

CUMBERLAND COUNTY BOARD OF COMMISSIONERS
FEBRUARY 2, 2009, 9:00AM
REGULAR MEETING

PRESENT: Chairman Jeannette Council
Vice Chairman Billy R. King
Commissioner Breeden Blackwell
Commissioner Kenneth Edge
Commissioner Marshall Faircloth
Commissioner Jimmy Keefe
Commissioner Ed Melvin
James Martin, County Manager
Juanita Pilgrim, Deputy County Manager
Amy Cannon, Asst. County Manager
Grainger Barrett, County Attorney
Harvey Raynor, Deputy County Attorney
Sara VanderClute, Public Information Director
Marie Colgan, Deputy Clerk
Marsha Fogle, Clerk

INVOCATION Commissioner Marshall Faircloth

Minister: Rev. Dr. Dennis Sheppard
Hope Mills United Methodist Church

Pledge of Allegiance

Recognition of Retired County Employees:

Sharon Mobley – Cumberland County Department of Social Services (did not attend)
Danny Soles – Cumberland County Health Department
Arthur Swann – Cumberland County Health Department

Recognition Outgoing Board Members:

Zeandrew Farrow, Human Relations Commission
Dr. Dudley Miller, Cape Fear Valley Health System Board of Trustees

Special Recognition to Hank Debnam, Area Director, Cumberland County Mental Health Department Award of the 3 Best Programs from the North Carolina Council on Community Programs

Special Recognition of Seventy-First High School 2008 – 4A State Football Champions

1. Consideration of Agenda for the Board of Commissioners Regular Meeting for January 20, 2009 Rescheduled to February 2, 2009 Due to Inclement Weather.

A. Consent Agenda

MOTION: Commissioner Blackwell moved to approve all items on the Consent Agenda.

SECOND: Commissioner King

VOTE: UNANIMOUS

1. Approval of minutes for the January 5, 2009 regular meeting.

ACTION: Approve

2. Approval of Disposition of Records for the following Departments:

- (a) Governing Body
- (b) County Administration

BACKGROUND: The above departments have requested destruction of county records as noted below:

Governing Body – 2004 meeting packets and 2004 correspondence files

Administration – 2004 correspondence/memo files and 2004 Administrative Material

Destruction of these files is in accordance with the Records Retention and Disposition Schedule issued by the NC Division of Archives and History and adopted by the Board of Commissioners. The Manager has authorized destruction of files.

ACTION: Approve

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

Cypress Pond Subdivision: Pioneer Drive (SR 3009 Ext.),
Spring Cress Drive, Lanquid
Court, Cypress Pond Drive,
Bromliad Court, Cambric
Drive, Carabid Court

ACTION: Approve

4. Sale of Surplus County-Owned Real Property Acquired by Tax Foreclosure – 3.0 Acres Matthews Land, PIN: 0438-09-6675, Cross Creek Township.

BACKGROUND: On or about April 21, 2001, the County acquired the above noted property by tax foreclosures. The amount currently owed on the judgment including interest and cost is \$1,975.93. Marcia Smith has offered to purchase the County's interest in the property for \$4,351.56 and has deposited \$436.51 in the Finance Office. The tax value of said property is \$3,909.00.

ACTION: Accept the above offer to purchase the property for the sum of \$4,351.56 plus costs and authorize the Chairman to execute a deed upon receipt of the balance of the purchase price.

5. Approval of Payment for Outstanding Invoices from Previous Fiscal Years for Services Rendered to the Department of Social Services and the Cumberland County Legal Department.

BACKGROUND: The Department of Social Services has requested payment of previous year invoices (FY04-07) for services rendered to Work First clients by Dr. Meredith Hall. Payments were not made in a timely manner during the intended fiscal years due to various billing and handling discrepancies. The Department of Social Services did verify that the evaluations and services rendered were performed. The total amount owed to Dr. Hall is \$10,557.95. A system has been put into place to assure these circumstances do not reoccur. In addition, the Cumberland County Legal Department requests payment to Hunton & Williams for professional services rendered in FY08 as bond counsel to Cumberland County in connection with an Installment Financing Contract for the financing and construction of the Gray's Creek Middle School. The billing for these services was never processed. The total fees and disbursements is \$13,041.55.

ACTION: Approve payment as noted above.

6. Approval of Contract with the Engineering Firm of Marziano & McGougan in a Limited Partnership with Koonce, Noble & Associates for the Evaluation and Development of a Cumberland County Rural Water Feasibility Study.

BACKGROUND: At the August 18, 2008 meeting, the Board selected the above noted firm to evaluate and make recommendations to the County of the best course of action for the County to pursue in providing a county water system. The County negotiated a contract not to exceed \$139,980.00 to perform the service. The Engineer has been proceeding with work (at risk) even though a contract is not in place and expects to provide the County with a preliminary report in March, 2009.

ACTION: Approve the contract as noted above in the amount of \$139,980.00 for the development of a county water distribution plan and system. Funds are available in the Water & Sewer fund for this project.

7. Approval of Sole Source Exception for Hot Water Heater and Boiler Distributor for the Detention Center.

BACKGROUND: The Detention Center became operational in 2003. Al Brunson, Facilities Maintenance Manager, was notified in December that Ken Clary & Company, LLS is now the sole distributor for the PVI equipment, which is the manufacturer of the boilers and hot water heaters that we currently have at the Detention Center. It is important for the county to have an authorized PVI distributor of the hot water heaters and boilers currently operational at the Detention Center. At the present time, Accurate Boiler & Burner, Inc. is the certified field representative for maintenance support, which could change as other companies become PVI certified.

ACTION: Approve the request for the sole source PIV distributor to Ken Clary & Company for sole source exception under GS 143-129(e)(6).
NOTE: At this time Management does not recommend a sole source exception to Accurate Boiler & Burner, Inc. for maintenance and service.

9. 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 allowing the Assistant County Manager to dispose of certain “personal property, worth less than \$5,000 per item or group of similar items, which have become obsolete, unusable, or economically unrepairable or otherwise surplus to the needs of the County.” The resolution stipulated that the Assistant County Manager shall render a semi-annual report to the Board to be recorded in the minutes.

ACTION: Record report in the minutes. – SEE ATTACHMENT TO THESE MINUTES

10. Budget Revisions:

ACTION: Approve

- (1) Tourism Development Authority

Revision in the amount of \$374,600 to budget additional revenue anticipated to be collected during remainder of fiscal year. (B09-258) **Funding Source – Room Occupancy Tax**

- (2) Library

- a. Revision in the amount of \$11,509 to recognize reduction in state funding. (B09-256) **Funding Source – State**

- b. Grants – Revision in the amount of \$66,300 to recognize Gates Grant received to

(3) Eastover Fire District

Revision in the amount of \$900 to increase expenditure line to cover unanticipated refunds to taxpayers. (B09-259) **Funding Source – Eastover Fire District Tax**

(4) Mental Health

Revisions in the total amount of \$302,745 to recognize reduction in state funding for various programs. (B09-261 thru B09262D) **Funding Source – State**

(5) General Government Other

Revision in the amount of \$8,605 to appropriate designated renovation and maintenance fund balance to replace the existing keyscan unit and software with an upgraded system and add an additional system at the loading dock. (B09-266) **Funding Source – Renovation and Maintenance Appropriated Fund Balance**

(6) Sheriff- Federal Forfeiture Fund

Revision in the amount of \$5,000 to appropriate fund balance to replace an existing dog that has spine problems and is no longer serviceable. (B09-265) **Funding Source – Federal Forfeiture Appropriated Fund Balance**

(7) Gray's Creek Middle School Capital Project Fund

Revision to reallocate expenditures to pay additional issuance costs. (B09-26) **Funding Source – Loan Proceeds**

ITEMS OF BUSINESS

- B. Consideration of Cumberland County Policy Committee Report and Recommendations Regarding Animal Control Ordinance Amendment Prohibiting Tethering of Dogs.

BACKGROUND: The Policy Committee reviewed an Ordinance Amendment prohibiting Tethering of Dogs. At its meeting on January 8, 2009, the Committee unanimously recommended that the Board of Commissioners adopt the amendment with certain exceptions, including for dogs during a lawful hunt and to

make it effective July 1, 2009 in order to allow a period of time for public education.

ACTION: Consider Policy Committee recommendation to adopt ordinance prohibiting tethering of dogs, with certain exceptions, effective July 1, 2009.

Commissioner King inquired how the ordinance would apply to hunting dogs. County Attorney Barrett advised the provisions in the ordinance would apply when dogs are not on a hunt.

MOTION: Commissioner Blackwell moved to adopt the recommended ordinance prohibiting tethering of dogs, effective August 1, 2009.

SECOND: Commissioner Edge

VOTE: UNANIMOUS

C. Nominations to Boards and Committees

(1) Nursing Home Advisory Board (3 Vacancies)

Vacancies: Dr. John Briggs – eligible for reappointment
Hervenna Pannell – eligible for reappointment
Teresa McNeill – resigned – need replacement

Nominees: Dr. John Briggs
Hervenna Pannell
Elizabeth Deane

(2) Senior Citizens Advisory Board (1 Vacancy)

Vacancy: Eleanora Ashby – resigned – need replacement

Nominee: William J. Watson

(3) Workforce Development Board (2 Vacancies)

Vacancies: Wendall Troy (Private Sector) – need replacement
Dr. Robin Jenkins (community based organization) – need replacement

Nominees: Sarah Jean Hicks
Sarah Hemingway

D. Appointments to Boards and Committees

(1) Appointment of Member of the Board of Commissioners to the following:

a. Air Quality Stakeholders Committee

Chairman Council currently serves on this Committee. She has requested that because of her heavy county workload another commissioner be appointed to serve.

By consensus, Commissioner Kenneth Edge was appointed.

b. Child Homicide Identification and Prevention (CHIP)
Council

Former Commissioner Diane Wheatley served on this Council.
Commissioner replacement needed.

By consensus, Commissioner Breeden Blackwell was appointed.

c. Criminal Justice Partnership Advisory Board

Former Commissioner Diane Wheatley served on this Board.
Commissioner replacement needed.

By consensus, Commissioner Marshall Faircloth was appointed.

d. Joint Transit Study Committee

Former Commissioner Wheatley served on this Committee.
Commissioner replacement needed.

Note: Commissioners King and Blackwell also serve on this committee (appointed in 2006). The City appointees are Mayor Chavonne, Keith Bates and Robert Massey. The committee has been inactive, but will probably be reactivated sometime in the near future.

By consensus, Commissioner Jimmy Keefe was appointed.

MOTION: Commissioner Edge moved to appoint the nominees under D2-4.

SECOND: Commissioner Faircloth

VOTE: UNANIMOUS

(2) Adult Care Home Community Advisory Committee
(1 Vacancy)

Nominee: Sonya Edmonds

(3) Cape Fear Valley Health System Board of Trustees (1
Vacancy)

Nominee: John Henley, MD

(4) Mid-Carolina Aging Advisory Committee

2. Consent Agenda

MOTION: Commissioner Blackwell moved to approve all items on the
Consent Agenda.

SECOND: Commissioner King

VOTE: UNANIMOUS

A. Approval of minutes for the January 5, 2009 regular meeting.

ACTION: Approve

B. Approval of Report on Delinquent Real Property Taxes for the Year
2008.

BACKGROUND: North Carolina General Statute 105-369 requires the Collector to report unpaid taxes for the current fiscal year that are liens on real property by the first Monday in February. The purpose of the reporting is to allow you to order the Tax Collector to advertise the tax liens. Upon receipt of your order, I will advertise the tax liens by posting notice at the County Courthouse and by publishing each lien at least one time in one or more of the newspapers having general circulation in Cumberland County.

The statute requires that advertisement period to occur during the period of March 1st through June 30th. It is my intention to deliver the list of delinquent taxes to the newspaper in the latter part of March for advertisement in early to mid-April. The delinquent report will be on display in the Clerk's office through February 6, 2009. After this date, the report will be on display in the Tax Administrator's office.

Total Delinquent Taxes on real property for Year 2008 as of 1/23/09:

\$12,896,925 on 17,763 parcels

ACTION: Accept the report of unpaid taxes for the current fiscal year that are liens on real property and charge the Collector to advertise the tax liens in a newspaper of local circulation during the month of April 2009.

C. Approval of Adopting Preliminary Assessment Roll for Lake
Upchurch Dam Restoration Project and Schedule Public Hearing.

BACKGROUND: On February 17, 2004, the homeowners around Lake Upchurch petitioned the Board of Commissioners to undertake a special assessment project to repair the dam which was breached in May 2003. On May 17, 2004, following a public hearing, the Board adopted the Special Assessment Resolution for the Lake Upchurch Dam Restoration Project and authorized staff to proceed with the project. The Special Assessment Resolution was subsequently revised on June 20, 2005, to extend the term of payments from 5 to 10 years.

On February 6, 2006, the Board awarded a contract to Paul Howard Construction Company for construction of a new labyrinth spillway and repair of the earthen dam. This

work commenced in May 2006 and was completed in May 2007. Additional improvements were required on the primary and auxiliary spillway gates owned by Lake Upchurch Power, Inc., and the earthen berm on property owned by Bayshore Properties LLC. This additional work was completed in March 2008 under separate contracts. Authorization to impound water was granted by the regulatory agencies in May 2008.

The Lake Upchurch Dam Restoration Project is complete and the final cost determined to be \$2,604,003.88. See the attached spreadsheet. The assessment rate is calculated to be \$72.448897 per \$100 valuation based on the current land value, exclusive of any improvements, of all benefitted properties in the project area.

The Engineering Department has prepared the Preliminary Assessment Roll for the Lake Upchurch Dam Restoration Project of which a copy is attached. The Preliminary Assessment Roll lists all the property owners, Parcel Identification Number (PIN), land value, and the amount of the assessment. A public hearing on the Preliminary Assessment Roll is required and at the conclusion of the hearing the Board may adopt the roll as presented or make any modifications it deems appropriate.

ACTION: Accept the recommendation of the County Engineer, County Attorney, and management is to adopt the Preliminary Assessment Roll for the Lake Upchurch Dam Restoration Project, set the time and date for the public hearing for 7:00 PM, February 17, 2009 and direct staff to publish notification of the public hearing and mail by first-class a notice to all property owners in the project area.

LAKE UPCHURCH DAM RESTORATION PROJECT - FINAL COSTS

PROJECT ENTITIES	FINAL COSTS	DESCRIPTION OF WORK
PAUL HOWARD CONSTRUCTION COMPANY	\$2,016,683.99	Construction of labyrinth spillway and breach repair
SCHNABEL ENGINEERING	\$309,000.00	Design and construction administration
4-D SITE SOLUTIONS	\$26,319.00	Survey , grading plan and erosion control plan for Bayshore Properties LLC berm
SOILS & ENVIRONMENTAL CONCERNS	\$736.40	Wetland consulting services
FROEHLING & ROBERTSON	\$8,040.00	Geotechnical evaluation of existing dam & density testing on berm
THE ROSE GROUP	\$3,500.00	Base map survey
GATE MODIFICATIONS	\$75,000.00	Total rehabilitation of gates in primary and auxilliary spillways
W.J.JACKSON CONSTRUCTION	\$1,944.99	Materials for erosion control work
SANFORD CONTRACTORS,	\$42,779.50	Backfill behind berm on Bayshore Properties LLC

INC.

CLAIMS
SETTLEMENT

\$120,000.00

Storm damage settlement with contractor

\$
2,604,003.88

Project Assessment Base from County Tax Records as of 12/18/2008 = \$3,594,263

Project Assessment Rate = \$72.448897 per \$100 valuation

Prepared by: RNS

Date: January 26, 2009

Preliminary Assessment Roll
Lake Upchurch Dam Restoration Project
Assessment rate = \$72.448897 per \$100 valuation

OWNER NAME:	PIN:	LAND VALUE:	ASSESSMENT:
AUSTIN, EUNICE WOOD	9493-58-3681-	\$ 20,100.00	\$ 14,562.23
AUTRY, JOEL E & WIFE	9493-89-0063-	\$ 9,000.00	\$ 6,520.40
AUTRY, JOEL E & WIFE LOUISE M	9493-89-2058-	\$ 9,000.00	\$ 6,520.40
AUTRY, JOEL E & WIFE LOUISE M	9493-89-1065-	\$ 30,150.00	\$ 21,843.34
BARRETT, BILLY D & WIFE ZITA Y	9493-49-3496-	\$ 6,834.00	\$ 4,951.16
BAY SHORE PROPERTIES LLC	0403-09-0258-	\$ 167,279.00	\$121,191.79
BEASLEY, JOHN DOYLE	9493-68-2485-	\$ 29,880.00	\$ 21,647.73
BIDDIX, ROBERT H & WIFE	9493-78-3995-	\$ 45,225.00	\$ 32,765.01
BLANKS, JEREMY D & WIFE	9493-78-0876-	\$ 45,225.00	\$ 32,765.01
BONK, STEVEN S & WIFE	9493-89-6286-	\$ 30,150.00	\$ 21,843.34
BOWDEN, JAMIE & WIFE HEATHER	9493-48-2370-	\$ 20,100.00	\$ 14,562.23
BOYD, DERRELL ALLEN	9493-27-8954-	\$ 25,125.00	\$ 18,202.79
BRAMBLE, KELVIN	9493-18-5836-	\$ 4,000.00	\$ 2,897.96
BROOKS, YVETTE	9493-58-7721-	\$ 20,100.00	\$ 14,562.23
BROWN, J B	9493-27-1990-	\$ 100.00	\$ 72.45
BULLARD, DAYLE	9493-59-7687-	\$ 8,040.00	\$ 5,824.89
BULLOCK, JOHNNY	9493-37-1967-	\$ 25,628.00	\$ 18,567.20
CALHOUN, KRISTOPHER BRYAN &	9493-78-1889-	\$ 45,225.00	\$ 32,765.01
COMMISSION ON OUTDOOR &	9493-28-9488-	\$ 73,359.00	\$ 53,147.79
COX, BRUCE E & WIFE BETTY A	9493-68-6698-	\$ 37,688.00	\$ 27,304.54
DAVIS, DAVID NEIL & WIFE	9493-68-9779-	\$ 45,225.00	\$ 32,765.01
DAVIS, KAMA F & HUSBAND	9493-38-8240-	\$ 30,150.00	\$ 21,843.34
DAVIS, WILLIAM P	9493-38-9119-	\$ 10,050.00	\$ 7,281.11
DAVIS, WILLIAM P	9493-38-9179-	\$ 10,050.00	\$ 7,281.11
DEAN, LOUIS OVERTON JR &	9493-38-6128-	\$ 50,250.00	\$ 36,405.57
DEAN, ROY LEE JR & WIFE	9493-39-1578-	\$ 72,885.00	\$ 52,804.38
DEAN, ROY LEE JR & WIFE	9493-39-9448-	\$ 64,396.00	\$ 46,654.19
DEAN, WILLIAM KENT &	9493-59-0589-	\$ 6,030.00	\$ 4,368.67
DEERING, DIANE	9493-68-2801-	\$ 52,763.00	\$ 38,226.21

DEERING, THOMAS E & WIFE	9493-68-8784-	\$ 37,688.00	\$ 27,304.54
DOWLESS, CURRIE K	9493-18-6887-	\$ 13,400.00	\$ 9,708.15
EDGE, GRAHAM O	9493-09-4791-	\$ 178,749.00	\$129,501.68
EHLE, ELLIS E	9493-59-1589-	\$ 10,050.00	\$ 7,281.11
EHLE, ELLIS E	9493-49-6511-	\$ 8,040.00	\$ 5,824.89
EHLE, ELLIS E JR	9493-49-7503-	\$ 6,030.00	\$ 4,368.67
EHLE, KAREN	9493-48-5453-	\$ 3,000.00	\$ 2,173.47
ENGLE, CARL C JR & WIFE	9493-69-0881-	\$ 10,050.00	\$ 7,281.11
ENGLE, CARL CLYDE & WIFE	9493-59-9880-	\$ 3,000.00	\$ 2,173.47
FROEBA, RICKY P & WIFE	9493-58-9591-	\$ 29,880.00	\$ 21,647.73
GRAY, DONALD LEE	9493-48-9455-	\$ 20,100.00	\$ 14,562.23
GRAY, JAMES ALEXANDER JR &	9493-18-3776-	\$ 3,000.00	\$ 2,173.47
GRAY, JAMES ALEXANDER JR &	9493-18-2770-	\$ 4,000.00	\$ 2,897.96
GRIFFIN, LINWOOD A & WIFE	9493-78-6926-	\$ 37,688.00	\$ 27,304.54
GUIN, ESTELLE	9493-38-5018-	\$ 18,794.00	\$ 13,616.05
GUIN, ESTELLE	9493-38-4036-	\$ 14,095.00	\$ 10,211.67
GUIN, ESTELLE	9493-37-4946-	\$ 12,766.00	\$ 9,248.83
HAUGHN, DAVID C & WIFE ANA F	9493-49-3329-	\$ 8,040.00	\$ 5,824.89
HAZOBBY RENTAL CO	9493-27-9935-	\$ 10,050.00	\$ 7,281.11
HEATH, MARILYN S	9493-27-6839-	\$ 10,050.00	\$ 7,281.11
HESTER, WILLIAM DAN	9493-59-6558-	\$ 8,040.00	\$ 5,824.89
HESTER, WILLIAM F &	9493-59-7644-	\$ 7,500.00	\$ 5,433.67
HESTER, WILLIAM F &	9493-59-6692-	\$ 7,500.00	\$ 5,433.67
HESTER, WILLIAM F &	9493-59-7477-	\$ 3,015.00	\$ 2,184.33
HIPP, JIMMY CARSON	9493-27-6982-	\$ 10,050.00	\$ 7,281.11
HOOKS, BILLY R & WIFE	9493-17-9988-	\$ 25,125.00	\$ 18,202.79
HORTON, CHARLIE BURCHETT SR	9493-38-7148-	\$ 30,150.00	\$ 21,843.34
HULON, SHERWOOD W & WIFE	9493-27-4858-	\$ 20,100.00	\$ 14,562.23
HYDROTECH INC	9494-90-9114-	\$ 8,816.00	\$ 6,387.09
HYDROTECH INC	9494-90-9577-	\$ 2,883.00	\$ 2,088.70
IVEY, NATHAN L	9493-59-9725-	\$ 1,200.00	\$ 869.39
JOHNSON, RICHARD & WIFE	9493-48-7561-	\$ 10,050.00	\$ 7,281.11
JOHNSON, RICHARD & WIFE	9493-48-7511-	\$ 10,050.00	\$ 7,281.11
JOHNSON, RICHARD & WIFE	9493-48-8448-	\$ 22,110.00	\$ 16,018.45
JOHNSON, ROBERT W & WIFE	9493-49-5604-	\$ 27,000.00	\$ 19,561.20
JONES, CLIFFORD WALTER	9493-58-5627-	\$ 20,100.00	\$ 14,562.23
JONES, CLIFFORD WALTER	9493-58-4654-	\$ 10,050.00	\$ 7,281.11
KOCHER, RONALD & WIFE RUBY S	9493-68-7780-	\$ 37,688.00	\$ 27,304.54
LAMBERT, ROBERT W	9493-48-1279-	\$ 25,125.00	\$ 18,202.79
LANCE, NEAL RAY & ROSE MARY	9493-58-1459-	\$ 22,110.00	\$ 16,018.45
LANDFALL PARTNERS L L C	9483-99-1201-	\$ 30,150.00	\$ 21,843.34
LANDFALL PARTNERS L L C	9483-99-1130-	\$ 30,150.00	\$ 21,843.34
LANDFALL PARTNERS L L C	9483-99-1050-	\$ 30,150.00	\$ 21,843.34
LANDFALL PARTNERS L L C	9483-98-2933-	\$ 30,150.00	\$ 21,843.34
LANDFALL PARTNERS L L C	9483-98-3816-	\$ 30,150.00	\$ 21,843.34
LANDFALL PARTNERS L L C	9483-98-7807-	\$ 30,150.00	\$ 21,843.34

LANDFALL PARTNERS L L C	9483-98-7980-	\$ 30,150.00	\$ 21,843.34
LANDFALL PARTNERS L L C	9483-98-6813-	\$ 30,150.00	\$ 21,843.34
LANDFALL PARTNERS L L C	9483-98-8867-	\$ 30,150.00	\$ 21,843.34
LANDFALL PARTNERS L L C	9483-98-4811-	\$ 30,150.00	\$ 21,843.34
LANDFALL PARTNERS L L C	9483-98-5821-	\$ 30,150.00	\$ 21,843.34
LANDFALL PARTNERS L L C	9483-98-9841-	\$ 30,150.00	\$ 21,843.34
LAWING, DWIGHT W JR & WIFE	9493-89-3142-	\$ 30,150.00	\$ 21,843.34
LEWIS, KENNETH E & WIFE	9493-27-7933-	\$ 3,000.00	\$ 2,173.47
LEWIS, KENNETH E & WIFE THELMA	9493-27-7983-	\$ 10,050.00	\$ 7,281.11
LEWIS, LEO NELSON SR & WIFE	9493-08-9627-	\$ 26,800.00	\$ 19,416.30
LEWIS, SAMUEL EUGENE	9493-58-2574-	\$ 30,150.00	\$ 21,843.34
LOCKLEAR, ALTON LIFE ESTATE	9493-59-8639-	\$ 8,040.00	\$ 5,824.89
LUCAS, ELBERT REX	9493-27-1938-	\$ 21,356.00	\$ 15,472.19
MCKENZIE, CHARLOTTE G	9493-37-4910-	\$ 12,766.00	\$ 9,248.83
MCVICKERS, DANIEL MARK & WIFE	9493-78-2990-	\$ 45,225.00	\$ 32,765.01
MEHLICH, ADOLF LEONHARD	9493-78-8968-	\$ 37,688.00	\$ 27,304.54
MEHLICH, ADOLF LEONHARD	9493-78-7956-	\$ 37,688.00	\$ 27,304.54
MOHLER, JAMES E & WIFE DORIS S	9493-18-0653-	\$ 26,800.00	\$ 19,416.30
MUNSON, LES A & WIFE	9493-59-4529-	\$ 8,040.00	\$ 5,824.89
NARAMORE, JAMES C	9493-59-5529-	\$ 8,040.00	\$ 5,824.89
NEWTON, ROSINA RAUER	9493-49-9524-	\$ 15,540.00	\$ 11,258.56
NGUYEN, HONG T &	9493-58-8715-	\$ 37,688.00	\$ 27,304.54
NOBLIN, JOHN M & WIFE	9493-29-6482-	\$ 25,628.00	\$ 18,567.20
NORMAN, WILLIAM C & WIFE	9493-29-1286-	\$ 32,034.00	\$ 23,208.28
PENFIELD, DANIEL JOSEPH & WIFE	9493-58-6712-	\$ 20,100.00	\$ 14,562.23
PHIPPS, CATHERINE D	9493-49-8544-	\$ 6,030.00	\$ 4,368.67
PIERCE, WM KENT	9493-27-5858-	\$ 20,100.00	\$ 14,562.23
ROE, FRANKLIN D & WIFE	9493-58-9802-	\$ 30,150.00	\$ 21,843.34
ROE, FRANKLIN D & WIFE JUDITH	9493-68-0827-	\$ 30,150.00	\$ 21,843.34
SALEEBY, ELI L & ELAINE P	9493-89-8209-	\$ 22,613.00	\$ 16,382.87
SHELNUTT, LONA R	9493-28-2058-	\$ 7,538.00	\$ 5,461.20
SHEPARD, JOE M & BRENDA D	9493-18-1665-	\$ 26,800.00	\$ 19,416.30
SHOOK, CAROL	9493-69-1976-	\$ 1,800.00	\$ 1,304.08
SHOOK, CAROL S	9494-60-2043-	\$ 2,400.00	\$ 1,738.77
SHOOK, CAROL S	9493-69-1932-	\$ 1,800.00	\$ 1,304.08
SIMMONS, JAMES E & WIFE KIM T	9493-68-4526-	\$ 67,230.00	\$ 48,707.39
SLEDGE, GLENN W	9493-79-9061-	\$ 30,150.00	\$ 21,843.34
SLONE, EDWARD R & WIFE JUDY D	9493-89-4144-	\$ 30,150.00	\$ 21,843.34
SMITH, MARCIA M	9493-19-7180-	\$ 7,650.00	\$ 5,542.34
SMITH, MARCIA M	9493-19-9290-	\$ 32,034.00	\$ 23,208.28
STANLEY, CALLIE R	9494-70-7243-	\$ 112,554.00	\$ 81,544.13
STANLEY, CALLIE RATLEY	9493-68-5696-	\$ 37,688.00	\$ 27,304.54
STATEN, MICHAEL B SR & WIFE	9493-68-0672-	\$ 29,880.00	\$ 21,647.73
STONE, AUDREY LYNN	9493-59-3610-	\$ 8,040.00	\$ 5,824.89
STRICKLAND, JOHN TERELL	9493-18-8057-	\$ 20,100.00	\$ 14,562.23
STRICKLAND, JOHN TERELL	9493-17-8930-	\$ 51,085.00	\$ 37,010.52

STRICKLAND, JOHN TERRELL	9493-18-7197-	\$ 19,598.00	\$ 14,198.53
SWARTOUT, JOLINDA D	9493-27-2859-	\$ 20,100.00	\$ 14,562.23
SWARTOUT, JOLINDA D	9493-27-3857-	\$ 20,100.00	\$ 14,562.23
TARPLEY, EDWARD JOHN JR & WIFE	9493-68-1343-	\$ 36,180.00	\$ 26,212.01
TAYLOR, DONALD R & WIFE NAN O	9493-29-4305-	\$ 37,688.00	\$ 27,304.54
TAYLOR, PHILLIP R TRUSTEE	9493-78-5907-	\$ 45,225.00	\$ 32,765.01
TCJ INVESTMENTS INC	9493-48-4367-	\$ 20,100.00	\$ 14,562.23
TCJ INVESTMENTS INC	9493-48-3373-	\$ 20,100.00	\$ 14,562.23
TROTMAN, HARRY D III	9493-58-0464-	\$ 20,100.00	\$ 14,562.23
VENTERS, RANDY T & WIFE	9493-17-6796-	\$ 42,555.00	\$ 30,830.63
VENTERS, RANDY T & WIFE	9493-27-0402-	\$ 21,453.00	\$ 15,542.46
VENTERS, RANDY T & WIFE	9493-17-3550-	\$ 5,863.00	\$ 4,247.68
VOSS, DAGMAR	9493-59-0517-	\$ 15,540.00	\$ 11,258.56
WAINGOLD, MICHAEL &	9493-49-7583-	\$ 6,030.00	\$ 4,368.67
WEBB, NORMAN R & WIFE GISELA	9493-18-7985-	\$ 6,700.00	\$ 4,854.08
WEST, MORRISON	9493-48-6426-	\$ 10,050.00	\$ 7,281.11
WEST, MORRISON P JR	9493-48-6478-	\$ 10,050.00	\$ 7,281.11
WIGGS, PATRICK V	9493-27-9985-	\$ 10,050.00	\$ 7,281.11
WIGGS, PATRICK V	9493-37-0935-	\$ 10,050.00	\$ 7,281.11
WILLIAMS, P M HEIRS	9493-29-5490-	\$ 25,628.00	\$ 18,567.20
WILLIFORD, DEBORAH L	9493-59-8773-	\$ 7,500.00	\$ 5,433.67
WILLIFORD, DEBORAH LYNN	9493-59-9532-	\$ 603.00	\$ 436.87
WINDON, LAWRENCE S & WIFE ANIT	9493-48-1206-	\$ 7,538.00	\$ 5,461.20
WINDON, LAWRENCE S & WIFE ANIT	9493-48-0242-	\$ 22,110.00	\$ 16,018.45
WINTERS, SCOTT W	9493-89-5261-	\$ 37,688.00	\$ 27,304.54
TOTAL LAND VALUE		\$ 3,594,263.00	\$ 2,604,003.90
**LAND VALUE IS FOR PINS:9493-49-5700 (\$15000)& 9493-49-5502 (\$12000) FOR TAX YEAR 2008			
PARCELS WERE RECOMBINED PB120 PG176 & NEW PIN:9493-49-5604 FOR 2009			
TERMS OF PAYMENT: The assessment will be payable in ten (10) annual installments and the first installment with interest will be due sixty (60) days after the date that the assessment roll			
is confirmed. One installment with interest is due on the anniversary date in each successive year until the assessment is paid in full. The interest rate shall be set at eight percent (8%) per			
annum. The assessment may be paid in full without interest anytime up to thirty (30) days after			
the confirmation of the assessment roll is published.			

D. Approval of Redemption of Surplus County-Owned Real Property
Acquired by Tax Foreclosure.

BACKGROUND: On or about September 29, 2008, the County acquired, by tax foreclosure sale, property previously owned by Glennita Delshawn Raeford Slaton at 1186 Sandhill Road, located in Grays Creek Township. The amount owed on the foreclosure judgment plus interest and costs is \$3,929.72.

Ms. Slaton, who is living in the house and a former owner, has offered as the former owner to purchase the County's interest in such property and exercise her equity of redemption for \$3,929.72 and has deposited the \$3,929.72 with the Finance Office.

North Carolina General Statutes 105-376 and 160A-267 authorize the Board to resell property acquired by tax foreclosure to the former owner or any person having an interest in the property for an amount not less than the costs associated with the foreclosure and subsequent resale. This allows former owners or any person with an interest in the property to re-purchase their property, so long as the County is made whole, rather than putting the property on the open market.

ACTION: Consider whether to accept the offer of Glennita Delshawn Raeford Slaton to exercise her equity of redemption to re-purchase the property described above for \$3,929.72.

E. Budget Revisions:

ACTION: Approve

(1) Mental Health

Revisions in the total amount of \$177,629 to recognize reduction in state funding for various programs. (B09-264A thru B09-264G) **Funding Source – State**

(2) Industrial Development Inducement Fund

Revision in the amount of \$224,821 to appropriate fund balance for incentive payment to Goodyear Tire & Rubber Co. (B09-273) **Funding Source – Industrial Development Fund Balance**

(3) Tax Administration

Revision in the amount of \$45,887 to appropriate fund balance to pay Tax Management Associates for audits. (B09-268) **Funding Source – General Fund Fund Balance**

(4) Health

Revision in the amount of \$39,474 to budget additional state revenue for the Women's, Infants and Children Program.
(B09-267) **Funding Source - State**

PUBLIC HEARING ITEMS

3. Public Hearing on the County Community Development Department's Neighborhood Stabilization Program.

Thanena Wilson, Director of Community Development, provided background on the Neighborhood Stabilization Program, advising that the program was authorized under the Housing and Economic Recovery Act of 2008 to provide emergency assistance to state and local governments to acquire and redevelop foreclosed properties that might otherwise become sources of abandonment and blight within their communities. The State of North Carolina has received \$52.3 million dollars to be awarded to communities across the State. The State has identified 23 counties that have the greatest need of these funds and Cumberland County is one of those. At the end of December, 2008, Cumberland County had 1,678 foreclosures, which is the fifth highest in the State, with the highest concentration of foreclosures in Spring Lake and Hope Mills. Upon approval from the Board of Commissioners, an application for funding in the amount of \$5 million will be submitted to the Department of Commerce.

Chairman Council opened the Public Hearing.

No Speakers

Chairman Council closed the Public Hearing.

MOTION: Commissioner King moved to approve all items on the Consent Agenda.

SECOND: Commissioner Edge

VOTE: UNANIMOUS

ITEMS OF BUSINESS

4. Nominations to Boards and Committees

- A. Cumberland County Juvenile Crime Prevention Council (3 Vacancies)

Vacancies: Vacant slot – fill the vacancy
Chris McLamb – resigned. Fill the vacancy
Shanessa Fenner – resigned. Fill the vacancy

Nominees: Cheira Lathan-Snow
Doug Parrish
Ruby McNair

B. Southeastern Economic Development Commission (1 Vacancy)

Vacancy: Jeannette Council – resigned. Fill the vacancy

By consensus, Commissioner Jimmy Keefe was appointed.

C. Workforce Development Board (1 Vacancy)

Vacancy: JoLeita Evans – Replacement requested due to non-attendance.

Nominee: April Whittemore

5. Closed Session: Personnel Matter(s) Pursuant to NCGS 143-318.11
(a)(6)

MOTION: Commissioner Blackwell moved to go into Closed Session for the above noted matter.

SECOND: Commissioner King

VOTE: Unanimous

MOTION: Commissioner Edge moved to go back into Open Session

SECOND: Commissioner Blackwell

VOTE: Unanimous

MOTION: Commissioner Blackwell moved to adjourn

SECOND: Commissioner Melvin

VOTE: Unanimous

ADJOURNED: 10:45 am