

CUMBERLAND COUNTY BOARD OF COMMISSIONERS
SEPTEMBER 5, 2006, 9:00AM
REGULAR MEETING

PRESENT: Chairman Billy R. King
Vice Chairman Kenneth S. Edge
Commissioner Talmage S. Baggett,, Jr.
Commissioner J. Breeden Blackwell
Commissioner Jeannette M. Council
Commissioner John T. Henley, Jr.
Commissioner Diane Wheatley
James Martin, County Manager
Cliff Spiller, Asst. County Manager
Amy Cannon, Asst. County Manager
Grainger Barrett, County Attorney
Sara VanderClute, PIO
Marsha Fogle, Clerk

INVOCATION Commissioner Jeannette Council
Pledge of Allegiance

1. Presentation

- A. Presentation of Government Finance Officer's Association Award – Certificate of Achievement for Excellence in Financial Reporting to Ms. Amy Cannon, Assistant County Manager.

Sara VanderClute, PIO, reported that she and two other people, one from the City of Fayetteville and one from the FACVB would be going to Atlanta next week for a Relocation Fair for BRAC.

2. Consent Agenda

Commissioner Edge asked that Item 2B(1) be discussed separately.

MOTION: Commissioner Edge moved that the items on the Consent Agenda be approved as recommended by County Management, except Item 2B(1).

SECOND: Commissioner Council

VOTE: UNANIMOUS

- A. Approval of minutes for the August 21, 2006 regular meeting.

ACTION: Approve

- B. Approval of Sale of Surplus County-Owned Real Properties Acquired by Tax Foreclosure:

- 1) Property Located at 997 Johnson Farm Road, Fayetteville, NC 28311; Carvers Creek Township; PIN: 0532-28-1519.

BACKGROUND: The above property was acquired by the County in February, 2006. The amount currently owed on the judgment including interest and costs is \$58,003.98. Mr. Jehu Campbell has offered to purchase the County's interest for \$25,000 and has deposited \$2,500 in the County Finance Department. The tax value on the property is \$60,000. The Community Development Department actually foreclosed on the property. It had provided funds to upgrade the property for an elderly lady. When she died, the family did not want to continue with the loan. Therefore, Community Development paid off the first mortgage and the property is now owned by the County.

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

MOTION: Commissioner Edge moved that the Board decline the above offer.

SECOND: Commissioner Council

DISCUSSION: Commissioner Edge said he thought the bid was too low. Commissioner Baggett inquired if there was a more effective way to market the property such as by auction or getting a realty company to market it. The County Attorney said that there will be an auction sometime in the near future as the County has nearly 50 pieces of property it can sell.

VOTE: FAVOR: Commissioners Edge, Council, Wheatley, Blackwell, Baggett
OPPOSED: Commissioners King and Henley

- 2) Property Located at Lock Trail E/End Pt Lots 31-34, 1501 Clinton Road, Cedar Creek Township; PIN 0447-41-6513.

BACKGROUND: The above property was acquired by the County in December, 2005. The amount currently owed including interest and costs is \$8,431.79. Saira H. Saini has offered to purchase the County's interest for \$39,930 and has deposited \$3,993 in the Finance Office. The tax value on the property is \$74,322.

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

- 3) Property Located at Lot 236 Woodlea Sec 7, Sm Pt Lots 160 & 161 Robinwood Sec 5 (2.63); Seventy-First Township; PINS: 0415-58-2158 and 9496-41-3031.

BACKGROUND: The above properties were acquired by the county in March, 2005. The amount currently owed on the judgment including interest and costs is \$4,115.19. Mr. George Turner has offered to purchase the County's interest in the property for \$6,083.60 and has deposited \$608.36 in the Finance Office. The tax value of the property is \$8,724.

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

- C. Approval of Amendment to Interlocal Agreement with City of Fayetteville to Expand Size of Joint Senior Citizens Advisory Commission.

BACKGROUND: The County and the City of Fayetteville propose to expand the size of the Joint Senior Citizens Advisory Commission from 10 to 20 members. The City and County jointly established the commission under an Interlocal Agreement dated October 12, 1978. Currently the City appoints five members and the County appoints five members. If the City and County approve the increase in size, three additional members with terms expiring September 30, 2008 and two members with terms expiring September 30, 2007 would be appointed by the County. The City would appoint an additional two members with terms expiring September 30, 2008 and three members with terms expiring September 30, 2007.

ACTION: Approve the Resolution amending the Interlocal Agreement and authorize the Chairman of the Board to sign it on behalf of the County.

RESOLUTION

WHEREAS, the Cumberland County Board of Commissioners wishes to amend the Interlocal Agreement dated October 12, 1978 with the City of Fayetteville establishing the Joint Senior Citizens Advisory Commission to increase the size of that Commission from 10 to 20 members.

NOW, THEREFORE, BE IT RESOLVED, by the Cumberland County Board of Commissioners that it approves the amendment to the Interlocal Agreement to increase the size of the Joint Senior Citizens Advisory Commission from 10 to 20 members and to stagger the terms of the additional members, and it authorizes the Chairman to execute the amendment on behalf of the County.

- D. Approval of a Resolution Welcoming the North Carolina Association of Registers of Deeds to Cumberland County for its 54th Annual Conference.

BACKGROUND: J. Lee Warren, Jr., Register of Deeds and Registers from District V will serve as host for the ROD 54th Annual Conference. The Chairman of the Board will welcome the group and present this Resolution.

ACTION: Adopt the Resolution

WHEREAS, the NC Association of Registers of Deeds was formed in 1952; and

WHEREAS, the NCARD is composed of elected Registers of Deeds from each of the 100 counties in North Carolina; and

WHEREAS, the offices are charged with the protection and safe keeping of the Real Estate and Vital Records of the respective counties; and

WHEREAS, the purpose of the NCARD is to unite the Registers of Deeds in exchanging ideas and professional experiences and working for the betterment of the office; and

WHEREAS, the objective of the NCARD is to perpetuate and develop and association for offices of the Registers of Deeds to investigate, study, discuss, make recommendations for implementing more efficient methods of operation and promote educational opportunities for Registers of Deeds and their staffs; and

WHEREAS, the 54th Annual Conference of the NCARD will be held in Cumberland County, September 23-26, 2006; and

WHEREAS, J. Lee Warren, Jr., Register of Deeds of Cumberland County and the Registers from District V will serve as the host of this 54th Annual Conference.

NOW, THEREFORE, the Cumberland County Board of Commissioners WELCOMES on behalf of the over 300,000 citizens of Cumberland County the NC Association of Registers of Deeds and stands ready to offer its assistance in making the conference in Cumberland County the most educational and entertaining possible.

- E. Approval of a Proclamation Proclaiming September 16-30, 2006 as “Fall Litter Sweep” in Cumberland County.

BACKGROUND: The Governor of the State of North Carolina has proclaimed September 16-30, 2006 “Fall Litter Sweep” time in the State of North Carolina in order to encourage citizens, businesses, schools, and governments to take an active role in making their communities cleaner.

ACTION: Adopt a Proclamation proclaiming September 16-30, 2006 “Fall Litter Sweep” time in Cumberland County.

PROCLAMATION

WHEREAS, the NC Department of Transportation organizes an annual fall state-wide roadside cleanup to ensure clean and beautiful roads in North Carolina; and

WHEREAS, the cleanup will take place September 16-30, 2006 and encourages local governments and communities, civic and professional groups, businesses, churches, schools, families and individual citizens to participate by sponsoring and organizing local roadside cleanups; and

WHEREAS, Adopt-a-Highway volunteers, Department of Transportation employees, Department of Correction inmates and community service workers, local government agencies, community leaders, civic and community organizations, businesses, churches, schools and environmentally concerned citizens conduct local

cleanups during LITTER SWEEP and may receive certificates of appreciation for their participation; and

WHEREAS, the cleanup will celebrate the 18th Anniversary of the NC Adopt-a-Highway program and its 6,000 volunteer groups that donate their labor and time year round to keep our roadsides clean; and

WHEREAS, the great natural beauty of our state and a clean environment are sources of great pride for all North Carolinians, attracting tourists and aiding in recruiting new industries; and

WHEREAS, the cleanup will increase awareness of the need for cleaner roadsides, emphasize the importance of not littering and encouraging recycling of solid wastes; and

WHEREAS, the cleanup will be a part of educating the children of this great state regarding the importance of a clean environment to the quality of life in North Carolina.

NOW, THEREFORE, the Board of Commissioners of Cumberland County, along with the Governor of the State of North Carolina, proclaims September 16-30, 2006, “Fall Litter Sweep” time in Cumberland County and encourages its citizens to take an active role in making their communities cleaner.

F. Budget Revisions:

ACTION: Approve

(1) Health

- a. Health Promotion – Revision in the amount of \$8,751 to recognize additional state funding. (B07-068) **Funding Source – State**
- b. Environmental Health – Revision in the amount of \$4,602 to recognize additional state funding. (B07-069) **Funding Source – State**

(2) Sheriff

- a. Revision in the amount of \$18,375 to appropriate fund balance to pay for liability insurance for school crossing guards. (B07-087) **Funding Source – Fund Balance Appropriated**
- b. Revision in the amount of \$20,000 to appropriate fund balance to purchase a replacement steam kettle for the detention facility kitchen. (B07-086) **Funding Source – Fund Balance Appropriated**
- c. Revision in the amount of \$44,110 to delete a deputy position that is no longer required at the County’s Workforce Development site. (B07-089) **Funding Source – Security Fees**

(3) Day Reporting Center

Revision in the amount of \$8,331 to recognize additional state funding. (B07-088) **Funding Source – State**

(4) General Government Other

Revision in the amount of \$58,000 to appropriate fund balance for the renovations to the Clerk of Courts offices and Judges Chambers. (B07-094) **Funding Source – Fund Balance Appropriated**

ITEMS OF BUSINESS

3. Nominations to Boards and Committees

A. Board of Adjustment (1 Vacancy)

BACKGROUND: Steve Parsons has completed his first term and is eligible for reappointment.

NOMINEE: Steve Parsons

B. Southeastern Economic Development Commission (1 Vacancy)

BACKGROUND: Billy R. King has completed his term and is not eligible for reappointment.

NOMINEE: Commissioner Jeannette Council

4. Appointments to Boards and Committees

MOTION: Commissioner Blackwell moved to appoint the nominees in A-E by acclamation.

SECOND: Commissioner Henley

VOTE: UNANIMOUS

A. Adult Care Home Community Advisory Committee (2 Vacancies)

Nominees: Dr. Claudett Tompkins (Reappointment)
Wynella A. Myers

B. Cumberland County Juvenile Crime Prevention Council (3 Vacancies)

Nominees: At-Large Representative: John Clark (Reappointment)
Juvenile Defense Attorney: Beth Hall (Reappointment)
Local Sheriff or Designee: Lt. Myron Sampson

C. Joint Appearance Commission (2 Vacancies)

Nominees: Cindy Allen (Reappointment)
Louis Gloston, Jr.

D. Library Board of Trustees (2 Vacancies)

Nominees: Nellie McCoy
Dr. Polly Davis

E. Local Emergency Planning Committee (5 Vacancies)

Nominees: Law Enforcement Representatives: Sgt. Vince Terry
Charles Hunter
Hospital Representative: Steve Schultz (Reappointment)
Local Environmental Representative: Hughie White (Reappointment)
Utilities Representative: John Ezzelle

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

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

SECOND: Commissioner Blackwell

VOTE: UNANIMOUS

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

SECOND: Commissioner Edge

VOTE: UNANIMOUS

MEETING ADJOURNED: 10:00AM

Clerk