

CUMBERLAND COUNTY BOARD OF COMMISSIONERS
DECEMBER 6, 2010 – 9:00 AM
117 DICK STREET, 1ST FLOOR, ROOM 118
REGULAR MEETING

PRESENT: Chairman Billy King
Commissioner Jeannette Council
Commissioner Kenneth Edge
Commissioner Marshall Faircloth
Commissioner Jimmy Keefe
Commissioner Ed Melvin
Commissioner Phillip Gilfus (outgoing)
Commissioner Charles Evans (incoming)
James Martin, County Manager
Juanita Pilgrim, Deputy County Manager
Amy Cannon, Assistant County Manager
James Lawson, Assistant County Manager
Rick Moorefield, County Attorney
Sally Shutt, Communications Manager
Candice White, Deputy Clerk to the Board
Marie Colgan, Clerk to the Board

INVOCATION Commissioner Phillip Gilfus

Minister: Reverend Floyd W. Wicker, Jr.,
Assistant Minister at First Baptist Church, 302 Moore Street

Pledge of Allegiance – Commissioner Phillip Gilfus

Presentation of Plaque to Outgoing Commissioner Phillip Gilfus – Chairman King informed those attending that when Breeden Blackwell resigned as Commissioner in March of this year, the Democratic Party selected Phillip Gilfus to replace him. Chairman King thanked him for his great leadership and service to the county during his tenure. Commissioner Gilfus thanked his fellow Commissioners and spoke of the events in his life that led him to becoming interested in politics and serving as a County Commissioner. He encouraged college graduates to work hard and through their determination, they can achieve their goals.

MARIE: LAMENT IS THE WRONG WORD TO USE HERE, IT IMPLIES GRIEF

1. Administration of Oaths of Office:
 - A. Administration of Oath of Office to Billy R. King by District Court Judge Edward A. Pone.
 - B. Administration of Oath of Office to Jeannette Council by District Court Judge Edward A. Pone.
 - C. Administration of Oath of Office to Edward G. Melvin by District Court Judge Talmage S. Baggett, Jr.
 - D. Administration of Oath of Office to Charles E. Evans by Court of Appeals Judge Cheri L. Beasley.

Chairman King thanked all visitors for their attendance and recognized current Elected Officials, past Elected Officials and other visiting officials.

Chairman King welcomed Commissioner Evans to the Board and thanked fellow Board members and the County Manager and his staff for their support during the past year. Chairman King praised the county staff for the job they do for the citizens of Cumberland County. He noted the budget for the upcoming year will be challenging and there will be trying times at the state level as well as the local level. Chairman King thanked Board members for filling in during the past year whenever he could not attend functions.

2. Election of Officers:

A. Chairman

MOTION: Commissioner Council moved to nominate Commissioner Edge as the Chairman.

SECOND: Commissioner Keefe

VOTE: UNANIMOUS

B. Vice Chairman

MOTION: Commissioner Melvin moved to nominate Marshall Faircloth as Vice-Chairman and called for the nominations to be closed and the nomination be accepted by acclamation.

SECOND: Commissioner King

VOTE: UNANIMOUS

3. Presentation of Plaque to Outgoing Chairman.

On behalf of the full Board, Chairman Edge presented a plaque to outgoing Chairman King noting he has been Chairman of the Board on four different occasions.

Chairman Edge thanked the Board members for their support in electing him as Chairman for the coming year and extended a warm welcome to incoming Commissioner Evans, thanked Mr. Gilfus for his dedicated service to the county and congratulated Commissioners King, Council and Melvin on their re-election. He also thanked his wife, Brenda, and family and friends for their support throughout the years. Chairman Edge applauded fellow Board members for their talent and leadership and noted the County is fortunate to have such an excellent manager, management staff and legal staff. Chairman Edge advised the Board will hold a strategic planning session in early 2011 and introduced the following initiatives for 2011:

1. Raise public awareness of How County Government Works! Educate-Educate-Educate.
2. Meet quarterly with the editors of the newspaper to answer any questions they might have and to clear up any misunderstandings.
3. Appoint a military liaison to attend the numerous events and activities at Ft. Bragg.
4. Establish a relationship with the newly elected leadership of the General Assembly, Congressmen and Senators to ensure Cumberland County's interests are pursued and met.
5. Meet and collaborate with the nine municipalities and the school board on issues that either party deems necessary.

Chairman Edge pledged he will continue to be an advocate to make Cumberland County a better place to live, work and rear a family. In closing, he thanked the audience for their attendance.

Vice-Chairman Faircloth thanked the Board and stated he is looking forward to the upcoming challenges and being a part of the leadership of the Board. He pledged to work tirelessly for the citizens of the County.

4. Approval of Agenda

MOTION: Commissioner Faircloth moved to approve the agenda and the consent agenda Items 5.A. through 5.E.5.D as presented.

SECOND: Commissioner King

VOTE: UNANIMOUS

5. Consent Agenda

- A. Approval of minutes for the November 15, 2010 regular meeting and November 18, 2010 Joint Meeting with the City of Fayetteville.
- B. Approval of Bonds for Public Officials.

BACKGROUND: Pursuant to North Carolina General Statutes, the Board of Commissioners must approve bonds for selected officials at its first meeting in December.

ACTION: Approve the following bonds:

<u>Name/Position</u>	<u>Amount</u>	<u>Expires</u>	<u>Broker</u>	<u>Carrier</u>
Finance Officer (Amy Cannon)	\$100,000	Indefinite	Marsh	Ohio Casualty Ins. Co.
Asst. Finance Officer (Howard Abner)	\$ 50,000	Indefinite	Marsh	Ohio Casualty Ins. Co.
Asst. Finance Officer (Terry Gagnon)	\$ 50,000	Indefinite	Marsh	Ohio Casualty Ins. Co.
Register of Deeds (J. Lee Warren, Jr.)	\$ 25,000	Indefinite	Marsh	Ohio Casualty Ins. Co.
Tax Administrator (Aaron Donaldson)	\$200,000	Indefinite	Marsh	Ohio Casualty Ins. Co.
Sheriff (Earl Butler)	\$ 25,000	12-06-14	Marsh	Ohio Casualty Ins. Co.
Sheriff's Office (Chief Deputy Paul Hinson)	\$ 20,000	Indefinite	Marsh	Ohio Casualty Ins. Co.
Mental Health (Hank Debnam)	\$ 20,000	Indefinite	Marsh	Ohio Casualty Ins. Co.
Mental Health (Ed Norris)	\$ 20,000	Indefinite	Marsh	Ohio Casualty Ins. Co.
Social Services (Brenda Reid Jackson)	\$ 20,000	Indefinite	Marsh	Ohio Casualty Ins. Co.
Civic Center (Lisa Foster)	\$ 20,000	Indefinite	Marsh	Ohio Casualty Ins. Co.
Civic Center (Ashley Foster)	\$ 20,000	Indefinite	Marsh	Ohio Casualty Ins. Co.

- C. Approval of Deputy Finance Officer for Community Development.

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 Community Development Finance Officer to have a faithful performance bond in an amount not less than \$10,000 or more than \$250,000.

RECOMMENDATION/PROPOSED ACTION:

1. Approve the appointment of Sylvia Mclean as Deputy Finance Officer;
2. Provide a faithful performance bond in the amount of \$20,000 for Sylvia McLean;
3. Approve the below resolution implementing the above recommendations.

STATE OF NORTH CAROLINA

COUNTY OF CUMBERLAND

RESOLUTION

WHEREAS, due to the operation requirements unique to the Cumberland County Community Development; 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 Community Development, the Board of County Commissioners hereby RESOLVES that:

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

Adopted this 6th day of December, 2010.

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

BACKGROUND:

DATE OF ACCIDENT	October 27, 2010
VEHICLE	2007 Ford Crown Victoria
VIN	2FAHP71W67X158984
FLEET #	FL292
DEPARTMENT	Sheriff Office
SETTLEMENT OFFER	\$9,203.46
INSURANCE COMPANY	Nationwide

This is a total loss settlement offer.

RECOMMENDATION/PROPOSED ACTION: Management recommends that the Board of Commissioners:

1. declare the vehicle described above as surplus
2. authorize the Risk Manager to accept \$9,203.46 as settlement
3. allow Nationwide Insurance to take possession of the wrecked (surplus) vehicle.

- E. Budget Revisions:

(1) Health

- a. Immunization Clinic - Revision in the amount of \$15,740 to recognize additional state funding. (B11-205) Funding Source – State

- b. Family Planning Clinic – Revision in the amount of \$8,252 to recognize additional state funding for prescription drugs. (B11-202) Funding Source - State

(2) Recreation and Parks

Revision in the amount of \$76,800 to appropriate fund balance for the County’s match for the Parks and Recreation Trust Fund Grant received by the Fayetteville Cumberland Parks and Recreation for the Godwin Park Project. (B11-206) Funding Source – Recreation and Parks Fund Balance

(3) Godwin Falcon Fire District

Revision in the amount of \$500 to budget unanticipated refunds to taxpayers. (B11-210) Funding Source – Godwin Falcon Fire Tax

(4) Solid Waste

Revision in the amount of \$300,000 to appropriate fund balance to replace equipment destroyed by lightening. (B11-213) Funding Source – Solid Waste Fund Balance

(5) Workforce Development

- a. Youth 70%/Youth 30% Funds- Revisions in the net amount of \$73,751 to reallocate state funds of \$42,156 between the In-School and Out-of-School programs; to recognize an additional \$8,180 in state funding for the In-School program and \$20,026 for the Out-of-School program; and to budget \$45,545 of FY10 carry-over funds. (B11-214 and B11-214A) Funding Source – State
- b. Statewide Funds- Revision in the amount of \$111,233 to readjust the budget to reflect FY10 carry-over funds, FY11 Option Funds and Incentive Funds totaling \$319,506. This revision also requests to establish a new “Business Service Representative” position that was previously a contracted position. (B11-215) Funding Source – State
- c. Dislocated Worker/Adults – Revision in the net amount of \$31,467 to reallocate \$40,283 from Dislocated Worker program to Adults program and to recognize carryover funds from FY2010 of \$31,467 in the Adult program. (B11-216 and B11-216A) Funding Source – State
- d. Senior Community Service Employment Program Consolidated Appropriations Act – Revision in the amount of \$6,500 to reallocate budgeted expenditures to establish a part-time Administrative Assistant position. (B11-217) Funding Source – Reallocation of Budgeted Expenditures

ITEMS OF BUSINESS

6. Nominations to Boards and Committees

There were no nominations scheduled for the December 6, 2010 Board of Commissioners meeting.

7. Appointments to Boards and Committees

A. Board of Health (2 Vacancies)

Nominees: Jimmy Kizer (Reappointment)
Barbara Ciampa (Reappointment)

- B. Cumberland County Home and Community Care Block Grant Committee
(5 Vacancies)

Nominees:

Older Consumer Positions: Elma Jorgensen (Reappointment)
Glen Draughon

Aging Service Provider Positions: Doris Snider
Kristine Wagner (Reappointment)

Elected Official Position: Richard Higgins (Reappointment)

- C. Mental Health Board (1 Vacancy)

Nominee:

At-Large Representative: Meena Ahuja

- D. Mid-Carolina Rural Transportation Advisory Committee (1 Vacancy)

Nominee: County Commissioner (Billy King has agreed to serve)

- E. Senior Citizens Advisory Commission (4 Vacancies)

Nominees: Annette M. Autry
Judy Dawkins
Daisy D. Maxwell
Carl E. Mitchell

MOTION: Commissioner Faircloth moved to appoint all nominees in Item 7.A.
through 7.E

SECOND: Commissioner Melvin

VOTE: UNANIMOUS

Chairman Edge recessed the Board of Commissioners' meeting and convened the Gray's
Creek Water & Sewer District Governing Board meeting.

Minutes from this meeting may be found in the Water & Sewer Minute Book.

Chairman Edge reconvened the regular Board of Commissioners' meeting.

MOTION: Commissioner King moved to adjourn.

SECOND: Commissioner Council

VOTE: UNANIMOUS

There being no further business, the meeting adjourned at 9:41 a.m.

Approved with/without revision:

Respectfully submitted,

Marie Colgan
Clerk to the Board