

CUMBERLAND COUNTY BOARD OF COMMISSIONERS  
MONDAY, NOVEMBER 7, 2011 – 9:00 AM  
117 DICK STREET, 1<sup>ST</sup> FLOOR, ROOM 118  
REGULAR MEETING  
MINUTES

PRESENT: Commissioner Kenneth Edge, Chairman  
Commissioner Marshall Faircloth, Vice Chairman  
Commissioner Jeannette Council  
Commissioner Charles Evans  
Commissioner Jimmy Keefe  
Commissioner Billy King  
Commissioner Ed Melvin  
James Martin, County Manager  
Amy Cannon, Deputy County Manager  
James Lawson, Assistant County Manager  
Rick Moorefield, County Attorney  
Sally Shutt, Communication and Strategic Initiatives Manager  
Candice White, Clerk to the Board  
Kellie Beam, Deputy Clerk to the Board

Chairman Kenneth Edge called the meeting to order.

INVOCATION - Commissioner Billy King introduced Chaplain Charles Terrell, Director of Pastoral Care, Cape Fear Valley Health System, who provided the invocation followed by the Pledge of Allegiance to the American Flag.

Chairman Edge stated Wes and Sandy Cookman were unable to be present for the recognition of WIDU Radio.

James Martin, County Manager, requested the removal of Item 6.B., personnel matters pursuant to NCGS 143-318.11(a)(6), from the agenda.

1. Approval of Agenda

MOTION: Commissioner Faircloth moved to approve the agenda with the removal of Item 6.B. as requested.

SECOND: Commissioner King

VOTE: UNANIMOUS (7-0)

2. Consent Agenda

- A. Approval of minutes for the October 17, 2011 Regular Meeting and Special Grays Creek Water & Sewer District Community Meeting(s) on October 13<sup>th</sup> and October 27<sup>th</sup>.

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

Rockfish Commons: Waldo Beach Road (SR 1113 Ext.)

Meadowview Terrace: Glenwick Road

BACKGROUND:

The North Carolina Department of Transportation has received petitions requesting the following streets be placed on the State Secondary Road System for maintenance (see attached):

Rockfish Commons: Waldo Beach Road (SR 1113 Ext.)

Meadowview Terrace: Glenwick Road

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

RECOMMENDATION/PROPOSED ACTION:

NCDOT recommends that the above named streets be added to the State Secondary Road System. County Management concurs. Approve the above listed streets for addition to the State Secondary Road System.

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

BACKGROUND:

At the Board of Health meeting on October 18, 2011, the Board approved writing off a total of \$34,060.82 as bad debts. The bad debt accounts with balances of \$50.00 or higher, will be processed through the North Carolina Debt Set-Off Program, which can attach a debtor's State Income Tax refund for payment of bad debts. The accounts with balances under \$50.00 will continue to be worked for collection through our in-house collection efforts. This write-off of bad debts is in compliance with the Board of Health's recommendation to write-off bad debts every quarter.

CUMBERLAND COUNTY DEPARTMENT

OF PUBLIC HEALTH

DELINQUENT ACCOUNTS TO BE TURNED OVER FOR COLLECTION

BAD DEBT WRITE-OFF # 32

October 18, 2011

| PROGRAM | AMOUNT |
|---------|--------|
|---------|--------|

|                 |                    |
|-----------------|--------------------|
| ADULT HEALTH    | \$17,013.56        |
| BCCCP           | \$113.35           |
| CHILD HEALTH    | \$2,990.30         |
| DENTAL          | \$3,884.30         |
| FAMILY PLANNING | \$5,028.99         |
| EXPRESS CARE    | \$1,028.89         |
| IMMUNIZATIONS   | \$0.00             |
| MATERNITY       | \$4,001.43         |
| MEDICAL RECORDS | \$0.00             |
| PAP             | \$0.00             |
| T.B.            | \$0.00             |
| <b>TOTAL</b>    | <b>\$34,060.82</b> |

Family Planning Accounts will be adjusted (as Bad Debt) from the Accounts Receivable, however will not be sent to the Collection Agency pursuant to NC Division of Health and Human Services guidelines. The above accounts are 90 days old or older as of October 1, 2011.

**RECOMMENDATION/PROPOSED ACTION:**

Management requests County Commissioner approval to write off bad debts in the amount of \$34,060.82.

- D. Approval to Set FY 2011-2012 Fees for Cumberland County Department of Public Health

**BACKGROUND:**

At the Board of Health meeting on October 18, 2011, the Board voted to set the FY 11/12 fees for the Cumberland County Department of Public Health as recommended by the North Carolina Division of Medical Assistance and the North Carolina Department of Health and Human Services.

| CUMBERLAND COUNTY DEPARTMENT OF PUBLIC HEALTH |         |          |         |          |          |
|---|---------|----------|---------|----------|----------|
| FY 2011 - 2012                                |         |          |         |          |          |
| FEE SCHEDULE                                  |         |          |         |          |          |
| CPT   | SERVICE | COST PER | CURRENT | MEDICAID | PROPOSED |

| CODE  | DESCRIPTION                         | UNIT     | FEE      | RATE     | FEE      |
|-------|-------------------------------------|----------|----------|----------|----------|
| 20550 | INJ TENDON SHEATH/LIGAMENT          | \$77.36  | \$48.31  | \$43.91  | \$81.00  |
| 36415 | ROUTINE VENIPUNCTURE                | \$8.50   | \$16.00  | \$2.78   | \$16.00  |
| 54050 | DESTROY PENIS LESION(S)             | \$178.27 | \$110.00 | \$98.84  | \$187.00 |
| 56501 | TCA VULVA                           | \$179.08 | \$130.00 | \$100.34 | \$188.00 |
| 58300 | IUD INSERT                          | \$103.32 | \$86.42  | \$60.97  | \$108.00 |
| 58301 | IUD REMOVAL                         | \$132.11 | \$93.14  | \$74.87  | \$139.00 |
| 69200 | CLEAR OUTER EAR CANAL               | \$160.30 | \$119.00 | \$88.36  | \$168.00 |
| 69210 | REMOVE IMPACTED EAR WAX             | \$67.26  | \$80.00  | \$37.03  | \$80.00  |
| 81001 | URINALYSIS, AUTO W/SCOPE            | \$7.84   | \$12.00  | \$4.03   | \$12.00  |
| 81002 | Urine without MIRCO                 | \$6.04   | \$9.00   | \$3.25   | \$9.00   |
| 81003 | URINALYSIS, AUTO, W/O SCOPE         | \$5.43   | \$9.00   | \$2.86   | \$9.00   |
| 81025 | PREGNANCY TEST (URINE)              | \$17.55  | \$16.00  | \$8.01   | \$18.00  |
| 82270 | HEMOCCULT                           | \$7.84   | \$9.00   | \$4.13   | \$9.00   |
| 82308 | ASSAY CALCITONIN                    | \$65.17  | N/A      | \$34.04  | \$68.00  |
| 82491 | "ASSAY CHROMATOGRAPHY, QUANT, SING" | \$44.05  | \$25.23  | \$22.96  | \$46.00  |
| 82947 | GLUCOSE                             | \$9.66   | \$15.00  | \$4.99   | \$15.00  |
| 82950 | Glucose Test                        | \$11.47  | \$7.85   | \$6.04   | \$12.00  |
| 82951 | GTT 3 HR                            | \$31.38  | \$30.00  | \$16.37  | \$33.00  |
| 82952 | GTT 3 HR - added sample             | \$9.66   | \$40.00  | \$4.99   | \$40.00  |
| 83516 | "ASSAY IMMUNOASSAY, NONANTIBODY"    | \$28.36  | \$14.57  | \$14.57  | \$30.00  |
| 83892 | ASSAY MOLECULAR DIAGNOSTICS         | \$9.66   | \$5.10   | \$5.10   | \$10.00  |
| 83900 | ASSAY MOLECULE NUCLEIC AMPLI 2 SEQ  | \$82.07  | \$10.47  | N/A      | \$86.00  |
| 83901 | ASSAY MOLECULE NUCLEIC AMPLI ADDED  | \$41.03  | \$5.23   | \$5.23   | \$43.00  |
| 83914 | ASSAY MUTATION IDENT OLA/SBCE/ASPE  | \$41.03  | \$5.23   | N/A      | \$43.00  |
| 84156 | ASSAY PROTEIN, URINE                | \$9.05   | \$4.66   | \$4.66   | \$10.00  |
| 84460 | ALANINE AMINO (ALT)(SGPT)           | \$12.67  | \$18.00  | \$6.76   | \$18.00  |
| 84480 | ASSAY, TRIIODOTHYRONINE (T3)        | \$34.40  | \$18.03  | \$18.03  | \$36.00  |
| 84703 | SERUM PREG (HCG)                    | \$18.10  | \$22.00  | \$9.55   | \$22.00  |
| 85013 | HCT Spun                            | \$6.03   | \$9.00   | \$3.01   | \$9.00   |
| 85018 | Hemoglobin                          | \$6.03   | \$15.00  | \$3.01   | \$15.00  |
| 85025 | CBC W/ DIFF                         | \$18.71  | \$29.00  | \$9.88   | \$29.00  |
| 85651 | SED RATE (UNC LAB TEST)             | \$8.45   | \$11.00  | \$4.51   | \$11.00  |
| 86430 | RHEUMATOID FACTOR TEST              | \$13.88  | \$10.00  | \$7.22   | \$15.00  |
| 86580 | STATE SUPPLIED PPD                  | \$12.08  | \$10.00  | \$5.59   | \$13.00  |
| 86592 | SEROLOGY/RPR                        | \$10.26  | \$13.00  | \$5.42   | \$13.00  |
| 87040 | BLOOD CULTURE FOR BACTERIA          | \$25.34  | \$14.42  | \$13.12  | \$27.00  |
| 87081 | CULTURE                             | \$16.29  | \$15.00  | \$7.33   | \$17.00  |
| 87086 | URINE CULTURE                       | \$19.91  | \$19.00  | \$10.26  | \$21.00  |
| 87205 | GRAM STAIN                          | \$10.26  | \$14.00  | \$5.42   | \$14.00  |
| 87210 | WET PREP                            | \$10.26  | \$17.00  | \$4.85   | \$17.00  |
| 87254 | "VIRUS INOCULATION, SHELL VIA"      | \$47.67  | \$22.76  | \$20.71  | \$50.00  |
| 87255 | GENET VIRUS ISOLATE, HSV            | \$82.67  | \$34.14  | \$31.07  | \$87.00  |
| 87276 | "INFLUENZA A, AG, IF"               | \$29.57  | \$16.01  | \$14.57  | \$31.00  |
| 87400 | INFLUENZA A/B, AG, EIA              | \$29.57  | \$16.01  | \$14.57  | \$31.00  |
| 87804 | INFLUENZA ASSAY W/OPTIC             | \$29.57  | \$16.01  | \$14.57  | \$31.00  |
| 87880 | RAPID STREP GROUP A                 | \$29.57  | \$33.00  | \$14.57  | \$33.00  |
| 90070 | Supplies and Materials              | \$27.71  | \$11.00  | N/A      | \$29.00  |
| 90281 | "HUMAN IG, IM"                      | \$27.71  | N/A      | N/A      | \$29.00  |
| 90470 | H1N1 IMMUNIZATION ADMIN             | \$32.30  | N/A      | N/A      | \$34.00  |
| 90471 | IM ADMIN                            | \$30.52  | \$20.00  | \$15.70  | \$32.00  |

|       |                                 |          |          |          |          |
|-------|---------------------------------|----------|----------|----------|----------|
| 90472 | IM ADMIN                        | \$15.61  | \$10.00  | \$8.84   | \$16.00  |
| 90473 | ORAL ADMIN                      | \$20.79  | \$20.00  | \$11.27  | \$22.00  |
| 90474 | ORAL/INTRANASAL                 | \$13.56  | \$9.00   | \$7.47   | \$14.00  |
| 90632 | HEP A (ADULT), FOREIGN TRAVEL   | \$22.84  | \$68.00  | \$44.16  | \$68.00  |
| 90649 | HPV                             | \$124.34 | \$155.00 | \$135.73 | \$155.00 |
| 90658 | FLU VACCINE, 3 YRS & >, IM      | \$9.65   | \$15.00  | \$12.74  | \$15.00  |
| 90707 | MMR                             | \$46.02  | \$50.00  | \$41.02  | \$50.00  |
| 90713 | IPV                             | \$4.94   | \$27.00  | \$24.79  | \$27.00  |
| 90715 | TDAP--ADACEL                    | \$30.12  | \$34.00  | \$33.87  | \$34.00  |
| 90716 | VARIVAX                         | \$80.50  | \$95.00  | \$70.82  | \$95.00  |
| 90732 | PNEUMOCOCCAL                    | \$47.50  | \$50.00  | \$31.53  | \$50.00  |
| 90746 | HEP B (20-UP)                   | \$29.63  | \$60.00  | \$55.20  | \$60.00  |
| 92552 | Audiometry - Pure Tone          | \$30.59  | \$26.00  | \$16.65  | \$32.00  |
| 93000 | EKG                             | \$28.31  | \$40.00  | \$16.85  | \$40.00  |
| 94640 | NEBULIZER TREATMENT             | \$19.32  | \$30.00  | \$10.49  | \$30.00  |
| 94644 | "CBT, 1ST HOUR"                 | \$49.56  | N/A      | \$26.93  | \$52.00  |
| 94664 | AEROSOL/VAPOR INHALATION        | \$19.83  | \$11.19  | \$11.47  | \$21.00  |
| 94760 | PULSE OXIMETRY                  | \$3.43   | \$14.00  | \$2.13   | \$14.00  |
| 96110 | DEVE SCREENING                  | \$10.09  | \$105.00 | \$8.75   | \$105.00 |
| 96372 | THER/PROPHY/DIAG INJ, SC/IM     | \$30.52  | \$18.72  | \$17.04  | \$32.00  |
| 96374 | "THER/PROPHY/DIAG INJ, IV PUSH" | \$74.99  | N/A      | N/A      | \$79.00  |
| 97802 | NUTRITIONAL INITIAL             | \$42.58  | \$23.07  | \$24.51  | \$45.00  |
| 97803 | NUTRITIONAL RETURN              | \$37.24  | \$19.99  | \$39.11  | \$40.00  |
| 99070 | SPECIAL SUPPLIES                | \$55.42  | \$11.00  | \$9.71   | \$58.00  |
| 99080 | Special Reports/Forms           | \$27.71  | N/A      | N/A      | \$29.00  |
| 99091 | Collection and Interpretation   | \$80.84  | N/A      | N/A      | \$85.00  |
| 99098 | Inhouse code                    | \$27.71  | N/A      | N/A      | \$29.00  |
| 99173 | VISION SCREENING                | \$3.43   | \$61.00  | N/A      | \$61.00  |
| 99201 | OV, NEW, MINIMAL                | \$56.13  | \$62.10  | \$62.10  | \$63.00  |
| 99202 | OV, NEW, LIMITED                | \$97.31  | \$93.15  | \$93.15  | \$102.00 |
| 99203 | OV, NEW, EXPANDED               | \$141.00 | \$132.48 | \$132.48 | \$148.00 |
| 99204 | OV, NEW, DETAILED               | \$219.04 | \$194.58 | \$194.58 | \$230.00 |
| 99205 | OV, NEW, COMPREHENSIVE          | \$275.68 | \$244.26 | \$244.26 | \$289.00 |
| 99211 | OV, EST, MINIMAL                | \$27.48  | \$34.16  | \$34.16  | \$35.00  |
| 99212 | OV, EST, LIMITED                | \$56.13  | \$56.93  | \$56.93  | \$59.00  |
| 99213 | OV, EST, EXPANDED               | \$95.01  | \$78.66  | \$78.66  | \$100.00 |
| 99214 | OV, EST, DETAILED               | \$142.56 | \$122.13 | \$122.13 | \$150.00 |
| 99215 | OV, EST, COMPREHENSIVE          | \$192.36 | \$182.16 | \$182.16 | \$202.00 |
| 99241 | CONSULTATION 15 MINS            | \$70.06  | N/A      | \$39.98  | \$74.00  |
| 99245 | OFFICE CONSULTATION             | \$328.35 | N/A      | \$188.03 | \$345.00 |
| 99371 | Telephone Calls                 | \$27.71  | N/A      | N/A      | \$29.00  |
| 99381 | NEW PREVENTIVE AGE 0-1          | \$164.99 | \$105.00 | \$90.00  | \$173.00 |
| 99382 | NEW PREVENTIVE AGE 1-4          | \$177.57 | \$121.00 | \$90.00  | \$186.00 |
| 99383 | NEW FP PREVENTIVE AGE 5-11      | \$176.55 | \$154.00 | \$90.00  | \$185.00 |
| 99384 | NEW PREVENTIVE AGE 12-17        | \$155.45 | \$169.00 | \$90.00  | \$169.00 |
| 99385 | NEW PREVENTIVE AGE 18-39        | \$155.45 | \$167.00 | \$90.00  | \$167.00 |
| 99386 | NEW PREVENTIVE AGE 40-64        | \$181.83 | \$199.00 | \$199.00 | \$200.00 |
| 99387 | NEW PREVENTIVE AGE 65+          | \$200.08 | \$215.00 | \$215.00 | \$215.00 |
| 99391 | EST PREVENTIVE AGE 0-1          | \$144.20 | \$105.00 | \$90.00  | \$151.00 |
| 99392 | EST PREVENTIVE AGE 1-4          | \$156.79 | \$103.00 | \$90.00  | \$165.00 |
| 99393 | EST PREVENTIVE AGE 5-11         | \$156.27 | \$126.00 | \$164.09 | \$165.00 |

|          |                                     |            |          |          |          |
|----------|-------------------------------------|------------|----------|----------|----------|
| 99394    | EST PREVENTIVE AGE 12-17            | \$135.18   | \$146.00 | \$141.94 | \$146.00 |
| 99395    | EST PREVENTIVE AGE 18-39            | \$135.69   | \$142.00 | \$142.47 | \$143.00 |
| 99396    | EST PREVENTIVE AGE 40-64            | \$148.27   | \$158.00 | \$158.00 | \$158.00 |
| 99420    | HEALTH RISK ASSESS TEST             | \$13.17    | \$8.14   | \$8.14   | \$14.00  |
| 99501    | POSTNATAL HOME VISIT                | \$177.27   | \$60.00  | \$59.09  | \$186.00 |
| 99502    | NEWBORN HOME VISIT                  | \$177.27   | \$65.00  | \$60.00  | \$186.00 |
| 0120M    | Minimum Fee- Dental                 | \$23.83    | \$10.00  | N/A      | \$25.00  |
| 90471-EP | IMMUNIZATION ADMIN                  | \$30.52    | N/A      | N/A      | \$32.00  |
| 99384-EP | PREVENTIVE VISIT NEW PAT, 12-17     | \$189.13   | N/A      | N/A      | \$199.00 |
| 99385-EP | PREVENTIVE VISIT NEW PAT, 18-39     | \$189.13   | N/A      | N/A      | \$199.00 |
| 99394-EP | PREVENTIVE VISIT EST PAT, 12-17     | \$168.86   | N/A      | N/A      | \$177.00 |
| 99395-EP | PREVENTIVE VISIT EST PAT, 18-39     | \$169.37   | N/A      | N/A      | \$178.00 |
| D0120    | PERIODIC ORAL EXAM                  | \$100.03   | \$35.00  | \$25.79  | \$35.00  |
| D0140    | LIMITED ORAL EXAM                   | \$172.06   | \$48.00  | \$36.76  | \$48.00  |
| D0145    | ORAL EVALUATION, PAT<3YRS           | \$93.30    | \$38.07  | \$36.35  | \$41.00  |
| D0145-CH | ORL EVAL PT<3 YR CNSL PRIM CAREGIVR | \$37.86    | N/A      | N/A      | \$44.00  |
| D0150    | COMPREHENSIVE EVAL                  | \$178.67   | \$57.00  | \$44.61  | \$57.00  |
| D0220    | INTRAORAL PERIAPICAL, FIRST         | \$58.07    | \$18.00  | \$14.91  | \$18.00  |
| D0230    | Periapical two or more              | \$51.57    | \$15.00  | \$12.03  | \$15.00  |
| D0270    | BITEWING, SINGLE                    | \$58.07    | \$13.00  | \$11.34  | \$14.00  |
| D0272    | BITEWING, TWO                       | \$94.62    | \$22.00  | \$18.50  | \$23.00  |
| D0274    | BITEWING, FOUR                      | \$134.76   | \$42.00  | \$32.08  | \$42.00  |
| D0330    | PANORAMIC FILM                      | \$272.32   | \$73.00  | \$59.25  | \$73.00  |
| D1110    | PROPHYLAXIS ADULT                   | \$211.26   | \$40.00  | \$38.10  | \$51.00  |
| D1120    | PROPHYLAXIS CHILD                   | \$144.69   | \$33.00  | \$27.21  | \$35.00  |
| D1203    | FLOURIDE CHILD W/O PROPHY           | \$90.45    | \$24.00  | \$16.04  | \$24.00  |
| D1204    | FLOURIDE ADULT W/O PROPHY           | \$83.95    | \$16.80  | \$16.04  | \$20.00  |
| D1206    | FLOURIDE CHILD < AGE 21             | \$86.70    | \$16.80  | \$16.04  | \$30.00  |
| D1206-CH | TOP FLUORIDE; TX APPL MOD-HI RISK   | \$32.19    | -        | -        | \$37.00  |
| D1351    | SEALANT                             | \$114.32   | \$40.00  | \$28.58  | \$40.00  |
| D1510    | SPACE MAINTAIN FIXED UNILAT         | \$737.91   | \$260.00 | \$190.96 | \$260.00 |
| D1515    | Space Maintainer fixed              | \$1,029.42 | \$523.00 | \$267.34 | \$523.00 |
| D2140    | AMALGAM 1 SUR PERM                  | \$247.95   | \$73.00  | \$64.56  | \$73.00  |
| D2150    | AMALGAM 2 SUR PERM                  | \$320.45   | \$102.00 | \$81.81  | \$102.00 |
| D2160    | Amalgam 3 sur                       | \$389.24   | \$128.00 | \$94.72  | \$128.00 |
| D2330    | RESIN 1 SUR ANTERIOR                | \$308.01   | \$73.00  | \$65.90  | \$73.00  |
| D2331    | RESIN 2 Sur                         | \$391.37   | \$104.00 | \$81.41  | \$104.00 |
| D2332    | Resin 3 Sur                         | \$479.21   | \$128.00 | \$96.24  | \$128.00 |
| D2335    | RESIN 4+ SUR ANTERIOR               | \$566.27   | \$144.00 | \$121.91 | \$144.00 |
| D2930    | PREFAB SS CROWN, PRIMARY            | \$581.62   | \$180.00 | \$144.28 | \$180.00 |
| D2940    | Sedative Filling                    | \$222.41   | \$41.65  | \$39.77  | \$57.00  |
| D3220    | THERAPEUTIC PULPO X FINAL REST      | \$359.21   | \$104.00 | \$81.09  | \$104.00 |
| D4341    | Root Planning Scale                 | \$555.97   | \$105.30 | \$100.54 | \$141.00 |
| D4355    | FULL MOUTH DEBRIDEMENT              | \$380.39   | \$75.00  | \$67.37  | \$97.00  |
| D7140    | EXTRACTION TOOTH/ROOT               | \$320.45   | \$72.00  | \$63.54  | \$75.00  |
| D9110    | PALLIATIVE TX MINOR PROC            | \$226.39   | \$44.59  | \$42.57  | \$50.00  |
| G0008    | ADMINISTRATION INFLUENZA VIRUS VACC | \$13.33    | \$20.00  | N/A      | \$20.00  |
| G0010    | ADMINISTRATION HEPATITIS B VACCINE  | \$13.33    | \$18.00  | N/A      | \$18.00  |
| G0101    | CERV/VAG CANCR SCR;PELV&CLN BRST EX | \$50.57    | \$45.00  | N/A      | \$53.00  |
| G9008    | Inhouse code                        | \$13.30    | N/A      | N/A      | \$14.00  |
| G9009    | Inhouse code                        | \$13.30    | N/A      | N/A      | \$14.00  |

|       |  |          |                |          |          |
|-------|--|----------|----------------|----------|----------|
| G9141 | INFLUENZA A H1N1, ADMIN                  | \$19.99  | N/A            | N/A      | \$21.00  |
| G9142 | INFLUENZA A H1N1, VACCINE                | \$19.95  | N/A            | N/A      | \$21.00  |
| J0530 | PENICILLIN G BENZATHINE INJECT           | \$5.00   | N/A            | \$14.22  | \$15.00  |
| J0570 | PENICILLIN G BENZATHINE INJECT           | \$5.00   | N/A            | \$39.29  | \$40.00  |
| J1055 | DEPO                                     | \$1.68   | \$47.75        | \$39.04  | \$48.00  |
| J2790 | RHO D IMMUNE GLOBULIN INJECT             | \$102.02 | N/A            | \$86.49  | \$107.00 |
| J7302 | LEVONORGESTREL IU CONTRACEPTIVE          | \$321.18 | \$527.30       | \$477.20 | \$528.00 |
| LU100 | HIV PRE TEST COUNSELING AND TESTING      | \$53.75  | local use code | N/A      | \$56.00  |
| LU101 | HIV POST TEST RESULTS AND COUNSELING     | \$53.75  | local use code | N/A      | \$56.00  |
| LU102 | COMPLETION OF RECORD OF TUBERCULOSIS SCR | \$27.48  | local use code | N/A      | \$29.00  |
| LU105 | TB MEDS: ETHAMBUTOL                      | \$27.71  | local use code | N/A      | \$29.00  |
| LU106 | TB MEDS: ISONIAZID                       | \$27.71  | local use code | N/A      | \$29.00  |
| LU107 | TB MEDS: PYRAZINAMIDE                    | \$27.71  | local use code | N/A      | \$29.00  |
| LU108 | TB MEDS: RIFAMPIN                        | \$27.71  | local use code | N/A      | \$29.00  |
| LU110 | In-house code                            | \$27.71  | local use code | N/A      | \$29.00  |
| LU201 | REPEAT PAP SMEAR                         | \$27.48  | local use code | N/A      | \$29.00  |
| LU230 | BLOOD PRESSURE CHECK                     | \$13.84  | local use code | N/A      | \$15.00  |
| LU235 | PILL REPLACEMENT                         | \$27.71  | local use code | N/A      | \$29.00  |
| LU242 | NON BILLABLE STD CONTACT                 | \$27.71  | local use code | N/A      | \$29.00  |
| LU243 | NON BILLABLE COMMUNICABLE DISEASE CONTAC | \$27.71  | local use code | N/A      | \$29.00  |
| LU245 | CLINICAL DENTAL VARNISH: 3 - 6 YR OLD    | \$27.71  | local use code | N/A      | \$29.00  |
| S4993 | CONTRACEPTIVE PILLS FOR BC               | \$5.40   | N/A            | \$3.03   | \$6.00   |
| S9442 | CHILDBIRTH EDUCATION CLASS               | \$17.84  | \$9.55         | \$8.69   | \$19.00  |
| T1002 | RN SERVICES                              | \$53.53  | N/A            | \$18.59  | \$56.00  |
| T1016 | CASE MANAGEMENT                          | \$80.43  | N/A            | \$17.52  | \$84.00  |
| T1017 | TARGETED CASE MANAGEMENT                 | \$62.22  | N/A            | \$23.61  | \$65.00  |

**RECOMMENDATION/PROPOSED ACTION:**

Management requests County Commissioner approval to set the fees as presented on the Fee Schedule.

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

**BACKGROUND:**

|                  |                          |
|------------------|--------------------------|
| DATE OF ACCIDENT | October 7, 2011          |
| VEHICLE          | 2011 Ford Crown Victoria |
| VIN              | 2FABP71V1BX113603        |
| FLEET #          | FL473                    |
| DEPARTMENT       | Sheriff Office           |

SETTLEMENT OFFER      \$17,103.69  
INSURANCE COMPANY   Travelers

This is a total loss settlement offer.

**RECOMMENDATION/PROPOSED ACTION:**

Management recommends that the Board of Commissioners:

1.      declares the vehicle described above as surplus
2.      authorizes the Risk Manager to accept \$17,103.69 as settlement
3.      allows Travelers Insurance to take possession of the wrecked (surplus) vehicle.

**F.      Approval of Sale of Surplus County-Owned Real Property Acquired by Tax Foreclosure**

**BACKGROUND:**

On or about August 20, 2009, the County acquired by tax foreclosure the above properties. The amount currently owed on the foreclosure judgment including interest and cost for the properties is \$3,800.87.

Bobby Onslow Hall was the last and highest bidder offering to purchase the County's interest in the properties for \$4,180.96 and has deposited \$418.10 in the Finance Office.

The tax values of the properties are as follows:

0.51 ACS VINSON LAND  
(Located on Norris Rd.)  
PIN 1422-18-0138; BEAVER DAM TOWNSHIP  
VALUE: \$6,000.00

0.20 ACS VINSON LAND  
(Located on Norris Rd.)  
PIN 1422-18-0193; BEAVER DAM TOWNSHIP  
VALUE: \$3,000.00

These properties are 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. Hall's bid. The properties have been advertised and have received several bids; however, Mr. Hall was the final and highest bidder. The bid period is now closed.

**RECOMMENDATION/PROPOSED ACTION:**

That the Board of Commissioners consider whether to accept the offer of Bobby Onslow Hall to purchase the above properties for the sum of \$4,180.96, plus advertising and



recording costs, and authorize the Chairman to execute a deed upon receipt of the balance of the purchase price.

G. Approval of Renewal of Courthouse Deli and DSS Snack Shop Franchise Agreement (2<sup>nd</sup> Reading)

**BACKGROUND:**

Shana B. Yi and Jae Yong Yi have operated the DSS Snack Bar since September 23, 2008, and the Courthouse Snack Bar since September 29, 2003, under successive franchises granted by the Board of Commissioners. They wish to renew the franchises which expired September 30, 2011, on the same terms. The franchisee pays the County Six Percent (6%) of the net sales generated by the Snack Bars ("the Commission") with a minimum Commission of \$500.00 per month for each of the snack bars. The term "net sales" is defined as the gross receipts of the Snack Bars less sales tax and discounts. The amount of the average commissions paid each year is attached.

Because this is a franchise agreement, it will have to be approved at two meetings of the Board. It was approved on first reading on October 17, 2011.

**RECOMMENDATION/PROPOSED ACTION:**

Approve the franchise agreement on second reading.

H. Approval of Resolution of Intent to Lease Certain Real Property to Cumberland County CommuniCare, Inc.

**BACKGROUND:**

The Facilities Committee at their November 3, 2011 considered the proposed lease of the premises located at 226 Bradford Avenue, Fayetteville, to Cumberland County Communicare, Inc., a non-profit corporation. A notice of intent to enter into the proposed lease must be published at least 10 days in advance of a regular meeting to approve the lease.

**RECOMMENDATION/PROPOSED ACTION:**

Adopt the following resolution:

BE IT RESOLVED that the Cumberland County Board of Commissioners finds that the real property located at 226 Bradford Avenue, Fayetteville, will not be needed for government purposes for the four year term proposed for the lease of the property to Cumberland County Communicare, Inc., and this Board intends to adopt a resolution at its next regular meeting to be held on November 21, 2011, approving the lease pursuant to the terms to be advertised as follows:

**PUBLIC NOTICE OF PROPOSED LEASE PURSUANT TO G.S. 160A-272**

TAKE NOTICE that the Cumberland County Board of Commissioners has found that the real property described herein will not be needed for government purposes for the term of the lease described herein and that the Board intends to adopt a resolution at its meeting to be held on November 21, 2011, approving the lease of approximately 4965

sq. ft. of office space located at 226 Bradford Avenue, Fayetteville, NC, to Cumberland County Communicare, Inc., for a term of 4 years commencing December 1, 2011, at an annual rental rate of \$71,098 to be paid \$41,308 in cash and \$29,790 by in-kind services.

I. Approval of Updates to the Community Transportation Drug and Alcohol Policy

**BACKGROUND:**

The following changes were made to the Cumberland County Community Transportation Program Drug and Alcohol Policy:

- Updated definition of qualified substance abuse professional per FTA (Section C - Definitions)
- Updated phrasing in what is required in pre-employment “previous DOT employer” reports per FTA (Section Ki – Pre Employment Testing)

**RECOMMENDATION/PROPOSED ACTION:**

That the Cumberland County Board of Commissioners adopt the amended policy. Copies will then be given to all contracted drivers of the Cumberland County Community Transportation Program.

J. Approval of a Proclamation Recognizing November 18, 2011 as “Homeless and Hunger Stand Down Day” in Cumberland County

Cumberland County Board of Commissioners  
Office of the County Commissioners  
Homeless & Hunger Stand Down 2011

**PROCLAMATION**

WHEREAS, it is the intent of the Fayetteville-Cumberland Ministerial Council to fulfill its philosophy to promote unity surrounded by diversity-with inclusiveness for all people and to support all creeds religious groups, with regards to community service involvement and awareness; AND

WHEREAS, the Homeless and Hunger Stand Down 2011 (formerly known as the F.E.E.D. Fayetteville Project) has been established as a transitional initiative from the Fayetteville-Cumberland Human Relations Commission to the Fayetteville-Cumberland Ministerial Council, to provide a mass community feeding event for homeless and disadvantaged residents of the Fayetteville-Cumberland County community; AND

WHEREAS, The mission of the project is to provide a mass community service event whereby homeless and disadvantaged residents of the Fayetteville-Cumberland County community will receive food, clothing, as well as, health information and services; AND

WHEREAS, the U.S. Department of Veteran Affairs has combined its Homeless Stand Down Project with the Homeless & Hunger Stand Down 2011 to provide needed services for veterans within Cumberland County; AND

WHEREAS, we join all citizens of Fayetteville and Cumberland County in recognizing the impact the Fayetteville-Cumberland Ministerial Council, the Homeless & Hunger Stand Down Committee and the Veterans Affairs Office have made in providing for citizens in need in our community.

NOW THEREFORE, I, Kenneth S. Edge, Chair, by virtue of the authority vested in me as Chairman of the Cumberland County Board of Commissioners, do hereby proclaim:

November 18, 2011 as Homeless and Hunger Stand Down Day

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of Cumberland County, North Carolina to be affixed this 7<sup>th</sup> day of November, 2011.

K. Budget Revisions

(1) Library Grants

Revision in the amount of \$61,640 to recognize a Golden Leaf Foundation Grant to purchase computer equipment. (B12-149) Funding Source – Grant

(2) Soil and Water Conservation District

Revision in the total amount of \$2,794 to appropriate fund balance of \$1,344 from FY2011 fundraisers and to recognize FY12 fund raising revenues of \$1,450. (B12-152) Funding Source- Fundraisers

(3) Mental Health – Adult Contracts

Revision in the amount of \$554,980 to recognize a FEMA Crisis Counseling Grant. (B12-157) Funding Source – State

(4) Health

a. Adult Health Clinic – Revision in the amount of \$4,000 to budget additional revenue that the Adult Clinic expects to earn. (B12-160) Funding Source – Fees

b. Administration – Revision in the amount of \$11,213 to recognize additional state revenue. (B12-161) Funding Source – State

(5) Sheriff Grants

Revision in the amount of \$124,305 to budget a NC Crime Control Grant to purchase sonar equipment for the Sheriff's dive team. (B12-152) Funding Source- State

MOTION: Commissioner Council moved to approve consent agenda Items 2.A. through 2.K.(5)  
SECOND: Commissioner Melvin  
VOTE: UNANIMOUS (7-0)

#### ITEMS OF BUSINESS

3. Reconsideration of Sheriff's Office Budget Revisions for the Interview Room Project at the Law Enforcement Center That Were Removed from October 17, 2011 Agenda

#### BACKGROUND:

The following budget revisions were removed from the October 17, 2011 Board of Commissioners agenda in order to provide further information to the Commissioners prior to approval.

The Sheriff's Office needs to upgrade interview rooms in the Law Enforcement Center in order to improve the technology to enhance and capture the audio and video recordings of legal proceedings that are required by North Carolina General Statutes (NCGS 15A-211).

Budget Revisions B12-162 – Federal Forfeiture – Justice

Budget Revision B12-163 - Federal Forfeiture – Treasury

#### RECOMMENDATION/PROPOSED ACTION:

Consider approval of the attached budget revisions in order to meet the requirements of the legal proceedings that are required of NCGS 15A-211.

\*\*\*\*\*

Mr. Martin reviewed the above background information. Ms. Cannon responded to questions regarding the interview rooms and explained federal forfeiture funds are legally required to be kept separate from the general fund, so the fund balance is the fund balance accumulated in the prior year from federal forfeiture funds.

MOTION: Commissioner Faircloth moved to approve the budget revisions as requested.  
SECOND: Commissioner Council  
VOTE: UNANIMOUS (7-0)

4. Nominations to Boards and Committees

A. Area Mental Health Board (2 Vacancies)

BACKGROUND: The Area Mental Health Board will have two (2) vacancies on December 31, 2011. (1) Floyd Johnson, Jr. is completing a second term as an At-Large Representative. He is not eligible for reappointment under the Board of Commissioners' Rules of Procedure; however, request of the Area Mental Health Board is that the term be extended for an additional three years as provided for under NCGS 122-C-118.1. (2)

Luis Collazo is completing a second term as an Individual from a Citizen's Group Representing the Interests of Consumers. He is not eligible for reappointment under the Board of Commissioners' Rules of Procedure; however, request of the Area Mental Health Board is that the term be extended for an additional three years as provided for under NCGS 122-C-118.1.

Additionally, the Area Mental Health Board is requesting that all upcoming board appointments be suspended until new legislation regarding governance has been enacted.

Commissioner Evans nominated Barbara Spigner for the At-Large position.  
Commissioner Faircloth nominated Rev. Floyd Johnson for the At-Large position.  
Commissioner Faircloth nominated Luis Collazo for the Individual from a  
Citizen's Group Representing the Interest of Consumers position.

Commissioner Keefe asked Rick Moorefield, County Attorney, to give an opinion as to whether the re-appointment of the existing Board Members under NCGS 122C-118.1 violated the Board of Commissioners' Rules of Procedure. Mr. Moorefield explained the term for the Mental Health Board is statutory and the additional terms being requested are allowed. Mr. Moorefield stated in this instance, the request does violate the Board's policy, but because it is compliance with the state statute, it would be okay to follow state law and reappoint the two individuals. Mr. Moorefield further stated the Mental Health Board is requesting that the terms be extended for a specific reason.

No action was taken on the request that all upcoming board appointments be suspended.

**B. Board of Health (1 Vacancy)**

**BACKGROUND:** The Board of Health has one (1) vacancy due to a resignation. Ross Free resigned from the Veterinarian position. Recommendation of the Board of Health is for Heather Burkhardt to fill the unexpired term.

Commissioner King nominated Heather Burkhardt.

**C. Cumberland County Workforce Development Board (2 Vacancies)**

**BACKGROUND:** The Cumberland County Workforce Development Board currently has two (2) vacancies. (1) Alicia McLean completed a first term in the Private Sector position. At their meeting on October 3, 2011, the Board of Commissioners reappointed Ms. Alicia McLean to serve a second term on the Cumberland County Workforce Development Board in the Private Sector position. Several attempts were made to contact Ms. McLean to find out whether she would accept the reappointment. Ms. McLean never responded. Recommendation of the Workforce Development Board is to carry this vacancy forward to the Board of Commissioners with the applicant list. (2) Emily Dickens completed a first term in the Education position. She is not eligible for reappointment due to her residency status. Recommendation of the Workforce Development Board is for Esther Thompson.

Commissioner Council nominated Esther Thompson for the Education position.  
Commissioner Edge nominated Charles Curtis for the Education position.  
Commissioner Evans nominated Iva Kelley for the Education Position.  
Commissioner King nominated Barbara Spigner for the Private Sector position.

D. Transportation Advisory Board (5 Vacancies)

BACKGROUND: The Transportation Advisory Board has the following five (5) upcoming vacancies on November 30, 2011. (1) Cheryl Campbell completed a first term in the position of DSS Work First Representative and is eligible for reappointment. Recommendation of the Transportation Advisory Board is for the reappointment of Cheryl Campbell. (2) Glenda Dye completed a first term in the position of Mid-Carolina Council of Governments Director or Designee and is eligible for reappointment. Recommendation of the Transportation Advisory Board is for the reappointment of Glenda Dye. (3) Wendy Nunnery completed a first term in the position of Urban Transit Provider Representative and is eligible for reappointment. Recommendation of the Transportation Advisory Board is for the reappointment of Wendy Nunnery. (4) Sheila Stevenson completed a first term in the position of County DSS Director or Designee and is eligible for reappointment. Recommendation of the Transportation Advisory Board is for the reappointment of Sheila Stevenson. (5) Lorria Troy completed a first term in the position of Workforce Development Center Director or Designee and is eligible for reappointment. Recommendation of the Transportation Advisory Board is for the reappointment of Lorria Troy.

Commissioner Council made the following nominations:

Cheryl Campbell - DSS Work First Representative position

Glenda Dye - Mid-Carolina Council of Governments Director or Designee position

Wendy Nunnery - Urban Transit Provider Representative position

Sheila Stevenson - County DSS Director or Designee position

Lorria Troy - Workforce Development Center Director or Designee position

5. Appointments to Boards and Committees

A. Civic Center Commission (1 Vacancy)

Nominees: Barbara Spigner  
Kirk Deviere  
John Hood

Commissioner Evans withdrew the name of nominee Barbara Spigner.

Commissioner Keefe withdrew the name of nominee Kirk Deviere.

B. Cumberland County Library Board of Trustees (2 Vacancies)

Nominees: Ole Sorensen (Reappointment)  
Gail A. Riddle (Reappointment)

C. Cumberland County Local Emergency Planning Committee (1 Vacancy)

Nominee: Gene Booth

D. Human Relations Commission (1 Vacancy)

Nominee: Mitchell Guy

E. Minimum Housing Appeals (4 Vacancies)

Nominees:

Regular Member: Geri Hasapis  
Louis King

Alternate Member: Henry Gibbs, Jr.  
Robert Kater

There being an equal number of vacancies and nominees,

MOTION: Commissioner Faircloth moved to appoint all nominees by acclamation for Items 5.A. through 5.E.

SECOND: Commissioner Council

VOTE: UNANIMOUS (7-0)

6. Closed Session      A. Economic Development Matter(s)  
Pursuant to NCGS 143-318.11(a)(4)

MOTION: Commissioner Council moved to go into closed session for an economic development matter pursuant to NCGS 143-318.11(a)(4).

SECOND: Commissioner Melvin

VOTE: UNANIMOUS (7-0)

MOTION: Commissioner Council moved to reconvene in open session.

SECOND: Commissioner Melvin

VOTE: UNANIMOUS (7-0)

In honor of the Friday, November 11, 2011 Veterans Day, Chairman Edge expressed his appreciation to everyone who served in the country's military.

MOTION: Commissioner Council moved to adjourn.

SECOND: Commissioner Melvin

VOTE: UNANIMOUS (7-0)

There being no further business, the meeting adjourned at 10:05 a.m.

Approved with/without revision:

Respectfully submitted,

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Candice H. White  
Clerk to the Board