

CUMBERLAND COUNTY BOARD OF COMMISSIONERS
MAY 17, 2010 - 6:45 PM
117 Dick Street, 1st Floor, Room 118
REGULAR/REZONING MEETING

PRESENT: Chairman Billy King
Commissioner Jeannette Council
Commissioner Kenneth Edge
Commissioner Marshall Faircloth
Commissioner Jimmy Keefe
Commissioner Phillip Gilfus
James Martin, County Manager
Juanita Pilgrim, Deputy County Manager
Amy Cannon, Assistant County Manager
Rick Moorefield, County Attorney
Sally Shutt, Communications Manager
Howard Lloyd, Budget Department – Sheriff’s Office
Tom Lloyd, Planning Department Director
Tom Cooney, Public Utilities Director
Thanena Wilson, Community Development Director
Marie Colgan, Clerk to the Board
Candice White, Deputy Clerk to the Board

ABSENT: Commissioner Ed Melvin

INVOCATION - Commissioner Billy R. King, Chairman

PLEDGE OF ALLEGIANCE – Joshua Kent Adams –
4th Grader at Ferguson-Easley Elementary School

PUBLIC COMMENT PERIOD (6:45 PM – 7:00 PM) - NO SPEAKERS

Introduction of Cumberland County Cooperative Extension Director - Ms. Lisa Childers by Mr. Clinton McRae, South Central District Director

Commissioner Gilfus requested to speak stating it was an honor to be appointed to fill the vacancy of Breeden Blackwell and even though he did not win the primary election to continue next year, he is excited to continue to dedicate himself to the work he was appointed to do. He thanked fellow Board members and the County Manager for their support and stated he looks forward to continuing to work with them.

County Manager James Martin requested an addition to the agenda of a closed session for Attorney Client Matter(s) pursuant to NCGS 143.318.11 (a)(3) as Item 9C.

1. Approval of Agenda

MOTION: Commissioner Gilfus moved to approve the agenda with the requested addition for the attorney/client matter as noted.

SECOND: Commissioner Faircloth

VOTE: UNANIMOUS

2. Consent Agenda

- A. Approval of minutes for April 30, 2010 Special Jail Summit meeting, May 3, 2010 regular meeting and May 10, 2010 special meeting with the Legislative Delegation.
- B. Approval of Change Order #6 – Rentenbach Constructors New Public Health Center Project.

BACKGROUND: In May, 2008, the Board entered into a contract with Rentenbach Constructors, Inc., in the amount of \$22,190,429 for construction of the New Public Health Center Project. The Board also approved the project budget which included an Owner Construction Contingency of \$537,435. Construction of the new facility is completed with the exception of issues raised by the Public Health Department since it has moved into the building and began operations. To date five change orders totaling \$335,834 have been approved.

Change Order #6 in the amount of \$121,618 is for additional work on the New Public Health Center Project. All additional work items outlined in this change order were requested by the Owner with the most significant items, PC #105 and PC #114 in the amount of \$86,909, associated with audio/visual equipment needed in several conference rooms throughout the facility.

With approval of Change Order #6, the net increase in the contract price is \$457,452 which equates to 2.06% of the original contract amount. Sufficient monies are available in the project contingency to fund this change order. The change order document has been reviewed by the County Attorney's Office for legal sufficiency.

RECOMMENDATION/PROPOSED ACTION: The recommendation of the County Engineer, the project architect CJM&W, and management is to approve Change Order #6 for Rentenbach Constructors for additional work on the New Public Health Center Project in the amount of \$121,618 and increase the contract sum to \$22,647,881 and approve the attached budget revision.

The proposed action by the Board is to follow the staff recommendation.

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

Roslin Farms Subdivision: Pittsford Place

BACKGROUND: The North Carolina Department of Transportation has received petitions requesting the following street be placed on the State Secondary Road System for maintenance:

Roslin Farms Subdivision: Pittsford Place

DOT has determined that the above street is eligible for addition to the state system.

RECOMMENDATION/PROPOSED ACTION: NCDOT recommends that the above named street be added to the State Secondary Road System. County Management concurs. Approve the above listed street for addition to the State Secondary Road System.

D. Approval of a Proclamation Proclaiming May 20, 2010 as “Project Homeless Connect Day” in Cumberland County.

BACKGROUND: On May 20th, the 10-Year Plan to End Homelessness Steering Committee is sponsoring Project Homeless Connect from 7:30 a.m. to 1:30 p.m. at First Baptist Church on Moore Street. This one-day, one-stop event will offer services to the homeless in our community. Local agencies will provide information and applications for housing, employment services, health services, and more.

The day will begin with a ceremony spotlighting the aim and purpose for the day’s activities, to connect people with the various services our community has to offer. Throughout the day, participants will receive vital assistance with services many of us take for granted such as: health care screenings, job placement opportunities, housing support, governmental services and so much more. Breakfast and lunch will also be served.

Currently, Project Homeless Connect is held bi-annually. While orchestrating this event takes great effort, it is just one small part of a much greater goal -- to end homelessness in our community. Therefore, in order to commemorate this event and the impact that serving the homeless has on all citizens of Cumberland County, we would like for the Board to proclaim May 20, 2010 as Project Homeless Connect Day.

COUNTY OF CUMBERLAND

NORTH CAROLINA

PROJECT HOMELESS CONNECT 2010
PROCLAMATION

WHEREAS, Cumberland County is committed to ending homelessness; and

WHEREAS, on January 27, 2010 the 2010 Continuum of Care Homeless Population Point-in-Time Survey identified 1,033 homeless persons in the Fayetteville/Cumberland County area; and

WHEREAS, the Ten-year Plan to End Homelessness Steering Committee has identified efforts in which to address homeless issues in the City of Fayetteville and Cumberland County through the Ten-year Plan to End Homelessness; and

WHEREAS, the Cumberland County Board of Commissioners adopted this plan on October 20, 2008; and

WHEREAS, one of the goals identified in the Ten-year Plan to End Homelessness is to expand our outreach network in coordinating annual outreach efforts; and

WHEREAS, The Fayetteville/Cumberland County Ten-year Plan to End Homelessness Steering Committee will sponsor Project Homeless Connect on May 20, 2010 as a means of accomplishing such efforts ; and

WHEREAS, Project Homeless Connect is a one-day event designed to offer vital assistance and services to include health care screenings, job placement opportunities, housing support, and governmental services in a one-stop model to persons experiencing homelessness.

Now, Therefore I, Billy R. King, by virtue of the authority vested in me as Chairman of the Cumberland County Board of Commissioners, do hereby proclaim:

May 20, 2010 as
Project Homeless Connect Day

in Cumberland County, and urge all citizens to join us in supporting this event and the Ten-year Plan to End Homelessness Steering Committee in its efforts to end homelessness in our community.

RECOMMENDATION AND PROPOSED ACTION: The Community Development Department recommends that the Board of County Commissioners proclaims May 20, 2010 as Project Homeless Connect Day in Cumberland County.

E. Budget Revisions:

(1) General Government Other/Mental Health

Revisions in the amount of \$22,907 to fund additional expenditures not covered by ARRA Energy Grant by appropriating Mental Health fund balance of \$13,492 and reallocating budgeted expenditures of \$9,415. (B10-346 and B10-346A) Funding Sources – Mental Health Fund Balance and Reallocation of General Fund Budgeted Expenditures

(2) Juvenile Crime Prevention Programs

Revision in the net amount of \$5,198 to adjust the JCP programs based on year-end redistribution of available funds. (B10-348) Funding Source – State

(3) NORCRESS

Revision in the amount of \$100,000 to appropriate fund balance to provide additional funding for increased operating costs and unanticipated maintenance and repair costs. (B10-338) Funding Sources – NORCRESS Fund Balance

MOTION: Commissioner Council moved to approve all consent agenda Items 2A through 2E3.

SECOND: Commissioner Edge

VOTE: UNANIMOUS

3. Public Hearings

Uncontested Rezoning Cases

- A) Case P10-14: Rezoning of .44+/- acres from C1(P) Planned Local Business/CUD Conditional Use District for an office and R10 Residential, to C1(P) Planned Local Business, or to a more restrictive zoning district, located at 4300 and 4310 Cumberland Road, submitted by Drew and Kathrene Boxwell (owners).

The Planning Board recommends approval of C1(P) Planned Local Business District.

The Chairman opened the Public Hearing. No Speakers. The Chairman closed the Public Hearing.

- B) Case P10-16: Rezoning of .14+/- acres from C1(P) Planned Local Business and R6A Residential to R6 Residential or to a more restrictive zoning district, located at 5448 Parkton Road, submitted by Mary L. Stevenson (owner) and Gene G. Wolf.

The Planning Board recommends approval of R6 Residential District.

The Chairman opened the Public Hearing. No Speakers. The Chairman closed the Public Hearing.

MOTION: Commissioner Faircloth moved to follow the Planning Board's recommendation for Case P10-14 and for Case P10-16.

SECOND: Commissioner Edge

VOTE: UNANIMOUS

Other Public Hearings

C) Public Hearing on the Edward Byrne Memorial Justice Assistance Grant (JAG).

BACKGROUND: The Sheriff's Office is eligible to apply for funding through the Edward Byrne Memorial Assistance Grant through the United States Department of Justice. This grant combines the Local Law Enforcement Block Grant that the Sheriff's Office has successfully received in the past.

This year the Sheriff's Office and the City of Fayetteville Police Department must submit a joint application. Each agency will be able to use the funds for their own priorities. The Department of Justice uses crime statistics and population to compute the award. The Sheriff's Office will take the lead for this project. The Cumberland County Sheriff's Office share is \$79,795 and the City of Fayetteville Police Department's share is \$180,443. Under the JAG Grant there is no requirement for the County to provide matching funds. It is the intent of the Sheriff's Office to use the funds to off-set the cost of the aircard user charges for connection to the FBI and SBI databases, for both in-office computer terminals and MDTs in Deputy's cars.

The Public Hearing advertisement for this grant will be advertised in the Fayetteville Observer on May 15, 2010. This Public Hearing will be on Monday, May 17, 2010 at the Cumberland County Board of Commissioners' Meeting.

RECOMMENDATION/PROPOSED ACTION: Conduct the Public Hearing and authorize the County Manager to sign the application submittal.

Mr. Howard Lloyd, Sheriff's Office, advised that the reason for this public hearing is due to the Sheriff's Office being awarded funding through the Edward Byrne Memorial Assistance Grant in the amount of \$79,795 and used as stated above. County Manager Martin advised the notice for this public hearing stated that it was being held in Room 119 in lieu of Room 118. Staff has checked Room 119 and no one showed up for the public hearing.

The Chairman opened the Public Hearing. No Speakers. The Chairman closed the Public Hearing.

MOTION: Commissioner Edge moved to authorize the County Manager to sign the application submittal as requested.
SECOND: Commissioner Council
VOTE: UNANIMOUS

Items of Business

4. Presentation of Report by Dr. Sharon W. Cooper of the Child Homicide Identification and Prevention Council (CHIP)

Dr. Sharon Cooper, Chairman of the CHIP Council, recognized Judge Beth Kever, Debbie Jenkins and Mary Deyampert-McCall, all members of the CHIP Council. Dr. Cooper reminded members the CHIP Council was established in 2008 in response to

a report released by the North Carolina Child Advocacy Institute regarding child homicide in the state. At that time, the rate of child homicides in North Carolina was 2.2/100,000 children, with two counties showing double that rate – Onslow and Cumberland. The CHIP Council was established to find out why this rate was so high with results showing one of the reasons being that Cumberland has more children less than 18 years of age than any other county of similar size. Dr. Cooper stated that the Council has joined with the Department of the Army Fort Bragg Family Advocacy Program to accomplish the following:

- A team formed by the Council was selected and completed a mandatory project promoting the enhancement of community leadership for child maltreatment prevention through education and support services; such as, educating parents on the stress of infant crying and its association with abusive head injury.
- The Council has representatives who continue to maintain a dialogue with the military in efforts to assure that child deaths that are transported to Ft. Bragg will have an autopsy performed.
- The Council has facilitated dissemination of information regarding the Period of PURPLE Crying which is a project for families and childcare providers regarding the avoidance of injury to babies due to infant crying.
- The Council reviewed recent child fatalities in order to quickly facilitate strategies needed to prevent continued child deaths.
- The Council has successfully established dialogue with all local law enforcement agencies in the community.
- The Council in conjunction with the Fort Bragg Family Advocacy Program has successfully sponsored a community training on the Five Protective Factors that are evidence-based strategies for communities to implement to decrease child abuse and neglect. This training had around 200 attendees.
- The Council is exploring the initiation of a universal home visitation program in the community which is best practice as a means of preventing child maltreatment.

Commissioner Gilfus stated he attended the conference on the Five Protective Factors and that it was excellent. It had all needed representation such as members from Ft. Bragg, Pope AFB, elected officials, Social Services and law enforcement personnel who took part in great discussion regarding the needs of the community and how to overcome problems associated with the needs.

5. Presentation of Cumberland County Workforce Development Center FY2009 Annual Report and Introduction of a Workforce Development Success Story by Ms. Geneva Mixon, Workforce Development Director and Ms. Lolita Wilkerson, Workforce Development Board Chair.

BACKGROUND: Geneva Mixon, Workforce Development Center Director, will present the FY 09 Annual Report of the Cumberland County Workforce Development Center.

In addition, Loleta Wilkerson, Workforce Development Board Chair, will introduce a Workforce Development Success Story of Barbara Mattheu.

Ms. Geneva Mixon, Workforce Development Director, referred the Board to the Annual Report for the period of July 1, 2008 to June 30, 2009 and highlighted the following information:

- Under the Workforce Investment Act - the total number of adult participants served were 221 with 110 being dislocated workers.
- Under the Workforce Investment Act – the total number of adult participants earning a credential and entering employment was 30 with 23 being dislocated workers.
- Numbers were provided for adults, dislocated workers and youth 14-21 for various performance measurements adding that all rates for the goals were reached by 90% or better. Because of this rate, incentives were received in the amount of \$73,000.
- In a review of the summer youth program, the report showed 328 summer youth participated in the program, with 206 youth meeting work readiness goals and 25 obtaining unsubsidized employment.
- A graph of five-year funding trends showed funding for 2009 lower than 2008, except for senior community service employment program funding which showed an increase since 2005. This year, 162 individuals were served under the senior community service employment program.

Ms. Mixon referred the Board to the success stories found in the report and called on Barbara Mattheu to give her success story.

Ms. Mattheu shared the following accomplishments she obtained while being a part of the Career Advancement Program after losing her job:

- Graduating from Fayetteville Technical Community College (FTCC), with honors, as a paralegal.
- During this time, received the Academic Excellence Award in April.
- Received first place representing FTCC in Business Law and impromptu speaking. Will represent FTCC and the State of North Carolina at the nationals in July.
- Participated in the Disney College program internship.
- Has been a part of the FTCC Student Government Association, is a member of a national honor society and will graduate with a 3.94 grade point average.

Ms. Mattheu thanked the Board for supporting Workforce Development and the programs they provide.

No action needed.

6. Consideration of Cumberland County Finance Committee Report and Recommendations:

BACKGROUND: The Cumberland County Finance Committee met on Tuesday, May 11, 2010. The following information was presented and recommended for Board approval:

A. Rate Increase for Sewer Service for the NORCRESS Sanitary Sewer District.

BACKGROUND: After reviewing the operational costs of the NORCRESS sewer system for the past three years, it has revealed that the present rate of collections for sewer service is not meeting the costs being incurred by the system for operations and maintenance. There have been increases by our sewer service provider PWC, our electrical providers and our chemical supplier to control the odor problems and damage created by the creation of hydrogen sulfide in the long force mains. At the present rate we are not generating any revenue to set aside as a capital reserve fund to pay for replacement equipment or needed repairs.

There was a meeting of the NORCRESS Advisory Board to discuss this issue and to make a recommendation to increase the rates. Although the members of the Advisory Board do not wish to see the rates increase in these times of economic stress, the Board understands the necessity of the rate increase. The members have also asked for a 50 cent increase in the monthly fee that is paid to the Towns to cover the administrative aspects of billing and fee collection. This will increase their monthly fee from \$1.00 per customer per month to \$1.50 per customer per month.

The last time the rate was increased was in 2007, that increase raised the rate on sewer service to \$4.50 per 1,000 gals. A rate increase of \$1.00 per 1,000 gals to \$5.50 per 1,000 gals is proposed. This increase is necessary due to the high cost of treating the force mains to prevent damage and odor problems, as well as, to begin to establish a capital reserve for future needs.

The average monthly usage throughout this system is 3,500 gals per user, this equates to an average increase of \$3.50 per month to the individual customer for sewer service plus an additional 50 cents for billing administration or an increase of \$4.00 per month total.

RECOMMENDATION/PROPOSED ACTION: The Public Utilities Director, the NORCRESS Advisory Board, Finance Committee and Management recommend that the NORCRESS Governing Board:

1. Approve that NORCRESS increase its sewer usage rate to \$ 5.50 / 1,000 gallons or higher.
2. Approve that NORCRESS increase the Towns administration fee to \$1.50 / month per customer.

MOTION: Commissioner Edge moved to approve the above as recommended.

SECOND: Commissioner Faircloth
VOTE: UNANIMOUS

B. Bids for the Replacement of the Domestic Water Lines in the Detention Center.

BACKGROUND: On Wednesday, April 21, 2010 bids were received and opened for the replacement of the domestic water lines in the housing areas of the Cumberland County Detention Center. The lines being replaced had been installed using a galvanized steel pipe and not the copper pipe as specified in the construction documents. As a result these pipes have corroded on the inside so badly that flow through them has been severely reduced to the point that there is almost no flow in some areas. It is also important to recognize that these pipes will soon corrode through, causing leaks and water damage if not replaced soon.

The low responsive bid submitted was from Coffman Plumbing, Inc. of Fayetteville, North Carolina in the amount of \$ 257,000. The bid proposal includes all work for the replacement of the existing galvanized water pipe systems within the housing areas of the Detention Center with copper pipe. The bid is for using a system that does not require high temperature silver solder to join the pipes but uses a special clamping system similar to what is presently being used in the facility. Funds have been set aside and are available to provide this work.

RECOMMENDATION/PROPOSED ACTION: The Public Utilities Director, Finance Committee and County Management recommend that the Board of Commissioners:

1. Accept the bids for the Domestic Water Line Replacement at the Detention Center.
2. Award a contract to the lowest responsive bidder, Coffman Plumbing, Inc., in the amount of \$257,000.
3. Authorize the establishment of a project contingency line within the project budget, in the amount of \$12,850 (5%) as recommended by the Public Utilities Director, only to be disbursed with the approval of the County Manager.
4. Approve the attached budget revision to establish the items listed above.

The proposed action by the Board of Commissioners is to follow the staff recommendations.

Chairman King requested additional information on this item and Mr. Tom Cooney, Public Utilities Director, advised the domestic water lines in the Detention Center were made of galvanized steel pipe instead of the copper pipe which was specified in the construction documents. These pipes are corroded and they need to be replaced as soon as possible. Bids were received with the lowest response bidder being Coffman Plumbing, Inc. in the amount of \$257,000. Chairman King questioned who was

responsible for allowing the galvanized pipes to be installed instead of the copper pipe which was called for in the contract. Mr. Cooney advised that the County paid Freeman Architects to monitor the construction and they had two full time inspectors who should have caught it. County Attorney Moorefield advised he is fully investigating the situation, but is not able to make a determination of any action at this time. Commissioner Keefe questioned whether the architectural firm was still in business and Mr. Cooney confirmed they were and they would have been bonded.

MOTION: Commissioner Edge moved to approve the above as presented.

SECOND: Commissioner Gilfus

DISCUSSION: Commissioner Faircloth advised he had received a memo from a local architect that suggested using a different process for repairing the pipes in lieu of replacing them. County Manager Martin stated he had referred this memo to Mr. Cooney for consideration. Mr. Cooney advised that if the current pipes were high quality, it would be a good option, but he feels the current pipes are substandard and using this process could damage the pipes even more. County Attorney Moorefield stated he has a sample of the pipes and he agrees with Mr. Cooney.

VOTE: UNANIMOUS

C. Composition of Proposed Public Safety Commission.

BACKGROUND: At the March 1, 2010 Finance Committee meeting, the Public Safety Task Force's report and recommendations that were presented on February 16 to the County Commissioners and other elected officials were discussed. The Finance Committee asked for the following information and clarification from the task force:

- Regarding funding for the five low-wealth fire departments, the committee asked if the task force was willing to discuss recommending a change in the 60/40 split in the Special Fire District Fund.
- Regarding the task force's vision for a Public Safety commission, the committee asked for input from the task force on the makeup and authority of the requested commission.

RECOMMENDATIONS FOR LOW-WEALTH STATIONS:

In order to improve funding and service at five low-wealth fire stations:

- The Public Safety Task Force recommends that the County Commissioners increase the Special Fire District Tax by $\frac{3}{4}$ cent from 0.5 cents to 1.25 cents.
- With that increase, the Task Force recommends changing the funding split between the fire departments and the Fire Chiefs' Association from 60/40 to

70/30 in order to meet the minimum low-wealth funding recommendation of \$250,000 per station.

- The Task Force also recommends that the increase be distributed to the five low-wealth stations based on the amount each station requires to bring it to the \$250,000 level, with the stipulation that the additional funding be used for staffing.
- In order to provide relief sooner, the Task Force recommends that low-wealth stations receive their designated portion (to bring them up to \$250,000 per year) of the tax increase in equal quarterly payments based on projected tax revenues, starting at the end of September 2010. The 30 percent to be distributed to the Fire Chiefs' Association will be paid at the end of the year.

RECOMMENDATIONS FOR A PUBLIC SAFETY COMMISSION: The Task Force recommends that a Public Safety Commission be established to make budget recommendations to the funding authority and to uphold the professional standards presented in the Task Force report.

- It is recommended that the Public Safety Commission work under an intergovernmental agreement. Task Force members are working on a draft agreement to present to the County Attorney and the County Manager for review.
- The Task Force recommends that the Public Safety Commission consist of the following 17 members:

Public Safety Commission

Cumberland County Sheriff, EMS Chief and Emergency Services Director	3
Fire Chief and Police Chief from Fayetteville, Hope Mills and Spring Lake	6
Fire Chiefs' Representation: (Divide the county into geographic thirds with a station representative for each sector serving a two-year term. All stations will be listed on rotation.)	3
Municipal Council Member (Rotating between municipal councils)	1
General Public Representatives (One citizen jointly selected by the municipalities; one selected from the County)	2
Business & Industry Representative	1
County Commissioner	1

County Manager Martin reviewed both recommendations received from the Public Safety Task Force stating the only action being requested at this meeting is in regards to the composition of the Public Safety Commission as the recommendation regarding the low-wealth fire stations will be handled through the budget process. Mr. Martin advised the

recommendation on the composition has not gone to the municipalities and therefore tentative approval is being requested by the Board regarding the composition of the Public Safety Commission. At a future meeting after municipalities have had input, the Board will be asked to approve the duties and actual membership of the Commission. In response to a question posed by Commissioner Keefe, County Manager Martin advised the suggested composition was pulled from a model of the Charleston, South Carolina Public Safety Commission. With regard to the Business & Industry Representative, Chief Benny Nichols, member of the Public Safety Task Force, responded this slot could be a joint county/city slot. County Manager Martin added the Board of Commissioners would be the appointing board. Commissioner Keefe requested clarification as to whether the Special Fire District Tax will increase to 1.25 cents. It was noted that a correction needed to be made to the May 11, 2010 Finance Committee meeting minutes to reflect this amount. A correction will be made at the next Finance Committee meeting.

Commissioner Faircloth reminded members the request on the Special Fire District Tax rate would be handled through the budget process.

MOTION: Commissioner Faircloth moved to tentatively approve the composition of the proposed Public Safety Commission as presented.
SECOND: Commissioner Keefe
VOTE: UNANIMOUS

D. Health Department LED Signage

BACKGROUND: Federal money is available and has been approved to purchase an LED sign for the Public Health Center. There is no required county match for the cost of the sign. A pre-bid process was held and one sign company attended. The City of Fayetteville has verbally approved the sign, but will need a formal request.

RECOMMENDATION/PROPOSED ACTION: The recommendation of the Public Health Director is to utilize the federal dollars and purchase the sign. The proposed action by the Board of Commissioners is to approve the staff recommendation.

County Manager Martin advised this item was on an agenda to be discussed by the Facilities Committee, but due to the lack of a quorum at that meeting, it was referred to the Finance Committee for action. The recommendation of the Finance Committee was to approve the LED sign subject to the approval by the City of Fayetteville with the stipulation that the Health Director would seek the most attractive sign possible.

Minutes of the meeting are provided as supporting documentation for the above four requests.

MOTION: Commissioner Gilfus moved to approve the above request as presented.
SECOND: Commissioner Council

VOTE: UNANIMOUS

7. Nominations to Boards and Committees

A. ABC Board (2 Vacancies)

Bobby L. Knight - completing first term. Eligible for reappointment
Glenn B. Adams is completing second term. Not eligible for reappointment.
Request is for a waiver of term limit requirements and for the reappointment of Glenn B. Adams to a third term.

County Manager Martin referred members to a memo which was presented to them before the meeting stating Glenn Adams is not eligible for reappointment.

Nominees: Bobby L. Knight nominated by Chairman King
Steve Stokes nominated, but later withdrawn by Chairman King
Alice Stephenson nominated by Commissioner Council

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

Ralph T. Cascasan - completing initial term. Eligible for reappointment.

Nominee: Ralph T. Cascasan nominated by Commissioner Edge

C. Animal Services Board (2 Vacancies)

Dr. John Lauby - completing fourth term. Eligible for reappointment as the current veterinarian on contract to the Animal Service Department.
Dr. Kimberly Luddington - completing first term. Eligible for reappointment

Nominees: Dr. John Lauby nominated by Commissioner Gilfus
Dr. Kimberly Luddington nominated by Commissioner Gilfus

D. Board of Adjustment (2 Vacancies)

Oscar L. Davis, III - completing second term. Not eligible for reappointment.
Recommendation is for Alternate Member Horace Humphreys to fill this vacancy.
William Lockett Tally completing first term. Eligible for reappointment.

Nominees: Horace Humphreys nominated by Commissioner Faircloth
William Lockett Tally nominated by Commissioner Faircloth

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

The Board of Commissioners at their April 19, 2010 meeting reappointed Rosemary Zimmerman to serve a second term on the CHIP Council in the position of A

Representative of the Cumberland County Department of Social Services. Since that meeting it has been learned that Ms. Zimmerman is no longer an employee of the Department of Social Services. The Department of Social Services Director Brenda Jackson has confirmed that she is able to serve on the CHIP Council in this position.

Nominee: Brenda Jackson nominated by Commissioner Gilfus

F. Cumberland County Criminal Justice Partnership Advisory Board (9 Vacancies)

According to the Cumberland County Board of Commissioners' Rules of Procedure, no citizen may serve more than two consecutive terms on any board or committee and must be off at least one year before returning to the board or committee. The Board of Commissioners reserves the right to waive this requirement, based on special circumstances.

According to NCGS §143B-273.10, members of County Criminal Justice Partnership Advisory Boards may be reappointed without limitation. Members appointed by virtue of their office serve only while holding the office or position held at the time of appointment.

The Cumberland County Criminal Justice Partnership Advisory Board will have the following nine (9) vacancies on June 30, 2010:

E. Lynn Johnson – completing first term. Eligible for reappointment. Recommendation is for Gregory A. Weeks to serve as the Superior Court Judge Representative.

Ed Grannis – completing fifth term. Not eligible for reappointment. Recommendation is for William R. West, Jr. to serve as the District Attorney Representative.

Ron McSwain – completing fifth term. Not eligible for reappointment. Request is for a waiver of term limit requirements and for the reappointment of Ron McSwain to a sixth term by virtue of his office as the Public Defender.

David Delaney – completing first term as Criminal Defense Attorney. Eligible for reappointment.

Marshall Faircloth – completing unexpired term in the County Commissioner slot. Eligible for reappointment.

Leesa Jensen – completing first term in an At-Large slot. Eligible for reappointment.

Frederick H. Frimet – completing second term in an At-Large slot. Not eligible for reappointment. Recommendation is for Beverly Hill.

Richard A. Hayes – completing fourth term in an At-Large slot. Not eligible for reappointment. Recommendation is for Edgar Merritt.

Kraig Brown – completing first term in an At-large slot. Eligible for reappointment.

Nominees: The following were nominated by Commissioner Edge
Gregory A. Weeks - Superior Court Judge
William R. West, Jr. – District Attorney
Ron McSwain – Public Defender
David Delaney – Criminal Defense Attorney
Marshall Faircloth – County Commissioner
Leesa Jensen – At-Large
Beverly Hill – At-Large
Edgar Merritt – At-Large
Kraig Brown – At-Large

G. Department of Social Services Board (1 Vacancy)

Marvin Rouse - completing first term. Eligible for reappointment.

Nominee: Marvin Rouse nominated by Commissioner Edge

H. Fayetteville Technical Community College Board of Trustees (1 Vacancy)

Lula Crenshaw – completing second term. Not eligible for reappointment.
Recommendation from FTCC Board of Trustees is for Dr. Mayre J. Jeffries to fill this position.

Nominee: Dr. Mayre J. Jeffries nominated by Commissioner Edge

I. Mental Health Board (1 Vacancy)

Annie A. Owens – completing first term in the Family Member Representing the Interest of Individuals with Developmental Disabilities slot. Eligible for reappointment.

Nominee: Annie A. Owens nominated by Chairman King

J. Parks and Recreation Advisory Commission (3 Vacancies)

Paul Douglas Caudill – completing second term. Not eligible for reappointment

Recommendation is for Henry J. Bowden to fill this position.

Willie Cooper, Jr. – completing second term. Not eligible for reappointment.
Recommendation is for Marsha Fogle to fill this position.

Lynette Hill Gardner – completing second term. Not eligible for reappointment.
Recommendation is for Elvin McNeill to fill this position.

Nominees: The following were nominated by Commissioner Council:
 Henry J. Bowden
 Marsha Fogle
 Elvin McNeill

8. Appointments to Boards and Committees

 **There are no appointments for the May 17, 2010 Board of Commissioners Meeting. **

The Chairman recessed the Board of Commissioners Meeting.

The Chairman convened the NORCRESS Water and Sewer District Meeting.

Minutes from the NORCRESS Water and Sewer District meeting may be found in the Water & Sewer Minute Book.

The Chairman adjourned the NORCRESS Water and Sewer District Meeting and reconvened the Commissioners meeting.

9. Closed Session:
- A. Personnel Matter(s) Pursuant to NCGS 143.318.11(a)(6).
 - B. Economic Development Matter Pursuant to NCGS 143-318.11 (a)(4).
 - C. Attorney Client Matter(s) Pursuant to NCGS 143-318.11 (a)(3)

MOTION: Commissioner Council moved to go into Closed Session.

SECOND: Commissioner Gilfus

VOTE: UNANIMOUS

Thereupon, the Board went into closed session.

Upon returning into open session, the following motions were made:

MOTION: Commissioner Keefe moved to go into Open Session.
SECOND: Commissioner Faircloth
VOTE: UNANIMOUS

MOTION: Commissioner Gilfus moved to adjourn.
SECOND: Commissioner Edge
VOTE: UNANIMOUS

There being no further business, the meeting adjourned at 8:50 p.m.

Approved with/without revision:

Respectfully submitted,

Marie Colgan
Clerk to the Board