## **AGENDA**

## CUMBERLAND COUNTY BOARD OF COMMISSIONERS COURTHOUSE – ROOM 118

MAY 19, 2014 6:45 PM

INVOCATION - Commissioner Jimmy Keefe

PLEDGE OF ALLEGIANCE -

Kindergarten Students from New Century International Elementary School Mandarin Immersion Program

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

Recognition of North Carolina Association of Student Councils' Adviser of the Year -

Andrea Phillips, Pine Forest High School

Recognition of Students Elected to the North Carolina Association of Student Councils

Jake Peede, Pine Forest High School Jay Shah, Terry Sanford High School Rachel Brittain, Cape Fear High School Dorian Wright, E.E. Smith Kristel Black, Grays Creek High School Alex Shelley, Terry Sanford

Recognition of Citizens Academy Graduates (Listed on Separate Sheet) (Pg. 9)

Recognition of Buck Wilson, Public Health Director to Serve on the Center of Public Health Quality Advisory Board (Pg. 10)

- 1. Approval of Agenda
- Consent Agenda
  - A. Approval of minutes for May 5, 2014 regular meeting and May 8, 2014 special meeting.
  - B. Approval of Appointment of Deputy Finance Officer for Finance Department. (Pg. 11)

- C. Approval of Renewal of Lease of J. E. Carter Site for Solid Waste Convenience Center. (Pg. 13)
- D. Approval of Renewal of Lease of Hubbard Site for Solid Waste Convenience Center. (Pg. 23)
- E. Approval of Declaration of Surplus County Property and Authorization to Accept Insurance Settlement. (Pg. 29)
- F. Approval of Memorandum of Understanding to Transfer a Companion Animal Mobile Equipment Trailer (CAMET) to Cumberland County Emergency Services. (Pg. 35)
- G. Approval of Cumberland County Facilities Committee Report and Recommendation(s): (Pg. 61)
  - 1. Approval of Lease Renewal for NC Department of Public Safety Located at 412 Russell Street. (Pg. 70)
  - 2. Approval of Lease Renewal for Coastal Horizons Center, Inc (TASC) Located at 412 Russell Street. (Pg. 72)
  - 3. Approval of Exemption for Request of Qualification Based Selection for Engineering Services Needed to Expand Courthouse Parking. (Pg. 74)
  - 4. Approval of Detention Center Expansion Project Closeout. (Pg. 77)
- H. Approval of Cumberland County Finance Committee Report and Recommendation(s) (For Information Purposes Only). (Pg. 79)
- I. Approval of Ordinance Assessing Property for the Costs of Demolition (2<sup>nd</sup> Reading).
   (Pgs. 87-96)

1) Case Number:

MH 6961-2012

(Pg. 89)

Property Owner:

Marco Garcia

Property Location:

Colonial Park Drive, Fayetteville, NC

Parcel Identification Number: 0520-66-9057

2) Case Number:

MH 35-2013

(Pg. 91)

Property Owner:

Citimortgage, Inc.

Property Location:

7910 Pinebuff Court, Fayetteville, NC

Parcel Identification Number: 0533-96-4835

3) Case Number:

MH 6529-2011

(Pg. 93)

Property Owner:

Isia Johnson, Willie D. Crumpler & Gina Logan

Property Location:

8238 NC Highway 210S, Autryville, NC

Parcel Identification Number: 1403-29-7383

4) Case Number:

MH 7020-2013

(Pg. 95)

Property Owner:

Deborah C. Lucas

Property Location:

1220 McNeill Street, Spring Lake, NC

Parcel Identification Number: 0502-60-9759

J. Approval of Ordinance Assessing Property for the Costs of Demolition

1) Case Number:

MH 42-2013

(Pg. 97)

Property Owner:

Sheila D. Bridges, Sharla D. Lewis,

Craig A. Donner & Jean M. Donner

Property Location:

6766 Rockfish Road, Fayetteville, NC

Parcel Identification Number: 0404-17-4572

- K. Approval of Proclamation Proclaiming May 2014 as "Drug Court Month" in Cumberland County. (Pg. 99)
- L. Approval of Proclamation Recognizing Mr. Joe Dyer Celebrating his 103<sup>rd</sup> Birthday on May 16, 2014. (Pg. 100)
- M. Budget Revisions:

(Pgs. 101-116)

(1) Emergency Services

(Pg. 101)

Revision in the amount of \$10,000 to recognize Local Emergency Planning Commission (LEPC) Hazardous Materials Planning Grant funds to conduct an LEPC exercise and training. (B14-353) **Funding Source – Grant Funds** 

(2) Detention Facility Construction Project/General Government Other (Pg. 103)

Revisions in the net amount of \$67,000 to appropriate and transfer General Fund fund balance in the amount of \$309,758, recognize contractor sales tax income in the amount of \$180,675, to reduce Funds to be Provided Future Years in the amount of \$423,433 and pay the final construction contract for the expansion of the Detention Facility, as recommended by the Facilities Committee. (B14-354 and B14-354A) Funding Source – General Fund Fund Balance and Contractors Sales Tax

(3) Crown Center/General Fund Debt Service (Pg. 105)

Revisions in the amount of \$55,193 to eliminate the transfer to the General Fund for the Crown Center's portion of the debt service on the Guaranteed Energy Savings Capital lease and move the payments to the Crown Center Debt Service Fund. (B14-361 thru B14-361C) Funding Source – Reallocation of Budgeted Expenditures and Revenues

## (4) Recreation and Parks

(Pg. 109)

Revision in the amount of \$175,000 to recognize additional Recreation Tax collections for payment to the City of Fayetteville per the recreation contract for services. (B14-369) **Funding Source – Recreation Tax** 

(5) Hope Mills Recreation and Parks

(Pg. 110)

Revision in the amount of \$50,000 to recognize additional Recreation Tax collections for payment to Hope Mills per the recreation contract for services. (B14-370) Funding Source – Hope Mills Recreation Tax

- (6) Juvenile Crime Prevention
  - a. Revision in the amount of \$1,263 to recognize additional state funds for Teen Court. (B14-356) **Funding Source State** (Pg. 111)
  - b. Revision in the amount of \$20,779 to recognize additional state funds for the Fayetteville-Cumberland Juvenile Restitution Program. (B14-362) Funding Source State (Pg. 112)
  - c. Revision in the amount of \$3,774 to adjust Find-A-Friend In-kind to match the State. (B14-371) **Funding Source In-Kind** (Pg. 113)

## (7) Health

- a. Environmental Health Revision in the amount of \$2,913 to budget additional state funds for the Summer Food Program. (B14-366) Funding Source State (Pg. 114)
- b. NC Communicable Disease Revision in the amount of \$4,000 to recognize additional Medicaid Fees to fund operational expenses. (B14-367) Funding Source Fees (Pg. 115)
- c. Sexually Transmitted Disease Clinic Revision in the amount of \$34,000 to recognize additional Medicaid Fees to fund lab services for STD patients. (B14-368) **Funding Source Fees** (Pg. 116)

## 3. Public Hearings

## (Pgs. 117-189)

## **Uncontested Rezoning Cases**

- A) Case P14-13: Rezoning of 10.26+/- acres from A1 Agricultural to R40 Residential, or to a more restrictive zoning district; located on the north side of SR 2245 (Thrower Road), west of NC HWY 87 S; submitted by Vance Upton Tyson, Jr. on behalf of Vance Upton Tyson Heirs (owner) and Tim Evans. (Pg. 117)
  - Staff Recommendation: 1<sup>st</sup> Motion: Find the request consistent with the LUP and approve and adopt the reasonableness statement; 2<sup>nd</sup> Motion: Approve R40 Planning Board Recommendation: Approve Staff Recommendation
- B) Case P14-14: Rezoning of 20.85+/- acres from A1 Agricultural to R40 Residential, or to a more restrictive zoning district, located on both sides of SR 2233 (School Road) and southwest of NC HWY 87 S, submitted by Charles J. Devore on behalf of Dorothy Edge Devore Heir (owner) and Tim Evans. (Pg. 120)
  - Staff Recommendation: 1<sup>st</sup> Motion: Find the request consistent with the LUP and approve and adopt the reasonableness statement; 2<sup>nd</sup> Motion: Approve R40 Planning Board Recommendation: Approve Staff Recommendation
- C) Case P14-18: Rezoning of .82+/- acre from R6A Residential to C(P) Planned Commercial, or to a more restrictive zoning district; located on the northwest side of SR 2337 (Wilmington Hwy), northeast side of SR 2266 (Manley Street); submitted by Ronnie L. Gibson on behalf of A.C.C.S. Allstate Contracting and Cleaning Service, LLC. (owner).

  (Pg. 123)
  - Staff Recommendation: 1<sup>st</sup> Motion: Find the request consistent with the LUP and approve and adopt the reasonableness statement; 2<sup>nd</sup> Motion: Approve C(P) Planning Board Recommendation: Approve Staff Recommendation
- D) Case P14-19: Rezoning of .19+/- acre from RR Rural Residential/DD Density Development/CUD Conditional Use District to A1 Agricultural, or to a more restrictive zoning district; located south of Running Fox Road, west of Carriage Crossing Road; submitted by Walter W. Little on behalf of Roslin Farms West Owners Association (owner) and Chuck Richardson, PE on behalf of South River EMC. (Pg. 126)
  - Staff Recommendation: 1<sup>st</sup> Motion: Find the request consistent with the LUP and approve and adopt the reasonableness statement; 2<sup>nd</sup> Motion: Approve A1 Planning Board Recommendation: Approve Staff Recommendation

E) Case P14-20: Rezoning of .38+/- acre from C1(P) Planned Local Business to C2(P) Planned Service and Retail, or to a more restrictive zoning district, located at 3701 and 3713 Cumberland Road, submitted by Brian V. and Wendy V. Barber (owners) and Kenneth Whitlock. (Pg. 129)

Staff Recommendation: 1<sup>st</sup> Motion: Find the request consistent with the LUP and approve and adopt the reasonableness statement; 2<sup>nd</sup> Motion: Approve C2(P) Planning Board Recommendation: Approve Staff Recommendation

## **Contested Rezoning Case**

F) Case P14-15: Rezoning of 20.00+/- acres from RR Rural Residential to R7.5 Residential, or to a more restrictive zoning district; located on the northwest side of SR 1115 (Black Bridge Road), southeast of Home Stakes Drive; submitted by Levane Mabe and Mary Gail Douglas (owners) and Watson Caviness. (Pg. 132)

Staff Recommendation: 1<sup>st</sup> Motion: Find the request consistent with the LUP and approve and adopt the reasonableness statement; 2<sup>nd</sup> Motion: Approve R7.5 Planning Board Recommendation: Approve Staff Recommendation

(Pg. 135)

## **Minimum Housing Code Enforcement**

G) Case Number: MH 413-2013

Property Owner: Charles & Rosalyn Dent

Property Location: 1326 Davis Street, Fayetteville, NC (6 units, Tract1)

Parcel Identification Number: 0419-74-6917

H) Case Number: MH 415-2013 (Pg. 142)

Property Owner: Charles & Rosalyn Dent

Property Location: 1371 Davis Street, Fayetteville, NC (Tract 2)

Parcel Identification Number: 0419-74-7862

I) Case Number: MH 412-2013 (Pg. 149)

Property Owner: Charles & Rosalyn Dent

Property Location: 5756 Peele Street, Fayetteville, NC (4 units, Tract 3)

Parcel Identification Number: 0419-74-5782

J) Case Number: MH 401-2013 (Pg. 156)

Property Owner: Charles & Rosalyn Dent

Property Location: 5733 Peele Street, Fayetteville, NC (4 units, Tract 4)

Parcel Identification Number: 0419-74-3595

K) Case Number: MH 313-2013
Property Owner: Wilson Williams, Jr.
Property Location: 4612 Hankins Street, Hope Mills, NC
Parcel Identification Number: 0423-58-8333

L) Case Number: MH 249-2013 (Pg. 169)
Property Owner: Rodney E. & Jennifer C. Price & Robert William Price
Property Location: 1618 Cumberland Drive, Fayetteville, NC
Parcel Identification Number: 0520-59-6496

M) Case Number: MH 404-2013 (Pg. 177)
Property Owner: Brittany Nunnery
Property Location: 7616 Disappearing Trail, Roseboro, NC
Parcel Identification Number: 1441-11-3438

N) Case Number: MH 476-2014 (Pg. 183)
Property Owner: Felicia Bevel, c/o Valerie Pace
Property Location: 2379 Sand Hill Road, Fayetteville, NC
Parcel Identification Number: 0443-10-2666

#### Items of Business

- 4. Nominations to Boards and Committees (Pgs. 190-211)
  - A. Cumberland County Workforce Development Board (1 Vacancy) (Pg. 190)
  - B. Parks and Recreation Advisory Board (2 Vacancies) (Pg. 199)
  - C. Social Services Board (1 Vacancy) (Pg. 206)
- 5. Appointments to Boards and Committees (Pg. 212-222)
  - A. ABC Board (2 Vacancies) (Pg. 212)

Nominees: A. Johnson Chesnutt (Reappointment)
Terri Thomas (Reappointment)

B. Fayetteville Technical Community College Board of Trustees (1 Vacancy) (Pg. 214)
 Nominee: Dr. Marye Jeffries (Reappointment)

C. Tourism Development Authority (1 Vacancy)

(Pg. 216)

Nominee:

Member of the Public Not Affiliated with Travel/Tourism:

Dallas Mack Freeman (Reappointment)

D. Transportation Advisory Board (2 Vacancies)

(Pg. 219)

Nominees:

Mental Health Representative or Designee:

Vince Wagner (Reappointment)

Urban Transit Provider Representative:

James Roper

6. Closed Session:

If Needed

#### **ADJOURN**

THIS MEETING WILL BE STREAMED LIVE THROUGH THE COUNTY'S WEBSITE – WWW.CO.CUMBERLAND.NC.US. LOOK FOR THE LINK AT THE TOP OF THE HOMEPAGE.

THE MEETING WILL ALSO BE BROADCAST LIVE ON FAYETTEVILLE/ CUMBERLAND EDUCATIONAL TV (FCETV) TIME WARNER CABLE CHANNEL 5 AND 97-3 ON THE DIGITAL TIER. IT WILL BE REBROADCAST ON TUESDAY, MAY 20, 2014 AT 7:30 P.M.

**REGULAR MEETINGS:** 

June 2, 2014 (Monday) – 9:00 AM June 16, 2014 (Monday) – 6:45 PM

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

#### **BUDGET MEETINGS:**

Thursday, May 29, 2014	7:00 PM	Budget Presentation	Room 118
Wednesday, June 4, 2014	5:30 PM	Budget Work Session	Room 564
Monday, June 9, 2014	7:00 PM	Budget Public Hearing	Room 118
Tuesday, June 10, 2014	5:30 PM	Budget Work Session/Dept. Head Appeal	Room 564
Thursday, June 12, 2014	5:30 PM	Budget Work Session	Room 564
Monday, June 16, 2014	6:45 PM	Adopt Budget	Room 118

## **Cumberland County Citizens' Academy Spring 2014 Graduates**

Rebecca Beck

**Cristine Bradsbery** 

**Serina Britton** 

**Otis Cuffee** 

Sheila Cuffee

**Sherry Dawson** 

**Kathryn Dees** 

Wilber Dees

**Eddie Evans** 

**Perry Evans** 

Carla Fagan

**Horace Humphrey** 

Alvin Keller

Richard Leslie

**Melvin Lewis** 

**Babatunde Lewis** 

Quentin McPhatter

Vickie Mullins

Melinda Murray

Rebecca Oskey

Gail Riddle

Kira Rouse

**Betsy Small** 

**Christopher Tackett** 

Carmen Tovar

## **Cindy Tucker**

From:

Jon Soles

Sent:

Tuesday, May 06, 2014 9:45 AM

To:

Jon Soles

Subject:

Health Director To Serve On Public Health Advisory Board

Attachments:

Health Director To Serve On Public Health Advisory Board.pdf; Wilson, Buck.jpg

## FOR IMMEDIATE RELEASE

May 6, 2014

Department of Public Health Contact: Buck Wilson, Director

E-mail: bwilson@co.cumberland.nc.us

## Health Director To Serve On Public Health Advisory Board

FAYETTEVILLE – The Center for Public Health Quality has invited Cumberland County Department of Public Health Director Buck Wilson to serve on its advisory board.

The center, which originated as part of the North Carolina Center for Public Health Quality, is a national resource for quality improvement among public health organizations. It provides quality improvement training and technical assistance programs to public health organizations nationally.

In the invitation letter, Dr. Greg Randolph, the center's director, said Wilson's "leadership experience and commitment to making a difference in the health and well-being of North Carolina is well recognized and will be of great value to our future direction." The center, Randolph said, is focused on transforming North Carolina's public health system to be effective and efficient in a challenging environment.

Wilson serves on the North Carolina Child Fatality Task Force and was named the 2013 North Carolina Health Director of the Year by the N.C. Association of Local Health Directors.

For additional information about the Cumberland County Department of Public Health, please call 910-433-3600 or visit with someone at the information desk. Comments are welcome and can be submitted on our website at <a href="https://www.co.cumberland.nc.us/health/comment\_form.aspx">www.co.cumberland.nc.us/health/comment\_form.aspx</a>. The Health Department is located at 1235 Ramsey St. in Fayetteville.



**Buck Wilson, Cumberland County Health Director** 



ITEM NO. \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

#### FINANCE OFFICE

4th Floor, Room No. 451, Courthouse • PO Box 1829 • Fayetteville, North Carolina 28302-1829 (910) 678-7753 • Fax (910) 323-6120

#### MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF MAY 19, 2014

TO:

**BOARD OF COUNTY COMMISSIONERS** 

nue

FROM:

MELISSA C. CARDINALI, FINANCE DIRECTOR

DATE:

MAY 12, 2014

SUBJECT:

APPOINTMENT OF DEPUTY FINANCE OFFICER

FOR FINANCE DEPARTMENT

## **BACKGROUND:**

North Carolina General Statutes Chapter 159, Article 3, entitled, "The Local Government Budget and Fiscal Control Act", requires all checks drawn on an official depository be signed by the Finance Officer or a properly designated Deputy Finance Officer and countersigned by another official of the local government designated for this purpose by the Governing Board. The act also requires the Deputy Finance Officer to have a faithful performance bond in an amount not less than \$10,000 or more than \$250,000.

I recommend that Vicki Evans, Accounting Manager, be appointed as a Deputy Finance Officer for Cumberland County Finance Department.

## RECOMMENDATION/PROPOSED ACTION:

- 1. Approve the appointment of Vicki Evans as Deputy Finance Officer;
- 2. Provide a faithful performance bond in the amount of \$50,000 for Vicki Evans;
- 3. Approve the attached resolution implementing the above recommendations.

/Attachment (Resolution)

#### STATE OF NORTH CAROLINA

#### COUNTY OF CUMBERLAND

#### RESOLUTION

WHEREAS, due to the operation requirements unique to the Cumberland County Finance Department; and

WHEREAS, the timing, amounts, or payees of these checks cannot be anticipated and, in most cases, the checks must be issued immediately; and

WHEREAS, the timing of the checks requires the appointment of a Deputy Finance Officer and, in addition, more than one person must be authorized to countersign each check; and

WHEREAS, North Carolina General Statute Chapter 159, Article 3, entitled "The Local Government Budget and Fiscal Control Act", authorizes the Governing Board to appoint Deputy Finance Officers to designate individual(s) to countersign the checks, and to fix the amount of the faithful performance bond to be provided by the appointee.

**NOW THEREFORE**, to facilitate the operational requirement of the Cumberland County Finance Department, the Board of County Commissioners hereby RESOLVES that:

- 1. Vicki Evans is appointed a Deputy Finance Officer and is authorized to sign the checks/drafts issued on the checking and savings accounts maintained by Cumberland County Finance Department.
- 2. The appointee will provide a faithful performance bond in the amount of \$50,000.00.

RICKEY L. MOOREFIELD County Attorney



ITEM NO. .

PHYLLIS P. JONES
Assistant County Attorney

ROBERT A. HASTY, JR. Assistant County Attorney

#### OFFICE OF THE COUNTY ATTORNEY

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

## MEMO FOR THE AGENDA OF THE MAY 19, 2014 MEETING OF THE BOARD OF COMMISSIONERS

TO:

Board of Commissioners; Co. Manager; Donald Tew

FROM:

Co. Atty. R. Moorefield

DATE:

May 13, 2014

SUBJECT:

Consideration of Renewal of Lease of J. E. Carter Container Site

Attachments:

Lease Agreement

## **BACKGROUND:**

Solid Waste Department requests to renew the lease for the J. E. Carter Container Site for a five year term for an annual rent of \$600 to be paid in a lump sum of \$3,000 upon execution of the agreement.

#### RECOMMENDATION/PROPOSED ACTION:

The county attorney recommends approval.

#### STATE OF NORTH CAROLINA

## LEASE AGREEMENT (J. E. CARTER CONTAINER SITE)

COUNTY OF CUMBERLAND

	Approved	by the	Board	of C	Commissioners on	May	, 201	4
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THIS LEASE AGREEMENT is made and entered into this \_\_\_\_\_ day of \_\_\_\_\_\_, 2014, by and between JAMES O. CARTER, JOHN H. CARTER, ADA MAE CARTER, KRISTOPHER CARTER, ELSIE M. DUGGINS, RETTA MCDONALD, BOBBY B. CARTER, ISSIE CARTER, ERIC JOHNSON, CORY CARTER, DANA CARTER, DANIELLE CARTER, and CLEATTA HART, hereinafter called OWNERS; and CUMBERLAND COUNTY, hereinafter called COUNTY.

#### WITNESSETH:

Subject to the terms and conditions herein contained, OWNERS do hereby lease and let unto COUNTY, and COUNTY accepts as lessee, that certain tract or parcel of land in Cedar Creek Township, Cumberland County, North Carolina, being described as follows:

BEING all of Lot 5, containing 0.32 acres, more or less, as shown on the plat entitled, "A Zero Lot Line Survey for J. H. Carter and Other," prepared by M. Shelton Bordeaux Surveying, dated January 10, 2011, and filed in Plat Book 132 at page 39 in the Cumberland County Registry.

To have and to hold said lands for the term and upon the conditions as follows:

I.

This lease term shall commence on May 1, 2014, and continue for a period of five (5) years, unless sooner terminated by agreement of the parties or unless at any time continued performance by either of the parties will result in a violation of any county, state or federal law. COUNTY is granted the option to renew this lease for an additional period of five (5) years upon the same terms and conditions with the exception that the rent shall be negotiable thirty (30) days prior to expiration of the original term.

COUNTY has been using this site and will continue to use this site for the purpose of maintaining a solid waste container site for public use with the necessary solid waste containers, ramps, pads, driveways, and fencing incident thereto.

#### III.

The rent to be paid by COUNTY to OWNERS for the lease of the property shall be SIX HUNDRED DOLLARS (\$600) per year for the five (5) year period payable in a lump sum of THREE THOUSAND DOLLARS (\$3,000.00) as set-out below, promptly after the execution of this lease agreement.

0275	14000	TANCER O CARTER
\$375	to	JAMES O. CARTER
\$375	to	JOHN H. CARTER
\$187.50	to	ADA MAE CARTER
\$187.50	to	KRISTOPHER CARTER
\$375	to	ELSIE M. DUGGINS
\$375	to	RETTA MCDONALD
\$375	to	BOBBY B. CARTER
\$75	to	ISSIE CARTER
\$75	to	ERIC JOHNSON
\$75	to	CORY CARTER
\$75	to	DANA CARTER
\$75	to	DANIELLE CARTER
\$375	to	CLEATTA HART

IV.

COUNTY will maintain the property in an orderly manner at all times.

V.

COUNTY may continue to make other additions, improvements, and alterations, and erect additional structures or install signs, in or around the property. Such additions, improvements, and alterations, or erection of structures or signs so placed in or upon or attached to the property shall remain the property of COUNTY and shall be removed from the property prior to the termination of this lease or within a reasonable time thereafter. If removal causes damage or injury to the property, COUNTY shall repair such damage or injury

VI.

OWNERS warrant and covenant that they are all the owners of the above described property, and have the authority and capacity to enter into this Lease.

COUNTY shall indemnify and hold harmless OWNERS from any claims for damages, either for personal injury or property damage, made by the employees, agents, contractors or invitees of COUNTY, or anyone using the facility and arising out of or in connection with COUNTY'S operations in maintaining the solid waste container site on the property for the use of the public.

IN WITNESS WHEREOF, this instrument is duly executed on the day and year first indicated for each signature.

	CUMBERLAND COUNTY
	BY:
ATTEST	
BY:CANDICE WHITE, Clerk	
OWNERS:	
JAMES O. CARTER Date:	JOHN H. CARTER Date:
ADA MAE CARTER Date:	KRISTOPHER CARTER Date:
ELSIE M. DUGGINS Date:	RETTA MCDONALD Date:
BOBBY B. CARTER	ISSIE CARTER

	(SEAL)		(SEAL)
ERIC JOHNSON	o de	CORY CARTER	
Date:		Date:	
	(SEAL)		(SEAL)
DANA CARTER	(SELLE)	DANIELLE CARTER	(SETE)
Date:		Date:	
(SI	EAL)		
CLEATTA HART	3.113)		
Date:	<del>-</del> .:		
This instrument has been preaudited in the manner required by the Local Government		Approved for legal sufficiency	
Budget and Fiscal Control Act.		County Attorney	
Finance Officer			
***********	· • • • • • • • • • • • • • • • • • • •	********	****
*****	******	• • • • • • • • • • • • • • • • • • •	****
STATE OF NORTH CAROLINA COUNTY OF CUMBERLAND			
I	· 经	a Notary Public in and for the State	of North
Carolina, certify that CANDICI acknowledged that she is the Cle COUNCIL is the Chair of the B lease agreement is the Official Se sealed by its Chair and attested by	E WHITE person or to the Board of Commission of Said Board the Clerk on behavior white WHITE	nally appeared before me this of Commissioners; that JEANNE oners; that the seal affixed to the fig that this lease agreement was signif of the Board of Commissioners, acknowledged the lease agreement	day and ETTE M. foregoing gned and all by its
WITNESS my hand and se	eal this thec	lay of May, 2014.	
		Notary Public	
	Mv Co	ommission Expires:	

STATE OF NORTH CAROLINA COUNTY OF	
	, a Notary Public in and for the State of North R personally appeared before me this day and regoing Lease Agreement for the purpose therein
WITNESS my hand and notarial seal	this the day of May, 2014.
	Notary Public My Commission Expires:
**************************************	**************
	, a Notary Public in and for the State of North R personally appeared before me this day and regoing Lease Agreement for the purpose therein
WITNESS my hand and notarial seal	this the day of May, 2014.
	Notary Public My Commission Expires:
**************************************	**************
I,	, a Notary Public in and for the State of North R personally appeared before me this day and regoing Lease Agreement for the purpose therein
WITNESS my hand and notarial seal	this the day of May, 2014.
	Notary Public My Commission Expires:

STATE OF NORTH CAROLINA COUNTY OF	
I,Carolina, certify that KRISTOPHER CAR	, a Notary Public in and for the State of North RTER personally appeared before me this day and foregoing Lease Agreement for the purpose therein
WITNESS my hand and notarial sea	al this the day of May, 2014.
	Notary Public My Commission Expires:
**************************************	***************
I,	, a Notary Public in and for the State of North NS personally appeared before me this day and oregoing Lease Agreement for the purpose therein
WITNESS my hand and notarial sea	ll this the day of May, 2014.
	Notary Public My Commission Expires:
**************************************	***************
	, a Notary Public in and for the State of North LD personally appeared before me this day and pregoing Lease Agreement for the purpose therein
WITNESS my hand and notarial sea	l this the day of May, 2014.
	Notary Public My Commission Expires:

STATE OF NORTH CAROLINA COUNTY OF	
I,Carolina, certify that BOBBY B. CAl acknowledged the due execution of the expressed.	, a Notary Public in and for the State of North RTER personally appeared before me this day and a foregoing Lease Agreement for the purpose therein
WITNESS my hand and notarial	seal this the day of May, 2014.
	Notary Public My Commission Expires:
**************************************	**************
	, a Notary Public in and for the State of North ronally appeared before me this day and acknowledged greement for the purpose therein expressed.
WITNESS my hand and notarial s	seal this the day of May, 2014.
	Notary Public My Commission Expires:
**************************************	****************
	, a Notary Public in and for the State of North rsonally appeared before me this day and acknowledged greement for the purpose therein expressed.
WITNESS my hand and notarial s	seal this the day of May, 2014.
	Notary Public My Commission Expires:

STATE OF NORTH CAROLINA COUNTY OF	
I,Carolina, certify that CORY CARTER per	, a Notary Public in and for the State of North resonally appeared before me this day and acknowledged greement for the purpose therein expressed.
WITNESS my hand and notarial s	seal this the day of May, 2014.
	Notary Public My Commission Expires:
**************************************	**************************************
I,Carolina, certify that DANA CARTER per the due execution of the foregoing Lease A	a Notary Public in and for the State of North resonally appeared before me this day and acknowledged greement for the purpose therein expressed.
WITNESS my hand and notarial s	eal this the day of May, 2014.
	Notary Public My Commission Expires:
**************************************	**************
I,	, a Notary Public in and for the State of North TER personally appeared before me this day and foregoing Lease Agreement for the purpose therein
WITNESS my hand and notarial s	eal this the day of May, 2014.
	Notary Public My Commission Expires:

STATE OF NORTH CAROLINA COUNTY OF	
Carolina, certify that CLEATTA HAR	, a Notary Public in and for the State of North T personally appeared before me this day and acknowledged se Agreement for the purpose therein expressed.
WITNESS my hand and notar	rial seal this the day of May, 2014.
	Notary Public My Commission Expires:

RICKEY L. MOOREFIELD
County Attorney



PHYLLIS P. JONES
Assistant County Attorney

ROBERT A. HASTY, JR. Assistant County Attorney

#### OFFICE OF THE COUNTY ATTORNEY

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

## MEMO FOR THE AGENDA OF THE MAY 19, 2014 MEETING OF THE BOARD OF COMMISSIONERS

TO:

Board of Commissioners; Co. Manager; Donald Tew

FROM:

Co. Atty. R. Moorefield

DATE:

May 13, 2014

SUBJECT:

Consideration of Renewal of Lease of Hubbard Container Site

Attachments:

Lease Agreement

## **BACKGROUND:**

Solid Waste Department requests to renew the lease for the Hubbard Container Site for a five year term for an annual rent of \$600 to be paid in a lump sum of \$3,000 upon execution of the agreement.

## RECOMMENDATION/PROPOSED ACTION:

The county attorney recommends approval.

## STATE OF NORTH CAROLINA

COUNTY OF CUMBERLAND

## LEASE AGREEMENT (HUBBARD CONTAINER SITE)

Approved by the Board of Commissioners on May , 2014

THIS LEASE AGREEMENT is made and entered into this \_\_\_\_\_ day of \_\_\_\_\_, 2014, by and between HERMAN BROADUS HUBBARD and wife, MARILYN LOWBERG HUBBARD; JOHN LAMBERT HORNE; JANE STACY HORNE and ARTHUR GRANGER HUBBARD; hereinafter called OWNERS; and CUMBERLAND COUNTY, hereinafter called COUNTY.

#### WITNESSETH:

Subject to the terms and conditions herein contained, OWNERS do hereby lease and let unto COUNTY, and COUNTY accepts as lessee, that certain tract or parcel of land in Cedar Creek Township, Cumberland County, North Carolina, being described as follows:

Containing 0.38 acres, more or less.

BEGINNING at a point in the eastern margin of State Road No. 1850 (60" right-of-way), said point being North 03 degrees West 663.50 feet from the point of intersection of the eastern margin of said State Road No. 1850 and the southern margin of Mildred Lucille Horne, Herman B. Hubbard and Arthur Granger Hubbard Property as recorded in Deed Book 2310, Page 203 Cumberland County Registry; and running thence with the eastern margin of said State Road No. 1850 North 03 degrees West 132.71 feet to a point; thence North 87 degrees East 125.00 feet to a point; thence South 03 degrees East 132.71 feet to a point; thence South 87 degrees West 125.00 feet to the point and place of BEGINNING.

To have and to hold said lands for the term and upon the conditions as follows:

I.

This lease term shall commence on May 23, 2014, and continue for a period of five (5) years, unless sooner terminated by agreement of the parties or unless at any time continued performance by either of the parties will result in a violation of any county, state or federal law.

COUNTY is granted the option to renew this lease for an additional period of five (5) years upon the same terms and conditions with the exception that the rent shall be negotiable thirty (30) days prior to expiration of the original term.

II.

COUNTY has been using this site and will continue to use this site for the purpose of maintaining a solid waste container site for public use with the necessary solid waste containers, ramps, pads, driveways, and fencing incident thereto.

III.

The rent to be paid by COUNTY to OWNERS for the lease of the property shall be SIX HUNDRED DOLLARS (\$600) per year for the five (5) year period payable in a lump sum of THREE THOUSAND DOLLARS (\$3,000.00) as set-out below, promptly after the execution of this lease agreement.

\$1,000.00	to	HERMAN BROADUS HUBBARD
\$1,000.00	to	ARTHUR GRANGER HUBBARD
\$ 500.00	to	JOHN LAMBERT HORNE
\$ 500.00	to	JANE STACY HORNE

IV.

COUNTY will maintain the property in an orderly manner at all times.

V.

COUNTY may continue to make other additions, improvements, and alterations, and erect additional structures or install signs, in or around the property. Such additions, improvements, and alterations, or erection of structures or signs so placed in or upon or attached to the property shall remain the property of COUNTY and shall be removed from the property prior to the termination of this lease or within a reasonable time thereafter. If removal causes damage or injury to the property, COUNTY shall repair such damage or injury

VI.

OWNERS warrant and covenant that they are all the owners of the above described property, and have the authority and capacity to enter into this Lease.

VII.

COUNTY shall indemnify and hold harmless OWNERS from any claims for damages, either for personal injury or property damage, made by the employees, agents, contractors or invitees of COUNTY, or anyone using the facility and arising out of or in connection with COUNTY'S operations in maintaining the solid waste container site on the property for the use of the public.

IN WITNESS WHEREOF, this instrument is duly executed on the day and year first indicated for each signature.

	CUMBERLAND COUNTY	
	BY:  JEANNETTE M. COUNCIL, Chair Board of County Commissioners	
ATTEST		
BY:CANDICE WHITE, Clerk		
	OWNERS:	
Date:	HERMAN BROADUS HUBBARD	_ (SEAL
Date:	MARILYN LOWBERG HUBBARD	_ (SEAL
Date:	ARTHUR GRANGER HUBBARD	_ (SEAL
Date:	JOHN LAMBERT HORNE	_ (SEAL)
Date:	JANE STACY HORNE	_ (SEAL)
This instrument has been preaudited in the manner required by the Local Government Budget and Fiscal Control Act.	Approved for legal sufficiency  County Attorney	13
Finance Officer	County Priority	

## STATE OF NORTH CAROLINA COUNTY OF CUMBERLAND

I,	, a Notary Public in and for the State of North
Carolina, certify that CANDICE V	WHITE personally appeared before me this day and to the Board of Commissioners; that JEANNETTE M.
•	d of Commissioners; that the seal affixed to the foregoing
에 보면 전환경에 가지 못하는데요. 엄마 맛있어? 아이를 맛있다고 그 것만 하는 이 경에 이렇는 그 맛있다면 하게 하지만 되어 됐다. 그러움이라고 있다. 하	of said Board; that this lease agreement was signed and
	Clerk on behalf of the Board of Commissioners, all by its
	DICE WHITE acknowledged the lease agreement to be the
act and deed of the Board of Commiss	ioners.
WITNESS my hand and seal t	his the day of May, 2014.
	Notary Public
	rotaly rubile
	My Commission Expires:
**********	****************
STATE OF NORTH CAROLINA	
COUNTY OF	
I,	, a Notary Public in and for the State of North
	DADUS HUBBARD and wife, MARILYN LOWBERG
oregoing Lease Agreement for the purp	re me this day and acknowledged the due execution of the
oregoing Lease Agreement for the purp	ose therein expressed.
WITNESS my hand and notari	al seal this the day of May, 2014.
	Notary Public
	My Commission Expires:

STATE OF NORTH CAROLINA COUNTY OF	
I,Carolina, certify that ARTHUR GRANGEI	, a Notary Public in and for the State of North R HUBBARD personally appeared before me this day are foregoing Lease Agreement for the purpose therein
WITNESS my hand and notarial se	eal this the day of May, 2014.
	Notary Public My Commission Expires:
**************************************	
Carolina, certify that JOHN LAMBERT I	, a Notary Public in and for the State of North-HORNE personally appeared before me this day and foregoing Lease Agreement for the purpose therein
WITNESS my hand and notarial se	al this the day of May, 2014.
	Notary Public My Commission Expires:
**************************************	**************
	, a Notary Public in and for the State of North PRNE personally appeared before me this day and foregoing Lease Agreement for the purpose therein
WITNESS my hand and notarial sea	al this the day of May, 2014.
	Notary Public My Commission Expires:



#### OFFICE OF THE RISK MANAGER

#### **MEMORANDUM**

TO:

BOARD OF COUNTY COMMISSIONERS

FROM:

PATRICIA LUCAS, RISK MANAGEMENT COORDINATOR

W

DATE:

MAY 7, 2014

SUBJECT:

CONSENT ITEM – CONSIDERATION OF DECLARATION OF SURPLUS COUNTY PROPERTY AND AUTHORIZATION TO

ACCEPT INSURANCE SETTLEMENT

**BACKGROUND** 

DATE OF ACCIDENT:

March 15, 2014

VEHICLE:

2014 Ford Taurus

VIN:

1FAHP2MK1EG145459

FLEET#:

FL536

**DEPARTMENT:** 

Sheriff's Office

SETTLEMENT OFFER:

\$24,620.50

INSURANCE COMPANY:

Peak Property & Casualty Insurance Corp

This is a total loss settlement offer.

## RECOMMENDATION/PROPOSED ACTION

Management recommends that the Board of Commissioners:

- 1. declare the vehicle described above as surplus
- 2. authorize the Risk Management Coordinator to accept \$24,620.50 as settlement
- 3. allow Peak Property and Casualty to take possession of the wrecked (surplus) vehicle



May 6, 2014

Claim Number: 92A653463-702

Insured:

**DIANNE JONES** 

Date of Loss:

03/15/2014

This will confirm our conversation regarding the settlement of your claim in the amount of \$24,620.50. You will find our Release enclosed.

This Release will need to be returned to our office before we can forward our payment to you in settlement of your total loss. This is a legally binding document.

If you have any questions, please contact me.

Chrystal Cox, Claims Representative I

Throtal Cox

Peak Property and Casualty Insurance Corporation

A Member of the Sentry Insurance Group 888-606-4642 ext. 7517802 or 919-751-7802

888-729-2225 Fax

CHRYSTAL.COX@SENTRY.COM

Enclosure: Release Of All Property Damage Claims

## RELEASE OF ALL PROPERTY DAMAGE CLAIMS

I,	of COUNTY OF CUMBERLAND, being of lawful age, acknowledge
receipt of twenty four thousand	six hundred twenty and 50/100 Dollars (\$24,620.50) in return for which I,
	of COUNTY OF CUMBERLAND, hereby release Peak Property and
Casualty Insurance Corporation	n and DIANNE JONES, from any and all property claims and damages to
property as the result of a loss	on or about March 15, 2014 at or near I95, FAYETTEVILLE, NC. This release
	n property damage. In making this agreement I,
	of COUNTY OF CUMBERLAND, am relying wholly on my own judgment
concerning the nature and exte	nt of property damage and I understand this release is full and final.
1,	of COUNTY OF CUMBERLAND, do hereby covenant with Peak
Property and Casualty Insurance	ce Corporation and DIANNE JONES, to indemnify and hold them harmless from
all claims arising out of said los	
1,	of COUNTY OF CUMBERLAND, also understand this is a compromise
of a disputed claim for which lia	ibility is expressly denied. This agreement is not to be construed or considered
an admission of liability on the	part of Peak Property and Casualty Insurance Corporation and DIANNE JONES
	to prosecute a claim for any damages sustained.

#### **CAUTION: READ BEFORE SIGNING!**

#### I HAVE READ AND UNDERSTAND THIS RELEASE.

Any person who knowingly and with intent to defraud any insurance company or other person files a statement of claim containing any materially false information, or conceals for the purpose of misleading, information concerning any fact material thereto, commits a fraudulent insurance act, which is a crime.

	Signature	Date
	14	
STATE OF	)	
COUNTY OF	( ss: )	
Personally appeared before m 20, and executed this ins	e the person(s) whose signature appears ab trument in my presence.	oove on this day of _
	(signature of Notary)	
(NOTARY SEAL) Notary Public, State of		
My commission expires:		
10-1		

**DOCCLMS** 

92A653463

Peak Property and Casualty Insurance

Corporation

PO BOX 8041

Stevens Point WI 54481-9818

Ոսիուկինաիցիկնաինիկիրժմվումկուսկին

Please fold for return envelope window.

702

REL

## **POWER OF ATTORNEY**

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Motor Number		_ Ser	ial Numbe	r			
Year Built	ear Built		Model				
does hereby author	ize and irrevoc	ably appoin	t:				
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my (or our) true			18		•		
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## STATE OF NORTH CAROLINA

MVR 191 (Rev 1/13)

# CERTIFICATE OF TITLE

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OWNER(S) NAME AND ADDRESS COUNTY OF CUMBERLAND 131 DICK ST				
FAYETTEVILLE NC 28301-5725				
The Commissioner of Motor Vehicles of the State of North Carolina has been filed pursuant to the General Statutes of North Carolina and is the lawful owner. Official records of the Division of Motor Vehicle	I based on that application, the	Division of Motor	Vehicles is satisfied that the	applicant
of this certificate.  As WITNESS, his hand and seal of this Division of the day and yea	r appearing in this certificate a	as the title issue date	- T	
COMMISSIONER OF MOTOR VEHICLES	V			
FIRST LIENHOLDER: DATE OF LIEN	LIEN RELEA SIGNATURE TITLE		DATE	
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ANY ALTERATIONS OR ERASURES VOID TITLE

AMY H. CANNON Interim County Manager



JAMES E. LAWSON Assistant County Manager

QUENTIN T. McPHATTER Assistant County Manager

ITEM NO. 2F

#### OFFICE OF THE COUNTY MANAGER

## MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF MAY 19, 2014

TO:

**BOARD OF COMMISSIONERS** 

FROM:

AMY H. CANNON, INTERIM COUNTY MANAGER

DATE:

MAY 14, 2014

**SUBJECT:** 

APPROVAL OF MEMORANDUM OF AGREEMENT WITH

COLUMBUS COUNTY TO TRANSFER A COMPANION ANIMAL MOBILE EQUIPMENT TRAILER (CAMET) TO CUMBERLAND

COUNTY EMERGENCY SERVICES

## **BACKGROUND**

Ms. Kay Worley, Director of Emergency Services of Columbus County, North Carolina has offered to transfer a Companion Animal Mobile Equipment Trailer (CAMET) to Cumberland County Emergency Services.

The CAMET is valued at \$2,731.25, however, there is no cost to Cumberland County other than to maintain the equipment. This equipment will be recognized in the Fixed Asset Listing in the Emergency Services Department.

Attached is the Memorandum of Agreement and additional information to transfer ownership of the CAMET.

#### RECOMMENDATION/PROPOSED ACTION

Approve the Memorandum of Agreement to transfer the equipment from Columbus County to Cumberland County Emergency Services Department.

/ct CM051414-1

RANDY BEEMAN Director/Fire Marshal



#### EMERGENCY SERVICES DEPARTMENT

May 7, 2014

#### MEMORANDUM

TO:

**County Management** 

FROM:

Randy Beeman, Emergency Services Directo

SUBJECT: FY-2014 CAMET Animal Mobile Equipment -- MOA Award #1213

Please find attached an MOA Agreement, from Kay Worley, Director of Emergency Services of Columbus County, NC. This MOA Agreement is for CAMET-Companion Animal Mobile Equipment Trailer (animal cages).

Columbus County was awarded monies to build a sheltering trailer, thru the NC Department of Crime Control and Public Safety (NCDCCPS), Domestic Preparedness Fund. Excess funds were used to purchase and donate animal cages for Cumberland County, for pet sheltering during an emergency event.

The value of the equipment is \$2731.25, however there is no cost to Cumberland County other than to maintain the equipment.

The Agreement requires signatures for authorization from County Manager, County Clerk, County Attorney and the Finance Director. The attachment includes 2-original copy sets.

Please return to Emergency Services. If you have any questions, I can be reached at 678-7688.

Attachments: MOA between Columbus County ES and Cumberland County

Exhibit A-Invoice

Exhibit B-MOA Between NCDCCPS and Columbus County ES



#### MEMORANDUM OF AGREEMENT

#### between

## COUNTY OF COLUMBUS, NORTH CAROLINA

#### and the

## COUNTY OF CUMBERLAND, NORTH CAROLINA

This Memorandum of Agreement is made thisd	lay of	, 2014, between
Columbus County, North Carolina, and Cumberland Co	ounty, North Carolina.	

## WITNESSETH:

WHEREAS, Columbus County is the controlling agency for the Companion Animal Mobile Equipment Trailer (CAMET) Grant Funds; and

WHEREAS, pursuant to N.C.G.S. §160A-274, Columbus County desires to donate to Cumberland County certain equipment, designated more fully in Exhibit A attached hereto and incorporated herein by reference, purchased with funds from Columbus County FY 2013 funds; and

WHEREAS, Cumberland County agrees to accept the equipment purchased with CAMET funds in accordance with the terms indicated below.

NOW, THEREFORE, pursuant to N.C.G.S. §160A-274, the parties hereto do mutually agree as follows:

- 1. Columbus County received a grant for CAMET equipment from the North Carolina Department of Public Safety, Division of Emergency Management for the implementation of the State of North Carolina's goals and strategies of the State Homeland Security Strategy 2012 2014. Funds from this CAMET grant were used to purchase the equipment designated more fully in the document attached hereto and incorporated by reference as Exhibit A. The aforesaid Memorandum of Agreement between the North Carolina Department of Public Safety, Division of Emergency Management and Columbus County is attached hereto and incorporated by reference as Exhibit B.
- Columbus County is donating the equipment in Exhibit A to Cumberland County for its use in implementing the State of North Carolina's goals and strategies of the State Homeland Security Strategy.
- Cumberland County is bound by the terms and conditions of the aforesaid attached Memorandum of Agreement between the North Carolina Department of Public Safety, Division of Emergency Management and Columbus County in the use of the equipment described in Exhibit A.
- Cumberland County shall hold the North Carolina Department of Public Safety, Division of
  Emergency Management and Columbus County harmless against all claims regardless of nature
  arising out of Cumberland Counties use of the equipment donated under this Memorandum of
  Agreement.
- Cumberland County agrees to maintain a complete and accurate inventory of the equipment and
  associated supplies and to maintain a documented list of location(s) of the equipment that can be
  produced upon request by an internal or external agency for the purpose of inspection, inventory,

financial, or fiscal audits. Cumberland County further warrants that said equipment will be used for the purposes authorized under the Department of Homeland Security grant.

6. It is understood that Cumberland County will retain custody of the property listed in Exhibit A and will assume complete responsibility for the equipment including security, maintenance (preventative or otherwise), insurance, and any associated expenses for supplies (disposable or reusable), not already included in the original purchase, and Cumberland County agrees to maintain the listed property in proper working condition per manufacture recommendations and requirements.

IN WITNESS WHEREOF, the parties hereto have executed this Memorandum of Agreement in duplicate originals, the day and year indicated above.

Recommended by:

Recommended by:

Columbus County Emergency Manager	Cumberland Jounty Emergency Manager
COUNTY OF COLUMBUS	* COUNTY OF CUMBERLAND
Columbus County Manager	Cumberland County Manager
Attest: V	Attest:
County Clerk  This instrument has been pre-audited in the manner required by the Local Government Budget and Fiscal Control Act.	County Clerk  This instrument has been pre-audited in the manner required by the Local Government Budget and Fiscal Act.
Columbus County Finance Director	Cumberland County Finance Director
Columbus County Finance Director	Cumberland County Finance Director
Approved as to Form and Legality:	Approved as to Form and Legality:
Make Stephen Columbus County Aftorney	A Monifula Cumberland County Attorney

384.

0830

Via

VSI-FAX



# INVOICE

## \*\*\* REPRINT \*\*\*

11316 46TH STREET N. TAMPA, FL 33617 Ph: 813-889-7161

Fax:

BILL TO: 300003

MISC ACCOUNTS-CASH-TAXABLE 11316 N 46TH ST STE 1 TAMPA, FL 33617 SHIP TO:

COLUMBUS COUNTY EMERGENCY SVCS 608 N THOMPSON ST WHITEVILLE, NC 28472

INVOICE NO:	36174516
DATE:	04/11/14
TIME:	09:01:58
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PAGE:	1 OF 1

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04/13

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# INVOICE

## REPRINT \*\*\*

11316 46TH STREET N. **TAMPA, FL 33617** 

Ph: 813-889-7161

Fax:

BILL TO: 300003

MISC ACCOUNTS-CASH-TAXABLE 11316 N 46TH ST STE 1 TAMPA, FL 33617

SHIP TO:

**COLUMBUS COUNTY EMERGENCY SVCS** 608 N THOMPSON ST WHITEVILLE, NC 28472

INVOICE NO:	36174518
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PAGE:	1 OF 1

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MOA#: 1213 Tax #: 56-6000289 MOA Amount: \$ 38,554.24 CFDA #: 97.067

## MEMORANDUM OF UNDERSTANDING/AGREEMENT

#### BETWEEN

## THE STATE OF NORTH CAROLINA,

## DEPARTMENT OF PUBLIC SAFETY, NORTH CAROLINA EMERGENCY MANAGEMENT

## AND

#### COLUMBUS COUNTY

## EMW-2012-SS-00100-S01

- I. PARTIES. The parties to this Memorandum of Understanding/Agreement (hereinafter referred to as "MOA" or "Agreement") are the State of North Carolina, Department of Public Safety, North Carolina Emergency Management and Columbus County.
- II. AUTHORITY. This Agreement is authorized under the provisions of: 1) Public Law 112-74, The Consolidated Appropriations Act of 2012, Division D; 2) Public Law 110-53, The 9/11 Commission Act of 2007; 3) Public Law 107-56, (6 U.S.C. § 101 et seq.), the USA Patriot Act of 2001; 4) Public Law 107-296, the Homeland Security Act of 2002; 5) Public Law 109-295, The Post-Katrina Emergency Management Reform Act of 2006, 6 U.S.C. 752(c); 6) the implementing recommendations or regulations of each Act or Law, if any; 7) the U.S. Department of Homeland Security, FY 2012 Homeland Security Grant Program (HSGP) Funding Opportunity Announcement (FOA) available at: <a href="http://www.fema.gov/pdf/government/grant/2012/fy12\_hsgp\_foa.pdf">http://www.fema.gov/pdf/government/grant/2012/fy12\_hsgp\_foa.pdf</a>; 8) FOA Number DHS-12-GPD-067-000-2; 9) applicable Grants Programs Directorate (GPD) Information Bulletins available at: <a href="http://www.fema.gov/government/grant/bulletins/">http://www.fema.gov/government/grant/bulletins/</a>; and 10) the N.C. Emergency Management Act, Chapter 166A of the North Carolina General Statutes.
- III. PURPOSE. The purpose of this Agreement is to establish responsibilities and procedures to implement the terms of the U.S. Department of Homeland Security (DHS) FY 2012 Homeland Security Grant Program (HSGP). A copy of the complete federal grant instructions is available at: http://www.fema.gov/pdf/government/grant/2012/fy12\_hsgp\_foa.pdf.

This Agreement is to set forth terms by which the State of North Carolina, Department

of Public Safety, North Carolina Emergency Management (Grantee), shall provide FY 2012 Homeland Security Grant Funding to the Columbus County (Sub-grantee) to purchase Companion Animal Mobile Equipment Trailers that will enable Sub-grantee to prevent, protect against, respond to, mitigate, and recover from potential acts of terrorism and other hazardous or catastrophic events.

IV. BACKGROUND. The Department of Homeland Security (DHS), through the Federal Emergency Management Agency (FEMA) Grants Program Directorate, in accordance with the authorities listed herein, created the FY2012 Homeland Security Grant Program, FOA Number DHS-12-GPD-067-000-2. This program was established to implement objectives addressed in a series of post-9/11 laws, strategy documents, plans, and presidential policy directives, including Presidential Policy Directive-8 (PPD-8) and the National Preparedness Goal (NPG), copies of which are available at: http://www.fema.gov/prepared/ppd8.shtm.

The Grantee and Sub-grantee enter into an arrangement by which the Grantee will provide Federal reimbursement funding to the Sub-grantee for the purchase of Companion Animal Mobile Equipment Trailers.

#### V. RESPONSIBILITIES.

- a. The State of North Carolina, Department of Public Safety, North Carolina Emergency Management shall:
  - (1) Provide reimbursement to the Sub-grantee for the cost of Companion Animal Mobile Equipment Trailers, as described in Attachment 1.
  - (2) Conduct periodic monitoring visits to the Sub-grantee to maintain grant compliance.
  - (3) The performance period for the award to the State of North Carolina, Department of Public Safety, North Carolina Emergency Management, ends on April 30, 2014. Funds allocated for the procurement of equipment must be encumbered and invoices dated on or prior to April 30, 2014.

## b. The Columbus County shall:

- (1) Expend FY 2012 Homeland Security Grant Program funds in accordance with the applicable FY 2012 Homeland Security Grant Program (HSGP) Funding Opportunity Announcement (FOA), the Grant Application Package, and the Grant Award and Special Conditions documents, incorporated by reference herein, of this MOA for the purchase of Companion Animal Mobile Equipment Trailers and the enhancement of all hazard preparedness.
- (2) Utilize State of North Carolina and/or local procurement policies and procedures for the procurement of the Companion Animal Mobile Equipment Trailers, and conform to applicable State and Federal law and the standards identified in the Procurement Standards Sections of

44 Code of Federal Regulations (CFR) Part 13 and 2 CFR Part 215. Sub-grantee must follow procurement procedures and policies as outlined in the applicable FY 2012 Homeland Security Grant Program (HSGP) Funding Opportunity Announcement (FOA) and the USDHS Financial Management Guide. Sub-grantee shall comply with all applicable laws, regulations and program guidance. Sub-grantee must comply with the most recent version of the Administrative Requirements, Cost Principles, and Audit requirements. Administrative and procurement practices must conform to applicable federal requirements. A non-exclusive list of regulations commonly applicable to DHS grants are listed below, codified in the following guidance: 44 CFR Part 13; 2 CFR 215; 2 CFR Parts 225, 220, and 230 (formerly OMB Circulars A-87, A21 and A-122); Federal Acquisition Regulations (FAR), Part 31.2; and OMB Circular A-133 "Audits of States, Local Governments, and Non-Profit Organizations"; 28 CFR Part 23 "Criminal Intelligence Systems Operating Policies"; 49 CFR Part 1520 "Sensitive Security Information"; Public Law 107-296, The Critical Infrastructure Act of 2002; Title VI of the Civil Rights Act of 1964, as amended, 42 U.S.C. 2000 et. seq.; Title IX of the Education Amendments of 1972, as amended, 20 U.S.C. 1681 et. seq; Section 504 of the Rehabilitation Act of 1973, as amended, 29 U.S.C. 794; The Age Discrimination Act of 1975, as amended, 20 U.S.C. 6101 et. seq.; Certifications and Assurances regarding Lobbying 31 U.S.C. 1352, Drug-Free Workplace Act, as amended, 41 U.S.C. 701 et. seq. and Certification Regarding Drug-Free Workplace Requirements, Debarment and Suspension Executive Orders 12549 and 12689 and 44 CFR Part 17 and Certification Regarding Debarment, Suspension and Other Responsibility Matters; Assurances as listed in SF 424B and SF 424D; and Grant Award and Special Conditions documents.

- (3) Submit invoice(s) requesting reimbursement for item(s) received to the NCEM Homeland Security grants manager. Grantee will reimburse Sub-grantee for eligible costs as outlined in the applicable USDHS Program Guidelines and Funding Opportunity Announcements. Subgrantee must take possession of all purchased equipment and receive any grant-eligible service prior to seeking reimbursement from the grantee.
- (4) Complete the procurement (s) process not later than April 30, 2014.
- (5) Provide quarterly progress reports to the NCEM Homeland Security grants manager as described in Attachment 2 by the following dates: 15 January, 15 April, 15 July, and 15 October.
- (6) Provide inventory list at project completion phase to the Homeland Security grants manager listing all equipment purchased through the grant.
- (7) Comply with the applicable federal statutes, regulations, policies, guidelines and requirements, reporting requirements and certifications Page 3 of 10

as outlined in the applicable 2012 Homeland Security Grant Program (HSGP) Funding Opportunity Announcement (FOA) and the USDHS Financial Management Guide and Special Conditions documents and FEMA Grant Programs Directorate Information Bulletins. As required in the FY 2012 Homeland Security Grant Program (HSGP) Funding Opportunity Announcement (FOA) and FEMA Grant Programs Directorate Information Bulletin No. 388 dated July 18, 2012, subgrantee must report all grant-funded equipment that supports defined resource typed capabilities and all training that supports a defined resource typed team using the fields in the FY 2012 Grant-Funded Typed Resource Report. This reporting will include both NIMS typed resources and State and local typed resources. The description and listing of NIMS typed resources can be found at: http://www.fema.gov/resource-management. A copy of the Grant-Funded Typed Resource Report form and an example of the completed report can be found on Attachment 3 of this document. The Subgrantee will include this Typed Resource Report with each cost report submitted for reimbursement. Additional information and a link to this report will be provided prior to any required Sub-grantee submission.

- (8) Maintain grant management filing system as required in Attachment 4.
- (9) Retain all original records pertinent to this MOA for a period of five years following the date of the closure of the grant award, or audit if required, or longer where required by law. However, if litigation, claim or audit has been initiated prior to the expiration of the five-year period and extends beyond the five year period, the records shall be retained until all litigation, claims or audit findings involving the records have been resolved.
- (10) Comply with current federal suspension and debarment regulations pursuant to OMB Circular A-133 which states in pertinent part that "[e]ffective November 26, 2003, when a non-federal entity enters into a covered transaction with an entity at a lower tier, the non-federal entity must verify that the entity is not suspended or debarred or otherwise excluded. Sub-grantee shall be responsible to ensure that it has checked the federal Excluded Parties List System (EPLS) to verify that contractors or sub-recipients have not been suspended or debarred from doing business with the federal government."
- (11) Ensure that FY 2012 HSGP funds are not used to support the hiring of any personnel for the purposes of fulfilling traditional public safety duties or to supplant traditional public safety positions and responsibilities.
- (12) Non-supplanting Requirement. Federal grant funds will be used to supplement existing funds, and will not replace (supplant) funds that have been appropriated for the same purpose.

- (13) All materials publicizing or resulting from award activities shall contain this acknowledgement: "This project was supported by a Federal award from the U.S. Department of Homeland Security, Office of Grants and Training and the North Carolina Department of Public Safety, North Carolina Emergency Management." Use of the federal program logo must be approved by DHS. Printed as a legend, either below or beside the logo shall be the words "100 percent Funded by U.S. Department of Homeland Security."
- (14) Sub-grantee shall order, receive, inspect, and stage the equipment and supplies. The purchase or acquisition of any additional materials, equipment, accessories or supplies beyond those identified in this MOA shall be the sole responsibility of Sub-grantee and shall not be reimbursed under this MOA. Sub-grantee shall prominently mark any equipment purchased with grant funding as follows: "Purchased with funds provided by the U.S. Department of Homeland Security."
- (15) Sub-grantee shall maintain an effective property management system that complies with the following requirements. Equipment is defined as tangible, non-expendable property having a useful life of more than one year and an acquisition cost of \$5,000 or more per unit. Subgrantee may have property management guidelines that are more restrictive, requiring a unit of equipment with a value of less than \$5,000 to be inventoried; if so, such equipment purchased under this award allocation shall be included in the reports submitted to Grantee.
  - a) Grantee and Sub-grantee shall take a physical inventory of the equipment. The EM Sub-grantee Equipment Inventory Report, Cost Reports with backup documentation, Certificate of Title, Site Visit Report and any other Sub-grantee reports or inventory reports that include information regarding the grant, vendor, invoice number, cost per item, number of items, description, location, condition and identification number may be used to meet this requirement Sub-grantee must provide Quarterly Progress Reports until all funds are expended.
  - b) Sub-grantee must ensure adequate safeguards to prevent loss, damage or theft. Sub-grantee shall be responsible for replacing or repairing equipment which is willfully or negligently lost, stolen, damaged, or destroyed. Any loss, damage or theft of the property must be investigated and fully documented, and made part of the official project records.
  - Sub-grantee must ensure adequate maintenance procedures exist to keep the equipment in good condition.
  - d) Disposition Procedures. Sub-grantee may dispose of the equipment when the original or replacement equipment acquired under the grant award is no longer needed for the original project or program. Items with a fair market value of less than \$5,000 may be retained, transferred or otherwise disposed of with prior approval of Grantee and in accordance with applicable program requirements. Items with a current per unit

Page 5 of 10

standard federal or fair market value in excess of \$5,000 may be retained, transferred or otherwise disposed of with prior Grantee approval in accordance with disposition requirements in 44 C.F.R. Part 13. Sub-grantee must provide documentation that includes the method used to determine current fair market value.

- (16) The purchase or acquisition of any additional materials, equipment, accessories or supplies, or the provision of any training or exercise beyond that identified in this MOA shall be the sole responsibility of Sub-grantee and shall not be reimbursed under this MOA.
- (17) No indirect or administrative costs will be charged to this allocation award.
- VI. FUNDING AND COMPENSATION. Grantee will reimburse Sub-grantee for the actual eligible costs incurred for the subject of this grant, Thirty-eight Thousand, Five Hundred Fifty-four Dollars and Twenty-four cents (\$38,554.24). Funds will be provided by the State of North Carolina, Department of Public Safety, North Carolina Emergency Management. The allocation of funds will be from the USDHS FY 2012 Homeland Security Grant Program.

All terms and conditions of this MOA are dependent upon and subject to the allocation of funds from DHS, FEMA and Grantee for the purposes set forth and the MOA shall automatically terminate if funds cease to be available. Allowable costs shall be determined in accordance with the applicable U.S. Department of Homeland Security Program Guidelines, which include, but may not be limited to, the FY 2012 Homeland Security Grant Program (HSGP) Funding Opportunity Announcement (FOA), available at: http://www.fema.gov/pdf/government/grant/2012/fy12\_hsgp\_foa.pdf, 44 C.F.R. Part 13, 2 CFR Parts 215, 220, and 230, Federal Acquisition Regulations (FAR) Part 31.2, OMB Circulars A-21, A-87, A-122 and A-133 and the U.S. DHS Financial Management Guide available at

http://www.dhs.gov/xlibrary/assets/Grants FinancialManagementGuide.pdf.

Allowable costs are also subject to the approval of the State Administrative Agent for the State of North Carolina, the Secretary of the Department of Public Safety.

- VII. WARRANTY. Sub-grantee shall hold Grantee harmless for any liability and personal injury that may occur from or in connection with the performance of this MOA to the extent permitted by the North Carolina Tort Claims Act. The parties agree that this Limitation of Liability shall not be construed as a waiver of sovereign immunity by either party. This Agreement does not give any person or entity other than the parties hereto any legal or equitable claim, right or remedy. This Agreement is intended for the sole and exclusive benefit of the parties hereto. This Agreement is not made for the benefit of any third person or persons. No third party may enforce any part of this Agreement or shall have any rights hereunder. This Agreement does not create, and shall not be construed as creating, any rights enforceable by any person not a party to this Agreement.
- VIII. PROPERTY. All property furnished under this agreement shall become the property of the Sub-grantee. The Sub-grantee shall be responsible for the custody and care of

any property furnished for use in connection with the performance of this agreement. Grantee will not be held responsible for any equipment purchased by Sub-grantee.

## IX. COMMUNICATIONS AND POINTS OF CONTACT

To provide consistent and effective communication between the Sub-grantee and the Department of Public Safety, North Carolina Emergency Management, each party shall appoint a Principal Representative(s) to serve as its central point of contact responsible for coordinating and implementing this MOA. Grantee contacts shall be Mr. H. Douglas Hoell, Jr., Director; Michael Daniska, Deputy Chief, Planning and Homeland Security Section and Patty Moyer, Grants Manager. The sub-grantee contact shall be William Clark, County ManagerColumbus County.

All confidential information of either party disclosed to the other party in connection with the services provided hereunder will be treated by the receiving party as confidential and restricted in its use to only those uses contemplated by the terms of this MOA. Any information to be treated as confidential must be clearly marked as confidential prior to transmittal to the other party. Neither party shall disclose to third parties, the other party's confidential information without written authorization to do so from the other party. Specifically excluded from such confidential treatment shall be information that: (i) as of the date of disclosure and/or delivery, is already known to the party receiving such information; (ii) is or becomes part of the public domain through no fault of the receiving party; (iii) is lawfully disclosed to the receiving party by a third party who is not obligated to retain such information in confidence; or (iv) is independently developed at the receiving party by someone not privy to the confidential information. In accordance with the FY 2012 Homeland Security Grant Program (HSGP) Funding Opportunity Announcement (FOA), "FEMA recognizes that much of the information submitted in the course of applying for funding under this program, or provided in the course of its grant management activities, may be considered law enforcement sensitive or otherwise important to national security interests. While this information under Federal control is subject to requests made pursuant to the Freedom of Information Act (FOIA), 5 U.S.C. §552 et. seq., all determinations concerning the release of information of this nature are made on a case-by-case basis by the FEMA FOIA Office. The Grantee and NCOI should be familiar with the regulations governing Sensitive Security Information (49 CFR Part 1520), as it may provide additional protection to certain classes of homeland security information."

X. SUBCONTRACTING. If the Sub-grantee subcontracts any or all purchases required under this Agreement, Sub-grantee agrees to include in the subcontract that the subcontractor is bound by the terms and conditions of this MOA. Sub-grantee agrees to include in the subcontract that the subcontractor shall hold Grantee harmless against all claims of whatever nature arising out of the subcontractor's performance of work under this MOA. If Sub-grantee subcontracts, a copy of the executed subcontract agreement must be forwarded to North Carolina Emergency Management. Contractual arrangement shall in no way relieve Sub-grantee of its responsibilities to ensure that all funds issued pursuant to this grant be administered in accordance with all state and federal requirements. Sub-grantee is bound by the terms, conditions and restrictions of the applicable USDHS Program Guidelines and Funding Opportunity Announcement referenced herein.

- XI. SITUS. This Agreement shall be governed by the laws of North Carolina, and venue for any disputed matters or claims shall be in the Superior Court of Wake County, North Carolina.
- XII. ANTITRUST LAWS. This Agreement is entered into in compliance with all State and Federal antitrust laws.
- XIII. COMPLIANCE WITH THE LAW. Sub-grantee shall be wholly responsible for the purchases to be made under this MOA and for the supervision of its employees and assistants. Sub-grantee shall be responsible for compliance with all laws, ordinances, codes, rules, regulations, licensing requirements and other regulatory matters that are applicable to the conduct of its business and purchase requirements performed under this MOA, including those of federal requirements and State and local agencies having appropriate jurisdiction and found in the FY 2012 Homeland Security Grant Program (HSGP) Funding Opportunity Announcement (FOA).
- XIV. OTHER PROVISIONS/SEVERABILITY. Nothing in this Agreement is intended to conflict with current laws or regulations of the State of North Carolina, Department of Public Safety or the Columbus County. If any term of this Agreement is found by any court or other legal authority, or is agreed by the parties to be in conflict with any law or regulation governing its subject, the conflicting term shall be considered null and void. The remaining terms and conditions of this Agreement shall remain in full force and effect.
- XV. ENTIRE AGREEMENT. This Agreement and any exhibits and amendments annexed hereto and any documents incorporated specifically by reference represent the entire agreement between the parties and supersede all prior oral and written statements or agreements.
- XVI. MODIFICATION. Modifications of this agreement must be in writing and upon approval of both parties except as modified by official USDHS Federal Grant Adjustment Notice (GAN).
- XVII. TERMINATION. The terms of this agreement, as modified with the consent of all parties, will remain in effect until April 30, 2014. Either party may terminate this Agreement upon thirty (30) days advance written notice to the other party.

Upon approval by USDHS, FEMA and the issuance of the Grant Adjustment Notice, if this MOA is extended, the termination date for the extension will be the date listed in the applicable USDHS Grant Adjustment Notice, incorporated by reference herein, or as established by the State Administrative Agency, whichever is sooner.

If Sub-grantee materially fails to comply with the terms of the award and DHS or Grantee suspends or terminates the grant award in accordance with 44 C.F.R., the applicable FY 2012 Homeland Security Grant Program (HSGP) Funding Opportunity Announcement (FOA) and other applicable authorities, incorporated by reference herein, Sub-grantee shall reimburse North Carolina Emergency Management for said property.

- XVIII. EXECUTION AND EFFECTIVE DATE. This Agreement will become binding upon execution of all parties to the Agreement. The terms of this Agreement will become effective on October 15, 2012. The last signature shall be that of Mr. Gerald A. Rudisill, Jr., Chief Deputy Secretary, North Carolina Department of Public Safety.
- XIX. TERM OF THIS AGREEMENT. This Agreement shall be in effect from October 15, 2012 to April 30, 2014.

IN WITNESS WHEREOF, the parties have each executed this Agreement and the parties agree that this Agreement will be effective as of October 15, 2012.

N.C. DEPARTMENT OF PUBLIC SAFETY

H. DOUGLAS HOELL, DIRECTOR

NORTH CAROLINA EMERGENCY MANAGEMENT

**COLUMBUS COUNTY** 

WILLIAM CLARK, COUNTY MANAGER

**COLUMBUS COUNTY** 

APPROVED AS TO PROCEDURES:

BY: MUW L. NEWW MARVIN L. MERVIN, CONTROLLER DEPARTMENT OF PUBLIC SAFETY

BY: CASANDRA G. WHITE, GENERAL COUNSEL REVIEWED FOR THE DEPARTMENT OF PUBLIC SAFETY, BY CASANDRA G. WHITE, CCPS GENERAL COUNSEL, TO FULFILL THE PURPOSES OF THE US DEPARTMENT OF HOMELAND SECURITY GRANT PROGRAMS

BY:

[LOCAL GOVT OFFICIAL NAME, TITLE]
[LOCAL GOVT]

BY:

[LOCAL GOVT OFFICIAL NAME, TITLE]
[LOCAL GOVT]

GERALD A. RUDISILL, JR. CHIEF DEPUTY SECRETARY DEPARTMENT OF PUBLIC SAFETY

THIS MOA WAS PREVIOUSLY APPROVED AS TO FORM BY THE NORTH CAROLINA DEPARTMENT OF JUSTICE FOR THE FY2012 HOMELAND SECURITY GRANT PROGRAM ONLY AND IS SUBJECT TO EXECUTION BY GERALD A. RUDISILL, JR., CHIEF DEPUTY SECRETARY OF THE DEPARTMENT OF PUBLIC SAFETY. THIS MOU/MOA SHOULD NOT BE USED FOR OTHER MOUS/MOAS FOR THE STATE HOMELAND SECURITY GRANT PROGRAM FOR OTHER FISCAL YEARS.

**Attachment 1** 

# **PROJECT SUMMARY - FY2012Funding**

NOTE: Yellow blocks contain drop-down lists. Green blocks are blanks to be filled in, as appropriate.

Applicant	Columbus County: Emergency Management
Funds Awarded	<b>35.538.55.4.24</b>
Project Description	Project would allow to attract austion of two Companion Anniel Mobile Equipment Trailer (CAMET). The CAMET will be used to provide equipment for pet meanly steelers within Begion 3.

Planned	Expenditures
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Equipment	\$38,554.24
Exercise	\$0.00
Planning	\$0.00
Training	\$0.00

Difference between Funds Awarded & Planned Expenditures (should be \$0)

\$0.00

	Equipment Description & Primary Use	RKB#	# items	Item Cost	Extended Cost	Tax	Shipping/ Handling		Total
Compar	iros Animal Mobile Equipment Frailer 01/	AR-OSPA	-200 -	\$ 17-37/01/2 \$	\$35,154.24 \$-	\$	\$ 3,400	\$ <i>**</i> \$	38 554 24
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**Attachment 2** 

## QUARTERLY PROGRESS REPORT

Subgrantee: Columbus County

FY12 SHSP - MOA #EMW-2012-SS-00100-S01-1213

Quarter (list dates):

Grant Award: \$38,554.21

Funds Expended Prior Quarters: Funds Expended this Quarter:

Activities	Metric	Current Status
1. Equipment	Date, current status (ex. List needs identified, items in vendor negotiation, purchased, placed in service, etc.)	

**Attachment 3** 

#### **Tool Instructions:**

- 1. Each row should contain one piece of equipment purchased with or training held using grant funds for current reporting period. Only report purchases and trainings that have already been completed and funds have been expended and drawn down.
- 2. Choose from the drop-down menu whether the line is for equipment or training, the NIMS Typed Discipline, NIMS Typed Resource and NIMS Type #, as published by FEMA's National Integration Center (NIC) that the equipment supports, if NIMS Typed.
- 2a. If equipment or training is not NIMS Typed, choose "State/Local Other" in drop-down menu and provide State/Local typing or Community of Interest information in the Comments.
- 3. Choose whether the piece of equipment or training is to "Sustain Current" existing capabilities or will increase or "Add New" capability.
- 4. Choose the Core Capability or Capabilities that the Typed Resource supports. If more than one Core Capability is applicable, expand the columns by clicking the '+' above the 'Cost of Purchase' column to show more 'Core Capability Supported' columns.
- 5. Enter the cost of the equipment or training.
- 5. Enter additional information in the Comments, including a brief description of whether the training or equipment purchased sustains existing capabilities; adds or improves an existing capability; or builds a new capability from scratch.

Carolina Count		2012-SS-00119-1XXX		Generators & Gener	ator Switches						
Equipment or Training	NIMS Typed Discipline or State/Local Discipline/Community of Interest Supported	NIMS Typed Resource Supported	· NIMS Type#	State/Local Typed Resource Supported (if applicable)	Typed Equipment Purchased	# of Personnel Trained for Typed Teams	# of Typed Teams Trained	Sustain Current Capability/Add New Capability	Core Capability Supported	Cost of Purchase	Comments
Equipment	Fire / Hazmat	HazMat Entry Team	1	N/A	WMD Liquid Splash- Protective CPC	N/A	N/A	Add New	Environmental Response / Health and Safety	\$ 90,000.00	This new PPE will increase a Type II to a Type I HazMat Entry Team by fullfilling the PPE requirements for a Type I team. This investment completes the upgrade of this team.
Training	Incident Management	Incident Management Team	u	N/A ·	N/A			Sustain Current	Operational Coordination	\$ 150,000.00	This Training sustained policy awareness for a State and two Regional IMTs. This training maintains emergency staff awareness that would have otherwise been out-of-date within 3 months of the training.
Equipment	Public Health and Medical	State / Local Other (provide in comments section)	State / Local Other	Wathermalance	ALS Rescue Boat	N/A	N/A	Add New	Mass Care Services	\$ 100,000.00	The ALS Rescue Boat meets State typing for Water Ambulance. This equipment purchase adds a new capability to the local EMS. Teams will begin training to complete the resource.
Training	Search and Rescue	US&R Task Forces	n	N/A	N/A	63	23	Sustain Current	Mass Search and Rescue Operations	\$ 75,000.00	63 Responders were trained i structural collapse to suppor 23 Type II USAR Teams. This training sustained current levels of staffing in anticipation of current staff retiring.

**Attachment 4** 

## Required Sub-Grantee File Documentation

Sub-grantee or sub-recipient must meet the financial administration requirements in 44 CFR Part 13 and must maintain a file for each homeland security grant award. The files must be available for review by the North Carolina Division of Emergency Management – Homeland Security Branch Staff for site visits, project closeout and future audits.

Sub-grantee or sub-recipient must include appropriate documentation in the file, including but not limited to the following documents:

Conditional Grant Award Letter

Memorandum of Agreement/Memorandum of Understanding and Supporting Appendices

Quarterly Progress Reports

Completed appropriate cost report forms with invoices

 $ar{c}$ 

4.1

AMY H. CANNON Interim County Manager



JAMES E. LAWSON Assistant County Manager

QUENTIN T. McPHATTER
Assistant County Manager

ITEM NO. 2 G(1) - 2 G(4)

## OFFICE OF THE COUNTY MANAGER

## MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF MAY 19, 2014

TO:

**BOARD OF COUNTY COMMISSIONERS** 

FROM:

AMY H. CANNON, INTERIM COUNTY MANAGER

DATE:

MAY 14, 2014

SUBJECT:

APPROVAL OF CUMBERLAND COUNTY FACILITIES COMMITTEE

REPORT AND RECOMMENDATION(S)

## **BACKGROUND**

The Cumberland County Facilities Committee met on Thursday, May 8, 2014 and discussed the following:

- Approval of Lease Renewal for NC Department of Public Safety Located at 412 Russell Street.
- Approval of Lease Renewal for Coastal Horizons Center, Inc (TASC) Located at 412 Russell Street.
- 3) Approval of Exemption for Request of Qualification Based Selection for Engineering Services Needed to Expand Courthouse Parking.
- 4) Approval of Detention Center Expansion Project Closeout.

Separate memos for each item are attached and the minutes of the Policy Committee are also attached for your convenience.

## RECOMMENDATION/PROPOSED ACTION

Approve the recommendations of the Cumberland County Facilities Committee.

/ct

CM051414-2

# CUMBERLAND COUNTY FACILITIES COMMITTEE NEW COURTHOUSE, 117 DICK STREET, 5TH FLOOR, ROOM 564 MAY 8, 2014 - 8:30 A.M. MINUTES

MEMBERS PRESENT:

Commissioner Billy King, Chairman (arrived at 8:45 a.m.)

Commissioner Kenneth Edge

Commissioner Charles Evans (arrived at 8:50 a.m.)

OTHER COMMISSIONERS

PRESENT:

Commissioner Ed Melvin

Chairman Jeannette Council (arrived at 8:50 a.m.)

OTHERS PRESENT:

Amy Cannon, Interim County Manager James Lawson, Assistant County Manager Quentin McPhatter, Assistant County Manager

Sally Shutt, Public Information Director Rick Moorefield, County Attorney

Jeffery Brown, Engineering and Infrastructure Director

Melissa Cardinali, Finance Director

Vicki Evans, Finance Accounting Manager Jackie Beal, Department of Public Safety

Candice White, Clerk to the Board

Kellie Beam, Deputy Clerk to the Board

Press

Commissioner Billy King called the meeting to order.

APPROVAL OF MINUTES – MARCH 6, 2014 MEETING

MOTION:

Commissioner Edge moved to approve the minutes.

SECOND:

Commissioner King

VOTE:

**UNANIMOUS (2-0)** 

 CONSIDERATION OF APPROVAL OF THE LEASE RENEWAL FOR NC DEPARTMENT OF PUBLIC SAFETY LOCATED AT 412 RUSSELL STREET

## BACKGROUND:

Cumberland County currently has a lease with NC Department of Public Safety (formerly NC Department of Corrections) for office space located in the Community Corrections Building at 412 Russell Street. The current lease is for 1,465 square feet (SF) and is a five year lease set to expire on June 30, 2014. The lease rate started at \$13.83/SF and increased incrementally each year. The lease rate for the current fiscal year is \$14.82/SF.

County Management and the Engineering and Infrastructure Director met with representatives from the NC Department of Public Safety on March 20, 2014, to discuss the lease renewal. The drug lab that was operational within the building and included as part of the initial lease was closed by the state earlier this year. There is a conference room where half of the square footage was included in the lease, as it was being utilized by the Judicial District Manager at the time of the original lease. It is important to note that the county by general statutes is required to provide office space for probation officers and their administrative support. However, the county is not obligated to provide office space or a conference room for the Judicial District Manager nor their administrative staff.

The drug lab, a small restroom used by the drug lab, and the conference room square footages cannot be included in the new lease. However, the NC Department of Public Safety has requested to lease another office space and a conference room for the sole use of the Judicial District Manager and her staff. With the removal of these areas and the addition of the new requested space, the total square footage to be included in the new lease will be 1,034 SF.

The NC Department of Public Safety requested that the new lease be for a term of three years and to have a lease rate that does not increase incrementally each year throughout the life of the lease. County Management along with the Engineering and Infrastructure Director discussed a lease rate and felt that a lease rate of \$15/SF would be a fair number to offer the NC Department of Public Safety for the space that they are currently occupying as well as the additional space that they are requesting. This lease rate has been presented to the representatives of the NC Department of Public Safety and they too feel that this is a fair rate for the space. No other changes to the lease other than the square footage, the lease rate, and the lease duration are being recommended at this time.

## RECOMMENDATION/PROPOSED ACTION:

The Engineering and Infrastructure Director and County Management recommend that the Facilities Committee vote to approve the lease rate of \$15/SF for a period of three years and recommend to the Board of Commissioners to approve the lease renewal following the approval of the County Attorney.

\*\*\*\*

Jeffery Brown, Engineering and Infrastructure Director, reviewed the background information and recommendation as recorded above.

Commissioner King asked if this location could be used for a county crime lab the District Attorney mentioned during the Safe Streets Symposium. Jackie Beal, NC Department of Public Safety, stated it is a small lab and she does not know the square footage the District Attorney's office would need but it may be a good fit. Ms. Beal stated the lab is in the middle of a probation office in a secure area so anyone coming and going would have to go through metal detectors. Amy Cannon, Interim County Manager, stated Assistant County Manager Quentin McPhatter is researching other county and city

governments that have their own labs. Ms. Cannon stated they are working on getting information together and gathering operating and equipment costs and it is quite expensive. Ms. Cannon stated in some areas the city and county jointly fund the operation. Commissioner King stated he feels anything the county can do to assist in this effort should be done. Commissioner Edge stated if a decision is made for the city and county to fund the lab, he feels the other municipalities should assist in the cost.

MOTION: Commissioner Edge moved to recommend to the full board consideration

of approval of the lease renewal for NC Department of Public Safety located at 412 Russell Street at a lease rate of \$15/SF for a period of three

years.

SECOND: Commissioner King

VOTE: UNANIMOUS (2-0)

3. CONSIDERATION OF APPROVAL OF THE LEASE RENEWAL FOR COASTAL HORIZONS CENTER, INC. (TASC) LOCATED AT 412 RUSSELL STREET

## BACKGROUND:

Cumberland County currently has a lease with Coastal Horizons Center, Inc. for office space located in the Community Corrections Building at 412 Russell Street. The current lease is for 1,505.9 SF and is a three year lease set to expire on June 30, 2014. The lease rate is \$14.57/SF.

County Management and the Engineering and Infrastructure Director met with representatives from the Coastal Horizons Center, Inc. on April 4, 2014, to discuss the lease renewal. The representatives stated within the meeting that they were very pleased with the space as well as county staff that handled the janitorial duties within the building. The representatives were informed at this meeting that the original lease did not accurately reflect the actual square footage of the space being occupied by their organization. The correct square footage should have been 1,773 SF. The county was informed at this time that one office (room #124) was not currently being used by their organization and it was later communicated to the county that they felt that it should not be included within the new lease. County Management and the Engineering and Infrastructure Director feel that this office should remain in the new lease as it is located in the midst of their space and the county's ability to lease this one small office to another organization would be extremely difficult.

County Management along with the Engineering and Infrastructure Director discussed a lease rate and feel that a lease rate of \$15/SF would be a fair number to offer Coastal Horizons Center, Inc. for the space that they are currently leasing. This is the same rate that is being recommended for NC Department of Public Safety. No other changes to the lease other than the square footage and the lease rate are being recommended at this time.

## RECOMMENDATION/PROPOSED ACTION:

The Engineering and Infrastructure Director and County Management recommend that the Facilities Committee vote to approve the lease rate of \$15/SF for a period of three years and recommend to the Board of Commissioners to approve the lease renewal following the approval of the County Attorney.

\*\*\*\*

Jeffery Brown, Engineering and Infrastructure Director, reviewed the background information and recommendation as recorded above and responded to questions.

MOTION: Commissioner Edge moved to recommend to the full Board consideration

of approval of the lease renewal for Coastal Horizons Center, Inc. (TASC) located at 412 Russell Street at a lease rate of \$15/SF for 1,773 SF for a

period of three years.

SECOND:

Commissioner King

VOTE:

**UNANIMOUS (2-0)** 

## 4. UPDATE ON FRONT STEPS OF NEW COURTHOUSE

#### BACKGROUND:

Engineering and Infrastructure staff noticed in the early part of February that there was an area on the front steps of the new courthouse that was beginning to fail. Due to safety concerns for employees and citizens entering and leaving the courthouse, this section of steps was taped off to prevent them from being utilized. Staff immediately began to investigate and engaged the architect that completed the construction drawings. While the evaluation was underway, it was later discovered that there was failure in all sections of the steps and the decision was made to simply barricade the steps for safety precautions.

According to the construction drawing, the precast terrazzo treads and risers were to be imbedded in a concrete base. The concrete base was designed to provide the structural support for the 2" terrazzo treads and risers. However, the investigation has revealed that the concrete base was not constructed properly which in turn has led to the failure of the treads and risers in the areas in which we can access.

At this time, all the precast terrazzo treads and risers will have to be removed in order to determine what actions can be taken to repair the failure. A pre-bid meeting was held for the demolition work on April 17, 2014, and the department is in the process of receiving bids for this work. Once the demolition is complete, then a more thorough assessment can be completed and a repair plan can be developed.

## RECOMMENDATION/PROPOSED ACTION:

The Facilities Committee is not being asked to take action at this time. The purpose for this item was to update the committee on what actions were being taken by the Engineering and Infrastructure Department to address the issue.

\*\*\*\*

Mr. Brown reviewed the background information as an update and responded to questions. Mr. Brown stated no action was necessary by the Facilities Committee.

5. CONSIDERATION OF APPROVAL OF EXEMPTION FOR REQUEST FOR QUALIFICATION BASED SELECTION FOR ENGINEERING SERVICES NEEDED TO EXPAND COURTHOUSE PARKING

## BACKGROUND:

At the Board of Commissioners meeting held December 21, 2009, the Board unanimously approved the demolition of the Legal Aid Building and to covert the property into paved parking. The structure has now been demolished and the Engineering and Infrastructure Department is ready to move forward with converting this vacant space into paved parking as previously directed.

The surrounding paved parking was designed and sealed by Gordon Rose. At that time, Mr. Rose was employed by McKim & Creed. However, since that time, McKim & Creed no longer has a local office and Mr. Rose is now employed by Call Signs Engineers which is located in Fayetteville on Gillespie Street.

Units of local government per GS 143-64.2 have the ability to exempt projects from a qualification based selection process where an estimated professional fee is an amount less than \$30,000. The professional fees for the design of this proposed parking will be much less than this amount. Due to this and the fact that Mr. Rose was the engineer of record for the adjacent parking, it is the recommendation of the Engineering and Infrastructure Department for the Board of Commissioners to exempt this project from the qualification based selection process.

## RECOMMENDATION/PROPOSED ACTION:

The Engineering and Infrastructure Director and County Management recommend that the Facilities Committee vote to approve the exemption of professional services needed for the expansion of the existing parking lot and recommend to the Board of Commissioners to approve a resolution of exemption at the regularly scheduled board meeting on May 19, 2014.

\*\*\*\*

Mr. Brown reviewed the background information and recommendation as recorded above and responded to questions.

MOTION: Commissioner Edge moved to recommend to the full board consideration of approval of the exemption of professional services needed for the expansion of the existing parking lot and recommending to approve a

resolution of exemption at the May 19, 2014, Board of Commissioners

meeting.

SECOND:

Commissioner King

VOTE:

**UNANIMOUS (3-0)** 

6. CONSIDERATION OF APPROVAL OF THE DETENTION CENTER EXPANSION PROJECT CLOSEOUT

## BACKGROUND:

In August 2012, Cumberland County executed a construction contract with Metcon-Balfour Beatty in the amount of \$12,994,214 for the Detention Center Expansion Project. A Notice to Proceed was issued on September 5, 2012, with a substantial completion date of October 27, 2013, and a final completion date of November 27, 2013. The expansion was completed in January and a dedication ceremony was held on February 3, 2014.

While the contractor believed that the project would be completed by the end date specified in the contract and continuously relayed that message to the owner, in reality that significant amount of rainfall throughout the contract was simply too much to overcome to meet the established completion date. There are provisions within the contract that allow consideration of additional time due to excessive rainfall.

Included within the contract amount was a contractor contingency amount of \$235,376 and an owner contingency amount of \$325,000. The contractor contingency was to be used to cover any issues that arose during construction that the contractor had failed to include in scoping the project. The owner contingency amount was to be used for owner initiated changes or design changes initiated by the Architect. The owner contingency was substantially impacted by a \$123,781 cost of enclosing the west stairwell; a request originated by detention center staff.

It was initially reported at the December Facilities Committee meeting that it was believed that the contract could be completed within the initial budget. However, there were several changes that had to be made as a result of the Department of Health and Human Services inspection as well as the Fire Marshall's inspection that took place after this meeting. There was also additional cost to the contractor for several design changes that took place after the original bid was submitted.

For these reasons, the original contract value of \$12,994,214 needs to be increased by a total of \$67,000 to cover the additional cost that was beyond the Metcon-Balfour Beatty's control. The project will be able to be closed out financially if this additional funding is allocated. However, the county will not officially process the final invoice until such time that all affidavits have been submitted that all subcontractors have been paid as well as all punch list items corrected.

## RECOMMENDATION/PROPOSED ACTION:

The Engineering and Infrastructure Director and County Management recommend that the Facilities Committee vote to approve the allocation of the additional funding in the amount of \$67,000 and recommend to the Board of Commissioners to approve this additional funding at the regularly scheduled board meeting on May 19, 2014.

## ADDITIONAL FINANCE RECOMMENDATION:

As discussed at the December 5, 2013, Facilities Committee meeting, the General Fund budget for FY14 failed to transfer funds to the project to cover the contractual cost already obligated. The original budget should have included \$423,433 for this purpose. However, the county has received sales tax reimbursements for this project in the amount of \$180,675. These funds can be used to offset the \$423,433.

Therefore, budget revisions are included which will:

- Recognize sales tax receipts of \$180,675.
- Increase the construction contract \$67,000.
- Transfer General Fund balance that should have been included in the FY14 budget of \$309,758 (\$423,433 180,675 + 67,000).

\*\*\*\*

Mr. Brown and Melissa Cardinali, Finance Director, reviewed the background information and recommendations as recorded above and responded to questions.

MOTION:

Commissioner Edge moved to recommend to the full board consideration of approval of the allocation of the additional funding in the amount of \$67,000 for the Detention Center Expansion and approve the budget amendments to offset the \$423,433 as recommended by the Finance Director.

SECOND:

Commissioner King UNANIMOUS (3-0)

VOTE:

## OTHER ITEMS OF BUSINESS

Commissioner Edge asked for an update on the development of a current Capital Improvement Plan. Mr. Brown stated the Capital Improvement Plan is currently still in the infancy stages. Mr. Brown further stated the Request for Qualification (RFQ) for the roof assessments and parking lot assessments is 95% drafted. Mr. Brown stated the parking lot assessment should be issued within the next two weeks and the roof assessment should be issued within the next thirty days.

Commissioner Edge stated he believes it is important for the commissioners to have a current Capital Improvement Plan to see what the capital needs are and to have some degree of priority even though the priorities can change at any time.

Ms. Cannon stated developing the Capital Improvement Plan is a priority and Mr. Brown will have both RFQ's out within the next four weeks to keep the process moving. Ms. Cannon further stated the process will be a part of the recommended budget at the budget presentation to the full board at the end of this month.

MEETING ADJOURNED AT 9:24 AM.



## ENGINEERING & INFRASTRUCTURE DEPARTMENT

**IEFFERY P. BROWN, PE** 

Engineering & Infrastructure Director

## MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF MAY 19, 2014

TO:

BOARD OF COUNTY COMMISSIONERS

FROM:

JEFFERY P. BROWN, PE, E & I DIRECTOR

THROUGH: AMY H. CANNON, INTERIM COUNTY MANAGER

DATE:

MAY 14, 2014

SUBJECT:

LEASE RENEWAL FOR NC DEPARTMENT OF PUBLIC SAFETY

LOCATED AT 412 RUSSELL STREET

## **BACKGROUND**

Cumberland County currently has a lease with NC Department of Public Safety (formerly NC Department of Corrections) for office space located in the Community Corrections Building at 412 Russell Street. The current lease is for 1,465 Square Feet (SF) and is a five year lease set to expire on June 30, 2014. The lease rate started at \$13.83/SF and increased incrementally each year. The lease rate for the current fiscal year is \$14.82/SF.

County Management and the Engineering & Infrastructure Director met with representatives from the NC Department of Public Safety on March 20th do discuss the lease renewal. The drug lab that was operational within the building and included as part of the initial lease was closed by the State earlier this year. There is a conference room where half of the square footage was included in the lease, as it was being utilized by the Judicial District Manager at the time of the original lease. It is important to note that the County by General Statutes is required to provide office space for probation officers and their administrative support. However, the County is not obligated to provide office space or a conference room for the Judicial District Manager nor their administrative staff.

So with that said, the drug lab, a small restroom used by the drug lab, and the conference room square footages cannot be included in the new lease. However, the NC Department of Public Safety has requested to lease another office space and a conference room for the sole use of the Judicial District Manager and her staff. I have attached a copy of the layout showing the space to be included within the new lease for your review. With the removal of

these areas and the addition of the new requested space, the total square footage to be included in the new lease will be 1,034 SF.

The NC Department of Public Safety requested that the new lease be for a term of three years and to have a lease rate that does not increase incrementally each year throughout the life of the lease. County Management along with the Engineering & Infrastructure Director discussed a lease rate and felt that a lease rate of \$15/SF would be a fair number to offer the NC Department of Public Safety for the space that they are currently occupying as well as the additional space that they are requesting. This lease rate has been presented to the representatives of the NC Department of Public Safety and they too feel that this is a fair rate for the space. No other changes to the lease other than the square footage, the lease rate, and the lease duration are being recommended at this time.

This information was presented to the Facilities Committee on May 8, 2014.

## RECOMMENDATION

The Engineering and Infrastructure Director, County Management and the Facilities Committee recommend that the Board of Commissioners vote to approve a new three year lease a lease rate of \$15/SF following the approval of the County Attorney.



## ENGINEERING & INFRASTRUCTURE DEPARTMENT

JEFFERY P. BROWN, PE Engineering & Infrastructure Director

## MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF MAY 19, 2014

TO:

**BOARD OF COUNTY COMMISSIONERS** 

FROM:

JEFFERY P. BROWN, PE, E & I DIRECTOR

THROUGH: AMY H. CANNON, INTERIM COUNTY MANAGER

DATE:

MAY 14, 2014

SUBJECT:

LEASE RENEWAL FOR COASTAL HORIZONS CENTER, INC

(TASC) LOCATED AT 412 RUSSELL STREET

## BACKGROUND

Cumberland County currently has a lease with Coastal Horizons Center, Inc. for office space located in the Community Corrections Building at 412 Russell Street. The current lease is for 1,505.9 Square Feet (SF) and it is a three year lease set to expire on June 30, 2014. The lease rate is \$14.57/SF.

County Management and the Engineering & Infrastructure Director met with representatives from the Coastal Horizons Center, Inc. on April 4th do discuss the lease renewal. The representatives stated within the meeting that they were very pleased with the space as well as County staff that handled the janitorial duties within the building. The representatives were informed at this meeting that the original lease did not accurately reflect the actual square footage of the space being occupied by their organization. The correct square footage should have been 1773 SF. The County was informed at this time that one office (room #124) was not currently being used by their organization and it was later communicated to the County that they felt that it should not be included within the new lease. I have attached a layout of their space for your review as well as the square footage for each room that is currently within the lease. County Management and the Engineering and Infrastructure Director feel that this office should remain in the new lease as it is located in the midst of their space and the County's ability to lease this one small office to another organization would be extremely difficult.

County Management along with the Engineering & Infrastructure Director discussed a lease rate and feel that a lease rate of \$15/SF would be a fair number to offer Coastal Horizons Center, Inc. for the space that they are currently leasing. This is the same rate that is being recommended for NC Department of Public Safety. No other changes to the lease other than the square footage and the lease rate are being recommended at this time.

This information was presented to the Facilities Committee on May 8, 2014.

#### RECOMMENDATION

The Engineering and Infrastructure Director, County Management and the Facilities Committee recommend that the Board of Commissioners vote to approve a new three year lease a lease rate of \$15/SF following the approval of the County Attorney.



#### ENGINEERING & INFRASTRUCTURE DEPARTMENT

IEFFERY P. BROWN, PE

Engineering & Infrastructure Director

#### MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF MAY 19, 2014

TO:

**BOARD OF COUNTY COMMISSIONERS** 

FROM:

JEFFERY P. BROWN, PE, E & I DIRECTOR

THROUGH: AMY H. CANNON, INTERIM COUNTY MANAGER

DATE:

MAY 14, 2014

SUBJECT:

EXEMPTION OF REQUEST FOR QUALIFICATION BASED

SELECTION FOR ENGINEERING SERVICES NEEDED TO

EXPAND COURTHOUSE PARKING

#### BACKGROUND

At the Board of Commissioners Meeting held December 21, 2009, the Board unanimously approved the demolition of the Legal Aid Building and to covert the property into paved parking. As you are aware, the structure has now been demolished and the Engineering & Infrastructure Department is ready to move forward with converting this vacant space into paved parking as previously directed.

The surrounding paved parking was designed and sealed by Gordon Rose. At that time, Mr. Rose was employed by McKim & Creed. However, since that time, McKim & Creed no longer has a local office and Mr. Rose is now employed by Call Signs Engineers which is located in Fayetteville on Gillespie Street.

Units of local government per GS 143-64.2 have the ability to exempt projects from a qualification based selection process where an estimated professional fee is an amount less than \$50,000. The professional fees for the design of this proposed parking will be much less than this amount. Due to this and the fact that Mr. Rose was the engineer of record for the adjacent parking, it is the recommendation of the Engineering and Infrastructure Department for the Board of Commissioners to exempt this project from the qualification based selection process.

This information was presented to the Facilities Committee on May 8, 2014.

#### RECOMMENDATION

The Engineering and Infrastructure Director, County Management and the Facilities Committee recommend that the Board of Commissioners vote to approve the resolution exempting the professional services needed for the expansion of the existing parking lot.

## RESOLUTION EXEMPTING COURTHOUSE PARKING LOT EXPANSION FROM G.S. 143-64.31

WHEREAS, G.S. 143-64.31 requires the initial solicitation and evaluation of firms to perform architectural, engineering, surveying, construction management-at-risk services, and design-build services (collectively "design services") to be based on qualifications and without regard to fee;

WHEREAS, the County proposes to enter into one or more contracts for design services for work on converting the site of the form Legal Aid Building into courthouse parking; and

WHEREAS, G.S. 143-64.32 authorizes units of local government to exempt contracts for design services from the qualifications-based selection requirements of G.S. 143-64.32 if the estimated fee is less than \$50,000; and

WHEREAS, the estimated fee for design services for the above-described project is less than \$50,000.

NOW, THEREFORE, THE BOARD OF COMMISSIONERS OF THE COUNTY OF CUMBERLAND RESOLVES:

Section 1. The above-described project is hereby made exempt from the provisions of G.S. 143-64.31.

Section 2. This resolution shall be effective upon adoption.

Adopted this 19th day of May, 2014.

Chairman, Cumberland County Board of Commissioners

Attest:

Clerk to the Board of Commissioners



#### **ENGINEERING & INFRASTRUCTURE DEPARTMENT**

#### IEFFERY P. BROWN, PE

Engineering & Infrastructure Director

#### MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF MAY 19, 2014

TO:

BOARD OF COUNTY COMMISSIONERS

FROM:

JEFFERY P. BROWN, PE, E & I DIRECTOR

THROUGH: AMY H. CANNON, INTERIM COUNTY MANAGER

DATE:

MAY 14, 2014

SUBJECT:

DETENTION CENTER EXPANSION PROJECT CLOSEOUT

#### BACKGROUND

In August 2012, Cumberland County executed a construction contract with Metcon-Balfour Beatty in the amount of \$12,994,214 for the detention center expansion project. A Notice to Proceed was issued on September 5, 2012 with a substantial completion date of October 27, 2013 and a final completion date of November 27, 2013. The expansion was completed in January and a dedication ceremony was held on February 3, 2014.

While the contractor believed that the project would be completed by the end date specified in the contract and continuously relayed that message to the owner, in reality that significant amount of rainfall throughout the contract was simply too much to overcome to meet the established completion date. There are provisions within the contract that allow consideration of additional time due to excessive rainfall.

Included within the contract amount was a contractor contingency amount of \$235,376 and an owner contingency amount of \$325,000. The contractor contingency was to be used to cover any issues that arose during construction that the contractor had failed to include in scoping the project. The owner contingency amount was to be used for owner initiated changes or design changes initiated by the Architect. The owner contingency was substantially impacted by a \$123,781 cost of enclosing the west stairwell; a request originated by detention center staff.

It was initially reported at the December Facilities Committee that it was believed that the contract could be completed within the initial budget. However, there were several changes It was initially reported at the December Facilities Committee that it was believed that the contract could be completed within the initial budget. However, there were several changes that had to be made as a result of the Department of Health & Human Services inspection as well as the Fire Marshall's inspection that took place after this meeting. There was also additional cost to the contractor for several design changes that took place after the original bid was submitted.

For these reasons, the original contract value of \$12,994,214 needs to be increased by at total of \$67,000 to cover the additional cost that was beyond the Metcon-Balfour Beatty's control. The project will be able to be closed out financially if this additional funding is allocated. However, the County will not officially process the final invoice until such time that all affidavits have been submitted that all subcontractors have been paid as well as all punch list items corrected.

Also, as discussed at the December 5, 2013, Facilities Committee meeting, the General Fund budget for FY14 failed to transfer funds to the project to cover the contractual cost already obligated. The original budget should have included \$423,433 for this purpose. However, the county has received sales tax reimbursements for this project in the amount of \$180,675. These funds can be used to offset the \$423,433.

This information was presented to the Facilities Committee on May 8, 2014.

#### RECOMMENDATION

The Engineering and Infrastructure Director, County Management and the Facilities Committee recommend that the Board of Commissioners vote to approve the allocation of the additional funding in the amount of \$67,000 along with the budget revision, which is included in this May 19, 2014 agenda packet as Item 2M(2);

- Recognize sales tax receipts of \$180,675.
- Increase the construction contract \$67,000.
- Transfer General Fund balance that should have been included in the FY14 budget of \$309,758 (\$423,433 180,675 + 67,000).

# CUMBERLAND COUNTY FINANCE COMMITTEE NEW COURTHOUSE, 117 DICK STREET, 5TH FLOOR, ROOM 564 MAY 8, 2014 - 9:30 AM SPECIAL MEETING MINUTES

MEMBERS PRESENT:

Commissioner Marshall Faircloth, Chairman

Commissioner Kenneth Edge Commissioner Billy King

OTHER COMMISSIONERS

PRESENT:

Commissioner Jeannette Council

Commissioner Ed Melvin

OTHERS:

Amy Cannon, Interim County Manager James Lawson, Assistant County Manager Quentin McPhatter, Assistant County Manager

Rick Moorefield, County Attorney Melissa Cardinali, Finance Director Vicky Evans, Accounting Manager

Sally Shutt, Chief Public Information Director Buck Wilson, Health Department Director

Rodney Jenkins, Health Department Assistant Director Kendra Manning, Employee Wellness Coordinator

Mark Browder, Mark III Brokerage Services

Jeffrey Brown, Engineering and Infrastructure Director

Candice White, Clerk to the Board

Press

Commissioner Faircloth called the meeting to order.

1. APPROVAL OF MINUTES – APRIL 3, 2014 REGULAR MEETING

MOTION:

Commissioner Edge moved to approve the minutes.

SECOND:

Commissioner Faircloth

VOTE:

**UNANIMOUS (3-0)** 

Commissioner Faircloth asked if there were additions to the agenda. Amy Cannon, Interim County Manager, requested the addition of a closed session for an Attorney/Client Matter. Consensus of the committee was to add the closed session as Item 2. and renumber the remaining items accordingly.

2. CLOSED SESSION FOR ATTORNEY/CLIENT MATTERS PURSUANT TO NCGS 143-318.11(A)(3)

MOTION:

Commissioner Faircloth moved to go into closed session for

Attorney/Client Matter(s) pursuant to NCGS §143-318.11(a)(3).

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

MOTION: Commissioner Faircloth moved to reconvene in open session.

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

#### 3. UPDATE ON CLINIC AND WELLNESS PROPOSAL

Mark Browder, Mark III Brokerage Services, provided the following as an update on the Clinic and Wellness Request for Proposals (RFP).

Below are vendors who responded to the Clinic and Wellness RFP:

- · Cumberland County Health Department
- Novant Health
- · Better Care Wellness
- · Carolinas HealthCare System
- · UNC Department of Family Medicine

Below are vendors who did not respond:

- Vidant Health
- · Target Care
- · Rival Health
- Cape Fear Valley
- First Health
- Doctors Direct Health Care

#### Next Steps:

- Responses are being reviewed.
- Mark III staff are convening on May 9<sup>th</sup> to start the spread sheeting process and develop follow up questions concerning the responses.
- Cumberland County leadership and Mark III will be meeting the week of May 27<sup>th</sup> to narrow down the finalists.
- Finalists' presentations will be conducted the week of June 9<sup>th</sup>.

Employee Health Improvement Initiative - 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
Alternate method to qualify	Or improve by 5%
Blood Pressure	<140/90 mmHg

Alternate method to qualify	Or improve lose 10/5 mmHg
Cholesterol Ratio	5.5
Alternate method to qualify	Or improve by 10%
Glucose	<199mg/dL (non-fasting)
Alternate method to qualify	Not applicable

Mr. Browder stated based on feedback, the glucose standard is being modified from fasting to non-fasting levels. Mr. Browder stated the Health Department was comfortable setting the level just below the diabetic threshold which is still consistent with guidelines. In response to a question posed by Commissioner Keefe, Mr. Browder reported the pure cost per month per employee for all claims for the current year is \$604.74. Mr. Browder stated this figure changes every month.

Ms. Cannon stated based on the schedule Mr. Browder laid out, a wrap up and proposal will be brought back to the August meeting of the Finance Committee. Chairman Council asked to be updated following the May 27<sup>th</sup> meeting of senior staff and Mark III. Mr. Browder stated presentations from finalists will be in June and are critical to the decision making process.

#### BULLARD CIRCLE UPDATE

Ms. Cannon recognized Jeffrey Brown, Engineering and Infrastructure Director, who reviewed the background information, recommendations and Bullard Circle survey results as recorded below. Mr. Brown stated seventy-five surveys were mailed and forty-six were received; five surveys were returned with options #1 and #2 checked. Mr. Brown also stated the majority of the surveys indicated the community was interested in and would connect to a water system. Mr. Brown further stated most indicated the best option and the quickest way to get the water system in place would be through a special assessment process.

#### BACKGROUND:

As you are already aware, the Bullard Circle community has drinking water wells that contain arsenic levels that exceed the State's drinking water standards. A public meeting was held on March 20<sup>th</sup> to further define the issues with the water supply wells to the citizens as well as to answer questions and gather feedback. Staff was directed by the Board of Commissioners on March 25<sup>th</sup> to develop a plan within the next 30 days that would supply the citizens within the Bullard Circle community with public water. A community survey was developed and mailed to each property owner within the impacted area on March 27<sup>th</sup>. The survey results indicated that the majority of the people that responded to the survey would like public water and would prefer to pay for it through a special assessment process.

At the current time, staff has determined that the quickest way to get public water to the community would be for the County to fund the project on the front end and have the citizens repay the cost of construction through a special assessment process. This approach has previously been used in other cases.

On April 9<sup>th</sup>, County Management sent a letter to Steve Blanchard requesting that PWC participate in the cost of this project based on their policy of participating in rural areas where contamination has been identified. Mr. Blanchard responded back in writing the following day stating that his recommendation would be for PWC to participate at 25% of the cost of installing a public water system. However, the City Manager informed County Management the same day that the City Council has not made a formal decision on whether or not annexation would be required in this situation. The City of Fayetteville has a policy that states that in order for PWC to extend public utilities to a parcel then the property owner has to petition to be annexed by the City of Fayetteville. Based on the feedback received at the public meeting, it does not appear that the citizens would be willing to petition for annexation in exchange for public water. County Management has sent a letter to the City Manager requesting that City Council waive the annexation requirement.

At the current time, there are two different approaches that the County can take in order to provide water to this community. Each option is described below.

#### Option #1

The County has formally requested that the City of Fayetteville waive its annexation policy, which would then allow PWC to participate up to 25% of the project. This item will be discussed at the City Council Work Session on Monday, May 5<sup>th</sup>. The County then in turn could participate up to 25% leaving the remaining portion (50%) to be paid by the property owners through the use of a special assessment. The County Commissioners have the ability to set the interest rate along with the number of years of the assessment. Upon completion of the project, PWC would own and maintain the water system and the residents would be charged outside city rates.

#### Option #2

The County could create a water and sewer district for the community and then install a public water system. The County could be a bulk water purchaser from PWC and the County would own and maintain the water system. The County would establish the rate structure, bill the residents and collect the monthly usage fees. This scenario would mirror what the County is currently doing within the Southpoint Water System. The question to be answered is what would be the cost contribution by the County as that will determine the amount that the property owners would be responsible for paying back through the use of a special assessment.

The biggest obstacle with either option is the fact that there are several private streets where water mains will have to be extended in order to reach all the impacted residents. The County Attorney's office is currently working to determine ownership of these streets. It appears that the only way to adequately and legally obtain a utility easement along these street corridors is to condemn the property. This process could take up to four months.

#### RECOMMENDATION/PROPOSED ACTION:

The Engineering and Infrastructure Director and County Management recommend to the Finance Committee that the preferred option would be for PWC to participate in the project and for PWC to own and operate the water system once installation is complete.

It is also recommended that a Request for Qualifications (RFQ) be issued now to move forward with the selection of a full service engineering firm that can provide the necessary surveying and engineering needed for the project. The surveying component is the most critical as to the fact that a legal description will be needed in order to move forward with condemnation.

#### **Bullard Circle Survey Results**

- 75 Surveys Mailed 3-27-14
- 47 Surveys Received as of 5-9-14
- 5 Surveys were returned with both options 1 & 2 checked. They also checked "Yes" for connection.

These surveys are not calculated in the totals due to the selection of multiple options

22 Residences with contamination

Results of All Surveys	Returned
------------------------	----------

NA

Options			Percent	
Option 1	Create a Water & Sewer District	10	21%	
Option 2	Special Assessment	27	57%	
Option 3	Nothing	10	21%	
Would You Cor	nnect?			
Yes	31		66%	
No	12		26%	
NA	4		9%	(NA, did not answer)
Results of all S	urveys Returned with Arsenic >.010			
Options			Percent	
Option 1	Create Water & Sewer District	3	20%	
Option 2	Special Assessment	10	67%	
Option 3	Nothing	2	13%	
Would You Cor	nnect?			
Yes	13		87%	
No	2		13%	

\*\*\*\*\*

0%

(NA, did not answer)

Mr. Brown stated at the May 5, 2014 work session of the Fayetteville City Council, there was a vote of five to four to waive the annexation requirement and place the matter on the City Council's May 27, 2014 consent agenda; one City Council member was absent from the work session.

Mr. Brown stated his recommendation and the recommendation of County Management is that the best option would be for the city to waive the annexation and allow PWC to

participate in the project. Mr. Brown stated homeowners would be responsible for 50% of the total cost of a project. Mr. Brown stated the Board of Commissioners would have the opportunity to assess the interest rate and number of years. Mr. Brown responded to questions and stated the county's participation would be up to 25% and PWC would participate at 25% of the cost of installing a public water system. Mr. Brown stated the county would front the project costs and homeowners would pay the county back through the assessment process over a period of years. Discussion followed.

Mr. Brown stated from a timing standpoint, it would be advantageous for the county to issue a Request for Qualifications (RFQ) while the city is making its decision in order to move forward with the selection of a full service engineering firm that can provide the necessary surveying and engineering needed for the project. Consensus was to hold off on the RFO.

#### MONTHLY FINANCIAL REPORT

#### A. SALES TAX UPDATE

#### BACKGROUND:

Over the past couple of months, the Finance Committee has been advised of anticipated reductions in sales tax distributions for Fiscal Year 2013-14. Collections continue to run approximately 4.4% behind FY13 collections which could result in a \$2,400,000 deficit compared with budget. Meanwhile, the majority of the State is enjoying a slight increase in sales tax collections.

In an effort to fully understand the situation in Cumberland County, the county reached out to the NCACC, another North Carolina county that is home to the military (Onslow), and to military officials. Through these efforts, the county has surmised that - the future is not bleak but the county must proceed with caution in order to weather changes over the next decade.

The current sales tax picture for FY14 has been dramatically shaped by the multifaceted impact of civilian furloughs, sequestration, fewer troop deployments to combat zones, the Federal shutdown and extremely bad weather.

While Fort Bragg has reached an all-time high of assigned troops, a reduction of around 2,000 troops over the next 2 years will bring the post closer to personnel levels similar to two years ago. Fort Bragg units have unique capabilities that will likely assist in providing some protection for the post's future. However, sequestration will be back in Fiscal Year 2016 and remains a player in the economic picture through 2021. There is also an impending BRAC discussion that will likely have an impact in FY17 to both the military and civilian work forces.

The combination of these potential events leads to an outlook for sales tax featuring peaks and valleys over the next five to 10 years.

\*\*\*\*\*

Ms. Cannon stated it has been reported over the past several months that the county's sales tax has been extremely disappointing and the reason has been questioned because other jurisdictions in the state have seen increases in sales tax. Ms. Cannon stated research was conducted and the results of that effort will pose considerations for the remainder of the fiscal year as well as the upcoming recommended budget. Ms. Cannon stated a more detailed presentation will be provided during the budget presentation.

Ms. Cannon called on Melissa Cardinali, Finance Director, who reviewed the background information as recorded above. Ms. Cardinali stated the State has experienced about a 4% increase in its taxable sales from the prior year and Cumberland County is basically flat as of today. Ms. Cardinali stated January and February appear to have seen the impact of Amazon internet sales and this has prevented the county from showing a deeper decline in sales tax. Ms. Cardinali stated after reaching out to other military counties and after talking with Colonel Jeffrey M. Sanborn, Fort Bragg Garrison Commander, the message to keep in mind is that even though the future for sales tax is not bleak, the county needs to proceed cautiously over the next five to ten years. Ms. Cardinali spoke to the economic impact of sequestration, furloughs, federal shutdown and threat of a January shutdown and inclement weather. Ms. Cardinali stated the good news is that Ft. Bragg believes that it is a unique installation and that this will provide some protection and possible gain during the next BRAC. Ms. Cardinali stated she wants to ensure the Finance Committee that the county has a handle on the impacts and will weather future sales tax ups and downs because there is no anticipation of a real incline upwards. Ms. Cardinali responded to questions. Ms. Cannon stated the county's two largest sources of revenue are property and sales taxes, and the county depends on natural growth in those two areas to help it with new initiatives and mandates. Ms. Cannon stated the lack thereof presents challenges in balancing the recommended budget.

#### B. REVIEW OF FINANCIAL REPORT

#### BACKGROUND:

The financial report is included as of March 31, 2014. Highlights include:

- Revenues
  - Ad valorem taxes: collections continue at a pace consistent with the prior fiscal year.
  - O Sales taxes: collections are currently 4.4% behind fiscal year 2012-13. At the existing pace revenue will likely be \$2,400,000 less than budget. We did not see the expected positive impact from internet sales beginning with the April distribution. It appears sales tax revenue continues to feel the effects of last year's sequestration as well as the federal shutdown in the fall of 2013.
  - o Pet registration fees: 88.7% of budget has been collected the same level for the March time period in FY13.

- Expenditures
  - Expenditures remain in line with budget and show no unusual patterns.
- Crown Coliseum
  - o Financial statements as presented to the CCCC Board are included.

#### RECOMMENDATION/PROPOSED ACTION:

No action needed – for information purposes only.

\*\*\*\*\*

Ms. Cardinali referenced the financial report as provided and stated Crown Coliseum financial statements as presented to the Civic Center Commission are also included and will continue to be included each month.

#### 6. DISCUSSION OF COUNTY GOVERNMENT EFFICIENCY STUDY

Commissioner Faircloth stated he initiated the idea of a county government efficiency study and the current interim situation may be a good time to see whether county government is running efficiently and operating at optimum levels across all county departments. Commissioner Faircloth stated commissioners do not have a sense of the day to day operations of the county and his feeling has been that during the recession time period, the county purposefully attempted to be an economic engine for the county. Commissioner Faircloth stated those employment levels may have been maintained and a consultant can make an objective study of the county's operations either all at once or in sections.

Commissioner King stated he did not have a problem looking at county operations and efficiency as long as the cost was reasonable. Commissioner Edge stated the North Carolina Association of County Commissioners (NCACC) knows of one North Carolina resident that performs efficiency studies and the depth of the study determines the costs of the study. Commissioner Edge stated he supports the idea and suggested that the appropriate time may be after the new county manager is in place. Ms. Cannon stated she would like to take the opportunity during the budget presentation to update the board of commissioners on county-wide technology initiatives that she believes will pay off over a couple of years. Ms. Cannon stated operational efficiencies through technology are guiding items in the recommended budget. Commissioner Keefe stated he endorses an efficiency study. Chairman Council stated an efficiency study was not a bad idea but she does not feel it should be conducted at the present time. A brief discussion followed. Consensus was to give the matter further thought and discussion.

#### OTHER MATTERS OF BUSINESS

Ms. Cardinali introduced Vicki Evans as the newly hired Accounting Manager.

There being no further business, the meeting adjourned at 11:00 a.m.

RICKEY L. MOOREFIELD County Attorney



ITEM NO. 2 T (1-4)
PHYLLIS P. JONES
Assistant County Attorney

ROBERT A. HASTY, JR. Assistant County Attorney

#### OFFICE OF THE COUNTY ATTORNEY

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

#### MEMO FOR THE AGENDA OF THE MAY 19, 2014 MEETING OF THE BOARD OF COMMISSIONERS

TO:

Board of Commissioners; Co. Manager; Thomas Lloyd

FROM:

Co. Atty. R. Moorefield

DATE:

May 13, 2014

SUBJECT:

Second Reading of Ordinances Assessing Property for the Costs of

Demolition in Case Nos. MH 6961-2012, MH 35-2013, MH 6529-2011, and

MH 7020-2013

#### **BACKGROUND:**

The ordinances referenced above were all approved at the meeting held April 22, 2014 as Consent Agenda Items 2.D (1) through (4). All five commissioners present at that meeting voted to approve these ordinances. G.S. 153A-45 and the Board's Rules of Procedure provide that an ordinance for which a public hearing is not required must receive the approval of all the commissioners in order to be adopted on a first reading. Because all the commissioners were not present at the meeting, these ordinances must be considered again upon a second reading.

1) Case Number:

MH 6961-2012

Property Owner:

Marco Garcia

Property Location:

Colonial Park Drive, Fayetteville, NC

Parcel Identification Number: 0520-66-9057

2) Case Number:

MH 35-2013

Property Owner:

Citimortgage, Inc.

Property Location:

7910 Pinebuff Court, Fayetteville, NC

Parcel Identification Number: 0533-96-4835

3) Case Number:

MH 6529-2011

Property Owner: Property Owner:
Property Location: Isia Johnson, Willie D. Crumpler & Gina Logan

8238 NC Highway 210S, Autryville, NC

Parcel Identification Number: 1403-29-7383

4) Case Number:

MH 7020-2013

Property Owner:

Deborah C. Lucas

Property Location:

1220 McNeill Street, Spring Lake, NC

Parcel Identification Number: 0502-60-9759

#### RECOMMENDATION/PROPOSED ACTION:

The county attorney recommends approval of each of these ordinances upon a second reading.

(Originally Submitted on April 22, 2014 Agenda)

2nd Reading

ORDINANCE ASSESSING PROPERTY FOR THE COSTS
OF DEMOLITION OF A STRUCTURE PURSUANT TO
THE MINIMUM HOUSING CODE OF CUMBERLAND COUNTY
CASE NUMBER: MH 6961-2012
PROPERTY OWNER: Marco Garcia

WHEREAS, the Board of County Commissioners of Cumberland County, North Carolina, on August 19, 2013, enacted an ordinance directing the demolition by the owner(s) of the structure(s), Marco Garcia located at Colonial Park Drive, Fayetteville, NC, PIN: 0520-66-9057, said ordinance being recorded in Book 9278, page 370, 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 \$26,000.00.
- (3) There were no salable materials resulting from said work.

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

- (1) That the real property on which the work was performed be, and it hereby is, assessed in the amount of \$26,000.00, said sum being the unpaid balance of the cost of the work set forth in the Inspector's Report;
- (2) That as provided in the Ordinance of Cumberland County dated August 19, 2013, and in Section 160A-443(6) of the General Statutes of North Carolina, the amount of the foregoing assessment be, and hereby does constitute, a lien against the real property upon which such costs were incurred, such property being more particularly described as follows:

The structure and premises located at <u>Colonial Park Drive</u>, <u>Fayetteville</u>, <u>NC</u>, as described in Deed Book <u>9033</u>, page <u>170</u>, of the Cumberland County Registry and identified in County tax records as PIN 0520-66-9057.

- (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, during a second reading this 19th day of May 2014, at 6:45 p.m. o'clock.

Cumberland County Clerk

(Originally Submitted on April 22, 2014 Agenda)
Znd Reading

ORDINANCE ASSESSING PROPERTY FOR THE COSTS OF DEMOLITION OF A STRUCTURE PURSUANT TO THE MINIMUM HOUSING CODE OF CUMBERLAND COUNTY CASE NUMBER: MH 35-2013 PROPERTY OWNER: Citimortgage Inc.

WHEREAS, the Board of County Commissioners of Cumberland County, North Carolina, on <u>September 16, 2013</u>, enacted an ordinance directing the demolition by the owner of the structure <u>Citimortgage Inc.</u>, located at 7910 Pinebuff Court; Fayetteville, <u>NC</u>, PIN: <u>0533-96-4835</u>, said ordinance being recorded in Book <u>9297</u>, page 0746, of the Cumberland County Registry of Deeds;

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

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

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

- (1) Said work had been accomplished.
- (2) The cost of such work was \$2,900.00.
- (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 find it to be a true and accurate accounting, the said Board hereby ORDAINS:

(1) That the real property on which the work was performed be, and it hereby is, assessed in the amount of \$2,900.00, 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 16, 2013, and in Section 153A-372 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 7910 Pinebuff Ct, Fayetteville NC, as described in Deed Book 9036, page 356, of the Cumberland County Registry and identified in County tax records as PIN 0533-96-4835.

- (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, during a second reading this 19th day of May 2014, at 6:45 p.m. o'clock.

Cumberland County Clerk

(Originally Submitted on April 22, 2014 Agenda)
Znd Reading

ORDINANCE ASSESSING PROPERTY FOR THE COSTS
OF DEMOLITION OF A STRUCTURE PURSUANT TO
THE MINIMUM HOUSING CODE OF CUMBERLAND COUNTY
CASE NUMBER: MH 6529-2011
PROPERTY OWNER: Isia Johnson, Willie D. Crumpler & Gina Hogan

WHEREAS, the Board of County Commissioners of Cumberland County, North Carolina, on August 19, 2013, enacted an ordinance directing the demolition by the owner(s) of the structure(s), Isia Johnson, Willie D. Crumpler & Gina Hogan located at 8238 NC Highway 210S, Autryville, NC, PIN: 1403-29-7383, said ordinance being recorded in Book 9278, page 364, 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 \$1,800.00.
- (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 \$1,800.00, 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 August 19, 2013, 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 8238 NC Highway 210S, Autryville, NC, as described in Deed Book 5308, page 690, of the Cumberland County Registry and identified in County tax records as PIN 1403-29-7383.

- (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, during a second reading this 19th day of May 2014, at 6:45 p.m. o'clock.

Cumberland County Clerk

Organily Submitted on April 22, 2014 Agenda Zny Reading

ORDINANCE ASSESSING PROPERTY FOR THE COSTS
OF DEMOLITION OF A STRUCTURE PURSUANT TO
THE MINIMUM HOUSING CODE OF CUMBERLAND COUNTY
CASE NUMBER: MH 7020-2013
PROPERTY OWNER: Deborah C. Lucas

WHEREAS, the Board of County Commissioners of Cumberland County, North Carolina, on August 19, 2013, enacted an ordinance directing the demolition by the owner(s) of the structure(s) Debra C. Lucas, located at 1220 McNeil Street, Spring Lake, NC, PIN: 0502-60-9759, said ordinance being recorded in Book 09278, page 0385, of the Cumberland County Registry of Deeds;

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

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

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

- (1) Said work had been accomplished.
- (2) The cost of such work was \$2,400.00.
- (3) There were no salable materials resulting from said work.

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

(1) That the real property on which the work was performed be, and it hereby is, assessed in the amount of \$2,400.00, 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 August 19, 2013, 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 1220 McNeil Street, Spring Lake, NC, as described in Deed Book 5416, page 813, of the Cumberland County Registry and identified in County tax records as PIN 0502-60-9759.

- (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, during a second reading this 19th day of May 2014, 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: MH 42-2013

PROPERTY OWNER: Sheila D. Bridges, Sharla D. Lewis, Craig A. Donner & Jean M. Donner

WHEREAS, the Board of County Commissioners of Cumberland County, North Carolina, on November 18, 2013, enacted an ordinance directing the demolition by the owner of the structure Sheila D. Bridges, Sharla D. Lewis, Craig A. Donner & Jean M. Donner, located at 6766 Rockfish Rd; Fayetteville, NC, PIN: 0404-17-4572, said ordinance being recorded in Book 9335, page 587, of the Cumberland County Registry of Deeds;

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

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

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

- (1) Said work had been accomplished.
- (2) The cost of such work was \$3,600.00.
- (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 find it to be a true and accurate accounting, the said Board hereby ORDAINS:

(1) That the real property on which the work was performed

be, and it hereby is, assessed in the amount of \$3,600.00, 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 November 18, 2013, and in Section 153A-372 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 6766 Rockfish Rd, Fayetteville NC, as described in Deed Book 9027, page 316, of the Cumberland County Registry and identified in County tax records as PIN 0404-17-4572.

- (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 19th day of May, 2014, at 6:45 p.m. o'clock.

Cumberland County Clerk

#### COUNTY OF CUMBERLAND

#### NORTH CAROLINA



WHEREAS, this year marks the 25th Anniversary of the nation's first Drug Court; and

WHEREAS, over the past twenty-five years Drug Courts have served over 1.4 million individuals; and

WHEREAS, Drug Courts are now recognized as the most successful criminal justice intervention in our nation's history; and

WHEREAS, Drug Courts save up to \$27 for every \$1 invested and produce up to \$13,000 for every individual they serve; and

WHEREAS, 75% of Drug Court graduates will never see another pair of handcuffs; and

WHEREAS, Drug Courts significantly improve substance abuse treatment outcomes, substantially reduce drug abuse and crime and do so at less expense than any other justice strategy; and

WHEREAS, Drug Courts facilitate community-wide partnerships, bringing together public safety and public health professionals in the fight against drug abuse and criminality; and

WHEREAS, Drug Courts are the cornerstone of criminal justice reform sweeping the nation; and

WHEREAS, the extraordinary expansion of Drug Courts and the principles and practices 25 years ago has helped cause 40 years of escalating prison populations to decline; and

WHEREAS, Drug Courts demonstrate that when a person rises out of drugs and crime, we ALL RISE; and

WHEREAS, the time has come to put a Drug Court within reach of every eligible person in need.

NOW, THEREFORE, BE IT PROCLAIMED, that the Cumberland County Board of Commissioners hereby declares that a "Drug Court Month" be established during the month of May, 2014 recognizing the significant contributions Drug Courts have made over the past 25 years toward reducing substance abuse, crime and recidivism while saving valuable resources.

Adopted this the 19th day of May, 2014.

JEANNETTE M. COUNCIL, Chairman Cumberland County Board of Commissioners

#### COUNTY OF CUMBERLAND

NORTH CAROLINA



WHEREAS, Joseph Edward Dyer was born in Hueysville, Kentucky on May 16, 1911; and

WHEREAS, Joseph Edward Dyer graduated high school in 1930, attended Alice Lloyd Junior College, graduated Eastern Kentucky State Teachers College and taught school for thirteen years; and

WHEREAS, Joseph Edward Dyer married in 1950, and he and Patricia Gee Dyer had two daughters, Susan and Robin; and

WHEREAS, Joseph Edward Dyer's first teaching position was in a one-room schoolhouse in the Appalachian Mountains in Kentucky with sixty-two students, grades one through eight, for which he was paid \$62.00 a month; and

WHEREAS, Joseph Edward Dyer later taught high school science, chemistry and physics, and coached basketball in Kentucky and Ohio; and

WHEREAS, Joseph Edward Dyer graduated from meteorology school at Chanute Field, Illinois and served in World War II as a weather forecaster for the U. S. Army Air Corp in the European Theater; and

WHEREAS, Joseph Edward Dyer settled in Fayetteville, North Carolina in 1949 and operated a car rental service, furniture store and real estate rental properties; and

WHEREAS, Joseph Edward Dyer helped organize the Bonnie Doone Volunteer Fire Department and served as Chairman of the Board, and

WHEREAS, Joseph Edward Dyer helped establish the 71<sup>st</sup> High School Athletic and Band Boosters Club and Citizenship Essay Contest on the "Importance of Citizenship"; and

WHEREAS, Joseph Edward Dyer has been a member of Camp Ground United Methodist Church for sixty years and a resident of Wells Place in the 71<sup>st</sup> Township since 1988.

NOW THEREFORE, BE IT PROCLAIMED, that the Cumberland County Board of Commissioners do hereby extend to Joseph Edward Dyer sincere congratulations on his ONE HUNDRED THIRD birthday and best wishes for many more happy and productive years.

Presented this 19th day of May, 2014.

JEANNETTE M. COUNCIL, Chairman Cumberland County Board of Commissioners

**Budget Office Use** 

Budget Revision No. **Date Received** 

**Date Completed** 

Agency No.	420	Organ. No.	4215
	Agency No	Agency No. 420	Agency No. <u>420</u> Organ. No

Deputy/Assistant County Mgr

Commissioners

Date:

Organization Name: Emergency Services Grants		ITEM NO 2 M(1)				
			REVENUE		10/2	
Revenue Source Code		Description	8	Current Budget	Increase (Decrease)	Revised Budget
459E		LEPC-Hazardous Materials Pla	nning Grant	0	10,000	10,000
19		ā.	2947 TI M			
		*	Total	0	10,000	10,000
			EXPENDITURES			
Object Code	Appr Unit	Description		Current Budget	Increase (Decrease)	Revised Budget
4580		LEPC-Hazardous Materials Pla	nning Grant	10,000	10,000	20,000
		,				
Ÿ.			Total	10,000	10,000	20,000
	sion to re s will be u ource: \$10,000	ecognize Local Emergency Planninused conduct an LEPC Exercise a  Fund   Federal: Cou	and to host a LEPC tra		laterials Planning gra	ant funds.
Submitted	-	Leman Doerna Department Head	Date: 4 30, 2014		Approved By:	
Reviewed E	By:	Killy Autry Finance	_ Date: 4.30.14	Co	Date of the Land o	te:
Reviewed E	Ву:	Denuty/Assistant County Man	_ Date:		ard of County	



## STATE OF NORTH CAROLINA DEPARTMENT OF PUBLIC SAFETY

Division of Emergency Management 4713 Mail Service Center Raleigh, NC 27603-1335

## COST REPORT

2 2 2

		HAZ	' MAT EME	ER PREPAI	REDNESS	
Subgrantee:	CUMBERLAND		CFD			
Contact:	Randy Beeman					
Address:	131 Dick Street					
	Fayetteville, NC	28301				Request #
Vendor Nbr/Fed ID Nbr:	566000291-A			(4		
Co/Acct/Ctr:	1901-53690200	013-1501-8073-3	35CB			20.0 ₩C
OSA Contract Nbr:			Fund	Code: 150		
Grant Period:	4/22/2014 - 9/30	0/2014		RCC: 8073		
Project:	HAZ MAT EME	R PREPAREDNE	5 ACC   ACC   ACC	FRC: 35C	В	
Grant File Nbr:	HMEP-2013-31	6	Remarks	s:	5	
Budget Worksheet	Other			9		Total
Budget Amounts:	10,000.00	0.00	0.00	0.00	0.00	10,000.00
Expended this period:						
Balance Remaining:						
Funding Worksheet	Amount	Pmts to Date	Balance	% Funding	Reimbursement	New Balance
Federal 301	10,000.00	0.00	10,000.00	100%		
State 303	0.00	0.00	0.00	0%	,	
Watch .	0.00	0.00	0.00	0%		
Subtotal	10,000.00	0.00	10,000.00	100%		
ed Admin Cost 302	0.00	0.00	0.00	0%		
State Admin Cost 304	0.00	0.00	0.00	0%		
Total	10,000.00	0.00	10,000.00			
Certification		•				
certify the above are correct, be the content of th	purpose of and in acc available or attached	ordance with, applica	stem and records,	, consistantly applied conditions, and the	nat appropriate docur	nentation to support
UMBERLAND COUNTY EM A	authorized Signature					Date

Date

Date

Controller's Office Approval

Division of Emergency Management Approval Signature

**Budget Office Use** 

Budget Revision No. By 354
Date Received 5/2/2014

ate	Comp	leted
	- op	.000

Fund No.	101	Agency No412 Organ.	No. 4195			1
Organization	Name:	General Government Other		ITEM I	vo21	1(2)
			REVENUE		12	यू २
Revenue Source Code		Description		Current Budget	Increase (Decrease)	Revised Budget
9901		Fund Balance Appropriated			309,758	
			Total	_	309,758	
		EXF	PENDITURES			
Object Code	Appr Unit	Description		Current Budget	Increase (Decrease)	Revised Budget
3887	<b>O</b> 91	Transfer to Funds 002			309,758	£)
			Total	_	309,758	
Justification: To appropriate budget.	Fund Ba	lance for transfer to the Dentention	31,000,001	ect which wasn't		e original FY14
Funding Sour State: Oth <u>er:</u>		Fund Ba Federal: Count Fees:			Other:	
Submitted By	: _	Department Head	Date:		Approved By:	
Reviewed By: が	ne D	borahw, oh aw Finance	Date: 5 2 14	Cou	ınty Manager	Date:
Reviewed By:	17	Deputy/Assistant County Mgr	Date:		ard of County mmissioners I	Date:

**Budget Office Use** 

**Budget Revision No.** 

B14-354A

Date Received

5/2/2014

**Date Completed** 

Fund No.	002	Agency No422 Organ. I	No. 42CC			
Organization	Name:	Detention Facility Construction	Project			
		F	REVENUE		2	Дa
Revenue Source Code		Description		Current Budget	Increase (Decrease)	Revised Budget
9110 9250 7685		Transfer from General Fund Funds to be Provided Future Year Sales Tax Contractor	rs	10,778,585 423,433 -	309,758 (423,433) 180,675	11,088,343 - 180,675
			Total	11,202,018	67,000	11,269,018
		EXP	ENDITURES			055 W 00
Object Code	Appr Unit	Description		Current Budget	Increase (Decrease)	Revised Budget
3704	XXA	General Contract		13,081,334	67,000	13,148,334
			Total	13,081,334	67,000	13,148,334
Justification: To recognize the	he sales	tax receipts, increase the construction	on contract, and r	move fund baland	e in from the ger	neral fund.
Funding Sour State: _ Oth <u>er:</u>	ce:	Fund Ba Federal: County Fees:			Other: _	
Submitted By:	19	Department Head	Date:		Approved By:	
Reviewed By:	ra L	Iborahw. Shaw Finance	Date: 5/2/14	Co	unty Manager	Date:
Reviewed By:	_	Deputy/Assistant County Mgr	Date:		ard of County mmissioners	Date:

**Budget Office Use** 

Budget Revision No.

B14-361

5/8/2014

**Date Received Date Completed** 

Fund No. 101 Agency No. 412 Organ. No. 4194

Organization Name: General Fund Debt Service

ITEM NO. \_ 2M (3)

	REVENUE		144	
Revenue Source Code	Description	Current Budget	Increase (Decrease)	Revised Budget
9118	Transfer from Fund 620 (Crown Center)	55,193	(55,193)	<u> </u>

Total

55.193

(55, 193)

Object Code	Appr Unit	Description	Current Budget	Increase (Decrease)	Revised Budget
5785	071	Principal - Energy Savings Capital Lease	392,643	(46,914)	345,729
5786	071	Interest - Energy Savings Capital Lease	70,893	(8,279)	62,614

Total

463,536

(55, 193)

408,343

#### Justification:

Revision to move out of the General Fund any debt service payments directly attributable to energy savings projects at the Crown Center and to rebudget these debt service payments in the Center Center Debt Service Fund . Previously, the debt service payments for the Guaranteed Energy Savings Capital Lease were budgeted in the General Fund and the portion related to the Crown Center was funded by a transfer from the Crown Center. This revision will allow for better accounting and disclosure.

۲	una	ng	201	arce:
	Si	ate	):	

**Fund Balance:** 

Other:

Federal:

County:

New: Prior Year: -

Submitted By:

Department Head

Approved By:

Reviewed By:

Date:

Reviewed By:

Deputy / Asst County Mgr

Date:

**Board of County** 

**County Manager** 

Commissioners

Date:

**Budget Office Use** 

**Budget Revision No.** 

B14-361A 5/8/2014

**Date Received Date Completed** 

Fund No.	620	Agency No444 Organ. No4442			
Organizati	ion Name	e: Crown Center			
		REVENUE		20	74
Revenue Source Code		Description	Current Budget	Increase (Decrease)	Revised Budget
9124		Transfer from Fund 114 (Food & Beverage Tax)	3,503,854	(55,193)	3,448,661
		Total <b>EXPENDITURES</b>	3,503,854	(55,193)	3,448,661
Object Code	Appr Unit	Description	Current Budget	Increase (Decrease)	Revised Budget
3880	859	Transfer to General Fund	55,193	(55,193)	<b>1</b>
		Total	55,193	(55, 193)	~
	eliminate ings Cap	the transfer to the General Fund for the Crown Centital Lease. The debt payments are being moved fr			
Funding So State: Other:		Fund Balance:  Federal: County: New: Fees: Prior Year:		Other:	
Submitted	Ву:	Date: Department Head		Approved By:	
Reviewed E	Ву:	Bob Jucher Date: 5/8/14 Finance Department	Con	Da unty Manager	nte:
Reviewed E	Ву:	Deputy / Asst County Mgr		ard of County mmissioners Da	ite:

**Budget Office Use** 

Budget Revision No. Date Received B14-361B

5/8/2014

**Date Completed** 

Fund No	114	Agency No	410	_ Organ. No.	4109
Organizațio	n Name	Prepared For	nd & Re	verage Tay	

	*	REVENUE		3 a	4
Revenue Source Code	Description		Current Budget	Increase (Decrease)	Revised Budget

	Total	0	0	· ·
	EXPENDITURES			
Appr Unit	Description	Current Budget	Increase (Decrease)	Revised Budget
591	Transfer to Fund 620 (Crown Center)	3,503,854	(55, 193)	3,448,661
591	Transfer to Fund 623 (Crown Center Debt Svc)	2,463,975	55,193	2,519,168
	<b>Unit</b> 591	Appr Unit Description  Transfer to Fund 620 (Crown Center)	Appr Unit Description Current Budget  Transfer to Fund 620 (Crown Center) 3,503,854	Appr Unit Description Current Budget (Decrease)  Transfer to Fund 620 (Crown Center) 3,503,854 (55,193)

Total 5,967,829 - 5,967,829

#### Justification:

Revision to reallocate the transfer from the Prepared Food & Beverage Tax Fund to facilitate reallocation of the debt service payments for the Guaranteed Energy Savings Capital Lease.

Funding Source: State: Other:	500 B S	nd Balance: County: New: Prior Year:	Other:
Submitted By:	Department Head	Date:	Approved By:
Reviewed By:	Bob Juchen Finance Departme	Date: 5/8//4	Date: County Manager
Reviewed By:	Deputy / Asst County Mg	Date:	Board of County Commissioners Date:

**Budget Office Use** 

Budget Revision No.

**Date Received** 

**Date Completed** 

B14-361C 5/8/2014

Fund No	623	_ Agency No	444	_ Organ. No.	4447
Organizatio	n Name	: Crown Cente	r Debt S	Service	

	REVENUE		4	D4	
Revenue Source Code	Description	Current Budget	Increase (Decrease)		
9124	Transfer from Fund 114 (Food & Beverage Tax)	2,463,975	55,193	2,519,168	

		Total EXPENDITURES	2,463,975	55,193	2,519,168
Object Code	Appr Unit	Description	Current Budget	Increase (Decrease)	Revised Budget
5785	865	Principal - Energy Saving Capital Lease	0	46,914	46,914
5786	865	Interest - Energy Saving Capital Lease	0	8,279	8,279

Justification:

Revision to budget in the Crown Center Debt Service Fund the Guaranteed Energy Savings Capital Lease debt payments attributable to energy savings projects undertaken at the Crown Center.

Total

0

55,193

55,193

Funding Source: State: Other:	Fund I Federal: Cou Fees:	Balance: nty: New: Prior Year:	Other:	7.
Submitted By:	Department Head	Date:	Approved By:	
Reviewed By:	Bob Sucher Finance Department	Date: <u>5/8//Y</u>	Date: County Manager	
Reviewed By:	Deputy / Asst County Mgr	_ Date:	Board of County Commissioners Date:	

420

**Budget Office Use** 

**Budget Revision No.** 

B14-369

**Date Received Date Completed**  5/12/2014

Agency No. 442 Organ. No. Organization Name: Recreation and Parks ITEM NO. REVENUE Revenue Current Increase Revised Source Description **Budget** (Decrease) **Budget** Code 1011 0 Motor Vehicles DOT 175,000 175,000 0 175,000 175,000 **EXPENDITURES** Object Current Revised Appr Increase Description Code Unit **Budget** (Decrease) **Budget** 3390 726 **Contracted Services** 3,586,153 175,000 3,761,153 Total 175,000 3,586,153 3,761,153 Justification: Revision in the amount of \$175,000 to recognize additional revenue anticipated to be earned in FY2014 to pay City of Fayetteville contract for services. **Funding Source: Fund Balance:** State: Federal: New: Other: County: Other: Fees: Prior Year: Approved By: Submitted By: Date: Department Head Reviewed By: Date: **County Manager Board of County** Reviewed By: Date: Deputy/Assistant County Mgr Commissioners Date:

**Budget Office Use** 

**Budget Revision No.** 

B14-370

**Date Received** 

5/12/2014

**Date Completed** 

Fund No.	420	Agency No442 Organ	ı. No. <u>4438</u>			
Organization Name: Hope Mills Recreation and Parks			ITEM NI	0 21	1(5)	
				ITEM N	0	
			REVENUE			
Revenue Source Code		Description		Current Budget	Increase (Decrease)	Revised Budge
1011		Motor Vehicles DOT		0	50,000	50,000
			CENDITUDES	0	50,000	50,000
Object	A	EA	(PENDITURES	Commont	In a reason	Pavion
Object Code	Appr Unit	Description		Current Budget	Increase (Decrease)	Revised Budget
3391	725	Contracted Services		541,047	50,000	591,047
				8		
			Total	541,047	50,000	591,047
Justificatio Revision in a contract for  Funding Sc State: Other:	the amou services.	30	Balance:	ited to be earned		ay Hope Mills
Submitted	Ву:	Department Head	Date:		Approved By:	
Reviewed E	3y: _{	Kelly autry Finance	Date: <u>5 12-14</u>	Co	ounty Manager	_Date:
Reviewed E	Зу:	Deputy/Assistant County Mgr	_ Date:		oard of County ommissioners	Date:
State:_ Other:_ Submitted   Reviewed E	ву: Ву:	Department Head  Finance	nty: New: Prior Year: Date: Date: Date: 5 12 14	Bo	Approved By:	_Date:

**Budget Office Use** 

Budget Revision No. Date Received

**Date Completed** 

B14-356

5/6/2014

Fund No.	430	Agency No.	438	Organ. No.	4385	
		IOD D	22	<del></del>		

Organization Name: JCP Programs			ITEM NO. 2M (6)a			
100			REVENUE			
Revenue Source Code		Description		Current Budget	Increase (Decrease)	Revised Budget
4382		JCP Teen Court	8	53,936	1,263	55,199
	×					
Property and the second			Total	53,936	1,263	55,199
Object Code	Appr Unit	Description	XPENDITURES	Current Budget	Increase (Decrease)	Revised Budget
5018		JCP Teen Court		74,431	1,263	75,694
		20				
			Total	74,431	1,263	75,694
Justification To reflect the		nal funds from the State.				
Funding 6		Street F	Balance:			
Funding So State: _ Other: _			Moure		Other: _	
Submitted	By:	Department Head	Date:		Approved By:	
Reviewed I	3y: I	1160 rahus Shau Finance	) Date: 5 16 14	Co	unty Manager	Date:
Reviewed E	Зу:	Deputy/Assistant County Mgr	Date:		ard of County mmissioners	Date:

**Budget Office Use** 

**Budget Revision No.** 

B14-362 5/8/2014

**Date Completed** 

**Date Received** 

430 Agency No. 438 Organ. No. Organization Name: JCP Programs ITEM NO. **REVENUE** Revenue Current Revised Increase Description Source **Budget** (Decrease) **Budget** Code JCP Fayetteville-Cumberland Juvenile Restitution 16.623 4386 83,536 100.159 669C In Kind JCP Fayetteville-Cumberland Juvenile Rest 13,151 4,156 17,307 Total 96,687 20,779 117,466 **EXPENDITURES** Object Appr Current Increase Revised Description Unit **Budget** (Decrease) Code **Budget** 438B 728 JCP Fayetteville-Cumberland Juvenile Restituion 95,688 16,623 112,311 348E 728 In Kind JCP Fayetteville-Cumberland Juvenile Res 13,151 4,156 17,307 Total 108,839 20,779 129,618 Justification: To reflect the additional funds from the State. **Funding Source:** Fund Balance: State: Federal: County: New: Other: Prior Year: Other: Fees: Submitted By: Approved By: Date: Department Head Reviewed By: Date: **County Manager** Reviewed By: Date: **Board of County** Deputy/Assistant County Mgr Commissioners Date:

**Budget Office Use** 

Budget Revision No.

B14-371

**Date Received** 

5/12/2014

**Date Completed** 

Fund No.	430	Agency No438Organ.	No4385			11.7
Organization Name: JCP Programs			ITEM NO. 2M (6)C.			
			REVENUE			
Revenue Source Code		Description		Current Budget	Increase (Decrease)	Revised Budget
438A		JCP Find A Friend-In Kind		52,738	3,774	56,512
		E)	Total <b>KPENDITURES</b>	52,738	3,774	56,512
Object Code	Appr Unit	Description	PENDITORES	Current Budget	Increase (Decrease)	Revised Budget
348D		JCP Find A Friend In Kind		52,738	3,774	56,512
				a .		
			Total	52,738	3,774	56,512
<b>Justificatio</b> To adjust th		to State contract.				42
Funding So State: _ Other: _	ource:	Fund Ba Federal: Count			Other:	
Submitted	Ву:	Department Head	Date:		Approved By:	
Reviewed E	har	Ilborah w. Shaw Finance	Date: 5   2   14	Co	unty Manager	Pate:
Reviewed E	Зу: <u> </u>	Deputy/Assistant County Mgr	Date:		oard of County ommissioners D	ate:

**Budget Office Use** 

**Date Completed** 

**Budget Revision No. Date Received** 

Agency No. 431 Organ. No. 4310 Fund No. 101 Health- Environmental Health **Organization Name:** ITEM NO. \_ REVENUE Revenue Revised Current Increase Description Source **Budget** (Decrease) **Budget** Code 2,913 10,643 4185 NC Environmental Health 7,730 Total 7,730 2,913 10,643 **EXPENDITURES** Object Current Increase Revised **APRs Unit Description Budget** (Decrease) **Budget** Code 31,000 2,913 2992 169 Department Supply 33,913 Total 31,000 2,913 33,913 Justification: Budgeting Summer Food Program Funds. **Funding Source: Fund Balance: State:** 2,913 Federal: County: New: Other: Other: Fees: Prior Year: Submitted By: Barbar Approved By: Department Head Date: Finance() **County Manager** Reviewed By: Date: **Board of County** Deputy/Assistant County Mgr Commissioners Date:

**Budget Office Use** 

Budget Revision No.

**Date Received Date Completed** 

Fund No. 101 Agency No. 431 Organ. No. Health- NC Communicable Disease Organization Name: ITEM NO. REVENUE Revenue Current Revised Increase Description Source Budget (Decrease) **Budget** Code 6004 24,000 Medicaid Fees 20,000 4,000 Total 20.000 4.000 24,000 **EXPENDITURES** Current Increase Revised Object **APRs Unit Description** Code **Budget** Budget (Decrease) 2992 232 Department Supply 1,000 1,000 **Employee Travel** 1,500 3470 232 1,100 2,600 3474 232 Training 500 1,500 2,000 Total 1,600 4.000 5,600 Justification: Budgeting additional Medicaid Fees to fund additional operational expenses. **Funding Source: Fund Balance:** State: Federal: New: Other: County: Other: Fees: 4.000 Prior Year: Date: 5.9.14 Submitted By: Approved By: Department Head Reviewed By: Date: **County Manager** Reviewed By: Date: **Board of County** Deputy/Assistant County Mgr Commissioners Date:

**Budget Office Use** 

**Budget Revision No.** 

**Date Received** 

**Date Completed** 

Fund No. 431 Organ. No. 432C 101 Agency No. Health-STD Clinic Organization Name: ITEM NO. **REVENUE** Revenue Current Increase Revised Description Source **Budget Budget** (Decrease) Code 6004 Medicaid Fees-STD 96,000 34,000 130,000 Total 96,000 34,000 130,000 **EXPENDITURES** Object Current Increase Revised **APRs Unit Description** Code **Budget** (Decrease) **Budget** 3203 201 167,000 Lab Xray 34,000 201,000 34,000 Total 167,000 201,000 Justification: Budgeting additional Medicaid Fees earned to fund additional Lab Services for STD patients. Funding Source: **Fund Balance:** State: Federal: County: Other: New: Other: 34,000 Fees: Prior Year: Submitted By: Approved By: Date:5.9.11 Barelow Department Head Reviewed By Date: County Manager Finance Reviewed By: Date: **Board of County** Deputy/Assistant County Mgr 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



Planning & Inspections Department

Thomas J. Lloyd, Director

Cecil P. Combs, Deputy Director

Vikki Andrews, Diane Wheatley, Carl Manning, Cumberland County

Benny Pearce, Town of Eastover

Donovan McLaurin, Wade, Falcon & Godwin

MAY 9, 2014

ITEM NO. \_

3A

MEMO TO:

**Cumberland County Board of Commissioners** 

FROM:

Cumberland County Joint Planning Board

SUBJECT:

Case P14-13: Rezoning of 10.26+/- acres from A1 Agricultural to R40 Residential or to a more restrictive zoning district; located on the north side of SR 2245 (Thrower Road), west of NC HWY 87 S; submitted by Vance Upton Tyson,

Jr. on behalf of Vance Upton Tyson Heirs (owner) and Tim Evans.

ACTION:

1st Motion: Find the request consistent with the LUP and approve and adopt the

reasonableness statement; 2<sup>nd</sup> Motion: Approve R40.

SITE PROFILE: Frontage & Location: 1,130.83'+/- on SR 2245 (Thrower Road); Depth: 400.00'+/-; Jurisdiction: Cumberland County; Adjacent Property: Yes, east of subject property; Current Use: Woodlands; Initial Zoning: A1 – June 25, 1980 (Area 13); Nonconformities: None; Zoning Violation(s): None; Surrounding Zoning: North: C1(P), R40, RR, R20 & A1; South: R40, RR & A1; East: R30, RR & A1; West: R40, A1A & A1; Surrounding Land Use: Residential (including manufactured dwellings), farmland & woodlands; 2030 Growth Strategy Map: Rural; Special Flood Hazard Area (SFHA): None; Water/Sewer Availability: Well/Septic; Soil Limitations: None; School Capacity/Enrolled: Alderman Road Elementary: 750/644; Gray's Creek Middle: 1,100/1,067; Gray's Creek High: 1,270/1/271; Subdivision/Site Plan: If approved, new development may require review and approval; Average Daily Traffic Count (2010): 290 on SR 2245 (Thrower Road); Highway Plan: There are no road improvements/constructions specified for this area. This case has no impact on the current Highway Plan or Transportation Improvement Program; Notes: Density: A1 – 5 lots/units, A1A – 10 lots/units, R40 – 11 lots/units; Minimum Yard Setback Regulations: A1 & A1A: Front yard: 50', Side yard: 20', Rear yard: 50'; R40: Front yard: 30', Side yard: 15', Rear yard: 35'.

MINUTES OF APRIL 15, 2014

#### CONSISTENCY WITH LAND USE PLAN STATEMENT

The district requested is consistent with the 2030 Growth Vision Plan, which calls for "rural" at this location, as well as meeting the location criteria for "rural density residential" development as listed in the Land Use Policies Plan.

## REASONABLENESS & IN THE PUBLIC INTEREST

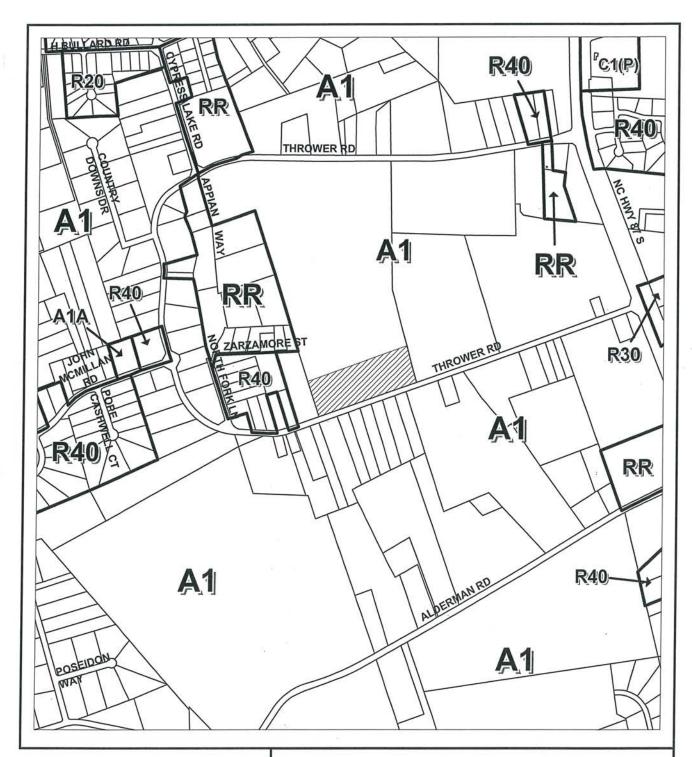
The location and character of the district is reasonable and in the public interest, because it will be in harmony with the surrounding area.

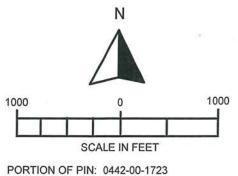
The Planning and Inspections Staff recommends approval of the R40 Residential district because of the foregoing and based on the following:

If approved, the rezoning would be consistent with recent rezonings in the general area.

There are no other districts considered suitable for this request.

Mr. McLaurin made motions to recommend the approval and adoption of the consistency and reasonableness statements; and to approve R40 Residential district, seconded by Mrs. Wheatley. The motions passed with a unanimous vote.





## REQUESTED REZONING A1 TO R40

ACREAGE: 10.26 AC.+/-	HEARING NO: P14-13		
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



Planning & Inspections Department

Thomas J. Lloyd, Director

Cecil P. Combs, Deputy Director

Vikki Andrews, Diane Wheatley, Carl Manning, Cumberland County

Benny Pearce, Town of Eastover

Donovan McLaurin, Wade, Falcon & Godwin

MAY 9, 2014

ITEM NO.

MEMO TO:

**Cumberland County Board of Commissioners** 

FROM:

Cumberland County Joint Planning Board

SUBJECT:

Case P14-14: Rezoning of 20.85+/- acres from A1 Agricultural to R40 Residential or to a more restrictive zoning district, located on both sides of SR 2233 (School Road) and southwest of NC HWY 87 S, submitted by Charles J. Devore on behalf of Dorothy Edge Devore Heir (owner) and Tim Evans.

ACTION:

1<sup>st</sup> Motion: Find the request consistent with the LUP and approve and adopt the reasonableness statement; 2<sup>nd</sup> Motion: Approve R40 for the 2.72+/- acre portion as amended by the property owner.

SITE PROFILE: Frontage & Location: 1,304.37'+/- on SR 2233 (School Road); Depth: 1,597.07'+/-; Jurisdiction: Cumberland County; Adjacent Property: Yes, southeast of subject properties; Current Use: Woodlands; Initial Zoning: A1 - June 25, 1980 (Area 13); Nonconformities: None; Zoning Violation(s): None; Surrounding Zoning: North: RR, R40 & A1; South, East & West: A1; Surrounding Land Use: Residential (including manufactured dwellings), schools (2), religious worship, assembly, farmland & woodlands; 2030 Growth Strategy Map: Rural; Special Flood Hazard Area (SFHA): None; Watershed: Water/Sewer Availability: Well/Septic; Soil Limitations: Yes, hydric - WO Woodington loamy sand; School Capacity/Enrolled: Gray's Creek Elementary: 495/440; Gray's Creek Middle: 1,100/1,067; Gray's Creek High: 1,270/1,271; Subdivision/Site Plan: If approved, new development may require review and approval; Average Daily Traffic Count (2010): 1,600 on SR 2233 (School Road); Highway Plan: There are no road improvements/constructions specified for this area. This case has no impact on the current Highway Plan or Transportation Improvement Program; Notes: Density (minus 15% for R/W): A1 - 11 lots/units (9 lots/units), A1A - 20 lots/units (17 lots/units), R40 - 23 lots/units (20 lots/units); Minimum Yard Setback Regulations: A1 &A1A: Front yard: 50', Side yard: 20', Rear yard: 50'; R40: Front yard: 30', Side yard: 15', Rear yard: 35'. \*\*On April 7, 2014 the applicant revised their request to rezone only 2.72 acres (tract 2) to R40\*\*

MINUTES OF APRIL 15, 2014

The applicant modified this request to only rezone 2.72 +/- acres of the subject property.

#### CONSISTENCY WITH LAND USE PLAN STATEMENT

The district requested is consistent with the 2030 Growth Vision Plan, which calls for "rural" at this location, as well as meeting the location criteria for "rural density residential" development as listed in the Land Use Policies Plan.

## **REASONABLENESS & IN THE PUBLIC INTEREST**

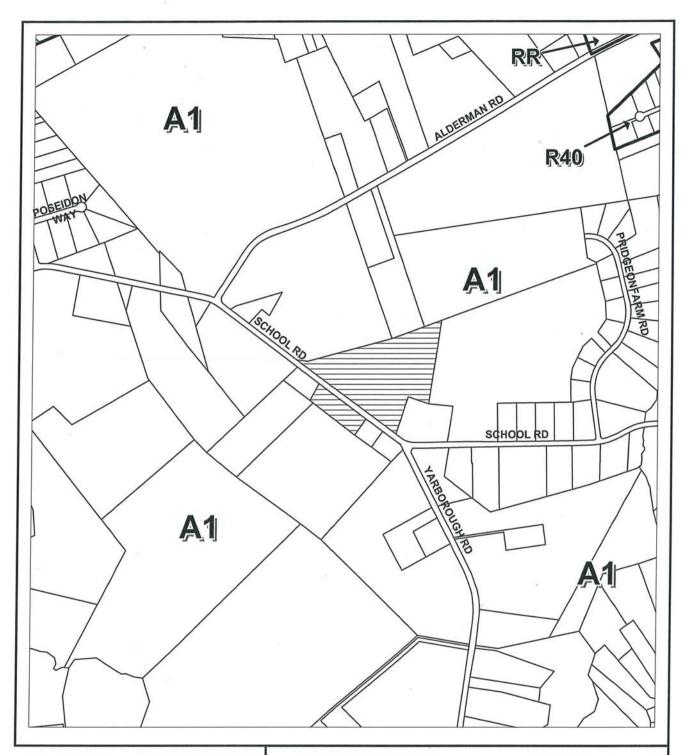
The location and character of the district is reasonable and in the public interest, because it will be in harmony with the surrounding area.

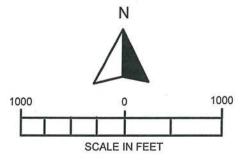
The Planning and Inspections Staff recommends approval of the R40 Residential district because of the foregoing and based on the following:

• If approved, the rezoning would be consistent with recent rezonings in the general area.

There are no other districts considered suitable for this request.

Mr. McLaurin made motions to recommend the approval and adoption of the consistency and reasonableness statements; and to approve R40 Residential district for the 2.72+/-acre portion as amended by the property owner, seconded by Mrs. Wheatley. The motions passed with a unanimous vote.





PIN: 0441-04-6501 PIN: 0441-14-1809

## REQUESTED REZONING A1 TO R40

ACREAGE: 20.85 AC.+/-	HEARING NO: P14-14		
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



Planning & Inspections Department

Thomas J. Lloyd, Director

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Vikki Andrews, Diane Wheatley, Carl Manning, Cumberland County

Benny Pearce, Town of Eastover

Donovan McLaurin, Wade, Falcon & Godwin

MAY 9, 2014

ITEM NO.

MEMO TO:

**Cumberland County Board of Commissioners** 

FROM:

Cumberland County Joint Planning Board

SUBJECT:

Case P14-18: Rezoning of .82+/- acre from R6A Residential to C(P) Planned Commercial or to a more restrictive zoning district; located on the northwest side of SR 2337 (Wilmington Hwy), northeast side of SR 2266 (Manley Street); submitted by Ronnie L. Gibson on behalf of A.C.C.S. Allstate Contracting and

Cleaning Service, LLC. (owner).

ACTION:

1st Motion: Find the request consistent with the LUP and approve and adopt the

reasonableness statement; 2<sup>nd</sup> Motion: Approve C(P).

SITE PROFILE: Frontage & Location: 100.00'+/- on SR 2337 (Wilmington Hwy) & 221.50'+/- on Manley Street; Depth: 290.00'+/-; Jurisdiction: Cumberland County; Adjacent Property: No; Current Use: Vacant land; Initial Zoning: R6A - March 15, 1979 (Area 6); Nonconformities: None; Zoning Violation(s): None; Surrounding Zoning: North: M(P), C3, C(P), R40, RR & R6A; South: RR/CU (golf driving range), M(P), C3, C(P), C1(P), RR & R6A; East: C3 & A1; West: M(P), O&I(P) & R6A; Surrounding Land Use: Residential (including manufactured dwellings), motor vehicle repair, vacant commercial structures (3), industrial operation not otherwise permitted & woodlands; 2030 Land Use Plan: Urban; Special Flood Hazard Area (SFHA): None; Water/Sewer Availability: PWC/Septic; Soil Limitations: Yes, fraction of subject properties are hydric - WmB Wickham fine sandy; School Capacity/Enrolled: Elizabeth Cashwell Elementary: ; Ireland Drive Middle (6): 340/364; Douglas Byrd Middle (7-8): 702/743; Douglas Byrd High: 1,280/1,225; Subdivision/Site Plan: If approved, new development may require a review and approval; Municipal Influence Area: City of Fayetteville Average Daily Traffic Count (2010): 2,400 on SR 2337 (Wilmington Hwy); 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 - 8 lots/units (6 units/units); Minimum Yard Setback Regulations: R6A: Front yard: 25', Side yard: 10', Rear yard: 15'; C(P): Front yard: 50', Side yard: 30', Rear yard: 30'.

MINUTES OF APRIL 15, 2014

## **CONSISTENCY WITH LAND USE PLAN STATEMENT**

The district requested is consistent with the 2030 Growth Vision Plan, which calls for "urban" at this location, as well as meeting the majority of location criteria for "heavy commercial" development as listed in the Land Use Policies Plan. The location criteria not met is public sewer, which is not available.

## REASONABLENESS & IN THE PUBLIC INTEREST

Consideration of the C(P) Planned Commercial district for the subject property is reasonable and in the public interest because the requested district is comparable to rezonings within the general area.

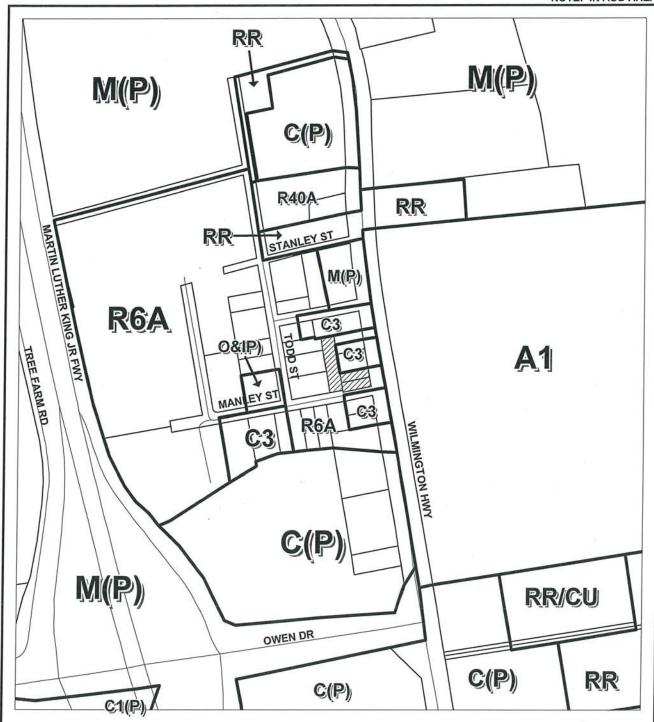
The request is also reasonable because it will be in harmony with surrounding area.

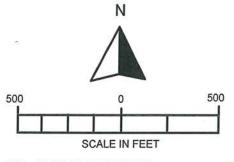
The Planning and Inspections Staff recommends approval of the C(P) Planned Commercial district because of the foregoing and based on the following:

- 1. Public water is available to the subject property; and
- 2. The adjacent properties are zoned heavy commercial.

There are no other districts considered suitable for this request.

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





PIN: 0446-00-4000,4004,2170

## REQUESTED REZONING R6A TO C(P)

ACREAGE: 0.82 AC.+/-	HEARING NO: P14-18		
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



Planning & Inspections Department

Thomas J. Lloyd, Director

Cecil P. Combs, Deputy Director

Vikki Andrews, Diane Wheatley, Carl Manning, Cumberland County

Benny Pearce, Town of Eastover

Donovan McLaurin, Wade, Falcon & Godwin

MAY 9, 2014

ITEM NO.

31

MEMO TO:

**Cumberland County Board of Commissioners** 

FROM:

Cumberland County Joint Planning Board

SUBJECT:

Case P14-19: Rezoning of .19+/- acre from RR Rural Residential/DD Density Development/CUD Conditional Use District to A1 Agricultural or to a more restrictive zoning district; located south of Running Fox Road, west of Carriage Crossing Road; submitted by Walter W. Little on behalf of Roslin Farms West Owners Association (owner) and Chuck Richardson, PE on behalf of South River

EMC.

ACTION:

1<sup>st</sup> Motion: Find the request consistent with the LUP and approve and adopt the reasonableness statement; 2<sup>nd</sup> Motion: Approve A1.

SITE PROFILE: Frontage & Location: No frontage; Depth: 204.61'+/-; Jurisdiction: Cumberland County; Adjacent Property: No; Current Use: Vacant land; Initial Zoning: A1 & CD – June 25, 1980 (Area 13); rezoned to RR/DD/CU on August 21, 2007; Nonconformities: None; Zoning Violation(s): None; Surrounding Zoning: North: A1; South: CD & A1; East & West: RR/DD/CU (for 234 lot residential subdivision); Surrounding Land Use: Residential, farmland & woodlands; 2030 Growth Strategy Map: Urban Fringe; Special Flood Hazard Area (SFHA): None; Water/Sewer Availability: Robeson County Water/Septic; Soil Limitations: Yes, hydric – JT Johnston loam; School Capacity/Enrolled: Gray's Creek Elementary: 495/440; Gray's Creek Middle: 1,100/1,067; Gray's Creek High: 1,270/1,271; Subdivision/Site Plan: If approved, new development may require review and approval; Average Daily Traffic Count (2010): 1,800 on SR 2243 (Roslin Farm 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: If approved, the open space of the RR/DD/CUD development will be reduced from 109.98 acres to 109.79, significantly more than the 103.25 required for the density development.

MINUTES OF APRIL 15, 2014

#### CONSISTENCY WITH LAND USE PLAN STATEMENT

The district requested is consistent with the 2030 Growth Vision Plan, which calls for "urban fringe" at this location, as well as meeting the location criteria for "rural density residential" development as listed in the Land Use Policies Plan.

#### REASONABLENESS & IN THE PUBLIC INTEREST

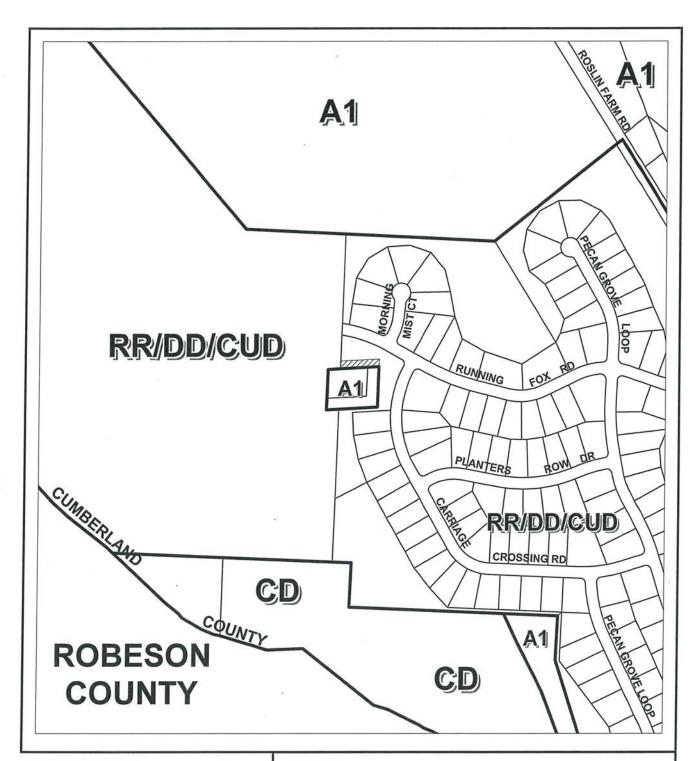
Consideration of the A1 Agricultural district for the subject property is reasonable and in the public interest as the request will be in harmony with the surrounding area.

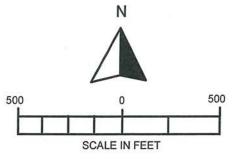
The Planning and Inspections Staff recommends approval of the A1 Agricultural district because of the foregoing and based on the following:

 Approval of the request will allow for the expansion of the adjacent agriculturally zoned district.

There are no other districts considered suitable for this request.

Mr. McLaurin made motions to recommend the approval and adoption of the consistency and reasonableness statements; and to approve A1 Agricultural district, seconded by Mrs. Wheatley. The motions passed with a unanimous vote.





## PORT. OF PIN: 0412-61-9635

# REQUESTED REZONING RR/DD/CUD TO A1

ACREAGE: 0.19 AC.+/-	HEARING NO: P14-19		
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



Planning & Inspections Department

Thomas J. Lloyd, Director

Cecil P. Combs, Deputy Director

Vikki Andrews, Diane Wheatley, Carl Manning, Cumberland County

Benny Pearce, Town of Eastover

Donovan McLaurin, Wade, Falcon & Godwin

MAY 9, 2014

ITEM NO. 3E

MEMO TO:

**Cumberland County Board of Commissioners** 

FROM:

Cumberland County Joint Planning Board

SUBJECT:

Case P14-20: Rezoning of .38+/- acre from C1(P) Planned Local Business to C2(P) Planned Service and Retail or to a more restrictive zoning district, located at 3701 and 3713 Cumberland Road, submitted by Brian V. and Wendy V.

Barber (owners) and Kenneth Whitlock.

ACTION:

1st Motion: Find the request consistent with the LUP and approve and adopt the

reasonableness statement; 2<sup>nd</sup> Motion: Approve C2(P).

SITE PROFILE: Frontage & Location: 166.70'+/- on SR 1141 (Cumberland Road) & 35.00'+/on SR 1379 (Everitte Street); Depth: 101.08'+/-; Jurisdiction: Cumberland County; Adjacent Property: No: Current Use: 1 residential structure; Initial Zoning: R10 – November 17, 1975 (Area 4); rezoned to C1(P) March 17, 2003; Nonconformities: If approved, residential structure and use will be made more nonconforming; Zoning Violation(s): None; Surrounding Zoning: North: C(P)/CU (motor vehicle repair), C1(P)/CU (office), R6A/CU (salvage yard), C3, C(P), C2(P), C1(P), R10, R6A & R6; South: RR/CU (office), R10/CU (salvage yard), M2, RR, R10, R6A & R5A; East: C3, C1(P), RR, R10 & R6A; West: C1(P) & R10; Surrounding Land Use: Residential (including manufactured dwellings & multi-family), manufactured home parks (3), convenience retail w/ gasoline sales, retailing, food sales, religious worship, servicing & 1 vacant non-residential structure; 2030 Land Use Plan: Urban; Southwest Cumberland Land Use Plan: Heavy Commercial; Special Flood Hazard Area (SFHA): None; Water/Sewer Availability: PWC/Septic; Soil Limitations: None; School Capacity/Enrolled: Cumberland Road Elementary: 457/449; Ireland Drive Middle (6): 340/364; Douglas Byrd Middle (7-8): 702/743; Douglas Byrd High: 1,280/1,225; Subdivision/Site Plan: If approved, new development may require review and approval; Municipal Influence Area: City of Fayetteville; Average Daily Traffic Count (2010): 18,000 on SR 1141 (Cumberland Road); Highway Plan: Cumberland Road is identified in the Highway Plan as a Major Thoroughfare. This is a multi-lane facility with an adequate right-of-way of 90 feet. Road improvements have been completed; Note: Minimum Yard Setback Regulations: 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 APRIL 15, 2014

#### CONSISTENCY WITH LAND USE PLAN STATEMENT

The district requested is consistent with the 2030 Growth Vision Plan, which calls for "urban" at this location, as well as meeting most of the location criteria for "light commercial" development as listed in the Land Use Policies Plan; the location criteria not met is public sewer, which is not

available. The request is also consistent with the recently adopted Southwest Cumberland Land Use Plan which calls for "heavy commercial" in this area.

## REASONABLENESS & IN THE PUBLIC INTEREST

The location and character of the district requested is reasonable and in the public interest, because it will be in harmony with the surrounding area, allowing lot sizes and uses comparable to those existing in the area.

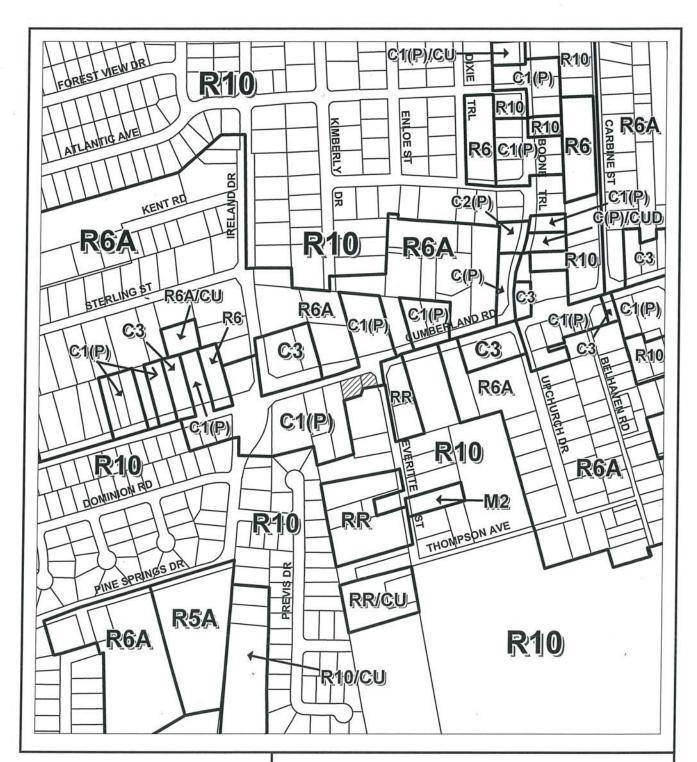
The Planning and Inspections Staff recommends approval of the C2(P) Planned Service and Retail district because of the foregoing and based on the following:

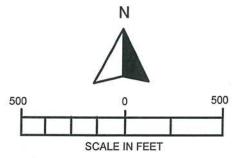
Public water is available to the subject property.

There are no other districts considered suitable for this request.

Mr. McLaurin made motions to recommend the approval and adoption of the consistency and reasonableness statements; and to approve C2(P) Planned Service and Retail district, seconded by Mrs. Wheatley. The motions passed with a unanimous vote.

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





PIN: 0415-89-5706 PIN: 0415-89-6800

# REQUESTED REZONING C1(P) TO C2(P)

ACREAGE: 0.38 AC.+/-	HEARING NO: P14-20		
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



Planning & Inspections Department

Thomas J. Lloyd, Director

Cecil P. Combs, **Deputy Director** 

Vikki Andrews. Diane Wheatley, Carl Manning, **Cumberland County** 

Benny Pearce, Town of Eastover

Donovan McLaurin. Wade, Falcon & Godwin

MAY 9, 2014

ITEM NO. \_ 3F

MEMO TO:

Cumberland County Board of Commissioners

FROM:

Cumberland County Joint Planning Board

SUBJECT:

Case P14-15: Rezoning of 20.00+/- acres from RR Rural Residential to R7.5 Residential or to a more restrictive zoning district; located on the northwest side of SR 1115 (Black Bridge Road), southeast of Home Stakes Drive; submitted by

Levane Mabe and Mary Gail Douglas (owners) and Watson Caviness.

ACTION:

1<sup>st</sup> Motion: Find the request consistent with the LUP and approve and adopt the

reasonableness statement; 2<sup>nd</sup> Motion: Approve R7.5.

SITE PROFILE: Frontage: 1,066.51'+/- on SR 1115 (Black Bridge Road) & 830.00'+/- on 1,020.51'+/-; Jurisdiction: Cumberland County; Adjacent Tumbleweed Drive; Depth: Property: No; Current Use: Woodlands; Initial Zoning: RR - February 3, 1977 (Area 7); Nonconformities: None; Zoning Violation(s): None; Surrounding Zoning: North: R10 (Hope Mills) & R5A (Hope Mills); South: RR & R10; East & West: RR; Surrounding Land Use: Residential (including manufactured dwellings), religious worship & woodlands; 2030 Land Use Plan: Urban & Urban Fringe; Southwest Cumberland Land Use Plan: Low density residential; Special Flood Hazard Area (SFHA): None; Water/Sewer Availability: PWC/PWC; Soil Limitations: None; School Capacity/Enrolled: Rockfish Elementary: 725/769; Hope Mills Middle: 740/716; South View High: 1,800/1,784; Subdivision/Site Plan: If approved, new development may require review and approval; Municipal Influence Area: Town of Hope Mills; Average Daily Traffic Count (2010): 3,400 on SR 1115 (Black Bridge Road); Highway Plan: Black Bridge Road is identified in the Highway Plan as a Major Thoroughfare. The Plan calls for a multi-lane facility (4 lane-divide). Road improvements are not included in the 2012-2018 MTIP. This is a priority # 1 in the highway portion of the LRTP; Notes: Density (minus 15% for R/W): RR - 44 lots/units (37 lots/units), R15 - 58 lots/units (49 lots/units), R7.5 - 116 lots/units (99 lots/units); Minimum Yard Setback Regulations: RR: Front yard: 30', Side yard: 15', Rear yard: 35'; R7.5 & R15: Front yard: 30', Side yard: 10', Rear yard: 35'.

MINUTES OF APRIL 15, 2014

Mr. Lloyd presented the case information and stated the following:

#### CONSISTENCY WITH LAND USE PLAN STATEMENT

The district requested is consistent with the 2030 Growth Vision Plan, which calls for "urban" and "urban fringe" at this location, as well as meeting the location criteria for "low density residential" development as listed in the Land Use Policies Plan; the request is also consistent with the recently adopted Southwest Cumberland Land Use Plan which calls for "low density residential" in this area.

### REASONABLENESS & IN THE PUBLIC INTEREST

Consideration of the R7.5 Residential district for the subject property is reasonable and in the public interest, because it will be in harmony with the surrounding area, allowing lot sizes and uses comparable to those existing in the area.

The Planning and Inspections Staff recommends approval of the R7.5 Residential district because of the foregoing and based on the following:

Public water and sewer are available to the subject property.

The R15 Residential district could also be considered suitable for this request.

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

Mr. Scott Brown spoke in favor. Mr. Brown asked that the Board approve the request for rezoning. There will be no entrance into the Steeple Chase subdivision due to the existing cemetery; the entrance will be off of Black Bridge Road.

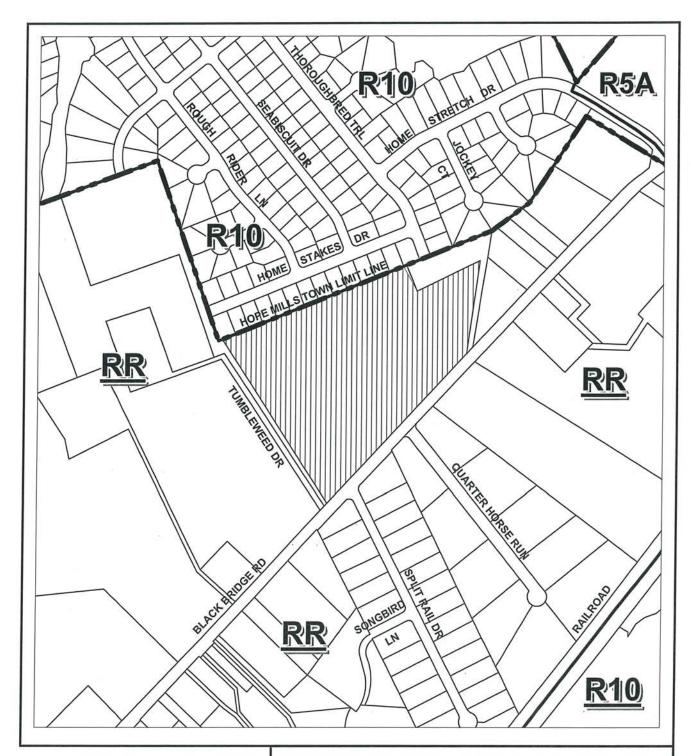
Watson Caviness spoke in favor. Mr. Caviness stated that he was present to answer any questions that anyone may have.

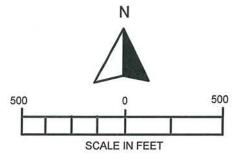
Mrs. Elizabeth Mary Haas Cooper spoke in favor. Mrs. Cooper stated that she was a resident of Steeple Chase subdivision for eight years. Mrs. Cooper stated that she was opposed to the request because the current infrastructure in the area will not support added homes, with additional traffic and increased stress on the school system.

Public Hearing closed.

Mr. Morris stated that Mrs. Cooper was correct that the roads need to be widened, that there's stress on the traffic patterns and the school system does have issues. Unfortunately, you can't get roads widened until you have the traffic count, you can't get schools built until you have the rooftops. So it's a "catch-22" all the way around for the residents.

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





PIN: 0403-56-8794

## REQUESTED REZONING RR TO R7.5

ACREAGE: 20.00 AC.+/-	HEARING NO: P14-15		
ORDINANCE: COUNTY	HEARING DATE	ACTION	
STAFF RECOMMENDATION			
PLANNING BOARD			
GOVERNING BOARD			

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

I, Debra Johnson, 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 413-2013.

Property Owner:

Charles & Rosalyn Dent

Home Owner:

Charles & Rosalyn Dent

Property Address: 1326 Davis Street, Fayetteville, NC (6 Units, Tract 1)

Tax Parcel Identification Number: 0419-74-6917

SYNOPSIS: This property was inspected on 11/12/2013. The property owners and parties of interest were legally served with Notice of Violations and was afforded a Hearing on 12/11/2013. No one attended the Hearing. It was ordered that the structures 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 4/14/2014. 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 5/8/2014, no corrective action had been made to the structures. The structures are presently vacant and reasonably secured. In its present state, these structures constitute a fire, health, and safety hazard.

The estimated cost to repair the structure to a minimum standard for human habitation is \$35,280.00 (each). The Assessor for Cumberland County has the structure presently valued at \$500.00 (each – salvage). 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.

Debra Johnson

Code Enforcement Officer

County of Cumberland

Sworn to and Subscribed to by me this

the Staday of May

Notary Public

My Commission Expires: 11-03-14

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

N	ame(s) of Owner(s)
A	ppearances:
In	spection Dept. Case No.:
В	OARD OF COUNTY COMMISSIONERS MOTION:
1.	If the Board feels that the structure should be demolished, the Board's motion should be:
	To adopt the order and report of the Minimum Housing Inspector as the true facts in this case, and
	To order the property owner to remove or demolish the dwelling within days.
	To order the Inspector to remove or demolish the dwelling, if the owner fails to do so and impose a lien on the real property for the cost of such action.
	To direct the clerk to incorporate the foregoing findings and orders in an ordinance certified by the Chairman and record the same in the Register of Deeds.
2.	If the Board feels that the property can be rehabilitated, the Board's motion should be:
	To adopt the order and report of the Minimum Housing Inspector as the true facts in this case.
	To order the property owner to rehabilitate the property within days.
	To order the property owner to vacate and secure the property within days pending rehabilitation.
	To order the Inspector to rehabilitate the property or remove or demolish the dwelling, if the owner fails to do so and impose a lien on the real property for the cost of such action.
	To direct the clerk to incorporate the foregoing findings and orders in an ordinance certified by the Chairman and record the same in the Register of Deeds.
3.	If the Board wishes to delay action on the case, the Board's motion should be:
	To adopt the order and report of the Minimum Housing Inspector as the true facts in this case.
	To delay a decision on the case until (date) in order to give the owner or party of interest time to:

Thomas J. Lloyd, Director

Cecil P. Combs, Deputy Director

Ken Sykes, Code Enforcement Manager

Carol M. Post Office Processing Assistant



George Hatcher,
Inspector
Joey Lewis,
Inspector
Joan Fenley,
Inspector
Debra Johnson,
Inspector
Chris Fulton,

Inspector

Planning & Inspections Department

## FINDINGS OF FACT AND ORDER

91 7199 9991 7033 4095 6074

3/18/2014

91 7199 9991 7033 4095 6067

12 1211 1112 1033 1013 000

Charles & Rosalyn L Dent & Parties of Interest PO Box 35595

Fayetteville NC, 28303

91 7199 9991 7033 4095 6050

Attn: Glenn Tedder & Cristoval Cervantes 5761 Holland Street Apt. B Fayetteville, NC 28311

CASE # MH-413-2013

PROPERTY AT: 1326 Davis Street, Fayetteville, NC

Pursuant of law, a Hearing was conducted in Room 101, of the old courthouse at 130 Gillespie Street, Fayetteville, NC on 12/11/2013 at 10:00 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 11/14/2013. Upon the record and all of the evidence offered and contentions made, the undersigned Hearing Officer does thereby find the following fact:
  - a. The dwelling in question is violative of the Cumberland County Housing Ordinance as per findings in the inspection report with an assigned case number of MH-413-2013, dated 11/12/2013.

  - C. The dwelling is unfit for human habitation.

$\boxtimes$	4.	Dı	ue to facts presented above, the Hearing Officer	orders as follows:	
		a.	The owners and/or parties of interest of the d such dwelling into compliance with the Cumbe repairing, altering, and improving the dwe demolishing the structure and then causing the by a date not later than 4/14/2014. All require this order must be presented when obtaining	erland County Housing Ordinance by either elling up to a minimum standard or by ne debris to be removed from the premises and permits must be obtained. A copy of	
		b.	The dwelling shall remain vacated until comremoved by the inspector, and the lot must be	30~~~ 보다 있다면 하면 100mm - Carical Yell Color - California (Value of California	
		C.	The structure shall be/remain secured to preve	nt entry by and shall remain secured.	
		d.	By authority of North Carolina General Statupunishable as a Class 3 Misdemeanor in criminjunctive relief and/or a civil penalty of \$50.00 after	ninal court and also subjects the violator to	
		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.			
	ieste	ed, i	may be made to the Cumberland County Housin it must be made in writing and within the time lin		
	En	7	SL	Q. Don Anson	
Ken S Heari		33	r	Debra Johnson Code Enforcement Officer	
Enclo	sed:	Арр	eals Procedure Form		
Cc:			CAROL M. CAROL	Sworn to and Subscribed to by me this the 18th day of these , 2014	
			NOTARY TO STATE OF THE PUBLIC	Notary Public My Commission Expires: 11- 03-14	



Date: April 11, 2014

d j:

The following is in response to your April 11, 2014 request for delivery information on your Certified Mail™ item number 9171999991703340956067. The delivery record shows that this item was delivered on March 25, 2014 at 10:26 am in FAYETTEVILLE, NC 28303. The scanned image of the recipient information is provided below.

Signature of Recipient:

CHANGE Nort

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



Date: March 26, 2014

dj:

The following is in response to your March 26, 2014 request for delivery information on your Certified Mail <sup>™</sup> item number 9171999991703340956074. The delivery record shows that this item was delivered on March 25, 2014 at 10:26 am in FAYETTEVILLE, NC 28303. The scanned image of the recipient information is provided below.

Signature of Recipient:

CH Ander Dont

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

## MAP DEPICTING LOCATION OF PROPERTY

## Property Owner: Charles & Rosalyn Dent

1326 Davis Street, Fayetteville, NC (6 Units, Tract 1)
Minimum Housing Case # MH 413-2013
TAX PARCEL IDENTIFICATION NUMBER: 0419-74-6971



**EXHIBIT B** 

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

I, Debra Johnson, 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 415-2013.

Property Owner:

Charles & Rosalyn Dent

Home Owner:

Charles & Rosalyn Dent

Property Address: 1371 Davis Street, Fayetteville, NC (Tract 2)

Tax Parcel Identification Number: 0419-74-7862

SYNOPSIS: This property was inspected on 11/12/2013. The property owners and parties of interest were legally served with Notice of Violations and was afforded a Hearing on 12/11/2013. No one attended the Hearing. It was ordered that the structure be repaired to a minimum standard for human habitation, or be demolished and the debris removed from the premises by a date not later than 4/14/2014. 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 5/8/2014, no corrective action had been made to the structure. The structure is presently vacant and reasonably secured. In its present state, this structure constitutes a fire, health, and safety hazard.

The estimated cost to repair the structure to a minimum standard for human habitation is \$35,280.00. The Assessor for Cumberland County has the structure presently valued at \$500.00 (salvage). 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.

Code Enforcement Officer County of Cumberland

Sworn to and Subscribed to by me this

My Commission Expires: 11-03-14

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

N	Jame(s) of Owner(s)
A	ppearances:
Ir	aspection Dept. Case No.:
В	OARD 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
0	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:



Cecil P. Combs, Deputy Director

Ken Sykes, Code Enforcement Manager

Carol M. Post Office Processing Assistant



George Hatcher, Inspector Joey Lewis, Inspector Joan Fenley, Inspector. Debra Johnson,

Inspector Chris Fulton, Inspector

Planning & Inspections Department

## FINDINGS OF FACT AND ORDER

91 7199 9991 7033 4095 6203 3/18/2014 91 7199 9991 7033 4095 6180 91 7199 9991 7033 4095 6197 Charles M & Rosalyn L Dent & Parties of Interest & Attn: Glenn Tedder & Cristoval Cervantes 5761 Holland Street PO Box 35595 Fayetteville NC, 28303 Apt. B Fayetteville, NC 28311 CASE # MH-415-2013

PROPERTY AT: 1359 Davis Street, Fayetteville, NC

A Complaint, Notice of Hearing and Report of Inspection were legally served to the owner or owner's agent, and any party of interest. These documents were in fact received by the owner or owner's agent and party of interest on 11/26/2013.

Pursuant of law, a Hearing was conducted in Room 101, of the old courthouse at 130 Gillespie Street, Fayetteville, NC on 12/11/2013 at 10:00 AM. The items identified below took place at the Hearing:

- No owner or party of interest, or their agent, or representative appeared.
- 2. An answer was filed by owners and/or parties of interest. The answer was heard, read, and considered. Those answering by phone were:
- $\boxtimes$ 3. The undersigned inspector personally inspected the dwelling described in the Complaint and Notice of Hearing dated 11/14/2014. 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-415-2013, dated 11/5/2013.
  - b. Due to these findings, the dwellings are found to be in a substandard condition in accordance with the Cumberland County Ordinance.
  - c. The dwelling is unfit for human habitation.

⊠ 4.	Du	ue to facts presented above, the Hearing Officer or	rders as follows:
	a.	The owners and/or parties of interest of the dwe such dwelling into compliance with the Cumberla repairing, altering, and improving the dwelling demolishing the structure and then causing the by a date not later than 4/11/2014. All required this order must be presented when obtaining	and County Housing Ordinance by either ng up to a minimum standard or by debris to be removed from the premises permits must be obtained. A copy of
	b.	The dwelling shall remain vacated until compl removed by the inspector, and the lot must be co	arigustiga da ber enteriorista en el mantrigari, en la regionario de el altre en el arigue de la comparta de l
	C.	The structure shall be/remain secured to prevent	entry by and shall remain secured.
	d.	By authority of North Carolina General Statute punishable as a Class 3 Misdemeanor in crimin injunctive relief and/or a civil penalty of \$50.00 pafter	al court and also subjects the violator to
	e.	The County Planning/Inspection Department may a demolition ordinance from the Cumberland Country to bring the property into compliance by The against the real property in the form of a lien.	ounty Board of Commissioners for failure
	ed, i	may be made to the Cumberland County Housing it must be made in writing and within the time limit.	
Ken Syke Hearing C	s Officé		Tebra Johnson Code Enforcement Officer
Enclosed:	Арр	peals Procedure Form	
Cc:			worn to and Subscribed to by me is the 18+4 day of mech., 2014
		NOTARL NO	otary Public y Commission Expires: 11 - 03 - 14
		30 OF10 S	,



Date: April 30, 2014

d j:

The following is in response to your April 30, 2014 request for delivery information on your Certified Mail™ item number 9171999991703340956197. The delivery record shows that this item was delivered on March 25, 2014 at 10:26 am in FAYETTEVILLE, NC 28303. The scanned image of the recipient information is provided below.

Signature of Recipient:

CH PALL NOLT

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.



Date: March 26, 2014

d j:

The following is in response to your March 26, 2014 request for delivery information on your Certified Mail™ item number 9171999991703340956203. The delivery record shows that this item was delivered on March 25, 2014 at 10:26 am in FAYETTEVILLE, NC 28303. The scanned image of the recipient information is provided below.

Signature of Recipient:

CHANGE Nont

Address of Recipient:

Thank you for selecting the Postal Service for your mailing needs.

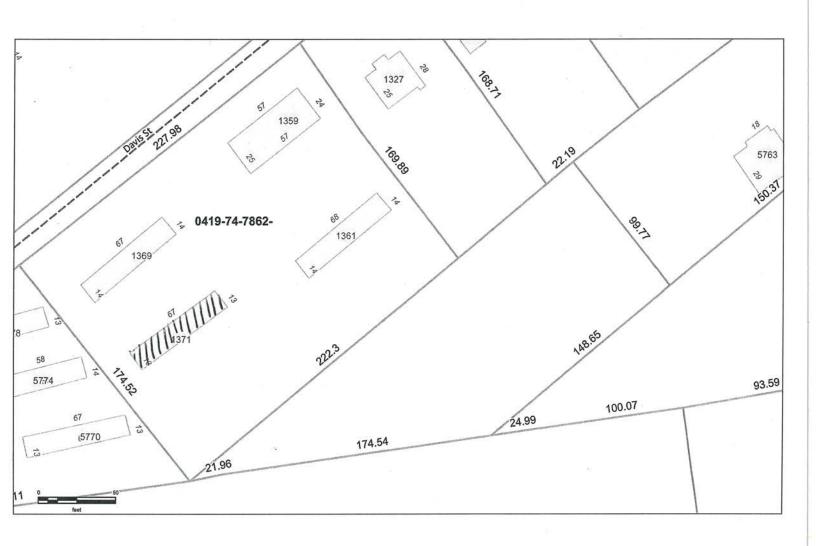
If you require additional assistance, please contact your local Post Office or postal representative.

#### MAP DEPICTING LOCATION OF PROPERTY

Property Owner: Charles & Rosalyn Dent

1371 Davis Street, Fayetteville, NC (Tract 2) Minimum Housing Case # MH 415-2013

TAX PARCEL IDENTIFICATION NUMBER: 0419-74-7862



**EXHIBIT B** 

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

I, Debra Johnson, 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 412-2013.

Property Owner:

Charles & Rosalyn Dent

Home Owner:

Charles & Rosalyn Dent

Property Address: 5756 Peele Street, Favetteville, NC (4 Units, Tract 3)

Tax Parcel Identification Number: 0419-74-5782

SYNOPSIS: This property was inspected on 11/12/2013. The property owners and parties of interest were legally served with Notice of Violations and was afforded a Hearing on 12/11/2013. No one attended the Hearing. It was ordered that the structures 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 4/14/2014. The property owners and parties of interest were notified of the appeal procedures when they were served with the <u>Findings of Fact and Order.</u> (See Exhibit A for Findings of Fact and Order.) No appeal was filed. Upon my visit to the property on 5/8/2014, no corrective action had been made to the structures. The structures are presently vacant and reasonably secured. In its present state, this structures constitute a fire, health, and safety hazard.

The estimated cost to repair the structure to a minimum standard for human habitation is \$35,280.00 (each). The Assessor for Cumberland County has the structure presently valued at \$500.00 (each-salvage). 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.

Debra Johnson

Code Enforcement Officer

County of Cumberland

Sworn to and Subscribed to by me this

2014

Notary Public

My Commission Expires: 11.03-14

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

N	ame(s) of Owner(s)
A	ppearances:
In	spection Dept. Case No.:
В	OARD OF COUNTY COMMISSIONERS MOTION:
1.	If the Board feels that the structure should be demolished, the Board's motion should be:
	To adopt the order and report of the Minimum Housing Inspector as the true facts in this case, and
	To order the property owner to remove or demolish the dwelling within days.
	To order the Inspector to remove or demolish the dwelling, if the owner fails to do so and impose a lien on the real property for the cost of such action.
	To direct the clerk to incorporate the foregoing findings and orders in an ordinance certified by the Chairman and record the same in the Register of Deeds.
2.	If the Board feels that the property can be rehabilitated, the Board's motion should be:
	To adopt the order and report of the Minimum Housing Inspector as the true facts in this case.
	To order the property owner to rehabilitate the property within days.
	To order the property owner to vacate and secure the property within days pending rehabilitation.
	To order the Inspector to rehabilitate the property or remove or demolish the dwelling, if the owner fails to do so and impose a lien on the real property for the cost of such action.
	To direct the clerk to incorporate the foregoing findings and orders in an ordinance certified by the Chairman and record the same in the Register of Deeds.
3.	If the Board wishes to delay action on the case, the Board's motion should be:
	To adopt the order and report of the Minimum Housing Inspector as the true facts in this case.
	To delay a decision on the case until (date) in order to give the owner
	or party of interest time to:

Thomas J. Lloyd, Director

Cecil P. Combs, Deputy Director

Ken Sykes, Code Enforcement Manager

Carol M. Post
Office Processing Assistant



George Hatcher, Inspector

Joey Lewis, Inspector

Joan Fenley, Inspector

Debra Johnson, Inspector

Chris Fulton, Inspector

Planning & Inspections Department

## FINDINGS OF FACT AND ORDER

91 7199 9991 7033 4112 1969 3/18/2014 91 7199 9991 7033 4112 1945

&

91 7199 9991 7033 4112 1952

Charles M & Rosalyn L Dent & Parties of Interest Po Box 35595 Fayetteville NC, 28303 Attn: Glenn Tedder & Cristoval Cervantes 5761 Holland Street

Apt. B Fayetteville, NC 28311

CASE # MH-412-2013

PROPERTY AT: 5756 Peele Street, Fayetteville, NC

A Complaint, Notice of Hearing and Report of Inspection were legally served to the owner or owner's agent, and any party of interest. These documents were in fact received by the owner or owner's agent and party of interest on <a href="https://documents.ncb///documents">https://documents.ncb//documents.ncb///documents.ncb///document

Pursuant of law, a Hearing was conducted in Room 101, of the old courthouse at 130 Gillespie Street, Fayetteville, NC on 12/11/2013 at 10:00 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 11/15/2013. Upon the record and all of the evidence offered and contentions made, the undersigned Hearing Officer does thereby find the following fact:

  - ☑ c. The dwelling is unfit for human habitation.

	4.	Dι	e to facts presented above, the Hearing Officer	orders as follows:
		a.	The owners and/or parties of interest of the of such dwelling into compliance with the Cumber repairing, altering, and improving the dwellishing the structure and then causing the by a date not later than 4/11/2014. All require this order must be presented when obtaining	erland County Housing Ordinance by either elling up to a minimum standard or by ne debris to be removed from the premises ed permits must be obtained. A copy of
		b.	The dwelling shall remain vacated until con removed by the inspector, and the lot must be	·*
		C.	The structure shall be/remain secured to preve	ent entry by and shall remain secured.
		d.	By authority of North Carolina General State punishable as a Class 3 Misdemeanor in crin injunctive relief and/or a civil penalty of \$50.00 after	ninal court and also subjects the violator to
		e.	The County Planning/Inspection Department is a demolition ordinance from the Cumberland to bring the property into compliance by Tagainst the real property in the form of a lien.	County Board of Commissioners for failure
	este	ed, i	nay be made to the Cumberland County Housir t must be made in writing and within the time lin	
Ken S Heari				Debra Johnson Code Enforcement Officer
Enclo	sed:	Арр	eals Procedure Form	
Cc:			eals Procedure Form	Sworn to and Subscribed to by me this the 18th day of mara, zon
			THE COUNTY WE HAVE	Notary Public My Commission Expires: ١١- ㅇ૩- ㅂ



Date: April 11, 2014

d j:

The following is in response to your April 11, 2014 request for delivery information on your Certified Mail™ item number 9171999991703341121952. The delivery record shows that this item was delivered on March 25, 2014 at 10:26 am in FAYETTEVILLE, NC 28303. The scanned image of the recipient information is provided below.

Signature of Recipient:

CAI Ander Dont

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.



Date: March 26, 2014

dj:

The following is in response to your March 26, 2014 request for delivery information on your Certified Mail™ item number 9171999991703341121969. The delivery record shows that this item was delivered on March 25, 2014 at 10:26 am in FAYETTEVILLE, NC 28303. The scanned image of the recipient information is provided below.

Signature of Recipient:

CHANGE DON'T

Address of Recipient:

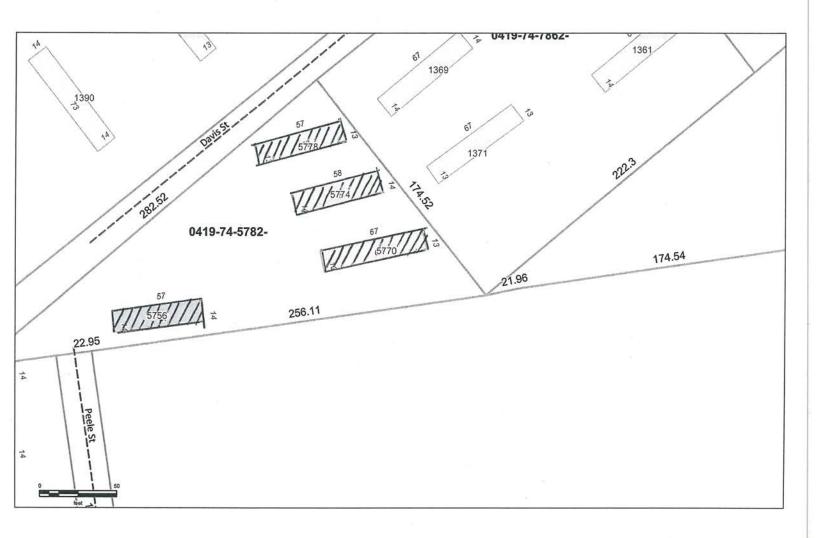
Thank you for selecting the Postal Service for your mailing needs.

If you require additional assistance, please contact your local Post Office or postal representative.

## MAP DEPICTING LOCATION OF PROPERTY

Property Owner: Charles & Rosalyn Dent

5756 Peele Street, Fayetteville, NC (4 Units, Tract 3)
Minimum Housing Case # MH 412-2013
TAX PARCEL IDENTIFICATION NUMBER: 0419-74-5782



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

I, Debra Johnson, 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 401-2013.

Property Owner:

Charles & Rosalyn Dent

Home Owner:

Charles & Rosalyn Dent

Property Address: 5733 Peele Street, Fayetteville, NC (4 Units, Tract 4)

Tax Parcel Identification Number: 0419-74-3595

SYNOPSIS: This property was inspected on <u>11/12/2013</u>. The property owners and parties of interest were legally served with Notice of Violations and was afforded a Hearing on 12/11/2013. No one attended the Hearing. It was ordered that the structures 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 4/14/2014. 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 5/8/2014, no corrective action had been made to the structures. The structures are presently vacant and reasonably secured. In its present state, this structures constitute a fire, health, and safety hazard.

The estimated cost to repair the structure to a minimum standard for human habitation is \$35,280.00 (each). The Assessor for Cumberland County has the structure presently valued at \$500.00 (each-salvage). 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.

Debra Johnson

Code Enforcement Officer

County of Cumberland

Sworn to and Subscribed to by me this

the 8th day of May

My Commission Expires: 11-03-14

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

		*
	Na	ame(s) of Owner(s)
	Aı	ppearances:
	In	spection Dept. Case No.:
	В	OARD 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	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.
12		To order the property owner to vacate and secure the property within day 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.
	9	To delay a decision on the case until (date) in order to give the owner
	(	or party of interest time to:

Thomas J. Lloyd. Director

Cecil P. Combs, **Deputy Director** 

Ken Sykes, Code Enforcement Manager

Carol M. Post Office Processing Assistant



George Hatcher, Inspector Joey Lewis, Inspector Joan Fenley,

Inspector Debra Johnson, Inspector

Chris Fulton. Inspector

Planning & Inspections Department

#### FINDINGS OF FACT AND ORDER

91 7199 9991 7033 4095 6036

3/18/2014

91 7199 9991 7033 4095 6029

Charles M & Rosalvn L Dent & Parties of Interest PO Box 35595

Fayetteville NC, 28303

91 7199 9991 7033 4095 6012

Attn: Glenn Tedder & Cristoval Cervantes 5761 Holland Street Apt. B

Fayetteville, NC 28311

CASE # MH-401-2013

PROPERTY AT: 1111 Shaw Road, Fayetteville, NC

A Complaint, Notice of Hearing and Report of Inspection were legally served to the owner or owner's agent, and any party of interest. These documents were in fact received by the owner or owner's agent and party of interest on 11/26/2013.

Pursuant of law, a Hearing was conducted in Room 101, of the old courthouse at 130 Gillespie Street, Fayetteville, NC on 12/11/2013 at 10:00 AM. The items identified below took place at the Hearing:

- 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:
- The undersigned inspector personally inspected the dwelling described in the Complaint and  $\boxtimes$ Notice of Hearing dated 11/14/2013. Upon the record and all of the evidence offered and contentions made, the undersigned Hearing Officer does thereby find the following fact:
  - a. The dwelling in question is violative of the Cumberland County Housing Ordinance as per findings in the inspection report with an assigned case number of MH-401-2013, dated 4/9/2013.
  - b. Due to these findings, the dwellings are found to be in a substandard condition in accordance with the Cumberland County Ordinance.
  - c. The dwelling is unfit for human habitation.

	4.	Dι	ue 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 4/11/2014. 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 The cost of said demolition will be assessed against the real property in the form of a lien.
	este	ed, i	may be made to the Cumberland County Housing Board of Appeals. If an appeal is it must be made in writing and within the time limits specified in the enclosed appeal
Ken S Heari	,	No.	Debra Johnson Code Enforcement Officer
Enclo	sed:	Арр	eals Procedure Form
Cc:			Sworn to and Subscribed to by me this the 18th day of whach 2014  Notary Public My Commission Expires: 11-03-14
			.05



Date: March 26, 2014

dj:

The following is in response to your March 26, 2014 request for delivery information on your Certified Mail™ item number 9171999991703340956036. The delivery record shows that this item was delivered on March 25, 2014 at 10:26 am in FAYETTEVILLE, NC 28303. The scanned image of the recipient information is provided below.

Signature of Recipient:

CHANGE Nont

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.



Date: April 11, 2014

d j:

The following is in response to your April 11, 2014 request for delivery information on your Certified Mail™ item number 9171999991703340956029. The delivery record shows that this item was delivered on March 25, 2014 at 10:26 am in FAYETTEVILLE, NC 28303. The scanned image of the recipient information is provided below.

Signature of Recipient:

CH Porter Nont

Address of Recipient:

# 8 1807 3555-

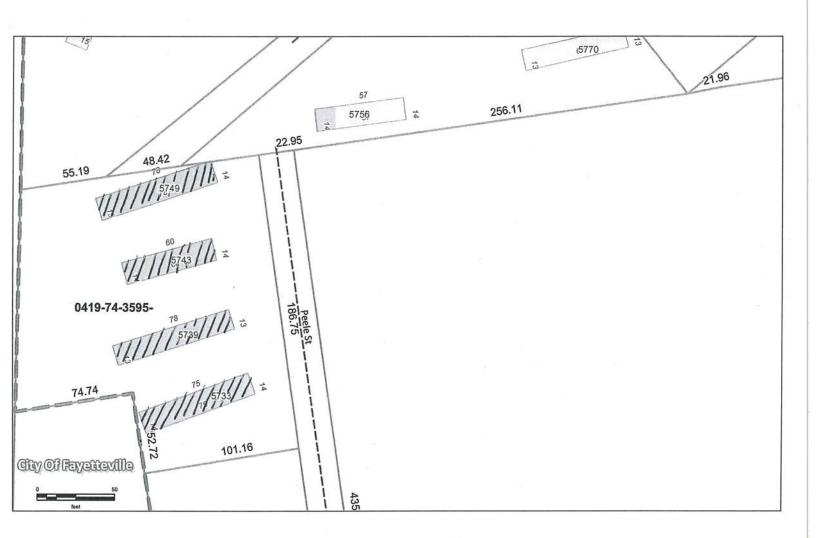
Thank you for selecting the Postal Service for your mailing needs.

If you require additional assistance, please contact your local Post Office or postal representative.

## MAP DEPICTING LOCATION OF PROPERTY

Property Owner: Charles & Rosalyn Dent

5733 Peele Street, Fayetteville, NC (4 Units, Tract 4)
Minimum Housing Case # MH 401-2013
TAX PARCEL IDENTIFICATION NUMBER: 0419-74-3595



ITEM NO. \_ 3 K

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

I, Joan Fenley, 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 313-2013.

Property Owner:

Wilson Williams, Jr.

Home Owner:

Wilson Williams, Jr.

Property Address: 4612 Hankins Street, Hope Mills, NC

Tax Parcel Identification Number: 0423-58-8333

SYNOPSIS: This property was inspected on 9/12/2013. The property owners and parties of interest were legally served with Notice of Violations and was afforded a Hearing on 10/14/2013. Wilson Williams, Jr. attended the Hearing. It was ordered that the structure be repaired to a minimum standard for human habitation, or be demolished and the debris removed from the premises by a date not later than 1/17/2014. 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 5/8/2014, no corrective action had been made to the structure. The structure is presently vacant and reasonably secured. In its present state, this structure constitutes a fire, health, and safety hazard.

The estimated cost to repair the structure to a minimum standard for human habitation is \$41,160.00. The Assessor for Cumberland County has the structure presently valued at \$500.00 for salvage. 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.

Code Enforcement Officer

County of Cumberland

Sworn to and Subscribed to by me this

the 8th day of

2019.

Notary Public

My Commission Expires: 11-03-14

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

N	ame(s) of Owner(s)
A	ppearances:
Ir	aspection Dept. Case No.:
В	OARD 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 day pending rehabilitation.
	To order the Inspector to rehabilitate the property or remove or demolish the dwelling, if the owner fails to do so and impose a lien on the real property for the cost of such action.
	To direct the clerk to incorporate the foregoing findings and orders in an ordinance certified by the Chairman and record the same in the Register of Deeds.
3.	If the Board wishes to delay action on the case, the Board's motion should be:
	To adopt the order and report of the Minimum Housing Inspector as the true facts in this case.
	To delay a decision on the case until (date) in order to give the owner
	or party of interest time to:

Thomas J. Lloyd, Director

Cecil P. Combs, Deputy Director

Ken Sykes, Code Enforcement Manager

Carol M. Post Office Processing Assistant



Planning & Inspections Department

### FINDINGS OF FACT AND ORDER

10/16/2013

Wilson M Williams, Jr. & Parties of Interest 6454 Ginger Circle Fayetteville NC, 28314

91 7108 2133 3938 8545 6790

CASE # MH-313-2013

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 <u>9/17/2013</u>.

Pursuant of law, a Hearing was conducted in Room 101, of the old courthouse at 130 Gillespie Street, Fayetteville, NC on 10/14/2013 at 10:0 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: Wilson Williams, Jr.
- The undersigned inspector personally inspected the dwelling described in the Complaint and Notice of Hearing dated <u>9/13/2013</u>. Upon the record and all of the evidence offered and contentions made, the undersigned Hearing Officer does thereby find the following fact:
  - a. The dwelling in question is violative of the Cumberland County Housing Ordinance as per findings in the inspection report with an assigned case number of MH-313-2013 dated 2/25/2013.

  - ⋈ c. The dwelling is unfit for human habitation.

11/6/13 947. Delivered 10/19/13 3:47 pm

**EXHIBIT "A"** 

120 Cillagnia Street | Empettonilla North Carolina 29202 1920 | (010)221 6640 | Emp. (010)221 6627

Inspector
Joan Fenley,
Inspector

Debra Johnson, Inspector

George Hatcher,

Inspector
Joev Lewis.

Chris Fulton, Inspector

		80	
$\boxtimes$	4.	Dι	ue 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 1/17/2014. 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 The cost of said demolition will be assessed against the real property in the form of a lien.
	este	ed, i	may be made to the Cumberland County Housing Board of Appeals. If an appeal is it must be made in writing and within the time limits specified in the enclosed appeal
Ken S Heari			Joan Fenley / Code Enforcement Officer
Enclo	sed:	Арр	peals Procedure Form
Cc:			Sworn to and Subscribed to by me this the ILOTO day of Cotobea 2013
			Notary Public My Commission Expires: 11-03-14

English

**Customer Service** 

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Tracking Number: 9171082133393885456790

Expected Delivery Day: Saturday, October 19, 2013

### Product & Tracking Information

Postal Product: First-Class Mail® Features: Certified Mail"

DATE & TIME

STATUS OF ITEM

LOCATION

October 19, 2013, 3:47

Delivered

**FAYETTEVILLE, NC 28314** 

Your item was delivered at 3:47 pm on October 19, 2013 in FAYETTEVILLE, NC 28314.

October 19, 2013, 9:21

Available for Pickup

FAYETTEVILLE, NC 28314

October 19, 2013, 3:29

Processed at USPS Origin Sort Facility

FAYETTEVILLE, NC 28302

October 18, 2013, 7:15

Processed at USPS Origin Sort Facility

FAYETTEVILLE, NC 28302

October 18, 2013

Electronic Shipping Info Received

October 18, 2013, 7:10

Depart USPS Sort Facility

FAYETTEVILLE, NC 28302

October 18, 2013 , 5:26

Accepted at USPS Origin Sort Facility

FAYETTEVILLE, NC 28301

PROOF OF SERVICE OF FINDINGS OF FACT AND ORDER DATED October 16, 2013 CASE NUMBER MH 313-2013

### MAP DEPICTING LOCATION OF PROPERTY

Property Owner: Wilson Williams, Jr. 4612 Hankins Street, Hope Mills, NC Minimum Housing Case # MH 313-2013 TAX PARCEL IDENTIFICATION NUMBER: 0423-58-8333



**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 249-2013.

Property Owner:

Rodney E. & Jennifer C. Price & Robert William Price

Home Owner:

Rodney E. & Jennifer C. Price & Robert William Price

Property Address: 1618 Cumberland Drive, Fayetteville, NC

Tax Parcel Identification Number: 0520-59-6496

SYNOPSIS: This property was inspected on 8/9/2013. The property owners and parties of interest were legally served with Notice of Violations and was afforded a Hearing on 9/17/2013. Jennifer Price, Mary Merritt & Richard Merritt 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 12/16/2013. The property owners and parties of interest were notified of the appeal procedures when they were served with the Findings of Fact and Order. (See Exhibit A for Findings of Fact and Order.) No appeal was filed. Upon my visit to the property on 5/8/2014, no corrective action had been made to the structure. The structure is presently vacant and reasonably secured. In its present state, this structure constitutes a fire, health, and safety hazard.

The estimated cost to repair the structure to a minimum standard for human habitation is \$34,848.00. The Assessor for Cumberland County has the structure presently valued at \$7,262.00. 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 8th day of man

2014.

My Commission Expires: 11-03-14

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

	*
N	ame(s) of Owner(s)
A	ppearances:
In	spection Dept. Case No.:
В	OARD OF COUNTY COMMISSIONERS MOTION:
1.	If the Board feels that the structure should be demolished, the Board's motion should be:
	To adopt the order and report of the Minimum Housing Inspector as the true facts in this case, and
	To order the property owner to remove or demolish the dwelling within days.
	To order the Inspector to remove or demolish the dwelling, if the owner fails to do so and impose a lien on the real property for the cost of such action.
	To direct the clerk to incorporate the foregoing findings and orders in an ordinance certified by the Chairman and record the same in the Register of Deeds.
2.	If the Board feels that the property can be rehabilitated, the Board's motion should be:
	To adopt the order and report of the Minimum Housing Inspector as the true facts in this case.
	To order the property owner to rehabilitate the property within days.
	To order the property owner to vacate and secure the property within days pending rehabilitation.
	To order the Inspector to rehabilitate the property or remove or demolish the dwelling, if the owner fails to do so and impose a lien on the real property for the cost of such action.
	To direct the clerk to incorporate the foregoing findings and orders in an ordinance certified by the Chairman and record the same in the Register of Deeds.
3.	If the Board wishes to delay action on the case, the Board's motion should be:
	To adopt the order and report of the Minimum Housing Inspector as the true facts in this case.
	To delay a decision on the case until (date) in order to give the owner
	or party of interest time to:

Thomas J. Lloyd, Director

Cecil P. Combs, Deputy Director

Ken Sykes, Code Enforcement Manager

Carol M. Post Office Processing Assistant



George Hatcher, Inspector Joey Lewis, Inspector Joan Fenley,

Debra Johnson, Inspector Chris Fulton, Inspector

Inspector

Planning & Inspections Department

### FINDINGS OF FACT AND ORDER

71 7108 2133 3938 2059 5324 Rody19/2013

91 7108 2133 3938 2059 5317

91 7108 2133 3938 2059 5300 4Y\cut

Rogney E & Jennifer Price & Parties of Interest 4210 Rosehill Road Fayetteville NC, 28311

Mary Merritt & Parties of Interest 1618 Cumberland Drive Fayetteville, NC 28311

CASE # MH-249-2013

PROPERTY AT: 1618 Cumberland Drive, Fayetteville, NC

A Complaint, Notice of Hearing and Report of Inspection were legally served to the owner or owner's agent, and any party of interest. These documents were in fact received by the owner or owner's agent and party of interest on 8/26/2013.

Pursuant of law, a Hearing was conducted in Room 101, of the old courthouse at 130 Gillespie Street, Fayetteville, NC on <u>9/17/2013</u> at <u>9:00 AM.</u> The items identified below took place at the Hearing:

- □ 1. No owner or party of interest, or their agent, or representative appeared.
- An answer was filed by owners and/or parties of interest. The answer was heard, read, and considered. Those present were: Jennifer Price, Mary Merritt, & Richard Merritt
- The undersigned inspector personally inspected the dwelling described in the Complaint and Notice of Hearing dated 8/20/2013. Upon the record and all of the evidence offered and contentions made, the undersigned Hearing Officer does thereby find the following fact:
  - a. The dwelling in question is violative of the Cumberland County Housing Ordinance as per findings in the inspection report with an assigned case number of <u>MH-249-2013</u>, dated 8/9/2013.

  - □ 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 12/16/2013. All required permits must be obtained. A copy of this order must be presented when obtaining permits. NO PERMIT WILL BE ISSUED UNTIL APPROVAL OF SEWER & WATER.

  - c. The structure shall be/remain secured to prevent entry by 12/16/2013 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 12/16/2013.
  - 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 <a href="https://doi.org/12/16/2013/2013">12/16/2013</a>. The cost of said demolition will be assessed against the real property in the form of a lien.

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

Ken Sykes Hearing Officer

Enclosed: Appeals Procedure Fo

Enclosed: Appeals Procedure Form

Cc:

12

Joey Lewis / //
Code Enforcement Officer

Sworn to and Subscribed to by me this the 19th day of September, 2013

Notary Public

My Commission Expires: 11-03-14

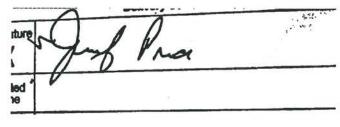


Date: October 3, 2013

j lewis:

The following is in response to your October 3, 2013 request for delivery information on your Certified Mail™ item number 9171082133393820595324. The delivery record shows that this item was delivered on September 21, 2013 at 2:09 pm in FAYETTEVILLE, NC 28311. The scanned image of the recipient information is provided below.

Signature of Recipient:



Address of Recipient:

rery ress	12.590	

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Sincerely, United States Postal Service

PROOF OF SERVICE OF *FINDINGS OF FACT AND ORDER* DATED September 19, 2013 CASE NUMBER *MH 249-2013* 



Date: October 3, 2013

j lewis:

The following is in response to your October 3, 2013 request for delivery information on your Certified Mail™ item number 9171082133393820595300. The delivery record shows that this item was delivered on September 24, 2013 at 3:41 pm in FAYETTEVILLE, NC 28301. The scanned image of the recipient information is provided below.

Signature of Recipient:

Address of Recipient:

1618 Cumberland Dr

Richard Merritt

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.

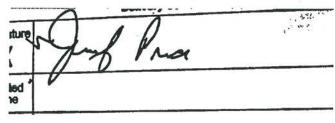


Date: October 3, 2013

j lewis:

The following is in response to your October 3, 2013 request for delivery information on your Certified Mail™ item number 9171082133393820595317. The delivery record shows that this item was delivered on September 21, 2013 at 2:09 pm in FAYETTEVILLE, NC 28311. The scanned image of the recipient information is provided below.

Signature of Recipient:



Address of Recipient:

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rery less	2014			
		-		With the same

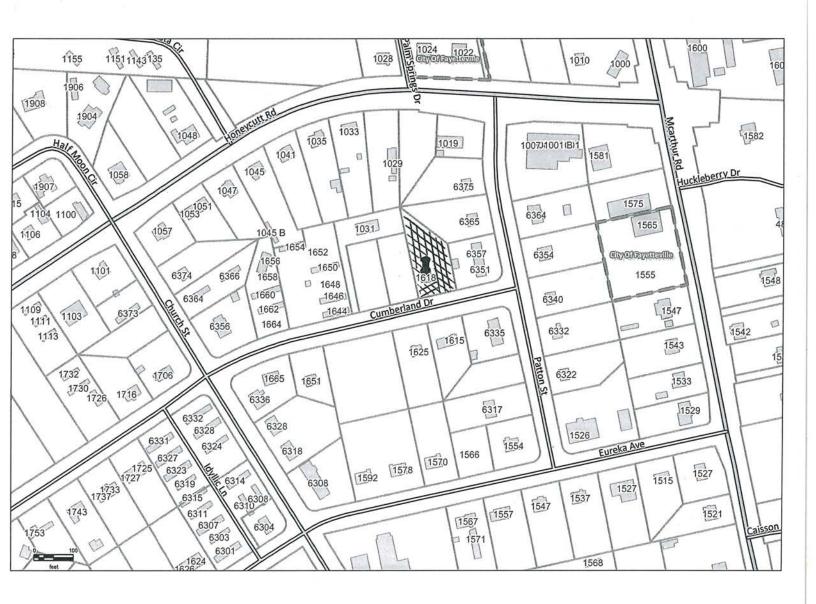
Thank you for selecting the Postal Service for your mailing needs.

If you require additional assistance, please contact your local Post Office or postal representative.

#### MAP DEPICTING LOCATION OF PROPERTY

### Property Owner: Rodney E. & Jennifer C. Price & Robert William Price

1618 Cumberland Drive, Fayetteville, NC Minimum Housing Case # MH 249-2013 TAX PARCEL IDENTIFICATION NUMBER: 0520-59-6496



**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 404-2013.

Property Owner:

**Brittany Nunnery** 

Home Owner:

**Brittany Nunnery** 

Property Address: 7616 Disappearing Trail, Roseboro, NC

Tax Parcel Identification Number: 1441-11-3438

SYNOPSIS: This property was inspected on 10-23-2013. The property owners and parties of interest were legally served with Notice of Violations and was afforded a Hearing on 1/9/2014. Brittany Nunnery & Diana Nunnery 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 4/9/2014. 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 5/8/2014, no corrective action had been made to the structure. The structure is presently vacant and reasonably secured. In its present state, this structure constitutes a fire, health, and safety hazard.

The estimated cost to repair the structure to a minimum standard for human habitation is \$70,500.00. 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.

Code Enforcement Officer

County of Cumberland

Sworn to and Subscribed to by me this

Notary Public

My Commission Expires: 11-03-14

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

N	ame(s) of Owner(s)
A	ppearances:
In	spection Dept. Case No.:
В	OARD 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 day pending rehabilitation.
	To order the Inspector to rehabilitate the property or remove or demolish the dwelling, if the owner fails to do so and impose a lien on the real property for the cost of such action.
	To direct the clerk to incorporate the foregoing findings and orders in an ordinance certified by the Chairman and record the same in the Register of Deeds.
3.	If the Board wishes to delay action on the case, the Board's motion should be:
	To adopt the order and report of the Minimum Housing Inspector as the true facts in this case.
	To delay a decision on the case until (date) in order to give the owner or party of interest time to:

Thomas J. Lloyd, Director

Cecil P. Combs, Deputy Director

Ken Sykes, Code Enforcement Manager

Carol M. Post Office Processing Assistant



Planning & Inspections Department

### FINDINGS OF FACT AND ORDER

1/21/2014

Donna Mary Remaley & Parties of Interest 7616 Disappearing Trail Roseboro NC, 28382

91 7199 9991 7032 9827 3650

CASE # MH-404-2013

PROPERTY AT: 7616 Disappearing Trail, Roseboro, 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 12/14/2013.

Pursuant of law, a Hearing was conducted in Room 101, of the old courthouse at 130 Gillespie Street, Fayetteville, NC on 1/9/2014 at 9:45 AM. The items identified below took place at the Hearing:

- 3	1.	No owner or party of interest, or	their agent, or representative appeared.	
-----	----	-----------------------------------	--	--

- ☑ 3. The undersigned inspector personally inspected the dwelling described in the Complaint and Notice of Hearing dated 12/6/2013. Upon the record and all of the evidence offered and contentions made, the undersigned Hearing Officer does thereby find the following fact:
  - a. The dwelling in question is violative of the Cumberland County Housing Ordinance as per findings in the inspection report with an assigned case number of <u>MH-404-2013</u>, dated 10/23/2013.

  - □ c. The dwelling is unfit for human habitation.

George Hatcher,

Inspector
Joey Lewis,

Inspector

Joan Fenley, Inspector

Debra Johnson, Inspector

Chris Fulton,

Inspector

			æ
	4.	Dι	e 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 4/9/2014. 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 4/9/2014. 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			
Encl	osed:	App	eals Procedure Form
	Brian James	Rema Rem	unnery, 3607 Sanderosa Road, Fayetteville, aley, 170 Otter Road, Campbell Hall, NY 10916 naley, 4770 NC Highway 242 N, Garland, NC 28441 maley, 47 Aumick Road, Wallkillm NY 12589-3326  Notary Public My Commission Expires: 11-03-14

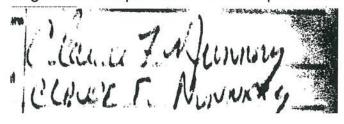


Date: February 6, 2014

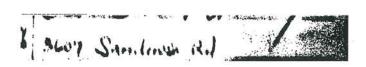
George Hatcher:

The following is in response to your February 6, 2014 request for delivery information on your Certified Mail™ item number 9171999991703298273650. The delivery record shows that this item was delivered on January 24, 2014 at 12:28 pm in FAYETTEVILLE, NC 28312. The scanned image of the recipient information is provided below.

Signature of Recipient:



Address of Recipient:



Thank you for selecting the Postal Service for your mailing needs.

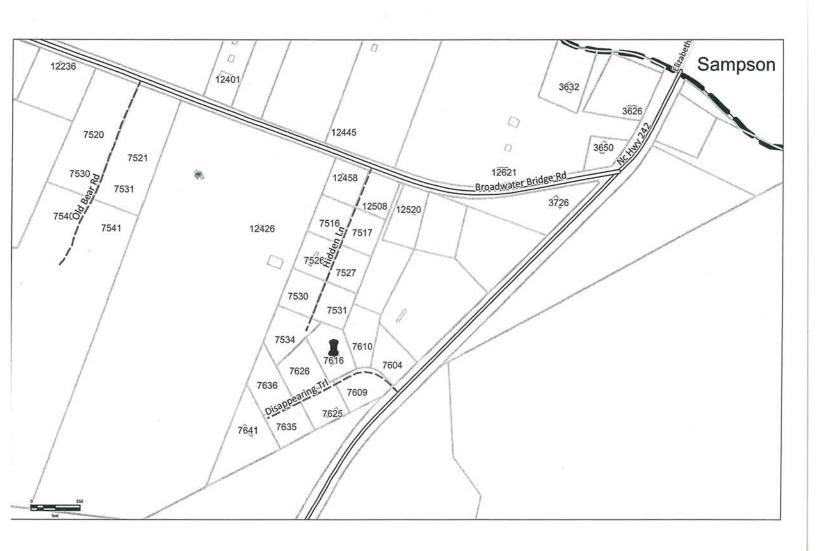
If you require additional assistance, please contact your local Post Office or postal representative.

Sincerely, United States Postal Service

## MAP DEPICTING LOCATION OF PROPERTY

## **Property Owner: Brittany Nunnery**

7616 Disappearing Trail, Roseboro, NC Minimum Housing Case # MH 404-2013 TAX PARCEL IDENTIFICATION NUMBER: 1441-11-3438



**EXHIBIT B** 

ITEM NO. \_ 3N

#### 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 476-2014.

Property Owner:

Felicia Bevel, C/O Valerie Pace

Home Owner:

Felicia Bevel, C/O Valerie Pace

Property Address: 2379 Sand Hill Road, Fayetteville, NC

Tax Parcel Identification Number: 0443-10-2666

SYNOPSIS: This property was inspected on 1/15/2014. The property owners and parties of interest were legally served with Notice of Violations and was afforded a Hearing on 2/20/2014. Valerie Pace 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 4/20/2014. 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 5/8/2014, no corrective action had been made to the structure. The structure is presently vacant and reasonably secured. In its present state, this structure constitute a fire, health, and safety hazard.

The estimated cost to repair the structure to a minimum standard for human habitation is \$118,014.00. The Assessor for Cumberland County has the structure presently valued at \$5,200.00 (Utility Condition). Attached is a map depicting the location of the property. (See Exhibit B.)

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

Code Enforcement Officer

County of Cumberland

Sworn to and Subscribed to by me this

the 8th day of uma 2014.

Notary Public

My Commission Expires: 11-03-14

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

N	ame(s) of Owner(s)
Α	ppearances:
In	spection Dept. Case No.:
В	OARD OF COUNTY COMMISSIONERS MOTION:
1.	If the Board feels that the structure should be demolished, the Board's motion should be:
	To adopt the order and report of the Minimum Housing Inspector as the true facts in this case, and
	To order the property owner to remove or demolish the dwelling within days.
	To order the Inspector to remove or demolish the dwelling, if the owner fails to do so and impose a lien on the real property for the cost of such action.
	To direct the clerk to incorporate the foregoing findings and orders in an ordinance certified by the Chairman and record the same in the Register of Deeds.
2.	If the Board feels that the property can be rehabilitated, the Board's motion should be:
	To adopt the order and report of the Minimum Housing Inspector as the true facts in this case.
	To order the property owner to rehabilitate the property within days.
	To order the property owner to vacate and secure the property within days pending rehabilitation.
	To order the Inspector to rehabilitate the property or remove or demolish the dwelling, if the owner fails to do so and impose a lien on the real property for the cost of such action.
	To direct the clerk to incorporate the foregoing findings and orders in an ordinance certified by the Chairman and record the same in the Register of Deeds.
3.	If the Board wishes to delay action on the case, the Board's motion should be:
	To adopt the order and report of the Minimum Housing Inspector as the true facts in this case.
	To delay a decision on the case until (date) in order to give the owner
	or party of interest time to:

Thomas J. Lloyd, Director

Cecil P. Combs, Deputy Director

Ken Sykes, Code Enforcement Manager

Carol M. Post Office Processing Assistant



George Hatcher,

Inspector

Joey Lewis,

Inspector

Joan Fenley, Inspector

Debra Johnson, Inspector

Chris Fulton,

Inspector

Planning & Inspections Department

## FINDINGS OF FACT AND ORDER

2/20/2014

Valerie Pace & Parties of Interest 1600 North Street Harrisburg PA, 17103

91 7199 9991 7033 4000 3594

CASE # MH-476-2014

PROPERTY AT: 2379 Sand Hill Road, Fayetteville, NC

A Complaint, Notice of Hearing and Report of Inspection were legally served to the owner or owner's agent, and any party of interest. These documents were in fact received by the owner or owner's agent and party of interest on 2/4/2014.

Pursuant of law, a Hearing was conducted in Room 101, of the old courthouse at 130 Gillespie Street, Fayetteville, NC on 2/20/2014 at 9:15 AM. The items identified below took place at the Hearing:

- □ 1. No owner or party of interest, or their agent, or representative appeared.
- 2. An answer was filed by owners and/or parties of interest. The answer was heard, read, and considered. Those answering by phone were: <u>Valerie Pace</u>
- ☑ 3. The undersigned inspector personally inspected the dwelling described in the Complaint and Notice of Hearing dated 1/24/2014. Upon the record and all of the evidence offered and contentions made, the undersigned Hearing Officer does thereby find the following fact:
  - a. The dwelling in question is violative of the Cumberland County Housing Ordinance as per findings in the inspection report with an assigned case number of <u>MH-476-2014</u>, dated 1/15/2014.

  - □ C. The dwelling is unfit for human habitation.

⊠ 4.	Du	ue to facts presented above, the Hearing Officer	orders as follows:			
	a.	The owners and/or parties of interest of the dw such dwelling into compliance with the Cumber repairing, altering, and improving the dwell demolishing the structure and then causing the by a date not later than 4/20/2014. All required this order must be presented when obtaining	rland County Housing Ordinance by either ing up to a minimum standard or by debris to be removed from the premises permits must be obtained. A copy of			
	b.	The dwelling shall remain vacated until compremoved by the inspector, and the lot must be of				
	C.	The structure shall be/remain secured to preven	t entry byand shall remain secured.			
	d. By authority of North Carolina General Statutes 14-4, violation of the County code punishable as a Class 3 Misdemeanor in criminal court and also subjects the violator injunctive relief and/or a civil penalty of \$50.00 per day for each day's continuing violati 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 4/20/2014. The cost of said demolition will be assessed against the real property in the form of a lien.					
	ed, i					
Enclosed:	Арр	eals Procedure Form	<i>y</i>			
Cc:		NOTAAL	Sworn to and Subscribed to by me this the 20th day of 2014  Notary Public My Commission Expires: 11-03-14			



Date: May 7, 2014

George Hatcher:

The following is in response to your May 7, 2014 request for delivery information on your Certified Mail™ item number 9171999991703340003594. The delivery record shows that this item was delivered on March 1, 2014 at 8:42 am in HARRISBURG, PA 17110. The scanned image of the recipient information is provided below.

Maudi & Lenn

Signature of Recipient:

Address of Recipient:

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1710

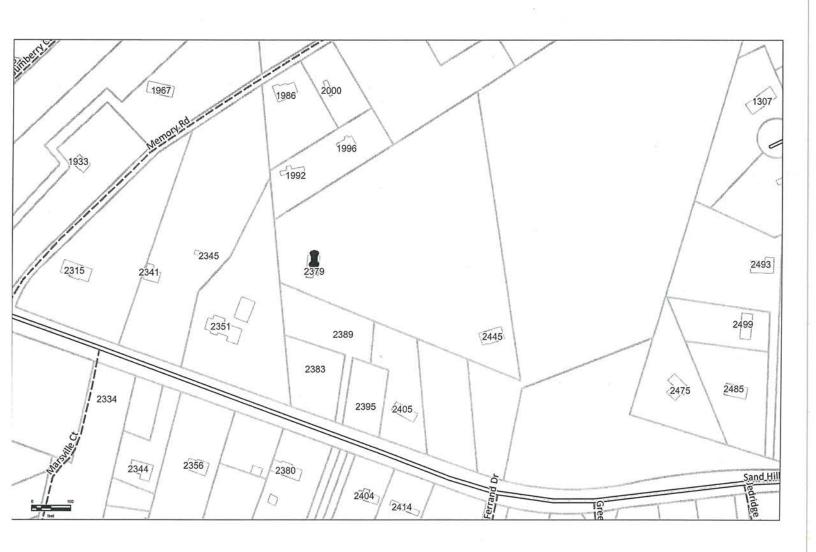
Sincerely, United States Postal Service

## MAP DEPICTING LOCATION OF PROPERTY

## Property Owner: Felicia Bevel c/o Valerie Pace

2379 Sand Hill Road, Fayetteville, NC Minimum Housing Case # MH 476-2014

TAX PARCEL IDENTIFICATION NUMBER: 0443-10-2666



## CONSENT TO ABATE PUBLIC NUISANCE

I, Felicia Beve, property owner of
2379 Sandhill Rd; roy etterille, NC
Number 0443-10-2666, and more particularly described as
said property being in violation of Cumberland County Minimum Housing Code and
further described as Minimum Housing Case Number 4H-476-3014 dated 1/24/2014
do hereby consent to the Cumberland County Planning and Inspection Department
clearing all the household garbage, rubbish, debris and other refuse from the premises.
I further understand that the cost for said debris removal shall be a lien against the
real property on which the cost was incurred. Such lien shall be filed, have the same
priority, and be collected as the lien for special assessment as provided in North
Carolina General Statutes, Chapter 160A, Article 10, Section 160A-433(6).
Property Owner Or Party of Interest  O3-31-2014  Date
Sworn to and Subscribed to by me this The 31 day of Harch
Notary Public ZAID MUMANIMAD
My Commission Expires:  STATE OF RHODE ISLAND #59450  STATE OF RHODE ISLAND #59450  MY COMMISSION EXPIRES DEC. 8, 2012

#### JEANNETTE M. COUNCIL Chairman

KENNETH S. EDGE Vice Chairman

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



CANDICE WHITE Clerk to the Board

KELLIE BEAM Deputy Clerk

ITEM NO. 44

**BOARD OF COMMISSIONERS** 

May 13, 2014

## May 19, 2014 Agenda Item

TO:

**Board of Commissioners** 

FROM:

Kellie Beam, Deputy Clerk to the Board KB

SUBJECT:

Cumberland County Workforce Development Board

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

#### Private Sector:

Richard Everett – completing second term on October 31, 2014. Recommendation of the Workforce Development Board is for the reappointment of Richard Everett for a third term. (See attached.)

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

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

Attachments

pc:

Jim Lott, Workforce Development Director

Carl Mitchell, FTCC VP for HR and Institutional Effectiveness/Assessment

Dr. J. Larry Keen, FTCC President

## **Cumberland County Workforce Development**

The Cumberland County Workforce Development Board promotes the full development and utilization of the state's employment and training resources.

## **Member Specifications:**

## 23 Members with Specific Categories:

- Private Sector (12)
- Social Services (1)
- Rehabilitation (1)
- Community Based Organizations (3)
- Economic Development (1)
- Employment Service (1)
- Labor (1)
- Education and Other (2)
- County Representative (1)

Term: 3 Years

Compensation: None

#### **Duties:**

Works to develop employment and training programs for the residents of Cumberland County.

**Meetings:** Second Tuesday of every other month at 12:00 PM

**Meeting Location:** FTCC Thomas McLean Administration Bld Room 170 2001 Hull Road Fayetteville NC 28303



#### WORKFORCE DEVELOPMENT CENTER

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

May 9, 2014

Cumberland County Board of Commissioners ATTN: Deputy Clerk to the Board (Kellie Beam) P.O. Box 1829 Fayetteville, NC 28302-1829

Dear Ms. Beam:

Mr. Richard Everett has been an active member of the Workforce Development Board since 2008. Due to his retirement from the Department of Social Services, Mr. Everett moved from the Public Sector to the Private Sector. He was recently named as Vice Chair of the Workforce Development Board and continues as the Chair of the Planning and Evaluation Sub-Committee of the WDB.

Mr. Everett's second term on the WDB expires in October 2014; however, we believe that it is for the betterment of the WDB and Cumberland County for his tenure to be extended for an additional term. On behalf of Dr. Keen and the WDB, I request that you notify the Board of Commissioners of the recommendation to appoint Mr. Everett for a third term on the WDB. Should you have any questions, please contact me at 410 Ray Ave, Fayetteville, NC 28301 or via email at davidmccune@davidmccune.org.

Sincerely,

David McCune, Chair

Cumberland County Workforce Development Board

cc: Dr. J. Larry Keen Mr. Carl Mitchell



Celebrating Our Past...Embracing Our Future

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

3 Year Terms

	Date	1011110		Eligible For
Name/Address	Appointed	Term	Expires	Reappointment
Private Sector: Barbara Spigner (B/F) 5701 Cloister Ct Fayetteville, NC 28314 864-1807	11/11	1 <sup>st</sup>	Nov/14 11/30/14	Yes
Gwen Holloman (B/F) VA Hospital 721 Edgehill Road Fayetteville, NC 28314 868-1691/261-7813 (C)	10/11	2nd	Oct/14 10/31/14	No
David McCune (W/M) 106 Penmark Pl Fayetteville, NC 28301 476-2976/424-2978 (W)	10/11	1st	Oct/14 10/31/14	Yes
Rosie G. McMillan (B/F) FSU 1972 Culpepper Lane Fayetteville, NC 28304 864-0158/671-1105 (W)	10/11	2nd	Oct/14 10/31/14	No
Richard Everett(W/M) 408 Mirror Lake Drive Fayetteville, NC 28303 484-0432/677-2360 (W)	10/11	2nd	Oct/14 10/31/14	No
John Jones (NA/M) 4104 Bonfield Road Fayetteville, NC 28312 303-0444/222-1506	3/13	1st	Mar/16 3/31/16	Yes
Linda Hoppmann (W/F) 5331 Rimrock Ct Fayetteville, NC 28303 826-4939/483-5016 (W)	11/11	2nd	Nov/14 11/30/14	No
Rodney Anderson (B/M) 4321 Huntsfield Rd Fayetteville, NC 28314 826-0366/922-1214	4/14	1st	Apr/17 4/30/17	Yes

Cumberland County Workforce Development Board, page 2

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

## Cumberland County Workforce Development Board, page 3

Name/Address	Date Appointed	Term	Expires	Eligible For Reappointment
Sara Hemingway Hallock (W/F) Communicare, Inc. 711B Executive Place Fayetteville, NC 28305 829-9017	2/12	2nd	Feb/15 2/28/15	No
J. Carl Manning (B/M) Kingdom CDC PO Box 1402 Fayetteville, NC 28302 630-1000/484-2722	5/11	2nd	May/14 5/31/14	No
Economic Development: Catherine Johnson (W/F) FCCCC 524 Deerpath Drive Fayetteville, NC 28311 822-4809/484-4242 x247 (W)	1/14	3 <sup>rd</sup>	Aug/17 8/31/17	No
Employment Service: Edith Edmond Employment Security Comm. 414 Ray Avenue Fayetteville, NC 28301 486-1010	12/11	(unlimited term - re	eplaced by state	agency)
Labor: Joseph M. Smith (W/M) Goodyear 6005 Louden Circle Hope Mills, NC 28348 424-6238/488-9295 x321 (W)/578-	10/11 9933 (C)	2nd	Oct/14 10/31/14	No
Education: Brian (T.J.) Haney (W/M) FTCC 1660 Rock Creek Lane Fayetteville, NC 28301 488-4664/678-1068	8/13	1st	Aug/16 8/31/16	Yes
Esther Thompson (/F) 511 Forest Lakes Rd Fayetteville, NC 28305 323-9687 (H) / 670-5515 (W)	11/11	1 <sup>st</sup>	Nov/14 11/30/14	Yes

## Cumberland County Workforce Development Board, page 4

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

Contact:

Carl Mitchell – FTCC – 910-678-8373 – Email: mitchelc@faytechcc.edu

Jim Lott (interoffice mail) 323-3421, CC: Dr. Larry Keen-FTCC

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

(Name Changed to Cumberland County Workforce Development Board, November, 1995) \*Recommendations for the WFD Board should come from FTCC.

#### APPLICANTS FOR WORKFORCE DEVELOPMENT BOARD

NAME/ADDRESS/PHONE

OCCUPATION

MINISTER

**NOT LISTED** 

**EDUCATIONAL** BACKGROUND

BROWN, JOSEPH C. SR (B/M)

150 RIDGEWAY DRIVE **FAYETTEVILLE NC 28311**  A.M.E. ZION CHURCH

BANKING/MORTGAGES

RETIRED EDUCATOR

FOUNDER OF

FTCC

THE MINER FOUNDATION

GRADUATE OF SHAW

UNIVERSITY

910-488-7254

Graduate-County Citizens' Academy: No

Graduate-Institute for Community Leadership: No

Graduate-Leadership Fayetteville: No

Graduate-United Way's Multi-Cultural Leadership Program: No

Graduate-other leadership academy: Church

FORD, STANLEY (B/M)

4013 POLK DRIVE

HOPE MILLS, NC 28348

910-425-5639

Graduate-County Citizens' Academy: N/A

Graduate-Institute for Community Leadership: NO

Graduate-Leadership Fayetteville: NO

Graduate-United Way's Multi-Cultural Leadership Program: NO

Graduate-other leadership academy: NO

KELLY, IVA MARIE (B/F)

1844 GOLA DRIVE

FAYETTEVILLE, NC 28301

910-488-5302

Graduate-County Citizens' Academy: N/A

Graduate-Institute for Community Leadership: No

Graduate-Leadership Fayetteville: No

Graduate-United Way's Multi-Cultural Leadership Program: No

Graduate-other leadership academy: No

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 Favetteville: No

Graduate-United Way's Multi-Cultural Leadership Program: No

Graduate-other leadership academy: No

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

**BACHELORS** 

**BS-EDUCATION** 

MASTERS-EDUCATION MASTERS-LIBRARY

SCIENCE

NONE LISTED

**ALUMNI RELATIONS &** 

PROGRAM COORDINATOR MS-INTERNATIONAL

**BA-COMMUNICATION** 

RELATIONS

#### APPLICANTS FOR **WORKFORCE DEVELOPMENT BOARD Page 2**

**EDUCATIONAL** 

NAME/ADDRESS/PHONE

OCCUPATION

BACKGROUND

OKHOMINA, DON DR. (B/M)

PROFESSOR OF MANAGEMENT

**BS-BUSINESS ADMIN** 

494 DUNLOE CT

FSU

MBA & PHD -**MANAGEMENT** 

FAYETTEVILLE, NC 28311

868-1618/672-2148 (W)

Graduate-County Citizens' Academy: N/A

Graduate-Institute for Community Leadership: NO

Graduate-Leadership Fayetteville: NO

Graduate-United Way's Multi-Cultural Leadership Program: NO

Graduate-other leadership academy: NO

SESSOMS, JR, DAVID (W/M)

COLLEGE PRESIDENT MILLER-MOTTE COLLEGE NONE LISTED

221 1/2 HAY STREET

**FAYETTEVILLE NC 28301** 

584-3884/354-1901

Graduate-County Citizens' Academy: N/A

Graduate-Institute for Community Leadership: NO

Graduate-Leadership Fayetteville: YES

Graduate-United Way's Multi-Cultural Leadership Program: NO

Graduate-other leadership academy: NO

SIMMONS, ANGELIQUE

LIBRARIAN II

MASTERS-LIBRARY SCIENCE

6632 BROOKSTONE LN APT 302

**CUMBERLAND CO LIBRARY** 

**BS-CRIMINAL JUSTICE** 

FAYETTEVILLE, NC 28314 202-590-6273/485-2955 (W)

Graduate-County Citizens' Academy: N/A

Graduate-Institute for Community Leadership: No

Graduate-Leadership Fayetteville: No

Graduate-United Way's Multi-Cultural Leadership Program: No

Graduate-other leadership academy: No

STANLEY, LASHONDA (B/F)

6211 CARVER PINE LOOP #6303

STAFF DEVELOPMENT CONSULTANT BA-HUMAN RESOURCES

NC DEPT OF HEALTH & HUMAN SERVICES

**FAYETTEVILLE NC 28311** 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

WHITE, ROBERT L. (AA/M)

RETIRED MILITARY

UNDERGRADUATE; MA

**BA-PUBLIC RELATIONS** 

1956 KENMORE DRIVE

FAYETTEVILLE, NC 28304

476-1387

779-2312

Graduate-County Citizens' Academy: NA

Graduate-Institute for Community Leadership: No

Graduate-Leadership Fayetteville: No

Graduate-other leadership academy: Military Academy

WIRE, DONALD DR (/M)

RETIRED

BA - POLITICAL SCIENCE MA-POLITICAL SCIENCE

PHD-EDUCATION

540 NOTTINGHAM DR FAYETTEVILLE, NC 28311

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

Graduate-County Citizens' Academy: N/A

Graduate-Institute for Community Leadership: YES

Graduate-Leadership Favetteville: NO

Graduate-United Way's Multi-Cultural Leadership Program: NO

Graduate-other leadership academy: NO

#### JEANNETTE M. COUNCIL Chairman

KENNETH S. EDGE Vice Chairman

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



CANDICE WHITE Clerk to the Board

KELLIE BEAM Deputy Clerk

ITEM NO.

#### **BOARD OF COMMISSIONERS**

May 13, 2014

## May 19, 2014 Agenda Item

TO:

**Board of Commissioners** 

FROM:

Kellie Beam, Deputy Clerk to the Board \( \mathcal{b} \)

SUBJECT: Parks and Recreation Advisory Board

BACKGROUND: The Parks and Recreation Advisory Board have two (2) upcoming vacancies on June 30, 3014 as follows:

John D. Pone Sr. – completing third term. Not eligible for reappointment. The Parks and Recreation Advisory Board does not have a recommendation.

Dean H. Smelcer Jr. – completing third term. Not eligible for reappointment. The Parks and Recreation Advisory Board does not have a recommendation.

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

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

Attachments

pc: Michael Gibson, Parks and Recreation Director City of Fayetteville

#### Favetteville-Cumberland Parks and Recreation Advisory Board

The Fayetteville-Cumberland Parks and Recreation Advisory Board advises, informs and promotes the dedication and establishment of parks and recreation areas in all sections of Cumberland County with the ultimate aim of making neighborhood playgrounds and parks accessible to all citizens of the County.

Statutory Authorization: NCGS 160A-354

**Member Specifications:** 

7 Members

Term: 3 Years

Compensation: None

#### **Duties:**

Promotes studies and plans of the recreational needs of the County;

 Informs and advises the Board of County Commissioners and public of the needs for facilities and programs;

Advises the Recreation Director in planning recreational programs, acquiring land and water areas and in accepting any grant, gift, bequest or donation of any personal or real properties offered or made available for recreational purposes.

**Meetings:** 1st Tuesday of every month at 5:45 PM. Meetings last one to one and one-half hours with occasional committee meetings as needed.

Meeting Location: 121 Lamon Street Fayetteville, NC

## PARKS AND RECREATION ADVISORY BOARD 3 Year Terms

(Terms were initially 2 and 3 years)

Name/Address	<u>Date</u> Appointed	Term	Expires	Eligible For Reappointment
Steven Harper (B/M) 5707 Bashford Court Fayetteville, NC 28304 910-425-9643	6/13	1st	June/16 6/30/16	Yes
Henry J. Bowden (W/M) 1470 Dunn Road Fayetteville, NC 28312 433-5671/483-5117 (W)	6/13	2nd	June/16 6/30/16	No
Elvin McNeill (B/M) 3484 Thorndike Drive Fayetteville, NC 28304 423-7027	6/13	2nd	June/16 6/30/16	No
Marsha Fogle (W/F) PO Box 278 Stedman, NC 28391 483-9579	6/13	2nd	June/16 6/30/16	No
William McNeill (B/M) 702 Deep Creek Road Fayetteville, NC 28312 483-2402	6/13	1st	June/16 6/30/16	Yes
John D. Pone, Sr. (B/M) 2802 Blossom Road Hope Mills, NC 28348 323-0007/483-4043 & 484-3717(W)	6/11	3rd	June/14 6/30/14	No
Dean H. Smelcer, Jr. (W/M) 3209 Boone Trail Fayetteville, NC 28306 424-3423/425-1769(W)	6/11	3rd	June/14 6/30/14	No

Commissioner Liaison: Commissioner Charles Evans

Meetings: 1st Tuesday of every month at 5:45 PM – Parks and Recreation Admin Bldg. 121 Lamon Street Contact: Michael Gibson/Adrianna Thomas, City of Fayetteville, Phone 433-1547, Fax 433-1762 \*\*At their meeting on June 20, 2011 the BOC waived their policy and reappointed (Cain, Goetke, Pone and Smelcer) to additional 2 or 3 year terms.

## APPLICANTS FOR PARKS AND RECREATION ADVISORY BOARD

NAME/ADDRESS/TELEPHONE

OCCUPATION

**EDUCATIONAL** BACKGROUND

BECK, REBECCA E. (I/F)

INFORMATION SYSTEMS

3605 PERSIMMON RD

MANAGER

AAS-PUBLIC ADMIN.

HOPE MILLS, NC 28348

PARTNERSHIP FOR CHILDREN

286-0759 (H) / 867-9700 X 2579 (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

DECOSTA, JOSEPH (W/M)

US WARRANT OFFICER

**CURRENT STUDENT** 

7016 MARINERS LANDING DR

**FAYETTEVILLE NC 28306** 

286-9686/396-5724

\*\*SERVES ON THE BOARD OF ADJUSTMENT\*\*

US ARMY

Graduate-County Citizens' Academy: Starts September 2013

Graduate-Institute for Community Leadership: NO

Graduate-Leadership Fayetteville: NO

Graduate-United Way's Multi-Cultural Leadership Program: NO

Graduate-other leadership academy: NO

FEINBERG, NATHAN PETER (W/M)

SOLDIER FT. BRAGG **CURRENT STUDENT** 

7090 RAMSEY STREET

FAYETTEVILLE, NC 28311

910-527-1723

\*\*SERVES ON THE BOARD OF ADJUSTMENT\*\*

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

FORD, STANLEY (B/M)

BANKING/MORTGAGES

NOT LISTED

**BACHELORS** 

4013 POLK DRIVE

HOPE MILLS, NC 28348

910-425-5639

Graduate-County Citizens' Academy: N/A

Graduate-Institute for Community Leadership: NO

Graduate-Leadership Fayetteville: NO

Graduate-United Way's Multi-Cultural Leadership Program: NO

Graduate-other leadership academy: NO

GOODHEART, PERRY (W/M)

NETWORK ADMINISTRATOR AS PUROLATOR **BSBE** 

6408 ALGERIAN DRIVE HOPE MILLS, NC 28348

424-9596/462-4331

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

#### PARKS & RECREATION ADVISORY BOARD, PAGE 2

**EDUCATIONAL** OCCUPATION NAME/ADDRESS/TELEPHONE BACKGROUND HANKINS, ASHLEY (W/F) PROCESSING ASSISTANT SOME COLLEGE 3924 SUMMERFIELD LANE CAPE FEAR STAFFING **FAYETTEVILLE NC 28306** 260-3917/433-3826 Graduate-County Citizens' Academy: YES Graduate-Institute for Community Leadership: NO Graduate-Leadership Fayetteville: NO Graduate-United Way's Multi-Cultural Leadership Program: NO Graduate-other leadership academy: NO HATCHER, GEORGE R. SR. (W/M) RETIRED CIVIL SERVICE SOME COLLEGE 3534 AB CARTER RD **FAYETTEVILLE NC 28312** \*SERVES ON THE SENIOR CITIZENS ADVISORY COMMISSION\* 483-5896/818-8263 Graduate-County Citizens' Academy: NO Graduate-Institute for Community Leadership: NO Graduate-Leadership Favetteville: NO Graduate-United Way's Multi-Cultural Leadership Program: NO Graduate-other leadership academy: NO HODGE, OLIVER DR. (B/M) DENTIST BS 537 OLD FARM RD DR. OLIVER HODGE DENTISTRY DDS FAYETTEVILLE, NC 28314 487-0886/483-0409 \*SERVES ON THE BOARD OF HEALTH\* Graduate-County Citizens' Academy: NO Graduate-Institute for Community Leadership: NO Graduate-Leadership Favetteville: NO Graduate-United Way's Multi-Cultural Leadership Program: NO Graduate-other leadership academy: NO ISON, ROGER (W/M) DISABLED BS-BUSINESS ADMIN. 2200 DUNN ROAD **BA-GEOGRAPHY** EASTOVER NC 28312 AS-INFORMATION SYSTEMS 485-0639/580-3928 AS-INTERNET TECH. Graduate-County Citizens' Academy: YES Graduate-Institute for Community Leadership: NO Graduate-Leadership Fayetteville: NO Graduate-United Way's Multi-Cultural Leadership Program: NO Graduate-other leadership academy: NO JADEN, LEILA (B/F) SOME COLLEGE RETIRED 5608 MIRANDA DRIVE HOPE MILLS, NC 28348 910-366-8859

910-366-8859
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

#### PARKS & RECREATION ADVISORY BOARD, PAGE 3

Graduate-Leadership Fayetteville: NO

Graduate-other leadership academy: NO

Graduate-United Way's Multi-Cultural Leadership Program: NO

**EDUCATIONAL** OCCUPATION NAME/ADDRESS/TELEPHONE BACKGROUND JONES, MONICA (B/F) RESEARCH ANALYST NONE LISTED 4640 DUDLEY ROAD DELTEK, INC **FAYETTEVILLE NC 28312** 486-7933/571-306-5600 Graduate-County Citizens' Academy: N/A Graduate-Institute for Community Leadership: NO Graduate-Leadership Favetteville: NO Graduate-United Way's Multi-Cultural Leadership Program: YES Graduate-other leadership academy: NO MEEKINS, BRANDIE R (B/F) ASSISTANT DISPATCHER **BS-CRIMINAL JUSTICE** 360 BUBBLE CREEK COURT UNIT 11 CC SCHOOLS FAYETTEVILLE, NC 28311 476-4453/678-2560 Graduate-County Citizens' Academy: NO Graduate-Institute for Community Leadership: YES Graduate-Leadership Fayetteville: NO Graduate-United Way's Multi-Cultural Leadership Program: NO Graduate-other leadership academy: NO MILES, LINDA H (W/F) FINANCIAL SECRETARY SOME COLLEGE 5608 PAR COURT HOPE MILLS, NC 28348 910-426-1606/910-818-1172 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 MORRISON, SHERRYCE (B/F) N/A HS **504 ANONA DRIVE** SOME COLLEGE FAYETTEVILLE, NC 28314 764-0200/224-1803 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 MONTELEONE, ANTHONY (-/M) U.S. ARMY HS 1229 BOSTIAN DRIVE COLLEGE STUDENT **FAYETTEVILLE NC 28304** 910-222-8787 / 602-621-1315 Graduate-County Citizens' Academy: NO Graduate-Institute for Community Leadership: NO

#### PARKS & RECREATION ADVISORY BOARD, PAGE 4

NAME/ADDRESS/TELEPHONE

OCCUPATION

EDUCATIONAL BACKGROUND

POPE, SCOTT (W/M)

2922 WYCLIFFE COURT

PRINCIPAL MAX ABBOTT MS-SCHOOL ADMIN. BS-PHYSICAL ED.

FAYETTEVILLE, NC 28306

910-426-0863

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

QUIGLEY, GEORGE (W/M)

RETIRED

BS

616 BLAWELL CIRCLE

PART TIME INSTRUCTOR

MBA-FINANCE

STEDMAN, NC 28391

FTCC

910-485-2980 / 910-286-5508 \*SERVES ON THE JOINT APPEARANCE COMMISSION\*

Graduate-County Citizens' Academy: No

Graduate-Institute for Community Leadership: No

Graduate-Leadership Fayetteville: No

Graduate-United Way's Multi-Cultural Leadership Program: Facilitator

Graduate-other leadership academy: No

SIMMONS, LAZARUS (B/M)

RETIRED

BS-BUSINESS ADMIN.

2323 CAITHNESS DR

**FAYETTEVILLE NC 28306** 

910-818-4891

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

WHITE, LILLIE (B/F)

RETIRED

BS-BUSINESS ADMIN.

6496 TARRYTOWN DR FAYETTEVILLE NC 28314

910-867-3178

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

#### JEANNETTE M. COUNCIL Chairman

KENNETH S. EDGE Vice Chairman

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



CANDICE WHITE Clerk to the Board

KELLIE BEAM Deputy Clerk

ITEM NO. \_ 4C

May 6, 2014

## May 19, 2014 Agenda Item

TO:

**Board of Commissioners** 

FROM:

Kellie Beam, Deputy Clerk to the Board Kb

SUBJECT:

Social Services Board

The Social Services Board will have the following one (1) vacancy on June 30, 2014:

Edward G. Melvin – completing first term. Eligible for reappointment.

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

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

Attachments

pc:

Brenda R. Jackson, Director

Department of Social Services

#### **Cumberland County Social Services Board**

The Cumberland County Social Services Board shall carry out the responsibilities and duties as set forth by the General Assembly, Department of Human Resources, Social Services Commission and as the Board of County Commissioners may assign. Social Services Department programs include: Medicaid, Work first, the protection and placement of adults and children, support services such as food stamps, day care, medical transportation and guardianships.

Statutory Authorization: NCGS 106A-9

#### **Member Specifications:**

#### 5 Members

- Appointed by the Board of Commissioners (2)
- Appointed by the Social Services Board (1)
- Appointed by the State Social Services Commission (2)

**Term:** 3 Years (Maximum of two consecutive terms.)

Compensation: None

#### **Duties:**

- Responsible for consultation with the Director of the Department of Social Services regarding the department's mandates and planning and submission of the agency budget to the Board of County Commissioners;
- Responsible for hiring the Social Services Department Director;
- Advise the County and various municipal authorities in developing policies and plans to improve the social conditions of the community.

Meetings: Last Wednesday of each month at 1:00 PM

**Meeting Location:** Department of Social Services, Board Room 1225 Ramsey Street Fayetteville, NC

## SOCIAL SERVICES BOARD 3 Year Term

Name/Address	<u>Date</u> Appointed	Term	Expires	Eligible For Reappointment
Edward G. Melvin, (W/M) Cumberland County Commissioner 3017 Ravenhill Drive Fayetteville, NC 28303 433-2119(H)/391-4028 (C)	7/11	1st	June/14 6/30/14	Yes
Susan Reeder 811 Westmont Drive Fayetteville, NC 28305 484-0789/484-3191/689-5411	6/13	1st	June/16 6/30/16	Yes
Social Services Board Appointee Betsy Monroe Bradshaw (W/F) 3339 Quarry Road Fayetteville, NC 28303 486-1605 x 225 / 824-1510	7/12	1st	June/15 6/30/15	Yes
State Social Services Commission A Maria Velazquez-Constas (H/F) 215 Offing Court Fayetteville, NC 28314 484-0176 (W)/868-3895 (H)	ppointee 7/11	1st	June/14 6/30/14	Yes
State Social Services Commission A Dr. Sidney Brooks, Sr. (B/M) 401 Forest Lake Road Fayetteville, NC 28305 499-9950 (W) / 916-3449 ©	ppointee 7/13	1 <sup>st</sup>	June/16 6/30/16	Yes

Contact:

Brenda R. Jackson, Director

(Angela F. Thomas - Phone: 677-2035)

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

## APPLICANTS FOR SOCIAL SERVICES BOARD

NAME/ADDRESS/TELEPHONE

OCCUPATION

**EDUCATIONAL** BACKGROUND

BLAKE, MICHAEL (W/M) 4174 LONGVIEW AVE

BLAKE'S LAWNCARE SERVICE

HS/2 YRS COLLEGE

OWNER

HOPE MILLS, NC 28348 910-425-5933/797-9291

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

BROWN, JOSEPH C. SR (B/M)

MINISTER

A.M.E. ZION CHURCH

GRADUATE OF SHAW

UNIVERSITY

150 RIDGEWAY DRIVE

**FAYETTEVILLE NC 28311** 

910-488-7254

Graduate-County Citizens' Academy: No

Graduate-Institute for Community Leadership: No

Graduate-Leadership Fayetteville: No

Graduate-United Way's Multi-Cultural Leadership Program: No

Graduate-other leadership academy: Church

KROCH, SAROUN (A/F)

RECEPTIONIST

RETIRED

HILTON GARDEN INN

CMA-SECRETARY PROGRAM ONQ-HILTON HOTELS SYSTEM

6409 WINTER PARK DRIVE FAYETTEVILLE NC 28304

489-1695/391-6993 (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

LANE, PEGGY (/F)

2652 NOXON ST

**FAYETTEVILLE NC 28306** 

910-423-7127

Graduate-County Citizens' Academy: N/A

Graduate-Institute for Community Leadership: NO

Graduate-Leadership Fayetteville: NO

Graduate-United Way's Multi-Cultural Leadership Program: NO

Graduate-other leadership academy: NO

MITCHELL, RONNIE JR (B/M)

RETIRED ARMY

6430 MILFORD RD

SELF EMPLOYED

HOTEL RESTAURANT

**FAYETTEVILLE NC 28303** 

336-3037 (H) / 339-4959 (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

BA

MANAGEMENT

HIGH SCHOOL

#### SOCIAL SERVICES BOARD APPLICANTS - PAGE 2

NAME/ADDRESS/TELEPHONE

OCCUPATION

**EDUCATIONAL** BACKGROUND

MORTON, DINEEN (B/F)

HEALTHCARE VP

**BS-SOCIOLOGY** 

5835 PETTIGREW DRIVE

OF BUSINESS DEVELOPMENT

FAYETTEVILLE, NC 28314

778-9107/258-1098

Graduate-County Citizens' Academy: NO

Graduate-Institute for Community Leadership: NO

Graduate-Leadership Fayetteville: YES

Graduate-United Way's Multi-Cultural Leadership Program: NO

Graduate-other leadership academy: NO

OKHOMINA, DON DR. (B/M)

PROFESSOR OF MANAGEMENT

**BS-BUSINESS ADMIN** 

494 DUNLOE CT

FAYETTEVILLE, NC 28311

**FSU** 

MBA & PHD -MANAGEMENT

868-1618/672-2148 (W)

Graduate-County Citizens' Academy: N/A

Graduate-Institute for Community Leadership: NO

Graduate-Leadership Fayetteville: NO

Graduate-United Way's Multi-Cultural Leadership Program: NO

Graduate-other leadership academy: NO

RUFFIN, NAOMI

RETIRED

HIGH SCHOOL SOME COLLEGE

2019 SPRUCE ST

**FAYETTEVILLE NC 28303** 

910-486-6442

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

SIMMS-THOMPKINS, RACHEL (B/F)

UNEMPLOYED

CURRENT STUDENT

490 CARLTON PLACE

FAYETTEVILLE NC 28311

213-2823/646-234-9290

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

SOBERS, TOMECIA (B/F)

INSTRUCTOR

MA-SOCIOLOGY

980 CREEK SIDE RUN

FTCC

**FAYETTEVILLE NC 28303** 

\*SERVES ON THE HUMAN RELATIONS COMMISSION\* 494-6872 / 678-9805

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

#### SOCIAL SERVICES BOARD APPLICANTS - PAGE 3

**EDUCATIONAL** OCCUPATION BACKGROUND NAME/ADDRESS/TELEPHONE WILLIAMS, TERRY (B/M) **DISABLED VETERAN** MASTERS-COMPUTER 674 BAYWOOD ROAD SCIENCE FAYETTEVILLE, NC 28312 **BS-COMPUTER SCIENCE** AS-COMPUTER STUDIES 435-0960/658-7586 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

WIRE, DONALD DR (W /M) 540 NOTTINGHAM DR FAYETTEVILLE, NC 28311 RETIRED

BA – POLITICAL SCIENCE MA-POLITICAL SCIENCE PHD-EDUCATION

910-223-1205 \*\*SERVES ON THE HOME & COMMUNITY CARE COMMITTEE\*\*

Graduate-County Citizens' Academy: No

Graduate-Institute for Community Leadership: YES

Graduate-Leadership Fayetteville: NO

Graduate-United Way's Multi-Cultural Leadership Program: NO

Graduate-other leadership academy: NO

#### JEANNETTE M. COUNCIL Chairman

KENNETH S. EDGE Vice Chairman

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



**BOARD OF COMMISSIONERS** 

KELLIE BEAM Deputy Clerk

CANDICE WHITE

Clerk to the Board

ITEM NO. \_ 5A

May 5, 2014

## May 19, 2014 Agenda Item

TO:

**Board of Commissioners** 

FROM:

Kellie Beam, Deputy Clerk to the Board KB

SUBJECT: ABC Board Appointment

BACKGROUND: On May 5, 2014, the Board of Commissioners nominated the following individuals to fill two (2) vacancies on the ABC Board:

A. Johnson Chesnutt (reappointment)

Terri Thomas (reappointment)

I have attached the current membership list for this board.

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

Attachment

pc: Gene Webb, ABC Board General Manager

## ABC BOARD

3 Year Term

Name/Address	Date Appointed	Term	Expires	Eligible For Reappointment
A. Johnson Chestnutt (W/M) 578 Milden Road Fayetteville, NC 28314 484-6365/323-1040 (W)	6/11	1st	June/14 6/30/14	Yes
Wade Hardin (I/M) 1701 Ft. Bragg Road Fayetteville, NC 28303 483-7129/486-0334	6/12	1st	June/15 6/30/15	Yes
Bob Lewis (W/M) 3011 Bankhead Drive Fayetteville, NC 28306 426-6999	6/13 *serving unexpired to	1 <sup>st</sup> full erm; eligible fo	June/16 6/30/16 r one additional three-y	Yes vear term*
Alice Stephenson 464 Kingsford Road Fayetteville, NC 28314 864-2062/483-5009(W)	6/13	2nd	June/16 6/30/16	No
Terri Thomas (B/F) 508 Spaulding Street Fayetteville, NC 28301 485-4765/483-2719 (W)	6/11	1st	June/14 6/30/14	Yes

Commissioner Liaison: Commissioner Jimmy Keefe

Regular Meetings: 2nd Monday of the month at 6:00 PM in the conference room at the ABC office at

1705 Owen Drive, Fayetteville, NC 28304.

Contact: ABC Board Director Gene Webb

PO Box 64957

Fayetteville, NC 28306

484-8167

carolyn.parker@cumberlandabc.com

#### JEANNETTE M. COUNCIL Chairman

KENNETH S. EDGE Vice Chairman

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



CANDICE WHITE Clerk to the Board

KELLIE BEAM Deputy Clerk

ITEM NO. \_ 5B

May 5, 2014

## May 19, 2014 Agenda Item

TO:

**Board of Commissioners** 

FROM:

Kellie Beam, Deputy Clerk to the Board KB

SUBJECT:

Fayetteville Technical Community College Board of Trustees

BACKGROUND: At their meeting on May 5, 2014, the Board of Commissioners nominated the following individual to fill one (1) vacancy on the Fayetteville Technical Community College Board of Trustees.

Dr. Marye Jeffries (reappointment)

I have attached the current membership list for this board.

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

Attachment

pc: Dr. J. Larry Keen, FTCC President

## FAYETTEVILLE TECHNICAL COMMUNITY COLLEGE BOARD OF TRUSTEES

(County Appointees)
4 Year Terms

Name/Address	Date Appointed	Term	Expires	Eligible For Reappointment
Dr. Marye Jeffries (B/F) 6895 Fox Run Road Linden, NC 28356 822-4042	6/10	1st	June/14 6/30/14	Yes
Breeden Blackwell (W/M) 1201 Haymount Court Fayetteville, NC 28305 483-4493/615-5130(W)	6/11	1st	June/15 6/30/15	Yes
David McCune Sr. (W/M) 4801 Research Drive Fayetteville, NC 28306 476-2976/424-2978 (W)	6/12	2nd	June/16 6/30/16	No
Sheryl Lewis (W/F) 3011 Bankhead Drive Fayetteville, NC 28306 426-6999	6/13	2nd	June/17 6/30/17	No

§ 155D-12(b1) – No person who has been employed full time by the community college within the prior five (5) years and no spouse or child of a person currently employed full time by the community college shall serve on the board of trustees of that college. (See file.)

Contact person: Dr. J. Larry Keen, President, or Betty Shackelford

PO Box 35236

Fayetteville, NC 28303 Phone: 678-8222

Fax: 678-8269

E-mail: shackelb@faytechcc.edu

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

<sup>\*</sup> Terms extended by the General Assembly.

#### JEANNETTE M. COUNCIL Chairman

KENNETH S. EDGE Vice Chairman

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



CANDICE WHITE Clerk to the Board

KELLIE BEAM Deputy Clerk

ITEM NO. \_ 5 C

May 5, 2014

## May 19, 2014 Agenda Item

TO:

**Board of Commissioners** 

FROM:

Kellie Beam, Deputy Clerk to the Board

SUBJECT: Tourism Development Authority

BACKGROUND: At their meeting on May 5, 2014, the Board of Commissioners nominated the following individual to fill one (1) vacancy on the Tourism **Development Authority:** 

## Member of the Public Not Affiliated with Travel/Tourism: Dallas Mack Freeman (reappointment)

I have attached the current membership list for the Tourism Development Authority.

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

Attachment

pc:

Candice White, Clerk to the Board

## TOURISM DEVELOPMENT AUTHORITY

3 Year Terms

	Date	Cillis		Eligible For
Name/Address	Appointed	Term	Expires	Reappointment
Commissioner Appointees:				
Hotel/Motels under 100 room		· •		
Daniel E. Roberts	11/13	3 <sup>rd</sup> *	Oct/14	No
4182 Sycamore Dairy Road			10/22/14	
Fayetteville, NC 28303	*One additional year; (	October 23, 2013 –	October 22, 2	014*
426-1416/826-9200 (W)				
dan@shaminhotels.com				
William S. Wellons, Jr.	11/13	2 <sup>nd</sup>	Aug/16	No
406 Overton Place		-	8/31/16	110
Fayetteville, NC 28303			0/31/10	
868-5425/436-3131 (W)				
billy@wellonsrealty.com				
Hotel/Motel over 100 rooms		3 <sup>rd</sup> *	0 44	
Vivek Tandon (A/M)	11/13	3"4*	Oct/14	No
2857 Skye Drive	** 17: 1		10/22/14	0.7.4%
Fayetteville, NC 28303	*One additional year; C		October 22, 2	014*
323-9070/438-0945(W-Assis	tant Nicole)/6/0-10/2 (c	eII)		
Vtandon103@aol.com				
Manish Mehta	4/14	1 <sup>st</sup> full term	Mar/17	Yes
229 Forest Creek Drive			3/31/17	
Fayetteville, NC 28303	*serving unexpired term	; eligible to serve of	one additional	term*
494-1918 (cell)/689-0800				
msmehta@5points.nc.com				
Member of the Public Not Af	filiated with Travel/Town			
Dallas Mack Freeman	6/11	1 <sup>st</sup>	June/14	Yes
961 Kaywood Drive			6/30/14	100
Fayetteville, NC 28311			0,00.1	
488-9478/391-4177 (cell)				
mrashema@aol.com				
0.1				
Others:	Symbouloud Coverty Chou	-h	(or official	
President of the Fayetteville-C	cumberiand County Chan	nber of Commerce	(ex officio)	
Doug Peters Fayetteville-Cumberland Cour	nty Chamber of Common	CO.		
P.O. Box 9	nty Chamber of Commer	CC		
T.O. DOX 9				

Fayetteville, NC 28302 484-4242 / 973-4729 (cell)

dpeter@fayettevillencchamber.org

Cumberland County Manager (ex officio)
Amy Cannon (Interim)
P.O. Box 1829
Fayetteville, NC 28302
678-7740
acannon@co.cumberland.nc.us

Authority was created by the Board of Commissioners on January 28, 2002. Board was appointed on March 11, 2002. Meetings: Quarterly (January/April/July/October) - 4th Wednesday - 8:00 AM - Room 564

#### JEANNETTE M. COUNCIL Chairman

KENNETH S. EDGE Vice Chairman

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



CANDICE WHITE Clerk to the Board

KELLIE BEAM Deputy Clerk

ITEM NO.

50

#### **BOARD OF COMMISSIONERS**

May 5, 2014

## May 19, 2014 Agenda Item

TO:

**Board of Commissioners** 

FROM:

Kellie Beam, Deputy Clerk to the Board WS

SUBJECT:

Transportation Advisory Board

BACKGROUND: On May 5, 2014, the Board of Commissioners nominated the following individuals to fill two (2) vacancies on the Transportation Advisory Board:

Mental Health Representative: Vince Wagner (reappointment)

<u>Urban Transit Provider Representative:</u> **James Roper** (new appointment)

I have attached a current membership list for this board.

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

Attachment

pc: Kristine Wagner, Transportation Program Coordinator

## TRANSPORTATION ADVISORY BOARD

# 2 Year Term (All terms expire November 30<sup>th</sup> and begin December 1<sup>st</sup> according to the TAB bylaws.)

Name/Address	<u>Date</u> Appointed	Term	Expires	Eligible For Reappointment
Name/Address	Appointed	Temi	Expires	ксарропшиси
City of Fayetteville Representative VACANT (Vacated by A. Thomas)	11/10	2nd	Nov/12 11/30/12	No
III				
Urban Transit Provider Representative Wendy Nunnery Fayetteville City Transit 2816 Bears Den Way Fayetteville, NC 28301	<u>ve</u> 11/11	2nd	Nov/13 11/30/13	No
484-8612/433-1748 (W)				
Mid-Carolina Council of Governmen	ots Director or De	cionee		
Carla Smith Mid-Carolina Council of Government 1004 Willow Street Fayetteville, NC 28303	11/13	1st	Nov/15 11/30/15	Yes
273-5124/323-4191				
County DSS Director or Designee Lisa Chance 5309 Ballester Street Hope Mills, NC 28348 677-2356/425-5650	11/13	1st	Nov/15 11/30/15	Yes
DSS Work First Representative Angelita Marable Cumberland County DSS 839 Abilene Road Fayetteville, North Carolina 28303 864-1108/677-2489	11/13	1st	Nov/15 11/30/15	Yes
Workforce Development Center Directoria Troy Workforce Development Center 410 Ray Avenue Fayetteville, North Carolina 28301	ctor or Designee 11/11	2nd	Nov/13 11/30/13	No

Transportation Advisory Board, page 2
(All terms expire November 30<sup>th</sup> and begin December 1<sup>st</sup> according to the TAB bylaws.)

	<u>Date</u>			Eligible For
Name/Address	Appointed	Term	Expires	Reappointment
Vocational Rehab Representative Shelton L. Clark 1407 Murchison Road Fayetteville, NC 28301 964-3332/486-1717	11/12	2nd	Nov/14 11/30/14	No
Sheltered Workshop Director or Des Kena Farrington 2123 Quailridge Drive Fayetteville, NC 28304 910-826-4699	ignee 11/13	2nd	Nov/15 11/30/15	No
Aging Programs Representative Elouise Garvin 4017 Bankside Drive Fayetteville, North Carolina 28311	11/13	2nd	Nov/15 11/30/15	No
Mental Health Representative Vince Wagner CC Area Mental Health Center 109 Bradford Avenue Fayetteville, North Carolina 28301-5 323-0601(W)	11/11 496	1st	Nov/13 11/30/13	Yes
Emergency Medical Services Represe Brian Pearce Cape Fear Valley – EMC 1862 Middle Road Eastover, NC 28312 615-5618	entative 11/13	1 <sup>st</sup>	Nov/15 11/30/15	Yes
County Planning Department Director Tom Lloyd Cumberland County Planning Department P.O. Box 1829 Fayetteville, North Carolina 28302-18 678-7606 (W)	11/12 ment	1st	Nov/14 11/30/14	Yes

Transportation Advisory Board, page 3

(All terms expire November 30th and begin December 1st according to the TAB bylaws.)						
	Date	3	· · · · · · · · · · · · · · · · · · ·	Eligible For		
Name/Address	Appointed	Term	Expires	Reappointment		
County Health Director or Design	nee					
Ockidde Harris	11/12	1st	Nov/14	Yes		
200 Curry Ford Drive			11/30/14			
Fayetteville, NC 28314						
867-0590/433-3852						
At-Large Representatives						
Dorothy A. Harris	11/12	2nd	Nov/14	No		
270 Lick Creek Drive			11/30/14			
Linden, NC 28356						
897-5265		×				
Pamela S. Story	11/12	2nd	Nov/14	No		
631 West Cochran Avenue			11/30/14	STOCK STOCK		
Fayetteville, NC 28301						
339-8350/678-2621						
Faye Lewis	11/12	2nd	Nov/14	No		
415 Shamos Court			11/30/14			
Fayetteville, NC 28311						
568-6884/323-4191 (ext. 31)						
Alfred Foote	11/12	1st	Nov/14	Yes		
5476 Raeford Rd	11/12	150	11/30/14	103		
Fayetteville, NC 28305			11/50/14			
910-578-5687						
MDO D				15		
MPO Representative Deloma West	11/13	1 <sup>st</sup>	Nov/14	Vac		
		1	Nov/14 11/30/14	Yes		
Cumberland County Planning Dep 8355 Judy Drive (ser	ving unexpired term:	aligible for two		,		
Fayetteville, NC 28314	ving unexpired term,	, eligible for two	additional terms	,		
910-977-8146						
217.7						
Dialysis Center Representative	11/10	, st		•		
Eboni Green	11/12	1 <sup>st</sup>	Nov/14	Yes		
3826 Glencorra Drive			11/30/14			
Fayetteville, NC 28314						
919-889-3996/910-323-5288						

<sup>\*\*</sup>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