

CUMBERLAND COUNTY BOARD OF COMMISSIONERS
OCTOBER 2, 2006, 9:00AM
REGULAR MEETING

PRESENT: Chairman Billy R. King
Vice Chairman Kenneth S. Edge
Commissioner Talmage S. Baggett, Jr.
Commissioner Jeannette M. Council
Commissioner Diane Wheatley
James Martin, County Manager
Juanita Pilgrim, Deputy County Manager
Cliff Spiller, Asst. County Manager
Amy Cannon, Asst. County Manager
Grainger Barrett, County Attorney
Marsha Fogle, Clerk to the Board

INVOCATION Commissioner Billy King, Chairman

Minister: Bishop Kenneth L. Hill, North Ramsey Street Church of God

Pledge of Allegiance

1. Presentations

- A. Presentation of the Public Library's Annual Report for FY2006 by Jerry Thrasher, Library Director.

Jerry Thrasher reviewed the Library's Annual report for FY2006 with the Board. Some highlights are:

- Service hours fully restored at the Clifffdale Branch
- New signs for the headquarters library
- Library headquarters celebrates its 20th anniversary
- Newly designed website
- Received grants for computers
- New van for mobile outreach service
- More groups using library meeting rooms
- Children's programs and audience have increased
- Total active library cards – 176,564 (roughly 57% of population)
- Public computer use increased
- Total overall increase in programs and audience

- B. Presentation of a Report on the Progress of the Ten-Year Plan to End Homelessness by Robert Hines, Co-Chair of the Steering Committee.

Mr. Hines reported on the progress of the ten-year plan. J-Quad & Associates, LLC has been hired to facilitate the plan development. The public will be asked to participate in the form of interviews and focus groups. In addition, community forums will be held. There will be a nationwide event December 4-8, 2006 at which vendors will be present to speak with the homeless about their needs. In addition, there will be a state-wide conference in Raleigh, December 13-14, 2006. The Chairman of the Board of Commissioners has been invited to participate.

Commissioner Baggett noted some problems with the "homeless" asking for money at intersections and stop lights in the community. He asked if this Committee could address this issue. Mr. Hines said his committee had not addressed this particular issue, but would be willing to consider it.

ADDITIONS/AMENDMENTS TO THE CONSENT AGENDA:

Add: Consideration of asking the NCACC to add to its Legislative Goals Agenda two items related to public libraries.

2. Consent Agenda

MOTION: Commissioner Wheatley moved to follow staff recommendations on the items on the Consent Agenda to include the added item noted above.

SECOND: Commissioner Council

VOTE: UNANIMOUS

- A. Approval of minutes for the September 18, 2006 regular meeting.

ACTION: Approve

- B. Approval of Final Contractor Change Order for the Windridge Special Assessment Water Project.

BACKGROUND: The construction of the Windridge Potable Water Distribution System has been completed. A Final Change Order (Change Order #1) has been submitted in the amount of \$34,124.32. Some unexpected conditions were encountered during the construction and the Change Order sets out the compensation for same.

ACTION: Approve the Change Order for Utilities Plus in the amount of \$34,124.32, revising the contract amount to \$525,350.05 and approve associated budget revision (B07-133).

- C. Approval of Acceptance of the Bids for the Construction of the Eastover Recreation Center Water Line Extension.

BACKGROUND: Bids were received and opened on September 20, 2006 for the above noted construction. The low responsive bid submitted was from Sanford Contractors, Inc of Sanford, NC, in the amount of \$242,984.00. Funds are available in the Recreation Fund for this project. Eastover Sanitary District will acquire the water line once the anticipated funding becomes available to the District. The Recreation Department will be responsible for an equivalent amount of funds that would have been required for a fire suppression storage and pump system, which was removed from the construction project.

ACTION: Award the bid to Sanford Contractors, Inc. in the amount of \$242,984.00, authorize the establishment of a project contingency in the project budget in the amount of \$25,000 only to be disbursed with approval of the county manager and approved the associated budget revisions (B07-135).

- D. Approval of Report and Recommendation of the Joint City/County Transportation Planning Committee to Request that the North Carolina Department of Transportation Perform a County-Wide Transportation Feasibility Study.

BACKGROUND: The Joint City/County Transportation Planning Committee met on September 19, 2006 and approved a motion recommending that a joint request be made to the NC Department of Transportation to perform a Feasibility Study for a county-wide transportation system. The Fayetteville City Council approved this request on September 25, 2006.

ACTION: Approve

E. Approval of Report and Recommendations of the Cumberland County Facilities Committee:

1. Approval of Conveyance of Fuller Building to the Board of Education.

BACKGROUND: The County Facilities Committee met on September 19, 2006 and discussed a request from the Board of Education to transfer the Fuller Building to the Board. The Facilities Committee voted unanimously to recommend the transfer to the Board of Commissioners for approval.

ACTION: Approve the conveyance.

2. Approval of Civic Center Marquees Request.

BACKGROUND: The County Facilities Committee met on September 19, 2006 and considered a request from The Crown Center to purchase three marquees to be placed at strategic sites in the County to further advertise events at the Civic Center. The cost of the signs is \$227,268 which includes installation with static ad panels and engineering cost for existing base on Hwy. 301. In response to a request to have the signs in place by August of next year for the NC Association of County Commissioners and the League of Municipalities annual conferences, Mr. Rick Reno said he would inquire if that was possible and that it may add a little more cost to the project.

ACTION: Approve

3. Approval of Sheriff's Office Request for Use of One Floor in the Old Jail for Evidence Storage.

BACKGROUND: The County Facilities Committee met on September 19, 2006 and considered a request from the Sheriff to use one of the floors in the old Law Enforcement Center for record storage space.

ACTION: The Facilities Committee recommends that the Board approve the Sheriff's request to use the fourth floor of the Law Enforcement Center for record storage. Staff will work on identifying the cost of addressing the plumbing issues to make the floor usable.

F. Approval of Declaration of Surplus County Property and Authorization to Accept Insurance Settlement.

BACKGROUND:	Date of Accident:	June 29, 2006
	Vehicle:	1999 Chev. Lumina
	VIN:	2G1WL52K2X9205843
	Fleet#:	FL283
	Mileage:	84,489

Department:	Sheriff
Settlement Offer:	\$2,925
Insurance Co.:	Selective

ACTION: Declare the vehicle surplus, accept the settlement noted above and allow Selective Insurance to take possession of the wrecked vehicle.

- G. Approval of Sale of Surplus County-Owned Real Property Acquired by Tax Foreclosure – Lots 15-16, Pt 13-14, 17, 80, 81 Cedar Rose Add 2 (Located on Martin Road off Deep Creek Road); Cedar Creek Township; PIN: 0446-39-7067.

BACKGROUND: On or about December 27, 2005 the County acquired by tax foreclosure the above noted property. The amount currently owed including interest and costs is \$5,231.30. Eric Hendricks has offered to purchase the County's interest in the property for \$5,231.30 and has deposited \$523.13 in the County Finance Office. The tax value of the property is \$11,000.

ACTION: Accept the offer from Mr. Hendricks and authorize the Chairman to execute a deed upon receipt of the balance of the purchase price.

- H. Approval of Sale of Surplus County-Owned Real Property Acquired by Tax Foreclosure – 997 Johnson Farm Road, Carvers Creek Township; PIN 0532-28-1519.

BACKGROUND: On or about February 2, 2006 the County acquired this property by foreclosure of a Community Development Housing Rehabilitation Loan. The amount currently owed including interest and costs is \$58,004.98. Mr. Jehu Campbell has offered to purchase the County's interest in the property for \$30,000 and has deposited \$3,000 in the County Finance Office. The Community Development Director recommends approval. The tax value on the property is \$60,000.

ACTION: Accept the offer and authorize the Chairman to execute a deed upon receipt of the balance of the purchase price.

- I. Approval of a Proclamation Proclaiming the Month of October as "National Disability Awareness Month" in Cumberland County.

ACTION: Approve October as "National Disability Awareness Month" in Cumberland County.

- J. Approval of Declaration of Surplus Vehicles and Authorization to Dispose of Same by Public Auction.

BACKGROUND: Cumberland County owns 59 vehicles (automobiles/trucks & equipment) that are surplus to its needs. It proposes to contract with H.B. Smith to conduct an auction for the sale of these vehicles. Mr. Smith will conduct the auction for a 7.5% buyers premium. The auction will be held on October 28, 2006 from 11:00 until vehicles have been sold at the B. Melton Edge Athletic Field.

ACTION: Approve the vehicles as surplus to the needs of the county and authorize the Assistant County Manager to dispose of at the auction after publication of legal notification.

K. Budget Revisions:

(1) Health

- a. Family Planning - Revision in the amount of \$26,236 to budget additional funding from the State. (B07-118)
Funding Source – State
- b. Bioterrorism Pandemic Influenza - Revision in the amount of \$22,500 to budget additional funding from the State. (B07-125) **Funding Source – State**
- c. Women, Infants and Children – Revision in the amount of \$20,000 to reallocate budgeted revenue to reconcile state and county budgets. (B07-134) **Funding Source - State**

(2) Mental Health

- a. Developmental Disabilities Contracts - Revision in the amount of \$45,000 to budget anticipated fees. (B07-120)
Funding Source – Fees
- b. Medical Records/Managed Care – Revisions in the amount of \$117,257 to reallocate budgeted expenditures to abolish four positions in Medical Records and budget for potential unemployment claims. (B07-121 and B07-121A) **Funding Source – Reallocation of Budgeted Expenditures**
- c. Adult Living Efficiency/Autism/Developmental Disabilities Contracts – Revisions in the amount of \$262,045 to abolish six positions and reallocate budgeted expenditures and revenues to contract with private industry. (B07-122 thru B07-122B) **Funding Source – Reallocation of Budgeted Expenditures and Revenues**

(3) Parks and Recreation

Revision in the amount of \$739,415 to rebudget the Hope Mills Recreation Project from FY2005. (B07-119) **Funding Source – Parks and Recreation Fund Balance**

(4) Workforce Development Statewide Activities

Revision in the amount of \$50,000 to recognize funding from the State for a contract with NC Employment Security

Commission for a business services representative. (B07-128)
Funding Source – State

(5) Sheriff

Revision in the amount of \$150,231 to eliminate four Deputy I positions due to Methodist College discontinuing its security contract with the County. (B07-127) **Funding Source – Fees**

(6) Community Development

Revisions in the total amount of \$674,359 to rebudget unexpended grant funds. (B07-129 through B07-132) **Funding Source – Federal**

(7) Pretrial Release/General Government Other

Revision in the amount of \$20,000 to reallocate budgeted expenditures to fund expenditures for global positioning system (GPS) monitoring of individuals on house arrest. (B07-136) **Funding Source – Reallocation of Budgeted Expenditures.**

(8) Mid-Carolina Senior Transportation/Rural Operating Assistance Program

Revision in the amount of \$56,504 to budget additional State funding (\$50,853) and to reallocate budgeted expenditures and revenue for local match (\$5,561). (B07-137) **Funding Source – State and Reallocation of Budgeted Expenditures and Revenue.**

(L) Consideration of a request to the NC Association of County Commissioners to include public library items in its Legislative Goals list:

- (1) Ask the General Assembly to make the \$830,248 in additional money appropriated to the State Aid to Public Libraries fund last year a recurring appropriation (the most recent session appropriated the increase as non-recurring funds);
- (2) Ask the General Assembly to appropriate \$750,000 to the Division of State Library, Department of Cultural Resources, for the purpose of entering into a contract with the vender Tutor.com for a state-wide online homework assistance program for students from the 4th through the 12th grade that would be available through local public libraries and remotely through home computers.

ACTION: Approve

ITEMS OF BUSINESS

3. Nominations to Boards and Committees

A. Adult Care Home Community Advisory Committee (3 Vacancies)

Stephanie Hodges – completed initial term – eligible for reappointment

Deborah Atkinson – resigned – replacement needed

Cathy Bain – has not attended meetings – replacement needed

Nominees: Stephanie Hodges - reappointment
Edgar Merritt
Kristin Sharp

B. Criminal Justice Partnership Advisory Board (1 Vacancy)

BACKGROUND: Commissioner Talmage Baggett has served as the commissioner representative on this board. He will be leaving the Board of Commissioners in December and a replacement is needed.

Nominee: Commissioner Jeannette Council

C. Human Relations Commission (2 Vacancies)

Bobby Ervin – Completed first term – eligible for reappointment

Zeandrew Farrow – Completed first term – eligible for reappointment

Nominees: Bobby Ervin and Zeandrew Farrow

D. Minimum Housing Appeals Board (1 Vacancy)

I.J. McNeil – Completed first term – eligible for reappointment

Nominee: I.J. McNeil

4. Appointments to Boards and Committees

A. Joint Senior Citizens Advisory Board (6 Vacancies)

MOTION: Commissioner Edge moved to appoint the nominees below and designate terms as shown:

SECOND: Commissioner Wheatley

VOTE: UNANIMOUS

Nominees: Rhonda Batten (Reappointment) – 2 year term
Joe Potts (Reappointment) – 2 year term
Tom Cain – 2 year term
Carolyn Tracy – 2 year term
Deneen Morton-Tarpley – 1 year term
E. C. (Chip) Modlin – 1 year term

5. Closed Session
- A. Attorney Client Matter(s)
Pursuant to NCGS 143-318.11(a)(3).
 - B. Economic Development Matter(s)
Pursuant to NCGS 143-318.11(a)(4).
 - C. Personnel Matter(s) Pursuant
To NCGS 143-318.11(a)(6).

MOTION: Commissioner Council moved to go into Closed Session for the above noted matters.

SECOND: Commissioner Edge

VOTE: UNANIMOUS

MOTION: Commissioner Edge moved to go back into Open Session.

SECOND: Commissioner Wheatley

VOTE: UNANIMOUS

MOTION: Commissioner Council moved to adjourn.

SECOND: Commissioner Edge

VOTE: UNANIMOUS

ADJOURNED: 10:50AM

Clerk to the Board