
AGENDA
CUMBERLAND COUNTY BOARD OF COMMISSIONERS
COURTHOUSE – ROOM 118
MAY 15, 2017
6:45 PM

INVOCATION - Commissioner Larry Lancaster

Minister:

PLEDGE OF ALLEGIANCE – Kaitlyn (Katie) Hawkes

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

Introduction of Fayetteville-Cumberland Youth Council Members:

Jenna Nabors
Stephen Ferrand

Recognition of Cumberland County State 4-A Wrestling Champions:

Marcelino Aponte III, Cape Fear High School - 106 Pound Class
Michael Vernagallo, Cape Fear High School – 170 Pound Class

Recognition of Deputy Clerk to the Board Kellie Beam on Achieving her North Carolina Certified County Clerk Certification

Recognition of Citizens' Academy Graduates (See Attached Listing of Graduates) **(Pg. 10)**

1. Approval of Agenda
2. Consent Agenda
 - A. Approval of minutes for May 1, 2017 regular meeting and the April 24, 2017 Special Meeting for the FY2018 Budget.
 - B. Approval of the Cumberland County Juvenile Crime Prevention Council Funding Allocations for July 1, 2017 through June 30, 2018. **(Pg. 11)**

- C. Approval to Enter Into Contracts with Community Transportation Service Providers for FY 2018. **(Pg. 14)**
- D. Approval of Alcoholic Beverage Control (ABC) Board Travel Policy. **(Pg. 17)**
- E. Approval of Workforce Development Board Recommendation to Award the One Stop Operator Contract to Two Hawk Workforce Services. **(Pg. 29)**
- F. Approval of a Resolution for Designation of Applicant's Agent for the Hazard Mitigation Grant Program (HMGP) to Obtain Federal and State Aid. **(Pg. 30)**
- G. Approval of Offer to Purchase Surplus Property, Being Lots 11-13, H.L. Dawson S/D, PB 14/39, Located at 2225 Roosevelt Drive, Fayetteville. **(Pg. 33)**
- H. Approval of Offer to Purchase Real Property Being Lot 311 Savoy Heights, Sec. 1, Plat Book 20 at Page 21. **(Pg. 34)**
- I. Approval of Sale of Surplus Real Property, Being a Portion of Lot 12, Block B, Stubbs Acres, Plat Boo, 21/29. **(Pg. 35)**
- J. Approval of Sale of Surplus Properties, Being Lots 114 & 116 Savoy Heights, Sec. 1, Plat Book 20 at Page 21; and 4.05 Acres Land adj. Briarwood Hills, Sec. 3, Plat Book 117 at Page 189. **(Pg. 37)**
- K. Approval of Sale of Surplus Properties, Being Lots 6 & 7, Block D, Spring Lake Subdivision, Plat Book 11 at Page 3, Located at 118 and 105 N. First Street, Spring Lake. **(Pg. 39)**
- L. Approval of Sale of Surplus Real Property, 2323 Applebury Lane. **(Pg. 41)**
- M. Approval of Demolition of County-Owned Property: **(Pg. 43)**
Case Number: BI-2017-001
Property Owner: Cumberland County
Property Location: 218 Preston Avenue, Fayetteville, NC
Parcel Identification Number: 0428-58-5045
- N. Approval of Ordinance Assessing Property for the Cost of Demolition:
Case Number: MH 1478-2016 **(Pg. 46)**
Property Owner: John Dennis Williams
Property Location: 327 Charles Street, Fayetteville, NC
Parcel Identification Number: 0426-90-2447

- O. Approval of Cumberland County Facilities Committee Report and Recommendation(s): (Pg. 48)
- 1) Paving / Resurfacing of Historic Courthouse Parking Lot (Pg. 55)
 - 2) Paving / Resurfacing of Solid Waste Container Site Driveways (Pg. 58)
 - 3) Lease Renewal for NC Department of Public Safety – Adult Probation (Pg. 61)
 - 4) Lease Renewal for Coastal Horizons Center, Inc. (Pg. 74)
- P. Approval of Cumberland County Finance Committee Report and Recommendation(s) (For Information Purposes). (Pg. 77)
- Q. Approval of a Proclamation Recognizing May 21-27, 2017 as “National Public Works Week” in Cumberland County. (Pg. 92)
- R. Approval of Budget Ordinance Amendments: (Pg. 93)

General Fund 101

- 1) **Public Health - Budget Ordinance Amendment B170110 to recognize additional fees earned in the amount of \$25,000 to purchase vaccines and immunizations.**

The Board is requested to approve Budget Ordinance Amendment B170110 to recognize fees earned from Family Planning and Immunizations in the amount of \$25,000. These funds are to be used to replenish vaccines.

Please note this amendment requires no additional county funds.

- 2) **Public Health - Budget Ordinance Amendment B170116 to recognize additional revenue in the amount of \$10,000 to purchase Long Acting Reversible Contraception's (LARC's).**

The Board is requested to approve Budget Ordinance Amendment B170116 to recognize Medicaid fees earned in the amount of \$10,000. This money will be used to purchase Long Acting Reversible Contraception's (LARC's).

Please note this amendment requires no additional county funds.

3) Public Health - Budget Ordinance Amendment B170117 to recognize additional revenue in the amount of \$15,000 to purchase vaccines.

The Board is requested to approve Budget Ordinance Amendment B170117 to recognize Medicaid fees earned in the amount of \$15,000. This money will be used to replenish vaccines for Health Express Care.

Please note this amendment requires no additional county funds.

4) Social Services - Budget Ordinance Amendment B170135 to recognize additional revenue and matching expense in the amount of \$464,275.

The Board is requested to approve Budget Ordinance Amendment B170135 to recognize additional revenue received from the Division of Child Care Development and Early Education. These funds will be used for subsidized child care services.

Please note this amendment requires no additional county funds.

5) Social Services - Budget Ordinance Amendment B170145 to recognize grant funds in the amount of \$57,500.

The Board is requested to approve Budget Ordinance Amendment B170145 in the amount of \$57,500 from the NC Department of Public Safety-Emergency Management. Funds in the amount of \$50,000 will be used to aid individuals displaced from their homes during Hurricane Matthew. The remaining funds in the amount of \$7,500 will be used towards the administrative cost of the program.

Please note this amendment requires no additional county funds.

6) Social Services - Budget Ordinance Amendment B170153 to increase funds available for foster care payments in the total amount of \$577,005.

The Board is requested is to approve budget ordinance amendment B170153 in the total amount of \$577,005. This represents additional revenue of \$899,840 and increased expenses of \$1,476,845 for foster care payments. The total \$577,005 includes \$143,559 from identified funds within the organization and \$433,446 from contingency that was specifically allocated for foster care in the FY17 budget. The additional funds are due to the increased number of children in foster care.

Please note this amendment requires the use of county funds of \$433,446 from contingency specifically allocated for foster care in the FY17 budget.

School Fund 106

7) School Capital Outlay Category I - Budget Ordinance Amendment B170984 in the amount of \$3,629,165 for capital outlay category I.

The Board is requested to approve Budget Ordinance Amendment B170984 in the amount of \$3,629,165. This revision is to appropriate fund balance (sales tax) for capital outlay category I (buildings) expenditures as approved by the Cumberland County Board of Education on April 11, 2017.

Please note this amendment requires no additional county funds.

8) School Capital Outlay Category II - Budget Ordinance Amendment B170987 in the amount of \$137,273 for capital outlay category II.

The Board is requested to approve Budget Ordinance Amendment B170987 in the amount of \$137,273. This revision is to appropriate fund balance (sales tax) for capital outlay category II (equipment) expenditures as approved by the Cumberland County Board of Education on April 11, 2017.

Please note this amendment requires no additional county funds.

9) School Capital Outlay Category III - Budget Ordinance Amendment B170989 in the amount of \$123,354 for capital outlay category III.

The Board is requested to approve Budget Ordinance Amendment B170989 in the amount of \$123,354. This revision is to appropriate fund balance (sales tax) for capital outlay category III (vehicles) expenditures as approved by the Cumberland County Board of Education on April 11, 2017.

Please note this amendment requires no additional county funds.

Juvenile Crime Prevention Council (JCPC) Fund 245

10) Find-A-Friend- Budget Ordinance Amendment B170136 to recognize State funds in the amount of \$3,399 for Find-A-Friend.

The Board is requested to approve Budget Ordinance Amendment B170136 in the amount of \$3,399. The JCPC Find A Friend program applied for and was awarded discretionary funds from the State. These funds will be used to purchase a computer server.

Please note this amendment requires no additional county funds.

Enterprise Capital Project Fund 425

11) Crown Improvements Project Funds- Budget Ordinance Amendment B170251 to transfer \$88,212 to the Crown Center Fund.

The Board is requested to approve Budget Ordinance Amendment B170251 in the amount of \$88,212. In 2010, debt was issued for the Crown Theatre and Arena renovation project. This project was completed and funds were remaining from the loan proceeds. Those funds must be used for capital improvements or capital purchases at the Crown. The repair of the service elevator meets the requirement for the use of the remaining funds. The transfer of funds from the Crown Improvements Project Fund to the Crown Center Fund will allow for the elevator repair.

Please note this amendment requires no additional county funds.

Contingency Funds Report

The County Manager approved the use of contingency funds for the Landscaping Department in the amount of \$2,800. A portion of a large tree fell at 109 Bradford Avenue. These funds were utilized to remove the debris.

3. Public Hearings (Pgs. 96-122)

Uncontested Rezoning Cases

- A) **Case P17-16:** Rezoning of 3.90+/- acres from A1 Agricultural to R30 Residential, or to a more restrictive zoning district, located at 7045 Maxwell Road, submitted by Joseph & Violet Dowd (Owners) and Michael J. Adams (Agent). **(Pg. 96)**

Planning Board Meeting Date:	April 18, 2017
Planning Board Action:	Approve the staff recommendation.
Staff Recommendation:	1 st motion for Case P17-16: 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 nd motion for Case P17-16: Move to approve the rezoning for R30 Residential.

Contested Rezoning Cases

- B) **Case P17-13:** Rezoning of 3.08+/- acres from RR Rural Residential to C1(P) Planned Local Business/CZ Conditional Zoning for Convenience Retail with Gasoline Sales & Restaurant, or to a more restrictive zoning district; located at 6020 US HWY 301 S, submitted by A. Maurice Elliot & Helen Elliot Smith on behalf of Madie Elliot Heirs, Daniel & Debora McPhaul (Owners), David L. Pait (Applicant) and William R. Davis, Attorney (Agent). **(Pg. 99)**

Planning Board Meeting Date: April 18, 2017
Planning Board Action: Approve the staff recommendation.
Staff Recommendation: 1st motion for Case P17-13: Move to find the request for rezoning inconsistent with the 2030 Growth Vision Plan, and any other applicable land use plan, not reasonable or in the public interest for the reasons stated in the recommendations of the Planning Staff and as fully reflected in the minutes of the Planning Board Meeting which are incorporated herein by reference.

2nd motion for Case P17-13: Move to deny the request for C1(P) Planned Local Business/CZ Conditional Zoning for convenience retail with gasoline sales & restaurant for the reasons stated in the recommendations of the Planning Staff and as fully reflected in the minutes of the Planning Board Meeting which are incorporated herein by reference.

- C) **Case P17-15:** ****REQUEST FOR DEFERRAL TO JUNE 19, 2017****
Rezoning of 6.12+/- acres from A1 Agricultural to R40 & R40A Residential, located at 2157 School Road, submitted by Danora J. Powell (Owner) and Michael J. Adams (Agent). **(Pg. 113)**

Planning Board Meeting Date: April 18, 2017
Planning Board Action: Approve the staff recommendation.
Staff Recommendation: 1st motion for Case P17-15: 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

and as fully reflected in the minutes of the Planning Board Meeting which are incorporated herein by reference.

2nd motion for Case P17-15: Move to approve the request for R40 and R40A Residential Zoning for the reasons stated in the recommendations of the Planning Staff and as fully reflected in the minutes of the Planning Board Meeting which are incorporated herein by reference.

Minimum Housing Code Enforcement

D) Case Number: MH 1659-2017 **(Pg. 117)**
Property Owner: Dwight D. Sullivan
Property Location: 7336 Hypony Trail, Parkton, NC
Parcel Identification Number: 9493-44-4672

Items of Business **(Pgs. 123-152)**

4. Presentation of Petition and Request to Name the Cumberland County Courthouse Building in Honor of Judge Edwin Maurice Braswell. **(Pg. 123)**

5. Nominations to Boards and Committees **(Pgs. 135-144)**

A. ABC Board (2 Vacancies) **(Pg. 135)**

6. Appointments to Boards and Committees **(Pgs. 145-152)**

A. Fayetteville Area Convention & Visitors Bureau Board of Directors (1 Vacancy) **(Pg. 145)**

Nominee: Hotel/Motel Over 100 Rooms Representative: Adam Collier

B. Jury Commission (1 Vacancy) **(Pg. 148)**

Nominee: Steve Harper (Reappointment)

C. Tourism Development Authority (1 Vacancy) **(Pg. 150)**

Nominee:

Hotel/Motel Over 100 Rooms Representative: Manish Mehta (Reappointment)

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

ADJOURN

WATCH THE MEETING LIVE

THIS MEETING WILL BE STREAMED LIVE THROUGH THE COUNTY'S WEBSITE, CO.CUMBERLAND.NC.US. LOOK FOR THE LINK AT THE TOP OF THE HOMEPAGE.

THE MEETING WILL ALSO BE BROADCAST LIVE ON FAYETTEVILLE/CUMBERLAND EDUCATIONAL TV (FCETV), SPECTRUM CHANNEL 5.

THE MEETING VIDEO WILL BE AVAILABLE AT YOUTUBE.COM/CUMBERLANDCOUNTYNC ON WEDNESDAY, MAY 17.

IT WILL BE REBROADCAST ON WEDNESDAY, MAY 17, AT 7 P.M. AND FRIDAY, MAY 19, AT 10:30 A.M.

REGULAR BOARD MEETINGS:

**June 5, 2017 – (Monday) – 9:00 AM
June 19, 2017 – (Monday) – 6:45 PM**

BUDGET MEETINGS:

Thursday May 25, 2017	7:00 PM	Budget Presentation	Room 118
Tuesday May 30, 2017	5:30 PM	Budget Work Session	Room 564
Monday June 5, 2017	7:00 PM	Budget Public Hearing / Work Session	Room 118
Thursday June 8, 2017	5:30 PM	Dept. Head Appeals / Budget Work Session	Room 564
Tuesday June 13, 2017	5:30 PM	Budget Work Session	Room 564
Wednesday June 14, 2017	5:30 PM	Budget Work Session – if needed / Adopt Budget	Room 564

***** NO BOARD OF COMMISSIONER MEETINGS IN JULY *****

AMY H. CANNON
County Manager

SALLY S. SHUTT
Assistant County Manager



CUMBERLAND
★ **COUNTY** ★
NORTH CAROLINA

MELISSA C. CARDINALI
Assistant County Manager

W. TRACY JACKSON
Assistant County Manager

OFFICE OF THE COUNTY MANAGER

Cumberland County Citizens' Academy Spring 2017

1. Jong Bradford
2. Armanda Brown
3. Scarlett Burgess
4. Damien Cox
5. Kasey Dill
6. Amy Gilbert
7. Brian Graybill
8. James Haynie
9. Paul Johnson
10. Dorothy McNeil
11. Jamie Moore
12. Sabrina Patterson
13. Jimmy Plater Sr.
14. Jimmy Plater Jr.
15. Janelle Preman
16. Joanna Quick
17. Michael Reid
18. A.J. Riddle
19. Jerod Roberts
20. Shameka Ross
21. Tammy Sinclair
22. Mary Welch
23. Cindia Weatherwax
24. Mark Wilderman
25. David Wilkes

AMY H. CANNON
County Manager

SALLY S. SHUTT
Assistant County Manager



MELISSA C. CARDINALI
Assistant County Manager

W. TRACY JACKSON
Assistant County Manager



ITEM NO. 2B

OFFICE OF THE COUNTY MANAGER

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF MAY 15, 2017

TO: BOARD OF COUNTY COMMISSIONERS

FROM: AMY H. CANNON, COUNTY MANAGER

DATE: MAY 10, 2017

**SUBJECT: APPROVAL OF THE CUMBERLAND COUNTY JUVENILE
CRIME PREVENTION COUNCIL FUNDING ALLOCATIONS
FOR JULY 1, 2017 THROUGH JUNE 30, 2018**

BACKGROUND

The Cumberland County Juvenile Crime Prevention Council annually submits the JCPC Program Contracts to the Board of Commissioners for approval prior to submitting to the State office. The contracts represent the funding allocations for FY2017-2018.

RECOMMENDATION/PROPOSED ACTION

The Juvenile Crime Prevention Council recommends approval of the JCPC DJJDP/County Funding requests for FY2017-2018. Information regarding the contracts is attached.

CM051017-2



CUMBERLAND COUNTY

JUVENILE CRIME PREVENTION COUNCIL

Bringing resources together for at-risk youth

April 26, 2017

Melissa Cardinali, Chair

Lt. Bobby Jeffers, Vice
Chair

Bruce Morrison

Lt. John Somerindyke

Brandy Brutsch

Miguel Pitts

Tina Higgs

Alfred Spain

Louis Leake

Augusta Newman

Honorable Glenn Adams

Gregory Koonce

Michael Onufer

Honorable Edward A. Ponce

Austin Campbell

Wanda Tart

Terri Thomas

John Powell

Dr. Rebecca Campbell

Densie Lucas

Crystal Bennett

Deborah Rosen

Dwight Creech

Det. Melton Brown

Sonya Thompson

Ronald Tillman,
DACJJ Community
Specialist

Kimberly Cribb,
JCPC Coordinator

To: Ms. Amy Cannon, County Manager

Annually, the Department of Public Safety/Department Adult Corrections Juvenile Justice (DACJJ) makes funding available to local county governments for funding early intervention programs/services for youth that are involved in, or may become involved in, the juvenile court system.

The local Juvenile Crime Prevention Council (JCPC) reviewed all proposals submitted for consideration for fiscal year 2017-18 DACJJ projected allocation. During the JCPC meeting on Wednesday, April 26, 2017, the full Council discussed the funding recommendations of the Finance Committee. As part of that meeting, the JCPC voted to submit funding recommendations, outlined in Attachment A, for seven local programs. Submission of the FY18 annual JCPC Certification for Cumberland County and the DAC/JJ state program agreements the seven local programs was also approved. The annual comprehensive planning document will be forthcoming when received from DACJJ.

Cumberland County is projected to receive \$918,508 in state dollars for fiscal year 2017-18. Local matching funds of 20% are required to be eligible to receive DACJJ state funds. The County of Cumberland has contributed a portion of the required match annually. The local JCPC gratefully acknowledges the ongoing support provided by the County.

This packet represents the funding recommendations the JCPC is making to the Cumberland County Board of Commissioners for their consideration. Please feel free to contact me should you have any questions or require further information.

Regards,

Melissa C. Cardinali
Juvenile Crime Prevention Council Chair

JCPC DACJJ/County Funding Requests for FY 2017-2018

Program Name	Program Type	FY 16-17 Current DACJJ Funding	FY 16-17 Current County Matching funds	Requested FY 17-18 DACJJ funds	Change in DACJJ request from current funding	Requested County Cash for match FY 17-18	Local Program Cash as a portion of match	Program Inkind as a portion of match	Other Program Cash	Total Program Budget Per Request for FY 17-18	FY 17-18 RECOMMENDA- TION TO BCC (DACJJ \$\$\$)	FY 17-18 RECOMMENDA- TION FOR COUNTY CASH MATCH)	FY 17-18 Recommended Total Budget (DACJJ + County + Local Cash + Prog Inkind + Other Prog Cash)
Juvenile Assessment Center	Interpersonal Skill Building	\$251,750	\$32,232	\$251,750	\$0	\$32,232		\$38,440		\$322,422	\$251,750	\$32,232	\$322,422
Find A Friend (FAF)	Interpersonal Skill Building	\$71,313	\$9,657	\$60,813	-\$10,500	\$9,657	\$15,729	\$42,485		\$128,684	\$60,813	\$9,657	\$128,684
C.C. Group Care	Group Care	\$293,855	\$170,360	\$293,855	\$0	\$171,990		\$85,237	\$159,503	\$710,585	\$293,855	\$171,990	\$710,585
Fay/CC Restitution	Restitution/Community Service	\$86,984	\$12,152	\$54,125	-\$32,859	\$12,152	\$12,151			\$78,428	\$54,125	\$12,152	\$78,428
Teen Court	Teen Court	\$59,185	\$20,495	\$53,936	-\$5,249	\$20,495	\$960	\$17,280		\$92,671	\$53,936	\$20,495	\$92,671
Families & Courts Together	Individual Counseling, Assessments, Home Based Family Counseling & Interpersonal Skill Building	\$139,921	\$80,000	\$149,921	\$10,000	\$80,000		\$9,724		\$239,645	\$149,921	\$80,000	\$239,645
Positive Action with Mindfulness (NEW)	Interpersonal Skill Building	\$0	\$0	\$44,415	\$44,415	\$0		\$9,700		\$54,115	\$15,000	\$0	\$24,700
YouthMax, INFLUENCE 1 (NEW)	Interpersonal Skill Building	\$0	\$0	\$400,000	\$400,000	\$0	\$80,000			\$480,000			\$0
Coordinator Budget			\$56,734		\$0					\$0		\$50,586	\$50,586
Council Administrative Budget		\$15,500		\$15,500	\$0					\$15,500	\$15,500		\$15,500
Unallocated Funds				\$0	\$0					\$0	\$23,608		\$23,608
Totals		\$918,508	\$381,630	\$1,324,315	\$405,807	\$326,526	\$108,840	\$202,866	\$159,503	\$2,122,050	\$918,508	\$377,112	\$1,686,829

Requested County funds for FY 17-18: **\$377,112**

Projected 2017-2018 DACJJ
allocation: **\$918,508**

Patricia Hall,
Chair
Town of Hope Mills

Charles Morris,
Vice-Chair
Town of Linden

Jami McLaughlin,
Town of Spring Lake
Harvey Cain, Jr.,
Town of Stedman

Donovan McLaurin,
Wade, Falcon & Godwin



**CUMBERLAND
COUNTY**
NORTH CAROLINA

Planning & Inspections Department

Thomas J. Lloyd,
Director

Cecil P. Combs,
Deputy Director

Vikki Andrews,
Diane Wheatley,
Carl Manning,
Walter Clark
Cumberland County

Benny Pearce,
Town of Eastover

ITEM NO. 2C

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF MAY 15, 2017

TO: BOARD OF COUNTY COMMISSIONERS

FROM: JOEL STRICKLAND, FAMPO EXECUTIVE DIRECTOR *JS*

DATE: May 2, 2017

SUBJECT: APPROVAL OF FY18 COMMUNITY TRANSPORTATION
SERVICES RFP AWARDS AND CONTRACTS

BACKGROUND

The award evaluations and recommendations were reviewed by the TAB and NCDOT. They concurred with awarding the following contracts to both proposers B & W Transporting, Inc. and Famiks Transport, Inc. and to award both proposers contracts who have entered bids at the rates they have requested. The proposals were rated on: proposal submitted, qualifications and experience, references, Disadvantaged Business Enterprise (DBE) efforts, and value for cost.

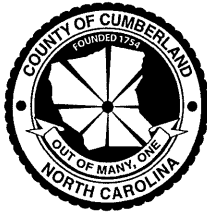
RECOMMENDATION/PROPOSED ACTION

The Transportation Advisory Board would like to request your approval to enter into contracts with the above selected transportation providers (B & W Transporting, Inc. and Famiks Transport, Inc.)

/if

Adolphus Thomas
Chairman

Kenneth Washington
Vice Chairman



Ifetayo Farrakhan
Transportation Coordinator

130 Gillespie Street
Fayetteville, NC 28301
910-678-7624
ifarrakhan@co.cumberland.nc.us

CUMBERLAND COUNTY

TRANSPORTATION ADVISORY BOARD

May 2, 2017

TO: Board of County Commissioners

FROM: Adolphus Thomas, TAB Chairman
Ifetayo Farrakhan, Transportation Program Coordinator

THRU: Joel Strickland, Planning & Inspections/FAMPO Director *JS*

SUBJECT: Selection of FY2018 Transportation Contractors

The evaluation committee consisting of five members of the Transportation Advisory Board (TAB), met May 1, 2017 to review the proposals for FY2018. The proposals were rated on: proposal submitted, qualifications and experience, references, Disadvantaged Business Enterprise (DBE) efforts, and value for cost. The committee decided to award both proposers contracts who have entered bids at the rates they have requested.

Per NCDOT 5311 Contract Crosswalk on May 1, 2017 a memorandum for pre-award approval was sent to the procurement officer. The award evaluations and recommendations were reviewed and they concurred with awarding the following contracts to both proposers B & W Transporting, Inc. and Famiks Transport, Inc.

The Transportation Advisory Board then met on May 2, 2017 to approve the following proposals:

B & W Transporting for the following proposals approved by the TAB:

- RGP – \$23.25 per unit (shared contract)
- AAA Gen – \$15.75 per unit
- AAA Medical – \$23.25 per unit (split contract)
- EMPL – \$23.25 per unit

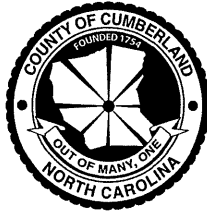
FAMIKS Transport for the following proposals approved by the TAB:

- EDTAP - \$24.50 per unit
- AAA Medical – \$24.50 per unit (split contract)
- RGP – \$24.50 per unit (shared contract)

The Transportation Advisory Board would like to request your approval to enter into contract with the above selected transportation providers.

Adolphus Thomas
Chairman

Kenneth Washington
Vice Chairman



Ifetayo Farrakhan
Transportation Coordinator

130 Gillespie Street
Fayetteville, NC 28301
910-678-7624
ifarrakhan@co.cumberland.nc.us

CUMBERLAND COUNTY
TRANSPORTATION ADVISORY BOARD

May 1, 2017

MEMORANDUM

TO: NCDOT

FROM: Ifetayo Farrakhan, Transportation Program Coordinator

SUBJECT: Pre-Award Approval

The Evaluation Committee after reviewing the proposals and bids have decided for the fiscal year 2018 the contracts will be awarded to both contractors who have entered bids at the rates they have requested.

Per 5311 Contract Crosswalk/sec.14.u.: As a precaution to avoid interruption of service to our customers we will continue to use a minimum of two contractors. This is the reason the lowest bidder was not awarded the contract in its entirety.

The following Evaluation Committee members were present:

William H. Robinson - Mental Health Representative
Adolphus Thomas - Chairman (City of Fayetteville Representative)
Ellen Morales - Vocational Rehab Representative
Kenneth Washington - Vice Chairman (At-Large Representative)
Lisa Chance - DSS Director or Designee

GLENN B. ADAMS
Chairman

CHARLES E. EVANS
Vice-Chairman

MICHAEL C. BOOSE
JEANNETTE M. COUNCIL
W. MARSHALL FAIRCLOTH
JIMMY KEEFE
LARRY L. LANCASTER



CUMBERLAND
★ **COUNTY** ★
NORTH CAROLINA

BOARD OF COMMISSIONERS

CANDICE WHITE
Clerk to the Board

KELLIE BEAM
Deputy Clerk

ITEM NO. _____

2D

MEMORANDUM FOR BOARD OF COMMISSIONERS'
CONSENT AGENDA OF MAY 15, 2017

TO: BOARD OF COUNTY COMMISSIONERS

FROM: CANDICE H. WHITE, CLERK TO THE BOARD

DATE: MAY 9, 2017

SUBJECT: ALCOHOLIC BEVERAGE CONTROL (ABC) BOARD TRAVEL POLICY

BACKGROUND:

According to the attached correspondence from Wade Hardin, Vice Chairman of the Cumberland County ABC Board, the ABC Board is requesting that the Cumberland County Board of Commissioners approve the ABC Board's adoption of Cumberland County's Travel Policy, CP-06, in accordance with House Bill 1717: Modernization of the State ABC System, Section 13.

RECOMMENDATION/PROPOSED ACTION:

Approve the ABC Board's request to adopt Cumberland County Travel Policy, CP-06, and direct the Clerk to the Board to send to the ABC Commission written confirmation of said action and a copy of Cumberland County's Travel Policy, CP-06.

Attachments

CUMBERLAND COUNTY
ALCOHOLIC BEVERAGE CONTROL BOARD
1705 OWEN DRIVE P.O. BOX 64957
FAYETTEVILLE, N.C. 28306

May 9, 2017

Subject: Board Travel Policy

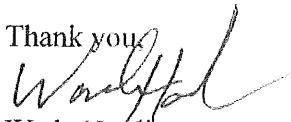
Chairman Glenn Adams:

The ABC Board voted at the May 8, 2017 meeting to request the permission and approval from the County Commissioners to adopt the County's Travel Policy according to House Bill 1717: Modernization of the State ABC System. The House Bill 1717 is a result of recommendations by a joint legislative study committee on Alcoholic Beverage Control issues. House Bill 1717, Section 13 (see below) requires that the local board annually submit a copy of the County's travel policy and the authorization to the ABC Board to be forwarded to the ABC Commission.

Section 13 of the bill provides for members and employees of local ABC boards to be reimbursed for travel on official business in accordance with the statutory travel allowances of State officers and employees. With approval of the appointing authority, a local board may adopt a travel policy that conforms to the travel policy of the appointing authority. The local board would be required to annually provide to the Commission a copy of its travel policy along with the appointing authority's written confirmation of its approval. Excess expenses not covered by the local board's travel policy would be paid only with written authorization of the appointing authority's finance officer, and the local board would be required to submit a copy of the authorization to the ABC Commission within 30 days of approval.

The Board would greatly appreciate the Commissioners support and appreciate in advance the approval of the bill. The Board is working hard to ensure that the ABC System is in high standards and is in compliance with the NC ABC Commission statutes.

Thank you,



Wade Hardin
Vice-Chairman

County of Cumberland Policies & Procedures

Subject: CUMBERLAND COUNTY TRAVEL POLICY

Policy No. CP-06

Revision No. 2

Date: 12/15/2010

Approved By:

R. Morfitt

County Attorney

James E. Martin

County Manager

I. PURPOSE

The purpose of this policy is to establish standards and guidelines to help ensure that public funds are expended for travel only when it serves a public purpose. It is the intent of this policy to establish a reference regarding the payment or reimbursement of travel expense pertaining to official travel and subsistence for the County of Cumberland. Article V, Section 2(1) of the Constitution of the State of North Carolina requires that funds generated by taxation be spent for public purposes only.

An employee or board member traveling on official business is expected to exercise the same care in incurring expenses that a prudent person would exercise if traveling on personal business and expending personal funds.

II. SCOPE

The scope of this policy should include the following: 1) the parties covered by the policy; 2) the definition of travel; 3) the procedures for approval; and 4) the rates for reimbursement. In addition the following applies:

- An employee or board member traveling on official business is expected to exercise the same care in incurring expenses that a prudent person would exercise if traveling on personal business and expending personal funds. Excess costs, circuitous routes, luxury accommodations, and services unnecessary in the performance of official business are not acceptable under this standard. Employees and board members will be responsible for unauthorized cost and any additional expenses incurred for personal preference or convenience.
- Non-employees (i.e. board members) traveling on County business shall be subject to the same policies and requirements as employees if the county is paying the expenses.

- Travel advances represent a payment of public funds to an employee or official for travel costs, which have not yet been incurred. Advances should be made for the minimum amount necessary, paid just prior to travel, and reconciled immediately at the conclusion of the travel. They are not to be used as interest-free loans.
- G.S. 14-247 states that it is illegal for a publicly owned vehicle to be used for a private purpose.
- G.S. 159-181 (a) states that any officer or employee of a local government or public authority who submits a written claim or approves a claim for funds that he/she knows to be false is guilty of a misdemeanor.

III. DEFINITIONS

A general term that will have a specific meaning within the context of the travel policy should be defined. Once the term is defined, that definition becomes part of the travel policy.

- A. Authorizing Party – An individual authorized by this policy to approve or disapprove requests for travel, cash advances, travel reimbursements, etc. (Usually a department head).
- B. Employee's Duty Station - "Duty Station" is defined as the job location at which the employee spends the majority of his or her working hours. For an employee in travel status, the duty station should be the point where traveling begins the majority of the time (home or office).
- C. Reimbursements – To pay back previously incurred expenses to requesting parties. All reimbursement requests shall be submitted to finance within ten working days after the travel.
- D. Requesting Party – The person who will be reimbursed for travel costs incurred while conducting County business.
- E. Subsistence (Meals and Lodging) – Subsistence is an allowance related to lodging, meal costs, incidental expenses, and gratuities thereon.
- F. Transportation Expenses – Transportation expenses include personal vehicle, county vehicle, taxi, bus, train, airplane, auto rentals, tolls, and parking fees. All transportation expenses must be incurred by and for employees, board members or other eligible travelers while conducting official County business in order to be eligible for reimbursement.

- G. Travel – Travel is defined as going to and from the normal duty station to a site located outside the County to conduct County business. Authorization of travel requests will be based upon need and cost/benefit of travel as determined by the authorizing party. All travel costs except airline tickets will be paid directly by the requesting party, and will be reimbursed by the County. The requesting party will be reimbursed for actual costs incurred only, subject to the limitations established in this policy.

IV. GENERAL GUIDELINES

A. In-State/Out-of –State Travel

Travel is contingent upon the availability of funds in the departmental budget. Department heads are responsible for ensuring funds are available for travel within their departmental budgets and approving travel. Department heads shall ensure that all charges and expenses are in compliance with this policy.

B. Multiple Employees Traveling to the Same Destination

Two or more travelers traveling to the same destination are expected to make maximum use of joint transportation including taxicabs, County owned, leased, or privately owned vehicles.

V. PROCEDURES

Specific Guidelines Relating to Travel Advances, Registration, Transportation, and Subsistence:

A. **Travel Advances**

The requesting party must submit an approved Check Request (by the Department Head) to the County Finance Department (Finance) no later than the closing date of the check run with an issue date just prior to the start of travel. (Note: The Check Request should have supporting documentation such as a conference agenda.) The amount of the advance will not exceed eighty percent of the projected meals and the total cost of the lodging. The minimum advance will be \$50. After returning to work the employee shall submit an approved Travel Reimbursement form with appropriate receipts to Finance within ten working days. Excess travel advance funds will be repaid at this time. If the employee does not submit the Travel Reimbursement Form within ten working days then the advance amount will be deducted from the employee's next paycheck at the discretion of the Finance Director. If travel expenses exceed the travel advance, payment will be made on the next scheduled check run.

B. Registration

The County allows for registration fees to be reimbursed at the actual amount as shown by a valid receipt or invoice. They may be paid directly by the department or paid by the employee and then reimbursed. These fees are charged to a training line item. Charges resulting from the cancellation of conference registration shall be the County's obligation if the employee's registration has been approved in advance and the cancellation or change is made at the direction of and for the convenience of the County. If the cancellation or change is made for the personal benefit of the employee, it shall be the employee's obligation to reimburse the County for registration fees paid. However, in the event of accidents, serious illness or death within the employee's immediate family, or other critical circumstances beyond the control of the employee, the employee is not expected to reimburse the County.

C. Transportation

Air Line Travel – Tickets for airline travel will be purchased through the County approved travel agency. Penalties and charges resulting from the cancellation of airline reservations (or other travel reservations) shall be the County's obligation if the employee's travel has been approved in advance and the cancellation or change is made at the direction of and for the convenience of the County. If the cancellation or change is made for the personal benefit of the employee, it shall be the employee's obligation to pay the penalties and charges. However, in the event of accidents, serious illness or death within the employee's immediate family, or other critical circumstances beyond the control of the employee, the County will be obligated to pay the penalties and charges.

Personal Vehicle – A requesting party may use his/her personal vehicle for travel and be reimbursed for actual mileage. The County reimburses mileage expenses at the IRS standard mileage rate. The Finance Director is authorized to make periodic adjustments for automobile mileage rates in accordance with current IRS regulations. Normal parking charges are reimbursable. Parking receipts or an explanation of why there is no receipt should be attached to the reimbursement request. Travel from your home to an out-of-town conference or training session is eligible for reimbursement from your home to the conference site and back home. See the section on **Daily Travel** for details on mileage reimbursement for daily travel.

Rental Vehicle – Must be authorized in advance by department head. Rental vehicles are to be used only in conjunction with approved transportation other than automobile, and a receipt is necessary for reimbursement.

County Vehicles – County vehicles may be used for any authorized travel. The requesting party must obey all laws of the jurisdiction in which the vehicle is being operated. The vehicle will be used in conducting County business only. A minimal amount of personal use, such as driving the vehicle to and from dinner, is permissible, when a County vehicle is utilized for overnight travel related to official County business.

D. Overnight Travel – Subsistence

The per diem rate for meals and incidentals for both in-state and out-of-state travel is based upon the standard rate or the rate specified by the primary destination. These rates are published by the US General Services Administration (GSA) for all destinations within the Continental United States (CONUS). Employees may be eligible for a higher per diem rate depending on the travel destination. A listing of the current rate is available on the County Intranet. If the travel destination has a rate above the standard rate, print the page that details the daily rate for that destination and attach it to the travel voucher.

The County will not require any receipts under the per diem method. The subsistence rate is inclusive of personal gratuities except baggage handling tips that may be claimed for porters at terminals and hotels, under the category of “other expenses”.

Meals included as part of a conference **will not** be included in the daily meal reimbursement. For example, if dinner for one day of the conference is included in the conference registration fee the requesting party cannot claim the dinner reimbursement for that day. A breakout of the meals and incidentals for the various per diem rates is provided in the table below.

M&IE Total	\$39 Standard	\$44	\$49	\$54	\$59	\$64
Breakfast	\$7	\$8	\$9	\$10	\$11	\$12
Lunch	\$11	\$12	\$13	\$15	\$16	\$18
Dinner	\$18	\$21	\$24	\$26	\$29	\$31
Incidentals	\$3	\$3	\$3	\$3	\$3	\$3

Partial Days of Travel - Employees may receive allowances for meals for partial days of travel when the partial day is the day of departure or the day of return.

For employees in an overnight travel status, the per diem will reduced to 75% of the normal amount on the days of departure and return. For example, if the destination has a per diem of \$39.00, the employee will receive \$29.25 on the days of departure and return. As noted above, the \$29.25 will be reduced by any meals included as part of the conference registration fee.

E. Motel/ Hotel:

Employee will be reimbursed for actual cost of motel/hotel at single occupancy rate. Receipts are required.

F. Telephone:

Work Related Long Distance Phone Calls – Work related long distance phone calls are reimbursable if approved by the Department Head in advance. However, where possible a phone card should be obtained from the Information Services Department for official use instead of hotel room phones. Individual calls over \$3.00 must be identified as to point of origin and destination.

Personal – Personal calls are not reimbursable.

G. Internet Connection:

Internet connection charges may be incurred only if approved in advance by the Department Head and be deemed necessary in conducting County business while away from the office.

H. Daily Travel (Not Overnight)

There will not be Reimbursement for meals under daily travel.

I. Mileage Reimbursement

The County reimburses mileage expense at the IRS standard mileage rate. The Finance Director is authorized to make periodic adjustments for

automobile mileage rates in accordance with current IRS regulations. The IRS approved rate may change on a calendar year basis and generally becomes effective January 1 of each year. Normal parking charges are reimbursable. Parking receipts or an explanation of why there is no receipt should be attached to the reimbursement request.

To the extent possible, trips should be planned out in advance so that mileage is minimized. In order for mileage to be reimbursed, it must be substantiated with enough detail that the mileage claimed can be verified.

Transportation expenses between your home and your regular place of work are personal commuting expenses and are not eligible for mileage reimbursement. Employees who are called back into work on the same day will be eligible for mileage reimbursement. If you are required to travel from your regular place of work to client or job sites during the day, that travel is eligible for mileage reimbursement.

County Office is Principal Place of Business	
Example	Eligible for Mileage Reimbursement
Home to office or first work site	NO
Office or last work site to home	NO
First work site to subsequent work sites	YES
Employee called back to work after regular work hours	YES
Employee is called into work on the weekend	NO

Home is Principal Place of Business	
Example	Eligible for Mileage Reimbursement
Home to office or first work site	NO
Office or last work site to home	NO
First work site to subsequent work sites	YES
Employee called back to work after regular work hours	YES
Employee is called into work on the weekend	NO

J. Processing and Approval of Reimbursement Requests

Submitting Expense Reports: The requesting party will submit an approved (by the Department Head) Travel Reimbursement Form with attached receipts for expenses requiring reimbursement to Finance within ten working days after returning from travel. Advances will be deducted from reimbursable costs. (Note: If the purpose of the travel was to attend a conference/seminar, the program for the conference/seminar should be attached to the Travel Reimbursement Form.)

Finance will determine that the reimbursement form has been properly approved, that it is mathematically correct, that the requested reimbursements agree with submitted receipts or per diem amounts, and are within the limits set by this policy. If an error in the reimbursement request is found, the requesting party will be informed and the error will be corrected before payment is made.

Before the reimbursement is made, Finance will determine that there is a sufficient unexpended appropriation in the expenditure line item to pay the request for payment. The Finance Director will immediately inform the authorizing party and requesting party if payment cannot be made.

Reimbursements to the requesting party will be made in the next scheduled check run after the Travel Reimbursement is filed.

The following items are **NOT** reimbursable:

- Any miscellaneous expense not supported by a receipt.
- Meals included as part of a conference.
- Travel to and from duty station.
- Non-employee expense. (Unless non-employee is traveling on official County business.)
- Laundry, newspaper, entertainment, alcoholic beverages and snacks.
- Paid room service, valet and personal gratuities (exclusive of baggage handling tips).
- Any traffic fines.
- Any item which is not deemed a necessary or reasonable business expense.

A requesting party submitting a falsified Travel Reimbursement form will be subject to disciplinary action and criminal prosecution. An authorizing party or Finance Director who approves a falsified reimbursement form that they know to be false will be subject to disciplinary action or criminal prosecution. Violations of the County's travel policy may result in dismissal from County employment.

K. Responsibilities of Travel Approvers

Although the Finance Director is statutorily charged with stewardship of all taxpayer dollars, the fiscal integrity and credibility of our organization is the responsibility of all County employees and supervisors.

If you are approving a travel reimbursement request, whether or not you are the traveling employee's direct supervisor, you are attesting to the following:

1. That you have reviewed the reimbursement request in its entirety;
2. That the reimbursement request is accurate; and
3. That the travel is for a public (County business-related) purpose.

L. Responsibilities of Finance Director

The Finance Director is responsible for implementing and enforcing this Travel Policy, and to interpret it consistent with its spirit and intent, fiscal prudence and accountability. The Finance Director is authorized to approve travel reimbursements not specifically set forth above when he or she determines on the basis of substantial evidence that such reimbursement is necessary or appropriate to accomplish business of the County and is warranted in the circumstances. He or she shall document all such reimbursements and the justification therefore.

ACKNOWLEDGEMENT
CUMBERLAND COUNTY TRAVEL POLICY
POLICY NO. CP-06

I, _____, an employee of Cumberland
County, _____ Agency / Department / Office, hereby
certify that I have received, read, and understand the Cumberland County Travel Policy
(CP-06 – Revision 2 – 12/15//2010).

Employee Name

Employee Signature

Employee Title

Date

Department Head / Register of Deeds / Sheriff

Date

AMY H. CANNON
County Manager

SALLY S. SHUTT
Assistant County Manager



MELISSA C. CARDINALI
Assistant County Manager

W. TRACY JACKSON
Assistant County Manager




ITEM NO. 2E

OFFICE OF THE COUNTY MANAGER

MEMO FOR THE AGENDA OF THE MAY 15, 2017 MEETING OF THE BOARD OF COUNTY COMMISSIONERS

TO: BOARD OF COUNTY COMMISSIONERS

FROM: W. TRACY JACKSON, ASST. COUNTY MANAGER 

THROUGH: AMY H. CANNON, COUNTY MANAGER

DATE: MAY 10, 2017

SUBJECT: APPROVAL OF WORKFORCE DEVELOPMENT BOARD
RECOMMENDATION TO AWARD THE ONE STOP OPERATOR
CONTRACT TO TWO HAWK WORKFORCE SERVICES

BACKGROUND

Cumberland County receives funding from the state to provide workforce development services through the Workforce Innovation and Opportunity Act (WIOA). Section 121(d)(2)(A) of WIOA requires local Workforce Development Boards to competitively procure and implement a One-Stop Operator for One-Stop Career Centers (known as NCWorks Career Centers in North Carolina) by July 1, 2017. The responsibilities of the One-Stop Operator include the overall management of the One-Stop Career Center(s), coordination of partners, and service delivery. The estimated award amount included in the RFP was not to exceed \$230,000.

Proposals were evaluated by an ad hoc committee of Workforce Development Board members utilizing evaluation criteria such as experience and philosophy, approach, assurances and flexibility, and budget/narrative. Bidders made an oral presentation supplementing and explaining their proposal on April 10, 2017. The recommendation below, which was based on the consensus of the review committee, was approved by the Workforce Board on May 10, 2017.

RECOMMENDATION/PROPOSED ACTION:

The Workforce Development Board recommends approval of Two Hawk Workforce Services as the successful proposer to provide One Stop Operator services for the Cumberland County NCWorks Career Center and to authorize the County Manager to execute the negotiated contracts.

AMY H. CANNON
County Manager

SALLY S. SHUTT
Assistant County Manager



CUMBERLAND
★ **COUNTY** ★
NORTH CAROLINA

MELISSA C. CARDINALI
Assistant County Manager

W. TRACY JACKSON
Assistant County Manager

ITEM NO. 2F

OFFICE OF THE COUNTY MANAGER

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF MAY 15, 2017

TO: BOARD OF COUNTY COMMISSIONERS

FROM: W. TRACY JACKSON, ASSISTANT COUNTY MANAGER

DATE: MAY 4, 2017

SUBJECT: APPROVAL OF A RESOLUTION FOR THE DESIGNATION OF APPLICANT'S AGENT FOR THE HAZARD MITIGATION GRANT PROGRAM (HMGP) APPLICATION SUBMISSION IN ORDER TO APPLY FOR FEDERAL AND STATE AID

BACKGROUND

As part of the process for applying for federal and state aid with the HMGP Grant, it is necessary for the Board of Commissioners to approve a resolution for the designation of an applicant's agent who can sign paperwork and file aid applications on behalf of the governing body.

RECOMMENDATION/PROPOSED ACTION:

Staff recommends approval of the attached resolution for designation of an applicant's agent.

/ct

Attachment: Resolution

CM050417-3

RESOLUTION
DESIGNATION OF APPLICANT'S AGENT
North Carolina Division of Emergency Management

Organization Name (hereafter named Organization):	Disaster Number:
County of Cumberland	DR-4285
Applicant's State Cognizant Agency for Single Audit purposes (If Cognizant Agency is not assigned, please indicate):	
Not Assigned	
Applicant's Fiscal Year (FY) Start	Month: Day:
	July 1
Applicant's Federal Employer's Identification Number:	
56-6000291	
Applicant's Federal Information Processing Standards (FIPS) Number:	
051-99051-00	

PRIMARY AGENT	SECONDARY AGENT
Agent's Name	Agent's Name
Tracy Jackson	Gene Booth
Organization	Organization
Cumberland County	Cumberland County
Official Position	Official Position
Assistant County Manager	Emergency Management Coordinator
Mailing Address	Mailing Address
	131 Dick St.
City, State, Zip	City, State, Zip
	Fayetteville, NC 28301
Daytime Telephone	Daytime Telephone
	910-678-7641
Facsimile Number	Facsimile Number
	910-678-7642
Pager or Cellular Number	Pager or Cellular Number
	910-850-8166

BE IT RESOLVED BY the governing body of the Organization (a public entity duly organized under the laws of the State of North Carolina) that the above-named Primary and Secondary Agents are hereby authorized to execute and file applications for federal and/or state assistance on behalf of the Organization for the purpose of obtaining certain state and federal financial assistance under the Robert T. Stafford Disaster Relief & Emergency Assistance Act, (Public Law 93-288 as amended) or as otherwise available. BE IT FURTHER RESOLVED that the above-named agents are authorized to represent and act for the Organization in all dealings with the State of North Carolina and the Federal Emergency Management Agency for all matters pertaining to such disaster assistance required by the grant agreements and the assurances printed on the reverse side hereof. BE IT FINALLY RESOLVED THAT the above-named agents are authorized to act severally.

PASSED AND APPROVED this 15th day of May, 2017

GOVERNING BODY	CERTIFYING OFFICIAL
Name and Title	Name
Glenn B. Adams	Candice H. White
Chairman of the Cumberland County Board of Commissioners	Official Position
Name and Title	Clerk to the Board of Commissioners
Name and Title	Daytime Telephone

CERTIFICATION

I, _____ (Name) duly appointed and _____ (Title) of the Governing Body,
do hereby certify that the above is a true and correct copy of a resolution passed and approved by the Governing Body of
_____ (Organization) on the _____ day of _____ 20 .

Date: _____

Signature: _____

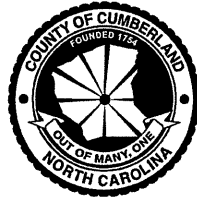
APPLICANT ASSURANCES

The applicant hereby assures and certifies that it will comply with the FEMA regulations, policies, guidelines and requirements including, but not limited to the following authorities: OMB Circulars Nos. A-87, A-95, A-102 and A-110, where applicable, and Part 13 of Title 44 of the Code of Federal Regulations (C.F.R.), as they relate to the application, acceptance and use of Federal funds for this Federally assisted project. Also, the Applicant gives assurance and certifies with respect to and as a condition for the grant that:

1. It possesses legal authority to apply for the grant, and to finance and construct the proposed facilities; that a resolution, motion or similar action has been duly adopted or passed as an official act of the applicant's governing body, authorizing the filing of the application, including all understandings and assurance contained therein, and directing and authorizing the person identified as the official representative of the applicant to act in connection with the application and to provide such additional information as may be required.
2. It will comply with the provisions of: Executive Order 11988, relating to Floodplain Management and Executive Order 11990, relating to Protection of Wetlands.
3. It will have sufficient funds available to meet the non-Federal share of the cost for construction projects. Sufficient funds will be available when construction is completed to assure effective operation and maintenance of the facility for the purpose constructed.
4. It will not enter into a construction contract(s) for the project or undertake other activities until the conditions of the grant program(s) have been met.
5. It will provide and maintain competent and adequate architectural engineering supervision and inspection at the construction site to insure that the completed work conforms with the approved plans and specifications; that it will furnish progress reports and such other information as the Federal grant or agency may need.
6. It will operate and maintain the facility in accordance with the minimum standards as may be required or prescribed by the applicable Federal, State and local agencies for the maintenance and operation of such facilities.
7. It will give the grantor agency and the Comptroller General, through any authorized representative, access to and the right to examine all records, books, papers, or documents related to the grant.
8. It will require the facility to be designed to comply with the "American Standard Specifications for Making Buildings and Facilities Accessible to, and Usable by the Physically Handicapped," Number A117.1-1961, as modified (41 CFR 101-17-7031). The applicant will be responsible for conducting inspections to insure compliance with these specifications by the contractor.
9. It will cause work on the project to be commenced within a reasonable time after receipt of notification from the approving Federal agency that funds have been approved and will see that work on the project will be prosecuted to completion with reasonable diligence.
10. It will not dispose of or encumber its title or other interests in the site and facilities during the period of Federal interest or while the Government holds bonds, whichever is the longer.
11. It agrees to comply with Section 311, P.L. 93-288 and with Title VI of the Civil Rights act of 1964 (P.L. 83-352) and in accordance with Title VI of the Act, no person in the United States shall, on the ground of race, color, or national origin, be excluded from participation in, be denied the benefits of, or be otherwise subjected to discrimination under any program or activity for which the applicant receives Federal financial assistance and will immediately take any measures necessary to effectuate this agreement. If any real property or structure is provided or improved with the aid of Federal financial assistance extended to the Applicant, this assurance shall obligate the Applicant, or in the case of any transfer of such property, any transferee, for the period during which the real property or structure is used for a purpose for which the Federal financial assistance is extended or for another purpose involving the provision of similar services or benefits.
12. It will establish safeguards to prohibit employees from using their positions for a purpose that is or gives the appearance of being motivated by a desire for private gain for themselves or others, particularly those with whom they have family, business, or other ties.
13. It will comply with the requirements of Title II and Title III of the Uniform Relocation Assistance and Real Property Acquisitions Act of 1970 (P.L. 91-646) which provides for fair and equitable treatment of persons displaced as a result of Federal and Federally-assisted programs.
14. It will comply with all requirements imposed by the Federal grantor agency concerning special requirements of law, program requirements, and other administrative requirements approved in accordance with OMB Circular A-102, P.L. 93-288 as amended, and applicable Federal Regulations.
15. It will comply with the provisions of the Hatch Act which limit the political activity of employees.
16. It will comply with the minimum wage and maximum hours provisions of the Federal Fair Labor Standards Act, as they apply to hospital and educational institution employees of State and local governments.
17. (To the best of his knowledge and belief) the disaster relief work described on each Federal Emergency Management Agency (FEMA) Project Application for which Federal Financial assistance is requested is eligible in accordance with the criteria contained in 44 Code of Federal Regulations, Part 205, and applicable FEMA Handbooks.
18. The emergency or disaster relief work therein described for which Federal Assistance is requested hereunder does not or will not duplicate benefits received for the same loss from another source.
19. It will (1) provide without cost to the United States all lands, easements and rights-of-way necessary for accomplishment of the approved work; (2) hold and save the United States free from damages due to the approved work or Federal funding.
20. This assurance is given in consideration of and for the purpose of obtaining any and all Federal grants, loans, reimbursements, advances, contracts, property, discounts of other Federal financial assistance extended after the date hereof to the Applicant by FEMA that such Federal Financial assistance will be extended in reliance on the representations and agreements made in this assurance and that the United States shall have the right to seek judicial enforcement of this assurance. This assurance is binding on the applicant, its successors, transferees, and assignees, and the person or persons whose signatures appear on the reverse as authorized to sign this assurance on behalf of the applicant.
21. It will comply with the flood insurance purchase requirements of Section 102(a) of the Flood Disaster Protection Act of 1973, Public Law 93-234, 87 Stat. 975, approved December 31, 1973. Section 102(a) requires, on and after March 2, 1975, the purchase of flood insurance in communities where such insurance is available as a condition for the receipt of any Federal financial assistance for construction or acquisition purposes for use in any area that has been identified by the Director, Federal Emergency Management Agency as an area having special flood hazards. The phrase "Federal financial assistance" includes any form of loan, grant, guaranty, insurance payment, rebate, subsidy, disaster assistance loan or grant, or any other form of direct or indirect Federal assistance.
22. It will comply with the insurance requirements of Section 314, P.L. 93-288, to obtain and maintain any other insurance as may be reasonable, adequate, and necessary to protect against further loss to any property which was replaced, restored, repaired, or constructed with this assurance.
23. It will defer funding of any projects involving flexible funding until FEMA makes a favorable environmental clearance, if this is required.
24. It will assist the Federal grantor agency in its compliance with Section 106 of the National Historic Preservation Act of 1966, as amended, (16 U.S.C. 470), Executive Order 11593, and the Archeological and Historic Preservation Act of 1966 (16 U.S.C. 469a-1 et seq.) by (a) consulting with the State Historic Preservation Officer on the conduct of investigations, as necessary, to identify properties listed in or eligible for inclusion in the National Register of Historic places that are subject to adverse effects (see 36 CFR Part 800.8) by the activity, and notifying the Federal grantor agency of the existence of any such properties, and by (b) complying with all requirements established by the Federal grantor agency to avoid or mitigate adverse effects upon such properties.
25. It will for any repairs or construction financed herewith, comply with applicable standards of safety, decency and sanitation and in conformity with applicable codes, specifications and standards; and, will evaluate the natural hazards in areas in which the proceeds of the grant or loan are to be used and take appropriate action to mitigate such hazards, including safe land use and construction practices.

STATE ASSURANCES

The State agrees to take any necessary action within State capabilities to require compliance with these assurances and agreements by the applicant or to assume responsibility to the Federal government for any deficiencies not resolved to the satisfaction of the Regional Director.



OFFICE OF THE COUNTY ATTORNEY

5th Floor, New Courthouse • P.O. Box 1829 • Suite 551 • Fayetteville, North Carolina 28302-1829
(910) 678-7762

**MEMO FOR THE AGENDA OF THE MAY 15, 2017,
MEETING OF THE BOARD OF COMMISSIONERS**

TO: Board of Commissioners; County Manager; Myra Brooks
FROM: County Attorney *R. Moorefield*
DATE: May 9, 2017
SUBJECT: Offer to Purchase Surplus Property, Being Lots 11-13, H. L. Dawson S/D, PB 14/39, Located at 2225 Roosevelt Drive, Fayetteville, NC

BACKGROUND:

The County and the City of Fayetteville acquired the real property with the PIN 0428-97-7506 located at 2225 Roosevelt Drive, Fayetteville, NC, at a tax foreclosure sale in 2014 for a purchase price of \$8,690.68. The property is zoned SF6 with a tax value of \$86,364. The City conveyed its interest in the property to the County on May 1, 2017, by a quitclaim deed recorded in Book 10082 at page 657. Based on the GIS Mapping and the tax records, there is a structure on the lot. Mr. Thomas R. Herring made an offer to purchase the property for \$9,175.21. 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. The proposed advertisement is attached.

RECOMMENDATION/PROPOSED ACTION:

The County Attorney recommends the Board consider the offer of Mr. Herring. 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.

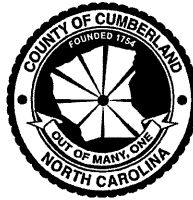
**CUMBERLAND COUNTY BOARD OF COMMISSIONERS
ADVERTISEMENT OF PROPOSAL TO ACCEPT AN OFFER TO PURCHASE
CERTAIN REAL PROPERTY PURSUANT TO N.C.G.S § 160A-269**

Take notice that the Board of Commissioners finds the real property with PIN 0428-97-7506, being Lots 11-13, H. L. Dawson S/D, PB 14/39, located at 2225 Roosevelt Drive, Fayetteville, NC, is not needed for governmental purposes and proposes to accept an offer to purchase the property for \$9,175.21. Within 10 days of this notice any person may raise the bid by not less than ten percent (10%) of the first one thousand dollars (\$1,000) and five percent (5%) of the remainder by making a five percent (5%) deposit of the bid with the Clerk. This procedure shall be repeated until no further qualifying upset bids are received. The Board of Commissioners may at any time reject any and all offers. Further details may be obtained from the Office of the County Attorney, Suite 551-Courthouse, Fayetteville, NC 28302.

May __, 2017

Candice White, Clerk to the Board

RICKEY L. MOOREFIELD
County Attorney



ITEM NO. 24

PHYLLIS P. JONES
Assistant County Attorney

ROBERT A. HASTY, JR.
Assistant County Attorney

OFFICE OF THE COUNTY ATTORNEY

5th Floor, New Courthouse • P.O. Box 1829 • Suite 551 • Fayetteville, North Carolina 28302-1829
(910) 678-7762

**MEMO FOR THE AGENDA OF THE MAY 15, 2017,
MEETING OF THE BOARD OF COMMISSIONERS**

TO: Board of Commissioners; County Manager; Myra Brooks
FROM: Co. Atty. R. Moorefield
DATE: May 8, 2017
SUBJECT: Offer to Purchase Real Property Being Lot 311 Savoy Heights, Sec. 1, Plat Book 20 at Page 21

BACKGROUND:

The County acquired real property being Lot 311 Savoy Heights, Sec. 1, Plat Book 20 at Page 21, PIN 0437-00-6970, located off Weiss Avenue, 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 for which an offer has been made is \$519.05. The tax value of the parcel for which the offer has been made is \$5,625.00.

According to the County's tax records, this parcel is vacant zoned residential. This parcel was acquired jointly with the City of Fayetteville. The City quitclaimed its interest to the County by a deed recorded on July 27, 2012, in Book 8955/530. Dale and Dianna Brigham have made an offer to purchase this parcel for a price of \$519.05. 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 Dale and Dianna Brigham 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.

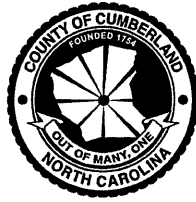
**CUMBERLAND COUNTY BOARD OF COMMISSIONERS
ADVERTISEMENT OF PROPOSAL TO ACCEPT AN OFFER TO PURCHASE
CERTAIN REAL PROPERTY PURSUANT TO N.C.G.S § 160A-269**

Take notice that the Board of Commissioners finds the following real property is not needed for governmental purposes and proposes to accept an offer to purchase the property, being Lot 311, Savoy Heights, Sec. 1, Plat Book 20/21, PIN 0437-00-0670, for a purchase price of \$519.05. Within 10 days of this notice, any person may raise the bid by not less than ten percent (10%) of the first one thousand dollars (\$1,000) and five percent (5%) of the remainder by making a five percent (5%) deposit of the bid with the Clerk. This procedure shall be repeated until no further qualifying upset bids are received. The Board of Commissioners may at any time reject any and all offers. Further details may be obtained from the Office of the County Attorney, Suite 551-Courthouse, Fayetteville, NC 28302.

May ___, 2017

Candice White, Clerk to the Board

RICKEY L. MOOREFIELD
County Attorney



PHYLLIS P. JONES
Assistant County Attorney

ROBERT A. HASTY, JR.
Assistant County Attorney

OFFICE OF THE COUNTY ATTORNEY

5th Floor, New Courthouse • P.O. Box 1829 • Suite 551 • Fayetteville, North Carolina 28302-1829
(910) 678-7762

**MEMO FOR THE AGENDA OF THE MAY 15, 2017,
MEETING OF THE BOARD OF COMMISSIONERS**

TO: Board of Commissioners; County Manager; Myra Brooks
FROM: County Attorney *R. Moorefield*
DATE: May 9, 2017
SUBJECT: Approval of Sale of Surplus Real Property, Being a Portion of Lot 12, Block B, Stubbs Acres, Plat Book 21/29

Attachment: Publisher's Affidavit

BACKGROUND:

On April 3, 2017, the Board adopted a resolution of its intent to accept the offer of Mr. Myles Hester to purchase the property with PIN 0439-41-3155, being a portion of Lot 12, Block B, Stubbs Acres, Plat Book 21 at Page 29, for \$1,855.24. The parcel is described in the tax records as .14 acres, being part of Lot 12, Block B, Stubbs Acres, zoned SF10, with a tax value of \$7,500. Based on the County GIS Parcel Viewer System, the parcel abuts Plantation Road in the City of Fayetteville and there is not a structure on the property.

Notice of the proposed sale subject to the upset bid process required by G. S. § 160A-269 was advertised in the *Fayetteville Observer* on April 12, 2017. The publisher's affidavit is attached. 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.

AFFIDAVIT OF PUBLICATION

NORTH CAROLINA
Cumberland County

**CUMBERLAND COUNTY BOARD
OF COMMISSIONERS
ADVERTISEMENT OF PROPOSAL
TO ACCEPT AN OFFER TO PURCHASE
CERTAIN REAL PROPERTY PURSUANT
TO N.C.G.S. § 160A-269**

Take notice that the Board of Commissioners finds the real property described herein is not needed for governmental purposes and proposes to accept an offer to purchase the property with PIN 0439-41-3155, containing .14 acres and being a portion of Lot 12, Block B, Stubbs Acres, Plat 21 Book 29, for a purchase price of \$1,833.24. Within 10 days of this notice any person may raise the bid by not less than ten percent (10%) of the first one thousand dollars (\$1,000) and five percent (5%) of the remainder by making a five percent (5%) deposit of the bid with the Clerk. This procedure shall be repeated until no further qualifying bids are received. The Board of Commissioners may at any time reject any and all offers. Further details may be obtained from the Office of the County Attorney, Suite 551-Courthouse, Fayetteville, NC 28302.

April 3, 2017
Candice White, Clerk to the Board
4/12 4890468

Before the undersigned, a Notary Public of said County and state, duly commissioned and authorized to administer oaths, affirmations, etc., personally appeared. CINDY O. MCNAIR Who, being duly sworn or affirmed, according to law, doth depose and say that he/she is a LEGAL SECRETARY of DB North Carolina Holdings, Inc., a corporation organized and doing business under the Laws of the State of Delaware, and publishing a newspaper known as the FAYETTEVILLE OBSERVER, in the City of Fayetteville, County and State aforesaid, and that as such he/she makes this affidavit; that he/she is familiar with the books, files and business of said Corporation and by reference to the files of said publication the attached advertisement of CL Legal Line INTENT TO PURCHASE PROPERTY PIN 0439-41-3155 of CUMB CO ATTORNEY'S was inserted in the aforesaid newspaper in space, and on dates as follows:

4/12/2017

and at the time of such publication The Fayetteville Observer was a newspaper meeting all the requirements and qualifications prescribed by Sec. No. 1-597 G.S. of N.C.

The above is correctly copied from the books and files of the aforesaid corporation and publication.

Cindy O. McNair

LEGAL SECRETARY

Title

Cumberland County, North Carolina

Sworn or affirmed to, and subscribed before me, this 12 day of April, A.D., 2017.

In Testimony Whereof, I have hereunto set my hand and affixed my official seal, the day and year aforesaid.

Pamela H. Walters

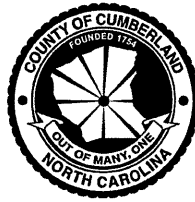
Pamela H. Walters, Notary Public

My commission expires 5th day of December, 2020.

MAIL TO: CUMB CO ATTORNEY'S
PO BOX 1829, ,
FAYETTEVILLE, NC 28302

0004890468

RICKEY L. MOOREFIELD
County Attorney



ITEM NO. 25

PHYLLIS P. JONES
Assistant County Attorney

ROBERT A. HASTY, JR.
Assistant County Attorney

OFFICE OF THE COUNTY ATTORNEY

5th Floor, New Courthouse • P.O. Box 1829 • Suite 551 • Fayetteville, North Carolina 28302-1829
(910) 678-7762

**MEMO FOR THE AGENDA OF THE MAY 15, 2017,
MEETING OF THE BOARD OF COMMISSIONERS**

TO: Board of Commissioners; County Manager; Myra Brooks
FROM: County Attorney *R. Moorefield*
DATE: May 9, 2017
SUBJECT: Sale of Surplus Properties, Being Lots 114 & 116 Savoy Heights, Sec 1, Plat Book 20 at Page 21; and 4.05 Acres Land adj. Briarwood Hills, Sec 3, Plat Book 117 at Page 189

Attachment: Publisher's Affidavit

BACKGROUND:

On April 3, 2017, the Board adopted a resolution of its intent to accept the offer of Dale and Dianna Brigham to purchase the following properties for a price of \$6,885.95:

Description	Tax Value	Prorated Judgment Amount	Deed	PIN No.
Lots 114 & 116 Savoy Hgts., Sec 1, PB 20-21, located off Weiss Ave	\$11,250.00	\$1,038.10	8701/836	0437-11-4516
4.05 ac. Land adj Briarwood Hills, Sec 3, PB 117-189, located off Eldorado Rd	\$55,688.00	\$5,847.85		0426-54-8992

The tax records show these as vacant lots with residential zoning.

Notice of the proposed sale subject to the upset bid process required by G. S. § 160A-269 was advertised in the *Fayetteville Observer* on April 12, 2017. The publisher's affidavit is attached. 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 properties upon the County's receipt of the balance of the purchase price.

AFFIDAVIT OF PUBLICATION

NORTH CAROLINA
Cumberland County

CUMBERLAND COUNTY BOARD OF COMMISSIONERS

ADVERTISEMENT OF PROPOSAL TO ACCEPT AN OFFER TO PURCHASE CERTAIN REAL PROPERTY PURSUANT TO N.C.G.S. § 160A-269

Take notice that the Board of Commissioners finds the following real properties not needed for governmental purposes and proposes to accept an offer to purchase the properties being Lots 114 & 116 Savoy Heights, Sec. 1, Plat Book 20/21, PIN 0437-11-4516, and 4.05 Acres adj. Briarwood Hills, Sec. 3, Plat Book 117/189, PIN 0426-54-8992, which may be dedicated as a permanent conservation easement, for a purchase price of \$6,885.95. Within 10 days of this notice, any person may raise the bid by not less than ten percent (10%) of the first one thousand dollars (\$1,000) and five percent (5%) of the remainder by making a five percent (5%) deposit of the bid with the Clerk. This procedure shall be repeated until no further qualifying upset bids are received. The Board of Commissioners may at any time reject any and all offers. Further details may be obtained from the Office of the County Attorney, Suite 551-Courthouse, Fayetteville, NC 28302.

April 3, 2017

Candice White, Clerk to the Board

4/12

4890483

Before the undersigned, a Notary Public of said County and state, duly commissioned and authorized to administer oaths, affirmations, etc., personally appeared. CINDY O. MCNAIR

Who, being duly sworn or affirmed, according to law, doth depose and say that he/she is a LEGAL SECRETARY of DB North Carolina Holdings, Inc., a corporation organized and doing business under the Laws of the State of Delaware, and publishing a newspaper known as the FAYETTEVILLE OBSERVER, in the City of Fayetteville, County and State aforesaid, and that as such he/she makes this affidavit; that he/she is familiar with the books, files and business of said Corporation and by reference to the files of said publication the attached advertisement of CL Legal Line INTENT TO PURCHASE PROPERTIES PIN 0437-11-4516 & PIN 0426-54-8992

of CUMB CO ATTORNEY'S

was inserted in the aforesaid newspaper in space, and on dates as follows:

4/12/2017

and at the time of such publication The Fayetteville Observer was a newspaper meeting all the requirements and qualifications prescribed by Sec. No. 1-597 G.S. of N.C.

The above is correctly copied from the books and files of the aforesaid corporation and publication.

Cindy O. McNair

LEGAL SECRETARY

Title

Cumberland County, North Carolina

Sworn or affirmed to, and subscribed before me, this 12 day of April, A.D., 2017.

In Testimony Whereof, I have hereunto set my hand and affixed my official seal, the day and year aforesaid.

Pamela H. Walters

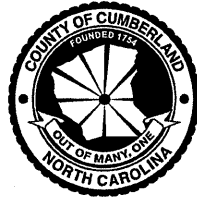
Pamela H. Walters, Notary Public

My commission expires 5th day of December, 2020.

MAIL TO: CUMB CO ATTORNEY'S
PO BOX 1829, ,
FAYETTEVILLE, NC 28302

0004890483

RICKEY L. MOOREFIELD
County Attorney



ITEM NO. 2K

PHYLLIS P. JONES
Assistant County Attorney

ROBERT A. HASTY, JR.
Assistant County Attorney

OFFICE OF THE COUNTY ATTORNEY

5th Floor, New Courthouse • P.O. Box 1829 • Suite 551 • Fayetteville, North Carolina 28302-1829
(910) 678-7762

**MEMO FOR THE AGENDA OF THE MAY 15, 2017,
MEETING OF THE BOARD OF COMMISSIONERS**

TO: Board of Commissioners; County Manager; Myra Brooks
FROM: County Attorney *R. Moorefield*
DATE: May 9, 2017
SUBJECT: Sale of Surplus Properties, Being Lots 6 & 7, Block D, Spring Lake
Subdivision, Plat Book 11 at Page 3, Located at 118 and 105 N. First Street,
Spring Lake

Attachment: Publisher's Affidavit

BACKGROUND:

On April 3, 2017, the Board adopted a resolution of its intent to accept the offer of Mr. Heath Johnson to purchase the following properties for \$3,396.80:

Description	Tax Value	Prorated Cost	Deed	PIN
Lot 6, Block D, PB 11-3, Spring Lake S/D, with address of 118 N. First St., Spring Lake	\$24,421.00	\$1,698.40	8926/884	0501-76-4236
Lot 7, Block D, PB 11-3, Spring Lake S/D, with address of 105 N. First St., Spring Lake	\$24,421.00	\$1,698.40		0501-76-4252

The tax records show both properties as vacant lots zoned by the Town of Spring Lake as commercial (CB).

Notice of the proposed sale subject to the upset bid process required by G. S. § 160A-269 was advertised in the *Fayetteville Observer* on April 12, 2017. The publisher's affidavit is attached. 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 properties upon the County's receipt of the balance of the purchase price.

AFFIDAVIT OF PUBLICATION

NORTH CAROLINA
Cumberland County

CUMBERLAND COUNTY BOARD
OF COMMISSIONERS
ADVERTISEMENT OF INTENT
TO ACCEPT AN OFFER TO PURCHASE
CERTAIN REAL PROPERTY PURSUANT
TO N.C.G.S. § 160A-269

Take notice that the Board of Commissioners finds the real property described herein is not needed for governmental purposes and proposes to accept an offer to purchase the properties being Lot 6, Block D, Spring Lake Subdivision, Plat Book 11 at Page 3, PIN 4801-76-4236, located at 118 N. First St., Spring Lake; and Lot 7, Block D, Spring Lake Subdivision, Plat Book 11 at Page 3, PIN 4801-76-5466, located at 405 N. First Street, Spring Lake, for a total purchase price of \$3,396.80. Within 10 days of this notice, any person may raise the bid by not less than ten percent (10%) of the first one thousand dollars (\$1,000) and five percent (5%) of the remainder by making a five percent (5%) deposit of the bid with the Clerk. This procedure shall be repeated until no further qualifying upset bids are received. The Board of Commissioners may at any time reject any and all offers. Further details may be obtained from the Office of the County Attorney, Suite 551-Courthouse, Fayetteville, NC 28302.

April 3, 2017
Candice White, Clerk to the Board 4890463

Before the undersigned, a Notary Public of said County and state, duly commissioned and authorized to administer oaths, affirmations, etc., personally appeared. CINDY O. MCNAIR

Who, being duly sworn or affirmed, according to law, doth depose and say that he/she is a LEGAL SECRETARY of DB North Carolina Holdings, Inc., a corporation organized and doing business under the Laws of the State of Delaware, and publishing a newspaper known as the FAYETTEVILLE OBSERVER, in the City of Fayetteville, County and State aforesaid, and that as such he/she makes this affidavit; that he/she is familiar with the books, files and business of said Corporation and by reference to the files of said publication the attached advertisement of CL Legal Line INTENT TO PURCHASE PROPERTY LOCATED AT 118 & 015 N. FIRST STREET, SPRING LAKE, NC

of CUMB CO ATTORNEY'S

was inserted in the aforesaid newspaper in space, and on dates as follows:

4/12/2017

and at the time of such publication The Fayetteville Observer was a newspaper meeting all the requirements and qualifications prescribed by Sec. No. 1-597 G.S. of N.C.

The above is correctly copied from the books and files of the aforesaid corporation and publication.

Cindy O. McNair

LEGAL SECRETARY

Title

Cumberland County, North Carolina

Sworn or affirmed to, and subscribed before me, this 12 day of April, A.D., 2017.

In Testimony Whereof, I have hereunto set my hand and affixed my official seal, the day and year aforesaid.

Pamela H. Walters

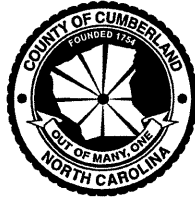
Pamela H. Walters, Notary Public

My commission expires 5th day of December, 2020.

MAIL TO: CUMB CO ATTORNEY'S
PO BOX 1829,
FAYETTEVILLE, NC 28302

0004890463

RICKEY L. MOOREFIELD
County Attorney



ITEM NO. 22

PHYLLIS P. JONES
Assistant County Attorney

ROBERT A. HASTY, JR.
Assistant County Attorney

OFFICE OF THE COUNTY ATTORNEY

5th Floor, New Courthouse • P.O. Box 1829 • Suite 551 • Fayetteville, North Carolina 28302-1829
(910) 678-7762

**MEMO FOR THE AGENDA OF THE MAY 15, 2017,
MEETING OF THE BOARD OF COMMISSIONERS**

TO: Board of Commissioners; County Manager; Myra Brooks
FROM: County Attorney *R. Moorefield*
DATE: May 9, 2017
SUBJECT: Approval of Sale of Surplus Real Property, 2323 Applebury Lane

Attachment: Publisher's Affidavit

BACKGROUND:

On April 3, 2017, the Board adopted a resolution of its intent to accept the offer of Mrs. Amber Jones to purchase the property with PIN 0405-87-9315, being a residentially zoned lot approximately 150' by 121' with an address of 2323 Applebury Lane, Fayetteville, for a purchase price of \$6,600. The tax value is \$48,100.00. Based on the County GIS Mapping system, there does appear to be a structure on the property.

Notice of the proposed sale subject to the upset bid process required by G. S. § 160A-269 was advertised in the *Fayetteville Observer* on April 12, 2017. The publisher's affidavit is attached. 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.

AFFIDAVIT OF PUBLICATION

NORTH CAROLINA
Cumberland County

**CUMBERLAND COUNTY BOARD
OF COMMISSIONERS
ADVERTISEMENT OF PROPOSAL
TO ACCEPT AN OFFER TO PURCHASE
CERTAIN REAL PROPERTY PURSUANT
TO N.C.G.S. § 160A-269**

Take notice that the Board of Commissioners finds the real property described herein is not needed for governmental purposes and proposes to accept an offer to purchase the property with PIN 0305-87-9315 located at 2323 Applebury Lane, Fayetteville, for a purchase price of \$6,600. Within 10 days of this notice any person may raise the bid by not less than ten percent (10%) of the first one thousand dollars (\$1,000) and five percent (5%) of the remainder by making a five percent (5%) deposit of the bid with the Clerk. This procedure shall be repeated until no further qualifying upset bids are received. The Board of Commissioners may at any time reject any and all offers. Further details may be obtained from the Office of the County Attorney, Suite 551-Courthouse, Fayetteville, NC 28302.

April 3, 2017
Candice White, Clerk to the Board
4/12 4890523

Before the undersigned, a Notary Public of said County and state, duly commissioned and authorized to administer oaths, affirmations, etc., personally appeared. CINDY O. MCNAIR Who, being duly sworn or affirmed, according to law, doth depose and say that he/she is a LEGAL SECRETARY of DB North Carolina Holdings, Inc., a corporation organized and doing business under the Laws of the State of Delaware, and publishing a newspaper known as the FAYETTEVILLE OBSERVER, in the City of Fayetteville, County and State aforesaid, and that as such he/she makes this affidavit; that he/she is familiar with the books, files and business of said Corporation and by reference to the files of said publication the attached advertisement of CL Legal Line INTENT TO PURCHASE PROPERTY LOCATED AT 2323 APPLEBURY LANE, FAYETTEVILLE, NC of CUMB CO ATTORNEY'S was inserted in the aforesaid newspaper in space, and on dates as follows:

4/12/2017

and at the time of such publication The Fayetteville Observer was a newspaper meeting all the requirements and qualifications prescribed by Sec. No. 1-597 G.S. of N.C.

The above is correctly copied from the books and files of the aforesaid corporation and publication.

Cindy O. McNair

LEGAL SECRETARY

Title

Cumberland County, North Carolina

Sworn or affirmed to, and subscribed before me, this 12 day of April, A.D., 2017.

In Testimony Whereof, I have hereunto set my hand and affixed my official seal, the day and year aforesaid.

Pamela H. Walters

Pamela H. Walters, Notary Public

My commission expires 5th day of December, 2020.

MAIL TO: CUMB CO ATTORNEY'S
PO BOX 1829, ,
FAYETTEVILLE, NC 28302

0004890523

ITEM NO. 2M

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 case number BI-2017-001 and is identified as Item Number _____.

Property Owner: Cumberland County

Property Address: 218 Preston Avenue, Fayetteville, NC (wood frame single family dwelling)

Tax Parcel Identification Number: 0428-58-5045

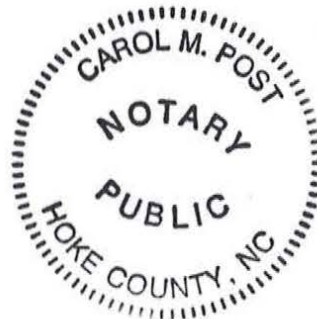
SYNOPSIS: This property was inspected on 2/17/2017. The structures are presently vacant and unsecure. In their present state, these structures constitute a fire, health, and safety hazard. The Assessor for Cumberland County has these structures presently valued at \$0.00. Attached is a map depicting the location of the property. (See Exhibit B.)

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

George Hatcher
Affiant
Housing Inspector/County of Cumberland

Sworn to and Subscribed to by me this
the 17th day of February 2017.
Carol M. Post
Notary Public

My Commission Expires: 11/06/2019



REPORT OF BUILDING INSPECTION
CASE # BI-2017-001

DATE OF INSPECTION: 2/17/2017

PROPERTY LOCATION: 218 Preston Avenue, Fayetteville, NC

OWNER/AGENT: Cumberland County, PO Box 449, Fayetteville, NC 28312

OCCUPANT: Vacant

PARCEL ID. NO. 0428-58-5045

BUILDING USE: Residential
BUILDING CLASSIFICATION: Residential
ZONING CLASSIFICATION: SF6

APPRAISED TAX VALUE: (STRUCTURE: \$0.00)

APPRAISAL DATE: 2017

DOES DAMAGE OR DETERIORATION OF THE STRUCTURE EXCEEDS 50% OF ITS PHYSICAL VALUE YES

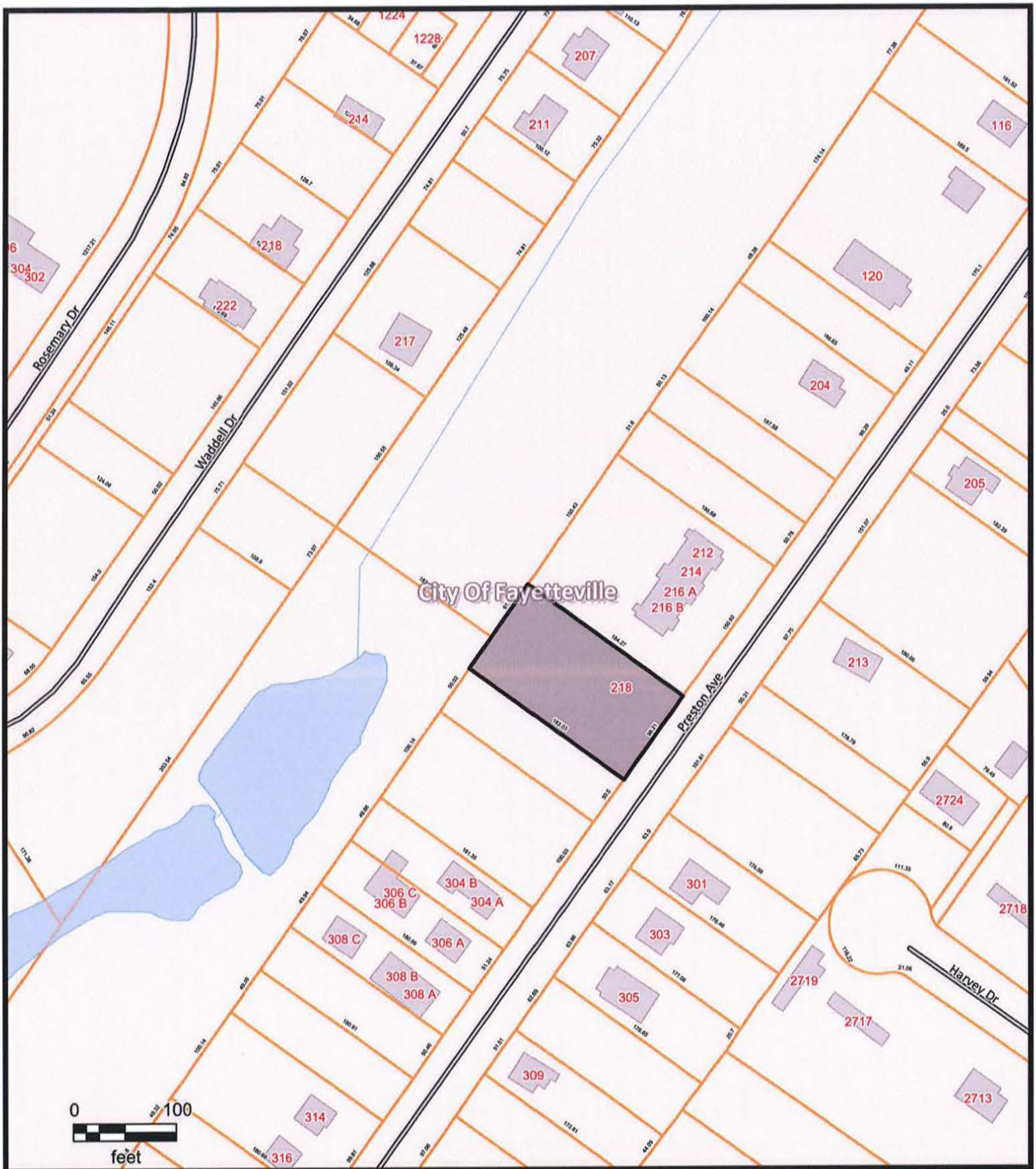
DOES STRUCTURE CONFORM WITH ZONING REGULATIONS? NO

ITEMS DETERMINED TO BE UNSAFE BY INSPECTOR:

A county owned wood frame single family dwelling that is vacant, unsecure, collapsing and overgrown with vegetation creating a fire, health and safety hazard in a residential neighborhood.

Inspection Certified by Building Inspector:





Cumberland County Planning - Inspections Department
 130 Gillespie Street · Post Office Box 1829 · Fayetteville, North Carolina 28302-1829 · (910) 678-7600 · Fax: (910) 678-7631

Map Depicting Location of Property

Property Owner: Cumberland County
Address: 218 Preston Avenue, Fayetteville, NC
Minimum Housing Case#: BI-2017-001
Tax Parcel Number: 0428-58-5045



ORDINANCE ASSESSING PROPERTY FOR THE COSTS
OF DEMOLITION OF A STRUCTURE PURSUANT TO
THE MINIMUM HOUSING CODE OF CUMBERLAND COUNTY
CASE NUMBER: MH 1478-2016
PROPERTY OWNER: John Dennis Williams

WHEREAS, the Board of County Commissioners of Cumberland County, North Carolina, on November 21, 2016, enacted an ordinance directing the demolition by the owner of the structure John Dennis Williams, located at 327 Charles Street, Fayetteville, NC, PIN: 0426-90-2447, said ordinance being recorded in Book 9992, page 0223, of the Cumberland County Registry of Deeds;

WHEREAS, the time within which said demolition was to be performed has expired and the owner(s) failed to comply with the ordinance within such period; and

WHEREAS, the said ordinance further directed the Minimum Housing Inspector to effect the demolition of the structure(s) in the event the owner(s) failed to do so;

WHEREAS, the Minimum Housing Inspector has reported to this Board that:

- (1) Said work had been accomplished.
- (2) The cost of such work was \$6,500.00.
- (3) There were no salable materials resulting from said work.

NOW THEREFORE, the above report coming on to be considered and the Board of County Commissioners find it to be a true and accurate accounting, the said Board hereby ORDAINS:

(1) That the real property on which the work was performed be, and it hereby is, assessed in the amount of \$6,500.00, said sum being the unpaid balance of the cost of the work set forth in the Inspector's Report;

(2) That as provided in the Ordinance of Cumberland County dated November 21, 2016, and in Section 153A-372 of the General Statutes of North Carolina, the amount of the foregoing assessment be, and hereby does constitute, a lien against the real property upon which such costs were incurred, such property being more particularly described as follows:

The structure and premises located at 327 Charles Street, Fayetteville, NC, as described in Deed Book 8604, page 0669, of the Cumberland County Registry and identified in County tax records as PIN 0426-90-2447.

(3) That as further provided in Section 160A-443(6) of the General Statutes of North Carolina, such lien shall be filed, have the same priority, and be collected as the lien for special assessment provided in Article 10 of Chapter 160A of said General Statutes;

(4) That one copy of this resolution be filed in the minutes of this Board of County Commissioners and another copy certified and delivered by the Clerk as a charge to the Tax Collector, who shall thereupon enter the amount of the assessment set forth above upon the Tax Books of the County as a special assessment against the above described property.

* * * * *

I certify that the foregoing Ordinance was adopted and ordered by the Board of Commissioners of Cumberland County, North Carolina, this 15th day of May, 2017, at 6:45 p.m. o'clock.

Cumberland County Clerk

AMY H. CANNON
County Manager

SALLY S. SHUTT
Assistant County Manager



CUMBERLAND
★ **COUNTY** ★
NORTH CAROLINA


MELISSA C. CARDINALI
Assistant County Manager

W. TRACY JACKSON
Assistant County Manager

ITEM NO. 20

OFFICE OF THE COUNTY MANAGER

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF MAY 15, 2017

TO: BOARD OF COUNTY COMMISSIONERS
FROM: AMY H. CANNON, COUNTY MANAGER 
DATE: MAY 10, 2017
SUBJECT: APPROVAL OF THE MAY 4, 2017 CUMBERLAND COUNTY
FACILITIES COMMITTEE REPORT AND RECOMMENDATION

BACKGROUND

The Cumberland County Facilities Committee met on Thursday, May 4, 2017 and discussed the following agenda:

- 1) Paving / Resurfacing of Historic Courthouse Parking Lot
- 2) Paving / Resurfacing of Solid Waste Container Site Driveways
- 3) Lease Renewal for NC Department of Public Safety – Adult Probation
- 4) Lease Renewal for Coastal Horizons Center, Inc.

Separate memos for these items and the draft minutes of the Cumberland County Facilities Committee are attached for your convenience.

RECOMMENDATION/PROPOSED ACTION

Accept the Cumberland County Facilities Committee report and recommendation.

/ct

Attachments

CM051017-2

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CUMBERLAND COUNTY FACILITIES COMMITTEE
COURTHOUSE, 117 DICK STREET, 5TH FLOOR, ROOM 564
MAY 4, 2017 - 8:30 A.M.
MINUTES

MEMBERS PRESENT: Commissioner Glenn Adams
Commissioner Jeannette Council
Commissioner Larry Lancaster

OTHER COMMISSIONERS PRESENT:
Commissioner Jimmy Keefe

OTHERS PRESENT: Amy Cannon, County Manager
Melissa Cardinali, Assistant County Manager
Sally Shutt, Assistant County Manager
Rick Moorefield, County Attorney
AJ Riddle, Assistant County Engineer
Vicki Evans, Finance Director
Geneve Mankel, Communications & Outreach Coordinator
Jim Ammons, Superior Court Judge
Lee Warren, Register of Deeds
Callie Gardner, Pretrial Services
Candice White, Clerk to the Board
Kellie Beam, Deputy Clerk to the Board
Press

Commissioner Glenn Adams called the meeting to order.

1. APPROVAL OF MINUTES – APRIL 6, 2017 FACILITIES COMMITTEE
REGULAR MEETING

MOTION: Commissioner Lancaster moved to approve the minutes as presented.
SECOND: Commissioner Council
VOTE: UNANIMOUS (3-0)

2. CONSIDERATION OF APPROVAL OF PAVING/RESURFACING
CONTRACTS

A. HISTORIC COURTHOUSE PARKING LOT

BACKGROUND:

The repairs/resurfacing of the parking lot at the Historic Courthouse is a project that was identified as part of the Parking Lot/Repair Capital Improvement Plan (CIP). On August

DRAFT

17, 2015, the Board of Commissioners adopted a reimbursement resolution allowing projects to get started in advance of the planned installment financing plan. The repaving of the parking lot at the Historic Courthouse along with some other critical projects were identified as projects to move forward with first.

A pre-bid meeting was held on March 30, 2017, in which all local contractors were invited to attend. Informal bids were received on April 11, 2017 for the repairs/resurfacing of the Historic Courthouse parking lot. The certified bid tabulation along with a letter of recommendation from Draper Aden Associates, the project engineer, were provided at the Facilities Committee meeting. The lowest, responsible and responsive bid was submitted by Diamond Constructors, Inc. in the amount of \$148,122.20.

RECOMMENDATION/PROPOSED ACTION:

The Engineering and Infrastructure Director and County Management recommend that the Facilities Committee approve the following recommendations and forward them to the Board of Commissioners for its consideration at their May 15, 2017 meeting.

1. Accept the bids for the repairs/resurfacing of the parking lot at the Historic Courthouse and award a contract to Diamond Constructors, Inc in the amount of \$148,122.20.
2. Establish a contingency in the amount of \$14,000 to be used for additional work recommended by the E&I Director and approved by the County Manager.

AJ Riddle, Assistant County Engineer, reviewed the background information and recommendation as recorded above.

MOTION: Commissioner Lancaster moved to recommend to the full board approval to accept the bids for the repairs/resurfacing of the parking lot at the Historic Courthouse and award a contract to Diamond Constructors, Inc. in the amount of \$148,122.20 and establish a contingency in the amount of \$14,000 to be used for additional work recommended by the Engineering and Infrastructure Director and approved by the County Manager.

SECOND: Commissioner Council

VOTE: UNANIMOUS (3-0)

Chairman Adams asked if there was a priority list regarding these projects because he did not feel the parking lot at the Historic Courthouse would have been a high priority. Vicki Evans, Finance Director, stated the priority is based on an engineering firm's study done in the past. Chairman Adams stated the study and list may need to be reviewed. Ms. Cannon stated the information would be brought back to the Facilities Committee at a later date.

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B. SOLID WASTE CONTAINER SITE DRIVEWAYS

BACKGROUND:

The repairs/resurfacing of multiple Solid Waste Convenience Sites is a project that was identified as part of the Solid Waste Parking Lot/Repair Capital Improvement Plan (CIP). Funding for this project is included in the FY 17 Solid Waste budget.

The County invited nine prospective bidders to bid on the project on April 10, 2017. Informal bids were received on April 25, 2017 at 1:00 PM at the Solid Waste Administration Office for the repairs/resurfacing of the Solid Waste Convenience Sites. Of nine prospective local bidders, the County received one bid from Diamond Constructors, Inc. in the amount of \$200,160. The bid tabulation was provided at the Facilities Committee meeting. Diamond Constructors, Inc. has been the lowest bidder for the last three paving projects that the County has bid. Therefore, Engineering & Infrastructure staff feel that the submitted bid is in-line with current industry pricing for the scope of work for this project.

RECOMMENDATION/PROPOSED ACTION:

The Engineering and Infrastructure Director and County Management recommend that the Facilities Committee approve the following recommendations and forward them to the Board of Commissioners for its consideration at their May 15, 2017 meeting.

1. Accept the bids for the repairs/resurfacing of the parking lot at the Historic Courthouse and award a contract to Diamond Constructors, Inc in the amount of \$200,160.
2. Establish a contingency in the amount of \$20,000 to be used for additional work recommended by the E&I Director and approved by the County Manager.

Mr. Riddle reviewed the background information and recommendation as recorded above.

MOTION: Commissioner Lancaster moved to recommend to the full board approval to accept the bids for the repairs/resurfacing of the asphalt drives at Solid Waste Container Sites and award a contract to Diamond Constructors, Inc. in the amount of \$200,160 and establish a contingency in the amount of \$20,000 to be used for additional work recommended by the Engineering and Infrastructure Director and approved by the County Manager.

SECOND: Commissioner Council

VOTE: UNANIMOUS (3-0)

DRAFT

3. CONSIDERATION OF LEASE RENEWALS

A. NC DEPARTMENT OF PUBLIC SAFETY – ADULT PROBATION

BACKGROUND

The NC Department of Public Safety – Adult Probation Division wishes to renew an existing lease agreement with Cumberland County for office space at the Cumberland County Community Corrections Center located at 412 Russel Street in Fayetteville. This agreement will expire June 30, 2017. The lease includes 1,034 square feet of office space. The lease terms would be as follows: a three (3) year term and annual rent in the amount of \$15,510.00 or \$15.00 per square foot payable in monthly installments of \$1,292.50. A copy of the proposed agreement was provided at the Facilities Committee meeting.

RECOMMENDATION/PROPOSED ACTION:

Staff recommends approval of the intent to lease. Advertising is not required in this situation since the lease involves a unit of government. It is proposed that staff would subsequently bring the lease agreement to the Board of Commissioners at their May 15, 2017 meeting if the Facilities Committee approves this item.

Ms. Cannon reviewed the background information and recommendation as recorded above.

MOTION: Commissioner Council moved to recommend to the full board approval of the intent to lease with the NC Department of Public Safety – Adult Probation.

SECOND: Commissioner Lancaster

VOTE: UNANIMOUS (3-0)

B. COASTAL HORIZONS CENTER, INC.

BACKGROUND

Coastal Horizons Center, Inc., a provider who offers the Treatment Accountability for Safer Communities program (TASC), wishes to renew an existing lease agreement with Cumberland County for office space at the Cumberland County Community Corrections Center located at 412 Russel Street in Fayetteville. This agreement will expire June 30, 2017. The lease includes 1,773 square feet of office space. The lease terms would be as follows: a three (3) year term and annual rent in the amount of \$26,595 or \$15.00 per square foot payable in monthly installments of \$2,216.25. A copy of the current agreement was provided at the Facilities Committee meeting.

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RECOMMENDATION/PROPOSED ACTION:

Staff recommends approval of the intent to lease and required thirty (30) day advertising. It is proposed that staff would subsequently bring a resolution to the Board of Commissioners at their May 15, 2017 meeting with a second and final resolution, and the actual lease agreement, being brought to the Board of Commissioners at their June 19, 2017 meeting.

Ms. Cannon reviewed the background information and recommendation as recorded above.

MOTION: Commissioner Council moved to recommend to the full board approval of the intent to lease with Coastal Horizons Center, Inc. and the required thirty (30) day advertising.
SECOND: Commissioner Lancaster
VOTE: UNANIMOUS (3-0)

4. CONSIDERATION OF REQUEST TO NAME THE CUMBERLAND COUNTY COURTHOUSE IN HONOR OF JUDGE E. MAURICE BRASWELL

BACKGROUND

Superior Court Judge James Ammons, Jr. has presented a request and petition to name the Cumberland County Courthouse in honor of retired Judge E. Maurice Braswell. Based upon research conducted by the Clerk to the Board, it does not appear that the Board of Commissioners has a formal policy for the naming of County facilities, and the last such request to be considered was for the old Public Health Building which was named after E. Newton Smith. The current practice appears to be to petition the Facilities Committee who then makes its consideration and then a recommendation to the full Board if approved at the Committee level.

RECOMMENDATION/PROPOSED ACTION:

Staff presents this information for the Facilities Committee's review and consideration.

Ms. Cannon reviewed the background information and recommendation as recorded above.

MOTION: Commissioner Lancaster moved to refer this item to the June 1, 2017 Policy Committee meeting and requested County staff to gather background information and prepare a proposed policy on naming County buildings and distribute to the Policy Committee prior to the June 1, 2017 meeting.

DRAFT

SECOND: Commissioner Council
VOTE: UNANIMOUS (3-0)

5. UPDATE ON MISDEMEANOR DIVERSION PROGRAM

Callie Gardner, Pretrial Services, provided an update on the Misdemeanor Diversion Program. Ms. Gardner stated the program has been running since September 2016. Ms. Gardner stated since the start of the program they have received 71 referrals from local law enforcement agencies. The Misdemeanor Diversion Program has had 50 active participants and 15 participants successfully completed.

The Facilities Committee received the update and no action was taken.

6. OTHER ITEMS OF BUSINESS

There were no other items of business.

MEETING ADJOURNED AT 8:50 AM.




ITEM NO. 20 (1)

CUMBERLAND
★ **COUNTY** ★
NORTH CAROLINA

ENGINEERING & INFRASTRUCTURE DEPARTMENT

Engineering Division · Facilities Management Division · Landscaping & Grounds Division · Public Utilities Division

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF MAY 15, 2017

TO: BOARD OF COUNTY COMMISSIONERS
FROM: JEFFERY P. BROWN, PE, E & I DIRECTOR
THROUGH: AMY H. CANNON, COUNTY MANAGER 
DATE: MAY 9, 2017
**SUBJECT: CONSIDERATION OF APPROVAL OF CONTRACT FOR
REPAVING HISTORIC COURTHOUSE PARKING LOT**

BACKGROUND:

The repairs/resurfacing of the parking lot at the Historic Courthouse is a project that was identified as part of the Parking Lot/Repair Capital Improvement Plan (CIP). On August 17, 2015, the Board of Commissioners adopted a reimbursement resolution allowing projects to get started in advance of the planned installment financing plan. The repaving of the parking lot at the Historic Courthouse along with some other critical projects were identified as projects to move forward with first.

A pre-bid meeting was held on March 30, 2017, in which all local contractors were invited to attend. Informal bids were received on April 11, 2017 for the repairs/resurfacing of the Historic Courthouse parking lot. The certified bid tab along with a letter of recommendation from Draper Aden Associates, the project engineer, have been attached. The lowest, responsible and responsive bid was submitted by Diamond Constructors, Inc. in the amount of \$148,122.20.

This was presented and approved by the Facilities Committee on May 4th.

RECOMMENDATION:

The Engineering and Infrastructure Director, County Management and the Facilities Committee recommend that the Board of Commissioners approve the following recommendations.

1. Accept the bids for the repairs/resurfacing of the parking lot at the Historic Courthouse and award a contract to Diamond Constructors, Inc in the amount of \$148,122.20.
2. Establish a contingency in the amount of \$14,000 to be used for additional work recommended by the E&I Director and approved by the County Manager.

Parking Lot Improvements: Old County Courthouse

Bids taken April 11, 2017

			Diamond Constructors		Highland Paving	
Description	Quantity	Unit	Unit Cost	Amount	Unit Cost	Amount
Mobilization, Insurance, etc.	1	LS	\$4,345.05	\$4,345.05	\$6,500.00	\$6,500.00
Erosion Control Measures	1	LS	\$2,035.00	\$2,035.00	\$4,200.00	\$4,200.00
Demolition (sidewalk, curb, pavement, etc.)	1	LS	\$42,163.00	\$42,163.00	\$27,700.00	\$27,700.00
Fine Grade Subgrade	2,150	SY	\$1.42	\$3,053.00	\$2.75	\$5,912.50
Place & compact ABC, 6"	687	Ton	\$28.00	\$19,236.00	\$40.29	\$27,676.00
Fine Grade for Paving	2,035	SY	\$1.34	\$2,726.90	\$2.75	\$5,596.25
Intermediate Course, 1.5" I19.0B	175	Ton	\$128.58	\$22,501.50	\$146.00	\$25,550.00
Surface Course, 2" S9.5A	175	Ton	\$128.58	\$22,501.50	\$146.00	\$25,550.00
Painted pavement markings	1,615	LF	\$1.29	\$2,083.35	\$6.00	\$9,690.00
Sidewalk repair	8	SY	\$112.50	\$900.00	\$85.00	\$680.00
Curb & Gutter	550	LF	\$26.50	\$14,575.00	\$35.00	\$19,250.00
Catch Basin	1	EA	\$1,800.00	\$1,800.00	\$2,600.00	\$2,600.00
12-inch RCP	19	LF	\$63.16	\$1,200.04	\$75.00	\$1,425.00
Landscaping	1	LS	\$9,001.86	\$9,001.86	\$10,500.00	\$10,500.00
Total			\$148,122.20		\$172,829.75	

This is to certify that the bids tabulated herein were publicly opened and read aloud at 2:00 PM on April 11, 2017 at the offices of the Cumberland County Engineering Department and that this is a true and correct tabulation of those bids received for this project.



Gordon A. Rose, PE


Date



Draper Aden Associates

Engineering • Surveying • Environmental Services

230 Donaldson Street, Suite 500A
Fayetteville, North Carolina
(910) 486-0700 • Fax (910) 897-6767
www.daa.com

April 12, 2017

Jeffery Brown, PE
Cumberland County Engineering & Infrastructure
130 Gillespie Street
Fayetteville, NC 28301

Re: Existing Parking Lot Repairs
Old County Courthouse
Fayetteville, NC

Dear Jeffery:

The County received two bids for the above referenced project which were publicly opened and read at 2:00 PM on Tuesday, April 11, 2017. The results of the bids are as follows:

- | | |
|------------------------|--------------|
| • Diamond Constructors | \$148,122.20 |
| • Highland Paving | \$172,829.75 |

We have examined each bid and have checked the totals of the unit price extensions to verify the above bid totals. As you are aware, there was an error in the Bid Schedule on the item for "Place & Compact ABC, 6 inches". The unit measurement was shown in Tons but the quantity was given in Square Yards. This error was caught by both contractors and each handled it differently. Diamond Constructors, based on direction given by you, used a unit price for Tons of \$28.00 per Ton whereas Highland Paving noted on their bid form their unit price was per Square Yards.

We revised the quantity for this item to 687 Tons which is the equivalent of 2,035 Square Yards. For the bid by Diamond Constructors we used the revised quantity with their unit price of \$28.00 per Ton to arrive at the total of \$148,122.20. For the bid by Highland Paving, we held their total price for that line item and revised the unit price to reflect a unit price per Ton to verify their total of \$172,829.75. The revised bid tabulation attached to this letter reflects the corrected totals.

Furthermore, Addendum #1 required each bidder to submit a list of similar projects completed within the past year. Highland Paving did not submit such a list and their bid should be considered incomplete. Based on all of the above, we recommend the County award a construction contract to Diamond Constructors in the amount of \$148,122.20.

Attached for your records is a copy of the bid tabulation. Please contact us if you have any questions or require additional information.

Sincerely,

DRAPER ADEN ASSOCIATES

Gordon A. Rose, P.E., LEED AP
Senior Project Manager




ITEM NO. 20(2)

CUMBERLAND
★ **COUNTY** ★
NORTH CAROLINA

ENGINEERING & INFRASTRUCTURE DEPARTMENT

Engineering Division · Facilities Management Division · Landscaping & Grounds Division · Public Utilities Division

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF MAY 15, 2017

TO: BOARD OF COUNTY COMMISSIONERS
FROM: JEFFERY P. BROWN, PE, E & I DIRECTOR
THROUGH: AMY H. CANNON, COUNTY MANAGER 
DATE: MAY 9, 2017
SUBJECT: CONSIDERATION OF APPROVAL OF CONTRACT FOR
REPAIRS AND RESURFACING OF ASPHALT DRIVES AT SOLID
WASTE CONVENIENCE SITES

BACKGROUND:

The repairs/resurfacing of multiple Solid Waste Convenience Sites is a project that was identified as part of the Solid Waste Parking Lot/Repair Capital Improvement Plan (CIP). Funding for this project is included in the FY 17 Solid Waste budget.

The County invited nine prospective bidders to bid on the project on April 10, 2017. Informal bids were received on April 25, 2017 at 1:00 PM at the Solid Waste Administration Office for the repairs/resurfacing of the Solid Waste Convenience Sites. Of nine prospective local bidders, the County received one bid from Diamond Constructors, Inc. in the amount of \$200,160. The bid tab is attached. Diamond Constructors, Inc. has been the lowest bidder for the last three paving projects that the County has bid. Therefore, Engineering & Infrastructure staff feel that the submitted bid is in-line with current industry pricing for the scope of work for this project.

This was presented and approved by the Facilities Committee on May 4th.

RECOMMENDATION:

The Engineering and Infrastructure Director, County Management and the Facilities Committee recommend that the Board of Commissioners approve the following recommendations.

1. Accept the bids for the repairs/resurfacing of the asphalt drives at Solid Waste Container Sites and award a contract to Diamond Constructors, Inc in the amount of \$200,160.
2. Establish a contingency in the amount of \$20,000 to be used for additional work recommended by the E&I Director and approved by the County Manager.

SOLID WASTE CONVENIENCE SITES PAVING PROJECT
Bids taken April 25, 2017
Diamond Constructors

Site Camden Site

Description	Quantity	Unit	Unit Cost	Amount
Mobilization	1	LS	\$1,100.00	\$1,100.00
Sealing Exist. Pavement Cracks and Joints	185	LB	\$5.00	\$925.00
1.5" Surface Conc. Course, Type S9.5B	95	TN	\$185.00	\$17,575.00
SUBTOTAL				\$19,600.00

Site Cliffdale Site

Description	Quantity	Unit	Unit Cost	Amount
Mobilization	1	LS	\$1,100.00	\$1,100.00
Grading	1	LS	\$2,500.00	\$2,500.00
Borrow Material	60	CY	\$30.00	\$1,800.00
Sealing Exist. Pavement Cracks and Joints	175	LB	\$5.00	\$875.00
Asphalt Plant Mix Pavement Repair	20	TN	\$300.00	\$6,000.00
1.5" Surface Conc. Course, Type S9.5B	100	TN	\$185.00	\$18,500.00
2.5" Intermediate Conc. Course, Type I19.0B	15	TN	\$185.00	\$2,775.00
Aggregate Base Course	20	TN	\$50.00	\$1,000.00
Concrete Pad 15x15x5", 400 PSI	5	CY	\$700.00	\$3,500.00
SUBTOTAL				\$38,050.00

Site Odom Site

Description	Quantity	Unit	Unit Cost	Amount
Mobilization	1	LS	\$1,100.00	\$1,100.00
Grading	1	LS	\$1,900.00	\$1,900.00
1.5" Surface Conc. Course, Type S9.5B	60	TN	\$185.00	\$11,100.00
2.5" Intermediate Conc. Course, Type I19.0B	100	TN	\$185.00	\$18,500.00
Aggregate Base Course	30	TN	\$50.00	\$1,500.00
SUBTOTAL				\$34,100.00

Site Parker Site

Description	Quantity	Unit	Unit Cost	Amount
Mobilization	1	LS	\$1,200.00	\$1,200.00
Grading	1	LS	\$1,475.00	\$1,475.00
Sealing Exist. Pavement Cracks and Joints	100	LB	\$7.50	\$750.00
Asphalt Plant Mix Pavement Repair	10	TN	\$350.00	\$3,500.00
1.5" Surface Conc. Course, Type S9.5B	75	TN	\$185.00	\$13,875.00
2.5" Intermediate Conc. Course, Type I19.0B	15	TN	\$185.00	\$2,775.00
Aggregate Base Course	10	TN	\$50.00	\$500.00
Reinforced Concrete Wall and Foundation	5	CY	\$100.00	\$500.00
SUBTOTAL				\$24,575.00

SOLID WASTE CONVENIENCE SITES PAVING PROJECT

Bids taken April 25, 2017

Diamond Constructors

Site Warren Site

Description	Quantity	Unit	Unit Cost	Amount
Mobilization	1	LS	\$1,500.00	\$1,500.00
Grading	1	LS	\$4,600.00	\$4,600.00
Sealing Exist. Pavement Cracks and Joints	50	LB	\$15.00	\$750.00
1.5" Surface Conc. Course, Type S9.5B	90	TN	\$185.00	\$16,650.00
2.5" Intermediate Conc. Course, Type I19.0B	110	TN	\$185.00	\$20,350.00
Aggregate Base Course	50	TN	\$50.00	\$2,500.00
			SUBTOTAL	\$46,350.00

Site Williams Site

Description	Quantity	Unit	Unit Cost	Amount
Mobilization	1	LS	\$1,500.00	\$1,500.00
Grading	1	LS	\$3,500.00	\$3,500.00
1.5" Surface Conc. Course, Type S9.5B	55	TN	\$185.00	\$10,175.00
2.5" Intermediate Conc. Course, Type I19.0B	76	TN	\$185.00	\$14,060.00
Aggregate Base Course	75	TN	\$50.00	\$3,750.00
			SUBTOTAL	\$32,985.00

TOTAL	\$195,660.00
--------------	---------------------

AMY H. CANNON
County Manager

JAMES E. LAWSON
Deputy County Manager



CUMBERLAND
★ **COUNTY** ★
NORTH CAROLINA

MELISSA C. CARDINALI
Assistant County Manager

W. TRACY JACKSON
Assistant County Manager

ITEM NO. 20(3)

OFFICE OF THE COUNTY MANAGER

**MEMO FOR THE AGENDA OF THE MAY 15, 2017
MEETING OF THE BOARD OF COMMISSIONERS**

TO: BOARD OF COMMISSIONERS

FROM: TRACY JACKSON, ASST. COUNTY MANAGER ①②

THROUGH: AMY H. CANNON, COUNTY MANAGER [Signature]

DATE: MAY 10, 2017

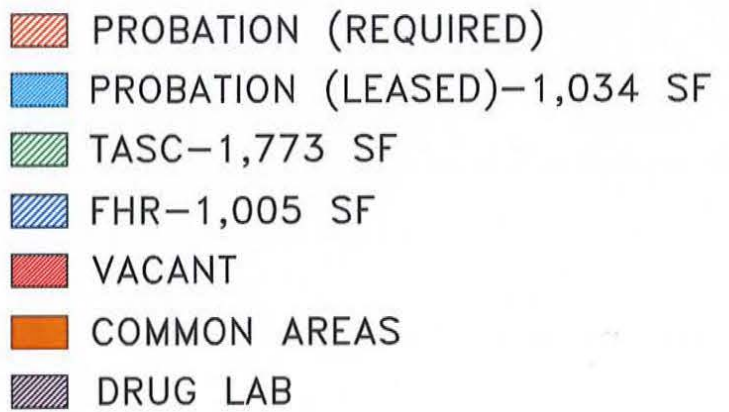
SUBJECT: CONSIDERATION OF APPROVAL OF A LEASE RENEWAL
WITH THE NC DEPARTMENT OF PUBLIC SAFETY – ADULT
PROBATION

BACKGROUND

The Facilities Committee met on May 4, 2017 to consider the proposed lease renewal involving a specified portion of the premises located at 412 Russell Street in Fayetteville to the NC Department of Public Safety (NCDPS) – Adult Probation Division. The current agreement will expire June 30, 2017. The lease includes 1,034 square feet of office space (please refer to attached floorplan). The lease terms would be as follows: a three (3) year term and annual rent in the amount of \$15,510.00 or \$15.00 per square foot payable in monthly installments of \$1,292.50. A copy of the proposed agreement is provided with this memorandum.

RECOMMENDATION/PROPOSED ACTION:

The Facilities Committee approved this item moving forward to the full Board of Commissioners at its May 4, 2017. Staff recommends approval of the proposed lease renewal with NCDPS. Advertising is not required in this situation since the lease involves a unit of government.





North Carolina Department of Public Safety

Purchasing and Logistics

Roy Cooper, Governor
Erik A. Hooks, Secretary

Cassandra Skinner Hoekstra, Chief Deputy Secretary
Douglas Holbrook, Chief Financial Officer
Joanne B. Rowland, Director

April 26, 2017

Amy Cannon
Cumberland County Manager
117 Dick Street, Rm 512
Fayetteville, NC 28301

RE: Lease Agreement - Cumberland County for +/- 1,034 Square Feet of Office Space
Located at 412 Russell Street, Fayetteville, North Carolina

Dear Ms. Cannon:

Hope you are doing well. It is time once again to do another lease action for the Judicial District Manager's office space as the current lease will terminate on 6/30/2017. Please print off two copies of the lease agreement and other documents attached. Upon your review and approval, please **sign**, have your signature notarized, and return the lease agreements and attachments to me as soon as possible at the address below.

Once the signed lease agreements are received from you, the Director of Purchasing and Logistics will execute the lease on the State's behalf and the effective date will be inserted on the first page. A fully executed original will then be forwarded to you for your records.

Should you have any questions or concerns, please feel free to contact me at (919) 324-6467.
Thank you for your assistance in this matter.

Sincerely,

Ron Moore
Real Property Manager

MAILING ADDRESS:
4227 Mail Service Center
Raleigh, NC 27699-4200
www.ncdps.gov



An Equal Opportunity Employer

OFFICE LOCATION:
3030 Hammond Business Place
Raleigh, NC 27603-3666
Telephone (919) 743-8141
Fax (919) 733-3731

THE STATE OF NORTH CAROLINA SHALL NOT BE RESPONSIBLE FOR ANY EXPENSES INCURRED BY THE PROPOSER IN THE PREPARATION OF THIS PROPOSAL.

FAXED PROPOSALS ARE NOT ACCEPTABLE.

PROPOSAL TO LEASE TO THE STATE OF NORTH CAROLINA - PO-28

1. NAME OF LESSOR: CUMBERLAND COUNTY 2. LESSOR'S AGENT:

INDICATE EACH LESSOR'S BUSINESS CLASSIFICATION AS APPLICABLE:
☐ A. PROPRIETORSHIP ☐ B. PARTNERSHIP ☐ C. CORPORATION ☒ D. GOVERNMENTAL ☐ E. NON-PROFIT
☐ F. *** (HUB) HISTORICALLY UNDERUTILIZED BUSINESSES ☐ G. OTHER:

MAILING ADDRESS: P. O Box 1829 MAILING ADDRESS
CITY: Fayetteville ZIP: 28302-1829 CITY: ZIP:
PHONE# 910-678-7633 FAX# 910-678-7635 PHONE#: FAX#:
E-MAIL: E-MAIL:

3. SPACE LOCATION: (including building name, floors involved & suite or room numbers unless entire floor)
412 Russell Street

STREET ADDRESS CITY COUNTY ZIP CODE
412 Russell Street Fayetteville Cumberland 28301

4. ATTACH FLOOR PLAN TO SCALE SHOWING THE SIZE AND LAYOUT OF SPACE OFFERED)

5. GROSS SQUARE FOOTAGE BEFORE NET USAGE COMPUTED A. OFFICE B. WAREHOUSE C. OTHER

6. All proposals must be submitted on the basis of net square footage as defined on reverse side of this sheet and in Specifications (PO-27)

A. DESIRED PROPOSAL (See PO-27 Items VI and XII-A)

TYPE OF SPACE	TOTAL NET SQ. FT.	ANNUAL RENTAL	ANNUAL RENT PER SQ. FT.	UTILITIES	JANITORIAL SERVICES	REQUIRED CLIENTELE PARKING SPACES
OFFICE	1,034	\$15,510.00	15.00	YES	YES	4
WAREHOUSE						
OTHER						
TOTALS			XXXX	XXXX	XXXX	XXXX

Lessor will provide (4) employee parking spaces in above proposal at no additional charge to the State. (See explanation in PO-27 Item VI - Parking)

Comments:

ERRORS BY PROPOSERS IN CALCULATING NET SQUARE FOOTAGE WILL REDUCE THE ANNUAL RENTAL WITHOUT CHANGING THE PROPOSED RATE PER SQUARE FOOT IN THE PROPOSAL

B. OPTIONAL ALTERNATE PROPOSAL NO. 1 (See PO-27 ITEMS VI AND XII-B)

(FOR PROPOSALS NOT INCLUDING UTILITIES AND/OR JANITORIAL SERVICES)

TYPE OF SPACE	TOTAL NET SQ. FT.	ANNUAL RENTAL	ANNUAL RENT PER SQ. FT.	UTILITIES	JANITORIAL SERVICES	
OFFICE						
WAREHOUSE						
OTHER						
TOTALS			XXXX	XXXX	XXXX	

Lessor will provide () clientele parking spaces and () employee parking spaces

Comments:

7. LEASE TERM: 3 YEARS BEGINNING DATE: 7/1/2017

8. RENEWAL OPTIONS, IF ANY: TERMS AND CONDITIONS: No

NOTE: RATES THAT INCLUDE INDETERMINABLE PERCENTAGE INCREASES, SUCH AS UNCAPPED CPI INCREASES ETC., ARE NOT ACCEPTABLE DURING EITHER THE INITIAL TERM OR ANY RENEWAL PERIOD(S)

The State of North Carolina supports the use of products and materials having recycled content in renovation and construction. Will the proposed building provide facilities for handling materials to be recycled such as waste paper and cardboard? ☒ YES ☐ NO

THE PROPOSED BUILDING MUST BE COMPLETELY FREE OF ANY HAZARDOUS ASBESTOS OR HAZARDOUS LEAD PAINT THROUGHOUT THE STATE'S TENANCY.

Is the proposed building free of hazardous asbestos? YES ☒ NO ☐

Is the proposed building free of hazardous lead paint? YES ☒ NO ☐

DEPARTMENT: Public Safety DIVISION:
CITY: SQUARE FEET: AGENT:

CUT-OFF FOR RECEIVING PROPOSALS IS 4:00 PM DATE:

LESSOR: CUMBERLAND COUNTY	
9. ADDITIONAL INFORMATION (Including any deviations from furnished specifications)	
10. Does this space comply with local and State Building safety and zoning codes specifically including OSHA provisions for the handicapped, and applicable sections of the State Building Code Volumes I-V?	
<input checked="checked" type="checkbox"/> YES <input type="checkbox"/> NO <input type="checkbox"/> PARTIALLY	
EXPLAIN IF OTHER THAN "YES" IS CHECKED ABOVE:	
11. This proposal is made in compliance with the specifications furnished by the Department of Public Safety. I realize that the State reserves the right to reject this proposal for any reason it deems warranted. This proposal is good until 8/1/2017. I ACKNOWLEDGE AND FURTHER AFFIRM THAT I am aware of and familiar with the Americans with Disabilities Act of 1990 (42 United States Code, Section 12101 et seq.) and if the above firm is awarded the contract, it will comply with the provisions of said Act.	
I AM AWARE THAT THERE WILL BE NO NEGOTIATION OF THE PER SQUARE FOOT PRICE THAT I HAVE PRESENTED IN THIS PROPOSAL. I am further aware that annual per square foot rental rate(s) which include indeterminable percentage increase(s) such as uncapped Consumer Price Index increases etc., are not acceptable during either the initial term or any renewal period(s):	
*** (HUB) HISTORICALLY UNDERUTILIZED BUSINESSES (HUB) CONSIST OF MINORITY, WOMEN AND DISABLED BUSINESS FIRMS THAT ARE AT LEAST FIFTY-ONE PERCENT OWNED AND OPERATED BY AN INDIVIDUAL(S) OF THE AFOREMENTIONED CATEGORIES. ALSO INCLUDED IN THIS CATEGORY ARE DISABLED BUSINESS ENTERPRISES AND NON-PROFIT WORK CENTERS FOR THE BLIND AND SEVERELY DISABLED.	
Printed Name of Lessor _____ Signature of Lessor _____ Date _____	
MAILING / DELIVERY INSTRUCTIONS	
To be considered this proposal must be received by the State Property Office prior to 4:00 PM on the cutoff. No faxed proposals will be accepted. PHONE: 919-807-4650 <u>Delivery Address If Delivered In Person:</u> Director, State Property Office, Room 4055, Administration Building, 116 West Jones Street, Raleigh, North Carolina <u>Mailing Address If Sent Through Mail Service:</u> State Property Office, 1321 Mail Service Center, Raleigh, North Carolina 27699-1321	
ENVELOPE SHOULD BE MARKED:	
(a) Lease proposal Enclosed (b) Cutoff Date for Receiving Proposals (c) Name of State Agency involved.	
NOTE: Net square footage is a term meaning the area to be leased for occupancy by State Personnel and/or equipment. To determine net square footage: 1. Compute the inside area of the space by measuring from the normal inside finish of exterior walls or the roomside finish of fixed corridor and shaft walls, or the center of tenant separating partitions. 2. Deduct from the Inside area the following: *a. Toilets and lounges *b. Entrance and elevator lobbies *c. Corridors d. Stairwells e. Elevators and escalator shafts f. Building equipment and service areas g. Stacks, shafts, and <u>interior columns</u> h. Other space not usable for State purposes *Deduct if space is not for exclusive use by the State. <u>Multiple State leases require a, b, and c to be deducted.</u> The State Property Office may make adjustments for areas deemed excessive for State use.	
DEPARTMENT:	DIVISION:
CITY:	SQUARE FEET: AGENT:
CUT-OFF FOR RECEIVING PROPOSALS IS 4:00 PM DATE:	
FORM (PO-28) (2005)	

**THIS LEASE DOES NOT BECOME EFFECTIVE UNTIL EXECUTED
BY THE NORTH CAROLINA DEPARTMENT OF PUBLIC SAFETY**

STATE OF NORTH CAROLINA

COUNTY OF CUMBERLAND

LEASE AGREEMENT

THIS LEASE AGREEMENT, made and entered into this the ____ day of _____, 2017, by and between, **COUNTY OF CUMBERLAND** hereinafter designated as Lessor, and the **STATE OF NORTH CAROLINA**, hereinafter designated as Lessee;

W I T N E S S E T H:

THAT WHEREAS, authority to approve and execute this lease agreement was delegated to the Department of Administration by resolution adopted by the Governor and Council of State on the 1st day of September, 1981; and as amended on September 8, 1999 and December 7, 1999, and

WHEREAS, the parties hereto have mutually agreed to the terms of this lease agreement as hereinafter set out,

WHEREAS, the Department of Administration has delegated to this State agency the authority to execute this lease agreement by a memorandum dated the 18th day of January, 2017 and,

NOW THEREFORE, in consideration of the rental hereinafter agreed to be paid and the terms and conditions hereinafter set forth, Lessor does hereby let and lease unto Lessee and Lessee hereby takes and leases from Lessor for and during the period of time and subject to the terms and conditions hereinafter set out certain space in the **City of Fayetteville, County of Cumberland**, North Carolina, more particularly described as follows:

Being +/- 1,034 net square feet of office space located at 412 Russell Street, Fayetteville, Cumberland County, North Carolina. See Attached Exhibit "A" Floor Plan

DEPARTMENT OF PUBLIC SAFETY – PROBATION AND PAROLE

THE TERMS AND CONDITIONS OF THIS LEASE AGREEMENT ARE AS FOLLOWS:

1. The term of this lease shall be for a period of **three (3) years**, with no renewal periods commencing on the **1st day of July, 2017**, or as soon thereafter as the leased premises are ceded to the Lessee and terminating on the **30th day of June, 2020**.

2. During the term of the lease, the Lessee shall pay to the Lessor as rental for said premises the sum of **\$15,510.00** Dollars per annum, which sum shall be paid in equal monthly installments of **\$1,292.50** Dollars, said rental to be payable within fifteen (15) days from receipt of invoice.

The Lessee agrees to pay the aforesaid rental to Lessor at the address specified, or, to such other address as the Lessor may designate by a notice in writing at least fifteen (15) days prior to the due date.

3. Lessor agrees to furnish to the Lessee, as a part of the consideration for this lease, the following services and utilities to the reasonable satisfaction of the Lessee:

- A. Heating facilities, air conditioning facilities, adequate electrical facilities, adequate lighting fixtures and sockets, hot and cold water facilities, and adequate toilet facilities.
- B. Lessor to provide required fire extinguishers and servicing, pest control, and outside trash disposal including provision for the handling of recyclable items such as aluminum cans, cardboard and paper.
- C. Maintenance of lawns, sidewalks, shrubbery, paved areas and common areas is required.
- D. Adequate Parking.
- E. All utilities except telephone.
- F. Lessor covenants that the leased premises are generally accessible to persons with disabilities. This shall include access into the premises from the parking areas (where applicable), into the premises via any common areas of the building and access to accessible restroom.
- G. All fire or safety inspection fees and storm water fee shall be paid by lessor.
- I. All land transfer tax/fees imposed by the County or Town which the space is located.
- J. All other terms and conditions of the signed "Proposal to Lease to the State of North Carolina" Form P0-28 and "Specifications for Non-Advertised Lease".

4. During the lease term, the Lessor shall keep the leased premises in good repair and tenable condition, to the end that all facilities are kept in an operative condition. Maintenance shall include, but is not limited to furnishing and replacing electrical light fixture ballasts, air conditioning and ventilating equipment filter pads, if applicable, and broken glass. In case Lessor shall, after notice in writing from the Lessee in regard to a specified condition, fail, refuse, or neglect to correct said condition, or in the event of an emergency constituting a hazard to the health or safety of the Lessee's employees, property, or invitees, it shall then be lawful for the Lessee in addition to any other remedy the Lessee may have, to make such repair at its own cost and to deduct the amount thereof from the rent that may then be thereafter become due hereunder. The Lessor reserves the right to enter and inspect the leased premises, at reasonable times, and to make necessary repairs to the premises.

5. It is understood and agreed that Lessor shall, at the beginning of said lease term as hereinabove set forth, have the leased premises in a condition satisfactory to Lessee, including repairs, painting, partitioning, remodeling, plumbing and electrical wiring suitable for the purposes for which the leased premises will be used by Lessee. Occupation of the premises by the Lessee constitutes Lessee's acceptance of the premises.

6. The Lessee shall have the right during the existence of this lease, with the Lessor's prior consent, to make alterations, attach fixtures and equipment, and erect additions, structures or signs in or upon the leased premises. Such fixtures, additions, structures or signs so placed in or upon or attached to the leased premises under this lease or any prior lease of which this lease is an extension or renewal shall be and remain the property of the Lessee and may be removed therefrom by the Lessee prior to the termination of this lease or any renewal or extension thereof, or within a reasonable time thereafter. The

Lessee shall have no duty to remove any improvement or fixture placed by it on the premises or to restore any portion of the premises altered by it. In the event Lessee elects to remove his improvements or fixtures and such removal causes damage or injury to the demised premises, Lessee will repair only to the extent of any such damage or injury.

7. If the said premises be destroyed by fire or other casualty without fault of the Lessee, this lease shall immediately terminate and the rent shall be apportioned to the time of the damage. In case of partial destruction or damage by fire or other casualty without fault of the Lessee, so as to render the premises untenable in whole or in part, there shall be an apportionment of the rent until the damage has been repaired. During such period of repair, Lessee shall have the right to obtain similar office space at the expense of Lessee or the Lessee may terminate the lease by giving fifteen (15) days written notice to the Lessor.

8. Lessor shall be liable to Lessee for any loss or damages suffered by Lessee which are a direct result of the failure of Lessor to perform an act required by this lease, and provided that Lessor could reasonably have complied with said requirement.

9. Upon termination of this lease, the Lessee will peaceably surrender the leased premises in as good order and condition as when received, reasonable use and wear and damage by fire, war, riots, insurrection, public calamity, by the elements, by act of God, or by circumstances over which Lessee had no control or for which Lessor is responsible pursuant to this lease, excepted.

10. The Lessor agrees that the Lessee, upon keeping and performing the covenants and agreements herein contained, shall at all times during the existence of this lease peaceably and quietly have, hold, and enjoy the leased premises free from the adverse claims of any person.

11. The failure of either party to insist in any instance upon strict performance of any of the terms and conditions herein set forth shall not be construed as a waiver of the same in any other instance. No modification of any provision hereof and no cancellation or surrender thereof shall be valid unless in writing and signed and agreed to by both parties.

12. Any hold over after the expiration of the said term or any extension thereof, shall be construed to be a tenancy from month to month, and shall otherwise be on the terms and conditions herein specified, so far as applicable; however, either party shall give not less than sixty (60) days written notice to terminate the tenancy.

13. The parties to this lease agree and understand that the continuation of this lease agreement for the term period set forth herein, or any extension or renewal thereof, is dependent upon and subject to the appropriation, allocation or availability of funds for this purpose to the agency of the Lessee responsible for payment of said rental. The parties to this lease also agree that in the event the agency of the Lessee or that body responsible for the appropriations of said funds, in its sole discretion, determines, in view of its total local office operations that available funding for the payment of rents are insufficient to continue the operation of its local offices on the premise leased herein, it may choose to terminate the lease agreement set forth herein by giving Lessor written notice of said termination, and the lease agreement shall terminate immediately without any further liability to Lessee.

14. All notices herein provided to be given, or which may be given by either party to the other, shall be deemed to have been fully given when made in writing and deposited in the United States mail, certified and postage prepaid and addressed as follows: To the Lessor at **P. O. Box 1829, Fayetteville, North Carolina 28301**. The Lessee at **3030 Hammond Business Place, Raleigh, North Carolina 27699**. Nothing herein contained shall preclude the giving of such notice by personal service. The address to which notices shall be mailed as aforesaid to either party may be changed by written notice.

15. N.C.G.S. § 133-32 and Executive Order 24 prohibit the offer to, or acceptance by, any State Employee of any gift from anyone with a contract with the State, or from any person seeking to do business with the State. By execution of any response in this procurement, you attest, for your entire organization and its employees or agents, that you are not aware that any such gift has been offered, accepted, or promised by any employees of your organization.

[Remainder of page intentionally left blank; signatures on following pages]

IN TESTIMONY WHEREOF, this lease has been executed by the parties hereto,
in duplicate originals, as of the date first above written.

LESSEE:
STATE OF NORTH CAROLINA

By: _____ (SEAL)
Joanne Rowland,
Director of Purchasing & Logistics

LESSOR:
County of Cumberland

By: _____ (SEAL)

STATE OF NORTH CAROLINA
COUNTY OF _____

I, _____, a Notary Public in and for the aforesaid County and the State aforesaid, do certify that **Joanne Rowland**, personally came before me this day and acknowledged that she is the Purchasing Director of the Department of Public Safety, State of North Carolina, and that by authority duly given and as the act of the Department, has signed the foregoing instrument.

IN WITNESS WHEREOF, I have hereunto set my hand and Notarial Seal, this the ____ day of _____, 2017.

Notary Public: _____

Printed Name: _____

My Commission expires _____

STATE OF NORTH CAROLINA
COUNTY OF _____

I, _____, a Notary Public in the County and for the State aforesaid, do hereby certify that _____, personally came before me this day and acknowledge the due execution of the foregoing instrument for the purposes therein expressed.

IN WITNESS WHEREOF, I have hereunto set my hand and Notarial Seal this the ____ day of _____, 2017.

Notary Public: _____

Printed Name: _____

My Commission expires _____

SPECIFICATIONS FOR NON-ADVERTISED LEASE

1. A floor plan to scale or a plan with room dimensions is required. Plan should show building exits for the proposed space. Also provide the year the building was constructed.
2. This facility must provide environment that is barrier free and easily accessible to physically disabled staff, visitors and clientele. Compliance with the State Building Code and the Americans with Disabilities Act is required. Toilet facilities shall be ADA accessible and code compliant.
3. Air conditioning and heating system shall be maintained by Lessor including frequent filter cleaning and replacement. Year round ventilation shall be provided to prevent stale air problems and unacceptable CO2 content. Waiting areas, LAN room and conference room(s) may require additional HVAC.
4. Telecommunication room temperature should be within a range of 65° to a maximum of 75°. This is a 24-hour per day, 7 days per week requirement. A separate HVAC system may be required to maintain this temperature range.
5. All lighting and electrical maintenance shall be furnished by Lessor including the replacement of ballasts, light tubes and replacement bulbs.
6. The Lessor shall provide required fire extinguishers and servicing, pest control (by a licensed technician) and outside trash disposal including provision for the handling of recycling items such as aluminum cans, cardboard and paper. Year-round maintenance is required to maintain a neat and professional appearance of the site at all times.
7. Internal and external signage to be customary (directory) to the building that will provide easy identification of the office by the general public. All other signage is to be provided by the Lessor as agreed upon by the County.
8. Locking hardware is required on all storage rooms, equipment rooms, files rooms and LAN room. Supply storage closets require shelving.
9. Lessor shall be responsible for snow removal as quickly as possible to avoid work delays.
10. The per square foot price proposal is based on the floor plan and repair lists agreed upon by the State of North Carolina and includes but it not limited to: all partitions, demolition, and up fitting costs; building and grounds maintenance; property taxes; insurance; fire and safety inspection fees; storm water fees; land transfer tax; common area maintenance and other building operational costs.
11. The number of keys to be provided to the State for each lockset shall be reasonably determined by the State prior to occupancy, at no cost to the State.
12. All parking areas shall be adequately lighted and located within a reasonable distance of the office.

Lessor is in agreement with the above conditions and the conditions of the also signed "proposal to Lease to the State of North Carolina" Form P0-28.

Signature of the Lessor

Date

CERTIFICATION OF ELIGIBILITY
Under the Iran Divestment Act

G.S. 147-86.59, any person identified as engaging in investment activities in Iran, determined by appearing on the Final Divestment List created by the State Treasurer pursuant to G.S. 147-86-58, is ineligible to contract with the State of North Carolina or any political subdivision of the State. The Iran Divestment Act of 2015, G.S. 147-86-55 *et seq.* * requires that each proposer, prior to contracting with the State certify, and the undersigned on behalf of the Proposer does hereby certify, to the following:

1. that the proposer is not identified on the Final Divestment List of entities that the State Treasurer has determined engages in activities in Iran;
2. that the proposer shall not utilize on any contract with the State agency any subcontractor that is identified on the Final Divestment List; and
3. that the undersigned is authorized by the Proposer to make this Certification.

Proposer: _____

By: _____
Signature

Date: _____

Printed Name

Title

The State Treasurer's Final Divestment List can be found on the State Treasurer's website at the address <https://www.nctreasurer.com/inside-the-department/OpenGovernment/Pages/Iran-Divestment-Act-Resources.aspx> will be updated every 180 days. For questions about the Department of State Treasurer's Iran Divestment Policy, please contact Meryl Murtagh at Meryl.Murtagh@nctreasurer.com or (919) 814-3852.

*Note: Enacted by Session Law 2015-118 as G.S. 143C-55 *et seq.*, but renumbered for codification at the direction of the Revisor of Statutes.

AMY H. CANNON
County Manager

JAMES E. LAWSON
Deputy County Manager



CUMBERLAND
★ **COUNTY** ★
NORTH CAROLINA

MELISSA C. CARDINALI
Assistant County Manager


W. TRACY JACKSON
Assistant County Manager


ITEM NO. 20(4)

OFFICE OF THE COUNTY MANAGER

**MEMO FOR THE AGENDA OF THE MAY 15, 2017
BOARD OF COMMISSIONERS' MEETING**

TO: BOARD OF COMMISSIONERS

FROM: TRACY JACKSON, ASST. COUNTY MANAGER 

THROUGH: AMY H. CANNON, COUNTY MANAGER 

DATE: MAY 10, 2017

SUBJECT: CONSIDERATION OF A RESOLUTION OF INTENT TO LEASE
CERTAIN REAL PROPERTY TO COASTAL HORIZONS, INC. AND
CONDUCT STATUTORILY REQUIRED ADVERTISING

BACKGROUND

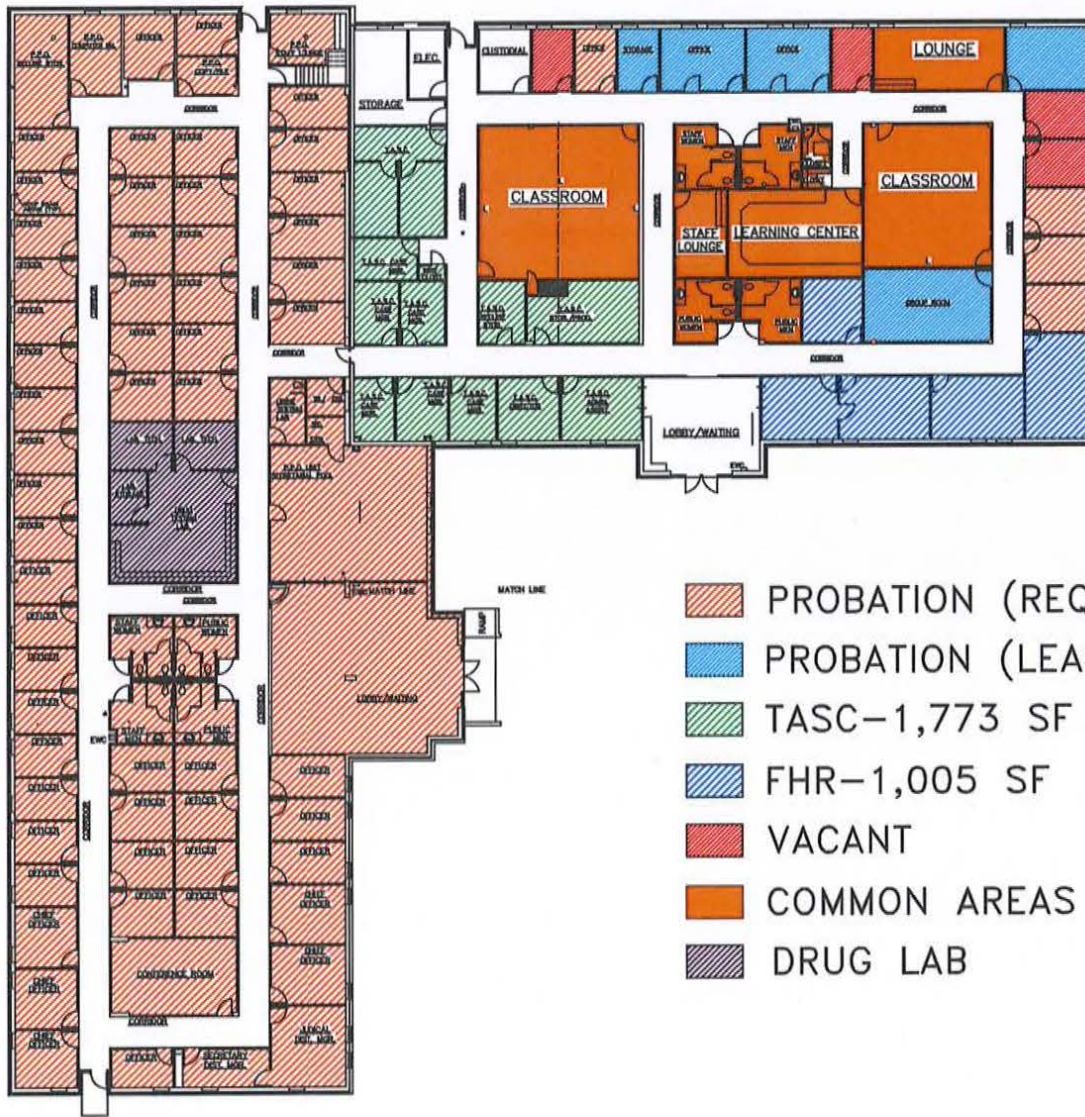
Coastal Horizons Center, Inc., a provider who offers the Treatment Accountability for Safer Communities program (TASC), wishes to renew an existing lease agreement with Cumberland County for office space at the Cumberland County Community Corrections Center located at 412 Russell Street in Fayetteville. This agreement will expire June 30, 2017. The lease includes 1,773 square feet of office space (please refer to attached floorplan). The lease terms would be as follows: a three (3) year term and annual rent in the amount of \$26,595 or \$15.00 per square foot payable in monthly installments of \$2,216.25. A notice of intent to lease must be published at least thirty (30) days in advance of a regular Board of Commissioners' meeting prior to approving any proposed lease.

RECOMMENDATION/PROPOSED ACTION:

As recommended by the Facilities Committee at its May 4, 2017, meeting, adopt the following resolution:

BE IT RESOLVED that the Cumberland County Board of Commissioners finds that the real property, specifically identified office space, located at 412 Russell Street in Fayetteville will not be needed for government purposes for the term proposed for the lease of the property to Coastal Horizons, Inc., and this Board intends to adopt a resolution at its regular meeting to be held on June 19, 2017, approving the lease pursuant to the terms to be advertised as follows:

TAKE NOTICE that the Cumberland County Board of Commissioners has found that the real property described herein will not be needed for government purposes for the term of the lease described herein and that the Board intends to adopt a resolution at its regular meeting to be held on June 19, 2017, approving the lease of office space located at 412 Russell Street to Coastal Horizons, Inc. for up to a three (3) year term with annual rent in the amount of \$26,595 or \$15.00 per square foot payable in monthly installments of \$2,216.25.



- PROBATION (REQUIRED)
- PROBATION (LEASED)-1,034 SF
- TASC-1,773 SF
- FHR-1,005 SF
- VACANT
- COMMON AREAS
- DRUG LAB

CUMBERLAND COUNTY FINANCE COMMITTEE
COURTHOUSE, 117 DICK STREET, 5TH FLOOR, ROOM 564
MAY 4, 2017 – 9:30 AM
REGULAR MEETING MINUTES

MEMBERS PRESENT: Commissioner Marshall Faircloth, Chairman
Commissioner Jeannette Council
Commissioner Jimmy Keefe

OTHER COMMISSIONERS
PRESENT:

Commissioner Larry Lancaster

OTHERS:

Amy Cannon, County Manager
Melissa Cardinali, Assistant County Manager
Sally Shutt, Assistant County Manager
Rick Moorefield, County Attorney
Vicki Evans, Finance Director
Keith Todd, Information Services Director
Sabrina Patterson, IS Enterprise Solutions Analyst
Kim Honan, IS Enterprise Solutions Analyst
Geneve Mankel, Communications and Outreach Coordinator
Brenda Jackson, Social Services Director
Dr. John Lauby, Animal Control Director
Candice H. White, Clerk to the Board
Press

Commissioner Faircloth called the meeting to order.

1. APPROVAL OF MINUTES – APRIL 6, 2017 FINANCE COMMITTEE REGULAR MEETING

MOTION: Commissioner Keefe moved to approve the April 6, 2017 regular meeting minutes.

SECOND: Commissioner Council

VOTE: UNANIMOUS (3-0)

2. PRESENTATION ON BUSINESS INTELLIGENCE PROCESS REVIEW FOR ANIMAL CONTROL

BACKGROUND:

As a part of the Board of Commissioners approved Business Intelligence initiative, the Enterprise Solutions Division within Information Services recently conducted a comprehensive business process review of Animal Control. Through the business process review, several opportunities for business process improvements were discovered.

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A presentation will be provided to review the recommendations set forth to improve these business processes.

RECOMMENDATION/PROPOSED ACTION:

Report will be for informational purposes only. No further action required.

Sabrina Patterson, IS Enterprise Solutions Analyst, stated her presentation on the business process review of Animal Control will cover the following categories:

- Fact Findings
- Discovered Problem Areas
- Recommendations and Value Added Summary
- Recommendations Cost
- Rollout Phases

Ms. Patterson presented highlights of the report as follows:

Fact Findings

- FY2014 to January 18, 2017 - 43,152 animals resided at the shelter
- FY2014 to January 18, 2017 - 21,085 euthanized with 10,643 being adoptable
- FY2015 to February 2017 - \$494,031 revenue
 - \$47,392 for injured animals
 - \$446,639 for spay/neuter fees
- FY2015 to February 2017 - \$384,324 expenses
 - \$17,971 for injured animals
 - \$366,353 for spay/neuter fees
- 20 Veterinarians participate in the county rabies vaccination voucher program
- FY2014 to January 18, 2017 - 43,152 animals resided at the shelter
- FY2014 to January 18, 2017 - 21,085 euthanized with 10,643 being adoptable
- FY2015 to February 2017 - \$494,031 revenue
 - \$47,392 for injured animals
 - \$446,639 for spay/neuter fees
- FY2015 to February 2017 - \$384,324 expenses
 - \$17,971 for injured animals
 - \$366,353 for spay/neuter fees
- 20 Veterinarians participate in the county rabies vaccination voucher program

Discovered Problem Areas

- Administrative/Office Support
 - Uncompleted work assignments
 - Unable to contact staff
 - Inability to communicate electronically
- Shelter Attendants
 - Safety concerns with equipment
 - Mental fatigue due to euthanizations

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- Volunteer Coordinator
 - Unable to keep accurate time records
 - Multiple email distribution groups on multiple computers
- Call Taker
 - Phone system underutilized
 - Missing important information
 - Adoption operational hours
 - Dealing with irate customers due to impounding fees
- Enforcement/Cruelty Officers; more mobilization while in field
 - Irate animal owners
 - Address history of issues
 - Lack of training for equipment
 - Cruelty cases privacy concerns
 - Large video file transfers
- Pet License Notices
 - High cost to print notices
 - For CY16, approximately 24,088 notices were prepared and mailed out at a cost of \$13,303
- Revenue
 - Conflicting data between Chameleon and the Tax Department import
 - Pet license renewals are declining
 - From FY13 to FY16, there was a revenue loss of \$155,924

Recommendations and Value Added

Process Improvement	Value Added
<ul style="list-style-type: none"> • Incorporate the County's Print Shop for pet license notices 	<ul style="list-style-type: none"> • Cost savings \$6,265 (black/white) - \$6,073 (color)
<ul style="list-style-type: none"> • Incorporate Chameleon PostMaster 	<ul style="list-style-type: none"> • Email cost savings \$3,477 (black/white) - \$3,572 (color) • Enhances electronic communication • Central distribution email location
<ul style="list-style-type: none"> • Publicize and educate citizens on pet license fees 	<ul style="list-style-type: none"> • Citizens become aware of County's Ordinance
<ul style="list-style-type: none"> • Revamp the Phone System menu 	<ul style="list-style-type: none"> • Improves customer service • Supervisor visibility • Keeps customers informed about upcoming events
<ul style="list-style-type: none"> • Add additional phones in the Adoption area and the Cruelty Officer's office 	<ul style="list-style-type: none"> • Increases communication • Enables cross trained staff to assist with citizens
<ul style="list-style-type: none"> • Utilize available resources for employees (EAP) 	<ul style="list-style-type: none"> • Reduces stress levels and mental fatigue

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Process Improvement	Value Added
<ul style="list-style-type: none"> Implement a computer kiosk for volunteers Purchase a multiple USB data transfer cable Add printing codes to the Adoption Ricoh printer Implement Laserfiche Incorporate safety training for officers Purchase/upgrade technology equipment and software 	<ul style="list-style-type: none"> Provides better tracking Central location to transfer large video files Protects privacy Reduces paper storage Increase searching capabilities Enhances officers' safety Address and alert history Standardization for mobile devices Less equipment breakage and connection failures

Process Improvement	Value Added
<ul style="list-style-type: none"> Implement WebChameleon on mobile devices (iPads or iPhones) Consider placing Animal Control Officers underneath the Law Enforcement Center (LEC) 	<ul style="list-style-type: none"> Anytime, anywhere access Off-site adoptions and medical tasks Eliminates annual software cost of \$3,907 Eliminates digital cameras (\$250) and AVLs (\$896) Reduces processing time and downtime for officers Ability to charge citizens on scene Access to vital information systems Better training (BLET) and equipment Access to LEC officers for additional protection Communication with County Dispatch

Ms. Patterson highlighted the following recommendations and associated costs:

Current Equipment	Quantity	Individual Cost	One-Time Cost	Annual Cost
One-Time Cost: Laptop (\$1,300), AVLs (\$896), Digital Camera (\$250)	21	\$ 2,446	\$ 51,366	
Monthly Cost: Verizon Wireless Service Charge (\$1106 for 30)		\$ 42		\$ 13,272
Annual Cost: NetMotion (\$1,027)				\$ 1,027
Annual Cost: Chameleon License for Field Officers (\$240)	12	\$ 240		\$ 2,880
		\$ 2,728	\$ 51,366	\$ 17,179

Recommendation	Quantity	Individual Cost	One-Time Cost	Annual Cost
One-Time Cost: iPad Pro 9.7 (\$630), Protective Case (\$53)	21	\$ 683	\$ 14,343	
One-Time Cost: Truck Mount (\$75)	21	\$ 75	\$ 1,575	
One-Time Cost: iPhone 6s (\$99), Protective Case (\$35)	1	\$ 134	\$ 134	
Monthly Cost: Verizon Wireless Service Charge (\$40)	22	\$ 40		\$ 10,560
Annual Cost: AirWatch (\$51)	22	\$ 51		\$ 1,122
Annual Cost: WebChameleon for Field Officers (\$960)	10	\$ 960		\$ 9,600
Windows Server 2016 License	8	\$ 73	\$ 584	
WebChameleon Server License	1		\$ 2,880	\$ 2,880
		\$ 2,016	\$ 19,516	\$ 24,162

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Phone Equipment Recommendation	Quantity	Individual Cost	One-Time Cost	Annual Cost
Cisco Phone for Cruelty Officer	1		\$ 549	
Cisco Phone for Adoption Area	1		\$ 494	
			\$ 1,043	
Laserfiche Recommendation	Quantity	Individual Cost	One-Time Cost	Annual Cost
Solution License Software	3	\$ 528.00	\$ 1,584	
Annual Support & Warranties	3	\$ 105.60		\$ 316.80
		\$ 633.60	\$ 1,584	\$ 316.80

Data Transfer Recommendation	Quantity	Individual Cost	One-Time Cost	Annual Cost
Multiple USB data transfer cable	1		\$ 10	
		\$ -	\$ 10	

Safety Equipment Recommendation	Quantity	Individual Cost	One-Time Cost	Annual Cost
Dual Release Catch Poles	Varies	\$92 - \$100		
Cat Tongs	Varies	\$56 - \$62		
Conveyor Belt for Shelter Attendants	1		\$ 637	
		\$ -	\$ 637	

Commissioner Keefe asked how the law enforcement recommendation dovetailed with the budget recommendation to eliminate the Animal Control 7 p.m. to 7 a.m. shift. Amy Cannon, County Manager, stated when looking at ways to reduce costs and looking at the volume of calls that come in overnight, whether to continue to have an Animal Control officer for the evening shift seemed like an area to explore. Ms. Cannon stated other counties do not have evening coverage and even though it is a benefit, there is a cost to it. Ms. Cannon stated as part of the budget process, staff have been looking at the cost benefit.

Commissioner Lancaster inquired regarding civil versus criminal enforcement and stated he thought unpaid citations should be pursued. Rick Moorefield, County Attorney, stated he advised the use criminal enforcement in all ordinances because in the past it has been more effective. Mr. Moorefield stated he thought Animal Control was handling matters in Environmental Court. Dr. John Lauby, Animal Control Director, stated animal cruelty cases are primarily handled in Environmental Court. Mr. Moorefield stated his office can file civil actions but in most cases, to pursue in civil court will cost more than can be recouped. Dr. Lauby stated it also takes two to three months to get an irresponsible dog owner through the process and get the Sheriff's Office to serve a warrant. Mr. Moorefield advised there is a bill pending in the legislature to remove the criminal enforcement aspect from all local ordinances and if that happens, the County's ordinances will have to be revamped. Commissioner Council asked that Management and Animal Control come back with recommendations.

Commissioner Faircloth asked whether discriminating against or banning breeds was legal. Mr. Moorefield stated a ban against breeds is legal but there are other measures that are more successful, such as requiring insurance in order to get a license. Dr. Lauby stated the Breed Specific Limitation (BSL) organization has attorneys and lots of funding to sue counties who try to limit specific breeds. Commissioner Keefe stated privilege licensing for pets needs to be looked at again and put in an ordinance for irresponsible pet owners. Commissioner Keefe stated the only way to combat that is with funding for officers and education. Commissioner Keefe stated he would like for Business Intelligence to look at a better way to collect and come back

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with recommendations. Ms. Cannon stated the PIO developed a campaign and recommendations will be brought back to educate and increase the number of pet registrations.

3. PRESENTATION OF THE INFORMATION SERVICES COST SAVINGS REPORT

BACKGROUND:

Cumberland County Information Services has provided a Cost Savings Report as recorded below as an update on cost saving measures enacted and/or considered by the Information Services Department. Besides meeting the expectations of County Management, this report also serves to showcase three important principles:

1. Effective management of department resources by following a disciplined approach to budgeting;
2. Prioritizing activities and allocating resources accordingly, to ensure the best possible outcomes, and
3. Documenting previous efforts to reduce expenditures and streamline processes.

RECOMMENDATION/PROPOSED ACTION:

Report will be for informational purposes only. No further action required.

Information Services Cost Savings Report – April 2017

Background

Cumberland County Information Services has been requested to provide a compilation of agency efforts and initiatives to generate efficiencies and cost savings for the County. This report is being provided to County Management as an update of cost saving measures considered and/or enacted by the Information Services Department.

Besides meeting the expectations of County Management, this report will also serve to showcase three important principles:

1. Effective management of department resources by following a disciplined approach to budgeting;
2. Prioritizing activities and allocating resources accordingly, to ensure the best possible outcomes; and
3. Documenting previous efforts to reduce expenditures and streamline processes.

FY 2015 - 2017

Enterprise Solutions

In fiscal year 2015, the County Information Services Department embarked on a mission to increase efficiencies and enhance services to the County while maintaining minimal overhead and ensuring fiscal responsibility. This endeavor began by reorganizing the department to create a new division within the existing budget to focus on enterprise-wide solutions, business intelligence, and IT policy. The purpose of the new Enterprise Solutions Division is to:

- Identify opportunities for improvement throughout the County

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- Research and recommend business process improvements to maximize operational efficiencies and eliminate wastes of time and resources
- Explore and propose technology providing enterprise-wide solutions that can be shared by multiple departments for the greatest benefit
- Maintain the County Enterprise Resource Planning (ERP) systems
- Review, revise and maintain County IT policies to streamline and standardize processes and procedures

In addition to the new division, FY 2015 began a continuous improvement methodology that was adopted by all areas of the Information Services Department.

Infrastructure Division

The Infrastructure Division provides support for and maintains County computers, telephones, server systems, network security, and disaster recovery. They also maintain Wi-Fi networks and manage County internet access. In FY 2015, a technology refresh cycle was developed which involves replacing outdated servers, network switches, and other related hardware to improve reliability, enable new and anticipated capabilities, and save money in the long term. There were many other projects implemented to strengthen and support County infrastructure. Several of these included core network, server environment and Exchange email upgrades, a new data backup system, a new enterprise document management system, a new help desk system, an upgrade of the applications used by the County Fire Departments, and free Wi-Fi throughout the Courthouse.

Applications Division

The Applications Division is responsible for sustaining the legacy mainframe system while developing and maintaining internal web applications. In FY 2015, efforts began to develop an application modernization strategy in concert with County departments. This strategy involves retiring legacy applications that are no longer cost-justified or risk-acceptable. One of the many projects implemented in FY 2015 to support long-term efficiencies and cost savings for the County included an upgrade of the mainframe processor, tape drives and storage to ensure continuity of the legacy system while newer options are in consideration or development. Others included the purchase of new Jury software, a rebuild of all Intranet applications, a website feedback system, database server upgrades and consolidation, expansion of GIS applications and services, and development of new work order systems for Central Maintenance and Solid Waste to remove them from the legacy mainframe system.



Through fiscal years 2016 and 2017, the County Information Services Department has maintained the continuous improvement strategies by routinely assessing needs of County departments. Assessments are conducted by all 3 divisions of Information Services. The Infrastructure team completes assessments resulting from hardware, software and/or network requests submitted through the help desk. The Applications team assesses department needs for internal application development. The Enterprise Solutions team proactively conducts assessments through comprehensive business process reviews. Many of the projects completed

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by Information Services through fiscal years 2016 and 2017 are listed below. In FY 2017, efforts also began to develop project prioritization and governance standards to ensure initiatives are selected based on priority, impact, and alignment to the County strategic goals and objectives.

- Business process reviews on multiple departments – Planning, Environmental Health, Veterans Services, Legal, Mail Room, Print Shop, DSS – Food and Nutrition Services, Commissioners Agenda, etc.
- VoIP upgrade for the Sheriff's Office and other County departments
- Emergency Services Initiatives - EOCC upgrade, Dispatch computers and infrastructure upgrade, and Disaster Recovery site
- County Fire MCT expansion/review
- Security monitoring/mitigation update
- Enterprise Web content management system
- Phase 2 of CMF Work Order System & Inventory and Solid Waste Work Order System & Inventory
- Website Redesign and Development
- Phase 2 of the Child Support Laserfiche project
- Conference Bridge to host conference calls
- Internet upgrade
- Implementation of an Enterprise Resource Planning (ERP) system including County core functions – Finance, Payroll, Human Resources, Benefits and Risk Management, and Utility Billing

Though this list is extensive, it is not a full account of all projects and initiatives completed by the Information Services Division during fiscal years 2015 – 2017. With each initiative, primary goals and objectives include maximizing efficiencies, eliminating waste of resources, increasing productivity, and providing cost savings for long term financial sustainability. The information below provides the cost savings and efficiency gains for many of these efforts.

Summary of Efficiencies Implemented

Maintenance and Operations Efficiencies	Annual Savings
• Telecommunication service provider reduced \$11,600 per month due to the elimination of the PBX which allowed for better insight into the service provider charges. This reduction was accomplished by reviewing charges, terminating unused circuits, eliminating outdated surcharges (mileage, call forwarding, etc.), moving alarm lines to newer technologies, and renegotiating the service contract.	\$139,200
• Computer Room supplies (green bar and ribbons) reduced due to implementing electronic reports instead of printed reports.	\$5,428
• Mainframe backup tapes (3590 and 3592)	\$2,443
• Tyler Munis Upgrade (Annual Cost Reduction due to elimination of CGI)	\$112,085
• Cancelled OSDBA support for Munis – existing IS staff provides same level of support	\$30,000

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• Time Warner Cable fiber lines renegotiated. As of January, 2017, we have saved \$1,610 per month by having renegotiated the service contract to a more updated service type and, in some cases, have negotiated for better services at the same price level.	\$18,800
• Virtualization of Servers. Annual cost savings by not replacing physical servers. 95% of our servers have been virtualized reducing the time needed to maintain equipment and allowing us to be much more agile when making choices about hosting, upgrades, re-platforming, etc. Virtualization decreased the number of physical servers by over half.	\$20,100
• Centralized computer hardware budget and procurement (75 PCs @ \$100/PC)	\$7,500
• New CMF Work Order System (estimated minimum)	\$2,035
• New Print Shop Work Order System	\$1,600
• New PIO Work Order System and Health Department Work Order System. Many departments conduct similar activities or purchase the same items independently, and have expressed a need for a work order system. By IS upgrading to a new work order system, many departments have been able to leverage this system at no additional costs.	Savings Vary
TOTAL:	\$339,191

Business Intelligence initiatives result in recommendations that will improve operational efficiencies to ultimately reduce cost to the County. Time savings provides labor hours that will be used for additional work at no additional cost to the County.

Business Intelligence Initiatives Efficiencies	Projected Annual Savings
<ul style="list-style-type: none"> • Mail Room – no cost savings with new solution, multiple steps eliminated resulting in time savings, observations due in April 2017 for quarterly evaluation <ul style="list-style-type: none"> ○ Discovered unused permits and eliminated cost of \$2500 per year ○ 83% reduction in paper usage for reports ○ Reduced steps to create reports ○ Reduced effort/steps of tracking transactions ○ Improved reporting capabilities 	\$2,500
<ul style="list-style-type: none"> • Print Shop – selection and implementation of new printing equipment, business process improvements <ul style="list-style-type: none"> ○ Provided print job help desk access to all 5 employees ○ New equipment can eliminate position or replace position with one of lower grade and salary (salary and equipment considerations included in savings range provided) 	\$35,786 to \$63,000
<ul style="list-style-type: none"> • Animal Control – recommended several business process improvements and software and equipment upgrades, etc. <ul style="list-style-type: none"> ○ Utilize County Print Shop for pet license notices for savings of \$8,988 - \$10,140 ○ Use Chameleon Postmaster to email pet license notices for savings of \$874 - \$1,457 ○ Implement WebChameleon on mobile devices 	\$14,915 to \$21,234

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<ul style="list-style-type: none"> ▪ Eliminates need for NetMotion for savings of \$1,027 ▪ Eliminates annual cost for field service units for savings of \$2,880 ▪ Eliminates need to purchase cameras @ \$250 each and AVLs @ \$896 each* * Multiple of each are purchased continually through the year (used 5 as average) ○ Other Recommendations: <ul style="list-style-type: none"> ▪ Purchase reliable safety equipment – may reduce worker’s comp claims ▪ Change adoption hours to reduce overtime, comp and exempt time ▪ Implement Laserfiche for document management and redeem office space 	
<ul style="list-style-type: none"> ● Jury – cost evened out with new solution <ul style="list-style-type: none"> ○ 81% reduction in processing time ○ 309 IS annual labor hours reclaimed *Value of labor hours at no additional cost to the County = \$7,259.21 	Elimination of labor hour for IS and reduction of labor hour for Jury Coordinator
<ul style="list-style-type: none"> ● Veterans Services – implemented Bell Data for intake, business process improvements, currently implementing Laserfiche for document management <ul style="list-style-type: none"> ○ 5007 annual labor hours reclaimed ○ Value of labor hours reclaimed at no additional cost to the County = \$86,828.56* * This is equivalent to 2 requested FT positions which the Director stated is no longer needed ○ Eliminated the 15% error rate ○ Eliminated the 5 to 7-day process to create reports ○ Implementing Laserfiche will redeem 297 square feet of office space 	No additional staff required
<ul style="list-style-type: none"> ● DSS Food and Nutrition Services – still in progress, Express Zone team currently being implemented, observations due in April to evaluate improvements <ul style="list-style-type: none"> ○ Implementing Laserfiche can eliminate up to 1,007 file cabinets, which equals 7,455 square foot of office space <ul style="list-style-type: none"> ▪ Can also reduce Patterson Storage cost, which averages \$14,426/year ○ Phone Interview Team can provide time savings of 15-30 minutes per application, which equals 109 to 219 labor hours 	To be determined
TOTAL (Minimum):	\$53,201

Information Technology capabilities are essential for efficient, productive staff, and to support the County’s strategic goals and objectives requiring a focus in technology, business process improvements, and enhanced services for Cumberland County citizens. A balance must be sustained between maintaining legacy systems and current technology, judiciously implementing new technology, and managing the short and long term cost savings.

The strategic direction for the Information Services Department is to proactively seek opportunities to maximize efficiencies and productivity while remaining fiscally responsible. This involves utilizing an IT cost optimization discipline that will accommodate new opportunities and threats that emerge as business requirements evolve, new technologies mature, IT assets reach the end of their useful life cycles and new service and delivery options develop.

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To strengthen and support the financial sustainability of the County, the innovations, initiatives and projects below will be considered or implemented within fiscal years 2018 – 2020.

FY 2018 - 2020

Summary of Future Improvement Considerations

Improvement Consideration	Benefits	Projected Annual Savings
Replace older Cisco switches with Meraki switches	<ul style="list-style-type: none"> • Lower cost per switch • All-inclusive pricing includes enterprise support 	To be determined
Consolidate GIS systems	<ul style="list-style-type: none"> • Eliminates file conversions and work-around requirements between systems • Allows full utilization of existing County GIS system • Reduces duplicated work, cost and overlapping staff tasks 	\$11,032 and up
Consolidate data centers	<ul style="list-style-type: none"> • Eliminate redundant equipment and support • Reduced cost of disaster recovery solutions – each IS department spends about \$50,000/5yrs, eliminating 3 data center sites can save up to \$150,000 over 5-yr period 	\$30,000 and up (3 sites)
VoIP infrastructure as a service	<ul style="list-style-type: none"> • Increased control and automation over VoIP services provisioning • Better operations management 	To be determined
Session Initiated Protocol (SIP)	<ul style="list-style-type: none"> • More reliable than traditional voice trunks. • Inherit redundancy within the technology 	To be determined
Cloud-based systems	<ul style="list-style-type: none"> • Cloud based systems will continue to be considered part of the initial review of a project request to determine the most cost effective approach to the project 	To be determined
Continue to assess document management needs	<ul style="list-style-type: none"> • Reduce usage and cost of paper and storage • Increase automation or workflows and processes • Share information across departments 	To be determined
Adoption of industry standards such as COBIT, ITIL, and ISO/IEC best practices	<ul style="list-style-type: none"> • Reduces total cost of ownership (TCO) for IT projects • Facilitates proactive approach to manage projects, define IT solutions/services and review aging assets • Effective governance of IT activities and management framework of policies, internal controls, defined practices 	To be determined
Assess opportunities for business restructuring and innovation	<ul style="list-style-type: none"> • Maximize efficiencies and productivity • Strengthens support for business process improvements and re-engineering • Provides opportunities to reorganize for departmental 	To be determined

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	optimization <ul style="list-style-type: none"> • Discover operational efficiencies • Eliminate wastes in resource usage • Streamline processes for greater productivity • Strengthen BI analytics • Provide more extensive baselines • Allow insight into what has happened • Better projections of what is likely to happen • Enables future planning and decision-making 	
Elimination of IBM mainframe, software and backup services <i>(see cost breakdown below)</i>	<ul style="list-style-type: none"> • Ability to operate on a newer platform, more reliable • More aligned technology with internal and external support staff • Reduction of Operational responsibilities • Reduction in print services and special paper stock • Eliminates mainframe hardware maintenance and supplies • Elimination of burster for mainframe print jobs 	\$318,264.10
TOTAL (Minimum):		\$348,264.10

The Big Picture of Retiring the Legacy Mainframe System

In coordination with our strategic efforts to deploy an integrated ERP system, we are partnering with our client departments in an applications modernization endeavor to migrate their applications from the IBM mainframe to a more modern computing and user-accessible environment. This will provide a roadmap to allow us to retire the mainframe system and its dependent systems, which will eliminate the associated costs below. The removal of last application on the mainframe is projected to begin in 2018.

Vendor	Product (or description)	Annual Costs
HARDWARE		
IBM	Hardware (zBC12) - Initial Purchase and Installation \$249,752.05	\$49,950.41
IBM	Hardware Maintenance	\$10,480.00
PSR	Storage (DS8870) - Initial Purchase and Installation \$83,066.00	\$16,613.20
PSR	3592 Tape Cartridges (QTY: 25 + 2)	\$1,651.00
PSR	Printronix Printer (P7210) - Initial Purchase \$12,345.00	\$2,469.00
PSR	Printronix Printer (P7210) - Maintenance [2/21/2016 - 2/20/2019]	\$2,902.00
IntegraServ	Printronix Printer (P7220) - Initial Purchase \$8,788.00	\$1,757.60
IntegraServ	Printronix Printer (P7220) - Maintenance (initial)	\$1,261.00
IntegraServ	Printronix Printer (P7220) - Maintenance [7/1/2016 - 6/30/2017]	\$1,278.26
Computer Plus	Tape drive maintenance - 3590	\$3,136.00

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Computer Plus	Tape drive maintenance - 3592	\$829.00
Kodak Alaris	Burster maintenance	\$3,308.00
SOFTWARE		
IBM	Software Maintenance	\$46,830.00
PSR	z/VSE Central Functions	\$27,952.00
PSR	Support Services	\$25,000.00
T. Farlow & Associates	Disaster Recovery Services	\$32,448.00
Data 21	IP Bridge, IP Server	\$1,538.00
Sync Sort	Sort software	\$6,329.00
CSI	BIM editor and related software	\$11,343.00
CA Technologies	Software	\$3,955.00
Barnard Software	Opti-Audit & TCP/IP Tools	\$4,243.63
Thigpen	VSE2PDF	\$1,500.00
Tyler Technologies	OASIS (TAX) software maintenance	\$61,490.00
TOTAL		\$ 318,264.10

Keith Todd, Information Services Director, referenced the Cost Savings Report recorded above and provided the following presentation to highlight measures taken to increase cost savings.

IT Cost Saving Principles

- Effective management of department resources by following a disciplined approach to budgeting.
- Prioritizing activities and allocating resources accordingly, to ensure the best possible outcomes.
- Documenting previous efforts to reduce expenditures and streamline processes.

FY2015-2017 / IS Implementation of New Strategies

- Maintained continuous improvement strategies by routinely assessing the needs of County departments.
- Implemented Enterprise Solutions Division to identify opportunities to increase efficiencies enterprise-wide versus individually or in silos.
- Established a technology refresh cycle and completed multiple projects to improve reliability, enhance infrastructure and provide long term cost savings.
- Began application modernization strategy to retire the mainframe system and migrate dependent systems to modern environment to improve sustainability.

Annual Cost Savings Implemented

FY 2015 – 2017 Maintenance and Operational Efficiencies

- Telecommunications services - \$139,200/year.
- Reduced computer room operations - \$7,871/year.
- Tyler Munis Upgrade - \$112,085/year.

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- OSDBA support - \$30,000/year (Tyler Munis support).
- TWC fiber - \$18,800/year via renegotiated contract.
- Virtualized servers - \$20,100/year.
- Centralized computer procurement - \$7,500/year via bulk purchasing.
- In-house work order systems - \$3,635/year.

Total Savings for Maintenance and Operational Efficiencies = \$339,191 per year over past three years.

Business Intelligence Initiatives

FY 2015 – 2017

- Mail Room –83% reduction in paper usage for reports, eliminated unused permits \$2,500/year.
- Print Shop –new printing equipment \$35,786 plus/year.
- Animal Control – \$14,915 or more/year.
- Jury – processing reduction 81%, 309 labor hours reclaimed.
- Veterans Services –5,007 labor hours reclaimed (equivalent to 2 FT positions), eliminated report errors, and streamlined reports.
- Initiatives in Progress: DSS, Planning, Environmental Health, Gun Permits, Fire Inspections, Commissioner’s Agenda process, etc.

Annual Cost Savings

FY 2018 – 2020 Future Improvement Considerations

- GIS systems consolidation - \$11,032 or more/year.
- Data Center Consolidation - \$30,000 or more/year.
- IBM mainframe elimination - \$318,264/year.
- Other considerations with cost savings to be determined include:
 - VoIP infrastructure as a Service
 - Increase of cloud-based systems
 - Continued assessment of document management needs
 - Assessment of opportunities for business restructuring and innovation

Total Savings for Future Improvement Considerations = \$348,264

Mr. Todd concluded his presentation and responded to questions about enhancing the level of customer service at the same time money is saved; initiatives in central permitting, inspections and code enforcement; and digital records storage/document management according to retention schedules. Commissioner Faircloth inquired regarding backup and the use of cloud storage. Mr. Todd stated intranet storage is handled internally and there are service level agreements that support security with the cloud.

4. OTHER ITEMS OF BUSINESS

Ms. Cannon recognized Brenda Jackson, Social Services Director, who provided an overview and update on Senate Bill 594-Family/Child Protection and Accountability Act. Ms. Jackson stated this bill is a large complex piece of legislation being presented by Senator Tamara Barringer as a child welfare bill and has about eight components. Ms. Jackson stated components two through eight contain good things about ways to improve child welfare services;

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however, there are concerns associated with part one which calls for regionalizing the 100 county departments of social services into 30 regions by 2022. Ms. Jackson stated the bill calls for the creation of a work group to develop an implementation plan for the 30 region structure which will change the governing structure, but the legislation does not address who will govern the 30 region structure. Ms. Jackson stated she is bringing this bill forward for informational purposes as the legislation has been introduced in one committee in the Senate but not yet introduced in the House.

Ms. Jackson stated the DSS Directors' Association met with Senator Barringer and shared concerns about the loss of local administration of social services, transitioning to a regionalized model of service delivery in light of the issues the agency has witnessed following the mental health shift to privatization/regionalization, and unknowns in the proposed legislation related to how funding will be managed under a regionalized social services system. Ms. Jackson stated DSS receives 71 percent of its budget from federal/state funding and explained how there could be a significant fiscal impact to the County's cost allocation and indirect cost plans with a loss in revenue. Ms. Jackson stated counties currently have the flexibility to work with community partners to customize effective service delivery and safety and the legislation includes complex provisions that would change the local administration of social services.

Ms. Jackson stated Senator Barringer has expressed interest in engaging the DSS Director's Association in discussions about how to improve the legislation and address specific concerns about regionalization. Ms. Jackson stated the hope is that legislators will look at this proposed legislation as a study or pilot because of the complexities therein, and then go back to the General Assembly before making any permanent legislation to force or mandate regionalization.

Questions and comments followed. Ms. Cannon stated staff will keep the Board updated.

There being no further business, the meeting adjourned at 10:40 a.m.

COUNTY OF CUMBERLAND

NORTH CAROLINA

Proclamation

WHEREAS, public works services provided in the Cumberland County community are an integral part of our citizens' everyday lives; and

WHEREAS, the support of an understanding and informed citizenry is vital to the efficient operation of public works systems and programs that supply water for domestic, agricultural and industrial needs; that provide sewer service for waste collection, treatment and disposal systems; that provide public buildings for health and human services, public library services, education and courts; that provide solid waste landfills and containerized sites; and that provide funding and financing for the county's many public works services and programs; and

WHEREAS, the health, safety and comfort of the Cumberland County community greatly depends on these facilities, services and financing; and

WHEREAS, the efficiency of the qualified and dedicated personnel who staff Cumberland County's public works related departments is materially influenced by people's attitudes and understanding of the importance of the work they perform.

WHEREAS, the year 2017 marks the 57th annual National Public Works Week sponsored by the American Public Works Association; and

NOW, THEREFORE, WE, the Cumberland County Board of Commissioners, do hereby proclaim the week of May 21-27, 2017, as

"NATIONAL PUBLIC WORKS WEEK"

and call upon all Cumberland County citizens and organizations to acquaint themselves with the issues involved in providing the County's public work services and programs, and to recognize the contributions the county's public works officials make every day to the county's health, safety, comfort and quality of life.

Proclaimed this 15th day of May, 2017.

Glenn B. Adams, Chairman
Cumberland County Board of Commissioners

**Approval of Budget Ordinance Amendments for the May 15, 2017
Board of Commissioners' Agenda**

General Fund 101

- 1) **Public Health - Budget Ordinance Amendment B170110 to recognize additional fees earned in the amount of \$25,000 to purchase vaccines and immunizations.**

The Board is requested to approve Budget Ordinance Amendment B170110 to recognize fees earned from Family Planning and Immunizations in the amount of \$25,000. These funds are to be used to replenish vaccines.

Please note this amendment requires no additional county funds.

- 2) **Public Health - Budget Ordinance Amendment B170116 to recognize additional revenue in the amount of \$10,000 to purchase Long Acting Reversible Contraception (LARC's).**

The Board is requested to approve Budget Ordinance Amendment B170116 to recognize Medicaid fees earned in the amount of \$10,000. This money will be used to purchase Long Acting Reversible Contraception's (LARC's).

Please note this amendment requires no additional county funds.

- 3) **Public Health - Budget Ordinance Amendment B170117 to recognize additional revenue in the amount of \$15,000 to purchase vaccines.**

The Board is requested to approve Budget Ordinance Amendment B170117 to recognize Medicaid fees earned in the amount of \$15,000. This money will be used to replenish vaccines for Health Express Care.

Please note this amendment requires no additional county funds.

- 4) **Social Services - Budget Ordinance Amendment B170135 to recognize additional revenue and matching expense in the amount of \$464,275.**

The Board is requested to approve Budget Ordinance Amendment B170135 to recognize additional revenue received from the Division of Child Care Development and Early Education. These funds will be used for subsidized child care services.

Please note this amendment requires no additional county funds.

5) Social Services - Budget Ordinance Amendment B170145 to recognize grant funds in the amount of \$57,500.

The Board is requested to approve Budget Ordinance Amendment B170145 in the amount of \$57,500 from the NC Department of Public Safety-Emergency Management. Funds in the amount of \$50,000 will be used to aid individuals displaced from their homes during Hurricane Matthew. The remaining funds in the amount of \$7,500 will be used towards the administrative cost of the program.

Please note this amendment requires no additional county funds.

6) Social Services - Budget Ordinance Amendment B170153 to increase funds available for foster care payments in the total amount of \$577,005.

The Board is requested is to approve budget ordinance amendment B170153 in the total amount of \$577,005. This represents additional revenue of \$899,840 and increased expenses of \$1,476,845 for foster care payments. The total \$577,005 includes \$143,559 from identified funds within the organization and \$433,446 from contingency that was specifically allocated for foster care in the FY17 budget. The additional funds are due to the increased number of children in foster care.

Please note this amendment requires the use of county funds of \$433,446 from contingency specifically allocated for foster care in the FY17 budget.

School Fund 106

7) School Capital Outlay Category I - Budget Ordinance Amendment B170984 in the amount of \$3,629,165 for capital outlay category I.

The Board is requested to approve Budget Ordinance Amendment B170984 in the amount of \$3,629,165. This revision is to appropriate fund balance (sales tax) for capital outlay category I (buildings) expenditures as approved by the Cumberland County Board of Education on April 11, 2017.

Please note this amendment requires no additional county funds.

8) School Capital Outlay Category II - Budget Ordinance Amendment B170987 in the amount of \$137,273 for capital outlay category II.

The Board is requested to approve Budget Ordinance Amendment B170987 in the amount of \$137,273. This revision is to appropriate fund balance (sales tax) for capital outlay category II (equipment) expenditures as approved by the Cumberland County Board of Education on April 11, 2017.

Please note this amendment requires no additional county funds.

9) School Capital Outlay Category III - Budget Ordinance Amendment B170989 in the amount of \$123,354 for capital outlay category III.

The Board is requested to approve Budget Ordinance Amendment B170989 in the amount of \$123,354. This revision is to appropriate fund balance (sales tax) for capital outlay category III (vehicles) expenditures as approved by the Cumberland County Board of Education on April 11, 2017.

Please note this amendment requires no additional county funds.

Juvenile Crime Prevention Council (JCPC) Fund 245

10) Find-A-Friend- Budget Ordinance Amendment B170136 to recognize State funds in the amount of \$3,399 for Find-A-Friend.

The Board is requested to approve Budget Ordinance Amendment B170136 in the amount of \$3,399. The JCPC Find A Friend program applied for and was awarded discretionary funds from the State. These funds will be used to purchase a computer server.

Please note this amendment requires no additional county funds.

Enterprise Capital Project Fund 425

11) Crown Improvements Project Funds- Budget Ordinance Amendment B170251 to transfer \$88,212 to the Crown Center Fund.

The Board is requested to approve Budget Ordinance Amendment B170251 in the amount of \$88,212. In 2010, debt was issued for the Crown Theatre and Arena renovation project. This project was completed and funds were remaining from the loan proceeds. Those funds must be used for capital improvements or capital purchases at the Crown. The repair of the service elevator meets the requirement for the use of the remaining funds. The transfer of funds from the Crown Improvements Project Fund to the Crown Center Fund will allow for the elevator repair.

Please note this amendment requires no additional county funds.

Contingency Funds Report

The County Manager approved the use of contingency funds for the Landscaping Department in the amount of \$2,800. A portion of a large tree fell at 109 Bradford Avenue. These funds were utilized to remove the debris.

Charles Morris,
Chair
Town of Linden

Diane Wheatley,
Vice-Chair
Cumberland County

Jami McLaughlin,
Town of Spring Lake
Harvey Cain, Jr.,
Town of Stedman

Donovan McLaurin,
Wade, Falcon & Godwin



CUMBERLAND COUNTY NORTH CAROLINA

Planning & Inspections Department

Thomas J. Lloyd,
Director

Cecil P. Combs,
Deputy Director

Vikki Andrews,
Carl Manning,
Lori Epler,
Cumberland County

Benny Pearce,
Town of Eastover

Patricia Hall,
Town of Hope Mills

MAY 4, 2017

ITEM NO. 3A

MEMO TO: Cumberland County Board of Commissioners

FROM: Cumberland County Joint Planning Board

SUBJECT: **Case P17-16:** Rezoning of 3.90+/- acres from A1 Agricultural to R30 Residential or to a more restrictive zoning district, located at 7045 Maxwell Road, submitted by Joseph & Violet Dowd (owners) and Michael J. Adams (agent).

ACTION: 1st motion for Case P17-16: 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.

2nd motion for Case P17-16: Move to approve the rezoning for R30 Residential.

SITE PROFILE: **Frontage & Location:** 150' +/- on SR 1826 (Wade Stedman Rd) & 320' +/- on SR 1006 (Maxwell Rd); **Depth:** 580' +/-; **Jurisdiction:** County; **Adjacent Property:** No; **Current Use:** Residential; **Initial Zoning:** A1 – August 23, 1994 (Area 19); **Nonconformities:** None; **Zoning Violation(s):** None; **Surrounding Zoning:** North: C2(P), A1, R40, R40A & RR; South: C(P)/CZ (consignment shop & other approved requested uses), A1 & R40; East: C(P) & RR; West: A1 & R40; **Surrounding Land Use:** Residential (including manufactured homes), retail sales, second hand sales, fire department, religious worship, convenience retail with gasoline sales, woodland & farmland; **2030 Growth Vision Plan:** Rural; **School Capacity/Enrolled:** Stedman Primary: 200/172; Stedman Elementary: 300/324; Mac Williams Middle: 1270/1085; Cape Fear High: 14258/1503; **Special Flood Hazard Area (SFHA):** No; **Water/Sewer Availability:** ESD/Septic; **Eastover Sanitary District:** Property is within the ESD boundaries and water is available – mandatory connection; **Eastover Town Manager:** If petitioner wishes to rezone from A1, Eastover would prefer an R40 rather than R30; **Soil Limitations:** None; **Subdivision/Site Plan:** If approved, subdivision or group development review may be required; **Average Daily Traffic Count (2014):** 2,300 on SR 1826 (Wade Stedman Road); **Highway Plan:** The subject property lies between Maxwell Road and Wade-Stedman Road. Maxwell Road & Wade-Stedman Roads are identified as an existing thoroughfare in the 2040 Metropolitan Transportation Plan with no construction/improvements planned in the area. The subject property will have no impact on the Transportation Improvement Plan; **Notes:** Density: A1 – 1 lot/ 2 units, A1A – 3 lots/ 4 units, R40 & R40A – 3 lots/ 4 units, R30 & R30A – 4 lots/ 5 units; Minimum Yard Setbacks: **A1& A1A:** Front yard: 50', Side yard: 20', Rear yard: 50'; **R40 & R40A:** Front yard: 30', Side yard: 15', Rear yard: 35'.

MINUTES OF APRIL 18, 2017

1st MOTION

The Planning and Inspections Staff recommends the board find that while approval of the request is consistent with the adopted comprehensive plan designated as the *2030 Growth Vision Plan*, which calls for “rural” development at this location, public water is available and connection would be required for any new development.

The staff recommends the board further find that approval of this rezoning is reasonable and in the public interest because the district requested for the subject property meets or exceeds the location criteria of the adopted Land Use Policies Plan, in that: *septic system allowed based on soil type, lot size, and distance from public sewer, public sewer is not available; must have direct access to a public street, Maxwell Road is a minor collector street & Wade Stedman Road is a major collector street; must not be located in any defined critical area as defined by the Fort Bragg Small Area Study.*

2nd MOTION

In addition to the above information, the Planning and Inspections Staff recommends the board approve Case No. P17-16 for R30 Residential based on the following:

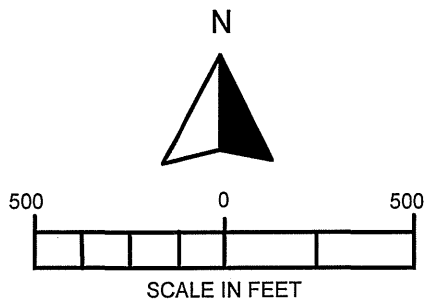
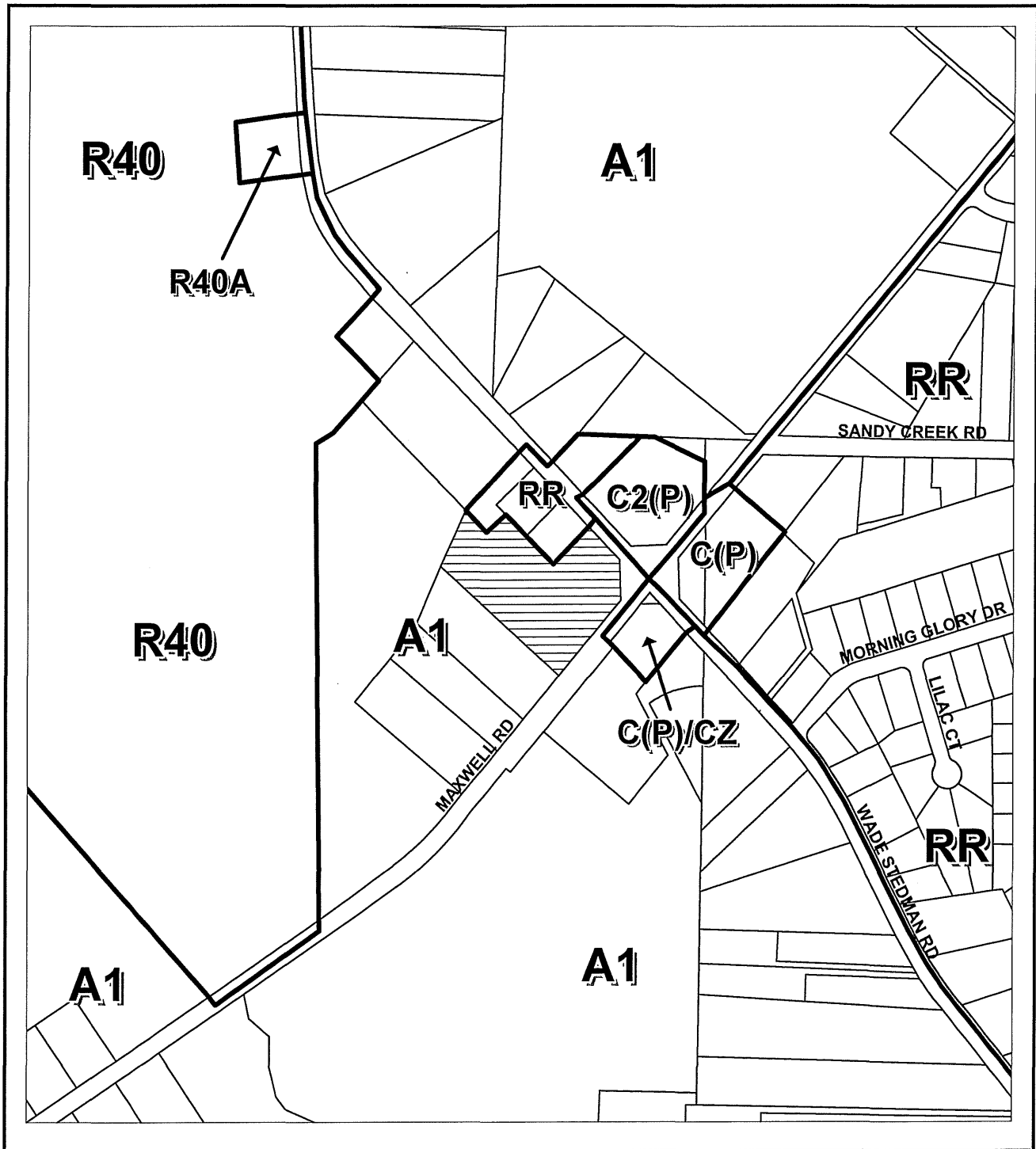
- The district requested will allow for land uses and lot sizes that exist in the general area.

The R40 Residential district could also be considered suitable at this location.

Mr. McLaurin made both motions referenced above, seconded by Mrs. Epler, to follow the staff recommendations and approve the rezoning request. The motions passed unanimously.

First Class and Record Owners’ Mailed Notice Certification

A certified copy of the tax record owner(s) of the subject and adjacent properties and their tax record mailing address is contained within the case file and is incorporated by reference as if delivered herewith.



PIN: 0497-08-4181

REQUESTED REZONING A1 TO R30

ACREAGE: 3.90 AC.+/-		HEARING NO: P17-16	
ORDINANCE: COUNTY		HEARING DATE	ACTION
STAFF RECOMMENDATION			
PLANNING BOARD			
GOVERNING BOARD			

MB

Charles Morris,
Chair
Town of Linden

Diane Wheatley,
Vice-Chair
Cumberland County

Jami McLaughlin,
Town of Spring Lake
Harvey Cain, Jr.,
Town of Stedman

Donovan McLaurin,
Wade, Falcon & Godwin



CUMBERLAND
★ **COUNTY** ★
NORTH CAROLINA

Planning & Inspections Department

Thomas J. Lloyd,
Director

Cecil P. Combs,
Deputy Director

Vikki Andrews,
Carl Manning,
Lori Epler,
Cumberland County

Benny Pearce,
Town of Eastover

Patricia Hall,
Town of Hope Mills

MAY 4, 2017

ITEM NO. 3B

MEMO TO: Cumberland County Board of Commissioners

FROM: Cumberland County Joint Planning Board

SUBJECT: **Case P17-13:** Rezoning of 3.08+/- acres from RR Rural Residential to C1(P) Planned Local Business/CZ Conditional Zoning for convenience retail with gasoline sales & restaurant or to a more restrictive zoning district; located at 6020 US HWY 301 S; submitted by A. Maurice Elliot & Helen Elliot Smith on behalf of Madie Elliot Heirs, Daniel & Debora McPhaul (owners), David L. Pait (applicant) and William R. Davis, Attorney (agent).

ACTION: 1st motion for Case P17-13: Move to find the request for rezoning inconsistent with the 2030 Growth Vision Plan, and any other applicable land use plan, not reasonable or in the public interest for the reasons stated in the recommendations of the Planning Staff.

2nd motion for Case P17-13: Move to deny the request for C1(P) Planned Local Business/CZ Conditional Zoning for convenience retail with gasoline sales & restaurant.

SITE PROFILE: **Frontage & Location:** 654'+/- on US HWY 301 S; **Depth:** 287'+/-; **Jurisdiction:** County; **Adjacent Property:** No; **Current Use:** Vacant; **Initial Zoning:** RR – February 3, 1977 (Area 7); **Nonconformities:** None; **Zoning Violation(s):** None; **Surrounding Zoning:** North: C(P), C3 & RR; South: C1(P), C1(P)/CU (allow mobile home) & RR; East & West: RR; **Surrounding Land Use:** Residential (including manufactured homes), religious worship, servicing, woodland & farmland; **2030 Growth Vision Plan:** Urban fringe; **Southwest Cumberland Land Use Plan:** Suburban residential; **Town of Hope Mills (MIA):** Staff does not object to the request; **School Capacity/Enrolled:** Gallberry Farm Elementary: 900/972; Gray's Creek Middle: 1100/1066; Gray's Creek High: 1470/1448; **Special Flood Hazard Area (SFHA):** No; **Water/Sewer Availability:** Well/Septic; **Soil Limitations:** None; **Subdivision/Site Plan:** If approved, Ordinance Related Conditions apply; **Average Daily Traffic Count (2014):** 10,000 on US HWY 301 S; **Highway Plan:** At the location of the subject property, US 301 South is identified as an existing thoroughfare in the 2040 Metropolitan Transportation Plan with no construction/improvements planned. The subject property will have no impact on the Transportation Improvement Plan; **Notes:** Density (minus 15% for R/W): RR – 5 lots/ 6 units; Minimum Yard Setbacks: **C1(P):** Front yard: 45', Side yard: 15', Rear yard: 20'; **RR:** Front yard: 30', Side yard: 15', Rear yard: 35'.

MINUTES OF APRIL 18, 2017

Ms. Speicher presented the case information and photos.

1st MOTION

The Planning and Inspections Staff recommends the board find this request inconsistent with the 2030 Joint Growth Vision Plan (April 2009), specifically Policy Areas 2, *Well-Managed Growth and Development* and 3, *Infrastructure That Keeps Pace*. At this location, US Highway 301 South is a two-lane highway with no turn lanes. Even if the North Carolina Department of Transportation requires the installation of turn lanes, the opportunity for traffic congestion and accidents exists. The subject property is proposed to be served by an individual well and septic system, which is not ideal for a restaurant. The request is also not consistent with the Southwest Cumberland Land Use Plan which calls for "suburban residential" at this location.

The staff recommends the board further find that approval of this rezoning is not reasonable or in the public interest because the district requested for the subject property does not meet the following location criteria of the adopted Land Use Policies Plan, in that: *public water and sewer required*, public water and sewer are not available; *should serve as a transition between heavy commercial, office & institutional or residential development*, this area is not transitional; *may be located along a street that is in transition from residential to non-residential through redevelopment and physical improvements*, per comments received from the Fayetteville Area Metropolitan Planning Organization, this section of US HWY 301 S is not scheduled for any improvements.

2nd MOTION

In addition to the above information, the Planning and Inspections Staff recommends the board deny Case No. P17-13 for C1(P)/CZ for convenience retail with gasoline sales & restaurant based on the following:

- There are already several vacant commercially zoned properties in the area that could potentially be suitable for the applicant's requested land use.

If the property owner voluntarily agrees to eliminate the use as a restaurant, this request at this location could be considered suitable for the A1 Agricultural district. In the event the board is inclined to recommend approval of this request, please make the recommendation subject to the conditions of approval.

There were people present to speak in favor and in opposition.

Public Hearing opened.

Mr. John Wayne Davis spoke in favor. Mr. Davis stated that he and a friend of his wanted to open a restaurant. He thought it would be a help for the neighborhood.

Ms. Wanda Davis spoke in favor. Ms. Davis stated that there was nothing wrong with opening a restaurant and couldn't understand why other people were opposed to it.

Attorney William Davis spoke in favor. Attorney Davis said that he was here on behalf of the applicant. Mr. Pait has been dreaming for a very long time, to build a convenience store and a restaurant, and a place that has fueling capacity a facility for tractor trailers. This is not a truck stop, it will not have any of the facilities that a truck stop would have, it will not be an eyesore and will not attract crime. It will be a benefit to the community, it will be open twenty-four hours a day seven days a week and will employ up to ten people. It will be a benefit to the County as far as the tax base goes. The applicant plans to widen the road at his own expense to put in turn lanes. Attorney Davis passed out a petition from people in the area who approve and some letters from area businesses.

Mrs. Epler asked Mr. Pait if he had spoken with DOT and shown them his site plan.

Mr. Pait stated that he had and he was told that he would be able to widen the road.

Mr. Roy Morrison spoke in opposition. Mr. Morrison stated that members of the community are opposed to the request. The community is full of retired senior citizens who value their quiet neighborhood. Mr. Morrison stated that they were opposed because this area is a low crime, quiet, and rural location. The traffic is already congested on Highway 301 this request will create hazardous conditions because of the increased traffic. Mr. Morrison stated that there were already gas stations and a restaurant in the area so there was no need for another one in their neighborhood. The quality of life will be changed if the request is approved.

Mr. Awad Alsaidi spoke in opposition. Mr. Alsaidi stated that his family owns the store about a half mile from the subject property and presented a petition with signatures in opposition. Mr. Alsaidi stated that his family owned the vacant lot and purchased it to avoid the problem of any more businesses being built in the area that could bring problems like crime and disturb the quality of life.

Ms. Deanna Braggs spoke in opposition. Ms. Braggs resides on land that has been passed down in her family. Ms. Braggs restated what previous speakers said about the area being a quiet and safe community. Traffic has increased and is non-stop and congested. This request would increase traffic and crime.

Mr. Joseph Williams spoke in opposition. Mr. Williams stated that he was speaking for the congregation of Mars Hill Presbyterian Church and property owners. Mr. Williams said that this request would be a disaster. Mr. Williams presented a petition signed by members of the community in opposition.

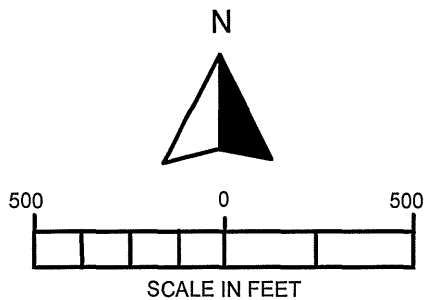
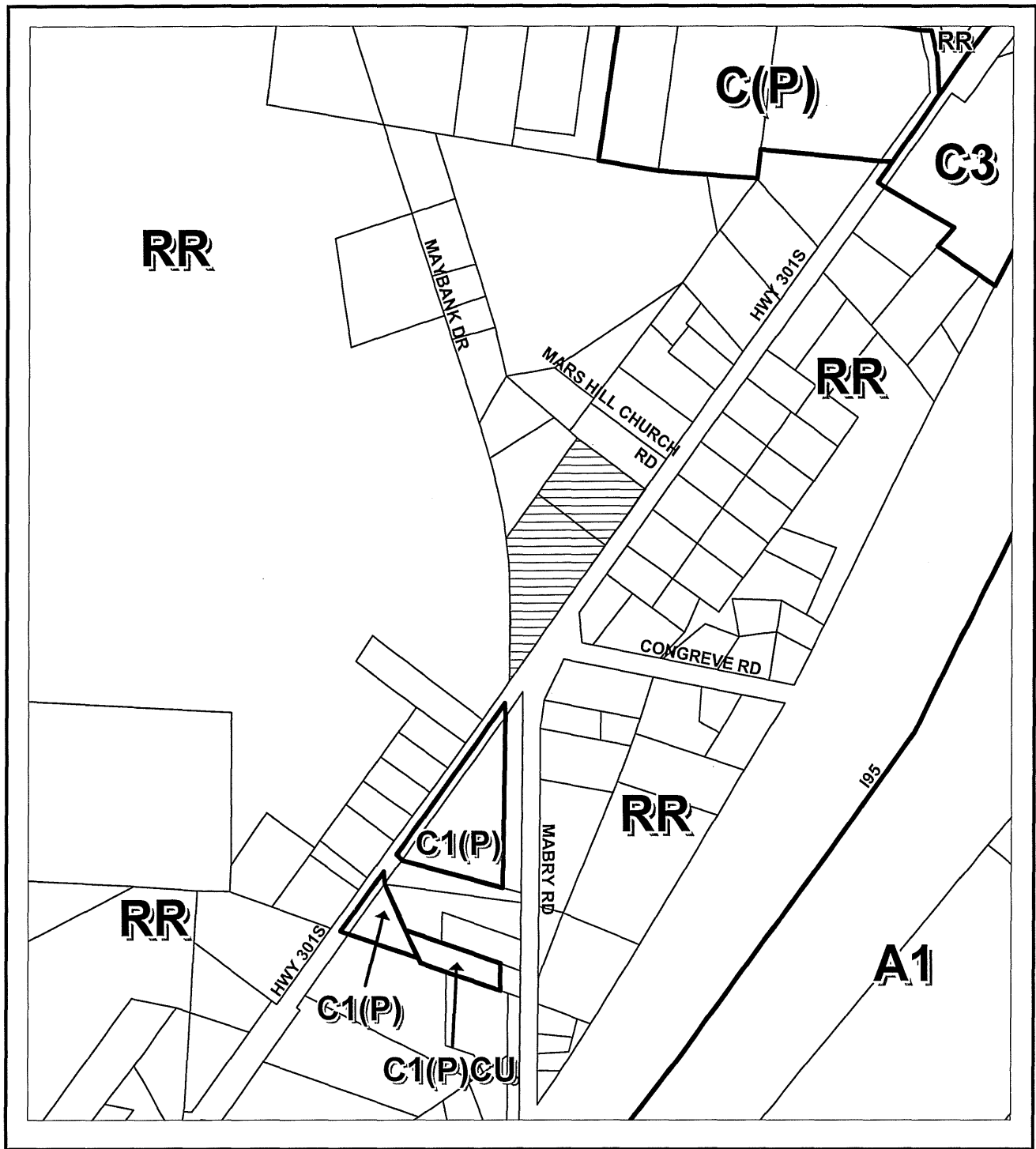
Mr. Davis spoke in rebuttal. Mr. Davis stated again that the request is not a truck stop. There will be no facilities for truckers to stay overnight. There will be a drainage system and retention pond. Mr. Davis said that he felt the oppositions concerns were misguided.

Public Hearing closed.

Dr. Andrews made the motions referenced above, seconded by Mr. McLaurin to follow the staff recommendations and deny the request for rezoning. Unanimous approval.

First Class and Record Owners' Mailed Notice Certification

A certified copy of the tax record owner(s) of the subject and adjacent properties and their tax record mailing address is contained within the case file and is incorporated by reference as if delivered herewith.

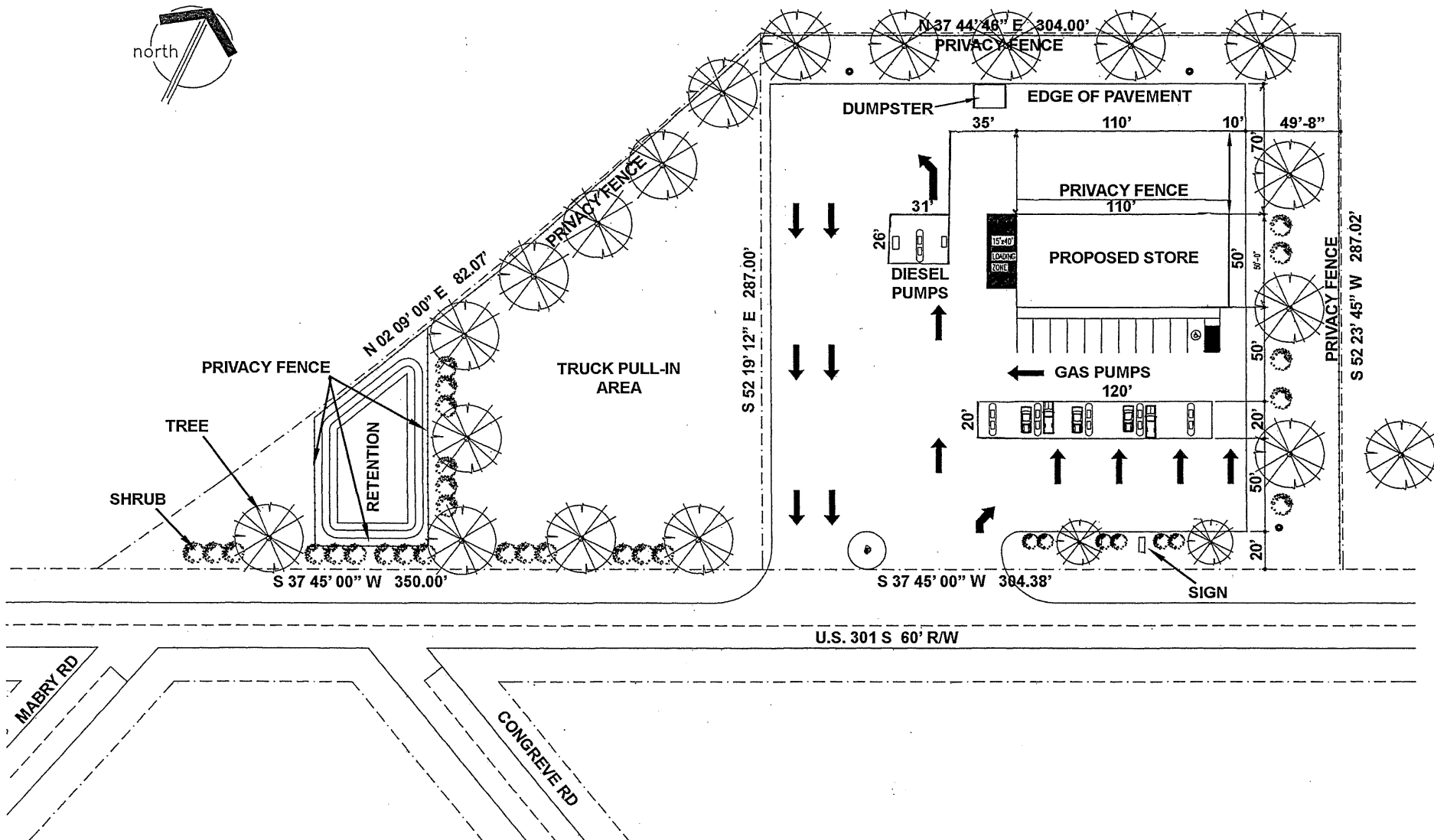


PIN: 0412-69-5174
0412-69-6396

REQUESTED REZONING RR TO C1(P)/CZ

ACREAGE: 3.08 AC.+/-		HEARING NO: P17-13	
ORDINANCE: COUNTY		HEARING DATE	ACTION
STAFF RECOMMENDATION			
PLANNING BOARD			
GOVERNING BOARD			

MB



**C1(P) PLANNED LOCAL BUSINESS/CZ CONDITIONAL ZONING
REQUEST: CONVENIENCE RETAIL WITH GASOLINE
SALES AND RESTAURANT**

**CASE: P17-13 ACREAGE: 3.08 AC +/-
ZONED: RR SCALE: NTS PARKING: AS SHOWN**

*SCALED DETAILED SITE PLAN IN FILE AVAILABLE FOR REVIEW UPON REQUEST

C1(P) PLANNED LOCAL BUSINESS/CZ CONDITIONAL ZONING DISTRICT

DRAFT

Ordinance Related Conditions
for
Convenience Retail w/ Gasoline Sales & Restaurant

Pre- Permit Related:

1. A recombination plat (also known as a "No Approval Required" or "NAR") must be submitted to Land Use Codes for review and approval for recording with the County Register of Deeds, and the plat must be recorded prior to any permit application for any structure and/or prior to the sale of any lot or unit within this development.

Permit-Related:

2. The owner/developer(s) of these lots must obtain detailed instructions on provisions of the County Zoning Ordinance and permits required to place any structure within this development from the County Code Enforcement Section, Room 101 in the Historic Courthouse at 130 Gillespie Street. For additional information, the developer should contact a Code Enforcement Officer.
3. The County Health Department must approve water and sewer plans prior to application for any permits. Site and soil evaluations must be conducted on the property by the County Environmental Health Department prior to application for permits. A copy of the Health Department approval must be provided to Code Enforcement at the time of application for any building/zoning permits. (Note: All Health Department requirements must be met prior to issuance of final permits.) (Section 2306 A, Water and Sewer, County Subdivision and Development Ordinance)
4. The developer must provide a site-specific address and tax parcel number at the time of building/zoning permit application.
5. New development where the developer will disturb or intends to disturb more than one acre of land is subject to the Post-Construction Stormwater Management Permitting Program (Phase II Stormwater Management Requirements) administered by the Division of Water Quality, North Carolina Department of Environment and Natural Resources. If one acre or more of land is to be disturbed, prior to the issuance of any building/zoning permits for this site, a copy of the State's *Post-Construction Permit* must be provided to County Code Enforcement.
6. For any new development where the developer disturbs or intends to disturb more than one acre of land, the developer must provide the Code Enforcement Section with an approved NC Department of Environment and Natural Resources (NCDENR) sedimentation and erosion control plan (S&E) prior to any application for permits. (Note: If any retention/detention basins are required for state approval of this plan, then three copies of a revised plan must be submitted and approved by Planning & Inspections prior to application for any building/zoning permits.) A copy of the NCDENR approval must be provided to Code Enforcement at the time of application for any building/zoning permits.
7. Landscaping must be provided in accordance with Section 1102 N, Landscaping, County Zoning Ordinance and/as shown on the site plan. The following are the minimum standards for the required landscaping of this site:
 - a. Thirteen large shade trees or 26 small ornamental trees within the front yard setback area along US HWY 301 S;
 - b. Two ornamental trees and 24 shrubs are required in the building yard area; and
 - c. One large shade tree or 2 small ornamental trees are required within the parking area.

In addition:

- a. Required plant materials shall be maintained by the property owner, including replacing dead or unhealthy trees and shrubs; and

- b. All yard and planting areas shall be maintained in a neat, orderly, and presentable manner and kept free of weeds and debris.
8. The building final inspection cannot be accomplished until a Code Enforcement Officer inspects the site and certifies that the site is developed in accordance with the approved plans.
9. The developer must obtain a driveway permit from the NC Department of Transportation (NCDOT). A copy of the approved driveway permit must be provided to Code Enforcement at the time of application for building/zoning permits. **Permits MUST be secured prior to the change or alteration of existing or proposed property use. Failure to secure required permits prior to construction or change in property usage may result in the removal of the driveway or street connections at the property owner's expense.** For additional information contact the Division 6 / District 2 office at the number listed on the bottom of this conditional approval.

Note: In the event the NCDOT driveway permit process alters the site plan in any manner, the copies of a revised site plan must be submitted for staff review and approved prior to permit application.

Site-Related:

10. All uses, dimensions, setbacks and other related provisions of the County Subdivision and Development Ordinance and Zoning Ordinances for the C1(P)/CZ zoning district for convenience retail with gasoline sales and a restaurant, to include the contents of the application and the site plan, must be complied with, as applicable.
11. This conditional approval is not approval of the permit for the freestanding sign. Attached signage for this development must be in accordance with the applicable sign regulations as set forth in Article XIII of the County Zoning Ordinance and that the proper permit(s) must be obtained prior to the installation of any permanent signs on the property. (Note: This conditional approval is not approval of the size, shape, or location of any signs.)
12. For any new development, an adequate drainage system must be installed by the developer in accordance with the NC Department of Environment and Natural Resources' (NCDENR) *Manual on Best Management Practices* and all drainage ways must be kept clean and free of debris. (Section 2306 D, County Subdivision and Development Ordinance)
13. For new development, all utilities, except for 25kv or greater electrical lines, must be located underground. (Section 2306 C, County Subdivision and Development Ordinance)
14. In the event a stormwater utility structure is required by the NC Department of Environment and Natural Resources (NCDENR), the owner/developer must secure the structure with a four foot high fence with a lockable gate, and is required to maintain the detention/retention basin, keeping it clear of debris and taking measures for the prevention of insect and rodent infestation.
15. Turn lanes may be required by the NC Department of Transportation (NCDOT).
16. All lighting is required to be directed internally within this development and comply with the provisions of Section 1102 M, Outdoor Lighting, County Zoning Ordinance.
17. A solid buffer must be provided and maintained along both sides and the rear property lines where this tract/site abuts residentially zoned property in accordance with the provisions of Section 1102 G, Buffer Requirements, County Zoning Ordinance. (Note: Chain link fencing cannot be used to satisfy the buffer requirement.)
18. All dumpster, garbage, and utility areas shall be located on concrete pads and screened on a minimum of three sides.
19. All required off-street parking spaces are required to be a minimum of 9' x 20'; a minimum of 13 off-street parking spaces is required for this development.
20. A minimum of 1 off-street loading spaces(s) measuring 12' x 25' with 14' overhead clearance must be provided for the convenience store & restaurant area.
21. The owner/developer is responsible and liable for maintenance and upkeep of this site, all structures, and appurtenances, to include ensuring that the site is kept free of litter and debris, all grass areas mowed, all buffers and shrubbery kept trim and maintained, so that the site remains in a constant state of being aesthetically and environmentally pleasing.

Plat-Related:

22. If "Mabry Road" is included on the recombination plat, it must be labeled as "SR 2331 (Mabry Road)."
23. If "Congreve Road" is included on the recombination plat, it must be labeled as "SR 2271 (Congreve Road)."
24. Any/All easements must be reflected on the recombination plat and labeled as to type of easement, reference number for document creating the easement, and the name of the agency, individual, etc. who holds the easement.
25. The notarized signature(s) of all current tax record owner(s) and notary certifications appear on the recombination plat when submitted for approval for recording approval. (Section 2503 D, Certificate of Ownership and Dedication, County Subdivision and Development Ordinance)
26. The recombination plat must be submitted to Land Use Codes for review and approval for recording with the County Register of Deeds, and the plat must be recorded prior to any permit application for any structure and/or prior to the sale of any lot or unit within this development.

Plat-Required Statements:

27. Since this development does not have public water/sewer, the following disclosure statement is required to be provided on the recombination plat (Section 2504 C, On-Site Water and/or Sewer Disclosure, County Subdivision and Development Ordinance):

"The individual lots in this development do not have public sewer and/or water services available, and no lots have been approved by the Health Department for on-site sewer services or been deemed acceptable for private wells at the date of this recording."
28. All structures are required to be shown on the recombination plat or the plat must reflect the following statement (Section 2504 D, County Subdivision and Development Ordinance):

"Nonconforming structures have not been created by this recombination plat."

Other Relevant Conditions:

29. The applicant is advised to consult an expert on wetlands before proceeding with any development.
30. The subject property is located within the Town of Hope Mills Municipal Influence Area (MIA). The following comments were submitted by the town staff:
 - a. *Town of Hope Mills Storm Water Department:* No Comment
 - b. *Town of Hope Mills Planning Department:* Staff does not object to the request.
 - c. *Town of Hope Mills Public Works Department:* No Comment.
 - d. *Town of Hope Mills Fire Department:* No Comment.
31. At the location of the subject property, US 301 South is identified as an existing thoroughfare in the 2040 Metropolitan Transportation Plan with no constructions/improvements planned. The subject property will have no impact on the Transportation Improvement Plan. For more information related to this condition, please contact Transportation Planning.
32. The subject property is located within the Town of Hope Mills Municipal Influence Area (MIA) and the town has tree preservation standards in their ordinances. The developer is encouraged to retain as many of the existing trees as possibly on this site.
33. The owner/developer is responsible for ensuring easements which may exist on the subject property are accounted for, not encumbered and that no part of this development is violating the rights of the easement holder.
34. The US Postal Service most likely will require this development to have centralized cluster boxes for postal service to each lot or unit. The developer is advised contact the US Postal Growth Coordinator for the Mid-Carolinas District to determine the appropriate location for the cluster boxes. If the cluster box location requires changes to the subdivision or site plan, a revised preliminary/plan must be submitted to the Planning & Inspections Department for review and approval.

35. This conditional approval is not approval of the pond shown on the site plan. Cumberland County is not responsible for maintenance and does not assume any liability for the construction, maintenance or structural integrity of the pond and/or earth dam.

Thank you for choosing Cumberland County for your business location!

If you need clarification of any conditions, please contact Ed Byrne at 910-678-7609 or Patti Speicher at 910-678-7605 with the Land Use Codes Section; otherwise, contact the appropriate agency at the contact numbers below.

Contact Information (Area Code is 910 unless otherwise stated):

Subdivision/Site Plan/Plat	Ed Byrne	678-7609	ebyrne@co.cumberland.nc.us
Code Enforcement (Permits):	Scott Walters	321-6654	swalters@co.cumberland.nc.us
County Building Inspections:	Gary Faulkner	321-6648	gfaulkner@co.cumberland.nc.us
Fire Marshal – Emergency Services	Rodney Ward	321-6625	rward@co.cumberland.nc.us
County Engineer’s Office:	Wayne Dudley	678-7636	wdudley@co.cumberland.nc.us
County Health Department:	Daniel Ortiz	433-3680	dortiz@co.cumberland.nc.us
Food & Lodging Env. Health:	Daniel Ortiz	433-3680	dortiz@co.cumberland.nc.us
Ground Water Issues:	Matt Rooney	678-7625	mrooney@co.cumberland.nc.us
Town of Hope Mills:		424-4555*	
Town Clerk:	Deborah Holland		dholland@townofhopemills.com
Planner – Zoning Permits	Chancer McLaughlin		cmclaughlin@townofhopemills.com
County Public Utilities:	Amy Hall	678-7637	ahall@co.cumberland.nc.us
US Postal Service	Jonathan R. Wallace	(704) 393-4412	jonathan.r.wallace@usps.gov
Corp of Engineers (wetlands):	Liz Hair	(910) 251-4049	hair@usacr.army.mil
NCDEQ (E&S):	Leland Cottrell	(910) 433-3393	leland.cottrell@ncdenr.gov
US Fish & Wildlife Services	Susan Ladd Miller	(910) 695-3323	susan_miller@fws.gov
Location Services:			
Site-Specific Address:	Ron Gonzales	678-7616	rgonzalez@co.cumberland.nc.us
Tax Parcel Numbers:		678-7549	
NCDOT (driveways/curb-cuts):	Troy Baker	486-1496	tlbaker@ncdot.gov
Transportation Planning:	Joel Strickland	678-7622	jstrickland@co.cumberland.nc.us
N.C. Division of Water Quality:	Mike Randall	(919) 807-6374	mike.randall@ncdenr.gov

*This is the main telephone number for the Town of Hope Mills; once connected, the caller will be directed to the various departments.

cc: Chancer McLaughlin, Town of Hope Mills

TO THE CUMBERLAND COUNTY JOINT PLANNING BOARD AND THE BOARD OF COUNTY COMMISSIONERS OF CUMBERLAND COUNTY, NC:

I (We), the undersigned, hereby submit this application, and petition the County Commissioners to amend and to change the zoning map of the County of Cumberland as provided for under the provisions of the County Zoning Ordinance. In support of this petition, as hereinafter requested, the following facts are submitted:

1. Applicant/Agent David L. Pait
2. Address: 3670 Heartpine Dr., Fayetteville, NC, Zip Code 28306
3. Telephone: (Home) (910) 624-8281 (Work) _____
4. Location of Property: U.S. Hwy 301-South, Hope Mills, NC 28348
5. Parcel Identification Number (PIN #) of subject property: 0412-69-5174 and 0412-69-6396
(also known as Tax ID Number or Property Tax ID)
WR) 150 ac and
6. Acreage: 2.24 ac ~~3.08 ac~~ Frontage: 654' Depth: 287'
7. Water Provider: Well Septage Provider: Septic Tank
8. Deed Book 4714 4139 4615, Page(s) 366 443 523, Cumberland County Registry. (Attach copy of deed of subject property as it appears in Registry).
9. Existing use of property: Vacant Lot / Residential
10. Proposed use(s) of the property: Convenience Store / Fuel Stop / Restaurant

NOTE: Be specific and list all intended uses.

11. Do you own any property adjacent to, including across the street from, the property being submitted for rezoning? Yes _____ No ✓
12. Has a violation been issued on this property? Yes _____ No ✓
13. It is requested that the foregoing property be rezoned FROM: RR

TO: (Select one)

- ✓ Conditional Zoning District, with an underlying zoning district of C-1(P)
(Article V)
- _____ Mixed Use District/Conditional Zoning District (Article VI)
- WRD ~~C-1(P)~~ Planned Neighborhood District/Conditional Zoning District (Article VII)
- _____ Density Development/Conditional Zoning District, at the _____ Density
(Article VIII)

APPLICATION FOR
CONDITIONAL ZONING

1. PROPOSED USE(S):

- A. List the use(s) proposed for the Conditional Zoning. (Use of the underlying district will be restricted only to the use(s) specified in this application if approved.)

Convenience store with gasoline (and diesel)
Sales and restaurant. 3 tables 12 chairs

- B. Density: List the amount of acreage that will be residential, commercial, and/or open space, and the number of lots and/or dwelling units proposed, and the square footage of the non-residential units.

All to be commercial.

2. DIMENSIONAL REQUIREMENTS:

- A. Reference either the dimensional requirements of the district, Sec. 1104 or list the proposed setbacks.

See Site Plan.

- B. Off-street parking and loading, Sec. 1202 & 1203: List the number of spaces, type of surfacing material and any other pertinent information.

11 parking spaces - concrete/asphalt

3. SIGN REQUIREMENTS:

Reference the district sign regulations proposed from Article XIII.

See Site Plan.

4. LANDSCAPE AND BUFFER REQUIREMENTS:

- A. For all new non-residential and mixed use development abutting a public street, indicate the number and type of large or small ornamental trees used in the streetscape, yard space, and/or parking areas, plus the number and type of shrubs. (Sec. 1102N). **NOTE: All required landscaping must be included on the site plan.**

See Site Plan.

- B. Indicate the type of buffering and approximate location, width and setback from the property lines. (Sec. 1102G). **NOTE: All required buffers must be included on the site plan.**

See Site Plan.

5. MISCELLANEOUS:

List any information not set forth above, such as the days and hours of the operation, number of employees, exterior lighting, noise, odor and smoke, emission controls, etc.

24 hrs., 7 days per week.

4-6 employees.

6. SITE PLAN REQUIREMENTS:

The application must include a site plan drawn to the specifications of Sec. 1402. If the proposed uses involve development subject to the County Subdivision Ordinance, the site plan required may be general in nature, showing a generalized street pattern, if applicable, and the location of proposed uses. If the proposed uses include development not subject to the Subdivision Ordinance, the site plan must be of sufficient detail to allow the Planning and Inspections Staff, Planning Board and County Commissioners to analyze the proposed uses and arrangement of uses on the site. It also must include the footprints of all buildings (proposed and existing), the proposed number of stories, location and number of off-street parking and loading spaces, proposed points of access to existing streets and internal circulation patterns. In addition, the location of all proposed buffers and fences and landscaping shall be included on the site plan.

7. STATEMENT OF ACKNOWLEDGMENT:

It is understood by the undersigned that the official zoning map, as originally adopted and subsequently amended, is presumed to be appropriate to the property involved and that the burden of proof for a zoning amendment (rezoning) rest with the petitioner.

It is the responsibility of the petitioner (personally or by agent) to submit to the Planning and Inspections Department a valid request within a complete application.

I further understand I must voluntarily agree to all ordinance related conditions prior to the first hearing on the case or any disagreement may be cause for an unfavorable recommendation. The undersigned hereby acknowledge that the Planning and Inspections Staff has conferred with the petitioner or assigns, and the application as submitted is accurate and correct.

✓ A. Maurice Elliott and Helen Elliott Smith (Hers of Modie Elliott)
NAME OF OWNER(S) (PRINT OR TYPE)

✓ 6083 Gallberry Rd, Hope Mills, NC 28348
ADDRESS OF OWNER(S)

hesmith7779@gmail.com
E-MAIL

(910) 322-6558
HOME TELEPHONE

WORK TELEPHONE

Alton M. Elliott by
SIGNATURE OF OWNER(S)

Helen E. Smith
SIGNATURE OF OWNER(S)

✓ William R. Davis, Attorney
NAME OF AGENT, ATTORNEY, APPLICANT (by assign) (PRINT OR TYPE)

✓ P.O. Box 566
Hope Mills, N.C. 28348
ADDRESS OF AGENT, ATTORNEY, APPLICANT

910-424-2024
HOME TELEPHONE

910-424-3234
WORK TELEPHONE

Cooperandavis@aol.com
E-MAIL ADDRESS

910-424-3373
FAX NUMBER

William R. Davis
SIGNATURE OF AGENT, ATTORNEY, OR APPLICANT

7. STATEMENT OF ACKNOWLEDGMENT:

It is understood by the undersigned that the official zoning map, as originally adopted and subsequently amended, is presumed to be appropriate to the property involved and that the burden of proof for a zoning amendment (rezoning) rest with the petitioner.

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I further understand I must voluntarily agree to all ordinance related conditions prior to the first hearing on the case or any disagreement may be cause for an unfavorable recommendation. The undersigned hereby acknowledge that the Planning and Inspections Staff has conferred with the petitioner or assigns, and the application as submitted is accurate and correct.

✓ Daniel McPhaul/Debra G. McPhaul
NAME OF OWNER(S) (PRINT OR TYPE)

✓ 122 Breckenridge Drive Rayford, Nc 28376
ADDRESS OF OWNER(S)

debora.mcphaul@cc3.k12.nc.us
E-MAIL

(910) 875-8449 (910) 322-1027
HOME TELEPHONE WORK TELEPHONE

Daniel McPhaul Debra G. McPhaul
SIGNATURE OF OWNER(S) SIGNATURE OF OWNER(S)

✓ William R. Davis, Attorney
NAME OF AGENT, ATTORNEY, APPLICANT (by assign) (PRINT OR TYPE)

✓ P.O. Box 566
Hope Mills, N.C. 28348
ADDRESS OF AGENT, ATTORNEY, APPLICANT

910-424-3234
HOME TELEPHONE WORK TELEPHONE

cooperanddavis@aol.com 910-424-3373
E-MAIL ADDRESS FAX NUMBER

William R Davis
SIGNATURE OF AGENT, ATTORNEY, OR APPLICANT

YARBOROUGH, WINTERS & NEVILLE, P.A.

Attorneys at Law

115 E. Russell Street
Fayetteville, North Carolina 28301

Garris Neil Yarborough
Hugh Addison Winters, III
J. Thomas Neville
Timothy C. Smith

Telephone: (910) 433-4433
Facsimile: (910) 433-2233
www.ywnlaw.com

J. Thomas Neville jneville@ywnlaw.com

*****REQUEST FOR DEFERRAL TO JUNE 19, 2017***
BOARD OF COMMISSIONERS' MEETING**

May 10, 2017

ITEM NO. 3C

VIA E-MAIL TRANSMISSION – gadams@co.cumberland.nc.us
Glenn Adams, Chairman
Cumberland County Board of Commissioners
P.O. Box 1829
Fayetteville, NC 28302

Re: Planning & Inspections Department Case No: 17-15

Dear Glenn:

I hope you are doing well.

I was recently retained by the owner and developer of the land located at 2157 School Road, Hope Mills, NC 28348. The owner of the subject land has applied that it be rezoned from A-1 to R40 and R40A. This matter is scheduled to come before the County Commissioners this Monday, May 15, 2017. Unfortunately, I am not available to represent my clients this coming Monday as I will be on vacation with my family following my daughter's graduation from college. I am requesting that this matter be moved to the next meeting, June 19, 2017.

Thank you very much for your consideration. If you have any questions, please contact me. Thank you again.

Yarborough, Winters & Neville, P.A.

J. Thomas Neville

J. Thomas Neville

Cc: Amy Cannon - acannon@co.cumberland.nc.us
Thomas Lloyd - tlloyd@co.cumberland.nc.us

Charles Morris,
Chair
Town of Linden

Diane Wheatley,
Vice-Chair
Cumberland County

Jami McLaughlin,
Town of Spring Lake
Harvey Cain, Jr.,
Town of Stedman

Donovan McLaurin,
Wade, Falcon & Godwin



CUMBERLAND
★ **COUNTY** ★
NORTH CAROLINA

Planning & Inspections Department

Thomas J. Lloyd,
Director

Cecil P. Combs,
Deputy Director

Vikki Andrews,
Carl Manning,
Lori Epler,
Cumberland County

Benny Pearce,
Town of Eastover

Patricia Hall,
Town of Hope Mills

MAY 4, 2017

MEMO TO: Cumberland County Board of Commissioners

FROM: Cumberland County Joint Planning Board

SUBJECT: **Case P17-15:** Rezoning of 6.12+/- acres from A1 Agricultural to R40 & R40A Residential, located at 2157 School Road, submitted by Danora J. Powell (owner) and Michael J. Adams (agent).

ACTION: 1st motion for Case P17-15: 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.

2nd motion for Case P17-15: Move to approve the request for R40 and R40A Residential Zoning.

SITE PROFILE: Frontage & Location: 595'+/- on SR 2233 (School Rd); **Depth:** 469'+/-; **Jurisdiction:** County; **Adjacent Property:** No; **Current Use:** Residential; **Initial Zoning:** A1 – June 25, 1980 (Area 13); **Nonconformities:** Existing manufactured home may not meet side yard setback; **Zoning Violation(s):** None; **Surrounding Zoning:** North: A1 & R40; South: A1, A1/CU (convenience store, outdoor storage, mini warehousing & car wash) & R40/DD/CZ(32 lot subdivision) ; East: A1, A1/CU(39 lot subdivision) & R40/DD/CZ (56 lot subdivision); West: A1 & R40A; **Surrounding Land Use:** Residential (including manufactured homes), vacant school, woodland & farmland; **2030 Growth Vision Plan:** Rural; **South Central Land Use Plan:** Farmland; **School Capacity/Enrolled:** Gray's Creek Elementary: 495/440 ; Gray's Creek Middle: 1100/1076; Gray's Creek High: 1270/1440; **Special Flood Hazard Area (SFHA):** No; **Water/Sewer Availability:** Well/Septic; **Soil Limitations:** None; **Subdivision/Site Plan:** If approved, see Case no. 2017-029; **Average Daily Traffic Count (2014):** 1,400 on SR 2233 (School Rd); **Highway Plan:** School Road is identified as an existing thoroughfare in the 240 Metropolitan Transportation Plan with no constructions/improvements planned. The subject property will have no impact on the Transportation Improvement Plan; **Notes:** Density: A1 – 3 lots/units, A1A – 6 lots/units, R40 & R40A – 6 lots/ 7 units; Minimum Yard Setbacks: **A1& A1A:** Front yard: 50', Side yard: 20', Rear yard: 50'; **R40 & R40A:** Front yard: 30', Side yard: 15', Rear yard: 35'.

MINUTES OF APRIL 18, 2017

Ms. Speicher presented the case information and photos.

1st MOTION

The Planning and Inspections Staff recommends the board find that approval of the request is consistent with the adopted comprehensive plan designated as the *2030 Growth Vision Plan*, which calls for "rural" development at this location, because the district requested will allow for

single family dwelling units on relatively large lots in a rural area. Although the request is not entirely consistent with the South Central Land Use Plan which calls for "farmland," the requested district would restrict development to approximately one acre lots where soil conditions are suitable for septic systems.

The staff recommends the board further find that approval of this rezoning is reasonable and in the public interest because the district requested for the subject property meets or exceeds the location criteria of the adopted Land Use Policies Plan, in that: *individual well and septic systems are allowed; could be located in any defined critical area as defined by the Fort Bragg Small Study Area; desirable to be limited to one unit per acre in areas with hydric soils and severe septic tank limitations; desirable to not be located in an area that is a prime industrial site and may be outside the Sewer Service Area.*

2nd MOTION

In addition to the above information, the Planning and Inspections Staff recommends the board approve Case No. P17-15 for R40 and R40A Residential based on the following:

- The district requested will allow for land uses and lot sizes that exist in the general area.

There are no other districts that could be considered suitable at this location.

There were people present to speak in favor and in opposition.

Mr. Mike Adams spoke in favor. Mr. Adams stated that he was the surveyor for the project and submitted the zoning application. He stated that they were building a six-lot subdivision that is contingent on the rezoning and will be leaving the mobile home on the lot which is why they had to do the split zoning. They are going to add five lots single family homes.

Mr. Trace McLean spoke in favor. Mr. McLean stated that he was a residential home builder in Cumberland County for about ten years and acquired the subject property to build five \$200,000 quality homes. Mr. McLean addressed some of the issues that he thought the opposition would have. He stated that it was a limited amount of land and no spot zoning. Property values would be increased and traffic would only increase by three households.

Mr. Chris Morall spoke in opposition. Mr. Morall stated that he had no problems with them building homes, but he had a problem with the choices of location and feels they should be two acre lots.

Mr. Jesse Turner spoke in opposition. Mr. Turner stated that he bought his property just in front of the subject property over thirty years ago at two acres per lot. Mr. Turner presented a petition of people against anything less than two acres per lot.

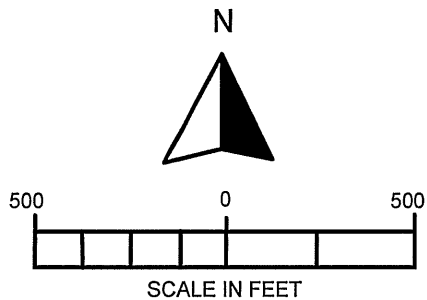
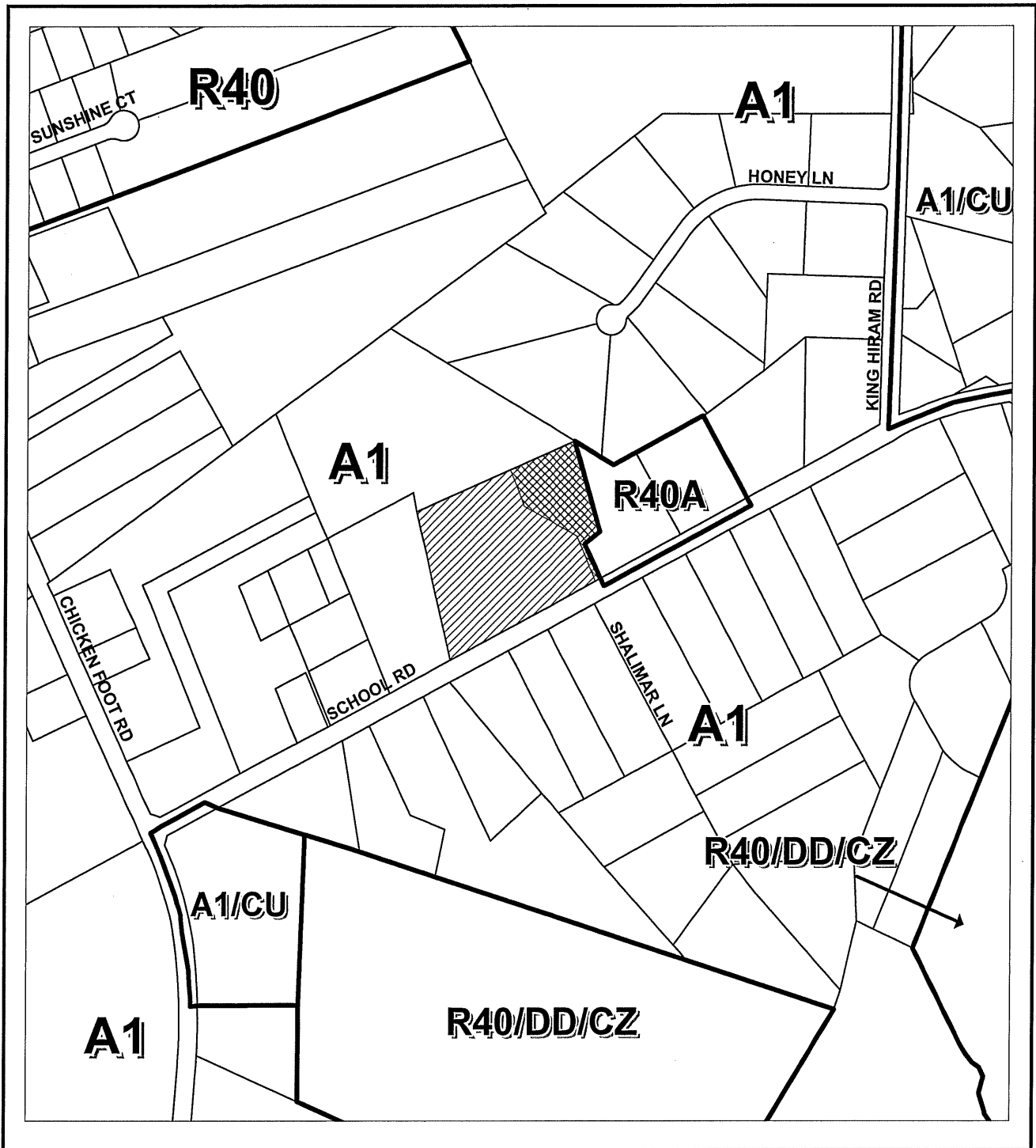
Mr. Richard Basilici spoke in opposition. Mr. Basilici stated that his concern was the increase in population and feels it is too much for one spot.

Public Hearing closed.

Mrs. Epler made both motions above, seconded by Mr. McLaurin to follow the staff recommendations and approve the rezoning request. The motion passed with Chair Wheatley and Dr. Andrews voting in opposition.

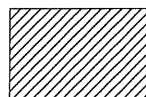
First Class and Record Owners' Mailed Notice Certification

A certified copy of the tax record owner(s) of the subject and adjacent properties and their tax record mailing address is contained within the case file and is incorporated by reference as if delivered herewith.

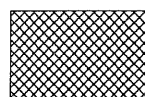


PIN: 0431-34-4541

REQUESTED REZONING



A1 TO R40
4.81 AC +/-



A1 TO R40A
1.31 AC +/-

ACREAGE: 6.12 AC.+/-

HEARING NO: P17-15

ORDINANCE: COUNTY

HEARING DATE

ACTION

STAFF RECOMMENDATION

PLANNING BOARD

GOVERNING BOARD

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 case number MH 1659-2017 and is identified as Item Number _____.

Property Owner: **Dwight D. Sullivan**

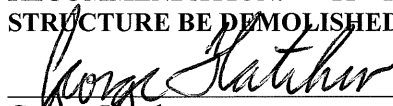
Home Owner: **Dwight D. Sullivan**

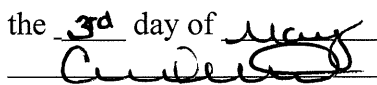
Property Address: **7336 Hypony Trail, Parkton, NC**

Tax Parcel Identification Number: 9493-44-4672

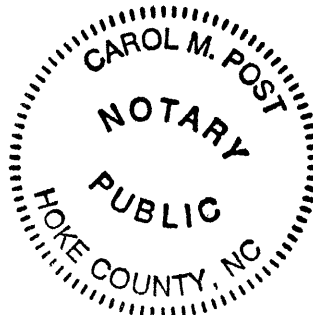
SYNOPSIS: This property was inspected on **1/24/2017**. The property owners and parties of interest were legally served with the Notice of Violations and were afforded a Hearing on **2/22/2017**. **Dwight D. Sullivan** attended the Hearing. It was ordered that the structure be repaired to a minimum standard for human habitation, or be demolished and the debris removed from the premises no later than **3/23/2017**. The property owners and parties of interest were notified of the appeal procedures when they were served with the **Findings of Fact and Order**. (See Exhibit A for the Findings of Fact and Order.) No Appeal was filed. Upon my visit to the property on **5/3/2017**, no corrective action has not been made to the structure. The structure are presently vacant and unsecured. In their present state, these structure constitute a fire, health, and safety hazard. The estimated cost to repair these structure to a minimum standard for human habitation is **\$82,200.00**. The Assessor for Cumberland County has these structures presently valued at **\$2500.00** each for salvageable materials. Attached is a map depicting the location of the property. (See Exhibit B.)

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


George Hatcher
Code Enforcement Officer
County of Cumberland

Sworn to and Subscribed to by me this
the 3rd day of May 2017.

Notary Public

My Commission Expires: 11/06/2019



BOARD FINDINGS AND ACTION CHECK LIST
MINIMUM HOUSING REHABILITATION AND/OR DEMOLITION ORDINANCE

Name(s) of Owner(s)

Appearances:

Inspection Dept. Case No.:

BOARD OF COUNTY COMMISSIONERS MOTION:

1. If the Board feels that the structure should be demolished, the Board's motion should be:

To adopt the order and report of the Minimum Housing Inspector as the true facts in this case, and

To order the property owner to remove or demolish the dwelling within _____ 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.

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.

2. If the Board feels that the property can be rehabilitated, the Board's motion should be:

To adopt the order and report of the Minimum Housing Inspector as the true facts in this case.

To order the property owner to rehabilitate the property within _____ days.

To order the property owner to vacate and secure the property within _____ days pending rehabilitation.

To order the Inspector to rehabilitate the property or 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.

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.

3. If the Board wishes to delay action on the case, the Board's motion should be:

To adopt the order and report of the Minimum Housing Inspector as the true facts in this case.

To delay a decision on the case until _____ (date) in order to give the owner or party of interest time to: _____

Thomas J. Lloyd,
Director

Cecil P. Combs,
Deputy Director

Scott Walters,
Code Enforcement Manager

Carol M. Post
Office Processing Assistant



**CUMBERLAND
★ COUNTY ★
NORTH CAROLINA**

Planning & Inspections Department

FINDINGS OF FACT AND ORDER

2/22/2017

Dwight D. Sullivan & Parties of Interest

2004 Caldera Place

Fayetteville, NC 28304

91 7199 9991 7036 8701 3751 C1P

CASE # MH-1659-2017

PROPERTY AT: 7336 Hypony Trail, Parkton, NC

A Complaint, Notice of Hearing and Report of Inspection were legally served to the owner or owner's agent, and any party of interest. These documents were in fact received by the owner or owner's agent and party of interest on 1/28/2017.

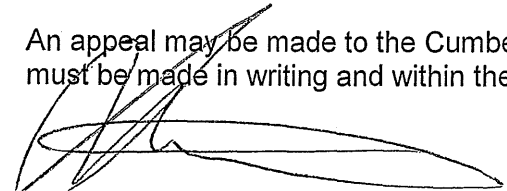
Pursuant of law, a Hearing was conducted in Room 101, of the old courthouse at 130 Gillespie Street, Fayetteville, NC on 2/22/2017 at 9:45 AM. The items identified below took place at the Hearing:

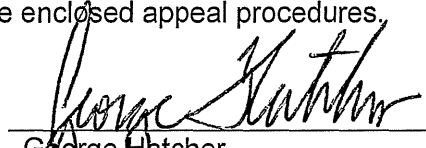
- ☒ 1. No owner or party of interest, or their agent, or representative appeared.
- ☐ 2. An answer was filed by owners and/or parties of interest. The answer was heard, read, and considered. Those answering by phone were: Dwight D. Sullivan
- ☒ 3. The undersigned inspector personally inspected the dwelling described in the Complaint and Notice of Hearing dated 1/24/2017. Upon the record and all of the evidence offered and contentions made, the undersigned Hearing Officer does thereby find the following fact:
 - ☒ a. The dwelling in question is violative of the Cumberland County Housing Ordinance as per findings in the inspection report with an assigned case number of MH-1659-2017, dated 2/22/2017.
 - ☒ b. Due to these findings, the dwellings are found to be in a substandard condition in accordance with the Cumberland County Ordinance.
 - ☒ c. The dwelling is unfit for human habitation.
- ☒ 4. Due to facts presented above, the Hearing Officer orders as follows:

EXHIBIT "A"

- ☒ a. The owners and/or parties of interest of the dwelling named above are required to bring such dwelling into compliance with the Cumberland County Housing Ordinance by either repairing, altering, and improving the dwelling up to a minimum standard or by demolishing the structure and then causing the debris to be removed from the premises by a date not later than 3/23/2017. **All required permits must be obtained. A copy of this order must be presented when obtaining permits.**
- ☒ b. The dwelling shall remain vacated until compliance with this order is completed and removed by the inspector, and the lot must be continuously maintained.
- ☒ c. The structure shall be/remain secured to prevent entry by 2/23/2017 and shall remain secured.
- ☒ d. By authority of North Carolina General Statutes 14-4, violation of the County code is punishable as a Class 3 Misdemeanor in criminal court and also subjects the violator to injunctive relief and/or a civil penalty of \$50.00 per day for each day's continuing violation after 3/23/2017.
- ☒ e. The County Planning/Inspection Department may immediately begin procedures to seek a demolition ordinance from the Cumberland County Board of Commissioners for failure to bring the property into compliance by 3/23/2017. The cost of said demolition will be assessed against the real property in the form of a lien.

An appeal may be made to the Cumberland County Housing Board of Appeals. If an appeal is requested, it must be made in writing and within the time limits specified in the enclosed appeal procedures.

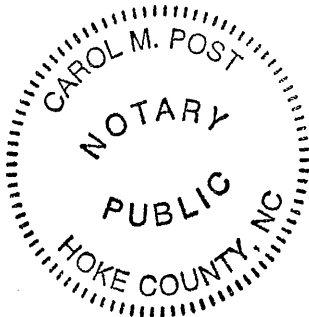

Scott Walters
Hearing Officer


George Hatcher
Code Enforcement Officer

Enclosed: Appeals Procedure Form

Cc:

Sworn to and Subscribed to by me
this the 22nd day of August, 2017



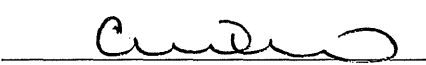

Notary Public
My Commission Expires: 11-06-19

EXHIBIT "A"

NORTH CAROLINA
COUNTY OF CUMBERLAND

PLANNING/INSPECTIONS DEPARTMENT

RE: **Dwight D Sullivan & Parties of Interest**
Name of Violator

MH 1659-2017

AFFIDAVIT OF RETURN OF SERVICE
(Personal Service to Individual)

I, George Hatcher, Code Enforcement Officer, with the Cumberland County Inspections Department,
(name & title)

personally served Dwight D Sullivan a copy of the Findings of Fact and Order and Appeals Procedures Form
(name of violator)

citing violations of the Cumberland County Minimum Housing Ordinance Article IV, Chapter 4

by mailing said notice(s) via certified and first class mail to the following address:

2004 Caldera Place, Fayetteville, NC 28304 and by posting the following address:

7336 Hypony trail, Parkton, NC on this the 23rd day of February, 2017

(Person signing for Notice(s))

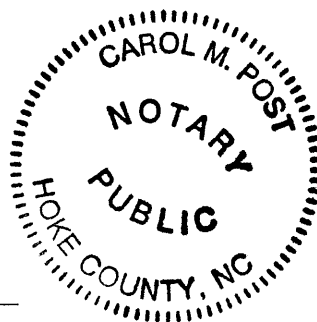
☐ Check box if person(s) refuse to sign

George Hatcher
George Hatcher
Code Enforcement Officer, Cumberland County
Planning & Inspections Dept.

North Carolina
Hoke County

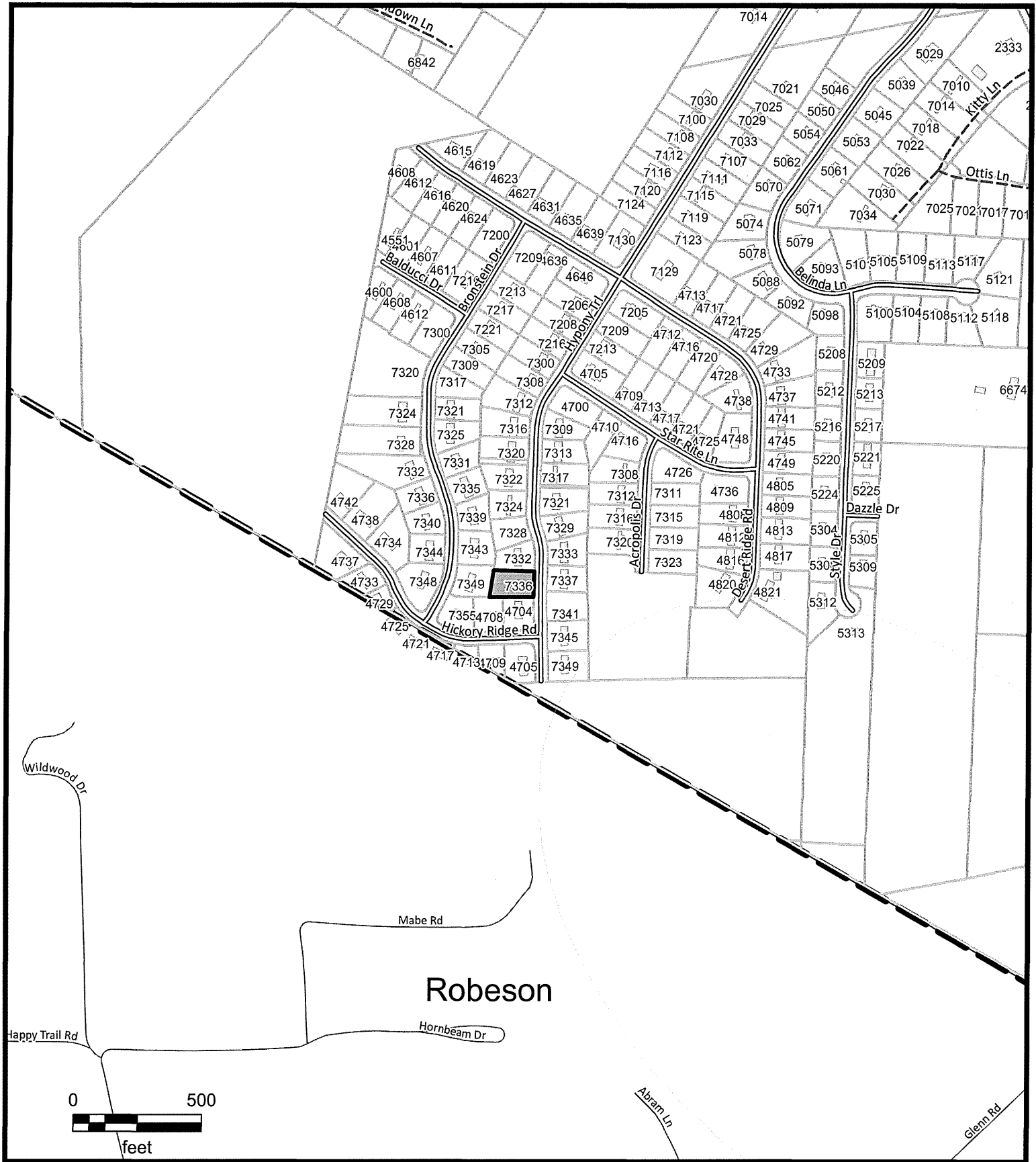
Sworn to and subscribed to before me
this the 23rd day of February, 2017.

C. C. C.
Notary Public
My Commission Expires: 11/06/2019



PROOF OF SERVICE OF ***FINDINGS OF FACT AND ORDER***
DATED, February 22nd, 2017, CASE NUMBER ***MH 1659-2017***

EXHIBIT A



Cumberland County Planning - Inspections Department
130 Gillespie Street · Post Office Box 1829 · Fayetteville, North Carolina 28302-1829 · (910) 678-7600 · Fax: (910) 678-7631

Map Depicting Location of Property

Property Owner: Dwight D Sullivan
Address: 7336 Hypony Trail, Parkton, NC
Minimum Housing Case#: MH 1659-2017
Tax Parcel Number: 9493-44-4672



AMY H. CANNON
County Manager

SALLY S. SHUTT
Assistant County Manager



CUMBERLAND
★ **COUNTY** ★
NORTH CAROLINA

MELISSA C. CARDINALI
Assistant County Manager

W. TRACY JACKSON
Assistant County Manager

ITEM NO. 4

OFFICE OF THE COUNTY MANAGER

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF MAY 15, 2017

TO: BOARD OF COUNTY COMMISSIONERS

FROM: AMY H. CANNON, COUNTY MANAGER

DATE: MAY 10, 2017

**SUBJECT: PRESENTATION OF PETITION AND REQUEST TO NAME THE
CUMBERLAND COUNTY COURTHOUSE BUILDING IN HONOR
OF JUDGE EDWIN MAURICE BRASWELL**

Superior Court Judge Ammons requested to present the petition regarding the naming of the Cumberland County Courthouse at the May 15, 2017 Board of Commissioners meeting.

/ct

CM051017-1

State of North Carolina
Before the Board of
Commissioners of the County of Cumberland

Petition and Request
to Name the Cumberland County Courthouse Building
in Honor of Judge Edwin Maurice Braswell

To The Honorable Commissioners of Cumberland County:

THE UNDERSIGNED, citizens of Cumberland County, North Carolina, hereby respectfully Petition and Request that the Board of Commissioners of Cumberland County designate and name the Cumberland County Courthouse located at 117 Dick Street, Fayetteville, North Carolina in honor and memory of Judge E. Maurice Braswell.

In support of this Petition and Request, the undersigned respectfully show unto the Board of Commissioners as follows:

1. E. Maurice Braswell was an exemplary public servant to the people of Cumberland County for more than fifty years.
2. E. Maurice Braswell served as Assistant Solicitor, Solicitor, Superior Court Judge, Judge of the Court of Appeals and Special Emergency Superior Court Judge.
3. E. Maurice Braswell was a decorated war hero who served in World War II and who was awarded numerous medals including the Purple Heart and the Air Medal with three (3) Oak Leaf Clusters.
4. E. Maurice Braswell parachuted from a burning airplane and was taken as a prisoner of war.
5. E. Maurice Braswell received the French Legion of Honor for his service during World War II.
6. E. Maurice Braswell was awarded the Liberty Bell Award by the North Carolina Bar Association in 2007.
7. E. Maurice Braswell was inducted into the "1958 Lumbee Warriors" in 2008 by the Lumbee Tribe of North Carolina and the Indian Honor Association.
8. E. Maurice Braswell saw the need in 1968 to replace the Cumberland County Courthouse which had been constructed beginning in 1924 and that had been opened in 1926.

9. E. Maurice Braswell worked tirelessly for years educating the Bench, Bar, Public, and County Commissioners of the necessity of building a new courthouse.

10. In July 1975, in response to Judge E. Maurice Braswell's efforts to obtain a new, modern courthouse for the citizens of Cumberland County, the Cumberland County Board of Commissioners agreed to put forth a bond issue to the voters.

11. In November 1975, the voters approved the issuance of bonds to finance the building.

12. The "New" Cumberland County Courthouse was constructed, and the building opened for occupation and use in 1978.

13. E. Maurice Braswell was an active leader in the effort to cause the existing Cumberland County Courthouse to be built and said Courthouse would not have been built without his efforts. It was designed with room to expand to meet the future needs of our community and has continued to meet those needs for 39 years.

14. E. Maurice Braswell distinguished himself in his service to this County, this State, and this Nation, as well, to his profession as shown in the biography of Judge Braswell which is attached hereto as Exhibit A and adopted and incorporated herein by reference.

15. The service of E. Maurice Braswell sets an example for those who utilize the courthouse and sets an example as to how they might be leaders.

16. This honor is warranted and should be bestowed in memory of E. Maurice Braswell.

WHEREFORE, the undersigned pray the Board of Commissioners as follows:

1. That the Board of Commissioners pass a resolution honoring Judge E. Maurice Braswell for his service to Cumberland County, North Carolina, the legal profession, the Judicial System, the United States of America and the World.

2. That the Cumberland County Courthouse be named The Judge E. Maurice Braswell Cumberland County Courthouse.

3. That such other and further action be taken as the Board of Commissioners shall deem to be appropriate.

Respectfully submitted, this the 15th day of May, 2017.



James Floyd Ammons, Jr.
Senior Resident Superior Court Judge



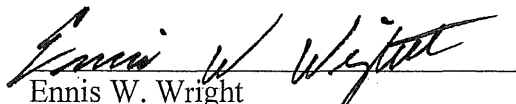
Kimbrell Kelly Tucker
Clerk of Superior Court



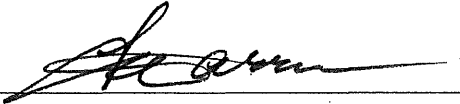
Robert J. Stiehl, III
Chief District Court Judge



William R. West, Jr.
District Attorney



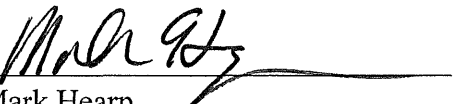
Ennis W. Wright
Sheriff of Cumberland County



Lee Warren
Register of Deeds



Bernard P. Condlin
Public Defender



Mark Hearp
Cumberland County Bar President



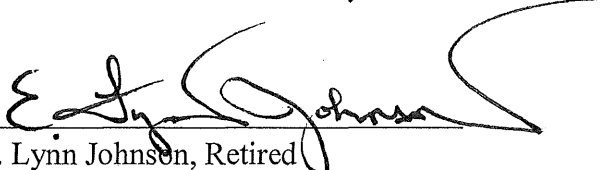
Patricia Timmons-Goodson, Retired
NC Supreme Court Justice



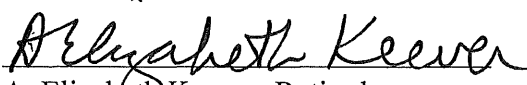
Earl R. Butler, Retired
Sheriff of Cumberland County



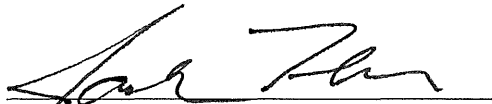
Coy E. Brewer, Jr., Retired
Senior Resident Superior Court Judge



E. Lynn Johnson, Retired
Senior Resident Superior Court Judge



A. Elizabeth Keever, Retired
Chief District Court Judge



Jack A. Thompson, Retired
Resident Superior Court Judge

EXHIBIT A

E. Maurice Braswell
December 22, 1922 to January 30, 2017

Edwin Maurice Braswell was a humble man who worked to improve the lives of others. From his early years during the Great Depression catching rabbits to provide meat for his family to his 94th birthday spent educating Special Forces soldiers on how to deal with being a prisoner of war, Judge Braswell was always thinking of others. He accomplished much but he simply believed that he was just doing what needed to be done to help his family, his church, his country, his profession and to help anyone else who needed assistance.

Judge Braswell was a humble man and he came from humble beginnings. He was born on December 16, 1922 in Rocky Mount, North Carolina. His father was a carpenter and his mother cared for the family on very limited income. Neither of his parents ever progressed beyond the sixth grade in school but they were both hard workers.

During the Great Depression, the Judge's father could not find work as a carpenter, or any other work, so the family moved to a relative's farm. The family worked on the farm and tended a garden. The Judge learned what it was like to chop cotton and prime tobacco. He checked his rabbit traps every morning before he went to a two-room school in Dortches, North Carolina. He would end each day by the fire in a house that had no electricity and no running water and no indoor plumbing.

As the Great Depression subsided, the Judge's father was able to find work in Rocky Mount and the family moved back to town. The Judge continued with his education in the public schools and graduated from Rocky Mount High School. He had made good grades and excelled in high school and he had a dream of further education but the practicalities of his financial circumstances left further education as merely a dream. Thus, he began a career as a radio announcer.

The Judge worked first at a radio station in Rocky Mount even before he graduated from high school and then in Roanoke Rapids and finally in Wilson. He was very proud that he was able to teach himself about electronics and progress to the point that he was able to pass several radio engineer's tests and acquire licenses permitting him to operate the radio station. He seemed to be headed for a career in radio broadcasting.

World War II changed the lives of millions of people including the Judge. Each day, he would broadcast the latest news about the war fresh off of the press teletypes. The radio station was constantly airing public service announcements pleading for citizens to volunteer for the armed services. Everyone was needed to support the war effort. The Judge was there to help.

The Judge knew that airplanes were filling the skies over Europe and each one

of those planes had a radio. He knew that his knowledge and training would allow him to be a great radio control tower operator. At the age of 19 he enlisted in the Army Air Corps to become a radio control tower operator. From that day until the day he died, he never stepped foot in a radio control tower.

After completing half of his radio engineers class, he was told that he had great eyesight and was needed as an aerial gunner to replace those who had been killed in combat. This young individual who before enlisting had only traveled as far from home as Virginia Beach was now shuffled around the country to various training facilities. He was introduced to new friends, new ideas and a new way of life.

By the end of his training, he was chief armorer of a B-17 flying in the tail gunner's position. He marveled at all of the sights as his plane took the long route through safer skies to Brazil over the Amazon River and across the Atlantic to Africa and over the Sahara Dessert. From there he flew to his destination in Italy.

From a small airbase near Foggia, Italy the Judge participated in bombing missions over most of Europe. His plane was frequently attacked by enemy fighters and he almost always encountered flak from ground-based anti-aircraft guns. His plane was frequently hit and the bombardier from his crew was killed on one of his first missions. As he sat in the tail gunner's position, he saw planes in his formation explode in mid air with no survivors. He saw airmen jump from burning planes only to see their parachutes catch on fire. He had marveled at the beautiful sights on the flight to Italy and now the dreadful sights were almost more than he could bear.

There were fires aboard his B-17 on many occasions. One of his planes crashed and burned. He was awarded the Purple Heart for his injuries when his plane crashed. He was listed as MIA on three occasions and on the last of those occasions the designation was later changed to Prisoner of War.

On July 9, 1944, the Judge's plane was sent on a mission to bomb the Ploesti Oil Fields in Romania. The benefit from the destruction of a good portion of the enemy's oil supply was deemed to be worth the risk of attacking a very heavily fortified target. Nonetheless, flying to Ploesti was like flying through a curtain of flak.

The Judge's plane was hit and flames erupted while the plane was still loaded with 500 pound bombs. He watched as parachutes from his crew members appeared behind the airplane. He then crawled towards the fire until an officer on his crew told him to abandon ship. He jumped from the burning plane.

The Judge fell through the sky for a considerable time as he was concerned that he would open his parachute too early and it would catch on fire when the plane exploded. He had seen that very thing happen. When his chute finally opened he descended into enemy territory in Yugoslavia. His chute caught on a tall pine tree, he swung out, and he fell to the ground across an old log.

As he laid in pain from an injury to his back, he was discovered by a local woodcutter who turned him over to the Romanians. At that point, he was a prisoner of war. On the way to the POW camp, he was beaten by a German officer but he could not resist as soldiers with fixed bayonets were all around him. He never received any medical attention for his back injury.

As a prisoner of war, the Judge mainly lived on watered down barley soup and bread along with whatever else they were occasionally given. Eventually the Romanians capitulated to the Allies and the gates of the POW camp were opened; however, the Germans were just down the road preparing to retreat and the Russians were advancing. The forces in Italy learned of the release of the POWs and flew B-17s to Polesti to ferry the POWs back to Italy. Men were loaded in the bomb bays on planks as B-17s were not designed to carry loads of passengers. He was so grateful when he returned to Italy that he took off his shoes and danced while a photographer from Newsweek Magazine took his picture. The photographer captioned the picture "Liberty Hoedown" and published it on October 2, 1944.

The Judge eventually made it back to the United States. It was not long before he was able to again be with his sweetheart, Ruth Cox, and they were married on January 19, 1945. The two of them traveled together to several different bases around the country with Ruth working as a Registered Nurse while the Judge worked for the Army Air Corps as a gunnery instructor. As the war ended, the Judge was discharged in September of 1945. By the time of his discharge, he had received the following awards from the Army Air Corps:

Air Medal, 7 May 1944 with 3 Oak Leaf Clusters:

1st Oak Leaf Cluster, 26 May 1944

2nd Oak Leaf Cluster, 13 July 1944.

3rd Oak Leaf Cluster, for shooting down a German fighter FW-190 on 30 April 1944; Mission 22; awarded 8 September 1944.

Good Conduct Medal, Rapid City, South Dakota, 29 December 1943.

Purple Heart, 5 May 1944.

Presidential Unit Citation, 22 October 1944, for excellence in performance of duty by his squadron and group during the raid on Weiner Nuestadt, Austria, 23 April 1944. The Judge treasured this award most of all. His bombardier was killed by flak during this mission.

European Theater of Operations Ribbon, with six Bronze Service Stars, whose campaign names and dates are as follows:

Air Offensive Europe Campaign, 3 July 1944. (The official dates for achieving this award include combat service anywhere between 4 July 1942 and May 1945.)

Southern France Campaign, 18 October 1944. (For raids in May and June 1944 with official dates between 4 July 1942 and May 1945.)

Air Combat Balkans Campaign, 19 April 1945. (The official service dates are between 1 November 1943 and 31 December 1944.)

Northern France Campaign, 21 April 1945. (The official dates are 25 July

1944 and 14 September 1944.)
Normandy Campaign, 26 May 1945. (The official dates are between 6
June 1944 and 24 July 1944.)
Rome-Arno Campaign, 1944. (The official service dates are
between 22 January 1944 and September 1944.)

Discharge from the Army brought new opportunities for the Judge. The former but not forgotten dream of higher education became a reality thanks to the GI Bill. In January of 1946 the Judge enrolled for studies at the University of North Carolina at Chapel Hill. He originally studied to become a city manager; however, one of his professors asked him to be a volunteer to help with the standardization of a new test. The test was a law school aptitude test. The Judge did well and decided to apply to law school and was accepted.

The Judge completed all of his studies at UNC in four and a half years. He never received an undergraduate degree but he did receive his LLB degree from the law school on June 4, 1950. He then took and passed the North Carolina bar exam.

Although the Judge was from Rocky Mount, he looked to Fayetteville as his best opportunity for a successful law practice. On September 25, 1950 he announced the opening of his office for the general practice of law at 201 Professional Building, 155 Gillespie Street, Fayetteville, North Carolina. His announcement lists his telephone number as "Dial 2010". He soon moved to the Smith-Sanrock Building on Hay Street across from what was then the US Post Office. In 1955, he moved to the Olive Building on the banks of Cross Creek facing Green Street.

He worked in private practice by himself for several years, but on January 1, 1954 he was hired as an Assistant Solicitor by Malcolm Seawell. That position was similar to today's Assistant District Attorney but it was a part time job and people holding that position could still practice civil law. When Mr. Seawell was appointed Superior Court Judge on July 1, 1955 Governor Luther Hodges appointed Judge Braswell as District Solicitor for Cumberland, Robeson, Bladen and Hoke Counties. There was no District Attorney per se but the District Solicitor served the same function as today's District Attorney. In 1960, he became president of the North Carolina Association of District Solicitors.

Also in 1960 the Judge joined with two other lawyers for his civil practice and he became a partner in the newly-formed law firm of Clark, Braswell and Hill. The firm had a law office on the seventh floor of the First Citizens Building across from the Market House. The firm mainly practiced in the area of real estate. The Judge continued with that practice along with his work as Solicitor for two years until he decided to run for the position of Superior Court Judge. He won the election and was sworn into office on January 1, 1963.

In 1962, the people of North Carolina passed a Constitutional Amendment changing the court system of North Carolina. The change took effect at the beginning

of 1966. There were new rules of civil procedure and new ways of handling legal cases. Judge Braswell wanted to help ensure that the change would be a smooth one.

During the summer of 1966, Judge Braswell studied with other judges from around the country at the National Judicial College at the University of Colorado in Boulder, Colorado. He returned to North Carolina with the knowledge he gained and shared it with others during presentations at various legal events and seminars. His knowledge was not just for himself.

The Judge was so grateful for the help that had been given to him by the National Judicial College that he returned as a faculty advisor in 1970 and 1975 when the program was being held at the University of Nevada, in Reno, Nevada. He also returned as a faculty advisor in 1987 and 1988. He continued to support the Judicial College by contributing financially to its foundation.

In March of 1979, the Judge attended a seminar conducted by the American Academy of Judicial Education. The seminar was held in Kissimmee, Florida. The focus of the seminar was proper writing of legal orders and rulings by trial judges.

Judge Braswell was very well respected by his peers. He was elected as president of the North Carolina Conference of Superior Court Judges in 1975. He was also Vice President of the North Carolina Bar Association in 1975. He was Chairman of the North Carolina Criminal Justice Education and Training Systems Council from 1974 to 1977. He was always willing to serve.

One of Judge Braswell's largest commitments of time was to the North Carolina Pattern Jury Instructions Committee. He worked beginning in 1964 for almost twenty years helping to write material which other judges all across the state could use to instruct jurors on how to properly perform their role as a juror. Special instructions had to be tailored for each crime in North Carolina as all of the crimes had distinct elements. Special instructions were also written for specific civil cases. Those pattern instructions are still in use today.

One of Judge Braswell's other contributions was participating as one of the authors of the Judges Bench Book. He worked on that project from 1977 to 1982. The Judges Bench Book is continuously being revised and it is also still in use today.

Some of Judge Braswell's legal writings have been published in law Journals. In 1970 his work about jury voir dire was published in the Wake Forest Law Review. In 1982 his writings about courtroom objections was published in the Campbell Law Review.

As the Judge's legal career expanded, he did not overlook his obligations to his Church. When the Judge had moved to Fayetteville, he quickly became a member of Haymount United Methodist Church. He and his family did not just attend the church, but were also active participants. The Judge taught Sunday School for many years and

he held many positions in the church over the years.

Judge Braswell and his wife Ruth, were also loyal supporters of Methodist College now Methodist University. He received The Loyalty Day Supporter of the Year award from Methodist University in February 2015 for his 43 years of participation in The Loyalty Day Fundraising efforts.

While Judge Braswell worked in the Cumberland County Courthouse, it became obvious to him that the requirements for the effective administration of justice exceeded the physical space of the 1926 courthouse. In May of 1968 the Judge began to study the space requirements which were needed for the increasing volume of cases. He worked with members of the Bar and the Clerk of Court to develop a pamphlet for the Board of County Commissioners explaining the needs of the local court system.

The proposal for a new courthouse was well-received by the Board but was met with concerns about funding for the building. Ultimately the Board turned down the proposal for a new courthouse. The reason given was lack of money and the feeling that "It's not politically right for a bond issue just now." A bond issue for another project had recently been defeated and the commissioners thought this too would be defeated. The skirmish was lost, but the Judge continued to battle.

After several more years of advancing the idea of a new courthouse, the Board agreed to a bond referendum in July of 1975. At one point, it appeared certain that the bond referendum would be defeated but a surge of support by members of the bar and others brought a victory in November of 1975. Judge Braswell worked on the Courthouse Construction Advisory Committee along with several others and spent time sharing ideas with the architects MacMillan & MacMillan and the general contractor McDevitt & Street.

As a direct result of Judge E. Maurice Braswell's vision, influence and hard work, the "New" Cumberland County Courthouse opened in 1978. His persistent advocacy of a new courthouse, his education of the County Commissioners and the public, and his coordination of the Bench and Bar in this effort were the driving force in accomplishing the goal of a new courthouse.

On December 2, 1982 Judge Braswell advanced to become a judge on the North Carolina Court of Appeals. While sitting on that court, he continued with his legal education and attended a seminar for intermediate appellate judges. That course was held at New York University.

A medical condition forced the Judge to retire on January 1, 1985. His medical condition resolved a few years later and he felt like he still wanted to make a contribution to the court system. On September 2, 1993 he took the oath of office as an Emergency Special Superior Court Judge. One of his most significant acts as an Emergency Special Superior Court Judge was presiding over the initial hearing of motions in the Leandro education case on February 1, 1995. He finally retired from the

court system on February 1, 1998.

The Judge's time as a POW had a significant impact on his life. He learned much from his time as a prisoner and he wanted to help others who might have to endure that experience. The Judge became a lecturer in the Survival, Evasion, Resistance, and Escape (SERE) Program to share his story with Special Forces personnel. The Judge spent his 94th birthday presenting to the group. After the Judge's death less than two months after his 94th birthday, Major General James B. Linder wrote to the Judge's family saying, "Some of our finest Soldiers today have learned from your dad's experience and sacrifices while in the U.S. Army Air Corps, particularly as a Prisoner of War survivor. In time, may you find personal reassurance in knowing that his continued commitment to serve our Nation was most honorable and that our gratitude is deep and long lasting".

Judge Braswell was also honored by the Nation of France. On November 11, 2015, he was awarded the French Legion of Honor. The award was given for the Judge's service during World War II.

The Lumbee Tribe of North Carolina and the Indian Honor Association celebrated the Fiftieth Anniversary of the routing of the Ku Klux Klan from Maxton on January 18, 2008. On that occasion, Judge Braswell was inducted into the "1958 Lumbee Warriors."

On January 18, 1958, John "Cattfish" Cole, who was the KKK Grand Dragon of South Carolina held a Klan Rally in Maxton, North Carolina for the purpose of intimidating all Lumbee Indians in Robeson County. He was angry because an Indian family had moved into a white neighborhood. He said the KKK would put the Indians back in their place.

Cole had expected 5000 Klansmen to show up. Only 50 Klansmen came. They faced off against 350 Lumbee's. After Cole had spoken for a few minutes, a riot broke out. Many guns were fired, but fortunately no one was seriously injured.

Cole was later indicted and arrested for inciting a riot. Judge Braswell, who was the Solicitor for Robeson County, prosecuted the Grand Dragon of the South Carolina KKK when that was not a popular thing to do. He obtained a conviction that was later upheld by the North Carolina Supreme Court.

Judge Braswell received what was perhaps his last legal award in May of 2007. He was awarded the Liberty Bell Award from the North Carolina Bar Association. The award reads, "In recognition of Outstanding Community Service That Has Strengthened The American System of Freedom Under Law". His nomination for the award read, "He has given countless hours to his profession. He has promoted education, training and professionalism. He has given when his only reward was the satisfaction of nurturing young attorneys. He has been tough and demanding at times, but he has always been fair and compassionate."

In accepting the Liberty Bell Award, Judge Braswell said, "I have talked today about some of my personal accomplishments. I hesitated to mention some of the things I have accomplished for fear of sounding braggadocios. But I have talked about these things for a purpose: I would like to challenge you. All of what I have accomplished can be accomplished by you. Think about it; every bit of what I have done could have been done by you, and all of the projects I never attempted, and all the things I left undone, can still be accomplished by you."

GLENN B. ADAMS
Chairman

CHARLES E. EVANS
Vice Chairman

MICHAEL C. BOOSE
JEANNETTE M. COUNCIL
W. MARSHALL FAIRCLOTH
JIMMY KEEFE
LARRY L. LANCASTER



**CUMBERLAND
★ COUNTY ★**
NORTH CAROLINA

BOARD OF COMMISSIONERS

CANDICE WHITE
Clerk to the Board

KELLIE BEAM
Deputy Clerk

ITEM NO. 5A

May 10, 2017

May 15, 2017 Agenda Item

TO: Board of Commissioners
FROM: Kellie Beam, Deputy Clerk to the Board *KB*
SUBJECT: ABC Board

The ABC Board has the following two (2) vacancies:

- **VACANT** (*Vacated by A. Chestnutt*) – The ABC Board does not have a recommendation at this time.
- Terri Thomas – completing second term on June 30, 2017. Not eligible for reappointment. The ABC Board does not have a recommendation at this time.

I have attached the current membership list and applicant list for this board.

PROPOSED ACTION: Nominate individuals to fill the two (2) vacancies above.

Attachments

pc: David Horne, ABC Board General Manager

ABC Board

The Alcoholic Beverage Control Board has control and jurisdiction over the sale and distribution of alcoholic beverages.

Statutory Authorization: NCGS 18B-700

Member Specifications:

5 Members

Term: 3 Years

Compensation: Chairman: \$250/month; Other members: \$200/month

Duties:

- has power and authority to adopt rules and regulations governing the operation of stores;
- locate, furnish and equip stores and provide management of the same;
- direct the duties and services of all employees;
- perform other activities authorized or required by the ABC law (G.S. 18B-701/702).

The Chairman or Vice Chairman of the Board is required along with the General Manager to sign all checks for the ABC System.

Meetings: Second Monday of each month at 6:00 PM. The average length of a meeting is approximately two hours.

Meeting Location: ABC Board Office Conference Room 1705 Owen Drive Fayetteville, NC

ABC BOARD

3 Year Term

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For Reappointment</u>
VACANT (A. Chestnutt)	6/14	2nd	June/17 6/30/17	No
Wade Hardin (I/M) 1701 Ft. Bragg Road Fayetteville, NC 28303 483-7129/486-0334	6/15	2nd	June/18 6/30/18	No
Bob Lewis (W/M) 3011 Bankhead Drive Fayetteville, NC 28306 426-6999.	6/16	2nd	June/19 6/30/19	No
Frances Jackson (-/F) 5489 Robmont Drive Fayetteville, NC 28306 910-423-3649	6/16	1st	June/19 6/30/19	Yes
Terri Thomas (B/F) 508 Spaulding Street Fayetteville, NC 28301 485-4765/483-2719 (W)	6/14	2nd	June/17 6/30/17	No

Commissioner Liaison: Commissioner Jeannette Council

Regular Meetings: 2nd Monday of the month at 6:00 PM in the conference room at the ABC office at 1705 Owen Drive, Fayetteville, NC 28304.

Contact: ABC Board Director David Horne
PO Box 64957
Fayetteville, NC 28306
484-8167
carolyn.parker@cumberlandabc.com

**APPLICANTS FOR
ABC BOARD**

<u>NAME/ADDRESS/TELEPHONE</u>	<u>OCCUPATION</u>	<u>EDUCATIONAL BACKGROUND</u>
ALEXANDER, LANISHA (B/F) 5205 DAKOTA COURT FAYETTEVILLE NC 28303 609-733-7574/299-6084 <u>LANISHA_ALEXANDER@AOL.COM</u> Graduate-County Citizens' Academy: NO Graduate-Institute for Community Leadership: NO Graduate-Leadership Fayetteville: NO Graduate-United Way's Multi-Cultural Leadership Program: NO Graduate-other leadership academy: NO CATEGORY: GENERAL PUBLIC	NONE LISTED	HIGH SCHOOL
BLEACHER, EARL (W/M) 4020 BARDSTOWN CT #204 FAYETTEVILLE, NC 28304 910-480-0458 Graduate-County Citizens' Academy: NO Graduate-Institute for Community Leadership: NO Graduate-Leadership Fayetteville: NO Graduate-United Way's Multi-Cultural Leadership Program: NO Graduate-other leadership academy: NO	RETIRED 6 YEARS ON ABC BOARD IN DUNN, NC	BA-BUSINESS
BOUGHMAN, HAROLD LEE JR (W/M) 282 SKYE DRIVE FAYETTEVILLE NC 28303 486-4589/978-2293/223-1400 <u>LEE.BOUGHMAN@ABB-LAW.COM</u> Graduate-County Citizens' Academy: NO Graduate-Institute for Community Leadership: NO Graduate-Leadership Fayetteville: NO Graduate-United Way's Multi-Cultural Leadership Program: NO Graduate-other leadership academy: NO CATEGORY: GENERAL PUBLIC	ATTORNEY ADAMS, BURGE & BOUGHMAN	JD & BA
BRYANT, TONESHA (B/F) 7337 APRIL DRIVE FAYETTEVILLE NC 28314 910-273-8039 Graduate-County Citizens' Academy: NO Graduate-Institute for Community Leadership: NO Graduate-Leadership Fayetteville: NO Graduate-United Way's Multi-Cultural Leadership Program: YES Graduate-other leadership academy: NO	ENTREPRENEUR	HOSPITAL MANAGEMENT
DAVIS, ROBERT E. (B/M) 901 KAYWOOD DR FAYETTEVILLE NC 28311 910-488-1194 Graduate-County Citizens' Academy: NO Graduate-Institute for Community Leadership: NO Graduate-Leadership Fayetteville: NO Graduate-United Way's Multi-Cultural Leadership Program: YES Graduate-other leadership academy: NO	RETIRED PRINCIPAL	MASTERS DEGREE

ABC BOARD APPLICANTS, PAGE 2

<u>NAME/ADDRESS/TELEPHONE</u>	<u>OCCUPATION</u>	<u>EDUCATIONAL BACKGROUND</u>
DECOSTA, JOSEPH (W/M) 7016 MARINERS LANDING DR FAYETTEVILLE NC 28306 286-9686/396-5724 **SERVES ON THE BOARD OF ADJUSTMENT** Graduate-County Citizens' Academy: YES Graduate-Institute for Community Leadership: NO Graduate-Leadership Fayetteville: NO Graduate-United Way's Multi-Cultural Leadership Program: NO Graduate-other leadership academy: NO	US WARRANT OFFICER US ARMY	CURRENT STUDENT
DYKES, JOSEPH MICHAEL (B/M) 5764 PEPPERBUSH DR FAYETTEVILLE NC 28304 823-6075/823-6046 Graduate-County Citizens' Academy: No Graduate-Institute for Community Leadership: No Graduate-Leadership Fayetteville: No Graduate-United Way's Multi-Cultural Leadership Program: No Graduate-other leadership academy: No	SALES/SECURITY BUS DRIVER FAY. PUBLISHING CO.	ASSOCIATES-POLITICAL SCIENCE
EDGE, KENNETH (W/M) 6874 TOWBRIDGE ROAD FAYETTEVILLE NC 28306 425-0918/850-9957 <u>KEDGE1@NC.RR.COM</u> Graduate-County Citizens' Academy: No Graduate-Institute for Community Leadership: No Graduate-Leadership Fayetteville: No Graduate-United Way's Multi-Cultural Leadership Program: No Graduate-other leadership academy: County Leadership Institute – Washington, DC 2011 CATEGORY: GENERAL PUBLIC	RETIRED EDUCATOR FORMER COUNTY COMMISSIONER	BS-MATHEMATICS, MA
EISENBARTH, HENRY (OTHER/M) 786 ASHFIELD DRIVE FAYETTEVILLE NC 28311 480-0012/624-2304 Graduate-County Citizens' Academy: YES Graduate-Institute for Community Leadership: NO Graduate-Leadership Fayetteville: NO Graduate-United Way's Multi-Cultural Leadership Program: NO Graduate-other leadership academy: NO	RETIRED ARMY OFFICER NA-KAO SOLUTIONS	CAMPBELL UNIVERSITY
FAIRLEY, ROLAND ANTHONY (B/M) 219 MURRAY FORK DRIVE FAYETTEVILLE NC 28314 229-2456/426-4061/678-2516 <u>BLESSED948@AOL.COM</u> Graduate-County Citizens' Academy: YES Graduate-Institute for Community Leadership: YES Graduate-Leadership Fayetteville: NO Graduate-United Way's Multi-Cultural Leadership Program: NO Graduate-other leadership academy: NO CATEGORY: GENERAL PUBLIC	TESTING CLERK CC SCHOOLS	HIGH SCHOOL

ABC BOARD APPLICANTS, PAGE 3

<u>NAME/ADDRESS/TELEPHONE</u>	<u>OCCUPATION</u>	<u>EDUCATIONAL BACKGROUND</u>
<p>FLEMING, JOE DR. (B/M) 7235 RYAN STREET FAYETTEVILLE, NC 28314 910-339-2608 Graduate-County Citizens' Academy: NO Graduate-Institute for Community Leadership: NO Graduate-Leadership Fayetteville: NO Graduate-United Way's Multi-Cultural Leadership Program: NO Graduate-other leadership academy: NO</p>	<p>RETIRED US ARMY FLEMING & SON CONSTRUCTION CO</p>	<p>SOME COLLEGE</p>
<p>GRAHAM, TAMMY SINCLAIR (B/F) 2951 COSMO PL APT H FAYETTEVILLE NC 28304 797-1405/483-1382 TFGMOM@GMAIL.COM Graduate-County Citizens' Academy: YES Graduate-Institute for Community Leadership: NO Graduate-Leadership Fayetteville: NO Graduate-United Way's Multi-Cultural Leadership Program: NO Graduate-other leadership academy: NO CATEGORY: GENERAL PUBLIC</p>	<p>CUSTOMER SERVICE REP PWC</p>	<p>SOME COLLEGE</p>
<p>HOWARD, PAULA BROWN (B/F) 3500 BENNETT DRIVE FAYETTEVILLE NC 28301 709-8595/483-0153 PHOWARD924@YAHOO.COM Graduate-County Citizens' Academy: YES Graduate-Institute for Community Leadership: NO Graduate-Leadership Fayetteville: NO Graduate-United Way's Multi-Cultural Leadership Program: YES Graduate-other leadership academy: JUNIOR LEAGUE OF FAYETTEVILLE CATEGORY: GENERAL PUBLIC</p>	<p>TEACHER</p>	<p>BS-PSYCHOLOGY M.ED</p>
<p>JEFFRIES, DOROTHY M. (B/F) 636 SUGARIDGE LANE FAYETTEVILLE, NC 28311 910-489-3369 LADYDVS123@GMAIL.COM Graduate-County Citizens' Academy: NO Graduate-Institute for Community Leadership: NO Graduate-Leadership Fayetteville: NO Graduate-United Way's Multi-Cultural Leadership Program: NO Graduate-other leadership academy: NO CATEGORY: GENERAL PUBLIC</p>	<p>SOCIAL WORKER RETIRED CIVIL SERVICE</p>	<p>BSW/MSW</p>
<p>JONES, ERIC F (B/M) 123 N. PLYMOUTH ST FAYETTEVILLE NC 28312 910-263-3054/910-483-2363 Graduate-County Citizens' Academy: N/A Graduate-Institute for Community Leadership: No Graduate-Leadership Fayetteville: No Graduate-United Way's Multi-Cultural Leadership Program: No Graduate-other leadership academy: Fayetteville Citizen's Academy</p>	<p>BUSINESS OWNER FITZGERALD CAR COMPANY</p>	<p>HIGH SCHOOL ATTENDING FSU</p>

ABC BOARD APPLICANTS, PAGE 4

<u>NAME/ADDRESS/TELEPHONE</u>	<u>OCCUPATION</u>	<u>EDUCATIONAL BACKGROUND</u>
KING, GRACE (-/F) 5566 HALLWOOD DRIVE HOPE MILLS NC 28348 424-9065/424-4536 Graduate-County Citizens' Academy: No Graduate-Institute for Community Leadership: Yes Graduate-Leadership Fayetteville: No Graduate-United Way's Multi-Cultural Leadership Program: No Graduate-other leadership academy: No	TEACHER ASSISTANT CUMBERLAND MILLS ELEM.	HS ASSOCIATES-EARLY CHILDHOOD
LACY, DR. WILSON A (B/M) 1915 EICHELBERGER DRIVE FAYETTEVILLE NC 28303 488-1765/678-2551 Graduate-County Citizens' Academy: No Graduate-Institute for Community Leadership: No Graduate-Leadership Fayetteville: No Graduate-United Way's Multi-Cultural Leadership Program: No Graduate-other leadership academy: No	EXECUTIVE DIRECTOR OF OPERATIONS/CUMB. CO SCHOOLS	BA
LAHUFFMAN, DONALD (B/M) 616 MCAPHIN DRIVE FAYETTEVILLE NC 28301 910-488-8130 Graduate-County Citizens' Academy: No Graduate-Institute for Community Leadership: No Graduate-Leadership Fayetteville: No Graduate-United Way's Multi-Cultural Leadership Program: No Graduate-other leadership academy: No	RETIRED ADMINISTRATOR FTCC *SERVES ON THE LIBRARY BOARD OF TRUSTEES*	BA MA
MCCUTCHEON, CARLISLE (W/M) 2225 STANTON ST FAYETTEVILLE NC 28304 910-424-1342 Graduate-County Citizens' Academy: No Graduate-Institute for Community Leadership: No Graduate-Leadership Fayetteville: No Graduate-United Way's Multi-Cultural Leadership Program: No Graduate-other leadership academy: No	RETIRED FINANCE DIRECTOR	ACCOUNTING DEGREE
MCLAURIN, MONITA R. (-/F) 7479 CEDAR CREEK ROAD FAYETTEVILLE NC 28312 273-1201/433-2050 <u>MONITAMAC@GMAIL.COM</u> Graduate-County Citizens' Academy: No Graduate-Institute for Community Leadership: No Graduate-Leadership Fayetteville: No Graduate-United Way's Multi-Cultural Leadership Program: No Graduate-other leadership academy: No	BUSINESS OWNER TRANSPORTATION	MPA – PUBLIC ADMIN

CATEGORY: GENERAL PUBLIC

ABC BOARD APPLICANTS, PAGE 5

<u>NAME/ADDRESS/TELEPHONE</u>	<u>OCCUPATION</u>	<u>EDUCATIONAL BACKGROUND</u>
MURRAY, WILLIAM (B/M) 530 GRAND WAILEA DR #913 HOPE MILLS NC 28348 633-0733/862-5292 Graduate-County Citizens' Academy: No Graduate-Institute for Community Leadership: No Graduate-Leadership Fayetteville: No Graduate-United Way's Multi-Cultural Leadership Program: No Graduate-other leadership academy: No	FOOD SAFETY MANAGER SMITHFIELD	BS-CHEMISTRY
PREMAN, JANELLE A. (W/F) 4611 MORNING STAR LANE HOPE MILLS NC 28348 425-7814/584-2722/243-1086 <u>GIPREMAN@HOTMAIL.COM</u> Graduate-County Citizens' Academy: YES Graduate-Institute for Community Leadership: NO Graduate-Leadership Fayetteville: NO Graduate-United Way's Multi-Cultural Leadership Program: NO Graduate-other leadership academy: NO CATEGORY: GENERAL PUBLIC	CHIEF, PERSONNEL SECURITY JOINT SPECIAL OPERATIONS COMMAND	BACHELORS - BUSINESS ADMIN.
RODRIGUEZ, JOSE A. (H/M) 265 KENWOOD DRIVE FAYETTEVILLE NC 28311 213-3570/483-3101 Graduate-County Citizens' Academy: NO Graduate-Institute for Community Leadership: NO Graduate-Leadership Fayetteville: NO Graduate-United Way's Multi-Cultural Leadership Program: NO Graduate-other leadership academy: VARIOUS MILITARY LEADERSHIP ACADEMIES	SOCIAL STUDIES TEACHER DOUGLAS BYRD MIDDLE SCHOOL RETIRED ARMY	BS-SOCIAL SCIENCES MA-BUSINESS
ROUSE, MARVIN (B/M) 609 ENDSLEIGH CT FAYETTEVILLE NC 28311 910-488-8245 Graduate-County Citizens' Academy: No Graduate-Institute for Community Leadership: No Graduate-Leadership Fayetteville: No Graduate-United Way's Multi-Cultural Leadership Program: No Graduate-other leadership academy: No	RETIRED SOCIAL SERVICES ADMIN.	FOUR YEAR DEGREE
SATISKY, STEPHEN R. (W/M) 219 DEVANE STREET FAYETTEVILLE NC 28305 483-9344/483-2920 Graduate-County Citizens' Academy: No Graduate-Institute for Community Leadership: No Graduate-Leadership Fayetteville: No Graduate-United Way's Multi-Cultural Leadership Program: No Graduate-other leadership academy: No	RETIRED	SOME COLLEGE

ABC BOARD APPLICANTS, PAGE 6

<u>NAME/ADDRESS/TELEPHONE</u>	<u>OCCUPATION</u>	<u>EDUCATIONAL BACKGROUND</u>
SEAMAN, DANIEL (W/M) 4001 FINAL APPROACH RD EASTOVER, NC 28312 483-7733/286-3202 Graduate-County Citizens' Academy: YES Graduate-Institute for Community Leadership: NO Graduate-Leadership Fayetteville: NO Graduate-United Way's Multi-Cultural Leadership Program: NO Graduate-other leadership academy: NO	RETIRED MILITARY	BACHELOR OF ARTS
SESSOMS, JR, DAVID (W/M) 221 ½ HAY STREET FAYETTEVILLE NC 28301 584-3884/354-1901 Graduate-County Citizens' Academy: N/A Graduate-Institute for Community Leadership: NO Graduate-Leadership Fayetteville: YES Graduate-United Way's Multi-Cultural Leadership Program: NO Graduate-other leadership academy: NO	COLLEGE PRESIDENT MILLER-MOTTE COLLEGE	NONE LISTED
TAYLOR, JACKIE L. (W/F) 1040 OLD VANDER ROAD FAYETTEVILLE, NC 28312 321-7879/815-263-0819 Graduate-County Citizens' Academy: YES Graduate-Institute for Community Leadership: NO Graduate-Leadership Fayetteville: NO Graduate-United Way's Multi-Cultural Leadership Program: NO Graduate-other leadership academy: NO	BUSINESS OWNER NC GOLD BUYERS	BS-PSYCHOLOGY & SOCIOLOGY MA-EDUCATION
WILLIAMS, ROBERT C. (B/M) 2713 ROSEHILL RD FAYETTEVILLE NC 28301 910-488-7587 *SERVES ON THE CIVIC CENTER COMMISSION* Graduate-County Citizens' Academy: N/A Graduate-Institute for Community Leadership: NO Graduate-Leadership Fayetteville: YES Graduate-United Way's Multi-Cultural Leadership Program: NO Graduate-other leadership academy: NO	RETIRED SELF-EMPLOYED	BS MS
WILLIAMS, TERRY (B/M) 674 BAYWOOD ROAD FAYETTEVILLE, NC 28312 435-0960/658-7586 Graduate-County Citizens' Academy: NO Graduate-Institute for Community Leadership: NO Graduate-Leadership Fayetteville: NO Graduate-United Way's Multi-Cultural Leadership Program: NO Graduate-other leadership academy: NO	DISABLED VETERAN	MASTERS-COMPUTER SCIENCE BS-COMPUTER SCIENCE AS-COMPUTER STUDIES

ABC BOARD APPLICANTS, PAGE 7

<u>NAME/ADDRESS/TELEPHONE</u>	<u>OCCUPATION</u>	<u>EDUCATIONAL BACKGROUND</u>
WILLIFORD, CARL PAT (W/M) 111 JOHN ST FAYETTEVILLE NC 28305 624-6696/484-2168 <u>PAT@WHCFAY.COM</u> Graduate-County Citizens' Academy: NO Graduate-Institute for Community Leadership: NO Graduate-Leadership Fayetteville: NO Graduate-United Way's Multi-Cultural Leadership Program: NO Graduate-other leadership academy: NO <i>CATEGORY: GENERAL PUBLIC</i>	CPA WILLIFORD HOUSTON & CO	BS-BUSINESS ADMIN.

GLENN B. ADAMS
Chairman

CHARLES E. EVANS
Vice Chairman

MICHAEL C. BOOSE
JEANNETTE M. COUNCIL
W. MARSHALL FAIRCLOTH
JIMMY KEEFE
LARRY L. LANCASTER



**CUMBERLAND
★ COUNTY ★
NORTH CAROLINA
BOARD OF COMMISSIONERS**

CANDICE WHITE
Clerk to the Board

KELLIE BEAM
Deputy Clerk

ITEM NO. 6A

May 10, 2017

May 15, 2017 Agenda Item

TO: Board of Commissioners

FROM: Kellie Beam, Deputy Clerk to the Board *KB*

SUBJECT: Fayetteville Area Convention and Visitors Bureau (FACVB) Board of Directors

BACKGROUND: On May 1, 2017, the Board of Commissioners nominated the following individual to fill one (1) vacancy on the Fayetteville Area Convention and Visitors Bureau Board of Directors:

Hotel/Motel Over 100 Rooms Representative:
Adam Collier (new appointment)

I have attached the current membership list for this Board.

PROPOSED ACTION: Appoint individual to fill the one (1) vacancy above.

Attachment

pc: John Meroski, FACVB

FAYETTEVILLE AREA CONVENTION AND VISITORS BUREAU
BOARD OF DIRECTORS
3 Year Terms

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For Reappointment</u>
<u>Hotel/Motels under 100 rooms Representatives:</u>				
Sharon Lee Ambassador Inn 2621 Lone Pine Drive Fayetteville, NC 28306 624-0021(H)/485-8135(W)	3/16	1st	Mar/19 3/31/19	Yes
Manish Mehta Holiday Inn Express 229 Forest Creek Drive Fayetteville, NC 28303 494-1918/689-0800	11/13	2nd	Dec/16 12/31/16	No
<u>Hotel/Motel over 100 rooms Representatives:</u>				
Laura Leal Hampton Inn Cross Creek 6626 NC Hwy 210 S Stedman, NC 28391 910-286-3464	9/15	1st	Sept/18 9/30/18	Yes
William S. Wellons, Jr. 406 Overton Place Fayetteville, NC 28303 868-5425/436-3131 (W)	1/14	2nd	Feb/17 02/28/17	No
<u>At Large</u>				
Becki D. Kirby 2020 Calista Circle Fayetteville, NC 28304 910-261-4168	9/15	1st	Sept/18 9/30/18	Yes
<u>Representative, Hotel/Motel with meeting space in excess of 6,000 square feet</u>				
<u>FACVB Appointee:</u>				
Sanda Budic Doubletree Hotel 1965 Cedar Creek Road Fayetteville, NC 28312 323-8282	7/15			

<u>Name/Address</u>	<u>Date</u> <u>Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For</u> <u>Reappointment</u>
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Hotel/Motel Representative

FACVB Appointee:

Subodh Thakur	7/15
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Regency Inn
521 Ramsey Street
Fayetteville, NC 28301-4911
483-2621(W)

ASOM Representative:

Henry Holt
Holt Oil
P. O. Box 53157
Fayetteville, NC 28303

Ex-officio Members:

Amy Cannon, County Manager
James Grafstrom, CEO/Coliseum Complex Manager
Doug Hewett City Manager

Contact: John Meroski (or Kelly Brill), Fayetteville Area Convention & Visitors' Bureau – 483-5311

Meetings: Quarterly on the Fourth Wednesday (starting in January) at 12:00 pm – Fayetteville Area Convention and Visitors Bureau, Board Room, 245 Person Street

GLENN B. ADAMS
Chairman

CHARLES E. EVANS
Vice Chairman

MICHAEL C. BOOSE
JEANNETTE M. COUNCIL
W. MARSHALL FAIRCLOTH
JIMMY KEEFE
LARRY L. LANCASTER



**CUMBERLAND
★ COUNTY ★
NORTH CAROLINA**

BOARD OF COMMISSIONERS

CANDICE WHITE
Clerk to the Board

KELLIE BEAM
Deputy Clerk

ITEM NO. 6B

May 10, 2017

May 15, 2017 Agenda Item

TO: Board of Commissioners
FROM: Kellie Beam, Deputy Clerk to the Board *KB*
SUBJECT: Jury Commission

BACKGROUND: At their meeting on May 1, 2017, the Board of Commissioners nominated the following individual to fill one (1) vacancy on the Jury Commission:

Steve Harper (reappointment)

I have attached the current membership list for this commission.

PROPOSED ACTION: Appoint individual to fill the one (1) vacancy above.

Attachment

pc: Ellen B. Hancox, Trial Court Administrator

JURY COMMISSION

2 Year Term

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For Reappointment</u>
Steve Harper 5707 Bashford Court Fayetteville, NC 28304 910-425-9643	6/15	1 st full term	June/17 6/30/17	Yes
(serving unexpired term; eligible for one additional two-year term)				

Perry Evans – Clerk of Court's Appointee

Gary Weller – Judge Johnson's Appointee

(The other two are appointed (1) by the Senior Resident Superior Court Judge and (1) by the Clerk of Superior Court.)

Contact: Ellen B. Hancox, Trial Court Administrator – 475-3271, fax # 678-2975
or Sue Buford at 475-3266

No regular meeting schedule. (Usually meet in September and November.)

GLENN B. ADAMS
Chairman

CHARLES E. EVANS
Vice Chairman

MICHAEL C. BOOSE
JEANNETTE M. COUNCIL
W. MARSHALL FAIRCLOTH
JIMMY KEEFE
LARRY L. LANCASTER



**CUMBERLAND
★ COUNTY ★
NORTH CAROLINA**

BOARD OF COMMISSIONERS

CANDICE WHITE
Clerk to the Board

KELLIE BEAM
Deputy Clerk

ITEM NO. 6C

May 10, 2017

May 15, 2017 Agenda Item

TO: Board of Commissioners
FROM: Kellie Beam, Deputy Clerk to the Board *KB*
SUBJECT: Tourism Development Authority

BACKGROUND: At their May 1, 2017 meeting, the Board of Commissioners nominated the following individual to fill one (1) vacancy on the Tourism Development Authority:

Hotel/Motels Over 100 Rooms Representative:
Manish Mehta (reappointment)

I have attached the current membership list for the Tourism Development Authority.

PROPOSED ACTION: Appoint individual to fill the one (1) vacancy above.

Attachment

pc: Candice White, Clerk to the Board

TOURISM DEVELOPMENT AUTHORITY
3 Year Terms

12/16

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For Reappointment</u>
<u>Commissioner Appointees:</u>				
<u>Hotel/Motels under 100 rooms Representatives:</u>				
Vivek Tandon (A/M) 2857 Skye Drive Fayetteville, NC 28303 323-9070/(w) 438-0945/(c) 670-1072 Vtandon103@aol.com	11/15	1st	Nov/18 11/30/18	Yes
Pavan D. Patel (IA/M) 4321 Ferncreek Drive Fayetteville, NC 28314 584-7174/919-904-2673 pavan@willowgroupinvestments.com	11/16	1st	Nov/19 11/30/19	Yes
<u>Hotel/Motel over 100 rooms Representatives:</u>				
Anup Contractor (A/M) 217 Kirkwood Drive Fayetteville, NC 28303 433-2657 (H) /433-2100 (W) / 286-9373 (C) anup.econolodge@gmail.com	10/14	1st	Oct/17 10/31/17	Yes
Manish Mehta 229 Forest Creek Drive Fayetteville, NC 28303 494-1918 /689-0800 (C) msmehta@5points.nc.com	4/14	1 st full term	Mar/17 3/31/17	Yes
serving unexpired term; eligible to serve one additional term				
<u>Member of the Public Not Affiliated with Travel/Tourism</u>				
Dallas Mack Freeman 961 Kaywood Drive Fayetteville, NC 28311 488-9478/391-4177 (cell) dmackfreeman@gmail.com	6/14	2nd	June/17 6/30/17	No
<u>President of the Fayetteville Regional Chamber (ex officio)</u>				
Christine Michaels 159 Maxwell Street Fayetteville, NC 28311 483-8133 dlrogers@faybiz.com				
<u>Cumberland County Manager (ex officio)</u>				
Amy Cannon P.O. Box 1829 Fayetteville, NC 28302 678-7723 acannon@co.cumberland.nc.us				

Authority was created by the Board of Commissioners on January 28, 2002.

Board was appointed on March 11, 2002.

Meetings: Quarterly (January/April/July/October) - 4th Wednesday – 8:00 AM – Room 564

Contact: Candice White, Clerk to the Board @ 678-7771