
Minutes
Cumberland County Board of Commissioners
October 2, 2000, 9:00 a.m.
Regular Meeting
Courthouse, Room 118
Fayetteville, NC

PRESENT: Chairman Edward G. Melvin, Jr.
Vice Chairman J. Lee Warren, Jr.
Commissioner Talmage Baggett
Commissioner J. Breeden Blackwell
Commissioner Jeannette Council
Commissioner Billy R. King
Commissioner H. Mac Tyson II
James Martin, County Manager
Juanita Pilgrim, Asst. County Manager
Cliff Spiller, Asst. County Manager
Grainger Barrett, County Attorney
Marsha Fogle, Clerk to the Board

INVOCATION: Commissioner Breeden Blackwell
Rabbi Yosef Levanon – Beth Israel

PLEDGE OF ALLEGIANCE

Recognition: County Retirees: Pat Wade – Tax Administration
Doreathea McEachin - DSS

1. CONSENT AGENDA

MOTION: Commissioner King moved to follow staff recommendations on the items on the Consent Agenda.

SECOND: Commissioner Blackwell

DISCUSSION: Commissioner Warren noted his interest in the renewal of the Cablevision Franchise. He said he would be voting in favor of it, but just wanted the Board of Commissioners to bear in mind it will come up for renewal again in September, 2001. He also noted that it has been a non-competitive franchise ordinance since its inception. He said the Board needs to be sure the county citizens are getting the best service for their money.

VOTE: **UNANIMOUS**

A. Approval of Minutes: September 18, 2000

ACTION: Approve

B. Approval of a Proclamation proclaiming October 2000, National Breast Cancer Awareness Month and October 1-8, 2000, Pink Ribbon Week

ACTION: Approve

PROCLAMATION

WHEREAS, breast cancer is the most commonly diagnosed cancer and the second leading cause of cancer deaths among women in the United States; and

WHEREAS, approximately 5,775 North Carolina women will be diagnosed with breast cancer and approximately 1,325 North Carolina women will die from the disease in 2000; and

WHEREAS, every woman is at risk for breast cancer even if she has no family history of the disease, but women over the age of 50 are at the greatest risk for being diagnosed with breast cancer; and

WHEREAS, a mammogram is the single most effective method of detecting breast changes long before physical symptoms that may be cancer can be seen or felt; and

WHEREAS, October is designated as National Breast Cancer Awareness Month; and

WHEREAS, the pink ribbon is the internationally recognized symbol of breast cancer awareness; and

WHEREAS, community organizations, churches, synagogues and other places of worship, and work sites can play a special role in educating their members or employees about breast cancer.

NOW, THEREFORE, the Board of Commissioners of Cumberland County proclaims October 2000 as "National Breast Cancer Awareness Month" and October 1-8, 2000 "Pink Ribbon Week" in Cumberland County and urges all North Carolinians to wear pink ribbons in recognition of breast cancer awareness and in honor of North Carolina women who have lost their lives to breast cancer, and to those women who are now courageously fighting the battle with breast cancer.

FURTHER, we encourage women to consult with their health care providers about regular screening and to promote early detection of breast cancer by having regular clinical breast examinations, getting regular mammograms, and practicing monthly breast self examination.

C. Approval of a Proclamation proclaiming October 1-7, 2000 Mental Illness Awareness Week

ACTION: Approve

PROCLAMATION

WHEREAS, the strongest weapon in the fight against mental illness is science. During the past decade, a wide array of effective new medications for severe mental illness has been developed. Genetic discoveries and progressive brain research continue moving us one step closer to sound medical answers for living with, and perhaps one day even curing or preventing severe mental illness; and

WHEREAS, a new perception of mental illness is emerging – one that focuses on early intervention, effective treatment, rehabilitation and recovery. No area of health care is changing more than mental health. Advances are prompted by better science and more research, the information revolution, the important role consumers play in advocating for themselves, and family members who speak out for their loved ones; and

WHEREAS, barriers to mental illness recovery are falling one by one. More than 30 states have adopted measures to ensure health insurance parity. In addition, PACT (Program for Assertive Community Treatment) a 24-hour a day, seven days a week mobile service program for persons with the most severe mental illnesses, is being replicated in communities throughout the country; and

WHEREAS, treatment works – if a person with a mental illness can get it. Science has greatly expanded in understanding and treating severe mental illnesses. Once forgotten in the back wards of mental institutions, individuals with these disorders have a real change at reclaiming full and productive lives, but only if they have access to treatments, services, and programs so vital to recovery; and

WHEREAS, the nation's mental healthcare system is in crisis. Despite tremendous strides in the fight against mental illness, far too many still struggle to get treatments and service we know are critical to recovery. The system denies access to the latest medications and limits funding for essential programs. The results have been disastrous. Persons with mental illness are dying in restraints on hospital wards. They are committing suicide. They are being shot by police or warehoused in prison. They are discriminated against in the workplace. Or they are living wasted, isolated lives, unnoticed by anyone, when they could again become part of their communities; and

WHEREAS, research on mental illness is significantly underfunded in relation to its economic and public health impact. Depression, bipolar disorder, schizophrenia, and obsessive-compulsive disorder account for an estimated 20 percent of the world's total disability resulting from all diseases and injuries. Yet for every US taxpayer dollar spent on medical research, less than one cent is allocated on schizophrenia, one of the most disabling mental illnesses; and

WHEREAS, stigma continues to be the single most significant barrier to people getting the help they need. As underscored by the US Surgeon General David Satcher in his 1999 landmark report on mental health, stigma toward mental illness remains a pervasive and potentially lethal barrier to mental illness recovery.

NOW, THEREFORE the Cumberland County Board of Commissioners proclaims October 1-7, 2000, MENTAL ILLNESS AWARENESS WEEK in Cumberland County to increase public awareness of severe mental illness and to promote greater understanding for those who suffer from the potentially disabling symptoms of these disorders.

D. Approval of a Bid Award for a Bomb Robot for the Sheriff's Office

BACKGROUND: Remotec submitted the only bid for this robot in the amount of \$108,565 plus robot options in the amount of \$17,112; total amount of the bid is \$125,677.00.

ACTION: Award the bid to Remotec in the amount of \$125,677.00.

E. Approval of a New Courthouse and Law Enforcement Center Roof Replacement

BACKGROUND: The following bids were received:

Curtis Construction:

- Law Enforcement: \$173,000
- New Courthouse: \$229,927.00
- 5% Contingency: \$20,146
- Total Base Bid: \$423,073
- Alternate 1: \$7,500
- Alternate 2: \$10,700
- Alternate 3: \$2,200
- Alternate 4: No bid

Charley Company:

- Law Enforcement: \$192,800
- New Courthouse: \$300,250
- 5% Contingency: \$24,652.50
- Total Base Bid: \$517,702.50
- Alternate 1: \$194,487
- Alternate 2: \$302,600

— Alternate 3:	\$5,000
— Alternate 4:	\$164,377
JDM Roofing:	
— Law Enforcement:	\$440,155.00
— New Courthouse:	\$610,000
— 5% Contingency:	\$52,507
— Total Base Bid:	\$1,102,662
— Alternate 1:	\$24,383
— Alternate 2:	\$33,178
— Alternate 3:	\$11,307
— Alternate 4:	\$21,618 (deduct)
T.R. Driscoll:	
— Law Enforcement	\$273,000
— New Courthouse:	\$371,000
— 5% Contingency:	\$32,200
— Total Base Bid:	\$676,200
— Alternate 1:	\$13,000
— Alternate 2:	\$18,000
— Alternate 3:	\$16,500
— Alternate 4:	\$9,800

The base bid involves removal of the existing roofing systems and installation of a two-ply modified bitumen roof. Alternates 1&2 involve applying an addition ply of felt to achieve a three-ply system on each building. Alternate 3 involves removing the metal counterflashing around the parapet walls and penthouses on the New Courthouse and installing new surface mounted flashing. Alternate 4 involves reuse of existing insulation on the LEC; however, this is not practical. RTD Associates recommends accepting Alternates 1,2 & 3.

ACTION: Award the bid to Curtis Construction in the amount of \$443,473 including the base bid and Alternates 1,2 # 3, and approve associated budget revision (B01-168).

F. Approval of Extension of the Existing Time Warner Television Franchise Ordinance (2nd Reading)

BACKGROUND: The Board of Commissioners approved the 1st reading of this Ordinance at the meeting on September 18, 2000.

ACTION: Approve the 2nd reading.

G. Report on the Destruction of Finance Department Records

BACKGROUND: The County Manager has authorized the destruction of the following Finance Department records:

Records with three-year retention requirement (dated prior to July 1, 1997):

- a. Fiscal correspondence/memoranda
- b. Bank statements, canceled checks, deposit slips, reconciliation file
- c. Purchasing – request for proposals for purchase contracts, purchase orders and requisitions
- d. Cash receipt report files
- e. Check registers
- f. Investment records
- g. Journal vouchers
- h. LGC financial statements
- i. Invoices
- j. Employee earnings record file – Local Government retirement system monthly reports, payroll file – salaries paid and deductions file.

Records with two-year retention requirement (dated prior to July 1, 1998)

- a. Employees benefits register file

Records with one-year retention requirement (dated prior to July 1, 1999)

- a. Daily journal and ledger printouts
- b. Monthly detail reports, except June 30 which is permanent

Records that have been superseded or are obsolete

- a. Property & equipment inventory files

ACTION: No action required except to record in Minutes.

H. Budget Revisions

(1) Emergency Management: Increase in revenue/expenditures in the amount of \$20,000 to recognize a Weapons of Mass Destruction/Terrorism Grant (B01-166) Funding Source – Federal

(2) E911

a. **Planning: Revision in the amount of \$32,000 to appropriate fund balance to purchase equipment to upgrade Pope Air Force Base PSAP to wireless data format (B01-163) Funding Source – Fees**

b. **Wireless: Increase in revenue/expenditures in the amount of \$85,600 to recognize wireless fees to purchase equipment and software to be able to receive and locate wireless 922 calls (B01-161) Funding Source – Fees**

(3) Education – FTCC: Revision in the amount of \$329,887 to rebudget unexpended prior year funding (B01-164) Funding Source – County

(4) Mental Health

a. **Community Based Alternatives In-Home: Decrease in revenue and expenditures in the amount of \$6,317 to reconcile the County budget with the CBA Agreement (B01-156) Funding Source – Fees**

b. **ICF/MR HUD Homes: Increase in revenue and expenditures in the amount of \$41,558 to recognize additional funding based on new rates from Medicaid (B01-157) Funding Source – Federal**

c. **Willie M: Revisions in the total amount of \$61,503 to reconcile the final Willie M State allocations with the County Budget (B01-158-158G) Funding Source – State**

(5) Civic Center/General Government Other: Revisions in the amount of \$10,000 to transfer funding from the Civic Center to the General Fund to fund an additional paved lane for the Coliseum entrance (B01-167-167A) Funding Source – County

ACTION: Approve

2. Nominations to Boards and Committees

a. **Mid Carolina EMS Advisory Council (1 vacancy)**

BACKGROUND: Mr. Robin Gurganius is no longer eligible to serve in the Community College Representative position. Ms. Anita McIntosh is recommended to fill the position.

ACTION: Nominate Ms. McIntosh to fill the position.

Nominees: Commissioner King nominated Anita McIntosh

b. Nursing Home Advisory Board (1 vacancy)

BACKGROUND: Vera Fox is no longer able to serve on this Board.

ACTION: Make nominations to fill the vacancy.

Nominees: Commissioner Council nominated Robert Pringle

c. Mid Carolina Aging Advisory Committee (1 vacancy)

BACKGROUND: Jan Anderson (volunteer representative) has resigned from this Committee. Lesley Resnick-Ward has been recommended to fill this position.

ACTION: Nominate Lesley Resnick-Ward to fill this position.

Nominees: Commissioner Council nominated Lesley Resnick-Ward

3. Appointments to Boards/Committees

a. Area Mental Health Board (1 vacancy)

Nominees: Richard L. Fox, II
Linda Hair

VOTING AS FOLLOWS: Richard L. Fox, II: Commissioner Jeannette Council
Linda Hair: Commissioners Baggett, Blackwell, Warren,
Melvin, Tyson and King

Linda Hair was appointed.

4. Consideration of Participating in the Boundary Determination of the Cumberland County/Harnett County Line

BACKGROUND: Cumberland County has an opportunity to assist the Office of North Carolina Geodetic Survey in determining its county boundary at the request of Harnett County.

ACTION: Appoint the Tax Administrator as Special Commissioner for boundaries, approve the project to survey the Cumberland County/Harnett County line and provide the Office of State Planning/Geodetic Survey with a request to conduct a survey.

MOTION: Commissioner Baggett moved to approve the project, ask the State to conduct the survey and appoint Garrett Alexander, Tax Administrator

as the Special Commissioner for Boundaries.

SECOND: Commissioner King

VOTE: UNANIMOUS

5. Presentation of the Library Annual Report – Appearing – Jerry Thrasher

Jerry Thrasher reviewed his 1999-2000 annual report noting the following information:

a.	Total number of people visiting library:	1,491,763
b.	Total number of active library cards:	184,038
c.	Children's programs offered:	2,287
d.	Read-to-me Programs offered:	6,349
e.	Teen programs offered:	135
f.	Adult programs offered:	296
g.	Motheread Programs:	133
h.	Users – Children's computers:	21,395
i.	Users – Public computers:	151,139
j.	Searches – Electronic Resources:	3,931,694
K.	Meetings held in public meeting spaces:	2,849
l.	Copies made – photocopiers:	444,145
m.	Typewriter users	6,679

ACTION: No action needed.

Commissioner Blackwell asked the Director to update the Board on how the reduction in local funding affects the State funding allocation. Mr. Thrasher noted that the library will lose \$28,000 or 7% of state funding as a result of the decrease in county funding for this current fiscal year.

Commissioner Warren said he would like for the County Finance Committee to review the funding appropriations for the library and how it affects our level of service.

6. Consideration of designating a Representative for membership on the Cumberland County Schools' Advisory Council on Children with Disabilities

BACKGROUND: Dr. William Harrison, Superintendent, has invited the Commissioners to designate a representative for membership on the Cumberland County Schools' Advisory Council on Children with Disabilities.

ACTION: Determine whether or not to designate a representative for membership on this Council.

MOTION: Commissioner Blackwell moved to appoint Commissioner Council to serve on this Advisory Council.

SECOND: Commissioner Tyson

DISCUSSION: Commissioner Council said she would serve but would be unable to go to the first meeting because of a conflict.

VOTE: UNANIMOUS

7. Consideration of the Cumberland County Policy Committee Report and Recommendations:

a. Case P00-65 – Amendments to the County Subdivision Ordinance

Commissioner King noted one other item had been discussed at the Policy Committee which was not on this agenda, that being the discussion of Kelly Hills Subdivision Sanitary Sewer project. He asked the County Engineer to give a report.

Mr. Stanger, County Engineer, noted that the cost to provide sewer to this area is approximately \$2,930,800. He said he believed the magnitude of this project to be beyond the resources of the citizens in the area and the County's water and sewer fund. He also noted our Community Development Department could only provide \$200,000 - \$250,000 per year for the project. USDA/Rural Development would only be able to participate if the county is the applicant, if the rural median household income is \$24,560, if the water/sewer user rate is no more than \$28 per month, if at least 51% of the residents have failing septic tanks, and if a sufficient number of households voluntarily sign up for service. In addition Mr. Stanger noted it takes between 1 and 2 years from submission of application to construction. The Policy Committee decided to take no action at this time, but to wait until a feasibility study has been completed which would establish water districts within the county, which could also be made applicable to our sewer needs.

Commissioner Blackwell suggested that some of the information we will need to assemble in order to apply for USDA Rural Development funds could be ascertained now, so the information is available when we are ready to address the sewer problem, i.e., document failing sewer systems in the neighborhood).

MOTION: Commissioner Warren moved to approve the amendments to the County Subdivision Ordinance (Case P00-65) as recommended by the Planning Board and County Policy Committee.

SECOND: Commissioner Tyson

VOTE: UNANIMOUS

Note: This ordinance is effective immediately upon approval.

8. Presentation of Animal Control Services – Appearing Linden Spears

Ms. Spears was not present at the meeting.

9. Report from the Animal Control Board

Mr. Donald Byrd, Chairman, Animal Control Board, updated the Commissioners on the fiscal year 99-00:

FY99-00: Dogs Impounded: 7793
Cats Impounded: 3960
Dogs Euthanized: 5736
Cats Euthanized: 3180
Dogs Adopted: 1306
Cats Adopted: 677

In addition, Mr. Bryd noted the Animal Control Department continues to work with the public and receives public input about their services at their regular Board meetings. November 5-11, 2000 is National Animal Shelter Appreciation Week. He briefly summarized the Board's workload over the past six months and noted that much has been accomplished.

10. CLOSED SESSION – Attorney Client Privilege – including DOT vs. Cumberland County and Cumberland County vs. Bank of Tokyo.

MOTION: Commissioner King moved to go into Closed Session to discuss the above noted matters.

SECOND: Commissioner Baggett

VOTE: UNANIMOUS

MOTION: Commissioner King moved to come back into Regular Session.

SECOND: Commissioner Tyson

VOTE: UNANIMOUS

MEETING ADJOURNED: 10:53AM

Marsha Fogle, Clerk to the Board