
AGENDA
CUMBERLAND COUNTY BOARD OF COMMISSIONERS
COURTHOUSE – ROOM 118
AUGUST 3, 2009
9:00 AM

INVOCATION Commissioner Billy King, Vice Chairman

Minister:

Pledge of Allegiance

Special Presentation of Government Finance Officer's Association Award – Certificate of Achievement for Excellence in Financial Reporting to Ms. Amy Cannon, Assistant County Manager

1. Public Hearing

- A. Public Hearing on the FY 2009-2010 Annual Rural Operating Assistance Program (ROAP) Grant.

2. Consent Agenda

- A. Approval of minutes for the June 15, 2009 regular meeting and minutes of the June 15, 2009 Budget Work Session, the June 2, 2009 Countywide Water Study Special Meeting and the July 9, 2009 Special Meeting with the Board of Education.
- B. Approval of Release of Closed Session Minutes for 2003, 2004, 2005 and 2006.
- C. Approval of Setting a Public Hearing on August 17, 2009 for the Purpose of Taking Comments with Regards to the Creation of the Proposed Grays Creek Water & Sewer District.
- D. Approval of Ten Year Lease Renewal of a 20x20 Plot at Arnette Park to the Federal Aviation Administration for Wind-Shear Radar.
- E. Approval of Request by HOPE VI Developer, United Developers, Inc. for a Twenty-Foot Easement to Fayetteville Metropolitan Housing Authority Along the County's Property Line at Robin's Meadow Apartments for the Use and Benefit of the Curtis Lane Project Located on City of Fayetteville Property Which Has or Will Be Deeded to the Housing Authority.

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

<u>Cedar Creek Industrial Park:</u>	Clark West Road (SR 2217 Ext.)
<u>Hollbrook Farms Subdivision:</u>	Colts Pride Drive, Heavens Trail
<u>Hummingbird Place Subdivision:</u>	Hidden Oasis Drive, Desert Cove Circle
<u>The Woods of Eastover Subdivision:</u>	Karen Street
<u>Roslin Farms Subdivision:</u>	Valley Falls Drive, Hillbrook Road, Flatwood Court
<u>Traemoor at Lakewood Subdivision:</u>	Meadow Mont Lane, Thornsby Lane, Chagford Lane, Westshore Court, Spring Moss Lane, Tattersall Court Wyndborne Court, Beckett Court

G. Approval of Employment Contracts for County Manager, Finance Director, County Attorney and Clerk to the Board.

H. Approval of Change Order G-4 (Final) for M&E Contracting Life Safety Improvements – Ann Street Landfill Baling Facility.

I. Approval of 2009 Agriculture Hall of Fame Nominations.

J. Approval of Health Department Delinquent Accounts to be Written Off and/or Turned Over to Collectors.

K. Approval of Deputy Finance Officer for the Crown Center.

L. Approval of North Carolina Deferred Compensation Plan.

M. Approval of Bid Award to White Way Sign for Video Replacement for Scoreboard at the Crown Center.

N. Approval of Sale of Surplus County-Owned Real Property Acquired by Tax Foreclosure:

1) 316 Cumberland Street, PIN 0437-39-0583; Cross Creek Township

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

P. Approval of Report on the Disposal of Surplus Property Pursuant to NCGS 160A-226(a).

Q. Budget Revisions:

(1) Recreation and Parks

Revision in the amount of \$30,000 to budget additional FY2009 ad valorem taxes collected to fund Recreation per our interlocal agreement. (B09-438) **Funding Source – Ad Valorem Tax**

(2) Education

Revision in the amount of \$991,061 to recognize additional FY2009 ad valorem taxes collected to fund the Board of Education current expense funding agreement. (B09-446) **Funding Source-Ad Valorem Taxes**

(3) Central Maintenance

Revision in the amount of \$4,300 to appropriate fund balance for the purchase of a filter crusher to be in compliance with new OSHA regulations. (B10-004) **Funding Source – General Fund Fund Balance**

(4) Sheriff – School Law Enforcement

Revision in the amount of \$95,184 to recognize grant funds for Gang Resistance Education and Training Program. (B10-015) **Funding Source – Grant**

(5) Animal Services

Revision in the amount of \$33,720 to recognize grant funds for a Kennel Cough Vaccine Program. (B10-022) **Funding Source-Grant**

(6) Library Grants

Revision in the amount of \$20,000 to recognize Planning Grant funds received from the State. (B10-023) **Funding Source-Grant**

(7) Solid Waste- Wilkes Road

Revision in the amount of \$210,000 to recognize revenue from the sale of mulch and associated transportation costs. (B10-029) **Funding Source-Sales**

(8) Special Fire District

Revision in the amount of \$251,248 to appropriate fund balance to distribute FY2009 tax revenue to the Fire Chief's Association and to financially distressed volunteer fire districts. (B10-027) **Funding Source-Ad Valorem Taxes**

(9) Westarea Fire District

Revision in the amount of \$31,725 to appropriate fund balance to distribute FY2009 tax revenue to the Westarea Fire District. (B10-026) **Funding Source-Ad Valorem Taxes**

- R. Approval of a Resolution Certifying the Eligibility of the Qualified School Construction Bonds (QSCB) Project.

ITEMS OF BUSINESS

3. Presentation by U.S. Census Bureau Specialist, Ms. Constance Hyman on the 2010 Census.
4. Presentation by Sally Shutt, Communications Manager on the County's Communication Plan for FY 2010.
5. Designation of a Voting Delegate for the NCACC Conference.
6. Nominations to Boards and Committees
 - A. Adult Care Home Community Advisory Committee (1 Vacancy)
 - B. Criminal Justice Partnership Advisory Board (1 Vacancy)
 - C. Joint Appearance Commission (1 Vacancy)
 - D. Local Emergency Planning Committee (4 Vacancies)
7. Appointments to Boards and Committees
 - A. Appointment of ABC Board Chairman
 - B. Adult Care Home Community Advisory Committee (1 Vacancy)

Nominee: Yvonne Booth (Reappointment)
 - C. Air Quality Stakeholders' Committee (1 Vacancy)

Nominee:

Town of Linden Representative: Elizabeth Small

D. Animal Services Board (2 Vacancies)

Nominees:

Knowledge and Experience in Dog Behavior and/or Handling Position:

Tolulope Adeyemi

Promoting Goals of the Animal Protection Society or the Humane Society or Another Such Broadly Based and Representative Organization Interested in the Care and Protection of Animal Position:

Cristobel S. Berry-Caban

E. Board of Adjustment (1 Vacancy)

Nominee: Martin Locklear (Reappointment)

F. Cumberland County Juvenile Crime Prevention Council (4 Vacancies)

Nominees:

At-Large Representatives: Henry Berry (Reappointment)
Geneva Mixon (Reappointment)
Douglas Parrish (Reappointment)

Substance Abuse Professional: Gregory Pitts (Reappointment)

G. Joint Appearance Commission (2 Vacancies)

Nominees: Steve Hogan
Nancy Smith

8. Closed Session (If Needed)

ADJOURN

THIS MEETING WILL BE BROADCAST LIVE ON TIME WARNER COMMUNITY CHANNEL 7.

**MEETINGS: August 17, 2009 (Monday) – 6:45 PM
September 8, 2009 (Tuesday) – 9:00 AM
September 21, 2009 (Monday) – 6:45 PM**

Joel Strickland
Chairman

William H. Robinson
Vice Chairman



ITEM NO. 1A

Kristine Wagner
Transportation Coordinator

130 Gillespie Street
Fayetteville, NC 28301
910-678-7624

CUMBERLAND COUNTY

TRANSPORTATION ADVISORY BOARD

July 23, 2009

MEMORANDUM – BOARD OF COMMISSIONERS MEETING

TO: BOARD OF COUNTY COMMISSIONERS

FROM: THOMAS LLOYD, DIRECTOR OF PLANNING AND INSPECTIONS *TJZ*

THRU: JAMES MARTIN, COUNTY MANAGER
JUANITA PILGRIM, DEPUTY COUNTY MANAGER

SUBJECT: PUBLIC HEARING FOR THE ANNUAL RURAL OPERATING ASSISTANCE PROGRAM (ROAP) GRANT

BACKGROUND:

According to the attached memo from our Transportation Program Coordinator, the NCDOT deadline for our yearly application for ROAP funds is August 7, 2009. The required Public Hearing has been advertised in the Fayetteville Observer on Monday, July 20, 2009 for the Board's August 3, 2009 9:00 A.M. meeting. This application may be inspected at the Historic County Courthouse located at 130 Gillespie Street from 8:00 am to 4:00 pm, Monday thru Friday.

This Grant incorporates three parts of the Community Transportation Program as described in the memo and attached application.

RECOMMENDATION:

Review the attached application and conduct a Public Hearing on August 3, 2009.

PROPOSED ACTION

Conduct the Public Hearing and approve the FY 2010 Application for ROAP grant funds.

ATTACHMENTS

FY 2010 Rural Operating Assistance Program (ROAP) Grant Application

Joel Strickland
Chairman



Kristine Wagner
Transportation Coordinator

William H. Robinson
Vice Chairman

CUMBERLAND COUNTY

TRANSPORTATION ADVISORY BOARD

July 23, 2009

MEMORANDUM

To: Thomas Lloyd, Planning & Inspections Director

From: Kristine Wagner, Transportation Program Coordinator 

Subject: FY 2010 ROAP Application

Enclosed you will find the FY 2010 Rural Operating Assistance Program Grant Application and all supporting documentation. It is requested that the Public Hearing be held on August 3, 2009 at the 9:00 am Commissioners' Meeting. The required Public Hearing has been advertised in the Fayetteville Observer on Monday, July 20, 2009. In addition to holding the Public Hearing on that date, it is requested that the Board of Commissioners approve the application as presented. The due date for the project to be turned in to the NCDOT Public Transportation Division is August 7, 2009.

The ROAP Grant incorporates three parts of the Community Transportation Program, the Elderly and Disabled Transportation Assistance Program (EDTAP) allotment, the Employment Transportation Assistance Program (EMPL) allotment and the Rural General Public Program (RGP) allotment. The total awarded amount for the FY 2010 ROAP Grant is \$241,811. The breakdown of funding is as follows: EDTAP: \$114,414, EMPL: \$44,943, and RGP: \$82,454.

In addition, we have the opportunity to apply for supplemental funds in the amount of \$193,774. The breakdown of funding is as follows: EDTAP: \$65,498, EMPL: \$55,765, and RGP: \$72,511.

There is no local match required for the EDTAP or EMPL funds. RGP funds do require a 10% local match. We will be starting a new program on September 1, 2009 utilizing the RGP funds. This will be a demand response service for our citizens who live outside of the urban area boundary. This will offer those citizens the opportunity to access health care, employment, shopping, and education. A fare, yet to be determined, will be charged in order to cover the 10% local match.

If you have any questions or if I can be of further assistance please contact me.

Thank you.

NORTH CAROLINA
DEPARTMENT OF TRANSPORTATION



FY2010
RURAL OPERATING ASSISTANCE
PROGRAM
APPLICATION

JUNE 2009

NORTH CAROLINA DEPARTMENT OF
TRANSPORTATION
PUBLIC TRANSPORTATION DIVISION
1550 MAIL SERVICE CENTER
RALEIGH, NC 27699-1550

FY2010 STATE RURAL OPERATING ASSISTANCE PROGRAM
North Carolina Department of Transportation
Public Transportation Division

Introduction

The Rural Operating Assistance Program (ROAP) is a state funded public transportation grant program administered by the North Carolina Department of Transportation Public Transportation Division (NCDOT-PTD). ROAP includes the following programs:

- Elderly and Disabled Transportation Assistance Program (EDTAP)
- Employment Transportation Assistance Program (EMPL)
- Rural General Public (RGP) Program
- Supplemental ROAP Funds

A county has the option of requesting ROAP funds for a single program or for all of these programs. Counties also have the option of requesting an amount less than the total funds allocated in any program. A county should only apply for an amount of ROAP funds that can be expended by June 30, 2010, as the funds cannot be carried over into the next fiscal year. Total allocations of the funds should be managed so that services can be continued for the twelve-month period of July 1, 2009 to June 30, 2010.

ROAP funds are to be used for the operating cost of trips or for other services, but not for administrative or capital costs. Refer to the Matrix of Eligible Transportation Expenses for examples of allowable operational assistance that can be provided under these programs.

Eligibility/Responsibilities

County governments (Board of County Commissioners) are the only eligible applicants for ROAP funds. All counties must submit an annual application to receive ROAP funds. As a general rule, each county is eligible to receive an allocation from each program, however counties that do not provide transportation services to the general public are not provided a RGP allocation.

It will be the responsibility of county governments to sub-allocate and distribute the funds to local agencies as allowed within the program guidelines. While fuel prices have substantially increased the cost of service, it is the intent of the program that these funds be used to provide transportation and other services when other funding sources are not available. The General Assembly must have an approved and certified state budget before ROAP funds can be disbursed. The state will divide the county's allocation into two to four equal amounts and disburse ROAP funds throughout the year. The period of performance will remain July 1, 2009 - June 30, 2010 regardless of the dates the ROAP funds are disbursed to the county.

Application Requirements

Carefully review and complete all of the material within the ROAP application package. The application materials are designed to enable PTD staff to better understand the services to be provided and assure that the funds are utilized as intended. Failure to complete any portion of the application may result in processing delays.

Electronic and hard copies of the application documents for ROAP funds must be submitted to PTD on or before August 7, 2009. The application for ROAP funds includes several required documents. A checklist has been provided describing which of these documents must be received as *electronic copies and which must be mailed as hard copies* to the NC Department of Transportation.

Electronic copies must be submitted to PTD at ctptransportation@ncdot.gov. Any hard copies of the application documents must be mailed to:

US Mail

Faye McCullen
NCDOT - Public Transportation Division
1550 Mail Service Center
Raleigh, NC 27699-1550

Priority Mail (FedEx, UPS)

Faye McCullen
NCDOT - Public Transportation
1 S. Wilmington Street – Rm. 542
Raleigh, NC 27601

I. General Guidelines

A. Eligible Recipients

All one hundred (100) North Carolina counties are eligible to receive a formula-based allocation for EDTAP and EMPL funds. Only those counties providing transportation services to the general public will receive a RGP allocation.

B. Allocation of Funds

The FY2010 allocation for ROAP programs are listed, by county, in Appendix A of this application. The methodology for calculating these allocations is described in the guidelines included in the Program Questionnaire. The county can request an amount less than the total allocation for each of these programs. Each applicant should carefully evaluate past program expenditures and other operating costs to determine the amount to apply for within each program. ROAP funds will only be disbursed to the county and not to any subrecipients selected by the county. The county finance officer will be responsible for program administration at the local level. While the county finance officer may delegate some program administrative duties to the community transportation system or another designee, the county finance officer is considered the county official accountable for ROAP.

NCDOT will enter into a formal agreement for the ROAP program similar to the other grant programs administered by the Public Transportation Division. The agreement will include the disbursement formulas for each program, program eligibility requirements, and reporting and program oversight responsibilities, in addition to standard Title VI and Equal Employment Opportunity clauses. The agreement for FY2010 will be transmitted to county officials once the application is approved, with a copy to the community transportation program director. The agreement must be locally executed before September 30, 2009 to receive the balance of the funding.

C. County Sub-Allocation Determination

It will be the responsibility of the county government to sub-allocate and distribute the funds to local agencies according to program guidelines. A FY2010 Sub-Allocation Worksheet must be completed by each county to document how the ROAP allocations will be distributed locally. If the county applies for Supplemental ROAP funds, the county is required to complete a second Sub-Allocation Worksheet documenting the local distribution of these supplemental funds. This will enable PTD staff to better understand the services the county plans to provide and assures that the funds are utilized as intended. Each county shall have and employ a documented methodology (and MUST submit along with their application) for sub-allocating ROAP funds.

D. Public Outreach/Involvement Requirement

The county should determine what the transportation needs of agencies and individuals are in the county before making application. It is important that eligible local agencies and interested citizens have the

opportunity to participate in the sub-allocation decision. Outreach efforts must be conducted to inform the public (including minority, women, elderly, disabled, Limited English Proficiency (LEP), low income, and non human service individuals) about the availability of ROAP funds in addition to holding a public hearing on the ROAP application. Efforts should include distribution of information: on vehicles, to human service agencies, at local community/public events, to local organizations, on public access channels, etc. For LEP individuals, applicants should translate and send information to newspapers, radio stations, etc. based on the population being served. Applicants will be required to complete the Documentation of Outreach Efforts form stating how public involvement was addressed.

E. Public Hearing Requirement

It is required that the Board of County Commissioners hold a public hearing to provide the opportunity for local input regarding the sub-allocation of ROAP funds. The applicant **MUST** publish one public notice (in both English and Spanish or some other language if there is a significant Limited English Proficient population in the county) in a newspaper(s) having general circulation in its county. The public hearing notice **MUST** be published at least seven (7) days before the public hearing date, but not more than 14 days before the public hearing date. Applicants must use the Sample Public Hearing Notice included with this application package. The public hearing must be accessible to individuals with disabilities in accordance with provisions of the Americans with Disabilities Act of 1990. These provisions include having written material available in alternative, accessible formats upon request, and providing special accommodations at your public hearing, such as a sign language interpreter, as may be requested. The public hearing shall be held at a time of day that affords a majority of the public an opportunity to attend and make comments. Applicants must make the Voluntary Title VI Public Involvement form readily available to all individuals attending the public hearing for ROAP funds. The applicant must submit with the hardcopy of their application all completed Voluntary Title VI Public Involvement forms and must keep a copy for their records.

F. Local Matching Requirement

EDTAP and EMPL funding can be used to provide up to one hundred percent (100%) of the fully allocated cost of the trip or other service and requires no local match. RGP and Supplemental RGP funds may be used to provide up to ninety percent (90%) of the fully allocated cost of each general public trip. The remaining ten percent (10%) must be provided from fares, local funds or a combination of the two. Excess fares and/or local funds collected after 10% RGP match requirement has been met should be used to provide additional service, not as a source of administrative and capital funds. PTD encourages Community Transportation Systems to keep fares reasonable so as to encourage ridership.

The ten percent local match requirement is based on the actual cost of providing a RGP and Supplemental RGP funded trips or other services, not the amount allocated from NCDOT. The example below is provided to help counties understand the local match requirement.

Trip equals 10 miles X \$1.23 per mile (based on fully allocated cost) = \$10.23 cost of trip
\$10.23 Trip X 0.90 = \$9.21 RGP funding reimbursement
\$10.23 Trip X 0.10 = \$1.02 fare or local funding required to provide service

15,431 RGP miles during yr. X \$1.23 per mile = \$18,980.13 RGP cost of service
\$18,980.13 X 0.90 = \$17,082.12 RGP funding reimbursement
\$18,980.13 X 0.10 = \$1,898.01 fares or local funding required to provide service

G. Eligible Expenses

The fully allocated cost of a trip or other service, which has traditionally been eligible for the EDTAP, EMPL, and RGP programs, will continue to be eligible under formula ROAP and Supplemental ROAP. See the Eligible Transportation Expenses Matrix for examples of allowable expenditures that can be provided under these programs. This matrix *must* be shared with any agency that receives a sub-allocation of ROAP funds to assure that funds are expended according to program guidelines.

H. Funds Management

The basic grant/funds management requirements in G.S. 159, *Local Government Finance*, and in the *Policies Manual for Local Governments* apply to ROAP funds. The cost principles of OMB Circular A-87, *Cost Principles for State, Local, and Indian Tribal Governments* and OMB Circular A-122, *Cost Principles for Non-Profit Organizations* also apply to ROAP funds. Additionally, funds must be expended according to the program guidelines in the grant application for eligible program expenses identified.

The period of performance for these funds will be July 1, 2009 to June 30, 2010. The period of performance will remain the same regardless of the date on which ROAP funds are disbursed to the county. Allowable expenses incurred from July 1, 2009 for each program are eligible for reimbursement. Any interest earned on the funds will be retained by the transportation program and must be used for transportation related expenses according to program guidelines. Following receipt of the annual ROAP Report, NCDOT will invoice the county to collect any ROAP funds not expended by June 30, 2010.

Suballocation and Control of Funds

The county may choose to maintain control of the ROAP funds and reimburse subrecipients for services or transportation after the service or transportation has been provided. Or, the county may disburse the ROAP funds to the subrecipients before any service or transportation is provided, assuming the county is going to monitor whether the services and transportation are being provided to eligible individuals and whether all expenditures are allowable throughout the period of performance. The county is responsible for billing their subrecipients for any unspent funds.

Passenger Fares

Subrecipients of the ROAP funds may charge passengers a fare for EDTAP, EMPL, RGP or Supplemental ROAP funded services. PTD encourages Community Transportation Systems and agencies to keep fares reasonable so as to encourage ridership. Any fares collected for services will be retained by the transportation program and must be used to meet the matching requirement of a program or to provide additional services.

Transferring Funds Between ROAP Programs

EDTAP, Supplemental EDTAP, RGP and Supplemental RGP funds cannot be transferred to any other ROAP program. Supplemental EDTAP funds cannot be transferred to the EDTAP. Supplemental RGP funds cannot be transferred to RGP. However, counties can transfer Employment Transportation Assistance Program (EMPL) funds, all or in part, to the EDTAP and/or RGP programs, provided such funds are not needed to provide employment trips or eligible other services. Supplemental EMPL funds can be transferred, all or in part, to the Supplemental EDTAP and/or Supplemental RGP programs, provided such funds are not needed to provide employment trips or eligible other services. The applicant attests via the Certified Statement that an assessment of employment transportation needs will occur prior to any transfer of funds. *In addition, the County Manager must provide written assurance to the Public Transportation Division prior to transferring the funds that the employment transportation needs in the county have substantially been met. This assurance can take the form of a letter to the regionally assigned Mobility Development Specialist. The letter should describe the process used to make this determination.*

Employment Transportation Assistance funds that are transferred to another program assume the requirements of the program to which they are transferred. Any funds transferred from the EMPL program to the RGP program will have the same matching requirements as any other RGP funds. Any funds transferred from the Supplemental EMPL program to the Supplemental RGP program will have the same matching requirements as any other Supplemental RGP funds. Additionally, EMPL funds or Supplemental RGP funds transferred to RGP or Supplemental RGP must be suballocated to the Community Transportation System. The county is responsible for billing their subrecipients for any unspent funds.

The annual ROAP Report includes a Local Transfer of Funds form to document the transfer of EMPL or Supplemental EMPL funds within the county.

Transferring Funds Between Counties in a Regional Transit System

ROAP funds may be transferred between and/or among member counties of a regional transportation system. EDTAP and RGP funds must remain within the same program if such funds are transferred between and/or among counties. EMPL funds may be transferred either to the same program or to EDTAP or RGP. Note that the annual ROAP Report form has been revised to include a Regional Transfer of Funds form and a Regional Receipt of Funds form to document any transfer or receipt of ROAP funds between and/or among member counties of the regional transportation system. The same requirements apply to the Supplemental Program funds. The regional transportation systems that are eligible for this additional flexibility are:

- Albemarle Regional Health Services (Inter-County Public Transportation Authority)
- Choanoke Public Transportation Authority
- City of Rocky Mount (Tar River Transit)
- Craven County (Craven Area Rural Transit System)
- Kerr Area Transportation Authority
- Randolph County Senior Adults Association, Inc. (Randolph County Regional Coordinated Area Transit System)
- Yadkin Valley Economic Development District, Inc. (Yadkin Valley Public Transportation)
- Western Piedmont Regional Transit Authority

Transferring Funds to Match Other Grant Programs

ROAP funds may **ONLY be used as the operating local match** for other federal grant programs including Section 5310 – Elderly Individuals and Individuals with Disabilities, Section 5311 – Non-urbanized Formula Program, Section 5316 – Job Access and Reverse Commute (JARC) Program, and Section 5317 – New Freedom Program, where operating is an eligible activity.

I. Monitoring and Evaluation

ROAP services MUST be routinely monitored by county officials to determine whether they are meeting program objectives. The program should also be routinely evaluated to verify that funds are being spent on allowable expenditures, the eligibility of service recipients is being properly documented, and sub-allocated funds will be expended by June 30, 2010.

J. Reporting Requirements

There will be an annual ROAP Report for the grant cycle FY2010. The county will be required to report trip and expense data associated with the formula ROAP funds separately from other operating funding programs. This information may be due in advance of the annual report to NCDOT due to legislative reporting requirements. The County Finance Officer must certify and sign this annual ROAP Report as it identifies the amount of unexpended funds to be returned to NCDOT. Based on this report, counties are invoiced for any unexpended funds for the given fiscal year. Upon receipt of the invoice for unexpended funds, the finance officer shall immediately reimburse NCDOT. The county may find it useful for agencies that have been sub-allocated ROAP funds to provide monthly or quarterly reports of the expenditure of funds and number of trips provided. Close monitoring by the finance officer is highly recommended in order to ensure appropriate and maximum utilization of all program funds. It is the responsibility of the finance officer to:

- Record the receipt of ROAP grant funds in a manner that will disclose the source and the purpose/program to which the funds belong, together with evidence of deposit in a financial institution;

- Ensure that ROAP funds and any interest earned on the funds are expended for eligible program expenses, that services are provided to eligible persons, and that written documentation that supports the expenditures is maintained for at least five years;
- Advise any sub-recipients of the source of the funds, specific program requirements, eligible program expenses and reporting requirements;
- Include ROAP funds received and expended in its annual independent audit on the Schedule of Expenditures of Federal and State Awards and identify any of the funds passed through to other agencies;
- Complete and submit the annual ROAP report; and
- Return unexpended ROAP funds as invoiced by NCDOT.

K. Program Auditing

The Public Transportation Division (PTD) is responsible for providing sufficient program monitoring and oversight to ensure that the state funds are used for the intended purpose. PTD has historically relied upon annual reporting information that identifies the number of passenger trips, other services, and expenditures by program. The department's External Audit Branch compares information in this report to the ROAP expenses reported in the counties annual independent audit report. NCDOT's External Audit Branch has begun on-site audits of ROAP expenditures. This requires meeting with the county finance officer to obtain documentation of costs reported to NCDOT in the annual reporting form. Common areas of deficiency include inadequate documentation of passenger eligibility and trips. Both EDTAP and EMT programs serve specific populations. Without documentation of eligibility, i.e. elderly or disabled, the auditor cannot determine if the rider met the program eligibility criteria that would allow the trip to be charged to the program. In addition, documentation of trips reported to NCDOT must be retained for up to *five* years following submittal of annual ROAP reports. The inability to document trips charged with driver manifests, gasoline receipts, or any invoices associated with costs charged to the program would be considered ineligible expenses. The county will be invoiced for any undocumented costs.

II. Program Guidelines

Elderly and Disabled Transportation Assistance Program

Description

The Elderly Disabled Transportation Assistance Program (EDTAP), originally enacted by legislation in the 1989 Session of the North Carolina General Assembly, provides operating assistance funds for the transportation of the state's elderly and disabled citizens. This transportation assistance allows the elderly and disabled to reside for a longer period in their homes, thereby enhancing their quality of life.

Allocation Formula

The following formula was used to determine the county allocation of the funds available:

- 50% divided equally among all counties;
- 22 ½ % based upon the number of elderly (60 years or older) residents per county as a percentage of the state's total elderly population;
- 22 ½ % based upon the number of disabled residents per county as a percentage of the state's total disabled population; and
- 5% based upon a population density factor that recognizes the higher transportation costs in rural, sparsely populated counties.

Eligibility Criteria

For the purposes of EDTAP, an elderly person is defined as one who has reached the age of 60 or more years. A disabled person is defined as one who has a physical or mental impairment that substantially limits one or more major life activity, an individual who has a record of such impairment, or an individual who is regarded as having such impairment. Certification of eligibility will be the responsibility of the county.

Eligible Expenses

ROAP funds are to be used for trips or other services; not for capital or administrative expenses. Refer to the Matrix of Eligible Transportation Expenses for examples of allowable transportation or services that can be provided under these programs. A fare may be charged for eligible EDTAP services. Any fares collected must be used to provide more EDTAP transportation service.

Restrictions

EDTAP funds are to be used to provide trips and/or other services for elderly and disabled individuals when other funding sources are not available. The county can sub-allocate EDTAP funds to any government agency or 501(c)3 non-profit organization that provides services to individuals with transportation needs. Priority should be given to the Section 5311 Community Transportation System providing coordinated transportation services in the county. If the EDTAP funds are sub-allocated to other agencies besides the Community Transportation System, these other agencies are encouraged to coordinate EDTAP-funded transportation trips with the local Community Transportation System. EDTAP funds may be used as matching funds for 5310, 5311 operating, 5316 and 5317 federally funded transportation programs as appropriate. EDTAP funds cannot be transferred to any other ROAP program. EDTAP funded services are expected to be offered throughout the entire period of performance.

Employment Transportation Assistance Program

Description

The Employment Transportation Assistance Program (EMPL) is intended to help transitional DSS Work First clients, Workforce Development Program participants and/or the general public to travel to work and/or employment training.

Allocation Formula

The following formula was used to determine the county allocation of the funds available:

- 10% divided equally among all counties;
- 45% based upon the population of each county as a percentage of the total state population*; and
- 45% based upon the number of Work First caseloads per county as a percentage of the number of Work First caseloads in the state as of January 2008.

*Excludes the municipal population for counties with urbanized areas within their boundaries.

Eligibility Criteria

Priority should be given to the employment transportation needs of individuals that are not eligible to receive benefits from the Temporary Assistance for Needy Families (TANF) program or to participants in Workforce Development Programs, but the transportation disadvantaged public with employment-related transportation needs can also be served with EMPL funding. Certification of eligibility will be the responsibility of the county.

Eligible Expenses

ROAP funds are to be used for operational activities; not for capital or administrative positions. Refer to the Eligible Transportation Expenses Matrix for examples of allowable expenses under these programs.

Restrictions

Employment Transportation Assistance funds can only be sub-allocated to the Department of Social Services, Workforce Development Programs or to the Community Transportation System. If none of the Employment Transportation Assistance funds are sub-allocated to the Community Transportation System, subrecipients are encouraged to coordinate EMPL-funded trips with the Community Transportation System. EMPL funds may be used as matching funds for 5310, 5311 operating, 5316 and 5317 federally funded transportation programs as appropriate.

Formula Employment Transportation Assistance Program funds may be transferred to EDTAP or RGP if the funds are not needed for employment transportation needs within the county. Supplemental EMPL funds cannot be transferred to the EMPL Program. The county must ensure that Work First and general public employment transportation needs are carefully and thoroughly assessed prior to transferring any EMPL funds to EDTAP or RGP. *Prior to transferring the funds the County Manager must provide written assurance to the Public Transportation Division that the employment transportation needs in the county have substantially been met.* EMPL funds that are transferred to EDTAP or RGP assume the requirements of the program to which the funds are transferred. Additionally, Employment Transportation Assistance funds that are transferred to provide additional rural general public transportation services must be allocated to the Community Transportation System. EMP funded services are expected to be offered throughout the entire period of performance.

Rural General Public Program

Description

The Rural General Public Program assistance funds are intended to provide transportation services to individuals from the county who are not human service agency clients and transportation disadvantaged. The county, in consultation with the Community Transportation System, must determine the RGP services to be provided with the formula RGP funds.

Allocation Formula

The following formula was used to determine the county allocation of the funds available:

- 50% divided equally among all eligible counties; and
- 50% based upon the rural population of each county as a percentage of the total state rural population. *

*Excludes the municipal population for counties with urbanized areas within their boundaries.

Eligibility Criteria

To use RGP funds, the passenger must live in the non-urbanized area of a county and either the origin or destination of the trip must be in the non-urbanized area. Certification of eligibility will be the responsibility of the county.

Restrictions

The formula RGP funds must be sub-allocated to the Community Transportation System. RGP funds should be used to provide transportation services to individuals not eligible for transportation services funded by any other means. RGP funds may be used as matching funds for Sections 5310, 5311, 5316 and 5317 federally funded transportation programs for only **operating** match, as appropriate. RGP funds cannot be transferred to any other ROAP program.

RGP funded services are expected to be offered throughout the entire period of performance.

Supplemental ROAP Program

Description

We anticipate receiving similar authorization as we did this fiscal year to move funds from the Public Transportation Division's consolidated rural capital program to the Supplemental ROAP operating assistance programs upon General Assembly adoption of the FY10 budget. Requesting some or all of these supplemental funds is optional.

Allocation Formula

The Supplemental ROAP Program funds will be allocated using the same formulas used to allocate the formula ROAP funds.

Eligibility Criteria

The eligibility criteria of the Formula ROAP Programs apply to the Supplemental Programs.

Restrictions

These Supplemental ROAP funds shall be used to initiate new or expanded service or continue services that began operating after July 1, 2006 with Supplemental ROAP funds as the funding source. All restrictions that apply to the formula funds apply to the supplemental ROAP funds.

FY 2010 PROJECTED TIMETABLE

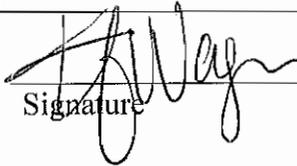
Application Solicitation	June 17, 2009
Applications Due	August 7, 2009 *
NCDOT/County Agreement Executed	September 30, 2009
First Disbursement (50%)	August 31, 2009 *
Second Disbursement (25%)	December 31, 2009
Third Disbursement (25%)	March 31, 2010

*** NOTE: Complete applications received after August 7, 2009 will receive their first disbursement in late September.**

Application for Operating Assistance FY2010 Rural Operating Assistance Program Funds

Name of Applicant (County)	County of Cumberland
County Manager	James E. Martin
County Manager's Email Address	jmartin@co.cumberland.nc.us
County Finance Officer	Amy H. Cannon
CFO's Email Address	acannon@co.cumberland.nc.us
Mailing Address	130 Gillespie Street, Fayetteville, NC 28301 117 Dick Street, Fayetteville, NC 28301
Person Completing this Application	Kristine A. Wagner
Email Address	kwagner@co.cumberland.nc.us
Phone Number	910-678-7624
Supplemental ROAP Funding Request Included:	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>

Application Completed by:


Signature

Date:

7/23/09

Application Instructions

- Read each question carefully. Be sure to answer all the questions.
- Answer questions with complete sentences, providing enough detail to completely answer the question.
- Click on the **gray rectangle** and type each answer. If needed, the text will automatically wrap to the next row. The answer may wrap to the next page if necessary.
- If there are questions regarding this application, contact the NCDOT-PTD Mobility Development Specialist assigned to the area served by the transit system.
- Outreach and public involvement in the use of the ROAP funds is key to providing service that meets the needs of individuals within the community. County managers and finance officers are encouraged to discuss the Limited English Proficiency (LEP) requirements with the local system transportation directors.

I. PROJECT DESCRIPTION FOR FORMULA FUNDS – EDTAP

These funds may be sub-allocated to the transit system or human service agencies in the county. EDTAP funds will be used to provide transportation services for elderly and disabled individuals when *other funding sources are not available*. If an individual meets the eligibility criteria of both EDTAP and an agency transportation program, the agency’s program funds will be used as long as they are available before using EDTAP funds.

EDTAP-1 Describe the process for determining which organizations will receive a sub-allocation of EDTAP funds. The response should address:

- (1) assessment of needs in the service area
- (2) equity in requesting and disbursement of funds
- (3) criteria for determining amount of funds sub-allocated to each organization and

(1) The assessment of needs in the service area are determined by placing an annual advertisement in the local newspaper, for any agency who serves the elderly and/or disabled population within Cumberland County, to inform them of the opportunity to apply for a sub-allocation of EDTAP funds through the Community Transportation Program.

(2) Current and potential recipients of EDTAP funds are required to submit an application to the Community Transportation Program Coordinator. The application entails a description of the agency and the services offered to the clients, how the agency would use the allocation of funds, a projection of units, and the amount of funding the agency would require in order to serve their clients. For FY 10, the applications were reviewed and four agencies were deemed eligible recipients of EDTAP funds. If agencies have clients that can be served under an existing EDTAP agency or the Community Transportation Program, these clients are referred to the appropriate contact person.

(3) The allocations are determined by the projected units of service per the *EDTAP Agency application submitted* by each agency, as well as the agencies history of allocations and units served.

EDTAP-2 Describe the transportation or other services that will be provided by the transit system or human service agencies with EDTAP funds (i.e. trips by transit system or private providers, agency staff transportation, volunteers, mileage reimbursement, etc.)

The Community Transportation Program will continue to provide transportation to medical appointments and pharmacy trips throughout Cumberland County. Trips are provided by a private contractor based upon a one-way trip rate. Bethel Adult Day Health Care Center and the Retired Seniors Volunteer Program will provide transportation for their clients through the same private contractor. Transportation to and from the center will be provided for Bethel Adult Day Health Care clients. Transportation to volunteer sites will be provided for the Retired Seniors Volunteer Program clients. Hope Mills Sunshine Center will supply their own vehicle and driver, for which EDTAP funds will be used to provide transportation to and from the center. Employment Source will be reimbursed on a per-mile cost for employment trips provided by *their own vehicles and drivers for their disabled clients*. Independent Living Rehabilitation Program clients are now being served directly by the Community Transportation Program, and will no longer receive a sub-allocation of funds.

EDTAP-3 Not all elderly and disabled citizens in the service area are human service agency clients. Describe efforts to reach out to these citizens who may need transportation to medical appointments, grocery stores or other destinations. (Public Outreach)

Individuals seeking transportation who are not clients of a human service agency are instructed to contact the Community Transportation Program directly. These referrals typically come from the Fayetteville Area System of Transit, the Department of Social Services, local dialysis centers, and medical facilities throughout Cumberland County. The Community Transportation Program provides an informational booth at many events including the Cumberland County Fair and the DSS Senior Health Fair. Throughout the year, we place marketing advertisements in the Fayetteville Observer and other local publications. Flyers are distributed to medical facilities and human service agencies. *In addition, we have an informational DVD available for use by the Community Transportation Program as well as by each agency receiving EDTAP funds.*

EDTAP-4 Describe the *process for monitoring* the EDTAP Program throughout the year to assure that (1) EDTAP funded services are provided to elderly and disabled individuals not receiving transportation assistance from another funding source and (2) that all expenditures are allowable. (See Eligible Transportation Expenses Matrix)

(1) All potential clients who wish to receive transportation through EDTAP funding must complete a client intake form. This form is used to determine the eligibility of the client, and must be approved by the Community Transportation Program Coordinator prior to receiving service. The Community Transportation Program Coordinator uses the client intake form to verify that the potential client is not eligible for any other means of transportation, such as ADA or DSS Medicaid transportation. If the potential client is eligible for other transportation funds, they will be referred to the proper source. For individuals under the age of 60 seeking transportation because of a disability, a professional verification form is required to certify and determine eligibility. All forms are kept on file with the Community Transportation Program.

(2) Trips provided by agencies are initially verified by the EDTAP application which displays how the agency intends to use the funds. In addition, expenditures for trips provided using EDTAP funds are verified for eligibility by the Community Transportation Program Coordinator before invoices are paid.

EDTAP-5 Does the transit system or any human service agency prioritize or restrict EDTAP funded services based on the purpose, origin or destination of the trip? If yes, describe the prioritization process or restrictions.

Cumberland County has an urgent need for transportation to medical appointments, dialysis treatment centers, and cancer centers. Because of this need, the Community Transportation Program limits its use of EDTAP funds to medical appointments and pharmacy trips only. The agencies that receive a sub-allocation are allowed to provide other types of transportation as long as it is an allowable expenditure and approved by the Transportation Program Coordinator and Transportation Advisory Board.

EDTAP-6 What is done by the transit system and/or agencies to assure that EDTAP funded services are provided for as long as possible during FY2009-FY2010?

The Community Transportation Program Coordinator monitors monthly agency expenditures. If funding can be shifted between agencies in order to sustain transportation, it will be done. If funds are not available to shift, agencies can limit the number of trips a client can take per month in order to sustain services throughout the twelve months. In addition, agencies that provide transportation based upon a per unit cost are urged to combine appointments, which will provide more trips at a lower cost.

EDTAP-7 Describe how and when the performance of this project will be reviewed and evaluated by the county?

The Community Transportation Program Coordinator monitors the agencies monthly. The Transportation Advisory Board receives quarterly budget information that illustrates each EDTAP agency's allotment and expenditures. The budget information is tracked on Excel spreadsheets, and can be used to provide year-to-year comparisons of each agency. Annual surveys are sent to each client, in order to ensure that the services provided by both the drivers, as well as our office, is of the highest standards.

II. PROJECT DESCRIPTION FOR FORMULA FUNDS –Employment Transportation Assistance Funds

These funds can only be sub-allocated to the Department of Social Services, Workforce Development Programs and/or the Community Transportation System in the county. Funds can only be transferred to EDTAP and RGP following certification by the county manager that the employment transportation needs of the county have substantially been met.

EMP-1 Describe the transportation or other services that will be provided by the transit system, DSS or the Workforce Development Program with EMPL funds. (i.e. trips by transit system or private providers, agency staff transportation, volunteers, mileage reimbursement, automobile repairs, etc.)

Services provided with EMPL funds by the Work First department include vehicle repairs, taxi fares, bus passes, towing assistance, vehicle insurance assistance, and mileage reimbursements for eligible applicants.

EMP-2 Describe the process for monitoring the EMPL Program throughout the year to assure that expenses by the transit system, DSS or Workforce Development Program are allowable. (See Eligible Transportation Expenses Matrix)

Expenditures must be authorized by two DSS employees, authorized by a manager, and then verified by the finance office. All expenditures are then checked against the DOT eligible transportation expenses matrix before authorization is given.

EMP-3 What is done by the transit system, DSS or Workforce Development Program to assure that EMPL funded services are provided for as long as possible during FY2009-FY2010?

Historically, the EMPL funds have sustained throughout the entire fiscal year. However, if needed, the total amount can be divided into a monthly allocation, and monitored to ensure that the funds will sustain throughout the entire year.

EMP-3a What will the county do to keep the services operating if the EMPL allocations are expended in less than twelve months?

If at any point funds are expected to run out, no further expenditures will be made by DSS without first contacting the Transportation Program Coordinator to inquire about the possibility of additional funds from the County level.

EMP-4 Describe the process for determining when it is appropriate or necessary to transfer EMPL funds to EDTAP or RGP funds as allowed in the program guidelines?

In the event that any EMPL funds remain unspent near the end of the fiscal year, the Transportation Program Coordinator may evaluate and transfer funds to the EDTAP program. The County always makes a good faith effort to verify that employment transportation needs are met before requesting authorization to transfer funds.

EMP-5 Describe how and when the performance of EMPL funded services will be reviewed and evaluated by the county?

Services are evaluated monthly, through Excel spreadsheets, to ensure the best possible use of the funds. The effectiveness of the program is measured by the number of families that are able to retain employment due to assistance received through this funding.

EMP-6 Describe the public outreach efforts for this program.

Information about this program is available online at www.dss.co.cumberland.nc.us. In addition, information is shared with the public through daily informational sessions at the DSS office and the Cumberland County Public Information Office.

III. PROJECT DESCRIPTION FOR FORMULA FUNDS –Rural General Public Funds

These funds are intended to provide transportation services for individuals who are not human service agency clients. These funds can only be sub-allocated to the community transportation system.

RGP-1 Describe the process for (1) assessing transportation needs in the service area and (2) determining the projected units of service.

(1) The assessment of needs in the service area is determined by the fact that the rural areas of our county do not have available public transportation with the exception of taxi service. The local bus system only operates within the city limits, inside the urban area boundary.

(2) As this is a new service, we are currently projecting that we will be able to provide 3000 units of service.

RGP- 2 Describe the transportation services that will be provided with RGP funds and the geographic area in which the services will be provided.

We are currently working on providing a new service with the RGP funds. This service will be a demand response service for the general public/transportation disadvantaged living within the rural portions of our county. This geographic area has been determined by using the Census 2000 Urban Area Boundary (see included map). The

residents located outside of this urban area boundary will be able to call our office and schedule transportation with a minimum of 24 hours notice. This service will provide our rural residents with the opportunity to obtain transportation to work, medical appointments, shopping, school, etc.

RGP- 3 Will a passenger pay a fare for RGP service? What is the fare for an RGP trip?

The passenger will pay a fare for RGP service, which is yet to be determined. We are in the process of developing a "Request for Proposal" in order to obtain bids from local contractors to provide the service. The bids will be placed as a one-way trip cost. The fare for the passenger will be 10% of the one-way trip cost, in order to cover the local match.

RGP- 4 Describe the process for monitoring the RGP Program throughout the year to insure that all expenses by the transit system are allowable? (See Eligible Transportation Expenses Matrix)

When a client calls our office for transportation, we will verify that they are a rural resident and that the trip requested is an allowable expense with RGP funds. In addition, expenditures for trips provided using RGP funds are verified for eligibility by the Community Transportation Program Coordinator before invoices are paid.

RGP- 5 Describe how the local match requirement for RGP funds will be met.

The local match requirement for these funds will be met through the fares collected from passengers.

RGP-6 Does the transit system prioritize or restrict RGP funded services based on the purpose, origin or destination of the trip? If yes, describe the prioritization process or restrictions.

As long as the passenger is verified as a rural resident of our County, there will be no restrictions on the purpose or destination of the trip.

RGP-7 What does the transit system do to assure that RGP funded services are provided throughout FY2010 with these funds?

The Community Transportation Program Coordinator will monitor monthly expenditures. If needed, the number of trips a client can take per month can be limited in order to sustain services throughout the twelve months.

RGP-8 What will the county do to keep the services operating if the RGP funds are expended in less than twelve months?

If at any point funds are expected to run out, no further expenditures will be made by until the Transportation Program Coordinator could determine about the possibility of additional funds from the County level or other source.

RGP-9 Describe how and when the performance of RGP funded services will be reviewed and evaluated by the county?

The Community Transportation Program Coordinator will monitor the client trips and expenditures monthly. The Transportation Advisory Board will receive quarterly budget information that illustrates the RGP expenditures. The budget information is tracked on Excel spreadsheets, and will be used to provide year-to-year comparisons. Annual surveys will be sent to each client, in order to ensure that the services provided by both the drivers, as well as our office, is of the highest standards.

RGP-10 Describe the transit systems efforts to advertise this program to the general public.

With the assistance of the Rural Planning Organization, we will be distributing information and flyers to libraries, churches, community centers, members of the RPO's boards, etc. As this will be a new service, marketing will be of the utmost importance. Marketing advertisements will be placed in the Fayetteville Observer and other local publications. Information will also be distributed at meetings and at our booth at the Cumberland County Fair.

IV. PROJECT DESCRIPTION –SUPPLEMENTAL ROAP Funds

Complete responses to the following questions are necessary to make an assessment of the eligibility of the proposed service. Incomplete responses will delay PTD review of the application.

Describe the proposed new or expanded service? (demand response/subscription/fixed route; within or outside normal service area, i.e. out of county employment route; days and hours of operation; service area; fare structure; provision of gas vouchers, volunteer reimbursement, etc.) Describe each program separately.

SuppEDTAP - Supplemental EDTAP funds will be used to provide trips, through a private contractor, for new clients obtained through marketing of the program, as well as those who are on a waiting list for transportation to dialysis appointments. There is an urgent need in Cumberland County for transportation to dialysis appointments, which these funds will greatly assist those who are waiting for transportation.

SuppEMP - Supplemental EMP funds will be used for eligible clients not currently being served under the program. Public outreach will be completed to inform the community of these available funds.

SuppRGP – Supplemental RGP funds will be used to offer additional trips through our new demand response service available to rural County residents.

How were the projected units of additional service with supplemental EDTAP, Employment and RGP funds determined? What will be done to assure that the service to be provided throughout the twelve months of FY09-10. (CT System requirement). Describe each program separately. (See the Supplemental ROAP Sub-allocation Worksheet.)

SuppEDTAP - For EDTAP funds, projected units of service are determined based upon the price of a one-way trip cost. The Transportation Program Coordinator can determine the allowable monthly level of service that can be provided with the supplemental funds, in order to sustain transportation throughout the twelve months.

SuppEMP - For EMP funds, projected units of service are based on the prior year's figures. The Transportation Program Coordinator and DSS work together to verify that the employment transportation needs are being met in the county. The funds will be used by DSS for new clients through marketing, or later in the year if the employment needs are met, the Transportation Program Coordinator can request to transfer unused funds over to EDTAP if needed. Services provided will be monitored monthly by DSS, and monthly expenditures can be limited in order to sustain transportation.

SuppRGP – For RGP funds, projected units of service are determined based upon the price of a one-way trip cost. The Transportation Program Coordinator can determine the allowable monthly level of service that can be provided with the supplemental funds, in order to sustain transportation throughout the twelve months.

The supplemental EDTAP, Employment and RGP funds must be used to provide an increased level of service, including serving eligible individuals not currently served by the regular ROAP program. Describe how the agencies that receive the supplemental funds will notify eligible users about the new Supplemental EDTAP funded service. Be specific. Describe each program separately.

SuppEDTAP - All EDTAP agencies will notify clients who are currently on a waiting list for transportation that funds are available to serve them. In addition, a notice will be posted in each EDTAP agency office for clients who may have a need for the service, and were unaware of the availability to obtain transportation with EDTAP funds. Additional marketing will be completed by advertising in local publications.

SuppEMP - Notices will be posted within the Department of Social Services office, for clients who may have a need for the service, and were unaware of the availability to obtain transportation with EMP funds.

SuppRGP - As this will be a new service, marketing will be of the utmost importance. Marketing advertisements will be placed in the Fayetteville Observer and other local publications. Information will also be distributed at meetings and at our booth at the Cumberland County Fair. With the assistance of the Rural Planning Organization, we will be distributing information and flyers to libraries, churches, community centers, members of the RPO's boards, etc.

Describe in detail efforts made to reach out to the community to make them aware of the additional funding and to identify service needs beyond those currently provided with the formula allocation.

Additional marketing will be completed by the Community Transportation Program office to include advertisements in local publications, as well as information disbursement at local medical facilities, community centers, churches, libraries, etc. Historically, it has been difficult to market the program without the availability of additional funds needed to provide transportation for new clients. The supplemental funds will allow further marketing and growth of our program, as it will ensure we have the funds available to provide transportation for our new clients.

Describe how the Supplemental ROAP funded services will be monitored throughout the year to assure that services are provided to eligible individuals and expenses and service statistics are tracked separately from the regular ROAP program.

The Transportation Program Coordinator compiles the units provided to new clients and/or new dialysis subscription clients separately than those of the regular EDTAP clientele. New clients, as well as all units paid for by ROAP funds, must be approved by the Transportation Program Coordinator.

Describe how the performance of Supplemental ROAP funded services will be reviewed and evaluated by the county?

The objective is to decrease the waiting list, as well as offer transportation services to new clients who were unaware of the available transportation. Monthly invoices, as well as a decrease in the waiting list, are what is used to determine the effectiveness and efficiency of the supplemental funded services. The Community Transportation Program Coordinator monitors the supplemental funded services monthly. In addition, the Transportation Advisory Board receives quarterly budget information for their review.

FY10 ROAP Sub-Allocation Worksheet

Agencies Receiving Sub-Allocations	Elderly and Disabled Transportation Assistance Program			Employment Transportation Assistance Program			Rural General Public Transportation Program	
	Proposed			Proposed			Proposed	
	Amount of request to be suballocated	Passenger Trips	Number of Other Services	Amount of request to be suballocated	Passenger Trips	Number of Other Services	Amount of request to be sub-allocated	Passenger Trips
Bethel Adult Day Health Care Center	\$20,000	1000						
Community Transportation Program	\$78,527	3926					\$82,454	3000
Employment Source	\$5,000	1000						
Hope Mills Sunshine Center	\$7,047	4300						
Retired Seniors Volunteer Program	\$3,840	192						
DSS Work First				\$44,943		60		
TOTAL AMOUNT	\$114,414	10418	0	\$44,943	0	60	\$82,454	3000

FOOTNOTES:

Elderly is defined as a person who has reached the age of 60 or more years.

Disabled is defined as a person who has physical or mental impairment that substantially limits one or more life activities, an individual who has record of such impairment, or who is regarded as having such an impairment.

Employment - Eligible passengers are defined as individuals with employment transportation needs that are not eligible to receive benefits from the Temporary Assistance for Needy Families (TANF) program.

Rural General Public is defined as person whose transportation is not subsidised by a human service agency and requests a trip that begins and/or ends at a rural location.

Allocation of funds should be based on the decision of the Board of Commissioners. The total allocation should be equal to or less than the amount available in each program.

Passenger Trips are defined as each time a passenger boards a vehicle at a location and alights at another location.

FY10 ROAP Sub-Allocation Worksheet for Supplemental Funds

Agencies Receiving Sub-Allocations	Elderly and Disabled Transportation Assistance Program			Employment Transportation Assistance Program			Rural General Public Transportation Program	
	Proposed			Proposed			Proposed	
	Amount of request to be suballocated	Passenger Trips	Number of Other Services	Amount of request to be suballocated	Passenger Trips	Number of Other Services	Amount of request to be sub-allocated	Passenger Trips
Community Transportation Program	\$65,498	3275					\$72,511	2700
DSS Work First				\$55,765		75		
TOTAL AMOUNT	\$65,498	3275	0	\$55,765	0	75	\$72,511	2700

FOOTNOTES:

Elderly is defined as a person who has reached the age of 60 or more years.

Disabled is defined as a person who has physical or mental impairment that substantially limits one or more life activities, an individual who has record of such impairment, or who is regarded as having such an impairment.

Employment - Eligible passengers are defined as individuals with employment transportation needs that are not eligible to receive benefits from the Temporary Assistance for Needy Families (TANF) program.

Rural General Public is defined as person whose transportation is not subsidised by a human service agency and requests a trip that begins and/or ends at a rural location.

Allocation of funds should be based on the decision of the Board of Commissioners. The total allocation should be equal to or less than the amount available in each program.

Passenger Trips are defined as each time a passenger boards a vehicle at a location and alights at another location.

Sub-Allocation Methodology Description

Applicant: County of Cumberland

Provide a detailed description of the methodology used to sub-allocate EDTAP, Supplemental EDTAP, EMPL and Supplemental EMPL program funds. How were sub-recipients of these funds selected? (i.e. application, committee, transportation plan) If a competitive process was used, describe the selection criteria. How did the county decide on the amount to suballocate to a sub-recipient? How was the need determined?

Click on grey rectangle and begin typing. Be sure to include separate information for each funding program.

We place an annual advertisement in the local newspaper, for any agency who serves the elderly and/or disabled population within Cumberland County, to inform them of the opportunity to apply for a sub-allocation of EDTAP funds through the Community Transportation Program.

Current and potential recipients are required to submit an application to the Community Transportation Program Coordinator. The application entails a description of the agency and the services offered to the clients, how the agency would use the allocation of funds, a projection of units, and the amount of funding the agency would require in order to serve their clients. The Transportation Program Coordinator takes the submitted applications to the Transportation Advisory Board. If agencies have clients that can be served under an existing EDTAP agency or the Community Transportation Program, these clients are referred to the appropriate contact person. The Transportation Advisory Board approves sub-allocations based upon the information submitted within the applications and the needs of our County's elderly and disabled. Transportation for that will improve their quality of life receives priority.

CERTIFIED STATEMENT
FY 2010

County of **Cumberland**

RURAL OPERATING ASSISTANCE PROGRAM

Whereas Article 2B of Chapter 136 of the North Carolina General Statutes and the Governor of North Carolina have designated the North Carolina Department of Transportation (NCDOT) as the agency responsible for administering all federal and/or state programs related to public transportation, and grants NCDOT authority to do all things required in applicable federal and/or state legislation to properly administer the public transportation programs within the State of North Carolina;

WHEREAS, G.S. 136-44.27 established the Elderly and Disabled Transportation Assistance Program;

WHEREAS, funds will be used for transportation related expenditures as specified in the FY2010 Rural Operating Assistance Program (ROAP) application;

WHEREAS, information regarding use of the funds will be provided at such time and in such a manner as NCDOT may require;

WHEREAS, it is the policy of the North Carolina Department of Transportation that Disadvantaged Business Enterprises, Minority Owned Business Enterprises and Women Owned Business Enterprises shall have the opportunity to participate in the performance of contracts financed in whole or part by Federal and State funds in order to create a level playing field, and the county shall not discriminate on the basis of race, color, national origin, or sex in the performance of this contract.

WHEREAS, ROAP funds will be used to provide eligible services during the period July 1, 2009 through June 30, 2010;

WHEREAS, any interest earned on ROAP funds will be expended for eligible program uses as specified in the ROAP application; and

WHEREAS, the County will include ROAP funds received and expended in its annual independent audit on the schedule of federal and state financial assistance. Funds passed through to other agencies will be identified as such.

This is to certify that the undersigned is duly elected, qualified and acting chairperson of the Board of County Commissioners of the County of Cumberland, North Carolina, and that the following statements are true and accurate:

Check the box if the county's application includes a request for funding.

Elderly and Disabled Transportation Assistance Program

1. The funds received from G.S. 136-44.27 will be used to provide transportation services for the elderly and disabled allowing individuals to reside for a longer period in their homes, thereby enhancing their quality of life.
2. The funds will not be used to supplant or replace existing federal, state or local funds designated to provide elderly and disabled transportation services in the county.

Employment Transportation Assistance Program

1. The funds will be used to assist transitional Work First participants after eligibility for cash assistance has concluded, participants in local Workforce Development Programs, and/or the general public with employment-related transportation needs
2. The funds will be suballocated to the local Department of Social Services, Work Force Development Program or the community transportation system for employment transportation.
3. The funds will be transferred to the Elderly and Disabled Transportation Assistance Program or the Rural General Public Program after an assessment of employment transportation needs in the service area indicates that employment transportation needs are substantially being met. This assessment will occur prior to any transfer of funds and following submission of a statement to that effect from the County Manager to the Public Transportation Division.

Rural General Public Program

1. The funds will be limited to use by the community transportation system
2. The funds will not be used to provide human service agency trips.
3. The funds will be used to provide transportation to residents in the non-urbanized area of the county.

Supplemental Elderly and Disabled Transportation Assistance Program

1. The funds will be used according to the eligibility criteria and restrictions provided in the EDTAP Guidelines.
2. The funds will be used to initiate new or expanded services or continue a service that began operating after July 1, 2006 with Supplemental EDTAP funds as the funding source.

Supplemental Employment Transportation Assistance Program

1. The funds will be used according to the eligibility criteria and restrictions provided in the EMPL Guidelines.
2. The funds will be used to initiate new or expanded services or continue a service that began operating after July 1, 2006 with Supplemental EMPL funds as the funding source.

Supplemental Rural General Public Program

1. The funds will be used according to the eligibility criteria and restrictions provided in the RGP Guidelines.
2. The funds will be used to initiate new or expanded services or continue a service that began operating after July 1, 2006 with Supplemental RGP funds as the funding source.

WITNESS my hand and official seal, this _____ day of August, 2009.

Attest:

Signature, Board of County
Commissioners Chairperson

Signature, County Manager/Administrator

Print Name: _____

Print Name: _____

Public Hearing Notice

This is to inform the public of the opportunity to attend a public hearing on the proposed Rural Operating Assistance Program (ROAP) application to be submitted to the North Carolina Department of Transportation no later than August 7, 2009 by the county of Cumberland. The public hearing will be held on August 3, 2009 at 9:00 am at the Cumberland County Board of Commissioners meeting in the County Courthouse located at 117 Dick Street. Cumberland County will provide auxiliary aids and services under the ADA for disabled persons who wish to participate in the hearing. Anyone requiring special services should contact Ms. Kristine Wagner as soon as possible so that arrangements can be made.

The programs included in the Rural Operating Assistance Program application are:

Elderly & Disabled Transportation Assistance (EDTAP) Program provides operating assistance for the transportation of elderly and disabled citizens. This transportation assistance allows for the individual to reside for longer periods in their homes, thereby enhancing their quality of life. For the purpose of EDTAP, an elderly person is defined as one who reaches the age of 60 or more years. A disabled person is defined as one who has a physical or mental impairment that substantially limits one or more major life activity, an individual who has a record of such impairment, or an individual who is regarded as having such impairment.

Employment Transportation Assistance Program is intended to provide operating assistance for transitional Work First, Workforce Development Programs and general public employment transportation needs.

Rural General Public (RGP) Program funds are intended to provide transportation service to individuals who are not human service agency clients and live in non-urbanized areas.

The period of performance for Rural Operating Assistance Program funds is July 1, 2009 through June 30, 2010. The FY2010 ROAP individual program totals are:

PROGRAM	TOTAL
EDTAP	\$114,414
EMPL	\$44,943
RGP	\$82,454
Supplemental EDTAP	\$65,498
Supplemental EMPL	\$55,765
Supplemental RGP	\$72,511
TOTAL	\$435,585

This application may be inspected at the Historic County Courthouse located at 130 Gillespie Street from 8:00 am to 4:00 pm, Monday thru Friday. Written comments should be directed to Ms. Kristine Wagner, Transportation Program Coordinator, 130 Gillespie Street, Fayetteville, NC 28301, before August 27, 2009.

Comunicado publico

Este llamado es para invitar a la comunidad a asistir a la audiencia pública sobre la propuesta para someter una aplicación del programa Rural Operating Assistance Program (ROAP) al Departamento de Transporte de Carolina del Norte para el condado de Cumberland. Las aplicaciones se aceptarán hasta el 7 de agosto del 2009. La audiencia pública se llevara a cabo el 3 de agosto del 2009 a las 9:00 am durante la reunión de los Comisionados del condado de Cumberland en el Palacio de Justicia ubicado en la calle 117 Dick Street. El Condado de Cumberland proveerá ayuda y servicios auxiliares bajo el programa "ADA" a aquellas personas discapacitadas que deseen participar en la audiencia. Alguna otra persona que requiera de estos servicios especiales deberá contactar a la señora Kristine Wagner lo antes posible para hacer los arreglos necesarios.

Los programas incluidos en la aplicación para el programa "Rural Operating Assistance Program" son:

Programa "Elderly & Disabled Transportation Assistance (EDTAP)", es un programa que proveerá asistencia para la transportación de ancianos y ciudadanos discapacitados. Este programa permitirá a cada individuo a residir en sus hogares por más tiempo, de esta manera mejorará su calidad de vida. El propósito del programa EDTAP, se basa en que considera una persona anciana a aquella que haya cumplido 60 años o más, y considera una persona discapacitada a aquella que tenga un impedimento físico o mental la cual limita una o más de sus actividades diarias.

Programa "Employment Transportation Assistance", proveerá asistencia para los programas de transición tales como Work First, Workforce Development Programs y General Public Employment Transportation. Estos fondos se usarán para respaldar a las necesidades de transporte para el empleo de las personas que no sean elegibles a recibir los beneficios del programa "Temporary Assistance for Needy Families (TANF)."

Los fondos del programa "Rural General Public (RGP)" se usarán para proveer servicios de transporte a aquellas personas que no sean clientes de la agencia de los servicios humanos.

Los fondos del programa "Rural Operating Assistance (ROAP)" se usarán para iniciar un nuevo servicio o para continuar algún servicio que fuera financiado anteriormente por los fondos suplementarios del ROAP.

El periodo de cumplimiento de los fondos del programa "Rural Operating Assistance Program" se llevará a cabo desde el 1 de julio del 2009 hasta el 30 de junio del 2010. Los totales de cada programa del año fiscal 2009 al 2010 son:

PROGRAMA	TOTAL
EDTAP	\$114,414
EMPL	\$44,943
RGP	\$82,454
Supplemental EDTAP	\$65,498
Supplemental EMPL	\$55,765
Supplemental RGP	\$72,511
TOTAL	\$435,585

Esta aplicación puede ser examinada en el Histórico Palacio de Justicia del Condado de Cumberland ubicada en la calle 130 Gillespie Street desde las 8:00am hasta las 4:00 pm de Lunes a Viernes. Si tiene algún comentario por escrito, envíelo a la Sra. Kristine Wagner, 130 Gillespie St., Fayetteville, NC 28301, antes del 27 de agosto del 2009.

Documentation of Outreach Efforts

Provide a *detailed description* of outreach meetings and other efforts (including date, time, and location) held within the transportation service to be served with FY 09-10 ROAP funds. Outreach efforts must be conducted and documented by the applicant as to how the public and populations being served (including minority, women, elderly, disabled, Limited English Proficiency (LEP), low income, and non human service individuals) were informed about the availability of funds and the public hearing on the ROAP grant.

The public hearing notice was advertised in the Fayetteville Observer, in English and in Spanish, on Monday, July 20, 2009. In addition, the public hearing notice was also posted for the public on our website at <http://www.fampo.org/ctp>, as well as the following human service agencies throughout the county:

- Cumberland County Department of Social Services (low income, elderly, disabled, minority, LEP, general public)
- Cumberland County Mental Health Department (general public, minority, LEP)
- Cumberland County Health Department (general public, minority, LEP)
- Vocational Rehab – Independent Living (elderly and disabled)
- Mid Carolina Council of Governments (elderly, disabled, general public)
- Employment Source (disabled)

Public Hearing Record

Attach the Public Hearing Minutes to this Record

Date Public Hearing Notice was Published: July 20, 2009

DATE: August 3, 2009

TIME: 9:00 am

PLACE: Cumberland County Courthouse Room 118

NUMBER OF BOARD MEMBERS PRESENT: _____

MEMBERS OF PUBLIC IN ATTENDANCE: _____

Include copy of public hearing minutes with your application.

Were the Voluntary Title VI Participation Forms offered to the public? Yes

Did the public make any comments? _____

PUBLIC COMMENTS: _____

Voluntary Title VI Public Involvement

Title VI of the Civil Right's Act of 1964 requires North Carolina Department of Transportation to gather statistical data on participants and beneficiaries of the agency's federal-aid highway programs and activities. The North Carolina Department of Transportation collects information on race, color, national origin and gender of the attendees to this public meeting to ensure the inclusion of all segments of the population affected by a proposed project.

The North Carolina Department of Transportation wishes to clarify that this information gathering process **is completely voluntary** and that you are not required to disclose the statistical data requested in order to participate in this meeting. This form is a public document.

The completed forms will be held on file at the North Carolina Department of Transportation. For Further information regarding this process please contact Sharon Lipscomb, the Title VI Manager at telephone number 919.508.1830 or email at slipscomb@ncdot.gov.

Project Name:		Date:
Meeting Location:		
Name (please print)	Gender:	
	<input type="checkbox"/> Male <input type="checkbox"/> Female	
General ethnic identification categories (check one):		
<input type="checkbox"/> Caucasian	<input type="checkbox"/> Hispanic American	<input type="checkbox"/> American Indian/Alaskan Native
<input type="checkbox"/> African American	<input type="checkbox"/> Asian/Pacific Islander	Other: _____
Color:	National Origin:	

After you complete this form, please fold it and place it inside the designated box on the registration table.

Thank you for your cooperation.

Participación voluntaria del público del Título VI

El Título VI del Acto de los Derechos Civiles de 1964 requiere que el Departamento de Transporte de Carolina del Norte recoja los datos estadísticos sobre los participantes y beneficiarios de sus programas y de sus actividades de la ayuda federal en carretera. El Departamento de Transporte de Carolina del Norte recoge la información sobre raza, color, origen nacional y género de los que asisten esta reunión pública para asegurar la inclusión de todos los segmentos de la población afectados por un proyecto propuesto.

El Departamento de Transporte de Carolina del Norte desea aclarar que este proceso de recoger información **es completamente voluntario** y que no le requiere divulgar los datos estadísticos para participar en esta reunión. Este impreso es un documento público.

Los impresos rellenos se guardarán archivados al Departamento de Transporte de Carolina del Norte. Para más información en cuanto a este proceso, por favor le ponga en contacto con Sharon Lipscomb, el jefe del Título VI, por teléfono a (919) 508-1830 o por correo electrónico a slipscomb@ncdot.gov.

Nombre del proyecto:		Fecha:
La ubicación de la reunión		
Nombre (por favor, escriba en letra de imprenta):		Género: <input type="checkbox"/> Hombre <input type="checkbox"/> Mujer
Categorías generales de identificación étnica (Seleccione uno):		
<input type="checkbox"/> Caucásico	<input type="checkbox"/> Hispanoamericano	<input type="checkbox"/> Nativoamericano/ Nativo de Alaska
<input type="checkbox"/> Afroamericano	<input type="checkbox"/> Asiático/ Isleños del pacífico	Otro:
Color:		Origen Nacional:

Después de rellenar este impreso, por favor, dóblelo y póngalo dentro de la caja designada en la mesa de inscripción.

¡Gracias por su cooperación!

Eligible Transportation Expenses Matrix

<p>Trip Based Services - Trips may be provided by car/vanpool, taxi, public transit vehicle, private transit vehicle, agency vehicle or mileage reimbursement to a volunteer. The most cost-effective option should be chosen. Public /Private transportation providers shall be reimbursed based on the fully allocated cost per mile, per hour, or per passenger trip or for the cost of a token or ticket. Volunteers can be reimbursed for mileage only. If a human service agency uses an agency vehicle to provide the trip, the agency must include the fully allocated cost of a trip in their reimbursement request including fuel, staff time and benefits, depreciation, vehicle insurance and licensing.</p>			
Trip Purpose	EDTAP	EMPL	RGP
Personal care, non-emergency medical appointments, pharmacy pickup, shopping, bill paying, public hearings, committee meetings, classes, banking, etc.	Yes	NO	Yes
Job fair attendance, job readiness activities or training	Yes	Yes	Yes
Transportation to Workplace (trip must be scheduled by the individual passenger)	Yes	Yes	Yes
Child(ren) of Working Parent transported to Child Care	NO	Yes (Work First only)	Yes
Group field trips/tours to community special events	Yes	NO	*
Overnight trips to out-of-county destinations	Yes	NO	*
Human Service Agency appointments	Yes	NO	Yes
<p>Other Services -- Includes expenses incurred transporting a passenger to a destination without using a public transit system, private transit or agency vehicle.</p>			
Other Services	EDTAP	EMPL	RGP
Fuel (gas voucher, gas card, reimbursement to fuel provider)	Yes	Yes	Yes
Maintenance Repairs to personal cars (must own the car).	NO	Yes (Work First only)	NO
Personal car insurance 1 time payment that can cover needs up to 3 months.	NO	Yes (Work First only)	NO

* **Must be provided under the provisions of the federal Charter regulations which can be viewed at http://www.fta.dot.gov/laws/leg_reg_179.html**

JEANNETTE M. COUNCIL
Chairman

BILLY R. KING
Vice Chairman

J. BREEDEN BLACKWELL
KENNETH S. EDGE
MARSHALL FAIRCLOTH
JIMMY KEEFFE
EDWARD G. MELVIN



MARSHA S. FOGLE
Clerk to the Board

MARIE COLGAN
Deputy Clerk

BOARD OF COMMISSIONERS

5th Floor, New Courthouse • P.O. Box 1829 • Fayetteville, North Carolina 28302-1829
(910) 678-7771 • Fax: (910) 678-7770

June 26, 2009

AGENDA ITEM FOR AUGUST 3, 2009 MEETING

TO: Board of Commissioners
FROM: Marsha Fogle, Clerk
RE: Release of Closed Session Minutes

ITEM NO. 2B

The County Attorney has reviewed the following closed session minutes for 2003 and recommends they be released:

January 6, 2003, Attorney-Client Matter (2)
February 17, 2003, Litigation
February 17, 2003, Attorney-Client Matter
April 7, 2003, Economic Development Matter
April 22, 2003, Litigation
May 5, 2003, Economic Development
August 4, 2003, Attorney Client Matters (3)
August 4, 2003, Litigation
August 18, 2003, Litigation
August 18, 2003, Attorney Client
September 2, 2003, Attorney Client
September 2, 2003, Attorney Client
September 15, 2003, Attorney Client
September 15, 2003, Attorney Client
October 6, 2003, Litigation
October 6, 2003, Attorney Client Matters (2)
November 17, 2003, Economic Development
November 17, 2003, Attorney Client Matters (2)
December 15, 2003, Property Matters (2)
December 15, 2003, Economic Development Matters (2)
December 15, 2003, Attorney Client Matters (2)

ACTION: Release minutes as recommended by the County Attorney.

Celebrating Our Past... Embracing Our Future

JEANNETTE M. COUNCIL
Chairman

BILLY R. KING
Vice Chairman

J. BREEDEN BLACKWELL
KENNETH S. EDGE
MARSHALL FAIRCLOTH
JIMMY KEEFE
EDWARD G. MELVIN



MARSHA S. FOGLE
Clerk to the Board

MARIE COLGAN
Deputy Clerk

BOARD OF COMMISSIONERS

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(910) 678-7771 • Fax: (910) 678-7770

July 1, 2009

AGENDA ITEM FOR AUGUST 3, 2009 MEETING

TO: Board of Commissioners
FROM: Marie Colgan, Clerk
RE: Release of Closed Session Minutes

The County Attorney has reviewed the following closed session minutes for 2004 and recommends they be released:

January 5, 2004, Economic Development
February 2, 2004, Attorney-Client (3)
March 15, 2004, Attorney Client (2)
April 1, 2004, Attorney-Client (Finance Committee)
April 5, 2004, Economic Development (3)
April 5, 2004, Attorney-Client
April 19, 2004, Attorney-Client (2)
April 19, 2004, Economic Development
May 11, 2004, Attorney-Client, (Finance Committee)
May 17, 2004, Economic Development
June 7, 2004, Property Matters
June 7, 2004, Economic Development (2)
June 28, 2004, Economic Development
June 28, 2004, Attorney Client
August 16, 2004, Economic Development
August 16, 2004, Attorney Client
September 7, 2004, Economic Development
September 7, 2004, Property Matter
September 20, 2004, Attorney Client
September 20, 2004, Economic Development (2)
October 4, 2004, Attorney Client
October 4, 2004, Economic Development (2)
November 1, 2004, Economic Development (3)
November 15, 2004, Attorney Client
December 20, 2004, Attorney Client
December 20, 2004, Economic Development

ACTION: Release Closed Session Minutes as recommended by the County Attorney.

Celebrating Our Past...Embracing Our Future

JEANNETTE M. COUNCIL
Chairman

BILLY R. KING
Vice Chairman

J. BREEDEN BLACKWELL
KENNETH S. EDGE
MARSHALL FAIRCLOTH
JIMMY KEEFE
EDWARD G. MELVIN



MARIE COLGAN
Clerk to the Board

CANDICE WHITE
Deputy Clerk

BOARD OF COMMISSIONERS

5th Floor, New Courthouse • P.O. Box 1829 • Fayetteville, North Carolina 28302-1829
(910) 678-7771 • Fax: (910) 678-7770

July 1, 2009

AGENDA ITEM FOR AUGUST 3, 2009 MEETING

TO: Board of Commissioners
FROM: Marie Colgan, Clerk
RE: Release of Closed Session Minutes

The County Attorney has reviewed the following closed session minutes for 2005 and recommends they be released:

January 3, 2005 – Attorney Client	August 1, 2005 – Attorney Client
January 18, 2005 – Attorney-Client (2)	August 1, 2005 – Attorney Client
February 7, 2005 – Attorney Client (2)	September 6, 2005 – Economic Development
March 21, 2005 – Attorney Client	September 6, 2005 – Attorney-Client
April 4, 2005 – Property Matters	September 6, 2005 - Property Matter
April 18, 2005 – Economic Development (2)	September 19, 2005 – Attorney Client
April 28, 2005 – Attorney Client	October 3, 2005 – Attorney-Client
May 2, 2005 – Attorney Client (6)	November 7, 2005 – Economic Development (2)
May 16, 2005 – Economic Development	November 7, 2005 – Attorney-Client
May 16, 2005 – Attorney Client	December 19, 2005 - Litigation
June 6, 2005 – Attorney Client	
June 6, 2005 – Confidential Matter	
June 14, 2005 – Confidential Matter	
June 20, 2005 – Economic Development (2)	
June 20, 2005 – Attorney Client	
June 20, 2005 – Personnel Matter	

ACTION: Release Closed Session Minutes as recommended by the County Attorney.

Celebrating Our Past... Embracing Our Future

JEANNETTE M. COUNCIL
Chairman

BILLY R. KING
Vice Chairman

J. BREEDEN BLACKWELL
KENNETH S. EDGE
MARSHALL FAIRCLOTH
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MARIE COLGAN
Clerk to the Board

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Deputy Clerk

BOARD OF COMMISSIONERS

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(910) 678-7771 • Fax: (910) 678-7770

July 1, 2009

AGENDA ITEM FOR AUGUST 3, 2009 MEETING

TO: Board of Commissioners
FROM: Marie Colgan, Clerk
RE: Release of Closed Session Minutes

The County Attorney has reviewed the following closed session minutes for 2006 and recommends they be released:

January 3, 2006 – Attorney-Client
January 17, 2006 – Attorney-Client
March 20, 2006 – Attorney-Client (2)
March 20, 2006 – Economic Development (5)
April 3, 2006 – Attorney-Client (4)
April 18, 2006 – Attorney-Client (6)
May 1, 2006 – Economic Development
May 1, 2006 – Attorney-Client
May 15, 2006 – Attorney-Client (2)
June 5, 2006 – Attorney-Client
August 21, 2006 – Economic Development (3)
September 5, 2006 – Economic Development
September 18, 2006 – Economic Development (6)
September 18, 2006 – Attorney-Client
October 2, 2006 – Economic Development (3)
October 2, 2006 – Attorney-Client (2)
October 16, 2006 – Economic Development (3)
October 16, 2006 – Attorney-Client
November 6, 2006 – Economic Development (3)
November 6, 2006 – Attorney-Client (3)
November 20, 2006 – Economic Development
November 20, 2006 – Attorney-Client
December 18, 2006 – Economic Development (2)
December 18, 2006 – Attorney-Client (3)

ACTION: Release Closed Session Minutes as recommended by the County Attorney.

Celebrating Our Past... Embracing Our Future



ITEM NO. 20

PUBLIC UTILITIES DEPARTMENT

Historic Courthouse, 130 Gillespie Street • P.O. Box 1829 • Fayetteville, North Carolina 28302-1829
Telephone (910) 678-7682 • Fax (910) 678-7635

THOMAS B. COONEY III, P.E.
Public Utilities Director

MEMORANDUM

TO: BOARD OF COMMISSIONERS

FROM: TOM COONEY, PUBLIC UTILITIES DIRECTOR 

THROUGH: JAMES E. MARTIN, COUNTY MANAGER

DATE: JULY 24, 2009

SUBJECT: SET A PUBLIC HEARING FOR THE PURPOSE OF TAKING COMMENTS WITH REGARDS TO THE CREATION OF THE PROPOSED GRAYS CREEK WATER & SEWER DISTRICT.

BACKGROUND

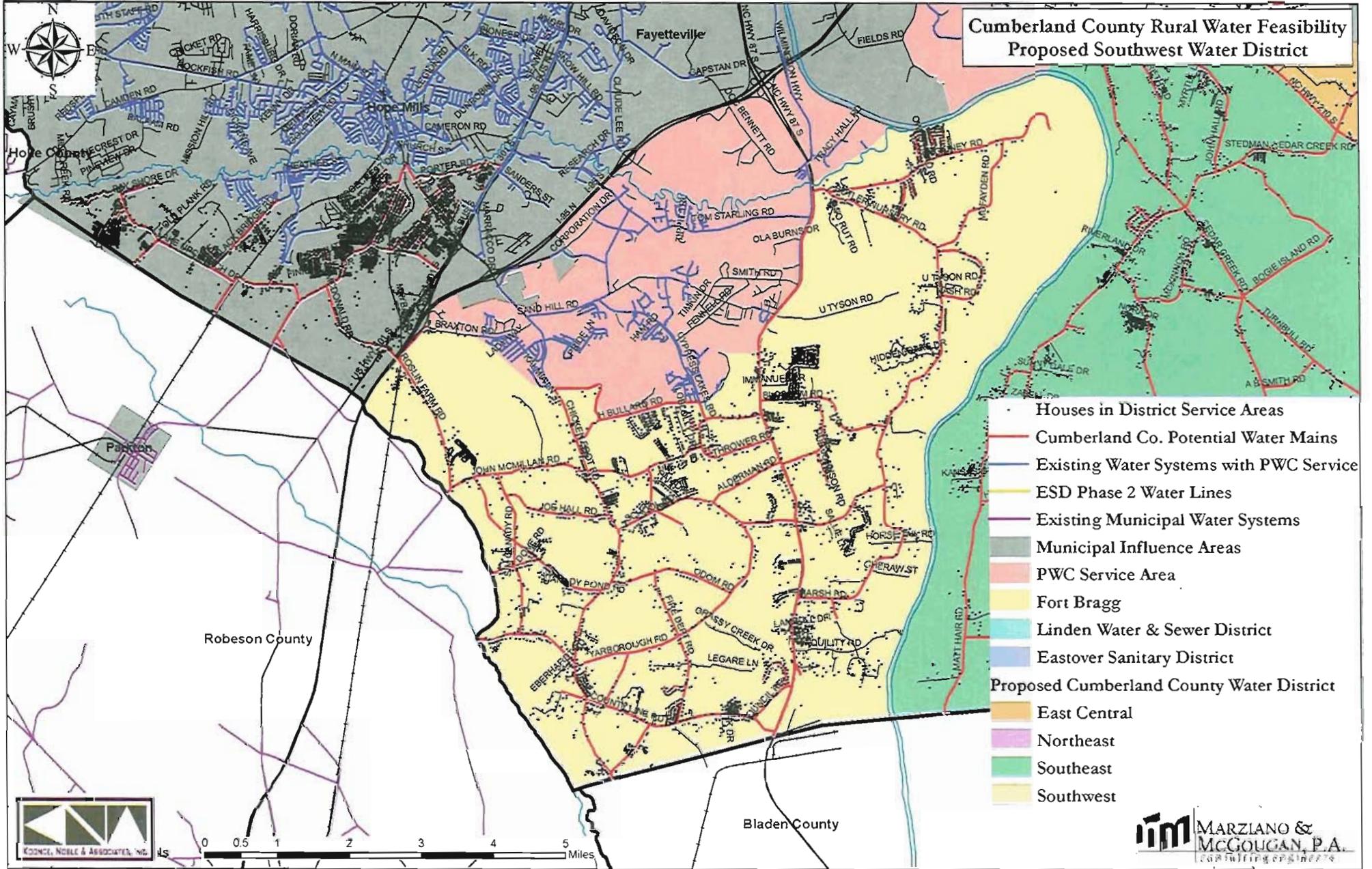
Following the recommendations outlined in the "Cumberland County Rural Water Feasibility Study", the Public Utilities Director is requesting that the Board of Commissioners establish a Water & Sewer District for the Grays Creek area for the purpose of obtaining grants and low interest loans from both State and Federal sources. The first step in this process is to hold a public hearing pursuant to North Carolina General Statute 162A-86, to take comments from the public. Following the Public Hearing the Board may take action to create the District.

The Grays Creek area of Cumberland County has been proposed as the First Phase for developing a County-Wide Water System.

RECOMMENDATION

The Public Utilities Director and County Management recommend we move forward with the creation of the Grays Creek Water & Sewer District and setting the Public Hearing for the August 17th meeting of the Board of Commissioners.

Celebrating Our Past...Embracing Our Future





ITEM NO. 2D

OFFICE OF THE COUNTY ATTORNEY

Courthouse, 117 Dick Street – Suite 551 • P.O. Box 1829 • Fayetteville, North Carolina 28302-1829
(910) 678-7762 • Fax: (910) 678-7758

July 27, 2009

MEMORANDUM FOR BOARD OF COMMISSIONERS' AUGUST 3, 2009 AGENDA

TO: BOARD OF COUNTY COMMISSIONERS

FROM: HARVEY W. RAYNOR III, DEPUTY COUNTY ATTORNEY *HWR III*

THRU: GRAINGER R. BARRETT, COUNTY ATTORNEY

SUBJECT: APPROVAL OF TEN YEAR LEASE RENEWAL OF A 20x20 PLOT AT ARNETTE PARK TO THE FEDERAL AVIATION ADMINISTRATION FOR WIND SHEAR RADAR.

BACKGROUND:

In February, 1997 the County entered into a no rent lease with the United States of America through the Federal Aviation Administration for a 20' x 20' plot in Arnette Park for a wind shear radar site to support the regional airport. That lease expired in September, 2007 and the FFA contacted the County in January requesting a new lease be executed. In negotiating the terms of the new lease legal, at the Manager's direction, pursued a rental rate for this new term; however, upon investigation it was discovered that the Fayetteville Regional Airport has a no-rent lease for two sites on its property, all other local governments renting similar sites in North Carolina do so with no-rent leases and private landowners who rent similar sites are paid in the \$500.00 to \$1,000.00 per annum range for their leases. The new lease has been reviewed by and is recommended by Legal and has been advertised as required by law.

RECOMMENDATION / PROPOSED ACTION:

Board approve the attached Resolution.

Celebrating Our Past... Embracing Our Future

RESOLUTION

WHEREAS, the Federal Aviation Administration has requested that Cumberland County renew a no-rent lease at Arnette Park for a 20x20 plot of land on which the FAA has a wind-shear radar tower, and;

WHEREAS, said tower has been located on this plot since 1997, and;

WHEREAS, the FAA provides this safety radar to the Fayetteville Regional Airport at no cost to the airport, and;

WHEREAS, the County desires to cooperate with the Federal Government, assist the Fayetteville Regional Airport and afford its citizens and air travelers the highest protection possible:

THEREFORE BE IT RESOLVED, that the Cumberland County Board of Commissioners does hereby approve a ten year, no-rent lease of a 20x20 plot in Arnette Park to the United States of America for a wind-shear radar tower to support the Fayetteville Regional Airport and authorizes the Chairman and Clerk to execute said lease on behalf of Cumberland County.

This the 3rd day of August 2009.

(S E A L)

COUNTY OF CUMBERLAND

By: Jeannette M. Council, Chairman
Cumberland County Board of Commissioners



ITEM NO. 2E

OFFICE OF THE COUNTY ATTORNEY

Courthouse, 117 Dick Street – Suite 551 • P.O. Box 1829 • Fayetteville, North Carolina 28302-1829
(910) 678-7762 • Fax: (910) 678-7758

July 27, 2009

MEMORANDUM FOR BOARD OF COMMISSIONERS' AUGUST 3, 2009 AGENDA

TO: BOARD OF COUNTY COMMISSIONERS

FROM: HARVEY W. RAYNOR III, DEPUTY COUNTY ATTORNEY *HWR III*

THRU: GRAINGER R. BARRETT, COUNTY ATTORNEY

SUBJECT: REQUEST BY HOPE VI DEVELOPER, UNITED DEVELOPERS, INC. FOR A TWENTY FOOT EASEMENT TO FAYETTEVILLE METROPOLITAN HOUSING AUTHORITY ALONG THE COUNTY'S PROPERTY LINE AT ROBIN'S MEADOW APARTMENTS FOR THE USE AND BENEFIT OF THE CURTIS LANE PROJECT LOCATED ON CITY OF FAYETTEVILLE PROPERTY WHICH HAS OR WILL BE DEEDED TO THE HOUSING AUTHORITY.

BACKGROUND:

Curtis Lane Apartments is a 184 unit housing project with 355 parking spaces which is a part of the Hope VI project being developed for the City and Housing Authority by United Developers, Inc. It is located adjacent to Old Wilmington Road, Campbell Terrace, Robin's Meadow Apartments and the Aberdeen & Rockfish Railroad. In order to build the designed building, parking and roadway between Curtis Lane and the County's property the project needs a 20 foot easement along the County's property line on which to construct the roadway. This easement would be across the parking lot and approximately 200 or more feet from the buildings which make up Robin's Meadow Apartments. This easement would not have an impact on the County's present use and enjoyment of its property.

RECOMMENDATION / PROPOSED ACTION:

It is the recommendation of Legal that the easement be granted and the Chairman and Clerk be authorized to execute an easement on behalf of the County to the Fayetteville Metropolitan Housing Authority subject to approval of the form by Legal and subject to delivery upon the transfer of the property to the Housing Authority and the beginning of construction of the Curtis Lane Apartments or at such earlier time as Legal deems appropriate.

Celebrating Our Past... Embracing Our Future

ALLEN-ALLEN & ASSOCIATES of N.C., P.A.
Engineers, Land Planners & Surveyors

2606 Raeford Road, Suite 31
Fayetteville, N.C. 28303

(910) 437-9800 (Phone)
(910) 437-9923 (Fax)

Mr. Harvey Raynor
Deputy County Attorney
117 Dick Street
Fayetteville, NC 28301

Date: July 23, 2009

RE: Easement from Robins Meadow Apartments to Curtis Lane Apartments

Dear Mr. Raynor:

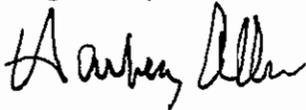
By means of the letter, United Developers, Inc., requests, on behalf of the Curtis Lane Development of the greater Hope 6 Project, that a Twenty (20) foot Easement be granted for the purpose of Ingress/Egress and Parking within the Curtis Lane Project.

Please find the following attachments:

- One (1) copy of the Twenty (20) foot Easement Description;
- and one (1) copy of an associated Easement Map.

Should you have any questions, please contact me at (910) 237-0051.

Respectfully:



Harvey Allen

cc: Mr. Jim Smith (United Developers, Inc.)

enclosures

COMMON AREA AND SITE AMENITY PROVISIONS

The following items have been noted on the plans and shall be provided in the development.

Site Amenities:

- Playground with bench w/ back, anchored and weather resistant (total of 2)
- Resident computer center in community building (w/ 2 computer stations)
- Covered picnic area - over 160 s.f. w/ min. 2 tables and grille (total of 2)
- Minimum of 3 outdoor sitting areas w/ weather resistant benches

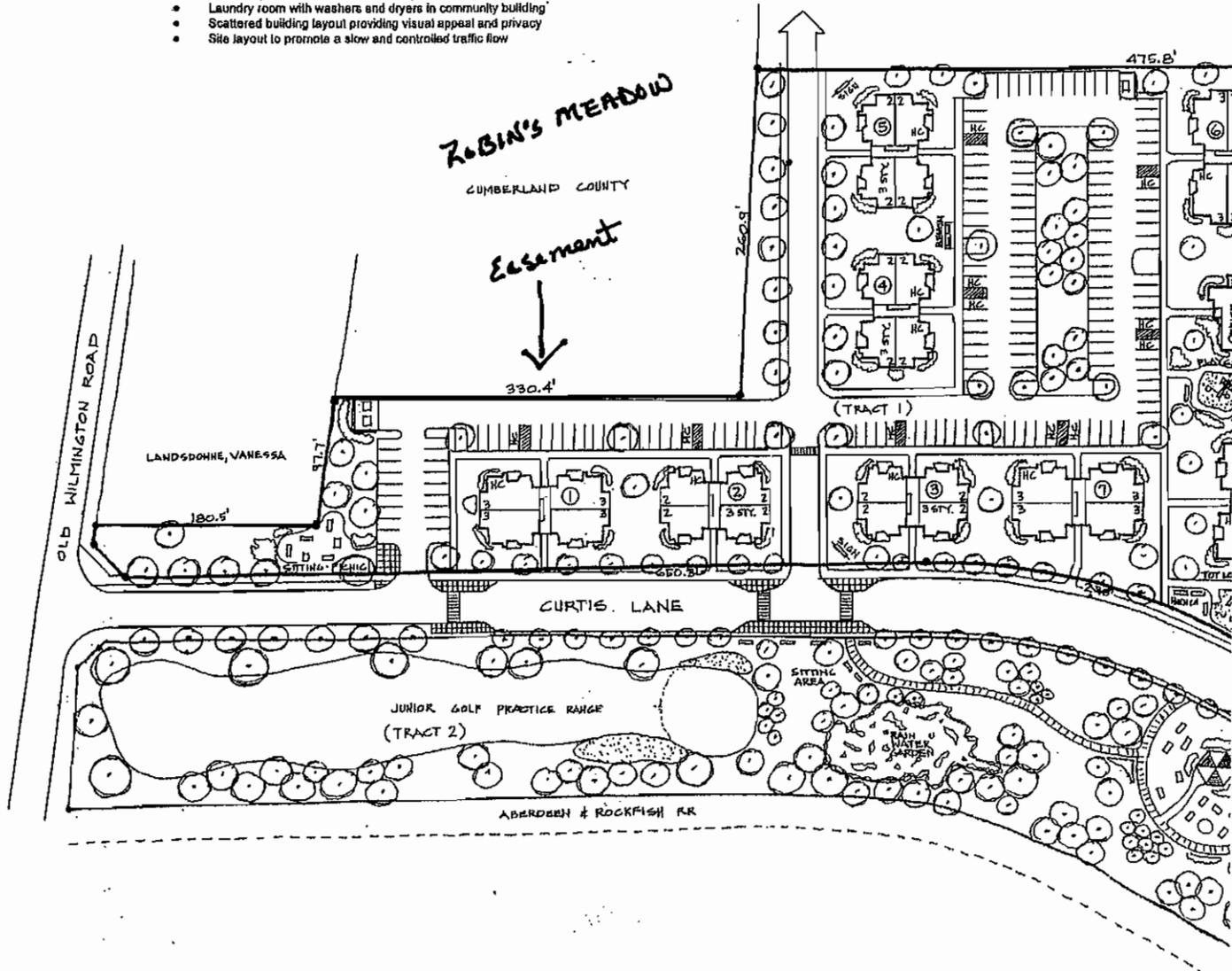
Additional Amenities:

- Covered patio - over 160 s.f. at community building w/ seating
- tot lot with 3 pieces of small play equipment
- 100 s.f. gazebo with integral seating

Design features in the development:

- Covered postal facilities in breezeway of each building
- Laundry room with washers and dryers in community building
- Scattered building layout providing visual appeal and privacy
- Site layout to promote a slow and controlled traffic flow

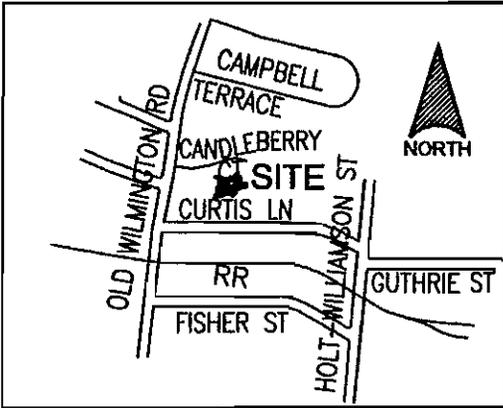
FAYETTEVILLE METROPOLITAN



GRAPHIC SCALE



1 INCH = 60 FEET



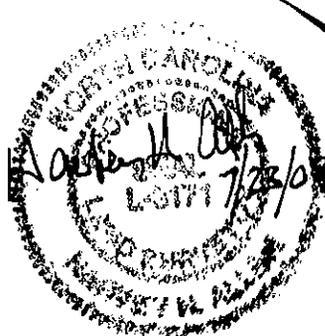
VICINITY MAP
NOT TO SCALE

CUMBERLAND COUNTY
PIN 0437-80-2160-
DB 4613 PG 452
ROBIN'S MEADOW APARTMENTS

CITY OF FAYETTEVILLE
PIN 0437-80-6007-
DB 8099 PG 660

CITY OF FAYETTEVILLE
PIN 0437-80-0010-
DB 2650 PG 437
PB 42 Pg 72
S E FAY REDEV LOT 12

LANSDOWNE, VANESSA & RADIE
PIN 0436-89-0900-
DB 6585 PG 443

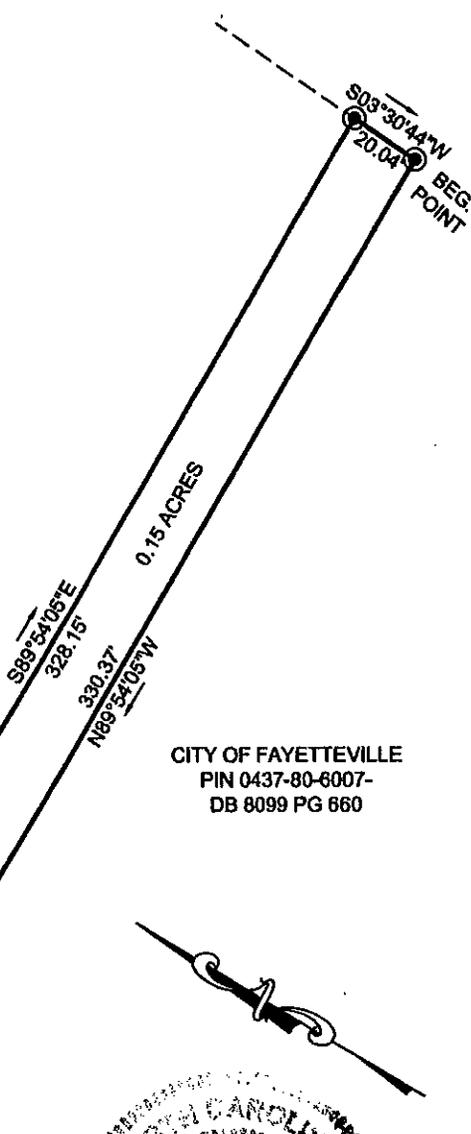


ROBIN'S MEADOW APARTMENTS MAP

CUMBERLAND COUNTY
PIN 0437-80-2160-
DB 4613 PG 452
ROBIN'S MEADOW APARTMENTS
CITY OF FAYETTEVILLE, CUMBERLAND COUNTY, NC
SCALE ~~4"=40'~~ MAY 26, 2009

NOT TO SCALE

MAP PREPARED BY:
ALLEN - ALLEN & ASSOCIATES OF NC, PA
2606 RAEFORD ROAD, SUITE 31
FAYETTEVILLE, NORTH CAROLINA 28303
MAP NOT PREPARED IN ACCORDANCE WITH G.S. 47-30 AS AMENDED



JAMES E. MARTIN
County Manager

JUANITA PILGRIM
Deputy County Manager



AMY H. CANNON
Assistant County Manager

ITEM NO. 2F

OFFICE OF THE COUNTY MANAGER

5th Floor, New Courthouse • PO Box 1829 • Suite 512, • Fayetteville, North Carolina 28302-1829
(910) 678-7723 / (910) 678-7726 • Fax (910) 678-7717

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF AUGUST 3, 2009

TO: BOARD OF COUNTY COMMISSIONERS

FROM: JAMES E. MARTIN, COUNTY MANAGER

DATE: JULY 23, 2009

SUBJECT: 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 (see attached):

<u>Cedar Creek Industrial Park:</u>	Clark West Road (SR 2217 Ext.)
<u>Hollbrook Farms Subdivision:</u>	Colts Pride Drive, Heavens Trail
<u>Hummingbird Place Subdivision:</u>	Hidden Oasis Drive, Desert Cove Circle
<u>The Woods of Eastover Subdivision:</u>	Karen Street
<u>Roslin Farms Subdivision:</u>	Valley Falls Drive, Hillbrook Road, Flatwood Court
<u>Traemoor at Lakewood Subdivision:</u>	Meadow Mont Lane, Thornsby Lane, Chagford Lane, Westshore Court, Spring Moss Lane, Tattersall Court Wyndborne Court, Beckett Court

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

RECOMMENDATION

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

PROPOSED ACTION

Approve the above listed streets for addition to the State Secondary Road System.

/ct
Attachments

Celebrating Our Past... Embracing Our Future



STATE OF NORTH CAROLINA
DEPARTMENT OF TRANSPORTATION

BEVERLY EAVES PERDUE
GOVERNOR

EUGENE A. CONTI, JR.
SECRETARY

June 9, 2009

Division Six - District Two
Cumberland County

Dr. Jeannette Council, Chairman
Cumberland County Board of Commissioners
Post Office Box 1829
Fayetteville, North Carolina 28302

Subject: Secondary Road Addition

Dear Dr. Council,

This is reference to a petition submitted to this office requesting street(s) in Cumberland County be placed on the State's Secondary Road System. Please be advised that these street(s) have been investigated and our findings are that the below listed street(s) are eligible for addition to the State System.

Cedar Creek Industrial Park

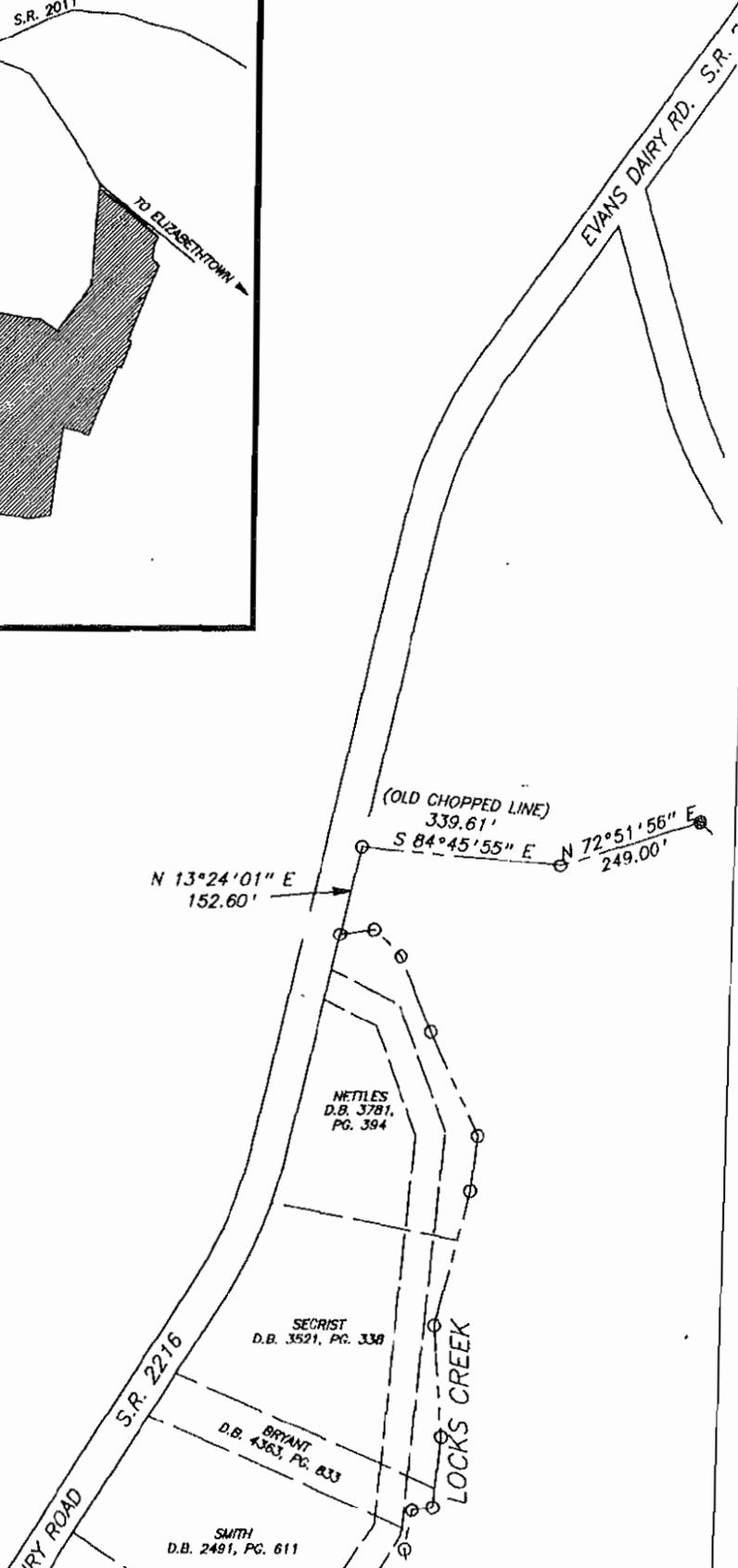
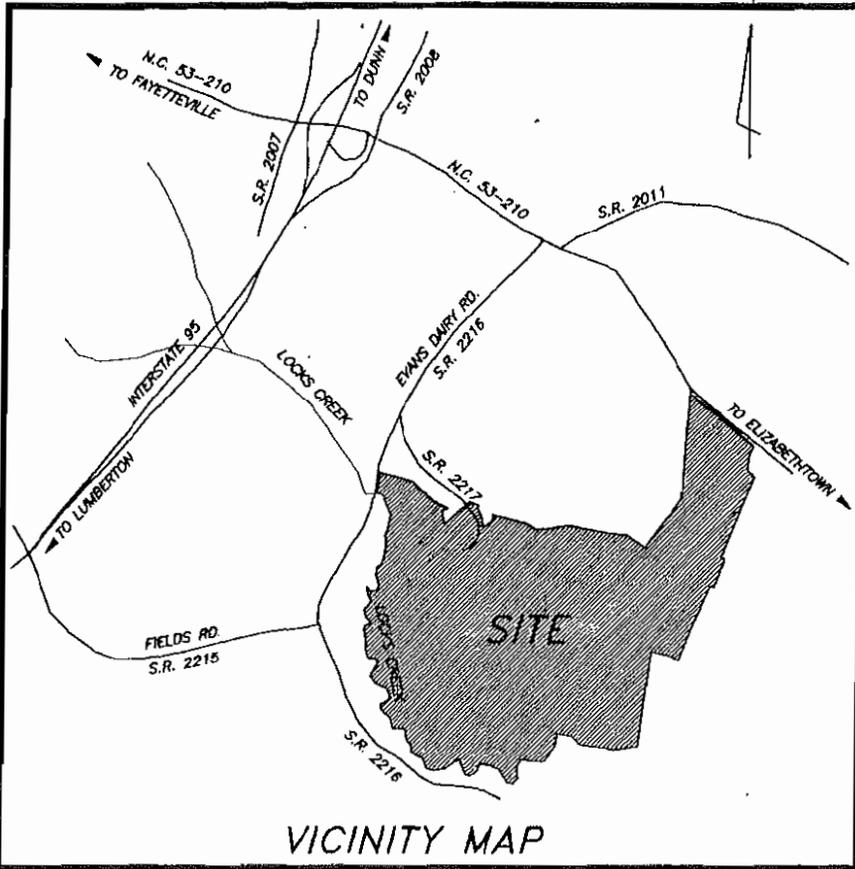
- Clark West Road (SR 2217 Ext.)

It is our recommendation that the above named street(s) be placed on the State's Secondary Road System. If you and your Board concur in our recommendation, please submit a resolution to this office.

Sincerely,

A handwritten signature in cursive script that reads "David Plummer".

David Plummer
Transportation Tech. IV





STATE OF NORTH CAROLINA
DEPARTMENT OF TRANSPORTATION

BEVERLY EAVES PERDUE
GOVERNOR

EUGENE A. CONTI, JR.
SECRETARY

June 15, 2009

Division Six - District Two
Cumberland County

Dr. Jeannette Council, Chairman
Cumberland County Board of Commissioners
Post Office Box 1829
Fayetteville, North Carolina 28302

Subject: Secondary Road Addition

Dear Dr. Council,

This is reference to a petition submitted to this office requesting street(s) in Cumberland County be placed on the State's Secondary Road System. Please be advised that these street(s) have been investigated and our findings are that the below listed street(s) are eligible for addition to the State System.

Holbrook Farms Subdivision

- Colts Pride Drive
- Heavens Trail

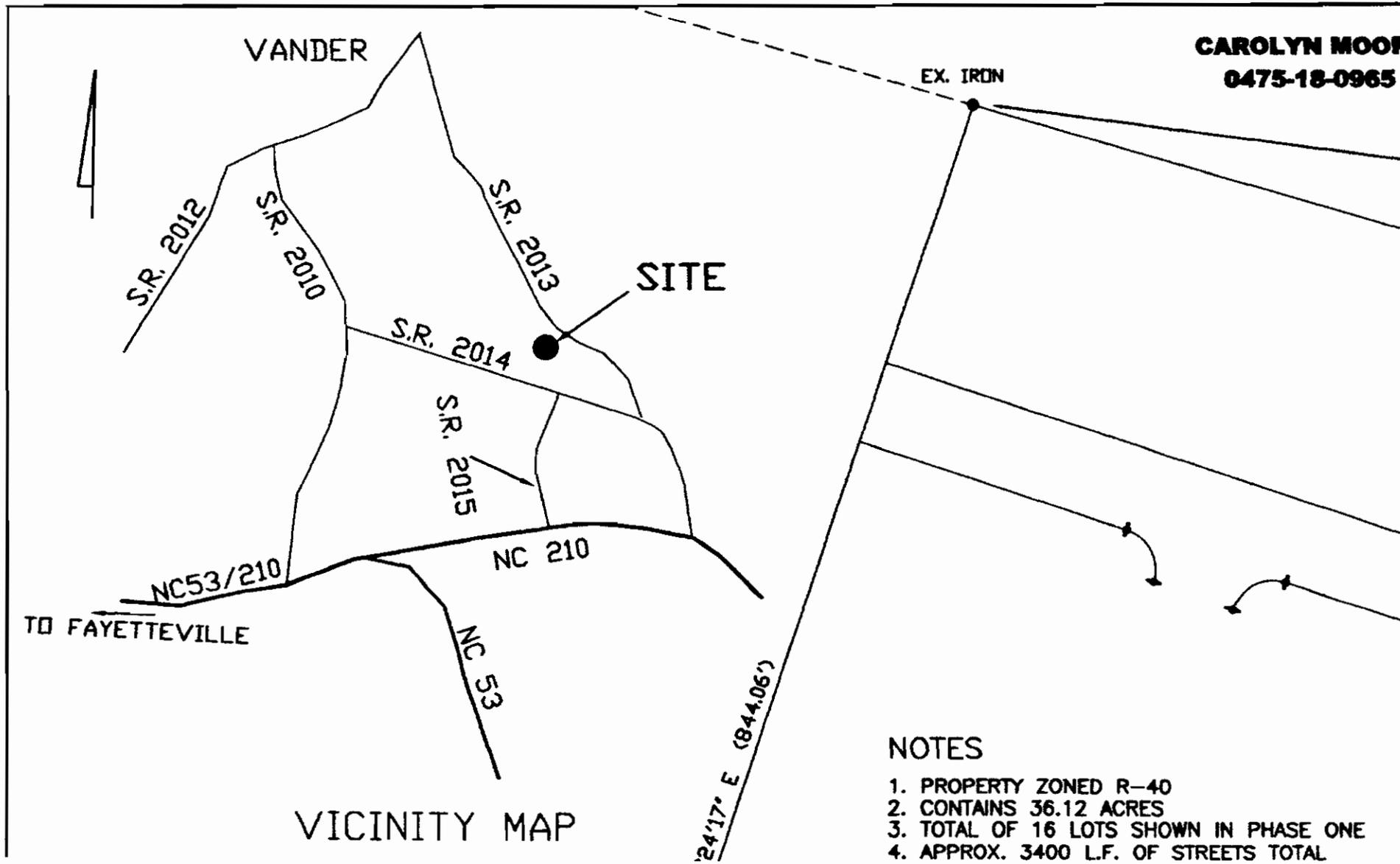
It is our recommendation that the above named street(s) be placed on the State's Secondary Road System. If you and your Board concur in our recommendation, please submit a resolution to this office.

Sincerely,

A handwritten signature in cursive script that reads "David Plummer".

David Plummer
Transportation Tech. IV

CAROLYN MOOR
0475-18-0965



VICINITY MAP



STATE OF NORTH CAROLINA
DEPARTMENT OF TRANSPORTATION

BEVERLY EAVES PERDUE
GOVERNOR

EUGENE A. CONTI, JR.
SECRETARY

June 12, 2009

Division Six - District Two
Cumberland County

Dr. Jeannette Council, Chairman
Cumberland County Board of Commissioners
Post Office Box 1829
Fayetteville, North Carolina 28302

Subject: Secondary Road Addition

Dear Dr. Council,

This is reference to a petition submitted to this office requesting street(s) in Cumberland County be placed on the State's Secondary Road System. Please be advised that these street(s) have been investigated and our findings are that the below listed street(s) are eligible for addition to the State System.

Hummingbird Place Subdivision

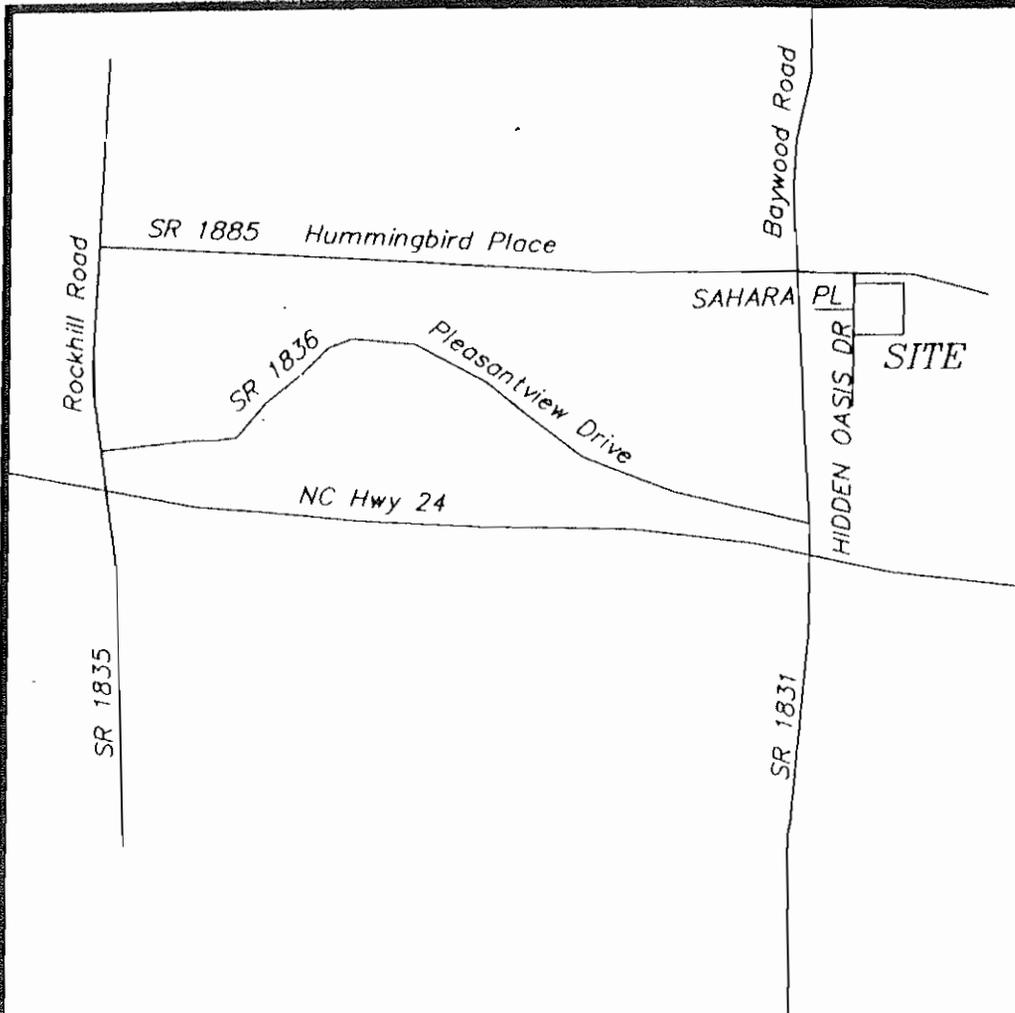
- Hidden Oasis Dr.
- Desert Cove Cir.

It is our recommendation that the above named street(s) be placed on the State's Secondary Road System. If you and your Board concur in our recommendation, please submit a resolution to this office.

Sincerely,

A handwritten signature in cursive script that reads "David Plummer".

David Plummer
Transportation Tech. IV



I, Michael Tate, Profession No. L-2450, certify that I survey of another category, recombination of existing, ordered survey or other definition of subdivision.

Michael Tate
 Michael Tate, PLS

Legend
 ERB = Existing Rebor

NORTH CAROLINA
 CUMBERLAND COUNTY

I, MICHAEL TATE, certify that this plat was drawn under my supervision from an actual survey made under my supervision, deed description as shown on the face of this map; that the boundaries not surveyed are clearly indicated as drawn from information as shown on the face of this map; that the ratio of precision as calculated is: 20,000; that this plat was prepared in accordance with G.S. 47-30 as amended.

Witness my original signature, license number and seal this 17th day of July, A.D., 2007.

Michael Tate Surveyor
 License No. L-2450

SAHARA PLACE
 50' R/W
 PUBLIC STREET



STATE OF NORTH CAROLINA
 COUNTY OF CUMBERLAND

Annie Faircloth Review Officer
 of Cumberland County, certify that the map or plat to which this



STATE OF NORTH CAROLINA
DEPARTMENT OF TRANSPORTATION

BEVERLY EAVES PERDUE
GOVERNOR

EUGENE A. CONTI, JR.
SECRETARY

July 14, 2009

Division Six - District Two
Cumberland County

Dr. Jeannette Council, Chairman
Cumberland County Board of Commissioners
Post Office Box 1829
Fayetteville, North Carolina 28302

Subject: Secondary Road Addition

Dear Dr. Council,

This is in reference to a petition submitted to this office requesting street(s) in Cumberland County be placed on the State's Secondary Road System. Please be advised that these street(s) have been investigated and our findings are that the below listed street(s) are eligible for addition to the State System.

The Woods of Eastover Subdivision

- Karen Street (SR 1918 Ext.)

It is our recommendation that the above named street(s) be placed on the State's Secondary Road System. If you and your Board concur in our recommendation, please submit a resolution to this office.

Sincerely,

A handwritten signature in cursive script that reads "David Plummer".

David Plummer
Transportation Tech. IV



STATE OF NORTH CAROLINA
DEPARTMENT OF TRANSPORTATION

BEVERLY EAVES PERDUE
GOVERNOR

EUGENE A. CONTI, JR.
SECRETARY

July 8, 2009

Division Six - District Two
Cumberland County

Dr. Jeannette Council, Chairman
Cumberland County Board of Commissioners
Post Office Box 1829
Fayetteville, North Carolina 28302

Subject: Secondary Road Addition

Dear Dr. Council,

This is reference to a petition submitted to this office requesting street(s) in Cumberland County be placed on the State's Secondary Road System. Please be advised that these street(s) have been investigated and our findings are that the below listed street(s) are eligible for addition to the State System.

Roslin Farms Subdivision

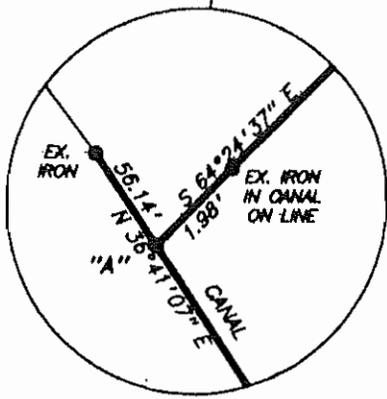
- Valley Falls Drive
- Hillbrook Road
- Flatwood Court

It is our recommendation that the above named street(s) be placed on the State's Secondary Road System. If you and your Board concur in our recommendation, please submit a resolution to this office.

Sincerely,

A handwritten signature in cursive script that reads "David Plummer".

David Plummer
Transportation Tech. IV



LANDFALL PARTNERS, LLC
(FUTURE DEVELOPMENT)

WETLAN

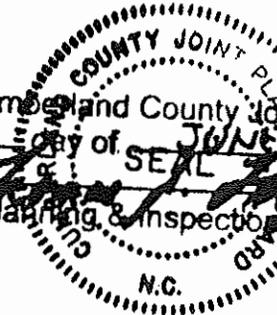
OPEN SPACE

C/L CREEK

TRACT 6
P.B. 94, PG. 131

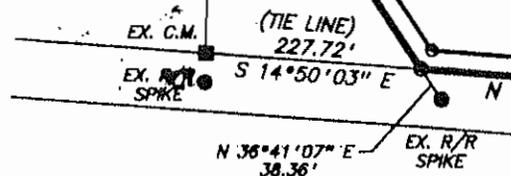
201'
N 36°41'07\"/>

Approved by the Cumberland County Joint Planning Board
on the 28th day of JUNE, 2006
Signed [Signature] (Seal)
Chairman/Planning & Inspection Director



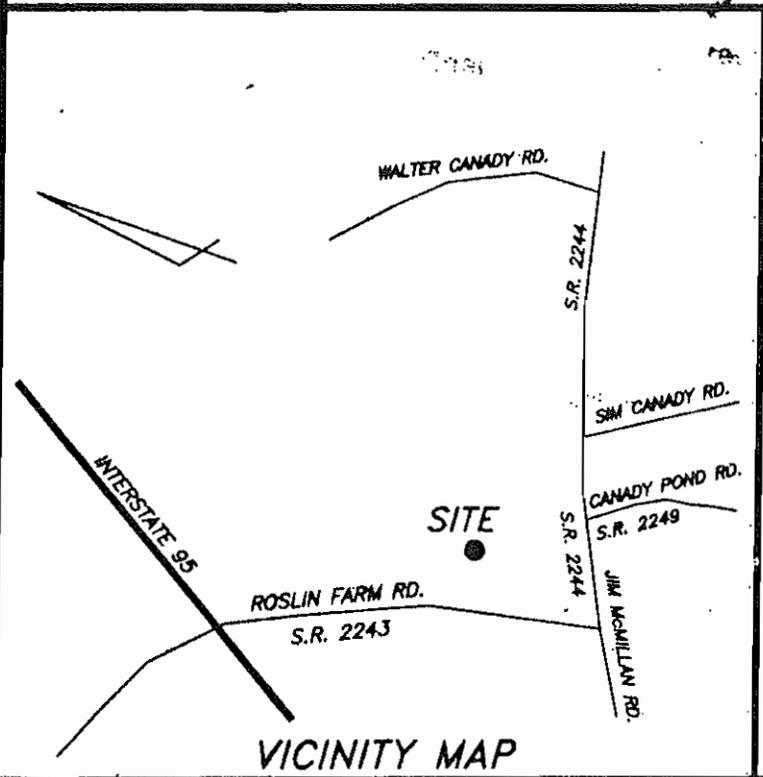
LANDFALL PARTNERS
(FUTURE DEVELOPMENT)

JOHN F. CANADY
D.B. 1097, PG. 469



LEGEND

- SUR
- LINE
- EXIS
- EX. IRON
- EX. C.M.
- ANGL



VICINITY MAP



STATE OF NORTH CAROLINA
DEPARTMENT OF TRANSPORTATION

BEVERLY EAVES PERDUE
GOVERNOR

EUGENE A. CONTI, JR.
SECRETARY

July 10, 2009

Division Six - District Two
Cumberland County

Dr. Jeannette Council, Chairman
Cumberland County Board of Commissioners
Post Office Box 1829
Fayetteville, North Carolina 28302

Subject: Secondary Road Addition

Dear Dr. Council,

This is reference to a petition submitted to this office requesting street(s) in Cumberland County be placed on the State's Secondary Road System. Please be advised that these street(s) have been investigated and our findings are that the below listed street(s) are eligible for addition to the State System.

Traemoor at Lakewood Subdivision

- Meadow Mont Lane
- Thornsby Lane
- Chagford Lane
- Westshore Court
- Spring Moss Lane
- Tattersall Court
- Wyndborne Court
- Beckett Court

It is our recommendation that the above named street(s) be placed on the State's Secondary Road System. If you and your Board concur in our recommendation, please submit a resolution to this office.

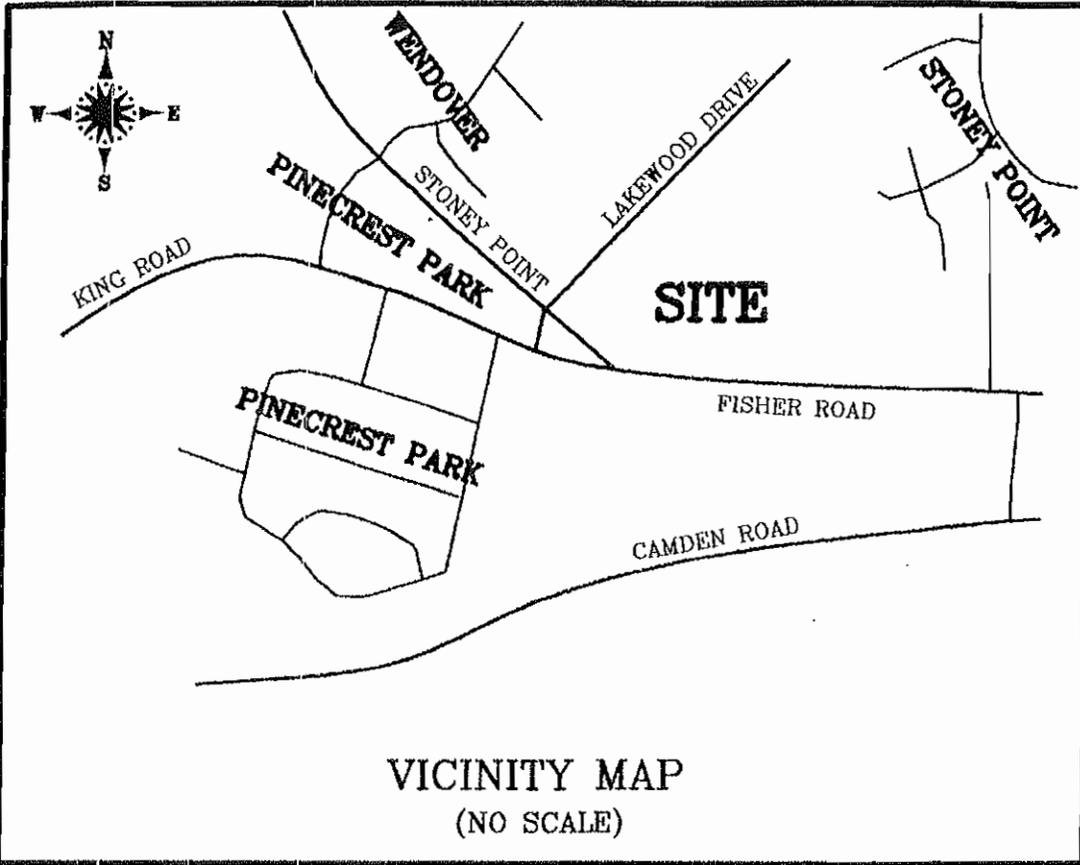
Sincerely,

A handwritten signature in cursive script that reads "David Plummer".

David Plummer
Transportation Tech. IV

WILMINGTON, NC
 2527 S. 17th St.
 (910) 392-5500
 Fax 799-1212

GREENVILLE, NC
 2095 Evans St.
 (252) 752-4400
 Fax 752-0530



○	D
◻	C
◻	C
⊙	S
EIP	E
ER	E
-E-	E
-G-	G
R/W	R
C/L	C
NOTE	-

VICINITY MAP
 (NO SCALE)

CERTIFICATE OF SURVEY AND ACCURACY

I, W. LARRY KING, CERTIFY THAT THIS PLAT WAS DRAWN UNDER MY SUPERVISION FROM AN ACTUAL SURVEY MADE UNDER MY SUPERVISION (DEED BOOK 586, PAGE 84 AND ~~N/A~~); AND BOUNDARIES NOT SURVEYED ARE CLEARLY INDICATED AS DRAWN FROM INFORMATION FOUND IN BOOK, PAGE ~~44~~. THAT THE RATIO OF PRECISION AS CALCULATED IS 1:10,000; THAT THIS MAP WAS PREPARED IN ACCORDANCE WITH G.S. 47-30 AS AMENDED. WITNESS MY ORIGINAL SIGNATURE, REGISTRATION NUMBER AND SEAL THIS 23RD DAY OF OCTOBER, 2002, A.D.

W. Larry King
 PLS REGISTRATION NUMBER L-1339



- I, W. LARRY KING HEREBY CERTIFY THAT THE ITEM(S) BELOW APPLY TO THIS MAP:
- A. THAT THE SURVEY CREATES A SUBDIVISION WITHIN THE AREA OF A COUNTY OR MUNICIPALITY THAT HAS AN ORDINANCE THAT REGULATES PARCELS OF LAND;
 - B. THAT THE SURVEY IS LOCATED IN SUCH PORTION OF A COUNTY OR MUNICIPALITY THAT IS UNREGULATED AS TO AN ORDINANCE THAT REGULATES PARCELS OF LAND;
 - C. THAT THE SURVEY IS OF AN EXISTING PARCEL OR PARCELS OF LAND;
 - D. THAT THE SURVEY IS OF ANOTHER CATEGORY, SUCH AS THE RECOMBINATION OF EXISTING PARCELS, A COURT ORDERED SURVEY, OR OTHER EXCEPTION TO THE DEFINITION OF SUBDIVISION;
 - E. THAT THE INFORMATION AVAILABLE TO THE SURVEYOR IS SUCH THAT THE SURVEYOR IS UNABLE TO MAKE A DETERMINATION TO THE BEST OF HIS OR HER PROFESSIONAL ABILITY AS TO PROVISIONS CONTAINED IN (A) THROUGH (D) ABOVE.



ITEM NO. 26

OFFICE OF THE COUNTY ATTORNEY

Courthouse, 117 Dick Street – Suite 551 • P.O. Box 1829 • Fayetteville, North Carolina 28302-1829
(910) 678-7762 • Fax: (910) 678-7758

July 24, 2009

MEMORANDUM FOR BOARD OF COMMISSIONERS' MEETING OF AUGUST 3, 2009

TO: BOARD OF COMMISSIONERS

FROM: GRAINGER R. BARRETT, COUNTY ATTORNEY

SUBJECT: APPROVAL OF EMPLOYMENT CONTRACTS

BACKGROUND: Enclosed are the FY 2010 employment contracts for the County Manager, County Attorney, Finance Officer and Clerk to the Board. The terms of the contracts are the same as prior years, including the compensation approved by the Board in the FY 2010 budget.

RECOMMENDATION: Approve the FY 2010 employment contracts for the County Manager, County Attorney, Finance Officer and Clerk to the Board, and authorize the Chairman to execute them on behalf of the Board of Commissioners.

Encl.

Celebrating Our Past...Embracing Our Future

STATE OF NORTH CAROLINA

EMPLOYMENT AGREEMENT

COUNTY OF CUMBERLAND

WHEREAS, the Board of Commissioners of each county is authorized to "appoint a County Manager to serve as its pleasure" pursuant to N.C.G.S. 153A-81; and

WHEREAS, this appointed position requires special managerial and administrative qualifications and requires a large degree of trust and confidence to be reposed in said official; and

WHEREAS, the Cumberland County Board of Commissioners (hereinafter referred to as BOARD) having determined that JAMES E. MARTIN is qualified to hold said position; and

WHEREAS, the BOARD has appointed JAMES E. MARTIN (hereinafter referred to as COUNTY MANAGER) to serve as its County Manager; and

WHEREAS, the BOARD is authorized to "fix or approve the schedule of pay, expense allowances and other compensation of all County officials..." pursuant to N.C.G.S. 153A-92; and

WHEREAS, the County is authorized to enter into employment agreements pursuant to N.C.G.S. 153A-11 and the Cumberland County Code, Section 10-83; and

WHEREAS, the COUNTY MANAGER'S position is a management and executive position with special needs and requirements apart from the conditions of normal county employment; and

WHEREAS, according to North Carolina law and custom, the COUNTY MANAGER'S position is terminable at will by majority vote of the BOARD.

NOW THEREFORE, in order to clearly define the responsibilities and terms and conditions of employment of the COUNTY MANAGER, the County of Cumberland (hereinafter referred to as COUNTY) and COUNTY MANAGER hereby agrees as follows:

OFFICE OF
THE COUNTY ATTORNEY
County of Cumberland
P.O. Drawer 1829
Fayetteville, NC 28302-9990

I.

COUNTY MANAGER WILL:

1. Have the powers and duties of County Manager conferred upon him pursuant to N.C.G.S. 153A-82.
2. Serve as Budget Officer for the COUNTY pursuant to N.C.G.S. 159-9.
3. Perform, and be invested with the authority to perform, other miscellaneous responsibilities conferred upon the COUNTY MANAGER by the North Carolina General Statutes.
4. Perform, and be invested with the authority to perform, all responsibilities required of the COUNTY MANAGER by the Cumberland County Code.
5. Perform the following additional specific duties:
 - a. Prepare BOARD'S meeting agenda and distribute the agenda for meeting information material to the necessary parties.
 - b. Serve as the agent of the BOARD in coordinating activities of the BOARD and other local, state, and federal boards, commissions, and agencies.
 - c. Provide information regarding government and County policies to the public.
6. Perform any special assignments as may be given by the BOARD.
7. Work an average of at least 40 hours a week inclusive of authorized leave time and holidays.
8. Provide the COUNTY with one month's written notice of his intentions to terminate his employment with the COUNTY deliverable to the BOARD through its Clerk.

OFFICE OF
THE COUNTY ATTORNEY
County of Cumberland
P.O. Drawer 1829
Fayetteville, NC 28302-9990

II.

THE COUNTY WILL:

1. Pay the COUNTY MANAGER a yearly salary of ONE HUNDRED EIGHTY ONE THOUSAND SIX HUNDRED SEVENTY EIGHT DOLLARS (\$181,678.00), plus an employer 401(k) account contribution of one percent of salary.
2. Pay the COUNTY MANAGER a monthly in-County travel allowance of SIX HUNDRED SEVENTY-FIVE DOLLARS and 00/100 (\$675.00).
3. Pay the COUNTY MANAGER'S share of his employee's group health insurance premium.

III. THE COUNTY AND THE COUNTY MANAGER

MUTUALLY AGREE AND ACKNOWLEDGE THAT:

1. All provisions of the County Personnel Code which are applicable to the COUNTY MANAGER and not in conflict with the provisions of this contract shall continue to govern and supplement the terms and conditions of employment of the COUNTY MANAGER.
2. The COUNTY MANAGER is active, and holds leadership positions, in several local community organizations and also has a personal need for occasional incidental secretarial assistance and office equipment for document drafting and written and telephonic correspondence needs.
3. The COUNTY MANAGER may have access to the use of said secretarial and office equipment within his department so long as it does not interfere with the conduct of COUNTY business.

OFFICE OF
THE COUNTY ATTORNEY
County of Cumberland
P.O. Drawer 1829
Fayetteville, NC 28302-9990

4. This agreement shall be effective July 1, 2009 and shall continue to and through June 30, 2010.
5. The BOARD has the right with or without cause to terminate the employment of the COUNTY MANAGER. In such event, the COUNTY shall provide the COUNTY MANAGER with the greater of six months' salary or one month's salary for each 2 years of COUNTY service as severance pay in addition to any accrued annual leave and compensatory time.
6. This agreement may be modified at anytime by mutual agreement in writing.

IN WITNESS WHEREOF, the parties have hereunto set their hands and seals effective the 1st day of July, 2009.

ATTEST

BY: _____
MARIE COLGAN, County Clerk

COUNTY OF CUMBERLAND

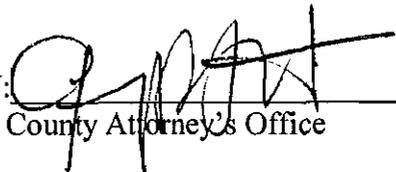
BY: _____
JEANNETTE M COUNCIL, Chairman
Board of Commissioners

COUNTY MANAGER

BY: _____
JAMES E. MARTIN

This instrument has been pre-audited in the manner required by the Local Government Budget and Fiscal Control Act.

Approved for Legal Sufficiency

BY: 
County Attorney's Office

BY: _____
County Finance Director

OFFICE OF
THE COUNTY ATTORNEY
County of Cumberland
P.O. Drawer 1829
Fayetteville, NC 28302-9890

STATE OF NORTH CAROLINA
COUNTY OF CUMBERLAND

EMPLOYMENT AGREEMENT

WHEREAS, the Board of Commissioners of each county is authorized to "appoint a County Attorney to serve as its pleasure and be its legal advisor" pursuant to N.C.G.S. 153A-114; and

WHEREAS, this appointed position requires special professional and administrative skills and requires a large degree of trust and confidence to be reposed in said official; and

WHEREAS, the Cumberland County Board of Commissioners (hereinafter referred to as BOARD) having determined that GRAINGER R. BARRETT is qualified to hold said position; and

WHEREAS, the BOARD has appointed GRAINGER R. BARRETT (hereinafter referred to as COUNTY ATTORNEY) to serve as its County Attorney; and

WHEREAS, the BOARD is authorized to "fix or approve the schedule of pay, expense allowances and other compensation of all County officials..." pursuant to N.C.G.S. 153A-92; and

WHEREAS, the County is authorized to enter into employment agreements pursuant to N.C.G.S. 153A-11 and the Cumberland County Code, Section 10-83; and

WHEREAS, according to North Carolina law and custom, the County Attorney's position is terminable at will by majority vote of the BOARD.

NOW THEREFORE, in order to clearly define the responsibilities and terms and conditions of employment of the COUNTY ATTORNEY, the County of Cumberland (hereinafter referred to as COUNTY) and COUNTY ATTORNEY hereby agrees as follows:

OFFICE OF
THE COUNTY ATTORNEY
County of Cumberland
P.O. Drawer 1829
Fayetteville, NC 28302-9990

I. COUNTY ATTORNEY WILL:

Serve as COUNTY ATTORNEY to the BOARD and perform all duties at the pleasure and direction of the BOARD and as may be inherent therein.

II. THE COUNTY WILL:

1. Pay the COUNTY ATTORNEY a yearly salary of ONE HUNDRED FORTY THOUSAND ONE HUNDRED THIRTY FOUR DOLLARS (\$140,134.00), plus an employer 401(k) account contribution of one percent of salary
2. Pay the COUNTY ATTORNEY a monthly in-County travel allowance of TWO HUNDRED FIFTY DOLLARS (\$250.00).

III.

THE COUNTY AND THE COUNTY ATTORNEY

MUTUALLY AGREE AND ACKNOWLEDGE THAT:

1. All provisions of the County Personnel Code which are applicable to the COUNTY ATTORNEY and not in conflict with the provisions of this contract shall continue to govern and supplement the terms and conditions of employment of the COUNTY ATTORNEY.
2. This agreement shall be effective July 1, 2009 and shall continue to and through June 30, 2010.
3. The BOARD has the right with or without cause to terminate the employment of the COUNTY ATTORNEY. In such event, the COUNTY shall provide the COUNTY ATTORNEY with the greater of six months' salary or one month's salary for each 2 years of

COUNTY service as severance pay in addition to any accrued annual leave and compensatory time.

4. This agreement may be modified at anytime by mutual agreement in writing.

IN WITNESS WHEREOF, the parties have hereunto set their hands and seals effective the 1st day of July, 2009.

ATTEST

COUNTY OF CUMBERLAND

BY: _____
MARIE COLGAN, County Clerk

BY: _____
JEANNETTE M. COUNCIL, Chairman
Board of Commissioners

COUNTY ATTORNEY

BY: _____
GRAINGER R. BARRETT

This instrument has been pre-audited in the manner required by the Local Government Budget and Fiscal Control Act.

Approved for Legal Sufficiency

BY: Harvey W. Raynor III
County Attorney's Office

BY: _____
County Finance Director

OFFICE OF
THE COUNTY ATTORNEY
County of Cumberland
P.O. Drawer 1829
Fayetteville, NC 28302-9990

STATE OF NORTH CAROLINA

EMPLOYMENT AGREEMENT

COUNTY OF CUMBERLAND

WHEREAS, the Board of Commissioners of each county is authorized, pursuant to N.C.G.S. 159-24, to appoint a Finance Director to serve at its pleasure and to perform those duties specified in N.C.G.S. 159-25; and

WHEREAS, this appointed position requires special technical and administrative skills and requires a large degree of trust and confidence to be reposed in said official; and

WHEREAS, the Cumberland County Board of Commissioners (hereinafter referred to as BOARD) having determined that AMY H. CANNON is qualified to hold said position; and

WHEREAS, the BOARD has appointed AMY H. CANNON (hereinafter referred to as FINANCE DIRECTOR) to serve as its Finance Director; and

WHEREAS, the BOARD is authorized to "fix or approve the schedule of pay, expense allowances and other compensation of all County officials..." pursuant to N.C.G.S. 153A-92; and

WHEREAS, the County is authorized to enter into employment agreements pursuant to N.C.G.S. 153A-11 and the Cumberland County Code, Section 10-83; and

WHEREAS, according to North Carolina law and custom, the Finance Director's position is terminable at will by majority vote of the BOARD.

NOW THEREFORE, in order to clearly define the responsibilities and terms and conditions of employment of the FINANCE DIRECTOR, the County of Cumberland (hereinafter referred to as COUNTY) and FINANCE DIRECTOR hereby agrees as follows:

OFFICE OF
THE COUNTY ATTORNEY
County of Cumberland
P.O. Drawer 1829
Fayetteville, NC 28302-9990

I. FINANCE DIRECTOR WILL:

Serve as FINANCE DIRECTOR to the Board of County Commissioners and to perform all duties inherent therein.

II. THE COUNTY WILL:

1. Pay the FINANCE DIRECTOR a yearly salary of ONE HUNDRED TWENTY SIX THOUSAND TWO HUNDRED TWENTY DOLLARS (\$126,220.00), plus an employer 401(k) account contribution of one percent of salary.
2. Pay the FINANCE DIRECTOR a monthly in-County travel allowance of ONE HUNDRED TWENTY-FIVE DOLLARS (\$125.00).

III.

THE COUNTY AND THE FINANCE DIRECTOR

MUTUALLY AGREE AND ACKNOWLEDGE THAT:

1. All provisions of the County Personnel Code which are applicable to the FINANCE DIRECTOR and not in conflict with the provisions of this contract shall continue to govern and supplement the terms and conditions of employment of the FINANCE DIRECTOR.
2. This agreement shall be effective July 1, 2009 and shall continue to and through June 30, 2010.
3. The BOARD has the right with or without cause to terminate the employment of the FINANCE DIRECTOR. In such event, the COUNTY shall provide the FINANCE DIRECTOR with the greater of six months' salary or one month's salary for each 2 years of

COUNTY service as severance pay in addition to any accrued annual leave and compensatory time.

- 4. This agreement may be modified at anytime by mutual agreement in writing.

IN WITNESS WHEREOF, the parties have hereunto set their hands and seals effective the 1st day of July, 2009.

ATTEST

COUNTY OF CUMBERLAND

BY: _____
MARIE COLGAN, County Clerk

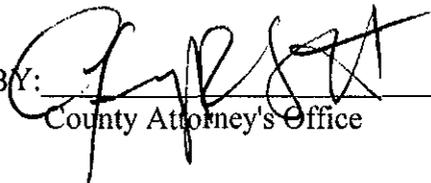
BY: _____
JEANNETTE M. COUNCIL, Chairman
Board of Commissioners

FINANCE DIRECTOR

BY: _____
AMY H. CANNON

This instrument has been pre-audited in the manner required by the Local Government Budget and Fiscal Control Act.

Approved for Legal Sufficiency

BY:  _____
County Attorney's Office

BY: _____
County Finance Director

OFFICE OF
THE COUNTY ATTORNEY
County of Cumberland
P.O. Drawer 1829
Fayetteville, NC 28302-9990

STATE OF NORTH CAROLINA

EMPLOYMENT AGREEMENT

COUNTY OF CUMBERLAND

WHEREAS, the Board of Commissioners of each county is authorized to "appoint a County Clerk to serve as its pleasure and to perform any duties that may be required by law or the Board pursuant to N.C.G.S. 153A-111; and

WHEREAS, this appointed position requires special administrative skills and requires a large degree of trust and confidence to be reposed in said official; and

WHEREAS, the Cumberland County Board of Commissioners (hereinafter referred to as BOARD) having determined that MARIE COLGAN is qualified to hold said position; and

WHEREAS, the BOARD has appointed MARIE COLGAN (hereinafter referred to as COUNTY CLERK) to serve as its County Clerk; and

WHEREAS, the BOARD is authorized to "fix or approve the schedule of pay, expense allowances and other compensation of all County officials..." pursuant to N.C.G.S. 153A-92; and

WHEREAS, the County is authorized to enter into employment agreements pursuant to N.C.G.S. 153A-11 and the Cumberland County Code, Section 10-83; and

WHEREAS, according to North Carolina law and custom, the COUNTY CLERK'S position is terminable at will by majority vote of the BOARD.

NOW THEREFORE, in order to clearly define the responsibilities and terms and conditions of employment of the COUNTY CLERK, the County of Cumberland (hereinafter referred to as COUNTY) and COUNTY CLERK hereby agrees as follows:

OFFICE OF
THE COUNTY ATTORNEY
County of Cumberland
P.O. Drawer 1829
Fayetteville, NC 28302-9990

I. COUNTY CLERK WILL:

Serve as COUNTY CLERK to the Board of County Commissioners and to perform all duties inherent therein.

II. THE COUNTY WILL:

1. Pay the COUNTY CLERK a yearly salary of SIXTY THOUSAND SEVEN HUNDRED TEN DOLLARS (\$60,710.00), plus an employer 401(k) account contribution of one percent of salary.
2. Pay the COUNTY CLERK a monthly in-County travel allowance of ONE HUNDRED DOLLARS (\$100.00).

III.

THE COUNTY AND THE COUNTY CLERK

MUTUALLY AGREE AND ACKNOWLEDGE THAT:

1. All provisions of the County Personnel Code which are applicable to the COUNTY CLERK and not in conflict with the provisions of this contract shall continue to govern and supplement the terms and conditions of employment of the COUNTY CLERK.
2. This agreement shall be effective July 1, 2009 and shall continue to and through June 30, 2010.
3. The BOARD has the right with or without cause to terminate the employment of the COUNTY CLERK. In such event, the COUNTY shall provide the COUNTY CLERK with the greater of six months' salary or one month's salary for each 2 years of COUNTY service as severance pay in addition to any accrued annual leave and compensatory time.
4. This agreement may be modified at anytime by mutual agreement in writing.

IN WITNESS WHEREOF, the parties have hereunto set their hands and seals effective the
1st day of July, 2009.

ATTEST

COUNTY OF CUMBERLAND

BY: _____
CANDANCE WHITE
Deputy County Clerk

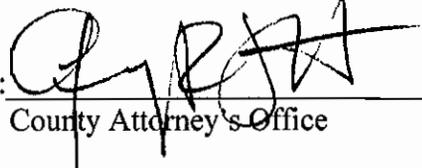
BY: _____
JEANNETTE M. COUNCIL, Chairman
Board of Commissioners

COUNTY CLERK

BY: _____
MARIE COLGAN, Clerk

This instrument has been
pre-audited in the manner
required by the Local
Government Budget and
Fiscal Control Act.

Approved for Legal Sufficiency

BY: 
County Attorney's Office

BY: _____
County Finance Director

OFFICE OF
THE COUNTY ATTORNEY
County of Cumberland
P.O. Drawer 1829
Fayetteville, NC 28302-9990

COLGAN EMPLOYMENT AGREEMENT

ROBERT N. STANGER, P.E.
County Engineer



SAM LUCAS
Engineering Technician II
WAYNE DUDLEY, CFM
Engineering Technician I

ENGINEERING DEPARTMENT

Historic Courthouse, 130 Gillespie Street • P.O. Box 1829 • Fayetteville, North Carolina 28302-1829
Telephone (910) 678-7636 • Fax (910) 678-7635

July 22, 2009

MEMORANDUM

ITEM NO. 2H

TO: BOARD OF COUNTY COMMISSIONERS

FROM: ROBERT N. STANGER, COUNTY ENGINEER *BOB*

THROUGH: AMY H. CANNON, ASSISTANT COUNTY MANAGER

**SUBJECT: CHANGE ORDER G-4 (FINAL) FOR M&E CONTRACTING
LIFE SAFETY IMPROVEMENTS ANN STREET LANDFILL BALING FACILITY**

BACKGROUND

On August 4, 2008, the Board of Commissioners awarded a contract to M&E Contracting in the amount of \$240,699.00 for the Life Safety Improvements Project at the Ann Street Landfill Baling Facility. The scope of work included repair to the automatic sprinkler system, fire alarm system, electrical system and other improvements in the baling facility required by the City Fire Marshall's Office for continued use of the building by the Solid Waste Department. Previously approved change orders have increased the contract amount to \$319,813.84.

Attached is Change Order G-4 (Final) in the amount of \$30,038.02 for additional work on the above referenced project. The additional work as outlined in the Change Order document includes installation of a new electrical wall unit heaters, switch for lights in the white goods area, repair work on existing HVAC unit above main electrical room in the warehouse area; improvements required by the City fire inspector including new smoke detector, new acoustical ceiling tile and additional sprinkler heads in white goods area; minor plumbing work to winterize the restrooms; replace existing backflow prevention device and damaged hydrant; and new electrical conduit and wiring for wall outlets. Sufficient monies are available in the Solid Waste Department budget to fund this Change Order.

RECOMMENDATION/PROPOSED ACTION

The recommendation of the County Engineer, Solid Waste Director, Dettler & Associates, and management is to:

1. Approve Change Order G-4 (Final) for M&E Contracting in the amount of \$30,038.02 and increase the total contract amount to \$349,851.86 for the Life Safety Improvements Project at Ann Street Landfill Baling Facility.
2. Approve the attached budget revision.

The proposed action by the Board is to follow the staff recommendation.

Celebrating Our Past...Embracing Our Future

CHANGE ORDER

Distribution To:
 OWNER
 ENGINEER
 CONTRACTOR
 FIELD
 OTHER

PROJECT: Cumberland County
 Life Safety Improvements to
 Ann Street Landfill Baling Facility

CHANGE ORDER NUMBER: G-4 (FINAL)

INITIATION DATE: July 23, 2009

TO: M & E Contracting, Inc.
 P.O. Box 25100
 Fayetteville, NC 28314-5100

ENGINEER'S PROJECT NO:

CONTRACT FOR: General Construction

CONTRACT DATE: August 4, 2008

You are directed to make the following changes in this Contract:

Additional labor, materials and equipment to add new electrical heaters, breakers in existing panels, switch for lights in baling area, retrofit of existing HVAC unit, new smoke detector; revisions per City Fire Inspector including new acoustical ceiling, additional sprinkler lines under stairs, additional smoke detector, direct wired heater and circuit in the fire sprinkler riser room; winterize plumbing in restrooms; replace existing backflow prevention device and damaged hydrant; and new conduit and wiring for electrical outlets in the warehouse area as indicated in the attached Change Order Proposals #16, #17, #18, #19, #20, #21 and #22.

ADD: \$30,038.02

Through the acceptance of this Final Change Order, the Contractor acknowledges that he has reviewed the status of the work to date and that this Change Order represents the final and complete payment for the above stated additional work on the Life Safety Improvements to Ann Street Landfill Baling Facility Project and includes any and all costs for delays, claims or demands against the Owner. The Contractor by accepting the Change Order agrees to indemnify the Owner and all other parties associated with this project forever from liens or claims from the Contractor or any other person directly or indirectly acting for, through, or under the Contractor.

Not valid until signed by the Owner, the Architect and the Construction Manager.
 Signature of the Contractor indicates agreement herewith, including any adjustment in the Contract Sum or the Contract Time.

The original (Contract Sum) (Guaranteed Maximum Cost) was.....	\$	240,699.00
Net change by previously authorized Change Orders.....	\$	79,114.84
The (Contract Sum) (Guaranteed Maximum Cost) prior to this Change Order was.....	\$	319,813.84
The (Contract Sum) (Guaranteed Maximum Cost) will be (increased) (decreased) (unchanged) by this Change Order.....	\$	30,038.02
The new (Contract Sum) (Guaranteed Maximum Cost) including this Change Order will be.....	\$	349,851.86
The Contract Time will be (increased) by		(20) Days

The Date of Substantial Completion as of the date of this Change Order therefore is February 25, 2009.

Detter & Associates
 ENGINEER

M & E Contracting, Inc.
 CONTRACTOR

County of Cumberland
 OWNER

P.O. Box 53827
 Fayetteville, NC 28305

P.O. Box 25100
 Fayetteville, NC 28314

P.O. Box 1829
 Fayetteville, NC 28302

By: *James D. Detter*
 DATE: 7.22.09

By: *[Signature]*
 DATE: 7-22-09

By: _____
 DATE: _____

M & E CONTRACTING, INC.

CHANGE ORDER PROPOSAL FORM

PROJECT: Life Safety Improvements to Ann Street Landfill Baling Facility

PROPOSAL #: 16

REQUESTED CONTRACT CHANGE: Added items at January meeting by owner/engineer

DESCRIPTION OF CHANGE:

Materials (Attach list with quantity, item, unit \$, unit mh, total mh, OT mh, Total \$)

- 1. Total direct cost of materials \$ -0-
- 2. Overhead and Profit on Item 1 @ 20% \$ -0-
- 3. Sales Tax \$ -0-
- 4. Shipping and transportation \$ -0-

MATERIAL SUBTOTAL: \$ -0-

Labor: (Include time sheets if requested)

- 5. Total Labor: \$ -0-
- 6. Overhead & Profit on Item 5 @ 20% \$ -0-
- 7. Payroll taxes & insurance @ 34% \$ -0-

LABOR SUBTOTAL: \$ -0-

Equipment Rental: (Include quotes and pick-up / delivery tickets)

- 8. Equipment Rental \$ -0-
- 9. Overhead & Profit on Item 8 @ 20% \$ -0-

EQUIPMENT RENTAL SUBTOTAL: \$ -0-

Subcontractors: (Include quotes with material and equipment backup)

- 10. Subcontractors \$ 3,500.00
- 11. Overhead & Profit on Item 10 @ 10% \$ 350.00

SUBCONTRACTOR SUBTOTAL: \$ 3,850.00
PROPOSAL SUBTOTAL: \$ 3,850.00

Bonds

- 12. _____% of Subtotal of Proposal: \$ _____

TOTAL OF CHANGE ORDER PROPOSAL: \$ 3,850.00

TIME EXTENSION REQUEST: 10 DAYS)

Contractor's Signature: _____
Ron W. Ellis

Date: 1-26-09

INTELECT
INTEGRATED ELECTRICAL CONTRACTORS, INC
401 ROBESON STREET
FAYETTEVILLE, NC 28301
OFFICE # 1-910-481-0840
FAX # 1-910-485-4879

"A Hub Zone Certified Contractor"

FACSIMILE TRANSMISSION

TO: M&E FAX #: _____

FM: Chris Roberts DATE: 1/26/09

RE: Ann street bailing facility

You should receive 1 Page(s) total transmission

MESSAGE

We are pleased to provide you with a quote on the above project. Our price is based on a walk thru of the project. Our license number is 27386-U

Included:

- (1) Provide & install (2) heaters
- (2) Provide & install (2) breakers in existitjng panels for AHU equipment
- (3) Provide & install switch for lights in bailing area

Total price \$3,500.00

M & E CONTRACTING, INC.
CHANGE ORDER PROPOSAL FORM

PROJECT: Life Safety Improvements to Ann Street Landfill Baling Facility

PROPOSAL #: 017

**REQUESTED CONTRACT CHANGE:
DESCRIPTION OF CHANGE:**

Materials (Attach list with quantity, item, unit \$, unit mh, total mh, OT mh, Total \$)

- | | | |
|--|----|-----|
| 1. Total direct cost of materials | \$ | -0- |
| 2. Overhead and Profit on Item 1 @ 20% | \$ | -0- |
| 3. Sales Tax | \$ | -0- |
| 4. Shipping and transportation | \$ | -0- |

MATERIAL SUBTOTAL:	\$ -0-
---------------------------	---------------

Labor: (Include time sheets if requested)

- | | | |
|--------------------------------------|----|-----|
| 5. Total Labor: | \$ | -0- |
| 6. Overhead & Profit on Item 5 @ 20% | \$ | -0- |
| 7. Payroll taxes & insurance @ 34% | \$ | -0- |

LABOR SUBTOTAL:	\$ -0-
------------------------	---------------

Equipment Rental: (Include quotes and pick-up / delivery tickets)

- | | | |
|--------------------------------------|----|-----|
| 8. Equipment Rental | \$ | -0- |
| 9. Overhead & Profit on Item 8 @ 20% | \$ | -0- |

EQUIPMENT RENTAL SUBTOTAL:	\$ -0-
-----------------------------------	---------------

Subcontractors: (Include quotes with material and equipment backup)

- | | | |
|--|----|----------|
| 10. Subcontractors | \$ | 1,100.00 |
| 11. Overhead & Profit on Item 10 @ 10% | \$ | 110.00 |

SUBCONTRACTOR SUBTOTAL:	\$ 1,210.00
PROPOSAL SUBTOTAL:	\$ 1,210.00

Bonds

- | | | |
|-------------------------------------|----|-------|
| 12. _____% of Subtotal of Proposal: | \$ | _____ |
|-------------------------------------|----|-------|

TOTAL OF CHANGE ORDER PROPOSAL:	\$ 1,210.00
--	--------------------

TIME EXTENSION REQUEST: _____ DAYS)

Contractor's Signature: _____

Ron W. Ellis

Date: 2/23/09

Bass Air Conditioning Co., Inc.

INVOICE

P.O. Box 64249
3261 Natal Rd.
Fayetteville, NC 28306
Phone 910-424-3570 Fax 910-424-3233

February 19, 2009

Bill To: M&E 01
M & E CONTRACTING, INC.
1032 SEVENTY-FIRST SCHOOL ROAD
P.O. BOX 25100
FAYETTEVILLE, NC 28314-5100

For: SAME

DATE	INVOICE NUMBER	AMOUNT
February 9, 2009	51168	\$1,100.00
TOTAL DUE		\$1,100.00

PLEASE PAY FROM THIS INVOICE

Make all checks payable to Bass Air Conditioning Co., Inc.

THANK YOU FOR YOUR BUSINESS!



CHECK LIST

- COMPRESSOR**
 - SUCTION _____ PSI
 - HEAD _____ PSI
 - VALVES _____ AMPS
 - ELECTRICAL CONNECTIONS
 - CONTACTS TIGHT & CLEAN
 - OIL LEVEL & CONDITION
- CONDENSER COIL**
 - CLEAN COIL & CHECK FIN COND.
 - FHT _____ °F WIG _____ °F
- REFRIGERANT**
 - LEAK CHANGE
 - FAN AND MOTOR**
 - VOLTS _____ AMPS
 - ELECTRICAL CONNECTIONS
 - CONTACTS TIGHT & CLEAN
 - FAN PULLEYS (ADJUST BELT)
 - CHECK LUBE BEARING & MOTOR
 - CFM _____
- EVAPORATOR COIL**
 - CLEAN COIL & CHECK FIN COND.
 - FHT DO _____ °F WIG DO _____ °F
 - FHT WIG _____ °F WIG WIG _____ °F
- CONDENSATE AREAS**
 - INSPECT & CLEAN DRAIN PAN
 - INSPECT & CLEAN DRAIN
- AIR FILTERS**
 - CLEANED REPLACED
 - FILTER SIZE _____
- HEATING ASSY**
 - BURNER & HEAT EXCHANGER
 - FUEL SUPPLY & PRESSURE
 - FLUE ASSEMBLY
 - FLAME ADJUSTMENT
 - PRIMARY RELAY & FLUE
 - FAN & LIMIT SWITCH OPER.
 - BLOWER ASSEMBLY
 - TR VALVE
 - STRIP HEAT
 - DEFRIST CYCLE
- ELECTRICAL COMPTS.**
 - RELAYS CONTRACTOR
 - OVERLOAD PRESS. SWITCH
 - GAS PRESSURE
 - THERMISTAT LIFE (RHS)
 - NHT PROGRAM
- THERMOSTAT**
 - APPROVED _____
 - LEFT _____

ITEM OR PART DESCRIPTION				
SOURCE	COST	QUAN.	ITEM	REMARKS
T-5600		1	Star T-stat	
T-495		1	4L500 Belt	
T-TWO1		25	Fant T-stat wire (18/8)	

SAFETY WARNING
 WE SUGGEST THAT YOU HAVE A CARBON MONOXIDE DETECTOR WITH YOUR FOSSIL FUEL SYSTEM. BASS AIR CONDITIONING CO. DOES NOT DO CARBON MONOXIDE TESTING. CONTACT YOUR FUEL SUPPLIER TO HAVE THIS DONE.

PARTS/REPAIR WARRANTY
 ALL PARTS AND REPAIR WARRANTY WILL BE FOR A PERIOD OF ONE YEAR FOR THE SAME EXACT REPAIR, WITH THE EXCEPTION OF REFRIGERANT LEAKS.

REFRIGERANT WARRANTY
 In the case of refrigerant (leak) repair, our parts and repair warranty will be 90 days with the following clarifications:
 a. You are strongly urged to let the technician show you the location of the leak prior to and after the repair. If this is not possible due to size or other circumstances location, be sure the technician accurately describes the leak location on the service ticket. Our warranty is for the specific leak repaired.
 b. Unfortunately, many times there can be more than one leak in a system. We may only locate one and complete an effective repair only to be called out again later and find another leak. Our warranty on the previous leak repair would not cover the new one. However, if within 30 days of the first leak location, we will provide a no charge diagnosis and leak search. You will then only pay for the repair of the leak, just as you would have done if we had located it on the first trip.

EQUIPMENT START-UP
 HAS ALL HEAT BEEN STARTED UP? YES NO NA
 HAS ALL AIR CONDITIONING BEEN STARTED UP? YES NO NA

DATE: 2/9
DESCRIPTION OF WORK PERFORMED:
 Checked all electrical fuses/power and connections. T-stat wire has been severed above drop ceiling. No thermostat. Ran new T-stat wire spliced in AHU. Powered unit. Unit cycles off on high pressure.

ENVIRONMENT		CHECK LIST	
TYPE	SYSTEM	RECOVERED?	<input type="checkbox"/> YES <input type="checkbox"/> NO
REFRIG.	QTY _____		
RETURNED TO THIS SYSTEM?	<input type="checkbox"/> YES <input type="checkbox"/> NO	QTY _____	NON-USEABLE <input type="checkbox"/> YES <input type="checkbox"/> NO
DISPOSAL QUANTITY _____			

BASS AIR CONDITIONING COMPANY, INC.
 P.O. Box 64249
 3261 Natal Rd.
 Fayetteville, NC 28308
 (910) 424-3570



51188
 CUSTOMER NUMBER
 CUM 133

DATE: 02/09/09
 DISPATCH CODE: B-20

BILL TO: M & E Contracting
 NAME: Ann St. Bailing Facility
 STREET: 698 Ann St.
 CITY: Fayetteville STATE: NC ZIP: _____
 JOB LOCATION: _____
 CUSTOMER REQUEST: Check/Clean unit
 MAKE: Trane MODEL: TWA090A400BA SERIAL NUMBER: J54159168

REPAIR NUMBER	DESCRIPTION	ACCEPT/SECURE	PRICE LINE
GEN152727	Verify Wiring Line/control		289.00
GEN121094	Relocate T-stat/wire		350.00
GEN221030	Install T-stat		314.00
GEN54158	replace Belt (4x500)		62.00

TRAINED PERSONNEL:
 Coils filthy - No water in Building
 Cant Clean Coils. UNIT OFF TILL CLEAN.
 2/10 - Installed T-stat/changed Belt

MILEAGE: _____ MILES X _____ = _____

TOTAL OTHER CHARGES	
DIAGNOSTIC	85.00
TAX	
TOTAL AMOUNT DUE	1100.00

TERMS: DUE UPON COMPLETION
 HAVE AUTHORITY TO ORDER THE WORK WHICH HAS BEEN SATISFACTORILY PERFORMED, AS OUTLINED ABOVE. IT IS AGREED THAT THE SELLER WILL RETAIN TITLE TO ANY EQUIPMENT OR MATERIAL THAT MAY BE FURNISHED UNTIL FINAL PAYMENT IS MADE, AND IF SETTLEMENT IS NOT MADE AS AGREED, THE SELLER SHALL HAVE THE RIGHT TO REMOVE SAME AND THE SELLER WILL BE HELD HARMLESS FOR ANY DAMAGES RESULTING FROM THE REMOVAL THEREOF. I AGREE TO PAY ALL COSTS AND REASONABLE ATTORNEY'S FEE IF THIS INVOICE IS PLACED IN THE HANDS OF AN ATTORNEY FOR COLLECTION.
 (FINANCE CHARGES: 30 days (15% INTEREST) PER MONTH (15% ANNUAL RATE) will be imposed (where applicable).)

CUSTOMER'S SIGNATURE: _____
 Ask our service technician about our yearly planned maintenance service agreements.

thank you

FILE COPY

M & E CONTRACTING, INC.
CHANGE ORDER PROPOSAL FORM

PROJECT: Life Safety Improvements to Ann Street Landfill Baling Facility

PROPOSAL #: 18

REQUESTED CONTRACT CHANGE:

DESCRIPTION OF CHANGE:

Materials (Attach list with quantity, item, unit \$, unit mh, total mh, OT mh, Total \$)

- | | |
|--|--------|
| 1. Total direct cost of materials | \$ -0- |
| 2. Overhead and Profit on Item 1 @ 20% | \$ -0- |
| 3. Sales Tax | \$ -0- |
| 4. Shipping and transportation | \$ -0- |

MATERIAL SUBTOTAL:	\$ -0-
---------------------------	---------------

Labor: (Include time sheets if requested)

- | | |
|--------------------------------------|--------|
| 5. Total Labor: | \$ -0- |
| 6. Overhead & Profit on Item 5 @ 20% | \$ -0- |
| 7. Payroll taxes & insurance @ 34% | \$ -0- |

LABOR SUBTOTAL:	\$ -0-
------------------------	---------------

Equipment Rental: (Include quotes and pick-up / delivery tickets)

- | | |
|--------------------------------------|--------|
| 8. Equipment Rental | \$ -0- |
| 9. Overhead & Profit on Item 8 @ 20% | \$ -0- |

EQUIPMENT RENTAL SUBTOTAL:	\$ -0-
-----------------------------------	---------------

Subcontractors: (Include quotes with material and equipment backup)

- | | |
|--|-----------|
| 10. Subcontractors | \$ 950.00 |
| 11. Overhead & Profit on Item 10 @ 10% | \$ 95.00 |

SUBCONTRACTOR SUBTOTAL:	\$ 1,045.00
PROPOSAL SUBTOTAL:	\$ 1,045.00

Bonds

- | | |
|---|----------|
| 12. <u>1</u> % of Subtotal of Proposal: | \$ 10.45 |
|---|----------|

TOTAL OF CHANGE ORDER PROPOSAL:	\$ 1,055.45
--	--------------------

TIME EXTENSION REQUEST: _____ **DAYS)**

Contractor's Signature: _____
 Ron W. Ellis

Date: 3/25/09

INTELECT
INTEGRATED ELECTRICAL CONTRACTORS, INC
401 ROBESON STREET
FAYETTEVILLE, NC 28301
OFFICE # 1-910-481-0840
FAX # 1-910-485-4879

"A Hub Zone Certified Contractor"

FACSIMILE TRANSMISSION

TO: M&E FAX #: _____

FM: Chris Roberts DATE: 3/25/09

RE: Ann street adding of smoke detector change order

You should receive 1 Page(s) total transmission

MESSAGE

We are pleased to provide you with a quote on the above project. Our price is based on information received from Jamie Cain. Our license number is 27366-U

Included:

- (1) Provide & install (1) smoke detector

NOTE: This has already been done to keep from holding the job up. Let me know when the sprinklr contractor has his issues corrected so I can reschedula Jamie Cain.

Total price \$950.00

M & E CONTRACTING, INC.
CHANGE ORDER PROPOSAL FORM

PROJECT: Life Safety Improvements to Ann Street Landfill Baling Facility

PROPOSAL #: 19

REQUESTED CONTRACT CHANGE: Changes required per Jamie Cain's inspection (Fire Marshal)

DESCRIPTION OF CHANGE:

Materials (Attach list with quantity, item, unit \$, unit mh, total mh, OT mh, Total \$)

1. Total direct cost of materials	\$ -0-
2. Overhead and Profit on Item 1 @ 20%	\$ -0-
3. Sales Tax	\$ -0-
4. Shipping and transportation	\$ -0-

MATERIAL SUBTOTAL:	\$ -0-
---------------------------	---------------

Labor: (Include time sheets if requested)

5. Total Labor:	\$ -0-
6. Overhead & Profit on Item 5 @ 20%	\$ -0-
7. Payroll taxes & insurance @ 34%	\$ -0-

LABOR SUBTOTAL:	\$ -0-
------------------------	---------------

Equipment Rental: (Include quotes and pick-up / delivery tickets)

8. Equipment Rental	\$ -0-
9. Overhead & Profit on Item 8 @ 20%	\$ -0-

EQUIPMENT RENTAL SUBTOTAL:	\$ -0-
-----------------------------------	---------------

Subcontractors: (Include quotes with material and equipment backup)

10. Branch Acoustical	\$ 367.00
Jernigan's Sprinkler	\$ 975.49
Intelect	\$ 950.00
Total	\$ 2,292.49
11. Overhead & Profit on Item 10 @ 10%	\$ 229.25

SUBCONTRACTOR SUBTOTAL:	\$ 2,521.74
--------------------------------	--------------------

PROPOSAL SUBTOTAL:	\$ 2,521.74
---------------------------	--------------------

Bonds

12. <u>1</u> % of Subtotal of Proposal:	\$ 25.22
---	----------

TOTAL OF CHANGE ORDER PROPOSAL:	\$ 2,546.96
--	--------------------

TIME EXTENSION REQUEST: 10 DAYS)

Contractor's Signature: _____
Ron W. Ellis

Date: 4-01-09

Branch Acoustical, Inc

222 E. 1st Street

PO Box 1204

Lumberton, NC 28359

Phone: 910-738-1845 Fax: 910-738-1843

branchacoustical@bellsouth.net

Estimate

Date	Estimate #
3/30/2009	2237

Name / Address
M&E Contracting PO Box 25100 Fayetteville, NC 28314

Project
Cumberland Co. Solid Waste/Ann Street

Description	Total
Acoustical Ceiling: install new 2x4 ceiling tile in room approximately 20' x 30'. Reuse insulation.	367.00
Thank you for your business.	

Please sign and date for acceptance of this bid within 15 days and return to Branch Acoustical, Inc.

We propose to furnish materials and labor as herein described and specified for the above named project. Bid estimate guaranteed for 30 days from date of estimate. Subject to acceptance within 15 days.

Karl Wilkins

Jernigan's Fire Sprinkler Company

MWBE/HUB CERTIFIED

6019 Highway 50 N. Benson N.C. 27504

Phone-919-894-1734 Fax-919-894-9993

Proposal/Quote

Date: 03/31/2009

To: M&E contracting

Attention: Ron Ells

Project Reference: Ann Street Fire Inspector Request.

Project Address: Ann Street (Fayetteville N.C.)

Jernigan Contact: Todd Cameron Cell- 919-524-9673 Direct fax- 919-499-2227

Jernigan's Fire Sprinkler is pleased to provide the following quote for the above mentioned project:

Scope: Per fire sprinkler inspector request on 3/27/2009

1. Install check valve on 2" drains in the 1st section. Drains had to be modified.
2. Material- \$82.00
3. Labor- 2 guys for 3 hrs(6hr total @ \$38 per hr (\$228.00)
4. Mat. Tax \$5.53
5. Material profit 20%= \$16.40
6. Labor Overhead and profit 20% = 45.60
7. Total for drains = \$377.53

Scope 2- Add 2 heads in the electrical room in the white goods area.

1. Material = \$112.00
2. Labor- 2 guys for 5 hrs = 10hrs @ \$38 per hr= \$380.00
3. Mat. Tax \$7.56
4. Material profit 20% = \$22.40
5. Labor overhead and profit 20% \$76.00
6. Total = \$597.96

Price: \$975.49 Total these extras.

Note: Our work begins at 1' inside bldg.

Payment terms: net 30 days

Warranty- Normally 1 year unless specified otherwise on all new parts and labor;

This proposal accepted by X _____ Title X _____

This ___ day of _____ 20___

P.O. # _____ Jernigan's Rep: _____ License # 16321

INTELECT
INTEGRATED ELECTRICAL CONTRACTORS, INC
401 ROBESON STREET
FAYETTEVILLE, NC 28301
OFFICE # 1-910-481-0840
FAX # 1-910-485-4879

"A Hub Zone Certified Contractor"

FACSIMILE TRANSMISSION

TO: M&E FAX #: _____

FM: Chris Roberts DATE: 3/31/09

RE: Ann street adding of heater change order

You should receive 1 Page(s) total transmission

MESSAGE

We are pleased to provide you with a quote on the above project. Our price is based on information received from Jamie Cain. Our license number is 27368-U

Included:

- (1) Provide & install (1) heater in riser room
- (2) Provide & install breaker in existing panel

Total price \$950.00

M & E CONTRACTING, INC.
CHANGE ORDER PROPOSAL FORM

PROJECT: Life Safety Improvements to Ann Street Landfill Baling Facility

PROPOSAL #: 20

REQUESTED CONTRACT CHANGE: Winterize restrooms for a second time

DESCRIPTION OF CHANGE:

Materials (Attach list with quantity, item, unit \$, unit mh, total mh, OT mh, Total \$)

- | | |
|--|--------|
| 1. Total direct cost of materials | \$ -0- |
| 2. Overhead and Profit on Item 1 @ 20% | \$ -0- |
| 3. Sales Tax | \$ -0- |
| 4. Shipping and transportation | \$ -0- |

MATERIAL SUBTOTAL:	\$ -0-
---------------------------	---------------

Labor: (Include time sheets if requested)

- | | |
|--------------------------------------|--------|
| 5. Total Labor: | \$ -0- |
| 6. Overhead & Profit on Item 5 @ 20% | \$ -0- |
| 7. Payroll taxes & insurance @ 34% | \$ -0- |

LABOR SUBTOTAL:	\$ -0-
------------------------	---------------

Equipment Rental: (Include quotes and pick-up / delivery tickets)

- | | |
|--------------------------------------|--------|
| 8. Equipment Rental | \$ -0- |
| 9. Overhead & Profit on Item 8 @ 20% | \$ -0- |

EQUIPMENT RENTAL SUBTOTAL:	\$ -0-
-----------------------------------	---------------

Subcontractors: (Include quotes with material and equipment backup)

- | | |
|--|-----------|
| 10. Subcontractors | \$ 160.00 |
| 11. Overhead & Profit on Item 10 @ 10% | \$ 16.00 |

SUBCONTRACTOR SUBTOTAL:	\$ 176.00
--------------------------------	------------------

PROPOSAL SUBTOTAL:	\$ 176.00
---------------------------	------------------

Bonds

- | | |
|---|---------|
| 12. <u>1</u> % of Subtotal of Proposal: | \$ 1.76 |
|---|---------|

TOTAL OF CHANGE ORDER PROPOSAL:	\$ 178.00
--	------------------

TIME EXTENSION REQUEST: _____ DAYS)

Contractor's Signature: _____
Ron W. Ellis

Date: 4-01-09

HAIRE PLUMBING COMPANY, INC.

NC License no. 4230



367 WINSLOW STREET, FAYETTEVILLE NC 28301
P.O. BOX 58147, FAYETTEVILLE NC 28305-8147
Phone: 910-483-1421, Fax: 910-483-7502



"CALL US...WE'RE QUICK AS A HARE."

PLUMBING CHANGE ORDER PROPOSAL

April 1, 2009

Ron Ellis
M & E Contractors, Inc.
Fayetteville, NC

RE: Ann Street Landfill
Fayetteville, NC

We are pleased to provide our actual cost for the plumbing changes requested.

SCOPE OF WORK:

Winterize restroom plumbing a 2nd time.

Material.....	\$ 10.00
<u>Labor.....</u>	<u>\$150.00</u>
Total	\$160.00

Thank you,

Larry Haire
President

M & E CONTRACTING, INC.

CHANGE ORDER PROPOSAL FORM

PROJECT: Life Safety Improvements to Ann Street Landfill Baling Facility

PROPOSAL #: 21

REQUESTED CONTRACT CHANGE:

DESCRIPTION OF CHANGE: Backflow, hydrant and misl. repairs

Materials (Attach list with quantity, item, unit \$, unit mh, total mh, OT mh, Total \$)

1. Total direct cost of materials	\$	10932.00
2. Overhead and Profit on Item 1 @ 20%	\$	2186.40
3. Sales Tax	\$	737.91
4. Shipping and transportation	\$	<u>340.00</u>

MATERIAL SUBTOTAL:	\$ 14196.31
---------------------------	--------------------

Labor: (Include time sheets if requested)

5. Total Labor:	\$	3010.00
6. Overhead & Profit on Item 5 @ 20%	\$	602.00
7. Payroll taxes & insurance @ 34%	\$	<u>1023.40</u>

LABOR SUBTOTAL:	\$ 4635.40
------------------------	-------------------

Equipment Rental: (Include quotes and pick-up / delivery tickets)

8. Equipment Rental	\$	-0-
9. Overhead & Profit on Item 8 @ 20%	\$	<u>-0-</u>

EQUIPMENT RENTAL SUBTOTAL:	\$ -0-
-----------------------------------	---------------

Subcontractors: (Include quotes with material and equipment backup)

10. Subcontractors	\$	18831.71
11. Overhead & Profit on Item 10 @ 10%	\$	<u>1883.17</u>

SUBCONTRACTOR SUBTOTAL:	\$ 20,714.88
--------------------------------	---------------------

PROPOSAL SUBTOTAL:	\$
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Bonds

12. <u>1</u> % of Subtotal of Proposal:	\$	<u>207.15</u>
---	----	---------------

TOTAL OF CHANGE ORDER PROPOSAL:	\$ 20,922.03
--	---------------------

TIME EXTENSION REQUEST: _____ DAYS)

Contractor's Signature: _____
Ron W. Ellis

Date: 6-09-09

Jernigan's Fire Sprinkler Company

MWBE/HUB CERTIFIED

6019 Highway 50 N. Benson N.C. 27504

Phone-919-894-1734 Fax-919-894-9993

Proposal/Quote

Date: 6/09/2009

To: M&E Contracting

Attention: Ron Ellis

Project Reference: Ann Street Landfill Bailing Facility

Project Address: Ann Street, Fayetteville N.C.

Jernigan Contact: Todd Cameron Cell- 919-524-9673 Direct fax- 919-499-2227

Jernigan's Fire Sprinkler is pleased to provide the following quote for the above mentioned project:

Scope:

- 1. Replace 8" backflow at the tipping Area with new city approved backflow prevention assembly.**
- 2. Remove the White Goods area backflow and install new spool piece as this backflow is no longer needed.**
- 3. Replace the Hydrant that is broken open at the tipping area. This will require the removal of existing concrete slab in a 6' X 10' area so a trench box can be used for a safe change out. Our price covers compacting the soil and replacing the concrete slab. The hydrant will require an excavation depth of 11Ft to replace and that requires a trench box and shoring equipment for safe replacement that has increased the cost.**
- 4. Install 4 new Ballard post around leaning PIV and straighten the PIV.**

Note: JFSC has figured the concrete pad removal and replacement to be approx 8" deep as everyone believes it to be. Any major depth change will result in a supplemental charge similar to the original breakout cost for the extra removal and replacement of additional concrete.

Note 2: Rock and unstable soil: any unexpected rock removal will be charged at \$500 per cubic yard removed and replaced. Any unstable or contaminated soil replacement will be charged at \$50 per cubic yard.

Note 3: JFSC specifically excludes any utility damage due to digging that is not marked by NC 1 call or the property owner. JFSC will contact NC 1 call and request utility marking. The owner or property manager will be notified and given opportunity to mark any utilities not marked by NC 1 Call prior to the excavation.

Price: \$18,831.71

Excluding: Any unseen rock or soil replacement (please see above).

Payment terms: net 30 days

Warranty- Normally 1 year unless specified otherwise on all new parts and labor:

This proposal accepted by X _____ **Title X** _____

This ___ day of _____ 20__

P.O. # _____ Jernigan's Rep: _____ License # 16321

This proposal has been reviewed for compliance by the Licensee of Jernigan's Fire Sprinkler Company as required by the North Carolina State Board of Examiners for Plumbing, Heating and Fire Sprinkler Contractor's rules and regulations. Pricing is good for 30 days.

Contractor to provide quick pay agreement to enable minority contractor to meet cash flow requirements. Payments to be made in monthly installments, each installment equaling 90% of the value of the work completed for that month due and payable to JFS by the 10th of the following month. Final payment (10% retainage) is due upon completion. Unpaid or past due balances are charged 1.5 % interest per month and 18% annual interest or the maximum amount allowed by North Carolina Law, whichever is greater.

SCHEDULE OF VALUES

PAGE OF PAGES

JERNIGAN'S FIRE SPRINKLER CO.LLC

6019 NC Hwy 50 N, Benson, NC 27504
(P) 919-894-1734 (F) 919-894-9993

APPLICATION NO:
APPLICATION DATE: 6/9/2009
PERIOD TO:

PROJECT: Ann Street

ARCHITECT'S PROJECT NO:

CONTRACTOR: M&E Contracting

A ITEM	B DESCRIPTION OF WORK	C SCHEDULED VALUE	D		E Total	F	G	H	I
			Quantity						
1	8" backflow replacement								
	Backflow and flange packs	\$5,800.00	1x		\$5,800.00				
	Forman Labor	\$25.00	10hr		\$250.00				
	Fitter labor	\$18.00	10hr		\$180.00				
2	Removing White Goods Area backflow								
	8" material for spool piece	\$410.00	1x		\$410.00				
	Forman Labor	\$25.00	10hr		\$250.00				
	Fitter Labor	\$18.00	10hr		\$180.00				
3	3-Ballard post for PIV								
	6" pipe	\$240.00	1x		\$240.00				
	Concrete filler	\$140.00	1x		\$140.00				
	Forman Labor	\$25.00	10x		\$250.00				
	Fitter Labor	\$18.00	10x		\$180.00				
4	Hydrant replacement								
	Material (9.5' bury)	\$1,986.00	1x		\$1,986.00				
	Forman Labor	\$25.00	40hrs		\$1,000.00				
	Fitter labor	\$18.00	40hrs		\$720.00				
	Concrete thrust block	\$250.00	1 x delivered		\$250.00				
	Unstable soil replacement if needed	50 per cu. Yard	as needed						
	Rock removal if needed	500 per cub. Yard	as needed						
	Backhoe and dump truck	\$1,025.00	1x		\$1,025.00				
	Trench box	\$670.00	1x		\$670.00				
	Concrete pad replacement	\$137.00	3 yards		\$411.00				
5	Totals								
	Labor		\$3,010.00						
	Material		\$10,932.00						
	Labor Burden and overhead (34%)		\$1,023.40						
	Labor Profit (20%)		\$602.00						
	Material Tax (6&3/4%)		\$737.91						
	Material Profit(20%)		\$2,186.40						
	Shipping	\$340.00	\$340.00		\$210.00				
	Totals								
GRAND TOTALS			\$18,831.71			\$0.00	\$0.00	0.00%	\$0.00

M & E CONTRACTING, INC.

CHANGE ORDER PROPOSAL FORM

PROJECT: Life Safety Improvements to Ann Street Landfill Baling Facility

PROPOSAL #: 22

REQUESTED CONTRACT CHANGE:

DESCRIPTION OF CHANGE: Electrical outlets

Materials (Attach list with quantity, item, unit \$, unit mh, total mh, OT mh, Total \$)

1. Total direct cost of materials	\$	-0-
2. Overhead and Profit on Item 1 @ 20%	\$	-0-
3. Sales Tax	\$	-0-
4. Shipping and transportation	\$	-0-

MATERIAL SUBTOTAL:	\$ -0-
---------------------------	---------------

Labor: (Include time sheets if requested)

5. Total Labor:	\$	-0-
6. Overhead & Profit on Item 5 @ 20%	\$	-0-
7. Payroll taxes & insurance @ 34%	\$	-0-

LABOR SUBTOTAL:	\$ -0-
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Equipment Rental: (Include quotes and pick-up / delivery tickets)

8. Equipment Rental	\$	-0-
9. Overhead & Profit on Item 8 @ 20%	\$	-0-

EQUIPMENT RENTAL SUBTOTAL:	\$ -0-
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Subcontractors: (Include quotes with material and equipment backup)

10. Subcontractors	\$	248.05
11. Overhead & Profit on Item 10 @ 10%	\$	24.81

SUBCONTRACTOR SUBTOTAL:	\$ 272.86
PROPOSAL SUBTOTAL:	\$ 272.86

Bonds

12. <u>1</u> % of Subtotal of Proposal:	\$	2.73
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TOTAL OF CHANGE ORDER PROPOSAL:	\$ 275.58
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TIME EXTENSION REQUEST: _____ DAYS)

Contractor's Signature: _____
Ron W. Ellis

Date: 7/21/09

**COUNTY OF CUMBERLAND
BUDGET REVISION REQUEST**

Budget Office Use	
Budget Revision No.	B10-025
Date Received	7/27/2009
Date Completed	

Fund No. 625 Agency No. 460 Organ. No. 4615
 Organization Name: Solid Waste Recycling

REVENUE

Revenue Source Code	Description	Current Budget	Increase (Decrease)	Revised Budget
---------------------	-------------	----------------	---------------------	----------------

Total 0 0 -

EXPENDITURES

Object Code	Appr Unit	Description	Current Budget	Increase (Decrease)	Revised Budget
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3650	910	Capital Outlay Other Improvements	0	30,039	30,039
3903	911	Contingency Operating	43,128	(30,039)	13,089

Total 43,128 - 43,128

Justification:

Revision to budget Change Order #4 (Final) in the amount of \$30,038.02 for the Life Safety Improvements Project at the Ann Street Landfill. This change order brings the final contract amount to \$349,851.86.

Funding Source: State: _____ Federal: _____ Other: _____
 Fund Balance: County: _____ New: _____ Other: _____
 Prior Year: _____

Submitted By: _____ Date: _____
 Department Head

Reviewed By: Bob Lueber Date: 7/27/09
 Finance Department

Reviewed By: Amber Cannon Date: 7/29/09
 Assistant County Mgr

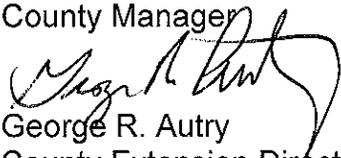
Approved By:	
_____	Date: _____
County Manager	
Board of County Commissioners	
_____	Date: _____

NC STATE UNIVERSITY

July 8, 2009

Cumberland County Center
North Carolina Cooperative Extension
301 East Mountain Drive
Fayetteville, North Carolina 28306
Phone: (910) 321-6860
Fax: (910) 321-6883
<http://cumberland.ces.ncsu.edu>

To: James Martin
County Manager

From: 
George R. Autry
County Extension Director

Re: 2009 Agriculture Hall of Fame Nomination

The Cumberland County Agriculture Hall of Fame Nominations Committee met and selected Mr. Donnie Hartswell (D.H.) Vinson and Mr. John Keith Smith as the Hall of Fame nominees for 2009. Please submit Mr. Vinson and Mr. Smith to the Board of Commissioners for approval for induction into the Agriculture Hall of Fame.

Enclosed is supporting background information on both nominees.

GRA/sj

enclosures

Donnie Hartswell (D.H.) Vinson

Donnie Hartswell (D.H.) Vinson, now retired, was a full time farmer in the Beaver Dam Community for forty-five years, growing tobacco, corn and soybeans.

He served in the United States Army and the United States Air Force Reserve.

Mr. Vinson has served as a Soil and Water Conservation Supervisor for six years, serving as chairman for two years. Mr. Vinson served twenty-two years as a Farm Service Agency community committeeman and four years as a county committeeman, serving one year as chairman. He served as an associate director for Cape Fear Production Credit Association for four years.

Mr. Vinson planted test plots in cooperation with the Cooperative Extension Service and strived to stay informed concerning the latest farming technologies. He is known throughout the Beaver Dam community for his willingness to share his experience and knowledge with the other farmers in the community.

Mr. Vinson provide assistance for the building of the Beaver Dam-Evergreen Community Center, volunteered with the fallout and disaster shelter program, and has been an active member of Beaver Dam Baptist Church for over fifty years. He holds an FFA State Farmer Degree and attended the NC State University Short Course in Modern Farming.

John Keith Smith

John Keith Smith served the United State Department of Agriculture-Soil Conservation Service/Natural Resources Service for thirty-seven years. A graduate of NC State University, he worked as a soil conservation technician for Cumberland Soil and Water Conservation District for eighteen years under District Conservationist, Hubert Willis. Mr. Smith then worked as a civil engineer technician in the USDA-NRCS Lumberton Field Office, serving Robeson, Cumberland and other surrounding counties for nineteen years. Mr. Smith specialized in the planning of irrigation ponds and preventing soil erosion. He dedicated his life's career to helping farmers.

He was an active lifetime member of the Seventy First Ruritan Club and assisted in founding the Lafayette Village Recreation Center. He helped establish the Lafayette Village Volunteer Fire Department and was one of the original board members. Serving for over thirty years, he held the offices of president, secretary and treasurer. He also served one term as a supervisor on the Cumberland County Soil and Water Conservation District Board.



ITEM NO. 2J

DEPARTMENT OF PUBLIC HEALTH
227 Fountainhead Lane • Fayetteville, North Carolina 28301
(910) 433-3600 • Fax: (910) 433-3659

MEMORANDUM

TO: Board of County Commissioners

THRU: Mrs. Juanita Pilgrim, Deputy County Manager 

FROM: Mr. Buck Wilson, Health Director 

DATE: July 21, 2009

RE: Approval of Delinquent Accounts to Be Written Off and/or Turned Over to Collectors

BACKGROUND

At the Board of Health meeting on June 16, 2009, the Board approved writing off a total of \$22,667.80 as bad debts. Family Planning accounts in the amount of \$2,858.44 will be written off as bad debt, however cannot be sent to our collection agency, Professional Recovery Consultants, Inc. pursuant to North Carolina Division of Health and Human Services Guidelines. The amount to be sent to the collection agency will be \$19,809.36. This write-off of bad debts is in compliance with the Board of Health's recommendation to write-off bad debts every quarter.

RECOMMENDATION/PROPOSED ACTION

Management requests to have this item placed on the next County Commissioners' meeting agenda for their approval to write off bad debts in the amount of \$22,667.80 and to turn over to Professional Recovery Consultants, Inc. the amount of \$19,809.36 for collection.

/dwmc
:Attachment

Celebrating Our Past...Embracing Our Future

**CUMBERLAND COUNTY DEPARTMENT
OF PUBLIC HEALTH
DELINQUENT ACCOUNTS TO BE TURNED OVER FOR COLLECTION
BAD DEBT WRITE-OFF # 25
June 16, 2009**

PROGRAM	AMOUNT
ADULT HEALTH	\$13,097.52
BCCCP	\$101.30
CHILD HEALTH	\$2,765.94
DENTAL	\$295.08
FAMILY PLANNING *****	\$2,858.44
GYN/POSTPARTUM	\$161.05
IMMUNIZATIONS	\$1,596.83
MATERNITY	\$1,791.64
MEDICAL RECORDS	\$0.00
PAP	\$0.00
T.B.	\$0.00
TOTAL	\$22,667.80

*****Family Planning Accounts will adjusted (as Bad Debt) from the Accounts Receivable, however will not be sent to the Collection Agency pursuant to NC Division of Health and Human Services guidelines.

The above accounts are 90 days old or older as of June 1, 2009.

JAMES E. MARTIN
County Manager

JUANITA PILGRIM
Deputy County Manager



ITEM NO. 2K

AMY H. CANNON
Assistant County Manager

OFFICE OF THE COUNTY MANAGER

5th Floor, New Courthouse • PO Box 1829 • Suite 512, • Fayetteville, North Carolina 28302-1829
(910) 678-7723 / (910) 678-7726 • Fax (910) 678-7717

July 24, 2009

MEMORANDUM

TO: BOARD OF COUNTY COMMISSIONERS

FROM: AMY H. CANNON, ASSISTANT COUNTY MANAGER 

SUBJECT: DEPUTY FINANCE OFFICER FOR THE CROWN CENTER

BACKGROUND:

North Carolina General Statutes Chapter 159, Article 3, entitled "The Local Government Budget and Fiscal Control Act" requires all checks drawn on an official depository be signed by the Finance Officer or a properly designated Deputy Finance Officer and countersigned by another official of the local government designated for this purpose by the Governing Board. The act also requires the Civic Center Finance Officer to have a faithful performance bond in an amount not less than \$10,000 or more than \$250,000.

I recommend that Ashley Foster, Ticket Office Manager, be appointed to sign checks for the Crown Center's checking and savings account.

RECOMMENDATION AND PROPOSED ACTION:

1. Approve the appointment of Ashley Foster as Deputy Finance Officer;
2. Provide a faithful performance bond in the amount of \$20,000 for Ashley Foster;
3. Approve the attached resolution implementing the above recommendations.

/Attachment (Resolution)

Celebrating Our Past... Embracing Our Future

STATE OF NORTH CAROLINA

COUNTY OF CUMBERLAND

RESOLUTION

WHEREAS, due to the operation requirements unique to the Cumberland County Crown Center, a need exists for checks to be issued during all hours of the day and night. These checks are drawn on official depositories that contain funds held on behalf of others; and

WHEREAS, the timing, amounts, or payees of these checks cannot be anticipated and, in most cases, the checks must be issued immediately; and

WHEREAS, the timing of the checks requires the appointment of a Deputy Finance Officer and, in addition, more than one person must be authorized to countersign each check; and

WHEREAS, North Carolina General Statute Chapter 159, Article 3, entitled "The Local Government Budget and Fiscal Control Act", authorizes the Governing Board to appoint Deputy Finance Officers to designate individual(s) to countersign the checks, and to fix the amount of the faithful performance bond to be provided by the appointee.

NOW THEREFORE, to facilitate the operational requirement of the Cumberland County Crown Center, the Board of County Commissioners hereby **RESOLVES** that:

1. Ms. Ashley Foster is appointed a Deputy Finance Officer and is authorized to sign the checks/drafts issued on the checking and savings accounts maintained by the Cumberland County Crown Center.
2. The appointee will provide a faithful performance bond in the amount of \$20,000.00.

Celebrating Our Past...Embracing Our Future



July 23, 2009

To: Amy Cannon, Assistant County Manager

From: Karen Long, General Manager 

Subject: Deputy Finance Officer

Please place on the next Board of County Commissioners' agenda the appointment of Ashley Foster, Ticket Office Manager as a Deputy Finance Officer. This will give her the authority to sign checks for the Crown Center.

Thank you for your assistance in this matter.

CROWN CENTER

Coliseum  Arena  Theatre  Expo

1960 Coliseum Drive Fayetteville, North Carolina 28306
www.AtTheCrown.com 910-438-4100



ITEM NO. 2L

OFFICE OF THE RISK MANAGER

P.O. Box 1829 • Fayetteville, North Carolina 28302-1829
(910) 223-3327 / (910) 323-6107 • Fax: (910) 323-6106

MEMORANDUM

TO: BOARD OF COUNTY COMMISSIONERS

FROM: JAMES SILMAN, RISK MANAGEMENT DIRECTOR *JS*

THROUGH: AMY CANNON, ASSISTANT COUNTY MANAGER

DATE: JULY 15, 2009

SUBJECT: NORTH CAROLINA DEFERRED COMPENSATION PLAN

BACKGROUND:

The North Carolina Deferred Compensation Plan is a 457(b) plan that the state has authorized to be offered to all public employees of the state of North Carolina. As a consequence the employees of Cumberland County are now eligible to participate.

The advantages of the state 457(b) plan over the other plans the county offers is the fees are substantially lower and all employees, including part-time, temps, elected and appointed officials are eligible to participate.

The administration of the state 457(b) plan is the same company and individuals that administer the state 401(k) plan. The state 457(b) plan is a wonderful opportunity for employees not eligible for the 401(k) plan to participate in deferred compensation and for those employees who would like to consolidate investments with one company.

RECOMMENDATION

That the Board of Commissioners adopt the North Carolina Public Employee Deferred Compensation Plan for the employees of Cumberland County.

Celebrating Our Past... Embracing Our Future

CUMBERLAND COUNTY BOARD OF COMMISSIONERS
RESOLUTION

WHEREAS, the Cumberland County Board of Commissioners wishes to provide a qualified defined contribution plan to the employees of Cumberland County,

AND WHEREAS, the State of North Carolina has established the North Carolina Public Employee Deferred Compensation Plan, a qualified governmental Deferred Compensation Plan under Internal Revenue Code §457(b) for public employees of North Carolina.

THEREFORE, be it resolved that the Cumberland County Board of Commissioners has adopted the North Carolina Public Employee Deferred Compensation Plan also known as "NC Deferred Comp" under the terms of the Plan Document and the Third-Party Administrator Agreement. All employees shall become eligible to defer compensation immediately.

Signed this _____ day of _____, 20____.

(Chairperson of the Cumberland County Board of Commissioners)

(Date)



NORTH CAROLINA DEFERRED COMPENSATION PLAN

Notable changes to the NC Deferred Compensation Plan (457 Plan)

The following modifications to the NC Deferred Compensation Plan (457 Plan) were recently approved by the Plan's Board of Trustees and are currently in effect:

- Eligibility now includes all full-time, part-time, and temporary employees, elected and appointed officials, and rehired retired employees. Independent contractors are not included.
- There is now no minimum contribution amount, which replaces the prior minimum requirement of \$20 per pay period.
- Employer contributions are allowed, which, unlike employer contributions to the NC 401(k) Plan, do count toward employee's annual maximum contribution limits set by the IRS.
- Forced payouts or involuntary distributions of small balances are no longer in effect.
- There is a \$500 minimum for partial payments (not including periodic disbursements).
- Reminder: GoalMaker, a no-cost, optional, easy-to-use asset allocation program is available for Deferred Compensation (457 Plan) participants.

Here are two updated documents regarding the Plan, which you may find helpful for reference:

1. The plan highlights for the NC Deferred Compensation Plan (457 Plan)
2. An informative chart that compares the benefits of the NC 401(k) Plan and the NC Deferred Compensation Plan (457 Plan)

For additional information or if you have any questions, you can contact your Regional Retirement Education Manager, send an email to NCPlans@Prudential.com, or call 1-866-NCPlans (1-866-627-5267).

A handwritten signature in black ink, appearing to read "Tim Bryan".

Tim Bryan
Supplemental Retirement Plans Director

Investors should carefully consider a fund's investment objectives, risks, charges and expenses before investing. For more complete information about the institutional separate account investment options including

JAMES E. MARTIN
County Manager

JUANITA PILGRIM
Deputy County Manager



ITEM NO. 24

AMY H. CANNON
Assistant County Manager

OFFICE OF THE COUNTY MANAGER

5th Floor, New Courthouse • PO Box 1829 • Suite 512, • Fayetteville, North Carolina 28302-1829
(910) 678-7723 / (910) 678-7726 • Fax (910) 678-7717

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF AUGUST 3, 2009

MEMORANDUM

TO: BOARD OF COMMISSIONERS

FROM: JAMES E. MARTIN, COUNTY MANAGER

DATE: JULY 23, 2009

**SUBJECT: APPROVAL OF BID AWARD TO WHITE WAY SIGN TO
REPLACE VIDEO IN THE SCOREBOARD AT THE
CROWN COLISEUM**

BACKGROUND

Bids were received to replace the video in the center hung scoreboard at the Coliseum. Karen Long, General Manager and the Cumberland County Purchasing Department are recommending that the bid be awarded to White Way Sign with their low bid (bid information attached).

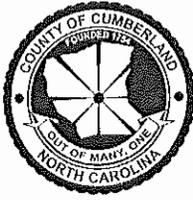
RECOMMENDATION/PROPOSED ACTION

Consider approval of the bid award to White Way Sign to replace Video in the Scoreboard at the Cumberland County Crown Coliseum.

/ct

CM072309-4

Celebrating Our Past... Embracing Our Future



**Cumberland County
Finance Department
Purchasing Division**

Memo

To: James Martin, Cumberland County Manager
From: Thelma S. Matthews, Purchasing Accounts Manager *jm*
Date: 7/22/2009
Re: Video Replacement for Scoreboard at Crown Center

Cumberland County Purchasing received formal bids to replace the video in the center hung scoreboard at the Coliseum. Attached you will find a letter of recommendation from Karen Long, General Manager at the Crown Center. I concur with her recommendation to award the bid to White Way Sign, the lowest responsible bidder at \$202,589.00.

I request this be on the agenda for the next County Commissioners' meeting August 3, 2009.

Thank you.



MEMORANDUM

TO: James Martin, Cumberland County Manager

From: Karen Long, General Manager 

Thru: Thelma Matthews, Accounts Manager 

Date: July 21, 2009

Ref: Video Replacement for Scoreboard

Currently the Crown Center has \$200,000 budgeted to replace the video in the center hung scoreboard in the coliseum. We have received two formal bids from Daktronics and White Way Sign. Both have given bids for 16mm displays and 12mm displays. The 16mm display cost less than the 12mm; however if we go with the 16mm displays, they will be obsolete in 5 years or less. Therefore we would like to accept the bid from White Way Signs to install (4) 160 X 200 12mm RGB displays. The cost of this would be \$202,589. The same product from Daktronics would cost \$262,920.

This purchase will be \$2,589 over the funds that we have currently budgeted for this project. We have decided that this is a top priority and have reached the decision not to purchase gates for the parking lot at this time. These gates are funded at \$12,000. We would like to use \$2,589 of these funds for the replacement video in the scoreboard.

Please place on the next agenda for the Cumberland County Commissioner's meeting the acceptance and award of the bid from White Way Sign to install (4) 160 X 200 12mm RGB displays for \$202,589.

**County of Cumberland - Crown Center
Video Replacement Scoreboard - Bid No: 10-01-CC (F)
Bid Summary Sheet
July 20, 2009
11:00 A.M.**

<u>Company</u>		<u>Cost</u>	<u>Notes:</u>
Daktronics		<u>\$234,797.00</u>	_____
	Option 1	<u>\$ 28,123.00</u>	_____
	Option 2	<u>\$ 27,265.00</u>	_____
	Option 3	<u>\$ 3,865.00</u>	_____
White Way Sign & Maintenance Co.		<u>\$139,500.00</u>	_____
	Option 1	<u>\$202,589.00</u>	_____
_____		_____	_____
	Option	_____	_____
		_____	_____
_____		_____	_____
	Option	_____	_____
		_____	_____

Debbie Miller
7/20/09



ITEM NO. 2N(1)

OFFICE OF THE COUNTY ATTORNEY

Courthouse, 117 Dick Street – Suite 551 • P.O. Box 1829 • Fayetteville, North Carolina 28302-1829
(910) 678-7762 • Fax: (910) 678-7758

June 22, 2009

MEMORANDUM FOR BOARD OF COMMISSIONERS' AUGUST 3, 2009 AGENDA:

TO: BOARD OF COMMISSIONERS

FROM: GRAINGER R. BARRETT, COUNTY ATTORNEY 

SUBJECT: APPROVAL OF SALE OF SURPLUS-COUNTY OWNED REAL
PROPERTY ACQUIRED BY TAX FORECLOSURE

316 CUMBERLAND STREET
(LOCATED OFF MURCHISON RD. ON CUMBERLAND ST.)
PIN 0437-39-0583; CROSS CREEK TOWNSHIP

BACKGROUND: On or about March 12, 2008, the County acquired by tax foreclosure the above property. The amount currently owed on the foreclosure judgment including interest and cost for the property is \$2,271.82.

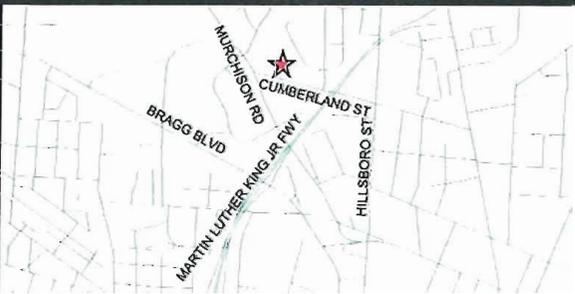
Alvin Rowles was the last and highest bidder offering to purchase the County's interest in the property for **\$2,748.90** and has deposited \$277.28 in the Finance Office. The tax value of the property is \$5,000.00.

This property is surplus to the needs of the County and, according to N.C.G.S. 153A-176 and N.C.G.S. 105-376, the County has the authority to sell such property. Management has reviewed this offer and it is now being submitted for the Board to consider whether or not to accept Mr. Rowles' bid. The property has been advertised and has received several bids; however, Mr. Rowles' was the final and highest bidder. The bid period is now closed.

RECOMMENDATION AND PROPOSED ACTION: That the Board of Commissioners consider whether to accept the offer of Alvin Rowles to purchase the above property for the sum of **\$2,748.90**, plus costs, and authorize the Chairman to execute a deed upon receipt of the balance of the purchase price.

GRB/hnw
Attachment

Celebrating Our Past... Embracing Our Future

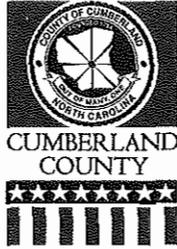


Site Map

816 CUMBERLAND ST
CROSS CREEK TOWNSHIP



THE COUNTY OF CUMBERLAND AND ITS CIVIC DEPARTMENT DISCLAIMS ANY LIABILITY FOR THIS PRODUCT AND MAKES NO WARRANTY EXPRESS OR IMPLIED CONCERNING THE ACCURACY THEREOF. RESPONSIBILITY FOR INTERPRETATION AND APPLICATION OF THIS PRODUCT LIES WITH THE USER.



ITEM NO. 20

OFFICE OF THE RISK MANAGER
P.O. Box 1829 • Fayetteville, North Carolina 28302-1829
(910) 223-3327 / (910) 323-6107 • Fax: (910) 323-6106

July 15, 2009

MEMORANDUM

TO: BOARD OF COUNTY COMMISSIONERS

FROM: JAMES B. SILMAN, RISK MANAGEMENT DIRECTOR *BS*

SUBJECT: CONSIDERATION OF DECLARATION OF SURPLUS
COUNTY PROPERTY AND AUTHORIZATION TO ACCEPT
INSURANCE SETTLEMENT

BACKGROUND

DATE OF ACCIDENT	June 7, 2009
VEHICLE	2008 Ford Crown Victoria
VIN	2FAHP71V48X145028
FLEET #	FL142
MILEAGE	42,455
DEPARTMENT	Sheriff's Office
SETTLEMENT OFFER	\$11,650.87
INSURANCE COMPANY	Travelers

This is a total loss settlement offers.

RECOMMENDATION/PROPOSED ACTION

Management recommends that the Board of Commissioners:

1. declare the vehicle described above as surplus
2. authorize the Risk Manager to accept \$11,650.87 as settlement
3. allow Travelers Insurance to take possession of the wrecked (surplus) vehicle.

Celebrating Our Past... Embracing Our Future



Michael Maystadt
215 Shuman Blvd.
Naperville IL 60563-7095
630-961-7428 Office
877-795-9975 Fax

June 12, 2009

Cumberland County
Attn James Silman
P. O. Box 1829
Fayetteville, NC 28302

RE: Our Claim No.: A4S5106-001
Date of Loss: 6/7/2009

To whom it may concern;

We have determined the actual cash value of your total loss vehicle (2008 Ford Crown Victoria Police, VIN #2FAHP71V48X145028) from CCC, a computerized valuation service, using current market data. The actual cash value of your vehicle, including options, has been determined to be:

Actual cash value:	\$12229.00
Taxes:	366.87
Fees:	55.00
Deductible:	- 1000.00
Total Settlement:	\$11650.87

In order for Saint Paul Fire and Marine Insurance Company ("Travelers") to comply with the salvage title law, this offer of settlement is contingent upon our receipt of the properly endorsed and notarized title. Such title must presently be issued in the name (s) of the person (s) to whom we are obligated to make payment. Our settlement check cannot be issued until we receive the lien free and notarized title from you.

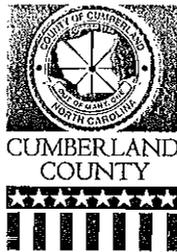
Upon receipt of the correctly signed and notarized title and upon Travelers moving the loss vehicle to our salvage vendor a check will be sent to you as outlined above.

Very truly yours,

Michael Maystadt
mmaystad@Travelers.com

JAMES E. MARTIN
County Manager

JUANITA PILGRIM
Deputy County Manager



ITEM NO. 2P
CLIFF SPILLER
Assistant County Manager

AMY H. CANNON
Assistant County Manager

OFFICE OF THE COUNTY MANAGER

5th Floor, New Courthouse - P.O. Box 1829 - Suite 512 • Fayetteville, North Carolina 28302-1829
(910) 678-7723 / (910) 678-7726 • Fax: (910) 678-7717

July 8, 2009

MEMORANDUM

TO: BOARD OF COUNTY COMMISSIONERS

FROM: JAMES MARTIN, COUNTY MANAGER

SUBJECT: REPORT ON THE DISPOSAL OF SURPLUS PROPERTY PURSUANT TO N.C.G.S.160A-226(a)

BACKGROUND

On June 15, 1998, the Board adopted a resolution founded in the statutes allowing the Assistant County Manager to dispose of certain "personal property, worth less than \$5000 per item or group of similar items, which have become obsolete, unusable, economically unrepairable, or otherwise surplus to the needs of the county".

The resolution stipulated further that the Assistant County Manager "shall render semi-annual reports to the Board of County Commissioners summarizing disposals between the preceding January 1 and June 30th". Accordingly, attached herewith is that report.

RECOMMENDATION

That the Board accept and approve the attached report of personal county property disposed of by the Assistant County Manager.

PROPOSED ACTION

That the Board adopts the attached report and that the report be duly recorded in the official minutes.

/do

Attachments:

Celebrating Our Past...Embracing Our Future

REPORT ON THE DISPOSAL OF SURPLUS COUNTY PROPERTY
 JANUARY 1, 2009 - JUNE 30, 2009

ITEM NO.	DATE RECEIVED	DESCRIPTION OF PROPERTY	QTY	RENDERING DEPARTMENT	METHOD OF DISPOSAL	LANDFILL LOCATION	SOLD TO/GIVEN TO
1	1/12/2009	DESKTOP PRINTERS	22	DSS	LANDFILL	ANN STREET	
2	1/12/2009	LAPTOPS	2	DSS	LANDFILL	ANN STREET	
3	1/12/2009	MONITORS	262	DSS	LANDFILL	ANN STREET	
4	1/12/2009	SCANNERS	5	DSS	LANDFILL	ANN STREET	
5	1/12/2009	ANTI-GLARE FILTER	1	DSS	LANDFILL	ANN STREET	
6	1/22/2009	COMPUTERS	6	SHERIFF'S OFFICE	LANDFILL	ANN STREET	
7	1/22/2009	MONITORS	7	SHERIFF'S OFFICE	LANDFILL	ANN STREET	
8	1/22/2009	BATTERY	1	SHERIFF'S OFFICE	LANDFILL	ANN STREET	
9	1/22/2009	PRINTERS	4	SHERIFF'S OFFICE	LANDFILL	ANN STREET	
10	1/22/2009	TYPEWRITER	1	SHERIFF'S OFFICE	LANDFILL	ANN STREET	
11	1/22/2009	TELEVISIONS	5	SHERIFF'S OFFICE	LANDFILL	ANN STREET	
12	1/22/2009	CHAIRS	26	SHERIFF'S OFFICE	LANDFILL	ANN STREET	
13	1/22/2009	MICROWAVE	1	SHERIFF'S OFFICE	LANDFILL	ANN STREET	
14	1/22/2009	FRIDGE	1	SHERIFF'S OFFICE	LANDFILL	ANN STREET	
15	1/29/2009	CHAIRS	2	DAY REPORTING	LANDFILL	ANN STREET	
16	1/29/2009	MONITORS	2	DAY REPORTING	LANDFILL	ANN STREET	
17	1/29/2009	KEYBOARD	1	DAY REPORTING	LANDFILL	ANN STREET	
18	1/29/2009	COAT RACK	1	DAY REPORTING	LANDFILL	ANN STREET	
19	1/30/2009	FILE CABINETS	2	INFORMATION SERVICES	LANDFILL	ANN STREET	
20	1/30/2009	HARD DRIVE TOWERS	3	INFORMATION SERVICES	LANDFILL	ANN STREET	
21	1/30/2009	MONITOR	1	INFORMATION SERVICES	LANDFILL	ANN STREET	
22	2/13/2009	CANINE ARCO	1	SHERIFF'S OFFICE			DEPUTY MARK LEE
23	2/16/2009	DUMPSTER/COMPACTOR	1	CIVIC CENTER	LANDFILL	ANN STREET	
24	2/25/2009	TABLE	1	HEALTH DEPARTMENT	LANDFILL	ANN STREET	
25	2/25/2009	BOOKSHELF	1	HEALTH DEPARTMENT	LANDFILL	ANN STREET	
26	2/25/2009	DESK	1	HEALTH DEPARTMENT	LANDFILL	ANN STREET	
27	2/25/2009	TYPEWRITERS	2	HEALTH DEPARTMENT	LANDFILL	ANN STREET	
28	2/25/2009	METAL RACK	1	HEALTH DEPARTMENT	LANDFILL	ANN STREET	
29	2/25/2009	VACUUMS	6	HEALTH DEPARTMENT	LANDFILL	ANN STREET	
30	3/3/2009	TYPEWRITER	1	EXTENSION SERVICES	LANDFILL	ANN STREET	
31	3/5/2009	CELL PHONES	9	SHERIFF'S OFFICE			SAFE-LINK

REPORT ON THE DISPOSAL OF SURPLUS COUNTY PROPERTY
 JANUARY 1, 2009 - JUNE 30, 2009

ITEM NO.	DATE RECEIVED	DESCRIPTION OF PROPERTY	QTY	RENDERING DEPARTMENT	METHOD OF DISPOSAL	LANDFILL LOCATION	SOLD TO/GIVEN TO
32	3/5/2009	CELL PHONE HOLDERS	6	SHERIFF'S OFFICE			SAFE-LINK
33	3/5/2009	CELL PHONE CAR CHARGERS	7	SHERIFF'S OFFICE			SAFE-LINK
34	3/5/2009	CELL PHONE HOUSE CHARGERS	8	SHERIFF'S OFFICE			SAFE-LINK
35	3/18/2009	WALL MAP	1	COMMUNICATIONS CENTER			DENNIS OWENS
36	3/20/2009	CHAIR	1	EXTENSION SERVICES	LANDFILL	ANN STREET	
37	3/20/2009	MONITORS	2	INFORMATION SERVICES	LANDFILL	ANN STREET	
38	3/20/2009	KEYBOARD	1	INFORMATION SERVICES	LANDFILL	ANN STREET	
39	3/20/2009	PC TOWERS	10	INFORMATION SERVICES	LANDFILL	ANN STREET	
40	3/20/2009	DESKTOP TOWER	1	INFORMATION SERVICES	LANDFILL	ANN STREET	
41	3/31/2009	SEWING MACHINES	3	EXTENSION SERVICES	LANDFILL	ANN STREET	
42	4/6/2009	CHAIR	1	EXTENSION SERVICES	LANDFILL	ANN STREET	
43	4/7/2009	WALKIE-TALKIES	10	SHERIFF'S OFFICE			BETHANY FIRE DEPARTMENT
44	4/20/2009	PRINTERS	2	INFORMATION SERVICES	LANDFILL	ANN STREET	
45	4/20/2009	HARD DRIVES	1 BOX	INFORMATION SERVICES	LANDFILL	ANN STREET	
46	4/20/2009	MONITORS	3	INFORMATION SERVICES	LANDFILL	ANN STREET	
47	4/20/2009	MONITOR STAND	1	INFORMATION SERVICES	LANDFILL	ANN STREET	
48	4/20/2009	MOUNTING BRACKETS	6	INFORMATION SERVICES	LANDFILL	ANN STREET	
49	4/22/2009	MONITORS	3	INFORMATION SERVICES	LANDFILL	ANN STREET	
50	4/22/2009	COMPUTERS	4	INFORMATION SERVICES	LANDFILL	ANN STREET	
51	4/22/2009	PRINTERS	2	INFORMATION SERVICES	LANDFILL	ANN STREET	
52	4/22/2009	FLATBED SCANNERS	3	INFORMATION SERVICES	LANDFILL	ANN STREET	
53	4/22/2009	CELL PHONE W/CHARGER	1	PRE-TRIAL RELEASE			SAFE-LINK
54	5/22/2009	ROUND TABLE	1	HEALTH DEPARTMENT	LANDFILL	ANN STREET	
55	5/22/2009	FOLD-OUT TABLE	1	HEALTH DEPARTMENT	LANDFILL	ANN STREET	
56	5/22/2009	FREEZER	1	HEALTH DEPARTMENT	LANDFILL	ANN STREET	
57	5/22/2009	SPECIAL VACUUM	1	HEALTH DEPARTMENT	LANDFILL	ANN STREET	
58	5/22/2009	VACUUMS	2	HEALTH DEPARTMENT	LANDFILL	ANN STREET	
59	5/22/2009	MOP BUCKET	1	HEALTH DEPARTMENT	LANDFILL	ANN STREET	

REPORT ON THE DISPOSAL OF SURPLUS COUNTY PROPERTY
 JANUARY 1, 2009 - JUNE 30, 2009

ITEM NO.	DATE RECEIVED	DESCRIPTION OF PROPERTY	QTY	RENDERING DEPARTMENT	METHOD OF DISPOSAL	LANDFILL LOCATION	SOLD TO/GIVEN TO
60	5/22/2009	ROLLING OFFICE CHAIRS	3	HEALTH DEPARTMENT	LANDFILL	ANN STREET	
61	5/22/2009	CHAIRS	2	HEALTH DEPARTMENT	LANDFILL	ANN STREET	
62	5/22/2009	KEYBOARD DESKTOPS	2	HEALTH DEPARTMENT	LANDFILL	ANN STREET	
63	5/22/2009	TRASH CANS	2	HEALTH DEPARTMENT	LANDFILL	ANN STREET	
64	5/22/2009	TIER CART	1	HEALTH DEPARTMENT	LANDFILL	ANN STREET	
65	6/3/2009	EASEL	1	HEALTH DEPARTMENT	LANDFILL	ANN STREET	
66	6/3/2009	TABLES	3	HEALTH DEPARTMENT	LANDFILL	ANN STREET	
67	6/3/2009	CUBICLE DIVIDER PANELS	2	HEALTH DEPARTMENT	LANDFILL	ANN STREET	
68	6/3/2009	CABINETS	6	HEALTH DEPARTMENT	LANDFILL	ANN STREET	
69	6/3/2009	MAYO STANDS	2	HEALTH DEPARTMENT	LANDFILL	ANN STREET	
70	6/3/2009	LARGE AREA RUG	1	HEALTH DEPARTMENT	LANDFILL	ANN STREET	
71	6/3/2009	WOOD SHELF	1	HEALTH DEPARTMENT	LANDFILL	ANN STREET	
72	6/3/2009	HEATING PAD	1	HEALTH DEPARTMENT	LANDFILL	ANN STREET	
73	6/3/2009	SCALES	5	HEALTH DEPARTMENT	LANDFILL	ANN STREET	
74	6/3/2009	OTOSCOPIES	3	HEALTH DEPARTMENT	LANDFILL	ANN STREET	
75	6/3/2009	OTOSCOPE COVER HOLDERS	3	HEALTH DEPARTMENT	LANDFILL	ANN STREET	
76	6/3/2009	X-RAY VIEWER MACHINE	1	HEALTH DEPARTMENT	LANDFILL	ANN STREET	
77	6/3/2009	CORKBOARDS	2	HEALTH DEPARTMENT	LANDFILL	ANN STREET	
78	6/3/2009	PICTURES FRAMES	2	HEALTH DEPARTMENT	LANDFILL	ANN STREET	
79	6/3/2009	METAL CUBICLES	4	HEALTH DEPARTMENT	LANDFILL	ANN STREET	
80	6/3/2009	TVS	19	SHERIFF'S OFFICE	LANDFILL	ANN STREET	
81	6/3/2009	CHAIRS	15	SHERIFF'S OFFICE	LANDFILL	ANN STREET	
82	6/3/2009	FILING CABINET	1	SHERIFF'S OFFICE	LANDFILL	ANN STREET	
83	6/3/2009	PRINTERS	6	SHERIFF'S OFFICE	LANDFILL	ANN STREET	
84	6/3/2009	VIDEO PRINTER	1	SHERIFF'S OFFICE	LANDFILL	ANN STREET	
85	6/3/2009	VIDEO CASSETTE RECORDER	1	SHERIFF'S OFFICE	LANDFILL	ANN STREET	
86	6/3/2009	MONITORS	6	SHERIFF'S OFFICE	LANDFILL	ANN STREET	
87	6/3/2009	CPU	1	SHERIFF'S OFFICE	LANDFILL	ANN STREET	
88	6/18/2009	ICEMAKER	1	EXTENSION SERVICES	LANDFILL	ANN STREET	

JAMES MARTIN, COUNTY MANAGER

DATE

COUNTY OF CUMBERLAND
BUDGET REVISION REQUEST

OLD YEAR
13 09

Budget Office Use	
Budget Revision No.	B09-438
Date Received	7/13/2009
Date Completed	

Fund No. 420 Agency No. 442 Organ. No. 4441

Organization Name: Recreation and Parks

ITEM NO. 20(1)

REVENUE

Revenue Source Code	Description	Current Budget	Increase (Decrease)	Revised Budget
1000	Taxes Current Year	2,165,154	30,000	2,195,154
		2,165,154	30,000	2,195,154

EXPENDITURES

Object Code	Appr Unit	Description	Current Budget	Increase (Decrease)	Revised Budget
3390	726	Contracted Services	2,480,000	30,000	2,510,000
		Total	2,480,000	30,000	2,510,000

Justification:

Revision in the amount of \$30,000 to recognize additional revenue earned in FY2009 to pay City of Fayetteville contract for services.

Funding Source:

State: _____
Other: _____

Federal: _____
Fees: _____

Fund Balance:

County: _____ New: _____
Prior Year: _____

Other: _____

Submitted By: _____

Date: _____

Reviewed By: [Signature]
Department Head

Date: 7/13/09

Reviewed By: [Signature]
Deputy/Assistant County Mgr

Date: 7/29/09

Approved By:	
_____	Date: _____
County Manager	
Board of County Commissioners	Date: _____

**COUNTY OF CUMBERLAND
BUDGET REVISION REQUEST**

Budget Office Use	
Budget Revision No.	B09-446
Date Received	7/24/2009
Date Completed	

Fund No. 101 Agency No. 470 Organ. No. 4702
 Organization Name: Education

ITEM NO. 29(2)

REVENUE

Revenue Source Code	Description	Current Budget	Increase (Decrease)	Revised Budget
101-999-9999				
1000	Taxes Current	125,198,172	896,001	126,094,173
1010	Motor Vehicle Tax	13,415,147	95,060	13,510,207
	Total	138,613,319	991,061	139,604,380

EXPENDITURES

Object Code	Appr Unit	Description	Current Budget	Increase (Decrease)	Revised Budget
3820	378	Schools Current Expense	70,918,442	991,061	71,909,503
			70,918,442	991,061	71,909,503

Justification:

Per our BOE current expense funding agreement, revision to recognize 51.16% of additional ad valorem taxes collected.

Funding Source: State: _____ Federal: _____ Other: _____
Fund Balance: County: _____ New: _____ Prior Year: _____ Other: _____

Submitted By: _____
 Department Head
 Reviewed By: Howard Bar
 Finance Department
 Reviewed By: Amyst Cannon
 Deputy Assistant County Mgr

Date: _____
 Date: 7/28/09
 Date: 7/29/09

Approved By:	
_____	Date: _____
County Manager	
_____	Date: _____
Board of County Commissioners	
_____	Date: _____

**COUNTY OF CUMBERLAND
BUDGET REVISION REQUEST**

Budget Office Use	
Budget Revision No.	B010-004
Date Received	7/8/2009
Date Completed	

Fund No. 101 Agency No. 411 Organ. No. 4119
 Organization Name: Central Maintenance

ITEM NO. 20(3)

REVENUE

Revenue Source Code	Description	Current Budget	Increase (Decrease)	Revised Budget
9901	Fund Balance Appropriated		4,300	
		0	4,300	4,300

EXPENDITURES

Object Code	Appr Unit	Description	Current Budget	Increase (Decrease)	Revised Budget
341C	054	OSHA Compliance	1,500	4,300	5,800
		Total	1,500	4,300	5,800

Justification:

Revision in the amount of \$4,300 to appropriate fund balance for purchase of filter crusher to be in compliance with new OSHA regulations.

Funding Source:

State: _____ Federal: _____ County: _____ New: 16,500 Other: _____
 Other: _____ Fees: _____ Prior Year: _____

Fund Balance:

Submitted By: _____ Date: _____
WHA Department Head
 Reviewed By: Kelly Custer Date: 7/8/09
 Finance
 Reviewed By: Amy Cannon Date: 7/29/09
 Deputy Assistant County Mgr

Approved By:	
_____	Date: _____
County Manager	
_____	Date: _____
Board of County Commissioners	
_____	Date: _____

**COUNTY OF CUMBERLAND
BUDGET REVISION REQUEST**

Budget Office Use	
Budget Revision No.	<u>B10-015</u>
Date Received	_____
Date Completed	_____

Fund No. 101 Agency No. 422 Organ. No. 422F
 Organization Name: School Law Enforcement

ITEM NO. 29(4)

REVENUE

Revenue Source Code	Description	Current Budget	Increase (Decrease)	Revised Budget
4021	Grant--Gang Resistance Educ & Training		95,184	95,184
Total		0	95,184	95,184

EXPENDITURES

Object Code	Appr Unit	Description	Current Budget	Increase (Decrease)	Revised Budget
2992		Dept Supplies	0	35,184	35,184
2994		Misc Furn & Equip	0	20,000	20,000
2995		Software	0	10,000	10,000
299A		Computer Hardware	0	25,000	25,000
3470		Travel	5,475	5,000	10,475
Total			5,475	95,184	100,659

Justification:

Recognize Revenue from US Dept of Justice Grant for teaching gang resistance in elementary and middle schools. Increase Expense Budget with unexpended grant funds. US Dept of Justice Gang Resistance Education & Training (Grant 2008-JV-FX-0085).

Funding Source:

Fund Balance:

State: _____ Federal: 95,184 County: _____ New: _____ Other: _____
 Other: _____ Fees: _____ Prior Year: _____

Submitted By: Earl R. Butler Date: 7/14/09
 Department Head

Reviewed By: Howard R. Rone Date: 7/16/09
 Budget Analyst

Reviewed By: Amy D. Cannon Date: 7/29/09
 Deputy Assistant County Mgr

Reviewed By: _____ Date: _____
 Information Services

Approved By:	
_____	Date: _____
County Manager	
_____	Date: _____
Board of County Commissioners	
_____	Date: _____

**COUNTY OF CUMBERLAND
BUDGET REVISION REQUEST**

Budget Office Use	
Budget Revision No.	<u>B10-022</u>
Date Received	<u>7.22.09</u>
Date Completed	

Fund No. 101 Agency No. 424 Organ. No. 4250

Organization Name: ANIMAL SERVICES

ITEM NO. 20(5)

REVENUE

Revenue Source Code	Description	Current Budget	Increase (Decrease)	Revised Budget
4691	Kennel Cough Vaccine Grant	-	33,720	33,720.0
Total		-	33,720.	33,720.

EXPENDITURES

Object Code	Appr Unit	Description	Current Budget	Increase (Decrease)	Revised Budget
3221	134	Kennel Cough Vaccine	-	33,720.	33,720.
Total			-	33,720.	33,720.

Justification:

Grant received to provide Bordetella (kennel cough) vaccine to all incoming dogs to hopefully reduce the outbreak in the shelter and reduce the number of homeless dogs being euthanized for health reasons. Kennel cough is a treatable illness and protecting the dogs at intake can decrease the chances of it spreading throughout the facility.

Funding Source:

State: _____ Federal: _____ County: _____ New: _____ Other: _____
Other: _____ Fees: _____ Prior Year: _____

Fund Balance:

Submitted By: David Scott Parks Date: 7.21.09
Department Head
Reviewed By: Kelly Autry Date: 7.22.09
Finance
Reviewed By: Amyl Cannon Date: 7/29/09
Deputy Assistant County Mgr

Approved By:	
_____	Date: _____
County Manager	
_____	Date: _____
Board of County Commissioners	
_____	Date: _____

**COUNTY OF CUMBERLAND
BUDGET REVISION REQUEST**

Budget Office Use	
Budget Revision No.	<u>610-023</u>
Date Received	<u>7/21/2009</u>
Date Completed	

Fund No. 101 Agency No. 440 Organ. No. 4408
 Organization Name: Library Grants

ITEM NO. 29(6)

REVENUE

Revenue Source Code	Description	Current Budget	Increase (Decrease)	Revised Budget
4666	Library Grants	0	20,000	20,000
		0	20,000	20,000

EXPENDITURES

Object Code	Appr Unit	Description	Current Budget	Increase (Decrease)	Revised Budget
4402	303	LSTA EZ PLANNING GRANT	0	20,000	20,000
			0		-

Total 20,000

Justification:

The Library has been awarded a Planning Grant in the amount of \$20,000. This grant will be used to develop a five year plan. Funds will be used to pay a consultant for facilitating the planning process.

Funding Source: State: _____ Federal: _____ Other: 20,000
Fund Balance: County: _____ New: _____ Other: _____
 Fees: _____ Prior Year: _____

Submitted By: Jody Crocker Date: 7/21/09
 Department Head
 Reviewed By: Billy Autry Date: 7.22.09
 Finance Department
 Reviewed By: Amy Cannon Date: 7/29/09
 Deputy Assistant County Mgr

Approved By:	
County Manager	Date: _____
Board of County Commissioners	Date: _____

**COUNTY OF CUMBERLAND
BUDGET REVISION REQUEST**

Budget Office Use	
Budget Revision No.	B10-027
Date Received	7/28/2009
Date Completed	

Fund No. 469 Agency No. 429 Organ. No. 4261
 Organization Name Special Fire District

ITEM NO. 2Q(8)

REVENUE				
Revenue Source Code	Description	Current Budget	Increase (Decrease)	Revised Budget
9901	Fund Balance	0	251,248	251,248
Total		0	251,248	251,248

EXPENDITURES					
Object Code	Appr Unit	Description	Current Budget	Increase (Decrease)	Revised Budget
3421	835	Fire Chief Association	302,786	251,248	554,034
Total			302,786	251,248	554,034

Justification:

Revision in the amount of \$251,248 to budget additional revenue earned in prior fiscal year.

Funding Source: State: _____ Federal: _____ Other: _____
Fund Balance: County: _____ New: _____ Other: _____
 Prior Year: 251,248

Submitted By: _____ Date: _____
 Department Head
 Reviewed By: H.A. Kelly Date: 7/28/09
 Finance
 Reviewed By: Amy H. Cannon Date: 7/29/09
 Deputy Assistant County Mgr

Approved By:	
_____	Date: _____
County Manager	
_____	Date: _____
Board of County Commissioners	
_____	Date: _____

**COUNTY OF CUMBERLAND
BUDGET REVISION REQUEST**

Budget Office Use	
Budget Revision No.	B10-026
Date Received	7/28/2009
Date Completed	

Fund No. 499 Agency No. 429 Organ. No. 4296
 Organization Name Westarea Fire District

ITEM NO. 2Q(9)

REVENUE

Revenue Source Code	Description	Current Budget	Increase (Decrease)	Revised Budget
9901	Fund Balance	0	31,725	31,725
Total		0	31,725	31,725

EXPENDITURES

Object Code	Appr Unit	Description	Current Budget	Increase (Decrease)	Revised Budget
5552	854	Fire Protection	1,024,852	31,725	1,056,577
Total			1,024,852	31,725	1,056,577

Justification:

Revision in the amount of \$31,725 to budget additional revenue earned in prior fiscal year.

Funding Source:

State: _____ Federal: _____ County: _____ New: _____ Other: _____
 Other: _____ Fees: _____ Prior Year: 31,725

Fund Balance:

Submitted By: _____ Date: _____
 Department Head
 Reviewed By: Kelly Autry Date: 7-28-09
 Finance
 Reviewed By: Amyl Cannon Date: 7/29/09
 Deputy Assistant County Mgr

Approved By:	
_____	Date: _____
County Manager	
_____	Date: _____
Board of County Commissioners	
_____	Date: _____

**RESOLUTION CERTIFYING THE ELIGIBILITY
OF THE
QUALIFIED SCHOOL CONSTRUCTION BONDS (QSCB) PROJECT**

WHEREAS, the CUMBERLAND COUNTY BOARD OF EDUCATION (hereinafter "BOARD") has an obligation to make provision for the public school term by providing adequate school buildings properly equipped, and

WHEREAS, the BOARD has determined that students' needs are such that is necessary for the BOARD to undertake construction, rehabilitation or repairs; and,

WHEREAS, the Qualified School Construction Bonds (hereinafter "QSCB") program was established as a part of the American Recovery and Reinvestment Act of 2009 (Public Law 111-5) (ARRA) effective February 17, 2009; and,

WHEREAS, Bond proceeds must be used for construction (including new construction), rehabilitation, or repair of a public school; or for land acquisition for such a facility; and,

WHEREAS, in accordance with the QUALIFIED SCHOOL CONSTRUCTION BONDS PROGRAM (QSCB) APPLICATION FOR AUTHORIZATION, the BOARD must certify eligibility of the proposed QSCB projects and that the QSCB proceeds will be used as follows:

1. Construction, rehabilitation, or repair of public school facilities for the education of children or for land acquisition for such a facility (not land for a future project).
2. Provision of equipment to be used in the portion of the public school facility to be constructed, rehabilitated, or repaired with QSCB funds (not personal computers or similar technology).

NOW, THEREFORE, BE IT RESOLVED by the Cumberland County Board of Education, as follows:

1. The BOARD hereby affirms its determination to utilize this financial resource for schools within its jurisdiction.

2. The BOARD hereby certifies that the QSCB proceeds will be used for the following projects:

<u>School</u>	<u>Project</u>	<u>Cost</u>
Cumberland Mills Elementary	Classroom Addition	\$1,700,000.00
McArthur Elementary	Classroom Addition	\$1,000,000.00
Cashwell Elementary	Classroom Addition	\$2,100,000.00
Cumberland Road Elementary	Classroom Addition	\$1,000,000.00
Owen Elementary	Classroom Addition	\$1,000,000.00
Westover Middle	Classroom Addition	\$1,400,000.00
Byrd Middle	Classroom Addition	\$1,400,000.00
Long Hill Elementary	Classroom Addition	\$1,000,000.00
Rockfish Elementary	Classroom Addition	\$1,900,000.00
Cape Fear High School	Cafeteria Addition	\$ 500,000.00
E. E. Smith High School	Renovations	\$1,500,000.00
Terry Sanford High School	Renovations	\$1,000,000.00
Manchester Elementary	Roof Replacement	\$ 400,000.00

3. The BOARD hereby certifies the eligibility of the above referenced projects per the North Carolina Guidelines for Qualified School Construction Bonds program; and,

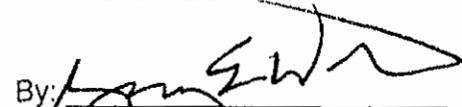
4. The BOARD hereby pledges repayment of the debt with sales tax and education lottery proceeds.

This the 1st day of July, 2009.

ATTEST:


Dr. Frank Till, Secretary

THE CUMBERLAND COUNTY
BOARD OF EDUCATION

By: 
Greg West, Chairman

JAMES E. MARTIN
County Manager

JUANITA PILGRIM
Deputy County Manager



ITEM NO. 3

AMY H. CANNON
Assistant County Manager

OFFICE OF THE COUNTY MANAGER

5th Floor, New Courthouse • PO Box 1829 • Suite 512, • Fayetteville, North Carolina 28302-1829
(910) 678-7723 / (910) 678-7726 • Fax (910) 678-7717

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF AUGUST 3, 2009

MEMORANDUM

TO: BOARD OF COMMISSIONERS

FROM: JAMES E. MARTIN, COUNTY MANAGER

DATE: JULY 23, 2009

**SUBJECT: REQUEST FOR SHORT PRESENTATION BY U.S. CENSUS
BUREAU SPECIALIST AT AUG. 3, 2009, COUNTY
COMMISSIONERS' AGENDA**

Ms. Constance Hyman is a Partnership Specialist with the U.S. Census Bureau would like to make a 10-minute presentation about the 2010 Census to the County Commissioners at its Aug. 3 meeting.

Ms. Hyman met with the Complete Count Committee, led by Cecil Combs, Deputy Director Planning & Inspection, on June 23. She will discuss the importance of the census and of reaching the citizens of Cumberland County, especially those from low-wealth populations.

She may be reached at 910-795-9595 or chyman918@gmail.com.

/ct

CM072309-1

Celebrating Our Past...Embracing Our Future

JAMES E. MARTIN
County Manager

JUANITA PILGRIM
Deputy County Manager



ITEM NO. _____

4

AMY H. CANNON
Assistant County Manager

OFFICE OF THE COUNTY MANAGER

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MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF AUGUST 3, 2009

MEMORANDUM

TO: BOARD OF COMMISSIONERS

FROM: JAMES E. MARTIN, COUNTY MANAGER

DATE: JULY 23, 2009

**SUBJECT: PRESENTATION OF COUNTY'S COMMUNICATION PLAN
FOR FY 2010 BY SALLY SHUTT, COMMUNICATIONS
MANAGER**

Sally Shutt, Cumberland County's Communications Director will be making a presentation on the County's Communication Plan for FY2010.

/ct

CM072309-2

Celebrating Our Past...Embracing Our Future

JEANNETTE M. COUNCIL
Chairman

BILLY R. KING
Vice Chairman

J. BREEDEN BLACKWELL
KENNETH S. EDGE
MARSHALL FAIRCLOTH
JIMMY KEEFE
EDWARD G. MELVIN



MARIE COLGAN
Clerk to the Board

CANDICE WHITE
Deputy Clerk

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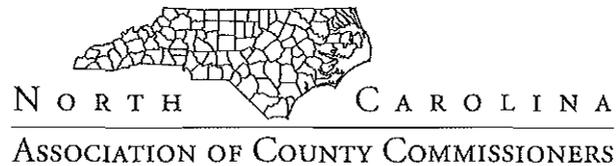
ITEM NO. 5

AGENDA ITEM FOR AUGUST 3, 2009 MEETING

MEMO TO: Board of Commissioners
MEMO FROM: Marie Colgan, Clerk *MC*
DATE: July 6, 2009
RE: Designation of a voting delegate for the NCACC Conference

ACTION: Appoint a voting delegate.

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Designation of Voting Delegate to NCACC Annual Conference

I, _____, hereby certify that I am the duly designated voting delegate for _____ County at the 102nd Annual Conference of the North Carolina Association of County Commissioners to be held in Catawba County, N.C., on August 27-30, 2009.

Signed: _____

Title: _____

Article VI, Section 2 of our Constitution provides:

“On all questions, including the election of officers, each county represented shall be entitled to one vote, which shall be the majority expression of the delegates of that county. The vote of any county in good standing may be cast by any one of its county commissioners who is present at the time the vote is taken; provided, if no commissioner be present, such vote may be cast by another county official, elected or appointed, who is formally designated by the board of county commissioners. These provisions shall likewise govern district meetings of the Association. A county in good standing is defined as one which has paid the current year’s dues.”

Please return this form by: **Friday, August 7, 2009:**

NCACC
215 N. Dawson St.
Raleigh, NC 27603
Fax: 919-733-1065

JEANNETTE M. COUNCIL
Chairman

BILLY R. KING
Vice Chairman

J. BREEDEN BLACKWELL
KENNETH S. EDGE
MARSHALL FAIRCLOTH
JIMMY KEEFE
EDWARD G. MELVIN



MARIE COLGAN
Clerk to the Board

CANDICE WHITE
Deputy Clerk

BOARD OF COMMISSIONERS

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July 24, 2009

August 3, 2009 Agenda Item

ITEM NO. 6A

TO: Board of Commissioners
FROM: Candice H. White, Deputy Clerk
SUBJECT: Adult Care Home Community Advisory Committee

The Adult Care Home Community Advisory Committee has the following vacancy:

Sonya Edmonds – Resigned. Fill the vacancy.

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

PROPOSED ACTION: Make nominations to fill the one (1) vacancy.

Attachments

pc: Andrea Wright-Valdez
Mid-Carolina Area Agency on Aging

Celebrating Our Past... Embracing Our Future

ADULT CARE HOME COMMUNITY ADVISORY COMMITTEE
Initial Appointment 1 Year/Subsequent Term 3 Years

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For Reappointment</u>
Terri Thomas (B/F) 508 Spaulding Street Fayetteville, NC 28301 485-4764/988-7672 (C)	4/09	Initial	Apr/10 4/30/10	Yes
Toney Edwards (B/M) 3622 Clearwater Drive Fayetteville, NC 28311 822-4261/391-7910 (C)	04/09	1 st	Apr/12 4/30/12	Yes
Mary Ann Brown-Jackson 1959B James Hamner Way Fayetteville, NC 28311 822-1311/893-8151 x330 (W)	1/09	2 nd	Jan/12 1/31/12	No
Sandra Ebron (B/F) PO Box 65306 Fayetteville, NC 28306 424-3932/922-9446(C)	12/08	Initial	Dec/09 12/31/09	Yes
Herma Jean Bradley (/F) 714 Topeka Street Fayetteville, NC 28301 822-3689	5/09	2 nd	June/12 6/30/12	No
Mexie Fields (/F) 1815 Primrose Drive Fayetteville, NC 28301 488-8432	1/06	1 st	Jan/10 1/31/10	Yes
Yvonne Booth (B/F) 4568 Turquoise Road Fayetteville, NC 28311 488-7260	8/08	Initial	Aug/09 8/31/09	Yes
Daniel Rodriguez (H/M) 2634 Franciscan Drive Fayetteville, NC 28306 425-2746/432-9701 (W)	5/09	Initial	May/10 5/31/10	Yes

Adult Care Home Community Advisory Committee, page 2

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For Reappointment</u>
Dell Caramanno (W/F) 5578 Quietwood Place Fayetteville, NC 28304 423-2622	4/00	1 st	Apr/12 4/30/12	Yes
Jacqueline Wolfe (W/F) 1812 Manchester Street Fayetteville, NC 28303 484-8588/818-2201 (C)	3/09	Initial	Mar/10 3/31/10	Yes
Wynella A. Myers (B/F) 706 Sarazan Drive Fayetteville, NC 28303 822-5526/273-8483 (C)	8/07	1 st	Aug/10 8/31/10	Yes
October Morales (W/F) 1917 Daphne Circle Fayetteville, NC 28304 (831)601-7217/689-0150 (W)	4/09	Initial	April/10 4/30/10	Yes
Ralph T. Cascasan (A/M) 910 Alexwood Drive Hope Mills, NC 28348-1695 425-9704/433-1039 (W)	5/09	Initial	June/10 6/30/10	Yes
Sonya M. Edmonds (B/F) RESIGNED 2/09 PO Box 58394 Fayetteville, NC 28305 485-1394/(919) 566-4676 (W)		Initial	Feb/10 2/28/10	Yes
Cassandra W. Haire (B/F) 515 Albany Street Fayetteville, NC 28301 728-0175	12/08	Initial	Dec/09 12/31/09	Yes
Kim Howard (/F) 6018 Lakaway Drive Fayetteville, NC 28306 308-5974	4/08	1 st	Apr/11 4/30/11	Yes

CONTACT: Andrea Wright-Valdez, Regional Ombudsman, Mid-Carolina Area Agency on Aging,
P. O. Box 1510, Fayetteville, NC 28302 - Phone: 323-4191, ext. 25 – Fax: 323-9330
MEETINGS: Quarterly: 3rd Monday (starting March) 10:00 am - various adult care homes

APPLICANTS FOR
ADULT CARE HOME COMMUNITY ADVISORY COMMITTEE

<u>NAME/ADDRESS/TELEPHONE</u>	<u>OCCUPATION</u>	<u>EDUCATIONAL BACKGROUND</u>
BRUNSON, FRANCES (B/F) 1308 DEEP CREEK ROAD FAYETTEVILLE, NC 28312 578-3825/671-5147 (W)	CASE MANAGER SOUTHEASTERN REGIONAL	LTC ASSISTED LIVING ADMIN. LICENSE, EMT
DOUGLAS, BRENDA 6109 GARDEN COURT FAYETTEVILLE, NC 28311 488-1663/677-2078 (W)	SOCIAL WORKER III DSS	ASSOC & BACHERLORS DEGREE
FERGUSON SR., ALFONSO (B/M) 7796 PINTAIL DRIVE FAYETTEVILLE, NC 28311 401-2313/483-9916 X5551235	PROGRAM CONTROL ANALYST MANTECH INTERN'L, INC.	MASTERS – HEALTH CARE ADMIN

JEANNETTE M. COUNCIL
Chairman

BILLY R. KING
Vice Chairman

J. BREEDEN BLACKWELL
KENNETH S. EDGE
MARSHALL FAIRCLOTH
JIMMY KEEFE
EDWARD G. MELVIN



MARIE COLGAN
Clerk to the Board

CANDICE WHITE
Deputy Clerk

BOARD OF COMMISSIONERS

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July 24, 2009

August 3, 2009 Agenda Item

ITEM NO. 6B

TO: Board of Commissioners
FROM: Candice H. White, Deputy Clerk
SUBJECT: Criminal Justice Partnership Advisory Board

BACKGROUND: The Board of Commissioners at their June 15, 2008 meeting appointed Chris McLamb to serve a first term in the At-Large position. Mr. McLamb is unable to serve as he has relocated to Knightdale and is no longer a resident of Cumberland County. Recommendation is for Terresa Rogers to serve a first term in the At-Large position.

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

PROPOSED ACTION: Make nomination to fill the one (1) vacancy.

Attachments

pc: Elizabeth Keever, Chief District Court Judge
Callie Gardner, Day Reporting Center Director

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CRIMINAL JUSTICE PARTNERSHIP ADVISORY BOARD

6/09

3-year terms

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For Reappointment</u>
<u>Probation Officer/Assistant JDM</u>				
Jonette Quenum(F) Div. of Community Corrections 412-A Russell Street Fayetteville, NC 28301 486-1890 (W)	6/08	2 nd	June/11 6/30/11	No
A. Wayne Marshburn, JDM Div. of Community Correction 412-A W. Russell Street Fayetteville, NC 28301 486-1161(W)	6/08	4 th	June/11 6/30/11	No
<u>Superior Court Judge</u>				
E. Lynn Johnson Cumberland County 117 Dick Street Fayetteville, NC 28301	6-07	1 st	June/10 6/30/10	Yes
<u>District Court Judge</u>				
Beth Keever (W/F) Cumberland County Courthouse 117 Dick Street Fay., NC 28301 678-2901(W)	6/09	6 th	June/12 6/30/12	No
<u>Police Chief or Designee</u>				
Captain Charles Kimble Fayetteville Police Department 467 Hay Street Fay., NC 28301 433-1861	5/09	1 st	Sept/10 9/30/10	Yes
<u>Sheriff or Designee</u>				
Major John McRainey Cumberland County Sheriff's Office Law Enforcement Center 131 Dick Street Fay., NC 28301 323-1500(W)	6/08	4 th	June/11 6/30/11	No

serving unexpired term

CRIMINAL JUSTICE PARTNERSHIP ADVISORY BOARD PG. 2

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For Reappointment</u>
<u>Community-Based Corrections Programs Representative</u>				
Sue Horne (/F) Fayetteville Area Sentencing 310 Green Street, Suite 110 Fay., NC 28301 323-5852	4/09	2 nd	April/12 4/30/12	No
<u>District Attorney</u>				
Ed Grannis (W/M) Cumberland County Courthouse 117 Dick Street Fay., NC 28301 678-2915(W)	6/07	5 th	June/10 6/30/10	No
<u>Victim Services Programs Representative</u>				
Sharon Wright Hucks (B/F) Cumberland County District Attorney's Office Cumberland County Courthouse Fay., NC 28301 678-2915(W)	6/08	4 th	June/11 6/30/11	No
<u>At-Large</u>				
Leesa Jensen (W/F) 719 Ashfield Drive Fay., NC 28311 630-0253/433-1695(W)	6/07	1 st	June/10 6/30/10	Yes
Frederick H. Frimet (C/M) 1163 Bluebird Lane Fay., NC 28311 488-7486(H)	6/07	2 nd	June/10 6/30/10	No
Richard A. Hayes 332 Summertime Road Fay., NC 28303 484-0137/733-4564(W)	6/07	4 th	June/10 6/30/10	No
Carrie M. Heffney (B/F) 7665 Wilkins Drive Fay., NC 28311 488-0707/678-8351(W)	6/09	5 th	June/12 6/30/12	No

CRIMINAL JUSTICE PARTNERSHIP ADVISORY BOARD PG. 3

<u>Name/Address</u>	<u>Date</u> Appointed	<u>Eligible For</u> Term	Expires	Reappointment
<u>At-Large</u>				
Kraig Brown (B/M) 2909 Wycliffe Court Fay., NC 28306 964-0503/424-7678 (W)	5/09	1 st	June/10 6/30/10	Yes
	serving an unexpired term			
Kirk Nance 603 Pilot Avenue Fay., NC 28303 484-4140/323-3500(W)	6/06	2 nd	June/09 6/30/09	No
<u>Public Defender</u>				
Ron McSwain (W/M) Cumberland County Courthouse, Suite 307 117 Dick Street Fay., NC 28301 678-2918(W)	6/07	5 th	June/10 6/30/10	No
<u>County Commissioner</u>				
Marshall Faircloth (W/M) P.O. Box 1829 Fay., NC 28302 678-7771(W)	2/09	1 st	June/10 6/30/10	Yes
	serving unexpired term			
<u>Substance Abuse Service Representative</u>				
James Miller (W/M) 6674 Sim Cannady Road Hope Mills, NC 28348 321-6793	6/08	5 th	June/11 6/30/11	No
<u>Criminal Defense Attorney</u>				
David Delaney 325 Green Street Fay., NC 28301 484-9696 (W)	6/07	1 st	June/10 6/30/10	Yes

CRIMINAL JUSTICE PARTNERSHIP ADVISORY BOARD PG. 4

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For Reappointment</u>
<u>County Manager or Designee</u> Juanita Pilgrim (B/F) P.O. Box 1829 Fay., NC 28302 678-7723(W)	6/00	N/A	N/A	Yes

Meetings: Second Tuesday (of the last month) of Each Quarter, 5:30 PM, Cumberland County Day Reporting Center, 412 W. Russell Street, Fayetteville, NC 28301-5548

Contact: Callie Gardner, Director of Day Reporting Center (or Lisa Greeno) 323-6126;
fax 323-6133

APPLICANTS FOR
CRIMINAL JUSTICE PARTNERSHIP ADVISORY BOARD

<u>NAME/ADDRESS/TELEPHONE</u>	<u>OCCUPATION</u>	<u>EDUCATIONAL BACKGROUND</u>
JOHNSON, LENNIE E. (W/M) 6360 SMITHFIELD WADE, NC 28395 980-1401	RETIRED – LAW ENFORCEMENT	SOME COLLEGE L.E. ACADEMY
MARSHALL, BARBARA SUMMEY (B/F) 7640 WILKINS DRIVE FAYETTEVILLE, NC 28311 488-2615/977-2303(W) ** SERVES ON BOARD OF HEALTH	NAVY RESERVE CHAPLAIN	BA – PSYCHOLOGY MA – RELIGIOUS ED. DR. OF MINISTRY
McINNIS, NEILL M. (W/M) 3039 GILLIS HILL ROAD FAYETTEVILLE NC 28306 867-7687/624-9215 (C)	INSTRUCTOR – CRIMINAL JUSTICE NC DEPT OF CORRECTIONS	AS – CRIMINAL JUSTICE
McMILLAN, ROSIE G. (B/F) 1972 CULPEPPER LANE FAYETTEVILLE, NC 28304 864-0158/672-1105 (W) **SERVES ON THE WORKFORCE DEVELOPMENT BOARD**	PROJECT COORDINATOR FSU	BS – CRIMINAL JUSTICE M.A. – SOCIOLOGY
MERRITT, EDGAR F. (B/M) 1506 BOROS DRIVE FAYETTEVILLE, NC 28303 822-2976 **SERVES ON THE ADULT CARE HOME COMM ADVISORY BOARD**	RETIRED POLICE OFFICER	UNIVERSITY 1960-63
OWENS JR., HUBERT (B/M) 4836 DURANGO COURT FAYETTEVILLE, NC 28304 339-9592/(719)433-9684 **SERVES ON THE WORKFORCE DEVELOPMENT BOARD**	DISTRIBUTION WALMART DISTRIBUTION	HS; COLLEGE GRADUATE IN MAY 09
RAY, KARSTEN J. (-/M) 5249 SUNDOWN DRIVE FAYETTEVILLE, NC 28303 487-6347/366-6935 (W)	GOV'T CONTRACTOR PROPERTY MGT	BS – CRIMINAL JUSTICE AA – PARALEGAL STUDIES
ROGERS, TERRESA 313 HAMILTON STREET FAYETTEVILLE, NC 28301 822-4289 / 488-2120 ext. 7494 (W)	RN-VA MEDICAL CENTER	COLLEGE GRADUATE
SALLEY, LUKE (B/M) 104 UNIVERSITY AVENUE FAYETTEVILLE, NC 28301	ASST TO ADMINISTRATOR 1 ST PRESBYTERIAN CHURCH	BA – ECONOMICS & ACCOUNTING
TURNER, CASSANDRA (B/F) 5383 CLIPPER DRIVE HOPE MILLS, NC 28348 977-3099/425-4181 (W)	MANUFACTURING PUROLATOR FILTERS	HS; SOME COLLEGE

JEANNETTE M. COUNCIL
Chairman

BILLY R. KING
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J. BREEDEN BLACKWELL
KENNETH S. EDGE
MARSHALL FAIRCLOTH
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MARIE COLGAN
Clerk to the Board

CANDICE WHITE
Deputy Clerk

BOARD OF COMMISSIONERS

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July 24, 2009

ITEM NO. 6C

August 3, 2009 Agenda Item

TO: Board of Commissioners
FROM: Candice H. White, Deputy Clerk
SUBJECT: Joint Appearance Commission

BACKGROUND: The Board of Commissioners at their June 15, 2009 meeting nominated Sonya Edmonds to fill a vacancy on the Joint Appearance Commission that was created by the resignation of Edna Cogdell. Ms. Edmonds is unable to accept the nomination. Fill the vacancy.

I have attached the membership list and applicant list for this commission.

PROPOSED ACTION: Make nominations to fill the one (1) vacancy.

Attachments

pc: Jimmy Teal, Chief Planning Officer
City of Fayetteville

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JOINT APPEARANCE COMMISSION
2-Year Terms

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible for Reappointment</u>
Cogdell, Edna A. (B/F) RESIGNED 734 Ashburton Drive Fayetteville, NC 28301 488-4582	8/08	1 st	Aug/10 8/31/10	Yes
Gloston, Louis (B/M) 2000 Greendale Drive Fayetteville, NC 28304 867-5724/484-7869(W)	8/08	2 nd	Aug/10 8/31/10	No
Smith, Nancy W. (W/F) 5731 Christmasberry Court Fayetteville, NC 28312 487-1578/850-9398 (W)	8/07	1 st	Aug/09 8/31/09	Yes
McFadyen, William David (W/M) 7122 Hunters Point Drive Fayetteville, NC 28311 822-2362	8/07	1 st	Aug/09 8/31/09	Yes

Meetings: First Monday of Month – 5:15 PM – City Hall, 1st Floor, Cape Fear Room

Contact: Jimmy Teal
City of Fayetteville

APPLICANTS FOR
JOINT APPEARANCE COMMISSION

<u>NAME/ADDRESS/TELEPHONE</u>	<u>OCCUPATION</u>	<u>EDUCATIONAL BACKGROUND</u>
ARNOLD, KEN (B/M) 1005 OUR STREET FAYETTEVILLE, NC 28314 867-3114/222-2800 (W)	REALTOR KELLER WILLIAMS REALTY	WORKING ON AA DEGREE
FLEMING JR., DR REV JOE (B/M) 7235 RYAN STREET FAYETTEVILLE, NC 28304 339-5648	CHURCH PASTOR CHURCH OF GOD	SOME COLLEGE
	SERVES ON THE HUMAN RELATIONS COMMISSION	
HOGAN, STEVE (W/M) 4585 CANASTA COURT HOPE MILLS, NC 28348 868-9807/797-1910	REAL ESTATE BROKER RE/MAX ALLSTARS	BA – POLITICAL SCIENCE
	SERVES ON THE MINIMUM HOUSING APPEALS BOARD	
LANTHORN JR., JOHN W. (W/M) 6841 MAIN STREET WADE, NC 28395 484-7467/624-5391	POWER PLANT MAINTENANCE PWC	HS GRAD; SOME TECH. COLLEGE
	SERVES ON THE AIR QUALITY STAKEHOLDERS COMMITTEE	
SYED, NADEEM (_/M) 525 ABBOTTLAND CIRCLE FAYETTEVILLE, NC 28314 587-3087 (W)	GENERAL CONTRACTOR	MASTERS – ACCOUNTING

JEANNETTE M. COUNCIL
Chairman

BILLY R. KING
Vice Chairman

J. BREEDEN BLACKWELL
KENNETH S. EDGE
MARSHALL FAIRCLOTH
JIMMY KEEFE
EDWARD G. MELVIN



MARIE COLGAN
Clerk to the Board

CANDICE WHITE
Deputy Clerk

BOARD OF COMMISSIONERS

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July 24, 2009

ITEM NO. 6D

August 3, 2009 Agenda Item

TO: Board of Commissioners
FROM: Candice H. White, Deputy Clerk
SUBJECT: Local Emergency Planning Committee

BACKGROUND: The Local Emergency Planning Committee at their July 23, 2009 meeting requested Commissioner consideration of the following to fill four (4) vacancies:

Print and Broadcast Media Representative

Sarah VanderClute retired from her employment as the County's Public Information Officer and her service on the Local Emergency Planning Committee. Recommendation is for Sally Shutt, the County's Communications Manager, to fill the unexpired term.

Utilities Representative

John Ezzelle is no longer employed with the Public Works Commission (PWC). Recommendation is for Jay Jackson, PWC Environmental Compliance Specialist, to fill the unexpired term.

Operators of Facilities

Scott Lester is no longer employed with Purolator Corporation. Recommendation is for Antionette Barnes, Purolator Safety Specialist, to fill the unexpired term.

Univar, Inc. is no longer in operation. Recommendation is to replace the facility with Goodyear Tire and Rubber and for Gene Smith, Goodyear Tire and Rubber Environmental Coordinator, to serve a first term as the representative.

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

PROPOSED ACTION: Make nominations to fill the four (4) vacancies.

pc: Kenny Currie, Emergency Services Director

Attachments

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CUMBERLAND COUNTY
EMERGENCY PLANNING COMMITTEE
3 Year Term
(Staggered Terms Initially)

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For Reappointment</u>
<u>Print and Broadcast Media Representative</u>				
Doug Hewett, Director City of Fayetteville Management Services 433 Hay Street Fayetteville, NC 28301 Phone: 433-1978	8/07	1 st full	Aug/10 8/31/10	Yes
Sarah VanderClute (RETIRED) CC Public Information Officer P.O. Box 1829 Fayetteville, NC 28302 Phone: 437-1921	8/07	2 nd	Aug/10 8/31/10	No
<u>Operators of Facilities Representative</u>				
Catherine Grazioli Safety Manager Hexion Specialty Chemicals 1411 Industrial Drive Fayetteville, NC 28301 485-9269	11/08	1 st	Nov/11 11/30/11	Yes
(VACANT) Univar, Inc. 420 Worth Street Fayetteville, NC 28304 483-2107/988-2801	9/03	1 st	Sept/06 9/30/06	Yes
Joel Blake Dupont 22828 NC Hwy 87W Fayetteville, NC 28306 424-4083/678-1285(W)	4/07	2 nd	Dec/09 12/31/09	No
(VACANT) Purolator Corp. 3200 Natal Road Fayetteville, NC 28306 423-5691/426-4283(W)	4/07	2 nd	Dec/09 12/31/09	No

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For Reappointment</u>
<u>Law Enforcement Representative</u>				
Sgt. Erwin Montgomery NC Highway Patrol 2435 Gillespie Street (filling unexpired term) Fayetteville, NC 28306-3053 486-1334	6/08	1 st	Sept/09 9/30/09	Yes
Lt. Charles Parker Cumberland Co. Sheriff's Office 131 Dick Street Fayetteville, NC 28301-5750 (filling unexpired term) 677-5412	5/08	1 st	Aug/10 8/31/10	Yes
Lt. Charles F. Kimble Fayetteville Police Department 467 Hay Street (filling unexpired term) Fayetteville, NC 28301 433-1850	6/08	1 st	Sept/09 9/30/09	Yes
<u>Emergency Management Representative</u>				
Greg Phillips Cumberland County Emergency Services 131 Dick Street Fayetteville, NC 28301 (filling unexpired term) 321-6736	5/08	1 st	Sept/10 9/30/10	Yes
<u>Community Group Representative</u>				
Jeffrey Womble Fayetteville State University Office of Public Relations 1200 Murchison Road Fayetteville, NC 28301 Phone:	8/07	2 nd	Aug/10 8/31/10	No
<u>Transportation Representative</u>				
David Boyette 466 Baywood Road Fayetteville, NC 28301 485-2439/433-4468(W)/670-0954 (C)	4/07	2 nd	Dec/09 12/31/09	No
<u>Health Representative</u>				
Jane Stevens Cumberland County Health Dept. 227 Fountainhead Lane Fayetteville, NC 28301-5417 433-3673(W)/987-2892(Cell)	1/09	2 nd	Jan/12 1/31/12	No

Cumberland County Emergency Planning Committee, page 3

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For Reappointment</u>
<u>Hospital Representative</u>				
Steve Schultz Cape Fear Valley Health System P.O. Box 2000 1638 Owen Drive Fayetteville, NC 28302-2000 Phone: 609-6170	9/06	2 nd	Sept/09 9/30/09	No
<u>Fire Fighting Representative</u>				
Assistant Chief Thomas M. Allen Fire/Emergency Management City of Fayetteville 433 Hay Street Fayetteville, NC 28301 433-1009	10/05	1 st	Dec/11 12/31/11	Yes
<u>First Aid Representative</u>				
Wally Ainsworth Cumberland County EMS 610 Gillespie Street Fayetteville, NC 28306-1544 609-5600	11/07	1st	Nov/10 11/30/10	Yes
<u>At-Large Representative</u>				
Bill Cross 2086 Tailwinds Road Fayetteville, NC 28312 (filling unexpired term) 222/8893/429-4217	6/08	1 st	Dec/09 12/31/09	Yes
Dawn O'Donnell 2072 Birchcreeft Drive Fayetteville, NC 28304 425-3619/864-2470(W)	8/07	2 nd	Aug/10 8/31/10	No
<u>Local Environmental Representative</u>				
Hughie White NC Dept. of Environment, Health & Natural Resources 225 Green Street, Suite 714 Fayetteville, NC 28301-5043 486-1541	9/06	2 nd	Sept/09 9/30/09	No

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For Reappointment</u>
<u>Utilities Representative</u> (VACANT) Public Works Commission 955 Old Wilmington Road Fayetteville, NC 28301 223-4116	9/06	1 st	Sept/09 9/30/09	Yes
Suzanne Rohrs Attn: Environmental Branch HQ XVIII Airborne Corps Public Works Business Center (filling unexpired term) Fort Bragg, NC 28307 396-7432	6/08	1 st	Aug/10 8/31/10	Yes

Ex-Officio Members

Elected Official Representative (Liaison)

Ed Melvin, County Commissioner

Emergency Management

Kenny Currie, Cumberland County Emergency Services

Fayetteville Fire/Emergency Management

Bennie Nichols, Chief, Fayetteville Fire Department

Dale Iman, City Manager

James Martin, County Manager

Contact: Kenny Currie, Director – Emergency Services – x7688 or Gloria Simms

Meets quarterly, 4th Thursday in January, April, July & October at 10:00 am – PWC Office

APPLICANTS FOR
EMERGENCY PLANNING COMMITTEE

<u>NAME/ADDRESS/TELEPHONE</u>	<u>OCCUPATION</u>	<u>EDUCATIONAL BACKGROUND</u>
BERRY-CABAN, CRISTOBAL S. (H/M) 412 CITY VIEW LANE FAYETTEVILLE, NC 28301 (813) 451-3004/907-8844 (W)	CHIEF-CLINICAL INVESTIG. WOMACK	PhD; MA
BURGESS, PAUL F. (??) 5620-C CHASON RIDGE DRIVE FAYETTEVILLE, NC 28314 864-2186	RETIRED MILITARY	AS – BUSINESS MGT AS – CRIMINAL JUSTICE
FOGLE, MARSHA (W/F) PO BOX 278 STEDMAN, NC 28391 483-9579 (H)	RETIRED COUNTY CLERK	NONE LISTED
GAINEY, CHERYL (W/F) 4685 VIRSALLI LOOPE HOPE MILLS, NC 28348 486-4351/672-1062 (W)	ACCTS PAYABLE, SUPERVISOR – FSU	MASTER OF DIVINITY
HERRINGDINE JR., LARRY (W/M) 3539 HARRISBURG DRIVE FAYETTEVILLE, NC 28306 425-1517/672-2066	OPS & LOGISTICS DIRECTOR FSU	BS – BUSINESS ADMIN WORKING ON MASTERS – PUBLIC ADMIN
HICKS, MARYBETH (W/F) 936 McKIMMON ROAD FAYETTEVILLE, NC 28303 229-3145/(614)595-3857 (C)	HOMEMAKER	SOME COLLEGE
KING, RICHARD A. (W/M) 658 GLENOLA STREET FAYETTEVILLE NC 28311 488-2492/977-3118 (W)	INSURANCE AGENT SELF EMPLOYED	AS – ENVIRONMENTAL SVS BS – MANAGEMENT
NEWMAN, RONALD H. (W/M) 1544 ROSSMORE DRIVE FAYETTEVILLE, NC 28314 494-0201	COMPUTER SERVICE TECH SELF-EMPLOYED	BS – BUSINESS MGT. AS – DIGITAL ELECTRONICS
ROGERS, TERRESA 313 HAMILTON STREET FAYETTEVILLE, NC 28301 822-4289 / 488-2120 ext. 7494 (W)	RN-VA MEDICAL CENTER	COLLEGE GRADUATE
SMITH, GENE D. (/M) 6650 RAMSEY STREET FAYETTEVILLE, NC 28311 893-8213 (H) / 630-5678 (W)	GOODYEAR TIRE AND RUBBER ENVIRONMENTAL COORDINATOR	BS - OCCUPATIONAL SAFETY AND HEALTH

<u>NAME/ADDRESS/TELEPHONE</u>	<u>OCCUPATION</u>	<u>EDUCATIONAL BACKGROUND</u>
TURNER, CASSANDRA (B/F) 5383 CLIPPER DRIVE HOPE MILLS, NC 28348 977-3099/425-4181 (W)	MANUFACTURING PUROLATOR FILTERS	HS; SOME COLLEGE
WILLIAMS, ARNOLD (W/M) 1610 HICKORY RIDGE COURT FAYETTEVILLE, NC 28304 864-5152	CONSULTANT RETIRED ARMY	AA – BUSINESS
WINFIELD, LEA (-/-) 427 TRADEWINDS DRIVE FAYETTEVILLE, NC 28314 964-1640	MGT TRAINEE ENTERPRISE RENT A CAR	BS – PUBLIC RELATIONS WORKING ON MASTERS

JEANNETTE M. COUNCIL
Chairman

BILLY R. KING
Vice Chairman

J. BREEDEN BLACKWELL
KENNETH S. EDGE
MARSHALL FAIRCLOTH
JIMMY KEEFE
EDWARD G. MELVIN



MARIE COLGAN
Clerk to the Board

CANDICE WHITE
Deputy Clerk

BOARD OF COMMISSIONERS

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July 24, 2009

ITEM NO. 7A

August 3, 2009 Agenda Item

TO: Board of Commissioners
FROM: Candice H. White, Deputy Clerk
SUBJECT: Appointment of Chairman of ABC Board

Pursuant to North Carolina General Statutes, the Board of Commissioners shall appoint the Chairman of the ABC Board.

The ABC Board recommends that Edward Maynor remain the Chairman for the 2009-2010 year.

PROPOSED ACTION: Appoint the ABC Board Chairman.

Attachment

pc: Gene Webb, ABC Board General Manager

Celebrating Our Past... Embracing Our Future

**CUMBERLAND COUNTY
ALCOHOLIC BEVERAGE CONTROL BOARD**

1705 OWEN DRIVE • P.O. BOX 64967

**FAYETTEVILLE, N.C.
28306**

July 14, 2009

Ms. Marie Cogan
Clerk of County Commissioners
Cumberland County – 5th Floor
P.O. Box 1829
Fayetteville, NC 28302-1829

Dear Ms. Cogan:

The Cumberland County ABC Board has recommended that Edward Maynor remains the chairman for the 2009-2010 year. Please add this recommendation to the County Commissioners' August 2009 agenda.

Thank you,



Carolyn S. Parker
Secretary to the Board
Finance Officer

JEANNETTE M. COUNCIL
Chairman

BILLY R. KING
Vice Chairman

J. BREEDEN BLACKWELL
KENNETH S. EDGE
MARSHALL FAIRCLOTH
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MARIE COLGAN
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CANDICE WHITE
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July 24, 2009

ITEM NO. 7B

August 3, 2009 Agenda Item

TO: Board of Commissioners
FROM: Candice H. White, Deputy Clerk
SUBJECT: Adult Care Home Community Advisory Committee

BACKGROUND: On June 15, 2009, the Board of Commissioners nominated the following to fill one (1) vacancy on the Adult Care Home Community Advisory Committee:

Yvonne Booth (reappointment)

I have attached the current membership list for this committee.

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

Attachment

pc: Andrea Wright-Valdez, Mid-Carolina Area Agency on Aging

Celebrating Our Past... Embracing Our Future

ADULT CARE HOME COMMUNITY ADVISORY COMMITTEE
Initial Appointment 1 Year/Subsequent Term 3 Years

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For Reappointment</u>
Terri Thomas (B/F) 508 Spaulding Street Fayetteville, NC 28301 485-4764/988-7672 (C)	4/09	Initial	Apr/10 4/30/10	Yes
Toney Edwards (B/M) 3622 Clearwater Drive Fayetteville, NC 28311 822-4261/391-7910 (C)	04/09	1 st	Apr/12 4/30/12	Yes
Mary Ann Brown-Jackson 1959B James Hamner Way Fayetteville, NC 28311 822-1311/893-8151 x330 (W)	1/09	2 nd	Jan/12 1/31/12	No
Sandra Ebron (B/F) PO Box 65306 Fayetteville, NC 28306 424-3932/922-9446(C)	12/08	Initial	Dec/09 12/31/09	Yes
Herma Jean Bradley (/F) 714 Topeka Street Fayetteville, NC 28301 822-3689	5/09	2 nd	June/12 6/30/12	No
Mexie Fields (/F) 1815 Primrose Drive Fayetteville, NC 28301 488-8432	1/06	1 st	Jan/10 1/31/10	Yes
Yvonne Booth (B/F) 4568 Turquoise Road Fayetteville, NC 28311 488-7260	8/08	Initial	Aug/09 8/31/09	Yes
Daniel Rodriguez (H/M) 2634 Franciscan Drive Fayetteville, NC 28306 425-2746/432-9701 (W)	5/09	Initial	May/10 5/31/10	Yes

Adult Care Home Community Advisory Committee, page 2

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For Reappointment</u>
Dell Caramanno (W/F) 5578 Quietwood Place Fayetteville, NC 28304 423-2622	4/00	1 st	Apr/12 4/30/12	Yes
Jacqueline Wolfe (W/F) 1812 Manchester Street Fayetteville, NC 28303 484-8588/818-2201 (C)	3/09	Initial	Mar/10 3/31/10	Yes
Wynella A. Myers (B/F) 706 Sarazan Drive Fayetteville, NC 28303 822-5526/273-8483 (C)	8/07	1 st	Aug/10 8/31/10	Yes
October Morales (W/F) 1917 Daphne Circle Fayetteville, NC 28304 (831)601-7217/689-0150 (W)	4/09	Initial	April/10 4/30/10	Yes
Ralph T. Cascasan (A/M) 910 Alexwood Drive Hope Mills, NC 28348-1695 425-9704/433-1039 (W)	5/09	Initial	June/10 6/30/10	Yes
Sonya M. Edmonds (B/F) PO Box 58394 Fayetteville, NC 28305 485-1394/(919) 566-4676 (W)	2/09	Initial	Feb/10 2/28/10	Yes
Cassandra W. Haire (B/F) 515 Albany Street Fayetteville, NC 28301 728-0175	12/08	Initial	Dec/09 12/31/09	Yes
Kim Howard (_/F) 6018 Lakaway Drive Fayetteville, NC 28306 308-5974	4/08	1 st	Apr/11 4/30/11	Yes

CONTACT: Andrea Wright-Valdez, Regional Ombudsman, Mid-Carolina Area Agency on Aging,
P. O. Box 1510, Fayetteville, NC 28302 - Phone: 323-4191, ext. 25 – Fax: 323-9330
MEETINGS: Quarterly: 3rd Monday (starting March) 10:00 am - various adult care homes

JEANNETTE M. COUNCIL
Chairman

BILLY R. KING
Vice Chairman

J. BREEDEN BLACKWELL
KENNETH S. EDGE
MARSHALL FAIRCLOTH
JIMMY KEEFE
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MARIE COLGAN
Clerk to the Board

CANDICE WHITE
Deputy Clerk

BOARD OF COMMISSIONERS

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July 24, 2009

August 3, 2009 Agenda Item

TO: Board of Commissioners
FROM: Candice H. White, Deputy Clerk
SUBJECT: Air Quality Stakeholders' Committee

ITEM NO. 7C

BACKGROUND: On June 15, 2009, the Board of Commissioners nominated the following to fill one (1) vacancy on the Air Quality Stakeholders' Committee:

Town of Linden Representative: **Elizabeth Small** (new appointment)

(NOTE: Previously the Air Quality Stakeholders' Committee had only one representative for the town of Wade, Falcon, Godwin and Linden. They have elected to select an individual for representation of each town.)

I have attached the current membership list for this committee.

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

Attachment

pc: Rick Heickson, Planning & Inspections

Celebrating Our Past... Embracing Our Future

AIR QUALITY STAKEHOLDERS COMMITTEE
3-year terms

<u>NAME</u>	<u>STAKEHOLDER</u>	<u>DATE APPT'D</u>	<u>TERM</u>	<u>EXPIRES</u>	<u>ELIGIBLE FOR REAPPOINT.</u>
Commissioner Peggy Raymes PO Box 220 Stedman, NC 28391 323-1892	Town of Stedman	4/09	1 st	April/12 4/30/12	Yes
Councilman Keith Bates 5404 Chesapeake Road Fayetteville, NC 28311 488-6315/494-2256 (c) Kbates05@nc.rr.com	City of Fayetteville	1/07	1 st	Dec/09 12/31/09	Yes
Mayor Pro-Tem James O'Garra 614 Duncan Road Spring Lake, NC 28390 (filling unexpired term) 797-7145 ogarraone@aol.com	Town of Spring Lake	8/07	1 st	Feb/10 2/28/10	Yes
Commissioner Eddie Maynor Town of Hope Mills PO Box 367 Hope Mills, NC 28348 (filling unexpired term) 424-4555/484-4214/286-3214 pregister@town.hope-mills.nc.us	Town of Hope Mills	3/08	1 st	Feb/10 2/28/10	Yes
Vacant	Town of Falcon				
Vacant	Town of Linden				
Natalee Ezzell 7650 Sisk Culbreth Road Godwin, NC 28344 273-5457 (C) Njezzell0331@mail.campbell.edu	Town of Godwin	6/09	1 st	Jun/12 6/30/12	Yes
Johnny Lanthorn 6841 Main Street Wade, NC 28395 484-7467 Johnny.lanthorn@faypwc.com	Town of Wade	6/09	1 st	Jun/12 6/30/12	Yes
Steve Oakley Town of Eastover 1107 Asbury Road Fayetteville, NC 28312 484/8048/850-7656 spyderncsu@nc.rr.com	Town of Eastover	3/08	1 st	Feb/11 2/28/11	Yes
Michael Lynch Director of Plans, Training & Mobilization 2175 Reilly Road, Stop A Fort Bragg, NC 28310-5000 396-4523	Fort Bragg	4/09	1 st	April/12 4/30/12	Yes

AIR QUALITY STAKEHOLDERS COMMITTEE – Page 2

<u>NAME</u>	<u>STAKEHOLDER</u>	<u>DATE APPT'D</u>	<u>TERM</u>	<u>EXPIRES</u>	<u>ELIGIBLE FOR REAPPOINT.</u>
Carolyn Hinson Public Works Commission 6253 Lakehaven Drive Fayetteville, NC 28304 423-5940 (H)/223-4015 (W)	PWC	4/09	1 st	April/12 4/30/12	Yes
Daniel Rodriguez 2634 Franciscan Drive Fayetteville, NC 28306 425-2746 (H)/432-9701 (W)	Citizen	4/09	1 st	April/12 4/30/12	Yes
Jamison Stewart 3533 Godwin Circle Fayetteville, NC 28312 874-5930(H) 678-9897 (W)	Citizen	4/09	1 st	April/12 4/30/12	Yes
Scott Peters Goodyear Tire & Rubber Company 6655 Ramsey Street Fayetteville, NC 28311 630-5678 Scott_peters@goodyear.com	Major Industry	4/06	1 st	April/09 4/30/09	Yes
Ana McDowell, MD Allergy Partners 1317 Medical Drive Fayetteville, NC 28304 487-9395 (H)/323-3890 (W)	Medical Rep.	4/09	1 st	April/12 4/30/12	Yes
Karl Legatski 122 Magnolia Avenue Fayetteville, NC 28305 484-8684 (H) 867-8675 karl@celtechinc.net	Citizen	4/06	2 nd	April/09 4/30/09	No
Doug Peters Cumberland Co. Business Council P.O. Box 9 Fayetteville, NC 28302 484-4242 dpeters@ccbussinescouncil.org	CCBC	4/09	1 st	April/12 4/30/12	Yes
Jon Parsons Substainable Sandhills 7265 NC Highway 87 South Fayetteville, NC 28306 483-2669 (H)/484-9098 (W)	Environmental Rep	4/09	1 st	April/12 4/30/12	Yes
Dr. Harold Maxwell 227 Fountainhead Lane Fayetteville, NC 28301 433-3600 hamaco@nc.rr.com	Board of Health	4/06	2 nd	April/09 4/30/09	No

AIR QUALITY STAKEHOLDERS COMMITTEE – Page 3

<u>NAME</u>	<u>STAKEHOLDER</u>	<u>DATE APPT'D</u>	<u>TERM</u>	<u>EXPIRES</u>	<u>ELIGIBLE FOR REAPPOINT.</u>
John Gillis 128 S Churchill Drive Fayetteville, NC 28303 484-9828 (H)/308-4255 (W)	Homebuilders Association	4/09	1 st	April/12 4/30/09	Yes
Joe Levister, Jr. FTCC PO Box 35236 Fayetteville, NC 28303 678-8321 levistej@faytechcc.edu	FTCC	4/09	2 nd	April/12 4/30/12	No
Gary Slater Valley Proteins/Carolina By-Products 1742 Martindale Drive Fayetteville, NC 28304 920-2441 (H)/483-1128 x237 (W) scwaters@barnhillcontracting.com	Industry	4/09	1 st	April/12 4/30/12	Yes
Scott Reynolds M.J. Soffe Company PO Box 2507 Fayetteville, NC 28302 483-2500 x6447 Scott.reynolds@mjsoffe.com	M.J. Soffe Co.	12/07	1 st	Dec/10 12/31/10	Yes
Kenneth Edge Board of Commissioners PO Box 1829 Fayetteville, NC 28302 425-0918	County of Cumberland (Elected Official)	4/09	1 st	April/12 4/30/12	Yes

Original appointments made March 17, 2003.

Committee will be active for about 3 years.

Contact/Staff: Rick Heicksen and Maurizia Chapman – Planning Department – x7615 (fax 678-7638)

Meetings: Quarterly (Jan, Apr, July, Oct) 2nd Thursday at 6 pm. (Hearing Rm 3, Historic Courthouse)

JEANNETTE M. COUNCIL
Chairman

BILLY R. KING
Vice Chairman

J. BREEDEN BLACKWELL
KENNETH S. EDGE
MARSHALL FAIRCLOTH
JIMMY KEEFE
EDWARD G. MELVIN



MARIE COLGAN
Clerk to the Board

CANDICE WHITE
Deputy Clerk

BOARD OF COMMISSIONERS

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July 24, 2009

ITEM NO. 7D

August 3, 2009 Agenda Item

TO: Board of Commissioners
FROM: Candice H. White, Deputy Clerk
SUBJECT: Animal Services Board

BACKGROUND: On June 15, 2009, the Board of Commissioners nominated the following to fill two (2) vacancies on the Animal Services Board:

Knowledge and Experience in Dog Behavior and/or Handling Position:
Tolulope Adeyemi (new appointment)

Promoting Goals of the Animal Protection Society or the Humane Society or Another Such Broadly Based and Representative Organization Interested in the Care and Protection of Animals Position:
Cristobal S. Berry-Caban (new appointment)

I have attached the current membership list for this board.

PROPOSED ACTION: Appoint the two (2) vacancies above.

Attachment

pc: Scottie Harris, Animal Services Director

Celebrating Our Past... Embracing Our Future

ANIMAL SERVICES BOARD
3 Year Term
(Terms extended from 2 to 3 years on 8/5/02.)

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For Reappointment</u>
<u>Knowledge & Experience in Dog Behavior and/or Handling Position</u>				
Paula Thomason 1660 River Road Fayetteville, North Carolina 28312 483-9213	5/06	2nd	June/09 6/30/09	No
<u>Promoting Goals of the Animal Protection Society or the Humane Society or Another Such Broadly-Based and Representative Organization Interested in the Care and Protection of Animals Position</u>				
Tommy Griffin 530 Lennox Drive Fayetteville, North Carolina 28303 868-4242	5/06	2nd	June/09 6/30/09	No
<u>Ex-Officio, The Veterinarian on Contract to the Animal Control Department Position</u>				
Dr. John Lauby (W/M) East Fayetteville Veterinary Clinic 118 Cedar Creek Road Fayetteville, North Carolina 28312 323-5845	6/07	4 th	June/10 6/30/10	
<u>At-Large Positions</u>				
Dr. Kimberly Luddington (W/F) 5429 Kentucky Lane Hope Mills, NC 28348 425-0720	8/07	1 st	June/10 6/30/10	Yes
Wallace Owens 1888 Cascade Street Fayetteville, North Carolina 28301 488-9064	6/07	2 nd	June/10 6/30/10	No
<u>City of Fayetteville Resident Positions</u>				
Rose Marie Bonavia (_/F) 7338 Pebblebrook Drive Fayetteville, North Carolina 28314 487-4790	6/08	1 st	June/11 6/30/11	Yes
Patricia Rigsby 705 McPherson Avenue Fayetteville, North Carolina 28303 717-0921/308-8999 (W)	6/09	1st	June/12 6/30/12	Yes

Board was Established by Ordinance adopted on January 4, 1999.

Meetings: Bi monthly – 1st Monday, 6:00PM - 4704 Corporation Dr. - Contact: Scottie Harris 321-6851

JEANNETTE M. COUNCIL
Chairman

BILLY R. KING
Vice Chairman

J. BREEDEN BLACKWELL
KENNETH S. EDGE
MARSHALL FAIRCLOTH
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MARIE COLGAN
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July 24, 2009

August 3, 2009 Agenda Item

ITEM NO. 7E

TO: Board of Commissioners
FROM: Candice H. White, Deputy Clerk
SUBJECT: Board of Adjustment

BACKGROUND: On June 15, 2009 the Board of Commissioners nominated the following to fill one (1) vacancy on the Board of Adjustment:

Martin Locklear (reappointment)

I have attached the current membership list for this Board.

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

Attachment

pc: Tom Lloyd, Director
Planning/Inspection Department

Celebrating Our Past... Embracing Our Future

BOARD OF ADJUSTMENT
3 Year Term

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For Reappointment</u>
Joseph M. Dykes (B/M) PO Box 41604 Fayetteville, NC 28309 339-3079/813-4193 (C)	6/09	1st	June/12 6/30/12	Yes
Oscar L. Davis, III (C/M) 3320 Rustburg Drive Fayetteville, NC 28303 867-2950/977-3101(W)	6/07	2 nd	June/10 6/30/10	No
Melree Hubbard Tart (W/F) 300 Andrews Road Fayetteville, NC 28311 488-1208/497-3712 (W)	6/07	1 st	Aug/10 8/31/10	Yes
Steve Parsons(W/M) 3701 Clearwater Drive Fayetteville, NC 28311 822-4155/822-2000(W)	9/06	2nd	Sept/09 9/30/09	No
George Quigley (W/M) 618 Blawell Circle Stedman, NC 28391 485-2980/321-6882	6/09	2nd	June/12 6/30/12	No
<u>Alternate Members:</u>				
Carrie Tyson-Autry (_/F) 5951 NC Hwy 87 South Fayetteville, NC 28306-379 483-0087	6/08	1 st	Aug/10 8/31/10	Yes
Horace Humphrey (- /M) 1852 Cascade Street Fayetteville, NC 28301 488-5143	01/08	1st	Aug/10 8/31/10	Yes
		(serving unexpired term)		
William Lockett Tally (W/M) 414 Vista Drive Fayetteville, NC 28305 489-3533/483-4175 (W)	1108	1 st	June/10 6/30/10	Yes
		(serving unexpired term)		

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For Reappointment</u>
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Alternate Members Continued:

John R. Swanson (W/M) 6416 Coachman's Way Fayetteville, NC 28303 987-1972/822-2000 (W)	6/07 (filling unexpired term)	1 st	Jan/10 1/31/10	Yes
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Martin J. Locklear (I/M) 1611 Four Wood Drive Fayetteville, NC 28312 672-0323/893-7525(W)	8/06	1 st	Aug/09 8/31/09	Yes
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Meets 3rd Thursday of each month at 7:00 PM -- Historic Courthouse, Room 3

Contact: Tom Lloyd, Planning Department - 678-7618

JEANNETTE M. COUNCIL
Chairman

BILLY R. KING
Vice Chairman

J. BREEDEN BLACKWELL
KENNETH S. EDGE
MARSHALL FAIRCLOTH
JIMMY KEEFE
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MARIE COLGAN
Clerk to the Board

CANDICE WHITE
Deputy Clerk

BOARD OF COMMISSIONERS

5th Floor, New Courthouse • P.O. Box 1829 • Fayetteville, North Carolina 28302-1829
(910) 678-7771 • Fax: (910) 678-7770

July 24, 2009

August 3, 2009 Agenda Item

ITEM NO. 7F

TO: Board of Commissioners
FROM: Candice H. White, Deputy Clerk
SUBJECT: Cumberland County Juvenile Crime Prevention Council

BACKGROUND: On June 15, 2009, the Board of Commissioners nominated the following to fill four (4) vacancies on the Juvenile Crime Prevention Council:

At-Large Representatives:
Henry Berry (reappointment)
Geneva Mixon (reappointment)
Douglas Parrish (reappointment)

Substance Abuse Professional:
Gregory Pitts (reappointment)

I have attached the current membership list for this council.

PROPOSED ACTION: Appoint the four (4) vacancies above.

Attachment

pc: Sarah Hemingway, CCJPC Coordinator

Celebrating Our Past... Embracing Our Future

CUMBERLAND COUNTY
 JUVENILE CRIME PREVENTION COUNCIL
 (Two year terms)

<u>Name/Address</u>	<u>Date</u> <u>Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For</u> <u>Reappointment</u>
<u>Local School Superintendent or designee</u>				
Carol Hudson Cumberland County Schools P.O. Box 2357 Fayetteville, North Carolina 28302 Phone: 678-2495	1/99			
<u>Chief of Police or designee</u>				
Lt. Sherry Sparks Fayetteville Police Department 467 Hay Street Phone: 433-1910	11/05			
<u>Local Sheriff or designee</u>				
Lt. Lynette Hodges Cumberland County Sheriff's Office 131 Dick Street Fayetteville, North Carolina 28301 Phone: 677-5474	1/07			
<u>District Attorney or designee</u>				
Cheri Siler-Mack Assistant District Attorney District Attorney's Office 117 Dick Street, Suite 427 Fayetteville, North Carolina 28301 Phone: 678-2915	1/99			
<u>Chief Court Counselor or designee</u>				
Michael Strickland Department of Juvenile Justice P.O. Box 363 Fayetteville, North Carolina 28302 Phone: 678-2947	08/07			
<u>Director of Mental Health or designee</u>				
Debbie Jenkins Cumberland County Mental Health Center P.O. Box 3069 Fayetteville, North Carolina 28302 Phone: 323-0510	10/03			

Cumberland County Juvenile Crime Prevention Council Page 2

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For Reappointment</u>
<u>Director of Social Services or designee</u> Ms. Lee Roberts Child Protection and Placement Treatment Program Manager Cumberland County Department of Social Services P.O. Box 2429 Fayetteville, North Carolina 28302-2429 Phone: 677-2422	1/99			
<u>County Manager or designee</u> Juanita Pilgrim, Deputy Co. Mgr. Cumberland County Courthouse P.O. Box 1829 Fayetteville, North Carolina 28302-1829 Phone: 678-7726	1/99			
<u>Chief District Judge or designee</u> Judge Ed Pone P.O. Box 363 Fayetteville, North Carolina 28302 Phone: 678-2901	1/99			
<u>Health Director or designee</u> Archie Malloy Jail Health Administrator 205 Gillespie Street Fayetteville, North Carolina 28301 Phone: 672-5723	3/06			
<u>Parks and Recreation Representative</u> Melvin Lindsay City of Fayetteville Parks and Recreation Dept. 433 Hay Street Fayetteville, North Carolina 28301 Phone: 433-1547	2/05			
<u>County Commissioner</u> Billy R. King P.O. Box 1829 Fayetteville, NC 28302-1829 Phone: 678-7771	1/99			

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For Reappointment</u>
<u>Substance Abuse Professional</u>				
Gregory Pitts CC Mental Health - TASC PO Box 3069 Fayetteville, NC 28302 323-6136(W)	8/07	1 st	Aug/09 8/31/09	Yes
<u>Member of Faith Community</u>				
Rev. Brian Thompson 3942 Gaithersburg Lane Hope Mills, NC 28348 (5/07 – term extended to 8/31/07 and renewed to 8/09) 436-2462/867-2708(W)	5/07	2 nd	Aug/09 8/31/09	No
<u>Person Under Age 21</u>				
Che'iera Lathan-Snow 806 English court, Apt 8 Fayetteville, NC 28314 704-512-9060	02/09	1 st	Feb/11 2/28/11	Yes
<u>Juvenile Defense Attorney</u>				
Beth A. Hall 4508 Weaverhall Drive Fayetteville, NC 28314 257-0847(Cell)	8/08	2 nd	Aug/10 8/31/10	No
<u>Member of Business Community</u>				
Gene Hallock 173 Aloha Drive Fayetteville, NC 28311 822-5409	8/07	2 nd	Aug/09 8/31/09	No
<u>United Way or Non-Profit</u>				
Patrick Hurley 2536 Vandemere Fayetteville, NC 28304 484-3044	8/08	1 st	Aug/10 8/31/10	Yes
<u>At Large Representatives</u>				
Henry Berry 1722 Eldridge Street Fayetteville, NC 28301 396-5521 (W)	8/07	1 st	Aug/09 8/31/09	Yes

Cumberland County Juvenile Crime Prevention Council, Page 4

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For Reappointment</u>
Kimberly Reeves 412 West Russell Street Fayetteville, North Carolina 28301 423-4824	6/09 (Serving unexpired term.)	1 st	Aug/10 8/31/10	Yes
Dr. Polly Davis FTCC P.O. Box 35236 Fayetteville, North Carolina 28303 Phone: 678-8322	8/07	2nd	Aug/09 8/31/09	No
Douglas R. Parrish 5789 Cotton Valley Drive Fayetteville, NC 28314 484-8256/609-3770 (W)	2/09 (Serving unexpired term.)	1 st	Aug/09 8/31/09	Yes
Sue Thomas 3741 Harrisburg Drive Fayetteville, North Carolina 28306 Phone: 425-8868	8/07	2nd	Aug/09 8/31/09	No
Geneva Mixon PO Box 1829 Fayetteville, North Carolina 28302 Phone: 323-3421(W)	8/07	1 st	Aug/09 8/31/09	Yes
Joan Blanchard 7230 Sandcastle Lane Linden, North Carolina 28356 Phone: 487-0510/322-9097 (C)	8/08	1 st	Aug/10 8/31/10	Yes

Non-Voting Member

Cindy Holmes
DJJDP Regional Consultant
108 N. Orange Street
Dunn, North Carolina 28334
Phone: 919-733-3388(W)

Meetings: Second Wednesday of each month at 8:00 AM. CC CommuniCare Conference Room – 711B Executive Place

Contact: Sarah Hemingway – Phone: 829-9017 - Fax: 485-4752

JEANNETTE M. COUNCIL
Chairman

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Vice Chairman

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BOARD OF COMMISSIONERS

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July 24, 2009

ITEM NO. 76

August 3, 2009 Agenda Item

TO: Board of Commissioners
FROM: Candice H. White, Deputy Clerk
SUBJECT: Joint Appearance Commission

BACKGROUND: On June 15, 2009, the Board of Commissioners nominated individuals to fill three (3) vacancies on the Joint Appearance Commission. Sonya Edmonds subsequently declined the nomination because of increased work responsibilities and time constraints. The following are the remaining nominees to fill two (2) vacancies on the Joint Appearance Commission.

Steve Hogan (new appointment)
Nancy Smith (reappointment)

I have attached the current membership list.

PROPOSED ACTION: Appoint the two (2) vacancies above.

Attachment

pc: Jimmy Teal, Chief Planning Officer
City of Fayetteville

Celebrating Our Past... Embracing Our Future

JOINT APPEARANCE COMMISSION
2-Year Terms

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible for Reappointment</u>
Cogdell, Edna A. (B/F) 734 Ashburton Drive Fayetteville, NC 28301 488-4582	8/08	1 st	Aug/10 8/31/10	Yes
Gloston, Louis (B/M) 2000 Greendale Drive Fayetteville, NC 28304 867-5724/484-7869(W)	8/08	2 nd	Aug/10 8/31/10	No
Smith, Nancy W. (W/F) 5731 Christmasberry Court Fayetteville, NC 28312 487-1578/850-9398 (W)	8/07	1 st	Aug/09 8/31/09	Yes
McFadyen, William David (W/M) 7122 Hunters Point Drive Fayetteville, NC 28311 822-2362	8/07	1 st	Aug/09 8/31/09	Yes

Meetings: First Monday of Month – 5:15 PM – City Hall, 1st Floor, Cape Fear Room

Contact: Jimmy Teal
City of Fayetteville