
AGENDA
CUMBERLAND COUNTY BOARD OF COMMISSIONERS
COURTHOUSE – ROOM 118
DECEMBER 21, 2015
6:45 PM

INVOCATION – Commissioner Marshall Faircloth, Chairman

PLEDGE OF ALLEGIANCE – Alexis Hester, 1st grade, Glendale Acres Elementary School

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

Recognition of Outgoing Board Member:

Joseph Dykes- Board of Adjustment

Cristobal Berry-Caban- Animal Control Board

Recognition of Claudia Sievers, Graphic Design Information Specialist II, for receiving the Excellence in Communications Award for photography from the North Carolina Association of Government Information Officers.

1. Approval of Agenda.

2. Consent Agenda

A. Approval of minutes for the December 3, 2015 Special Meeting and the December 7, 2015 regular meeting.

B. Approval of Proposed Additions to the State Secondary Road System:

Angelia M Street Extension

(Pgs. 8-10)

C. Approval of Offer of Destiny Worship Center (NC), a North Carolina Non-Profit Corporation, to Purchase Certain Real Property Located at 316 McIver Street, Fayetteville. **(Pg. 11)**

- D. Approval of Offer of Mark Anthony Scott to Purchase Certain Real Property Located at 1320 Ramsey Street, Fayetteville, and Being Lot 30, Plat Book 11 at Page 68. **(Pg. 12)**
- E. Approval of Offer to Purchase Five Lots I the Beaverdam Acres Subdivision, Section 4, Near Autryville. **(Pgs. 13-14)**
- F. Approval of Resolution in Support of Petition for Contested Case Hearing Regarding Interbasin Transfer Certificate. **(Pgs. 15-17)**
- G. Approval of Declaration of Surplus County Property and Authorization to Accept Insurance Settlement. **(Pgs. 18-21)**
- H. Approval of Payment of Prior Year Payroll and Benefit Charges for Six Department of Social Services Employees. **(Pgs. 22-24)**
- I. Budget Revisions: **(Pgs. 25-29)**
- (1) Social Services **(Pg. 25)**
- Revision in the amount of \$146,116 to recognize additional funding. (B16-161) **Funding Source – Federal**
- (2) General Litigation Fund/General Government Other **(Pgs.26-27)**
- Revision in the amount of \$45,000 to cover the cost of the agreement per the approval of the Cumberland County Board of Commissioner's meeting on December 7, 2015. (B16-162/B16-162A) **Funding Source – Fund Balance Appropriated**
- (3) Kelly Hills/General Fund **(Pgs. 28-29)**
- Revision in the amount of \$93,107 to correct budget revision M16-129 that was posted to the Fund Balance Appropriated-General Fund instead of Fund 255 Kelly Hills Fund Balance Appropriated. (B16-159/159A) **Funding Source – Fund Balance Appropriated**

3. Public Hearings **(Pgs. 30-45)**

Uncontested Rezoning Cases

- A. **Case P15-39:** Rezoning of 4.26+/- acres from A1 Agricultural to R40 Residential, or to a more restrictive zoning district, located at 823 Carl Freeman Road; submitted by Andrew G. and Reeshemah T. Johnson (owners) and Michael J. Adams, PLS. **(Pgs. 30-32)**

Staff Recommendation:

1st motion for Case P15-39: Move to find the request for rezoning consistent with the 2030 Growth Vision Plan, and any other applicable land use plan, reasonable and in the public interest for the reasons stated in the recommendations of the Planning Staff included in the agenda package and as reflected in the minutes of the Planning Board's consideration of this case, which minutes are to be fully incorporated herein by reference.

2nd motion for Case P15-39: Move to approve the request for R40 Residential district as recommended by the Planning Staff included in the agenda package and as reflected in the minutes of the Planning Board's consideration of this case, which minutes are to be fully incorporated herein by reference.

Planning Board Recommendation: Approve the staff recommendation

- B. **Case P15-58:** Rezoning of 1.37+/- acres from R20 Residential to C2(P) Planned Service and Retail/CZ Conditional Zoning for a trade contractor, or to a more restrictive zoning district, located at 725 and 729 Snow Hill Road, submitted by Huxley A. and Ahuilda J. Jones (owners), Jimmy Cruz and Timothy B. Evans.
(Pgs. 33-44)

Staff Recommendation:

1st motion for Case P15-58: Move to find the request for rezoning consistent with the 2030 Growth Vision Plan, and any other applicable land use plan, reasonable and in the public interest for the reasons stated in the recommendations of the Planning Staff included in the agenda package and as reflected in the minutes of the Planning Board's consideration of this case, which minutes are to be fully incorporated herein by reference.

2nd motion for Case P15-58: Move to approve the request for C2(P) Planned Service and Retail/CZ Conditional Zoning for a trade contractor as recommended by the Planning Staff included in the agenda package and as reflected in the minutes of the Planning Board's consideration of this case, which minutes are to be fully incorporated herein by reference.

Planning Board Recommendation: Approve the staff recommendation

Other Public Hearings - Minimum Housing Code Enforcement

- C. Case Number: MH 1224-2015 **(Pgs. 45-50)**
Property Owner: Barbara M. Johnson
Property Location: 6821 Camden Road, Fayetteville, NC
Parcel Identification Number: 0404-04-8665

Items of Business

4. Consideration of Approval of Funding for the Fayetteville/Cumberland Economic Development Corporation for the Period of January 1, 2016 through June 30, 2016 In Accordance With the Interlocal Agreement Between the County and the City of Fayetteville. **(Pgs. 51-53)**
5. Consideration of Approval of Lease of Office Space for Fayetteville/Cumberland Economic Development Corporation. **(Pgs. 54-60)**
6. Presentation on Local Sales Tax Distribution Agreement. **(Pg. 61-72)**
7. Nominations to Boards and Committees **(Pgs. 73-113)**
 - A. Human Relations Commission (1 Vacancy) **(Pgs. 73-80)**
 - B. North Carolina's Southeast (1 Vacancy) **(Pgs. 81-82)**
 - C. Transportation Advisory Board (5 Vacancies) **(Pgs. 83-96)**
 - D. Local Firefighters' Relief Fund Board (15 Vacancies) **(Pgs. 97-113)**
8. Appointments to Boards and Committees **(Pgs. 114-118)**
 - A. Civic Center Commission (5 Vacancies) **(Pgs. 114-116)**

Nominees: Mark Lynch (Reappointment)
Judy Dawkins (Reappointment)
Elizabeth Varnedoe (Reappointment)
Robert C. Williams (Reappointment)
Dineen Morton
Sheba McNeill
 - B. Joint Appearance Commission (1 Vacancy) **(Pgs. 117-118)**

Nominee: George Quigley (Reappointment)

RECESS THE BOARD OF COMMISSIONERS' MEETING.

**CONVENE THE KELLY HILLS/SLOCOMB ROAD WATER & SEWER
DISTRICT GOVERNING BOARD MEETING (SEE SEPARATE AGENDA) /
ADJOURN (Pg. 119)**

RECONVENE THE REGULAR BOARD OF COMMISSIONERS MEETING.

9. Closed Session: If Needed

WATCH THE MEETING LIVE

**THIS MEETING WILL BE STREAMED LIVE THROUGH THE COUNTY'S
WEBSITE, 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
CHANNEL 5.**

**THE MEETING VIDEO WILL BE AVAILABLE AT
YOUTUBE.COM/CUMBERLANDCOUNTYNC ON TUESDAY, DECEMBER 22.**

**IT WILL BE REBROADCAST ON WEDNESDAY, DECEMBER 23, AT 7 P.M. AND
FRIDAY, DECEMBER 25, AT 10:30 A.M.**

REGULAR BOARD MEETINGS:

**January 4, 2016 – (Monday) – 9:00 AM
January 19, 2016 – (Tuesday) – 6:45 PM
February 1, 2016 – (Monday) – 9:00 AM
February 15, 2016 – (Monday) – 6:45 PM**



News Release

FOR IMMEDIATE RELEASE

Dec. 8, 2015

Public Information Office

Contact: Sally Shutt, Director

Telephone: 910-321-6579

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

County Employee Wins Statewide Photography Award

FAYETTEVILLE – Cumberland County Government Graphic Design Information Specialist II Claudia Sievers received a first-place award for photography from the North Carolina Association of Government Information Officers. Sievers accepted the Excellence in Communications Award Nov. 19 at the William and Ida Friday Center in Chapel Hill.

Sievers won for a photograph taken during a full-scale hazardous materials exercise held jointly by Cumberland and Bladen counties at the Chemours Work Site off N.C. Highway 87 on Aug. 29. The photograph appears in a brochure promoting the Local Emergency Planning Committee. Photographs were judged based on technical, visual and aesthetic criteria, as well as content, timeliness and impact on the intended audience.

A Fayetteville native, Sievers has been with Cumberland County for nine years. She was a graphic designer with the library system before joining the Public Information Office in 2014.

“This is well-deserved recognition for Claudia’s talent and visual expertise. We are so proud of her and grateful for the important role she plays in our communications efforts,” said Sally Shutt, the County’s governmental affairs and public information officer.

The N.C. Association of Government Information Officers is a nonprofit group of public affairs professionals. The group is dedicated to the principles of open government and its members serve as communication links between the media, public and government. Go to ncagio.org for more information.



Bridget Munger of the N.C. Association of Government Information Officers presents Claudia Sievers, left, with a first-place photography award at the NCAGIO Excellence in Communications Awards ceremony Nov. 19 in Chapel Hill.



Claudia Sievers won first place in photography in the N.C. Association of Government Information Officers Excellence in Communications Awards for this photo taken Aug. 29 during a hazardous materials training exercise held jointly by Cumberland and Bladen counties at the Chemours work site.

AMY H. CANNON
County Manager

JAMES E. LAWSON
Deputy County Manager



CUMBERLAND
★ **COUNTY** ★
NORTH CAROLINA


MELISSA C. CARDINALI
Assistant County Manager

W. TRACY JACKSON
Assistant County Manager

ITEM NO. 2 B

OFFICE OF THE COUNTY MANAGER

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF DECEMBER 21, 2015

TO: BOARD OF COUNTY COMMISSIONERS
FROM: AMY H. CANNON, COUNTY MANAGER 
DATE: DECEMBER 15, 2015
**SUBJECT: APPROVAL OF PROPOSED ADDITIONS TO THE STATE
SECONDARY ROAD SYSTEM**

BACKGROUND

The North Carolina Department of Transportation has received petitions requesting the following streets be placed on the State Secondary Road System for maintenance (see attached):

Angelia M Street Extension

DOT has determined that the above streets are eligible for addition to the state system.

RECOMMENDATION / PROPOSED ACTION

NCDOT recommends that the above named streets be added to the State Secondary Road System. County Management concurs.

Approve the above listed streets for addition to the State Secondary Road System.

/ct

Attachments



Transportation

PAT McCrORY
Governor

NICHOLAS J. TENNYSON
Secretary

October 22, 2015

Mr. Kenneth Edge
Chairman
Cumberland County Board of Commissioners
Post Office Box 1829
Fayetteville, North Carolina 28302

Subject: Secondary Road Addition

To Whom It May Concern:

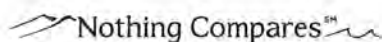
This is in reference to a petition submitted to this office requesting street(s) in Cumberland County be placed on the State's Secondary Road System. Please be advised that these street(s) have been investigated and our findings are that the below listed street(s) are eligible for addition to the State System.

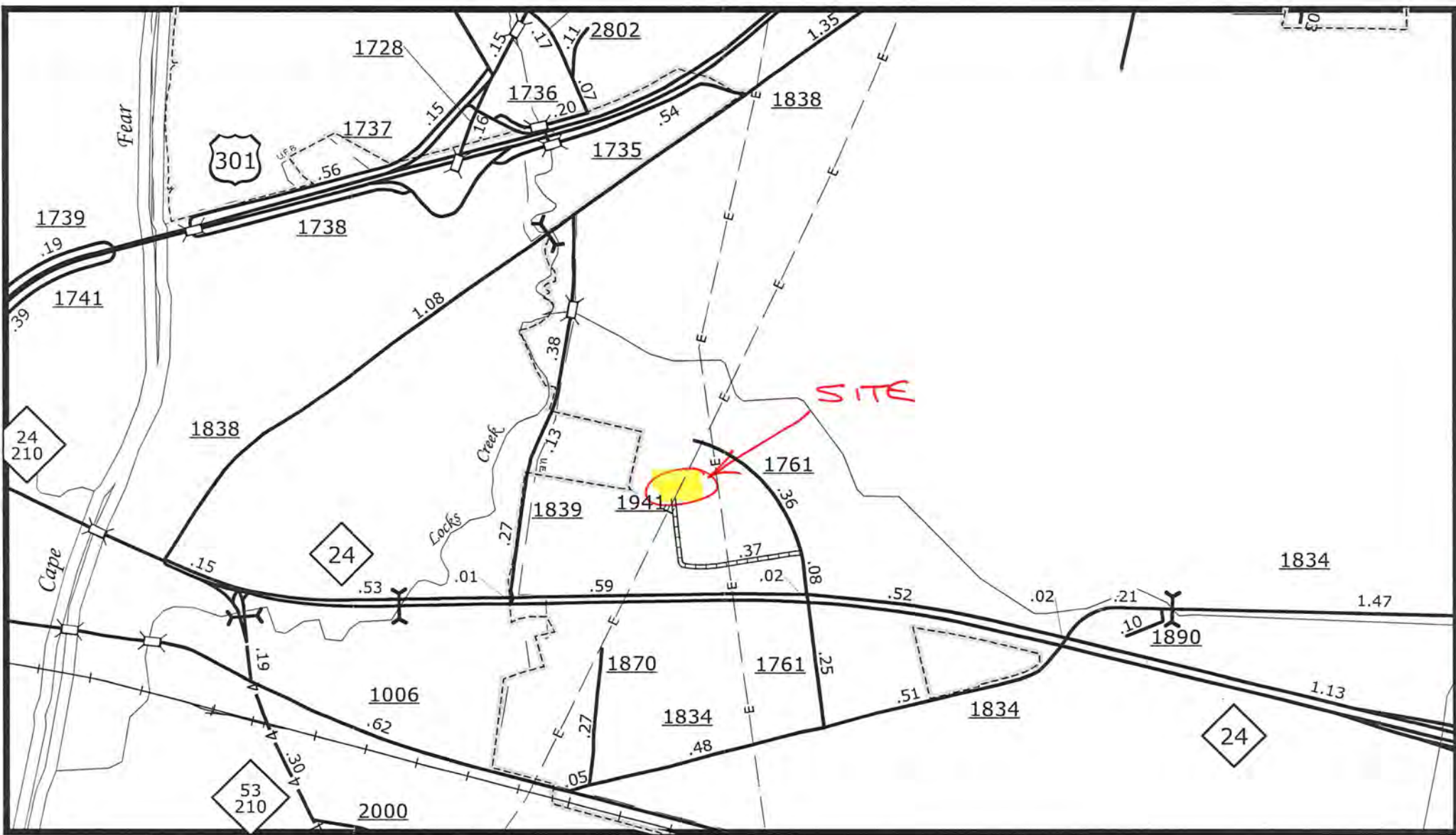
- Angelia M Street Extension

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

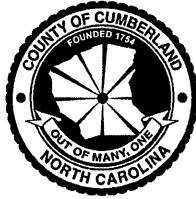
Sincerely,

David Plummer
Engineering Technician





RICKEY L. MOOREFIELD
County Attorney



ITEM NO. 2C

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 DECEMBER 21, 2015,
MEETING OF THE BOARD OF COMMISSIONERS**

TO: Board of Commissioners; Co. Manager; Hope Page
FROM: Co. Atty. *R. Moorefield*
DATE: December 15, 2015
SUBJECT: Offer of Destiny Worship Center (NC), a North Carolina Non-profit Corporation, to Purchase Certain Real Property Located at 316 McIver Street, Fayetteville

BACKGROUND:

The County and the City of Fayetteville acquired the real property with PIN 0437-23-6252 located at 316 McIver Street, Fayetteville, at a tax foreclosure sale in 2010 for a purchase price of \$7,395.26.

Based on GIS Mapping and the tax department, the property is a vacant residential lot with a tax value of \$17,255.00. The city quitclaimed its interest in the property to the County on December 4, 2015, by a deed recorded in Book 9766 at page 845.

An offer to purchase the property for \$7,395.26 was submitted by Destiny Worship Center (NC), a North Carolina non-profit corporation. If the Board proposes to accept this offer, the proposed sale must be advertised subject to the upset bid process of G. S. § 160A-269. The proposed advertisement is attached.

RECOMMENDATION/PROPOSED ACTION:

County attorney recommends the Board consider the offer of Destiny Worship Center (NC) and if the Board proposes to accept the offer, resolve that the described real property is not needed for governmental purposes and direct that it be advertised and sold pursuant to the upset bid process of G. S. § 160A-269.

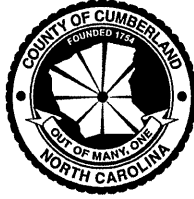
**CUMBERLAND COUNTY BOARD OF COMMISSIONERS
ADVERTISEMENT OF PROPOSAL TO ACCEPT AN OFFER TO PURCHASE
CERTAIN REAL PROPERTY PURSUANT TO N.C.G.S § 160A-269**

Take notice that the Board of Commissioners finds the following real property not needed for governmental purposes and proposes to accept an offer to purchase the property with PIN 0437-23-6252 located at 316 McIver Street, Fayetteville, NC 28301-5438 for a purchase price of \$7,395.26. Within 10 days of this notice any person may raise the bid by not less than ten percent (10%) of the first one thousand dollars (\$1,000) and five percent (5%) of the remainder by making a five percent (5%) deposit of the bid with the Clerk. This procedure shall be repeated until no further qualifying upset bids are received. The Board of Commissioners may at any time reject any and all offers. Further details may be obtained from the Office of the County Attorney, Suite 551-Courthouse, Fayetteville, NC 28302.

December_____, 2015

Candice White, Clerk to the Board

RICKEY L. MOOREFIELD
County Attorney



ITEM NO. _____

2D

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 DECEMBER 21, 2015,
MEETING OF THE BOARD OF COMMISSIONERS**

TO: Board of Commissioners; Co. Manager; Hope Page
FROM: Co. Atty. *R. Moorefield*
DATE: December 15, 2015
SUBJECT: Offer of Mark Anthony Scott to Purchase Certain Real Property Located at 1320 Ramsey Street, Fayetteville, and Being Lot 30, Plat Book 11 at Page 68

BACKGROUND:

The County and the City of Fayetteville acquired the real property with PIN 0438-52-6763 located at 1320 Ramsey Street, Fayetteville, at a tax foreclosure sale in 2012 for a purchase price of \$7,205.97.

Based on GIS Mapping and the tax records, the property is a vacant lot with O&I zoning and a tax value of \$31,144.00. The City quitclaimed its interest in the property to the County on December 4, 2015, by a deed recorded in Book 9766 at page 845.

Mark Anthony Scott has made an offer to purchase the property for \$7,205.97. If the Board proposes to accept this offer, the proposed sale must be advertised subject to the upset bid process of G. S. § 160A-269. The proposed advertisement is attached.

RECOMMENDATION/PROPOSED ACTION:

County attorney recommends the Board consider the offer of Mark Anthony Scott and if the Board proposes to accept the offer, resolve that the described real property is not needed for governmental purposes and direct that it be advertised and sold pursuant to the upset bid process of G. S. § 160A-269.

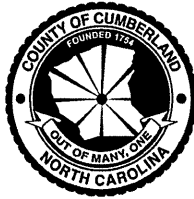
**CUMBERLAND COUNTY BOARD OF COMMISSIONERS
ADVERTISEMENT OF PROPOSAL TO ACCEPT AN OFFER TO PURCHASE
CERTAIN REAL PROPERTY PURSUANT TO N.C.G.S § 160A-269**

Take notice that the Board of Commissioners finds the following real property not needed for governmental purposes and proposes to accept an offer to purchase the property with PIN 0438-52-6763 located at 1320 Ramsey Street, Fayetteville, being Lot 30, Plat Book 11 at page 68, for a purchase price of \$7,205.97. Within 10 days of this notice any person may raise the bid by not less than ten percent (10%) of the first one thousand dollars (\$1,000) and five percent (5%) of the remainder by making a five percent (5%) deposit of the bid with the Clerk. This procedure shall be repeated until no further qualifying upset bids are received. The Board of Commissioners may at any time reject any and all offers. Further details may be obtained from the Office of the County Attorney, Suite 551-Courthouse, Fayetteville, NC 28302.

December _____, 2015

Candice White, Clerk to the Board

RICKEY L. MOOREFIELD
County Attorney



ITEM NO. 2 E

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 DECEMBER 21, 2015,
MEETING OF THE BOARD OF COMMISSIONERS**

TO: Board of Commissioners; Co. Manager; Hope Page
FROM: Co. Atty. *R. Moorefield*
DATE: December 15, 2015
SUBJECT: Offer to Purchase Five Lots in the Beaverdam Acres Subdivision, Section 4, near Autryville

BACKGROUND:

The County and the City of Fayetteville acquired the five lots described below by a single tax foreclosure in 2013. This property is not in the City of Fayetteville and it is unknown why the commissioner's deed in the foreclosure was made to the parties jointly. The City quit-claimed its interest to the County on December 4, 2015, by a deed recorded in Book 9766 at page 845.

The amount of the foreclosure judgment has been prorated to each of the lots. All the lots are vacant. Javier Smith has made an offer to purchase each of the lots as described below.

PIN	Description: PB 67-32	Zoning –	Tax Value	Foreclosure Judgment	Offer
1423-12-	Lot 8 Beaver Dam Sec	Rural Lot	\$6,750	\$804.65	\$804.65
1423-12-	Lot 7 Beaver Dam Sec	Rural Lot	\$6,750	\$804.65	\$804.65
1423-13-	Lot 6 Beaver Dam Sec	Rural Lot	\$6,750	\$804.65	\$804.65
1423-13-	Lot 5 Beaver Dam Sec	Rural Lot	\$6,750	\$804.65	\$804.65
1423-13-	Lot 4 Beaver Dam Sec	Rural Lot	\$9,000	\$1,058.75	\$1,058.75

If the Board proposes to accept this offer, the proposed sale must be advertised subject to the upset bid process of G. S. § 160A-269. The proposed advertisement is attached

RECOMMENDATION/PROPOSED ACTION:

County attorney recommends the Board consider the offer of Javier Smith and if the Board proposes to accept the offer, resolve that the described real property is not needed for governmental purposes and direct that it be advertised and sold pursuant to the upset bid process of G. S. § 160A-269.

CUMBERLAND COUNTY BOARD OF COMMISSIONERS
ADVERTISEMENT OF PROPOSAL TO ACCEPT AN OFFER TO PURCHASE
CERTAIN REAL PROPERTY PURSUANT TO N.C.G.S. 160A-269

Take notice that the Board of Commissioners finds the following five lots not needed for governmental purposes and proposes to accept an offer to purchase these lots located in Beaverdam Acres Subdivision, Section 4, as shown on the plat recorded in Plat Book 67 at page 32, as follows: PIN 1423-12-5843, Lot 8, offer of \$804.65; PIN 1423-12-5973, Lot 7, offer of \$804.65; PIN 1423-13-5092, Lot 6, offer of \$804.65; PIN 1423-13-6112, Lot 5, offer of \$804.65; and PIN 1423-13-6233, Lot 4, offer of \$1,058.75. Within 10 days of this notice any person may raise the bid on a lot by not less than ten percent (10%) of the first one thousand dollars (\$1,000) and five percent (5%) of the remainder by making a five percent (5%) deposit of the bid with the Clerk. This procedure shall be repeated until no further qualifying upset bids are received. The Board of Commissioners may at any time reject any and all offers. Further details may be obtained from the Office of the County Attorney, Suite 551-Courthouse, Fayetteville, NC 28302.

December ____, 2015

Candice H. White, Clerk to the Board

AMY H. CANNON
County Manager

JAMES E. LAWSON
Deputy County Manager



CUMBERLAND
COUNTY
NORTH CAROLINA

MELISSA C. CARDINALI
Assistant County Manager

W. TRACY JACKSON
Assistant County Manager

ITEM NO. 2F

OFFICE OF THE COUNTY MANAGER

MEMORANDUM FOR DEC. 21, 2015, BOARD OF COMMISSIONERS AGENDA

TO: COUNTY COMMISSIONERS

FROM: AMY H. CANNON, COUNTY MANAGER

DATE: DECEMBER 21, 2015

**SUBJECT: RESOLUTION IN SUPPORT OF PETITION FOR
CONTESTED CASE HEARING REGARDING
INTERBASIN TRANSFER CERTIFICATE**

BACKGROUND: The Public Works Commission of the City of Fayetteville has filed a Petition For Contested Case Hearing with the North Carolina Office of Administrative Hearings (OAH) to contest the March 12, 2015, decision by the North Carolina Environmental Management Commission (EMC) to issue an Inter-Basin Transfer (IBT) Certificate Authorizing the Towns of Cary, Apex, and Morrisville and Wake County to Transfer Water From the Haw River Basin to the Neuse and Cape Fear River Basins. PWC's petition will be heard by an OAH Administrative Law Judge.

The attached resolution opposes the EMC's decision and supports PWC's Petition for Contested Case Hearing.

The EMC's decision allows large volumes of water to be taken from the Cape Fear River Basin and discharge it into the Neuse River Basin when the water could be returned to the Cape Fear Basin without unreasonable costs to prevent harm to downstream users. The Towns of Cary, Apex, and Morrisville and Wake County (the Certificate Holders) would be allowed to transfer water from the Haw River basin to the Neuse River in the amount of 31 million gallons per day (MGD) and from the Haw River basin to the Cape Fear River basin in the amount of 2 MGD.

The EMC's decision increases the previously-allowed transfer of up to 24 MGD from the Haw River basin to the Neuse River basin as set forth in a 2001 EMC IBT Certificate held jointly by the Certificate Holders. The approved IBT increase is effectively more than a 9 MGD increase, because the previous 24 MGD IBT limit was a maximum day value -- whereas the new 33 MGD value is calculated as the daily average over a maximum month. (The prior 24 MGD limit was equivalent to a 22 MGD limit under the new IBT metric, so the increase could effectively be as much as 11 MGD.)

In issuing the IBT Certificate, PWC believes the EMC failed to correctly and properly consider and determine the criteria and standards required by N.C. Gen. Stat. § 143-215.22L(k)(1) - (9).

Among other concerns, PWC believes the EMC should have required the Certificate Holders to avoid the IBT by sending additional untreated wastewater to the Western Wake Regional Water Reclamation Facility (WWRWRF) or to impose conditions in the new IBT Certificate requiring the return a specified percentage of the water to the Cape Fear River Basin. This is necessary to protect Fayetteville's vital Cape Fear River water supply.

A condition in the 2001 Certificate required the certificate holders to return 80% of water used in excess of 16 MGD in the Neuse River Basin to either the Haw or the Cape Fear Basins. The WWRWRF was built to meet this requirement and PWC believes the EMC should have included the same requirement in the 2015 Certificate. The new IBT Certificate should be at least as stringent as the prior one, not less.

PWC disagrees with the EMC's conclusion that the hydrologic modeling results relied upon show the water supply needs of all downstream users, including Fayetteville, are met 100 percent of the time. The modeling results show substantial decreases in minimum flows. Hence, a guaranteed return of flow to the Cape Fear is crucial to protect the future water supplies of downstream users.

PWC believes the EMC erred by not waiting to make this important IBT decision until the Cape Fear Basin Water Supply Plan and the Jordan Lake Round Four Allocation process were completed. The Water Supply plan considers the future uses and needs of all major water users in the Basin and the IBT is dependent on the Allocation process.

RECOMMENDATION: Approve the attached resolution supporting the petition for Contested Case Hearing with the North Carolina Office of Administrative Hearings by the Public Works Commission of the City of Fayetteville.

**RESOLUTION IN SUPPORT OF PETITION FOR CONTESTED CASE HEARING
REGARDING INTERBASIN TRANSFER CERTIFICATE**

WHEREAS, the North Carolina Environmental Management Commission on March 12, 2015, issued a decision authorizing the Towns of Cary, Apex and Morrisville and the County of Wake to transfer large volumes of water from the Cape Fear River Basin and discharge it into the Neuse River Basin when the water could be returned to the Cape Fear Basin without unreasonable costs to prevent harm to downstream users; and

WHEREAS, the Cape Fear River is a tremendous natural resource for the Cape Fear Region, including the County of Cumberland; and

WHEREAS, the permanent diversion of large amounts of water from the Cape Fear River Basin to the proposed recipients would have significant, harmful economic and environmental impacts on Cumberland County and the Cape Fear Region; and

WHEREAS, the Public Works Commission of the City of Fayetteville has filed a Petition for Contested Case Hearing with the North Carolina Office of Administrative Hearings (OAH) to contest the decision of the North Carolina Environmental Management Commission; and

WHEREAS, the Cumberland County Board of Commissioners has determined it is in the public interest of the citizens of Cumberland County as well as the citizens of all communities benefited by the Cape Fear River and its waters to oppose any permanent transfer of water from the Cape Fear River to other river basins; and

NOW, THEREFORE, BE IT RESOLVED THAT: The County of Cumberland opposes the decision of the North Carolina Environmental Management Commission authorizing the Towns of Cary, Apex and Morrisville and the County of Wake to transfer large volumes of water from the Cape Fear River Basin and discharge it into the Neuse River Basin when the water could be required to be returned to the Cape Fear Basin to prevent harm to downstream users and the board supports the petition for Contested Case Hearing with the North Carolina Office of Administrative Hearings by the Public Works Commission of the City of Fayetteville.

PASSED AND APPROVED BY THE CUMBERLAND COUNTY BOARD OF COMMISSIONERS, on this, the 21st day of December, 2015; such meeting was held in compliance with the Open Meetings Act, at which meeting a quorum was present and voting.

W. Marshall Faircloth, Chairman
Cumberland County Board of Commissioners

ATTEST:

Candice H. White, Clerk to the Board
Cumberland County Board of Commissioners



ITEM NO. 2G

**CUMBERLAND
★ COUNTY ★
NORTH CAROLINA**

OFFICE OF THE RISK MANAGER

MEMORANDUM FOR BOARD OF COMMISSIONERS
MEETING OF DECEMBER 21, 2015

TO: BOARD OF COUNTY COMMISSIONERS

THRU: MELISSA CARDINALI, ASST. COUNTY MANAGER –
FINANCIAL/ADMINISTRATIVE SERVICES

FROM: PATRICIA LUCAS, RISK MANAGEMENT COORDINATOR *PL*

DATE: December 16, 2015

SUBJECT: CONSENT ITEM – APPROVAL OF DECLARATION OF
SURPLUS COUNTY PROPERTY AND AUTHORIZATION TO
ACCEPT INSURANCE SETTLEMENT

BACKGROUND

DATE OF ACCIDENT: December 6, 2015

VEHICLE: 2014 Ford Taurus

VIN: 1FAHP2MK1EG145462

FLEET#: FL531

DEPARTMENT: Sheriff's Office

SETTLEMENT OFFER: \$17,689.35

INSURANCE COMPANY: Travelers Property Casualty Company

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 \$17,689.35 as settlement
3. allow Travelers Property Casualty Company to take possession of the wrecked (surplus) vehicle

CCC VALUESCOPE
Claim Services

Market Report

Report Reference Number: 56368415
Claim reference: A2A1516006
Loss Incident Date: 12/06/2015
Insured: Cumberland County

Adjuster: Kellie Schimonsky
Claim Reported Date: 12/11/2015
Owner: Cumberland County
Appraiser: DANIEL LAURIE B.

Introduction

Travelers Insurance has conducted an appraisal of your 2014 Ford Taurus Police AWD 4d Sed located in Fayetteville, NC. The appraisal information was then used to conduct research in your market to determine the local market value of your unit. This CCC Valuescope Market Report details the results of that search. It contains the following sections:

Section Title:	Section Contents:
Equipment Summary	Market Value and Equipment Detail
VINGuard Identification	Loss Unit configuration and VIN history
Valuation Methodology	Method used to evaluate the vehicle
Comparable Units	Supporting market data for loss unit
Appraisal and Valuation Notes	Log notes for this file

===== Equipment Summary =====
Loss Unit Specifications

Police Car
2014 Ford Taurus Police AWD
4d Sed
6-3.7L-FI
Condition is 2: Average
Odometer 21,426

Actual Cash Value \$ 18,145.00

Loss Unit Sales Tax 3.00% + 544.35

Post Tax Adjustments

Value before deductible	\$ 18,689.35
Deductible	- 1,000.00

Adjusted Loss Unit Value \$ 17,689.35

Major Equipment

Loss Unit Equipment:
Valuation Request: 56368415 (Continued) 2014 FORD TAURUS POLICE AWD

===== Equipment Summary (continued) =====

Option	Description
AT	- Automatic Transmission
OD	- Overdrive
4W	- 4 Wheel Drive
PS	- Power Steering
PB	- Power Brakes
PW	- Power Windows
PL	- Power Locks
PM	- Power Mirrors
SP	- Power Driver Seat
PT	- Power Trunk/Gate Release
PP	- Power Adjustable Pedals
BS	- Bucket Seats
CS	- Cloth Seats
RL	- Reclining/Lounge Seats
AC	- Air Conditioning

DM - Dual Mirrors
 IW - Intermittent Wipers
 TW - Tilt Wheel
 CC - Cruise Control
 RD - Rear Defogger
 MC - Message Center
 TQ - Steering Wheel Touch Control
 TL - Telescopic Wheel
 CO - Overhead Console
 AM - AM Radio
 FM - FM Radio
 ST - Stereo
 SE - Search/Seek
 CD - CD Player
 FC - Wheel Covers
 AG - Drivers Side Air Bag
 RG - Passenger Air Bag
 AB - Anti-Lock Brakes (4)
 DB - 4-Wheel Disc Brakes
 TX - Traction Control
 T1 - Stability Control
 XG - Front Side Impact Air Bags
 DG - Head/Curtain Air Bags
 TD - Alarm
 TG - Tinted Glass
 IP - Clearcoat Paint
 SB - Rear Step Bumper

Additional Equipment
 Automatic Transmission

Actual Cash Value does not include tax, title, license, prior damage or
 Valuation Request: 56368415 (Continued) 2014 FORD TAURUS POLICE AWD

===== Equipment Summary (continued) =====
 deductible. For additional information or special consideration, call the CCC
 Commercial/Recreational Vehicle Division at 1-800-621-8070 or, in Illinois,
 312-CCC-INFO. Please use your Valuation Request Number for reference.

===== VINguard Identification =====

VIN: 1FAHP2MK1EG145462

	Insurer Description	VINguard Analysis
Class	Police Car	
Year	2014	2014
Make	Ford	Ford
Model	Taurus Police AWD	Taurus AWD Police
Model Num	P2M	P2M
Body style	4d Sed	4d Sed
Engine	6-3.7l-Fi	6-3.7l-Fi

VINguard message(s):
 VINguard has decoded this VIN without any errors.

Previous Total Loss History:
 Duplicate VIN 56367912 --00641 previously submitted by Travelers
 (800) 759-6194 on 12/11/2015 Claim #: A2A1516006

===== AutoCheck Vehicle History Report =====

AutoCheck Vehicle History Report

Experian Automotive

Report Run Date: 12/11/2015

 Key: | N = No Problem Found | Y = Problem Found | I = Information Found

STATE OF NORTH CAROLINA

MVR 191 (Rev 1/13)

CERTIFICATE OF TITLE

VEHICLE IDENTIFICATION NUMBER
1FAHP2MK1EG145462

YEAR MODEL
2014

MAKE
FORD

BODY STYLE
4S

TITLE NUMBER
775861140027915

TITLE ISSUE DATE
01/04/2014

PREVIOUS TITLE NUMBER

MAIL TO
COUNTY OF CUMBERLAND
PO BOX 1829
FAYETTEVILLE NC 28302-1829

ODOMETER READING
000005
ODOMETER STATUS
TITLE BRANDS

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 hereby certifies that an application for a certificate of title for the herein described vehicle has been filed pursuant to the General Statutes of North Carolina and based on that application, the Division of Motor Vehicles is satisfied that the applicant is the lawful owner. Official records of the Division of Motor Vehicles reflect vehicle is subject to the liens, if any, herein enumerated at the date of issuance of this certificate.

As WITNESS, his hand and seal of this Division of the day and year appearing in this certificate as the title issue date.

Kees J. Thomas
COMMISSIONER OF MOTOR VEHICLES

FIRST LIENHOLDER: DATE OF LIEN

LIEN RELEASED BY:

SIGNATURE

TITLE DATE

SECOND LIENHOLDER: DATE OF LIEN

LIEN RELEASED BY:

SIGNATURE

TITLE DATE

THIRD LIENHOLDER: DATE OF LIEN

LIEN RELEASED BY:

SIGNATURE

TITLE DATE

FOURTH LIENHOLDER: DATE OF LIEN

LIEN RELEASED BY:

SIGNATURE

TITLE DATE

ADDITIONAL LIENS:

91520181
915 TIM0WB6

ANY ALTERATIONS OR ERASURES VOID TITLE

VICKI EVANS
Finance Director



ROBERT TUCKER
Accounting Supervisor


ITEM NO. 24

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 CONSENT AGENDA OF
DECEMBER 21, 2015**

TO: BOARD OF COUNTY COMMISSIONERS

FROM: VICKI EVANS, FINANCE DIRECTOR 

DATE: DECEMBER 17, 2015

**SUBJECT: APPROVAL OF PAYMENT OF PRIOR YEAR PAYROLL AND
BENEFIT CHARGES FOR SIX DEPARTMENT OF SOCIAL
SERVICES EMPLOYEES**

BACKGROUND

The Department of Social Services is requesting payment totaling \$38,756.36 payable in varying individual amounts to six employees of the DSS Family Violence Care Center. The prior year expense was discovered during a recent audit of the Department. Procedures have been put in place to minimize this type of reoccurrence.

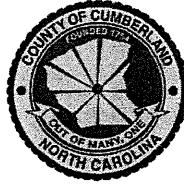
RECOMMENDATION

Management is requesting approval to pay the prior year payroll and benefit charges to six employees totaling \$38,756.36 and the corresponding budget revision.

Celebrating Our Past...Embracing Our Future

BRENDA REID JACKSON
Director

VACANT
Deputy Director



**CUMBERLAND
COUNTY**
NORTH CAROLINA

DEPARTMENT OF SOCIAL SERVICES

CLARETTA JOHNSON
Assistant Director

BOBBIE REDDING
Managing Attorney

To: Vicki Evans, Finance Director
Thru: Brenda Jackson, DSS Director
From: Claretta Johnson, DSS Assistant Director
Date: 12/17/2015
Re: Outstanding Wages Due

We are requesting approval for payment of salary and fringes for six employees employed at the Family Violence Care Center, Org 4367. Due to a recent audit there were discrepancies found in payroll amounts. Attached is the summary of unpaid wages provided from the audit. Salary plus benefits creates a total prior year expense of \$38,756.36.

It is our understanding that payment of expenses for a previous fiscal year that has been closed must be approved by the County Board of Commissioners. Upon your review and approval, please place item on the consent agenda for the next scheduled meeting.

Please contact me at 677-2057 if you need additional information. Thank you in advance for your assistance.

CJ/dk

Attachments

We stand united to strengthen individuals and families and to protect children and vulnerable adults...

**COUNTY OF CUMBERLAND
BUDGET REVISION REQUEST**

Budget Office Use	
Budget Revision No.	<u>B16-145</u>
Date Received	<u>12/17/15</u>
Date Completed	

Fund No. 101 Agency No. 437 Organ. No. 4367
 Organization Name: Grant Family Violence Care Center

REVENUE				
Revenue Source Code	Description	Current Budget	Increase (Decrease)	Revised Budget
9901	FUND BALANCE APPROPRIATED		38,756	
Total		0	38,756	38,756

EXPENDITURES					
Object Code	Appr Unit	Description	Current Budget	Increase (Decrease)	Revised Budget
1210	245	SALARIES - REGULAR	259,158	32,459	291,617
1810	245	FICA MATCH	21,425	2,483	23,908
1820	245	RETIREMENT	18,696	2,191	20,887
1824	245	401K COUNTY	2,616	325	2,941
1860	245	WORKERS COMP	9,705	1,298	11,003
Total			311,600	38,756	350,356

Justification:

To budget funds needed to pay back wages, which were identified in a recent audit.

Funding Source: State: _____ Federal: _____ Fund Balance: County: _____ New: 38,756 Other: _____
 Other: _____ Fees: _____ Prior Year: _____

Submitted By: [Signature] Date: 12-17-15
 Department Head
 Reviewed By: Deborah W. Shaw Date: 12/17/15
 Budget Analyst
 Reviewed By: Wicki Evans Date: 12/17/15
 Finance Director
 Reviewed By: Nelson Olsandine Date: 12-17-15
 Assistant County Manager

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

**COUNTY OF CUMBERLAND
BUDGET REVISION REQUEST**

Budget Office Use	
Budget Revision No.	<u>B16-161</u>
Date Received	<u>12-14-15</u>
Date Completed	

Fund No. 101 Agency No. 437 Organ. No. 4365
 Organization Name: SOCIAL SERVICES

ITEM NO. 2 I (1)

REVENUE

Revenue Source Code	Description	Current Budget	Increase (Decrease)	Revised Budget
4335	NC ENERGY PROGRAM	238,479	5,551	244,030
4355	NC CRISIS INTERVENTION	2,902,324	140,565	3,042,889
Total		3,140,803	146,116	3,286,919

EXPENDITURES

Object Code	Appr Unit	Description	Current Budget	Increase (Decrease)	Revised Budget
3390	241	CONTRACTED SERVICES	1,770,831	5,551	1,776,382
4389	241	CRISIS INTERVENTION	1,451,162	69,916	1,521,078
4394	241	LIEAP - CASH	1,451,162	70,649	1,521,811
Total			4,673,155	146,116	4,819,271

Justification:

To recognize additional funding.

Funding Source:

State: _____ Federal: \$146,116 County: _____ New: _____ Other: _____
 Other: _____ Fees: _____ Prior Year: _____

Fund Balance:

Submitted By: [Signature]
 Department Head

Date: 12-14-15

Approved By:

Reviewed By: Deborah W. Shaw
 Budget Analyst

Date: 12-14-15

Date: _____

Reviewed By: Wicki Evans
 Finance Director

Date: 12/15/15

County Manager

Reviewed By: Tracy Olandowski
 Assistant County Manager

Date: 12-16-15

Board of County Commissioners

Date: _____

Budget Office Use	
Budget Revision No.	B16-162
Date Received	12/15/2015
Date Completed	

ITEM NO. 2I (a)

Revenue Source Code	Description	Current Budget	Increase (Decrease)	Revised Budget
9110	Transfer from General Fund	102,200	45,000	147,200
				-
				-
				-
				-
				-
	Total	102,200	45,000	147,200

Object Code	Appr Unit	Description	Current Budget	Increase (Decrease)	Revised Budget
3487	541	Settlements	50,000	45,000	95,000
					-
					-
					-
					-
					-
					-
					-
					-
					-
					-
		Total	50,000	45,000	95,000

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

Approved By: _____ Date: _____

County Manager

Board of County Commissioners Date: _____

Budget Office Use	
Budget Revision No.	B16-162A
Date Received	<u>12/15/2015</u>
Date Completed	

Organization Name: General Government Other

Revenue Source Code	Description	Current Budget	Increase (Decrease)	Revised Budget
9901 (101-999-9999)	Fund Balance Appropriated	0	45,000	45,000
				-
				-
				-
				-
				-
	Total	0	45,000	45,000

Object Code	Appr Unit	Description	Current Budget	Increase (Decrease)	Revised Budget
3898	080	Transfer to Fund 630	102,200	45,000	147,200
					-
					-
					-
					-
					-
					-
					-
					-
					-
					-
					-
		Total	102,200	45,000	147,200

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

Assistant County Manager

Budget Office Use	
Budget Revision No.	B16-159
Date Received	11/30/2015
Date Completed	

ITEM NO. 2I(3)

Revenue Source Code	Description	Current Budget	Increase (Decrease)	Revised	Budget
9901	Fund Balance Appropriated		93,107		93,107
					-
					-
					-
					-
					-
	Total	0	93,107		93,107

Object Code	Appr Unit	Description	Current Budget	Increase (Decrease)	Revised Budget
					-
					-
					-
					-
					-
					-
					-
					-
					-
					-
Total			0	-	-

To correct budget revision M16-129 that was posted to the Fund Balance Appropriated-General Fund instead of Fund 255.

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

Approved By: _____ Date: _____
County Manager

Board of County Commissioners _____ Date: _____

Date: _____

County Manager

Board of County
Commissioners Date:

Commissioners Date: _____

Budget Office Use	
Budget Revision No.	B16-159A
Date Received	11/30/2015
Date Completed	

REVENUE				
Revenue Source Code	Description	Current Budget	Increase (Decrease)	Revised Budget
9901	Fund Balance Appropriated	0	(93,107)	(93,107)
				-
				-
				-
				-
	Total	0	(93,107)	(93,107)

Object Code	Appr Unit	Description	Current Budget	Increase (Decrease)	Revised Budget
				-	-
				-	-
				-	-
				-	-
				-	-
				-	-
				-	-
				-	-
				-	-
				-	-
Total			0	-	-

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

Submitted By: _____ Date: _____
Department Representative

Reviewed By: Deborah W. Shaw Date: 12/15/15
Budget Analyst

Reviewed By: Vicki Evans Date: 12/15/15
Finance Director

Reviewed By: Melissa Dandridge Date: 12.16.15
revised 7-1-14 Assistant County Manager

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

Patricia Hall,
Chair
Town of Hope Mills

Charles Morris,
Vice-Chair
Town of Linden

Jami McLaughlin,
Town of Spring Lake
Harvey Cain, Jr.,
Town of Stedman

Donovan McLaurin,
Wade, Falcon & Godwin



CUMBERLAND
COUNTY
NORTH CAROLINA

Planning & Inspections Department

Thomas J. Lloyd,
Director

Cecil P. Combs,
Deputy Director

Vikki Andrews,
Diane Wheatley,
Carl Manning,
Walter Clark,
Cumberland County

Benny Pearce,
Town of Eastover

DECEMBER 11, 2015

ITEM NO. 3A

MEMO TO: Cumberland County Board of Commissioners

FROM: Cumberland County Joint Planning Board

SUBJECT: **Case P15-39:** Rezoning of 4.26+/- acres from A1 Agricultural to R40 Residential or to a more restrictive zoning district, located at 823 Carl Freeman Road; submitted by Andrew G. and Reeshemah T. Johnson (owners) and Michael J. Adams, PLS.

ACTION: 1st motion for Case P15-39: Move to find the request for rezoning consistent with the 2030 Growth Vision Plan, and any other applicable land use plan, reasonable and in the public interest for the reasons stated in the recommendations of the Planning Staff.

2nd motion for Case P15-39: Move to approve the rezoning for R40 Residential district as recommended by the Planning Staff.

SITE PROFILE: **Frontage & Location:** 613.98'+/- on SR 2018 (Carl Freeman Road); **Depth:** 296.19'+/-; **Jurisdiction:** Cumberland County; **Adjacent Property:** No; **Current Use:** Vacant land; **Initial Zoning:** A1 – September 3, 1996 (Area 20); **Nonconformities:** None; **Zoning Violation(s):** None; **Surrounding Zoning:** North: RR, R10 (Stedman) & A1; South: R10 (Stedman) & A1; East: RR & R10 (Stedman); West: A1; **Surrounding Land Use:** Residential (including manufactured dwellings), farmland & woodlands; **2030 Land Use Plan:** Community Growth Area; **Stedman Land Use Plan:** Suburban Density Residential; **Special Flood Hazard Area (SFHA):** None; **Water/Sewer Availability:** Stedman/Stedman; **Soil Limitations:** Yes, hydric – RA Rains sandy loam & LY Lynchburg sandy loam; **School Capacity/Enrolled:** Stedman Primary (K-1): 200/172; Stedman Elementary (2-5): 300/291; Mac Williams Middle: 1,270/1,169; Cape Fear High: 1,425/1,541; **Subdivision/Site Plan:** If approved, new development may require review and approval; **Municipal Influence Area:** Town of Stedman; **Average Daily Traffic Count (2012):** 1,400 on SR 2018 (Carl Freeman Road); **Highway Plan:** Clinton Road is identified in the Highway Plan as a Minor Collector. 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 – 2 lots/units, R40 – 4 lots/units; Minimum Yard Setback Regulations: **A1:** Front yard: 50', Side yard: 20', Rear yard: 50'; **R40:** Front yard: 30', Side yard: 15', Rear yard: 35'.

MINUTES OF NOVEMBER 17, 2015

1st MOTION

The Planning and Inspections Staff recommends the board find that approval of the request for rezoning in Case No. P15-39 is consistent with the adopted comprehensive plan designated as

the *2030 Growth Vision Plan*, which calls for "community growth area" at this location as the proposed district would allow development at one or less units per acre. Although the requested district is not entirely consistent with the Stedman Land Use Plan, which calls for "suburban density residential" at this location, the majority of adjacent properties are developed as "rural density residential."

The staff recommends the board further find that approval of this rezoning is reasonable and in the public interest because the district requested for the subject property meets or exceeds the location criteria of the adopted Land Use Policies Plan, in that: *individual well and septic systems are allowed; could be located in any defined critical area as defined by the Fort Bragg Small Study Area; desirable to be limited to 1 unit per acre in areas with hydric soils and severe septic tank limitations; desirable to not be located in an area that is a prime industrial site and may be outside the Sewer Service Area.*

2nd MOTION

The Planning and Inspections Staff recommends the board approve Case No. P15-39 for the R40 Residential district based on the above information and the following:

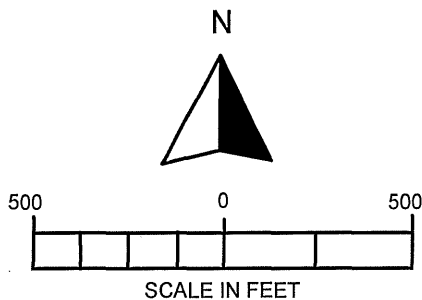
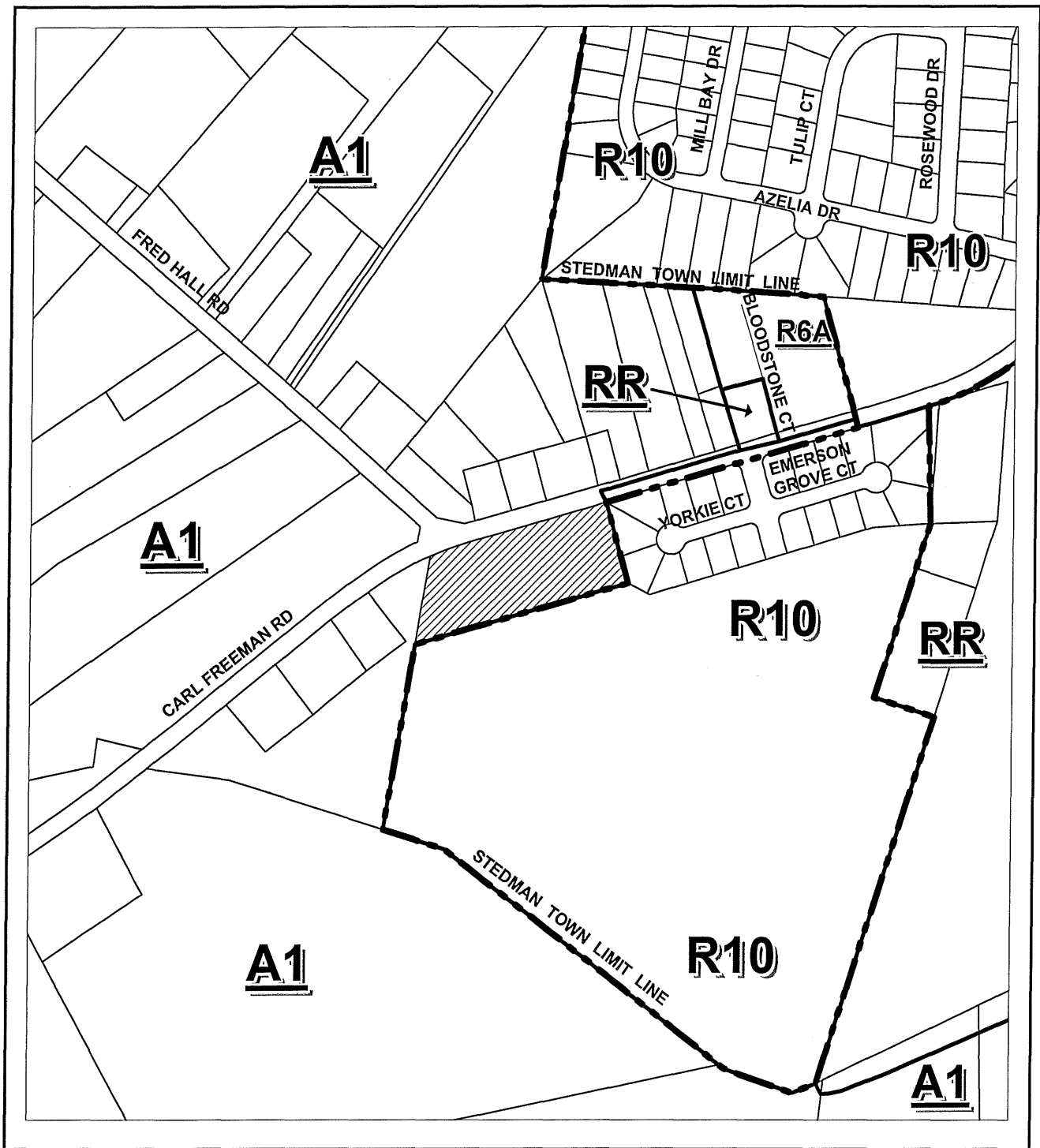
- The R40 Residential district will allow for land uses and lot sizes that exist in the general area.

There are no other districts that could be considered suitable for this request.

Mr. Clark made both of the motions referenced above, seconded by Dr. Andrews, to follow the staff recommendations and approve the rezoning request. The motions passed unanimously.

First Class and Record Owners' Mailed Notice Certification

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



REQUESTED REZONING A1 TO R40

ACREAGE: 4.26 AC.+/-

HEARING NO: P15-39

ORDINANCE: COUNTY

HEARING DATE

ACTION

STAFF RECOMMENDATION

PLANNING BOARD

GOVERNING BOARD

PIN: 0485-75-7074

AM

Patricia Hall,
Chair
Town of Hope Mills

Charles Morris,
Vice-Chair
Town of Linden

Jami McLaughlin,
Town of Spring Lake
Harvey Cain, Jr.,
Town of Stedman

Donovan McLaurin,
Wade, Falcon & Godwin



CUMBERLAND COUNTY NORTH CAROLINA

Planning & Inspections Department

Thomas J. Lloyd,
Director

Cecil P. Combs,
Deputy Director

Vikki Andrews,
Diane Wheatley,
Carl Manning,
Walter Clark,
Cumberland County

Benny Pearce,
Town of Eastover

DECEMBER 11, 2015

ITEM NO. 38

MEMO TO: Cumberland County Board of Commissioners

FROM: Cumberland County Joint Planning Board

SUBJECT: **Case P15-58:** Rezoning of 1.37+/- acres from R20 Residential to C2(P) Planned Service and Retail/CZ Conditional Zoning for a trade contractor or to a more restrictive zoning district, located at 725 and 729 Snow Hill Road, submitted by Huxley A. and Ahuilda J. Jones (owners), Jimmy Cruz and Timothy B. Evans.

ACTION: 1st motion for Case P15-58: Move to find the request for rezoning consistent with the 2030 Growth Vision Plan, and any other applicable land use plan, reasonable and in the public interest for the reasons stated in the recommendations of the Planning Staff.

2nd motion for Case P15-58: Move to approve the rezoning for C2(P) Planned Service and Retail/CZ Conditional Zoning for a trade contractor as recommended by the Planning Staff.

SITE PROFILE: **Frontage & Location:** 176.31'+/- on SR 2341 (Claude Lee Road) & 344.83'+/- on SR 2219 (Snow Hill Road); **Depth:** 425.84'+/-; **Jurisdiction:** Cumberland County; **Adjacent Property:** No; **Current Use:** 1 nonresidential structure (residential permit issued August 23, 2013; inspections ceased on December 9, 2014); **Initial Zoning:** M(P) – March 15, 1979 (Area 6); rezoned to R20 on December 17, 2012; **Nonconformities:** If approved, the nonresidential structure will be made conforming; **Zoning Violation(s):** None; **Surrounding Zoning:** North: M(P), LI (Fay), R15 & M/A (Fay); South: M(P), RR, R10 & R6A; East: M(P) & HS(P); West: M(P), RR, R15 & R10; **Surrounding Land Use:** Residential (including manufactured homes), truck terminal activities, quarry & woodlands; **2030 Land Use Plan:** Urban; **South Central Land Use Plan:** Airport Oriented Uses; **2005 Airport Master Plan:** Industrial Uses; **Special Flood Hazard Area (SFHA):** None; **Water/Sewer Availability:** PWC/PWC (existing structure to be served by well & septic); **Soil Limitations:** None; **School Capacity/Enrolled:** Alderman Road Elementary: 750/731; South View Middle: 900/676; South View High: 1,800/1,806; **Subdivision/Site Plan:** If approved, "Ordinance Related Conditions" apply; **Fayetteville Regional Airport:** Subject property is located in the APZ approximately 5,000 feet from pavement to main runway (4) and will be subject to aircraft noise as well as low arrives and departures; **Municipal Influence Area:** City of Fayetteville; **Average Daily Traffic Count (2012):** 2,900 on SR 2341 (Claude Lee Road) & 1,300 on SR 2219 (Snow Hill Road); **Highway Plan:** Snow Hill Road is identified as a Local Thoroughfare in the 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: R20 – 2 lots/3units; Minimum Yard Setback Regulations: **R20:** Front yard: 30', Side yard: 15', Rear yard: 35'; **C2(P):** Front yard: 50', Side yard: 30', Rear yard: 30'.

MINUTES OF NOVEMBER 17, 2015

1st MOTION

The Planning and Inspections Staff recommends the board find that approval of the request for rezoning in Case No. P15-58 is consistent with the adopted comprehensive plan designated as the *2030 Growth Vision Plan*, which calls for "urban" because the site is located in an urban area. The request is consistent with the South Central Land Use Plan which calls for "airport oriented uses" at this location.

The staff also recommends the board approve this rezoning request as it is reasonable and in the public interest because the district requested for the subject property meets most of the location criteria of the adopted Land Use Policies Plan, in that: *public water and sewer available; must have direct access to a collector street; should have other light commercial uses in the area; should provide convenient goods and services to the immediate surrounding neighborhood and may be located along a street that is in transition from residential to non-residential through redevelopment and physical improvements.*

2nd MOTION

In addition to the above information, the Planning and Inspections Staff recommends the board approve Case No. P15-58 for the C2(P) Planned Service and Retail/CZ Conditional Zoning district for trade contracting based on the following:

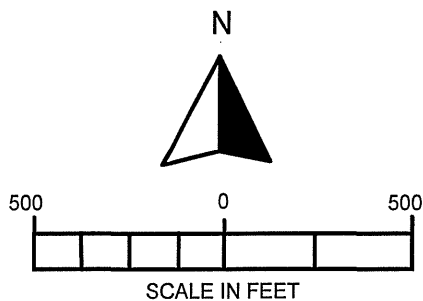
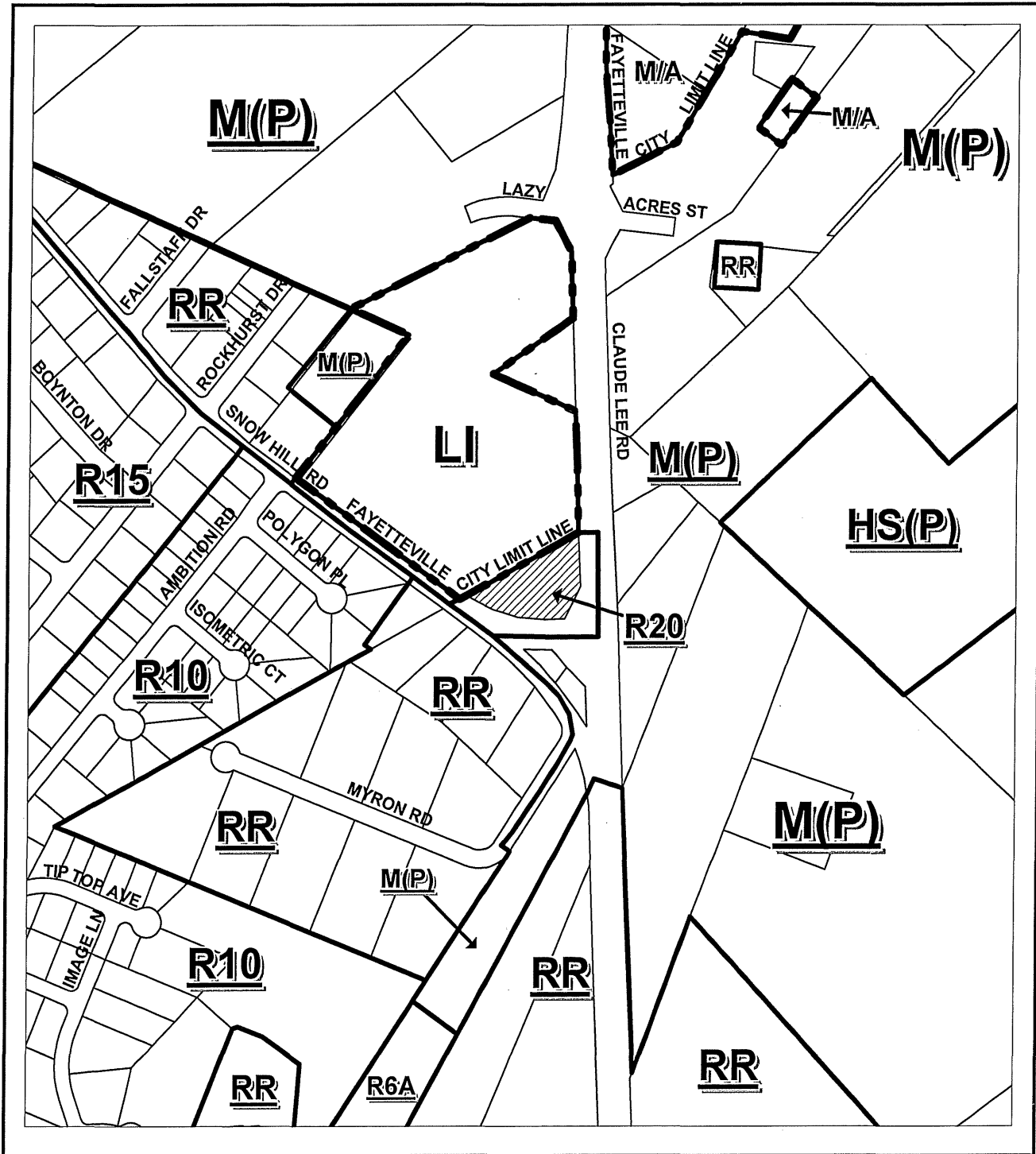
- The location and character of the requested district will be in harmony with the general area.

There are no other districts considered suitable for this request at this location. The property owner has voluntarily agreed to all "Ordinance Related Conditions."

Mr. Clark made both of the motions referenced above, seconded by Dr. Andrews, to follow the staff recommendations and approve the rezoning request. The motions passed unanimously.

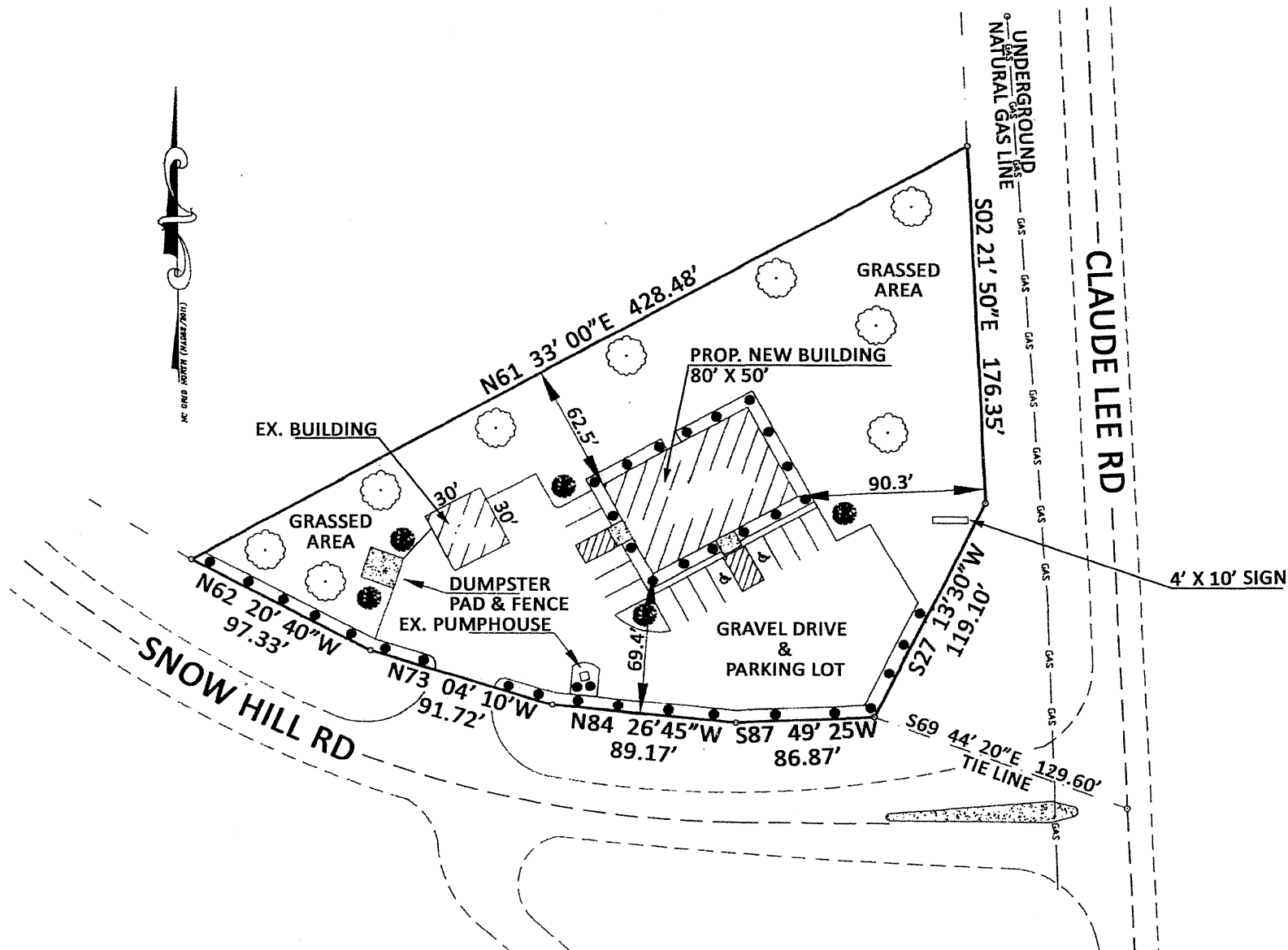
First Class and Record Owners' Mailed Notice Certification

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



REQUESTED REZONING R20 TO C2(P)/CZ

ACREAGE: 1.37 AC.+/-		HEARING NO: P15-58	
ORDINANCE: COUNTY		HEARING DATE	ACTION
STAFF RECOMMENDATION			
PLANNING BOARD			
GOVERNING BOARD			



C2(P) PLANNED SERVICE AND RETAIL/CZ CONDITIONAL ZONING

REQUEST: A TRADE CONTRACTOR

CASE: P15-58 ACREAGE: 1.37 AC +/-

SCALE: NTS PARKING: 13 SPACES

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

C2(P) PLANNED SERVICE AND RETAIL/CZ CONDITIONAL ZONING DISTRICT

DRAFT

Ordinance Related Conditions
for
Trade Contractor

Pre- Permit Related:

1. Prior to application for any permits, the developer must submit for review and approval a revised site plan which includes:
 - a. The dumpster area being relocated so that it is not within the front yard; and
 - b. Landscaping must be provided in accordance with Section 1102 N, Landscaping, County Zoning Ordinance. The following are the minimum standards for the required landscaping of this site:
 - (1) Thirteen large shade trees or 26 small ornamental trees within the front yard setback area along SR 2219 (Snow Hill Road); & SR2341 (Claude Lee Road); and
 - (2) Five ornamental trees and 24 shrubs are required in the building yard area;

In addition:

- (1) Required plant materials shall be maintained by the property owner, including replacing dead or unhealthy trees and shrubs; and
 - (2) All yard and planting areas shall be maintained in a neat, orderly, and presentable manner and kept free of weeds and debris.
- c. A minimum of one off-street loading spaces(s) measuring 12' x 25' with 14' overhead clearance must be provided.

Permit-Related:

2. The owner/developer(s) of these lots must obtain detailed instructions on provisions of the County Zoning Ordinance and permits required to place any structure within this development from the County Code Enforcement Section, Room 101 in the Historic Courthouse at 130 Gillespie Street. For additional information, the developer should contact a Code Enforcement Officer.
3. The developer is encouraged to contact a Building Inspector prior to commencement of this project regarding the plan/permit requirements, if any, for the existing structure.
4. The County Health Department must approve water and sewer plans prior to application for any permits. Site and soil evaluations must be conducted on the property by the County Environmental Health Department prior to application for permits. A copy of the Health Department approval must be provided to Code Enforcement at the time of application for any building/zoning permits. (Note: All Health Department requirements must be met prior to issuance of final permits.) (Section 2306 A, Water and Sewer, County Subdivision and Development Ordinance)
5. At the time of application for permits, the developer must provide to Code Enforcement approval from the entity that owns and/or regulates the type water and sewer serving the proposed development.

Note: In the event utilities are obtained from the Public Works Commission (PWC), an annexation petition the City of Fayetteville will be required.

6. The developer must provide a site-specific address and tax parcel number at the time of building/zoning permit application.

7. New development where the developer will disturb or intends to disturb more than one acre of land is subject to the Post-Construction Stormwater Management Permitting Program (Phase II Stormwater Management Requirements) administered by the Division of Water Quality, North Carolina Department of Environment and Natural Resources. If one acre or more of land is to be disturbed, prior to the issuance of any building/zoning permits for this site, a copy of the State's *Post-Construction Permit* must be provided to County Code Enforcement.
8. For any new development where the developer disturbs or intends to disturb more than one acre of land, the developer must provide the Code Enforcement Section with an approved NC Department of Environment and Natural Resources (NCDENR) sedimentation and erosion control plan (S&E) prior to any application for permits. (Note: If any retention/detention basins are required for state approval of this plan, then three copies of a revised plan must be submitted and approved by Planning & Inspections prior to application for any building/zoning permits.) A copy of the NCDENR approval must be provided to Code Enforcement at the time of application for any building/zoning permits.
9. The building final inspection cannot be accomplished until a Code Enforcement Officer inspects the site and certifies that the site is developed in accordance with the approved plans.
10. The developer must obtain a driveway permit from the NC Department of Transportation (NCDOT). A copy of the approved driveway permit must be provided to Code Enforcement at the time of application for building/zoning permits. Permits MUST be secured prior to the change or alteration of existing or proposed property use. Failure to secure required permits prior to construction or change in property usage may result in the removal of the driveway or street connections at the property owner's expense. For additional information contact the Division 6 / District 2 office at the number listed on the bottom of this conditional approval.
11. Because the subject property is located within the Airport Overlay District and in the event any of the proposed structures are greater than 200 feet in height, the developer will be required to provide a FAA Form 7460-1 to Code Enforcement at the time of permit application. This form must be acknowledged by the FAA that the structure is not a hazard or obstruction to air traffic.

Site-Related:

12. All uses, dimensions, setbacks and other related provisions of the County Subdivision and Development Ordinance and Zoning Ordinances for the C2(P) zoning district, to include the contents of the application and site plan, must be complied with, as applicable.

Note: Open storage is not an approved use on this site.
13. This conditional approval is not approval of the permit for the freestanding sign. Attached signage for this development must be in accordance with the applicable sign regulations as set forth in Article XIII of the County Zoning Ordinance and that the proper permit(s) must be obtained prior to the installation of any permanent signs on the property. (Note: This conditional approval is **not** approval of the size, shape, or location of any signs.)
14. "Claude Lee Road" must be labeled as "SR 2341 (Claude Lee Road)" and "Snow Hill Road" must be labeled as "SR 2219 (Snow Hill Road)" on all future plans.
15. For any new development, an adequate drainage system must be installed by the developer in accordance with the NC Department of Environment and Natural Resources' (NCDENR) *Manual on Best Management Practices* and all drainage ways must be kept clean and free of debris. (Section 2306 D, County Subdivision and Development Ordinance)
16. For new development, all utilities, except for 25kv or greater electrical lines, must be located underground. (Section 2306 C, County Subdivision and Development Ordinance)
17. In the event a stormwater utility structure is required by the NC Department of Environment and Natural Resources (NCDENR), the owner/developer must secure the structure with a four foot high fence with a lockable gate, and is required to maintain the detention/retention basin, keeping it clear of debris and taking measures for the prevention of insect and rodent infestation.
18. Turn lanes may be required by the NC Department of Transportation (NCDOT).
19. All lighting is required to be directed internally within this development and comply with the provisions of Section 1102 M, Outdoor Lighting, County Zoning Ordinance.

20. All dumpster, garbage, and utility areas shall be located on concrete pads and screened on a minimum of three sides.
21. All required off-street parking spaces are required to be a minimum of 9' x 20'; a minimum of one off-street parking space used in the conduct of the use and one space for each three employees on the largest shift is required for this development.
22. The owner/developer is responsible and liable for maintenance and upkeep of this site, all structures, and appurtenances, to include ensuring that the site is kept free of litter and debris, all grass areas mowed, all buffers and shrubbery kept trim and maintained, so that the site remains in a constant state of being aesthetically and environmentally pleasing.

Other Relevant Conditions:

23. The applicant is advised to consult an expert on wetlands before proceeding with any development.
24. The owner/developer is responsible for ensuring easements which may exist on the subject property are accounted for, not encumbered and that no part of this development is violating the rights of the easement holder.
25. The owner/developer be aware that every deed created for a lot being served by an on-site water and/or sewer system must contain the following disclosure when filed with the County Register of Deeds:

“Public water and/or sewer services are not available as of the date of the recording of this deed. On-site sewer disposal systems must be approved by the County Health Department.”

Thank you for choosing Cumberland County for your business location!

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

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

Subdivision/Site Plan/Plat	Ed Byrne	678-7609	ebyrne@co.cumberland.nc.us
Code Enforcement (Permits):	Scott Walters	321-6654	swalters@co.cumberland.nc.us
County Building Inspections:	Gary Faulkner	321-6648	gfaulkner@co.cumberland.nc.us
Fire Marshal – Emergency Services	Rodney Ward	321-6625	rward@co.cumberland.nc.us
County Engineer's Office:	Wayne Dudley	678-7636	wdudley@co.cumberland.nc.us
County Health Department:	Daniel Ortiz	433-3680	dortiz@co.cumberland.nc.us
Ground Water Issues:	Matt Rooney	678-7625	mrooney@co.cumberland.nc.us
PWC:	Joe Glass	223-4740	joe.glass@faypwc.com
Fayetteville Airport Director	Brad Whited	433-1160	bwhited@ci.fay.nc.us
Fayetteville Planning:	Marsha Bryant	433-1416	mbryant@ci.fay.nc.us
County Public Utilities:	Amy Hall	678-7637	ahall@co.cumberland.nc.us
US Postal Service	Laricia McIver	(704) 393-4481	laricia.mciver@usps.gov
Corp of Engineers (wetlands):	Liz Hair	(910) 251-4049	hair@usacr.army.mil
NCDENR (E&S):	Leland Cottrell	(910) 433-3393	leland.cottrel@ncdenr
US Fish & Wildlife Services	Susan Ladd Miller	(910) 695-3323	susan_miller@fws.gov
Location Services:			
Site-Specific Address:	Ron Gonzales	678-7616	rgonzalez@co.cumberland.nc.us
Tax Parcel Numbers:		678-7549	
NCDOT (driveways/curb-cuts):	Troy Baker	486-1496	tlbaker@ncdot.gov
N.C. Division of Water Quality:	Mike Randall	(919) 733-5083 ext. 545	mike.randall@ncdenr.gov

cc: Marsha Bryant, City of Fayetteville

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

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

1. Applicant/Agent Jimmy Cruz
2. Address: 725 Snow Hill Rd Zip Code 28300
3. Telephone: (Home) Cell 646-879-9499 (Work) _____
4. Location of Property: End of Snow Hill @ Cloverlee
5. Parcel Identification Number (PIN #) of subject property: 0434-14-7752
(also known as Tax ID Number or Property Tax ID)
6. Acreage: 1.37 Frontage: 640.54 Depth: 225
7. Water Provider: Well Septage Provider: Septic System
8. Deed Book 091254, Page(s) 00491, Cumberland County Registry. (Attach copy of deed of subject property as it appears in Registry).
9. Existing use of property: _____
10. Proposed use(s) of the property: Trade Contactor

NOTE: Be specific and list all intended uses.

11. Do you own any property adjacent to, including across the street from, the property being submitted for rezoning? Yes _____ No ✓
12. Has a violation been issued on this property? Yes _____ No ✓
13. It is requested that the foregoing property be rezoned FROM: R-20

TO: (Select one)

- ✓ Conditional Zoning District, with an underlying zoning district of C-2 R
(Article V)
- _____ Mixed Use District/Conditional Zoning District (Article VI)
- _____ Planned Neighborhood District/Conditional Zoning District (Article VII)
- _____ Density Development/Conditional Zoning District, at the _____ Density
(Article VIII)

APPLICATION FOR
CONDITIONAL ZONING

1. PROPOSED USE(S):

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

Side Contractor

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

SEE - Site Plan

2. DIMENSIONAL REQUIREMENTS:

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

SEE - Site Plan

- B. Off-street parking and loading, Sec. 1202 & 1203: List the number of spaces, type of surfacing material and any other pertinent information.

Gravel Run 13 parking spaces

3. SIGN REQUIREMENTS:

Reference the district sign regulations proposed from Article XIII.

SEE - Site Plan

4. LANDSCAPE AND BUFFER REQUIREMENTS:

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

SEE - Site Plan

- B. Indicate the type of buffering and approximate location, width and setback from the property lines. (Sec. 1102G). **NOTE: All required buffers must be included on the site plan.**

SEE - Site Plan

5. MISCELLANEOUS:

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

20 - Employees
no noise

operating hrs.
7:30 A.M. to 5:30 P.M.
m-f
some Saturdays when
busy

6. SITE PLAN REQUIREMENTS:

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

7. STATEMENT OF ACKNOWLEDGMENT:

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

It is the responsibility of the petitioner (personally or by agent) to submit to the Planning and Inspections Department a valid request within a complete application.

I further understand I must voluntarily agree to all ordinance related conditions prior to the first hearing on the case or any disagreement may be cause for an unfavorable recommendation. The undersigned hereby acknowledge that the Planning and Inspections Staff has conferred with the petitioner or assigns, and the application as submitted is accurate and correct.

Huxley A. Jones and Ahvilda T. Jones
NAME OF OWNER(S) (PRINT OR TYPE)

596 Bramblegate Dr. Hope
ADDRESS OF OWNER(S)

Ahvilda@hotmail.com
E-MAIL

910-987-3975
HOME TELEPHONE

Huxley A. Jones
SIGNATURE OF OWNER(S)

Ahvilda T. Jones
SIGNATURE OF OWNER(S)

Tim EVANS
NAME OF AGENT, ATTORNEY, APPLICANT (by assign) (PRINT OR TYPE)

4239 Cameron Rd Fayetteville, NC 28306
ADDRESS OF AGENT, ATTORNEY, APPLICANT

910-273-5016
HOME TELEPHONE

tim@longleafproperties.com
E-MAIL ADDRESS

FAX NUMBER

[Signature]
SIGNATURE OF AGENT, ATTORNEY, OR APPLICANT

7. STATEMENT OF ACKNOWLEDGMENT:

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

It is the responsibility of the petitioner (personally or by agent) to submit to the Planning and Inspections Department a valid request within a complete application.

I further understand I must voluntarily agree to all ordinance related conditions prior to the first hearing on the case or any disagreement may be cause for an unfavorable recommendation. The undersigned hereby acknowledge that the Planning and Inspections Staff has conferred with the petitioner or assigns, and the application as submitted is accurate and correct.

Jimmy Cruz
NAME OF OWNER(S) (PRINT OR TYPE)

3001 Blockade Runner Dr Fay NC 28306
ADDRESS OF OWNER(S)

Jimmy.Cruz@cruzhomeimprovement.com
E-MAIL

646-879-9549
HOME TELEPHONE

WORK TELEPHONE

Jimmy Cruz
SIGNATURE OF OWNER(S)

SIGNATURE OF OWNER(S)

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

ADDRESS OF AGENT, ATTORNEY, APPLICANT

HOME TELEPHONE

WORK TELEPHONE

E-MAIL ADDRESS

FAX NUMBER

SIGNATURE OF AGENT, ATTORNEY, OR APPLICANT

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 1224-2015.

Property Owner: Barbara M. Johnson

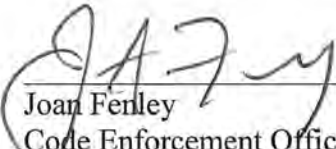
Property Address: 6821 Camden Road, Fayetteville, NC

Tax Parcel Identification Number: 0404-04-8665

SYNOPSIS: This property was inspected on 9/15/2015. The property owners and parties of interest were legally served with Notice of Violations and was afforded a Hearing on 10/12/2015. Barbara M Johnson & Steve Johnson attended the Hearing via telephone. It was ordered that the structure be repaired to a minimum standard for human habitation, or be demolished and the debris removed from the premises by a date not later than 11/12/2015. The property owners and parties of interest were notified of the appeal procedures when they were served with the Findings of Fact and Order. (See Exhibit A for Findings of Fact and Order.) No appeal was filed. Upon my visit to the property on 12/10/2015, no corrective action has been made to the structure. The structure is presently vacant and unsecured. 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 \$49,392.00. The Assessor for Cumberland County has the structure presently valued at \$590.00. 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.


Joan Fenley
Code Enforcement Officer
County of Cumberland



Sworn to and Subscribed to by me this

The 10th day of December 2015.


Notary Public
My Commission Expires: 11-06-19

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

Name(s) of Owner(s)

Appearances:

Inspection Dept. Case No.:

BOARD OF COUNTY COMMISSIONERS MOTION:

1. If the Board feels that the structure should be demolished, the Board's motion should be:

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

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

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

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

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

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

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

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

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

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

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

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

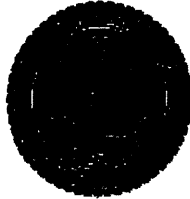
To delay a decision on the case until _____ (date) in order to give the owner or party of interest time to: _____

Thomas J. Lloyd,
Director

Cecil P. Combs,
Deputy Director

Scott Walters,
Code Enforcement Manager

Carol M. Post
Office Processing Assistant



**CUMBERLAND
★ COUNTY ★**
NORTH CAROLINA

Planning & Inspections Department

FINDINGS OF FACT AND ORDER

91 7199 9991 7034 5769 3275 10/12/2015

Barbara M Johnson & Parties of Interest
6834 Camden Rd
Fayetteville NC, 28306

CASE # MH-1224-2015

PROPERTY AT: 6821 Camden Rd,

A Complaint, Notice of Hearing and Report of Inspection were legally served to the owner or owner's agent, and any party of interest. These documents were in fact received by the owner or owner's agent and party of interest on 10/2/2015.

Pursuant of law, a Hearing was conducted in Room 101, of the old courthouse at 130 Gillespie Street, Fayetteville, NC on 10/12/2015 at 11:00 AM. The items identified below took place at the Hearing:

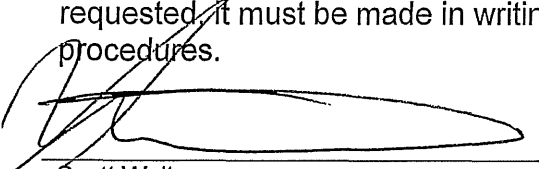
- ☐ 1. No owner or party of interest, or their agent, or representative appeared.
- ☒ 2. An answer was filed by owners and/or parties of interest. The answer was heard, read, and considered. Those appearing were: Steve & Barbara Johnson
- ☒ 3. The undersigned inspector personally inspected the dwelling described in the Complaint and Notice of Hearing dated 9/25/2015. 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-1224-2015, dated 9/25/2015.
 - ☒ b. Due to these findings, the dwelling is found to be in a substandard condition in accordance with the Cumberland County Ordinance.
 - ☒ c. The dwelling is unfit for human habitation.

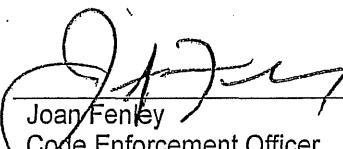
EXHIBIT "A"

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

- ☒ a. The owners and/or parties of interest of the dwelling named above are required to bring such dwelling into compliance with the Cumberland County Housing Ordinance by either repairing, altering, and improving the dwelling up to a minimum standard or by demolishing the structure and then causing the debris to be removed from the premises by a date not later than 11/12/2015. **All required permits must be obtained. A copy of this order must be presented when obtaining permits.**
- ☒ b. The dwelling shall remain vacated until compliance with this order is completed and removed by the inspector, and the lot must be continuously maintained.
- ☒ c. The structure shall be/remain secured to prevent entry by 10/12/2015 and shall remain secured.
- ☒ d. By authority of North Carolina General Statutes 14-4, violation of the County code is punishable as a Class 3 Misdemeanor in criminal court and also subjects the violator to injunctive relief and/or a civil penalty of \$50.00 per day for each day's continuing violation after 11/12/2015.
- ☒ e. The County Planning/Inspection Department may immediately begin procedures to seek a demolition ordinance from the Cumberland County Board of Commissioners for failure to bring the property into compliance by 11/12/2015. 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.

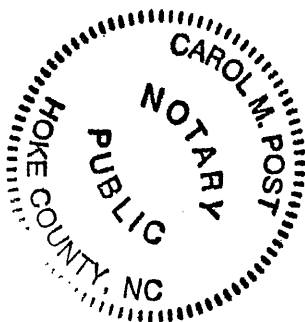

Scott Walters
Hearing Officer


Joan Fenley
Code Enforcement Officer

Enclosed: Appeals Procedure Form

Cc:

Sworn to and Subscribed to by me
this the 12th day of October, 2015





Notary Public
My Commission Expires: 11-06-19

EXHIBIT "A"

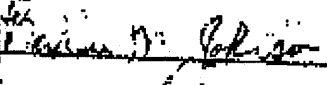


Date: November 24, 2015

j fenley:

The following is in response to your November 24, 2015 request for delivery information on your Certified Mail™ item number 9171999991703457693275. The delivery record shows that this item was delivered on October 16, 2015 at 12:43 pm in FAYETTEVILLE, NC 28306. The scanned image of the recipient information is provided below.

Signature of Recipient :

Signature	
Printed Name	

Address of Recipient :

Delivery Address	6034 Pinson Rd
------------------	----------------

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

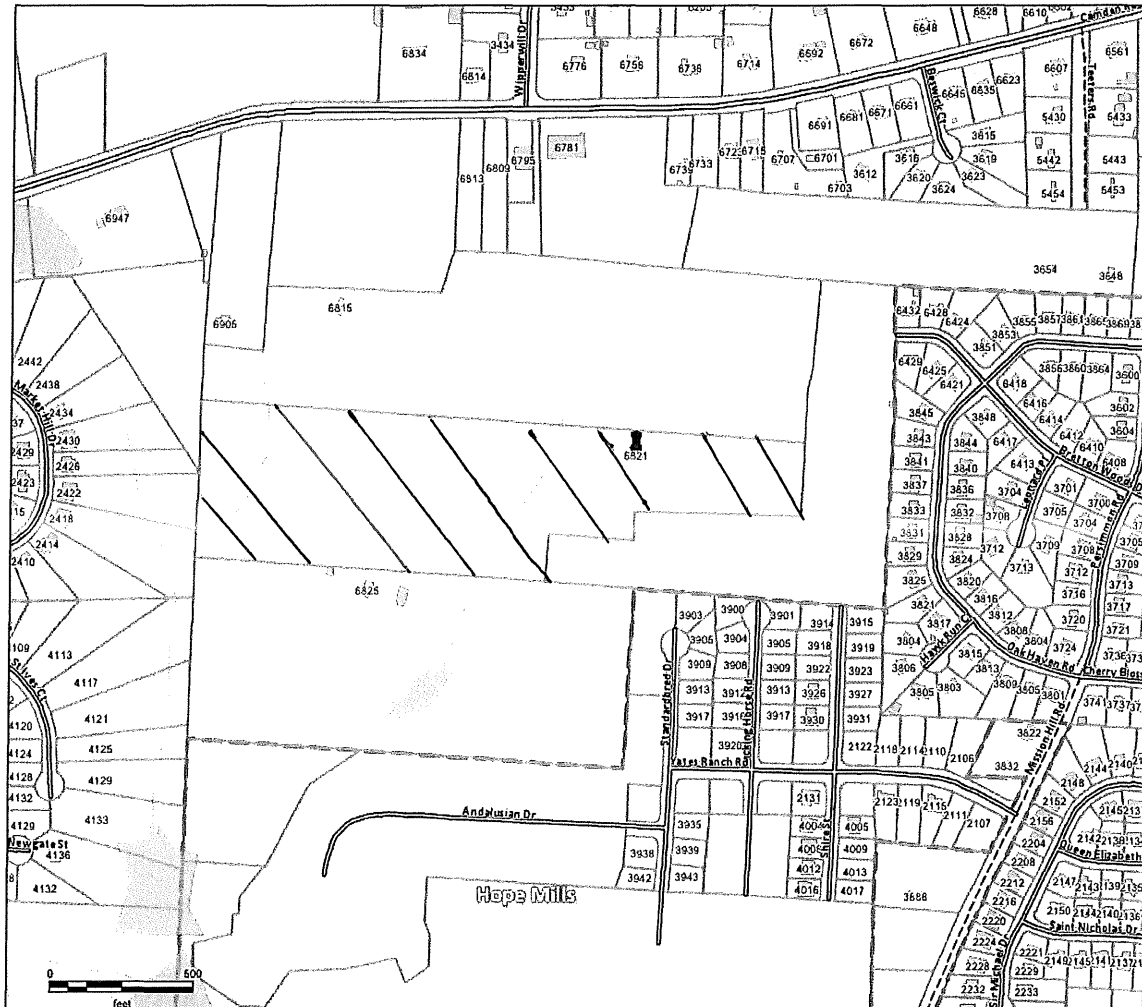
If you require additional assistance, please contact your local Post Office or postal representative.

Sincerely,
United States Postal Service

PROOF OF SERVICE OF *FINDINGS OF FACT AND ORDER*
DATED October 12, 2015 CASE NUMBER *MH 1224-2015*

EXHIBIT A

TAX PARCEL IDENTIFICATION NUMBER 0404-04-8665



AMY H. CANNON
County Manager

JAMES E. LAWSON
Deputy County Manager



MELISSA C. CARDINALI
Assistant County Manager

W. TRACY JACKSON
Assistant County Manager



OFFICE OF THE COUNTY MANAGER

ITEM NO. 4

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF DECEMBER 21, 2015

TO: BOARD OF COUNTY COMMISSIONERS

FROM: AMY H. CANNON, COUNTY MANAGER *Ab*

DATE: DECEMBER 21, 2015

SUBJECT: FUNDING FOR THE FAYETTEVILLE/CUMBERLAND COUNTY ECONOMIC DEVELOPMENT CORPORATION FOR THE PERIOD OF JANUARY 1, 2016 THROUGH JUNE 30, 2016 IN ACCORDANCE WITH THE INTERLOCAL AGREEMENT BETWEEN THE COUNTY AND THE CITY OF FAYETTEVILLE

BACKGROUND:

An Interlocal Agreement was approved in September by the County and City of Fayetteville to jointly fund economic development activities. This agreement directed that a new non-profit entity would be developed with its Board members being appointed by the County, City of Fayetteville and the Alliance Foundation. These steps have been accomplished and the new Board has met to begin developing policies and procedures and addressing organizational issues, such as adoption of bylaws for the new entity. For continued operations on January 1, 2016, funding for the remaining six months needs to be approved. A budget revision is attached which recognizes the shared funding from the County, City of Fayetteville and the Alliance Foundation and establishes a separate fund to properly account for these activities. The county will serve as the fiscal agent for the newly organized entity.

The City Council approved funding in the amount of \$207,500, at their December 14, 2015 meeting, for the remaining six months of FY2016.

RECOMMENDATION/PROPOSED ACTION:

Approve the attached budget revision which sets forth the funds for the period of January 1, 2016 through June 30, 2016 and establishes a separate fund for economic development activities.

Attachment

CM121515-1

**COUNTY OF CUMBERLAND
BUDGET REVISION REQUEST**

Budget Office Use	
Budget Revision No.	B16-163
Date Received	12/15/2015
Date Completed	

Fund No. 258 Agency No. 453 Organ. No. New

Organization Name: Fayetteville-Cumberland County Economic Development Corporation

REVENUE

Revenue Source Code	Description	Current Budget	Increase (Decrease)	Revised Budget
New	Transfer from County General Fund	-	205,000	205,000
New	City of Fayetteville/PWC	-	207,500	207,500
New	Other Contributions	-	38,000	38,000
				-
				-
				-
Total		-	450,500	450,500

EXPENDITURES

Object Code	Appr Unit	Description	Current Budget	Increase (Decrease)	Revised Budget
New	New	Salaries and Benefits	-	275,000	275,000
New	New	Operating Expenses	-	87,450	87,450
New	New	Marketing Expenses	-	88,050	88,050
					-
					-
					-
					-
Total			-	450,500	450,500

Justification:

To establish Fayetteville-Cumberland County Economic Development Corporation budget as of January 1, 2016.

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

Submitted By: _____ Date: _____
Department Representative

Reviewed By: Deborah W. Shaw Date: 12/15/15
Budget Analyst

Reviewed By: Wicki Evans Date: 12/15/15
Finance Director

Reviewed By: Melissa Dandridge Date: 12.16.15
Assistant County Manager

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

Budget Office Use	
Budget Revision No.	B16-163A
Date Received	12/15/2015
Date Completed	

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

Object Code	Appr Unit	Description	Current Budget	Increase (Decrease)	Revised Budget
3903	77	Contingency Special	279,500	(205,000)	74,500
					-
New	New	Transfer to Fund 258	-	205,000	205,000
					-
					-
					-
					-
					-
					-
		Total	279,500	-	279,500

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

Approved By:

_____ **Date:** _____

County Manager

**Board of County
Commissioners**

_____ **Date:** _____

RICKEY L. MOOREFIELD
County Attorney



PHYLLIS P. JONES
Assistant County Attorney

ROBERT A. HASTY, JR.
Assistant County Attorney

OFFICE OF THE COUNTY ATTORNEY **ITEM NO.** 5

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

**MEMO FOR THE AGENDA OF THE DECEMBER 21, 2015,
MEETING OF THE BOARD OF COMMISSIONERS**

TO: Board of Commissioners; Co. Manager; David Sullivan
FROM: Co. Atty. *R. Moorefield*
DATE: December 17, 2015
SUBJECT: Lease of Office Space for Economic Development Corporation

ATTACHMENT: Proposed Lease with FTCC

BACKGROUND:

FTCC has agreed to lease 1500 square feet of office space in its Center for Business and Industry to the county for use as offices for the new economic development corporation established by the city and the county. The rent will be \$12 per square foot annually with utilities and housekeeping included. The term is for three years commencing February 1, 2016. The lease does not include an early termination provision. The lease does not address leasehold improvements. These improvements will consist of partitioning the leased space for offices.

RECOMMENDATION/PROPOSED ACTION:

County attorney recommends the Board approve this lease.

NORTH CAROLINA

LEASE

CUMBERLAND COUNTY

THIS LEASE AGREEMENT, made as of the ____ day of January, 2016 by and between THE TRUSTEES OF FAYETTEVILLE TECHNICAL COMMUNITY COLLEGE, a body corporate having its principal offices at 2201 Hull Road, Fayetteville, Cumberland County, North Carolina (hereinafter called "LESSOR") and CUMBERLAND COUNTY, a body politic and corporate having its principal offices at 117 Dick Street, Fayetteville, Cumberland County, North Carolina 28301 (hereinafter called "LESSEE");

1. **PREMISES.** In accordance with the terms and conditions delineated below, LESSOR hereby leases to LESSEE approximately 1,500 square feet of office space (hereinafter "Premises") as depicted in Attachment A as rooms 108 and 108A and located in LESSOR's "Center for Business and Industry" building located on Fort Bragg Road in Fayetteville, North Carolina. In addition to the Premises, LESSEE shall be granted access to hallways, restrooms, breakrooms, the parking lot associated with LESSOR's Center for Business and Industry building, and similar common areas during the Lease Period. Premises shall not include any classrooms, offices, or conference rooms not designated as rooms 108 and 108A in Attachment A.
2. **TERM.** The term of this Lease shall be for a period commencing on February 1, 2015 and expiring at midnight on January 31, 2018 (hereinafter "Lease Term").
3. **RENTAL AMOUNT.** During the period of the lease, LESSEE shall pay LESSOR eighteen thousand dollars (\$18,000.00) per annum, payable in 12 equal monthly installments of one thousand five hundred dollars (\$1,500.00). Each monthly installment shall be due and payable no later than the tenth (10th) day of the month and shall be paid to LESSOR's Vice President for Business and Finance, P.O. Box 35236, Fayetteville, NC, 28303.
4. **UTILITIES.** Electricity, water, and sewer (hereinafter "Utilities") shall be made available to LESSEE at no additional charge to LESSEE, but LESSEE agrees to use Utilities only for reasonable purposes associated with the use of the Premises as office space. LESSEE shall notify LESSOR if LESSEE needs to make some extraordinary use of utilities and any such use of Utilities shall be governed by a separate written agreement.
5. **HOUSEKEEPING.** LESSOR shall provide housekeeping services to LESSEE in a manner and quality similar to that provided to other offices located in LESSOR's Center for Business and Industry. LESSEE shall provide LESSOR with reasonable access to Premises to provide these services.
6. **KEYS.** LESSOR shall provide LESSEE with keys to locks associated with the Premises. LESSEE shall be responsible to returning said keys to LESSOR upon expiration of

this lease. In the event any such key is misplaced, stolen, or otherwise lost, LESSEE shall pay LESSOR the actual cost associated with obtaining a replacement key or changing any locks.

7. **MAINTENANCE AND REPAIR.** LESSEE shall keep and maintain the Premises in a clean and sanitary condition and shall make no repairs or renovations to the Premises except upon the approval of LESSOR, said approval shall not be unreasonably withheld.

8. **FIRE AND CASUALTY INSURANCE.** LESSOR shall maintain insurance coverage on its facilities as it believes is reasonably necessary for its operations. In the event the Premises is substantially damaged or destroyed by fire or other casualty, either party may terminate this lease upon written notice to the non-terminating party.

LESSOR shall have no duty or obligation to insure, protect, or save from harm any or all of LESSEE's personal property stored or otherwise placed in Premises. To the extent permitted by law, LESSEE shall indemnify and hold LESSOR harmless for any losses associated with the destruction, damage, theft, or other loss to LESSEE's personal property, except those losses caused by LESSOR's gross negligence.

9. **COMPLIANCE WITH THE LAW.** LESSEE shall, at its own cost and expense, comply with all laws, rules, ordinances and regulations of any municipal, State or Federal departments and agencies, now in force or hereafter enacted, which may affect the Premises. LESSEE shall make no unlawful, offensive or immoral use of the Premises, nor allow the same to become a nuisance in law. Additionally, LESSEE's use of Premises shall not unreasonably interfere with LESSOR's normal operations.

10. **ASSIGNMENT AND SUBLETTING.** Without the previous written consent of LESSOR, neither LESSEE nor its successors in interest by operation of law or otherwise, shall assign or mortgage this lease, or sublet the whole or any part of the Premises or permit the Premises of any part thereof to be used by others except as stated in this Section 10. Lessee has informed Lessor that, without subletting the premises, Lessee intends to use the leased premises as offices for the conduct of economic development activities on behalf of Cumberland County and the City of Fayetteville. These activities will be conducted by a non-profit corporation created for that purpose pursuant to an interlocal agreement between the City of Fayetteville and Cumberland County. Lessor consents to this use on these terms.

11. **INSPECTION.** LESSOR, or its agents, shall have the right to enter the Premises at all reasonable hours for the purpose of inspecting the Premises.

12. **DEFAULT.** Each of the following shall be deemed a default by LESSEE:

- (a) A default in the payment of rentals herein reserved for a period of ten (10) days after the date said payment is due and payable to LESSOR;
- (b) A default in the performance of any other covenant or condition of this lease on the part of LESSEE for a period of thirty (30) days after written notice thereof by LESSOR to LESSEE.

For the purpose of subdivision (b) hereof, no default on the part of the LESSEE in the performance of work required to be performed, or acts to be done, or conditions to be modified, shall be deemed to exist if steps have in good faith been commenced promptly by LESSEE to rectify the same and shall be prosecuted to completion with diligence and continuity.

13. EVENT OF DEFAULT. In the event of any Default as defined by this Lease, LESSOR may serve written notice on LESSEE that LESSOR elects to terminate this Lease upon a specified date not less than thirty (30) days after the date of servicing such notice, and this Lease shall then expire on the date so specified. No defaults shall be deemed waived unless in writing and signed by LESSOR, except that a default under subdivision (2) hereof shall be deemed waived if such default is made cured before notice of termination of this Lease is served on LESSEE. No default, except the non-payment of rentals, shall be deemed to continue if so long as LESSEE shall be delayed in or prevented from remedying the same by (a) strikes or other labor disputes, or (b) by act of God or of the public enemy, or (c) by order, direction or other interference by any municipal, State, Federal or other governmental authority or agency, or (d) by any other cause beyond LESSEE's control.

In the event that this Lease shall be terminated as hereinbefore provided, or by summary proceedings or otherwise, or in the event that the Premises, or any part thereof, shall be abandoned by LESSEE, or shall become vacant during the term, LESSOR, or its representative may reenter and resume possession of the Premises, and remove all persons and property therefrom, either by summary dispossession proceedings or by a suitable action or proceeding at law, or by force or otherwise, without being liable for any damages therefore. No reentry by LESSOR shall be deemed an acceptance of a surrender of this Lease.

14. WAIVER. The failure of either party to insist upon the strict performance of any of the terms, covenants and conditions hereof shall not be deemed a waiver of any rights or remedies that the respective party may have against the other, shall not be deemed a waiver of any subsequent breach or default in any such terms, covenants and conditions.

15. QUIET ENJOYMENT. LESSOR covenants that LESSEE, its successors and assigns, shall and may peaceably and quietly have, hold and enjoy the Premises for the term hereby granted, subject to the terms of this Lease, free from disturbance, molestation or claim from any person whomsoever, as long as LESSEE shall faithfully perform the terms, covenants and conditions of this Lease.

16. NOTICIES. Any notice that is required or may be required to be given or served shall be in writing and shall be sent by certified or registered mail, postage prepaid, addressed to the respective party at its last known address or at such other address as may from time to time be designated by notice given to the other.

17. SURRENDER AND HOLDING OVER. LESSEE shall yield up the Premises and all additions thereof at the termination of the tenancy in as good and tenantable condition as

the same are at the Commencement Date, reasonable wear and tear, damage by fire and other casualties excepted (but not including in such exceptions deterioration due to failure of LESSEE to make repairs from time to time necessary or proper to keep the Premises in good condition and free from deterioration.) In the event LESSEE remains in possession of the Premises after the expiration of the term hereof without the execution of a new lease, LESSEE, as a result of such holding over, shall occupy the Premises as a tenant at will, subject to all conditions, provisions and obligations of this Lease insofar as the same shall then be applicable to such tenancy.

18. **BENEFIT**. This Lease and all of the covenants and provisions hereof shall inure to benefit of, and be binding upon, the parties hereto, their heirs, personal representatives, successors and assigns. Each provision hereof shall be deemed both a covenant and a condition.

19. **SECURITY AND OTHER SERVICES**. LESSEE may occasionally wish to use additional facilities of LESSOR. LESSOR may make other facilities available to LESSEE under the same terms and conditions as LESSOR permits others to use those facilities.

20. **ENVIRONMENTAL INDEMNITY**.

(a) **Indemnity**

(i) LESSEE hereby indemnifies, defends and holds harmless LESSOR from and against any suits, actions, legal or administrative proceedings, demands, claims, liabilities, fines, penalties, losses, injuries, damages, expenses or costs, including interest and attorney's fees incurred by, claimed or assessed against LESSOR under any laws, rules, regulations including, without limitation, Applicable Laws (as hereinafter defined), in any way connected with any injury to any person or damage to any property or any loss to LESSOR occasioned in any way by Hazardous Substances (as hereinafter defined) placed on the Premises by the negligent or intentional activities of LESSEE before, during or after LESSEE's occupancy of the Premises.

(ii) This indemnity specifically includes the direct obligation of LESSEE to perform any remedial or other activities required, ordered, recommended or requested by any agency, government official or third party, or otherwise necessary to avoid or minimize injury or liability to any person, or to prevent the spread of pollution, however it came to be located thereon (hereafter the "Remedial Work"). LESSEE shall perform all such work in its own name in accordance with Applicable Law (as hereinafter defined).

(iii) Without waiving its right hereunder, LESSOR may, at its option, perform such remedial or removal work as described in clause (ii) above, and thereafter seek reimbursement for the cost thereof. LESSEE shall permit LESSOR access to the Premises to perform such remedial activities.

(iv) Whenever LESSOR has incurred costs described in this section, LESSEE shall, within 10 days of receipt of notice thereof, reimburse LESSOR for all such expenses

together with interest from the date of expenditures as the "applicable federal rate" established by the Internal Revenue Service.

(b) Agency or Third Party Action

Without limiting its obligations under any other paragraph of this lease, LESSEE shall be solely and completely responsible for responding to and complying with any administrative notice, order, request or demand, or any third party claim or demand relating to potential or actual contamination on the Premises. The responsibility conferred under this paragraph includes but is not limited to responding to such orders on behalf of LESSOR and defending against any assertion of LESSOR's financial responsibility or individual duty to perform under such orders. LESSEE shall assume, pursuant to paragraph (a) above, any liabilities or responsibilities which are assessed against LESSOR in any action described under this paragraph (b).

(c) Definitions

"Hazardous Substance(s)" shall mean any substance which at any time shall be listed as "hazardous" or "toxic" under the Comprehensive Environmental Response, Compensation and Liability Act ("CERCLA"), 42 U.S.C. Sec. 9601 et seq., as amended and the Resource Conservation and Recovery Act ("RCRA") 42 U.S.C. Sec. 6901 et seq., as amended, or in the regulations implementing such statutes, or which has been or shall be determined at any time by any agency or court to be a hazardous or toxic substance regulated under any other Applicable Laws (as hereinafter defined). The term "Hazardous Substances(s)" shall also include, without limitation, raw materials, building components, the products of any manufacturing or other activities on the Premises, wastes, petroleum products, or special nuclear or by-product material as defined by the Atomic Energy Act of 1954, 42 U.S.C. Sec. 3011, et seq., as amended.

"Applicable Laws" shall include, but shall not be limited to, CERCLA, RCRA, the Federal Water Pollution Control Act, 33 U.S.C. Sec. 1251 et seq., the Clean Air Act, 42 U.S.C. Sec. 7401 et seq., as amended, and the regulations promulgated thereunder, and any other federal, state and/or local laws or regulations, whether currently in existence or hereafter enacted or promulgated, that govern or relate to:

- (a) The existence, cleanup and/or remedy of contamination of property;
- (b) The protection of the environment from spilled, deposited or otherwise emplaced contamination;
- (c) The control of hazardous or toxic substances or wastes; or
- (d) The use, generation, discharge, transportation, treatment, removal or recovery of hazardous or toxic substance or wastes, including building materials.

21. **USE OF PREMISES.** The Premises are to be used for the purposes of conducting LESSEE's normal office operations. LESSEE shall restrict its use to such purposes, and shall not use or permit the use of the Premises for any other purpose without the prior, express, and written consent of LESSOR, or LESSOR's authorized agent.

22. **NONLIABILITY OF LESSOR FOR DAMAGES**. Except as specifically stated in Paragraph 4 above, LESSOR shall not be liable for liability or damage claims for injury to person or property from any cause relating to the occupancy of the Premises by LESSEE, including those arising out of damages or losses occurring on sidewalks and other areas adjacent to the Premises during the term of this lease agreement or any extension of such term. LESSEE shall indemnify LESSOR from any and all liability, loss, or other damage claims or obligations resulting from any injuries or losses of this nature.

23. **LIABILITY INSURANCE**. LESSEE assumes all risks of injury, loss, damage or death to any person or property arising out of or incurred in connection with its use of the Premises and to the fullest extent permitted by law, hereby agrees to indemnify LESSOR absolutely and in full against any loss, claim, demand, liability, damage or expense, including reasonable attorney's fees, sustained by LESSOR as a result thereof.

24. **GOVERNING LAW**. It is agreed that this lease agreement shall be governed by, construed, and enforced in accordance with the laws of the State of North Carolina.

25. **ENTIRE AGREEMENT**. This lease agreement shall constitute the entire agreement between the parties. Any prior understanding or representation of any kind preceding the date of this lease agreement shall not be binding upon either party except to the extent incorporated in this lease agreement.

26. **MODIFICATION OF AGREEMENT**. Any modification of this lease agreement or additional obligation assumed by either party in connection with this agreement shall be binding only if evidence in a writing signed by each party or an authorized representative of each party.

27. **TIME OF THE ESSESENCE**. It is specifically declared and agreed that time is of the essence of this lease agreement.

IN WITNESS WHEREOF, LESSOR and LESSEE have caused this instrument to be executed as of the day and year first above written.

LESSOR: THE TRUSTEES OF
FAYETTEVILLE TECHICAL COMMUNTII
COLLEGE

LESSEE: CUMBERLAND COUNTY

By: _____
J. Larry Keen, President

By: _____

(Name)
(Title)

AMY H. CANNON
County Manager

JAMES E. LAWSON
Deputy County Manager



CUMBERLAND
★ **COUNTY** ★
NORTH CAROLINA

MELISSA C. CARDINALI
Assistant County Manager

W. TRACY JACKSON
Assistant County Manager

ITEM NO. 6

OFFICE OF THE COUNTY MANAGER

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF DECEMBER 21, 2015

TO: BOARD OF COMMISSIONERS

FROM: AMY H. CANNON, COUNTY MANAGER *AHC*

DATE: DECEMBER 16, 2015

SUBJECT: PRESENTATION ON LOCAL SALES TAX DISTRIBUTION AGREEMENT


Amy Cannon, County Manager, will be making a presentation on the Local Sales Tax Distribution Agreement at the December 21, 2016 Board of Commissioners meeting.

/cp

Attachment

CM121615-1

Cumberland County




Local Sales Tax Distribution Agreement

December 2015

1

Sales Tax Articles	
Article 39	1 cent
Article 40	½ cent - 30% shared with schools
Article 42	½ cent - 60% shared with schools
Article 46	¼ cent

2

 Cumberland County

Sales Tax Distribution Methods

County Commissioners are authorized to choose between two methods to establish the distribution of sales tax proceeds between the county and its municipalities.

Per Capita Distribution

Ad Valorem Distribution

County Commissioners may change the method of distribution annually in month of April.

3



Cumberland County

Cumberland County Distributions

- Sales taxes in Cumberland County have historically been distributed using the per capita distribution method.
- As Fayetteville and other municipal populations grew through annexation:
The County's relative share of sales tax distribution declined.
The County's responsibilities did not decline.
- Result: a shift in revenue from the County to the municipalities – most significantly to the City of Fayetteville.

4



Cumberland County

Sales Tax Working Group

Sales tax/annexation working group formed in 2002

Purpose – balance cost of extending services through annexation with the concurrent loss of sales tax revenue to the County

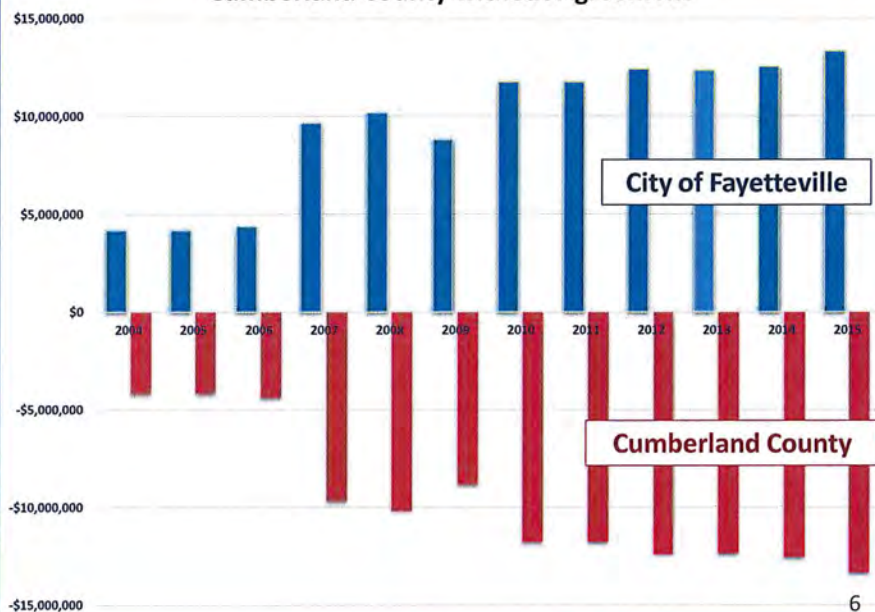
Working group included representatives from each municipality, the Board of Education and the County

5



Cumberland County

Annual Impact of Fayetteville Annexations on Cumberland County without Agreement



6

Tenants of Successful Agreement

School of Government facilitated work group's creation of successful agreement tenants

Address short and long-term impacts of annexation on sales tax:

- Equitable impact
- Protect and stabilize sufficient revenue to provide basic mandated services
- Acknowledge role and value of each jurisdiction and issues shared by all

Solution agreed on and supported by ALL

7



Cumberland County

Current Distribution Agreement

Reimbursement per agreement:

- A portion of losses prior to 2003
- Beginning 2003 - 50% of sales tax gains by cities and towns from annexations shared with County

Represents a "win-win" for all jurisdictions:

- Recognizes County's undiminished obligations to provide basic human services, including education
- Acknowledges financial responsibility of cities & towns due to annexation
 - Cities and towns retain 50% of sales tax gain

8



Cumberland County

County Sales Tax Loss to City of Fayetteville

	Cumulative
Sales tax loss (FY 1995 through FY 2015)	\$(116,910,759)
Reimbursed through agreements (FY 2004 – 15)	57,848,206
Net sales tax loss	\$(59,062,553)

9



Cumberland County

City of Fayetteville Annexation Gains

	FY 2015 Actual
Sales tax gain	\$13,343,469
Sales tax share 50% with County	(6,671,734)
Property tax gain	7,475,622
Annexation gain	\$14,147,357

10



Cumberland County

Current Distribution Agreement

- Original agreement expired on June 30, 2013
- Agreement extended by all parties through June 30, 2016
- The County and all municipalities, except Fayetteville, agreed to extend the agreement through June 30, 2023.

11



Cumberland County

Financial Impact of Current Agreement Expiration

	FY 2015 Per Capita Distribution (no agreement)	FY 2015 Per Capita Distribution (w/agreement)	Net Gain / (Loss)
Cumberland County	\$30,656,635	\$36,605,112	\$(5,948,477)
County Schools	9,458,762	10,542,503	(1,083,741)
Fayetteville	37,214,408	30,377,116	6,837,292

12



Cumberland County

NC General Statutes Mandated Services

County

Law enforcement
Jails
Medical examiner
Courts
Building code enforcement
Public schools
Social services
Public health
Deed registration
Election administration
Tax assessment
Child support
Community college – capital outlay

City

Building code enforcement

13



Cumberland County

County Services

County service responsibility is not significantly reduced by annexation.

County services are available to *all* citizens without regard to where they live within the county.

- Schools, social services, child support, health, mental health, jail, public safety, Register of Deeds, Board of Elections

County provides quality of life services: animal control, libraries, FTCC, veterans services, cooperative extension

14



Cumberland County

Impact of County Services

Annual Impact

Animal Control

Calls	41,519
Animals entering shelter	12,115

Child Support

Open cases	20,791
Total collections	\$40,217,084

Veterans Services

Veterans seen to date for 2015	8,472
--------------------------------	-------

15



Cumberland County

Impact of County Services

Monthly Impact

Department of Social Services

Food & Nutrition Services cases	34,114
Medicaid cases	77,515
Children in foster care	905 (as of 11/20/15)
Children receiving child care subsidy	3,741

16



Cumberland County

Impact of County Services

Annual Impact

Department of Public Health

Facilities inspected by Environmental Health – (restaurants, daycares, lodging, schools, pools, institutions, etc.)	2,244
Patients served (unduplicated)	17,594

Public Library

Program attendance	101,243
Cardholders	191,658
Door count	1,345,163

17

Options - Current Agreement Expires

Potential reduction to services

- Libraries
- Education
- Animal Control
- Veterans Services

Potential tax increase to ALL county residents

- Impact is potential 3-cent County tax increase

Change sales tax distribution method

- All municipalities lose revenue

18



Cumberland County

Net Financial Impact of Distribution Change

	Per Capita Distribution	Ad Valorem Distribution	Impact of Distribution Change	Eliminate Agreement Payments	Net Impact of Distribution Change
Cumberland County	\$ 39,752,575	\$ 47,945,083	\$ 8,192,508	\$(5,948,478)	\$ 2,244,030
Schools	9,458,762	11,267,532	1,808,770	(1,083,740)	725,030
Fire districts	-	2,667,057	2,667,057	-	2,667,057
Recreation district	-	1,214,692	1,214,692	-	1,214,692
City of Fayetteville	37,214,408	25,793,775	(11,420,633)	6,673,107	(4,747,526)
All other municipalities	6,005,330	3,542,936	(2,462,394)	359,111	(2,103,283)

19



Cumberland County

Estimated Impact of Change in Distribution Method

Municipality	Projected Sales Tax Net Loss	Tax Increase Needed for Revenue Loss
Eastover	\$ (422,161)	0.16
Falcon	(52,159)	0.37
Godwin	(11,695)	0.09
Hope Mills	(1,118,044)	0.11
Linden	(17,178)	0.22
Spring Lake	(492,435)	0.11
Stedman	(84,010)	0.10
Wade	(69,790)	0.20

20



Cumberland County

Community Issue

- This is a community issue.
 - It does not reside with the City of Fayetteville and Cumberland County alone.
 - This agreement directly impacts ALL residents, regardless of where they reside within the county.
- Maintaining the current agreement:
 - Minimizes budget implications for ALL jurisdictions in the county.
 - Maintains the “win-win” solution.

21



Cumberland County

Timeline

- Extension of current agreement signed by ALL jurisdictions no later than **January 31, 2016**
- Failure to have approved agreement by January 31, 2016:
 - **February 4** committee:
 - Discussion regarding budget impact
 - Discussion regarding alternatives
 - **March 7 BOCC** – consideration of sales tax distribution methods for FY 2016-17
 - Adequate budget planning

22



Cumberland County

W. MARSHALL FAIRCLOTH
Chairman

GLENN B. ADAMS
Vice Chairman

JEANNETTE M. COUNCIL
KENNETH S. EDGE
CHARLES E. EVANS
JIMMY KEEFE
LARRY L. LANCASTER



**CUMBERLAND
★ COUNTY ★**
NORTH CAROLINA

BOARD OF COMMISSIONERS

CANDICE WHITE
Clerk to the Board

KELLIE BEAM
Deputy Clerk

ITEM NO.

7A

December 11, 2015

December 21, 2015 Agenda Item

TO: Board of Commissioners

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

SUBJECT: Human Relations Commission

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

Mitchell Guy – completed second term. Not eligible for reappointment.
Recommendation of the Human Relations Commission is for the appointment of
Jose Rodriquez. (See attached.)

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

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

pc: Willetta Ragin, Human Relations– City of Fayetteville

Attachments

Human Relations Commission

The Human Relations Commission is an eighteen member body comprised of both county, city and military representatives. The Human Relations Commission's Mission Statement is "To facilitate and advocate programs, projects, and actions to ensure a better quality of life and the civil and human rights of all citizens, without regard to race, sex, religion, creed, national origin, age, familial status, or disability."

Member Specifications:

18 Members

- Appointed by the Board of Commissioners (4)

Term: 2 Years

Compensation: None

Duties:

Meetings: Second Thursday of every month at 5:30 PM

Meeting Location: City Hall LaFayette Room 433 Hay Street Fayetteville, NC

Kellie Beam

From: Cathy Waddell [cbwaddell5@gmail.com]
Sent: Wednesday, November 18, 2015 10:49 AM
To: Kellie Beam
Cc: Luis Collazo; Rochelle Small-Toney; Willetta Ragin; Vera Carol Smith; crystalmmcnair@yahoo.com
Subject: Selection of New Commissioner

Good Morning Kellie,
The Fayetteville/Cumberland Human Relations Commission has selected by a majority vote Jose Rodriquez to replace Commissioner Mitchell Guy.

Thank you so much for your help in this matter,

Cathy

Sent from Cathy Waddell's iPhone

HUMAN RELATIONS COMMISSION
 (County Commissioner Appointees)
 2 Year Term

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible for Reappointment</u>
Linda Amos 917 Bashlot Place Fayetteville, NC 28303 860-4280/486-1010 x 2201	5/14	1st	May/16 5/31/16	Yes
Kevin Brooks 321 Hay Street Fayetteville, NC 28301 910-551-9031	8/15	1 st full term	Aug/17 8/31/17	Yes
Tomecia Sobers 980 Creek Side Run Fayetteville, NC 28303 494-6872/678-9805	5/14	1st	May/16 5/31/16	Yes
VACANT (Vacated by M. Guy)	7/13	2nd	Jul/15 7/31/15	No

Contact: Willetta Ragin – 433-1696 – Fax # 433-1535
 Human Relations
 City of Fayetteville

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

APPLICANTS FOR
HUMAN RELATIONS COMMISSION

NAME/ADDRESS/PHONE	OCCUPATION	EDUCATIONAL BACKGROUND
BECK, REBECCA E. (I/F) 3605 PERSIMMON RD HOPE MILLS, NC 28348 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	INFORMATION SYSTEMS MANAGER PARTNERSHIP FOR CHILDREN	AAS-PUBLIC ADMIN.
BOZEMAN, DAVID (W/M) 768 PINE HAVEN DRIVE FAYETTEVILLE NC 28306 860-0627/818-6807 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	BED BATH & BEYOND RETAIL ASSOCIATE	SOME COLLEGE
BROWN, JOSEPH C. SR (B/M) 150 RIDGEWAY DRIVE FAYETTEVILLE NC 28311 910-488-7254 Graduate-County Citizens' Academy: No Graduate-Institute for Community Leadership: No Graduate-Leadership Fayetteville: No Graduate-United Way's Multi-Cultural Leadership Program: No Graduate-other leadership academy: Church	MINISTER A.M.E. ZION CHURCH	GRADUATE OF SHAW UNIVERSITY
DAUNTAIN, TIMOTHY (B/M) 5780 FRANKLIN ST HOPE MILLS NC 28348 527-6479/630-7000 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: LEADERSHIP DEVELOPMENT COURSE & POLICE ACADEMY	CUSTODIAN SUPERVISOR METHODIST UNIVERSITY	HS SOME COLLEGE
DUKE, WILLIAM C. (B/M) 509 RODRIGUEZ COURT FAYETTEVILLE, NC 28303 910-822-2411 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	RETIRED SOCIAL WORK PROGRAM ADMINISTRATOR	MASTERS-COUNSELING

APPLICANTS FOR HUMAN RELATIONS COMMISSION Page 2

DYKES, JOSEPH MICHAEL (B/M) SALES/SECURITY BUS ASSOCIATES-POLITICAL
5764 PEPPERBUSH DR DRIVER SCIENCE
FAYETTEVILLE NC 28304 FAY. PUBLISHING CO.
823-6075/823-6046 ****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

FEINBERG, NATHAN PETER (W/M) SOLDIER CURRENT STUDENT
7090 RAMSEY STREET FT. BRAGG
FAYETTEVILLE, NC 28311 ****SERVES ON THE BOARD OF ADJUSTMENT****
910-527-1723

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

GREGGS, KATHY (-/F) SENIOR HUMAN RESOURCE MANAGER MASTERS-BUSINESS ADMIN
848 HILTON DRIVE BS-HUMAN RESOURCE MGT
FAYETTEVILLE, NC 28311
910-494-6914

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

JACKSON, IBRETA (B/F) ACCOUNTANT MBA
1433 VERGELAND DRIVE ROBESON COMMUNITY COLLEGE
HOPE MILLS NC 28348
916-5556/272-3535

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: Lumberton Leadership Institute

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 Fayetteville: NO
Graduate-United Way's Multi-Cultural Leadership Program: YES
Graduate-other leadership academy: NO

APPLICANTS FOR HUMAN RELATIONS COMMISSION Page 3

KASSEM, ABDELMAJID DR (W/M) PROFESSOR & DEPT CHAIR BS-PLANT BIOLOGY
971 PEPPERWOOD DR FSU MS-PLANT BIOLOGY
FAYETTEVILLE, NC 28311 PHD-PLANT BIOLOGY
728-4239 (H) / 672-1692 (W)
Graduate-County Citizens' Academy: N/A
Graduate-Institute for Community Leadership: No
Graduate-Leadership Fayetteville: No
Graduate-United Way's Multi-Cultural Leadership Program: No
Graduate-other leadership academy: No

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

RODRIGUEZ, JOSE A. (H/M) SOCIAL STUDIES TEACHER BS-SOCIAL SCIENCES
265 KENWOOD DRIVE DOUGLAS BYRD MIDDLE SCHOOL MA-BUSINESS
FAYETTEVILLE NC 28311 RETIRED ARMY
213-3570/483-3101
Graduate-County Citizens' Academy: NO
Graduate-Institute for Community Leadership: NO
Graduate-Leadership Fayetteville: NO
Graduate-United Way's Multi-Cultural Leadership Program: NO
Graduate-other leadership academy: VARIOUS MILITARY LEADERSHIP ACADEMIES

SIMMS-THOMPSON, 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

SMALLS, KIMBERLY (B/F) TECHNICAL WRITER HS
5200 KILDEER DRIVE L-3 COMMUNICATIONS BA-ENGLISH
FAYETTEVILLE, NC 28303
867-1370 (H) / 243-1677 (W)
Graduate-County Citizens' Academy: No
Graduate-Institute for Community Leadership: No
Graduate-Leadership Fayetteville: No
Graduate-United Way's Multi-Cultural Leadership Program: No
Graduate-other leadership academy: No

STANLEY, LASHONDA (B/F) STAFF DEVELOPMENT CONSULTANT BA-HR
6211 CARVER PINE LOOP #6303 NC DEPT OF HEALTH & HUMAN SERVICES BA-PUBLIC
FAYETTEVILLE NC 28311 RELATIONS
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

APPLICANTS FOR HUMAN RELATIONS COMMISSION Page 4

WATT, WILLIS M. (W/M)
5624 WATERSPLASH LANE
FAYETTEVILLE NC 28311
480-9182/630-7191

PROFESSOR
METHODIST UNIVERSITY

PHD-SPEECH
COMMUNICATION ED.

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

W. MARSHALL FAIRCLOTH
Chairman

GLENN B. ADAMS
Vice Chairman

JEANNETTE M. COUNCIL
KENNETH S. EDGE
CHARLES E. EVANS
JIMMY KEEFE
LARRY L. LANCASTER



CUMBERLAND
★ COUNTY ★
NORTH CAROLINA

BOARD OF COMMISSIONERS

CANDICE WHITE
Clerk to the Board

KELLIE BEAM
Deputy Clerk

ITEM NO. 7B

December 11, 2015

December 21, 2015 Agenda Item

TO: Board of Commissioners

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

SUBJECT: North Carolina's Southeast

North Carolina's Southeast is requesting Cumberland County's appointment to its Board of Directors. Term length is for one year and meetings are held in Elizabethtown, N.C.

North Carolina's Southeast is requesting Cumberland County's appointment to its Board of Directors. Term length is for one year and meetings

Ed Melvin –completed first term. Eligible for reappointment. Mr. Melvin is interested in serving a second term.

The membership roster for North Carolina's Southeast is attached. There are no applicants.

PROPOSED ACTION: Nominate Ed Melvin to the one (1) vacancy above.

NORTH CAROLINA'S SOUTHEAST
(marketing/brand name of the organization)

THE SOUTHEASTERN PARTNERSHIP, INC.
(legal name)
BOARD OF DIRECTORS
1 Year Term

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For Reappointment</u>
**Ed Melvin (W/M) 3017 Ravenhill Drive Fayetteville, N. C. 28303 433-2119 (H)/391-4028 (C)	8/14	1st	Aug/15 8/31/15	Yes

North Carolina's Southeast is a regional public-private partnership that markets the southeast region nationally and globally to encourage new economic growth. It also provides leadership on key regional initiatives that help advance the regional economy. Business and government leadership work together in the partnership to promote the region and its assets through *The Southeastern Partnership*, a 501c6 organization.

The Board of Directors represents every county in the Southeast Region and provides guidance and oversight to the organization. The Southeastern Partnership, Inc. board is made up of private sector investors with an interest in promoting regional economic development.

** This position does not need to be held by a Cumberland County Commissioner.

CONTACT:

Steve Yost, President
707 West Broad Street | PO Box 2556
Elizabethtown, NC 28337
stevey@ncse.org
800-787-1333 | 910-862-1482 fax

First county commissioner representative to the NCSE Board of Directors appointed by the Board of Commissioners in August 2014. Term lengths are for one year and members can be reappointed. Meetings are held at 70 West Broad Street in Elizabethtown.

Steve Yost, NCSE President stevey@ncse.org
Phone: 910-862-8511 ext. 22

Contact: Tammy Etheridge tammywe@ncse.org

Address: 70 West Broad Street or PO Box 2556, Elizabethtown, NC 28337
Phone: 910-862-8511 ext. 25 or 800-787-1333
Fax: 910-862-1482

W. MARSHALL FAIRCLOTH
Chairman

GLENN B. ADAMS
Vice Chairman

JEANNETTE M. COUNCIL
KENNETH S. EDGE
CHARLES E. EVANS
JIMMY KEEFE
LARRY L. LANCASTER



**CUMBERLAND
★ COUNTY ★**
NORTH CAROLINA

BOARD OF COMMISSIONERS

CANDICE WHITE
Clerk to the Board

KELLIE BEAM
Deputy Clerk

ITEM NO. 7C

December 11, 2015

December 21, 2015 Agenda Item

TO: Board of Commissioners

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

SUBJECT: Transportation Advisory Board

BACKGROUND: The Transportation Advisory Board has the following five (5) vacancies:

Urban Transit Provider Representative:

James Roper - completed first term. Eligible for reappointment. Recommendation of the Transportation Advisory Board is for the reappointment of James Roper. (See attached.)

Mid-Carolina Council of Governments Director or Designee:

Carla Smith – completed first term. Eligible for reappointment. Recommendation of the Transportation Advisory Board is for the reappointment of Carla Smith. (See attached.)

County DSS Director or Designee:

Lisa Chance – completed first term. Eligible for reappointment. Lisa Chance has indicated she is willing to serve a second term. (See attached.)

DSS Work First Representative:

Angelita Marable – completed first term. Eligible for reappointment. Recommendation of the Transportation Advisory Board is for the reappointment of Angelita Marable. (See attached.)

Aging Programs Representative:

Elouise Garvin – completed second term. Not eligible for reappointment. Recommendation of the Transportation Advisory Board is for the appointment of **Kenneth Dye**. (See attached.)

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

PROPOSED ACTION: Nominate individuals to fill the five (5) vacancies above.
pc: Ifetayo Farrakhan, Planning & Inspections

Transportation Advisory Board

The Transportation Advisory Board (TAB) is the County Commissioner-approved advisory board for the Community Transportation Program in Cumberland County. The organizational purpose of the TAB is to be a liaison between the Transportation Program Coordinator, the County Commissioners, and the public receiving service, to ensure that the transportation-related needs of the citizens of Cumberland County are and will continue to be met.

Member Specifications:

17 Members with Specific Categories

- City of Fayetteville Representative
- Urban Transit Provider Representative
- Mid-Carolina Council of Governments Director or Designee
- County DSS Director or Designee
- DSS Work First Representative
- Workforce Development Center Director or Designee
- Sheltered Workshop Director or Designee
- Aging Programs Representative
- County Mental Health Director or Designee
- Emergency Medical Services Representative
- County Representative
- County Planning Department Director or Designee
- County Health Director or Designee
- Private Transportation Provider Representative
- Vocational Rehab Director or Designee
- Private Citizen
- At-Large Representatives

Term: 2 Years

Compensation: None

Duties:

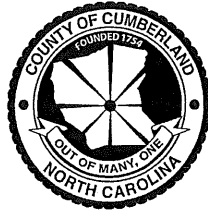
- Provides a safe, dependable, accessible and affordable transportation program for elderly and disabled Cumberland County residents in order to enhance their quality of life;
- Allocates funds received through the ROAP Grant to local agencies providing transportation to the elderly, disabled and rural residents of Cumberland County;
- Oversees the official actions of the Community Transportation Program and ensures that Federal and State requirements are met.

Meetings: The third Tuesday of the first month in the quarter, (January, April, July, and October) at 10:00 AM.

Meeting Location: Historic Cumberland County Courthouse 2nd Floor, Room 3 130 Gillespie Street Fayetteville, NC

Alfred Foote
Chairman

Thomas Lloyd
Vice Chairman



Ifetayo Farrakhan
Transportation Coordinator

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

CUMBERLAND COUNTY

TRANSPORTATION ADVISORY BOARD

November 24, 2015

Memorandum

To: Kellie Beam, Deputy Clerk to the Board of Commissioners

From: Al Foote, Chairman

Subject: New Transportation Advisory Board Members

The following Transportation Advisory Board members were unanimously nominated for reappointment:

James Roper
Carla Smith
Angelita Marable

The following board members are yet to be replaced. Their terms will expire on November 30, 2015 and their positions will lapse until new appointments are made at the January 19, 2016 Transportation Advisory Board meeting:

Kena Farrington
Vince Wagner

The Transportation Advisory Board voted unanimously at their October 6, 2015 meeting to nominate the following individuals for positions on the TAB to the Board of Commissioners:

Ken Dye replacing Elouise Garvin
Alison Clark replacing Shelton Clark's vacated position from 2014

However, Alison Clark emailed me later to withdraw since she is leaving the Vocational Rehab Organization at the end of November 2015. Lisa Chance has agreed to serve a second term.

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

TRANSPORTATION ADVISORY BOARD

2 Year Term

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

Name/Address	Date Appointed	Term	Expires	Eligible For Reappointment
<u>City of Fayetteville Representative</u> VACANT (Vacated by A. Thomas)	11/10	2nd	Nov/12 11/30/12	No
<u>Urban Transit Provider Representative</u> James Roper Fayetteville City Transit 455 Grove Street Fayetteville, NC 28301	11/13	1st	Nov/15 11/30/15	Yes
<u>Mid-Carolina Council of Governments Director or Designee</u> Carla Smith Mid-Carolina Council of Governments 1004 Willow Street Fayetteville, NC 28303 273-5124/323-4191	11/13	1st	Nov/15 11/30/15	Yes
<u>County DSS Director or Designee</u> Lisa Chance 5309 Ballester Street Hope Mills, NC 28348 677-2356/425-5650	11/13	1st	Nov/15 11/30/15	Yes
<u>DSS Work First Representative</u> 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
<u>Workforce Development Center Director or Designee</u> VACANT (Vacated by L. Troy)	11/11	2nd	Nov/13 11/30/13	No

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

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For Reappointment</u>
<u>Vocational Rehab Representative</u>				
Shelton L. Clark 1407 Murchison Road Fayetteville, NC 28301 964-3332/486-1717	11/12	2nd	Nov/14 11/30/14	No
<u>Sheltered Workshop Director or Designee</u>				
Kena Farrington 2123 Quailridge Drive Fayetteville, NC 28304 910-826-4699	11/13	2nd	Nov/15 11/30/15	No
<u>Aging Programs Representative</u>				
Elouise Garvin 4017 Bankside Drive Fayetteville, North Carolina 28311	11/13	2nd	Nov/15 11/30/15	No
<u>Mental Health Representative</u>				
Vince Wagner CC Area Mental Health Center 109 Bradford Avenue Fayetteville, North Carolina 28301-5496 323-0601(W)	11/13	2nd	Nov/15 11/30/15	No
<u>Emergency Medical Services Representative</u>				
Brian Pearce Cape Fear Valley – EMC 1862 Middle Road Eastover, NC 28312 615-5618	11/13	1 st	Nov/15 11/30/15	Yes
<u>County Planning Department Director or Designee</u>				
Tom Lloyd Cumberland County Planning Department P.O. Box 1829 Fayetteville, North Carolina 28302-1829 678-7606 (W)	11/14	2nd	Nov/16 11/30/16	No

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

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For Reappointment</u>
<u>County Health Director or Designee</u>				
Ockidde Harris 200 Curry Ford Drive Fayetteville, NC 28314 867-0590/433-3852	11/14	2nd	Nov/16 11/30/16	No
<u>At-Large Representatives</u>				
Anne Morrison 3041 Stone Carriage Cir #C Fayetteville, NC 28314 339-2123/973-943-3334	11/14	1st	Nov/16 11/30/16	Yes
Kenneth Washington 1538 Cypress Lakes Rd Hope Mills, NC 28348 425-2242/424-2312	11/14	1st	Nov/16 11/30/16	Yes
Joel Strickland 1611 Bluffside Drive #205 Fayetteville, NC 28312 853-8975/323-4191	11/14	1st	Nov/16 11/30/16	Yes
Alfred Foote 5476 Raeford Rd Fayetteville, NC 28305 910-578-5687	11/14	2nd	Nov/16 11/30/16	No
<u>MPO Representative</u>				
Deloma West Cumberland County Planning Department 8355 Judy Drive Fayetteville, NC 28314 910-977-8146	11/14	1 st full term	Nov/16 11/30/16	Yes
(serving unexpired term; eligible for one additional term)				
<u>Dialysis Center Representative</u>				
Antionette Wiggins 6210 Pinto Court Fayetteville, NC 28303 977-5871/867-2602	11/14	1 st	Nov/16 11/30/16	Yes

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

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

Location: Historic Courthouse, Courtroom 3B

Contact: Ifetayo Farrakhan (Planning & Inspections) x7624, fax # 678-7601

**APPLICANTS FOR
TRANSPORTATION ADVISORY BOARD**

<u>NAME/ADDRESS/TELEPHONE</u>	<u>OCCUPATION</u>	<u>EDUCATIONAL BACKGROUND</u>
BALDWIN, ALICE (B/F) 3218 MASTERS DRIVE HOPE MILLS, NC 28348 423-7012 / 317-1216 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	RETIRED	MASTERS-LIBRARY SCIENCE
BECK, REBECCA EILEEN (W/F) 3605 PERSIMMON RD HOPE MILLS NC 28348 286-0759/826-3045 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: CITY OF FAYETTEVILLE CITIZENS ACADEMY	INFORMATION TECH MANAGER PARTNERSHIP FOR CHILDREN	PUBLIC ADMIN. DEGREE CURRENT STUDENT
BRYANT, STEPHEN (W/M) 539 NOTTINGHAM DR FAYETTEVILLE, NC 28311 757-515-8787 Graduate-County Citizens' Academy: No Graduate-Institute for Community Leadership: No Graduate-Leadership Fayetteville: No Graduate-United Way's Multi-Cultural Leadership Program: No Graduate-other leadership academy: No	US NAVY RESERVES	HS NAVAL SCHOOLS
BULLETTE, SHERYL (B/F) 3425 STONECLAVE PLACE FAYETTEVILLE, NC 28304 867-0150 (H) / 570-5810 (W) Graduate-County Citizens' Academy: N/A Graduate-Institute for Community Leadership: NO Graduate-Leadership Fayetteville: NO Graduate-United Way's Multi-Cultural Leadership Program: NO Graduate-other leadership academy: ARMY MANAGEMENT STAFF COLLEGE	FINANCIAL MGT ANALYST HQS FORSCOM FT BRAGG	ATTENDING FTCC CRIMINAL JUSTICE
CAMPBELL, AUSTIN (W/M) 5316 SANDSTONE DRIVE FAYETTEVILLE NC 28311 488-6637/849-5768 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: Fayetteville Citizens Academy	ADMINISTRATIVE ASSISTANT BILL MAXWELL REAL ESTATE	NONE LISTED

APPLICANTS FOR
TRANSPORTATION ADVISORY BOARD PAGE 2

<u>NAME/ADDRESS/TELEPHONE</u>	<u>OCCUPATION</u>	<u>EDUCATIONAL BACKGROUND</u>
CAMPBELL, DR. REBECCA (W/F) 7027 DARNELL STREET FAYETTEVILLE NC 28314 910-487-1555 Graduate-County Citizens' Academy: No Graduate-Institute for Community Leadership: Yes Graduate-Leadership Fayetteville: No Graduate-United Way's Multi-Cultural Leadership Program: Yes Graduate-other leadership academy: No	RETIRED DIRECTOR DEPT. OF EDUCATION	DOCTORATE
CHRISTIN, ELOUISE (B/F) 117 ALABAMA LN FAYETTEVILLE NC 28306 705-5983/864-5310 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	CUSTODIAN BRENTWOOD ELEMENTARY	SOME COLLEGE
COLEMAN, ARTHUR (B/M) 2633 PLUM RIDGE RD FAYETTEVILLE NC 28306 644-7599/868-9996 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	PROGRAM MANAGER FDR INC	BACHELORS-LIBERAL ARTS ASSOCIATES –CRIMINAL JUSTICE
COLLINS, RICKEY (-/M) 4876 US HWY 301 S HOPE MILLS NC 28348 910-425-9990 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	RETIRED ELECTRICIAN	SOME COLLEGE
CUFFEE, OTIS (B/M) 6619 BRANNAN WAY FAYETTEVILLE NC 28314 568-3319/885-3583 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	RETIRED	BS-BUSINESS ADMIN

APPLICANTS FOR
TRANSPORTATION ADVISORY BOARD PAGE 3

<u>NAME/ADDRESS/TELEPHONE</u>	<u>OCCUPATION</u>	<u>EDUCATIONAL BACKGROUND</u>
DECOSTA, JOSEPH (W/M) 7016 MARINERS LANDING DR FAYETTEVILLE NC 28306 286-9686/396-5724 **SERVES ON THE BOARD OF ADJUSTMENT** 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	US WARRANT OFFICER US ARMY	CURRENT STUDENT
DUNLAP, ANNETTE MORITT (W/F) 3845 BEAVER DAM CHURCH RD ROSEBORO NC 28382 988-5576 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	AGRIBUSINESS DEVELOPER NC DEPT. OF AGRICULTURE	BA MBA
DYE, KENNETH (W/M) 291 STEAMBOAT FAYETTEVILLE NC 28314 308-6609/484-0111 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	SENIOR NUTRITION DIRECTOR COUNCIL ON OLDER ADULTS	HIGH SCHOOL
ENEAL, LESLIE (W/F) 425 SHARPSBURG ROAD FAYETTEVILLE NC 28311 488-5924/486-1101 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	COUNSELOR NC DIV VOCATIONAL REHAB	BS-PSYCHOLOGY MS-REHAB COUNSELING
FORD, STANLEY (B/M) 4013 POLK DRIVE HOPE MILLS, NC 28348 910-425-5639 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: ARMY NCO LEADERSHIP COURSE	NONE LISTED	BS-ADMIN./MGMT

APPLICANTS FOR
TRANSPORTATION ADVISORY BOARD PAGE 4

<u>NAME/ADDRESS/TELEPHONE</u>	<u>OCCUPATION</u>	<u>EDUCATIONAL BACKGROUND</u>
GASTON, JAMES (B/M) 1101 TORREY DRIVE FAYETTEVILLE NC 28301 910-977-9037 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	SELF EMPLOYED	FTCC
GREGGS, KATHY (-/F) 848 HILTON DRIVE FAYETTEVILLE, NC 28311 910-494-6914 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	SENIOR HUMAN RESOURCE MANAGER	MASTERS-BUSINESS ADMIN BS-HUMAN RESOURCE MGT
HERNANDEZ, ANTOINETTE (B/F) 7661 BEVERLY DRIVE FAYETTEVILLE, NC 28314 263-1833 (H) / 323-4424, 864-8085 (W) Graduate-County Citizens' Academy: NO Graduate-Institute for Community Leadership: NO Graduate-Leadership Fayetteville: NO Graduate-United Way's Multi-Cultural Leadership Program: NO Graduate-other leadership academy: NO	ADMIN. ASST & GENERAL MANAGER – CAPE FEAR ADULT DHCC, SYLVESTER LOVING, LLC.	HS FTCC-ACCOUNTING
HUFFAM, JEFFERSON (B/M) 3911 W. BENT GRASS DRIVE FAYETTEVILLE, NC 28312 910-485-3024 / 910-308-7404 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: MILITARY LEADERSHIP SCHOOLS	MINISTER UNION OAK AME ZION CHURCH	BS-SOCIAL SCIENCE MS-HUMAN RES. PHD-BUSINESS ADM.
JAMES, QUINSENTINA (-/F) 2441 CANFORD LANE FAYETTEVILLE, NC 28304 910-323-3421 EXT 2141 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	EMPLOYMENT CASE MANAGER FTCC – WORKFORCE DEVLOPMENT	MSM-MGMT HR & HEALTHCARE

APPLICANTS FOR
TRANSPORTATION ADVISORY BOARD PAGE 5

<u>NAME/ADDRESS/TELEPHONE</u>	<u>OCCUPATION</u>	<u>EDUCATIONAL BACKGROUND</u>
LANTHORN, JOHNNY (W/M) 6841 MAIN ST WADE NC 28395 484-7467/850-8453 **SERVES ON THE AIR QUALITY STAKEHOLDERS COMMITTEE** Graduate-County Citizens' Academy: N/A Graduate-Institute for Community Leadership: No Graduate-Leadership Fayetteville: No Graduate-United Way's Multi-Cultural Leadership Program: No Graduate-other leadership academy: No	POWER PLANT MAINTENANCE PWC	HIGH SCHOOL
LEE, JAMES SOK HUI (ASIAN/M) 810 CHERRY LAUREL DRIVE APT 303 FAYETTEVILLE NC 28314 583-1371/867-6857 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	INSURANCE AIG FINANCIAL NETWORK	BA GRADUATE STUDY
MCFADDEN, JENSON (B/M) 1717 SYKES POND RD FAYETTEVILLE NC 28304 868-9067/850-8409 **SERVES ON THE WORKFORCE DEVELOPMENT BOARD** 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	PRES TRANSPORT SVC DM TRANSPORTATION	ASSOCIATE-BIBLICAL STUDIES
MCKOY, WILLIE JR (B/M) 1632 GREENOCK AVE FAYETTEVILLE, NC 28304 273-2976/432-5571 *SERVES ON THE MID-CAROLINA AGING ADVISORY COMMITTEE* 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	CIVIL SERVICE FT. BRAGG	MA-HUMAN RESOURCES MANAGEMENT BS-EDUCATION
MEADOWS, GERALDINE (B/F) 235 ROSEMARY STREET FAYETTEVILLE, NC 28301 578-7273 / 919-718-4650 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	WORKFORCE DEVELOPMENT SPECIALIST – LEE COUNTY	MASTERS STUDENT BA-SOCIOLOGY

APPLICANTS FOR
TRANSPORTATION ADVISORY BOARD PAGE 6

<u>NAME/ADDRESS/TELEPHONE</u>	<u>OCCUPATION</u>	<u>EDUCATIONAL BACKGROUND</u>
MEHTA, NAYNESH (ASIAN-INDIAN/M) 229 FOREST CREEK DRIVE FAYETTEVILLE NC 28303 910-494-2037 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	HOTEL MANAGEMENT FIVE POINTS HOSPITALITY	BS-COMPUTER ENGINEERING
MURRELL, CHARMAINE F (B/F) 313 BRYAN STREET FAYETTEVILLE, NC 28305 286-3533 (H) / 678-8363 (W) Graduate-County Citizens' Academy: N/A Graduate-Institute for Community Leadership: Yes Graduate-Leadership Fayetteville: No Graduate-United Way's Multi-Cultural Leadership Program: No Graduate-other leadership academy: No	ALUMNI RELATIONS & PROGRAM COORDINATOR FTCC	BA-COMMUNICATION MS-INTERNATIONAL RELATIONS
PAUL-KLAKOWICZ, ALISON (W/F) 626 GEORGETOWN CIRCLE FAYETTEVILLE NC 28314 622-8494/486-1101 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	REHABILITATION COUNSELOR NC DEPT OF HEALTH & HUMAN SVCS	MS-REHAB COUNSELING
PAYTON, JAMERUS R. (B/M) 1425 GENERAL LEE AVE FAYETTEVILLE NC 28305 214-274-0911/677-5388 Graduate-County Citizens' Academy: NO Graduate-Institute for Community Leadership: NO Graduate-Leadership Fayetteville: NO Graduate-United Way's Multi-Cultural Leadership Program: YES Graduate-other leadership academy: NO	PRODUCTION SUPERVISOR EATON	MS - MANAGEMENT BS-ELECTRONICS BS-MANUFACTURING SYSTEMS
PITTMAN, RONALD (W/M) 813 KATIE STREET FAYETTEVILLE NC 28306 257-0754/850-5015 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	EXECUTIVE DIRECTOR ARMS OF REFUGE INC	SOME COLLEGE

APPLICANTS FOR
TRANSPORTATION ADVISORY BOARD PAGE 7

<u>NAME/ADDRESS/TELEPHONE</u>	<u>OCCUPATION</u>	<u>EDUCATIONAL BACKGROUND</u>
RAY, LATARA (B/F) 5823 NESSEE ST FAYETTEVILLE, NC 28314 860-3443/587-7795	GRADUATION COORDINATOR FSU	MA-BUSINESS BA-SOCIOLOGY AS-BUSINESS ADMIN.
SERVES ON THE ADULT CARE HOME COMMUNITY 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		
RAY, RODNEY (B/M) 5823 NESSEE STREET FAYETTEVILLE, NC 28314 910-587-7909	SENIOR MANPOWER MANAGEMENT GOVERNMENT CONTRACTOR	BS-BUSINESS ADMIN. MBA
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		
SAULNIER, STEVEN MICHAEL (W/M) 117 GRANDE OAKS DRIVE UNIT 6 FAYETTEVILLE NC 28314 910-639-0602	ASSISTANT PROJECT MANAGER CHIMES	NONE LISTED
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		
SIMMONS, MICHAEL (B/M) 2720 CREEKDEW COURT FAYETTEVILLE NC 28306 443-866-0020/570-5426	RETIRED MILITARY/PROJECT MANAGER FORSCOM, FT BRAGG	SOME COLLEGE
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		
SULLIVAN, LARRY D. (B/M) 616 SPY GLASS DRIVE FAYETTEVILLE NC 28311 868-1227/273-8247	RETIRED	AAS-CRIMINAL JUSTICE
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		

APPLICANTS FOR
TRANSPORTATION ADVISORY BOARD PAGE 8

<u>NAME/ADDRESS/TELEPHONE</u>	<u>OCCUPATION</u>	<u>EDUCATIONAL BACKGROUND</u>
SWINK, MAE (W/F) 6707 CAMDEN ROAD FAYETTEVILLE NC 28306 491-6058/973-5632 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	TRANSPORTATION	SOME COLLEGE
WELCH, JARED (W/M) 4512 SPINEL DRIVE FAYETTEVILLE NC 28311 541-513-4306/432-7477 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	FINANCIAL ANALYST BOOZ ALLEN HAMILTON	BBA-ACCOUNTING CURRENT MS & MBA STUDENT
WHEATLEY, DIANE 9774 RAMSEY STREET FAYETTEVILLE, NC 28312 980-0338/728-7126 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	RETIRED	SOME COLLEGE
SERVES ON THE JOINT PLANNING BOARD		
WILLET, RONNIE (W/M) 8927 MAIN ST GODWIN, NC 28344 391-8093/433-1413 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	FIRE CAPTAIN CITY OF FAYETTEVILLE	MASTERS-PUBLIC ADMIN. BS-FIRE SCIENCE MGMT
SERVES ON THE LOCAL EMERGENCY PLANNING COMMITTEE		
ZOLMAN, ZACHARY SCOTT (-/M) 718 SARAZEN DRIVE FAYETTEVILLE, NC 28303 419-566-7167 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	STUDENT/COMPUTER LAB COORDINATOR FT. BRAGG	CURRENT STUDENT

RANDY BEEMAN
Director/Fire Marshal



JAMES "TIM" MITCHELL
Deputy Director



ITEM NO.

7D

EMERGENCY SERVICES DEPARTMENT

MEMORANDUM FOR BOARD OF COMMISSIONERS'
AGENDA OF DECEMBER 21, 2015

TO: BOARD OF COUNTY COMMISSIONERS

FROM: RANDY BEEMAN, EMERGENCY SERVICES DIRECTOR

DATE: DECEMBER 3, 2015

SUBJECT: LOCAL FIREFIGHTERS' RELIEF FUND BOARDS

A handwritten signature in blue ink, appearing to read "Randy Beeman", is written over the "FROM:" line of the memorandum.

BACKGROUND:

According to North Carolina General Statute § 58-84-30, for each county complying with and deriving benefits from the provisions of the Article, there shall be appointed a local board of trustees, known as the trustees of the Firefighters' Relief Fund. The board of trustees shall be composed of five (5) members, two (2) of whom shall be elected by the members of the local fire department(s) who are qualified as beneficiaries of such fund, two (2) of whom shall be elected by the mayor and board of alderman or other local governing body, and one (1) of whom shall be named by the Commissioner of Insurance.

Requests for the appointment of trustees to the Firefighters' Relief Fund boards are attached. North Carolina General Statute § 58-84-30 is also attached.

RECOMMENDATION/PROPOSED ACTION:

Nominate one trustee to each of the local board of trustees for a term of two years. Please provide an exception for Godwin-Falcon Volunteer Fire Department. Two trustee appointments are vacant due to deaths during the year. The nominees are included for consideration.

Attachments

Cumberland County Emergency Services Firefighters' Relief Fund Nominee List

	Volunteer Fire Department	Nominee	Address	Phone #
#26	Beaver Dam VFD	Mr. Dale Ackerman	4340 NC Hwy 242, Roseboro, NC 28382	(910) 531-3917
#12	Bethany Rural FD (Big Creek)	Mr. Doug Bullard	1423 Wade-Stedman Road, Stedman, NC 28391	(910) 483-6471
#04	Cotton Volunteer FD	Mr. James A. McLean	1233 Hunter's Trail, Hope Mills, NC 28348	
#05	Cumberland Road FD	Mr. Geoffrey G. Kieser		
#01	Eastover Volunteer FD (Flea Hill)	Mr. Ralph McLaurin	3483 Coleman Road, Eastover, NC 28312	
#24	Gray's Creek VFD (G.C. Sherwood)	Mr. Raymond Lloyd	6748 Bonlee Road, Fayetteville, NC 28306	
#17	Godwin-Falcon FD**	Mr. Keith Matthews Woody Ray Adams		
#18	Gray's Creek VFD	Mr. Scott Johnson		
#03	Pearce's Mill VFD	Mr. Billy Wise	3057 White Ash Drive, Fayetteville, NC 28306	
#23	Stedman Volunteer FD	Mr. Joseph Cashwell	220 Stedman-Cedar Creek Road, Stedman, NC 28391	
#13	Stoney Point FD	Mr. Plato Maxwell, Jr.	9871 Ramsey Street, Linden, NC 28356	(910) 816-4142
#02	Vander Fire Dept. (Sunnyside)	Mr. David Chavis	339 Rock Hill Road, Fayetteville, NC 28312	
#16	Wade Community FD	Johnny Lanthorn		
#10	Westarea VFD	Ms. Rochelle Paster-Rhodall	3481 Thorndike Drive Fayetteville, NC 28311	(910) 263-3421

** Two vacant appointment positions

§ 58-84-30. Trustees appointed; organization.

For each county, town or city complying with and deriving benefits from the provisions of this Article, there shall be appointed a local board of trustees, known as the trustees of the local Firefighters' Relief Fund, to be composed of five members, two of whom shall be elected by the members of the local fire department who are qualified as beneficiaries of such fund, two of whom shall be elected by the mayor and board of aldermen or other local governing body, and one of whom shall be named by the Commissioner of Insurance. Their selection and term of office shall be as follows:

- (1) The members of the fire department shall hold an election each January to elect their representatives to above board. In January 1950, the firefighters shall elect one member to serve for two years and one member to serve for one year, then each year in January thereafter, they shall elect only one member and his term of office shall be for two years. Members elected pursuant to this section shall be either (i) residents of the fire district or (ii) active or retired members of the fire department.
- (2) The mayor and board of aldermen or other local governing body shall appoint, in January 1950, two representatives to above board, one to hold office for two years and one to hold office for one year, and each year in January thereafter they shall appoint only one representative and his term of office shall be for two years. Members appointed pursuant to this section shall be residents of the fire district.
- (3) The Commissioner of Insurance shall appoint one representative to serve as trustee and he shall serve at the pleasure of the Commissioner. The member appointed pursuant to this section shall be either (i) a resident of the fire district or (ii) an active or retired member of the fire department.

All of the above trustees shall hold office for their elected or appointed time, or until their successors are elected or appointed, and shall serve without pay for their services. They shall immediately after election and appointment organize by electing from their members a chairman and a secretary and treasurer, which two last positions may be held by the same person. The treasurer of said board of trustees shall give a good and sufficient surety bond in a sum equal to the amount of moneys in his hand, to be approved by the Commissioner of Insurance. The cost of this bond may be deducted by the Insurance Commissioner from the receipts collected pursuant to G.S. 58-84-10 before distribution is made to local relief funds. If the chief or chiefs of the local fire departments are not named on the board of trustees as above provided, then they shall serve as ex officio members without privilege of voting on matters before the board. (1907, c. 831, s. 6; C.S., s. 6068; 1925, c. 41; 1945, c. 74, s. 1; 1947, c. 720; 1949, c. 1054; 1973, c. 1365; 1985, c. 666, s. 64; 1987, c. 174, ss. 1, 5; 2007-246, s. 3; 2012-45, s. 2; 2014-64, s. 1(a).)

RECEIVED
NOV 10 2015

BEAVER DAM FIRE DISTRICT

Beaver Dam Station 26
11042 N C Highway 210 South
Roseboro, N C 28382
Telephone 910-531-4171
Fax 910-531-4743
EMAIL st26@intrstar.net

Turnbull Station 27
9236 Turnbull Road
Fayetteville, N C 28312
Telephone 910-483-9491
Fax 910-483-9489

November 9, 2015

Subject: Firefighter's Relief Fund Trustees

To: Cumberland County Board of Commissioners

As required by N C Department of Insurance Firefighter's Relief Fund, request listed person be appointment to Beaver Dam Volunteer Fire Department of Cumberland County Local Firefighter's Relief Fund Board. The appointment is for two years and to be effective January 1, 2016.

Mr. Dale Ackerman (Member)
4340 N C Hwy 242
Roseboro, NC 28382

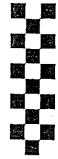
Telephone: 910-531-3917
email daleackerman@hotmail.com

This appointment will met the requirements for oversight of the local relief fund that is used to assist any active member who may need financial assistance. The appointment of two members by county commissioners is set by N C Department of Insurance, Office of State Fire Marshall and requires reappointment every two years. Board members will be appointed on alternating years.

Very truly yours

Harold Shirley
Harold Shirley
District Fire Chief

Harold Shirley



2140 Wade Stedman Road
Stedman, NC 28391



Bus. Phone (910) 483-1581
Fax (910) 483-4397
e-mail:bfd12@nc.rr.com

Bethany Rural Fire Department would like to request that Mr. Doug Bullard be appointed by the Cumberland County Commissioners to the Bethany Rural Fire Department Relief Fund for year 2016. His address is 1423 Wade-Stedman Road Stedman, NC 28391 and phone number (910) 483-6471.

Thank you,

Deputy Chief Bill Autry



Cotton Fire Department

Chief Owen H. Harris

P.O. Box 129

4618 Calico Street

Hope Mills, NC 28348

Phone: 910-425-9385 Fax: 910-425-2105

Email: cfd04@nc.rr.com



*Rec,
11/20/15*

November 20, 2015

Randy Beaman, Director of Emergency Services
Cumberland County

Mr. Beaman, the Cotton Fire Departments Firefighters Relief Fund trustee recommendation is

Mr. James A. McLean
1233 Hunter's Trail
Hope Mills, NC 28348

Owen Harris, Fire Chief

Rec. 11/9/15

Gloria Simms

From: Randy Beeman
Sent: Monday, November 09, 2015 10:04 AM
To: 'Steve Parrish'
Cc: Tim Mitchell; Gloria Simms
Subject: RE: Firefighter's Relief Fund Board

Steve,

Thank you very much for Cumberland Road Fire Department Firefighters' Relief Fund Board of trustee appointment Mr. Geoffrey G. Kieser.

Have a safe day!

Randy

From: Steve Parrish [<mailto:crfd503@nc.rr.com>]
Sent: Monday, November 09, 2015 9:16 AM
To: Randy Beeman
Subject: Firefighter's Relief Fund Board

I gave you the wrong name, below is correct.

Cumberland County Emergency Services,

As per your request the)trustees to be appointed to the Cumberland Road Fire Department's Firefighter's Relief Fund Board shall be as follows;

Mr. Geoffrey G. Kieser.

If you have any questions or concerns, please feel free to contact me.

Steven W. Parrish
Administrative Officer - Assistant Fire Chief
Cumberland Road Fire Department
3543 Cumberland Road
Fayetteville, N.C. 28306
910-425-3119 / 910-850-6730
www.cumberlandroadfire.com



Nov. 16. 2015 10:32AM

No. 1347 P. 1

Eastover Volunteer Fire Department

3405 Dunn Rd

Eastover, NC 28312

ph: (910)-483-3770 fax: (910)-483-5870

"Protecting lives and saving property since 1956"

Chief Todd Thurmond

Deputy Chief Larry R. McDaniel

Assistant Chief Richard Hopper

To: Cumberland County Emergency Services

From: Eastover Volunteer Fire Department

Subject: Firefighter's Relief Fund Board of Trustees Appointee for Eastover Volunteer Fire Department

Mr. Beeman, the Eastover Volunteer Fire Departments Appointee will be

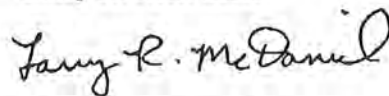
Mr. Ralph McLaurin.

3483 Coleman Rd

Eastover, N.C. 28312

If there are any further questions, please do not hesitate to contact me at (910) 483-3770 or (910)818-9074. Thank you for your assistance in this matter.

Larry R. McDaniel



Deputy Fire Chief

Rec. 12/3/15

GODWIN-FALCON FIRE DEPARTMENT, INC.

Established 1970

7723 Godwin-Falcon Road

P.O. Box 23

Falcon, N.C. 28342-0023

Phone: (910) 980-1066 Fax: (910) 980-1766

November 3, 2015

The Godwin-Falcon Relief Fund Board has had two members to pass away. We are requesting the following people to be appointed per the terms requested.

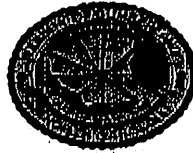
Keith Matthews for a two year term

Woody Ray Adams for a one year term.

The request for different years is so we can begin the proses of the new General Statue.

Thank You,
Wayne G. Lucas
Chief

RANDY BEEMAN
Director/Fire Marshal



**CUMBERLAND
COUNTY**
NORTH CAROLINA

JAMES "TIM" MITCHELL
Deputy Director

EMERGENCY SERVICES DEPARTMENT

NC Rural Fire District Report Of Fire Conditions

Local Firemen's Relief Fund Board

NAME OF FIRE DISTRICT: G C Sherwood CUMBERLAND COUNTY

DISTRICT IS SERVED BY: Gray's Creek VFD 24 FIRE DEPARTMENT

As required by North Carolina General Statutes 58-84-46 and 58-84-30, I do hereby make the following report on the Rural Fire District stated above.

Note: This report must be filled out completely. This information will be submitted electronically to the N.C. Insurance Commission before October 31, or no later than January 31. If a Fire Department does not wish to participate, please indicate in this section.

Firemen's Relief Fund Trustees appointed by Fire Department (2)

1) Mr. Joe Marsh 2) Mr. John D. Pore, Sr
Address 3608 Blossom Rd 2802 Blossom Rd
Fayetteville, NC 28306 Hope Mills, NC 28348

Firemen's Relief Fund Trustees appointed by County Commissioners (2)

* 3) Mr. Raymond Lloyd 4) Mr. Hollis D. Richardson
Address 6748 Bonlee Rd 2641 Sandhill Rd
Fayetteville, NC 28306 Fayetteville, NC 28306

Firemen's Relief Fund Trustee appointed by Insurance Commissioner (1)

5) Mr. Harold Sherrill Circle position number of Firemen's Relief Fund
Address 3023 Gainey Rd Treasurer: 1 2 3 4 (5)
Fayetteville, NC 28306

Same as last year? Yes ☒ No ☐ (If no, attach a copy of former Insurance Commissioner appointee's letter of resignation AND a copy of Fire Chief's letter of recommendation)

Form completed by: Joe Marsh Title: Chief Date: 8-18-14

Law Enforcement Center, 131 Dick Street, Room 114 • Fayetteville, North Carolina 28301

P.O. Drawer 1829 • Fayetteville, North Carolina 28301 • (910) 678-7688 • Fax: (910) 677-5552

Kevin Herndon

Chief

Grays' Creek Volunteer Fire Department

Cumberland County Station 18

7010 Fire Department Road,

Hope Mills, NC 28348-8940

Telephone (910) 425-0571 Fax (910) 425-0275

Email St18@co.cumberland.nc.us

Rec. 10/20/15
Danny Matthews

Deputy Chief

Phillip Riddle

Assistant Chief

Ken Bramble

Assistant Chief

September 29, 2015

To: Mr. Randy Beeman

In reference to the request for a nominee for the Gray's Creek Volunteer Fire Department Station 18 Board of Director Member to be recommended to the Board of Commissioners to serve on our Fireman Relief Fund Board, we hereby respectfully submit the name of Mr. Scott Johnson. Mr. Johnson currently serves as a member on the Board at this time.

Respectfully,



Danny Matthews

Deputy Chief

RANDY BEEMAN
Director/Fire Marshal



Rev 11/3/15
JAMES "TIM" MITCHELL
Deputy Director

CUMBERLAND
COUNTY
NORTH CAROLINA

EMERGENCY SERVICES DEPARTMENT

NC Rural Fire District Report Of Fire Conditions
Local Firemen's Relief Fund Board

NAME OF FIRE DISTRICT: Francis Mill CUMBERLAND COUNTY

DISTRICT IS SERVED BY: Francis Mill Vol. FIRE DEPARTMENT

As required by North Carolina General Statutes 58-84-46 and 58-84-30, I do hereby make the following report on the Rural Fire District stated above.

Note: This report must be filled out completely; This information will be submitted electronically to the N.C Insurance Commission before October 31, or no later than January 31. If a Fire Department does not wish to participate, please indicate in this section.

Firemen's Relief Fund Trustees appointed by Fire Department (2)

1) Mr. <u>Nick Boone</u>	2) Mr. <u>Ronnie A. Marley</u>
Address <u>910 Axis Cir.</u>	<u>305 Vineyard Dr</u>
<u>Hope Mills NC 28348</u>	<u>Fayetteville NC 28301</u>

Firemen's Relief Fund Trustees appointed by County Commissioners (2)

3) Mr. <u>Billy Wise</u>	4) Mr. <u>C.B. Banks</u>
Address <u>3057 White Ash Dr.</u>	<u>3246 Citadell Place</u>
<u>Fayetteville NC 28306</u>	<u>Fayetteville NC 28306</u>

Firemen's Relief Fund Trustee appointed by Insurance Commissioner (1)

5) Mr. <u>William J. Boers</u>	Circle position number of Firemen's Relief Fund
Address <u>842 Myrtle Dr</u>	Treasurer: <u>1</u> 2 3 4 5
<u>Hope Mills NC 28348</u>	

Same as last year? Yes ☒ No ☐ (If no; attach a copy of former Insurance Commissioner appointee's letter of resignation AND a copy of Fire Chief's letter of recommendation)

Form completed by: Ronnie A Marley Title: Chief Date: 7-29-2014

Law Enforcement Center, 131 Dick Street, Room 114 • Fayetteville, North Carolina 28301

P.O. Drawer 1829 • Fayetteville, North Carolina 28301 • (910) 678-7688 • Fax: (910) 677-5552

RECEIVED
NOV 10 2015



STEDMAN VOLUNTEER FIRE DEPARTMENT

11-9-2015

Deputy Director Mitchell,

Below is the name for the County Commissioners' to vote on, for the upcoming fiscal year.
Mr. Joseph Caswell is currently a Stedman resident and a current member of Stedman's Firefighter Relief Fund Board.

Mr. Joseph Cashwell
220 Stedman-Cedar Creek Road
Stedman, NC 28391

Respectfully,
Justin C. Nobles, Fire Chief
Stedman Volunteer Fire Department
jnobles@stedmanfire.com
910-624-3007

Rec. 10/29/15

**STONEY POINT
FIRE DEPARTMENT INC.**

Stations 13 & 19
2190 Lake Upchurch Road
Parkton, North Carolina 28371
Phone # (910) 424-0694
Fax # (910) 425-2795
Email: spfd1301@nc.rr.com

Station 13 & Mailing Address

7221 Stoney Point Road
Fayetteville, North Carolina
28306-8005



Daniel C. Brown

President

Larry Townsend

Vice President

Al Grupy

Treasurer

Angus Pate

Secretary

Jerry R. Hall

Member

Joel A. Siles

Member

Gary Turlington

Member

Freddy L. Johnson Sr.

Fire Chief

MEMORANDUM FOR: Amy Cannon, County Manager

THROUGH: Randy Beeman, Emergency Services Director

FROM: Freddy L. Johnson Sr., Fire Chief *FLLJ*

REFERENCE: Board of Commissioner Appointments to the Local Relief Fund Board.

Dear Ms. Cannon:

North Carolina General Statute 58-84-46 Certification to Commissioners requires the submission of the annual Report of Fire Conditions. This report contains the members that make up the local Fire Department Firemen's Relief Fund Trustees consisting of five (5) members. Two (2) of the members are appointed by the local Fire Department Boards, two (2) are appointed by the County Commissioners and one (1) is appointed by the Insurance Commissioner. The new guidelines require appointment within the last two (2) years.

Because we have no record when our two (2) members were appointed by the County Board of Commissioners, I am hereby re-submitting their names for appointment to the Stoney Point Fire Departments local Relief Fund Board. The members listed have been serving in the capacity for about twenty years.

Please have the following individual certified and appointed by the BOC at the next available meeting.
The annual Report of Fire Condition Report is due on or before October 31, 2015.

Mr. Freddy L. Johnson Jr. - Board President
5455 Grimes Road, Fayetteville, N. C. 28306
E-Mail - spfd1302@nc.rr.com
Phone #: (910) 308-1721

Mr. Plato Maxwell Jr.
9871 Ramsey Street, Linden, N.C 28356
E-Mail - PMW367@aol.com
Phone #: (910) 816-4142

In closing I want to thank you in-advance and for additional questions or concerns about this request please don't hesitate to call me at the above listed numbers. . I feel sure that all departments will be filling a similar request.

RECEIVED
NOV 10 2015

VANDER FIRE DISTRICT

3509 CLINTON ROAD FAYETTEVILLE N.C. 28312

910 483-5042, 910 483-7814 (fax)

STATION 2 / STATION 8

November 5th 2015

To: Randy Beeman

The following name will be the appointee for the Board of Trustees for the North Carolina Firefighters Relief Fund for the term of 2016 and 2017 starting on January 1st 2016.

Appointee-David Chavis
339 Rock Hill Rd.
Fayetteville NC 28312

Michael Horne
(Treasure of Firefighter Relief Fund)

Rec. 11/30/15

Wade Community Fire Department

7130 Powell St.
PO Box 284
Wade, NC 28395

(910) 483-2353
(910) 483-2307

MEMORANDUM

TO: Cumberland County Board of Commissioners

FROM: Mike Hill, Fire Chief *MH*

DATE: November 25, 2015

REF: Local Relief Fund Board of Trustees Appointment

Commissioners,

The Wade Community Fire Department is presenting Johnny Lanthorn as a qualified member for appointment by the Cumberland County Commissioners to the Wade Community Fire Department, INC Local Relief Fund Board of Trustees beginning January 1, 2016. This appointment is for a two (2) year term as governed by NCGS 58-84-30. Thanks for your consideration in this appointment.

Rec. 11/10/15

Westarea Volunteer Fire Department
8716 East Reeves Bridge Rd
Linden, NC 28356

10 November 2015

Mr. Randy Beeman
Director of Emergency Services
P. O. Box 1829
Fayetteville, North Carolina 28302-1829

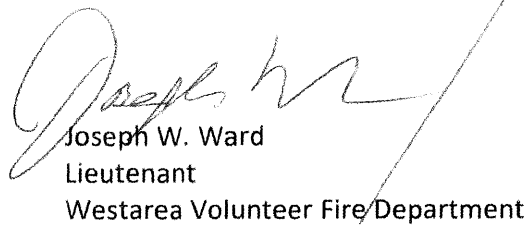
Director Beeman,

The Westarea Volunteer Fire Department submits the following individual for consideration by the Cumberland County Board of Commissioners as the Board of Trustees for the Westarea Volunteer Fire Department Firefighter's Relief Fund Board.

Ms. Rochelle Pastor-Rhodall
3481 Thorndike Dr.
Fayetteville, NC 28311
(910) 263-3421

This appointee is requested by Chief Ronnie Godwin, Westarea Volunteer Fire Department.

Thank you for your consideration and attention to this matter.


Joseph W. Ward
Lieutenant
Westarea Volunteer Fire Department

W. MARSHALL FAIRCLOTH
Chairman

GLENN B. ADAMS
Vice Chairman

JEANNETTE M. COUNCIL
KENNETH S. EDGE
CHARLES E. EVANS
JIMMY KEEFE
LARRY L. LANCASTER



**CUMBERLAND
★ COUNTY ★**
NORTH CAROLINA

BOARD OF COMMISSIONERS

CANDICE WHITE
Clerk to the Board

KELLIE BEAM
Deputy Clerk

ITEM NO. 8A

December 11, 2015

December 21, 2015 Agenda Item

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

BACKGROUND: On December 7, 2015, the Board of Commissioners nominated the following six (6) individuals to fill **FIVE (5) VACANCIES** on the Civic Center Commission:

Mark Lynch (reappointment)
Judy Dawkins (reappointment)
Elizabeth Varnedoe (reappointment)
Robert C. Williams (reappointment)
Dineen Morton
Sheba McNeill

I have attached the current membership list.

PROPOSED ACTION: Appoint five (5) individuals to fill the five (5) vacancies on the Civic Center Commission.

Attachment

pc: James J. Grafstrom, Jr., General Manager/CEO

CIVIC CENTER COMMISSION

3 Year Term

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

Name/Address	Date Appointed	Term	Expires	Eligible For Reappointment
Mark Lynch (W/M) 311 Valley Road Fayetteville, NC 28305 494-0233 / 483-1212	1/13	1st	Jan/16 1/1/16	Yes
Judy Dawkins (W/F) 2004 Morganton Rd Fayetteville, NC 28305 323-4974 / 237-6785	01/13	1st	Jan/16 1/1/16	Yes
Elizabeth Varnedoe (W/F) 1411 Raeford Rd Fayetteville, NC 28305 484-8959 (H) / 624-2378 (W)	01/13	1st	Jan/16 1/1/16	Yes
William Tew, Jr. 6233 Loop Road Linden, NC 28356 980-0740/988-2236 (W)	1/14	2nd	Jan/17 1/1/17	No
Nat Robertson 4305 Huntsfield Road Fayetteville, NC 28314 829-0082/843-319-2972	1/14	2nd	Jan/17 1/1/17	No
Robert C. Williams (B/M) 2713 Rosehill Rd Fayetteville, NC 28301 910-488-7587	1/13	1st	Jan/16 1/1/16	Yes
McBryde Grannis 232 Pinecrest Drive Fayetteville, NC 28305 850-8865/850-1692 (W)	1/14	2nd	Jan/17 1/1/17	No
Thaddeus T. Jenkins (B/M) 225 Green Street, Ste. 1007-C Fayetteville, NC 28301 988-8449 / 480-1800 (W)	01/13	2nd	Jan/16 1/1/16	No

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

<u>Date</u>	<u>Eligible For</u>			
Name/Address	Appointed	Term	Expires	Reappointment
Restaurant Owner (SL 1993-413)				
Edith Bigler (/F)	01/15	2nd	Jan/18	No
178 Ellerslie Drive			1/1/18	
Fayetteville, NC 28303				
308-7912				

**** At its November 17, 2014 meeting, the Cumberland County Board of Commissioners took action to request that the local legislative delegation submit a bill to the General Assembly to reduce the number of members on the Civic Center Commission from fifteen to nine. The bill is to be considered by the GA at its 2015 regular session. At its June 10, 2015 meeting, the NC General Assembly ratified Session Law 2015-61 Senate Bill 142 an act to reduce the number of members serving on the Cumberland County Civic Center Commission from 15 members to 9 members. ****

Commissioner Liaisons: Commissioner Larry Lancaster & Commissioner Jimmy Keefe

Ex Officio Member: Amy Cannon County Manager

Meetings: 4th Tuesday of the month at 5:30 PM, Crown Center Board Room. 1960 Coliseum Drive
(All committees meet the 4th Tuesday of each month at 5:00 pm)

Contact: James J. Grafstrom, Jr. , General Manager, Coliseum Complex (or Rita Perry – 438-4102/Fax 323-8423)

W. MARSHALL FAIRCLOTH
Chairman

GLENN B. ADAMS
Vice Chairman

JEANNETTE M. COUNCIL
KENNETH S. EDGE
CHARLES E. EVANS
JIMMY KEEFE
LARRY L. LANCASTER



**CUMBERLAND
★ COUNTY ★**
NORTH CAROLINA
BOARD OF COMMISSIONERS

CANDICE WHITE
Clerk to the Board

KELLIE BEAM
Deputy Clerk

ITEM NO. 8B

December 11, 2015

December 21, 2015 Agenda Item

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

BACKGROUND: On November 16, 2015, the Board of Commissioners nominated the following individual to fill one (1) vacancy on the Joint Appearance Commission:

George Quigley (reappointment)

I have attached the current membership list for this commission.

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

Attachment

pc: David Nash, City of Fayetteville

JOINT APPEARANCE COMMISSION
2-Year Terms

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible for Reappointment</u>
Shelia Wilson 1839 Brawley Avenue Fayetteville, NC 28314 764-0638/551-4708	8/14	2nd	Aug/16 8/31/16	No
Mitchell, Christopher 7357 Beaver Run Drive Fayetteville, NC 28314 229-7871 (H)/860-3333(W)	8/14	3rd	Aug/16 8/31/16	No
George Quigley 616 Blawell Circle Stedman, NC 28391 485-2980/286-5508	8/13	1st	Aug/15 8/31/15	Yes
VACANT (Vacated by M. McLean)	8/13	1 st full term	Aug/15 8/31/15	Yes

Meetings: First Monday of Month – 5:15 PM – City Hall, 1st Floor, Cape Fear Room

Contact: David Nash, Planner II – Phone: 433-1995 – Fax: 433-1776
City of Fayetteville

**KELLY HILLS/SLOCOMB ROAD WATER & SEWER DISTRICT
GOVERNING BOARD AGENDA
SPECIAL MEETING
CUMBERLAND COUNTY BOARD OF COMMISSIONERS
COURTHOUSE – ROOM 118
DECEMBER 21, 2015
6:45 PM**

1. Items of Business

- A. Approval of minutes for the May 18, 2015 special meeting.
- B. Approval of a Budget Revision for Kelly Hills Water and Sewer Fund

Revision in the amount of \$93,107 to correct budget revision M16-129 that was posted to the Fund Balance Appropriated-General Fund instead of Fund 255 Kelly Hills Fund Balance Appropriated. (B16-159/159A)
Funding Source – Fund Balance Appropriated

**ADJOURN THE DECEMBER 21, 2015 SPECIAL MEETING OF THE KELLY HILLS/
SLOCOMB ROAD WATER & SEWER DISTRICT GOVERNING BOARD.**

WATCH THE MEETING LIVE

**THIS MEETING WILL BE STREAMED LIVE THROUGH THE COUNTY'S WEBSITE,
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
CHANNEL 5.**

**THE MEETING VIDEO WILL BE AVAILABLE AT
YOUTUBE.COM/CUMBERLANDCOUNTYNC ON TUESDAY, DECEMBER 22.**

**IT WILL BE REBROADCAST ON WEDNESDAY, DECEMBER 23, AT 7 P.M. AND
FRIDAY, DECEMBER 25, AT 10:30 A.M.**

Budget Office Use	
Budget Revision No.	B16-159
Date Received	11/30/2015
Date Completed	

ITEM NO. 1B
KELLY HILLS/SLOCUM ROAD
GOVERNING BOARD

Revenue Source Code	Description	Current Budget	Increase (Decrease)	Revised	Budget
9901	Fund Balance Appropriated		93,107		93,107
					-
					-
					-
					-
					-
	Total	0	93,107		93,107

Object Code	Appr Unit	Description	Current Budget	Increase (Decrease)	Revised	Budget
						-
						-
						-
						-
						-
						-
						-
						-
						-
						-
						-
						-
		Total	0	-		-

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

Approved By:

_____ **Date:** _____

County Manager

Board of County Commissioners **Date:** _____

Budget Office Use	
Budget Revision No.	B16-159A
Date Received	11/30/2015
Date Completed	

Organization Name: General Fund Unallocated Revenue

Revenue Source Code	Description	Current Budget	Increase (Decrease)	Revised Budget
9901	Fund Balance Appropriated	0	(93,107)	(93,107)
				-
				-
				-
				-
				-
	Total	0	(93,107)	(93,107)

Object Code	Appr Unit	Description	Current Budget	Increase (Decrease)	Revised Budget
					-
					-
					-
					-
					-
					-
					-
					-
					-
					-
					-
					-
					-
					-
Total			0	-	-

To correct budget revision M16-129 that was posted to the Fund Balance Appropriated-General Fund instead of Fund 255.

Assistant County Manager

**Board of County
Commissioners**