

CUMBERLAND COUNTY BOARD OF COMMISSIONERS  
MONDAY, JANUARY 7, 2013 – 9:00 AM  
117 DICK STREET, 1<sup>ST</sup> FLOOR, ROOM 118  
REGULAR MEETING  
MINUTES

PRESENT:

Commissioner Jimmy Keefe, Chairman  
Commissioner Jeannette Council, Vice Chairman  
Commissioner Kenneth Edge  
Commissioner Charles Evans  
Commissioner Marshall Faircloth  
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, Chief Public Information Officer  
Karen Long, Crown Coliseum General Manager  
Candice White, Clerk to the Board  
Kellie Beam, Deputy Clerk to the Board  
Press

Chairman Jimmy Keefe called the meeting to order.

INVOCATION AND PLEDGE OF ALLEGIANCE – Commissioner Faircloth called on Rev. Dr. Dennis Sheppard, Hope Mills United Methodist Church, who provided the invocation followed by the Pledge of Allegiance to the American Flag.

Recognition of 2012 Cumberland County Agricultural Hall of Fame Inductees:

Chairman Keefe called on Commissioner Faircloth to recognize the 2012 Cumberland County Agricultural Hall of Fame inductees. Commissioner Faircloth stated while serving as Chairman of the Board of Commissioners in 2012, he attended the Cumberland County Agriculture Hall of Fame Committee meeting and participated in the consideration of applications for inclusion into the Agriculture Hall of Fame for 2012. Commissioner Faircloth stated he was proud to recognize Mr. Wayland Ceaton Gardner posthumously and Mr. William Carey Pate as the 2012 inductees. Commissioner Faircloth provided the following biographical information.

Wayland Ceaton (W.C.) Gardner (Posthumous) - Award Accepted by Mrs. Doris Gardner

Wayland Ceaton Gardner, better known as “W.C.”, Gardner was a lifelong farmer and equine enthusiast. Mr. Gardner was born into a farm family and only stopped the farm life long enough to serve in the United States military, which included tours of duty in Africa, Sicily, and Italy. While serving in the military he earned military honors. After serving in WWII, a young W.C. returned home in 1945 and settled on the 990 acre family farm, located on River Road in Wade, North Carolina. He met

several challenges on the farm. The Cape Fear River had just flooded and the farm had no paved roads or electricity. In addition, this was all during a time when technology and mechanization were limited. Through it all W.C. overcame the challenges and successfully farmed corn, beans, small grains and beef cattle. He also operated one of the last dairies in Cumberland County, an eighty cow dairy which sold milk to Pine State from 1950 until March 10, 1973. Known to be a very quiet man, he allowed his strong work ethic do his talking. He loved the land and believed in working hard, being a good steward and doing his part to take care of the land. Throughout W.C.'s life he possessed a passion for horses. What began as a hobby, later turned into a business, as he began to raise and sell Registered American Quarter horses. Others were inspired by his love of horses. As a tribute to his passion for horses and his community, the Cape Fear Trail Riders honored him by naming the clubhouse and arena, "The WC Gardner Horse Arena". The clubhouse and arena are located on River Road in Cumberland County. Perhaps Mr. Gardner's greatest achievement is that his family, Doris, his loving wife of 55 ½ years and two sons, Ted and Tracy, have continued the family farm tradition. Both his sons still actively farm and run the family farm in Cumberland and Harnett counties.

#### William Carey Pate

Born in the Grays Creek community, Mr. Pate was the youngest child of Marion Butler Pate and Ruth Townsend Pate. A graduate of Grays Creek High School, Mr. Pate remained on the family farm, leaving only to serve for two years in the United States Army. He met and married Dean Reynolds on October 10, 1954. A successful farmer for over sixty years, Mr. Pate grew corn, soybeans, peanuts and tobacco. He also raised hogs from 1975 until his semi-retirement in 1990. A pioneer in no-till conservation tillage, he worked closely with the Cooperative Extension Service, Cumberland Soil and Water Conservation District, and the Natural Resources Conservation Service to implement best management practices on his farm. Mr. Pate has served as a committee member for the Farm Service Agency, Jaycee Agriculture Committee Chairman, and continues to be an active member of the Cumberland County Livestock Association Board. Mr. Pate was the recipient of the Jaycee Young Farmer of the Year award which included attending a two week short course in Agriculture, sponsored by NC Cooperative Extension Service at North Carolina State University. Very active in his community, Mr. Pate is a member of the NC Pork Producers Association, the Grays Creek Ruritan Club, and Cape Fear Baptist Church.

Recognition of 2012 Cumberland County Young Farmer of the Year: Brandon Dwayne Jernigan

Chairman Keefe called on Commissioner Edge to recognize the 2012 Cumberland County Young Farmer of the Year. Commissioner Edge stated he was proud to recognize Mr. Brandon Dwayne Jernigan and provided the following biographical information.

This year's Cumberland County Farm Bureau's Outstanding Young Farmer of the Year is Brandon Dwayne Jernigan. A graduate of Cape Fear High School in the Vander community, Brandon is a fourth generation farmer. With a strong family history of agriculture production, he continues the tradition by growing tobacco and soybeans on the family farm in the Godwin community, where he resides. The son of Sherrill Dwayne Jernigan and Carmen Sessoms Jernigan, Brandon is a member of Godwin Presbyterian Church. Brandon possesses a strong work ethic and is a good friend to all who know him. He is a blessing to both his family and community.

1. Approval of Agenda

MOTION: Commissioner King moved to approve the agenda.

SECOND: Commissioner Edge

VOTE: UNANIMOUS (7-0)

2. Consent Agenda

Commissioner Melvin requested the removal of Items of Item 2.D. for separate discussion and action.

A. Approval of minutes for the December 17, 2012 regular meeting and December 12, 2012 special meeting for 2013 Federal Agenda Development

B. Approval of Board of Commissioners' Annual Planning Session Dates

**BACKGROUND:**

The Board of Commissioners annually holds a planning session early in the calendar year to set priorities. For 2013, the commissioners will review and update the county's strategic plan approved in 2011. Stan Dixon and Ed Emory, who facilitated the 2011 planning process, are available for two sessions from 8 a.m. to 1 p.m. on Thursday, February 7, 2013, and Thursday, March 7, 2013, in the Pate Room of Headquarters Library, 300 Maiden Lane.

**RECOMMENDATION/PROPOSED ACTION:**

Approve holding two county commissioners' strategic planning sessions on Thursday, February 7, and Thursday, March 7, from 8 a.m. to 1 p.m. in the Pate Room of Headquarters Library.

C. Approval of Destruction of Governing Body Department Records

**BACKGROUND:**

Pursuant to a resolution adopted by the Board of Commissioners at its February 4, 1985 meeting, authorization is requested to destroy Governing Body department records as noted below.

The destruction of these records is in accordance with the Records Retention Schedule issued by the North Carolina Division of Archives and History and adopted by the Board of Commissioners at its June 19, 2006 meeting.

COMMISSIONERS' AGENDA AND MEETING PACKETS RECORD SERIES – 2008  
Per Standard 1-Administration and Management Records – Item #2:  
Destroy in office when administrative value ends.

CORRESPONDENCE AND MEMORANDA RECORD SERIES - 2008  
Per Standard 1-Administration and Management Records – Item #16:  
Destroy in office when administrative value ends. Destroy in office  
remaining records after 3 years.

RECOMMENDATION/PROPOSED ACTION:

Approve destruction of the record series as noted above and include the same in the minutes of the January 7, 2013 Board of Commissioners' meeting.

D. REMOVED FOR SEPARATE DISCUSSION AND ACTION AS RECORDED BELOW.

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

Glynn Mill Farm Subdivision: Glynn Mill Farm Drive

BACKGROUND:

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

Glynn Mill Farm Subdivision: Glynn Mill Farm Drive

The 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 streets for addition to the State Secondary Road System.

F. Approval of a Proclamation Proclaiming January 2013 as “National Blood Donor Month” in Cumberland County

COUNTY OF CUMBERLAND

NORTH CAROLINA

PROCLAMATION

National Blood Donor Month

Whereas, blood donors are the foundation for providing safe blood products and meeting the medical needs of local patients, and their donations can make the difference between life and death; and

Whereas, donating blood gives volunteers an opportunity to be of service both to themselves and their community. By Saving Lives Locally with each donation, blood donors are the quiet heroes in our community; and

Whereas, donating blood is a selfless act and the ultimate random act of kindness. All citizens should recognize the gift of life that is shared through blood donations and strive to donate regularly and encourage others to do likewise; and

Whereas, Cape Fear Valley Blood Donor Center is celebrating their 50<sup>th</sup> anniversary, and recognizes the importance of all blood and platelet donors who give their time and lifesaving blood to help heal our friends, family and neighbors. The Blood Donor Center will continue their goal of providing a consistent supply of safe blood products and offer top-quality transfusion services to meet the needs of the patients at Cape Fear Valley Health; and

Therefore, I, Jimmy Keefe, Chairman of the Cumberland County Board of Commissioners, do hereby proclaim the month of January, 2013 as National Blood Donor Month in Cumberland County, and I do hereby urge local citizens in good health to donate regularly and recognize the importance of this priceless gift. I also urge civic and service organizations and businesses to host blood drives to encourage giving and Saving Lives Locally.

In Witness Whereof, I have hereunto set my hand this seventh day of January, in the year of our Lord two thousand and thirteen.

G. Approval of a Proclamation Proclaiming “2013 of the Year of the CARE Clinic – Celebrating 20 Years of Care” in Cumberland County

CUMBERLAND COUNTY

NORTH CAROLINA

PROCLAMATION

The CARE Clinic – Celebrating 20 Years of Care

WHEREAS, The CARE Clinic has offered free health care to low income, uninsured adults in Cumberland County with Compassion, Assistance, Referral and Education for 20 years. The CARE Clinic has provided comprehensive primary care, limited specialty clinics for chronic diseases, and dental extraction services to relieve tooth pain to all who seek their care, regardless of ability to pay. Since opening its doors on November 16, 1993, The CARE Clinic has demonstrated the ability to deliver high-quality, cost-effective, affordable health care.

WHEREAS, 2013 marks the 20<sup>th</sup> anniversary of The CARE Clinic, which to-date has served more than 20,000 Cumberland County citizens since its incorporation as a non-profit agency in November 1993, producing economic benefits to the area, keeping patients out of emergency rooms and improving access to health care, the health of their patients and the health of the community.

WHEREAS, the clinical volunteers of The CARE Clinic, to include physicians, dentists and dental assistants, nurses, pharmacists, and lab technicians, offer patient-focused, coordinated health care – to include preventive and primary care for individuals, with medical clinics every Tuesday and Thursday and dental clinics the second and fourth Wednesdays of each month are used to provide the scope of services. Non-clinical

volunteers provide a variety of services, to include serving as committee members, sending newsletters and assisting with clerical duties.

WHEREAS, the Cumberland County community has been supportive of The CARE Clinic and its mission: To provide quality health care to the uninsured, low income people who live in Cumberland County and to be a force for a healthier community.

The 20<sup>th</sup> anniversary of The CARE Clinic offers the opportunity for all citizens to celebrate and recognize the importance of the services provided by The CARE Clinic, its volunteers and donors.

Throughout 2013, The CARE Clinic will celebrate with a variety of events for community involvement and invites all citizens to participate. Citizens of Cumberland County and beyond are invited to take part in the year-long celebration by helping with or attending one or more of these activities in 2013: The Evening of Care dinner in February, The CARE Clinic 5K Run/Walk in March, Toast of the Town Wine Tasting in April, The Missions of Mercy Dental Clinic in July, The CARE Clinic Golf Tournament in October, Clinic Evenings Mini-Celebrations for patients in November, Celebrating 20 Years of CARE volunteer appreciation community event with founder and guest speaker Sister Jean Rhoads, on November 16 and remembering The CARE Clinic, its staff, volunteers, donors and patients, in your local place of worship, on CARE Clinic Sunday, November 17<sup>th</sup>.

THEREFORE, I, Jimmy Keefe, Chairman of the Cumberland County Commissioners, and the Cumberland County Commissioners do hereby proclaim 2013 of the Year of The CARE Clinic – Celebrating 20 Years of Care, encouraging every Fayetteville citizen to participate in this year-long celebration to have a better understanding of the important role The CARE Clinic serves in our community.

H. Budget Revisions:

(1) Education/Debt Service

Revisions in the total amount of \$3,198,130 to budget installment debt proceeds for FTCC roofing projects and HVAC replacement at Lafayette Hall. (B13-211 and B13-211A) Funding Source – Installment Financing Proceeds

(2) Social Services

Revision in the amount of \$1,347,549 to recognize additional funding for Crisis Intervention (\$1,232,549) and Energy Program (\$115,370) (B13-212) Funding Source – Federal

(3) Library

Revision in the amount of \$1,725 to recognize reduction in state funding for Library program programs. (B13-213) Funding Source – State

(4) Facilities Maintenance

Revision in the amount of \$106,033 to appropriate maintenance and renovations fund balance for multiple unanticipated building renovations across the County. (B13-215) Funding Source – Maintenance and Renovation Fund Balance

(5) Elections

Revision in the amount of \$100,620 to appropriate fund balance to cover the costs of the second primary that was not included in the original budget and additional costs incurred for the November general election. (B13-216) Funding Source – General Fund Fund Balance

MOTION: Commissioner King moved to approve consent items 2.A through 2H.(5) with the exception of Item 2.D. as pulled for separate discussion and action.

SECOND: Commissioner Melvin

VOTE: UNANIMOUS (7-0)

Item 2.D. Approval of Crown Center Delinquent Accounts to be Written Off

BACKGROUND:

The Crown Center has eight very old outstanding accounts that total \$29,512.81. Four of them are marketing accounts receivable and total \$22,422 and four of them are event accounts receivable and total \$7,090.81. These accounts have been deemed uncollectable after aggressive efforts to collect them. Either a judgment has been issued against them or at the advisement of the attorneys they have been deemed uncollectable.

RECOMMENDATION/PROPOSED ACTION:

Please place on the next Cumberland County Board of Commissioner's meeting agenda the approval to write off \$29,512.81 as bad debt.

Commissioner Melvin requested specifics on the \$29,512.81 write off as bad debt. Karen Long, Crown Coliseum General Manager provided the following information:

Accounts Receivable Writeoffs:

<u>Marketing:</u>	
CJ's Motorsports	\$1,837.00
Bhatti Trucking	\$5,000.00
Ray Bullock Roofing	\$5,625.00
Speakeasy	\$9,960.00
Total	<u>\$22,422.00</u>

<u>Events:</u>	
Spa/Pool Expo	\$3,683.50
Little Anthony-Advertising \$'s spent	\$2,069.76
Elect Lady-bad check	\$688.00
RIP the Hallways	\$649.55
Total	<u>\$7,090.81</u>

Grand Total	<u><u>\$29,512.81</u></u>
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MOTION Commissioner Melvin moved to approve Item 2.D.  
 SECOND: Commissioner Council.  
 VOTE: UNANIMOUS (7-0)

ITEMS OF BUSINESS

3. Nominations to Boards and Committees

A. Cape Fear Valley Hospital System Board of Trustees (4 Vacancies)

Commissioner King stated Don Porter had reached the two-term limit but the Cape Fear Valley Hospital System Board of Trustees requested an extension of Mr. Porter's term for one year. Commissioner King stated the Board of Trustees feels this will preserve continuity during the system's current expansion which includes the construction of a hospital in Hoke County.

MOTION: Commissioner King moved to extend the term of Don Porter for one year.  
 SECOND: Commissioner Council  
 VOTE: UNANIMOUS (7-0)

Commissioner Faircloth nominated Jennifer Twaddell, Marion Frances Gillis-Olion and John Henley, MD.

B. Human Relations Commission (2 Vacancies)

Commissioner Council nominated Noelle Kendrick and Mario Burnette.

4. Appointments to Boards and Committees

There were no appointments scheduled for this meeting.

5. CLOSED SESSION: A) Attorney Client Matter(s)  
 Pursuant to NCGS 143-318.11(a)(3)

MOTION: Commissioner Council moved to go into closed session for attorney-client matter(s) pursuant to NCGS 143-318.11(a)(3).  
SECOND: Commissioner Faircloth  
VOTE: UNANIMOUS (7-0)

MOTION: Commissioner Council moved to reconvene in open session.  
SECOND: Commissioner Edge  
VOTE: UNANIMOUS (7-0)

MOTION: Commissioner Council moved to adjourn.  
SECOND: Commissioner Evans  
VOTE: UNANIMOUS (7-0)

There being no further business, the meeting adjourned at 9:50 a.m.

Approved with/without revision:

Respectfully submitted,

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Candice H. White  
Clerk to the Board