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**ACTION AGENDA  
CUMBERLAND COUNTY BOARD OF COMMISSIONERS  
COURTHOUSE – ROOM 118  
OCTOBER 16, 2017  
6:45 PM**

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INVOCATION - Commissioner Jimmy Keefe

PLEDGE OF ALLEGIANCE – Commissioner Jimmy Keefe

Recognition of Billy D. Horne for Years of Public Service

Introduction of Fayetteville-Cumberland Youth Council Members:

Crystal Glover, Youth Development & Cultural Arts Program Coordinator  
Rebecca Mitchel – Designated Youth Representative  
2017-2018 New Members of the Fayetteville-Cumberland Youth Council

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

**REQUEST TO REMOVE ITEM 12.B. CLOSED SESSION FOR PERSONNEL MATTER(S) PURSUANT TO NCGS 143-318.11(A)(6)**

1. Approval of Agenda – **APPROVED WITH REMOVAL OF ITEM 12.B. CLOSED SESSION FOR PERSONNEL MATTER(S) PURSUANT TO NCGS 143-318.11(A)(6)**
2. Presentations: - **RECEIVED PRESENTATIONS**
  - A. Video Documentary of the One Year Anniversary of Hurricane Matthew
  - B. Presentation by Ms. Roxanne Bailey-Reed, Director of Field Operations on Disaster Recovery and Resiliency Planning Resources for Small Business and Entrepreneurs Through the Carolina Small Business Development Fund
3. Consent Agenda – **APPROVED CONSENT AGENDA ITEMS 3.A. – 3.I.1)**
  - A. Approval of minutes for the October 2, 2017 regular meeting.
  - B. Approval of Public Health Department Delinquent Accounts to be Turned Over to the N.C. Debt Set-Off Program. **(Pg. 8)**
  - C. Approval of Payment of Prior Year Invoice for the County Attorney's Office. **(Pg. 10)**

- D. Approval of Offer to Purchase Surplus Property Located at 1901 Newark Avenue, Fayetteville, NC – PIN: 0428-95-7010, Pursuant to the Upset Bid Process. **(Pg. 11)**
- E. Approval of Declaration of Surplus County Property and Authorization to Accept Insurance Settlement and Approval of Budget Ordinance Amendment B181160. **(Pg. 12)**
- F. Approval of a Proclamation Recognizing Mr. Steve Rogers for His Contributions, Dedication and Commitment to Cumberland County Citizens. **(Pg. 15)**
- G. Approval of Budget Ordinance Amendments: **(Pg. 16)**

#### **General Fund 101**

- 1) **Library Grants - Budget Ordinance Amendment B180767 to recognize additional grant funds in the amount of \$800 from the American Library Association – National Aeronautics and Space Administration (NASA) @ My Library program**

The Board is requested to approve Budget Ordinance Amendment B180767 to recognize additional grant funds in the amount of \$800. These funds will be used towards training staff to gain advanced understanding of Earth and the universe in support of the NASA @My Library program.

Please note this amendment requires no additional county funds.

- 2) **Health Department - Budget Ordinance Amendment B181193 to recognize additional state funds in the amount of \$592 for Sexually Transmitted Disease (STD) Prevention**

The Board is requested to approve Budget Ordinance Amendment B181193 to recognize additional state funds from the Department of Public Health in the amount of \$592. These funds will be used to assist with identifying chlamydia trachomatis in males.

Please note this amendment requires no additional county funds.

- 3) **Health Department - Budget Ordinance Amendment B181194 to recognize additional state funds in the amount of \$9,810 for Health Promotion**

The Board is requested to approve Budget Ordinance Amendment B181194 to recognize additional state funds from the Department of Public Health in the amount of \$9,810. These funds will be used to provide staff training, media campaigns and implementation of evidence based asthma home trigger assessments.

Please note this amendment requires no additional county funds.

- 4) **Health Department - Budget Ordinance Amendment B181197 to recognize additional state funds in the amount of \$27,540 for the Breast and Cervical Cancer Program (BCCCP)**

The Board is requested to approve Budget Ordinance Amendment B181197 to recognize additional state funds from the Department of Public Health in the amount of \$27,540. These funds will be used to provide screening and diagnostic services related to breast and cervical cancer for eligible underserved women.

Please note this amendment requires no additional county funds.

- 5) **Health Department - Budget Ordinance Amendment B181202 to recognize grant funds in the amount of \$9,681 for Maternal and Child Health**

The Board is requested to approve Budget Ordinance Amendment B181202 to recognize grant funds from the Department of Public Health through Richmond County Department of Health and Human Services in the amount of \$9,681. These funds will be used to implement evidence based initiatives addressing infant mortality, birth outcomes and child health.

Please note this amendment requires no additional county funds.

#### **Crown Debt Service Fund 602**

- 6) **Crown Debt Service - Budget Ordinance Amendment B180723 to transfer funds towards interest payments on debt service in the amount of \$21,586**

The Board is requested to approve Budget Ordinance Amendment B180723 in the amount of \$21,586. These funds are a transfer from the Food and Beverage fund and will be used for interest payments towards debt service on capital improvements to the Crown.

Please note this amendment requires the use of Food and Beverage fund balance in the amount of \$21,586.

#### **REGARDING ITEM 7 PLEASE NOTE:**

Each fiscal year County departments may have projects that are not complete by the fiscal year end (6/30/17) or items ordered that have not been received by fiscal year end. These projects or items were approved in the Fiscal Year 2017 budget; however, the money was not spent by June 30, 2017.

The following amendments seek to bring those funds forward from FY 2017 into the current fiscal year, allowing departments to complete and pay for these items. These revisions are not using 'new' funds, but are recognizing the use of FY17 funds in FY18.

#### **General Fund 101**

- 7) **General Government Other - Budget Ordinance Amendment B180762 to bring FY17 General funds forward in the amount of \$52,000**

The Board is requested to approve Budget Ordinance Amendment B180762 to bring FY17 General funds forward in the amount of \$52,000. These funds represent the county's share of the Emergency Services Co-Location Feasibility Study.

#### **Contingency Funds Report – FY18**

Contingency funds were not used.

- H. Approval of Cumberland County Facilities Committee Report and Recommendations: **(Pg. 19)**
- 1) Bid Award for Charlie Rose Agri-Expo Center Parking Lot Improvements and Budget Ordinance Amendment B180297 **(Pg. 28)**
  - 2) Professional Services Agreement with Fleming & Associates, PA for Multiple Capital Improvement Projects **(Pg. 34)**
  - 3) Request to Allow Public Art to Be Temporarily Installed on County Property **(Pg. 39)**
- I. Approval of Cumberland County Finance Committee Report and Recommendations: **(Pg. 44)**
- 1) Rescare Contract Amendment for Workforce Development Services **(Pg. 52)**
4. Public Hearings **(Pgs. 53-79)**

#### **Uncontested Rezoning Case**

- A. **Case P17-39:** Rezoning of .93+/- acres from RR Rural Residential to C1(P) Planned Local Business or to a more restrictive zoning district; located on the east side of Marracco Drive, south of Tom Starling Road; submitted by Jerry & Cylinda Hair (owners) & Theresa Morehead (agent). **(Pg. 53)**

Planning Board Meeting Date: September 19, 2017

Planning Board Action:  
Staff Recommendation:

Approve the staff recommendation.

1<sup>st</sup> motion for Case P17-39: 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.

2<sup>nd</sup> motion for Case P17-39: Move to approve the request for C1(P) Planned Local Business zoning.

The motions unanimously passed.

**ACTION: APPROVED PLANNING BOARD ACTION**

**Contested Rezoning Case**

- B. **Case P17-30:** Rezoning of 4.86+/- acres from R10 Residential to C1(P) Planned Local Business or to a more restrictive zoning district, located at 5221 Doc Bennett Road, submitted by Leonard & Suk-Hui Wolf (owners) and P. Singh Sandhu (agent). **(Pg. 56)**

Planning Board Meeting Date:  
Planning Board Action:

September 19, 2017

Deny the staff recommendation.

1<sup>st</sup> motion for Case P17-30: Move to find the request for rezoning inconsistent with the 2030 Growth Vision Plan, and any other applicable land use plan, the request is not reasonable or in the public interest for the reasons stated in the minutes of the Planning Board Meeting which are incorporated herein by reference.

2<sup>nd</sup> motion for Case P17-30: Deny the request for rezoning to C1(P) Planned Local Business zoning/CZ Conditional Zoning for a convenience store with gasoline sales, restaurant, and medical/dental office for the reasons stated in the minutes of the Planning Board Meeting which are incorporated herein by reference.

The motions to deny the requested rezoning passed four to one, with one abstention.

**ACTION: APPROVED PLANNING STAFF RECOMMENDATION TO APPROVE**

### **Other Public Hearings**

- C. Public Hearing on Proposed Economic Development Incentives for “Project Nano2” and Consideration of a Resolution and Local Incentives Grant Package and Approval of Budget Ordinance Amendment B180028. **(Pg. 70)**

**ACTION: HELD PUBLIC HEARING – APPROVED**

- D. Public Hearing on the FY2019 Community Transportation Program Grant Application and Consideration of Approval of Submission of the Grant Application and the FY2019 Resolution for Program Funding for our Public Transportation Program. **(Pg. 75)**

**ACTION: HELD PUBLIC HEARING – APPROVED**

### **ITEMS OF BUSINESS**

5. Consideration of an Interlocal Agreement Between Cumberland County and the City of Fayetteville to Address Homelessness. - **APPROVED** **(Pg. 80)**
6. Consideration of Community Development Block Grant – Disaster Recovery Grant Award and Budget Ordinance Amendment B180280. - **APPROVED** **(Pg. 84)**
7. Consideration of Contract Amendment for Landfill Gas Collection and Control System Expansion. - **APPROVED** **(Pg. 89)**
8. Consideration of Contract Amendment for Construction Management Services and Approval of Budget Ordinance Amendment B180029. - **APPROVED** **(Pg. 105)**
9. Consideration of a Request for a Review of the Public Health Department. – **NO ACTION - REFERRED TO POLICY COMMITTEE** **(Pg. 115)**
10. Nominations to Boards and Committees **(Pg. 116-131)**
- A. Transportation Advisory Board (3 Vacancies) **(Pg. 116)**

**NOMINEE(S): SHARON BATTON  
TRACY HONEYCUTT  
DANA DAVIS**

11. Appointments to Boards and Committees **(Pgs. 132-135)**

- A. Animal Control Board (1 Vacancy) **(Pg. 132)**

Nominee:

City of Fayetteville Resident Position: Shannon Pingitore

**APPOINTEE(S): SHANNON PINGITORE**

B. Library Board of Trustees (2 Vacancies) **(Pg. 134)**

Nominees: Paige Ross (Reappointment)  
Brian Tyler (Reappointment)

**APPPINTEE(S): PAIGE ROSS  
BRIAN TYLER**

12. Closed Session:
- A. Attorney-Client Matter(s) Pursuant to NCGS 143-318.11(a)(3).
  - B. REMOVED FROM AGENDA**  
Personnel Matter(s) Pursuant to NCGS 143-318.11(a)(6).

**ADJOURNED**