
AGENDA
CUMBERLAND COUNTY BOARD OF COMMISSIONERS
COURTHOUSE – ROOM 118
OCTOBER 16, 2017
6:45 PM

INVOCATION - Commissioner Jimmy Keefe

PLEDGE OF ALLEGIANCE – Commissioner Jimmy Keefe

Recognition of Billy D. Horne for Years of Public Service

Introduction of Fayetteville-Cumberland Youth Council Members:

Crystal Glover, Youth Development & Cultural Arts Program Coordinator
Rebecca Mitchel – Designated Youth Representative
2017-2018 New Members of the Fayetteville-Cumberland Youth Council

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

1. Approval of Agenda

2. Presentations:
 - A. Video Documentary of the One Year Anniversary of Hurricane Matthew

 - B. Presentation by Ms. Roxanne Bailey-Reed, Director of Field Operations on Disaster Recovery and Resiliency Planning Resources for Small Business and Entrepreneurs Through the Carolina Small Business Development Fund

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

 - B. Approval of Public Health Department Delinquent Accounts to be Turned Over to the N.C. Debt Set-Off Program. **(Pg. 8)**

 - C. Approval of Payment of Prior Year Invoice for the County Attorney’s Office. **(Pg. 10)**

 - D. Approval of Offer to Purchase Surplus Property Located at 1901 Newark Avenue, Fayetteville, NC – PIN: 0428-95-7010, Pursuant to the Upset Bid Process. **(Pg. 11)**

- E. Approval of Declaration of Surplus County Property and Authorization to Accept Insurance Settlement and Approval of Budget Ordinance Amendment B181160. **(Pg. 12)**
- F. Approval of a Proclamation Recognizing Mr. Steve Rogers for His Contributions, Dedication and Commitment to Cumberland County Citizens. **(Pg. 15)**
- G. Approval of Budget Ordinance Amendments: **(Pg. 16)**

General Fund 101

- 1) **Library Grants - Budget Ordinance Amendment B180767 to recognize additional grant funds in the amount of \$800 from the American Library Association – National Aeronautics and Space Administration (NASA) @ My Library program**

The Board is requested to approve Budget Ordinance Amendment B180767 to recognize additional grant funds in the amount of \$800. These funds will be used towards training staff to gain advanced understanding of Earth and the universe in support of the NASA @My Library program.

Please note this amendment requires no additional county funds.

- 2) **Health Department - Budget Ordinance Amendment B181193 to recognize additional state funds in the amount of \$592 for Sexually Transmitted Disease (STD) Prevention**

The Board is requested to approve Budget Ordinance Amendment B181193 to recognize additional state funds from the Department of Public Health in the amount of \$592. These funds will be used to assist with identifying chlamydia trachomatis in males.

Please note this amendment requires no additional county funds.

- 3) **Health Department - Budget Ordinance Amendment B181194 to recognize additional state funds in the amount of \$9,810 for Health Promotion**

The Board is requested to approve Budget Ordinance Amendment B181194 to recognize additional state funds from the Department of Public Health in the amount of \$9,810. These funds will be used to provide staff training, media campaigns and implementation of evidence based asthma home trigger assessments.

Please note this amendment requires no additional county funds.

4) **Health Department - Budget Ordinance Amendment B181197 to recognize additional state funds in the amount of \$27,540 for the Breast and Cervical Cancer Program (BCCCP)**

The Board is requested to approve Budget Ordinance Amendment B181197 to recognize additional state funds from the Department of Public Health in the amount of \$27,540. These funds will be used to provide screening and diagnostic services related to breast and cervical cancer for eligible underserved women.

Please note this amendment requires no additional county funds.

5) **Health Department - Budget Ordinance Amendment B181202 to recognize grant funds in the amount of \$9,681 for Maternal and Child Health**

The Board is requested to approve Budget Ordinance Amendment B181202 to recognize grant funds from the Department of Public Health through Richmond County Department of Health and Human Services in the amount of \$9,681. These funds will be used to implement evidence based initiatives addressing infant mortality, birth outcomes and child health.

Please note this amendment requires no additional county funds.

Crown Debt Service Fund 602

6) **Crown Debt Service - Budget Ordinance Amendment B180723 to transfer funds towards interest payments on debt service in the amount of \$21,586**

The Board is requested to approve Budget Ordinance Amendment B180723 in the amount of \$21,586. These funds are a transfer from the Food and Beverage fund and will be used for interest payments towards debt service on capital improvements to the Crown.

Please note this amendment requires the use of Food and Beverage fund balance in the amount of \$21,586.

REGARDING ITEM 7 PLEASE NOTE:

Each fiscal year County departments may have projects that are not complete by the fiscal year end (6/30/17) or items ordered that have not been received by fiscal year end. These projects or items were approved in the Fiscal Year 2017 budget; however, the money was not spent by June 30, 2017.

The following amendments seek to bring those funds forward from FY 2017 into the current fiscal year, allowing departments to complete and pay for these items. These revisions are not using 'new' funds, but are recognizing the use of FY17 funds in FY18.

General Fund 101

- 7) **General Government Other - Budget Ordinance Amendment B180762 to bring FY17 General funds forward in the amount of \$52,000**

The Board is requested to approve Budget Ordinance Amendment B180762 to bring FY17 General funds forward in the amount of \$52,000. These funds represent the county's share of the Emergency Services Co-Location Feasibility Study.

Contingency Funds Report – FY18

Contingency funds were not used.

- H. Approval of Cumberland County Facilities Committee Report and Recommendations: **(Pg. 19)**
- 1) Bid Award for Charlie Rose Agri-Expo Center Parking Lot Improvements and Budget Ordinance Amendment B180297 **(Pg. 28)**
 - 2) Professional Services Agreement with Fleming & Associates, PA for Multiple Capital Improvement Projects **(Pg. 34)**
 - 3) Request to Allow Public Art to Be Temporarily Installed on County Property **(Pg. 39)**
- I. Approval of Cumberland County Finance Committee Report and Recommendations: **(Pg. 44)**
- 1) Rescare Contract Amendment for Workforce Development Services **(Pg. 52)**

4. Public Hearings **(Pgs. 53-79)**

Uncontested Rezoning Case

- A. **Case P17-39:** Rezoning of .93+/- acres from RR Rural Residential to C1(P) Planned Local Business or to a more restrictive zoning district; located on the east side of Marracco Drive, south of Tom Starling Road; submitted by Jerry & Cylinda Hair (owners) & Theresa Morehead (agent). **(Pg. 53)**

Planning Board Meeting Date: September 19, 2017
Planning Board Action: Approve the staff recommendation.
Staff Recommendation: 1st motion for Case P17-39: Move to find the request for rezoning consistent with the 2030 Growth Vision Plan, and any other applicable land use plan, reasonable and in the public interest for the reasons stated in the recommendations of the Planning Staff.

2nd motion for Case P17-39: Move to approve the request for C1(P) Planned Local Business zoning.

The motions unanimously passed.

Contested Rezoning Case

- B. **Case P17-30:** Rezoning of 4.86+/- acres from R10 Residential to C1(P) Planned Local Business or to a more restrictive zoning district, located at 5221 Doc Bennett Road, submitted by Leonard & Suk-Hui Wolf (owners) and P. Singh Sandhu (agent). **(Pg. 56)**

Planning Board Meeting Date: September 19, 2017
Planning Board Action: Deny the staff recommendation.
1st motion for Case P17-30: Move to find the request for rezoning inconsistent with the 2030 Growth Vision Plan, and any other applicable land use plan, the request is not reasonable or in the public interest for the reasons stated in the minutes of the Planning Board Meeting which are incorporated herein by reference.

2nd motion for Case P17-30: Deny the request for rezoning to C1(P) Planned Local Business zoning/CZ Conditional Zoning for a convenience store with gasoline sales, restaurant, and medical/dental office for the reasons stated in the minutes of the Planning Board Meeting which are incorporated herein by reference.

The motions to deny the requested rezoning passed four to one, with one abstention.

Other Public Hearings

- C. Public Hearing on Proposed Economic Development Incentives for “Project Nano2” and Consideration of a Resolution and Local Incentives Grant Package and Approval of Budget Ordinance Amendment B180028. **(Pg. 70)**
- D. Public Hearing on the FY2019 Community Transportation Program Grant Application and Consideration of Approval of Submission of the Grant Application and the FY2019 Resolution for Program Funding for our Public Transportation Program. **(Pg. 75)**

ITEMS OF BUSINESS

- 5. Consideration of an Interlocal Agreement Between Cumberland County and the City of Fayetteville to Address Homelessness. **(Pg. 80)**
- 6. Consideration of Community Development Block Grant – Disaster Recovery Grant Award and Budget Ordinance Amendment B180280. **(Pg. 84)**
- 7. Consideration of Contract Amendment for Landfill Gas Collection and Control System Expansion. **(Pg. 89)**
- 8. Consideration of Contract Amendment for Construction Management Services and Approval of Budget Ordinance Amendment B180029. **(Pg. 105)**
- 9. Consideration of a Request for a Review of the Public Health Department. **(Pg. 115)**

- 10. Nominations to Boards and Committees **(Pg. 116-131)**
 - A. Transportation Advisory Board (3 Vacancies) **(Pg. 116)**
- 11. Appointments to Boards and Committees **(Pgs. 132-135)**
 - A. Animal Control Board (1 Vacancy) **(Pg. 132)**

Nominee:

City of Fayetteville Resident Position: Shannon Pingitore
 - B. Library Board of Trustees (2 Vacancies) **(Pg. 134)**

Nominees: Paige Ross (Reappointment)
Brian Tyler (Reappointment)
- 12. Closed Session:
 - A. Attorney-Client Matter(s) Pursuant to NCGS 143-318.11(a)(3).
 - B. Personnel Matter(s) Pursuant to NCGS 143-318.11(a)(6).

ADJOURN

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), SPECTRUM CHANNEL 5.

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

IT WILL BE REBROADCAST ON WEDNESDAY, OCTOBER 18, AT 7 P.M. AND FRIDAY, OCTOBER 20, AT 10:30 A.M.

REGULAR BOARD MEETINGS:

November 6, 2017 (Monday) – 9:00 AM
November 20, 2017 (Monday) – 6:45 PM
December 4, 2017 (Monday) – 9:00 AM
December 18, 2017 (Monday) – 6:45 PM



**CUMBERLAND
COUNTY**
NORTH CAROLINA

DEPARTMENT OF PUBLIC HEALTH

MEMORANDUM

TO: Board of County Commissioners

FROM: Rodney Jenkins, Interim Health Director 

DATE: October 2, 2017

SUBJECT: Consent Item for Agenda – October 16, 2017:
Approval of Health Department Delinquent Accounts to be Turned
Over to the N.C. Debt Set-Off Program

BACKGROUND

At the Board of Health meeting on September 19, 2017, the Board approved writing off a total of \$23,131.74 as bad debts. The bad debt accounts, with balances of \$50.00 or higher, will be processed through the North Carolina Debt Set-Off Program. This program can attach a debtor's State Income Tax refund for payment of bad debts. The accounts with balances under \$50.00 will continue to be worked for collection through our in-house collection efforts. This write-off of bad debts is in compliance with the Board of Health's recommendation to write-off bad debts every quarter.

RECOMMENDATION/PROPOSED ACTION

Approve write off of \$23,131.74 bad debts to the North Carolina Debt Set-Off Program.

cc: Candice York, CCDPH Finance Officer
File

Attachment (1)

CUMBERLAND COUNTY DEPARTMENT

OF PUBLIC HEALTH

DELINQUENT ACCOUNTS TO BE TURNED OVER FOR COLLECTION

BAD DEBT WRITE OFF #50

June 30, 2017

PROGRAM	AMOUNT
ADULT HEALTH CLINIC	\$10,718.90
CHILD HEALTH CLINIC	\$4,405.29
DENTAL HEALTH CLINIC	\$1,608.60
FAMILY PLANNING CLINIC	\$5,250.41
IMMUNIZATIONS	\$795.00
MATERNAL HEALTH CLINIC	\$353.54
TOTAL	\$23,131.74

All bad debt accounts with balances of \$50.00 or higher, will be sent to the North Carolina Debt Set-Off Program, which can attach a debtor's State Income Tax Refund for payment of bad debts.

The above accounts are 90 days old or older as of 03/31/2017

VICKI EVANS
Finance Director



ROBERT TUCKER
Accounting Supervisor

IVONNE MENDEZ
Accounting Supervisor

FINANCE OFFICE

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

ITEM NO. 3C

**MEMORANDUM FOR BOARD OF COMMISSIONERS CONSENT AGENDA OF
OCTOBER 16, 2017**

TO: BOARD OF COUNTY COMMISSIONERS
FROM: VICKI EVANS, FINANCE DIRECTOR *(Signature)*
DATE: SEPTEMBER 27, 2017
**SUBJECT: APPROVAL OF PAYMENT OF PRIOR YEAR INVOICE FOR
THE COUNTY ATTORNEY'S OFFICE**

BACKGROUND

The County Attorney's Office is requesting to pay The Fayetteville Observer for invoice 0004905880 for advertising fees for a Notice of Public Hearing totaling \$386.40. Legal staff received the corrected invoice on September 11, 2017 after the deadline to pay FY 2017 invoices. Staff have verified the invoice was not paid and is in fact due. Sufficient funds are available in the current year budget to cover this expenditure.

RECOMMENDATION

Management is requesting approval to pay The Fayetteville Observer for invoice 0004905880 totaling \$386.40.

/tm

Celebrating Our Past...Embracing Our Future

RICKEY L. MOOREFIELD
County Attorney



PHYLLIS P. JONES
Assistant County Attorney

ROBERT A. HASTY, JR.
Assistant County Attorney

OFFICE OF THE COUNTY ATTORNEY

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

**MEMO FOR THE AGENDA OF THE OCTOBER 16, 2017,
MEETING OF THE BOARD OF COMMISSIONERS**

TO: Board of Commissioners; County Manager; Myra Brooks
FROM: County Attorney *R. Moorefield*
DATE: October 9, 2017
SUBJECT: Offer to Purchase Surplus Real Property Located at 1901 Newark Avenue, Plat Book 10 at Page 72

ITEM NO. 3D

BACKGROUND:

The County and the City of Fayetteville acquired the property being Lot 17, Block H, Slater Subdivision, Plat Book 10, Page 72, located at 1901 Newark Avenue, in the City of Fayetteville, with PIN 0428-95-7010, at a tax foreclosure sale in 2003 for a purchase price of \$3,827.71. The tax value of this parcel is \$7,500.00. The City conveyed its interest in the property to the County by Quitclaim Deed recorded August 31, 2017, in Book 10160 at Page 370.

According to the County's tax records, the parcel is vacant and zoned residential. Ms. Sheryl Hussein has made an offer to purchase this parcel for a price of \$3,827.71. If the Board proposes to accept this offer, the proposed sale must be advertised subject to the upset bid process of G.S. § 160A-269.

RECOMMENDATION/PROPOSED ACTION:

The County Attorney recommends that the Board consider the offer of Ms. Sheryl Hussein, and if the Board proposes to accept the offer, resolve that the described real property is not needed for governmental purposes and direct that it be advertised and sold pursuant to the upset bid process of G. S. § 160A-269. The proposed advertisement is attached.

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

Take notice that the Board of Commissioners finds the real property described herein is not needed for governmental purposes and proposes to accept an offer to purchase real property being Lot 17, Block H, Slater Subdivision, Plat Book 10, Page 72, located at 1901 Newark Avenue, in the City of Fayetteville, with PIN 0428-95-7010 for a purchase price of \$3,827.71. Within 10 days of this notice, any person may raise the bid by not less than ten percent (10%) of the first one thousand dollars (\$1,000) and five percent (5%) of the remainder by making a five percent (5%) deposit of the bid with the Clerk. This procedure shall be repeated until no further qualifying upset bids are received. The Board of Commissioners may at any time reject any and all offers. Further details may be obtained from the Office of the County Attorney, Suite 551-Courthouse, Fayetteville, NC 28302.

October __, 2017

Candice White, Clerk to the Board



ITEM NO. 3E

CUMBERLAND
★ COUNTY ★
NORTH CAROLINA

OFFICE OF THE RISK MANAGER

MEMORANDUM FOR BOARD OF COMMISSIONERS
CONSENT AGENDA OF OCTOBER 16, 2017

TO: BOARD OF COUNTY COMMISSIONERS

THRU: VICKI EVANS, FINANCE DIRECTOR *VE*

FROM: PATRICIA LUCAS, RISK MANAGEMENT COORDINATOR *PL*

DATE: September 28, 2017

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

BACKGROUND:

DATE OF ACCIDENT: SEPTEMBER 8, 2017

VEHICLE: 2009 JAW CRUSHER

VIN: 12350

DEPARTMENT: SOLID WASTE

SETTLEMENT OFFER: \$154,000

INSURANCE COMPANY: CHUBB

This is a total loss settlement offer.

RECOMMENDATION/PROPOSED ACTION:

Management recommends that the Board of Commissioners:

1. Declare the burned equipment described above as surplus
2. Authorize the Risk Management Coordinator to accept \$154,000 (\$155,000 - \$1,000 deductible) as settlement.
3. Approve Budget Ordinance Amendment B181160 in the amount of \$154,000, recognizing the insurance settlement. Please note this amendment requires no additional county funds.

CHUBB®

Eastern Claim Service Center
600 Independence Parkway
Chesapeake, VA 23327-4700
O (800) 252-4670
F (800) 664-5358
E ecsc.property.claims@chubb.com

Mailing Address
P.O. Box 4700
Chesapeake, VA 23327-4700

September 28, 2017

County Of Cumberland
Attn: Patsy Lucas
P.O. Box 1829
Fayetteville, NC 28302-1829

Re: Insured: County Of Cumberland
Policy Number: 000037105923-000016
Claim Number: 047517039516
Date of Loss: 9/08/2017
Writing Company: Federal Insurance Company
Loss Location: 704 Ann Street, Fayetteville, NC 28301

Dear Ms. Lucas:

We have completed our appraisal on the fire damage to the 2009 C10+ Rock Crusher. The valuation on the equipment was completed by Preston Barefoot with Crawford & Company. His valuation on the equipment is \$155000.

The settlement would be based upon the following:

\$155000.00 Market Value
-1000.00 Deductible
\$154000.00 Payout

If you have any questions, please give me a call at 704-540-6648.

Sincerely,

James R. Ludlow

Jim Ludlow
Claims Director

cc: Arthur J. Gallagher Risk Management Services Inc.
1333 Morganton, Ste 202
Fayetteville, NC 28305-0000

COUNTY OF CUMBERLAND

NORTH CAROLINA

Proclamation

WHEREAS, service to others is the hallmark of the American character, and central to how Americans meet the challenges after a disaster; and

WHEREAS, elected officials are increasingly turning to service and volunteerism as a cost-effective strategy to meet the needs of survivors after disasters; and

WHEREAS, Mr. Steve Rogers was one of the founding members of the non-profit organization known as the Cumberland Disaster Recovery Coalition (CDRC) in 2011 that was established in response to the tornado that caused wide-spread devastation to homes and property in Cumberland County; and

WHEREAS, Mr. Steve Rogers' long-standing commitment to the CDRC's Board of Directors was evidenced by his ability to obtain the CDRC's letter of incorporation and its non-profit status, and by his coordination of the CDRC's continuous meetings that brought together a multitude of faith-based and local charitable organizations to assess the unmet needs of Cumberland County's citizens; and

WHEREAS, Mr. Rogers was dedicated to the long-term recovery of the citizens of Cumberland County and his vision to foresee the need to maintain CDRC's responsiveness following Hurricane Matthew in October 2016.

NOW, THEREFORE, the Cumberland County Board of Commissioners hereby recognizes Mr. Steve Rogers as an outstanding citizen for his positive contributions, dedication and commitment to Cumberland County and its citizens.

Adopted this 16th day of October 2017.

*GLENN B. ADAMS, Chairman
Cumberland County Board of Commissioners*

**Approval of Budget Ordinance Amendments for the October 16, 2017
Board of Commissioners' Agenda**

General Fund 101

- 1) Library Grants - Budget Ordinance Amendment B180767 to recognize additional grant funds in the amount of \$800 from the American Library Association – National Aeronautics and Space Administration (NASA) @ My Library program**

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Contingency Funds Report – FY18

Contingency funds were not used.

AMY H. CANNON
County Manager

MELISSA C. CARDINALI
Assistant County Manager



CUMBERLAND
★ **COUNTY** ★
NORTH CAROLINA

DUANE T. HOLDER
Assistant County Manager

TRACY JACKSON
Assistant County Manager

SALLY S. SHUTT
Assistant County Manager

OFFICE OF THE COUNTY MANAGER

ITEM NO. 34(1-3)

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF OCTOBER 16, 2017

TO: BOARD OF COUNTY COMMISSIONERS

FROM: AMY H. CANNON, COUNTY MANAGER 

DATE: OCTOBER 10, 2017

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

BACKGROUND

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

- 1) Bid Award for Charlie Rose Agri-Expo Center Parking Lot Improvements
- 2) Professional Services Agreement with Fleming & Associates, PA for Multiple Capital Improvement Projects
- 3) Request to Allow Public Art to Be Temporarily Installed on County Property

Separate memos for these items are attached for your convenience. Minutes of the Facilities Committee meeting are attached for your review.

RECOMMENDATION/PROPOSED ACTION

Accept the Cumberland County Facilities Committee report and recommendations.

/ct
Attachments
CM101017-1

DRAFT

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

MEMBERS PRESENT: Commissioner Glenn Adams
Commissioner Jeannette Council

MEMBERS ABSENT: Commissioner Larry Lancaster

OTHER COMMISSIONERS PRESENT:
Commissioner Jimmy Keefe

OTHERS PRESENT: Melissa Cardinali, Assistant County Manager
Tracy Jackson, Assistant County Manager
Duane Holder, Assistant County Manager
Rick Moorefield, County Attorney
Jeffery Brown, Engineering & Infrastructure Director
Deborah Shaw, Budget Analyst
Heather Harris, Budget Analyst
Jerod Roberts, Solid Waste Director
Geneve Mankel, Communications & Outreach Coordinator
Ivonne Mendez, Financial Specialist
Judge Robert Stiehl, District Court Judge
Eric Lindstom, Arts Council
Candice White, Clerk to the Board
Kellie Beam, Deputy Clerk to the Board
Press

Commissioner Glenn Adams called the meeting to order. Commissioner Adams stated Commissioner Lancaster would not be able to attend the meeting due to a conflict and County Manager Amy Cannon would not be able to attend due to a work conference out of state.

Tracy Jackson stated an item regarding "Installation of Public Art" would need to be added to the agenda.

1. APPROVAL OF MINUTES – SEPTEMBER 7, 2017 REGULAR MEETING

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

DRAFT

Chairman Adams moved the “Installation of Public Art” to Item 2. Consideration of Request to Allow Public Art to be Temporarily Installed on County Property

2. CONSIDERATION OF REQUEST TO ALLOW PUBLIC ART TO BE TEMPORARILY INSTALLED ON COUNTY PROPERTY

BACKGROUND

Eric Lindstrom contacted the Engineering & Infrastructure Director on Wednesday, October 4, 2017 on behalf of the Arts Council to see what steps that the Arts Council would need to take in order to temporarily install three pieces of public art at the Historic Courthouse and the Judge E. Maurice Braswell Cumberland County Courthouse. The Arts Council is proposing to install one piece of art in front of the Historic Courthouse and two pieces of art in front of the Judge E. Maurice Braswell Courthouse.

RECOMMENDATION/PROPOSED ACTION

The Facilities Committee is being asked to provide County staff their thoughts on allowing the temporary installation of public art at the Historic Courthouse and the Judge E. Maurice Braswell Courthouse and to provide direction on how County staff should move forward with handling the request.

Jeffery Brown, Engineering & Infrastructure Director, reviewed the background information and recommendation as recorded above. Mr. Brown introduced Mr. Lindstrom from the Arts Council to provide further information.

Mr. Lindstrom stated all works of art would be maintained and insured by the Arts Council. Mr. Lindstrom stated the artworks and locations selected would be by the Arts Council Public Art Committee and approved by the Fayetteville Art Commission. Mr. Lindstrom stated installation of the art would require no more than six (6) anchor bolts to secure the artwork and the donor/information plaque. Mr. Lindstrom further explained the bolts would be removed and holes would be patched at the end of the exhibit. Questions and discussion followed.

Mr. Lindstrom explained the goal would be to install the art before November 2017 and it would come down and possibly be replaced around the same time next year. Chairman Adams asked about the location of the art in front of the courthouse and requested consideration be given so that the art would not impact any ceremonies that are held in front of the courthouse.

MOTION: Commissioner Council moved to recommend to the full board approval to allow the temporary installation of public art at the Historic Courthouse and the Judge E. Maurice Braswell Courthouse as requested.

SECOND: Commissioner Adams

VOTE: UNANIMOUS (2-0)

DRAFT

3. CONSIDERATION OF BID AWARD FOR CHARLIE ROSE AGRI-EXPO CENTER PARKING LOT IMPROVEMENTS

BACKGROUND

The repairs/resurfacing of the parking lot at the Charlie Rose Agri-Expo Center is a project that was identified as part of the Parking Lot/Repair Capital Improvement Plan (CIP). On August 17, 2015, the Board of Commissioners adopted a reimbursement resolution allowing projects to get started in advance of the planned installment financing plan which was approved on September 12, 2017 by the Local Government Commission (LGC). The repaving of the parking lot at the Charlie Rose Agri-Expo Center was a project identified as high priority on the list of CIP paving projects.

A pre-bid meeting was held on September 18, 2017 in which all local contractors were invited to attend. Informal bids were received on September 28, 2017 for the repairs/resurfacing of the Charlie Rose Agri-Expo Center parking lot. The lowest, responsible and responsive bid was submitted by Diamond Constructors, Inc. in the amount of \$135,331.29.

RECOMMENDATION/PROPOSED ACTION

The Engineering and Infrastructure Director and County Management recommend that the Facilities Committee approve the following recommendations and forward them to the Board of Commissioners for its consideration at their October 16, 2017 meeting:

1. Accept the bids for the repairs/resurfacing of the parking lot at the Charlie Rose Agri-Expo Center and award a contract to Diamond Constructors, Inc. in the amount of \$135,331.29.
2. Establish a contingency in the amount of \$10,000 to be used for additional work recommended by the Engineering & Infrastructure Director and approved by the County Manager.

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

Chairman Adams asked if it would be better to bid the whole project at once if the entire parking lot needed to be repaved since the equipment will already be on site. Mr. Brown stated he considered that and there would be no economy of scale the way the project has been broken up. Mr. Jackson stated the parking lot is in very bad shape and is a safety concern. Mr. Brown stated part of the improvements of the parking lot include relocating the ADA parking spots because the location of the spots do not meet the criteria of the law because they are too steep. Mr. Brown further stated the plan is to relocate the parking spots and add a handicap ramp and an accessible route for those spaces.

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Commissioner Keefe asked about the funding source and Mr. Brown stated it would be part of the installment financing. Commissioner Keefe asked if this amount could come out of the crown budget. Ms. Cardinali further stated she would talk to the Finance Director about the possibility of the debt service for paving at the Agri-Expo Center to be paid from crown funds versus the general funds and if so it would only require a budget revision.

MOTION: Commissioner Council moved to recommend to the full board approval to accept the bids for the repairs/resurfacing of the parking lot at the Charlie Rose Agri-Expo Center and award a contract to Diamond Constructors, Inc. in the amount of \$135,331.29 and establish a contingency in the amount of \$10,000 to be used for additional work recommended by the Engineering & Infrastructure Director and approved by the County Manager.

SECOND: Commissioner Adams

VOTE: UNANIMOUS (2-0)

4. CONSIDERATION OF PROFESSIONAL SERVICES AGREEMENT WITH FLEMING & ASSOCIATES, PA FOR MULTIPLE CAPITAL IMPROVEMENT PROJECTS

BACKGROUND

On October 20, 2014, the Board of Commissioners approved a Professional Services Agreement with Fleming & Associates, PA to complete roof and building envelope assessments for all County facilities. These assessments were completed and delivered to the County in the spring of 2015. Included as part of this assessment was a list of proposed recommended improvements that were utilized to develop the Capital Improvement Plan for roofs and building exteriors.

The Engineering & Infrastructure Department selected Fleming & Associates, PA from the list of professional service consultants that the Board of Commissioners approved on December 3, 2015 to provide the needed engineering services for roof improvements at the Crown Coliseum, Crown Expo and the Historic Courthouse. Fleming & Associates, PA has proposed a cost of \$177,590 for the necessary professional services required to complete these projects.

RECOMMENDATION/PROPOSED ACTION

The Engineering & Infrastructure Director and County Management recommend that the Facilities Committee approve the Professional Services Agreement with Fleming & Associates, PA and place it on the agenda of the October 16, 2017 Board of Commissioners meeting for approval.

DRAFT

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

Commissioner Council asked about the 14% increase over two years and if that is reasonable. Mr. Brown stated the 14% increase is reasonable compared to what he has seen on other construction projects. Mr. Brown further stated all projects are coming in higher than anticipated because of the amount of work out there and the limited number of contractors that are bidding on the work. Commissioner Council then asked about the 3% allowance to replace wet insulation. Mr. Brown stated there had been several issues where the roof had to be repaired and the membrane itself is over twenty years old which is old for a roofing membrane. Mr. Brown further stated the allowance would consider any wet insulation that would have to be replaced. Mr. Brown stated the goal would be to keep the wet insulation to a minimum, if possible, because if you get over a certain percentage of insulation that must be replaced you must start meeting new energy codes. Mr. Brown stated the roof was recommended to be replaced two years ago so it is two years past the recommendation awaiting the financing to be approved.

Commissioner Adams asked if this project would impact events at the Crown Coliseum. Mr. Brown stated this would not impact the schedule of the Crown because all work will be done on the top of the roof.

MOTION: Commissioner Council moved to recommend to the full board approval of the Professional Services Agreement with Fleming & Associates, PA.

SECOND: Commissioner Adams

VOTE: UNANIMOUS (2-0)

5. UPDATE ON ANN STREET AND WILKES ROAD LANDFILL OPERATIONS

BACKGROUND

Jerod Roberts, Director of Solid Waste, will provide an update regarding current and future projects and challenges at the Ann Street Landfill and the Wilkes Road Compost Facility.

RECOMMENDATION/PROPOSED ACTION

No action is requested now. This is for information only.

Jerod Roberts, Solid Waste Director, reviewed the background information and recommendation as recorded above. Mr. Roberts also reviewed the information below:

Solid Waste Management Projects & Improvements

Background Information:

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- Cumberland County Solid Waste Management processes and disposes of approximately 140,000 tons of Municipal Solid Waste (MSW) and 60,000 tons of Construction and Demolition debris (C&D) annually.
- In FY 2018, Cumberland County has made signification changes to the operational structure.

Operational Changes & Accomplishments:

- Landfill Manager Chad McLean hired six months ago
 - From Robeson County Solid Waste where he had 12 years of landfill experience
 - Manager of Landfill Operations certified
 - Member of Solid Waste Association of North America
 - Understands landfill best practices
 - Experience working with heavy equipment
- Reorganization and reclassifying critical positions such as Compliance Supervisor.
 - This position will keep the department up to date with State compliance and rule changes as well as manage regulatory issues with the federal EPA, State Division of Environmental Quality (DEQ), State Division of Air Quality (DAQ) and more.
- Solid Waste is using a tarp system on the active working face of landfill to preserve airspace
 - Foam was used previously at cost of \$218,000/year.
 - Tarp system will run about \$50,000 annually.
- Established vegetation on the side slopes of 60% of the existing slopes for the C&D Landfill and the Subtitle D Landfill.
- Radios are used to communicate with personnel on the landfill, road trucks and the scale house.
 - Previously cell phones were used at a cost of \$12,362.39 annually.
- Two new cells (Cells 9 and 10) are currently under construction.
- Cells 9 and 10 will have an estimated life expectance of 16 years based on current compaction and volume.
- Hired SCS Engineers of Charlotte to provide engineering support, financial assessments and future planning for landfill.
- Purchased new equipment – Cat 826K Compactor, Cat D8T Dozer, Cat 311 Mini Excavator and PSA 2000 Hydro Seeder

Challenges:

- Soil Management – Solid Waste relies on soil from the borrow pit to cover slopes and working face weekly.
- Changing soil management method will extend the life of the borrow pit.

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- Leachate – Solid Waste faces a host of leachate issues currently causing damage to existing slopes. This can only be remedied by digging to repair the damage.

Wilkes Road Facility:

- The Wilkes Road Treatment and Processing Facility at 771 Wilkes Road faces financial and operational issues.
- Wilkes Road is currently under evaluation to determine if the County needs to make changes in the processing facility or seek alternatives.
- The operations site is currently 26 acres in size and processes boiler fuel for vendors.

Personnel:

- High amount of employee turnover in the past six months, with salaries cited as the biggest issue.
- Working with HR to evaluate.

Environmental Compliance:

- Three notice of Violations (NOV) in past 10 months
- Notice of Deficiency (Air Quality)
- Currently disputing DAQ NOV for air quality issues
- Meeting with DEQ on October 6, 2017 to address Wilkes Road and Ann Street violations
- Primary reason to hire Compliance Supervisor

Looking Forward:

- The challenges facing the Solid Waste Department will take time to repair. However, the long-term vision of the department is to enhance the customer experience. Here are proposed plans to achieve that goal:
 - Plant flowers around the facility to improve aesthetics
 - Redesign the traffic pattern and scale house to move customers in and out seamlessly.
 - Add digital boards to update customers about changes in traffic flow and to provide safety messages
 - Develop a partnership with a vendor to improve County's Recycling Program and increase the life of the landfill.
 - Redesign the Ann Street container site to improve access and make disposal more efficient
 - Evaluate long-term financial sustainability of Wilkes Road Facility

Mr. Roberts reviewed the information above. Mr. Roberts stated the Ann Street Landfill is due for an expansion of the Landfill Gas Collection and Control System. Mr. Roberts further stated the landfill is subject to this modification based on our New Source Performance Standards (NSPS). Mr. Roberts stated the NSPS will require landfill gas to

DRAFT

be collected from waste after placed for five (5) years in an active landfill. Mr. Roberts further stated the last expansion was done November 2012 and to remain in compliance the Ann Street Landfill must expand the system no later than January 2018. Mr. Roberts stated the project is expected to start November 1, 2017. Mr. Jackson stated he plans to bring this forward to the Board of Commissioners at the October 16, 2017 meeting for consideration. Chairman Adams stated as soon as the cost amounts are determined for the project that Mr. Jackson and Mr. Roberts email the figures to the Board of Commissioners prior to the meeting on October 16, 2017 in case there are any questions.

Commissioner Keefe asked about the contract regarding methane gas and when the contract will end and how we can get out of the contract. Commissioner Keefe asked if the contractor has any obligation to participate in the expansion. Mr. Moorefield stated there is language in the contract that needs to be explored. Mr. Moorefield stated he would look at the contract and bring an opinion back to the commissioners before the October 16, 2017 meeting.

No action taken.

6. OTHER ITEMS OF BUSINESS

There were no other items of business.

MEETING ADJOURNED AT 9:45 AM.



ITEM NO. 34(1)

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 OCTOBER 16, 2017

TO: BOARD OF COUNTY COMMISSIONERS

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

THROUGH: AMY H. CANNON, COUNTY MANAGER

DATE: OCTOBER 9, 2017

SUBJECT: CONSIDERATION OF BID AWARD FOR CHARLIE ROSE AGRI-EXPO CENTER PARKING LOT IMPROVEMENTS AND APPROVAL OF BUDGET ORDINANCE AMENDMENT B180297

BACKGROUND:

The repairs/resurfacing of the parking lot at the Charlie Rose Agri-Expo Center is a project that was identified as part of the Parking Lot/Repair Capital Improvement Plan (CIP). A pre-bid meeting was held on September 18, 2017, in which all local contractors were invited to attend. Informal bids were received on September 28, 2017 for the repairs/resurfacing of the Charlie Rose Agri-Expo Center parking lot. The certified bid tab along with a letter of recommendation from Draper Aden Associates, the project engineer, have been attached. The lowest, responsible and responsive bid was submitted by Diamond Constructors, Inc in the amount of \$135,331.29.

On August 17, 2015, the Board of Commissioners adopted a reimbursement resolution allowing projects to get started in advance of the planned installment financing plan which was approved on September 12, 2017 by the Local Government Commission (LGC). The repaving of the parking lot at the Charlie Rose Agri-Expo Center was a project identified as a high priority on the list of CIP paving projects. *However, after further research, it has been determined that money from the Crown Capital Project Fund can be used to cover the cost of this project.*

This item was presented and approved by the Facilities Committee on October 5th.

RECOMMENDATION:

The Board is requested to approve Budget Ordinance Amendment B180297 which reclassifies funds previously budgeted to the Governmental Capital Project fund (400) to the Crown Capital Project fund (425). It has been confirmed by Bond Counsel that improvements to the Agricultural-Expo area may be recognized as expenses to the Crown Capital Project fund. The total amount of the reclassification is \$160,000; \$110,000 was budgeted for parking lot improvements and \$50,000 was budgeted for building exterior improvements.

The Board of Commissioners are also asked to approve the following recommendations.

1. Accept the bids for the repairs/resurfacing of the parking lot at the Charlie Rose Agri-Expo Center and award a contract to Diamond Constructors, Inc. in the amount of \$135,331.29.
2. Establish a contingency in the amount of \$10,000 to be used for additional work recommended by the E&I Director and approved by the County Manager.



Draper Aden Associates

Engineering • Surveying • Environmental Services

230 Donaldson Street, Suite 500A
Fayetteville, North Carolina
(910) 486-0700
www.daa.com

September 28, 2017

Jeffery Brown, PE
Cumberland County Engineering & Infrastructure
130 Gillespie Street
Fayetteville, NC 28301

Re: Parking Lot Improvements
Agriculture Center – Crown Center Complex
Fayetteville, NC

Dear Jeffery:

The County received three bids for the above referenced project which were publicly opened and read at 11:00 AM on Thursday, September 28, 2017. The results of the bids are as follows:

- Diamond Constructors \$135,331.29
- Highland Paving \$148,128.00
- Barnhill Contracting \$196,278.50

We have examined each bid and have checked the totals of the unit price extensions to verify the above bid totals. Based on our review, we recommend the County award a construction contract to Diamond Constructors in the amount of \$135,331.29.

Attached for your records are the originals of the bids that were received as well as a copy of the bid tabulation. Please contact us if you have any questions or require additional information.

Sincerely,

DRAPER ADEN ASSOCIATES

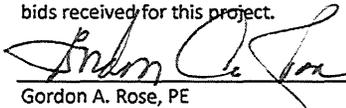
Gordon A. Rose, P.E., LEED AP
Senior Project Manager

Parking Lot Improvements: Old County Courthouse

Bids taken September 28, 2017

Description	Quantity	Unit	Diamond Constructors		Highland Paving		Barnhill Contracting	
			Unit Cost	Amount	Unit Cost	Amount	Unit Cost	Amount
Mobilization, Insurance, etc.	1	LS	\$3,446.79	\$3,446.79	\$4,260.00	\$4,260.00	\$14,500.00	\$14,500.00
Inlet Protection	1	LS	\$300.00	\$300.00	\$1.00	\$1.00	\$500.00	\$500.00
Remove existing asphalt	225	CY	\$29.00	\$6,525.00	\$60.00	\$13,500.00	\$46.50	\$10,462.50
Remove base to a depth of 2"	225	CY	\$29.00	\$6,525.00	\$46.00	\$10,350.00	\$46.50	\$10,462.50
Demolition of sidewalk	205	SF	\$1.95	\$399.75	\$9.00	\$1,845.00	\$16.50	\$3,382.50
Demolition of curb & gutter	9	LF	\$50.00	\$450.00	\$23.00	\$207.00	\$50.00	\$450.00
Remove handicap parking signs	5	EA	\$25.00	\$125.00	\$66.00	\$330.00	\$65.00	\$325.00
Fine Grade & Compact Existing Base course	4,400	SY	\$1.05	\$4,620.00	\$1.50	\$6,600.00	\$3.60	\$15,840.00
Surface Course, 2" S9.5B	440	Tons	\$98.00	\$43,120.00	\$92.50	\$40,700.00	\$122.00	\$53,680.00
Intermediate Course, 2" I19.0B	440	Tons	\$98.00	\$43,120.00	\$92.50	\$40,700.00	\$122.00	\$53,680.00
Thermoplastic pavement lines	2,300	LF	\$1.47	\$3,381.00	\$1.50	\$3,450.00	\$1.47	\$3,381.00
Thermoplastic handicap symbols	8	EA	\$450.00	\$3,600.00	\$450.00	\$3,600.00	\$450.00	\$3,600.00
Handicap signs	8	EA	\$185.00	\$1,480.00	\$185.00	\$1,480.00	\$185.00	\$1,480.00
Sidewalk repair	205	SY	\$12.75	\$2,613.75	\$20.00	\$4,100.00	\$32.00	\$6,560.00
Curb & Gutter & Ribbon curb	255	LF	\$25.00	\$6,375.00	\$31.00	\$7,905.00	\$35.00	\$8,925.00
Landscaping (including grass, trees, shrubs, etc.)	1	LS	\$9,250.00	\$9,250.00	9100	\$9,100.00	9050	\$9,050.00
Total Bid			\$135,331.29		\$148,128.00		\$196,278.50	

This is to certify that the bids tabulated herein were publicly opened and read aloud at 11:00 AM on September 28, 2017, at the offices of the Cumberland County Engineering Department and that this is a true and correct tabulation of those bids received for this project.

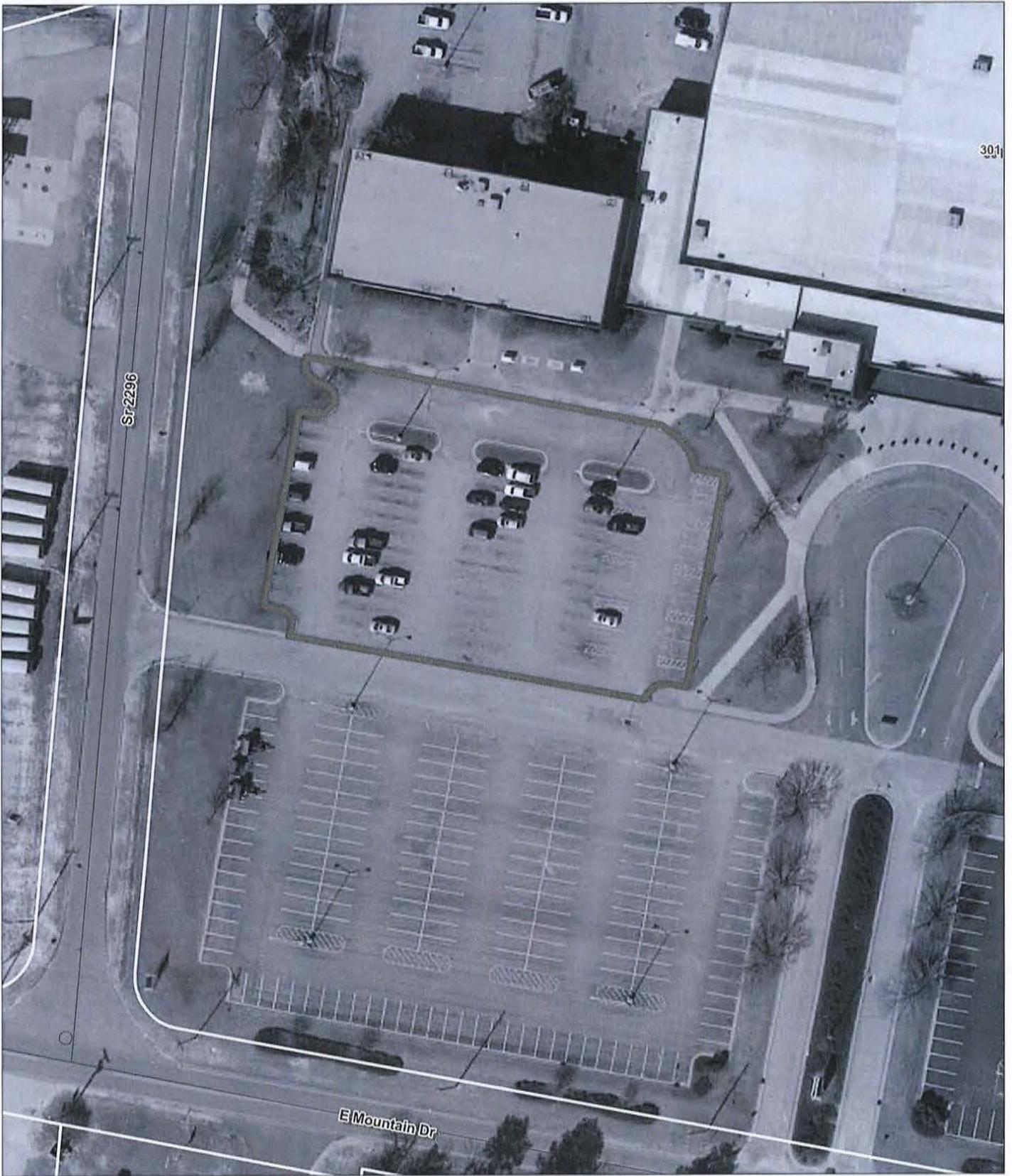

 Gordon A. Rose, PE

9/28/17
 Date



Existing Parking Lot Repairs
Agriculture Center - Crown Center Complex
Bids Opened: 11:00 AM, September 28, 2017

Contractor	Total Bid
Barnhill Contracting Company	\$ 196,278. ⁵⁰
Diamond Constructors Inc	\$ 135,331. ²⁹
Highland Paving Company	\$ 148,128. ⁰⁰



CHARLIE ROSE AGRI-EXPO PARKING LOT



ITEM NO. 34(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 OCTOBER 16, 2017

TO: BOARD OF COUNTY COMMISSIONERS

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

THROUGH: AMY H. CANNON, COUNTY MANAGER

DATE: OCTOBER 9, 2017

**SUBJECT: CONSIDERATION OF PROFESSIONAL SERVICES
AGREEMENT WITH FLEMING & ASSOCIATES, PA FOR
MULTIPLE CAPITAL IMPROVEMENT PROJECTS**

BACKGROUND:

On October 20, 2014, the Board of Commissioners approved a Professional Services Agreement with Fleming & Associates, PA to complete roof and building envelope assessments for all County facilities. These assessments were completed and delivered to the County in the spring of 2015. Included as part of this assessment was a list of proposed recommended improvements that was utilized to develop the Capital Improvement Plan for roofs and building exteriors.

The Engineering & Infrastructure Department selected Fleming & Associates, PA from the list of professional service consultants that the Board of Commissioners approved on December 3, 2015 to provide the needed engineering services for roof improvements at the Crown Coliseum, Crown Expo and the Historic Courthouse. Fleming & Associates, PA has proposed a cost of \$177,590 for the necessary professional services required to complete these projects. The cost proposal has been attached for your convenience. Funds are currently budgeted for these services.

This was presented and approved by the Facilities Committee on October 5th.

RECOMMENDATION:

The Engineering & Infrastructure Director, County Management and the Facilities Committee recommend that the Board of Commissioners approve the Professional Services Agreement with Fleming & Associates, PA.

**STATE OF NORTH CAROLINA
COUNTY OF CUMBERLAND**

SERVICE AGREEMENT

This Agreement, made this the 16th day of October 2017, by and between the County of Cumberland, a body politic and corporate of the State of North Carolina, hereinafter referred to as COUNTY, and Fleming & Associates, P.A., a consulting engineer with an office located at 1004 Hay Street, Fayetteville, NC, hereinafter referred to as ENGINEER.

WITNESSETH

WHEREAS, the COUNTY wants to complete roof design and roof improvements for the Crown Coliseum, Crown Expo Center and the Historic Courthouse; and

WHEREAS, the ENGINEER is qualified to perform the roof design and roof improvements for the COUNTY; and

WHEREAS, the ENGINEER has represented that it can provide qualified services which will meet the needs of the COUNTY; and

WHEREAS, the services are of a technical nature and are temporary in character; and

WHEREAS, funds are available in the project budget for the performance of said services.

NOW THEREFORE, the parties agree to the following terms and conditions:

PURPOSE: The COUNTY agrees to purchase and the ENGINEER agrees to provide the necessary engineering services for this project as set forth below.

TERM: The term of this Agreement shall be from execution date of this contract through, June 30, 2018, unless sooner terminated or extended by mutual agreement. The COUNTY may terminate this Agreement prior to the expiration of the above stated period if in the judgment of the COUNTY;

The ENGINEER has completed all services required.

The ENGINEER failed or neglected to furnish or perform the necessary services to the reasonable satisfaction of the COUNTY.

The COUNTY shall have given the ENGINEER seven (7) days written notice of the COUNTY's intent to terminate this Agreement. The COUNTY will make all payments due the ENGINEER for services rendered and/or expenses actually incurred up to and including the date of such notice of termination.

SERVICES: ENGINEER shall perform such expert and technical services as are indicated in the proposal from Fleming & Associates, P.A., dated September 18 2017, attached and incorporated herein. ENGINEER warrants that it shall perform such ancillary work as may be necessary to insure the effective performance of the services cited above. Insofar as practical, the ENGINEER shall cooperate with the operation schedule of the COUNTY, and with other personnel employed, retained, or hired by the COUNTY.

PRICE: Compensation for services rendered shall be on a fixed fee as outlined in the proposal. The total contract price shall not exceed \$177,590 without the authorization from the County Manager.

PAYMENT: The COUNTY shall pay the ENGINEER within 15 working days of receipt of invoice.

BENEFIT: This Agreement shall be binding upon and it shall inure to the benefit of the parties, their legal representatives, successors, and assigns, provided that the provisions with respect to assignment and delegation are fully complied with.

ASSIGNMENT: The ENGINEER shall not assign all or any part its contract rights under this Agreement, nor delegate any performance hereunder, nor subcontract, without first obtaining the COUNTY's written approval.

COMPLIANCE WITH LAW: The ENGINEER agrees it shall comply with all laws, rules, regulations, and ordinances, proclamations, demands, directives, executive orders, or other requirements of any government or subdivisions thereof which now govern or may hereafter govern this Agreement, including, but limited to, the provisions of the Fair Labor Standards Act of 1938, equal employment laws, and any other applicable law.

AGENCY AND AUTHORITY: The COUNTY hereby designates the Engineering & Infrastructure (E&I) Director as its exclusive agent with respect to this Agreement. The E&I Director is authorized, on behalf of the COUNTY, to negotiate directly with the ENGINEER on all matters pertaining to this Agreement. The ENGINEER agrees that all of its dealings with the COUNTY in respect to the terms and conditions of this Agreement shall be exclusively with the E&I Director. Further, the ENGINEER specifically agrees that it shall not modify any of the specifications of any of the services subject to this Agreement except pursuant to the paragraph entitled MODIFICATIONS.

REMEDIES: If either party shall default with respect to any performance hereunder, it shall be liable for reasonable damages as provided by law and for all costs and expenses incurred by the other party on account of such default. Waiver by either party of any breach of the other's obligation shall not be deemed a waiver of any other or subsequent breach of the same obligation. No right or remedy of any party is exclusive of any other right or remedy provided or permitted by law or equity, but each shall be cumulative of every other right or remedy now or hereafter existing at law or in equity, or by statute, and may be enforced concurrently or from time to time.

APPLICABLE LAW: This Agreement shall be governed by the laws of the State of North Carolina. The parties mutually agree that the courts of the State of North Carolina shall have exclusive jurisdiction of any claim arising under the terms of this Agreement with appropriate venue being Cumberland County.

NOTICES: Any notices to be given by either party to the other under the terms of this Agreement shall be in writing and shall be deemed to have been sufficiently given if delivered by hand, with written acknowledgment of receipt, or mailed by certified mail return receipt requested to the other party at the following addresses or to such other addresses as either party from time to time may designate in writing to the other party for receipt of notice:

ENGINEER:
Fleming & Associates, P.A.
1004 Hay Street
Fayetteville, NC 28305

COUNTY:
Jeffery P. Brown, Engineering & Infrastructure Director
P.O. Box 1829
Fayetteville, NC 28302

Such notice, if mailed, shall be deemed to have been received by the other party on the date contained in the receipt.

SEVERABILITY: If any term, duty, obligation or provision of this Agreement should be found invalid or unenforceable, such finding shall not affect the validity of any other terms, duties, obligations, and provisions, which shall remain valid, enforceable and in full force and effect.

MODIFICATION: This Agreement may be modified only by an instrument duly executed by the parties or their respective successors.

MERGER CLAUSE: The parties intend this instrument as a final expression of their Agreement and as a complete and exclusive statement of its terms. No course of prior dealings between the parties and no usage of trade shall be relevant or admissible to supplement, explain, or vary any of the terms of this Agreement. Acceptance of, or acquiescence in, a course of performance rendered under this or any prior Agreement shall not be relevant or admissible to determine the meaning of this Agreement even though the accepting or acquiescing party has knowledge of the nature of the performance and an opportunity to make objection. No representations, understandings, or agreements have been made or relied upon making this Agreement other than those specifically set forth herein.

DISPUTE RESOLUTION: The parties must resolve any claim, dispute or other matter in contention arising out of, or relating to, this Agreement through the following procedure. The parties shall first negotiate in good faith to reach an equitable settlement to the dispute. If a negotiated settlement cannot be reached within 10 business days, the parties shall submit to mediation. The parties shall select a mediator, approved by either the North Carolina or federal courts and mutually agreeable to all parties in the dispute to conduct the proceedings which shall be held at the Owner's place of business. If the parties cannot select a mediator within 10 business days, then the Owner shall select a mediator (or, if the Owner is a party to the dispute, the Cumberland County Trial Court Administrator). The mediator's cost shall be equally shared by all parties to the dispute. If a mediated settlement cannot be reached, the final recourse to the aggrieved party is legal action instituted and tried in the General Court of Justice of North Carolina under North Carolina Law with venue for trial being Cumberland County. No party shall have a right to resort to litigation until mediation shall first have occurred and not been successful.

INDEPENDENT CONTRACTOR: ENGINEER is an independent CONTRACTOR and not an agent, officer or employee of the COUNTY and shall have no authority to act as an agent of the COUNTY, nor enter any Agreement for or in behalf of the COUNTY. The relationship of ENGINEER with the COUNTY is as an "independent contractor" as that term is defined by the law of the State of North Carolina.

NON-APPROPRIATION CLAUSE: This agreement is subject to and contingent upon appropriation of funds for fiscal years subsequent to FY18.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement as of the 16th day of October, 2017, by their respective duly authorized representatives.

ATTEST

BY: _____
Clerk to the Board of Commissioners

COUNTY

BY: _____
Glenn B. Adams, Chairman to the Board

ATTEST

BY: _____

FLEMING & ASSOCIATES, P.A.

BY: _____
Steve Fleming

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

Approved for Legal Sufficiency
COUNTY ATTORNEY'S OFFICE

MELISSA CARDINALI
County Finance Office

 Renewable Nonrenewable
Expiration Date:



ITEM NO. 3H(3)

CUMBERLAND
★ **COUNTY** ★
NORTH CAROLINA

ENGINEERING & INFRASTRUCTURE DEPARTMENT

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

MEMORANDUM FOR THE AGENDA OF THE OCTOBER 16, 2017
MEETING OF THE BOARD OF COMMISSIONERS

TO: MEMBERS OF THE BOARD OF COMMISSIONERS

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

THROUGH: AMY CANNON, COUNTY MANAGER

DATE: OCTOBER 9, 2017

SUBJECT: CONSIDERATION OF REQUEST TO ALLOW PUBLIC ART TO BE TEMPORARILY INSTALLED ON COUNTY PROPERTY

BACKGROUND:

Mr. Eric Lindstrom, on behalf of the Arts Council of Fayetteville/Cumberland County, came before the Facilities Committee on October 5, 2017 and requested to temporarily install two different pieces of public art at the Historic Courthouse and the Judge E. Maurice Braswell Cumberland County Courthouse. The Arts Council is proposing to install one piece of art in front of the Historic Courthouse and one piece of art in front of the Judge E. Maurice Braswell Courthouse. The proposed locations of these pieces are identified in the attachment provided by Mr. Lindstrom. The Facilities Committee deferred to Jeffery Brown, County Engineer, as to the proper and safe location for the artwork. Attached to this memo are photographs of the various art that has or will be installed in the downtown area and the specific pieces of art planned for the Historic Courthouse and the E. Maurice Braswell Courthouse.

RECOMMENDATION/PROPOSED ACTION:

The Facilities Committee approved this matter to move forward to the full Board of Commissioners for further consideration as a Consent Agenda item. Staff requests approval to coordinate the temporary installation of the two pieces of art as outlined above.



ADD ON
TO FAC.
AGENDA

**CUMBERLAND
COUNTY**
NORTH CAROLINA

ENGINEERING & INFRASTRUCTURE DEPARTMENT

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

**MEMO FOR THE AGENDA OF THE
OCTOBER 5, 2017 MEETING OF THE FACILITIES COMMITTEE**

TO: FACILITIES COMMITTEE MEMBERS
FROM: JEFFERY P. BROWN, PE, E & I DIRECTOR
THROUGH: TRACY JACKSON, ASSISTANT COUNTY MANAGER
DATE: OCTOBER 5, 2017
**SUBJECT: CONSIDERATION OF REQUEST TO ALLOW PUBLIC
ART TO BE TEMPORARILY INSTALLED ON COUNTY
PROPERTY**

Requested by: ERIC LINDSTROM, ARTS COUNCIL
Presenter(s): ERIC LINDSTROM, ARTS COUNCIL
Estimate of Committee Time Needed: 10 MINUTES

BACKGROUND:

Eric Lindstrom contacted the Engineering & Infrastructure Director on Wednesday, October 4th, on behalf of the Arts Council to see what steps that the Arts Council would need to take in order to temporarily install three pieces of public art at the Historic Courthouse and the Judge E. Maurice Braswell Cumberland County Courthouse. The Arts Council is proposing to install one piece of art in front of the Historic Courthouse and two pieces of art in front of the Judge E. Maurice Braswell Courthouse. The exact locations of these pieces have been identified in the attachment provided by Mr. Lindstrom.

RECOMMENDATION/PROPOSED ACTION:

The Facilities Committee is being asked to provide County staff their thoughts on allowing the temporary installation of public art at the Historic Courthouse and the Judge E. Maurice Braswell Courthouse and to provide direction on how County staff should move forward with handling the request.

Thank You To These Sponsors

1. Eric & Rhonda Nobles #13
2. Mayon & Macky Weeks #8
3. John Malzone #6
4. Eric Lindstrom & Kannon Jackson -#1
5. Piedmont Natural Gas - #3
6. Danny & Suzanne Hestelme - #15
7. Hank & Diane Parfitt - #2
8. Dan McGinnis #12
9. Tony & Joanne Chavonne #7
10. Andrew & Tiffany Pennink #16
11. Darlene & Mike Ransom #4
12. Kirk & Jenny Deviere #10
13. Blackwell & Edwards, PA #9
14. Nate Webster and Rude Awakening Coffee House #14
15. Dennis Walters #11
16. Patrick & Carrie Callahan #5 (pending)
17. Brian Easley #17

WORK IN PROGRESS

Temporary Public Art Installation

Contact:
 Eric Lindstrom
 Eric@sfa.biz
 UniQue Webster
 UniQueW@theartscouncil.com
 Tom Lee
 TomL@theartscouncil.com
 910-323-1776

1. Festival Park
Forma II 8'x3'x2'

2. City Hall
Sphere 7'x3'x3'

3. Historic Courthouse
September Wind 8'x2.7'x4'

4. St. James Square
1x11'x14'x12'x3'

5. Art Park/Linear Park
Dexter 13'x5'x2'

6. Public Plaza
Sep 7'x2'x2' (x4)

7. Pypson Street
Round Embank 14'x10x11'

8. Market House
Home Portal 13'x3x2'

9. Courthouse
Two Witnesses 11.25'x3.5x1.25'

10. Market Square
Park Between Trees 10'x3x2'

11. 222 Hay Street
flowers 7x3x2'

12. Farmers Market
Beams 7'x3x2'

13. Arts Council Hay St.
For No Apparent Reason 13'x6x2'

14. Arts Council
Height 14'x3x2'

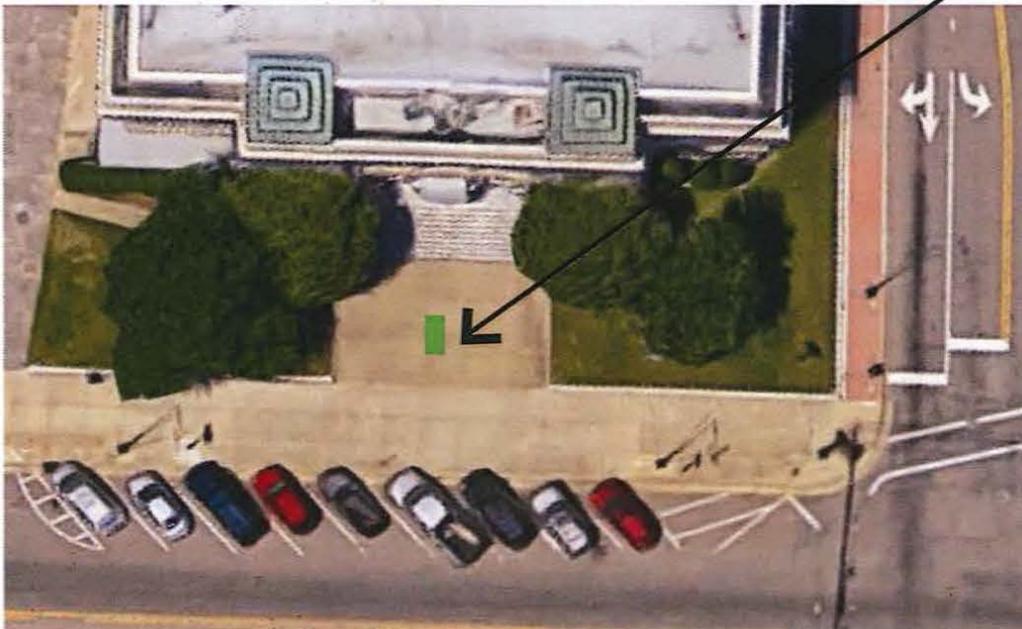
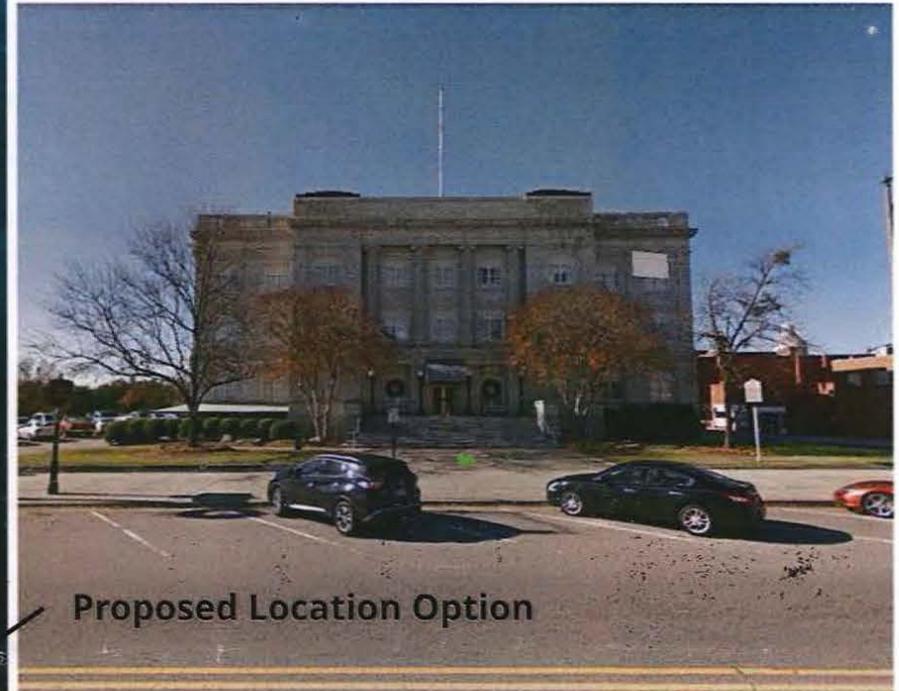
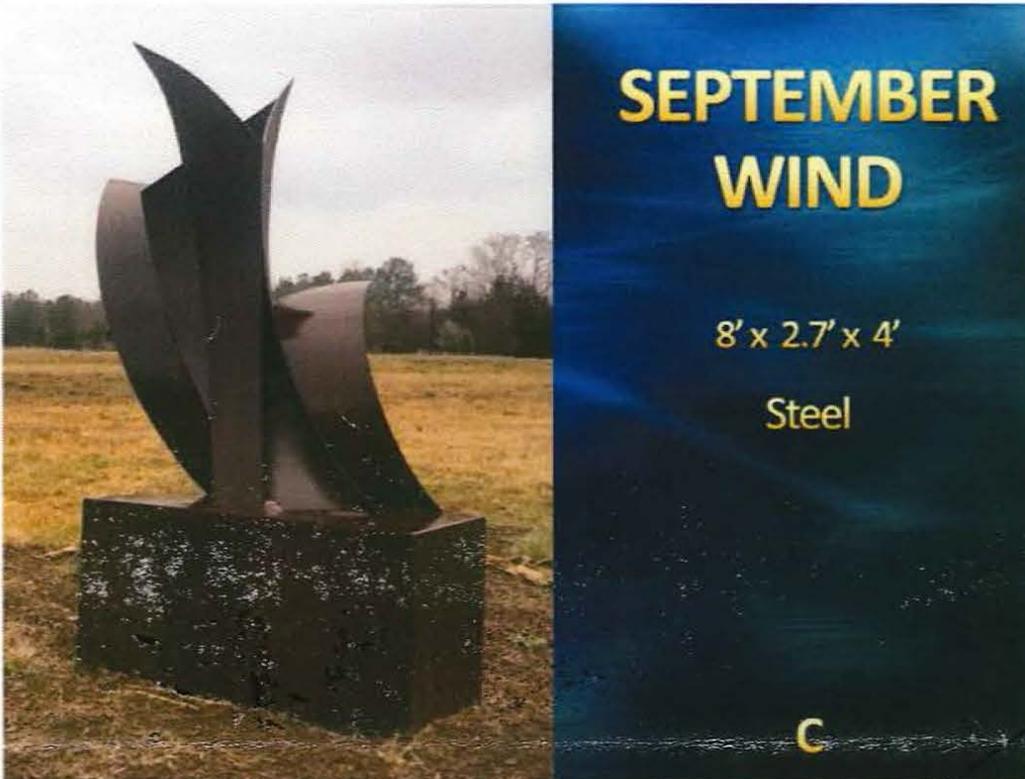
15. 300 Block
Absolute Certainty 7'x3x2'

16. Hay & Winslow
Landscape Corner
Twin 8'x3x2'

17. Cross Creek Commons
Ball & Red Staircase 10.7'x3'x4'

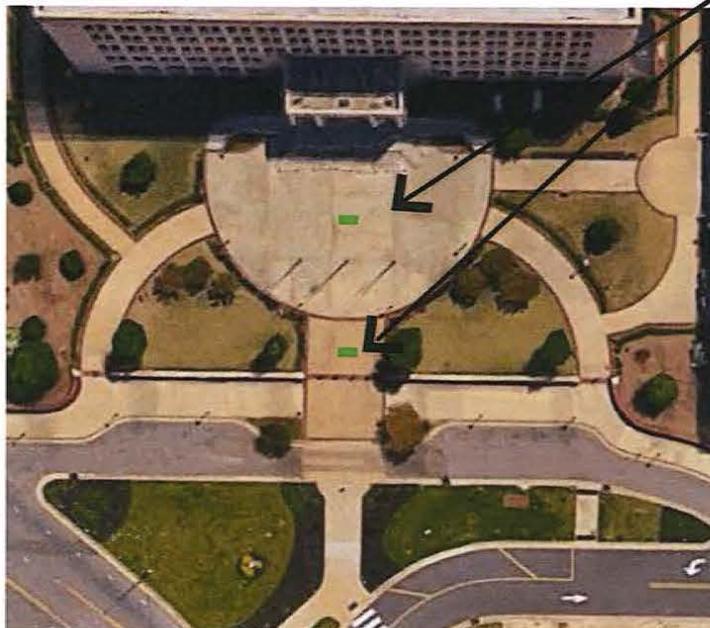
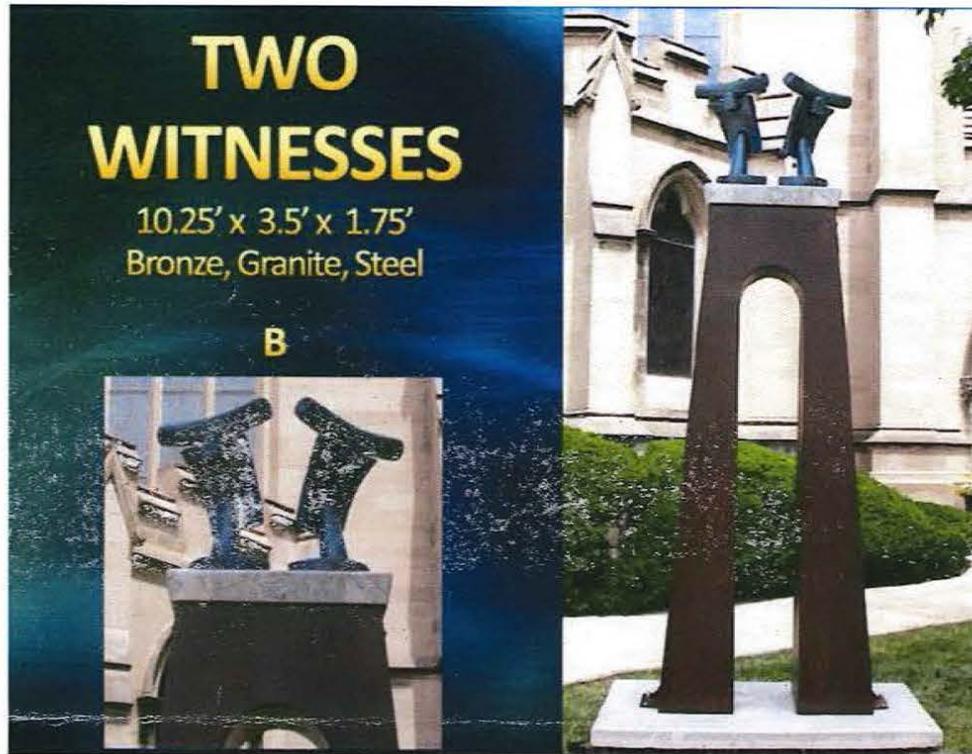
*locations subject to change.

11-Month Installation of temporary public artworks
All works maintained and insured by the Arts Council
Artworks, locations selected by Arts Council public art committee and approved by Fayetteville Art Commission
Installation requires (6) anchor bolts to secure artwork and info plaque, holes to be patched after exhibit



- 11-Month Installation of temporary public artworks
- All works maintained and insured by the Arts Council
- Artworks, locations selected by Arts Council Public Art Committee and approved by Fayetteville Art Commission
- Installation would require no more than (6) anchor bolts to secure artwork & donor/info plaque.
- Bolts would be removed & holes patched at end of exhibit.

HISTORIC COURT HOUSE SITE



- 11-Month Installation of temporary public artworks
- All works maintained and insured by the Arts Council
- Artworks, locations selected by Arts Council Public Art Committee and approved by Fayetteville Art Commission
- Installation would require no more than (6) anchor bolts to secure artwork and donor/info plaque.
- Bolts would be removed and holes patched at end of exhibit.

**Judge E. Maurice Braswell
Courthouse Site**

AMY H. CANNON
County Manager

MELISSA C. CARDINALI
Assistant County Manager



CUMBERLAND
★ **COUNTY** ★
NORTH CAROLINA

DUANE T. HOLDER
Assistant County Manager

TRACY JACKSON
Assistant County Manager

SALLY S. SHUTT
Assistant County Manager

OFFICE OF THE COUNTY MANAGER

ITEM NO. 31

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF OCTOBER 16, 2017

TO: BOARD OF COUNTY COMMISSIONERS

FROM: AMY H. CANNON, COUNTY MANAGER

DATE: OCTOBER 10, 2017

SUBJECT: APPROVAL OF THE OCTOBER 5, 2017 CUMBERLAND COUNTY FINANCE COMMITTEE REPORT AND RECOMMENDATIONS

BACKGROUND

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

- 1) Rescare Contract Amendment for Workforce Development Services
(Pg. 33)

A separate memo for this item is attached for your convenience. Minutes of the Finance Committee meeting are also attached for your review.

RECOMMENDATION/PROPOSED ACTION

Accept the Cumberland County Finance Committee report and recommendations.

/ct
Attachments
CM101017-2

DRAFT

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

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

OTHERS: Melissa Cardinali, Assistant County Manager
Tracy Jackson, Assistant County Manager
Duane Holder, Assistant County Manager
Rick Moorefield, County Attorney
Deborah Shaw, Budget Analyst
Heather Harris, Budget Analyst
Ivonne Mendez, Accounting Supervisor
Tammy Gillis, Director of Internal Audit and Wellness Services
Jeffrey Brown, Engineering and Infrastructure Director
Nedra Rodriquez, Workforce Development Director
Geneve Mankel, Communications and Outreach Coordinator
Candice H. White, Clerk to the Board

Commissioner Faircloth called the meeting to order.

1. APPROVAL OF MINUTES – SEPTEMBER 7, 2017 REGULAR MEETING OF FINANCE/AUDIT COMMITTEE

MOTION: Commissioner Keefe moved to approve the minutes of the September 7, 2017 regular meeting of the Finance Committee.

SECOND: Commissioner Council

VOTE: UNANIMOUS (3-0)

2. CONSIDERATION OF REQUEST TO AMEND THE CONTRACT WITH RESCARE FOR WORKFORCE SERVICES

BACKGROUND:

Cumberland County receives annual funding from the state to provide workforce development services through the Workforce Innovation & Opportunity Act (WIOA). These services are contracted to ResCare Workforce Services, who participate as an integrated team-member at the Cumberland County NCWorks Career Center. The current contract period ends November 30, 2017. The Workforce Development Board voted to extend the current contract through June 30, 2018 and to award additional funds of \$1,680,414 which is broken down further into smaller amounts as follows: \$357,423 for Adult Services, \$493,853 for Dislocated Worker Services, \$468,363 for National Dislocated Worker Services, \$90,194 for In-School Youth Services, and

DRAFT

\$270,581 for Out-of-School Youth Services. These funds are necessary to continue the existing services provided by ResCare Workforce Services through the end of the contract period.

RECOMMENDATION/PROPOSED ACTION:

The Workforce Development Board and staff recommend approval of extension of the contract through June 30, 2018 with an additional \$1,680,414 to ResCare Workforce Services for all program areas (i.e., Adult, Dislocated Worker, In-School Youth, and Out-of-School) and to authorize the County Manager to execute the contract amendment.

Nedra Rodriquez, Workforce Development Director, reviewed the background information recorded above. Ms. Rodriquez stated the request is to extend the current service provider for the adult dislocated worker and youth program to June 30, 2018 and to add \$1.6 million to the contract to provide those services. Ms. Rodriquez also stated the contract as approved November 7, 2016 contained a clause that the contract could be extended for two additional one year periods with this request being for the first extension. Commissioner Faircloth asked whether the funds had been budgeted or represented new money. Ms. Rodriquez stated the funds were budgeted.

MOTION: Commissioner Council move to approve extension of the contract through June 30, 2018 with an additional \$1,680,414 to ResCare Workforce Services for all program areas and to authorize the County Manager to execute the contract amendment.

SECOND: Commissioner Keefe

VOTE: UNANIMOUS (3-0)

3. **CONSIDERATION OF AN INTERLOCAL AGREEMENT BETWEEN CUMBERLAND COUNTY AND THE CITY OF FAYETTEVILLE TO ADDRESS HOMELESSNESS**

BACKGROUND:

The City of Fayetteville through its Community Development Director, Victor Sharpe, is requesting consideration of an interlocal agreement to address homelessness. The agreement calls for the following:

1. Provide community-wide programs and services to address homelessness
2. Formation of a Homeless Committee that will meet regularly and develop strategies to address homelessness
3. Continue joint funding of a Homeless Management Information System (HMIS) Data and Evaluation Analyst which shall be an employee of the County, and associated programs and services

RECOMMENDATION/PROPOSED ACTION:

Staff recommends approval to move this on to the full Board of Commissioners as a regular item of business at a future meeting.

NORTH CAROLINA

INTERLOCAL AGREEMENT BETWEEN
CUMBERLAND COUNTY AND THE CITY

DRAFT

CUMBERLAND COUNTY

OF FAYETTEVILLE TO ADDRESS HOMELESSNESS

Approved by the Cumberland County Board of Commissioners _____

Approved by the Fayetteville City Council _____

This interlocal agreement is made pursuant to Article 20, Chapter 160A of the General Statutes of North Carolina by and between Cumberland County, a body corporate and politic and a political subdivision of the State of North Carolina, and the City of Fayetteville, a municipal corporation existing under the laws of the State of North Carolina.

WITNESSETH:

Whereas, the parties have funded programs and services to address homelessness by their respective community development agencies for a number of years; and

Whereas, the parties desire to establish a partnership that addresses homelessness through the formation of an advisory committee, appropriate programs and services, and the hiring of a Data & Evaluation Analyst, to be jointly funded by the parties and assigned to the Cumberland County Community Development Department.

Now therefore, in consideration of the mutual covenants set forth herein, and pursuant to the specific authority granted to them by Article 20, Chapter 160A of the General Statutes of North Carolina, the parties agree as follows:

(1) The purpose of this agreement is for the parties to jointly undertake the provision of community-wide programs and services that address homelessness.

(2) The duration of the agreement shall be for so long as the parties maintain the aforementioned personnel for the purpose of providing programs and services to address homelessness (the “undertaking”).

(3) A Homeless Committee consisting of a member of City Council, a member of the County Commissioners, an Assistant County Manager, Governmental Affairs Officer, Deputy City Manager, Chairman of the Cumberland County Continuum of Care (CoC), City and County Community Development Directors, and the Data & Evaluation Analyst will meet regularly to

DRAFT

coordinate and develop strategies to address homelessness through community-wide programs and services.

(4) The Data & Evaluation Analyst shall be an employee of Cumberland County and shall report to the Community Development Director for Cumberland County.

(5) The parties will jointly fund the Data & Evaluation Analyst and associated programs and services in a sufficient amount to cover all the costs incurred by it necessary to the execution of the undertaking in accordance as budgeted and approved by the parties.

(6) This agreement may be amended at any time by the execution of an amendment approved by the governing boards of both parties.

(7) This agreement may be terminated at the end of any fiscal year by the vote of either governing board with written notice of such termination being given to the other governing board at least sixty (60) days prior to the date of termination.

This interlocal agreement has been approved by the governing board of each party and entered into the minutes of the meeting at which such action was taken as indicated above.

Tracy Jackson, Assistant County Manager, reviewed the background information recorded above and stated communication with Community Development Director Victor Sharpe indicates the Fayetteville City Council is wanting to move forward with an agreement. Mr. Jackson stated the agreement changes; initially there were funding stipulations and specific actions being sought by the City. Mr. Jackson stated the agreement now appears to be more straightforward in terms of continued cost sharing for a Data Analyst to look at the HMIS and to move forward in more of a partnership to discuss and address homeless issues.

Commissioner Keefe stated he felt this would be appropriate for discussion by the Fayetteville Cumberland County Liaison Committee before coming to the full Board. In response to a question posed by Commissioner Faircloth, Melissa Cardinali, Assistant County Manager, confirmed the county has put \$100,000 into the operating budget each year. Mr. Jackson stated the cost for the employee is shared. Commissioner Keefe asked what had been accomplished other than putting the Data Analyst in place. Mr. Jackson stated as the City and County Community Development departments work together and as they see needs, they attempt to address the needs with funding that is available. Commissioner Keefe asked whether there was a long-term plan. Mr. Jackson stated it is currently short-term and the consideration is whether the City and County are ready to move forward with a different arrangement. Discussion followed. Commissioner Keefe stated even if this comes before the full Board, he wants it to go the Fayetteville Cumberland County Liaison Committee. Commissioner Faircloth stated he felt the agreement should move forward to the full Board at the October 16 meeting; should it not pass, it can be referred to the Fayetteville Cumberland County Liaison Committee; if it does pass, at least there will be an agreement that can be tweaked later as desired.

4. MONTHLY FINANCIAL REPORT

BACKGROUND:

Finance staff continue to work toward closing fiscal year 2017 and audit work completion. The presentation of the comprehensive annual financial report (CAFR) is expected to occur during the December 18, 2017 Board meeting.

The most recent financial data for fiscal year 2017 shows very similar results as compared with the monthly report for the 13th period provided during the September Finance Committee meeting. As a note, sales tax did come in about a half million dollars above budget, or 1.2 percent above budget.

RECOMMENDATION/PROPOSED ACTION:

No action needed – for information purposes only.

Ms. Cardinali reviewed the background information recorded above and stated there is really not much change from the prior month's report. Ms. Cardinali stated property tax did not change much from the last report and although the expenditure side is not yet known, a complete report is expected to be provided at the December 18, 2017 Board meeting.

5. MONTHLY HEALTH INSURANCE REPORT

BACKGROUND:

Only two months into Fiscal Year 2018, health insurance claims are relatively flat. The average monthly claims are trending about 4% below Fiscal Year 2017.

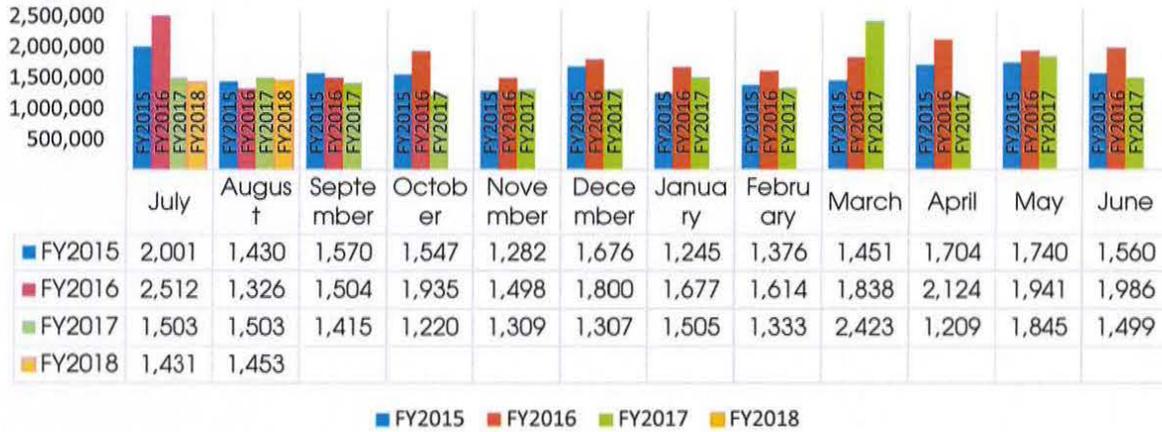
The graphs recorded below are provided as an aid to the analysis.

RECOMMENDATION/PROPOSED ACTION:

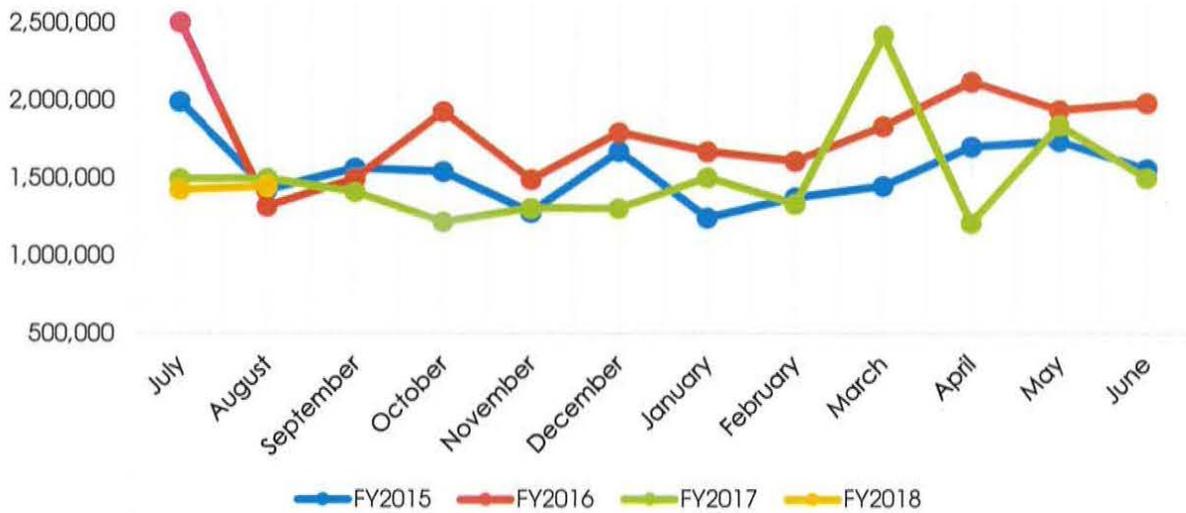
No action needed – for information only.

Ms. Cardinali briefly reviewed the graphs recorded below depicting monthly insurance claims for FY15 – FY 18 and stated July and August claims activity is basically a flat line which is good news when considering past claims activity. Ms. Cardinali stated this reporting is still a work in progress and the goal for the October or first quarter is to broaden the view of the health insurance fund.

Monthly Insurance Claims FY15-FY18



Monthly Insurance Claims FY15 - FY18



Tammy Gillis, Director of Internal Audit and Wellness Services, stated the Weight Watchers at Work Program that began June, 2016 reported for the fifteen-month period that employees lost a collective total of 4,700 pounds with an average loss per person of 30 pounds. Ms. Gillis stated some employees have lost as much as 100 pounds and at least 50 employees have participated in all sessions and are still working on their weight loss. Ms. Gillis stated some employees have reported a decrease in blood pressure and cholesterol numbers and a lot have been able to come off their medication. Ms. Gillis stated this has been a very successful program and thanked the Board for allowing the program to continue.

6. OTHER ITEMS OF BUSINESS

Commissioner Keefe referenced a recent newspaper article about the school funding agreement and asked staff to compile up-to-date numbers for enrollment, expenses, administration and county and state participation. Commissioner Faircloth stated school funding will be the Finance Committee's November agenda. In response to a question, Ms. Cardinali stated four years ago the agreement was approved in the February timeframe so it was in place prior to both entities beginning their respective budget processes. A brief discussion followed.

There being no further business, the meeting adjourned at 10:11 a.m.

★ CUMBERLAND COUNTY ★
WORKFORCE DEVELOPMENT BOARD

ITEM NO. 3I(1)

410 Ray Avenue • Fayetteville, North Carolina 28301
P.O. Box 1829 • Fayetteville, North Carolina 28302-1829
(910) 323-3421 • Fax (910) 323-5755

**MEMO FOR THE AGENDA OF THE OCTOBER 16, 2017
MEETING OF THE BOARD OF COUNTY COMMISSIONERS**

TO: BOARD OF COUNTY COMMISSIONERS

**FROM: NEDRA RODRIGUEZ, WORKFORCE DEVELOPMENT
DIRECTOR**

THROUGH: AMY H. CANNON, COUNTY MANAGER

DATE: OCTOBER 10, 2017

**SUBJECT: APPROVAL TO AMEND CONTRACT #2017286 FOR
WORKFORCE SERVICES AND AWARD ADDITIONAL
FUNDING**

BACKGROUND

Cumberland County receives annual funding from the state to provide workforce development services through the Workforce Innovation & Opportunity Act (WIOA). These services are contracted to ResCare Workforce Services who participates as an integrated team-member at the Cumberland County NCWorks Career Center. The Workforce Development Board has reviewed and approved a request to extend the current contract to June 30, 2018 and to provide additional funds to the ResCare Workforce Services contract. The total amount of additional federal drawdown funds requested is \$1,680,414 and is broken down further into smaller amounts as follows: \$357,423 for Adult services, \$493,853 for Dislocated Worker services, \$468,363 for National Dislocated Worker Services, \$270,581 for Out-of-School Youth services, and \$90,194 for In-School Youth services. These funds are necessary to continue the existing services provided by ResCare Workforce Services through the end of the contract period. Funds are currently budgeted for these services.

This item was presented and unanimously approved by the Finance Committee on October 5, 2017.

RECOMMENDATION/PROPOSED ACTION:

The Workforce Development Board and staff recommend approval of the additional \$1,680,414 to ResCare Workforce Services for all four program areas (i.e., Adult, Dislocated Worker, In-School Youth, and Out-of-School) and to authorize the County Manager to execute the contract amendment.

Celebrating Our Past... Embracing Our Future

EASTOVER • FALCON • FAYETTEVILLE • GODWIN • HOPE MILLS • LINDEN • SPRING LAKE • STEDMAN • WADE

Equal Opportunity Employer/Program
Auxiliary aids and services are available upon request to individuals with disabilities

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

Stan Crumpler,
Town of Eastover

Patricia Hall,
Town of Hope Mills

OCTOBER 5, 2017

ITEM NO. AA

MEMO TO: Cumberland County Board of Commissioners

FROM: Cumberland County Joint Planning Board

SUBJECT: **Case P17-39:** Rezoning of .93+/- acres from RR Rural Residential to C1(P) Planned Local Business or to a more restrictive zoning district; located on the east side of Marracco Drive, south of Tom Starling Road; submitted by Jerry & Cylinda Hair (owners) & Theresa Morehead (agent).

ACTION: 1st motion for Case P17-39: Move to find the request for rezoning consistent with the 2030 Growth Vision Plan, and any other applicable land use plan, reasonable and in the public interest for the reasons stated in the recommendations of the Planning Staff.

2nd motion for Case P17-39: Move to approve the request for C1(P) Planned Local Business zoning.

PROPERTY INFORMATION: **Frontage & Location:** 100'+/- on SR 2274 (Marracco Dr); **Depth:** 390'+/-; **Municipal Influence Area:** Hope Mills; **Hope Mills:** Comments requested, none received; **Adjacent Property:** No; **Current Use:** Vacant residential; **Initial Zoning:** RR – June 25, 1980 (Area 13); **Nonconformities:** None; **Zoning Violation(s):** None; **Surrounding Land Use:** Residential, RV Park, truck/trailer sales & vacant nursing home; **Comprehensive Plans: 2030 Growth Vision Plan:** Urban; **Southwest Cumberland Land Use Plan:** Mixed use development; **School Capacity/Enrolled:** Comments requested, none received; **Sewer Service Area:** No; **Special Flood Hazard Area (SFHA):** No; **Water/Sewer Availability:** PWC/Septic; **Soil Limitations:** None; **Subdivision/Site Plan:** If approved, site plan review required; **Highway Plan:** Marracco Drive is identified as a local road in the 2040 Metropolitan Transportation Plan with no constructions/improvements planned. The subject property will have to impact to the Transportation Improvement Plan; **Average Daily Traffic County (2014):** 15,000 on US Hwy 301 S; **Fayetteville Regional Airport Director:** This does not present an issue for the Airport. Location will have aircraft overhead; **Notes:** Density: RR – 2 lots/ units; Minimum Yard Setbacks: **C1(P):** Front yard: 45', Side yard: 15', Rear yard: 20'; **RR:** Front yard: 30', Side yard: 15', Rear yard: 35'.

MINUTES OF SEPTEMBER 19, 2017

FIRST MOTION

The Planning and Inspections Staff recommends the board find that approval of the request for rezoning in Case No. P17-39 is consistent with the adopted comprehensive plan designated as the 2030 Growth Vision Plan, which calls for "urban" at this location. The request is also

consistent with the Southwest Cumberland Land Use Plan which calls for "mixed use development", as light commercial uses are allowed in mixed use development.

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 generally meets or exceeds the location criteria of the adopted Land Use Policies Plan, in that: *public water and sewer required*, PWC water available; *must have direct access to a collector street*, Marracco Drive is a collector street; *should serve as a transition between heavy commercial, office & institutional or residential development*, property is located in an area that is in transition; and *should provide convenient goods and services to the immediate surrounding neighborhood*.

SECOND MOTION

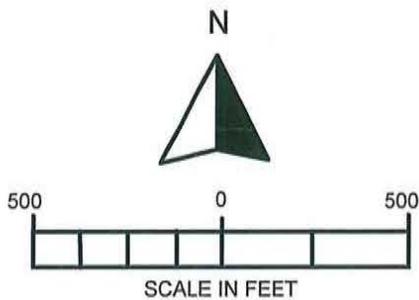
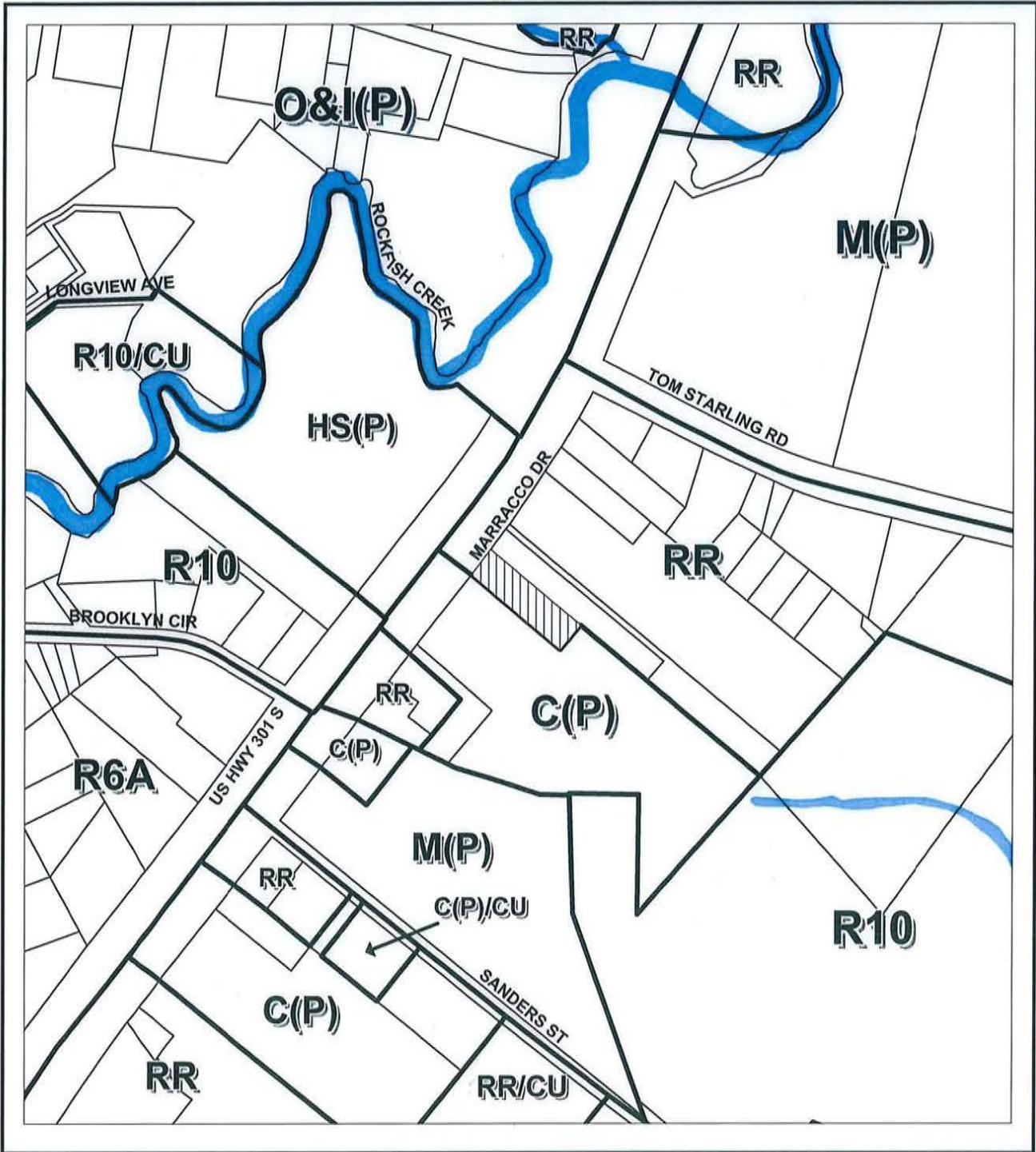
In addition to the above information, the Planning and Inspections Staff recommends the board approve Case No. P17-39 for C1(P) Planned Local Business district based on the following:

- The district requested will allow for land uses that exist in the general area; and
- Subject property is located in an area transitioning to non-residential uses due to the proximity to US Highway 301 South.

Mrs. Wheatley made both motions referenced above, seconded by Dr. Andrews, to follow the staff recommendations and approve the C1(P) rezoning request. The motions passed unanimously.

First Class and Record Owners' Mailed Notice Certification

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



REQUESTED REZONING RR TO C1(P)

ACREAGE: 0.93 AC.+/-		HEARING NO: P17-39	
ORDINANCE: COUNTY	HEARING DATE	ACTION	
STAFF RECOMMENDATION			
PLANNING BOARD			
GOVERNING BOARD			

PIN: 0424-40-6634

08/21/2017
09/12/17
MB

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
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Carl Manning,
Lori Epler,
Cumberland County

Stan Crumpler,
Town of Eastover

Patricia Hall,
Town of Hope Mills

OCTOBER 5, 2017

ITEM NO. 43

MEMO TO: Cumberland County Board of Commissioners

FROM: Cumberland County Joint Planning Board

SUBJECT: **Case P17-30:** Rezoning of 4.86+/- acres from R10 Residential to C1(P) Planned Local Business or to a more restrictive zoning district, located at 5221 Doc Bennett Road, submitted by Leonard & Suk-Hui Wolf (owners) and P. Singh Sandhu (agent).

ACTION: 1st motion for Case P17-30: Move to find the request for rezoning inconsistent with the 2030 Growth Vision Plan, and any other applicable land use plan, the request is not reasonable or in the public interest

2nd motion for Case P17-30: Deny the staff recommendation for C1(P) Planned Local Business zoning/CZ Conditional Zoning for a convenience store with gasoline sales, restaurant, and medical/dental office.

PROPERTY INFORMATION: **Frontage & Location:** 440'+/- on SR 2212 (Doc Bennett Rd); **Depth:** 410'+/-; **Adjacent Property:** No; **Current Use:** Vacant; **Initial Zoning:** RR – March 15, 1979 (Area 6); rezoned June 26, 1989 to R10; **Nonconformities:** None; **Zoning Violation(s):** None; **Surrounding Land Use:** Residential (including manufactured homes), utility substation & woodland; **Comprehensive Plans:** **2030 Growth Vision Plan:** Urban; **South Central Land Use Plan:** Low Density residential; **School Capacity/Enrolled:** Comments requested, none received; **Sewer Service Area:** Yes; **Special Flood Hazard Area (SFHA):** No; **Water/Sewer Availability:** PWC/PWC; **Soil Limitations:** Yes, hydric – Ro Roanoke and Wahee loams **Subdivision/Site Plan:** If approved, Ordinance Related Conditions apply; **Average Daily Traffic Count (2014):** 1,600 on SR 2212 (Doc Bennett Road); **Highway Plan:** The subject property lies on the corner of Doc Bennett Road and NC Highway 87. Doc Bennett Road is identified as an existing thoroughfare in the 2040 Metropolitan Transportation Plan with no constructions/improvements planned. NC Highway 87 is identified as an existing freeway in the 2040 Metropolitan Transportation Plan with no constructions/improvements planned. The subject property will have no impact on the Transportation Improvement Plan; **Notes:** R10 is dormant and now follows the R7.5 Residential District; **Density:** 28 lots/units; **Density (minus 15% for R/W):** R7.5 – 23 lots/ 24 units; **Minimum Yard Setbacks:** **C1(P):** Front yard: 45', Side yard: 15', Rear yard: 20'; **R7.5:** Front yard: 30', Side yard: 10', Rear yard: 35'.

MINUTES OF SEPTEMBER 19, 2017

Mr. Lloyd presented the case information and photos.

Mr. Lloyd stated that there were two conditions that needed to be modified, item 2b and item 24, both deal with lateral access, one is the easement be shown and lateral access be provided when the surrounding property is rezoned to commercial.

FIRST MOTION

The Planning and Inspections Staff recommends the board find that approval of the request for rezoning in Case No. P17-30 is consistent with the adopted comprehensive plan designated as the 2030 Growth Vision Plan, which calls for "urban" at this location. While the request is not entirely consistent with the South Central Land Use Plan map which calls for "low density residential", it is consistent with the text of the plan in that the commercial development will be concentrated near a major intersection (NC Highway 87 S) and is situated on a tract of land sufficient in size to accommodate vehicular and pedestrian circulation, landscaping, buffering, signs, and other required development standards.

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 generally meets or exceeds the location criteria of the adopted Land Use Policies Plan, in that: *public water and sewer required*, PWC water and sewer exist in the area; *must have direct access to a collector street*, NC Highway 87 South is a principal arterial street; *should have other light commercial uses in the area*, although there are none, light commercial zoning exists; *should provide convenient goods and services to the immediate surrounding neighborhood*; *may be located along a street that is in transition from residential to non-residential through redevelopment and physical improvements*; and *may be located in a rural area at the intersection of two collector streets*.

SECOND MOTION

In addition to the above information, the Planning and Inspections Staff recommends the board approve Case No. P17-30 for C1(P) Planned Local Business/CZ Conditional Zoning for a convenience store with gasoline sales, restaurant, and medical/dental office based on the following:

1. Approval of the request will allow a small, concentrated commercial node at this intersection to serve the needs of surrounding residents; and
2. Subject property is located to the south of the primary runway for the Fayetteville Regional Airport, typically not conducive to residential development.

The applicant has agreed to all ordinance related conditions.

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

Steven J. O'Conner spoke in favor as the attorney representing the applicant. Mr. O'Conner requested that the request be approved. Mr. O'Conner went on to point out the surrounding zoning and stated that the location meets the definition of a planned local business district.

Jessica Howard stated that she supported the request.

Hari Patel said that he was in favor.

Rebekah Bledsoe said she was in favor.

Varan Sharma said he was in favor.

Joseph Soto said he was in favor.

P. Singh Sandhl said that he was in favor and feels something like this request is needed.

Charles Allen spoke in opposition. Mr. Allen lives two and a half miles from the subject property and owns a business within sight of the subject property. Mr. Allen said that he was concerned that the site is not going to be a restaurant or dental office. He thinks it's going to be a convenience store or gas station because the layout shows gas pumps. There is already a convenience store less than a mile away from the subject property. This site has not been maintained, trash is everywhere. Mr. Allen feels that another convenience store is not needed. There is no commercial in the area and feels one store is enough. Mr. Allen has concerns about safety adding another convenience store. Mr. Allen asked all in the audience who were opposed to stand, everyone who stood was opposed and lived or worked about a mile away from the subject property.

Charlie Allen spoke in opposition. Mr. Allen said that there are a lot of children in his neighborhood and is against a gas station across the street within one hundred feet of the neighborhood. Another reason he is opposed is because he owns a drinking well but is concerned about spillage from a gas station getting into the drinking water.

Kristie Allen spoke in opposition. Ms. Allen is also concerned with increased traffic and ozone from the gas station.

P. Singh Sandhl spoke in rebuttal and stated that DOT will install a light.

Public hearing closed.

Mr. Morris asked how far sewer would be extended to get to the site.

Mr. Lloyd said about twelve hundred feet.

Mrs. Wheatley stated that it appears that out of everyone who was in favor, only one lived near the site. But the dozen plus individuals that oppose it, live or work near the site. Mrs. Wheatley stated that she is concerned about that area becoming commercialized, especially without knowing exactly what's going to happen there.

Ms. Hall asked if the building was large enough to house a convenience store and medical offices.

Mr. Lloyd said that it is incumbent on the developer to make sure the building is large enough.

Ms. Hall went on to say that the South-Central Land Use Plan which had citizen input, they designated commercial at the Sandhill intersection, which is not far from the subject property. The citizens wanted the subject property and area to be residential. Ms. Hall said for those reasons she could not support the request.

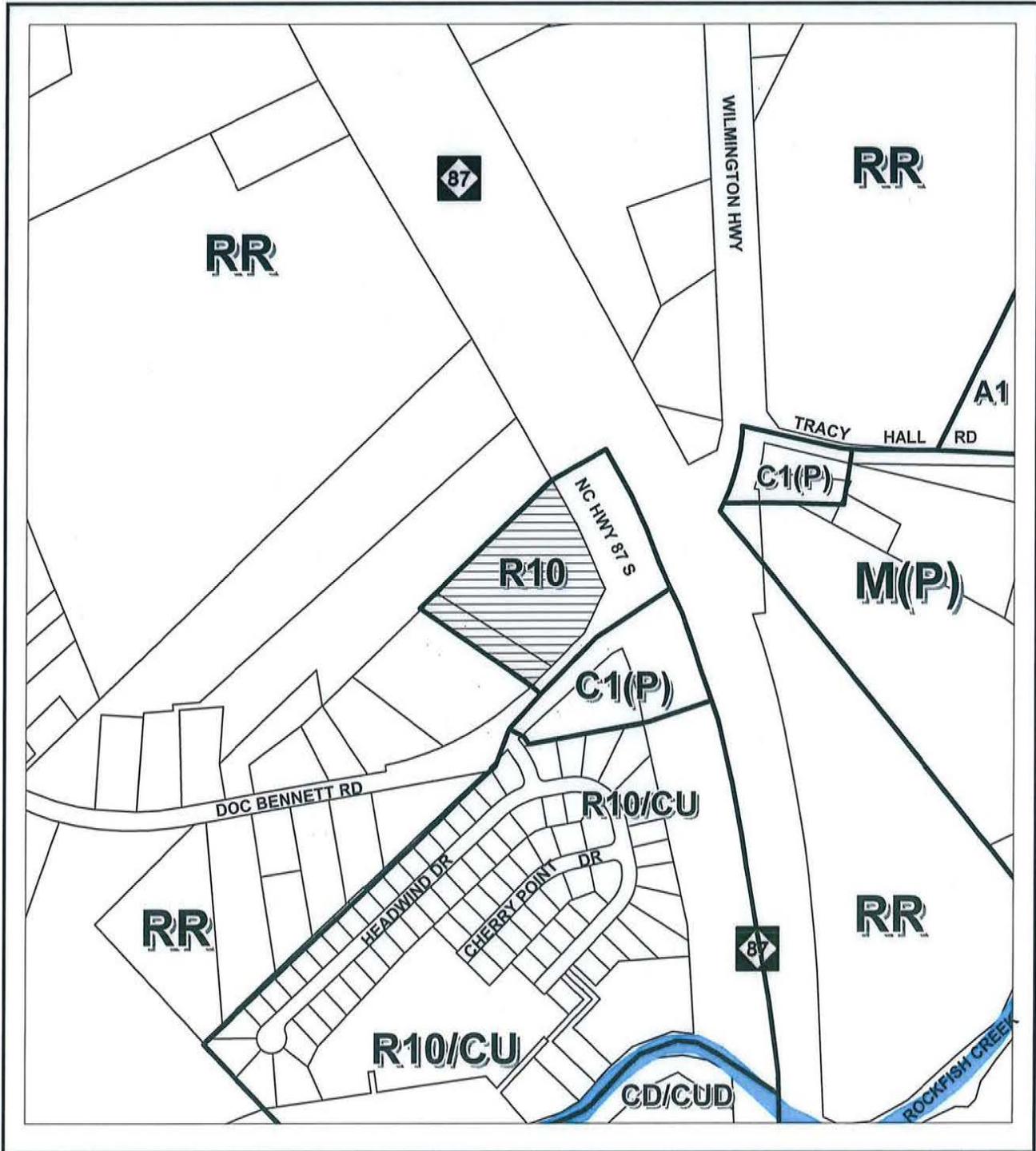
Mr. Morris said that we need to understand that with these land use plans we have triggering events, a four-lane highway, sewer, water. The other thing we need to remember is, who wants to live on a four-lane highway adjacent to commercial property. If we leave it as R10 who's going to want live there. There needs to be a balance, and the balance needs to be what the use of the land is going to dictate and what the residents feel is appropriate in their area.

Mrs. Wheatley made a motion to deny the request for rezoning to C1(P)/CZ Conditional Zoning for a convenience store with gasoline sales, restaurant, and medical/dental office, seconded by Ms. Hall. The motion passed 4 - 1 with Mr. Morris voting in favor of the request and Mrs. Epler abstaining from the vote.

First Class and Record Owners' Mailed Notice Certification

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

NOTE: IN AOD AREA



REQUESTED REZONING R10 TO C1(P)/CZ

ACREAGE: 4.86 AC.+/-

HEARING NO: P17-30

ORDINANCE: COUNTY

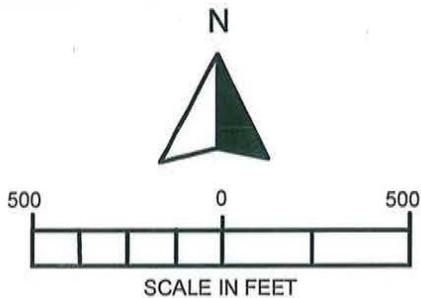
HEARING DATE

ACTION

STAFF RECOMMENDATION

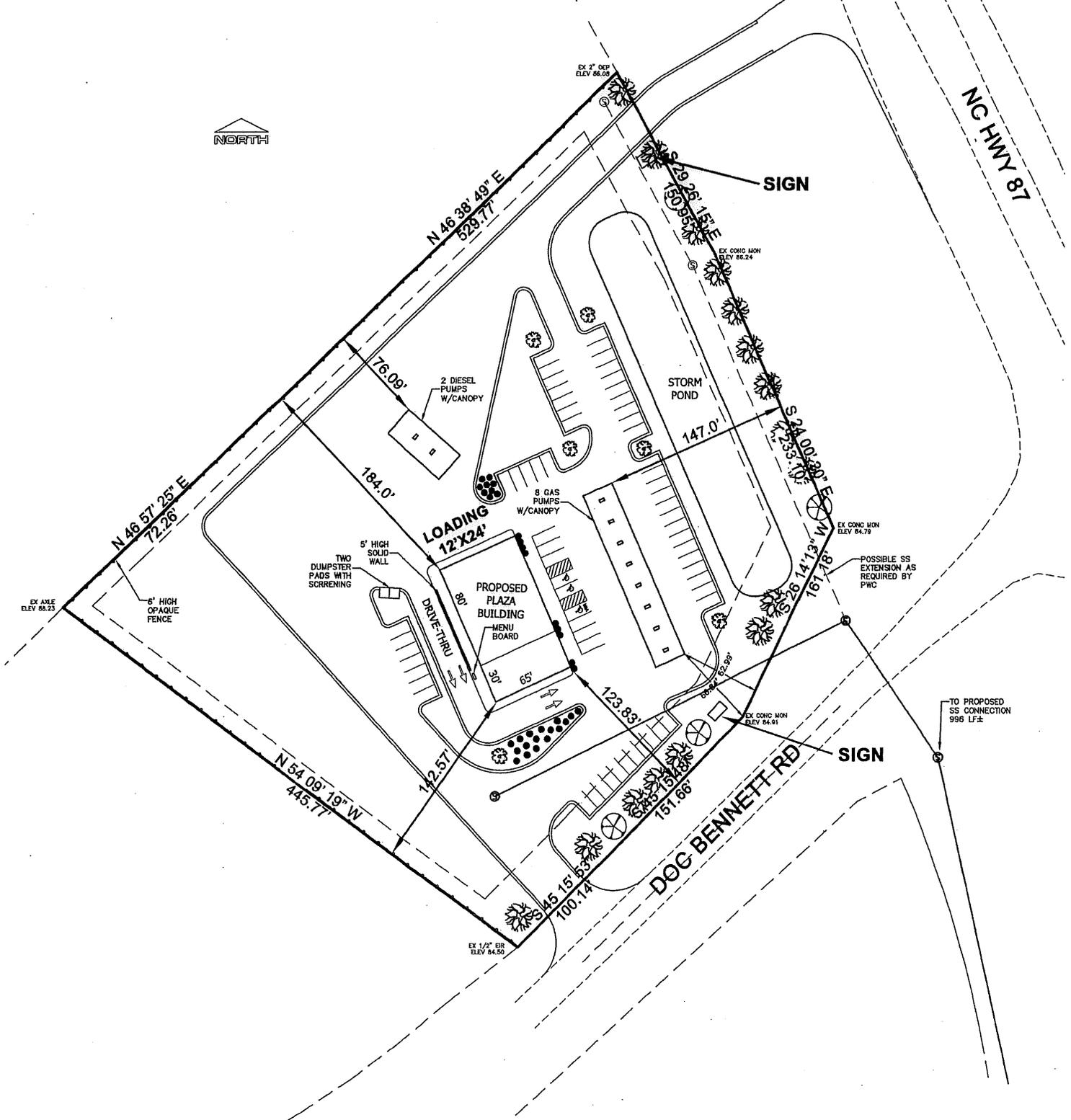
PLANNING BOARD

GOVERNING BOARD



PIN: 0444-50-8716, 06567

8-16-2017
AM



C1(P) PLANNED LOCAL BUSINESS/CZ CONDITIONAL ZONING
REQUEST: MEDICAL/DENTAL OFFICE,
CONVENIENCE STORE WITH GASOLINE, AND RESTAURANT
CASE: P17-30 ACREAGE: 4.86 AC +/-
ZONED: R10 SCALE: NTS PARKING: 63 SPACES
***SCALED DETAILED SITE PLAN IN FILE AVAILABLE FOR REVIEW UPON REQUEST**

08/25/17
09/08/17

CI(P) PLANNED LOCAL BUSINESS/CZ CONDITIONAL ZONING DISTRICT

DRAFT

Ordinance Related Conditions
for
Convenience Retail w Gasoline Sales, Restaurant & Medical Office

Pre- Permit Related:

1. A recombination plat (also known as a “No Approval Required” or “NAR”) must be submitted to Land Use Codes for review and approval for recording with the County Register of Deeds, and the plat must be recorded prior to any permit application for any structure and/or prior to the sale of any lot or unit within this development.
2. Three copies of a revised plan is required for staff review and must be approved prior to permit application. The revision must address the following:
 - a. Landscaping must be provided in accordance with Section 1102 N, Landscaping, County Zoning Ordinance and/as shown on the site plan. Three copies of a revised site plan depicting the landscaping must be submitted to Land Use Codes. The following are the minimum standards for the required landscaping of this site:
 - (1) Sixteen large shade trees or 32 small ornamental trees within the front yard setback area along NC HWY 87 S & SR 2212 (Doc Bennett Rd);
 - (2) Six ornamental trees and 60 shrubs are required in the building yard area; and
 - (3) Four large shade trees or 8 small ornamental trees are required within the parking area.
 - In addition:
 - (1) Required plant materials shall be maintained by the property owner, including replacing dead or unhealthy trees and shrubs; and
 - (2) All yard and planting areas shall be maintained in a neat, orderly, and presentable manner and kept free of weeds and debris.
 - b. Lateral access must be reserved for future interconnectivity with the parcel to the north and the parcel to the southwest, the access area must be included on the site plan. (*Also see related Condition No. 24.*)

Permit-Related:

3. The owner/developer(s) of these lots must obtain detailed instructions on provisions of the County Zoning Ordinance and permits required to place any structure within this development from the County Code Enforcement Section, Room 101 in the Historic Courthouse at 130 Gillespie Street. For additional information, the developer should contact a Code Enforcement Officer.
4. Connection to public water and sewer is required, the Public Works Commission (PWC) must approve water and sewer plans prior to application for any permits. A copy of the PWC approval must be provided to Code Enforcement at the time of application for building/zoning permits. (Section 2306 A.1, Public Water and Sewer Systems, County Subdivision and Development Ordinance)

Note: The property owner has voluntarily agreed to extend and connect to public sewer.

5. At the time of application for permits, the developer must provide to Code Enforcement approval from the entity that owns and/or regulates the type water and sewer serving the proposed development.
6. The developer must provide a site-specific address and tax parcel number at the time of building/zoning permit application.

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

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

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

Site-Related:

11. All uses, dimensions, setbacks and other related provisions of the County Subdivision and Development Ordinance and Zoning Ordinances for the C1(P)/CZ zoning district for a convenience store with gasoline sales, restaurant and a medical office, to include the contents of the application and site plan, must be complied with, as applicable.
12. This conditional approval is not approval of the permit for any freestanding signs. Attached signage for this development must be in accordance with the applicable sign regulations as set forth in Article XIII of the County Zoning Ordinance and that the proper permit(s) must be obtained prior to the installation of any permanent signs on the property. (Note: This conditional approval is **not** approval of the size, shape, or location of any signs.)
13. "NC HWY 87" must be labeled as "NC HWY 87 S" & "Doc Bennett Rd" must be labeled as "SR 2212 (Doc Bennett Rd)" on all future plans.
14. For any new development, an adequate drainage system must be installed by the developer in accordance with the NC Department of Environmental Quality (NCDEQ) *Manual on Best Management Practices* and all drainage ways must be kept clean and free of debris. (Section 2306 D, County Subdivision and Development Ordinance)
15. For new development, all utilities, except for 25kv or greater electrical lines, must be located underground. (Section 2306 C, County Subdivision and Development Ordinance)
16. In the event a stormwater utility structure is required by the NC Department of Environmental Quality (NCDEQ), the owner/developer must secure the structure with a four foot high fence with a lockable gate, and is required to maintain the detention/retention basin, keeping it clear of debris and taking measures for the prevention of insect and rodent infestation.
17. This review does not constitute a "subdivision" approval by NC Department of Transportation (NCDOT). A separate submittal to NCDOT will be required prior to consideration for addition to the system of any street within this development.

18. Turn lanes may be required by the NC Department of Transportation (NCDOT).

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

19. All lighting is required to be directed internally within this development and comply with the provisions of Section 1102 M, Outdoor Lighting, County Zoning Ordinance.
20. A solid buffer must be provided and maintained along the side and rear property lines as shown on the site plan where this tract/site abuts residential in accordance with the provisions of Section 1102 G, Buffer Requirements, County Zoning Ordinance. (Note: Chain link fencing cannot be used to satisfy the buffer requirement.)
21. All dumpster, garbage, and utility areas shall be located on concrete pads and screened on a minimum of three sides.
22. All required off-street parking spaces are required to be a minimum of 9' x 20'; a minimum of 55 off-street parking spaces is required for this development. Note: In the event more than one medical professional practices on the premises, off-street parking will have to be re-addressed, additional parking will be required to be provided.
23. A minimum of 1 off-street loading spaces(s) measuring 12' x 25' with 14' overhead clearance must be provided for the convenience retail and restaurant area.

Plat-Related:

24. A lateral access easement must be reflected on the recombination plat so that interconnectivity is provided to the adjacent property to the north and to the southwest side. (*Also see related Condition No. 2b*)
25. "NC HWY 87" must be labeled as "NC HWY 87S" on the recombination plat.
26. "Doc Bennett Rd" must be labeled as "SR 2212 (Doc Bennett Road)" on the recombination plat.
27. Any/All easements must be reflected on the recombination plat and labeled as to type of easement, reference number for document creating the easement, and the name of the agency, individual, etc. who holds the easement.
28. The NC Department of Transportation (NCDOT) stamp must be affixed to the recombination plat prior to submission for plat approval for recording by Land Use Codes.

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

29. The notarized signature(s) of all current tax record owner(s) and notary certifications appear on the recombination plat when submitted for approval for recording. (Section 2503 D, Certificate of Ownership and Dedication, County Subdivision and Development Ordinance)
30. The recombination plat must be submitted to Land Use Codes for review and approval for recording with the County Register of Deeds, and the plat must be recorded prior to any permit application for any structure and/or prior to the sale of any lot or unit within this development.

Plat-Required Statements:

31. Since this development is located within the *Airport Overlay District* as shown on the official zoning map, the following disclosure statement is required to be provided on the recombination plat (Section 8.101.E, Notice and Disclosure of Noise Impact Disclosure, County Zoning Ordinance):

“Property shown on this plan/plat is within the Cumberland County Airport Overlay District and all or a portion of the property described hereon is within an area that is subject to an average noise level near to or exceeding 65 dnl.”

32. All structures shall be shown on the recombination plat or the plat shall reflect the following statement (Section 2504 D, County Subdivision and Development Ordinance):

“Nonconforming structures have not been created by recombination plat.”

Other Relevant Conditions:

33. The applicant is advised to consult an expert on wetlands before proceeding with any development.
34. The subject property lies on the corner of Doc Bennett Road and NC Highway 87. Doc Bennett Road is identified as an existing thoroughfare in the 2040 Metropolitan Transportation Plan with no constructions/improvements planned. NC Highway 87 is identified as an existing freeway in the 2040 Metropolitan Transportation Plan with no constructions/improvements planned. The subject property will have no impact on the Transportation Improvement Plan. For questions related to this comment, please contact Transportation Planning.
35. The owner/developer is responsible for ensuring easements which may exist on the subject property are accounted for, not encumbered and that no part of this development is violating the rights of the easement holder.
36. The US Postal Service most likely will require this development to have centralized cluster boxes for postal service to each lot or unit. The developer is advised contact the US Postal Growth Coordinator for the Mid-Carolinas District to determine the appropriate location for the cluster boxes. If the cluster box location requires changes to the subdivision or site plan, a revised preliminary plan must be submitted to the Planning & Inspections Department for review and approval.
37. This conditional approval is not to be construed as all encompassing of the applicable rules, regulations, etc. which must be complied with for any development. Other regulations, such as building, environmental, health and so forth, may govern the specific development. The developer is the responsible party to ensure full compliance with all applicable Federal, State, and local regulations.
38. Because the subject property is located within the Airport Overlay District, the developer is strongly encouraged to discuss their development plans with Land Use Codes Section and/or the Fayetteville Regional Airport Director early in the planning stage to ensure that the proposed height of any proposed structure can be found to be no obstruction or hazard to air navigation.

Thank you for choosing Cumberland County for your business location!

If you need clarification of any conditions, please contact Ed Byrne at 910-678-7609 Betty Lynd at 910-678-7603 with the Land Use Codes Section; otherwise, contact the appropriate agency at the contact numbers below.

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

Subdivision/Site Plan/Plat	Ed Byrne	678-7609	ebyrne@co.cumberland.nc.us
Code Enforcement (Permits):	Scott Walters	321-6654	swalters@co.cumberland.nc.us
County Building Inspections:	Gary Faulkner	321-6648	gfaulkner@co.cumberland.nc.us
Fire Marshal – Emergency Services	Rodney Ward	321-6625	rward@co.cumberland.nc.us
County Health Department:	Daniel Ortiz	433-3680	dortiz@co.cumberland.nc.us
Food & Lodging Env. Health:	Daniel Ortiz	433-3680	dortiz@co.cumberland.nc.us
PWC:	Joe Glass	223-4740	joe.glass@faypwc.com
Fayetteville Airport Director	Brad Whited	433-1160	bwhited@ci.fay.nc.us
Fayetteville Planning:	Marsha Bryant	433-1416	mbryant@ci.fay.nc.us
County Public Utilities:	Amy Hall	678-7637	ahall@co.cumberland.nc.us
US Postal Service	Jonathan R. Wallace	(704) 393-4412	jonathan.r.wallace@usps.gov
Corp of Engineers (wetlands):	Liz Hair	(910) 251-4049	hair@usacr.army.mil
NCDEQ (E&S):	Leland Cottrell	(910) 433-3393	leland.cottrell@ncdenr.gov
US Fish & Wildlife Services	Susan Ladd Miller	(910) 695-3323	susan_miller@fws.gov
Location Services:			

Site-Specific Address:	Ron Gonzales	678-7616	rgonzalez@co.cumberland.nc.us
Tax Parcel Numbers:		678-7549	
NCDOT (driveways/curb-cuts):	Troy Baker	486-1496	tlbaker@ncdot.gov
Transportation Planning:	Greg Shermeto	678 7615	gshermeto@co.cumberland.nc.us
N.C. Division of Water Quality:	Mike Randall	(919) 807-6374	mike.randall@ncdenr.gov

cc: Marsha Bryant, City of Fayetteville

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

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

1. Applicant/Agent SHIVA REAL ESTATE, LLC (APPLICANT)
AGENT - P. SINGH SAADIN
2. Address: 6564 WADE STEDMAN Zip Code _____
3. Telephone: (Home) 704-506-3715 (Work) 704-506-3715
4. Location of Property: S 221 DOC BENNETT ROAD HWY 87
5. Parcel Identification Number (PIN #) of subject property: 0444-50-8715
(also known as Tax ID Number or Property Tax ID) 0444-50-6567
6. Acreage: 4.83 Frontage: ± 412.85' Depth: ± 449'
7. Water Provider: PWC (PUBLIC) Septage Provider: APPLYING FOR (PWC)
8. Deed Book 2850, Page(s) 224, Cumberland County Registry. (Attach copy of deed of subject property as it appears in Registry).
9. Existing use of property: RAW LAND (NOAE)
10. Proposed use(s) of the property: C1(P) - SEE ATTACHED LIST

NOTE: Be specific and list all intended uses.

11. Do you own any property adjacent to, including across the street from, the property being submitted for rezoning? Yes _____ No X
12. Has a violation been issued on this property? Yes _____ No X
13. It is requested that the foregoing property be rezoned FROM: R-10

TO: (Select one)

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

APPLICATION FOR
CONDITIONAL ZONING

1. PROPOSED USE(S):

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

- ① MEDICAL OFFICE / DENTAL OFFICE
- ② C-STREET WITH GASOLINE
- ③ RESTAURANT

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

1 DWELLING UNIT = ~~7468 SQ FT~~

2. DIMENSIONAL REQUIREMENTS:

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

SITE DRAWINGS BY P.E. IS
ATTACHED HERE WITH

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

ON SITE PARKING

3. SIGN REQUIREMENTS:

Reference the district sign regulations proposed from Article XIII.

4. LANDSCAPE AND BUFFER REQUIREMENTS:

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

SEE LANDSCAPING BY SITE
ENGINEER (ATTACHED)

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

CIVIL SITE DRAWINGS (ATTACHED)

5. MISCELLANEOUS:

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

7 - DAYS A WEEK (6 A.M TO 10 P.M)
20 - EMPLOYEES
EXT. OIL SITE PARKING LIGHTS WILL BE PROVIDED
NOISE - N/A.
SMOKE - N/A OR HOOD PROVIDED

6. SITE PLAN REQUIREMENTS: EMISSION CONTROL - N/A.

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

SITE DRAWINGS BY P.E. IS ATTACHED
HERE WITH.

7. STATEMENT OF ACKNOWLEDGMENT:

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

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

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

GANESH REAL ESTATE LLC
NAME OF OWNER(S) (PRINT OR TYPE)

6568 WADE STEDMAN ROAD, WADE, NC
ADDRESS OF OWNER(S) (CUMBERLAND COUNTY) 28395

P Singh Sandhu 1@gmail.com
E-MAIL

704.506.3715
HOME TELEPHONE

704.506.3715
WORK TELEPHONE

SIGNATURE OF OWNER(S)

SIGNATURE OF OWNER(S)

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

202 FAIRWAY DRIVE, FAYETTEVILLE, NC 28305
ADDRESS OF AGENT, ATTORNEY, APPLICANT

704.506.3715
HOME TELEPHONE

910.483.8104
WORK TELEPHONE

rwiggins@mccawigsinc.com
E-MAIL ADDRESS

910.483.0094
FAX NUMBER

[Signature]
SIGNATURE OF AGENT, ATTORNEY, OR APPLICANT

AMY H. CANNON
County Manager

MELISSA C. CARDINALI
Assistant County Manager



CUMBERLAND
★ **COUNTY** ★
NORTH CAROLINA

DUANE T. HOLDER
Assistant County Manager

TRACY JACKSON
Assistant County Manager

SALLY S. SHUTT
Assistant County Manager

ITEM NO. 4C

OFFICE OF THE COUNTY MANAGER

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF OCTOBER 16, 2017

TO: BOARD OF COUNTY COMMISSIONERS

FROM: AMY H. CANNON, COUNTY MANAGER

DATE: OCTOBER 5, 2017

SUBJECT: PUBLIC HEARING ON PROPOSED ECONOMIC DEVELOPMENT INCENTIVES FOR "PROJECT NANO2" AND CONSIDERATION OF A RESOLUTION AND LOCAL INCENTIVES GRANT PACKAGE AND APPROVAL OF BUDGET ORDINANCE AMENDMENT B180028

BACKGROUND

The October 16, 2017 public hearing is to consider a request to grant certain economic development incentives for "Project Nano2", a United States headquartered company. The company is considering the Cedar Creek Business Center as the location for a new distribution facility.

Attached you will find a Resolution to be considered by the Board, which provides a detail of the requested incentives grant. The notice for Public Hearing was published on October 6, 2017 in the Fayetteville Observer and is attached to this memo.

RECOMMENDATION/PROPOSED ACTION

Hold the October 16, 2017 public hearing for "Project Nano2". After the public hearing, consider approval of the attached Resolution approving the grant of Economic Development Incentives to "Project Nano2" and consider approval of Budget Ordinance Amendment B180028 which appropriates fund balance in the amount not to exceed \$125,000 for any brokerage commissions of fees or costs incurred by the company in purchasing the land.

CM100517-1

**CUMBERLAND COUNTY BOARD OF COMMISSIONERS
RESOLUTION APPROVING THE GRANT OF CERTAIN
ECONOMIC DEVELOPMENT INCENTIVES TO PROJECT NANO.2**

Whereas, the Cumberland County Board of Commissioners (the “Board”) has been requested to grant certain economic development incentives to a company headquartered in the United States (the “Company”) which is considering the Cedar Creek Industrial Park, also known as the Cedar Creek Business Center, (the “Park”) in Fayetteville as the location for a new distribution facility described as “PROJECT NANO.2.” (the “Project”); and

Whereas, part of the incentives package includes the conveyance of approximately 98.27 acres of land in the Park to the Company.

Incident to the consideration of the Company’s request for selling the land as part of the incentives package, the Board finds the following:

1. Notice of a public hearing to hear public comments on the proposed grant of incentives to the Company was published in the *Fayetteville Observer* October 6, 2017.
2. The public hearing was held October 16, 2017, and all persons who wished to speak were allowed to speak.
3. The requested grant of incentives includes the conveyance of approximately 98.27 acres of land in the Park to the Company at a purchase price of \$12,500 per acre for a total of \$1,228,375.
4. The total acres to be conveyed to the Company may vary to a small extent as the Project is developed and the sales price would be adjusted accordingly.
5. There have been no sales of property and no industries have located in the Park since the commencement of developing it as a site for industrial development in 1999.
6. Robert Van Geons, President of the Fayetteville-Cumberland County Economic Development Corporation, reports that the proposed sale includes two small parcels of less than one-acre each and portions of four other parcels located in the Park with an average tax value of \$10,018 per acre.
7. The County Attorney reports that with the exception of the two small parcels of less than one-acre each, the highest tax value of any land in the Park is \$17,860 per acre.
8. The current tax values were established in accordance with the Schedule of Values for the 2017 Revaluation and reflect the Tax Assessor’s appraisal of market value as of January 1, 2017.
9. The market value of land on a per-acre basis typically increases as the acreage of the parcel is decreased.
10. Based on the current tax values of all the parcels in the Park and expecting the Project site to increase in its per-acre value due to the subdivision and recombination of the existing parcels, the fair market value of the 98.27 acres to be conveyed to the Company does not exceed \$17,860 per acre for a total of \$1,755.102.

11. The sales price for the conveyance of the 98.27 acres to the Company is \$526,727 less than its fair market value after it is subdivided from the existing parcels in the Park.

12. Robert Van Geons, President of the Fayetteville-Cumberland County Economic Development Corporation, reports that the jobs to be created by the company shall pay the probable average hourly wages as follows:

18 management jobs @ \$62,000 or \$29.81 per hour
30 clerical jobs @ \$28,000, or \$13.46 per hour
92 warehouse jobs @ \$28,000 or 13.46 per hour

13. Robert Van Geons, President of the Fayetteville-Cumberland County Economic Development Corporation, reports the current 2017 median salary for all insured industries in Cumberland County as computed by the Department of Commerce, Division of Employment Security, is \$32,329 or \$15.54 per hour.

14. Robert Van Geons, President of the Fayetteville-Cumberland County Economic Development Corporation, reports that the Project will add approximately \$44 million taxable investment in real and business personal property.

15. At the current County tax rate of .799, the annual property taxes generated on just \$40 million of taxable investment generates \$319,600.

16. The construction of the facility and the purchase of business equipment used in the Project will generate substantial new sales tax revenues for the County.

17. The Project's creation of an annual payroll in excess of \$4.5 million will generate substantial new sales tax revenues for the County.

18. The increased property tax and sales tax revenues received by the county for the next ten years as a result of the development of the Project will greatly exceed \$526,727.

19. The conveyance of the property to the Company will create the first industrial development in this industrial park.

20. The conveyance of the property to the Company for locating and developing the Project will stimulate the local economy, promote business, and result in a substantial number of jobs in the County that pay at or above the median average wage in the County.

Be it resolved, that the Board approves the offer of a package of economic development incentives to the Company subject to the terms and conditions as follows:

THE COUNTY'S OBLIGATIONS:

1. The County shall sale approximately 98.27 acres of land in the Park to the Company for locating and developing the Project for a purchase price of \$12,500 per acre, subject to the usual and normal business conditions for the sale of commercial land.

2. At the time of closing the sale of the land, the County shall pay Company an amount not exceeding 10% of the sales price towards brokerage commissions or any other fees or costs incurred by the Company in purchasing the land.

3. The County will partner with the Company to apply for infrastructure improvement grants, provided that County shall not incur any liability for cost shares, construction or maintenance of any infrastructure improvements unless such are specifically approved in advance by the Board.

4. The County will award the Company annual performance-based cash incentive grants in an amount of 75% of the amount of the new real property taxes assessed on the improvements constructed on the land and personal property taxes paid to the County by the Project for the first seven years following the completion of construction and the creation of the first year's jobs, provided that the Company has fulfilled its obligations as set forth in the incentives agreement.

THE COMPANY'S OBLIGATIONS:

1. The Company shall site and construct the Project on the land conveyed to it by the County within five years of the execution of the incentives agreement.

2. The improvements to be constructed on the land and the business equipment and personal property listed for taxes by the Company for the Project shall be not less than \$40 million.

3. With the Project, the Company shall create 140 new full-time jobs in Cumberland County, paying an average wage of \$32,250, with the first 112 jobs being created by the end of 2019 and seven jobs added for each of the next four years.

Further, the County and the Company shall execute a formal incentives agreement that specifies the obligations of each and such other terms and conditions that are required by the law of North Carolina or are usually and customarily contained in such agreements.

Adopted October 16, 2017.

FAYETTEVILLE PUBLISHING COMPANY

458 Whitfield Street, Fayetteville, NC 28306

Phone (910) 678-9000 Toll Free 1-800-345-9895 Fax (910) 323-1451

Order Confirmation

COUNTY OF CUMBERLAND
BOARD OF COMMISSIONERS
NOTICE OF PUBLIC HEARING

NOTICE is hereby given that the Cumberland County Board of Commissioners will hold a public hearing in room 118 of the County Courthouse at 117 Dick Street, Fayetteville, on Monday, October 16, 2017, at 6:45 p.m., or as soon thereafter as the hearing may be held. In accordance with North Carolina General Statute A7A5158-7.1(c), the purpose of the hearing will be to receive public comments on a proposed Economic Development Incentive being considered for "Project Nano.2", a company headquartered in the United States and considering the "Cedar Creek Business Center" for a new distribution facility.

The proposed Cumberland County incentive offer consists of: (1) Annual performance-based cash incentive grants not to exceed 75% of the new real and personal property taxes paid to the County by the project for the first seven years following the completion of construction and the creation of the first year's jobs; (2) the sale of up to 95 acres of land in the Cedar Creek Business Park for the price of \$12,500 an acre; (3) upon completion of the sale, the County shall provide a cash grant for development services, related to the project including brokerage commissions, not to exceed \$118,750; and (4) the County and company will partner to apply for infrastructure improvement grants.

In exchange for the incentives, the company shall: (1) create taxable investment in real estate and equipment in excess of \$44,000,000; and (2) create 140 new full-time jobs in Cumberland County, paying an average wage of \$32,250, with the first 112 jobs being created by the end of 2019 and seven jobs added for each of the next four years.

This the 2nd day of October, 2017.

Candice H. White
Clerk to the Board

10/6

4965833

Ad Order Number

0004965833

Sales Rep.

0090

Order Taker

webFPC

Order Source

Web

Order Invoice Text

CCBoC hearing - 10/16/17

Customer

CUMB CO ATTORNEY'S

Customer Account

017971203

Customer Address

PO BOX 1829, ,
FAYETTEVILLE NC 28302-0000null USA

Customer Phone

910-678-7762

Payor Customer

CUMB CO ATTORNEY'S

PO Number

Payor Account

017971203

Ordered By

Payor Address

PO BOX 1829, ,
FAYETTEVILLE NC 28302-0000null
USA

Customer Fax

910-678-7758

Customer EMail

mbrooks@co.cumberland.nc.us

Payor Phone

910-678-7762

Special Pricing

None

<u>Net Amount</u>	<u>Tax Amount</u>	<u>Total Amount</u>	<u>Amount Due</u>
\$219.52	\$0.00	\$219.52	\$219.52

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

<u>Ad Number</u>	<u>Ad Type</u>	<u>Ad Size</u>	<u>Color</u>
0004965833-01	CL Legal Line	: 1.0 X 49 cl	<NONE>

<u>Product</u>	<u>Placement/Classification</u>	<u>Run Dates</u>	<u># Inserts</u>	<u>Cost</u>
FO::	401 - Legals	10/6/2017	1	\$212.17
OL::	401 - Legals	10/6/2017	1	\$7.35

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

Stan Crumpler,
Town of Eastover

Patricia Hall,
Town of Hope Mills

ITEM NO. 4D

MEMORANDUM FOR AGENDA OF THE OCTOBER 16, 2017
MEETING OF THE BOARD OF COMMISSIONERS

TO: BOARD OF COUNTY COMMISSIONERS

FROM: JOEL STRICKLAND, FAMPO EXECUTIVE DIRECTOR

DATE: OCTOBER 9, 2017

**SUBJECT: PUBLIC HEARING ON THE FY2019 COMMUNITY
TRANSPORTATION PROGRAM GRANT APPLICATION AND
CONSIDERATION OF APPROVAL OF SUBMISSION OF THE
GRANT APPLICATION AND THE FY2019 RESOLUTION FOR
PROGRAM FUNDING FOR OUR PUBLIC TRANSPORTATION
PROGRAM**

BACKGROUND

Staff requests that a public hearing be held regarding the FY 2019 Community Transportation Program Grant Application which is due November 3, 2017. This is an annual request that funds the administrative portion of the Cumberland County Community Transportation Program which coordinates existing transportation programs operating in Cumberland County using local transportation providers. The funding period will run from July 1, 2018 to June 30, 2019. 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 and North Carolina Public Transportation Association (NCPTA) membership.

The Community Transportation Program is requesting funding in the following amounts from the NC Department of Transportation (a local match is required as noted below and is typically funded in the local FY Budget):

<u>Project:</u>	<u>Total Amt.:</u>	<u>Local Share:</u>
• Administrative (5311)	\$141,264	\$21,190 (15%)
• Capital (5310)	\$150,000	\$15,000 (10%)
• Rural Operating Assistance Program (ROAP)/ Rural General Public (RGP) Program	<u>\$307,074</u>	<u>\$7,568 (RGP 10%)</u>
Total Project:	\$598,338	\$43,758

RECOMMENDATION/PROPOSED ACTION

Staff requests the Board:

1. Hold the Public Hearing regarding the FY 2019 Community Transportation Program Grant Application
2. Approve submission of the FY 2019 Community Transportation Program Grant Application to the NC Department of Transportation
3. Adopt the attached FY 2019 Resolution for Public Transportation Program Funding

PUBLIC TRANSPORTATION PROGRAM RESOLUTION

FY 2019 RESOLUTION

Section 5311 (including ADTAP), 5310, 5339, 5307 and applicable State funding, or combination thereof.

Applicant seeking permission to apply for Public Transportation Program funding, enter into agreement with the North Carolina Department of Transportation, provide the necessary assurances and the required local match.

A motion was made by (Board Member's Name) and seconded by (Board Member's Name or N/A, if not required) for the adoption of the following resolution, and upon being put to a vote was duly adopted.

WHEREAS, Article 2B of Chapter 136 of the North Carolina General Statutes and the Governor of North Carolina have designated the North Carolina Department of Transportation (NCDOT) as the agency responsible for administering federal and state public transportation funds; and

WHEREAS, the North Carolina Department of Transportation will apply for a grant from the US Department of Transportation, Federal Transit Administration and receives funds from the North Carolina General Assembly to provide assistance for rural public transportation projects; and

WHEREAS, the purpose of these transportation funds is to provide grant monies to local agencies for the provision of rural, small urban, and urban public transportation services consistent with the policy requirements of each funding source for planning, community and agency involvement, service design, service alternatives, training and conference participation, reporting and other requirements (drug and alcohol testing policy and program, disadvantaged business enterprise program, and fully allocated costs analysis); and

WHEREAS, the funds applied for may be Administrative, Operating, Planning, or Capital funds and will have different percentages of federal, state, and local funds.

WHEREAS, non-Community Transportation applicants may apply for funding for "purchase-of-service" projects under the Section 5310 program.

WHEREAS, the County of Cumberland hereby assures and certifies that it will provide the required local matching funds; that its staff has the technical capacity to implement and manage the project(s), prepare required reports, obtain required training, attend meetings and conferences; and agrees to comply with the federal and state statutes, regulations, executive orders, Section 5333 (b) Warranty, and all administrative requirements related to the applications made to and grants received from the Federal Transit Administration, as well as the provisions of Section 1001 of Title 18, U. S. C.

WHEREAS, the applicant has or will provide all annual certifications and assurances to the State of North Carolina required for the project;

NOW, THEREFORE, be it resolved that the County Manager of the County of Cumberland is hereby authorized to submit grant application (s) for federal and state funding in response to NCDOT's calls for projects, make the necessary assurances and certifications and be empowered to enter into an agreement with the NCDOT to provide rural, small urban, and urban public transportation services.

I (*Certifying Official's Name*)* Candice White, Clerk to the Board of Commissioners, do hereby certify that the above is a true and correct copy of an excerpt from the minutes of a meeting of the Board of Commissioners of the County of Cumberland duly held on the day of , .

Signature of Certifying Official

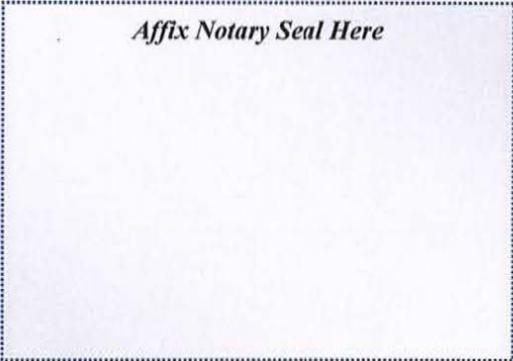
***Note that the authorized official, certifying official, and notary public should be three separate individuals.**

Seal Subscribed and sworn to me (*date*) _____

*Notary Public **

Printed Name and Address

My commission expires (*date*) _____



PUBLIC HEARING NOTICE

Section 5311, 5310 and applicable State funding,
or combination thereof.

This is to inform the public that a public hearing will be held on the proposed FY 2019 Community Transportation Program Application to be submitted to the North Carolina Department of Transportation. The public hearing will be held on October 16, 2017 at **6:45 pm** before the Cumberland County Board of Commissioners.

Those interested in attending the public hearing and needing either auxiliary aids or services under the American with Disabilities Act (ADA) or a language translator should contact Ms. Ifetayo Farrakhan on or before October 9, 2017, at telephone number 910- 678-7624 or via email at ifarrakhan@co.cumberland.nc.us.

The Community Transportation Program provides assistance to coordinate existing transportation programs operating in Cumberland County as well as provides transportation options and services for the communities within this service area. These services are currently provided using demand response and subscription services. Services are rendered by local transportation providers.

The total estimated amount requested for the period July 1, 2018 through June 30, 2019:

Project	Total Amount	Local Share
Administrative (5311)	\$ 141,264	\$ 21,190 (15%)
5310 Capital	\$ 150,000	\$ 15,000 (15%)
ROAP	\$ 307,074	\$ 7,568 (RGP 10%)
TOTAL PROJECT	\$ 598,338	\$ 43,758
	Total Funding Request	Total Local Share

This application may be inspected at the Cumberland County Historic Courthouse, 130 Gillespie Street, Fayetteville, NC from 8 am to 5 pm, Monday through Friday. Written comments should be directed to Ifetayo Farrakhan, Transportation Program Coordinator, 130 Gillespie Street, Fayetteville, NC on or before October 9, 2017.

Cumberland County is an equal opportunity employer

FN000496092201

PROOF O.K. BY: _____ **O.K. WITH CORRECTIONS BY:** _____

PLEASE READ CAREFULLY • SUBMIT CORRECTIONS ONLINE

FN-0004960922-01 (100%)

ADVERTISER: CUMBERLAND COUNTY PLANNI PROOF CREATED AT: 9/22/2017 12:24:17 PM
 SALES PERSON: FN0031 NEXT RUN DATE: 09/24/17
 SIZE: 3X5 PROOF DUE: 09/22/17 11:59:55
 PUBLICATION: FN-FAYETTEVILLE

AMY H. CANNON
County Manager

MELISSA C. CARDINALI
Assistant County Manager



CUMBERLAND
★ **COUNTY** ★
NORTH CAROLINA

DUANE T. HOLDER
Assistant County Manager

TRACY JACKSON
Assistant County Manager

SALLY S. SHUTT
Assistant County Manager

ITEM NO. 5

OFFICE OF THE COUNTY MANAGER

MEMORANDUM FOR THE AGENDA OF THE OCTOBER 16, 2017
BOARD OF COMMISSIONERS' MEETING

TO: MEMBERS OF THE BOARD OF COMMISSIONERS

FROM: TRACY JACKSON, ASST. COUNTY MANAGER

THROUGH: AMY CANNON, COUNTY MANAGER

DATE: OCTOBER 10, 2017

**SUBJECT: CONSIDERATION OF AN INTERLOCAL AGREEMENT
BETWEEN CUMBERLAND COUNTY AND THE CITY OF
FAYETTEVILLE TO ADDRESS HOMELESSNESS**

BACKGROUND:

The City of Fayetteville through its Community Development Director, Victor Sharpe, is requesting consideration of an interlocal agreement to address homelessness. The agreement calls for the following:

1. Provide community-wide programs and services to address homelessness
2. Formation of a Homeless Committee that will meet regularly and develop strategies to address homelessness
3. Continue joint funding of a Homeless Management Information System (HMIS) Data and Evaluation Analyst which shall be an employee of the County, and associated programs and services

RECOMMENDATION/PROPOSED ACTION:

The Finance Committee approved this item at its October 5, 2017 meeting to move on to the full Board of Commissioners as a regular item of business at its October 16, 2017 meeting.

NORTH CAROLINA

CUMBERLAND COUNTY

INTERLOCAL AGREEMENT BETWEEN
CUMBERLAND COUNTY AND THE CITY
OF FAYETTEVILLE TO ADDRESS
HOMELESSNESS

Approved by the Cumberland County Board of Commissioners _____

Approved by the Fayetteville City Council _____

This interlocal agreement is made pursuant to Article 20, Chapter 160A of the General Statutes of North Carolina by and between Cumberland County, a body corporate and politic and a political subdivision of the State of North Carolina, and the City of Fayetteville, a municipal corporation existing under the laws of the State of North Carolina.

WITNESSETH:

Whereas, the parties have funded programs and services to address homelessness by their respective community development agencies for a number of years; and

Whereas, the parties desire to establish a partnership that addresses homelessness through the formation of an advisory committee, appropriate programs and services, and the hiring of a Data & Evaluation Analyst, to be jointly funded by the parties and assigned to the Cumberland County Community Development Department.

Now therefore, in consideration of the mutual covenants set forth herein, and pursuant to the specific authority granted to them by Article 20, Chapter 160A of the General Statutes of North Carolina, the parties agree as follows:

(1) The purpose of this agreement is for the parties to jointly undertake the provision of community-wide programs and services that address homelessness.

(2) The duration of the agreement shall be for so long as the parties maintain the aforementioned personnel for the purpose of providing programs and services to address homelessness (the “undertaking”).

(3) A Homeless Committee consisting of a member of City Council, a member of the County Commissioners, an Assistant County Manager, Governmental Affairs Officer, Deputy City Manager, Chairman of the Cumberland County Continuum of Care (CoC), City and County Community Development Directors, and the Data & Evaluation Analyst will meet regularly to

coordinate and develop strategies to address homelessness through community-wide programs and services.

(4) The Data & Evaluation Analyst shall be an employee of Cumberland County and shall report to the Community Development Director for Cumberland County.

(5) The parties will jointly fund the Data & Evaluation Analyst and associated programs and services in a sufficient amount to cover all the costs incurred by it necessary to the execution of the undertaking in accordance as budgeted and approved by the parties.

(6) This agreement may be amended at any time by the execution of an amendment approved by the governing boards of both parties.

(7) This agreement may be terminated at the end of any fiscal year by the vote of either governing board with written notice of such termination being given to the other governing board at least sixty (60) days prior to the date of termination.

This interlocal agreement has been approved by the governing board of each party and entered into the minutes of the meeting at which such action was taken as indicated above.

[Signature page follows]

Cumberland County

By:

Glenn Adams, Chairman
Board of Commissioners

Attest:

Candice H. White, Clerk to the Board

City of Fayetteville
By:

Mayor Nat Robertson

Attest:

Pamela Megill, City Clerk

AMY H. CANNON
County Manager

MELISSA C. CARDINALI
Assistant County Manager



CUMBERLAND
★ **COUNTY** ★
NORTH CAROLINA

DUANE T. HOLDER
Assistant County Manager

TRACY JACKSON
Assistant County Manager

SALLY S. SHUTT
Assistant County Manager

OFFICE OF THE COUNTY MANAGER

ITEM NO. 6

MEMORANDUM FOR THE AGENDA OF THE OCTOBER 16, 2017
MEETING OF THE BOARD OF COMMISSIONERS

TO: MEMBERS OF THE BOARD OF COMMISSIONERS

FROM: TRACY JACKSON, ASST. COUNTY MANAGER

THROUGH: AMY CANNON, COUNTY MANAGER

DATE: OCTOBER 10, 2017

**SUBJECT: CONSIDERATION OF COMMUNITY DEVELOPMENT
BLOCK GRANT – DISASTER RECOVERY GRANT AWARD
AND BUDGET ORDINANCE AMENDMENT B180280**

BACKGROUND:

As part of the ongoing recovery efforts from Hurricane Matthew, the State of North Carolina has proposed to award Cumberland County **\$34,945,328** in Community Development Block Grant – Disaster Recovery (CDBG-DR) funding for housing projects and activities as defined in the State's CDBG-DR Action Plan. Cumberland County is eligible for this non-competitive grant award as one of the hardest impacted counties in Eastern NC during Hurricane Matthew. As the lead entity in administering these funds locally, Cumberland County will be responsible for developing, implementing, and monitoring various projects that address affordable housing needs associated with Hurricane Matthew's impact on individuals with a low to moderate income. An initial award amount of **\$23,260,000** is being allocated to the County for expenditure in the next 24-months. At, or near, the end of the 24-month period, the State will perform a review and examine the allocation of future CDBG-DR funding.

RECOMMENDATION/PROPOSED ACTION:

Staff recommends approval of the corresponding Budget Ordinance Amendment Number **B180280** in the amount of \$23,260,000 to recognize CDBG-DR Grant Award funds and authorize the Chairman of the Board of Commissioners or County Manager to sign the attached CDBG-DR Award Letter and forthcoming grant agreement/MOA as appropriate.



North Carolina Department of Public Safety

Emergency Management

Roy Cooper, Governor
Erik A. Hooks, Secretary

Michael A. Sprayberry, Director

September 27, 2017

Mr. Tracy Jackson
Assistant County Manager
County of Cumberland
PO Box 1829
Fayetteville, NC 28302

Subject: Cumberland County CDBG-DR Award Letter in the Amount of \$23,260,000

Dear Mr. Jackson:

On behalf of the Governor's Hurricane Recovery Office and the NC Division of Emergency Management, I am pleased to inform you that Cumberland County will be entitled to receive up to **Thirty-four million nine hundred forty-five thousand three hundred twenty - eight dollars (\$34,945,328)** as part of the NC CDBG-DR Program. The award letter is hereby made in the amount of **\$23,260,000** for a two year grant term commencing with the signed execution of the Award Letter. This award is made pursuant under the Robert T. Stafford Disaster Relief and Emergency Assistance Act, and Public Law 114-254 which appropriated funding for housing, restoration of infrastructure, and long-term recovery in the most impacted and distressed areas due to Hurricane Matthew in October 2016. The award is also being made in accordance with the plan set forth in the application of the above mentioned recipient and subject to any attached revisions or special conditions.

Within the next twenty- four (24) months and prior to the ending date of the contract, the State Division of Emergency Management will make a subsequent review of the status of your program activities and budget to examine the allocation for future CDBG-DR funding.

The funding award is subject to all applicable rules, regulations, and conditions subject to the Federal statutes and regulations governing CDBG grants as defined under (24 CFR Part 570), Uniform Administrative Requirements, Cost Principles and Audit Requirements for Federal Awards (2 CFR 200) and Environmental Review Procedures for Title I Community Development Block Grant Program (24 CFR Part 58). The grant award is also subject to such further rules, regulations and policies as prescribed by the State of North Carolina.

Pursuant to the county application, all project activities must meet a national objective in order to be eligible for Community Development Block Grant-DR funds. There are three national objectives in the CDBG program. This program falls under the National Objective of Low-Moderate Income Persons and Urgent Needs. All program activities must show documentation of one of these national objectives with at least 70% being directed to low and moderate income households.

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



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

The following attachment summarizes the terms of the grant funds, key program details and highlights other areas of compliance. The grant shall become effective on the beginning date of the grant period provided that within 15 days of the award execution date, the properly executed original of the Statement of CDBG-DR award and any attached properly executed revisions and special conditions are returned to the NC Division of Emergency Management.

This award letter will be made a part of the Grant Agreement and Contract upon satisfaction of submitting any revisions and additional information to your project application.

**This award is subject to revisions of application
submittal (attached)**

Division of Emergency Management

By: 

Date: 9/27/17

Name: Michael A. Sprayberry

Title: Director

Chief Elected Official

By: _____

Date: _____

Name: _____

Title: _____

**Application Revisions and Re- Submittal Requirements
Cumberland County**

1. Submit public hearing affidavits and certified minutes for the two required public hearings.
2. The State will contract with Cumberland County as the Lead Entity.
3. Submit Project Location Maps including FEMA flood zone maps.
4. Submit map showing Low and Moderate Income areas.
5. Address how project activities tie back to Hurricane Matthew.
6. Request for Homeless Shelter Funding is contingent upon receipt of additional information showing how the shelter ties back to Hurricane Disaster recovery efforts.
7. Add additional language for Supportive Housing activities.
8. Submit information on proposed multi-family rental developments including proposed locations.

9. Adjust Project Budget as Follows:

Activity	Year 1	Year 2	Total
Infrastructure/Community Recovery ¹	1,900,000	1,900,000	\$3,800,000
Multi-Family Rental	\$1,500,000	\$3,400,000	\$4,900,000
Supportive Housing	\$1,250,000	\$1,250,000	\$2,500,000
Housing Recovery	\$5,280,000	\$3,380,000	\$8,660,000
Administration	\$200,000	\$200,000	\$400,000
Planning	\$500,000	\$500,000	\$1,000,000
Econ. Development ²	\$1,000,000	\$1,000,000	\$2,000,000
Total Activities:	\$11,630,000	\$11,630,000	\$23,260,000

¹ Community Recovery Activities for the Homeless Shelter will be reviewed upon receipt of additional information for this funding request.

² Economic Development Activities will be administered by the Department of Commerce.

Local CDBG-DR Program Implementation Schedule – Critical Tasks

Over the next two-three weeks, as the Lead Entity, there are a number of deliverables that are needed in order for us to move forward with grant set up and having funds available for your intended projects. These tasks can proceed upon receipt of your signed and duly executed acceptance of the Award and upon satisfying all requested revisions to the Division of Emergency Management.

Tasks

- 1) Revise and Submit back to Emergency Management all items listed as Revisions and Changes. Submit no later than October 16, 2017.
- 2) Review and Submit the Memorandum of Agreement (MOA) with required signatures. Submit no later than October 16, 2017.
- 3) Attend a CDBG-DR Management Meeting to discuss critical start up tasks and procedures. Staff will email the meeting time and location. Tentatively scheduled for Friday, October 13, at 10:30 am.
- 4) Procure administrative and professional services.
 - a) Verify that your procurement process adheres to CDBG guidelines- (Review process with the Division of Emergency Management).
 - b) Establish review process for evaluation and selection process.
 - c) Establish review committee and verify debarment status.
 - d) Advertise for Services.
- 5) Begin Environmental Review Record
 - a) Complete Environmental Review Record for Exempt Activities - Administration, Planning.
 - b) Identify a staff person who will be responsible for managing your environmental review process and begin procedures for undertaking Tier I and Tier II assessments.
- 6) Begin identifying your pool of applicants by address, and program type for your homeowner recovery programs.



ITEM NO. 7

**CUMBERLAND
COUNTY**
NORTH CAROLINA

SOLID WASTE MANAGEMENT

**MEMORANDUM FOR THE AGENDA OF THE OCTOBER 16, 2017
MEETING OF THE BOARD OF COMMISSIONERS**

TO: MEMBERS OF THE BOARD OF COMMISSIONERS

FROM: JEROD A ROBERTS, CCSWM DIRECTOR

THROUGH: AMY CANNON, COUNTY MANAGER

DATE: OCTOBER 9, 2017

**SUBJECT: CONSIDERATION OF CONTRACT FOR A LANDFILL GAS
COLLECTION AND CONTROL SYSTEM EXPANSION**

BACKGROUND:

Cumberland County's Ann Street Landfill is due for an expansion of the Landfill Gas Collection and Control System. The landfill is subject to this modification based on Environmental Protection Agency (EPA) regulations known as New Source Performance Standards (NSPS). The most recent NSPS standards require landfill gas to be collected from waste after being in place for (5) years in an active landfill. The last expansion was done on November 2012 and to remain in compliance the Ann Street Landfill must expand the system no later than January 2018. Funds were previously budgeted for this expansion and are available for use.

RECOMMENDATION/PROPOSED ACTION:

The Solid Waste Director along with County Management recommend that the Board of Commissioners consider the following:

1. Approve a contract amendment in the amount of **\$419,913** to SCS Engineers for landfill gas collection system expansion.
2. Approve additional 10% Contingency in the amount of **\$41,991.30** to ensure contract stability.

SCS ENGINEERS, PC

October 2, 2017
File No. 020475217

Mr. Jerod Roberts
Director of Solid Waste
Cumberland County
698 Ann Street
Fayetteville, North Carolina 28301

Subject: Landfill Gas System Design-Build Proposal
Ann Street Landfill
Cumberland County, NC

Dear Jerod:

SCS Engineers, PC and SCS Field Services (SCS) are pleased to present this proposal to Cumberland County. Our proposal is a design-build proposal for the expansion of the landfill gas collection and control system (GCCS) at the Ann Street Landfill. The Ann Street Landfill is an active Subtitle D landfill.

The GCCS on the Ann Street Landfill currently consists of 18 horizontal collectors and 10 vertical extraction wells. Landfill gas (LFG) is conveyed to the blower flare station in buried 10-inch diameter LFG header pipes. The operation of the GCCS is performed by DTE Biogas in accordance with their gas purchase agreement with the County. The last expansion to the GCCS was constructed in 2012.

SCOPE OF WORK

Our scope of work is divided into two tasks. Task 1 covers engineering, design, construction administration, and certification services. Task 2 covers construction. These two tasks are described below:

Task 1 – Engineering Services

The proposed expansion includes 7 new vertical wells, 3 replacement wells, and collection piping. This task includes the preparation of the Construction Drawings for the GCCS expansion. The draft construction drawings are provided in **Attachment B**. Following approval of this proposal, the draft drawings will be finalized and sealed by a North Carolina professional engineer.



Engineering services under this task include the following:

- Submittal of Construction Drawings plan to DEQ.
- Preparation and submittal the “Notification of Waste Disturbance” to the Health Hazards Control Unit. This notification is required because the landfill includes asbestos containing materials (ACMs). We assume the County will provide us the GPS data for the buried ACM locations.
- Review and approval of contractor submittals.
- Construction quality assurance (CQA) services. This includes CQA monitors on site during the construction of the GCCS.
- Preparation of construction documentation report including as-built drawings, photographs, and field reports.

Task 2 - Construction

The scope of work and fee estimate is based on the Conceptual GCCS Expansion Drawings and the Conceptual Design Details prepared by SCS Engineers, dated September 2017, provided in Attachment A. The scope of work is described below, in the Price Schedule Sheet and in the Assumptions and Conditions. The Price Schedule Sheet is provided in **Attachment A**.

1. Mobilization and Demobilization of SCS-FS Crew.
2. 10 EA Gas Wells, (approx. 771 VF) 36” Bore, 6” SCH 80 PVC Casing.
3. 10 EA 2 inch Fine Tune vertical Wellheads w/ Orifice Plate.
4. Approx. 1,700 LF 4” SDR 17 HDPE, LFG Collection Piping, Below Grade.
5. Approx. 680 LF 6” SDR 17 HDPE, LFG Collection Piping, Below Grade.
6. Approx. 800 LF 8” SDR 17 HDPE, LFG Collection Piping, Below Grade.
7. Approx. 1,200 LF 10” SDR 17 HDPE, LFG Collection Piping, Below Grade.
8. 1 EA 6” Butterfly Isolation Valve w/ Stem Extension, Below Grade.
9. 2 EA 8” Butterfly Isolation Valve w/ Stem Extension, Below Grade.
10. 6 EA Tie- in to Existing Header
11. 4 EA Cut and Cap existing laterals.
12. 3 EA Abandon Existing Wells.

13. Site Regrading, Erosion & Sediment Control.

14. Construction Stake Out, As Built.

15. Labor & Equipment Rate for LFG System Investigation and Repair. Materials will be billed at cost plus 10%.

FEE ESTIMATE

The estimated fee for this project is summarized below:

- Task 1 – Engineering Services - \$85,000. Task 1 will be invoiced on a time and materials basis in accordance with our standard Fee Schedule which is included in **Attachment A**.
- Task 2 – Construction - \$334,913. Task 2 will be invoiced on a Unit Price basis. The Unit Prices are included in the Price Schedule Sheet (**Attachment A**).

SCS will prepare invoices on a monthly basis. SCS will conduct this work in accordance with our Master Services Agreement, signed July 5, 2017. A Work Order form is provided in **Attachment A**. If this proposal is acceptable to the County, please sign and return the Work Order form to us. We anticipate mobilizing to the site by November 1, 2017 per the notice provided to DEQ.

SCS appreciates the opportunity to provide our design-build services to Cumberland County for this important project. if you have any questions or require additional information, please contact Steve Lamb at 704-504-3107 or at slamb@scsengineers.com.

Sincerely,



Guy F. Lewis
Vice President
SCS FIELD SERVICES



Steven C. Lamb, PE
Project Director/Vice President
SCS ENGINEERS, PC

gfl/scl

cc: Jeffery Brown, PE, Engineering & Infrastructure Director
Bob Gardner, PE, SCS Engineers

Enclosures

ATTACHMENTS



ATTACHMENT A
Work Order and Fee Estimate

LFG SYSTEM DESIGN, CONSTRUCTION, & CQA COST ESTIMATE

CONCEPTUAL 2017 GCCS LANDFILL GAS COLLECTION AND CONTROL SYSTEM EXPANSION
CUMBERLAND COUNTY - ANN STREET LANDFILL - FAYETTEVILLE, NC

Date: 10/2/17

No.	Item Description	Quantity	Unit	Unit Price	Total Cost
1	Mobilization/Demobilization	1	LS	\$18,000	\$18,000
LFG EXTRACTION COMPONENTS & WELLFIELD INFRASTRUCTURE					
2	LFG Extraction Wells - 6" SCH 80 PVC	771	VF	\$108	\$83,268
4	LFG Extraction Wellheads - 2" Standard	10	EA	\$772	\$7,720
5	4" Dia. LFG Collection Piping (Below Grade)	1,700	LF	\$25	\$42,500
6	6" Dia. LFG Collection Piping (Below Grade)	680	LF	\$29	\$19,720
7	8" Dia. LFG Collection Piping (Below Grade)	800	LF	\$36	\$28,800
8	10" Dia. LFG Collection Piping (Below Grade)	1,200	LF	\$40	\$48,000
9	6" Dia. LFG Isolation Valves (Below Grade)	1	EA	\$2,200	\$2,200
10	8" Dia. LFG Isolation Valves (Below Grade)	2	EA	\$2,800	\$5,600
11	10" Dia. LFG Isolation Valves (Below Grade)	1	EA	\$3,800	\$3,800
TIE-IN CONNECTIONS & TERMINATIONS					
12	Cut and Cap existing laterals	7	ea	\$890	\$6,230
13	Abandon existing wells	3	EA	\$965	\$2,895
14	Tie-In to Existing 10" Header	9	EA	\$1,800	\$16,200
MISCELLANEOUS					
15	Regrading, E&S Controls	1	LS	\$10,500	\$10,500
16	Construction Stake Out, as built survey	1	LS	\$8,000	\$8,000
17	Labor & Equipment Rate for LFG system investigation and repairs	40	HRS	\$787	\$31,480
SUBTOTAL					\$334,913
TOTAL CONSTRUCTION COST					\$334,913
TOTAL DESIGN ENGINEERING COST					\$25,000
TOTAL CQA COST					\$60,000
TOTAL DESIGN, CONSTRUCTION, AND CQA COST					\$419,913

Notes:

1. This estimated construction cost to install the LFG System is based on the Cumberland County 2017 GCCS Expansion System Layout Drawing and the Conceptual Design Specifications, prepared by SCS Engineers, dated Sept 2017, respectively.

**ASSUMPTIONS AND CONDITIONS FOR THE CONSTRUCTION OF THE
2017 GCCS EXPANSION CUMBERLAND COUNTY -ANN STREET
LANDFILL, FAYETTEVILLE, NC**

September 26, 2017

Dust control to be performed by others. If SCS is required to perform dust control, additional fee will apply.

Our price assumes that water for construction and fill materials is available onsite at no charge to SCS-FS.

Handling or disposal of any hazardous material, including asbestos is excluded.

Our price excludes revegetation.

SCS' proposal excludes costs due to conditions which differ materially from the information provided by the client, or conditions not reasonably anticipatable considering the nature of the work.

Work may be performed in OSHA Level D protection. Additional health and safety requirements can be provided with adjustment in our price.

This proposal and assumptions and conditions shall become part of a mutually satisfactory contract, agreement or purchase order.

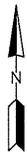
Fee Schedule

January 1, 2017	Rate/Hour
Project Director.....	\$210-\$225
Project Manager.....	\$160
Senior Project Professional.....	\$135
Project Professional.....	\$105
Designer.....	\$90
Staff Professional.....	\$90-\$99
CADD Operator.....	\$105
Technician.....	\$85-\$105
Associate Staff Professional.....	\$75
Administration.....	\$65

General Terms:

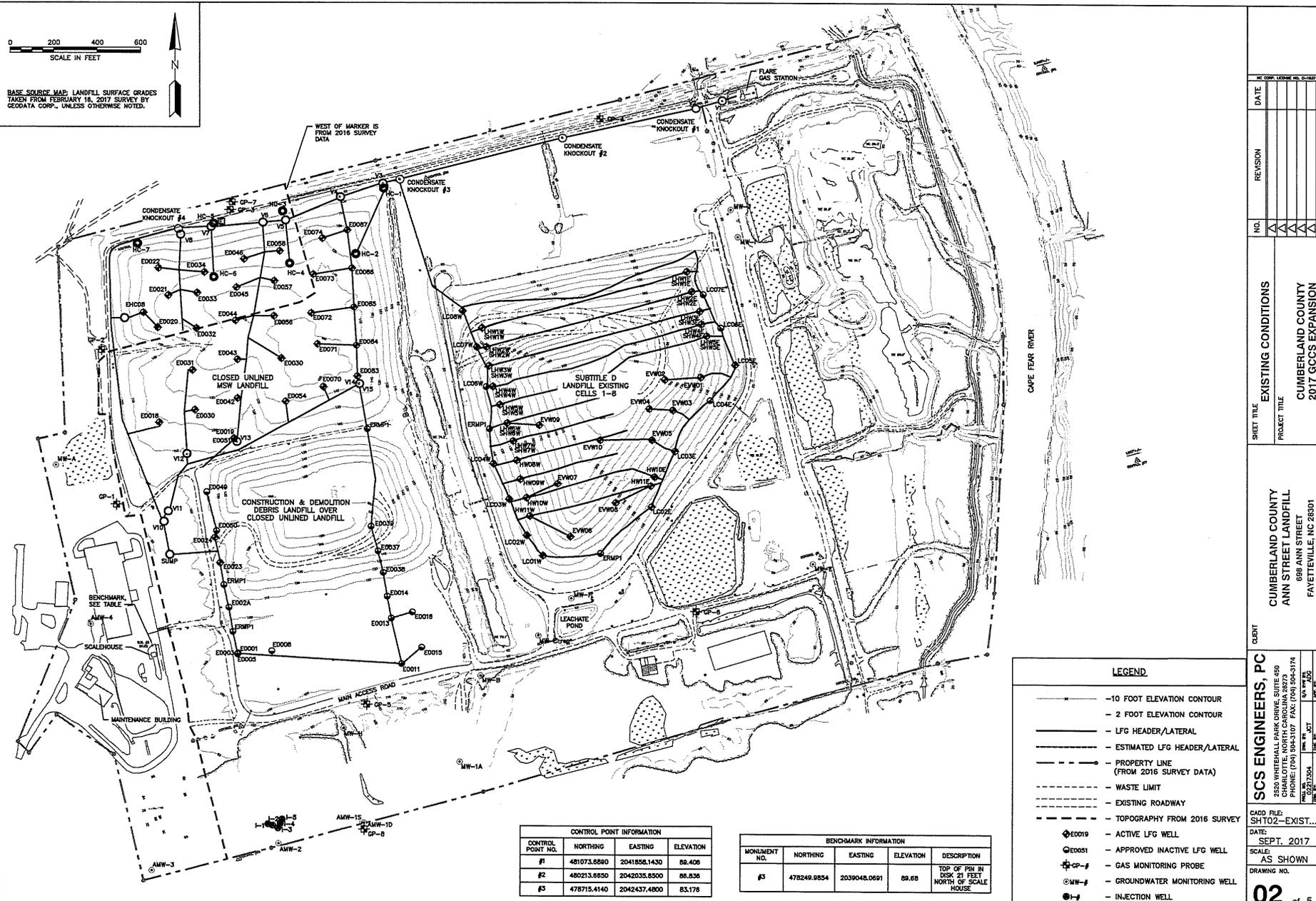
1. The hourly rates are effective through **December 31, 2017**. Work performed thereafter is subject to a new Fee Schedule.
2. The above rates include salary, overhead, administration, and profit. Costs for outside consultants, laboratory and subcontractors and for job related travel (current automobile mileage rate is \$0.575 per mile) and subsistence, reproduction (\$0.10/page), computers (\$4.00 per billable hour for non-field work), long distance telephone, facsimile & color printing (\$1/page), equipment, supplies, etc., are billed at actual cost plus 15 percent.
3. Charges for equipment usage will be invoiced in accordance with SCS's Equipment Rates schedule, plus 15 percent.
4. Invoices will be prepared monthly for work in progress, unless otherwise agreed. Invoices are due and payable upon receipt. Invoices not paid within 75 days are subject to a service charge of 1.5 percent per month on the unpaid balance.
5. Payment of SCS invoices for services performed will not be contingent upon the client's receipt of payment from other parties, unless otherwise agreed to in writing. Client agrees to pay legal costs, including attorney's fees incurred by SCS in collecting any amounts past due and owing on client's account.
6. Rates for Senior Executives and Principals of the firm and special situations, such as litigation support and expert testimony, are negotiated on a project-specific basis.

ATTACHMENT B
Construction Drawings



BASE SOURCE MAP: LANDFILL SURFACE GRADES TAKEN FROM FEBRUARY 16, 2017 SURVEY BY GEODATA CORP., UNLESS OTHERWISE NOTED.

WEST OF MARKER IS FROM 2016 SURVEY DATA



CONTROL POINT INFORMATION			
CONTROL POINT NO.	NORTHING	EASTING	ELEVATION
#1	481073.8580	2041858.1430	88.426
#2	480213.6850	2042035.8500	86.836
#3	478715.4140	2042437.4800	83.176

BENCHMARK INFORMATION				
MONUMENT NO.	NORTHING	EASTING	ELEVATION	DESCRIPTION
#3	478249.9854	2039048.0691	88.68	TOP OF PIN IN DISK 21 FEET NORTH OF SCALE HOUSE

LEGEND

- 10 FOOT ELEVATION CONTOUR
- 2 FOOT ELEVATION CONTOUR
- LFG HEADER/LATERAL
- ESTIMATED LFG HEADER/LATERAL
- PROPERTY LINE (FROM 2016 SURVEY DATA)
- - - WASTE LIMIT
- - - EXISTING ROADWAY
- - - TOPOGRAPHY FROM 2016 SURVEY
- ED0019 - ACTIVE LFG WELL
- ED0051 - APPROVED INACTIVE LFG WELL
- ⊕ CP-# - GAS MONITORING PROBE
- ⊙ MW-# - GROUNDWATER MONITORING WELL
- ⊙ I-# - INJECTION WELL

SCS ENGINEERS, PC
 2550 WHITEHALL PARK DRIVE, SUITE 450
 CHARLOTTE, NORTH CAROLINA 28273
 PHONE: (704) 884-5307 FAX: (704) 884-5374
 WWW.SCS-ENGINEERS.COM

CLIENT: CUMBERLAND COUNTY
 ANN STREET LANDFILL
 698 ANN STREET
 FAYETTEVILLE, NC 28301

CADD FILE: SHT02-EXIST...

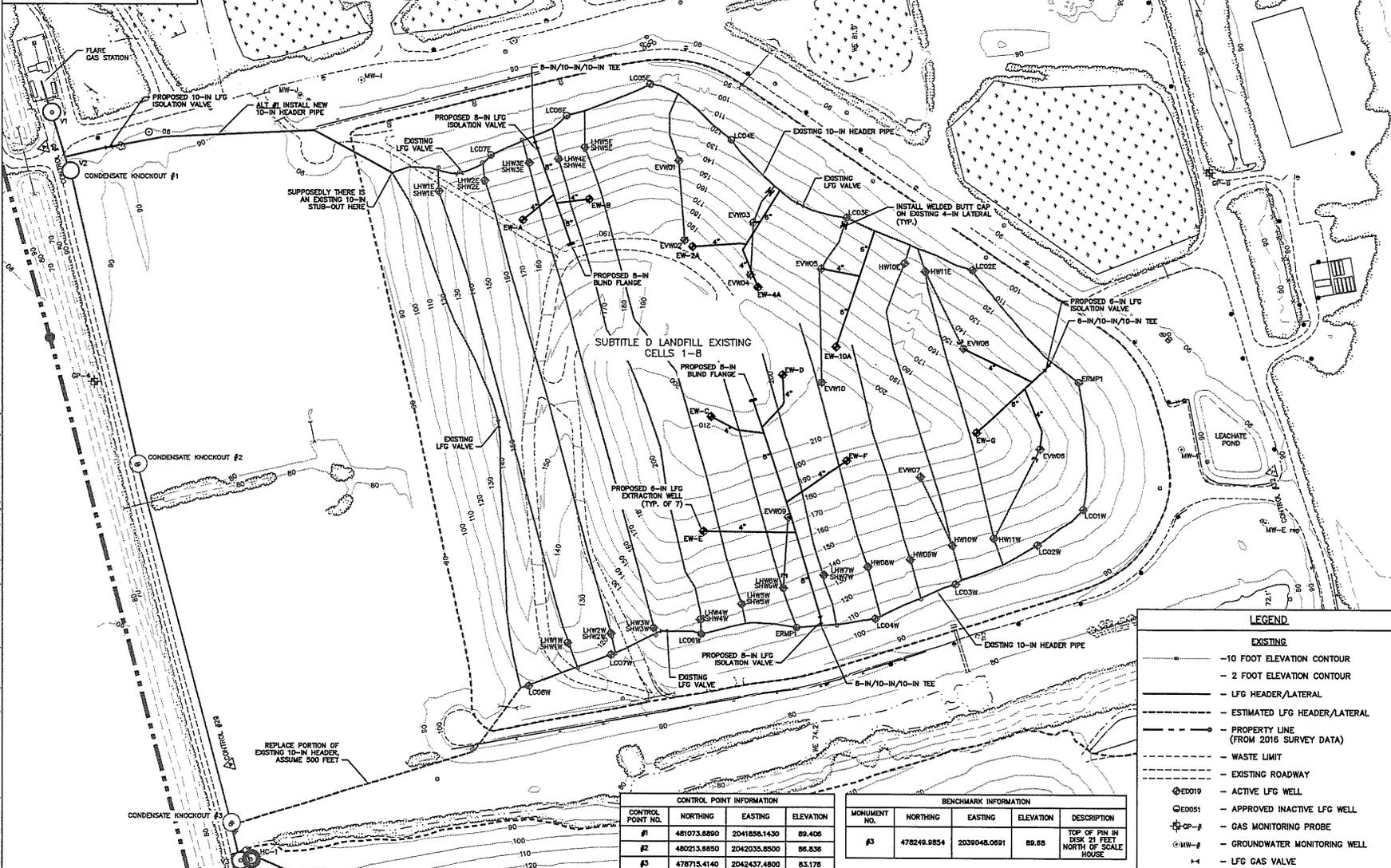
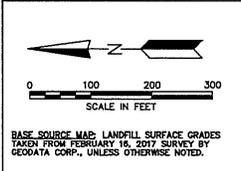
DATE: SEPT. 2017
 SCALE: AS SHOWN
 DRAWING NO. **02** of 5

NO.	REVISION	DATE

SHEET TITLE: EXISTING CONDITIONS
 PROJECT TITLE: CUMBERLAND COUNTY 2017 GCCS EXPANSION

CUMBERLAND COUNTY
 ANN STREET LANDFILL
 698 ANN STREET
 FAYETTEVILLE, NC 28301

ALL CAD FILED DRAWINGS (DWG/PLT) - CUMBERLAND COUNTY/ANN STREET LANDFILL EXISTING CONDITIONS - 08/28/2017 - 2:00pm Local Time. EXISTING CONDITIONS BY JAVIN



LEGEND

PROPOSED

- LFG LATERAL PIPE
- ⊕EW-# - LFG EXTRACTION WELL
- ⊕EW-# - WELL TO ABANDON
- ⋈ - LFG ISOLATION VALVE
- ⌒ - WELDED BUTT CAP

LEGEND

EXISTING

- -10 FOOT ELEVATION CONTOUR
- 2 FOOT ELEVATION CONTOUR
- LFG HEADER/LATERAL
- ESTIMATED LFG HEADER/LATERAL
- - - - PROPERTY LINE (FROM 2016 SURVEY DATA)
- - - - WASTE LIMIT
- - - - EXISTING ROADWAY
- ⊕ED019 - ACTIVE LFG WELL
- ⊕ED051 - APPROVED INACTIVE LFG WELL
- ⊕CP-# - GAS MONITORING PROBE
- ⊕MW-# - GROUNDWATER MONITORING WELL
- ⋈ - LFG GAS VALVE

CONTROL POINT INFORMATION

CONTROL POINT NO.	NORTHING	EASTING	ELEVATION
#1	481073.6880	2041856.1430	89.406
#2	480213.6650	2042035.8500	89.836
#3	478715.4140	2042437.4800	83.178

BENCHMARK INFORMATION

MONUMENT NO.	NORTHING	EASTING	ELEVATION	DESCRIPTION
#3	478249.9854	2039048.0691	89.88	TOP OF PVI IN DISK 21 FEET NORTH OF SCALE HOUSE

DATE

REVISION

NO.	DATE	DESCRIPTION
1		
2		
3		
4		
5		

SITE PLAN

SHEET TITLE

PROJECT TITLE

CUMBERLAND COUNTY
2017 GCCS EXPANSION

CLIENT

CUMBERLAND COUNTY
ANN STREET LANDFILL
698 ANN STREET
FAYETTEVILLE, NC 28301

SCS ENGINEERS, PC
2828 WHITEHALL PARK DRIVE, SUITE 450
CHARLOTTE, NORTH CAROLINA 28273
PHONE (704) 386-5107 FAX (704) 386-5174
www.scs-engineers.com
DATE PLOT: 09/27/2017
PLOT SCALE: 1"=400'

CADD FILE: SHT03-SITE P...

DATE: SEPT. 2017

SCALE: AS SHOWN

DRAWING NO. **03** of 5



**CUMBERLAND
COUNTY**
NORTH CAROLINA

SOLID WASTE MANAGEMENT

**MEMORANDUM FOR THE AGENDA OF THE OCTOBER 16, 2017
MEETING OF THE BOARD OF COMMISSIONERS**

TO: MEMBERS OF THE BOARD OF COMMISSIONERS

FROM: JEROD A ROBERTS, CCSWM DIRECTOR

THROUGH: AMY CANNON, COUNTY MANAGER

DATE: OCTOBER 9, 2017

**SUBJECT: CONSIDERATION OF A CONTRACT AMENDMENT FOR
CONSTRUCTION MANAGEMENT SERVICES AND APPROVAL
OF BUDGET ORDINANCE AMENDMENT B180029**

BACKGROUND:

In FY16 the Solid Waste Department budgeted \$425,000 for projected engineering fees relating to the landfill cell expansion. The projected amount was to cover the cost for engineering design, bidding and contract negotiation by CDM Smith on behalf of Cumberland County. In FY17, the total amount expended was \$210,858 – leaving an available budget of **\$214,142** for the project. In July FY18, the department started the cell expansion of cells 9 & 10. What was not anticipated in the cost was the quality assurance and quality control needed to ensure project stays on schedule and that it meets all specifications within the bid. CDM Smith is currently overseeing the construction services which includes daily inspections and monitoring of the work being completed. The projected total cost of construction services are **\$520,665**. Therefore, a transfer of **\$306,523** is needed from the Solid Waste fund balance to cover these costs.

RECOMMENDATION/PROPOSED ACTION:

The Solid Waste Director along with County Management recommend approval of the following recommendations by the Board of Commissioners at their October 16th meeting.

1. Approve CDM Smith contract amendment in the amount of **\$520,665** for construction management services.
2. Approve Budget Amendment Ordinance **B180029** in the amount of **\$306,523** utilizing Solid Waste Fund Balance to increase engineering fees.



301 S. McDowell St., Suite 512
Charlotte, North Carolina 28204
tel: 704 342-4546
fax: 704 342-2296

May 31, 2017

Mr. Jerod A. Roberts
Solid Waste Director
Cumberland County
698 Ann Street
Fayetteville, NC 28301

Subject: Cumberland County, North Carolina
Ann Street Subtitle D Landfill – Phase IV Expansion Construction
Construction Management Services

Dear Jerod:

CDM Smith appreciates the opportunity to present this proposal to provide professional engineering services associated with the construction of the Phase IV Subtitle D Landfill expansion at the Ann Street Landfill facility. CDM Smith will provide construction management and Construction Quality Assurance (CQA) inspection services for the expansion construction.

The proposed services are described in Tasks 1 through 4.

TASK 1 – GENERAL SERVICES DURING CONSTRUCTION

CDM Smith will provide construction management services including: project management, preparation of conformed documents, contract administration, bi-weekly progress meetings, shop drawing review, design clarification, record drawings, inspection services, and change order preparation, among other tasks described here within. CDM Smith will also provide CQA services associated with installation of the liner subgrade preparation, installation of the composite liner system, placement of the protective cover layer, installation of stormwater management components, and other portions of the project. The work will include: full-time inspection during all portions of the work; compilation of CQA support documentation, observing construction and checking for compliance with the contract documents, approved North Carolina Department of Environmental Quality (NCDEQ) Division of Waste Management Permit to Construct; and preparing a CQA Report for submittal to the NCDEQ Solid Waste Section in support of the Permit to Operate application. CDM Smith will contract with an engineering lab to perform periodic soils and concrete CQA testing on behalf of the County and CDM Smith.

Task 1.1 – Project Management

CDM Smith will administer the project, providing monthly invoicing, progress updates, and other information as requested by the County. CDM Smith will provide the County with updates on project status by email or phone.



Mr. Jerod A. Roberts
May 31, 2017
Page 2

Task 1.2 - Administration of Construction Contract

As part of general administration of the Construction Contract, CDM Smith will consult with and advise the County and act as its representative during the 300-day construction period (300 days to Final Completion). CDM Smith will provide contract administration and general services required for the Project, including:

- As the County's representative for the duration of the Construction Contract, all communications to and from the Contractor shall go through CDM Smith. CDM Smith will administer the Construction Contract on behalf of the County, responding to Contractor's correspondence, and issuing instructions from the County.
- Carry out the duties and responsibilities as stated in the General Conditions and Supplemental Conditions of the Construction Contract.
- Maintain a complete document file for the project. Documents to be maintained shall include, but are not limited to: correspondence, CQA procedures, CQA testing for soils, concrete, and geosynthetics, inspection records, shop drawing schedule, applications for payment by the contractor, change orders, scheduling, project meetings, cost and disbursement data, progress reports, and all other documents pertaining to the Construction Contract.
- Hold a Pre-Construction Conference and distribute minutes to attendees. At the pre-construction conference, procedural guidelines and specific CQA project requirements will be discussed with the Contractor. Among other items addressed will be the: correspondence distribution, shop drawing and scheduling procedures, Notice-to-Proceed date, critical schedule requirements, payment procedures, staging areas, emergency procedures, survey control requirements, and quality control procedures.
- Hold construction progress meetings from Notice-to-Proceed date through Substantial Completion of the project. Meetings will generally be held on a bi-weekly basis, but may be held less frequently if construction progress dictates (e.g., bad weather). In these meetings, CDM Smith and the Contractor will address such items as: schedule slippage, coordination problems, design issues, pending change orders, outstanding shop drawings, CQA testing approvals, any conflicts, and any other issues related to completion of the project. CDM Smith will develop a progress meeting schedule based upon the construction schedule provided by the Contractor. CDM Smith will provide the meeting agenda and prepare meeting summaries for distribution to all attendees.
- In addition to the Resident Project Representation (RPR) defined in Task 2 below, CDM Smith will provide the services of a project engineer to address questions and/or concerns

Mr. Jerod A. Roberts
May 31, 2017
Page 3

regarding construction related issues in the field, participate in onsite meetings held between the Contractor and County and provide overall project coordination as warranted during the various construction stages. CDM Smith's project engineer will visit the site at critical stages of construction to observe the progress and quality of the executed work performed by the Contractor and to determine, in general, if such work is proceeding in accordance with the Contract Documents. Site visits will be conducted on an as-needed basis to coordinate construction phasing and to address any issues presented by the closure Contractor.

- CDM Smith will provide services in connection with final reconciliation processing and change orders to the Contract to reflect changes or deletions in the Contract requested by the County/CDM Smith or the Contractor in evaluating substitutions proposed by Contractor, and in making revisions to Drawings, Specifications, and project completion dates contained in the Contract. An accurate listing of additional costs and credits as a result of change orders will be maintained by CDM Smith. Upon receipt of a requested change order, CDM Smith will review it in detail and then discuss it with the County, and, together, will determine the manner in which to proceed. CDM Smith will prepare the change order documents for execution by the County and the Contractor and will distribute signed documents following the execution. Larger changes or claims asserted by the Contractor and redesigns requested by the County or the Contractor may require additional analyses or evaluation beyond the scope of this Amendment.

Task 1.3 - Shop Drawing and Request for Information Review

CDM Smith will review shop drawings, requests for information (RFIs), and materials submitted for approval by the Contractor. CDM Smith will provide approvals, as appropriate, of shop drawings, samples, and other data which the Contractor is required to submit for conformance with the Contract Documents. Such reviews and approvals or other action shall not extend to methods, means, techniques, sequences or procedures of construction or to the safety precautions and programs implemented by the Contractor.

If Contractor wishes for substitute submittals to be approved, this work shall be done, if so ordered by the County. CDM Smith shall receive additional compensation for this work. Shop Drawings, O&M Manuals, and other submittals will be reviewed no more than twice with further reviews requiring additional compensation to CDM Smith at the Contractor's expense. The Contractor shall reimburse the County for all such fees invoiced to the County by CDM Smith.

The Contract Documents contain a provision requiring the Contractor to reimburse the County for all costs associated with certain actions or lack of actions on the part of the Contractor that necessitate additional effort on the part of CDM Smith and, hence, the County's costs for engineering above and beyond the costs for routine engineering services. The Contractor shall pay to the County the reasonable costs of such additional engineering effort at the hourly rate established in

Mr. Jerod A. Roberts
May 31, 2017
Page 4

the Supplemental Conditions. The roles of the Engineer and the RPR are outlined in the construction contract General and Supplemental Conditions. Additionally, the RPR does not have the authority to stop work.

Task 1.4 - Prepare Change Orders and Design Clarifications

A necessary part of any construction project is the preparation of design clarifications and other routine supplementary information. This work will be performed and reviewed by CDM Smith staff. CDM Smith will issue necessary interpretations and clarifications of the Contract Documents; have authority, as the County's representative, to require special inspection or testing of the work; act as initial interpreter of the Contract Documents and determine the acceptability of the work provided.

Task 1.5 - Review Pay Requests

CDM Smith will review the amounts requested for payment by the Contractor and recommend in writing payments to County in such amounts. Pay requests will be processed based on CDM Smith's on-site observations, information provided by the RPR, and review of the applications for payment and the accompanying data and schedules.

Task 1.6 - Final Inspections

CDM Smith will conduct a walk-through inspection with the Contractor to determine if the Project has reached Substantial Completion and prepare a punch list of work items remaining. CDM Smith will conduct one final inspection to determine if the work is acceptable, so that CDM Smith may recommend, in writing, final payment to the Contractor and may give written notice to the County and the Contractor that the work is acceptable. CDM Smith will observe the work of the Contractor to see that it has been completed in substantial accordance with the bid plans and specifications.

Task 1.7 - Record Drawings and As-Built Drawings

A complete set of record drawings shall be prepared by CDM Smith based upon field information provided by the Contractor. A set of as-built drawings (prepared by Contractor and reviewed by CDM Smith) shall also be provided to the County and NCDEQ Solid Waste Section.

TASK 2 - INSPECTION SERVICES

CDM Smith will provide a full-time RPR during the construction period, in order to assist in observing performance of the Work of the Contractor. RPR services will be provided for the duration of the Construction Contract between the County and Contractor. CDM Smith has estimated a total of 1,700 hours (45 hours/week for 36 weeks and 20 hours/week for 4 weeks) at an hourly rate of \$105.

CDM Smith will only be paid for the actual number of RPR hours worked. CDM Smith will be entitled to additional hours if the actual number of hours exceeds 1,700. The working hours for the contractor are specified in the contract documents as 10 hours per day, 5 days per week (Monday



Mr. Jerod A. Roberts
May 31, 2017
Page 5

through Friday) and 8 hours during Saturdays. The contract documents require that the contractor pay for any of CDM Smith's overtime costs should he chose to work outside regular working hours. CDM Smith's costs will be deducted from the contractor's pay requests. The County agrees to pay CDM Smith the amount that is withheld from the contractor to pay for overtime services.

County and CDM Smith agree that CDM Smith will be entitled to an amendment for additional compensation if the actual number of hours warranted during construction exceeds 1,700 or if the contract time should extend beyond the 300 days to Final Completion. However, only those hours worked and authorized in advance by the County will be submitted for payment.

The RPR's communication concerning the project work shall, in general, be only with the CDM Smith Project Engineer or Project Manager, County staff, and the Contractor. Communication with subcontractors shall only be performed with the full knowledge of the Contractor. Written communication with the County will be only through, or as directed by, CDM Smith. If, in the opinion of CDM Smith, the Contractor's quality of work, level of effort, or work schedule requires additional level of effort by CDM Smith under this work task, then CDM Smith will make written recommendation regarding the scope of services under this task to the County for consideration.

If, in the opinion of the RPR, surveying services are needed to verify the Contractor's compliance with the plans and specifications, these are to be provided by the County.

The RPR will also be responsible for providing construction quality assurance for the project. Specifically, the RPR will assist with the collection and preparation of documentation to be presented to the Solid Waste Section review certifying that construction has been completed in accordance with the applicable Permit to Construct conditions and Contract Documents.

CDM Smith will be providing CQA services for the soil, concrete, and stone material testing specifically indicated in the Contract Documents. The Contract Documents require the Contractor provide the services of an independent Geosynthetic Research Institute certified quality assurance laboratory to perform geosynthetic material testing specifically indicated in the Contract Documents. Contractor is also required to provide the services of an independent Quality Control Laboratory (QCL) to perform soil, stone material, concrete, and protective cover material testing specifically indicated in the Contract Documents.

TASK 3 - CQA MONITORING SERVICES

In addition to full-time RPR services, CDM Smith will provide soils, concrete, and geosynthetic CQA services. These services will be rendered in compliance with the Permit to Construct requirements and the approved CQA Plan. CDM Smith will conduct a separate pre-liner installation/coordination meeting with the Contractor and their liner subcontractor prior to installation. Meeting minutes will be prepared and distributed to all attendees.



Mr. Jerod A. Roberts
May 31, 2017
Page 6

CDM Smith will provide CQA services for the installation of synthetic materials, backfill, clay liner, leachate drainage system, and the concrete access road. CDM Smith will contract with an outside testing firm to perform CQA field and laboratory testing.

Task 3.1 - CQA Services for Soils & Concrete

CDM Smith will provide the following construction monitoring services and related field-testing (including laboratory testing) in accordance with the contract documents and the approved CQA plan:

- Observation of the subgrade after topsoil has been stripped to determine that unacceptable soils have been removed and perform density tests on replacement fill.
- Observation and testing during placement and compaction of backfilled soils.
- Observation and conformance testing of clay liner source.
- Conformance testing of sand and coarse aggregates.
- Observation and testing during preparation, placement, and compaction of clay liner.
- Observation and testing during placement and compaction of leachate drainage layer.
- Observation and testing of access road construction.

Task 3.2 - CQA Services for Synthetic Liner and Drainage Net

CDM Smith will provide construction monitoring services (excluding testing) including the following:

- Observation of synthetic liner installation including seaming and nondestructive in-field seam testing as required by the project specifications.
- Observation of the destructive sampling for the testing of "Seam Strength" and "Peel Adhesion."
- Observation of drainage net and filter fabric installation.
- Observation of repairs to synthetic liner failures.
- Observation and documentation of liner defects.

Mr. Jerod A. Roberts
May 31, 2017
Page 7

It will be the responsibility of the construction contractor to provide CQC and CQA laboratory testing services for all synthetic materials. CDM Smith will review the test results and include them in the final CQA report. The testing to be performed will include the following:

- Conformance testing of the synthetic liner, drainage net, and filter fabric.
- Performance of destructive testing.
- Re-testing of repairs to the geosynthetic liner.

At the end of construction, CDM Smith will prepare a summary report of all CQA documentation and test results of field and laboratory tests on soils and concrete. CDM Smith will also review the as-built plans (including test location plans) prepared by the Contractor.

For purposes of this Task Order, CDM Smith has budgeted our level of effort based upon the estimated construction amounts of soil, liner, concrete, and stone materials along with the testing frequencies provided in the Construction Documents. CDM Smith will be entitled to additional funding if the amount of field and laboratory testing is increased due to Contractor actions that result in non-complaint materials or installation practice.

TASK 4 – NCDEQ SITE INSPECTION AND CQA REPORT

In accordance with the North Carolina Solid Waste Management Rules, Rule .1624 (b)(15), and the conditions of the Solid Waste Permit, a Permit to Operate must be obtained from the Solid Waste Section prior to receiving waste. CDM Smith will complete the following services in support of preparation and obtaining a Permit to Operate for Phase 4 when construction is complete. CDM Smith will begin preparation of the CQA report as each component of the landfill is completed such that the full report can be submitted as soon as possible after construction is completed.

Task 4.1 – NCDEQ Site Inspection

CDM Smith will arrange for a site inspection by NCDEQ Solid Waste Section staff to be conducted immediately following Substantial Completion of construction (i.e. the Phase 4 area is ready to accept waste).

Task 4.2 – Construction Quality Assurance Report

CDM Smith will prepare a Permit to Operate Application (CQA report) as soon as possible following the determination that Phase 4 is substantially complete. The primary component of the application will be the CQA report. At the end of construction of the facility, CDM Smith will prepare a summary report of all CQA documentation and test results of field and laboratory tests of geomembrane liner, geosynthetic clay liner, and geocomposite drainage layer construction. CDM Smith will also review the as-built plans prepared by the Contractor.

Mr. Jerod A. Roberts
May 31, 2017
Page 8

It will be the responsibility of the Contractor to provide CQC and CQA laboratory testing services for all synthetic materials. CDM Smith will review the test results and include them in the final CQA report.

The CQA report will be prepared in accordance with the approved Permit to Construct, and Solid Waste Management Rules. CDM Smith will submit the CQA report to the Solid Waste Section and include the following information in the report:

- Results of all CQC and CQA testing including documentation of any failed test results, descriptions of procedures used to correct the improperly installed material, and results of all re-testing performed.
- The CQA report will contain as-built drawings noting any deviation from the approved engineering plans and shall also contain a comprehensive narrative including, but not limited to, daily reports from the RPR and descriptions of major project features.

The CQA report will bear the seal of the project engineer and a certification that construction was completed in accordance with the Contract Documents, approved CQA plan, conditions of the Permit to Construct, and acceptable engineering practices.

ASSUMPTIONS

The proposal is based on the following assumptions:

- County will provide site access as required to perform tasks.
- County will provide any necessary review in a timely manner.

SCHEDULE

CDM Smith agrees to provide these services in accordance with the schedule defined in the Construction Contract Documents for the subject project. Excused or unexcused delays on the part of the construction Contractor that extend the contractual completion date will entitle CDM Smith to seek additional compensation for additional incurred costs attributable to that delay.

COST

For the Basic Services performed by Engineer under Section 1 of this Amendment, Owner agrees to pay CDM Smith for the services included under this Amendment as defined below. For lump sum tasks, it is agreed that total costs per task summarized below do not represent contractual upper limits per task. Total costs per task for not-to-exceed amounts will not be exceeded without prior approval in writing from the County.

Task 1 – General Services During Construction (lump sum)	\$213,300
Task 2 – Resident Project Representation (not-to-exceed)	\$184,500





Mr. Jerod A. Roberts
May 31, 2017
Page 9

Task 3 – CQA Monitoring Services (not-to-exceed)	\$105,065
Task 4 – NC DEQ Site Inspection and CQA Report (lump sum)	\$17,800

The maximum amount payable by the County to CDM Smith as part of this Amendment is Five Hundred and Twenty Thousand, and Six hundred and Sixty-Five Dollars (\$520,665). This fee has been based on a substantial completion period of 270 days and a final completion construction period of 300 days (40 weeks), and the assumptions indicated herein. If these items vary or the scope changes from that which has been assumed, CDM Smith will be entitled to additional compensation.

The total lump sum fee for Tasks 1 and 4 is \$231,100. The total not-to-exceed fee for Tasks 2 and 3 is \$283,565.

Payments shall be made on a monthly basis in proportion to satisfactory services performed and work accomplished for lump sum tasks, and on the basis of actual costs incurred for not-to-exceed tasks.

CDM Smith is under a current contract with the County; as a result, this work can be authorized with a service order. If this proposal is acceptable, a service order can be submitted.

We appreciate the opportunity to continue assisting the County with solid waste engineering services for your program. Please feel free to contact me should you have any questions.

Very truly yours,

Kevin Irby, P.E.
Vice President
CDM Smith Inc.

cc: M. Sanford, CDM Smith
A. Weispfenning, CDM Smith



AMY H. CANNON
County Manager

MELISSA C. CARDINALI
Assistant County Manager



CUMBERLAND
★ **COUNTY** ★
NORTH CAROLINA

DUANE T. HOLDER
Assistant County Manager

TRACY JACKSON
Assistant County Manager

SALLY S. SHUTT
Assistant County Manager

OFFICE OF THE COUNTY MANAGER

ITEM NO. 9

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF OCTOBER 16, 2017

TO: BOARD OF COUNTY COMMISSIONERS

FROM: DUANE T. HOLDER, ASSISTANT COUNTY MANAGER

DATE: OCTOBER 10, 2017

SUBJECT: CONSIDERATION OF A REQUEST FOR A REVIEW OF THE PUBLIC HEALTH DEPARTMENT

BACKGROUND

Commissioner Evans has made a request for the Board of Commissioners to consider an outside review of the Public Health Department.

RECOMMENDATION/PROPOSED ACTION

Consider an outside review of the Public Health Department.

/ct

CM101017-3



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. 10 A

October 11, 2017

October 16, 2017 Agenda Item

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

BACKGROUND: The Transportation Advisory Board has the following three (3) vacancies:

County Health Director or Designee:

Barbara Carraway – Retired. The recommendation of the Transportation Advisory Board is for the appointment of **Sharon Batten**. (See attached.)

Mid-Carolina Council of Governments Director or Designee:

Carla Smith – completing second term on November 30, 2017. Not eligible for reappointment. The recommendation of the Transportation Advisory Board is for the appointment of **Tracy Honeycutt**. (See attached.)

DSS Work First Representative:

Angelita Marable – completing second term on November 30, 2017. Not eligible for reappointment. The recommendation of the Transportation Advisory Board is for the appointment of **Dana Davis**. (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: Ifetayo Farrakhan, Planning & Inspections

Transportation Advisory Board

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

Member Specifications:

17 Members with Specific Categories

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

Term: 2 Years

Compensation: None

Duties:

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

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

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

Adolphus Thomas
Chairman



Ifetayo Farrakhan
Transportation Coordinator

Kenneth Washington
Vice Chairman

130 Gillespie Street
Fayetteville, NC 28301
910-678-7624

ifarrakhan@co.cumberland.nc.us

CUMBERLAND COUNTY

TRANSPORTATION ADVISORY BOARD

October 10, 2017

MEMORANDUM

TO: Kelly Beam, Deputy Clerk to the Board

FROM: Ifetayo Farrakhan, Transportation Program Coordinator

SUBJECT: TAB Member Nominations

The following Transportation Advisory Board members were unanimously nominated for appointment at the October 10, 2017 meeting:

Sharon Batton - Health Department Director or Designee
Tracey Honeycutt - Mid Carolina Council of Governments Director or Designee
Dana Davis - DSS Work First Representative

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

TRANSPORTATION ADVISORY BOARD

2 Year Term

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

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For Reappointment</u>
<u>City of Fayetteville Representative</u>				
Adolphus Thomas 820 Our Street Fayetteville, NC 28314 364-8515/433-1935	6/16	1st	Nov/18 11/30/18	Yes
<u>Urban Transit Provider Representative</u>				
James Roper Fayetteville City Transit 455 Grove Street Fayetteville, NC 28301 433-1476/391-9953	11/15	2nd	Nov/17 11/30/17	No
<u>Mid-Carolina Council of Governments Director or Designee</u>				
Carla Smith Mid-Carolina Council of Governments 1004 Willow Street Fayetteville, NC 28303 273-5124/323-4191	11/15	2nd	Nov/17 11/30/17	No
<u>County DSS Director or Designee</u>				
Lisa Chance 5309 Ballester Street Hope Mills, NC 28348 677-2356/425-5650	11/15	2nd	Nov/17 11/30/17	No
<u>DSS Work First Representative</u>				
Angelita Marable Cumberland County DSS 839 Abilene Road Fayetteville, North Carolina 28303 864-1108/677-2489	11/15	2nd	Nov/17 11/30/17	No
<u>Workforce Development Center Director or Designee</u>				
Nedra Rodriguez 4112 Bent Grass Drive Fayetteville, NC 28312 306-1216/678-7676 nrodriguez@co.cumberland.nc.us	6/17	1st	Nov/18 11/30/18	Yes
(serving unexpired term; eligible for two additional terms)				

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

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For Reappointment</u>
<u>Vocational Rehab Representative</u>				
Ellen Morales 3606 Wyatt Street Fayetteville, NC 28304 429-3001/486-1101	6/16	1st	Nov/18 11/30/18	Yes
<u>Sheltered Workshop Director or Designee</u>				
Dwayne D. Beason Sr. 5801 Rivercroft Rd Fayetteville, NC 28304 424-7170/751-3782	8/16	1st	Nov/18 11/30/18	Yes
				serving unexpired term; eligible for two additional terms
<u>Aging Programs Representative</u>				
Kenneth Dye 291 Steamboat Court Fayetteville, North Carolina 28314 308-6609/484-0111	11/15	1st	Nov/17 11/30/17	Yes
<u>Mental Health Representative</u>				
William H. Robinson 615 Riverfront Lane Fayetteville, NC 28314 910-491-4823	6/16	1st	Nov/18 11/30/18	Yes
<u>Emergency Medical Services Representative</u>				
Suzanne King 3840 Goforth Drive Hope Mills, NC 28348 916-8024/615-3430 SEDWA5@CAPEFEARVALLEY.COM	8/17	1 st	Nov/18 11/30/18	Yes
				(serving unexpired term; eligible for one additional term)
<u>County Planning Department Director or Designee</u>				
Cecil Combs Cumberland County Planning Department P.O. Box 1829 Fayetteville, North Carolina 28302-1829 678-7606 (W)	11/16	1st	Nov/18 11/30/18	Yes

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

Name/Address	Date Appointed	Term	Expires	Eligible For Reappointment
County Health Director or Designee				
VACANT (Vacated by B. Carraway)	8/16	1st	Nov/16 11/30/16	Yes
serving unexpired term, eligible for two additional terms				
<u>At-Large Representatives</u>				
Anne Morrison 3061 Stone Carriage Cir #C Fayetteville, NC 28304 339-2123/973-943-3334	11/16	2nd	Nov/18 11/30/18	No
Kenneth Washington 1538 Cypress Lakes Rd Hope Mills, NC 28348 425-2242/424-2312	11/16	2nd	Nov/18 11/30/18	No
Joel Strickland 1611 Bluffside Drive #205 Fayetteville, NC 28312 853-8975/323-4191	11/16	2nd	Nov/18 11/30/18	No
Dawn McNair 2210 Hackney Loop Fayetteville NC 28304 910-677-2529	11/16	1st	Nov/18 11/30/18	Yes
<u>MPO Representative</u>				
Deloma West Cumberland County Planning Department 8355 Judy Drive Fayetteville, NC 28314 910-977-8146	11/16	2 nd	Nov/18 11/30/18	No
<u>Dialysis Center Representative</u>				
Antionette Wiggins 6210 Pinto Court Fayetteville, NC 28303 977-5871/867-2602	11/16	2nd	Nov/18 11/30/18	No

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

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

Location: Historic Courthouse, Courtroom 3B

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

**APPLICANTS FOR
TRANSPORTATION ADVISORY BOARD**

<u>NAME/ADDRESS/TELEPHONE</u>	<u>OCCUPATION</u>	<u>EDUCATIONAL BACKGROUND</u>
BALDWIN, ALICE (B/F) 3218 MASTERS DRIVE HOPE MILLS, NC 28348 423-7012 / 317-1216 Graduate-County Citizens' Academy: NO Graduate-Institute for Community Leadership: NO Graduate-Leadership Fayetteville: NO Graduate-United Way's Multi-Cultural Leadership Program: NO Graduate-other leadership academy: NO	RETIRED	MASTERS-LIBRARY SCIENCE
BATTEN, SHARON (B/F) 2260 DOCKVALE DRIVE FAYETTEVILLE NC 28306 424-6559/797-8773/433-3741 SHARONEBATTEN@HOTMAIL.COM Graduate-County Citizens' Academy: NO Graduate-Institute for Community Leadership: NO Graduate-Leadership Fayetteville: NO Graduate-United Way's Multi-Cultural Leadership Program: NO Graduate-other leadership academy: NO CATEGORY: COUNTY HEALTH DIRECTOR OR DESIGNEE	WIC DIRECTOR CC DEPT OF PUBLIC HEALTH	BS
BECK, REBECCA EILEEN (W/F) 3605 PERSIMMON RD HOPE MILLS NC 28348 286-0759/826-3045 Graduate-County Citizens' Academy: YES Graduate-Institute for Community Leadership: NO Graduate-Leadership Fayetteville: NO Graduate-United Way's Multi-Cultural Leadership Program: NO Graduate-other leadership academy: CITY OF FAYETTEVILLE CITIZENS ACADEMY	INFORMATION TECH MANAGER PARTNERSHIP FOR CHILDREN	PUBLIC ADMIN. DEGREE CURRENT STUDENT
BRYANT, STEPHEN (W/M) 539 NOTTINGHAM DR FAYETTEVILLE, NC 28311 757-515-8787 Graduate-County Citizens' Academy: No Graduate-Institute for Community Leadership: No Graduate-Leadership Fayetteville: No Graduate-United Way's Multi-Cultural Leadership Program: No Graduate-other leadership academy: No	US NAVY RESERVES	HS NAVAL SCHOOLS
BULLETTE, SHERYL (B/F) 3425 STONECLAVE PLACE FAYETTEVILLE, NC 28304 867-0150 (H) / 570-5810 (W) Graduate-County Citizens' Academy: N/A Graduate-Institute for Community Leadership: NO Graduate-Leadership Fayetteville: NO Graduate-United Way's Multi-Cultural Leadership Program: NO Graduate-other leadership academy: ARMY MANAGEMENT STAFF COLLEGE	FINANCIAL MGT ANALYST HQS FORSCOM FT BRAGG	ATTENDING FTCC CRIMINAL JUSTICE

**APPLICANTS FOR
TRANSPORTATION ADVISORY BOARD PAGE 2**

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

**APPLICANTS FOR
TRANSPORTATION ADVISORY BOARD PAGE 3**

<u>NAME/ADDRESS/TELEPHONE</u>	<u>OCCUPATION</u>	<u>EDUCATIONAL BACKGROUND</u>
DAVIS, DANA (W/F) 7702 BUTTONWOOD AVE FAYETTEVILLE NC 28314 973-9197/677-2339 DANADAVIS@CCDSSNC.COM Graduate-County Citizens' Academy: NO Graduate-Institute for Community Leadership: NO Graduate-Leadership Fayetteville: NO Graduate-United Way's Multi-Cultural Leadership Program: NO Graduate-other leadership academy: NO CATEGORY: SOCIAL SERVICES WORK FIRST REPRESENTATIVE	SOCIAL WORK SUPERVISOR CC DSS	BACHELORS-SOCIOLOGY
DECOSTA, JOSEPH (W/M) 7016 MARINERS LANDING DR FAYETTEVILLE NC 28306 286-9686/396-5724 **SERVES ON THE BOARD OF ADJUSTMENT** Graduate-County Citizens' Academy: YES Graduate-Institute for Community Leadership: NO Graduate-Leadership Fayetteville: NO Graduate-United Way's Multi-Cultural Leadership Program: NO Graduate-other leadership academy: NO	US WARRANT OFFICER US ARMY	CURRENT STUDENT
DUNLAP, ANNETTE MORITT (W/F) 3845 BEAVER DAM CHURCH RD ROSEBORO NC 28382 988-5576 Graduate-County Citizens' Academy: NO Graduate-Institute for Community Leadership: NO Graduate-Leadership Fayetteville: NO Graduate-United Way's Multi-Cultural Leadership Program: NO Graduate-other leadership academy: NO	AGRIBUSINESS DEVELOPER NC DEPT. OF AGRICULTURE	BA MBA
ENEA, LESLIE (W/F) 425 SHARPSBURG ROAD FAYETTEVILLE NC 28311 488-5924/486-1101 Graduate-County Citizens' Academy: NO Graduate-Institute for Community Leadership: NO Graduate-Leadership Fayetteville: NO Graduate-United Way's Multi-Cultural Leadership Program: NO Graduate-other leadership academy: NO	COUNSELOR NC DIV VOCATIONAL REHAB	BS-PSYCHOLOGY MS-REHAB COUNSELING
FORD, STANLEY (B/M) 4013 POLK DRIVE HOPE MILLS, NC 28348 910-425-5639 Graduate-County Citizens' Academy: NO Graduate-Institute for Community Leadership: NO Graduate-Leadership Fayetteville: NO Graduate-United Way's Multi-Cultural Leadership Program: NO Graduate-other leadership academy: ARMY NCO LEADERSHIP COURSE	NONE LISTED	BS-ADMIN./MGMT

**APPLICANTS FOR
TRANSPORTATION ADVISORY BOARD PAGE 4**

<u>NAME/ADDRESS/TELEPHONE</u>	<u>OCCUPATION</u>	<u>EDUCATIONAL BACKGROUND</u>
GASTON, JAMES (B/M) 1101 TORREY DRIVE FAYETTEVILLE NC 28301 910-977-9037 Graduate-County Citizens' Academy: NO Graduate-Institute for Community Leadership: NO Graduate-Leadership Fayetteville: NO Graduate-United Way's Multi-Cultural Leadership Program: NO Graduate-other leadership academy: NO	SELF EMPLOYED	FTCC
GREGGS, KATHY (-/F) 848 HILTON DRIVE FAYETTEVILLE, NC 28311 910-494-6914 Graduate-County Citizens' Academy: NO Graduate-Institute for Community Leadership: NO Graduate-Leadership Fayetteville: NO Graduate-United Way's Multi-Cultural Leadership Program: NO Graduate-other leadership academy: NO	SENIOR HUMAN RESOURCE MANAGER	MASTERS-BUSINESS ADMIN BS-HUMAN RESOURCE MGT
HERNANDEZ, ANTOINETTE (B/F) 7661 BEVERLY DRIVE FAYETTEVILLE, NC 28314 263-1833 (H) / 323-4424, 864-8085 (W) Graduate-County Citizens' Academy: NO Graduate-Institute for Community Leadership: NO Graduate-Leadership Fayetteville: NO Graduate-United Way's Multi-Cultural Leadership Program: NO Graduate-other leadership academy: NO	ADMIN. ASST & GENERAL MANAGER – CAPE FEAR ADULT DHCC, SYLVESTER LOVING, LLC.	HS FTCC-ACCOUNTING
HONEYCUTT, TRACY (W/F) 5575 LOCKRIDGE ROAD FAYETTEVILLE NC 28311 322-8275/323-4191 THONEYCUTT@MCCOG.ORG Graduate-County Citizens' Academy: NO Graduate-Institute for Community Leadership: NO Graduate-Leadership Fayetteville: NO Graduate-United Way's Multi-Cultural Leadership Program: NO Graduate-other leadership academy: NO	AREA AGENCY ON AGING DIRECTOR MID-CAROLINA COG	BA
<i>CATEGORY: MID-CAROLINA COUNCIL OF GOVERNMENTS DIRECTOR OR DESIGNEE</i>		
HUFFAM, JEFFERSON (B/M) 3911 W. BENT GRASS DRIVE FAYETTEVILLE, NC 28312 910-485-3024 / 910-308-7404 Graduate-County Citizens' Academy: NO Graduate-Institute for Community Leadership: NO Graduate-Leadership Fayetteville: NO Graduate-United Way's Multi-Cultural Leadership Program: NO Graduate-other leadership academy: MILITARY LEADERSHIP SCHOOLS	MINISTER UNION OAK AME ZION CHURCH	BS-SOCIAL SCIENCE MS-HUMAN RES. PHD-BUSINESS ADM.

**APPLICANTS FOR
TRANSPORTATION ADVISORY BOARD PAGE 5**

<u>NAME/ADDRESS/TELEPHONE</u>	<u>OCCUPATION</u>	<u>EDUCATIONAL BACKGROUND</u>
JAMES, QUINSENTINA (-/F) 2441 CANFORD LANE FAYETTEVILLE, NC 28304 910-323-3421 EXT 2141 Graduate-County Citizens' Academy: NO Graduate-Institute for Community Leadership: NO Graduate-Leadership Fayetteville: NO Graduate-United Way's Multi-Cultural Leadership Program: NO Graduate-other leadership academy: NO	EMPLOYMENT CASE MANAGER FTCC – WORKFORCE DEVLOPMENT	MSM-MGMT HR & HEALTHCARE
LANTHORN, JOHNNY (W/M) 6841 MAIN STREET WADE, NC 28395 624-5728/223-4817 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	POWER PLANT SUPERVISOR PWC	SOME COLLEGE *SERVES ON THE AIR QUALITY STAKEHOLDERS COMMITTEE*
LEE, JAMES SOK HUI (ASIAN/M) 810 CHERRY LAUREL DRIVE APT 303 FAYETTEVILLE NC 28314 583-1371/867-6857 Graduate-County Citizens' Academy: NO Graduate-Institute for Community Leadership: NO Graduate-Leadership Fayetteville: NO Graduate-United Way's Multi-Cultural Leadership Program: NO Graduate-other leadership academy: NO	INSURANCE AIG FINANCIAL NETWORK	BA GRADUATE STUDY
MCFADDEN, JENSON (B/M) 1717 SYKES POND RD FAYETTEVILLE NC 28304 868-9067/850-8409 Graduate-County Citizens' Academy: No Graduate-Institute for Community Leadership: No Graduate-Leadership Fayetteville: No Graduate-United Way's Multi-Cultural Leadership Program: No Graduate-other leadership academy: No	PRES TRANSPORT SVC DM TRANSPORTATION	ASSOCIATE-BIBLICAL STUDIES **SERVES ON THE WORKFORCE DEVELOPMENT BOARD**
MCGEACHY, JEREL (B/M) 1448 AVONCROFT DRIVE FAYETTEVILLE NC 28306 910-978-5814 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: POLICY ACADEMY	POLICE OFFICER NORTH CAROLINA	ASSO

APPLICANTS FOR
TRANSPORTATION ADVISORY BOARD PAGE 6

<u>NAME/ADDRESS/TELEPHONE</u>	<u>OCCUPATION</u>	<u>EDUCATIONAL BACKGROUND</u>
MCKOY, WILLIE JR (B/M) 1632 GREENOCK AVE FAYETTEVILLE, NC 28304 273-2976/432-5571	CIVIL SERVICE FT. BRAGG	MA-HUMAN RESOURCES MANAGEMENT BS-EDUCATION
SERVES ON THE MID-CAROLINA AGING ADVISORY COUNCIL		
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		
MEADOWS, GERALDINE (B/F) 235 ROSEMARY STREET FAYETTEVILLE, NC 28301 578-7273 / 919-718-4650	WORKFORCE DEVELOPMENT SPECIALIST – LEE COUNTY	MASTERS STUDENT BA-SOCIOLOGY
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		
MELLOTT, DENNIS PAUL JR (W/M) 1647 DUNN ROAD FAYETTEVILLE NC 28312 689-7983/689-6046	DRYWALL FINISHER	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		
MORRISON, MARY (W/F) 557 JENNINGS FARM ROAD FAYETTEVILLE NC 28314 316-0510/487-4433	RESIDENTIAL PROPERTY MANAGER ALL AMERICAN HOMES RENTAL	HIGH SCHOOL
Graduate-County Citizens' Academy: NO Graduate-Institute for Community Leadership: YES Graduate-Leadership Fayetteville: NO Graduate-United Way's Multi-Cultural Leadership Program: NO Graduate-other leadership academy: NO		

**APPLICANTS FOR
TRANSPORTATION ADVISORY BOARD PAGE 7**

<u>NAME/ADDRESS/TELEPHONE</u>	<u>OCCUPATION</u>	<u>EDUCATIONAL BACKGROUND</u>
MURRELL, CHARMAINE F (B/F) 313 BRYAN STREET FAYETTEVILLE, NC 28305 286-3533 (H) / 678-8363 (W) Graduate-County Citizens' Academy: N/A Graduate-Institute for Community Leadership: Yes Graduate-Leadership Fayetteville: No Graduate-United Way's Multi-Cultural Leadership Program: No Graduate-other leadership academy: No	ALUMNI RELATIONS & PROGRAM COORDINATOR FTCC	BA-COMMUNICATION MS-INTERNATIONAL RELATIONS
PAUL-KLAKOWICZ, ALISON (W/F) 626 GEORGETOWN CIRCLE FAYETTEVILLE NC 28314 622-8494/486-1101 Graduate-County Citizens' Academy: NO Graduate-Institute for Community Leadership: NO Graduate-Leadership Fayetteville: NO Graduate-United Way's Multi-Cultural Leadership Program: NO Graduate-other leadership academy: NO	REHABILITATION COUNSELOR NC DEPT OF HEALTH & HUMAN SVCS	MS-REHAB COUNSELING
PAYTON, JAMERUS R. (B/M) 1425 GENERAL LEE AVE FAYETTEVILLE NC 28305 214-274-0911/677-5388 Graduate-County Citizens' Academy: NO Graduate-Institute for Community Leadership: NO Graduate-Leadership Fayetteville: NO Graduate-United Way's Multi-Cultural Leadership Program: YES Graduate-other leadership academy: NO	PRODUCTION SUPERVISOR EATON	MS - MANAGEMENT BS-ELECTRONICS BS-MANUFACTURING SYSTEMS
PITTMAN, RONALD (W/M) 813 KATIE STREET FAYETTEVILLE NC 28306 257-0754/850-5015 Graduate-County Citizens' Academy: NO Graduate-Institute for Community Leadership: NO Graduate-Leadership Fayetteville: NO Graduate-United Way's Multi-Cultural Leadership Program: NO Graduate-other leadership academy: NO	EXECUTIVE DIRECTOR ARMS OF REFUGE INC	SOME COLLEGE
POOLE, CATHERINE (B/F) 541 PEARL STREET FAYETTEVILLE NC 28303 779-0700/797-8332 Graduate-County Citizens' Academy: NO Graduate-Institute for Community Leadership: NO Graduate-Leadership Fayetteville: NO Graduate-United Way's Multi-Cultural Leadership Program: NO Graduate-other leadership academy: NO	BUSINESS OWNER	SOME COLLEGE

**APPLICANTS FOR
TRANSPORTATION ADVISORY BOARD PAGE 8**

<u>NAME/ADDRESS/TELEPHONE</u>	<u>OCCUPATION</u>	<u>EDUCATIONAL BACKGROUND</u>
RAY, RODNEY (B/M) 5823 NESSEE STREET FAYETTEVILLE, NC 28314 910-587-7909 Graduate-County Citizens' Academy: NO Graduate-Institute for Community Leadership: YES Graduate-Leadership Fayetteville: NO Graduate-United Way's Multi-Cultural Leadership Program: NO Graduate-other leadership academy: NO	SENIOR MANPOWER MANAGEMENT GOVERNMENT CONTRACTOR	BS-BUSINESS ADMIN. MBA
ROBBINS, SHARON (B/F) 5900 MOORGATE CIRCLE FAYETTEVILLE NC 28304 703-6553/391-8256 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	COMMUNITY SERVICES COORDINATOR AUTISM SOCIETY OF NC	NONE LISTED
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
SAULNIER, STEVEN MICHAEL (W/M) 117 GRANDE OAKS DRIVE UNIT 6 FAYETTEVILLE NC 28314 910-639-0602 Graduate-County Citizens' Academy: N/A Graduate-Institute for Community Leadership: NO Graduate-Leadership Fayetteville: NO Graduate-United Way's Multi-Cultural Leadership Program: NO Graduate-other leadership academy: NO	ASSISTANT PROJECT MANAGER CHIMES	NONE LISTED
SIMMONS, MICHAEL (B/M) 2720 CREEKDEW COURT FAYETTEVILLE NC 28306 443-866-0020/570-5426 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 MILITARY/PROJECT MANAGER FORSCOM, FT BRAGG	SOME COLLEGE

**APPLICANTS FOR
TRANSPORTATION ADVISORY BOARD PAGE 9**

<u>NAME/ADDRESS/TELEPHONE</u>	<u>OCCUPATION</u>	<u>EDUCATIONAL BACKGROUND</u>
SULLIVAN, LARRY D. (B/M) 616 SPY GLASS DRIVE FAYETTEVILLE NC 28311 868-1227/273-8247 Graduate-County Citizens' Academy: NO Graduate-Institute for Community Leadership: NO Graduate-Leadership Fayetteville: NO Graduate-United Way's Multi-Cultural Leadership Program: NO Graduate-other leadership academy: NO	RETIRED	AAS-CRIMINAL JUSTICE
SWINK, MAE (W/F) 6707 CAMDEN ROAD FAYETTEVILLE NC 28306 491-6058/973-5632 Graduate-County Citizens' Academy: NO Graduate-Institute for Community Leadership: NO Graduate-Leadership Fayetteville: NO Graduate-United Way's Multi-Cultural Leadership Program: NO Graduate-other leadership academy: NO	TRANSPORTATION	SOME COLLEGE
THOMPSON, RUSSELL (W/M) 439 FOXLAIR DRIVE FAYETTEVILLE NC 28311 689-5460/919-552-2253 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	CONSULTING ENGINEER HATCH MOTT MACDONALD	AAS-CIVIL
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	HOMEMAKER	BA-JOURNALISM BA-BROADCASTING
WARNER, TEDDY (W/M) 1440 PAISLEY AVE FAYETTEVILLE NC 28304 309-7774/633-0685 Graduate-County Citizens' Academy: No Graduate-Institute for Community Leadership: No Graduate-Leadership Fayetteville: No Graduate-United Way's Multi-Cultural Leadership Program: No Graduate-other leadership academy: No	REGIONAL INDUSTRY MANAGER ECONOMIC DEVELOPMENT PARTNERSHIP	BS

**APPLICANTS FOR
TRANSPORTATION ADVISORY BOARD PAGE 10**

<u>NAME/ADDRESS/TELEPHONE</u>	<u>OCCUPATION</u>	<u>EDUCATIONAL BACKGROUND</u>
WARREN, JONATHAN (H/M) 1585 RAINSFORD DRIVE FAYETTEVILLE NC 28311 910-354-0676	BUSINESS OWNER DARKHORSE LLC	MBA BS-BUSINESS
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		
WELCH, JARED (W/M) 4512 SPINEL DRIVE FAYETTEVILLE NC 28311 541-513-4306/432-7477	FINANCIAL ANALYST BOOZ ALLEN HAMILTON	BBA-ACCOUNTING CURRENT MS & MBA STUDENT
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		
WESLEY, WILLIAM L. (B/M) 1702 SEABROOK ROAD FAYETTEVILLE NC 28301 261-6468/483-3101	EDUCATOR CC SCHOOLS	COLLEGE
Graduate-County Citizens' Academy: No Graduate-Institute for Community Leadership: No Graduate-Leadership Fayetteville: No Graduate-United Way's Multi-Cultural Leadership Program: No Graduate-other leadership academy: No		
WILLET, RONNIE (W/M) 8927 MAIN ST GODWIN, NC 28344 391-8093/433-1413	FIRE CAPTAIN CITY OF FAYETTEVILLE	MASTERS-PUBLIC ADMIN. BS-FIRE SCIENCE MGMT
SERVES ON THE LOCAL EMERGENCY PLANNING COMMITTEE		
Graduate-County Citizens' Academy: NO Graduate-Institute for Community Leadership: NO Graduate-Leadership Fayetteville: NO Graduate-United Way's Multi-Cultural Leadership Program: NO Graduate-other leadership academy: NO		
ZOLMAN, ZACHARY SCOTT (-/M) 718 SARAZEN DRIVE FAYETTEVILLE, NC 28303 419-566-7167	STUDENT/COMPUTER LAB COORDINATOR FT. BRAGG	CURRENT STUDENT
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		



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. 11A

October 11, 2017

October 16, 2017 Agenda Item

TO: Board of Commissioners
FROM: Kellie Beam, Deputy Clerk to the Board
SUBJECT: Animal Control Board

BACKGROUND: On October 2, 2017, the Board of Commissioners nominated the following individual to fill one (1) vacancy on the Animal Control Board.

City of Fayetteville Resident Position:
Shannon Pingitore (new appointment)

I have attached the current membership list for this board.

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

Attachment

pc: Dr. John Lauby, Animal Control Director

ANIMAL CONTROL BOARD
3 Year Term
(Terms extended from 2 to 3 years on 8/5/02)

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For Reappointment</u>
<u>Knowledge & Experience in Dog Behavior and/or Handling Position+</u>				
Michelle Harris 5375 Silver Pine Drive Fayetteville, NC 28303 257-7247/960-0643	9/16	1st	Sept/19 9/30/19	Yes
<u>Promoting Goals of the Animal Protection Society or the Humane Society or Another Such Broadly-Based and Representative Organization Interested in the Care and Protection of Animals Position</u>				
Jill Deems 2031 Blackwash Lane Hope Mills, NC 28348 916-2883/424-4049	8/15	1st	Aug/18 8/31/18	Yes
<u>Ex-Officio - The Veterinarian on Contract to the Animal Control Department Position</u>				
VACANT				
<u>At-Large Positions</u>				
Shelly Bryant 5444 Arnette Rd Hope Mills, NC 28348 910-916-1320	3/17	2nd	Mar/20 3/31/20	No
Cindy Jackson Collins 3526 Rittenour Drive Hope Mills, NC 28348 424-9585/670-0633	3/17	2nd	Mar/20 3/31/20	No
<u>City of Fayetteville Resident Positions</u>				
VACANT (Vacated by M. Katzenberger)	10/14	1 st full term	Oct/17 10/31/17	Yes
George Butterfly 537 Mayview Street Fayetteville, NC 28306 910-391-1945	9/15	1st	Sept/18 9/30/18	Yes

Board was established by ordinance adopted on January 4, 1999.

Meetings: Bi monthly (Feb./Apr./June/Aug./Oct./Dec.) – 1st Monday (*no meetings held on first or last day of any month*) - 6:00 PM - 4704 Corporation Dr. Contact: Sandra Bohannon/or Dr. John Lauby, Animal Services Director 321-6843

GLENN B. ADAMS
Chairman

CHARLES E. EVANS
Vice Chairman

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



CUMBERLAND
★ COUNTY ★
NORTH CAROLINA

BOARD OF COMMISSIONERS

CANDICE WHITE
Clerk to the Board

KELLIE BEAM
Deputy Clerk

ITEM NO. 11B

October 11, 2017

October 16, 2017 Agenda Item

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

BACKGROUND: At their meeting on October 2, 2017 the Board of Commissioners nominated the following individuals to fill two (2) upcoming vacancies on the Cumberland County Library Board of Trustees:

Paige Ross (reappointment)
Brian Tyler (reappointment)

I have attached a current membership list for this board.

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

Attachment

pc: Jody Risacher, Library Director

LIBRARY BOARD OF TRUSTEES

3 Year Term

All terms expire in December and begin in January. Recommendations for nominations placed on first meeting in October agenda and appointments placed on second meeting in October agenda. Although terms will not begin until the following January, the Library takes their new appointees through an orientation process in December before they begin serving in January.

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For Reappointment</u>
Katrina Tiffany 812 Norwood Street Fayetteville, NC 28305 850-2145/491-2111	12/15	1st	Dec/18 12/31/18	Yes
Donald LaHuffman 616 McAphin Drive Fayetteville, NC 28301 910-488-8130	12/15	1st	Dec/18 12/31/18	Yes
Paige W. Ross 1220 Pony Drive Hope Mills, NC 28348 339-1715/919-630-0187	12/14	1st	Dec/17 12/31/17	Yes
Belinda J. Wilkerson 1429 Pepperchase Drive Fayetteville, NC 28312 223-5189/401-447-4273	6/17	1st	Dec/18 12/31/18 (serving unexpired term; eligible for one additional term)	Yes
Dr. Daniel Montoya 3505 Cokefield Drive Fayetteville, NC 28306 478-0646/672-1560	12/16	2nd	Dec/19 12/31/19	No
Brian J. Tyler 1414 Raeford Rd Fayetteville, NC 28305 717-514-6889	12/14	1st	Dec/17 12/31/17	Yes
Betsy Small PO Box 228 Linden, NC 28356 910-980-0821	12/16	2nd	Dec/19 12/31/19	No

Commissioner Liaison: Glenn Adams

Contact: Jody Risacher, Library Director (or Marili Melchionne – 483-7727 x1304)

Meeting Date: 3rd Thursday of each month at 9:05 AM; (exception would be 2nd Thursday in December and no regularly scheduled meetings in July and August) – Meeting locations are different libraries within the County.