

CUMBERLAND COUNTY BOARD OF COMMISSIONERS
AUGUST 4, 2008, 9:00AM
REGULAR MEETING

PRESENT: Chairman Breeden Blackwell
Vice Chair Jeannette Council
Commissioner Kenneth Edge
Commissioner John T. Henley, Jr.
Commissioner Billy R. King
Commissioner Ed Melvin
Commissioner Diane Wheatley
James Martin, County Manager
Amy Cannon, Asst. County Manager
Cliff Spiller, Asst. County Manager
Grainger Barrett, County Attorney
Harvey Raynor, Deputy County Attorney
Marsha Fogle, Clerk to the Board
Sara VanderClute, PIO

INVOCATION Commissioner Diane Wheatley

Pledge of Allegiance

Recognition of Retired County Employees:

Iris Autry - Cumberland County Tax Department
Olivia McCormick - Cumberland County Health Department
Bobby McKoy - Cumberland County Library System - Maintenance Section
Beverly Oaks - Cumberland County Tax Department

Recognition of Doug Peters, President of the Fayetteville-Cumberland County Chamber of Commerce

Recognition of and Presentation to Retired General Dan K. McNeill (General McNeill unable to attend)

1. Public Hearing

A. Public Hearing on the FY 2008-2009 Annual Rural Operating Assistance Program (ROAP) Grant.

BACKGROUND: The County will be submitting an application for ROAP funds. In order to submit an application a public hearing must be held.

The Chairman opened the public hearing.

SPEAKERS: NO SPEAKERS

The Chairman closed the public hearing.

MOTION: Commissioner Council moved to approve submission of the application.
SECOND: Commissioner Wheatley
VOTE: UNANIMOUS

- B. Public Hearing Regarding Franchise and Permit Renewal for the Operation of the Ann Street Municipal Solid Waste and C&D Landfill.

BACKGROUND: The NC Department of Environmental and Natural Resources recently enacted new regulation requiring any entity wanting to obtain or renew a state permit for municipal solid waste and/or construction and demolition waste to obtain a franchise agreement or “approval” from the local jurisdiction in which the facility is located. Since the County’s C&D permit is currently up for renewal by the State of North Carolina, the Ann Street Landfill requires “approval” of the Board. The Board scheduled a public hearing for this date.

The Chairman opened the public hearing.

SPEAKERS: NO SPEAKERS

The Chairman closed the public hearing.

MOTION: Commissioner Edge Moved to approve the continued operation of a municipal solid waste and construction and demolition waste facility at the present Ann Street site for a period of thirty years.
SECOND: Commissioner Melvin
VOTE: UNANIMOUS

2. Consent Agenda

The following items have been pulled from the consent agenda and will be discussed separately, Items 2K and 2N. The Chairman indicated the items would be referred to the Finance Committee. Discussion ensued regarding these two issues – see discussions/motion under those two items.

MOTION: Commissioner Edge moved to approve all items on the Consent Agenda except for 2K and 2N.
SECOND: Commissioner Council
VOTE: UNANIMOUS

- A. Approval of minutes for the June 16, 2008 regular meeting and minutes of the June 16, 2008 Budget Work Session.

ACTION: Approve

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

Canady Crossing Subdivision: Sunshine Court, Pineville Drive

Firestone Hills Subdivision: Red Oak Drive Ivey Commons Road
Cameron Woods Lane Forest Lodge Drive

Springfield Subdivision: Sharpsburg Rd (SR 2522 Ext.)
Riverwalk Place
Shakerstone Drive
Abbey Forde Drive
Brecknock Court
Beaconfield Drive

ACTION: Approve

C. Approval of Employment Contracts for County Manager, Finance Director, County Attorney and Clerk to the Board.

BACKGROUND: Each fiscal year, the Board of Commissioners approves contracts for the above noted employees.

ACTION: Approve

D. Approval of 2008 Agriculture Hall of Fame Nominations.

BACKGROUND: The Cumberland County Agriculture Hall of Fame nomination committee selected John Davis Gillis, Sr. as the 2008 Agriculture Hall of Fame inductee.

ACTION: Approve the induction of Mr. John Davis Gillis, Sr. into the 2008 Agriculture Hall of Fame.

E. Approval of Ratification of Bid Award to Global Tel*Link for Inmate Telephone System Provider for the Cumberland County Detention Center.

BACKGROUND: Bids were received for the inmate telephone system provider for the Detention Center. The Sheriff's Office, Detention Center and the County's Purchasing Department recommends award of the bid to Global Tel*Link for a five year period and their 85 cents local call/55.0% commission structure.

ACTION: Approve

F. Approval of Bid Award for Life Safety Improvements Project – Ann Street Landfill Baling Facility.

BACKGROUND: Bids were received on 7/24/08 for the Life Safety Improvements project at the Ann Street Landfill Baling facility. The scope of work includes repair to the automatic sprinkler system, fire alarm system, electrical system and other improvements in the baling

facility required by the City Fire Marshal's Office for continued use of the building by Solid Waste. The low bid was submitted by M&E Contracting in the amount of \$240,699.00. In addition to the base bid, a contingency in the amount of \$24,100 is requested. Sufficient monies are available in the Solid Waste Department budget to fund the project.

ACTION: Accept bids, award the bid to M&E Contracting in the amount of \$240,699, establish a project contingency in the amount of \$24,100 to be used for justifiable changes in the scope of work recommended by the County Engineer and approved by the County Manager.

- G. Approval of Franchise Ordinance and Franchise Agreement to Marcella Thompson D/B/A Marcey's Garden to Provide Food Services at Mental Health Authority's Bradford Avenue Facility (1st Reading).

BACKGROUND: The Mental Health Authority proposes to contract with Marcella Thompson dba Marcey's Garden to provide snack bar services at its Bradford Avenue facility. The Authority has terminated an agreement entered into in 2007 with Carolina Residential Services, Inc. to provide such services. This franchise would authorize Ms. Thompson to provide snack bar services for a term from July 1, 2008 through June 30, 2011 in consideration for a franchise fee of \$350 per month.

ACTION: Approve the First Reading of Franchise and proposed franchise agreement. A copy of the Franchise Ordinance may be found in the Franchise Ordinance Book.

- H. Approval of Franchise Ordinance and Franchise Agreement to Perkins Management System Company, Inc. to Provide Food Services at Mental Health Authority's Roxie Avenue Center (1st Reading).

BACKGROUND: The Mental Health Authority proposes to renew the franchise agreement with Perkins Management Services Company to provide food services at the Mental Health Authority's Roxie Avenue facility for a term from July 1, 2008 through June 30, 2011.

ACTION: Approve Franchise Ordinance on the first reading and proposed franchise agreement with Perkins Management Services Company, Inc.

- I. Approval of Scheduling a Public Hearing on September 15, 2008 and Consideration of Resolution of Intent to Close a Portion of Gainey Road in Grays Creek Township.

BACKGROUND: Property owner Sharlene Williams has petitioned that a portion of Gainey Road in Gray's Creek Township be closed. The NC Department of Transportation confirms that portion of Gainey Road is state maintained and has no objection to the abandonment. The Fire Marshal also does not object. The Planning Department recommends approval of the closing provided the following conditions are complied with:

- (a) The entire proposed street closing not be approved as requested, but the developer be required to properly end SR 2221 (Gainey Road) with a cul-de-sac turn around;

- (b) The turn around area within the cul-de-sac must be constructed to NC DOT standards prior to the recombination plat being approved;
- (c) The property owner who will be titled as the owner of the land within the right of way must ensure that a “No Approval Required” recombination plat be approved by the Planning/Inspections Department and recorded thus absorbing the land area within the right of way to the adjoining properties and creating the cul-de-sac turnaround.

Pursuant to NCGS 153A-241, if the Board desires to honor the request, the Board must declare its intent to close a portion of Gainey Road and call a public hearing on the matter.

ACTION: Adopt Resolution calling a public hearing to consider the petition to close the road and declaring the Board’s intent to consider the petition to close a portion of Gainey Road.

RESOLUTION OF INTENT TO CLOSE PUBLIC ROAD
AND CALL FOR PUBLIC HEARING ON THE QUESTION

WHEREAS, Sharlene Williams submitted a petition to the Cumberland County Board of Commissioners (the “Board”) to close a portion of Gainey Road in Grays Creek Township, Cumberland County; and

WHEREAS, it appears that such public street is not under the control of the North Carolina Department of Transportation: that no person would be deprived of reasonable means of ingress and egress to his or her property by such closing; and that such closing would therefore not be contrary to the public interest;

NOW, THEREFORE, BE IT RESOLVED, that the Board will consider the issue of whether to close the following public street in accordance with North Carolina General Statute, Section 153A-241:

Beginning at a point in the southern line of a tract belonging to Simon F Burney and wife Margaret, recorded in Deed Book 2894 Page 771, Cumberland County Registry. Said point also being in the eastern R/W of Gainey Road. Thence for the first call crossing said road, South 85-52-02 West 60 feet to a point. Thence with the western R/W, South 04-08-58 East 529.25 feet to a point of curvature. Thence with a curve to the left, cord bearing South 10-21-58 East 200 feet more or less to a point. Thence South 17-06-28 east 66.33 feet to a point of curvature. Thence with a curve to the left, cord bearing North 39-47-56 East, a radius of 50 feet to a point of reverse curvature, thence with a curve to the right, cord bearing North 42-05-57 West 22.57 feet more or less to a point. Thence with a curve to the right, cord bearing North 10-21-28 West 187 feet more or less to a point. Thence North 04-08-58 West 529.25 feet to the point and place of beginning.

WHEREAS, the Cumberland County Planning Department approves of the closing provided the following conditions are complied with:

- That the entire proposed street closing not be approved as requested, but the developer be required to properly end SR 2221 (Gainey Road) with a cul-de-sac turn around as shown on the attached sketch.
- The turn around area within the cu-de-sac must be constructed to NC Department of Transportation standards prior to the recombination plat being approved.

- The property owner who will be titled as the owner of the land within the right-of-way must ensure that a “No Approval Required” recombination plat be approved by the Planning & Inspections Department and recorded thus absorbing the land area within the right-of-way to the adjoining properties and creating the cul-de-sac turnaround.

AND BE IT FURTHER RESOLVED, that the Board calls for and shall hold a public hearing on the question of the closing of such street on the 15th day of September, 2008 at 6:45 p.m. in the Commissioners Meeting Room (Room 118), First Floor, New Courthouse, 117 Dick Street, Fayetteville, North Carolina. The Board shall hear all interested persons who appear with respect to whether the closing would be detrimental to the public interest or to any individual’s property rights.

AND BE IT FURTHER DIRECTED, that notice of consideration of whether to close said street and of the public hearing on such matter shall be published once week for four successive weeks before the hearing in a newspaper of general circulation in Cumberland County and posted in at least two places along the street during the time; and that a copy of this resolution shall be sent by mail to each owner as shown on the county tax records of property adjoining the public road or easement who did not join in the request to have the road or easement closed.

- J. Approval for Department of Social Services to Submit an Application to the State for Designation as Work First Electing County.

BACKGROUND: Each county must notify the NC Department of Health & Human Services about its decision on the status for administering the Work First Program as either a “standard” or “electing” county. This decision requires support from three-fifths of the Board of Commissioners and the notification must be received by the NC Department of Health and Human Services by September 26, 2008. The Department of Social Services requests that we consider changing the designation this year from “Standard” to “Electing” County. The DSS Board concurs with this request. An Electing County has policy that differs from state policy.

ACTION: Approve the designation of Electing County status for the Work First Program.

- K. Approval of Proposed Increase in Health Department’s Environmental Health Fees.

BACKGROUND: The Board of Health at its meeting on June 17, 2008 approved an increase in Environmental Fees as noted below:

<u>Description</u>	<u>Current Fee</u>	<u>Proposed Fee</u>
Septic Tank permit/soil evaluation	150.00	400.00
Repair Permit	25.00	25.00
Redraw Plot Plan w/out visit	20.00	25.00
Redraw Plot Plan with visit	60.00	125.00
Call Back Fee	60.00	75.00
Lending Paperwork New Septic System	10.00	15.00
Inspection existing septic tank/room addt./pool	100.00	170.00
New well permit, inspection & bacteriological sam.	120.00	320.00

Water sample-compliance bacteriological	70.00	100.00
Water sample-bacteriological	20.00	45.00
Water sample-inorganic chemical	20.00	45.00
Water sample-petroleum/pesticide	40/40	50/50
Water sample-nitrate	N/A	40.00
Inspection of existing septic tank in m.home Pk.	50.00	90.00
Inspect. of existing septic tank for reuse, change of use or m.home relocation	50.00	90.00
Public swimming pool/seasonal	150.00	200.00
Public swimming pool/year round	220.00	225.00
Public swimming pool plan review	100.00	150.00
Tattoo license-permanent location	250.00	250.00
Tattoo license-conventions	150.00	150.00
Solid Waste Transporter Permit	40.00	50.00
Inspection fee per vehicle	10.00	10.00
Bldg. demolition/relocation (rodent inspect)	20.00	50.00
Plan review food services establishment	200.00	200.00

ACTION: Approve

Commissioner Wheatley indicated some concerns about the increases noted above. She said she would like an explanation for the increases. Commissioner Henley, a member of the Health Board, said these increases reflect the actual cost of doing the work and are in line with other counties.

MOTION: Commissioner Henley moved to approve Item K

SECOND: Commissioner King

DISCUSSION: Commissioner Council noted that at least half of the fees have been doubled. Commissioner Edge noted there is very little explanation as to the reasoning behind the increase in fees.

Commissioner Henley withdrew his motion. Item referred to Finance Committee.

- L. Approval and Acknowledgement of Reversion of Former Animal Shelter Property Back to City of Fayetteville.

BACKGROUND: The former Cumberland County Animal Shelter was located on property leased from the City of Fayetteville. The lease provided that the property had to be used by the County as an animal shelter and that it would revert back to the City should that use cease. The County has moved its shelter to a new location and vacated the previously leased premises.

ACTION: Approve/acknowledge, as a matter of record, the reversion of the former animal shelter site back to the City of Fayetteville and the termination of the lease for the County's use of the property for an animal shelter.

- M. Approval of Department of Transportation Request to Disinter and Reinter Five Graves Within the Eureka Chapel Baptist Church Cemetery.

BACKGROUND: The NC Department of Transportation finds it necessary to disinter five graves within the Eureka Chapel Baptist Church Cemetery because the graves are located in the proposed right of way of the Fayetteville Outer Loop. NC DOT will re-inter the deceased within the same cemetery. Anytime a state agency finds it necessary to disinter a grave to perform its governmental function and the duties delegated to it by law, the disinterment, removal and re-interment must be made under the supervision and direction of the County Board of Commissioners (NCGS 65-106(6)). Written notice to and reimbursement of reasonable expenses incurred by the next of kin, notice published in a newspaper of general circulation and the filing of a written certification of the removal facts with the County Register of Deeds is mandated by the General Statutes.

ACTION: Approve the NC DOT request to disinter the five graves as noted above and reinter the graves within the same cemetery, and authorize the Clerk to submit two certified copies of the minutes of this meeting to NC DOT.

- N. Approval of Adoption of Resolution of Tax-Exempt Loan from North State Bank to Stoney Point Volunteer Fire Department to Build New Fire Station on Lake Upchurch Road.

BACKGROUND: Under the Internal Revenue Code, the Board of Commissioners must adopt the resolution of approval of tax-exempt loan for Stoney Point Volunteer Fire Department in order for its \$1,102,000 financing from North State Bank to qualify as tax-exempt to the lender. This loan is for the purpose of building a new fire station. The approval does not obligate the County for repayment of the financing.

ACTION: Adopt Resolution and direct Clerk to provide a certified copy to the Fire Chief of the Stoney Point Volunteer Fire Department.

Commissioners expressed concern about the fact that the building is almost complete and that the Board has just been asked to approve the tax exempt financing.

Attorney Neil Yarborough, representing the Fire Department, noted that he has been informed the construction is 70% complete and the site is within 2/10's of a mile of the "perfect" location for this new building.

MOTION: Chairman Blackwell moved to refer this item and item K to the Finance Committee.

SECOND: Commissioner Edge

DISCUSSION: Commissioner Henley expressed concern and dismay that the Fire Department went ahead with the construction of this new building before coming to the Board requesting approval of tax-exempt status to the lender for the loan. Attorney Yarborough noted that historically, fire departments can finance these projects through commercial loans and/or a tax-exempt financing. In this case, this particular fire department was able to finance the upfront construction costs prior to receiving approval of the Board of Commissioners for tax-exempt status. Commissioners inquired whether or not fire departments had to first get permission from the Board of Commissioners prior to construction. Grainger Barrett, County Attorney, noted they did not have to get permission for construction of a new building from the Board of Commissioners. The Fire Departments do, however, need permission from the Board for tax-exempt status. Commissioner Henley inquired of Attorney Yarborough if the Stoney Point

Fire Department had discussed this new construction with the City of Fayetteville to ascertain their needs. Mr. Yarborough indicated he did not know if that had been done. Commissioner Edge noted the importance of the Board of Commissioners in being a guardian of the county's tax money. Commissioner King inquired of Mr. Yarborough if the Board does not approve the tax-exempt status today, the effect it would have on the project. Mr. Yarborough indicated Stoney Point could probably get a commercial loan until the Board takes action.

SUBSTITUTE

MOTION: Commissioner Henley moved that the Board approve the tax-exempt status for this loan, and that the Finance Committee meet to discuss the governance of the fire departments and how to provide adequate funding resources for all of the volunteer fire departments.

SECOND: Commissioner Melvin

DISCUSSION: Commissioner Wheatley inquired if the approval would obligate the county in any way. The response to that question was no. Commissioner Council said while she understood the motion regarding the tax-exempt status for the loan for Stoney Point, she thought it appropriate to have the Finance Committee review this request first before approving it.

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

VOTE ON ORIGINAL

MOTION: UNANIMOUS

- O. Approval of the Tax Collector's Preliminary Collection Report and Proposed Annual Settlement for FY08.

BACKGROUND: North Carolina General Statutes 105-373 requires the Tax Collector, after the 1st day of July of each year, to render a preliminary report to the Board of Commissioners concerning persons whose tax liabilities remain unpaid and to propose an annual settlement of taxes charged to him for collection for the past year. The report and settlement are attached to these minutes.

ACTION: Adopt resolution accepting the preliminary report of the Tax Collector, crediting the insolvent list and approving annual settlement.

RESOLUTION ACCEPTING PRELIMINARY REPORT OF THE TAX COLLECTOR, CREDITING THE INSOLVENT LIST AND APPROVING PROPOSED ANNUAL SETTLEMENT

WHEREAS, NCGS 105-373 requires the Tax Collector of Cumberland County after the 1st day of July of each year to render a preliminary report to the Board of Commissioners concerning persons whose tax liabilities remain unpaid and to propose an annual settlement of taxes charged to the Tax Collector for collection for the past ten years; and

WHEREAS, the Tax Collector has submitted such preliminary report and proposed settlement;

NOW, THEREFORE, the Board of Commissioners of Cumberland County hereby RESOLVES:

That the preliminary report of the Tax Collector of Cumberland County, consisting of (i) a list of persons owning real property whose taxes for the year 2007-08 remain unpaid and the principal amount owned by each person; (ii) a list of the persons not owning or who have not listed real property whose taxes for the tax year 2007-08 remain unpaid and the principal amount owned by each person (the proposed insolvent list) and (iii) a statement under oath by the Tax Collector that he has made diligent efforts to collect such taxes, be and it hereby is, accepted;

That the Board hereby finds that the persons in the list of those that do not own or have not listed real property are insolvent as that term is used in NCGS 105-373, directs that the list of such persons be entered into the minutes of the meeting of the Board as the insolvent list, and further directs that the amounts in such list be, and hereby are, credited to the Tax Collector in his annual settlement;

That the proposed settlement of the Tax Collector, appended hereto, for taxes in his hands for collection for the tax year 2007-08, be and it hereby is, approved and the he be, and thereby is, charged with the amounts set forth in the settlement under the heading "Charges" and credited with the amounts set forth in the settlement under the heading "Credits".

P. Approval of FY09 Tax Charge to the Collector.

BACKGROUND: In accordance with NCGS 105-321(b) before delivering the tax receipts to the Tax Collector in any year, the Board of Commissioners shall adopt and enter into its minutes an order directing the Tax Collector to collect the taxes charged in the tax records and receipt.

ACTION: Approve the levy (attached to these minutes) and charge the Tax Collector with the responsibility to collect the taxes.

Q. Approval of Sale of Surplus County-Owned Real Property Acquired by Tax Foreclosure:

- 1) Lot 176 Town Oaks Section 5, Part 5
Located on Bankston Court off Aladdin Drive
PIN: 0442-56-1644; Gray's Creek Township

BACKGROUND: This property was acquired by tax foreclosure on or about May 3, 2005. The amount currently owed including interest and cost is \$3753.59. Upton Tyson, the last and highest bidder has offered to purchase the County's interest in the property for \$4,128.95 and has deposited \$412.89 in the Finance Office. The tax value of the property is \$13,500.

ACTION: Accept Mr. Tyson's offer to purchase the property for the sum of \$4,128.95 plus costs, and authorize the Chairman to execute a deed upon receipt of the balance of the purchase price.

R. Approval of Report on Formal Bid Awards of \$100,000 or Less Approved by Management.

BACKGROUND: The County Purchasing Policy delegates authority to the County Manager to award formal bids for purchases of less than \$100,000 or less. To ensure an adequate public record is maintained, management submits a report to the Board for inclusion in the official minutes. The Manager awarded a bid to Johnson Controls in the amount of \$64,175 for the Air Handling Units for the new Courthouse and the Historical Courthouse.

ACTION: Record in Minutes (see above)

- S. Approval of Report on the Disposal of Surplus Property Pursuant to NCGS 160A-226(a).

BACKGROUND: The Assistant County Manager has been authorized to dispose of certain “personal property” worth less than \$5,000 per item or group of items, which have become obsolete, unusable, economically unrepairable or otherwise surplus to the needs of the County. The Assistant Manager shall render semi-annual reports to the Board for inclusion into the Minutes.

ACTION: Accept the Report and include in the Minutes (Attached to the Minutes)

- T. Budget Revisions:

ACTION: Approve Revisions

- (1) Education

Revision in the amount of \$12,338 to budget additional current year (2008) ad valorem taxes received to fund the Board of Education’s current expense allocation per our interlocal agreement. (B08-388) **Funding Source – Ad Valorem Tax**

- (2) Recreation and Parks

Revision in the amount of \$47,208 to budget additional current year (2008) ad valorem taxes received to fund Recreation per our interlocal agreement. (B08-401) **Funding Source – Ad Valorem Tax**

- (3) Cooperative Extension

Revision in the amount of \$12,879 to budget 4-H Military Grant awarded in late June 2008 and to reduce appropriated fund balance by same amount. The grant period is from October 1, 2007 to September 30, 2008 and will reimburse County for eligible expenditures already incurred. (B08-403) **Funding Source – Grant**

(4) Community Development

Revision in the amount of \$32,975 to appropriate fund balance from rent received in the prior year from the Robin Meadow's project. (B09-035)
Funding Source – Fund Balance Appropriated

(5) Mental Health-Smart Start

Revision in the amount of \$32,558 to recognize additional state funding to upgrade a part-time position to full-time. (B09-009) **Funding Source-State**

(6) Tourism Development Authority

Revision in the amount of \$318,879 to appropriate fund balance to distribute funds received in the prior year. (B09-003) **Funding Source-Fund Balance Appropriated**

(7) Fire Districts

a. Pearces Mill Fire District: Revision in the amount of \$4,180 to appropriate fund balance for ad valorem taxes collected in FY2008. (B09-005) **Funding Source – Fund Balance Appropriated**

b. Cotton Fire District: Revision in the amount of \$1,133 to appropriate fund balance for ad valorem taxes collected in FY2008. (B09-004) **Funding Source – Fund Balance Appropriated**

c. Westarea Fire District: Revision in the amount of \$420 to appropriate fund balance for ad valorem taxes collected in FY2008. (B09-008) **Funding Source – Fund Balance Appropriated**

d. Wade Fire District: Revision in the amount of \$1,364 to appropriate fund balance for ad valorem taxes collected in FY2008. (B09-007) **Funding Source – Fund Balance Appropriated**

e. Stedman Fire District: Revision in the amount of \$463 to appropriate fund balance for ad valorem taxes collected in FY2008. (B09-006) **Funding Source – Fund Balance Appropriated**

- (8) Health Department
- a. Laboratory: Revision in the amount of \$5,000 to appropriate fund balance to hire a temporary phlebotomist. (B09-016) **Funding Source – Health Department Fund Balance**
 - b. Regional Bioterrorism Response Team: Revisions in the total amount of \$89,426 to budget additional fees to create a new Emergency Planner I position and to increase the salary for the newly adopted Emergency Planner I position. (B09-026 and B09-036) **Funding Source –Emergency Planning Fees**
 - c. Regional Bioterrorism Response Team: Revision in the amount of \$45,515 to recognize additional state funding. (B09-020) **Funding Source –State**
 - d. Environmental Health: Revision in the amount of \$4,831 to appropriate fund balance to fund salary increase for an Environmental Health Program specialist. (B09-037) **Funding Source –Fund Balance Appropriated**
 - e. Maternal Health/Child Care Coordination/Maternal Care Coordination: Revisions to reallocate \$40,000 of expenditures and to appropriate \$15,596 of fund balance to create two new Public Health Nurse Supervisor I positions. (B09-027, B09-027A and B09-27B) **Funding Source –Reallocation of Budgeted Expenditures and Health Fund Balance Appropriated**
 - f. Maternal Health Clinic: Revision to recognize additional fees of \$4,967 to fund an increase in salary to provide increase services to patients. (B09-014C) **Funding Source –Fees**
 - g. NC Bioterrorism Preparedness and Response: Revision to reduce funding \$9,525 to align the County budget with State allocations. (B09-017) **Funding Source –State**
 - h. Breast and Cervical Cancer Control Program: Revision to recognize additional state funding of \$2,617 and to appropriate fund balance of 24,000 to fund additional services. (B09-014a) **Funding Source – State and Health Department Fund Balance**

- i. Breast and Cervical Cancer Control Program: Revision to reduce state funding of \$40,623 and to appropriate fund balance of \$13,636 to adjust the County budget to state allocations. (B09-014) **Funding Source –State and Health Department Fund Balance**
- j. South Central Partnership for Public Health: Revision to recognize state funding of \$136,665 for the South Central Partnership for Public Health Incubator project. (B09-013) **Funding Source –State**
- k. Tuberculosis Chest Clinic: Revision to recognize state funding of \$21,468 and to appropriate fund balance of \$3,214 to create a new Medical Office Assistant position. (B09-028) **Funding Source –State and Health Department Fund Balance**
- l. Family Planning Clinic: Revision to appropriate fund balance of \$63,000 to provide additional services to patients. (B09-015) **Funding Source –Health Department Fund Balance**
- m. Family Planning Clinic: Revision to appropriate fund balance of \$20,456 to provide additional services to patients. (B09-014b) **Funding Source –Health Department Fund Balance**
- n. Women’s, Infants and Children (WIC): Revision to recognize additional state funding of \$68,590 to budget a Nutritionist and Medical Office Assistant positions that were previously unbudgeted. (B09-038) **Funding Source – Health Department Fund Balance**
- o. Women’s, Infants and Children (WIC): Revision to reallocate budgeted expenditures to create a new part-time Medical Office Assistant position. (B09-039) **Funding Source – Reallocation of Budgeted Expenditures**

(9) US DOT 104(f)

Revision to rebudget unexpended funds of \$100,000 and in-kind match of \$25,000 to conduct a transportation survey of the Murchison Road corridor. (B09-040) **Funding Source – State and In-kind**

(10) Library

- a. Library Grants: Revision to recognize a Lifelong Learning grant of \$15,000 to be used to improve services for actively-engaged older adults and a Technology Planning Grant of \$20,000 to create an IT plan to address speed and service issues. (B09-023) **Funding Source- Grants**
- b. Library Grants: Revision to recognize two grants totaling \$11,332 to purchase additional computers for the Cliffdale Branch Library. (B09-024) **Funding Source- Grants**
- c. Smart Start: Revision to reduce the County budget \$37,554 to adjust to the State budget. (B09-010) **Funding Source - State**
- d. Library MotherRead: Revision to increase the County budget \$406 to adjust to the State budget. (B09-011) **Funding Source - State**
- e. Library Foreign Language: Revision to recognize grant of \$133,764 and increased fees of \$24,600 to purchase additional books. (B09-025) **Funding Source- Grant and Fees**

(11) Sheriff

- a. Revision in the amount of \$96 to appropriate fund balance to recognize interest on grant funds received in the prior year. (B09-001) **Funding Source –Fund Balance Appropriated**
- b. Revision in the amount of \$58,259 to recognize NC Governor’s Crime Commission grant and to appropriate fund balance of \$19,420 for required match. (B09-002) **Funding Source – State and Fund Balance Appropriated**

(12) Solid Waste – Recycling

Revision in the amount of \$264,799 to award construction bid in the amount of \$240,699 and to establish contingency in the amount of \$24,100 for the Life Safety Improvements Project at the Ann Street Landfill Baling Facility. (B09-043) **Funding Source – Reallocation of Budgeted Expenditures**

3. Consideration of Designation of a Voting Delegate to the NCACC Annual Conference in New Bern, North Carolina, August 21-24, 2008.

Commissioner King was appointed as the voting delegate. Commissioner Edge will do it if Mr. King is not available.

4. Consideration of a Request from the Civic Center Commission for Board of Commissioners Support to Name the Cumberland County Crown Coliseum Ice Rink Floor in Honor Of Mr. Thomas Meredith Bolton, Sr.

BACKGROUND: The Civic Center Commission requests that the Board approve the naming of the Crown Coliseum Ice Rink Floor in honor of Thomas Meredith Bolton, Sr. Mr. Bob Smith, Chairman of the Commission, presented the Chairman with a replica of a "Crown" signifying the Crown Center. Mr. Smith indicated that the Civic Center would have a dedication ceremony for the Ice Rink Floor on November 1, 2008. The US Military Band, the 82nd Airborne Chorus and the White House Color Guard will be in attendance. He noted they are also trying to get Dale Earnhardt, Jr. and/or Mark Martin to attend. He said they are working on getting a jazz band also.

ACTION: Approve

MOTION: Commissioner Edge moved to approve the name.

SECOND: Commissioner Melvin

VOTE: UNANIMOUS

5. Nominations to Boards and Committees

- A. Adult Care Home Community Advisory Committee (1 Vacancy)

BACKGROUND: Mr. James Ingram has resigned as he has relocated to another area.

NOMINATION: Yvonne Booth

- B. Animal Control Board (1 Vacancy)

BACKGROUND: Linda Lewis (CITY RESIDENT SLOT) resigned from this Board. Nominate to fill the vacancy.

NOMINATION: Patricia Rigsby

- C. Child Homicide Identification and Prevention (CHIP) Council (1 Vacancy)

BACKGROUND: Commissioner Diane Wheatley's term, commissioner representative, on the CHIP Council has expired. She is eligible for reappointment.

NOMINATION: Commissioner Diane Wheatley

D. Joint Appearance Commission (1 Vacancy)

BACKGROUND: Cindy Allen who was recently nominated for a second term on the Joint Appearance has notified us she will be unable to serve a second term. Nominate for this position.

NOMINATION: Edna Cogdell

E. Workforce Development Board (1 Vacancy)

BACKGROUND: The economic development slot on this board, previously held by Bill Martin, is currently vacant. Mr. Doug Peters, President of the Chamber, has requested that Catherine Johnson fill the unexpired term of Mr. Martin. (Term to expire November, 2009)

NOMINATION: Catherine Johnson

6. Appointments to Boards and Committees

MOTION: Commissioner Council moved to appoint the nominees in A-G.

SECOND: Commissioner King

VOTE: UNANIMOUS

A. Appointment of ABC Board Chairman

Nominees: Chairman: Edward Maynor

B. Cumberland County Juvenile Crime Prevention Council (4 Vacancies)

Nominees: Juvenile Defense Attorney: Beth Hall (Reappointment)

United Way or Non-Profit: Patrick Hurley

At-Large Representative: Joan Blanchard
Shanessa Fenner

C. Joint Appearance Commission (1 Vacancies)

Nominees: Louis Gloston (Reappointment)

D. Mental Health Board (2 Vacancies)

Nominees: Licensed Physician: Dr. Zane Walsh

Developmental Disabilities, Family Consumer: Annie Owens

E. Nursing Home Advisory Board (3 Vacancies)

Nominees: Clyde Hammond (Reappointment)

Tom Lloyd (Reappointment)
Teresa McNeill (Reappointment)

F. Storm Water Advisory Board (1 Vacancy)

Nominee: Joint Appointee: Carlon Mercer
(Appointed by Chairman and Mayor)

G. Workforce Development Board (1 Vacancy)

Nominee: Private Sector: John Davidson

7. Closed Session If Needed – NO CLOSED SESSION NEEDED

MOTION: Commissioner King moved to adjourn.

SECOND: Commissioner Edge

VOTE: UNANIMOUS

MEETING ADJOURNED: 10:05AM.

Clerk to the Board