

CUMBERLAND COUNTY BOARD OF COMMISSIONERS
AUGUST 4, 2009, 9:00 AM
REGULAR MEETING (Corrected Minutes)

PRESENT: Chairman Jeannette Council
Vice Chairman Billy R. King
Commissioner Kenneth Edge
Commissioner Marshall Faircloth
Commissioner Ed Melvin
Commissioner Breeden Blackwell
James Martin, County Manager
Amy Cannon, Asst. County Manager
Harvey Raynor, Deputy County Attorney
Phyllis Jones, Assistant County Attorney
Sally Shutt, Communications Manager
Candice White, Deputy Clerk
Marie Colgan, Clerk

ABSENT: Commissioner Jimmy Keefe

(Note - County Attorney Grainger Barrett passed away on July 29, 2009)

INVOCATION: Phyllis Jones, Assistant County Attorney

Pledge of Allegiance

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

CHANGES TO AGENDA – requested by County Manager:

Remove: County Attorney Employment Contract under Item 2G
Item 2R (to be acted on later in the meeting)

Add: Recognition of Outgoing Board Member – John Poulos – Adult Care Home
Community Advisory Committee

MOTION: Commissioner Edge moved to approve agenda with recommended changes.

SECOND: Commissioner Blackwell

VOTE: Unanimous

Chairman Council requested approval of adding a Closed Session Item - Personnel Matters – NCGS 143-318.11 (a) (6)

MOTION: Commissioner Blackwell moved to approve

SECOND: Commissioner Melvin

VOTE: Unanimous

Recognition of Outgoing Board Member: John Poulos
Adult Care Home Community Advisory Committee

1. Public Hearing

A. Public Hearing on the FY 2009-2010 Annual Rural Operating Assistance Program (ROAP) Grant.

BACKGROUND: According to the attached memo from our Transportation Program Coordinator, the NCDOT deadline for our yearly application for ROAP funds is August 7, 2009. The required Public Hearing has been advertised in the Fayetteville Observer on Monday, July 20, 2009 for the Board's August 3, 2009 9:00 A.M. meeting. This application may be inspected at the Historic County Courthouse located at 130 Gillespie Street from 8:00 am to 4:00 pm, Monday thru Friday. This Grant incorporates three parts of the Community Transportation Program as described in the memo and attached application.

ACTION: Conduct the Public Hearing and approve the FY 2010 Application for ROAP grant

Kristine Wagner, Transportation Program Coordinator, advised that the ROAP Grant consists of three parts of the Community Transportation Program, the Elderly and Disabled Transportation Assistance Program (EDTAP), the Employment Transportation Assistance Program (EMPL) and the Rural General Public Program (RGP). For FY 2010, Cumberland County is applying for \$241,811 in formula funds and \$193,774 in supplemental funds. There is no difference from last year with the exception of the RGP funds for bus Route 40 to Spring Lake which is no longer available. A new program will start September 1st utilizing the RGP funds which will offer citizens opportunities to access health care, employment, shopping and education.

The Chairman Opened the Public Hearing

No Speakers

The Chairman Closed the Public Hearing

MOTION: Commissioner King moved to approve.

SECOND: Commissioner Melvin

VOTE: Unanimous

2. Consent Agenda

MOTION: Commissioner Blackwell moved to approve all consent items with the exception of 2R.

SECOND: Commissioner Faircloth

Commissioner King requested that items 2Q2, 2Q4, 2Q8 and 2Q9 be pulled for discussion.

AMENDED MOTION: Commissioner Blackwell moved to approve all consent items with the exception of 2Q2, 2Q4, 2Q8, 2Q9 and 2R.

SECOND: Commissioner Faircloth
VOTE: Unanimous

Commissioner King asked for clarification on 2Q2 - Education. Assistant County Manager Amy Cannon advised that according to the school funding agreement with the Board of Education, it states that reimbursement will be made based on 44 cents of the property tax rate, but it is based on actual collections. Therefore, a reimbursement of \$991,061 is due the school system which is based on collected taxes.

Commissioner King asked for clarification on 2Q4 – Sheriff-School Law Enforcement. Mrs. Cannon will request that the Sheriff bring a presentation on the Gang Resistance Education and Training Program to a future meeting.

Commissioner King asked for clarification on 2Q8 and 2Q9 – Special Fire District/Westarea Fire District. Mrs. Cannon stated that the budget is being increased to pay out taxes that came in greater than the budgeted taxes. Commissioner King questioned whether this had any connection with the recent talks with the fire departments and Mr. Martin explained that it is part of the half cent property tax which is the special fire district collections and the routine action is to distribute these monies to the departments who have a low tax base.

MOTION: Commissioner King moved to approve 2Q2, 2Q4, 2Q8 and 2Q9.
SECOND: Commissioner Melvin
VOTE: Unanimous

MOTION: Commissioner Melvin moved to approve 2R
SECOND: Commissioner Blackwell
VOTE: Unanimous

- A. Approval of minutes for the June 15, 2009 regular meeting and minutes of the June 15, 2009 Budget Work Session, the June 2, 2009 Countywide Water Study Special Meeting and the July 9, 2009 Special Meeting with the Board of Education.
- B. Approval of Release of Closed Session Minutes for 2003, 2004, 2005 and 2006.

BACKGROUND: County Attorney Grainger Barrett has reviewed the following Closed Session minutes and has approved their release.

January 6, 2003 – Attorney-Client matter (2)
February 17, 2003 – Litigation
February 17, 2003 – Attorney-Client Matter
April 7, 2003 – Economic Development Matter
April 22, 2004 – Litigation
May 5, 2003 – Economic Development
August 4, 2003 – Attorney-Client Matters (3)
August 4, 2003 – Litigation
August 18, 2003 – Litigation
August 18, 2003 – Attorney Client
September 2, 2003 – Attorney Client
September 2, 2003 – Attorney Client

September 15, 2003 – Attorney Client
September 15, 2003 – Attorney Client
October 6, 2003 – Litigation
October 6, 2003 – Attorney Client Matters (2)
November 17, 2003 – Economic Development
November 17, 2003 – Attorney Client Matters (2)
December 15, 2003 – Property Matters (2)
December 15, 2003 – Economic Development Matters (2)
December 15, 2003 – Attorney Client Matters (2)
January 5, 2004 – Economic Development
February 2, 2004 – Attorney-Client (3)
March 15, 2004 – Attorney Client (2)
April 1, 2004 – Attorney-Client (Finance Committee)
April 5, 2004 – Economic Development (3)
April 5, 2004 – Attorney-Client
April 19, 2004 – Attorney-Client (2)
April 19, 2004 – Economic Development
May 11, 2004 – Attorney-Client (Finance Committee)
May 17, 2004 – Economic Development
June 7, 2004 – Property Matters
June 7, 2004 – Economic Development (2)
June 28, 2004 – Economic Development
June 28, 2004 – Attorney Client
August 16, 2004 – Economic Development
August 16, 2004 – Attorney Client
September 7, 2004 – Economic Development
September 7, 2004 – Property Matter
September 20, 2004 – Attorney Client
September 20, 2004 – Economic Development (2)
October 4, 2004 – Attorney Client
October 4, 2004 – Economic Development (2)
November 1, 2004 – Economic Development (3)
November 15, 2004 – Attorney Client
December 20, 2004 – Attorney Client
December 20, 2004 – Economic Development
January 3, 2005 – Attorney Client
January 18, 2005 – Attorney Client (2)
February 7, 2005 – Attorney Client (2)
March 21, 2005 – Attorney Client
April 4, 2005 – Property Matters
April 18, 2005 – Economic Development (2)
April 18, 2005 – Attorney Client
May 2, 2005 – Attorney Client (6)
May 16, 2005 – Economic Development
May 16, 2005 – Attorney Client
June 6, 2005 – Attorney Client
June 6, 2005 – Confidential Matter
June 14, 2005 – Confidential Matter
June 20, 2005 – Economic Development (2)
June 20, 2005 – Attorney Client
June 20, 2005 – Personnel Matter
August 1, 2005 – Attorney Client
August 1, 2005 – Economic Development
September 6, 2005 – Economic Development
September 6, 2005 – Attorney Client
September 6, 2005 – Property Matter
September 19, 2005 – Attorney Client
October 3, 2005 – Attorney Client

November 7, 2005 – Economic Development (2)
 November 7, 2005 – Attorney Client
 December 19, 2005 – Litigation
 January 3, 2006 – Attorney Client
 January 17, 2006 – Attorney Client
 March 20, 2006 – Attorney Client (2)
 March 20, 2006 – Economic Development (5)
 April 3, 2006 – Attorney Client (4)
 April 18, 2006 – Attorney Client (6)
 May 1, 2006 – Economic Development
 May 1, 2006 – Attorney Client
 May 15, 2006 – Attorney Client (2)
 June 5, 2006 – Attorney Client
 August 21, 2006 – Economic Development (3)
 September 5, 2006 – Economic Development
 September 18, 2006 – Economic Development (6)
 September 18, 2006 – Attorney Client
 October 2, 2006 – Economic Development (3)
 October 2, 2006 – Attorney Client (2)
 October 16, 2006 – Economic Development (3)
 October 16, 2006 – Attorney Client
 November 6, 2006 – Economic Development (3)
 November 6, 2006 – Attorney Client (3)
 November 20, 2006 – Economic Development
 November 20, 2006 – Attorney Client
 December 18, 2006 – Economic Development (2)
 December 18, 2006 – Attorney Client (3)

ACTION: Approve the release of the Closed Session minutes listed.

- C. Approval of Setting a Public Hearing on August 17, 2009 for the Purpose of Taking Comments with Regards to the Creation of the Proposed Grays Creek Water & Sewer District.

BACKGROUND: Following the recommendations outlined in the “Cumberland County Rural Water Feasibility Study”, the Public Utilities Director is requesting that the Board of Commissioners establish a Water & Sewer District for the Grays Creek area for the purpose of obtaining grants and low interest loans from both State and Federal sources. The first step in this process is to hold a public hearing pursuant to North Carolina General Statute 162A-86, to take comments from the public. Following the Public Hearing the Board may take action to create the District. The Grays Creek area of Cumberland County has been proposed as the First Phase for development a County-Wide Water System.

ACTION: Create the Grays Creek Water & Sewer District and Set the Public Hearing for the August 17th meeting of the Board of Commissioners.

- D. Approval of Ten Year Lease Renewal of a 20x20 Plot at Arnette Park to the Federal Aviation Administration for Wind-Shear Radar.

BACKGROUND: In February, 1997 the County entered into a no rent lease with the United States of America through the Federal Aviation Administration for a 20’ x 20’ plot in Arnette Park for a wind shear radar site to support the regional airport. That lease expired in

September, 2007 and the FFA contacted the County in January requesting a new lease be executed. In negotiating the terms of the new lease legal, at the Manager's direction, pursued a rental rate for this new term; however, upon investigation it was discovered that the Fayetteville Regional Airport has a no-rent lease for two sites on its property, all other local governments renting similar sites in North Carolina do so with no-rent leases and private landowners who rent similar sites are paid in the \$500.00 to \$1,000.00 per annum range for their leases. The new lease has been reviewed by and is recommended by Legal and has been advertised as required by law.

RESOLUTION

WHEREAS, the Federal Aviation Administration has requested that Cumberland County renew a no-rent lease at Arnette Park for a 20x20 plot of land on which the FAA has a wind-shear radar tower, and;

WHEREAS, said tower has been located on this plot since 1997, and ;

WHEREAS, the FAA provides this safety radar to the Fayetteville Regional Airport at no cost to the airport, and;

WHEREAS, the County desire to cooperate with the Federal Government, assist the Fayetteville Regional Airport and afford its citizens and air travelers the highest protection possible;

THEREFORE BE IT RESOLVED, that the Cumberland County Board of Commissioners does hereby approve a ten year, no-rent lease of a 20x20 plot in Arnette Park to the United States of America for a wind-shear radar tower to support the Fayetteville Regional Airport and authorizes the Chairman and Clerk to execute said lease on behalf of Cumberland County.

This the 3rd day of August, 2009

ACTION: Approve the attached Resolution.

- E. Approval of Request by HOPE VI Developer, United Developers, Inc. for a Twenty-Foot Easement to Fayetteville Metropolitan Housing Authority Along the County's Property Line at Robin's Meadow Apartments for the Use and Benefit of the Curtis Lane Project Located on City of Fayetteville Property Which Has or Will Be Deeded to the Housing Authority.

BACKGROUND: Curtis Lane Apartments is a 184 unit housing project with 355 parking spaces which is a part of the Hope VI project being developed for the City and Housing Authority by United Developers, Inc. It is located adjacent to Old Wilmington Road, Campbell Terrace Robin's Meadow Apartments and the Aberdeen & Rockfish Railroad. In order to build the designed building, parking and roadway between Curtis Lane and the County's property the project needs a 20 foot easement along the County's property line on which to construct the roadway. This easement would be across the parking lot and approximately 200 or more feet from the buildings which make up Robin's Meadow

Apartments. This easement would not have an impact on the County's present use and enjoyment of its property.

ACTION: Grant an easement and approve the Chairman and Clerk to be authorized to execute an easement on behalf of the County to the Fayetteville Metropolitan Housing Authority subject to approval of the form by Legal and subject to delivery upon the transfer of the property to the Housing Authority and the beginning of construction of the Curtis Lane Apartments or at such earlier time as Legal deems appropriate.

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

<u>Cedar Creek Industrial Park:</u>	Clark West Road (SR 2217 Ext.)
<u>Hollbrook Farms Subdivision:</u>	Colts Pride Drive, Heavens Trail
<u>Hummingbird Place Subdivision:</u>	Hidden Oasis Drive, Desert Cove Circle
<u>The Woods of Eastover Subdivision:</u>	Karen Street
<u>Roslin Farms Subdivision:</u>	Valley Falls Drive, Hillbrook Road, Flatwood Court
<u>Traemoor at Lakewood Subdivision:</u>	Meadow Mont Lane, Thornsby Lane, Chagford Lane, Westshore Court, Spring Moss Lane, Tattersall Court Wyndborne Court, Beckett Court

BACKGROUND: DOT has determined that the above streets are eligible for addition to the state system.

ACTION: Approve the above listed streets for addition to the State Secondary Road System.

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

BACKGROUND: Each year, the Board of Commissioners approves the employment contracts for the County Manager, County Attorney, Finance Officer and Clerk to the Board. The terms of the contracts are the same as prior years, including the compensation approved by the Board in the FY 2010 budget.

ACTION: Approve the FY 2010 employment contracts for the County Manager, (County Attorney contract pulled), Finance Officer and Clerk to the Board and authorize the Chairman to execute them on behalf of the Board of Commissioners.

H. Approval of Change Order G-4 (Final) for M&E Contracting Life Safety Improvements – Ann Street Landfill Baling Facility.

BACKGROUND: On August 4, 2008, the Board of Commissioners awarded a contract to M&E Contracting in the amount of \$240,699.00 for the Life Safety Improvements Project at the Ann Street Landfill Baling Facility. The scope of work

included repair to the automatic sprinkler system, fire alarm system, electrical system and other improvements in the baling facility required by the City Fire Marshall's Office for continued use of the building by the Solid Waste Department. Previously approved change orders have increased the contract amount to \$319,813.84.

Attached is Change Order G-4 (Final) in the amount of \$30,038.02 for additional work on the above referenced project. The additional work as outlined in the Change Order document includes installation of a new electrical wall unit heaters, switch for lights in the white goods area, repair work on existing HVAC unit above main electrical room in the warehouse area; improvements required by the City fire inspector including new smoke detector, new acoustical ceiling tile and additional sprinkler heads in white goods area; minor plumbing work to winterize the restrooms; replace existing backflow prevention device and damaged hydrant; and new electrical conduit and wiring for wall outlets. Sufficient monies are available in the Solid Waste Department budget to fund this Change Order.

ACTION: Approve Change Order G-4 (Final) for M&E Contracting in the amounts of \$30,038.02 and increase the total contract amount to \$349,851.86 for the Life Safety Improvements Project at Ann Street Landfill Baling Facility and approve the budget revision.

I. Approval of 2009 Agriculture Hall of Fame Nominations.

BACKGROUND: The Cumberland County Agriculture Hall of Fame Nominations Committee met and selected Mr. Donnie Hartswell (D.H.) Vinson and Mr. John Keith Smith as the Hall of Fame nominees for 2009.

ACTION: Approve the nominations as submitted.

J. Approval of Health Department Delinquent Accounts to be Written Off and/or Turned Over to Collectors.

BACKGROUND: At the Board of Health meeting on June 16, 2009, the Board approved writing off a total of \$22,667.80 as bad debts. Family Planning accounts in the amount of \$2,858.44 will be written off as bad debt, however cannot be sent to our collection agency, Professional Recovery Consultants, Inc., pursuant to North Carolina Division of Health and Human Services Guidelines. The amount to be sent to the collection agency will be \$19,809.36. This write off of bad debts is in compliance with the Board of Health's recommendation to write-off bad debts every quarter.

Adult Health	\$13,097.52
BCCCP	\$ 101.30
Child Health	\$ 2,765.94
Dental	\$ 295.08
Family Planning	\$ 2,858.44
GYN/Postpartum	\$ 161.05
Immunizations	\$ 1,596.83
Maternity	\$ 1,791.64

Medical Records	-0-
PAP	-0-
T.B.	-0-
Total	\$22,667.80

ACTION: Approve writing off bad debts in the amount of \$22,667.80 and to turn over to Professional Recovery Consultants, Inc., the amount of \$19,809.36 for collection.

K. Approval of Deputy Finance Officer for the Crown Center.

BACKGROUND: North Carolina General Statutes Chapter 159, Article 3, entitled “The Local Government Budget and Fiscal Control Act” requires all checks drawn on an official depository be signed by the Finance Officer or a properly designated Deputy Finance Officer and countersigned by another official of the local government designated for this purpose by the Governing Board. The act also requires the Civic Center Finance Officer to have a faithful performance bond in an amount not less than \$10,000 or more than \$250,000. Recommend Ashley Foster, Ticket Office Manager, be appointed to sign checks for the Crown Center’s checking and savings account.

RESOLUTION

WHEREAS, due to the operation requirements unique to the Cumberland County Crown Center, a need exists for checks to be issued during all hours of the day and night. These checks are drawn on official depositories that contain funds held on behalf of others; and

WHEREAS, the timing, amounts, or payees of these checks cannot be anticipated and, in most cases, the checks must be issued immediately; and

WHEREAS, the timing of the checks requires the appointment of a Deputy Finance Officer and, in addition, more than one person must be authorized to countersign each check; and

WHEREAS, North Carolina General Statute Chapter 159, Article 3, entitled “The Local Government Budget and Fiscal Control Act”, authorizes the Governing Board to appoint Deputy Finance Officers to designate individual(s) to countersign the checks, and to fix the amount of the faithful performance bond to be provided by the appointee.

NOW THEREFORE, to facilitate the operational requirement of the Cumberland County Crown Center, the Board of County Commissioners hereby RESOLVES that:

1. Ms. Ashley Foster is appointed a Deputy Finance Officer and is authorized to sign the checks/drafts issued on the checking and savings accounts maintained by the Cumberland County Crown Center.
2. The appointee will provide a faithful performance bond in the amount of \$20,000.00.

ACTION: Approve the appointment of Ashley Foster as Deputy Finance Officer; provide a faithful performance bond in the amount of \$20,000 for Ashley Foster; and approve the attached resolution implementing the above recommendations.

L. Approval of North Carolina Deferred Compensation Plan.

BACKGROUND: The North Carolina Deferred Compensation Plan is a 457(b) plan that the state has authorized to be offered to all public employees of the state of North Carolina. As a consequence the employees of Cumberland County are now eligible to participate.

The advantages of the state 457(b) plan over the other plans the county offers is the fees are substantially lower and all employees, including part-time, temps, elected and appointed officials are eligible to participate.

The administration of the state 457(b) plan is the same company and individuals that administer the state 401(k) plan. The state 457(b) plan is a wonderful opportunity for employees not eligible for the 401(k) plan to participate in deferred compensation and for those employees who would like to consolidate investments with one company.

ACTION: Adopt the North Carolina Public Employee Deferred Compensation Plan for the employees of Cumberland County.

M. Approval of Bid Award to White Way Sign for Video Replacement for Scoreboard at the Crown Center.

BACKGROUND: Bids were received to replace the video in the center hung scoreboard at the Coliseum. Karen Long, General Manager and the Cumberland County Purchasing Department are recommending that the bid be awarded to White Way Sign with their low bid (bid information attached).

ACTION: Approve the bid award to White Way Sign to replace Video in the Scoreboard at the Cumberland County Crown Coliseum.

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

- 1) 316 Cumberland Street, PIN 0437-39-0583; Cross Creek Township

BACKGROUND: On or about March 12, 2008, the County acquired by tax foreclosure the above property. The amount currently owed on the foreclosure judgment including interest and cost for the property is \$2,271.82.

Alvin Rowles was the last and highest bidder offering to purchase the County's interest in the property for **\$2,748.90** and has deposited \$277.28 in the Finance Office. The tax value of the property is \$5,000.00.

This property is surplus to the needs of the County and, according to N.C.G.S. 153A-176 and N.C.G.S. 105-376, the County has the authority to sell such property. Management has reviewed this offer and it is now being submitted for the Board to consider whether or not to accept Mr. Rowles' bid. The property has been advertised and has received several bids; however, Mr. Rowles' was the final and highest bidder. The bid period is now closed.

ACTION: Accept the offer of Alvin Rowles to purchase the above property for the sum of \$2,748.90, plus costs, and authorize the Chairman to execute a deed upon receipt of the balance of the purchase price.

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

BACKGROUND: Consideration of Declaration of Surplus County Property and Authorization to Accept insurance settlement. This is a total loss settlement offers.

DATE OF ACCIDENT	June 7, 2009
VEHICLE	2008 Ford Crown Victoria
VIN	2FAHP71V48X145028
FLEET #	FL142
MILEAGE	42,455
DEPARTMENT	Sheriff's Office
SETTLEMENT OFFER	\$11,650.87
INSURANCE COMPANY	Travelers

ACTION: Declare the vehicle described above as surplus, authorize the Risk Manager to accept \$11,650.87 as settlement and allow Travelers Insurance to take possession of the wrecked (surplus) vehicle.

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

BACKGROUND: On June 15, 1998, the Board adopted a resolution founded in the statutes allowing the Assistant County Manager to dispose of certain "personal property, worth less than \$5000 per item or group of similar items, which have become obsolete, unusable, economically unrepairable, or otherwise surplus to the needs of the county". The resolution stipulated further that the Assistant County Manager "shall render semi-annual reports to the Board of County Commissioners summarizing disposals between the preceding January 1 and June 30th". Accordingly, attached herewith is that report.

REPORT ON THE DISPOSAL OF SURPLUS COUNTY PROPERTY
JANUARY 1, 2009 - JUNE 30, 2009

ITEM NO.	DATE RECEIVED	DESCRIPTION OF PROPERTY	QTY	RENDERING DEPARTMENT	METHOD OF DISPOSAL	LANDFILL LOCATION	SOLD TO /GIVEN TO
1	1/12/2009	DESKTOP PRINTERS	22	DSS	LANDFILL	ANN STREET	
2	1/12/2009	LAPTOPS	2	DSS	LANDFILL	ANN STREET	
3	1/12/2009	MONITORS	262	DSS	LANDFILL	ANN STREET	
4	1/12/2009	SCANNERS	5	DSS	LANDFILL	ANN STREET	
5	1/12/2009	ANTI-GLARE FILTER	1	DSS	LANDFILL	ANN STREET	
6	1/22/2009	COMPUTERS	6	SHERIFF'S OFFICE	LANDFILL	ANN STREET	
7	1/22/2009	MONITORS	7	SHERIFF'S OFFICE	LANDFILL	ANN STREET	
8	1/22/2009	BATTERY	1	SHERIFF'S OFFICE	LANDFILL	ANN STREET	
9	1/22/2009	PRINTERS	4	SHERIFF'S OFFICE	LANDFILL	ANN STREET	
10	1/22/2009	TYPEWRITER	1	SHERIFF'S OFFICE	LANDFILL	ANN STREET	
11	1/22/2009	TELEVISIONS	5	SHERIFF'S OFFICE	LANDFILL	ANN STREET	
12	1/22/2009	CHAIRS	26	SHERIFF'S OFFICE	LANDFILL	ANN STREET	
13	1/22/2009	MICROWAVE	1	SHERIFF'S OFFICE	LANDFILL	ANN STREET	
14	1/22/2009	FRIDGE	1	SHERIFF'S OFFICE	LANDFILL	ANN STREET	
15	1/29/2009	CHAIRS	2	DAY REPORTING	LANDFILL	ANN STREET	
16	1/29/2009	MONITORS	2	DAY REPORTING	LANDFILL	ANN STREET	
17	1/29/2009	KEYBOARD	1	DAY REPORTING	LANDFILL	ANN STREET	
18	1/29/2009	COAT RACK	1	DAY REPORTING	LANDFILL	ANN STREET	
19	1/30/2009	FILE CABINETS	2	INFORMATION SERVICES	LANDFILL	ANN STREET	
20	1/30/2009	HARD DRIVE TOWERS	3	INFORMATION SERVICES	LANDFILL	ANN STREET	
21	1/30/2009	MONITOR	1	INFORMATION SERVICES	LANDFILL	ANN STREET	
22	2/13/2009	CANINE: ARCO	1	SHERIFF'S OFFICE			DEPUTY MARK LEE
23	2/16/2009	DUMPSTER/COMPACTOR	1	CIVIC CENTER	LANDFILL	ANN STREET	
24	2/25/2009	TABLE	1	HEALTH DEPARTMENT	LANDFILL	ANN STREET	
25	2/25/2009	BOOKSHELF	1	HEALTH DEPARTMENT	LANDFILL	ANN STREET	
26	2/25/2009	DESK	1	HEALTH DEPARTMENT	LANDFILL	ANN STREET	
27	2/25/2009	TYPEWRITERS	2	HEALTH DEPARTMENT	LANDFILL	ANN STREET	
28	2/25/2009	METAL RACK	1	HEALTH DEPARTMENT	LANDFILL	ANN STREET	
29	2/25/2009	VACUUMS	6	HEALTH DEPARTMENT	LANDFILL	ANN STREET	
30	3/3/2009	TYPEWRITER	1	EXTENSION SERVICES	LANDFILL	ANN STREET	
31	3/5/2009	CELL PHONES	9	SHERIFF'S OFFICE			SAFE-LINK
32	3/5/2009	CELL PHONE HOLDERS	6	SHERIFF'S OFFICE			SAFE-LINK
33	3/5/2009	CELL PHONE CAR CHARGERS	7	SHERIFF'S OFFICE			SAFE-LINK
34	3/5/2009	CELL PHONE HOUSE CHARGERS	8	SHERIFF'S OFFICE			SAFE-LINK
35	3/18/2009	WALL MAP	1	COMMUNICATIONS CENTER			DENNIS OWENS

36	3/20/2009	CHAIR	1	EXTENSION SERVICES	LANDFILL	ANN STREET	
37	3/20/2009	MONITORS	2	INFORMATION SERVICES	LANDFILL	ANN STREET	
38	3/20/2009	KEYBOARD	1	INFORMATION SERVICES	LANDFILL	ANN STREET	
39	3/20/2009	PC TOWERS	10	INFORMATION SERVICES	LANDFILL	ANN STREET	
40	3/20/2009	DESKTOP TOWER	1	INFORMATION SERVICES	LANDFILL	ANN STREET	
41	3/31/2009	SEWING MACHINES	3	EXTENSION SERVICES	LANDFILL	ANN STREET	
42	4/6/2009	CHAIR	1	EXTENSION SERVICES	LANDFILL	ANN STREET	
43	4/7/2009	WALKIE-TALKIES	10	SHERIFF'S OFFICE			BETHANY FIRE DEPT
44	4/20/2009	PRINTERS	2	INFORMATION SERVICES	LANDFILL	ANN STREET	
45	4/20/2009	HARD DRIVES	1 BOX	INFORMATION SERVICES	LANDFILL	ANN STREET	
46	4/20/2009	MONITORS	3	INFORMATION SERVICES	LANDFILL	ANN STREET	
47	4/20/2009	MONITOR STAND	1	INFORMATION SERVICES	LANDFILL	ANN STREET	
48	4/20/2009	MOUNTING BRACKETS	6	INFORMATION SERVICES	LANDFILL	ANN STREET	
49	4/22/2009	MONITORS	3	INFORMATION SERVICES	LANDFILL	ANN STREET	
50	4/22/2009	COMPUTERS	4	INFORMATION SERVICES	LANDFILL	ANN STREET	
51	4/22/2009	PRINTERS	2	INFORMATION SERVICES	LANDFILL	ANN STREET	
52	4/22/2009	FLATBED SCANNERS	3	INFORMATION SERVICES	LANDFILL	ANN STREET	
53	4/22/2009	CELL PHONE W/CHARGER	1	PRE-TRIAL RELEASE			SAFE-LINK
54	5/22/2009	ROUND TABLE	1	HEALTH DEPARTMENT	LANDFILL	ANN STREET	
55	5/22/2009	FOLD-OUT TABLE	1	HEALTH DEPARTMENT	LANDFILL	ANN STREET	
56	5/22/2009	FREEZER	1	HEALTH DEPARTMENT	LANDFILL	ANN STREET	
57	5/22/2009	SPECIAL VACUUM	1	HEALTH DEPARTMENT	LANDFILL	ANN STREET	
58	5/22/2009	VACUUMS	2	HEALTH DEPARTMENT	LANDFILL	ANN STREET	
59	5/22/2009	MOP BUCKET	1	HEALTH DEPARTMENT	LANDFILL	ANN STREET	
60	5/22/2009	ROLLING OFFICE CHAIRS	3	HEALTH DEPARTMENT	LANDFILL	ANN STREET	
61	5/22/2009	CHAIRS	2	HEALTH DEPARTMENT	LANDFILL	ANN STREET	
62	5/22/2009	KEYBOARD DESKTOPS	2	HEALTH DEPARTMENT	LANDFILL	ANN STREET	
63	5/22/2009	TRASH CANS	2	HEALTH DEPARTMENT	LANDFILL	ANN STREET	
64	5/22/2009	TIER CART	1	HEALTH DEPARTMENT	LANDFILL	ANN STREET	
65	6/3/2009	EASEL	1	HEALTH DEPARTMENT	LANDFILL	ANN STREET	
66	6/3/2009	TABLES	3	HEALTH DEPARTMENT	LANDFILL	ANN STREET	
67	6/3/2009	CUBICLE DIVIDER PANELS	2	HEALTH DEPARTMENT	LANDFILL	ANN STREET	
68	6/3/2009	CABINETS	6	HEALTH DEPARTMENT	LANDFILL	ANN STREET	
69	6/3/2009	MAYO STANDS	2	HEALTH DEPARTMENT	LANDFILL	ANN STREET	
70	6/3/2009	LARGE AREA RUG	1	HEALTH DEPARTMENT	LANDFILL	ANN STREET	
71	6/3/2009	WOOD SHELF	1	HEALTH DEPARTMENT	LANDFILL	ANN STREET	
72	6/3/2009	HEATING PAD	1	HEALTH DEPARTMENT	LANDFILL	ANN STREET	
73	6/3/2009	SCALES	5	HEALTH DEPARTMENT	LANDFILL	ANN STREET	
74	6/3/2009	OTOSCOPES	3	HEALTH DEPARTMENT	LANDFILL	ANN STREET	
75	6/3/2009	OTOSCOPE COVER HOLDERS	3	HEALTH DEPARTMENT	LANDFILL	ANN STREET	
76	6/3/2009	X-RAY VIEWER MACHINE	1	HEALTH DEPARTMENT	LANDFILL	ANN STREET	
77	6/3/2009	CORKBOARDS	2	HEALTH DEPARTMENT	LANDFILL	ANN STREET	
78	6/3/2009	PICTURES FRAMES	2	HEALTH DEPARTMENT	LANDFILL	ANN STREET	
79	6/3/2009	METAL CUBICLES	4	HEALTH DEPARTMENT	LANDFILL	ANN STREET	
80	6/3/2009	TV'S	19	SHERIFF'S OFFICE	LANDFILL	ANN STREET	
81	6/3/2009	CHAIRS	15	SHERIFF'S OFFICE	LANDFILL	ANN STREET	
82	6/3/2009	FILING CABINET	1	SHERIFF'S OFFICE	LANDFILL	ANN STREET	
83	6/3/2009	PRINTERS	6	SHERIFF'S OFFICE	LANDFILL	ANN STREET	
84	6/3/2009	VIDEO PRINTER	1	SHERIFF'S OFFICE	LANDFILL	ANN STREET	
85	6/3/2009	VIDEO CASSETTE RECORDER	1	SHERIFF'S OFFICE	LANDFILL	ANN STREET	
86	6/3/2009	MONITORS	6	SHERIFF'S OFFICE	LANDFILL	ANN STREET	
87	6/3/2009	CPU	1	SHERIFF'S OFFICE	LANDFILL	ANN STREET	
88	6/18/2009	ICEMAKER	1	EXTENSION SERVICES	LANDFILL	ANN STREET	

ACTION: Adopt the attached report and record report in the official minutes.

Q. Budget Revisions:

(1) Recreation and Parks

Revision in the amount of \$30,000 to budget additional FY2009 ad valorem taxes collected to fund Recreation per our interlocal agreement. (B09-438) **Funding Source – Ad Valorem Tax**

(2) Education

Revision in the amount of \$991,061 to recognize additional FY2009 ad valorem taxes collected to fund the Board of Education current expense funding agreement. (B09-446) **Funding Source-Ad Valorem Taxes**

(3) Central Maintenance

Revision in the amount of \$4,300 to appropriate fund balance for the purchase of a filter crusher to be in compliance with new OSHA regulations. (B10-004) **Funding Source – General Fund Fund Balance**

(4) Sheriff – School Law Enforcement

Revision in the amount of \$95,184 to recognize grant funds for Gang Resistance Education and Training Program. (B10-015) **Funding Source – Grant**

(5) Animal Services

Revision in the amount of \$33,720 to recognize grant funds for a Kennel Cough Vaccine Program. (B10-022) **Funding Source-Grant**

(6) Library Grants

Revision in the amount of \$20,000 to recognize Planning Grant funds received from the State. (B10-023) **Funding Source-Grant**

(7) Solid Waste- Wilkes Road

Revision in the amount of \$210,000 to recognize revenue from the sale of mulch and associated transportation costs. (B10-029) **Funding Source-Sales**

(8) Special Fire District

Revision in the amount of \$251,248 to appropriate fund balance to distribute FY2009 tax revenue to the Fire Chief's Association and to financially distressed volunteer fire districts. (B10-027) **Funding Source-Ad Valorem Taxes**

(9) Westarea Fire District

Revision in the amount of \$31,725 to appropriate fund balance to distribute FY2009 tax revenue to the Westarea Fire District. (B10-026) **Funding Source-Ad Valorem Taxes**

- R. Approval of a Resolution Certifying the Eligibility of the Qualified School Construction Bonds (QSCB) Project.

ITEMS OF BUSINESS

3. Presentation by U.S. Census Bureau Specialist, Ms. Constance Hyman on the 2010 Census.

Ms. Hyman passed out information on the upcoming census for 2010, stating that the questionnaires will be sent out in 2010 and explained the importance of the census. Cumberland County in 2000 had a 62% final response rate with the nation as a whole at 67%. Allocation of monies are based on responses received and therefore it is imperative to get a complete count for the County.

4. Presentation by Sally Shutt, Communications Manager on the County's Communication Plan for FY 2010.

Ms. Shutt presented an overview of the county communications plan with regard to two new outlets that will be used to keep the citizens informed about county services and happenings. A weekly column, Cumberland Matters, will be included in the Fayetteville Observer's Saturday Extra. Starting September 1st, Time Warner Cable's Community Access Channel 7 will begin airing a 30-minute monthly television show weekly which will feature different county departments. Information will also be posted on the website.

5. Designation of a Voting Delegate for the NCACC Conference.

BACKGROUND: The NCACC requests the Board of Commissioners to appoint a Voting Delegate to the 102nd Annual Conference.

ACTION: Appoint a voting delegate.

MOTION: Commissioner Melvin moved to designate Commissioner Edge.

SECOND: Commissioner Faircloth

VOTE: Unanimous

MOTION: Commissioner Blackwell moved to designate Commissioner King as a backup.

SECOND: Commissioner Faircloth

VOTE: Unanimous

6. Nominations to Boards and Committees

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

Vacancy: Sonya Edmonds has resigned. Fill the vacancy.

Nominee: Alfonso Ferguson, Sr.

B. Criminal Justice Partnership Advisory Board (1 Vacancy)

Vacancy: Chris McLamb is unable to serve as he has relocated out of County.

Nominee: Terresa Rogers

C. Joint Appearance Commission (1 Vacancy)

Vacancy: Sonya Edmonds has resigned. Fill the vacancy

Nominee: Ken Arnold

D. Local Emergency Planning Committee (4 Vacancies)

Vacancies: Sarah VanderClute, John Ezzelle, and Scott Lester no longer able to serve.
Univar, Inc. has been replaced with Goodyear Tire and Rubber.

Nominees: Sally Shutt
Jay Jackson
Antionette Barnes
Gene Smith

7. Appointments to Boards and Committees

MOTION: Commissioner King moved to approve the nominees listed.

SECOND: Commissioner Blackwell

VOTE: Unanimous

A. Appointment of ABC Board Chairman – Edward Maynor

B. Adult Care Home Community Advisory Committee (1 Vacancy)

Nominee: Yvonne Booth (Reappointment)

C. Air Quality Stakeholders' Committee (1 Vacancy)

Nominee:

Town of Linden Representative: Elizabeth Small

D. Animal Services Board (2 Vacancies)

Nominees:

Knowledge and Experience in Dog Behavior and/or Handling Position:

Tolulope Adeyemi

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 Animal Position:

Cristobel S. Berry-Caban

E. Board of Adjustment (1 Vacancy)

Nominee: Martin Locklear (Reappointment)

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

Nominees:

At-Large Representatives: Henry Berry (Reappointment)
Geneva Mixon (Reappointment)
Douglas Parrish (Reappointment)

Substance Abuse Professional: Gregory Pitts (Reappointment)

G. Joint Appearance Commission (2 Vacancies)

Nominees: Steve Hogan
Nancy Smith

8. Closed Session Personnel Matters - NCGS 143-318.11 (a) (6)

MOTION: Commissioner Edge moved to go into Closed Session

SECOND: Commissioner King

VOTE: Unanimous

MOTION: Commissioner King moved to go back into Open Session

SECOND: Commissioner Blackwell

VOTE: Unanimous

(Note: At this point, Commissioner Faircloth was excused from the meeting.)

MOTION: Commissioner Edge moved that the Board of Commissioners hire Harvey W. (Butch) Raynor, III as Interim County Attorney at a 10% increase of his current salary while the Board moves forward with the search for a County Attorney.

SECOND: Commissioner Blackwell

VOTE: Unanimous

MOTION: Commissioner Blackwell moved to adjourn.
SECOND: Commissioner King
VOTE: Unanimous

MEETING ADJOURNED AT 10:30 AM

Marie Colgan, Clerk to the Board