

CUMBERLAND COUNTY BOARD OF COMMISSIONERS
MONDAY, MARCH 21, 2016 – 6:45 PM
117 DICK STREET, 1ST FLOOR, ROOM 118
REGULAR/REZONING MEETING
MINUTES

PRESENT: Commissioner Marshall Faircloth, Chairman
Commissioner Glenn Adams, Vice Chairman
Commissioner Jeannette Council
Commissioner Kenneth Edge
Commissioner Charles Evans
Commissioner Jimmy Keefe
Commissioner Larry Lancaster
Amy Cannon, County Manager
James Lawson, Deputy County Manager
Melissa Cardinali, Assistant County Manager
Tracy Jackson, Assistant County Manager
Rick Moorefield, County Attorney
Sally Shutt, Governmental Affairs Officer
Vicki Evans, Finance Director
Jeffrey Brown, Engineering and Infrastructure Director
Joe Utley, Tax Administrator
Brenda Jackson, Social Services Director
Scott Walters, Code Enforcement Manager
Rodney Anderson, Greater Fayetteville Chamber President
Candice H. White, Clerk to the Board
Kellie Beam, Deputy Clerk to the Board
Press

Chairman Faircloth called the meeting to order.

INVOCATION / PLEDGE OF ALLEGIANCE

Commissioner Lancaster provided the invocation followed by the Pledge of Allegiance to the American flag led by Tucker Samuelian, 5th Grade, Ashley Elementary School.

PUBLIC COMMENT PERIOD (6:45 PM – 7:00 PM)

Ms. Cannon read the public comment policy. Chairman Faircloth recognized the clerk to the board who called the following speaker:

David Ickes - Mr. Ickes stated he lives in the Acorn Ridge Subdivision and requested the following items out of concern for the general safety and cleanliness of Crystal Springs Road: the installation of two additional stop signs and an overhead street light at the intersection of Crystal Springs and John Smith Roads; the installation of overhead street lights at each of the two entrances to the Acorn Ridge Subdivision; the posting of “No Littering” signs along Crystal Spring Road; and the installation of four “Children at Play” signs.

Chairman Faircloth thanked Mr. Ickes for his comments/concerns and stated because Crystal Springs and John Smith Roads are likely state-maintained, his concerns would fall under the responsibility of the N. C. Department of Transportation. Chairman Faircloth suggested that Mr. Ickes reach out to County Administration for contact information.

Recognition of Outgoing Board Member: Christopher Frank, Board of Health

On behalf of the Board of Commissioners, Commissioner Council recognized Christopher Frank for his service on the Board of Health and presented him a Certificate of Appreciation.

1. Approval of Agenda

MOTION: Commissioner Council moved to approve the agenda.
SECOND: Commissioner Adams
VOTE: UNANIMOUS (6-0)

2. Presentation by Mr. Rodney Anderson, President of the Greater Fayetteville Chamber of Commerce

Chairman Faircloth welcomed Rodney Anderson, President of the Greater Fayetteville Chamber, who stated his presentation would cover the Greater Fayetteville Chamber's vision, mission and core values, and military transition for military families who are essential to the community. Mr. Anderson stated as part of the Chamber's January 2016 re-organization, a new vision and mission were developed that clearly support the Board of Commissioners' goals and objectives. Mr. Anderson stated the vision of "building a prosperous and resilient community through business leadership" will be accomplished through the four primary objectives laid out in the mission which are to promote business friendly public policy, introduce innovative new business ideas to the region, build collaborative partnerships and deliver valuable programs and services to Chamber members. Mr. Anderson stated Cumberland County fits into this as a partner with the Chamber by advancing quality of life and quality of place. Mr. Anderson stated in order to provide the vision and mission, Chambers members are given visibility, credibility and profitability. Mr. Anderson thanked the Board of Commissioners for their support as the Chamber moves forward to advance the vision and mission.

Mr. Anderson stated as a military service member of 33 years, the most difficult part of the military is the departure/transition and the second most demanding endeavor is the move. Mr. Anderson stated through the Military Affairs Council, the Chamber is advancing a deliberate effort to welcome military families to Cumberland County and the region and engage them in activities they can enjoy while they are here. Mr. Anderson stated when the time comes to transition out of the military, there needs to be an individual and collective effort to reach out and invite them to stay in Cumberland County and the region.

Mr. Anderson concluded his presentation by introducing Dr. Brian Kent, Chairman of the Greater Fayetteville Chamber Board of Directors.

3. Consent Agenda

- A. Approval of minutes for the March 3, 2016 work session, March 7, 2016 regular meeting and March 11, 2016 legislative breakfast meeting
- B. Approval of Resolution Honoring Assistant District Attorney Charles Edward Howard Scott on His Retirement

Honoring
ASSISTANT DISTRICT ATTORNEY CHARLES EDWARD HOWARD SCOTT
On His Retirement

WHEREAS, Charles Edward Howard Scott, retired on December 31, 2015 after twenty-five years of outstanding and meritorious service as an Assistant District Attorney in Cumberland County; and

WHEREAS, Charles Scott participated in and organized Civil Rights functions while a student at E. J. Hayes High in Williamston, N. C. and N. C. Central University in Durham, N. C. with the goal of peacefully protesting the conditions of the time; and

WHEREAS, Charles Scott was drafted into the U. S. Army in 1969, was commissioned through the Officer's Candidate School, completed the Special Forces Officer's course and was stationed at Ft. Bragg, N. C.; and

WHEREAS, Charles Scott attended law school at N. C. Central University during which time he would tutor young students in the community who were having trouble in school but did not have access to tutorial services or outside help; and

WHEREAS, Charles Scott rejoined the U. S. Army after law school, became a Judge Advocate; and was again stationed at Ft. Bragg, N. C.; and

WHEREAS, as a result of diligent work and demonstrated ability, Charles Scott served as the Assistant District Attorney for the 12th Prosecutorial District beginning in 1990 until his retirement; and

WHEREAS, Charles Scott assisted with programs designed for young offenders over a period of fifteen years, spoke individually and motivated young offenders who were overwhelmingly young black males and helped direct numerous young people to the Armed Forces as a way to better themselves; and

WHEREAS, Charles Scott prosecuted many large cases in Cumberland County during his twenty-five years as an Assistant District Attorney, was involved in thousands of felony cases and at least fifty homicides and mentored numerous young Assistant District Attorneys through the years with many attorneys in Fayetteville trying their first murder case as a second chair with “Uncle Charles”; and

WHEREAS, Charles Scott conducted “sit down” sessions with young men for over fifteen years and spoke to numerous school groups about being a responsible citizen.

NOW THEREFORE BE IT RESOLVED, We, the Cumberland County Board of Commissioners, do hereby extend to Charles Edward Howard Scott our sincere and grateful appreciation for his outstanding record of personal and professional achievement and for his dedicated service to Cumberland County; our congratulations on his well-earned retirement; and our best wishes for continued success, happiness and good health in the years to come.

Adopted this 21st day of March, 2016.

C. Budget Revisions:

(1) General Fund Debt Service

Revision in the amount of \$1 to correct out of balance transfer. (B16-205) Funding Source- Fund Balance Appropriated

(2) Child Support/Information Services

Revision in the amount of \$20,492 to move funding for computers currently in the Information Services budget to the Child Support Budget for state reimbursement purposes. (B16-212 and B16-212A) Funding Source – Reallocation of Budgeted Expenditures

(3) Detention Center/General Government Other

Revision in the amount of \$4,612 to purchase equipment and a one year maintenance contract for the radio antenna system for the detention center. (B16-213 and B16-213A) Funding Source – Contingency Operating

(4) Winding Creek/Alliance Behavioral Healthcare

Revision in the amount of \$1,300,000 to establish a new capital project account for the projected cost of interior renovations. The total cost of the project will be funded by Alliance Behavioral Healthcare from County Mental Health funds that have not been expended. (B16-214) Funding Source – Other Revenue

(5) Recreation and Parks

Revision in the amount of \$500,000 to recognize additional revenue anticipated for the remainder of the fiscal year. (B16-215) Funding Source – Recreation and Parks Tax

(6) Recreation and Parks – Hope Mills

Revision in the amount of \$30,000 to recognize additional revenue anticipated for the remainder of the fiscal year. (B16-215) Funding Source – Recreation and Parks Tax

(7) Lake Rim Fire District

Revision in the amount of \$2,000 to recognize additional revenue anticipated for the remainder of the fiscal year. (B16-217) Funding Source – Lake Rim Fire District Tax

(8) Pearces Mill Fire District

Revision in the amount of \$750 to increase expenditure line due to unanticipated motor vehicle collections and tax refunds. (B16-218) Funding Source – Pearces Mill Fire District Tax

(9) Stoney Point Fire District

Revision in the amount of \$1,700 to increase expenditure line due to unanticipated motor vehicle collections and tax refunds. (B16-219) Funding Source – Stoney Point Fire District Tax

(10) Wade Fire District

Revision in the amount of \$5,000 to increase contract for additional revenues anticipated for the remainder of the fiscal year. (B16-220) Funding Source – Wade Fire District Tax

(11) Health

(a) Child Health-Revision in the amount of \$6,250 to recognize state funding for the Teen Pregnancy Initiative. These funds will be utilized for a new Social Worker II position and the operating cost associated with the program. (B16-221) Funding Source – State

(b) Health Promotion-Revision in the amount of \$47,150 to recognize a grant award for two new Health Educator positions and the operating cost associated with a program centered around teen pregnancy. The grant award is for five years. (B16-222) Funding Source – State

MOTION: Commissioner Edge moved to approve consent agenda items 3.A. – 3.C.(11)(b)
SECOND: Commissioner Council
VOTE: UNANIMOUS (6-0)

4. Public Hearings

Ms. Cannon explained the Board of Commissioners' procedures for public hearings.

Uncontested Rezoning Cases

Tom Lloyd, Planning and Inspections Director, stated there were no speakers signed up in opposition to Case P16-06 or Case P16-07 and the Planning Board recommended approval of Case P16-06 and Case P16-07.

A. Case P16-06: Rezoning of 4.75+/- acres from A1 Agricultural to M(P) Planned Industrial, or to a more restrictive zoning district; located on the west side of SR 1714 (River Road), northwest of SR 1728 (Middle Road); submitted by Fulcher Real Estate, LLC (owner).

Staff Recommendation:

1st motion for Case P16-06: Move to find the request for rezoning consistent with the 2030 Growth Vision Plan, and any other applicable land use plan, reasonable and in the public interest for the reasons stated in the recommendations of the Planning Staff included in the agenda package and as reflected in the minutes of the Planning Board's consideration of this case, which minutes are to be fully incorporated herein by reference.

2nd motion for Case P16-06: Move to approve the request for M(P) Planned Industrial district as recommended by the Planning Staff included in the agenda package and as reflected in the minutes of the Planning Board's consideration of this case, which minutes are to be fully incorporated herein by reference.

Planning Board Recommendation: Approve the Staff Recommendation.

Chairman Faircloth opened the public hearing for Case P16-06.

The clerk to the board advised there were no speakers for Case P16-06.

Chairman Faircloth closed the public hearing for Case P16-06.

MOTION: Commissioner Council moved in Case P16-06 to find the request for rezoning consistent with the 2030 Growth Vision Plan, and any other applicable land use plan, reasonable and in the public interest for the reasons stated in the recommendations of the Planning Staff included in the agenda package and as reflected in the minutes of the Planning Board's consideration of this case, which minutes are to be fully incorporated herein by reference.

SECOND: Commissioner Edge

VOTE: UNANIMOUS (6-0)

MOTION: Commissioner Council moved in Case P16-06 to approve the request for M(P) Planned Industrial district as recommended by the Planning Staff included in the agenda package and as reflected in the minutes of the Planning Board's consideration of this case, which minutes are to be fully incorporated herein by reference.

SECOND: Commissioner Edge

VOTE: UNANIMOUS (6-0)

B. Case P16-07: Rezoning of 1.00+/- acres R10 Residential to C2(P) Planned Service and Retail, or to a more restrictive zoning district, located at 3804 & 3814 Boone Trail and 4209 Piedmont Avenue, submitted by Tommie L. Douglas (owner).

Staff Recommendation:

1st motion for Case P16-07: Move to find the request for rezoning consistent with the 2030 Growth Vision Plan, and any other applicable land use plan, reasonable and in the public interest for the reasons stated in the recommendations of the Planning Staff included in the agenda package and as reflected in the minutes of the Planning Board's consideration of this case, which minutes are to be fully incorporated herein by reference.

2nd motion for Case P16-07: Move to approve the request for C2(P) Planned Service and Retail as recommended by the Planning Staff included in the agenda package and as reflected in the minutes of the Planning Board's consideration of this case, which minutes are to be fully incorporated herein by reference.

Planning Board Recommendation: Approve the Staff Recommendation.

Chairman Faircloth opened the public hearing for Case P16-07.

The clerk to the board advised there were no speakers for Case P16-07.

Chairman Faircloth closed the public hearing for Case P16-07.

MOTION: Commissioner Edge moved in Case P16-07 to find the request for rezoning consistent with the 2030 Growth Vision Plan, and any other applicable land use plan, reasonable and in the public interest for the reasons stated in the recommendations of the Planning Staff included in the agenda package and as reflected in the minutes of the Planning Board’s consideration of this case, which minutes are to be fully incorporated herein by reference.

SECOND: Commissioner Council

VOTE: UNANIMOUS (6-0)

MOTION: Commissioner Edge moved in Case P16-07 to approve the request for C2(P) Planned Service and Retail as recommended by the Planning Staff included in the agenda package and as reflected in the minutes of the Planning Board’s consideration of this case, which minutes are to be fully incorporated herein by reference.

SECOND: Commissioner Council

VOTE: UNANIMOUS (6-0)

Minimum Housing Code Enforcement

The clerk to the board administered an oath to Scott Walters, Code Enforcement Manager.

C.	Case Number:	MH 1068-2015
	Property Owner:	Jason Brandon & Kymberly Fortner
	Property Location:	2771 Clinton Road, Fayetteville, NC
	Parcel Identification Number:	0456-48-6704

AFFIDAVIT OF THE HOUSING INSPECTOR’S REPORT
BEFORE THE BOARD OF CUMBERLAND COUNTY COMMISSIONERS

I, George Hatcher, Inspector for the County of Cumberland Inspection Department, acting in my official capacity, being duly sworn, depose and say:

BACKGROUND: That the following is a report on Minimum Housing case number MH 1068-2015.

Property Owner: Jason Brandon & Kymberly Ann Fortner
Home Owner: Jason Brandon & Kymberly Ann Fortner
Property Address: 2771 Clinton Road, Fayetteville, NC
Tax Parcel Identification Number: 0456-48-6704

SYNOPSIS: This property was inspected on 6/3/2015. The property owners and parties of interest were legally served with Notice of Violations and were afforded a Hearing on 7/2/2015. Jason Fortner attended the Hearing. It was ordered that the structure be repaired to a minimum standard for human habitation, or be demolished and the debris removed from the premises by a date not later than 8/2/2015. The property owners and parties of interest were notified of the appeal procedures when they were served with the Findings of Fact and Order. No appeal was filed. Upon my visit to the property on 03/10/2016, no corrective action has been made to the structure. The structure is presently vacant and unsecured. In its present state, this structure constitutes a fire, health, and safety hazard.

The estimated cost to repair the structure to a minimum standard for human habitation is \$84,425.00. The Assessor for Cumberland County has the structure presently valued at \$2,500.00 (utility value).

RECOMMENDATION: IT IS THE RECOMMENDATION OF THE PLANNING & INSPECTION DEPARTMENT THAT THE STRUCTURE BE DEMOLISHED, AND THE DEBRIS REMOVED FROM THE LOT.

Mr. Walters stated this case was brought before the Board a few months ago and the property owner was given 60 days to remove or demolish the structure. Mr. Walters stated more than 60 days has passed and there has not been much done to the property except for the removal of a carport cover. Mr. Walters stated staff are seeking an order for demolition.

This is the duly advertised/noticed public hearing set for this date and time.

Chairman Faircloth opened the public hearing.

The clerk to the board called the following speaker:

Jason Fortner – After being administered an oath, Mr. Fortner appeared in opposition and stated he started cleaning up the property but was involved in an accident on December 8, 2015 in which he was rear-ended by a semi. Mr. Fortner spoke to the injuries he sustained in the accident and stated this is why he has not finished cleaning the property.

Chairman Faircloth closed the public hearing.

Commissioner Adams stated to Mr. Fortner that he was given double the amount of time he requested when he appeared before the Board a few months ago and asked Mr. Fortner whether he informed the Inspections Department of the accident because they would have worked with him if he had done so. Mr. Fortner stated he did not contact anyone. Commissioner Adams stated because staff were waiting on Mr. Fortner to take corrective action, common courtesy would have been to contact them. Mr. Fortner stated he just got out of the hospital, had been to pain clinics and had undergone MRIs and CAT scans. Commissioner Adams asked Mr. Fortner whether he was still under a doctor's care. Mr. Fortner stated he just started working not too long ago because he has to pay bills and does not have time to sit around the house all day. Mr. Fortner stated he has just been dealing with all the stuff he has been going through.

Commissioner Council stated she empathized and sympathized with Mr. Fortner but as a Board, there is an awareness that a hazardous situation exists. Commissioner Council asked Mr. Fortner whether he had proof of being involved in the accident. Mr. Fortner stated he has all kinds of proof and although not with him, he could get it. Commissioner Council asked Mr. Fortner how much time he needed. Mr. Fortner stated he did not know and had been trying to clean the property himself and the last time he appeared before the Board he was hot on getting it done but now with so much going on, he had actually talked with County Inspector George Hatcher about tearing down the structure because he has so much on his plate. Commissioner Council stated she understood and was inclined to accept the report and give 60 days to touch it or tear it down but whatever is done, Mr. Fortner is not to come back before the Board. Chairman Faircloth stated he would like to make that contingent upon Mr. Fortner providing staff documentation such as the accident report or medical bills. Chairman Faircloth advised Mr. Fortner that the property needed to be secured because one of the concerns with property such as this is that it will become a drug hang out and further deteriorate. Mr. Fortner stated he cannot figure out how anyone got into the house because all of his interior doors are key locks with no turn knobs on the outside and all the windows are screwed down. Commissioner Council stated she is inclined to give 45 days as a minimum and 60 days as a maximum.

MOTION: Commissioner Council moved to adopt the order and report of the Minimum Housing Inspector as the true facts in this case; to order the property owner to remove or demolish the dwelling within 60 days contingent upon the submission of documentation as proof of said accident property owner states he was involved in; to order the Inspector to remove or demolish the dwelling if the owner fails to do so and impose a lien on the real property for the cost of such action; and to direct the clerk to incorporate the foregoing findings and orders in an ordinance certified by the Chairman and record the same in the Register of Deeds.

SECOND: Chairman Faircloth

DISCUSSION: Commissioner Evans stated because the structure constitutes a safety hazard in its current state, he would offer the following amendment to the motion.

MOTION TO AMEND: Commissioner Evans moved to amend the motion by adding that the property owner must submit the documentation as proof of said accident property owner states he was involved in within five business days to Tom Lloyd, Planning and Inspections Director, or Scott Walters, Code Enforcement Officer.

SECOND: Chairman Faircloth

DISCUSSION: Commissioner Edge asked Mr. Walters whether the property could be rehabilitated. Mr. Walters stated realistically any property can be rehabilitated but in this case, it would cost more than the property is worth. Mr. Walter stated he did not think 60 days was a reasonable period of time to repair everything that needs to be repaired. Commissioner Edge stated it needs to be explained to Mr. Fortner that there is more involved than just cleaning the property because it probably cannot be rehabilitated and will end up before the Board again and be demolished anyway. Commissioner Edge stated the property might as well be demolished. Mr. Walters concurred. Chairman Faircloth stated the way the motion is worded is that in 60 days if something has not happened, the Board does not need to see the case again. Chairman Faircloth stated to Mr. Fortner that if he is making progress on the case in 60 days, the County will likely continue to work with him.

VOTE ON AMENDED MOTION: UNANIMOUS (6-0)

D.	Case Number:	MH 1254-2015
	Property Owner:	Isaac Rowland Williams
	Property Location:	2402 Moody Street, Fayetteville, NC
	Parcel Identification Number:	0426-91-8266

AFFIDAVIT OF THE HOUSING INSPECTOR'S REPORT
BEFORE THE BOARD OF CUMBERLAND COUNTY COMMISSIONERS

I, Joey Lewis, Inspector for the County of Cumberland Inspection Department, acting in my official capacity, being duly sworn, depose and say:

BACKGROUND: That the following is a report on Minimum Housing case number MH 1254-2015.

Property Owner: Isaac Rowland Williams & Parties of Interest
Property Address: 2402 Moody Street, Fayetteville, NC
Tax Parcel Identification Number: 0426-91-8266

SYNOPSIS: This property was inspected on 10/21/2015. The property owners and parties of interest were legally served with Notice of Violations and were afforded a Hearing on 12/15/2015. Duane Gilliam, Jr. attended the Hearing. It was ordered that the structure be repaired to a minimum standard for human habitation, or be demolished and the debris removed from the premises by a date not later than 1/14/2016. The property owners and parties of interest were notified of the appeal procedures when they were served with the Findings of Fact and Order. No appeal was filed. Upon my visit to the property on 3/10/2016, no corrective action had been made to the structure. The structure is presently vacant and unsecured. In its present state, this structure constitutes a fire, health, and safety hazard.

The estimated cost to repair the structure to a minimum standard for human habitation is \$25,872.00. The Assessor for Cumberland County has the structure presently valued at \$13,708.00

RECOMMENDATION: IT IS THE RECOMMENDATION OF THE PLANNING & INSPECTION DEPARTMENT THAT THE STRUCTURE BE DEMOLISHED, AND THE DEBRIS REMOVED FROM THE LOT.

Mr. Walters stated the property owner has signed a consent to demolish.

This is the duly advertised/noticed public hearing set for this date and time.

Chairman Faircloth opened the public hearing.

The clerk to the board advised there were no speakers.

Chairman Faircloth closed the public hearing.

MOTION: Commissioner Council moved to adopt the order and report of the Minimum Housing Inspector as the true facts in this case; to order the property owner to remove or demolish the dwelling within 30 days; to order the Inspector to remove or demolish the dwelling if the owner fails to do so and impose a lien on the real property for the cost of such action; and to direct the clerk to incorporate the foregoing findings and orders in an ordinance certified by the Chairman and record the same in the Register of Deeds.

SECOND: Commissioner Edge

VOTE: UNANIMOUS (7-0)

E.	Case Number:	MH 1229-2015
	Property Owner:	William B. McIver c/o Roderick McIver
	Property Location:	1202 & 1206 Mimosa Drive, Spring Lake
	Parcel Identification Number:	0502-91-3463

AFFIDAVIT OF THE HOUSING INSPECTOR'S REPORT
BEFORE THE BOARD OF CUMBERLAND COUNTY COMMISSIONERS

I, Joey Lewis, Inspector for the County of Cumberland Inspection Department, acting in my official capacity, being duly sworn, depose and say:

BACKGROUND: That the following is a report on Minimum Housing case number MH 1229-2015.

Property Owner: William B. McIver, C/O Roderick McIver & Parties of Interest
Property Address: 1202 & 1206 Mimosa Drive, Spring Lake, NC
Tax Parcel Identification Number: 0502-91-3463

SYNOPSIS: This property was inspected on 9/2/2015. The property owners and parties of interest were legally served with Notice of Violations and were afforded a Hearing on 11/24/2015. No one attended the Hearing. It was ordered that the structures be repaired to a minimum standard for human habitation, or be demolished and the debris removed from the premises by a date not later than 12/24/2015. The property owners and parties of interest were notified of the appeal procedures when they were served with the Findings of Fact and Order. No appeal was filed. Upon my visit to the property on 3/10/2016, no corrective action had been made to the structures. The structures are presently vacant and unsecured. In their present state, the structures constitute a fire, health, and safety hazard.

The estimated cost to repair the two structures to a minimum standard for human habitation is \$94,864.00. The Assessor for Cumberland County has the structures addressed, 1202 being unit one, 1206 being unit two, and presently valued at \$13,558.00.

RECOMMENDATION: IT IS THE RECOMMENDATION OF THE PLANNING & INSPECTION DEPARTMENT THAT THE STRUCTURE BE DEMOLISHED, AND THE DEBRIS REMOVED FROM THE LOT.

Mr. Walters stated this case involves two structures on one property, both structures are unsecured and windows have been broken out, the doors are secured, there have complaints of vagrants occupying the structures, there has been no electric power to either structure over the past three years and staff are seeing an order to demolish.

This is the duly advertised/noticed public hearing set for this date and time.

Chairman Faircloth opened the public hearing.

The clerk to the board advised there were no speakers.

Chairman Faircloth closed the public hearing.

Chairman Faircloth asked whether 30 days was the minimum period of time. Mr. Walters responded in the affirmative. Commissioner Adams asked whether anything had been heard from the property owners. Mr. Walters stated nothing has been heard from the property owners but he spoke with the neighbor who indicated he had contacted the property owner and provided the County's contact information. Mr. Walters stated he explained the hearing process to the neighbor so he could pass it on to the property owners. Commissioner Adams asked whether a certified letter was mailed. Mr. Walters stated letters were sent by certified and regular mail and the property had been posted.

MOTION: Commissioner Edge moved to adopt the order and report of the Minimum Housing Inspector as the true facts in this case; to order the property owner to remove or demolish the dwelling within 30 days; to order the Inspector to remove or demolish the dwelling if the owner fails to do so and impose a lien on the real property for the cost of such action; and to direct the clerk to incorporate the foregoing findings and orders in an ordinance certified by the Chairman and record the same in the Register of Deeds.

SECOND: Commissioner Council

VOTE: UNANIMOUS (7-0)

Items of Business

5. Consideration of Resolution Requesting Action by our Cumberland County Legislative Delegation

BACKGROUND:

During the March 11, 2016 Legislative Delegation meeting, Social Services Director Brenda Jackson presented concerns impacting the administration of Economic Services Programs. Ms. Jackson shared several factors affecting the functionality and reliability of the North Carolina Families Accessing Services through Technology (NCFAST) system. Additionally, Ms. Jackson presented concerns regarding House Bill 318, which prohibits time limit waivers for food and nutrition benefits for Able-Bodied Adults Without Dependents (ABAWDs) required to meet work requirements in order to receive those benefits.

In response to the discussion, the Legislative Delegation requested that Cumberland County submit to them a list of the specific requests in addressing these concerns.

Recorded below is the list of specific requests prepared by Ms. Jackson and a resolution for submission to the Legislative Delegation.

RECOMMENDATION/PROPOSED ACTION:

Ms. Jackson and the County Management Team recommend approval of the resolution recorded below for submission to the Legislative Delegation.

Requests Regarding Concerns Impacting DSS Economic Services Programs

1) Needs Regarding Improved Functionality and Accessibility of NCFAST system

- Eliminate system wide defects that causes churn of work, low performance and local frustration by counties. Counties are unable to do work if the systems (NCFAST and North Carolina Identity Management Services - NCID) are down which results in paper applications that must be keyed after the system is restored. Also defects can cause previous completed work in NCFAST to “kick out” causing counties to have to re-enter the same work back in the system. This causes duplication and churn of work.
- Improve the complicated multi-layer problem-solving process through the state Help Desk ticket system that prohibits the delivery of services, because the system will not allow the county to process a citizen’s application or recertification.
- Create a system that is available 24 hours, 7 days a week, 365 days a year. This flexibility will allow counties to develop non-traditional work hours to address workload demands and improve federal timelines and quality standards.
- Stabilize staff turnover and improve staff retention and recruitment, as well as continuity at the state IT level. Invest in a recruitment and retention plan to attract highly skilled IT professional in the competitive Research Triangle Park market.
- Improve state interagency collaboration, coordination and communication between NCFAST, Operational Support Team, North Carolina Identity Management (NCID) and policy development within NC DHHS to improve problem solving, and policy development that impact county productivity and performance.

2) Needs Regarding Legislation for ABAWDs:

- Allocate state funding to support HB318 to allow a robust Employment and Training Program to include services that can support mandatory work related activities to include expenses related transportation, training/certification/licensures, uniforms, etc.

CUMBERLAND COUNTY BOARD OF COMMISSIONERS RESOLUTION TO MAKE SPECIFIC REQUESTS OF OUR LEGISLATIVE DELEGATION REGARDING CONCERNS IMPACTING THE ADMINISTRATION OF CUMBERLAND COUNTY ECONOMIC SERVICES PROGRAMS

WHEREAS, Cumberland County Department of Social Services continues to struggle with issues created by the functionality and accessibility of the North Carolina Families Accessing Services through Technology (NCFAST) and North Carolina Identity Management Services (NCID) Systems with one of the most limiting aspects of these systems being that they are not available for use after 9:00 p.m. on workdays or at all on weekends; and

WHEREAS, these issues with the functionality and accessibility of the State’s technology systems is a major cause of the Cumberland County Department of Social Services continuing to have difficulties meeting federal mandates regarding Food and Nutrition Services (FNS) timeliness and quality standards; and

WHEREAS, deficiencies in meeting the federal standards by any one large county in the State will likely have a state-wide impact on the administration of these programs by all counties; and

WHEREAS, the Cumberland County Department of Social Services is concerned about limited opportunities and resources available to Able-Bodied Adults Without Dependents (ABAWDs), who will be subject to time limits for food and nutrition benefits under proposed legislation in HB318.

NOW THEREFORE BE IT RESOLVED, that the Cumberland County Board of Commissioners requests the support of the County’s Legislative Delegation in passing legislation to alleviate the impacts of these issues as follows:

(1) By increasing the number of hours each work day and adding hours over each weekend that the State’s NCFAST AND NCID technology systems are available for full use by counties to the end that counties will have the flexibility to add work shifts beyond the traditional 8:00 a.m. to 5:00 p.m. workday to meet federal time and quality standards; and

(2) By enhancing the State’s recruitment and retention of highly-skilled Information Technology (IT) staff in order to stabilize the turnover of personnel and improve the quality of assistance to users of the system to the end that these systems become more functional and have less downtime; and

(3) By requiring NC DHHS to create workgroups which include representatives from county Departments of Social Services to develop collaboration, coordination and communication between NCFAST, Operational Support Team, NCID and NC DHHS to solve the problems and address the issues that impact county productivity and performance in the administration of these federal programs; and

(4) By allocating sufficient State funding to implement the provisions in HB318 impacting ABAWDs, to the end that a robust Employment and Training Program can be developed that includes services that that are essential to employability such as expenses related transportation, training/certification/licensures, uniforms, etc.

Adopted this 21st Day of March, 2016.

James Lawson, Deputy County Manager, reviewed the background information as recorded above.

MOTION: Commissioner Lancaster moved to approve the resolution for submission to the Legislative Delegation.
 SECOND: Commissioner Council
 VOTE: UNANIMOUS (6-0)

6. Consideration of Proposed Schedule for Fiscal Year 2017 Budget Work Sessions and Budget Public Hearing

BACKGROUND:

Management anticipates submitting the FY17 Proposed Budget to the Commissioners on Tuesday, May 26, 2016. Several work sessions may be needed for your review.

The following schedule is recommended for your consideration with all meetings to be held in the Cumberland County Courthouse, 117 Dick Street, Fayetteville, NC.

Thursday, May 26, 2016	7:00 PM	Budget Presentation	Room 118
Tuesday, May 31, 2016	5:30 PM	Budget Work Session	Room 564
Thursday, June 2, 2016	5:30 PM	Budget Work Session	Room 564
Tuesday, June 7, 2016	5:30 PM	Budget Work Session/Dept. Head Appeal	Room 564
Monday, June 13, 2016	7:00 PM	Budget Public Hearing/Work Session	Room 118
Thursday, June 16, 2016	8:30 AM	Budget Work Session/Adopt Budget – If Needed	Room 564

RECOMMENDATION/PROPOSED ACTION:

Adopt a schedule for FY17 budget work sessions and public hearing as recommended or modified.

Ms. Cannon reviewed the proposed schedule as recorded above.

MOTION: Commissioner Council moved to adopt the schedule as recommended for FY17 budget work sessions.
SECOND: Commissioner Adams
VOTE: UNANIMOUS (6-0)

7. Nominations to Boards and Committees

A. Cumberland County Workforce Development Board (3 Vacancies)

Commissioner Lancaster nominated John Jones, Charlene Cross and Pamela Gibson.

B. Mid Carolina Aging Advisory Committee (1 Vacancy)

Commissioner Adams nominated Synavia George.

C. Equalization and Review Board (4 Vacancies)

Commissioner Adams nominated Douglas Stephens III, Curtis Alexander, Harvey Raynor III and William Holland.

8. Appointments to Boards and Committees

A. Adult Care Home Community Advisory Committee (2 Vacancies)

Nominees: John Thompson (Reappointment)
Clarence Everett Sr. (Reappointment)

B. Fayetteville Area Convention and Visitors Bureau (FACVB) (1 Vacancy)

Nominee:

Hotel/Motel Under 100 Rooms Representative: Sharon Lee

There being an equal number of vacancies and nominees,

MOTION: Commissioner Adams moved to appoint all nominees to their respective positions.
SECOND: Commissioner Council
VOTE: UNANIMOUS (6-0)

9. Closed Session: A) Personnel Matter(s) Pursuant
To NCGS 143-318.11(a)(6)

MOTION: Commissioner Council moved to go into closed session for three Personnel Matters pursuant to NCGS 143-318.11(a)(6).
SECOND: Commissioner Lancaster
VOTE: UNANIMOUS (6-0)

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

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

There being no further business, the meeting adjourned at 9:55 p.m.

Approved with/without revision:

Respectfully submitted,

Candice H. White
Clerk to the Board