd	Feb/16	Yes
412 Cityview Lane			2/28/16	
	The second	m; eligible to serve		erm after the
(813) 451-3004/ 907-8844 (W)	Feb 28	, 2016 term expires	5)	
Fire Fighting Representative				
Assistant Chief Thomas M. Alle	n 12/11	2nd	Dec/14	No
Fire/Emergency Management			12/31/14	
City of Fayetteville				
433 Hay Street				
Fayetteville, NC 28301				
433-1009				
First Aid Representative			5-1 	
VACANT (Vacated by K. Bruns	on) 11/10	1 st full	Nov/13	Yes
an control and the first of the set of the set of control of the set			11/30/13	
<u>At-Large Representative</u> Phillip McCorquodale	4/10	1 st	April/13	Yes
2413 Cleveland Avenue	4/10	1	04/30/13	168
Fayetteville, NC 28312	4		01150115	
323-4112/323-9600 (W)				
Marsha Fogle 6/10	12/11	1st	Aug/13	Yes
PO Box 278 Stadman NC 28201 (as	wina unavairad tar	mu alicible for ano	08/31/13	
Stedman, NC 28391 (se 483-9579	iving unexpired ter	m; eligible for one	additional term)	
103-3373				
Local Environmental Representat	ive			
Paul Rawls	2/10	1st	Feb/13	Yes
225 Green Street, Suite 714			2/28/13	
Fayetteville, NC 28301 424-5556 (H) / 433-3303 (W)				
+2+-5550 (II) / +55-5505 (W)				
Utilities Representative				
Ray Jackson (/M)	2/13	2nd	Feb/16	No
Public Works Commission			2/28/16	
955 Old Wilmington Road				
Fayetteville, NC 28301 223-4118				
223-1110				

Cumberland County Local Emergency Planning Committee, page 4

	Date					Eligible For
Name/Address	Appoin	ited		Term	Expires	Reappointment
Andrew Moore	8/10	231		1^{st}	Aug/13	Yes
Directorate of Public Works					8/31/13	
Environmental Compliance Branch						
2175 Reilly Road, Stop A						
Fort Bragg, NC 28310			18			
813-8506				245		

Ex-Officio Members:

Emergency Management Randy Beeman, Cumberland County Emergency Services

<u>Fayetteville Fire/Emergency Management</u> Ben Major, Chief, Fayetteville Fire Department

Kristoff Bauer, Interim City Manager James Martin, County Manager

Contact: Randy Beeman, 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

JIMMY KEEFE Chairman

JEANNETTE M. COUNCIL Vice Chairman

KENNETH S. EDGE CHARLES E. EVANS W.MARSHALL FAIRCLOTH BILLY R. KING EDWARD G. MELVIN



CANDICE WHITE Clerk to the Board

KELLIE BEAM Deputy Clerk

10 B

CUMBERLAND * COUNTY*

ITEM NO.

BOARD OF COMMISSIONERS

April 10, 2013

April 15, 2013 Agenda Item

TO: Board of Commissioners

FROM: Kellie Beam, Deputy Clerk to the Board KB

SUBJECT: Transportation Advisory Board

BACKGROUND: On April 2, 2013, the Board of Commissioners nominated the following individuals to fill five (5) vacancies on the Transportation Advisory Board:

Vocational Rehab Representative: Shelton Clark (reappointment)

<u>At-Large Representative:</u> **Alfred Foote** (new appointment)

County Planning Department Director or Designee: Tom Lloyd (new appointment)

> MPO Representative: Michael Rutan (new appointment)

Dialysis Center Representative: Eboni Green (new appointment)

I have attached a current membership list for this board.

<u>PROPOSED ACTION</u>: Appoint individuals to fill the five (5) vacancies above.

Attachment

pc: Kristine Wagner, Transportation Program Coordinator

TRANSPORTATION ADVISORY BOARD

2 Year Term

(All terms expire November 30th and begin December 1st according to the TAB bylaws.)

Name/Address	Date Appointed	Term	Expires	Eligible For Reappointment
City of Fayetteville Representative VACANT (Vacated by A. Thomas) 11/10	2nd	Nov/12 11/30/12	No
<u>Urban Transit Provider Representat</u> Wendy Nunnery Fayetteville City Transit 2816 Bears Den Way Fayetteville, NC 28301 484-8612/433-1748 (W)	<u>ive</u> 11/11	2nd	Nov/13 11/30/13	No
Mid-Carolina Council of Governme Glenda Dye Mid-Carolina Council of Governme P.O. Box 1510 Fayetteville, North Carolina 28302- 323-4191 ext. 22 (W)	11/11 ents	<u>nee</u> 2nd	Nov/13 11/30/13	No
County DSS Director or Designee Sheila Stevenson 1704 Pristine Lane Fayetteville, NC 28348 425-2989 / 677-2423 (W)	11/11	2nd	Nov/13 11/30/13	No
DSS Work First Representative Cheryl Campbell Cumberland County DSS P.O. Box 2429 Fayetteville, North Carolina 28302-2	11/11 2429	2nd	Nov/13 11/30/13	No
Workforce Development Center Dir Lorria Troy Workforce Development Center 410 Ray Avenue Fayetteville, North Carolina 28301	ector or Designee 11/11	2nd	Nov/13 11/30/13	No

Transportation Advisory Board, page 2 (All terms expire November 30th and begin December 1st according to the TAB bylaws.)

	Date		ja Suusta sa	Eligible For
Name/Address	Appointed	Term	Expires	Reappointment
Vocational Rehab Representative Shelton L. Clark 1407 Murchison Road Fayetteville, NC 28301	11/11	1st	Nov/12 11/30/12	Yes
964-3332/486-1717				
Sheltered Workshop Director or Do	esignee			
Kena Farrington	10/12	1st	Nov/13	Yes
2123 Quailridge Drive			11/30/13	
Fayetteville, NC 28304 (serv 910-826-4699	ing unexpired term; el	igible to serv	e an additional ter	m)
Aging Programs Representative				
Elouise Garvin 4017 Bankside Drive	11/11	1st	Nov/13	Yes
Fayetteville, North Carolina 28311			11/30/13	
County Mental Health Director or I Vince Wagner	<u>Designee</u> 11/11	1st	Nov/13	Yes
CC Area Mental Health Center			11/30/13	100
109 Bradford Avenue				
Fayetteville, North Carolina 28301- 323-0601(W)	-5496			
525-0001(W)				
Emergency Medical Services Repre	esentative			
VACANT (vacated by Michael Roy	ye)5/09	1^{st}	Nov/10	Yes
Cape Fear Valley – EMC PO Box 2000			11/30/10	
Fayetteville, NC 28302				
615-5651				
County Representative				
VACANT (not required)				
County Planning Department Direct	tor or Designee			
Cecil Combs	11/10	2nd	Nov/12	No
Cumberland County Planning Depa	rtment		11/30/12	
P.O. Box 1829	1820			
Fayetteville, North Carolina 28302- 678-7606 (W)	1829			

Transportation Advisory Board, page 3 (All terms expire November 30th and begin December 1st according to the TAB bylaws.)

Name/Address	Date Appointed	Term	Expires	Eligible For Reappointment
County Health Director or Designee VACANT (Vacated by S. Barrett)	2 11/11	1st	Nov/12 11/30/12	Yes
At-Large Representatives Dorothy A. Harris 270 Lick Creek Drive Linden, NC 28356 897-5265	11/12	2nd	Nov/14 11/30/14	No
Pamela S. Story 631 West Cochran Avenue Fayetteville, NC 28301 339-8350/678-2621	11/12	2nd	Nov/14 11/30/14	No
Faye Lewis 415 Shamos Court Fayetteville, NC 28311 568-6884/323-4191 (ext. 31)	11/12	2nd	Nov/14 11/30/14	No
Ifetayo Farrakhan Dept. of Social Services 1225 Ramsey Street Fayetteville, North Carolina 28301 677-2531	11/10	2nd	Nov/12 11/30/12	No

**Board was created by the Commissioners on 11/6/00.

Meetings: Third Tuesday in first month of each quarter (Jan., Apr., July, Oct.) at 10:00 AM - Special meeting held in June.

Location: Historic Courthouse, Courtroom 3B

Contact: Kristine Wagner (Planning & Inspections) x7624, fax # 678-7601