

**CUMBERLAND COUNTY BOARD OF COMMISSIONERS
COURTHOUSE – ROOM 118
NOVEMBER 3, 2003, 9:00 AM**

Present: Chairman Talmage S. Baggett, Jr.
Vice Chairman, Jeannette Council (arrived late)
Commissioner J. Breeden Blackwell
Commissioner Kenneth S. Edge
Commissioner John T. Henley, Jr.
Commissioner Billy R. King
Commissioner Edward G. Melvin
James Martin, County Manager
Juanita Pilgrim, Deputy County Manager
Amy Cannon, Asst. County Manager
Cliff Spiller, Asst. County Manager
Grainger Barrett, County Attorney
Marsha Fogle, Clerk to the Board

INVOCATION Commissioner Billy King

Minister: Rev. Ricky Frazier, Evans Metropolitan AME Zion Church

Pledge of Allegiance

Special Recognition for Bravery to Ronnie Mosley, Planning & Inspections for Rescuing a Citizen from a Burning Home

Recognition of Outgoing Board Members:

Lt. David Cowart – Juvenile Crime Prevention Council
Dorothy Floyd – Juvenile Crime Prevention Council

Cumberland County 250th Anniversary History Briefing – Jerry Thrasher

RECOGNITION: Commissioner J. Breeden Blackwell for receiving the Mid Carolina Council of Governments M.H. Brock Award.

RECOGNITION: Commissioner Ed Melvin for receiving recognition in the "Readers Choice" awards in the Fayetteville Observer Times.

1. CONSENT AGENDA

County Manager James Martin removed item 1G4(b) from the Agenda.

**MOTION: Commissioner Blackwell moved to follow staff
recommendations on the items on the Consent Agenda.**
SECOND: Commissioner King
VOTE: UNANIMOUS

A. Approval of minutes for the October 20, 2003 regular meeting.

ACTION: Approve

B. Approval of 2004 Meeting Dates with Municipalities.

ACTION: Review dates and adopt

January 29, 2004 6:30PM – Town of Stedman
March 29, 2004, 6:30PM – Falcon-Godwin-Wade
April 13, 2004, 6:30PM – City of Fayetteville
August 31, 2004, 6:30PM – Town of Spring Lake
September 30, 2004, 6:30PM – Town of Linden
October 12, 2004, 6:30PM – City of Fayetteville
November 30, 2004, 6:30PM – Town of Hope Mills

C. Approval of a Resolution Approving Tax Exempt Loan to Stoney Point Volunteer Fire Department for Purchase of Two Fire Trucks and Station Improvements.

ACTION: Adopt Resolution

RESOLUTION

WHEREAS, Stoney Point Volunteer Fire Department, Inc., has determined to finance an amount of up to \$1,000,000 for two fire apparatus, to replace a building roof, to add auxiliary power, add addition for an exercise room, add/install vinyl siding and to replace a septic system. The US Internal Revenue Code requires that for such financing to be carried out on a tax-exempt basis, this Board must first approve the financing. The County will not be liable for repayment of the debt. The Department held a public hearing on the financing after published notice, as required by the code. The Department has reported the proceedings of such hearing to this Board.

BE IT THEREFORE RESOLVED by the Board of Commissioners of Cumberland County, North Carolina, as follows:

"The County approves the Department's entering into the financing, as required under the Code for the financing to be carried out on a tax exempt basis. The County and the Department acknowledge that the Department will be solely responsible for repayment of such financing and that the County will have no obligation with respect thereto. The Department's conduct of the required public hearing is approved."

- D. Approval of a Resolution Regarding the Loss of Textile and Furniture Jobs in North Carolina.

ACTION: Adopt Resolution

RESOLUTION

WHEREAS, since the implementation of NAFTA in the mid 1990's, there have been substantial losses of textile, apparel and furniture jobs in North Carolina; and

WHEREAS, the effects of the trade agreement have further hurt our domestic textile industry and continue to do so; and

WHEREAS, recent reports from our domestic textile industry suggest that China is poised to seize up to 75% of the remaining textile and apparel market once the remaining quotas are removed on January 1, 2005; and

WHEREAS, North Carolina has over one quarter of the total textile employment; and

WHEREAS, North Carolina has lost over 50,000 jobs in traditional textile, apparel and furniture industries since 2001.

NOW, THEREFORE, BE IT RESOLVED, that the Cumberland County Board of Commissioners urges the President of the United States and the U.S. Congress to do everything it can to combat widespread dumping of textile goods on U.S. markets, to address the failure of our trading partners to open their markets to our products, to take action to curb currency manipulation that threatens our textile and forest product industries, to initiate the "special China safeguard" on sensitive textile and apparel categories and to devote resources to fight illegal smuggling and customs fraud.

- E. Approval of a Resolution Supporting a Statewide Initiative for Legislative and Funding Support for Enhanced and Improved Passenger Rail Service for the State of North Carolina.

ACTION: Adopt Resolution

RESOLUTION

WHEREAS, passenger rail service is an integral part of a comprehensive transportation system for the State of North Carolina; and

WHEREAS, economic development, tourism and job creation will benefit through the enhancement of a passenger rail system that serves the citizens of North Carolina and visitors to our state; and

WHEREAS, we applaud the State of North Carolina for development of comprehensive intercity rail services in urban jurisdictions throughout the state; and

WHEREAS, there is a vital need to provide a balanced transportation system both statewide and nationwide as demonstrated in the aftermath of the September 11, 2001 tragedies; and

WHEREAS, an increase in state funding for passenger rail service in North Carolina is necessary to support development of intercity rail services that can connect our small urban and rural areas of the state with the urbanized center of our state; and

WHEREAS, support by local and state elected officials is essential for the future of alternative transportation in North Carolina; and

WHEREAS, this resolution is a vehicle to express the unified support of communities and chambers of commerce throughout North Carolina for increased statewide funding for passenger rail service; and

WHEREAS, rail linkages between communities and regions within North Carolina establish and strengthen social, historical, commercial and cultural bonds; and

WHEREAS, the average return on investment for the surrounding community for station revitalizations throughout North Carolina is more than one dollar for every dollar invested; and

WHEREAS, the associated improvements to rail facilities will increase the efficiency and safety of rail service, help attract new freight traffic and provide environmental benefits by reducing the impact of truck traffic on North Carolina's highways and by reducing harmful emissions; and

WHEREAS, an integrated passenger rail system will enhance accessibility and reliability for key military locations and ports.

NOW, THEREFORE, BE IT RESOLVED, that Cumberland County, through the adoption of this resolution, fully supports the creation of a comprehensive passenger rail service to serve the State of North Carolina, with its ultimate objective to further economic opportunity, help preserve the environment, improve the quality of life and enhance public health, safety and welfare for all citizens, communities and regions.

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

Baywood Acres Subdivision: Sulky Circle

Cliffdale Forest Subdivision: Levi Road, Martha Court

ACTION: Approve

G. Budget Revisions:

ACTION: Approve

(1) Veterans Service/General Government Other

Revision in the amount of \$8,300 to purchase one laptop computer and to replace five computers for office staff. (B04-147) **Funding Source – Reallocation of Budgeted Expenditures**

(2) Mental Health

a. Medical Records - Revision in the amount of \$29,900 to appropriate fund balance for the purchase and installation of a space saver mobile file system to comply with HIPAA regulations for security and privacy. (B04-132) **Funding Source – Mental Health Fund Balance**

b. Adult Homeless – Revision in the amount of \$5,611 to budget additional State funding and to reduce fund balance appropriated. (B04-133) **Funding Source – State and Mental Health Fund Balance**

- c. Homeless Child – Revision in the amount of \$5,611 to budget additional State funding and to reduce fund balance appropriated. (B04-133A) **Funding Source – State and Mental Health Fund Balance**
 - d. Mental Health – Revisions in the net amount of \$6,800 to appropriate fund balance for the additional expense to repair vandalized vehicles. (B04-134 thru B04-134H) **Funding Source – Mental Health Fund Balance**
- (3) Social Services

Revision in the net amount of (\$152,504) to reflect changes submitted from the Division of Child Development. Federal funding decreased \$506,167 and State funding increased \$353,663. (B04-143) **Funding Source – Federal and State**
- (4) General Government Other
 - a. Revision in the amount of \$15,693 to budget grant funds to contract with Communicare, Inc. to administer the Juvenile Accountability Incentive Block Grant program for the City of Fayetteville and Cumberland County. (B04-144) **Funding Source – State Grant, Fund Balance and Other**
- (5) Westarea Fire District

Revision in the amount of \$200 to increase expenditures for unanticipated refunds to taxpayers. (B04-146) **Funding Source – Fire District Tax**
- (6) Planning and Inspections

Revision in the amount of \$7,500 to reallocate budgeted revenue from fund balance to in-kind. (B04-136) **Funding Source – Reallocation of Budgeted Revenue**

REGULAR AGENDA

Commissioner Council arrived at the meeting.

2. Consideration of Logo for the 250th Anniversary Committee.

BACKGROUND: The 250th Anniversary Committee met on October 27, 2003 and chose some logos for the Board to consider.

ACTION: Chose a logo for the 250th Anniversary.

MOTION: Commissioner Melvin moved to chose number 6 as the logo.

SECOND: Commissioner Blackwell

VOTE: FAVOR: Commissioners Baggett, Melvin, Blackwell

MOTION: Commissioner King moved to chose number 3 as the logo.

SECOND: Commissioner Edge

VOTE: UNANIMOUS

3. Nominations to Boards and Committees

A. Library Board of Trustees (3 Vacancies)

BACKGROUND: The Library Board of Trustees will have the following vacancies as of December 31, 2003:

Richard Higgins – eligible for reappointment

Dr. Joseph Johnson – not eligible for reappointment. Recommendation: Jacqueline B. Lee

Kim Nazarchyk – not eligible for reappointment. Recommendation: Maxine McCoy

Nominees: Richard Higgins (reappointment)

Jacqueline B. Lee
Kim Nazarchyk

B. Local Emergency Planning Committee (5 Vacancies)

BACKGROUND: The Local Emergency Planning Committee has the following vacancies:

Operators of Facilities Representatives

Craig Leite – does not want to be reappointed. Recommendation: Joel Blake, DuPont

Steve Ross – not eligible for reappointment. Recommendation: Scott Lester, Purolator

Transportation Representative: Henry Holt – not eligible for reappoint. Recommendation: David Boyette – Trucking Company

At-large Representatives:

SSgt. Theodore Blake – does not wish to be appointed. Recommendation: Ruth Rice

Additional at-large slot: Kimberly McLamb

Nominees: Joel Blake, DuPont
Scott Lester, Purolator
David Boyette – Trucking company
Ruth Rice, at-large
Kimberly McLamb, at-large

C. Minimum Housing Appeals Board Vacancy -Alternate Member (1 Vacancy)

BACKGROUND: I.J. McNeill, former alternate member, was appointed as a regular member. Nominate to fill the alternate position.

Nominee: John Williams

4. Appointments to Boards and Committees

A. Cape Fear Valley Hospital Board of Trustees (3 Vacancies)

Nominees: Chief of Staff: Dr. Carol Wadon

Chief of Staff Elect: Dr. Nitin Desai

Medical Society Rep: Dr. Kevin Kirk

The Board voted unanimously to appoint the above to the Hospital Board of Trustees.

B. Criminal Justice Partnership Advisory Board (1 Vacancy)

Nominees: Jonette Quenum

The Board voted unanimously to appoint the above nominee.

C. Cumberland County Juvenile Crime Prevention Council (1 Vacancy)

Nominee: Joan Blanchard

The Board voted unanimously to appoint the above nominee.

D. Cumberland County Home and Community Care Block Grant Committee (1 Vacancy)

Nominee: Crystal McNair

The Board voted unanimously to appoint the above nominee.

5. Closed Session: Attorney-Client Matter Pursuant to NCGS 143-318.11(a)(3).

MOTION: Commissioner Blackwell moved to go into Closed Session for Attorney-Client matter, pursuant to NCGS143-318.11(a)(3).

SECOND: Commissioner King
VOTE: UNANIMOUS

MOTION: Commissioner King moved to go back into Open Session.
SECOND: Commissioner Melvin
VOTE: UNANIMOUS

MOTION: Commissioner King moved to adjourn.
SECOND: Commissioner Melvin
VOTE: UNANIMOUS

MEETING ADJOURNED: 9:54AM.

Clerk to the Board