

CUMBERLAND COUNTY BOARD OF COMMISSIONERS
APRIL 15, 2013 – 6:45 PM
117 DICK STREET, 1ST FLOOR, ROOM 118
REGULAR/REZONING MEETING
MINUTES

PRESENT: Commissioner Jimmy Keefe, Chairman
Commissioner Jeannette Council, Vice Chair
Commissioner Kenneth Edge
Commissioner Charles Evans
Commissioner Marshall Faircloth
Commissioner Billy King
Commissioner Ed Melvin
James Martin, County Manager
Amy Cannon, Deputy County Manager/Finance Officer
James Lawson, Assistant County Manager
Rick Moorefield, County Attorney
Sally Shutt, Public Information Director
George Hatcher, Code Enforcement Officer
Tom Lloyd, Planning and Inspections Director
Jeffrey Brown, Engineering and Infrastructure Director
Thanena Wilson, Community Development Director
Randy Beeman, Emergency Services Director
Candice White, Clerk to the Board
Kellie Beam, Deputy Clerk to the Board
Press

Chairman Keefe called the meeting to order.

INVOCATION

Commissioner Billy King provided the invocation followed by the Pledge of Allegiance to the American flag led by Steven Hankins, a kindergarten student at Alderman Road Elementary School.

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

James Martin, County Manager, read the public comment period policy. Chairman Keefe recognized the clerk to the board who called the following speakers:

Harvey Stewart – Mr. Stewart thanked the board of commissioners for considering the request to relocate Veterans Services to the former Board of Elections building located at 301 E. Russell Street.

James Blue – Mr. Blue expressed concern for the leash law and stated the cost for fencing posed a financial challenge because he was on a fixed income. Mr. Blue stated he was charged \$300 by the Animal Control Department when his dog got loose.

James Martin, County Manager, requested the addition of a proclamation for National Public Safety Telecommunications Week as Item 2.L. and a closed session for economic development matters pursuant to NCGS 143-318.11(a)(4) as item 11.B. Mr. Martin also requested the removal of Item 2.E.(1) for forward to the May 6, 2013 meeting following further changes.

1. Approval of Agenda

MOTION: Commissioner Evans moved to approve the agenda with the adjustments as requested.

SECOND: Commissioner Council

VOTE: UNANIMOUS (7-0)

Commissioner Edge requested the removal of Items 2.B. and 2.K.(6) from the consent agenda for separate discussion and action. Commissioner King requested the removal of Item 2.C.(1) from the consent agenda for separate discussion and action.

2. Consent Agenda

A. Approval of minutes for the March 25, Special Meeting with the Cumberland County Legislative Delegation

B. PULLED FOR SEPARATE DISCUSSION AND ACTION AS RECORDED BELOW

C. Approval of Cumberland County Facilities Committee Report and Recommendation(s):

1) PULLED FOR SEPARATE DISCUSSION AND ACTION AS RECORDED BELOW

2) Approval of Placement of Small Historic Marker at the Historic Courthouse

BACKGROUND:

It has been requested that a small stone marker with a bronze plaque commemorating Captain Alexander McRae be placed on the grounds of the Historic Courthouse. It is being requested that this marker be placed to the right of the front steps as you enter the building. There is an existing marker on the left side. Captain McRae grew up on this site, which was the McRae home place. Captain McRae was killed in action during the Civil War fighting for the Union Army and he had other brothers who fought for the Confederate Army. Captain McRae was highly respected by his family, and he was afforded the honor of burial at West Point after the war. This small marker helps tell the story of the American Civil War where often brother was pitted against brother. The McRae family is currently still represented in Fayetteville. The placement of this marker is being conducted in partnership with the Sons of Union Veterans, and it ties to the 150th

Anniversary of the American Civil War. At its April 4th meeting, the Facilities Committee unanimously approved to recommend to the full board approval of the placement of the historic marker on the grounds of the Historic Courthouse.

RECOMMENDATION/PROPOSED ACTION:

The Engineering and Infrastructure Director, County Management and the Facilities Committee recommend that the Board of Commissioners approve the placement of this historic marker on the grounds of the Historic Courthouse.

3) Approval of Additional Court Space for Clerk of Court

BACKGROUND:

The Clerk of Court recently submitted a request to use the County Commissioner's Meeting Room 118 on Mondays, Tuesdays and Fridays when not in use by the Board of Commissioners and otherwise available. Due to the increased volume of foreclosures, incompetency, guardianship and estate matters, the space currently used for hearings is no longer sufficient for these matters to be scheduled and heard as prescribed by law. The Facilities Committee approved the request at its meeting on April 4, 2013.

RECOMMENDATION/PROPOSED ACTION:

Approve the Facilities Committee recommendation to authorize the Clerk of Court to use Room 118 on the days referenced, subject to availability.

D. Approval of Cumberland County Finance Committee Report and Recommendation(s):

1) Cape Fear Valley Health System's Proposal for Mental Health Services

BACKGROUND:

Management has met several times with representatives of Cape Fear Valley Health System (CFVHS) regarding the county's outpatient psychiatric clinic now housed at the Health Department. There have been concerns for some time regarding low productivity, revenue generation, and the level of services provided to the county's citizens. Based on these discussions, CFVHS submitted a proposal to provide psychiatric services.

Specifically, CFVHS has offered a three-pronged approach in providing psychiatric services:

1. Assume psychiatric clinic services now provided by the Health Dept.	\$3,425,109
2. Develop a 23-hour Crisis Intervention Center	500,000
3. Continuation of detoxification services at Roxie	<u>350,000</u>
Total	<u>\$4,275,109</u>

The proposal includes the ability to expand the current hours of our clinic to seven days a week and up to 16 hours per day, with the goal of increasing to a 24/7 Crisis Intervention Drop In Center. This model is designed to triage patients into the appropriate level of

psychiatric care. These services will be housed in the Roxie Center. It is projected that our annual 13,000 visits will increase through expansion of the covered hours, increased provider productivity, and increased staff productivity through redesigned models of care. Additionally, an eight bed stabilization unit will be developed as a new point of entry for crisis services to reduce the use of law enforcement and reliance on the emergency department. This unit would house patients for up to 23 hours either stabilizing them to go home or preparing them for admission to a hospital. The combination of these services into one central point should bring about a more efficient and cost effective approach to psychiatric services. This proposal was presented to the Finance Committee on April 4, 2013. The Committee unanimously approved the divesting of our psychiatric services to Cape Fear Valley Health System and authorized management to work with CFVHS and the Alliance in developing a three-party agreement that provides for reimbursement of revenue to CFVHS through federal and state dollars (managed by the Alliance) which will directly reduce the county funds needed to support these services.

RECOMMENDATION/PROPOSED ACTION:

Approve the recommendation of the Finance Committee to divest of our current psychiatric services and develop a three-party contract that provides for a reimbursement of federal and state dollars which will directly reduce the county funds needed to support these services.

E. Approval of Cumberland County Policy Committee Report and Recommendation(s):

1) REMOVED FROM THE AGENDA

F. Approval of Ordinance Assessing Property for the Costs of Demolition:

- | | |
|-------------------------------|-------------------------------------|
| 1) Case Number: | MH6858-2012 |
| Property Owners: | James W. & Margaret G. McKoy |
| Property Location: | 1051 Andrews Road, Fayetteville, NC |
| Parcel Identification Number: | 0521-81-6161 |

**ORDINANCE ASSESSING PROPERTY FOR THE COSTS
OF DEMOLITION OF A STRUCTURE PURSUANT TO
THE MINIMUM HOUSING CODE OF CUMBERLAND COUNTY
CASE NUMBER: MH6858-2012
PROPERTY OWNER: James W. & Margaret G. McKoy**

WHEREAS, the Board of County Commissioners of Cumberland County, North Carolina, on November 19, 2012, enacted an ordinance directing the demolition by the owner(s) of the structure(s) James W. & Margaret G. McKoy , located at 1051 Andrews Road, Fayetteville, NC, PIN: 0521-81-6161, said ordinance being recorded in Book 9056, page 112, 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 \$3,200.00.
- (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 finding 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 \$3,200.00, 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 19 November, 2012, and in Section 160A-443(6) 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 1051 Andrews Road, Fayetteville, NC, as described in Deed Book 2138, page 077, of the Cumberland County Registry and identified in County tax records as PIN 0521-81-6161.

(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.

2) Case Number:	MH6273-2010
Property Owners:	Kenneth R. Few and Karen Louise Few c/o Sherry Few Stammeler
Property Location:	4760 NC Highway 242 South, Garland, NC
Parcel Identification Number:	1430-74-0526

ORDINANCE ASSESSING PROPERTY FOR THE COSTS
OF DEMOLITION OF A STRUCTURE PURSUANT TO
THE MINIMUM HOUSING CODE OF CUMBERLAND COUNTY

CASE NUMBER: MH6273-2010

PROPERTY OWNER: Kenneth R. Few & Karen Louise Few c/o Sherry Few Stammler

WHEREAS, the Board of County Commissioners of Cumberland County, North Carolina, on June 20, 2011, enacted an ordinance directing the demolition by the owner(s) of the structure(s) Kenneth R Few and Karen Louise Few c/o Sherry Few Stammler, located at 4760 NC Highway 242 South, Garland, NC, PIN: 1430-74-0526, said ordinance being recorded in Book 8672, page 470, 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 \$1,850.00.
- (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 finding 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 \$1,850.00, 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 20 June 2011, and in Section 160A-443(6) 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 4760 NC Highway 242 South, Garland, NC, as described in Deed Book 8636, page 814, of the Cumberland County Registry and identified in County tax records as PIN 1430-74-0526.

(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.

G. Approval of Interlocal Agreement to Provide Animal Control Services in the Town of Linden

BACKGROUND:

The county's ordinances do not apply in the corporate limits of any incorporated municipality unless the municipal governing board consents. Once a county ordinance is applied within the corporate limits, the governing bodies of the county and the municipality must enter into an interlocal agreement in order for county personnel to enforce the ordinance within the municipality. The revised county animal control ordinance adopted in May, 2012, included provisions to accommodate the particular needs of those municipalities expressing an interest in applying the ordinance in their jurisdictions. The City of Fayetteville promptly acted to apply the ordinance within its corporate limits. The city and the county have had an interlocal agreement for the county to provide animal control services within the city for many years.

The County Attorney's office has recently drafted Resolutions and Interlocal Agreements for the other municipalities in Cumberland County to adopt the Cumberland County Animal Control Ordinance and authorize the county's Animal Control Department to provide animal control services in their jurisdictions. The Towns of Eastover, Spring Lake, Stedman, and Wade recently entered into interlocal agreements with the county approved by the Board of Commissioners at its March 18, 2013 meeting. The town of Linden has now also passed the Resolution and executed the interlocal agreement attached to this memo.

RECOMMENDATION/PROPOSED ACTION:

The county attorney recommends that the Board of Commissioners approves the interlocal agreement with the Town of Linden to authorize the Cumberland County Animal Control Department to continue providing services in that jurisdiction.

NORTH CAROLINA

AGREEMENT FOR INTERLOCAL UNDERTAKING

CUMBERLAND COUNTY

THIS AGREEMENT, is made and entered into by and between the TOWN OF LINDEN, a municipality duly incorporated under the laws of North Carolina (hereinafter referred to as TOWN), and CUMBERLAND COUNTY, a body politic and corporate of the State of North Carolina (hereinafter referred to as COUNTY);

WITNESSETH:

WHEREAS, COUNTY has established, staffed and funded a department for the provision of animal control services and an animal shelter; and

WHEREAS, the governing boards of TOWN and COUNTY have determined that animal control services can be most efficiently provided through a comprehensive program

administered by one department within the municipal limits and adjoining suburban and rural areas; and

WHEREAS, the governing board of TOWN has adopted Chapter 3, Animals, of the *Cumberland County Code of Ordinances* as the animal control ordinance of the TOWN; and

WHEREAS, the governing boards of TOWN and COUNTY have by resolution ratified the provisions of this Agreement for Interlocal Undertaking pursuant to North Carolina General Statutes, Chapter 160A, Article 20, Part I, for the purpose of providing an interlocal undertaking to provide for the provision of animal control services.

NOW THEREFORE, for and in consideration of the mutual covenants herein contained and of the mutual benefits to result therefrom, the parties hereby agree as follow:

1. PURPOSE: The purpose of this Agreement is to establish an interlocal undertaking, as provided in N.C.G.S. 160A-460, *et seq.*, whereby the COUNTY shall serve as the animal control agency for both TOWN and the COUNTY and COUNTY shall enforce TOWN'S animal control ordinance in the incorporated areas of TOWN.
2. PERSONNEL: All personnel necessary to staff, implement, administer and provide the joint animal control services contemplated by this Agreement shall be employees of COUNTY, provided, however, that COUNTY shall not be obligated to provide or fund a higher level of animal control services within TOWN than it does in its own jurisdiction.
3. FINANCES: For the same level of professional animal control services provided in COUNTY'S jurisdiction, TOWN will not make any appropriation to COUNTY; but all licenses, fees, and penalties collected under Chapter 3, Animals, of the *Cumberland County Code*, being adopted by TOWN and enforced under this Agreement, shall be retained by COUNTY.
4. AMENDMENT: This Agreement may be amended at any time by mutual agreement between the parties in writing and duly ratified by their respective governing boards, with any such amendment being effective upon adoption.
5. DURATION: This Agreement shall commence on the date ratified by COUNTY'S governing board and shall endure so long as the parties hereto exist and have the power to make and maintain such an agreement, unless sooner terminated as hereinafter provided.
6. TERMINATION: This Agreement may be terminated by either party upon one hundred eighty (180) days prior written notice duly authorized by its governing board to the other party; provided that such termination shall only be effective at the end of a fiscal year.
7. PROPERTY: This Agreement does not require the purchase, acquisition, or disposition of real property by either party.

THEREFORE, the parties have set their hands and seals pursuant to action of their respective governing boards taken on the date indicated for each.

- H. Approval of a Resolution Supporting Senate Bill 321 – Contain Counties' Inmate Medical Costs

STATE OF NORTH CAROLINA

COUNTY OF CUMBERLAND

RESOLUTION
SUPPORTING SENATE BILL 321 – CONTAIN COUNTIES’ INMATE
MEDICAL COSTS

WHEREAS, counties are responsible for medical costs when inmates are incarcerated in county jails, and counties often pay full, non-negotiated rates for inmate medical care, resulting in great expense to counties; and

WHEREAS, state reimbursement rates have been capped in recent state budget provisions, and Cumberland County seeks the same cap on inmate medical expenses to save taxpayer dollars on these costs; and

WHEREAS, it has been a goal of Cumberland County to seek legislation that would authorize medical care providers to charge counties for inmate medical services at a rate not to exceed the rates paid by the North Carolina Department of Public Safety to inmate medical providers; and

WHEREAS, Senate Bill 321 would put county jail inmate cost processes on par with that afforded to state prisons by limiting county reimbursements to medical providers and facilities for jail inmate treatment to the lesser of 70 percent of the provider’s prevailing charge or twice the Medicaid rate; and

WHEREAS, Senate Bill 321 would also allow counties to amend their medical care plans to allow for Medicaid reimbursement for those inmates deemed eligible for Medicaid and receiving in-patient hospitalization services; and

WHEREAS, Senate Bill 321 was co-sponsored by Senators Davis, Newton and Goolsby, and will be considered by the Senate.

NOW, THEREFORE, BE IT RESOLVED that the Cumberland County Board of Commissioners urges the North Carolina General Assembly to grant relief to counties from medical costs for inmates by enacting Senate Bill 321.

Adopted this 15th day of April, 2013.

- I. Approval of a Proclamation Proclaiming April 21-26, 2013 as “Rotary International Group Study Exchange Week” in Cumberland County

COUNTY OF CUMBERLAND

NORTH CAROLINA

PROCLAMATION

WHEREAS, Rotary International is the oldest civic organization in the United States, now 108 years old, with more than 1.2 million members in more than 200 countries and geographical areas; and

WHEREAS, Rotary International has as its motto “SERVICE ABOVE SELF” and does Good in the World through its six areas of focus: Peace and Conflict Resolution, Disease Prevention and Treatment, Water and Sanitation, Maternal and Child Health, Basic Education and Literacy, and Economic and Community Development; and

WHEREAS, Rotary International's corporate signature worldwide effort for almost three decades has been the eradication of polio, a goal toward which Rotarians by the hundreds of thousands have mobilized their time and treasure to ensure that billions of the world's children have been immunized against this dreaded disease, participating in the administration of, in 2012 alone, 1.3 billion doses of oral polio vaccine to more than 429,000 children in 70 countries at a cost of \$170 million dollars and, in the process, knocking on 820,000 doors each month; and

WHEREAS, one of the preeminent cross-cultural programs of Rotary has been Group Study Exchange, originated in 1965, through which more than 70,000 individuals in 15,000 Teams from 106 countries and geographical areas have participated at a cost of \$115 million; and

WHEREAS, Rotary District 7730 and the Fayetteville Rotary Clubs are now hosting in Cumberland County and Fayetteville the Group Study Exchange Team from Rotary District 1100 from England comprised of Steve Davies, Ben Mottram, Hannah Newrick, Grace Rollason, and Sarah Salter.

NOW, THEREFORE, BE IT RESOLVED that the Cumberland County Board of Commissioners hereby proclaims the week of April 21-26, 2013 "ROTARY INTERNATIONAL GROUP STUDY EXCHANGE WEEK" in Cumberland County.

Adopted this 15th day of April, 2013.

J. Approval of a Proclamation Proclaiming May 2013 as "Industry Appreciation Month" in Cumberland County

COUNTY OF CUMBERLAND

NORTH CAROLINA

PROCLAMATION

WHEREAS, the existing industries of Fayetteville and Cumberland County are an essential segment of the area's economy, providing employment for local residents, contributing revenues and greatly enhancing the area's quality of life; and

WHEREAS, the various industries existing in Fayetteville and Cumberland County have an influence either directly or indirectly upon the lives of every one of the county's citizens; and

WHEREAS, the potential for growth comes in part from within through the expansion of existing industries and the establishment of new, homegrown industries; and

WHEREAS, public awareness and understanding of the importance of industry to our local economy and quality of life are vital to the preservation of a favorable industrial climate; and

WHEREAS, a favorable industrial climate is a major factor in the decision made by officials of existing plants to expand their operations and in our area's ability to attract new industry.

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of Cumberland County proclaims the month of May 2013 "INDUSTRY APPRECIATION MONTH" in Cumberland County and urges its citizens to salute the industries located in our area and the employees of those industries for their important role in the growth and prosperity of Cumberland County.

Adopted this 15th day of April, 2013.

K. Budget Revisions:

(1) Mid Carolina Senior Transportation/Rural Operations Assistance Program

Revisions in the amount of \$13,334 to recognize Mid Carolina grant funds (\$12,000) and reallocate budgeted expenditures for the transfer from General Fund for the required 10% match (\$1,334). (B13-285 and B13-285A) Funding Source – Grant and Reallocation of Budgeted Expenditures

(2) Mental Health Adult Homeless/PATH Program

Revisions in the amount of \$2,190 to reallocate budgeted expenditures for a salary adjustment in the PATH (homeless) program. (B13-288 and B13-288A) Funding Source – Reallocation of Budgeted Expenditures

(3) Communications Center

Revision in the amount of \$158,000 to appropriate fund balance to fund postage (\$90,000) and utilities (\$68,000) expenditures for the remainder of the year. (B13-297) Funding Source – General Fund Fund Balance Appropriated

(4) Southpoint Water Project

Revision in the amount of \$64,298 to reduce the Federal Revolving Loan to the maximum approved amount of \$540,802 and to reallocate expenditures. (B13-284) Funding Source – Installment Loan

(5) School Special Sales Tax

Revision in the amount of \$25,506 to appropriate sales tax fund balance to supplement the lottery funds currently budgeted for 2011A QSCB debt service due to a reduction in the interest rebate subsidy from the federal

government as a result of sequestration. (B13-294) Funding Source – School Special Sales Tax Fund Balance

(6) PULLED FOR SEPARATE DISCUSSION AND ACTION AS RECORDED BELOW

(7) Health

- a. Health Promotion – Revision in the amount of \$12,479 to recognize additional revenue received for Healthy Communities. (B13-289) Funding Source - State
- b. Breast and Cervical Cancer – Revision in the amount of \$22,009 to recognize additional revenue received to provide mammography and cervical cancer screenings. (B13-290) Funding Source – State
- c. Pregnancy Case Management – Revision in the amount of \$7,868 to reallocate budgeted expenditures to create a new Processing Assistant III position to provide clerical support to the program. (B13-291) Funding Source – Reallocation of Budgeted Expenditures
- d. Environmental Health – Revision in the amount of \$14,225 to recognize additional state funding (\$3,446) for training on new FDA food codes and to recognize additional fees (\$10,779) projected to be earned to cover water sample containers, well kits and mosquito dunks. (B13-295) Funding Source – State and Fees
- e. Maternal Health – Revision in the amount of \$31,500 to recognize additional Medicaid fees earned to purchase equipment and for Locum Tenens coverage needed in Women’s Health program. (B13-296) Funding source – Fees
- f. Jail Health – Revision in the amount of \$215,000 to appropriate fund balance increasing expenditures necessary to meet the standard of care for the remainder of FY13. Funds will be used for medication, contracted services for nursing staff, and the hospitalization of inmates at Cape Fear Valley Hospital or Prison Hospital. (B13-298) Funding Source – General Fund Fund Balance

(8) Library

Revision in the amount of \$200,000 to recognize Broadband Technology Opportunity Program Grant from the American Recovery and Reinvestment Act through Fayetteville State University. The grant will

provide workstations, chairs, computers, wireless antennae and software for the busiest locations. (B13-299) Funding Source – Grant

(9) JP Riddle Stadium

Revision in the amount of \$11,000 to budget reimbursement from Department of Transportation for replacement of a sign do to widening of Legion Road. (B13-301) Funding Source - Other

L. Approval of a Proclamation Proclaiming April 14 - 20, 2013 as National Public Safety Telecommunications Week

COUNTY OF CUMBERLAND

NORTH CAROLINA

PROCLAMATION

WHEREAS, emergencies can occur at anytime that require police, fire or emergency medical services; and

WHEREAS, when an emergency occurs the prompt response of police officers, firefighters and paramedics is critical to the protection of life and preservation of property; and

WHEREAS, the safety of our police officers and firefighters is dependent upon the quality and accuracy of information obtained from citizens who telephone the Cumberland County Emergency Communications Center; and

WHEREAS, Public Safety Telecommunicators are the first and most critical contact our citizens have with emergency services; and

WHEREAS, Public Safety Telecommunicators are the single vital link for our police officers and firefighters by monitoring their activities by radio, providing them information and insuring their safety; and

WHEREAS, Public Safety Telecommunicators of the Cumberland County Emergency Services have contributed substantially to the apprehension of criminals, suppression of fires and treatment of patients; and

WHEREAS, each dispatcher has exhibited compassion, understanding and professionalism during the performance of their job in the past year.

NOW, THEREFORE, BE IT RESOLVED, that the Cumberland County Board of Commissioners declares the week of April 14 through 20, 2013 to be "NATIONAL PUBLIC SAFETY TELECOMMUNICATIONS WEEK" in Cumberland County, in honor of the men and women whose diligence and professionalism keep our city and citizens safe.

Adopted this 15th day of April, 2013.

MOTION: Commissioner King moved to approve the consent agenda with the exception of Item 2.B., Item 2.K.(6) and Item 2.C.(1) as removed for separate discussion and action, and Item 2.E.(1) as forwarded to the May 6, 2013 meeting following further changes.
SECOND: Commissioner Melvin
VOTE: UNANIMOUS (7-0)

- 2.B. Approval of Interlocal Agreement Between the City of Fayetteville and Cumberland County Related to Economic Development Incentives Program and Petition for Annexation of the Cedar Creek Industrial Park

BACKGROUND:

The Interlocal Agreement is the product of a collaborative effort by staff from the City, PWC, Economic Development Alliance and Cumberland County.

Its purpose is to secure a (no-cost to the County) source of three-phase electricity for the Cedar Creek Industrial Park and establish an economic development incentive program for new business and industry locating in the park. The agreement also constitutes a petition by the County for annexation of the entire park into the City.

The City Council approved this agreement on March 25, 2013.

RECOMMENDATION / PROPOSED ACTION:

County staff recommends approval of this agreement.

Commissioner Edge requested clarification as to how Fayetteville's zoning and stormwater ordinance would affect the Cedar Creek Industrial Park following annexation. Mr. Martin stated following annexation, any development in the industrial park would be subject to Fayetteville's land use regulations as they relate to the Unified Development Ordinance (UDO) and Fayetteville's stormwater ordinance. Rick Moorefield, County Attorney, stated Fayetteville acknowledges the county developed the property as an industrial park for commercial and industrial purposes and has agreed it will apply zoning as consistent with that purpose as possible.

MOTION: Commissioner Edge moved to approve Item 2.B.
SECOND: Commissioner Council
ACTION: UNANIMOUS (7-0)

2.C.1) Authorization of Veterans Services to Occupy the Former Board of Elections Building

BACKGROUND:

On April 4, 2013, the Facilities Committee unanimously approved a recommendation by County Management and the Engineering & Infrastructure Director to relocate the Veterans Services Department to the former Board of Elections building located at 301 E. Russell Street.

This recommendation was made following an evaluation by staff of the building space for potential use by the County Human Resources Office and/or the Veterans Services Department. While this space could adequately accommodate either Department, it has been determined that Veterans Services would be the most appropriate Department to relocate to the former Board of Elections building for the following reasons:

1. The Russell Street location would provide better access for Veterans, many of whom are disabled, to enter the building along with parking adjacent to the building.
2. The layout of the office space would allow for increased privacy in discussing sensitive, confidential information.
3. This location will provide additional space that is currently needed along with some added space for future growth.
4. The projected cost of renovations needed for Veterans Services is far less than what would be needed to up-fit the space for the needs of the Human Resources Office. The estimated cost would be approximately \$52,000 involving primarily paint, carpet, installation of computer and phone lines, some electrical work and minor dry wall work.
5. The relocation of Veteran Services to this space is viewed more of a “permanent” move as to what would likely be a temporary move for Human Resources.

RECOMMENDATION/PROPOSED ACTION:

Approve the Facilities Committee recommendation to allow the Veterans Services Office to relocate to the former Board of Elections building located at 301 E. Russell Street, along with the associated up-fitting costs.

Commissioner King provided a back brief on the former Board of Elections building and stated the Veterans Services Office has been diligent in its request to relocate to that facility. Commissioner King stated there will be a small cost involved with up-fitting the space but that will be offset by the benefits of parking adjacent to the building and the increased privacy for veterans.

MOTION: Commissioner King moved to approve Item 2.C.1)
SECOND: Commissioner Melvin

DISCUSSION: Commissioner Faircloth asked whether the property was still for sale. Commissioner King stated the property had been placed on the market for six months but that time had expired. Commissioner Faircloth asked whether the property could be placed back on the market for a higher and better use. Mr. Martin stated he was not aware of anyone with interest in purchasing the building but if an offer was received, it would be brought to the board.

VOTE: UNANIMOUS (7-0)

2.K.(6) Crown Center

Revision in the amount of \$40,000 to appropriate fund balance for additional funds need to fund an operational study of the Crown Center. (B13-293) Funding Source- Crown Center Fund Balance Appropriated

Commissioner Edge asked George Turner, Chair of the Civic Center Commission, to explain the operational study and the \$40,000 being requested for the same. Mr. Turner stated the Civic Center Commission voted to conduct a benchmark study by Johnson Consulting, Inc. that will compare the Crown to similar but better-performing private venues to see how the Crown can improve its operations. Mr. Turner stated the study was prompted by a 10-year review that found income increased by 13 percent over the past decade, while operating costs went up 45 percent. Mr. Turner also stated operational studies are standard in the industry but one has never been conducted at the Crown Center. Mr. Turner stated the cost of the study is \$30,000, reimbursable expenses are \$4,000 and because the Civic Center Commissioner did not vote on the \$6,000 quoted for a physical analysis, the total being requested is \$34,000.

Commissioner Evans stated concerns had been brought to him about how the Crown Center's county employees would be affected if a private company were to run the complex. Mr. Turner stated the operational study is independent of the privatization inquiries. Mr. Turner stated three private companies have been invited to offer proposals on how they would run the complex of entertainment venues. Mr. Turner further stated the three companies in receipt of the request for proposals have expressed interest in retaining the employees were they to receive the business. Mr. Turner stated if there is a shift to private management, it would be up to the county to ensure employees' interests are protected.

Commissioner King asked whether the Civic Center Commission's decision regarding privatization would be brought to the board of commissioners. Mr. Turner stated he would provide copies of the study and proposals to the board of commissioners. Commissioner King stated there would be no major changes in operations without the board of commissioners making the final decision. Mr. Turner stated a staff meeting had been held in an effort to explain to employees that the efforts being put forth are to see what these companies can do for the Crown Center and that no obligations have been

made. Mr. Turner confirmed the requests for proposal had been approved by the county's legal office.

MOTION: Commissioner Edge moved to appropriate from the fund balance \$34,000 to fund an operational study of the Crown Center.

SECOND: Commissioner Evans

VOTE: UNANIMOUS (7-0)

3. Public Hearings

Uncontested Rezoning Case

- A. Case P13-04: Rezoning of 10.36+/- acres from A1 Agricultural to R7.5 Residential, or to a more restrictive zoning district, located at 820 and 840 Sand Hill Road; submitted by Sara C. Donaldson, Waymon W. and Margaret C. Wood Trustees (owners) and Mark Candler.

Staff Recommendation: Approval

Planning Board Recommendation: Approve Staff Recommendation

RECOMMENDATION: Members present at the February 19, 2013 meeting of the Joint Planning Board recommended the adoption and approval of the consistency and reasonableness statements and to approve R7.5 Residential district.

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

Chairman Keefe opened the public hearing.

The clerk to the board advised Chris Pusey and Mike Williams signed up to speak in favor of the rezoning. There being no opposition, the speakers were not called.

Chairman Keefe closed the public hearing.

- B. Case P13-07: Rezoning of 1.11+/- acres from C3 Heavy Commercial and R6 Residential to C(P) Planned Commercial or to a more restrictive zoning district, located at 104 through 130 New Street and on the east side of NC HWY 87 (North Bragg Boulevard), southwest of New Street; submitted by William S. Wellons Jr. on behalf of WDCD, Inc. and Florence C. Wellons Trust (owners) and 4D Site Solutions, Inc. (County & Spring Lake)

Staff Recommendation: Approval

Planning Board Recommendation: Approve Staff Recommendation

RECOMMENDATION: Members present at the March 19, 2013 meeting of the Joint Planning Board recommended the adoption and approval of the consistency and reasonableness statements and to approve C(P) Planned Commercial district.

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

Chairman Keefe opened the public hearing.

The clerk to the board advised there were no speakers.

Chairman Keefe closed the public hearing.

MOTION: Commissioner King moved to approve staff recommendations for Case P13-04 and Case P13-07.

SECOND: Commissioner Faircloth

VOTE: UNANIMOUS (7-0)

Uncontested Conditional Zoning Case

- C. Case P13-02: Rezoning of 4.21+/- acres from HS(P) Planned Highway Services and A1 Agricultural to C(P) Planned Commercial, or to a more restrictive zoning district, located at 4838 J T Matthews Road, submitted by Roger and Jeanette F. Cornett on behalf of Cornett Properties, LLC (owner).

Staff Recommendation: Approval of C(P)/CZ for motor vehicle repair with an interstate sign

Planning Board Recommendation: Approve Staff Recommendation

RECOMMENDATION: Members present at the March 19, 2013 meeting of the Joint Planning Board recommended the adoption and approval of the consistency and reasonableness statements and to approve C(P) Planned Commercial/CZ Conditional Zoning district.

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

Chairman Keefe opened the public hearing.

The clerk to the board advised Roger Cornett signed up to speak in favor of the rezoning. There being no opposition, the speaker was not called.

Chairman Keefe closed the public hearing.

MOTION: Commissioner Edge moved to approve the recommendation of the Joint Planning Board for C(P) Planned Commercial/CZ Conditional Zoning district for Case P13-02.
SECOND: Commissioner Council
VOTE: UNANIMOUS (7-0)

Contested Rezoning Case

D. Case P13-05: Rezoning of 2.51+/- acres from A1 Agricultural to R40 Residential, or to a more restrictive zoning district, located at 1348 Bainbridge Road, submitted by Walter Scott and Sylvia Deloris Manning (owners) and Robert M. Bennett.

Staff Recommendation: Approval

Planning Board Recommendation: Denial of Staff Recommendation

RECOMMENDATION: Members present at the March 19, 2013 meeting of the Joint Planning Board recommended denial of adoption and approval of the consistency and reasonableness statement and to deny R40A Residential district.

Tom Lloyd, Planning and Inspections Director, presented this item. Mr. Lloyd showed vicinity maps and aerial views of the subject property, and provided overviews of the current land uses, current zonings, and surrounding land uses and zonings. Mr. Lloyd stated this was a well/septic development and the site contained negligible hydric soil. Mr. Lloyd stated only one unit is allowed under the current zoning and the Joint Planning Board recommended denial of the rezoning because if the applicants subdivided and did a zero lot line, they could get 2.5 or 3 lots under the ordinance because one can round up for density. Mr. Lloyd stated if the applicants did not do a zero lot line, they could only get two lots. Mr. Lloyd explained a zero lot line is considered a group development under the ordinance. Mr. Lloyd stated the Joint Planning Board has instructed and staff have agreed to take the density bridge out of the zero lot line so the ordinance will be amended to avoid rounding up at a future date.

In response to a question posed by Commissioner Council, Mr. Lloyd stated the board could consider conditional zoning to provide for two units. Mr. Lloyd stated the A1A Agricultural district for one acre could also be considered suitable for this request. Mr. Lloyd responded to questions.

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

Chairman Keefe opened the public hearing.

The clerk to the board called the following speakers:

Scott Manning – Mr. Manning appeared in favor. Mr. Manning stated he and his wife wanted to invest in something that would make their retirement more affordable and their intent with the subject property is to reside on one acre and sell the other two lots. Mr. Manning stated the other two lots will provide homes for the community and the three lots will generate over \$6,000 annually in property taxes for the county.

Robert Bennett – Mr. Bennett appeared in favor. Mr. Bennett stated some of the surrounding properties are not in compliance with the area requirements under R40 zoning district. Mr. Bennett stated R40 does not allow for mobile homes so the homes Mr. Manning desires for family and friends will be stick built. Mr. Bennett stated R40 is not detrimental to the neighborhood.

Lehman J. Hall – Mr. Hall appeared in opposition. Mr. Hall stated the property is too small for two or three houses without available water and sewer. Mr. Hall stated the lot is best suited for building one house.

James White – Mr. White appeared in opposition. Mr. White stated the property was purchased on the courthouse steps and the existing house on the property was torn down. Mr. White stated a bulldozer was brought in and pushed debris into the drainage easement so there is no drainage from either side of the road. Mr. White stated he does not know how the property will support three houses using septic and a well.

There being no further speakers, Chairman Keefe closed the public hearing.

At the request of Commissioner King, Mr. Lloyd further explained the fractional requirements for density calculations under the current ordinance. Commissioner Council asked what the recommendation would have been if the ordinance had been amended to take out the fractional requirement and the round up. Mr. Lloyd stated the recommendation would have been for two lots.

MOTION: Commissioner Melvin moved to deny the rezoning and leave the zoning for Case P13-05 A1 Agricultural district.

SECOND: Commissioner Evans

DISCUSSION: Commissioner King asked whether the development could be restricted to two lots. Mr. Lloyd stated the case would have to be brought back for conditional zoning with one of the conditions being for R40 with only two lots allowed. Commissioner Edge asked whether the petitioner would consider two lots and stated he favored returning the case to the Joint Planning Board so they could work out something under a conditional use.

SUBSTITUTE MOTION: Commissioner Melvin moved to return the case to the Joint Planning Board for two lots.

Commissioner Evans withdrew his second to the original motion.

SECOND TO SUBSTITUTE MOTION: Commissioner King

DISCUSSION: Mr. Lloyd responded to questions posed by Commissioner Evans regarding the ordinance amendment and conditional zoning for two lots. Commissioner Faircloth asked what the petitioner's recourse would be if the board approved the recommendation of the Joint Planning Board. Mr. Lloyd stated the petitioner would have to wait one year before submitting another rezoning petition. Commissioner Faircloth asked Mr. Manning as the petitioner whether he would be agreeable to two lots. Mr. Manning responded in the affirmative. Mr. Lloyd stated he cannot determine whether the Joint Planning Board will recommend approval of two lots because based on testimony they heard, the Planning Board agreed the property was suitable for one lot.

VOTE ON SUBSTITUTE MOTION: PASSED (6-1) (Commissioners Melvin, Council, Keefe, King, Faircloth and Edge voted in favor; Commissioner Evans voted in opposition)

Minimum Housing Code Enforcement

The clerk to the board administered an oath to George Hatcher, Inspector for the County of Cumberland Inspection Department, who provided information to the Board of Commissioners regarding the following cases:

E.	Case Number:	MH 6974-2013
	Property Owners:	DNS Investments, LLC c/o Doron Nissim
	Property Location:	4032 Camden Road, Fayetteville, NC
	Parcel Identification Number:	0425-04-9945

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

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

BACKGROUND: That the following is a report on Minimum Housing case number MH 6974-2013.

Property Owner:	<u>DNS Investment, LLC, C/O Doron Nissim</u>
Home Owner:	<u>DNS Investment, LLC, C/O Doron Nissim</u>
Property Address:	<u>4032 Camden Road, Fayetteville, NC</u>
Tax Parcel Identification Number:	0425-04-9945

SYNOPSIS: This property was inspected on 12/18/2012. The property owners and parties of interest were legally served with Notice of Violations and were afforded a Hearing on 2/21/2013. Doron Nissim attended the Hearing via telephone. It was ordered that the structure be repaired to a minimum standard for human habitation, or be demolished and the debris removed from the premises by a date not later than 3/21/2013. The property owners and parties of interest were notified of the appeal procedures when they were served with the Findings of Fact and Order. No appeal was filed. Upon my visit to the property on 4/5/2013, no corrective action had been made to the structure. The structure is presently vacant and reasonably secured. In its present state, the structure constitutes a fire, health, and safety hazard.

The estimated cost to repair the structure to a minimum standard for human habitation is \$30,000.00. The Assessor for Cumberland County has the structure presently valued at \$4,055.00.

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

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

Chairman Keefe opened the public hearing.

The clerk to the board advised there were no speakers.

Chairman Keefe closed the public hearing.

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

SECOND: Commissioner Melvin

VOTE: UNANIMOUS (7-0)

F.	Case Number:	MH 6854-2012
	Property Owners:	Chase
	Property Location:	4100 Nashville Drive, Fayetteville, NC
	Parcel Identification Number:	0424-85-7381

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

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

BACKGROUND: That the following is a report on Minimum Housing case number MH 6854-2012.

Property Owner: Chase

Home Owner: Chase

Property Address: 4100 Nashville Drive, Fayetteville, NC

Tax Parcel Identification Number: 0424-85-7381

SYNOPSIS: This property was inspected on 7/25/2012. The property owners and parties of interest were legally served with Notice of Violations and were afforded a Hearing on 2/21/2013. No one attended the Hearing. It was ordered that the structure be repaired to a minimum standard for human habitation or be demolished and the debris removed from the premises by a date not later than 3/21/2013. The property owners and parties of interest were notified of the appeal procedures when they were served with the Findings of Fact and Order. No appeal was filed. Upon my visit to the property on 4/5/2013, no corrective action had been made to the structure. The structure is presently vacant and reasonably secured. In its present state, the structure constitutes a fire, health, and safety hazard.

The estimated cost to repair the structure to a minimum standard for human habitation is \$20,000.00. The Assessor for Cumberland County has the structure presently valued at \$500.00.

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

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

Chairman Keefe opened the public hearing.

The clerk to the board advised there were no speakers.

Chairman Keefe closed the public hearing.

MOTION: Commissioner Faircloth moved to adopt the order and report of the Minimum Housing Inspector as the true facts in this case; to order the property owner to remove or demolish the dwelling within 30 days; to

order the Inspector to remove or demolish the dwelling if the owner fails to do so and impose a lien on the real property for the cost of such action; and to direct the clerk to incorporate the foregoing findings and orders in an ordinance certified by the Chairman and record the same in the Register of Deeds.

SECOND: Commissioner Council
VOTE: UNANIMOUS (7-0)

G. Case Number: BI-2012-003
Property Owners: Marvin W. & Virginia E. Cherry
Property Location: 3104 Dunn Road, Eastover, NC
Parcel Identification Number: 0468-25-3592

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

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

BACKGROUND: That the following is a report on Minimum Housing case number BI-2012-003.

Property Owner: Marvin & Virginia E. Cherry
Home Owner: Marvin & Virginia E. Cherry
Property Address: 3104 Dunn Road, Eastover, NC
Tax Parcel Identification Number: 0468-25-3592

SYNOPSIS: This property was inspected on 9/12/2012. The property owners and parties of interest were legally served with Notice of Violations and was afforded a Hearing on 10/18/2012. Marvin Cherry attended the Hearing. It was ordered that the structure be repaired to a minimum standard for human habitation, or be demolished and the debris removed from the premises by a date not later than 1/18/2013. The property owners and parties of interest were notified of the appeal procedures when they were served with the Findings of Fact and Order. No appeal was filed. Upon my visit to the property on 4/5/2013, no corrective action had been made to the structure. The structure is presently vacant and reasonably secured. In its present state, the structure constitutes a fire, health, and safety hazard.

The estimated cost to repair the structure to a minimum standard for human habitation is \$30,000.00. The Assessor for Cumberland County has the structure presently valued at \$500.00.

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

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

Chairman Keefe opened the public hearing.

The clerk to the board called the following speaker:

Marvin W. Cherry – Mr. Cherry appeared in favor. Mr. Cherry stated he was seeking a couple of weeks to complete the demolition and remove the debris from the lot.

Chairman Keefe closed the public hearing.

MOTION: Commissioner Faircloth moved to grant the property owner 30 days from the current date.
SECOND: Commissioner Melvin
VOTE: UNANIMOUS (7-0)

Other Public Hearings

H. 2013 Draft Community Development Annual Action Plan

BACKGROUND:

The Community Development 2013 Annual Action Plan must be submitted to HUD by May 15, 2013. The draft 2013 Annual Action Plan has been available for a 30-day citizen's review and comment period throughout Cumberland County since April 12, 2013. All comments received regarding the plan will be addressed by the Community Development Director within 15 days of receipt and then forwarded to HUD with the Action Plan.

As part of the citizen participation process, a public hearing must be held during the comment period. The draft plan is also available for review in the office of the clerk to the board of commissioners.

RECOMMENDATION AND PROPOSED ACTION:

Community Development requests that the board of county commissioners hold a public hearing on the draft 2013 Annual Action Plan. No other action is necessary.

Thanena Wilson, Community Development Director, stated the directive was given to reduce the budget within the annual action plan by 5% and allocations have not yet been received for CDBG and HOME funds. Ms. Wilson stated the estimated revenue from CDBG grant funds is \$812,657 and from HOME program revenues is \$306,749. Ms.

Wilson stated planning activities for those funds include housing repair programs, public facility programs and public service activities.

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

Chairman Keefe opened the public hearing.

The clerk to the board advised there were no speakers.

Chairman Keefe closed the public hearing.

Chairman Keefe stated other than holding the public hearing, no action was necessary.

Items of Business

4. Presentation by Randy Beeman, Emergency Services Director, Regarding Fire Service in Beaver Dam Fire District

BACKGROUND:

The Beaver Dam Volunteer Fire Department is located in the most Southeastern portion of Cumberland County with a response district of approximately 80.7 square miles. The district is sparsely populated and is largely rural with large tracts of agricultural production, silviculture and state owned property. The major roadways are Highways 210, 242, and Cedar Creek Highway 53. The population, due to its rural nature is 26 per square mile, according to the 2010 census data. Limited roadways in the more sparsely populated areas of the district present challenges for the Beaver Dam Fire Department in responding timely to fires across the district.

Since its incorporation in 1983, the Beaver Dam Fire Department has grown with facilities, equipment and manpower. The assessed value of the district is \$131.9 million dollars which generates fire tax revenue of \$131,901 based on 10 cent per \$100 dollar evaluation. The department is considered a low wealth fire district, one of five within Cumberland County. As per the Public Safety Task Force recommendation in 2010, the five low wealth districts receive funding from a 1.25 cent fire tax and these special funds are the differential between the regular fire tax and the special tax to bring the total budget to a minimum of \$250,000. Of the 1.25 cent tax .75 cents is allocated specifically for manpower costs only, at a cost of approximately \$71,572. One of the major concerns addressed by the Public Safety Task Force's recommendation was the lack of personnel during certain times of the day.

Another issue impacting the district is the insurance rating issued to homeowners based on a number of factors, and in particular their proximity to a fire department. The Insurance Services Office (ISO) issues parameters associated with various levels of fire service. These levels of service are assigned numbers in a range of 1 to 10 with a fire department service rating of 1 being the best and 10 being the least favorable. The ratings affect homeowner's property insurance rates within the fire department service districts. Other factors affecting the ISO rating include training of fire department staff, water supply, the results of water flow tests of public water supply and pump tests of the fire apparatus, as well as travel distance by road miles from the fire

department and more importantly, whether the properties are within 6 road miles of the fire station.

CONSIDERATIONS:

In analyzing the rural nature of the Beaver Dam Fire District, the following opportunities have been identified for consideration:

- Discussions with Vander Fire Department in reference to the Cedar Creek Substation providing fire service in the western portion of the Beaver Dam District, in an effort to improve response times and insurance savings to the citizens.
- Reduction in the fire tax rate for property outside of the 6-mile insurance district
- The establishment of a substation within the Turnbull community

RECOMMENDATION/PROPOSED ACTION:

Provide direction and guidance to staff on pursuing opportunities for improving fire service in the Beaver Dam Fire District.

Randy Beeman, Emergency Services Director, reviewed the background information as recorded above. Mr. Beeman stated Emergency Services staff met with the Beaver Dam Fire District board of directors and have engaged in various opportunities for discussion about fire service within the district. Mr. Beeman further stated comments from citizenry in the Turnbull community have also been received. Mr. Beeman stated the current 10 cent fire tax per \$100 dollar evaluation is not sufficient for this district and will not support a substation nor a separate department. Mr. Beeman also stated additional funding for either will require a substantial increase in the fire service tax district.

Mr. Beeman reviewed the considerations as recorded above. Mr. Beeman displayed maps of the Beaver Dam Fire District that outlined the Beaver Dam taxation fire district, the Beaver Dam six mile insurance district, areas outside the six mile insurance district, the proposed Turnbull six mile insurance coverage, the Cedar Creek expanded six mile insurance coverage and the proposed Turnbull Station six mile overlap. Mr. Beeman stated the overlap area would have additional favorable impact as to insurance for citizens within that area as well as with the proposed Turnbull six mile insurance coverage.

Commissioner Faircloth asked what the outcome would be if things stayed as they are. Mr. Beeman stated the fire protection and insurance premiums would reflect that of having limited fire protection. Commissioner Faircloth asked how those costs would compare to an increase in the fire tax. Mr. Beeman stated that is unknown at this point because of the variations involved with the different insurance providers.

Commissioner King inquired regarding the county's responsibility. Mr. Moorefield stated the county is in compliance because liability issues involving fire protection do not address whether one will be afforded an insurance rate decrease because of being within a six mile district. Mr.

Moorefield stated the areas that are not currently within the Beaver Dam six mile district are receiving fire protection services although services will not get there as quickly. Mr. Moorefield stated the minimal level of service that is being provided suffices for the county's obligation to provide fire service. Mr. Moorefield stated the real issue for about half of the district is that adding a substation or a new department is not feasible under the current 10 cent fire tax. Mr. Moorefield stated that will still be a stretch for some areas even with a substantial fire tax increase. Additional questions and discussion followed.

Mr. Beeman stated insurance companies are using global positioning satellite technology to better pinpoint the exact distance by road of an insured property from fire protection and as the technology has spread, more rural insurance rates have gone up.

Commissioner Council stated she would like county management to provide recommendations or concrete suggestions for the betterment of all citizens within the fire districts to include costs to staff, maintain and take care of current costs of the current station.

Mr. Martin stated Mr. Beeman's presentation was for informational purposes because the board of commissioners have received calls and will likely continue to receive calls from citizens. Mr. Martin also stated the next step is for discussions with the residents of Turnbull and the board of directors of the Beaver Dam Fire Department. Mr. Martin stated his hope is that matters can be handled during the budget process. Mr. Martin reminded the board that even with what has been proposed, some of the areas will still be outside the six mile district for insurance purposes.

5. Presentation on the Cumberland County Strategic Plan by Sally Shutt, Communications and Strategic Initiatives Manager

BACKGROUND:

The board of commissioners, county administration and department heads met on March 7, 2013 for a strategic planning session facilitated by Stan Dixon and Ed Emory of Eastern Leadership Group. The commissioners decided to keep the five goals outlined in the earlier 2011-12 Strategic Plan and to update the objectives and action steps for each goal.

The Strategic Plan as recorded below reflects the objectives and action steps discussed at the March 7 retreat.

RECOMMENDATION/PROPOSED ACTION:

Approve the draft 2013-14 Strategic Plan.

Cumberland County 2013-14 Strategic Plan		
GOAL 1: Ensure a safe and healthy community by providing needed services to our citizens in a timely manner.		
Objectives	Action Steps	Responsible
Objective 1: <i>Provide youth development program opportunities that promote good</i>	<ul style="list-style-type: none">Implement a youth component to the Citizens' Academy.	<ul style="list-style-type: none">Cooperative ExtensionLibrary, Cooperative

<i>citizenship.</i>	<ul style="list-style-type: none"> • Coordinate application and administration of grant funding available for youth development initiatives. 	Extension, Community Development
Objective 2: <i>Assist with efforts to reduce crime by repeat offenders.</i>	<ul style="list-style-type: none"> • Identify viable options for a Crisis Intervention assessment center to reduce jail population and emergency room visits by citizens needing mental health services. • Continue Pre-trial Services • Complete expansion of the Detention Center • Support Drug and Sobriety Courts. Seek grant funding for Veterans and Mental Health Courts. 	<ul style="list-style-type: none"> • Management, Crisis Intervention Coordinator • Pretrial Services • Engineering & Infrastructure • Management, Finance, Pretrial services
Objective 3: <i>Improve emergency response services to citizens.</i>	<ul style="list-style-type: none"> • Revive the Public Safety Task Force to collaborate on emergency response recommendations • Consolidate FireHouse records management system between the county and city fire departments. • Plan for regional back-up 911 Center. • Move toward Nextgen 911. • Establish a consolidated Public Safety Answering Point between City of Fayetteville and County within the next five years. 	<ul style="list-style-type: none"> • Management, Emergency Services • IS, Emergency Services • Emergency Services • Emergency Services, IS • Emergency Services, Management; governing bodies
Objective 4: <i>Promote a healthy community by providing educational, health and human services programs and resources to citizens.</i>	<ul style="list-style-type: none"> • Conduct annual community health needs assessment to identify priority needs. • Provide health, child/elder abuse prevention, mental health and nutrition education programs and consumer resources for children, citizens and employees. • Create program promoting responsible pet ownership. 	<ul style="list-style-type: none"> • Health Department • Health, Mental Health, DSS, Child Support, Cooperative Extension, Library • Animal Control
GOAL 2: Provide adequate infrastructure consistent with orderly growth of a dynamic county.		
Objectives	Action Steps	Responsible
Objective 1: <i>Explore strategies to address the County's need for more office space, and ensure facilities are well-maintained.</i>	<ul style="list-style-type: none"> • Inventory and assess all County facilities to determine usage, space availability, and feasibility of retrofit. • Assess all County buildings and parking lots for regulatory compliance and condition of infrastructure. • Develop a County facilities plan and explore opportunities to share and create needed office space and address any compliance and maintenance issues. 	<ul style="list-style-type: none"> • Engineering & Infrastructure • Engineering & Infrastructure • Engineering & Infrastructure • Engineering & Infrastructure, PIO

	<ul style="list-style-type: none"> Assess directional signage in public buildings and update to ensure accuracy and efficiency. 	
Objective 2: <i>Strengthen the County's green and energy-efficiency initiatives.</i>	<ul style="list-style-type: none"> Assess County government departmental recycling practices in place Revive the Green Committee to research best practices and develop a feasible and fiscally responsible county government wide three-year action plan with consistent departmental green procedures. 	<ul style="list-style-type: none"> Engineering & Infrastructure, Solid Waste Management Engineering & Infrastructure Solid Waste Management; County management
Objective 3: <i>Advance the county's automation and technology capabilities.</i>	<ul style="list-style-type: none"> Develop a comprehensive countywide technology plan Continue advancing the county's telecommunications plan 	<ul style="list-style-type: none"> County Information Services County Information Services
Objective 4: <i>Increase gateway and other beautification efforts to create a more aesthetically appealing community.</i>	<ul style="list-style-type: none"> Continue to enforce existing regulations and introduce new ordinances and codes in order to maintain a visually friendly and safe environment. Promote Master Gardener program and enlist MG volunteers to assist in beautification and green efforts by providing educational opportunities and consultation services. 	<ul style="list-style-type: none"> Planning, Fire inspectors, Legal Cooperative Extension
GOAL 3: Promote economic development by creating and retaining jobs, and providing career opportunities, quality education, cultural and recreational services.		
Objectives	Action Steps	Responsible
Objective 1: <i>Ensure effective economic development incentives and practices are in place to attract and retain business and industry.</i>	<ul style="list-style-type: none"> Identify expectations for economic development through partnership with the Economic Development Alliance to include existing incentive program and policy, utilization of existing business sites and industrial parks, and job creation. Continue to support economic development and incentive plan for businesses. Continue to promote development that is economically viable through responsible land use planning and zoning. Partner to establish a user-friendly customer referral process to include a web page and workshops to answer frequently asked business-related questions. Continue to provide small business programs, databases, job and career centers, 	<ul style="list-style-type: none"> Commissioners Commissioners Planning Planning, Community Development Library

	and skills training and increase participation.	
Objective 2: <i>Promote economic development through the preservation of natural resources, farmland and the county's agricultural industry.</i>	<ul style="list-style-type: none"> Continue to utilize the Working Lands Protection Plan as a guide to promote the long-term use of agricultural land. Conduct a feasibility study to identify locations for a farmers' market in the county. 	<ul style="list-style-type: none"> Planning, Cooperative Extension Cooperative Extension
Objective 3: <i>Provide quality cultural and recreational services.</i>	<ul style="list-style-type: none"> Continue to provide diverse events and programs to entertain, educate and enlighten. 	<ul style="list-style-type: none"> Crown, Library system

GOAL 4: Educate, inform and engage employees, citizens, elected and appointed officials through effective and efficient communications.		
Objectives	Action Steps	Responsible
OBJECTIVE 1: <i>Increase citizen engagement as evidenced by increased applications for county boards and committees and attendance at public forums and meetings.</i>	<ul style="list-style-type: none"> Continue Citizens' Academy twice a year for adult residents to learn more about their county government. Encourage county employees to participate. Engage and educate citizens through resource guides, information fairs and public forums held at various locations throughout the county. 	<ul style="list-style-type: none"> PIO with assistance from departments PIO, Community Development, library and other departments
OBJECTIVE 2: <i>Enhance communications systems and transparency so citizens can readily access information.</i>	<ul style="list-style-type: none"> Develop additional online services for citizens. Enhance website and ensure information is current. 	<ul style="list-style-type: none"> IS, departments PIO, IS
OBJECTIVE 3: <i>Improve internal communications.</i>	<ul style="list-style-type: none"> Update and enhance Intranet and ensure all departments have access to site Continue to hold monthly department head meetings to facilitate dissemination of information to employees. Update and revise County personnel ordinance (Chapter 10) Update Human Resources policies by researching existing policies and 	<ul style="list-style-type: none"> PIO, IS Management Legal, Commissioners HR, Legal, Management

	<p>revising or developing new policies and posting.</p> <ul style="list-style-type: none"> Continue to utilize performance management evaluation system to enhance effective communications between supervisors and employees. 	<ul style="list-style-type: none"> HR, Departments
<p>OBJECTIVE 4: <i>Enhance collaboration between county government and other boards, committees and commissions.</i></p>	<ul style="list-style-type: none"> Maintain schedule of joint meetings between Commissioners and various other governing boards. Establish and hold quarterly board member welcome and information sessions for existing and new board members for county's advisory boards and committees. Provide a general overview of county government during the information session. Ensure each new board member receives a full and complete orientation to the new board. 	<ul style="list-style-type: none"> Commissioners Clerk, PIO, department heads, management, commissioners Departments with boards
<p>GOAL 5: Employ motivated, professional and well-trained personnel who offer excellent customer service with PRIDE – Professionalism, Respect, Integrity with accountability, Diversity and Excellent Customer Service.</p>		
Objectives	Action Steps	Responsible
<p>OBJECTIVE 1: <i>Optimize service delivery through innovation, automation and technology to enhance current services and create new service opportunities.</i></p>	<ul style="list-style-type: none"> Seek and implement automated systems that enhance or create new service delivery methods. Implement digitization process to enhance service delivery. Reintroduce and promote the Employee Suggestion Program to motivate employees to develop innovative ideas and suggestions to save the county money or otherwise make service delivery more efficient. Establish a timeline for feedback. 	<ul style="list-style-type: none"> IS, Departments IS Management, HR, Finance

<p>OBJECTIVE 2: <i>Encourage citizen engagement and provide feedback opportunities through various outlets as it relates to service delivery.</i></p>	<ul style="list-style-type: none"> • Post directories in all departments with name and contact information for director and/or key staff. • Develop a feedback system to include standardized comment cards available in departments and an online form. • Ensure feedback from cards and electronic forms are reviewed and responded to by appropriate staff member. • Respond to complaints from public within 24 hours. 	<ul style="list-style-type: none"> • Facilities, Departments • PIO, IS • Departments • Departments
<p>OBJECTIVE 3: <i>Implement staff development and training programs.</i></p>	<ul style="list-style-type: none"> • Identify training needs and areas of improvement. • Develop courses that target supervisors' and employees' training needs and promote customer service, teambuilding and leadership. • Support department-specific licensure and certification training needs. 	<ul style="list-style-type: none"> • HR, Departments • HR • HR
<p>OBJECTIVE 4: <i>Recognize employees for their achievements.</i></p>	<ul style="list-style-type: none"> • Recognize employees at the departmental level. • Develop mechanisms to recognize departments and employees countywide for their achievements. Promote the Employee Recognition Program. 	<ul style="list-style-type: none"> • Departments • Management, PIO
<p>OBJECTIVE 5: <i>Explore competitive pay based on labor market analysis and update classification system.</i></p>	<ul style="list-style-type: none"> • Complete Phase II of salary/compensation plan after conducting a labor market pay analysis. • Complete Phase II of the position classification plan 	<ul style="list-style-type: none"> • Management, HR • Management, HR

	and salary schedule to incorporate labor market data in pay ranges and develop pay policies that allow for movement within the pay range.	
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Sally Shutt, Public Information Director, reviewed the Cumberland County Strategic Plan as recorded above.

MOTION: Commissioner Evans moved to adopt the Cumberland County 2013-14 Strategic Plan.

SECOND: Commissioner Edge

VOTE: UNANIMOUS (7-0)

6. Consideration of Finance Committee Recommendation of Options Regarding the Method of Sales Tax Distribution Pursuant to NCGS § 105-472

A. Resolution Adopting Ad Valorem Method

B. Interlocal Agreement Extending the Per Capita Method

BACKGROUND:

Sales tax is distributed to local governments either on the per capita or ad valorem basis. The county has statutory authority to determine the method of distribution on an annual basis. In October of 2003, the county and municipalities entered into an inter-local agreement to distribute sales tax revenues on a modified per capita basis. This agreement expires on June 30, 2013. Municipal representatives have discussed potential options through Mayor's Coalition Meetings called specifically for that purpose.

The Finance Committee met on April 4, 2013 to discuss various options relating to sales tax distribution. At the Mayor's Coalition Meeting on March 20, 2013, a proposal was submitted which provided for transition from the modified per capita to a standard per capita method. This agreement would phase out the municipal reimbursements in equal decrements over the life of the agreement. The county's reimbursement would be reduced \$318,787 annually based upon the FY13 base year percentages. Further, our reimbursement would be reduced by another \$164,588 which represents Eastover's prior reimbursement.

The Finance Committee is recommending that the county change to the ad valorem method of sales tax distribution, unless the municipalities consent to maintain the current agreement (excluding the incorporated Eastover population) for three years. The Committee discussed the proposal from the Mayor's Coalition. However, it was agreed that eliminating the \$6.7M in municipal reimbursements fails to recognize the county's significant ongoing financial responsibilities that remain after an annexation; responsibilities such as education, human services, public libraries, and

jails. Further, the Committees' recommendation is based on the current agreement being an equitable split in sales tax revenue, since the county receives 50 percent of lost sales tax revenue after annexation and the municipalities gain 50 percent of sales tax they did have before annexation.

The Chairman of the Board sent a letter on April 4th to each Mayor and municipal manager as notification of the action of the Finance Committee. Additionally, an amendment to the current inter-local agreement was included for their consideration. Each municipality was asked to notify the County Manager of their decision no later than 1 p.m. on April 15th.

A copy of a resolution adopting the ad valorem method of sales tax distribution pursuant to NCGS 105-472 is included. Additionally, an amendment to the current inter-local agreement is also attached for your review. A draft copy of the minutes of the Finance Committee Meeting will be sent out prior to the meeting.

RECOMMENDATION/PROPOSED ACTION:

Based upon the collective responses from the municipalities, consider changing to the ad valorem method of sales tax distribution effective July 1, 2013, or agree to the attached amendment which extends the current agreement for three years.

STATE OF NORTH CAROLINA

INTERLOCAL AGREEMENT

COUNTY OF CUMBERLAND

THIS INTERLOCAL AGREEMENT, is entered into during the month of April, 2013, as indicated by the date executed by each party, by and among the City of Fayetteville (hereinafter "Fayetteville"), the Town of Hope Mills (hereinafter "Hope Mills"), the Town of Spring Lake (hereinafter "Spring Lake"), the Town of Stedman (hereinafter "Stedman"), the Town of Wade (hereinafter "Wade"), the Town of Falcon (hereinafter "Falcon"), the Town of Godwin (hereinafter "Godwin"), the Town of Linden (hereinafter "Linden"), the Town of Eastover (hereinafter "Eastover"), and the County of Cumberland (hereinafter "County").

RECITALS:

WHEREAS, sales tax revenues have been distributed among the parties to this agreement pursuant to an interlocal agreement dated October 31, 2003, effective for the fiscal year which commenced on July 1, 2004, and as amended and supplemented from time to time (hereinafter "the Sales Tax Distribution Interlocal Agreement"); and

WHEREAS, the Sales Tax Distribution Interlocal Agreement expires at the end of the current fiscal year on June 30, 2013; and

WHEREAS, the parties deem it in the best interests of their citizens to continue the distribution of sales tax revenue in accordance with the Sales Tax Distribution Interlocal Agreement.

NOW, THEREFORE, the parties agree that the existing Sales Tax Distribution Interlocal Agreement shall be extended and remain in effect for a period of three (3) additional fiscal years until June 30, 2016, in accordance with all the terms and provisions contained therein, except that the initially incorporated area of the Town of Eastover shall no longer be treated as an annexation to the end that only those annexations by the Town of Eastover since its incorporation shall be subject to this agreement.

This extension of the Sales Tax Distribution Interlocal Agreement shall be a continuing interlocal agreement which shall be approved by the governing body of each party and entered the minutes of the meeting at which it is approved.

IN WITNESS WHEREOF the parties, intending to be bound and by authority duly given, have caused this Agreement to be signed by their appropriate officials, the day and year designated by each.

Mr. Martin reviewed the background information as recorded above and stated as of 5:15 p.m., a signed agreement had been received from all municipalities. Mr. Moorefield stated the agreements as signed are legally binding on all municipalities. Mr. Martin stated the recommendation is to extend the current agreement for three years.

MOTION: Commissioner Melvin moved to extend the current agreement for three years.
SECOND: Commissioner King
VOTE: UNANIMOUS (7-0)

7. Consideration of Funding to Spring Lake and Hope Mills Chambers of Commerce

BACKGROUND:

The Board of Commissioners has granted the Spring Lake Chamber of Commerce \$35,000 for economic development purposes each year for FY11, FY12 and FY13. There has not been a contract executed for the expenditure of any of these funds. There was no contract for FY11 funds because there was no proposal for the use of the funds and no FY11 funds have been spent. All FY12 funds have been spent for individual invoices submitted by the Spring Lake Chamber in the total amount of \$35,100. Of this amount, \$27,600 was spent for the chamber's social media and PR events; \$5,000 was spent on engineering services for an alternate overpass design for the Town of Spring Lake; and \$2,500 was spent on a strategic planning process for the Chamber. Jeffrey Hunt, CEO of the Spring Lake Chamber, acknowledges these expenditures were not for economic development purposes.

In the spring of 2012, the county attorney discussed a contract with the Spring Lake CEO. Since the FY12 funds have been spent, the Spring Lake Chamber is asking the contract to address the FY13 and FY11 funds. The Spring Lake Chamber's proposed use of these funds is as follows:

- Fund the hiring of Global Perspectives to conduct a strategic planning process for the development of the Highway 210 corridor at a cost of \$3,000

- Fund the hiring of McGill Associates to develop a Streetscape, Gateway and Main Street Master Plan to include architectural renderings and proposed façade improvements for existing buildings at a cost of \$32,000
- Fund a façade improvement program for Main Street by which Main Street building owners may apply for grants to bring their building's façade into compliance with the architectural renderings developed by the Main Street Plan at a cost of \$35,000

The consultants for these two planning projects have already been hired and have generated invoices that need to be paid.

The Board of Commissioners also granted the Hope Mills Chamber of Commerce \$35,000 for economic development purposes for FY13. The Hope Mills Chamber has proposed the following use of those funds:

- \$2,500 has been spent with the Fayetteville Observer on the Discover Fayetteville Publication. We have included all community events through next summer. We would request reimbursement of this expenditure.
- \$1,295 - The Fayetteville Area Convention and Visitors Bureau is working with Cityview Magazine to produce a community map. Hope Mills desperately needs a map and would like to be included in this project. We would like this map to be used as a hand-out at Town Hall, Municipal Library and the Chamber office as well as the other venues that the Convention and Visitors Bureau manage. We have no less than 5 calls per week requesting a map of the area.
- \$1,200 - The Up & Coming Pocketbook Guide. We were proud to be in this publication last year and with your help, we would like to be in this publication again this year.
- \$15,000 to be used in conjunction with the Town of Hope Mills funds to complete the entryway signs into Hope Mills. There are 18 street entrances into Hope Mills. The Hope Mills funds will not be enough to complete this project. Once the signs are erected, there should be at least \$200 per sign for landscaping. We have several member companies working on artwork and bids for this project. We may not need the entire \$15,000.
- We would like to reserve the balance of the funds for future community projects and events. We have the youth association tournament coming to Hope Mills next summer and I am sure that there will be help needed. We hope to be in a position to help promote the event and put a great face on our community.

The county attorney has had several discussions with Jeff Hunt for the Spring Lake Chamber and Jan Spell for the Hope Mills Chamber about what constitutes economic development activities. The county attorney has asked that both chambers propose uses of the funds for economic development activities, defined in the statutes and case law as those activities intended to increase employment opportunities or the tax base. The county attorney is of the opinion that the proposed uses do not constitute economic development activities under these statutory and case law definitions. The county attorney requests guidance as to whether these funds can be used for these specific purposes.

RECOMMENDATION/PROPOSED ACTION:

Consider whether the proposed uses described above are within the scope of the board's directive that the grants to the Spring Lake and Hope Mills Chambers of Commerce be used for economic development purposes.

Mr. Moorefield stated he became involved with the grants because there has not been a contract executed for the expenditure of any of the funds. Mr. Moorefield stated according to the minutes, the board was very specific that the funds were to be used for economic development purposes and he is seeking guidance as to what the board considers economic development in order for this to be accomplished. Mr. Moorefield stated he looks at economic development activities as being those as the county could undertake in accordance with case law and general statutes.

Mr. Moorefield reviewed the background information as recorded above to include the proposed use of the funds by the Spring Lake and Hope Mills Chambers of Commerce. Mr. Moorefield stated the Spring Lake Chamber of Commerce has outstanding invoices and the Hope Mills Chamber of Commerce has not submitted any invoices. Mr. Moore responded to questions and stated he has been looking at economic development in a legal sense whereas the board was probably looking at it in a very general sense. Mr. Moorefield stated he is seeking guidance from the board as to whether the specific proposed uses fit within the scope of what the board of commissioners' intent was for the use of the funds in these appropriations. Mr. Moorefield responded to questions. Discussion followed.

Commissioner King stated he felt the intent of the funding was to spur development within the Hope Mills and Spring Lake communities. Commissioner Edge stated economic development is a broad definition and the board may not know to what extent the chambers of commerce are involved. Commissioner Edge stated anything the board can do to enhance their ability to promote economic development and the quality of life in their community helps everyone. Commissioner Edge stated he felt at budget time all organizations should bring to the board of commissioners a specific plan for the use of the funds they request and funds should not be expensed except upon invoice. Commissioner Edge also stated the board of commissioners should never provide funds in order that another entity can award grants because the board of commissioners should be the body awarding the grants. Commissioner Edge further stated the award of grants for a façade improvement program is private enterprise.

MOTION: Commissioner Melvin moved to clean this up at the upcoming budget season and that the chambers of commerce come up with a plan for the use of the funds for board of commissioners to approve.

SECOND: Commissioner King

DISCUSSION: Commissioner Council stated the recommendation from the April 4, 2013 meeting of the Finance Committee was to authorize the use of the funds for what is determined by the Spring Lake and Hope Mills Chambers of Commerce to be economic development related activities. Commissioner Council stated when she made the motion, she was talking about 2012 funds. Mr. Moorefield clarified that

the background information included the plans as presented by the chambers for the use of the funds. Commissioner Faircloth stated the motion as made by Commissioner Melvin does not address the guidance being sought by the county attorney because he wants the board to sanction whether the plans as submitted by the chambers are for economic development. Commissioner Faircloth stated at the time the funds were appropriated, the board of commissioners was not attempting to define the chambers' economic development plans but help with their unique circumstances.

SUBSTITUTE MOTION: Commissioner Faircloth moved to approve the uses as described in the county attorney's summation as economic development within the meaning of the board's original intent of appropriating the money.

SECOND: Commissioner King

DISCUSSION: Commissioner Edge asked whether the funds would be lost if they were not used by the end of the fiscal year or whether a specific plan would be required were the funds carried over to the next fiscal year. Commissioner Faircloth stated the board of commissioners appropriated \$35,000 and the chambers of commerce are attempting to expend the funds. Commissioner Edge stated the process needs to be improved moving forward. Mr. Moorefield stated the Spring Lake Chamber of Commerce did not spend its 2011 allocation so a total of \$105,000 has been allocated between the two chambers of commerce. Mr. Moorefield also stated based on conversations with the Hope Mills Chamber of Commerce, it will not be able to expend all of its \$35,000 allocation this fiscal year. Commissioner King stated budgeting is by year so he would suggest staying within the current year and that any allocation not spent within the fiscal year be taken off the table. Commissioner Evans stated all funds should be given to the chambers of commerce as allocated and he agreed that parameters should be set moving forward. Chairman Keefe stated if they did have a plan for the money and did not spend the money, they really did not need the money.

VOTE ON SUBSTITUTE MOTION: PASSED (5-2) (Commissioners Melvin, Council, Evans, Faircloth, and King voted in favor; Commissioners Keefe and Edge voted in opposition)

8. Consideration of Proposed Schedule for Fiscal Year 2014 Budget Work Sessions and Budget Public Hearing

BACKGROUND:

Management anticipates submitting the FY14 Proposed Budget to the Commissioners on Monday, June 3, 2013. Several work sessions may be needed for your review.

RECOMMENDATION/PROPOSED ACTION:

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

Monday, June 3, 2013	9:00 AM	Budget Presentation	Room 118
Tuesday, June 4, 2013	5:30 PM	Department Head Appeals/Work Sessions	Room 564
Thursday, June 6, 2013	5:30 PM	Budget Work Session	Room 564
Monday, June 10, 2013	7:00 PM	Budget Public Hearing	Room 118
Tuesday, June 11, 2013	5:30 PM	Budget Work Session	Room 564
Thursday, June 13, 2013	5:30 PM	Budget Work Session / Adopt Budget ?	Room 564
Monday, June 17, 2013	6:45 PM	Adopt Budget	Room 118

Adopt a schedule for FY14 budget work sessions and public hearing as recommended or modified.

MOTION: Commissioner King moved to adopt the schedule for FY14 budget work sessions and public hearing as recommended or modified.
 SECOND: Commissioner Council
 VOTE: UNANIMOUS (7-0)

9. Nominations to Boards and Committees

A. Animal Control Board (1 Vacancy)

Commissioner Council nominated Melissa Katzenberger.

B. Board of Adjustment (1 Vacancy)

Commissioner Edge nominated Winton McHenry.

10. Appointments to Boards and Committees

A. Cumberland County Local Emergency Planning Committee (2 Vacancies)

Nominee(s):

First Aid Representative: James Bullard Jr.

Law Enforcement Representative: Lt. Freddie Johnson Jr.

B. Transportation Advisory Board (5 Vacancies)

Nominee(s):

Vocational Rehab Representative: Shelton Clark (Reappointment)

At-Large Representative: Alfred Foote

County Planning Department Director or Designee: Tom Lloyd

MPO Representative: Michael Rutan

Dialysis Center Representative: Eboni Green

There being an equal number of vacancies and nominees,

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

11. Closed Session:
- A) Personnel Matter(s) Pursuant to NCGS 143-318.11(a)(6)
 - B) Economic Development Matter(s) Pursuant To NCGS 143-318.11(a)(4)

MOTION: Commissioner Evans moved to go into closed session for personnel matter(s) pursuant to NCGS 143-318.11(a)(6) and economic development matter(s) pursuant to NCGS 143-318.11(a)(4).
SECOND: Commissioner King
VOTE: UNANIMOUS (7-0)

MOTION: Commissioner Edge moved to go into open session.
SECOND: Commissioner Council
VOTE: UNANIMOUS (7-0)

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

There being no further business, the meeting adjourned at 10:20 p.m.

Approved with/without revision:

Respectfully submitted,

Candice H. White
Clerk to the Board