
AGENDA
CUMBERLAND COUNTY BOARD OF COMMISSIONERS
COURTHOUSE – ROOM 118
SEPTEMBER 7, 2010 (TUESDAY)
9:00 AM

INVOCATION Commissioner Phillip Gilfus

Minister: Rev. Raymond F. Brown, Rector, Holy Trinity Episcopal Church, Fayetteville, NC

Pledge of Allegiance -

Special Recognition of Chairman Billy R. King North Carolina Association of County Commissioners Long-Time County Service Award

Special Recognition of Vice Chairman Kenneth Edge Elected First Vice President of the North Carolina Association of County Commissioners

Special Recognition of Commissioner Jeannette Council Elected District 6 Director of the North Carolina Association of County Commissioners

Special Recognition of Cumberland County Mental Health Director Hank Debnam accepted a \$1,000 Local Government Federal Credit Union Employee Productivity Award on Behalf of the Center's Crisis Intervention Team Jail Diversion Program

Recognition of Retired County Employee: Annie King, Department of Social Services

Recognition of Outgoing Board Members:

District Attorney Ed Grannis – Criminal Justice Partnership Advisory Board

1. Approval of Agenda

2. Consent Agenda
 - A. Approval of minutes for the August 16, 2010 regular meeting.

- B. Approval of Declaration of Surplus County Property and Authorization to Accept Insurance Settlement.
- C. Approval to Declare Foreclosed Real Property as Surplus to the needs of the County.
- D. Approval of Bid Award to Bakers Waste Equipment for Container Boxes for the Solid Waste Department.
- E. Approval of Change Order #1 – Johnson Controls - EECEBG Phase 2 Performance Contract.
- F. Approval of Alcoholic Beverage Control System Resolution Request.
- G. Approval of Alcoholic Beverage Control Request – Board Compensation and Travel Policy.
- H. Approval of Sale of Surplus County-Owned Real Property Acquired by Tax Foreclosure – PT Lots 77-81 Wheeler Ld; 116 Phillips Street – PIN: 0428-86-1952; Cross Creek Township and E/Pt Lots 84 & 85 Wheeler Ld, 2313 Slater Ave, PIN: 0428-86-2864.
- I. Budget Revisions:
 - (1) Sheriff

Sheriff Grant - Revision in the amount of \$260,238 to recognize a shared US Department of Justice Byrne 2010 Grant with the City of Fayetteville. (B11-070) **Funding Source – Federal**
 - (2) Sheriff/Health Department

Revisions in the total amount of \$45,163 to recognize additional state funding for the Health Department and establish a new deputy position for contracted security with the Sheriff's Department. (B11-067 thru B11-067B and B11-074) **Funding Source – State**
 - (3) Community Development

Revision in the amount of \$42,282 to appropriate fund balance to carry forward prior year rent funds. (B11-080) **Funding Source – Fund Balance Appropriated**
 - (4) Health Department
 - a. Family Planning – Revision in the amount of \$47,708 to recognize additional state funding. (B11-072) **Funding Source – State**

- b. Environmental Health – Revision in the amount of \$1,480 to recognize a reduction in state funding. (B11-063) **Funding Source – State**
 - c. Child Lead Poisoning – Revision in the amount of \$1,200 to recognize additional state funding. (B11-064) **Funding Source – State**
 - (5) Solid Waste
 - a. Ann Street Landfill – Revision in the amount of \$15,000 to appropriate fund balance to pay a NCDENR permit amendment fee. (B11-069) **Funding Source – Fund Balance**
 - b. Recycling – Revision in the amount of \$96,000 to appropriate fund balance for rental equipment. (B11-065) **Funding Source – Fund Balance**
 - (6) General Government Other
Revision in the amount of \$432,063 to rebudget unspent balance of ARRA Energy Efficiency and Conservation Grant (\$402,152) and to appropriate fund balance (\$29,911) for additional expenses. (B11-087) **Funding Source – Grant and Fund Balance Appropriated**

ITEMS OF BUSINESS

- 3. Public Hearing on the Resolution Authorizing Recovery Zone Facility Bonds in Support of the Candlewood Suites Hotel and IHOP Hospitality LLC – Spring Lake Hotel/Restaurant Project.
- 4. Solid Waste and Recycling Update by Mr. Robert Howard, Cumberland County Solid Waste Director and Mrs. Janice Daniel, Recycling Coordinator, Cumberland County Solid Waste Department.
- 5. Consideration of Report and Recommendation of the Cumberland County Finance Committee:
 - A. School Funding Agreement
- 6. Consideration of Report and Recommendation of the Cumberland County Policy Committee:
 - A. Funeral Leave Policy

7. Nominations to Boards and Committees

There are no nominations for this agenda.

8. Appointments to Boards and Committees

A) Cumberland County Criminal Justice Partnership Advisory Board (3 Vacancies)

Nominees:

Probation Officer: Sharon Phillips, JDM

At-Large: Kristin Jones

Police Chief or Designee: Captain Charles Kimble (Reappointment)

B) Cumberland County Local Emergency Planning Committee (1 Vacancy)

Nominees:

Emergency Management Representative: Greg Phillips (Reappointment)

C) Fayetteville-Cumberland Senior Citizens Advisory Committee (4 Vacancies)

Nominees: Marlene Jacobs (Reappointment)
Mary Rizer (Reappointment)
Glenda Dye (Reappointment)
Lewis Scott Oatman

D) Southeastern Economic Development Commission (SEDC) (1 Vacancy)

Nominees: Commissioner Jeannette M. Council

9. Closed Session A. Economic Development Matter(s)
Pursuant to NCGS 143.318.11(a)(4).

ADJOURN

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

**MEETINGS: September 20, 2010 (Monday) – 4:00 PM – Special Meeting
September 20, 2010 (Monday) – 6:45 PM
October 4, 2010 (Monday) – 9:00 AM
October 18, 2010 (Monday) – 6:45 PM**



ITEM NO. 2B

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 B. SILMAN, RISK MANAGEMENT DIRECTOR *BS*

DATE: AUGUST 30, 2010

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

BACKGROUND

DATE OF ACCIDENT	August 11, 2010
VEHICLE	2004 Ford Crown Victoria
VIN	2FAHP71W94X151457
FLEET #	FL382
MILEAGE	59,160
DEPARTMENT	Sheriff's Office
SETTLEMENT OFFER	\$7496.75
INSURANCE COMPANY	State Farm Insurance Company

This is a total loss settlement offer.

RECOMMENDATION/PROPOSED ACTION

Management recommends that the Board of Commissioners:

1. declare the vehicle described above as surplus
2. authorize the Risk Manager to accept \$7,496.75 as settlement
3. allow State Farm Insurance to take possession of the wrecked (surplus) vehicle.

Celebrating Our Past... Embracing Our Future

State Farm Insurance Companies



Charlottesville Operations Center
ATTN: CFLSU
PO Box 9056
Charlottesville VA 22906-9056
Phone 1-888-411-4188
Fax 1-888-296-2330

August 25, 2010

Attention Chico Silman
County Of Cumberland
PO Box 1829
Fayetteville, NC 28302

RE: Claim Number: 33-6972-753
Date of Loss: August 11, 2010
Our Insured: Cody R Bradshaw

Dear Mr. Silman:

We are writing to inform you that your 2004 Ford Crown Victoria 4D Sed is a total loss.

The fair market value of your vehicle is:

NADA Retail Value:	\$9,700.00
Adjustment:	\$-2,475.00
Sales Tax:	+\$216.75
Lien/Title Fees:	+\$55.00
Deductible:	-\$0.00
Net Amount Payable to You	\$7,496.75

Please keep in mind these figures do not include any liens that might be applicable to the vehicle.

If you are in a rental vehicle, the rental will end on n/a.

Please contact our office at your earliest convenience. We need to discuss the options available to you and move your vehicle, if at a storage facility. You will be responsible for any storage charges incurred after n/a.

Sincerely,

Sharon M. Blakey IV
Claim Representative
1-888-411-4188 ext. 8725160

State Farm Mutual Automobile Insurance Company



ITEM NO. 20

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

August 12, 2010

MEMORANDUM FOR BOARD OF COMMISSIONERS' SEPTEMBER 7, 2010 AGENDA

TO: BOARD OF COMMISSIONERS
FROM: RICK MOOREFIELD, COUNTY ATTORNEY *RM*
SUBJECT: DECLARING FORECLOSED REAL PROPERTY SURPLUS

BACKGROUND:

The County makes properties acquired through foreclosure available to its various departments and agencies and to the City of Fayetteville (City) before such properties are declared surplus and offered for sale to the public.

On July 19, 2010 the attached list of properties (Exhibit 1) proposed for surplus was circulated. On August 10, 2010 the City requested that the County hold three of those parcels until November 10, 2010 in order for the City to complete the purchase of those parcels. The parcels are listed on the attached Exhibit 1 as items numbers 8, 9A & 9B. PWC is interested in item 8 on Coronada Pkwy and the City has interest in items 9A&B on Chase Street.

The County has agreed to hold the properties for PWC and the City until November 10, 2010.

Exhibit 1 is a list of properties which also shows their tax values. Exhibit 2 is a set of maps which shows the PIN number, vicinity, and township for each parcel.

RECOMMENDATION AND PROPOSED ACTION:

That the Board declares the foreclosed properties listed in Exhibit 1 as surplus to the needs of the County with the parcels identified as Items 8, 9A and 9B to be held until November 10, 2010 for purchase by PWC or the City; provided that, if those sales are not completed by that date then those parcels will also be made available for sale to public.

Celebrating Our Past...Embracing Our Future

EXHIBIT 1

PROPERTIES ACQUIRED THROUGH
TAX FORECLOSURE

ITEM	PIN	ADDRESS	DESCRIPTION	ASSESSED VALUE \$	TAX LIEN \$	DATED RECO RDED	DEED Book / Page
1.	0472-18-0965	4235 Scary Creek Rd	Lot 45 McNeill Sands Sec 1 Rev (0.46 ac)	5,000	3,302.18	6/14/2010	8413/833
2.	0502-92-2384	625 Chapel Hill Rd	0.38 ac John E. Candy Ld	5,000	3,812.07	5/25/2010	8399/636
3.	0440-66-0538	3615 Lamboll Drive	0.5 ac Cogdell Ld	6,375	3,095.33	3/30/2010	8363/792
4.	0475-25-3965	Off Macedonia Church Rd	Lot 5B Seabrook Estates Rev (0.55 ac)	12,000	2,761.64	4/26/2010	8380/326
5.	0441-41-6308	3357 Dandelion Ln	Lot 25 Windfield Sec2 (0.60 ac)	14,850	2,702.33	3/30/2010	8363/798
6.	0437-23-6252	316 McIver St	Lot 84 X 100	17,255	7,395.26	6/14/2010	8413/835
7.	0447-60-3438	100 Triangle Pk	Lots 27, 28, 29 & 30 R. D. Jones Ld	30,700	7,443.44	5/25/2010	8399/634
8.	0426-34-9401	2822 Coronada Pky	Lot 18 Sec 1 Holiday Park (0.26 ac)	9,000	12,169.20	4/15/2010	8374/227
9.	0437-51-2323 0437-51-3483	Off Chase St 112 Chase St	Lots 10-11 Lakeview Lot 15 Lakeview Sec	6,750 9,670	8,026.73	3/30/2010	8363/796
10.	0438-82-8039	Off Ingram St	Lots 76-80 Map 3 Fairview	4,375	3,235.38	4/15/2010	8374/204

Item numbers 6, 7, 8, 9A, 9B & 10 are jointly owned with the City of Fayetteville

EXHIBIT 2
tabbles
1

NORA DR

DUDLEY RD

0472-18-0965-

SCARY CREEK RD



Site Map

4235 SCARY CREEK RD
GRAYS CREEK TOWNSHIP

50 0 50 Feet

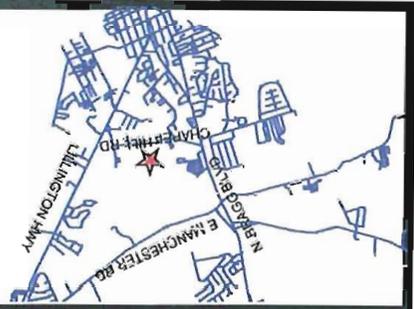


THE COUNTY OF CUMBERLAND AND ITS GIS DEPARTMENT DISCLAIMS ACCOUNTABILITY FOR THIS PRODUCT AND MAKES NO WARRANTY EXPRESS OR IMPLIED CONCERNING THE ACCURACY THEREOF. RESPONSIBILITY FOR INTERPRETATION AND APPLICATION OF THIS PRODUCT LIES WITH THE USER.

THE COUNTY OF GAVESLAND AND ITS GIS DEPARTMENT PROVIDES ACCURATE MAPS FOR THIS PROJECT AND MAKES NO WARRANTY AS TO THE ACCURACY OF THE INFORMATION AND APPLICATION OF THIS PRODUCT LIES WITH THE USER.



Site Map OFF CHAPLE HILL RD MANCHESTER TOWNSHIP

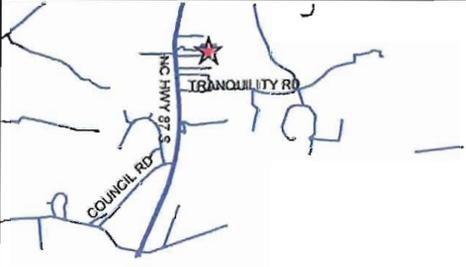


0502-92-2384-

EXHIBIT 2

catcher

tabbles
EXHIBIT 2
3



Site Map

LAMBOLL DR
GRAYS CREEK TOWNSHIP



THE COUNTY OF CUMBERLAND AND FIBERS DEPARTMENT DISCLAIMS ACCOUNTABILITY 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.

EXHIBIT 2

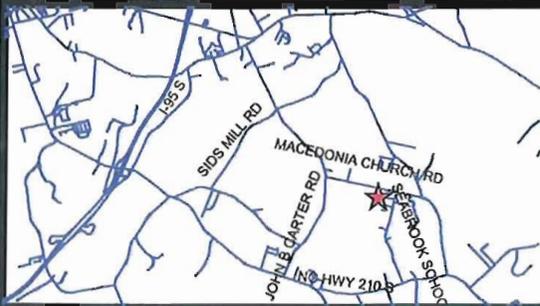
tabbies

4

MACEDONIA CHURCH RD

0475-25-3965-

SEABROOK SCHOOLS



Site Map

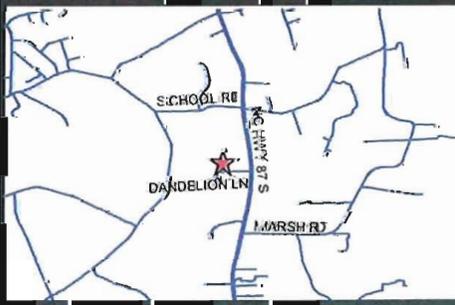
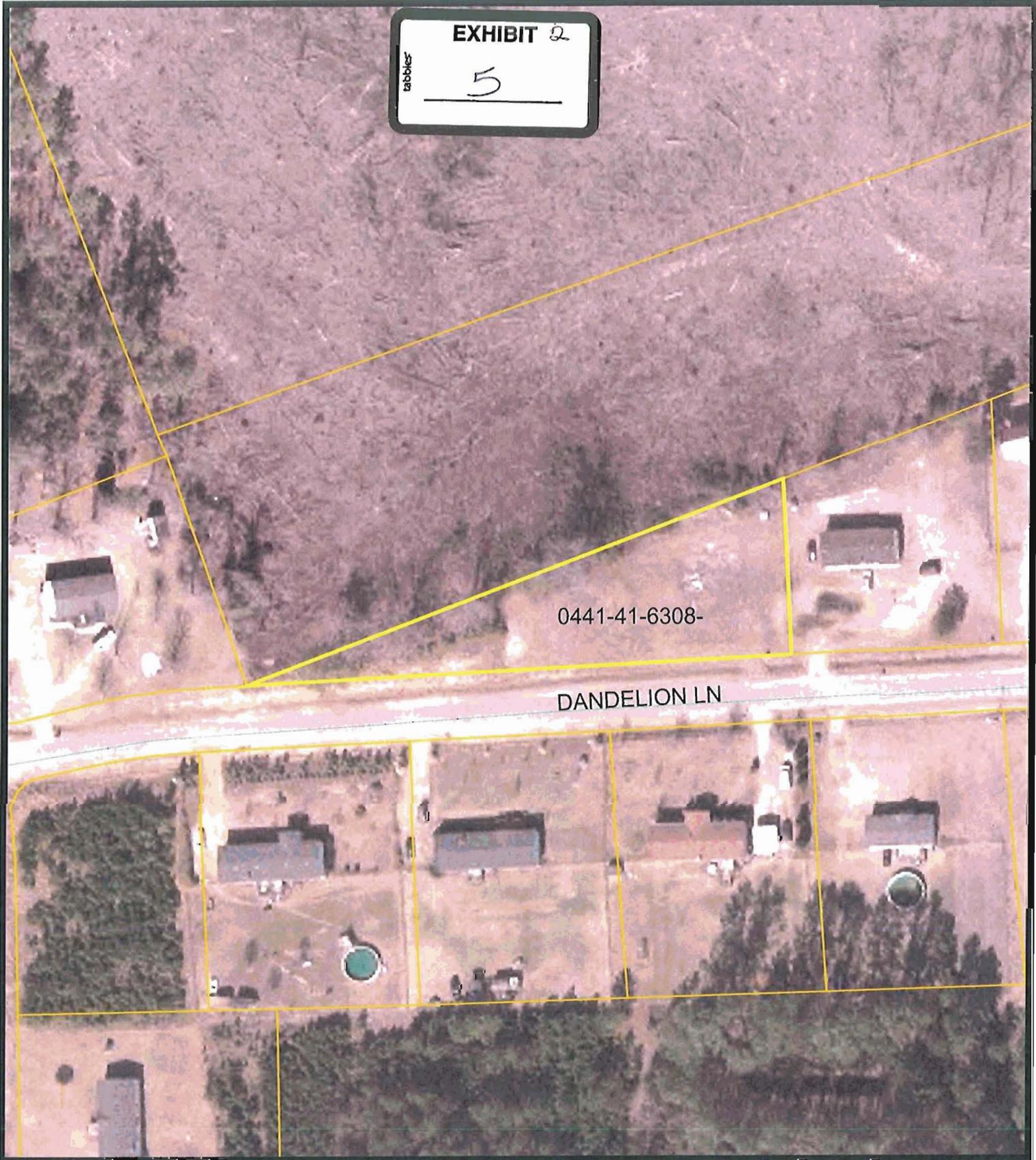
MACEDONIA CHURCH RD
CEDAR CREEK TOWNSHIP

50 0 50 Feet



THE COUNTY OF CLATSOP AND ITS GIS DEPARTMENT DISCLAIMS ACCOUNTABILITY 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.

EXHIBIT 2
tabbles
5



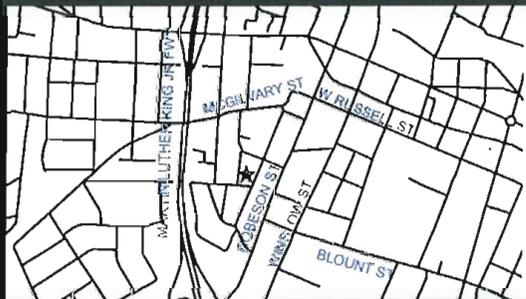
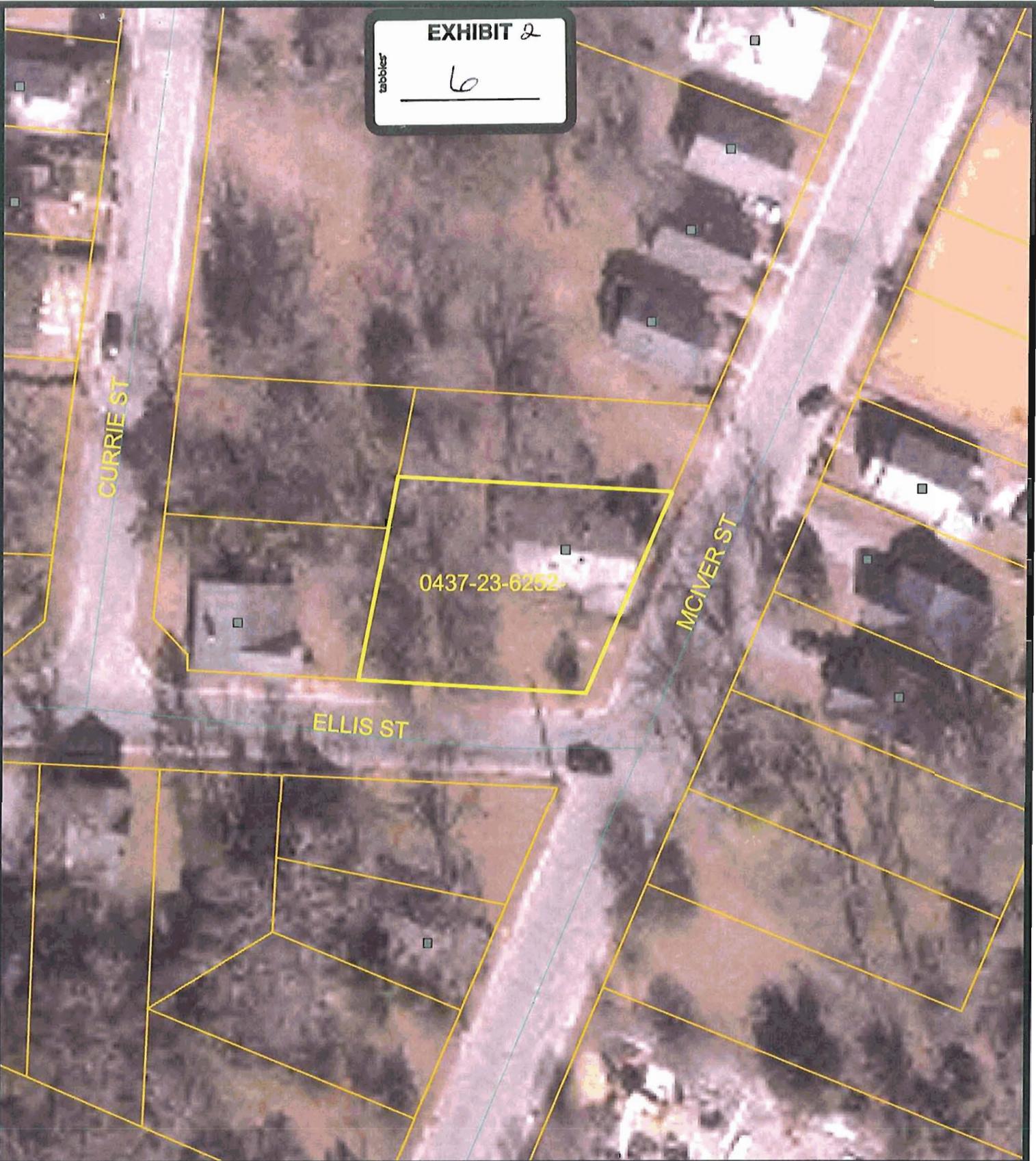
Site Map

DANDELION LN
GRAYS CREEK TOWNSHIP



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

EXHIBIT 2
tabbler
6



Site Map

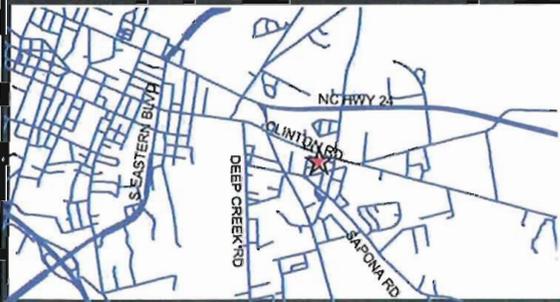
316 MCIVER ST
CROSS CREEK TOWNSHIP

50 0 50 Feet



THE COUNTY OF GUILFORD AND ITS GIS DEPARTMENT DISCLAIMS ACCOUNTABILITY 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.

tabbies
EXHIBIT
7



Site Map

100 TRIANGLE PL
EASTOVER TOWNSHIP

50 0 50 Feet



THE COUNTY OF CUMBERLAND AND ITS GIS DEPARTMENT DISCLAIMS ACCOUNTABILITY 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.

EXHIBIT 2

8

tabbies

0426-34-9401-

CORONADA PKWY



Site Map

2822 CORONADA PKWY
CROSS CREEK TOWNSHIP

50 0 50 Feet

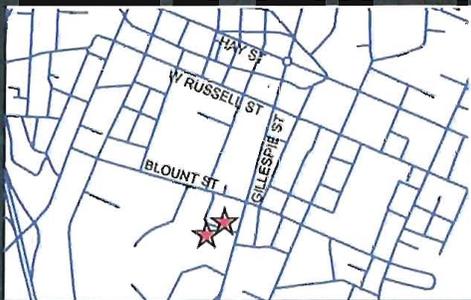
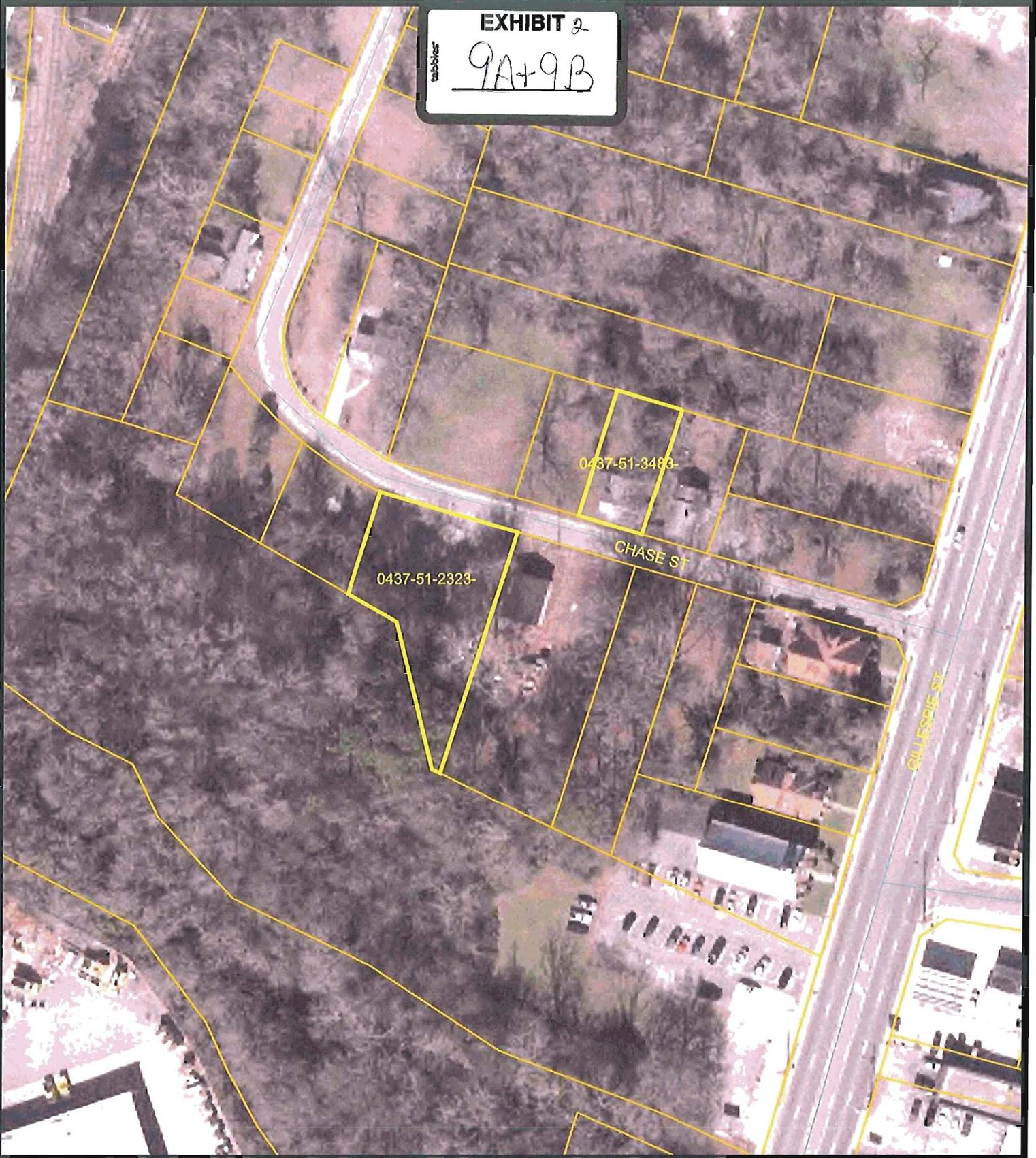


THE COUNTY OF HUMBOLDT AND THE GIS DEPARTMENT DISCLAIMS ACCESSIBILITY FOR THIS PRODUCT AND MAKES NO WARRANTY EXPRESS OR IMPLIED CONCERNING THE ACCURACY THEREOF. RESPONSIBILITY FOR INTERPRETATION AND APPLICATION OF THIS PRODUCT LIES WITH THE USER.

EXHIBIT 2

tabbles

9A+9B



Site Map

CHASE ST
CROSS CREEK TOWNSHIP



THE COUNTY OF CUMBERLAND AND ITS GIS DEPARTMENT DISCLAIMS ACCOUNTABILITY 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.

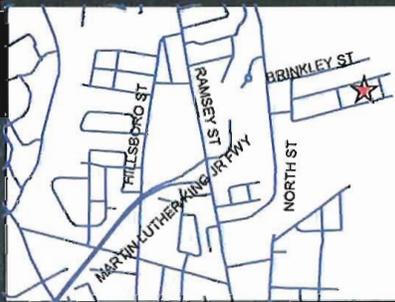
EXHIBIT 2

tabbles

10

INGRAM ST

0438-82-8039-



Site Map

INGRAM ST CROSS CREEK TOWNSHIP

50 0 50 Feet



THE COUNTY OF CUMBERLAND AND ITS GIS DEPARTMENT DISCLAIMS ACCOUNTABILITY 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.



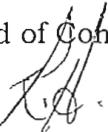
ITEM NO. 2D

COUNTY of CUMBERLAND

Office of Solid Waste Management

DATE: August 30, 2010

TO: Cumberland County Board of Commissioners

FROM: Robert Howard, Director 

THRU: James Martin, County Manager
Thelma Matthews, Purchasing 

SUBJECT: Bid Approval for Container Boxes

BACKGROUND:

Bids were received on August 26, 2010 for two 20-yd roll off, four 30-yd roll-off, 55 8-yd with no slot, and 90 8-yd with slot container boxes. Four bids were submitted.

Company	20 yd	30 yd	8 yd no slot	8 yd w/slot	Total
Bakers Waste Equip	\$7,686.00	\$16,632.00	\$39,655.00	\$66,060.00	\$130,033.00
Nu-Life Environmental	\$7,904.00	\$17,412.00	\$46,035.00	\$77,130.00	\$148,481.00
Wastequip	\$7,590.00	\$16,840.00	\$41,030.00	\$68,940.00	\$134,400.00
Amick Equip	\$7,323.28	\$17,766.56	\$44,485.10	\$75,043.80	\$144,618.74

RECOMMENDATIONS:

Recommend awarding the bid to Bakers Waste Equipment, the lowest overall bidder. Amick Equipment had a lower bid on the 20-yard container boxes but Bakers Waste Equipment also offered a 1% discount (\$1,300.35) if they were awarded both sections of the RFP, which would make their total \$128,732.67. This adjusted total is \$937.61 less than the total (\$129,670.28) if we were to purchase the 8-yd boxes and 30-yd boxes from Bakers Waste Equip (lowest bid) and the 20-yd boxes from Amick Equip (lowest bid).

Sufficient funds are available for purchase of these boxes in the budget.

Attachment – Bid Tabulation

COUNTY of CUMBERLAND
SOLID WASTE MANAGEMENT
Container Boxes
RFP (Bid) No: 11-03-SW (F)

August 26, 2010 – 11:00 P.M.

Bid Tabulation

	<u>BAKERS WASTE EQUIPMENT</u>	<u>NU-LIFE ENVI</u>	<u>WASTEQUIP</u>	<u>AMICK EQUIP</u>
90 ea. eight yd. container boxes w/slots cut for cardboard	\$66,060.00	\$77,130.00	\$68,940.00	\$75,043.80
55 ea. Eight yd. container boxes No slots	\$39,655.00	\$46,035.00	\$41,030.00	\$44,485.10
4 ea thirty yd container boxes	\$16,632.00	\$17,412.00	\$16,840.00	\$17,766.56
2 ea twenty yd container boxes	\$7,686.00	\$7,904.00	\$7,590.00	\$7,323.28
TOTAL	\$130,033.00	\$148,481.00	\$134,400.00	\$144,618.74

Shelma S. Matthews
8/26/10

**COUNTY of CUMBERLAND
SOLID WASTE MANAGEMENT**

Container Boxes

RFP (Bid) No: 11-03-SW (F)

August 26, 2010 – 11:00 P.M.

Bidder Response Page

Does your proposal meet all requirements?

Yes

No

If no, please explain: _____

- Include detailed specifications of product and all associated equipment.

One-hundred forty-five (145) eight yard container boxes

>Ninety (90) w/slots cut for cardboard EA. \$ 734⁰⁰ Total \$ 66,060⁰⁰

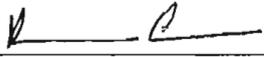
>Fifty-five (55) with no slots EA. \$ 721⁰⁰ Total \$ 39,655⁰⁰

Total bid for eight yard container boxes \$ 105,715⁰⁰

>Four (4) 30 yard Container boxes EA. \$ 4158⁰⁰ Total \$ 16,632⁰⁰

>Two (2) 20 yard container boxes EA. \$ 3843⁰⁰ Total \$ 7,686⁰⁰

GRAND TOTAL FOR ALL CONTAINER BOXES \$ 130,033⁰⁰

Submitted by: RON CLARK 
Representative

Company: BAKERS WASTE EQUIPMENT

Address: 3679 COOK ROAD, VALDESE, N.C. 28690

Phone: 828-879-8222 Fax: 828-879-8557

Email: RCLARK@DWE-NC.COM



Statement on Specifications

All front load containers will be built to Cumberland County specifications. In lieu of the oil based primer we use our proprietary "Bakers Guard" on the full interior of the containers. This product is approx. 8-10x more durable than oil based primers. (See Attached Specification Sheet)

All roll offs will be built to Cumberland County specifications.

Discount Statement

If BWE is awarded both sections of RFP No: 11-03-SW (F) , front load containers & roll off containers, an additional 1% discount may be taken off the total bid price.



COUNTY of CUMBERLAND
SOLID WASTE MANAGEMENT

Container Boxes

RFP (Bid) No: 11-03-SW (F)

August 26, 2010 – 11:00 P.M.

Bidder Response Page

Does your proposal meet all requirements? Yes X No

If no, please explain: Meets all specifications with one (1)
exception: 8yd Front Load Containers bumper
pads are fabricated from 3/16" plate (vs. 1/4" plate)

- Include detailed specifications of product and all associated equipment.

One-hundred forty-five (145) eight yard container boxes

>Ninety (90) w/slots cut for cardboard EA. \$ 833.82 Total \$ 75,043.80

>Fifty-five (55) with no slots EA. \$ 808.82 Total \$ 44,485.10

Total bid for eight yard container boxes \$

>Four (4) 30 yard Container boxes EA. \$ 4441.64 Total \$ 17,766.56

>Two (2) 20 yard container boxes EA. \$ 3661.64 Total \$ 7,323.28

GRAND TOTAL FOR ALL CONTAINER BOXES \$ 144,618.74 * Includes Freight
Not Including Tax

Submitted by: Ryan Amick
Representative

Company: Amick Equipment Co. Inc.

Address: 227 Glassmaster Rd. Lexington SC 29072

Phone: 803-727-7265 Fax: 803-359-0925

Email: ryan@amickequipment.com

**COUNTY of CUMBERLAND
SOLID WASTE MANAGEMENT**

Container Boxes

RFP (Bid) No: 11-03-SW (F)

August 26, 2010 – 11:00 P.M.

Bidder Response Page

Does your proposal meet all requirements? X Yes No

If no, please explain: _____

- Include detailed specifications of product and all associated equipment.

One-hundred forty-five (145) eight yard container boxes

>Ninety (90) w/slots cut for cardboard EA. \$ 766.00 Total \$ 68,940.00

>Fifty-five (55) with no slots EA. \$ 746.00 Total \$ 41,030.00

Total bid for eight yard container boxex \$ 109,970.00

>Four (4) 30 yard Container boxes EA. \$ 4,210.00 Total \$ 16,840.00

>Two (2) 20 yard container boxes EA. \$ 3,795.00 Total \$ 7,590.00

GRAND TOTAL FOR ALL CONTAINER BOXES \$ 134,400.00

Submitted by: 
Representative Laura P. Gates, Vice President

Company: Wastequip Mfg. Co., LLC

Address: 841 Meacham Road, Statesville, NC 28677

Phone: 800-255-4126 Ext 144 Fax: 704-878-0734

Email: MMaloy@wastequip.com

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

August 30, 2010

ITEM NO. 2E

MEMORANDUM

TO: BOARD OF COUNTY COMMISSIONERS
FROM: ROBERT N. STANGER, COUNTY ENGINEER *Bob*
THROUGH: JAMES E. MARTIN, COUNTY MANAGER
**SUBJECT: CHANGE ORDER #1 – JOHNSON CONTROLS
EECBG PHASE 2 PERFORMANCE CONTRACT**

BACKGROUND

In April 2010, the Board of Commissioners approved an amendment to the Guaranteed Energy Savings Performance Contract with Johnson Controls, Inc., to include the installation of additional energy conservation retrofits in county facilities funded through the Energy Efficiency and Conservation Block Grant. The scope of work developed for this project included the installation of programmable thermostats in the Central Maintenance Facility. However, it was discovered after the completion of the energy audit and approval of the contract amendment that County Maintenance had replaced a failed HVAC unit in this building and installed programmable thermostats. As such, the monies budgeted for this component of the project, \$3,440, are available to fund other energy conservation measures. The recommendation of County Engineering and County Maintenance is to include the energy efficient lighting retrofits at the Central Maintenance Facility as identified in the energy audit. In order to accomplish this work, an additional \$7,004 will be required. County Management has indicated that sufficient monies are available in the Miscellaneous Capital Improvement budget line item to fund this change order.

Attached is Change Order #1 for the Board's consideration.

RECOMMENDATION/PROPOSED ACTION

The recommendation of the County Engineer and Management is to approve Change Order #1 for Johnson Controls in the amount of \$7,004 to add the lighting retrofit in the Central Maintenance Facility to the scope of work for the EECBG project and increase the contract amount to \$570,611.

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

Celebrating Our Past... Embracing Our Future



CHANGE ORDER REQUEST

Project:	Cumberland County Phase 2 PC w/ EECGB	C. O. Request No.:	0001
		From (Contractor):	Johnson Controls, Inc.
To:	Bob Stanger	Date:	August 20, 2010
		Project No.:	9261-0108
Re:	Project Scope Change	Contract For:	Services

This Change Order Request is Based on "Request for Proposal" Number: N/A

Description of Proposed Change:

Eliminate controls for Central Maintenance Facility and add new lighting.

Reason For Change:

Areas served by HVAC units will not benefit from control addition.

This Change Will Involve a Contract Price Modification: *Yes*

This Change Will Involve a Time Modification: *No*

If Time Extension Required – New Completion Date:

Total amount of Contract prior to this change request.....:	\$563,607.00
Total amount of this change order including all costs for the above scope of work:	\$7,004.00
Total amount of this contract as revised by this Change Order.....:	\$ 570,611.00

Unless specifically changed by this Change Order, all terms, Conditions and provisions of the "Agreement Between Owner and Contractor – Amendment #1" dated April 19, 2010 remain unchanged and in full effect.

OWNER		JOHNSON CONTROLS, INC.			
Name: (typed) Cumberland County		Name: (typed) Terry Grizzard		Name: (typed) Keith McDaniel	
Title: Chairman		Title: SE Installation Manager		Title: Regional Operations Manager	
Signature:	Date:	Signature:	Date:	Signature:	Date:

Return signed original document to Johnson Controls, Inc.

Area Title	Room Name	Parts
Central Maintenance Facility	Mult Locns	(1) Ceiling Mt Occ Sensor, Line Voltage, Extended Range Dual Technology , (1) T-Grid Box Hanger & Octagon Box
Central Maintenance Facility	Mult Locns	(1) Wall Switch Occ Sensor; PIR wall switch
Central Maintenance Facility	Building	(1) Do Not Do - No Components Required
Central Maintenance Facility	Building	(1) Do Not Do - No Components Required
Central Maintenance Facility	Building	(1) Do Not Do - No Components Required
Central Maintenance Facility	Lift Area	(1) CF Screw-in 23W One piece Self Ballasted Lamp. (2) Lamp 4' 28W T8 86CRI 4100K Low Mercury 841 Series Econowatt Lamp, (1) High Efficiency Electronic Ballast 2L 120/277V Low Power, (1) 8' Conversion Kit for (2) T8s, End-to-end, 1/4 turns & mount. hdwr, (1) Power Plug Luminaire Disconnect
Central Maintenance Facility	Entry	(2) Lamp 4' 28W T8 86CRI 4100K Low Mercury 841 Series Econowatt Lamp, (1) High Efficiency Electronic Ballast 2L 120/277V Low Power, (1) Power Plug Luminaire Disconnect
Central Maintenance Facility	Entry	(1) Lamp 4' 28W T8 86CRI 4100K Low Mercury 841 Series Econowatt Lamp, (1) New 4' Strip Fixture 1x32W w/ NBF Advance Electronic Ballast
Central Maintenance Facility	Men's	(1) Lamp 4' 28W T8 86CRI 4100K Low Mercury 841 Series Econowatt Lamp, (1) New 4' Strip Fixture 1x32W w/ NBF Advance Electronic Ballast
Central Maintenance Facility	Women's	(1) Snack Miser SM 170 (JCI Dekalb)
Central Maintenance Facility	Entry - Vending Machine	(4) Lamp 4' 28W T8 86CRI 4100K Low Mercury 841 Series Econowatt Lamp, (1) High Efficiency Electronic Ballast 4L 120/277V Low Power, (1) 8' Conversion Kit for (4) T8s, for 4.25" width End-to-end, 1/4 turns & mount. hdwr, (1) Power Plug Luminaire Disconnect
Central Maintenance Facility	Office 1	(4) Lamp 4' 28W T8 86CRI 4100K Low Mercury 841 Series Econowatt Lamp, (1) High Efficiency Electronic Ballast 4L 120/277V Low Power, (1) 8' Conversion Kit for (4) T8s, for 4.25" width End-to-end, 1/4 turns & mount. hdwr, (1) Power Plug Luminaire Disconnect
Central Maintenance Facility	Office 2/lounge	(4) Lamp 4' 28W T8 86CRI 4100K Low Mercury 841 Series Econowatt Lamp, (1) High Efficiency Electronic Ballast 4L 120/277V Low Power, (1) 8' Conversion Kit for (4) T8s, for 4.25" width End-to-end, 1/4 turns & mount. hdwr, (1) Power Plug Luminaire Disconnect
Central Maintenance Facility	Shop Tire	(4) Lamp 4' 28W T8 86CRI 4100K Low Mercury 841 Series Econowatt Lamp, (1) High Efficiency Electronic Ballast 4L 120/277V Low Power, (1) 8' Conversion Kit for (4) T8s, for 4.25" width End-to-end, 1/4 turns & mount. hdwr, (1) Power Plug Luminaire Disconnect
Central Maintenance Facility	Office 3	(2) Lamp 4' 28W T8 86CRI 4100K Low Mercury 841 Series Econowatt Lamp, (1) High Efficiency Electronic Ballast 2L 120/277V Low Power, (1) Power Plug Luminaire Disconnect
Central Maintenance Facility	Office 3/bath	(4) Lamp 4' 28W T8 86CRI 4100K Low Mercury 841 Series Econowatt Lamp, (1) High Efficiency Electronic Ballast 4L 120/277V Low Power, (1) 8' Conversion Kit for (4) T8s, for 4.25" width End-to-end, 1/4 turns & mount. hdwr, (1) Power Plug Luminaire Disconnect
Central Maintenance Facility	Parts	(2) Lamp 4' 28W T8 86CRI 4100K Low Mercury 841 Series Econowatt Lamp, (1) High Efficiency Electronic Ballast 2L 120/277V Low Power, (1) Power Plug Luminaire Disconnect
Central Maintenance Facility	Parts	(4) Lamp 4' 28W T8 86CRI 4100K Low Mercury 841 Series Econowatt Lamp, (1) High Efficiency Electronic Ballast 4L 120/277V Normal Power, (1) 8' Conversion Kit for (4) T8s, for 4.25" width End-to-end, 1/4 turns & mount. hdwr
Central Maintenance Facility	Shop Bay	(4) Lamp 4' 28W T8 86CRI 4100K Low Mercury 841 Series Econowatt Lamp, (1) High Efficiency Electronic Ballast 4L 120/277V Low Power, (1) 8' Conversion Kit for (4) T8s, for 4.25" width End-to-end, 1/4 turns & mount. hdwr, (1) Power Plug Luminaire Disconnect
Central Maintenance Facility	Shop Bay/lounge	(1) Lamp 2' 17W T8 85CRI 4100K, (1) New 2' Wrap Fixture 1x17W UNV w/NBF HE Advance Ballast
Central Maintenance Facility	Bath	(2) Lamp 4' 28W T8 86CRI 4100K Low Mercury 841 Series Econowatt Lamp, (1) High Efficiency Electronic Ballast 2L 120/277V Low Power, (1) 8' Conversion Kit for (2) T8s, End-to-end, 1/4 turns & mount. hdwr, (1) Power Plug Luminaire Disconnect
Central Maintenance Facility	Mezz Storage	(4) Lamp 4' 28W T8 86CRI 4100K Low Mercury 841 Series Econowatt Lamp, (1) High Efficiency Electronic Ballast 4L 120/277V Low Power, (1) 8' Conversion Kit for (4) T8s, for 4.25" width End-to-end, 1/4 turns & mount. hdwr, (1) Power Plug Luminaire Disconnect
Central Maintenance Facility	Storage Building Ext	(2) Lamp 4' 28W T8 86CRI 4100K Low Mercury 841 Series Econowatt Lamp, (1) High Efficiency Electronic Ballast 2L 120/277V Low Power, (1) Power Plug Luminaire Disconnect
Central Maintenance Facility	Storage Building Ext	(4) Lamp 4' 28W T8 86CRI 4100K Low Mercury 841 Series Econowatt Lamp, (1) High Efficiency Electronic Ballast 4L 120/277V Low Power, (1) 8' Conversion Kit for (4) T8s, for 4.25" width End-to-end, 1/4 turns & mount. hdwr, (1) Power Plug Luminaire Disconnect
Central Maintenance Facility	Storage Building/garage	(4) Lamp 4' 28W T8 86CRI 4100K Low Mercury 841 Series Econowatt Lamp, (1) High Efficiency Electronic Ballast 4L 120/277V Low Power, (1) 8' Conversion Kit for (4) T8s, for 4.25" width End-to-end, 1/4 turns & mount. hdwr, (1) Power Plug Luminaire Disconnect

BILLY R. KING
Chairman

KENNETH S. EDGE
Vice Chairman

JEANNETTE M. COUNCIL
MARSHALL FAIRCLOTH
PHILLIP GILFUS
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

ITEM NO. 2F

AGENDA ITEM FOR SEPTEMBER 7, 2010 BOARD OF COMMISSIONERS' MEETING

TO: Cumberland County Board of Commissioners
FROM: Marie Colgan, Clerk to the Board *MC*
DATE: August 31, 2010
SUBJECT: Alcoholic Beverage Control System Resolution Request

Mr. Eddie Maynor, Chairman of the Cumberland County ABC Board, requested the attached Resolution be presented for the Board's consideration. Also attached is letter from Mr. Maynor providing the ABC Board's request.

PROPOSED ACTION: Approve the adoption of the attached Resolution in support of continuing the Alcoholic Beverage Control's operations as it currently is handled and opposing any efforts to privatize.

Celebrating Our Past... Embracing Our Future

Cumberland County ABC Board
1705 Owen Drive - PO Box 64957
FAYETTEVILLE, NC 28306

August 10, 2010

Chairman Billy King:

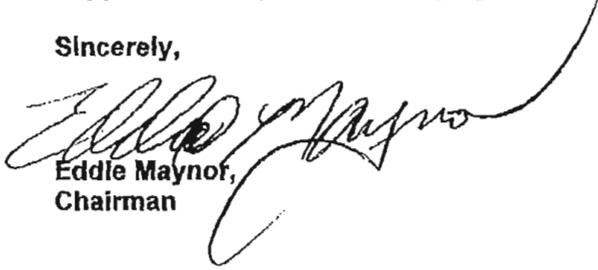
We are very proud of the efficient operations of the ABC Board for Cumberland County and the income it generates for the general fund and the citizens of our county.

As you probably know, the N. C. ABC Commission Chairman Jon Williams is still working with a consultant hired to assess the value of the state's liquor system. The Governor is interested in hearing what privatizing the system would be worth. This would mean an immediate influx of money for the state, and the state would continue to receive funds from taxes on the products in the years to come. Those who would suffer would be the local governments and communities who now benefit from our current ABC System, Cumberland County would lose millions of dollars of income if the state were to choose privatization.

Our ABC Board is asking for your support to continue our operations as we do now and oppose any efforts to privatize by agreeing to adopt the attached Resolution In Support of North Carolina's Current Public Alcoholic Beverage Control System. If North Carolina goes private with liquor sales, we would lose the control needed to stop the selling of alcohol to minors and intoxicated persons. We would also lose the revenue needed to help support the citizens of Cumberland County.

Please adopt the resolution and forward a signed copy to the ABC Board so that we may forward copies to our Senators and Representatives. Thank you for your continued support of our system and employees.

Sincerely,



Eddie Maynor,
Chairman

RESOLUTION IN SUPPORT OF NORTH CAROLINA'S CURRENT
PUBLIC ALCOHOLIC BEVERAGE CONTROL SYSTEM

WHEREAS, Chapter 18B of the North Carolina General Statutes addresses the regulation of alcoholic beverages in our state; and

WHEREAS, current North Carolina law establishes a uniform system of control over the sale, purchase, transportation, manufacture, consumption and possession of alcoholic beverages in North Carolina; and

WHEREAS, local government control is central to the current alcoholic beverage control system; it is a local decision to establish and operate ABC stores, and local government, acting through an appointed local ABC Board, balances the control, profits and availability of spirits in its jurisdiction; and

WHEREAS, when local voters approved liquor sales for off-premises consumption, the voters did not vote to allow liquor to be sold in private retail establishments, but only through publicly controlled local ABC stores; and

WHEREAS, current law provides that profits from ABC store sales are returned to local government, and this revenue stream is a critical source of local government funding; and

WHEREAS, it is a priority to maintain current sources of revenue, especially in the current challenging economic times; and

NOW, THEREFORE, BE IT RESOLVED that the Cumberland County Board of Commissioners does hereby support the continuance of the Alcoholic Beverage Control System, and opposes any efforts to privatize the ABC system, diminish local control or to diminish the local government revenue stream afforded from local ABC store profits.

Adopted this _____ day of _____, 2010.

Billy R. King, Chairman

Attest:

BILLY R. KING
Chairman

KENNETH S. EDGE
Vice Chairman

JEANNETTE M. COUNCIL
MARSHALL FAIRCLOTH
PHILLIP GILFUS
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

ITEM NO. _____

26

AGENDA ITEM FOR SEPTEMBER 7, 2010 BOARD OF COMMISSIONERS' MEETING

TO: Cumberland County Board of Commissioners

FROM: Marie Colgan, Clerk to the Board *MC*

DATE: August 31, 2010

SUBJECT: Alcoholic Beverage Control System Request – Board Compensation and Travel Policy

Per the attached letter from Mr. Eddie Maynor, Chairman of the Cumberland County ABC Board, the ABC Board is requesting that the Board of Commissioners approve leaving the ABC Board's current monetary compensation at \$250 per month for the chairman and \$200 per month for the members.

The attached letter also is requesting that the Board of Commissioners approve the ABC Board's request to adopt the County's Travel Policy.

PROPOSED ACTION: Approve the request to leave the ABC Board's current monetary compensation at \$250 per month for the chairman and \$200 per month for the members. Also, approve the ABC Board's request to adopt the County's Travel Policy. If approved, the clerk to the Board will provide written notice to the ABC Commission.

Celebrating Our Past... Embracing Our Future

CUMBERLAND COUNTY
ALCOHOLIC BEVERAGE CONTROL BOARD

1705 OWEN DRIVE • P.O. BOX 64957

FAYETTEVILLE, N.C.
28306

August 11, 2010

Subject: Board Compensation & Travel Policy

Chairman Billy King:

At the ABC Board meeting held on August 9, 2010 the House Bill 1717: Modernization of the State ABC System was reviewed. The House Bill 1717 is a result of recommendations by a joint legislative study committee on Alcoholic Beverage Control issues. The bill makes a number of changes to the State's ABC laws and for that reason the Board would like to bring two specific sections (Section 11 and Section 13) of the bill to the attention of the County Commissioners for review and to petition for approval.

The Board compensation is the issue of concern in section 11 of the bill (see below). The Board's current compensation is \$250 per month for the chairman and \$200 per month for the members. The Board voted to formally request that the Commissioners approve that the ABC Board's monetary compensation remains unchanged and to provide written notice to be forwarded to the ABC Commission.

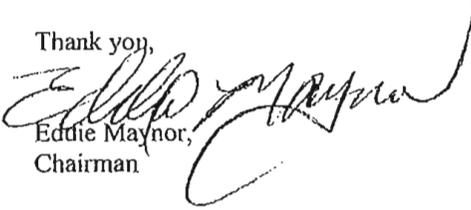
Section 11 of the bill would limit the compensation of local ABC board members to not more than \$150 per meeting, unless a different level of monetary compensation is approved by the board's appointing authority. If a different level of compensation is approved, the appointing authority would be required to provide written notice to the ABC Commission.

Section 13 (see below) addresses adopting the State officers and employees travel policy or the appointing authority travel policy. The Board voted to request the permission and approval from the County Commissioners to adopt the County's Travel Policy. If approved the County Commissioners would annually submit a copy of the authorization to the ABC Board to be forwarded to the ABC Commission.

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

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

Thank you,


Eddie Maynor,
Chairman



ITEM NO. 2H

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

August 17, 2010

MEMORANDUM FOR BOARD OF COMMISSIONERS' SEPTEMBER 7, 2010 AGENDA:

TO: BOARD OF COMMISSIONERS
FROM: RICK L. MOOREFIELD, COUNTY ATTORNEY *RLM*
SUBJECT: APPROVAL OF SALE OF SURPLUS-COUNTY OWNED REAL
PROPERTY ACQUIRED BY TAX FORECLOSURE

PT LOTS 77-81 WHEELER LD; 116 PHILLIPS ST
(LOCATED ON PHILLIPS ST)
PIN 0428-86-1952; CROSS CREEK TOWNSHIP

E/PT LOTS 84 & 85 WHEELER LD; 2313 SLATER AVE
(LOCATED ON SLATER AVE)
PIN 0428-86-2864; CROSS CREEK TOWNSHIP

BACKGROUND: On or about November 25, 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 \$5,855.63.

Esteban P. Ramirez has offered to purchase the County's interest in the property for \$5,855.63 and has deposited \$585.56 in the Finance Office.

PROPERTY DESCRIPTION: **PT LOTS 77-81 WHEELER LD; 116 PHILLIPS ST**
PIN: 0428-86-1952; Cross Creek Township
VALUE: **\$13,946.00**

PROPERTY DESCRIPTION: **E/PT LOTS 84 & 85 WHEELER LD; 2313 SLATER AVE**
PIN: 0447-05-0022; Cross Creek Township
VALUE: **\$7,500.00**

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. Ramirez's bid. The property has been advertised and this office has not received any upset bids. The bid period is now closed.

RECOMMENDATION AND PROPOSED ACTION: That the Board of Commissioners consider whether to accept the offer of Esteban P. Ramirez to purchase the above property for the sum of \$5,855.63, plus advertising and recording costs, and authorize the Chairman to execute a deed upon receipt of the balance of the purchase price.

RLM/hnw

Celebrating Our Past... Embracing Our Future



Site Map

116 PHILLIPS ST & SLATER AVE
CROSS CREEK TOWNSHIP



THE COUNTY OF CUMBERLAND AND ITS GIS DEPARTMENT DISCLAIMS ACCOUNTABILITY 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.

COUNTY OF CUMBERLAND
BUDGET REVISION REQUEST

Budget Office Use	
Budget Revision No.	<u>B11-070</u>
Date Received	_____
Date Completed	_____

Fund No. 101 Agency No. 422 Organ. No. 4218
Organization Name: Sheriff's Grant

ITEM NO. 2I(1)

REVENUE

Revenue Source Code	Description	Current Budget	Increase (Decrease)	Revised Budget
4046	Byrne Grant 2010	0	260,238	260,238
Total		0	260,238	260,238

EXPENDITURES

Object Code	Appr Unit	Description	Current Budget	Increase (Decrease)	Revised Budget
4017	129	Byrne 2010 Grant Sheriff	0	79,795	79,795
4018	129	Byrne 2010 Grant Fay Police	0	180,443	180,443
Total			0	260,238	260,238

Justification:

Recognize US Dept of Justice Grant (Byrne 2010 Justice Assistance Grant 2010-DJ-BX-0269). Establish related Expense Budget. County Finance Dept administers this grant for both Sheriff and City of Fayetteville Police.

Funding Source:

State: _____ Federal: 260,238 County: _____ New: _____ Other: _____
Other: _____ Fees: _____ Prior Year: _____

Fund Balance:

Submitted By: Earl R. Butler Date: 8-11-10
Sheriff
Reviewed By: Hawesell R. R... Date: 8/27/10
Budget Analyst
Reviewed By: Amogh Cannon Date: 9/2/10
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>B11-067</u>
Date Received	<u>8-18-10</u>
Date Completed	

Fund No. 101 Agency No. 431 Organ. No. 4301

Organization Name: Administration

ITEM NO. 21(2)

REVENUE

pg 1 of 4

Revenue Source Code	Description	Current Budget	Increase (Decrease)	Revised Budget
4100	N.C. Health Services	233,180	25,852	259,032
Total		233,180	25,852	259,032

EXPENDITURES

Object Code	APRs	Unit	Description	Current Budget	Increase (Decrease)	Revised Budget
3390		151	Contracted Services	37,710	25,852	63,562
Total				37,710	25,852	63,562

Justification:

This budget revision requests to budget for additional state funding that the department has been notified that it can expect to receive . Funding will be used to contract with the Sheriff's Office to provide security services.

State: 25,852 Federal: _____ Fund Balance: _____ County: _____ Other: _____
 Other: _____ Fees: _____ Prior Year: _____

Submitted By: <u>[Signature]</u> Department Head	Date: <u>8.17.10</u>	Approved By: _____ Date: _____ County Manager Board of County Commissioners Date: _____
Reviewed By: <u>[Signature]</u> Budget Analyst	Date: <u>8.18.10</u>	
Reviewed By: <u>[Signature]</u> Deputy/Assistant County Mgr	Date: <u>8/31/10</u>	
Reviewed By: _____ Information Services	Date: _____	

**COUNTY OF CUMBERLAND
BUDGET REVISION REQUEST**

Budget Office Use	
Budget Revision No.	<u>B11.069A</u>
Date Received	<u>8.18.10</u>
Date Completed	

Fund No. 101 Agency No. 431 Organ. No. 4311
 Organization Name: Immunization Clinic

pg 2 of 4

REVENUE

Revenue Source Code	Description	Current Budget	Increase (Decrease)	Revised Budget
4100	N.C. Health Services	0	11,400	11,400
Total		0	11,400	11,400

EXPENDITURES

Object Code	APRs Unit	Description	Current Budget	Increase (Decrease)	Revised Budget
3390	173	Contracted Services	150	11,400	11,550
Total			150	11,400	11,550

Justification:

This budget revision requests to budget for additional state funding that the department has been notified that it can expect to receive . Funding will be used to obtain temporary clerical staff .

State: 11,400 Federal: _____ Fund Balance: _____
 Other: _____ Fees: _____ County: _____ Prior Year: _____ Other: _____

Submitted By: [Signature] 8.17.10 Date: _____
 Department Head
 Reviewed By: [Signature] 8-18-10 Date: _____
 Budget Analyst
 Reviewed By: [Signature] 8/31/10 Date: _____
 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>B11-067B</u>
Date Received	<u>8-18-10</u>
Date Completed	

Fund No. 101 Agency No. 431 Organ. No. 432c
 Organization Name: STD Clinic

pg 3 of 4

REVENUE

Revenue Source Code	Description	Current Budget	Increase (Decrease)	Revised Budget
4100	N.C. Health Services	0	7,600	7,600
Total		0	7,600	7,600

EXPENDITURES

Object Code	APRs Unit	Description	Current Budget	Increase (Decrease)	Revised Budget
3390	201	Contracted Services	0	7,600	7,600
Total			-	7,600	7,600

Justification:
 This budget revision requests to budget for additional state funding that the department has been notified that it can expect to receive . Funding will be used to obtain temporary clerical staff .

State: 7,600 Federal: _____ Fund Balance: _____ County: _____ Other: _____
 Other: _____ Fees: _____ Prior Year: _____

Submitted By: [Signature] 8-17-10 Date: _____
 Department Head
 Reviewed By: [Signature] 8-18-10 Date: _____
 Budget Analyst
 Reviewed By: [Signature] 8/31/10 Date: _____
 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.	311-074
Date Received	8/25/10
Date Completed	

Fund No. 101 Agency No. 422 Organ. No. 4200
 Organization Name: Sheriff's Office

pg 4 of 4

REVENUE

Revenue Source Code	Description	Current Budget	Increase (Decrease)	Revised Budget
6422	Security--Health Dept	0	45,163	45,163
Total		0	45,163	45,163

EXPENDITURES

Object Code	Appr Unit	Description	Current Budget	Increase (Decrease)	Revised Budget
1210	111	Salary--Regular	13,289,875	26,208	13,316,083
1220	111	Overtime	195,000	8,411	203,411
1810	111	Social Security	1,038,676	2,005	1,040,681
1820	111	Retirement	871,159	1,680	872,839
1826	111	Spec 401-K LEO	570,100	1,310	571,410
1830	111	Medical Ins	1,771,000	4,201	1,775,201
1860	111	Worker's Comp	245,781	540	246,321
2120	112	Uniforms	168,400	808	169,208
Total			18,149,991	45,163	18,195,154

Justification:

Establish new Deputy position, as requested by Health Department to provide on-site law enforcement.

Funding Source:

State: _____
 Other: 45,163

Fund Balance:

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

Other: _____

Submitted By: Earl R. Benthley Date: 8-25-10
 Sheriff

Reviewed By: Neil Wells Date: 8/26/10
 Budget Analyst

Reviewed By: Amy H. Cannon Date: 8/31/10
 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.	311-080
Date Received	8/27/10
Date Completed	

Fund No. 448 · Agency No. 450 · Organ. No. 4589
 Organization Name: Community Development

ITEM NO. 2I(3)

REVENUE

Revenue Source Code	Description	Current Budget	Increase (Decrease)	Revised Budget
9901	Fund Balance Appropriation	0	42,282	42,282
Total		0	42,282	42,282

EXPENDITURES

Object Code	Appr Unit	Description	Current Budget	Increase (Decrease)	Revised Budget
341R	781	CD Local	0	42,282	42,282
Total			0	42,282	42,282

Justification:

To carry forward prior year rent funds for community development program into FY 10-11 budget.

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

Submitted By: Manuel S. Alonzo Date: 8/26/10
8/25/2010
 Department Head
 Reviewed By: [Signature] Date: 8/27/10
 Finance
 Reviewed By: Amber Cannon Date: 8/31/10
 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>B11-072</u>
Date Received	<u>8-24-10</u>
Date Completed	

Fund No. 101 Agency No. 431 Organ. No. 4323

Organization Name: N.C. Family Planning ITEM NO. 2I(4)a

REVENUE

Revenue Source Code	Description	Current Budget	Increase (Decrease)	Revised Budget
4145	N.C. Family Planning	397,351	47,708	445,059
Total		397,351	47,708	445,059

EXPENDITURES

Object Code	APRs Unit	Description	Current Budget	Increase (Decrease)	Revised Budget
4108	227	Health T.A.N.F.	0	47,708	47,708
Total			-	47,708	47,708

Justification:

This budget revision requests to budget for additional state funding that the department has been notified that it can expect to receive .

State: 47,708 Federal: _____ Fund Balance: _____ County: _____ Other: _____
 Other: _____ Fees: _____ Prior Year: _____

Submitted By: [Signature] Date: 8.24.10
 Department Head
 Reviewed By: [Signature] Date: 8.24.10
 Budget Analyst
 Reviewed By: [Signature] Date: 8/31/10
 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>B11-003</u>
Date Received	<u>8.12.10</u>
Date Completed	

Fund No. 101 Agency No. 431 Organ. No. 4310
 Organization Name: Environmental Health

ITEM NO. 2I(4)6

REVENUE

Revenue Source Code	Description	Current Budget	Increase (Decrease)	Revised Budget
4185	N.C. Environmental Health	31,750	(1,480)	30,270

EXPENDITURES

Object Code	APRs Unit	Description	Current Budget	Increase (Decrease)	Revised Budget
3470	169	Travel	75,000	(1,480)	73,520

Justification:

This budget revision requests to budget for an unanticipated reduction in state funding.

State: (2,000) Federal: _____ Fund Balance: _____ County: _____ Other: _____
 Other: _____ Fees: _____ Prior Year: _____

Submitted By: [Signature] Date: 8.10.10
 Department Head
 Reviewed By: [Signature] Date: 8.12.10
 Budget Analyst
 Reviewed By: [Signature] Date: 8/31/10
 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>B11-0104</u>
Date Received	<u>8.12.10</u>
Date Completed	

Fund No. 101 Agency No. 431 Organ. No. 432f

Organization Name: Childhood Lead Poisoning

ITEM NO. 2 I(4)c

REVENUE

Revenue Source Code	Description	Current Budget	Increase (Decrease)	Revised Budget
4120	N.C. Lead Poisoning	0	1,200	1,200
Total		0	1,200	1,200

EXPENDITURES

Object Code	APRs	Unit	Description	Current Budget	Increase (Decrease)	Revised Budget
2393		206	Educational	0	550	550
2601		206	Office Supplies	0	100	100
3419		206	Miscellaneous Expenses	0	250	250
3470		206	Travel	0	200	200
3474		206	Training	0	100	100
Total				-	1,200	1,200

Justification:

This budget revision requests to budget for additional state funding that the department has been notified that it can expect to receive.

State: 1,200 Federal: _____ Fund Balance: _____ County: _____ Other: _____
 Other: _____ Fees: _____ Prior Year: _____

Submitted By: [Signature] 8.10.10 Date: _____
 Department Head
 Reviewed By: [Signature] 8.12.10 Date: _____
 Budget Analyst
 Reviewed By: [Signature] 8/31/10 Date: _____
 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>B11-069</u>
Date Received	_____
Date Completed	_____

Fund No. 625 Agency No. 460 Organ. No. 4606
 Organization Name: Solid Waste Management - Ann St Landfill

ITEM NO. 21(5)a

REVENUE

Revenue Source Code	Description	Current Budget	Increase (Decrease)	Revised Budget
9901	Fund Balance Appropriated	0	15,000	15,000
Total		0	15,000	15,000

EXPENDITURES

Object Code	Appr Unit	Description	Current Budget	Increase (Decrease)	Revised Budget
3426	876	License & Permit	11,175	15,000	26,175
Total			11,175	15,000	26,175

Justification:

Appropriate money from Fund Balance to pay NCDENR fee for permit amendment. This money wasn't budgeted as we had no idea when it would be approved.

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

Submitted By: [Signature] Date: 8-11-10
 Department Head
 Reviewed By: [Signature] Date: 8/23/10
 Budget Analyst
 Reviewed By: [Signature] Date: 8/31/10
 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>B11-065</u>
Date Received	_____
Date Completed	_____

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

ITEM NO. 21(5)6

REVENUE

Revenue Source Code	Description	Current Budget	Increase (Decrease)	Revised Budget
9901	Fund Balance Appropriated	0	96,000	96,000
Total		0	96,000	96,000

EXPENDITURES

Object Code	Appr Unit	Description	Current Budget	Increase (Decrease)	Revised Budget
3462		Rent Equip	1,000	96,000	97,000
Total			1,000	96,000	97,000

Justification:

Appropriate money from Fund Balance to rent rock crusher to crush stockpiled concrete, asphalt, brick and rock for use on roads at the landfills, instead of purchasing a larger amount of rock.

Funding Source: State: _____ Federal: _____ Fees: _____ Fund Balance: County: _____ New: _____ Other: _____
 Other: _____

Submitted By: [Signature] Date: 8-9-10
 Department Head
 Reviewed By: [Signature] Date: 8/13/10
 Budget Analyst
 Reviewed By: [Signature] Date: 8/31/10
 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.	B11-087
Date Received	8/31/2010
Date Completed	

Fund No. 101 Agency No. 412 Organ. No. 4195
 Organization Name: General Government Other

ITEM NO. 21(6)

REVENUE

Revenue Source Code	Description	Current Budget	Increase (Decrease)	Revised Budget
4032	ARRA Energy Efficiency & Conservation Grant	0	402,152	402,152
9901	Fund Balance Appropriated		22,907	
9905	Fund Balance Appropriated - M&R	0	7,004	7,004
(101-999-9999)				
Total		0	432,063	409,156

EXPENDITURES

Object Code	Appr Unit	Description	Current Budget	Increase (Decrease)	Revised Budget
4532	092	ARRA - Energy Efficiency & Conservation Grant	0	432,063	432,063
Total			0	432,063	432,063

Justification:

Revision to rebudget unspent balance of ARRA Energy Efficiency and Conservation Grant (\$402,152); to appropriate County fund balance for additional expenditures not funded by the grant (\$22,907) that were approved in FY10 (Budget Revision B10-346); and to appropriate Maintenance & Repair fund balance for Johnson Controls Change Order #1 (\$7,004). Note: Total budgeted project cost (FY10 & FY11) is \$620,611 and exceeds the available ARRA grant funding of \$590,700 by \$29,911.

Funding Source:

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

Fund Balance:

Submitted By: _____
 Department Head

Date: _____

Reviewed By: Bob Tucher
 Finance Department

Date: 8/31/10

Reviewed By: Amyd Cannon
 Assistant County Mgr

Date: 9/31/10

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



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

**MEMO FOR THE AGENDA OF THE
SEPTEMBER 7, 2010 MEETING OF THE BOARD OF COMMISSIONERS**

TO: Board of Commissioners; Co. Manager; Finance Officer
FROM: Co. Atty. *RM*
DATE: Aug. 30, 2010
SUBJECT: Bragg Hospitality LLC – Spring Lake Hotel/Restaurant Project

BACKGROUND:

The attached resolution is in support of the Candlewood Suites Hotel and IHOP restaurant project proposed to be constructed in the Town of Spring Lake by Bragg Hospitality, LLC. This is privately financed with \$10,000,000 in Recovery Zone Facility Bonds as an economic development project. It has been approved by the Cumberland County Industrial Facilities and Pollution Control Financing Authority. Section 147(f) of the Internal Revenue Code requires that the issuance of these bonds by the Authority be approved by the Board of Commissioners. The amount of this issue has already been reallocated to Cumberland County by the state Tax Reform Allocation Committee.

RECOMMENDATION:

Approve the resolution after due consideration of comments received at the public hearing.

BOARD OF COMMISSIONERS
OF
CUMBERLAND COUNTY, NORTH CAROLINA

Extract of Minutes
of Meeting of September 7, 2010

Present: Chairman _____ presiding, and

Commissioners: _____

Absent: _____

* * * * *

Commissioner _____ introduced the following resolution, the title of which was read:

APPROVAL IN PRINCIPLE OF SPECIAL PURPOSE PROJECT FOR BRAGG HOSPITALITY, LLC AND THE FINANCING THEREOF WITH RECOVERY ZONE FACILITY BONDS IN THE PRINCIPAL AMOUNT OF UP TO \$10,000,000

WHEREAS, The Cumberland County Industrial Facilities and Pollution Control Financing Authority (the "Authority") proposes to assist in the financing under the North Carolina Industrial and Pollution Control Facilities Financing Act, Chapter 159C of the North Carolina General Statutes, as amended (the "Act") of a "special purpose project," the proceeds of which will be loaned to Bragg Hospitality, LLC, a North Carolina limited liability company, or an affiliate or subsidiary thereof (the "Company"), to be used to finance the acquisition, construction and equipping of mixed use development including a Candlewood Suites Hotel and an International House of Pancakes (the "Project"), to be owned and operated by the Company in Spring Lake, Cumberland County, North Carolina; and

WHEREAS, by resolution adopted on November 16, 2009, the Board of Commissioners of the County of Cumberland, North Carolina (the "County") designated the entire County as a recovery zone for purposes of Section 1400U-1 through 1400U-3 of the Internal Revenue Code of 1986, as amended (the "Code"); and

WHEREAS, under the Code, the Project constitutes "recovery zone property" because it is depreciable property located in a recovery zone which is used in the active conduct of the Company's trade or business; and

WHEREAS the Act and the Internal Revenue Code of 1986, as amended (the "Code") require that the governing body of a county approve in principle any project to be financed under the Act after a public hearing; and

WHEREAS, the North Carolina Tax Reform Allocation Committee has reallocated \$10,000,000 of recovery zone facility bond allocation to the Project; and

WHEREAS, this Board of Commissioners today has held a public hearing with respect to the advisability of the Project and the issuance of recovery zone facility bonds therefor, as evidenced by the Certificate and Summary of Public Hearing attached hereto as Exhibit A; and

WHEREAS, the Authority intends to issue its Recovery Zone Facility Bonds (Bragg Hospitality, LLC Project), Series 2010 (the "Bonds") in the principal amount of up to \$10,000,000 which are expected to be issued as fixed rate bonds sold to qualified institutional buyers within the meaning of Rule 144A of the Securities Exchange Act of 1934, as amended; and

WHEREAS, Section 147(f) of the Code requires that the Board of Commissioners approve the plan of financing for the Bonds; and

WHEREAS, under Section 159C-4 of the Act the issuance of bonds under the Act must be approved by the governing body of the county in which the project to be financed is located;

NOW, THEREFORE, the Board of Commissioners of Cumberland County, meeting in regular session in Fayetteville, North Carolina, on September 7, 2010, does the following:

BE IT RESOLVED BY THE BOARD OF COMMISSIONERS FOR CUMBERLAND COUNTY:

1. The proposed "special purpose project" consisting of the acquisition, construction and equipping of a mixed use development including a Candlewood Suites Hotel and an International House of Pancakes(the "Project"), under the Code, to be owned and operated by Bragg Hospitality, LLC, a North Carolina limited liability company, or an affiliate or subsidiary thereof, and the issuance of recovery zone facility bonds in an amount not to exceed \$10,000,000 therefor are hereby approved in principle.

2. The Board of Commissioners hereby approves the plan of financing as required by Section 147(f) of the Code.

3. The issuance of the Bonds in the principal amount of \$10,000,000 is hereby approved for purposes of Section 159C-4 of the Act.

4. THE BONDS DO NOT CONSTITUTE A DEBT OF THE STATE OF NORTH CAROLINA OR ANY POLITICAL SUBDIVISION THEREOF, INCLUDING THE AUTHORITY OR THE COUNTY, OR A PLEDGE OF THE FAITH AND CREDIT OF THE STATE OF NORTH CAROLINA OR ANY POLITICAL SUBDIVISION THEREOF, INCLUDING THE AUTHORITY OR THE COUNTY.

Commissioner _____ moved the passage of the foregoing resolution and Commissioner _____ seconded the motion, and the resolution was passed by the following vote:

Ayes: Commissioners _____

Nays: _____

Not voting: _____

I, Marie Colgan, Clerk to the Board of Commissioners for the County of Cumberland, North Carolina DO HEREBY CERTIFY that the foregoing is a true and complete copy of a resolution duly adopted by the Board of Commissioners of the County at a regular meeting duly called and held September 7, 2010. Pursuant to N.C.G.S. § 143-318.12, a current copy of a schedule of regular meetings of this Board is on file in my office.

WITNESS my hand and the common seal of said County, this ____ day of September 2010.

Clerk to the Board of Commissioners

(SEAL)

Certificate and Summary

The undersigned Clerk of the Board of Commissioners of Cumberland County, North Carolina, hereby certifies:

1. Notice of a public hearing (the "Hearing") to be held on September 7, 2010, with respect to the issuance of bonds by The Cumberland County Industrial Facilities and Pollution Control Financing Authority (the "Authority") for the benefit of Bragg Hospitality, LLC, a North Carolina limited liability company, or an affiliate or subsidiary thereof (the "Company") was published on August ___, 2010, in *The Fayetteville Observer*.

2. The presiding officer of the Hearing was _____.

3. The following is a list of the names and addresses of all persons who spoke at the Hearing:

4. The following is a summary of the oral comments made at the Hearing:

IN WITNESS WHEREOF, my hand and the seal of Cumberland County, this ___ day of September, 2010.

Clerk to the Board
Cumberland County Board of Commissioners

(SEAL)

JAMES E. MARTIN
County Manager

JUANITA PILGRIM
Deputy County Manager



ITEM NO. 4

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 SEPTEMBER 7, 2010

MEMORANDUM

TO: BOARD OF COMMISSIONERS

FROM: JAMES E. MARTIN, COUNTY MANAGER

DATE: SEPTEMBER 1, 2010

SUBJECT: SOLID WASTE AND RECYCLING UPDATE BY MR. ROBERT HOWARD, CUMBERLAND COUNTY SOLID WASTE DIRECTOR AND MRS. JANICE DANIEL, RECYCLING COORDINATOR, CUMBERLAND COUNTY SOLID WASTE DEPARTMENT

Mr. Robert Howard, Cumberland County Solid Waste Director and Mrs. Janice Daniel, Cumberland County Recycling Coordinator will be providing a Solid Waste and Recycling Update, respectively, at the September 7, 2010 Board of Commissioners meeting.

/ct

Attachment

CM090110-3

Celebrating Our Past...Embracing Our Future

Update on Cumberland County's Recycling Program

Janice Daniel
Recycling Coordinator



Overview

- ▶ Recycling numbers are up in 2010.
- ▶ Large jumps in plastics, aluminum, cardboard and mulch/boiler fuel
- ▶ Convenience Center Recycling



Recycling Tonnage

- In 2009, 3,666 tons of material were diverted from the landfill.
- This saved 4.84 acres of landfill space.
- To date in 2010, 1,771 tons of material were diverted, for a savings of 2.34 acres of landfill space.



Large Increase in plastics

- ▶ State law became effective October 1, 2009 banning plastic bottles.
- ▶ 114 tons were recycled in all of 2009.
- ▶ 105 tons were recycled during the first six months of 2010.



Aluminum

- ▶ In the first six months of 2010 we diverted over 12 tons of aluminum.
- ▶ In all of 2009 we diverted 8 tons.



Cardboard

- ▶ 615 tons of cardboard were diverted in 2009.
- ▶ We have diverted 328 tons in the first 6 months of 2010.
- ▶ \$20,000 grant from N.C. Department of Energy and Natural Resources to purchase 8-yard cardboard boxes to assist with school recycling



Mulch and boiler fuel

- ▶ 34,593 tons of ground-up yard waste were sold as mulch & boiler fuel in 2009



- ▶ To date in 2010, 23,579 tons of yard waste from city and county residents were ground up and 16,510 tons sold to Craven County Wood Energy to generate electricity for PJM power.



Convenience Center Recycling

- ▶ 17 convenience centers in the county
- ▶ One within 7 miles of every home in the county
- ▶ Full-service recycling centers



Contact Information

- ▶ For more information, contact Janice Daniel at 321-6914 or jdaniel@co.cumberland.nc.us
- ▶ Visit our Web site at http://www.co.cumberland.nc.us/solid_waste.aspx



JAMES E. MARTIN
County Manager

JUANITA PILGRIM
Deputy County Manager



ITEM NO. 5A

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 SEPTEMBER 7, 2010

TO: BOARD OF COMMISSIONERS

FROM: JAMES E. MARTIN, COUNTY MANAGER

DATE: SEPTEMBER 1, 2010

SUBJECT: CONSIDERATION OF CUMBERLAND COUNTY FINANCE COMMITTEE REPORT AND RECOMMENDATION

BACKGROUND:

The Cumberland County Finance Committee will meet on Thursday, September 2, 2010 to discuss the following items:

A) School Funding Agreement

The minutes of this meeting will be forwarded to you as soon as they are finalized.

RECOMMENDATION/PROPOSED ACTION:

Accept and/or approve the report and recommendations of County Management and the Cumberland County Finance Committee.

/ct

Attachments

CM090110-2

Celebrating Our Past...Embracing Our Future

BILLY R. KING
Chairman

KENNETH S. EDGE
Vice Chairman

JEANNETTE M. COUNCIL
MARSHALL FAIRCLOTH
PHILLIP GILFUS
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

MEMORANDUM

TO: Finance Committee (Commissioners Council, Edge, and Faircloth)

FROM: Marie Colgan, Clerk to the Board *M.C.*

DATE: August 26, 2010

RE: Meeting of the Finance Committee Meeting

The Finance Committee will meet on Thursday, September 2, 2010 at 8:30AM in Room 564 at the County Courthouse.

A G E N D A

1. Approve Minutes: June 3, 2010
2. Discussion Regarding the School Funding Agreement
3. Monthly Financial Report
4. Other Matters of Concern

cc: Board of Commissioners
County Administration
County Legal Department
County Communications Manager
Howard Abner, Assistant Finance Director
Sunshine List: Fran Gilpin, Fayetteville Observer
Brenda Buchanon, The Daily Record
Diane Wheatley

Celebrating Our Past... Embracing Our Future

School Current Expense Funding

	Original Funding Agreement				Second Funding Agreement + Amendment #1			
	FY2004	FY2005	FY2006	FY2007	FY2008	FY2009	FY2010	FY2011
Budget	58,775,000	60,861,512	62,690,705	65,348,540	68,291,257	70,918,442	74,280,249	76,220,676
Actual	58,775,000	60,861,512	62,690,705	65,348,540	69,959,192	71,909,502	78,877,845	NA
Goodyear Incentive Net to BOE	58,775,000	60,861,512	62,690,705	65,348,540	69,959,192	71,812,043	78,693,263	75,865,005
Net over Budget	0	0	0	0	1,667,935	893,601	4,413,014	NA

NORTH CAROLINA
CUMBERLAND COUNTY

INTERLOCAL
AGREEMENT

This interlocal agreement, is made and entered into this 6th day of March, 2007, and effective as of the 1st day of July, 2007, by and between the Cumberland County Board of Education, a body politic of the State of North Carolina, hereinafter called the BOARD OF EDUCATION, and the County of Cumberland, a body politic of said State (the 'County'), hereinafter called the BOARD OF COMMISSIONERS, to memorialize a mutual agreement between the parties regarding annual appropriations by the BOARD OF COMMISSIONERS to the school current expense fund of the BOARD OF EDUCATION;

WITNESSETH:

WHEREAS, the BOARD OF EDUCATION exercises the statutory authority to administer the Cumberland County School System, and the BOARD OF COMMISSIONERS exercises the statutory duty to provide certain school current expense funding to the BOARD OF EDUCATION ; and

WHEREAS, both the BOARD OF EDUCATION and the BOARD OF COMMISSIONERS agree that investment in public education is a priority of both boards and essential to the economic development of the community and to its quality of life; and

WHEREAS, the two boards recognize that disputes regarding appropriations from the BOARD OF COMMISSIONERS to the BOARD OF EDUCATION for school current expense funding can disrupt the budget processes of both boards and should be avoided; and

WHEREAS, the two boards agree that determining annual school current expense fund appropriations based on a mutually-agreed upon, foreseeable and objectively-derived funding formula would be beneficial and desirable, and in the public interest; and

WHEREAS, both boards have discussed development of a formula for funding school current expense appropriations; and

WHEREAS, the parties acknowledge a mutual consensus that annual school funding increases must be affordable in order to recognize the critical investment in the community's future that funding of public education represents, and to maintain the financial stability of the County; and

WHEREAS, the BOARD OF COMMISSIONERS and the BOARD OF EDUCATION have approved a mutually agreed-upon funding formula that implements those principles, and have authorized entering into this Interlocal Agreement with each other in order to execute that undertaking; and

WHEREAS, the parties have previously entered into an interlocal agreement regarding an agreed-upon funding formula, which will expire June 30, 2007, and wish to enter into this Interlocal Agreement to adjust the funding formula, as more particularly set forth herein; and

WHEREAS, the BOARD OF COMMISSIONERS and the BOARD OF EDUCATION have each approved this interlocal agreement and caused such approval to be reflected in the respective minutes of each governing board; and

WHEREAS, the BOARD OF COMMISSIONERS and the BOARD OF EDUCATION desire to enter into this Interlocal Agreement to set forth the respective undertakings and responsibilities of each party with respect to the BOARD of COMMISSIONERS' annual appropriations to the BOARD OF EDUCATION's current expense fund;

NOW THEREFORE, pursuant to N.C.G.S. 160A-461, the BOARD OF EDUCATION and the BOARD OF COMMISSIONERS mutually agree and enter into this interlocal undertaking, as follows:

1. PURPOSE: The parties enter into this Interlocal Agreement to establish a mutually-agreed upon funding formula for annual appropriations from the BOARD OF COMMISSIONERS to the BOARD OF EDUCATION's school current expense fund. The recitals set forth above are incorporated by reference as if fully set forth herein.

2. FUNDING FORMULA:

a) Subject to the provisions hereof, the BOARD OF COMMISSIONERS' annual appropriation each fiscal year during the term of this Agreement to the BOARD OF EDUCATION's school current expense fund shall be equal to those revenues derived from forty-four cents (\$.44) on the County's ad valorem property tax rate, *excluding, however,* and adjusting for any revenues derived from the incremental valuation, as set forth in G.S. 159-107, of a district established under the Project Development Financing Act, Article 6 of Subchapter 4 of Chapter 159 of the General Statutes and pledged to a Revenue Increment Fund, as provided in G.S. 159-107(c), to retire debt issued pursuant to such Act. Beginning with respect to its appropriation for fiscal year 2008, the BOARD OF COMMISSIONERS shall appropriate such amount annually to the school current expense fund for each fiscal year during the term hereof, terminating with its appropriation to such fund for fiscal year 2011. For purposes of this Interlocal Agreement, the projected revenue to be derived from forty-four cents (\$.44) on the County's ad valorem property tax rate for each fiscal year shall be deemed to be the revenues estimated for purposes of, and included as an assumption in, the BOARD OF COMMISSIONERS' adopted budget for such next fiscal year, *subject, however,* to adjustment as provided herein.

b) The amount to be appropriated as provided herein shall be adjusted to reflect the actual revenues realized and collected by the County from its ad valorem tax levy each fiscal year, as reflected in the County's Comprehensive Annual Financial Report ("CAFR") for each applicable fiscal year. Any adjustment required because of an under-appropriation due to actual ad valorem property tax revenue collections in excess of those estimated for budget purposes shall be paid by the BOARD OF COMMISSIONERS to the BOARD OF EDUCATION within thirty days after receipt of the CAFR. Any adjustment required because of an over-appropriation due to actual ad valorem property tax revenue collections less than those estimated for budget purposes shall be paid by the BOARD OF EDUCATION to the BOARD OF COMMISSIONERS within thirty days after receipt of the CAFR.

c) In consideration of, and subject to, the BOARD OF COMMISSIONERS complying with the terms hereof, the BOARD OF EDUCATION irrevocably waives and relinquishes its right to initiate and pursue any statutory or judicial process to appeal, mediate, arbitrate or otherwise resolve any dispute between the boards regarding school current expense fund appropriations.

d) The BOARD OF COMMISSIONERS shall appropriate to the school current expense fund, for any fiscal year during the term hereof as to which a county revaluation shall have taken effect, the amount equal to the revenue derived from the number of cents on the after-revaluation revenue-neutral equivalent tax rate equal to forty-four cents on the ad valorem property tax rate prior to such revaluation. See Exhibit A, attached hereto and incorporated by reference, for an example of the revenue-neutral tax rate calculation applicable to the revaluation which became effective FY 2004. By way of further example of the intent and effect of this subsection, assume that in the fiscal year immediately prior to a fiscal year in which a revaluation becomes effective that the County's ad valorem property tax rate is eighty-eight cents (\$.88), and further assume that the after-revaluation revenue-neutral equivalent ad valorem tax rate is eighty-four cents (\$.84), then the BOARD OF COMMISSIONERS would appropriate to the school current expense fund, for each fiscal year in which that revaluation was effective, the revenue derived from forty-two cents (\$.42) on the after-revaluation tax rate.

e) The BOARD OF COMMISSIONERS and the BOARD OF EDUCATION agree that, during the term of this Agreement, the BOARD OF EDUCATION by resolution(s) may request and the BOARD OF COMMISSIONERS shall fund, an increase in the funding allocation provided for herein, to be used and applied for operating funds of new school facilities, the revenues equivalent up to a cumulative additional 1.5 cents increase in the tax rate, to be allocated to the BOARD OF EDUCATION herein during the term of this Agreement. As used in this subsection (e), "1.5 cents" shall mean and refer to 1.5 cents on the tax rate prior to any revaluation, to be adjusted in the event of any revaluation as provided in subsection (d) above. If the BOARD OF EDUCATION shall make a request by resolution for an increase in its funding allocation as authorized herein, it shall provide the BOARD OF COMMISSIONERS, if the BOARD OF COMMISSIONERS shall have so requested, information in such detail as the BOARD OF COMMISSIONERS may reasonably have requested about all additional or increased revenues (i) received by, granted to, or appropriated or authorized to, as the case may be, the BOARD OF EDUCATION and not reflected in the BOARD OF EDUCATION'S budget initially adopted for that fiscal year or (ii) reasonably anticipated to be received by, granted to, or appropriated or authorized to, as the case may be, the BOARD OF EDUCATION in the immediately forthcoming fiscal year.

f) Neither party shall arbitrarily or unilaterally reduce or eliminate funding for school public health nurses, school resource officers, or school crossing guards, without mutual agreement of both the Superintendent of Schools and the County Manager expressed in writing.

3. TERM: The term of this Interlocal Agreement shall be, and its provisions shall govern appropriations from the BOARD OF COMMISSIONERS to the BOARD OF EDUCATION's school current expense fund for the parties' fiscal years, from July 1, 2007 through June 30, 2011.
4. RENEWAL: The parties may renew this Interlocal Agreement for an additional four-year term upon mutually satisfactory terms. The BOARD OF EDUCATION's Finance Committee and the BOARD OF COMMISSIONERS' Finance Committee shall each

Estimated Assessed Value and Revenue Neutral Tax Rate

	Budgeted FY2003	% Change FY2003	Values Including Natural Growth	% Change FY2004	Revenue Neutral FY2004
Valuation					
Real property	9,822,785,701	2.00%	10,019,241,415	13.39%	11,360,530,584
Reductions due to appeals					(365,021,661)
Net real property				9.74%	10,995,508,923
Personal property	<u>1,189,067,253</u>	2.00%	<u>1,212,848,598</u>	-26.41%	<u>892,503,647</u>
Total real & personal property	11,011,852,954		11,232,090,013	5.84%	11,888,012,570
Motor vehicles	1,518,645,727	3.86%	1,577,264,610	0.11%	1,579,000,000
Public service	<u>342,024,579</u>	-13.63%	<u>295,422,463</u>	0.00%	<u>295,422,463</u>
Total valuation	12,872,523,260	1.80%	13,104,777,086	5.02%	13,762,435,033
Revenue					
Tax rate per \$100 valuation	92.5 ¢		92.5 ¢		88.0 ¢
Real property	88,089,514	1.87%	89,740,091	7.87%	96,803,536
Reductions due to appeals					(3,110,364)
Net real property				4.41%	93,693,172
Personal property	<u>10,663,406</u>	1.87%	<u>10,863,212</u>	-29.99%	<u>7,605,059</u>
Total real & personal property	98,752,921		100,603,303	0.69%	101,298,231
Motor vehicles	11,490,833	2.74%	11,805,983	-4.76%	11,243,996
Public service	<u>3,163,727</u>	-13.63%	<u>2,732,658</u>	-4.86%	<u>2,599,717</u>
Total revenue	113,407,481	1.53%	115,141,944	0.00%	115,141,944

**NORTH CAROLINA
CUMBERLAND COUNTY**

**FIRST AMENDMENT TO INTERLOCAL
AGREEMENT**

This First Amendment to that Interlocal Agreement, dated effective July 1, 2007, by and between the Cumberland County Board of Education, a body politic of the State of North Carolina, hereinafter called the BOARD OF EDUCATION, and the County of Cumberland, a body politic of said State (the 'County'), hereinafter called the BOARD OF COMMISSIONERS (the "Agreement"), is made and entered into by the BOARD OF COMMISSIONERS and the BOARD OF EDUCATION this ____ day of _____, 2007, and effective as of the 1st day of July, 2007;

WITNESSETH:

WHEREAS, the BOARD OF EDUCATION exercises the statutory authority to administer the Cumberland County School System, and the BOARD OF COMMISSIONERS exercises the statutory duty to provide certain school current expense funding to the BOARD OF EDUCATION ; and

WHEREAS, both the BOARD OF EDUCATION and the BOARD OF COMMISSIONERS agree that investment in public education is a priority of both boards and essential to the economic development of the community and to its quality of life; and

WHEREAS, the two boards by entering into the Agreement agreed that determining annual school current expense fund appropriations based on a mutually-agreed upon, foreseeable and objectively-derived funding formula would be beneficial and desirable, and in the public interest; and

WHEREAS, the BOARD OF COMMISSIONERS and the BOARD OF EDUCATION in the Agreement approved a mutually agreed-upon funding formula; and

WHEREAS, the BOARD OF COMMISSIONERS and the BOARD OF EDUCATION wish to enter into this First Amendment to the Agreement to memorialize certain agreements between them regarding the impact on their funding formula of economic development incentive agreements formally entered into by the BOARD OF COMMISSIONERS in order to increase and expand the property tax base of the County to the benefit of both parties; and

WHEREAS, the BOARD OF COMMISSIONERS and the BOARD OF EDUCATION have each approved this First Amendment to the Agreement and have caused such approval to be reflected in the respective minutes of each governing board;

NOW THEREFORE, pursuant to N.C.G.S. 160A-461, the BOARD OF EDUCATION and the BOARD OF COMMISSIONERS mutually agree and enter into this interlocal undertaking, as follows:

1. **PURPOSE:** The parties enter into this First Amendment to the Agreement to approve and set forth an adjustment to the mutually-agreed upon funding formula set forth in the Agreement for annual appropriations from the BOARD OF COMMISSIONERS to the BOARD OF EDUCATION's school current expense fund whenever the BOARD OF COMMISSIONERS has formally approved an economic development incentive

agreement. The recitals set forth above are incorporated by reference as if fully set forth herein.

2. ADJUSTMENT TO THE FUNDING FORMULA TO REFLECT ECONOMIC DEVELOPMENT INCENTIVE AGREEMENT FORMALLY ENTERED INTO BY THE BOARD OF COMMISSIONERS:

a) From time to time the BOARD OF COMMISSIONERS formally agrees to and enters into economic development incentive agreements intended to increase and expand the property tax base of the County. This First Amendment applies to those economic development incentive agreements which provide for the County to make economic development incentive payments to a business over a period of time based on the increased, incremental capital investment by the business which results in an incremental increase in the County's taxable property tax base, and a concomitant incremental increase in the County's property tax receipts from that business, over that period. Under such economic development incentive agreements, the County makes an annual economic development incentive payment to that business each year, calculated as a certain amount equal to a portion of that year's property tax receipts actually paid by that business on that increment of increased capital investment. The net property tax revenues actually realized by the County in any year on that increment of increased capital investment, therefore, are the property tax revenues on such increment of increased investment less the economic development incentive payments made by the County to that business for that year.

b) The amount to be appropriated to the BOARD OF EDUCATION under the Agreement each year shall be adjusted to apply to and reflect only the actual net property tax revenues realized and collected by the County from its ad valorem tax levy each fiscal year as a result of any economic development incentive agreements formally entered into by the BOARD OF COMMISSIONERS and then in effect, as reflected in the County's Comprehensive Annual Financial Report ("CAFR") for each applicable fiscal year. That is, the amount to be appropriated to the BOARD OF EDUCATION shall be calculated with respect to and reflect only the net property tax revenues realized by the County in any year on that increment of increased capital investment made by a business pursuant to an economic development incentive agreement with the BOARD OF COMMISSIONERS less the economic development incentive payments made by the County to that business for that year and associated with that increment of increased capital investment made by that business.

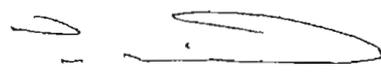
- (c) Example: (i) An economic development incentive agreement entered into by the BOARD OF COMMISSIONERS results in increased property tax revenues collected by the County in a particular year of \$400,000.
- (ii) Under that economic development incentive agreement, the BOARD OF COMMISSIONERS makes an economic development incentive payment to that business of \$150,000.
- (iii) The net amount of property tax revenues realized by the County for that year on that increment of increased property taxes is \$250,000.
- (iv) With respect to that increment of increased property taxes, the funding formula called for by the Agreement would be applied to the net property tax revenues actually realized by the County of \$250,000, and not to the \$400,000 gross amount of property taxes collected.
- (v) As of the date of this First Amendment, the County's general county-wide ad valorem property tax rate is 86 cents per hundred dollars of valuation. Under the funding formula, therefore, an appropriation equal to 44 cents worth of property tax levy would be appropriated to the BOARD OF EDUCATION.
- (vi) In this example, the funding formula would result in an appropriation to the BOARD OF EDUCATION with respect to the increment of increased property taxes realized under that economic development agreement of \$127,900.

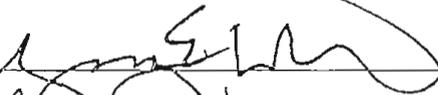
3. AGREEMENT TO REMAIN IN FULL FORCE AND EFFECT: Except as specifically amended above, the Agreement shall remain in full force and effect.

IN WITNESS WHEREOF the Board of Education and the Board of Commissioners have caused their duly authorized officials to execute this First Amendment to the Agreement the day and year first above written, pursuant to authority duly given and as their respective acts, intending to be bound thereby.

CUMBERLAND COUNTY BOARD OF EDUCATION

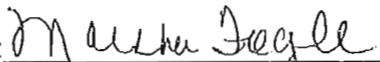
ATTEST:

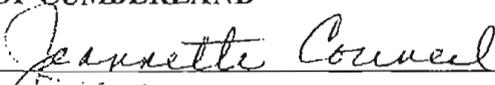
BY: 
 Tim H. Kinlaw, Clerk

BY: 
 Greg West, Chairman
 Board of Education

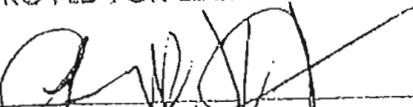
COUNTY OF CUMBERLAND

ATTEST:

BY: 
 MARSHA FOGLE, Clerk

BY: 
 Jeannette Council, Chairman
 Board of Commissioners

APPROVED FOR LEGAL SUFFICIENCY

BY: 
 County Attorney's Office

BILLY R. KING
Chairman

KENNETH S. EDGE
Vice Chairman

JEANNETTE M. COUNCIL
MARSHALL FAIRCLOTH
PHILLIP GILFUS
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

MEMORANDUM FOR FINANCE COMMITTEE AGENDA - SEPTEMBER 2, 2010

TO: Finance Committee (Commissioners Council, Edge and Faircloth)
FROM: Marie Colgan, Clerk to the Board *MC*
DATE: August 26, 2010
SUBJECT: Monthly Financial Report

BACKGROUND

Attached you will find the 12th month expenditure and revenue report for FY 2010. The county's last check run for the old year is the week of August 23rd. Therefore, the Finance Department will have their 13th period reports available next week prior to the meeting of the Finance Committee.

RECOMMENDATION/PROPOSED ACTION

Receive reports.

GENERAL FUND SUMMARY OF OBLIGATIONS

GENERAL FUND	FY2010							FY2009						
	Actual					Budget	% Obligated	Actual					Budget	% Obligated
	Jul-Mar	April	May	June	Total			Jul-Mar	April	May	June	Total		
General Administration	9,543,309	758,074	931,460	1,141,075	12,373,917	13,218,380	93.61%	9,906,225	795,164	834,894	1,038,583	12,574,866	13,754,116	91.43%
Buildings & Grounds	4,365,469	242,811	314,723	544,148	5,467,151	5,971,952	91.55%	4,617,553	282,576	268,677	458,591	5,627,397	5,849,232	96.21%
General Government														
Debt Service	54,849,123	0	3,318,250	4,405,153	62,572,526	62,582,457	99.98%	15,983,542	0	7,036,335	60,589,783	83,609,660	83,910,726	99.64%
Payment Escrow	(36,737,679)	0	0	0	(36,737,679)	(36,747,603)		0	0	0	(57,040,983)	(57,040,983)	(57,067,559)	
General Government Other	6,422,129	44,071	4,055,831	64,517	10,586,548	13,963,646	75.82%	9,966,235	81,569	6,231,656	200,236	16,479,696	18,569,421	88.75%
Total General Government	24,533,573	44,071	7,374,081	4,469,670	36,421,395	39,798,500	91.51%	25,949,777	81,569	13,267,991	3,749,036	43,048,373	45,412,588	94.79%
Emergency & Protective Services	5,053,003	253,227	311,174	855,399	6,472,803	8,388,094	77.17%	2,393,997	695,624	394,239	246,494	3,730,354	3,867,358	96.46%
Law Enforcement														
Sheriff	19,858,432	1,861,196	2,168,203	2,452,296	26,340,127	28,037,913	93.94%	19,167,095	1,744,225	1,723,888	2,264,402	24,899,610	25,519,694	97.57%
Jail	8,680,659	858,814	768,514	1,070,124	11,378,111	11,586,131	98.20%	8,614,256	844,439	677,025	1,053,341	11,189,061	11,307,962	98.95%
Total Law Enforcement	28,539,091	2,720,010	2,936,717	3,522,420	37,718,239	39,624,044	95.19%	27,781,351	2,588,664	2,400,913	3,317,743	36,088,671	36,827,656	97.99%
Public Safety	1,031,776	134,971	94,820	95,943	1,357,510	1,479,287	91.77%	1,089,409	125,093	109,636	139,956	1,464,094	1,725,512	84.85%
Health	12,517,354	1,212,261	1,251,867	1,876,234	16,857,716	19,087,554	88.32%	12,386,177	1,176,969	1,191,507	2,029,597	16,784,250	18,415,928	91.14%
Social Services														
Social Services	23,442,249	3,062,863	2,432,393	3,279,028	32,216,533	35,227,404	91.45%	24,453,736	3,100,017	2,499,923	3,241,401	33,295,077	35,023,345	95.07%
Medical Assistance	0	0	0	0	0	0	0.00%	5,392,390	0	573,554	194,897	6,160,841	8,167,981	75.43%
Other DSS Programs	18,151,001	2,367,479	2,373,442	2,432,166	25,324,087	28,891,216	87.65%	15,974,951	2,151,787	2,811,213	2,372,676	23,310,627	27,025,558	86.25%
Total Social Services	41,593,250	5,430,342	4,805,835	5,711,193	57,540,620	64,118,620	89.74%	45,821,077	5,251,804	5,884,690	5,808,974	62,766,545	70,216,884	89.39%
Human Services	202,672	18,566	52,322	299,384	572,944	660,645	85.73%	225,844	27,553	24,012	30,709	308,118	378,041	81.50%
Library														
Library	6,570,068	501,319	564,556	774,051	8,409,994	8,935,122	94.12%	6,507,954	517,644	463,113	864,894	8,353,605	8,690,349	96.13%
Library Other	368,741	26,085	73,931	31,533	500,290	627,464	79.73%	530,417	86,066	69,945	66,030	752,458	797,080	94.40%
Total Library	6,938,809	527,404	638,487	805,584	8,910,284	9,562,586	93.18%	7,038,371	603,710	533,058	930,924	9,106,063	9,487,429	95.98%
Culture & Recreation	381,149	38,790	0	38,789	458,728	459,328	99.87%	389,256	38,477	0	38,478	466,211	466,211	100.00%
Economic Development	3,609,453	299,601	347,281	459,544	4,715,878	5,062,037	93.15%	3,491,129	522,041	299,308	439,457	4,751,935	5,140,612	92.44%
Subtotal	138,308,907	11,680,128	19,058,767	19,819,382	188,867,184	207,431,027	91.05%	141,287,601	12,189,244	25,208,925	18,228,542	196,716,877	211,541,567	92.99%
Education														
County School Current Expense	55,710,189	6,190,021	6,190,021	10,787,614	78,877,845	78,995,358	99.85%	53,188,830	5,909,870	5,909,870	5,909,870	70,918,440	70,918,442	100.00%
Sales Tax Equalization	0	0	0	0	0	1,185,220	0.00%	0	0	0	469,589	469,589	691,357	67.92%
FTCC Current Expense	6,430,248	714,472	714,472	714,471	8,573,663	8,573,663	100.00%	6,212,917	690,324	690,324	690,324	8,283,889	8,283,893	100.00%
PEG	0	0	0	29,001	29,001	40,000	72.50%	31,048	0	0	0	31,048	31,049	100.00%
FTCC Capital Outlay	9,653	33,342	0	0	42,994	42,995	100.00%	869,321	0	0	0	869,321	912,316	95.29%
Total Education	62,150,090	6,937,835	6,904,493	11,531,086	87,523,503	88,837,236	98.52%	60,302,116	6,600,194	6,600,194	7,069,783	80,572,287	80,837,057	99.67%
Total General Fund	200,458,997	18,617,963	25,963,260	31,350,468	276,390,687	296,268,263	93.29%	201,589,717	18,789,438	31,809,119	25,298,325	277,289,164	292,378,624	94.84%

CUMBERLAND COUNTY FINANCE COMMITTEE
JUNE 3, 2010, 8:30AM, ROOM 564
MINUTES

MEMBERS PRESENT: Commissioner Jeannette Council
Commissioner Marshall Faircloth

MEMBERS ABSENT: Commissioner Kenneth Edge

OTHERS: James Martin, County Manager
Amy Cannon, Asst. County Manager/Finance Director
Rick Moorefield, County Attorney
Sally Shutt, Communications Manager
Howard Abner, Assistant Finance
Tom Cooney, Public Utilities Director
Kristoff Bauer, Assistant City Manager
City of Fayetteville
Rusty Thompson, City Traffic Engineer
City of Fayetteville
Jeffrey Brown, E&I Director, City of Fayetteville
Marie Colgan, Clerk to the Board

In the absence of the Chair, Commissioner Edge, Commissioner Faircloth called the meeting to order.

- 1. Approve Minutes: May 11, 2010

MOTION: Commissioner Council moved to approve as presented.

SECOND: Commissioner Faircloth

VOTE: UNANIMOUS

- 2. City/PWC/County Interlocal Agreement Regarding Parking Deck and County Water Projects

County Manager Martin introduced representatives from the city who are attending to answer any questions that might arise from the discussion of this item. A handout was distributed which was presented earlier (general estimate for discussion purposes only) showing how financing may occur, but there will be some changes in the PWC column which should ultimately reduce the payments by the county. Rick Moorefield, County Attorney, advised that yesterday afternoon he received a revised agreement to the one included in their packet which included changes to both the parking deck and water sections. Mr. Moorefield stated that he prepared the language used for the rural water section and the rest of the document was prepared by the city and/or PWC.

DRAFT

With regard to the parking garage section of the agreement, Mr. Moorefield advised the county's only obligation regarding the parking garage is to contribute 100% of the increase in the current year's tax collections in the Municipal Service District into the debt service fund until the debt is paid. Discussion ensued regarding the first statement in the agreement which states that development and commercial activity in the downtown area of Fayetteville has been hampered due to an insufficient inventory of public parking. Members agreed that the second statement should be moved up to the first statement and the first statement should be moved to the number two slot and tweaked to provide information on studies that show the insufficiency of public parking. In response to a question posed by Commissioner Council, Mr. Moorefield confirmed that the city would own the parking garage and would therefore be responsible for any liability claims.

With regard to the rural water section of the agreement, Mr. Moorefield advised the agreement, while it does not spell out specific amounts, states PWC is committed to providing service and water requested in the future by the county. The agreement also points out that PWC shall not incur any obligations to share in any portion of the costs of developing the County Water System, with the county owning all the assets of the County Water System. During discussion of the Capacity Limitation section, Mr. Cooney advised that should the County Water System push the demand of PWC to 80% of its treatment capacity, PWC would have to plan to expand its facility and the county would be expected to help with that expansion effort in order to continue the service at that level. Commissioner Faircloth confirmed that this agreement would not prevent the county from dealing with Bladen Bluffs for water service. Mr. Moorefield pointed out that in regard to rural water, this agreement is for twenty years regardless of what happens on the parking garage. Mr. Moorefield advised he has a concern with the wording under the Bond Counsel Review section stating he would like it changed to show any changes must be subject to the county's consent. Mr. Bauer advised that the city cannot go forward with the design contract on the parking garage until this agreement is approved and appreciates the county's indulgence in putting this on the Board's agenda for Monday. Commissioner Council stated she appreciates the spirit of cooperation that all three entities have displayed in working together on this major accomplishment as it has been in the works for quite awhile. Mr. Moorefield advised he will work with the city in order to bring a final agreement to the Board members for approval at their Monday morning meeting.

MOTION: Commissioner Faircloth moved to recommend to the full Board the Interlocal Agreement between the City of Fayetteville, Cumberland County and the Public Works Commission related to the funding and development of the Franklin Street Parking Garage and rural water, subject to revisions being made as discussed by representatives of the city and county, with a final agreement being presented for approval at the June 7th Board of Commissioners' meeting.

SECOND: Commissioner Council

VOTE: UNANIMOUS

DRAFT

3. Consideration of Approval of a Resolution Authorizing the Filing of an Application to the Local Government Commission for Issuance of Qualified School Construction Bonds

County Manager Martin called on Amy Cannon to present this item. Mrs. Cannon reminded members that the county received an allocation last year in the amount of \$15.9M which the school system used for renovations across 14 to 16 schools. Notification was just received from the NC Department of Public Instruction that the second allocation has been made of \$14.8M and the school board took action on May 11th by resolution to designate these funds for the new Western Middle School. Once the Board of Commissioners acts on this request, the application will be submitted to the NC Department of Public Instruction, which will review the application and give notice whether the application is approved within approximately 30 days. At that time, the county will begin working with all involved in order to issue the instruments by the December 31st deadline. Mrs. Cannon confirmed for Commissioner Council that this is all stimulus money and the school system will have borrowed its entire allocation under the stimulus act and the Board of Education has set aside lottery proceeds and sales tax monies for repayment of the debit.

MOTION: Commissioner Council moved to recommend to the full Board approval of the resolution authorizing submission of an application to the NC Department of Public Instruction as presented.

SECOND: Commissioner Faircloth

VOTE: UNANIMOUS

4. Monthly Financial Report

Assistant County Manager Amy Cannon referred members to the handout provided in their packet for an overview of General Fund Summary of Obligations and Revenue Summary. With regard to the summary of obligations, Mrs. Cannon stated that members will notice that the current percentage obligated is at the exact same level for last fiscal year, which is very unusual. If spending rate continues the remainder of the fiscal year, it is believed just below 95% will be expended for the year. Mr. Martin informed members this is what he and his staff traditionally rely upon to help appropriate a sustainable fund balance. Mrs. Cannon added the county has appropriated approximately \$7M of fund balance and if the over-realization or under-spending does not happen, then monies have to be taken from the saving account. This has only happened one time in the last 12-14 years and the county is as close to this as they have been in the last few years. Mrs. Cannon stated that conservatism is not built into next year's revenue estimates and monitoring will be done on a monthly basis.

Commissioner Faircloth questioned whether any information had been received from the Legislative short session and Mr. Abner reported issues that were discussed yesterday involved lottery funds and E 9-1-1 funds. It appears that they will pass a request by the State to reallocate lottery funds to be used for teacher salaries in lieu of school construction. Also, they will allow school systems the authority to reallocate \$130M of lottery funds to be used

DRAFT

however they want. Mr. Abner also reported that they plan to reorganize the E 9-1-1 Board to have 8 of the 16 members for telecoms and the other 8 will be general county members which better balances the board. Restrictions on the funds will be loosened up to allow counties to spend dollars inside the PSAP area. Also, 50% of the E 9-1-1 fund balance could go toward any public safety purpose. Mrs. Cannon added that if this happens, it would allow the county to use some of those funds for moving Emergency Services into the old health department for renovations. Discussion resumed on the proposed lottery change and how it will affect the next agreement with the school system. Mrs. Cannon will approach the school system on this subject to determine the impact of this change.

Completing the summary with regard to revenues, Mrs. Cannon stated that tax revenue from real, personal and public utility properties is expected to be 105% above budget by the end of the year which equates to about \$7.2M. Motor Vehicles taxes are projected to be 120% above equating to \$2M. Sales tax collections were up in the month of May by 3½ % which is the first month in the last six or seven months that the sales tax collections were greater than the prior year in the same month. From a budget perspective, current year distributions are expected to be about \$2M under budget. Sheriff's Office fees are low due to some multi-year federal grants recognized in a different year. Interest income is expected to be about \$800,000 below budget.

5. Other Matters of Concern

MOTION: Commissioner Faircloth moved to adjourn.
SECOND: Commissioner Council
VOTE: UNANIMOUS

MEETING ADJOURNED AT 9:28 AM

JAMES E. MARTIN
County Manager

JUANITA PILGRIM
Deputy County Manager



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 SEPTEMBER 7, 2010

TO: BOARD OF COMMISSIONERS
FROM: JAMES E. MARTIN, COUNTY MANAGER
DATE: SEPTEMBER 1, 2010
SUBJECT: CONSIDERATION OF CUMBERLAND COUNTY POLICY COMMITTEE REPORT AND RECOMMENDATION

BACKGROUND:

The Cumberland County Policy Committee will meet on Thursday, September 2, 2010 to discuss the following items:

- A) Funeral Leave

The minutes of this meeting will be forwarded to you as soon as they are finalized.

RECOMMENDATION/PROPOSED ACTION:

Accept and/or approve the report and recommendations of County Management and the Cumberland County Policy Committee.

/ct

Attachments

CM090110-1

BILLY R. KING
Chairman

KENNETH S. EDGE
Vice Chairman

JEANNETTE M. COUNCIL
MARSHALL FAIRCLOTH
PHILLIP GILFUS
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

MEMORANDUM

TO: Policy Committee Members (Commissioners Melvin, Gilfus, Edge)

FROM: Candice H. White, Deputy Clerk to the Board *CW*

DATE: August 26, 2010

SUBJECT: Policy Committee Meeting – September 2, 2010

There will be a Policy Committee Meeting on Thursday, September 2, 2010 at 9:30 AM in Room 564 of the Cumberland County Courthouse.

1. Approval of Minutes: August 5, 2010 Meeting
2. Consideration of Amendments to Funeral Leave in Personnel Ordinance
3. Other Matters of Business

cc: Board of Commissioners
Administration
Legal
Communications Manager
County Department Head(s)
Sunshine List

Celebrating Our Past... Embracing Our Future



COUNTY of CUMBERLAND

James E. Martin
County Manager

Amy H. Cannon
Assistant County Manager

Office of the County Manager

Juanita Pilgrim
Deputy County Manager

MEMORANDUM FOR THE POLICY COMMITTEE AGENDA OF SEPTEMBER 2, 2010

TO: POLICY COMMITTEE MEMBERS (COMMISSIONERS GILFUS, MELVIN, EDGE)

THRU: JAMES E. MARTIN, COUNTY MANAGER *JEM*

FROM: JUANITA PILGRIM, DEPUTY COUNTY MANAGER *Juanita Pilgrim*

SUBJECT: CONSIDERATION OF PROPOSED AMENDMENT TO FUNERAL LEAVE IN PERSONNEL ORDINANCE

The Policy Committee met August 5, 2010 and discussed the Proposed Amendment to Funeral Leave in the County's Personnel Ordinance. The Committee voted to forward the proposed amendment of the funeral leave policy to the Board of Commissioners. The Board of Commissioners met August 15, 2010 and it was agreed that the proposed amendment be sent back to the Policy Committee for further discussion as a result of the issues raised concerning the changes.

Issues raised are as follows:

1. **Why is the policy being changed?**
Cost
Differences in the interpretation of policy.
2. **Household members covered –**
What about significant other?
What about 3-4 grandmothers – remarried couples?
What about non-blood related relatives living in the home?
Do we need to define relationships?
3. **Funeral days –**
Number of days:
Should it be 3 days for all categories or different # days based on relationship?

4. **How often can days be used -**
Should funeral leave be limited to 3 days per year or continue the policy as is – use for funerals as often as necessary within the year?

5. **How funeral days are used-**
One of the days must be for memorial service or funeral.
What about travel, preparation, finalizing, etc.?

If the number of hours you work per day is more than 8, does that number define day?
(example: 12 hour shifts)

Can funeral leave be used prior to or after the date of funeral based on needs of individual?

Instead of funeral leave, should the county change to # of Personal Leave Day?

Can sick leave be used to attend a funeral and/or grieving process?

6. **Documentation –**
Should the employee bring a copy of the obituary or program to show relationship? What if you are not listed? (example: 14 nieces, etc.)

7. **Do we want a funeral leave policy or bereavement leave policy? What is the difference?**

8. **Cultural diversity** needs to be taken into consideration. (Length of mourning time is different depending on culture)

ATTACHMENTS: A. Current Policy
B. Proposed Policy

Sec. 10-116. Funeral leave.

(a) Funeral leave is defined as absence from work, with pay, due to the death of a member of an employee's immediate family as defined in section 10-209. Funeral leave is not a right which an employee may demand; it is a privilege granted by the county. Department heads and/or the county manager may, if deemed necessary, require reasonable proof of death before allowing the use of funeral leave. An employee is eligible for funeral leave immediately upon employment.

(b) Employees are allowed three working days for funeral leave for each occurrence of death as described above. If an employee requires an absence extending beyond three days, the employee may request use of annual leave.
(Ord. of 1-21-79; Ord. of 8-20-84)

Editor's note: Former § 10-116, which pertained to educational leave and derived from Comp. Ords., § 9-5.12, was repealed by an ordinance of Aug. 20, 1984. The Aug. 20, 1984 ordinance further provided that former § 10-116.1 be renumbered as § 10-116 and revised to read as herein set forth.



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

**MEMO FOR THE AGENDA OF THE
 AUGUST 5, 2010 MEETING OF THE POLICY COMMITTEE**

TO: Policy Committee; Co. Manager; Asst. Co. Manager; Asst. Co. Atty.;
 HR Director
FROM: Co. Atty. *[Signature]*
DATE: July 28, 2010
SUBJECT: Proposed Amendment to Funeral Leave in Personnel Ordinance

BACKGROUND:

County management requested that funeral leave ordinance be amended to restrict and clearly define the amount of time that may be granted for funeral leave and to establish process for granting it. The request arose from a concern that the leave was not being consistently administered among the various departments. An employee committee provided input on a previous draft. Management requested a re-draft that was more restrictive.

DISCUSSION:

Differences between the existing ordinance and proposed amendment are as follows:

	Existing	Proposed Amendment
Maximum leave time	3 days	8 to 24 hours depending on relationship
Covers death of	specified family members and persons living within household	specified family members only
Notice of request for leave	not addressed	during first work day for which leave is requested

Celebrating Our Past... Embracing Our Future

Sec. 10-116. Funeral leave.

(a) Funeral leave is defined as absence from work, with pay, due to the death of a member of an employee's family as defined in this section. Funeral leave is not a right which an employee may demand; it is a privilege granted by the county. Department heads and/or the county manager may require reasonable proof of the death or the family relationship for which the funeral leave is requested. An employee is eligible for funeral leave immediately upon employment.

(b) The employee requesting funeral leave must notify his or her immediate supervisor of the death for which the leave is requested as soon as practical under the circumstances. In all instances, the employee must provide the notice before the end of the employee's first scheduled work day for which the leave is requested or funeral leave shall not be allowed.

(c) Funeral leave shall be allowed as follows:

(1) Twenty-four consecutive hours of scheduled work time which includes the actual time of the funeral or memorial service for the decedent shall be provided as funeral leave for the death of a parent, spouse or child of the employee requesting the leave.

(2) Sixteen consecutive hours of scheduled work time which includes the actual time of the funeral or memorial service for the decedent shall be provided as funeral leave for the death of a grandparent, sibling or grandchild of the employee requesting the leave.

(3) Eight consecutive hours of scheduled work time which includes the actual time of the funeral or memorial service for the decedent shall be allowed as funeral leave for the death of an aunt or uncle of the employee.

(4) The family relationships described herein shall include all step, half, foster and in-law relationships.

(d) Employees may also request to use any available annual leave, compensatory time, or exempt time to supplement or in place of funeral leave.

DRAFT

CUMBERLAND COUNTY POLICY COMMITTEE
NEW COURTHOUSE, 117 DICK STREET, 5TH FLOOR, ROOM 564
AUGUST 5, 2010 – 9:30 AM
MNUTES

MEMBERS PRESENT: Commissioner Phillip Gilfus, Chair
Commissioner Ed Melvin
Commissioner Kenneth Edge

OTHERS PRESENT: James Martin, County Manager
Juanita Pilgrim, Deputy County Manager
Amy Cannon, Assistant County Manager
Rick Moorefield, County Attorney
Bob Stanger, County Engineer
Sally Shutt, Communications Manager
Mary Smith, Payroll Supervisor
Daryl Cobranchi, President Point East Subdivision HOA
Dave Averette, Averette Engineering Company
Candice White, Deputy Clerk to the Board
Press

Commissioner Phillip Gilfus called the meeting to order.

1. APPROVAL OF MINUTES: JUNE 3, 2010 MEETING

MOTION: Commissioner Edge moved to approve as presented.
SECOND: Commissioner Melvin
VOTE: UNANIMOUS

2. CONSIDERATION OF PROPOSED AMENDMENT TO FUNERAL LEAVE
IN PERSONNEL ORDINANCE

Commissioner Gilfus called on James Martin, County Manager, who stated several years ago a revision was made to the funeral leave section of the personnel ordinance and since that time, issues have arisen and the ordinance needs to be more restrictive in what it provides for.

Rick Moorefield, County Attorney, stated an employee committee provided input on a previous draft of the funeral leave section of the personnel ordinance but management had requested a redraft that would tighten administration of the policy and reduce the amount of leave that would be available. Mr. Moorefield explained one of the problems was language that allowed for “three (3) working days” and variances therein depending

DRAFT

on the number of hours in a shift. Mr. Moorefield further explained there was also no provision in the ordinance that indicated when a supervisor was to be notified and as a result notification had been handled differently from department to department. Mr. Moorefield advised substantial amendments to the ordinance include defining leave by the number of hours as opposed to the number of days and removing the provision for “persons living within the household”.

Mr. Moorefield advised some employees and a commissioner had expressed concern regarding the removal of “persons living within the household” because it did not afford employees living in an unmarried relationship with a domestic partner with the same accoutrements as those who were married and living with their spouse. Mr. Moorefield stated questions can arise in domestic partners relationships when it comes to the partner’s family members, but it is still a legitimate concern for employees with domestic partners and it was impossible to draft language that specifically covered every possible circumstance.

Mr. Moorefield further advised funeral leave is not a requirement under *federal* or state law but is a privilege granted by the county. Mr. Moorefield stated the proposed amendment meets management’s objective by clearly defining what is available, when it is available and to whom it is available.

In response to a question posed by Juanita Pilgrim, Deputy County Manager, Mr. Moorefield clarified funeral leave for Section 10-116. (c) (4) would be the same allowed for in Sections 10-116. (c) (1) and (2). In response to a question posed by Commissioner Edge, Mr. Moorefield further clarified that sick leave could not be used as funeral leave under the county’s personnel ordinance.

Mr. Martin explained the proposed amendment allows eight (8) to twenty-four (24) hours leave depending on the relationship of the decedent whereas the current ordinance allows for three (3) days. Mr. Martin further explained experience has demonstrated that employees will take the full three (3) days whatever the circumstances and it has been viewed as a three (3) day right as opposed to a three (3) day need.

Mr. Moorefield advised the proposed amendment would not limit employees from taking other time, such as exempt time, annual leave or compensatory time, to supplement or in place of funeral leave should they have the need and time available. Mr. Martin confirmed that employees can take sick leave to attend to an immediate family member who is ill. Mr. Moorefield advised the proposed ordinance amendment reduces the number of hours available for funeral leave dependent on the relationship of the employee to the decedent and limited to the time period actually including the date of the funeral or memorial service.

Ms. Pilgrim asked whether weekends would be included, particularly for those occurrences involving out of town travel. Mr. Moorefield stated it would be twenty-four (24) consecutive hours of scheduled work time including the day of the funeral/memorial

DRAFT

service with the idea that if an employee is not scheduled to work, they will not need nor be eligible for the leave time.

Commissioner Gilfus stated he could understand going from days to hours and he could understand the notice requirement, but the definitions of family are problematic for him because in the mid-twenty-first century the nuclear family is no longer the statutory definition. Commissioner Gilfus inquired whether discretion of the supervisor could be written into the policy. Mr. Moorefield responded the department head or the county manager have the right under the existing ordinance and proposed amendment to request documentation but that is the only discretion provided under the ordinance.

Mr. Moorefield stated the county pays out a substantial amount of money for funeral leave, which is an administrative issue in terms of the budget. In response to a question posed by Commissioner Edge, Mr. Moorefield stated funeral leave was not a benefit widely offered by employers but it was not uncommon and was aimed at making a very difficult time more bearable for employees. Mr. Moorefield explained under the proposed amendment, public safety and emergency services staff may be treated differently in some instances because there could be a funeral/memorial service during a time in which they were not scheduled to work for a three (3)-day period, thus they would not qualify for any funeral leave.

Mr. Martin stated under the current policy, staff were taking and were allowed to take three (3) days funeral leave in instances in which the funeral/memorial service was on a weekend. Mr. Martin further stated administration is attempting to address something that has become an issue. Mr. Moorefield described a specific issue that had arisen under the current ordinance.

Commissioner Gilfus suggested the definition of “family members” under the proposed ordinance amendment be defined as *bloodline plus the immediate household*.

Commissioner Edge stated he had no problem with twenty-four (24) hours and the definition of “family members” as proposed, but he was not clear regarding notification on the “end of the employee’s first scheduled work day”. Mr. Moorefield explained under the current ordinance there is no specific notification requirement and it is not unreasonable to expect an employee to contact their supervisor by the end of the first day on which they expected to request the leave to let their supervisor know why they were absent. Mr. Moorefield further stated this has not always been done under the current ordinance.

Commissioner Gilfus stated with the increasing diversity in the workplace, his thoughts were for a mix of the new and the old definitions to include any persons living within the household. Commissioner Gilfus further stated given subsections (C) (1), (2) and (3) of the proposed ordinance amendment in which different hours are given depending on the family relationship, he would make a motion as follows:

DRAFT

MOTION: Commissioner Gilfus moved to create a family relationship definition that would include those living within the employee's household in addition to families as defined under the current ordinance.

Mr. Martin suggested the inclusion of (C) (4) to clarify that the half, step, foster and in-law relationships apply to the relationships listed specifically in (C) (1), (2), and (3).

Commissioner Edge asked how one would know who is residing the household. Mr. Moorefield responded the issue would be the same as knowing whether an employee's reported relationship with the decedent was actually as the employee stated, in other words, how would a supervisor know an employee's grandparent. Mr. Moorefield stated there is no good basis on which to make such determinations.

Commissioner Gilfus called for a second to his motion. The motion died due to lack of a second.

Mr. Moorefield stated he views the proposed ordinance amendment as a way to address the specific concerns of management in the way the ordinance is administered. Mr. Moorefield further stated the proposal before the committee is the second version to come from the legal department; the first version contained all the considerations having been discussed. Mr. Moorefield stated the objective he was given was to tighten up the ordinance to restrict the amount of hours the county pays for funeral leave in a reasonable way. Mr. Moorefield stated the proposed ordinance amendment directly ties the leave to the funeral/memorial service.

Mary Smith, Payroll Supervisor, reported the county paid out \$9,300 for funeral leave during the last payroll period.

MOTION: Commissioner Edge moved to approve the recommendations as proposed.

SECOND: Commissioner Melvin

VOTE: PASSED by a vote of 2 in favor (Commissioners Edge and Melvin) to 1 in opposition (Commissioner Gilfus).

3. DISCUSSION OF REQUEST FROM POINT EAST SUBDIVISION PROPERTY OWNERS

Mr. Martin introduced Daryl Cobranchi, President Point East Subdivision HOA, and Dave Averette, Averette Engineering Company. Commissioner Gilfus called on Bob Stanger, County Engineer, who stated at the request of the Board of Commissioners during their June 21, 2010 meeting, the Point East Subdivision property owners' request was referred to the Policy Committee for additional consideration. Mr. Stanger further stated at that meeting Mr. Moorefield advised there was no statutory authority for the county to undertake a special assessment project to breach a dam and the property owners would need to petition the Board to repair the dam.

DRAFT

Mr. Stanger explained the original petition received from the property owners was for the dam to be breached. Mr. Stanger stated following his discussions with Mr. Cobranchi, another petition was received requesting that the county undertake a special assessment project to repair the dam. Mr. Stanger further stated the petition was signed by nine (9) of the fifteen (15) property owners that reside on the lake and there are seventeen (17) lots that surround the lake with about forty properties of different class distinctions being located in the entire Point East Subdivision. Mr. Stanger explained the properties adjoining the lake would be the only properties assessed should the county undertake the project.

Mr. Stanger outlined deficiencies with the dam as follows: tree growth on the dam causing stability problems; undermining of the principal spillway pipe; severe erosion of the emergency spillway; and potentially inadequate spillway capacity. Mr. Stanger stated he researched the North Carolina Administrative Code for provisions related to the construction, repair, alteration and removal of a dam regulated by the State, and the code required an application together with a preliminary and final design report and approval by the NCDENR prior to commencing any work on the dam.

Mr. Stanger explained investigations would have to be completed prior to submission of the final plans relating to the foundation and abutments of the dam, construction material proposed for the dam, survey of the downstream area to delineate the area of potential damage in case of failure, and hydrology of the watershed upstream of the dam. Mr. Stanger further explained subsurface exploration would be necessary to evaluate the condition of the existing earthen dam and a report prepared by a qualified geologist would be required for the small Class C dam in the Point East Subdivision. Mr. Stanger reviewed design requirements for the spillway system and the seepage analysis that would have to be conducted. Mr. Stanger stated an operation and maintenance plan must be developed for the dam.

Mr. Stanger advised the homeowners association contracted with Averette Engineering Company to conduct a preliminary feasibility study of the dam. Mr. Stanger stated he asked Mr. Cobranchi to invite Mr. Averette to attend the meeting so he could give the committee information on the level of engineering work he had accomplished to date. Mr. Stanger further stated he did not include a recommendation to the committee because in his opinion until the final reports are prepared, the investigative work is completed and a repair plan is completed by Dam Safety, it is difficult to access what the repairs and cost will be. Mr. Stanger explained he did not want to present to the Board of Commissioners a cost that could change like what happened in the Lake Upchurch project.

Mr. Cobranchi explained the HOA had been in contact with Dam Safety and had a list of the deficiencies and what needed to be done to meet current code. Mr. Cobranchi further explained Mr. Averette sent his plans to the state and received a response that if the work was completed according to the plans, the dam would meet code. Mr. Stanger stated he had subsequent discussions with Steve McElroy, Dam Safety Engineer, and Mr. McElroy had asked what geo-technical evaluation was going to be done on the dam and was it

DRAFT

included in the scope of work. Mr. Stanger further stated the indication he got from Mr. McElroy was that there were some concerns regarding the stability of the dam and Dam Safety wanted a geo-technical evaluation to determine that it is stable. Mr. Cobranchi stated this was the first he had heard about the need for a geo-technical evaluation. Mr. Averette stated there had been nothing included about the stability of the dam itself.

Mr. Averette explained that he had developed the preliminary plans in an effort to address the concerns that had been expressed to him by Dam Safety. Mr. Averette stated he had investigated the possibility of getting the dam re-classified where it was not a high-hazard dam and a non-regulated dam in order to get the dam in a repair situation. Mr. Averette stated the NCDENR regulations for repair of the dam are very costly and when considering the small size of the HOA, it is not practical to repair or breach the dam. Mr. Averette further stated efforts continue to get the dam non-regulated. Mr. Averette concurred that efforts probably need to be made to get information on the engineering data, but at present he would likely say it is high-hazard or right on the brink of being so.

Mr. Cobranchi stated the HOA has been told by the NCDENR that they have to either breach or repair the dam. Mr. Cobranchi further stated the HOA can not borrow the money commercially, can not force property owners who are directly affected to pay the special assessment and the lien for the special assessment would only be paid when the property owners sell their homes. Mr. Cobranchi further stated the only option available was to approach the County Commissioners and request a special assessment for repair and should they not be willing to do that, then the HOA is stuck in terms of dealing with the NCDENR. Mr. Cobranchi reviewed efforts that had been made to donate the land. Mr. Cobranchi spoke to the decrease in property values for lots surrounding the lake and stated if the dam is repaired, values will increase about \$25,000 per lot.

Mr. Martin briefly described the former Lake Upchurch project which had been funded through a county assessment which was much greater than the initial estimate and stated in order for the county and the subdivision property owners to avoid that same situation, staff feels they need realistic cost estimates for everything that has to be accomplished. Mr. Stanger concurred and stated particularly on a project this small with a limited base (17 properties) paying the assessment. Mr. Stanger mentioned that the Lake Upchurch project included more than 100 parcels. Commissioner Melvin concurred.

Mr. Cobranchi inquired regarding the information the county would need. Mr. Stanger stated the county needed an approved repair plan signed off by the NCDENR, which would provide a good basis for determining the cost and offer some assurance. Mr. Stanger suggested the next step might be for Mr. Averette and he to meet with Mr. McElroy of the NCDENR to make sure all understand exactly what analysis the state is going to require. Mr. Averette stated things would have to go further in order for a detailed plan to be developed and agreed that a plan and contract should be secured before the county gets involved. Mr. Averette stated the problem is the HOA can not pay for it.

DRAFT

Mr. Moorefield inquired regarding the cost for the planning process. Mr. Averette responded an additional \$7,500 to the \$2,500 already paid to him, which may not include subsurface investigations and other things the NCDENR may require.

Mr. Martin stated the reason the county has not elected to take on the project is the issue of not knowing what Dam Safety will require which will ultimately determine the cost of the project.

Mr. Cobranchi inquired whether the Board of Commissioners could levy a special assessment for the project in phases because he did not know how the property owners could come up with \$10,000. Mr. Moorefield explained that was not legally permissible because the project might not proceed past the initial design phase. Mr. Martin inquired whether the HOA had the authority to assess its property owners. Mr. Cobranchi stated the bylaws provide for special assessments but the problem is there is no enforcement mechanism. Mr. Moorefield advised the HOA had the right to foreclose on assessments levied against the properties. Mr. Moorefield expressed concern that should the HOA not be willing to come up with \$10,000, then why would the county assess and levy properties for a much larger amount. Mr. Cobranchi stated he was not aware the HOA could force property owners to pay through foreclosure. Mr. Moorefield advised an HOA lien would be of the same nature as a county assessment lien and would by statute be positioned ahead of a mortgage.

Commissioner Gilfus stated Mr. Stanger and Mr. Averette need to meet with the NCDENR together to determine what needs to be done and hopefully come back next month with some county/NCDENR plans.

4. OTHER MATTERS OF BUSINESS

There were no other matters of business.

MEETING ADJOURNED: 11:00 AM

BILLY R. KING
Chairman

KENNETH S. EDGE
Vice Chairman

JEANNETTE M. COUNCIL
MARSHALL FAIRCLOTH
PHILLIP GILFUS
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

ITEM NO. 7

MEMORANDUM FOR BOARD OF COMMISSIONERS' AGENDA
SEPTEMBER 7, 2010

TO: Board of Commissioners

FROM: Candice H. White, Deputy Clerk to the Board *cu*

DATE: August 27, 2010

SUBJECT: Cumberland County Board/Commission Nominations

At this time, there are no nominations scheduled for your September 7, 2010 meeting. It is anticipated that nominations will be placed on the agenda for your September 20, 2010 meeting for terms expiring on October 31, 2010 and November 1, 2010. Thank you.

Celebrating Our Past... Embracing Our Future

BILLY R. KING
Chairman

KENNETH S. EDGE
Vice Chairman

JEANNETTE M. COUNCIL
MARSHALL FAIRCLOTH
PHILLIP GILFUS
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

August 27, 2010

ITEM NO. 8A

September 7, 2010 Agenda Item

TO: Board of Commissioners
FROM: Candice H. White, Deputy Clerk to the Board *CHW*
SUBJECT: Criminal Justice Partnership Advisory Board

BACKGROUND: On August 16, 2010, the Board of Commissioners nominated the following individuals to fill three (3) vacancies on the Criminal Justice Partnership Advisory Board:

Probation Officer
Sharon Phillips, JDM (new appointment)

At-Large
Kristin Jones (new appointment)

Police Chief or Designee
Captain Charles Kimble (reappointment)

I have attached the current membership list for this board.

PROPOSED ACTION: Appoint individuals to fill the three (3) vacancies above.

Attachment

pc: Callie Gardner, Day Reporting Center
Elizabeth Keever, Chief District Court Judge

Celebrating Our Past... Embracing Our Future

CRIMINAL JUSTICE PARTNERSHIP ADVISORY BOARD

3-year terms

(According to the Rules of Procedure adopted on August 17, 2009 by the Cumberland County Board of Commissioners, no citizen may serve more than two consecutive terms on any board or committee and must be off at least one year before returning to the board or committee. The Board of Commissioners reserves the right to waive this requirement, based on special circumstances.

According to NCGS § 143B-273.10, members of County Criminal Justice Partnership Advisory Boards may be reappointed without limitation. Members appointed by virtue of their office serve only while holding the office or position held at the time of appointment.)

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For Reappointment</u>
<u>Probation Officer</u>				
VACANT (vacated by W. Marshburn) 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 (Representative)</u>				
Gregory A. Weeks Cumberland County Courthouse 117 Dick Street Fayetteville, NC 28301	6/10	1 st	June/13 6/30/13	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 McRaney 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

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 (Representative)</u>				
William R. West, Jr. (W/M) Cumberland County Courthouse 117 Dick Street Fay., NC 28301 678-2915(W)	6/10	1st	June/13 6/30/13	Yes
<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)	6/10	2nd	June/13 6/30/13	No
Beverly R. Hill 1875 Frankie Avenue Fay., NC 28304 425-9472/919-733-4340 (W)	6/10	1st	June/13 6/30/13	Yes
Edgar F. Merritt 1506 Boros Drive Fay., NC 28303 822-2976	6/10	1st	June/13 6/30/13	Yes
VACANT (vacated by C. Heffney)	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	<u>Expires</u>	<u>Reappointment</u>
<u>At-Large</u>				
Kraig Brown (B/M) 2909 Wycliffe Court Fay., NC 28306 964-0503/424-7678 (W)	6/10	2nd	June/13 6/30/13	No
Terresa Rogers 313 Hamilton Street Fay., NC 28301 822-4289/488-2120 ext 7494 (W)	8/09	1st	August/12 8/31/12	Yes
<u>Public Defender</u>				
Ron McSwain (W/M) Cumberland County Courthouse, Suite 307 117 Dick Street Fay., NC 28301 678-2918(W)	6/10	6th	June/13 6/30/13	No
<u>County Commissioner</u>				
Marshall Faircloth (W/M) P.O. Box 1829 Fay., NC 28302 678-7771(W)	6/10	1 st	June/13 6/30/13	Yes
<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)	6/10	2nd	June/13 6/30/13	No

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	N/A

NOTE: Second position for a Probation Officer/Assistant JDM not filled in 2010 upon retirement of individual holding that position; there is no requirement in the bylaws for two positions; position classification also changed to Probation Officer as bylaws only suggest that a probation officer be included in the membership.

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) Phone 323-6126; Fax 323-6133

BILLY R. KING
Chairman

KENNETH S. EDGE
Vice Chairman

JEANNETTE M. COUNCIL
MARSHALL FAIRCLOTH
PHILLIP GILFUS
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

August 27, 2010

ITEM NO. 8B

September 7, 2010 Agenda Item

TO: Board of Commissioners
FROM: Candice H. White, Deputy Clerk to the Board
SUBJECT: Cumberland County Local Emergency Planning Committee

BACKGROUND: On August 16, 2010, the Board of Commissioners nominated the following individual to fill one (1) vacancy on the Cumberland County Local Emergency Planning Committee:

Emergency Management Representative
Greg Phillips (reappointment)

I have attached the current membership list for this committee.

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

Attachment

pc: Kenny Currie, Emergency Services Director

August 6, 2010

August 16, 2010 Agenda Item
Celebrating Our Past... Embracing Our Future

CUMBERLAND COUNTY
LOCAL EMERGENCY PLANNING COMMITTEE
3 Year Term
(Staggered Terms Initially)

Name/Address	Date Appointed	Term	Expires	Eligible For Reappointment
<u>Print and Broadcast Media Representative</u>				
VACANT (vacated by D. Hewett) 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
Sally Shutt (W/F) CC Communications Manager P.O. Box 1829 Fayetteville, NC 28302 Phone: 437-1921	6/10	1 st full	Aug/13 8/31/13	Yes
		(eligible to serve an additional 3-year term)		
<u>Operators of Facilities Representative</u>				
Rayford Hunt Hexion Specialty Chemicals 1411 Industrial Drive Fayetteville, NC 28301 485-9269	4/10	1 st	Nov/11 11/30/11	Yes
		(serving unexpired term)		
VACANT (vacated by Gene Smith) Goodyear Tire and Rubber 6650 Ramsey Street Fayetteville, NC 28311 893-8213/630-5678 (W)	8/09	1 st	Aug/12 8/31/12	Yes
VACANT (vacated by Joel Blake)	4/07	2 nd	Dec/09 12/31/09	No
Antionette Barnes (/F) Purolator Filters 3200 Natal Road Fayetteville, NC 28306 426-4283 (W)	2/10	1st	Dec/12 12/31/12	Yes
		(serving 1 st full term-eligible for another 3-year term)		

<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 Fayetteville, NC 28306-3053 486-1334	9/09	1st	Sept/12 9/30/12	Yes
Lt. Charles Parker Cumberland Co. Sheriff's Office 131 Dick Street Fayetteville, NC 28301-5750 677-5412	6/10	1 st full	Aug/13 8/31/13	No
Lieutenant Wade Owen Fayetteville Police Department 467 Hay Street Fayetteville, NC 28301-5565 433-1819	12/09	1 st	Dec/12 12/31/12	Yes
<u>Emergency Management Representative</u>				
Greg Phillips Cumberland County Emergency Services 131 Dick Street Fayetteville, NC 28301 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	8/07	2 nd	Aug/10 8/31/10	No
<u>Transportation Representative</u>				
VACANT (vacated by Eddie Smith)	12/09	1st	Dec/12 12/31/12	Yes
<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

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For Reappointment</u>
<u>Hospital Representative</u>				
Scott Tanner Cape Fear Valley Health System 1638 Owen Drive Fayetteville, NC 28304 615-7914 (W) / 315-4672 (H)	9/09	1st	Sept/12 9/30/12	Yes
<u>Fire Fighting Representative</u>				
Assistant Chief Thomas M. Allen Fire/Emergency Management City of Fayetteville 433 Hay Street Fayetteville, NC 28301 433-1009	10/08	1 st	Dec/11 12/31/11	Yes
<u>First Aid Representative</u>				
Kevin Brunson Cape Fear Valley Emergency Medical Services 610 Gillespie Street Fayetteville, NC 28306 615-5651 (W) / 309-7228 (C)	6/10	1st	Nov/10 11/30/10	Yes
(serving unexpired term-eligible for 2 additional terms)				
<u>At-Large Representative</u>				
Phillip McCorquodale 2413 Cleveland Avenue Fayetteville, NC 28312 323-4112/323-9600 (W)	4/10	1 st	April/13 04/30/13	Yes
Richard A. King 658 Glenola Street Fayetteville, NC 28311 488-2492/977-3118 (W)	6/10	1st	Aug/13 08/31/13	Yes
<u>Local Environmental Representative</u>				
Paul Rawls 225 Green Street, Suite 714 Fayetteville, NC 28301 424-5556 (H) / 433-3324 (W)	2/10	1st	Feb/13 2/28/13	Yes
<u>Utilities Representative</u>				
Ray Jackson (/M) Public Works Commission 955 Old Wilmington Road Fayetteville, NC 28301 223-4118	8/09	1 st	Aug/12 8/31/12	Yes

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For Reappointment</u>
VACANT (vacated by S. Rohrs) Attn: Environmental Branch HQ XVIII Airborne Corps Public Works Business Center Fort Bragg, NC 28307 432-8470	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

BILLY R. KING
Chairman

KENNETH S. EDGE
Vice Chairman

JEANNETTE M. COUNCIL
MARSHALL FAIRCLOTH
PHILLIP GILFUS
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

August 27, 2010

ITEM NO. 80

September 7, 2010 Agenda Item

TO: Board of Commissioners
FROM: Candice H. White, Deputy Clerk to the Board *cw*
SUBJECT: Fayetteville-Cumberland Senior Citizens Advisory Commission

BACKGROUND: On August 16, 2010, the Board of Commissioners nominated the following individuals to fill four (4) vacancies on the Fayetteville-Cumberland Senior Citizens Advisory Commission.

Marlene Jacobs (reappointment)

Mary Rizor (reappointment)

Glenda Dye (reappointment)

Lewis Scott Oatman (new appointment)

I have attached the current membership list for this commission.

PROPOSED ACTION: Appoint individuals to fill the four (4) vacancies above.

Attachment

pc: Mary Brymer, Senior Programs Supervisor

Celebrating Our Past... Embracing Our Future

SENIOR CITIZENS ADVISORY COMMISSION
(Joint Fayetteville/Cumberland County)
2 Year Term
(County Appointees)

Name/Address	<u>Date</u> Appointed	Term	Expires	<u>Eligible For</u> Reappointment
William J. Watson (B/M) 1881 Gola Drive Fayetteville, NC 28301 488-6600	2/09	1 st	Feb/11 2/28/11	Yes
Eleanor Ayers Hairr P.O. Box 220 Stedman, NC 28391 323-1892	11/08	2 nd	Nov/10 11/30/10	No
VACANT (vacated by R. Campbell)10/08		1 st	Sept/10 9/30/10	Yes
Marlene Jacobs (W/F) 324 Glenburney Drive Fayetteville, NC 28303 484-5920	4/09	1st (serving unexpired term)	Sept/10 9/30/10	Yes
George Hatcher, Sr.(C/M) 3534 A.B. Carter Road Fayetteville, NC 28312 483-5896/818-8263(Cell)	11/08	2 nd	Nov/10 11/30/10	No
Tom Cain (/M) 2786 Baywood Road Fayetteville, NC 28312 630-3970 (H)	9/09	1st	Sept/11 9/30/11	Yes
Brenda Brown (B/F) 1606 Dolphin Drive Spring Lake, NC 28390 497-9315 (H) / 866-6390 ext. 21953 (W) / 818-1604 (C)	9/09	1st	Sept/11 9/30/11	Yes
Mary W. Rizor (W/F) 734 Baywood Road Fayetteville, NC 28312 609-1743	3/00	1st (serving an unexpired term)	Sept/10 9/30/10	Yes

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For Reappointment</u>
Glenda Dye 1683 Hazel Hurst Drive Fayetteville, NC 28314 323-4191 Ext. 22 (W)	4/10 (serving unexpired term)	1st	Sept/10 9/30/10	Yes
Kristine Wagner (W/F) 130 Gillespie Street Fayetteville, NC 28301 436-0340/678-7624(W)	11/08	2 nd	Nov/10 11/30/10	No

Contact: Mary Brymer – Senior Citizens Center Director – Phone: 433-1574
(Interoffice – Parks and Recreation)

Commissioner Liaison: Commissioner Kenneth Edge

Regular Meetings: 2nd Tuesday of each month at 2:30 PM
LaFayette Room – City Hall

*NOTE: This Board was expanded in 2006. The City and County agreed to expand from 10 to 20 members. The BOC had responsibility to appoint 2 new members to a 1 year term and 3 new members to a 2 year term.

BILLY R. KING
Chairman

KENNETH S. EDGE
Vice Chairman

JEANNETTE M. COUNCIL
MARSHALL FAIRCLOTH
PHILLIP GILFUS
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

August 27, 2010

ITEM NO. 8D

September 7, 2010 Agenda Item

TO: Board of Commissioners
FROM: Candice H. White, Deputy Clerk to the Board *CW*
SUBJECT: Southeastern Economic Development Commission

BACKGROUND: On August 16, 2010, the Board of Commissioners nominated the following individual to fill one (1) vacancy on the Southeastern Economic Development Commission.

Commissioner Jeannette M. Council (new appointment)

I have attached the current membership list for this Commission.

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

Attachment

Celebrating Our Past... Embracing Our Future

SOUTHEASTERN ECONOMIC DEVELOPMENT COMMISSION
COUNTY APPOINTEES
(4 year terms)

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For Reappointment</u>
*Juanita Pilgrim (B/F) Deputy County Manager P.O. Box 1829 Fayetteville, North Carolina 28302 678-7723	9/09	3rd	Sept/13 9/30/13	No
Doug Peters (W/M) President, FCCCC 201 Hay Street, 4 th Floor Fayetteville, North Carolina 28301 424-4242 x 226	09/08	1 st	Sept/12 9/30/12	Yes
Ed Melvin (W/M) County Commissioner P.O. Box 1829 Fayetteville, North Carolina 28302 678-7771 or 678-7772	10/07	1 st	Oct/11 10/31/11	Yes
Jimmy Keefe (W/M) County Commissioner PO Box 1829 Fayetteville, NC 28302 678-7771 or 678-7772	02/09	1 st	Sept/10 09/30/10	Yes

*Designated to serve on the Executive Committee.

Meets the 4th Tuesday at 10 am – Elizabethtown Airport, Airport Rd. (Commissioner Melvin and Keefe only attend the annual meeting-usually in April)

Members appointed by the Board of Commissioners in November of 2001.

Terms were staggered initially when members were appointed on 11/5/01.

Contact: info@sedcnc.org; Linda Melvin lmelvin@sedcnc.org; Pam Bostic pbostic@sedcnc.org

Address: 707 West Broad Street, Elizabethtown, NC 28337

Temporary Phone (as of 2-3-10): 910-862-8511 Ext. 31 for Linda Melvin and Ext. 32 for Pam Bostic

Fax: 910-862-1482

Contact persons are: Juanita Pilgrim or Pamela Bostic