
AGENDA
CUMBERLAND COUNTY BOARD OF COMMISSIONERS
COURTHOUSE – ROOM 118
APRIL 18, 2017 (TUESDAY)
6:45 PM

INVOCATION - Commissioner Charles Evans, Vice Chairman

PLEDGE OF ALLEGIANCE –

Introduction of Fayetteville-Cumberland Youth Council Members:

Cayce Lee
Brian Craig

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

1. Approval of Agenda

2. Consent Agenda
 - A. Approval of minutes for the April 3, 2017 regular meeting.

 - B. Approval of Request for Payment of Prior Year Invoices. **(Pg. 6)**
 - 1) Sheriff's Office **(Pg. 6)**
 - 2) Solid Waste Department **(Pg. 8)**

 - C. Approval of Cumberland County Facilities Committee Report and Recommendations: **(Pg. 10)**
 - 1) Contract for Subtitle D Landfill Expansion **(Pg. 15)**
 - 2) Consideration of First Steps in Public Water's Role in Strategic Economic Development within Cumberland County **(Pg. 17)**
 - 3) Renewal of Leased Property for Foster Care Family Visitation **(Pg. 19)**

- D. Approval of Cumberland County Finance Committee Report and Recommendation: **(Pg. 28)**
- 1) Consultant for Selection of New Tax Software System and Approval of Associated Budget Ordinance Amendment B171120 **(Pg. 37)**
- E. Approval of Cumberland County Policy Committee Report and Recommendation: **(Pg. 39)**
- 1) Hazard Mitigation Grant Program (HMGP) Options **(Pg. 43)**
- F. Approval of a Proclamation Recognizing the 50th Anniversary of the North Carolina Court of Appeals. **(Pg. 44)**
- G. Approval of Budget Ordinance Amendments: **(Pg. 45)**

General Fund 101

There were no revisions relating to the General Fund for this period.

Federal Forfeiture Fund 204

- 1) **Federal Forfeiture Fund - Budget Ordinance Amendment B170078 to recognize additional revenue of \$15,000 to purchase equipment.**

The Board is requested to approve Budget Ordinance Amendment B170078 in the amount of \$15,000. This revision will appropriate federal forfeiture funds to purchase equipment for the Cumberland County Sheriff's Office.

Please note this amendment requires no additional county funds.

Inmate Welfare Fund 207

- 2) **Inmate Welfare Fund - Budget Ordinance Amendment B170120 to recognize Inmate Welfare funds of \$1,500 to purchase kitchen supplies.**

The Board is requested to approve Budget Ordinance Amendment B170120 in the amount of \$1,500 of additional revenue to purchase kitchen supplies.

Please note this amendment requires no additional county funds

Contingency Funds Report

The County Manager approved the use of contingency funds for following:

- Jail Health in the amount of \$270,000 to provide additional temporary nursing staff in the detention center for the remainder of the fiscal year.
- Court Ordered Care in the amount of \$14,000 to address increased volume for assessments for families and juveniles for the remainder of the fiscal year.
- Cedar Creek Business Center in the amount of \$2,300 to provide maintenance to the grounds.

3. Public Hearings (Pgs. 46-112)

Uncontested Rezoning Cases

- A. **Case P17-10:** Rezoning of 10.08+/- acres from R7.5 Residential/CUD Conditional Use District for Non-profit recreation center to R7.5 Residential/CZ Conditional Zoning for Non-profit recreation center & other specific requested allowed uses, or to a more restrictive zoning district, located at 4221 Black Bridge Road, submitted by Thurston and Charlotte Robinson (owners). (Hope Mills & County) (Pg. 46)

Planning Board Meeting Date:

March 21, 2017

Planning Board Action:

Approve the staff recommendation.

Staff Recommendation:

1st motion for Case P17-10: 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 P17-10: Move to approve the rezoning for R7.5 Residential/CZ Conditional Zoning for Non-profit recreation center & other specific requested allowed uses.

Contested Rezoning Cases

- B. **Case P16-46:** Removal of 68.49+/- acres from the CTOD Coliseum Tourism Overlay District and rezoning from M(P) Planned Industrial, RR Rural Residential and R6A Residential to M(P) Planned Industrial, or to a more restrictive zoning district; located at the northwest quadrant of SR 1007 (Owen Dr) & SR 2593 (Tree Farm Rd) (NC HWY 87 S Service Road); submitted by Tom Keith on behalf of Tree Farmer, LLC (owner) and Tony Rand, Attorney (agent). **(Pg. 65)**

Planning Board Meeting Date: March 21, 2017
Planning Board Action: Approve the staff recommendation for denial
Staff Recommendation: 1st motion for Case P16-46: Move to find the request for rezoning inconsistent with the 2030 Growth Vision Plan, and any other applicable land use plan, not reasonable or in the public interest for the reasons stated in the recommendations of the Planning Staff as reflected in the minutes of the Planning Board Meeting which are incorporated herein by reference.

2nd motion for Case P16-46: Move to deny the request for removal from the CTOD and rezoning to M(P) Planned Industrial as reflected in the minutes of the Planning Board Meeting which are incorporated herein by reference.

Minimum Housing Code Enforcement **(Pgs. 146-208)**

- C. Case Number: MH1645-2016 **(Pg. 69)**
Property Owner: Robert A. Rippe
Property Location: 225 Rachel Road, Fayetteville, NC
Parcel Identification Number: 0542-34-3864

Other Public Hearings

- D. 2017 Draft Community Development Annual Action Plan. **(Pg. 75)**
- E. Public Hearing for Consideration Order to Close a Portion of Underwood Road. **(Pg. 107)**

VICKI EVANS
Finance Director



ROBERT TUCKER
Accounting Supervisor

IVONNE MENDEZ
Accounting Supervisor

FINANCE OFFICE

ITEM NO. 2 B(1)

4th Floor, Room No. 451, Courthouse • PO Box 1829 • Fayetteville, North Carolina 28302-1829

**MEMORANDUM FOR BOARD OF COMMISSIONERS CONSENT AGENDA OF
APRIL 18, 2017**

TO: BOARD OF COUNTY COMMISSIONERS

FROM: VICKI EVANS, FINANCE DIRECTOR *vfe*

DATE: APRIL 11, 2017

SUBJECT: CONSIDERATION OF THE SHERIFF'S OFFICE REQUEST FOR
PAYMENT OF PRIOR YEAR INVOICE

BACKGROUND

The Sheriff's Office is requesting payment of invoice number PS1126802 totaling \$929.02 from Momar, for items received in May 2016. A past due invoice was recently received but there is no evidence showing the invoice was previously sent. Staff have verified the invoice has not yet been paid and is in fact due. Sufficient funds are available in the current year budget to cover this expenditure.

RECOMMENDATION

Management is requesting approval to pay the prior year invoice to Momar totaling \$929.02.

Celebrating Our Past...Embracing Our Future



RECEIVED
4/7/17



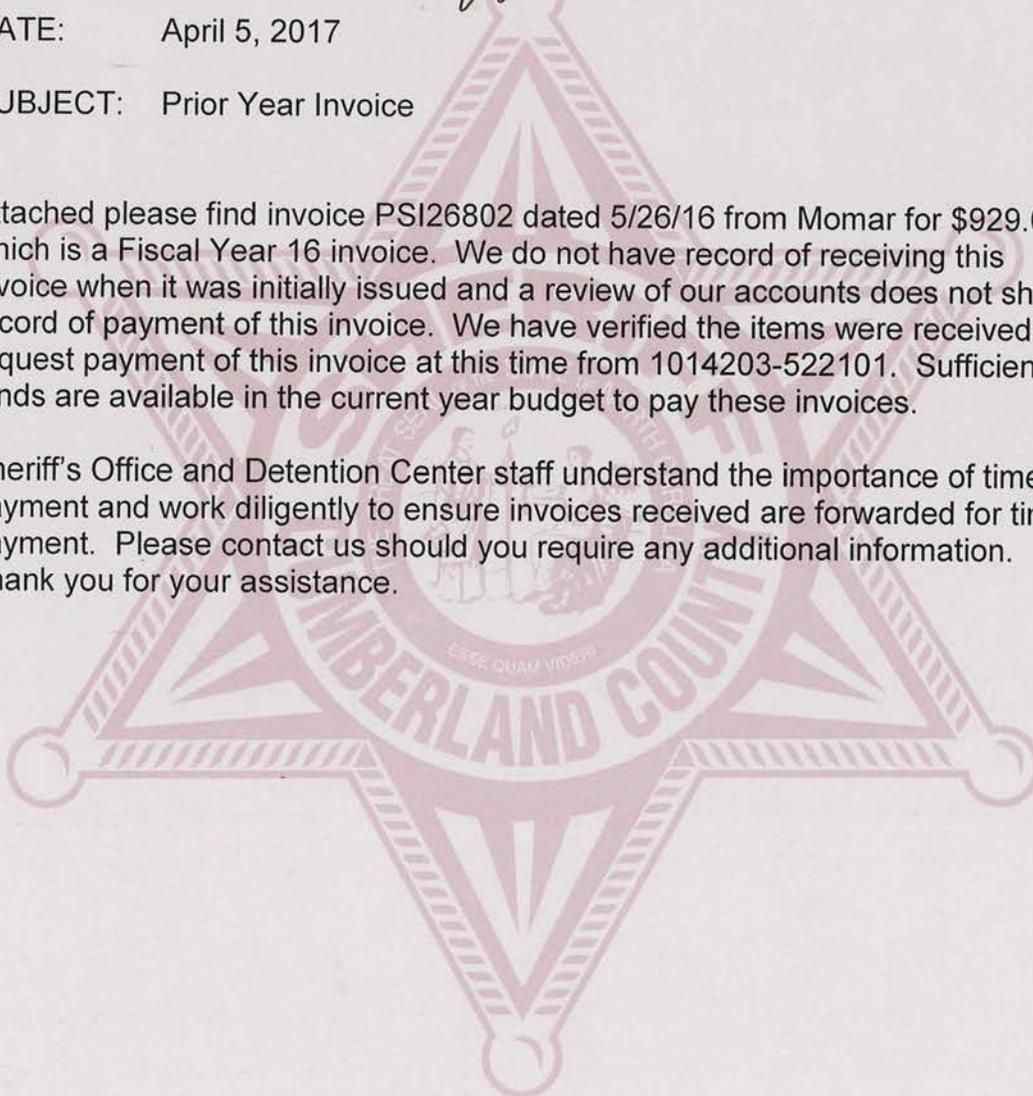
ENNIS W. WRIGHT, SHERIFF
CUMBERLAND COUNTY SHERIFF'S OFFICE

An Internationally Accredited Law Enforcement Agency

TO: Amy Cannon, County Manager
FROM: Ennis Wright, Sheriff *EW*
DATE: April 5, 2017
SUBJECT: Prior Year Invoice

Attached please find invoice PSI26802 dated 5/26/16 from Momar for \$929.02, which is a Fiscal Year 16 invoice. We do not have record of receiving this invoice when it was initially issued and a review of our accounts does not show record of payment of this invoice. We have verified the items were received and request payment of this invoice at this time from 1014203-522101. Sufficient funds are available in the current year budget to pay these invoices.

Sheriff's Office and Detention Center staff understand the importance of timely payment and work diligently to ensure invoices received are forwarded for timely payment. Please contact us should you require any additional information. Thank you for your assistance.



VICKI EVANS
Finance Director



ROBERT TUCKER
Accounting Supervisor

IVONNE MENDEZ
Accounting Supervisor

FINANCE OFFICE

ITEM NO. 23(2)

4th Floor, Room No. 451, Courthouse • PO Box 1829 • Fayetteville, North Carolina 28302-1829

**MEMORANDUM FOR BOARD OF COMMISSIONERS CONSENT AGENDA OF
APRIL 18, 2017**

TO: BOARD OF COUNTY COMMISSIONERS

FROM: VICKI EVANS, FINANCE DIRECTOR *vge*

DATE: APRIL 5, 2017

**SUBJECT: CONSIDERATION OF THE SOLID WASTE DEPARTMENT'S
REQUEST FOR PAYMENT OF PRIOR YEAR INVOICE**

BACKGROUND

The Solid Waste Department is requesting payment of an invoice totaling \$857.00 from Nite Owl Security Systems, LLC, for work completed in May 2016. The company recently notified staff about the past due status of the invoice but there is no evidence showing the invoice was previously sent. Since that time, staff have verified the invoice has not yet been paid and is in fact due. Sufficient funds are available in the current year budget to cover this expense.

RECOMMENDATION

Management is requesting approval to pay the prior year invoice to Nite Owl Security totaling \$857.00.

Celebrating Our Past...Embracing Our Future



CUMBERLAND
★ COUNTY ★
NORTH CAROLINA
Solid Waste Management

Date: April 4, 2017

Thru: Jerod Roberts, Director Solid Waste Management JAR

To: Vicki Evans, Finance Director

From: Karen Hall, Administrative Program Officer II KHA

Subject: Invoice Payment

It is my understanding that any payment for a prior year invoice must go to the Board of Commissioners for approval. Therefore, I am writing this memo to inform you of an invoice that was not paid from NiteOwl for work that was done in May of 2016.

I checked last year's file and can find no copy of the invoice in question. I then checked this year's file and there is no invoice for that amount. I've attached the invoice in question and need to get approval to make this payment.

I am unsure as to how this invoice did not get paid. I believe that we never received the invoice. The company sends me invoices via e-mail and I've checked my e-mails from NiteOwl and I do not have an e-mail for this invoice. I located an e-mail for an estimate in that amount (included with this memo). However, you can't make payments from estimates, an invoice is needed.

Encls 3

AMY H. CANNON
County Manager

SALLY S. SHUTT
Assistant County Manager



MELISSA C. CARDINALI
Assistant County Manager

W. TRACY JACKSON
Assistant County Manager



ITEM NO. 2C(1-3)

OFFICE OF THE COUNTY MANAGER

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF APRIL 18, 2017

TO: BOARD OF COUNTY COMMISSIONERS
FROM: AMY H. CANNON, COUNTY MANAGER *AC*
DATE: APRIL 6, 2017
SUBJECT: APPROVAL OF THE APRIL 6, 2017 CUMBERLAND COUNTY FACILITIES COMMITTEE REPORT AND RECOMMENDATION

BACKGROUND

The Cumberland County Facilities Committee met on Thursday, April 6, 2017 and discussed the following agenda:

- 1) Contract for Subtitle D Landfill Expansion
- 2) Consideration of First Steps in Public Water's Role in Strategic Economic Development within Cumberland County
- 3) Renewal of Leased Property for Foster Care Family Visitation

Separate memos for these items and the draft minutes of the Cumberland County Facilities Committee are attached for your convenience.

RECOMMENDATION/PROPOSED ACTION

Accept the Cumberland County Facilities Committee report and recommendation.

/ct

Attachments

CM040617-1

DRAFT

CUMBERLAND COUNTY FACILITIES COMMITTEE
COURTHOUSE, 117 DICK STREET, 5TH FLOOR, ROOM 564
APRIL 6, 2017 - 8:30 A.M.
MINUTES

MEMBERS PRESENT: Commissioner Glenn Adams
Commissioner Larry Lancaster

MEMBERS ABSENT: Commissioner Jeannette Council

OTHER COMMISSIONERS PRESENT:
Commissioner Jimmy Keefe (arrived at 8:36 a.m.)
Commissioner Michael Boose (arrived at 8:36 a.m.)

OTHERS PRESENT: Amy Cannon, County Manager
Tracy Jackson, Assistant County Manager
Melissa Cardinali, Assistant County Manager
Rob Hasty, Assistant County Attorney
Jeffery Brown, Engineering & Infrastructure Director
AJ Riddle, Assistant County Engineer
Vicki Evans, Finance Director
Deborah Shaw, Budget Analyst
Heather Harris, Budget Analyst
Brenda Jackson, Social Services Director
John Nalbone, Department of Social Services
Kim Barefoot, Department of Social Services
Candice White, Clerk to the Board
Kellie Beam, Deputy Clerk to the Board
Press

Commissioner Glenn Adams called the meeting to order.

Commissioner Adams stated Commissioner Council let him know in advance that she would not be able to attend this meeting.

1. APPROVAL OF MINUTES – JANUARY 5, 2017 FACILITIES COMMITTEE
REGULAR MEETING

MOTION: Commissioner Lancaster moved to approve the minutes as presented.
SECOND: Commissioner Adams
VOTE: UNANIMOUS (2-0)

DRAFT

2. CONSIDERATION OF APPROVAL OF CONTRACT FOR SUBTITLE D LANDFILL EXPANSION

BACKGROUND

At the November 7, 2016 Board of Commissioners meeting, the Board approved a Contractor Prequalification Policy along with the assessment tool to be used for evaluating contractors' qualifications in order to be considered qualified to bid on the construction of cells #9 and #10 for the Ann Street Subtitle D Landfill. The pre-qualification advertisement was posted in early December with submittals due December 22, 2016. Seven contractors submitted their qualifications for review and consideration. Out of the seven contractors, only two were from North Carolina (Guilford County and North Hampton County). Please keep in mind that landfill cell construction is considered specialty work and there is not an abundance of contractors with this type of experience. Out of the seven contractors that submitted their qualifications, there was only one contractor that failed to demonstrate that they had the required experience to construct the new cells.

A pre-bid meeting was held at the Ann Street facility on March 1, 2017 to review the project scope with the project engineer as well as give the qualified contractors an opportunity to review the site and ask questions. A bid opening was held on March 15, 2017. Only four of the six prequalified firms submitted bids for the project. The certified bid tabulation from CDM Smith along with a letter of recommendation to award the contract to the lowest responsible and responsive bidder was provided at the meeting. The lowest bid was submitted by Sargent Corporation based out of Stillwater, ME in the amount of \$7,725,703.79 which includes two add items that have been elected to be included in the overall project. One item is for improvements to the existing leachate collection system and the second item involves repairs to the existing concrete perimeter access road. Sargent Corporation has committed that 10% of the overall contract will be dedicated to subcontracts with minority businesses as defined by GS 143-128.2(g). Most of this (\$700,000) will be with Ready Haul Trucking, Inc. which is located in Fayetteville.

RECOMMENDATION/PROPOSED ACTION:

The Engineering and Infrastructure Director and County Management recommend that the Facilities Committee approve the following recommendations and forward them to the Board of Commissioners for its consideration at their April 18, 2017 meeting

1. Accept the bids for the Subtitle D Landfill Expansion Project and award a contract to Sargent Corporation in the amount of \$7,725,703.79.

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

DRAFT

MOTION: Commissioner Lancaster moved to recommend to the full board approval to accept the bids for the Subtitle D Landfill Expansion Project and award a contract to Sargent Corporation in the amount of \$7,725,703.79.

SECOND: Commissioner Adams

VOTE: (2-0) UNANIMOUS

3. CONSIDERATION OF APPROVAL FOR FIRST STEPS IN PUBLIC WATER'S ROLE IN STRATEGIC ECONOMIC DEVELOPMENT WITHIN CUMBERLAND COUNTY

BACKGROUND:

Within the last few years, there has been interest in revisiting the concept of providing water to unincorporated areas of Cumberland County. In August 2009, a preliminary engineering report for a rural feasibility study was completed by Marziano & McGougan, PA in conjunction with Koonce, Noble & Associates, Inc. This study looked at creating four water districts (Northeast, East Central, Southeast and Southwest) that would serve the unincorporated areas of the County.

On March 10, 2017, Cumberland County representatives met with Public Works Commission (PWC) representatives to discuss the extension of public water into the unincorporated areas of the County. At that meeting, it was determined by both parties that the primary focus should be in areas where development is occurring or is most likely to occur. It was suggested that a first step should be to revisit the 2009 feasibility study and have an engineering firm review and update the report to reflect any changes that have taken place since the study was completed. PWC representatives agreed this should be a joint effort between the County and PWC with the County taking the lead. It was also agreed that the cost of the updated study should be shared evenly between the County and PWC. To do this, an interlocal agreement would need to be executed between both governing boards. In addition, the County and PWC would need to prepare a detailed Request for Qualifications (RFQ) to select a highly qualified engineering firm that can review the existing study and develop a plan that would also define public water's role in strategic economic development within the County.

RECOMMENDATION/PROPOSED ACTION:

The Engineering & Infrastructure Director along with County Management recommend that the Facilities Committee approve the recommendation that the County and PWC begin the process of drafting an interlocal agreement as well as a detailed RFQ to select a highly qualified engineering firm that can complete the necessary work in developing a plan which defines public water's role in strategic economic development within Cumberland County. The interlocal agreement and RFQ would then be brought back to the Facilities Committee for review and approval.

DRAFT

Mr. Brown reviewed the background information and recommendation as recorded above. Commissioner Adams stated he met with the County Manager, the PWC Chairman and CEO to have a conversation about the possibility of expanding water as feasible throughout the county and how to move forward.

- MOTION: Commissioner Lancaster moved to recommend to the full board approval for the County to begin the process of drafting an interlocal agreement with PWC as well as a detailed RFQ to select a highly qualified engineering firm that can complete the necessary work in developing a plan which defines public water's role in strategic economic development within Cumberland County with the interlocal agreement and RFQ being brought back to the Facilities Committee for review and approval.
- SECOND: Commissioner Adams
- VOTE: (2-0) UNANIMOUS

4. CONSIDERATION OF APPROVAL OF RENEWAL OF LEASED PROPERTY FOR FOSTER CARE FAMILY VISITATION

BACKGROUND:

Due to the increased number of children in foster care, we are unable to accommodate the court ordered visits within our building's limited visitation space. Therefore, the private property located at 727 McGilvary Street is being used as a Family Visitation Center. The site provides a family friendly atmosphere in which court ordered visitations can occur outside of our main building. This site is staffed with Department of Social Services employees.

RECOMMENDATION/PROPOSED ACTION:

The McGilvary Street site provides a family-like setting for foster children who have court ordered visits with their parents. We respectfully request your approval to enter into a lease agreement with Malzone Marketing Inc. in the amount of \$1500 a month. This lease has been reviewed by the County Legal Department.

- MOTION: Commissioner Lancaster moved to recommend to the full board approval to enter into a lease agreement with Malzone Marketing Inc. in the amount of \$1500 a month to provide a family-like setting for foster children who have court ordered visits with their parents at the McGilvary Street site.
- SECOND: Commissioner Adams
- VOTE: UNANIMOUS (2-0)

5. OTHER ITEMS OF BUSINESS

There were no other items of business.

MEETING ADJOURNED AT 8:38 AM.



ITEM NO. 2C(1)

CUMBERLAND
★ **COUNTY** ★
NORTH CAROLINA

ENGINEERING & INFRASTRUCTURE DEPARTMENT

Engineering Division · Facilities Management Division · Landscaping & Grounds Division · Public Utilities Division

MEMORANDUM FOR THE AGENDA OF THE APRIL 18, 2017
MEETING OF THE BOARD OF COUNTY COMMISSIONERS

TO: BOARD OF COUNTY COMMISSIONERS

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

THROUGH: AMY CANNON, COUNTY MANAGER 

DATE: APRIL 18, 2017

SUBJECT: CONSIDERATION OF APPROVAL OF CONTRACT FOR
SUBTITLE D LANDFILL EXPANSION

BACKGROUND:

At the November 7, 2016 Board of Commissioners meeting, the Board approved a Contractor Prequalification Policy along with the assessment tool to be used for evaluating contractors' qualifications to be considered qualified to bid on the construction of cells #9 and #10 for the Ann Street Subtitle D Landfill. The pre-qualification advertisement was posted in early December with submittals due December 22nd. Seven contractors submitted their qualifications for review and consideration. Out of the seven contractors, only two were from North Carolina (Guilford County and North Hampton County). Please keep in mind that landfill cell construction is considered specialty work and there is not an abundance of contractors with this type of experience. Out of the seven contractors that submitted their qualifications, there was only one contractor that failed to demonstrate that they had the required experience to construct the new cells.

A pre-bid meeting was held at the Ann Street facility on March 1st to review the project scope with the project engineer as well as give the qualified contractors an opportunity to review the site and ask questions. A bid opening was held on March 15th. Only four of the six prequalified firms submitted bids for the project. The certified bid tabulation from CDM Smith along with a letter of recommendation to award the contract to the lowest responsible and responsive bidder has been attached. The lowest bid was submitted by Sargent Corporation based out of Stillwater, ME in the amount of \$7,725,703.79 which includes two add items that have been elected to be included in the overall project. One item is for improvements to the existing leachate collection system and the second item involves repairs to the existing concrete perimeter access road. Sargent Corporation has committed that 10% of the overall contract will be dedicated to subcontracts with minority businesses as defined by GS 143-128.2(g). Most of this (\$700,000) will be with Ready Haul Trucking, Inc. which is in Fayetteville.

RECOMMENDATION/PROPOSED ACTION:

This item was considered and approved to move forward to the full Board at the April 6, 2017 Facilities Committee Meeting. The Engineering and Infrastructure Director and County Management recommend that Board of Commissioners take the following action regarding this matter:

1. Accept the bids for the Subtitle D Landfill Expansion Project and award a contract to Sargent Corporation in the amount of \$7,725,703.79.



ITEM NO. 2C(2)

CUMBERLAND
★ **COUNTY** ★
NORTH CAROLINA

ENGINEERING & INFRASTRUCTURE DEPARTMENT

Engineering Division · Facilities Management Division · Landscaping & Grounds Division · Public Utilities Division

MEMORANDUM FOR THE AGENDA OF THE APRIL 18, 2017
MEETING OF THE BOARD OF COUNTY COMMISSIONERS

TO: BOARD OF COUNTY COMMISSIONERS

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

THROUGH: AMY CANNON, COUNTY MANAGER 

DATE: APRIL 18, 2017

SUBJECT: CONSIDERATION OF APPROVAL FOR FIRST STEPS IN PUBLIC WATER'S ROLE IN STRATEGIC ECONOMIC DEVELOPMENT WITHIN CUMBERLAND COUNTY

BACKGROUND:

Within the last few years, there has been interest in revisiting the concept of providing water to unincorporated areas of Cumberland County. In August 2009, a preliminary engineering report for a rural feasibility study was completed by Marziano & McGougan, PA in conjunction with Koonce, Noble & Associates, Inc. This study looked at creating four water districts (Northeast, East Central, Southeast and Southwest) that would serve the unincorporated areas of the County.

On March 10, Cumberland County representatives met with Public Works Commission (PWC) representatives to discuss the extension of public water into the unincorporated areas of the County. At that meeting, it was determined by both parties that the primary focus should be in areas where development is occurring or is most likely to occur. It was suggested that a first step should be to revisit the 2009 feasibility study and have an engineering firm review and update the report to reflect any changes that have taken place since the study was completed. PWC representatives agreed this should be a joint effort between the County and PWC with the County taking the lead. It was also agreed that the cost of the updated study should be shared evenly between the County and PWC. To do this, an interlocal agreement would need to be executed between both governing boards. In addition, the County and PWC would need to prepare a detailed Request for Qualifications (RFQ) to select a highly qualified engineering firm that can review the existing study and develop a plan that would also define public water's role in strategic economic development within the County.

RECOMMENDATION/PROPOSED ACTION:

This item was considered and approved to move forward to the full Board at the April 6, 2017 Facilities Committee Meeting. The Engineering & Infrastructure Director along with County Management recommend that the Board approve the recommendation that the County and PWC begin the process of drafting an interlocal agreement as well as a detailed RFQ to select a highly qualified engineering firm that can complete the necessary work in developing a plan which defines public water's role in strategic economic development within Cumberland County. The interlocal agreement and RFQ would then be brought back to the Facilities Committee for review and approval.

BRENDA REID JACKSON
Director

BOBBIE REDDING
Assistant Director – Legal Services

VACANT
Deputy Director



**CUMBERLAND
COUNTY**
NORTH CAROLINA

DEPARTMENT OF SOCIAL SERVICES

SECTION CHIEFS

CRYSTAL BLACK
Adult Services

MARY MCCOY
Children's Services

VIVIAN TOOKES
Economic Services

JOHN NALBONE
Business Operations

ITEM NO. 2C(3)

**MEMORANDUM FOR THE AGENDA OF THE APRIL 18, 2017
MEETING OF THE BOARD OF COUNTY COMMISSIONERS**

TO: BOARD OF COUNTY COMMISSIONERS

FROM: BRENDA JACKSON, DIRECTOR OF SOCIAL SERVICES

THROUGH: AMY CANNON, COUNTY MANAGER 

DATE: APRIL 18, 2017

SUBJECT: CONSIDERATION OF APPROVAL OF RENEWAL OF LEASED
PROPERTY FOR FOSTER CARE FAMILY VISITATION

BACKGROUND:

Due to the increased number of children in foster care, the Department of Social Services (DSS) is unable to accommodate court ordered family visits due to limited visitation space at the DSS Building. Leased property located at 727 McGilvary Street has been used as a Family Visitation Center for the past year. The McGilvary Street site provides a family-like setting for foster children who have court ordered visits with their parents. This site provides a safe atmosphere outside of the main DSS building plus this site is staffed with DSS employees.

RECOMMENDED/PROPOSED ACTION:

This matter was considered and approved to move forward to the full Board as a Consent Agenda item at the April 6, 2017 Facilities Committee Meeting. DSS respectfully requests approval to enter into a twelve (12) month lease agreement with Malzone Marketing Inc. in the amount of \$1,500.00 a month. This lease has been reviewed by County Legal.

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

COMMERCIAL LEASE AGREEMENT

THIS LEASE, made this _____ day of _____, 20____, by and between
Malzone Marketing, Inc. ("Landlord") whose address is
P.O. Box 2363, Fayetteville, NC 28302 and
CUMBERLAND COUNTY DEPARTMENT OF SOCIAL SERVICES ("Tenant") whose address is
Fayetteville, NC 28301;

WITNESSETH:

PREMISES

1. Landlord, for and in consideration of the rents, covenants, agreements, and stipulations hereinafter mentioned, provided for and
covenanted to be paid, kept and performed by Tenant, leases and rents unto Tenant, and Tenant hereby leases and takes upon the terms
and conditions which hereinafter appear, the following described property (hereinafter called the "Premises"), to wit:

Address: 727 McGilvery Street, Fayetteville, NC 28302

Legal Description: as per deed

See attached Exhibit _____ for legal description of premises.

TERM

2. The Tenant shall have and hold the Premises for a term of one year
beginning on the 8th day of March, 2017, and ending on the 7 day of March
2018, at midnight, unless sooner terminated as hereinafter provided. The first Lease Year Anniversary shall be the date twelve (12)
calendar months after the first day of the first full month of the term hereof and successive Lease Year Anniversaries shall be the date
twelve (12) calendar months from the previous Lease Year Anniversary.

RENTAL

3. Tenant agrees to pay Landlord or its Agent without demand, deduction or set off, an annual rental of \$ 18,000.00
payable in equal monthly installments of \$ 1,500.00 in advance on the first day of each calendar month
during the term hereof. Upon execution of this Lease, Tenant shall pay to Landlord the first month's rent due hereunder. Rental for
any period during the term hereof which is less than one month shall be the pro-rated portion of the monthly rental due. On each
Lease Year Anniversary the annual rental payable hereunder (and accordingly the monthly installments) shall be adjusted:

by any change in the Consumer Price Index, Urban Wage Earners and Clerical Workers, All Cities (CPI-W, 1982-1984=100)
("Index") by multiplying the then effective annual rental by the value of said Index for the month two months prior to the Lease Year
Anniversary and dividing the product by the value of said Index for the month two months prior to the previous Lease Year
Anniversary (in the instance of the first Lease Year Anniversary the value of the Index for the month two months prior to the first full
month of the term hereof). In the event the Index ceases to be published, there shall be substituted for the Index the measure published
by the US Department of Labor which most nearly approximates the Index;

as follows:
The Tenant may terminate this lease, with cause, by giving 30 days written notice to the



If this box is checked, Tenant shall pay all rental to Landlord's Agent at the following address:

LATE CHARGES

4. If Landlord fails to receive any rent payment within five days after it becomes due, Tenant shall pay Landlord, as additional rental, a late charge equal to five percent 5 (%) of the overdue amount or \$ 100.00 whichever is greater, plus any actual bank fees incurred for resumed or dishonored checks. The parties agree that such a late charge represents a fair and reasonable estimate of the cost Landlord will incur by reason of such late payment.

SECURITY DEPOSIT

5. Tenant shall deposit with Landlord or its Agent upon execution of this Lease \$ 1,500.00 as a security deposit which shall be held as security for the full and faithful performance by Tenant of each and every term, covenant and condition of this Lease. If any of the rents or other charges or sums payable by Tenant shall be over-due and unpaid or should payments be made on behalf of Tenant, or should Tenant fail to perform any of the terms of this Lease, then Landlord or its Agent may, at its option, appropriate and apply the security deposit, or so much thereof as may be necessary, to compensate toward the payment of the rents, charges or other sums due from Tenant, or towards any loss, damage or expense sustained by Landlord resulting from such default on the part of the Tenant; and in such event Tenant shall upon demand restore the security deposit to the original sum deposited. In the event Tenant furnishes Landlord with proof that all utility bills have been paid through the date of Lease termination, and performs all of Tenant's other obligations under this Lease, the security deposit shall be returned in full to Tenant within thirty (30) days after the date of the expiration or sooner termination of the term of this Lease and the surrender of the Premises by Tenant in compliance with the provisions of this Lease. **The Security Deposit may be placed in an interest bearing account and any interest thereon shall be the property of the party holding the same.**

If this box is checked, Agent shall hold the Security Deposit and shall be entitled to the interest thereon.

UTILITY BILLS

- 6. (a) Tenant shall pay the following utilities all

- (b) Landlord shall pay the following utilities: none

Responsibility to pay for a utility service shall include all metering, hook-up fees or other miscellaneous charges associated with the installation and maintenance of such utility in said party's name.

COMMON AREA COSTS; RULES AND REGULATIONS

7. If the Premises are part of a larger building or group of buildings, Tenant shall pay as additional rental monthly, in advance, its pro rata share of common area maintenance costs as hereinafter more particularly set forth in the Special Stipulations (see Paragraph 38). The Rules and Regulations, if any, attached hereto are made a part of this Lease. Tenant agrees to perform and abide by these Rules and Regulations, if any, and such other Rules and Regulations, if any, as may be made from time to time by Landlord.

USE OF PREMISES

8. The Premises shall be used for _____

_____ purposes only and no other. The Premises shall not be used for any illegal purposes, nor in any manner to create any nuisance or trespass, nor in any manner to vitiate the insurance or increase the rate of insurance on the Premises. In the event Tenant's use of the Premises results in an increase in the rate of insurance on the Premises, Tenant shall pay to Landlord, upon demand and as additional rental, the amount of any such increase.

TAX AND INSURANCE ESCALATION

9. Tenant shall pay upon demand as additional rental during the term of this Lease, and any extension or renewal thereof;

~~The amount by which all taxes (including but not limited to, ad valorem taxes, special assessments and any other governmental charges) on the Premises for each tax year exceed all taxes on the Premises for the tax year _____; or~~

~~All taxes (including but not limited to, ad valorem taxes, special assessments and any other governmental charges) on the Premises for each tax year _____~~

In the event the Premises are less than the entire property assessed for such taxes for any such tax year, then the tax for any such year applicable to the Premises shall be determined by proration on the basis that the rentable floor area of the Premises bears to the rentable floor area of the entire property assessed. If the final year of the Lease term fails to coincide with the tax year, then any excess for the tax year during which the term ends shall be reduced by the pro rata part of such tax year beyond the Lease term. If such taxes for the year in which the Lease terminates are not ascertainable before payment of the last month's rental, then the amount of such taxes assessed against the property for the previous tax year shall be used as a basis for determining the pro rata share, if any, to be paid by Tenant for that portion of the last Lease year. Tenant shall further pay upon demand as additional rental during the term of this Lease, and any extension or renewal thereof:

~~the excess cost of fire and extended coverage insurance including any and all public liability insurance on the building over the cost of the first year of the Lease term for each subsequent year during the term of this Lease; or~~

~~all fire and extended coverage insurance including any and all public liability insurance on the building _____~~

In the event the Premises are less than the entire property, then the insurance payable by Tenant for the Premises shall be determined by proration on the basis that the rentable floor area of the Premises bears to the rentable floor area of the entire property. Tenant shall pay all taxes and insurance as provided herein within fifteen (15) days after receipt of notice from Landlord as to the amount due. Tenant shall be solely responsible for insuring Tenant's personal and business property and for paying any taxes or governmental assessments levied thereon.

The Tenant shall not be responsible for paying any property taxes for said rental property (727 McGilvery Street, Fayetteville, NC 28302). The Tenant shall not pay the cost of fire and extended coverage insurance including any and all public liability insurance on the building over the cost of first year of the Lease term or any subsequent year during the term of this Lease.

REPAIRS BY LANDLORD

11. Landlord agrees to keep in good repair the roof, foundation and exterior walls of the Premises (exclusive of all glass and exclusive of all exterior doors) and underground utility and sewer pipes outside the exterior walls of the building, except repairs rendered necessary by the negligence or intentional wrongful acts of Tenant, its agents, employees or invitees. If the Premises are part of a larger building or group of buildings, then to the extent that the grounds are common areas, Landlord shall maintain the grounds surrounding the building, including paving, the mowing of grass, care of shrubs and general landscaping. Tenant shall promptly report in writing to Landlord any defective condition known to it which Landlord is required to repair and failure to report such conditions shall make Tenant responsible to Landlord for any liability incurred by Landlord by reason of such conditions.

REPAIRS BY TENANT

12. Tenant accepts the Premises in their present condition and as suited for the uses intended by Tenant. ~~Tenant~~ ^{Landlord} shall, throughout the initial term of this Lease, and any extension or renewal thereof, at its expense, maintain in good order and repair the Premises, including the building, heating and air conditioning equipment (including but not limited to replacement of parts, compressors, air handling units and heating units) and other improvements located thereon, ~~except those repairs expressly required to be made by Landlord hereunder.~~ Unless the grounds are common areas of a building(s) larger than the Premises, Tenant further agrees to care for the grounds around the building, including ~~paving~~, the mowing of grass, care of shrubs and general landscaping. Tenant agrees to return the Premises to Landlord at the expiration or prior termination of this Lease, in as good condition and repair as when first received, natural wear and tear, damage by storm, fire, lightning, earthquake or other casualty alone excepted. Tenant, Tenant's employees, agents, contractors or subcontractors shall take no action which may void any manufacturers or installers warranty with relation to the Premises. Tenant shall indemnify and hold Landlord harmless from any liability, claim, demand or cause of action arising on account of Tenant's breach of the provisions of this paragraph.

ALTERATIONS

13. Tenant shall not make any alterations, additions, or improvements to the Premises without Landlord's prior written consent. Tenant shall promptly remove any alterations, additions, or improvements constructed in violation of this Paragraph upon Landlord's written request. All approved alterations, additions, and improvements will be accomplished in a good and workmanlike manner, in conformity with all applicable laws and regulations, and by a contractor approved by Landlord, free of any liens or encumbrances. Landlord may require Tenant to remove any alterations, additions or improvements (whether or not made with Landlord's consent) at the termination of the Lease and to restore the Premises to its prior condition, all at Tenant's expense. All alterations, additions and improvements which Landlord has not required Tenant to remove shall become Landlord's property and shall be surrendered to Landlord upon the termination of this Lease, except that Tenant may remove any of Tenant's machinery or equipment which can be removed without material damage to the Premises. Tenant shall repair, at Tenant's expense, any damage to the Premises caused by the removal of any such machinery or equipment.

REMOVAL OF FIXTURES

14. Tenant may (if not in default hereunder) prior to the expiration of this Lease, or any extension or renewal thereof, remove all fixtures and equipment which it has placed in the Premises, provided Tenant repairs all damage to the Premises caused by such removal.

DESTRUCTION OF OR DAMAGE TO PREMISES

15. If the Premises are totally destroyed by storm, fire, lightning, earthquake or other casualty, this Lease shall terminate as of the date of such destruction and rental shall be accounted for as between Landlord and Tenant as of that date. If the premises are damaged but not wholly destroyed by any such casualties, rental shall abate in such proportion as effective use of the Premises has been affected and Landlord shall restore Premises to substantially the same condition as before damage as speedily as is practicable, whereupon full rental shall recommence.

GOVERNMENTAL ORDERS

16. Tenant agrees, at its own expense, to comply promptly with all requirements of any legally constituted public authority made necessary by reason of Tenant's occupancy of the Premises. Landlord agrees to comply promptly with any such requirements if not made necessary by reason of Tenant's occupancy. It is mutually agreed, however, between Landlord and Tenant, that if in order to comply with such requirements, the cost to Landlord or Tenant, as the case may be, shall exceed a sum equal to one year's rent, then Landlord or Tenant, whichever is obligated to comply with such requirements, may terminate this Lease by giving written notice of termination to the other party by registered mail, which termination shall become effective sixty (60) days after receipt of such notice and which notice shall eliminate the necessity of compliance with such requirements by giving such notice unless the party giving such notice of termination shall, before termination becomes effective, pay to the party giving notice all cost of compliance in excess of one year's rent, or secure payment of said sum in manner satisfactory to the party giving notice.

CONDEMNATION

17. If the whole of the Premises, or such portion thereof as will make the Premises unusable for the purposes herein leased, is condemned by any legally constituted authority for any public use or purpose, then in either of said events the term hereby granted shall cease from the date when possession thereof is taken by public authorities, and rental shall be accounted for as between Landlord and Tenant as of said date. Such termination, however, shall be without prejudice to the rights of either Landlord or Tenant to recover compensation and damage caused by condemnation from the condemnor. It is further understood and agreed that Tenant shall not have any rights in any award made to Landlord by any condemnation authority.

ASSIGNMENT AND SUBLETTING

18. Tenant shall not, without the prior written consent of Landlord, which shall not be unreasonably withheld, assign this Lease or any interest hereunder, or sublet the Premises or any part thereof, or permit the use of the Premises by any party other than the Tenant. Consent to any assignment or sublease shall not impair this provision and all later assignments or subleases shall be made likewise only on the prior written consent of Landlord. The Assignee of Tenant, at option of Landlord, shall become directly liable to Landlord for all obligations of Tenant hereunder, but no sublease or assignment by Tenant shall relieve Tenant of any liability hereunder.

EVENTS OF DEFAULT

19. The happening of any one or more of the following events (hereinafter any one of which may be referred to as an "Event of Default") during the term of this Lease, or any renewal or extension thereof, shall constitute a breach of this Lease on the part of the Tenant: (a) Tenant fails to pay the rental as provided for herein; (b) Tenant abandons or vacates the Premises; (c) Tenant fails to comply with or abide by and perform any other obligation imposed upon Tenant under this Lease; (d) Tenant is adjudicated bankrupt; (e) A permanent receiver is appointed for Tenant's property and such receiver is not removed within sixty (60) days after written notice from Landlord to Tenant to obtain such removal; (f) Tenant, either voluntarily or involuntarily, takes advantage of any debt or relief proceedings under any present or future law, whereby the rent or any part thereof is, or is proposed to be, reduced or payment thereof deferred; (g) Tenant makes an assignment for benefit of creditors; or (h) Tenant's effects are levied upon or attached under process against Tenant, which is not satisfied or dissolved within thirty (30) days after written notice from Landlord to Tenant to obtain satisfaction thereof

REMEDIES UPON DEFAULT

20. Upon the occurrence of Event of Default, Landlord may pursue any one or more of the following remedies separately or concurrently, without prejudice to any other remedy herein provided or provided by law: (a) if the Event of Default involves nonpayment of rental and Tenant fails to cure such default with five (5) days after receipt of written notice thereof from Landlord, or if the Event of Default involves a default in performing any of the terms or provisions of this Lease other than the payment of rental and Tenant fails to cure such default within fifteen (15) days after receipt of written notice of default from Landlord, Landlord may terminate this Lease by giving written notice to Tenant and upon such termination shall be entitled to recover from Tenant damages as may be permitted under applicable law; or (b) if the Event of Default involves any matter other than those set forth in item (a) of this paragraph, Landlord may terminate this Lease by giving written notice to Tenant and, upon such termination, shall be entitled to recover from the Tenant damages in an amount equal to all rental which is due and all rental which would otherwise have become due throughout the remaining term of this Lease, or any renewal or extension thereof (as if this Lease had not been terminated); or (c) upon any Event of Default, Landlord, as Tenant's agent, without terminating this Lease, may enter upon and rent the Premises, in whole or in part, at the best price obtainable by reasonable effort, without advertisement and by private negotiations and for any term Landlord deems proper, with Tenant being liable to landlord for the deficiency, if any, between Tenant's rent hereunder and the price obtained by Landlord on reletting, provided however, that Landlord shall not be considered to be under any duty by reason of this provision to take any action to mitigate damages by reason of Tenant's default. In the event Landlord hires an attorney to enforce its rights upon default, Tenant shall in addition be liable for reasonable attorney's fees and all costs of collection.

EXTERIOR SIGNS

21. Tenant shall place no signs upon the outside walls or roof of the Premises, except with the express written consent of the Landlord. Any and all signs placed on the Premises by Tenant shall be maintained in compliance with governmental rules and regulations governing such signs and Tenant shall be responsible to Landlord for any damage caused by installation, use or maintenance of said signs, and all damage incident to removal thereof.

LANDLORD'S ENTRY OF PREMISES

22. Landlord may advertise the Premises "For Rent" or "For Sale" 60 days before the termination of this Lease. Landlord may enter the Premises at reasonable hours to exhibit same to prospective purchasers or tenants and to make repairs required of Landlord under the terms hereof or to make repairs to Landlord's adjoining property, if any.

EFFECT OF TERMINATION OF LEASE

23. No termination of this Lease prior to the normal ending thereof, by lapse of time or otherwise, shall affect Landlord's right to collect rent for the period prior to termination thereof.

MORTGAGEE'S RIGHTS

24. Tenant's rights shall be subject to any bona fide mortgage, deed of trust or other security interest which is now or may hereafter be placed upon the Premises by Landlord. Tenant shall, if requested by Landlord, execute a separate agreement reflecting such subordination, and shall be obligated to execute such documentation as may facilitate Landlord's sale or refinancing of the Premises, including, but not limited to estoppel certificates, subordination or attornment agreements.

QUIET ENJOYMENT

25. So long as Tenant observes and performs the covenants and agreements contained herein, it shall at all times during the Lease term peacefully and quietly have and enjoy possession of the Premises, but always subject to the terms hereof. Provided, however, that in the event Landlord shall sell or otherwise transfer its interest in the Premises, Tenant agrees to attorn to any new owner or interest holder and shall, if requested by Landlord, execute a separate agreement reflecting such attornment, provided that said agreement requires the new owner or interest holder to recognize its obligations and Tenant's rights hereunder.

HOLDING OVER

26. If Tenant remains in possession of the Premises after expiration of the term hereof, with Landlord's acquiescence and without any express agreement of the parties, Tenant shall be a tenant at will at the rental rate which is in effect at end of this Lease and there shall be no renewal of this Lease by operation of law. If Tenant remains in possession of the Premises after expiration of the term hereof without Landlord's acquiescence, Tenant shall be a tenant at sufferance and commencing on the date following the date of such expiration, the monthly rental payable under Paragraph 3 above shall for each month, or fraction thereof during which Tenant so remains in possession of the premises, be twice the monthly rental otherwise payable under Paragraph 3 above.

ATTORNEY'S FEES

27. In the event that any action or proceeding is brought to enforce any term, covenant or condition of this Lease on the part of Landlord or Tenant, the prevailing party in such litigation shall be entitled to recover reasonable attorney's fees and costs.

RIGHTS CUMULATIVE

28. All rights, powers and privileges conferred hereunder upon parties hereto shall be cumulative and not restrictive of those given by law.

WAIVER OF RIGHTS

29. No failure of Landlord to exercise any power given Landlord hereunder or to insist upon strict compliance by Tenant of its obligations hereunder and no custom or practice of the parties at variance with the terms hereof shall constitute a waiver of Landlord's right to demand exact compliance with the terms hereof.

ENVIRONMENTAL LAWS

30. (a) Tenant shall not bring onto the Premises any Hazardous Materials (as defined below) without the prior written approval by Landlord. Any approval must be preceded by submission to Landlord of appropriate Material Safety Data Sheets (MSD Sheets). In the event of approval by Landlord, Tenant covenants that it will (1) comply with all requirements of any constituted public authority and all federal, state, and local codes, statutes, rules and regulations, and laws, whether now in force or hereafter adopted relating to Tenant's use of the Premises, or relating to the storage, use, disposal, processing, distribution, shipping or sales of any hazardous, flammable, toxic, or dangerous materials, waste or substance, the presence of which is regulated by a federal, state, or local law, ruling, rule or regulation (hereafter collectively referred to as "Hazardous Materials"); (2) comply with any reasonable recommendations by the insurance carrier of either Landlord or Tenant relating to the use by Tenant on the Premises of such Hazardous Materials; (3) refrain from unlawfully disposing of or allowing the disposal of any Hazardous Materials upon, within, about or under the Premises; and (4) remove all Hazardous Materials from the Premises, either after their use by Tenant or upon the expiration or earlier termination of this lease, in compliance with all applicable laws.

(b) Tenant shall be responsible for obtaining all necessary permits in connection with its use, storage and disposal of Hazardous Materials, and shall develop and maintain, and where necessary file with the appropriate authorities, all reports, receipts, manifest, filings, lists and invoices covering those Hazardous Materials and Tenant shall provide Landlord with copies of all such items upon request. Tenant shall provide within five (5) days after receipt thereof, copies of all notices, orders, claims or other correspondence from any federal, state or local government or agency alleging any violation of any environmental law or regulation by Tenant, or related in any manner to Hazardous Materials. In addition, Tenant shall provide Landlord with copies of all responses to such correspondence at the time of the response.

(d) If Tenant fails to comply with the Covenants to be performed hereunder with respect to Hazardous Materials, or if an environmental protection lien is filed against the premises as a result of the actions of Tenant, its agents, employees or invitees, then the occurrence of any such events shall be considered a default hereunder.

(e) Tenant will give Landlord prompt notice of any release of Hazardous Materials, reportable or non-reportable, to federal, state or local authorities, of any fire, or any damage occurring on or to the Premises.

(f) Tenant will use and occupy the Premises and conduct its business in such a manner that the Premises are neat, clean and orderly at all times with all chemicals or Hazardous Materials marked for easy identification and stored according to all codes as outlined above.

(g) The warranties and indemnities contained in this Paragraph shall survive the termination of this Lease.

TIME OF ESSENCE

31. Time is of the essence in this Lease.

ABANDONMENT

32. Tenant shall not abandon the Premises at any time during the Lease term. If Tenant shall abandon the premises or be dispossessed by process of law, any Personal Property belonging to Tenant and left on the Premises shall, at the option of Landlord, be deemed abandoned, and available to Landlord to use or sell to offset any rent due or any expenses incurred by removing same and restoring the Premises.

DEFINITIONS

33. "Landlord" as used in this Lease shall include the undersigned, its heirs, representatives, assigns and successors in title to the Premises. "Agent" as used in this Lease shall mean the party designated as same in Paragraph 34, its heirs, representatives, assigns and successors. "Tenant" shall include the undersigned and its heirs, representatives, assigns and successors, and if this lease shall be validly assigned or sublet, shall include also Tenant's assignees or sublessees as to the Premises covered by such assignment or sublease. "Landlord", "Tenant", and "Agent" include male and female, singular and plural, corporation, partnership or individual, as may fit the particular parties.

NOTICES

34. All notices required or permitted under this Lease shall be in writing and shall be personally delivered or sent by U.S. certified mail, return receipt requested, postage prepaid. Notices to Tenant shall be delivered or sent to the address shown at the beginning of this Lease, except that upon Tenant taking possession of the Premises, then the Premises shall be Tenant's address for such purposes. Notices to Landlord shall be delivered or sent to the address shown at the beginning of this Lease and notices to Agent, if any, shall be delivered or sent to the address set forth in Paragraph 3 hereof.

All notices shall be effective upon delivery. Any party may change its notice address upon written notice to the other parties, given as provided herein.

ENTIRE AGREEMENT

35. This Lease contains the entire agreement of the parties hereto, and no representations, inducements, promises or agreements, oral or otherwise, between the parties, not embodied herein shall be of any force or effect. This Lease may not be modified except by a writing signed by all the parties hereto.

AUTHORIZED LEASE EXECUTION

36. Each individual executing this Lease as director, officer, partner, member or agent of a corporation, limited liability company, or partnership represents and warrants that he is duly authorized to execute and deliver this Lease on behalf of such corporation, limited liability company, or partnership.

TRANSFER OF LANDLORD'S INTEREST

37. In the event of the sale, assignment or transfer by Landlord of its interest in the Premises or in this Lease (other than a collateral assignment to secure a debt of Landlord) to a successor in interest who expressly assumes the obligations of Landlord under this Lease, Landlord shall thereupon be released and discharged from all its covenants and obligations under this Lease, except those obligations that have accrued prior to such sale, assignment or transfer; and Tenant agrees to look solely to the successor in interest of Landlord for the performance of those covenants accruing after such sale, assignment or transfer. Landlord's assignment of this Lease, or of any or all of its rights in this Lease, shall not affect Tenant's obligations hereunder, and Tenant shall attorn and look to the assignee as Landlord, provided Tenant has first received written notice of the assignment of Landlord's interest.

SPECIAL STIPULATIONS

38. Any special stipulations are set forth in the attached Exhibit n/a. Insofar as said Special Stipulations conflict with any of the foregoing provisions, said Special Stipulations shall control.

MEMORANDUM OF LEASE

39. Upon request by either Landlord or Tenant, the parties hereto shall execute a short form lease (Memorandum of Lease) in recordable form, setting forth such provisions hereof (other than the amount of Base Monthly Rent and other sums due) as either party may wish to incorporate. The cost of recording such memorandum of lease shall be borne by the party requesting execution of same.

THIS DOCUMENT IS A LEGAL DOCUMENT. EXECUTION OF THIS DOCUMENT HAS LEGAL CONSEQUENCES THAT COULD BE ENFORCEABLE IN A COURT OF LAW. THE NORTH CAROLINA ASSOCIATION OF REALTORS® MAKES NO REPRESENTATIONS CONCERNING THE LEGAL SUFFICIENCY, LEGAL EFFECT OR TAX CONSEQUENCES OF THIS DOCUMENT OR THE TRANSACTION TO WHICH IT RELATES AND RECOMMENDS THAT YOU CONSULT YOUR ATTORNEY.

IN WITNESS WHEREOF, the parties hereto have hereunto set their hands and seals, the date and year first above written.

LANDLORD:

Individual

_____(SEAL)

_____(SEAL)

Business Entity

Malzone Marketing, Inc dual agent
(Name of Firm)

By: _____(SEAL)
C. John Malzone
Title: president

TENANT

Individual

_____(SEAL)

_____(SEAL)

Business Entity

Cumberland County Dept. of Social Services
(Name of Firm)

By: _____(SEAL)
Brenda Reid Jackson, Director
Title: _____

AMY H. CANNON
County Manager

SALLY S. SHUTT
Assistant County Manager



MELISSA C. CARDINALI
Assistant County Manager

W. TRACY JACKSON
Assistant County Manager



ITEM NO. 20

OFFICE OF THE COUNTY MANAGER

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF APRIL 18, 2017

TO: BOARD OF COUNTY COMMISSIONERS
FROM: AMY H. CANNON, COUNTY MANAGER *[Signature]*
DATE: APRIL 6, 2017
SUBJECT: APPROVAL OF THE APRIL 6, 2017 CUMBERLAND COUNTY FINANCE COMMITTEE REPORT AND RECOMMENDATION

BACKGROUND

The Cumberland County Finance Committee met on Thursday, April 6, 2017 and discussed the following agenda:

- 1) Consultant for Selection of New Tax Software System

A separate memo for this item and the draft minutes of the Cumberland County Finance Committee are attached for your convenience.

RECOMMENDATION/PROPOSED ACTION

Accept the Cumberland County Finance Committee report and recommendation.

/ct

Attachments

CM040617-2

DRAFT

CUMBERLAND COUNTY FINANCE COMMITTEE
COURTHOUSE, 117 DICK STREET, 5TH FLOOR, ROOM 564
APRIL 6, 2017 – 9:30 AM
REGULAR MEETING MINUTES

MEMBERS PRESENT: Commissioner Marshall Faircloth, Chairman
Commissioner Jimmy Keefe

OTHER COMMISSIONERS PRESENT: Commissioner Glenn Adams
Commissioner Michael Boose
Commissioner Larry Lancaster

OTHERS: Amy Cannon, County Manager
Tracy Jackson, Assistant County Manager
Melissa Cardinali, Assistant County Manager
Sally Shutt, Governmental Affairs Officer
Rick Moorefield, County Attorney
Vicki Evans, Finance Director
Michael Gibson, Fayetteville-Cumberland Parks and Recreation
Director
Candice H. White, Clerk to the Board
Press

ABSENT: Commissioner Jeannette Council

Commissioner Faircloth called the meeting to order.

1. APPROVAL OF MINUTES – MARCH 9, 2017 FINANCE COMMITTEE SPECIAL MEETING

MOTION: Commissioner Keefe moved to approve the March 9, 2017 special meeting minutes.

SECOND: Commissioner Faircloth

VOTE: UNANIMOUS (2-0)

Amy Cannon, County Manager, requested the removal from the agenda of Item 4. Presentation of Agenda Process Review Conducted by the Enterprise Solutions Division of Information Services and asked that it be brought back to the next meeting. Consensus followed.

2. PRESENTATION OF PARKS AND RECREATION COUNTY DISTRICT PROJECTS FOR FY18

BACKGROUND:

Each fiscal year, Fayetteville-Cumberland Parks & Recreation considers existing plans and new requests for improvements to County parks. Michael Gibson, Director of Fayetteville-Cumberland Parks and Recreation, will provide an overview of the proposed projects for Fiscal Year 2018 and take questions from the Finance Committee.

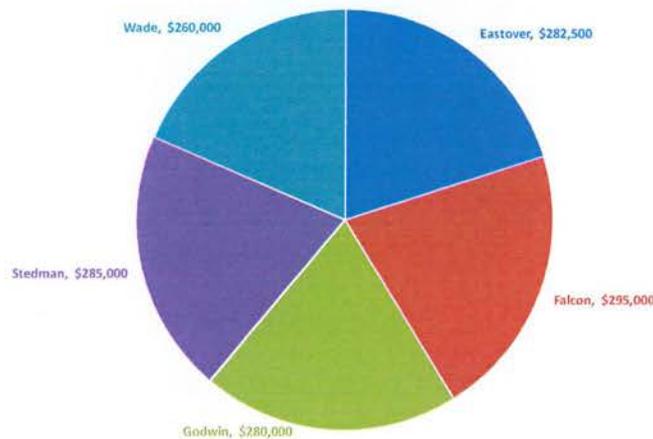
DRAFT

RECOMMENDATION/PROPOSED ACTION:

No action required. Funding considerations for Fiscal Year 2018 will occur during the Board of Commissioner budget work sessions. Consider the proposed improvements to County parks planned for Fiscal Year 2018 and approve for further consideration by the full Board of Commissioners at a future meeting unless there are changes to the recommended improvements.

Ms. Cannon called on Michael Gibson, Fayetteville-Cumberland Parks and Recreation Director, who provided the following presentation on proposed district projects for FY2017-2018. Mr. Gibson referenced the district budget of the past year’s approximately \$1.5 million.

DISTRICT BUDGET \$1,402,500



Mr. Gibson also referenced the following summary, to include the PARTF grant in Linden, and stated the remaining balances will be spent in the Falcon, Godwin, Wade, Stedman and Eastover communities.

| PARK | BEGINNING BALANCE | FY 2015 EXPENSES | FY 2016 EXPENSES | FY 2017 EXPENSES (THRU MARCH 17) | REMAINING BALANCE |
|--------------|------------------------|------------------|----------------------|-------------------------------------|----------------------|
| FALCON | \$ 295,000.00 | \$ - | \$ 22,801.49 | \$ 20,222.87 | \$ 251,975.64 |
| GODWIN | 280,000.00 | - | 33,080.00 | 18,680.00 | 228,240.00 |
| WADE | 260,000.00 | - | 75,542.66 | 21,180.00 | 163,277.34 |
| STEDMAN | 285,000.00 | - | 43,225.00 | 102,594.33 | 139,180.67 |
| EASTOVER | 282,500.00 | - | 137,227.37 | 28,629.95 | 116,642.68 |
| Total | \$ 1,402,500.00 | \$ - | \$ 311,876.52 | \$ 191,307.15 | \$ 899,316.33 |

| PARTF GRANT | Budget | FY 2015 EXPENSES | FY 2016 EXPENSES | FY 2017 EXPENSES (THRU NOV 2016) |
|-------------|---------------|------------------|------------------|-------------------------------------|
| LINDEN | \$ 463,231.00 | \$ 153,726.00 | \$ 218,950.09 | \$ 90,554.17 |

DRAFT

Mr. Gibson highlighted the remaining projects to be completed in FY18.

| | | |
|--|--|---|
| Eastover | Godwin | Wade |
| FY 18 | FY 18 | FY 18 |
| Tennis Courts Volleyball Area Drainage Improvement | Recreation Room Addition Mini Shelter Multipurpose Field | Restroom (build) Mini Shelters/4 Tennis Court Resurfacing |
| Falcon | Stedman | |
| FY 18 | FY 18 | |
| Park Ditch Rip T-Ball Field | Basketball Court Improvement Tennis Court Resurfacing | |

Mr. Gibson reviewed the list of capital projects for FY 18:

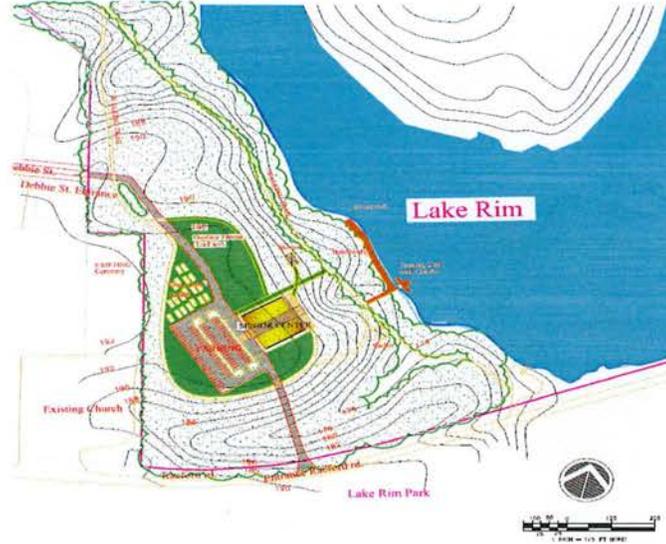
| Facility | Expenditure |
|--|---------------------|
| Falcon Town Park | Splash Pad |
| Godwin Town Park | Splash Pad |
| Wade Town Park | Splash Pad |
| Stedman Town Park | Splash Pad |
| Linden Town Park (Little River Community Park) | Splash Pad |
| Eastover Town Park | Splash Pad |
| Gray's Creek Community Park | Community Park |
| Cape Fear High School | Tennis Court Lights |
| Pine Forest Middle School | Air Conditioning |

Mr. Gibson highlighted possible splash pad locations in Falcon, Eastover, Godwin, Linden, Stedman and Wade. Mr. Gibson stated splash pads run between \$150,000 and \$200,000 per facility and their size is between 1,000 to 1,500 SF per pad. Mr. Gibson stated splash pads as a water feature at parks do not have high maintenance costs, do not require life guards or a pool manager and are basically self sufficient. Mr. Gibson stated they are basically irrigation systems that sit on top of concrete, can be turned on and off and checked remotely, are good in a rural environment and are very popular in the district.

Mr. Gibson stated other big items include tennis court lights at Cape Fear High at approximately \$150,000, an HVAC system at Pine Forest High at an estimated cost of \$120,000 and a recreation center in Grays Creek. Mr. Gibson shared pictures of tennis court lighting and stated there is a working agreement with the school system so when the high school is finished using its tennis courts, a timer system will turn the lights on and off. Ms. Gibson stated with the development of the Grays Creek area, the population has grown away from the recreation center so because of that, he would like to develop the community park in the general area where the people are located as opposed to close to the recreation center as originally proposed. Mr. Gibson stated the community park will likely be eight to ten acres with elements like shelters, walking trails, a splash pad and playground unit. Mr. Gibson displayed a picture of the HVAC system for the gymnasium at the high school in Stedman and stated the same thing will be done at Pine Forest.

DRAFT

For county wide service projects, Mr. Gibson provided highlights of the proposed West Senior facility of approximately 18,000 SF to be located on Lake Rim and stated it ties into services that have no boundary lines. Mr. Gibson stated as part of the bond package, the two senior centers will be developed and will have participation from the district and the city. Mr. Gibson shared aerial photos of the view from the building across Lake Rim and stated there is a storm water easement for trails and there will also be boating.



Mr. Gibson also provided highlights of the senior facility (west) features to include renderings of potential facility facades. Mr. Gibson stated the district will be asked to support soft costs to outfit this new 18,000 SF facility. Mr. Gibson stated the hope is to begin construction in early 2018 so it can open by the end of 2018.

Will house current FCPR senior staff and all current programming to include:

- A lobby with reception desk
- Office space for staff
- Restrooms
- Library/computer room
- Conference room
- Game room
- Art room
- Fitness room
- Dance studio
- Kitchen/Café
- Health education, preventative and nutritional services
- Video/theatre room
- Therapy Pool

County funding of 10% will cover soft cost (i.e. furniture, televisions, weight equipment)

Mr. Gibson stated county wide special need projects included a proposed upgrade to the Massey Hill inclusive playing field and Gilmore Therapeutic Recreation Center. Mr. Gibson stated a \$250,000 grant was received from the NC Connect bond and another \$40,000 was received from Major League Baseball which will be used to build a totally rubber miracle field of about 150

DRAFT

feet for physically challenged individuals. Mr. Gibson stated the Gilmore Center was designed as a teen center but it is now being used as a therapeutic recreation center. Mr. Gibson stated significant upgrades are needed and the plan is to enlarge to 3,000 SF and add a sensory room which will allow individuals to come to the recreation center to see a therapist rather than the hospital. Mr. Gibson stated this is a soft cost that the district will be asked to support. Commissioner Faircloth stated the Finance Committee will not take any action as this will be part of the budget process.

3. CONSIDERATION OF CONSULTANT FOR SELECTION OF NEW TAX SOFTWARE SYSTEM

BACKGROUND:

Cumberland County’s goal is to reduce overall County expenses by phasing out the usage of the Mainframe as a system to handle data and routine processes. The Tax System, Oasis, is soon to be the final product still hosted on the Mainframe. To ensure the successful selection and migration to a new system, Cumberland County has identified the need for professional services to ensure an optimal solution. The selection is based on the following criteria:

- Needs Assessment (Discover what our organizational requirements are)
- Development of a Request for Proposal (RFP)
- Guide County through the ERP software selection process through on-site demonstrations, off-site client visits, and final selection. (Matching our needs with a system)
- Contract Development, Negotiations, and a Statement of Work (Ensuring that our system is properly designed)

Five companies provided responses for assistance in selection. Three of those were qualified for the scope of the project.

Please reference the summary table below for additional comparison.

| Vendor | Ranking | Evaluation Findings | Key Risks Identified | Costs |
|-------------------|-----------------|--|--|---|
| Harris Consulting | 1 st | <ul style="list-style-type: none"> • Specializes in municipal government systems • Proven track record of extensive experience in Tax solution initiatives • Verified references from 2 NC agencies (Guilford and Orange) confirming exceptional service provided throughout their Tax project • Has established relationships with many of the Tax solution vendors | <ul style="list-style-type: none"> • No identified risks | <ul style="list-style-type: none"> • \$93,700.00 |
| ClientFirst | 2 nd | <ul style="list-style-type: none"> • Verified references from NC agencies confirming exceptional service provided but for ERP solutions related to financials • Solid approach to consultation process • When asked on multiple occasions | <ul style="list-style-type: none"> • Lack of experience with Tax solution initiatives • Lack of on-site hours during requirements gathering process • Will require greater use of | <ul style="list-style-type: none"> • \$89,249.00 |

DRAFT

| | | | | |
|----------|-----------------|--|--|----------------|
| | | about references or experience with Tax solutions, nothing was provided | County resources (IT support and collaboration with Tax staff) due to initial requirements gathering process <ul style="list-style-type: none"> • Are not involved in site visits to other NC agencies for demos | |
| Panorama | 3 rd | <ul style="list-style-type: none"> • Highest cost of the 3 options • Has extensive experience but lacked viable references within NC • Undetermined experience with government agencies | <ul style="list-style-type: none"> • No recommendations provided from any NC agencies | • \$130,410.00 |

Selecting one of these three vendors to assist with the Needs Assessment, Requirements Gathering, RFP development, Software Selection, and Contract Negotiations for the Cumberland County Tax Department will increase the quality of the implementation of an ERP Solution. All phases are projected to take 6-8 months to complete.

RECOMMENDATION/PROPOSED ACTION:

Recommend the Finance Committee approve Harris Consulting for the needs assessment and selection services of a new tax system and the associated budget revision.

Recommend the approval of Budget Ordinance Amendment B171120 in the amount of \$93,700 to procure the services of Harris Consulting. Please note, this amendment requires the use of fund balance that was specifically allocated during the FY2017 budget process – to be used for technology upgrades.

Keith Todd, Information Services Director, reviewed the background information and summary table for three of the companies qualified for the scope of the project recorded above. Mr. Todd stated Harris Consulting has a proven track record of over twenty years working with tax and procurement selection processes and additionally were the most engaged in the process. Mr. Todd stated from the start to selecting the software to implementation will take six to eight months. Mr. Todd reviewed the recommendation/proposed action recorded above.

Commissioner Boose inquired regarding the total allocation to include upgrades. Ms. Cannon responded \$4.5 million. Additional questions and comments followed. Commissioner Faircloth referenced Harris Consulting’s relationships with many tax vendors and stated it needs to be clear that they are working for Cumberland County and not the vendors with whom they have relationships.

MOTION: Commissioner Keefe moved to approve Harris Consulting for the needs assessment and selection services of a new tax system and the associated Budget Ordinance Amendment B171120.

SECOND: Commissioner Faircloth

VOTE: UNANIMOUS (2-0)

DRAFT

- 4. REMOVED FROM AGENDA
- 5. PRESENTATION OF CAPITAL IMPROVEMENT PLAN (CIP) - FINANCING UPDATE

BACKGROUND:

An update regarding financing of the capital improvements plan last occurred during the Budget Work Session on March 6, 2017.

As a reminder, the benefits of this financing structure include: permits and contracts are not required up front but will be required as projects approach their starting point; overall administrative costs (financial advisor, bond counsel, bank counsel and LGC fees) will be lower as there will be two financings as opposed to financings occurring each fiscal year for three years.

The application process and meeting with the Local Government Commission (LGC) as well as a bank financing request for proposal is required this year and at the end of project completion. Funds will be drawn from the bank as invoices become due. Upon completion of the projects after the three years, the total amount utilized over the three years will be financed and repayment will begin during the fourth year (fiscal year 2021).

The financing calendar is recorded below. The findings resolution and authorization for LGC filing and calling for a public hearing will be presented during the June 5, 2017 Board of Commissioners' meeting. Adoption of the approving resolution and the public hearing will be considered during the June 19, 2017 Board of Commissioners' meeting. Approval from the LGC will be sought at their meeting scheduled for July 11, 2017.

RECOMMENDATION/PROPOSED ACTION:

No action is necessary, for information purposes only.

COUNTY OF CUMBERLAND, NORTH CAROLINA
2017 GENERAL GOVERNMENT DRAW PROGRAM

DRAFT FINANCING SCHEDULE- PENDING COUNTY & LGC REVIEW

| <u>DATE</u> | <u>EVENT</u> | <u>PARTICIPANTS</u> |
|-------------|--|---------------------|
| April 3 | Send Complete Financing Package Information to LGC | FA |
| April 6 | Meeting with Finance Committee | County |
| May 10 | Send RFP for Proposed Financing | FA/County |
| May 24 | Bids Due - FA and County Discuss Financing Proposals | County/FA |
| May 25 | Send Joint Legislative Committee Letter (on or before) | County/BC |
| TBD | LGC Kickoff Meeting | All |

DRAFT

| | | |
|----------------|--|-----------|
| May 31 | County Commission Items Due for June 5 th Meeting | County/BC |
| Wk of June 5th | Distribute First Draft of Documents | BC/PC |
| June 5 | County Adopts Findings Resolution and Authorize LGC Filing; County Calls for Public Hearing | County/BC |
| June 6 | Submit Application to LGC | County |
| June 7 | Publish Notice of Public Hearing (on or before) | County/BC |
| June 8 | Meeting with Finance Committee | County |
| June 13 | County Commission Items Due for June 19 th Meeting | County/BC |
| June 19 | County Adopts Approving Resolution and Holds Public Hearing | County/BC |
| Wk of July 10 | Discuss Closing Requirements | All |
| July 11 | LGC Approval (Executive Committee) | LGC |
| July 19 (est) | Closing | All |

Vicki Evans, Finance Director, reviewed the background information and the draft financing schedule recorded above. Ms. Evans stated the calendar will drive action by the Board of Commissioners at Board meetings. No action was required.

6. OTHER ITEMS OF BUSINESS

There were no other items of business.

There being no further business, the meeting adjourned at 10:08 a.m.



ITEM NO. 20(1)

INFORMATION SERVICES TECHNOLOGY

5th Floor, Room No. 519, Courthouse • PO Box 1829 • Fayetteville, North Carolina 28302-1829
(910) 323-6119 • Fax (910) 323-6153

MEMORANDUM FOR BOARD OF COMMISSIONERS' AGENDA OF APRIL 18, 2017

TO: BOARD OF COUNTY COMMISSIONERS
FROM: KEITH TODD, CHIEF INFORMATION SERVICES DIRECTOR *KT*
THRU: MELISSA C. CARDINALI, ASSISTANT COUNTY MANAGER *mc*
DATE: APRIL 11, 2017
SUBJECT: CONSIDERATION OF CONSULTANT FOR SELECTION OF NEW TAX SOFTWARE SYSTEM

BACKGROUND

The Cumberland County Finance Committee met on April 6, 2017 and discussed consideration of a consultant for the selection of new Tax Software System. Cumberland County's goal is to reduce overall County expenses by phasing out the usage of the Mainframe as a system to handle data and routine processes. The Tax System, Oasis, is soon to be the final product still hosted on the Mainframe. To ensure the successful selection and migration to a new system, Cumberland County has identified the need for professional services to ensure an optimal solution. The selection is based on the following criteria:

- Needs Assessment (Discover what our organizational requirements are)
- Development of a Request for Proposal (RFP)
- Guide County through the ERP software selection process through on-site demonstrations, off-site client visits, and final selection. (Matching our needs with a system)
- Contract Development, Negotiations, and a Statement of Work (Ensuring that our system is properly designed)

Five companies provided responses for assistance in selection. Three of those were qualified for the scope of the project.

Celebrating Our Past...Embracing Our Future

Please reference the summary table below for additional comparison.

| Vendor | Ranking | Evaluation Findings | Key Risks Identified | Costs |
|-------------------|-----------------|--|---|--|
| Harris Consulting | 1 st | <ul style="list-style-type: none"> Specializes in municipal government systems Proven track record of extensive experience in Tax solution initiatives Verified references from 2 NC agencies (Guilford and Orange) confirming exceptional service provided throughout their Tax project Has established relationships with many of the Tax solution vendors | <ul style="list-style-type: none"> No identified risks | <ul style="list-style-type: none"> \$93,700.00 |
| ClientFirst | 2 nd | <ul style="list-style-type: none"> Verified references from NC agencies confirming exceptional service provided but for ERP solutions related to financials Solid approach to consultation process When asked on multiple occasions about references or experience with Tax solutions, nothing was provided | <ul style="list-style-type: none"> Lack of experience with Tax solution initiatives Lack of on-site hours during requirements gathering process Will require greater use of County resources (IT support and collaboration with Tax staff) due to initial requirements gathering process Are not involved in site visits to other NC agencies for demos | <ul style="list-style-type: none"> \$89,249.00 |
| Panorama | 3 rd | <ul style="list-style-type: none"> Highest cost of the 3 options Has extensive experience but lacked viable references within NC Undetermined experience with government agencies | <ul style="list-style-type: none"> No recommendations provided from any NC agencies | <ul style="list-style-type: none"> \$130,410.00 |

Selecting one of these three vendors to assist with the Needs Assessment, Requirements Gathering, RFP development, Software Selection, and Contract Negotiations for the Cumberland County Tax Department will increase the quality of the implementation of an ERP Solution. All phases are projected to take 6-8 months to complete.

RECOMMENDATION

The recommendation of the Finance Committee was to approve Harris Consulting for the needs assessment and selection services of a new Tax system and the associated budget revision.

Recommend the approval of **Budget Ordinance Amendment B171120** in the amount of \$93,700 to procure the services of Harris Consulting. Please note, this amendment requires the use of fund balance that was specifically allocated during the FY2017 budget process – to be used for technology upgrades.

Celebrating Our Past...Embracing Our Future

AMY H. CANNON
County Manager

SALLY S. SHUTT
Assistant County Manager



CUMBERLAND
★ **COUNTY** ★
NORTH CAROLINA

MELISSA C. CARDINALI
Assistant County Manager

W. TRACY JACKSON
Assistant County Manager

ITEM NO. 2E

OFFICE OF THE COUNTY MANAGER

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF APRIL 18, 2017

TO: BOARD OF COUNTY COMMISSIONERS
FROM: AMY H. CANNON, COUNTY MANAGER *AKC*
DATE: APRIL 6, 2017
SUBJECT: APPROVAL OF THE APRIL 6, 2017 CUMBERLAND COUNTY
POLICY COMMITTEE REPORT AND RECOMMENDATION

BACKGROUND

The Cumberland County Policy Committee met on Thursday, April 6, 2017 and discussed the following agenda:

- 1) Hazard Mitigation Grant Program (HMGP) Options

A separate memo for this item and the draft minutes of the Cumberland County Policy Committee are attached for your convenience.

RECOMMENDATION/PROPOSED ACTION

Accept the Cumberland County Policy Committee report and recommendation.

/ct

Attachments

CM040617-3

DRAFT

CUMBERLAND COUNTY POLICY COMMITTEE
COURTHOUSE, 117 DICK STREET, 5TH FLOOR, ROOM 564
APRIL 6, 2017 – 10:30 A.M.
MINUTES

MEMBERS PRESENT: Commissioner Michael Boose
Commissioner Larry Lancaster

MEMBERS ABSENT: Commissioner Charles Evans

OTHER COMMISSIONERS

PRESENT: Commissioner Glenn Adams
Commissioner Jimmy Keefe
Commissioner Marshall Faircloth

OTHERS PRESENT: Amy Cannon, County Manager
Tracy Jackson, Assistant County Manager
Melissa Cardinali, Assistant County Manager for Finance/
Administrative Services
Rob Hasty, Assistant County Attorney
Randy Beeman, Emergency Services Director
Gene Booth, Emergency Management Coordinator
Jon Soles, Public Information Specialist
Vicki Evans, Finance Director
Jeffery Brown, Engineering & Infrastructure Director
Deborah Shaw, Budget Analyst
Heather Harris, Budget Analyst
Candice White, Clerk to the Board
Kellie Beam, Deputy Clerk to the Board
Press

Commissioner Lancaster called the meeting to order.

1. APPROVAL OF MINUTES – JANUARY 5, 2017 POLICY COMMITTEE
REGULAR MEETING

MOTION: Commissioner Boose moved to approve the January 5, 2017 regular
meeting minutes of the Policy Committee.

SECOND: Commissioner Lancaster

VOTE: UNANIMOUS (2-0)

2. CONSIDERATION OF HAZARD MITIGATION GRANT PROGRAM (HMGP)
OPTIONS

DRAFT

BACKGROUND:

As part of the recovery process for Hurricane Matthew, the NC Division of Emergency Management is moving forward with its Hazard Mitigation Grant Program (HMGP) and has collaborated with declared counties to determine local needs as far as mitigating future losses. A major part of this process involves the evaluation of property losses to determine if acquisition, elevation or reconstruction in the Special Flood Hazard Zone is justified from a benefit-cost perspective. After examining the extent of damages and collecting information from various public meetings, staff is recommending that all three mitigation options (i.e., acquisition, elevation or reconstruction) be offered in the unincorporated portion of Cumberland County. Municipalities will submit their own plans and priorities for their respective communities.

At this point in the unincorporated area, there are twelve (12) applications for acquisition, five (5) applications for elevation, and four (4) applications for reconstruction. Only 1 of the 21 applications received is for properties that are physically located in the Special Flood Hazard Zone.

The total assessed value for all of these parcels to include primary structures, outbuildings and land is \$3,731,714.

RECOMMENDED/PROPOSED ACTION:

Staff recommends offering the full range of options available to homeowners under the HMGP program and moving this concept forward to the full Board of Commissioners for final consideration and approval at the April 18, 2017 regular meeting.

Tracy Jackson, Assistant County Manager, reviewed the background information and recommendation as recorded above.

Commissioner Boose stated he feels this would be the best option because it gives homeowners the full range of options.

MOTION: Commissioner Boose moved to recommend to the full board offering the full range of options available to homeowners under the HMGP program and moving this concept forward.

SECOND: Commissioner Lancaster

VOTE: UNANIMOUS (2-0)

3. COMMUNICATION PROCESS AND RESPONSES BY STAFF TO COMMUNICATION FROM A BOARD MEMBER

BACKGROUND:

DRAFT

Management was asked to place this item on the Policy Committee agenda for discussion. The County does not have a policy on information requests from Board members, but Management, the County Attorney and Clerk to the Board have attempted to consistently apply the following practice:

- If a Board member makes an inquiry which requires research, creation of a document or follow-up by email or memorandum, it has been the practice to share that information with the entire Board. This practice provides that all Board members have the value of the same information.

RECOMMENDATION/PROPOSED ACTION:

For discussion purposes and guidance if revisions to this practice are desired.

Commissioner Boose stated he requested this item be added to the Policy Committee agenda. Commissioner Boose stated at times the responses to his requests were being sent to the full board and other times the responses were just sent to him individually. Commissioner Boose further stated he would like to see responses for specific information sent to the full board but responses to personal matters just sent back to the individual commissioner. Commissioner Keefe stated this could really overload the email inboxes of the full board but there needs to be a common practice or guidance so people are not being subjective.

Ms. Cannon stated there are a few new department heads that may not be aware of the practice that the County Manager, County Attorney and the Clerk to the Board have been using and she would make sure to reach out so everyone understands the practice. Commissioner Faircloth stated generally if a response is relevant to the full board he likes to receive a copy of the email so everyone has the same information.

Commissioner Boose stated he is pleased with the practice Ms. Cannon explained and he does not see the need in a policy. The consensus of the Policy Committee was to keep the unwritten practice that if a board member makes an inquiry which requires staff to research, create a document or follow-up by email or memorandum, the staff should share the information with the full board.

No action taken.

4. OTHER ITEMS OF BUSINESS

There were no other items of business.

MEETING ADJOURNED AT 10:51 AM

AMY H. CANNON
County Manager

JAMES E. LAWSON
Deputy County Manager



MELISSA C. CARDINALI
Assistant County Manager

W. TRACY JACKSON
Assistant County Manager



ITEM NO. 2E(1)

OFFICE OF THE COUNTY MANAGER

**MEMORANDUM FOR THE AGENDA OF THE APRIL 18, 2017
MEETING OF THE BOARD OF COUNTY COMMISSIONERS**

TO: BOARD OF COUNTY COMMISSIONERS

FROM: TRACY JACKSON, ASST. COUNTY MANAGER 

THROUGH: AMY CANNON, COUNTY MANAGER 

DATE: APRIL 11, 2017

SUBJECT: CONSIDERATION OF HAZARD MITIGATION GRANT PROGRAM (HMGP) OPTIONS

BACKGROUND:

As part of the recovery process for Hurricane Matthew, the NC Division of Emergency Management is moving forward with its Hazard Mitigation Grant Program (HMGP) and has collaborated with declared counties to determine local needs as far as mitigating future losses. A major part of this process involves the evaluation of property losses to determine if acquisition, elevation or reconstruction in the Special Flood Hazard Zone is justified from a benefit-cost perspective. After examining the extent of damages and collecting information from various public meetings, staff is recommending that all three mitigation options (i.e., acquisition, elevation or reconstruction) be offered in the unincorporated portion of Cumberland County. Municipalities will submit their own plans and priorities for their respective communities.

At this point in the unincorporated area, there are twelve (12) applications for acquisition, five (5) applications for elevation, and four (4) applications for reconstruction. Only 1 of the 21 applications received are for properties that are physically located in the Special Flood Hazard Zone.

The total assessed value for all of these parcels to include primary structures, outbuildings and land is \$3,731,714.

RECOMMENDED/PROPOSED ACTION:

Staff recommends offering the full range of options available to homeowners under the HMGP program and moving this concept forward to the full Board of Commissioners for final consideration and approval at the April 20, 2017 regular meeting.

COUNTY OF CUMBERLAND

NORTH CAROLINA

Proclamation

WHEREAS, during the late 1950s and early 1960s, the Supreme Court of North Carolina was becoming overburdened with an increasing number of cases dealing with its customary judicial business and a number of post-conviction appeals; and

WHEREAS, this situation led the 1965 General Assembly to submit a proposed amendment to Article IV of the North Carolina Constitution which authorized the creation of an intermediate court of appeals to relieve pressure on the North Carolina Supreme Court by sharing the appellate caseload; and

WHEREAS, voters overwhelmingly approved this recommendation in the November 1965 election, the 1967 General Assembly enacted the necessary legislation establishing the North Carolina Court of Appeals and the Court of Appeals became operational on October 1, 1967; and

WHEREAS, the Court of Appeals is the state's intermediate appellate court that decides questions of law in cases appealed from superior and district courts and from select administrative agencies of the executive branch; and

WHEREAS, the Court of Appeals sits in panels of three judges, an arrangement that allows the court to hear arguments in separate cases at the same time; and

WHEREAS, to commemorate its 50th Anniversary, the Court of Appeals is holding a special session on April 26, 2017 at 10:00 a.m. in the Cumberland County Historic Courthouse located at 130 Gillespie Street with Chief Judge Linda M. McGee, Judge Ann Marie Calabria and Judge John M. Tyson.

NOW, THEREFORE, the Cumberland County Board of Commissioners joins the Court of Appeals in commemorating its 50th Anniversary and recognizes the Court of Appeals commitment to civics education and efforts to increase public awareness of the function that North Carolina courts serve throughout the state.

FURTHERMORE, the Cumberland County Board of Commissioners extends an invitation to Cumberland County citizens to attend the special session as the three-judge panel hears oral arguments in cases on appeal.

Adopted this 18th day of April, 2017.

*Charles E. Evans, Vice Chairman
Cumberland County Board of Commissioners*

**Approval of Budget Ordinance Amendments for the April 18, 2017
Board of Commissioners' Agenda**

General Fund 101

There were no revisions relating to the General Fund for this period.

Federal Forfeiture Fund 204

- 1) **Federal Forfeiture Fund - Budget Ordinance Amendment B170078 to recognize additional revenue of \$15,000 to purchase equipment.**

The Board is requested to approve Budget Ordinance Amendment B170078 in the amount of \$15,000. This revision will appropriate federal forfeiture funds to purchase equipment for the Cumberland County Sheriff's Office.

Please note this amendment requires no additional county funds.

Inmate Welfare Fund 207

- 2) **Inmate Welfare Fund - Budget Ordinance Amendment B170120 to recognize Inmate Welfare funds of \$1,500 to purchase kitchen supplies.**

The Board is requested to approve Budget Ordinance Amendment B170120 in the amount of \$1,500 of additional revenue to purchase kitchen supplies.

Please note this amendment requires no additional county funds

Contingency Funds Report

The County Manager approved the use of contingency funds for following:

- Jail Health in the amount of \$270,000 to provide additional temporary nursing staff in the detention center for the remainder of the fiscal year.
- Court Ordered Care in the amount of \$14,000 to address increased volume for assessments for families and juveniles for the remainder of the fiscal year.
- Cedar Creek Business Center in the amount of \$2,300 to provide maintenance to the grounds.

Charles Morris,
Chair
Town of Linden

Diane Wheatley,
Vice-Chair
Cumberland County

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,
Carl Manning,
Lori Epler,
Cumberland County

Benny Pearce,
Town of Eastover

Patricia Hall,
Town of Hope Mills

APRIL 6, 2017

ITEM NO. 3A

MEMO TO: Cumberland County Board of Commissioners

FROM: Cumberland County Joint Planning Board

SUBJECT: **Case P17-10:** Rezoning of 10.08+/- acres from R7.5 Residential/CUD Conditional Use District for Non-profit recreation center to R7.5 Residential/CZ Conditional Zoning for Non-profit recreation center & other specific requested allowed uses or to a more restrictive zoning district, located at 4221 Black Bridge Road, submitted by Thurston and Charlotte Robinson (owners). (Hope Mills & County)

ACTION: 1st motion for Case P17-10: 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 P17-10: Move to approve the rezoning for R7.5 Residential/CZ Conditional Zoning for Non-profit recreation center & other specific requested allowed uses.

SITE PROFILE: **Frontage & Location:** 625'+/- on SR 1115 (Black Bridge Rd); **Depth:** 1457'+/-; **Jurisdiction:** Hope Mills & Cumberland County; **Adjacent Property:** No; **Current Use:** Non-profit recreation center under construction; **Initial Zoning:** RR – February 3, 1977 (Area 7); Rezoned to R10 – 01/27/1981; Northwest portion annexed by Hope Mills 03/01/1999 – initially zoned to R10 May 17, 1999; Rezoned to R7.5/CUD – 05/16/2011; **Nonconformities:** None; **Zoning Violation(s):** None; **Surrounding Zoning:** North: RR, CD, R10, R6 & R5A; South: RR, R10 & R7.5; East & West: RR & R10; **Surrounding Land Use:** Residential (including manufactured homes), religious worship & apartment complex; **2030 Growth Vision Plan:** Urban area; **Southwest Land Use Plan:** Medium density residential, suburban density residential & open area; **School Capacity/Enrolled:** Rockfish Elementary: 725/678; Hope Mills Middle: 740/571; South View High: 1800/1775; **Town of Hope Mills:** Staff does not object to the request; **Special Flood Hazard Area (SFHA):** None – small stream standards apply; **Water/Sewer Availability:** PWC/PWC; **Soil Limitations:** Yes, hydric – JT Johnston loam; **Subdivision/Site Plan:** If approved, see Ordinance Related Conditions; **Average Daily Traffic Count (2014):** 11000 on SR 1115 (Black Bridge Road); **Highway Plan:** The Fayetteville Outer loop Project falls within a half mile of the subject property, but will not have a direct impact on the parcel. Black Bridge Road is identified as a local thoroughfare identified as needing improvement in the 2040 Metropolitan Transportation Plan. However, there are no current projects along Black Bridge Road. The subject property will have no impact on the Transportation Improvement Plan; **Notes:** **Density (minus 15% for R/W):** R7.5 – 49 lots/ 50 units; **Minimum Yard Setbacks:** **R7.5:** Front yard: 30', Side yard: 10' (15' – 2 story), Rear yard: 35'; **Requested uses:** Accessory uses incidental to any permitted use, Assemblies (including assembly hall, armory, stadium, coliseum, community center, fairground activities), Day care facilities, Fire station operations/emergency service, Library, Public/community utility stations/substations, Recreation/amusement outdoor (conducted outside building for profit, not otherwise listed & not regulated), Recreation/amusement public/private (not operated as a business for profit including playgrounds, neighborhood center buildings, parks, museums, swimming pools, etc., & not otherwise listed), Religious worship activities, Schools, public: elementary or secondary.

MINUTES OF MARCH 21, 2017

1st MOTION

In addition to the above information, the Planning and Inspections Staff recommends the board approve Case No. P17-10 for R7.5 Residential/ CZ Conditional Zoning for non-profit recreation center & other specific requested allowed uses and as listed in the board's packet based on the following:

- If approved, the use will provide a valuable alternative source of organized recreation for the citizens in the surrounding community.

No other district could be considered suitable at this location. Applicant has verbally agreed to all conditions.

2nd MOTION

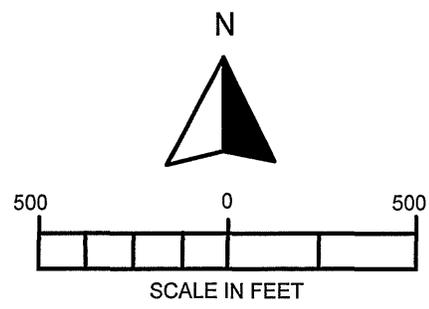
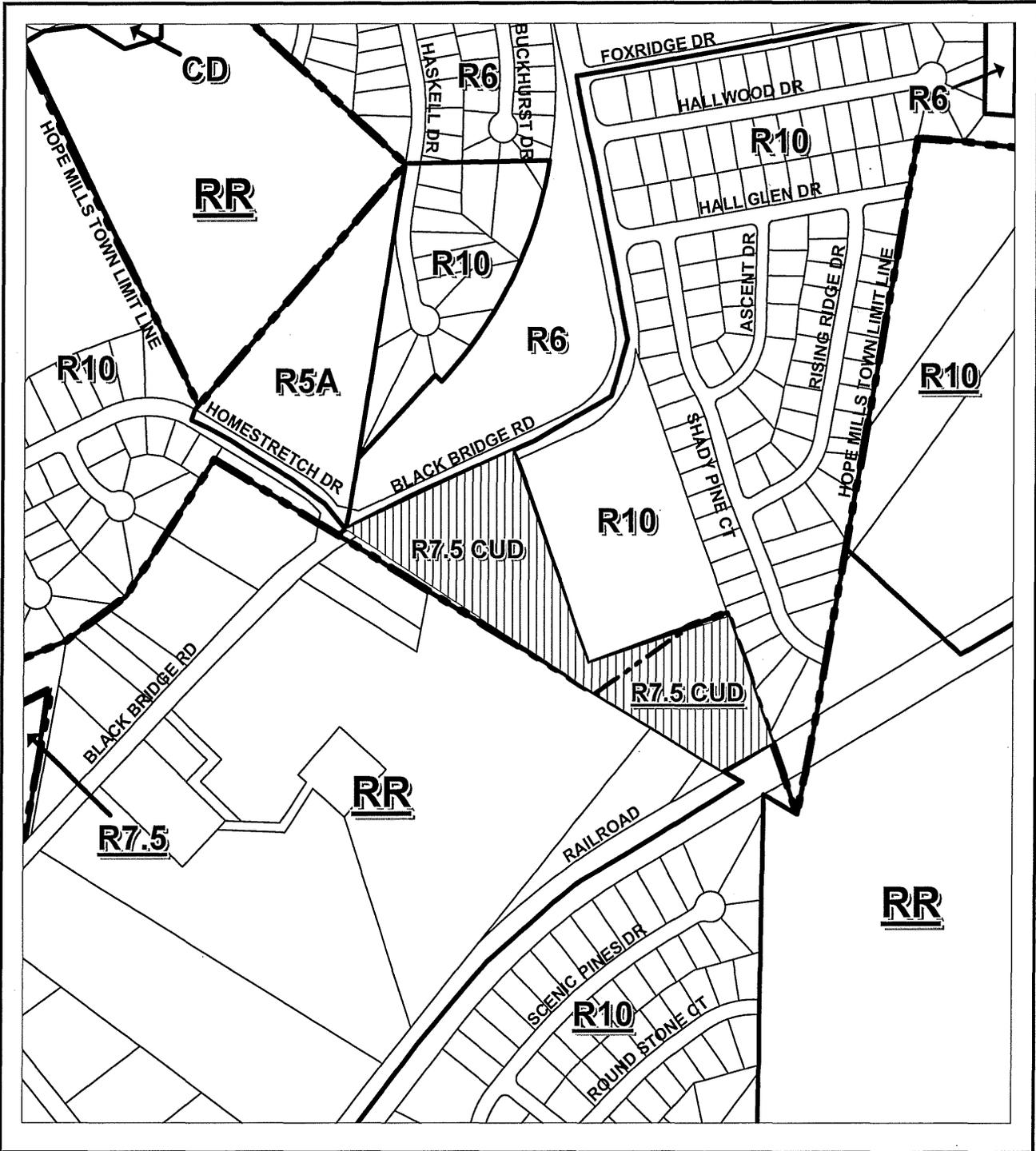
The Planning and Inspections Staff recommends the board find that approval of the request is consistent with the adopted comprehensive plan designated as the *2030 Growth Vision Plan*, which calls for "urban" development at this location. The request would also meet Vision 6, specifically 6.11 and 6.12, of the *2030 Growth Vision Plan*, which calls for exploring increased privatization of park maintenance and programming as well as encouraging public-private arrangements for park development, programming and maintenance of park and recreation facilities. Although the request is not entirely consistent with the Southwest Cumberland Land Use Plan which calls for "medium density residential and open space," the nonprofit recreation center was approved on this site in 2011 and is currently under construction. The Southwest Cumberland LUP was adopted on November 18, 2013 by the Cumberland County Board of Commissioners and March 17, 2014 by the Hope Mills Board of Commissioners.

The staff recommends the board further find that approval of this rezoning is reasonable and in the public interest because the district and uses requested for the subject property meets or exceeds the location criteria of the adopted Land Use Policies Plan, in that: *public water and sewer required*, PWC water and sewer available; *must have direct access to a public street*, Black Bridge Road is a minor arterial street; *must not be located in any defined critical area as defined by the Fort Bragg Small Area Study*; *desirable to not be located in the Special Flood Hazard Area (SFHA)*, there is no SFHA on the subject property; and *must not be an area with hydric soils unless sewer is available*, public sewer is available.

Mr. McLaurin made both of the motions referenced above, seconded by Ms. Hall, to follow the staff recommendations and approve the rezoning request. The motions passed unanimously.

First Class and Record Owners' Mailed Notice Certification

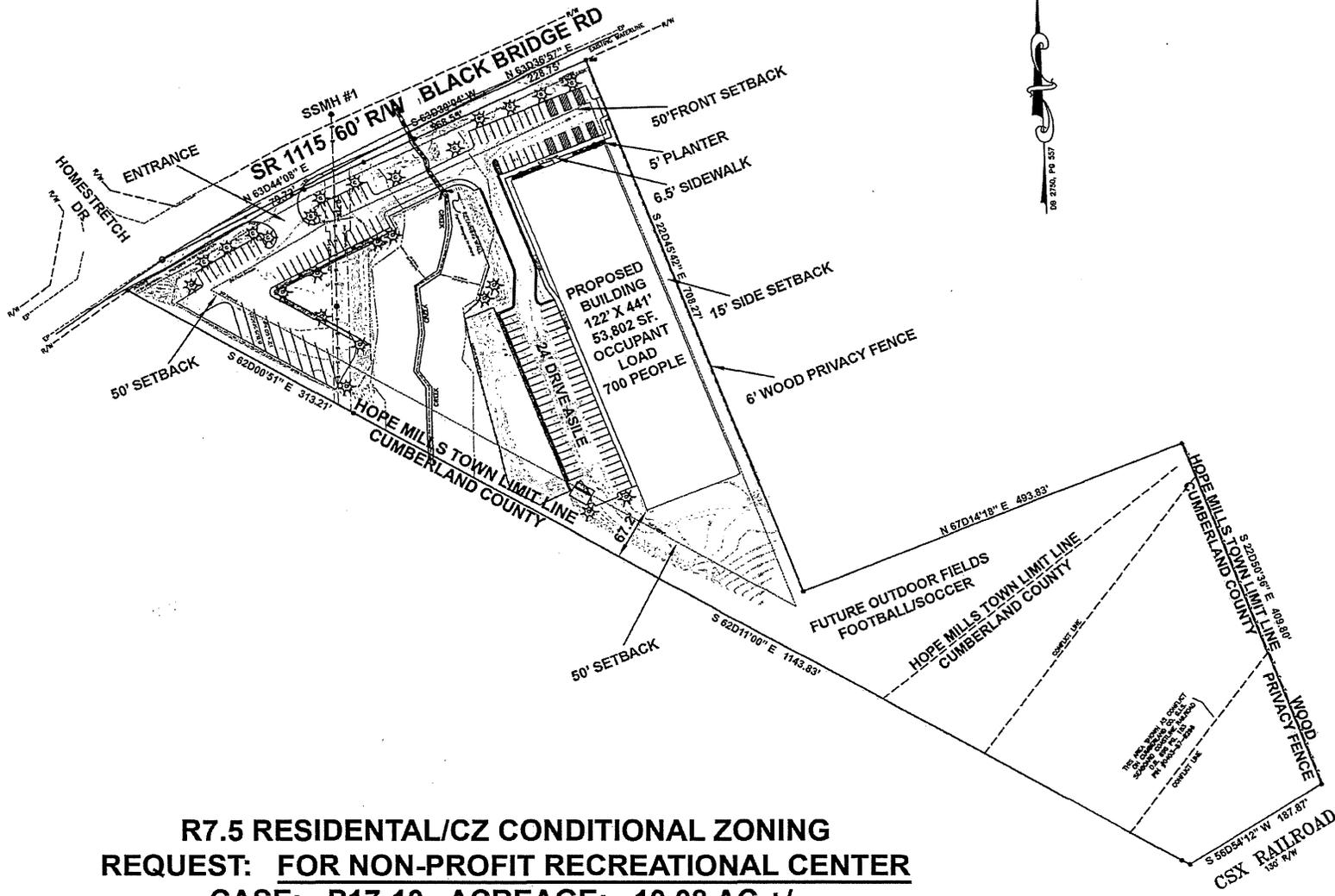
A certified copy of the tax record owner(s) of the subject and adjacent properties and their tax record mailing address is contained within the case file and is incorporated by reference as if delivered herewith.



PIN: 0403-87-0613
 PIN: 0403-87-5332

| REQUESTED REZONING R7.5/CUD TO R7.5/CZ | | |
|---|--------------------|--------|
| ACREAGE: 10.08 AC.+/- | HEARING NO: P17-10 | |
| ORDINANCE: COUNTY/HOPE MILLS | HEARING DATE | ACTION |
| STAFF RECOMMENDATION | | |
| PLANNING BOARD | | |
| GOVERNING BOARD | | |

MB



R7.5 RESIDENTIAL/CZ CONDITIONAL ZONING
REQUEST: FOR NON-PROFIT RECREATIONAL CENTER
CASE: P17-10 ACREAGE: 10.08 AC +/-
ZONED: R7.5/CUD SCALE: NTS PARKING: AS SHOWN
 *SCALED DETAILED SITE PLAN IN FILE AVAILABLE FOR REVIEW UPON REQUEST

R7.5 RESIDENTIAL/CZ CONDITIONAL ZONING DISTRICT

DRAFT

Ordinance Related Conditions
for
Non-Profit Recreation Center & Other Requested Allowed Uses (see attachment to application)

Pre-Permit Related:

1. The Town of Hope Mills has tree preservation provisions in their ordinance; the developer must contact Chancer McLaughlin, Hope Mills Town Planner concerning the removal of trees from this site prior to obtaining a tree removal permit.
2. For continuity of future development plans, the property owner is encouraged to consider petitioning for annexation into Hope Mills that portion of the subject property that is currently in the unincorporated area of the County.
3. Prior to permit application, five copies of a revised plan (and \$25 revision fee) be submitted for staff review and approval including the following:
 - a. All required off-street parking spaces shall be a minimum of 9' x 20' and shall be surfaced, with a permanent material such as asphalt or concrete, and striped prior to application for the building final inspection. **A minimum of 175 off-street parking spaces is required for this development.** (Section 102A-1302, Off-street parking, Hope Mills Zoning Ordinance.)
 - b. This conditional approval is not approval of any freestanding signs. **If a freestanding sign is desired, the proposed sign location must be shown prior to application for any freestanding sign permits.** Attached signage for this development must be in accordance with the applicable sign regulations as set forth in Article XIV of the Hope Mills 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.)
 - c. Landscaping must be provided in accordance with Section 102A-1202(n), Landscaping, Hope Mills Zoning Ordinance and/as shown on the site plan. The revised site plan depicting the landscaping must be submitted to Land Use Codes. The following are the minimum standards for the required landscaping of this site:
 - (1) Thirteen large shade trees or 38 small ornamental trees within the front yard setback area;
 - (2) Two small ornamental trees and 24 shrubs are required in the building yard area;
 - (3) Twelve trees and 70 shrubs are required within the parking area.

In addition:

- (1) Required plant materials shall be maintained by the property owner, including replacing dead or unhealthy trees and shrubs; and
- (c) All yard and planting areas shall be maintained in a neat, orderly, and presentable manner and kept free of weeds and debris.

Permit-Related:

4. The owner/developer(s) of these lots must obtain detailed instructions on provisions of the Hope Mills Zoning Ordinance and building/zoning permits required to place any structure within this development from the Hope Mills Inspection Department/Planning Department, in Town Hall at 5770 Rockfish Road. For additional information, the developer should contact a Town Planner.
5. The Town's Plan Review Committee requirements must be complied with and in the event any significant changes to the site plan are necessary to satisfy the Plan Review Committee's requirements, re-submittal of the site plan may be required. The following comments have been submitted by the town staff:
 - a. *Town of Hope Mills Storm Water Department:* No Comment.
 - b. *Town of Hope Mills Planning Department:* Should be conditioned to the site plan to ensure that current development is completed. Any change in use should be conditioned to appear before the Board of Commissioners.
 - c. *Town of Hope Mills Public Works Department:* No comment.
 - d. *Town of Hope Mills Fire Department:* No comment.
 - e. *Town of Hope Mills Inspections:* No objections.
6. Connection to public water and sewer is required, the Public Works Commission (PWC) must approve water and sewer plans prior to application for any permits. **A copy of the PWC approval must be provided to the Hope Mills Inspections Department/Planning Department at the time of application for building/zoning permits.** (Section 86A-406 (1), Public Water and Sewer Systems Hope Mills Subdivision Ordinance)
7. New development that will disturb one acre or more of land or is part of a larger common plan of development that will disturb one acre or more of land is subject to the Post-Construction Stormwater Management Permitting Program administered by the Hope Mills Stormwater Department. 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 Town's Stormwater Management Permit must be provided to the Hope Mills Inspections Department/Planning Department.
8. For any new development, the developer must/may have to provide the Hope Mills Inspections Department/Planning Department with an approved NC Department of Environmental Quality (NCDEQ) 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 NCDEQ approval must be provided to the Hope Mills Town Inspections Department/Planning Department at the time of application for any building/zoning permits.

9. The developer must provide a site-specific address and tax parcel number to the Hope Mills Inspections Department/Planning Department at the time of building/zoning permit application.
10. A Certificate of Occupancy will not be issued until the Hope Mills Stormwater Department inspects the site and certifies that it has been developed in accordance with the approved drainage plans.
11. Prior to the final inspection, a concrete, or other approved surface material, sidewalk is required to be constructed along SR 1115 (Black Bridge Road). Contact Hector A Cruz-Alicea with the Town of Hope Mills for questions related to this condition.
12. A *Certificate of Occupancy* will not be issued until the Town Planner inspects the site and certifies that the site is developed in accordance with the approved plans.
13. A review of the data available to the Army Corp of Engineers indicates that jurisdictional waters are likely to be present on this property and therefore are likely to be impacted by the proposed project. However, without an official Jurisdictional Determination at the property, these findings cannot be confirmed.

A permit will be required for this project if construction will involve the temporary and/or permanent placement of fill in waters of the United States including wetlands. If a permit is required, the applicant will be required to avoid and minimize impacts to wetland/waters of the United States and may need to provide compensatory mitigation for unavoidable impacts.

14. The developer must obtain a driveway permit from the NC Department of Transportation (NCDOT). A copy of the approved driveway permit must be provided to Hope Mills Inspection Department /Planning Department 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 Hope Mills Street Department and NCCDOT Division 6 / District 2 office at the numbers listed on the bottom of this conditional approval.

Note: In the event the NCDOT driveway permit process alters the site plan in any manner, the copies of a revised site plan must be submitted for staff review and approved prior to permit application.

Note: The property owner most likely will be required to provide a copy of a recorded plat and deed conveying to the NCDOT that portion of the subject property located within or to be located within the right-of-way at the time of driveway permit application.

Note: A new driveway permit must be obtained for every/any change in use on the subject property.

Note: The proposed driveway location must be offset from Homestretch Drive a minimum of 125 feet.

Site-Related:

15. All uses, dimensions, setbacks and other related provisions of the Hope Mills Subdivision Ordinance and Zoning Ordinance for the R7.5 zoning district, to include the contents of the application and site plan, must be complied with, as applicable.
Note: For any change in use to any one or more of the requested and approved uses, prior to commencement of the change, site plan approval by the Hope Mills Board of Commissioners is required. In addition, depending on the use for a change in use, additional improvements/criteria may be required.
16. The small stream standards set forth in Section 42-133, Hope Mills Flood Damage Prevention Chapter, shall be complied with during construction and upon completion of development within this subdivision as enforced by the Hope Mills Stormwater Department.
17. Curbs and gutters must meet the NC Department of Transportation's (NCDOT) standards and specifications. Rolled concrete curb, if required, must not be less than 24 inches in width. (Section 86A-404(16) (b) (3), Curbs and Gutters, Hope Mills Subdivision Ordinance)
18. A drainage permit from the Town of Hope Mills Stormwater Department is required for any development or redevelopment that will construct, alter, repair, relocate, or demolish any storm sewer natural watercourse, or other drainage facility. The standards used for the design and construction of all stormwater drainage structures and/or stormwater BMP facilities shall be in accordance with the "Town of Hope Mills Stormwater Design Standards", the Design Manual, and shall be subject to the requirements of Chapter 67 Article III.
19. For new development, all utilities, except for 25kv or greater electrical lines, must be located underground. (Section 86A-406(c), Underground utilities required, Hope Mills Subdivision Ordinance)
20. The owner/developer shall secure and maintain the detention/retention basin, keeping it clear of debris and taking measures for the prevention of insect and rodent infestation.
21. Turn lanes may be required by the NC Department of Transportation (NCDOT).
22. All lighting is required to be directed internally within this development and comply with the provisions of Section 102A-1202(m), Outdoor Lighting, Hope Mills Zoning Ordinance.

23. A solid buffer must be provided and maintained along the side and rear property lines where this tract/site abuts residentially zoned properties in accordance with the provisions of Section 102A-1202(g), Buffer Requirements, Hope Mills Zoning Ordinance. (Note: Chain link fencing cannot be used to satisfy the buffer requirement.)
24. All dumpster, garbage, and utility areas shall be located on concrete pads and screened on a minimum of three sides.
25. Lateral access to the religious worship facility property must be provided. The developer is required to extend the parking drive area on the northeast side so that it is flush with the property line, thus allowing for possible future connectivity between the two tracts.

Advisories:

26. The applicant is advised to consult an expert on wetlands before proceeding with any development.
27. 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.
28. The developer's subsequent application for permits upon receipt of these conditions of approval constitutes the developer's understanding and acceptance of the conditions of approval for this development.
29. Black Bridge Road is identified as a local thoroughfare identified as needing improvement in the 2040 Metropolitan Transportation Plan. However, there are no current projects along Black Bridge Road. The subject property will have no impact on the Transportation Improvement Plan. The Fayetteville Outer loop Project falls within a half mile of the subject property, but will not have a direct impact on the parcel. For questions related to this comment, contact Transportation Planning.
30. This conditional approval is not to be construed as all encompassing of the applicable rules, regulations, etc. which must be complied with for any development. Other regulations, such as building, environmental, health and so forth, may govern the specific development. The developer is the responsible party to ensure full compliance with all applicable Federal, State, and local regulations.

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

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

| | | | |
|----------------------------------|----------------------|----------------|--|
| Subdivision/Site Plan/Plat | Ed Byrne | 678-7609 | ebyrne@co.cumberland.nc.us |
| County Health Department: | Daniel Ortiz | 433-3680 | dortiz@co.cumberland.nc.us |
| PWC: | Joe Glass | 223-4740 | joe.glass@favpwc.com |
| Town of Hope Mills: | | 424-4555* | |
| Town Manager: | Melissa P. Adams | | mpadams@townofhopemills.com |
| Town Clerk: | Debrah Holland | | dholland@townofhopemills.com |
| Planner – Zoning Permits | Chancer McLaughlin | | cmclaughlin@townofhopemills.com |
| Chief Building Inspector: | David Reeves | | dreeves@townofhopemills.com |
| Stormwater/Flood Administrator: | Beth Brown | | eabrown@townofhopemills.com |
| Zoning Inspector: | David (Ray) Reeves | | dreeves@townofhopemills.com |
| Fire Marshal | Brett A. Ham | | baham@townofhopemills.com |
| Public Works – Streets/sidewalks | Hector A Cruz-Alicea | | hacruz@townofhopemills.com |
| US Postal Service | Jonathan R. Wallace | (704) 393-4412 | jonathan.r.wallace@usps.gov |
| Corp of Engineers (wetlands): | Liz Hair | (910) 251-4049 | hair@usacr.army.mil |
| NCDEQ (E&S): | Leland Cottrell | (910) 433-3393 | leland.cottrell@ncdenr.gov |
| 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 |
| Transportation Planning: | Joel Strickland | 678 7622 | jstrickland@co.cumberland.nc.us |
| N.C. Division of Water Quality: | Mike Randall | (919) 807-6374 | mike.randall@ncdenr.gov |

*This is the main telephone number for the Town of Hope Mills; once connected, the caller will be directed to the various departments.

cc: Chancer McLaughlin, Town of Hope Mills

TO THE ZONING BOARD AND TOWN BOARD OF COMMISSIONERS OF HOPE MILLS, NC:

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

1. Applicant/Agent Thurston Robinson / Charlotte Robinson
2. Address: 599 Castle Rising RD Zip Code 28314
3. Telephone: (Home) 910-860-8810 (Work) 910-257-6539
4. Location of Property: 4221 Blackbridge RD Hope Mills
5. Parcel Identification Number (PIN #) of subject property: 0403-87-0613/0403-87-5332
(also known as Tax ID Number or Property Tax ID)
6. Acreage: 10.08 Frontage: 625.63 Depth: 767'
7. Water Provider: PWC Septage Provider: PWC
8. Deed Book 0115, Page(s) 0197, Cumberland County Registry. (Attach copy of deed of subject property as it appears in Registry).
9. Existing use of property: NA
10. Proposed use(s) of the property: See attached matrix

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 X
12. Has a violation been issued on this property? Yes _____ No X
13. It is requested that the foregoing property be rezoned FROM: R 7.5 CU
TO: (Select one)

- Conditional Zoning District, with an underlying zoning district of R7.5
(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)

Modification to existing use

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.)

see attached matrix

- 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. NA

2. DIMENSIONAL REQUIREMENTS:

- A. Reference either the dimensional requirements of the district, Sec. 102A-1204 or list the proposed setbacks.

see site plans

- B. Off-street parking and loading, Sec. 102A-1301 & 102A-1303: List the number of spaces, type of surfacing material and any other pertinent information.

see site plans

3. SIGN REQUIREMENTS:

Reference the district sign regulations proposed from Article XIV.

see site plans

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. 102A-1202(n)]. **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. 102A-1202(g)] **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.

Hours of operation 6:00 am - 12 pm - Monday - Sunday
Number of employees 55-75. (12) employees are protected during initial start up.

Indoor basketball, soccer, volleyball courts for AAU teams
Host events monthly with multiple out of town teams

6. SITE PLAN REQUIREMENTS:

The application must include a site plan drawn to the specifications of Sec. 102A-1502. If the proposed uses involve development subject to the Hope Mills 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 County Planning Staff, Hope Mills Review Committee, the Zoning Board and Board of 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 County Planning 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 County Planning Staff has conferred with the petitioner or assigns, and the application as submitted is accurate and correct.

✓ Thurston Robinson / Charlotte Robinson
NAME OF OWNER(S) (PRINT OR TYPE)

✓ 599 Castle Rising RD Fayetteville NC. 28314
ADDRESS OF OWNER(S)

fancee 599 @ yahoo.com
E-MAIL

910-860-8810 910-257-6539
HOME TELEPHONE WORK TELEPHONE

 
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

Sec. 102A-403. Use matrix.

| Hope Mills Zoning Ordinance | | | | | | | | | | | | | | | |
|--|-----------------------|----|-----|-----|------|----|-----|----|-----|---------|-------|-------|------|-------|------|
| P = Permitted use | | | | | | | | | | | | | | | |
| Z = Conditional zoning (Board of Commissioners approval required) | | | | | | | | | | | | | | | |
| S = Special use (Board of Adjustment approval required) | | | | | | | | | | | | | | | |
| LAND USES | ZONING CLASSIFICATION | | | | | | | | | | | | | | |
| | CD | RR | R20 | R15 | R7.5 | R6 | R6A | R5 | R5A | O& I(P) | C1(P) | C2(P) | C(P) | M1(P) | M(P) |
| Accessory uses incidental to any permitted use | P | P | P | P | P | P | P | P | P | P | P | P | P | P | P |
| Addressing service | | | | | | | | | | | | P | P | P | P |
| Agricultural or rural farm use | P | P | P | | | | | | | | | | | | |
| Airport operations (minor) | | | | | | | | | | | | | | S | S |
| Airport operations (major) (§102A-1002) | | | | | | | | | | | | | | | P |
| Alcoholic beverages, (control sales) | | | | | | | | | | | | | P | | |
| Apparel and accessory sales | | | | | | | | | | | P | P | P | | |
| Assemblies (including assembly hall, armory, stadium, coliseum, community center, underground activities) (§102A-1015) | | S | S | S | S | S | S | S | S | P | P | P | P | P | P |
| Auction sales (excluding livestock auctioning & motor vehicles) | | | | | | | | | | | | | P | P | P |
| Bakery production and wholesale sales | | | | | | | | | | | | | P | P | P |
| Baking, on-premises and retail only | | | | | | | | | | | P | P | P | | |
| Bank, savings and loan company and other financial activities | | | | | | | | | | P | P | P | P | | |
| Barbering, hairdressing and salon services | | | | | | | | | | | P | P | P | | |
| Bars & night clubs, not regulated by Sec. 102A-1023 | | | | | | | | | | | | | P | | |
| Bed and breakfast (§102A-1003) | | P | P | P | P | P | P | P | P | | | P | P | | |
| Billboards (§102A-1407) | | | | | | | | | | | | | Z | | P |

Sec. 102A-403. Use matrix.

| Hope Mills Zoning Ordinance P = Permitted use Z = Conditional zoning (Board of Commissioners approval required) S = Special use (Board of Adjustment approval required) | | ZONING CLASSIFICATION | | | | | | | | | | | | | | |
|--|--|-----------------------|----|-----|-----|------|----|-----|----|-----|--------|-------|-------|------|----------------|----------------|
| LAND USES | | CD | RR | R20 | R15 | R7.5 | R6 | R6A | R5 | R5A | O&I(P) | C1(P) | C2(P) | C(P) | M1(P) | M(P) |
| Bingo | | | | | | | | | | | | P | P | P | | |
| Boats and accessories, retail sales and service | | | | | | | | | | | | | | P | | |
| Books & printed matter-sales, not regulated by Sec. 102A-1023 | | | | | | | | | | | P | P | P | P | P | P |
| Borrow source operations (§102A-1004) | | | | | | | | | | | | | | | | S |
| Bottled gas distributing, bulk storage | | | | | | | | | | | | | | | | P |
| Bottling | | | | | | | | | | | | | | | P | P |
| Building supply | | | | | | | | | | | | | P | P | P | P |
| Bus station activities (storage terminal activities) | | | | | | | | | | | | | | P | P | P |
| Cabinet making and other woodworking | | | | | | | | | | | | | | | P | P |
| Call center | | | | | | | | | | | | | | | P | P |
| Carpet and rug cleaning | | | | | | | | | | | | | | P | P | P |
| Cemetery, public (§102A-1015) | | | S | S | S | S | | | | | | P | P | P | | |
| Club or lodge not regulated under Sec. 102A-1023 (§102A-1005) | | | S | S | S | S | S | S | S | S | S | P | P | P | | |
| Convenience container and recycling facility (Sec. 102A-1005.1) | | | S | S | S | S | S | S | S | S | S | S | P | P | P | P |
| Convenience retail w/ gasoline sales, including incidental motor vehicle washing ⁵ | | | | | | | | | | | | P | P | P | P | P |
| Crematorium | | | | | | | | | | | | | | | | P |
| Day care facility (§102A-1006) | | S | S | S | S | S | S | S | S | S | S | P | P | P | S ¹ | S ¹ |
| Delicatessen operations (including catering) | | | | | | | | | | | P | P | P | P | | |
| Dry cleaning/laundry, commercial | | | | | | | | | | | | | | P | P | P |

Sec. 102A-403. Use matrix.

| LAND USES | ZONING CLASSIFICATION | | | | | | | | | | | | | | |
|---|-----------------------|----------------|----------------|----------------|------|----|-----|----|-----|----------------|----------------|----------------|----------------|-------|------|
| | CD | RR | R20 | R15 | R7.5 | R6 | R6A | R5 | R5A | O & I(P) | C1(P) | C2(P) | C(P) | M1(P) | M(P) |
| Dry cleaning/laundry, self service | | | | | | | | | | | P | P | P | | |
| Dry cleaning/laundry collection, no cleaning on premises except in conjunction with service counter, provided not more than 2,500 square feet is devoted to these processes | | | | | | | | | | | P | P | P | | |
| Dwelling, single and multiple family | | P | P | P | P | P | P | P | P | P ² | P ² | P ² | P ² | | |
| Equestrian facilities | | S ³ | S ³ | S ³ | | | | | | | | | | | |
| Terminating service | | | | | | | | | | | | | P | P | P |
| Farm supplies merchandising & machinery sales/servicing | | | | | | | | | | | | | P | P | P |
| Fire station operations/emergency service (§102A-1015) | | P | P | P | P | P | P | P | P | P | P | P | P | P | P |
| Fish hatchery | P | | | | | | | | | | | | | P | P |
| Florist | | | | | | | | | | | P | P | P | | |
| Food processing | | | | | | | | | | | | | | P | P |
| Food production, with on premises retail sales of product | | | | | | | | | | | | P | P | | |

Sec. 102A-403. Use matrix.

| Hope Mills Zoning Ordinance | | | | | | | | | | | | | | | |
|---|-----------------------|----|-----|-----|------|----|-----|----|-----|----------------|----------------|----------------|----------------|-------|------|
| P = Permitted use | | | | | | | | | | | | | | | |
| Z = Conditional zoning (Board of Commissioners approval required) | | | | | | | | | | | | | | | |
| S = Special use (Board of Adjustment approval required) | | | | | | | | | | | | | | | |
| LAND USES | ZONING CLASSIFICATION | | | | | | | | | | | | | | |
| | CD | RR | R20 | R15 | R7.5 | R6 | R6A | R5 | R5A | O& I(P) | C1(P) | C2(P) | C(P) | M1(P) | M(P) |
| Food production/wholesale sales | | | | | | | | | | | | | P | P | P |
| Food sales/grocery stores | | | | | | | | | | | P | P | P | | |
| Funeral home, including incidental crematorium | | | | | | | | | | P | P | P | P | | |
| Golf courses (§102A-1007) | | P | P | P | P | P | P | P | P | P | P | P | P | P | P |
| Group homes, six or less clients (§102A-1008) | | P | P | P | P | P | P | P | P | | | | | | |
| Group quarters (§102A-1009) | | S | S | S | S | S | S | S | S | | | | | | |
| Hardware, paint, and garden supply sales | | | | | | | | | | | P | P | P | | |
| Hazardous waste storage/disposal facility (Sec. 102A-1009.1) | | | | | | | | | | | | | | Z | P |
| Home furnishing and appliance sales | | | | | | | | | | | | | | | |
| Home occupation, incidental (Sec. 102A-1102) | | P | P | P | P | P | P | P | P | P ² | P ² | P ² | P ² | | |
| Hotel/motel (not regulated by Sec. 102A-1023) | | | | | | | | | | | | P | P | | |
| Industrial operations not otherwise prohibited | | | | | | | | | | | | | | | P |
| Industrial sale of equipment or repair service | | | | | | | | | | | | | | P | P |
| Internet café/video gaming (Sec. 102A-1009.1) ⁶ | | | | | | | | | | | | | P | | |
| Janitorial service | | | | | | | | | | | | P | P | P | P |
| Kennel operations (§102A-1010) | | S | | | | | | | | | | | P | P | |
| Laboratory operations, medical or dental | | | | | | | | | | P | P | P | P | P | |
| Laboratory, research | | | | | | | | | | | | | P | P | P |
| Landfill, demolition/inert debris | | | | | | | | | | | | | | P | P |
| Library (§102A-1015) | | P | P | P | P | P | P | P | P | P | P | P | P | | |
| Livestock sales & auctioning | | | | | | | | | | | | | | | P |
| Locksmith, gunsmith | | | | | | | | | | | | P | P | P | |
| Machine tool manufacturing or welding | | | | | | | | | | | | | | | P |

Sec. 102A-403. Use matrix.

| Hope Mills Zoning Ordinance | | | | | | | | | | | | | | | |
|---|-----------------------|----|-----|-----|------|----|-----|----|-----|----------|-------|-------|------|-------|------|
| P = Permitted use | | | | | | | | | | | | | | | |
| Z = Conditional zoning (Board of Commissioners approval required) | | | | | | | | | | | | | | | |
| S = Special use (Board of Adjustment approval required) | | | | | | | | | | | | | | | |
| LAND USES | ZONING CLASSIFICATION | | | | | | | | | | | | | | |
| | CD | RR | R20 | R15 | R7.5 | R6 | R6A | R5 | R5A | O & I(P) | C1(P) | C2(P) | C(P) | M1(P) | M(P) |
| Office use of a doctor, dentist, osteopath, chiropractor, optometrist, physiotherapist, or other medically oriented profession, clinic (Sec. 102A-1015) | | P | | | | | | | | P | P | P | P | | |
| Office use, with no on-premises stock of goods for sale to the general public and the operations and services of which are customarily conducted and concluded by means of written, verbal or mechanically reproduced communications material | | | | | | | | | | P | P | P | P | | |
| Pet sales, excluding kennel activities or outside storage of animals | | | | | | | | | | | | P | P | | |
| Photography studio | | | | | | | | | | P | P | P | P | | |
| Printing and reproduction small scale, <4000 sq. ft. | | | | | | | | | | P | P | P | P | | |
| Printing and reproduction large scale, =>4000 sq. ft. | | | | | | | | | | | | | P | P | P |
| Public/community utility stations/substations (§102A-1015) | | P | P | P | P | P | P | P | P | P | P | P | P | P | P |
| Public utility works, shops or storage yards (§102A-1017) | | | | | | | | | | | | | P | P | P |
| Publishing | | | | | | | | | | | | | | P | P |
| Quarry operations (§102A-1018) | | | | | | | | | | | | | | | Z |
| Radio or television studio activities only | | | | | | | | | | P | P | P | P | | |

Sec. 102A-403. Use matrix.

Hope Mills Zoning Ordinance
 P = Permitted use
 Z = Conditional zoning (Board of Commissioners approval required)
 S = Special uses (Board of Adjustment approval required)

| LAND USES | ZONING CLASSIFICATION | | | | | | | | | | | | | | |
|---|-----------------------|----|-----|-----|------|----|-----|----|-----|---------|-------|-------|------|-------|------|
| | CD | RR | R20 | R15 | R7.5 | R6 | R6A | R5 | R5A | O& I(P) | C1(P) | C2(P) | C(P) | M1(P) | M(P) |
| Railroad station/yard operations | | | | | | | | | | | | | P | P | P |
| Recreation/amusement indoor (conducted inside building for profit, not otherwise listed & not regulated) (§102A-1019) | | P | | | | | | | | | | P | P | | |
| Recreation/amusement outdoor (conducted outside building for profit, not otherwise listed & not regulated) (§102A-1019) | | P | Z | Z | Z | Z | Z | Z | Z | Z | Z | P | P | | |
| Recreation/amusement outdoor (with mechanized vehicle operations) ³ | | P | | | | | | | | | | | P | | |
| Recreation/amusement public/private (not operated as a business for profit including playgrounds, neighborhood center buildings, parks, museums, swimming pools, etc., & not otherwise listed) (§102A-1019) | Z | Z | Z | Z | Z | Z | Z | Z | Z | Z | Z | Z | Z | Z | Z |
| Recreation vehicle park and/or campgrounds (§102A-1020) | S | S | | | | | | | | | | P | P | | |
| Religious worship activities (§102A-1015) | | P | P | P | P | P | P | P | P | P | P | P | P | P | P |
| Repair, rental, or servicing of any product the retail sale of which is a use by right in the same district | | | | | | | | | | | P | P | P | P | P |
| Residential habilitation support facilities (§102A-1021) | | S | | | | | | | | S | S | S | S | | |
| Restaurant, operated as commercial enterprise, drive-ins excluded and except as regulated by Sec 102A-1023 | | | | | | | | | | | P | P | P | | |

Sec. 102A-403. Use matrix.

| Hope Mills Zoning Ordinance P = Permitted use Z = Conditional zoning (Board of Commissioners approval required) S = Special use (Board of Adjustment approval required) | | | | | | | | | | | | | | | |
|--|-----------------------|----|-----|-----|------|----|-----|----|-----|----------|-------|-------|------|-------|------|
| LAND USES | ZONING CLASSIFICATION | | | | | | | | | | | | | | |
| | CD | RR | R20 | R15 | R7.5 | R6 | R6A | R5 | R5A | O & I(P) | C1(P) | C2(P) | C(P) | M1(P) | M(P) |
| Restaurant, operated as commercial enterprise, drive-ins included, except as regulated by Sec 102A-1023 | | | | | | | | | | | | P | P | | |
| Retailing or servicing with operations conducted and merchandise stored entirely within a building and not otherwise listed herein | | | | | | | | | | | | P | P | | |
| Sanitarium (Sec. 102A-1016) | | | | | | | | | | S | | | S | | |
| Sawmill or planing activities | | | | | | | | | | | | | | P | P |
| School, business and commercial, trade, vocational & fine arts | | | | | | | | | | P | P | P | P | | |
| Schools, private (not otherwise listed) | | | | | | | | | | S | S | P | P | | |
| Schools, public: elementary or secondary (§102A-1015) | | P | P | P | P | P | P | P | P | P | P | P | P | | |
| Seasonal sales establishments [§102A-1101(f)] | | | | | | | | | | | | P | P | | |
| Second hand, pawn and flea market (§102A-1022) | | | | | | | | | | | | | P | | |
| Sexually oriented businesses (§102A-1023) | | | | | | | | | | | | | | | S |
| Solid waste disposal facilities (§102A-1024) | | | | | | | | | | | | | | | S |
| Special information signs [§102A-1404(g)] | S | S | S | S | S | S | S | S | S | S | S | S | S | S | S |
| Storage, flammable, open, and/or warehouse | | | | | | | | | | | | | | | P |

Sec. 102A-403. Use matrix.

| LAND USES | ZONING CLASSIFICATION | | | | | | | | | | | | | | |
|---|-----------------------|----|-----|-----|------|----|-----|----|-----|---------|-------|-------|------|-------|------|
| | GD | RR | R20 | R15 | R7.5 | R6 | R6A | R5 | R5A | O& I(P) | C1(P) | C2(P) | C(P) | M1(P) | M(P) |
| Swimming pools, incidental to a principal use [§102A-1102(c)] | P | P | P | P | P | P | P | P | P | P | P | P | P | P | P |
| Tailoring | | | | | | | | | | | P | P | P | | |
| Taxicab stand operations | | | | | | | | | | | | | P | | |
| Theater productions, indoor, which show only films previously submitted to & rated by the Motion Picture Association of America & not including theaters regulated by Sec. §102A-1023 | | | | | | | | | | | P | P | P | | |
| Theater productions, outdoor, which show only films previously submitted to & rated by the Motion Picture Association of America & not including theaters regulated by Sec. §102A-1023 (§102A-1025) | | S | | | | | | | | | | S | P | | |
| Tire recapping | | | | | | | | | | | | | | | P |
| Tobacco processing & sales warehouse | | | | | | | | | | | | | | | P |
| Towers (§102A-1026) | S | S | S | S | S | S | S | S | S | S | S | S | P | P | P |
| Trades contractor activities excluding outside storage of equipment or supplies | | | | | | | | | | | | P | P | P | P |
| Trades contractor activities with outside storage of equipment or supplies | | | | | | | | | | | | | P | P | P |

Charles Morris,
Chair
Town of Linden

Diane Wheatley,
Vice-Chair
Cumberland County

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,
Carl Manning,
Lori Epler,
Cumberland County

Benny Pearce,
Town of Eastover

Patricia Hall,
Town of Hope Mills

APRIL 6, 2017

ITEM NO. 36

MEMO TO: Cumberland County Board of Commissioners

FROM: Cumberland County Joint Planning Board

SUBJECT: **Case P16-46:** Removal of 68.49+/- acres from the CTOD Coliseum Tourism Overlay District and rezoning from M(P) Planned Industrial, RR Rural Residential and R6A Residential to M(P) Planned Industrial or to a more restrictive zoning district; located at the northwest quadrant of SR 1007 (Owen Dr) & SR 2593 (Tree Farm Rd) (NC HWY 87 S Service Road); submitted by Tom Keith on behalf of Tree Farmer, LLC (owner) and Tony Rand, Attorney (agent).

ACTION: 1st motion for Case P16-46: Move to find the request for rezoning inconsistent with the 2030 Growth Vision Plan, and any other applicable land use plan, not reasonable or in the public interest for the reasons stated in the recommendations of the Planning Staff.

2nd motion for Case P16-46: Move to deny the request for removal from the CTOD and rezoning to M(P) Planned Industrial.

SITE PROFILE: Frontage & Location: 1,950.00'+/- on SR 1007 (Owen Dr) & 700.00'+/- on SR 2593 (Tree Farm Rd); **Depth:** 1,390'+/-; **Jurisdiction:** County; **Adjacent Property:** Yes; **Current Use:** Residential & farmland; **Initial Zoning:** M(P) & R6A – March 15, 1979 (Area 6); portion rezoned RR February 23, 1988; Coliseum Tourism Overlay District adopted April 22, 2014; **Nonconformities:** Yes – existing residential structure would be made nonconforming by zoning; **Zoning Violation(s):** None; **Surrounding Zoning:** North: M(P), M(P)/CU (expansion of nursing home), HI (FAY), C(P), C(P)/CU (open storage), CC (FAY), R40A, RR, R6 & R6A; South: M(P), M/A (FAY), C1(P), RR, R15 & R6A; East: M(P), C(P), C3, O&I(P), RR, R6 & R6A; West: M(P), CC (FAY), OI (FAY), R40 & R6A; **Surrounding Land Use:** Residential (including manufactured homes), club (2), open storage & professional office; **2030 Growth Vision Plan:** Urban; **South Central Land Use Plan:** Coliseum Development Area & Airport Oriented Uses; **School Capacity/Enrolled:** Cashwell Elementary: 803/655; Ireland Drive Middle: 340/317; Byrd Middle: 702/679; Byrd High: 1280/1142; **Special Flood Hazard Area (SFHA):** None; **Municipal Influence Area:** Fayetteville; **Fayetteville Planning:** If PWC sewer is provided or expanded, annexation would be required; **Fayetteville Airport:** If the subject property were to be removed from the Coliseum Development Area, it would fall under the Airport Oriented Uses category. Given its close proximity to the Approach to Runway 22 it would be subjected to low flying aircraft to and from the airport; **Airport Impact Zone:** property is located in Impact Zone 3; **Water/Sewer Availability:** PWC/Septic; **Soil Limitations:** Yes, hydric – Ro Roanoke & Wahee loams & De Deloss loam; **Subdivision/Site Plan:** If approved, subdivision &/or site plan review would be required; **Average Daily Traffic Count (2014):** 8400 on SR 1007 (Owen Dr); **Highway Plan:** Owen Drive is an existing boulevard and Tree Farm Road is a local road with no road improvements/construction planned for this area. This case has no impact on the current Highway Plan or Transportation Improvement Program; **Notes:** Density: R6A –2 lots/units, RR – 3 lots/ 4 units; Minimum Yard Setbacks: M(P): Front yard: 100', Side yard: 50', Rear yard: 50'; RR: Front yard: 30', Side yard: 15', Rear yard: 35'; R6 & R6A: Front yard: 25', Side yard: 10', Rear yard: 30' (15' in R6A).

MINUTES OF MARCH 21, 2017

Mr. Lloyd presented the case information and photos.

1st MOTION

The Planning and Inspections Staff recommends the board find this request inconsistent with the 2030 Joint Growth Vision Plan (April 2009), specifically Policy Areas 1, *A More Diversified Local Economy*; 2, *Well-Managed Growth and Development*; 10, *Community Appearance and Image*; 16, *Intergovernmental Cooperation and Efficiency*; and 17, *An Active, Involved Citizenry*. Each of these policy areas contain provisions and actions geared toward the enhancement of areas such as the location of the subject property for economic development purposes and ameliorating the quality of life, image and cultural amenities for the citizens of Cumberland County. Policy 17.2 stresses that *public involvement shall be encouraged in decisions on land use and development*; the staff, Planning Board, Coliseum Commission and County Commissioners expended a tremendous amount of time and effort encouraging the owners of properties within the CTOD area to be involved during the drafting and ultimate adoption of provisions applied within the area. The City staff, Planning Commission and Council did the same. Concessions were made at each level based on public input that would affect reduction of the creation of nonconformities, removing certain residential properties and allowing billboards within specific areas of the CTOD, while keeping the overall purpose and intent of the district – increasing tourism, promoting economic development and clearing the area of blight – at the forefront.

The staff also recommends the board find this request inconsistent with the South Central Land Use Plan (June 2015). The South Central Plan reinforces many of the policies of the 2030 Plan as goals for this specific area, addressing the Coliseum Overlay area and acknowledging the importance of the Airport Overlay district, another joint project by the County and City, adopted as a basis for the Fayetteville Regional Airport Master Plan (2005). Both the Crown Center Complex and the Fayetteville Regional Airport, governed by two separate entities, are important for the economic health of the entire County and this region. In order for both of these facilities to serve the public and function to their highest potential, it is imperative that land use and regulatory decisions are made that positively impact the area and are compatible with the essential operations of the coliseum and airport.

The staff recommends the board further find that approval of this request is not reasonable or in the public interest because the subject property is located at the primary entrance point for the Crown Center Complex from NC HWY 87, which ultimately connects Interstate 95, the major tourist route to the complex, removal from the CTOD would defeat one of the most critical driving forces for establishment of the overlay district since protection of the NC 87/Owen Dr interchange area was the impetus for creation of the CTOD. In addition, the subject property does not meet or exceed all of the location criteria of the adopted Land Use Policies Plan (April 2009) for the M(P) Industrial zoning district, in that: *public water and sewer required*, PWC water is available but sewer is not and heavy industrial *should not be in a predominantly residential, office & institutional, or light commercial area*, the uses allowed in the Coliseum Overlay are generally light commercial tourism oriented uses.

2nd MOTION

In addition to the above information, the Planning and Inspections Staff recommends the board deny Case No. P16-46 for removal from the CTOD and the rezoning to M(P) Planned Industrial based on the following:

1. The primary purpose of the CTOD is to ensure development within the district boundary is compatible with the objectives of promoting the Crown Center Complex and establishing a contemporary, vibrant retail area that is harmonious with the complex events, the uses allowed within the M(P) district are not such uses as will meet these objectives. In addition to manufacturing, some of the uses allowed M(P) Planned Industrial district include: junk yards, hazardous material disposal/storage sites, and any other industrial use not prohibited by the ordinance.
2. The property owner was an active participant in the Coliseum Tourism overlay adoption process with changes made solely for the subject property's benefit, it would not be equitable to support the removal of the subject property from the overlay district and would defeat the purpose of establishment of the district.
3. The primary purpose of the AOD is to protect the public health, safety and welfare in the vicinity of the Fayetteville Regional Airport by *minimizingaccident hazards generated by the airport operations and to encourage future development that is compatible with the continued operation of the airport and the economic well being of the County*. All uses allowed in the M(P) Planned Industrial District are not

consistent with the purpose of the Airport Overlay District or the airport's mission because some of the uses would allow for a high concentration of people in a relatively small area. In particular the subject property is located within the airport's Impact Zone 3 and the ordinance specifies that Zone 3 should allow zero to low density residential development or non-residential development ranging from 25-40 people per acre, which is likely to be far exceeded by most manufacturing uses.

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

Tony Rand spoke in favor. Mr. Rand stated that the subject property is completely undeveloped. There is no sewer. The hope is that some development might be compatible with the area. There is very little that can be done with this property except for some kind of light industrial. It has very little impact on the Coliseum District. The land is somewhat isolated.

Richard Breeden spoke in opposition. Mr. Breeden presented excerpts from the Southwest Land Use Plan for the Board. Mr. Breeden stated that residents of Dogwood Acres and pretty much Owen Drive agree with everything Mr. Lloyd said. They worked long and hard to get the CTOD to fit everybody's needs. Mr. Breeden pointed out that in the Southwest Land Use Plan, Owen Drive was considered a super street with plans to beautify because it will be a major thoroughfare. This will not only attract tourists, but it's designed to entice tourists and the public to stop off into Fayetteville. There are also plans to connect the Coliseum with the airport, so there will be a roundabout on the east side of the Coliseum. The intent is to make the whole area beautiful and continue with economic development for Cumberland County. The residents are also concerned about their property values if this is approved. There are also endangered species in the area that should be considered.

Mary Packer spoke in opposition. Ms. Packer stated that she has been in the neighborhood for fifty eight years, and the neighborhood does not detract from the plans for beautification of Owen Drive, they support the plan to beautify the corridor. Removing the subject property from the CTOD raised questions about the effect on the area. Ms. Packer feels there is nothing good about the request. Ms. Packer asked that the board deny the request.

Kendal Breedlove spoke in opposition. Mr. Breedlove stated that he agreed with the previous speakers and feels that the request can't help the neighborhood.

Public Hearing closed.

Mrs. Epler asked if there was any discussion between staff and the applicant about a buffer on the street frontages that could follow the overlay district regulations.

Ms. Speicher said that there was no discussion about a buffer. Mr. Keith was opposed to his uses being restricted to only those specifically allowed in the CTOD that was the discussion.

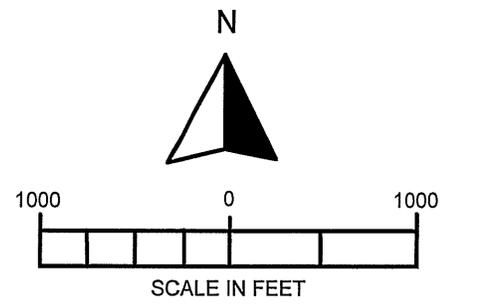
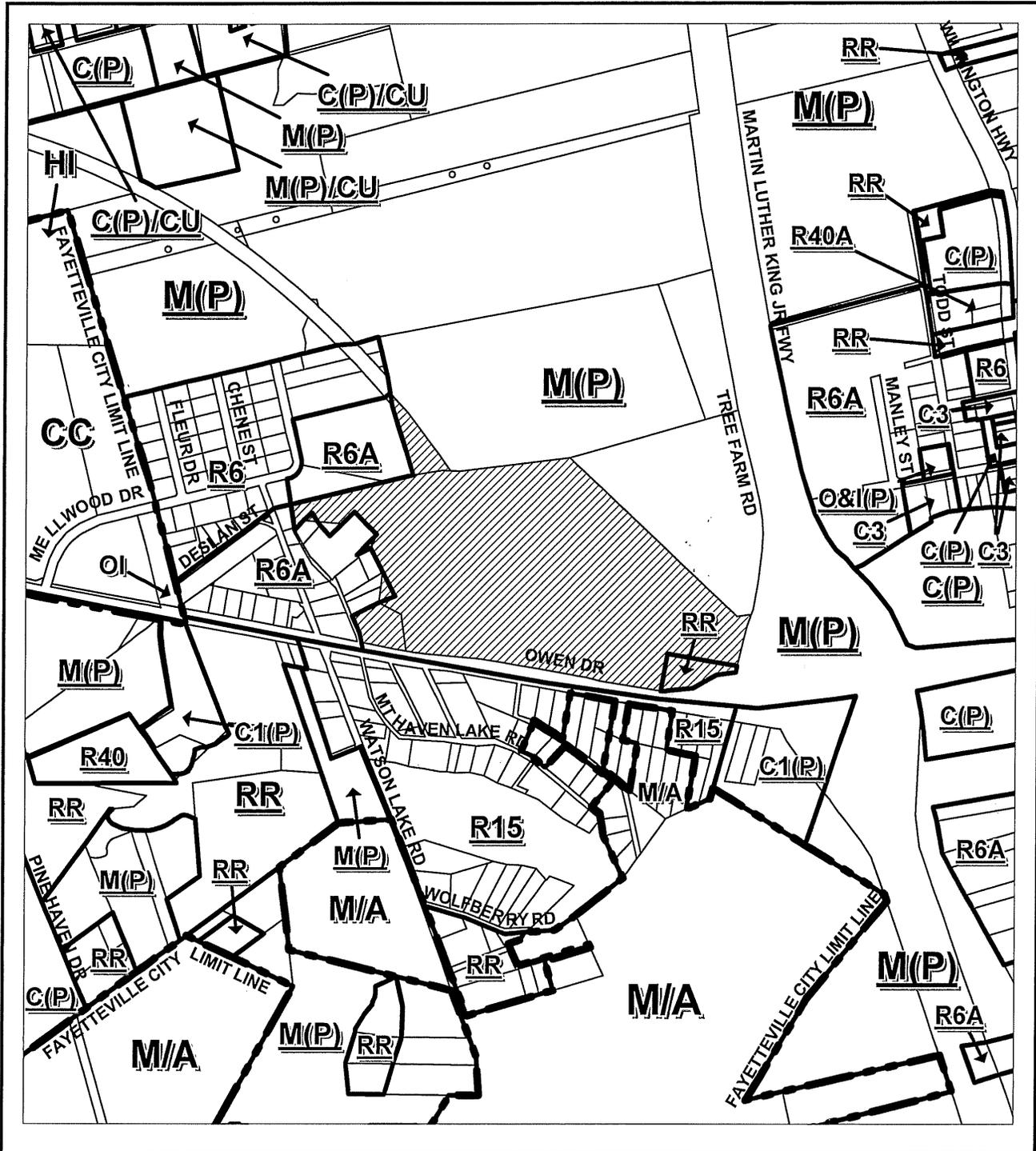
Mr. Lloyd stated that three years ago they worked with all the residents, property owners, and businesses that fell in this district to work with them on the whole non-conforming issue, even with the petitioner on billboards that weren't even wanted by anyone involved, but did allow them every one thousand feet along Owen Drive.

Ms. Speicher added that any new use or change in use requires a conditional zoning application and can only be approved by the Commissioner's within the CTOD.

Mrs. Wheatley made both of the motions above, seconded by Mrs. Epler to follow the staff recommendation and deny the request. Unanimous approval.

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.



**REMOVAL FROM
COLISEUM TOURISM OVERLAY DISTRICT
REQUESTED REZONING
M(P), R6A & RR TO M(P)**

| | | |
|-------------------------------|---------------------------|--------|
| ACREAGE: 68.49 AC. +/- | HEARING NO: P16-46 | |
| ORDINANCE: COUNTY | HEARING DATE | ACTION |
| STAFF RECOMMENDATION | | |
| PLANNING BOARD | | |
| GOVERNING BOARD | | |

PIN: 0435-69-6288
0435-88-2598
0435-68-2828
0436-60-4053

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

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

BACKGROUND: That the following is a report on Minimum Housing case number MH 1645-2016.

Property Owner: Robert A. Rippe

Home Owner: Robert A. Rippe

Property Address: 225 Rachel Road, Fayetteville, NC

Tax Parcel Identification Number: 0542-34-3864

SYNOPSIS: This property was inspected on 12/1/2016. The property owners and parties of interest were legally served with Notice of Violations and was afforded a Hearing on 1/18/2017. No one attended the Hearing. It was ordered that the structure be repaired to a minimum standard for human habitation, or be demolished and the debris removed from the premises by a date not later than 03/18/2017. 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 4/5/2017, 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 \$177,429.00. The Assessor for Cumberland County has the structure presently valued at \$2,500.00 (utility value). Attached is a map depicting the location of the property. (See Exhibit B.)

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

George Hatcher
George Hatcher
Code Enforcement Officer
County of Cumberland



Sworn to and Subscribed to by me this

The 5th day of April 2017.

[Signature]
Notary Public
My Commission Expires: 11/06/2019

**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

George Hatcher,
Inspector

Joey Lewis,
Inspector

Debra Johnson,
Inspector

Brian Holder,
Inspector

91 7199 9991 7034 8817 7023 CIP 2/9/2017

Robert A. Rippe & Parties of Interest
650 E Rand Street
Hobart, IN 46342

CASE # MH-1645-2016

PROPERTY AT: 225 Rachel Road, Fayetteville, NC

A Complaint, Notice of Hearing and Report of Inspection were legally served to the owner or owner's agent, and any party of interest. These documents were in fact received by the owner or owner's agent and party of interest on 12/16/2016.

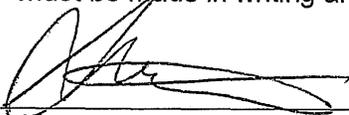
Pursuant of law, a Hearing was conducted in Room 101, of the old courthouse at 130 Gillespie Street, Fayetteville, NC on 1/18/2017 at 9:15 AM. The items identified below took place at the Hearing:

- 1. No owner or party of interest, or their agent, or representative appeared.
- 2. An answer was filed by owners and/or parties of interest. The answer was heard, read, and considered. Those present were: _____
- 3. The undersigned inspector personally inspected the dwelling described in the Complaint and Notice of Hearing dated 12/14/2017. 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-1645-2016, dated 12/1/2016.
 - b. Due to these findings, the dwellings are found to be in a substandard condition in accordance with the Cumberland County Ordinance.
 - c. The dwelling is unfit for human habitation.
- 4. Due to facts presented above, the Hearing Officer orders as follows:

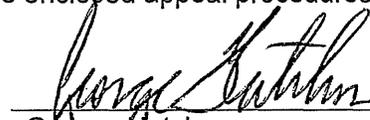
EXHIBIT "A"

- 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 3/18/2017. **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 3/18/2017 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 3/18/2017.
- 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 3/18/2017. 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

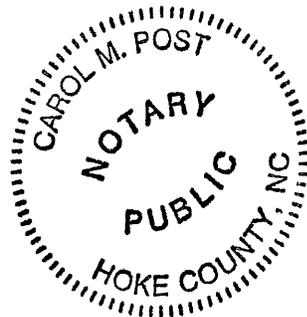


 George Hatcher
 Code Enforcement Officer

Enclosed: Appeals Procedure Form

Cc:

Sworn to and Subscribed to by me
this the 9th day of February, 2017





 Notary Public
 My Commission Expires: 11-06-19

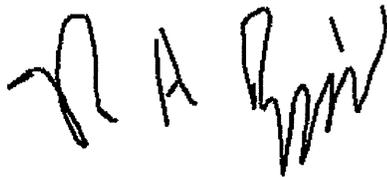
EXHIBIT "A"

Date: February 22, 2017

George Hatcher:

The following is in response to your February 22, 2017 request for delivery information on your Certified Mail™ item number 9171999991703488177423. The delivery record shows that this item was delivered on February 21, 2017 at 5:04 pm in HOBART, IN 46342. The scanned image of the recipient information is provided below.

Signature of Recipient :



Address of Recipient :

650 E. Rand St.

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



Cumberland County Planning - Inspections Department
 130 Gillespie Street · Post Office Box 1829 · Fayetteville, North Carolina 28302-1829 · (910) 678-7600 · Fax: (910) 678-7631

Map Depicting Location of Property

Property Owner: Robert A. Rippe
Address: 225 Rachel Road, Fayetteville, NC
Minimum Housing Case#: MH 1645-2016
Tax Parcel Number: 0542-34-3864





ITEM NO. 30

**CUMBERLAND
★ COUNTY ★
NORTH CAROLINA**

COMMUNITY DEVELOPMENT

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF APRIL 18, 2017

TO: BOARD OF COUNTY COMMISSIONERS

THRU: AMY H. CANNON, COUNTY MANAGER

FROM: SYLVIA H.-MCLEAN, DIRECTOR 

DATE: APRIL 3, 2017

**SUBJECT: PUBLIC HEARING – 2017 DRAFT COMMUNITY DEVELOPMENT
ANNUAL ACTION PLAN**

BACKGROUND

The Community Development Annual Action Plan covers the period from July 1, 2017 through June 30, 2018. The draft 2017 Annual Action Plan has been available for a 30-day citizen's review and comment period throughout Cumberland County since March 15, 2017. The draft 2017 Annual Action Plan must be submitted to the U.S. Department of Housing & Urban Development HUD by May 12, 2017 in order to receive our annual allocations for Community Development Block Grant (CDBG) and Home Investment Partnership Act (HOME) Programs.

As part of the citizen participation process, a public hearing must be held during the comment period. All comments received regarding the plan will be addressed by the Community Development Director within 15 days of receipt and will be included in the final 2017 Annual Action Plan forwarded to HUD. After the public review period and all comments are incorporated in the document, a final 2017 Annual Action Plan will be submitted to the Board of Commissioners on May 1 for approval to submit to HUD by May 12, 2017.

RECOMMENDATION AND PROPOSED ACTION

Community Development requests that the Board of County Commissioners hold a public hearing on the draft 2017 Annual Action Plan to offer input and comments, as well as receive comments from the public. No other action is necessary.

Attachment: Draft 2017 Annual Action Plan
Public Hearing Notice

2017 Annual Action Plan

Program Year: July 1, 2017 through June 30, 2018

DRAFT



Prepared by: Cumberland County Community Development

Public Review Period: March 15, 2017 – April 13, 2017

Public Hearing:
April 18, 2017 @ 6:45 p.m.
Cumberland County Courthouse
117 Dick Street
Fayetteville, NC

TABLE OF CONTENTS

| | |
|---|-----------|
| Table of Contents | 2 |
| Executive Summary | 3 |
| AP-05 Executive Summary - 24 CFR 91.200(c), 91.220(b) | 3 |
| PR-05 Lead & Responsible Agencies – 91.200(b)..... | 6 |
| AP-10 Consultation – 91.100, 91.200(b), 91.215(l) | 7 |
| AP-12 Participation – 91.105, 91.200(c) | 9 |
| Expected Resources | 12 |
| AP-15 Expected Resources – 91.220(c) (1, 2) | 12 |
| Annual Goals and Objectives | 15 |
| AP-20 Annual Goals and Objectives - 91.420, 91.220(c)(3)&(e)..... | 15 |
| Goal Descriptions | 17 |
| AP-35 Projects – 91.220(d) | 18 |
| Projects | 19 |
| AP-38 Projects Summary | 19 |
| AP-50 Geographic Distribution – 91.220(f)..... | 23 |
| Affordable Housing | 24 |
| AP-55 Affordable Housing – 91.220(g) | 24 |
| AP-60 Public Housing – 91.220(h)..... | 24 |
| AP-65 Homeless and Other Special Needs Activities – 91.220(i) | 25 |
| AP-75 Barriers to affordable housing – 91.220(j) | 27 |
| AP-85 Other Actions – 91.220(k) | 27 |
| Program Specific Requirements | 29 |
| AP-90 Program Specific Requirements – 91.220(l)(1,2,4) | 29 |
| HOME Investment Partnership Program (HOME) | 30 |
| Reference 24 CFR 91.220(l)(2) | 30 |

EXECUTIVE SUMMARY

AP-05 Executive Summary - 24 CFR 91.200(c), 91.220(b)

1. Introduction

Cumberland County is required to prepare and submit a one-year community development action plan that provides a narrative description of the projects and activities that are expected to be implemented and funded with entitlement funds and competitive awards that are received from the U.S. Department of Housing and Urban Development (HUD) for the 2017 Program Year. As an urban county entitlement, Cumberland County receives an annual allocation of Community Development Block Grant (CDBG) and Home Investment Partnership Program (HOME) funding from HUD. The 2017 Annual Action Plan will be the third year of achieving goals outlined in the Consolidated Plan for the program period 2015-2019.

2. Summarize the objectives and outcomes identified in the Plan

The goals and outcomes identified in this Action Plan are taken from the Consolidated Plan's Strategic Plan which describes how federal funds and other resources will be deployed and what other actions will be taken to address community development, affordable housing, and homeless needs over the five-year period.

Affordable Housing

Cumberland County will continue pursuing housing goals and objectives that include increasing the availability and accessibility of decent, safe and affordable housing to include acquisition, new construction, rehabilitation, clearance, demolition and rental assistance.

Homelessness

Cumberland County will continue pursuing goals and objectives to benefit the homeless that include increasing the number of units of transitional, permanent supportive and affordable housing; explore and promote a facility to provide support services, referrals, and resources to homeless individuals; rental and utility assistance to help prevent homelessness and to reduce the homeless population and increase chances for sustained independence.

Due to the devastation of Hurricane Matthew, housing and infrastructure in Cumberland County were impacted, and created a greater demand for services for the homeless and the need for housing. Cumberland County amended its Consolidated Plan and 2016 Annual Action Plan to expand its rehabilitation activities to include disaster recovery housing repairs to address the unmet need for housing repairs. In addition, the County collaborated with State agencies to initiate a rental assistance pilot program to address the housing needs of the Hurricane Matthew survivors that are still in hotels.

Non-Housing Community Development

Cumberland County will continue pursuing goals and objectives to provide assistance to low-income persons with medical and/or healthcare services, increase community awareness of available transportation services and resources to address infrastructure concerns in the smaller towns and coordinate with other county departments and agencies to address water, sewer and drainage issues and promote economic development.

3. Evaluation of past performance

In the 2015 Program Year (July 1, 2015-June 30, 2016), Cumberland County met the following annual objectives:

- Rehabilitated 18 owner-occupied units and 2 rental units;
- Provided emergency repairs to 11 homeowners to eliminate code and incepted violations;
- Provided funds for the construction and completion of 2 new units to increase the affordable housing supply;
- Provided funding and worked with human services agencies to maximize the use and delivery of human services by assisting 4,470 persons;
- Provided funding to homeless programs that assisted 113 persons with rapid re-housing and 29 persons with homeless prevention;
- Provided financial stability for local homeless programs to eliminate gaps in services by utilizing 15% of the public services annual allocation for homeless activities.

4. Summary of Citizen Participation Process and consultation process

During the planning process of the 2017 Annual Action Plan, citizen input was solicited during presentations at public meetings during the period of November 2016 through January 2017 to the towns within Cumberland County's jurisdiction. Residents were notified of meetings through public service announcement and media notices. The Public Review period for the 2017 Annual Action Plan ran for a 30-day period from March 15 – April 13, 2017. A public hearing was held before the Board of County Commissioners the evening meeting April 18, 2017 in the County Courthouse, located at 117 Dick Street.

5. Summary of public comments

Summary of comments will be included in the attached citizen participation comments section.

6. Summary of comments or views not accepted and the reasons for not accepting them

Public comments will be considered, and adjustments will be made if necessary to the final document.

7. Summary

Cumberland County continues to make progress on the goals of expanding affordable housing opportunities for its low and moderate income citizens. However, because the County has a strong military presence, the fluidity of the military population and the housing market ensures that affordable housing will remain an issue for years to come.

Because of this, Cumberland County will continue to pursue public-private partnerships and continue efforts to develop housing and services that meet the needs of the most vulnerable members of the community.

This year, Hurricane Matthew also created a greater housing shortage for the low income and the most vulnerable members of the community. In partnership with other governmental agencies, including the City of Fayetteville, non-profit organizations, the real estate community, and concerned citizens, the

County will continue to take steps to be creative in providing decent, safe, affordable housing for families and individuals. Additionally, the County will continue to work to provide supportive services to those special populations that may find access to specialized care more difficult to obtain.

Homelessness is a priority for both local governments and they have developed a partnership strategy to address the issue by utilizing data-driven analysis that will result in solutions to reduce homelessness in the community.

PR-05 Lead & Responsible Agencies – 91.200(b)

1. Agency/entity responsible for preparing/administering the Consolidated Plan

Describe the agency/entity responsible for preparing the Consolidated Plan and those responsible for the administration of each grant program and funding source.

| Agency Role | Name | Department/Agency |
|--------------------|-------------------|--------------------------|
| CDBG Administrator | CUMBERLAND COUNTY | Community Development |
| HOME Administrator | CUMBERLAND COUNTY | Community Development |

Table 1 – Responsible Agencies

Narrative (optional)

Consolidated Plan Public Contact Information

Ms. Sylvia McLean
Director
Cumberland County Community Development
707 Executive Place
Fayetteville, NC 28305
smclean@co.cumberland.nc.us

AP-10 Consultation – 91.100, 91.200(b), 91.215(l)

1. Introduction

The main focus on consulting with other entities occurred during the development of the 2015-2019 Consolidated Plan.

Provide a concise summary of the jurisdiction's activities to enhance coordination between public and assisted housing providers and private and governmental health, mental health and service agencies (91.215(l))

Cumberland County works closely with the public and assisted housing providers to identify funds and potential county-owned properties that can be donated to housing providers. In addition, the County has worked with numerous private and governmental health, mental health, and service agencies to find opportunities to coordinate the support of residents to low-income and affordable housing. Insights and feedback from health care and service provider partners are critical to maximizing the level of services available to our target families.

Describe coordination with the Continuum of Care and efforts to address the needs of homeless persons (particularly chronically homeless individuals and families, families with children, veterans, and unaccompanied youth) and persons at risk of homelessness.

Cumberland County continues to collaborate with the Fayetteville/Cumberland Continuum of Care (CoC) on Homelessness to improve the community-wide coordinated assessment system. The CoC provides data regarding the number of and needs of homeless people, people at risk of homelessness, and people imminently homeless.

Describe consultation with the Continuum(s) of Care that serves the jurisdiction's area in determining how to allocate ESG funds, develop performance standards for and evaluate outcomes of projects and activities assisted by ESG funds, and develop funding, policies, and procedures for the operation and administration of HMIS

Allocations are based on the framework of needs, priorities, goals, and objectives developed through the CoC's needs assessment and the Five-Year Consolidated Planning cycle, as well as other grant guidelines. The top priorities include rapid re-housing, homeless prevention, emergency response and HMIS. Through the CoC's Performance and Evaluation Committee, priorities will be evaluated at least annually. The Committee will evaluate outcomes to ensure the goals of the CoC are being met. The Local System Administrator provides training and technical assistance to users with the community in accordance with the policies and procedures developed by the HMIS Lead Agency.

2. Describe Agencies, groups, organizations and others who participated in the process and describe the jurisdiction's consultations with housing, social service agencies, and other entities See Table 2.

Table 2 – Agencies, groups, organizations who participated

| | | |
|---|--|--|
| 1 | Agency/Group/Organization | Town of Spring Lake |
| | Agency/Group/Organization Type | Housing Services-homeless Other government - Local Neighborhood Organization |
| | What section of the Plan was addressed by Consultation? | Housing Need Assessment Economic Development |
| | Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination? | Include feedback and participation from citizens and local leaders through a series of public meetings aligned with Town Council meetings. Town leaders can gain a better understanding of the Community Development Department programs and disseminate that information to their constituents. Further, as sites of planned or potential affordable housing, infrastructure or development efforts, many of these towns will be key partners in the implementation of the elements of the Consolidated Plan and Action Plan. |

Identify any Agency Types not consulted and provide rationale for not consulting

Other local/regional/state/federal planning efforts considered when preparing the Plan

| Name of Plan | Lead Organization | How do the goals of your Strategic Plan overlap with the goals of each plan? |
|---------------------|--------------------------|---|
| Continuum of Care | Cumberland County CoC | The Consolidated Plan and Fayetteville/Cumberland CoC Action Plan seek to develop more housing options for homeless people and low-income people, as well as coordinated supportive services. |

Table 3 – Other local / regional / federal planning efforts

Narrative (optional)

AP-12 Participation – 91.105, 91.200(c)

**1. Summary of citizen participation process/Efforts made to broaden citizen participation
Summarize citizen participation process and how it impacted goal-setting**

Cumberland County engaged in a robust process of including citizen participation within the planning process. A series of public meetings were held in conjunction with town council meetings within the jurisdiction. Residents were notified of the meetings through public service announcements and media notices. The County provided the public the opportunity to review and comment on the proposed action plan through its display at 10 public locations, including government offices and public libraries.

Citizen Participation Outreach

| Sort Order | Mode of Outreach | Target of Outreach | Summary of response/attendance | Summary of comments received | Summary of comments not accepted and reasons | URL (If applicable) |
|------------|-----------------------------|---|--|---|--|---------------------|
| 1 | Newspaper Ad | Minorities Non-targeted/broad community | | | | |
| 2 | Public Service Announcement | Minorities Persons with disabilities Non-targeted/broad community Residents of Public and Assisted Housing | | | | |
| 3 | Public Meeting | Non-targeted/broad community | Public Meeting: Spring Lake Town Hall; 300 Ruth St; Spring Lake, NC; Nov. 14 @ 7 pm | General comments received on community development programs | | |

| Sort Order | Mode of Outreach | Target of Outreach | Summary of response/attendance | Summary of comments received | Summary of comments not accepted and reasons | URL (If applicable) |
|------------|------------------|------------------------------|---|--|--|---------------------|
| 4 | Public Meeting | Non-targeted/broad community | Linden Town Hall, 9456 Academy St., Linden, NC; Nov 15 @ 7:30 pm | General comments received on community development programs | | |
| 5 | Public Meeting | Non-targeted/broad community | Hope Mills Town Hall, 5770 Rockfish Rd; Hope Mills, NC; Nov. 7 @ 7 pm | General comments received on community development programs and request for proposals process and housing rehabilitation | | |
| 6 | Public Meeting | Non-targeted/broad community | Wade Town Hall, 7128 Main St., Wade, NC, Nov. 8 @ 7 pm | General comments received on community development programs | | |
| 7 | Public Meeting | Non-targeted/broad community | Stedman Town Hall, 5110 Front St., Stedman, NC, Jan 5 @ 7 pm | General comments received on community development programs | | |
| 8 | Public Meeting | Non-targeted/broad community | Falcon Town Hall, 7156 West St., Falcon, NC; Dec. 5 @ 7 pm | General comments received on community development programs | | |
| 9 | Public Meeting | Non-targeted/broad community | Eastover Community Center, 4008 School St., Eastover NC; Dec. 13 @7pm | General comments on community development programs | | |

| Sort Order | Mode of Outreach | Target of Outreach | Summary of response/attendance | Summary of comments received | Summary of comments not accepted and reasons | URL (If applicable) |
|------------|------------------|------------------------------|--|---|--|---------------------|
| 10 | Public Meeting | Non-targeted/broad community | Town of Godwin; Godwin, NC; Nov. 21 @ 7 pm | General comments received on community development programs | | |

Table 4 – Citizen Participation Outreach

EXPECTED RESOURCES

AP-15 Expected Resources – 91.220(c) (1, 2)

Introduction

Cumberland County is an urban county entitlement and receives Community Development Block Grant (CDBG) and Home Investment Partnership (HOME) Program funds directly from the U.S. Department of Housing and Urban Development. Cumberland County partners with local agencies in order to leverage grant dollars.

Priority Table

| Program | Source of Funds | Uses of Funds | Expected Amount Available Year 1 | | | | Expected Amount Available Reminder of ConPlan \$ | Narrative Description |
|---------|------------------|--|----------------------------------|--------------------|--------------------------|-----------|--|--|
| | | | Annual Allocation: \$ | Program Income: \$ | Prior Year Resources: \$ | Total: \$ | | |
| CDBG | public - federal | Acquisition Admin and Planning Economic Development Housing Public Improvements Public Services | 741,860 | 175,000 | 700,000 | 1,616,860 | 3,233,720 | Annual award is a conservative estimate based on recent awards |

| Program | Source of Funds | Uses of Funds | Expected Amount Available Year 1 | | | | Expected Amount Available Reminder of ConPlan \$ | Narrative Description |
|--|------------------|---|----------------------------------|--------------------|--------------------------|-----------|--|---|
| | | | Annual Allocation: \$ | Program Income: \$ | Prior Year Resources: \$ | Total: \$ | | |
| HOME | public - federal | Acquisition Homebuyer assistance Homeowner rehab Multifamily rental new construction Multifamily rental rehab New construction for ownership TBRA | 279,302 | 200,000 | 600,000 | 1,079,302 | 2,158,604 | Annual award is a conservative estimate based on recent awards |
| Competitive McKinney-Vento Homeless Assistance Act | public - state | Other | 0 | 0 | 0 | 0 | 0 | |
| Continuum of Care | public - federal | Other | 0 | 0 | 0 | 0 | 0 | |
| General Fund | public - local | Admin and Planning Housing | 137,814 | 0 | 0 | 137,814 | 263,500 | General funds to assist in administering programs and match funds |
| Other | public - state | Other | 0 | 0 | 0 | 0 | 0 | |

| Program | Source of Funds | Uses of Funds | Expected Amount Available Year 1 | | | | Expected Amount Available Reminder of ConPlan \$ | Narrative Description |
|---------|-----------------|------------------|----------------------------------|--------------------|--------------------------|-----------|--|---|
| | | | Annual Allocation: \$ | Program Income: \$ | Prior Year Resources: \$ | Total: \$ | | |
| Other | public - local | Housing Other | 95,414 | 0 | 0 | 95,414 | 190,828 | General funds through the partnership between City and County government to address homelessness. |

Table 5 - Expected Resources – Priority Table

Explain how federal funds will leverage those additional resources (private, state and local funds), including a description of how matching requirements will be satisfied

Cumberland County leverages funds from private and non-federal public sources to meet match requirement with cash contributions from federal sources. Because of the Presidential declaration of a major disaster for NC Hurricane Matthew (FEMA DR-4285), Cumberland County requested and received the 100% waiver of the HOME match requirement for the fiscal year 2016 and fiscal year 2017 by the Office of Community Planning & Development. The Cumberland County will continue working toward meeting our affordable housing goals while responding to the immediate needs of the disaster survivors.

If appropriate, describe publically owned land or property located within the jurisdiction that may be used to address the needs identified in the plan

At this time, Cumberland County has no public owned land or property located within the jurisdiction that will be used to carry out the plan.

Discussion

Not applicable.

ANNUAL GOALS AND OBJECTIVES

AP-20 Annual Goals and Objectives - 91.420, 91.220(c)(3)&(e)

Goals Summary Information

| Sort Order | Goal Name | Start Year | End Year | Category | Geographic Area | Needs Addressed | Funding | Goal Outcome Indicator |
|------------|--|------------|----------|-----------------------------------|------------------------|-----------------------------------|--|---|
| 1 | Increase Affordable Quality Housing | 2015 | 2020 | Affordable Housing | Cumberland County Area | Affordable Housing | CDBG: \$302,419 HOME: \$431,372 | Rental units constructed: 2 Household Housing Unit Rental units rehabilitated: 2 Household Housing Unit Homeowner Housing Rehabilitated: 18 Household Housing Unit |
| 2 | Essential Services and Housing for the Homeless | 2015 | 2020 | Homeless | Cumberland County Area | Homelessness | CDBG: \$57,149 General Fund: \$95,414 | Tenant-based rental assistance / Rapid Rehousing: 5 Households Assisted Homelessness Prevention: 8 Persons Assisted |
| 3 | Improve Access to Public Services (Human Services) | 2015 | 2020 | Non-Housing Community Development | Cumberland County Area | Non-Housing Community Development | CDBG: \$54,130 | Public service activities for Low/Moderate Income Housing Benefit: 1000 Households Assisted |

| Sort Order | Goal Name | Start Year | End Year | Category | Geographic Area | Needs Addressed | Funding | Goal Outcome Indicator |
|------------|--|------------|----------|-----------------------------------|------------------------|-----------------------------------|----------------|---|
| 4 | Improve Public Facilities/Develop Infrastructure | 2015 | 2020 | Non-Housing Community Development | Cumberland County Area | Non-Housing Community Development | CDBG: \$50,000 | Public Facility or Infrastructure Activities for Low/Moderate Income Housing Benefit: 1 Households Assisted |

Table 6 – Goals Summary

GOAL DESCRIPTIONS

| | | |
|---|-------------------------|---|
| 1 | Goal Name | Increase Affordable Quality Housing |
| | Goal Description | Cumberland County Community Development will pursue housing goals that include maintaining and increasing the availability and accessibility of decent, safe and affordable housing. |
| 2 | Goal Name | Essential Services and Housing for the Homeless |
| | Goal Description | Cumberland County will provide activities that will benefit the homeless. Funding allocation will be CDBG funds and local government funds (city/county) designated as a part of the homeless initiative partnership. |
| 3 | Goal Name | Improve Access to Public Services (Human Services) |
| | Goal Description | Cumberland County Community Development will provide funding to agencies for healthcare services and services to homeless for approximately 1000 persons. |
| 4 | Goal Name | Improve Public Facilities/Develop Infrastructure |
| | Goal Description | Cumberland County Community Development will allocate funding to improve public facilities and development of infrastructure - potential 1 project. |

Table 7 – Goal Descriptions

Estimate the number of extremely low-income, low-income, and moderate-income families to whom the jurisdiction will provide affordable housing as defined by HOME 91.215(b):

Cumberland County will ensure affordable housing is provided to approximately 10 families with 30% of the area median income; 10 families between 31-50% of the area median income; 20 families between 51%-80% of the area median income.

AP-35 Projects – 91.220(d)

Introduction

Cumberland County plans to undertake the following projects based on the needs assessment within the geographic service area.

| # | Project Name |
|---|----------------------------------|
| 1 | Housing Rehabilitation |
| 2 | Affordable Housing |
| 3 | Housing Project Delivery Costs |
| 4 | Public Services |
| 5 | Homeless Services |
| 6 | Public Facilities/Infrastructure |
| 7 | General Administration/Planning |
| 8 | Housing Rehabilitation |
| 9 | Affordable Housing |

Table 8 – Project Information

Describe the reasons for allocation priorities and any obstacles to addressing underserved need

Not applicable.

PROJECTS

AP-38 Projects Summary

Project Summary Information

Table 9 – Project Summary

| | | |
|---|--|--|
| 1 | Project Name | Housing Rehabilitation |
| | Target Area | Cumberland County Area |
| | Goals Supported | Increase Affordable Quality Housing |
| | Needs Addressed | Affordable Housing |
| | Funding | : |
| | Description | Funds provided for housing repairs through the following programs: 1) Owner-occupied rehabilitation; 2) Investor-owner (rental) rehabilitation); and Purchase/Rehab/Resale. All programs must benefit homeowners or renters with incomes 80% or below the median income for Cumberland County. Housing Rehabilitation program was expanded to address disaster housing repairs to eligible homeowners in Cumberland County's jurisdiction. |
| | Target Date | 6/30/2018 |
| | Estimate the number and type of families that will benefit from the proposed activities | |
| | Location Description | |
| | Planned Activities | |
| 2 | Project Name | Affordable Housing |
| | Target Area | Cumberland County Area |
| | Goals Supported | Increase Affordable Quality Housing |
| | Needs Addressed | Affordable Housing |
| | Funding | : |
| | Description | Funds will be used to assist a CHDO and developer with the development of affordable housing for low and moderate income residents of Cumberland County. Funds provided under this activity represent at least 15% of the HOME entitlement mandated for affordable housing development by CHDOs. |
| | Target Date | 6/30/2018 |
| | Estimate the number and type of families that will benefit from the proposed activities | 2 low-income households |

| | | |
|---|--|--|
| | Location Description | |
| | Planned Activities | |
| 3 | Project Name | Housing Project Delivery Costs |
| | Target Area | Cumberland County Area |
| | Goals Supported | Increase Affordable Quality Housing |
| | Needs Addressed | Affordable Housing |
| | Funding | CDBG: \$269,790 |
| | Description | Staff and overhead costs directly related to carrying out housing projects, such as work specification preparation, loan process, inspections, and other housing related services. |
| | Target Date | 6/30/2018 |
| | Estimate the number and type of families that will benefit from the proposed activities | Households served will be reported under the respective rehab activity. |
| | | Location Description |
| | Planned Activities | |
| 4 | Project Name | Public Services |
| | Target Area | Cumberland County Area |
| | Goals Supported | Improve Access to Public Services (Human Services) |
| | Needs Addressed | Non-Housing Community Development |
| | Funding | CDBG: \$54,130 |
| | Description | Partner with agencies in providing health care services and services to the homeless. Staff and overhead costs directly related to carrying out public services activities. |
| | Target Date | 6/30/2018 |
| | Estimate the number and type of families that will benefit from the proposed activities | |
| | | Location Description |
| | Planned Activities | |
| 5 | Project Name | Homeless Services |
| | Target Area | Cumberland County Area |
| | Goals Supported | Essential Services and Housing for the Homeless |
| | Needs Addressed | Homelessness |
| | Funding | CDBG: \$57,149 General Funds: \$95,414 |

| | | |
|---|--|--|
| | Description | Activities to benefit homeless persons to provide short-term rental assistance and utility assistance to help prevent homelessness and to reduce homeless population. This activity will be funded with CDBG and local government funds of as a part of the joint city/county homeless initiative program. |
| | Target Date | 6/30/2018 |
| | Estimate the number and type of families that will benefit from the proposed activities | 13 households who are literally homeless or at-risk of being homeless. |
| | Location Description | |
| | Planned Activities | |
| 6 | Project Name | Public Facilities/Infrastructure |
| | Target Area | Cumberland County Area |
| | Goals Supported | Improve Public Facilities/Develop Infrastructure |
| | Needs Addressed | Non-Housing Community Development |
| | Funding | CDBG: \$50,000 |
| | Description | Funding provided to make public facilities available for low and moderate income citizens of Cumberland County. |
| | Target Date | 6/30/2018 |
| | Estimate the number and type of families that will benefit from the proposed activities | |
| | Location Description | |
| | Planned Activities | |
| 7 | Project Name | General Administration/Planning |
| | Target Area | |
| | Goals Supported | |
| | Needs Addressed | |
| | Funding | CDBG: \$183,372 HOME: \$47,930 General Funds: \$137,814 |
| | Description | Funds will be used for costs related to the administration and execution of community development projects under the entitlement programs. Local government's funds of \$137,814 will be used to help support this activity in addition to estimated CDBG plus program income (183,372) & HOME (47,930). |
| | Target Date | 6/30/2018 |
| | Estimate the number and type of families that will benefit from the proposed activities | Not applicable. |

| | | |
|----------|--|---|
| | Location Description | |
| | Planned Activities | CDBG funding will be provided to support administrative cost associated with carrying out the 2017 Action Plan Goals and Priority needs. |
| 8 | Project Name | Housing Rehabilitation |
| | Target Area | Cumberland County Area |
| | Goals Supported | Increase Affordable Quality Housing |
| | Needs Addressed | Affordable Housing |
| | Funding | CDBG: \$1,002,419 HOME: \$839,477 |
| | Description | Funds provided for housing repairs through the following programs: owner-occupied rehabilitation; investor-owner rental rehabilitation; and purchase/rehab/resale. All programs must benefit homeowners or renters with incomes 80% or below the median income for Cumberland County. Funds are also provided for eligible homeowners in need of housing repair due to damages caused by Hurricane Matthew. |
| | Target Date | 6/30/2018 |
| | Estimate the number and type of families that will benefit from the proposed activities | 20 low-income households |
| | Location Description | |
| | Planned Activities | |
| 9 | Project Name | Affordable Housing |
| | Target Area | Cumberland County Area |
| | Goals Supported | Increase Affordable Quality Housing |
| | Needs Addressed | Affordable Housing |
| | Funding | HOME: \$191,895 |
| | Description | Funds will be used to assist a CHDO and developer with the development of affordable housing for low and moderate income residents of Cumberland County. Funds provided under this activity represent at least 15% of the HOME entitlement mandated for affordable housing development by CHDOs. |
| | Target Date | 6/30/2018 |
| | Estimate the number and type of families that will benefit from the proposed activities | 2 low-moderate income households |
| | Location Description | |
| | Planned Activities | |

AP-50 Geographic Distribution – 91.220(f)

Description of the geographic areas of the entitlement (including areas of low-income and minority concentration) where assistance will be directed

Community Development will use entitlement funds within Cumberland County to include the towns of Eastover, Falcon, Godwin, Hope Mills, Linden, Spring Lake, Stedman, and Wade. All of the towns have elected to be party to Cumberland County's designation as an Urban County. All of the activities, with exception of certain public service and homeless activities; will be accomplished in one of these municipal areas or the unincorporated areas of the County.

Geographic Distribution

| Target Area | Percentage of Funds |
|------------------------|---------------------|
| Cumberland County Area | 100% |

Table 10 - Geographic Distribution

Rationale for the priorities for allocating investments geographically

Cumberland County Community Development has not identified a targeted area, but funds will be allocated throughout Cumberland County according to the need.

Discussion

Not applicable.

AFFORDABLE HOUSING

AP-55 Affordable Housing – 91.220(g)

Introduction

Cumberland County will continue to foster development and preservation or renovation of affordable housing development in utilizing HOME funds and CDBG funds for owner-occupied and rental housing rehab programs.

| One Year Goals for the Number of Households to be Supported | |
|--|---|
| Homeless | 5 |
| Non-Homeless | 0 |
| Special-Needs | 0 |
| Total | 5 |

Table 11 - One Year Goals for Affordable Housing by Support Requirement

| One Year Goals for the Number of Households Supported Through | |
|--|----|
| Rental Assistance | 8 |
| The Production of New Units | 2 |
| Rehab of Existing Units | 20 |
| Acquisition of Existing Units | 0 |
| Total | 30 |

Table 12 - One Year Goals for Affordable Housing by Support Type

Discussion

The proposed households will be assisted through the rapid re-housing program. Non-homeless are not indicated because that is counted in the number of households supported through rehabilitation of existing affordable housing units.

AP-60 Public Housing – 91.220(h)

Introduction

Actions planned during the next year to address the needs to public housing

Cumberland County and Fayetteville Metropolitan Housing Authority will continue to partner together and with other agencies to address the needs of availability of affordable housing. In the upcoming year, it is anticipated that FMHA will start the construction of the RAD project - Grove View Terrace which will bring an additional 54 units in the community. The total number of units expected at completion - 270.

Actions to encourage public housing residents to become more involved in management and participate in homeownership

Fayetteville Metropolitan Housing Authority implements various activities that promote self-sufficiency and economic independence. Efforts are put forth in developing partnerships in order to educate tenants on the process of purchasing a home to prepare them for future homeownership.

If the PHA is designated as troubled, describe the manner in which financial assistance will be provided or other assistance

Not applicable. Fayetteville Metropolitan Housing Authority has been designated as a high performing housing authority and is not considered as troubled.

Discussion

Not applicable.

AP-65 Homeless and Other Special Needs Activities – 91.220(i)

Introduction

Cumberland County Community Development along with the City and County governments has identified homelessness as a priority in the Strategic Plan. This year and the years to come, the County will begin to face the new issues of addressing the needs of a population that was devastated and struggling to recover from the effects of Hurricane Matthew.

Cumberland County Community Development will continue to apply for state and federal funds to address the needs of homelessness and those at-risk of becoming homeless in the community. Local governments have allocated funds to address the priority identified in the Strategic Plan for the homeless initiative. The County has also applied for state funds to provide rental assistance to disaster survivors that have been residing in motels and hotels since the disaster.

Describe the jurisdictions one-year goals and actions for reducing and ending homelessness including Reaching out to homeless persons (especially unsheltered persons) and assessing their individual needs

Fayetteville/Cumberland Continuum of Care on Homelessness has implemented a community-wide, coordinated intake assessment system using a "no wrong door" approach to assessing the needs of persons experience homelessness. This recently revised coordinated assessment system will allow participating providers who serve as a portal to conduct a full assessment and prioritize the households based on need and determine the appropriate options.

Community Development will also utilize the homeless initiative funds from the joint venture project between the City and County governments to address the gaps in services for homeless individuals that do not meet HUD's definition of homelessness but are at or below 80% of the area median income by providing direct financial assistance and support services.

Addressing the emergency shelter and transitional housing needs of homeless persons

Cumberland County Community Development serves as Grantee to administer the Emergency Solutions Grant and the Continuum of Care Grant Programs to address the needs of homeless.

Community Development partners with agencies to provide emergency shelter to the homeless; housing stabilization through rapid re-housing and homeless prevention to persons that are homeless or at-risk of being homeless.

Cumberland County Community Development also serves as Grantee for two transitional housing programs for families and a permanent supportive housing program for homeless individuals who have substance abuse disorders.

Helping homeless persons (especially chronically homeless individuals and families, families with children, veterans and their families, and unaccompanied youth) make the transition to permanent housing and independent living, including shortening the period of time that individuals and families experience homelessness, facilitating access for homeless individuals and families to affordable housing units, and preventing individuals and families who were recently homeless from becoming homeless again

Cumberland County Community Development has made homelessness a priority need based on the CoC Analysis and Homeless Assessment identified in the 2015-19 Consolidated Plan. Cumberland County will continue its efforts in partnering with local developers to increase the supply of affordable housing units by requiring developers to designate a percentage of units for extremely low-income persons. Most of the individuals and families are in need of long-term comprehensive case management and continued mental health services coupled with affordable housing in order to maintain self-sufficiency to avoid becoming homeless again.

The 2017 Point-In-Time Homeless Count information is not available at this time. However, it is anticipated that the total number of homeless persons living on the streets or chronically homeless has increased from the previous year.

Helping low-income individuals and families avoid becoming homeless, especially extremely low-income individuals and families and those who are: being discharged from publicly funded institutions and systems of care (such as health care facilities, mental health facilities, foster care and other youth facilities, and corrections programs and institutions); or, receiving assistance from public or private agencies that address housing, health, social services, employment, education, or youth needs.

Cumberland County will continue to collaborate with Fayetteville/Cumberland Continuum of Care on Homelessness to improve discharge strategies that will meet these needs. Community Development will continue to support Alliance Behavioral Healthcare in implementing various programs for those exiting out of correctional facilities.

Discussion

| One year goals for the number of households to be provided housing through the use of HOPWA for: | |
|---|-----|
| Short-term rent, mortgage, and utility assistance to prevent homelessness of the individual or family | N/A |
| Tenant-based rental assistance | N/A |

| | |
|--|-----|
| Units provided in housing facilities (transitional or permanent) that are being developed, leased, or operated | N/A |
| Units provided in transitional short-term housing facilities developed, leased, or operated with HOPWA funds | N/A |
| Total | N/A |

AP-75 Barriers to affordable housing – 91.220(j)

Introduction

Cumberland County continues to face the issue of providing affordable housing for low and very low-income households in the community. Barriers to making housing affordable include reduction in funding resources, cost due to inflated rental and sales; and unavailability of public housing units due to long wait lists.

Cumberland County has partnered with NC Housing Finance Agency to help restore and strengthen the residential housing stock in the County that sustained severe property damage by Hurricane Matthew by providing owner-occupied homeowners housing rehabilitation deferred forgivable loan.

Actions it planned to remove or ameliorate the negative effects of public policies that serve as barriers to affordable housing such as land use controls, tax policies affecting land, zoning ordinances, building codes, fees and charges, growth limitations, and policies affecting the return on residential investment

Cumberland County Community Development will continue to put forth efforts to foster and maintain affordable housing and remove barriers to affordable housing by continuing to partner with eligible organizations designated as community housing development organizations (CHDOs) to increase the production and supply of affordable housing to include subsidized new housing; continue to offer low interest loans to investor-owners for rehabilitation fo rental property to be rented to low and moderate income household; acquire and renovate substandard single family units that will be sold to potential homebuyers with household income at or below 80% of the area median income; and encourage developers to build more affordable housing units targeted to households with incomes at or below 30% of the area median income.

Discussion

Not applicable.

AP-85 Other Actions – 91.220(k)

Introduction

Actions planned to address obstacles to meeting underserved needs

The primary obstacle in meeting underserved needs is the lack of funding resources available for 1) affordable housing targeted to very low, low and moderate-income persons; and 2) housing for the homeless with comprehensive case management and support services; and 3) lack of coordination of

existing services in the community that increase the level of frustration of the customers seeking services.

With the implementation of the coordinated intake assessment referral process, this should address obstacle #3 and began focusing on a feasible plan to address the other obstacles.

Actions planned to foster and maintain affordable housing

Cumberland County Community Development plans to continue to encourage developers that seek to fund through the department, to set aside a certain percentage of developed units for households with incomes at or below 30% of the area median income.

Actions planned to reduce lead-based paint hazards

Cumberland County Community Development housing rehabilitation staff will continue to receive training in order to implement lead-based paint safe work practices. Actions taken include implementation of lead-based paint hazard reduction measures as part of our housing rehabilitation program to comply with 24 CFR 35; contractors who rehabilitate homes built prior to 1978 are required to attend Safe Work Practices training for lead-based paint; staff persons are trained in the new HUD/EPA regulations that require contractors to use safe work practices to mitigate lead-based paint hazards in private homes and childcare centers; and distribution of the brochure to all housing rehabilitation program applicants on the hazards of lead-based paint ("The Lead-Safe Certified Guide To Renovate Right").

Actions planned to reduce the number of poverty-level families

Cumberland County Community Development has made progress in reducing the number of poverty-level families in the community through leveraging resources and partnering with other human services agencies to reduce the problem by providing assistance through programs such as housing rehabilitation and public services programs to assist with medical needs.

Actions planned to develop institutional structure

Cumberland County Community Development has years of experience and well equipped to implement and coordinate activities among public, private and nonprofit agencies. Although funding has continued to decrease over the years, Community Development will continue to streamline processes and procedures for efficiency and effectiveness, in addition to searching for additional funding resources to strengthen its ability to serve and offer programs and services that improve the quality of life for the residents and meet the community's need.

Actions planned to enhance coordination between public and private housing and social service agencies

Cumberland County Community Development will enhance the coordination between agencies by providing funding through a request for proposal process to eligible agencies to improve access to services.

Discussion

Not applicable.

PROGRAM SPECIFIC REQUIREMENTS

AP-90 Program Specific Requirements – 91.220(l)(1,2,4)

Introduction

Community Development Block Grant Program (CDBG)

Reference 24 CFR 91.220(l)(1)

Projects planned with all CDBG funds expected to be available during the year are identified in the Projects Table. The following identifies program income that is available for use that is included in projects to be carried out.

| | |
|--|----------|
| 1. The total amount of program income that will have been received before the start of the next program year and that has not yet been reprogrammed | 0 |
| 2. The amount of proceeds from section 108 loan guarantees that will be used during the year to address the priority needs and specific objectives identified in the grantee's strategic plan. | 0 |
| 3. The amount of surplus funds from urban renewal settlements | 0 |
| 4. The amount of any grant funds returned to the line of credit for which the planned use has not been included in a prior statement or plan | 0 |
| 5. The amount of income from float-funded activities | 0 |
| Total Program Income: | 0 |

Other CDBG Requirements

| | |
|---|---------|
| 1. The amount of urgent need activities | 0 |
| 2. The estimated percentage of CDBG funds that will be used for activities that benefit persons of low and moderate income. Overall Benefit - A consecutive period of one, two or three years may be used to determine that a minimum overall benefit of 70% of CDBG funds is used to benefit persons of low and moderate income. Specify the years covered that include this Annual Action Plan. | 100.00% |

HOME INVESTMENT PARTNERSHIP PROGRAM (HOME)

Reference 24 CFR 91.220(l)(2)

A description of other forms of investment being used beyond those identified in Section 92.205 is as follows:

During the 2017 Program Year, Cumberland County Community Development will allocate HOME entitlement funds to provide assistance to qualified homebuyers as described under 24 CFR Part 92.205.

A description of the guidelines that will be used for resale or recapture of HOME funds when used for homebuyer activities as required in 92.254, is as follows:

Resale Provisions

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

Recapture Provisions

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

In accordance with the applicable homeownership recapture provisions outlined in 24 CFR part 92.254 (a)(5)(ii), Cumberland County shall enforce recapture provisions where HOME funds are provided as a direct subsidy to the homebuyer as down payment and/or purchase price assistance. The County requires the recapture of the entire amount of its HOME-funded homeownership housing assistance from net sales proceeds when the original homebuyer sells the property during the affordability period. Net proceeds are the funds remaining from the sale of the property by the original homebuyer less the repayment of the outstanding balance on any superior mortgage and any closing costs. To the extent that net proceeds are available at closing, the principal balance of the HOME funds is due and payable. Under no circumstances will the County recapture more than is available from the net proceeds of the sale. In the event that net proceeds exceed the amount necessary to repay the County HOME funds, excess proceeds may be paid to the original homebuyer once HOME funds have been repaid to the County.

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

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

A description of the guidelines for resale or recapture that ensures the affordability of units acquired with HOME funds? See 24 CFR 92.254(a)(4) is as follows:

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

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

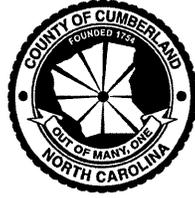
Plans for using HOME funds to refinance existing debt secured by multifamily housing that is rehabilitated with HOME funds along with a description of the refinancing guidelines required that will be used under 24 CFR 92.206(b) are as follows:

During the 2017 program year, Cumberland County Community Development does not plan to refinance any existing multi-family housing debt.

Discussion

Not applicable.

RICKEY L. MOOREFIELD
County Attorney



PHYLLIS P. JONES
Assistant County Attorney

ROBERT A. HASTY, JR.
Assistant County Attorney

OFFICE OF THE COUNTY ATTORNEY

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

**MEMO FOR THE AGENDA OF THE APRIL 18, 2017
MEETING OF THE BOARD OF COMMISSIONERS**

TO: Board of Commissioners; Co. Manager; Jim Wieser (for Cargill, Incorporated.)
FROM: Co. Atty. *R. Moorefield*
DATE: April 11, 2017,
SUBJECT: Consideration Order to close a Portion of Underwood Road

Attachments: Proposed Order with Exhibits A and B

BACKGROUND:

At its March 20, 2017, the Board adopted the following resolution of intent to close a portion of Underwood Road:

**RESOLUTION OF INTENT TO CLOSE A PORTION OF UNDERWOOD ROAD
AND CALLING A PUBLIC HEARING ON THE QUESTION PURSUANT TO
G.S. 153A-241**

WHEREAS, Cargill, Inc., and the Trustees of the John and Carolyn Smith Grandchildren’s Trust submitted petitions to the Board of Commissioners (the "Board") requesting the Board to close that portion of Underwood Road that lies on the property of Cargill, Inc., between River Road and Custer Avenue for a total distance of 0.28 miles; and

WHEREAS, the Board finds that this portion of Underwood Road has been abandoned from maintenance by the North Carolina Department of Transportation; and

WHEREAS, the Board finds that the requested closure would not cause any other parcel to become landlocked; and

WHEREAS, the Board finds that a plat showing the legal description of the area of the road to be closed and the addition of Oilseed Drive to the State Highway system is recorded in Plat Book 138 at page 97.

BE IT RESOLVED, that pursuant to the request of the property owners described above, the Board intends to close the above-described portion of Underwood Road.

BE IT FURTHER RESOLVED, that the Board shall hold a public hearing on the question of this closure April 18, 2017, at 6:45 p.m. in the
Memo re: Order Closing a Portion of Underwood Road

Commissioners Meeting Room (Room 118), First Floor, Courthouse, 117 Dick Street, Fayetteville, North Carolina, to hear all interested persons who appear with respect to whether the closure would be detrimental to the public interest or to any individual's property rights.

BE IT FURTHER RESOLVED, notice of this public hearing shall be given in accordance with G.S. § 153A-241.

Adopted in regular meeting March 20, 2017.

The notice of intent and public hearing was duly advertised in the *Fayetteville Observer* March 31, April 7, and April 14, 2017. Cargill, Incorporated, reports that it caused the notice of intent and public hearing to be prominently posted at two places along the portion of the road to be closed. The county attorney has reviewed the recorded plat and advises that the closure will not deprive any landowner reasonable access to his or her property nor cause any parcel to become landlocked.

The Board may close the road after the public hearing if the Board is satisfied that the closure is not contrary to the public interest and that no individual owning property in the vicinity of the road would be deprived of reasonable means of access to his or her property. Any person who is aggrieved by the closure may appeal to the courts within 30 days of the order of closure being adopted. Once the road is closed, title to the property lying in the road vests in the adjoining property owners.

RECOMMENDATION/PROPOSED ACTION:

The county attorney advises that the Board may close the described portion of Underwood Road by adopting the attached order.

**ORDER OF THE BOARD OF COMMISSIONERS OF CUMBERLAND COUNTY
CLOSING A PORTION OF UNDERWOOD ROAD PURSUANT TO G.S. 153A-241**

At its regular meeting March 20, 2017, the Board of Commissioners adopted a resolution of intent to close that portion of Underwood Road that lies on the property of Cargill, Incorporated, between River Road and Custer Avenue for a total distance of 0.28 miles, as described in the plat prepared by Joyner Keeny, PLLC, recorded October 17, 2016, in Plat Book 138 at page 97 in the Cumberland County Registry. The resolution of intent also called for a public hearing on the question of this closing to be held at the April 18, 2017, meeting of the Board of Commissioners.

After conducting the public hearing on this date, the Board of Commissioners finds the following:

1. Although Underwood Road is identified as S.R. #1730 in the State Highway System, the portion to be closed was abandoned from maintenance by the Department of Transportation by action of the State Board of Transportation January 4, 2017.
2. Cargill, Incorporated, has constructed Oilseed Drive to connect River Road and Custer Avenue and the Board of Commissioners approved the addition of Oilseed Drive to the State Highway System November 7, 2016.
3. This closure will not cause any other parcel to become landlocked.
4. Notice of the public hearing on the question reasonably calculated to give full and fair disclosure of the proposed closing was published in the *Fayetteville Observer* once a week for three successive weeks as shown in the Order Confirmation or Publisher's Affidavit attached hereto as **Exhibit A**.
5. Cargill, Incorporated, and the Trustees of the John and Carolyn Smith Grandchildren's Trust are the only owners of property adjoining the portion of the road to be closed and each of these property owners petitioned the Board to make this closure. No notice of the Resolution of Intent was sent to any other property owner for this reason.
6. Notice of the closing and public hearing was prominently posted in at least two places along the road as shown in the Certificate of Posting attached hereto as **Exhibit B**.

Based on the foregoing findings of fact, the Board of Commissioners is satisfied that closing the portion of Underwood Road described herein is not contrary to the public interest and no individual owning property in the vicinity of the road would thereby be deprived of reasonable means of ingress and egress to his property.

The Cumberland County Board of Commissioners does hereby order, pursuant to N.C.G.S. § 153A-241, that the portion of Underwood Road (S.R. #1730) lying on the property of Cargill, Incorporated, between River Road (S.R. #1714) and Custer Avenue (S.R. #1723) in Eastover Township, Cumberland County, as described in the plat prepared by Joyner Keeny, PLLC, recorded October 17, 2016, in Plat Book 138 at page 97 in the Cumberland County Registry, be and is closed to public use.

It is further ordered that a certified a copy of this order shall be filed in the office of the register of deeds.

Pursuant to N.C.G.S. § 153A-241, upon the closing of a public road or an easement, all right, title, and interest in the right-of-way is vested in those persons owning lots or parcels of land adjacent to the road or easement, and the title of each adjoining landowner, for the width of his abutting land, extends to the center line of the public road or easement, subject, however, to any public utility use or facility located on, over, or under the road or easement immediately before its closing, until the landowner or any successor thereto pays to the utility involved the reasonable cost of removing and relocating the facility.

Any person aggrieved by the closing of this portion of Underwood Road may appeal the order of the Board of Commissioners to the appropriate division of the General Court of Justice within 30 days after the day this order is adopted.

Adopted in regular meeting April 18, 2017.

Cumberland County Board of Commissioners
BY:

Glenn B. Adams, Chairman

Attest:

Candice S. White, Clerk to the Board

Order Confirmation

**CUMBERLAND COUNTY
 BOARD OF COMMISSIONERS
 NOTICE OF PUBLIC HEARING
 PURSUANT TO NCGS 153A-241
 TO CONSIDER THE CLOSURE
 OF A PORTION OF
 UNDERWOOD ROAD**

TAKE NOTICE that the Cumberland County Board of Commissioners has adopted a resolution declaring its intent to close that portion of Underwood Road lying between River Road and Custer Avenue as fully described in the plat recorded in the Cumberland County Registry in Plat Book 138 at page 97. The Board shall conduct a public hearing on April 18, 2017, at 6:45 p.m. in the Commissioners Meeting Room (Room 118), First Floor, Courthouse, 117 Dick Street, Fayetteville, North Carolina, to hear all interested persons who appear with respect to whether the closing would be detrimental to the public interest or to any individual's property rights.

Candice H. White, Clerk
 Board of County Commissioners
 3/31, 4/7, 14 4884932

Ad Order Number
0004884932

Customer
CUMB CO ATTORNEY'S

Sales Rep.
0090

Customer Account
017971203

Order Taker
webFPC

Customer Address
PO BOX 1829, ,
FAYETTEVILLE NC 28302 USA

Order Source
Web

Customer Phone
910-678-7762

Order Invoice Text
Public Hearing - April 18, 2017

Payer Customer
CUMB CO ATTORNEY'S

PO Number

Payer Account
017971203

Ordered By

Payer Address
PO BOX 1829, ,
FAYETTEVILLE NC 28302 USA

Customer Fax
910-678-7758

Customer EMAIL
ctyndall@co.cumberland.nc.us

Payer Phone
910-678-7762

Special Pricing
None

| | | | |
|-------------------|-------------------|---------------------|-------------------|
| <u>Net Amount</u> | <u>Tax Amount</u> | <u>Total Amount</u> | <u>Amount Due</u> |
| \$313.20 | \$0.00 | \$313.20 | \$313.20 |

| | |
|-----------------------|-----------------------|
| <u>Payment Method</u> | <u>Payment Amount</u> |
| | \$0.00 |

| | | | |
|------------------|----------------|----------------|--------------|
| <u>Ad Number</u> | <u>Ad Type</u> | <u>Ad Size</u> | <u>Color</u> |
| 0004884932-01 | CL Legal Line | : 1.0 X 29 cl | <NONE> |

| | | | | |
|----------------|--------------------------------|-----------------------------------|------------------|-------------|
| <u>Product</u> | <u>Placement/Classificatio</u> | <u>Run Dates</u> | <u># Inserts</u> | <u>Cost</u> |
| FO:: | 401 - Legals | 3/31/2017, 4/7/2017, 4/14/2017 | 3 | \$300.15 |
| OL:: | 401 - Legals | 3/31/2017, 4/7/2017, 4/14/2017 | 3 | \$13.05 |

North Carolina

Affidavit of Posting

Cumberland County

Jim Wieser states under oath as follows:

- (1) I am Jim Wieser.
- (2) I have assisted Cargill, Inc., in petitioning the Cumberland County Board of Commissioners (the "Board") to close that portion of Underwood Road described in the resolution of intent adopted by the Board March 20, 2017 ("the Resolution").
- (3) I did cause a notice of the Resolution to be prominently posted in at least two places along portion of Underwood Road described in the Resolution.

Jim Wieser

Sworn to and subscribed before me
this 3rd day of April, 2017.

Elizabeth O Ivey
Notary Public
My commission expires: 7-4-2019





GLENN B. ADAMS
Chairman

CHARLES E. EVANS
Vice Chairman

MICHAEL C. BOOSE
JEANNETTE M. COUNCIL
W. MARSHALL FAIRCLOTH
JIMMY KEEFE
LARRY L. LANCASTER

CANDICE WHITE
Clerk to the Board

KELLIE BEAM
Deputy Clerk

CUMBERLAND
★ COUNTY ★
NORTH CAROLINA

BOARD OF COMMISSIONERS

ITEM NO. 4A

April 12, 2017

April 18, 2017 Agenda Item

TO: Board of Commissioners
FROM: Kellie Beam, Deputy Clerk to the Board *KB*
SUBJECT: Cumberland County Workforce Development Board

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

Representative of Business:

Rodney Anderson – completed first term. Eligible for reappointment. Mr. Rodney Anderson has indicated he is willing to serve a second term.

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

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

Attachments

Cumberland County Workforce Development

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

Member Specifications:

Members with Specific Categories:

- Representative of Business
- Representative of Workforce
- Representative of Education/Training
- Representative of Economic Development
- Representative – Other
- Representative of Labor

Term: 3 Years

Compensation: None

Duties:

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

Meetings: Second Wednesday of every other month at 11:00 AM

Meeting Location: Meeting take place at various locations

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

| <u>Name/Address</u> | <u>Date Appointed</u> | <u>Term</u> | <u>Expires</u> | <u>Eligible For Reappointment</u> |
|---|---------------------------|-----------------|--------------------|---------------------------------------|
| <u>Representative of Business:</u> | | | | |
| David McCune (W/M) 106 Penmark Pl Fayetteville, NC 28301 476-2976/424-2978 (W) | 10/14 | 2nd | Oct/17 10/31/17 | No |
| Linda Hoppmann (W/F) 5331 Rimrock Ct Fayetteville, NC 28303 826-4939/483-5016 (W) | 11/14 | 3 rd | Nov/17 11/30/17 | No |
| Randall Newcomer (W/M) 109 Cypress Lakes Circle Hope Mills, NC 28348 308-5432/424-1776 (W) | 10/14 | 2nd | Oct/17 10/31/17 | No |
| Esther Thompson (F) 511 Forest Lakes Rd Fayetteville, NC 28305 323-9687 (H) / 670-5515 (W) | 11/14 | 2nd | Nov/17 11/30/17 | No |
| Jensen McFadden (B/M) 1717 Sykes Pond Rd Fayetteville, NC 28304 868-9067/850-8409 | 1/15 | 1 st | Jan/18 1/31/18 | Yes |
| Rodney Anderson (B/M) 4321 Huntsfield Rd Fayetteville, NC 28314 826-0366/922-1214 | 4/14 | 1st | Apr/17 4/30/17 | Yes |
| Joy Miller (W/F) 210 Queensberry Drive Fayetteville, NC 28303 864-1955/309-3645/615-6799 | 2/16 | 1 st | Feb/19 2/28/19 | Yes |
| *serving unexpired term; eligible for an additional term* | | | | |
| Jesse A. Brayboy Jr. 105 Ruritan Drive Fayetteville, NC 28314 527-9717/822-1700 | 2/16 | 1 st | Feb/19 2/28/19 | Yes |

Cumberland County Workforce Development Board, page 2

| <u>Name/Address</u> | <u>Date Appointed</u> | <u>Term</u> | <u>Expires</u> | <u>Eligible For Reappointment</u> |
|---|-----------------------|-----------------|--------------------|-----------------------------------|
| Chad Kormanek (-/M) 4437 Bent Grass Drive Fayetteville, NC 28312 213-6329/916-3125 | 2/16 | 1 st | Feb/19 2/28/19 | Yes |
| Dina Simcox (W/F) 421 Foxwood Drive Hope Mills, NC 28348 728-3910/868-7668 | 2/16 | 1 st | Feb/19 2/28/19 | Yes |
| Jonathan Warren (H/M) 5815 Rainsford Drive Fayetteville, NC 28311 354-0676/307-3050 | 2/16 | 1 st | Feb/19 2/28/19 | Yes |
| R. Jonathan Charleston (B/M) 132 Great Oaks Drive Fayetteville, NC 28303 488-3368/485-2500 | 2/16 | 1 st | Feb/19 2/28/19 | Yes |
| Kent Listoe 6712 Jacobs Creek Circle Fayetteville, NC 28306 | 10/16 | 1 st | Oct/19 10/31/19 | Yes |
| Jimmy Driscoll (W/M) 5622 Walking Trail Way Hope Mills, NC 28348 425-8567/483-7171 | 9/16 | 1 st | Sep/19 9/30/19 | Yes |
| Marty Cayton 6841 Munford Drive Fayetteville, NC 28306 | 10/16 | 1 st | Oct/19 10/31/19 | Yes |
| Isabella Effen 6520 Brookshire Road Fayetteville, NC 28314 | 10/16 | 1 st | Oct/19 10/31/19 | Yes |
| <u>Representative of Workforce:</u> Charlene Cross (B/F) 1949 Culpepper Lane Fayetteville, NC 28304 630-1450/308-9413 | 3/16 | 2nd | Mar/19 3/31/19 | No |
| Cynthia Wilson (B/F) 228 Summertime Road Fayetteville, NC 28303 864-9602/485-6131 | 11/14 | 1st | Nov/17 11/30/17 | Yes |

Cumberland County Workforce Development Board, page 3

| <u>Name/Address</u> | <u>Date Appointed</u> | <u>Term</u> | <u>Expires</u> | <u>Eligible For Reappointment</u> |
|---|-----------------------|-----------------|--------------------|-----------------------------------|
| Crystal Bennett (W/F) 2654 Rivercliff Road Fayetteville, NC 28301 429-4930/630-0106 | 8/16 | 1 st | Aug/19 8/31/19 | Yes |
| Carl Manning (B/M) 328 Kimberwicke Drive Fayetteville, NC 28311 818-9810-436-2426 | 8/16 | 1 st | Aug/19 8/31/19 | Yes |
| David Servie (W/M) 1063 Mohawk Avenue Fayetteville, NC 28303 703-1846/429-3506 | 9/16 | 1 st | Sep/19 9/30/19 | Yes |
| <u>Representative of Education/Training:</u> | | | | |
| Pamela Gibson (W/F) 7526 Hammersley Road Fayetteville, NC 28306 423-1830/678-2416 | 3/16 | 2nd | Mar/19 3/31/19 | No |
| David Brand (W/M) 1814 Morganton Road Fayetteville, NC 28305 393-9914/678-8307 davidlbrand@gmail.com | 11/16 | 1 st | Feb/19 2/28/19 | Yes |
| (serving unexpired term; eligible for one additional term) | | | | |
| <u>Representative of Economic Development:</u> | | | | |
| Catherine Johnson (W/F) FCCCC 524 Deerpath Drive Fayetteville, NC 28311 822-4809/484-4242 x247 (W) | 1/14 | 3 rd | Aug/17 8/31/17 | No |
| <u>Representative – Other:</u> | | | | |
| Richard Everett (W/M) 408 Mirror Lake Drive Fayetteville, NC 28303 484-0432/677-2360 (W) | 6/14 | 3rd | Oct/17 10/31/17 | No |
| Jody Risacher (W/F) 3533 Sweetbay Circle Fayetteville, NC 28311 630-5102/483-7727 | 8/16 | 2nd | Aug/19 8/31/19 | No |

Cumberland County Workforce Development Board, page 4

| <u>Name/Address</u> | <u>Date Appointed</u> | <u>Term</u> | <u>Expires</u> | <u>Eligible For Reappointment</u> |
|---|-----------------------|-----------------|-------------------|-----------------------------------|
| Dallas Mack Freeman (B/M) 961 Kaywood Drive Fayetteville, NC 28311 488-9478/391-4177 | 2/16 | 1 st | Feb/19 2/28/19 | Yes |

Representative of Labor:

| | | | | |
|--|------|-----------------|-------------------|-----|
| Charles Royal (W/M) 3054 Hayfield Road Wade, NC 28395 584-8993/822-1906 | 2/16 | 1 st | Feb/19 2/28/19 | Yes |
|--|------|-----------------|-------------------|-----|

Ellen Morales (/F) (unlimited term - replaced by state agency)
North Carolina Department of Human Resources
Division of Vocational Rehabilitation Services
1200 Fairmont Court
Fayetteville, NC 28304

Josephus Thompson (unlimited term – replaced by state agency)
Employment Security Commission
414 Ray Avenue
Fayetteville, NC 28301
486-1010

Contact: Peggy Aazam (Administrative Support) 323-3421 x2126 paazam@co.cumberland.nc.us

Regular Meetings: 2nd Wednesday, every other month beginning in February 2016, 11:00 AM, meetings take place at various locations

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

The Cumberland County Workforce Development Board reconstituted its membership composition to comply with the workforce Innovation and Opportunity Act of 2014 (WIOA) on February 1, 2016.

APPLICANTS FOR
CUMBERLAND COUNTY WORKFORCE DEVELOPMENT BOARD
EDUCATIONAL

| <u>NAME/ADDRESS/PHONE</u> | <u>OCCUPATION</u> | <u>BACKGROUND</u> |
|---|---|---|
| ADGER, MARQUITA (B/F) 6072 LAKEWAY DRIVE FAYETTEVILLE NC 28306 491-5526/570-9306 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 | ELECTRONIC SYSTEMS SECURITY ADMINISTRATOR US ARMY RESERVE COMMAND | MA-COMPUTER RESOURCES |
| 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 |
| BETHEA, ORA L (B/F) 339 NEVILLE STREET FAYETTEVILLE NC 28301 910-483-7436 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 | RETIRED CONTRACTING FEDERAL GOV'T | BS-BUSINESS ADMIN. |
| BOATWRIGHT, SHANNON T. (B/F) 608 MISSENBURG COURT FAYETTEVILLE NC 28314 527-1797/672-2889 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 | EMPLOYMENT MANAGER FSU | BS-BUSINESS ADMIN. |
| BROOKS, KEVIN (B/M) 3616 DAUGHTRIDGE DRIVE FAYETTEVILLE NC 28311 488-0408/551-9031 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 | BUSINESS OWNER/BARBER TRIMMERZ BARBER SHOP | HS DIPLOMA LICENSED BARBER |

SERVES ON THE HUMAN RELATIONS COMMISSION

**APPLICANTS FOR
CUMBERLAND COUNTY WORKFORCE DEVELOPMENT BOARD Page 2
EDUCATIONAL**

| NAME/ADDRESS/PHONE | OCCUPATION | BACKGROUND |
|---|--|---|
| BROWN, PAUL RAYMOND (B/M) 5412 FINISH LINE DRIVE HOPE MILLS, NC 28348 484-3884/494-8742/432-3746 PAUL.BROWN90@AOL.COM 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 CATEGORY: GENERAL PUBLIC | US ARMY WARRANT OFFICER US ARMY | BA-CRIMINAL JUSTICE |
| BUFORD, RISHAUNDA (B/F) 238 MICAHS WAY SPRING LAKE NC 28390 210-343-9833/910-849-8098 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 AGENT NATIONWIDE INSURANCE | MA-ORGANIZATIONAL MGMT BA-HUMAN RESOURCE MGT |
| 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 |
| CLARK, DERWOOD (B/M) 620 ROCKPORT DRIVE FAYETTEVILLE NC 28311 302-7040/247-2270/868-8700 DABISHOP05@GMAIL.COM 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 CATEGORY: GENERAL PUBLIC | INSURANCE AGENT ALLSTATE | MBA-PUBLIC ADMIN |
| DUNLAP, ANNETTE MORITT (W/F) 3845 BEAVER DAM CHURCH RD ROSEBORO NC 28382 910-988-5576 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 |

**APPLICANTS FOR
CUMBERLAND COUNTY WORKFORCE DEVELOPMENT BOARD Page 3**

| NAME/ADDRESS/PHONE | OCCUPATION | EDUCATIONAL BACKGROUND |
|--|---|-----------------------------------|
| GAUSON, SADIE (B/F) 1722 FLINT DRIVE FAYETTEVILLE NC 28304 738-9228/436-7500 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 | RECEPTIONIST | SOME COLLEGE |
| GRAYBILL, BRIAN (W/M) 1901 MORGANTON RD FAYETTEVILLE NC 28305 489-7883/491-4667 BRIANGRAYBILL17@GMAIL.COM 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 CATEGORY: REPRESENTATIVE OF BUSINESS | GENERAL MANAGER PIERRO'S ITALIAN BISTRO | HIGH SCHOOL |
| GREENE, AMIR (B/M) 6899 KINGSGATE DRIVE FAYETTEVILLE, NC 28314 263-8953/978-9388 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 | CAR DETAILER | SOME COLLEGE |
| GREGGS, KATHY (B/F) 848 HILTON DRIVE FAYETTEVILLE, NC 28311 910-494-6914/910-488-2120 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 | EXECUTIVE ADMIN ASSISTANT VETERAN AFFAIRS HOSPITAL | DOCTORATE-BUSINESS ADMIN |
| HAMILTON, ROBERT (W/M) 149 WADING CREEK LANE FAYETTEVILLE NC 28306 336-430-6329/618-0422 SKYLUR1994@GMAIL.COM 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 CATEGORY: REPRESENTATIVE OF BUSINESS | CAR RENTAL ENTERPRISE RENT-A-CAR | BA-HISTORY |

**APPLICANTS FOR
CUMBERLAND COUNTY WORKFORCE DEVELOPMENT BOARD Page 4**

| NAME/ADDRESS/PHONE | OCCUPATION | EDUCATIONAL BACKGROUND |
|--|---|-------------------------------|
| HAYES, DEMARIO (B/M) 404 SELZNICK PLACE FAYETTEVILLE NC 28311 339-8495/703-899-0620 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 | ANALYST ODAR/SSA | MA |
| HAYNES, WESLEY (B/M) 1608 ROGERS DRIVE FAYETTEVILLE NC 28303 252-259-3934 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 | COMPUTER TECHNICIAN SELF-EMPLOYED | SOME COLLEGE |
| HIGGS, JUDITH A. (-/F) 6402 GREENGATE HILL ROAD FAYETTEVILLE, NC 28303 901-361-6172/396-4612 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 | HUMAN RESOURCE SPECIALIST FORT BRAGG | BA-PUBLIC ADMIN. |
| HINDS, TRACEY (B/F) 6724 WATER TRAIL DRIVE #304 FAYETTEVILLE NC 28311 578-8244/630-7059 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 | INSTRUCTOR METHODIST UNIVERSITY | BSW MSW |
| HUX, MARQUITA BLACKWELL (B/F) 6604 FLEMING STREET FAYETTEVILLE NC 28311 417-365-3432/436-7886 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 TAX ADVISOR H&R BLOCK | COLLEGE STUDENT |

**APPLICANTS FOR
CUMBERLAND COUNTY WORKFORCE DEVELOPMENT BOARD Page 5**

| NAME/ADDRESS/PHONE | OCCUPATION | EDUCATIONAL BACKGROUND |
|--|--|-----------------------------------|
| JAMES, ASHA (B/F) 2545 QUAIL FOREST DRIVE FAYETTEVILLE NC 28306 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 | CALL CENTER AGENT SYKES | ASSOCIATES DEGREE |
| JOHNSON, RAYMOND JR. (B/M) 736 PECAN GROVE LOOP HOPE MILLS NC 28348 706-464-8120 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 | REGIONAL ACCOUNT MANAGER | BS-ACCOUNTING |
| KEELS, Lатарshia (B/F) 628 HICKORY VIEW CT FAYETTEVILLE NC 28314 705-2015 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 | BUSINESS OWNER 3-TY VIRTUAL GROUP | SOME COLLEGE |
| KELLEY, HEIDI J (W/F) 101 PERSON STREET FAYETTEVILLE NC 28301 239-888-0189/222-3382 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 FAY. DOWNTOWN ALLIANCE | MBA - MARKETING BA-ADVERTISING |
| KING, GRACE (-/F) 5566 HOPE MILLS RD HOPE MILLS, NC 28348 424-9065/988-4206/424-4536 GRACEKING@CCS.K12.NC.US 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 | INSTRUCTIONAL ASSISTANT CUMBERLAND MILLS ELEMENTARY | COLLEGE GRADUATE |

CATEGORY: GENERAL PUBLIC

**APPLICANTS FOR
CUMBERLAND COUNTY WORKFORCE DEVELOPMENT BOARD Page 6**

| <u>NAME/ADDRESS/PHONE</u> | <u>OCCUPATION</u> | <u>EDUCATIONAL BACKGROUND</u> |
|--|---|-------------------------------|
| LAWSON, BURTON (W/M) 895 MIDDLE ROAD FAYETTEVILLE, NC 28312 723-2142/433-2161 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 | CONSTRUCTION SUPERVISOR OPERATION INASMUCH | BA COMMUNICATIONS |
| 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 |
| LONG, JAMES ADAM (W/M) 495 CORONATION DRIVE FAYETTEVILLE NC 28311 910-364-6410 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 | CONTRACTOR FT. BRAGG | SOME COLLEGE |
| MANLEY, DANIEL E. (W/M) 7323 SCENIC VIEW DRIVE FAYETTEVILLE NC 28306 426-0131/394-2465 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 | FIREFIGHTER CAPTAIN FORT BRAGG FIRE | AAS BS MLS |
| MCNEIL, SHEBA (B/F) 2968 CUMBERLAND ROAD FAYETTEVILLE, NC 28306 978-1518/568-5005 *SERVES ON THE CIVIC CENTER COMMISSION* Graduate-County Citizens' Academy: NO Graduate-Institute for Community Leadership: NO Graduate-Leadership Fayetteville: YES Graduate-United Way's Multi-Cultural Leadership Program: NO Graduate-other leadership academy: NO | TEACHER CUMBERLAND LEARNING ACADEMY | BA |

**APPLICANTS FOR
CUMBERLAND COUNTY WORKFORCE DEVELOPMENT BOARD Page 7**

| NAME/ADDRESS/PHONE | OCCUPATION | EDUCATIONAL BACKGROUND |
|--|---|--------------------------------------|
| MCNEILL, TERESA (B/F) 3918 METEOR DRIVE HOPE MILLS NC 28348 429-4482/483-3648 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 | COMPUTER SYSTEMS ANALYST FAY. METROPOLITAN HOUSING | BA-PUBLIC ADMIN. GRADUATE STUDENT |
| MEHTA, NAYNESH (AI/M) 229 FOREST CREEK DRIVE FAYETTEVILLE NC 28303 483-0491/494-2037/689-0799 NSMEHTA@5POINTSNC.COM Graduate-County Citizens' Academy: NO Graduate-Institute for Community Leadership: NO Graduate-Leadership Fayetteville: YES Graduate-United Way's Multi-Cultural Leadership Program: NO Graduate-other leadership academy: NO CATEGORY: REPRESENTATIVE OF BUSINESS | HOTEL MANAGEMENT FIVE POINTS HOSPITALITY | BSC |
| MELLOTT, DENNIS PAUL JR (W/M) 1647 DUNN ROAD FAYETTEVILLE NC 28312 689-7983/689-6046 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 | DRYWALL FINISHER | HIGH SCHOOL |
| NEWMAN, AUGUSTA (B/F) 450 BLADEN CIRCLE FAYETTEVILLE NC 28312 709-8344/555-5555 Graduate-County Citizens' Academy: YES Graduate-Institute for Community Leadership: YES Graduate-Leadership Fayetteville: YES Graduate-United Way's Multi-Cultural Leadership Program: YES Graduate-other leadership academy: NO | RETIRED ACCOUNTING AUDITOR | FSU |
| REYNOLDS, THERESA J (W/F) 104 LAKE CLAIR PLACE APT 1 FAYETTEVILLE NC 28304 336-575-4431/433-1310 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 | PROJECT MANAGER CITY OF FAYETTEVILLE | MASTERS OF SCIENCE |

**APPLICANTS FOR
CUMBERLAND COUNTY WORKFORCE DEVELOPMENT BOARD Page 8**

| NAME/ADDRESS/PHONE | OCCUPATION | EDUCATIONAL BACKGROUND |
|---|--|---|
| SHAW, LASHANDA (B/F) 5209 DELCO ST FAYETTEVILLE NC 28311 476-4244/919-707-5759 LASHANDA.SHAW@YAHOO.COM 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 CATEGORY: GENERAL PUBLIC | ADMINSTRATIVE OFFICER STATE OF NC | DOCTORAL CANDIDATE |
| STEEGER, REV. PAUL (W/M) 3771 RAMSEY STREET FAYETTEVILLE NC 28311 514-9573/918-284-7801 PRESIDENT@SMICONSULTANCY.ORG 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 CATEGORY: REPRESENTATIVE OF BUSINESS | LEADERSHIP & MGMT CONSULTANT OWNER OF COMPANY | BA |
| STROUD-MELVIN, OCIE J (B/M) 3305 SANFORD DRIVE FAYETTEVILLE, NC 28301 299-8489/672-1201 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 | ADMINISTRATIVE ASST FSU | BACHELORS-CRIMINAL JUSTICE MASTERS STUDENT |
| SULLIVAN, LARRY D. (B/M) 616 SPY GLASS DRIVE FAYETTEVILLE NC 28311 868-1227/273-8247 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 | AAS-CRIMINAL JUSTICE |
| TAYLOR, PAUL (-/M) 3283 FLORIDA DRIVE FAYETTEVILLE NC 28301 910-751-0434/751-0435 Graduate-County Citizens' Academy: NO Graduate-Institute for Community Leadership: NO Graduate-Leadership Fayetteville: NO Graduate-United Way's Multi-Cultural Leadership Program: NO Graduate-other leadership academy: US ARMY NON-COMMISSION OFFICER ACADEMY | OPERATION MANAGER VETERANS SAFEHAVEN | 4 YEAR DEGREE |

**APPLICANTS FOR
CUMBERLAND COUNTY WORKFORCE DEVELOPMENT BOARD Page 9**

| <u>NAME/ADDRESS/PHONE</u> | <u>OCCUPATION</u> | <u>EDUCATIONAL BACKGROUND</u> |
|--|---|--|
| TUCKER, GAY C (B/F) 604 LUFKIN CIRCLE FAYETTEVILLE, NC 28311 644-8265/703-8905 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 | ACCOUNTS PAYABLE SPECIALIST TOWN OF SPRING LAKE | SOME COLLEGE |
| WARNER, TEDDY (W/M) 1440 PAISLEY AVE FAYETTEVILLE NC 28304 309-7774/633-0685 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 | REGIONAL INDUSTRY MANAGER ECONOMIC DEVELOPMENT PARTNERSHIP | BS |
| WESLEY, WILLIAM L. (B/M) 1702 SEABROOK ROAD FAYETTEVILLE NC 28301 261-6468/483-3101 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: No | EDUCATOR CC SCHOOLS | COLLEGE |

GLENN B. ADAMS
Chairman

CHARLES E. EVANS
Vice Chairman

MICHAEL C. BOOSE
JEANNETTE M. COUNCIL
W. MARSHALL FAIRCLOTH
JIMMY KEEFE
LARRY L. LANCASTER



CUMBERLAND
★ **COUNTY** ★
NORTH CAROLINA

BOARD OF COMMISSIONERS

CANDICE WHITE
Clerk to the Board

KELLIE BEAM
Deputy Clerk

April 12, 2017

ITEM NO. _____

SA

April 18, 2017 Agenda Item

TO: Board of Commissioners
FROM: Kellie Beam, Deputy Clerk to the Board *KB*
SUBJECT: Southeastern Economic Development Commission (SEDC)

BACKGROUND: On April 3, 2017, the Board of Commissioners nominated the following individual to fill one (1) vacancy on the Southeastern Economic Development Commission:

Robert Van Geons (new appointment)

I have attached the current membership list for this board.

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

Attachment

pc: Pam Bostic, Southeastern Economic Development Commission

SOUTHEASTERN ECONOMIC DEVELOPMENT COMMISSION
COUNTY APPOINTEES
(4 year terms)

(Minority and elected official requirements.)

| Name/Address | Date Appointed | Term | Expires | Eligible For Reappointment |
|--|-------------------|-----------------|---------------------|-------------------------------|
| *Amy Cannon County Manager P.O. Box 1829 Fayetteville, North Carolina 28302 678-7723 | 9/13 | 2nd | Sept/17 9/30/17 | No |
| VACANT (Vacated by R. Rogerson) | 09/12 | 1 st | Sept/16 9/30/16 | Yes |
| Glenn Adams (B/M) <i>Subject to NCGS128-1.1 (Minority Representative)</i> 407 Hilliard Drive Fayetteville, NC 28311 223-1400 | 10/15 | 1st | Oct/19 10/31/19 | Yes |
| *serving unexpired term; eligible for one additional term* | | | | |
| Jeannette M. Council (B/F) County Commissioner <i>Subject to NCGS128-1.2 (County Commissioner position)</i> PO Box 1829 Fayetteville, NC 28302 678-7771 or 678-7772 | 09/14 | 2nd | Sept/18 09/30/18 | No |

*Designated to serve on the Executive Committee.

County Manager attends the Board of Director Meetings held 4th Tuesday of each month at 10:00 a.m. till around 12:00 noon; lunch is usually served following the meeting. Location for the meeting is 707 West Broad Street, Elizabethtown, N.C.

(Commissioners and other position only attend the annual meeting-usually in April)

Members appointed by the Board of Commissioners in November of 2001.

Terms were staggered initially when members were appointed on 11/5/01.

Contact: Pam Bostic pbostic@sedcnc.org

Address: PO Box 921, Elizabethtown, NC 28337

Phone: 910-862-6985

Fax: 910-862-1482

Contact persons are: Amy Cannon or Pamela Bostic