
AGENDA
CUMBERLAND COUNTY BOARD OF COMMISSIONERS
COURTHOUSE – ROOM 118
DECEMBER 16, 2013
6:45 PM

INVOCATION – Commissioner Billy King

PLEDGE OF ALLEGIANCE – Commissioner Billy King

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

Recognition of Outgoing Board Member:

Carrie Tyson-Autry, Board of Adjustment

Tom Cain, Joint Senior Citizens Advisory Commission

William Watson, Joint Senior Citizens Advisory Commission

Willie Wright, Library Board of Trustees

Recognition of Retired County Employee:

William Duke - Cumberland County Department of Social Services

Recognition of 2013 Cumberland County Agricultural Hall of Fame Inductees:

Julian McIntyre **(Pg. 6)**

George Raz Autry III **(Pg. 7)**

Recognition of 2013 Cumberland County Young Farmer of the Year – **(Pg. 9)**

Ryan Kennedy

1. Approval of Agenda.
2. Presentation of the FY 2013 Annual Audit by Ms. Michelle Thompson, CPA, Partner, Cherry Bekaert, L.L.P. **(Pg. 10)**
3. Consent Agenda
 - A. Approval of minutes for the December 2, 2013 regular meeting.
 - B. Approval of Destruction of Department Records for County Administration, Governing Board and Planning & Inspections. **(Pg. 11)**
 - C. Approval of Sale of Surplus County-Owned Real Property. **(Pg. 15)**
 - D. Approval of Sale of Surplus Property to the City of Fayetteville. **(Pg. 17)**
 - E. Budget Revisions:
 - (1) Health **(Pg. 19)**

Child Health - Revision in the amount of \$41,366 to budget the following initiatives: Families Eating Smart and Moving More, Bicycle Safety Education, Car Seat Safety Education, Pool Safety Education and Teenage Pregnancy Prevention. (B14-222) **Funding Source – Fees**
 - (2) Sheriff's Office
 - a. Sheriff's Grants: Revision in the amount of \$5,964 to reduce the 2011 Byrne Grant for expenses incurred in FY2013. (B14-218) **Funding Source – Federal (Pg. 20)**
 - b. Federal Forfeiture-Justice: Revision in the amount of \$282,325 to recognize forfeiture funds to purchase firearms and related equipment and uniforms. (B14-228) **Funding Source- Federal Forfeiture (Pg. 21)**
 - (3) Facilities Maintenance/General Government Other **(Pg. 23)**

Revision in the amount of \$75,000 to reallocate maintenance and repair funds from General Government Other to Facilities Maintenance for the demolition of the Legal Aid building. (B14-221 and B14-221A) **Funding Source – Reallocation of Budgeted Expenditures**

- (4) Library **(Pg. 24)**

Revision in the amount of \$904 to recognize a reduction in State Aid.
(B14-217) **Funding Source – State**

- (5) Stoney Point Fire District **(Pg. 25)**

Revision in the amount of \$100 to fund unanticipated refunds to taxpayers.
(B14-225) **Funding Source – Stoney Point Fire Tax**

- (6) Westarea Fire District #10 **(Pg. 26)**

Revision in the amount of \$100 to fund unanticipated refunds to taxpayers.
(B14-226) **Funding Source – Westarea Fire Tax #10**

- (7) Special Fire District **(Pg. 27)**

Revision in the amount of \$350 to fund unanticipated refunds to taxpayers.
(B14-227) **Funding Source – Special Fire District**

- (8) School Capital Outlay Fund **(Pg. 28)**

Revision in the amount of \$266,323 to reallocate budgeted revenue and expenditures to change the funding source of a transfer to the General Fund for debt service from sales tax to lottery funds. (B14-232 and B14-232A)
Funding Source – Sales Tax and Lottery Funds

4. Public Hearings **(Pg. 30-50)**

Uncontested Rezoning Cases

- A. Case P13-46: Rezoning of 42.60+/- acres from R40 Residential/DD Density Development/CUD Conditional Use District and the Permit to R40 Residential, or to a more restrictive zoning district; located on the southwest side of SR 2013 (Old Vander Road), north of SR 2013 (Macedonia Church Road); submitted by D. Lee Herrera on behalf of Roundpoint Asset Management, Inc. (owner) and Larry King and Associates, PLS. **(Pg. 30)**

Staff Recommendation: Denial of R40 but approval of reversion to A1; adopting and approving the reasonableness statement, finding the Staff Recommendation consistent with LUP and approve reversion to A1

Planning Board Recommendation: Approve Staff Recommendation

Minimum Housing Code Enforcement

- B. Case Number: MH 109-2013 **(Pg. 33)**
Property Owner: Donnie Ray Vause Heirs & Richard Joseph Jarvis
Property Location: 3921 Nashville Drive, Fayetteville , NC
Parcel Identification Number: 0424-75-6077
- C. Case Number: MH 277-2013 **(Pg. 39)**
Property Owner: Ida Mae Davis Flood Heirs
Property Location: 4920 Wall Street, Linden, NC
Parcel Identification Number: 0574-75-1514

Other Public Hearings

- D. Public Hearing for the Purpose of Receiving Comments from Property Owners in the Proposed Bragg Estates Water & Sewer District and Consideration of Adoption of a Resolution to Create the Bragg Estates Water & Sewer District. **(Pg. 45)**

Items of Business

5. Presentation of Tourism Development Authority Annual Report by Vivek Tandon, Chairman. **(Pg. 51)**
6. Consideration of Request of Refund of Excise Tax on Conveyance. **(Pg. 52)**
7. Consideration of Request from Commissioner Evans to Repeal the Minimum Housing Ordinance for Case Number MH 232-2013. **(Pg. 56)**
8. Nominations to Boards and Committees **(Pgs. 67-74)**
- A. Cumberland County Workforce Development Board (1 Vacancy) **(Pg. 67)**
9. Appointments to Boards and Committees **(Pgs. 75-88)**
- A. Board of Health (2 Vacancies) **(Pg. 75)**

Nominees:

Optometrist: Dr. William Philbrick

Engineer: Dale Price

- B. Cumberland County Local Emergency Planning Committee (2 Vacancies) **(Pg. 78)**

Nominees:

Law Enforcement Representative: Lt. Robert Dickie

Fire Fighting Representative: Ronnie Willett

- C. Joint Senior Citizen Advisory Board (1 Vacancy) **(Pg. 83)**

Nominee: George Hatcher Sr.

- D. Transportation Advisory Board (6 Vacancies) **(Pg. 85)**

Nominees:

Sheltered Workshop Director or Designee: Kena Farrington (Reappointment)

Aging Programs Representative: Elouise Garvin (Reappointment)

DSS Work First Representative: Angelita Marable

Mid-Carolina Council of Governments Director or Designee: Carla Smith

Emergency Medical Services Representative: Brian Pearce

MPO Representative: Deloma West

10. Closed Session: If Needed

ADJOURN

**THIS MEETING WILL BE BROADCAST LIVE ON TIME WARNER CABLE -
CHANNEL 5 AND 97.3 (FAYETTEVILLE / CUMBERLAND EDUCATIONAL TV) AND
WILL BE REBROADCAST ON TUESDAY, DECEMBER 17, 2013 AT 7:30 PM.**

**MEETINGS: January 6, 2014 (Monday) – 9:00 AM
January 21, 2014 (Tuesday) – 6:45 PM
February 3, 2014 (Monday) – 9:00 AM
February 17, 2014 (Monday) – 6:45 PM**

Julian McIntyre
2013

The youngest of three children, Mr. McIntyre grew up on a farm in Robeson County. At the age of eighteen he was drafted into the Army. After completing Basic Training at Fort Knox, Kentucky, he served twelve (12) months in Japan with the Occupation Forces. After proudly serving, he was discharged on November 30, 1946 and is a veteran of World War II.

Julian McIntyre grew up on a farm in Robeson County. Mr. McIntyre graduated from NC State University with a degree in Agronomy and began his career with the USDA Soil Conservation Service (what is now known as the Natural Resources Conservation Service) in 1955. Over the course of his career he worked in multiple counties including: Sampson, Scotland, Craven and Catawba. With the retirement of Hubert Willis in 1968, he transferred to Cumberland County and remained in Cumberland County until his retirement. With thirty-four years of outstanding Federal Service, he retired on October 31, 1986.

Upon his arrival in Cumberland County he found there was a heavy workload with the farmers and landowners in the county. Living by the Golden Rule, Mr. McIntyre always treated others as he wanted to be treated which meant he spent long hours in the fields and woods of Cumberland County assisting landowners and solving problems on their properties. There were miles and miles of drainage ditches and subsurface drain tile to be installed every year. In order to get the landowner the best possible drainage system, Mr. McIntyre walked the fields over and over again to ensure the best job was done.

Shortly after his arrival Cumberland County, there was an interest in reviving an old drainage system in the Eastover-Wade area that was originally dug in the early 1900's, this was called the Flea Hill drainage system. There were many fields and homesites that flooded nearly every year until the drainage canals were cleaned out. In order to get the project started and also to keep it going Mr. McIntyre had to have a lot of one-on-one contact with the farmers and landowners to improve their land as the adjacent canals were cleaned out and enlarged. In addition to helping the farmers of Cumberland County Mr. McIntyre also worked closely with the county health department to assist homeowners with drainage problems that caused their septic tanks to back up, or to help prepare the land before a house was built on it.

Mr. McIntyre is an active member of Highland Presbyterian Church, where he has served on the Board of Deacons and as an Elder.

He has been a member of the Clinton Rotary Club and the Fayetteville Rotary Club.

Julian McIntyre's work as District Conservationist had a positive impact in the lives of thousands of citizens in Cumberland County.

George Raz Autry III 2013

George Autry, North Carolina State University graduate, spent his entire career with North Carolina Cooperative Extension. He began in Halifax County as the Agriculture agent, anxious to return to his roots, he soon transferred to Cumberland County to serve as the Agriculture agent. In 1985 George was selected to lead the Cumberland County staff and was named County Extension Director. He remained with Cumberland County Cooperative Extension until his retirement in October 2009.

During his tenure with Cooperative Extension, George became one of our state's most notable individuals in the agriculture community. George's job wasn't just a job. Always keeping the interests of the farmers and producers in mind, George's name became synonymous with the word agriculture in Cumberland County. Although George's role as County Extension Director brought with it new responsibilities, George continued to be actively involved in all aspects of agriculture from ponds to livestock to crops.

A community visionary George accomplished many things for Cumberland County. Among his many achievements are:

- The establishment of the Charlie Rose Agri-Expo Center and Agriculture Office building.
- The establishment of the Cumberland County Voluntary Agricultural District Program.
- The establishment of the North Carolina 4-H Museum.
- The establishment of the Cumberland County 4-H Endowment and Enhancement Funds.
- The establishment of the Cumberland County Fair Youth Livestock Show program.
- The establishment of the Sandhills 4-H Livestock Show Circuit.
- The establishment of the Cumberland County Agricultural Hall of Fame recognition program.
- Worked with recycling programs including newspaper recycling for livestock bedding and Christmas tree recycling for sand dune restoration on the coast.
- The establishment of storm water best management practices demonstrations including the Spring Lake Family Resource Center artificial wetland/rain garden demonstration and the Fayetteville Technical Community College Horticulture Building water harvesting project.
- Worked with Fayetteville Area Visitors Bureau in the establishment of the cultural trails program and promotion of agri-tourism.

Still enthusiastically involved in the community, George can be found "giving back" by cooking and serving breakfast at Operation Inasmuch, an organization that assists the community's homeless population.

George received a B.S. Degree in Animal Science and a Master's Degree in Adult Education from North Carolina State University and continues to be a loyal "Wolfpack Fan".

George received many awards and honors while employed with Cooperative Extension. His most notable awards include:

- Young Agent Achievement Award(1983), Communication Award Radio Program (1991), Search for Excellence Award Urban Programs (1992/1996), and Distinguished Service Award (1998) from the North Carolina Association of County Agricultural Agents.
- NC Cooperative Extension Search for Excellence Award Extension Resource Development (2003)
- Honorary Chapter Degree Grays Creek High School FFA 2009
- Pride of the Wolfpack award in 2008

George was awarded the most prestigious "Order of the Long Leaf Pine" upon his retirement in 2009 in recognition of his service to the citizens of North Carolina.

In 2009 George received the distinction of Field Faculty Emeritus status from NC State University. A current member of the Exchange Club of Fayetteville, George has served on numerous boards and committees.

- North Carolina Association of County Agricultural Agents
- Cumberland County Farm Advisory Board
- Fayetteville Technical Community College Bio Technology Advisory Committee
- North Carolina 4-H Livestock Endowment Advisory Board
- Fayetteville Jaycees
- Fayetteville Jaycees Board of Directors
- Cumberland County Partnership for Children Board of Directors
- Fayetteville Area Chamber of Commerce
- NC State University Student Aid Association (Wolfpack Club) district representative
- Cumberland County Wolfpack Club
- Cumberland County Livestock Association
- Cumberland County Farm Bureau
- Cape Fear High School Agricultural Sciences Academy Advisory Committee
- Cumberland County Schools Vocational and Technical Education Advisory Committee
- Cumberland County 4-H Foundation
- North Carolina 4-H Livestock Endowment Committee
- Spring Lake Family Resource Center Planning Committee
- Cape Fear Botanical Garden Board of Directors
- Fayetteville Area Chamber of Commerce Leadership Fayetteville Resource Leader

George is married to the former Pandey Jackson and they have three children; Lindsey, Jackson, and Samantha. He is the son of Raz and Ireni Autry of Hoke County.

George will always be remembered for his love of family, his service to his community, and his respect and work for the farming community.

Ryan Kennedy, 2013 Farm Bureau Outstanding Young Farmer

Ryan is the fifth generation to farm the same soil in the community of Grays Creek. His great-great-grandfather John tilled the earth of a two mule farm in the late 1800's, and the tradition continues today. By the time he was six years old he was planting his own garden, complete with field corn and of course a few stalks of tobacco. His garden was irrigated with an assortment from his sprinkler collection. It wasn't long before he was running much of the farm equipment, from tractors and combines to the backhoe and dragline, giving his mother many worrisome hours. Ryan became an integral part of the farming operation before he was old enough to legally drive. It seems that he was destined to farm.

As an active member of the Grays Creek FFA for five years, Ryan participated in numerous activities and earned the State Degree in his senior year. He took part in state and national level competitions and served on the officer team. His experiences and leadership roles in the FFA were invaluable lessons that enhanced his agricultural upbringing. Attending NC State University was a no-brainer for Ryan. He graduated from the Agricultural Institute with a degree in Ornamentals and Landscape Technologies. Upon completing his degree, Ryan returned to the farm to contribute full time to the business. He actively continues his work with the Grays Creek FFA, serving as vice-president of the alumni association and helping to coordinate events as well as hands on service for many of their activities.

Every generation brings new innovation and practices to any business. The success of our farm is on the upswing due to this attention to good current farm practice that Ryan has been strategic in helping to implement. Researching seed varieties, recording formulas, monitoring irrigation, tracking yields and endless equipment repairs are daily chores on the farm which Ryan tackles with enthusiasm. Ryan and his Dad took second and third place this year in the annual wheat yield competition for the region, and our corn and soybean production have reached new levels of success. Ryan's grandfather received this award in 1963, and now, fifty years later we are honored by and thankful to Farm Bureau for recognizing Ryan's accomplishments and his dedication to advancing agriculture.

JAMES E. MARTIN
County Manager

AMY H. CANNON
Deputy County Manager



CUMBERLAND
★ **COUNTY** ★
NORTH CAROLINA

JAMES E. LAWSON
Assistant County Manager

ITEM NO. 2

OFFICE OF THE COUNTY MANAGER

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF DECEMBER 16, 2013

MEMORANDUM

TO: BOARD OF COMMISSIONERS

FROM: JAMES E. MARTIN, COUNTY MANAGER

DATE: DECEMBER 11, 2013

SUBJECT: PRESENTATION OF THE FY 2013 ANNUAL AUDIT BY MICHELLE THOMPSON, CPA, PARTNER, CHERRY BEKAERT, LLP

Ms. Michelle Thompson, CPA, Partner of Cherry Bekaert, LLP will be making a presentation of the FY 2013 Annual Audit at the December 16, 2013 Board of Commissioners meeting.

/ct

Attachment

CM121113-2

JAMES E. MARTIN
County Manager

AMY H. CANNON
Deputy County Manager




JAMES E. LAWSON
Assistant County Manager

ITEM NO. 3B

OFFICE OF THE COUNTY MANAGER

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF DECEMBER 16, 2013

TO: BOARD OF COUNTY COMMISSIONERS

FROM: JAMES E. MARTIN, COUNTY MANAGER 

DATE: DECEMBER 12, 2013

SUBJECT: REPORT ON THE DESTRUCTION OF COUNTY RECORDS

BACKGROUND

Pursuant to a resolution adopted by the Board of County Commissioners on February 4, 1985, I have authorized the destruction of County records as noted below. The destruction of these records is in accordance with the current Records Retention and Disposition Schedule issued by the North Carolina Division of Archives and History and adopted by the Board of County Commissioners.

County Administration Records (See Attached Memo)
Governing Body Records (See Attached Memo)
Planning & Inspection Department Records (See Attached Memo)

PROPOSED ACTION

Record the report in the Board's official minutes.

/ct

CM121213-2

JAMES E. MARTIN
County Manager

AMY H. CANNON
Deputy County Manager




OFFICE OF THE COUNTY MANAGER

JAMES E. LAWSON
Assistant County Manager

MEMORANDUM

TO: JAMES E. MARTIN, COUNTY MANAGER

FROM: CYNTHIA A. TUCKER,
EXECUTIVE ASSISTANT TO THE COUNTY MANAGER 

DATE: DECEMBER 12, 2013

SUBJECT: DISPOSITION OF COUNTY ADMINISTRATION RECORDS

Pursuant to a resolution adopted by the Board of County Commissioners on February 4, 1985, the County Manager has authorized destruction of certain County Administration and Governing Body records. I am asking for authorization of destruction of the following:

2009-2010 County Administration Correspondence
2009-2010 County Administration Memorandums
2009-2010 County Administration Administrative Material

The destruction of these records is in accordance with the current Records Retention and Disposition Schedule issued by the North Carolina Division of Archives and History and adopted by the Board of Commissioners.

/ct

CM121213-1

JEANNETTE M. COUNCIL
Chairman

KENNETH S. EDGE
Vice Chairman

CHARLES E. EVANS
W. MARSHALL FAIRCLOTH
JIMMY KEEFE
BILLY R. KING
EDWARD G. MELVIN



CUMBERLAND
COUNTY
NORTH CAROLINA

BOARD OF COMMISSIONERS

CANDICE WHITE
Clerk to the Board

KELLIE BEAM
Deputy Clerk

MEMORANDUM BOARD OF COMMISSIONERS' AGENDA OF DECEMBER 16, 2013

TO: BOARD OF COUNTY COMMISSIONERS

FROM: CANDICE H. WHITE, CLERK TO THE BOARD *CHW*

DATE: DECEMBER 9, 2013

SUBJECT: DESTRUCTION OF GOVERNING BODY DEPARTMENT RECORDS

BACKGROUND:

Pursuant to a resolution adopted by the Board of Commissioners at its February 4, 1985 meeting, authorization is requested to destroy Governing Body department records as noted below.

The destruction of these records is in accordance with the Records Retention Schedule issued by the North Carolina Division of Archives and History and adopted by the Board of Commissioners at its June 19, 2006 meeting.

COMMISSIONERS' AGENDA AND MEETING PACKETS RECORD SERIES – 2009

Per Standard 1-Administration and Management Records – Item #2:

Destroy in office when administrative value ends.

CORRESPONDENCE AND MEMORANDA RECORD SERIES - 2009

Per Standard 1-Administration and Management Records – Item #16:

Destroy in office when administrative value ends. Destroy in office
remaining records after 3 years.

RECOMMENDATION/PROPOSED ACTION:

Approve destruction of the record series as noted above and include the same in the minutes of the December 16, 2013 Board of Commissioners' meeting.

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 NORTH CAROLINA

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

MEMORANDUM

TO: CUMBERLAND COUNTY BOARD OF COMMISSIONERS
FROM: THOMAS J. LLOYD, PLANNING & INSPECTIONS DIRECTOR *TJL*
Cc: JAMES MARTIN, COUNTY MANAGER
DATE: DECEMBER 6, 2013
SUBJECT: DESTRUCTION OF PLANNING & INSPECTION DEPARTMENT RECORDS

In accordance with the Records Retention and Disposition Schedule dated April 1, 2006, I request permission to destroy records dated prior to January 1, 2008, on or before March 31, 2014. The maximum time period we are required to maintain records is six years. This request will allow records to be destroyed that are no longer useful. Records to be destroyed are as follows:

1. Permit Files: Included are Applications for Building, Electrical, Plumbing, Mechanical, Insulation, Demolition, Relocation, and Zoning Permits, Permits Issued, Work Tickets, Certificates of Occupancy, Blueprints and Specifications and related correspondence.
2. Minimum Housing, Junk Vehicle and Zoning Code Enforcement Files.
3. Activity Reports: This file consists of information compiled for the U.S. Bureau of the Census, reports of money collected for permit fees, inspections performed, and permits issued.
4. Correspondence/Memorandums.

Exceptions:

- A. Any record required to be retained permanently or for the life of the structure.
- B. Records, if any, related to any ongoing litigation.

I request that this item be placed on the Commissioners Agenda at your earliest convenience. Thank you for your time in this matter. Let me know if you need any additional information.



ITEM NO. 3C

**CUMBERLAND
★ COUNTY ★
NORTH CAROLINA**

COMMUNITY DEVELOPMENT

**MEMO FOR THE AGENDA OF DECEMBER 16, 2013
MEETING OF THE BOARD OF COMMISSIONERS**

TO: Board of County Commissioners
FROM: Sylvia H.-McLean, Business Manager *S.H. McLean*
THRU: Amy H. Cannon, Deputy County Manager *AHC*
DATE: December 9, 2013
SUBJ: Approval of Sale of Surplus-County Owned Real Property

3322 Antler Drive, Spring Lake – PIN: 0502-39-9456
728 Carnegie Drive, Fayetteville – PIN: 0521-82-6038
6405 Wendy Terrace, Fayetteville – PIN: 0404-18-7767
4815 Boylan Street, Fayetteville – PIN: 0415-72-6510

BACKGROUND:

On August 16, 2010, the County acquired by deed in lieu of foreclosure the above properties. These properties are currently being maintained as rental by Community Development.

Kingdom Community Development Corporation has offered to purchase these properties in the amount of \$175,000 and have deposited \$8,750 with the County. On November 18, 2013, the Board of Commissioners proposed to accept the offer subject to upset bid procedure. The properties have been advertised and the County has not received any upset bids and the bid period is now closed.

These properties are surplus to the needs of the County, and according to N.C.G.S. §153A-176 the County has the authority to sell such properties.

RECOMMENDATION/PROPOSED ACTION:

That the Board of Commissioners accept the offer of Kingdom Community Development Corporation to purchase the above properties for the sum of \$175,000, and authorize the Chairman to execute the deeds upon receipt of the balance of the purchase price.

AFFIDAVIT OF PUBLICATION

NORTH CAROLINA
Cumberland County

CUMBERLAND COUNTY BOARD
OF COMMISSIONERS
ADVERTISEMENT OF PROPOSAL
TO ACCEPT AN OFFER TO PURCHASE
CERTAIN REAL PROPERTY PURSUANT TO
N.C.G.S. 160A-289

Take notice that the Board of Commissioners proposes to accept the offer of Kingdom Community Development Corporation to purchase the following parcels of real property for the purchase price indicated for each:

3322 Antler Drive,
Spring Lake, NC \$45,000

728 Carnegie Drive,
Fayetteville, NC \$40,000

6405 Wendy Terrace,
Fayetteville, NC \$45,000

4815 Boylan Street,
Fayetteville, NC \$45,000

Within 10 days of this notice any person may raise the bid on any of these properties by not less than ten percent (10%) of the first one thousand dollars (\$1,000) and five percent (5%) of the remainder by making a five percent (5%) deposit of the bid with the Clerk.

This procedure shall be repeated until no further qualifying upset bids are received. The Board of Commissioners may at any time reject any and all offers. Further details may be obtained from the Office of the County Attorney, Suite 551, Courthouse, Fayetteville, NC 28301.

This the 27th of November, 2013.
Candice White,
Clerk to the Board

11/27

4148543

Before the undersigned, a Notary Public of said County and state, duly commissioned and authorized to administer oaths, affirmations, etc., personally appeared. CINDY L. OROZCO
Who, being duly sworn or affirmed, according to law, doth depose and say that he/she is LEGAL SECRETARY
of THE FAYETTEVILLE PUBLISHING COMPANY, a corporation organized and doing business under the Laws of the State of North Carolina, and publishing a newspaper known as the FAYETTEVILLE OBSERVER, in the City of Fayetteville, County and State aforesaid, and that as such he/she makes this affidavit; that he/she is familiar with the books, files and business of said Corporation and by reference to the files of said publication the attached advertisement of CL Legal Line
CUMBERLAND COUNTY BOARD OF COMMISSIONERS PROPOSES TO
ACCEPT OFFER OF KINGDOM COMMUNITY DEVELOPMENT
of CUMB CO ATTORNEY'S
was inserted in the aforesaid newspaper in space, and on dates as follows:

11/27/2013

and at the time of such publication The Fayetteville Observer was a newspaper meeting all the requirements and qualifications prescribed by Sec. No. 1-597 G.S. of N.C.

The above is correctly copied from the books and files of the aforesaid corporation and publication.

Cindy L. Orozco

LEGAL SECRETARY

Title

Cumberland County, North Carolina

Sworn or affirmed to, and subscribed before me, this 27 day
of November, A.D., 2013.

In Testimony Whereof, I have hereunto set my hand and affixed my
official seal, the day and year aforesaid.

Pamela H. Walters
Pamela H. Walters, Notary Public

My commission expires 5th day of December, 2015.

MAIL TO: CUMB CO ATTORNEY'S
PO BOX 1829,
FAYETTEVILLE, NC 28302

0004148543



ITEM NO. 3D

OFFICE OF THE COUNTY ATTORNEY

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

December 2, 2013

MEMORANDUM FOR BOARD OF COMMISSIONERS' DECEMBER 16, 2013 AGENDA:

TO: BOARD OF COMMISSIONERS
FROM: RICK L. MOOREFIELD, COUNTY ATTORNEY *RM*
SUBJECT: APPROVAL OF SALE OF SURPLUS PROPERTY TO CITY OF FAYETTEVILLE

RES 501 GREENSBORO ST (located on Bruner & Greensboro St);
PIN: 0437-47-0769

0.18 AC BRUNER ST (located on Bruner St);
PIN: 0437-37-9799

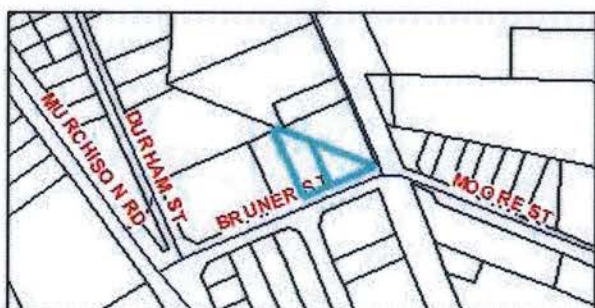
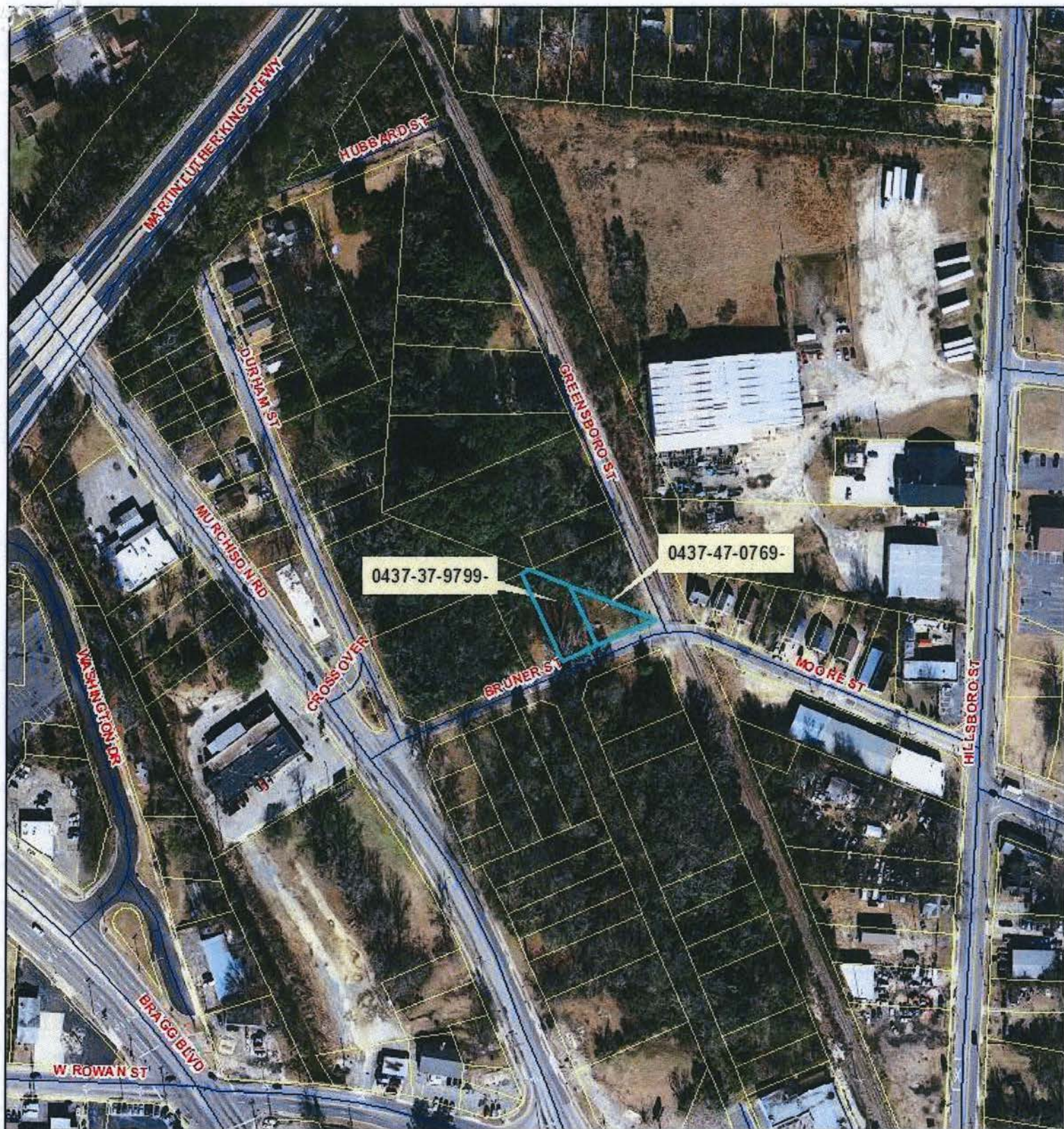
BACKGROUND: On or about September 29, 2009, the County acquired the above properties by tax foreclosure. The City of Fayetteville has expressed an interest in acquiring the properties due to their location within the Murchison Road Redevelopment Area and they are needed to promote economic development. The City of Fayetteville has agreed to pay the unpaid taxes for which the County acquired for both properties at foreclosure, in the amount of **\$5,252.95**.

This property is surplus to the needs of the County and, according to N.C.G.S. §160A-274, the County may transfer property by sale, lease or exchange to another governmental unit by private sale on such terms as the Board deems wise, with or without consideration.

RECOMMENDATION: That the Board of Commissioners consider whether to accept the offer of City of Fayetteville to purchase the above properties for the sum of **\$5,252.95** pursuant to N.C.G.S. §160A-274 and authorize the Chairman to execute a deed conveying the properties upon receipt of the balance of the purchase price.

RLM/hnw

Celebrating Our Past...Embracing Our Future



SITE MAP
CUMBERLAND COUNTY & CITY OF FAYETTEVILLE

200 100 0 200 Feet



CUMBERLAND
COUNTY
NORTH CAROLINA

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

**COUNTY OF CUMBERLAND
BUDGET REVISION REQUEST**

Budget Office Use	
Budget Revision No.	<u>B14.222</u>
Date Received	<u>12-9-13</u>
Date Completed	

Fund No. 101 Agency No. 431 Organ. No. 4315
 Organization Name: Health- Child Health

ITEM NO. 3E(1)

REVENUE

Revenue Source Code	Description	Current Budget	Increase (Decrease)	Revised Budget
6045	Escrow Child/Mat	388,000	41,366	429,366
Total		388,000	41,366	429,366

EXPENDITURES

Object Code	APRs	Unit	Description	Current Budget	Increase (Decrease)	Revised Budget
2379	183		Incentives	250	11,274	11,524
2393	183		Educational	100	2,427	2,527
2992	183		Dept Supply	0	5,000	5,000
3390	183		Contracted Services	7,675	400	8,075
3401	183		Advertising	0	19,000	19,000
3455	183		Printing	500	2,810	3,310
3470	183		Travel Employee	1,000	305	1,305
3470	183		Training	750	150	900
Total				10,275	41,366	51,641

Justification:

Funds will be used for the following initiatives: Families Eating Smart and Moving More, Bicycle Safety Education, Car Seat Safety Education and Pool Safety Education. Bicycle Helmets, Car Safety Seats and Sunscreen will be provided to families attending the educational sessions. In addition, funds will be used for expenses related to the Teenage Pregnancy Prevention Task Force Campaign. The Task Force will plan and implement at least 2 teenage pregnancy prevention awareness events at local high schools by June 2014.

Funding Source:

State: _____ Federal: _____ County: _____ New: _____ Other: _____
 Other: _____ Fees: 41,366 Prior Year: _____

Fund Balance:

Submitted By: [Signature]
 Department Head
 Reviewed By: [Signature]
 Finance
 Reviewed By: [Signature]
 Deputy Assistant County Mgr

Date: 12/3/13

Date: 12-9-13

Date: 12/11/13

Approved By:

Date: _____

County Manager

Board of County Commissioners

Date: _____

Budget Office Use	
Budget Revision No.	B14-218
Date Received	12-5-13
Date Completed	

ITEM NO. 3E(2)a

Revenue Source Code	Description	Current Budget	Increase (Decrease)	Revised Budget
4049	Byrne Grant 2011	62,836	(5,964)	56,872
	Total	62,836	(5,964)	56,872

Object Code	Appr Unit	Description	Current Budget	Increase (Decrease)	Revised Budget
4019	126	Byrne Grant 2011 Sheriff	61,780	(5,964)	55,816
					-
					-
					-
					-
					-
					-
					-
					-
		Total	61,780	(5,964)	55,816

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

Earl R. Butler 12-2-13
Sheriff Date

Sheriff
Deborah W. Shaw
Budget Analyst

Date _____

12 | 4 | 13

Date _____

Amy H. Cannon
Deputy/Assistant County Mgr

12/11/13
Date

Date _____

Information Services

Date _____

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

Date:

County Manager

Board of County
Commissioners

Date:

Budget Office Use	
Budget Revision No.	B14-228
Date Received	12-9-13
Date Completed	

ITEM NO. 3E(2)b

Pg 1 of 2

EXPENDITURES

Edition of Dec 2003

COUNTY OF CUMBERLAND REQUEST FOR CAPITAL OUTLAY

DEPT: Sheriff ORGAN: Federal Forf Justice FUND: 230 AGENCY: 422 Org: 422P

ORGAN MGR: Earl R. Butler PRIORITY: _____

SIGNATURE: Earl R. Butler 12-9-13
DATE

DESCRIPTION OF REQUEST:

Pistol Glock
\$470 x 345 each \$162,150

JUSTIFICATION:

The standard side-arm a Deputy carries is a Glock pistol which is issued to all Deputies.

The 9 mm pistols purchased in 1996 and 1997 have exceeded the manufacturer's recommended service life.
This will not only modernize the weapons carried but also upgrade them to a larger caliber (45 caliber).

REVENUE			EXPENDITURE		
Code	Funding Source	Amount	Object Code	Object Name	Amount
230-4005	Fed Forf Justice	\$162,150	3610	CO-Equip	\$162,150

Expected Results/Alternatives if NOT Approved:

The current weapons may be declared excess and as such can be returned to receive a buy-back premium of \$265 each which will will defray the purchase expense.

Replacement Item: Property # Location Disposition of Equipment

COUNTY OF CUMBERLAND
BUDGET REVISION REQUEST

Budget Office Use	
Budget Revision No.	B14-221 / 221A
Date Received	12-9-13
Date Completed	

Fund No. 101 Agency No. 411 Organ. No. 4112

Organization Name: Facilities Maintenance/General Government Other

ITEM NO. 3 E(3)

REVENUE

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

Total 0 0 -

EXPENDITURES

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

351F	065	Legal Aid Building	0	75,000	75,000
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101-412-4195 General Government Other B14-221A

3430	088	Maintenance and Repair Buildings	278,361	(75,000)	203,361
------	-----	----------------------------------	---------	----------	---------

Total

Justification:

Revision in the amount of \$75,000 to reallocate budgeted expenditures for the demolition of the Legal Aid Building.

Funding Source:

State: _____
Other: _____

Fund Balance:

Federal: _____
Fees: _____

County: _____
Prior Year: _____

New: _____

Other: _____

Submitted By: _____

[Signature]
Department Head

Date: 12-4-13

Reviewed By: _____

[Signature]
Finance

Date: 12-9-13

Reviewed By: _____

[Signature]
Deputy Assistant County Mgr

Date: 12/11/13

Approved By: _____

County Manager

Board of County Commissioners

Date: _____

Date: _____

**COUNTY OF CUMBERLAND
BUDGET REVISION REQUEST**

Budget Office Use	
Budget Revision No.	<u>B14-217</u>
Date Received	<u>11/25/2013</u>
Date Completed	

Fund No. 101 Agency No. 440 Organ. No. 4402
 Organization Name: Library

ITEM NO. 3E(4)

REVENUE

Revenue Source Code	Description	Current Budget	Increase (Decrease)	Revised Budget
4402	NC Library Programs Grant	306,392	(904)	305,488

306,392 (904) 305,488

EXPENDITURES

Object Code	Appr Unit	Description	Current Budget	Increase (Decrease)	Revised Budget
3439	292	Maintenance and Repair Contracts	135,000	(904)	134,096

Total 135,000 (904) 134,096

Justification:

The Library received a letter from the State Library indicating there was a reduction in State Aid for this fiscal year. This budget revision is reflecting this decrease in State Aid.

Funding Source:

State: -904
 Other: _____

Federal: _____
 Fees: _____

Fund Balance:

County: _____ New: _____
 Prior Year: _____

Other: _____

Submitted By: Jody Rischer
 Department Head
 Reviewed By: Kelly Autry
 Finance Department
 Reviewed By: Amy Cannon
 Deputy/Assistant County Mgr

Date: 11/26/13
 Date: 12-3-13
 Date: 12/11/13

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

**COUNTY OF CUMBERLAND
BUDGET REVISION REQUEST**

Budget Office Use	
Budget Revision No.	B14-225
Date Received	12/9/2013
Date Completed	

Fund No. 495 Agency No. 429 Organ. No. 4290

Organization Name: Stoney Point Fire District

ITEM NO. 3E(5)

REVENUE

Revenue Source Code	Description	Current Budget	Increase (Decrease)	Revised Budget
1000	Taxes Current Year	809,225	100	809,325
Total		809,225	100	809,325

EXPENDITURES

Object Code	Appr Unit	Description	Current Budget	Increase (Decrease)	Revised Budget
4027	851	Tax Refunds	200	100	300
Total			200	100	300

Justification:

Increase expenditure line to cover unanticipated refunds to taxpayers.

Funding Source:

State: _____
Other: 100

Federal: _____
Fees: _____

Fund Balance:

County: _____ New: _____
Prior Year: _____

Other: _____

Submitted By: _____

Date: _____

Approved By:

Reviewed By: Kelly Centry Department Head

Date: 12-9-13

Date: _____

Reviewed By: Amy Cannon Finance

Date: 12/11/13

County Manager

Reviewed By: _____ Deputy/Assistant County Mgr

Board of County Commissioners
Date: _____

**COUNTY OF CUMBERLAND
BUDGET REVISION REQUEST**

Budget Office Use	
Budget Revision No.	B14-226
Date Received	12/9/2013
Date Completed	

Fund No. 499 Agency No. 429 Organ. No. 4297

Organization Name: Westarea Fire District #10

ITEM NO. 3E(6)

REVENUE

Revenue Source Code	Description	Current Budget	Increase (Decrease)	Revised Budget
1000	Taxes Current Year	192,682	100	192,782
Total		192,682	100	192,782

EXPENDITURES

Object Code	Appr Unit	Description	Current Budget	Increase (Decrease)	Revised Budget
4027	861	Tax Refunds	100	100	200
Total			100	100	200

Justification:

Increase expenditure line to cover unanticipated refunds to taxpayers.

Funding Source:

State: _____
Other: 100

Federal: _____
Fees: _____

Fund Balance:

County: _____ New: _____
Prior Year: _____

Other: _____

Submitted By: _____

Date: _____

Reviewed By: Kelly Centry Department Head

Date: 12-9-13

Reviewed By: Amy H Cannon Finance

Date: 12/11/13

Reviewed By: _____ Deputy Assistant County Mgr

Approved By:

County Manager

Board of County Commissioners

Date: _____

Date: _____

COUNTY OF CUMBERLAND
BUDGET REVISION REQUEST

Budget Office Use	
Budget Revision No.	B14-227
Date Received	12/9/2013
Date Completed	

Fund No. 469 Agency No. 429 Organ. No. 4261

Organization Name: Special Fire District

ITEM NO. 3E(7)

REVENUE

Revenue Source Code	Description	Current Budget	Increase (Decrease)	Revised Budget
1000	Taxes Current Year	740,796	350	741,146
Total		740,796	350	741,146

EXPENDITURES

Object Code	Appr Unit	Description	Current Budget	Increase (Decrease)	Revised Budget
4027	835	Tax Refunds	150	350	500
Total			150	350	500

Justification:

Increase expenditure line to cover unanticipated refunds to taxpayers.

Funding Source:

State: _____
Other: 350

Federal: _____
Fees: _____

Fund Balance:

County: _____ New: _____
Prior Year: _____

Other: _____

Submitted By: _____

Date: _____

Reviewed By: Kelly Autry Department Head

Date: 12-9-13

Reviewed By: Amy D. Cannon Finance

Date: 12/11/13

Reviewed By: _____

Date: _____

Reviewed By: _____

Date: _____

Reviewed By: _____

Date: _____

Reviewed By: _____

Date: _____

Reviewed By: _____

Date: _____

Reviewed By: _____

Date: _____

Reviewed By: _____

Date: _____

Reviewed By: _____

Date: _____

Reviewed By: _____

Date: _____

Reviewed By: _____

Date: _____

Reviewed By: _____

Date: _____

Approved By:

County Manager

Board of County Commissioners

**COUNTY OF CUMBERLAND
BUDGET REVISION REQUEST**

Budget Office Use	
Budget Revision No.	B14-232
Date Received	12/10/2013
Date Completed	

Fund No. 106 Agency No. 470 Organ. No. 4718
 Organization Name: School C.O. - Lottery

ITEM NO. 3E(8)

REVENUE

Pg. 1 of 2

Revenue Source Code	Description	Current Budget	Increase (Decrease)	Revised Budget
4578	NC Lottery Proceeds	3,600,000	266,323	3,866,323

Total	3,600,000	266,323	3,866,323
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EXPENDITURES

Object Code	Appr Unit	Description	Current Budget	Increase (Decrease)	Revised Budget
3880	410	Transfer to General Fund (School Debt Service)	3,600,000	266,323	3,866,323

Total	3,600,000	266,323	3,866,323
-------	-----------	---------	-----------

Justification:

A portion of school debt service is paid from school sales tax and from lottery proceeds. This revision is to increase the portion paid from lottery proceeds. (Attached Revision B14-232A will reduce the portion paid from sales tax by the same amount). Per FY 2014 State estimates and currently available lottery funds, the Board of Education expects to have more lottery funds available to pay debt service than were included in the adopted budget.

Funding Source:

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

Fund Balance:

Submitted By: _____

Date: _____

Department Head

Reviewed By: Bob Lucher

Date: 12/10/13

Finance Department

Reviewed By: Amy Cannon

Date: 12/11/13

Assistant County Mgr

Approved By:

Date: _____

County Manager

Board of County
Commissioners

Date: _____

**COUNTY OF CUMBERLAND
BUDGET REVISION REQUEST**

Budget Office Use	
Budget Revision No.	B14-232A
Date Received	12/10/2013
Date Completed	

Fund No. 106 Agency No. 412 Organ. No. 4106
 Organization Name: School Special Sales Tax

pg. 2 of 2

REVENUE

Revenue Source Code	Description	Current Budget	Increase (Decrease)	Revised Budget
2512	Sales Tax Article 42 (1/2 cent)	2,833,332	(266,323)	2,567,009

Total

EXPENDITURES

Object Code	Appr Unit	Description	Current Budget	Increase (Decrease)	Revised Budget
3880	404	Transfer to General Fund (School Debt Service)	3,812,485	(266,323)	3,546,162

Total 3,812,485 (266,323) 3,546,162

Justification:

A portion of school debt service is paid from school sales tax and from lottery proceeds. This revision is to decrease the portion paid from sales tax. (Attached Revision B14-232 will increase the portion paid from lottery proceeds by the same amount). Per FY 2014 State estimates and currently available lottery funds, the Board of Education expects to have more lottery funds available to pay debt service than were included in the adopted budget.

Funding Source:

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

Fund Balance:

Submitted By: _____

Date: _____

Reviewed By: Bob Tucker
 Department Head
 Finance Department

Date: 12/10/13

Reviewed By: Amy Cannon
 Assistant County Mgr

Date: 12/11/13

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

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 ★
NORTH CAROLINA

Planning & Inspections Department

Thomas J. Lloyd,
Director

Cecil P. Combs,
Deputy Director

Vikki Andrews,
Diane Wheatley,
Carl Manning,
Cumberland County

Benny Pearce,
Town of Eastover

Donovan McLaurin,
Wade, Falcon & Godwin

NOVEMBER 8, 2013

ITEM NO. 4A

MEMO TO: Cumberland County Board of Commissioners

FROM: Cumberland County Joint Planning Board

SUBJECT: **Case P13-46:** Rezoning of 42.60+/- acres from R40 Residential/DD Density Development/CUD Conditional Use District and the Permit to R40 Residential or to a more restrictive zoning district; located on the southwest side of SR 2013 (Old Vander Road), north of SR 2013 (Macedonia Church Road); submitted by D. Lee Herrera on behalf of Roundpoint Asset Management, Inc. (owner) and Larry King and Associates, PLS.

ACTION: Members present at the November 19, 2013 meeting recommended following the staff recommendation and deny R40 but approve reversion to A1; adopting and approving the reasonableness statement, finding the Staff Recommendation consistent with LUP and approve reversion to A1.

SITE PROFILE: **Frontage & Location:** 2,640.00+/- on SR 2013 (Old Vander Road); **Depth:** 970.00'+/-; **Jurisdiction:** Cumberland County; **Adjacent Property:** No; **Current Use:** Woodlands; **Initial Zoning:** A1 – September 14, 1979 (Area 9); rezoned to R40/DD/CUD on May 2, 2007; **Nonconformities:** None; **Zoning Violation(s):** None; **Surrounding Zoning:** North: RR & A1; South: R40, R40A, RR, R6A & A1; East: R40A, RR & A1; West: A1; **Surrounding Land Use:** Residential (including manufactured dwellings), upholstering, motor vehicle repair, farmland & woodlands; **2030 Growth Strategy Map:** Urban fringe; **Special Flood Hazard Area (SFHA):** None; **Water/Sewer Availability:** Well/Septic; **Soil Limitations:** Yes, hydric – LE Leon sand and WO Woodington loamy sand; **School Capacity/Enrolled:** J. W. Seabrook Elementary: 310/281; Mac Williams Middle: 1,270/1,1163; Cape Fear High: 1,425/1,570; **Subdivision/Site Plan:** If approved, new development may require review and approval; **Average Daily Traffic Count (2010):** 1,300 on SR 2013 (Old Vander 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 (minus 15% for ROW): A1 – 21 lots/units (18 lots/units), R40 – 46 lots/units (39 lots/units); Minimum Yard Setback Regulations: **A1:** Front yard: 50', Side yard: 20', Rear yard: 50'; **R40:** Front yard: 30', Side yard: 15', Rear yard: 35'; Previous approval was for R40/DD/CUD to allow a 42 lot residential subdivision with a clubhouse, pool & tennis courts.

MINUTES OF NOVEMBER 19, 2013

The Planning and Inspections Staff recommends denial of the R40 Residential district and reversion to the A1 Agricultural district based on the following:

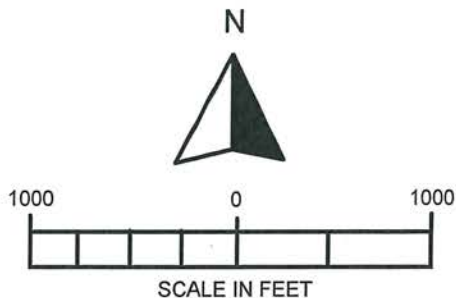
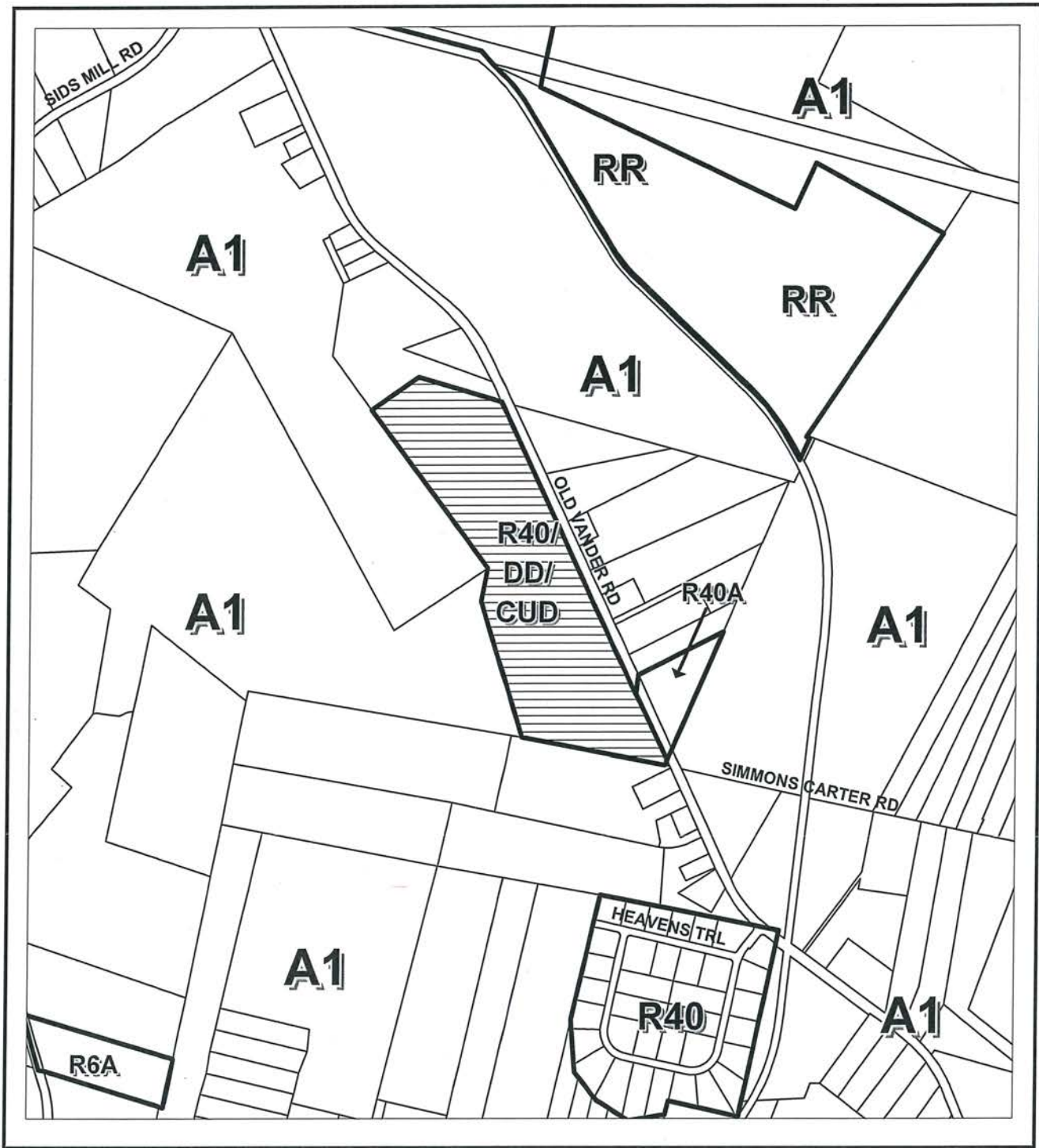
1. Although the district requested is consistent with the 2030 Growth Vision Plan, which calls for "urban fringe" at this location as well as meeting the location criteria for "rural density residential" development as listed in the Land Use Policies Plan, the request is not reasonable due to the considerable amount of hydric soils present on the tract;
2. The A1 Agricultural district is consistent with the ordinance standard requiring reversion to the previous zoning if an approved plan has not been developed within two years from the date of approval – the Density Development was approved on May 2, 2007 with no active progress toward the approved plan for the 42 lot residential subdivision; and
3. The location and character of the A1 district is reasonable and is in harmony with the surrounding area and adjacent zoning of properties.

There are no other districts considered suitable for this request and the applicant has verbally agreed to the staff recommendation of reversion to the A1 Agricultural district.

Mr. Pearce made a motion to recommend the adoption and approval of the consistency and reasonableness statements and to approve reversion to A1 Agricultural district, seconded by Dr. Andrews. 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: 0476-00-8789

REQUESTED REZONING R40/DD/CUD TO R40

ACREAGE: 42.60 AC.+/-

HEARING NO: P13-46

ORDINANCE: COUNTY	HEARING DATE	ACTION
STAFF RECOMMENDATION		
PLANNING BOARD		
GOVERNING BOARD		

WL

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 109-2013.

Property Owner: Donnie Ray Vause Heirs & Richard J. Jarvis

Home Owner: Donnie Ray Vause Heirs & Richard J. Jarvis

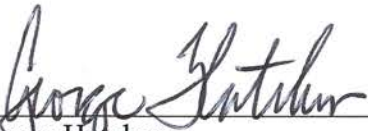
Property Address: 3921 Nashville Drive, Fayetteville, NC

Tax Parcel Identification Number: 0424-75-6077

SYNOPSIS: This property was inspected on 5/22/2013. The property owners and parties of interest were legally served with Notice of Violations and was afforded a Hearing on 10/24/2013. 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 11/24/2013. 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 12/5/2013, 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 \$30,000.00. The Assessor for Cumberland County has the structure presently valued at \$500.00. 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

the 5th day of December 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: _____

Thomas J. Lloyd,
Director

Cecil P. Combs,
Deputy Director

Ken Sykes,
Code Enforcement Manager

Carol M. Post
Office Processing Assistant



**CUMBERLAND
★ COUNTY ★
NORTH CAROLINA**

Planning & Inspections Department

FINDINGS OF FACT AND ORDER

10/25/2013

Donnie Ray Vause Heirs & Richard Joseph Jarvis & Parties of Interest
5 Hannan Ridge Road
Haverhill, MA 01832

CASE # MH-109-2013

PROPERTY AT: 3921 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 10/13/2013.

Pursuant of law, a Hearing was conducted in Room 101, of the old courthouse at 130 Gillespie Street, Fayetteville, NC on 10/24/2013 at 9:45 AM. 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: _____
- ☒ 3. The undersigned inspector personally inspected the dwelling described in the Complaint and Notice of Hearing dated 10/9/2013. 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 MH-109-2013, dated 5/22/2013.
 - ☒ b. Due to these findings, the dwellings are found to be in a substandard condition in accordance with the Cumberland County Ordinance.
 - ☒ c. The dwelling is unfit for human habitation.

EXHIBIT "A"

☒ 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 11/24/2013. **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 11/24/2013. 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




George Hatcher
Code Enforcement Officer

Enclosed: Appeals Procedure Form

Cc:

Sworn to and Subscribed to by me
this the 25th day of October, 2013





Notary Public
My Commission Expires: 11-03-14

EXHIBIT "A"

NORTH CAROLINA
COUNTY OF CUMBERLAND

PLANNING/INSPECTIONS DEPARTMENT

RE: Donnie Ray Vause Heirs & Richard Joseph Jarvis & Parties of Interest
Name of Violator

MH 109-2013
Case Number

AFFIDAVIT OF RETURN OF SERVICE
(Personal Service to Individual)

I, George Hatcher, Code Enforcement Officer, with the Cumberland County Inspections Department,
(name & title)

personally served Donnie Ray Vause Heirs & Richard Joseph Jarvis, a copy of the FINDINGS OF FACT AND ORDER
(name of violator)

AND, APPEALS PROCEDURES, citing violations of Article IV, CHAPTER 4 of the Cumberland County Ordinance

by mailing said notice(s) via 1st class mail and certified mail to the following address:

5 Hannan Ridge Road, Haverhill, MA 01832 & 19 Matt Hoxie Trail, Plymouth, MA 02360-8813

and by posting at: 3921 Nashville Drive, Fayetteville, NC.

I further certify that said service was completed on this the 30th day of October, 2013.


George Hatcher
Code Enforcement Officer

Sworn to and subscribed to before me

this the 30th day of October, 2013.


Notary Public

My Commission Expires: 11-03-14



PROOF OF SERVICE OF ***FINDINGS OF FACT AND ORDER***
DATED October 25, 2013 CASE NUMBER ***MH 109-2013***

EXHIBIT A

MAP DEPICTING LOCATION OF PROPERTY
Property Owner: Donnie Ray Vause Heirs & Richard J. Jarvis
3921 Nashville Drive, Fayetteville, NC
Minimum Housing Case # MH 109-2013
TAX PARCEL IDENTIFICATION NUMBER: 0424-75-6077

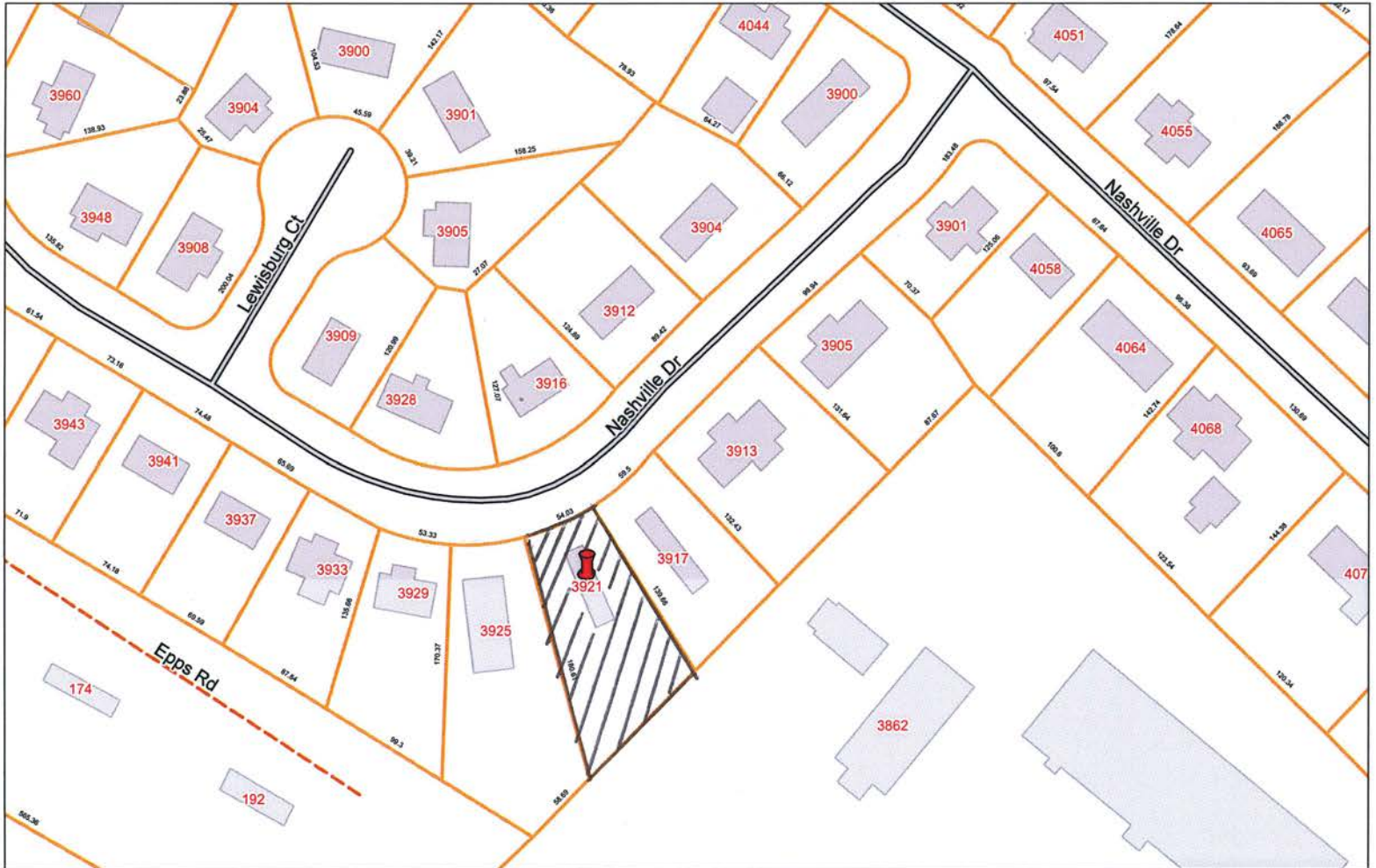


EXHIBIT B

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 MH 277-2013.

Property Owner: Ida M D Flood Heirs

Home Owner: Ida M D Flood Heirs

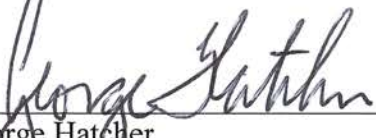
Property Address: 4920 Wall Street, Linden, NC

Tax Parcel Identification Number: 0574-75-1514

SYNOPSIS: This property was inspected on 8/7/2013. The property owners and parties of interest were legally served with Notice of Violations and was afforded a Hearing on 10/17/2013. 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 11/17/2013. 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 12/5/2013, 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 \$30,000.00. The Assessor for Cumberland County has the structure presently valued at \$500.00. 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
the 5th day of December 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: _____

Thomas J. Lloyd,
Director

Cecil P. Combs,
Deputy Director

Ken Sykes,
Code Enforcement Manager

Carol M. Post
Office Processing Assistant



**CUMBERLAND
★ COUNTY ★
NORTH CAROLINA**

Planning & Inspections Department

FINDINGS OF FACT AND ORDER

10/25/2013

George Hatcher,
Inspector

Joey Lewis,
Inspector

Joan Fenley,
Inspector

Debra Johnson,
Inspector

Chris Fulton,
Inspector

Ida Mae Davis Heirs Flood & Parties of Interest
4920 Wall Street
Linden NC, 28356

91 7199 9991 7033 0131 0556

C-P-1

CASE # MH-277-2013

PROPERTY AT: 4920 Wall Street, Linden, 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 9/30/2013.

Pursuant of law, a Hearing was conducted in Room 101, of the old courthouse at 130 Gillespie Street, Fayetteville, NC on 10/17/2013 at 9:15 AM. 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: _____
- ☒ 3. The undersigned inspector personally inspected the dwelling described in the Complaint and Notice of Hearing dated 9/20/2013. 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 MH-277-2013, dated 8/7/2013.
 - ☒ b. Due to these findings, the dwellings are found to be in a substandard condition in accordance with the Cumberland County Ordinance.
 - ☒ c. The dwelling is unfit for human habitation.

EXHIBIT "A"

☒ 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 11/17/2013. **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 11/17/2013. 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


George Hatcher
Code Enforcement Officer

Enclosed: Appeals Procedure Form

Cc:

Sworn to and Subscribed to by me
this the 25th day of October, 2013





Notary Public
My Commission Expires: 11-03-14

EXHIBIT "A"

NORTH CAROLINA
COUNTY OF CUMBERLAND

PLANNING/INSPECTIONS DEPARTMENT

RE: Ida M D Flood Heirs & Parties of Interest
Name of Violator

MH 277-2013
Case Number

AFFIDAVIT OF RETURN OF SERVICE
(Personal Service to Individual)

I, George Hatcher, Code Enforcement Officer, with the Cumberland County Inspections Department,
(name & title)

personally served Ida M D Flood Heirs, a copy of the FINDINGS OF FACT AND ORDER AND APPEALS
(name of violator)

PROCEDURES, citing violations of Article IV, CHAPTER 4 of the Cumberland County Ordinance

by mailing said notice(s) via 1st class mail and certified mail to the following address:

4920 Wall Street, Linden, NC 28356

and by posting at: 4920 Wall Street, Linden, NC.

I further certify that said service was completed on this the 30th day of October, 2013.


George Hatcher
Code Enforcement Officer

Sworn to and subscribed to before me

this the 30th day of October, 20 13.



Notary Public

My Commission Expires: 11-03-14



PROOF OF SERVICE OF *FINDINGS OF FACT AND ORDER*
DATED October 25, 2013 CASE NUMBER MH 277-2013

EXHIBIT A

MAP DEPICTING LOCATION OF PROPERTY
Property Owner: Ida Mae Davis Flood Heirs
4920 Wall Street, Linden, NC
Minimum Housing Case # MH 277-2013
TAX PARCEL IDENTIFICATION NUMBER: 0574-75-1514



EXHIBIT B



ITEM NO. 4D

ENGINEERING & INFRASTRUCTURE DEPARTMENT
PUBLIC UTILITIES DIVISION

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF DECEMBER 16, 2013

TO: BOARD OF COUNTY COMMISSIONERS

FROM: JEFFERY P. BROWN, ENGINEERING & INFRASTRUCTURE DIRECTOR

THROUGH: JAMES MARTIN, COUNTY MANAGER *J Martin*

DATE: NOVEMBER 27, 2013

SUBJECT: HOLD A PUBLIC HEARING FOR THE PURPOSE OF RECEIVING COMMENTS FROM THE PROPERTY OWNERS IN THE PROPOSED BRAGG ESTATES WATER & SEWER DISTRICT. FOLLOWING THE PUBLIC HEARING ADOPTION OF A RESOLUTION TO CREATE THE BRAGG ESTATES WATER & SEWER DISTRICT

BACKGROUND

The Bragg Estates community has been experiencing septic tank failures over the last several years. These failures pose a health and safety concern for the community.

The Public Utilities Division requested at the November 18, 2013 Board of Commissioners meeting to set a public hearing date for December 16, 2013 as required by North Carolina General Statute 162A-86, to receive comments pertaining to the creation of the Bragg Estates Water and Sewer District.

Following the public hearing the Board of Commissioners may take action to adopt the resolution to create the Bragg Estates Water and Sewer District for the purpose of applying for grants and low interest rate loans.

RECOMMENDATION

The Engineering and Infrastructure Director, the County Attorney's Office and County Management recommend that the Board of Commissioners:

1. Adopt the resolution creating the Bragg Estates Water and Sewer District.

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

**RESOLUTION CREATING BRAGG ESTATES
WATER AND SEWER DISTRICT**

WHEREAS, the Cumberland County Board of Commissioners (hereinafter "the Board") at its regular meeting on December 16, 2013, held a public hearing, pursuant to NCGS 162A-86 et. seq., to consider creation of the Bragg Estates Water and Sewer District; and

WHEREAS, pursuant to NCGS 162A-86, prior to the December 16, 2013 public hearing a notice of public hearing was prepared stating the date, hour and place of the public hearing and its subject and setting forth a description of the territory to be included within the proposed Bragg Estates Water and Sewer District; and

WHEREAS, pursuant to said NCGS 162A-86, the said notice of public hearing was published once a week for three weeks in a newspaper that circulated in the proposed district and was posted in at least three public places in the district. The notices of public hearing were posted and published the first time not less than twenty days before the hearing; and

WHEREAS, at the public hearing held at 6:45 p.m., December 16, 2013, in Room 118, Cumberland County Courthouse, 117 Dick Street, Fayetteville, North Carolina any taxpayer and all other interested persons were allowed to appear and be heard concerning the question of creating the Bragg Estates Water and Sewer District; and

WHEREAS, no taxpayer or other interested person spoke at the public hearing

NOW, THEREFORE, the Board, following the public hearing, finds that:

1. There is a demonstrable need for providing in the district sewer services;
2. The residents of all the territory to be included in the district will benefit from the district's creation; and
3. It is economically feasible to provide the proposed service in the district without unreasonable or burdensome annual tax levies;

THEREFORE, the Board finds that the district shall be defined as set forth below;
and

THEREFORE, the Board now desires to create the Bragg Estates Water and Sewer District.

NOW, THEREFORE, BE IT RESOLVED by the Cumberland County Board of Commissioners as follows:

The Bragg Estates Water and Sewer District is created and the said District is hereby described as follows:

The area that is known as Bragg Estates located in the northwestern corner of Cumberland County along Vass Road SR#690. The Bragg Estates Water and Sewer District shall include all the properties with the following street addresses:

1003 to 1246 Vass Road, Spring Lake, North Carolina, 28390; all addresses on Riverside Circle, Spring Lake, North Carolina, 28390; all addresses on Kenwood Avenue, Spring Lake, North Carolina, 28390; and all addresses on Dolphin Drive, Spring Lake, North Carolina, 28390. The boundary of the proposed water and sewer district is more particularly described on a map available for inspection in the Office of the Public Utilities Division and titled Bragg Estates Water and Sewer District.

The Clerk to the Board is hereby authorized and directed to cause this Resolution to be published once in each of two successive weeks in the newspaper in which the notice of the public hearing was published, as well as the following statement, which shall be printed at the end of the Resolution: The foregoing resolution was adopted by the Cumberland County Board of Commissioners on December 16, 2013 and was first published on December ___, 2013.

Any action or proceeding questioning the validity of this resolution or the creation of the Bragg Estates Water and Sewer District or the inclusion in the district of any of the territory described in the resolution must be commenced within 30 days after the first publication of the resolution.

Clerk, Cumberland County Board of Commissioners

This resolution shall be effective upon its adoption as by law provided.

Adopted this 16th day of December, 2013.

Chairman, Cumberland County
Board of Commissioners

Attest:

Clerk/Deputy Clerk

Amy Hall

From: fpciorder@fayobserver.com
Sent: Thursday, November 21, 2013 9:38 AM
To: Amy Hall
Subject: Your order confirmation from fayobserver.com classifieds.
Attachments: 0004147382-01.jpg

This e-mail is to acknowledge your recent order with The Fayetteville Observer Online Legals Classifieds.

Order Confirmation Number: 0004147382

Ad Type: CL Legal Line

Order Price: \$432.00

Ad Run Schedule(s):

3 day(s) beginning on 11/26/2013 in
FO (401:)

3 day(s) beginning on 11/26/2013 in
OL (401:)

Thanks for placing your Legals advertisement with The Fayetteville Observer!



Postings

Fayetteville Observer Classifieds

[MY ORDERS](#) | [PROFILE SUMMARY](#) | [LOG OUT](#)

Order Confirmation

Your selected Ad Category is:
Legals

[Post Another Ad](#)

Order Confirmation Number:

0004147382

Ad Type:

CL Legal Line

Number of Lines:

40 cl

Ad Run Schedule(s):

(note: click the plus buttons to see individual publication dates)

☐ 3 day(s) starting 11/26/2013 in FO
Nov 26, Dec 03, Dec 10

☐ 3 day(s) starting 11/26/2013 in OL
Nov 26, Dec 03, Dec 10

Total Price:

\$432.00

Ad Preview

NOTICE OF PUBLIC HEARING PROPOSED BRAGG ESTATES WATER AND SEWER DISTRICT

The Cumberland County Board of Commissioners will hold a public hearing at 6:45 p.m., Monday, December 16, 2013, in Room 118 in the Cumberland County Courthouse located at 117 Dick Street, Fayetteville, NC, to consider creating a Water and Sewer District for the Bragg Estates area pursuant to NCGS 162A-86. The proposed district is generally described as follows:

The area that is known as Bragg Estates located in the northwestern corner of Cumberland County along Vass Road. The Bragg Estates Water and Sewer District will include the following streets: 1003 to 1246 block of Vass Road, Riverside Circle, Kenwood Avenue and Dolphin Drive.

The official map and list of all parcels within the proposed Bragg Estates Water and Sewer District are available for inspection during normal business hours at the County Public Utilities Office, Historic County Courthouse, 130 Gillespie Street, Room 214, Fayetteville, NC. This information can also be found on the Public Utilities website at http://www.co.cumberland.nc.us/public_utilities.aspx.

The Board of Commissioners will hear all interested parties with respect to the proposed water and sewer district.

Questions may be directed to the Public Utilities Department at 910-678-7682.

[Post Another Ad](#)

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Bragg Estates Public Hearing Photos



JAMES E. MARTIN
County Manager

AMY H. CANNON
Deputy County Manager



CUMBERLAND
★ **COUNTY** ★
NORTH CAROLINA

JAMES E. LAWSON
Assistant County Manager

ITEM NO. 5

OFFICE OF THE COUNTY MANAGER

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF DECEMBER 16, 2013

MEMORANDUM

TO: BOARD OF COMMISSIONERS

FROM: JAMES E. MARTIN, COUNTY MANAGER

DATE: DECEMBER 11, 2013

**SUBJECT: PRESENTATION OF TOURISM DEVELOPMENT AUTHORITY
ANNUAL REPORT BY VIVEK TANDON, CHAIRMAN**

Mr. Vivek Tandon, Chairman of the Tourism Development Authority, will be presenting their annual report at the December 16, 2013 Board of Commissioners meeting.

/ct

Attachment

CM121113-1

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 • 117 Dick Street, Fayetteville, North Carolina 28302-1829
(910) 678-7762

ITEM NO. 6

**MEMO FOR THE AGENDA OF THE DECEMBER 16, 2013
MEETING OF THE BOARD OF COMMISSIONERS**

TO: Board of Commissioners; Co. Manager; Reg. of Deeds; Asst. Reg. of Deeds
Lisa Scales; Attorney Steve Bunce
FROM: Co. Atty. *R. Moorefield*
DATE: December 6, 2013, 2013
SUBJECT: Request for Refund of Excise Tax on Conveyance

Attachments: Memo from Asst. Reg. of Deeds
Request from Attorney Steve Bunce
Deed Recorded in Book 9275-570

BACKGROUND:

Attorney Steve Bunce requested a refund of the overage paid by his firm on the excise tax on recording a deed. A copy of his request, the deed, and the request of the Register of Deeds to approve the refund is attached.

G.S. § 105-228.37 governs this refund process. The Board of Commissioners must conduct a hearing on the request. This is not a public hearing. The County may only refund one-half of the overage because the County only received one-half of the tax. The amount the county may refund is \$100. The refund will bear interest pursuant to the statute. The refund may not be made until the taxpayer records a corrected instrument stating the correct amount of the excise tax.

RECOMMENDATION/PROPOSED ACTION:

The county attorney recommends approval of the refund request after the conduct of the necessary hearing.



COUNTY of CUMBERLAND

Office of the Register of Deeds

J. Lee Warren, Jr.
Register of Deeds

Pamela H. Stultz
Sr. Assistant Register of Deeds

Diana H. Fisher
Assistant Register of Deeds

Michelle W. Mackey
Assistant Register of Deeds

Lisa A. Scales
Assistant Register of Deeds

Jacqueline Thomas
Administrative Deputy

MEMORANDUM

TO: Rick Moorefield
County Attorney

FROM: Lisa Scales 
Assistant Register of Deeds

REF: Reimbursement of Excise Tax

DATE: September 11, 2013

Attached please find a request from Attorney Steve Bunce for a portion of reimbursement on Excise Tax for a deed recorded on August 19, 2013 in Book 9272 Page 570. Per the attached letter, they recorded a deed reflecting revenue in the amount of \$624.00, when they intended for the revenue amount to be \$424.00.

We are requesting approval from the Board of Commissioners to reimburse the County's portion of the overage in the amount of \$100.00, which is one half of the overage. Upon approval, I will submit a request to the Finance Department to have a check issued to Mr. Bunce.

Thank you for your assistance.

STEVE BUNCE
ATTORNEY AT LAW

1003 Hay Street, Suite 1 / P.O. Box 53943
Fayetteville, NC 28305
Phone #:(910) 484-1600 Fax #:(910) 484-1645
e-mail: stevebunce1@nc.rr.com

August 23, 2013

LISA Scaler

Cumberland County Register of Deeds
117 Dick Street
Fayetteville, NC 28302

Re: Over Payment of Revenue Tax

Dir Sir/Madame:


On August 19, 2013 our office recorded a deed in which the Revenue Tax was mistakenly shown in the amount \$624.00. This deed was recorded in Book 9272, Page 570.

The Revenue Stamps on this deed should have been \$424.00 in lieu of \$624.00. The sales price on the property was \$211,900.00.

We kindly request a refund of the overage paid and understand that it may not be possible to be refunded the full amount.

Thank you for your cooperation. Should you need any further information please do not hesitate to contact our office.

Sincerely,


Steve Bunce,
Closing Attorney

enclosure

BK 09272 PG 0570

FILED
CUMBERLAND COUNTY NC
J. LEE WARREN, JR.
REGISTER OF DEEDS

FILED Aug 19, 2013
AT 04:18:00 pm
BOOK 09272
START PAGE 0570
END PAGE 0571
INSTRUMENT # 32499
RECORDING \$26.00
EXCISE TAX \$624.00
BFC

Prepared By and Return To: Attorney Steve Bunce

File #38136.13

Revenue Stamps \$624.00

Tax Pin Number: 9494-84-8398

NORTH CAROLINA

GENERAL WARRANTY DEED

CUMBERLAND COUNTY

THIS DEED made and entered into this 19 day of August, 2013, by and between **HNR Development Company**, hereinafter called "Grantor," whose mailing address is 605 Executive Place, Fayetteville, NC 28305 and **Nathan Paul Hadd and wife, Krystle M. Hadd**, whose mailing address is 4124 Newgate Street, Fayetteville, NC 28306, hereinafter called "Grantee".

The designation Grantor and Grantee as used herein shall include said parties, their heirs, successors, and assigns, and shall include the singular, plural, masculine, feminine, or neuter as required by context.

WITNESSETH:

The Grantor, for a valuable consideration paid by the Grantee, the receipt of which is hereby acknowledged, has and by these presents does grant, bargain, sell and convey unto the Grantee in fee simple (with the exceptions hereinafter stated, if any), all the certain tract or parcel of land situated in the City of Fayetteville in Rockfish Township, Cumberland County, North Carolina, and more particularly described as follows:

BEING all of Lot 30 in a subdivision known as ESTATES OF CAMDEN, SECTION TWO, according to a plat of the same recorded in Plat Book 128, Page 99, Cumberland County Registry and being a portion of the property conveyed to HNR Development Company, a North Carolina Corporation by deed recorded in Book 9218, Page 375, aforesaid registry.

This property does not include the primary residence of the Grantor(s).

TO HAVE AND TO HOLD the aforesaid tract or parcel of land and all privileges and appurtenances thereto belonging to the Grantee in fee simple.

And the Grantor covenants with the Grantee, that Grantor is seized of the premises in fee simple, has the right to convey the same in fee simple; that title is marketable and free and clear of all encumbrances, and that Grantor will warrant and defend the title against the lawful claims of all persons whomsoever except for the exceptions hereinafter stated, if any.

JEANNETTE M. COUNCIL
Chairman

KENNETH S. EDGE
Vice Chairman

CHARLES E. EVANS
W. MARSHALL FAIRCLOTH
JIMMY KEEFE
BILLY R. KING
EDWARD G. MELVIN



CUMBERLAND
COUNTY
NORTH CAROLINA

BOARD OF COMMISSIONERS

CANDICE WHITE
Clerk to the Board

KELLIE BEAM
Deputy Clerk

ITEM NO. 7

MEMORANDUM FOR BOARD OF COMMISSIONERS'
AGENDA OF DECEMBER 16, 2013

TO: BOARD OF COUNTY COMMISSIONERS

FROM: COMMISSIONER CHARLES EVANS *CE/KB*

DATE: DECEMBER 11, 2013

SUBJECT: REQUEST TO REPEAL THE MINIMUM HOUSING ORDINANCE FOR
CASE NUMBER MH 232-2013.

BACKGROUND:

On November 18, 2013, the Board of Commissioners adopted an ordinance directing the rehabilitation or demolition of the structure for MH 232-2013 within 90 days. As directed by the Board of Commissioners, the ordinance was certified by the Chairman and recorded in the Register of Deeds.

I am asking that the Board of Commissioners consider repealing the ordinance for MH 232-2013 because the property owner, Rosco McNeill, stated during the public hearing that he has been unable to complete the renovations due to sickness.

Backup information presented at the November 18, 2013 meeting is attached. The recorded ordinance is also attached.

RECOMMENDATION/PROPOSED ACTION:

Consider a motion to repeal the ordinance for MH 232-2013.

ITEM NO. 6K
(NOVEMBER 18, 2013
BOARD MEETING
AGENDA ITEM)

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 232-2013.

Property Owner: Rosco & Rena McNeill

Home Owner: Rosco & Rena McNeill

Property Address: 3643 Classic Road, Fayetteville, NC


Tax Parcel Identification Number: 0424-96-1309

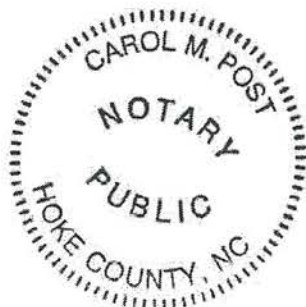
SYNOPSIS: This property was inspected on 7/24/2013. The property owners and parties of interest were legally served with Notice of Violations and was afforded a Hearing on 8/22/2013. Rena & Rosco McNeill attended the Hearing. It was ordered that the structure be repaired to a minimum standard for human habitation, or be demolished and the debris removed from the premises by a date not later than 10/7/2013. 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 11/7/2013, 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 \$45,000.00. The Assessor for Cumberland County has the structure presently valued at \$500.00. (Structure in utility condition)

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
the 7th day of November 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: _____

Thomas J. Lloyd,
Director

Cecil P. Combs,
Deputy Director

Ken Sykes,
Code Enforcement Manager

Carol M. Post
Office Processing Assistant



**CUMBERLAND
★ COUNTY ★
NORTH CAROLINA**

Planning & Inspections Department

George Hatcher,
Inspector

Joey Lewis,
Inspector

Joan Fenley,
Inspector

Debra Johnson,
Inspector

Chris Fulton,
Inspector

FINDINGS OF FACT AND ORDER

8/26/2013

Rosco & Rena P McNeill & Parties of Interest
5711 Dudley Road
Fayetteville NC, 28312

91 7108 2133 3938 2059 5409 Rosco } CIP
91 7108 2133 3938 2059 5393 Rena }

CASE # MH-232-2013

PROPERTY AT: 3643 Classic 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 8/6/2013.

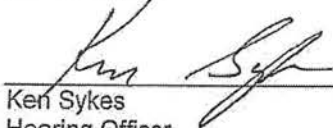
Pursuant of law, a Hearing was conducted in Room 101, of the old courthouse at 130 Gillespie Street, Fayetteville, NC on 8/22/2013 at 9:45 AM. The items identified below took place at the Hearing:


- ☐ 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: Rena & Rosco McNeill
- ☒ 3. The undersigned inspector personally inspected the dwelling described in the Complaint and Notice of Hearing dated 8/1/2013. 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 MH-232-2013, dated 7/24/2013.
 - ☒ b. Due to these findings, the dwellings are found to be in a substandard condition in accordance with the Cumberland County Ordinance.
 - ☒ c. The dwelling is unfit for human habitation.

EXHIBIT "A"

- ☒ 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 10/7/2013. **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 10/7/2013. 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


George Hatcher
Code Enforcement Officer

Enclosed: Appeals Procedure Form

Cc:



Sworn to and Subscribed to by me
this the 21st day of August 2013



Notary Public
My Commission Expires: 11-03-14

EXHIBIT "A"

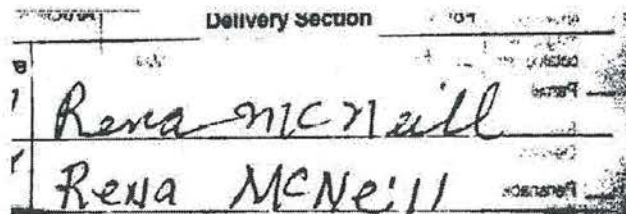


Date: September 27, 2013

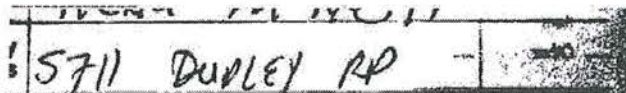
George Hatcher:

The following is in response to your September 27, 2013 request for delivery information on your Certified Mail™ item number 9171082133393820595393. The delivery record shows that this item was delivered on September 21, 2013 at 1:27 pm in FAYETTEVILLE, NC 28312. 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 August 26, 2013 CASE NUMBER *MH 232-2013*

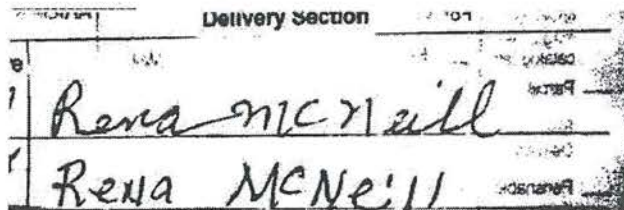
EXHIBIT A

Date: September 27, 2013

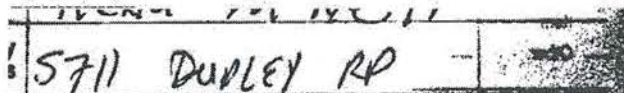
George Hatcher:

The following is in response to your September 27, 2013 request for delivery information on your Certified Mail™ item number 9171082133393820595409. The delivery record shows that this item was delivered on September 21, 2013 at 1:27 pm in FAYETTEVILLE, NC 28312. 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 August 26, 2013 CASE NUMBER **MH 232-2013**

EXHIBIT A

MAP DEPICTING LOCATION OF PROPERTY
Property Owner: Rosco & Rena P. McNeill
3643 Classic Road, Fayetteville, NC
Minimum Housing Case # MH 232-2013
TAX PARCEL IDENTIFICATION NUMBER: 0424-96-1309

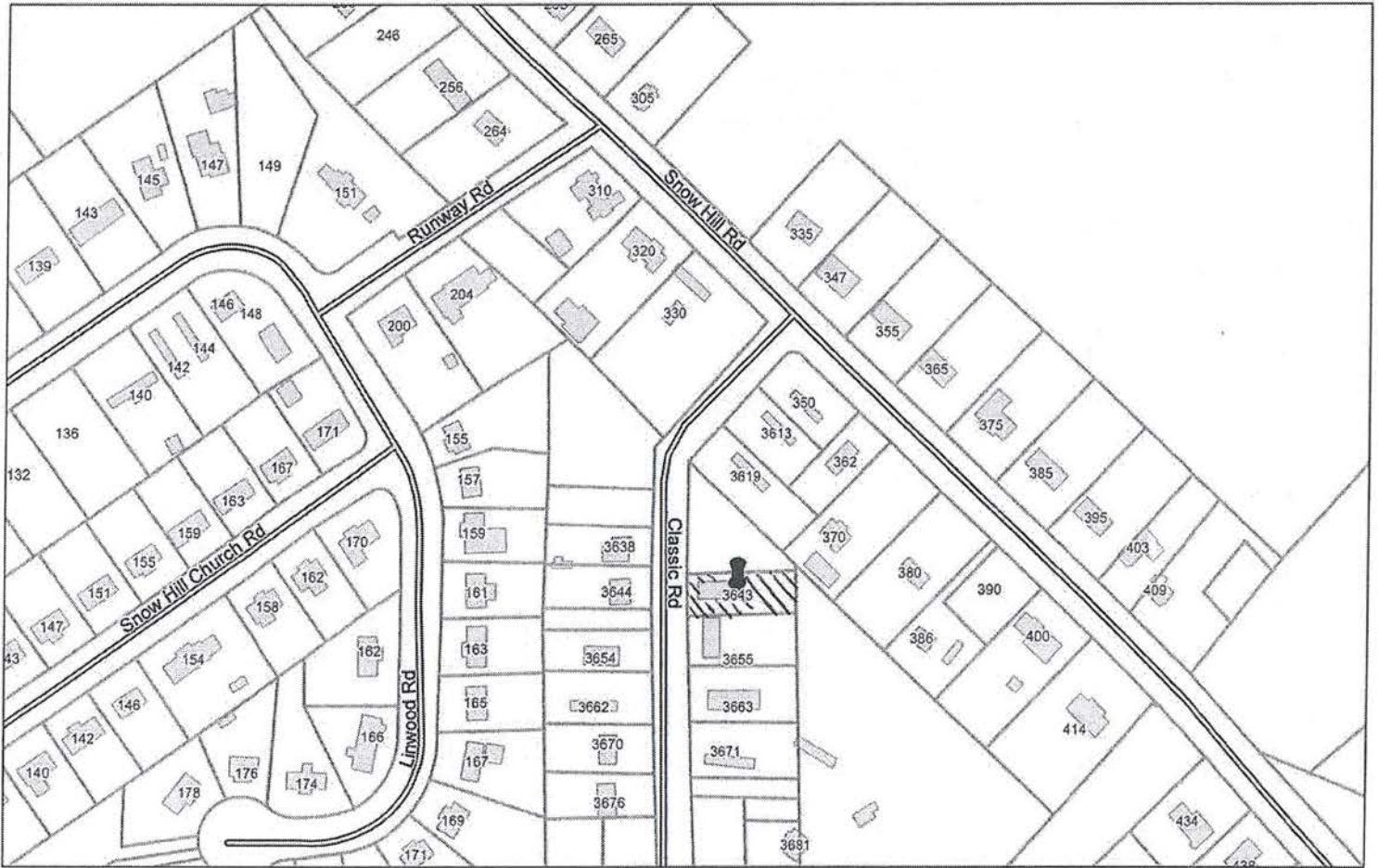


EXHIBIT B

FILED
CUMBERLAND COUNTY NC
J. LEE WARREN, JR.
REGISTER OF DEEDS

FILED Nov 25, 2013
AT 09:40:00 am
BOOK 09335
START PAGE 0575
END PAGE 0577
INSTRUMENT # 44403
RECORDING (None)
EXCISE TAX (None)

TK

*Return to
County*

AN ORDINANCE OF CUMBERLAND COUNTY, NORTH CAROLINA,
DIRECTING THE REHABILITATION OR DEMOLITION
OF A STRUCTURE AND OTHER PREMISES IN VIOLATION
OF THE CUMBERLAND COUNTY MINIMUM HOUSING CODE

WHEREAS, N.C.G.S. Chapter 160A, Article 19, Part 6, Sections 160A-441, et seq., authorize the Board of Commissioners of a County to enact an ordinance establishing minimum housing standards for dwellings in the County and providing for enforcement thereof by ordinances directing those unfit dwellings be repaired, closed, or demolished;

WHEREAS, the Board of Commissioners of Cumberland County, North Carolina, pursuant to and in accordance with said General Statutes has enacted the Minimum Housing Code of Cumberland County (Chapter 4, Article IV, of the Cumberland County Code), authorizing said Board to adopt an ordinance ordering an unfit dwelling or dwelling unit or other substandard structure to be repaired, altered, improved, vacated, closed, removed or demolished;

WHEREAS, the Cumberland County Minimum Housing Inspector has submitted to said Board a request for an ordinance ordering the repair, closure or demolition of an unfit dwelling or dwelling unit or other substandard structure, more particularly described below, which was found to be in violation of the Cumberland County Minimum Housing Code; (and)

WHEREAS the said Board of Commissioners, at a hearing conducted during its regular meeting on November 18, 2013, has considered such request and it appeared to the said Board that the owners, occupants, and other parties in interest in said property are:

Rosco and Rena McNeill

And further determined that said owners, occupants or other persons having a legal or equitable interest in the property were properly and timely served with notice of such hearing and its purpose and that of such persons the following appeared and were heard at such hearing:

Rosco McNeill

NOW THEREFORE, having heard such of the foregoing persons as did appear and having reviewed the record in this matter and the findings and orders of the Minimum Housing Inspector and the Cumberland County Housing Appeals Board that are a part of such record, and other evidence presented by the Minimum Housing Inspector, the said Board FINDS AND DETERMINES AS FOLLOWS:

1. The premises subject to this hearing and alleged to be in violation of the Minimum Housing Code consist of the structures and land located in Seventy First Township, Cumberland County, and more particularly described as follows: 3643 Classic Road, Fayetteville, NC as described in Deed Book 5626 Page 543, of the Cumberland County Registry and identified in County tax records as PIN # 0424-96-1309.

2. The premises are in violation of the Minimum Housing Code as set forth in the Order of the Minimum Housing Inspector dated August 26, 2013 case numbers MH-232-2013 which order is incorporated by such reference into this ordinance.

3. The aforesaid order directed to correct the violations cited therein and to rehabilitate the offending structure and premises to the standards required by the Minimum Housing Code or to demolish or to remove the offending structure from the premises and thereafter to clean up resulting debris and otherwise rehabilitate the remaining premises to the standards required by the Minimum Housing Code.

4. The aforesaid order gave Rosco and Rena McNeill until 10/7/2012, to comply with said Order; and the Order was not appealed to the Housing Appeals Board.

5. The violations of the Minimum Housing Code cited in the aforesaid Order have not been corrected.

6. Said owners, without lawful cause, failed or refused to comply with said order within the time prescribed by the Inspector. The Inspector has since re-inspected the premises described above and determined that, as of the date of notice of the hearing before this Board, the owners continued the failure or refusal to comply with said order.

7. The structure which is the subject of such order is dilapidated and cannot be rehabilitated under existing statutes, ordinances, and rules and regulations of the State of North Carolina and the County of Cumberland to the standards required by the Minimum Housing Code at a cost that would exceed its tax value and pending repair cannot be maintained and secured so that it is not a health and safety hazard.

8. The structure which is the subject of such orders:

- a. Has not been secured by locking, boarding up or otherwise barring entrance to the structure by vagrants, squatters, or other trespassers or by animals, specifically including rodents and other disease vectors.
- b. Constitutes a health hazard to persons occupying or trespassing upon the property, to persons living nearby and/or to the general public. (and)
- c. Constitutes a fire hazard to adjoining property and to the public.

9. The structure is not located in a historic district designated pursuant to N.C.G.S. Chapter 160A, Article 19, Part 3A.

And, upon such findings of fact, the Board of Commissioners CONCLUDES AND DETERMINES AS FOLLOWS:

1. The Minimum Housing Inspector has held full and proper hearings upon this matter. No appeal was made to the Housing Appeals Board. The Board of Commissioners has fully reviewed the findings and order of said Inspector, and determines that all orders and determinations thereof are just and proper.

2. The structure described above is dilapidated because violations of the Minimum Housing Code of Cumberland County have rendered it unsafe and unsanitary and dangerous and detrimental to the health, safety, and welfare of any person who might reside in or occupy such dwelling or dwelling unit.

3. The structure which is the subject of this ordinance constitutes an imminent danger to the public health, safety or welfare unless and until it is timely repaired or demolished and the debris thereof removed within a period of Ninety (90) days.

WHEREFORE, PURSUANT TO THE AUTHORITY, FINDINGS, DETERMINATIONS AND CONCLUSIONS SET FORTH ABOVE, THE CUMBERLAND COUNTY BOARD OF COMMISSIONERS NOW ORDAINS:

1. That, Rosco and Rena McNeill be, and is hereby are, ordered, within a period of (Ninety 90) days from the effective date of this Ordinance, to remove or to demolish the structure on the premises described above and thereafter to remove the debris thereof from the premises and otherwise cause the premises to come in compliance with the Minimum Housing Code and other applicable ordinances and regulations of Cumberland County.

2. If the said owners of the structure fails to comply in a timely manner with the removal or demolition ordered herein, the Minimum Housing Inspector be, and he is hereby, ordered forthwith to accomplish, with respect to said removal or demolition of said property, precisely and fully what the owner was ordered by this Ordinance to do.

3. If the Minimum Housing Inspector removes or demolishes or causes the removal or demolition of the structure pursuant to this ordinance, said Inspector shall sell the materials thereof, and any personal property, fixtures or appurtenances found in or attached thereto, and shall credit the proceeds of the sale against the cost of the removal or demolition. Said Inspector shall deposit any balance remaining with the Clerk of Superior Court of Cumberland County for disposition in accordance with N.C.G.S. 160A-443 (6).

4. The Building Inspector is hereby ordered to report to the Board of Commissioners the amount of the cost of any removal or demolition incurred by said Inspector in executing this ordinance.

5. The amount of such costs approved by the Board of Commissioners shall be a lien against the real property upon which the cost is incurred. Notice of said lien shall be filed in the Office of the Clerk of Superior Court of Cumberland County. The lien shall have the same priority, and be enforced in the same manner, as the lien for special assessment provided in N.C.G.S. Chapter 160A, Article 10.

6. This ordinance shall be in full force and effect from and after its adoption.

Adopted this the 18th day of November 2013.




Jimmy Keefe Chairman

ATTEST:


Candice White, Clerk

JEANNETTE M. COUNCIL
Chairman

KENNETH S. EDGE
Vice Chairman

CHARLES E. EVANS
W. MARSHALL FAIRCLOTH
JIMMY KEEFE
BILLY R. KING
EDWARD G. MELVIN



**CUMBERLAND
★ COUNTY ★**
NORTH CAROLINA

BOARD OF COMMISSIONERS

CANDICE WHITE
Clerk to the Board

KELLIE BEAM
Deputy Clerk

ITEM NO. 8A

December 11, 2013

December 16, 2013 Agenda Item

TO: Board of Commissioners

FROM: Kellie Beam, Deputy Clerk to the Board *KB*

SUBJECT: Cumberland County Workforce Development Board

BACKGROUND: The Cumberland County Workforce Development Board has one upcoming (1) vacancy:

Economic Development:

Catherine Johnson – completing second term on August 31, 2014. Recommendation of the Workforce Development Board is to extend Catherine Johnson's appointment for a third term. (See attached.)

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

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

Attachments

pc: Jim Lott, Workforce Development Director
Carl Mitchell, FTCC VP for HR and Institutional Effectiveness/Assessment
Dr. J. Larry Keen, FTCC President



WORKFORCE DEVELOPMENT CENTER

410 Ray Avenue • P.O. Box 35236 • Fayetteville, North Carolina 28303-0236
(910) 323-3421 • Fax: (910) 323-5755

December 4, 2013

Ms. Kellie Beam
Deputy Clerk to the Board
P.O. Box 1829
Fayetteville, NC 28302-1829

Dear Ms. Beam:

The Workforce Development Board (WFD) has several members whose appointed term will expire in 2014 and we will work diligently with the County Commissioners to fill those positions.

Ms. Cathy Johnson is the current appointment in the Economic Development position on the Board. Ms. Johnson's second term expires August 31, 2014. The obvious recommendation for her replacement would be Mr. Russ Rogerson, Executive Vice President of the Economic Alliance of Fayetteville and Cumberland County. However, as Mr. Rogerson is not a resident of Cumberland County, he is not eligible to serve on the Workforce Development Board. Therefore, on behalf of the Board, I am requesting for the County Commissioners to consider extending Ms. Johnson's appointment for another term. Ms. Johnson has been a great asset to the Board and her continued support is vital during this turbulent time.

Thank you for your assistance and guidance. We appreciate your consideration on this request.

Sincerely,

David McCune, Chair
Cumberland County Workforce Development Board



Celebrating Our Past...Embracing Our Future

EASTOVER - FALCON - FAYETTEVILLE - GODWIN - HOPE MILLS - LINDEN - SPRING LAKE - STEDMAN - W ADE

Equal Opportunity Employer / Program

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

3 Year Terms

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For Reappointment</u>
<u>Private Sector:</u>				
Barbara Spigner (B/F) 5701 Cloister Ct Fayetteville, NC 28314 864-1807	11/11	1 st	Nov/14 11/30/14	Yes
Gwen Holloman (B/F) VA Hospital 721 Edgehill Road Fayetteville, NC 28314 868-1691/261-7813 (C)	10/11	2nd	Oct/14 10/31/14	No
David McCune (W/M) 106 Penmark Pl Fayetteville, NC 28301 476-2976/424-2978 (W)	10/11	1st	Oct/14 10/31/14	Yes
Rosie G. McMillan (B/F) FSU 1972 Culpepper Lane Fayetteville, NC 28304 864-0158/671-1105 (W)	10/11	2nd	Oct/14 10/31/14	No
Richard Everett(W/M) 408 Mirror Lake Drive Fayetteville, NC 28303 484-0432/677-2360 (W)	10/11	2nd	Oct/14 10/31/14	No
John Jones (NA/M) 4104 Bonfield Road Fayetteville, NC 28312 303-0444/222-1506	3/13	1st	Mar/16 3/31/16	Yes
Linda Hoppmann (W/F) 5331 Rimrock Ct Fayetteville, NC 28303 826-4939/483-5016 (W)	11/11	2nd	Nov/14 11/30/14	No
Dina Simcox (W/F) 421 Foxwood Drive Hope Mills, NC 28348-9110 717-2448/868-7668 (W)	5/11	2nd	Apr/14 4/30/14	No

Cumberland County Workforce Development Board, page 2

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For Reappointment</u>
Sara Jean Hicks (W/F) Aberdeen & Rockfish Railroad 655 Winslow Street Fayetteville, NC 28306 417-9072/483-8309 (W)	2/12	2nd	Feb/15 2/28/15	No
Randall Newcomer (W/M) 109 Cypress Lakes Circle Hope Mills, NC 28348 308-5432/424-1776 (W)	10/11	1 st	Oct/14 10/31/14	Yes
Jody Risacher (W/F) 3533 Sweetbay Circle Fayetteville, NC 28311 630-5102/483-7727	8/13	1 st	Aug/16 8/31/16	Yes
Charlene Cross (B/F) 1949 Culpepper Lane Fayetteville, NC 28304 630-1450/308-9413	3/13	1st	Mar/16 3/31/16	Yes
<u>Public Sector:</u>				
Pamela Gibson (W/F) 7526 Hammersley Road Fayetteville, NC 28306 423-1830/678-2416	3/13	1st	Mar/16 3/31/16	Yes
<u>Rehabilitation:</u>				
Ellen Morales (/F) North Carolina Department of Human Resources Division of Vocational Rehabilitation Services 1200 Fairmont Court Fayetteville, NC 28304	11/06	(unlimited term - replaced by state agency)		
<u>Community Based Organization:</u>				
Esther Acker (W/F) 301 Coolee Circle Fayetteville, NC 28311 488-1402/323-3192 x32 (W)	10/11	2nd	Oct/14 10/31/14	No

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For Reappointment</u>
Sara Hemingway Hallock (W/F) Communicare, Inc. 711B Executive Place Fayetteville, NC 28305 829-9017	2/12	2nd	Feb/15 2/28/15	No
J. Carl Manning (B/M) Kingdom CDC PO Box 1402 Fayetteville, NC 28302 630-1000/484-2722	5/11	2nd	May/14 5/31/14	No
<u>Economic Development:</u> Catherine Johnson (W/F) FCCCC 524 Deerpath Drive Fayetteville, NC 28311 822-4809/484-4242 x247 (W)	8/11	2nd	Aug/14 8/31/14	No
<u>Employment Service:</u> Edith Edmond Employment Security Comm. 414 Ray Avenue Fayetteville, NC 28301 486-1010	12/11	(unlimited term - replaced by state agency)		
<u>Labor:</u> Joseph M. Smith (W/M) Goodyear 6005 Loudon Circle Hope Mills, NC 28348 424-6238/488-9295 x321 (W)/578-9933 (C)	10/11	2nd	Oct/14 10/31/14	No
<u>Education:</u> Brian (T.J.) Haney (W/M) FTCC 1660 Rock Creek Lane Fayetteville, NC 28301 488-4664/678-1068	8/13	1st	Aug/16 8/31/16	Yes
Esther Thompson (F) 511 Forest Lakes Rd Fayetteville, NC 28305 323-9687 (H) / 670-5515 (W)	11/11	1 st	Nov/14 11/30/14	Yes

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

Contact: Carl Mitchell – FTCC – 910-678-8373 – Email: mitchelc@faytechcc.edu
Jim Lott (interoffice mail) 323-3421, CC: Dr. Larry Keen-FTCC

Regular Meetings: 2nd Tuesday, every other month beginning in February, 11:00 AM, FTCC – Thomas McLean Administration Bld Room 170, 2001 Hull Road, Fayetteville, NC 28303

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

*Recommendations for the WFD Board should come from FTCC.

**APPLICANTS FOR
WORKFORCE DEVELOPMENT BOARD**

<u>NAME/ADDRESS/PHONE</u>	<u>OCCUPATION</u>	<u>EDUCATIONAL BACKGROUND</u>
BROWN, JOSEPH C. SR (B/M) 150 RIDGEWAY DRIVE FAYETTEVILLE NC 28311 910-488-7254 Graduate-County Citizens' Academy: No Graduate-Institute for Community Leadership: No Graduate-Leadership Fayetteville: No Graduate-United Way's Multi-Cultural Leadership Program: No Graduate-other leadership academy: Church	MINISTER A.M.E. ZION CHURCH	GRADUATE OF SHAW UNIVERSITY
FORD, STANLEY (B/M) 4013 POLK DRIVE HOPE MILLS, NC 28348 910-425-5639 Graduate-County Citizens' Academy: N/A Graduate-Institute for Community Leadership: NO Graduate-Leadership Fayetteville: NO Graduate-United Way's Multi-Cultural Leadership Program: NO Graduate-other leadership academy: NO	BANKING/MORTGAGES NOT LISTED	BACHELORS
KELLY, IVA MARIE (B/F) 1844 GOLA DRIVE FAYETTEVILLE, NC 28301 910-488-5302 Graduate-County Citizens' Academy: N/A Graduate-Institute for Community Leadership: No Graduate-Leadership Fayetteville: No Graduate-United Way's Multi-Cultural Leadership Program: No Graduate-other leadership academy: No	RETIRED EDUCATOR	BS-EDUCATION MASTERS-EDUCATION MASTERS-LIBRARY SCIENCE
MINER, JOHN (B/M) 6753 CANDLEWOOD DRIVE FAYETTEVILLE, NC 28314 224-0650(H)/483-6056 (W) Graduate-County Citizens' Academy: N/A Graduate-Institute for Community Leadership: No Graduate-Leadership Fayetteville: No Graduate-United Way's Multi-Cultural Leadership Program: No Graduate-other leadership academy: No	FOUNDER OF THE MINER FOUNDATION	NONE LISTED
MURRELL, CHARMAINE F (B/F) 313 BRYAN STREET FAYETTEVILLE, NC 28305 286-3533 (H) / 678-8363 (W) Graduate-County Citizens' Academy: N/A Graduate-Institute for Community Leadership: Yes Graduate-Leadership Fayetteville: No Graduate-United Way's Multi-Cultural Leadership Program: No Graduate-other leadership academy: No	ALUMNI RELATIONS & PROGRAM COORDINATOR FTCC	BA-COMMUNICATION MS-INTERNATIONAL RELATIONS

**APPLICANTS FOR
WORKFORCE DEVELOPMENT BOARD Page 2**

NAME/ADDRESS/PHONE	OCCUPATION	EDUCATIONAL BACKGROUND
OKHOMINA, DON DR. (B/M) 494 DUNLOE CT FAYETTEVILLE, NC 28311 868-1618/ 672-2148 (W) Graduate-County Citizens' Academy: N/A Graduate-Institute for Community Leadership: NO Graduate-Leadership Fayetteville: NO Graduate-United Way's Multi-Cultural Leadership Program: NO Graduate-other leadership academy: NO	FSU PROFESSOR OF MANAGEMENT	BS-BUSINESS ADMIN MBA & PHD - MANAGEMENT
SESSOMS, JR, DAVID (W/M) 221 ½ HAY STREET FAYETTEVILLE NC 28301 584-3884/354-1901 Graduate-County Citizens' Academy: N/A Graduate-Institute for Community Leadership: NO Graduate-Leadership Fayetteville: YES Graduate-United Way's Multi-Cultural Leadership Program: NO Graduate-other leadership academy: NO	COLLEGE PRESIDENT MILLER-MOTTE COLLEGE	NONE LISTED
SIMMONS, ANGELIQUE 6632 BROOKSTONE LN APT 302 FAYETTEVILLE, NC 28314 202-590-6273/485-2955 (W) Graduate-County Citizens' Academy: N/A Graduate-Institute for Community Leadership: No Graduate-Leadership Fayetteville: No Graduate-United Way's Multi-Cultural Leadership Program: No Graduate-other leadership academy: No	LIBRARIAN II CUMBERLAND CO LIBRARY	MASTERS-LIBRARY SCIENCE BS-CRIMINAL JUSTICE
WHITE, ROBERT L. (AA/M) 1956 KENMORE DRIVE FAYETTEVILLE, NC 28304 476-1387 Graduate-County Citizens' Academy: NA Graduate-Institute for Community Leadership: No Graduate-Leadership Fayetteville: No Graduate-other leadership academy: Military Academy	RETIRED MILITARY	UNDERGRADUATE; MA
WIRE, DONALD DR (/M) 540 NOTTINGHAM DR FAYETTEVILLE, NC 28311 779-2312 Graduate-County Citizens' Academy: N/A Graduate-Institute for Community Leadership: YES Graduate-Leadership Fayetteville: NO Graduate-United Way's Multi-Cultural Leadership Program: NO Graduate-other leadership academy: NO	RETIRED	BA – POLITICAL SCIENCE MA-POLITICAL SCIENCE PHD-EDUCATION

****SERVES ON THE HOME & COMMUNITY CARE COMMITTEE****

JEANNETTE M. COUNCIL
Chairman

KENNETH S. EDGE
Vice Chairman

CHARLES E. EVANS
W. MARSHALL FAIRCLOTH
JIMMY KEEFE
BILLY R. KING
EDWARD G. MELVIN



**CUMBERLAND
★ COUNTY ★**
NORTH CAROLINA

BOARD OF COMMISSIONERS

CANDICE WHITE
Clerk to the Board

KELLIE BEAM
Deputy Clerk

ITEM NO. 9A

December 11, 2013

December 16, 2013 Agenda Item

TO: Board of Commissioners
FROM: Kellie Beam, Deputy Clerk to the Board *KB*
SUBJECT: Board of Health

BACKGROUND: On December 2, 2013, the Board of Commissioners nominated the following individuals to fill two (2) vacancies on the Board of Health:

Optometrist:

Dr. William Philbrick (new appointment)

Engineer:

Dale Price (new appointment)

I have attached the current membership list for this Board.

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

Attachment

pc: Buck Wilson, Public Health Director

BOARD OF HEALTH

3 Year Term

(All terms expire on December 31st per NCGS § 130A-35)

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For Reappointment</u>
<u>Veterinarian</u>				
Dr. Heather Burkhardt (W/F) 5226 Lacross Point Parkton, NC 28371 910-489-2336	12/12	1 st full term	Dec/15 12/31/15	Yes
(served an unexpired term; eligible for one additional three-year term)				
<u>Physician</u>				
Dr. Sanjay Shah 308 Forest Creek Drive Fayetteville, NC 28303 864-4080 / 987-2571	12/11	1st	Dec/14 12/31/14	Yes
<u>Dentist</u>				
Dr. Oliver L. Hodge Jr. (B/M) 537 Old Farm Rd Fayetteville, NC 28314 487-0886/483-0409	12/12	1st	Dec/15 12/31/15	Yes
<u>Registered Nurse</u>				
Pamela Pollock, RN 1321 General Lee Avenue Fayetteville, NC 28305 481-9968 / 907-9091	12/12	2nd	Dec/15 12/31/15	No
<u>Optometrist</u>				
Barbara Ciampa (W/F) 3006 Metthame Drive Fayetteville, NC 28306 678-0680/484-7139(W)	12/10	2nd	Dec/13 12/31/13	No
<u>Pharmacist</u>				
Dr. Tom Nicholson (W/M) 274 Saint Johns Wood Fayetteville, NC 28303 485-1059/609-6839	12/11	2nd	Dec/14 12/31/14	No
<u>Engineer</u>				
Jimmy Kizer (W/M) 214 Woodcrest Road Fayetteville, NC 28305 484-0508/484-5191(W)	12/10	2nd	Dec/13 12/31/13	No

(All terms expire on December 31st per NCGS § 130A-35)

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For Reappointment</u>
<u>Cumberland County Commissioner</u>				
Billy R. King PO Box 1829 Fayetteville, NC 28302 822-6676 (W)/ 822-0892 (H)	1/12	1 st	Dec/14 12/31/14	Yes
<u>General Public Reps.</u>				
Barbara Stelly (B/F) 3219 Broadview Drive Fayetteville, NC 28301 488-9590 (H) / 488-3098 (W)	12/11	1st	Dec/14 12/31/14	Yes
Christopher Frank (W/M) 2506 Torcross Drive Fayetteville, NC 28304 339-4851/485-4108 (W)	12/12	2nd	Dec/15 12/31/15	No
Vikki Andrews (B/F) 2913 Beringer Drive Fayetteville, NC 28306 910-964-5828	11/12	1st	Dec/15 12/31/15	Yes

Contact: Buck Wilson, Health Director
 Trisha Barfield, Administrative Assistant
 Phone: 433-3705
 Fax: 433-3659

Meetings: 3rd Tuesday of the month - 6:00 PM - Board Room, Health Department, 1235 Ramsey Street
 (July and September meetings take place only if desired).

JEANNETTE M. COUNCIL
Chairman

KENNETH S. EDGE
Vice Chairman

CHARLES E. EVANS
W. MARSHALL FAIRCLOTH
JIMMY KEEFE
BILLY R. KING
EDWARD G. MELVIN



**CUMBERLAND
★ COUNTY ★**
NORTH CAROLINA

BOARD OF COMMISSIONERS

CANDICE WHITE
Clerk to the Board

KELLIE BEAM
Deputy Clerk

ITEM NO. 9B

December 11, 2013

December 16, 2013 Agenda Item

TO: Board of Commissioners
FROM: Kellie Beam, Deputy Clerk to the Board *KB*
SUBJECT: Cumberland County Local Emergency Planning Committee

BACKGROUND: On December 2, 2013, the Board of Commissioners nominated the following individuals to fill two (2) vacancies on the Cumberland County Local Emergency Planning Committee:

Law Enforcement Representative:
Lt. Robert Dickie (new appointment)

Fire Fighting Representative:
Ronnie Willet (new appointment)

I have attached the current membership list for this committee.

PROPOSED ACTION: 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)

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For Reappointment</u>
<u>Print and Broadcast Media Representative</u>				
Tracie Davis City of Fayetteville 2415 Silverbells Loop Fayetteville, NC 28304 Phone: 391-2476 (C) 568-5880 (H)	8/13	1st	Aug/16 8/31/16	Yes
Sally Shutt CC Communications Manager P.O. Box 1829 Fayetteville, NC 28302 Phone: 437-1921	8/13	2nd	Aug/16 8/31/16	No
<u>Operators of Facilities Representative</u>				
Rayford Hunt Hexion Specialty Chemicals 1411 Industrial Drive Fayetteville, NC 28301 485-9269	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	10/13	2nd	Oct/16 10/31/16	No
Antionette Barnes (/F) Purolator Filters 3200 Natal Road Fayetteville, NC 28306 426-4283 (W)	2/13	2nd	Feb/16 2/28/16	No

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For Reappointment</u>
<u>Law Enforcement Representative</u>				
Lt. Freddie Johnson Jr. NC Highway Patrol 5455 Grimes Road Fayetteville, NC 28306 423-6881/486-1058	4/13	1st	Apr/16 4/30/16	Yes
Lt. Charles Parker Cumberland Co. Sheriff's Office 131 Dick Street Fayetteville, NC 28301-5750 677-5412	6/10	1 st full	Aug/13 8/31/13	No
Capt. Kenneth Eaker Fayetteville Police Department 467 Hay Street Fayetteville, NC 28301-5565 433-1819	2/13	2nd	Feb/16 2/28/16	No
<u>Emergency Management Representative</u>				
Gene Booth Cumberland County Emergency Services 131 Dick Street Fayetteville, NC 28301 678-7641	8/13	2nd	Sept/16 9/30/16	No
<u>Community Group Representative</u>				
VACANT (vacated by J. Womble)	8/07	2 nd	Aug/10 8/31/10	No
<u>Transportation Representative</u>				
VACANT (vacated by Eddie Smith)	12/09	1st	Dec/12 12/31/12	Yes
<u>Health Representative</u>				
Greg Phillips Cumberland County Public Health 801 Sandalwood Drive Fayetteville, NC 28304 910-364-3362	11/13	1st	Nov/16 11/30/16	Yes

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For Reappointment</u>
<u>Hospital Representative</u>				
Marsha Lunt 227 Summertime Road Fayetteville, NC 28303 868-1207/907-6688	9/13	1st	Feb/16 2/28/16	Yes
	(serving unexpired term; eligible for one additional term)			
<u>Fire Fighting Representative</u>				
VACANT (Vacated by T. Allen) Fire/Emergency Management City of Fayetteville	12/11	2nd	Dec/14 12/31/14	No
<u>First Aid Representative</u>				
James Bullard Jr. Cumberland Co. EMS/Emergency Management Cape Fear Valley Health System 610 Gillespie St Fayetteville, NC 28306 615-5696/988-8871	4/13	1 st	Nov/13 11/30/13	Yes
	(serving unexpired term; eligible for two additional terms)			
<u>At-Large Representative</u>				
Phillip McCorquodale 3814 Corapeake Drive Fayetteville, NC 28312 323-4112/323-9600 (W)	4/13	2nd	April/16 04/30/16	No
Marsha Fogle PO Box 278 Stedman, NC 28391 483-9579	8/13	2nd	Aug/16 08/31/16	No
<u>Local Environmental Representative</u>				
Paul Rawls 225 Green Street, Suite 714 Fayetteville, NC 28301 424-5556 (H) / 433-3303 (W)	2/10	1st	Feb/13 2/28/13	Yes
<u>Utilities Representative</u>				
Ray Jackson (/M) Public Works Commission 955 Old Wilmington Road Fayetteville, NC 28301 223-4118	2/13	2nd	Feb/16 2/28/16	No

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For Reappointment</u>
Andrew Moore Directorate of Public Works Environmental Compliance Branch 2175 Reilly Road, Stop A Fort Bragg, NC 28310 813-8506	8/13	2nd	Aug/16 8/31/16	No

Ex-Officio Members:

Emergency Management

Randy Beeman, Cumberland County Emergency Services

Fayetteville Fire/Emergency Management

Ben Major, Chief, Fayetteville Fire Department

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

JEANNETTE M. COUNCIL
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NORTH CAROLINA

BOARD OF COMMISSIONERS

CANDICE WHITE
Clerk to the Board

KELLIE BEAM
Deputy Clerk

ITEM NO. 9C

December 11, 2013

December 16, 2013 Agenda Item

TO: Board of Commissioners
FROM: Kellie Beam, Deputy Clerk to the Board *KB*
SUBJECT: Joint Senior Citizens Advisory Commission

BACKGROUND: At their December 2, 2013 meeting, the Board of Commissioners nominated the following individual to fill one (1) vacancy on the Joint Senior Citizens Advisory Commission.

George Hatcher Sr. (new appointment)

I have attached the current membership list for this commission.

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

Attachment

pc: Mary Brymer, Senior Programs Supervisor

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

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For Reappointment</u>
Roger Ison (W/M) 2200 Dunn Road Eastover, NC 28312 485-0639/580-3928	10/13	1st	Oct/15 10/31/15	Yes
Dwight Palmer Jr. 1139 Helmsley Drive Fayetteville, NC 28314 867-8136/535-5325 (W)	6/13	2nd	June/15 6/30/15	No
Edna Cogdell (B/F) 734 Ashburton Drive Fayetteville, NC 28301 488-4582/624-4558	10/13	1st	Oct/15 10/31/15	Yes
Brenda Brown (B/F) 1606 Dolphin Drive Spring Lake, NC 28390 497-9315 (H) / 866-6390 ext. 21953 (W) / 818-1604 (C)	9/11	2nd	Sept/13 9/30/13	No
Glenda Dye 1683 Hazel Hurst Drive Fayetteville, NC 28314 323-4191 Ext. 22 (W)	11/12	2nd	Nov/14 11/30/14	No
Daisy D. Maxwell 7113 Fillyaw Road Fayetteville, NC 28303 868-5611	12/12	2nd	Dec/14 12/31/14	No

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

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

JEANNETTE M. COUNCIL
Chairman

KENNETH S. EDGE
Vice Chairman

CHARLES E. EVANS
W. MARSHALL FAIRCLOTH
JIMMY KEEFE
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NORTH CAROLINA

BOARD OF COMMISSIONERS

CANDICE WHITE
Clerk to the Board

KELLIE BEAM
Deputy Clerk

ITEM NO. 9D

December 11, 2013

December 16, 2013 Agenda Item

TO: Board of Commissioners

FROM: Kellie Beam, Deputy Clerk to the Board *KB*

SUBJECT: Transportation Advisory Board

BACKGROUND: On December 2, 2013, the Board of Commissioners nominated the following individuals to fill six (6) vacancies on the Transportation Advisory Board:

Sheltered Workshop Director or Designee:

Kena Farrington (reappointment)

Aging Programs Representative:

Elouise Garvin (reappointment)

DSS Work First Representative:

Angelita Marable (new appointment)

Mid-Carolina Council of Governments Director or Designee:

Carla Smith (new appointment)

Emergency Medical Services Representative:

Brian Pearce (new appointment)

MPO Representative:

Deloma West (new appointment)

I have attached a current membership list for this board.

PROPOSED ACTION: Appoint individuals to fill the six (6) 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.)

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For Reappointment</u>
<u>City of Fayetteville Representative</u>				
VACANT (Vacated by A. Thomas)	11/10	2nd	Nov/12 11/30/12	No
<u>Urban Transit Provider Representative</u>				
Wendy Nunnery Fayetteville City Transit 2816 Bears Den Way Fayetteville, NC 28301 484-8612/433-1748 (W)	11/11	2nd	Nov/13 11/30/13	No
<u>Mid-Carolina Council of Governments Director or Designee</u>				
Glenda Dye Mid-Carolina Council of Governments P.O. Box 1510 Fayetteville, North Carolina 28302-1510 323-4191 ext. 22 (W)	11/11	2nd	Nov/13 11/30/13	No
<u>County DSS Director or Designee</u>				
Lisa Chance 5309 Ballester Street Hope Mills, NC 28348 677-2356/425-5650	11/13	1st	Nov/15 11/30/15	Yes
<u>DSS Work First Representative</u>				
Cheryl Campbell Cumberland County DSS P.O. Box 2429 Fayetteville, North Carolina 28302-2429	11/11	2nd	Nov/13 11/30/13	No
<u>Workforce Development Center Director or Designee</u>				
Lorria Troy Workforce Development Center 410 Ray Avenue Fayetteville, North Carolina 28301	11/11	2nd	Nov/13 11/30/13	No

(All terms expire November 30th and begin December 1st according to the TAB bylaws.)

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For Reappointment</u>
<u>Vocational Rehab Representative</u>				
Shelton L. Clark 1407 Murchison Road Fayetteville, NC 28301 964-3332/486-1717	11/12	2nd	Nov/14 11/30/14	No
<u>Sheltered Workshop Director or Designee</u>				
Kena Farrington 2123 Quailridge Drive Fayetteville, NC 28304 910-826-4699	10/12	1st	Nov/13 11/30/13	Yes
(serving unexpired term; eligible to serve an additional term)				
<u>Aging Programs Representative</u>				
Elouise Garvin 4017 Bankside Drive Fayetteville, North Carolina 28311	11/11	1st	Nov/13 11/30/13	Yes
<u>County Mental Health Director or Designee</u>				
Vince Wagner CC Area Mental Health Center 109 Bradford Avenue Fayetteville, North Carolina 28301-5496 323-0601(W)	11/11	1st	Nov/13 11/30/13	Yes
<u>Emergency Medical Services Representative</u>				
VACANT (vacated by Michael Roye)5/09 Cape Fear Valley – EMC PO Box 2000 Fayetteville, NC 28302 615-5651		1 st	Nov/10 11/30/10	Yes
<u>County Planning Department Director or Designee</u>				
Tom Lloyd Cumberland County Planning Department P.O. Box 1829 Fayetteville, North Carolina 28302-1829 678-7606 (W)	11/12	1st	Nov/14 11/30/14	Yes

(All terms expire November 30th and begin December 1st according to the TAB bylaws.)

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For Reappointment</u>
<u>County Health Director or Designee</u>				
Ockidde Harris 200 Curry Ford Drive Fayetteville, NC 28314 867-0590/433-3852	11/12	1st	Nov/14 11/30/14	Yes
<u>At-Large Representatives</u>				
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
Alfred Foote 5476 Raeford Rd Fayetteville, NC 28305 910-578-5687	11/12	1st	Nov/14 11/30/14	Yes
<u>MPO Representative</u>				
VACANT (Vacated by M. Rutan) Cumberland County Planning Department PO Box 1829 Fayetteville, NC 28302	11/12	1 st	Nov/14 11/30/14	Yes
<u>Dialysis Center Representative</u>				
Eboni Green 3826 Glencorra Drive Fayetteville, NC 28314 919-889-3996/910-323-5288	11/12	1 st	Nov/14 11/30/14	Yes

**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