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**AGENDA**  
**CUMBERLAND COUNTY BOARD OF COMMISSIONERS**  
**COURTHOUSE – ROOM 118**  
**JANUARY 17, 2017 (TUESDAY)**  
**6:45 PM**

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INVOCATION - Pastor Dr. Lillian Spearman, Second Chance Christian Fellowship

PLEDGE OF ALLEGIANCE – Ronald Christopher Crosby, III -  
7<sup>th</sup> Grader - John Griffin Middle School

Introduction of Fayetteville-Cumberland Youth Council Members:

Rebecca Mitchell, FCYC Vice President  
Kaydee Stafford, FCYC Senior Secretary

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

Recognition of Retired County Employee:

Peggy D. Elliott - Cumberland County Cooperative Extension

Recognition of Cumberland Soil and Water District as Area VII Outstanding District for 2016

Introduction of Mr. Robert Van Geons, President and Chief Executive Officer of the Fayetteville-Cumberland County Economic Development Corporation

1. Approval of Agenda
2. Presentation of the FY2016 Annual Audit by Ms. Linda Suggs, CPA, Cherry Bekaert, L.L.P. and Vicki Evans, Finance Director. **(Pg. 7)**
3. Consent Agenda
  - A. Approval of minutes for the January 3, 2017 regular meeting.

- B. Approval of Destruction of Departmental Records for:
- 1) County Administration **(Pg. 8)**
  - 2) Planning & Inspections Department **(Pg. 9)**
  - 3) Tax Administration: **(Pg. 10)**
- C. Approval of Purchase of Heavy Equipment for Landfill Operations. **(Pg. 11)**
- D. Approval of Submission of the Revised 2018 North Carolina Department of Transportation Administrative Grant Application for the Community Transportation Program. **(Pg. 13)**
- E. Approval of Memorandum of Agreement and Associated Budget Revision B170451 in the amount of \$53,000 for the North Carolina Department of Public Safety Homeland Security Grant Program Award. **(Pg. 16)**
- F. Approval of Cumberland County Facilities Committee Report and Recommendations: **(Pg. 49)**
- 1) Additional Juvenile Court Hearing Room **(Pg. 54)**
  - 2) Contract for Flood Damage Repairs at Headquarters Library and the Associated Budget Revision BR170020 in the amount of \$148,982. **(Pg. 55)**
- G. Approval of Cumberland County Finance Committee Report and Recommendation: **(Pg. 57)**
- 1) Bond Counsel Pursuant to a Request for Proposal Process **(Pg. 63)**
- H. Approval of Cumberland County Policy Committee Report and Recommendation: **(Pg. 65)**
- 1) Cumberland County's 2017 Federal Legislative Issues **(Pg. 70)**
- I. Approval of a Proclamation Recognizing February 1-28, 2017 as "Career and Technical Education Month" in Cumberland County. **(Pg. 73)**

J. Budget Revision: (Pg. 74)

**General Fund 101**

- 1) **Tax Administration - Budget Ordinance Amendment B170052 in the amount of \$26,492 to recognize revenue received from a tax audit performed on behalf of the County's tax department**

The Board is requested to approve Budget Ordinance Amendment B170052 in the amount of \$26,492. This additional revenue was received from a tax audit and will be used towards related audit expenses.

Please note this amendment requires no additional county funds.

4. Public Hearings

**Uncontested Cases**

- A. **Case P16-48:** Rezoning of 3.66+/- acres from C(P) Planned Commercial to A1A Agricultural, or to a more restrictive zoning district, located at 5208 NC HWY 87 S and the adjacent tract to the south, submitted by Betty Bennett Walters (owner) and Donald Lee Walters (agent). (Pg. 75)

Planning Board Meeting Date: December 20, 2016

Planning Board Action: Approve the staff recommendation.

Staff Recommendation: 1<sup>st</sup> motion for Case P16-48: 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.

2<sup>nd</sup> motion for Case P16-48: Move to approve the rezoning for A1A Agricultural district.

- B. **Case P17-01:** Rezoning of 2.07+/- acres from R40 Residential/CU Conditional Use to allow a manufactured home to R40A Residential, or to a more restrictive zoning district, located at 815 Fred Hall Road, submitted by Delvin S. McAllister (owner). **(Pg. 78)**

Planning Board Meeting Date: December 20, 2016

Planning Board Action: Approve the staff recommendation.

Staff Recommendation: 1<sup>st</sup> motion for Case P17-01: 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.

2<sup>nd</sup> motion for Case P17-01: Move to approve the rezoning for R40A Residential district.

**Items of Business** **(Pgs. 81-124)**

5. Consideration of Endorsement of the North Carolina Civil War History Center. **(Pg. 81)**
6. Presentation of Preliminary Hurricane Matthew Response and Recovery Report by Mr. Tracy Jackson, Assistant County Manager. **(Pg. 83)**
7. Nominations to Boards and Committees **(Pgs. 90-118)**
- A. Cumberland County Juvenile Crime Prevention Council (5 Vacancies) **(Pg. 90)**
- B. Cumberland County Local Emergency Planning Committee (3 Vacancies) **(Pg. 107)**

8. Appointments to Boards and Committees **(Pgs. 119-124)**

A. Board of Health (1 Vacancy) **(Pg. 119)**

Nominee: Optometrist: Dr. William Philbrick (Reappointment)

B. Cape Fear Valley Health System Board of Trustees (2 Vacancies) **(Pg. 122)**

Nominees:

General Public Position – County Commissioner Appointments:

Alicia Marks  
Bradley J. Broussard, MD

9. Closed Session (If Needed)

**WATCH THE MEETING LIVE**

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

**THE MEETING WILL ALSO BE BROADCAST LIVE ON FAYETTEVILLE/CUMBERLAND EDUCATIONAL TV (FCETV), TIME WARNER CHANNEL 5.**

**THE MEETING VIDEO WILL BE AVAILABLE AT YOUTUBE.COM/CUMBERLANDCOUNTYNC ON WEDNESDAY, JANUARY 18.**

**IT WILL BE REBROADCAST ON FRIDAY, JANUARY 20, AT 10:30 A.M.**

**REGULAR BOARD MEETINGS:**

**February 6, 2017 – (Monday) – 9:00 AM**  
**February 20, 2017 – (Monday) – 6:45 PM**  
**March 6, 2017 – (Monday) – 9:00 AM**  
**March 20, 2017 – (Monday) – 6:45 PM**



# News Release

## FOR IMMEDIATE RELEASE

Soil and Water Conservation District  
Contact: Donna Foster, Administrative Program Officer  
Telephone: 910-484-8479, option 3  
E-mail: [dfoster@co.cumberland.nc.us](mailto:dfoster@co.cumberland.nc.us)

Dec. 29, 2016

## Cumberland Soil and Water Outstanding District of Year

FAYETTEVILLE – The Cumberland County Soil and Water Conservation District was named Outstanding Soil and Water Conservation District for 2016 at the North Carolina Association of Soil and Water Conservation District's Area VII fall meeting. Area VII includes nine counties in central and southeast North Carolina.

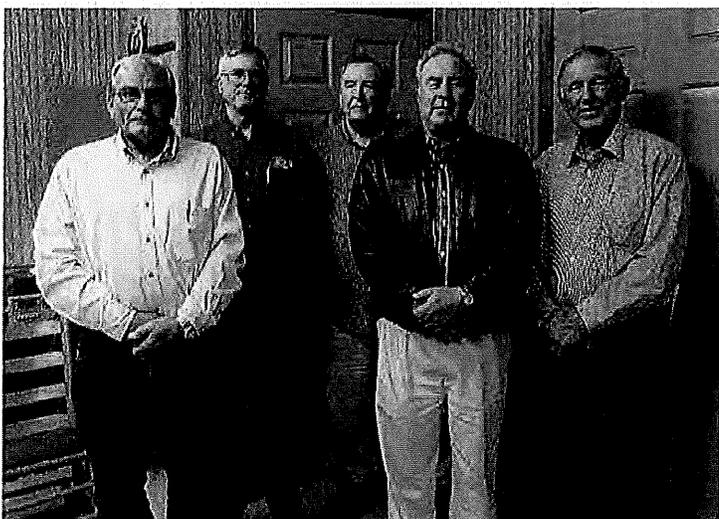
The Cumberland Soil and Water District was based on its 2015-2016 Annual Report. The report can be viewed on the district's website at [co.cumberland.nc.us/soil\\_water](http://co.cumberland.nc.us/soil_water).

Area VII includes Bladen, Columbus, Cumberland, Harnett, Hoke, Richmond, Robeson Sampson and Scotland counties.

Also recognized at the Area VII fall meeting were Cumberland Soil and Water Conservation District Board of Supervisors Wingate Collier and Bob White. Collier, who is the board's secretary, was recognized for 20 years of service. White was recognized for 10 years of service.

The mission of Cumberland Soil and Water Conservation District is to take available technical, financial, and educational resources and administer programs designed to encourage individual responsibility to conserve, improve, and sustain our soil and water resources for future generations. The office is in the Agriculture Center, 301 East Mountain Drive.

For information, call 910-484-8479, option 3 or email [dfoster@co.cumberland.nc.us](mailto:dfoster@co.cumberland.nc.us).



From left, Cumberland County Soil and Water Conservation District Technician Larry Simpson, District board members C. Wayne Collier, Wingate Collier (Secretary), Reuben Cashwell and Clifton McNeill (Chairman). Not pictured are Vice Chairman Bob White and Administration Program Officer Donna Foster.

VICKI EVANS  
Finance Director



ROBERT TUCKER  
Accounting Supervisor

IVONNE MENDEZ  
Accounting Supervisor

FINANCE OFFICE

4<sup>th</sup> Floor, Room No. 45I, Courthouse • PO Box 1829 • Fayetteville, North Carolina 28302-1829

ITEM NO. 2

**MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF**  
**JANUARY 17, 2017**

**TO: BOARD OF COUNTY COMMISSIONERS**

**FROM: VICKI EVANS, FINANCE DIRECTOR** *vje*

**DATE: JANUARY 10, 2017**

**SUBJECT: PRESENTATION OF THE FY2016 ANNUAL AUDIT BY LINDA SUGGS, CPA, CHERRY BEKAERT, LLP AND VICKI EVANS, FINANCE DIRECTOR**

Ms. Linda Suggs, CPA of Cherry Bekaert, LLP and I will be making a presentation of the FY2016 annual audit results at the January 17, 2017 Board of Commissioners meeting.

*Celebrating Our Past... Embracing Our Future*

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. 3B(1)

OFFICE OF THE COUNTY MANAGER

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF JANUARY 17, 2017

**TO:** BOARD OF COUNTY COMMISSIONERS  
**FROM:** AMY H. CANNON, COUNTY MANAGER *ATZ*  
**DATE:** JANUARY 10, 2017  
**SUBJECT:** DISPOSITION OF COUNTY ADMINISTRATION RECORDS

BACKGROUND

Pursuant to the current County Management Records Retention and Disposition Schedule issued by the North Carolina Division of Archives and History on April 15, 2013 and adopted by the Board of Commissioners on May 6, 2013, authorization is requested to destroy County Administration records as recorded below:

Standard 1 – Item #18

2012-2014 County Administration Correspondence  
2012-2014 County Administration Memoranda

RECOMMENDATION/PROPOSED ACTION

Approve destruction of the records as noted above.

CM011017-1

Patricia Hall,  
Chair  
Town of Hope Mills

Charles C. Morris,  
Vice-Chair  
Town of Linden

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

Donovan McLaurin  
Wade, Falcon & Godwin



CUMBERLAND  
★ COUNTY ★  
NORTH CAROLINA

Planning & Inspections Department

Thomas J. Lloyd,  
Director

Cecil P. Combs,  
Deputy Director

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

Benny Pearce,  
Town of Eastover

ITEM NO. 3B(2)

**MEMORANDUM**

**TO:** CUMBERLAND COUNTY BOARD OF COMMISSIONERS  
**FROM:** THOMAS J. LLOYD, PLANNING & INSPECTIONS DIRECTOR   
**Cc:** AMY H CANNON, COUNTY MANAGER  
**DATE:** January 10, 2017  
**SUBJECT:** DESTRUCTION OF PLANNING & INSPECTION DEPARTMENT RECORDS

In accordance with the Records Retention and Disposition Schedule dated April 1, 2006, I request permission to destroy records dated prior to January 1, 2011, on or before March 31, 2016. The maximum time period we are required to maintain records is six years. This request will allow records to be destroyed that are no longer useful. Records to be destroyed are as follows:

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

Exceptions:

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

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

JOSEPH R. UTLEY, JR.  
Tax Administrator



AMY B. KINLAW  
Chief of Assessment and Collections

TAMI K. BOTELLO  
Chief of Real Estate and Mapping

**CUMBERLAND**  
★ **COUNTY** ★  
NORTH CAROLINA

ITEM NO. 3B(3)

**OFFICE OF THE TAX ADMINISTRATOR**

**TO:** AMY H. CANNON, COUNTY MANAGER  
**FROM:** JOSEPH R. UTLEY, JR., TAX ADMINISTRATOR *Jru*  
**DATE:** JANUARY 6, 2017

**SUBJECT: DISPOSITON OF TAX ADMINISTRATION RECORDS**

Pursuant to a resolution adopted by the Board of Commissioners on February 4, 1985, authorization is requested to destroy the following records from the Tax Administration Departments:

- 2006 Real Estate Void Record Cards
- 2012 and 2013 Daily Reports 101 (Collections)
- 2012, 2013 Lockbox Payment Records (Collections)
- 2006 Tax Listing Scrolls, Personal Abstracts
- 2004, 2005 and 2006 Real Property Appeals completed
- 2004, 2005, 2006 Boat Discovery Letters Mailed
- 2012-2013 Various Daily Cashiers Receipts (Collections)
- 2006 DMV Scrolls, Cycles 01-12
- 2005 DMV Scrolls, Cycles 01-04; Onsite Appraisals, Cycle 13-2005
- 2010-2012 Room Occupancy, Prepared Food & Beverage, & Rental Vehicle Returns
- 2003 Barred Tax Bills

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



ITEM NO. 3C

**CUMBERLAND**  
★ **COUNTY** ★  
NORTH CAROLINA

**SOLID WASTE MANAGEMENT**

**MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF JANUARY 17, 2017**

**TO: BOARD OF COUNTY COMMISSIONERS**

**FROM: JEROD ROBERTS, SOLID WASTE DIRECTOR**

**THROUGH: MELISSA CARDINALI, ASSISTANT COUNTY MANAGER**

**DATE: JANUARY 17, 2017**

**SUBJECT: APPROVAL OF PURCHASE OF HEAVY EQUIPMENT FOR LANDFILL OPERATIONS**

**BACKGROUND:**

The Solid Waste Department receives an average of 400 tons of municipal solid waste and 200 tons of construction and demolition debris material daily. Proper equipment is critical to the successful operation of the landfill facility. The equipment must be durable and capable of performing its required task daily. If the primary equipment fails, there must be sufficient backup equipment available to properly operate the landfill and comply with regulatory requirements.

The dozers and compactors, the most used equipment at the landfill, need repair that exceeds the value of the equipment. In addition to the age and condition of the heavy equipment, we also must consider the handling capacities for each piece, as well as the projected waste quantities they process. Temporarily renting the equipment has been explored, but due to the demands placed on a compactor, one is not available for rent.

The equipment can be purchased on State contract. There is a significant lead-time between the order and receipt of heavy equipment; therefore, approval is requested to address this critical need as soon as possible with the purchase of a dozer and a compactor.

The ability to begin the equipment replacement process is critical to operations. Therefore, the request not only includes the immediate purchase of a dozer and compactor, but also a request to begin working with the Finance Director to explore the installment purchase of the second dozer and compactor through a financial institution in the next 30 days. This will ensure we have reliable backup at both the MSW and C&D sites.

**RECOMMENDATION/PROPOSED ACTION:**

The Solid Waste Director and County Management recommend that the Board of Commissioners approve the following recommendations.

1. Approve Budget Ordinance Amendment B170234 in the total amount of \$1,557,993 to increase Capital Outlay Other for the purchase of one dozer and one compactor. This amendment requires the use of Solid Waste fund balance.
2. To allow the Solid Waste Department work with the Finance Director to explore the purchase of a second dozer and compactor through installment purchase in the next 30 days.

Patricia Hall,  
Chair  
Town of Hope Mills

Charles Morris,  
Vice-Chair  
Town of Linden

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

Donovan McLaurin,  
Wade, Falcon & Godwin



**CUMBERLAND**  
★ **COUNTY** ★  
NORTH CAROLINA

*Planning & Inspections Department*

Thomas J. Lloyd,  
Director

Cecil P. Combs,  
Deputy Director

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

Benny Pearce,  
Town of Eastover

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

3D

**MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF JANUARY 17, 2017**

**TO: BOARD OF COUNTY COMMISSIONERS**

**FROM: JOEL STRICKLAND, FAMPO EXECUTIVE DIRECTOR** *TJS*

**DATE: JANUARY 5, 2017**

**SUBJECT: APPROVAL OF SUBMISSION OF THE REVISED FY 2018 APPLICATION FOR THE COMMUNITY TRANSPORTATION PROGRAM (5311) GRANT FUNDS**

**BACKGROUND**

This is a follow up to the annual request that funds the administration portion of the Cumberland County Community Transportation Program. The funding period runs from July 1, 2017 to June 30, 2018. Approval by the Cumberland County Board of Commissioners is required, as is a Public Hearing, which took place on November 21, 2016. The administrative funding will be used for salaries and fringes of the Transportation Coordinator and the Transportation Assistants, office supplies, driver drug and alcohol testing, travel to meetings and conferences, program marketing for all services provided to County residents, legal advertising (public hearing advertisements for grants), and North Carolina Public Transportation Association (NCPTA) membership.

The Public Hearing Notice was advertised in both English and Spanish in the Fayetteville Observer on November 6, 2016 with no responses. The additional funding does not require a new Public Hearing. The Community Transportation Program requested and received approval of the original grant application from the Cumberland County Board of Commissioners for the following funding amounts from the North Carolina Department of Transportation:

<u>Project</u>	<u>Total Amount</u>	<u>Local Share</u>
Administrative	\$132,078	\$19,812 (15%)

Since that time, the North Carolina Department of Transportation has given the Community Transportation Program a Five Year Budget, including the Fiscal Year 2018 budget. The new budget increases Cumberland County's funding by \$10,210, which in turn increases the Local Share by \$1,531 as shown below.

<u>Project</u>	<u>Total Amount</u>	<u>Local Share</u>
Administrative	\$142,288	\$21,343 (15%)

As shown above, the new local share is \$21,343 which equals 15% of the total funds. The remaining funds come from the state and federal governments.

**RECOMMENDATION/PROPOSED ACTION**

Approve submission of the revised FY 2018 Community Transportation Program Grant Application to the North Carolina Department of Transportation.

/if

**Cumberland County Community Transportation Five Year Budget**

The table below shows the expected budget for the next five years for the North Carolina Department of Transportation Public Transportation Section 5311 Grant for Cumberland County. The 5311 Grant covers administrative expenses accrued by the Community Transportation Program and is renewed on a yearly grant basis. The local match is shown, which equals 15% of the total budget.

TOTALS															
Data Source	2018			2019			2020			2021			2022		
County	Maximum State and Federal Amount	Minimum Local Match	Total if All Funds Spent on Administrative Expenses	Maximum State and Federal Amount	Minimum Local Match	Total if All Funds Spent on Administrative Expenses	Maximum State and Federal Amount	Minimum Local Match	Total if All Funds Spent on Administrative Expenses	Maximum State and Federal Amount	Minimum Local Match	Total if All Funds Spent on Administrative Expenses	Maximum State and Federal Amount	Minimum Local Match	Total if All Funds Spent on Administrative Expenses
Cumberland	\$ 120,945	\$ 21,343	\$ 142,288	\$ 120,075	\$ 21,190	\$ 141,264	\$ 156,196	\$ 27,564	\$ 183,760	\$ 159,543	\$ 28,155	\$ 187,697	\$ 162,992	\$ 28,763	\$ 191,756

RANDY BEEMAN  
Director/Fire Marshal



TIM MITCHELL  
Deputy Director



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

3E

**EMERGENCY SERVICES DEPARTMENT**

**MEMO FOR THE AGENDA OF THE JANUARY 17, 2017**  
**BOARD OF COUNTY COMMISSIONER'S MEETING**

TO: BOARD OF COUNTY COMMISSIONERS

FROM: RANDY BEEMAN, EMERGENCY SERVICES DIRECTOR 

DATE: JANUARY 10, 2017

SUBJECT: EMERGENCY SERVICES – APPROVAL OF SUBMISSION OF THE  
REVISED 2018 NORTH CAROLINA DEPARTMENT OF PUBLIC SAFETY-  
HOMELAND SECURITY GRANT PROGRAM.

Background:

Emergency Services received notification that Cumberland County is eligible for a grant through the 2016 Homeland Security Grant Program (HSGP) in the amount of \$53,000. The Grant award is from the DPR (Domestic Preparedness Region). The Grant will assist in the purchase of a Prime Mover vehicle. The vehicle will be utilized through Cape Fear Valley Health Systems to move heavy equipment. The vehicle will support the Ambulance Strike Team and the State Medical Assistant Team. The Prime Mover will provide support by transporting the Mass Casualty Trailer, State Medical Support Trailer and the Ambulance Strike Team Trailer. In addition the Prime Mover will be available as needed by the 10 counties in the Domestic Preparedness Region.

Recommendation:

Staff recommends approval of Budget Ordinance Amendment B170451 in the amount of \$53,000 to recognize a grant award and to purchase a prime mover.

/gs





# North Carolina Department of Public Safety

## Emergency Management ORIGINAL

Pat McCrory, Governor  
Frank L. Perry, Secretary

**Certified By:**

*[Signature]* 12/28/16

Michael A. Sprayberry, Director

### Homeland Security Grant Program "HSGP"

CFDA #: 97.067

Fiscal Year 2016

Grant #: EMW-2016-SS-00011-S01

### SUB AWARD NOTIFICATION

Name: Amy Cannon  
Sub-recipient: Cumberland County  
Address: 117 Dick St Rm 512  
Address: Fayetteville, NC 28301

Period of Performance: 9/1/2016 to 2/28/19  
Project Title(s): Prime Mover  
Total Amount of Award: \$53,000  
MOA#: 1622

North Carolina Emergency Management is pleased to inform you that the federal Fiscal Year (FY) 2016 Homeland Security Grant Program (HSGP) investment justification project(s) has been approved for funding. In accordance with the provisions of FY 2016 HSGP award, North Carolina Emergency Management hereby awards to the foregoing sub-recipient a grant in the amount shown above. The CFDA number is 97.067 and North Carolina Emergency Management federal grant number is EMW-2016-SS-00011-S01.

**Payment of Funds:** The grant shall be effective upon final approval by North Carolina Emergency Management of the grant budget and program narrative and the execution of the forthcoming Memorandum of Agreement. Grant funds will be disbursed (according to the approved project budget) upon receipt of evidence that funds have been invoiced and products received and/or that funds have been expended (i.e., invoices, contracts, itemized expenses, etc.).

**Conditions:** The sub-recipient shall understand and agree that funds will only be expended for those projects outlined in the funding amounts as individually listed above. Sub-recipient shall also certify the understanding and agreement to comply with the general and fiscal terms and conditions of the grant including special conditions; to comply with provisions of the 2 CFR 200 and all applicable laws governing these funds and all other federal, state and local laws; that all information is correct; that there has been appropriate coordination with affected agencies; that sub-recipient is duly authorized to commit the applicant to these requirements; that costs incurred prior to grant application approval will result in the expenses being absorbed by the sub-recipient; and that all agencies involved with this project understand that federal funds are limited to a maximum 30-month period. Sub-recipient must read and sign forthcoming Memorandum of Agreement for acceptance of the award.

**Supplanting:** The sub-recipients confirm that sub-grant funds will not be used to supplant or replace local or state funds or other resources that would otherwise have been available for homeland security activities. In compliance with that mandate, the sub-recipient will certify that the receipt of federal funds through North Carolina Emergency Management shall in no way supplant or replace state or local funds or other resources that would have been made available for homeland security activities.

*[Signature]*

**Callion L. Maddox**  
Homeland Security Grants Branch Manager

**GRANT AWARD NOTICE: THIS AWARD IS SUBJECT TO THE GRANT SPECIAL CONDITIONS AND FINAL APPROVAL BY THE DEPARTMENT OF PUBLIC SAFETY, NORTH CAROLINA EMERGENCY MANAGEMENT GRANT PROGRAM BUDGET AND NARRATIVE**

**MAILING ADDRESS**  
4236 Mail Service Center  
Raleigh NC 27699-4236  
www.readync.org  
www.ncdps.gov



**OFFICE LOCATION**  
1636 Gold Star Drive  
Raleigh, NC 27607-3371  
Telephone: (919) 825-2500  
Fax: (919) 825-2685

For Official Use Only



# North Carolina Department of Public Safety

## Emergency Management

Pat McCrory, Governor  
Frank L. Perry, Secretary

Michael A. Sprayberry, Director

### Homeland Security Grant Program "HSGP"

CFDA #: 97.067

Fiscal Year 2016

Grant Award #: EMW-2016-SS-0011

### MEMORANDUM OF AGREEMENT (MOA)

#### Between

**Recipient:**

State of North Carolina  
Department of Public Safety  
Emergency Management

**Sub-Recipient:**

Cumberland County  
Tax ID/EIN #: 56-6000291  
DUNS#: 088571690

MOA # 1622

DPS Fund Code: 15027A3835H1

MOA Amount: \$53,000

MOA Period of Performance: 9/01/2016 to 02/28/2019

1. **Purpose.** The purpose of this Memorandum of Agreement (MOA) is to establish responsibilities and procedures to implement the terms of the US Department of Homeland Security (USDHS) HSGP Grant Program. A copy of the complete federal grant instructions is available at [www.fema.gov](http://www.fema.gov).

This Agreement is to set forth terms by which the State of North Carolina, Department of Public Safety, North Carolina Emergency Management (Recipient), shall provide HSGP funding to the Sub-Recipient to fund projects related to Emergency Management Planning, Operations, Equipment Purchases, Trainings and Exercises. For more detailed description of the project approved for MOA# 1622. Please see Attachment 1 for detailed Scope of Work.

2. **Program Authorization and Regulations:**

This Agreement is authorized under the provisions of: 1) The Department of Homeland Security Appropriations Act, 2016 (Pub. L. No. 114-113); 2) The 9/11 Commission Act of 2007; 3) Public Law 107-56, (6 U.S.C. § 101 et seq.), the USA Patriot Act of 2001; 4) Public Law 107-296 as amended, the Homeland Security Act of 2002; 5) Public Law 109-295, The Post-Katrina Emergency Management Reform Act of 2006, 6 U.S.C. 752(c); 6) the implementing recommendations or regulations of each Act or Law, if any; 7) the U.S. Department of Homeland Security, FY 2016 HSGP Notice of Funding Opportunity Announcement (NOFOA) available at [www.fema.gov](http://www.fema.gov) 9) applicable Grants Programs Directorate (GPD) Information Bulletins available at [www.fema.gov](http://www.fema.gov); and 10) the N.C. Emergency Management Act, Chapter 166A of the North Carolina General Statutes.

**Projects managed by the Recipient (State) on behalf of Sub Recipient (Only)**

By checking this Box I request that the Recipient Retain Funds effective 9/1/2016. Sub-Recipient has agreed to receive grant funds from Recipient. Sub-Recipient: desires for the North Carolina Emergency Management to conduct activities described in Attachment 1 of this MOA, on its behalf with its allocation of \$ \_\_\_\_\_ awarded through the FY 2016 HSGP. Sub-Recipient authorizes Recipient to provide the funds to the State of North Carolina, Department of Public Safety, North Carolina Emergency Management to conduct Planning, Equipment Purchases, Trainings and Exercises activities to improve prevention, protection, preparedness, response and recovery. Please see Attachment 1 for detailed Scope of Work.

For Official Use Only

3. **Compensation:** Recipient agrees that it will pay the Sub-Recipient complete and total compensation for the services to be rendered by the Sub-Recipient. Payment to the Sub-Recipient for expenditures under this Agreement will be reimbursed after the Sub-Recipient's cost report is submitted and approved for eligible scope of work activity. The original signed copy of this Award and MOA must be signed by the Official(s) authorized to sign below and returned to North Carolina Emergency Management **no later than 45 after award date. The grant shall be effective upon return of the executed Grant Award and Memorandum of Agreement and final approval by North Carolina Emergency Management of the grant budget and program narrative.** Grant funds will be disbursed (according to the approved project budget) upon receipt of evidence that funds have been invoiced and products received and/or that funds have been expended (i.e., invoices, contracts, itemized expenses, etc.) and/or that all work activities are completed.
  
4. **Funding Eligibility Criteria:** Federal funds administered through the State are available to local governments to assist in the cost of developing and maintaining a "Comprehensive Emergency Management" program. Continued HSGP funding is contingent upon completion of all HSGP funding requirements. The following eligibility criteria must be adhered to during the Grant Program:
  - A. Every participant must:
    - i. be established as a State, Local, or Non-Profit agency by appropriate resolution/ ordinance;
    - ii. Complete any procurement(s) and expenditures no later than 2/28/2019.
    - iii. Provide quarterly progress reports to NCEM Grant Managers, Training and Exercise Officer(s), Branch Staff using the latest Grant Quarterly Report form by the following dates: January 15<sup>th</sup> , April 15<sup>th</sup> , July 15<sup>th</sup> and October 15<sup>th</sup>.
    - iv. Submit request for reimbursement with all required documentation attached.
  
  - B. File Retention: Sub-Recipient is required to maintain records and (invoices) of this grant for five (5) years after termination of the grant, or audit if required, or longer where required by law, as outlined below, attached and incorporated by reference. However, if litigation, claim or audit has been initiated prior to the expiration of the five-year period and extends beyond the five-year period, the records shall be retained until all litigation, claims or audit findings involving the records have been resolved. Files must be available for review by North Carolina Emergency Management Staff for site visits, project closeout and future audits.
    - i. Sub-Recipient must include appropriate documentation in the file, including but not limited to the following documents:
      1. Grant Award and Memorandum of Agreement/ Memorandum of Understanding and Supporting Appendices
      2. Completed appropriate cost report forms with invoices and proof(s) of payment
      3. Audit Findings and Corrective Action Plans
      4. Equipment Inventory records with photo documentation of labeling
  
  - C. Employees must be covered by an approved Pay Plan. However, the Director may be exempt from this requirement.
  
  - D. The political subdivision must have an acceptable local travel regulation plan or accept the state travel regulations.
  
5. **Conditions:** The Sub-Recipient certifies that it understands and agrees that funds will only be expended for those projects outlined in the funding amounts as individually listed in the FY 2016 HSGP Application Packet, incorporated by reference herein. The Recipient certifies that it understands and agrees to comply with the general and fiscal terms and conditions of the grant including special conditions; to comply with provisions of the applicable laws, rules and policies governing these funds; that all information is correct; that there has been appropriate coordination with affected agencies; that it is duly authorized to commit the Sub-recipient to these requirements; that costs incurred prior to grant application approval will result in the expenses being absorbed by

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the Sub-recipient; and that all agencies involved with this project understand that all federal funds are limited to a 36-month period.

6. **Supplantation:** Sub-recipients are required to provide assurance that grant funds will not be used to supplant or replace local or state funds or other resources that would otherwise have been available for homeland security activities. In compliance with that mandate, the Sub-Recipient certifies that the receipt of federal funds through North Carolina Emergency Management shall in no way supplant or replace state or local funds or other resources that would have been made available for homeland security activities.
7. **Compliance.** Sub-recipient shall comply with the applicable statutes, ordinances, regulations, licensing requirements, policies, guidelines and requirements, reporting requirements and certifications and other regulatory matters that are applicable to the conduct of its business and purchase requirements performed under this MOA, including those of federal requirements and State and local agencies having appropriate jurisdiction and found in the applicable FY 2016 HSGP Notice of Funding Opportunity Announcement (NOFOA). Sub-recipient shall be wholly responsible for the purchases to be made under this MOA and for the supervision of its employees and assistants. Failure to comply with the specified conditions will result in the return of this grant award to North Carolina Emergency Management.
8. **Responsibilities:**
  - A. The Recipient shall:
    - i. Provide funding to the Sub-Recipient to perform the work activities as described herein.
    - ii. Conduct a review of the project to ensure that it is in accordance with HSGP requirements.
    - iii. The performance period for the award to the State of North Carolina, Department of Public Safety, North Carolina Emergency Management, ends on 2/ 28/2019
    - iv. Directly monitor the completion of this project.
  - B. The Sub-Recipient shall:
    - i. Expend FY 2016 HSGP Grant Program funds in accordance with the applicable USDHS and HSGP NOFOA, the Grant Application Package, and the Grant Award and Special Conditions documents, incorporated by reference herein, of this MOA for the performance of the work activities.
    - ii. Utilize State of North Carolina and/or local procurement policies and procedures for the expenditure of funds, and conform to applicable State and Federal law and the standards identified in the Procurement Standards Sections of 44 Code of Federal Regulations (CFR) 2 CFR Part 200. Sub-Recipient must follow procurement procedures and policies as outlined in the applicable USDHS and HSGP NOFOA and the USDHS and Financial Management Guide. Sub-Recipient shall comply with all applicable laws, regulations and program guidance. Sub-Recipient must comply with the most recent version of the funding Administrative Requirements, Cost Principles, and Audit requirements. Administrative and procurement practices must conform to applicable federal requirements. A non-exclusive list of regulations commonly applicable to DHS grants are listed below, codified in the following guidance: ; 2 CFR 215; 2 CFR Parts 225, 220, and 230 (formerly OMB Circulars A-87, A21 and A-122); 15 CFR Part 24; Federal Acquisition Regulations (FAR), Part 31.2; and 2 CFR 200 Sub-part F and 44 CFR Part 14; 28 CFR Part 23 "Criminal Intelligence Systems Operating Policies"; 49 CFR Part 1520 "Sensitive Security Information"; Public Law 107-296, The Critical Infrastructure Act of 2002; Title VI of the Civil Rights Act of 1964, as amended, 42 U.S.C. 2000 et. seq.; Title IX of the Education Amendments of 1972, as amended, 20 U.S.C. 1681 et. seq; Section 504 of the Rehabilitation Act of 1973, as amended, 29 U.S.C. 794; The Age Discrimination Act of 1975, as amended, 20 U.S.C. 6101 et. seq.; Cash Management Improvement Act (CMIA) and its implementing regulations at 31 CFR Part 205; FEMA Grant Programs Directorate, Grants Management Division, Match Guidance; Certifications and Assurances regarding Lobbying 31 U.S.C. 1352, Drug-Free Workplace Act, as amended, 41 U.S.C. 701 et. seq. and Certification Regarding Drug-Free Workplace Requirements, Debarment and Suspension Executive Orders 12549 and 12689 and 44 CFR Part 17 and Certification Regarding Debarment, Suspension and

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Other Responsibility Matters; Assurances as listed in SF 424B and SF 424D, 28 CFR Parts 66, 67, 69, 70 and 83; and Grant Award and Special Conditions documents.

- C. Submit invoice(s) requesting reimbursement for item(s) received to the NCEM Homeland Security grants manager. Grantee will reimburse Sub-grantee for eligible costs as outlined in the applicable USDHS Program Guidelines and Funding Opportunity Announcements. Sub-grantee must take possession of all purchased equipment and receive any grant-eligible service prior to seeking reimbursement from the grantee.  
**Subgrantee must submit request for reimbursement within 60 days of payment of invoice.**
- D. Sub-Recipient must take possession of all purchased equipment, receive any grant-eligible service and/or complete work activities prior to seeking reimbursement from the Recipient.
- E. Complete the procurement(s) process not later than 2/28/2019
- F. Provide quarterly progress reports to the Homeland Security Grant Manager, DPR chair, and/or Branch Office by the following dates: 15<sup>th</sup> January, 15<sup>th</sup> April, 15<sup>th</sup> July and 15<sup>th</sup> October each calender the grant is active.  
Attachment 2
- G. Provide a list at project completion phase to the Homeland Security Grant Manager, DPR chair, and/or Branch Office listing all items purchased through the grant.
- H. Comply with the applicable federal statutes, regulations, policies, guidelines and requirements, reporting requirements and certifications as outlined in the applicable HSGP NOFOA and Grant Award and Special Conditions documents and Attachment 3 and Attachment 4.
- I. Maintain a grant management filing system as required in this MOA and Attachment 5.
- J. Comply with current federal laws, suspension and debarment regulations pursuant to 2 CFR 200 Sub-part F and OMB Circular A-133 which states in pertinent part that "effective November 26, 2003, when a non-federal entity enters into a covered transaction with an entity at a lower tier, the non-federal entity must verify that the entity is not suspended or debarred or otherwise excluded. Sub-Recipient shall be responsible to ensure that it has checked the federal System for Awards Management (SAM) <https://www.sam.gov/portal/public/SAM/> and the State Debarred Vendors Listing, <http://www.pandc.nc.gov/actions.asp> to verify that contractors or sub- Recipients have not been suspended or debarred from doing business with the federal government".
- K. Ensure that HSGP funds are not used to support the hiring of any personnel for the purposes of fulfilling traditional public safety duties or to supplant traditional public safety positions and responsibilities.
- L. Non-supplanting Requirement. Federal grant funds will be used to supplement existing funds, and will not replace (supplant) funds that have been appropriated for the same purpose.
- M. All materials publicizing or resulting from award activities shall contain this acknowledgement: ***"This project was supported by a Federal award from the U.S. Department of Homeland Security, Office of Grants and Training and Department of Public Safety, North Carolina Emergency Management."*** Use of the federal program logo must be approved by DHS. Printed as a legend, either below or beside the logo shall be the words ***"Funded by U.S. Department of Homeland Security."***
- N. The purchase or acquisition of any additional materials, equipment, accessories or supplies or completion of any work activities beyond those identified in this MOA shall be the sole responsibility of Sub-Recipient and shall not be reimbursed under this MOA. Sub-Recipient shall prominently mark any equipment purchased with grant funding as follows: "Purchased with funds provided by the U.S. Department of Homeland Security."

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- O. Sub-Recipient shall have sole responsibility for the maintenance, insurance, upkeep, and replacement of any equipment procured pursuant to this Agreement unless hand receipted or transferred.
- P. Sub-Recipient shall maintain an effective property management system that complies with the following requirements. Equipment is defined as tangible, non-expendable property having a useful life of more than one year and an acquisition cost of \$5,000 or more per unit. Sub-Recipient may have property management guidelines that are more restrictive, requiring a unit of equipment with a value of less than \$5,000 to be inventoried; if so, such equipment purchased under this award allocation shall be included on the report submitted to Recipient.
- i. Recipient and Sub-Recipient shall take an initial physical inventory of any equipment. The Grant Summary, Cost Reports with backup documentation, Certificate of Title, and any other Sub-Recipient reports or inventory reports that include information regarding the grant, vendor, invoice number, cost per item, number of items, description, location, condition and identification number may be used to meet this requirement. The Sub-Recipient must provide quarterly updates until all funds are expended.
  - ii. Sub-Recipient must ensure a control system exists to ensure adequate safeguards to prevent loss, damage or theft. Sub-Recipient shall be responsible for replacing or repairing equipment which is willfully or negligently lost, stolen, damaged, or destroyed. Any loss, damage or theft of the property must be investigated and fully documented, and made part of the official project records.
  - iii. Sub-Recipient or equipment owner must ensure adequate maintenance procedures exist to keep the equipment in good condition.
  - iv. Disposition Procedures. Sub-Recipient may dispose of the equipment when the original or replacement equipment acquired under the grant award is no longer needed for the original project or program. Items with a fair market value of less than \$5,000 may be retained, transferred or otherwise disposed of with prior approval of Recipient and in accordance with disposition requirements in 2 C.F.R. Part 200. Items with a current per unit standard federal or fair market value in excess of \$5,000 may be retained, transferred or otherwise disposed of with prior Recipient approval in accordance with disposition requirements in 2 C.F.R. Part 200. Sub-Recipient must provide documentation that includes the method used to determine current fair market value.
  - v. Only authorized equipment listed in the Authorized Equipment List (AEL), with appropriate grant listed are eligible for purchases from this grant. For more guidance visit [www.fema.gov](http://www.fema.gov).
- Q. No indirect or administrative costs will be charged to this allocation award.
- Sub-Recipients must utilize equipment as intended in their project application to NCEM. Any variation from this intended use must be requested in writing and approved by NCEM.
- i. Any equipment purchased under the Homeland Security Grant is subject to use as a regional asset to be utilized by the US DHS, North Carolina Emergency Management, or Domestic Preparedness Region partners and statewide as needed. Failure to adhere to this policy might result in revocation of funds allocated for the purchase of said equipment.
- R. Each Sub-Recipient must have a DUNS Number, prior to any funds being released. DUNS Numbers may be obtained from either of the following web links: [www.dnb.com](http://www.dnb.com) or <http://fedgov.dnb.com/webform>.
- S. System for Award Management (SAM) registration is required for all applicants. Each Sub-Recipient shall ensure that your organization's name, address, DUNS number and EIN are up to date in SAM and that the DUNS number used in SAM is the same one used to apply for all FEMA awards. SAM information can be found at <http://www.sam.gov>. Future payments will be contingent on the information provided in SAM; therefore it is imperative that the information is correct.
- T. The purchase or acquisition of any additional materials, equipment, accessories or supplies, or the provision of any training, exercise or work activities beyond that identified in this MOA shall be the sole responsibility of Sub-Recipient and shall not be reimbursed under this MOA.

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- U. HSGP Sub-Recipients certify that they have read and agree to abide by the Sub-Recipient instructions provided in the sub-receipt instructions document provided by NCEM.
9. **Funding:** All terms and conditions of this MOA are dependent upon and subject to the allocation of funds from the DHS and NCEM for the purpose set forth and the MOA shall automatically terminate if funds cease to be available.
- A. All terms and conditions of this MOA are dependent upon and subject to the allocation of funds from USDHS, FEMA and Recipient for the purposes set forth and the MOA shall automatically terminate if funds cease to be available. Allowable costs shall be determined in accordance with the applicable USDHS Program Guidelines, which include, but may not be limited to, the FY 2016 HSGP NOFOA, available at: [www.fema.gov](http://www.fema.gov), 2 CFR Parts 200 Sub-part F, 215, 220, 225, and 230, Federal Acquisition Regulations (FAR) Part 31.2, OMB Circulars A-21 and the USDHS Financial Management Guide available at [www.dhs.gov](http://www.dhs.gov). Allowable costs are also subject to the approval of the State Administrative Agent for the State of North Carolina, the Secretary of the Department of Public Safety.
10. **Taxes:** Sub-Recipient shall be considered to be an independent Sub- Recipient and as such shall be responsible for all taxes.
11. **Warranty.** As an independent sub-recipient, the Sub-Recipient will hold the Recipient harmless for any liability and personal injury that may occur from or in connection with the performance of this Agreement to the extent permitted by the North Carolina Tort Claims Act. Nothing in this Agreement, express or implied, is intended to confer on any other person any rights or remedies in or by reason of this Agreement. This Agreement does not give any person or entity other than the parties hereto any legal or equitable claim, right or remedy. This Agreement is intended for the sole and exclusive benefit of the parties hereto. This Agreement is not made for the benefit of any third person or persons. No third party may enforce any part of this Agreement or shall have any rights hereunder. This Agreement does not create, and shall not be construed as creating, any rights enforceable by any person not a party to this Agreement. Nothing herein shall be construed as a waiver of the sovereign immunity of the State of North Carolina.
12. **Audit Requirements:** For all homeland security grant programs, Sub-Recipient is responsible for obtaining audits in accordance with 2 CFR 200 Subpart F.
13. **State Property.** Sub-Recipient shall be responsible for the custody and care of any property purchased with HSGP funds furnished for use in connection with the performance of this Agreement and shall reimburse the Recipient for any loss or damage to said property until the property is disposed of in accordance with HSGP Program requirements. Recipient will not be held responsible for any property purchased under this MOU/MOA. Title to the property purchased with HSGP funds shall be in the Sub-Recipient unless noted in section 2 of the MOA.
14. **Points of Contact.** To provide consistent and effective communication between Sub-Recipient and the Department of Public Safety, North Carolina Emergency Management, each party shall appoint a Principal Representative(s) to serve as its central point of contact responsible for coordinating and implementing this MOA. The Department of Public Safety, North Carolina Emergency Management contact shall be, Assistant Director for Planning & Homeland Security and the Homeland Security Grants Management Staff, and NCEM Branch Staff. The Sub-Recipient point of contact shall be the HSGP Program Manager or the person designated by the Sub-Recipient . All confidential information of either party disclosed to the other party in connection with the services provided hereunder will be treated by the receiving party as confidential and restricted in its use to only those uses contemplated by the terms of this MOA. Any information to be treated as confidential must be clearly marked as confidential prior to transmittal to the other party. Neither party shall disclose to third parties, the other party's confidential information without written authorization to do so from the other party. Specifically excluded from such confidential treatment shall be information that: (i) as of the date of disclosure and/or delivery, is already known to the party receiving such information; (ii) is or becomes part of the public domain, through no fault of

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the receiving party; (iii) is lawfully disclosed to the receiving party by a third party who is not obligated to retain such information in confidence; or (iv) is independently developed at the receiving party by someone not privy to the confidential information.

15. **Public Records Access:** While this information under Federal control is subject to requests made pursuant to the Freedom of Information Act (FOIA), 5 U.S.C. §552 et. seq., all determinations concerning the release of information of this nature are made on a case-by-case basis by the FEMA FOIA Office. This agreement may be subject to the North Carolina Public Records Act, Chapter 132 of the North Carolina General Statutes.
16. **Subcontracting:** If Sub-Recipient subcontracts any or all purchases or services required under this Agreement, then Sub-Recipient agrees to include in the subcontract that the subcontractor is bound by the terms and conditions of this MOA. Sub-Recipient and any subcontractor agree to include in the subcontract that the subcontractor shall hold Recipient harmless against all claims of whatever nature arising out of the subcontractor's performance of work under this MOA. If Sub-Recipient subcontracts any or all purchases or services required under this MOA, a copy of the executed subcontract Agreement must be forwarded to Recipient. A contractual arrangement shall in no way relieve Sub-Recipient of its responsibilities to ensure that all funds issued pursuant to this grant be administered in accordance with all state and federal requirements. Sub-Recipient is bound by all special conditions of this grant award as set out in the Grant Application Package and the Grant Award and Special Conditions documents, incorporated by reference herein, as well as all terms, conditions and restrictions of the applicable HSGP NOFOA referenced herein.
17. **Situs:** This Agreement shall be governed by the laws of North Carolina and any claim for breach or enforcement shall be filed in State Court in Wake County, North Carolina.
18. **Antitrust Laws:** This Agreement is entered into in compliance with all State and Federal antitrust laws.
19. **Other Provisions/Severability:** Nothing in this Agreement is intended to conflict with current laws or regulations of the State of North Carolina, Department of Public Safety, North Carolina Emergency Management, or the Sub-Recipient. If a term of this agreement is inconsistent with such authority, then that term shall be invalid, but the remaining terms and conditions of this agreement shall remain in full force and effect.
20. **Compliance with the law:** Sub-Recipient shall be wholly responsible for the purchases to be made under this MOA and for the supervision of its employees and assistants. Sub-Recipient shall be responsible for compliance with all laws, ordinances, codes, rules, regulations, licensing requirements and other regulatory matters that are applicable to the conduct of its business and purchase requirements performed under this MOA, including those of federal requirements and State and local agencies having appropriate jurisdiction and found in the FY 2016 HSGP NOFOA.
21. **Entire Agreement:** This Agreement and any annexes, exhibits and amendments annexed hereto and any documents incorporated specifically by reference represent the entire agreement between the parties and supersede all prior oral and written statements or agreements.
22. **Modification.** This Agreement may be amended only by written amendments duly executed by the Recipient and the Sub-Recipient.
23. **Termination.** The terms of this agreement, as modified with the consent of all parties, will remain in effect until 2/28/2019. Either party upon thirty (30) days advance written notice to the other party may terminate this agreement. Upon approval by USDHS, FEMA and the issuance of the Grant Adjustment Notice, if this MOA is extended, the termination date for the extension will be the date listed in the applicable USDHS, FEMA Grant Adjustment Notice, incorporated by reference herein. If USDHS suspends or terminates funding in accordance with 2 CFR 200 and the 2016 HSGP NOFOA, incorporated by reference herein, the Sub-Recipient shall reimburse North Carolina Emergency Management for said property and/or expenses.

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**24. Budget and Scope of Work:**

SUB-RECIPIENT shall implement the HSGP Grant project summarized below and as described in the approved project application. That Application is hereby incorporated by reference into this Agreement. The AGENCY/ Recipient shall reimburse eligible costs according to the following expenditures:

A. Funding Summary

<u>Project Costs:</u>	
Federal Share:	\$ 53,000
State Share:	\$ 0
<u>Local Share:</u>	<u>\$ 0</u>
TOTAL:	\$ 53,000

B. Scope of Work Summary

Please see Attachment 1 for a detailed Scope of Work description.

C. Reports to be provided during Period of Performance

SUB-RECIPIENT must also provide a semi-annual summary (progress report); no later than **July 15<sup>th</sup>** to the HSGP Grant Manager and/or Field Planner to ensure that the project deliverables are being met, and that each grant contract is operating within budget.

D. Reports to be Provided at the Conclusion of Work (if applicable )

- i. Quarterly project progress reports.
- ii. Sub-Recipient involved legal action that pertains to Planning Training Exercise and Equipment purchased with HSGP ;
- iii. After action report from exercise;
- iv. Training course roster and description
- v. Any other documentation that would be pertinent.
- vi. Any invoices detailing the expenses associated with the project
- vii. Proof of Payment of expenses associated with the project

**25. Lobbying Prohibition:** The Sub-Recipient certifies, to the best of his or her knowledge and belief, that:

- A. No Federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, to any person or employee of any state or federal agency, a member of the N.C. General Assembly, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal Grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, loan, or cooperative agreement.
- B. In any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal contract, grant, loan, or cooperative agreement, the undersigned shall complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions.
- C. The undersigned shall require that the language of this certification be included in the award documents for all sub-awards at all tiers (including subcontracts, sub grants, and contracts under grants, loans, and cooperative agreements) and that all sub-recipients shall certify and disclose accordingly.

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This certification is a material representative of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by section 1352, title 31, U.S. Code. Any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

**26. Assurance of Compliance with Title VI of the Civil Rights Act of 1964:** During the performance of this contract, the contractor, for itself, its assignees and successors in interest (hereinafter referred to as the "contractor") agrees as follows:

- A. **Compliance with Regulations:** The contractor shall comply with the Regulations relative to nondiscrimination in Federally-Assisted Programs of the 2 C.F.R. 200 and North Carolina regulation as they may be amended from time to time, (hereinafter referred to as the Regulations), which are herein incorporated by reference and made a part of this contract.
- B. **Nondiscrimination:** The contractor, with regard to the work performed by it during the contract, shall not discriminate on the grounds of race, sex, or national origin in the selection and retention of subcontractors, including procurements of materials and leases of equipment. The contractor shall not participate either directly or indirectly in the discrimination prohibited by Section 21.5 of the Regulations, including employment practices when the contract covers a program set forth in Appendix B of the Regulations.
- C. **Solicitation for Subcontracts, Including Procurements of Materials and Equipment:** In all solicitations either by competitive bidding or negotiation made by the contractor for work to be performed under a subcontract, including procurements of materials or leases of equipment, each potential subcontractor or supplier shall be notified by the contractor of the contractors obligations under this contract and the Regulations relative to nondiscrimination on the grounds of race, color, sex, or national origin.
- D. **Information and Reports:** The contractor shall provide all information and reports required by the Regulations or directives issued pursuant thereto, and shall permit access to its books, records, accounts, other sources of information, and its facilities as may be determined by the Recipient or the Research and Special Programs Administration (RSPA) to be pertinent to ascertain compliance with such Regulations, orders and instructions. Where any information required of a contractor is in the exclusive possession of another who fails or refuses to furnish this information the contractor shall so certify to the Recipient or the Research and Special Programs Administration as appropriate, and shall set forth what efforts it has made to obtain such information.
- E. **Sanctions for Noncompliance:** In the event of the contractors noncompliance with nondiscrimination provisions of this contract, the Recipient shall impose contract sanctions as it or the Research and Special Programs Administration may determine to be appropriate, including, but not limited to:
  - i. Withholding of payments to the contractor under the contract until the contractor complies; and/or
  - ii. Cancellation, termination, or suspension of the contract, in whole or in part.
- F. **Incorporation of Provisions:** The contractor shall include the provisions of every subcontract, including procumbent of materials and leases of equipment, unless exempt by the Regulations, or directives issued pursuant thereto. The contract shall take such action with respect to any subcontract or procurements as the Recipient or the Research and Special Programs Administration may direct as a means of enforcing such provisions including sanctions for noncompliance: Provide, however, that in the event a contractor becomes involved in, or is threatened with, litigation with a subcontract or supplier as a result of such direction, the contractor may request the Recipient to enter into such litigation to protect the of the Recipient and, in addition the contractor may request the United States to enter such litigation to protect the interests of the United States.

**27. Assurance of Compliance with Title VI of the Civil Rights Act of 1964:** Sub-Recipient **HEREBY AGREES THAT** as a condition to receiving any federal financial assistance from the USDHS it will comply with Title VI

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of the Civil Rights Act of 1964, 78 Stat. 252, 42 U.S.C. 2000d-42 U.S.C. 2000d-4 (hereinafter referred to as the Act) and all requirements imposed by or pursuant to 2 CFR Sub Part F , Nondiscrimination in Federally-Assisted Programs of the USDHS - Effectuation of Title VI of the Civil Rights Act of 1964 (hereinafter referred to as the Regulations) and other pertinent directives, to the end that in accordance with the Act, Regulations, and other pertinent directives, no person in the United States shall, on the grounds of race, color, sex or national origin, be excluded from participation in, be denied the benefits of, or be otherwise discrimination under any program or activity for which the Sub-Recipient receives federal financial assistance from the USDHS, and **HEREBY GIVES ASSURANCE THAT** it will promptly take any measures necessary to effectuate this agreement. This assurance is required by subsection 21.7(a) (1) of the Regulations. More specifically and without limiting the above general assurance, the Sub-Recipient hereby gives the following specific assurance with respect to the project:

- A. That the Sub-Recipient agrees that each "program" and each "facility" as defined in subsections 21.23(e) and 21.23(b) of the Regulations, will be (with regard to a "program") conducted, or will be (with regard to ("facility")) operated in compliance with all requirements imposed by, or pursuant to, the Regulations.
- B. That the Sub-Recipient shall insert the following notification in all solicitations for bids for work or material subject to the Regulations and, in adapted form in all proposals for negotiated agreements:
  - i. The Sub-Recipient, in accordance with Title VI of the Civil Rights Act of 1964, 78 Stat. 252, 42 U.S.C. 2000d to 2000d-4 and 2 CFR Sub Part F issued pursuant to such Act, hereby notifies all bidders that it will affirmatively insure that in regard to any contract entered into pursuant to this advertisement, minority, business enterprises will be afforded full opportunity to submit bids in response to this invitation and will not be discriminated against on the grounds of race, color, sex or national origin in consideration for an award.
- C. That the Sub-Recipient shall insert the clauses of this agreement in every contract subject to the Act and the Regulations.
- D. That this assurance obligates the Recipient for the period during which federal financial assistance is extended to the project.
- E. The Sub-Recipient shall provide for such methods of administration for the program as are found by the Secretary of USDHS or the official to whom he delegates specific authority to give reasonable guarantee that is, other recipients, sub Recipients, contractors, subcontractors, transferees, successors in interest, and other participants of federal financial assistance under such program will comply with all requirements imposed or pursuant to the Act, the Regulations and this assurance.
- F. The Sub-Recipient agrees that the United States has a right to seek judicial enforcement with regard to any matter arising under the Act, and Regulations, and this assurance.

**THIS ASSURANCE** is given in consideration of and for the purpose of obtaining any and all federal grants, loans, contracts, property, discounts or other federal financial assistance extended after the date hereof to the Recipient by the USDHS and is binding on it, other recipients, sub Recipients, contractors, subcontractors, transferees, successors in interest and other participants in the Department of Transportation Program. The person or persons whose signatures appear below are authorized to sign this assurance on behalf of the recipients.

**28. ASSURANCE OF COMPLIANCE WITH TITLE VI OF THE CIVIL RIGHTS ACT OF 1964**

The following clauses shall be included in all deeds, licenses, leases, permits, or similar instruments entered into by Sub-Recipient executed in expending these grant funds.

The [Sub-Recipient, licensee, lessee, permittee, etc., as appropriate] for herself/himself, his/her heirs, personal representatives, successors in interest, and assigns, as a part of the consideration hereof, does hereby covenant and agree [in the case of deeds and leases add "as a covenant running with the land"] that in the event facilities are constructed, maintained, or otherwise operated on the said property described in this [deed, license, lease, permit,

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etc.] for a purpose for which a USDHS program or activity is extended or for another purpose involving the provision of similar services or benefits, the Sub-Recipient, licensee, lessee, permittee, etc.] shall maintain and operate such facilities and services in compliance with all other requirements imposed pursuant to 2 CFR Sub Part F and as said Regulations may be amended.

That in the event of breach of the above nondiscrimination covenants, Sub-Recipient shall have the right to terminate the [license, lease, permit, etc.] and to re-enter and repossess said land and the facilities thereon, and hold the same as if said [licenses, lease, permit, etc.] had never been made or issued.

That in the event of breach of any of the above nondiscrimination covenants, Sub-Recipient shall have the right to re-enter said lands and facilities thereon, and the above-described lands and facilities shall thereupon revert to and vest in and become the absolute property of Sub-Recipient and its assigns.

The following shall be included in all deeds, licenses, leases, permits, or similar agreements entered into by Sub-Recipient.

The [Sub-Recipient, licensee, lessee, permittee, etc., as appropriate] for herself/himself, his/her personal representatives, successors in interest, and assigns, as a part of the consideration hereof, does hereby covenant and agree [in case of deeds, and leases add "as a covenant running with the land"] that (1) no person on the grounds of race, color, sex, or national origin shall be excluded from participation in, be denied the benefits of, or be otherwise subjected to discrimination in the use of said facilities, (2) that in the construction of any improvements on, over or under such land and the furnishing services thereon, no person on the grounds of race, color, sex, or national origin shall be excluded from the participation in, be denied the benefits of, or be otherwise subjected to discrimination, and (3) that the [Sub-Recipient, licensee, lessee, permittee, etc.] shall use the premises in compliance with all other requirements imposed by or pursuant 2 CFR Sub Part F Effectuation of Title VI of the Civil Rights Act of 1964, and as said Regulations may be amended.

That in the event of breach of any of the above nondiscrimination covenants, Sub-Recipient shall have the right to terminate the [license, lease, permit, etc.] and to re-enter and repossess said land and the facilities thereon, and hold the same as if said [license, lease, permit, etc.] had never been made or issued.

That in the event of breach of any of the above nondiscrimination covenants, Sub-Recipient shall have the right to re-enter said land and facilities thereon, and the above-described lands and facilities shall thereupon revert to and vest in and become the absolute property of Sub-Recipient and its assigns.

\* Reverted clause and related language to be used only when it is determined that such a clause is necessary in order to effectuate the purpose of Title VI of the Civil Rights Act of 1964.

**29. Assurance of Compliance with Privacy Act:** The Sub-Recipient agrees:

- A. To comply with the provisions of the Privacy Act of 1974, 5 U.S.C. §552A and regulations adopted there under, when performance under the program involves the design, development, or operation of any system or records on individuals to be operated by the Sub-recipient, its third-party contractors, subcontractors, or their employees to accomplish a USDHS function.
- B. To notify USDHS when the Sub-Recipient or any of its third-party contractors, subcontractors, sub recipients, or their employees anticipate a system of records on behalf of USDHS in order to implement the program, if such system contains information about individuals name or other identifier assigned to the individual. A system of records subject to the Act may not be used in the performance of this Agreement until the necessary and applicable approval and publication requirements have been met.
- C. To include in every solicitation and in every third-party contract, sub-grant, and when the performance of work, under that proposed third-party contract, sub grant, or sub agreement may involve the design, development, or operation of a system of records on individuals to be operated under that third-party contract, sub grant, or to accomplish a USDHS function, a Privacy Act notification informing the third party contractor, or sub Recipient, that it will be required to design, develop, or operate a system of records on individuals to accomplish a USDHS function subject to the Privacy Act of 1974, 5 U.S.C. §552a, and applicable USDHS regulations, and that a violation of the Act may involve the imposition of criminal penalties; and
- D. To include the text of Subsections a through c in all third party contracts, and sub grants under which work for this Agreement is performed or which is award pursuant to this Agreement or which may involve the

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design, development, or operation of a system of records on behalf of the USDHS.

**Certification Regarding Drug-Free Workplace Requirements (Sub Recipients Other Than Individuals):**

This certification is required by the regulations implementing the *Drug-Free Workplace Act of 1988, 44 CFR Part 17, Sub Part F*. The regulations, published in the January 31, 1989 Federal Register, require certification by sub-Recipient, prior to award, that they will maintain a drug-free workplace. The certification set out below is a material representation of act upon which reliance will be placed when the agency determines to award the grant. False certification or violation of the certification shall be grounds for suspension of payments, suspension or termination of grants, or government-wide suspension of debarment, (*See 44 CFR Part 2*)

(a) Publishing a statement notifying employees that the unlawful manufacture, distribution, dispensing, possession or use of a controlled substance is prohibited in the Sub- Recipients workplace and specifying the actions that will be taken against employees for violation of such prohibition.

(b) Establishing a drug-free awareness program to inform employees about:

(1) The dangers of drug abuse in the workplace;

(2) The Sub-recipient's policy of maintaining a drug-free workplace;

(3) Any available drug counseling, rehabilitation, and employee assistance programs; and

(4) The penalties that may be imposed upon employees for drug abuse violations occurring in the workplace

(c) Making it a requirement that each employee to be engaged in the performance of the grant be given a copy of the statement required by paragraph (a);

(d) Notifying the employee in the statement required by paragraph (a) that, as a condition of employment under the grant, the employee will:

(1) Abide by the terms of the statement; and

(2) Notify the employer of any criminal drug statute conviction for a violation occurring in the workplace no later than five days after such conviction;

(e) Notifying the agency within ten days after receiving notice under subparagraph (d)(2), from an employee or otherwise receiving actual notice of such conviction;

(f) Taking one of the following actions, within 30 days of receiving notice under subparagraph (d)(2), with respect to any employee who is convicted -

(1) Taking appropriate personnel action against such an employee, up to and including termination, or

(2) Requiring such employee to participate satisfactorily in a drug abuse assistance or rehabilitation program approved for such purpose by a Federal, State, or local health, law enforcement, or other appropriate agency;

(g) Making a good faith effort to continue to maintain a drug-free workplace through implementation of paragraphs (a), (b), (c), (d), (e), and (g).

Place(s) of Performance: The Sub- Recipient shall insert in the space provided below the site(s) for the performance of work done in connection with the specific grant (street address, city, county, state, zip code)

**31. Execution and Effective Date:** This grant shall become effective upon return of this original Grant Award and Memorandum of Agreement, properly executed on behalf of the Sub-recipient, to North Carolina Emergency Management and will become binding upon execution of all parties to the Agreement. The terms of this Agreement will become effective 09/01/2016. The last signature shall be that of Frank L. Perry, Secretary for the North Carolina Department of Public Safety.

**32. Term of this Agreement:** This agreement shall be in effect from 09/01/2016 to 02/28/2019.

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IN WITNESS WHEREOF, the parties have each executed this Agreement and the parties agree that this Agreement will be effective as of 9/1/2016

N.C. DEPARTMENT OF  
PUBLIC SAFETY  
DIVISION OF EMERGENCY MANAGEMENT  
1636 GOLD STAR DR  
RALEIGH, NC 27607

CUMBERLAND COUNTY  
117 DICK ST  
ROOM 112  
FAYETTEVILLE, NC 28301

DocuSigned by:  
*Michael A. Sprayberry*  
BY: \_\_\_\_\_  
MICHAEL A. SPRAYBERRY, DIRECTOR  
NORTH CAROLINA EMERGENCY MANAGEMENT

BY: \_\_\_\_\_

APPROVED AS TO PROCEDURES:

BY: \_\_\_\_\_  
JAMES J. CHEROKE, CONTROLLER  
DEPARTMENT OF PUBLIC SAFETY

BY: *Landy DeWitt* 12-28, 2016  
*Emergency Services Director  
Cumberland County*

DocuSigned by:  
*William Polk*  
BY: \_\_\_\_\_  
WILLIAM POLK, ASSISTANT GENERAL COUNSEL  
REVIEWED FOR THE DEPARTMENT OF  
PUBLIC SAFETY, BY WILLIAM POLK,  
DPS ASSISTANT GENERAL COUNSEL, TO FULFILL THE  
PURPOSES OF THE US DEPARTMENT OF  
HOMELAND SECURITY GRANT PROGRAMS

BY: \_\_\_\_\_  
FRANK L. PERRY, SECRETARY  
DEPARTMENT OF PUBLIC SAFETY

THIS MOA WAS PREVIOUSLY APPROVED AS TO FORM BY THE NORTH CAROLINA DEPARTMENT OF JUSTICE FOR THE FY 2016 HOMELAND SECURITY GRANT PROGRAM ONLY AND IS SUBJECT TO EXECUTION BY FRANK L. PERRY, SECRETARY OF THE DEPARTMENT OF PUBLIC SAFETY. THIS MOU/MOA SHOULD NOT BE USED FOR OTHER MOUs/MOAs FOR THE HSGP FOR OTHER FISCAL YEARS.

# **Attachment 1**

**North Carolina FY 2016 HSGP Sub-Recipient Application**  
Due: 2/24/16

This application and budget for FY 2016 Homeland Security Grant Program funds must be submitted by email to Meghan Brown, NCEM Homeland Security Planner ([Meghan.brown@ncdps.gov](mailto:Meghan.brown@ncdps.gov)) no later than **Wednesday, February 24, 2016.**

**Part 1: Basic Information**

<b>1.) Project Name</b>
<b>Cumberland Prime Mover</b>
Project Version ( <i>Choose Version 1 unless resubmitting application with changes</i> )
Version 1

<b>2.) Project Description</b>
<i>To provide jurisdictions in DPR 2 with the availability of a prime mover for the safe movement of trailer based capabilities located throughout the region.</i>

<b>3.) State, Local (DPR), or Local Non-DPR Project</b>	<i>Local</i>
If Local, select DPR number	<b>DPR 2</b>

<b>4.) Total Funding Requested</b>
<b>\$53,000</b>

**A. Applicant Information**

*(When awarded a grant, the applicant will be referred to as the sub-recipient)*

<b>Applicant</b>	
<b>Cumberland County</b>	
DUNS Number	<b>088571690</b>
Tax ID Number	<b>56-6000291</b>
Registered in SAM? <i>(Registration is required)</i>	<b>Yes</b>
Type of Organization	<b>Government Entity</b> <i>(Nonprofits must provide proof of status)</i>

**B. Applicant Point of Contact Information**

*(Primary point of contact for all communication regarding the grant, if more than one, add another box)*

Name	Gene Booth		
Agency	Cumberland County Emergency Services		
Title	Director		
Phone Work	910-678-7641	Phone Mobile	910-489-3591
Mailing Address	131 Dick St		
City	Fayetteville	ZIP + 4	28301
Email	wbooth@co.cumberland.nc.us		

**C. MOA Signatory Information:**

*(Individual who has the authority to sign the grant agreement, add another box if more than one is required)*

North Carolina FY 2016 HSGP Sub-Recipient Application  
Due: 2/24/16

Name	Amy Cannon		
Agency:	Cumberland County		
Title	County Manager		
Phone Work	910-678-7723	Phone Mobile	910-678-7717
Mailing Address ( <i>must be physical address, not PO Box</i> )	117 Dick St, Room 512		
City	Fayetteville	ZIP + 4	28301
Email	acannon@co.cumberland.nc.us		

### Part 2: Budget Information

In addition to completing this section, applicants will need to submit at least one **Budget Sheet** attachment for every solution area in which they request funding.

1.) Proposed Funding		
Solution Area	Amount of Funding \$	Funds Dedicated to LETP*
Planning	\$	\$
Equipment	\$53,000	\$
Training	\$	\$
Exercises	\$	\$
<b>Total Proposed Funding:</b>	<b>\$</b>	<b>\$</b>

*\*If applicable, provide the proposed funding amount that will be spent on Law Enforcement Terrorism Prevention (LETP).*

2.) Fusion Center	
Does this proposal contribute to development and operation of the fusion center?	<b>No</b>
<i>If "Yes", please explain.</i>	

### Part 3: Grant Proposal Information

#### A. Historical Information

1.) Does this project support a previously awarded investment?	No
2.) If yes, from which year?	Choose an item.
3.) If yes, what was the project name?	
4.) If yes, what was the funding amount awarded?	\$

#### B. Baseline: New or Ongoing Project

1.) Is this project new or ongoing?	New
2.) This project will	

**North Carolina FY 2016 HSGP Sub-Recipient Application**  
**Due: 2/24/16**

<input type="checkbox"/>	Sustain or continue current capabilities
<input type="checkbox"/>	Complete a current project
<input checked="" type="checkbox"/>	Build or increase current capabilities <i>(Only select if the project will significantly increase capacity)</i>

**C. Project Information**

<b>1.) Which of the following State Priorities does the project address?</b>	
<input type="checkbox"/> Cyber Security	<input type="checkbox"/> Threats and Hazard Identification
<input type="checkbox"/> Economic Recovery	<input type="checkbox"/> Risk/Disaster Resiliency Assessment
<input type="checkbox"/> Fatality Management Services	<input type="checkbox"/> Mass Search and Rescue Operations
<input type="checkbox"/> Intelligence and Information Sharing	<input type="checkbox"/> Public Information and Warning
<input type="checkbox"/> Community Resilience	<input type="checkbox"/> Health and Social Services
<input type="checkbox"/> Mass Care Services	<input type="checkbox"/> Planning
<input checked="" type="checkbox"/> Public Health and Medical Services	<input type="checkbox"/> Long-term Vulnerability Reduction
<input type="checkbox"/> Risk Management for Protection Programs and Activities	<input type="checkbox"/> Interdiction and Disruption
<input type="checkbox"/> Other <i>(Only select this option if this project does not fit in any other category)</i>	
If other, explain why this project should be selected over others that address a priority gap?	

<b>2.) Environmental and Historic Preservation</b>	
Does this project require new construction, renovation, retrofitting, or modification of existing structures?	No

<b>3.) Regionalization</b>	
<i>The prime mover will be located in Cumberland County and can easily be moved throughout DPR 2 and other regions as needed.</i>	
Deployable? <i>Can the project be deployed to other jurisdictions?</i>	Yes
Sharable? <i>If the asset cannot be moved, can it be shared with other jurisdictions?</i>	Yes

<b>4.) Project Management</b>	
<i>Cumberland County will provide management to include project oversight, procurement, monitoring and other management responsibilities for the prime mover project requested by DPR 2.</i>	

<b>5.) Sustainment</b>	
<i>Unit would be housed in a secure area when not in service. Agency hosting the prime mover will also follow all the manufacture's recommendations for service period and required standards.</i>	

## North Carolina FY 2016 HSGP Sub-Recipient Application

Due: 2/24/16

**6.) Project Milestones:** Describe the major steps that will occur over the process of completing the project and include the estimated date of those steps. Project plan should be no longer than 36 months.

Milestone	Date (mm/yyyy)
Initial Request for Funding	February 2016
Vetting of request by SRC	April 2016
Project Funded	Fall 2016
Grant monitoring and Close out	Upon Purchase

**Certification: I certify that:**

- This application includes the following:
- Completed application
  - Completed budget sheet(s)
  - If applying as a nonprofit, documentation demonstrating nonprofit status
- This project will be submitted by email to [meghan.brown@ncdps.gov](mailto:meghan.brown@ncdps.gov) on or before Wednesday, February 24, 2016.
- No project (supported through federal and/or matching funds) having the potential to impact Environmental or Historical Preservation (EHP) can be started without the prior approval of FEMA, including but not limited to communications towers, physical security enhancements, new construction, and modifications to buildings, structures and objects that are 50 years old or greater. Applicant must comply with all conditions placed on the project as the result of the EHP review. Any change to the approved project scope of work will require re-evaluation for compliance with these EHP requirements. Any activities that have been initiated without the necessary EHP review and approval will result in a non-compliance finding and will not be eligible for FEMA funding.
- In accordance with HSPD-5, the adoption of the National Incident Management System (NIMS) is a requirement to receive Federal preparedness assistance through grants, contracts, and other activities. By submitting this project proposal you and all participating entities are certifying that your locality/state agency is NIMS compliant.
- Submission of the project proposal does not guarantee funding.
- Any projects allocated funds will be required to check all purchases against the Allowable Equipment Lists <https://www.fema.gov/media-library/assets/documents/101566>
- Any changes made to this project after the submission deadline must be approved by the Homeland Security Section Grants Branch Manager and an updated application must be submitted.



## **Attachment 2**

### Quarterly Progress Report

Sub-grantee: Cumberland County  
 MOA Number: 1622  
 FY 2016 HSGP — EMW-2016-SS-00011-S01

Quarter (list dates):

Grant Award Amount: \$53,000

Funds Expended Prior Quarters:

Funds Expended This Quarter:

Activities	Metric	Current Status
1. Equipment	Dates, current status. For example: list needs identified, items in vendor negotiation, purchased, placed in service, etc.	
2. Planning	Dates, current status. For example: list needs identified, updates or revisions made to plans, or those to be made.	
3. Training	Dates, status of training. For example: list identified needs; training planned, in progress, or conducted (with agenda and roster attached).	
4. Exercise	Dates, status of exercise. For example: list identified needs; exercise(s) planned, in progress, or conducted (with After Action Report attached).	

Report submitted by:

Date:

**Quarterly Progress Reports are due:**

- January 15
- April 15
- July 15
- October 15

## **Attachment 3**



## **Attachment 4**

## The Department of Homeland Security Standard Terms and Conditions 2016

The FY 2016 DHS Standard Terms and Conditions apply to all new Federal financial assistance awards funded in FY 2016. The terms and conditions of DHS financial assistance awards flow down to subrecipients, unless a particular award term or condition specifically indicates otherwise.

### **Assurances, Administrative Requirements, Cost Principles, and Audit Requirements**

DHS financial assistance recipients must complete either the OMB Standard Form [424B Assurances – Non-Construction Programs](#), or OMB Standard Form [424D Assurances – Construction Programs as applicable](#). Certain assurances in these documents may not be applicable to your program, and the DHS financial assistance office may require applicants to certify additional assurances. Applicants are required to fill out the assurances applicable to their program as instructed by the awarding agency. Please contact the financial assistance office if you have any questions.

DHS financial assistance recipients are required to follow the applicable provisions of the Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards located at [2 C.F.R. Part 200](#), and adopted by DHS at [2 C.F.R. Part 3002](#).

### **DHS Specific Acknowledgements and Assurances**

All recipients, sub-recipients, successors, transferees, and assignees must acknowledge and agree to comply with applicable provisions governing DHS access to records, accounts, documents, information, facilities, and staff.

1. Recipients must cooperate with any compliance reviews or compliance investigations conducted by DHS.
2. Recipients must give DHS access to, and the right to examine and copy, records, accounts, and other documents and sources of information related to the award and permit access to facilities, personnel, and other individuals and information as may be necessary, as required by DHS regulations *and* other applicable laws or program guidance.
3. Recipients must submit timely, complete, and accurate reports to the appropriate DHS officials and maintain appropriate backup documentation to support the reports.
4. Recipients must comply with all other special reporting, data collection, and evaluation requirements, as prescribed by law or detailed in program guidance.
5. If, during the past three years, the recipient has been accused of discrimination on the grounds of race, color, national origin (including limited English proficiency), sex, age, disability, religion, or familial status, the recipient must provide a list of all such proceedings, pending or completed, including outcome and copies of settlement agreements to the DHS financial assistance office and the DHS Office of [Civil Rights and Civil Liberties](#) (CRCL) by e-mail at [crcl@hq.dhs.gov](mailto:crcl@hq.dhs.gov) or by mail at U.S. Department of Homeland Security Office for Civil Rights and Civil Liberties Building 410, Mail Stop #0190 Washington, D.C. 20528.
6. In the event any court or administrative agency makes a finding of discrimination on grounds of race, color, national origin (including limited English proficiency), sex, age, disability, religion, or familial status against the recipient, or the recipient settles a case or matter alleging such discrimination, recipients must forward a copy of the complaint and findings to the DHS financial assistance office and the CRCL office by e-mail or mail at the addresses listed above.

The United States has the right to seek judicial enforcement of these obligations.

#### **Acknowledgment of Federal Funding from DHS**

All recipients must acknowledge their use of federal funding when issuing statements, press releases, requests for proposals, bid invitations, and other documents describing projects or programs funded in whole or in part with Federal funds.

#### **Activities Conducted Abroad**

All recipients must ensure that project activities carried on outside the United States are coordinated as necessary with appropriate government authorities and that appropriate licenses, permits, or approvals are obtained.

## The Department of Homeland Security Standard Terms and Conditions 2016

### **Age Discrimination Act of 1975**

All recipients must comply with the requirements of the *Age Discrimination Act of 1975* ([Title 42 U.S. Code, § 6101 et seq.](#)), which prohibits discrimination on the basis of age in any program or activity receiving Federal financial assistance.

### **Americans with Disabilities Act of 1990**

All recipients must comply with the requirements of Titles I, II, and III of the *Americans with Disabilities Act*, which prohibits recipients from discriminating on the basis of disability in the operation of public entities, public and private transportation systems, places of public accommodation, and certain testing entities. ([42 U.S.C. §§ 12101-12213](#)).

### **Best Practices for Collection and Use of Personally Identifiable Information (PII)**

DHS defines personally identifiable information (PII) as any information that permits the identity of an individual to be directly or indirectly inferred, including any information that is linked or linkable to that individual. All recipients who collect PII are required to have a publically-available privacy policy that describes standards on the usage and maintenance of PII they collect. Award recipients may also find as a useful resource the DHS Privacy Impact Assessments: [Privacy Guidance](#) and [Privacy template](#) respectively.

### **Civil Rights Act of 1964 – Title VI**

All recipients must comply with the requirements of Title VI of the *Civil Rights Act of 1964* ([42 U.S.C. § 2000d et seq.](#)), which provides that no person in the United States will, on the grounds of race, color, or national origin, be excluded from participation in, be denied the benefits of, or be subjected to discrimination under any program or activity receiving Federal financial assistance. DHS implementing regulations for the Act are found at [6 C.F.R., Part 21](#) and [44 C.F.R. Part 7](#).

### **Civil Rights Act of 1968**

All recipients must comply with [Title VIII of the Civil Rights Act of 1968](#), which prohibits recipients from discriminating in the sale, rental, financing, and advertising of dwellings, or in the provision of services in connection therewith, on the basis of race, color, national origin, religion, disability, familial status, and sex ([42 U.S.C. § 3601 et seq.](#)), as implemented by the Department of Housing and Urban Development at [24 C.F.R. Part 100](#). The prohibition on disability discrimination includes the requirement that new multifamily housing with four or more dwelling units—i.e., the public and common use areas and individual apartment units (all units in buildings with elevators and ground-floor units in buildings without elevators)—be designed and constructed with certain accessible features (See [24 C.F.R. § 100.201](#)).

### **Copyright**

All recipients must affix the applicable copyright notices of [17 U.S.C. §§ 401 or 402](#) and an acknowledgement of Government sponsorship (including award number) to any work first produced under Federal financial assistance awards.

### **Debarment and Suspension**

All recipients are subject to the non-procurement debarment and suspension regulations implementing Executive Orders [12549](#) and [12689](#), and [2 C.F.R. Part 180](#). These regulations restrict awards, subawards, and contracts with certain parties that are debarred, suspended, or otherwise excluded from or ineligible for participation in federal assistance programs or activities.

### **Drug-Free Workplace Regulations**

All recipients must comply with the *Drug-Free Workplace Act of 1988* ([41 U.S.C. § 701 et seq.](#)), which requires all organizations receiving grants from any Federal agency agree to maintain a drug-free workplace. DHS has adopted the Act's implementing regulations at [2 C.F.R. Part 3001](#).

### **Duplication of Benefits**

Any cost allocable to a particular Federal award provided for in [2 C.F.R. Part 200, Subpart E](#) may not be charged to other Federal awards to overcome fund

## The Department of Homeland Security Standard Terms and Conditions 2016

deficiencies, to avoid restrictions imposed by Federal statutes, regulations, or terms and conditions of the Federal awards, or for other reasons. However, this prohibition would not preclude a recipient from shifting costs that are allowable under two or more Federal awards in accordance with existing Federal statutes, regulations, or the terms and conditions of the Federal award.

### **Education Amendments of 1972 (*Equal Opportunity in Education Act*) – Title IX**

All recipients must comply with the requirements of Title IX of the Education Amendments of 1972 ([20 U.S.C. § 1681 et seq.](#)), which provide that no person in the United States will, on the basis of sex, be excluded from participation in, be denied the benefits of, or be subjected to discrimination under any educational program or activity receiving Federal financial assistance. DHS implementing regulations are codified at [6 C.F.R. Part 17](#) and [44 C.F.R. Part 19](#)

### **Energy Policy and Conservation Act**

All recipients must comply with the requirements of [42 U.S.C. § 6201](#) which contain policies relating to energy efficiency that are defined in the state energy conservation plan issued in compliance with this Act.

### **False Claims Act and Program Fraud Civil Remedies**

All recipients must comply with the requirements of [31 U.S.C. § 3729- 3733](#) which prohibits the submission of false or fraudulent claims for payment to the Federal Government. See [31 U.S.C. § 3801-3812](#) which details the administrative remedies for false claims and statements made.

### **Federal Debt Status**

All recipients are required to be non-delinquent in their repayment of any Federal debt. Examples of relevant debt include delinquent payroll and other taxes, audit disallowances, and benefit overpayments. See [OMB Circular A-129](#).

### **Federal Leadership on Reducing Text Messaging while Driving**

All recipients are encouraged to adopt and enforce policies that ban text messaging while driving as described in [E.O. 13513](#), including conducting initiatives described in Section 3(a) of the Order when on official Government business or when performing any work for or on behalf of the federal government.

### **Fly America Act of 1974**

All recipients must comply with Preference for U.S. Flag Air Carriers: (air carriers holding certificates under [49 U.S.C. § 41102](#)) for international air transportation of people and property to the extent that such service is available, in accordance with the *International Air Transportation Fair Competitive Practices Act of 1974* ([49 U.S.C. § 40118](#)) and the interpretative guidelines issued by the Comptroller General of the United States in the March 31, 1981, [amendment](#) to Comptroller General Decision B-138942.

### **Hotel and Motel Fire Safety Act of 1990**

In accordance with Section 6 of the *Hotel and Motel Fire Safety Act of 1990*, [15 U.S.C. § 2225a](#), all recipients must ensure that all conference, meeting, convention, or training space funded in whole or in part with Federal funds complies with the fire prevention and control guidelines of the *Federal Fire Prevention and Control Act of 1974*, as amended, [15 U.S.C. § 2225](#).

### **Limited English Proficiency (*Civil Rights Act of 1964*, Title VI)**

All recipients must comply with the *Title VI of the Civil Rights Act of 1964* (Title VI) prohibition against discrimination on the basis of national origin, which requires that recipients of federal financial assistance take reasonable steps to provide meaningful access to persons with limited English proficiency (LEP) to their programs and services. For additional assistance and information regarding language access obligations, please refer to the DHS Recipient Guidance <https://www.dhs.gov/guidance-published-help-department-supported-organizations-provide-meaningful-access-people-limited> and additional resources on <http://www.lep.gov>.

## The Department of Homeland Security Standard Terms and Conditions 2016

### **Lobbying Prohibitions**

All recipients must comply with [31 U.S.C. § 1352](#), which provides that none of the funds provided under an award may be expended by the recipient to pay any person to influence, or attempt to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with any Federal action concerning the award or renewal.

### **Non-supplanting Requirement**

All recipients who receive awards made under programs that prohibit supplanting by law must ensure that Federal funds do not replace (supplant) funds that have been budgeted for the same purpose through non-Federal sources.

### **Notice of Funding Opportunity Requirements**

All of the instructions, guidance, limitations, and other conditions set forth in the Notice of Funding Opportunity (NOFO) for this program are incorporated here by reference in the terms and conditions of your award. All recipients must comply with any such requirements set forth in the program NOFO.

### **Patents and Intellectual Property Rights**

Unless otherwise provided by law, recipients are subject to the [Bayh-Dole Act, Pub. L. No. 96-517](#), as amended, and codified in [35 U.S.C. § 200](#) et seq. All recipients are subject to the specific requirements governing the development, reporting, and disposition of rights to inventions and patents resulting from financial assistance awards located at [37 C.F.R. Part 401](#) and the standard patent rights clause located at 37 C.F.R. § 401.14.

### **Procurement of Recovered Materials**

All recipients must comply with Section 6002 of the [Solid Waste Disposal Act](#), as amended by the [Resource Conservation and Recovery Act](#). The requirements of Section 6002 include procuring only items designated in guidelines of the Environmental Protection Agency (EPA) at [40 C.F.R. Part 247](#) that contain the highest percentage of recovered materials practicable, consistent with maintaining a satisfactory level of competition.

### **Reporting Subawards and Executive Compensation**

All recipients are required to comply with the requirements set forth in the government-wide Award Term on Reporting Subawards and Executive Compensation located at [2 C.F.R. Part 170, Appendix A](#), the full text of which is incorporated here by reference in the terms and conditions of your award.

### **SAFECOM**

All recipients who receive awards made under programs that provide emergency communication equipment and its related activities must comply with the [SAFECOM](#) Guidance for Emergency Communication Grants, including provisions on technical standards that ensure and enhance interoperable communications.

### **Terrorist Financing**

All recipients must comply with [E.O. 13224](#) and U.S. law that prohibit transactions with, and the provisions of resources and support to, individuals and organizations associated with terrorism. It is the legal responsibility of recipients to ensure compliance with the Order and laws.

### **Trafficking Victims Protection Act of 2000**

All recipients must comply with the requirements of the government-wide award term which implements Section 106(g) of the [Trafficking Victims Protection Act of 2000](#), (TVPA) as amended ([22 U.S.C. § 7104](#)). The award term is located at [2 CFR § 175.15](#), the full text of which is incorporated here by reference in the terms and conditions of your award.

### **Rehabilitation Act of 1973**

All recipients must comply with the requirements of Section 504 of the [Rehabilitation Act of 1973](#), [29 U.S.C. § 794](#), as amended, which provides that no otherwise qualified handicapped individual in the United States will, solely by reason of the handicap, be excluded from participation in, be denied the benefits of, or be subjected to discrimination under any program or activity receiving Federal financial assistance.

## The Department of Homeland Security Standard Terms and Conditions 2016

### **Reporting of Matters Related to Recipient Integrity and Performance**

If the total value of your currently active grants, cooperative agreements, and procurement contracts from all Federal assistance office exceeds \$10,000,000 for any period of time during the period of performance of this Federal award, you must comply with the requirements set forth in the government-wide Award Term and Condition for Recipient Integrity and Performance Matters located at [2 C.F.R. Part 200, Appendix XII](#), the full text of which is incorporated here by reference in the terms and conditions of your award.

### **Universal Identifier and System of Award Management (SAM)**

All recipients are required to comply with the requirements set forth in the government-wide Award Term regarding the System for Award Management and Universal Identifier Requirements located at [2 C.F.R. Part 25, Appendix A](#), the full text of which is incorporated here by reference in the terms and conditions of your award.

### **USA Patriot Act of 2001**

All recipients must comply with requirements of the [Uniting and Strengthening America by Providing Appropriate Tools Required to Intercept and Obstruct Terrorism Act \(USA PATRIOT Act\)](#), which amends [18 U.S.C. §§ 175-175c](#).

### **Use of DHS Seal, Logo and Flags**

All recipients must obtain permission from their financial assistance office, prior to using the DHS seal(s), logos, crests or reproductions of flags or likenesses of DHS agency officials, including use of the United States Coast Guard seal, logo, crests or reproductions of flags or likenesses of Coast Guard officials.

### **Whistleblower Protection Act**

All recipients must comply with the statutory requirements for whistleblower protections (if applicable) at [10 U.S.C § 2409](#), [41 U.S.C. 4712](#), and [10 U.S.C. § 2324](#), [41 U.S.C. §§ 4304](#) and [4310](#).

## **Attachment 5**

### **Required Sub-Recipient File Documentation**

Sub-grantee or sub-recipient must meet the financial administration requirements in 2 C.F.R Part 200 and must maintain a file for each homeland security grant award. The files must be available for review by the North Carolina Division of Emergency Management – Homeland Security Branch Staff for site visits, project closeout and future audits.

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

1. Grant Award and Memorandum of Agreement/ Memorandum of Understanding and Supporting Appendices
2. Completed appropriate cost report forms with invoices and proof(s) of payment
3. Audit Findings and Corrective Action Plans
4. Equipment Inventory records with photo documentation of labeling

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. 3F(1-2)

OFFICE OF THE COUNTY MANAGER

**MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF JANUARY 17, 2017**

**TO: BOARD OF COUNTY COMMISSIONERS**

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

**DATE: JANUARY 10, 2017**

**SUBJECT: APPROVAL OF THE JANUARY 5, 2017 CUMBERLAND COUNTY FACILITIES COMMITTEE REPORT AND RECOMMENDATIONS**

**BACKGROUND**

The Cumberland County Facilities Committee met on Thursday, January 5, 2017 and discussed the following agenda:

- 1) Additional Juvenile Court Hearing Room
- 2) Contract for Flood Damage Repairs at Headquarters Library and the Associated Budget Revision BR170020 in the amount of \$148,982

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 recommendations.

/ct

Attachments

CM011017-2

# DRAFT

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

MEMBERS PRESENT: Commissioner Glenn Adams  
Commissioner Jeannette Council  
Commissioner Larry Lancaster

OTHER COMMISSIONERS PRESENT:  
Commissioner Jimmy Keefe  
Commissioner Marshall Faircloth  
Commissioner Charles Evans  
Commissioner Michael Boose

OTHERS PRESENT: Amy Cannon, County Manager  
Tracy Jackson, Assistant County Manager  
Melissa Cardinali, Assistant County Manager  
Sally Shutt, Governmental Affairs Officer  
Rick Moorefield, County Attorney  
Jeffery Brown, Engineering & Infrastructure Director  
Vicki Evans, Finance Director  
Candice White, Clerk to the Board  
Kellie Beam, Deputy Clerk to the Board  
Press

Commissioner Glenn Adams called the meeting to order.

## 1. ELECTION OF FACILITIES COMMITTEE CHAIRMAN

MOTION: Commissioner Lancaster moved to elect Commissioner Adams the  
Chairman of the Facilities Committee.  
SECOND: Commissioner Council  
VOTE: UNANIMOUS (3-0)

## 2. APPROVAL OF MINUTES – NOVEMBER 3, 2016 FACILITIES COMMITTEE REGULAR MEETING

MOTION: Commissioner Adams moved to approve the minutes as presented.  
SECOND: Commissioner Lancaster  
VOTE: UNANIMOUS (3-0)

## DRAFT

### 3. CONSIDERATION OF DISTRICT COURT FACILITIES RENOVATION REQUESTS

#### BACKGROUND

This item was previously considered at the November 3, 2016 Facilities Committee Meeting and is being brought back to the committee as a result of a letter submitted by Judge Stiehl dated December 14, 2016. The letter outlines four possible options for an additional hearing room:

1. Utilize Room 207 and add new furnishings, a raised floor for the bench, computers, recording capability and the addition of another entry door located off the current waiting area.
2. Utilize Room 207 and add new furnishings, a raised floor for the bench, computers, recording capability, but expand the size of the room by removing an existing wall and add an entry door.
3. Utilize Courtroom 2B when this space is open and unscheduled.
4. Establish a juvenile hearing room off-site at the DSS building.

#### RECOMMENDATION/PROPOSED ACTION:

These options are being submitted for the Facilities Committee's consideration.

\*\*\*\*\*

Tracy Jackson, Assistant County Manager, reviewed the background information and recommendation as recorded above. Mr. Jackson provided a presentation regarding options for an additional Juvenile Hearing Room.

Mr. Jackson stated Option #1 is to continue using room 4C. Mr. Jackson stated the advantages would be: no construction required except bars over windows and the room could be used more than two weeks per month. Mr. Jackson stated the disadvantages would be: doesn't allow for all juvenile court functions to be on the same floor, public seating would need to be added to the fourth floor and special sessions would need to be moved to the Grand Jury Room.

Mr. Jackson stated Option #2 would be to use room 2B. Mr. Jackson stated the advantages would be: no construction required, it would keep juvenile court functions on the same floor and it could be used more than two weeks per month. Mr. Jackson stated the disadvantages would be: limited to afternoons two weeks per month and it could lead to court related work after 5:30 p.m.

Mr. Jackson stated Option #3 would be to utilize room 207. Mr. Jackson stated the advantages would be: it would keep all juvenile court functions on the same floor. Mr. Jackson stated the disadvantages would be: it would be the most costly option due to construction costs, it would be the most disruptive option due to construction and it would utilize the existing break room for a holding area.

## DRAFT

Ms. Cannon stated staff's recommendation is option #1 to utilize room 4C on the 4<sup>th</sup> floor which can be used all day and all month. Ms. Cannon stated this option would require installing bars on the windows which would be a minimal cost. Ms. Cannon further stated the special proceedings that are currently held in room 4C can be held in the Grand Jury Room so that the Grand Jury Room is utilized more than once a month to maximize the use of this area.

Commissioner Adams stated a long term goal could possibly be to move the Juvenile Hearing Room to the old Board of Elections building because there is already a vault in that building and the files could be kept there and use it as a courtroom.

Commissioner Keefe stated there should be consideration to having a small area at Juvenile Services to cut down operational cost of transporting the detainees to the courthouse. Ms. Cannon stated we have not considered that option. Ms. Cannon further stated it is a state facility but staff can inquire about space at Juvenile Services and connectivity about records to explore the option. Ms. Cannon stated staff will contact the director and explore the option.

MOTION: Commissioner Lancaster stated while staff is exploring Commissioner Keefe's suggestion about utilizing Juvenile Services he would like to move to recommend to the full board approval of staff's recommendation of option #1 to use 4C for a juvenile hearing room.

SECOND: Commissioner Council

VOTE: (3-0) UNANIMOUS

#### 4. APPROVAL OF CONTRACT FOR FLOOD DAMAGE REPAIRS AT HEADQUARTERS LIBRARY

##### BACKGROUND:

The lower level of the Headquarters Library located at 300 Maiden Lane received approximately 5" of water inside the facility during Hurricane Matthew. Belfor, which is a disaster recovery and property restoration company, was hired to remove damaged materials and contents and clean the impacted area. The lower level is now ready for repairs to begin.

A pre-bid meeting was held with local contractors on December 15<sup>th</sup> at 9:00 a.m. to review and discuss the needed repairs. Informal bids are scheduled to be received on January 3, 2017 at 2:00 p.m. for the flood damage repairs. The received bids will be presented to the Facilities Committee on January 5<sup>th</sup> along with a recommendation to award a contract to the lowest responsible and responsive bidder. The Committee will also be asked to establish a contingency amount for the project.

##### RECOMMENDATION/PROPOSED ACTION:

The Engineering & Infrastructure Director along with the County Management recommends that the Facilities Committee approve the following recommendations and

# DRAFT

forward them to the Board of Commissioners for its consideration at their January 17<sup>th</sup> meeting.

1. Award a contract to the lowest responsible and responsive bidder.
2. Establish a contingency amount to be used for additional work recommended by the Engineering and Infrastructure Director and approved by the County Manager.
3. Approval of associated budget revision.

\*\*\*\*\*

Mr. Brown reviewed the background and recommendation as recorded above. Mr. Brown stated the low bid was received from H2 Contracting, LLC in the amount of \$135,482.00. Mr. Brown stated staff recommends to the Facilities Committee approve awarding a contract to H2 Contracting, LLC in the amount of \$135,482.00 and to establish a contingency in the amount of \$13,500. In addition, staff recommends the committee approve the budget ordinance amendment B170020 in the amount of \$148,982 to recognize insurance reimbursement for maintenance and repair of buildings for flood related repairs to the Headquarters Library.

MOTION: Commissioner Lancaster moved to award a contract to H2 Contracting, LLC in the amount of \$135,482 and establish a contingency in the amount of \$13,500 and approve the budget ordinance amendment B170020 in the amount of \$148,982 to recognize insurance reimbursement for maintenance and repair of buildings for flood related repairs to the Headquarters Library.

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

## 5. OTHER ITEMS OF BUSINESS

There were no other items of business.

MEETING ADJOURNED AT 9:02 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. 3F(1)

**OFFICE OF THE COUNTY MANAGER**

**MEMO FOR THE AGENDA OF THE JANUARY 17, 2017  
MEETING OF THE BOARD OF COUNTY COMMISSIONERS**

**TO:** BOARD OF COUNTY COMMISSIONERS

**FROM:** W. TRACY JACKSON, ASST. COUNTY MANAGER (TJ)

**THROUGH:** AMY H. CANNON, COUNTY MANAGER

**DATE:** JANUARY 9, 2017

**SUBJECT:** CONSIDERATION OF AN ADDITIONAL JUVENILE COURT HEARING ROOM

**BACKGROUND**

This item was considered by the Facilities Committee at its January 5<sup>th</sup> meeting and passed along to the full Board of Commissioners for approval. The Facilities Committee makes the following recommendations regarding additional space for a Juvenile Court Hearing Room:

- 1) Continue to utilize Courtroom 4C for Juvenile Court Hearings and utilize the Grand Jury Room for Juvenile Court Special Sessions.
- 2) Secure the windows in Room #449 which is currently being used to hold juvenile detainees.
- 3) Investigate the possibility of adding a satellite hearing room to the Juvenile Detention Center.

**RECOMMENDATION/PROPOSED ACTION:**

Staff recommends approval of the recommendations put forward by the Facilities Committee.



ITEM NO. 3F(2)

**CUMBERLAND**  
**COUNTY**  
NORTH CAROLINA

**ENGINEERING & INFRASTRUCTURE DEPARTMENT**

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

**MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF JANUARY 17, 2017**

**TO: BOARD OF COUNTY COMMISSIONERS**  
**FROM: JEFFERY P. BROWN, PE, E & I DIRECTOR**  
**THROUGH: AMY H. CANNON, COUNTY MANAGER**  
**DATE: JANUARY 9, 2017**  
**SUBJECT: APPROVAL OF CONTRACT FOR FLOOD DAMAGE REPAIRS  
AT HEADQUARTERS LIBRARY**

**BACKGROUND:**

The lower level of the Head Quarters Library located at 300 Maiden Lane received approximately 5" of water inside the facility during Hurricane Matthew. Belfor, which is a disaster recovery and property restoration company, was hired to removed damaged materials and contents and clean the impacted area. The lower level is now ready for repairs to begin.

A pre-bid meeting was held with local contractors on December 15<sup>th</sup> at 9:00 AM to review and discuss the needed repairs. Informal bids were received on January 3, 2017 at 2:00 PM for the flood damage repairs. The received bids were presented (see attached) to the Facilities Committee on January 5<sup>th</sup> along with a recommendation to award a contract to the lowest responsible and responsive bidder. H2 Contracting, LLC submitted the lowest bid in the amount of \$135,482. The Committee was also asked to establish a contingency in the amount \$13,500 for the project as well as approve the necessary budget revision.

**RECOMMENDATION/PROPOSED ACTION:**

The Engineering and Infrastructure Director, County Management and the Facilities Committee recommend that the Board of Commissioners approve the following recommendations.

1. Award a contract to H2 Contracting, LLC in the amount of \$135,482 for flood damage repairs to the Headquarters Library.
2. Establish a contingency in the amount of \$13,500 to be used for additional work recommended by the Engineering & Infrastructure Director and approved by the County Manager.
3. Approve Budget Ordinance Amendment B170020 in the amount of \$148,982 for flood related repairs to the Headquarters Library. The total amount consists of the following: \$135,482 to be used towards the repairs; and \$13,500 represents a 10% contingency at the request of the Engineering and Infrastructure Director.

Please note that this amendment requires no additional county funds.

---

Engineering & Public Utilities  
130 Gillespie Street, Suite 214  
Fayetteville, NC 28301  
(910) 678-7636

Facilities Management  
420 Mayview Street  
Fayetteville, NC 28301  
(910) 678-7699

Landscaping & Grounds  
807 Grove Street  
Fayetteville, NC 28301  
(910) 678- 7560



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. 3G

OFFICE OF THE COUNTY MANAGER

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF JANUARY 17, 2017

**TO:** BOARD OF COUNTY COMMISSIONERS  
**FROM:** AMY H. CANNON, COUNTY MANAGER   
**DATE:** JANUARY 10, 2017  
**SUBJECT:** APPROVAL OF THE JANUARY 5, 2017 CUMBERLAND COUNTY FINANCE COMMITTEE REPORT AND RECOMMENDATION

BACKGROUND

The Cumberland County Finance Committee met on Thursday, January 5, 2017 and discussed the following agenda:

- 1) Bond Counsel Pursuant to a Request for Proposal Process

Separate memos for these items 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

CM011017-3

# DRAFT

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

MEMBERS PRESENT: Commissioner Marshall Faircloth, Chairman  
Commissioner Jimmy Keefe  
Commissioner Jeannette Council

OTHER COMMISSIONERS PRESENT: Commissioner Glenn Adams  
Commissioner Michael Boose  
Commissioner Charles Evans  
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  
Candice H. White, Clerk to the Board  
Press

Commissioner Faircloth called the meeting to order.

1. ELECTION OF CHAIRMAN

MOTION: Commissioner Council moved to elect Commissioner Faircloth Chairman of the Finance Committee.

SECOND: Commissioner Keefe

VOTE: UNANIMOUS (3-0)

2. APPROVAL OF MINUTES – DECEMBER 1, 2016 FINANCE COMMITTEE REGULAR MEETING

MOTION: Commissioner Council moved to approve the December 1, 2016 regular meeting minutes.

SECOND: Commissioner Keefe

VOTE: UNANIMOUS (3-0)

3. APPROVAL OF BOND COUNSEL PURSUANT TO A REQUEST FOR PROPOSAL PROCESS

BACKGROUND:

A request for proposal for bond counsel was advertised in June 2016. A total of seven responses were received from various entities located across the state of North Carolina. County Attorney

# DRAFT

Rick Moorefield, Assistant County Manager Melissa Cardinali and Finance Director Vicki Evans collectively reviewed the responses, selected three firms for interviews and conducted interviews in early December. Based on the responses to the requests for proposals, years and depth of experience and interview presentation, the interviewers ranked the firms in the following order:

1. Womble Carlyle – with representatives of the Raleigh office presenting
2. Parker Poe – with representatives of the Raleigh office presenting
3. McGuire Woods/Charleston Group – with a representative of the Raleigh office presenting for McGuire Woods and a representative of the Fayetteville office presenting for the Charleston Group

In terms of overall quoted costs, each proposal included examples of different financing types. Quotes by entity are as follows with the lowest for each type shown in green:

	Womble Carlyle	Parker Poe	McGuire Woods/ Charleston
<b>Financing Type</b>	<b>Quoted Amount</b>		
\$50M GO bonds	45,000	30,000	50,000
\$70M revenue bonds	60,000 - 75,000	70,000	60,000
\$50M COPs	60,000	55,000	45,000
\$10M installment	35,000	25,000	15,000
\$100M fixed GO bonds	55,000	40,000	50,000
\$100M LO bonds	60,000	70,000	45,000

During consideration of the interviews, the County Attorney noted the applicability of the policy of providing local preference for services. The policy states: *It is the policy of Cumberland County that all contracts for the provision of services in any amount and all contracts for the purchase of apparatus, materials, supplies and equipment in which the aggregate purchase price in any single contract is less than \$30,000 shall be awarded to local vendors or suppliers, to the greatest extent possible, in accordance with the further conditions set out herein.*

*For the purpose of implementing this policy, local vendors or suppliers shall be those who demonstrate that they pay business personal or real property taxes to Cumberland County and are either self-employed residents of Cumberland County or employ at least one resident of Cumberland County as an employee or officer of the contracting business entity.*

Even though McGuire Woods/Charleston Group was ranked lowest of the three firms that were interviewed, the interviewers found the following to be significant:

1. McGuire Woods/Charleston Group agreed that McGuire Woods would be the contact for all matters, make the determination as to the division of the county’s work between the two firms and invoice for all county work.

# DRAFT

2. Although the Charleston Group is a small firm without resources comparable to the other firms that were considered, it is a Fayetteville firm with a local presence and significant community involvement which meets the requirements of the local preference policy.
3. McGuire Woods/Charleston Group proposed the lowest fees in four of the six categories.

For these reasons, the interviewers recommend McGuire Woods/Charleston Group as co-bond counsel.

## RECOMMENDATION/PROPOSED ACTION:

Management recommends that the Finance Committee approve the bond counsel contract award to McGuire Woods/Charleston Group to serve as co-bond counsel and forward to the Board of Commissioners meeting for its consideration at the January 17, 2017 meeting.

\*\*\*\*\*

Vicki Evans, Finance Director, reviewed the background information recorded above. Commissioner Faircloth inquired regarding the length of the proposed contract. Rick Moorefield, County Attorney, stated bond counsel will serve under the contract until either party determines to go its separate way. Commissioner Faircloth asked how many bonds the county would likely go out for over the next five years and whether the proposed contract covers the county's current indebtedness. Ms. Evans stated there will be a \$10 million installment this fiscal year for financing of the Capital Improvement Plan. Ms. Cannon stated this needs to be moved forward so the County needs to have bond counsel in place. Additional questions followed.

MOTION: Commissioner Council moved to go into closed session for Attorney Client Matters pursuant to NCGS 143-318.11(a)(3).

SECOND: Commissioner Faircloth

VOTE: UNANIMOUS (3-0)

MOTION: Commissioner Council moved to reconvene in open session.

SECOND: Commissioner Keefe

VOTE: UNANIMOUS (3-0)

MOTION: Commissioner Keefe moved to approve bond counsel for the County and authorize management to negotiate with McGuire Woods/Charleston Group for the bond counsel contract award.

SECOND: Commissioner Council

VOTE: UNANIMOUS (3-0)

# DRAFT

## 4. MONTHLY FINANCIAL REPORT

### BACKGROUND:

The financial report is included as of November 30, 2016. Highlights for the general fund include:

- Revenues
  - Current real and personal property taxes continue at a pace similar to past years
  - Motor vehicle tax revenues are slightly higher compared to last fiscal year.
  - Sales tax is lower compared to last fiscal year. The state is also experiencing less tax revenue than what was projected. Staff continually monitor these revenues, however it is still early in the fiscal year to project negative growth for the year.
- Expenditures
  - Consistent with last month's report, overall general fund expenditures are lower compared with the same timeframe last fiscal year
- Crown center expense summary/prepared food and beverage and motel tax
  - Consistent with last month's report, Spectra is reporting slightly less overall operating expense compared with the same timeframe last fiscal year

### RECOMMENDATION/PROPOSED ACTION:

No action needed – for information purposes only.

\*\*\*\*\*

Ms. Evans reviewed highlights of the report recorded above. Ms. Evans referenced state tax revenue being less than what was projected and stated what is not included in the report is that the County received a report from the Department of Revenue for September collections, which will be reflected on December's report, and the County's sales tax revenues are higher than they were at the same point in the last fiscal year.

## 5. OTHER ITEMS OF BUSINESS

There were no other items of business.

Ms. Cannon stated in October after Hurricane Matthew, tax appraisers went into the field to examine damage to homes and to perform assessments. Ms. Cannon also stated on December 28, 2016 following the holiday break, tax appraisers returned to the field to review the roughly 1,000 homes that incurred some amount of damage to determine the percentage completion as of January 1, 2017. Ms. Cannon stated this is a critical piece of information for the revaluation. Ms. Cannon stated the current plan is for Joe Utley, Tax Administrator, to provide a presentation at the February 2, 2017 meeting of the Finance Committee so there will be an opportunity for the Board to pose questions and seek clarification.

# DRAFT

MOTION: Commissioner Council moved to adjourn.  
SECOND: Commissioner Keefe  
VOTE: UNANIMOUS (3-0)

There being no further business, the meeting adjourned at 10:00 a.m.

VICKI EVANS  
Finance Director



ROBERT TUCKER  
Accounting Supervisor

IVONNE MENDEZ  
Accounting Supervisor

FINANCE OFFICE

ITEM NO. 36(1)

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

**MEMORANDUM FOR BOARD OF COMMISSIONERS CONSENT AGENDA OF  
JANUARY 17, 2017**

**TO:** BOARD OF COUNTY COMMISSIONERS

**FROM:** VICKI EVANS, FINANCE DIRECTOR *WJE*

**DATE:** JANUARY 9, 2017

**SUBJECT:** APPROVAL OF BOND COUNSEL PURSUANT TO A REQUEST FOR PROPOSAL PROCESS

**BACKGROUND**

The following information was presented to the finance committee on January 5, 2017. A request for proposal for bond counsel was advertised in June 2016. A total of seven responses were received from various entities located across the state of North Carolina. County Attorney Rick Moorefield, Assistant County Manager Melissa Cardinali and Finance Director Vicki Evans collectively reviewed the responses, selected three firms for interviews and conducted interviews in early December. Based on the responses to the requests for proposals, years and depth of experience and interview presentation, the interviewers ranked the firms in the following order:

1. Womble Carlyle – with representatives of the Raleigh office presenting
2. Parker Poe – with representatives of the Raleigh office presenting
3. McGuire Woods/Charleston Group – with a representative of the Raleigh office presenting for McGuire Woods and a representative of the Fayetteville office presenting for the Charleston Group

In terms of overall quoted costs, each proposal included examples of different financing types. Quotes by entity are as follows with the lowest for each type shown in green:

*Celebrating Our Past... Embracing Our Future*

	Womble Carlyle	Parker Poe	McGuire Woods/ Charleston
Financing Type	Quoted Amount		
\$50M GO bonds	45,000	30,000	50,000
\$70M revenue bonds	60,000 - 75,000	70,000	60,000
\$50M COPs	60,000	55,000	45,000
\$10M installment	35,000	25,000	15,000
\$100M fixed GO bonds	55,000	40,000	50,000
\$100M LO bonds	60,000	70,000	45,000

During consideration of the interviews, the County Attorney noted the applicability of the policy of providing local preference for services. The policy states: *It is the policy of Cumberland County that all contracts for the provision of services in any amount and all contracts for the purchase of apparatus, materials, supplies and equipment in which the aggregate purchase price in any single contract is less than \$30,000 shall be awarded to local vendors or suppliers, to the greatest extent possible, in accordance with the further conditions set out herein.*

*For the purpose of implementing this policy, local vendors or suppliers shall be those who demonstrate that they pay business personal or real property taxes to Cumberland County and are either self-employed residents of Cumberland County or employ at least one resident of Cumberland County as an employee or officer of the contracting business entity.*

Even though McGuire Woods/Charleston Group was ranked lowest of the three firms that were interviewed, the interviewers found the following to be significant:

1. McGuire Woods/Charleston Group agreed that McGuire Woods would be the contact for all matters, make the determination as to the division of the county's work between the two firms and invoice for all county work.
2. Although the Charleston Group is a small firm without resources comparable to the other firms that were considered, it is a Fayetteville firm with a local presence and significant community involvement which meets the requirements of the local preference policy.
3. McGuire Woods/Charleston Group proposed the lowest fees in four of the six categories.

For these reasons, the interviewers recommend McGuire Woods/Charleston Group as co-bond counsel.

After discussion, the Finance Committee approved the interviewers' recommendation and agreed to forward the recommendation of approval to the full Board of Commissioners meeting for its consideration at the January 17, 2017 meeting.

### **RECOMMENDATION/PROPOSED ACTION**

Management recommends the Board of Commissioners accept the Finance Committee's recommendation of approval of the bond counsel contract award to McGuire Woods/Charleston Group serving as co-bond counsel.

*Celebrating Our Past... Embracing Our Future*

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. 3H

OFFICE OF THE COUNTY MANAGER

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF JANUARY 17, 2017

TO: BOARD OF COUNTY COMMISSIONERS  
FROM: AMY H. CANNON, COUNTY MANAGER   
DATE: JANUARY 10, 2017  
SUBJECT: APPROVAL OF THE JANUARY 5, 2017 CUMBERLAND COUNTY POLICY COMMITTEE REPORT AND RECOMMENDATION

BACKGROUND

The Cumberland County Policy Committee met on Thursday, January 5, 2017 and discussed the following agenda:

- 1) Cumberland County's 2017 Federal Legislative Issues

Separate memos for these items 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

CM011017-4

# DRAFT

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

MEMBERS PRESENT: Commissioner Michael Boose  
Commissioner Charles Evans  
Commissioner Larry Lancaster

OTHER COMMISSIONERS  
PRESENT: Commissioner Jeannette Council  
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  
Sally Shutt, Governmental Affairs and Public Information  
Officer  
Rick Moorefield, County Attorney  
Candice White, Clerk to the Board  
Kellie Beam, Deputy Clerk to the Board  
Press

Commissioner Evans called the meeting to order.

## 1. ELECTION OF CHAIRMAN

MOTION: Commissioner Lancaster moved to elect Commissioner Evans the  
Chairman of the Policy Committee.

SECOND: Commissioner Boose

VOTE: UNANIMOUS (3-0)

## 2. APPROVAL OF MINUTES – DECEMBER 1, 2016 POLICY COMMITTEE REGULAR MEETING

MOTION: Commissioner Lancaster moved to approve the December 1, 2016 regular  
meeting minutes of the Policy Committee.

SECOND: Commissioner Boose

VOTE: UNANIMOUS (3-0)

# DRAFT

## 3. CONSIDERATION OF CUMBERLAND COUNTY'S 2017 FEDERAL LEGISLATIVE ISSUES

### BACKGROUND:

The North Carolina Association of County Commissioners is soliciting proposals from North Carolina counties concerning federal issues that impact counties. The NCACC Board of Directors will review proposals at its February 15, 2017 meeting and set the federal agenda for the 115<sup>th</sup> session of Congress for 2017-2018.

This list of top federal priorities will be presented to the North Carolina Congressional delegation in Washington, D.C., when the NCACC hosts a Congressional delegation breakfast during the National Association of Counties Legislative Conference, which will be held February 25 – March 1, 2017.

### PROPOSED FEDERAL PRIORITIES:

- *Support Increased Funding for Military and Veterans Programs, Including Impact Aid*
  - Protect, support and enhance military missions at Fort Bragg and other installations in North Carolina
  - Repeal sequestration. The strict discretionary spending caps set by the 2011 Budget Control Act are due to return in FY2018, which starts October 1, 2017, putting additional pressures on defense and other domestic programs.
  
- *Protect the tax-exempt status of municipal bonds*
  - Tax exempt bonds are a well-established financing tool and without the exemption, the expense of financing capital needs will increase sharply.
  
- *Support county authority to collect existing sales and use taxes from remote, internet sellers*
  - This issue has been a priority for states and counties for many years and has escalated as online sales have increased. North Carolina counties are losing uncollected sales taxes that could help fund infrastructure and services. Federal legislation would utilize a destination-based tax system, maintain the ability of state and local governments to set tax policy and establish parity at the point of sale, which would level the playing field for all retailers, whether online or on Main Street.
  
- *Preserve federal funding for Health and Human Services programs and prevent unfunded mandates to counties*

## DRAFT

- For decades, the federal and local governments have worked in partnership to tackle difficult human services issues. Community based programs are essential to the county government's ability to meet the needs of its citizens. The National Association of County Human Services Administrators and the National Association of Counties have agreed to develop a work group to discuss advocacy efforts as new leadership takes office and the Affordable Care Act faces possible repeal.
- It is important to highlight the responsibility counties have in providing federally mandated services in state-supervised, locally-administered programs and seek a commitment to reinvest federal funds back in county-operated systems.
  - A key priority is to protect the Social Services Block Grant. Adult services programs, such as adult protective services and Temporary Assistance for Needy Families, as well as SSBG funds for welfare services would be at risk. North Carolina is among 10 states that pass the SSBG funds directly to counties.
- *Improve Health Services for Individuals in County Jail*
  - Support legislation that would allow individuals in custody to continue receiving Medicaid and other federal benefits until they are convicted, sentenced and incarcerated. Counties are required by federal law to provide adequate health care to individuals who pass through jails each year. NACo says "Approximately two-thirds of those detained in jails at any given time are pre-trial and presumed innocent, until proven guilty. Nevertheless, Section 1905(a) (A) of the Social Security Act prohibits federal Medicaid matching funds from being used to pay for their medical care, even if they are eligible and enrolled. This results in counties covering the full cost of health care services."
    - Earlier in December, the 21<sup>st</sup> Century Cures Act was signed and includes provisions to address the number of people with mental illness in jails and other criminal justice issues like the opioid epidemic. However, NACo has concerns that the measures will be funded by cuts to the Prevention and Public Health Fund, which helps fund county public health departments.
- *Ensure that proposed changes in how deployed military personnel and their family members are counted locally in the upcoming 2020 decennial Census are approved and included in the Census Bureau's "2020 Census Residence Rule and Residence Situations."*

## DRAFT

- The City of Fayetteville and Cumberland County have worked with the U.S. Census Bureau, the State of North Carolina and the Greater Fayetteville Chamber to ensure that deployed military personnel and their family members are counted locally in the upcoming 2020 decennial Census. Since a portion of Fort Bragg is within Cumberland County and the Fayetteville city limits, the local governments believe that any deployed military personnel and their family members from Fort Bragg should be included in local Census numbers to accurately reflect the city and county populations.
- For the past several decades, the Census Bureau has used a procedure for counting deployed military personnel that has resulted in an undercount of population at the state, county and city levels, which impacts federal funding levels.
- Proposed changes in the Census process were announced June 30 when the Census Bureau published the “2020 Census Residence Rule and Residence Situations” in the Federal Register. The changes address the deployed military issue by counting deployed military at a residence within a community rather than apportioning them to a total state population only, which had been a joint federal goal for the City and County, as well as other North Carolina military communities. The Census Bureau sought public comment in writing through September 1 and a final announcement for the 2020 rules is expected in 2017.

### RECOMMENDATION/PROPOSED ACTION:

Approve the list of federal legislative priorities for 2017-2018 and recommend approval by the full board of commissioners at the January 17, 2017 meeting. The list will then be submitted to NCACC by the Jan. 20 deadline.

\*\*\*\*\*

MOTION: Commissioner Lancaster moved to recommend to the full board approval of the proposed list of federal legislative priorities for 2017-2018.  
SECOND: Commissioner Boose  
VOTE: UNANIMOUS (3-0)

### 4. OTHER ITEMS OF BUSINESS

There were no other items of business.

MEETING ADJOURNED AT 10:32 AM



ITEM NO. 34(1)

**CUMBERLAND**  
★ **COUNTY** ★  
NORTH CAROLINA

**PUBLIC INFORMATION OFFICE**

**MEMO FOR THE BOARD OF COMMISSIONERS JANUARY 17, 2017 AGENDA**

**TO: BOARD OF COMMISSIONERS**  
**FROM: SALLY SHUTT, GOVERNMENTAL AFFAIRS OFFICER**  
**THROUGH: AMY CANNON, COUNTY MANAGER**  
**DATE: JAN. 9, 2017**  
**SUBJECT: CONSIDERATION OF FEDERAL LEGISLATIVE ISSUES**

**BACKGROUND:** The North Carolina Association of County Commissioners is soliciting proposals from North Carolina counties concerning federal issues that impact counties. The NCACC Board of Directors will review proposals at its Feb. 15 meeting and set the federal agenda for the 115th session of Congress for 2017-18.

This list of top federal priorities will be presented to the North Carolina Congressional delegation in Washington, D.C., when the NCACC hosts a Congressional delegation breakfast during the National Association of Counties Legislative Conference, which will be held February 25-March 1.

The Policy Committee approved the proposed list of federal priorities at its Jan. 5, 2017, meeting and recommended bringing the list before the full Board of Commissioners for approval.

**PROPOSED FEDERAL PRIORITIES:**

**Support Increased Funding for Military and Veterans Programs, Including Impact Aid**

- Protect, support and enhance military missions at Fort Bragg and other installations in North Carolina.
- Repeal sequestration. The strict discretionary spending caps set by the 2011 Budget Control Act are due to return in FY2018, which starts October 1, 2017, putting additional pressures on defense and other domestic programs.
- Support funding for programs serving veterans. Cumberland County is home to a large veteran population. By their service, veterans are entitled to certain services from the federal government. With such a large veteran population, if those federal services are curtailed, the impact would be widely felt in the community.

**Protect the tax-exempt status of municipal bonds** – Tax-exempt bonds are a well-established financing tool and without the exemption, the expense of financing capital needs will increase sharply.

**Support county authority to collect existing sales and use taxes from remote, internet sellers** - This issue has been a priority for states and counties for many years and has escalated as online sales have increased. North Carolina counties are losing uncollected sales taxes that could help fund infrastructure and services. Federal legislation would utilize a destination-based tax system, maintain the ability of state and local governments to set tax policy and establish parity at the point of sale, which would level the playing field for all retailers, whether online or on Main Street.

**Preserve federal funding for Health and Human Services programs and prevent unfunded mandates to counties.** For decades, the federal and local governments have worked in partnership to tackle difficult human service issues. Community-based programs are essential to the county government's ability to meet the needs of its citizens. The National Association of County Human Services Administrators and the National Association of Counties have agreed to develop a work group to discuss advocacy efforts as new leadership takes office and the Affordable Care Act faces possible repeal.

It is important to highlight the responsibility counties have in providing federally mandated services in state-supervised, locally-administered programs and seek a commitment to reinvest federal funds back in county-operated systems.

- A key priority is to **protect the Social Services Block Grant**. Adult services programs, such as adult protective services and Temporary Assistance for Needy Families, as well as SSBG funds for child welfare services would be at risk. North Carolina is among 10 states that pass the SSBG funds directly to counties.

**Improve Health Services for Individuals in County Jail** – Support legislation that would allow individuals in custody to continue receiving Medicaid and other federal benefits until they are convicted, sentenced and incarcerated. Counties are required by federal law to provide adequate health care to individuals who pass through jails each year. NACo says, “Approximately two-thirds of those detained in jails at any given time are pre-trial and presumed innocent, until proven guilty. Nevertheless, Section 1905(a)(A) of the Social Security Act prohibits federal Medicaid matching funds from being used to pay for their medical care, even if they are eligible and enrolled. This results in counties covering the full cost of health care services.”

Earlier in December, the 21<sup>st</sup> Century Cures Act was signed and includes provisions to address the number of people with mental illness in jails and other criminal justice issues like the opioid epidemic. However, NACo has concerns that the measures will be funded by cuts to the Prevention and Public Health Fund, which helps fund county public health departments.

**Ensure that proposed changes in how deployed military personnel and their family members are counted locally in the upcoming 2020 decennial Census are approved and included in the Census Bureau's “2020 Census Residence Rule and Residence**

**Situations.”** The City of Fayetteville and Cumberland County have worked with the U.S. Census Bureau, the State of North Carolina and the Greater Fayetteville Chamber to ensure that deployed military personnel and their family members are counted locally in the upcoming 2020 decennial Census. Since a portion of Fort Bragg is within Cumberland County and the Fayetteville city limits, the local governments believe that any deployed military personnel and their family members from Fort Bragg should be included in local Census numbers to accurately reflect the city and county populations.

For the past several decades, the Census Bureau has used a procedure for counting deployed military personnel that has resulted in an undercount of population at the state, county and city levels, which impacts federal funding levels.

Proposed changes in the Census process were announced June 30 when the Census Bureau published the “2020 Census Residence Rule and Residence Situations” in the Federal Register. The changes address the deployed military issue by counting deployed military at a residence within a community rather than apportioning them to a total state population only, which had been a joint federal goal for the City and County, as well other North Carolina military communities. The Census Bureau sought public comment in writing through Sept. 1 and a final announcement for the 2020 rules is expected in 2017.

**RECOMMENDATION/PROPOSED ACTION:** Approve the list of federal legislative priorities for 2017-18 and submit them to the North Carolina Association of County Commissioners by the Jan. 20 deadline.

**PROCLAMATION  
CAREER AND TECHNICAL EDUCATION MONTH  
CUMBERLAND COUNTY SCHOOLS  
FEBRUARY 1-28, 2017**

**WHEREAS:** February 1-28, 2017, has been designated Career and Technical Education Month by the Association for Career and Technical Education; and

**WHEREAS:** profound economic and technological changes in our society are rapidly reflected in the structure and nature of work, thereby placing new and additional responsibilities on our educational system; and

**WHEREAS:** career and technical education provides Americans with a school-to-careers connection and is the backbone of a strong, well-educated workforce, which fosters productivity in business and industry and contributes to America's leadership in the international marketplace; and

**WHEREAS:** career and technical education gives high school students experience in practical, meaningful applications of skills such as reading, writing and mathematics, thus improving the quality of their education, motivating potential dropouts and giving all students leadership opportunities in their fields and in their communities; and

**WHEREAS:** career and technical education offers individuals lifelong opportunities to learn new skills, which provide them with career choices and potential satisfaction; and

**WHEREAS:** the ever-increasing cooperative efforts of career and technical educators, business and industry stimulate the growth and vitality of our local economy and that of the entire nation by preparing graduates for career fields forecast to experience the largest and fastest growth in the next decade;

**THEREFORE,** we do hereby proclaim February 1-28, 2017, as **Career and Technical Education Month** in Cumberland County Schools, and urge all citizens to become familiar with the services and benefits offered by the career and technical education programs in this community and to support and participate in these programs to enhance their individual work skills and productivity.

**Dated this 26<sup>th</sup> day of January, 2017**

\_\_\_\_\_  
**Chairman  
Cumberland County Board of Education**

**Approval of Budget Revisions for January 17, 2017**  
**Board of Commissioners' Agenda**

**General Fund 101**

- 1) Tax Administration - Budget Ordinance Amendment B170052 in the amount of \$26,492 to recognize revenue received from a tax audit performed on behalf of the County's tax department**

The Board is requested to approve Budget Ordinance Amendment B170052 in the amount of \$26,492. This additional revenue was received from a tax audit and will be used towards related audit expenses.

Please note this amendment requires no additional county funds.

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

JANUARY 5, 2017

ITEM NO. 4A

MEMO TO: Cumberland County Board of Commissioners

FROM: Cumberland County Joint Planning Board

SUBJECT: **Case P16-48:** Rezoning of 3.66+/- acres from C(P) Planned Commercial to A1A Agricultural or to a more restrictive zoning district, located at 5208 NC HWY 87 S and the adjacent tract to the south, submitted by Betty Bennett Walters (owner) and Donald Lee Walters (agent).

ACTION: 1<sup>st</sup> motion for Case P16-48: 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.

2<sup>nd</sup> motion for Case P16-48: Move to approve the rezoning for A1A Agricultural district.

**SITE PROFILE:** **Frontage & Location:** 380'+/- on NC HWY 87 S; **Depth:** 500'+/-; **Jurisdiction:** County; **Adjacent Property:** No; **Current Use:** Residential & vacant; **Initial Zoning:** A1 – June 25, 1980 (Area 13); Rezoned to C(P); **Nonconformities:** Residential use on commercial lot, rezoning would resolve this nonconformity; May not meet front yard setback in A1A district; **Zoning Violation(s):** None; **Surrounding Zoning:** North: C(P), C(P)/CUD (mini-warehousing), C2(P), A1, R40A, RR, RR/CU (manufactured home and video sales) & R6A; South: A1, R40, R40A & RR; East: A1; West: A1 & RR; **Surrounding Land Use:** Residential (including manufactured homes), shopping center, restaurant (2), daycare, convenience retail w/ gasoline sales & motor vehicle wrecking yard; **2030 Growth Vision Plan:** Urban; **South Central Land Use Plan:** Heavy Commercial; **School Capacity/Enrolled:** Alderman Road Elementary: 750/667; Gray's Creek Middle: 1100/1066; Gray's Creek High School: 1470/1448; **Special Flood Hazard Area (SFHA):** None; **Water/Sewer Availability:** PWC/PWC (new development most likely will be required to extend & connect); **Sewer Service Area:** Yes; **Soil Limitations:** None; **Subdivision/Site Plan:** If approved, subdivision or group development review may be required; **Average Daily Traffic Count (2014):** 11000 on NC HWY 87 S; **Highway Plan:** NC HWY 87 S is a local thoroughfare with no road improvements/construction planned. This case has no impact on the current Highway Plan or Transportation Improvement Program; **Notes:** Density: A1 – 1 lot/ 2 units, A1A – 3 lots/ 4 units; Minimum Yard Setbacks: **A1 & A1A:** Front yard: 50', Side yard: 20', Rear yard: 50'; **C(P):** Front yard: 50', Side yard: 30', Rear yard: 30'.

MINUTES OF DECEMBER 20, 2016

**1<sup>st</sup> MOTION**

The Planning and Inspections Staff recommends the board find that while approval of the request is not consistent with the adopted *2030 Growth Strategy Map*, which calls for "urban" at this location, it is consistent with the text of the Growth Vision Plan in that approval would be keeping with the existing character of the area. The request is also not consistent with the South Central Land Use Plan which calls for "heavy commercial," but could be found suitable as stated above.

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

**2<sup>nd</sup> MOTION**

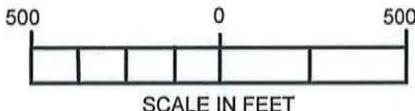
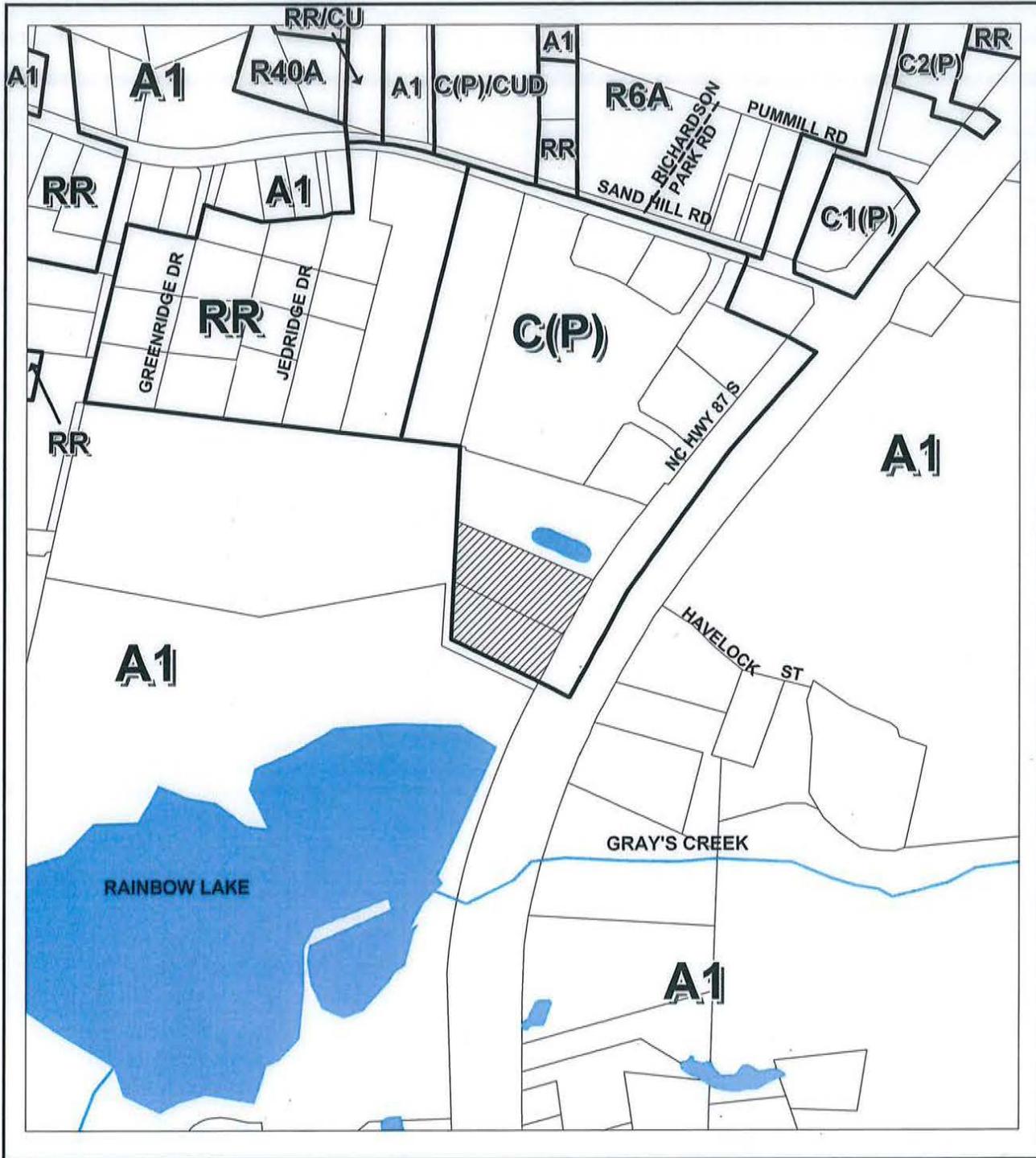
In addition to the above information, the Planning and Inspections Staff recommends the board approve Case No. P16-48 for the A1A Agricultural district based on the following:

- The district requested will allow for land uses and lot sizes that exist on the subject property and in the general area.

**Mr. McLaurin made both of the motions referenced above, seconded by Mrs. McLaughlin, 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.*



SCALE IN FEET

PIN: 0442-28-7695, 7436

## REQUESTED REZONING C(P) TO A1A

<b>ACREAGE: 3.66 AC.+/-</b>	<b>HEARING NO: P16-48</b>	
ORDINANCE: COUNTY	HEARING DATE	ACTION
STAFF RECOMMENDATION		
PLANNING BOARD		
GOVERNING BOARD		

11-14-2016  
12-06-2016  
AM

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

JANUARY 5, 2017

ITEM NO. 4B

MEMO TO: Cumberland County Board of Commissioners

FROM: Cumberland County Joint Planning Board

SUBJECT: **Case P17-01:** Rezoning of 2.07+/- acres from R40 Residential/CU Conditional Use to allow a manufactured home to R40A Residential or to a more restrictive zoning district, located at 815 Fred Hall Road, submitted by Delvin S. McAllister (owner).

ACTION: 1<sup>st</sup> motion for Case P17-01: 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.

2<sup>nd</sup> motion for Case P17-01: Move to approve the rezoning for R40A Residential district as recommended by the Planning Staff.

**SITE PROFILE:** **Frontage & Location:** 100'+/- on SR 2019 (Fred Hall Rd); **Depth:** 550'+/-; **Jurisdiction:** County; **Adjacent Property:** No; **Current Use:** Residential; **Initial Zoning:** R40 – September 3, 1996 (Area 20); Rezoned to R40/CU for manufactured home on March 16, 1998; **Nonconformities:** None; **Zoning Violation(s):** None; **Surrounding Zoning:** North: A1, R40, R40A & RR; South: A1; East: A1 & R40A; West: A1 & RR; **Surrounding Land Use:** Residential (including manufactured homes), woodland & farmland; **2030 Growth Vision Plan:** Community growth area; **Stedman Land Use Plan:** Suburban Residential; **School Capacity/Enrolled:** Stedman Primary: 200/172; Stedman Elementary: 300/324; Mac Williams Middle: 1270/1085; Cape Fear High: 1800/1775; **Special Flood Hazard Area (SFHA):** None; **Water/Sewer Availability:** Well/Septic; **Municipal Influence Area:** Stedman; **Soil Limitations:** Yes, hydric – Ra Rains sandy loam; **Subdivision/Site Plan:** If approved, subdivision or group development review may be required; **Average Daily Traffic Count (2014):** 710 on SR 2019 (Fred Hall Road); **Highway Plan:** This property is outside of FAMPO boundaries; **MCCOG:** No comment; **Notes:** Density: R40 – 2 lots/units, R40A – 2 lots/units; Minimum Yard Setbacks: **R40 & R40A:** Front yard: 30', Side yard: 15', Rear yard: 35'.

MINUTES OF DECEMBER 20, 2016

**1<sup>st</sup> 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 "community growth" development at this location. While the request is not entirely consistent with the Stedman Land Use Plan, which calls for "suburban residential" development, it could be found suitable as approval would be keeping with the existing character of the area.

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

**2<sup>nd</sup> MOTION**

In addition to the above information, the Planning and Inspections Staff recommends the board approve Case No. P17-01 for R40A Residential based on the following:

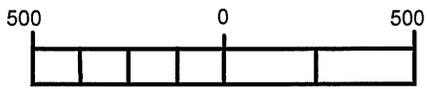
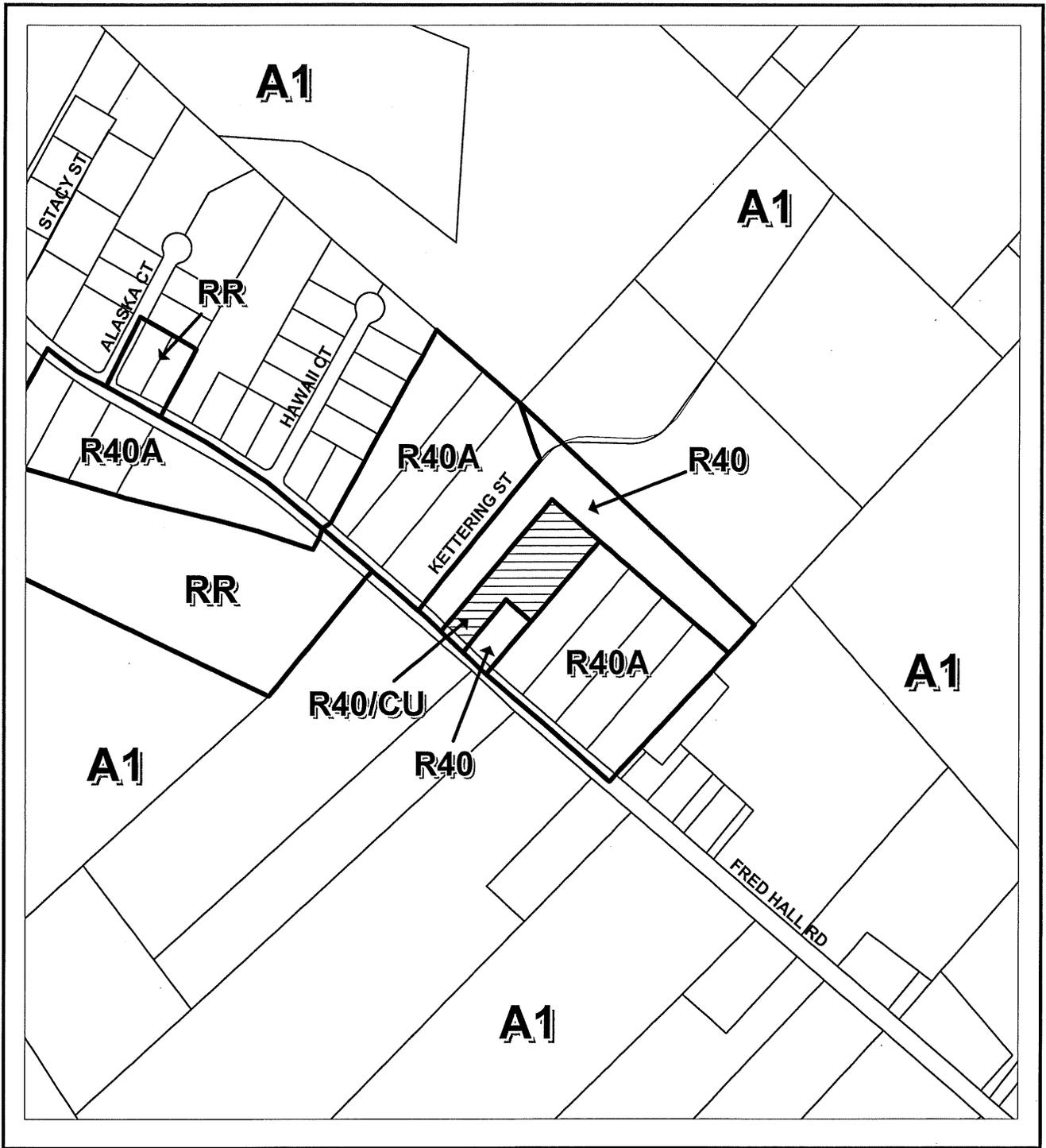
- The district requested will allow for land uses and lot sizes that exist on the subject property and in the general area.

The R40 Residential district could also be considered suitable at this location.

**Mr. McLaurin made both of the motions referenced above, seconded by Mrs. McLaughlin, 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.*



SCALE IN FEET

## REQUESTED REZONING R40/CU TO R40A

**ACREAGE: 2.07 AC.+/-**

**HEARING NO: P17-01**

ORDINANCE: COUNTY

HEARING DATE

ACTION

STAFF RECOMMENDATION

PLANNING BOARD

GOVERNING BOARD

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. 5

OFFICE OF THE COUNTY MANAGER

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF JANUARY 17, 2017

**TO:** BOARD OF COUNTY COMMISSIONERS

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

**DATE:** JANUARY 9, 2017

**SUBJECT:** CONSIDERATION OF ENDORSEMENT OF THE  
NORTH CAROLINA CIVIL WAR HISTORY CENTER

**BACKGROUND:**

The North Carolina Civil War History Foundation presented a resolution to the Cumberland County Finance Committee on September 1, 2016, seeking a funding commitment of \$7.5 million from the County. No action was taken at that meeting. It was recommended that this request be considered in conjunction with other capital requests during the FY2018 budget process.

Recently, the Foundation asked the Board of Commissions to take action on financial support for the History Center before the end of January 2017, in advance of our FY2018 budget process. The Foundation cites recent state budget surpluses as an opportunity to seek State support as the North Carolina General Assembly begins their new session later this month. On December 12, 2016, the City of Fayetteville committed to an investment of \$7.5 million for the project contingent upon matching county support and state funding.

The total project is estimated to cost \$65 million. The proposed funding sources for the History Center are as follows:

State of North Carolina	\$30,000,000
City of Fayetteville	\$ 7,500,000
Cumberland County	\$ 7,500,000
Private Donations	<u>\$20,000,000</u>
	<u>\$65,000,000</u>

The Foundation sought an independent study to calculate the economic benefit of the History Center to our community. This study calculated almost \$20,000,000 in new economic activity annually through the creation of 200 permanent new jobs and the attraction of up to 130,000 new tourists annually. Our community would fully benefit from this potential economic growth because the State would own and operate the museum.

**RECOMMENDATION/PROPOSED ACTION:**

Consider endorsement of the North Carolina Civil War History Center through a commitment of project funding up to \$7.5 million.

AC/ct

CM010917-1

AMY H. CANNON  
County Manager

JAMES E. LAWSON  
Deputy County Manager



MELISSA C. CARDINALI  
Assistant County Manager

W. TRACY JACKSON  
Assistant County Manager

**CUMBERLAND**  
★ **COUNTY** ★  
NORTH CAROLINA

ITEM NO. 6

**OFFICE OF THE COUNTY MANAGER**

**MEMO FOR THE AGENDA OF THE JANUARY 17, 2017**  
**MEETING OF THE BOARD OF COUNTY COMMISSIONERS**

**TO:** BOARD OF COUNTY COMMISSIONERS

**FROM:** W. TRACY JACKSON, ASST. COUNTY MANAGER

**THROUGH:** AMY H. CANNON, COUNTY MANAGER *AKC* *TCJ*

**DATE:** JANUARY 10, 2017

**SUBJECT:** HURRICANE MATTHEW AFTER-ACTION REVIEW

**BACKGROUND**

Staff has completed an after-action review (AAR) with the cooperation and participation of our partner agencies that responded to Hurricane Matthew this past October. The AAR utilized a survey and face-to-face meetings to uncover strengths, challenges, and recommendations. The information gathered from the AAR will be used to refine and improve emergency response, planning, and training within and across organizations.

**RECOMMENDATION/PROPOSED ACTION:**

This item is for information only. No further action is requested.



CUMBERLAND  
COUNTY  
NORTH CAROLINA

## Hurricane Matthew: Summary of After-Action Review



### Strengths

#### **Collaboration**

- Unified Emergency Operations Center
- Multi-agency coordination
- Senior leadership and elected officials
- Joint Information Center



## Strengths

### Communications

- Unified Joint Information Center
- Utilization of all media platforms; CodeRED; conference calls
- Access to Incident Command & decision makers
- Addition of Communications Center to EOC; an assigned channel for operations

*Hurricane Matthew After-Action Review*



## Strengths

### Preparation

- Pre-planning and early notification
- Internal County coordination (vehicles fueled, rosters updated, etc.)
- External coordination with partners
- EOC team had trained together during drills

*Hurricane Matthew After-Action Review*



## Strengths

### Performance

- Smooth EOC activation and operation
- Shelter coverage by County staff
- DSS food stamp distribution
- Partner support (City, PWC, Cape Fear Valley EMS, School System)

*Hurricane Matthew After-Action Review*



## Challenges & Recommendations

### Pre-Event/Preparations

**EOC – Facility and Operational**

**Sheltering – Facility and Operational**

**Communications**

*Hurricane Matthew After-Action Review*



## Challenges & Recommendations

### Pre-Event/Preparations

- Training across the board
  - Increase trained staff to support Emergency Management and others in EOC
- Training for elected officials
- Damage assessment tools, planning and training

*Hurricane Matthew After-Action Review*



## Challenges & Recommendations

### EOC – Facility

- System issues – power back-ups, technology
- Modern EOC needed with critical system redundancy and standalone capability

*Hurricane Matthew After-Action Review*



## Challenges & Recommendations

### EOC – Operational Challenges

- Agency representation needed (in person, direct lines)
- Updates, information sharing
- Ordering commodities (Web EOC)
- Unified command separate from EOC
- Establish/update County Animal Response Team

*Hurricane Matthew After-Action Review*



## Challenges & Recommendations

### Sheltering – Facility

- Locations
- Special Needs

*Hurricane Matthew After-Action Review*



## Challenges & Recommendations

### Sheltering – Operational

- Red Cross coordination, staffing, follow-up
- Inconsistent rules at shelters

*Hurricane Matthew After-Action Review*



## Challenges & Recommendations

### Communications

- Mass notification system
- Routing calls within the EOC

*Hurricane Matthew After-Action Review*



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. 7A

January 10, 2017

January 17, 2017 Agenda Item

TO: Board of Commissioners  
FROM: Kellie Beam, Deputy Clerk to the Board *KB*  
SUBJECT: Cumberland County Juvenile Crime Prevention Council

BACKGROUND: The Cumberland County Juvenile Crime Prevention Council (JCPC) has the following five (5) vacancies:

Juvenile Defense Attorney:

Juanita Bailer – completed first term. Not interested in serving a second term. The Juvenile Crime Prevention Council recommends **Michael Onufer**. (See attached.)

Member of Business Community:

Jonathan Warren – resigned. The Juvenile Crime Prevention Council recommends **Austin Campbell** to fill the unexpired term. (See attached.)

United Way or Non-Profit:

Rebecca Beck – unable to accept appointment. The Juvenile Crime Prevention Council recommends **Terri Thomas** to fill the unexpired term. (See attached.)

At-Large Representatives:

**Deborah L. Rosen** – completing first term on April 30, 2017. The Juvenile Crime Prevention Council recommends the reappointment of Deborah Rosen. (See attached.)

**Dwight Creech** – completing first term on April 30, 2017. The Juvenile Crime Prevention Council recommends the reappointment of Dwight Creech. (See attached.)

I have attached the current membership roster and applicant list.

**PROPOSED ACTION: Make nominations to fill the five (5) vacancies above.**

Attachment(s)

pc: Kim Cribb, JCPC Coordinator

## **Cumberland County Juvenile Crime Prevention Council**

The purpose of the Cumberland County Juvenile Crime Prevention Council is to help prevent at-risk juveniles from delinquency. Develop community-based delinquency alternatives to training schools and to provide community-based delinquency and substance abuse prevention strategies and programs. Provide non-institutional dispositional alternatives that will protect the community and the juveniles. Plan and organize programs in partnership with the state.

**Statutory Authorization:** NCGS 147-33.49

### **Member Specifications:**

26 Members with Specific Categories:

- Local School Superintendent or designee (1)
- Chief of Police (1)
- Local Sheriff (1)
- District Attorney or designee (1)
- Chief Court Counselor or designee (1)
- Director of Mental Health or designee (1)
- Director of Social Services or designee (1)
- County Manager or designee (1)
- Substance Abuse Professional (1)
- Member of Faith Community (1)
- County Commissioner (1)
- Person under 18 (1)
- Juvenile Defense Attorney (1)
- Chief District Court Judge or designee judge (1)
- Member of Business (1)
- Health Director or designee (1)
- United Way or nonprofit (1)
- Parks and Recreation Representative (1)
- At-Large Members (Maximum of 7)
- Non-Voting Member (1)

**Term:** 2 Years

**Compensation:** None

### **Duties:**

- Annual review of the needs of juveniles in the county who are at-risk or who have been adjudicated. Council shall develop a request for proposal process and submit to the County Commissioners a written plan of expenditures. Upon the County's authorization, the plan must be approved by the Office;

- Ensure appropriate community based intermediate dispositions for adjudicated juveniles are available, pursuant to minimum standards set by the Office; and
- Perform the following on an ongoing basis:
  1. Assess needs of juveniles in the community, evaluate resources, plan for unmet needs;
  2. Evaluate performance of juvenile services/programs as a condition of continued funding of programs;
  3. Increase public awareness causes of delinquency and prevention efforts;
  4. Develop intervention strategies and risk assessments for at-risk youth;
  5. Provide funds for services: treatment/counseling/parenting/rehabilitation;
  6. Plan permanent funding streams for delinquency prevention programs.

**Meetings:** Third Wednesday of each month at 1:00 PM. Meetings are normally one to two hours in length.

**Meeting Location:** Cumberland County CommuniCare, Conference Room 226 Bradford Ave Fayetteville, NC 28301

## Kellie Beam

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**From:** Kimberly Cribb  
**Sent:** Thursday, December 15, 2016 9:59 AM  
**To:** Kellie Beam  
**Subject:** CCJCPC nominations & officers

Date: December 15, 2016

To: Kellie Beam, Deputy Clerk to the Board

From: Kim Cribb, Budget Analyst/Grants Coordinator

Subject: CCJCPC Appointments

Good morning Kellie. On December 14, 2016 the CCJCPC approved the following Council nominations and Officers:

- Michael Onufer  
356 Tartan Ct  
Fayetteville, NC 28301  
475-3023/ 789-0796
- Austin Campbell as Member of the Business Community  
5316 Sandstone Drive  
Fayetteville, NC 28311  
488-6637/ 849-5768
- Terri Thomas as the Representative from United Way or other non-profit agency  
508 Spaulding Street  
Fayetteville, NC 28301  
988-7672/ 483-2719
- Dwight Creech for reappointment as At Large County Commissioner Appointee  
(current term ends 4/30/17)
- Deborah Rosen for reappointment as At Large County Commissioner Appointee  
(current term ends 4/30/17)
- Lt. Bobby Jeffers – Chairperson 2017-2018
- Glenn Adams – Vice Chairperson 2017-2018
- Augusta Newman – Secretary 2017-2018

Please contact me if you have any questions.

Kimberly B. Cribb  
Budget Analyst/Grants Coordinator  
910-678-7819  
[kcribb@co.cumberland.nc.us](mailto:kcribb@co.cumberland.nc.us)

CUMBERLAND COUNTY  
JUVENILE CRIME PREVENTION COUNCIL  
(Two year terms)

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For Reappointment</u>
<u>Local School Superintendent or designee</u>				
Bruce Morrison Cumberland County Schools P.O. Box 2357 Fayetteville, North Carolina 28302 Phone: 678-2495	1/12			
<u>Chief of Police or designee</u>				
Lt. John Somerindyke Fayetteville Police Department 467 Hay Street Phone: 433-1910	3/15			
<u>Local Sheriff or designee</u>				
Lt. Bobby Jeffers Cumberland County Sheriff's Office 131 Dick Street Fayetteville, North Carolina 28301 Phone: 677-5474	2/14			
<u>District Attorney or designee</u>				
Tiffany Whitfield Assistant District Attorney District Attorney's Office 117 Dick Street, Suite 427 Fayetteville, North Carolina 28301 Phone: 678-2915	3/15			
<u>Chief Court Counselor or designee</u>				
Miguel Pitts Department of Juvenile Justice P.O. Box 363 Fayetteville, North Carolina 28302 Phone: 678-2947	3/15			
<u>Mental Health Representative or designee</u>				
Tina Higgs Alliance Behavioral Healthcare – Community Relations, Court Liaison 711 Executive Place Fayetteville, North Carolina 28305 910-491-4794	04/14			

<u>Name/Address</u>	<u>Date</u> <u>Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For</u> <u>Reappointment</u>				
<u>Director of Social Services or designee</u>								
Al Spain Cumberland County Department of Social Services P.O. Box 2429 Fayetteville, North Carolina 28302-2429 Phone: 321-6459	8/16							
<u>County Manager or designee</u>								
Melissa Cardinali Assistant County Manager Cumberland County Courthouse P.O. Box 1829 Fayetteville, North Carolina 28302-1829 Phone: 678-7745	7/14							
<u>Chief District Judge or designee</u>								
Judge Ed Pone P.O. Box 363 Fayetteville, North Carolina 28302 Phone: 678-2901	1/99							
<u>Health Director or designee</u>								
Wanda Tart 205 Gillespie Street Fayetteville, North Carolina 28301 Phone: 672-5723	3/15							
<u>Parks and Recreation Representative</u> (Vacated by M. Lindsay – waiting on replacement)2/05 City of Fayetteville Parks and Recreation Dept. 433 Hay Street Fayetteville, North Carolina 28301 Phone: 433-1547								
<u>County Commissioner</u>								
Glenn Adams P.O. Box 1829 Fayetteville, NC 28302-1829 Phone: 678-7771	3/15							

Name/Address	Date Appointed	Term	Expires	Eligible For Reappointment
<u>Substance Abuse Professional</u>				
Louis Leake Carolina Treatment Center 7669 Beverly Drive Fayetteville, NC 28314 910-960-7599	9/16	2nd	Oct/18 10/31/18	No
<u>Member of Faith Community</u>				
Augusta Newman 450 Bladen Circle Fayetteville, NC 28312 709-8344/555-5555	9/16	1st	Sept/18 9/30/18	Yes
<u>Person Under Age 18</u>				
Gregory Raymond Koonce Jr. 1833 Notre Dame Place Fayetteville, NC 28304 483-3604/723-1149/814-7336 <a href="mailto:gregoryjrk@embarqmail.com">gregoryjrk@embarqmail.com</a>	12/16	1st	Dec/18 12/31/18	Yes
<u>Juvenile Defense Attorney</u>				
<b>VACANT (Vacated by J. Bailer)</b>	10/14	1st	Oct/16 10/31/16	Yes
<u>Member of Business Community</u>				
<b>VACANT (Vacated by J. Warren)</b>	9/16	1st	Sept/18 9/30/18	Yes
<u>United Way or Non-Profit</u>				
<b>VACANT (Vacated by R. Beck)</b>	9/16	1st	Sept/18 9/30/18	Yes
<u>At Large Representatives</u>				
Detective Melton Brown 300 Ruth Street Spring Lake, NC 28390 436-7167	8/15	2nd	Aug/17 8/31/17	No

Name/Address	Date Appointed	Term	Expires	Eligible For Reappointment
Deborah L. Rosen 317 Sharpsburg Road Fayetteville, NC 28311 988-0493/243-9188	9/16	1st	Apr/17 4/30/17	Yes
*serving unexpired term; eligible for two additional terms*				
Dr. Rebecca Campbell 7027 Darnell Street Fayetteville, NC 28314 910-487-1555	9/16	1st	Oct/18 10/31/18	Yes
Sonya Thompson 410 Ray Street Fayetteville, NC 28301 323-3421 x 2123	8/15	2nd	Aug/17 8/31/17	No
Dwight Creech 906 Wattle Bird Drive Fayetteville, NC 28312 910-461-6519	4/15	1st	Apr/17 4/30/17	Yes
Densie D. Lucas 106 Carmichael Lane Spring Lake, NC 28390 497-1227/672-2287	9/16	1st	Oct/18 10/31/18	Yes
Crystal Bennett 2654 Rivercliff Road Fayetteville, NC 28301 429-4930/475-3287	9/16	1st	Oct/18 10/31/18	Yes

Non-Voting Member

Ronald Tillman  
DJJDP Regional Consultant  
100 Dillion Drive  
Butner, North Carolina 27509  
Phone: 919-575-3166 (W)

Meetings: Second Wednesday of each month at 1:15 PM. CC CommuniCare Conference Room –109  
Bradford Ave, Fayetteville, NC 28301.  
Contact: Kim Cribb JCPC Coordinator – 678-7819

**APPLICANTS FOR  
CUMBERLAND COUNTY JUVENILE CRIME PREVENTION COUNCIL**

<b>NAME/ADDRESS/TELEPHONE</b>	<b>OCCUPATION</b>	<b>EDUCATIONAL BACKGROUND</b>
BENSON, GARRICK (B/M) 2835 MARCUS JAMES DRIVE FAYETTEVILLE NC 28306 797-5477/907-4654 Graduate-County Citizens' Academy: NO Graduate-Institute for Community Leadership: NO Graduate-Leadership Fayetteville: NO Graduate-United Way's Multi-Cultural Leadership Program: NO Graduate-other leadership academy: NO	US ARMY OFFICER FORT BRAGG	BA-POLITICAL SCIENCE
BROOKS, FAITH (-/F) 437 BRISTLECONE DRIVE FAYETTEVILLE NC 28311 919-432-7218/919-322-2169 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 TOTAL OUTSOURCED SYSTEMS	COLLEGE
BROWN, MARGARET M. (B/F) 2729 MILLMANN RD FAYETTEVILLE, NC 28304 670-0552/432-5626 <a href="mailto:DRMARJIBROWN@GMAIL.COM">DRMARJIBROWN@GMAIL.COM</a> 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 <b>CATEGORY: GENERAL PUBLIC</b>	EXECUTIVE ASSISTANT US SEPCIAL OPS COMMAND	DOCTORATE MASTERS
BROWN, PAUL RAYMOND (B/M) 5412 FINISH LINE DRIVE HOPE MILLS, NC 28348 484-3884/494-8742/432-3746 <a href="mailto:PAUL.BROWN90@AOL.COM">PAUL.BROWN90@AOL.COM</a> 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 <b>CATEGORY: GENERAL PUBLIC</b>		
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

**CUMBERLAND COUNTY JUVENILE CRIME PREVENTION COUNCIL, PAGE 2**

<b><u>NAME/ADDRESS/TELEPHONE</u></b>	<b><u>OCCUPATION</u></b>	<b><u>EDUCATIONAL BACKGROUND</u></b>
<p>CORBIN, DR. DENNIS (B/M)                      1327 VANDENBURG DRIVE                      FAYETTEVILLE, NC 28312                      910-672-1737                      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</p>	<p>COLLEGE PROFESSOR                      FSU</p>	<p>BA-HISTORY</p>
<p>COVINGTON, SHANTAL (B/F)                      2221 MOSSY CUP LANE                      FAYETTEVILLE NC 28304                      828-308-5582/978-9531                      Graduate-County Citizens' Academy: YES                      Graduate-Institute for Community Leadership: YES                      Graduate-Leadership Fayetteville: NO                      Graduate-United Way's Multi-Cultural Leadership Program: YES                      Graduate-other leadership academy: NO</p>	<p>ASSISTANT DIRECTOR                      LITTLE RED SCHOOL HOUSE</p>	<p>BACHELORS-SOCIAL WORK</p>
<p>DAVIS, CHRISTOPHER (B/M)                      3009 CARULA LANE                      FAYETTEVILLE NC 28306                      803-546-1047                      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</p>	<p>RETIRED MILITARY</p>	<p>BS-PHYSICS</p>
<p>DIXON, MATTHEW (-/M)                      8404 FRENCHORN LANE                      FAYETTEVILLE, NC 28314                      867-7807/818-8134  <a href="mailto:MDIXON2199@YAHOO.COM">MDIXON2199@YAHOO.COM</a>                      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</p>	<p>STUDENT</p>	<p>HIGH SCHOOL</p>
<b><i>CATEGORY: PERSON UNDER 21</i></b>		
<p>GAUSE, TRAVIS (B/M)                      1314 AZTEK PLACE                      FAYETTEVILLE NC 28314                      487-0718/336-250-5100/907-5738  <a href="mailto:TRAVISAGAUSE@GMAIL.COM">TRAVISAGAUSE@GMAIL.COM</a>                      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</p>	<p>US ARMY</p>	<p>HIGH SCHOOL</p>
<b><i>CATEGORY: GENERAL PUBLIC</i></b>		

CUMBERLAND COUNTY JUVENILE CRIME PREVENTION COUNCIL, PAGE 3

<u>NAME/ADDRESS/PHONE</u>	<u>OCCUPATION</u>	<u>EDUCATIONAL BACKGROUND</u>
HAMILTON, ROBERT (W/M) 149 WADING CREEK LN FAYETTEVILLE NC 28306 336-430-6329/618-0422 <u>SKYLUR1994@GMAIL.COM</u> 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 <b>CATEGORY: GENERAL PUBLIC</b>	CAR RENTAL ENTERPRISE RENT-A-CAR	BA-HISTORY
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 TECH. SELF EMPLOYED	SOME COLLEGE
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
INCE, DAMARIS (B/F) 3410 MARITA DRIVE FAYETTEVILLE, NC 28311 778-9570/488-6901 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	CASHIER BIG LOTS	NONE LISTED
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

**CUMBERLAND COUNTY JUVENILE CRIME PREVENTION COUNCIL, PAGE 4**

<b>NAME/ADDRESS/PHONE</b>	<b>OCCUPATION</b>	<b>EDUCATIONAL BACKGROUND</b>
<p>JOHNSON, RAYMOND E. JR. (-/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: NO                      Graduate-other leadership academy: MILITARY LEADERSHIP SCHOOL</p>	<p>RETIRED ARMY</p>	<p>MA-HUMAN RELATIONS                      BS-ACCOUNTING</p>
<p>JONES, ANGEL (B/F)                      121 KENSINGTON CIRCLE                      FAYETTEVILLE, NC 28301                      703-3850/484-1003                      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</p>	<p>CREW TRAINER                      HARDEES</p>	<p>SOME COLLEGE</p>
<p>KELLER, BEVERLY (B/F)                      7721 DUNDENNON DRIVE                      FAYETTEVILLE NC 28306                      867-8199/988-0683                      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</p>	<p>GUIDANCE COUNSELOR                      CC SCHOOLS</p>	<p>BACHELORS-CRIMINAL JUSTICE                      MA-SCHOOL COUNSELOR</p>
<p>LEVEY, AVALON (W/F)                      911 SHELL DRIVE #225                      SPRING LAKE, NC 28390                      612-875-1588                      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</p>	<p>WRITER                      ANALYST</p>	<p>BA-ECONOMICS</p>
<p>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</p>	<p>CONTRACTOR                      FT. BRAGG</p>	<p>SOME COLLEGE</p>

CUMBERLAND COUNTY JUVENILE CRIME PREVENTION COUNCIL, PAGE 5

NAME/ADDRESS/PHONE	OCCUPATION	EDUCATIONAL BACKGROUND
MARABLE, KATHERINE (B/F) 1805 MCGOUGAN DRIVE FAYETTEVILLE NC 28303 486-9035/937-545-4996 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 EDUCATOR CC SCHOOLS	MASTERS
MARTINEZ, LETITIA (B/F) 1509 EPIC WAY HOPE MILLS, NC 28348 551-1011/907-3231 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	MILITARY PAY TECH DEPT. OF DEFENSE	SOME COLLEGE
MCFADDEN, JENSON (B/M) 1717 SYKES POND RD FAYETTEVILLE NC 28304 868-9067/850-8409 <b>**SERVES ON THE WORKFORCE DEVELOPMENT BOARD**</b> 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	LOGISTICS MANAGEMENT CENTER DM TRANSPORTATION	SOME COLLEGE
MCLEAN, CHRISTIAN (B/M) 428 ANDOVER ROAD FAYETTEVILLE NC 28311 910-797-0694 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	BASKIN-ROBBINS	STUDENT
MCNEILL, TERESA R (B/F) 3918 METEOR DRIVE HOPE MILLS NC 28348 429-4482/483-3648 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 SYSTEM ANALYST FAYETTEVILLE METROPOLITAN HOUSING	PHD STUDENT MASTERS-PUBLIC ADMIN BA-PUBLIC ADMIN

**CUMBERLAND COUNTY JUVENILE CRIME PREVENTION COUNCIL, PAGE 6**

<u>NAME/ADDRESS/PHONE</u>	<u>OCCUPATION</u>	<u>EDUCATIONAL BACKGROUND</u>
MINER, ARCHBISHOP JOHN ANTOINE (B/M) 217 INGLESIDE DRIVE FAYETTEVILLE NC 28303 835-6177/364-9522 <a href="mailto:APOSTLE.MINER@GMAIL.COM">APOSTLE.MINER@GMAIL.COM</a> 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 <b>CATEGORY: MEMBER OF FAITH COMMUNITY</b>	PASTOR RETIRED ARMY	DOCTOR OF PHILOSOPHY
ONUFER, MICHAEL J. (W/M) 356 TARTAN CT FAYETTEVILLE, NC 28301 475-3023/789-0796 <a href="mailto:MICHAEL.J.ONUFER@NCCOURTS.ORG">MICHAEL.J.ONUFER@NCCOURTS.ORG</a> 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 <b>CATEGORY: JUVENILE DEFENSE ATTORNEY &amp; GENERAL PUBLIC</b>	ATTORNEY CC PUBLIC DEFENDER	LAW SCHOOL
PAYTON, JAMERUS R. (B/M) 1425 GENERAL LEE AVE FAYETTEVILLE NC 28305 214-274-0911/677-5388 Graduate-County Citizens' Academy: NO Graduate-Institute for Community Leadership: NO Graduate-Leadership Fayetteville: NO Graduate-United Way's Multi-Cultural Leadership Program: YES Graduate-other leadership academy: NO	PRODUCTION SUPERVISOR EATON	MS - MANAGEMENT BS-ELECTRONICS BS-MANUFACTURING SYSTEMS
PAVLOSKY, DEREK (-/M) 6695 BURGENFIELD DRIVE FAYETTEVILLE NC 28314 910-478-8691 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	CORRECTIONS OFFICER US MARINE CORPS	CURRENT STUDENT
RIVERS, RHONNISHA (-/F) 7774 S. SHIELD DRIVE FAYETTEVILLE, NC 28314 779-2005/988-7835/615-8086 <a href="mailto:RNRIVERS07@GMAIL.COM">RNRIVERS07@GMAIL.COM</a> 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 <b>CATEGORY: GENERAL PUBLIC</b>	REGISTERED NURSE CAPE FEAR VALLEY	BSN

CUMBERLAND COUNTY JUVENILE CRIME PREVENTION COUNCIL, PAGE 7

NAME/ADDRESS/PHONE	OCCUPATION	EDUCATIONAL BACKGROUND
<p>SAMPSON, CHAS L. (B/M)            2125 VALLEYGATE DRIVE            FAYETTEVILLE NC 28303            571-289-0476/672-6166  <u>CHASSAMPSON@GMAIL.COM</u></p>	<p>NON-PROFIT EXECUTIVE            FAMILY ENDEAVORS</p>	<p>BS-PSYCHOLOGY, MS</p>
<p>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  <b>CATEGORY: GENERAL PUBLIC</b></p>		
<p>SHORT, LYDIA (-/F)            644 WOODBURN DRIVE            FAYETTEVILLE NC 28311            207-783-4006/910-922-9366</p>	<p>STUDENT</p>	<p>CURRENT STUDENT</p>
<p>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</p>		
<p>SIMMONS, MICHAEL (B/M)            2720 CREEKDEW COURT            FAYETTEVILLE NC 28306            443-866-0020/485-4416</p>	<p>RETIRED MILITARY</p>	<p>SOME COLLEGE</p>
<p>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</p>		
<p>SPRINGFIELD, BEATRICE T. (-/F)            233 PROCTOR COURT            FAYETTEVILLE NC 28311            580-3312/396-3428</p>	<p>ARMY NETWORK AUDIT ANALYST            FT. BRAGG GROUND INTELLIGENCE</p>	<p>BS-INFORMATION TECH.</p>
<p>Graduate-County Citizens' Academy: NO            Graduate-Institute for Community Leadership: YES            Graduate-Leadership Fayetteville: YES            Graduate-United Way's Multi-Cultural Leadership Program: NO            Graduate-other leadership academy: NO</p>		
<p>STRANGE, JONATHAN C. (W/M)            720 CAMWHEEL DRIVE            HOPE MILLS NC 28348            919-810-5129/822-5000</p>	<p>ATTORNEY            THE STRANGE LAW FIRM</p>	<p>BS-SECONDARY EDUCATION            JD</p>
<p>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</p>		

CUMBERLAND COUNTY JUVENILE CRIME PREVENTION COUNCIL, PAGE 8

NAME/ADDRESS/PHONE	OCCUPATION	EDUCATIONAL BACKGROUND
STROUD-MELVIN, OCIE J (B/M) 1421-A IRELAND DRIVE FAYETTEVILLE, NC 28304 299-8489/401-6123 <a href="mailto:OCIE.STROUD-MELVIN@PIEDMONTNG.COM">OCIE.STROUD-MELVIN@PIEDMONTNG.COM</a>	CUSTOMER CONTACT REP PIEDMONT NATURAL GAS	BS-CRIMINAL JUSTICE
Graduate-County Citizens' Academy: NO Graduate-Institute for Community Leadership: NO Graduate-Leadership Fayetteville: NO Graduate-United Way's Multi-Cultural Leadership Program: NO Graduate-other leadership academy: NO <b>CATEGORY: GENERAL PUBLIC</b>		
SULLIVAN, LARRY D. (B/M) 616 SPY GLASS DRIVE FAYETTEVILLE NC 28311 868-1227/273-8247	RETIRED	AAS-CRIMINAL JUSTICE
Graduate-County Citizens' Academy: NO Graduate-Institute for Community Leadership: NO Graduate-Leadership Fayetteville: NO Graduate-United Way's Multi-Cultural Leadership Program: NO Graduate-other leadership academy: NO		
TAYLOR, CARLA F. (B/F) 1721 ELDRIDGE STREET FAYETTEVILLE, NC 28301 703-1266/826-3067	EARLY CHILDHOOD CONSULTANT	BS-PSYCHOLOGY
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		
THOMAS, TERRI (B/F) 508 SPAULDING STREET FAYETTEVILLE, NC 28301 988-7672/483-2719	EXECUTIVE DIRECTOR VISION RESOURCE CENTER	BA-ECONOMICS & BUSINESS MGMT
<b>**SERVES ON THE ABC BOARD**</b> 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		
VAUGHAN, FELICIA (B/F) 1531 PINEBROOK DRIVE FAYETTEVILLE NC 28314 434-594-6737/433-2616	INTERN FUNERAL DIRECTOR CUNNINGHAM & SONS	HIGH SCHOOL
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		

CUMBERLAND COUNTY JUVENILE CRIME PREVENTION COUNCIL, PAGE 9

<u>NAME/ADDRESS/PHONE</u>	<u>OCCUPATION</u>	<u>EDUCATIONAL BACKGROUND</u>
VISEK, MELISSA (W/F) 527 FOXLAIR DRIVE FAYETTEVILLE NC 28311 482-3344/964-7603 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 FEDERAL CIVILIAN EMPLOYEE	HIGH SCHOOL
WASHINGTON, BRIANNE (B/F) 1074 ELLIOTT CIRCLE FAYETTEVILLE NC 28301 229-1499/419-1791 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	NONE LISTED	BACHELORS
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
WILLIAMS, ALFREDA (B/F) 628 WELSH PLACE FAYETTEVILLE NC 28303 920-3764/229-6556/643-8544 <a href="mailto:FREDA_WMS08@YAHOO.COM">FREDA_WMS08@YAHOO.COM</a> 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 <b>CATEGORY: GENERAL PUBLIC</b>		



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. 76

January 10, 2017

**January 17, 2017 Agenda Item**

TO: Board of Commissioners

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

SUBJECT: Cumberland County Local Emergency Planning Committee

BACKGROUND: The Cumberland County Local Emergency Planning Committee (LEPC) has the following three (3) vacancies:

Law Enforcement Representative:

**Captain J. T. Morgan** – completed first term. Eligible for reappointment. The LEPC recommends the reappointment of Captain J. T. Morgan. (See attached.)

Health Representative:

**Greg Phillips** – completed first term. Eligible for reappointment. The LEPC recommends the reappointment of Greg Phillips. (See attached.)

First Aid Representative:

**James Bullard Jr.** – completed first term. Eligible for reappointment. The LEPC recommends the reappointment of James Bullard Jr. (See attached.)

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

**PROPOSED ACTION: Nominate individuals to fill the three (3) vacancies above.**

pc: Gene Booth, Emergency Services

Attachments

## **Cumberland County Emergency Planning Committee**

The Cumberland County Emergency Planning Committee's primary task is to serve as a liaison between industry and the community by working with facilities to develop their facility emergency response plans.

**Statutory Authorization:** Emergency Planning and Community Right to Know Act of 1986 (301C)

### **Member Specifications:**

13 Members (Minimum) with Specific Categories:

- Print and Broadcast Media
- Operators of Facilities
- Law Enforcement
- Emergency Management
- Community Group
- Transportation
- Health
- Hospital
- Fire Fighter
- First Aid
- At-large
- Local Environmental Representative
- Utilities

**Term:** 3 Years

**Compensation:** None

### **Duties:**

- Provide a basis for the community to develop and tailor a chemical emergency planning and response program to suit its needs;
- Provide the public with identity, quantity, location, and properties of hazardous substances in the community;
- Review the county and facility plans annually and conduct emergency drills to test the plan. The annual review of the plan should include a hazards analysis and an evaluation of available resources that could be used during a response for a chemical incident.

**Meetings:** On the last Thursday of the first month of each quarter at 10:00 AM. Members are also required to attend and work with the subcommittee they are assigned to. The meetings generally last approximately one hour. The time required for the subcommittee would vary depending on the nature of the subcommittee (i.e., Membership, Resources, Exercise, Planning, etc.)

**Meeting Location:** Public Works Commission 955 Old Wilmington Road Fayetteville, NC

## Kellie Beam

---

**From:** Gene Booth  
**Sent:** Thursday, January 05, 2017 3:27 PM  
**To:** Kellie Beam  
**Cc:** James Bullard (jbullard@capefearvalley.com)  
**Subject:** LEPC Membership

Kellie,

Following a review of the LEPC membership the following reappointments need to be made. Call me if you have any questions.

Captain J. T. Morgan (Law Enforcement Representative) on the LEPC has completed his first term and is eligible for reappointment. The LEPC recommends the reappointment of Captain J. T. Morgan. Captain Morgan has indicated he is willing to serve a second term.

Greg Phillips (Health Representative) on the LEPC has completed his first term and is eligible for reappointment. The LEPC recommends the reappointment of Greg Phillips. Mr. Phillips has indicated he is willing to serve a second term.

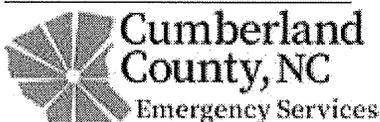
James Bullard Jr. (First Aid Representative) on the LEPC has completed his first term and is eligible for reappointment. The LEPC recommends the reappointment of James Bullard Jr. Mr. Bullard has indicated he is willing to serve a second term.

The LEPC will continue working on filling the following vacant positions: Local Environmental Representative, Transportation Representative and Utilities Representative. The LEPC will send recommendations for these positions as soon as possible.

Thank you so much.

Gene

Gene Booth  
Emergency Management Coordinator  
131 Dick St Rm. 4  
Fayetteville, NC 28306  
910-678-7641 Office  
910-687-7642 Fax  
910-850-8166 Cell  
[wbooth@co.cumberland.nc.us](mailto:wbooth@co.cumberland.nc.us)  
[www.co.cumberland.nc.us](http://www.co.cumberland.nc.us)



CUMBERLAND COUNTY  
LOCAL EMERGENCY PLANNING COMMITTEE  
3 Year Term  
(Staggered Terms Initially)

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For Reappointment</u>
<u>Print and Broadcast Media Representative</u>				
Kevin Arata City of Fayetteville 582 Broyhill Road Fayetteville, NC 28314 920-2914/540-207-3264	11/16	1st full	Aug/19 8/31/19	Yes
Sean Swain CC Sheriff's Office PIO 5315 Fisher Road Fayetteville, NC 28304 910-849-4004	11/16	1st	Nov/19 11/30/19	Yes
<u>Operators of Facilities Representative</u>				
Gary Tew 339 Euclid Street #3 Stedman, NC 28391 322-6595/485-9263	5/15	1st	May/18 5/31/18	Yes
Mark Ingram (Dupont) 2507 Torcross Drive Fayetteville, NC 28304 483-6646/678-1860	9/14	1 <sup>st</sup>	Sep/17 9/30/17	Yes
Robert Melvin (Eaton Corporation) <b>338 Hilliard Drive</b> <b>Fayetteville, NC 28311</b> <b>482-4266/677-5219</b>	11/16	1st	Nov/19 11/30/19	Yes
Tony Collado (Valley Proteins) <b>3814 Corapeake Drive</b> <b>Fayetteville, NC 28312</b> <b>323-4112/323-9600</b>	11/16	1st	Nov/19 11/30/19	Yes

Cumberland County Local Emergency Planning Committee, page 2

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For Reappointment</u>
<u>Law Enforcement Representative</u>				
Lt. Freddie Johnson Jr. NC Highway Patrol 5455 Grimes Road Fayetteville, NC 28306 423-6881/486-1058	4/16	2nd	Apr/19 4/30/19	No
<u>Captain J.T. Morgan</u> Cumberland Co. Sheriff's Office 131 Dick Street Fayetteville, NC 28301 751-1412/677-5587	5/15	1 <sup>st</sup>	Dec/16 12/31/16	Yes
		(serving unexpired term; eligible for one additional term)		
Brett Chandler Fayetteville Police Department 5337 Anna Belle Lane Wade, NC 28395 273-0529/433-1885	11/16	1st	Nov/19 11/30/19	Yes
<u>Emergency Management Representative</u>				
Tim Mitchell Cumberland County Emergency Services 8593 Beaver Dam Road Autryville, NC 28318 678-6734/818-6469	11/16	1st	Nov/19 11/30/19	Yes
<u>Community Group Representative</u>				
Stephen Rogers Home Safe Home Inventory 445 McRae Drive Fayetteville, NC 28305 484-1818/884-7021	10/15	1 <sup>st</sup>	Oct/18 10/31/18	Yes
<u>Transportation Representative</u>				
VACANT (vacated by Eddie Smith)	12/09	1st	Dec/12 12/31/12	Yes
<u>Health Representative</u>				
Greg Phillips Cumberland County Public Health 801 Sandalwood Drive Fayetteville, NC 28304 910-364-3362	11/13	1st	Nov/16 11/30/16	Yes

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For Reappointment</u>
<u>Hospital Representative</u>				
Marsha Lunt 227 Summertime Road Fayetteville, NC 28303 868-1207/907-6688	2/16	2nd	Feb/19 2/28/19	No
<u>Fire Fighting Representative</u>				
Ronnie Willet Fire/Emergency Management City of Fayetteville 8927 Main Street Godwin, NC 28344 391-8093/433-1413	12/14	1 <sup>st</sup> full term	Dec/17 12/31/17	Yes
(serving unexpired term; eligible for one additional term)				
<u>First Aid Representative</u>				
James Bullard Jr. Cumberland Co. EMS/Emergency Management Cape Fear Valley Health System 610 Gillespie St Fayetteville, NC 28306 615-5696/988-8871	11/13	1 <sup>st</sup> full term	Nov/16 11/30/16	Yes
(serving unexpired term; eligible for one additional term)				
<u>At-Large Representative</u>				
Calvin Bishop 1803 Fargo Drive Fayetteville, NC 28304 229-5192/229-5102	11/16	1 <sup>st</sup>	Nov/19 11/30/19	Yes
Henry Eisenbarth 786 Ashfield Drive Fayetteville, NC 28311 480-0012/624-2304	11/16	1st	Nov/19 11/30/19	Yes
<u>Local Environmental Representative</u>				
VACANT (Vacated by P. Rawls)	2/10	1st	Feb/13 2/28/13	Yes
<u>Utilities Representative</u>				
Rhonda Fokes Public Works Commission 6230 King Hiram Road Hope Mills, NC 28348 303-4622/391-2142	11/16	1st	Nov/19 11/30/19	Yes

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For Reappointment</u>
VACANT (Vacated by A. Moore)	8/13	2nd	Aug/16 8/31/16	No

Ex-Officio/Voting Member:

Jimmy Keefe, County Commissioner

Emergency Management

Randy Beeman, Cumberland County Emergency Services

Gene Booth, Cumberland County Emergency Services

Fayetteville Fire/Emergency Management

Ben Major, Chief, Fayetteville Fire Department

County Manager

Amy Cannon, County Manager

Hazardous Materials Response Team Leader

Bobby Brinson, City of Fayetteville Fire Department

Contacts: Randy Beeman, Emergency Services Director – 321-6960

Gene Booth, Emergency Management Officer – 678-7641

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

**APPLICANTS FOR  
CUMBERLAND COUNTY LOCAL EMERGENCY PLANNING COMMITTEE**

<b><u>NAME/ADDRESS/TELEPHONE</u></b>	<b><u>OCCUPATION</u></b>	<b><u>EDUCATIONAL BACKGROUND</u></b>
<p>AUBREY, PETER W. (W/M) 339 SANDWEDGE DRIVE FAYETTEVILLE, NC 28311 779-1031/364-4411 Graduate-County Citizens' Academy: NO Graduate-Institute for Community Leadership: NO Graduate-Leadership Fayetteville: NO Graduate-United Way's Multi-Cultural Leadership Program: NO Graduate-other leadership academy: MILITARY ACADEMIES</p>	<p>NATIONAL SECURITY CONSULTANT STRATEGIC OPPORTUNITIES INT.</p>	<p>BA-HISTORY MA-POLITICAL SCIENCE MA-STRATEGIC STUDIES</p>
<p>BETHEA, ORA L (B/F) 339 NEVILLE STREET FAYETTEVILLE NC 28301 910-483-7436 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</p>	<p>RETIRED CONTRACTING OFFICIAL FEDERAL GOVERNMENT</p>	<p>BS-BUSINESS ADMIN.</p>
<p>GOODEN, RODERICK J. (B/M) 706 DANDRIDGE DRIVE FAYETTEVILLE NC 28303 339-6600/728-6228 Graduate-County Citizens' Academy: NO Graduate-Institute for Community Leadership: NO Graduate-Leadership Fayetteville: NO Graduate-United Way's Multi-Cultural Leadership Program: NO Graduate-other leadership academy: MILITARY ACADEMIES</p>	<p>RETIRED ARMY</p>	<p>CURRENT STUDENT</p>
<p>HAMMOND, BENJAMIN R. (W/M) 2021 WADE STEDMAN ROAD STEDMAN NC 28391 424-3009/703-5848 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</p>	<p>POLICE OFFICER FAYETTEVILLE PD</p>	<p>SOME COLLEGE</p>
<p>JOHNSON, ROSEMARY M. (B/F) 1323 OAK KNOLLS DRIVE FAYETTEVILLE NC 28314 910-336-0022/910-848-2377 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</p>	<p>HOUSING COUNSELOR BLUE SPRINGS COMMUNITY DEVELOPMENT</p>	<p>SOME COLLEGE</p>

**Emergency Planning Committee, Page 2**

<u>NAME/ADDRESS/TELEPHONE</u>	<u>OCCUPATION</u>	<u>EDUCATIONAL BACKGROUND</u>
LANTHORN, JOHNNY (W/M) 6841 MAIN STREET WADE, NC 28395 624-5728/223-4817	POWER PLANT SUPERVISOR PWC	SOME COLLEGE
*SERVES ON THE AIR QUALITY STAKEHOLDERS COMMITTEE*		
Graduate-County Citizens' Academy: NO Graduate-Institute for Community Leadership: YES Graduate-Leadership Fayetteville: YES Graduate-United Way's Multi-Cultural Leadership Program: NO Graduate-other leadership academy: NO		
LODHI, MUHAMMAD DR. (ASIAN/M) 2008 ASHRIDGE DRIVE FAYETTEVILLE NC 28304 401-2137/651-983-3903	COLLEGE PROFESSOR FTCC	PHD-PLANT BREEDING BIOMETRY MS-HORTICULTURE
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		
MANLEY, DANIEL E. (W/M) 7323 SCENIC VIEW DRIVE FAYETTEVILLE NC 28306 426-0131/394-2465	FIREFIGHTER CAPTAIN FORT BRAGG FIRE	AAS BS MLS
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		
MCFADDEN, JENSON (B/M) 1717 SYKES POND RD FAYETTEVILLE NC 28304 868-9067/850-8409	LOGISTICS MANAGEMENT CENTER DM TRANSPORTATION	SOME COLLEGE
**SERVES ON THE WORKFORCE DEVELOPMENT BOARD**		
Graduate-County Citizens' Academy: NO Graduate-Institute for Community Leadership: NO Graduate-Leadership Fayetteville: NO Graduate-United Way's Multi-Cultural Leadership Program: NO Graduate-other leadership academy: NO		
MEHTA, NAYNESH (ASIAN-INDIAN/M) 229 FOREST CREEK DRIVE FAYETTEVILLE NC 28303 910-494-2037	HOTEL MANAGEMENT FIVE POINTS HOSPITALITY	BS-COMPUTER ENGINEERING
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		

**Emergency Planning Committee, Page 3**

<b>NAME/ADDRESS/TELEPHONE</b>	<b>OCCUPATION</b>	<b>EDUCATIONAL BACKGROUND</b>
PAYTON, JAMERUS R. (B/M) 1425 GENERAL LEE AVE FAYETTEVILLE NC 28305 214-274-0911/677-5388 Graduate-County Citizens' Academy: NO Graduate-Institute for Community Leadership: NO Graduate-Leadership Fayetteville: NO Graduate-United Way's Multi-Cultural Leadership Program: YES Graduate-other leadership academy: NO	PRODUCTION SUPERVISOR EATON	MS - MANAGEMENT BS-ELECTRONICS BS-MANUFACTURING SYSTEMS
RODRIGUEZ, JOSE A. (H/M) 265 KENWOOD DRIVE FAYETTEVILLE NC 28311 213-3570/483-3101 Graduate-County Citizens' Academy: NO Graduate-Institute for Community Leadership: NO Graduate-Leadership Fayetteville: NO Graduate-United Way's Multi-Cultural Leadership Program: NO Graduate-other leadership academy: VARIOUS MILITARY LEADERSHIP ACADEMIES	SOCIAL STUDIES TEACHER DOUGLAS BYRD MIDDLE SCHOOL RETIRED ARMY	BS-SOCIAL SCIENCES MA-BUSINESS
ROSEN, DEBORAH L. (W/F) 317 SHARPSBURG ROAD FAYETTEVILLE, NC 28311 988-0493/243-9188 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	EXECUTIVE ASSISTANT DEPT OF THE ARMY	BACHELORS DEGREE
STRANGE, JONATHAN C. (W/M) 720 CAMWHEEL DRIVE HOPE MILLS NC 28348 919-810-5129/822-5000 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	ATTORNEY THE STRANGE LAW FIRM	BS-SECONDARY EDUCATION JD
STROUD-MELVIN, OCIE (B/M) 1421-A IRELAND DRIVE FAYETTEVILLE NC 28304 299-8489/401-6123 <a href="mailto:OCIE.STROUD-MELVIN@PIEDMONTNG.COM">OCIE.STROUD-MELVIN@PIEDMONTNG.COM</a> 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	CUSTOMER CONTACT REP PIEDMONT NATURAL GAS	BS-CRIMINAL JUSTICE

**CATEGORY: UTILITIES REPRESENTATIVE**

Emergency Planning Committee, Page 4

NAME/ADDRESS/TELEPHONE	OCCUPATION	EDUCATIONAL BACKGROUND
<p>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</p>	<p>RETIRED</p>	<p>AAS-CRIMINAL JUSTICE</p>
<p>TAYLOR, PAUL L. (OTHER/M)            3283 FLORIDA DRIVE            FAYETTEVILLE NC 28301            910-751-0435            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</p>	<p>RETIRED</p>	<p>4 YEAR DEGREE</p>
<p>WALKER, AVA (B/F)            6420 TARBERT AVE            FAYETTEVILLE, NC 28304            229-8031/978-5347            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</p>	<p>HOMEMAKER</p>	<p>BA-JOURNALISM            BA-BROADCASTING</p>
<p>WARREN, JONATHAN S. SR (H/M)            1585 RAINSFORD DR            FAYETTEVILLE NC 28311            354-0676            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</p>	<p>BUSINESS            DARKHORSE LLC</p>	<p>BS-BUSINESS ADMIN.            MBA</p>
<p>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</p>	<p>EDUCATOR            CC SCHOOLS</p>	<p>COLLEGE</p>

**\*SERVES ON THE WORKFORCE DEVELOPMENT BOARD\***

**Emergency Planning Committee, Page 5**

<b><u>NAME/ADDRESS/TELEPHONE</u></b>	<b><u>OCCUPATION</u></b>	<b><u>EDUCATIONAL BACKGROUND</u></b>
YOUNG, CHRISTOPHER (W/M) 5625 NIX ROAD FAYETTEVILLE NC 28314 224-6324/764-9551 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 BOOZ ALLEN HAMILTON	BACHELORS



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. 8A

January 10, 2017

**January 17, 2017 Agenda Item**

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

BACKGROUND: On January 3, 2017, the Board of Commissioners nominated the following individual to fill one (1) vacancy on the Board of Health:

Optometrist:  
**Dr. William Philbrick** (reappointment)

The current membership roster for the Board of Health is attached.

**PROPOSED ACTION:** Appoint individual to fill the one (1) vacancy on the Board of Health.

Attachment

cc: Buck Wilson, Public Health Director

## BOARD OF HEALTH

3 Year Term

*(All terms expire on December 31<sup>st</sup> per NCGS § 130A-35)*

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For Reappointment</u>
<u>Veterinarian</u>				
Dr. Heather Burkhardt (W/F) 5226 Lacross Point Parkton, NC 28371 910-489-2336	2/16	2 <sup>nd</sup>	Dec/18 <b>12/31/18</b>	No
<u>Physician</u>				
Dr. Sanjay Shah 308 Forest Creek Drive Fayetteville, NC 28303 864-4080 / 987-2571	12/14	2 <sup>nd</sup>	Dec/17 <b>12/31/17</b>	No
<u>Dentist</u>				
Dr. Oliver L. Hodge Jr. (B/M) 537 Old Farm Rd Fayetteville, NC 28314 487-0886/483-0409	2/16	2 <sup>nd</sup>	Dec/18 <b>12/31/18</b>	No
<u>Registered Nurse</u>				
Sonja Council, RN 2214 Puffin Place Fayetteville, NC 28306 864-1651/615-6139	2/16	1 <sup>st</sup>	Dec/18 <b>12/31/18</b>	Yes
<u>Optometrist</u>				
Dr. William Philbrick (W/M) 321 Springbrook Place Fayetteville, NC 28305 485-4580/484-6178	12/13	1 <sup>st</sup>	Dec/16 <b>12/31/16</b>	Yes
<u>Pharmacist</u>				
Dr. Carl Creech (W/M) 322 Westview Drive Fayetteville, NC 28303 425-7298/615-1808	12/14	1 <sup>st</sup>	Dec/17 <b>12/31/17</b>	Yes
<u>Engineer</u>				
VACANT (Vacated by D. Greyshock)8/14		1 <sup>st</sup>	Dec/16 <b>12/31/16</b>	Yes

*(All terms expire on December 31<sup>st</sup> per NCGS § 130A-35)*

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For Reappointment</u>
<u>Cumberland County Commissioner</u>				
Jeannette Council 3310 Lake Bend Drive Fayetteville, NC 28311 488-0691 (H) / 273-4585 (C)	1/15	1 <sup>st</sup>	Dec/17 <b>12/31/17</b>	Yes
<u>General Public Reps.</u>				
Barbara Stelly (B/F) 3219 Broadview Drive Fayetteville, NC 28301 488-9590 (H) / 488-3098 (W)	12/14	2nd	Dec/17 <b>12/31/17</b>	No
Dr. Connette McMahon (B/F) 4723 Flintcastle Road Fayetteville, NC 28314 867-6704/489-3915	2/16	1st	Dec/18 <b>12/31/18</b>	Yes
Dr. Vikki Andrews (B/F) 2913 Beringer Drive Fayetteville, NC 28306 910-964-5828	2/16	2nd	Dec/18 <b>12/31/18</b>	No

Contact: Buck Wilson, Health Director  
Ashley Yun, Administrative Assistant  
Phone: 433-3705  
Fax: 433-3659

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



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. \_\_\_\_\_

8B

January 10, 2017

**January 17, 2017 Agenda Item**

TO: Board of Commissioners  
FROM: Kellie Beam, Deputy Clerk to the Board *KB*  
SUBJECT: Appointments to the Cape Fear Valley Health System Board of Trustees

BACKGROUND: On January 3, 2017, the Board of Commissioners nominated the following individuals to fill two (2) vacancies on the Cape Fear Valley Health System Board of Trustees:

General Public Position – County Commissioner Appointments:

**Alicia Marks** (new appointment)

**Bradley J. Broussard, MD** (new appointment)

The current membership roster for the Cape Fear Valley Health System Board of Trustees is attached.

**PROPOSED ACTION: Appoint individuals to fill two (2) vacancies on the Cape Fear Valley Health System Board of Trustees.**

Attachment

cc: Mike Nagowski, CEO, Cape Fear Valley Health System

CAPE FEAR VALLEY HEALTH SYSTEM  
BOARD OF TRUSTEES  
3 Year Term

1/15

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

Name/Address	<u>Date</u> Appointed	Term	Expires	<u>Eligible For</u> Reappointment
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Medical Society Rep.

VACANT (waiting on recommendation) 2/15

Jan/16

01/31/16

(Recommended by Medical Society-Appointed by Board of Trustees for one-year term)

**\*\*Per Anita July 2016 – this position is currently vacant and she will send me update once available\***

Chief of Staff

Nitin Desai, MD

10/16

Sept/18

Cross Creek Medical Care

09/30/18

1309 Medical Drive

Fayetteville, NC 28304

437-5130

(Medical Staff Seat: Term from October 1, 2016 to September 30, 2018)

Vice Chief of Staff

Thor Klang, MD

10/16

Sept/18

Cape Fear Cardiology Associates, PA

09/30/18

3634 Cape Center Drive

(Medical Staff Seat: Term from October 1, 2016 to September 30, 2018)

Fayetteville, NC 28304

Medical Doctor

Dr. Sandra Carr Johnson

1/15

1st

Jan/18

Yes

Wade Family Medical Center

01/31/18

2409 Murchison Road

Fayetteville, NC 28301

(County Commissioner Appointee)

Dr. Sanjay Shah

1/15

1st

Jan/18

Yes

308 Forest Creek Drive

1/31/18

Fayetteville, NC 28303

(County Commissioner Appointee)

864-4080/987-2571

R.N. Position

Betsy Bradshaw, RN, FNP

2/14

1<sup>st</sup>

Jan/17

Yes

2816 Millbrook Road

1/31/17

Fayetteville, NC 28303

(CFVHS Appointee)

Murtis Worth, RN

2/16

1st

Jan/19

Yes

2504 N. Edgewater Drive

1/31/19

Fayetteville, NC 28303

(County Commissioner Appointee)

484-0344/672-2891

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

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For Reappointment</u>
<u>General Public (6)</u>				
Billy R. King 739 Ashfield Drive Fayetteville, NC 28311 822-0892/822-6676	2/16	1st	Jan /19 01/31/19	Yes
	(County Commissioner Appointee)			
Duane DeGaetano, President Construction Systems, Inc. 6205 Raeford Road Fayetteville, NC 28304 689-2000	2/15		Jan/18 01/31/18	Yes
	(CFVHS Appointee)			
Dr. Warren McDonald 2450 Lull Water Drive Fayetteville, NC 28306 423-5360/818-1146	2/16	1st	Jan/19 1/31/19	Yes
	(County Commissioner Appointee)			
Sandy Ammons 306 Barkley Drive Fayetteville, NC 28303 822-2900/630-7609	1/15	1st	Jan/18 1/31/18	Yes
	(County Commissioner Appointee)			
<b>VACANT</b> (Vacated by M. Williford)	2/14	1st	Jan/17 1/31/17	Yes
	(County Commissioner Appointee)			
Earnest Curry 405 Overton Place Fayetteville, NC 28303 489-8709 (C)	2/14	2nd	Jan/17 1/31/17	No
	(County Commissioner Appointee)			

County Commissioners (7)

Amy Cannon, County Manager - ex officio non-voting member (7/28/87)  
 Thomas Costello, Ex-officio representing Cape Fear Valley Health Foundation (Appt. Feb. 2014)  
 184 Ellerslie Drive  
 Fayetteville, NC 28303 – 860-8501 (W)

Contact: Michael Nagowski, Chief Executive Officer – Main Office 615-6700  
 Anita Melvin, Assistant to CEO – Direct Office 615-5812 – Fax 615-6160  
 admelvin@capefearvalley.com / Reception (Tasina D.) 615-6700  
 PO Box 2000, Fayetteville NC 28302-2000

Regular Meeting: Last Wednesday of each month  
 Meeting held in the Board Room - 6:00 PM  
 (No meetings in July – Nov/Dec combined)