

CUMBERLAND COUNTY BOARD OF COMMISSIONERS  
MONDAY, OCTOBER 19, 2015 – 6:45 PM  
117 DICK STREET, 1<sup>ST</sup> FLOOR, ROOM 118  
REGULAR/REZONING MEETING  
MINUTES

PRESENT: Commissioner Kenneth Edge, Chairman  
Commissioner Marshall Faircloth, Vice Chairman  
Commissioner Glenn Adams  
Commissioner Jeannette Council  
Commissioner Charles Evans  
Commissioner Jimmy Keefe  
Commissioner Larry Lancaster  
Amy Cannon, County Manager  
James Lawson, Deputy County Manager  
Melissa Cardinali, Assistant County Manager  
Tracy Jackson, Assistant County Manager  
Rick Moorefield, County Attorney  
Sally Shutt, Governmental Affairs Officer  
Vicki Evans, Finance Director  
Tom Lloyd, Planning and Inspections Director  
Scott Walters, Code Enforcement Manager  
Kellie Beam, Deputy Clerk to the Board  
Press

Chairman Edge called the meeting to order.

INVOCATION / PLEDGE OF ALLEGIANCE

Commissioner Council provided the invocation followed by the Pledge of Allegiance to the American flag led by Patrick Barber, first grade, Northwood Temple.

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

Amy Cannon, County Manager, read the public comment policy. Chairman Edge recognized the deputy clerk to the board who advised there were no speakers.

Commissioner Keefe offered favorable comments regarding the Run for the Pink 5K and the great representation from the County of Cumberland as part of the employee wellness program.

Recognition of Cooperative Extension Receiving the Local Government Federal Credit Union 2015 Excellence in Innovation Award for Development and Implementation of Extension Outreach to the Military Community (Lisa Childers, Jessica Drake, Pattie Turner, Liz Joseph Lahti, Kenny Bailey, Keith Walters, Becky Spearman, Captain Sara Luciano, Amy Stidham, Jack Dewar, Mike Newman, Bob Fox, Bill Pollitt, Beth Nelson)

Chairman Edge recognized Local Government Federal Credit Union Sponsor Christy Debobek for the many awards given at the North Carolina Association of County Commissioners' Annual Conference and stated Cumberland County's Cooperative Extension received one of the awards. Chairman Edge called on Neil Emory, North Carolina Association of County Commissioners' Outreach Associate, who stated this year there were twenty-nine submissions for this award in the four categories of general government, human services, intergovernmental collaboration and public information and participation. Mr. Emory stated the foundation of the award is to foster programs that can be utilized by other counties across the state and Cumberland County's award was in the category of public information and participation.

Mr. Emory recognized Cooperative Extension Director Lisa Childers for the Extension's having been awarded the Local Government Federal Credit Union 2015 Excellence in Innovation Award for reaching out and serving Cumberland County's military community through 4-H Youth Development programs, agricultural training for active military service members and the establishment of the Warrior Transition Battalion Tranquility Garden for wounded warriors and/or transitioning soldiers to enjoy.

Ms. Childers expressed her appreciation for having received the award and shared additional information about the program. Ms. Childers recognized the following project team members:

4-H: Jessica Drake, Cumberland County Cooperative Extension; Patti Turner, Fort Bragg, Chief, Youth & School Age Services.

Civil Affairs Agricultural Training: Liz Joseph Lahti, Cumberland and Hoke County Cooperative Extension; Kenny Bailey, Cumberland County Cooperative Extension; Keith Walters, NC Cooperative Extension; Becky Spearman, Bladen County Cooperative Extension; and Captain Sarah Luciano, U.S. Army.

Warrior Transition Battalion Tranquility Garden: Kenny Bailey, Cumberland County Cooperative Extension; Amy Stidham, Jack Dewar, Mike Newman, Bob Fox, Bill Pollitt, and Beth Nelson, Extension Master Gardener Volunteers.

1. Approval of Agenda

MOTION: Commissioner Council moved to approve the agenda.

SECOND: Commissioner Faircloth

VOTE: UNANIMOUS (7-0)

Commissioner Keefe requested the removal of Item 2.G. for separate discussion and action.

2. Consent Agenda

A. Approval of minutes for the October 5, 2015 regular meeting

B. Approval of a Resolution in Memory of Former District Attorney Ed Grannis

A RESOLUTION  
IN MEMORY OF FORMER DISTRICT ATTORNEY ED GRANNIS

WHEREAS, Ed Grannis served as District Attorney for Cumberland County, in the Prosecutorial District 12 of North Carolina, from 1975 to 2010, conducting himself with the highest level of integrity and fairness, while seeking to uphold the laws by representing the State of North Carolina in the courts by prosecuting complex, difficult and high-profile crimes.

WHEREAS, Ed Grannis demonstrated a lifetime of commitment to unselfish service for the greater good of his country, state, county and community, through his years of service as District Attorney, preceded by his service as an Infantry Officer in the U.S. Army, during which time he completed a year-long tour of duty in the 173<sup>rd</sup> Airborne Brigade in the Republic of South Vietnam.

WHEREAS, during his many decades of service, Ed Grannis won the admiration and respect of his associates, subordinates, elected officials from the city, county, state and federal governments, judges and court officials alike through his unwavering pursuit of justice in a court of law and by acting as a mentor, contributing immeasurably to the highest ideals of justice for all by dispensing his decades of experience as District Attorney for Cumberland County.

NOW, THEREFORE BE IT RESOLVED that the Cumberland County Board of Commissioners heard with great sorrow the announcement of the death of Ed Grannis and hereby commemorates Ed Grannis for his distinguished and impressive career as the former Cumberland County District Attorney.

BE IT FURTHER RESOLVED that when the Cumberland County Board of Commissioners adjourns its meeting on this the 19th day of October 2015, that it stands adjourned as a further mark of respect to the memory of Ed Grannis and that a copy of this Resolution be presented to his family with the deepest respect and utmost appreciation.

Adopted this 19th day of October, 2015.

C. Approval of Proposed Additions to the State Secondary Road System:

BACKGROUND:

The North Carolina Department of Transportation has received petitions requesting the following streets be placed on the State Secondary Road System for maintenance.

Camden Woods Subdivision: Fallberry Drive, Whisper Oaks Court

DOT has determined that the above streets are eligible for addition to the state system.

RECOMMENDATION / PROPOSED ACTION:

NCDOT recommends that the above named streets be added to the State Secondary Road System. County Management concurs. Approve the above listed streets for addition to the State Secondary Road System.

D. Approval of Offer of L&I Investments, LLC, to Purchase Surplus Real Property Located at 420 Bryan Street, Fayetteville, NC

BACKGROUND:

The County and the City of Fayetteville acquired the real property with the PIN 0437-03-3553 located at 420 Bryan Street, Fayetteville, NC, at a tax foreclosure sale in 2013 for a purchase price of \$6,616.23. The property is a residential lot with a tax value of \$29,000. The City released its interest in the property to the County by quit-claim deed recorded in deed book 9735 page 751.

Based on the GIS Mapping system and tax records there is a structure on the lot. An offer to purchase the property for \$6,616.23 was submitted by L & I Investments, LLC. If the Board proposes to accept this offer, the proposed sale must be advertised subject to the upset bid process pursuant to G. S. § 160A-269.

RECOMMENDATION/PROPOSED ACTION:

County attorney recommends the Board consider the offer of L & I Investments, LLC. If the Board proposes to accept the offer, resolve that the described real property is not needed for governmental purposes and direct that it be advertised and sold pursuant to the upset bid process of G. S. § 160A-269.

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

Take notice that the Board of Commissioners finds the following real property not needed for governmental purposes and proposes to accept an offer to purchase the property with PIN 0437-03-3553 located at 420 Bryan Street Fayetteville, NC, for a purchase price of \$6,616.23. Within 10 days of this notice any person may raise the bid by not less than ten percent (10%) of the first one thousand dollars (\$1,000) and five percent (5%) of the remainder by making a five percent (5%) deposit of the bid with the Clerk. This procedure shall be repeated until no further qualifying upset bids are received. The Board of Commissioners may at any time reject any and all offers. Further details may be obtained from the Office of the County Attorney, Suite 551-Courthouse, Fayetteville, NC 28302.

E. Approval of Sale of Lot 41 in the Cumberland Industrial Center

BACKGROUND:

On September 21, 2015, the Board directed that Lot 41 in the Cumberland Industrial Center be advertised and sold pursuant to the upset bid process of G. S. § 160A-269. The proposed sale was advertised in the *Fayetteville Observer* September 21, 2105. The upset bid period expired with no further bids being received. The bid price of \$125,000 was submitted by Piedmont Natural Gas Company, Inc., a North Carolina Corporation. The tax value of the property is \$164,963.

**RECOMMENDATION/PROPOSED ACTION:**

County attorney recommends the Board to accept this offer and authorize the chairman and/or county manager to execute a warranty deed and such other closing documents as the county attorney deems necessary to sell the property to the sole bidder, Piedmont Natural Gas Company, Inc., for \$125,000.

- F. Approval of Sale of Surplus Real Property Described as Lot 5 Permastone Acres West (9.82 Acres)

**BACKGROUND:**

On September 21, 2015, the Board adopted a resolution of its intent to accept the offer of Lakestone and Sons, LLC to purchase the property with PIN 0403-69-2966, being Lot 5 Permastone Acres West (9.82 acres), Plat Book 93, Page 65, located in Hope Mills for \$6,145.55. Based on the County GIS Mapping system and tax records, the parcel is a vacant residential lot with a tax value of \$33,515.00.

Notice of the proposed sale pursuant to the upset bid process of G. S. §160A-269 was advertised in the *Fayetteville Observer* September 25, 2015. More than 10 days have elapsed since the notice was published and no upset bid was received.

**RECOMMENDATION/PROPOSED ACTION:**

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

- G. Removed for separate discussion and action as recorded below.

- H. Approval of Cumberland County Facilities Committee Report and Recommendation:

- 1) Resolution for the Approval of the Final Plans and Specifications for the Overhills Park Water & Sewer Project

**BACKGROUND:**

The Public Utilities Division of the Engineering & Infrastructure Department received notification from the United States Department of Agriculture – Rural Development (USDA-RD) of their intent to fund the installation of sewer within the Overhills Park Water & Sewer District on April 8, 2014. The project funding consists of a loan in the amount of \$819,000, a grant in the amount of \$2,503,000 and a County contribution of \$50,700 for a total project cost of \$3,372,700. Recently USDA-RD notified the Public Utilities Division that the plans and specifications have been reviewed and prior to providing written authorization to bid the project, the Overhills Park Water and Sewer District must submit, in accordance with the Water and Wastewater Docket (WWD) Processing Checklist, the signed resolution as recorded below providing approval of the final plans and specifications in order to move forward with the project.

This was presented to the Facilities Committee on October 1<sup>st</sup>.

**RECOMMENDATION/PROPOSED ACTION:**

The Engineering and Infrastructure Director, County Management and Facilities Committee recommend that the Governing Board approve the resolution as recorded below.

STATE OF NORTH CAROLINA  
COUNTY OF CUMBERLAND

APPROVAL OF PLANS &  
SPECIFICATIONS FOR THE  
OVERHILLS PARK WATER &  
SEWER DISTRICT

WHEREAS, the Overhills Park Water & Sewer District has need for and intends to construct a wastewater system,

WHEREAS, engineers have developed the final plans and specifications;

NOW THEREFORE BE IT RESOLVED, BY THE GOVERNING BOARD OF THE OVERHILLS PARK WATER AND SEWER DISTRICT:

That the Overhills Park Water & Sewer District Governing Board hereby approves the final engineering plans and specifications as prepared by MBD Consulting Engineers. P.A. and McGill Associates.

Adopted at a meeting of the Governing Board of the Overhills Park Water and Sewer District held on the 19<sup>th</sup> day of October 2015 in the Commissioners Meeting Room, Room 118, County Courthouse, 117 Dick Street, in Fayetteville, North Carolina.

- 2) Resolution of Intent to Lease Certain Real Property to Cumberland County Communicare, Inc.

#### BACKGROUND

The Facilities Committee recently considered, and is recommending, the proposed lease of a specified portion of the premises located at 109 Bradford Avenue in Fayetteville to a not-for-profit organization known as Cumberland County Communicare, Inc. "Communicare" is a court-related service that assists people in overcoming mental health problems, substance abuse/chemical dependency, and the trauma of sexual victimization and abuse. A notice of intent to enter into the proposed lease must be published at least 10 days in advance of a regular meeting to approve the lease.

#### RECOMMENDATION/PROPOSED ACTION:

As recommended by the Facilities Committee, adopt the following resolution:

BE IT RESOLVED that the Cumberland County Board of Commissioners finds that 13,994 square feet of the real property located at 109 Bradford Avenue will not be needed for government purposes for the term proposed for the lease of the property to Cumberland County Communicare, Inc., and this Board intends to adopt a resolution at its regular meeting to be held on November 2, 2015, approving the lease pursuant to the terms to be advertised as follows:

#### PUBLIC NOTICE OF PROPOSED LEASE PURSUANT TO G.S. 160A-272

TAKE NOTICE the Cumberland County Board of Commissioners has found that the real property described herein will not be needed for government purposes for the term of the lease described herein and that the Board intends to adopt a resolution at its meeting to be held on November 2, 2015, approving the lease of approximately 13,994 square feet of office space located at 109 Bradford Avenue, Fayetteville, NC, to Cumberland County Communicare, Inc. for a term of three (3) years commencing November 2, 2015, at an annual rental rate of \$41,308.

#### I. Approval of Cumberland County Finance Committee Report and Recommendation:

- 1) Community Transportation Program Grant Match for FY2016

#### BACKGROUND:

The Cumberland County Finance Committee met on October 1, 2015 to discuss the above referenced Grant. The Cumberland County Community Transportation Program has applied for a 5310 Grant to provide non-medical transportation to the elderly and disabled populations within the urbanized area of Cumberland County, where the City of Fayetteville's FAST-Trac services are not available. This will provide approximately 6,500 units of service throughout the areas of Spring Lake, Hope Mills, Fort Bragg, Parkton, and Fayetteville. The grant will total \$150,000 and 10% (\$15,000) is needed to meet the match requirements. In prior years, the County was able to utilize fare revenues for the grant match, but staff has been informed by the NC DOT Public Transit Division that using fare revenue as the grant match is no longer allowable.

#### RECOMMENDATION/PROPOSED ACTION:

It is requested that Cumberland County Board of Commissioners approve a local match of \$15,000 as referenced in associated budget revisions B16-085 and B16-085A.

- J. Approval of Cumberland County Policy Committee Report and Recommendations (For Information Purposes Only)
- K. Approval of Billing Guide – Billing and Collection Policies for the Cumberland County Department of Public Health

**BACKGROUND;**

At the Board of Health meeting on August 18, 2015, the Board approved the Billing Guide to be followed when providing services to Health Department patients. The Billing Guide provides detailed billing information for each program offered by the Health Department. The guidelines are in compliance with requirements from NC Department of Public Health, NC Department of Health and Human Services, Division of Medical Assistance and Centers for Medicaid and Medicare Services.

**RECOMMENDATION/PROPOSED ACTION;**

Requesting approval of the Billing Guide as presented and included herein by reference.

- L. Approval of Declaration of Surplus County Property and Authorization to Accept Insurance Settlement

**BACKGROUND:**

DATE OF ACCIDENT:	September 17, 2015
VEHICLE:	2015 Ford Explorer
VIN:	1FM5K8AR4FGA89157
FLEET#:	FL578
DEPARTMENT:	Sheriff's Office
SETTLEMENT OFFER:	\$22,678.05
INSURANCE COMPANY:	Travelers Property Casualty Company

This is a total loss settlement offer.

**RECOMMENDATION/PROPOSED ACTION:**

Management recommends that the Board of Commissioners:

1. Declare the vehicle described above as surplus.
2. Authorize the Risk Management Coordinator to accept \$22,678.05 as settlement.
3. Allow Travelers Property Casualty Company to take possession of the wrecked (surplus) vehicle.

- M. Approval of Breast Cancer Awareness Proclamation

**PROCLAMATION  
BREAST CANCER AWARENESS MONTH  
OCTOBER, 2015**

WHEREAS, October 2015 marks more than 30 years that National Breast Cancer Awareness Month (NBCAM) has educated women about early breast cancer detection, diagnosis and treatment; and

WHEREAS, National Breast Cancer Awareness Month is dedicated to increasing public knowledge about the importance of early detection of breast cancer with sixteen national public service organizations, professional associations, and government agencies comprising the Board of Sponsors, who work together to ensure that the NBCAM message is heard by thousands of women and their families; and

WHEREAS, this year, the awareness campaign is sending out several key messages, most notably, the importance of early detection through annual mammography screening for women over 40; and

WHEREAS, the American Cancer Society estimates in the United States, more than 220,240 new cases of invasive breast cancer will be diagnosed this year; and

WHEREAS, taking advantage of early detection methods such as mammography and clinical breast exams could help the breast cancer death rate drop by approximately 30%; and

WHEREAS, the American Cancer Society has searched endlessly for a cure through vital research, and has the mammoth task of educating our community and all Americans of the risks of breast cancer. Its many volunteers who offer support in the form of support groups, accommodations and transportation assistance, medical equipment and more.

NOW, THEREFORE, BE IT PROCLAIMED that the Board of Commissioners of the County of Cumberland do hereby recognize October, 2015 as Breast Cancer Awareness Month and ask all citizens to join in this worthwhile cause, to celebrate successes and memorialize lost battles.

This 19<sup>th</sup> day of October 2015.

N. Budget Revisions:

1) Rural Operating Assistance Program

Revision in the amount of \$53,847 to adjust the grant budget to reflect the Rural Operating Assistance Program funds allocated in the final adopted State budget. (B16-097) Funding Source – State and Fund Balance Appropriated

2) Cooperative Extension

Revision in the amount of \$611 to budget the Military 4-H Grant for the period October 1, 2014 to September 30, 2015. County fund balance appropriated is being reduced for reimbursable salary and benefits that was expended in the FY15 year in the amount of \$10,703. (B16-107) Funding Source – Federal Grant

MOTION: Commissioner Keefe moved to approve consent agenda Items 2.A. – 2.N.2) with the exception of Item 2.G. as pulled for separate discussion and action.

SECOND: Commissioner Council

VOTE: UNANIMOUS (7-0)

Commissioner Adams expressed his appreciation for the Board's adoption of the Resolution in Memory of Former District Attorney Ed Grannis and the Breast Cancer Awareness proclamation which were part of the consent agenda.

2.G. Approval of License Agreements with Lamar for Billboard Sites

BACKGROUND:

On June 15, 2015, the Board approved the form of the license agreements with Lamar for the billboard sites on the MLK and Ramsey Street near the intersection of those streets. These sites have been leased by Lamar for several years. The terms of the license agreements will commence November 1, 2015.

RECOMMENDATION/PROPOSED ACTION:

County attorney recommends approval of the license agreements as recorded below.

NORTH CAROLINA

LICENSE AGREEMENT

CUMBERLAND COUNTY

Lamar Panel# 6762&6763  
License #205-1177-01  
Located at MLK at Ramsey

*Approved by the Board of Commissioners October 19, 2015*

THIS LICENSE AGREEMENT is hereby made and entered into this day of October, 2015, by and between THE COUNTY OF CUMBERLAND, (hereinafter referred to as the "LICENSOR," and LAMAR FLORIDA, L.L.C., a Florida limited liability company authorized to conduct business in North Carolina (hereinafter referred to as the "LICENSEE").

W I T N E S S E T H;

WHEREAS, LICENSOR is the fee simple owner of certain real property located in Cumberland County, North Carolina, as more particularly described as:

The parcel with PIN 0438-50-0407 lying between the MLK Freeway and the southern-most Hillsboro Street entrance to the DSS parking lot. The tax mapping office calculates this parcel to contain 2.66 acres west of the railroad tracks with an additional 3/1000ths of an acre east of the tracks.

WHEREAS, LICENSEE desires to use a portion of LICENSOR's property for the purpose of maintaining a static billboard which is owned by LICENSEE and has been located on this property for a number of years (the "License Area"); and

WHEREAS, LICENSOR agrees to grant, and LICENSEE agrees to accept, a LICENSE for the aforementioned purpose.

NOW, THEREFORE, for and in consideration of the terms, conditions and mutual covenants contained herein and other good and valuable consideration received by each party, the sufficiency of which are hereby acknowledged, LICENSOR and LICENSEE hereby agree as follows:

1. LICENSOR hereby grants LICENSEE, its agents, servants and assigns the right, privilege and license to use the property described above, the (License Area), to inspect, alter, improve, maintain, and repair the static billboard advertising sign located thereon; and attain ingress and egress to and upon said License Area for the purpose of exercising the rights, privileges and license granted herein.

2. This License is granted for a term not to exceed ten (10) years commencing on November 1, 2015, and shall continue in full force and effect thereafter until terminated by LICENSOR or LICENSEE upon six (6) months written notice (the "License Term").

3. LICENSEE shall pay LICENSOR an annual fee to be paid in advance each year by the anniversary date of the License Term (the "License Fee"). The initial License Fee shall be \$3,000.00. The License Fee shall be renegotiated every three years with such renegotiated License Fee to take effect on the fourth, seventh and tenth year's anniversary date of the License Term.

4. LICENSOR retains the right to use the License Area in any manner not inconsistent with the rights herein granted to LICENSEE provided, however, that the LICENSOR shall not disturb the billboard in any way without prior approval by the LICENSEE.

5. The LICENSEE expressly acknowledges and accepts its responsibility under applicable North Carolina law for loss, damage, or injury to persons or property, arising out of or resulting from the authorized use of the License Area, unless, however, such claim or demand shall arise out of or result from the negligence or willful misconduct of LICENSOR, its servants, agents, employees, or assigns.

6. Neither LICENSOR nor LICENSEE shall have any responsibility to each other in the event of any damage to or theft of any equipment or property of the other party except if caused by the gross negligence or willful misconduct of such party, and the party incurring such loss shall look to its own insurance coverage, if any, for recovery in the event of any such damage, loss or theft.

7. LICENSEE agrees that any and all work performed in the License Area and in association with the purposes of this License shall be done in a good, safe, workmanlike manner and in accordance with applicable federal, state, and local statutes, rules, regulations and ordinances.

8. LICENSEE shall not make any alterations to the License Area without the prior written consent of LICENSOR, which consent shall not be unreasonably withheld. LICENSOR may refuse to allow any such alteration if in LICENSOR'S judgment such alteration would adversely affect LICENSOR'S use of the License Area or its adjoining property.



9. LICENSEE'S failure to pay the annual License Fee, or comply with any other provision of this License Agreement shall constitute default. In the event LICENSEE fails to cure any such default within a reasonable period of receiving written notice of such default from LICENSOR, then LICENSOR shall have the right to terminate the License herein granted with respect to the applicable License Area and pursue any other remedies available at law or in equity.

10. Upon termination of this License Agreement, LICENSEE shall, within a reasonable time and at LICENSEE's sole cost and expense, remove the billboard and all equipment, accessories, and materials owned by LICENSEE from the License Area and restore said License Area as nearly as practicable to its condition prior to the granting of the License.

11. The License Area is of such configuration and is not of such size as to justify, in the opinion of the parties, entering into a formal lease covering the License Area. The parties have therefore entered into this License Agreement which, the parties recognize, is not dispositive of all matters and issues that may arise during the License period with respect to the License Area. As and when issues and matters arise during the course of the License Term that are not definitively controlled by the provisions of this License Agreement, the parties shall act reasonably and in good faith endeavor to adjust and resolve such issues and matters.

12. This License Agreement shall be governed by and construed in accordance with the laws of North Carolina.

13. LICENSEE acknowledges that LICENSOR has made no warranty nor given any assurance to LICENSEE as to the suitability of the License Area for LICENSEE'S purposes.

IN WITNESS WHEREOF, the undersigned parties have executed this License Agreement on the day and year first above written.

NORTH CAROLINA

LICENSE AGREEMENT

CUMBERLAND COUNTY

Lamar Panel# Panel# 9603&9604  
Lamar License #205-80680-01  
Located at 1100 Ramsey Street

*Approved by the Board of Commissioners October 19, 2015*

THIS LICENSE AGREEMENT is hereby made and entered into this day of October, 2015, by and between THE COUNTY OF CUMBERLAND, (hereinafter referred to as the "LICENSOR," and LAMAR FLORIDA, L.L.C., a Florida limited liability company authorized to conduct business in North Carolina (hereinafter referred to as the "LICENSEE").

W I T N E S S E T H;

WHEREAS, LICENSOR is the fee simple owner of certain real property located in Cumberland County, North Carolina, as more particularly described as:

That portion of the parcel with PIN 0438-51-2393 lying on the eastern side of the railroad tracks and fronting Ramsey Street. The tax mapping office calculates this portion to contain 1.26 acres.

WHEREAS, LICENSEE desires to use a portion of LICENSOR's property for the purpose of maintaining a digital billboard which is owned by LICENSEE and has been located on this property for a number of years (the "License Area"); and

WHEREAS, LICENSOR agrees to grant, and LICENSEE agrees to accept, a LICENSE for the aforementioned purpose.

NOW, THEREFORE, for and in consideration of the terms, conditions and mutual covenants contained herein and other good and valuable consideration received by each party, the sufficiency of which are hereby acknowledged, LICENSOR and LICENSEE hereby agree as follows:

1. LICENSOR hereby grants LICENSEE, its agents, servants and assigns the right, privilege and license to use the property described above, the (License Area), to inspect, alter, improve, maintain, and repair the digital billboard advertising sign located thereon; and attain

ingress and egress to and upon said License Area for the purpose of exercising the rights, privileges and license granted herein.

2. This License is granted for a term not to exceed ten (10) years commencing on November 1, 2015, and shall continue in full force and effect thereafter until terminated by LICENSOR or LICENSEE upon six (6) months written notice (the "License Term").

3. LICENSEE shall pay LICENSOR an annual fee to be paid in advance each year by the anniversary date of the License Term (the "License Fee"). The initial License Fee shall be \$5,000.00. The License Fee shall be renegotiated every three years with such renegotiated License Fee to take effect on the fourth, seventh and tenth year's anniversary date of the License Term.

4. LICENSOR retains the right to use the License Area in any manner not inconsistent with the rights herein granted to LICENSEE provided, however, that the LICENSOR shall not disturb the billboard in any way without prior approval by the LICENSEE.

5. The LICENSEE expressly acknowledges and accepts its responsibility under applicable North Carolina law for loss, damage, or injury to persons or property, arising out of or resulting from the authorized use of the License Area, unless, however, such claim or demand shall arise out of or result from the negligence or willful misconduct of LICENSOR, its servants, agents, employees, or assigns.

6. Neither LICENSOR nor LICENSEE shall have any responsibility to each other in the event of any damage to or theft of any equipment or property of the other party except if caused by the gross negligence or willful misconduct of such party, and the party incurring such loss shall look to its own insurance coverage, if any, for recovery in the event of any such damage, loss or theft.

7. LICENSEE agrees that any and all work performed in the License Area and in association with the purposes of this License shall be done in a good, safe, workmanlike manner and in accordance with applicable federal, state, and local statutes, rules, regulations and ordinances.

8. LICENSEE shall not make any alterations to the License Area without the prior written consent of LICENSOR, which consent shall not be unreasonably withheld. LICENSOR may refuse to allow any such alteration if in LICENSOR'S judgment such alteration would adversely affect LICENSOR'S use of the License Area or its adjoining property.

9. LICENSEE'S failure to pay the annual License Fee, or comply with any other provision of this License Agreement shall constitute default. In the event LICENSEE fails to cure any such default within a reasonable period of receiving written notice of such default from LICENSOR, then LICENSOR shall have the right to terminate the License herein granted with respect to the applicable License Area and pursue any other remedies available at law or in equity.

10. Upon termination of this License Agreement, LICENSEE shall, within a reasonable time and at LICENSEE's sole cost and expense, remove the billboard and all equipment, accessories, and materials owned by LICENSEE from the License Area and restore said License Area as nearly as practicable to its condition prior to the granting of the License.

11. The License Area is of such configuration and is not of such size as to justify, in the opinion of the parties, entering into a formal lease covering the License Area. The parties have therefore entered into this License Agreement which, the parties recognize, is not dispositive of all matters and issues that may arise during the License period with respect to the License Area. As and when issues and matters arise during the course of the License Term that are not definitively controlled by the provisions of this License Agreement, the parties shall act reasonably and in good faith endeavor to adjust and resolve such issues and matters.

12. This License Agreement shall be governed by and construed in accordance with the laws of North Carolina.

13. LICENSEE acknowledges that LICENSOR has made no warranty nor given any assurance to LICENSEE as to the suitability of the License Area for LICENSEE'S purposes.

IN WITNESS WHEREOF, the undersigned parties have executed this License Agreement on the day and year first above written.

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Commissioner Keefe asked whether there was a termination provision. Rick Moorefield, County Attorney, stated there is a six-month notice to either party with a renegotiation of the fee every three years.

MOTION: Commissioner Keefe moved to approve Item 2.G.  
SECOND: Commissioner Council  
VOTE: UNANIMOUS (7-0)

### 3. Public Hearings

Ms. Cannon explained the Board of Commissioners' procedures for public hearings.

Tom Lloyd, Planning and Inspections Director, stated there were no speakers signed up in opposition to Case P15-48 and the Planning Board recommended approval of Case P15-48.

#### Uncontested Rezoning Case

- A. Case P15-48: Rezoning of .95+/- acre from O&I(P) Planned Office and Institutional to R20 Residential, or to a more restrictive zoning district, located at 520 Harvard Drive, submitted by Ruth S. Barbour (owner) and Timothy Evans.  
Staff Recommendation:

1<sup>st</sup> motion for Case P15-48: Move to find the request for rezoning consistent with the 2030 Growth Vision Plan, and any other applicable land use plan, reasonable and in the public interest for the reasons stated in the recommendations of the Planning Staff included in the agenda package and as reflected in the minutes of the Planning Board's consideration of this case, which minutes are to be fully incorporated herein by reference.

2<sup>nd</sup> motion for Case P15-48: Move to approve the request for R20 Residential District as recommended by the Planning Staff included in the agenda package and as reflected in the minutes of the Planning Board's consideration of this case, which minutes are to be fully incorporated herein by reference.

Planning Board Recommendation: Approve the Staff Recommendation.

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Chairman Edge opened the public hearing for Case P15-48.

The deputy clerk to the board advised there were no speakers for Case P15-48.

Chairman Edge closed the public hearing for Case P15-48.

MOTION: Commissioner Faircloth moved in Case P15-48 to find the request for rezoning consistent with the 2030 Growth Vision Plan, and any other applicable land use plan, reasonable and in the public interest for the reasons stated in the recommendations of the Planning Staff included in the agenda package and as reflected in the minutes of the Planning Board's consideration of this case, which minutes are to be fully incorporated herein by reference.

SECOND: Commissioner Council

VOTE: UNANIMOUS (7-0)

MOTION: Commissioner Faircloth moved in Case P15-48 to approve the request for R20 Residential District as recommended by the Planning Staff included in the agenda package and as reflected in the minutes of the Planning Board's consideration of this case, which minutes are to be fully incorporated herein by reference.

SECOND: Commissioner Council

VOTE: UNANIMOUS (7-0)

#### Minimum Housing Code Enforcement

The deputy clerk to the board administered an oath to Scott Walters, Code Enforcement Manager.

- B. Case Number: MH 1068-2015  
Property Owner: Jason Brandon & Kymberly Ann Fortner  
Property Location: 2771 Clinton Road, Fayetteville, NC  
Parcel Identification Number: 0456-48-6704

**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 1068-2015.

Property Owner: Jason Brandon & Kymberly Ann Fortner  
Home Owner: Jason Brandon & Kymberly Ann Fortner  
Property Address: 2771 Clinton Road, Fayetteville, NC  
Tax Parcel Identification Number: 0456-48-6704

**SYNOPSIS:** This property was inspected on 6/3/2015. The property owners and parties of interest were legally served with Notice of Violations and were afforded a hearing on 7/2/2015. Jason Fortner 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 8/2/2015. 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 10/8/2015, no corrective action has been made to the structure. The structure is presently vacant and unsecured. In its present state, this structure constitutes a fire, health, and safety hazard.

The estimated cost to repair the structure to a minimum standard for human habitation is \$84,425.00. The Assessor for Cumberland County has the structure presently valued at \$2,500 (utility value).

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

\*\*\*\*\*

Mr. Walters stated the structure is dilapidated and the Planning and Inspection Department is seeking demolition of the structure.

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

Chairman Edge opened the public hearing.

The deputy clerk to the board called Jason Brandon Fortner.

Mr. Fortner appeared in opposition and after being administered an oath stated he was told to clean up the property and he has done that and gotten all the cars out of the yard. Mr. Fortner stated there is still work to be done on the outside of the structure. Mr. Fortner stated he thought everything was alright and he doesn't want the structure demolished because it is strong. Mr. Fortner stated the structure has a brand new roof and just needs siding and windows.

Chairman Edge asked Mr. Fortner what he had done to the property in the past two months. Mr. Fortner stated he basically cleaned up the yard, moved the cars out of the front and tore down the porch. Mr. Fortner stated a tree fell on one of the structures impacting the porch and another tree fell onto the roof of the greenhouse but did no damage. Mr. Fortner stated he has been cleaning up the trees, which are pretty much gone except for some debris. Chairman Edge asked Mr. Fortner how much time he needed. Mr. Fortner responded probably about two weeks.

Commissioner Faircloth asked Mr. Fortner how he used the property. Mr. Fortner stated he has a gym in the structure and uses it to lift weights, and will renovate or sell. Mr. Fortner stated he owns land that connects to this property which he bought while he was overseas. Mr. Fortner stated he is just getting back to work on the property.

Chairman Edge confirmed with Mr. Walters that the estimated cost to repair the structure to a minimum standard for human habitation is \$84,425. Mr. Walters stated based on the cost of construction, it would take that amount to bring the structure up to acceptable standards. Commissioner Keefe asked how that figure was derived. Mr. Walters stated a calculation is used and he believes it is \$49 per SF although he was not certain of the square footage of this structure.

Chairman Edge closed the public hearing.

Commissioner Council asked Mr. Fortner to make his plans meet the standards of the Planning Department because if they do not in 60 days, the Board will rule on the order to demolish. Commissioner Council stated the structure appears as though it will take more than two weeks to bring up to acceptable standards and more money than Mr. Fortner may think in order to pass the codes. Mr. Fortner asked who he would speak with regarding the codes. Commissioner Council instructed Mr. Fortner to meet with planning staff before he left the meeting so he could set up an appointment with them. Commissioner Lancaster asked Mr. Fortner whether he was willing to invest \$84,425. Mr. Fortner stated he did not think it would cost that much. Commissioner Lancaster stated it may not cost \$84,425 but with what Mr. Fortner is up against it is going to take a lot of money, whether he is given two weeks or 60 days.

MOTION: Commissioner Evans moved in Case Number MH 1068-2015 to give Mr. Fortner 60 days in order to bring the structure up to acceptable standards.

SECOND: Commissioner Council

DISCUSSION: Mr. Moorefield asked Commissioner Evans whether his motion included the findings of the building inspector as the true facts in this case and giving the property 60 days to bring the property into compliance before the order of demolition is entered. Mr. Moorefield explained he is attempting to determine whether Commissioner Evans wants the Board to hear the case again and is not just giving a 60 day continuance. Commissioner Evans confirmed that his motion included the findings of the building inspector to be the true facts in this case.

Commissioner Adams stated the motion goes further than he wants it to go because if Mr. Fortner has completed substantial improvements to the property within 60 days, he would ask that it come back to the Board so it can review what has been done and then enter an order to demolish or not demolish the property. Commissioner Evans asked whether he was correct that it would come before the Board before it was demolished. Mr. Moorefield stated this was his reason for inquiring regarding Commissioner Evan's intent and if it is just a matter of continuing for 60 days, that could be done and the case will come back before the Board. Commissioner Evans confirmed that he wanted to adopt the inspector's findings but that he did want to give the property owner the opportunity to be heard again in 60 days.

Commissioner Faircloth confirmed the motion to be voted on was to adopt the order and report of the Minimum Housing Inspector as the true facts in this case; to delay a decision on the case for 60 days in order to give the owner or party of interest time to bring the structure up to acceptable standards.

VOTE: UNANIMOUS (7-0)

C. Case Number: MH 1158-2015  
Property Owner: John J. Postl  
Property Location: 304 Caleb Drive, Fayetteville, NC  
Parcel Identification Number: 0467-70-3566

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 1158-2015.

Property Owner: John J. Postl  
Home Owner: John J. Postl  
Property Address: 304 Caleb Drive, Fayetteville, NC  
Tax Parcel Identification Number: 0467-70-3566

SYNOPSIS: This property was inspected on 7/29/2015. The property owners and parties of interest were legally served with Notice of Violations and were afforded a hearing on 8/27/2015. 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 9/27/2015. 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 10/8/2015, no corrective action has been made to the structure. The structure is presently vacant and unsecured. In its present state, this structure constitutes a fire, health, and safety hazard.

The estimated cost to repair the structure to a minimum standard for human habitation is \$23,618.00. The Assessor for Cumberland County has the structure presently valued at \$500.00 (salvage value).

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

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

Chairman Edge opened the public hearing.

The deputy clerk to the board advised there were no speakers.

Chairman Edge 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: Chairman Edge  
VOTE: UNANIMOUS 7-0)

#### ITEMS OF BUSINESS

4. Update on the Cumberland County 2015-2016 Strategic Plan by Sally Shutt, Governmental Affairs Officer

Sally Shutt, Governmental Affairs Officer, provided highlights of the Cumberland County 2015-2016 Strategic Plan. The update on the Cumberland County 2015-2016 Strategic Plan is as follows:

GOAL 1: Ensure a safe and healthy community by providing needed services to our citizens in a timely manner.

Objective 1:1: *Provide youth development program opportunities that promote good citizenship.*

- The Department of Social Services held a dinner honoring foster children who graduated from high school.
- The Department of Public Health offers a self-esteem class for teen girls.
- Tax Administration is offering paralegal internships in the mapping department.
- Cooperative Extension provided a number of youth development opportunities, which included:
  - o 4-H Congress, Citizenship Focus
  - o scholarships for youth to attend a weeklong camp at Betsy Jeff Penn 4-H Educational Center
  - o a weeklong Youth County Government Tour
  - o serving as the (district) lead in coordinating youth to attend the NCACC Annual Meeting (Youth Summit)
  - o 15 4-H Summer Fun classes with over 146 youth attending
- Between July 1 and September 30, 2015, the library conducted 17 youth programs related to health, nutrition, and addressing abusive situations with a total attendance of 283.

Objective 1:2: *Assist with efforts to reduce crime by repeat offenders.*

- Critical Time Intervention program at the Detention Center: The three staff members on the Critical Time Intervention (CTI) Team were selected by the provider agency, Fellowship Health Resources, by the end of September. The team has a Lead Clinician, Case Manager and Peer Support Specialist.
- Members of the CTI Team have participated in a range of orientation activities, including new employee orientation through Fellowship Health Resources, and an orientation to protocols and facility access at the Cumberland County Detention Center that included an overview of pre- and post-booking Jail Diversion Initiatives in Cumberland County. They received an introduction to Jail Health and Mental Health services and met with the Alliance Behavioral Healthcare Jail Liaison and Housing Specialist.
- The CTI Team has received five referrals for services as of Oct. 14, 2015, and is actively involved in pre-release engagement and post-release intensive case management on behalf of these individuals.

Objective 1:3: *Improve emergency response services to citizens.*

- Cumberland County and City of Fayetteville have entered into an agreement and hired MCP to develop a feasibility study for co-location and/or consolidation of both the City of Fayetteville and Cumberland County Communication Centers and the inclusion of an Emergency Operations Center. The study will provide three potential locations and include building design.
- Cumberland County Emergency Services continues to improve Code RED enhancements with an option to sign up for winter weather alerts through text messaging only.
- Emergency Services continues to broaden citizen communications through social media on its Facebook and Twitter accounts.
- The County Communications Center has text-to-911 through the four major cellular companies: Sprint, AT&T, Verizon, and T-Mobile.
- Cumberland and Hoke counties are developing a regional hazard mitigation plan as a requirement to maintain eligibility for FEMA federal disaster funding and to increase credit in the Community Rating System (CRS) Program.
- Bladen and Cumberland County Emergency Services departments held a full-scale hazardous materials training exercise Aug. 29 at the Chemours Fayetteville Works plant located on the county line at 22828 N.C. Highway 87.

Objective 1:4: *Promote a healthy community by providing educational, health and human services programs and resources to citizens.*

- Animal Control provided off-site adoption events at Pet Smart and the Library, as well as partnered with the Library for responsible pet ownership classes during October.
- The Department of Social Services:
  - o hosted a Collective Impact Forum to explore collaborative ways to improve outcomes for youth aging out of foster care and young adults in guardianship care. Bryan Samuels with Chapin Hall at the University of Chicago, a research and think tank organization that uses data to target, develop and implement strategies to improve outcomes, was the keynote speaker. A partnership breakfast was held with key stakeholders working with foster children, including Juvenile Justice, Cumberland County Schools, CommuniCare, District Court, Social Services Board and Juvenile Detention.

- partnered with Cumberland County Schools to support the “Every Minute Counts” initiative to reduce student tardiness and improve academic success. The public service announcement was broadcasted over all DSS televisions located in the customer lobbies.
- coordinated and hosted training on adult guardianship for community partners such as law enforcement, hospital and mental health.
- conducted a domestic violence education and prevention training hosted by Kappa Alpha Psi Fraternity at Fayetteville State University.
- participated in Project No Rest, an initiative to prevent human trafficking of youth, especially foster children. Presented overview of Cumberland’s County program to the U.S. Attorney General who has voiced an interest in combating human trafficking.
- hosted Annual Senior Health Fair to provide resource information and services to senior citizens in the county.
- The Department of Public Health:
  - received a \$350,000 Food and Drug Administration grant to fund the Environmental Health Division’s efforts to advance food safety and regulatory standards. The FDA will distribute \$70,000 annually for the next five years to fund the Food and Lodging Section’s progress and review of program standards.
  - completed and submitted the State of the County Health Report to provide updates on the department’s Community Health Action plan activities.
  - was recognized as a Partner in Prevention by having staff trained for child sexual abuse prevention through the Stewards for Children Darkness to Light training
  - provides training for Library staff about health services offered at CCDPH and in the community.
  - provides nutrition training to the community as part of the chronic diseases management programs.
  - held a fall rabies clinic on Oct. 10, 2015, and vaccinated 168 dogs and cats
  - spoke to the FTCC Board of Trustees about the benefits of a 100 percent smoke-free campus policy.
  - collaborated with Health Policy students at Methodist University to host a panel discussion and presentation to advance tobacco-free campus efforts.
  - provided information to Fayetteville State University leadership regarding efforts to reduce tobacco use and secondhand smoke exposure at Historically Black Colleges and Universities in hopes of adopting the maximum 100-foot perimeter allowed for state-supported colleges and universities.
  - Contacted multi-unit housing managers to discuss tobacco-free indoor spaces and recreational areas such as pools as well as restaurants about voluntarily prohibiting smoking in their outdoor dining areas.
- Child Support partnered with FTCC and the Court System on Oct. 12 to hold an on-site Human Resources Development program, which provided unemployed non-custodial parents assistance in obtaining employment in the area and job preparation training.
- Cooperative Extension provided nutrition and wellness classes with over 450 youth and adults in attendance. Some of these classes included: Steps to Health, Better Living, Farm to Kitchen, Health Rocks, youth cooking classes, and more.

Objective 1:5: *Collaborate with community partners to improve programs and services to reduce homelessness.*

- Community Development developed a Community Resource Inventory List and an ongoing process for updating to ensure accuracy.
- Community Development continues to research potential housing opportunities and models from other communities that have been successful in addressing homelessness through best practices.
- Community Development, in collaboration with community partners, developed and implemented a coordinated housing intake and referral form to help in establishing a comprehensive and sustainable plan to provide resource and referral case management, housing and employment services to the homeless.
- Community Development is collaborating with the Continuum of Care and the City of Fayetteville Community Development on a job description for a coordinated position(s) to oversee the prioritized actions identified in the strategic plan.



GOAL 2: Provide adequate infrastructure consistent with orderly growth of a dynamic county.

Objective 2:1: *Explore strategies to address the County's need for more office space, and ensure facilities are well-maintained.*

- Inventory and assessment of all County facilities and properties to determine usage, space availability, and feasibility of retrofit has been completed.
- Parking lot study was completed to assess regulatory compliance and condition of infrastructure.
- The County's mailroom was moved to the Print Shop in the Building Maintenance Facility and the former mailroom is being converted into office space for the Public Information staff and the internal auditor I.
- Prioritize projects through a Capital Improvement plan: The CIP was included in the FY2016 Budget. Finance is working with Engineering & Infrastructure on financing options to fund three-year CIP items for departments within the general fund. The funding plan will only focus on parking lots, roofs and building exteriors.
- Develop a Crown Complex facility plan (buildings, parking, properties, etc.) and consider possible funding options: Finance is working with Engineering & Infrastructure on financing options to fund three-year CIP items at the Crown Complex. The funding plan will only focus on parking lots, roofs and building exteriors.
- Assess directional signage in public buildings and update to ensure accuracy and efficiency: Courthouse and Historic Courthouse directories have been updated. New signage for Courtrooms created.

Objective 2:2: *Strengthen the County's green and energy-efficiency initiatives.*

- Temporary recycling containers have been placed in the public areas of the Courthouse and more permanent ones are being ordered.

Objective 2:3: *Advance the County's automation and technology capabilities.*

- Information Services is working on a structure to help facilitate a yearly updated countywide technology plan.
- The final phase of the telecommunications plan has been budgeted; Information Services is reviewing a final design and anticipates procurement for early November.
- The digital records system has been implemented for Child Support with the initial mail room process complete. The kick-off for DSS is set for Nov. 16. The business process review for Veterans Services is to be conducted in October with a goal of implementing a digital records system by the end of 2015.
- Continue application modernization to enhance customer service, specifically, finance, HR and jury software: Tyler Munis is the chosen application for the Financial/HR software and the project is on schedule for completion with Finance in May 2016 and HR in October 2016. Jury software has also been selected and is currently in the procurement stage.
- ERP system implementation began with kickoff on May 14, 2015. Finance and IS are setting up finance modules and a revised chart of accounts structure between May and December 2015. Training will occur between January and April with a scheduled County-wide go-live on May 1, 2016.
- Information Services is exploring the feasibility of developing a central phone number with a phone tree to serve as the primary citizen contact line.
- Complete the framework for an interdepartmental business partnership: The initial framework for Business Intelligence has been completed and the Enterprise Solutions division has been adequately staffed to support the Business Intelligence initiative.
- The design, procurement, and installation of wireless access in the Courthouse have been completed. The configuration and initial connectivity testing will be completed by mid-October and rollout will take place by the end of October.
- The electronic medical record system is live in the clinical areas of the Department of Public Health. Research is being conducted for an electronic dental medical record system, as well as a system for the Detention Center.

Objective 2:4: *Increase gateway and other beautification efforts to create a more aesthetically appealing community.*

- Cumberland County Extension Master Gardener Volunteers logged more than 7,900 hours of volunteer time during 2015. The volunteers made over 7,000 contacts with the public while giving gardening advice and training.

- The Master Gardeners taught more than 80 participants gardening classes at the Second Harvest Food Bank of Southeastern NC Community Garden and continue to advise the volunteers for this project.
- 17 new Master Gardeners graduated from the New Extension Volunteer Course.
- The library presented 18 programs related to nature and/or the environment. Many of the story times occurred outside the library at area parks; 385 customers attended the programs on nature, conservation, and the environment.

GOAL 3: Promote economic development by creating and retaining jobs, and providing career opportunities, quality education, cultural and recreational services.

Objective 3:1: *Ensure effective economic development incentives and practices are in place to attract and retain business and industry.*

- County and City approved funding of the Economic Development Alliance through December 31, 2015. Both governing boards approved a plan to establish a new 501 (c) non-profit organization funded by the City, County and the private Alliance Foundation. The organization structure was approved.
- The library conducted 144 programs on jobs and careers, improving job skills, and small business development between July 1, 2015 and September 30, 2015.
- 2,266 customers attended the different programs related to economic development. In addition, library staff conducted 66 Book-a-Librarian sessions, providing one-on-one assistance to customers on topics related to career and business development.
- The library is increasing its programming targeted toward the demographic identified as “disconnected youth,” ages 14-24, in developing job skills and career direction.

Objective 3:2: *Promote economic development through the preservation of natural resources, farmland and the county’s agricultural industry.*

- Cooperative Extension, along with the Extension Master Gardeners, in cooperation with the Cape Fear Botanical Garden, taught horticulture classes to military veterans transitioning into agriculture. Extension provides one-on-one consultation with veterans and anyone who wants to enter the agriculture industry, and cooperates and assists a local farmer who provides peer training in agriculture to veterans.
- Cooperative Extension also provided farm visits for the Sandhills Farm School and Military Farm School. Both schools help veterans transition into a career in agriculture.
- The Master Gardeners have worked closely with Fort Bragg personnel in maintaining the Warrior Transition Garden and held trainings for Civil Affairs soldiers focusing on livestock and crop production.
- Extension advises the Fayetteville Farmers Market Association. Extension hired a summer intern to promote the Fayetteville Farmers Market and seek out opportunities for marketing of local farm products. A local foods guide was also created to market locally grown products.

Objective 3:3: *Provide quality cultural and recreational services.*

- The library presented 1,126 programs for all ages between July 1, 2015, and September 30, 2015, with 26,627 customers attending programs during that period.

Objective 3:4: *Develop a flexible, proactive approach to the expansion and contraction of the military.*

- Improve communications and partnership with Fort Bragg:
  - o Working with Fort Bragg officials on an intergovernmental agreement to provide Animal Control Services on post.
  - o Public information officers from the County, City, school system, educational institutions, hospitals and military meet monthly to share information.
- Participate in and collaborate with local, regional and state military affairs and economic development organizations.

GOAL 4: Educate, inform and engage employees, citizens, elected and appointed officials through effective and efficient communications.

Objective 4:1: *Increase citizen engagement as evidenced by increased applications for County boards and committees and attendance at public forums and meetings.*

- Engage and educate citizens through resource guides, public forums, programs and other outlets:

- Fall Citizens' Academy will graduate on October 27. IS has assigned our ERP specialists with the task of reviewing and revising the current IS Citizen's Academy presentation to be more citizen focused and show how the department pertains to them. They'll also be taking part in the presentation for the next academy.
  - Staff from Tax Administration, Library, DSS, PIO and Health Department staffed a booth at the International Folk Festival.
- DSS and the Social Services Board recognized Fayetteville City Councilman William Crisp for his support of foster children's annual high school graduation ceremony. Councilman Crisp has attended every graduation ceremony for the past 10 years and has supported the programs by spending time educating community stakeholders about the success of foster children.
- The Health Department participated in a variety of community events and programs to promote the department's programs and services to the general public. Events included:
  - The Asthma Action Fairs
  - Reading Rocks
  - Initiative at Douglas Byrd to get students to school
  - Kindergarten Camps
  - Beginners' Days
  - School Health Advisory Committee
  - Truancy Medication Council
  - Cumberland County Asthma Action Group
  - Health Fairs
  - Career Days
  - Family Day at the Library
  - First Aid at the Super Fitness Field Day
- The Health Department provides targeted outreach regarding health topics upon request including: chronic diseases, sexually transmitted diseases, hygiene, hand-washing, child safety and unintended pregnancies. These outreach and educational presentations occur to faith/community/civic/school groups. Presentations have been provided at the Cumberland County Detention Center, Juvenile Detention Center, Cumberland County Schools sites, Falcon Children's Home, Recreation Centers, Group Homes and Public Housing Community Centers. Cumberland County WIC staff participated on the Breastfeeding Coalition and publishes a resource guide with local breastfeeding resources. The guide is distributed through the WIC Program, community events, library, and coalition agencies.
- The Health Department continues to provide vector control opportunities through the distribution of mosquito dunks to the public at no charge.
- CCDPH Child Health Clinic launched Reach Out and Read, a grant funded program to provide books for parents to read to their children as part of their well child check up.

Objective 4:2: *Enhance communications systems and transparency so citizens can readily access information.*

- Finance, with PIO assistance, posted a more user-friendly PDF of the FY16 budget document to the County website in August 2015. The same will be done with the FY15 CAFR once completed.
- The Library added the link to the County's websites onto all of the library's public computers as of July 12, 2015.

Objective 4:3: *Improve internal communications.*

- Worked with department heads, supervisors, human resources and wellness representatives to reach all employees, especially those who do not have access to email, to ensure they received information on the dependent eligibility audit and wellness fair, including instructions on how to register.
- IS is working on upgrading the Intranet platform to support new features and additional enhancements.
- Continue to utilize performance management evaluation system to enhance effective communications between supervisors and employees:
  - County Human Resources is working with IS on automation updates for a more user-friendly online evaluation system.
  - DSS kicked-off its performance management system by expanding the current NeoGov system. DSS staff received training on the automated system, which outlines organization-wide, basic and job specific goals.

- County attorney is completing a review of an updated draft of the personnel ordinance.
- Proposed Human Resources policies are under review for approval and dissemination by January 1, 2016.

Objective 4:4: *Improve communication and collaboration between the County and other governmental entities, including boards, committees and commissions.*

- The IS Business Analyst will be conducting a business process analysis and work with our development team to revise or replace the current process for posting agendas and minutes from advisory board meetings.
- To ensure each new board member receives a full and complete orientation to the board, Tax Administration requested that the North Carolina Department of Revenue conduct an orientation on the updated procedures manual for the Board of Equalization and Review on May 4.

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.

Objective 5:1: *Optimize service delivery through innovation, automation and technology to enhance current services and create new service opportunities.*

- Through the Business Intelligence initiative, Enterprise Solutions staff will conduct business process analyses and focus on seeking and implementing automated systems that will enhance or create new service delivery methods.
- Finance is involved in the system conversion to the Tyler Munis software that will be more automated than the current system and give departments access to real-time data.
- HR is exploring the feasibility of allowing flexible work schedules for employees and will present recommendations later this year.

Objective 5:2: *Encourage citizen engagement and provide feedback opportunities through various outlets as it relates to service delivery.*

- IS and PIO are exploring a “Tell us about your experience” feedback system for online and hard copy input from citizens.

Objective 5:3: *Implement staff development and training programs.*

- HR is updating policies for staff development and linking training to retention, succession planning, certification and licensure requirements.
- A County Safety Committee has been formed.
- HR has a project outline for the development of succession plans for departments and initiated work. Projected completion is by the end of the fiscal year. Central Maintenance is cross training and started succession planning.
- Training catalog has been updated for 2016-18 and HR will continue to target specified courses.
- Positions that require specific licensure and certification are being identified for tracking and training purposes.
- DSS received Stewards of Children’s Darkness to Light certification; 95 percent of the employees received child abuse prevention training from the Child Advocacy Center.
- DSS implemented monthly teambuilding meeting with all of the department’s 100 plus leaders and conducted its annual Job Swap, which gives employees an opportunity to work in leadership and leaders to do the work of the line staff. All participants meet and share their experience

Objective 5:4: *Recognize employees for their achievements.*

- HR is conducting a survey to identify ways department heads can recognize employees
- Health Department has an internal mechanism for recognizing staff. Typically, staff members are recognized for their contributions or accomplishments (personal and professional) in the quarterly employee newsletter. This newsletter is distributed to the County Manager staff, Board of Health, and County Commissioners. In addition, each month, two employees are selected randomly for feature in the Employee Spotlight. Furthermore, the Health Director typically sends out an e-mail regarding the recognition to all staff.
- Tax Administration has started a bimonthly department newsletter. The department conducts monthly theme days and recognizes birthdays and anniversaries.

Objective 5:5: *Support the development and maintenance of a competitive pay and position classification system.*

- Market analysis and classification studies are ongoing for specific occupational areas; with an overall assessment completed annually.

Objective 5:6: *Recognize the importance of the employee's health and fitness for the benefit of the employee as well as the entire organization.*

- Develop a communications plan to educate the workforce on the importance of employee health and wellness participation.
  - o Branded "Wellness Connection" email blasts
  - o Attractive promotional fliers for programs
  - o Outreach to employees who do not have email through wellness representatives and supervisors
  - o Wellness Clinic Open House held to celebrate the opening of the clinic and the new location for the Wellness Program
  - o Online appointment system for Wellness Fair
- Promote Employee Assistance Program:
  - o Monthly employee and supervisor newsletters sent via email.
  - o New posters for break rooms and new pamphlets displayed in departments
- Explore further methods of offering incentives to employees for their participation in wellness programs.
  - o Wellness Garden provided by County
  - o Teams started in volleyball, softball, basketball
  - o Running and walking groups
  - o Ab/Line Dancing classes
  - o Zumba and Yoga classes
  - o Wellness Fair participation allows employees to participate in HOPE program
  - o If three of four benchmarks are met at Wellness Fair, they get \$30 reduction in insurance rates

Ms. Shutt concluded her presentation. Comments followed.

5. Nomination and Appointment of the Hazard Mitigation Planning Committee (3 Vacancies)

**BACKGROUND:**

Cumberland County is participating in a Regional Hazard Mitigation Plan with Hoke County. A Hazard Mitigation Plan must be updated within Federal Emergency Management Agency guidelines every five years. The last Hazard Mitigation Plan Update was adopted in 2011 and we are scheduled for updating the plan in 2016.

Cumberland and Hoke counties applied and were awarded a planning grant from North Carolina Emergency Management to develop the Regional Hazard Mitigation Plan for Cumberland and Hoke counties and their Municipalities. The plan is contracted with AMEC Foster Wheeler Consulting.

A Hazard Mitigation Planning Committee consists of various individuals from county government, municipalities and individual citizens. The committee is to review all natural hazards that impact their respective counties and communities. The committee along with the contractor will create mitigation strategies to reduce damage to structures and protect lives.

The committee will serve until the completion and adoption of the Regional Hazard Mitigation Plan for Cumberland and Hoke counties. The committee will dissolve upon plan adoption.

The three Cumberland County citizens at large, Barrett F. Lowe, Ora L. Bethea, and Alexia N. Fields, are presented for approval to serve on the Regional Hazard Mitigation Planning Committee until completion and adoption of the plan at which time the committee will dissolve.

**RECOMMENDATION/PROPOSED ACTION:**

Approve the recommended list of citizen appointees for the committee: Barrett F. Lowe, Ora L. Bethea, and Alexia N. Fields.

\*\*\*\*\*

Commissioner Keefe nominated Henry Isenbarth and John Jay Wyatt.

Chairman Edge nominated Barrett F. Lowe, Ora L. Bethea, and Alexia N. Fields.

There were no further nominations.

Commissioner Adams asked why this item was presented for both nominations and appointments. Amy Cannon, County Manager, stated time is of the essence in that the Regional Hazard Mitigation Planning Committee for Cumberland and Hoke counties has to meet in order to complete the plan in early 2016.

MOTION: Commissioner Council moved that appointments be postponed until the November 2, 2015 meeting.

SECOND: Commissioner Evans

DISCUSSION: Commissioner Adams asked Ms. Cannon if the postponement fit within the timeframe. Ms. Cannon responded in the affirmative stating the first meeting in November should fit the schedule Randy Beeman, Emergency Services Director, has laid out.

VOTE: PASSED (6-1) (Commissioners Evans, Lancaster, Faircloth, Council, Keefe and Adams voted in favor; Chairman Edge voted in opposition)

## 6. Nominations to Boards and Committees

There were no nominations scheduled for this meeting.

## 7. Appointments to Boards and Committees

### A. Board of Adjustment (2 Vacancies)

#### Nominees:

#### Regular Member (Choose One):

Yvette Carson – Ms. Carson indicated she is not willing to serve.

Winton McHenry

George Turner

#### Alternate Member:

Alberta Ortiz

Commissioner Adams withdrew his of nomination of Yvette Carson.

Chairman Edge called for a vote on appointing Winton McHenry. Mr. McHenry received one vote in favor and six votes in opposition (Chairman Edge voted in favor; Commissioners Evans, Lancaster, Faircloth, Council, Keefe and Adams voted in opposition).

Chairman Edge called for a vote on appointing George Turner. Mr. Turner received six votes in favor and one vote in opposition (Commissioners Evans, Lancaster, Faircloth, Council, Keefe and Adams voted in favor; Chairman Edge voted in opposition).

George Turner was appointed to the Board of Adjustment as a regular member and there being no additional nominees, Alberta Ortiz was appointed to the Board of Adjustment as an alternate member.

### B. Cumberland County Library Board of Trustees (3 Vacancies)

#### Nominees:

Katrina M. Tiffany

Donald W. LaHuffman

Dr. Connette P. McMahon

There being an equal number of vacancies and nominees for the Cumberland County Library Board of Trustees,

MOTION: Commissioner Faircloth moved to appoint by acclamation all nominees to the Cumberland County Library Board of Trustees.  
SECOND: Commissioner Council  
VOTE: UNANIMOUS (7-0)

MOTION: Chairman Edge moved to recess the Cumberland County Board of Commissioners' meeting and convene the meeting of the Overhills Park Water and Sewer District Governing Board.  
SECOND: Commissioner Faircloth  
VOTE: UNANIMOUS (7-0)

Chairman Edge called the meeting of the Overhills Park Water and Sewer District Governing Board to order.

1. Consent Agenda

- A. Approval of Minutes of December 15, 2014 special meeting
- B. Approval of Resolution for the Approval of Final Plans and Specifications for the Overhills Park Water and Sewer Project

STATE OF NORTH CAROLINA  
COUNTY OF CUMBERLAND

APPROVAL OF PLANS &  
SPECIFICATIONS FOR THE  
OVERHILLS PARK WATER &  
SEWER DISTRICT

WHEREAS, the Overhills Park Water & Sewer District has need for and intends to construct a wastewater system,

WHEREAS, engineers have developed the final plans and specifications;

NOW THEREFORE BE IT RESOLVED, BY THE GOVERNING BOARD OF THE OVERHILLS PARK WATER AND SEWER DISTRICT:

That the Overhills Park Water & Sewer District Governing Board hereby approves the final engineering plans and specifications as prepared by MBD Consulting Engineers. P.A. and McGill Associates.

Adopted at a meeting of the Governing Board of the Overhills Park Water and Sewer District held on the 19<sup>th</sup> day of October 2015 in the Commissioners Meeting Room, Room 118, County Courthouse, 117 Dick Street, in Fayetteville, North Carolina.

MOTION: Commissioner Council moved to approve consent agenda items 1.A. – 1.B.  
SECOND: Commissioner Faircloth  
VOTE: UNANIMOUS (7-0)

There being no further matters of business,

MOTION: Chairman Edge moved to adjourn the meeting of the Overhills Park Water and Sewer District Governing Board and reconvene the meeting of the Cumberland County Board of Commissioners.  
SECOND: Commissioner Faircloth  
VOTE: UNANIMOUS (7-0)

Chairman Edge called the meeting of the Board of Commissioners to order.

- 8. Closed Session: A. Attorney-Client Pursuant to NCGS 143-318.11(a)(3)

MOTION: Commissioner Lancaster moved to go into closed session for Attorney Client Matter(s) pursuant to NCGS 143-318.11(a)(3).  
SECOND: Commissioner Council  
VOTE: UNANIMOUS (7-0)

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

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

There being no further business, the meeting adjourned at 8:50 p.m.

Approved with/without revision:

Respectfully submitted,

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Candice H. White  
Clerk to the Board