

CUMBERLAND COUNTY BOARD OF COMMISSIONERS
NOVEMBER 6 2017 – 9:00 AM
117 DICK STREET, 1ST FLOOR, ROOM 118
REGULAR MEETING MINUTES

PRESENT: Commissioner Glenn Adams, Chairman
Commissioner Michael Boose
Commissioner Jeannette Council
Commissioner Charles Evans
Commissioner Marshall Faircloth
Commissioner Jimmy Keefe
Commissioner Larry Lancaster
Amy Cannon, County Manager
Melissa Cardinali, Assistant County Manager
Tracy Jackson, Assistant County Manager
Duane Holder, Assistant County Manager
Rick Moorefield, County Attorney
Vicki Evans, Finance Director
Deborah Shaw, Budget Analyst
Brenda Jackson, Social Services Director
Rodney Jenkins, Interim Public Health Director
Keith Todd, Information Services Director
Candice H. White, Clerk to the Board
Kellie Beam, Deputy Clerk to the Board
Press

Chairman Adams called the meeting to order.

INVOCATION AND PLEDGE OF ALLEGIANCE – Commissioner Lancaster asked that the victims of the Texas shooting and their families be remembered in prayer, and then provided the invocation followed by the Pledge of Allegiance to the American Flag.

On behalf of the full Board, Chairman Adams offered prayers to the family of the Town of Hope Mills Commissioner Bob Gorman, Sr. who passed away Saturday, November 4.

Recognition of Environmental Health Department

Health Department's Environmental Health Division received the Norton Group Award for Outstanding Cooperation and Service to Public Health in North Carolina

Daniel Ortiz, Environmental Health Director was awarded the W.A. "Bill" Broadway Award for Consistently Improving the Practice of Environmental Health in North Carolina

Diana Blue, Environmental Health Program Specialist was the recipient of an All-Star Award for Personal and Professional Qualities

Commissioner Council recognized Cumberland County Department of Public Health Interim Health Director Rod Jenkins stating he completed the Jim Bernstein Community Health Leadership Fellow Program for 2015-2017.

Commissioner Council stated the Health Department's Environmental Health Division received the Norton Group Award for outstanding cooperation and service to public health in North Carolina during the past year. Commissioner Council stated Environmental Health participates in the Food and Drug Administration's Retail Program Standards and has worked toward achieving conformance with the recommended nine standards through continuous improvements and the development of innovative strategies.

Commissioner Council also recognized Environmental Health Division Director Daniel Ortiz stating he was awarded the W.A. "Bill" Broadway Award for consistently improving the practice of environmental health in North Carolina. Commissioner Council stated under Mr. Ortiz's

leadership, the Health Department has entered into the FDA Program Standards and has met two of the nine standards; participated in Zika research; conducted quarterly Food Safety Forums open to the public on various topics and partnered with Yelp to have restaurant inspection scores available through their app in order to increase availability of scores and raise public awareness of food safety.

Commissioner Council stated although unable to be present, Diana Blue, Environmental Health Program Specialist, was the recipient of an All-Star Award for her personal and professional qualities including her ethics, dedication and determination. Commissioner Council stated All-Star awards are presented to public health professionals who epitomize "Public Health."

1. APPROVAL OF AGENDA

MOTION: Commissioner Lancaster moved to approve the agenda.

SECOND: Commissioner Council

VOTE: UNANIMOUS (7-0)

2. PRESENTATIONS

Presentation of the 2016 Cumberland County Schools Sustainability Report by Mr. Tim Kinlaw, Interim Superintendent of the Cumberland County School System

Tim Kinlaw, Interim Superintendent of the Cumberland County School System, stated in 1991 the State of North Carolina ceased paying school utility costs and the burden fell on the shoulders of the County Commissioners. Mr. Kinlaw stated this year, total utility costs will be around \$9 million or 13-15% of every dollar the school system receives from the County. Mr. Kinlaw stated the Cumberland County School System wants to demonstrate it is doing everything it can to conserve utilities and save taxpayer dollars that can be put to other uses for educating children. Mr. Kinlaw stated the school system has embedded a representative from Sustainable Sandhills who, among other things, promotes utility education and conducts energy audits. Mr. Kinlaw elaborated on each of the school system's Go "Green" Initiative Principle Pillars contained in the Sustainability Report: Awareness/Education, Pollution Control, Waste Reduction/Recycling, Water Conservation/Efficiency and Energy Conservation/Efficiency. Mr. Kinlaw stated schools have established Green Teams that compete to save utilities and schools that reduce their utility consumption are eligible to receive money through the Energy Incentive Program. Mr. Kinlaw stated since 2010, energy usage has declined about 15% per square foot and there has been a total savings of approximately \$3.7 million through cost avoidance. Mr. Kinlaw assured the Board that the school system will continue to do all it can to use its resources efficiently. Mr. Kinlaw responded to questions that followed.

3. CONSENT AGENDA

A. Approval of Minutes of the October 16, 2017 Board of Commissioners Meeting

B. Offer to Purchase County's One-half Record Interest in the Lot Located at 911 Ellis

BACKGROUND:

The County and the City of Fayetteville acquired the residential lot located at 911 Ellis Street, Fayetteville, PIN 0437-13-2192, at a tax foreclosure sale in 2003 for a purchase price of \$8,158.58. The County conducted a public auction of all surplus properties in August, 2005, at which time Lawrence W. Hardin was the highest bidder for this lot. A deed for the County's one-half interest in the lot was prepared and delivered to Mr. Hardin. To date, it has not been recorded. The City conveyed its one-half interest in the lot to Lawrence W. Hardin by a deed dated December 8, 2005, which was recorded March 29, 2006, in Book 7188 at Page 740. Lawrence W. Hardin conveyed his interest in the lot to Naji Johnson by a deed recorded February 19, 2010, in Book 8341 at page 577. Naji Johnson conveyed his interest in the lot to Clifford Bastien and wife, Eugenie Bastien, by a deed recorded May 9, 2012, in Book 8809 at page 579. Because Mr. Hardin never recorded his deed from the County, the County and the Bastiens are now the record owners of a one-half interest each. Mr. Bastien has made an offer to purchase the County's one-half interest for \$160 so that he may develop it.

RECOMMENDATION / PROPOSED ACTION:

The County Attorney recommends that the Board consider the offer of Mr. Clifford Bastien and if the Board proposes to accept the offer, resolve that the described real property is not needed for governmental purposes and direct that it be advertised and sold pursuant to the upset bid process set out in G.S. § 160A-269.

- C. Offer to Purchase Surplus Real Property, Being Lots 403 & 405, Savoy Heights, Plat Book 20 at page 21, Located off Weiss Ave., Fayetteville

BACKGROUND:

The County and the City of Fayetteville acquired the lot with PIN 0437-00-0500, being Lots 403 and 405 Savoy Heights, Plat Book 20 at Page 21, located off Weiss Avenue in the City of Fayetteville, together with five other parcels, at a tax foreclosure sale in 2011 for a total purchase price of \$9,227.47. The prorated share of the purchase price for this parcel is \$635.00. According to the County's GIS and tax records the parcel is vacant, zoned residential, and has a tax value of \$6,250. A Commissioner's Deed of Correction was recorded May 19, 2015, in Book 9659 at page 514. The City conveyed its one-half interest in the property to the County by deeds recorded July 27, 2015, in Book 8955 at page 530, and October 24, 2017, in Book 10190 at page 620. Markis and Uniqua Kelly have made an offer to purchase the property for \$635.00. If the Board proposes to accept this offer, the proposed sale must be advertised subject to the upset bid process of G. S. § 160A-269.

RECOMMENDATION / PROPOSED ACTION:

The County Attorney recommends that the Board consider the offer of Markis and Uniqua Kelly and if the Board proposes to accept the offer, resolve that the described real property is not needed for governmental purposes and direct that it be advertised and sold pursuant to the upset bid process of G. S. § 160A-269.

- D. Approval of Sale of Surplus Real Property Located at 1700 Stanberry Street, Fayetteville

BACKGROUND:

On September 18, 2017, the Board adopted a resolution of its intent to accept the offer of Mr. Albert Roberson to purchase the property with PIN 0438-27-2286, located at 1700 Stanberry Street, Fayetteville, for \$4,143.77

Notice of the proposed sale was advertised in the *Fayetteville Observer* on September 26, 2017, subject to the upset bid process required by G. S. § 160A-269. The publisher's affidavit has been provided. More than 10 days have elapsed since the notice was published. No upset bid was received.

RECOMMENDATION / PROPOSED ACTION:

County Attorney recommends the Board accept this offer and authorize the Chair to execute a deed for the property upon the County's receipt of the balance of the purchase price.

- E. Approval of Sale of Surplus Real Property, Being Lot 33, Lakeland Subdivision, Plat Book 8 at Page 52, 1419 Church Street, Fayetteville

BACKGROUND:

On October 2, 2017, the Board adopted a resolution of its intent to accept the offer of Abner Cervera to purchase the property with PIN 0428-92- 9173, being Lot 33, Lakeland Subdivision, Plat Book 8 at Page 52, located at 1419 Church Street, Fayetteville.

Notice of the proposed sale subject to the upset bid process required by G. S. § 160A-269 was advertised in the *Fayetteville Observer* on October 7, 2017. The publisher's affidavit has been provided. More than 10 days have elapsed since the notice was published. No upset bid was received.

RECOMMENDATION / PROPOSED ACTION:

County Attorney recommends the Board accept this offer and authorize the Chair to execute a deed for the property upon the County's receipt of the balance of the purchase price.

- F. Approval of Sale of Surplus Real Property Located at 1714 and 1716 Long Street, Fayetteville

BACKGROUND:

On September 18, 2017, the Board adopted a resolution of its intent to accept the offer of Sheryl Hussein to purchase the property located at 1714 Long Street, Fayetteville, with PIN 0447-60-1256, and at 1716 Long Street, Fayetteville, with PIN 0447-60-2207.

Notice of the proposed sale subject to the upset bid process required by G. S. § 160A-269 was advertised in the *Fayetteville Observer* on September 26, 2017. The publisher’s affidavit has been provided. More than 10 days have elapsed since the notice was published. No upset bid was received.

RECOMMENDATION / PROPOSED ACTION:

County Attorney recommends the Board accept this offer and authorize the Chair to execute a deed for the property upon the County’s receipt of the balance of the purchase price.

- G. Approval of Health Department Delinquent Accounts to be Turned Over to the NC Debt Set-Off Program

BACKGROUND:

At the Board of Health meeting on October 17, 2017, the Board approved writing off a total of \$27,898.36 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. This program 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.

RECOMMENDATION / PROPOSED ACTION:

Approve write off of \$27,898.36 bad debts to the North Carolina Debt Set-Off Program.

CUMBERLAND COUNTY
DEPARTMENT OF PUBLIC
HEALTH
DELINQUENT ACCOUNTS TO BE TURNED OVER FOR COLLECTION
BAD DEBT WRITE OFF #51
September 30, 2017

PROGRAM	AMOUNT
ADULT HEALTH CLINIC	\$12,783.32
CHILD HEALTH CLINIC	\$4,320.87
DENTAL HEALTH CLINIC	\$2,650.04
FAMILY PLANNING CLINIC	\$6,961.48
IMMUNIZATIONS	\$810.20
MATERNAL HEALTH CLINIC	\$372.45
TOTAL	\$27,898.36

All bad debt accounts with balances of \$50.00 or higher, will be sent to the North Carolina Debt Set-Off Program, which can attach a debtor's State

Income

Tax Refund for payment of bad debts.

The above accounts are 90 days old or older as of 06/30/2017

H. Approval of Payment of Prior Year Invoice for The Clerk to the Board of Commissioners

BACKGROUND:

The Clerk to the Board of Commissioners is requesting to pay Municipal Code Corporation for invoice 00287409 for webhosting of the Cumberland County Code from May 1, 2017 thru April 30, 2018 totaling \$700.00. Staff received the invoice before the deadline to pay Fiscal Year 2017 invoices but mistakenly filed the invoice without paying the invoice. Staff has verified that the invoice was not paid and is in fact due. Sufficient funds are available in the current year budget to cover this expenditure.

RECOMMENDATION / PROPOSED ACTION:

Management is requesting approval to pay Municipal Code Corporation for invoice 00287409 totaling \$700.00

I. Approval of Payment of Prior Year Invoices for the Department of Public Health

BACKGROUND:

The Public Health Department is requesting to pay 14 medical and supply invoices totaling \$11,669.89. All invoices were received after the deadline to pay FY 2017 invoices. Staff have verified the invoices were not paid and are in fact due. Sufficient funds are available in the current year budget to cover these expenditures.

RECOMMENDATION / PROPOSED ACTION:

Management is requesting approval to pay the 14 prior year invoices for the Public Health Department totaling \$11,669.89.

J. Approval of Payment of Prior Year Invoices for the Department of Social Services

BACKGROUND:

The Department of Social Services is requesting to pay 17 prior year invoices totaling \$26,847.39. All invoices were presented for payment after the deadline to pay FY 2017 invoices. Staff have verified the invoices were not paid and are in fact due. Sufficient funds are available in the current year budget to cover these expenditures.

RECOMMENDATION / PROPOSED ACTION:

Management is requesting approval to pay 17 prior year invoices for the Department of Social Services totaling \$26,847.39.

K. Approval of Budget Ordinance Amendments for the November 6, 2017 Board of Commissioners' Agenda

BACKGROUND:

General Fund 101

- 1) Health - Budget Ordinance Amendment B180881 to recognize funds in the amount of \$172,023 from Cumberland County Schools to hire school nurses

The Board is requested to approve Budget Ordinance Amendment B180881 to recognize funds in the amount of \$172,023. These funds will be used to hire four temporary School Health Nurses through the end of the school year. These four positions are being hired as temporary due to the uncertainty of these funds recurring from Cumberland County Schools.

Please note this amendment requires no additional county funds.

- 2) Health - Budget Ordinance Amendment B180988 to recognize funds in the amount of \$75,000 from the North Carolina Department of Public Health – Chronic Disease and Injury/Tobacco Prevention and Control Branch

The Board is requested to approve Budget Ordinance Amendment B180988 in the amount of \$75,000 representing State funds to be utilized through May 2018. An additional \$75,000 will be allocated to the County for use in Fiscal Year 19. These funds will be used to create a Health Educator position to deliver evidence-based messages to youth about health risks associated with all tobacco products and reduce e-cigarette use by revising local tobacco free policies to include the use of e-cigarettes.

Please note this amendment requires no additional county funds.

- 3) Library Grants - Budget Ordinance Amendment B180964 to recognize a Storytelling Grant in the amount of \$5,100

The Board is requested to approve Budget Ordinance Amendment B180964 in the amount of \$5,100. The library has been awarded a grant from the Arts Council and the funds will be used to pay performers for the Storytelling Festival.

Please note this amendment requires no additional county funds.

State Drug Forfeiture Fund 206

- 4) State Drug Forfeiture - Budget Ordinance Amendment B180471 to purchase Capital Outlay - Vehicle in the amount of \$270,000

The Board is requested to approve Budget Ordinance Amendment B180471 to purchase a Ballistic Engineered Armored Response Counter Attack Truck (BearCat) in the amount of \$270,000. The BearCat protects the special response team and allows them to approach potentially deadly situations under the cover of an armored, mobile bunker.

Please note this amendment requires the use of State Drug Forfeiture fund balance.

RECOMMENDATION / PROPOSED ACTION:

Approve Budget Ordinance Amendments.

- MOTION: Commissioner Council moved to approve consent agenda Items 3.A. – 3.K.4).
- SECOND: Commissioner Faircloth
- VOTE: UNANIMOUS (7-0)

4. PUBLIC HEARINGS

- A. Public Hearing and Approval of a Resolution for the Issuance of Tax-Exempt Bonds Not to Exceed \$152,000,000 by the Public Finance Authority to Finance and Refinance Certain Costs of Various Projects on Behalf of Cumberland County Hospital System, Inc. d/b/a Cape Fear Valley Health System

BACKGROUND:

The Cumberland County Hospital System, Inc. d/b/a Cape Fear Valley Health System (the “Corporation”) has received an attractive proposal from BB&T to refinance its outstanding 2008A Bonds, which are tax exempt. To accomplish the refinancing, the Corporation has asked the Public Finance Authority (the “Authority”) to issue tax-exempt refunding bonds that will be purchased by BB&T. The Authority will lend the proceeds of the refunding bonds to the Corporation, who will use the proceeds to retire the 2008A Bonds.

Because the Corporation is a 501(c)(3) organization, federal income tax law requires that the tax-exempt bonds issued for the benefit of the Corporation be approved by each governmental unit having jurisdiction over the area in which any facility to be financed with the proceeds of the bond is located.

The resolution recorded below approves the issuance of tax-exempt bonds not to exceed \$152,000,000 to be issued by the Public Finance Authority to finance and refinance certain costs of various projects on behalf of Cumberland County Hospital System, Inc. d/b/a Cape

Fear Valley Health System. The resolution states that in no event shall the County of Cumberland, the State of North Carolina or any political subdivision thereof be liable for such bonds nor shall the bonds constitute a debt of the County of Cumberland, the State of North Carolina or any political subdivision thereof.

RECOMMENDATION / PROPOSED ACTION:

Hold the November 6, 2017 public hearing and approve the resolution recorded below approving the issuance of tax exempt bonds, not to exceed \$152,000,000 by the Public Finance Authority to finance and refinance certain costs of various projects on behalf of Cumberland County Hospital System, Inc. d/b/a Cape Fear Valley Health System.

EXTRACTS FROM MINUTES OF BOARD OF COMMISSIONERS

The Board of Commissioners for the County of Cumberland, North Carolina (the "County") held a regular meeting in the Board of Commissioners Meeting Room (Room 118) on the first floor of the Cumberland County Courthouse, 117 Dick Street, Fayetteville, North Carolina 28301, the regular place of meeting, at 9:00 a.m. on November 6, 2017. The following Commissioners were:

Present:

Absent:

* * * * *

Motion was made by Commissioner _____ carried unanimously, to open the public hearing. seconded by Commissioner

AS, at [9:00] A.M., the Chairman announced that the Board of Commissioners (the "Board") would proceed to hold a public hearing and would hear anyone who wished to be heard on the proposed issuance by the Public Finance Authority (the "Authority"), a unit of government and a body corporate and politic of the State of Wisconsin, of its Health Care Facilities Revenue Refunding Bonds (Cape Fear Valley Health System), Series 2017 (the "Bonds"), in an aggregate amount not to exceed \$152,000,000;

WHEREAS, the Authority has been requested to issue the Bonds and to lend the proceeds from the sale thereof to Cumberland County Hospital System, Inc. d/b/a Cape Fear Valley Health System, a North Carolina nonprofit corporation (the "Borrower");

WHEREAS, the Borrower will use such proceeds to refund the North Carolina Medical Care Commission Health Care Facilities Revenue Bonds (Cape Fear Valley Health System), Series 2008A (the "2008A Bonds");

WHEREAS, the proceeds of the 2008A Bonds were loaned to the Borrower and used to (1) refund the North Carolina Medical Care Commission Health Care Facilities Revenue Bonds (Cape Fear Valley Health System) Series 2006B (the "2006B Bonds"); and (2) reimburse the Borrower for the cost of acquiring certain equipment (the "2008 Project");

WHEREAS, the proceeds of the 2006B Bonds were loaned to the Borrower and used to finance the acquisition, construction, improvement and equipping of certain health care facilities (the "2006B Project" and together with the 2008 Project, the "Project"), as more particularly described in the notice of public hearing published on October 23, 2017 in the *Fayetteville Observer* (the "TEFRA Notice");

WHEREAS, pursuant to Section 66.0304(1 l)(a) of the Wisconsin Statutes, prior to their issuance, bonds issued by the Authority must be approved by the governing body or highest ranking executive or administrator of the political jurisdiction within whose boundaries a project is located, which with respect to the Project includes the County of Cumberland, North Carolina;

WHEREAS, the Borrower has requested that the Board approve the refinancing of the Project, and the issuance of the Bonds in an amount not to exceed \$152,000,000 in order to satisfy the public approval requirement of Section 147(f) of the Code and the requirements of Section 4 of the Amended and Restated Joint Exercise of Powers Agreement Relating to the Public Finance Authority, dated as of September 28, 2010 (the "Joint Exercise Agreement"), and Section 66.0304(1 l)(a) of the Wisconsin Statutes;

WHEREAS, the TEFRA Notice was published on October 23, 2017 in the *Fayetteville Observer* and sets forth a general, functional description of the type and use of the facilities to be

refinanced, the maximum principal amount of the Bonds, the initial owner, operator or manager of the facilities and the location of the facilities, among other things;

WHEREAS, the names, address and testimony of the persons who were present and who offered comments on the proposed issuance of the Bonds or who responded in writing to the notice of public hearing are as follows:

[None.]

WHEREAS, the Chairman of the Board inquired elsewhere in and around the meeting room to determine whether there were any other persons who wished to speak at the public hearing and the Chairman of the Board determined that no other persons who wished to speak at the public hearing were found; and

WHEREAS, the purpose of the above-described public hearing and this resolution is to satisfy the public approval requirement of Section 147(f) of the Internal Revenue Code of 1986, as amended (the "Code"), in order to qualify the interest on the Bonds for exclusion from the gross income of the owners thereof for federal income tax purposes pursuant to the applicable provisions of the Code;

After the Board had heard all persons who had requested to be heard, Commissioner _____ moved that the public hearing be closed. The motion was adopted unanimously.

Commissioner _____ introduced the following resolution, a copy of which had been distributed to each Commissioner:

RESOLUTION APPROVING THE ISSUANCE OF NOT TO EXCEED \$152,000,000 OF TAX-EXEMPT BONDS TO BE ISSUED BY THE PUBLIC FINANCE AUTHORITY TO FINANCE AND REFINANCE CERTAIN COSTS OF VARIOUS PROJECTS ON BEHALF OF CUMBERLAND COUNTY HOSPITAL SYSTEM, INC. D/B/A CAPE FEAR VALLEY HEALTH SYSTEM.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS FOR THE COUNTY OF CUMBERLAND, NORTH CAROLINA:

Section 1. For the purpose of qualifying the interest on the Bonds for exclusion from the gross income of the owners thereof for federal income tax purposes pursuant to the applicable provisions of the Code, the Board hereby approves the issuance of the Bonds by the Authority for the purpose of providing funds to finance and refinance the Project, provided that in no event shall the County of Cumberland, the State of North Carolina or any political subdivision thereof be liable for such Bonds nor shall the Bonds constitute a debt of the County of Cumberland, the State of North Carolina or any political subdivision thereof. It is the purpose and intent of the Board that this resolution constitute approval of the issuance of the Bonds by the applicable elected representative of the Project Jurisdiction for the Project, which is the governmental unit having jurisdiction over the area in which the Project is located, in accordance with Section 147(f) of the Code, Section 66.0304(11)(a) of the Wisconsin Statutes and Section 4 of the Joint Exercise Agreement.

Section 2. This resolution shall take effect immediately upon its passage.

STATE OF NORTH CAROLINA)

COUNTY OF CUMBERLAND)

I, Candice White, Clerk to the Board of Commissioners of the County of Cumberland,

DO HEREBY CERTIFY as follows:

1. A meeting of the Board of Commissioners of the County of Cumberland, located in the State of North Carolina, was duly held November 6, 2017, such meeting having been noticed, held and conducted in accordance with all requirements of law (including open meetings requirements), and minutes of that meeting have been or will be duly recorded in the Minute Book kept by me in accordance with law for the purpose of recording the minutes of the Board.

2. The attached extract accurately reflects the actions taken by the Board of Commissioners with respect to the matters therein.

3. The attached extract correctly states the time when the meeting was convened and the place where the meeting was held and the members of the Board who attended the meeting.

IN WITNESS WHEREOF, I have hereunto set my hand and have hereunto affixed the seal of the County as of November 6, 2017.

Ms. Cannon reviewed the background information recorded above and introduced Sandra Williams, Cape Fear Valley Health System Chief Financial Officer, and bond counsel member Brandon Lofton. In response to a question posed by Commissioner Evans, Mr. Lofton stated the refinancing is of 2008A Bonds that were used for various projects of the health system already in existence as outlined in the notice of public hearing.

Chairman Adams opened the public hearing.

The clerk to the board advised there were no speakers.

Chairman Adams closed the public hearing.

MOTION: Commissioner Lancaster moved to approve the resolution approving the issuance of tax exempt bonds, not to exceed \$152,000,000 by the Public Finance Authority to finance and refinance certain costs of various projects on behalf of Cumberland County Hospital System, Inc. d/b/a Cape Fear Valley Health System.

SECOND: Commissioner Evans

VOTE: UNANIMOUS (7-0)

5. ITEMS OF BUSINESS

A. Consideration of Adoption of 2018 Board of Commissioners' Regular Meeting Dates

BACKGROUND

Each year the Board of Commissioners considers adoption of its regular meeting dates for the upcoming calendar year and each year there are exceptions that have to be considered. The exceptions for calendar year 2018 include the following:

- The first meeting in January has been moved to Tuesday, January 2 because the preceding Monday, January 1 will be observed as the New Year's Day holiday.
- The second meeting in January has been moved to Tuesday, January 16 because the preceding Monday, January 15 will be observed as Martin Luther King, Jr. Day.
- The first meeting in March has been cancelled because the NACo Legislative Goals Conference will be held March 3–7, 2018 in Washington, DC.
- The first meeting in April has been moved to Tuesday, April 3 because the preceding Monday, April 2 is Easter Monday. The Board at its November 19, 2012 meeting acted to continue moving the Easter Monday meeting to Tuesday.
- The first meeting in September has been moved to Tuesday, September 4 because the preceding Monday, September 3, will be observed as Labor Day.

RECOMMENDATION / PROPOSED ACTION

Adopt the 2018 Board of Commissioners' regular meeting dates as proposed or amended.

2018 BOARD OF COMMISSIONERS REGULAR MEETING DATES

January 2, 2018, 9:00AM (Tuesday)

January 16, 2018, 6:45PM (Tuesday)

February 5, 2018, 9:00AM
February 19, 2018, 6:45PM

NO MEETING (NACo Legislative Goals Conference March 3-7)
March 19, 2018, 6:45PM

April 3, 2018, 9:00AM (Tuesday)
April 16, 2018, 6:45PM

May 7, 2018, 9:00AM
May 21, 2018, 6:45PM

June 4, 2018, 9:00AM
June 18, 2018, 6:45PM

July – NO MEETINGS

August 6, 2018, 9:00AM
August 20, 2018, 6:45PM

September 4, 2018, 9:00AM (Tuesday)
September 17, 2018, 6:45PM

October 1, 2018, 9:00AM
October 15, 2018, 6:45PM

November 5, 2018, 9:00AM
November 19, 2018, 6:45PM

December 3, 2018, 9:00AM
December 17, 2018, 6:45PM

NOTE: ALL MEETINGS ARE ON HELD MONDAY EXCEPT AS NOTED ABOVE.

Ms. Cannon reviewed the background information recorded above.

MOTION: Commissioner Boose moved to approve the 2018 Board of Commissioners' regular meeting dates as presented.

SECOND: Commissioner Council

VOTE: UNANIMOUS (7-0)

- B. Consideration of Approval of North Carolina Soil & Water Conservation Stream Debris Removal Grant and Budget Ordinance Amendment 181270

BACKGROUND

As part of ongoing recovery efforts from Hurricane Matthew, the North Carolina Division of Soil & Water Conservation has awarded a \$1,219,408 grant to Cumberland County for stream debris removal. A match of \$5,000 consisting of cash or in-kind is required. These funds will be used to clear debris from predetermined portions of the active channels of the South River, Sandy Creek and Locks Creek. Previously received funds from the Golden Leaf Foundation will be used to address debris removal in the Rockfish and Little Rockfish Rivers. At this point, funding for these projects is only for dragging debris out of the stream or river channel but not removal from embankments. The purpose is strictly to clear debris from the active river channels. If additional funding is available in the future, it may be possible to apply for grant money to remove debris from embankments. This item is being presented to the full Board and has not been to Committee due to meeting timing and the need to obtain proper approval.

RECOMMENDATION / PROPOSED ACTION

Staff recommends approval of the corresponding Budget Ordinance Amendment #B181270 in the amount of \$1,219,408 to recognize Stream Debris Removal Grant Award funds and approval of the \$5,000 match and for the County Manager to execute contracts and other paperwork associated with the grant.

Tracy Jackson, Assistant County Manager, reviewed the background information recorded above and stated the local Soil and Water Conservation Board advocated for the County for award of the grant.

MOTION: Commissioner Keefe moved to approve Budget Ordinance Amendment #B181270 in the amount of \$1,219,408 to recognize Stream Debris Removal Grant Award funds, the \$5,000 match and for the County Manager to execute contracts and other associated paperwork for the grant.

SECOND: Commissioner Council

VOTE: UNANIMOUS (7-0)

- C. Consideration of Approval of FY18 Parks & Recreation Projects and Budget Ordinance Amendment 1800007

BACKGROUND

Fayetteville-Cumberland Parks and Recreation Director Michael Gibson has worked closely with the small towns in the County to develop requested projects for FY18. County staff visited each of the towns to discuss these projects and determine if there were any new or changing needs in this area. A list of projects by town showing all the different items and costs each town has been provided. These items total \$2,708,033 and represent a wide variety of parks and recreation needs across the unincorporated area of Cumberland County. Also, included in this list were miscellaneous improvements for specific recreation centers.

Funding to address these proposed projects originate from reappropriated FY17 Parks & Recreation funds and currently budgeted funds from Parks & Recreation District tax revenues. This item has been presented to the full Board in the past, but action was not taken at that time. Staff needed time to verify the proposed projects with each town and obtain their respective approval.

RECOMMENDATION / PROPOSED ACTION

Staff recommends approval of the corresponding Budget Ordinance Amendment #B180007 in the amount of \$2,173,459 and approval of the proposed FY18 parks and recreation projects.

Mr. Jackson reviewed the background information and recommendation/proposed action recorded above. Mr. Jackson stated the amount of \$2,173,459 along with an already budgeted FY18 amount of \$534,574 totals \$2,708,033 for all the parks and recreation projects. Chairman Adams stated the funds come from the parks and recreation fund balance and not the County's general fund. Commissioner Boose asked who met with County staff when they visited the towns. Mr. Jackson stated the meetings varied between Mayors, clerks or town staff and some took the projects back to their boards for approval. Commissioner Keefe referenced proposed projects for Grays Creek community park and asked whether dollars should be invested in that area until the water issues are resolved. Mr. Jackson stated there was a great deal of interest expressed in having projects in the community park but there have been no discussions to date tying in the water issues in the Grays Creek area and the proposed projects. Chairman Adams stated it is a legitimate question when considering the water issues but when the projects were proposed, those issues had not yet arisen. Chairman Adams stated the appropriation of funds will not prevent future discussions about areas in which the funds are allocated. Mr. Jackson stated these concerns could be expressed to the Parks and Recreation Advisory Commission. Commissioner Faircloth asked whether these projects included local town funds. Mr. Jackson stated not to his knowledge.

MOTION: Commissioner Evans moved to approve Budget Ordinance Amendment #B180007 in the amount of \$2,173,459 and the proposed FY18 parks and recreation projects.
SECOND: Commissioner Council
VOTE: UNANIMOUS (7-0)

6. NOMINATIONS

- A. Cumberland County Juvenile Crime Prevention Council

Commissioner Council nominated Matthew Dixon and Maybelyn Laureano.

- B. Cumberland County Workforce Development Board

Commissioner Council nominated Albeiro Florez and Diana Potts.

- C. Farm Advisory Board

Commissioner Lancaster nominated Ryan Kennedy, Tracy Gardner, Kevin West, Clifton McNeill, Jr., Joe Gillis, Stan Crumpler and Lisa Childers.

- D. Fayetteville Area Convention and Visitors Bureau (FACVB) Board of Directors

Commissioner Council nominated Suresh Patel.

- E. Human Relations Commission

Commissioner Council nominated Kevin Brooks.

Commissioner Faircloth nominated Dr. Mark Kendrick.

- F. Senior Citizens Advisory Commission

Commissioner Council nominated Sonja Sato, Carey Berg and Patricia Fairley.

- G. Tourism Development Authority

Commissioner Keefe nominated Buzz Lloyd.

Commissioner Council nominated Terri Thomas.

7. APPOINTMENTS

- A. Appointment of Chairperson for Tourism Development Authority

BACKGROUND:

Pursuant to the January 28, 2002 resolution creating the Tourism Development Authority, the Board of Commissioners shall from time to time designate the chairperson of the Authority who shall be the presiding officer of the Authority. The resolution does not limit the number of times the chairperson may serve as the presiding officer.

The Tourism Development Authority at their October 25, 2017 meeting unanimously voted to recommend that Vivek Tandon preside as the chairperson for the 2018 calendar year.

RECOMMENDATION / PROPOSED ACTION:

Consider whether to follow the recommendation of the Tourism Development Authority and appoint Vivek Tandon as chairperson for the 2018 calendar year.

MOTION: Commissioner Evans moved to appoint Vivek Tandon as the 2018 Tourism Development Authority chairperson.
SECOND: Commissioner Faircloth
VOTE: UNANIMOUS (7-0)

B. Transportation Advisory Board

County Health Director or Designee: Sharon Batten

Mid-Carolina Council of Governments Director or Designee: Tracy Honeycutt

DSS Work First Representative: Dana Davis

There being an equal number of vacancies and nominees for the Transportation Advisory Board,

MOTION: Commissioner Evans moved to appoint all nominees to their respective positions.
SECOND: Commissioner Faircloth
VOTE: UNANIMOUS (7-0)

Chairman Adams thanked Information Services and the Public Information Office for implementation of the County's new technology.

8. CLOSED SESSION

A. Attorney-Client Matter(s) Pursuant to NCGS 143.318.11(a)(3)

MOTION: Commissioner Boose moved to go into closed session for Attorney-Client Matter(s) Pursuant to NCGS 143.318.11(a)(3).
SECOND: Commissioner Lancaster
VOTE: UNANIMOUS (7-0)

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

MOTION: Commissioner Faircloth moved to adjourn.
SECOND: Commissioner Lancaster
VOTE: UNANIMOUS (7-0)

There being no further business, the meeting adjourned at 11:12 a.m.

Approved with/without revision:

Respectfully submitted,

Candice H. White
Clerk to the Board