
AGENDA
CUMBERLAND COUNTY BOARD OF COMMISSIONERS
COURTHOUSE – ROOM 118
JANUARY 22, 2013 (TUESDAY)
6:45 PM

INVOCATION - Commissioner Jimmy Keefe, Chairman

PLEDGE OF ALLEGIANCE –

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

Presentation and Report to the Board of County Commissioners by Mr. Johnson Chestnut, Chairman, and Mr. Gene Webb, General Manager of the ABC Board.

1. Approval of Agenda
2. Consent Agenda
 - A. Approval of minutes for the January 7, 2013 regular meeting.
 - B. Approval of Disposition of Records for the Planning & Inspection Department.
 - C. Approval of Declaration as Surplus Property and Authorization to Sell on GovDeals a No-Till Grain Drill.
 - D. Approval of Establishing a Solid Waste Container Site within the Cumberland Industrial Park.
 - E. Approval of Community Development Affordable Housing (HOME) Resale and Recapture Guidelines.
 - F. Update on Cumberland County Medical Plan and Future Wellness Strategy.

- G. Approval of Ordinance Assessing Property for the Cost of Demolition:
- (1) Case Number: MH 6781-2012
Property Owner: Joseph R. Thompson
Property Location: 6823 Cooper's Creek Drive, Hope Mills, NC
Parcel Identification Number: 0431-79-1751
 - (2) Case Number: MH 6752-2012
Property Owner: Ella W. Lipscomb
Property Location: 2615 Blossom Road, Fayetteville, NC
Parcel Identification Number: 0442-33-7365
 - (3) Case Number: MH 6760-2012
Property Owner: Clarence D. Godwin
Property Location: 2856 Dobbin Holmes Road, Eastover, NC
Parcel Identification Number: 0459-75-0386
- H. Approval of a Proclamation Proclaiming February 1, 2013 as "National Wear Red Day" in Cumberland County.
- I. Approval of a Proclamation Proclaiming February 12, 2013 as "Methodist University Loyalty Day" in Cumberland County.
- J. Budget Revisions:
- (1) Emergency Services Grants

Revision in the amount of \$34,653 to recognize NC Domestic Preparedness Regional Training Grant. (B13-221) **Funding Source – Federal**

3. Public Hearings

Uncontested Rezoning Cases

- A. Case P12-76: Rezoning of 2.57+/- acres from M(P) Planned Industrial to M1(P) Planned Light Industrial, or to a more restrictive zoning district, located at 1069 Wilkes Road, submitted by Gene Rogers on behalf of NC Natural Gas Corporation (owner) and Robert Ruffo.

Staff Recommendation: Approval
Planning Board Action: Approval

- B. Case P12-78: Rezoning of 6.92+/- acres from R6A Residential to C(P) Planned Commercial, or to a more restrictive zoning district, located at 1220 W Manchester Road, submitted by Paul Kirby on behalf of Preserve LLC. (owner) and Mike Adams.

Staff Recommendation: Approval
Planning Board Action: Approval

Contested Rezoning Case

- C. Case P12-75: Rezoning of 3.35+/- acres from RR Rural Residential to R6A Residential, or to a more restrictive zoning district, located at 4228 and 4232 NC Hwy 210 South, submitted by Jesus G. Irizarry (owner) and Robert M. Bennett.

Staff Recommendation: Denial
Planning Board Action: Denial

Uncontested Conditional Zoning Case

- D. Case P12-77: Rezoning of .85+/- acre from A1 Agricultural to C(P) Planned Commercial/CZ Conditional Zoning District for second hand sales, book sales, indoor recreation for profit, barbering and hairdressing, day care, motor vehicle parts sales and motor vehicle sales or to a more restrictive zoning district; located at 7064 Maxwell Road; submitted by Leiburn Ralph Strickland (owner) and Michael Tate.

Staff Recommendation: Approval with Ordinance Related Conditions
Planning Board Action: Approval with Ordinance Related Conditions

Other Public Hearings

Minimum Housing Code Enforcement

- E. Case Number: MH 6864-2012
Property Owner: Grace G. Edwards
Property Location: 4624 Gray's Creek Church Road, Hope Mills, NC
Parcel Identification Number: 0442-63-8035
- F. Case Number: MH 6865-2012
Property Owner: Alice G. Nelson Heirs c/o Ruby McMillian
Property Location: 4610 Gray's Creek Church Road, Hope Mills, NC
Parcel Identification Number: 0442-63-8230

- G. Case Number: MH 6861-2012
Property Owner: James Harris
Property Location: 9481 Hillsboro St, Linden, NC
Parcel Identification Number: 0574-66-7132
- H. Case Number: MH 6925-2012
Property Owner: Billy W. & Rachel Wilson
Property Location: 6621 Rockfish Road, Fayetteville, NC
Parcel Identification Number: 0404-26-9762
- I. Case Number: MH 6837-2012
Property Owner: Teresa Brown
Property Location: 250 S. Betty Street, Spring Lake, NC
Parcel Identification Number: 0511-26-2248
- J. Case Number: MH 6707-2012
Property Owner: Bernetta M. Weeks
Property Location: 2330 Lake Upchurch Drive, Parkton, NC
Parcel Identification Number: 9493-66-7917
- K. Case Number: MH 6884-2012
Property Owner: Virginia H. Bohrk
Property Location: 5009 New Moon Drive, Fayetteville, NC
Parcel Identification Number: 0415-55-3174

Items of Business

- 4. Consideration of Agreement Between the County and Alliance Behavioral Healthcare.
- 5. Report on Mental Health Clinic Services by Buck Wilson, Public Health Director.
- 6. Report on Career and Technical Educational Task Force- Chip Lucas.
- 7. Nominations to Boards and Committees
 - A. Cumberland County Local Emergency Planning Committee (4 Vacancies)
 - B. Transportation Advisory Board (4 Vacancies)

8. Appointments to Boards and Committees

A. Cape Fear Valley Hospital System Board of Trustees (4 Vacancies)

Nominees: Jennifer Twaddell
Marion Frances Gillis-Olson
Dr. John Henley
Don Porter

B. Human Relations Commission (2 Vacancies)

Nominees: Noelle Kendrick
Mario Burnette

RECESS THE BOARD OF COMMISSIONERS' MEETING.

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

RECONVENE THE REGULAR BOARD OF COMMISSIONERS MEETING.

9. Closed Session:
- A. Economic Development Matter(s)
Pursuant to NCGS 143-318.11(a)(4).
 - B. Personnel Matter(s) Pursuant
To NCGS 143-318.11(a)(6).

ADJOURN

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

**MEETINGS: February 4, 2013 (Monday) – 9:00 AM
February 18, 2013 (Monday) - 6:45 PM**

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
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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

ITEM NO. 28

MEMORANDUM

To: CUMBERLAND COUNTY BOARD OF COMMISSIONERS
From: THOMAS J. LLOYD, PLANNING & INSPECTIONS DIRECTOR
Cc: JAMES MARTIN, COUNTY MANAGER
Date: JANUARY 8, 2013
Re: 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, 2007, on or before March 31, 2013. 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.

JAMES E. MARTIN
County Manager

AMY H. CANNON
Deputy County Manager



ITEM NO. _____

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JAMES E. LAWSON
Assistant County Manager

OFFICE OF THE COUNTY MANAGER

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

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF JANUARY 22, 2013

TO: BOARD OF COUNTY COMMISSIONERS

FROM: JAMES LAWSON, ASSISTANT COUNTY MANAGER

DATE: JANUARY 14, 2013

**SUBJECT: APPROVAL OF DECLARATION AS SURPLUS PROPERTY AND
AUTHORIZATION TO SELL ON GOVDEALS- A NO-TILL GRAIN
DRILL**

BACKGROUND:

The Cumberland Soil and Water Conservation District purchased a new John Deere 1590 No-Till grain drill in December, this piece of equipment will replace an older John Deere 1590 No-Till grain drill (County Property Number 040207/Serial Number NO1590X705611), which was purchased in 2004 for \$24,610. The new equipment will be rented to area farmers and land users to plant seeds using the no-till method.

RECOMMENDATION/PROPOSED ACTION:

That the Board of Commissioners declare the old No-Till grain drill (County Property Number 040207/Serial Number NO1590X705611) as surplus and authorize for sale on GovDeals. The drill was purchased in 2004 for \$24,610.

/cp

JL01-14-13

Celebrating Our Past...Embracing Our Future



Cumberland Soil and Water Conservation District

Charlie Rose Agri-Expo Center
301 East Mountain Drive, Suite 229 - Fayetteville, NC 28306-3422
Telephone: (910) 484-8479

TO: Cumberland County Commissioners
✓ James E. Martin, County Manager
Amy Cannon, Deputy County Manager
James E. Lawson, Assistant County Manager

FROM: Kay Bullard, Administrative Program Officer *KBB*

DATE: January 3, 2013

RE: Declaration of Surplus Equipment

On behalf of the Board of Supervisors and staff of Cumberland Soil and Water Conservation District, I would like to thank the Cumberland County Board of Commissioners for their approval for our department to purchase a new grain drill to replace the older one. We also want to thank you, Mr. Martin, Ms. Cannon and Mr. Lawson, for your support and assistance throughout the purchasing process.

A new John Deere 1590 No-Till grain drill was delivered to the District on Thursday, December 20, 2012. It will be rented to area farmers and land users to plant seeds using the no-till method.

We would now like to request that the Cumberland County Board of Commissioners declare the old drill, a John Deere 1590 no-Till grain drill (County Property Number 040207/Serial Number NO1590X705611) "surplus equipment" in order to sell it on the GovDeals.com website. The price of the drill when it was purchased in the fall of 2004 was \$24,610.00. We are hopeful that the sale will bring at least \$14,000.

Thank you for your consideration.



ITEM NO. 2D



ENGINEERING & INFRASTRUCTURE DEPARTMENT

JEFFERY P. BROWN, PE
Engineering & Infrastructure Director

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF JANUARY 22, 2013

TO: BOARD OF COUNTY COMMISSIONERS
FROM: JEFFERY P. BROWN, PE, E & I DIRECTOR *JPB*
THROUGH: JAMES MARTIN, COUNTY MANAGER *J Martin*
DATE: JANUARY 4, 2012
SUBJECT: APPROVAL OF ESTABLISHING A SOLID WASTE CONTAINER SITE WITHIN THE INDUSTRIAL PARK

BACKGROUND

The Solid Waste Department currently operates the McCauley Container Site located off of Research Drive. The County has a lease on this property where this container site is located; however the lease is set to expire on June 30, 2013. The Solid Waste Department has to return the site to the condition it was prior to the container site being established by the time the lease expires.

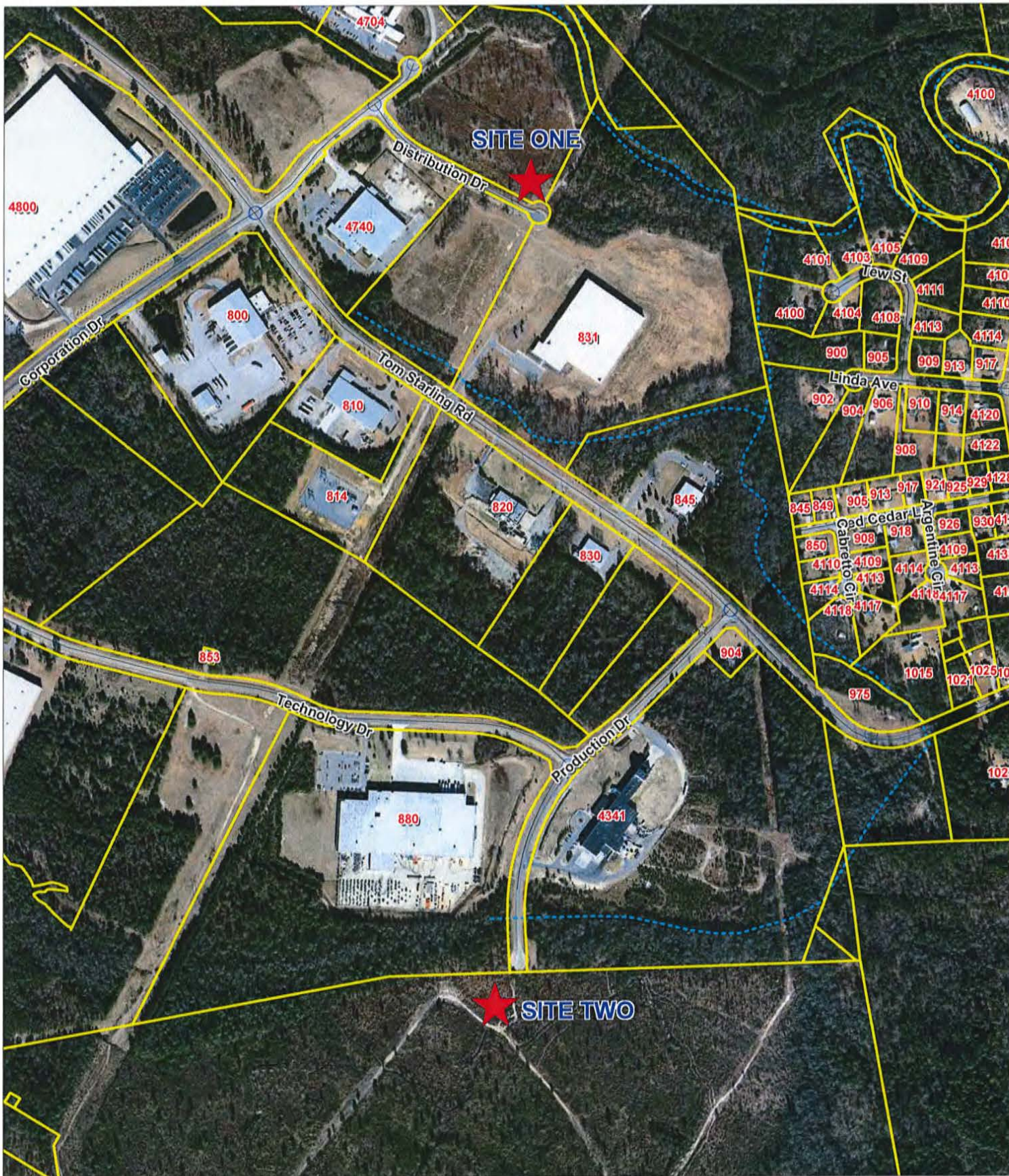
The Solid Waste Department has identified two potential sites (see attached map) within the Industrial Park where the container site could be relocated. The first site is located off of Distribution Drive and the second site is located at the end of Production Drive. Due to the fact that there is a significantly large tract at the end of Production Drive, site #1 will have the least impact on the overall development of the Industrial Park.

On January 3rd, the Facilities Committee unanimously approved a motion to establish a container site at site #1 which is off of Distribution Drive.

RECOMMENDATION/PROPOSED ACTION

The Engineering and Infrastructure Director and the Solid Waste Director in conjunction with County Management along with the Facilities Committee recommends site #1 to be selected to replace the McCauley Container Site and now ask that the Board of Commissioners take action to approve the site as well.

Attachments:



Scale: 1"= 600'

DRAFT

CUMBERLAND COUNTY FACILITIES COMMITTEE
NEW COURTHOUSE, 117 DICK STREET, 5TH FLOOR, ROOM 564
JANUARY 3, 2013 - 8:30 A.M.
MINUTES

MEMBERS PRESENT: Commissioner Billy King, Chair
Commissioner Ed Melvin

MEMBERS ABSENT: Commissioner Charles Evans

OTHER COMMISSIONERS

PRESENT: Commissioner Jimmy Keefe
Commissioner Kenneth Edge
Commissioner Marshall Faircloth (arrived at 9:15 a.m.)

OTHERS PRESENT: James Martin, County Manager
Amy Cannon, Deputy County Manager
James Lawson, Assistant County Manager
Sally Shutt, Chief Public Information Officer
Rick Moorefield, County Attorney
Jeffery Brown, Engineering and Infrastructure Director
Dr. John Lauby, Animal Control Director
Howard Abner, Assistant Finance Director
Christopher Frank, LSV Architects
Candice White, Clerk to the Board
Kellie Beam, Deputy Clerk to the Board
Press

Commissioner Billy King called the meeting to order.

1. ELECTION OF FACILITIES COMMITTEE CHAIRMAN

MOTION: Commissioner Melvin moved to elect Commissioner King as the Facilities Committee Chairman.

SECOND: Commissioner King

VOTE: UNANIMOUS (2-0)

2. APPROVAL OF MINUTES – NOVEMBER 1, 2012 MEETING

MOTION: Commissioner Melvin moved to approve the minutes.

SECOND: Commissioner King

VOTE: UNANIMOUS (2-0)

DRAFT



6. CONSIDERATION OF APROVAL TO SELECT PROPOSED CONTAINER SITE FOR SOLID WASTE

Mr. Brown stated the Solid Waste Department currently operates the McCauley Container Site located off of Research Drive. Mr. Brown stated Cumberland County has a lease on this property where this container site is located; however, the lease is set to expire on June 30, 2013. Mr. Brown stated the Solid Waste Department is responsible for returning the site into the condition it was in prior to the container site being established by the time the lease expires.

Mr. Brown stated the Solid Waste Department has identified two potential sites within the Industrial Park where the container site could be located. Mr. Brown explained the first site is located off of Distribution Drive and the second site is located at the end of Production Drive.

Mr. Brown stated he and the Solid Waste Director in conjunction with County Management recommend the first site, which is located off of Distribution Drive to be selected to replace the McCauley Container Site.

MOTION: Commissioner Melvin moved to recommend to the full Board to approve staffs' recommendation to select site number one off of Distribution Drive to replace the McCauley Container Site.

SECOND: Commissioner King

VOTE: UNANIMOUS (2-0)

ITEM NO. 2E

**CUMBERLAND
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NORTH CAROLINA**

COMMUNITY DEVELOPMENT

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA
JANUARY 22, 2013

TO: BOARD OF COUNTY COMMISSIONERS

THRU: AMY CANNON, DEPUTY COUNTY MANAGER

FROM: THANENA S. WILSON, COMMUNITY DEVELOPMENT DIRECTOR

DATE: JANUARY 11, 2013

SUBJECT: HOME PROGRAM RESALE/RECAPTURE PROVISIONS

BACKGROUND

The goals of the HOME Investment Partnerships (HOME) Program are to: 1) provide decent affordable housing to lower-income households, 2) expand the capacity of nonprofit housing providers, 3) strengthen the ability of state and local governments to provide housing, and 4) leverage private-sector participation. In creating such affordable housing opportunities, the HOME Program rules require that assisted properties remain affordable for a specific period of time, depending on the level of HOME funds invested in the property. This is called the period of affordability. As the grantee, the County is required to place certain restrictions or provisions on assisted homebuyer properties in order to help preserve affordable housing in our community. If ownership of a HOME-assisted property is transferred during the relevant period of affordability, these provisions are triggered.

There are two options available to ensure that HOME subsidy originally invested in the property is used to preserve affordable housing:

Recapture – Under the “recapture” option, the homeowner repays all or some of the HOME subsidy to the grantee and is then able to sell their home to any buyer at any price.

Resale – Under the “resale” option, an assisted homeowner is obligated to sell their property only to another HOME-eligible buyer at a price that is deemed by the grantee to be fair to both parties.

Attached are the Affordable Housing Resale and Recapture Guidelines as they are to be implemented through Community Development for compliance with the HOME Program. These guidelines have been reviewed and approved by the HUD-Greensboro Field Office.

RECOMMENDATION AND PROPOSED ACTION

Community Development recommends approval of the Affordable Housing Resale and Recapture Guidelines as presented for compliance with HOME Program requirements.

Attachment: Affordable Housing Resale and Recapture Provisions

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

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

Period of Affordability

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

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

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

Resale Provisions

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

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

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

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

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

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

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

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

Recapture Provisions

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

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

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

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

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

JAMES E. MARTIN
County Manager

AMY H. CANNON
Deputy County Manager



JAMES E. LAWSON
Assistant County Manager

CUMBERLAND
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NORTH CAROLINA

ITEM NO. 2F

OFFICE OF THE COUNTY MANAGER

MEMO FOR THE BOARD OF COMMISSIONERS' AGENDA OF JANUARY 22, 2013

TO: BOARD OF COUNTY COMMISSIONERS

FROM: AMY H. CANNON, DEPUTY COUNTY MANAGER

DATE: JANUARY 15, 2013

SUBJECT: MEDICAL PLAN UPDATE AND FUTURE WELLNESS STRATEGY

BACKGROUND:

Mark Browder, with Mark III Brokerage gave a presentation to the Finance Committee on the Cumberland County medical insurance plan which included a future wellness strategy. Background information was provided regarding our claims experience for the year ended June 30, 2012. Claims were up about 11%, but based on the funding strategy for that year, the fund ended up in a break-even position.

Information was presented on the FY12 plan experience regarding the county's risk score of 1.87 compared to the Blue Cross/Blue Shield (BCBS) book of business average score of 1.18. This difference indicates that the county employees and covered dependents have health issues that need to be addressed. The top three episodes for claims were identified as Hypertension, Diabetes and Heart Disease, which are all driven, in some part, by individual behavior. Obesity trends over a 20 year period were included as a basis of the high risk factor score. Based on these facts, Mr. Browder has recommended that we improve the health of our employee population through consumerism and employee accountability. It was noted that other factors such as access to health care, genetics, and environment were attributable to the health of our covered population. Behavior however, is the number one driver in healthcare utilization and improved behavior will have a positive impact on the healthcare plan.

Mr. Browder outlined accountability strategies for the 2014-2015 plan years. These strategies require that employees not only participate in the wellness program to qualify for reduced healthcare premiums; they must also meet 3 out of 4 risk factor categories. These factors are waist circumference, blood pressure, cholesterol ratio and hemoglobin levels. Employees must meet certain thresholds or make improvement to retain the discounted premium. Per Mr. Browder, these thresholds are reasonable and attainable and should motivate employees to place greater emphasis on their health status. Additionally, it was recognized that there will be employees that will legitimately not meet the standards, and a system will be developed to set alternative standards through the individual's personal physician. These standards will not be implemented until July 1, 2014. The biometrics obtained this spring will provide the baseline for measurement in the following year. This will allow an opportunity for employees to be notified and educated on these new principles.

The Finance Committee approved moving forward with these accountability measures since changes in healthcare will continue to occur. If the status of employee health does not improve, claims will continue to rise, therefore resulting in an erosion of health benefits which will further exacerbate the health status of our population.

RECOMMENDATION / PROPOSED ACTION:

Accept the report and recommendation of the Finance Committee and move forward with the development of accountability measures to be effective July 1, 2014 through the annual biometrics testing.

/ct

CM011513-2

DRAFT

CUMBERLAND COUNTY FINANCE COMMITTEE
NEW COURTHOUSE, 117 DICK STREET, 5TH FLOOR, ROOM 564
JANUARY 3, 2013 - 9:30AM
MINUTES

MEMBERS PRESENT: Commissioner Marshall Faircloth, Chairman
Commissioner Kenneth Edge

MEMBER ABSENT: Commissioner Jeannette Council

OTHER COMMISSIONERS
PRESENT: Commissioner Jimmy Keefe

OTHERS: James Martin, County Manager
Amy Cannon, Deputy County Manager
James Lawson, Assistant County Manager
Rick Moorefield, County Attorney
Howard Abner, Assistant Finance Director
Buck Wilson, Public Health Director
Dr. Mark Chandler, Mental Health Medical Director
Candi York, Mental Health Business and Finance Manager
James Silman, Risk Management Director
Jeffrey Brown, Engineering and Infrastructure Director
Mark Browder, Mark III Representative
Sally Shutt, Chief Public Information Director
Candice H. White, Clerk to the Board
Press

Commissioner Faircloth called the meeting to order.

1. ELECTION OF CHAIRMAN

Commissioner Edge nominated Commissioner Faircloth to serve as chairman of the Finance Committee.

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

SECOND: Commissioner Faircloth

VOTE: UNANIMOUS (2-0)

2. APPROVAL OF MINUTES – November 1, 2012 Regular Meeting

MOTION: Commissioner Edge moved to approve the minutes.

DRAFT

SECOND: Commissioner Faircloth
VOTE: UNANIMOUS (2-0)

2. UPDATE ON MEDICAL PLAN: FUTURE WELLNESS STRATEGY

James Martin, County Manager, introduced Mark Browder, Mark III Representative. Mr. Martin stated Mr. Browder would make a presentation on the Cumberland County medical plan which would include a future wellness strategy for the county.

Mr. Browder stated during the 2011-2012 fiscal year, claims were up about 11% but based on how the plan was budgeted it was in a break-even position and costs of the healthcare plan were covered. Mr. Browder stated to date the medical plan for the 2012-2013 fiscal year is doing well.

Mr. Browder stated key findings in the 2011-2012 plan experience indicated a risk score of 1.87 compared to the Blue Cross/Blue Shield Book of Business risk score of 1.18. Mr. Browder stated this means the risk of health issues coming forward from the county are significantly higher and there is a health status issue within the county that needs to be addressed. Mr. Browder outlined the top fifteen episodes for claimants within the county and stated about one-third of the county membership has high blood pressure. Mr. Browder stated diabetes is the second highest issue and heart disease is the third highest issue. Mr. Browder stated these top three issues are driven by behavior or how county employees/dependants take care of themselves and consume food. Mr. Browder then reviewed the costs for chronic conditions and prevalence to include hypertension, hyperlipidemia, diabetes, obesity and coronary artery disease. Mr. Browder stated for each condition, the risk score for the county exceeded the Blue Cross/Blue Shield Book of Business risk score.

Mr. Browder stated goals for fiscal year 2013-2014 that he has discussed with county staff include improving the health of the county population, improving consumerism and moving towards employee accountability. Mr. Browder reviewed a 20-year snapshot of obesity trends among U.S. adults. Mr. Browder then reviewed healthcare resource consumption percentages and determinants of health to include access to care, genetics, environment and behavior. Mr. Browder stated behavior is the number one driver in healthcare utilization which is at 50% to 75% and behavior can be improved which will have a positive impact on the healthcare plan.

Mr. Browder stated there are no changes proposed in the strategy or employee health improvement initiatives being proposed for the spring of 2013 and the reason it is being continued is to create a baseline for waist circumference, blood pressure, cholesterol ratio and glucose. Mr. Browder reviewed the current base and discounted rate structures.

Mr. Browder outlined accountability strategies or the 2014-2015 incentive plan qualifications and stated to qualify for the discounted rates, employees must not only participate in the biometrics but must also meet three out of four moderate control strategies or alternative methods to qualify as follows:

DRAFT

<u>Risk Factor</u>	<u>Moderate Control</u>
Waist circumference	Abdominal Circumference <40" for males or 35" for females (or improve by 10%)
Blood pressure	<140/90 mmHg (or lose 10/5 mmHg)
Cholesterol ratio	5.5 (or improve by 10%)
Glucose	<110mg/dL (fasting) (no alternative method available to qualify)

Mr. Browder stated the standards are reasonable and attainable within the county's employee population and will provide motivation and leadership so county employees can get to a better place with their health issues. Mr. Browder also stated employees will be given over a year's notice that the standards are coming. Mr. Browder stated there will be employees who will legitimately not meet the standards so there will be an opportunity for employees with significant issues to work with their physicians to set an alternate standard.

Mr. Browder then reviewed the 2012-2013 clinic and pharmacy services and stated as far as consumerism goes, there are opportunities for employees to have lower cost care. Mr. Browder explained this care is not meant to replace that of employees' physicians.

Mr. Browder stated change in healthcare will continue to occur and either employee health status will improve or claims will increase, costs will continue to rise and benefits will erode, and employee and county costs will increase or change. Mr. Browder stated this strategy is not guaranteed to prevent costs from increasing but there are significant health issues within the county's population that need to be addressed.

Mr. Browder responded to questions and discussion followed. Mr. Browder clarified that control of health issues through proper medication would be considered as part of the standard. Amy Cannon, Deputy County Manager, advised a major education campaign would need to begin with employees before moving forward with accountability factors in 2013-2014.

MOTION: Commissioner Edge moved to accept the future wellness strategy for county employees as presented.
SECOND: Commissioner Faircloth
VOTE: UNANIMOUS (2-0)

Consensus was to forward the matter to the full board as a consent agenda item.

4. APPROVAL OF RATE INCREASE FOR SEWER SERVICE FOR THE NORCRESS SANITARY SEWER DISTRICT

Jeffrey Brown, Engineering and Infrastructure Director, stated after reviewing the operational costs of the NORCRESS sewer system, it has revealed that the present rate of collections for



MEDICAL PLAN UPDATE

Future Wellness Strategy



January 3, 2013

2011 – 2012 Plan Experience



Date	Subs	Medical	Pharmacy	Total Claims	Administration	Total Cost	Stop-loss Credits	Net Costs	Estimated County Monthly Cost
July-11	2,410	\$701,509.46	\$441,992.04	\$1,143,501.50	\$62,804.60	\$1,301,030.68	\$0.00	\$1,301,030.68	\$1,462,484.40
August-11	2,403	\$1,039,982.43	\$273,124.76	\$1,313,107.19	\$62,622.18	\$1,467,845.11	\$0.00	\$1,467,845.11	\$1,458,236.52
September-11	2,414	\$981,821.29	\$276,275.15	\$1,258,096.44	\$62,908.84	\$1,427,534.88	\$0.00	\$1,427,534.88	\$1,464,911.76
October-11	2,410	\$936,653.33	\$291,251.10	\$1,227,904.43	\$62,804.60	\$1,383,577.17	\$0.00	\$1,383,577.17	\$1,462,484.40
November-11	2,415	\$1,248,480.63	\$282,242.36	\$1,530,722.99	\$62,934.90	\$1,684,923.49	\$70,840.57	\$1,614,082.92	\$1,465,518.60
December-11	2,419	\$985,255.36	\$420,941.34	\$1,406,196.70	\$63,039.14	\$1,563,409.03	\$16,703.50	\$1,546,705.53	\$1,467,945.96
January-12	2,424	\$1,105,709.40	\$283,932.93	\$1,389,642.33	\$63,169.44	\$1,548,709.44	\$196,054.70	\$1,352,654.74	\$1,470,980.16
February-12	2,430	\$977,632.85	\$325,660.86	\$1,303,293.71	\$63,325.80	\$1,464,272.79	\$30,383.39	\$1,433,889.40	\$1,474,621.20
March-12	2,438	\$1,209,509.63	\$320,688.48	\$1,530,198.11	\$63,534.28	\$1,692,421.79	\$77,120.19	\$1,615,301.60	\$1,479,475.92
April-12	2,427	\$1,341,403.30	\$383,604.01	\$1,725,007.31	\$63,247.62	\$1,880,649.52	\$476,092.33	\$1,404,557.19	\$1,472,800.68
May-12	2,426	\$1,076,892.31	\$420,820.98	\$1,497,713.29	\$63,221.56	\$1,653,750.33	\$83,072.24	\$1,570,678.09	\$1,472,193.84
June-12	2,412	\$1,090,196.87	\$226,951.04	\$1,317,147.91	\$62,856.72	\$1,473,683.89	\$36,097.66	\$1,437,586.23	\$1,463,698.08
Total	29,028	\$12,695,046.86	\$3,947,485.05	\$16,642,531.91	\$756,469.68	\$18,541,808.12	\$986,364.58	\$17,555,443.54	\$17,615,351.52
		Rx/Sub/Mth	\$135.99	\$573.33			99.94%		\$59,907.98
			108.25%	111.13%					



Key Findings - Most Recent Year	
Paid PMPM	\$385
Paid PMPM Trend	17%
Paid PMPM Compared to Book of Business	11% higher
Total Discount	48%
Risk Score	1.87 (Book of Business 1.18)
Member Out-of-Pocket Percentage	17% (Book of Business 18%)
Top Condition Categories	cardiology, musculoskeletal, neoplasms
% High Cost Claimant (HCC) Payments	31% (previous year 25%)
Top Conditions for HCCs	health services, injury & poisoning, circulatory
Preventive Care	above or similar to the Book of Business for all categories
Highest Chronic Condition Prevalence	hypertension, hyperlipidemia , back and joint disorders
Total Healthcare Savings PMPM	\$13.08

2011 – 2012 Plan Experience – Top 15 Episodes



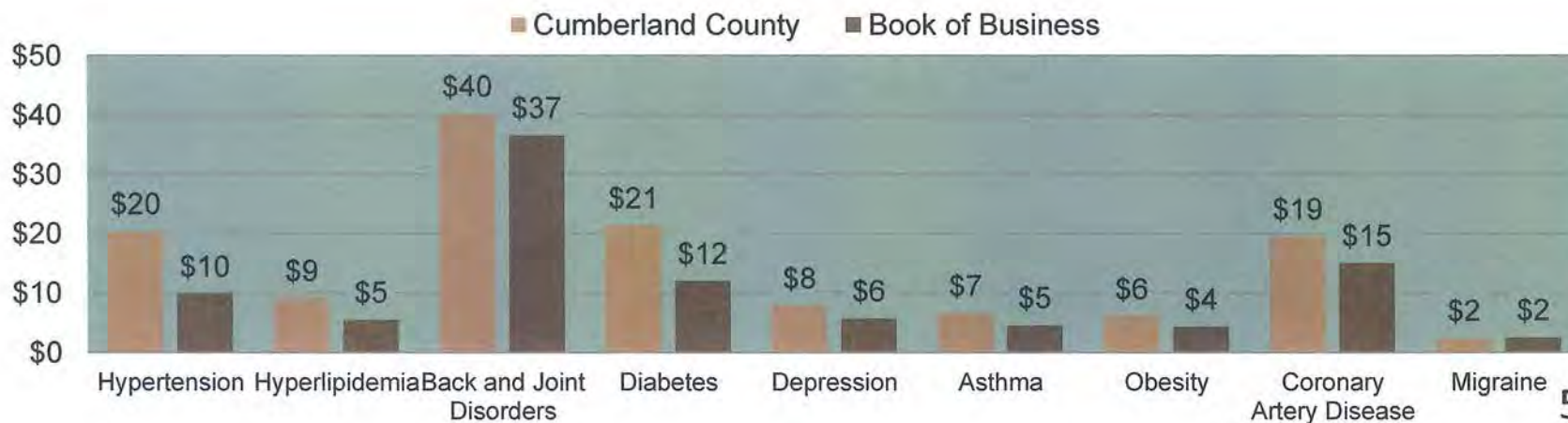
Episode	Claimants	Allowed Amount	Allowed Amount per Claimant	Allowed PMPM
Hypertension	1,253	\$1,082,145	\$864	\$25.02
Diabetes	437	\$888,704	\$2,034	\$20.55
Ischemic Heart Disease	155	\$833,739	\$5,379	\$19.28
Malignant Neoplasm - Breast	46	\$686,119	\$14,916	\$15.87
Spinal Trauma	9	\$622,206	\$69,134	\$14.39
Joint Degeneration - Back	215	\$494,170	\$2,298	\$11.43
Routine Exam	1,363	\$464,953	\$341	\$10.75
COPD	104	\$443,011	\$4,260	\$10.24
Other Minor Perinatal Disorder	25	\$435,765	\$17,431	\$10.08
Cerebral Vascular Disease	52	\$412,925	\$7,941	\$9.55
Chronic Renal Failure	60	\$399,695	\$6,662	\$9.24
Non-Malignant Neoplasm - Female Genitourinary Tract	73	\$396,993	\$5,438	\$9.18
Cholelithiasis	31	\$357,993	\$11,548	\$8.28
Joint Degeneration - Knee/Lower Leg	111	\$355,632	\$3,204	\$8.22
Septicemia	26	\$297,862	\$11,456	\$6.89

2011 – 2012 Plan Experience – Chronic Condition Cost and Prevalence



	Prevalence			Employee Prevalence		
	Cumberland County	Book of Business	% Variance	Cumberland County	Book of Business	% Variance
Hypertension	36%	17%	19% pts. higher	47%	24%	23% pts. higher
Hyperlipidemia	27%	14%	13% pts. higher	34%	20%	14% pts. higher
Back and Joint Disorders	24%	16%	8% pts. higher	31%	21%	10% pts. higher
Diabetes	14%	7%	7% pts. higher	18%	10%	8% pts. higher
Depression	10%	8%	2% pts. higher	12%	10%	2% pts. higher
Asthma	7%	5%	2% pts. higher	7%	4%	3% pts. higher
Obesity	7%	3%	4% pts. higher	8%	4%	4% pts. higher
Coronary Artery Disease	5%	2%	3% pts. higher	7%	3%	4% pts. higher
Migraine	5%	3%	2% pts. higher	5%	4%	<i>similar</i>

Allowed Amount PMPM





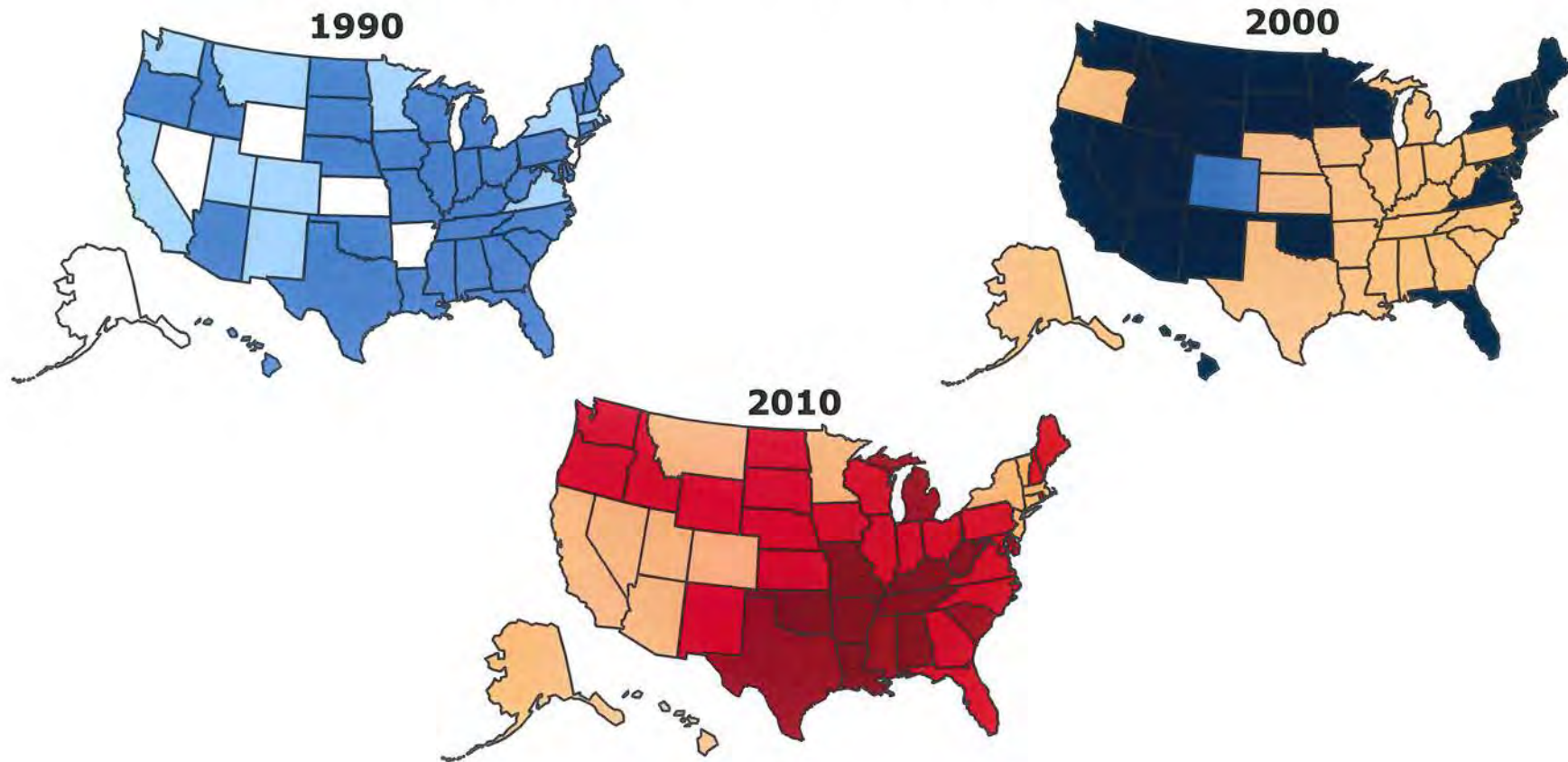
Goals for 2013 – 2014:

- Improve the health of the population.
- Improve consumerism.
- Move towards employee accountability.



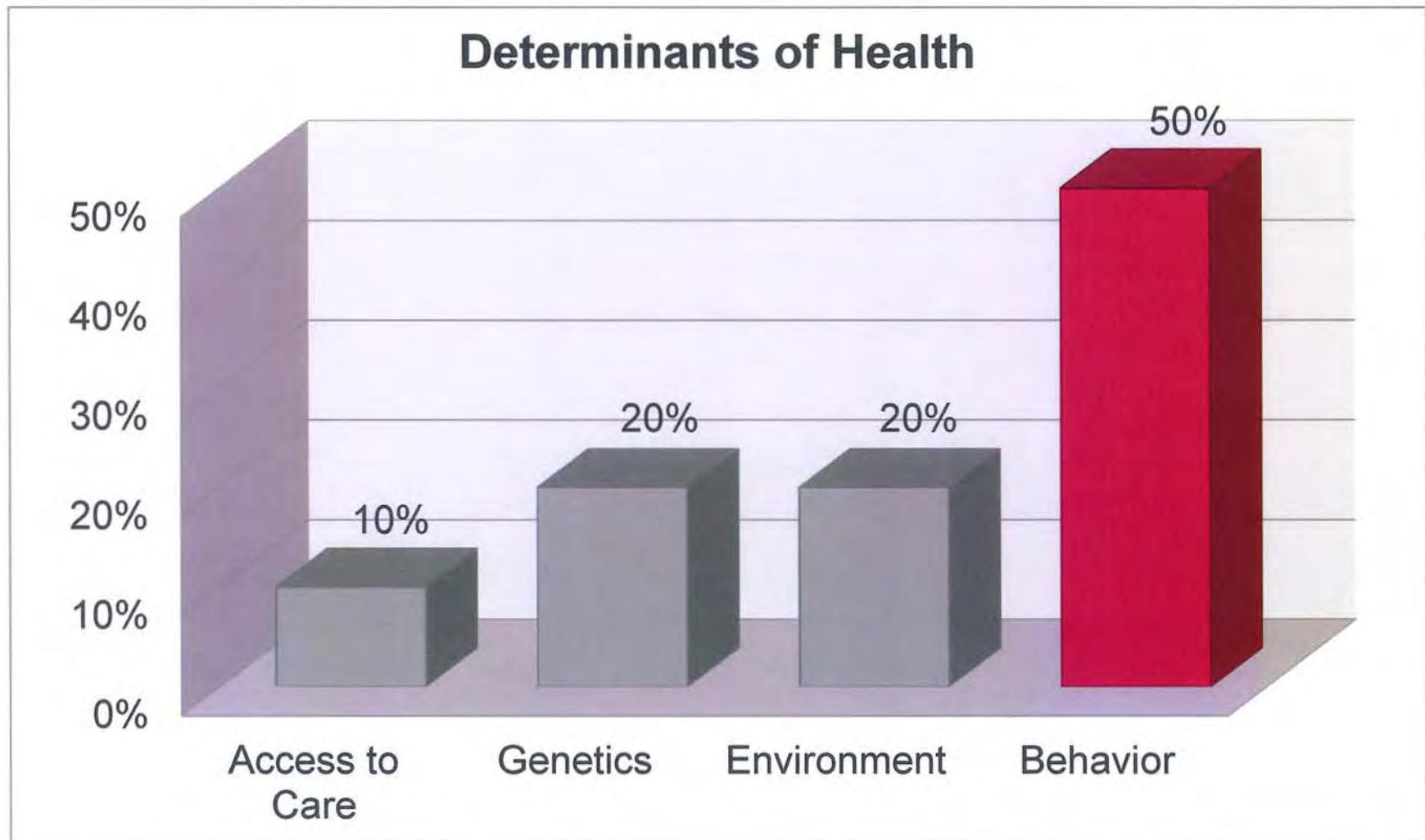
Obesity Trends* Among U.S. Adults BRFSS, 1990, 2000, 2010

(*BMI ≥ 30 , or about 30 lbs. overweight for 5'4" person)





Healthcare Resource Consumption





- ⦿ In the spring of 2013:
 - The incentive for employees to participate in the wellness program will continue to be a **Discounted Rate structure**.
 - To maintain the **Discounted Rates**, the employee must:

Meet the current standards (participate in biometrics conducted by Cape Fear).

2013 – 2014 Rates



Base Rates - Cumberland County Rate Structure - PPO - 2013 - 2014

	Subscriber Count	County/ Sub/Mth Contribution	County Monthly	County Annual	Employee Monthly Contribution	Employee Monthly	Employee Annual	Total Monthly	Total Annual
Ee Only	55	\$531.33	\$29,223.15	\$350,677.80	\$51.00	\$2,805.00	\$33,660.00	\$32,028.15	\$384,337.80
Ee/Child	0	\$531.33	\$0.00	\$0.00	\$157.00	\$0.00	\$0.00	\$0.00	\$0.00
Ee/Children	0	\$531.33	\$0.00	\$0.00	\$254.00	\$0.00	\$0.00	\$0.00	\$0.00
Ee/Spouse	0	\$531.33	\$0.00	\$0.00	\$241.00	\$0.00	\$0.00	\$0.00	\$0.00
Ee/Family	0	\$531.33	\$0.00	\$0.00	\$326.00	\$0.00	\$0.00	\$0.00	\$0.00
	55		\$29,223.15	\$350,677.80		\$2,805.00	\$33,660.00	\$32,028.15	\$384,337.80

Discounted Rates - Cumberland County Rate Structure - PPO - 2013 - 2014

	Subscriber Count	County/ Sub/Mth Contribution	County Monthly	County Annual	Employee Monthly Contribution	Employee Monthly	Employee Annual	Total Monthly	Total Annual
Ee Only	1,680	\$531.33	\$892,634.40	\$10,711,612.80	\$21.00	\$35,280.00	\$423,360.00	\$927,914.40	\$11,134,972.80
Ee/Child	217	\$531.33	\$115,298.61	\$1,383,583.32	\$127.00	\$27,559.00	\$330,708.00	\$142,857.61	\$1,714,291.32
Ee/Children	73	\$531.33	\$38,787.09	\$465,445.08	\$224.00	\$16,352.00	\$196,224.00	\$55,139.09	\$661,669.08
Ee/Spouse	191	\$531.33	\$101,484.03	\$1,217,808.36	\$211.00	\$40,301.00	\$483,612.00	\$141,785.03	\$1,701,420.36
Ee/Family	204	\$531.33	\$108,391.32	\$1,300,695.84	\$296.00	\$60,384.00	\$724,608.00	\$168,775.32	\$2,025,303.84
	2,365		\$1,256,595.45	\$15,079,145.40		\$179,876.00	\$2,158,512.00	\$1,436,471.45	\$17,237,657.40

Cumberland County Rate Structure - PPO - 2013 - 2014

	Subscriber Count	County/ Sub/Mth Contribution	County Monthly	County Annual	Employee Monthly Contribution	Employee Monthly	Employee Annual	Total Monthly	Total Annual
Ee Only	1,735		\$921,857.55	\$11,062,290.60		\$38,085.00	\$457,020.00	\$959,942.55	\$11,519,310.60
Ee/Child	226		\$115,298.61	\$1,383,583.32		\$27,559.00	\$330,708.00	\$142,857.61	\$1,714,291.32
Ee/Children	80		\$38,787.09	\$465,445.08		\$16,352.00	\$196,224.00	\$55,139.09	\$661,669.08
Ee/Spouse	189		\$101,484.03	\$1,217,808.36		\$40,301.00	\$483,612.00	\$141,785.03	\$1,701,420.36
Ee/Family	200		\$108,391.32	\$1,300,695.84		\$60,384.00	\$724,608.00	\$168,775.32	\$2,025,303.84
	2,430		\$1,285,818.60	\$15,429,823.20		\$182,681.00	\$2,192,172.00	\$1,468,499.60	\$17,621,995.20
	Annual	\$6,375.96						Per/Sub/Mth	\$604.32

**2014 – 2015 Incentive Plan Qualifications**

- To qualify for the Discounted Rates, the employee must participate in the biometrics, and;
- Meet **3 out of the 4 moderate control categories.**

Risk Factor	Moderate Control
Waist Circumference	Abd Circ < 40" Male or 35" Female
<i>Alternative method to qualify</i>	<i>Or improve by 10%</i>
Blood Pressure	< 140/90 mmHg
<i>Alternative method to qualify</i>	<i>Or lose 10/5 mmHg</i>
Cholesterol Ratio	5.5
<i>Alternative method to qualify</i>	<i>Or improve by 10%</i>
Glucose	< 110mg/dL (fasting)
<i>Alternative method to qualify</i>	<i>Not applicable</i>



Dear Provider:

Cumberland County is committed to creating a culture of healthy lifestyles for all of our associates. In an effort to encourage this culture, associates are incented to participate in a plan called, “Healthy Lifestyles results Plan”. Through maintaining or showing improvement in designated risk factors, associates can receive an incentive toward lower insurance premiums. Each year associates have two options of producing their biometric data, either through participating in a company sponsored health fair or seeing their primary care physician and having the same risk factors measured. This standards based wellness program is reasonably designed to improve associates’ health. Therefore, objections and challenges must be on the grounds that the standards of control (i.e., the healthy outcomes) are unreasonable to attain or unwise for the associate to attempt *due to a medical condition*.

Below is a list of risk factors and the goals they must be maintain or show improvement in. **If there are any goals you feel are medically unreasonable for your patient to maintain or show improvement, please fill out the form and provide an alternative goal.**

Waist <35 inches for female or <40 inches for male

Blood Pressure <140/90

Cholesterol Ratio <5.5

Glucose <110mg/dL (fasting)



Alternative Goal:

PROVIDER'S SIGNATURE: _____

Date: _____

This information is must be returned to County Nurse Practitioner who maintains and monitors the results of the Wellness Plan.



	BCBSNC - Current 150k/120% 7/12 - 6/13	Clinic and Pharmacy Services 7/12 - 6/13
	In-Network	In-Network
Primary Care Office Visits	\$30	\$0
Specialist Physician Visits	\$60	N/A
Well Baby Care	0%	0%
Immunizations/Injections	0%	0%
Physical Exams	0%	0%
Pap Smears/Mammograms	0%	0%
Deductible	\$1,000	N/A
Deductible - Family Maximum	\$3,000	N/A
Out of Pocket Limit	\$2,000	N/A
Out of Pocket Limit - Family Max	\$6,000	N/A
Hospital Services	Deductible/20%	N/A
Emergency Room	Deductible/20%	N/A
Pharmacy		
Generic	\$10	\$0
Brand – Preferred	\$45	\$25
Brand – Non-Preferred	\$60	\$40
Specialty Medication	25% - \$50 Min/\$100 Max	25% - \$50 Min/\$100 Max



Change will continue.

It just depends what we want the change to be:

- Either, employee health status will Improve (change).

Or

- Claims will increase, costs continue to rise, and benefits will be eroded (change).

And

- Employee and County costs will Increase (change).



ORDINANCE ASSESSING PROPERTY FOR THE COSTS
OF DEMOLITION OF A STRUCTURE PURSUANT TO
THE MINIMUM HOUSING CODE OF CUMBERLAND COUNTY
CASE NUMBER: MH 6781-2012
PROPERTY OWNER: Joseph Thompson

WHEREAS, the Board of County Commissioners of Cumberland County, North Carolina, on September 17, 2012, enacted an ordinance directing the demolition by the owner(s) of the structure(s) Joseph Thompson, located at 6823 Cooper's Creek, Hope Mills, NC, PIN: 0431-79-1751, said ordinance being recorded in Book 9001, page 595, of the Cumberland County Registry of Deeds;

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

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

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

- (1) Said work had been accomplished.
- (2) The cost of such work was \$1,200.00.
- (3) There were no salable materials resulting from said work.

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

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

- (2) That as provided in the Ordinance of Cumberland County dated September, 17, 2012, and in Section 160A-443(6) of the General Statutes of North Carolina, the amount of the foregoing assessment be, and hereby does constitute, a lien against the real property upon which such costs were incurred, such property being more particularly described as follows:

The structure and premises located at 6823 Cooper's Creek Drive, Hope Mills, NC, as described in Deed Book 6564, page 752, of the Cumberland County Registry and identified in County tax records as PIN 0431-79-1751.

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

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

* * * * *

I certify that the foregoing Ordinance was adopted and ordered by the Board of Commissioners of Cumberland County, North Carolina, this 22th day of January, 2013, at 6:45 p.m. o'clock.

Cumberland County Clerk

ORDINANCE ASSESSING PROPERTY FOR THE COSTS
OF DEMOLITION OF A STRUCTURE PURSUANT TO
THE MINIMUM HOUSING CODE OF CUMBERLAND COUNTY
CASE NUMBER: MH6752-2012
PROPERTY OWNER: Ella W. Lipscomb

WHEREAS, the Board of County Commissioners of Cumberland County, North Carolina, on September 17, 2012, enacted an ordinance directing the demolition by the owner(s) of the structure(s) Ella W. Lipscomb, located at 2615 Blossom Road, Hope Mills, NC, PIN: 0442-33-7365, said ordinance being recorded in Book 9001, page 589, of the Cumberland County Registry of Deeds;

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

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

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

- (1) Said work had been accomplished.
- (2) The cost of such work was \$700.00.
- (3) There were no salable materials resulting from said work.

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

(1) That the real property on which the work was performed be, and it hereby is, assessed in the amount of \$700.00, said sum being the unpaid balance of the cost of the work set forth in the Inspector's Report;

- (2) That as provided in the Ordinance of Cumberland County dated September 17, 2012, and in Section 160A-443(6) of the General Statutes of North Carolina, the amount of the foregoing assessment be, and hereby does constitute, a lien against the real property upon which such costs were incurred, such property being more particularly described as follows:

The structure and premises located at 2615 Blossom Road, hope Mills, NC, as described in Deed Book 3685, page 892, of the Cumberland County Registry and identified in County tax records as PIN 0442-33-7365.

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

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

* * * * *

I certify that the foregoing Ordinance was adopted and ordered by the Board of Commissioners of Cumberland County, North Carolina, this 22th day of January, 2012, at 6:45 p.m. o'clock.

Cumberland County Clerk

ORDINANCE ASSESSING PROPERTY FOR THE COSTS
OF DEMOLITION OF A STRUCTURE PURSUANT TO
THE MINIMUM HOUSING CODE OF CUMBERLAND COUNTY
CASE NUMBER: MH6760-2012
PROPERTY OWNER: Clarence D. Godwin

WHEREAS, the Board of County Commissioners of Cumberland County, North Carolina, on September 17, 2012, enacted an ordinance directing the demolition by the owner(s) of the structure(s) Clarence D. Godwin, located at 2856 Dobbin Holmes Road, Eastover, NC, PIN: 0459-75-0386, said ordinance being recorded in Book 9001, page 592, of the Cumberland County Registry of Deeds;

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

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

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

- (1) Said work had been accomplished.
- (2) The cost of such work was \$1,975.00.
- (3) There were no salable materials resulting from said work.

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

(1) That the real property on which the work was performed be, and it hereby is, assessed in the amount of \$1,975.00, said sum being the unpaid balance of the cost of the work set forth in the Inspector's Report;

- (2) That as provided in the Ordinance of Cumberland County dated September 17, 2012, and in Section 160A-443(6) of the General Statutes of North Carolina, the amount of the foregoing assessment be, and hereby does constitute, a lien against the real property upon which such costs were incurred, such property being more particularly described as follows:

The structure and premises located at 2856 Dobbin Holmes, Eastover, NC, as described in Deed Book 4386, page 445, of the Cumberland County Registry and identified in County tax records as PIN 0459-75-0386.

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

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

* * * * *

I certify that the foregoing Ordinance was adopted and ordered by the Board of Commissioners of Cumberland County, North Carolina, this 22th day of January, 2013, at 6:45 p.m. o'clock.

Cumberland County Clerk

COUNTY OF CUMBERLAND

NORTH CAROLINA

PROCLAMATION

WHEREAS, currently some 8 million women in the U.S. are living with heart disease, yet only one in five American women believes that heart disease is her greatest health threat; and

WHEREAS, 90 percent of women have one or more risk factors for developing heart disease; and

WHEREAS, 26 percent of women die within a year of suffering a heart attack – compared with 19 percent of men; and

WHEREAS, while one in 30 American women dies from breast cancer each year, one in three dies of cardiovascular disease; and

WHEREAS, cardiovascular disease claims the lives of over 419,000 American females each year, almost one death per minute; and

WHEREAS, only 43 percent of African American women and 44 percent of Hispanic women know that heart disease is their greatest health risk, compared with 60 percent of white women; and

WHEREAS, nearly as many women die of heart disease, stroke, and all other cardiovascular diseases than the next three leading causes of death combined, including all cancers; and

WHEREAS, only 16 percent of women surveyed in 2009 identified cardiovascular disease as the greatest health problem facing them; and

WHEREAS, in women, heart disease is too often a silent killer – less than a third of women in a recent survey reported any early warning signs such as chest pain or discomfort before a heart attack, compared with most men; and

WHEREAS, common symptoms for women included pain of the jaw, arm or back, but most reported a delay in seeking treatments after the symptoms began of anywhere from 15 minutes to two weeks; and

WHEREAS, women are less likely to call 911 for themselves when experiencing symptoms of a heart attack than they are if someone else were having a heart attack; and

WHEREAS, Go Red For Women® is the American Heart Association's national call to increase awareness about heart disease—the leading cause of death for women—and to inspire women to take charge of their heart health; and

WHEREAS, all women should learn their own personal risk for heart disease, using tools such as the American Heart Association's My Life Check, Go Red For Women® Heart Checkup, Go Red For Women® Better U - and by talking to their healthcare provider; and

WHEREAS, making the right choices relating to proper nutrition, physical activity, and other healthy lifestyle choices are essential to living a heart healthy life; and

WHEREAS, the truth is: our lives are in our hands. We can stop our number one killer together by sharing the truth. We can be the difference between life and death

NOW, THEREFORE, the Cumberland County Board of Commissioners, in recognition of the importance of the ongoing fight against heart disease and stroke, do hereby proclaim Friday, February 1, 2013 to be

NATIONAL WEAR RED DAY

in the County of Cumberland, NC and urge all citizens to show their support for women and the fight against heart disease by commemorating this day by the wearing of the color red. By increasing awareness, speaking up about heart disease, and empowering women to reduce their risk for cardiovascular disease, we can save thousands of lives each year.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the County of Cumberland, NC this 22nd day of January, 2013.

*JIMMY KEEFE, Chairman
Cumberland County Board of Commissioners*

COUNTY OF CUMBERLAND

NORTH CAROLINA

Proclamation

WHEREAS, the Fayetteville College Foundation was formed in 1955 to bring a four-year, church related college to Cumberland County; and

WHEREAS, Methodist University has provided a quality education for thousands of Cumberland County residents since 1960; and

WHEREAS, Methodist University attracts students and visitors from all over the world; and

WHEREAS, over a third of Methodist University's more than 10,000 alumni live, work and worship in Cumberland County, contributing in many ways to the quality of life for all citizens; and

WHEREAS, Cumberland County is positively affected by the economic impact of Methodist University's over \$50 million budget and over 400 faculty members and staff; and

WHEREAS, the Methodist University Foundation is seeking to raise \$130,000 locally for student scholarships during the month of February.

NOW THEREFORE, I, Jimmy Keefe, Chairman of the Cumberland County Board of Commissioners, and the Cumberland County Board of Commissioners, do hereby proclaim Wednesday, February 12, 2013, to be

METHODIST UNIVERSITY LOYALTY DAY

in Cumberland County and applaud Methodist University for its continued commitment to education.

In Witness Whereof, I have hereunto set my hand this twenty-second day of January, in the year of our Lord two thousand and thirteen.

JIMMY KEEFE, Chairman
Cumberland County Board of Commissioners

**COUNTY OF CUMBERLAND
BUDGET REVISION REQUEST**

Budget Office Use	
Budget Revision No.	<u>B13-221</u>
Date Received	<u>1-7-13</u>
Date Completed	

Fund No. 101 Agency No. 420 Organ. No. 4215

Organization Name: Emergency Services Grants

ITEM NO. 2J(1)

REVENUE

Revenue Source Code	Description	Current Budget	Increase (Decrease)	Revised Budget
New	NC Domestic Preparedness (DPR)	0	\$34,653	34,653

Total 0 34,653 34,653

EXPENDITURES

Object Code	Appr Unit	Description	Current Budget	Increase (Decrease)	Revised Budget
New		DPR Grant	0	\$34,653	34,653

Total 0 34,653 34,653

Justification:

To recognize NC Domestic Preparedness Regional (DPR) Training grant funds.

Funding Source:

State: \$34,653
Other: _____

Federal:

Fees: _____

Fund Balance:

County:

New:

Prior Year: _____

Other:

Submitted By: _____

Department Head

Date: 1-4-2013

Reviewed By: _____

Finance

Date: 1-7-13

Reviewed By: _____

Deputy/Assistant County Mgr

Date: 1/15/13

Approved By: _____

Date: _____

County Manager

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



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★ **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

JANUARY 11, 2013

MEMO TO: Cumberland County Board of Commissioners

ITEM NO. 3A

FROM: Cumberland County Joint Planning Board

SUBJECT: **Case P12-76:** Rezoning of 2.57+/- acres from M(P) Planned Industrial to M1(P) Planned Light Industrial or to a more restrictive zoning district, located at 1069 Wilkes Road, submitted by Gene Rogers on behalf of NC Natural Gas Corporation (owner) and Robert Ruffo.

ACTION: Members present at the December 18, 2012 meeting recommended adoption and approval of the consistency and reasonableness statements and to approve M1(P) Planned Light Industrial district.

SITE PROFILE: **Frontage & Location:** 474.00'+/- on SR 2337 (Wilmington Highway) & 235.00'+/- on SR 2210 (Wilkes Road); **Depth:** 474.00'+/-; **Jurisdiction:** Cumberland County; **Adjacent Property:** No; **Current Use:** Natural gas fueling facility; **Initial Zoning:** M(P) – March 15, 1979 (Area 6); **Nonconformities:** None; **Zoning Violation(s):** None; **Surrounding Zoning:** North: HI (Fayetteville), M(P) & C3; South: M(P) & RR; East & West: M(P); **Surrounding Land Use:** Residential, religious worship, hazardous waste storage/disposal facility, bottled gas distributing, paving company & woodlands; **2030 Land Use Plan:** Urban; **Special Flood Hazard Area (SFHA):** None; **Water/Sewer Availability:** PWC/ PWC; **Soil Limitations:** Yes, hydric – RO Roanoke and Wahee loams, RU Roanoke-Urban land complex & WNB Wickham-Urban land; **School Capacity/Enrolled:** Cumberland Road Elementary: 457/466; Ireland Drive Middle (6): 340/406; Douglas Byrd Middle (7-8): 600/731; Douglas Byrd High: 1,280/1,232; **Subdivision/Site Plan:** If approved, site plan review and approval may be required; **Municipal Influence Area:** City of Fayetteville; **Average Daily Traffic Count (2010):** 2,400 on SR 2337 (Wilmington Highway) & 2,000 on SR 2210 (Wilkes Road); **Highway Plan:** There are no road improvements/constructions specified for this area. This case has no impact on the current Highway Plan or Transportation Improvement Program; **Note:** Minimum Yard Setback Regulations: **M(P):** Front yard: 100', Side yard: 50', Rear yard: 50'; **M1(P):** Front yard: 50', Side yard: 30', Rear yard: 30'.

MINUTES OF DECEMBER 18, 2012

Mr. Lloyd presented the site information and stated the Planning and Inspections Staff recommends approval of the M1(P) Planned Light Industrial district for this request based on the following:

1. The district requested is consistent with the 2030 Growth Vision Plan, which calls for "urban" at this location, as well as meeting the location criteria for "light industrial/manufacturing" as listed in the Land Use Policies Plan;
2. The location and character of the use is reasonable and will be in harmony with the surrounding area; and

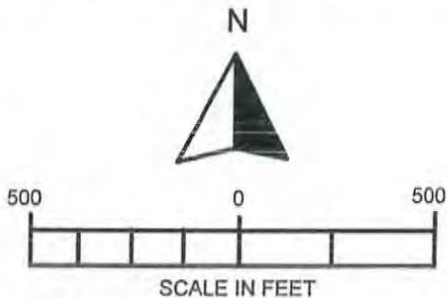
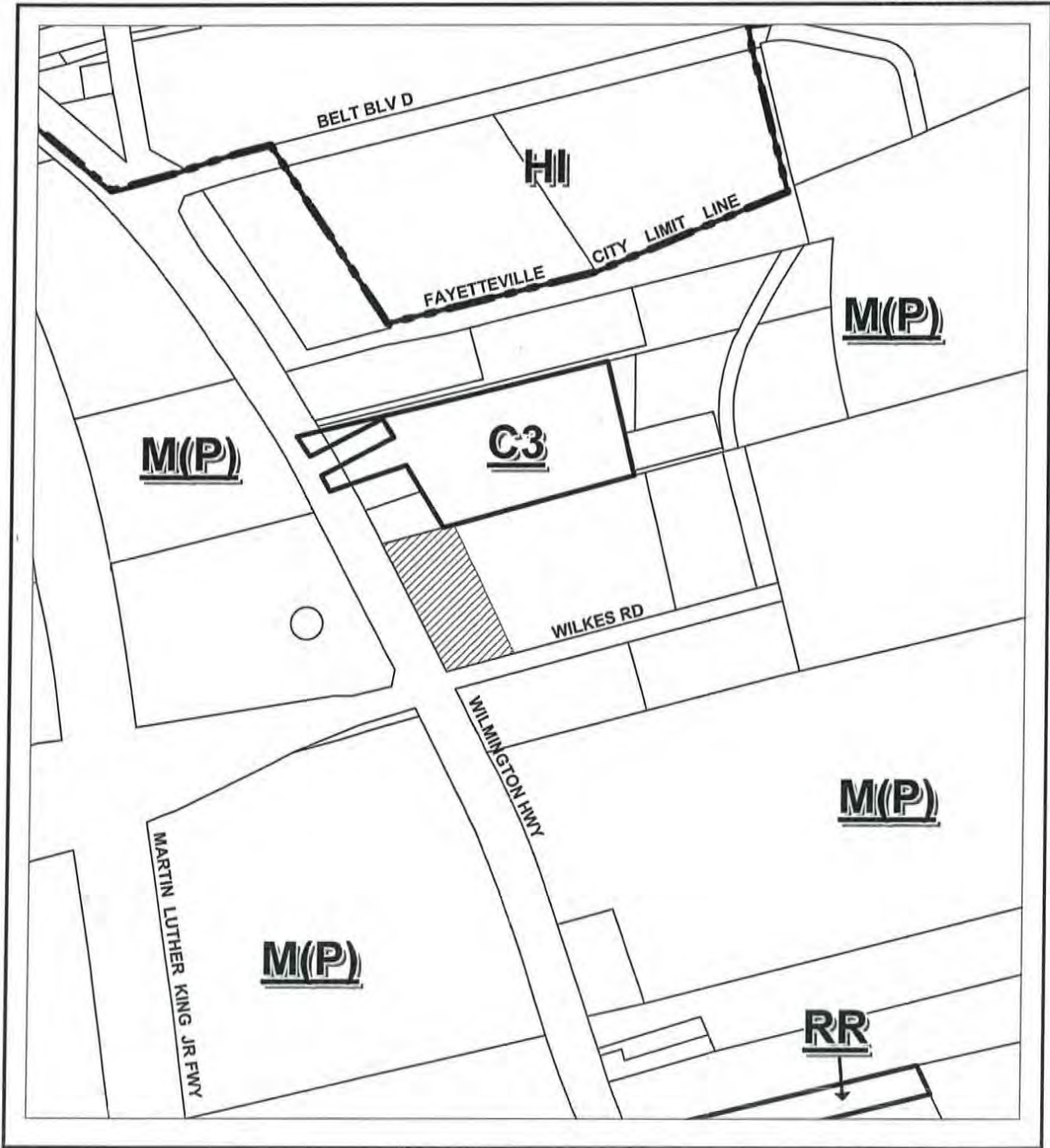
3. Public utilities are available to the subject property.

There are no other districts considered suitable for this request.

Mr. Pearce made a motion, to recommend the adoption and approval of the consistency and reasonableness statements and to approve M1(P) Planned Light Industrial district, seconded by Mrs. Piland. 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. The record owners' certified receipt of notice is also included.



PORT OF PIN: 0436-94-6468

REQUESTED REZONING M(P) TO M1(P)

ACREAGE: 2.57 AC.+/-		HEARING NO: P12-76	
ORDINANCE: COUNTY		HEARING DATE	ACTION
STAFF RECOMMENDATION			
PLANNING BOARD			
GOVERNING BOARD			

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



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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

JANUARY 11, 2013

MEMO TO: Cumberland County Board of Commissioners

ITEM NO. 3B

FROM: Cumberland County Joint Planning Board

SUBJECT: **Case P12-78:** Rezoning of 6.92+/- acres from R6A Residential to C(P) Planned Commercial or to a more restrictive zoning district, located at 1220 W Manchester Road, submitted by Paul Kirby on behalf of Preserve LLC. (owner) and Mike Adams.

ACTION: Members present at the December 18, 2012 meeting recommended the adoption and approval of the consistency and reasonableness statements and to approve C(P) Planned Commercial district.

SITE PROFILE: **Frontage & Location:** 16'.00+/- on SR 1451 (W Manchester Road); **Depth:** 605.15'+/-; **Jurisdiction:** Cumberland County; **Adjacent Property:** No; **Current Use:** 1 residential structure, 1 manufactured home & 3 park model homes; **Initial Zoning:** R6A – January 7, 1977 (Area 11); **Nonconformities:** Yes, park model homes are not permitted in the R6A district; **Zoning Violation(s):** None issued, pending outcome of zoning; **Surrounding Zoning:** North: R6A & CD; South, East & West: R6A; **Surrounding Land Use:** Residential (including manufactured homes & multi-family), manufactured home park & woodlands; **2030 Land Use Plan:** Urban Fringe; **Spring Lake Area Detailed Plan:** Suburban; **Special Flood Hazard Area (SFHA):** None; **Water/Sewer Availability:** Town of Spring Lake/Septic; **Soil Limitations:** None; **School Capacity/Enrolled:** Manchester Elementary: 340/371; Spring Lake Middle: 700/498; Pine Forest High: 1,750/1,639; **Subdivision/Site Plan:** If approved, new construction will require a review and approval; **RLUAC:** Does not object to the request but suggests the use of additional insulation in any new construction as the property has high noise levels (65dB) due to military aircraft. Subject property is also within the Accident Potential Zone (APZ) of Pope Army Airfield; **Municipal Influence Area:** Town of Spring Lake; **Average Daily Traffic Count (2010):** 10,000 on SR 1451 (W Manchester Road); **US Fish & Wildlife:** No objection to rezoning; however, concerned about loss of trees for dispersal corridor for red-cockaded woodpeckers; **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 R/W: R6A – 63 lots/units; Minimum Yard Setback Regulations: **R6A:** Front yard: 25', Side yard: 10', Rear yard: 15', **C1(P):** Front yard: 45', Side yard: 15', Rear yard: 20'; **C2(P) & C(P):** Front yard: 50', Side yard: 30', Rear yard: 30'.

MINUTES OF DECEMBER 18, 2012

Mr. Lloyd presented the site information and stated the Planning & Inspections Staff recommends approval of the request for the C(P) Planned Commercial district based on the following:

1. Although the request is not entirely consistent with the 2030 Growth Vision Plan, which calls for "urban fringe" at this location, as public water and sewer are required and sewer is not available, approval of the request is consistent with the objectives of the Land Use Policies Plan by promoting efforts in this area that encourage new commercial development that have the least impact on residential and other uses incompatible with the military operations;
2. Although the request is not entirely consistent with the Spring Lake Area Detailed Land Use Plan, which calls for "suburban" at this location, approval of the C(P) Planned Commercial district is consistent with the Air Installation Compatible Use Zone (AICUZ) study of Pope Army Airfield;
3. The subject property is located within the Accident Potential Zone and the noise contour. Department of Defense guidelines recommend against certain uses (residential, retail trade, some manufacturing, etc.) dependent upon the densities of people and/or structures; and
4. The request is reasonable as commercial operations at this location would be more appropriate than residential uses due to the high noise levels (65 dBA) of military aircraft.

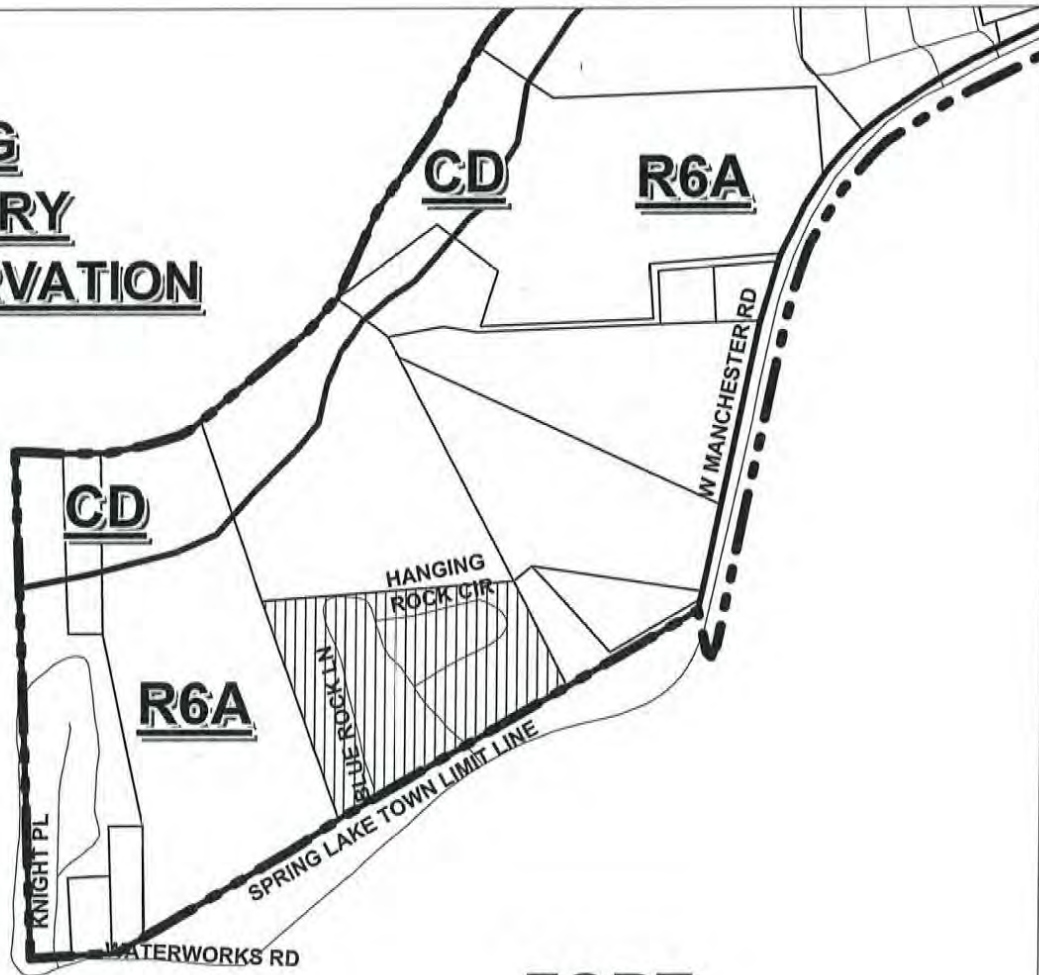
There are no other districts considered suitable for this request.

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

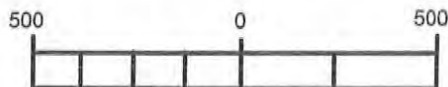
First Class and Record Owners' Mailed Notice Certification

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. The record owners' certified receipt of notice is also included.

**FORT
BRAGG
MILITARY
RESERVATION**



**FORT
BRAGG
MILITARY
RESERVATION**



SCALE IN FEET

**REQUESTED REZONING
R6A TO C(P)**

ACREAGE: 6.92 AC.+/-		HEARING NO: P12-78	
ORDINANCE: COUNTY		HEARING DATE	ACTION
STAFF RECOMMENDATION			
PLANNING BOARD			
GOVERNING BOARD			

PIN: 9592-40-0485

AM

Walter Clark,
Chair
Cumberland County

Patricia Hall,
Vice-Chair
Town of Hope Mills

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



CUMBERLAND ★ COUNTY ★ 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

JANUARY 11, 2013

MEMO TO: Cumberland County Board of Commissioners

ITEM NO. 3C

FROM: Cumberland County Joint Planning Board

SUBJECT: **Case P12-75:** Rezoning of 3.35+/- acres from RR Rural Residential to R6A Residential or to a more restrictive zoning district, located at 4228 and 4232 NC Hwy 210 South, submitted by Jesus G. Irizarry (owner) and Robert M. Bennett.

ACTION: Members present at the December 18, 2012 meeting recommended not to adopt or approve the consistency and reasonableness statements agreeing that the request is not reasonable and will not be in harmony with the surrounding area.

SITE PROFILE: **Frontage & Location:** 62.57'+/- on NC Hwy 210 S; **Depth:** 693.32'+/-; **Jurisdiction:** Cumberland County; **Adjacent Property:** No; **Current Use:** Vacant woodlands; **Initial Zoning:** RR – September 3, 1996 (Area 20); **Nonconformities:** None; **Zoning Violation(s):** None; **Surrounding Zoning:** North: R40A, R40, RR, R6A & A1; South: R40A, RR & A1; East: R40A, RR & A1; West: R40A & RR; **Surrounding Land Use:** Residential (including manufactured homes), manufactured home park, farmland & woodlands; **2030 Land Use Plan:** Urban; **Special Flood Hazard Area (SFHA):** None; **Water/Sewer Availability:** PWC/Septic; **Soil Limitations:** Yes, hydric – BY Byars loam & LE Leon sand; **School Capacity/Enrolled:** J. W. Seabrook Elementary: 310/272; Mac Williams Middle: 1,270/1,231; Cape Fear High: 1,425/1,589; **Subdivision/Site Plan:** If approved, any new development may require review and approval; **Average Daily Traffic Count (2010):** 3,600 on NC Hwy 210 S; **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 R/W): RR/R20 – 6 lots/units, R15 – 8 lots/units, R7.5 – 17 lots/unit, R6A – 30 lots/units; Minimum Yard Setback Regulations: **RR & R20:** Front yard: 30', Side yard: 15', Rear yard: 35'; **R15 & R7.5:** Front yard: 30', Side yard: 10', Rear yard: 35'; **R6A:** Front yard: 25', Side yard: 10', Rear yard: 15'.

MINUTES OF DECEMBER 18, 2012

Mr. Lloyd presented the site information and stated the Planning and Inspections Staff recommends denial of the request for the R6A Residential district based on the following:

1. The district requested is inconsistent with the location criteria for "medium density residential" as listed in the Land Use Policies Plan of the 2030 Growth Vision Plan as the subject property will not serve as a transition between non-residential, higher density and lower density residential areas, is not within two miles of a public recreation area; and cannot be served by public water and sewer since public sewer is not available;

2. Although the subject property is located within an "urban" area on the 2030 Growth Strategy Map, the request is not reasonable because the property is at the extreme southeastern edge of the designated urban area where the zoning and lot sizes are one half acre or greater per dwelling unit. Note the existing R6A shown on the site plan was adopted during the initial zoning of the general area and intended to ensure a pre-existing manufactured home park was not made nonconforming;
3. The soils in this area, including approximately three-fourths of the subject property, though not classified as "hydric" have been determined to be unsuitable for conventional septic systems due to soil wetness within 30 inches of the ground surface by County Environmental Health.

The R20 residential district could be considered suitable for this area of the County.

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

Robert Bennett spoke in favor. Mr. Bennett stated that the applicant envisions this request as a family operated mobile home center and the County Ordinance requires only R6A zoning for a mobile home park, but realizes that this request doesn't fit into the 2030 Growth Vision Plan. There is a long list of requirements for the development of a mobile home park and the applicant intends to comply with every one of them. It is only the 2030 Growth Vision Plan that he can not comply with and the subject property is not far from the edge of the 2030 Growth Vision Plan for this type of development.

Mrs. Epler asked Mr. Bennett if he did a lay out of a mobile home park for the applicant on the subject property.

Mr. Bennett stated that he drew what was requested for his guidance about what he could do. There were about 12 units he could get on the property.

Mr. Lloyd stated that the applicant could do 8 units per acre for a mobile home park, so he could get up to 24 or 26 mobile homes on the property.

Sharan Golston spoke in opposition. Ms. Golston stated that she was in opposition to the request due to the traffic increase on Highway 210 and with the increase in the number of people on 3.5 acres of land.

Darlene Simmons spoke in opposition. Ms. Simmons stated that there was a deep concern about the neighborhood and the community and does not want a mobile home park in the community with the potential for increased crime.

Joseph Fort spoke in opposition. Mr. Fort stated that he loves his community, and is concerned about the possible increase in crime that this mobile home park could bring.

Lashonda Spell spoke in opposition. Ms. Spell stated that she doesn't understand how a mobile home park can be placed on the subject property. Ms. Spell doesn't want the mobile home park in the community.

Thomas Durr spoke in opposition. Mr. Durr stated that he had opposed zoning changes in the past. The area is not an urban area and feels that the Board should listen to staff and the community and deny the request.

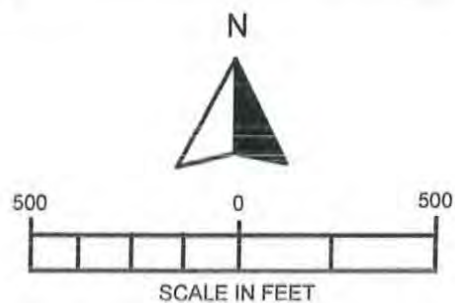
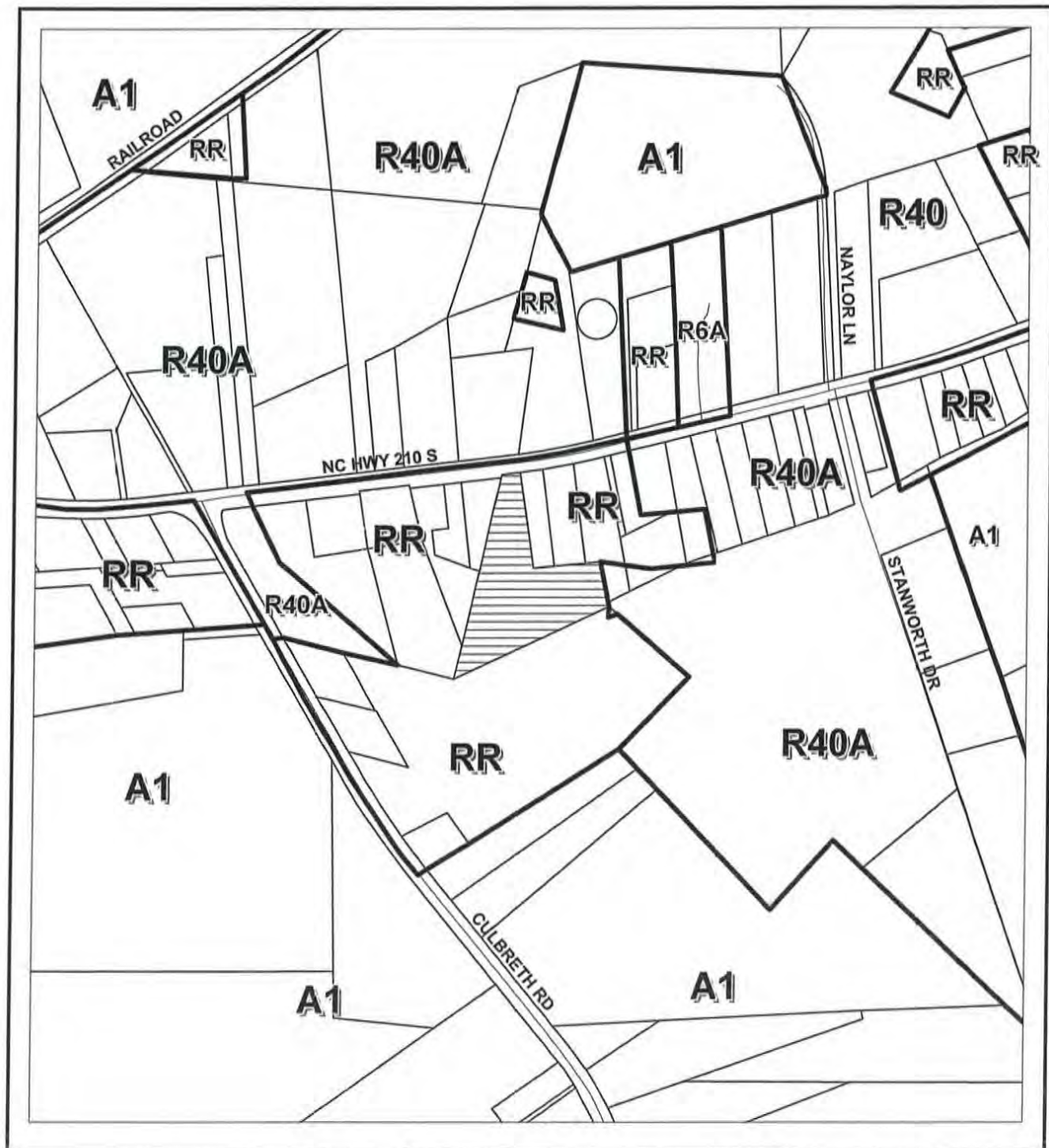
William S. Kline spoke in opposition. Mr. Kline stated that the community was a great community and felt that the request should be denied.

Mrs. Piland stated that she agreed with staff and the residents in the area, in that the density being requested is not appropriate for the area, it's contrary to the community and also has environmental concerns with putting 24 septic tanks on 3.5 acres of property.

Mrs. Piland made a motion to recommend not to adopt or approve the consistency and reasonableness statements agreeing that the request is not reasonable and will not be in harmony with the surrounding area, seconded by Mrs. Epler to deny the request for rezoning. The vote was unanimous.

First Class and Record Owners' Mailed Notice Certification

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



REQUESTED REZONING RR TO R6A

ACREAGE: 3.35 AC. +/-		HEARING NO: P12-75	
ORDINANCE: COUNTY		HEARING DATE	ACTION
STAFF RECOMMENDATION			
PLANNING BOARD			
GOVERNING BOARD			

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



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Planning & Inspections Department

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Cumberland County

Benny Pearce,
Town of Eastover

Donovan McLaurin,
Wade, Falcon & Godwin

JANUARY 11, 2013

MEMO TO: Cumberland County Board of Commissioners

ITEM NO. 3D

FROM: Cumberland County Joint Planning Board

SUBJECT: **Case P12-77:** Rezoning of .85+/- acre from A1 Agricultural to C(P) Planned Commercial/CZ Conditional Zoning District for second hand sales, book sales, indoor recreation for profit, barbering and hairdressing, day care, motor vehicle parts sales and motor vehicle sales or to a more restrictive zoning district; located at 7064 Maxwell Road; submitted by Leiburn Ralph Strickland (owner) and Michael Tate.

ACTION: Members present at the December 18, 2012 meeting recommended adoption and approval of the consistency and reasonableness statements and to approve the rezoning request to C(P) Planned Commercial /CZ Conditional Zoning district for second hand sales, book sales, indoor recreation for profit, barbering and hairdressing, day care, motor vehicle parts sales and motor vehicle sales.

SITE PROFILE: **Frontage & Location:** 165.00'+/- on SR 1006 (Maxwell Road) & 129.01'+/- on SR 1826 (Wade Stedman Road); **Depth:** 210.00'+/-; **Jurisdiction:** Cumberland County; **Adjacent Property:** Yes, southwest of subject property; **Current Use:** Vacant commercial structure; **Initial Zoning:** A1 – September 3, 1996 (Area 20); **Nonconformities:** Yes, if approved, the structure would not be able to meet front yard setbacks on the Wade Stedman Road side (due only to the 20' reservation & dedication required by DOT); **Zoning Violation(s):** None; **Surrounding Zoning:** North: C(P), R40A, R40, RR & A1; South: R40, RR & A1; East: RR; West: R40 & A1; **Surrounding Land Use:** Residential (including manufactured homes), motor vehicle sales, fire station, convenience retail w/ gasoline sales, club, farmland & woodlands; **2030 Growth Strategy Map:** Rural; **Special Flood Hazard Area (SFHA):** None; **Water/Sewer Availability:** ESD/Septic; **Soil Limitations:** None; **School Capacity/Enrolled:** Stedman Primary (K-1): 200/162; Stedman Elementary (2-5): 300/288; Mac Williams Middle: 1,270/1,231; Cape Fear High: 1,425/1,589; **Subdivision/Site Plan:** If approved, "Ordinance Related Conditions" apply; **Average Daily Traffic Count (2010):** 5,100 on SR 1006 (Maxwell Road) & 3,100 on SR 1826 (Wade Stedman Road); **Highway Plan:** Wade Stedman Road is identified in the Highway Plan as a Major Thoroughfare. The plan calls for widening to a multi-lane facility with a right-of-way of 110. It will also require a dedication of 10 feet and reservation of 10 feet. No road improvements are included in the 2012-2018 MTIP; **Note:** Minimum Yard Setback Regulations: **A1:** Front yard: 50', Side yard: 20', Rear yard: 50'; **C(P):** Front yard: 50', Side yard: 30', Rear yard: 30'.

MINUTES OF DECEMBER 18, 2012

Mr. Lloyd presented the site information and stated the Planning & Inspections Staff recommends approval of the requested rezoning to C(P) Planned Commercial /CZ Conditional Zoning district

for second hand sales, book sales, indoor recreation for profit, barbering and hairdressing, day care, motor vehicle parts sales and motor vehicle sales based on the following:

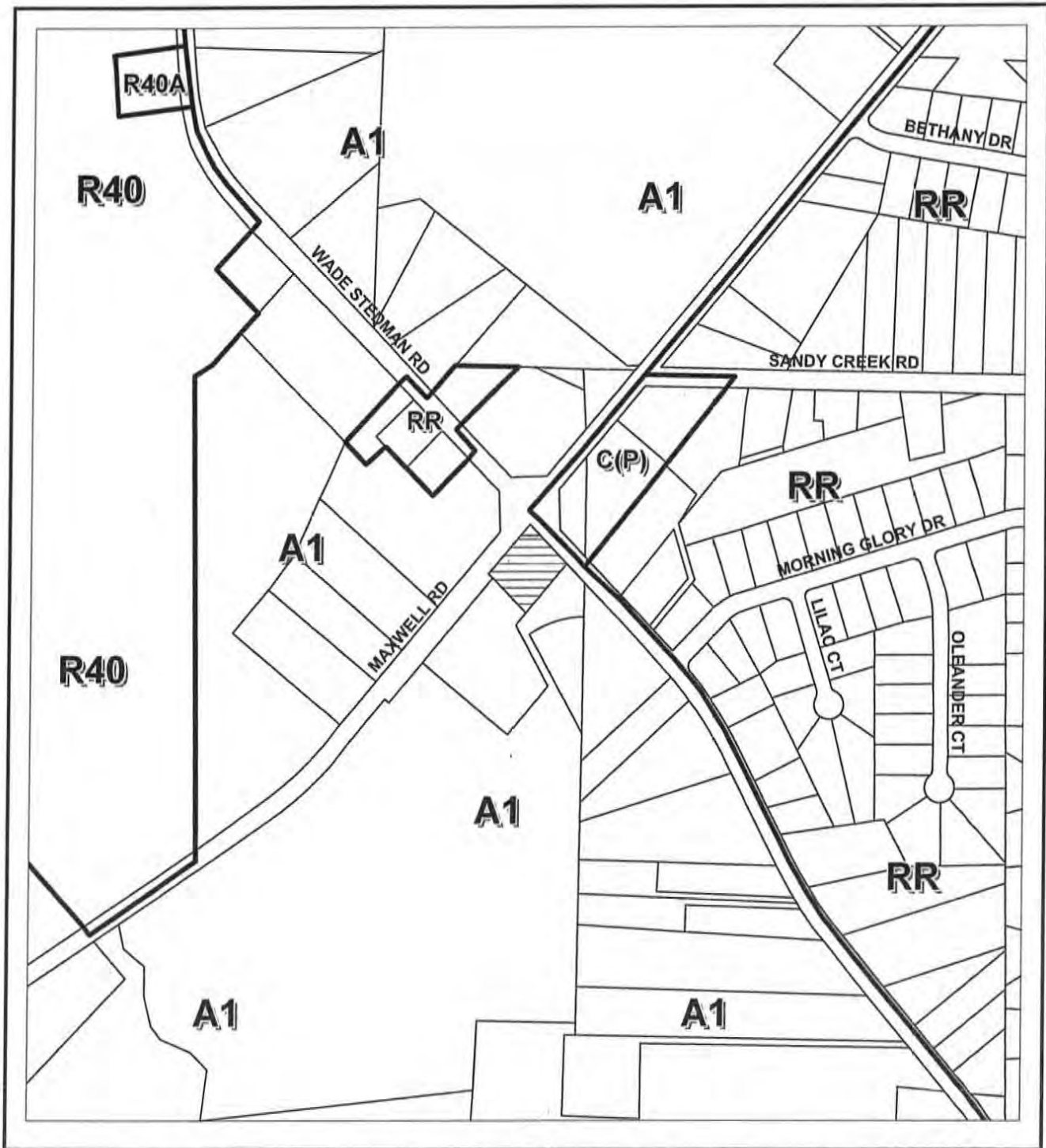
1. Although the request is not entirely consistent with the 2030 Growth Vision Plan, which calls for "rural" at this location, as public water and sewer are required and sewer is not available, the approval of the requested uses would be consistent with the plan by promoting the re-development of a commercial area as the subject property contains a commercial structure previously used as a convenience store;
2. The requested uses are consistent with the objectives for commercial development listed in the Land Use Policies Plan, specifically by promoting sufficiently zoned commercial areas to accommodate the needs of County residents and locating commercial development at major intersections with the least impact on residential and other non-compatible uses; and
3. The location and character of the uses, if developed according to the plan as submitted and the recommended Ordinance Related Conditions, are reasonable as they will be in harmony with the area in which they are to be located.

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

Mr. Pearce made a motion, to recommend the adoption and approval of the consistency and reasonableness statements and to approve the rezoning request to C(P) Planned Commercial /CZ Conditional Zoning district for second hand sales, book sales, indoor recreation for profit, barbering and hairdressing, day care, motor vehicle parts sales and motor vehicle sales, seconded by Mrs. Piland. 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. The record owners' certified receipt of notice is also included.



REQUESTED REZONING A1 TO C(P)/CZ

ACREAGE: 0.85 AC. +/-

HEARING NO: P12-77

ORDINANCE: COUNTY

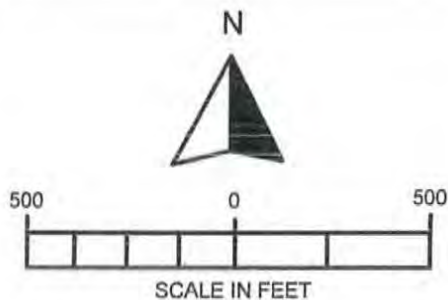
HEARING DATE

ACTION

STAFF RECOMMENDATION

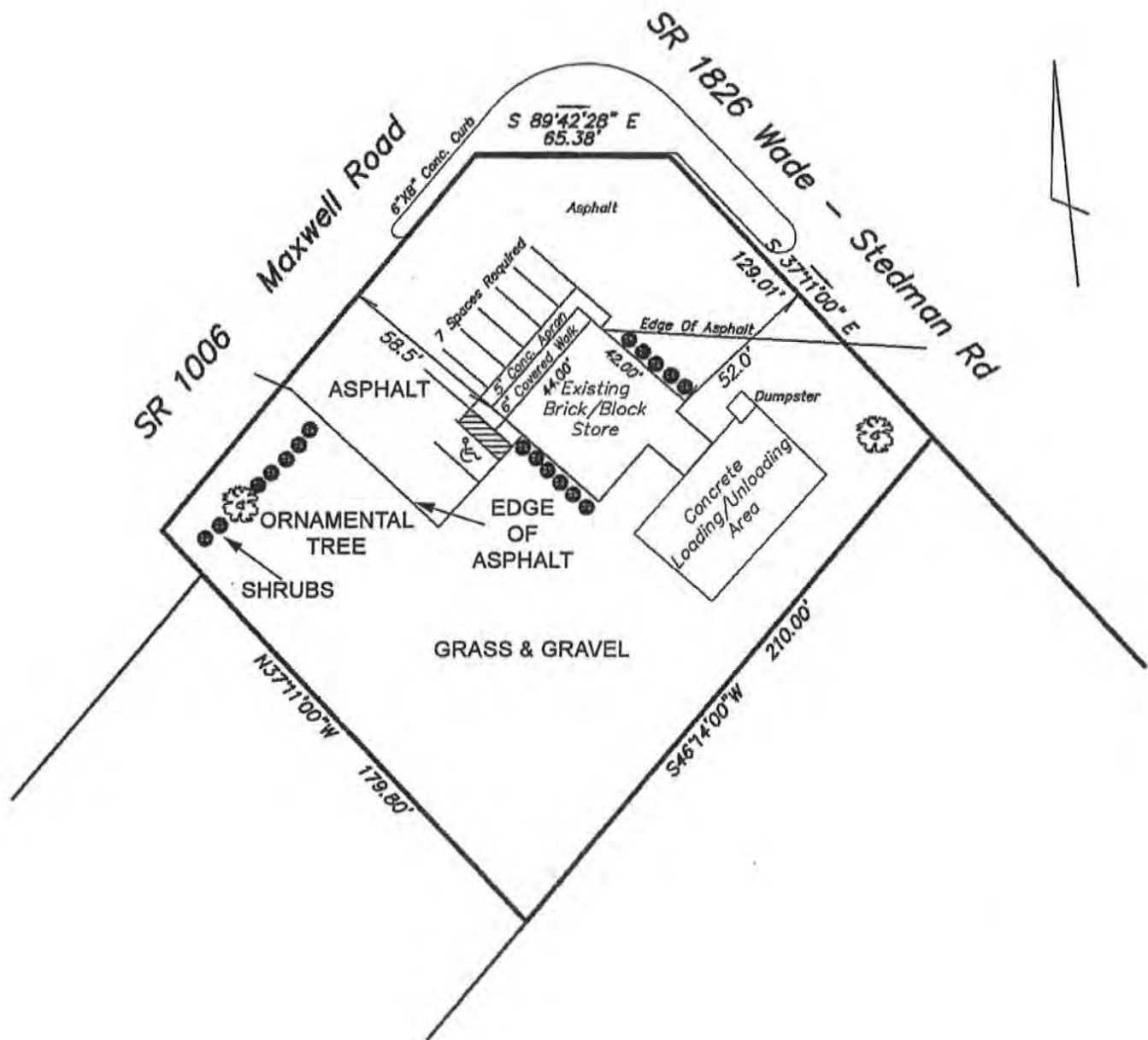
PLANNING BOARD

GOVERNING BOARD



PIN: 0497-07-8964

WL
11/19/12
11/27/12
12/11/12



**REQUEST: CONDITIONAL ZONING DISTRICT FOR SECOND
HAND SALES, BOOK SALES, INDOOR RECREATION FOR
PROFIT, BARBERING AND HAIRDRESSING, DAYCARE, MOTOR
VEHICLE PARTS SALES AND MOTOR VEHICLE SALES OR TO
A MORE RESTRICTIVE ZONING DISTRICT**

CASE: P12-77 ACREAGE: 0.85 AC.+/-

ZONED: A1 SCALE: NTS PARKING: 7 SPACES

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

11/19/12

Conditional Zoning District

DRAFT

Ordinance Related Conditions

Pre- Permit Related:

1. This conditional approval is for the use of the structure as a "consignment shop" (second hand store). Prior to permit issuance for any other approved use, the property owner must submit five copies of a site plan indicating the proposed change in use, along with \$25, for staff review and approval. The revised plan will be reviewed for ordinance related requirements for the proposed change in use, such as parking, signage, landscaping.

Permit-Related:

2. The owner/developer(s) of these lots must obtain detailed instructions on provisions of the County Zoning Ordinance and permits required to place any structure within this development from the County Code Enforcement Section, Room 101 in the Historic Courthouse at 130 Gillespie Street. For additional information, the developer should contact a Code Enforcement Officer.
3. The County Health Department must approve sewer plans prior to application for any permits. Site and soil evaluations must be conducted on the property by the County Environmental Health Department prior to application for permits. A copy of the Health Department approval must be provided to Code Enforcement at the time of application for any building/zoning permits. (Note: All Health Department requirements must be met prior to issuance of final permits.) (Section 2306 A, Water and Sewer, County Subdivision Ordinance)
4. Connection to public water is required, the Eastover Sanitary District must approve water plans prior to application for any permits. A copy of the Eastover's approval must be provided to Code Enforcement at the time of application for building/zoning permits. (Section 2306 A.1, Public Water and Sewer Systems County Subdivision Ordinance)
5. The developer must provide a site-specific address and tax parcel number at the time of building/zoning permit application.
6. Landscaping must be provided in accordance with Section 1102 N, Landscaping, County Zoning Ordinance and/as shown on the site plan. In addition:
 - a. Required plant materials shall be maintained by the property owner, including replacing dead or unhealthy trees and shrubs; and
 - b. All yard and planting areas shall be maintained in a neat, orderly, and presentable manner and kept free of weeds and debris.
7. The building final inspection cannot be accomplished until a Code Enforcement Officer inspects the site and certifies that the site is developed in accordance with the approved plans.

Site-Related:

8. All uses, dimensions, setbacks and other related provisions of the County Subdivision and Zoning Ordinances for the C(P)/CZ zoning district, including the contents of the application and site plan, must be complied with, as applicable. The approved uses as listed on the application are: consignment shop (second hand), book store, meeting and party place (assembly), beauty/barber shop, day care facility, motor vehicle parts sales, and motor vehicle sales (used).
9. All corner lots and lots fronting more than one street must provide front yard setbacks from each street.

10. This conditional approval is not approval of any freestanding signs. If a freestanding sign is desired, re-submittal of the site plan for staff review and approval is required prior to application for any freestanding sign permits. Attached signage for this development must be in accordance with the applicable sign regulations as set forth in Article XIII of the County Zoning Ordinance and that the proper permit(s) must be obtained prior to the installation of any permanent signs on the property. (Note: This conditional approval is **not** approval of the size, shape, or location of any signs.)
11. Reservation of 20 feet of right-of way along SR 1826 (Wade-Stedman Road) is required and the metes and bounds for the reservation must be reflected on any future site plans. The location of all improvements, required or otherwise, and all building setback lines are to be measured from the ultimate right-of-way line. (Section 2302 F, Planned Public Right-of-Way, County Subdivision Ordinance)
12. For any new development, an adequate drainage system must be installed by the developer in accordance with the NC Department of Environment and Natural Resources' (NCDENR) *Manual on Best Management Practices* and all drainage ways must be kept clean and free of debris. (Section 2306 D, County Subdivision Ordinance)
13. For new development, all utilities, except for 25kv or greater electrical lines, must be located underground. (Section 2306 C, County Subdivision Ordinance)
14. The developer must obtain a driveway permit from the NC Department of Transportation (NCDOT). A copy of the approved driveway permit must be provided to Code Enforcement at the time of application for building/zoning permits.
15. Turn lanes may be required by the NC Department of Transportation (NCDOT).
16. All lighting is required to be directed internally within this development and comply with the provisions of Section 1102 M, Outdoor Lighting, County Zoning Ordinance.
17. All dumpster, garbage, and utility areas shall be located on concrete pads and screened on a minimum of three sides.
18. All required off-street parking spaces shall be a minimum of 9' x 20'; a minimum of seven off-street parking spaces are required for the second hand shop. Additional off-street parking may be required for any change in use.

Advisories:

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

Other Relevant Conditions:

21. The owner/developer be aware that every deed created for a lot being served by an on-site sewer system must contain the following disclosure when filed with the County Register of Deeds:

"Public sewer services are not available as of the date of the recording of this deed. On-site sewer disposal systems must be approved by the County Health Department."

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

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

Subdivision/Site Plan/Plat	Ed Byrne	678-7609
Code Enforcement (Permits):	Ken Sykes	321-6654
County Health Department:	Daniel Ortiz	433-3680
Food & Lodging Env. Health:	Tony Ferguson	433-3678
Eastover Sanitary District:	Connie Spell	229-3716
County Public Utilities/NORCRESS:	Amy Hall	678-7637

Corp of Engineers (wetlands):	Crystal C. Amschler	(910) 251-4170
NCDENR (E&S):	Sally Castle	433-3300
Location Services:		
Site-Specific Address:	Ron Gonzales	678-7616
Tax Parcel Numbers:		678-7549
NCDOT (driveways/curb-cuts):	Gary Burton	486-1496
Transportation Planning:	Bobby McCormick	678 7632
N.C. Division of Water Quality:	Mike Randall	(919) 733-5083 ext. 545

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

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

1. Applicant/Agent Leiburn Ralph Strickland
2. Address: 2354 Cedar Creek Rd, Fayetteville, NC Zip Code 28312
3. Telephone: (Home) _____ (Work) 910-484-5972
4. Location of Property: 7064 Maxwell Rd
Stedman, NC 28391
5. Parcel Identification Number (PIN #) of subject property: 0497.07.8964
(also known as Tax ID Number or Property Tax ID)
6. Acreage: .85 Frontage: 160 Maxwell Depth: 180' Maxwell
130 Wade Stedman 210 Wade-Stedman
7. Water Provider: Eastover
8. Septage Provider: Septic Tank
9. Deed Book 8154, Page(s) 0424, Cumberland County Registry. (Attach copy of deed of subject property as it appears in Registry).
10. Existing use of property: Vacant
11. Proposed use(s) of the property: 1- Consignment Shop, 2- Book Store (Christian),
3- Meeting and for Party Place, 4- Beauty/Barber Shop, 5- Day Care
6- Auto Parts, 7- Used Car Sales

NOTE: Be specific and list all intended uses.

12. It is requested that the foregoing property be rezoned FROM: A1

TO: (Select one)

- ☒ Conditional Zoning District, with an underlying zoning district of C(P)
(Article IV)
- ☐ Mixed Use District/Conditional Zoning District (Article VI)
- ☐ Planned Neighborhood District/Conditional Zoning District (Article VII)
- ☐ Density Development/Conditional Zoning District, at the _____ Density
(Article VIII)

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

APPLICATION FOR
CONDITIONAL ZONING

1. PROPOSED USE(S):

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

1- Consignment Shop (2nd hand) 6- Auto Parts
2- Book Store (Christian) 7- Used car sales
3- Meeting and/or Party place
4- Beauty and/or Barber Shop
5- Day Care

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

1.85 AC Commercial

2. DIMENSIONAL REQUIREMENTS:

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

See site plan.

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

See site plan.

3. SIGN REQUIREMENTS:

Reference the district sign regulations proposed from Article XIII.

Attached to building as per zoning.

4. LANDSCAPE AND BUFFER REQUIREMENTS:

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

Shown on site plan.

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

No buffer required.

5. MISCELLANEOUS:

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

6. SITE PLAN REQUIREMENTS:

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

7. STATEMENT OF ACKNOWLEDGMENT:

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

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

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

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

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

Leiburn Ralph Strickland
NAME OF OWNER(S) (PRINT OR TYPE)

2354 Cedar Creek Rd., Fayetteville, NC 28312

colcitac@embargo.com

HOME TELEPHONE N/A WORK TELEPHONE 910-484-5972

Leban Ralph Strickland
SIGNATURE OF OWNER(S)

Leiburn Ralph Strickland
NAME OF AGENT, ATTORNEY, APPLICANT (by assign) (PRINT OR TYPE)

2354 Cedar Creek Rd, Fayetteville, NC 28312
ADDRESS OF AGENT, ATTORNEY, APPLICANT

N/A
HOME TELEPHONE

910-484-5972
WORK TELEPHONE

jokita@embarqmail.com
E-MAIL ADDRESS

484-6279
FAX NUMBER

X Leiburn Ralph Strickland
SIGNATURE OF AGENT, ATTORNEY,
OR APPLICANT

- * ALL record property owners must sign this petition.
- * The contents of this application, upon submission, becomes "public record."

**CUMBERLAND COUNTY ZONING ORDINANCE
FEE SCHEDULE**

REQUESTED ZONING DISTRICTS ¹	LESS THAN 5 ACRES	5 TO 50 ACRES	50 TO 100 ACRES	100+ ACRES
CONDITIONAL ZONING DISTRICTS ² RESIDENTIAL DD/CZ	\$500	\$500	\$500	\$500
CONDITIONAL ZONING DISTRICTS ² NONRESIDENTIAL PND/CZ MXD/CZ	<u>\$700</u>	\$800	\$800	\$800

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

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 6864-2012.

Property Owner: Grace G. Edwards

Home Owner: Grace G. Edwards

Property Address: 4624 Gray's Creek Church Road, Hope Mills, NC

Tax Parcel Identification Number: 0442-63-8035

SYNOPSIS: This property was inspected on 7/30/2012. The property owners and parties of interest were legally served with Notice of Violations and was afforded a Hearing on 9/27/2012. 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 10/27/2012. 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 1/10/2013, no corrective action had been made to the structure. The structure is presently vacant and unsecured. 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 \$20,000.00. The Assessor for Cumberland County has the structure presently valued at \$2,199.00.

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
George Hatcher
Code Enforcement Officer
County of Cumberland

Sworn to and Subscribed to by me this
the 10th day of January 2013.

Andrew
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,
Inspections Coordinator

Carol M. Post
Planning and Inspections
Office Support



Angela Perrier,
Inspector

George Hatcher,
Inspector

Joey Lewis,
Inspector

Joan Fenley,
Inspector

COUNTY of CUMBERLAND

Planning & Inspections Department

FINDINGS OF FACT AND ORDER

October 4, 2012

91 7199 9991 7031 6124 1045

cert / 1st / post

CASE #: MH 6864-2012

TO: Grace G. Edwards & Parties of Interest
PO Box 1127
Hope Mills, NC 28348-1127

Property at: 4624 Grays Creek Church Road, Hope Mills, 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 9/17/2012.

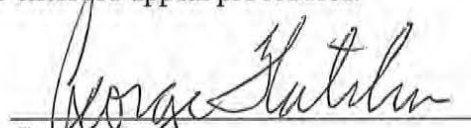
Pursuant of law, a Hearing was conducted in Room 101, of the old courthouse at 130 Gillespie Street, Fayetteville, NC on 9/27/2012 at 10:15:00 AM. The items identified below took place at the Hearing:

- ☒ 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, 9/10/2012. 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 6864-2012, dated 7/30/2012.
 - ☒ b. Due to these findings, the dwelling are found to be in a substandard condition in accordance with the Cumberland County Ordinance.
 - ☒ c. The dwelling is unfit for human habitation.

- ☒ 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 10/27/2012. **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 10/5/2012 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 10/27/2012. The cost of said demolition will be assessed against the real property in the form of a lien.

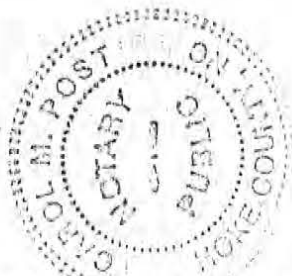
An appeal may be made to the Cumberland County Housing Board of Appeals. If an appeal is requested, it must be made in writing and within the time limits specified in the enclosed appeal procedures.


Ken Sykes
Hearing Officer

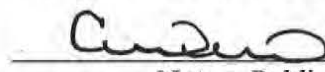

George Hatcher
Code Enforcement Officer

Enclosed: Appeals Procedures & Form

cc:



Sworn to and Subscribed to by me
this the 4th day of October, 2012


Notary Public
My Commission Expires: 11-03-14

NORTH CAROLINA
COUNTY OF CUMBERLAND

PLANNING/INSPECTIONS DEPARTMENT

RE: Grace G. Edwards
Name of Violator

MH 6864-2012
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 Grace G. Edwards, a copy of the FINDINGS OF FACT AND ORDER AND APPEALS
(name of violator)

PROCEDURES FORM, 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:

PO Box 1127, Hope Mills, NC 28348-1127

and by posting at: 4624 Grays Creek Church Road, Hope Mills, NC.

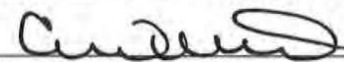
I further certify that said service was completed on this the 8th day of October, 2012.



George Hatcher
Code Enforcement Officer

Sworn to and subscribed to before me

this the 8th day of October, 2012



Notary Public

My Commission Expires: 11-03-14



PROOF OF SERVICE OF *FINDINGS OF FACT AND ORDER*
DATED OCTOBER 4, 2012 CASE NUMBER *MH 6864-2012*

EXHIBIT A

Property Owner: Grace G. Edwards

Minimum Housing Case # MH 6864-2012

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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 6865-2012.

Property Owner: Alice G. Nelson Heirs, C/O Ruby McMillian

Home Owner: Alice G. Nelson Heirs, C/O Ruby McMillian

Property Address: 4610 Gray's Creek Church Road, Hope Mills, NC

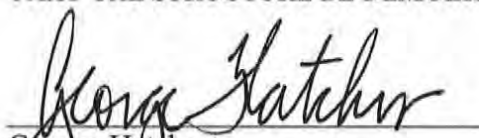
Tax Parcel Identification Number: 0442-63-8230

SYNOPSIS: This property was inspected on 7/30/2012. The property owners and parties of interest were legally served with Notice of Violations and was afforded a Hearing on 9/6/2012. Laura G. Johnson 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 11/6/2012. 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 1/10/2013, no corrective action had been made to the structure. The structure is presently vacant and unsecured. 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 \$20,000.00. The Assessor for Cumberland County has the structure presently valued at \$1,593.00.

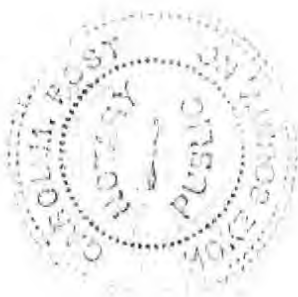
Attached is a map depicting the location of the property. (See Exhibit B.)

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 10th day of January 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,
Inspections Coordinator

Carol M. Post
Planning and Inspections
Office Support



Angela Perrier,
Inspector

George Hatcher,
Inspector

Joey Lewis,
Inspector

Joan Fenley,
Inspector

COUNTY of CUMBERLAND

Planning & Inspections Department

FINDINGS OF FACT AND ORDER

September 7, 2012

91 7199 9991 7031 6120 2381 Alice C/O Ruby CASE #: MH 6865-2012

TO: Alice G. Nelson Heirs, C/O Ruby McMillian & Parties of Interest
6132 Racine Drive
Hope Mills, NC 28348

91 7199 9991 7031 6120 2374 Laura

Property at: 4610 Grays Creek Church Road, Hope Mills, 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 8/17/2012.


Pursuant of law, a Hearing was conducted in Room 101, of the old courthouse at 130 Gillespie Street, Fayetteville, NC on 9/6/2012 at 10:30:00 AM. The items identified below took place at the Hearing:

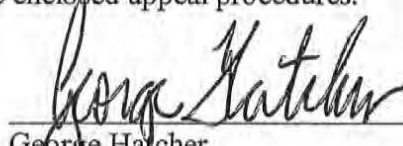
- ☐ 1. No owner or party of interest, or their agent, or representative appeared.
- ☒ 2. An answer was filed by owners and/or parties of interest. The answer was heard, read, and considered. Those answering by phone were: Laura G. Johnson
- ☒ 3. The undersigned inspector personally inspected the dwelling described in the Complaint and Notice of Hearing dated, 8/7/2012. 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 6865-2012, dated 7/30/2012.
 - ☒ b. Due to these findings, the dwelling are found to be in a substandard condition in accordance with the Cumberland County Ordinance.
 - ☒ c. The dwelling is unfit for human habitation.

☒ 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 **11/6/2012**. **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 **11/6/2012**. 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

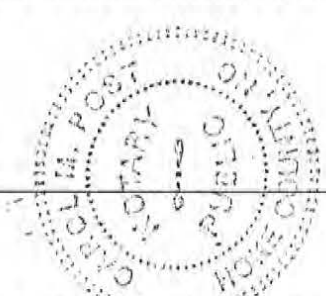

George Hatcher
Code Enforcement Officer

Enclosed: Appeals Procedures & Form

cc: Laura G. Johnson, 6405 Whitehall Drive, Fayetteville, NC 28303

Sworn to and Subscribed to by me
this the 7th day of September, 2012


Notary Public
My Commission Expires: 11-03-14





Date: 09/25/2012

GEORGE HATCHER:

The following is in response to your 09/25/2012 request for delivery information on your Certified Mail(TM) item number 7199 9991 7031 6120 2374. The delivery record shows that this item was delivered on 09/13/2012 at 12:35 PM in FAYETTEVILLE, NC 28303. The scanned image of the recipient information is provided below.

Signature of Recipient:

Delivery Section
ire
Laura Johnson
d
Laura Johnson

Address of Recipient:

6405 Whitehall Dr
ry
ss

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Sincerely,

United States Postal Service

PROOF OF SERVICE OF **FINDINGS OF FACT AND ORDER**
DATED SEPTEMBER 7, 2012 CASE NUMBER **MH 6865 -2012**

EXHIBIT A

MAP DEPICTING LOCATION OF PROPERTY
Property Owner: Alice G. Nelson c/o Ruby McMillian
4610 Gray's Creek Church Road, Hope Mills, NC
Minimum Housing Case # MH 6865-2012
TAX PARCEL IDENTIFICATION NUMBER 0442-63-8230



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 6861-2012.

Property Owner: **James Harris**

Home Owner: **James Harris**

Property Address: **9481 Hillsboro Street, Linden, NC**


Tax Parcel Identification Number: 0574-66-7132

SYNOPSIS: This property was inspected on 7/30/2012. The property owners and parties of interest were legally served with Notice of Violations and was afforded a Hearing on 9/6/2012. Diane Harris 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 11/6/2012. 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 1/10/2013, no corrective action had been made to the structure. The structure is presently vacant and unsecured. 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 \$20,000.00. The Assessor for Cumberland County has the structure presently valued at \$1,483.00.

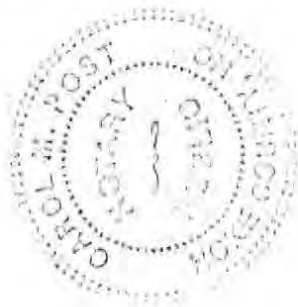
Attached is a map depicting the location of the property. (See Exhibit B.)

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 10th day of January 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,
Inspections Coordinator

Carol M. Post
Planning and Inspections
Office Support



Angela Perrier,
Inspector

George Hatcher,
Inspector

Joey Lewis,
Inspector

Joan Fenley,
Inspector

COUNTY of CUMBERLAND

Planning & Inspections Department

FINDINGS OF FACT AND ORDER

September 7, 2012

CASE #: MH 6861-2012

91 7199 9991 7031 6120 2350

TO: James Harris & Parties of Interest
PO Box 157
Bunnlevel, NC 28323-0157

Property at: 9481 Hillsboro 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 8/14/2012.

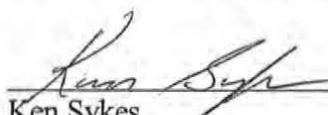
Pursuant of law, a Hearing was conducted in Room 101, of the old courthouse at 130 Gillespie Street, Fayetteville, NC on 9/6/2012 at 9:30:00 AM. The items identified below took place at the Hearing:

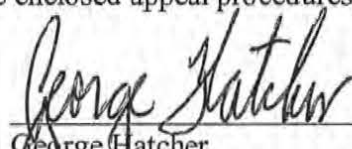
- ☐ 1. No owner or party of interest, or their agent, or representative appeared.
- ☒ 2. An answer was filed by owners and/or parties of interest. The answer was heard, read, and considered. Those answering by phone were: Diane Harris
- ☒ 3. The undersigned inspector personally inspected the dwelling described in the Complaint and Notice of Hearing dated, 8/7/2012. 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 6861-2012, dated 7/30/2012.
 - ☒ b. Due to these findings, the dwelling are found to be in a substandard condition in accordance with the Cumberland County Ordinance.
 - ☒ c. The dwelling is unfit for human habitation.

☒ 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 11/6/2012. **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 9/15/2012 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 11/6/2012. 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 Procedures & Form

cc:



Sworn to and Subscribed to by me
this the 7th day of September, 2012


Notary Public
My Commission Expires: 11-03-14



Date: 09/25/2012

GEORGE HATCHER:

The following is in response to your 09/25/2012 request for delivery information on your Certified Mail(TM) item number 7199 9991 7031 6120 2350. The delivery record shows that this item was delivered on 09/13/2012 at 03:27 PM in BUNNLEVEL, NC 28323. The scanned image of the recipient information is provided below.

Signature of Recipient:

Delivery Section
Phyllis Vanderhoff
Phyllis Vanderhoff

Address of Recipient:

Phyllis Vanderhoff
157

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 SEPTEMBER 7, 2012 CASE NUMBER **MH 6861 -2012**

EXHIBIT A

MAP DEPICTING LOCATION OF PROPERTY

Property Owner: James Harris

9481 Hillsboro Street, Linden, NC

Minimum Housing Case # MH 6861-2012

TAX PARCEL IDENTIFICATION NUMBER: 0574-66-7132

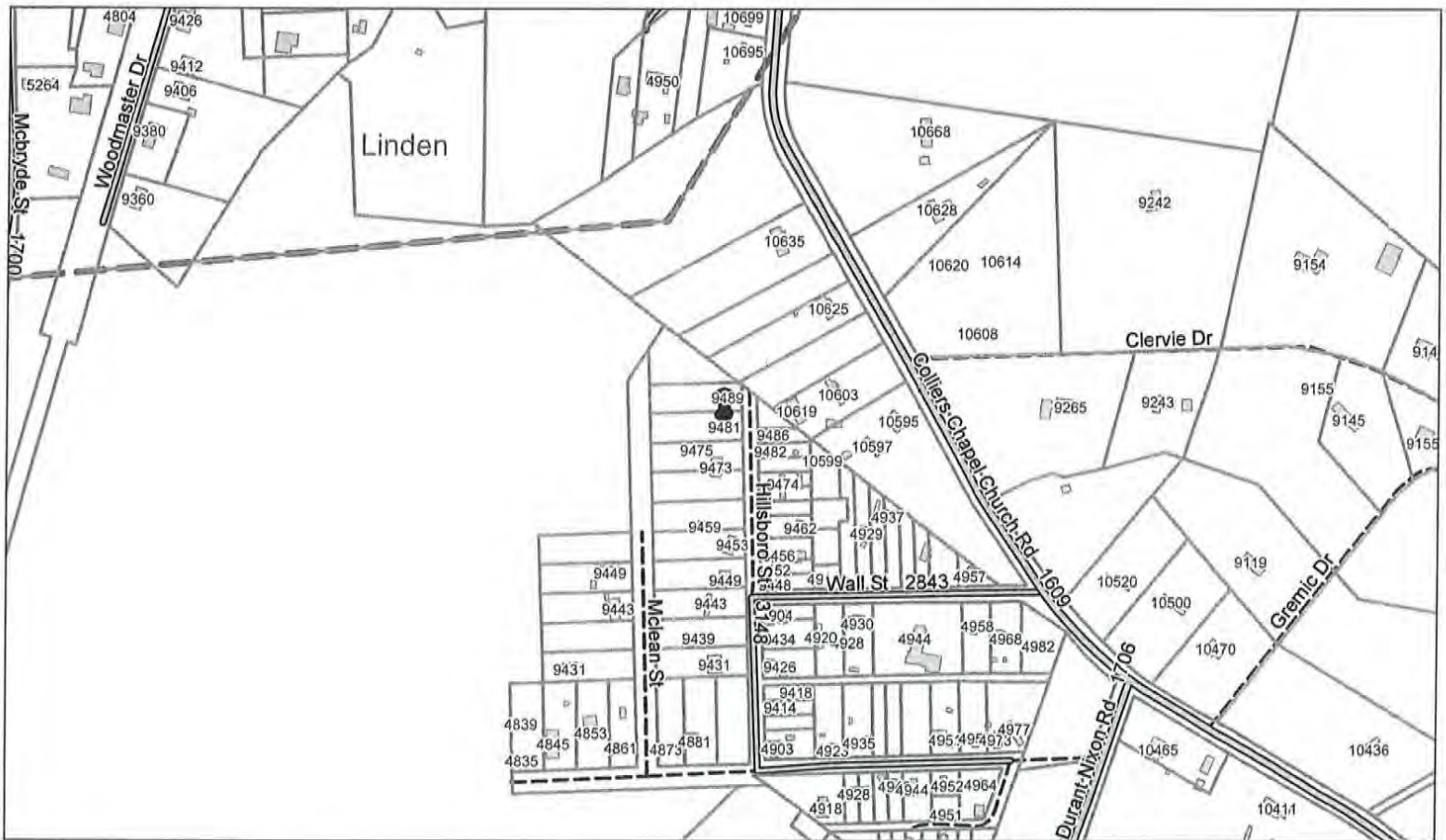


EXHIBIT B

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

I, Joey Lewis, 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 6925-2012.

Property Owner: Billy W. & Rachel Wilson

Home Owner: Billy W. & Rachel Wilson

Property Address: 6621 Rockfish Road, Fayetteville, NC

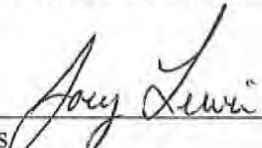
Tax Parcel Identification Number: 0404-26-9762

SYNOPSIS: This property was inspected on 9/25/2012. The property owners and parties of interest were legally served with Notice of Violations and was afforded a Hearing on 10/29/2012. 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 11/30/2012. 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 1/10/2013, no corrective action had been made to the structure. The structure is presently vacant and unsecured. 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 \$50,000.00. The Assessor for Cumberland County has the structure presently valued at \$7,124.00.

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.


Joey Lewis
Code Enforcement Officer
County of Cumberland



Sworn to and Subscribed to by me this

the 10th day of Jan 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,
Inspections Coordinator

Carol M. Post
Planning and Inspections
Office Support



Angela Perrier,
Inspector

George Hatcher,
Inspector

Joey Lewis,
Inspector

Joan Fenley,
Inspector

COUNTY of CUMBERLAND

Planning & Inspections Department

FINDINGS OF FACT AND ORDER

November 1, 2012

91 7199 9991 7031 6091 3264 *Billy*

CASE #: MH 6925-2012

91 7199 9991 7031 6091 3271 *Rachel*

TO: Billy W. & Rachel Wilson & Parties of Interest
816 Beard Road
Raeford, NC 28376

Property at: 6621 Rockfish Road, Fayetteville, NC

91 7199 9991 7031 6091 3332 *Owner*

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 10/5/2012.

Pursuant of law, a Hearing was conducted in Room 101, of the old courthouse at 130 Gillespie Street, Fayetteville, NC on 10/29/2012 at 9:15:00 AM. The items identified below took place at the Hearing:

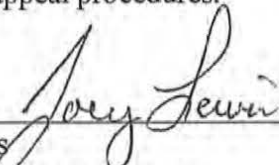
- ☒ 1. No owner or party of interest, or their agent, or representative appeared.
- ☐ 2. An answer was filed by owners and/or parties of interest. The answer was heard, read, and considered. Those present were: _____
- ☒ 3. The undersigned inspector personally inspected the dwelling described in the Complaint and Notice of Hearing dated, 10/2/2012. 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 6925-2012, dated 9/25/2012.
 - ☒ b. Due to these findings, the dwelling are found to be in a substandard condition in accordance with the Cumberland County Ordinance.
 - ☒ c. The dwelling is unfit for human habitation.

- ☒ 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 **11/30/2012**. **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 **11/30/2012**.
 - ☒ 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 **11/30/2012**. 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




Joey Lewis
Code Enforcement Officer

Enclosed: Appeals Procedures & Form

cc: OCWEN Loan Servicing, LLC., 1661 Worthington Road, W Palm Beach, FL 33409

Sworn to and Subscribed to by me
this the 1th day of November, 2012



Notary Public
My Commission Expires: **11-03-14**






Date: 11/05/2012

J LEWIS:

The following is in response to your 11/05/2012 request for delivery information on your Certified Mail(TM) item number 7199 9991 7031 6091 3264. The delivery record shows that this item was delivered on 11/03/2012 at 01:31 PM in RAEFORD, NC 28376. The scanned image of the recipient information is provided below.

Signature of Recipient:

Delivery Section	
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Address of Recipient:

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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 NOVEMBER 1, 2012 CASE NUMBER **MH 6925 -2012**

EXHIBIT A

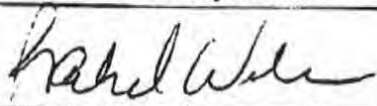


Date: 11/05/2012

J LEWIS:

The following is in response to your 11/05/2012 request for delivery information on your Certified Mail(TM) item number 7199 9991 7031 6091 3271. The delivery record shows that this item was delivered on 11/03/2012 at 01:31 PM in RAEFORD, NC 28376. The scanned image of the recipient information is provided below.

Signature of Recipient:

Delivery section	
nature X	
Inted ime	

Address of Recipient:

livery dress	
-----------------	--

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 NOVEMBER 1, 2012 CASE NUMBER **MH 6925 -2012**

EXHIBIT A

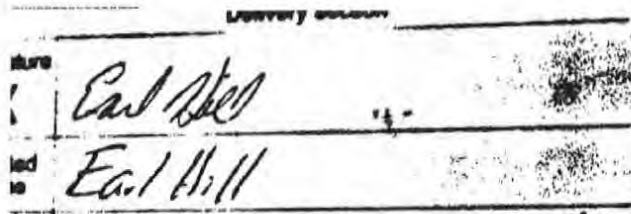


Date: 11/05/2012

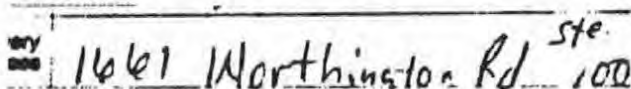
J LEWIS:

The following is in response to your 11/05/2012 request for delivery information on your Certified Mail(TM) item number 7199 9991 7031 6091 3332. The delivery record shows that this item was delivered on 11/05/2012 at 10:08 AM in WEST PALM BEACH, FL 33409. 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 NOVEMBER 1, 2012 CASE NUMBER *MH 6925 -2012*

EXHIBIT A

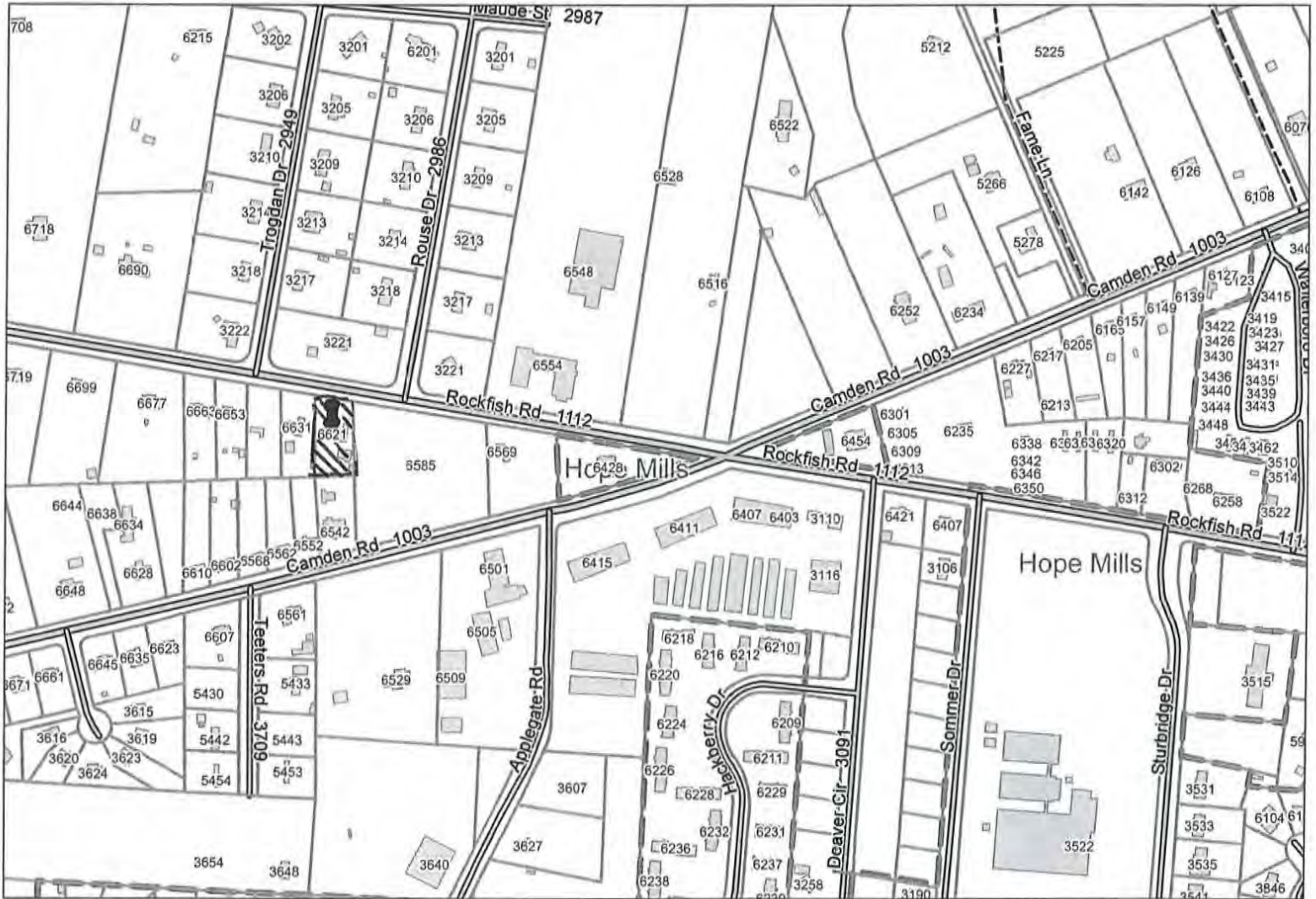
MAP DEPICTING LOCATION OF PROPERTY

Property Owner: Billy W. & Rachel Wilson

6621 Rockfish Road, Fayetteville, NC

Minimum Housing Case # MH 6925-2012

TAX PARCEL IDENTIFICATION NUMBER: 0404-26-9762



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

I, Joey Lewis, 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 6837-2012.

Property Owner: Teresa Brown

Home Owner: Teresa Brown

Property Address: 250 S. Betty Street, Spring Lake, NC

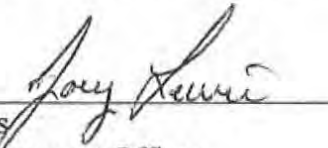
Tax Parcel Identification Number: 0511-26-2248

SYNOPSIS: This property was inspected on 7/16/2012. The property owners and parties of interest were legally served with Notice of Violations and was afforded a Hearing on 8/20/2012. Teresa Brown 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 9/21/2012. 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 1/10/2013, no corrective action had been made to the structure. The structure is presently vacant and unsecured. 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 \$2,332.00.

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.


Joey Lewis
Code Enforcement Officer
County of Cumberland

Sworn to and Subscribed to by me this

the 10th day of January 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,
Inspections Coordinator

Carol M. Post
Planning and Inspections
Office Support



Angela Perrier,
Inspector

George Hatcher,
Inspector

Joey Lewis,
Inspector

Joan Fenley,
Inspector

COUNTY of CUMBERLAND

Planning & Inspections Department

FINDINGS OF FACT AND ORDER

August 21, 2012

CASE #: MH 6837-2012

91 7199 9991 7031 6071 0450

TO: Teresa Brown & Parties of Interest
1225 Kienast Drive
Fayetteville, NC 28314

Property at: 250 S. Betty Street, Spring Lake, NC

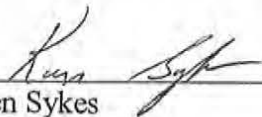
A Complaint, Notice of Hearing and Report of Inspection were legally served to the owner or owner's agent, and any party of interest. These documents were in fact received by the owner or owner's agent and party of interest on 7/27/2012.

Pursuant of law, a Hearing was conducted in Room 101, of the old courthouse at 130 Gillespie Street, Fayetteville, NC on 8/20/2012 at 9:45:00 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 present were: Teresa Brown and Joey Lewis
- ☒ 3. The undersigned inspector personally inspected the dwelling described in the Complaint and Notice of Hearing dated, 7/20/2012. 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 6837-2012, dated 7/16/2012.
 - ☒ b. Due to these findings, the dwelling are found to be in a substandard condition in accordance with the Cumberland County Ordinance.
 - ☐ c. The dwelling is unfit for human habitation.

- ☒ 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 9/21/2012. **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 9/21/2012.
- ☐ 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 _____. 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




Joey Lewis
Code Enforcement Officer

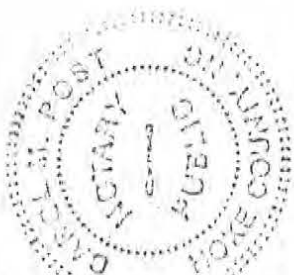
Enclosed: Appeals Procedures & Form

cc:

Sworn to and Subscribed to by me
this the 21th day of August, 2012



Notary Public
My Commission Expires: 11-03-14





Date: 08/27/2012

J LEWIS:

The following is in response to your 08/27/2012 request for delivery information on your Certified Mail(TM) item number 7199 9991 7031 6071 0450. The delivery record shows that this item was delivered on 08/24/2012 at 12:06 PM in FAYETTEVILLE, NC 28314. The scanned image of the recipient information is provided below.

Signature of Recipient:

ature	Paul Bissett
ted ne	Paul Bissett

Address of Recipient:

very ess	1225 Kierast Dr.
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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 21, 2012 CASE NUMBER **MH 6837-2012**

EXHIBIT A

MAP DEPICTING LOCATION OF PROPERTY
Property Owner: Teresa Brown
250 S. Betty Street, Spring Lake, NC
Minimum Housing Case # MH 6837-2012
TAX PARCEL IDENTIFICATION NUMBER: 0511-26-2248



EXHIBIT B

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

I, Joey Lewis, 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 6707-2012.

Property Owner: Bernetta M. Weeks

Home Owner: Bernetta M. Weeks

Property Address: 2330 Lake Upchurch Road, Parkton, NC

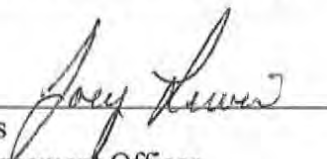
Tax Parcel Identification Number: 9493-66-7917

SYNOPSIS: This property was inspected on 3/15/2012. The property owners and parties of interest were legally served with Notice of Violations and was afforded a Hearing on 5/30/2012. 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 6/29/2012. 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 1/10/2013, no corrective action had been made to the structure. The structure is presently vacant and unsecured. 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 \$50,000.00. The Assessor for Cumberland County has the structure presently valued at \$542.00.

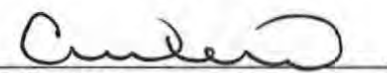
Attached is a map depicting the location of the property. (See Exhibit B.)

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


Joey Lewis
Code Enforcement Officer
County of Cumberland

Sworn to and Subscribed to by me this

the 10th day of January 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,
Inspections Coordinator

Carol M. Post
Planning and Inspections
Office Support



Kim Reeves,
Inspector
Angela Perrier,
Inspector
George Hatcher,
Inspector
Joey Lewis,
Inspector
Joan Fenley,
Inspector

COUNTY of CUMBERLAND

Planning & Inspections Department

FINDINGS OF FACT AND ORDER

June 6, 2012

CASE #: MH 6707-2012

91 7108 2133 3936 1831 9972 CIP

TO: Bernetta M. Weeks & Parties of Interest
1919 Palmer Park Road
Landover, MD 20785-4142

Property at: 2330 Lake Upchurch Drive, Parkton, 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 5/11/2012.

Pursuant of law, a Hearing was conducted in Room 101, of the old courthouse at 130 Gillespie Street, Fayetteville, NC on 5/30/2012 at 9:15:00 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, 5/4/2012. 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 6707-2012, dated 3/15/2012.
 - ☒ b. Due to these findings, the dwelling are found to be in a substandard condition in accordance with the Cumberland County Ordinance.
 - ☒ c. The dwelling is unfit for human habitation.

☒ 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 6/29/2012. **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 7/6/2012.
- ☐ 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 _____. 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


Joey Lewis
Code Enforcement Officer

Enclosed: Appeals Procedures & Form

cc:



Sworn to and Subscribed to by me
this the 6th day of June, 2012


Notary Public
My Commission Expires: 11-03-14

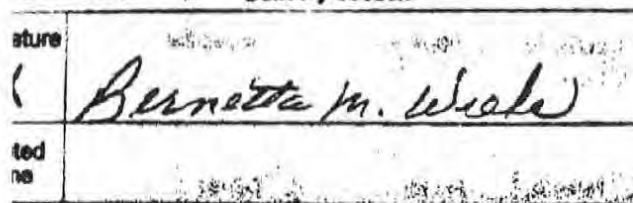


Date: 06/21/2012

J LEWIS:

The following is in response to your 06/21/2012 request for delivery information on your Certified Mail(TM) item number 7108 2133 3936 1831 9972. The delivery record shows that this item was delivered on 06/19/2012 at 01:24 PM in HYATTSVILLE, MD 20785. 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 JUNE 6, 2012 CASE NUMBER **MH 6707-2012**

EXHIBIT A

Property Owner: Bernetta W. Weeks

Minimum Housing Case # MH 6707-2012

[illegible]

6

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

I, Joey Lewis, 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 6884-2012.

Property Owner: Virginia H. Bohrk

Home Owner: Virginia H. Bohrk

Property Address: 5009 New Moon Drive, Fayetteville, NC

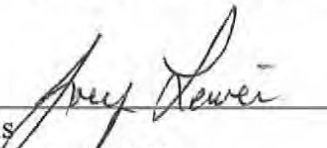
Tax Parcel Identification Number: 0415-55-3174

SYNOPSIS: This property was inspected on 8/22/2012. The property owners and parties of interest were legally served with Notice of Violations and was afforded a Hearing on 9/17/2012. 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 10/18/2012. 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 1/10/2013, no corrective action had been made to the structure. The structure is presently vacant and unsecured. 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 \$35,000.00. 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.


Joey Lewis
Code Enforcement Officer
County of Cumberland

Sworn to and Subscribed to by me this
the 10th day of January 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,
Inspections Coordinator

Carol M. Post
Planning and Inspections
Office Support



Angela Perrier,
Inspector

George Hatcher,
Inspector

Joey Lewis,
Inspector

Joan Fenley,
Inspector

COUNTY of CUMBERLAND

Planning & Inspections Department

FINDINGS OF FACT AND ORDER

September 18, 2012

CASE #: MH 6884-2012

91 7199 9991 7031 6124 0574
TO: Virginia H. Bohrk & Parties of Interest
114 Blueberry Lane
Willow Springs, NC 27592

91 7199 9991 7031 6124 1502
Property at: 5009 New Moon Drive, Fayetteville, NC

*Resent copy
1st & Post*

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 9/8/2012.

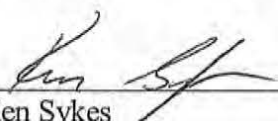
Pursuant of law, a Hearing was conducted in Room 101, of the old courthouse at 130 Gillespie Street, Fayetteville, NC on 9/17/2012 at 10:00:00 AM. The items identified below took place at the Hearing:

- ☒ 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, 8/23/2012. 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 6884-2012, dated 8/22/2012.
 - ☒ b. Due to these findings, the dwelling are found to be in a substandard condition in accordance with the Cumberland County Ordinance.
 - ☒ c. The dwelling is unfit for human habitation.

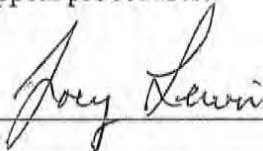
☒ 4. Due to facts presented above, the Hearing Officer orders as follows:

- ☒ 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 **10/18/2012**. **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 **10/18/2012**.
- ☒ 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 **10/18/2012**. 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

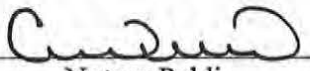


Joey Lewis
Code Enforcement Officer

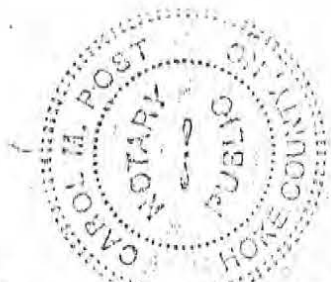
Enclosed: Appeals Procedures & Form

cc:

Sworn to and Subscribed to by me
this the 18th day of September, 2012



Notary Public
My Commission Expires: 11-03-14



NORTH CAROLINA
COUNTY OF CUMBERLAND

PLANNING/INSPECTIONS DEPARTMENT

RE: Virginia H. Bohrk
Name of Violator

MH 6884-2012
Case Number

AFFIDAVIT OF RETURN OF SERVICE
(Personal Service to Individual)

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

personally served Virginia H. Bohrk, a copy of the FINDINGS OF FACT AND ORDER AND APPEALS
(name of violator)

PROCEDURES FORM, 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:

114 Blueberry Lane, Willow Springs, NC 27592

and by posting at: 5009 New Moon Drive, Fayetteville, NC.

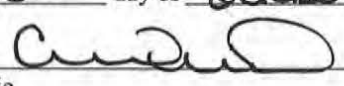
I further certify that said service was completed on this the 10th day of October, 2012.



Joey Lewis
Code Enforcement Officer

Sworn to and subscribed to before me

this the 10th day of October, 2012.



Notary Public

My Commission Expires: 11-03-14

PROOF OF SERVICE OF ***FINDINGS OF FACT AND ORDER***
DATED SEPTEMBER 18, 2012 CASE NUMBER ***MH 6884-2012***

EXHIBIT A

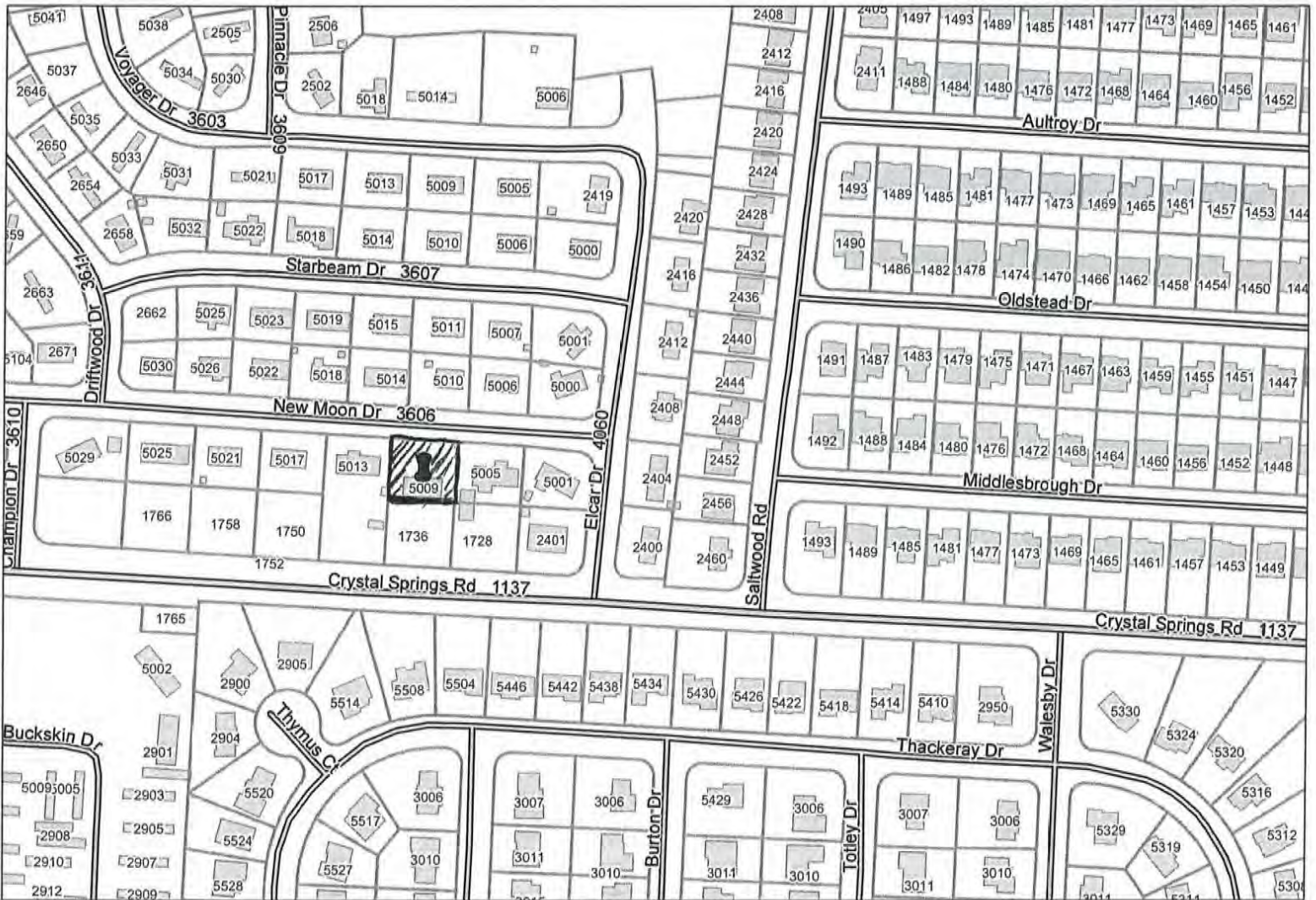
MAP DEPICTING LOCATION OF PROPERTY

Property Owner: Virginia H. Bohrk

5009 New Moon Drive, Fayetteville, NC

Minimum Housing Case # MH 6884-2012

TAX PARCEL IDENTIFICATION NUMBER: 0415-55-3174

**EXHIBIT B**



OFFICE OF THE COUNTY ATTORNEY

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

**MEMO FOR THE AGENDA OF THE FEBRUARY 22, 2013
MEETING OF THE BOARD OF COMMISSIONERS**

TO: Board of Commissioners; Co. Manager; Mental Health Director; Public Health Director; Ellen Holliman
FROM: Co. Atty. *R. Moorefield*
DATE: January 15, 2013
SUBJECT: Funding Agreement between the County and Alliance Behavioral Healthcare

BACKGROUND:

The proposed funding agreement between the county and Alliance Behavioral Healthcare is attached. It provides that Alliance will purchase behavioral health services for eligible Cumberland County residents for whom other payors such as private pay, private insurance, government programs or Medicaid are not available. The essential provisions are as follows:

Term: Covers eligible services authorized between January 1 and June 30, 2013; does not create any commitment beyond June 30, 2013

County Funding Commitment:

- | | | |
|-----|---|-------------|
| (1) | Budgeted start-up funds in the amount of | \$ 514,940 |
| (2) | Budgeted fee-for-service funds in the amount of | \$1,200,000 |

Alliance Responsibilities:

- (1) To manage the provision of high-quality, cost-effective services
- (2) To spend county money only on county consumers
- (3) To adhere to all State requirements
- (4) To contract with the County's Public Health Department for State-funded services through a standard DHHS contract that caps the maximum amount that will be spent to no more than the State funds allocated for outpatient services

Audit Provision: County has the right to audit all records related to the performance of services under the contract

NOTE: The direct provision of services by the county through the mental health clinic in the Public Health Department with county employees creates a management issue for the Alliance that is not addressed in this contract. The operations and personnel costs of the clinic are included in the county budget and paid out of local funds. These costs must remain in the county budget because they are actual obligations of the county. The local funding provided by the county is really absorbed by the clinic operations. For this reason, the contract only requires the Alliance to exercise MCO functions for State-funded services provided by the mental health clinic.

RECOMMENDATION/PROPOSED ACTION:

Approval of the proposed contract for the remainder of the fiscal year.

**AGREEMENT BETWEEN CUMBERLAND COUNTY
AND ALLIANCE BEHAVIORAL HEALTHCARE**

THIS AGREEMENT is made and entered into this the _____ day of January, 2013, by and between the COUNTY OF CUMBERLAND (hereinafter referred to as the "County") and ALLIANCE BEHAVIORAL HEALTHCARE, a Local Management Entity - Managed Care Organization ("LME-MCO") existing and operating under N.C.G.S. Chapter 122C and 42 CFR Part 438 and serving the citizens of Cumberland, Durham, Johnston and Wake Counties, having a mailing address of 4600 Emperor Blvd. Durham, NC 27713 (hereinafter referred to as "Alliance").

WITNESSETH:

WHEREAS, The Durham Center Area Authority Mental Health, Developmental Disabilities and Substance Abuse Services ("The Durham Center") entered into an Interlocal Agreement in September 2011 with Cumberland County Area Authority for Mental Health, Developmental Disabilities and Substance Abuse Services ("Cumberland Area Authority") and Johnston County Area Authority for Mental Health, Developmental Disabilities and Substance Abuse Services ("Johnston Area Authority") defining the roles, responsibilities and contributions of each of the three Area Authorities concerning: 1) the expansion of the 1915 b/c Medicaid Waiver approved by the Centers for Medicare and Medicaid Services mandated by the North Carolina General Assembly; and 2) designation of The Durham Center to be the lead agency responsible for operating a Medicaid Prepaid Inpatient Health Plan ("PIHP") in Cumberland, Durham and Johnston Counties; and

WHEREAS, Alliance is the successor in interest to The Durham Center as a result of the July 1, 2012 merger between The Durham Center and Wake County Local Management Entity; and has been established as a Multi-County Area Authority by joint resolution of the Wake County and Durham County Boards of County Commissioners pursuant to N.C. G.S. 122C-115; and

WHEREAS, Alliance has been authorized by the Secretary of the North Carolina Department of Health and Human Services pursuant to N.C. Session Law 2011-264 (HB 916) to manage the provision of high quality, cost-effective mental health, intellectual/ developmental disabilities, and substance abuse ("MH/I-DD/SA") services to consumers in the Cumberland, Durham, Johnston and Wake catchment areas; and

WHEREAS, Alliance assumed responsibility for authorization of non-Medicaid publicly funded MH/I-DD/SA services in Cumberland County effective December 17, 2012, and for reimbursement of those services effective January 1, 2013; and

WHEREAS, Alliance is scheduled to begin operating the Medicaid PIHP for Cumberland, Durham, Johnston and Wake Counties effective February 1, 2013; and

WHEREAS, the County and Alliance desire to enter into this Agreement to set forth the rights and obligations to provide mental health, intellectual/ developmental disabilities, and substance abuse services to residents of Cumberland County, funding and other matters related to the provision of mental health services; and

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

ARTICLE I: TERM

This Agreement will take effect on the 1st day of February, 2013 and shall continue through and until June 30, 2013.

ARTICLE II: CUMBERLAND COUNTY RESPONSIBILITIES

2.1 FUNDING COMMITMENT

a. START-UP FUNDS

The Cumberland Area Authority, Johnston Area Authority and Alliance entered into an Interlocal Agreement on or about September, 2011, which sets forth the terms and conditions upon which Cumberland County will tender initial start-up funding to Alliance in the amount of \$533,940.00. Pursuant to a Memorandum of Agreement between Cumberland Area Authority and Alliance, Cumberland Area Authority agreed to requisition the amount of \$514,940.00 for payment to Alliance on or before January 18, 2013. This amount represents the estimated funds remaining from the \$533,940.00 allocated by Cumberland County as funding for initial start-up costs.

b. ALLOCATION

The County agrees to direct funding in an amount not to exceed One Million Two Hundred Thousand Dollars (\$1,200,000) to Alliance for the purchase of behavioral health services for eligible Cumberland County residents to the extent that other payor sources such as private pay, private insurance, government programs, or Medicaid funds are not available. This funding shall

be for the period from January 1 to June 30, 2013, and shall be paid to Alliance as set forth below.

c. PAYMENT

The County shall pay to Alliance through a wire transfer Two Hundred Thousand Dollars (\$200,000) beginning on January 1, 2013, and monthly thereafter. This amount shall represent one-sixth of the funds allocated pursuant to this agreement. Any funds left unspent at the end of this contract term shall be applied to the next year's annual allocation if a funding contract is executed for the next fiscal year.

2.2 FUTURE YEAR FUNDING COMMITMENTS

Nothing herein shall be construed to obligate Cumberland County to make funding commitments to Alliance in future fiscal years. If Cumberland County elects to make a funding commitment, it shall take into consideration the consumption rate for services and balance of any unused funding allocated to behavioral health services from the previously funded fiscal years.

ARTICLE III: ALLIANCE RESPONSIBILITIES

3.1 In consideration of the Annual Allocation and other good and valuable consideration agreed to herein, Alliance shall manage the provision of high quality cost-effective mental health, developmental disabilities, and substance abuse services to consumers in Cumberland County.

3.2 For the Fiscal Year 2013, Alliance agrees to use the direct funding provided by the County exclusively for the purchase of services for eligible Cumberland County residents. For the purpose of this Agreement, a person is considered a Cumberland County resident if he or she lives in Cumberland County at the time services are requested with the intent to remain in Cumberland County for an indefinite period of time.

3.3 Alliance shall not apply any direct funding under this Agreement to the cost of services for patients who are not Cumberland County residents.

3.4 Funds not used within the fiscal year may be placed by Alliance in a restricted fund balance for the purchase of services for Cumberland County residents in the next fiscal year.

3.5 Alliance is responsible for oversight of all funding stipulations set forth herein.

3.6 Alliance shall adhere to the requirements of Chapter 122C of the North Carolina General Statutes, APSM 30-1, Division of Medical Assistance (DMA), Division of Mental Health, Developmental Disabilities and Substance Abuse Services' (DMH/DD/SAS) State Plan as

updated, and DMHDDSA Performance Agreement as updated, and any other applicable local, state, or federal law. Alliance shall adhere to the terms and conditions of this Agreement and effect such by-laws, resolutions, and actions as are reasonably required to carry out the terms and conditions of this Agreement.

ARTICLE IV: CUMBERLAND COUNTY PUBLIC HEALTH DEPARTMENT

4.1 Alliance will credential and enter into a properly authorized and executed Service Provider Agreement and Medicaid Contract with the Cumberland County Public Health Department for the reimbursement of services provided by the Health Department.

- a. The Service Provider Agreement shall identify an annual contract maximum for State-funded services and shall detail services to be provided, reimbursement rates, reporting, performance standards, and an appeals process meeting or exceeding the requirements set forth in the then current NCDHHS Provider Agreement template.
- b. The Medicaid Contract shall utilize the Medicaid provider template required by the NC Division of Medical Assistance.
- c. The Health Department and its practitioners must meet the credentialing requirements of State and federal law and URAC in order for any contract(s) or agreement(s) to be issued by Alliance.
- d. Alliance shall provide copies of the executed Service Provider Agreement and Medicaid Contract to the County within five (5) business days of execution.

4.2 State funding available for the provision of outpatient services through the Cumberland County Health Department may not exceed available state funds allocated to Alliance for Cumberland County treatment services.

ARTICLE V: GENERAL TERMS AND CONDITIONS

5.1 RELATIONSHIP OF PARTIES

Cumberland County and Alliance agree that Alliance is an independent contractor and shall not represent itself or be deemed as an officer, agent or employee of Cumberland County for any purpose. Alliance represents that it has or will secure at its own expense, all personnel required in performing the services under this Agreement. Such personnel shall not be employees of or have any contractual relationship with Cumberland County. Alliance agrees that all personnel engaged in work under this Agreement shall be fully qualified and shall be authorized or permitted under state and local law to perform such services. Alliance further agrees that it shall obey all State and Federal statutes, rules and regulations which are applicable to provisions of the services called for herein.

5.2 NON-ASSIGNMENT

Alliance shall not assign any portion of this Agreement, including the right to receive payment hereunder, to any party without the prior written consent of Cumberland County.

5.3 NO THIRD PARTY BENEFICIARIES

This Agreement is not intended for the benefit of any third party. The rights and obligations contained herein belong exclusively to the parties hereto, and shall not confer any rights or remedies upon any person or entity other than the parties hereto.

5.4 GOVERNING LAW

The parties acknowledge that this Agreement shall be governed by the laws of the State of North Carolina.

5.5 ENTIRE AGREEMENT

The terms and provisions herein contained constitute the entire agreement by and between Cumberland County and Alliance and shall supersede all previous communications, representations or agreements, either oral or written between the parties hereto with respect to the subject matter hereof.

5.6. WAIVER

The failure of a party to insist upon strict adherence to any term of this Agreement on any occasion shall not be considered a future waiver of the term or deprive that party of its right thereafter to insist upon strict adherence to that term or any other term of this Agreement. Any waiver must be in writing, and no waiver of any breach of any provision of this Agreement shall constitute a waiver of any other breach of such provision or of any other provision thereof.

5.7 PARAGRAPH HEADINGS

Paragraph headings contained in this Agreement are included for convenience only and do not define, limit, or describe the scope of intent of this Agreement or in any way affect this Agreement.

5.8 EXECUTION

The Parties agree to execute all documents, instruments, or further assurances as may be necessary or required to effectuate and complete all transactions contemplated by this Agreement.

5.9 SURVIVAL

This Agreement shall be construed as a continuing contract so as to bind future boards to the extent permitted by law.

5.10 AUDIT RIGHTS

For all Services being provided hereunder, County shall have the right to inspect, examine, and make copies of any and all books, accounts, invoices, records and other writings relating to the performance of the Services identified in this contract. Audits shall take place at times and locations mutually agreed upon by both parties. Notwithstanding the foregoing, Alliance must make the materials to be audited available within two (2) weeks of the request for them.

5.11 COUNTY NOT RESPONSIBLE FOR EXPENSES: County shall not be liable to Alliance for any expenses paid or incurred by Alliance, unless otherwise agreed in writing.

5.12 EQUIPMENT: Alliance shall supply, at its sole expense, all equipment, tools, materials, and/or supplies required to provide Services hereunder, unless otherwise agreed in writing.

5.13 NOTICES

All notices, reports, records, or other communications which are required or permitted to be given to the parties under the terms of this Agreement shall be sufficient in all respects if given in writing and delivered in person, by confirmed facsimile transmission, by overnight courier, or by registered or certified mail, postage prepaid, return receipt requested, to the receiving party at the following address:

If to Cumberland County:

James E. Martin
County Courthouse
117 Dick Street, Room 512
Fayetteville, NC 28301

If to Alliance:

Ellen Holliman
Chief Executive Officer
Alliance Behavioral Healthcare
4600 Emperor Blvd. Durham, NC 27703

5.14 SEVERABILITY

If any provision of this Agreement shall be determined to be unenforceable by a court of competent jurisdiction, such determination will not affect any other provision of this Agreement.

5.15 COUNTERPARTS

This Agreement may be executed in several counterparts, each of which shall be deemed an original.

5.16 EFFECTIVE DATE OF AGREEMENT

The effective date of this Agreement shall be the date upon which the authorized agent of Cumberland County executes this agreement.

ARTICLE VI: Authorization and Binding Obligation

The parties hereto each have the authority to enter the Agreement set forth herein, and that execution of this Agreement has been duly approved and authorized by resolution or any other necessary action, and this Agreement constitutes a legal, binding, and valid obligation.

[Remainder of page left Blank, Signatures to follow]

IN WITNESS WHEREOF, the parties hereto have caused this instrument to be signed on the day and year first above written, in their respective names by their proper officials by authority duly given by their respective governing bodies.

SIGNATURES

For Alliance Behavioral Healthcare

Ellen S. Holliman
Area Director

Date

Lascel S. Webley, Jr.
Board Chair

Date

Pre-audit Statement:

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

Sara Pacholke
Director of Finance

Date

For Cumberland County

James Martin
County Manager

Date

Jimmy Keefe
Chairman of the Board of Commissioners

Date

Pre-audit Statement:

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

Amy Cannon
Finance Officer

Date

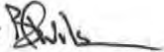


CUMBERLAND COUNTY NORTH CAROLINA

DEPARTMENT OF PUBLIC HEALTH

MEMORANDUM FOR BOARD OF COMMISSIONERS JANUARY 22, 2013 AGENDA

TO: Board of Commissioners

FROM: Buck Wilson, Public Health Director 

DATE: January 14, 2013

SUBJECT: Update on Mental Health Clinic Services

BACKGROUND

The following documents will be presented:

- Productivity report, December 1st – 31st
- Productivity report for full time staff, December 1st – 31st
- Productivity report for other/exceptions, December 1st – 31st

The following individual will address the Board of Commissioners:

- Buck Wilson, Public Health Director

The presentation will take 10 minutes.

RECOMMENDATION

At this time, there is no recommendation other than to accept the presentation of the productivity reports as presented.

Attachments (3)

cc: File
James Lawson, Assistant County Manager
Dr. Mark Chandler, Mental Health Medical Director
Candi York, Business/Finance Manager for the Mental Health LME
Candice White, Clerk to the Board of Commissioners

**Mental Health Clinic
Dec-12
Productivity**

	<i>Per Clinician</i>	<i>Clinic</i>
Dec 2012 Target		
Hours	126	1890
Dec 2011 Target		
Hours	140	2380

		Dec-12					Dec-11	
<i>Clinician #</i>	<i>Title</i>	<i># Hours Worked</i>	<i># Hours Paid</i>	<i>Total Direct Hours</i>	<i>Total Direct Time %</i>	<i>% No Shows</i>	<i>Direct Hours</i>	<i>Direct %</i>
8	Court Psych- Vacant	0	0	0.00	0%	0%	0	0%
1360	LCSW	72	80	36.50	29%	14%	71.75	51%
2225	Psychologist	121	136	48.75	39%	2%	65	46%
2229	Psychologist	128.75	144	47.25	38%	3%	79.75	57%
2332	LCSW	128.25	144	69.25	55%	15%	124	89%
2507	LCSW	144	144	96.25	76%	8%	122	87%
3154	LPC	76.5	80	40.00	32%	11%	86	61%
3453	RN Part-time	98.5	98.5	16.25	16%	6%	7	5%
3457	RN	135	144	17.25	14%	7%	13	9%
5454	RN Part-time	38	38	5.50	14%	6%	11	8%
5104	MD Part-time	83	83	50.00	60%	26%	60.25	43%
5124	Medical Director	141	144	45.50	36%	8%	30.5	22%
5126	MD	89.5	144	41.50	33%	23%	101.25	72%
5150	MD Medical Leave	0	144	0.00	0%	0%	135	96%
5112	PA- Child Part-time	155	155	110.75	71%	19%	74.75	53%
5129	MD -Vacant	0	0	0.00	0%	0%	0	0%
5135	MD	141.5	144	90.00	71%	15%	119.75	86%
		1552	1822.5	714.75	38%	12%	1101.00	46%

Notes:

Clinician 1360 and 3154 resigned effective 12/14/12.

**Mental Health Clinic
Dec-12
Productivity
Full Time Staff**

	<i>Per Clinician</i>	<i>Clinic</i>
Dec 2012 Target		
Hours	126	1008
Dec 2011 Target		
Hours	140	1120

Dec-12							Dec-11	
<i>Clinician #</i>	<i>Title</i>	<i># Hours Worked</i>	<i># Hours Paid</i>	<i>Total Direct Hours</i>	<i>Total Direct Time %</i>	<i>% No Shows</i>	<i>Direct Hours</i>	<i>Direct %</i>
1360	LCSW	72	80	36.50	29%	14%	71.75	51%
2225	Psychologist	121	136	48.75	39%	2%	65	46%
2229	Psychologist	128.75	144	47.25	38%	3%	79.75	57%
2332	LCSW	128.25	144	69.25	55%	15%	124	89%
2507	LCSW	144	144	96.25	76%	8%	122	87%
3154	LPC	76.5	80	40.00	32%	11%	86	61%
5126	MD	89.5	144	41.50	33%	23%	101.25	72%
5135	MD	141.5	144	90.00	71%	15%	119.75	86%
		901.5	1016	469.50	47%	8%	769.50	69%

Notes:

Clinician #5150 (Psychiatrist - Adult) is not listed above because she was on Family Medical Leave during the month of December
 Clinician #5129 (Psychiatrist - Child) is no longer listed due to resignation as of 12/1/2012.
 Clinicians #1360 and 3154 resigned effective 12/14/12.

Other/Exceptions

*Position is fully funded by County to perform Court Ordered Evaluations.

*Nurses perform injections and provide additional support to Psychiatrists.

*Part-time Psychiatrist (works 19 hours per week)

*Medical Director is scheduled at 60% Productivity.

*Contract Physician Assistant works 32 hours per week.

Mental Health Clinic

Dec-12

Patients Served

	<u>Adult</u>	<u>Child</u>
# Services Performed	883	525
# Patients Served	676	429

Dec-12									
Total Patients			Patient Count by Payor						
<u>Clinician #</u>	<u>Title</u>	<u>Served</u>	<u>Medicaid</u>	<u>Medicare</u>	<u>IPRS</u>	<u>3rd Party</u>	<u>Tricare</u>	<u>County</u>	<u>Self Pay</u>
8	Court Psych- Vacant	0	0	0	0	0	0	0	0
1360	LCSW	49	17	7	22	2	1	0	0
2225	Psychologist	59	19	0	31	7	2	0	0
2229	Psychologist	15	3	0	4	5	0	3	0
2332	LCSW	50	10	0	33	6	1	0	0
2507	LCSW	95	27	1	58	8	1	0	0
3154	LPC	50	21	3	19	7	0	0	0
3453	RN Part-time	63	18	17	16	5	7	0	0
3457	RN	55	24	7	24	0	0	0	0
5454	RN Part-time	17	10	3	4	0	0	0	0
5104	MD Part-time	113	42	17	49	4	1	0	0
5124	Medical Director	78	32	5	29	7	5	0	0
5126	MD	117	40	16	47	13	1	0	0
5150	MD Medical Leave	0	0	0	0	0	0	0	0
5112	PA- Child Part-time	164	51	0	69	32	12	0	0
5129	MD -Vacant	0	0	0	0	0	0	0	0
5135	MD	<u>180</u>	<u>67</u>	<u>0</u>	<u>71</u>	<u>39</u>	<u>3</u>	<u>0</u>	<u>0</u>
		1105	381	76	476	135	34	3	0

Notes:

Clinician 1360 and 3154 resigned effective 12/14/12.



ITEM NO. 6

**CUMBERLAND
COUNTY**
NORTH CAROLINA

PUBLIC INFORMATION OFFICE

TO: BOARD OF COUNTY COMMISSIONERS

FROM: SALLY SHUTT, PUBLIC INFORMATION DIRECTOR

THROUGH: JAMES E. MARTIN, COUNTY MANAGER

DATE: JANUARY 15, 2013

**SUBJECT: CAREER AND TECHNICAL EDUCATION TASK FORCE
UPDATE**

BACKGROUND

Cumberland County's 2011-2012 Strategic Plan included the objective of providing youth development programs in order to help reduce youth crime and gang involvement. Under the plan, commissioners advocated for alternatives to the high school academic track and an increased focus on vocational and military programs to combat the drop-out rate.

Chip Lucas, Executive Director for Career and Technical Education with Cumberland County Schools, will report on the findings and recommendations of the Career and Technical Education Task Force and update the board on the steps taken to build upon the CTE programs in the county. Mr. Lucas last appeared before the board to discuss CTE programs on October 11, 2011.

RECOMMENDATION

The information is provided to update the board on the Career and Technical Education Task Force recommendations and steps taken to advance CTE programs in Cumberland County.

Commissioners and the public are invited to the High School Connections Open House in the General Classroom Building at Fayetteville Technical Community College on February 12 from 5:30 to 7:30 p.m.

High School Connections

http://www.faytechcc.edu/highschool_connections/default.asp

Open House

When: Tuesday, February 12, 2013
5:30pm to 7:30pm

Where: Fayetteville Technical Community College
General Classroom Building

You are cordially invited to join us as we showcase the upcoming High School Connections program offerings. We will be presenting our new and returning certificate programs* for 2013-2014:



- ♦ Basic Collision Repair and Refinishing Technology (Two Year Program)
- ♦ Basic Computer-Integrated Machining (Two Year Program)
- ♦ Building Construction Technology (Two Year Program)
- ♦ Business Administration/Foundations
- ♦ Computer Information Technology/ Hardware & Software
- ♦ Computer Programming/Visual Basic
- ♦ Criminal Justice: Intro to Criminal Justice
- ♦ Criminal Justice: Latent Evidence
- ♦ Demi-Chef
- ♦ Emergency Medical Science
- ♦ Fire Protection Technology
- ♦ Graphic Design Basics
- ♦ Green Sustainable Architecture
- ♦ Horticulture Technology Management
- ♦ Infant/Toddler Care
- ♦ Manicuring/Nail Technology
- ♦ Medical Coding & Billing
- ♦ Nursing Assistant
- ♦ Simulation and Game Development
- ♦ Social Media
- ♦ Automotive Suspension, Brakes, and Heating A/C (Evening Program)
- ♦ Basic A/C Heating & Refrigeration (Evening Program)
- ♦ Basic Welding Technology (Evening Program)

*College transfer courses also available

NO REGISTRATION NECESSARY

For more information, contact your high school counselor,
call 678-8542 or email schmidm@faytechcc.edu.

High School Connections

2013-2014

High School Connections (HSC) is a partnership between Cumberland County Schools and Fayetteville Technical Community College that provides seamless dual enrollment educational opportunities for high school students in order to accelerate completion of college certificates, diplomas, and associate degrees that lead to college transfer or provide entry-level job skills.

HERE'S WHAT YOU NEED TO KNOW:

- ♦ **Offered:** College transfer (CT) or career and technical education (CTE) courses. Most CTE programs will lead to a community college certificate.
- ♦ **Required:** ~ High school juniors and seniors ONLY
 - ~ Weighted GPA of 3.0 on high school courses **or** have the recommendation of the high school
 - ~ Testing pre-requisites (i.e. PSAT, PLAN, SAT, ACT, etc)
- ♦ **Schedule:** Most classes will run 1:00-3:00 Monday-Friday and will follow the CCS schedule for holidays
- ♦ **Transportation:** Provided by CCS to FTCC from each of the ten comprehensive high schools with sufficient enrollment
- ♦ **Cost:** Students pay textbook/supply costs (uniforms and special equipment)
- ♦ **Graduation:** Certificate completers will graduate from FTCC in May 2014
- ♦ **More info:** A complete listing of HSC offerings for the 2013-2014 school year can be found on our website at:

http://www.faytechcc.edu/highschool_connections/default.asp

TO FIND OUT HOW YOU CAN REGISTER FOR HIGH SCHOOL CONNECTIONS CLASSES, SEE YOUR HIGH SCHOOL COUNSELOR TODAY!

CUMBERLAND COUNTY SCHOOLS

**Career and Technical Education
(CTE) Committee Report
January 22, 2013**

CTE TASK FORCE

- Cumberland County Schools
- Fayetteville Technical Community College
- Fayetteville Regional Chamber of Commerce
- Cumberland County Government
- Fayetteville State University
- Methodist University

DATA SOURCES

- **2012-2013 CCS High School Course Selection Guide**
- **2011 State of the Region: Annual Economic Indicators Report**
- **Garner Report for the Chamber**
- **Pathways to Prosperity: Meeting the Challenge of Preparing Young Americans for the 21st Century**
- **Cumberland County Working Lands Protection Plan**

IDENTIFIED STRENGTHS

- **Post-secondary Partnerships**
- **High School Connections**
 - Culinary Arts (Demi-Chef)
 - Medical Coding and Billing
 - Nail Technology
 - Simulation and Game Development

IDENTIFIED STRENGTHS

- **Career Clusters**
 - Health Sciences
 - Business Management & Administration
 - Hospitality & Tourism
- **Career Academies - STEM Focus**
 - Engineering (Jack Britt, Douglas Byrd and Westover)

IDENTIFIED STRENGTHS

- **Career Academies - STEM Focus**
 - Information Technology (Gray's Creek and Pine Forest)
 - Health (Pine Forest and Westover)
 - Agriculture (Cape Fear)
 - CCS Fire Academy (EE Smith)
 - Finance (Douglas Byrd)
 - Public Safety (South View)

IDENTIFIED CURRICULUM GAPS

- **STEM (Science, Technology, Engineering & Mathematics)**
- **Information Technology**
- **Advanced Manufacturing**
- **Accounting & Finance**
- **Agribusiness/Agritourism**
- **Entrepreneurship**

SHORT-TERM GOALS

- Addition of STEM, IT, and Finance CTE courses in high schools
- Addition of Computer Programming and “Trades” programs to High School Connections
- Increased promotion of opportunities through High School Connections

LONG-TERM GOALS

- **Greater collaboration between CCS, FTCC, FSU, MU, Chamber and local government**
 - Alignment between economic development goals and curriculum offerings
 - Work-based learning opportunities
 - Job Shadowing
 - Internships
 - Partnerships with businesses for student success
 - Funding for FTCC textbooks
 - Mentors

THIS IS JUST THE BEGINNING...



JIMMY KEEFE
Chairman

JEANNETTE M. COUNCIL
Vice Chairman

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



CUMBERLAND
COUNTY
NORTH CAROLINA

CANDICE WHITE
Clerk to the Board

KELLIE BEAM
Deputy Clerk

ITEM NO. 7A

BOARD OF COMMISSIONERS

January 16, 2013

January 22, 2013 Agenda Item

TO: Board of Commissioners

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

SUBJECT: Cumberland County Local Emergency Planning Committee

BACKGROUND: The Cumberland County Local Emergency Planning Committee currently has the following four (4) vacancies:

Operators of Facilities Representative:

Antionette Barnes – completed first term. Eligible for reappointment. Recommendation of the Local Emergency Planning Committee is for the reappointment of **Antionette Barnes**. (See attached.)

Law Enforcement Representative:

Captain Kenneth Eaker – completed first term. Eligible for reappointment. Recommendation of the Local Emergency Planning Committee is for the reappointment of **Captain Kenneth Eaker**. (See attached.)

Hospital Representative:

Cristobal Berry-Caban – completed first term. Eligible for reappointment. Recommendation of the Local Emergency Planning Committee is for the reappointment of **Cristobal Berry-Caban**. (See attached.)

Utilities Representative:

Ray Jackson – completed first term. Eligible for reappointment. Recommendation of the Local Emergency Planning Committee is for the reappointment of **Ray Jackson**. (See attached.)

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

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

pc: Gene Booth, Emergency Services
Attachments

Randy Beeman
Director/Fire Marshal



James "Timmy" Mitchell
Deputy Director

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

December 19, 2012

Memorandum

To: Kellie Beam, BOC Clerk
From: Gene Booth, Emergency Management Program Coordinator *GB*
Re: LEPC Reappointments

I have spoken and communicated via e-mail with the three listed members and all confirm they would like to be reappointed to the committee.

Ray Jackson , PWC serves as the representative from the utilities field.

Antionette Barnes – Safety Specialist Puralator Serves as a facility representative.

Ken Eaker - Fayetteville Police Department Serves as the Law Enforcement representative.

Cristobal S. Berry-Caban , from Womack Hospital - Serves as the Hospital Representative,

/gb



Gene Booth

From: Ray Jackson [ray.jackson@faypwc.com]
Sent: Friday, October 26, 2012 4:03 PM
To: Gene Booth
Subject: LEPC

I would like express my willingness to serve an additional term on the Cumberland County Local Emergency Planning Committee.

*Ray Jackson
Environmental Compliance Specialist
Legal/Risk Management Services
Fayetteville Public Works Commission
Fayetteville, NC 28302
Off: 910-223-4118
Cell: 910-237-1840
Fax: 910-483-7313
ray.jackson@faypwc.com*

My Goal, is "Your Success"!

The information contained in this communication (including any attachment) is privileged and confidential information that is intended for the sole use of the addressee. Access to this communication by anyone else is unauthorized. If the reader is not the intended recipient, or an employee or agent responsible for delivering this communication to the intended recipient, you are hereby notified that any distribution or copying of this communication is strictly prohibited and may be unlawful. If you have received this transmission in error, please reply and notify us of this error and delete this message. Finally, the recipient should check this communication and any attachments for the presence of viruses. The Public Works Commission of the City of Fayetteville, NC, accepts no liability for any damage caused by any virus transmitted by this communication.

Gene Booth

From: Berry-Caban, Cristobal S Dr CIV USA MEDCOM WAMC [Cris.BerryCaban@US.ARMY.MIL]
Sent: Tuesday, October 16, 2012 9:21 AM
To: Gene Booth
Subject: RE: LEPC (UNCLASSIFIED)

Classification: UNCLASSIFIED Caveats: NONE

Dear Mr. Booth:

I would be please to be nominated for a full term of the LEPC. Thank you for supporting my reappointment to LEPC and I look forward to working with you in the coming years.

Cristóbal S Berry-Cabán, PhD
Clinical Researcher/Epidemiologist
Clinical Investigation
Womack Army Medical Center
Fort Bragg, NC 28310-5000

Associate Professor
Campbell University
College of Pharmacy & Health Sciences

910-907-8844 Mobile: 813-451-3004
cris.berrycaban@us.army.mil

Classification: UNCLASSIFIED Caveats: NONE



3200 Natal Road Fayetteville, NC 28306
(910) 425-4181

December 19, 2012

To The Board of Commissioners:

It is my sincerest desire to continue to serve on the Cumberland County Local Emergency Planning Committee in the position of Operators of Facilities Representative. I have had the honor of fulfilling this role since 2009 on behalf of Purolator Filters NA LLC and cannot express the growth and education that this experience has provided to our business as well as to me both professionally and personally. I am truly excited about what lies ahead and would truly be grateful for the opportunity to be reappointed to this position on the Local Emergency Planning Committee for an additional term.

Respectfully,

A handwritten signature in cursive script that reads "Antionette Barnes".

Antionette Barnes

Safety Specialist | Purolator Filters NA LLC
3200 Natal St. | Fayetteville, NC 28306
Phone: 910-426-4283 | Fax: 910-425-5845 |
Antionette.Barnes@Purcoill.com www.purcoill.com

KEEP IT PURE

Gene Booth

From: Kenneth Eaker [KEaker@ci.fay.nc.us]
Sent: Friday, January 11, 2013 12:08 AM
To: Gene Booth
Subject: Re: LEPC membership

It would be my honor.

Sent from my Verizon Wireless 4GLTE smartphone

----- Reply message -----

From: "Gene Booth" <wbooth@co.cumberland.nc.us>
To: "Kenneth Eaker" <KEaker@ci.fay.nc.us>
Subject: LEPC membership
Date: Thu, Jan 10, 2013 5:12 pm

Ken,

Your term on the LEPC is about to expire. Please let me know if you would like to serve a second term on the committee. Thank you for serving and we look forward to you serving an additional term.

Gene

Gene Booth
Emergency Management Program Coordinator Cumberland County Emergency Services
131 Dick St Rm. 114
Fayetteville, NC 28301
Office (910)678-7641
Cell (910)489-3591
www.co.cumberland.nc.us

All correspondence to and from this address may be subject to the N.C. Public Records Law and may be disclosed to third parties.

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>				
Jackie Tuckey City of Fayetteville Environmental Services 455 Grove Street Fayetteville, NC 28301 Phone: 433-1854	8/10	1 st	Aug/13 8/31/13	Yes
Sally Shutt CC Communications Manager P.O. Box 1829 Fayetteville, NC 28302 Phone: 437-1921	6/10	1 st full	Aug/13 8/31/13	Yes
(eligible to serve an additional 3-year term)				
<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	10/10	1st	Oct/13 10/31/13	Yes
Antionette Barnes (/F) Purolator Filters 3200 Natal Road Fayetteville, NC 28306 426-4283 (W)	2/10	1st	Dec/12 12/31/12	Yes
(serving 1 st full term-eligible for another 3-year term)				

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For Reappointment</u>
<u>Law Enforcement Representative</u>				
Sgt. Erwin Montgomery NC Highway Patrol 2435 Gillespie Street Fayetteville, NC 28306-3053 486-1334	9/09	1st	Sept/12 9/30/12	Yes
Lt. Charles Parker Cumberland Co. Sheriff's Office 131 Dick Street Fayetteville, NC 28301-5750 677-5412	6/10	1 st full	Aug/13 8/31/13	No
Capt. Kenneth Eaker Fayetteville Police Department 467 Hay Street Fayetteville, NC 28301-5565 433-1819	3/11	1 st	Dec/12 12/31/12	Yes
(serving unexpired term-eligible for one additional term)				
<u>Emergency Management Representative</u>				
Gene Booth Cumberland County Emergency Services 131 Dick Street Fayetteville, NC 28301 678-7641	11/11	1st	Sept/13 9/30/13	Yes
(serving unexpired term - eligible for one additional term)				
<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>				
Buck Wilson Cumberland County Health Dept. 1235 Ramsey Street Fayetteville, NC 28301 433-3705 (W)	01/11	1st	Jan/12 1/31/12	Yes
(serving unexpired term; eligible to serve two additional three-year terms)				

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For Reappointment</u>
<u>Hospital Representative</u>				
Cristobal Berry-Caban 412 Cityview Lane Fayetteville, NC 28301 (813) 451-3004/ 907-8844 (W)	12/11	1st	Sept/12 9/30/12	Yes
(serving unexpired term; eligible to serve two additional terms)				
<u>Fire Fighting Representative</u>				
Assistant Chief Thomas M. Allen Fire/Emergency Management City of Fayetteville 433 Hay Street Fayetteville, NC 28301 433-1009	12/11	2nd	Dec/14 12/31/14	No
<u>First Aid Representative</u>				
Kevin Brunson Cape Fear Valley Emergency Medical Services 610 Gillespie Street Fayetteville, NC 28306 615-5652 (W) / 476-4565 (C)	11/10	1 st full	Nov/13 11/30/13	Yes
<u>At-Large Representative</u>				
Phillip McCorquodale 2413 Cleveland Avenue Fayetteville, NC 28312 323-4112/323-9600 (W)	4/10	1 st	April/13 04/30/13	Yes
Marsha Fogle 6/10 PO Box 278 Stedman, NC 28391 483-9579	12/11	1st	Aug/13 08/31/13	Yes
(serving unexpired term; eligible for one additional term)				
<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	8/09	1 st	Aug/12 8/31/12	Yes

Cumberland County Local Emergency Planning Committee, page 4

<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	8/10	1 st	Aug/13 8/31/13	Yes

Ex-Officio Members:

Emergency Management

Randy Beeman, Cumberland County Emergency Services

Fayetteville Fire/Emergency Management

Ben Major, Chief, Fayetteville Fire Department

Kristoff Bauer, Interim City Manager

James Martin, County Manager

Contact: Randy Beeman, Director – Emergency Services – x7688 or Gloria Simms
and Gene Booth – Emergency Management Officer, Emergency Services

Meets quarterly on the last Thursday of the month in January, April, July & October at 10:00 am – PWC
Office, 955 Old Wilmington Road

APPLICANTS FOR
CUMBERLAND COUNTY LOCAL EMERGENCY PLANNING COMMITTEE

<u>NAME/ADDRESS/TELEPHONE</u>	<u>OCCUPATION</u>	<u>EDUCATIONAL BACKGROUND</u>
ALEXANDER, MARK (W/M) 7716 DUNDENNON DRIVE FAYETTEVILLE NC 28306 423-0059 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: MILITARY	RETIRED MILITARY	BS-AERODYNAMICS MA-FOREIGN POLICY
BARBOUR, THERESA L (W/F) 6424 NEWCASTLE RD FAYETTEVILLE NC 28303 221-4494 (H) / 396-0295 (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: Civilian Education System Intermediate Leadership Course	DOCTRINE ANALYST DEPT. OF ARMY	AS-SOCIAL WORK BS-SOCIOLOGY
BARNETT, JOMEKA BETTY (B/F) 747 POOLE DRIVE FAYETTEVILLE, NC 28304 865-387-1432/484-3101 (W)	NURSE PRACTITIONER	BS; MA OF SCIENCE IN NURSING
BEYER, FRED L. 1709 HATHERLEIGH PLACE FAYETTEVILLE, NC 28304-2510 860-0610 (H) / 818-6855 (C)	RETIRED CC SCHOOL SYSTEM	BS/MEd
BILLMAN, ROBERT JOHN (W/M) 447 HALLMARK RD FAYETTEVILLE NC 28303 822-4103/483-0191 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	COMPUTER LAB ASSISTANT CAPE FEAR HIGH SCHOOL	BS MA TH.D
CALLAHAN, JOHN H (W/M) 6450 FAIRCLOTH BRIDGE RD STEDMAN NC 28391 483-6133 (H)/ 489-0810 (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: Several Military Leadership Academies	SELF EMPLOYED 4G COMMUNICATIONS	MA BS

Emergency Planning Committee, Page 2

<u>NAME/ADDRESS/TELEPHONE</u>	<u>OCCUPATION</u>	<u>EDUCATIONAL BACKGROUND</u>
CARBAUGH, DONNA (W/F) 903 HEMLOCK DRIVE FAYETTEVILLE, NC 28304 339-6851	UNEMPLOYED SOCIAL WORK PSYCHOLOGIST	BS; MS; PhD
CARTER, JAMES DANA II 630 DEVOE AVENUE FAYETTEVILLE, NC 28314 237-8796/703-220-2799	LOGISTICS COORDINATOR	BA
CASHION, STEVEN P. (W/M) 6390 ABBOTTS PARK DR FAYETTEVILLE NC 28311 779-5358 (H) / 485-6843 (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	PEER SUPPORT SPECIALIST & FIREMAN EVERGREEN BEHAVIORAL MANAGEMENT	HS
DAVIS, JOSEPH B. 721 CARNEGIE DRIVE FAYETTEVILLE, NC 28311 488-4629 (H) / 797-1809 (W)	CONTRACTOR	HS; 2 YRS COLLEGE
DAVIS, PAUL (W/M) 485 CARVER'S FALLS RD FAYETTEVILLE NC 28311 354-8262 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 MILITARY	HS PURSUING AAS PURSUING BS
GAINEY, CHERYL (W/F) 4685 VIRSALLI LOOPE HOPE MILLS, NC 28348 486-4351/672-1062 (W)	ACCTS PAYABLE, SUPERVISOR – FSU	MASTER OF DIVINITY
GARVIN, ELLOUISE (B/F) 4017 BANKSIDE DR FAYETTEVILLE NC 28311 818-6725 (H) / 484-0111 EXT 221 (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	INFO & ASSISTANCE PROGRAM DIRECTOR CCCCOA	BS-BUSINESS ED CERTIFICATION IN I&R
HALL, J. F. (W/M) 6772 FAIRCLOTH BRIDGE ROAD STEDMAN, NC 28391 483-6239/850-0946(C)	RETIRED-DUPONT FARMER/LAWN CARE 46 YRS COUNTY FIRE SERVICE	HS

Emergency Planning Committee, Page 3

NAME/ADDRESS/TELEPHONE	OCCUPATION	EDUCATIONAL BACKGROUND
HENAGAN, ROXANN (/F) 1234 BOMBAY DRIVE EASTOVER, NC 28312 322-8363 (H) / 988-4823 (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: Yes Graduate-other leadership academy: Fayetteville Citizens Academy	LAND DEVELOPER	SCHOOL OF THEOLOGY CERTIFIED MEDICAL ASSISTANT
HICKS, MARYBETH (W/F) 936 MCKIMMON ROAD FAYETTEVILLE, NC 28303 229-3145/(614)595-3857 (C)	HOMEMAKER	SOME COLLEGE
SERVES ON MID-CAROLINA AGING ADVISORY COMMITTEE		
KOWAL, ANDREW (W/M) 3512 EDGESIDE COURT FAYETTEVILLE, NC 28303 487-7989 (H) / 867-8673 (W)	EMERGENCY MGMT DIRECTOR RDR INC	BS BIOLOGY MS INTL RELATIONS
LANTHORN, JOHNNY (W/M) 6841 MAIN ST WADE NC 28395 484-7467/850-8453 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	POWER PLANT MAINTENANCE PWC	HIGH SCHOOL
LOWE, CHERYL (W/F) 6554 ALAMANCE ROAD HOPE MILLS, NC 28348 366-7506/630-7267 (W) Graduate-County Citizens' Academy: N/A Graduate-Institute for Community Leadership: No Graduate-Leadership Fayetteville: No Graduate-other leadership academy: No	DISPATCHER METHODIST UNIVERSITY	NONE LISTED
MARTIN, RICHARD L SR (W/M) 911 TOBERMORY RD FAYETTEVILLE NC 28306 309-8164/ 678-1174 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	SAFETY HEALTH SPECIALIST DUPONT	AAS-BUSINESS AAS-ACCOUNTING AAS-COMPUTER

Emergency Planning Committee, Page 4

NAME/ADDRESS/TELEPHONE	OCCUPATION	EDUCATIONAL BACKGROUND
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
MITCHELL, CLIFFORD 641 JOHNSON STREET FAYETTEVILLE NC 28303-3618 920-3153	UNEMPLOYED	TECHNICAL-VARIED
MYERS, SUSAN E. (W/F) 5135 FOXFIRE RD FAYETTEVILLE NC 28303 910-779-2932 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: US ARMY	UNEMPLOYED	BUSINESS ADMIN.
MYRICK, GORDON (B/M) 7864 LOXLEY DRIVE FAYETTEVILLE, NC 28314 867-3532/643-8808	HOUSING INSPECTOR FT BRAGG DEPT OF PUBLIC WORKS	HS; COMMUNITY COLLEGE
OATMAN, LEWIS SCOTT 5575 HALLWOOD DRIVE HOPE MILLS, NC 28348 425-8450/822-7119 (W)	HEALTH CARE ADMINISTRATOR	BS IN BUSINESS ADMIN MSA IN BUSINESS
SERVES ON SENIOR CITIZENS ADVISORY COMMISSION		
ROGERS, TERRESA 313 HAMILTON STREET FAYETTEVILLE, NC 28301 822-4289 / 488-2120 ext. 7494 (W)	RN-VA MEDICAL CENTER	COLLEGE GRADUATE
SANDERS, BEVERLY DAVIS (AA/F) 605 LEVENHALL DRIVE FAYETTEVILLE, NC 28314-2629 868-9788	RETIRED	MD DEGREE
SERVES ON MID-CAROLINA AGING ADVISORY COMMITTEE		
SHECKELS, JAMES A. (W/M) 6916 GLYNN MILL FARM DRIVE FAYETTEVILLE, NC 28306-9516 322-7683 (H) / 243-1950 (W) Graduate-County Citizens' Academy: N/A Graduate-Institute for Community Leadership: Yes Graduate-Leadership Fayetteville: No Graduate-United Way's Multi-Cultural Leadership Program: No Graduate-other leadership academy: Army Civilian Education System Intermediate/Advanced DL	CIVIL SERVICE JSOC US ARMY RETIRED	BA – BUSINESS MGT MA – SECURITY MGT

Emergency Planning Committee, Page 5

<u>NAME/ADDRESS/TELEPHONE</u>	<u>OCCUPATION</u>	<u>EDUCATIONAL BACKGROUND</u>
TALLEY, WAYNE (B/M) 740 KENSINGTON PARK ROAD FAYETTEVILLE, NC 28311 822-5986 (H) / 689-4833 (W)	ANALYST TRAINER	BA-HOSPITAL ADMIN BS-LIBERAL STUDIES
TOMITA, DANIEL (ASIAN/M) 3501 GABLES DRIVE FAYETTEVILLE NC 28311 364-4102/570-9154 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: Various Military Leadership Trainings	US ARMY OFFICER	MA, BS, BA
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
WILLIAMS, ARNOLD (W/M) 1610 HICKORY RIDGE COURT FAYETTEVILLE, NC 28304 864-5152	CONSULTANT RETIRED ARMY	AA – BUSINESS
ZIMMERMAN, JEFFREY (W/M) 5730 MCDUGAL DR FAYETTEVILLE NC 28304 252-876-5380 (H) / 409-5870 (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: PRIMARY LEADERSHIP DEVELOPMENT COURSE, U.S. ARMY	LAW ENFORCEMENT AGENT NC LICENSE & THEFT BUREAU	BA-POLITICAL SCIENCE PURSUING MA-PUBLIC ADMINISTRATION

JIMMY KEEFE
Chairman

JEANNETTE M. COUNCIL
Vice Chairman

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



CUMBERLAND
COUNTY
NORTH CAROLINA

CANDICE WHITE
Clerk to the Board

KELLIE BEAM
Deputy Clerk

ITEM NO. 7B

BOARD OF COMMISSIONERS

January 16, 2013

January 22, 2013 Agenda Item

TO: Board of Commissioners

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

SUBJECT: Transportation Advisory Board

BACKGROUND: The Transportation Advisory Board has the following four (4) vacancies:

At-Large Representatives:

Dorothy A. Harris – completed first term. Eligible for reappointment. Recommendation of the Transportation Advisory Board is for the reappointment of **Dorothy A. Harris**. (See attached.)

Pamela S. Story – completed first term. Eligible for reappointment. Recommendation of the Transportation Advisory Board is for the reappointment of **Pamela S. Story**. (See attached)

Faye Lewis – completed first term. Eligible for reappointment. Recommendation of the Transportation Advisory Board is for the reappointment of **Faye Lewis**. (See attached.)

Ifetayo Farrakhan – completed second term. Not eligible for reappointment. Recommendation of the Transportation Advisory Board is for the appointment of **Nicole Jackson**. (See attached.)

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

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

pc: Kristine Wagner, Transportation Program Coordinator, Planning Dept.

Cecil Combs
Chairman

Glenda Dye
Vice Chairman



Kristine Wagner
Transportation Coordinator

130 Gillespie Street
Fayetteville, NC 28301
910-678-7624
kwagner@co.cumberland.nc.us

CUMBERLAND COUNTY
TRANSPORTATION ADVISORY BOARD

January 9, 2013

MEMORANDUM

TO: Kelly Beam, Deputy Clerk to the Board
FROM: Kristine Wagner, Transportation Program Coordinator
SUBJECT: TAB Member Terms

The Transportation Advisory Board voted unanimously at their November 13, 2012 meeting to reappoint the following individuals:

Ms. Dorothy Harris
Ms. Pamela Story
Ms. Faye Lewis

The Transportation Advisory Board also voted unanimously to nominate the following individual:

Ms. Nicole Jackson (to replace Ifetayo Farrakhan)

The following board members are yet to be replaced. Their positions shall remain vacant until a replacement nominee is made:

Mr. Shelton Clark
Ms. Sharon Barrett
Mr. Cecil Combs
Mr. Adolphus Thomas

If you have any questions or need any additional information please contact me.

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>				
Adolphus Thomas Community Relations Specialist City of Fayetteville 433 Hay Street Fayetteville, NC 28301 433-1935	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>				
Sheila Stevenson 1704 Pristine Lane Fayetteville, NC 28348 425-2989 / 677-2423 (W)	11/11	2nd	Nov/13 11/30/13	No
<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

<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	11/11	1st	Nov/12 11/30/12	Yes
<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 Representative</u>				
VACANT (not required)				
<u>County Planning Department Director or Designee</u>				
Cecil Combs Cumberland County Planning Department P.O. Box 1829 Fayetteville, North Carolina 28302-1829 678-7606 (W)	11/10	2nd	Nov/12 11/30/12	No

<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>				
Sharon Barrett Cumberland County Health Dept. 1235 Ramsey Street Fayetteville, NC 28301	11/11	1st	Nov/12 11/30/12	Yes
<u>At-Large Representatives</u>				
Dorothy A. Harris 270 Lick Creek Drive Linden, NC 28356 897-5265	11/10	1st	Nov/12 11/30/12	Yes
Pamela S. Story 631 West Cochran Avenue Fayetteville, NC 28301 339-8350/678-2621	11/11	1st	Nov/12 11/30/12	Yes
Faye Lewis 415 Shamos Court Fayetteville, NC 28311 568-6884/323-4191 (ext. 31)	11/10	1st	Nov/12 11/30/12	Yes
Ifetayo Farrakhan Dept. of Social Services 1225 Ramsey Street Fayetteville, North Carolina 28301 677-2531	11/10	2nd	Nov/12 11/30/12	No

**Board was created by the Commissioners on 11/6/00.

Meetings: Third Tuesday in first month of each quarter (Jan., Apr., July, Oct.) at 10:00 AM – Special meeting held in June.

Location: Historic Courthouse, Courtroom 3B

Contact: Kristine Wagner (Planning & Inspections) x7624, fax # 678-7601

**APPLICANTS FOR
TRANSPORTATION ADVISORY BOARD**

<u>NAME/ADDRESS/TELEPHONE</u>	<u>OCCUPATION</u>	<u>EDUCATIONAL BACKGROUND</u>
BRYANT, STEPHEN (W/M) 539 NOTTINGHAM DR FAYETTEVILLE, NC 28311 757-515-8787 Graduate-County Citizens' Academy: No Graduate-Institute for Community Leadership: No Graduate-Leadership Fayetteville: No Graduate-United Way's Multi-Cultural Leadership Program: No Graduate-other leadership academy: No	US NAVY RESERVES	HS NAVAL SCHOOLS
BULLETTE, SHERYL (B/F) 3425 STONECLAVE PLACE FAYETTEVILLE, NC 28304 867-0150 (H) / 570-5810 (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: ARMY MANAGEMENT STAFF COLLEGE	FINANCIAL MGT ANALYST HQS FORSCOM FT BRAGG	ATTENDING FTCC CRIMINAL JUSTICE
BUSSEY, LESTER (-/M) 673 STONEYKIRK DRIVE FAYETTEVILLE, NC 28314 868-9322	RETIRED	HS – SOME COLLEGE
SERVES ON MID-CAROLINA AGING ADVISORY COMMITTEE		
CAMPBELL, DR. REBECCA M. (W/F) 7027 DARNELL STREET FAYETTEVILLE, NC 28314 487-1555 Graduate-County Citizens' Academy: N/A Graduate-Institute for Community Leadership: No Graduate-Leadership Fayetteville: No Graduate-United Way's Multi-Cultural Leadership Program: Yes Graduate-other leadership academy: Women's Executive Leadership Program, U.S. Army	RETIRED DIRECTOR DEPT OF EDUCATION FORT BRAGG	BS-SCIENCE/SPECIAL ED MASTERS-EDUCATION DOCTORATE-SPECIAL ED
COLLINS, RICKEY (W/M) 4876 US HWY 3015 HOPE MILLS, NC 28348 425-9990 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 ELECTRICIAN NC	SOME COLLEGE ELEC. LICENSE
DAY, MATT A. (_/M) 3017 E BRINKLEY DRIVE SPRING LAKE, NC 28390 436-8545	FTCC	GED; SOME COLLEGE

**APPLICANTS FOR
TRANSPORTATION ADVISORY BOARD PAGE 2**

<u>NAME/ADDRESS/TELEPHONE</u>	<u>OCCUPATION</u>	<u>EDUCATIONAL BACKGROUND</u>
ISON, JR, ROGER (W/M) 2200 DUNN ROAD EASTOVER NC 28312 485-0639/580-3928 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	DISABLED	BS-BUSINESS BA-GEOGRAPHY AS-INTERNET AS-INFORMATION SERV
GOODE, ANTHONY (B/M) 6477 PERICAT DR FAYETTEVILLE NC 28306 717-6005 (H) / 551-1370 (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: US ARMY ADVANCED NON COMMISSIONED OFFICER ACADEMY	AIRCRAFT MECHANIC CURRENTLY UNEMPLOYED	NONE LISTED
HERNANDEZ, ANTOINETTE (B/F) 7661 BEVERLY DRIVE FAYETTEVILLE, NC 28314 263-1833 (H) / 323-4424, 864-8085 (W) Graduate-County Citizens' Academy: NO Graduate-Institute for Community Leadership: NO Graduate-Leadership Fayetteville: NO Graduate-United Way's Multi-Cultural Leadership Program: NO Graduate-other leadership academy: NO	ADMIN. ASST & GENERAL MANAGER – CAPE FEAR ADULT DHCC, SYLVESTER LOVING, LLC.	HS FTCC-ACCOUNTING
LANTHORN, JOHNNY (W/M) 6841 MAIN ST WADE NC 28395 484-7467/850-8453 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	POWER PLANT MAINTENANCE PWC	HIGH SCHOOL
MCMANUS, LUTHER M. (B/M) 3472 THORNDIKE DRIVE FAYETTEVILLE, NC 28311 488-1314 (H)	RETIRED – FEDERAL GOVT/ DC HOUSING AUTHORITY **SERVES ON MINIMUM HOUSING APPEALS BOARD**	MA-ELEMENTARY ED
MCNEIL, SHEBA (B/F) 162 TALLSTONE DRIVE FAYETTEVILLE, NC 28311 203-809-8185/977-4788 (W)	CHILD CARE WONDERLAND CHILD CARE	BA
MITCHELL, GEORGE W. (B/M) 6607 ABBEY LANE FAYETTEVILLE, NC 28311 261-6951 (W)	SECURITY OFFICER FT. BRAGG **SERVES ON ADULT CARE HOME COMMUNITY ADVISORY COMMITTEE**	NONE LISTED

**APPLICANTS FOR
TRANSPORTATION ADVISORY BOARD PAGE 3**

<u>NAME/ADDRESS/TELEPHONE</u>	<u>OCCUPATION</u>	<u>EDUCATIONAL BACKGROUND</u>
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
PICKETT-WADDELL, AUDREY (B/F) 1202-A SLEEPY HOLLOW DRIVE FAYETTEVILLE, NC 28311 224-8785/488-7461 (W)	DAY CARE LEAD TEACHER HOJACK CHILD DEV. CTR.	BA – SOCIOLOGY
SAULNIER, STEVEN MICHAEL (W/M) 117 GRANDE OAKS DRIVE UNIT 6 FAYETTEVILLE NC 28314 910-639-0602 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	ASSISTANT PROJECT MANAGER CHIMES	NONE LISTED
TALLEY, WAYNE (B/M) 740 KENSINGTON PARK ROAD FAYETTEVILLE, NC 28311 822-5986 (H) / 689-4833	ANALYST TRAINER	BA-HOSPITAL ADMIN BS-LIBERAL STUDIES

JIMMY KEEFE
Chairman

JEANNETTE M. COUNCIL
Vice Chairman

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



CUMBERLAND
★ **COUNTY** ★
NORTH CAROLINA

CANDICE WHITE
Clerk to the Board

KELLIE BEAM
Deputy Clerk

BOARD OF COMMISSIONERS

January 16, 2013

ITEM NO. 8A

January 22, 2013 Agenda Item

TO: Board of Commissioners

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

SUBJECT: Cape Fear Valley Health System Board of Trustees

BACKGROUND: On January 7, 2013, the Board of Commissioners nominated the following individuals to fill four (4) upcoming vacancies on the Cape Fear Valley Health System Board of Trustees:

R.N. Position – County Commissioner Appointee:
Jennifer Twaddell, R.N. (reappointment)

General Public Position – County Commissioner Appointee:
Marion Frances Gillis-Olson (reappointment)

Dr. John Henley (reappointment)

Don Porter (reappointment)

I have attached the current membership list for this board.

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

Attachments

pc: Mike Nagowski, Chief Executive Officer

CAPE FEAR VALLEY HEALTH SYSTEM
BOARD OF TRUSTEES
3 Year Term

01/12

(Two medical staff seats run from October to September; remaining non-political seats expire in January.)

Name/Address	Date Appointed	Term	Expires	Eligible For Reappointment
<u>Medical Society Rep.</u>				
Sanjeev Slehria, MD Cape Fear Center for Digestive Diseases 1880 Quiet Cove (PO Box 87388) Fayetteville, NC 28304-7388 323-2477 (W)	01/12		Jan/13 01/31/13	
(Recommended by Medical Society-Appointed by Board of Trustees for one-year term)				
<u>Chief of Staff</u>				
Divyang Patel, MD Fayetteville Heart Center 2301 Robeson Street, Suite 301 Fayetteville, NC 28305 484-4100	10/27/10		Sept/12 09/30/12	
(Medical Staff Seat: Term from October 1, 2010 to September 30, 2012)				
<u>Vice Chief of Staff</u>				
Bradley Broussard, MD Cape Fear Orthopedic Clinic, PA 4140 Ferncreek Drive, Suite 801 Fayetteville, NC 28314 484-2171	10/27/10		Sept/12 09/30/12	
(Medical Staff Seat: Term from October 1, 2010 to September 30, 2012)				
<u>Medical Doctor</u>				
Rueben Rivers, MD Cumberland Internal Medicine 1314 Medical Dr., Suite 102 Fayetteville, NC 28304 323-2503	01/12	2nd	Jan/15 01/31/15	No
(County Commissioner Appointee)				
Dr. Bryant Murphy 367 Kimberwick Dr Fayetteville, NC 28311	1/12	1st	Jan/15 1/31/15	Yes
(County Commissioner Appointee)				
<u>R.N. Position</u>				
Mary B. Dickey 1002 Brook Street Fayetteville, NC 28305 484-4795/672-2182 (W)	1/11	1 st	Jan/14 1/31/14	No
(CFVHS Appointee)				
Jennifer Twaddell 4574 Canasta Court Hope Mills, NC 28348 257-5236	2/10	1st	Jan/13 1/31/13	Yes
(County Commissioner Appointee)				

(Two medical staff seats run from October to September; remaining non-political seats expire in January.)

Name/Address	Date Appointed	Term	Expires	Eligible For Reappointment
<u>General Public (6)</u>				
Marion Frances Gillis-Olion 604 Larkspur Drive Fayetteville, NC 28311 488-9521/672-1003(W)	2/10	1st	Jan /13 01/31/13	Yes
	(County Commissioner Appointee)			
Jerry Dean Wachovia Bank, N.A. 200 Green Street, 2 nd Floor Fayetteville, NC 28301 678-2254 (W)	2/12		Jan/15 01/31/15	
	(CFVHS Appointee)			
John Henley, MD 2004 Raeford Road Fayetteville, NC 28305 323-1463 (W)	2/10	1 st full	Jan/13 1/31/13	Yes
	(County Commissioner Appointee)			
Denise M. Wyatt, PhD 608 Levenhall Drive Fayetteville, NC 28304 678-1009 (W)	1/12	2nd	Jan/15 1/31/15	No
	(County Commissioner Appointee)			
Don Porter 1994 Penrose Drive Fayetteville, NC 28304 875-6113	2/10	2nd	Jan/13 1/31/13	No
	(County Commissioner Appointee)			
Earnest Curry 405 Overton Place Fayetteville, NC 28303 867-3199/867-3189 (W)	01/11	1st	Jan/14 1/31/14	Yes
	(County Commissioner Appointee)			

County Commissioners (7)

James Martin, County Manager - ex officio non-voting member (7/28/87)

William (Bill) Hurley, Ex-officio representing Cape Fear Valley Health Foundation (Appt. Jan. 2010)

Old Fayetteville Financial Services

PO Box 714, Fayetteville, NC 28302 483-6210 (W)

Contact: Mike Nagowski, Chief Executive Officer – Main Office 615-6700

Anita Melvin, Assistant to CEO – Direct Office 615-5812 – Fax 615-6160

admelin@capefearvalley.com / Reception (Linda) 615-6700

PO Box 2000, Fayetteville NC 28302-2000

Regular Meeting: Last Wednesday of each month
Dinner at 6:15 PM
Meeting held in the Board Room - 7:00 PM

JIMMY KEEFE
Chairman

JEANNETTE M. COUNCIL
Vice Chairman

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



CUMBERLAND
★ **COUNTY** ★
NORTH CAROLINA

CANDICE WHITE
Clerk to the Board

KELLIE BEAM
Deputy Clerk

ITEM NO. 8B

BOARD OF COMMISSIONERS

January 16, 2013

January 22, 2013 Agenda Item

TO: Board of Commissioners

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

SUBJECT: Human Relations Commission

BACKGROUND: At their meeting on January 7, 2013, the Board of Commissioners nominated the following individuals to fill two (2) vacancies on the Human Relations Commission:

Noelle Kendrick (new appointment)

Mario Burnette (new appointment)

I have attached the current membership list for this commission.

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

Attachment

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

HUMAN RELATIONS COMMISSION
 (County Commissioner Appointees)
 2 Year Term

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible for Reappointment</u>
VACANT (vacated by V. Francis)	10/10	1st	Nov/12 11/01/12	Yes
VACANT (vacated by C. Lowe)	05/11	1 st	Dec/12 012/01/12	Yes
Sandra Mitchell 414 Barbour Court Fayetteville, NC 28301 257-5492	6/11	1st	July/13 07/01/13	Yes
Mitchell Guy 6/11 2611 Benington Road Fayetteville, NC 28303 964-7390	11/11	1st	July/13 07/01/13	Yes

(serving unexpired term; eligible for an additional two-year term)

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

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

**NORCRESS WATER & SEWER DISTRICT GOVERNING BOARD AGENDA
SPECIAL MEETING
CUMBERLAND COUNTY BOARD OF COMMISSIONERS
COURTHOUSE – ROOM 118
JANUARY 22, 2013
6:45 PM**

1. Items of Business
 - A. Approval of minutes for the June 20, 2011 regular meeting.
 - B. Approval of a Rate Increase for Sewer Service for the NORCRESS Sanitary Sewer System.
 - C. Any Other Matters of Interest

**ADJOURN THE JANUARY 22, 2013 SPECIAL MEETING OF THE NORCRESS
WATER & SEWER DISTRICT GOVERNING BOARD.**

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




ITEM NO. 1.3

NORCRESS AGENDA

ENGINEERING & INFRASTRUCTURE DEPARTMENT
PUBLIC UTILITIES DIVISION

MEMORANDUM FOR NORCRESS GOVERNING BOARD AGENDA OF JANUARY 22, 2013

TO: NORCRESS GOVERNING BOARD

FROM: JEFFERY P. BROWN, ENGINEERING & INFRASTRUCTURE DIRECTOR 

THROUGH: JAMES MARTIN, COUNTY MANAGER

DATE: JANUARY 7, 2013

SUBJECT: APPROVAL OF A RATE INCREASE FOR SEWER SERVICE
FOR THE NORCRESS SANITARY SEWER SYSTEM

BACKGROUND

After reviewing the operational costs of the NORCRESS sewer system, it has revealed that the present rate of collections for sewer service is not meeting the costs being incurred by the system for operations and maintenance. There have been increases by our sewer service provider and our electrical providers. At the present rate we are not generating any revenue to set aside as a capital reserve fund to pay for replacement equipment or needed repairs.

There was a meeting of the NORCRESS Advisory Board to discuss this issue and to make a recommendation to increase the rates. Although the members of the Advisory Board do not wish to see the rates increase in these times of economic stress, they understand the necessity of the rate increase.

The rates were last increased in 2010, in which the increase raised the rate on sewer service to \$5.50 per 1,000 gallons. The NORCRESS Advisory Board suggested the following proposed rate increases at its November 29th meeting:

<u>Rate Description</u>	<u>Current Rate</u>	<u>Proposed Rate</u>
Residential Customers	\$5.50/thousand gallons	\$6.50/thousand gallons
Commercial Customers	\$5.50/thousand gallons	\$7.00/thousand gallons
Lift Station Maintenance Fee Residential	\$1.00/month	\$2.00/month
Lift Station Maintenance Fee Commercial	\$0.50/thousand gallons	\$1.00/thousand gallons

The flat rate customers have not had an increase in usage since the system went online in 2006, a proposed rate increase to the flat rate customers of \$5.00 per month, making the new rate \$31.42. This increase is necessary due to the high cost of treating the force mains to prevent damage and odor problems, as well as, to begin to establish a capital reserve for future needs.

The average monthly usage throughout this system is 4,500 gallons per residential user, this equates to an average increase of \$5.50 per month to the individual customer for sewer service.

Attached are copies of spreadsheets showing the monthly costs associated with the operation of the system, as well as, revenue requirements to meet these costs.

RECOMMENDATION

The Engineering and Infrastructure Director, the NORCRESS Advisory Board, Management and the Finance Committee recommend to the NORCRESS Governing Board that:

1. NORCRESS increase its sewer usage rate to \$6.50 per 1,000 gallons for residential service and \$7.00 per 1,000 gallons for commercial service.
2. NORCRESS increase the Lift Station Maintenance Fee to \$2.00 per month per residential customer and \$1.00 per 1,000 gallons for commercial customer.
3. NORCRESS increase its flat rate sewer user's rate to \$31.42 per month.

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

Attachment(s):

Commercial Usage, Residential Usage and Lift Station Maintenance Fee Increase

Current Rate w/o Force Main Repairs

Revenue	
Revenue Sewer Residential & Commercial-FY12 Towns Metered	\$ 194,786.63
Flat Rate Users - \$26.42 x 6 users	\$ 158.52
Lift Station Maintenance Fee-FY12 Numbers	\$ 18,529.02
Debt Service Fee-FY12 Numbers	\$ 87,548.04
Administration Fees-FY12 Numbers	\$ 12,514.56
Martins Meats Chemical Surcharge - 21,941 gallons per year x \$2.77 per gallon	\$ 60,776.57
Total Revenue	\$ 374,313.34

Based on current rate of \$5.50 per thousand gallons
FY-12 Towns Metered Usage of 35,415,750 gallons
FY-12 PWC Metered Usage of 38,027,286 gallons

Expenses	
3439-Chemicals - 31,344 gallons per year x \$2.77 per gallon	\$ 86,822.88
5756-Debt Service Fee	\$ 66,345.00
3480-Lift Station Utility Bills	\$ 15,000.00
3480-PWC Sewer Usage Bills	\$ 139,020.17
3435-Operation & Maintenance	\$ 50,000.00
3426-License & Permit Fees	\$ 1,040.00
Total Expected Expenses	\$ 358,228.05

Expected Profit (Loss)	\$ 16,085.29
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NORCRESS will then be responsible for
9,403 gallons per year at \$2.77 per gallon = \$26,046.31

Current Rate w/ Force Main Repairs

Revenue	
Revenue Sewer Residential & Commercial-FY12 Towns Metered	\$ 194,786.63
Flat Rate Users - \$26.42 x 6 users	\$ 158.52
Lift Station Maintenance Fee-FY12 Numbers	\$ 18,529.02
Debt Service Fee-FY12 Numbers	\$ 87,548.04
Administration Fees-FY12 Numbers	\$ 12,514.56
Martins Meats Chemical Surcharge - 21,941 gallons per year x \$2.77 per gallon	\$ 60,776.57
Total Revenue	\$ 374,313.34

Based on current rate of \$5.50 per thousand gallons
FY-12 Towns Metered Usage of 35,415,750 gallons
FY-12 PWC Metered Usage of 38,027,286 gallons

Expenses	
3439-Chemicals - 31,344 gallons per year x \$2.77 per gallon	\$ 86,822.88
5756-Debt Service Fee	\$ 66,345.00
3480-Lift Station Utility Bills	\$ 15,000.00
3480-PWC Sewer Usage Bills	\$ 139,020.17
3435-Operation & Maintenance	\$ 300,000.00
3426-License & Permit Fees	\$ 1,040.00
Total Expected Expenses	\$ 608,228.05

Expected Profit (Loss)	\$ (233,914.71)
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4,500 gallons at a rate of \$5.50/1,000 gallons =	\$24.75
Debt Service(\$9.65), Admin. Fee (\$1.58), & LSM Fee (\$1.00) =	\$12.23
Total Average Monthly Bill	\$36.98

NOTE: PWC has had a rate increase for sewer treatment from \$3.5238 per thousand gallons to \$3.6558 per thousand gallons that went into effect January 1, 2012

Commercial Usage, Residential Usage and Lift Station Maintenance Fee Increase

Current Rate w/o Force Main Repairs

Revenue	
FY12 Residential Metered - 10,257,960	\$ 66,676.74
FY12 Commercial Metered - 25,157,790	\$ 176,104.53
Flat Rate Users - \$31.42 x 6 users (New rate-increase of \$5.00)	\$ 188.52
Lift Station Maintenance Fee-New Fees	\$ 37,058.04
Debt Service Fee-FY12 Numbers	\$ 87,548.04
Administration Fees-FY12 Numbers	\$ 12,514.56
Martins Meats Chemical Surcharge - 18,650 gallons per year x \$2.45 per gallon	\$ 45,692.50
Total Revenue	\$ 425,782.93

Based on a residential rate of \$6.50 per thousand gallons

Based on a commercial rate of \$7.00 per thousand gallons

FY-12 Towns Metered Usage of 35,415,750 gallons

FY-12 PWC Metered Usage of 38,027,286 gallons

Expenses

3439-Chemicals - 26,642 gallons per year x \$2.45 per gallon	\$ 65,272.90
5756-Debt Service Fee	\$ 66,345.00
3480-Lift Station Utility Bills	\$ 15,000.00
3480-PWC Sewer Usage Bills	\$ 139,020.17
3435-Operation & Maintenance	\$ 50,000.00
3426-License & Permit Fees	\$ 1,040.00
Total Expected Expenses	\$ 336,678.07

Expected Profit (Loss)

\$ 89,104.86

NORCRESS will then be responsible for

7,992 gallons per year at \$2.45 per gallon = \$19,580.40

Current Rate w/ Force Main Repairs

Revenue	
FY12 Residential Metered - 10,257,960	\$ 66,676.74
FY12 Commercial Metered - 25,157,790	\$ 176,104.53
Flat Rate Users - \$31.42 x 6 users (New rate-increase of \$5.00)	\$ 188.52
Lift Station Maintenance Fee-New Fees	\$ 37,058.04
Debt Service Fee-FY12 Numbers	\$ 87,548.04
Administration Fees-FY12 Numbers	\$ 12,514.56
Martins Meats Chemical Surcharge - 18,650 gallons per year x \$2.45 per gallon	\$ 45,692.50
Total Revenue	\$ 425,782.93

Based on a residential rate of \$6.50 per thousand gallons

Based on a commercial rate of \$7.00 per thousand gallons

FY-12 Towns Metered Usage of 35,415,750 gallons

FY-12 PWC Metered Usage of 38,027,286 gallons

Expenses

3439-Chemicals - 26,642 gallons per year x \$2.45 per gallon	\$ 65,272.90
5756-Debt Service Fee	\$ 66,345.00
3480-Lift Station Utility Bills	\$ 15,000.00
3480-PWC Sewer Usage Bills	\$ 139,020.17
3435-Operation & Maintenance	\$ 300,000.00
3426-License & Permit Fees	\$ 1,040.00
Total Expected Expenses	\$ 586,678.07

Expected Profit (Loss)

\$ (160,895.14)

4,500 gallons at a rate of \$6.50/1,000 gallons = \$29.25

Debt Service(\$9.65), Admin. Fee (\$1.58), & LSM Fee (\$2.00) = \$13.23

Total Average Monthly Bill \$42.48 (difference of \$5.50)

Current Lift Station Maintenance Fee- \$1.00 per residential customer per month
\$.50 per MGAL commercial customer per month

New Lift Station Maintenance Fee- \$2.00 per residential customer per month
\$1.00 per MGAL commercial customer per month

**North Cumberland Regional Sewer System
(NORCRESS)**

Water and Sewer District

Cumberland County

NORTH CAROLINA

**NORCRESS Sanitary Sewer Rates and
Administration Policy
(Revised March 1, 2013)**

Table of Contents

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III. Character of Service	4
IV. Billing	4
V. Monthly Rates and Charges	5
VI. Connection Fees and Charges	6
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Definitions:

- Availability:* Sanitary Sewer is considered to be available when a gravity main line has been extended to a location adjacent to a property and when a dwelling on the property can be serviced by a gravity service line less than or equal to 400 feet that meets State building code requirements.
- Lateral:* Shall be defined as the installation which joins a NORCRESS main located in a public street or NORCRESS right-of-way and the point of delivery for service (usually at or near the property line of the applicant).
- Mobile Home Park:* Shall be defined as any site or tract of land upon which is (are) located three (3) or more mobile home dwellings capable of being occupied for dwelling or sleeping purposes.
- Public Projects:* For use in this document, Public Projects are considered as those projects undertaken by NORCRESS to provide sewer services to currently unsewered areas and are typically funded by a combination of government loans and grants and local funds. Loans for these projects are typically repaid through the collection of "Debt Service" charges to customers after construction.
- Public Utility:* Shall be defined as electric, water, gas, or Telephone Company.

I. AVAILABILITY OF SERVICE

Sanitary Sewer (SS) Service is provided from the NORCRESS District in accordance with the rules established in the NORCRESS Sewer Use Ordinance (SUO) and herein.

Within the NORCRESS District boundaries, hook up to the Sanitary Sewer System is mandatory when it is made available (See definitions). Within NORCRESS boundaries, failure to pay required fees and make the mandatory connection will result in a monthly charge to the property owner and possibly higher connection charges if the owner connects in the future.

Currently all rates are the same for customers within the District Boundaries and those outside. The NORCRESS Board reserves the right to adopt different rates for customers outside the District.

Currently, the District does not provide water service. All existing water customers that will receive Sanitary Sewer Service from NORCRESS will continue to receive water from the town that currently provides water service. New water customers will also receive water from the appropriate Town.

Fees for sanitary sewer service will be collected by the same town that provides water service. Sanitary sewer only customers will be assigned to a town for billing purposes.

II. APPLICABILITY OF RATE SCHEDULES

A. General:

The NORCRESS District has established a Sanitary Sewer rate schedule as shown in Appendix A. The District reserves the right to change a customer's rate classification according to those circumstances described under "Availability of Service". The customer, in certain instances upon establishing a billing history of no less than twelve months, may apply in writing for a review of his current rate classification. The customer will be promptly reclassified if such reclassification is shown to be justified.

The District endeavors to classify all of its customers accurately. However, the District does not guarantee that each customer will be served under the most favorable rate schedule at all times. The District shall not be held responsible for a customer's financial damages in the event that service is billed under a rate schedule which does not most accurately represent the customer's circumstances. Therefore, no refunds or credits shall be issued representing the difference between previously billed rate schedule charges and charges which would have been billed had the customer been served under the most appropriate rate schedule.

B. SANITARY SEWER SCHEDULES

The District has three categories of retail sanitary sewer service rate schedules. They are:

1. Sanitary Sewer Service-Residential (SSR).

a. Schedule SSR is applicable to:

- ♦ Residential sewer customers
 - ♦ Commercial sewer customers with a 5/8 inch water meter
- And, where the customer is billed monthly by the Town of Falcon, Godwin, or Wade for metered water service. Sanitary sewer discharge is billed under this schedule using the customer's water billing during the corresponding billing period.

b. Schedule SSR-3 is applicable to residential sanitary sewer service where the customer receives all water from sources other than the Town of Falcon, Godwin, or Wade. A flat monthly rate for service is assessed under this schedule.

2. Sanitary Sewer-Commercial (SSC). Commercial Sanitary Sewer Service is a category of schedules consisting of two rate schedules. Commercial "sewer only" customers will be required to install a sewer flow meter and will be charged based on their usage and the schedules described below (basic rate for sewer only commercial customers will be the same as a two inch water meter customer).

- a. Schedule SSC is applicable to commercial customers who use a $\frac{3}{4}$ inch or larger water meter and the customer is billed monthly for metered water service by the Town of Falcon, Godwin, or Wade. Sanitary sewer discharge is billed under this schedule using the customer's measured water consumption during the corresponding billing period or their sewage flow for sewer only customers.
 - b. Schedule SSS (Sanitary Sewer Surcharge) is applied in conjunction with Schedule SSC in situations where the customer's discharge of Biochemical Oxygen Demand, Suspended Solids or Ammonia Nitrogen exceeds, on a parts per million gallons basis, the limits established by the Sanitary Sewer Ordinance of the City of Fayetteville.
3. **Sanitary Sewer Available But Not Connected (SS-0).** This category applies to residential and commercial building owners within the NORCRESS District boundary (the towns of Falcon, Godwin, and Wade) for whom sanitary sewer has been made available, but have not connected. They will be billed monthly, from the date of availability, at a rate equal to the sum of the applicable Basic Facilities Charge and the Debt Reduction Charge as described in Section V and Appendix A.

III. **CHARACTER OF SERVICE**

Wastewater shall be collected and treated in accordance with the Sanitary Sewer Ordinance of the NORCRESS District.

IV. **BILLING**

- A. Billing is made on a monthly basis by the Town providing water service. SS-3 customers who do not receive water from Falcon, Godwin, or Wade will be assigned for billing purposes to one of the Towns. Billing will be done in accordance with each Town's established policies.
- B. Billing adjustments resulting from meter reading, billing, customer classification, or any other errors shall be resolved by the Town who provides water service.
- C. The town's of Falcon, Godwin, and Wade will collect all Sanitary Sewer Service fees, **except Sewer Surcharges**, and provide payment to NORCRESS for the full amount of billed Sewer Service minus a portion of Basic Charge as described below.

V. MONTHLY RATES AND CHARGES

A. FLAT MONTHLY RATES: Flat Monthly Rates are used in billing residential sanitary sewer service, where the customer receives all water requirements from other than Falcon, Godwin, or Wade.

B. BASIC FACILITIES CHARGES: Basic Facilities Charges are assessed independent of and in addition to all consumption or discharge rates. Basic Facilities Charges are graduated according to meter size to reflect the various levels of NORCRESS investment costs. There are two portions of the Basic Facilities Charge:

1. NORCRESS Basic: Used to defray administrative and other costs incurred by NORCRESS in connection with providing sanitary sewer service.

2. Local Basic: Used to defray the administrative costs incurred by the towns of Falcon, Godwin, and Wade for billing sewer and interfacing with customers.

C. Debt Reduction Charges

Debt Reduction Charges are used to collect funds for the repayment of debts associated with the construction of the NORCRESS Sanitary Sewer System. Note that debt charges will begin when customers are notified that the main is available for connection.

- ♦ All SSR and SSR-3 Schedule customers will pay the same rate.
- ♦ All SSC Schedule customers will pay a consumptive rate.

D. CONSUMPTION (DISCHARGE) RATES.

Consumption or Discharge Rates apply to SSR and SSC customers. They are based upon the customer usage and expressed in a cost per 1,000 gallons used.

E. SANITARY SEWER SURCHARGES

Sanitary Sewer Surcharges are limited to PWC Rate Schedule SSS incorporated herein by reference. Sanitary Sewer Surcharges will not be billed by the town providing water service. Rather, they will be billed directly by NORCRESS's pretreatment agent—the Fayetteville Public Works Commission (PWC). PWC will surcharge the customers when their discharges exceed allowances established by the PWC.

VI. CONNECTION FEES AND CHARGES

A. CONNECTING TO SEWER MAINS OF COMPLETED PUBLIC PROJECTS

1. Main Charge, Lateral Charges, and Standard Tap Fees: There will usually be no Sewer Main Charge, Lateral Charge, or Standard Tap Fees if customers pay the reduced tap fee by the specified date and connect within the first ninety days that the main is available for connection.

2. Reduced Tap Fees: There will usually be a Reduced Tap Fee for public projects based on the specifics of the project funding. This Tap Fee will usually be less than the Standard Tap Fee described below if paid within a specified time. For the initial NORCRESS Sanitary Sewer System project the tap fee will be \$128 if paid by the specified time. **If customers do not pay the reduced tap fee by the specified date then they will have to pay the standard tap fee in order to connect.**

3. Connections After 90 Days. Customers who wish to connect to an existing main after the first 90 days that the main is available for connection will have to pay the following fees:

a. A Lateral Charge as described in paragraph “VI, B, 2,” if no lateral was installed during the public project. Note that customers will be required to pay the Reduced Tap Fee for Public Projects prior to a specified date in order for a lateral to be installed at their property. **If they do not pay the reduced tap fee by the specified date then no lateral will be installed and they will have to pay the full lateral charge in order to connect.**

b. The Standard Tap Fee as described below.

c. A Debt Charge equaling the sum of Debt Charges that would have been paid had the customer connected when main was first available (This applies only to customers outside the NORCRESS Boundary—Customers inside the boundary will automatically pay the monthly debt charge from the date that the main is available).

B. CONNECTING TO EXTENDED MAINS. NORCRESS may extend mains to serve additional customers with non-public funding such as using its own capital account, a bank loan, private funding, or a combination of these. If the extension is within the NORCRESS boundary, then the mandatory connection policy will apply. If outside the NORCRESS boundary, connection will be voluntary. Connection fees to such extensions will be as follows:

1. Main Charges:

Residential 4-inch Sewer \$1,188.00

Commercial 4 inch Sewer & Mobile Home Park\$13.20 per front foot

Minimum Main Charge: \$1,188.00

2. Lateral Charges. A sanitary sewer service lateral is the installation which joins a NORCRESS main located in a public street or right-of-way and the point of delivery for service (usually at or near the property line of the applicant). Each lateral shall be given an estimate prior to installation and shall be paid by the applicant prior to an initial connection to the NORCRESS system of mains. All charges include labor, equipment and materials required for the installation of the specified pipe size or sizes at a depth not to exceed ten feet. Some common exceptions are: Charges for other depths of connection, pipe sizes and pipe size combinations, unusually difficult construction conditions, etc., and will be computed using time and material basis.

3. Standard Tap Fee. The Standard Tap Fee will provide NORCRESS with funds for long-term system replacement and upgrade. They are in addition to the Main Charge and Service Lateral Charge. Standard Tap Fees per equivalent customer (per water meter size) are:

<u>Size of Water Meter</u>	<u>Standard Tap Fee</u>
5/8"	\$670.00
1"	\$1,670.00
1-1/2"	\$3,350.00
2"	\$5,360.00
3"	\$11,720.00
4"	\$20,100.00
6"	\$41,880.00
8"	\$60,310.00

a. Standard Tap Fee Credit. NORCRESS will provide a Standard Tap Fee Credit to developers on a dollar for dollar basis for extension of approach mains and collectors. **(See: Standard Tap Fee Procedure).** A main extension is considered an approach main if it passes through or abuts other parcels and allows service to those parcels. Developers must notify NORCRESS of their intent to construct sanitary sewer that will qualify for a credit as part of their request for acceptance of the waste from the proposed project. Credits must be used within five years from the date issued by NORCRESS.

b. Existing customers connected to sanitary sewer and needing additional connections (taps) to the system will pay the appropriate Standard Tap Fee.

c. Existing customers needing to up-size their water meter will pay the difference between the Standard Tap Fee for the existing meter and the larger meter.

d. If a parcel is redeveloped and existing sewer laterals are utilized, no Standard Tap Fee is due. If a parcel is being redeveloped and new sewer laterals are needed, the appropriate Standard Tap Fee for sewer is required.

Appendix A-1. Rate Schedule SSR

RESIDENTIAL SANITARY SEWER (Schedule SSR) SERVICE

AVAILABILITY - Available throughout the territory served by NORCRESS in accordance with NORCRESS's established service regulations.

APPLICABILITY - To residential, commercial, or industrial sanitary sewer service where the customer is billed monthly for metered water service by the town of Falcon, Godwin, or Wade and where all wastewater is discharged into the sanitary sewer system at a single discharge point.

CHARACTER OF SERVICE - Wastewater shall be collected and treated in accordance with NORCRESS's Sanitary Sewer Use Ordinance.

MONTHLY RATE - The monthly rate shall be the sum of the Usage Charge, Debt Charge, and the Basic Facilities Charges.

Usage Charge ***\$6.50 per MGAL***

Debt Charge ***\$9.65 per customer***

Basic Facilities Charges:

<u>Meter Size:</u>	<u>NORCRESS</u>	<u>Local Town Fee</u>	<u>Lift Station Maintenance Fee</u>
5/8"	\$1.58	\$1.50	\$2.00
3/4"	\$1.58	\$1.50	\$2.00
1"	\$2.26	\$1.50	\$2.00
1 1/2"	\$3.20	\$1.50	\$2.00
2"	\$5.78	\$1.50	\$2.00
3"	\$9.89	\$1.98	\$2.00
4"	\$15.59	\$2.83	\$2.00
6"	\$29.70	\$4.95	\$2.00
8"	\$46.70	\$7.50	\$2.00

CONTRACT PERIOD - The contract period shall be continuous from the date of connection through the date of disconnection.

PAYMENTS – Bills are due in accordance with the established policies of the Towns of Falcon, Godwin, and Wade and of the PWC for Sewer Surcharges.

SCHEDULE SS

Appendix A-2. Rate Schedule SSC

COMMERCIAL SANITARY SEWER (Schedule SSC) SERVICE

AVAILABILITY - Available throughout the territory served by NORCRESS in accordance with NORCRESS's established service regulations.

APPLICABILITY - To commercial service customers using a ¾ inch, or larger, water meter and where the customer is billed monthly for metered water service by the town of Falcon, Godwin, or Wade and where all wastewater is discharged into the sanitary sewer system at a single discharge point.

CHARACTER OF SERVICE - Wastewater shall be collected and treated in accordance with NORCRESS's Sanitary Sewer Use Ordinance.

MONTHLY RATE - The monthly rate billed by NORCRESS shall be the sum of the Usage Charges, Debt Charge, and the Basic Facilities Charge. Sanitary Sewer Surcharge (where applicable) will be billed separately by PWC.

Usage Charge ***\$7.00 per MGAL***

Debt Charge ***\$1.00 per MGAL***

Basic Facilities Charges:

<u>Meter Size:</u>	<u>NORCRESS</u>	<u>Local Town Fee</u>	<u>Lift Station Maintenance Fee</u>
¾"	\$1.58	\$1.50	\$1.00 per MGAL
1"	\$2.26	\$1.50	\$1.00 per MGAL
1 ½"	\$3.20	\$1.50	\$1.00 per MGAL
2"	\$5.78	\$1.50	\$1.00 per MGAL
3"	\$9.89	\$1.98	\$1.00 per MGAL
4"	\$15.59	\$2.83	\$1.00 per MGAL
6"	\$29.70	\$4.95	\$1.00 per MGAL
8"	\$46.70	\$7.50	\$1.00 per MGAL

CONTRACT PERIOD - The contract period shall be continuous from the date of connection through the date of disconnection.

PAYMENTS – Bills are due in accordance with the established policies of the Towns of Falcon, Godwin, and Wade and of the PWC for Sewer Surcharges.

SCHEDULE SSC

Appendix A-3. Rate Schedule SSR-3

RESIDENTIAL SANITARY SEWER ONLY (Schedule SSR-3) SERVICE

AVAILABILITY - Available throughout the territory served by NORCRESS in accordance with NORCRESS's established service regulations.

APPLICABILITY - To residential sanitary sewer service where the customer receives all water requirements from sources other than from the water mains of the NORCRESS and where all wastewater is discharged into the sanitary sewer system at a single discharge point. Note commercial sewer only customers will be required to install a meter and will be billed according to Schedule SSC.

CHARACTER OF SERVICE - Wastewater shall be collected and treated in accordance with the NORCRESS Sanitary Sewer Use Ordinance.

MONTHLY RATE: The monthly rate billed by NORCRESS shall be the sum of the Basic, Flat Monthly Charge, and the Debt Charge.

Basic Facilities Charges: **\$5.08**

Flat Monthly Charge **\$31.42**

Debt Charge **\$9.65**

CONTRACT PERIOD - The contract period shall be continuous from the date of connection through the date of disconnection.

PAYMENTS – Bills are due in accordance with the established policies of the Towns of Falcon, Godwin, and Wade.

SCHEDULE SSR-3

Appendix A-4. Rate Schedule SS-0

AVAILABILITY CHARGE (Schedule SS-0)

APPLICABILITY – The Availability Charge is assessed to residential and commercial properties at the same rate under three sets of conditions:

1. Developed Property Within the NORCRESS District Boundary: To Owners of all houses, buildings, or properties used for human occupancy, employment, recreation, or other purposes situated within the property--where sewer service is available but not connected. Under these conditions, the charge applies from the date the owner is notified that sewer is available regardless of whether or not a service lateral has been placed and regardless of whether or not the property is connected to the local water system.

2. Undeveloped Property Within the NORCRESS District Boundary: The Availability Charge is assessed to Owners of undeveloped properties only if the owner has requested and received a service lateral but has not yet connected. Under these conditions, the charge applies from the date the Owner is notified that the lateral is in place and service is available.

3. Properties Outside the NORCRESS District Boundary: The Availability Charge is assessed to Owners outside the District Boundary only if the owner has requested and received a service lateral but has not yet connected. Under these conditions, the charge applies from the date the Owner is notified that the lateral is in place and service is available.

MONTHLY RATE: The monthly rate billed by NORCRESS shall be the sum of the Basic and the Debt Charge.

Basic Facilities Charges: **\$5.08**

Debt Charge **\$9.65**

CONTRACT PERIOD - The contract period shall be continuous from the date of availability through the date of connection--at which time another rate schedule will apply.

PAYMENTS – Bills are due in accordance with the established policies of the Towns of Falcon, Godwin, and Wade.

SCHEDULE SS-0

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CUMBERLAND COUNTY FINANCE COMMITTEE
NEW COURTHOUSE, 117 DICK STREET, 5TH FLOOR, ROOM 564
JANUARY 3, 2013 - 9:30AM
MINUTES

MEMBERS PRESENT: Commissioner Marshall Faircloth, Chairman
Commissioner Kenneth Edge

MEMBER ABSENT: Commissioner Jeannette Council

OTHER COMMISSIONERS
PRESENT: Commissioner Jimmy Keefe

OTHERS: James Martin, County Manager
Amy Cannon, Deputy County Manager
James Lawson, Assistant County Manager
Rick Moorefield, County Attorney
Howard Abner, Assistant Finance Director
Buck Wilson, Public Health Director
Dr. Mark Chandler, Mental Health Medical Director
Candi York, Mental Health Business and Finance Manager
James Silman, Risk Management Director
Jeffrey Brown, Engineering and Infrastructure Director
Mark Browder, Mark III Representative
Sally Shutt, Chief Public Information Director
Candice H. White, Clerk to the Board
Press

Commissioner Faircloth called the meeting to order.

1. ELECTION OF CHAIRMAN

Commissioner Edge nominated Commissioner Faircloth to serve as chairman of the Finance Committee.

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

SECOND: Commissioner Faircloth

VOTE: UNANIMOUS (2-0)

2. APPROVAL OF MINUTES – November 1, 2012 Regular Meeting

MOTION: Commissioner Edge moved to approve the minutes.

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SECOND: Commissioner Faircloth
VOTE: UNANIMOUS (2-0)

2. UPDATE ON MEDICAL PLAN: FUTURE WELLNESS STRATEGY

James Martin, County Manager, introduced Mark Browder, Mark III Representative. Mr. Martin stated Mr. Browder would make a presentation on the Cumberland County medical plan which would include a future wellness strategy for the county.

Mr. Browder stated during the 2011-2012 fiscal year, claims were up about 11% but based on how the plan was budgeted it was in a break-even position and costs of the healthcare plan were covered. Mr. Browder stated to date the medical plan for the 2012-2013 fiscal year is doing well.

Mr. Browder stated key findings in the 2011-2012 plan experience indicated a risk score of 1.87 compared to the Blue Cross/Blue Shield Book of Business risk score of 1.18. Mr. Browder stated this means the risk of health issues coming forward from the county are significantly higher and there is a health status issue within the county that needs to be addressed. Mr. Browder outlined the top fifteen episodes for claimants within the county and stated about one-third of the county membership has high blood pressure. Mr. Browder stated diabetes is the second highest issue and heart disease is the third highest issue. Mr. Browder stated these top three issues are driven by behavior or how county employees/dependants take care of themselves and consume food. Mr. Browder then reviewed the costs for chronic conditions and prevalence to include hypertension, hyperlipidemia, diabetes, obesity and coronary artery disease. Mr. Browder stated for each condition, the risk score for the county exceeded the Blue Cross/Blue Shield Book of Business risk score.

Mr. Browder stated goals for fiscal year 2013-2014 that he has discussed with county staff include improving the health of the county population, improving consumerism and moving towards employee accountability. Mr. Browder reviewed a 20-year snapshot of obesity trends among U.S. adults. Mr. Browder then reviewed healthcare resource consumption percentages and determinants of health to include access to care, genetics, environment and behavior. Mr. Browder stated behavior is the number one driver in healthcare utilization which is at 50% to 75% and behavior can be improved which will have a positive impact on the healthcare plan.

Mr. Browder stated there are no changes proposed in the strategy or employee health improvement initiatives being proposed for the spring of 2013 and the reason it is being continued is to create a baseline for waist circumference, blood pressure, cholesterol ratio and glucose. Mr. Browder reviewed the current base and discounted rate structures.

Mr. Browder outlined accountability strategies or the 2014-2015 incentive plan qualifications and stated to qualify for the discounted rates, employees must not only participate in the biometrics but must also meet three out of four moderate control strategies or alternative methods to qualify as follows:

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<u>Risk Factor</u>	<u>Moderate Control</u>
Waist circumference	Abdominal Circumference <40" for males or 35" for females (or improve by 10%)
Blood pressure	<140/90 mmHg (or lose 10/5 mmHg)
Cholesterol ratio	5.5 (or improve by 10%)
Glucose	<110mg/dL (fasting) (no alternative method available to qualify)

Mr. Browder stated the standards are reasonable and attainable within the county's employee population and will provide motivation and leadership so county employees can get to a better place with their health issues. Mr. Browder also stated employees will be given over a year's notice that the standards are coming. Mr. Browder stated there will be employees who will legitimately not meet the standards so there will be an opportunity for employees with significant issues to work with their physicians to set an alternate standard.

Mr. Browder then reviewed the 2012-2013 clinic and pharmacy services and stated as far as consumerism goes, there are opportunities for employees to have lower cost care. Mr. Browder explained this care is not meant to replace that of employees' physicians.

Mr. Browder stated change in healthcare will continue to occur and either employee health status will improve or claims will increase, costs will continue to rise and benefits will erode, and employee and county costs will increase or change. Mr. Browder stated this strategy is not guaranteed to prevent costs from increasing but there are significant health issues within the county's population that need to be addressed.

Mr. Browder responded to questions and discussion followed. Mr. Browder clarified that control of health issues through proper medication would be considered as part of the standard. Amy Cannon, Deputy County Manager, advised a major education campaign would need to begin with employees before moving forward with accountability factors in 2013-2014.

MOTION: Commissioner Edge moved to accept the future wellness strategy for county employees as presented.
SECOND: Commissioner Faircloth
VOTE: UNANIMOUS (2-0)

Consensus was to forward the matter to the full board as a consent agenda item.

4. APPROVAL OF RATE INCREASE FOR SEWER SERVICE FOR THE NORCRESS SANITARY SEWER DISTRICT

Jeffrey Brown, Engineering and Infrastructure Director, stated after reviewing the operational costs of the NORCRESS sewer system, it has revealed that the present rate of collections for

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sewer service is not meeting the costs being incurred by the system for operations and maintenance. Mr. Brown also stated there have been increases by the sewer service provider and electrical providers and at the present rate, there is not any revenue generated to set aside as a capital reserve fund to pay for replacement equipment or needed repairs.

Mr. Brown stated there was a meeting of the NORCRESS Advisory Board to discuss this issue and to make a recommendation to increase the rates, and although the members of the advisory board do not wish to see the rates increase in these times of economic stress, they understood the necessity of the rate increase.

Mr. Brown stated the rates were last increased in 2010 in which the increase raised the rate on sewer service to \$5.50 per 1,000 gallons. Mr. Brown also stated the NORCRESS Advisory Board suggested the following proposed rate increases at its November 29th meeting:

<u>Rate Description</u>	<u>Current Rate</u>	<u>Proposed Rate</u>
Residential Customers	\$5.50/thousand gallons	\$6.50/thousand gallons
Commercial Customers	\$5.50/thousand gallons	\$7.00/thousand gallons
Lift Station Maintenance Fee Residential	\$1.00/month	\$2.00/month
Lift Station Maintenance Fee Commercial	\$0.50/thousand gallons	\$1.00/thousand gallons

Mr. Brown stated the flat rate customers have not had an increase in usage since the system went online in 2006 and a proposed rate increase to the flat rate customers of \$5.00 per month would make the new rate \$31.42. Mr. Brown stated this increase is necessary due to the high cost of treating the force mains to prevent damage and odor problems as well as to begin to establish a capital reserve for future needs. Mr. Brown also stated the average monthly usage throughout this system is 4,500 gallons per residential user which equates to an average increase of \$5.50 per month to the individual customer for sewer service. Mr. Brown provided spreadsheets showing the monthly costs associated with the operation of the system as well as revenue requirements to meet the costs. Mr. Brown stated the line also needs about \$300,000 in improvements.

Mr. Brown stated the NORCRESS Advisory Board, county management and he recommend the following to the Finance Committee for forward to the full Board with an implementation date of March 1, 2013 in order to allow time to notify customers:

1. NORCRESS increase its sewer usage rate to \$6.50 per 1,000 gallons for residential service and \$7.00 per 1,000 gallons for commercial service.
2. NORCRESS increase the Lift Station Maintenance Fee to \$2.00 per month per residential customer and \$1.00 per 1,000 gallons for commercial customer.
3. NORCRESS increase its flat rate sewer user's rate to \$31.42 per month.

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Mr. Brown responded to questions and a brief discussion followed regarding the rate increase to commercial customers.

MOTION: Commissioner Edge moved to approve.

SECOND: Commissioner Faircloth

VOTE: UNANIMOUS (2-0)

5. REPORT BY ON MENTAL HEALTH CLINIC SERVICES

Buck Wilson, Public Health Director, distributed a brochure with a list of core mental health services for adults and children/adolescents. Mr. Wilson asked the committee to keep in mind that the clinic was down a few licensed clinicians and a child psychiatrist. Mr. Wilson stated there is only one child physician assistant until the child psychiatrist position is filled.

Mr. Wilson noted the report provided to the Finance Committee contained updates to the report presented to the full board on December 17, 2012 based on questions regarding medical leave and zeros that threw off the numbers. Mr. Wilson stated a new column was added to the productivity report for full time staff to show the percentage of billable hours. Mr. Wilson stated staff continue to strive for seven out of eight hours per day of direct patient contact and work continues on no-shows. Mr. Wilson stated 21% is a low number for full time staff no-shows and is down from the initial 30%. Mr. Wilson stated staff are still working on some of the non-billable reports. Mr. Wilson stated this is a safety net program providing a lot of services for indigent care and therefore there is a focus on non-billable as well as billable.

Mr. Wilson stated the productivity report for other/exceptions was created for positions that are not able to bill the full amount of time they are providing services. Mr. Wilson reported efforts to fill the court psychologist position are moving along, the RN position only works nineteen hours, the medical director's production has tripled due to the absence of two other medical doctors, and the part time physician assistant only works 32 hours per week. Mr. Wilson noted there would have to be a contract with a child psychiatrist in order for the physician assistant to continue to provide services and should the physician assistant no longer be employed, the clinic would be out of business until the child psychiatrist position could be filled. Mr. Wilson responded to questions. Mr. Wilson stated the clinician positions that are known to be going out have not yet been posted so a decision can be made about whether to fill them and the services the positions would provide. Mr. Wilson stated the two child psychiatrist positions have been posted.

Commissioner Keefe asked Mr. Wilson to provide graphs as part of the committee and full board productivity reports. Commissioner Keefe asked that the data show personnel productivity, clients being served and no-shows, and that areas in need of help still be included. Commissioner Faircloth requested data to show trends for problematic areas. Mr. Wilson stated he would like to include a comparison of this year and last year's numbers because better efficiency is one of his goals.

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Mr. Wilson stated the patient assistance program, which is comprised of a part time registered pharmacist and a full time patient assistance program coordinator, gives out over \$1 million in wholesale value per year to citizens of Cumberland County at a very limited cost to the county. Mr. Wilson stated some of the members of the community only have access to the following drugs through the patient assistant program.

Anti-psychotics:

Abilify	\$2,000-\$3,000/90 days
Geodon	\$2,000-\$2,500/90 days
Risperdal	\$2,000-\$3,000/90 day
Seroquel	\$3,000/90 days

Anti-depressants:

Cymbalta	\$600-\$700/90 days
Prozac	\$1,200-\$2,400/90 days
Wellbutrin	\$2,500/90 days
Trileptal	\$1,500-\$3,000/90 days

*used for Anxiety

6. REVIEW OF MONTHLY FINANCIAL REPORT

Howard Abner, Assistant Finance Director, reported expenditures for year-to-date obligations are 38.2% of budget and this spending rate is slightly above the FY2012 spending level of 37.82%. Mr. Abner stated most departments are spending at levels similar to last year. Mr. Abner noted although \$533,000 was budgeted as start-up for the MCO in November, there were no expenditures recorded for November.

With regard to revenue, Mr. Abner stated ad valorem taxes are ahead of last year but a lot of the increase is just the timing of payments and it will take another two months to get a good trend. Mr. Abner reported sales tax distributions are above last year by about \$800,000 for the first two months but most of the difference is the result of refunds in FY2012 to tax exempt organizations that have not occurred so far this year. Mr. Abner stated overall the amount of revenue coming in to the county is about \$200,000 greater than last year for the first two months and it is a matter of refunds and how the taxes get redistributed. Mr. Abner reported the Mental Health Clinic revenue recognized is only 4% of budget versus spending over 39% and this continues to be a worrisome area. Mr. Abner noted the Animal Services department brought in about \$20,000 more than this time last year however the budget has almost doubled; 56% of the budget has been collected versus 86% last year with the big difference being the increase in the budget. Commissioner Edge requested collections data from other single county authorities to use as a comparison to Cumberland County. Mr. Abner noted the data would be historical rather than current.

With regard to the Crown Coliseum, Mr. Abner reported net results of operations show a \$50K greater deficit than this time last year which is a relatively small amount. Mr. Abner stated the total operating deficit is \$1.6 M which is off-set by a \$1.4M non-operating gain. Mr. Abner stated the total net deficit is \$138.8K. Commissioner Keefe posed questions about the food and beverage tax

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amounts and requested details on food and beverage collections. Mr. Abner and Ms. Cannon responded to questions.

7. OTHER MATTERS OF BUSINESS

Commissioner Faircloth, Commissioner Keefe and Commissioner Edge concurred that the sales tax allocation plan should be discussed during the planning retreat and that mental health merger should also be discussed. Discussion turned to the finance officer position. Commissioner Keefe stated he would like for the finance committee to provide input. Commissioner Edge stated although there is no problem with the finance committee providing input, the position of the finance officer cannot operate solo or be separated from county administration. Commissioner Keefe also asked that school funding also be included during the planning retreat.

There being no further business, the meeting adjourned at 10:55 a.m.