

CUMBERLAND COUNTY BOARD OF COMMISSIONERS
January 4, 2010 - 9:00 AM
117 Dick Street, 1st Floor, Room 118
REGULAR MEETING

PRESENT: Chairman Billy R. King
Commissioner Breeden Blackwell
Commissioner Jeannette Council
Commissioner Kenneth Edge
Commissioner Marshall Faircloth
Commissioner Jimmy Keefe
James Martin, County Manager
Juanita Pilgrim, Deputy County Manager
Amy Cannon, Assistant County Manager
Rick Moorefield, County Attorney
Harvey Raynor, Deputy County Attorney
Phyllis Jones, Assistant County Attorney
Sally Shutt, Communications Manager
Marie Colgan, Clerk to the Board
Candice White, Deputy Clerk to the Board

ABSENT: Commissioner Ed Melvin

INVOCATION Commissioner Breeden Blackwell

Minister: Pastor Tracy Pounders, Crosspointe Church, Hope Mills, NC

PLEDGE OF ALLEGIANCE

Recognition of Outgoing Board Members:

Ronnie Matthews – Civic Center Commission

Chairman King recognized and welcomed Rick Moorefield, the new County Attorney, and his family. Chairman King shared that County Attorney Moorefield was employed by Cumberland County as the Deputy County Attorney several years ago and is a graduate from UNC-Chapel Hill with a degree in Economics and a Law degree and also has a degree in Public Administration from UNC-Greensboro.

1. Approval of Agenda

MOTION: Commissioner Council moved to approve the agenda.
SECOND: Commissioner Edge
VOTE: Unanimous

2. Consent Agenda

MOTION: Commissioner Council moved to approve all consent agenda items.
SECOND: Commissioner Faircloth
VOTE: Unanimous

- A. Approval of minutes for the December 21, 2009 regular meeting.
- B. Approval of Board of Commissioners' FY11 Planning Session Date.

BACKGROUND: Annually, the Board of Commissioners hold a special Planning Session meeting. A date of Saturday, February 6th, has been proposed for a meeting at the Crown Coliseum Board room.

ACTION: Approve meeting date of February 6, 2009 for preparation of the Board of Commissioners' Planning Session.

C. Approval of Destruction of Board of Commissioners' Records.

BACKGROUND: Pursuant to a Resolution adopted by the Board of Commissioners at its June 19, 2006 meeting, authorization is requested to destroy Governing Body records as noted below. The destruction of these records is in accordance with the Records & Retention Schedule issued by NC Division of Archives & History and adopted by the Board of Commissioners:

| | |
|-----------------------|------|
| Commissioners Packets | 2005 |
| Correspondence Files | 2005 |

ACTION: Approve destruction as noted above.

D. Approval of Amendment #2 – Engineering Agreement – Courthouse Plaza Renovation & Security Measures Project.

BACKGROUND: The Board of Commissioners entered into an agreement with Moorman, Kizer & Reitzel, Inc., (MKR) in August 2005, to provide engineering and architectural services for the Courthouse Plaza Renovation & Security Measures Project. Amendment #1 was approved by the Board in August 2008.

Amendment #2 includes additional engineering services provided by MKR both prior to and during construction of the work. The additional services are summarized as follows:

- Repackaging and rebidding the original project
- Value Engineering to identify cost cutting options
- Design and construction observation of temporary handicap ramp in front of LEC along Dick Street
- Design and construction observation of new handicap ramp from parking lot along Dick Street
- Evaluate wall sealant alternatives and construction observation of application
- Design and construction observation of ramp at South Entrance
- Redesign of crash gates per City Fire Marshall requirements
- Evaluation of air monitoring devices
- Design and construction observation of new ramp at Person Street Parking Lot (Phase V)
- Additional reimbursable expenses for printing and postage

Compensation is based on time and materials with a total amount of \$22,122.56. Sufficient monies are available in the project budget to fund this amendment. The amendment has been reviewed by the County Attorney's Office for legal sufficiency.

ACTION: Approve Amendment #2 to the Engineering Agreement with MKR for the Courthouse Plaza Renovation & Security Measures Project in the amount of \$22,122.56 and increase the total not-to-exceed contract amount from \$311,375 to \$333,497.56.

E. Approval of Sale of Surplus County-Owned Real Property Acquired by Tax Foreclosure – PIN: 0428-88-5674, 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 \$2,587.62.

Gerald Wright has offered to purchase the County's interest in the property for **\$2,587.62** and has deposited \$259.00 in the Finance Office. The tax value of the property is \$9,000.00.

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. Wright's bid. The property has been advertised and this office has not received any upset bids. The bid period is now closed.

ACTION: Accept the offer of Gerald Wright to purchase the above property for the sum of \$2,587.62, plus costs, and authorize the Chairman to execute a deed upon receipt of the balance of the purchase price.

F. Approval of Sale of Surplus County-Owned Real Property Acquired by Tax Foreclosure – PIN: 0438-41-3869.

BACKGROUND: On or about July 16, 2002, 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 \$5,741.32.

Robert Bennett has offered to purchase the County's interest in the property for **\$5,741.32** and has deposited \$574.13 in the Finance Office. The tax value of the property is \$8,800.00.

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. Bennett's bid. The property has been advertised and this office has not received any upset bids. The bid period is now closed.

ACTION: Accept the offer of Robert Bennett to purchase the above property for the sum of \$5,741.32, plus costs, and authorize the Chairman to execute a deed upon receipt of the balance of the purchase price.

G. Budget Revisions:

(1) Health

Health Promotion - Revisions in the total amount of \$7,903 to budget State funding for new smoke free law for restaurants. (B10-205 and B10-206) Funding Source – State

(2) General Government Other

Revision in the total amount of \$35,572 to appropriate designated maintenance & repair fund balance to roll forward FY2009 unspent project funds. (B10-204) Funding Source – Designated Maintenance & Repair Fund Balance

ITEMS OF BUSINESS

3. Nominations to Boards and Committees

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

Vacancy: The CHIP Council has a vacancy for an unexpired term.

No nominations made. Roll to next meeting.

B. Community Child Protection Fatality Prevention Team (1 Vacancy)

Vacancy: Maxine Anders – term has expired. Unable to serve a second term.

Nominee: Catherine Lesica

4. Appointments to Boards and Committees

County Manager Martin advised that Marsha Fogle has withdrawn her name from the Civic Center board.

MOTION: Commissioner Edge moved to appoint all nominees in 4A – 4H
SECOND: Commissioner Council
VOTE: Unanimous

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

Nominee: Mexie Fields (Reappointment)

B. Board of Adjustment (1 Vacancy)

Nominee: Randy A. Newson (Reappointment)

C. Board of Health (3 Vacancies)

Nominees:

Dentist: Dr. Walter S. Scott, III (Reappointment)

General Public Representatives: Barbara S. Marshall (Reappointment)
Carol E. Schaeffer (Reappointment)

D. Civic Center Commission (5 Vacancies)

Nominees: Alicia S. Chisolm (Reappointment)
Floyd L. Shorter (Reappointment)
Robert “Bob” Smith
Harry Sherrill
Thaddeus Jenkins
Marsha Fogle (name withdrawn per request from Mrs. Fogle)

E. Community Child Protection Fatality Prevention Team (2 Vacancies)

Nominees:

Law Enforcement Officer Position – Sheriff’s Office:

Leslie Campbell (to fill unexpired term)

EMS Provider or Firefighter Position:

Tim Britt (to fill unexpired term)

F. Cumberland County Public Library Board of Trustees (1 Vacancy)

Nominee: Gail A. Riddle (to fill unexpired term)

G. Mid-Carolina Aging Advisory Committee (1 Vacancy)

Nominee: Rebecca Campbell (to fill unexpired term)

H. Nursing Home Advisory Board (1 Vacancy)

Nominee: Terri Thomas (Reappointment)

5. CLOSED SESSION: Not needed

MOTION: Commissioner Council moved to adjourn.
SECOND: Commissioner Faircloth
VOTE: Unanimous

MEETING ADJOURNED AT 9:13AM

Marie Colgan, Clerk to the Board